

NOTICE OF BEGINNING OF CONSTRUCTION

I, Roy H. Clark, the holder of Application No. 5776, being Permit No. 3570, issued by the State Engineer of the State of Oregon for the appropriation of one second-foot of the waters of Page Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, began the actual construction of the works described therein on the 15th day of November, 1917, being within the time limitation as fixed in said permit for the beginning of construction work.

The work was completed in thirty days and water applied to land this season of 1918. The appropriator should state the manner of beginning construction work, number of men and teams employed, the amount of work completed up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

Two men and a team used on construction. IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of November, 1918. Latilma, Oregon (Present Address) Roy H. Clark (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon.

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

I, Roy H. Clark for Weldon Mfg & Smelting Co., the holder of Application No. 5776, being Permit No. 3570, issued by the State Engineer of the State of Oregon for the appropriation of one second-foot of the waters of Page Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, have completed the construction of the works described therein the first day of June, 1919, being within the time limitation as fixed in said permit or extended by the State Water Board for the completion of construction work.

Remarks: If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the lands described in your permit, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of October, 1919. Latilma, Oregon (Present Address) Roy H. Clark for John Hampshire (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon. Form D should be used in reporting progress of work if more than one year has been allowed for completion.

Form C

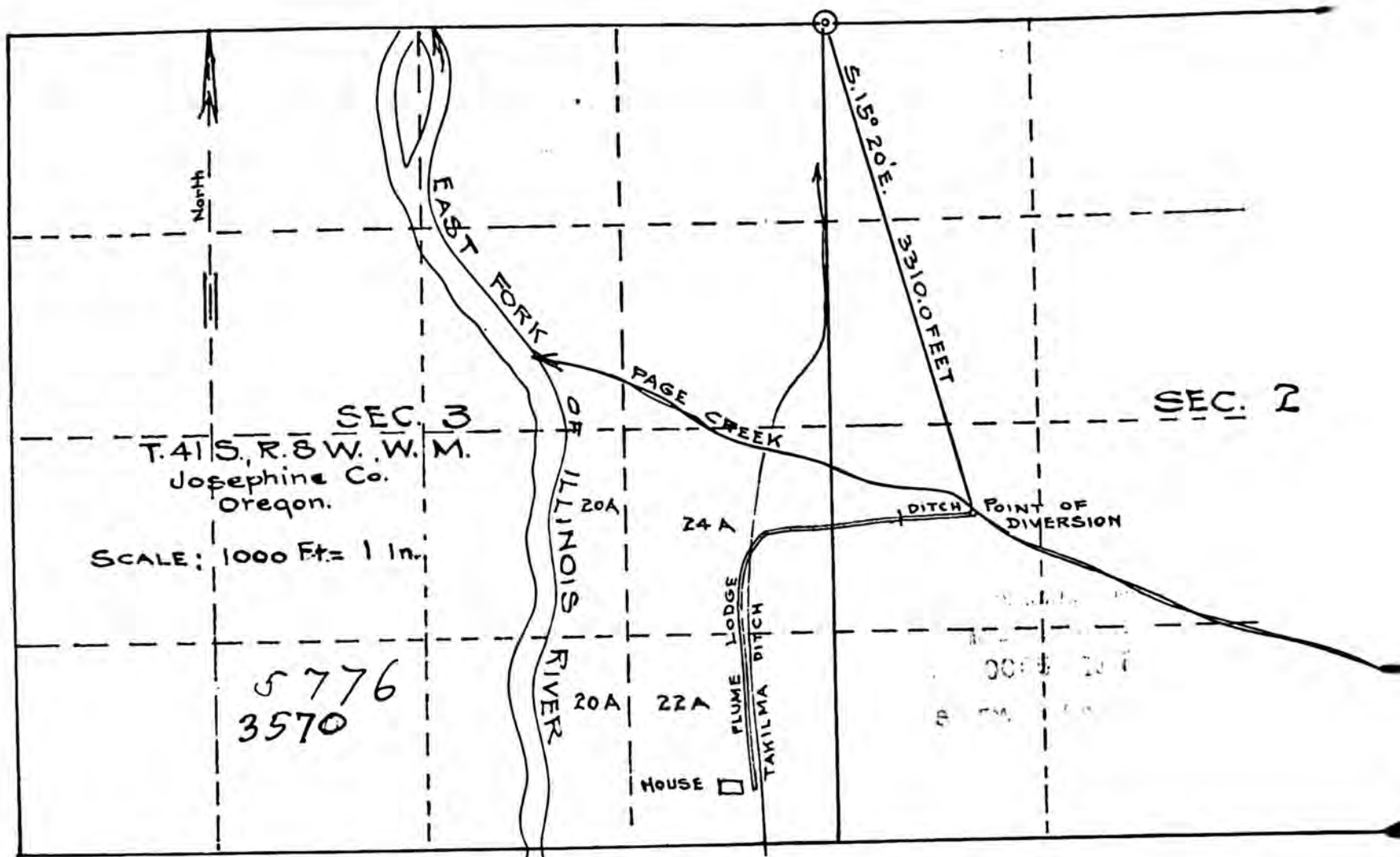
NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Roy H. Clark, the holder of Application No. 5776, being Permit No. 3570, issued by the State Engineer of the State of Oregon for the appropriation of one second-foot of the waters of Page Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, completely applied the water to a beneficial use, on the first day of June, 1919, being the time limitation as fixed in said permit or extended by the State Water Board for the complete application of water to a beneficial use.

