

4

Application No. 3151  
 Permit No. 1741 1740  
 Certificate No. 2078

Name Brookings The Co.  
 By .....  
 Address Brookings Ore.  
 Date filed .....  
 Action suspended until .....

Stream Index, Page No. ....  
 Application Record, Book No. ....

FEES PAID		
Date	Amount	Receipt No.
.....	.....	.....
.....	.....	.....
Total	.....	.....

FEES REFUNDED		
Date	Amount	Check No.
.....	.....	.....

Returned to applicant .....  
 Date completed .....  
 Date of approval .....

**ASSIGNMENTS**

Date	To whom	Address	Volume	Page
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

**REMARKS**

**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. ....

3121

# FERRY CREEK PIPE LINE

**BROOKINGS TIMBER & LUMBER COMPANY**

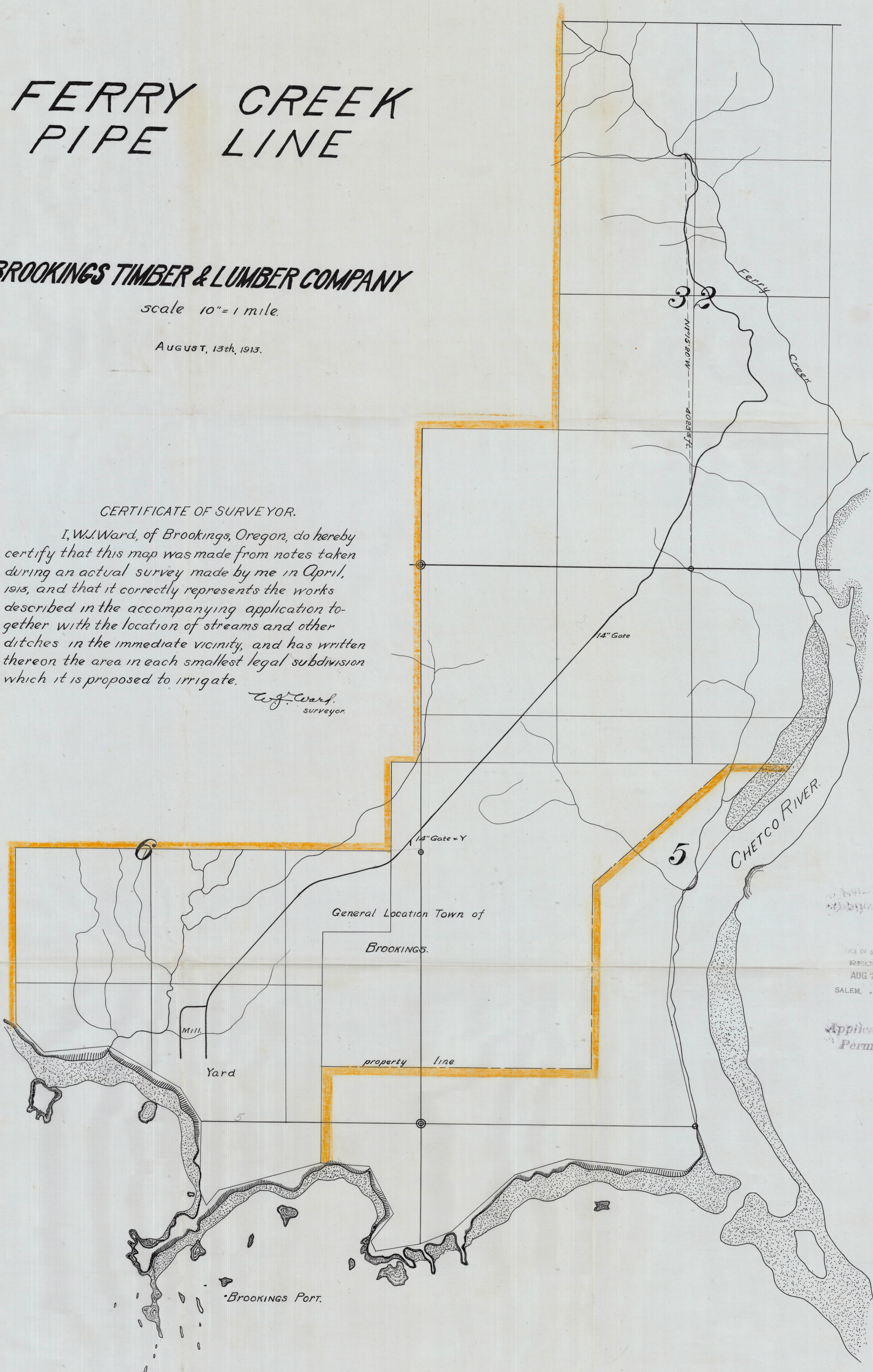
scale 10"=1 mile.

