

Application No. 9207

Permit No. 6516

Certificate No. 5353

Name Emily J. Banks

By Mayon

Address Banks Ave.

Date filed

Action suspended until

Returned to applicant

Date completed

Date of approval

CONSTRUCTION

Date for beginning

Date for completion

Extended to

Date for application of water

Extended to

PROSECUTION OF WORK

Form "A" filed

Form "B" filed

Form "C" filed

FINAL PROOF

Blank mailed

Proof received _____

Date certificate issued

Receipt for recording fee No.

FEES PAID

Date	Amount	Receipt No.
------	--------	-------------

Total
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FEES REFUNDED

Date	Amount	Check No.
11/1/2023	100.00	1001
11/15/2023	250.00	1002
12/1/2023	150.00	1003
12/15/2023	300.00	1004
1/1/2024	200.00	1005
1/15/2024	100.00	1006
2/1/2024	150.00	1007
2/15/2024	250.00	1008
3/1/2024	100.00	1009
3/15/2024	200.00	1010
3/31/2024	150.00	1011
4/1/2024	100.00	1012
4/15/2024	250.00	1013
4/30/2024	150.00	1014
5/1/2024	100.00	1015
5/15/2024	200.00	1016
5/31/2024	150.00	1017
6/1/2024	100.00	1018
6/15/2024	250.00	1019
6/30/2024	150.00	1020
7/1/2024	100.00	1021
7/15/2024	200.00	1022
7/31/2024	150.00	1023
8/1/2024	100.00	1024
8/15/2024	250.00	1025
8/31/2024	150.00	1026
9/1/2024	100.00	1027
9/15/2024	200.00	1028
9/30/2024	150.00	1029
10/1/2024	100.00	1030
10/15/2024	250.00	1031
10/31/2024	150.00	1032
11/1/2024	100.00	1033
11/15/2024	200.00	1034
11/30/2024	150.00	1035
12/1/2024	100.00	1036
12/15/2024	250.00	1037
12/31/2024	150.00	1038

