

Form A

Application No. 41017

NOTICE OF BEGINNING OF CONSTRUCTION

WE, William R. Johns, Miciam W., Maurice R. + Donna Johns, James R. + Helen J. Smith and Laurence L. + Athol L. Beames, the holder of Permit No. 30581

to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the second day of September, 1966.

Remarks: Have obtained permission to use county road to run mainline along, purchased 3,960 feet of 8" portable mainline

up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith. and 1,200 feet of 6" mainline (portable aluminium).

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of September, 1966.

William R. Johns Athena, Oregon (Signature of Applicant) (Address)

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

SP*12928-119

st Devin

Form B

Application No. 41017 30581

NOTICE OF COMPLETION OF CONSTRUCTION

I, William R. Johns et al, the holder of Permit No. 30581

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 1st day of Sept, 1967

Remarks: The mainline and boost pump and irrigation system is currently in use but it will be spring of 1968 before Wickrose Water can be applied using a portable pump.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of Oct, 1967

William R. Johns Rt 1 Athena, Oregon (Signature of Applicant) (Address)

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

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.

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. 41017

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

William R. Johns et al, the holder of Permit No. 30581

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 20 day of April, 1968

Remarks:

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

MR Johns Athena, Ore (Signature of Applicant) (Address)

RECEIVED STATE ENGINEER SALEM OREGON SEP 13 1966 OCT 10 1967 MAY 9 1968

Name WILLIAM R. & MIRIAM W. JOHNS et al.
 By Athena
 Address Oregon 97813

Date filed June 23, 1965
 Priority June 23, 1965
 Action suspended until OK Cert
 Returned to applicant _____
 Date of approval October 22, 1965

CONSTRUCTION

Date for beginning October 22, 1966
 Date for completion October 1, 1967
 Extended to _____
 Date for application of water October 1, 1968
 Extended to _____

PROSECUTION OF WORK

Form "A" filed Sept. 13, 1966
 Form "B" filed Oct 16, 1967
 Form "C" filed May 9, 1968

FINAL PROOF

Blank mailed JUL 29 1974
 Proof received _____
 Date certificate issued DEC 11 1974

Application No. 41017
30581
 Permit No. _____
 Certificate No. 41260

Stream Index, Page No. 7-16D
 See file No. 41016

FEES PAID

| Date | Amount | Receipt No. |
|-----------------|---------------|--------------|
| <u>6-23-65</u> | <u>34.50</u> | <u>5699</u> |
| <u>11-18-74</u> | <u>1.50</u> | <u>43881</u> |
| | \$1 Cert. Fee | |

FEES REFUNDED

| Date | Amount | Check No. |
|-----------------|-------------|------------|
| <u>11-18-65</u> | <u>6.00</u> | <u>741</u> |

