

Name M. L. De Martin
By _____
Address Harbor, Oregon

Application No. 21640
Permit No. 17001
Certificate No. ~~17325~~ 30415

FEES PAID

Date	Amount	Receipt No.
<u>5/15/46</u>	<u>15.80</u>	<u>1369</u>
<u>5/15/46</u>	<u>0.104</u>	<u>B. P. Fee 1369</u>
<u>5-23-50</u>	<u>\$1 Cert. Fee</u>	<u>9568</u>

Stream Index, Page No. 15-2C

Date filed May 13, 1946
Priority May 13, 1946
Action suspended until _____ JB

FEES REFUNDED

Date	Amount	Check No.
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Returned to applicant _____
Date of approval August 15, 1946

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
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CONSTRUCTION

Date for beginning August 15, 1947
Date for completion October 1, 1948
Extended to _____
Date for application of water October 1, 1949
Extended to _____

REMARKS

0.90 cfs from Stinchuck River (Pacific Ocean)
for the irrigation of 71.4 acres.
T-8377A POU Vol. 58 p 7

PROSECUTION OF WORK

Form "A" filed See letter 4-22-47
Form "B" filed August 20, 1948
Form "C" filed August 20, 1948

FINAL PROOF

Blank mailed August 24, 1948
Proof received _____
Date certificate issued JUN 30 1950

Form B
NOTICE OF COMPLETION OF CONSTRUCTION

Application No. 21640

OK

I, M. L. DeMartin, the holder of Permit No. 17001
to appropriate the public waters of the state of Oregon, completed the construction of the works described
therein on the 16th day of August, 1948.

Remarks: _____
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you
should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of August, 1948.
Khadia C De Martin (Signature of Witness) M. L. De Martin (Signature of Applicant)
Harbor Oregon (Address) Harbor Oregon (Address)

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

Form C
NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Application No. _____

OK

I, M. L. DeMartin, the holder of Permit No. 17001
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 16th day of August, 1948.

Remarks: _____
If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of August, 1948.

(Signature of Witness) (Signature of Applicant)

(Address) (Address)

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, when all of the water has been applied.

OK

I, M. L. DeMa
to appropriate the p
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RECEIVED
AUG 20 1948
STATE ENGINEER
SALEM, OREGON

Form C

Application No. 21640

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

17001

OK

I, M. L. DeMartin

the holder of Permit No.

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 16th day of August, 1948

Remarks:

If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.

OK

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AUG 20 1948

STATE ENGINEER
SALEM, OREGON

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NOTIC:
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STATE ENGINEER
SALEM, OREGON

[Handwritten signature]
M. L. DeMa-



Oregon

Kate Brown, Governor

S 21640

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

October 25, 2021

K LYNNE JOHNSON DEWALD
99499 WINCHUCK RIVER RD
BROOKINGS OREGON 97415

REFERENCE: Transfer Application T-13296

Enclosed is a copy of the final order approving your water right transfer application.

Also enclosed is a certificate issued to confirm the historic change in point of diversion approved by the final order contained herein. Please read this document carefully and abide by the requirements.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely,

Julie C. Baustian

Water Right Services Support
Transfers and Conservation Section

cc: Scott C. Ceciliani, Watermaster Dist. # 14 (via email)
Curry County Planning Department
Marc Van Camp, Agent

Enclosures

for each acre irrigated and shall be further limited to a diversion of not to exceed 4.5 acre-feet for each acre irrigated during the irrigation season, APRIL 2 TO OCTOBER 31, of each year.

Period of Use: APRIL 2 TO OCTOBER 31

Source: WINCHUCK RIVER, a tributary of PACIFIC OCEAN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	POD
41 S	13 W	WM	23	SE SE	1
41 S	13 W	WM	25	SE NW	2 - IN DEL NORTE COUNTY, STATE OF CALIFORNIA
41 S	13 W	WM	25	NW NW	3

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
41 S	13 W	WM	25	NE NW		15.6
41 S	13 W	WM	25	NW NW		15.4
41 S	13 W	WM	25	SW NW	4	1.6
41 S	13 W	WM	25	SE NW	3	21.8
					Total	54.4

4. The second right to be transferred is as follows:

Certificate: 94224 in the name of K LYNNE JOHNSON DEWALD (perfected under Permit S-17001)

Use: IRRIGATION of 17.0 ACRES

Priority Date: MAY 13, 1946

Rate: 0.21 CUBIC FOOT PER SECOND

Limit/Duty: 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 a diversion of ONE-EIGHTIETH 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 4.5 acre-feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year.

Period of Use: APRIL 2 TO OCTOBER 31

Source: WINCHUCK RIVER, A TRIBUTARY OF PACIFIC OCEAN

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	County, State
41 S	13 W	WM	23	SE SE	POD 1 - IN CURRY COUNTY, OREGON
41 S	13 W	WM	25	SE NW	POD 2 - IN DEL NORTE COUNTY, CALIFORNIA
41 S	13 W	WM	25	NW NW	POD 3 - IN CURRY COUNTY, OREGON

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	13 W	WM	24	SE SW	3.8
41 S	13 W	WM	24	SW SE	5.6
41 S	13 W	WM	25	NW NE	3.6
41 S	13 W	WM	25	NE NW	4.0
Total					17.0

5. Transfer Application T-13296 proposes to move the authorized points of diversion to reflect historical use, as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate distance upstream from original points of diversion in miles (mi.)		
						POD 1	POD 2	POD 3
41 S	12 W	WM	25	NW NE	POD 4 - 157 FEET SOUTH AND 667 EAST FROM THE N1/4 CORNER OF SECTION 25	1.5 mi.	0.5 mi.	1.0 mi.

6. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screening and/or by-pass device is necessary at the new point of diversion to prevent fish from entering the diversion and/or safely transport fish back to the body of water from which the fish were diverted and that the diversion is not currently equipped with an appropriate fish screening and/or by-pass device. This diversion may be eligible for screening cost share funds.

Transfer Review Criteria (ORS 540.532 and OAR 690-380-2120)

7. Pursuant to OAR 690-380-2120(2)(a), evidence has been submitted that the actual, current points of diversion for the water rights in question, as described in Finding Nos. 3 and 4, have been in use for more than 10 years.
8. Pursuant to OAR 690-380-2120(2)(c), the Watermaster provided a statement that to his knowledge there has been no complaint of injury due to the use of water at the actual, current point of diversion, prior to the transfer request.
9. The Department did not identify any affected water rights pursuant to OAR 690-380-2120(3).
10. Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
11. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.

12. The proposed change would not result in enlargement of the rights.
13. The proposed change would not result in injury to other water rights.

Conclusions of Law

The proposed change in points of diversion to reflect historical use in application T-13296 is consistent with the requirements of ORS 540.532, and OAR 690-380-2120.

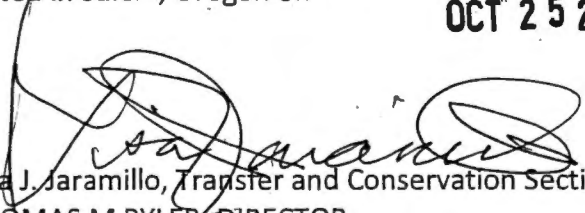
Now, therefore, it is ORDERED:

1. The change proposed in T-13296 is approved and effective immediately.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 80415 and 94224, and any related decree.
3. Water right certificates 80415 and 94224 are cancelled. Certificates 95876 and 95877 will be issued to describe the change in points of diversion for the rights included in T-13296. The new certificates shall supersede Certificates 80415 and 94224.
4. The quantity of water diverted at the new point of diversion (POD 4), shall not exceed the quantity of water lawfully available at the original points of diversion (POD 1, 2, and 3).
5. Water use measurement conditions:
 - a. Prior to October 1, 2022, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

6. Prior to October 1, 2022, the water user shall install a fish screening and/or by-pass device, as appropriate, at the new point of diversion consistent with the Oregon Department of Fish and Wildlife's (ODFW) design and construction standards. Prior to installation, the water user shall obtain written approval from ODFW that the required screen and/or by-pass device meets ODFW's criteria. Prior to submitting a Claim of Beneficial Use, the water user must obtain written approval from ODFW that the required screening and/or by-pass device was installed to the state's criteria. The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

Dated in Salem, Oregon on

OCT 25 2021



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date:

OCT 26 2021

STATE OF OREGON
 COUNTY OF CURRY
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

K LYNNE JOHNSON DEWALD
 99499 WINCHUCK RIVER RD
 BROOKINGS, OR 97415

confirms the right to use of water perfected under the terms of Permit S-17001. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: WINCHUCK RIVER, A TRIBUTARY OF PACIFIC OCEAN

PURPOSE OR USE: IRRIGATION OF 17.0 ACRES.

MAXIMUM RATE: 0.21 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MAY 13, 1946

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	12 W	WM	25	NW NE	POD 4 - 157 FEET SOUTH AND 667 EAST FROM THE N1/4 CORNER OF SECTION 25

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 a diversion of ONE-EIGHTIETH 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 4.5 acre-feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, 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 to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	13 W	WM	24	SE SW	3.8
41 S	13 W	WM	24	SW SE	5.6
41 S	13 W	WM	25	NW NE	3.6
41 S	13 W	WM	25	NE NW	4.0
Total					17.0

Prior to October 1, 2022, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Prior to October 1, 2022, the water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife.

This certificate is issued to confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered OCT 25 2021, approving Transfer Application T- 13296, and supersedes Certificate 94224, State Record of Water Right Certificates.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed OCT 25 2021



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

K LYNNE JOHNSON DEWALD
 99499 WINCHUCK RIVER RD
 BROOKINGS, OR 97415

confirms the right to use the waters of WINCHUCK RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION of 54.4 ACRES.

This right was perfected under Permit S-17001. The date of priority is MAY 13, 1946. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.69 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	12 W	WM	25	NW NE	POD 4 - 157 FEET SOUTH AND 667 EAST FROM THE N1/4 CORNER OF SECTION 25

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 4.5 acre-feet for each acre irrigated during the irrigation season, APRIL 2 TO OCTOBER 31, of each year.

