

ASSIGNED

Name LINDSEY D. RUCK, JR.  
By Rt. 2, Box 13 145  
Address Jacksonville, Oregon 97530

Application No. 42558  
Permit No. 31806  
Certificate No. 49779

Stream Index, Page No. 15-16N

FEEES PAID

| Date    | Amount        | Receipt No. |
|---------|---------------|-------------|
| 7-26-66 | 18.00         | 95          |
| 7-16-79 | \$3 Cert. Fee | 12824       |

Date filed July 26, 1966  
Priority July 26, 1966  
Action suspended until E. O. Cert  
Returned to applicant \_\_\_\_\_  
Date of approval April 11, 1967

FEEES REFUNDED

| Date    | Amount | Check No. |
|---------|--------|-----------|
| 2-20-80 | 2.00   | 4084      |

ASSIGNMENTS

| Date    | To Whom                         | Jenkins              | Address                       | OR | Volume | Page |
|---------|---------------------------------|----------------------|-------------------------------|----|--------|------|
| 2-26-73 | Kenneth R. and/or Sheila Ferson | 6789 Sterling Cr. Rd | Rt. 2, Box 145, Jacksonville, |    | 5      | 186  |

CONSTRUCTION

Date for beginning April 11, 1968  
Date for completion October 1, 1968  
Extended to 10-1-70  
Date for application of water October 1, 1969  
Extended to 10-1-20

REMARKS

0.62 cfs from an unnamed spring (Sterling Creek) (Little Applegate River) for the irrigation of 50.0 acres.

PROSECUTION OF WORK

Form "A" filed April 2, 1968  
Form "B" filed Oct 9, 1968  
Form "C" filed See Ext. Time 11/17/69 (SR)

OCT 4 1968 CARD FOR B  
OCT 29 1969 CARD FOR C  
NOV 9 1970 CARD FOR B-C

Form 130 sent MAY 9 1979

2nd Reminder sent 7-11-79

Form 130 sent SEP 4 1979 TS  
Form 130 sent AUG 25 1980

|           |                       |
|-----------|-----------------------|
| W.R.I.S.  |                       |
| Assembled | 2-5-85 by [Signature] |
| Entered   | _____ by _____        |
| Verified  | _____ by _____        |

FINAL PROOF ~~JUL 31 1979~~

Blank mailed ~~APR 5 1979~~ JAN 14 1980 JUL 14 1980

Proof received \_\_\_\_\_

Date certificate issued JAN 1981

Form A

NOTICE OF BEGINNING OF CONSTRUCTION

Application No. 31806

I, Lindsey D. Ruck, Jr., the holder of Permit No. 31806

to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 1st day of April and 4:19 P.M. motor,

Remarks: Purchased 350 g.p.m. pump and 1000 feet of 2" aluminum pipeline, The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed

2000 3" aluminum pipeline, 800 4" aluminum pipeline, 1100 feet of 5" aluminum up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

pipeline, and 60 Rainbirds. Also purchased 150 g.p.m. pump... 15 H.P. motor.

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of April, 19 68

Lindsey D. Ruck Jr. (Signature of Applicant)

Route 2, Box 13, Jacksonville, Oregon 97530 (Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is begun.

SP\*12928-119

Form B

Application No. 42558

NOTICE OF COMPLETION OF CONSTRUCTION

I, Lindsey D. Ruck Jr., the holder of Permit No. 31806

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 8 day of October, 1968.

Remarks Do not believe there is enough water from sump to irrigate 50 acres. I do believe there is enough water for 20 acres and feel that is sufficient for our needs as should so state in order that our records may not be unnecessarily encumbered.

of now and have the necessary equipment for these 20 acres.

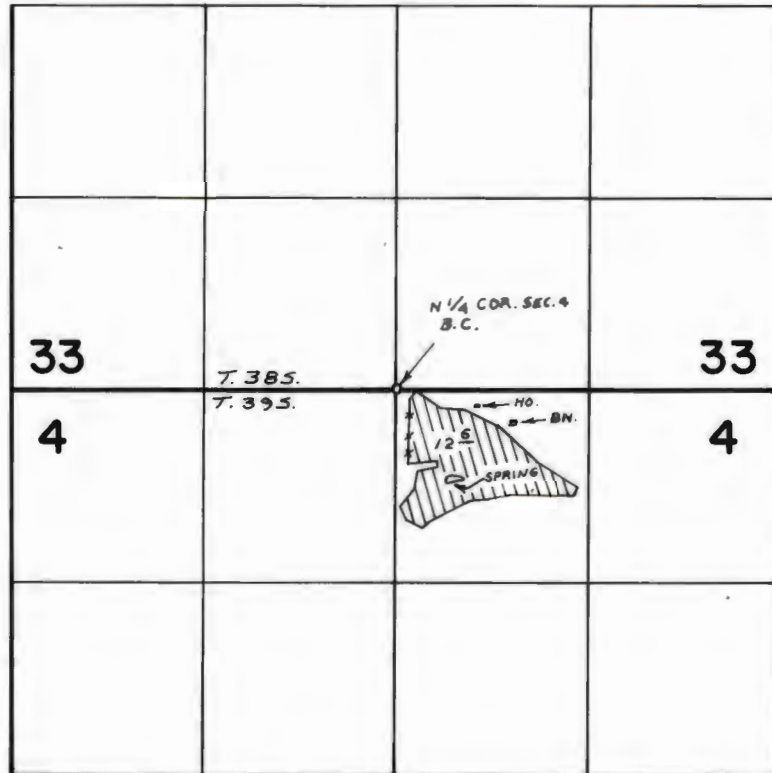
IN WITNESS WHEREOF, I have hereunto set my hand this 8 day of October, 1968

Lindsey D. Ruck Jr. (Signature of Applicant)

Rt. 2 Box 145 Jacksonville Oregon 97530 (Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is completed.

# T.38&39S., R.2W., W.M.



SPRING LOC. : 610' S. & 410' E. FROM N 1/4 COR. SEC. 4

## FINAL PROOF SURVEY UNDER

Application No. 42558 Permit No. 31806  
IN NAME OF

KENNETH R. &/OR SHEILA FERSON JENKINS

Surveyed OCT. 26 1978, by B. SUND

RECEIVED

SP\*32956-690

42558

STATE OF OREGON

WATER RESOURCES DEPT  
SALEM, OREGON

OCT 14 1980

COUNTY OF

JACKSON

# Proof of Appropriation of Water

~~XXXXXXXXXXXX~~ SHEILA FERSON JENKINS

of **6789 Sterling Creek Rd., Jacksonville**, State of **Oregon, 97530**,  
has applied beneficially the waters of  
an unnamed spring

a tributary of **Sterling Creek** for the purpose of  
irrigation of **12.6 acres**

under Permit No. **31806** and that the use of said waters has been completed under the  
terms of said permit; that the priority of the right dates from

**July 26, 1966**  
that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
amount of

**0.16 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream.  
The point of diversion is located in the **NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 4, T. 39 S., R. 2 W., W. M.,**  
**610 feet South and 410 feet East from the N $\frac{1}{4}$  Corner, Section 4**

The amount of water used for irrigation, together with the amount secured under any other  
right existing for the same lands, shall be limited to **one-eightieth of one cubic foot per second**  
per acre, or its equivalent for each acre irrigated and shall be further limited  
to a diversion of not to exceed **4 $\frac{1}{2}$  acre feet per acre** for each acre irrigated  
during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is  
as follows:

**12.6 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
Section 4  
T. 39 S., R. 2 W., W. M.**

I have read the above and foregoing proof of appropriation of water; I know the contents  
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 29<sup>th</sup> day of September, 1980

19.....

