BEFORE THE STATE ENGINEER OF OREGON

WALLOWA COUNTY.

IN THE MATTER OF THE DETERMINATION)
OF THE RELATIVE RIGHTS TO THE USE OF)
THE WATERS OF IMMAHA RIVER AND ITS)
TRIBUTARIES, A TRIBUTARY OF SNAKE)
RIVER.

FINDINGS AND ORDER OF DETERMINATION.

Now at this time the above entitled matter coming on for consideration by the State Engineer, and it appearing that all evidence and testimony has been taken in the above entitled proceeding, and the State Engineer having carefully considered all of such evidence and testimony and the engineering data and information gathered in accordance with law, and being now fully advised in the premises, makes and orders to be entered of record in his office the following

FINDINGS AND ORDER OF DETERMINATION

1.

That on the 11th day of January, 1924, there was filed in the office of the State Engineer a petition signed by Fred W. Falconer and others, requesting a determination of the relative rights of the various claimants to the use of water from Immaha River and its tributaries. That the State Engineer thereupon fixed a time for the making of the necessary surveys and examinations, and the beginning and taking of such testimony as would enable him to determine the rights of the various claimants to the use of water from said stream, as provided by law.

2.

That a notice was prepared by the State Engineer setting forth a date when he or his assistants would begin an investigation of the flow of said stream and its tributaries, and the ditches diverting water therefrom; and said notice was published in two issues of The Joseph Herald, a newspaper published weekly at Joseph, Wallowa County, Oregon, and of general circulation in said county; said two issues being those of July 26 and August 2, 1928; and said notice was also published in two issues of the Enterprise Record Chieftain, a newspaper published weekly at Enterprise, Wallowa County, Oregon, and of general circulation in said county; said two issues being those of July 26 and August 2, 1928; the date of the last publication of the notices in each case being more than ten days prior to the date fixed for the beginning of the measurements of said stream by the State Engineer, as provided by law.

3.

That the time when the State Engineer or his assistants should begin the examinations of said stream and its tributaries was set for August 10, 1928. That

at the time so specified, duly qualified assistants of the State Engineer did proceed to make an examination and surveys of said stream and its tributaries, and of the ditches and canals diverting water therefrom, and of the lands irrigated by the waters of said stream and its tributaries; which observations and measurements were reduced to writing and made a matter of record in his office. And the State Engineer did cause to be prepared a set of maps or plats, on a scale of measurement of four inches to the mile, showing with substantial accuracy the course of said stream and its tributaries, the location of the various ditches diverting water therefrom, and the number of acres of land which had been irrigated in each legal subdivision; blue prints of said maps being now on file and a part of the record herein.

4.

That after said examination and measurements were completed, a notice was prepared by the State Engineer setting forth a time and place certain when he would begin the taking of testimony (statements and proofs of claim) as to the relative rights of the various claimants to the use of the waters of said stream and its tributaries; and said notice was published in two issues of The Joseph Herald, a newspaper published weekly at Joseph, Wallowa County, Oregon, and of general circulation in said county, said two issues being those of April 18 and 25, 1929; and said notice was also published in two issues of the Enterprise Record Chieftain, a newspaper published weekly at Enterprise, Wallowa County, Oregon, and of general circulation in said county, said two issues being those of April 18 and 25, 1929; the date of the last publication of said notice in each case being more than thirty days prior to the date fixed for the beginning of the taking of testimony by the State Engineer, as provided by law.

5.

That on the 17th day of April, 1929, the State Engineer did send by registered mail to each person, firm or corporation claiming a right to the waters of said stream, or any tributary thereof, and to each person, firm or corporation coming or being in possession of land bordering on or having access to said stream, or its tributaries, insofar as the names of said claimants, owners, firms or corporations could be reasonably ascertained, a notice similar to the published notices as described in Paragraph 4, setting forth a time and place when the State Engineer would commence the taking of testimony (statements and proofs of claim) as to the

Relative rights of the various claimants to the waters of said stream or its tributaries. And the State Engineer did enclose with each of said notices a blank form upon which claimants or persons in possession could present in writing all the particulars necessary for the determination of his rights to the waters of said stream, under oath.

6.

That the times and places when and where the said State Engineer or his duly authorized assistants should attend and take the testimony of the various claimants were fixed as follows; to-wit:

On Tuesday, June 4, 1929, at the Grange Hall, at Immaha, Oregon.

On Wednesday and Thursday, June 5 and 6, 1929, in the Circuit Court Room of the County Court House at Enterprise, Oregon.

And for a period of 30 days, beginning with Monday, June 10, and ending with Tuesday, July 9, 1929, at the office of the State Engineer in the Capitol Building at Salem, Oregon.

That during the period so specified, claims to the use of the waters of Imnaha River and its tributaries were filed by the following parties, to-wit:

Arnold, A.F.	Enterprise, Ore.	Litch Land & Cattle Co.	, Inc., Enterprise, Ore.
•	•	Longley, E. J.	Fruita, Oregon
Barton, R.A.	Imnaha, Ore.	Lydell, Bruce	Imnaha, Oregon
Berland, Edward,	*		
	Enterprise, Ore.	Marks Bros.,	Imnaha, Oregon
Berland, Hazel,	Enterprise, Ore.	Marks, Jake B.	Immaha, Oregon.
Brumbach, Ebner,	Imnaha, Ore.	Marks, Joe	Imnaha, Oregon
		Marks, Ira E.	Imnaha, Oregon
Chenoweth, Herber	rt, Zumwalt, Ore	Marks, Thomas O.	Imnaha, Oregon
Christiansen, Jo	hn C., Imnaha, Ore.	Matheny, J.G.	Imnaha, Oregon
Crader, Chas.,	Imnaha, Ore.	Mathieu, August	Immaha, Oregon
		Maxwell, Bailey	Imnaha, Oregon
Daggett, E. T.	Imnaha, Ore.	McClain, Alice J.	Joseph, Oregon
Dobbin, Jay H.	Enterprise, Oregon.	McClaran, J.W.	Wallowa, Ore.
Down, Charles,	Joseph, Oregon	McManus, E. J.	Imnaha, Oregon
Duckett, A.L.	Imnaha, Oregon	Michellod, Davin, Sheep	& Land Co.,
		NW Nat'l Bk. Bldg	., Portland, Ore.
Estes, James,	Imneha, Oregon	Miller, Frank T.	Peoria, Ill.
		Miller, W. G.	Caraha / Carron.
Falconer, Fred W	., Pendleton, Ore.	Mitchell, Mrs. Welthy,	Joseph, Oregon
Fiske, Katherine	J., 4233 Marlborough Ave.,	Morgan, Albert	Imnaha, Oregon.
	East San Diego, Calif.		
		Neiman, Elmer	Fruita, Oregon
Gaulke & Kernan,	ptners., Joseph, Ore.	Neiman, H. J.	Imnaha, Oregon
Green, H.T.	Joseph, Oregon		,
	,	Olmsted Bros., 1470 E.S.	herman St., Portland, Ore.
Harsin, M.G.	Imnaha, Oregon	Oregon Mortgage Co., 61	5 Paulsen Bld.Spokane, Wn.
Hepburn, Ed., Ar	mon Route, Joseph, Ore.		
Huffman, J.W.	Joseph, Oregon	Parsell, Chas. C.	Joseph, Oregon
Isley, Charles E	., Joseph, Ore.	Rader, Charles F.	Walla Walla, Wn.
Isley, Nettie	Joseph, Ore.	Rice, James E.,	Imnaha, Oregon
*		Rumble, Lucinda	Joseph, Oregon
Jacobs, T. F.	Imnaha, Oregon		
Jensen, Mrs. F.H	., Imnaha, Ore.	Shevlin, Frank A.,	Fruita, Oregon
Johnson, John	Imnaha, Ore.	Snell, Ida F.	Imnaha, Oregon
		Stanley, Jay H.	Imnaha, Oregon
Kinney, Priscilla	a, Rt.1, Box 42, Joseph, Ore.		
		Tippett & Son, Inc.	Enterprise, Oregon
Lewis, Clint,	Imnaha, Oregon	Tucker, D.G.	Joseph, Oregon
		*	

Wallowa Valley Improvement Dist.No.1, Joseph, Oregon.

Warnock, Earl, Warnock, J. E.

Immaha, Oregon Immaha, Oregon Warnock, J. O. Warnock, W.P. Wilson, A.P.

Immaha, Oregon. Enterprise, Ore. Immaha, Oregon

7.

mail and by publication of said notice as hereinbefore set forth, and that each of them, although so notified, has failed, neglected and refused to appear herein and submit proof of a right to the use of the waters of said stream or its tributaries, if any they have or claim, and that such parties are in default, and that such default is here and now entered against them, and each of them, and said parties are hereby enjoined and inhibited from using or asserting any right to the use of the waters of said stream, or any tributary thereof, except by, through or under the rights of the persons whose water rights are defined herein, or under and by virtue of permits of the State Engineer issued since February 24, 1909:

Acton, Jennie M.
Adams, Mary
Amey, J. S.
Andres, W. H.
Arnold, L.D.
Audet, Louis

Audet, Louis Baker, H. W. Baker, J. W. Balch, Eunice J. Balch, Lewis N. Bales, C. L. Bank of Camas Prairie Bankers Discount Corpn. Bartles, W. A. Baxter, J. E. Bay, Adda Bendoin, Peter Betals, Chancy A. Blevans, Murat Blevens, Teresa Blevans, S. A. Boswell, Chas. Boyd, Frank Branson, Nellie Breith, W. G. Bright, Theo. Bronson, Jean Brown, A. H. Brown, Jared E. Brumback, Ida Brunka, E.H.

Calahan, Daniel Camp Creek Sheep Co.

Buchanan. E. L.

Buchanan, James

Burleigh, Wendell Butler, D. L.

Butler, H. J. Butler, Sarah E.

Butner, Stone

Bunch, Levi E

Camp. G.A.
Campbell, Geo. N.
Carlson, Ellen
Chase, Waldo
Christiensen, Carl
Christiensen, Ebsen
Christiensen, Eugenia
Church, David
Clawson, Rose B.
Clemens, Joe
Coertzen, Dan
Collier, Mrs. L.E.
Collingsworth, C.A.
Cook, Agnes, L.
Craden, Ollie
Craig, Asa P.

Daggett, H.W.B. Dale, L. E. Davidhizar, H. B. Davis, C. W. Dawson, George F. Day, Louisa DeCoursey, Wm. F. Densley, W. J. Dobbin, Wm. Donsback, Frank Dorley, E. Dorrance, W. C. Doty, F. C. Down, Ted Downs, Mary Duckett, Amel Duke, Mary E. Dyre & Hawkinson

Eckley, Mary R.
Eisley, Ed.
Endicott, Joseph E.
Enterprise State Bank
Erickson & Lundquist
Estes, T. W.
Estes, Wm.

