

Name WELDON FERGUSON
By 809 Davis Street
Address Milton-Freewater, Oregon 97862

Application No. G 3448
Permit No. G 3228
Certificate No. 41013

Stream Index, Page No. 7-57

Date filed April 11, 1966
Priority June 21, 1966
Action suspended until OKed

Returned to applicant
Date of approval January 18, 1967

CONSTRUCTION

Date for beginning January 18, 1968
Date for completion October 1, 1968
Extended to

Date for application of water October 1, 1969
Extended to

PROSECUTION OF WORK

Form "A" filed Started
Form "B" filed March 10, 1967
Form "C" filed March 10, 1967

FINAL PROOF

Blank mailed AUG 28 1974
Proof received
Date certificate issued OCT 24 1974

FEES PAID

Date	Amount	Recd
<u>4-11-66</u>	<u>41.75</u>	<u>91</u>
<u>10-10-74</u>	<u>1.50</u>	<u>43</u>
	<u>\$1 Cert. Fee</u>	

FEES REFUNDED

Date	Amount	Che
------	--------	-----

ASSIGNMENTS

Date	To Whom	Address	Volume

REMARKS

4.4 cfs. from two wells being 2.20 cfs from each well (Birch Creek) Walla Walla Riv
for the irrigation and supplemental irrigation of 424.55 acres

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

Application No. 3448

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Weldon Ferguson, the holder of Permit No. 3228 to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 15 day of May, 1966.

Remarks: Well No. 2 water was pumped &Applied - July 1, 1966IN WITNESS WHEREOF, I have hereunto set my hand this 16 day of May, 1967.

(Signature of Applicant)

(Address)

Form B

Application No. 3448

NOTICE OF COMPLETION OF CONSTRUCTION

I, Weldon Ferguson, the holder of Permit No. 3228 to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 10 day of May, 1966.

Remarks: No. 2 well was completed on June 16, 1966

If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you

Well capacity for No. 1 is 400 gal per minute - Well
should so state in order that our records may not be unnecessarily encumbered.

No. 2 is 800 gal per minute making a total of 1200 gal

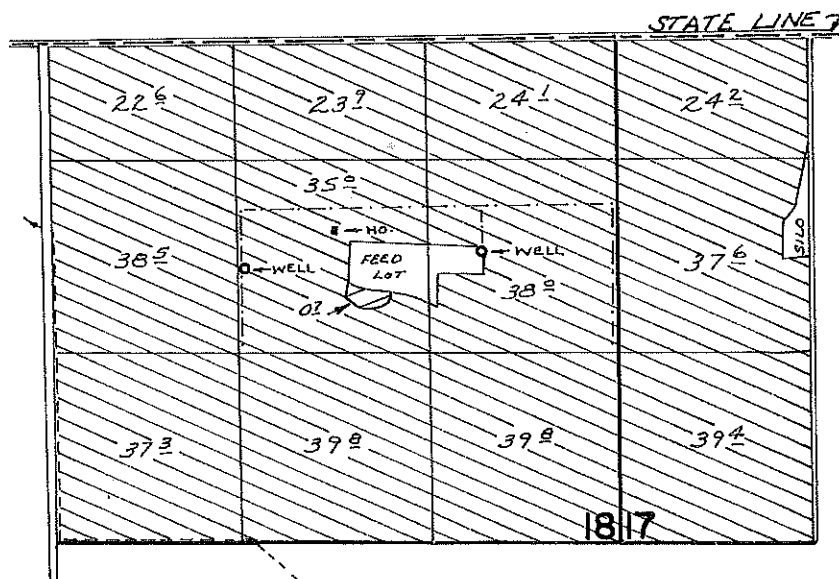
IN WITNESS WHEREOF, I have hereunto set my hand this 16 day of March, 1967.

(Signature of Applicant)

(Address)

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

T.6N.R.36E.W.M.