Sheila Beth Ferson Jenkins

Jenkins' Shanti Valley Farm  
6789 STERLING CREEK ROAD  
JACKSONVILLE, OREGON 97530

Dear Mr. Shook -

Sorry to take so long answering, but I've had to have the paperwork reviewed by my attorney. In addition I've been out of town due to a death in the family - I will continue to be out of town for some time

Thank you for your letter stating my water rights in black & white.

Now could we please deal with my other (Sunny Valley) water rights that were cancelled by error? Please check your files: I have before me copies of my correspondence to your office dated March 4, 1976 with a cover note advising a Mr. Serson to please acknowledge receipt of the two enclosed water right correspondences - they were stamped received by your office March 9, 1976.

Hopefully we can get all of the situations cleared up. Please note that the pond supplying #31806 has been dried up the past two seasons (summers).

Yours sincerely  
Sheila Serson Jenkins

RECEIVED

OCT. 14 1980

WATER RESOURCES DEPT  
SALEM, OREGON

TO

Tom Shook

DATE

7/7

TIME

4:04

**ACCESS 800**

Sheila Jenkins

CALLED

OF

Jacksonville

PHONE

899-7606

MESSAGE

Re: file 42558

INMATS

48200

7-880

57211

We also discussed permit 43013 &

I believe she will accept 12.6 acres

**CALL BACK ON S.P.A.N.**

& send on proof

TAKEN BY

WJ  
JES



## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508 or  
1-800-452-7813

September 24, 1980

Sheila Ferson Jenkins  
6789 Sterling Creek Road  
Jacksonville, Oregon 97530

Dear Ms. Jenkins:

REFERENCE: File number 42558

During our telephone discussion several months ago, I pointed out to you that under the terms of permit 31806 only 12.6 acres were found to have been irrigated from the unnamed spring. As a matter of fact, we have your letter dated March 15, 1977 to the effect that less than 20 acres had been irrigated.

A second permit was issued to you on May 22, 1978. Permit 43013 allows the use of water from springs numbered one and two and an unnamed stream for the irrigation and supplemental irrigation of 50 acres and fish propagation. The portion referred to as supplemental irrigation under permit 43013 would be the same lands as described as primary irrigation under your permit 31806. The balance of the primary irrigation will be covered under your permit 43013.

Because of recent budget cuts, we will be unable to make another trip in connection with your permit 31806. When you advise us that the terms of your most recent permit 43013 have been met, we will be able to make a final proof inspection.

Just as soon as you sign and return a proof form sent in connection with your permit 31806, we will be able to proceed with the issuance of your certificate of water right. This will eliminate the need for further notices or correspondence in connection with said permit.

Sincerely,

THOMAS E. SHOOK  
Water Rights Engineer

TES:wpc  
cc: File number 57211

2303A

COPY

RECEIVED

42558

SEP 05 1980

WATER RESOURCES DEPT  
SALEM, OREGON

August 18, 1980  
Re: File # 42558

Water Resources Department  
Salem, Or. 97310

Dear Mr. Estes:

This letter is in response to yours of 7/14/80 regarding the proof of appropriation under permit # 31806.

Somehow I find it difficult to sign the paper. It makes me think that I am making an acknowledgement and saying that I have water rights for only 12 acres, when in fact I have been using and irrigating.

In our telephone conversations, it was mentioned that there are subsequent water rights to back me up. Is it, therefore, possible to include these in the statement that you wish for me to sign?

Also, we spoke of Bruce Sund coming out here to re-evaluate the entire situation - viz: gravity flow ditch irrigation to the 50-some acres.

Thank you for your consideration. Also, could you please correct the name on the file to Sheila Person Jenkins? Some have gone to Kenneth Jenkins; one came to Kenneth Person: it makes receipt of communications most difficult.

Yours sincerely

Sheila Person Jenkins  
6789 Sterling C. Rd.  
Jacksonville, Or. 97530



Thomas E. Sloop, Water Rights Engineer

Ref. File #42558

Dear Sir:

For some reason communication between your office and my farm is difficult. I am just now in receipt of your letter letter. I apparently don't have the form to sign.

I am still at 6789 Sterling Cr. Rd., N.ville 97530 - and still irrigating the 53 tillable acres.

I have also been writing to you about my place at 3180 Placer Rd. I responded once in a letter about both places. I know it was received by your office because I saw a photocopy in John Cummins (and Dave Hendricks') here in Medford. In that letter I responded to just such a letter as this, but my water rights were cancelled. I'm sure it was some filing error, the Sunny Valley response going into the Jacksonville file, but I have written subsequently - to no avail. Please, could you help me straighten out my situations? I would be most appreciative. I'm more than willing to co-operate in any way possible.

Yours sincerely,  
Shirley Beth Ferson Jenkins  
Formerly - Mrs. Kenneth F.

**RECEIVED**

JUL 11 1980

WATER RESOURCES DEPT.  
SALEM, OREGON

Jenkins' Shanti Valley Farm  
6739 STERLING CREEK ROAD  
JACKSONVILLE, OREGON 97530



STATE OF OREGON

INTEROFFICE MEMO

TO: Bruce Sund

DATE: March 10, 1978

FROM: Tom Shook

SUBJECT: Re-Survey permit No. 31806

The Jenkins are preparing to submit a new application for a permit to use water as a supplemental source as well as primary usage.

There has been some question as to how many acres have been watered under the terms of the permit.

Please survey at your earliest convenience.

*Tom*

378-3066

July 22, 1976

42558

Sheila Ferson Jenkins  
Rt. 2 Box 145 Sterling Creek Road  
Jacksonville, OR 97530

Madam:

This will acknowledge your letter dated March 4, 1976  
and a statement from Mr. H. K. Turner dated May 14, 1975.

I am sorry to be so late in answering your letter, the  
file had been misplaced.

The next time we have a field engineer in your area, we  
will contact you and make the final proof survey for  
your permit.

Sincerely,

Myron V. Bish  
Adjudication Engineer

MB:db

MEMO

from the desk of

Sheila Ferson

Dear Mr. Saxon:

Please acknowledge receipt  
of these two water right  
correspondences.

