

Name Dan L. Forsea & Son, Inc

4447

DESCRIPTION OF WATER RIGHT

By

Address

Richland, OR 97870Change in PODDate filed March 24, 1980Date of hearing June 10, 1980Place of hearing BakerDate of order 6-11-80 Vol. 33, page 307
*Amending 9-5-86*Date for application of water complete

Proof mailed

Proof received

Certificate issued SEP 4 1980 Vol. 43, page 49429

APR 25 1985

48

52942

52943

52944

Name of stream Eagle CreekTrib. of County of BakerUse irrigation + stockQuantity of water No. of acres 28Name of ditch Moody to Kay YoungDate of priority 1876In name of P.A. MoodyPowder River Adjudication, Vol. 6, page 480, 480, 479App. No. Per. No. Cert. No. 4706Certificate cancelled 4697

Notation made on record by

REMARKS

W.R.I.S.	
Assembled <u>2-17-85</u> by <u>SM</u>	
Entered _____ by _____	
Verified _____ by _____	

FEES PAID

Date	Amount	Receipt No.
3-24-80	35-	16789
	35-	16795 } from T-4448
	35-	16794 } T-4449
TOTAL . . .		
	Cert. Fee	

Democrat Herald \$47.50 pd 5/12/80 CK # 4172

FEES REFUNDED

Date	Amount	Check No.
5/12/80	7.50	4173
	7.50	4174
	7.50	4175

Ex 20
 POD 15
 PON 41
82.50

INDEX CARDS:

TO BE ENTERED WHERE CHECKED

Name	Stream	Pt. of Div.	Calendar	Twp. & Rge.	Decree-vanit	Decree-safe	Cert. of W/R	Per. Folder	Chainindex	Cross Ref.	Power Claim	Abstracts
<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>	<u>Forsea</u>
<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>
<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>	<u>Randall</u>

CHECKED TO RECORD:

Refund 7.50 each to

Refund
 7.50 each to
 Forsea
 Randall
 Randall

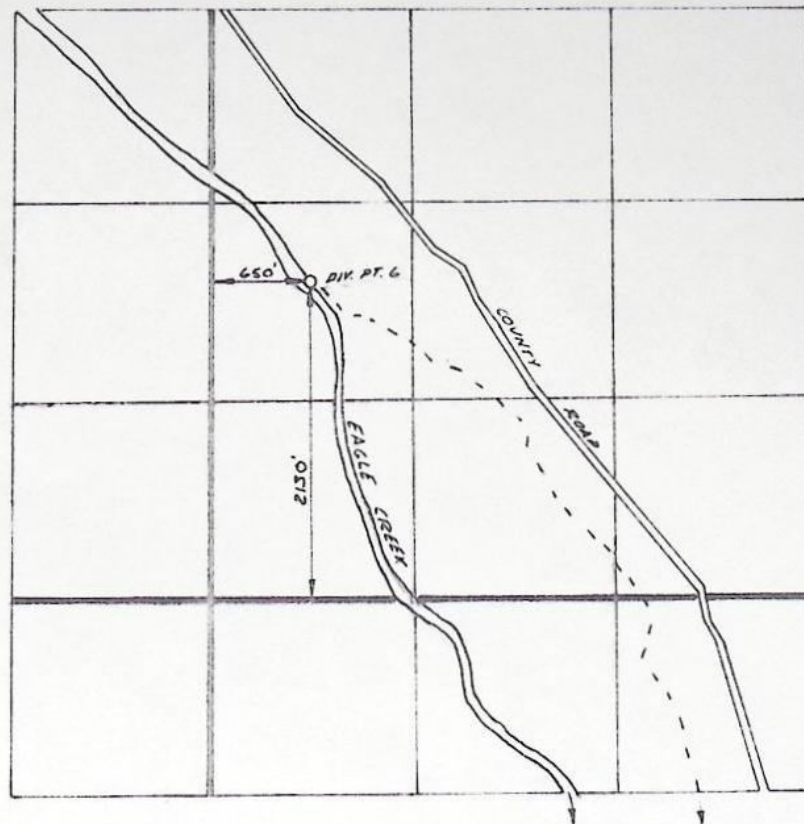
7-4448

FROM:

RECEIVED
MAR 24 1980
WATER RESOURCES DEPT
SALEM, OREGON

T 9S R 45E W.M.