Remarks: If all of the water granted in the permit had not been fully applied to beneficial use, you should so state, so that delinquent appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of October, 1919. Latilma, Oregon (Present Address) Roy H. Clark (Signature of Applicant)

Fill out, detach, and mail to the Secretary, State Water Board, Salem, Oregon.



MAP OF LODGE DITCH

I, Roy H. Clarke, of Takilma, Oregon, do hereby certify that this map was made from notes taken during an actual survey made by me on Sept. 5th 1917 and that it correctly represents the works described in the accompanying application together with the location of streams and other ditches in the immediate vicinity.

Roy H. Clarke
Surveyor

STATE OF OREGON

WATER DIVISION NO. 1 COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That WALDO SMELTING & MINING COMPANY

of Takilma, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Page Creek, a tributary of East Fork Illinois River

of land for the purpose of supplemental irrigation of 42 acres

under Permit No. 3570 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1

at page 340, on the 19th day of November, 1919; that the priority of

the right hereby confirmed dates from October 5, 1917; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not

exceed 0.53 cubic feet per second, or its equivalent in case of rotation. The use hereunder shall conform to any reasonable rotation system ordered by the proper State Officer.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 22 acres in the Southeast quarter of Southeast quarter and 20 acres in the Southwest quarter of Southeast quarter of Section Three, Township Forty-one South, Range Eight West of Willamette Meridian, in Josephine County, Oregon.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 4th day

of December, 1919.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By Percy A. Cupper, State Engineer, President

Attest: R. W. Potter, Secretary

Recorded in State Record of Water Right Certificates, Volume 3, Page 2468

T#2563

January 3, 1972

T-2563
1791
5776

Tom E. Dunn
c/o W. H. Ferguson
Attorney at Law
1005 East Main Street
Medford, Oregon 97501

Dear Mr. Dunn:

I assume from your letter that you have purchased or are purchasing the property involved in an application for a change in the right filed by W. H. Ferguson as Transfer File 2563. I will answer questions from your letter received December 8, 1971, as specifically as possible, but I lack sufficient information to make positive statements in all cases.

Any right is restricted to the quantity of water that can be beneficially used for the purposes described in the certificate and is further limited to the stated quantity of water. The certificate recorded at page 3322 is for the appropriation of not to exceed 0.95 cubic foot per second of water for irrigation of 76.0 acres. This then limits the right to the use of 1/80th of a cubic foot per second for each acre irrigated and the quantity of water you can divert for your lands would depend on the number of acres you own for which a valid right under this certificate exists.

The right is for the appropriation of water from direct flow only and this could not be stored in a reservoir for future use.

The stream as well as the East Fork of the Illinois River has not been withdrawn from appropriation so applications for permits can be accepted. This would not assure the quantity of water available under a late date of priority, particularly in the latter part of the irrigation season.

Tom E. Dunn
January 3, 1972
Page 2

The right under certificate 3322 from Illinois River bears a priority date of October 21, 1911. I question the value of a transfer so as to make part of the right under certificate 2468 for the use of waters of Page Creek supplemental to any part of the earlier right. The supplemental right could only be exercised when there was not sufficient water from the primary source to satisfy the right. I question that there would be water available from Page Creek under a 1917 right after the time when there is no water available in the Illinois River under a 1911 priority. The right from Page Creek could not be transferred to lands under a right from Illinois River as a primary right but would have to be a supplemental right. If there was always water under this date of priority to satisfy the right from Illinois River then you could not perfect a right from Page Creek for supplemental irrigation.