Yours,

Sheila Ferson

COLORTONE



DU 7-6800 (202)



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508  
1-800-452-7813

June 2, 1980

Kenneth R. and Sheila Ferson Jenkins  
6789 Sterling Creek Road  
Jacksonville, OR 97530

Dear Mr. and Mrs. Jenkins:

REFERENCE: File number 42558

We have not received the completed proof of appropriation of water form in connection with your permit numbered 31806 which was mailed to you on January 14, 1980. Unless the signed proof is received, the law requires the cancellation of your permit.

In the event that you no longer own the property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely,

THOMAS E. SHOOK  
Water Rights Engineer

TES:dm  
1114A

COPY



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508  
1-800-452-7813

March 13, 1980

Kenneth R. and Sheila Ferson Jenkins  
6789 Sterling Creek Rd  
Jacksonville, OR 97530

Dear Sir and Madame:

Subject: File #42558

During the last legislative session, the statute pertaining to the recording of certificates of water right in county records was repealed. The effective date was October 3, 1979. Since it is no longer required to record a certificate in county records, I have enclosed our refund check #4084 in the amount of two dollars covering the certificate recording fee you submitted to us during the summer of 1979.

Incidentally, I mailed you the proof of appropriation of water in connection with your permit 31806 on January 14, 1980. Will you advise us as to when we can expect to receive the proof?

Further action will be withheld on your file for a reasonable length of time pending your reply.

Sincerely,

Tom Shook  
Water Rights Engineer

TES:dm  
enclosure  
0231A

COPY

October 17, 1979

file # 42558

Dear Sir:

Some time ago I wrote to you <sup>\*</sup> in regard to my water rights # 31806 and I haven't heard from you.

I have another water right that cancelled on me ~~when~~ <sup>after</sup> I had made contact regarding it (in Senny Valley from 1969-1970) on a letter that is now in the file on the above number <sup>(I saw it in John Cummins' file here in Medford)</sup>

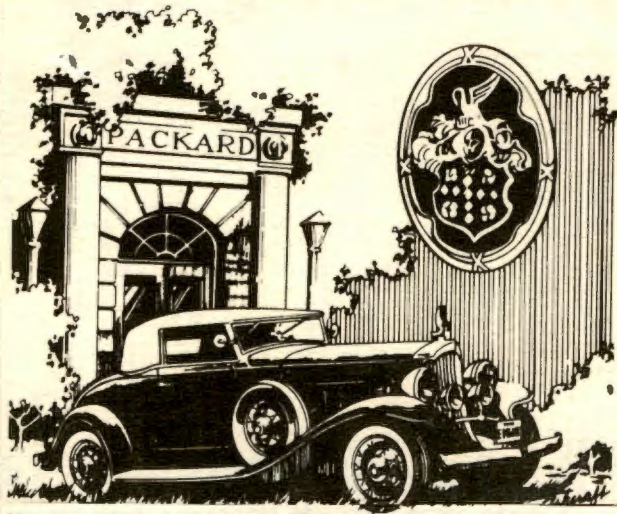
We are experiencing some mail difficulties here on Sterling Creek Road and I am concerned at not having heard from your office.

Please, sir, would you help me get this situation settled? I need my water rights, obviously.

Yours sincerely  
Sheila Person Jenkins  
6789 Sterling Cr. Rd.  
Jacksonville, Or. 97530

RECEIVED  
OCT 22 1979  
WATER RESOURCES DEPT  
SALEM, OREGON

\* My records indicate mid-July



Site # 42558  
July 13, 1979

"ASK THE MAN WHO OWNS ONE!"

Dear Mr. Shoor -

Thank you for your patience in writing about my water rights. I've been under severe stress for some time now and just beginning to catch up.

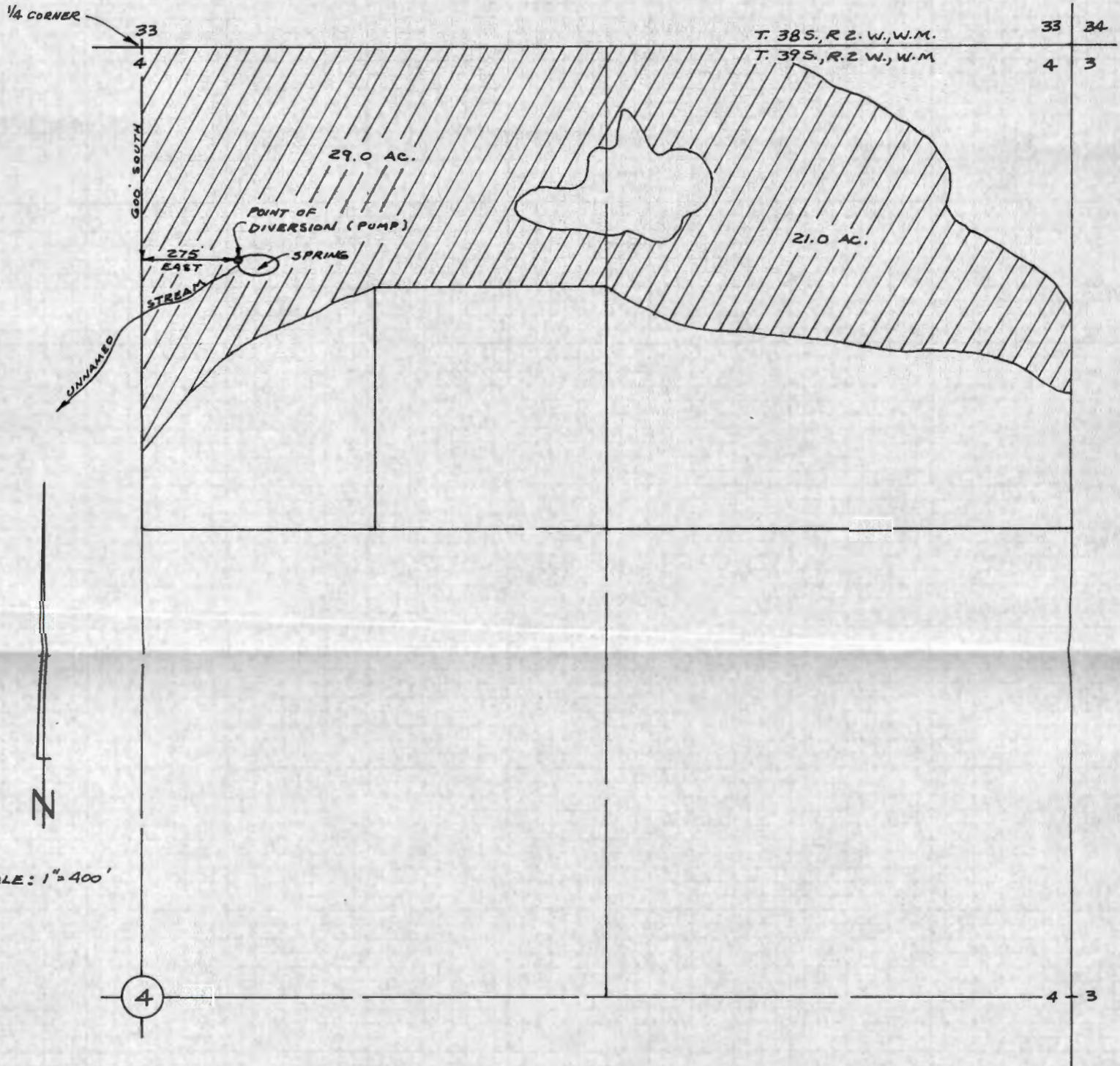
Enclosed is the \$200 fee. I need to change the point of diversion, after I relocate the paper work - unless you could possibly send duplicates. Also I have to talk to the Water Master here as he helped make them out and I didn't notice the error at the time.