ASSIGNMENTS

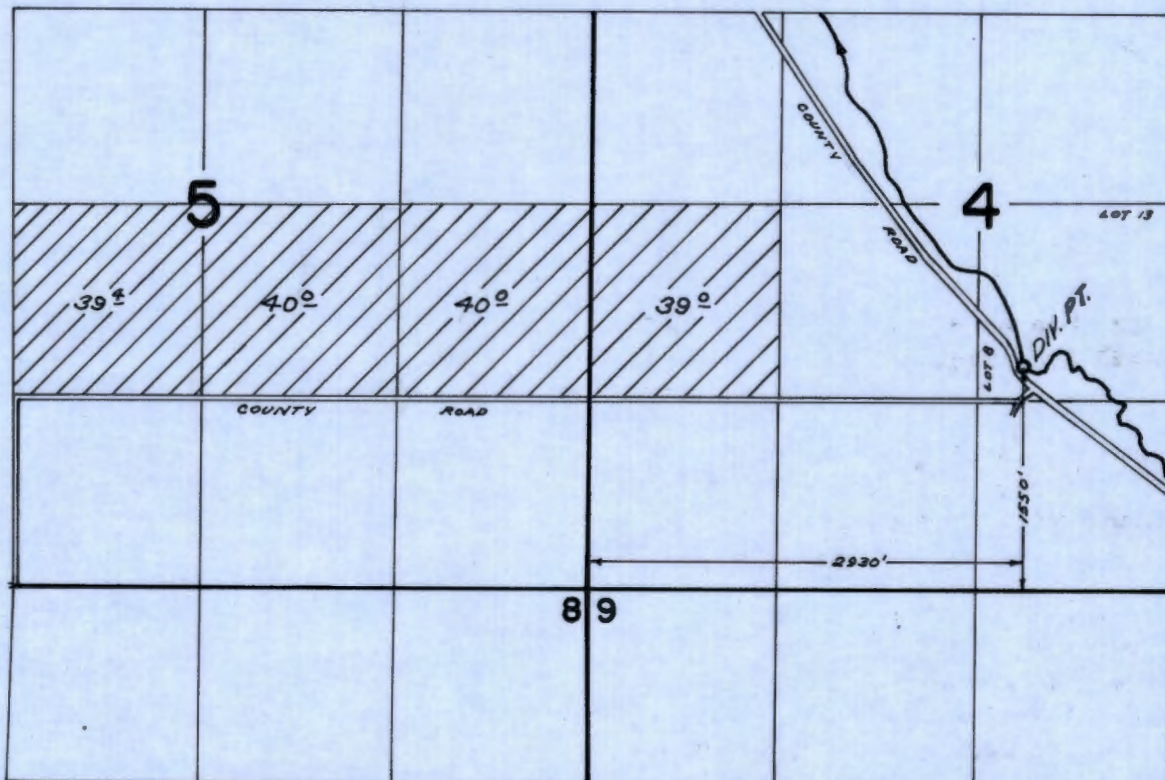
| Date | To Whom | Address | Volume | Page |
|------|---------|---------|--------|------|
| | | | | |
| | | | | |
| | | | | |

REMARKS

2.0 c.f.s., Wildhorse Creek (Umatilla River) for irrigation of 160.0 acres.

OCT 12 1967 CARD FOR B

T. 3 N. R. 35 E. W. M.



FINAL PROOF SURVEY
UNDER

Application No. 41017 Permit No. 30581
IN NAME OF

JOHNS. SMITH, AND BEAMER

Surveyed Apr. 17 1973, by R. G. MUCKEN

RECEIVED

NOV 18 1974

STATE ENGINEER
SALEM, OREGON

STATE OF OREGON

COUNTY OF **UMATILLA****Proof of Appropriation of Water****JOHNS, SMITH, & BEAMER**of **Athens**
has applied beneficially the waters of
Wildhorse Creek, State of **Oregon**a tributary of **Umatilla River**
irrigation of **158.4 acres**

for the purpose of

under Permit No. **30581** 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 23, 1965**that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of
1.87 cubic feet per secondor its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **Lot 8 (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 4, T. 3 N., R. 35 E., W. M., 1550 feet North and 2930 feet East from SW Corner, Section 4.**The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **one-eightieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **3 acre feet per acre** for each acre irrigated during the irrigation season of each year,

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

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

**39.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 4**

**39.4 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
40.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
40.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 5
T. 3 N., R. 35 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 31 day of July,1974.

Johns, Smith, Beamer
J. R. Smith



STATE ENGINEER

WATER RESOURCES DEPARTMENT

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

September 19, 1974

TOM McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

Johns, Smith and Beamer
P. O. Box 304
Athena, OR 97813

ATTENTION: J. R. Smith

Dear Mr. Smith:

Acknowledged is your letter of September 9, 1974 in regards to additional time to submit the final proof of appropriation forms in regards to your water right permits.

On July 29, 1974 we mailed to you the final proof forms in regards to permits numbered G-3582, G-4356, 29557, 30580, 31039, 30581, 32322, 32323, and 32324. On August 19, 1974 we mailed to you the final proof forms in connection with permits numbered G-3742, 29330, 33050, R-5474, and R- 5475.

