westerly direction to the presently cultivated land in the W 1/2 of the NE 1/4 of the SE 1/4 of the said Section 34, still exists; that this particular ditch ends up on the bench which runs generally in a southwesterly/northeasterly direction across the W 1/2 of the NE 1/4 of the SE 1/4, the NW 1/4 of the SE 1/4 and onto the SW 1/4 of the SE 1/4 of the said Section 34; that evidences of a second ditch exists; that this ditch ran roughly parallel to the first ditch from Mill Creek to the W 1/2 of the NE 1/4 of the SE 1/4 and onto the NW 1/4 of the SE 1/4 of Section 34; that this ditch lies below the above mentioned bench and apparently along with other uses served the stables located in the NW 1/4 of the SE 1/4 of the said Section 34; that most, if not all, evidences of this ditch have by cultivation been destroyed in the NW 1/4 of the SE 1/4 of the said Section 34; that evidences of a third ditch which may have been used by the fort or by subsequent farmers exist; that this ditch branched off the second ditch above mentioned and ran in a westerly direction across the W 1/2 of the NE 1/4 of the SE 1/4, the NW 1/4 of the SE 1/4, the NE 1/4 of the SW 1/4, then turned and ran in a northerly direction; that although no present evidence exists thereof the affiant was informed many years ago by Mrs. Mighell wife of Dr. Mighell, and the affiant has a letter written by Mrs. Mighell many years ago evidencing this; that a flume ran from where the ditch ended in the SE 1/4 of the NW 1/4 of the said Section 34 in a northerly direction to approximately the north line of the said Section 34, where Dr. Mighell's home buildings were located; and that a photocopy of the letter mentioned is attached hereto and made a part hereof by a reference; that all three of the mentioned ditches were apparently large ditches; that for example the evidence remaining of the second ditch indicates that it was at least four feet across and two feet deep.

Affiant further states that during all the time that he owned and leased the property first described above he irrigated all of the cultivated land from Mill Creek; that at the time the affiant moved onto the property evidence existed that at least a part of the property had recently been irrigated from one of the ditches and that he assumed all of the property had been irrigated from these ditches.

John Engstrom

Subscribed and sworn to before me this 5th day of July, 1972.

Notary Public in and for the
State of Washkngton, residing
at Kettle Falls.

Indexed Recorded Compared Paged
State of Washington, County of Stevens, ss.
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Recorded in 2 of Water Right Page 333

at request of Sidney R. Buckley, Colville, Wash

BEA W. HESSELTINE
County Auditor

Deputy

$3.00

Mail to:
Sidney R. Buckley, Colville, Wash