Thank you for your help in this matter. I appreciate the letter.

P.S. Kenneth R's name should be removed as of 1975.

Yours Sincerely  
Shaula Larson Jenkins



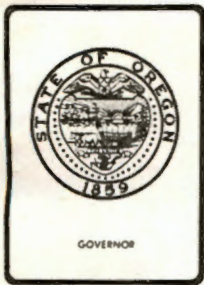


MAP TO ACCOMPANY APPLICATION OF LINDSEY D. RUCK JR. FOR A PERMIT TO APPROPRIATE WATER FROM UNNAMED SPRING FOR IRRIGATION PURPOSES.

JULY 22, 1966

Application No. 42558  
 Permit No. 31806

RECEIVED  
 JUL 20 1966  
 STATE ENGINEER



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

June 11, 1979

File No. 42558

Kenneth R. & Sheila Ferson Jenkins  
Rt. 2, Box 145  
Jacksonville, OR 97530

Dear Mr. & Mrs. Jenkins

We have not received the completed proof of appropriation of water form in connection with Permit No. 31806 which was mailed to you on April 5, 1979. Unless it is received along with the \$2.00 certificate recording fee, the law requires the cancellation of the permit.

In the event you no longer own this property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely

Thomas E. Shook  
Water Rights Engineer

TES/dw

378-8508

October 10, 1979

Shiela Ferson Jenkins  
6789 Sterling Creek Road  
Jacksonville, OR 97530

42558

Dear Ms. Jenkins,

We have not received the completed proof of appropriation of water form in connection with Permit number 31806 which was mailed to you on July 31, 1979. Unless the signed proof is received, the law requires the cancellation of the permit.

In the event you no longer own the property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES/jg

378-8508

July 11, 1979

File No. 42558

Kenneth R. & Sheila Ferson Jenkins  
6789 Sterling Cr. Rd.  
Jacksonville, OR 97530

Dear Mr. & Mrs. Jenkins

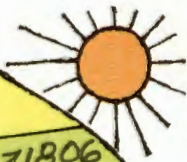
We have not received the completed proof of appropriation of water form in connection with Permit No. 31806 which was mailed to you on April 5, 1979. Unless it is received along with the \$2.00 certificate recording fee, the law requires the cancellation of the permit.

In the event you no longer own the property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely

Thomas E. Shook  
Water Rights Engineer

TES/dw



MARCH 15, 1977

TO THE STATE ENGINEERS OFFICE PERMIT NO. 31806  
IN REGARD TO WATER RIGHTS APPLICATION NO. 42558

DEAR SIRs:

THIS is to inform you that in regard to my application to appropriate water from unnamed spring for irrigation purposes, I would like to limit the final proof for no more than 20 acres. This is to correct the previous application so that this business can be finalized.

Yours sincerely,

Shirley Person Jenkins

RECEIVED  
MARCH 25 1978  
STATE ENGINEERS OFFICE



STATE ENGINEERS  
1178 CHEMURICKA ST. N.E.  
SALEM, OR 97302

DEED AFFIDAVIT ON REIGATION  
OF LAND (50 ac)

App. No. 42558  
Per. No. 31806

UP TO YOU

May 14, 1975

Kenneth & Sheila Jenkins  
Rt. 2, Box 145 Sterling Creek Road  
Jacksonville, OR 97530

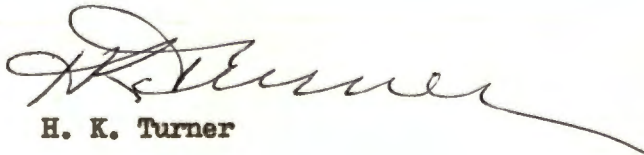
Dear Ken & Sheila:

Just in case something unforeseen happens, I would like to get the following down on paper in the event you need it in the future.

In the summer of 1971 I helped Lindsey D. Ruck install a pump and piping to irrigate the upper side hill and helped him dig a ditch to flood irrigate the lower fields. The source of the water supply was the spring about 3/4 mile up the access road from the house and the natural stream running through the property adjacent to the spring.

In effect, at least 50 acres were irrigated from these sources for at least 2 years prior to your buying the place from Lindsey Ruck. There was evidence someone had irrigated the upper side hill previously, but I do not know it for a fact.

Sincerely,

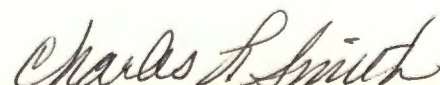
  
H. K. Turner

RECEIVED

MAR - 9 1976

WATER RESOURCES DEPT.  
SALEM, OREGON





Notary Public for Oregon

My commission expires 5-11-76

March 6, 1973

42558

Kenneth R. and Sheila Ferson Jenkins  
Route 2, Box 145  
Jacksonville, OR 97530

Dear Sir and Madam:

The assignment of permit number 31806 from Lindsey D. Ruck, Jr. to you has been recorded in the records of the State Engineer. Our records have been changed accordingly, and the original is enclosed along with our receipt number 32552, covering the recording fee of \$1.00 you submitted.

Very truly yours,

VESTAL R. GARNER  
Assistant

VRG:gkd  
Enclosures



November 24, 1970

42558

Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

I have your letter stating that you will abandon the use of water under permit 31806 but before we take action on the cancellation of this I have another question.

A right can be perfected to the extent the use of water is made within the time limits and terms of a permit. When the last application for extension of time you stated that you had irrigated 15 to 20 acres and had considerable amount of equipment. If you wish to continue the irrigation of that land to previously irrigated, you could perfect a right to that extent and drop the balance. If the permit is canceled you would not be able to irrigate that land previously irrigated unless a new permit was obtained. If you have abandoned future irrigation then the permit should be canceled but if you have irrigated part of the land and wish to continue that part you should notify us as to what had been irrigated October 1, 1970, and include a statement that you wish to complete your right only to that extent.