ASSIGNMENTS

Date	To whom	Address	Volume	Page

REMARKS

9207

Sketch showing
Location of Spring Site For
Water System
Banks, Ore

June, 1924

Joe H. Fas
Engineer



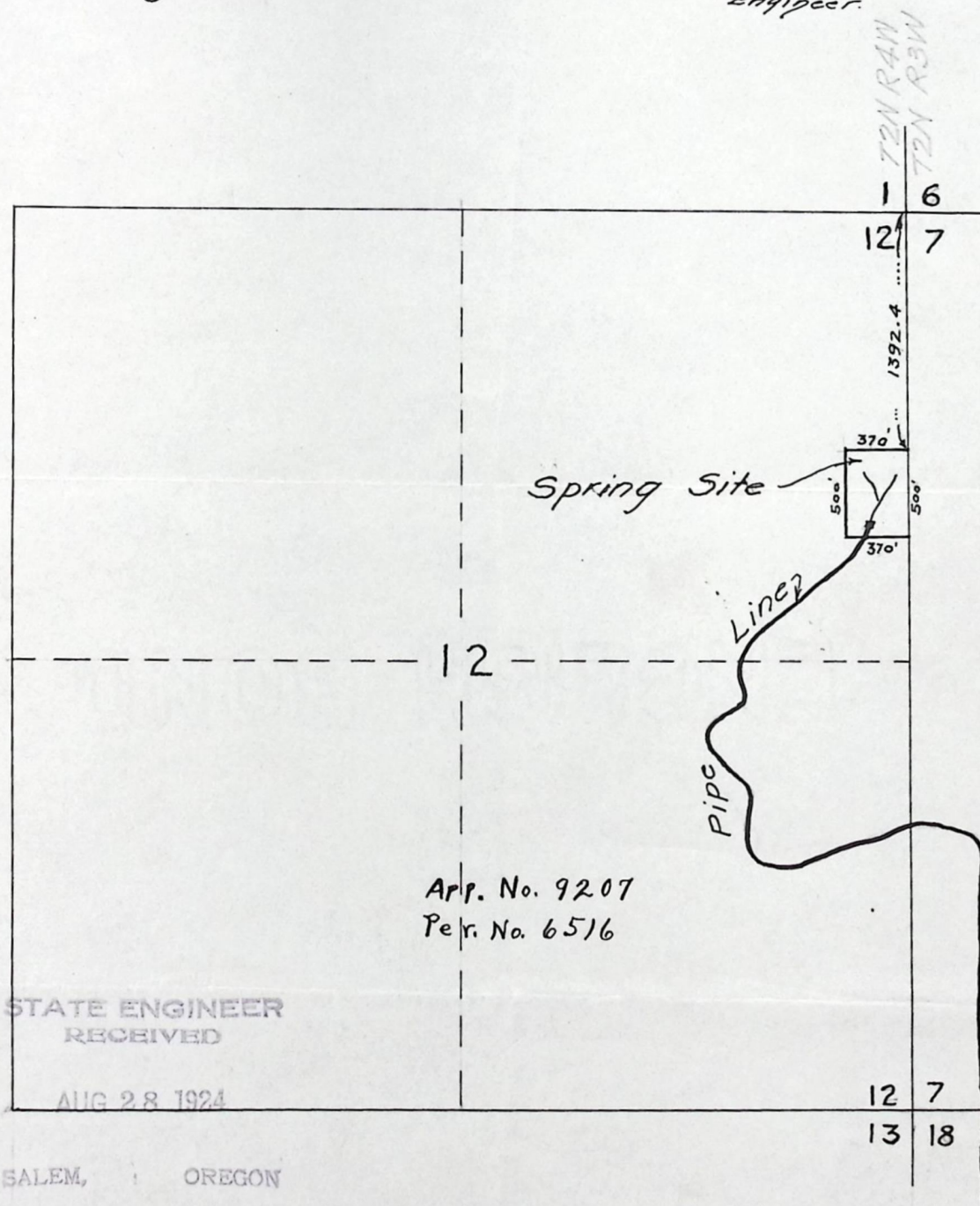
App. No. 9207
Per. No. 6516

9207

Sketch showing
Location of Spring Site For
Water System
Banks, Ore.

June, 1924

Joe H. Pos
Engineer.



Permit No. 6516

County of WASHINGTON

Application No. 9207

Proof of Appropriation of Water

(In accordance with the provisions of Chapter 216, Laws of Oregon for 1909, and the regulations of the State Engineer thereunder.)

From Springs Tributary of Dairy Creek

1. Name City of Banks
2. Postoffice address c/o J. C. Scheulmerick, Mayor,
3. For what purpose is water used? Municipal (0.42 sec.ft.)
4. Did you begin the actual construction of the _____ Ditch,
(or other distributing works described in said permit), on or before Oct. 31, 1929?
- yes
5. Give the date of completion of such construction work June 1, 1924
6. When was all the water completely applied to the proposed use? June 1, 1924
7. 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. In the blank column on the right, headed "No. acres actually irrigated," fill in the number of acres you have irrigated in each of the tracts described.

[illegible]

8. During what months is water beneficially used? all
9. State the character of the soil and kind of crops raised
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, wherein is such map 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
Reservoir has 68 acre
in acre feet

STATE OF OREGON,

County of

Washington } ss.

I, J. C. Schulmerich, Mayor of the City of Banks, Oreg., 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 5th day of January, 1925.

Subscribed and sworn to before me this 5th day of January, 1925.

J. C. Schulmerich
5th day of January, 1925
Claude M. Hultine
 Notary Public for Oregon

My commission expires June 22, 1928

(Notarial Seal)

AFFIDAVIT OF WITNESSES

We, H. L. Jensen, and R. M. Banks
of Banks, Oregon, 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. 6516; 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 appropria-
tion, 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

January, 1925

(Notarial Seal)

Harold L Jensen
R M Banks
Claude M. Hitchcock
Notary Public for Oregon

My commission expires

June 22, 1928

PROOF OF APPROPRIATION

Permit No. 6516

Recording fee paid

Receipt No. 2020

Priority date: Oct. 3, 1923.