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

A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
41 S	13 W	WM	25	NE NW		15.6
41 S	13 W	WM	25	NW NW		15.4
41 S	13 W	WM	25	SW NW	4	1.6
41 S	13 W	WM	25	SE NW	3	21.8
Total						54.4

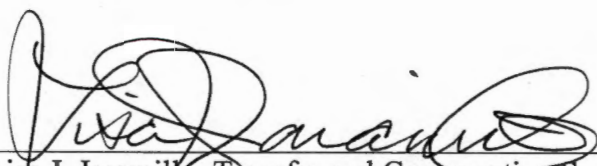
Prior to October 1, 2022, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Prior to October 1, 2022, the water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife.

This certificate is issued to confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered OCT 25 2021, approving Transfer Application T- 13296, and supersedes Certificate 80415, State Record of Water Right Certificates.

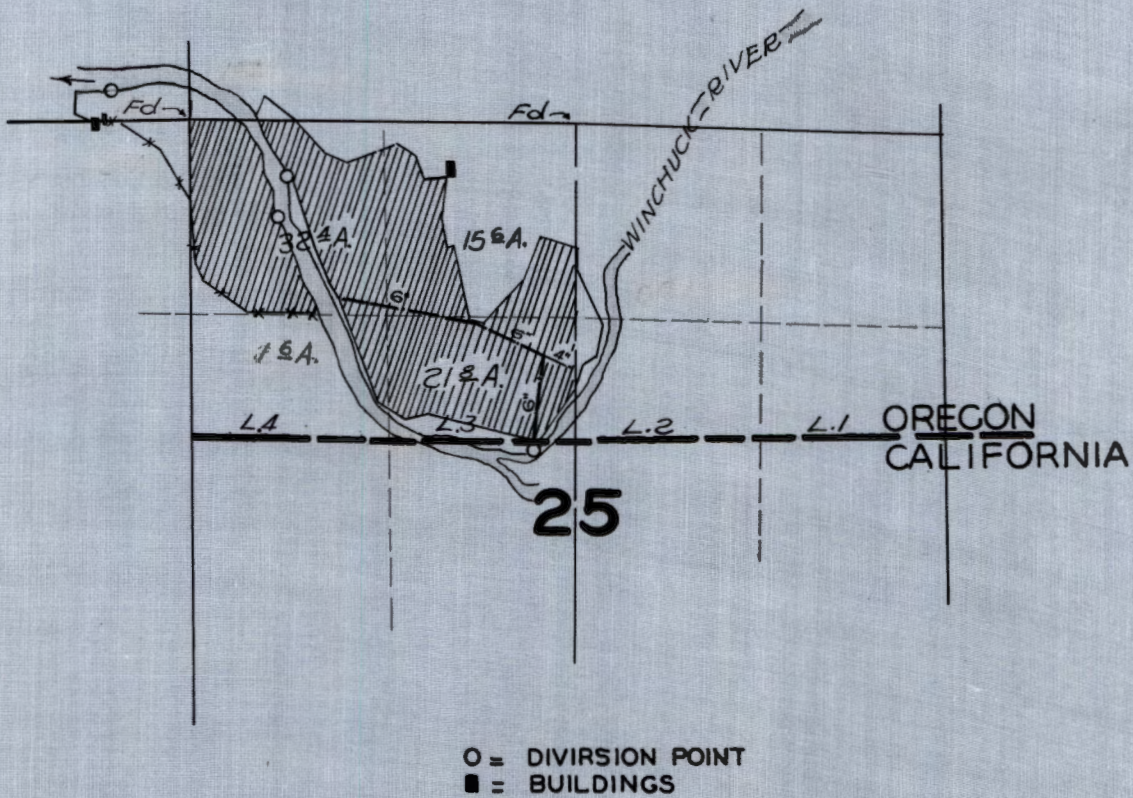
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed OCT 25 2021.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

T.4|S.R.13W.W.M.



FINAL PROOF SURVEY UNDER

Application No. 21640... Permit No. 17001...
IN NAME OF

M.L. DEMARTIN

Surveyed AUG. 9. 1949., by H.L. COFFMAN.

STATE OF OREGON

COUNTY OF CURRY

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 8377 submitted by

CAROL K. JOHNSON
99499 WINCHUCK RIVER ROAD
BROOKINGS, OREGON 97415.

The right to be modified, as evidenced by a portion of Certificate 17325, was perfected under Permit 17001 with a date of priority of MAY 13, 1946. The right allows the use of WINCHUCK RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 17.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.21 cubic foot per second, if available at the authorized point of diversion: SE¼ SE¼, SECTION 23, SE¼ NW¼, SECTION 25, IN DEL NORTE COUNTY, STATE OF CALIFORNIA, AND NW¼ NW¼, SECTION 25, T 41 S, R 13 W, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 4½ acre-feet for each acre irrigated during the irrigation season from APRIL 2 to OCTOBER 31, of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

NW¼ NW¼ 17.0 ACRES
SECTION 25
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the place of use to:

SW¼ SE¼ 4.12 ACRES
SE¼ SW¼ 3.80 ACRES
SECTION 24

NE¼ NW¼ 5.02 ACRES
NW¼ NE¼ 4.06 ACRES
SECTION 25
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

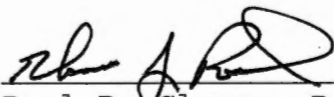
1. The proposed change shall be completed on or before October 1, 2004.

2. When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
3. The former place of use shall no longer be irrigated as a part of this water right.

Certificate 17325 is canceled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources

Director, affixed AUG 18 2003 .