Falconer, Ross R.
Federal Reserve Bank
First Bank of Joseph, Ore.
Fisk, Josephine
Fisk, R. M.
Fitzpatrick, W.C.
Fleshman, R. L.
Foreman, Margaret
Foster, S. A.
Frazier, C. L.
Freels, Sam'l
Freels, Walter,
Freudenburg, Harry & Fred

Galbraith, Hannah Garshing, Effie Gaulke, F. H. Gaupe, Joseph Gibson, Harvey R. Gildersleeve, J. S. Gill, Jas. J. & T. S. Gill, Thomas S. Godwin, G. T. Gordan, Glenn G. Gossline, Fred E. Goupe, Jos. Graham, L. H. Green, Fred C. Gumerman, Max Gustafson, Hilma Gustafson, John Emmie Gustafson, Oscar

Halsey, Maggie Hamilton & Winston Hanna, Earl S. Harkbarth, A. Harmin, F. Harmon, Ben Harsin, Clyde Harsin, Fred A. Hartley, Roy Hartshorn, C. L. Hartshorn, L. L. Hass and Berland Hatch, A. Hayes, Alfred Hedgen, E. P. Heger, E. P. Hepburn, W. F. Herzog Bros. Hillman, Ford Himmelwright, Fred C. Hockett, C. T. Holmes & Craig Co. Holmes, W. R. Hoss, Anna E. Howard, W. E. Huffman, L. C. Huffman, Victor Hunter, W. B.

Isley, Belle Isley, M. P. Isom, W. J. Irwin, Arthur R.

Jaensch, C. B.
Jewell Brothers,
Johnson, Jack
Johnson, L. C.
Johnson, Rowena V.

Jonkergoun, Antona Jordan, L. B.

Keeler, Alva L.
Keener, Jack
Keener, Sam'l J.
Kinney, Alfred
Kinney, Jessie
Knapper, L. Estate
Knight & Dobbin
Knodell, Clayton L.
Knowlton, W. M.
Kutch, Frank

Landers, Archie W. Lenders, John F. Leslie, J. Ross Lewis, Clive Lombard, Baptiste Lorgley, Edson J.

McAlexander, Henrietta McClain, B. F. McClain, Chas. McClain, Fred McClain, James McClain, N. W. McCully, F. D. McFeltridge, C. M. McNall, Martin Manhattan Company Marks, A. P. Marks, Benjamin Marks, Clem Marks, Pearl Marks, Roy Marquis, Edmond Marsh. Percy A. Mate D. W. Matheny, Loren H. Mathews, Erie Mathier, Augusta Mattoon, Roy E. Maxwell, Anna E. Maxwell, H. B. Mays, Gertrude Mays, Harry Meek, A. H. Meek, Ben Mentle, Edith Ladd Michael, Ira E. Mink, Bertha Mink, Max M. Mitchell, G. W. Mitchell, Henry Mitchel, Herman, Estate Morrow, C. F. Mostrude, Fred Mullen, Effie Murphy, M. F.

Neil, George W.
Nessley, Blanch
Nixon, John
Nolan, James
Noregaard, Alfred
Northwest & Pacific Hypotheck Bank
Nottingham Invest. Co.
Nuxall, John

O'Conner, Lela O'Malley, F. J. Organ, H. M.
Oregon, Wash. Livestock Co.
Osmundson, Severn
Ossman, Warner J.
Overfelt, T.
Ownbey, Sarah J.

Peal, Dudley
Porter, E. B.
Prout, C. O.
Prout, Jasper
Prout, O. T.
Prout, Roy
Puderbaugh, CAlvin
Purvine, S.E.

Quinn, Jacob Quinn, Lola J.

Ravenscroft, J. F.
Randel, Frank O.
Reece, Robert
Renner, Grace
Resch, Geo.
Rice, T. E.
Robison & Tripper
Roesch, Julian
Roop, Alvin
Roop, Elmer
Ross, Leslie J.
Rudger, A. M.
Runsels, A. M.

Sandlin, N. B. Schaupp, A. W. Scott, Sarah C. Scottish American Mtg. Co. Seber, Chas. Sharp, F. S. Shaw, Geo. W. Shaw, William Sheahan, D. W. Sheilds, J.K. Shephard, Frank Sherrett, M. T. Shevlin, E. C. Shonts, Agers, et al. Simmons, Asenoth Simmons, Avis Simmons, C. Dewit Simms, John Spencer, John J. Sprut, Frank Sprute, Herbert Squibb, F. W. Steen, Chas. P. Stevens, Raymond H. Steward, A. M. Steward, James D. Strohm, Richard,

Stumbaugh, Alfred Stubblefield, Hanna Stubblefield, Omar J. Stump, M. A. Swart, Lizzie Swartwood, H. M.

Taylor, Laura B. Templin, Ernest Thayer, H. E. Thompson, Arthur Thompson, Mabel Thompson, M. P. Thompson, Roy M. Throe, Leo L. Title & Trust Co. Titus, E. M. Titus, Vernon L. Tri State Loan Co. Tryon, Nathan Tucker, George Tucker, Grant Tucker, Harley M. Tucker, Minnie Turnbow, Mable Turner, W. S.

U. S. Forest Service

Vaughn, Harry N.

Wade, J. C. Walcott, Donald J. Walker, Rosalie Wallowa County Warnock, Chas. Warnock, F. K. Warnock, L. L. Washburn, B. A. Washburn, M. A. Washington Bond and Mortgage Company, Western Union M. & D. Co. Westfall, Nettina B. Wilkins, Wm. Williams, Mary Wilson, John A. Wisenor, James Wolfe, Bertha Wolff, Bertha Wright, Grover Wright, Jessie Wright, Robert Jr.

X

Young, C. E.

Zumwalt, J. C.

8.

That upon the completion of the taking of said testimony (claims) the State Engineer did on the 10th day of July, 1929, give notice by registered mail to each of the various claimants to the use of the waters of said stream, that at the times and places named in said notice, to-wit:

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On Tuesday, July 23, 1929, at the Grange Hall, above Imnaha, Oregon.

On Wednesday, July 24, 1929, at the County Court House at Enterprise, Oregon.

From Thursday, July 29, until August 9, 1929, inclusive, (Sundays and holidays excepted), at the office of the State Engineer in the Capitol Building, Salem, Oregon.

That said notice did also state therein the county in which the determination of the State Engineer in said proceedings would be heard by the Circuit Court of the State of Oregon, to-wit: Wallowa County. That a duly authorized representative of the State Engineer did, in accordance with said notice, keep said testimony and claims open to public inspection at the times and places aforesaid.

9.

That the Imnaha River is a non-navigable, perennial stream, rising in the Wallowa Mountains in Wallowa County and flowing northeasterly into the Snake River; that the waters of said stream and its tributaries are used to a limited extent for the irrigation of narrow strips of lands, small in area, and commonly designated as "shoe-string ranches". The lands are arid and irrigation is necessary for the raising of profitable crops.

10.

That at the time the testimony and proofs of claims were open to public inspection at the Grange Hall above Immaha, Oregon, namely: on July 23, 1929, the following stipulation was filed:

"R. A. Barton, party of the first part, and Chas.Crader, James Estes, Albert Morgan, and Jay H. Stanley, party of the second part, do hereby make the following stipulation, without contest, in settlement of certain differences arising in connection with the acreage claimed by R. A. Barton, in Section 22, T. 3 S. R. 48 E.

The party of the first part hereby agrees to have 1.8 acres in the SE_{4}^{1} NE_{4}^{1} , and 4.6 acres in the NE_{4}^{1} SE_{4}^{1} of Section 22, T. 3 S.R.48 E.W.M., stricken from his proof, more particularly described as Statement and Proof of Claim No. 2, filed June 4, 1929, for and in consideration of the right to enlarge the Park Irrigation Ditch to the extent that it will carry additional water as allowed by State Engineer's Permit, for the above described acreage, and for a supplemental right to irrigate 5 acres in SW_{4}^{1} Section 14, 3 acres in NW_{4}^{1} NW_{4}^{1} of Section 23,

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all of Township 3, S. R. 48 E. W. M., and that such right is subject to the filing of an application with the State Engineer, and the completion of the enlargement before water is to be diverted to any of the above described acreage; and the parties of the second part, being the Park Irrigation Company, organized as a corporation under the laws of Oregon, are owners of the Ditch known as the Park Irrigation Ditch, do hereby agree that the party of the First part can enlarge said Park Irrigation Ditch to the extent above mentioned, provided that he first apply to the State Engineer for a permit. And they further agree that the acreage above described can be irrigated from said ditch after enlargement."

The provisions of the above stipulation are recognized herein and the said R. A. Barton may acquire a ditch right through the Park Irrigation Ditch for the irrigation of 1.8 acres in the SE_{4}^{1} NE_{2}^{1} , and 4.6 acres in the NE_{4}^{1} SE_{4}^{1} , Sec. 22, and for a supplemental supply for the irrigation of 5 acres in the SW_{4}^{1} SW_{4}^{1} Sec. 14, and 3 acres in the NW_{4}^{1} NW_{4}^{1} Sec. 23, all in Tp. 3 S. R. 48 E. W. M., provided that said R. A. Barton secure a permit from the State Engineer for the irrigation of said acreage and to enlarge said Park Irrigation Ditch to such an extent that it will carry sufficient water for the irrigation thereof.

11.

That a decree of the Circuit Court of the State of Oregon for Wallows County wherein W. G. Miller was plaintiff and Katherine J. Fisk and R. M. Fisk defendants was filed in this proceeding which said decree affects the lands tabulated herein under the names of W. G. Miller and Katherine J. Fisk; that by the provisions of said decree plaintiff was awarded prior and first use of the waters of the stream known as Schleur Creek for irrigation, domestic and household use upon his lands as against the rights of the defendants and that the use of the waters of said stream by the defendants is limited to the use for household and stock use except as to the overflow or surplus water of said stream. The decree does not determine any definite quantity of water to be diverted, but simply provided the plaintiff shall have the use of the waters of said creek in the irrigation of his orchard, crops of hay and grain and garden products and for household and domestic use upon his lands. In accordance with the provisions of said decree the right of W. G. Miller is prior to that of Katherine J. Fisk and the quantity of water obtained under said rights shall be governed by the provisions of Paragraph 13 hereof.

12.

That Ehner Brumbach filed a statement and proof of claim for 3.5 acres in the NE $\frac{1}{2}$ SW $\frac{1}{4}$, 4.5 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 3 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20,T.2 N.R.48,E.W.M.,

and in addition thereto claims an inchoate right for the irrigation of 8 acres in the SE SW Sec. 20, same township and range; that in such claim he states that 5 acres were irrigated the first year or in 1893, 2 acres the second year or in 1894, 2 acres the third year or in 1895 and 2 acres the fourth year or in 1896, for a total of 11 acres.

It appears that 33 years have passed between the time of reclaiming the lands to the filing of the statement and proof of claim in these proceedings and that the claimant herein has failed to exercise that degree of diligence to entitle him to a water right for the said 8 acres and said claimant can only acquire rights to the use of said waters of Indian Creek for this acreage by securing a State Engineer's Permit.

13.

