

Drainage Area $< 0.5 \text{ mi}^2$ Area fairly flat. Reservoirs
will pose little threat during high water.
Drainage area insignificant. 8/4/82 CLH

RECEIVED
OCT 23 1984
WATER RESOURCES DEPT.
SALEM, OREGON

Application No. R-63735

NOTICE OF BEGINNING OF CONSTRUCTION

I, WAYNE FOSTER, the holder of Permit No. R 8662

to appropriate the public waters of the state of Oregon, began the actual construction of the works described herein on the 15th day of September, 1982

Remarks: POND # 1 CLEARED ON EAST SIDE POND # 2 CLEARED AREA

BUILT DAM, INSTALLED 80x6" PVC DRAIN AND 30x18" CMP OVERFLOW, EXCAVATED 2000
acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as

cu yds. POND # 3 CLEARED AREA EXCAVATED 1500 cu yds
authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of October, 1984

Wayne Foster
(Signature of Applicant)

Box 114 LANGRIS OR 97450
(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

OK
RFB

RECEIVED

JUL 6 1982

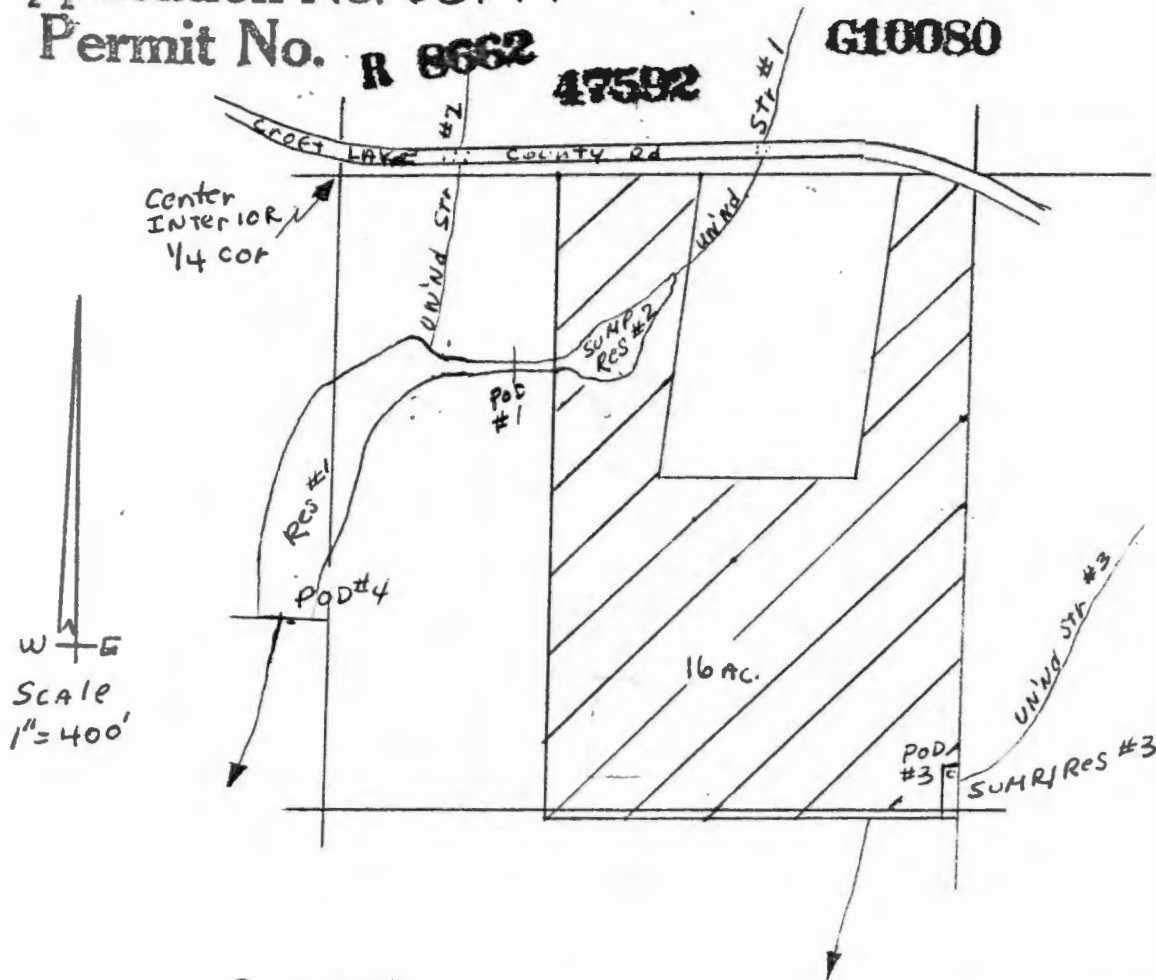
WATER RESOURCES DEPT
SALEM, OREGON

T30S R15W
NW1/4 SE 1/4

R-63735, Sec 11

Application No. 63744 and G-10769

Permit No. R 8662 47592 G10080



SOURCES:

- POD #1 400'S 380'E FN Interior 1/4 Corner direct flow & stored water
- POD #2 400'S 300'E " " " " " " " " " " " "
- POD #3 1280'S 1300'E " " " " " " " " " " " "
- POD #4 920'S 100'W " " " " " " " " " " " "

USES:

PRIMARY CHANBERRY IRRIGATION, temperature control and flood harvest from direct flow, from unind str #1. Supp irrigation, Supp temperature control, Supp flood harvest from all other sources.

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DEC 10 1982

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JUN 28 1982

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

OCT 6 1982

WATER RESOURCES DEPT.
SALEM, OREGON

By WAYNE Foster

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. Show to whom, date and address of delivery.
2. Restricted Delivery.

3. Article Addressed to:

Wayne Foster
 Box 114
 Langlois, OR 97450

4. Type of Service:

- | | |
|--|----------------------------------|
| <input checked="" type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | |

Article Number

56231

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X *Delma Foster*

7. Date of Delivery

9-14-87

8. Addressee's Address (*ONLY if requested and fee paid*)

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

**RETURN
TO**



Water Resource Board

(Name of Sender)

3850 Portland Rd NE

(No. and Street, Apt., Suite, P.O. Box or R.D. No.)

Salem OR 97310

(City, State, and ZIP Code)



**PENALTY FOR PRIVATE
USE, \$300**



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