STATE ENGINEER
RECEIVED

JAN 12 1925

SALEM OREGON



December 15, 1924.

Mr. J. C. Scheulmerick,
Mayor,
Banks, Oregon.

Dear Sir:

I am enclosing herewith blanks for making final proof of appropriation of water under Permit No. 6516.

After the proof has been carefully filled out and signed before a notary public, it should be returned to this office, accompanied by one dollar for the purpose of recording the final water right certificate in the county records.

The enclosed copy of instructions may be found of value.

Yours respectfully,

H.
Enclosure.

Rhea Luper,
State Engineer.

9207

November 7th, 1924.

Mayor J. C. Scheulmerick,
Banks, Washington Co.,
Oregon.

Dear Sir:- Herewith you will find Application No. 9207, in the name of the City of Banks, being Permit No. 6516, together with map. The application has been approved and recorded in this office.

ER-LA

Rhea Luper,
State Engineer.

Elevation of Spring 990 feet
Elevation of reservoir 495 feet
Capacity of reservoir 200,000 gallons

3301

STATE ENGINEER

OFFICE OF THE STATE ENGINEER

SALEM

October 28th, 1924.

H. J. Atlee, Recorder,
Banks, Washington Co.,
Oregon.

Dear Sir:-

I am in receipt of your letter of recent date, transmitting the additional information required on Application No. 9207, in the name of the City of Banks.

The application will be taken up for approval within a short time and you will be advised if further information is required.

Yours respectfully,

Rhea Luper,
State Engineer.

ER-LA

Elevation of Spring 490 feet
Elevation of reservoir 495 feet
Capacity of reservoir 200,000 gallons

STATE ENGINEER
RECEIVED

October 25th, 1924.

OCT 28 1924

H. J. Atlee, Recorder,
Banks, Washington Co.,
Oregon.

SALEM, OREGON

Dear Sir:-

Enclosed please find official receipt No. 1716 for \$5.00, which amount was transmitted as balance of fees on Application No. 9207, in the name of the City of Banks for permit to appropriate water from certain springs. I am also in receipt of map to accompany the filing.

Upon taking up the application for approval, I note that a small reservoir is to be constructed and we would like to have the capacity of the reservoir. I would also like to know the approximate amount of fall between the spring and the reservoir.

Upon receipt of this information the application will be given further consideration.

Yours respectfully,

Rhea Luper
Rhea Luper,
State Engineer.

ER-LA

Elevation of Spring 990 feet
Elevation of reservoir 495 feet
Capacity of reservoir 200,000 gallons
H. J. Atlee

October 25th, 1924.

H. J. Atlee, Recorder,
Banks, Washington Co.,
Oregon.

Dear Sir:--

Enclosed please find official receipt No. 1716 for \$5.00, which amount was transmitted as balance of fees on Application No. 9207, in the name of the City of Banks for permit to appropriate water from certain springs. I am also in receipt of map to accompany the filing.

Upon taking up the application for approval, I note that a small reservoir is to be constructed and we would like to have the capacity of the reservoir. I would also like to know the approximate amount of fall between the spring and the reservoir.

Upon receipt of this information the application will be given further consideration.

Yours respectfully,

ER-LA Rhea Luper,
State Engineer.

August 29th, 1924.

H. J. Atlee, Recorder,
Banks, Washington Co.
Oregon.

Dear Sir:-

Enclosed please find official receipt No. 1531 for \$3.00, which amount was transmitted with your letter of August 26th as examination fee on Application No. 9207 in the name of the City of Banks. I am also in receipt of map, showing the location of the spring and the pipeline.

I presume it is your intention to complete the application and have it approved at this time. If such is the case, we would be glad to return the application upon request.

Before approving the filing, however, it will be necessary for you to submit a map indicating thereon not only the stream or source of supply, but also the location of the pipeline to the place of use.

I am enclosing a township plat upon which the map may be prepared.

We would also like to know the size of the pipe to be installed. There is an additional fee of \$5 required on the application for municipal purposes.

Trusting you will advise us what action you wish taken in regard to this matter, I am

Yours respectfully,

Rhea Luper,
State Engineer.