If additional time is needed in order to sign, date, and return the final proof forms, this additional time is granted and we will allow you an additional sixty days from the date of this letter in which to submit all of the signed final proof forms.

The water rights that would be perfected under each of these permits are appurtenant to the land described regardless of ownership. It may be to your advantage to sign the proof forms at this time rather than going through the necessity of assigning to subsequent owners at a later time.

When the final proof forms are submitted, please submit the statutory recording fee of \$1.50 for each permit involved.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml

| | |
|----------------|-------|
| G-3696 | 4321 |
| G-4622 | 4321 |
| 39722 | G-39 |
| File No. 41016 | 3961 |
| 41017 | 4421 |
| 41016 | R-460 |
| 43234 | R-460 |

September 5, 1974

G-3796
G-4632
39732
41016
41017
41816
43234'
43235
43236

Johns, Smith, & Beamer
P. O. Box 161
Athena, OR 97813

Gentlemen:

On July 29, 1974, we mailed you copies of proofs of the certificate in connection with the incomplete water rights represented by your permits numbered G-3582, G-4356, 29557, 30580, 30581, 31039, 32322, 32323, and 32324, together with the instructions that the statement at the bottom of each page be signed and the copies be returned to this office accompanied by the certificate recording fee in the amount of \$13.50, being \$1.50 for each permit.

To date these forms have not been received nor has any correspondence regarding reasons for not returning them been received. Unless we receive the signed proof forms and the certificate recording fees, 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 these permit.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml

July 29, 1974

Johns, Smith, & Beamer
P. O. Box 161
Athena, OR 97813

File No.

G-4632
G-3796
39732 43234
41016 83235
41017 43236
41816

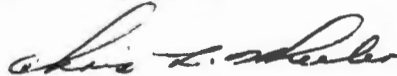
Gentlemen:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number. **G-4356, G-3582, 29557, 30580, 30581, 31039, 32322, 32323, and 32324.**

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 maps may be retained for your own records.
Please submit \$1.50 for each permit (total \$13.50).



STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO
FILE NO. 41017

May 10, 1968

William R. & Miriam W. Johns et al.
Athena
Oregon 97813

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 30581.

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,

A handwritten signature in cursive script that reads "Chris L. Wheeler".

CHRIS L. WHEELER
State Engineer

Form 128
ks



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

REFER TO FILE NO. 41017

October 18, 1967

William R. and Miriam Johns et al.
Athena,
Oregon 97813

Gentlemen:

This will acknowledge the notice of completion of construction under the terms of permit No. 30581.

Under the provisions of the permit, the time limit for completion of the appropriation by accomplishing the authorized beneficial use of water to the full extent intended will expire October 1, 1968 (In the case of irrigation completion of the appropriation means at least one beneficial irrigation of all the land to be irrigated under the subject permit.)

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 119
ks



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

REFER TO
FILE NO. 41016 & 41017

September 14, 1966

William R. Johns
Athens
Oregon

Dear Sir:

This will acknowledge the notice of beginning
of construction under the terms of permit No. 30580 and 30581.

Our records show the time limit for completion
of construction of the works and/or the purchase and
installation of all the facilities required for the
authorized beneficial use of water will expire on
October 1, 1967.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 118

mg1

41016
41017

December 3, 1965

William R. Johns et al.
Athena
Oregon

Dear Mr. Johns:

s 41016 and 41017, permit Nos. 30580 and
30581 with blueprint & refund check No. 741.

June 29, 1965

William R. and Miriam W. Johns et al
Athena
Oregon

Gentlemen:

This will acknowledge your application for a permit to appropriate 897.6 gallons of water per minute from Wildhorse Creek for the irrigation of 160 acres, the accompanying tracing, legal description, and fees in the sum of \$34.50 for which our receipt numbered 5699 is enclosed.