If a change of place of use was approved, the water would have to be used on the lands to which the transfer was made within the time limits specified in the order. After the transfer was perfected the right would only be subject to forfeiture by failure to use the water for a period of five successive years.

If the primary right from Page Creek was changed and then became a supplemental right, it could not be again transferred without transferring the primary right from Illinois River along with it.

Very truly yours,

Trevor Jones
Assistant

TJ:ds



**STATE
ENGINEER**

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

TOM McCALL
GOVERNOR

October 21, 1971

CHRIS L. WHEELER
State Engineer

File No. TR-2563

Law Offices of
GRANT and FERGUSON
The Mall Building
1005 East Main Street
Medford, Oregon 97501

Attention: William H. Ferguson

Gentlemen:

This will acknowledge your application for change in place of use of water from Page Creek, a map and the fee of \$25 for which our receipt number 25308 is enclosed. Your application has been filed as Transfer No. 2563.

Item No. 4 on your application describes the present point of diversion as being located 300 feet south and 30 feet west from the northeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3, being within the SE $\frac{1}{4}$ of Section 3, Township 41 South, Range 8 West, W.M. The diversion point of record is described as being located South 15° 2', East 3310 feet from the northwest corner of Section 2, and being located within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Township 41 South, Range 8 West, W.M. Enclosed is a copy of the map bearing the surveyor's certification as to the location of the original diversion point.

Item No. 4 on the application must describe the diversion point of record. If Item No. 4 correctly describes the location of the present diversion point, an application for change in point of diversion should also be made. Items No. 14 through 17 must be completed for a change in point of diversion. The application would require an additional \$5.30 recording fee, plus a \$2 fee to record the new certificates in the county records.

October 21, 1971

Item No. 13 describes the twenty-two acres as being transferred to the NE $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 3. The map submitted shows a small portion located within the NW $\frac{1}{2}$ SE $\frac{1}{2}$ of this section. Item No. 13 and the map must be in agreement.

Our records show a right for the irrigation of twenty-four acres in the NE $\frac{1}{2}$ SE $\frac{1}{2}$ of Section 3, from the Illinois River through the Takilma Ditch, as evidenced by Certificate 3322 in the name of Waldo Smelting and Mining Company. The land to which you propose to transfer this twenty-two acres is included under the right described by this certificate.

Any time the owner of a perfected water right fails to exercise that right at least once every five successive years as described in the certificate, the right has been forfeited by nonuse. If the land in question is no longer being irrigated from the Illinois River, we will prepare, for your signature, an affidavit of abandonment to clear our records so that your transfer application could be approved for primary irrigation. If this land is still being irrigated from the Illinois River and you wish to use Page Creek as a supplemental supply of water, this should be designated in the remarks section of the application. However, by doing this the water from Page Creek could not be used until there was a deficiency in supply from the Illinois River.

Item No. 19 indicates that Walton, Cook, and A. Gridley hold a mortgage to this property. The State Engineer will require a statement from them indicating that they have no objections to your proposed change in place of use.

I am returning your application and maps for correction and completion.

Very truly yours,

LARRY W. JEBOUSEK
Assistant

LWJ:sl
Enc. 4

22418
5776
1431

February 19, 1957

Mr. Vernon M. Johnson
Route 1
Cave Junction, Oregon

Dear Mr. Johnson:

If you wish to initiate action to have water right recorded Page 2468, State Engineer's Record of Water Right Certificates, in the name of the Waldo Smelting and Mining Company, declared invalid you should prepare a petition to the State Engineer setting forth the facts as you know them. The State Engineer will then follow the procedure as provided by law.

There is no particular form prepared or required for this, however, you should furnish as much information as possible, and if there are any other interested parties, it would be well to obtain their signatures as well as your own.

If the property involved has changed hands include the name and address of the legal owner of the property and the name and address of the occupant of the property if it is leased or rented.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Trevor Jones, Assistant

TJ:gv

22 January 1957

Lewis G. Stanley
State Engineer
Salem, Oregon

RECEIVED
JAN 23 1957
STATE ENGINEER
SALEM, OREGON

1431
5776
22418

Dear Mr. Stanley:

Regarding the certificate of Water Right issued in the name of Waldo Smelting and Mining Co. permit no. 3570, as questioned in my letter of January 4 and answered by your office January 11, file no. 1431-5776-22418.