Very truly yours,

TREVOR JONES  
Assistant

TJ:mfb

**RECEIVED**  
NOV 16 1970  
STATE ENGINEER  
SALEM, OREGON

Rt 2 Box 145  
Jacksonville, Oregon  
Nov 12, 1970

State Engineer  
Salem, Oregon

Dear Sir,

We received your post card and this is to inform you we have to abandon our water right # 31806. We still have all the equipment but have been unable to add anymore due to illness in the family.

Sincerely  
Lindsay D. Ruck Jr  
(Margaret Ruck)

42558

February 6, 1970

Mr. Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

This will acknowledge your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your permit No. 31806 and your fee of \$5.00 for which our receipt No. 16949 was returned to you in our letter of November 21, 1969.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1970.

You should make every attempt to complete your project on or before that date because it is doubtful if any further extension can be granted.

Very truly yours,

Trevor Jones  
Assistant

slv

RECEIVED RECEIVED

JAN 26 1970

NOV 17 1969

STATE ENGINEER SALEM, OREGON

STATE ENGINEER SALEM, OREGON

Amended extension of time...

Application No. 42558

Application for Extension of Time

To the State Engineer of Oregon:

I, Lindsey D. Ruck, Jr., of Route 2, Box 145, Jacksonville, Oregon 97530, am the owner and holder of Permit No. 31806, to appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or before October 1, 1968, and complete application of water is required to be made on or before October 1, 1969.

I have heretofore done the following work described under said permit during the past year: Purchased pumps (one pump 350 gal. per min.) and also have another motor of the same size, but the pump is smaller. We have over 2000 feet of aluminum pipe, and have it installed. It is a portable system.

and did the following work prior to last year:

costing \$ 3,500.00, and I estimate the cost of completion to be \$1,500.00

I have heretofore used water under said permit to the following extent: I have irrigated 15 to 20 acres.

I am unable to complete construction work and make complete application of water within the required time, for the following reasons, to wit:

We have had illness in the family, and have used our money on doctor bills, instead of being able to buy seed and fertilizer to grow good crops. All the land is ready to be planted. Need another year to get crops on all the land. We need more sprinklers and valves and fittings.

(If additional space is required, attach separate sheet)

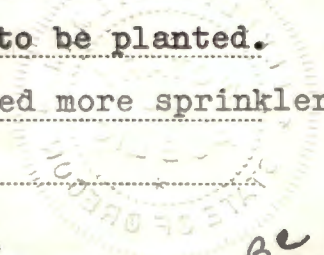
\$5.00 (A fee of \$5.00 for each permit involved must accompany this application.)

\$5.00 FEE PAID

(OVER)

REC. NO. 16949

DATE 11-17-69



Be 10-1-70 290 last one

RECEIVED  
NOV 17 1969  
STATE ENGINEER  
SALEM OREGON

WHEREFORE, I ask that the State Engineer extend the time for the  
Complete construction work and  
~~completion of construction work~~  
{ complete application of water } under said permit to October 1, 1970.  
(Strike out phrase not applicable)

**AFFIDAVIT OF APPLICANT**

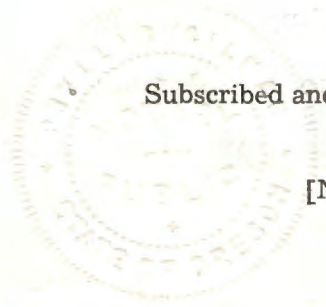
STATE OF Oregon }  
County of Jackson } ss.

I, Lindsey D. Ruck, Jr., being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of November, 1969.

*Lindsey D. Ruck Jr*

Subscribed and sworn to before me this 12th day of November, 1969.



[Notarial Seal]

*Phyllis Gilman*  
Notary Public for Oregon

My commission expires 3-2-73



**STATE  
ENGINEER**

**WATER RESOURCES DEPARTMENT**

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171  
42558

TOM McCALL  
GOVERNOR

CHRIS L. WHEELER  
State Engineer

December 31, 1969

Mr. Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

On the basis of the information in your letter received December 9, 1969, I suggest that you return the application for extension of the time limits under permit No. 31806. Before it is returned, you should add part of the information which you included in your letter.

The letter will be retained along with the other correspondence in connection with your permit, but the application for extension of time should contain sufficient information so as to act on it.

Very truly yours,

*Trevor Jones*  
Trevor Jones  
Assistant

**RECEIVED**  
JAN 26 1970  
STATE ENGINEER  
SALEM OREGON

TJ:slv

-January 23, 1970

Note Please: Mr. Jones

I have amended the extension of time and am herewith returning same to you.

*Lindsey D. Ruck, Jr.*  
Lindsey D. Ruck, Jr.

42558

December 31, 1969

Mr. Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

On the basis of the information in your letter received December 9, 1969, I suggest that you return the application for extension of the time limits under permit No. 31806. Before it is returned, you should add part of the information which you included in your letter.

The letter will be retained along with the other correspondence in connection with your permit, but the application for extension of time should contain sufficient information so as to act on it.

Very truly yours,

Trevor Jones  
Assistant

TJ:slv

30

Rt 2 Box 145  
Jacksonville, Oregon  
November 26, 1969

**RECEIVED**  
DEC 1 1969  
**STATE ENGINEER**  
**SALEM OREGON**

Trevor Jones  
State Engineer  
Salem, Oregon

Dear Mr Jones,

I have completed irrigating approximately 15+ acres and have equipment to do a little more. We originally had plan to irrigate 50 acres, but realize the cost was prohibitive. I now believe that moreland can be irrigated thru the use of an old ditch which can be reestablished. I should be able to irrigate 5-10 more acres by flooding if my calculations are correct. Gene Hickman of the Soil Conservation Dept. suggested this plan when I first started. I didn't take his advice but now realize he was right.

I would also like more time to add valves etc. to the 20 acres now set up. We intend to add \$12-1500.00 more this spring to existing irrigation equipment.

We did have more equipment prior to October 1, 1968 but due to illness I had to liquidate (sell) some of my irrigation equipment. We are now financially able to add to and refine the existing equipment.

In reference to the upper ditch that I intend to reopen; during the spring and early summer there is a surplus of water but mid-summer the ditch would be useless. At that time I would irrigate only the 20 acres below from sump with pumps and sprinklers.

Very truly yours,

*Lindy D. Rack Jr.*



RE: 42558

November 21, 1969

Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

This will acknowledge an imcomplete application for the extension of the time limits to complete the use of water under your permit number 31806 and the fee of \$5.00 for which our receipt number 16949 is enclosed.

When you filed the notice of completion of construction last year you included the statement that you did not think that there was enough water from the sump to irrigate 50 acres but thought there was enough for 20 acres which was sufficient for your needs and you said that you had the necessary equipment for the 20 acres.

On the application for extension of time you say that you have irrigated 15 to 20 acres. The time limit to complete construction which means you have obtained all the necessary irrigation equipment is October 1, 1968.