ER-LA

August 26, 1924.

Hon. Sam A. Kozer,
Sec. of State,
Salem, Oreg.
My dear Sir:

Enclosed find sketch showing location of the
spring that furnishes the water for the Banks, Oreg. water
system; and Bank Draft No. 24890 \$3.00 to pay for final
filang.

Sincerely yours,

H.J. Atlee,
H. J. Atlee
Recorder.

Respectfully referred to Mr. Rhea Luper,
State Engineer.

SAM A. KOZER,
Secretary of State.

app 9207

STATE ENGINEER
RECEIVED

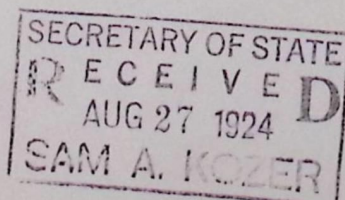
Received Map to accompany App 9207 AUG 28 1924

3⁰⁰ Exam fee

SALEM,

OREGON

ce 1906 w p. 13, 6 14,



9206 Cancelled

9207

September 17, 1958

Department of Engineering
State of Oregon
State Capitol Building
Salem, Oregon

RECEIVED
SEP 18 1958
STATE ENGINEER
SALEM, OREGON

Dear Sirs:

As a member of the City Planning Committee of the city of Banks, I have been asked to find out what water rights the city of Banks holds for their drinking water North and West of the town.

Through an accident a number of years ago, some records and papers were lost by a city recorder so it is necessary for us to get this information as a new building development is going in and water is a factor.

Thank you for this information.

Yours truly,

Thomas E. Chapman

Thomas E. Chapman
Secretary
City Planning Committee
Banks, Oregon

TC:jp

9206
9207

October 7, 1958

Mr. Thomas E. Chapman, Secretary
City Planning Committee
Banks, Oregon

Dear Mr. Chapman:

In response to your letter, the only valid right which we have of record in the name of the City of Banks is that right recorded on Page 5353, State Record of Water Rights Certificates. The certificate confirmed the right to the use of not to exceed 0.42 cubic-foot per second of water from springs in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12 for municipal use in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, Township 2 North, Range 3 West, W.M., under a date of priority of October 3, 1923.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Chris L. Wheeler, Assistant

CJW:eh

9207

Ross Sheeley

Star Route, Box 77B

Banks, Oregon 97106

Oregon State Department of Commerce

Corporation Division

Commerce Building

Salem, Oregon 97310

RECEIVED
OCT 27 1971
STATE ENGINEER
SALEM OREGON

Dear Sirs;

Would certainly appreciate any and all information, either through copies and amendments of incorporation that have been filed through your office concerning the Water District of Banks, Oregon 97106. This is strictly for the possibility of upgrading the water system for the benefit of the people of the city of Banks and some outlying areas and just maybe the merging with another system, through a legal manner of course, and would appreciate any and all information you can give me on this manner as I do realize that you are more than likely far informed on these matters than myself. If there is any billing for these services, please remit same with the communication.

Thanking you for your time and patience on the matter.

Very Sincerely Yours;

Ross Sheeley

RECEIVED
OCT 26 1971
CORPORATION DIVISION

November 9, 1971

Mr. Ross Sheeley
Star Route, Box 77 B
Banks, OR 97106

Dear Mr. Sheeley:

Your letter to the Corporation Division of the State Department of Commerce regarding the water district of Banks was referred to State Engineer. I am not quite sure why this was done as the State Engineer is responsible for the administration of Oregon's Water Law and has no records of articles of incorporation. I suggest you consult the city's attorney for answers to your questions.

You mentioned upgrading the water system so perhaps it is of interest to know that the only right of record for the City of Banks is that evidenced by Certificate recorded at page 5353 State Record of Water Rights Certificates. This Certificate confirmed the right to the use of not to exceed 0.42 cubic feet of water per second from springs for municipal use. This right is restricted to the use of water made by the city prior to the time the proof of appropriation was submitted in 1925. To provide a legal right to the appropriation of water from other source or a greater quantity of water or greater uses than that for which a right exists the city should make application for additional permit.