SECTION 3



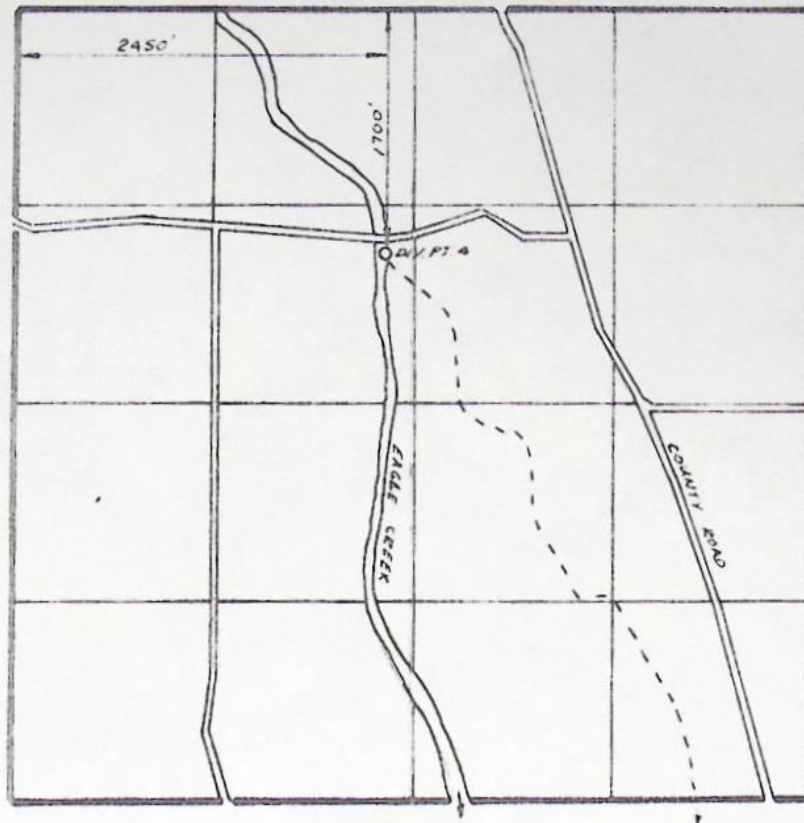
MOODY DITCH

T-4448

To :

T 9S R 45E W.M.
SECTION 10

RECEIVED
MAR 24 1980
WATER RESOURCES DEPT
SALEM, OREGON



KAY YOUNG DITCH

T-4449

20
15RECEIVED
MAR 2 1980
WATER RESOURCES DEPT
SALMON, OREGON

Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, John Randall

(Name of applicant)

of Day 28, Richland

(Mailing address)

(City)

State of Oregon, 97870, do hereby make application for change

(Zip Code)

(Phone number)

In point of diversion

(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No. Minnie E. Martin 16 8979

(If not, give name)

2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings

(Yes or No)

Powder River Decreenumber of certificate 46973. Was your water right acquired by Water Right Permit? No If so, give number

(Yes or No)

of permit Number of certificate

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Eagle Creek5. What is the date of priority of your water right? 18796. The authorized point of diversion is located 2130 ft. N and 650 ft. W from the SW

(N. or S.)

(E. or W.)

corner of Sec. 3 being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3 Tp. 9S R. 45E W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of Baker The name of the ditch used is Moody

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1700 ft. S and 2450 ft. E from the NW

(N. or S.)

(E. or W.)

corner of Sec. 10 being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10 Tp. 9S R. 45E W. M.,

(No. N. or S.)

(No. E. or W.)

in the county of Baker The name of the ditch to be used is Kay Young

8. The use to which the water is applied is Irrigation and stock
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
9S	45E	10	SE $\frac{1}{4}$ SE $\frac{1}{4}$	2.7
"	"	"	NW $\frac{1}{4}$ SE $\frac{1}{4}$	12.0

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? no
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

To document the existing use

15. Construction work will be completed on or before Completed

16. The water will be completely applied to the proposed use on or before "

Remarks

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, JOHN RANDALL, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 20 day of Feb, 1980

John Randall
(Name of applicant)

Subscribed and sworn to before me this 20th day of Feb, 1980

[Notarial Seal]



Walter H. Seader
NOTARY PUBLIC FOR OREGON

My commission expires 2/26/83

T-4447

20
15

Application for Transfer of Water Right

RECEIVED
MAY 21 1980
WATER RESOURCES DEPT
OREGON

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Forsea Brothers Dan L. Forsea and Sons, Inc.
(Name of applicant)
 of RICHLAND, OREGON,
(Mailing address) (City)
 State of _____, _____, do hereby make application for change
(Zip Code) (Phone number)
In Point of Diversion
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No P. A. Moody VB, P480
(If not, give name)
2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings
(Yes or No)
Powder River Decree number of certificate 4706
3. Was your water right acquired by Water Right Permit? No If so, give number
(Yes or No)
 of permit _____ Number of certificate _____

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Eagle Creek
5. What is the date of priority of your water right? 1876
6. The authorized point of diversion is located 2130 ft. N and 650 ft. E from the SW
(N. or S.) (E. or W.)
 corner of Sec 3 being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3 Tp. 9S R. 45E W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Baker The name of the ditch used is Moody

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1700 ft. S and 1400 ft. E from the NW
(N. or S.) (E. or W.)
 corner of Sec 10 being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10 Tp. 9S R. 45E W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Baker The name of the ditch to be used is Kay Young

8. The use to which the water is applied is Irrigation and stock
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
9S	45E	14	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2.8

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? no
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

To document existing use

15. Construction work will be completed on or beforeCOMPLETED.....

16. The water will be completely applied to the proposed use on or beforeCOMPLETED.....

Remarks

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, WALTER J. FORSEA, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 13th day of Feb, 1980

Walter J. Forsea
(Name of applicant)

Subscribed and sworn to before me this 13th day of Feb, 1980.

[Notarial Seal]

Victor Kent Seaburn
NOTARY PUBLIC FOR OREGON

My commission expires 2/26/83



Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Chester Randall
(Name of applicant)
of Rt 1 Box 23, Richland
(Mailing address) (City)
State of Oregon, 97870, 893-4251, do hereby make application for change
(Zip Code) (Phone number)
In Point of Diversion
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No P. A. Moody ✓6, p480
(If not, give name)
2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings
(Yes or No) Powder River Decree number of certificate 4706
3. Was your water right acquired by Water Right Permit? No If so, give number
(Yes or No) of permit Number of certificate

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Eagle Creek
5. What is the date of priority of your water right? 1876
6. The authorized point of diversion is located 2130 ft. N and 650 ft. E from the SW
(N. or S.) (E. or W.)
corner of SEC. 3 being within the NW 1/4 SW 1/4 of Section 3 Tp. 9S R. 45E W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Baker The name of the ditch used is Moody

NOTE: Answer question if the application is for change in point of diversion.