Your application for extension of time does not indicate whether or not you have obtained additional equipment but if this was not done you would also need extension of the time limit to complete construction if the permit was to be maintained for more than the land presently irrigated. If there is not enough water for irrigation of more than approximately 20 acres and you have not and do not intend to obtain more equipment then the extension of the time limits to complete the use of water would not be required. I do not have enough information available to make any statement as to the probable best course of action but in the event that you do wish to continue the development of this project I am returning the application for extension of time so you may add additional information particularly in regard as to what has been done in the way of acquisition of equipment.

✓

Transfer No. 0-45

Name Oregon State Highway Commission

Expiration date for completion 10-1-67

Extended to \_\_\_\_\_

Proof to Survey 11-22-67

O. K. for certificate \_\_\_\_\_

Ditch company or irrigation district involved is \_\_\_\_\_

*Reminder sent 10-31-67*

Lindsey D. Ruck, Jr.

-2-

November 21, 1969

If you intend to perfect a right only to the extent the use of water has been presently made and the application for extension of time is not necessary and we could refund the fee of \$5.00.

Very truly yours,

Trevor Jones  
Assistant

TJ:mfm

Enclosures



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
516 PUBLIC SERVICE BUILDING  
SALEM 10

REFER TO  
FILE NO. 42558

October 10, 1968

Lindsey D. Ruck, Jr.  
Route 2, Box 145  
Jacksonville, Oregon 97530

Dear Sir:

This will acknowledge the notice of completion of construction under the terms of permit No. 31806.

Under the provisions of the permit, the time limit for completion of the appropriation by accomplishing the authorized beneficial use of water to the full extent intended will expire October 1, 1969. (In the case of irrigation completion of the appropriation means at least one beneficial irrigation of all the land to be irrigated under the subject permit.)

Very truly yours,

CHRIS L. WHEELER  
State Engineer

Form 119

ks

**RECEIVED**

Box 145  
Jacksonville, Oregon  
October 8, 1968

OCT 9 1968

State of Oregon **STATE ENGINEER**  
Water Resources Department **OREGON**  
Salem, Oregon 97310

Dear Sirs,

re; Permit # 31806  
App. No. 42550

I do not believe there is enough water from the location of standing sump to irrigate 50 acres. I do believe there is enough water for 20 acres from this sump. I have the necessary equipment for 20 acres and feel that is sufficient for our needs as of now.

Please note the change of Box Number to 145 as this was done by the US Post Office.

Sincerely,

*Lewis D. Buckle*



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
516 PUBLIC SERVICE BUILDING  
SALEM 10

REFER TO FILE NO. 42558

April 5, 1968

Lindsey D. Ruck, Jr.  
Route 2, Box 13  
Jacksonville, Oregon 97530

Dear Mr. Ruck:

This will acknowledge the notice of beginning of construction under the terms of permit No. 31806.

Our records show the time limit for completion of construction of the works and/or the purchase and installation of all the facilities required for the authorized beneficial use of water will expire on October 1, 1968.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

Form 118  
ks

42558

April 25, 1967

Lindsey D. Ruck, Jr.  
Route 2, Box 13  
Jacksonville, Oregon

Dear Mr. Ruck:

42558, permit No. 31806 with a blueprint.

42558

August 1, 1966

Lindsey D. Ruck, Jr.  
Route 2, Box 13  
Jacksonville, Oregon

Dear Mr. Ruck:

This will acknowledge your application to appropriate 0.62 cubic feet of water per second from an unnamed spring for the irrigation of 50 acres, a map, spring description sheet, legal description, and the fee of \$18 for which our receipt No. 95 is enclosed.

This application has been filed and numbered 42558 and is in satisfactory form for approval by issuance of a permit.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Larry W. Jebousek  
Assistant

LWJ:hls  
Enclosure

cc Joseph L. Diddock  
Assistant Watermaster, District 13  
County Courthouse  
Medford, Oregon



WATERMASTER DISTRICT NO. 13  
COUNTY COURTHOUSE  
MEDFORD 97501  
TEL. 773-6211, EXT. 241



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
July 25, 1966

WATER DISTRIBUTION  
HYDROGRAPHIC SURVEYS  
SNOW SURVEYS

REFER TO  
FILE NO. \_\_\_\_\_

RECEIVED  
JUL 25 1966  
STATE ENGINEER  
SALEM OREGON

Mr. Chris L. Wheeler  
State Engineer  
Salem, Oregon

Attention: Mr. Larry Jebousek, Assistant

Dear Mr. Jebousek:

I am enclosing an application in the name of Lindsey D. Ruck, Jr., of Route 2, Box 13, Jacksonville, Oregon, for a permit to appropriate water from an Unnamed Spring, tributary of Sterling Creek, for irrigation purposes, together with a personal check in the sum of \$18 to cover filing fees, the necessary map tracing, legal land description, and spring description form.

The applicant has been advised of the policy of the State Water Resources Board in regard to Rogue River and its tributaries.

Very truly yours,

Joseph L. Diddock  
Assistant Water Master,  
District No. 13

JLD:pg

enclosures

Application No. \_\_\_\_\_

DESCRIPTION OF SPRING

1. Is spring on property of applicant? Yes.
2. If not, give name and address of legal owner. \_\_\_\_\_  
\_\_\_\_\_
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? \_\_\_\_\_
4. If you do not have such consent, do you expect to secure right of way through condemnation? \_\_\_\_\_
5. What is the maximum flow from spring? 0.62 c.f.s. (est.)  
(Gallons per minute or  
\_\_\_\_\_ cubic feet per second)  
What is the minimum flow? 0.40 c.f.s.  
Is flow measured or estimated? estimated.
6. Does the stream flowing from spring form a well defined natural channel? Yes.
7. Does the water flow off the lands on which it first arises? Yes.
8. Give the name of the stream or other body of water into which water from the spring flows. Unnamed Draw, trib. of Sterling Creek.
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.  
\_\_\_\_\_  
\_\_\_\_\_
10. Remarks \_\_\_\_\_  
\_\_\_\_\_

**RECEIVED**  
JUL 26 1966  
STATE ENGINEER  
SALM OREGON

*Lindsay J. Ruck*  
Signature of Applicant

Application No. 42558  
Permit No.

LINDSEY D. RUCK, JR.  
LEGAL DESCRIPTION:

# JACKSON COUNTY TITLE CO.

502 WEST MAIN STREET AREA CODE 503 PHONE 779-2811

MEDFORD, OREGON 97501

JACKSON COUNTY REPRESENTATIVE  
TITLE AND TRUST DIVISION  
OF PIONEER NATIONAL  
TITLE INSURANCE CO.  
PORTLAND, OREGON

June 17, 1966

Medford Realty  
1045 S. Riverside  
Medford, Oregon

Our Number: 91758

Gentlemen:

We are prepared to issue title insurance policy in the usual form as of June 17, 1966, at 8:00 A.M., insuring the title to

The Northeast Quarter of the Northeast Quarter; the North Half of the Northwest Quarter of the Northeast Quarter, and the Southwest Quarter of the Northwest Quarter of the Northeast Quarter of Section 4 in Township 39 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon.