Very truly yours,

TREVOR JONES
Assistant

TJ:kmp

March 3, 1972

9207

H. A. Mohr & Associates
Civil Engineers
140 North Third Avenue
Hillsboro, OR 97123

ATTENTION: ANDREW M. KLEIN

Gentlemen:

In response to your telephone call of March 2, 1972, regarding use of water from spring in Section 12, Township 2 North, Range 4 West and Section 7, Township 2 North, Range 3 West, for supplying the City of Banks, the only right of record we have is evidenced by the certificate recorded at page 5353, State Record of Water Right Certificates, which was issued to the City of Banks.

Certificate number 5353 evidences a right to the use of 0.42 cubic foot of water per second from springs in the SE 1/4 NE 1/4 of Section 12, Township 2 North, Range 4 West, W. M., for municipal use in the SW 1/4 SW 1/4 of Section 30, Township 2 North, Range 3 West, W. M., under a priority date of October 3, 1923. This right is restricted to the use of water made by the city prior to the time the proof of appropriation was submitted in 1925.

Very truly yours,

WAYNE J. OVERCASH
Assistant

dg

January 12, 1925.

City of Banks,
Mr. J. C. Scheulmerick, Mayor,
Banks, Oregon.

Gentlemen:

This will acknowledge receipt of
final proof of appropriation of water under
Permit No. 6516, together with check for
\$1.00 to cover recording fees.

Official receipt number 2020 is
enclosed covering the above amount.

The proof appears to be in proper
form and will be taken up for approval and is-
suanee of certificate as soon as the same can
be reached.

Yours respectfully,

H.
Enc.

Rhea Luper,
State Engineer.

128
Ross Sheeley
Star Route, Box 77B
Banks, Oregon 97106



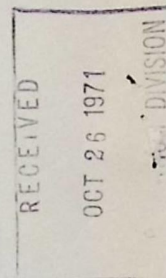
State Water Resources Board

Oregon State Department of Commerce

Corporation Division

Commerce Building

Salem, Oregon 97310



*500 Public
Service Bldg.
Salem, Ore*

9807

Sketch showing
Location of Spring Site for

Water System
Banks on

Jan 1916

1st 1/2
Mile



App. No. 2207
Per. No. 6516

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, City of Banks, Oreg., the holder of Application No. 9207, being
 Permit No. 6516, issued by the State Engineer of the State of Oregon
 (Reservoir or Enlargement) for the appropriation of 42 second-feet of the waters of Spring,
 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 1 day of June, 1924,
 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 5 day of Dec, 1924

Banks Oreg.

(Present Address)

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

J. C. Schulmerich
 (Signature of Applicant)

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

I, City of Banks, Oreg., the holder of Application No. 9207, being
 Permit No. 6516, issued by the State Engineer of the State of Oregon
 (Reservoir or Enlargement) for the appropriation of 42 second-feet of the waters of Spring,
 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 1 day of June, 1924,
 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 5 day of Dec, 1924

Banks Oreg.

(Present Address)

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.

J. C. Schulmerich
 (Signature of Applicant)

Form A

NOTICE OF BEGINNING OF CONSTRUCTION

I, City of Banks, Oreg., the holder of Application No. 9207, being
 Permit No. 6516, issued by the State Engineer of the State of Oregon
 (Reservoir or Enlargement) for the appropriation of 42 second-feet of the waters of Spring,
 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 1 day of Nov, 1923,
 being within the time limitation as fixed in said permit for the beginning of construction work.

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.

IN WITNESS WHEREOF, I have hereunto set my hand this 5 day of Dec, 1924

Banks Oreg.