7. The proposed point of diversion is located 1700 ft. S and 1400 ft. E from the NW
(N. or S.) (E. or W.)
corner of Sec 10 being within the SE 1/4 NW 1/4 of Section 10 Tp. 9S R. 45E W. M.,
(No. N. or S.) (No. E. or W.)
in the county of Baker The name of the ditch to be used is Kay Young

8. The use to which the water is applied is Irrigation and stock
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated
9S	45E	14	SW $\frac{1}{4}$ NW $\frac{1}{4}$	5.1

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.?
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List $\frac{1}{4}$ - $\frac{1}{4}$ of Section	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are

To document existing use

15. Construction work will be completed on or before Completed

16. The water will be completely applied to the proposed use on or before "

Remarks

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

I, CHESTER RANDALL, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 20th day of Feb, 1980.

Chester Randall

(Name of applicant)

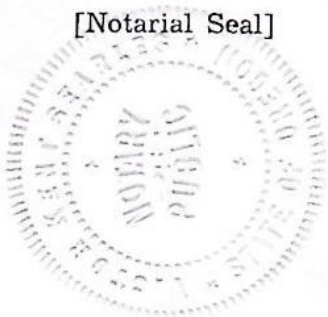
Subscribed and sworn to before me this 20th day of Feb, 1980.

[Notarial Seal]

Victor J. Seader

NOTARY PUBLIC FOR OREGON

My commission expires 2/26/83



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF THE APPLICATION)
OF DAN FORSEA & SONS, INC., CHESTER)
RANDALL AND JOHN RANDALL FOR)
APPROVAL OF A CHANGE IN POINT OF)
DIVERSION OF WATER)

ORDER APPROVING
TRANSFER NO. 4447

On March 24, 1980, an application was filed in the office of the Water Resources Director by Dan Forsea & Sons, Inc., Chester Randall and John Randall for approval of a change in point of diversion from Eagle Creek, pursuant to the provisions of ORS 540.510 to 540.530.

By Decree of the Circuit Court for Baker County, Oregon, entered March 18, 1918, in the Matter of the Determination of the Relative Rights of the Various Claimants to the Use of the Waters of Powder River and Its Tributaries, a water right was allowed in the name of P. A. Moody for use of waters of Eagle Creek for irrigation of, among other lands, a certain 2.8 acres in NW 1/4 SW 1/4 (Forsea) and 5.1 acres in SW 1/4 NW 1/4 (C. Randall), Section 14, Township 9 South, Range 45 East, W.M., being tabulated at Volume 6, page 480, with a date of priority of 1876, as evidenced by certificate recorded at page 4706, Volume 5, State Record of Water Right Certificates.

By said Decree, a water right was allowed in the name of Minnie E. Martin for use of waters of Eagle Creek for irrigation of, among other lands, a certain 2.7 acres in SE 1/4 SE 1/4 and 12.0 acres in NW 1/4 SE 1/4, Section 10, Township 9 South, Range 45 East, W.M., being tabulated at Volume 6, page 479, with a date of priority of 1887, as evidenced by certificate recorded at page 4697, Volume 5 of said record.

1879

The authorized point of diversion is located 2130 feet North and 650 feet East from the Southwest Corner of Section 3 being within the NW 1/4 SW 1/4 of Section 3, Township 9 South, Range 45 East, W.M. (Moody Ditch).

The applicants propose to change the point of diversion therefrom, without loss of priority, to a point located 1700 feet South and 1400 feet East from the Northwest Corner of Section 10, being within the SE 1/4 NW 1/4 of Section 10, Township 9 South, Range 45 East, W.M. (Kay Young Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Democrat-Herald, a newspaper printed and having general circulation in Baker County, Oregon, for a period of three weeks in the issues of April 16, 23 and 30, 1980.

Mr. V. Kent Searles, Watermaster, has filed a statement to the effect that the proposed change in point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in point of diversion may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in point of diversion, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

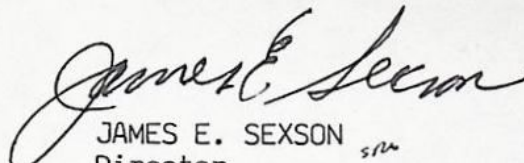
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

The order of the Water Resources Director entered June 11, 1980, approving transfer application No. 4437, provided for cancellation of the certificates of water right recorded at pages 4697 and 4706, Volume 5, State Record of Water Right Certificates, and issuance of new certificates covering the balance of the rights NOT involved in the transfer proceedings.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this and other orders approving changes in points of diversion, confirming certificates of water right shall be issued to the applicants herein.

Dated at Salem, Oregon this 11th day of June, 1980.