Paul R. Cleary, Director

STATE OF OREGON
COUNTY OF CURRY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

M.L. DEMARTIN
HARBOR, OREGON 97415

confirms the right to use the waters of WINCHUCK RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 54.4 ACRES.

This right was perfected under Permit 17001. The date of priority is MAY 13, 1946. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.69 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 23, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 25, IN DEL NORTE COUNTY, STATE OF CALIFORNIA, AND NW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 25, T 41 S, R 13 W, W.M..

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 for each acre irrigated during the irrigation season, APRIL 2 TO OCTOBER 31, of each year.

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

A description of the place of use to which this right is appurtenant is as follows:

	NE $\frac{1}{4}$ NW $\frac{1}{4}$	15.6 ACRES
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	15.4 ACRES
LOT 4	(SW $\frac{1}{4}$ NW $\frac{1}{4}$)	1.6 ACRES
LOT 3	(SE $\frac{1}{4}$ NW $\frac{1}{4}$)	21.8 ACRES

SECTION 25

TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

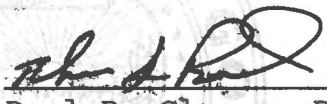
This certificate describes that portion of the water right confirmed by Certificate 17325, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG 18 2003, approving Transfer Application 8377.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

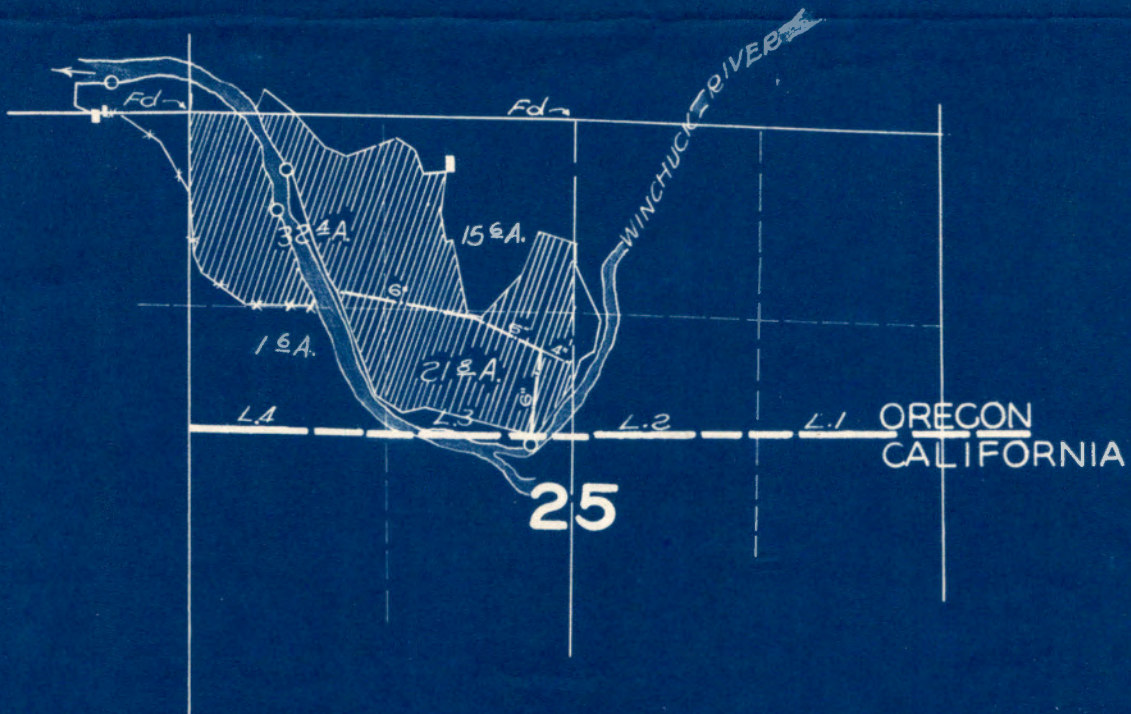
WITNESS the signature of the Water Resources

Director, affixed AUG 18 2003.


 Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 80415.

T.41S.R.13W.W.M.



O = DIVERSION POINT
■ = BUILDINGS

FINAL PROOF SURVEY UNDER

Application No. 21640 ... Permit No. 17001 ...
IN NAME OF

M.L. DEMARTIN

Surveyed AUG. 9, 1949, by H.L. COFFMAN.

RECEIVED

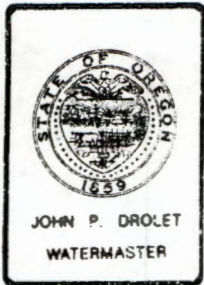
MAY 17 1950

**STATE ENGINEER
SALEM. OREGON**

RECEIVED

JUN 18 1997

WATER RESOURCES DEPT
SALEM, OREGON



Water Resources Department

COOS COUNTY ANNEX, 290 NORTH CENTRAL ST., COQUILLE, OREGON 97423 PHONE 396-3121
EXT. 254

06-16-97

Carol Johnson
DeMartin Ranch
99499 Winchuck River Road
Brookings, OR 97415

file # 21640
prmt # 17001

Dear Mrs. Johnson:

Reference is made to our conversation the afternoon of Thursday, June 12, at your ranch on Winchuck River.