 PRIMARY
 SUPPLEMENTAL

WELLS LOC: 1880'N & 1350'E ; 2000'N & 2990'E, BOTH FROM SW. COR. SE $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 18

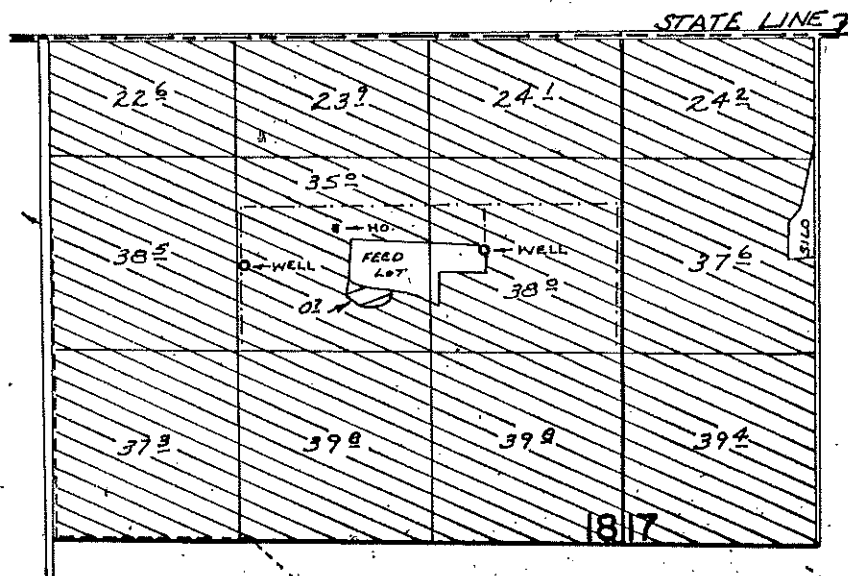
FINAL PROOF SURVEY UNDER

Application No. G-3448 Permit No. G-3228
IN NAME OF

WELDON FERGUSON

Surveyed APR. 12, 1973, by R. MUCKEN

T.6N.R.36E.W.M.



 PRIMARY

 SUPPLEMENTAL

WELLS LOC: 1880'N & 1350'E, 2000'N & 2990'E, BOTH FROM
SW. COR. S 4 & SW 1/4 SEC. 18

FINAL PROOF SURVEY

UNDER

Application No. G-3448. Permit No. G-3228
IN NAME OF

WELDON FERGUSON

Surveyed APR. 12, 1973, by R. MUCKEN

STATE OF OREGON
COUNTY OF UMATILLA
Proof of Appropriation of Water

RECEIVED

OCT 10 1974

STATE ENGINEER
SALEM, OREGON

WELDON FERGUSON

97862

of 809 Davis Street, Milton-Freewater, State of Oregon
has applied beneficially the waters of
two wells

a tributary of Birch Creek (Walla Walla River) for the purpose of
irrigation of 400.2 acres and supplemental irrigation of 0.7 acre

under Permit No. G-3228 of the State Engineer, and that the use of said waters has been
completed under the terms of said permit; that the priority of the
right dates from June 21, 1966

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
2.53 cubic feet per second, being 0.88 c.f.s. from well #1, and 1.65 c.f.s. from
well #2

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the #1 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, #2 - NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, T. 6 N.,
R. 36 E., W. M., 1880 feet North and 1350 feet East, 2000 feet North and 2990
feet East, both from SW Corner, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18.

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 3 acre feet per acre for each acre irrigated during
the irrigation season of each year; provided further that the right allowed here-
in shall be limited to any deficiency in the available supply of any prior right
existing for the same land and shall not exceed the limitation allowed herein,

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:

Primary	Supplemental	
24.2 acres		SW $\frac{1}{4}$ NW $\frac{1}{4}$
37.6 acres		NW $\frac{1}{4}$ SW $\frac{1}{4}$
39.4 acres		SW $\frac{1}{4}$ SW $\frac{1}{4}$
	Section 17	
23.9 acres		SW $\frac{1}{4}$ NE $\frac{1}{4}$
24.1 acres		SE $\frac{1}{4}$ NE $\frac{1}{4}$
22.6 acres		SE $\frac{1}{4}$ NW $\frac{1}{4}$
36.5 acres		NE $\frac{1}{4}$ SW $\frac{1}{4}$
37.3 acres		SE $\frac{1}{4}$ SW $\frac{1}{4}$
38.0 acres		NE $\frac{1}{4}$ SE $\frac{1}{4}$
35.0 acres	0.7 acre	NW $\frac{1}{4}$ SE $\frac{1}{4}$
39.8 acres		SW $\frac{1}{4}$ SE $\frac{1}{4}$
39.8 acres		SE $\frac{1}{4}$ SE $\frac{1}{4}$
	Section 18	
	T. 6 N., R. 36 E., 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 9 day of October

1974

Weldon Ferguson

9831)

03446

Item 8- Permit should be restricted
to a specific number of wells.