JAMES E. SEXSON
Director

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

BAKER COUNTY

IN THE MATTER OF THE APPLICATION)
OF DAN FORSEA AND SONS, INC.,)
CHESTER RANDALL AND JOHN)
RANDALL FOR APPROVAL OF A)
CHANGE IN POINT OF DIVERSION)
OF WATER)

ORDER AMENDING
ORDER APPROVING
TRANSFER 4447

The order of the Water Resources Director entered June 11, 1980, at page 304, Volume 33, Special Order Record, approving water right Transfer 4447, incorrectly identified the date of priority of one of the water rights involved in the proposed change in point of diversion.

The right evidenced by the certificate recorded at page 4697, Volume 5, State Record of Water Right Certificates, in the name of Minnie E. Martin, has a date of priority of 1879. The order incorrectly identified the date of priority as 1887.

NOW, THEREFORE, it hereby is ORDERED that line 5, paragraph 3, page 304, Volume 33, Special Order Record, be amended to state " with a date of priority of 1879, ".

Dated at Salem, Oregon, this 5th day of September, 1986.

William H. Young
WILLIAM H. YOUNG
Director

6450D

: POD
POU
USE
Add '1 POD

County BAKER

1. Name Dan Forsen & Son, Inc., Chester Randall, John Randall
Address Richland, OR 97870

5. Proposed Point of Diversion 1700' S & 7400' E from NW Corner,
S. 10, w/in SE $\frac{1}{4}$ NW $\frac{1}{4}$, S. 10, T9S, R45E, w/in
Kay Young Ditch

7. Place of Use:

[illegible]

JOHN RANDALL - MR RANDALL CLAIMS APPROX 60 ACRES
IRRIGATED FROM KAY YOUNG DITCH. THIS IS ALL LAND
LAYING BETWEEN KAY YOUNG DITCH AND EAGLE CREEK.
HE CLAIMS APPROX 22 ACRES IN THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ SEC 14
T. 9S. R. 4SE. IRRIGATED FROM THE NEWT YOUNG DITCH
ANOTHER 60 ACRES ARE IRRIGATED IN THE SE $\frac{1}{4}$ SEC 10,
T 9S R 4SE BELOW THE RICHLAND-NEWBRIDGE HIGHWAY
AND THE KAY YOUNG DITCH. THIS IS IRRIGATED FROM THE
MOODY DITCH. ALSO IRRIGATED FROM THE MOODY DITCH IS
APPROX 98 ACRES IN S $\frac{1}{2}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ SEC 14 T. 9S. R. 4SE.
EAST OF RICHLAND-NEWBRIDGE HIGHWAY AND S. OF
COUNTY ROAD.

CROPS: ALFALFA PASTURE LAWN / GARDEN

JUNE 30, 1980

Don L. Church

FIELD ENGINEER.

CHET RANDALL - MR RANDALL CLAIMS IRRIGATION OF $9\frac{1}{2}$ ACRES
FROM THE MOODY DITCH AND KAY YOUNG DITCH IN THE
W $\frac{1}{2}$ NW $\frac{1}{4}$ SEC 14 T. 9S. R. 4SE. THE LAND BETWEEN THE
RICHARD-NEWBRIDGE HIGHWAY AND THE KAY YOUNG DITCH
IS FLOODED FROM THE MOODY DITCH. THE LAND BELOW THE
KAY YOUNG DITCH IS FLOODED FROM SAME EXCEPT LAWN
& VEGETABLE GARDEN AROUND HOUSE WHICH IS
SPRINKLED FROM THE KAY YOUNG DITCH WITH A $\frac{1}{2}$ HP
ELECTRIC PUMP

CROP: HAY PASTURE L4/6

TIE INSPECTION

JUNE 30 1980

Don R. Chubb

FIELD ENGINEER.

FORSEA BROS., INC. - WALT & BOB FORSEA FLOOD IRRIGATE ONE MILE OF BOTTOMLAND LAYING EAST OF EAGLE CREEK AND WEST OF THE RICHLAND-NEWBRIDGE HIGHWAY WITHIN THE SOUTH $\frac{1}{2}$ SECTIONS 14 & 15 AND N $\frac{1}{2}$ SECTIONS 22 & 23, T. 9S. R. 45E. W.M. THE LAND IS IRRIGATED FROM THE KAY YOUNG DITCH WITH THE EXCEPTION OF A SMALL PIECE OF LAND IN THE NW $\frac{1}{4}$ SW $\frac{1}{4}$ SEC 14 ABOVE THE KAY YOUNG DITCH AND IRRIGATED FROM THE MOODY DITCH.

THE FORSEA'S ALSO OWN LAND WEST OF EAGLE CREEK WITHIN THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ & SE $\frac{1}{4}$ SE $\frac{1}{4}$ SEC 15, T. 9S. R. 45E. W.M. THE LAND IS IRRIGATED WITH WASTEWATER EMANATING FROM THE NASH DITCH. NO DIRECT DIVERSION FROM THE NASH DITCH IS EMPLOYED TO FLOOD THIS LAND.

THE FORSEA'S IRRIGATE THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$ NE $\frac{1}{4}$ SEC 22 WEST OF EAGLE CREEK FROM THE ~~A~~ LITTLE EAGLE DITCH. THIS LAND IS ALL PASTURED. MANY TREES IN NE $\frac{1}{4}$ NE $\frac{1}{4}$ WERE STANDING WITH UNDERBRUSH CLEARED AND AREAS BETWEEN TREES PASTURED.