(Code 49-16, Account #392W, Tax Lot #200)

in

ALBERT F. DUTTON

subject to the usual printed exceptions, and

1. That part lying within public roads.
2. Existing rights of way for ditches or canals.
3. Right of way for a ditch, granted to The Sterling Mining Company, by instrument recorded in Volume 15 page 141 of the Deed Records of Jackson County, Oregon. (Affects SE $\frac{1}{4}$ /NE $\frac{1}{4}$ /NE $\frac{1}{4}$ ).
4. 1965-66 taxes, (\$206.07) PAID.
5. This report does not include a search for financing statements filed in the office of the Secretary of State, or in a county other than the county wherein the premises are situated, and no liability is assumed if a financing statement is filed in the office of the County Clerk covering timber on the premises wherein the lands are described other than by metes and bounds or under the rectangular survey system.

**RECEIVED**  
JUL 26 1966  
STATE ENGINEER  
OREGON

Application No. 42558  
Permit No.



Transfer No. \_\_\_\_\_

P-99

Name \_\_\_\_\_

W. J. Pullen

Expiration date for completion \_\_\_\_\_

10-1-69

Extended to \_\_\_\_\_

Proof to \_\_\_\_\_

Survey

O. K. for certificate \_\_\_\_\_

Ditch company or irrigation district involved is \_\_\_\_\_

JAN 26 1970 CARD FOR C



STATE OF OREGON

INTEROFFICE MEMO

TO: Bruce Sund

DATE: March 10, 1978

FROM: Tom Shook

SUBJECT: Re-Survey permit No. 31806

RECEIVED

MAR 13 1978

WM. DIST. 14  
GRANTS PASS, ORE.

The Jenkins are preparing to submit a new application for a permit to use water as a supplemental source as well as primary usage.

There has been some question as to how many acres have been watered under the terms of the permit.

Please survey at your earliest convenience.

10:30 OCT 26 SURVEY

THUR.

*Tom*

42558  
57211

I doubt if Ruck irrigated  
much more than 20 ac<sup>s</sup>.  
Although Jenkins submitted  
a Statement from Mr. H.K. Turner  
who said he helped Ruck set  
up equip in 1971 to irrig. 50 ac.  
It is possible some irrig. may  
have been done by pumping  
into a ditch by Ruck.

Apparently Jenkins bought prop.  
about the 1<sup>st</sup> of 1973 (assign 2/26/73)

See what the Jenkins have irrig.  
& what they have equip to irrig.  
& make the final proof survey.  
Maybe they have had the prop. for  
five yrs. or more?

John Cummins w/m. office phoned 2/15/77 & said  
Jenkins probably will file on 21<sup>o</sup> N 24<sup>o</sup> NE 4<sup>o</sup> & maybe  
more from a different source & drop proof on  
this permit for that acreage. M.B.



Other than acknowledge Don's name  
in the letter on the date by Mr.

not mention of Fellowship - needs  
proper F P I thank.

T.J. May 18, 1976



7-30-74

Correspondence  
clearly indicates  
a max of  $\pm 20$   
acres under terms  
of permit -

Survey only what  
sinkings are visible  
as reported by Toll

Treat as survey  
regardless Use

NO

B-form States water sufficient for only 20 ac. 10-9-68 n.B.

OK  
CMT

Ext. of time indicates 15 to 20 acres irrigated this proj. may be abandoned if so get a signed Canal

### Abstract of Permit No. 31806

Application No. 42558 Certificate No.

ASSIGNED

Name Lindsay D. Suck, Jr. Kenneth R. and/or Sheila Ferson Jenkins

Address Route 2, Box 13 Route 2, Box 145  
Jacksonville, Oregon Jacksonville, OR 97530 499-7606

Source of water supply an unnamed spring, trib of Sterling Creek

Use irrigation of 12<sup>6</sup> AC.

Point of diversion 610 410  
600' S. & 275' E. from N<sup>1</sup>/<sub>2</sub> cor. Sec. 4, being within NW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>, Sec. 4, T. 39 S., R. 2 W., W. M., county of Jackson

Number of acres

#### DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

| Twp. | Range | Sec. | NE <sup>1</sup> / <sub>4</sub>         |  |                                |                                | NW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SE <sup>1</sup> / <sub>4</sub> |                                |                                |                                |
|------|-------|------|--|--|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|
|      |       |      | NE <sup>1</sup> / <sub>4</sub>         | NW <sup>1</sup> / <sub>4</sub>         | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> |
| 39S  | 2W    | 4    | <del>NE<sup>1</sup>/<sub>4</sub></del> | <del>NW<sup>1</sup>/<sub>4</sub></del> |                                |                                | N.W. 1/4                       | N.E. 1/4                       |                                |                                |                                |                                |                                |                                |                                |                                |                                | 12 <sup>6</sup>                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |
|      |       |      |  |  |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |

Priority date July 26, 1966

Amount of water 0.16 c.f.s.

Time limit to begin construction April 11, 1968

Time limit to complete construction ~~10-1-68~~ extended to 10/1/70 extended to

Time limit to completely apply water ~~10-1-67~~ extended to 70/1/70 extended to

Remarks: This appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

10-26-78 JRS  
PTS-1978-14-D

Rev. on form  
10-12-71  
R.S.M.  
SEE NOTE

Basin 15, Vol.

Have min. page 10-12-71 R.S.M.

NOTE: THEY (JENKINS) DO IRRIGATE 20+ ACRES AND PLAN ON IRRIGATING REST. THEY BELIEVE RUCK IRRIGATED ALL. THEY ARE GOING TO WRITE HIM AND HAVE HIM SENT A AFFADAVIT ABOUT AMOUNT LAND IRRIGATED.

Larry Toll  
FE  
7/17/74

Info: Sheila Jenkins, Irri. only about 12 AC. South of House in the N.W. 1/4, NE. 1/4 SEC. 4. Not enough equip. and water to pump North and east of irrigated area.  
MOTOR: GAS PORTABLE, 40 HP.

PUMP: CORNELL WISCONSIN 3" X 4"

DIV. PT.: CENTER OF SPRING AREA

PIPE: MAIN: 300' - 6" AL

LAT.: 300' - 3" AL

SPRINKLERS: 20 RB 30's, 5/32"

14 MAX.

LIFT: - 25' to + 20'

USE: ALFALFA, OATS

TIE: PTS-1978-14-D, N. 1/4 COR. SEC. 4.