As promised, please find attached copies of the 1946 abstract of water right for 71.4 acres of irrigation. The limitations of the right, aside from the acreage allowed are:

- A. water use limited to irrigation only (no frost or heat protection for lilies, and
- B. water use limited to the specific acreage shown on the 1949 dated final proof survey map.

An additional item that you might take note of would be the forfeiture clause of Oregon Water Law. All of the acreage identified on the final proof map must be irrigated beneficially at least once every 5 years. Any area not irrigated would be subject to forfeiture of that portion of the right not used. I mention this because I have not noticed lands on the left bank (i.e., south side) of the Winchuck being irrigated.

Should you wish to irrigate acreage different than that shown on the attached final proof or use water for temperature control for lilies, transfers are the integral part of Oregon Water Law that may legally allow these activities. Please feel free to contact me with specific questions.

Mrs. Johnson, although you as the landowner are responsible for the water use taking place on your property, enclosed are extra copies of the abstracts, should you wish to share them with the lessee, Robert Stanhurst, and Mr. Stanhurst's employee, Gary Derr.

Again, if the Department may be of assistance, please get in touch.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Drolet", is written over the typed name.

John P. Drolet
Watermaster, District 19

dmartin1.d19

CF: Dwight French (for files)

Permit No. 17001

Application No. 21640

County CURRY

PROOF OF APPROPRIATION OF WATER

- 1. Name M. L. DeMartin 2. Address Harbor, Oregon
- 3. Source of supply Winchuck River
Tributary of Pacific Ocean
- 4. Amount of water 0.90 c.f.s. 5. Priority date May 13, 1946
- 6. Use Irrigation

SE 1/4 of SE 1/4 Sec. 23 SE 1/4 of NW 1/4 Sec. 25 In Del Norte Co. State of Cal.

7. Location of point of diversion, NW 1/4 of the NW 1/4 Sec. 25, Twp. 41 S., Range 13 W., W.M.
(Legal Subdivision)

8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>41 S.</u>	<u>13 W.</u>	<u>23</u>	SE 1/4 of SE 1/4	3.0	0
"	"	<u>25</u>	<u>2 NW 1/4 of NW 1/4</u>	22.0	<u>32 ±</u>
"	"	<u>25</u>	<u>1 NE 1/4 of NW 1/4</u>	20.0	<u>15 ±</u>
"	"	<u>25</u>	<u>3 (SW 1/4 of NW 1/4) Lot #4</u>	1.5	<u>1 ±</u>
"	"	<u>25</u>	<u>4 (SE 1/4 of NW 1/4) Lot #3</u>	22.5	<u>21 ±</u>
"	"	<u>26</u>	NE 1/4 of NE 1/4	2.4	0
Total				71.4	0
		24	SW 1/4 of SW 1/4	1.5	0
		25	SW 1/4 of NE 1/4 Lot #2	1.2	0
		25	NW 1/4 of NE 1/4	0.8	0
				<u>82 ±</u>	<u>71 ±</u>

Property on which water is to be used is a part of that more explicitly described by applicant as follows:
Township 41 South, Range 13 West, W.M.

Section 13
The Southwest 1/4 of the Southwest 1/4

Section 23
6.63 Acres in the Southwest 1/4 of the Southeast 1/4
The East 1/2 of the Southeast 1/4 except 3 acres.

Section 24
The West 1/2 of the Northwest 1/4
The Southwest 1/4

(CONTINUED ON ATTACHED SHEET)

Monday 8/11/46 8:00 AM
- Aug 9 - 49 NHC -

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, ft.; length on top, ft.; length on bottom, ft.; material used and character of construction,

(b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction,

(c) Size of canal: Width on top (at waterline), ft.; width on bottom, ft.; depth of water, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft.

Give general description:

(d) Pipe line: Description of intake, *At Various Points on the Winchuck River*
Permanent Pump located in California
Portable pump. Suction hose in river, 2190' buried 6" & 4" main
3000'

Length of pipe, *5190* ft.; size at intake, *6"* in.; size at ft. from intake, in.; size at place of use, *4"* in. Difference in elevation between intake and place of use, *49'* ft.

Is grade uniform? *No* Actual capacity of pipe line, sec.-ft.

Give general description: *Steel Casing, Aluminum Irrig Pipe*
 (Material: Steel, wrought, cast iron, wood stave, etc.)

60 ~ No. 40 Rainbirds ~ 9/32" & 7/32" Nozzles

(e) Pumping plant: Give size and type of pump, *Permanent, FM. 4 fig. 5532 ~ 6" Suction, 6" discharge*
Portable, FM. 3 fig. 5532 ~ 4" Suction, 4" discharge
Max. 90 Max. 90 G.E. 1712 220/440 1760 RPM

Suction lift, *Min. 3'* ft.; discharge lift, *Min. 3'* ft. Type of motor used *Ford 1.8 1760 RPM*
G.E. 30 hp

Horsepower rating, *Ford* H. P. Actual capacity of pump, sec.-ft.

10. During what months is water beneficially used?

11. State character of soil

Kind of crops raised *Clover, Fescue, English Rye, MILKs BY Cows*

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? *SEE Map*

13. If not, wherein is such map in error?

14. Domestic use: Give number of families actually using water at this time *None*

15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of

} ss.