EAST OF THE RICHLAND - NEWBRIDGE HIGHWAY AND WEST OF THE DRAINAGE DITCH SHOWN ON PHOTO THE FORSEAS IRRIGATE APPROX 120 ACRES IN NW¹/₄ SE¹/₄ & SW¹/₄ SE¹/₄ SEC 14 AND NW¹/₄ NE¹/₄, NE¹/₄ NW¹/₄ & SE¹/₄ NW¹/₄ SEC 23, T.9S. R. 9SE. WM. ALL THIS LAND IS FLOODED FROM THE KAY YOUNG DITCH

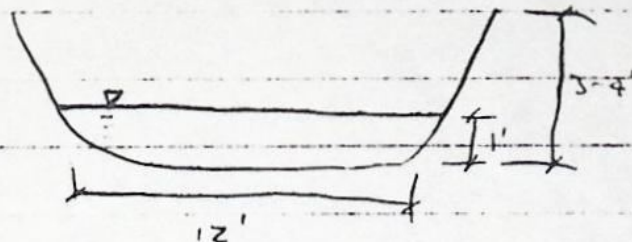
SIXTY ACRES EAST OF THE DRAINAGE DITCH WITHIN THE SW¹/₄ SE¹/₄ AND SE¹/₄ SE¹/₄ SEC 14, T9S R9SE ARE FLOODED FROM THE NEWT YOUNG DITCH.

CROPS MAY PASTURE LAWN & GARDEN

TIE: BBB-9N-70 INSPECTION

DIV. PT. KAY YOUNG DITCH - A 4' HIGH GOG DAM ACROSS ENTIRE WIDTH OF EAGLE CREEK CONTROLS CREEK HYDRAULIC GRADE LINE. TWO 4' HEADGATES REGULATE FLOW INTO DITCH

X - SECTION BELOW HEADGATE:



AVERAGE VELOCITY = 2 FPS

JUNE 30 1980

Van Le Chuan

FIELD ENGINEER

EAGLE CREEK

T-0982-C1

*** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

 PAGE 1
 RUN ON: 3/20/81 AT: 9:08

 WATER RIGHT NO. T 00004472 PERMIT NO. 006479 CERTIF. NO.
 ORIG. NO. C 00004697 PREV. NO. C 00004697 SUPER. NO.
NAME: DAN L FORSEA & SONADDRESS: xxxCITY/STATE/ZIP/COUNTY: RICHLAND, OR 97870STREAM-ID 09 4060 0140

RIV. MI.

WM. DIST. 08 W.R. TYPE SC STATUS V

CANCEL YEAR-->	CONSTR. COMPLT--> <u>06 11 1980</u>	YR. LAST USED-->	---	NEXT ACTION DUE-->	---
PRIORITY--> <u>12 31 1874</u>	PUT TO USE--> <u>06 11 1980</u>	LAST TRANS. DATE-->	---	LAST TRANS. TYPE-->	---
APPLICATION--> <u>03 24 1980</u>	SURVEYED-->	EXAM. FEE-->	<u>20.00</u>	RECORDING FEE-->	<u>15.00</u>
PERMIT ISSUE--> <u>06 11 1980</u>	CONCURRENCE-->	CYCLE STATUS-->	---	REPORTED FLAG-->	---
CONSTR. STRT.--> <u>06 11 1980</u>	CERTIFIED-->	CORRES. INIT.-->	---	CORRES. DATE-->	---

 POINT-OF-DIVERSION DATA:
 TWP/SP RNGE SECT QTR/QTR STREAM-ID

0905 450E 10 BD 09 4060 0140

RIV. MI.

RATE

STATUS S OR P

0.368VP
 REMARKS:-----
 DATED-->

 POD: KAY YOUNG DITCH, 1700'S
 & 2450'E FM NW COR S 10.
 CHANGES POD PART OF C-4697.

 PLACE-OF-USE DATA:
 TWP/SP RNGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P

0905 450E 10 BD 01 1R 100 12.00
VPDD2.70

V.I.S.

A- 2-13-85 1. SV

E- 1. SV

V.I.S. 1. SV

EAGLE CREEK

T-0982-C1

 *** OREGON WATER RESOURCES DEPARTMENT ***
 *** WATER RIGHTS DIVISION ***
 *** WATER RIGHT DATA INPUT FORM ***

 PAGE 1
 RUN ON: 3/20/81 AT: 9:08

 WATER RIGHT NO. T90004471 PERMIT NO. 006480 CERTIF. NO.
 ORIG. NO. C000047061 PREL. NO. C000047061 SUPER. NO.
NAME: DAN L. FORSEA & SONADDRESS: YEVCITY/STATE/ZIP/COUNTY: RICHLAND, OR 97870STREAM-ID 09 4060 0140

RIV. MI.

WM. DIST. 08 W.R. TYPE SC STATUS V

CANCEL YEAR--->

CONSTR. COMPLT---> 06 11 1980

YR. LAST USED----->

NEXT ACTION DUE-->

PRIORITY-----> 12 31 1876PUT TO USE-----> 06 11 1980

LAST TRANS. DATE-->

LAST TRANS. TYPE-->

APPLICATION---> 03 24 1980

SURVEYED----->

EXAM. FEE----->

RECORDING FEE----->

PERMIT ISSUE--> 06 11 1980

CONCURRENCE----->

CYCLE STATUS----->

REPORTED FLAG----->

CONSTR. STRT.--> 06 11 1980

CERTIFIED----->

CORRES. INIT.----->

CORRES. DATE----->

 POINT-OF-DIVERSION DATA:
 TWP/SP RGE SECT QTR/QTR STREAM-ID

RIV. MI.