That the soil of the lands irrigated along the Imnaha River and its tributaries is composed largely of a decomposed basaltic deposit and underlain with gravel, and the principal crops produced are alfalfa, grain, hays, and garden truck or diversified crops; that owing to the character and kind of crops raised, nature of the soil, the return seepage from irrigated lands, the method and use of the waters of said stream and the climatic conditions prevailing in the vicinity of said lands, a large head of water is required. Because of the wide difference in character of soil and climate between the lands along the Imnaha River and its tributaries and those in the Wallowa Valley irrigated from Big and Little Sheep Creeks and their tributaries, the duty of water for each may be fixed independently of each other.

In the decree determining the relative rights of the various users of water from Wallowa River and its tributaries, the duty of water for the lands in the Wallowa Valley, including some of the lands involved in this proceeding was fixed after extensive and careful investigations as to the quantity of water needed. It is believed that the acre-foot limitation as fixed in the Wallowa River decree is a reasonable duty for these lands in the Wallowa Valley irrigated from tributaries of the Immaha River and therefore the same limitation used in said Wallowa River decree will be fixed in these findings, with an additional limitation as to the head or rate of flow.

The right to the use of water for irrigation purposes in the Immaha water shed as herein recognized shall entitle the owners thereof to the diversion of a quantity of water which may be applied to a beneficial use upon the lands to which such water is appurtenant, PROVIDED, that the quantity of water diverted shall not exceed three-eightieths of one cubic foot per second per acre of land irrigated, and not to exceed one and one-half acre feet per acre during any period of 30 days during the irrigation season.

That the right to the use of water for irrigation from the tributaries of the

Immaha River on lands within the Wallowa Valley shall not exceed one-fortieth of one cubic foot per second per acre of land irrigated prior to July 31st of each year, and not to exceed one-eightieth of one cubic foot per second per acre for the remainder of the irrigation season, and a further limitation of one and one-half acre feet per acre during any period of 30 days prior to July 31st of each year and thereafter not to exceed one acre foot per acre for the remainder of the irrigation season.

entitled to divert for the irrigation thereof is accordingly so fixed and determined, subject to the use of water by rotation as hereinafter provided; provided that in no case shall more water be applied to said lands than can be beneficially used thereon, and such water to be measured at the point of diversion of the appropriator's individual ditch from the river or other channel from which diversion is made, excepting the water diverted over the divide into Wallowa Valley, such water shall be measured near the north line of Section 19, T. 3 S. R. 46 E., W. M.

In case the water flowing in the channel of the stream sinks or fails to flow down the channel so as to be of benefit to an appropriator having the right to its use, the water master shall allow the diversion thereof by the next appropriator in order of priority who can make a beneficial use of such water.

The irrigation season of the Imnaha River and its tributaries is hereby fixed as the period from April 1st to October 15th of each year.

14.

The rights to the use of water for stock and domestic purposes as herein recognized, shall entitle the owners thereof to the diversion of not to exceed one-tenth of one cubic foot per second for each one thousand head of stock, measured at the place of use; provided that at no time shall more water be diverted for such purposes than is reasonably necessary for such purposes, and to prevent the ditches and channels used for such purposes from being completely frozen. The rights herein recognized for stock and domestic purposes shall continue throughout the year and shall have preference over, and shall be superior to, rights for irrigation purposes at all times; provided, that the use of water for stock purposes shall be restricted to the ditches and channels now in use for such purposes, and that all water users shall so far as practicable provide stock watering holes or ponds into which stock water may be diverted periodically.

15.

The water master of the district in which Imnaha River and its tributaries are situated, may arrange such system or systems of rotation as may be best applicable to the conditions arising from time to time in the distribution of water on such stream.

When two or more appropriators agree between themselves as to a system of rotation, the water master shall distribute water to them in accordance with such agreement, provided that in so doing he does not interfere with the rights of other appropriators.

16.

That the rights to the use of water for irrigation purposes hereby confirmed are appurtenant to the lands herein described, and the rights of use of the waters of said Imnaha River and its tributaries by virtue of such rights are limited and confined to the irrigation of the lands described herein to the extent of said lands herein set forth, and the priorities of right herein confirmed confer no right of use of the waters of said river and its tributaries on any lands other than those specified tracts to which such rights are herein set forth as appurtenant, and each and every person shall be and hereby is prohibited, restrained and enjoined from diverting and using water from said river on such other lands without lawful permit first obtained from the State Engineer.

17.

That except as otherwise determined herein, the order of the rights of the respective appropriators of the waters of said Immaha River and its tributaries, and in which order they are entitled to divert and use the said water shall be and is according to the date of the relative priority of the rights as herein set forth and determined, and the first in order of time according to the date of relative priority shall be and is the first in order of right, and so on down to the date of the latest right, and those having prior rights are entitled to divert and use the waters of said river and its tributaries when necessary for beneficial use in connection with the irrigation of their respective lands or other and beneficial purposes for which they are decreed the right of use, at all times against those having subsequent rights without let or hindrance, and whenever the water is not required by the appropriator having a prior right to its use for the purpose for which said water was appropriated, he must and shall permit it to flow down the natural channel of the stream as it was wont to flow in its natural course without hindrance or diversion thereof, and those having subsequent rights are entitled to the use of such water and to divert the same to the extent of their rights of appropriation according to the order of priority of their rights; and at all times the waters shall be beneficially, economically and resonably used without waste by those having a right to the use of such water, and no rights of appropriation are hereby confirmed to divert a greater quantity of water than such appropriator can beneficially use for the purpose to which the water is to be put.

That except as otherwise modified herein, the rights of the various appropriators of water from Imnaha River and its tributaries, arranged in a tabulated form, with the dates of relative priority of such appropriations, the number of acres to which such appropriations are applied and are now limited, the use or uses to which said water is applied, the name of the ditch or other means by which the water so appropriated has been diverted, the name of the stream or other source from which the water has been used, the description of the lands upon which the water has been used, the tabulated rights of each appropriator being set opposite and following his name and post office address, are as follows, to-wit:-

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
Arnold, A. F. Enterprise, Ore. (Proof #1.)	1901		2	Irrigation and stock		Little Sheep Creek	2 acres in Lot 8, Section 1, T. 1 S. R. 47 E. W. M.
Barton, R. A. Imnaha, Ore. 1913 (Proof #2)	1895		8	Irrigation	Parks Irrigation Ditch Co.	Imnaha River	5 acres in SW ₂ SW ₂ , Section 14, 3 acres in NW ₂ NW ₂ , Section 23,
		(NOTE: S	See Fin	dings, Paragra	ph 10,Page 1	7)	T. 3 S. R. 48 E. W. M.
431 ⁴ (Proof #3)	1895		75.4	Irrigation & Domestic	Unnamed	Summit Cr. & Trail Creek	25.2 acres in SW_SW_4, 13.6 acres in SE_SW_4, Section 14, 17 acres in NE_NW_4, 15 acres in NW_NW_4, 4.6 acres in SE_NW_4, Section 23, T. 3 S. R. 48 E. W. M.
Berland, Edward, Est. of by Hazel Berland, Administratrix, Enterprise, Cre. (Proof #4.)	?, 1896		3	Irrigation	Imnahe River Ditch	Imnaha River.	3 acres in NE NE ₄ , Section 23, T. 3 N. R. 48 E. W. M.
(Proof #5)	1896		3	Irrigation	Corral Creek Ditch	Corral Creek	3 acres in SwanE ₄ , Section 23, T. 3 N. R. 48 E. W. M.
(Proof #6)	1908	·	19.8	Irrigation	Horse Creek Ditch	Horse Creek	5.4 acres in SW ₄ SE ₄ , Section 1, 5.8 acres in NW ₄ NE ₄ , .4 acres in SW ₄ NE ₄ , 6.4 acres in SE ₄ NE ₄ , 1.8 acres in NE ₄ SE ₄ , Section 12, T. 2 N. R. 48 E. W. M.
Berland, Hazel, Enterprise, Ore. 9316 (Proof #7)	1898		14	Irrigation	Corral Creek Di tch	Corral Creek	7 acres in SWASEA, 1 acre in SEASEA, Section 22, 6 acres in NWANEA, Section 27, T. 3 N. R. 48 E. W. M.
(Proof #8)	1898		18	Irrigation	Dodson Creek Ditch	Dodson Creek	.5 acres in NW\(\frac{1}{4}\)SE\(\frac{1}{4}\), 16.5 acres in SW\(\frac{1}{4}\)SE\(\frac{1}{4}\) 1.0 acre in SE\(\frac{1}{4}\)Section 22, T. 3 N. R. 48 E. W. M.
Brumbach, Ebner, #9434 Imnaha, Ore. (Proof #9) Cancelled - cp. or Rec. Vol. 3	April 5, 1893		11	Irrigation & Domestic	E.Brumbach Ditch	Indian Creek	3.5 acres in NELSW4, 3 acres in SE4SW4, *4.5 acres in NW4SE4, Section 20,
PC-10 concers 4.5	1908		1	Domestic		Imnaha River	T. 2 N. R. 48 E. W. M. l acre in NW SE 1, Section 20, T. 2 N. R. 48 E. W. M.
	(NOT	E: See F	.n di ngs	, Paragraph 12	Page 8)		
				-13-			IMNAHA RIVER.
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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
Chenoweth, Herbert, Zumwalt, Ore. (Proof #10)	1908		19.4	Irrigati on	Chenowe th	Thorn Cr. & N.Fork of Thorn Creek	l acre in SW NW NW 7 acres in SE NW 1 11 acres in NE SW 1 0.4 acre in NW SE 1, Section 14, T. 3 N. R. 48 E. W. M.
(Proof #10-A)	1908		5.1	Irrigation	Chenoweth Ditch #4	Tulley Creek	4.2 acres in NWANE2 0.9 acres in SWANE2,
	1908		2.6	Irrigati on	Chenoweth Ditch #3	Imnaha River	2.6 acres in SW ₂ NE ₂ , All of Section 13, T. 3 N. R. 48 E. W. M.
Christiansen, John C. Imnaha, Ore. 9319 (Proof #11)	1884	4	.7	Irrigation	Grouse Creek Ditch	Grouse Creek	12.0 acres in NW NE 1, 13.0 acres in SW NE 1, 2.8 acres in NE SW 1, 1.2 acres in SE SW 1, 15.6 acres in NW SE 1, 2.4 acres in SW SE 1, Section 34, T. 2 S. R. 48 E. W. M.
Crader, Chas. Imnaha, Ore. (Proof #12)	1895		31.6	Irrigation, Domestic & Stock.	Park Irri. Company Ditch.	Spring, trib.of Imnaha River, & Imnaha River.	21.6 acres in SWASEA, Section 3, 10.0 acres in NWANEA, Section 10, T. 3 S. R. 48 E. W. M.
(Proof #13)	1899	1 .	0.8	Irrigation	Blevens Ditch	Unnamed Spring, trib.of Imnaha River,& Balter Cr. trib. of Imnaha R.	4.8 acres in NE SEL 6.0 acres in SELEL Section 27, T. 2 S. R. 48 E. W. M.
Daggett, E. T. Immaha, Ore. (Proof #14) 7#3429 57593	188 9	2	2	Irrigation	Adams Creek Di tch	Adams Creek	5 acres in SW_SW_, Section 25, 5 acres in NE_SE_, 12 acres in SE_SE_, Section 26, T. 1 S. R. 48 E. W. M.
(Proof #15) Davin-Michellod Sheep & Land Co., by Chas. H.Stewart, Pres., NW N'l Benk Bld. Portland, Ore.	1889 (SEE	under Mi	15 ichell	Irrigation	Adams Ditch,or Lloyds Ditch.	Double Creek, College Creek, Adams Creek, & Imnaha River.	7 acres in NW SE 2 6 acres in SW SE 2 Section 26, 2 acres in NW NE 2, Section 35, T. 1 S. R. 48 E. W. M.
Dobbin, Jay H. Enterprise, Ore. (Proof #16)	1884		8.1	Irrigation	Unname d	Little Sheep Creek	5.0 acres in SEASWA, 2.5 acres in NEASEA, 0.6 acres in SWASEA, Section 31, T. 1 N. R. 48 E. W. M.
				-14- SIG			IMNAHA RIVER.