I,, 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 16th day

of May, 1950, 194.....

M. L. DeMartin

Subscribed and sworn to before me this day of, 194.....

Notary Public for Oregon

[Notarial Seal]

My commission expires

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of

} ss.

We,, and

of, being first duly sworn, depose and say that we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No.; that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this day of, 194.....

Notary Public for Oregon

[Notarial Seal]

My commission expires

REPORT OF PERSON MAKING INSPECTION

(For use by Representative of State Engineer)

I, H. S. Coffman, do hereby certify that I have made an inspection of the works described herein and in Permit No. 17001, on the 9 day of August, 1949, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of _____ (Quantity of water in second-feet or acre-feet) and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return the proof without your signature, with a full report by letter.

H. S. Coffman
(Name)

Field Engin.
(Title)

RECEIVED
MAY 17 1950
STATE ENGINEER
SALEM, OREGON

[Handwritten signature]

[Handwritten initials]

[Handwritten signature]

[Handwritten initials]

COMMISSIONER

STATE OF OREGON

SUCCESS BOND

VERIFICATION OF COMPLIANCE

THIS CONTENT

Charles T. M. Echols

SURVEYING & AFFILIATED SERVICES

Oregon Registration No. 87

27640

BROOKINGS
CURRY COUNTY
OREGON

April, 30, 1946.

M. L. DeMartin

Legal Description of lands to accompany Water
Application.

Taken from Tax Statement.

Township 41 South, Range 13 West, W. M.

Section 13

The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$

Section 23

6.63 Acres in the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$
The East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ except 3 acres.

Section 24

The West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$
The Southwest $\frac{1}{4}$

Section 25

The Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$
The North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$
Lot 2 less 2.03 acres
Lot 3

RECEIVED

MAY 13 1946

STATE ENGINEER
SALEM, OREGON

21639
21640

March 24, 1964

David L. DeMartin
Harbor,
Oregon

Dear Mr. DeMartin:

There are two rights of record in the name of M. L. DeMartin. The certificate recorded at page 20425, Volume 15, State Record of Water Right Certificates describes the appropriation of the waters of an unnamed stream for domestic use for one family including irrigation of not to exceed one-half acre lawn and garden and use in a dairy barn. The certificate recorded at page 17325, Volume 14, State Record of Water Right Certificates describes the appropriation of the waters of Winchuck River for irrigation of 71.4 acres in the NW $\frac{1}{4}$, Section 25, Township 41 South, Range 13 West.

There is no right of record for the appropriation of water from a spring in this area.

Enclosed is the necessary form and a copy of the Rules and Regulations of the State Engineer for your use in making application for the permit you mentioned in your letter.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones
Assistant

TJ:jb

Enclosures

21640

May 24, 1950

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

Your final proof of appropriation of water under Permit No. **17001** has been received in this office and found acceptable. Receipt is also acknowledged of the certificate recording fee of \$1.00, for which Receipt No. **9568** is enclosed.

The matter of final confirmation of your right by issuance of a water right certificate will be given consideration with the next group which will be issued at a later date. When the certificate is issued, it will be mailed to your county clerk for recording and then delivered by him to you.

Very truly yours,

Chas. E. Stricklin

CHAS. E. STRICKLIN
State Engineer

Form 103

May 9, 1950

Mr. H. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

If you will sign and date the enclosed final proof on its second sheet and return the proof to this office, together with the statutory certificate recording fee of \$1.00, a certificate confirming the right under your Permit No. 17001, granting the right to the use of 0.90 second-foot of water from Winchuck River, tributary of Pacific Ocean, for irrigation of 71.4 acres of land, may be issued.

These figures indicate the extent and limit of your water right as provided by law, and mark the completed right.

In the interest of economy and due to the fact that your completed project was examined by a representative of this office, it is not considered necessary that your signature be made before a notary public, nor that the signatures of witnesses be affixed to the proof.

Very truly yours,

Chas E Stricklin

CHAS. E. STRICKLIN
State Engineer

Enclosure
Form 114

August 23, 1948

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

This acknowledges receipt of Forms B and C, being notices of the completion of construction and complete application of water under your Permit No. 17001.

Pursuant to your reports and in line with the general practice of this office, a survey will be made at a later date for the purpose of checking the acreage actually irrigated. After this survey, proof may be made by you and certificate issued covering the lands which the survey shows to have been irrigated, and any lands described in your permit that have not been irrigated will be automatically eliminated from your water right.

In the meantime, the permit which you hold will be valid evidence of your water right.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EKH:dh

August 20, 1948

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

This will acknowledge receipt of Forms B and C, being notices of the completion of construction and complete application of water under your Permit No. 17001.

Pursuant to your reports and in line with the general practice of this office, a survey will be made at a later date for the purpose of checking the acreage actually irrigated. After this survey, proof may be made by you and certificate issued covering the lands which the survey shows to have been irrigated, and any lands described in your permit that have not been irrigated will be automatically eliminated from your water right.

In the meantime, the permit which you hold will be valid evidence of your water right.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Ed K. Humphrey, Assistant

EKH:mjo

21640
21639

April 29, 1947

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

This will acknowledge reports of beginning of construction under your permits No. 17000 and No. 17001.