I am interested in having this certificate declared abandoned. I know for a fact that this right has not been used since 1942, but the party now holding said permit says he wishes to use the water from Page Creek.

Will you please furnish me with full particulars and forms used in the procedure of having this water right declared abandoned from non-use.

Very truly yours,

Vernon M. Johnson

Pt. 1
Cave Junction, Oregon

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February 18, 1957

Mr. George W. Thrasher
Watermaster, District No. 16
Courthouse
Grants Pass, Oregon

Dear Mr. Thrasher:

Permit No. 17670 in the name of Mark S. and Pauline R. Young was completed and confirmed by issuance of a certificate of water right on November 30, 1950 and recorded on Page 17409, State Record of Water Rights Certificates. The date of priority as allowed thereunder is April 8, 1947.

Permit No. 3570 was confirmed by issuance of a certificate of water right recorded on Page 2468, State Record of Water Rights Certificates, on December 4, 1919 in the name of Waldo Smolting and Mining Company and covered the use of water from Page Creek for supplemental irrigation of 42 acres. The date of priority under this right is October 5, 1917.

From our records there has not been any action taken to declare this right abandoned, therefore, being prior in time it would have the priority over Mr. Johnson's right. If Mr. Johnson knows that the right has been abandoned, he could, of course, initiate action to have it so declared. Until the right has been declared abandoned it will operate within its priority.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Chris L. Wheeler, Assistant

CLW:sh

WATER RESOURCES DEPARTMENT

PLEASE ALL COMMUNICATIONS TO
GEORGE W. THRASHER
COURT HOUSE
GRANTS PASS, OREGON

STATE OF OREGON
OFFICE OF
WATER DISTRICT NO. 16
GRANTS PASS, OREGON

WATERMASTER
DISTRICT NO. 16

Feb. 8, 1957

Lewis A. Stanley
State Engineer
303 State Bldg.
Salem, Oregon.

RECEIVED
FEB 11 1957
STATE ENGINEER
SALEM, OREGON

Dear Sir:

Mr. V. M. Johnson of Cave Junction, came into the office for information regarding the priority of the water right which covers land he purchased from Mark S. & Pauline R. Young. The permit #17670 in the name of Mark S & Pauline R. Young was turned over to Mr. Johnson.

The problem which has come up is: If Mr. R. E. Cook, who has purchased the land with a supplemental water right, permit #3570, which is in the name of Waldo Smelting & Mining Co., should want to use the water out of Page Creek, which right would have priority?

The ditch which was formerly used by the Waldo Smelting & Mining Co. has been abandoned for many years.

Mr. Johnson would like the above information in writing from the State Engineer so as to clarify this situation permanently. Mr. Johnson's address is Route #1, Cave Junction.

Very truly yours,

George W Thrasher
GEORGE W. THRASHER
Watermaster, District #16

gwt.fan

1131
5776
22118

January 11, 1957

Mr. Vernon M. Johnson
Route 1
Cave Junction, Oregon

Dear Mr. Johnson:

In response to your letter of January 4, permit No. 3570 was completed and confirmed by issuance of a certificate of water right on December 4, 1919 in the name of Waldo Smelting and Mining Company and recorded on Page 2168, State Record of Water Rights Certificates. The certificate confirmed the right to the use of 0.53 second-foot from Page Creek for supplemental irrigation of 42 acres, under a date of priority of October 5, 1917.

The right is still valid in our records as there is no evidence that anyone has ever taken the matter through the courts to have it abandoned. If it has not been used since April of 1942 it would be subject to abandonment if anyone who would be affected thereby wished to take the necessary action.

In addition to the above described right and yours which were acquired through permit No. 17670, we also have of record a certificate of water right issued in the name of the United States Forest Service on December 16, 1914 and recorded on Page 779, State Record of Water Rights Certificates, which confirmed the right to the use of not to exceed 0.12 second-foot from Page Creek for irrigation of 9 acres in Section 2, Township 41 South, Range 8 West, W.L., under a date of priority of May 16, 1911.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Chris L. Wheeler, Assistant

CW:eh

November 17, 1919.