SEP 10 1987

Wayne Foster
Box 114
Langlois, OR 97450

REFERENCE: File R-63735

According to the terms of your Permit R-8662, complete application of water was to have been made by October 1, 1985.

Complete application of water means the application of water to a beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 21, 1985.

ORS 537.360 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit"

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit may be canceled without further notice.

If you are no longer interested in the project described by the permit, we would appreciate being advised. If the property involved has been sold and any part of the project was completed, you should assign the permit to the new owner. An assignment form will be furnished upon request.

If additional information is needed, please contact Ves Garner, Manager, Survey/Certificate Section.

1497B

CERTIFIED - RETURN RECEIPT REQUESTED



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

October 25, 1984

Wayne Foster
Box 114
Langlois, OR 97450

REFERENCE: File Number R-63735

Dear Mr. Foster:

I have reviewed our records regarding the priority of Permit Number R-8662 and I concur.

Our records have been noted with the proper priority date for the permit being July 6, 1982.

At the time of the issuance of the certificate of water right confirming your use we will issue the certificate acknowledging the clerical error.

If you have any questions, please feel free to contact me.

Sincerely,

Stephen C. Brown
Senior Water Rights Examiner

SCB/jw

RECEIVED
OCT 23 1984

Langlois, Oregon
October 21, 1984

WATER RESOURCES DEPT.
SALEM, OREGON

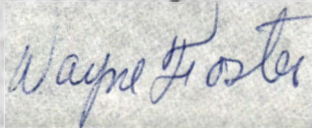
Water Resources Dept
555 13th Street N. E.
Salem, Oregon 97310

Dear Sirs:

Find enclosed Form A for permit numbers as follows;
G 10080, 47592, and R 8662.

On going over these permits I found that the priority
date on permit R 8662 is listed as July 6, 1983. On
the other above permit numbers the priority date is listed
as July 6 1982. All of these applications were submitted
at the same time. I would like to know if the date on
permit R 8662 is in error or if that is the right date.

Your truly



Wayne Foster

COLLON COLLEMI

EXEMASE

WILPERS BAPTS

September 29, 1983

Wayne Foster
Box 114
Langlois, OR 97450

R-63735 & 63744

R8662 & 47592



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

July 27, 1983

Wayne Foster
Box 114
Langlois, Oregon 97450

REFERENCE: Files Numbered R-63735, 63744, and G-10769

Dear Mr. Foster:

Thank you for returning Applications R-63735 and 63744, and the accompanying map, easement, and attachments.