AUGUST, 13th, 1913.

CERTIFICATE OF SURVEYOR.

I, W.W. Ward, of Brookings, Oregon, do hereby certify that this map was made from notes taken during an actual survey made by me in April, 1913, 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, and has written thereon the area in each smallest legal subdivision which it is proposed to irrigate.

*W.W. Ward*  
Surveyor.



3121

RECEIVED  
AUG 22 1913  
SALEM, OREGON

Application No. 3157  
Permit No. 1740

3121



8. During what months is water beneficially used? *All of the year*

9. State the character of the soil and kind of crops raised *Not used for irrigation*

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) *We are planning to increase our storage by raising dam. No change will be made in the pipe line*

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 *To cut few second granted for manufacturing and domestic supply, utilizing a fall of 870 feet. Base for water for municipal and manufacturing purposes*

STATE OF OREGON, }  
County of *Columbia* } ss.  
I, *W. G. Lumber Co*  
*By W. G. Lumber*, 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 *20th* day of *July*, 1916  
*W. G. Lumber Co*  
*By W. G. Lumber*

Subscribed and sworn to before me this *20* day of *July*, 1916  
*G. D. Ford*

(Notarial Seal) Notary Public for Oregon.

My commission expires *May 28-1920*

AFFIDAVIT OF WITNESSES

We, W. A. Black and Ernest L. Slott,

of Brookings, 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. 1746; 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.

[Signature]  
Ernest L. Slott

Subscribed and sworn to before me this 20th day of July, 1916.

[Signature]  
Notary Public for Oregon.

(Notarial Seal)

My commission expires May 31st, 1917.

.....  
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PROOF OF APPROPRIATION

Permit No. 1740

\$ 1.00

fee paid

OFFICE OF STATE WATER ENGINEERS  
FRONT STREET

JUL 28 1916

SALEM, OREGON

Approved: \_\_\_\_\_

Aug 22, 1913

Application No. 3151.

December 18, 1913.

Brookings Timber & Lumber Co.,

Brookings, Oregon.

Gentlemen:-

I am enclosing your Application No. 3151, being Permit No. 1740, which has been approved and recorded in this office. I also enclose one map.

App. No. 3151.

Nov. 22, 1913.

Brookings Timber & Lumber Co.,

Brookings, Oreg.

Gentlemen:-

In accordance with your request of the 17th inst.,  
I am enclosing two application blanks and a copy of our in-  
structions.

Your application No. 3151 has been amended so as to  
read  $7\frac{1}{2}$  second feet instead of one second foot.

Very respectfully,

John H. Lewis,

State Engineer.

PAC/p  
Encl.



3151

# BROOKINGS LUMBER & BOX COMPANY

Brookings, Oregon.

November, 17th, 1913.

JOHN H. LEWIS  
STATE ENGINEER  
Salem, Oregon

John H. Lewis, Esq.,

State Engineer,

Salem, Oregon.

Dear Sir:-

Will you please mail to us some blank forms for filing on water, and for the construction of reservoirs.

We should also like to ammend our application for 1sec. ft. on Ferry Creek, to read 7 1/2 sec. ft. Please advise us concerning the procedure in this matter.

Yours very truly,

Brookings Timber & Lumber Co.

By:

*C. Howard*  
Engineer.

WJW/W.

3157

Aug. 28, 1913.

Brookings Timber & Lumber Co.,

Brookings, Oreg.