RATE

STATUS S OR P

 REMARKS:----->
 DATED-->
0905 450E 10 B D 09 4060 01400.198VP
 POD: KAY YOUNG DITCH, 1700'S
E 2750'E FM NW COR S 10.
CHANGES POD PART OF C-4706.

PLACE-OF-USE DATA:

TWP/SP RGE SECT QTR/QTR CNTY USE % CHSMTV ACRES STATUS S OR P

0905 450E 14 C B 01 1R 100 2.80VPB C5.10

V.I.S.

A. 2-13-85 1, SRA

E. 2-13-85 1, SRA

V.I.S. 2-13-85 1, SRA

**NOTICE OF WATER
RIGHT TRANSFER
APPLICATION NO. 4447**

On March 24, 1980, an application was filed in the office of the Water Resources Director by Dan Forsea & Sons, Inc., Chester Randall & John Randall for approval of a change in point of diversion from Eagle Creek under certain water rights.

By Decree of the Circuit Court for Baker County, Oregon, entered March 18, 1918, in the Matter of the Determination of the Relative Rights of the Various Claimants to the Use of the Waters of Powder River and its Tributaries, a water right was allowed in the name of P.A. Moody for use of waters of Eagle Cr for irrigation of, among other lands, a certain 2.8 ac in NW 1/4 SW 1/4 (Forsea) & 5.1 ac in SW 1/4 NW 1/4 (C. Randall), Sec 14, T9S, R45E, WM being tabulated at Volume 6, page 480, with a date of priority of 1876, as evidenced by certificate recorded at page 4706, Volume 5, State Record of Water Right Certificates.

By said Decree, a water right was allowed in the name of Minnie E. Martin for use of waters of Eagle Cr for irrigation of, among other lands, a certain 2.7 ac in SE 1/4 SE 1/4 & 12.0 ac in NW 1/4 SE 1/4, Sec 10, T9S, R45E, W.M., being tabulated at Volume 6, page 479, with a date of priority of 1879, as evidenced by certificate recorded at page 4697, Volume 5 of said record.

The authorized point of diversion is located 2130 ft N & 650 ft E from the SW corner of Sec 3, being within the NW 1/4 SW 1/4 of Sec 3, T9S, R45E, WM (Moody Ditch).

The applicants propose to change the point of diversion therefrom, without loss of priority, to a point located 1700 ft S & 1400 ft E from the NW corner of Sec 10, being within the SE 1/4 NW 1/4 of Sec 10, T9S, R45E, WM (Kay Young Ditch).

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Tuesday June 10, 1980 at the Baker County Courthouse, Baker, Oregon. Any objection to the proposed change must be prepared in writing; one copy to be served on Dan L. Forsea & Sons, Inc. at Richland, on Chester Randall at Rt 1, Box 23 & on John Randall at Box 28, Richland, OR 97870; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 10th day of April, 1980.

James E. Sexson
Director

Legal No. 101
Publish: April 16, 23, & 30, 1980

AFFIDAVIT OF PUBLICATION

Baker, Oregon, April 30, 1980

STATE OF OREGON,
County of Baker

ss.

I, Tricia Bevers, being first duly sworn, depose and say that I am the Principal Clerk of the Baker Democrat-Herald which is a Daily (except Sunday) newspaper of general circulation published in Baker, in said county and state; that such newspaper is made up of at least four pages of five columns each and of at least 17 3/4 inches in depth of type matter; that such newspaper was regularly and uninterruptedly published once each week for at least twelve consecutive months immediately preceding the first publication of the attached Legal Advertisement #101 Water Right Transfer, and has more than 200 bona fide subscribers within said county; that the Legal Advertisement of which the one hereto attached is a true and correct copy as printed, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, once each week for three successive and consecutive times being published three times commencing with the issue dated the 16th day of April, 1980, and ending with the issue dated the 30th day of April, 1980, and that the dates of publication were April 16, 1980-April 23, 1980-April 30, 1980

Tricia Bevers

Subscribed and sworn to before me this 30th day of April, 1980

Stephen L. Lutz
Notary Public for Oregon.

My commission expires September 8, 1982



OK SRA



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: APRIL 1, 1980FROM: ** V. KENT SEARLESSUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4447

IN THE NAME OF _____

RECEIVED

APR 3 1980

WATER RESOURCES DEPT.
SALEM, OREGON

In my opinion the proposed change in P.O.D. FROM MOODY DITCH TO KAY YOUNG DITCH
MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

Headgate notices HAVE HAVE NOT been issued for diversion from the sources which serves this right.

If for change in point of diversion, is there any intervening point of diversion between the authorized and the proposed points of diversion? Yes
(yes or no)

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- ____ (1) PRIOR to the diverting of water at the new point of diversion . . .
✓ (2) When in the judgment of the watermaster it becomes necessary . . .