Jack

8120

No. _____

41 ⁷⁵

Check _____

M.O. _____

Cash _____

Surface _____

Reservoir _____

✓ Ground Water _____

Transfer _____

✓ Tracing _____

Prints _____

Plans _____

Copying _____

Property Description _____

Spring Description _____

Small Dam Data _____

Ex. Time Per. _____

Assign. Per. _____

Cert. Rec. Fee, Per.) _____

Specs. _____

Contractors _____

Exam _____

License _____

Operators _____

Exam _____

License _____

RECEIVED

APR 11 1936

STATE ENGINEER
SALEM OREGON

March 18, 1966

Mr. Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

This will acknowledge your application for a permit to appropriate 2360 gallons of water per minute from Birch Creek for irrigation of 424.55 acres, a map and legal description.

This application cannot be filed because the required fees were not submitted. The application, as written, requires a \$10.00 examination fee and a \$31.75 recording fee.

Item No. 4 on the application indicates the well as being located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18; however, the map and the distance in bearing shown indicate the well as being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18.

Item No. 12 indicates 26.17 acres to be irrigated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17. The map shows this 26.17 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17. The application and the map must correspond.

Your application and supporting data are herewith returned to you.

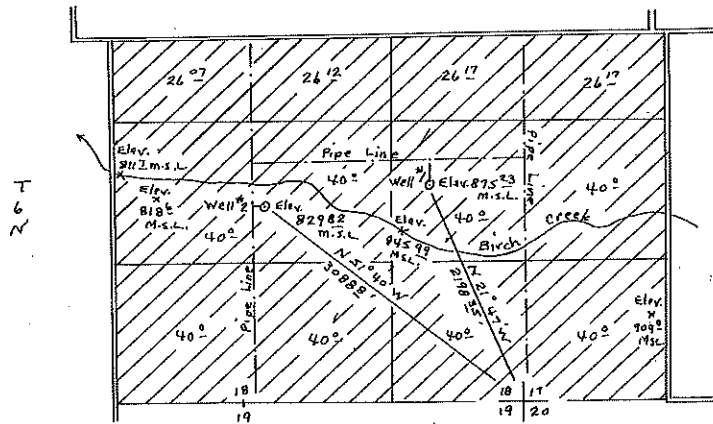
Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

Enclosures
LMJ:lja

R 36 E



SCALE - 4" = 1 mi.

WELDON FERGUSON

REF: PHOTO NZ-7EE-84

DATED 7-25-64

APPLICATION No. G-3448

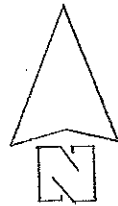
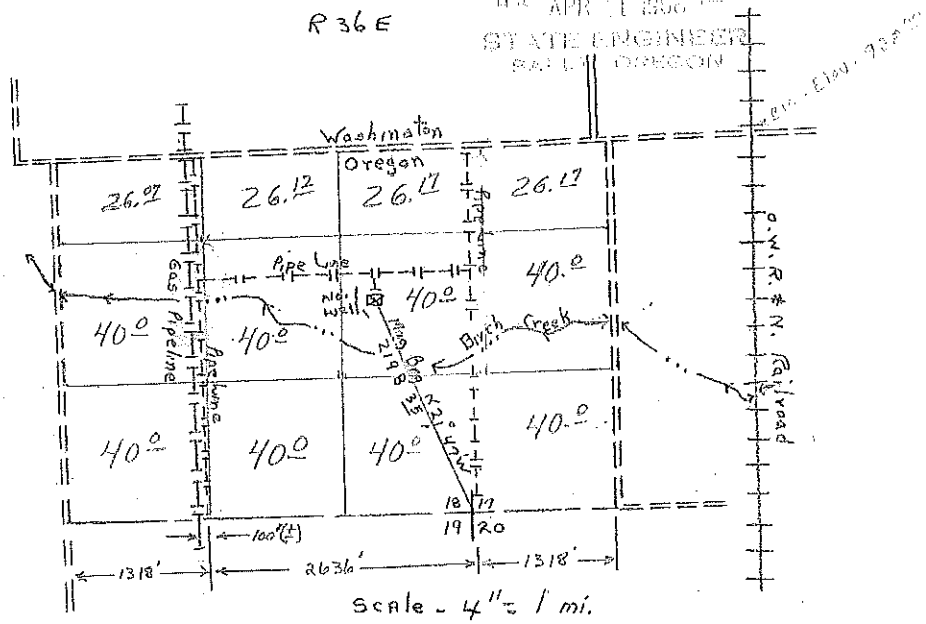
Application No. G-3448
Form G-3228