All three applications are now in satisfactory form and will be considered for issuance of permits within sixty days.

Sincerely,

Chris L. Hughes
Senior Water Rights Examiner

CLH/jw

378-3066

June 9, 1983

Wayne Foster
Box 114
Langlois, OR 97450

Dear Mr. Foster:

REFERENCE: Files R-63735, 63744 and G-10769

The affidavits which were received have now been processed and your applications have again been reviewed.

In your letter dated December 9, 1982, you made the statement that Reservoir 1 will be enlarged to hold 9.2 acre-feet. Since permits for 8.6 acre-feet have already been issued for this reservoir, the amount of storage still available is 0.6 acre-foot. Please amend Items 7 and 8 of the attachment for Application R-63735 and Item 5 of Application 63744 to list a total of 0.6 acre-foot to be stored and broken down to amounts to be stored for each use.

Since Reservoir 1 is not on your property, please submit a copy of your agreement with the owner allowing you to store and use the water from Reservoir 1.

I am returning Applications R-63735 and 63744 for correction and completion. The applications are endorsed and in order to retain their priority date, they must be received in this office on or before August 9, 1983. Application G-10769 will be held without action until Applications R-63735 and 63744 are received in proper form.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLH:wpc
enclosures

6856B

378-3066
or
1-800-452-7813
(message line)

April 1, 1983

Wayne Foster
PO Box 114
Langlois, OR 97450

Dear Mr. Foster

REFERENCE: Files R-63735, 63744, G-10769

We have not yet received the two affidavits, in satisfactory form, which will cancel those portions of Certificates 21453 and 50353 in conflict with your new applications.

Enclosed are the affidavits which, when signed and notarized, will cancel those portions of the existing rights in conflict with the new applications.

Your Applications R-63735, 63744, and G-10769 will again be reviewed when the affidavits are received in proper form.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLHwpc

5786B

378-3066
or
1-800-452-7813
(message line)

December 14, 1982

Wayne Foster
PO Box 114
Langlois, OR 97450

Dear Mr. Foster:

REFERENCE: Files R-63735, 63744 and G-10769

Thank you for returning Applications R-63735 and 63744, the maps and attachments.

Your Applications will be held without action for a reasonable period pending receipt of the affidavit which will cancel those portions of the existing right in conflict with your applications.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLHwpc

4015B



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE

378-3066

OR

1-800-452-7813

(message line)

October 12, 1982

Wayne Foster
PO Box 114
Landlois, OR 97450

Dear Mr. Foster:

REFERENCE: Files R-63735, 63744 and G-10769

Thank you for returning Applications R-63735, 63744 and G-10769, and the accompanying maps.

There are still problems with the applications and maps which must be corrected before the permits can be issued. I suggest that you take your applications, maps and this letter to John Drolet, Assistant Watermaster, in Coquille (phone: 396-5342).

As I stated in my last letter, Reservoir 1 appears to be fully appropriated with filings for a total of 8.6 acre-feet. If you have again enlarged the reservoir beyond this, and wish to appropriate an additional 5.0 acre-feet, then please state that Reservoir 1 is to be enlarged in the remarks section of Application R-63735. Since the total capacity of the reservoir will now exceed 9.2 acre-feet, needed are plans and specifications for the dam and reservoir from a licensed civil engineer registered in the State of Oregon.

If the reservoir is not to be enlarged, then delete this reservoir from Application R-63735.

Please include the location of Sump/Reservoir 2 in Item 2 of Application 63744. Also, please include the quarter-quarter section location of the diversion points in Item 2 of Application 63744. ✓

Under existing rights of record, the full duty of water has already been allowed for irrigation and flood harvesting for 3.02 acres in conflict with this application.

This is what can be allowed from live flow from unnamed Stream 1:

Irrigation of 12.98 acres at one-fortieth equals 0.32 cubic foot of water per second.

Flood Harvesting of 12.98 acres equals 0.65 cubic feet of water per second.

Temperature Control of 16.0 acres equals 2.4 cubic feet of water per second.

Please amend Item 5 of Application 63744.