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
Dobbin, Jey H. Enterprise, Ore. (Proof #17)	1886		62.5	Irrigation, domestic & stock	Unnamed	South Fork Tulley Creek	6.0 acres in NE NE 2.0 acres in NW NE 2.0 acres in SE NE 2.0 acres in SE NE 2.0 acres in NE 2.0 acres in NW NW 2.0 acres in SW NW 2.0 acres in SE NW 2.0 acres in SE NW 2.0 acres in SW SW 2.0 Section 12.0 acres in SW SW 2.0 Section 1.0 T. 3 N. R. 48 E. W. M.
(Proof #18)	1890		.7	Irrigation	Unneme d	Little Sheep Creek	2.0 acres in Lot 8, NEW Section 1, T. 1 S. R. 47 E. W. M. 0.4 acres in Lot 4, NW NW 1.4 acres in Lot 5, NENW Section 6, T. 1 S. R. 48 E. W. M.
43 ^v b (Proof #19)	1900		5.8	Irrigation	Unnamed	Little Sheep Creek	2.2 acres in Lot 13,5% // W/ 0.6 acre in NW 5 W 1,
(Proof #20)	1904		2.4	Irrigation, domestic & stock	Unnamed	North Fork of Tulley Creek	0.8 acre in SE SW4, Section 2, 1.6 acres in NE NW4, Section 11, T. 3 N. R. 48 E. W. M.
Down, Charles, Joseph, Ore. (Proof #21)	1877		474	Irrigation, domestic & stock	Sheep Creek Ditch	McCully Creek	42 acres in NE SE 4 41.6 acres in NW SE 4, 40.8 acres in SW SE 4 40 acres in SE SE 4, Section 1,
							40 acres in SWASEL, 40 acres in SEASEL, Section 12, 39 acres in NE NEL, 38 acres in SEANEL Section 13, T. 3 S. R. 45 E. W. M. 38.2 acres in NELSWA, 38 acres in SWASWA, 38.2 acres in SWASWA,
	!						38.2 acres in SE ₂ SW ₂ , Section 7, T. 3. S. R. 46 E. W. M.
Duckett, A. L. Imnaha, Ore. 43 ^{rb} (Proof #22)	1902		3	Irrigatioņ	Johnson- Denny Ditch	Imanha River	0.5 acre in SW4SW4, 2.0 acres in SE4SW4, Section 16, 0.5 acre in NE4NW4, Section 21, T. 1 N. R. 48 E. W. M.
Estes, James Imnaha, Ore. (Proof #23)	1890		2	Irrigation	Small Ditch	Unnamed Springs in Sw2SW2 Sec. 11.	2 acres in SW2SW2, Section 11, T. 3 S. R. 48 E. W. M.
				-15- 3:17			IMNAHA RIVER

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
Estes, James Immaha, Ore. (Proof #24)	1895		77.1	Irrigation, domestic & stock	Park Irrig.	Imnaha River.	11.9 acres in NE ₂ SE ₂ , 2.8 acres in NW ₂ SE ₂ , 22 acres in SE ₂ SE ₄ , Section 10;
•							4 acres in SW2SW2, Section 11; 4 acres in NW2SW2, Section 14; 15 acres in NE2SE2 17.4 acres in SE2SE2, Section 15; T. 3 S. R. 48 E. W. M.
(Proof #25)	1904		8	Irrigation, domestic & stock	Unnamed ditch	Johnson Creek	8 acres in NE1SE1, Section 10, 1. 3 S. R. 48 E. W. M.
Falconer, Fred W. Pendleton, Ore. (Proof #26)	1875		18.4	Irrigation, domestic & stock Cancelled-s	Finley Ditch o. or Rec. Vol	Finley or Deer Creek	2.6 acres in SW1SW1, 1.0 acres in SE1SW2, Section 16, 1 acre in NE1NW1 10 acres in SW2NW1, 3.8 acres in SE1NW1, Section 21, T. 1 N. R. 48 E. W. M.
	(NC	from ditc	the In	ands have a sumaha River, the mnaha Ditch Co	rough the In	maha	
Falconer, Fred W. Pendleton, Ore. (Proof #27-A)	1890		8.8	Irrigation domestic & stock	Weaver or Weaver- Booth, or Simpson No. Ditch; & Weaver Ditch.	Imnaha River	5.1 acres in SEANE4, 1.4 acres in NE4SE4, Section 8, 2.2 acres in SWANW4, O.1 acres in NW4SW4, Section 9, T. 1 N. R. 48 E. W. M.
433H (Proof #28)	1895		4.1	Irrigation, domestic & stock	Vaughan Ditch	Imnaha River	O.6 acres in SELSEL, Section 5, 2.1 acres in NELNEL, 1.4 acres in SELNEL, Section 8, T. 1 N. R. 48 E. W. M.
Supers Oer	1902 ed-sp. or Rec. ened by 1. No. 37399 4/654		38 . 8 •. <u>45.</u> 7	Irrigation domestic & stock	Immaha Ditch or Immaha Ditch Co.	Imnaha River	2.6 acres in NE NW , Section 28, 1.0 acre in NE NW , 20.2 acres in NW NW , 10 acres in SW NW , 4 acre in NW SW , Section 21, 2.6 acres in SW SW , 1.0 acre in SESW , Section 16, T. 1 N. R. 48 E. W. M.
9336 (Proof #30)	1902		7.8	Irrigation domestic and stock	Johnson Ditch	Sheep Creek	5.0 acres in NW1NW1, 2.8 acres in SW1NW1, Section 21, T. 1 N. R. 48 E. W. M.
(Proof #31) CANCELED Sp. Or. V. 3 Sp. 375	1902		16.5	Errigation domestic and stock	Sheep Creek ditch	Sheep Creek	2.1 acres in NW NW 1, Section 21, 12 acres in NW 15W 1, 2.4 acres in SW 15W 2, Section 16,
				318	IMNAHA RIVEF	}•	T. 1 N. R. 48 E. W. M.

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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
Falconer, Fred W., Pendleton, Ore. (Proof #32)	1902		1.5	Irrigation, domestic & stock	Ditch from spring	on claim-	0.7 acre in SE ₂ SE ₄ , Section 5, 1. 0.8 acre in NE ₄ NE ₄ , Section 8, T. 1 N. R. 48 E. W. M.
93 ³⁹ (Proof #33)	1902		1.7	Irrigation, domestic and stock	dam and ditch	Unnamed creek in Sec.5,T 1 N.R.48 E. W.M., trib. Imnaha River.	0.8 acre in SE2NE2, 0.9 acre in NE2SE2, Section 5, T. 1 N. R. 48 E. W. M.
Fiske, Katherine J., 4233 Marlborough Ave., East San Diego, Cal. (Proof #34-A)	•	OTTE : Soo	14	Irrigation domestic & stock	Unnamed ditch	Schleur Creek	6 acres in NW NW , 8 acres in SW NW , Section 25, T. 1 S. R. 48 E. W. M.
(Proof #35)	(1)(TE: See	r indim	gs, Paragraph 1	r, Page 8)		
((N C	TE: Righ		uired under Statificate No. 74		's Permit 1	No.5902,
Gaulke & Kernan, 934 a partnership, Joseph, Ore. (Proof #36)	1877		164	Irrigation domestic & stock	Sheep Creek ditch	McCully Creek	39 acres in NE ₄ NE ₄ , 41 acres in NWNE ₄ , 42 acres in SW ₄ NE ₄ , 42 acres in SE ₄ NE ₄ , Section 1, T. 3 S. R. 45 E. W. M.
(Proof #37)	1898 [,]		5	Irrigation	Unnamed ditch	Big Sheep Creek	4 acres in Swanwa, 1 acre in SEANWa, Section 16, T. 1 S. R. 48 E. W. M.
(Proof #38)	1898		5	Irrigation	Ditches #1 and #2	Big Sheep Creek	5 acres in SW4NE4, Section 28, T. 1 S. R. 48 E. W. M.
	(N	OTE: 3.5 1.5	acres	irrigated from	Ditch #1,& #2)		
(Proof #39)	1898		4	Irrigation	Ditch #3	Big Sheep Creek	4 acres in SW2SE2, Section 21, T. 1 S. R. 48 E. W. M.
	1898		5	Irrigation	Ditch #4	Big Sheep Creek	5 acres in SwinEi, Section 21, T. 1 S. R. 48 E. W. M.
(Proof #40)	1898		5	Irrigation	Unnamed	Warren Creek, trib.of Big Sheep Creek.	5 acres in SE ₄ NW ₄ , Section 33, T. 1 S. R. 48 E. W. M.
Green, H. T. 9343 Joseph, Ore. (Proof #41)	Spring o 1902	f	2	Irrigation	Unname d	Unnemed Spring	2 acres in NEANEA, Section 8, T. 4 S. R. 48 E. W. M.
(Proof #42)	1908		5	Irrigation	Crazy Man Ditch	Crazy Man Creek	5 acres in SENE, Section 8, T. 4 S. R. 48 E. W. M.
				-17- 319			IMNAHA RIVER