Mr. C. A. Sidler,

Grants Pass, Oregon.

Dear Sir:

Proof of appropriation of water under permit No. 3570 of the Waldo Smelting & Mining Company, together with \$1.00 recording fee, has been received and filed in this office.

This proof appears to be in proper form and will be presented to the Board at its next meeting for approval and issuance of final water right certificate.

Yours very truly,

R. W. Potter,
Secretary.

GB.

C. A. SIDLER
ATTORNEY AT LAW
MASONIC TEMPLE
GRANTS PASS
OREGON

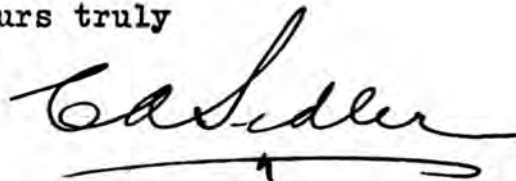
November 15th., 1919.

Percy A. Cupper,
State Engineer,
Salem, Ore.

My dear Mr. Cupper:

Enclosed please find proof of appropriation of water of Waldo Smelting & Mining Company of this county. together with my check in the sum of \$ 1.00 for recording said proof of appropriation.

Yours truly



CAS-MJ.

OFFICE OF STATE ENGINEER
NOV 17 1919
SALEM, OREGON

October 28, 1919.

Mr. Roy H. Clark,

Takilma, Oregon.

Dear Sir:

I am enclosing blank for proof of appropriation of water under permit No. 3570, in the name of the Waldo Smelting and Mining Company.

I note that the Company has until October 1, 1920 within which to completely apply water to the proposed use under this permit. If all the water which they contemplate using under this permit has not been used, they should withhold the enclosed proof until the expiration of the time allowed for the completion of their right, or until such time as they have applied all the water they intend to use. However, if all the water which they desire to use under this permit has been used, they should fill out and return the enclosed proof, together with \$1.00 to cover recording fee, and the matter will be presented to the Board at its next meeting for approval and issuance of final water right certificate.

Yours very truly,

R. W. Potter,
Secretary.

GB.

Republic Wash Aug 28 1919

Mr Percy A Cupper
President State Water Board
Salem, Oregon

Dear Sir:

Your notice in regard
to Permit No. 3570 of terms
for completing construction work
was forwarded here where I am
doing some lawsuit work for
a mining company.

The construction work on this
permit was completed and
I will forward blanks filled out
as soon as I can get hold of
the permit papers -

Yours truly

Ray H. Currier

MEDFORD—GATEWAY TO CRATER LAKE. OF STATE ENGINEER

RECEIVED

NOV 18 1918

SALEM OREGON
HOTEL MEDFORD

EMIL MOHR, OWNER
ONE BLOCK FROM NEW POST OFFICE

EUROPEAN PLAN, RATES \$1.00 UP
HEADQUARTERS FOR COMMERCIAL TRAVELERS
BEST SAMPLE ROOMS



TOURISTS LINGER LONGER

MEDFORD, OREGON, Nov. 17th 1918

Mr. John N. Lewis
President State Water Board
Salem, Oregon.

Dear Sir:—

I have your card
in reference to Permit No. 3570
and to the statute under which
it was issued to begin actual
construction work on or before
Nov. 10th 1918— The work
of reconstruction including
flume and ditch was
begun and completed about
a year ago and I supposed
notice had been sent in.

MEDFORD—GATEWAY TO CRATER LAKE



TOURISTS LINGER LONGER

HOTEL MEDFORD

EMIL MOHR, OWNER
ONE BLOCK FROM NEW POST OFFICE

EUROPEAN PLAN, RATES \$1.00 UP
HEADQUARTERS FOR COMMERCIAL TRAVELERS
BEST SAMPLE ROOMS

Mr. John N. Lewis
MEDFORD, OREGON, 2

The water was applied to
crop on the land this
season - Unfortunately I
have mislaid application
or sent it to office in
Grants Pass. I will find
same as soon as possible
and send you the required
blank properly filled out.
Yours respectfully
Roy H. Clarke
for Waco Smelting & Mining Co.

5776

November 10, 1917

Waldo Smelting & Mining Co.,
Tillamook, Josephine Co.,
Oregon.

c/o Mr. Roy H. Clarke,

Gentlemen:- Herewith you will find Application No. 5776, being Permit No. 3570,
together with check for \$1.60, excess fees, also tracing.