COPY

Wayne Foster
October 12, 1982
page two

The map accompanying your application must show the locations of the existing rights. Enclosed is a copy of the final proof survey for the previous rights with your land overlaid. Please amend your maps to show the existing rights of record in conflict with your application.

Item 3 of Application 63744 must be amended to state 12.98 acres of primary irrigation and flood harvesting from unnamed Stream 1. Supplemental irrigation and flood harvesting from unnamed Stream 3 may be 16.0 acres.

Point of Diversion 4, as measured on your map, is located 820 feet South and 100 feet West from the center of Section 11. This does not agree with the location as stated in Item 2 of the attachment to Application 63744. Please amend Item 2 and/or the map to correctly locate Point of Diversion 4.

A legal description of the property where the water is to be used is needed to verify the place of use. This can be copied from your deed, title insurance policy, or sales contract.

I am returning Applications R-63735 and 63744, and the maps and attachments for further corrections. Application G-10769 is in satisfactory form and will be considered for issuance of a permit when the other two applications are received in proper form. The application is endorsed so that in order to retain its priority date it must be received in this office on or before December 13, 1982.

Sincerely,

CHRIS L. HUGHES
Senior Water Rights Examiner

CLH:wpc
enclosures
29738

RECEIVED

DEC 10 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Langlois One
Dec 9, 1982

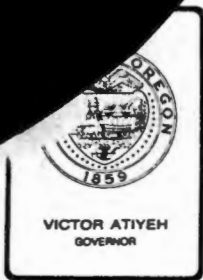
Water Resources Dept
Salem Ore

Refer: your letter dated Oct 12, 1982

I am enclosing a legal description of m land.
I am in the process of drawing up a notice of
cancellation of water on my property. These will
be forwarded as soon as John Drolet has
okayed them.

Res #1 will be enclosed so as to hold 9.2 A.F.

Wayne Fozb



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066
1-800-452-7813
(message line)

August 10, 1982

Wayne Foster
Box 114
Langlois, OR 97450

Dear Mr. Foster:

Reference: Files R-63735, 63744 and G-10769

Your Applications R-63735 and 63744 describing the proposed use of 5.0 acre feet and 2.4 cubic feet per second of water from two unnamed streams and three reservoirs; together with the maps and legal description, have been reviewed.

Based on the information given in Item 9 of Application R-63735, the maximum amount of water Pond #3 will hold is 2.7 acre feet. Please amend Item 8 to state an amount of water to be stored which is less than 2.7 acre feet.

Please list the location of diversion pont #4 in Item 2 of Application 63744. Also, please list the quarter-quarter section and section locations of the diversion points in Item 2.

The points of diversions listed in Item 6 of Application 63744 do not correspond to the points of diversions listed for the dams on your maps. Please amend Item 6 to agree with your maps.

There are a number of existing rights of record which appear to be in conflict with your applications. Enclosed are copies of Certificates 21453, 50352 and 50353, and the accompanying map. These conflicts must all be resolved before permits can be issued in approval of your applications.

To resolve these conflicts, you must do one of the following:

- 1) Delete from your applications those portions in conflict with the existing rights. Reservoir #1 already has one certificate for 5.0 acre feet of water, and also a new application in the names of

Page Two
August 10, 1982
Files R-63735, 63744 and G-10769

James and Marion McBee for an additional 3.6 acre feet of water. Unless this reservoir has again been enlarged, this source should be deleted from your applications.

- 2) Cancel those portions of the existing rights of record in conflict with these applications.
- 3) Designate portions of these applications as supplemental from stored water only for those areas in conflict with the existing rights, and primary for those areas not in conflict with these rights.
- 4) Transfer the existing rights of record to another parcel of land.

Point of diversions #1 and #2, as measured on your maps, are located 400 feet South and 200 feet East and 400 feet South and 600 feet East respectively, both from the Center Quarter Corner, Section 11. This does not agree with the locations as listed in Item 2 of 63744 and G-10769. Please amend the applications to agree with the maps.

I am returning all three applications and the maps for correction and completion. The applications are endorsed and in order to retain their priority dates, they must be received in this office on or before October 11, 1982.