Weldon Ferguson

R 36 E

RECEIVED
APR 11 1966

STATE ENGINEER
OREGON



RECEIVED
APR 11 1966
STATE ENGINEER
OREGON

Notes:

Horizontal distance from well to Birch Creek stream
bed - 428⁴³ ft.

Vertical difference between well and Birch Creek
stream bed - 29²⁴ ft.

Investigation No. ~~4088~~ G-3448
F.B.M. No.

RECEIVED
MAR 17 1966
STATE ENGINEER
SALT LAKE COUNTY

The Southeast Quarter, and the East Half of the Southwest Quarter; also the fractional South Half of the Northeast Quarter, and the fractional Southeast Quarter of the Northwest Quarter; all in Section 18 in Township 6 North, Range 36, E. W. M.

The West Half of the Southwest Quarter, and the South Half of the Southwest Quarter of the Northwest Quarter of Section 17 in Township 6 North, Range 36, E. W. M.
Together with all water rights appurtenant thereto.

RECEIVED
APR 11 1966
STATE ENGINEER
SALT LAKE COUNTY

Application No. 4208 G-3448
Permit No.

B-form States Well Capacity No 2 is 800 gpm; No 1 is 400 gpm

A- P C

Abstract of Permit No. 0-3228

BIRCH
12782 16 NW 8
SEC 10

41471

Application No. 0-3445 Certificate No.

Name

Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

938 5429

Address

Source of water supply

two wells TRISS. BIRCH CR, T4S R15E (WALLA WALLA RIVER)
of 400 ± AC

Use

irrigation and supplemental irrigation

Point of diversion

WELLS LOC: 1880' N & 1350' E; 2000' N & 2790' E, BOTH FROM S.W. COR. SEC 9 SW
SEC 10
#1 - N. 21° 47' W. 2198.35'; #2 - N. 51° 48' W. from SW cor.
Sec. 16, being within #1 - NE 1/4 SEC 10, #2 - NW 1/4 SEC 10, Sec. 18, T.
6 N., R. 36 E., W. M., county of Umatilla

Number of acres

1.21 ±

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

RANGE	SEC	DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE	PRIM	SUPPL
36E	17	SW 1/4 NW 1/4	243	
		NW 1/4 SW 1/4	376	
		SW 1/4 SW 1/4	394	
		SW 1/4 NE 1/4	232	
		SE 1/4 NE 1/4	241	
		SE 1/4 NW 1/4	226	
		NE 1/4 SW 1/4	385	
		SE 1/4 SW 1/4	373	
		NE 1/4 SE 1/4	380	
		NW 1/4 SE 1/4	350	0.71
		SW 1/4 SE 1/4	398	
		SE 1/4 SE 1/4	398	
			400	0.71

an 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein and shall be subject to such reasonable regulation as may be ordered by the proper state officer.

FERGUSON

Land is very rolling with mountains running both up & down hills.

Besides the pigs & heads listed below, there is a 1000' long rig which pulls 1" stem. Trails with 4 heads on each trail for 84 - $\frac{1}{64} \times 0$ lbs total. This has a 6" mandrel.

Now, this thing is impossible because its mainline is broken in at least 2 places. ... this was 210 hds

broken in at least 2 places.
On the part where they were using this, near Q10 hole
map.

WELL #2 - 12" - ~~APPROX. 600' DEEP~~ 350' DEEP, S' 71° E 757 GPM
Said 800 G.P.M. 170' DB @ 18 HRS

MOTOR. GE. ⁷⁵~~60~~ HP @ 1720 R.P.M.