This application has been approved and recorded in this office.

only when in flood season as "Kacer

9
2
ely

open plan
BAY HOTEL AND ANNEX
 TOURISTS' AUTO HEADQUARTERS
 Dining Room and Grill overlooking Ocean, serving Sea-food Dinners
 Fish-Crabs-Clams Service Bar.
 Finest furnished Rooms in city
 Hot-cold water Baths, Modern Ladies' Lobby, Special dressing Rooms for Auto Parties.

1917

CRESCENT CITY, CALIFORNIA

5776

Oct 24th 1917

Mr. Percy A. Cupper -
 Asst State Engineer
 Salem, Oregon.

Application amended
 11/5

Application No. 5776.

Dear Sir: -

yours of Oct. 11th just received, with reference to Application No 5776 covering land for which Application No. 1791 - permit No. 929 is also made. In making application for water from Page Creek I am acting for the Walds Ametung and Mining Company and it can be so stated on application and permit. The water from Page Creek is to be used as supplemental supply since we get water from Illinois River only when in flood season as Placer

European plan

BAY HOTEL AND ANNEX © B. BURR prop

TOURISTS' AUTO HEADQUARTERS

Dining Room and Grill overlooking Ocean, serving Sea food Dinner, Fish-Crabs-Clams Service Bar.

Finest furnished Rooms in city Hot-cold water Baths, Modern Ladies' Lobby, Special dressing Rooms for Auto Parties.



CRESCENT CITY, CALIFORNIA

2

miners have prior rights and
 the land in question is very
 gravelly and porous. Kindly
 amend application as suggested
 in your letter.

Yours very truly
 Ray H. Currier

Application No. 5776.

October 11, 1917.

Mr. Roy H. Clark,
Seaside, Oregon.

Dear Sir:

Upon taking up for approval your application No. 5776 for permit to appropriate water, I note that the land covered by this permit is covered by application No. 1791, permit No. 929, in the name of the Waldo Smelting & Mining Company, appropriating the water of the Illinois River. We do not wish to issue overlapping permits unless the subsequent applicant actually owns the land for which a water right is desired. We would be glad to hear from you in regard to this matter before approving the application.

If this land already has a water right from the Illinois River and you wish the water from Page Creek as a supplemental supply, the application should so state. We will be glad to amend the application upon request.

Very respectfully,

Percy A. Cupper,

RS.

Assistant State Engineer.

27

No. 5776.

October 9, 1917.

Mr. Roy H. Clark,
Takilna, Oregon.

Dear Sir:

I am in receipt of your two letters of the 8th instant and note that you desire to eliminate domestic use from your application No. 5776, and the application has accordingly been corrected and will be taken up for approval as soon as the same can be reached and you will be further advised.

In reply to your inquiry in regard to the use of water for domestic purposes you are advised that if the right to which you refer was initiated prior to February 24, 1909, and has not since been abandoned, the right would be valid against any subsequent appropriation even though the latter was covered by a permit.

I am sending you under separate cover a copy of our bulletin No. 6 from which you can doubtless secure some information of value.

Very respectfully,

John H. Lewis,

State Engineer.

PAC-S.

P
ly

Takilma Oregon, Oct. 8th 1917.

W. Percy R. Cupper
Asst. State Engineer
Salem, Oregon.

Dear Sir: -

In regard to water for domestic purposes suppose a mining company^(A) is using water from a stream for domestic purposes conveyed by a flume some 2000 feet long for a period of two years continuously from January 1915 and also thereafter. This water not being used continuously prior to Jan 1915 but used intermittently as mine was worked since ~~1894~~ 1904.

No permit that is known about was taken out for this water. About Jan 1917 a party^(B) applies and get permit to use all the water at same point from stream. Has (A) any recourse to get permit to use same water? If you will tell me where to get a copy of Good's Oregon water right laws will be much obliged. Yours truly
Ray H. Clark

1917

Takilma, Oregon, Oct. 8th 1917

Mr. Percy A. Cupper
Assistant State Engineer
Salem, Oregon,

Dear Sir:-

I have your letter of October 5th in reference to Permit or rather Application No. 5776. From this letter I believe that a permit for domestic purposes is not necessary and therefore I now instruct you to eliminate that portion of the application making same for irrigation.