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
Harsin, M. G. Imnaha, Ore. (Proof #43)	1884		1	Irrigation	Johnson- Denny Ditch	Imnaha R iv er	l acre in SW4SW2, Section 16, T. 1 N. R. 48 E. W. M.
4345 4345 40863	1890 Part 0	uncelled-sp	6 .2 . or Rec.	Irrigation Vol. 18 P. 225	Weaver Ditch or Simmons Ditch	Imnaha River (/	3.2 acres in NW2SW2, 83.0 acres in SW2SW2, Section 9, T. 1 N. R. 48 E. W. M.
(Proof #45)	1891		6.4	Irrigation	Booth Ditch	Corrall Creek	2 acres in NELSE, 1.2 acres in SELSE, Section 8, 0.8 acre in NWASWA, 2.4 acres in SWASWA, Section 9, T. 1 N. R. 48 E. W. M.
Hepburn, Ed., Armon Route, Joseph, Ore. (Proof #46)	1908		11.4	Irrigation	Unneme d Di tch	Little Sheep Creek	5.0 acres in SWANWA, 6.4 acres in NWASWA, Section 4, T. 3 S. R. 46 E. W. M.
Huffman, J. W. Joseph, Ore. 4340 (Proof #47)	1892		37.1	Irrigation	Huffman Dit c h	Big Sheep Creek	14.5 acres in NW NE, 14.1 acres in SWANE, 2.4 aares in NW SE, Section 6, T. 3 S. R. 47 E. W. M.
(Proce #19)	1002		זק	Transcrition	Towar	Tid o	.5 acre in SEANEA, 3.5 acres in NEASEA, O.1 acre in NWASEA 2 acres in SWASEA, Section 31, T. 2 S. R. 47 E. W. M.
(Proof #48)	1902		15	Irrigation	Lower Huffman Ditch	Big Sheep Creek	6 acres in Swanwa, 6.5 acres in Nwaswa, Section 32, 2.5 acres in NEasea, Section 31, T. 2 S. R. 47 E. W. M.
Isley, Charles E. Joseph, Ore. 9949 (Proof #49)	1896		5.6	Irrigation	Isley Ditches	Spring Branch & Little Sheep Creek	5.6 acres in NEINE,, Section 17, T. 3 S. R. 46 E. W. M.
Isley, Nettie Joseph, Ore. 1350 (Proof #50)	1891		17.6	Irrigation	Isley Di tc h	Springs & McCully Creek	15.6 acres in NE SE , 2 acres in SE SE , Section 8, T. 3 S. R. 46 E. W. M.
	20 (N	s upp and	lement Little	in the NE SE a al supply from Sheep Creek wif 1896.)	Spring Bran		
(Proof #51) 9351 30	1896 <i>30</i>	profile	18.6	Irrigation & supplemental supply	Ditch	Spring Branch & Little Sheep Creek.	4 acres in SE4SE4, 14.6 acres in NE4SE4, Section 8, T. 3 S. R. 46 E. W. M.
	(n)	supp and	lement	s in the NE SE al supply from y Creek with a	springs		·
				-18- 320			IMNAHA RIVER.

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
Jacobs, T. F. Imnaha, Ore. (Proof #52)	1909	1.8	Irrigation	Jacobs Ditch	Fall Creek	1.8 acres in NW4SW4, Section 16, T. 2 N. R. 48 E. W.M.
Jensen, Mrs. F. H. Imnaha, Ore. (Proof #53)	1890	2.6	Irrigation, domestic & stock	Marks Ditch & two small ditches.	Freeze- out Creek	2.6 acres in NE ₂ SW ₂ , Section 11, T. 2 S. R. 48 E. W. M.
Johnson, John Imnaha, Ore. (Proof #54)	1879	10	Irrigation	Johnson's Sheep Creek Ditch	Sheep Creek	l acre in NE NE 1 l acre in SWANE 2 8 acres in SE NE 2, Section 20, T. 1 N. R. 48 E. W. M.
(Proof #55)	1885	17.3	Irrigation	Camp Creek Ditch	Camp Creek, trib.of Sheep Creek.	.2 acre in SWINE .7 acre in SEINWI 7.6 acres in NEISWI 8.8 acres in NWISEI Section 20, T. 1 N. R. 48 E. W. M.
(Proof #56)	1885	1	Irrigation	Lower Camp Creek	Camp Creek, trib.of Sheep Creek	l acre in NW1SE1, Section 20, T. 1 N. R. 48 E.W.M.
(Proof #57)	1897	4.5	Irrigation	East Side Sheep Creek Ditch	Sheep Creek	2.1 acres in NEANE,, 2.4 acres in SEANE, Section 20, T. 1. N. R. 48 E. W. M.
Kinney, Priscilla, R. 1, Box 42, Joseph, Ore. (Proof #58)	1891	6.0	Irrigation & stock	Dams & Ditches from main channel	McCully Creek & Springs	6.0 acres in SW2SE2, Section 8, T. 3 S. R. 46 E. W. M.
Lewis, Clint, Imnaha, Ore. (Proof #59)	19 08	6.2	Irrigation	Log Creek Ditch	Log Creek	l acre in NW SW 2.8 acres in SW SW 2.4 acres in SE SW 4, Section 9, T. 2 N. R. 48 E. W. M.
(Proof #60)	1908	21.5	Irrigation	Maynard Ditch, Pack Saddle Ditch, & Buck Cr. Ditch.	Log Cr., Kettle Creek, Pack SaddleCr Buck Cr. & unname creek ne	, Section 10, 1 T. 2 N. R. 48 E. W. M.
	OM)	has a supplunder State	of the above la lemental water Engineer's Pe Certificate No.	right rmit	SE Cor.o Sec. 4, T 2 N.R. 48 EWM.	
(Proof #61)	1908	2.4	Irrigation	Fall Cr. Ditch	Fall Creek	2.4 acres in SWASEA, Section 17, T. 2 N. R. 48 E. W. M.
(Proof #62)	1909	2.5	Irrigation	Lower Pack Saddle Ditch	Pack Saddle Creek	2.5 acres in NETNWT Section 10, T. 2 N. R. 48 E. W. M.
			-19-			IMNAHA RIVER.
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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
Litch Land & Cattle Co., Inc., by Sam Litch, Pres., Enterprise, Ore.	1908	rer second	13	Irrigation	Unnamed Ditch	Cow Creek	1.0 acre in SE_NE_1, Section 28, 0.8 acre in SW_NW_1, 6 acres in NW_SW_2,
93 ⁵ (Proof #63) (Proof #64)	1908		2.2	Irrigation	Unnamed Ditch	Cow Creek	3.2 acres in SWASWA, 2.0 acres in SEASWA, Section 27, T. 3 N. R. 49 E. W. M. 2.2 acres in NWASEA, Section 21, T. 3 N. R. 49 E. W. M.
Longley, E. J. Fruita, Ore. (Proof #65)	(NO	TE: Righ Perm	ts acquit No.	ired under Sta 2752, Certific	te Engineer' ate No. 7 980))	
Lydell, Bruce, Imnaha, Ore. 93 ⁵⁰ (Proof #66)	1908		3	Irrigation	Small Dit c h	Crawford Spring, rising on claimant' land.	.8 acre in SEANEA, Section 17; 2.2 acres in SWANWA, Section 16, s T. 1 N. R. 48 E. W. M.
Marks Bros., by Alfred Marks, Imnaha, Ore. (Proof #67)	1895		9.6	Irrigation & stock	Unnamed ditches	Chalk Creek	9.6 acres in SE ₄ SE ₄ , Section 15, T. 2 S. R. 48 E. W. M.
(Proof #68) 936	1908		8.2	Irrigation & stock	Unn e med dit c h	Chalk Creek	5.6 acres in SWANWA, 2.6 acres in NWASWA, Section 14, T. 2 S. R. 48 E. W. M.
Marks, Jake B. Imnaha, Ore. (Proof #69) T#3689	1888		5.2	Irrigation	Marks Ditch	Immeha River	.2 acres in SE4NE4, 5.0 acres in NE4SE4, Section 10, T. 1 S. R. 48 E. W. M.
(Proof #70)	1888		6	Irrigation	Thorn Ditch	Thorn Creek	2 acres in NE SE , 4 acres in SE SE , Section 10, T. 1 S. R. 48 E. W. M.
(Proof #71)	1894		7.8	Irri gation	Lloyd	Imnaha	6.4 acres in SW_SW_1, .6 acres in SE_SW_2, Section 14, .8 acres in NW_NW_2, Section 23, T. 1 s. r. 48 E. W. M.
(Proof #72)	1900		3.6	Irrigation	Warnock Ditch	Imnaha River	.1 acre in NE SE , 3.5 acres in NW SE , Section 10, T. 1 S. R. 48 E. W. M.
(Proof #73)	1900		6	Irrigation	Dunlap Creek Ditch	Dunlap Creek	6 acres in NE ₄ SE ₄ , Section 10, T. 1 S. R. 48 E. W. M.
(Proof #74)	(NO	Perm	tsNos.	ired under Stat 2503 and 2504 nd 1239.)	e Engineer's, Certifica	s tes	
				-20- 3:23			IMNAHA RIVER

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
Marks, Joe, Imnaha, Ore. (Proof #75)	1890		5	Irrigation & Stock	Marks D itc h	Freezeout Creek	5 acres in SE1NW1, Section 11, T. 2 S. R. 48 E. W. M
Marks, Ira E., Imneha, Ore. (Proof #76)	1890		0.6	Irrigation	Marks Ditch	Freezeout Creek	O.6 acre in NE NW1, Section 11, T. 2 S. R. 48 E. W. M.
Marks, Thomas O., Imnaha, Ore. (Proof #77)	1890		3.2	Irrigation	Marks Ditch	Freezeout Creek	3.2 acres in NWANEA, Section 11, T. 2 S. R. 48 E. W. M.
Matheny, J. G. Imneha, Ore. (Proof #78)	1902		5.5	Irrigation	Johnson- Denny Ditch	Imnaha River	1.1 acres in NW16W1, 2.6 acres in SW26W1, 1.8 acres in SE2SW1, Section 16, T. 1 N. R. 48 E. W. M.
Mathieu, August, Imnaha, Ore. (Proof #79)	1898		15.4	Irrigation & stock	Unnamed Ditch	Freezeout Creek	12 acres in SE\(\frac{1}{4}\)SE\(\frac{1}{4}\), Section 11, 0.2 acre in SW\(\frac{1}{4}\)SW\(\frac{1}{4}\), Section 12, 3.2 acres in NE\(\frac{1}{4}\)NE\(\frac{1}{4}\), Section 14, T. 2 S. R. 48 E. W. M.
Maxwell, Bailey Immaha, Ore. (Proof #80)	1900		5.8	Irrigation, domestic & stock	Hibbs Dit c h	Imnaha River	1.0 acre in NE NW , 4.0 acres in SW NW , 0.8 acre in SE NW , Section 2, T. 2 N. R. 48 E. W. M.
(P roof #81)	1900		1.5	Irrigation	Hays Ditch	Buck Creek	1.5 acres in SW1SE2, Section 3, T. 2 N. R. 48 E. W. M.
4368 (Proof #82)	1900		6.6	Irrigation, domestic & stock	Weaver Di tch	Pumpkin Cr.,trib Horse Creek	0.8 acre in NW1NE1, 5.8 acres in SW1SE1, Section 24, T. 2 N. R. 48 E. W. M.
,	1900		0.9	Irrigation, domestic & stock	House Ditch	Pumpkin Cr.,trib. Horse Creek	O.8 acre in SWINE, O.1 acre in NWISE, Section 24, T. 2 N. R. 48 E. W. M.
(Proof #83)	1908		2	Irrigation & Stock	H a ys Ditch	Knapper Creek, trib.of Horse Creek	2 acres in NE ₂ SE ₂ , Section 25, T. 2 N. R. 48 E. W. M.
McClain, Alice J. Joseph, Ore. (Proof #84)	. 18 77		155.2	Irrigation, domestic & stock.	Sheep Creek Ditch	McCully Creek	38.4 acres in NE NE 1, 38 acres in NW NE 2, 40 acres in SW NE 2, 38.8 acres in SE NE 2, Section 12, T. 3 S. R. 45 E. W. M.
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				Serve			IMNAHA RIVER