These reports have been filed and your permits are now in good standing until October 1, 1948, when under their terms construction should be completed.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Ed K. Humphrey, Assistant

EKH:RM

Harbor, Oregon April 22, 1947.

Mr. Chas. E. Stricken, State Engineer,
Salem, Oregon.

RECEIVED
APR 28 1947
STATE ENGINEER
SALEM OREGON

Dear Sir:

I am enclosing herewith, Form B Permit 1700. I trust that you will find it in order.

With reference to Application No. 21640 Permit No. 17001, a set up for irrigation purposes, I find that after installing the system, I can not get the water on the land half fast enough. In other words my set up is entirely inadequate to take care of my requirements. Therefor, I have purchased more pipe as follows:

2000 ft of 6" invasion pipe to be buried beneath the ground.

2000 ft. of 4" irrigation pipe and additional sprinklers.

I have also ordered a 4" pump Fairbanks-Morse centrifugal belt driven from Fordson tractor. I have just recently purchased a 30 H. P. electric motor and while I start irrigating about June 1st., perhaps by early fall I may be able to switch to electric power if the power company does its part. I plan to keep both pumps going, however, the smaller pump will be operating about half the time during the irrigation period which will be from about June 1st., to October 1st. Since the project is largely in the experimental stage, it is quite difficult to give you definite information however, will keep you informed as to changes we find necessary to make in order to obtain the maximum of efficiency. With a larger pump and the possibility of keeping two pumps going, more water will be required than I first anticipated.

Yours very truly,

M. L. Demarten

21640

August 15, 1946

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

Herewith you will find Application No. 21640, Permit
No. 17001, together with blueprint.

21640

May 22, 1946

Mr. M. L. DeMartin
Harbor, Oregon

Dear Mr. DeMartin:

This acknowledges receipt of your application for a permit to appropriate 1.0 second-foot of water from Winchuck River for irrigation, together with your check in the amount of \$15.90 for which receipt No. 1369 is enclosed.

The application, which has been checked over, has been filed and given No. 21640. It appears to be in satisfactory form and is being placed in line for approval and issuance of a permit.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Ed K. Humphrey
Assistant