Sincerely,

Chris L. Hughes
Senior Water Rights Examiner

CLH:slm
Enclosures



Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066
OR
1-800-452-7813
(message line)

7-20-82

Wayne Foster
Box 114
Lanols, OR 97450

Dear Mr. Foster:

REFERENCE: Files 63744, G-10769 and R-63735

We have received your applications for use of water for irrigation, supplemental irrigation, supplemental temperature control, frost control and supplemental flood harvest purposes along with the supporting data and fees. Our Receipts 31756, 31757 and 31755 are enclosed. Your applications have been filed and assigned numbers 63744, G-10769 and R-63735.

Because of the many applications which have been filed in recent months, we are temporarily behind in our processing. Your applications will be examined in detail as soon as possible. We will contact you if we need any additional information. If permits are required to satisfy the conditions of a loan or land sale or if other emergency conditions exist, please let us know and we will attempt to process your applications in the shortest possible time.

After examining your applications, permits may be issued without further correspondence if no additional information is required and it does not conflict with existing rights. The proposed appropriation will be subject to the Water Policy Review Board's Basin Program Statements, existing minimum flows, and demands of prior rights during periods of low water.

Thank you for your patience.

Sincerely,

RALPH H. JACKSON
Supervisor, Application/Permit Section
Water Rights Division

RHJawpc
enclosures
0427A/2
1708B

COPY

RECEIVED
JUL 6 1982
WATER RESOURCES DEPT
SALEM, OREGON

Langley Oregon
July 2 1982

Water Resources Department
555 13th Street NE
Salem Or 97310

Application No. R-63735
Permit No.

Dear Sirs:

I inadvertently left out the reservoir application when I returned the others with my check for \$324⁰⁰. Please get this application together with the others.

Yours truly
Wayne Foster

Application No. R-63735 Permit No.		Pond #1	Pond #2	Pond #3	Pond #4
Item #3	Location by quarter-quarter section within Sec. <u>11</u> , Tp <u>30S</u> , R. <u>15WWM</u>	A# R-52601 P# R-6381 C# 50352 NE $\frac{1}{4}$ SW $\frac{1}{4}$	NW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ SE $\frac{1}{4}$	
	Maximum height of dam	9.9'	9.9'		
	Width on top of dam	16	20'	RECEIVED OCT 6 1982 WATER RESOURCES DEPT. SALEM, OREGON	
Item #4	Slope on front (feet horizontal to 1 foot vertical)	1/1	2/1		
	Slope on back (feet horizontal to 1 foot vertical)	1/1	3/1	RECEIVED DEC 10 1982 WATER RESOURCES DEPT. SALEM, OREGON	
	Distance between top of dam and water line when reservoir's full	2.5	3.0'		
Item #6	Outlet	18" CMP	18" CMP		
Item #7	Uses to be made of impounded water and amount stored for each use	Supp Irr 3 AF Supp Temp ctrl 3 AF	Supp Irr 3 AF Supp temp ctrl 1.3 AF	Supp Irr 2 AF Supp temp ctrl .75 AF	
Item #8	Capacity of each reservoir in acre feet	0.6 AF	4.3 AF	2.5 AF	
	Area to be submerged by reservoirs	2 AC	.30 Ac	.09 Ac	
Item #9	Maximum depth of reservoirs	10'	20'	30'	
	Top width of spillway (T)	N/A	8'	N/A	
	Bottom width of spillway (B)		.0'		
Item #10	Depth of spillway (D)		2.5'	RECEIVED JUN 28 1982	
	Remarks:				

RECEIVED
 JUL 27 1982
 WATER RESOURCES DEPT.
 SALEM, OREGON

Applicant's Signature: Wayne Foster

Application No. **R-63735**

Permit No. **1**

STATE OF OREGON WATER RESOURCES DEPARTMENT **RECEIVED**

Application for a Permit to Construct a Reservoir JUN 28 1982

WATER RESOURCES DEPT
SALEM, OREGON

I, **Wayne Fester**
(Name of Applicant)

of **Box 114**, **Langlois**
(Mailing Address) (City)

State of **Oregon**, **97450**, Phone No. **348-2351**
(Zip Code)

do hereby make application for a permit to construct the reservoir
and to store the unappropriated waters of the State of Oregon, subject to existing rights.

1. The name of the stream from which the reservoir is to be filled is **see remarks**

..... tributary to **Crook Lake**

2. If not in channel of a stream, state how it is to be filled. **(in channel)**

3. The dam will be located in the **see attach** 1/4 of the 1/4 of Section

Township, Range, W. M.