Nai	ne 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
9370	McClaran, J. W. Wallowa, Ore. (Proof #86)	1895		36.5	Irrigation	Unnemed	Rhodes Creek	1.2 acres in NE ₂ SW ₂ , 3.2 acres in SE ₂ SW ₂ 10.7 acres in NW ₂ SE ₂ , 21.4 acres in SW ₂ SE ₂ , Section 32, T. 3 N. R. 49 E. W. M.
9311	(Proof #87)	1900		6.2	Irrigation	Gaylord Ditch	Lightnin Creek	5.4 acres in NE SW4, 0.8 acres in SE4SW4, Section 8, T. 2 N. R. 49 E. W. M.
traduction of delivery to the latest the latest terms.	(Proof #88)	1900		14.4	Irrigation	Bower Dit c h	Lightnin Creek	
	(Proof #89)	1901		4.4	Irrigation	Mays	Lightning Creek	
	(Proof #90)	1905		1	Irrigation	Gibson	Lightnin Creek	O.6 acre in SE4SW4, O.4 acre in SW4SE44 Section 7, T. 3 N. R. 49 E. W. M.
	(Proof #91)	1907		2	Irrigation	Rice	Lightning Creek	2 acres in NWANE, Section 19, T. 3 N. R. 49 E. W. M.
	(Proof #92)	1908		2.4	Irrigation	Snell #1	Lightnin Creek	2.0 acres in NWASEA, .4 acre in SWASEA, Section 5, T. 2 N. R. 49 E. W. M.
	(Proof #93)	1908		5.1	Irrigation	Snell #2	Lightning Creek	o.l acre in NWANEZ, 4.0 acres in SWANEZ, 1.0 acre in NW2SEZ, Section 5, T. 2 N. R. 49 E. W. M.
	McManus, E. J. Imnaha, Ore. (Proof #94)	0ct. 17 1928.	,		ts acquired und it No. 8732)	ler State En	gineer's	
9312	Michellod Sheep & Land Co.,Davin- by Chas.H.Stewart, President,NWNatl. Bank Bld.Portland ((Proof #95)	1883 Dre.		2.4	Irrigation & stock	Unnamed	Sheep Creek	2.4 acres in NE ₄ SW ₄ , Section 30, T. 1 N. R. 48 E. W. M.
	(Proof #96)	Fall of 1884		9.1	Irrigation & stock	Jack Ditch	Camp Cr eek	4.4 acres in SWANE 2 3.4 acres in SEANE 2 1.0 acre in NE SEA 0.3 acre in NW SEA Section 19, T. 1 N. R. 48 E. W. M.
					-22- 324			IMNAHA RIVER

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
Michellod Sheep & Land Co., Davin- (cont.) (Proof #96 cont.)	Fall of 1884		17	Irrigation & stock	Chase Ditch	Camp Creek	0.4 acre in NE ₄ SW ₄ 8.2 acres in NW ₄ SW ₄ 4.0 acres in SW ₄ SW ₄ 4.4 acres in SE ₄ SW ₄ Section 20, T. 1 N. R. 48 E. W. M.
	Fall of 1884		೩	Irrigation & stock	House D itc h	Camp Creek	2 acres in NW4SW2 Section 20, T. 1 N. R. 48 E. W. M.
(Proof #97)	1902		2.6	Irrigation & stock	Unname d	Sheep Creek	0.2 acres in NEANEA, 2.4 acres in SEANEA, Section 31, T. 1 N. R. 48 E. W. M.
Miller, Frank T., Trustee, Peoria, Ill. (Proof #139)	1904		12	Irrigation	Unnamed Ditch in Sec.36, T.1 S.R. 36 EWM.	Little Sheep Creek	4.1 acres in NEANWA 6.3 acres in SEANWA 1.2 acres in NEASWA 0.4 acres in NWASEA Section 36, T. 1 S. R. 46 E. W. M.
M.; (Proof #140)	1904		9.1	Irrigation	2 unnamed ditches in Sec. 12, T.2 S.R. 46 EWM.		2.0 acres in SE ₄ NW ₄ 3.8 acres in NE ₄ SW ₄ 2.1 acres in SW ₄ SW ₄ 1.2 acres in SE ₄ SW ₄ , Section 12, T. 2 S. R. 46 E. W. M.
(Proof #141)	1904		11.6	Irrigation	3 ditches in Sec.14 T.2 S.R. 46 EWM.		4.1 acres in SWINE, 5.5 acres in NWASE, 2.0 acres in SWASE, Section 14, T. 2 S. R. 46 EWM.
(Proof #142)	1904		22.5	Irrigation	4 unnamed ditches in Sec.1, T.2 S.R. 46 E.W.M.	Sheep	5.0 acres in NW NE ₄ , 5.7 acres in SW NE ₄ 0.8 acre in NE ₄ NW 2.7 acres in NE ₄ SW 1.2 acres in SE ₄ SW 3.7 acres in NW SE ₄ 3.4 acres in SW SE ₄ , Section 1, T. 2 S. R. 46 E. W. M.
Miller, W. G. Immaha, Ore. (Proof #98)	1887, Nov.	Cancelled	2.6	Irrigation 5. Or. Yel. 28, 8.49 c. Vol. 36. P. 564	Schleuer' Lower Ditch,als called Spring Creek Ditch.	Creek	≥ 2.6 acres in SE4SW4 cancaled Section 23, T. 1 S. R. 48 E. W. M.
(Proof #99)	Nov.11, 1887	OTE: See	26 (2,47) (5,47) (3,47)		Schleuer Creek Ditch	Schleuer Creek	12 acres in NW NE 1, 6 acres in SW NE 2 5 acres in NE NW 2 3 acres in SW NW 2 Section 26, T. 1 S. R. 48 E. W. M.
(Proof #100)	1909		0,25	Irrigation & Domestic	Pipe Line & Reservoir	in NW NE	0.25 acres in NE NW4, Section 26, T. 1 S. R. 48 E. W. M.
Mitchell, Mrs. Welthy Joseph, Ore. (Proof #101)	1908		4.4	Irrigation		trib.of Bi	r. 4.4 acres in NW2SW2, g Section 27, k. T. 2 S. R. 47 E.W.M.
				-23-325			IMNAHA RIVER

Name and Postoffice Address of Appropriator	Date of Relative Priority		umber Acres	Use	Name of Ditch	Stream	Description of Land or Place of Use
Morgan, Albert, Imnaha, Ore. (Proof #102)	1895	74	4	Irrigation, domestic & stock	Park Irrigation Co.Ditch	Spring, trib. of Imnaha River, & Imnaha River	14.2 acres in NWANEA, 16 acres in SWANEA 4.4 acres in SEANEA 4.6 acres in NWASEA, Section 10, 7.4 acres in NWANWA Section 14, 18.4 acres in NEANEA, 9 acres in SEANEA, Section 15, T. 3 S. R. 48 E. W. M.
(Proof #103)	1896	2	6.4	Irrigation	Neil Creek Ditch	Neil Creek	12.4 acres in NWANWA, 14. acres in SWANWA, Section 14, T. 3 S. R. 48 E.WM.
Neiman, Elmer Fruita, Ore. (Proof #104) Cancelled - sp. or Rec. Vol. #7 P.	1907 38	1		Irrigation	Mahogany Ditch	Mahogany Creek	1 acre in NE4SE4, Section 18, T. 4 S. R. 48 E. W. M.
Neiman, H. J. Imnaha, Ore. (Proof #105) Cancelled - sp. or Rec. Vol. #7 p.	1898	4		Irrigation • domestic & stock	Gumboat Ditch	Gumboat Creek	4 acres in SE ₂ SW ₂ , Section 30, T. 4 S. R. 48 E. W. M.
Olmsted Brothers, by I.L.Olmsted, 1470 E.Sherman St., Portland, Ore. (Proof #106)	1885	5	•5	Irrigation	Two Small ditches	Indian Creek	1.0 acre in NW NE 1 4.5 acres in NE NW 2 Section 29, T. 2 N. R. 48 E. W. M.
(Proof #107)	1885	1	9.2	Irrigation	Four small ditches	Bear Creek	6.0 acres in SWANEA, 2.6 acres in NEANWA 9.2 acres in SEANWA 1.4 acres in NEASWA, Section 29, T. 2 N. R. 48 E. W. M.
(Proof #108)	1904	4	-	Irrigation	Olmsted Ditch	Imnaha River	4 acres in NW1NE1, Section 29, T. 2 N. R. 48 E. W. M.
Oregon Mortgage Co., 615 Paulsen Bldg., Spokane, Wash. (Proof #109)	1898	3	5.6	Irrigation, domestic & stock	ditch and dam	Bircher Creek, trib.of Imnaha River.	3.6 acres in NW SE 1, Section 32, T. 2 N. R. 48 E. W. M.
(Proof #110)	1899	2	2.2	Irrigation & stock	Overflow from rive	Imnaha r.River	2.2 acres in Swanta, Section 32, T. 2 N. R. 48 E. W. M.
	1899	1	-•7	Irrigation & stock	Unname d d it ch	Imnaha River	0.5 acres in SW4SE4, 1.2 acres in SE4SE4, Section 32, T. 2 N. R. 48 E. W. M.
Parsell, Chas. C. Joseph, Ore. (Proof #111)	1890	2	24.6	Irrigation	Stuart Ditch	Big Sheep Creek	8.5 acres in SWANEA 12.9 acres in NWASEA 3.2 acres in SWASEA, Section 7, T. 3 S. R. 47 E. W. M.
				-24- 326			IMNAHA RIVER

