

FRED N. CUMMINGS, WATER MASTER

OFFICE OF
WATER MASTER
DISTRICT NO. 15 STATE OF OREGON

MEDFORD, OREGON

Sept 17th 1921

Mr Rhea Luper, State Engineer,

Salem, Oregon

"Attention Mr Hathaway"

Dear Sir;

I have made little progress regarding the Transfer of Estell water right to Mr Sams of Rogue River from the Old Mill Ditch.

This matter was taken up by Mr Hathaway when he was here Mr Hathaway meeting with Mr Estell and Mr Sams, and Mr Harder President of the O.M.D.Co and the matter left over for me to attend a meeting to be called.

Nothing definite was accomplished at the meeting as all parties could not be got together, since that time I have seen some of the other parties with the result, that I am of the opinion the transfer can be made to the satisfaction of all but it will take time.

At present I am sure the Old Mill Ditch Co will object to any transfer being made, for the reason that such a transfer will not clear up the question of the up keep of the ditch to which Estell has never contributed to, and to clear this matter the Ditch Co say they are going to commence suit.

I have suggested to them that they extend the main ditch on its present grade one $\frac{1}{2}$ mile to the North line of the Sams property conveying the Sams water and also the Breeding water together to this point and abandon the two present ditches, each a $\frac{1}{2}$ mile in length, thereby saving a considerable strip of land to the occupants of the land, and also conserving the water.

Mr Sams agrees that if this can be done he is willing to pay his proportion of the maintenance of the entire ditch, and I have been working with Breeding to see if he will join. However the question of right of way comes up with other four parties, one of whom I have seen and so far he has agreed that the right of way can be had if it does not encroach upon his field.

My idea is that the crowd can be brought together some time this fall, as they all agree it would be a considerable improvement.

I am working to get their verbal consent and then turn the matter over to their Attorneys to fix up the necessary agreements and make application to the State for the transfer.

Very respectfully,


Water Master District No 15.