PUMP - LAYNE BOWLER TURBINE 6" OUT

WELL #1 - 14" CASING. APPROX. 525' DEEP - STARTS 40' TESTED 350 GPM
SAND 400-600 G.P.M. 210' @ 8 HRS

MOTOR - WESTING HOUSE ⁶⁰ ~~50~~ H.P. @ 1770 R.P.M.

PUMP - LAYNE BOWLER D.D TURBINE 6" OUT

PIPE - 7 $\frac{5}{8}$ " - BURIED STEEL MAIN - 4700'
3000' - 6" ALUM
6000' - 3" ALUM

CROP - PEAS, BEETS, GRAIN & PASTURE

LIFT - WELL #1 0 TO +50
WELL #2 +10 TO -40'

71E - NZ-SMM-32

HEADS- $\frac{5}{32} \times 0$ - 150 210 may - see above.

WELL #2 @ 60' = $\frac{75 \times 6.6}{152.4 + 175} = 25.2$ 1.65 cfs

WELL # 1060 $\frac{60 \times 6.6}{152 + 250} = 188 \text{ cfs}$

400 x 60 = 544 x 150 + 300000 = 26400

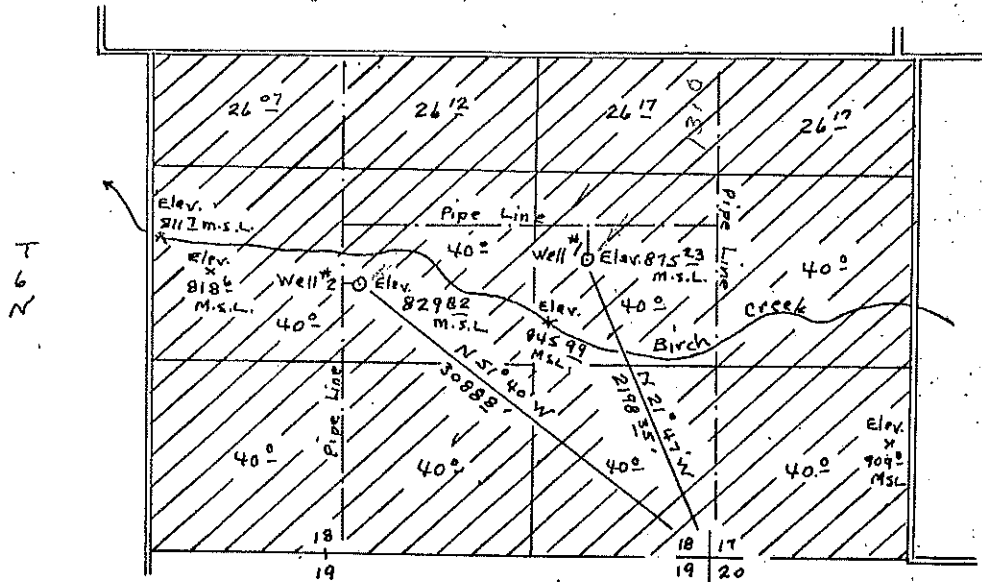
4-12-73

F. E.

R. G. Menden

R36E

DEPOSITED
JUL 25 1964
REGISTERED
SECTION



SCALE - 4" = 1 mi.

WELDON FERGUSON

REF: PHOTO NZ-7EE-84

DATED 7-25-64

APPLICATION No. G-3448

Application No. G-3448
Permit No. G-3228

August 28, 1974

Weldon Ferguson
809 Davis Street
Milton-Freewater, OR 97862

File No. G-3448

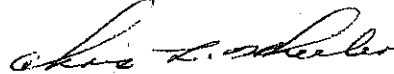
Dear Mr. Ferguson:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number G-3228.

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1.50, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,



CHRIS L. WHEELER
State Engineer

Form 117

Enclosure

The enclosed map may be retained for your own records.

G-3448

October 2, 1974

Weldon Ferguson
809 Davis Street
Milton-Freewater, OR 97862

Dear Mr. Ferguson:

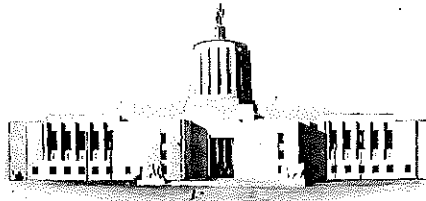
On August 28, 1974, we mailed you a copy of a proof of the certificate in connection with the incomplete water right represented by your permit number G-3228 granting a right to the use of 2.53 cubic feet per second from the waters of 2 wells for the irrigation of 400.2 acres and supplemental irrigation of 0.7 acre, together with the instructions that the statement at the bottom of the page be signed and the copy be returned to this office accompanied by the certificate recording fee in the amount of \$1.50.