Parcell, Gaz. C., Joseph, Orc., (Proof \$113) 1800 15.4 Irrigation Millian	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
Diton file Crock Crock Crock Const.	Joseph, Ore.	1890		6.8	Irrigation		Sheep	Section 18,
Pitch Creek Section 7, trib.of Big Sheep Creek Trib.of Big Sheep Creek Trib.of Big Sheep Creek Trib.of Sheep Creek Trib.of Sheep Trib.of Trigation Sheep Trib.of Trigation Sheep Trigation Sheep Trigation Tri	(Proof #113)	1890		16.4	Irrigation	Ditch #1	Sheep	1.5 acres in SW4SW4 5.9 acres in SE4SW4 Section 20,
walls Walls, Mr. (Proof #115) (Proof #117) Rice, James E.	(Proof #114)	1890		10	Irrigation	+	Creek, trib.of Big Sheep	Section 7, 5 acres in $NW_{2}^{1}NE_{4}^{1}$, Section 18,
Comment Comm	Walla Walla. Wn.	1890		21.8			•	Section 17, 9.8 acres in $SE_{4}^{1}SW_{4}^{1}$, Section 8,
Proof #119 1990 Proof #118 Proof #	Imnaha, Ore.	1882		ı		Creek		Section 16,
Rumble, Lucinda Joseph, Ore. (Proof #138) 1880 Stock water Stock and Domestic Stoc	A ⁰⁸ (Proof #117)	1884			Domesti c		unnamed spring on east side of Immaha	$SW_{4}^{1}SW_{4}^{1}$, Sec. 9,
Rumble, Lucinda Joseph, Ore. (Proof #138) 1880 Stock water Stock and Domestic Stock and Ditch Sheep Oreck Sheep Oreck Sheep Oreck Stock of Hepburn Irrigation Ditch in Str Ntg. Section 4, T. 3 S. R. 46 E. W. M. T. 3 S. R. 46 E. W. M. IMPANE Sheep Oreck Sheep Orec	(Proof #118)	1890))).	21.4	Irrigation	Weaver Ditch	River	Section 9,
Joseph, Ore. (Proof #138) 1880 Stock and Ditch Stock and Domestic Sheep Oreck Sheep Or		1906	5		Irrigation	Ditch and	Imnaha	Section 16,
Domestic Sheep Creek and NWINWI, Section 4, T. 3 S. R. 46 E. W. M. Shevlin, FRANK, A. Fruita, Ore. (Proof #119) (NOTE: Rights acquired under State Engineer's Permit No. 2752, Certificate No. 7981) - 25 - IMNAHA RIVER	Joseph, Ore.	1880			Stock water	burn Irrigation	Sheep	Ed Hepburn Irrigation Ditch in SW_{4}^{1} NW_{4}^{1} , Section 4,
Fruita, Ore. (Proof #119) Permit No. 2752, Certificate No. 7981) - 25 - IMNAHA RIVER	i	1880					Sheep	$SW_{\frac{1}{2}}^{\frac{1}{2}}NW_{\frac{1}{2}}^{\frac{1}{2}},$ and $NW_{\frac{1}{2}}^{\frac{1}{2}}NW_{\frac{1}{2}}^{\frac{1}{2}},$ Section 4,
	Fruita, Ore.		(NOTE:					
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₩. Ø.					- 25 - 327			IMNAHA RIVER

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
Snell, Ida F. Imnaha, Ore. (Proof #120)	1886 7-43/7 A POU	É POD 128	17.4 SWNE NENW	Irrigation	Snell Di tch	Snell Creek	12.8 acres in SW, NE, , 4.6 acres in NE, NW, , Section 23, T. 1 S. R. 48 E. W. M.
(Proof #121) 4 ³⁸¹ 7-3857	1894		10	Irrigation	Snell Dit ch	Imnah a Ri v er	4 acres in NE NW4, 6 acres in SE NW4, Section 23, T. 1 S. R. 48 E. W. M.
Stanley, Jay H. Imneha, Ore. (Proof #122)	1895		5.0	Irri gation	Park Irrigation Co.Ditch	Imnaha River	5 acres in SE NE., Section 15, T. 3 S. R. 48 E. W. M.
Tippett & Son, Inc. Enterprise, Ore. By T. S. Tippett (Proof #123)	Sept.3, 1902		9	Irrigation	Unneme d	Cow Creek	6 acres in SEANEA, Section 6, 3 acres in NWASWA, Section 5, T. 3 N. R. 49 E. W. M.
(Proof #124)	1904		5.6	Irrigation	Unname d	Cow Creek	5.6 acres in SW45E4, Section 5, T. 3 N. R. 49 E. W. M.
Tucker, D. G. Joseph, Ore. (Proof #125)	1877		153.2	Irrigation, domestic and stock.	Sheep Creek Ditch	McCully Creek	37 acres in NE ₄ NW ₄ , 39.2 acres in NW ₄ NW ₄ , 39 acres in SW ₄ NW ₄ , 38 acres in SE ₄ NW ₄ , Section 7, T. 3 S. R. 46 E. W. M.
Wallowa Valley Improvement District No.1, a Municipal Corporation, Joseph, Ore. (Proof #126)	1905		5163.4	Irrigation, domestic and stock	Sheep Creek Ditch, (formerly Mountain Sheep Ditch.)	Little Sheep Creek, & tribs. crossed by line of Sheep Creek Ditch.	2.4 acres in NE ₄ NW ₄ , 10.7 acres in SE ₄ NW ₄ , 35.5 acres in NE ₄ SW ₄ , 5.3 acres in NW ₄ SW ₄ , 4.4 acres in SW ₄ SW ₄ , 39.3 acres in SE ₄ SW ₄ ,
				-26- 378		IMN AH	RIVER.

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
Wallowa Valley Im- provement Dist.#1, a municipal corp'n., Joseph, Ore. (Pro of #126 cont.)					,		40 acres in NW ₄ SW ₄ , 40 acres in SW ₄ SW ₄ , 43 acres in SE ₄ SW ₄ ; 42 acres in NE ₄ SE ₄ , 41.6 acres in NW ₄ SE ₄ , 40.8 acres in SW ₄ SE ₄
			,				40 acres in SE2SE2; Section 1; 40 acres in NE2NE2, 40 acres in NW2NE2, 42 acres in SW2NE2,
							41 acres in SE NE; 28 acres in NE NW, 4 acres in NW, NW, 38.4 acres in SW, NW, 38.6 acres in SE NW;
				·			39 acres in NE_SW_1, 38.2 acres in NW_SW_1, 40 acres in SW_SW_2, 39 acres in SE_SW_2;
			•				42 acres in NE ₄ SE ₄ , 42 acres in NW ₄ SE ₄ , 40 acres in SW ₅ SE ₄ , 40 acres in SE ₄ SE ₄ ; Section 2;
							24 acres in NE_NE_, 40 acres in SE_SE_, Section 10; 39.6 acres in NE_NE_, 38.8 acres in NW_NE_,
			J	·			39.6 acres in SW_NE4, 38 acres in SE_NE4, 39.8 acres in NE_NW4, 40.4 acres in SW_SW4, 38 acres in SE_SW4,
							40 acres in NE SE, 40 acres in NW SE, 36.4 acres in SW SE, 36.4 acres in SE SE; Section 11;
			:				38.4 acres in NE_NE_, 38 acres in NW_NE_, 40 acres in SE_NE_; 40 acres in NE_NW_, 40 acres in NW_NW_,
			!				41.4 acres in SWANWA, 40 acres in SENWA; 40 acres in NESWA, 39.8 acres in NWASWA, 38 acres in SWASWA,
,							40 acres in SE ₂ SW ₄ ; 40 acres in NE ₂ SE ₂ , 40 acres in NW ₂ SE ₂ , 40 acres in SW ₂ SE ₂ , 40 acres in SE ₂ SE ₂ ;
							Section 12; 39 acres in NE NE; 40 acres in NW NE; 38 acres in SE NE; 40 acres in NE NW; 40 acres in NE NW;
							40.8 acres in NWINWI, 38 acres in SWINWI, 37 acres in SEINWI; 37.8 acres in NEISWI, 16.8 acres in NWISWI,
							1.2 acres in SW ₄ SW ₄ , 38.2 acres in SE ₄ SW ₄ ; 40 acres in NE ₂ SE ₄ , 38 acres in NW ₄ SE ₄ 20.8 acres in SW ₂ SE ₄ ,
				-27-		T M/NT <i>N</i>	17.6 acres in $SE_{4}^{T}SE_{4}^{T}$, Section 13;
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Fellows Valley Top. 18 18 18 18 18 18 18 1	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
1.1 2.2 2.3	Dist.#1,							33.6 acres in NWANEA 20 acres in SWANEA 41.4 acres in SEANEA; 37 acres in NEASEA, 12.4 acres in NWASEA, 5 acres in SWASEA, 12 acres in SEASEA; Bection 14;
Section 7; 22.4 acres in NW_NW_, Section 8; 23.2 acres in NW_NW_, Section 8; 24.8 acres in NW_NW_, 24.8 acres in SW_NW_, 24.								32.4 acres in NWANWA; 31.2 acres in SWANWA; 37.8 acres in SWASWA; 40 acres in SEASWA; 20.1 acres in SEASWA; Section 5; 19.8 acres in NEANEA; 4 acres in SWANEA; 42 acres in SEANWA; 28 acres in NEANWA; 28 acres in NEANWA; 21.8 acres in SEANWA; 27.6 acres in SEANWA; 39 acres in SWASWA; 39 acres in SWASWA; 39 acres in SWASWA; 39 acres in SWASWA; 39.4 acres in SEASWA; 39.4 acres in SEASWA; 39.6 acres in NWANWA; 39 acres in SWASEA; 39.2 acres in NWANWA; 39 acres in SWASEA; 39.2 acres in SWANWA; 39 acres in SWANWA; 38 acres in NWANWA; 39 acres in
(Proof #127) (Permit #5335) 7-5653 A POUL 1 3 300 MENE 9.8 acres in NE_NE 19.2 acres in NE_NE 9.8 acres in SE_NE 19.2 acres in NE_NE 10.8 acres in NE 10.8 acres in NE		1	Se SE ₂ , S W ₂ and S vested ri furnished	ec. 12 W ₄ Sec ghts f with	; Ez NEZ,Sec.1 . 7, T. 3 S. R. rom McCully Cre a supplemental	3, T.3 S.R. 46 E., hav ek and are	45 E.; e	Section 7; 22.4 acres in NW1NW1, Section 8; 23.2 acres in NW1NE1, 3.2 acres in SW2NE4; 24.8 acres in NE1NW1, 38 acres in NW1NW2, 24 acres in SE2NW1; 20.2 acres in NE2SW1, 39 acres in NW2SW1, 28.2 acres in SE2SW2, 11.8 acres in SE2SW2, 16 acres in NW2SE2, Section 18;
-28- IMNAHA RIVER	(Permit #5335)			1,346.	l Irrigation	Creek Ditch	Creek and LittleSheer Cr.&streams & springs croesed by Line of Sheep Cr.	T. 3 S. R. 46 E. W. M. 19.2 acres in NE NE, 9.8 acres in SE NE, Section 25, 3 T. 2 S. R. 45 E. W. M. 10.8 acres in SW NE, 19 acres in NW NW, 14.7 acres in SE NW, 12 acres in NW SE, 14.3 acres in SW SE, 0.7 acres in SE SE, Section 30;
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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
Wallowa Imp Dist.#1, (Proof #127 cont.).			515¢ ¢	Sun al on on to l	Chang	Dia Shoon	2.6 acres in NENE; 3.8 acres in NWNE; 25.2 acres in SWNE; 8.2 acres in SENE; 6.2 acres in NENW, 6 acres in NENW; 17.4 acres in SENW; 11 acres in NESW; 12 acres in NWSW; 123 acres in NWSW; 14 acres in SWSW; 12.2 acres in NWSSE; 12.2 acres in NWSSE; 134 acres in NWSSE; 14 acre in SESSE; 15 Section 31, 16 acres in NENE; 17 acres in NENE; 18 acres in NWNE; 19 acres in NENE; 19 acres in NENE; 19 acres in NWNE; 10 acres in NENW; 10 acres in NWNW; 11 acres in NENW; 12 acres in NWNW; 13 acres in NWNW; 14 acres in SENNE; 15 acres in NWNW; 16 acres in SENNE; 16 acres in NWNW; 17 acres in NWNW; 18 acres in NWNW; 18 acres in NWNW; 19 acres in NWNW; 19 acres in NWNW; 10 acres in NWNW; 11 acres in NWNW; 12 acres in NWNW; 13 acres in NWNW; 14 acres in NWNW; 15 acres in NWNW; 16 acres in NWNW; 16 acres in NWNW; 16 acres in NWNW; 17 acres in NWNW; 18 acres in NWNS; 18 acres in NWN
(Proof #127 cont.))Permit #5335)	1919		5156.6	Supplemental Irrigation	Sheep Creek Ditch	Big Sheep Creek and tribs. crossed by line of Sheep Cr. Ditch.	2.4 acres in NEANWA 10.7 acres in SEANWA, 35.5 acres in NEASWA, 5.3 acres in NWASWA, 4.4 acres in SWASWA, 39.3 acres in SEASWA; 6.2 acres in NWASEA, 27.2 acres in SEASEA,
				29			IMNAHA RIVER
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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
Wallowa Imp.Dist. #1, a municipal corp		,					15 acres in NE NE 4, 40 acres in NWANE 4, 40 acres in SWANE 4, 36.8 acres in SE NE 4; 34.8 acres in NE NW 4, 1.3 acres in SE NW 4, 45 acres in NE SW 4, 32 acres in NW 5 SW 4, 39 acres in SE SW 4; 40 acres in SE SW 4; 40 acres in NE SE 4, 39.2 acres in NW 5 SE 4, 39.2 acres in SW 5 SE 4, 39 acres in SE 5 SE 5; Section 36, T. 2 S. R. 45 E. W. M.
							acres in NE NE 4, 41 acres in NW NE 4, 42 acres in SW NE 4, 43 acres in SE NE 4; 43 acres in NE NW NW 4, 41 acres in SE NW 4, 43 acres in SE NW 4, 44 acres in NE SW 4, 40 acres in SW SW 4, 40 acres in SW SW 4, 41 acres in SE SW 4, 42 acres in SE SW 4, 43 acres in SE SW 4, 44 acres in SE SW 4, 45 acres in SE SW 4, 46 acres in SE SW 4, 47 acres in SE SW 4, 48 acres in SE SW 5, 49 acres in SE SW 5, 40 acres in SW 5E 4, 40 acres in SE 5E 5, 40 acres in SE 5E 5, 50 acres
							40 acres in NE NE 1, 40 acres in NW NE 2, 41 acres in SW NE 2, 41 acres in SE NE 2; 28 acres in NE NW 2, 4 acres in NW NW 2, 38.4 acres in SE NW 2; 39 acres in NE SW 2, 40 acres in SW SW 2, 40 acres in SW SW 2, 40 acres in SE SW 2, 40 acres in NE SE 2, 41 acres in NW SE 2, 42 acres in NW SE 2, 40 acres in SW SE 2, 40 acres in SE SE 2; Section 2;
							acres in NE NE, Section 10; 39.6 acres in NE NE, 38.8 acres in NW NE, 39.6 acres in SW NE, 38 acres in SE NE, 38 acres in SE NE, 40.4 acres in SE SW, 40 acres in NE SE, 56.4 acres in SW SE, 36.4 acres in SE SE, 36.4 acres in SE SE, Section 11; T. 3 S. R. 45 E. W. M.
				3552-		IMANH	A RIVER.