4. The maximum height will be **see attach** feet above stream bed or ground surface at the
centerline. The top width will be feet, slope of upstream face,
slope of downstream face, and height of dam above water line when full
..... feet.

5. The dam will be (check one) earthfill, concrete, flashboard, other.

If "other", give description: **Res # 1 and Sump/Res # 2 will be earth Fill (see
file R-52601 for res # 1) Sump/Res # 3 will be dug out.**

6. Give the location, description, and dimensions of the outlet conduit: **in the bottom of**

dam of sump/res # 2. 6" PVC

(All dams across natural stream channels must be provided with an outlet conduit, of such capacity and location to pass the normal flow of the stream at any time)

27673

Application No. R-63735

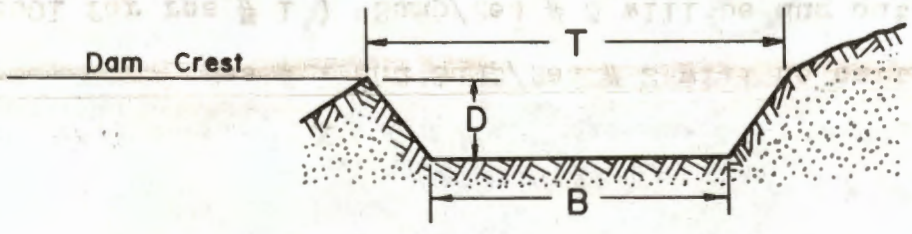
Permit No.

7. The impounded water will be used for.....see attach.....

8. The amount of water to be stored is.....see attach..... acre feet.

9. The area submerged by the reservoir, when full, will be..... acres,
and the maximum depth of water will be feet.

10. Give the location and dimensions of the spillwaySee attach..... over dam at the.....
end of the fill. (State whether over or around dam)



The bottom width of the spillway, *B*, will be feet.

The top width of the spillway, *T*, will be feet.

The distance between the crest of the dam and the crest of the spillway, *D*, will be feet.
(Must be at least 2 1/4 feet)

If any other type of spillway describe and give dimensions:

.....
.....
.....
.....

11. Construction work will begin on or before..... May 14 1983.....

12. Construction work will be completed and the reservoir filled by..... May 14 1984.....

Remarks: ITEM # 1 Res # 1 to be filled from Un'nd Str # 1

Sump/Res # 2 to be filled from Un'nd Str # 1

Sump/Res # 3 to be filled from Un'nd Str # 3

.....
.....

RECEIVED

JUL 6 1982

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

OCT 6 1982

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

DEC 10 1982

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JUL 27 1983

WATER RESOURCES DEPT.
SALEM, OREGON

Wayne Foster

Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before October 11, August 9, 1983
December 13, 1982

WITNESS my hand this 9th day of June, 1983
10th day of August
12th day of October, 1982

James E. Sexson

Water Resources Director

By Chris L. Hughes
Chris L. Hughes

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 28th day of June, 1982, at 8:15 o'clock A.M.

Application No. R-63735

Permit No.

Application No. R-63735

Permit No.

**Permit to Construct a Reservoir
and Store for Beneficial Use the Public Waters
of the State of Oregon**

This is to certify that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions. The right herein granted is limited to the construction of two reservoirs and enlargement of one reservoir const. under Per. B-6381, and storage of water from two unnamed streams to be approp. under App. 63744 per § 7 for irr. and temp. control.

The right hereunder shall be limited to the storage of 7.4 acre feet, being 0.6 a.f. from unn. str #1 stored in res. #1 (0.3 a.f. for irr. & 0.3 a.f. for temp. control), 4.3 a.f. from unn. str #1 stored in res. #2 (3.0 a.f. for irr. & 1.3 a.f. for temp. control), and 2.5 a.f. from unn. str. #3 stored in res. #3 (2.0 a.f. for irr. & 0.5 a.f. for temp. control).
The priority date of this permit is July 8, 1982

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

WITNESS my hand this day of, 19.....

.....
Water Resources Director

RHA A

Sur *rw 63744*

R **63735**

7-6-82 **SURVEY REGARDLESS**

Application No.

Permit No. **R 8662**

Name **Wayne Foster**

Address **Box 114, Langlois, OR 97450**

Assigned

Address

Beginning construction **AUG 25 1984**

Completion of construction **OCT 1 1985**

Extended to

Complete application of water

Extended to