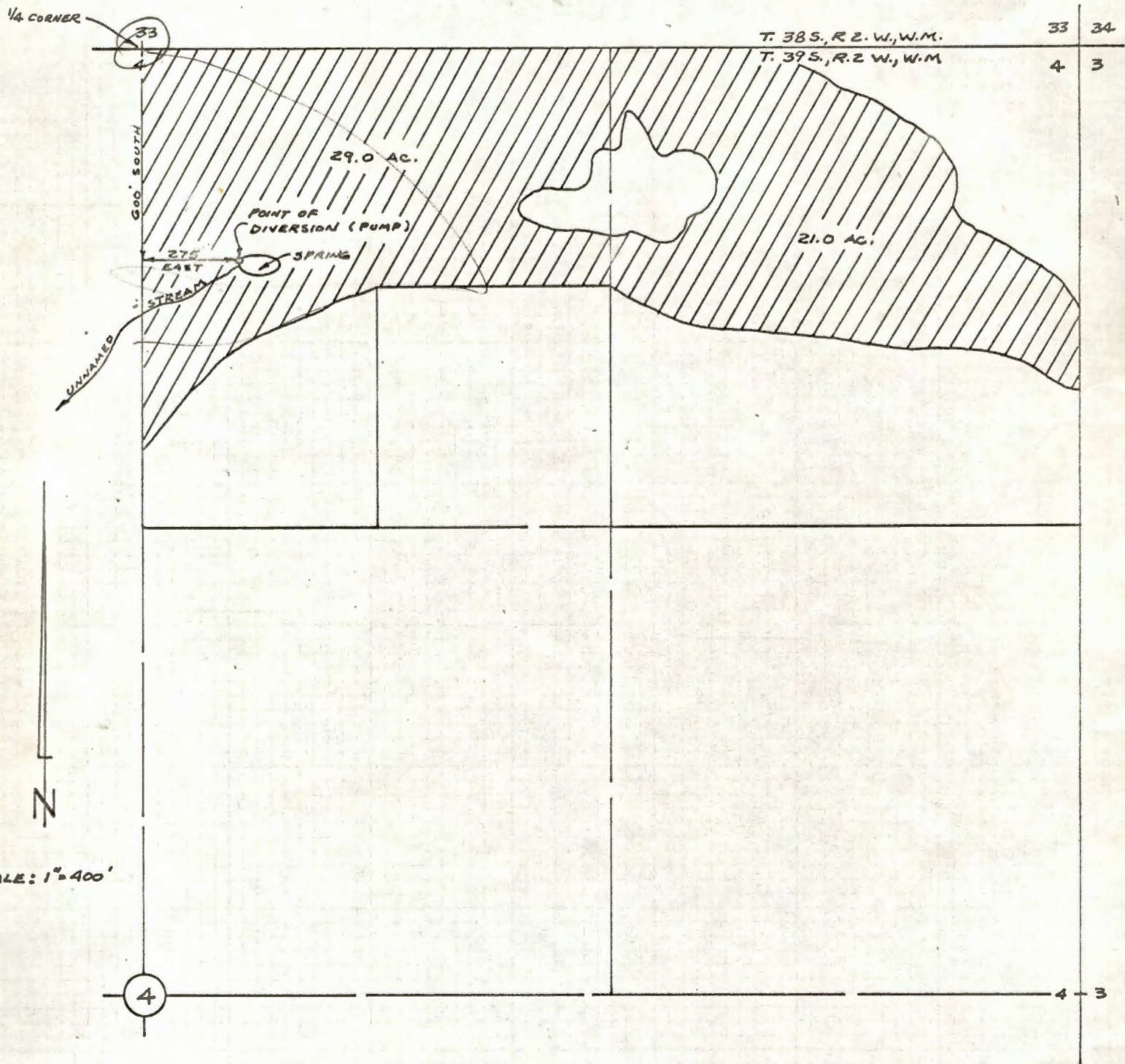
Bruce R. Sumal

F.E. 10-26-78

$$\frac{40(6.61)}{114 + \phi} = 2.3 \text{ c.f.s.}$$

$$\frac{14(4.7)}{450} = 0.15 \text{ c.f.s.}$$

$$\frac{12^6}{80} = 0.16 \text{ c.f.s.}$$



MAP TO ACCOMPANY APPLICATION OF LINDSEY D. RUCK JR. FOR A PERMIT TO APPROPRIATE WATER FROM UNNAMED SPRING FOR IRRIGATION PURPOSES.

JULY 22, 1966

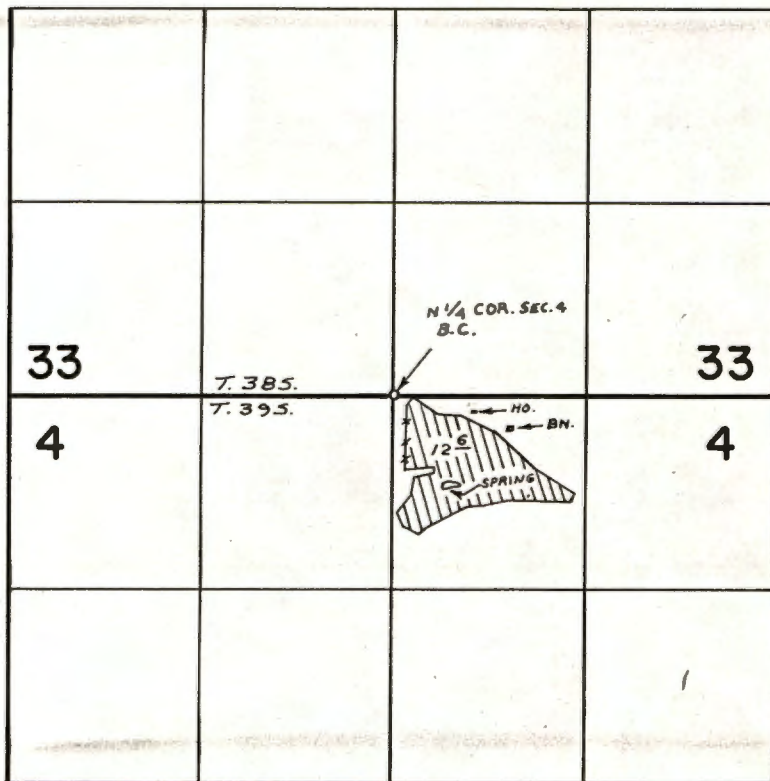
Application No. 42558  
 Permit No. 31806

RECEIVED  
 JUL 26 1966  
 STATE ENGINEER  
 MICHIGAN

JENKINS — <sup>ONLY</sup> 20. ACRES INITIALLY 50 ACRES

395 2W <sup>SEC</sup> 4

# T.38&39S., R.2W., W.M.



SPRING LOC. : 610' S. & 410' E. FROM N 1/4 COR. SEC. 4

## FINAL PROOF SURVEY UNDER

Application No. 42558 Permit No. 31806  
IN NAME OF

KENNETH R. &/OR SHEILA FERSON JENKINS

Surveyed OCT. 26 1978, by B. SUND