Your application, which has been filed under file number 41017, is in satisfactory form to be considered for approval by issuance of a permit.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

egw

Enclosure

JOHNS, SMITH & BEAMER

Wheat, Peas and Cattle

ATHENA, OREGON

June 22, 1965

RECEIVED
JUN 23 1965
STATE ENGINEER
SALEM OREGON

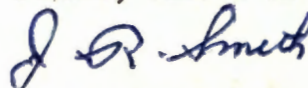
Dear Sir:

The legal description of the property upon which the water is to be used is as follows:

The Northwest Quarter of the Southwest Quarter of Section 4, and the Northeast Quarter of the Southeast Quarter, the Northwest Quarter of the Southeast Quarter, and the Northeast Quarter of the Southwest Quarter of Section 5, all being in Township 3 North, Range 35, East of the Willamette Meridian, in the County of Umatilla and State of Oregon.

Sincerely,

Johns, Smith and Beamer



J. R. Smith

drafted
11-73
DAB

11/11/75

Abstract of Permit No. 30561 ✓

Application No. 41017 ✓ Certificate No.

Name ~~William H & Miriam W Johns, Maurice H. & Donna Johns,~~ ✓
~~James H & Helen J Smith & Lawrence L & Althea L Beaster~~

Address Athens, Oregon - 97813 ✓

Source of water supply Wildhorse Creek, Trib. Umatilla River ✓

Use Irrigation of 158.4 ac ✓

Point of diversion Div. Pt. Located 1550' N. & 2930' E from SW cor. of
1320' S & 1060' E from Cen. of Sec. 4, being within

Number of acres LOT 8 (NW 1/4 SW 1/4) Sec. 4, T 3 N., R 35 E., W. M., county of
Umatilla. ✓
~~160~~

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

| Twp. | Range | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|---------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 3N | 35E | 4 | | | | | | | | | | | | | | | | |
| | | 5 | | | | | | | | | | | | | | | | |
| | | 4 | | | | | | | | | | | | | | | | 39.0 ✓ |
| | | 5 | | | | | | | | | | | | | | | | 39.4 ✓ |
| | | | | | | | | | | | | | | | | | | 40.0 ✓ |
| | | | | | | | | | | | | | | | | | | 40.0 ✓ |
| | | | | | | | | | | | | | | | | | | 158.4 ✓ |

Priority date June 23, 1965 ✓

Amount of water 1.87 ✓
2.0 c.f.s. (c.f.s.)

Time limit to begin construction ~~October 22, 1966~~

Time limit to complete construction ~~10-1-67~~ extended to extended to

Time limit to completely apply water ~~10-1-68~~ extended to extended to

Remarks: This appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

9-17-75
EGM

dy

Basin 7, Vol.

INFO. M. R. JOHNS

Abstract of Permit No. 200

All have been over ground Cr.

Pumped via portable pump & 8" portable ~~to~~ ^{around} to well site & the had a water pump there. We didn't see the portable pump listed below. It is S. of Revelator. I'm sure this big outfit probably does have some ^{low} evidence of pumping from Creek.
 DIV PT - Sweet

@ CR. { PUMP - WD-9 DIESEL TRACTOR, APPROX 50HP ON PT.D.
 MOTOR - CORNELL CENTR 3" X 4" $\frac{50 \times 6.71}{29.1} + \frac{18 \times 2.48}{44.6} = 335.5 + 167.7 = 2.0 \text{ cfs}$

@ BOOSTER { PUMP - CENTURY 50HP @ 3540 RPM
 MOTOR - BERKELEY DD CENTR 4" X 5" $\frac{50 \times 6.71}{180.8} + \frac{18 \times 2.48}{178.6} = 1.86 \text{ cfs} + 1.86 \text{ cfs} = 3.72 \text{ cfs}$

PIPE - 7000' 8", 7" & 6" ALUM MAIN = $\frac{335.5}{215.4} = 1.56 \text{ cfs}$
 1 1/2 miles 3" lateral = 1.86 cfs @ 60 psi

HEADS - 192 R.B 30'S 3/4 X 0 ALL MAX.