To date the form has not been received nor has any correspondence regarding reasons for not returning it been received. Unless we receive the signed proof form and the certificate recording fee, or a request for additional time within thirty days from the date of this letter, we will be required to take steps toward the cancelation of this permit.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml



STATE OF OREGON

STATE ENGINEER
516 PUBLIC SERVICE BUILDING

SALEM 10

REFER TO
FILE NO. G-3228

March 14, 1967

Weldon Ferguson
209 Davis Street
Hilton-Freewater, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. G-3228

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 128

lcs

RECEIVED
SEP 14 1966
STATE ENGINEER
CLATSOP COUNTY OREGON

September 10, 1966

Dear Mr. Johnson,

I hereby give authorization
to make the proper addition to
letter No. 4.

Sincerely,

Waldas Ferguson

G-3448

February 3, 1967

Weldon Perfusion
809 Davis Street
Milton-Freewater, Oregon

G-3448, permit No. G-3228 with a blueprint.

September 27, 1966

Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

This will acknowledge receipt of your letter of authorization for the location of the well in item No. 4.

This application is now in satisfactory form for approval by issuance of a permit.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LWJ:dly

August 18, 1966

Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

This will acknowledge your returned application No. G-3448 and maps.

Well No. 2 must now be described in reference to a government survey corner in Item No. 4 on the application. The map submitted shows well No. 2 to be N $51^{\circ} 40'$ W 3088.8 feet from the SE corner of Section 18, being within the NW of the $SE\frac{1}{4}$ of Section 18.

If you would give us written authorization to make this addition to Item No. 4 on your application, it would be in satisfactory form.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LWJ:hls

June 22, 1966

Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

This will acknowledge your returned application No. G-3448 and map.

This application has received a new date of priority of June 21, 1966.

If only one well is contemplated for this application, you should delete "or more wells" from Item No. 8. If there is to be more than one well, you should describe each well in Item No. 8.

The quantity of water to be appropriated from each well must be shown in Item No. 2.

You should locate each well on the map and describe their location accordingly in Item No. 4.

You should also show which land is to be irrigated from each well on the map and describe it in Item No. 12.

I am returning your application and map for correction. The application is endorsed so that in order to retain its date of priority it must be returned to this office on or before August 22, 1966.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek, Assistant

LWJ:hls
Enclosures

RECEIVED
JUN 20 1966
STATE ENGINEER
Salem, Oregon

June 20, 1966

State Engineer
516 Public Service Bldg.
Salem 07310

Dear Mr. Wheeler,

Due to the pressure of spring work and the development of the new well, it was an oversight on my part not mailing an application. I'm sending the corrected application No. G 2748 and hope this will comply with your office.

If this is not satisfactory will you please notify me on how I can have my priority reinstated.

Sincerely,

W. J. Wheeler

June 15, 1966

Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

Your application No. G-3448 which was returned to you for correction endorsed so that in order to retain its date of priority should have been returned to this office on or before June 14, 1966, has not be received.

It has, therefore, lost its priority but may be reinstated and given a new priority date as of the day it is again received.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LMJ:hls

April 14, 1966

Mr. Weldon Ferguson
809 Davis Street
Milton-Freewater, Oregon

Dear Mr. Ferguson:

This will acknowledge your application for a permit to appropriate 2360 gallons of water per minute from one or more wells for the irrigation of 424.55 acres, map, legal description and fees of \$41.75 for which our Receipt No. 9133 is enclosed. Your application has been filed and numbered G-3448.

Item No. 6 on your application indicates only one well, however, Item No. 8 indicates one or more wells. If there is actually to be more than one well, the location of the additional wells must be shown on the map and their location described in Item No. 4 on your application.

The location and number of acres to be irrigated from each well must be shown on the map and described accordingly in Item No. 12 on the application. Item No. 2 should then specify the quantity of water from each well.

I am returning your application and map for correction. The application is endorsed so that in order to retain its date of priority it must be returned to this office on or before June 14, 1966.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

Enclosures
LWJ:lja