* The approval of this transfer application would result in injury to other water rights because _____

**

V. KS
Watermaster's signature or initials

RECEIVED

MARCH 1900

WATER RESOURCES DEPT
SALEM, OREGON

EAGLE VALLEY TRANS. GROUPING

MOODY TO NEWT YOUNG

28.75 EACH

GILL WRIGHT T-4437
JOHN RANDALL
WILLIAMS BROS.
DAN L. FORSEA & SONS, INC. 10

DENSLEY TO LITTLE EAGLE

85.00

DAN L. FORSEA & SONS, INC. T-4454

KAY YOUNG TO NEWT YOUNG

35.00 EACH

GEORGE HOLCOMB T-4444
DALE ELLIS
DAN L. FORSEA & SONS, INC. 43

DENSLEY TO KAY YOUNG

47.50 EACH

DAN L. FORSEA & SONS, INC. T-4455
G. OPPERMAN T-1156

NEWT YOUNG TO KAY YOUNG

35.00 EACH

JOHN RANDALL T-4444
HOLCOMB ESTATE
LAURENCE INMOOS 10

CHECKS ENCLOSED :

DAN L. FORSEA & SONS, INC. 231.25

JOHN RANDALL 98.75

DALE ELLIS 35.00

CHESTER RANDALL 35.00

L. INMOOS 35.00

D. HUALL 35.00

GEORGE HOLCOMB 35.00

WILLIAMS BROS. 28.75

HOLCOMB ESTATE 35.00

G. OPPERMAN 47.50

GILL WRIGHT 76.25

CARL CARNAGEY 47.50

JOHN WRIGHT 205.00
120.00

NEWT YOUNG TO TOBIN

47.50 EACH

CARL CARNAGEY T-4450
GILL WRIGHT 51

TOBIN TO NEWT YOUNG

35.00 EACH

JOHN WRIGHT } P-6
ELDON DEARDORFF
D. HUALL

HAS NOT
PAID YET

ELDON DEARDORFF 35.00

NEWT YOUNG TO WATERBURY ALLEN

85.00

JOHN WRIGHT T-4452

TOBIN TO WATERBURY ALLEN

JOHN W. WRIGHT 85.00 T-4453

Name	C#	Cont withd	Cont copied
Lawrence Immoos	4602	✓	x
John W. Wright	4624	✓	x
	4680	✓	x
	4686	✓	x
Gill Wright	4676	✓	x
Carnagey	4761	✓	x
Williams Bros	4765	✓	x
	4697	✓	x
	4660	✓	x
	4706	✓	x
Gary Opperman	4639	✓	x
Dan L. Forsee	4639	✓	x
John Randall	4748	✓	x
David Hvall	4728	✓	x
Dale Ellis	47244	✓	x
George Holcomb	4669	✓	x
Dan L. Forsee	4660	✓	x
USNB	4744	✓	x
Chester Randall	4706	✓	x
Dan L. Forsee	4706	✓	x
John Randall	4697	✓	x
Dan L. Forsee	4639	✓	x
John W. Heston	4416	✓	x
J. W. Heston	4457	✓	x

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cable Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
4722 McLain, P. F. New Bridge, Oregon.	1876		.5	Irrigation	Newt Young	Eagle Creek	Lots 1 and 2, Block 4, New Bridge, Oregon.
4723 Moody, George M. Richland, Oregon.	1882		87	Irrigation	Newt Young	Eagle Creek	40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24 37 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14
(Finding #18, 30 and 102) <i>Balance</i>	1894		41	Irrigation	Spring Creek	Little Eagle Ethel Creek Conundrum Spring & Summit Creek	10 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 22 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 19 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13 T 9 S. R. 45 E. W. M.
Superseded by 43950 Ord. No. 43234 4404 Moody, Henry H. Richland, Oregon.	1894	Pa. Op. Or. V. 16, p. 311 Ch. 27 - a. s. div.	102	Irrigation	Spring Creek	Little Eagle Ethel Creek, Conundrum Spring & Summit Creek	30 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 20 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 38.5 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
(Finding #18 & 30)							
	1894		21.5	Irrigation	Newt Young	Eagle Creek	21.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 13
	1879		50	Irrigation	Nash	Eagle Creek	40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27 T 9 S. R. 45 E. W. M.
4705 Moody, Orson Baker, Oregon.	1877		1	Irrigation	Kay Young	Eagle Creek	1 acre in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14 T 9 S. R. 45 E. W. M.
(Finding #30)							
4706 Moody, P. A. Richland, Oregon.	1882		12	Irrigation	Newt Young	Eagle Creek	12 ac SE $\frac{1}{4}$ NW $\frac{1}{4}$
(Finding #30)	1876		121		Moody		0.15 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 25 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.18 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 18 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14 T 9 S. R. 45 E. W. M.
(1) T-4437 Δ PDD 6.176 NE SW Sec 14 (2) T-4447 Δ PDD 2.876 NW SW (3) T-4447 Δ PDD 5.176 SW NW							
4707 Morgan, L. G. Richland, Oregon.	1888		2	Irrigation	Kay Young	Eagle Creek	2 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23 T 9 S. R. 45 E. W. M.
(Finding #30)							
4708 Morris, Thomas L. Tshar, Alta. Canada.	1888		30	Irrigation	Newt Young	Eagle Creek	10 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 19 T 9 S. R. 46 E. W. M.
(Finding #30)							
4709 Morrison, Mrs. Bertha New Bridge, Oregon.	1894		40	Irrigation	Spring Creek	Little Eagle, Ethel Conundrum Spring & Summit Creeks.	30 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12 T 9 S. R. 45 E. W. M.
(Finding #18)							
				POWDER RIVER (EAGLE CREEK)	-167-		

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12 ac SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.15 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
25 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
0.40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
0.18 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
5 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
18 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 14
T 9 S. R. 45 E. W. M.