PROP - GRAIN

LIFT - SEE QUAD SHEET 100' to well
 20' well to high pt.

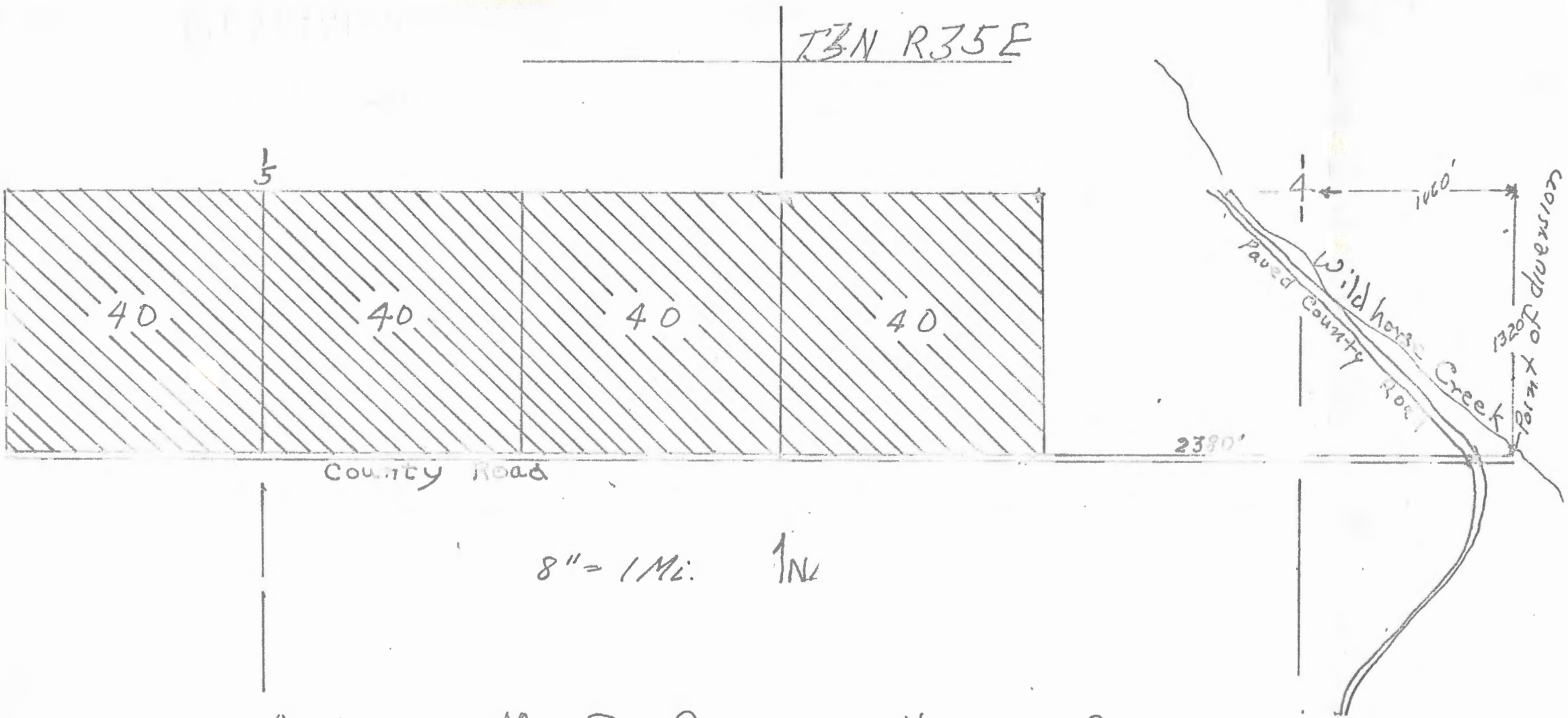
TVE - NZ - IMM - 75

$\frac{192 \times 5}{450} = 2.13$
 $\frac{192 \times 4.38}{450} = 1.87$
 cfs

Priority date
 Amount
 Time limit to begin construction
 Time limit to complete construction
 Time limit to completely apply water
 Remarks: This appropriation shall be limited to 100% of the water for the season or the equivalent for each acre irrigated and shall be further limited to a maximum of not to exceed 7 acre feet per acre for one acre irrigated during the irrigation season of each year, and shall be subject to such conditions as may be imposed by the Secretary.