EKH:ks
Enclosure

SECTION

23

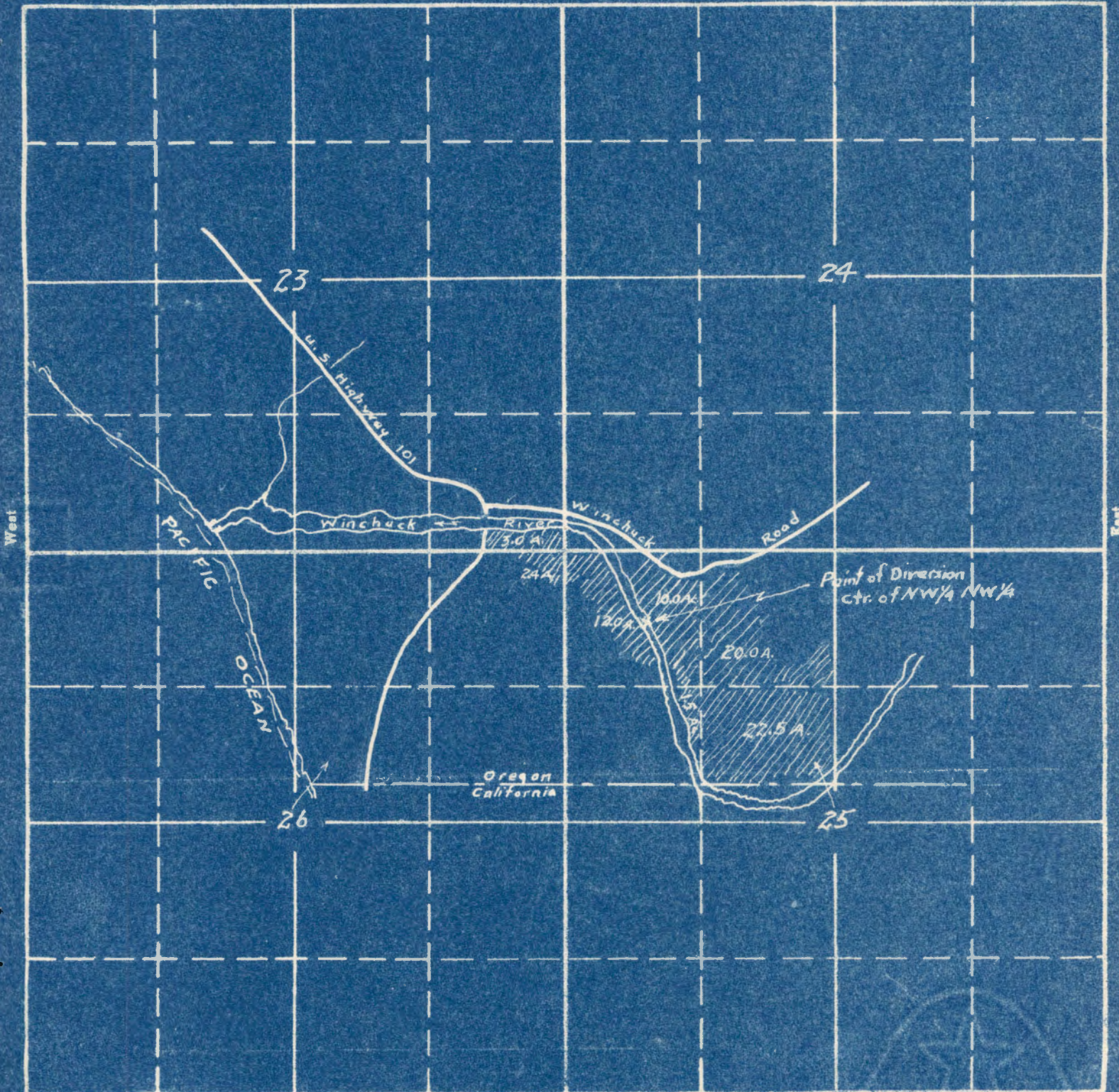
24

25

26

TOWNSHIP 41 S, RANGE 13 W, W. M.

North



West

East

South

21640

15-20

APPLICATION No. 21640

PERMIT No. 17001

RECEIVED
 STATE ENGINEER
 OREGON

SECTION

23

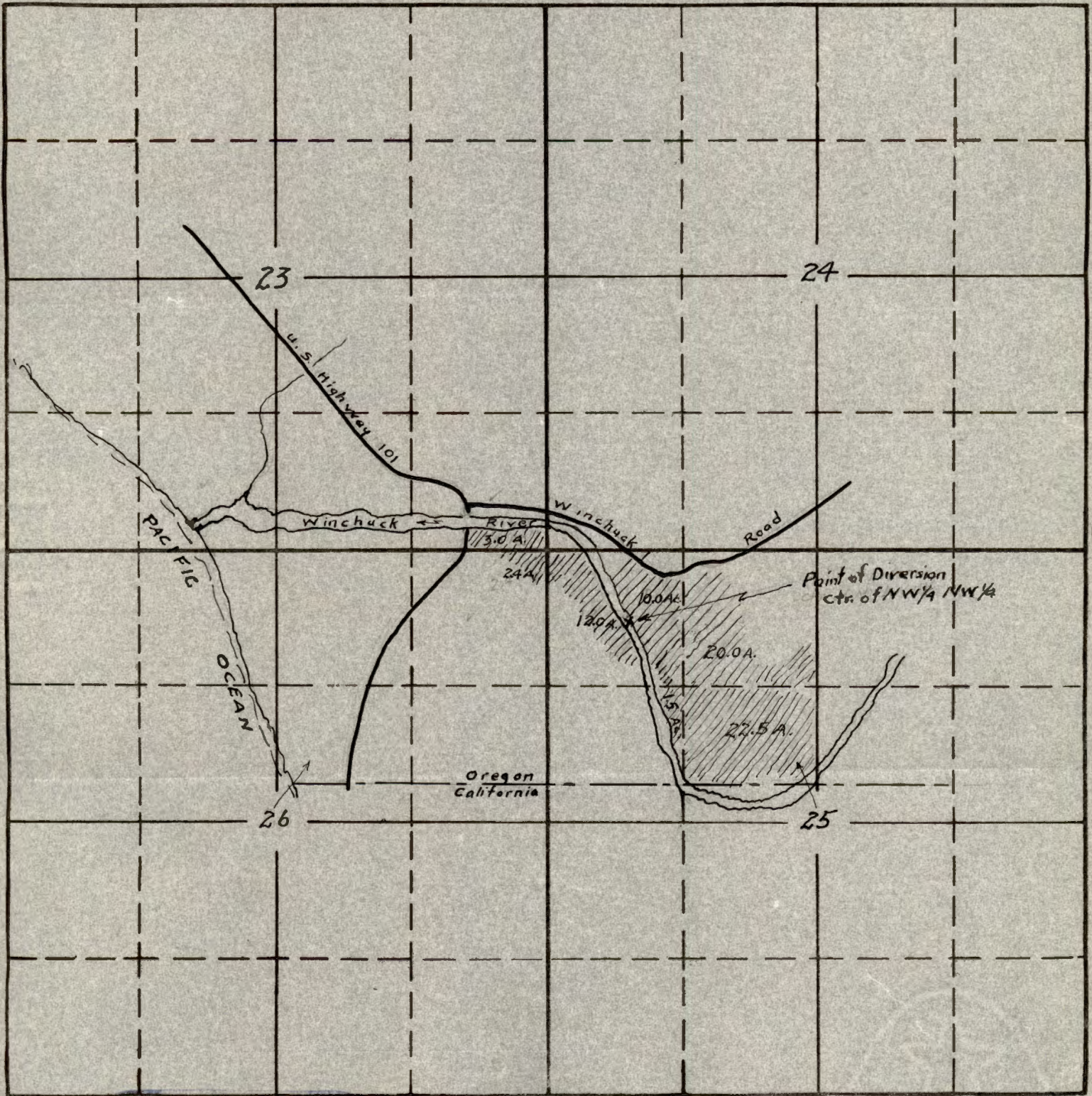
24

25

26

TOWNSHIP 41 S, RANGE 13 W, W. M.

North



REGISTERED
OREGON
 LAND SURVEYOR

JAN. 1, 1945
 Charles T. M. Echols
 87

South

21640

15-20

APPLICATION No. 21640

PERMIT No. 17001

RECEIVED

MAY 13 1946

STATE ENGINEER
 SALEM, OREGON