480

Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
4485 4424 Knoblauch, Paul Richland, Oregon. (Finding #30) (U T-4441 Δ PCD 0.476	1900		40	Irrigation	Small Ditches	Eagle Creek	30 acres in SW ¹ / ₄ SE ¹ / ₄ Section 26 10 acres in NW ¹ / ₄ NE ¹ / ₄ Section 35
	1881		151	Irrigation	Kay Young	Eagle Creek	40 acres in SE ¹ / ₄ NW ¹ / ₄ (1) 31 acres in NE ¹ / ₄ SW ¹ / ₄ 40 acres in NW ¹ / ₄ SE ¹ / ₄ 40 acres in SW ¹ / ₄ SE ¹ / ₄
	1885		20	Irrigation	Newt Young	Eagle Creek	20 acres in SE ¹ / ₄ SW ¹ / ₄ Section 24 T 9 S. R. 45 E. W. M.
4694 Lausen, Ernest, Sparta, Oregon.	1897	25		Placer Mining	Sparta	Eagle Creek	Place of use: Sections 21 and 28 T 7 S. R. 42 E. W. M.
4695 Lee, Fannie H. (Wright) Richland, Oregon. <i>Baker Co.</i>	1880		5	Irrigation	Kay Young	Eagle Creek	40 acres in NW ¹ / ₄ NE ¹ / ₄
	1886		85.5				32.5 acres in SW ¹ / ₄ NE ¹ / ₄ 18 acres in SE ¹ / ₄ NW ¹ / ₄ 18 acres in SE ¹ / ₄ NW ¹ / ₄ Section 26 T 9 S. R. 45 E. W. M. Lots 1 and 2 Usher's West Addition and part of Lot 10 Usher's South Addition to Richland, Oregon.
	1886		5		Gover		24 acres in SE ¹ / ₄ NW ¹ / ₄ Section 23 T 9 S. R. 45 E. W. M.
	1887		18				
4696 Long, Mary Richland, Oregon. (Finding #30) <i>Baker Co.</i>	1878		24	Irrigation	Moody	Eagle Creek	24 acres in SE ¹ / ₄ NW ¹ / ₄ Section 23 T 9 S. R. 45 E. W. M.
		pt at div chg for Sal. - Sp Or Vol. 4, p. 76 19 " " " Vol. 4, p. 464					
4697 Martin, Minnie E. New Bridge, Oregon. (Finding #30) <i>Baker Co.</i>	1879		60	Irrigation	Moody	Eagle Creek	(1) 15 acres in NE ¹ / ₄ SE ¹ / ₄ 26 acres in NW ¹ / ₄ SE ¹ / ₄ (2) 19 acres in SE ¹ / ₄ SE ¹ / ₄ (2) 14 acres in NW ¹ / ₄ SE ¹ / ₄ 37.5 acres in SW ¹ / ₄ SE ¹ / ₄ 6 acres in SE ¹ / ₄ SE ¹ / ₄ Section 10 T 9 S. R. 45 E. W. M.
	1874		57.5	Irrigation	Kay Young	Eagle Creek	
		(2) T-4417 Δ PCD 2.776 SE ¹ / ₄ SW ¹ / ₄ Sec 10 12.076 NW ¹ / ₄ SE ¹ / ₄ Sec 10					
4698 Mason, Carl C. New Bridge, Oregon. (Finding #18)	1888		15	Irrigation	Newt Young	Eagle Creek	15 acres in SW ¹ / ₄ SE ¹ / ₄
	1894		53	Irrigation	Spring Creek	Littld Eagle & Spring Creeks	34 acres in NW ¹ / ₄ SE ¹ / ₄ 19 acres in SW ¹ / ₄ SE ¹ / ₄ Section 11 T 9 S. R. 45 E. W. M.
4699 Mason, Sarah A. La Grande, Oregon.	1882		1.5	Irrigation	Kay Young	Eagle Creek	Block 3 and part of Block 2, Ushers South Addition to Richland, Oregon.
4700 Masterson, R. A. Richland, Oregon. (Finding #30) <i>Baker Co.</i>	1891		29	Irrigation	Newt Young	Eagle Creek	9 acres in NE ¹ / ₄ SW ¹ / ₄ 20 acres in SE ¹ / ₄ SW ¹ / ₄ Section 24 T 9 S. R. 45 E. W. M.
4701 McCarly, Mrs. C. S. by H. H. Moody Richland, Oregon. (Finding #18) <i>Baker Co.</i>	1894		104	Irrigation	Spring Creek	Little Eagle Creek and Spring Creek.	25 acres in SE ¹ / ₄ SW ¹ / ₄ 12 acres in SW ¹ / ₄ SE ¹ / ₄ Section 12 32 acres in NW ¹ / ₄ NE ¹ / ₄ 35 acres in NE ¹ / ₄ NW ¹ / ₄ Section 13 T 9 S. R. 45 E. W. M.
				POWDER RIVER (EAGLE CREEK)	-166-		

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114011
 Sec. TP. 1 Range
 Decree ... May 4, 1920
 Recorded ... Vol. 13, p. 52
 Decree ... May 31, 1924
 Recorded ... Vol. 7, p. 437
 Decree ... Mar. 31, 1913
 Recorded ... Vol. 7