4-17-73

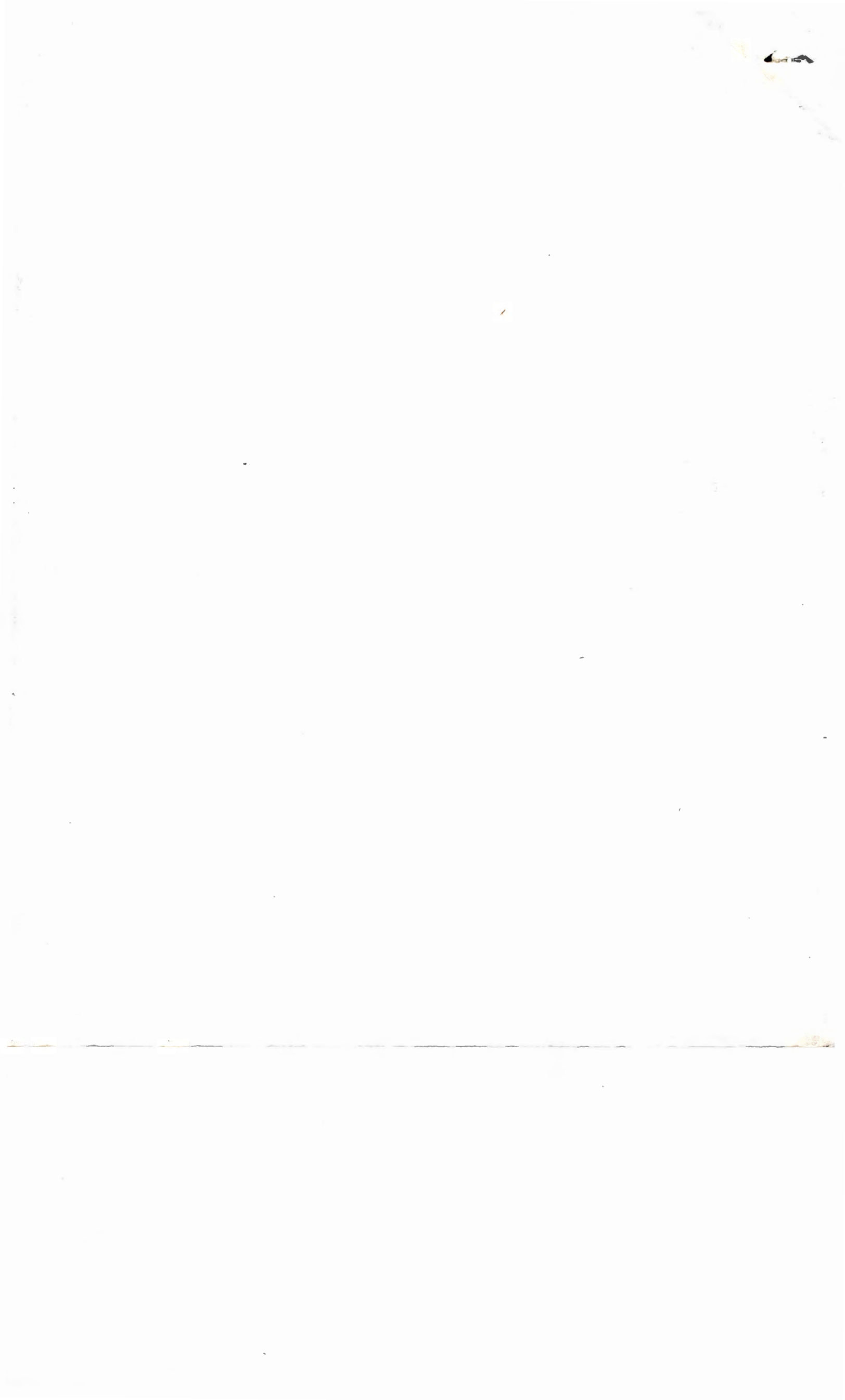
F. E.
 R. G. Munk



Application Map For Permit in Names of

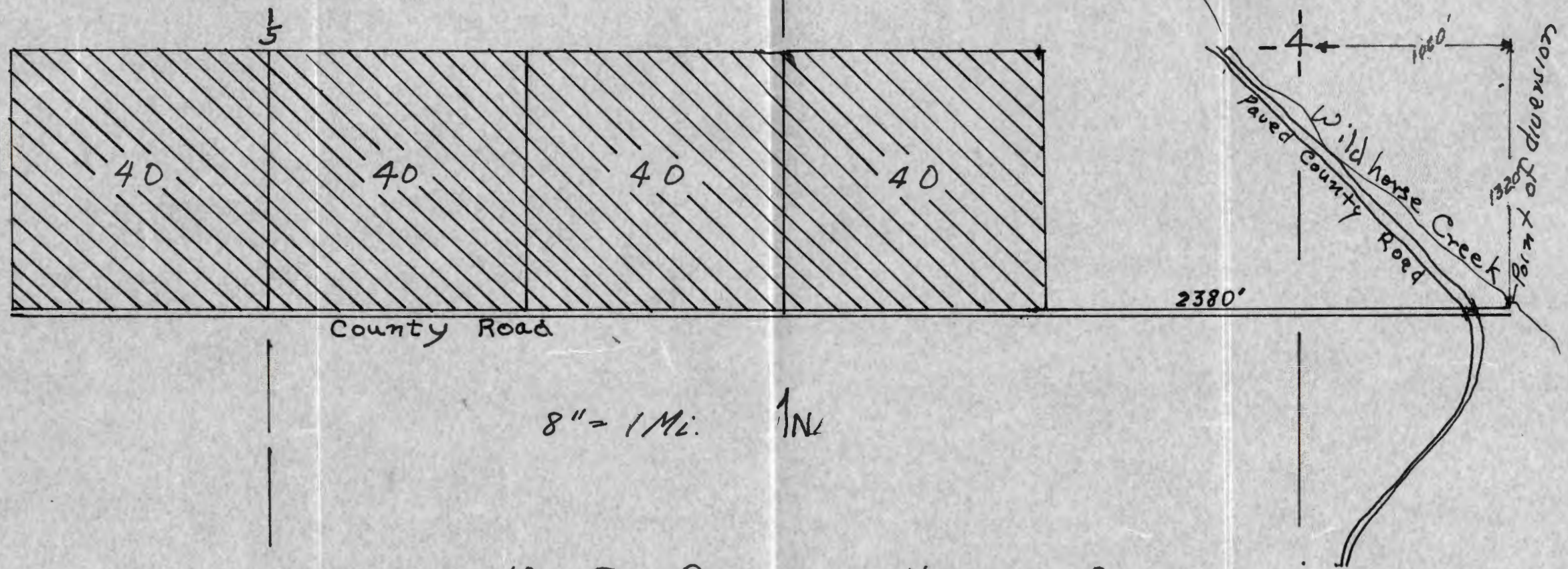
William R. Johns, Miriam W. Johns, Maurice R. Johns, Donna Johns
 James R. Smith, Helen J. Smith, Lawrence L. Beamer, Althadel Beamer

Application No. 41017
 Permit No. 30581



RECEIVED
JUN 23 1965
STATE ENGINEER
SALEM, OREGON

T3N R35E



Application Map For Permit in Names of

William R. Johns, Miriam W. Johns, Maurice R. Johns, Donna Johns
James R. Smith, Helen J. Smith, Lawrence L. Beamer, Althadel Beamer

Application No. 41017
Permit No. 30581