Yours very truly,

Ray H. Clarke

not used for the irrigation of this land prior to the above date, a permit should be secured. However, if you wish the application to cover the use of water for domestic purposes, fees to the amount of \$4.30 in addition to the amount you have transmitted, should be forwarded.

Upon the receipt of the balance of fees or instructions to eliminate domestic use, the application will be taken up for approval.

Very respectfully,

Percy A. Cupper,

Assistant State Engineer.

RS.
Enc.

7
7

File No. 5776.

October 5, 1917.

Mr. Roy H. Clark,
Takilma, Oregon.

Dear Sir:

Enclosed please find my official receipt No. 5568 for \$9.50, which amount was transmitted with your letter of the 3d instant together with your application for permit to appropriate water. I am also in receipt of two tracings. This application has been numbered 5776 and placed on file in this office.

I note your statement that the water has been used for domestic purposes for the past ten years. The use of this water for domestic purposes prior to February 24, 1909, would give you a valid right to the same and a new filing need not be made covering this use of water unless the right for domestic purposes had been abandoned. Any reconstruction of the ditch, pipe line or other works may be made without securing a permit from this office. I note, however, that the application also covers the use of water for irrigation purposes, and if the water was not used for the irrigation of this land prior to the above date, a permit should be secured. However, if you wish the application to cover the use of water for domestic purposes, fees to the amount of \$4.50 in addition to the amount you have transmitted, should be forwarded.

8/36
50

Upon the receipt of the balance of fees or instructions to eliminate domestic use, the application will be taken up for approval.

Very respectfully,

Percy A. Cupper,
Assistant State Engineer.

RS.
Enc.

my ...

by

OFFICE OF STATE ENGINEER
RECEIVED
OCT 5 1917
SALEM, OREGON

Takilma, Oregon, Oct. 3rd 1917

5776

John H. Lewis
State Engineer
Salem, Oregon.

Dear Sir:-

Enclosed find application for water from Page Creek a tributary of the East Fork of the Illinois River in Josephine County. This water has been in use continuously for about 10 years supplying water for domestic purposes to the house I live in shown on the accompanying tracing. No application for water has been made before on same that I know of for this purpose. At present the flume and ditch are in such bad repair that I wish to renew same from the same point of diversion. Before doing such work would like to get permit for the use of the water.

48
38
690

Enclosed find money order for \$9.30 which includes \$3.00 fee for examination and 15¢ per acre for 42 acres

Yours very truly

Ray H. Clarke

2 tracings

1917/10/3

42
15
210
42

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only in

8. During what months is water beneficially used? May, June, July & August of each year.
9. State the character of the soil and kind of crops raised Gravelly Loam.
10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? Yes.
11. If not, state wherein such map is in error
12. If the dimensions of your ditch or dam do not correspond to those described in your permit, state what changes have been made, giving dimensions of ditch (or other distributing works)
13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use

STATE OF OREGON,
 County of Josephine } ss.

I, John Hampshire, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof; and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of November, 1919.

Subscribed and sworn to before me this 12th day of November, 1919.

John Hampshire
 Trustee
 Wells Irrigation Co.

W. A. Siller
 Notary Public for Oregon.

(Notarial Seal)

My commission expires Oct-8th., 1920.

PROOF OF APPROPRIATION

Permit No.....3570...

100 / fee paid

Receipt 2946

OFFICE OF STATE WATER BOARD
RECEIVED

NOV 17 1919

SALEM. . . OREGON.

Approved:

Priority date - October 5, 1917.



OFFICE OF STATE WATER BOARD
RECEIVED

DEC 15 1916

SALEM, - OREGON.

COUNTY OF JOSEPHINE,
STATE OF OREGON ,) ss

I, C. E. Tucker, of the County of Josephine, State of Oregon, do hereby certify that I was in charge of the work constructing what is known as the Takilma Ditch, of The Waldo Smelting & Mining Company, as surveyed and plotted by Horace C. Hall, October 2, 1911; and further that such construction work was begun during the month of January, 1912, and completed, and the beneficial application of water made to the lands designated by the plat hereto attached, prior to December 9, 1913; and I further certify that the cost of such construction work was paid in full by The Waldo Smelting & Mining Company, the claimants under Permit 929, issued by the State Engineer of Oregon.

C. E. Tucker.....

Subscribed and sworn to before
me this the 13th day of Dec, 1916.

W. W. Blair.....
Notary Public for Oregon

*my Commission expires Dec. 30
1916*