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
Wallowa Imp.Dist #1, a municipal corpn. (Proof #127 cont.) (Permit #5335)							38.4 acres in NE
							39 acres in NE NE, 40 acres in NW NE, 38 acres in SW NE, 38 acres in SE NE, 40 acres in NE NW, 40.8 acres in NW NW, 37 acres in SE NW, 37 acres in SE NW, 37.8 acres in NE SW, 40.8 acres in NE SW, 37.8 acres in NE SW, 38.2 acres in SE SW, 38.2 acres in SE SW, 38.2 acres in SE SW, 40 acres in NE SE, 40 acres in NE SE, 38 acres in NW SE, 38 acres in SW, 38.2 acres in SE SW, 40 acres in SE SW, 40 acres in SE SW, 40 acres in SW, 40
	•						39 acres in NE NE , 33.6 acres in NW NE , 20 acres in SW NE , 41.4 acres in SE NE ; 37 acres in NW SE , 12.4 acres in NW SE , 5 acres in SW SE , 12 acres in SE SE ; Section 14; T. 3 S. R. 45 E. W. M. 32.4 acres in NW NW , 31.2 acres in SW NW , 37.8 acres in NW SW , 40 acres in SW SW ,
							20.1 acres in SE ₄ SW ₂ ; Section 5; 19.8 acres in NE ₄ NE ₄ , 34.6 acres in SW ₂ NE ₄ , 4 acres in SE ₄ NE ₄ ; 19 acres in NE ₄ NW ₄ , 28 acres in NW ₂ NW ₄ , 24.4 acres in SE ₂ NW ₄ ; 27.6 acres in SE ₂ NW ₄ ; 27.6 acres in NE ₄ SW ₄ , 30 acres in SE ₂ SW ₄ ; 36.4 acres in SE ₄ SE ₄ Section 6; 39 acres in SW ₂ NE ₄ ;
			•	-31- 333		IMNAE.	A RIVER.
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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
Wallowa Imp. Dist.#1 (Proof #127 cont.) (Permit #5335)							acres in NE NW , 39.2 acres in NW NW , 39 acres in SW NW , 38 acres in SE NW ; 38.2 acres in NE SW , 38.2 acres in NW SW , 38.2 acres in SW SW , 38.2 acres in SW SW , 38.2 acres in SE SW , 40.4 acres in NE SE , 29 acres in NW SE , 11 acres in SW SE , Section 7;
						-	22.4 acres in NWANWA; Section 8;
	OU)	NE ₄ s T. 3 Trom with	nd S _E S S. R. S. R. McCull	e NE 2 and SE 2 Sec. 12; E 45 E.; NW and 46 E., have very Creek and are lemental supply stem.)	NE Sec. 1 SW Sec. 7 sted rights furnished		23.2 acres in NWANEA, 3.2 acres in SWANEA, 24.8 acres in NEANWA, 38 acres in NWANWA; 38 acres in SWANWA, 19 acres in SEANWA; 20.2 acres in NEASWA, 39 acres in NWASWA, 11.8 acres in SEASWA; 11.6 acres in NWASEA; Section 18, T. 3 S. R. 46 E. W. M.
Warnock, Earl, Imnaha, Ore. 134 ² (Proof #128)	1893		22.8	Irrigation	Blackmore Ditch	Blackmore Creek	4.4 acres in NE NE, 3.2 acres in NW NE, 5.2 acres in SW NE, 10.0 acres in SE NE, Section 2, T. 2 S. R. 48 E. W. M.
Warnock, J. E. Imnaha, Ore. 9393 (Proof #129)	1884		89.8	Irrigation & stock	Grouse Creek Ditch	Grouse Creek	5.6 acres in SE2SW2, 14.6 acres in SW2SE4, Section 34, T. 2 S. R. 48 E. W. M. 19.6 acres in NW2NE4, 16.8 acres in SW2NE4, 4 acres in NE2NW4, 0.8 acres in SE2NW4, 14.4 acres in NE2SW2, 3 acres in NW2SW2, 1.0 acre in SW2SW4, 6.4 acres in NW2SE4, Section 3; 3.6 acres in SE2SE4,
							Section 4; T. 3 S. R. 48 E. W. M.
(Proof #130)	1908		5. 8	Irrigation & domestic	Umnemed Ditch	Musty Creek	5.8 acres in $NW_4^1SE_4^1$, Section 3, T. 3 S. R. 48 E. W. M.
Warnock, J. O. Imnaha, Ore. (Proof #131)	1884		2.4	Irrigation	Faulkner, or Johnson Denny Ditch	Imnaha - River.	2.4 acres in SW1SW1, Section 16, T. 1 N. R. 48 E. W. M.
Warnock, W. P. Enterprise, Ore. (Proof #132)	1893		16.6	Irrigation	Two Small Ditches	Imnah a R iv er	7.2 acres in SW4SE4, Section 3, 6.0 acres in NW4NE4, 3.4 acres in SW4NE4, Section 10, T. 1. S. R. 48 E. W. M.
				-32-		A HAIMT	RIVER.
				334		TIMANTA	A. L. T.
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Name and Postoffice Address of Appropriator	Date of Relative Priority	Amount Cubic Feet Per Second	Number Acres	Use	Name of Ditch	Stream	Descripțion of Land or Place of Use
Warnock, W. P(cont.) (Proof #133)	1895		13	Irrigatibn	Two Small Ditches	Imnaha River	l acre in SW2SW1, 5 acres in SE2SW2, Section 34, T. 1 N. R. 48 E. W. M.
			The state of the s	·			4.4 acres in Lot 3, 2.6 acres in Lot 6, Section 3, T. 1 S. R. 48 E. W. M.
(Proof #134)	1900		5	Irrigation	Lower Gulch Ditch	Imnaha River	5 acres in NE1SW1, Section 34, T. 1 N. R. 48 E. W. M.
Wilson, A. P, Imnaha, Ore. (Proof #135)	1906		6.6	Irrigation	Mill Dit c h	Big Sheep Creek	1.4 acres in Lot 4, 0.1 acre in Lot 5, 1.2 acres in Lot 6, 0.9 acre in Lot 11, Section 5, T. 1 S. R. 48 E. W. M.
							3.0 acres in SW4SW4, Section 32, T. 1 N. R. 48 E. W. M.
(Proof #136)	1906		5	Irrigation	Sprague Di toh	Big Sheep Creek	5 acres in NW1SE1, Section 8, T. 1 S. R. 48 E. W. M.
(Proof #137)	1906		2.6	Irrigation	Timothy Meadow Ditch	Big Sheep Cheek	.4 acre in NW_NE_1, Section 8, .4 acre in NE_SW1, 1.2 acres in NW_SE_1, .6 acre in SW2SE_1, Section 5, T. 1 S. R. 48 E. W. M.
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		,		-33- 335			IMNAHA RIVER,

And the State Engineer of Oregon, being fully advised in the premises, it is hereby CONSIDERED AND ORDERED that the relative rights of the various claimants to the use of the waters of Immaha River and its tributaries, be, and the same are hereby adjudicated, determined and settled as set forth in the foregoing Findings and Order of Determination.

Dated this 29th day of May, 1930, at Salem, Oregon.

RHEA LUPER,

State Engineer.