(Present Address)

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

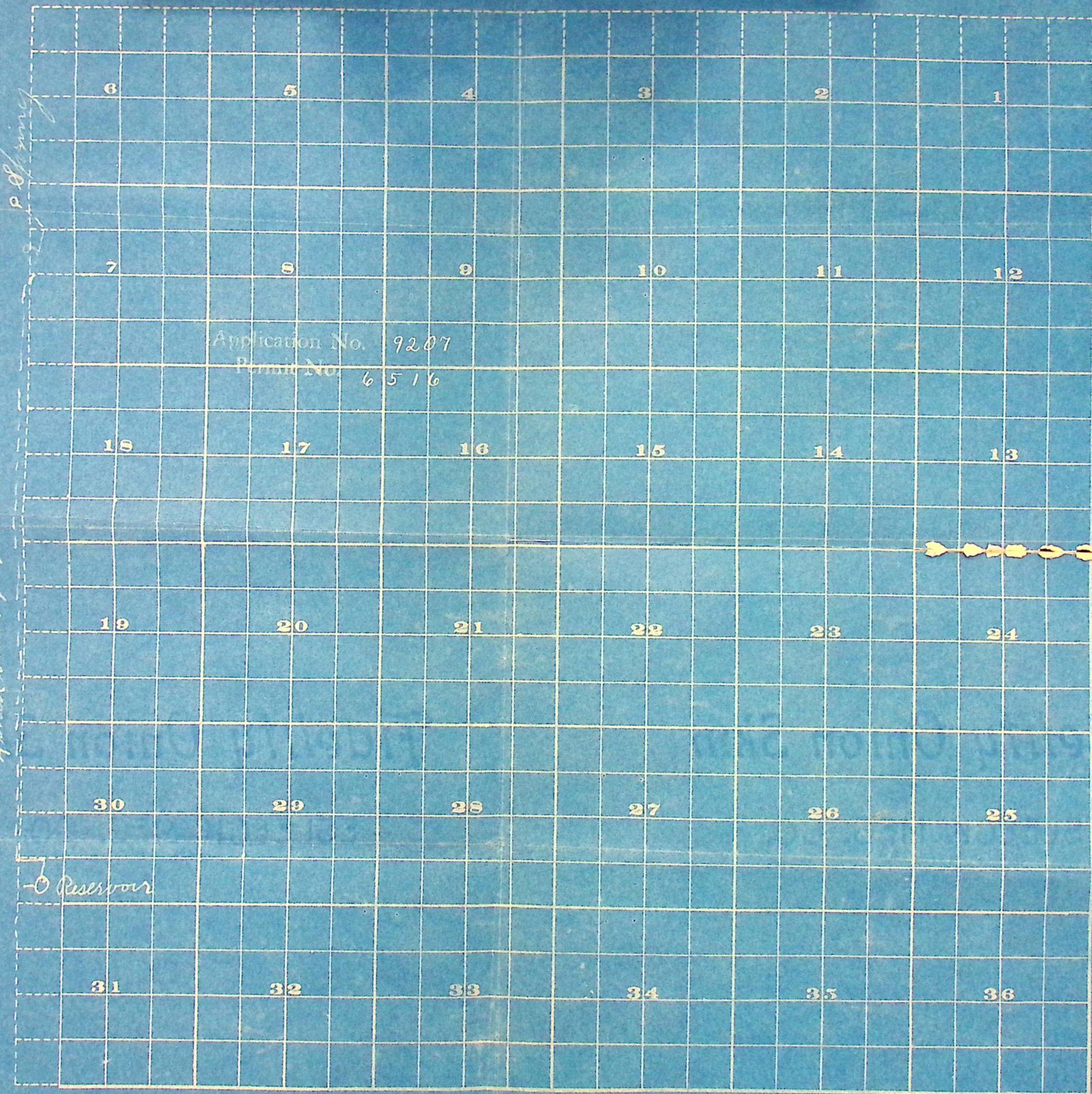
J. C. Schulmerich
 (Signature of Applicant)

70 SP

Township 2 North,

Range 3 West.

70 SP



Hinch wood pipe line

Reservoir

Application No. 9207
Permit No. 6516



Scale of Feet.

Township 2 North, Range 3 West.

	6		5		4		3		2		1
	7		8		9		10		11		12
	18		17		16		15		14		13
	19		20		21		22		23		24
	30		29		28		27		26		25
	31		32		33		34		35		36

Spring

Hick wood pipe line

Reservoir

T. 2 N R. 3 W.
Application No. 9207
Permit No. 6516