Gentlemen:-

Inclosed find my official receipt for \$13.00, which amount was transmitted by your letter of the 19th inst., together with your application for permit to appropriate water, No. 3151. I note that maps are mailed under separate cover. This application will be taken up as soon as same can be reached, and you will be further advised.

Very respectfully,

John H. Lewis,

State Engineer.

PAC-p

Enck.

3151

Brookings Timber & Lumber Co.  
SUCCESSORS TO  
**BROOKINGS LUMBER & BOX COMPANY**

REGISTERED CIVIL ENGINEER  
SALMON  
AUG 22 1913  
OREGON

Brookings, Ore., Aug. 19, 1913.

Mr. John H. Lewis, State Eng'r.,  
Salem, Ore.

Dear Sir:

Enclosed you will find application for permit to appropriate water, and check to your order for \$13.00 distributed as follows: Fee for examining application \$3.00, for filing and recording for manufacture and domestic water at \$5.00, each, \$10.00.

Under separate cover we are mailing you map in duplicate showing the location of the Ferry Creek pipe line, and also blue print of the profile of same.

Please advise us if any corrections should need to be made, and oblige,

Yours very truly,

*W. J. Ward*

wjw/egb

## NOTICE OF COMPLETION OF CONSTRUCTION

I, Brookings Timber & Lumber Co., holder of Application No. 3151, being

..... Permit No. 1740, issued by the State Engineer of the State of Oregon,  
(Reservoir or Enlargement.)

for the appropriation of 7 1/2 second feet of the waters of Ferry 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 31st day of March, 1914,  
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 7th day of May, 1914.

Brookings, Curry County, Oregon.  
(Present Address.)

BROOKINGS TIMBER & LUMBER CO.

(Signature of Applicant.)

By W. J. Ward, Chief Eng.

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.

NOTICE OF BEGINNING OF CONSTRUCTION

We, The Brookings Timber & Lumber Co., the holder of Application No. 3151, being  
Permit No. 1740, issued by the State Engineer of the State of Oregon,  
(Reservoir or Enlargement.)

for the appropriation of 7 1/2 second feet of the waters of Ferry Creek, Curry County, Ore.,  
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 April day of 1913,  
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 pipe line and diversion dam are now completed  
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 21st day of Dec 1913  
Brookings, Oregon Brookings Timber & Lumber Co.  
(Present Address.) (Signature of Applicant.)  
Co. Edward  
Chief Engr.

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

12/18/1914 - 6/11/15 - 10/11/16  
OFFICE OF STATE WATER BOARD  
RECEIVED  
DEC 29 1913  
SALEM, OREGON

June 1, 1918.

C and O Lumber Company

Brookings, Oregon.

Gentlemen:

Proofs of appropriation of water under Reservoir permits No. 408 and Permit No. 1740, together with \$1.00 to cover recording fee, have been received and filed in this office.

These proofs appear to be in proper form and will be presented to the Board at its next meeting for approval and issuance of final water right certificates.

Yours very truly,

R. W. Potter,  
Secretary.

GB.

March 18, 1918.

C & O Lumber Company.

Brookings, Oregon.

Gentlemen:

I am in receipt of yours of the 13th., with reference to answering question 13 in your proof of appropriation under permit No. 1740. Inasmuch as "Beneficial use is the basis, the measure and the limit of water rights in this State", it would seem that you could not make proof under the law and procure a water right certificate for more water than the amount that has been actually put to beneficial use. You will understand, however, that the limitation placed upon your right will be for a continuous flow of water, and in view of the fact that the water will probably not be used continuously, a much larger amount could be used for a shorter period of time in cases of emergency; or in other words, to follow the practice similar to that of irrigators who, in order to obtain a larger head of water, use a much greater volume than that to which they are entitled for a correspondingly shorter period of time. Therefore, I think that if you will make proof on the amount of water that has actually been used, say  $2\frac{1}{2}$  or 3 second feet, you will be able to secure an ample supply of water at all times, and even to release water to the full capacity of your pipe line at various times, without exceeding the limitations of your water right certificate.

However, I notice by your permit that your water right covers, at least in part, uses for municipal supply. If such is the case, I believe you could make proof under this permit, if you so desire for a larger amount of water than that which has been used up to this time, as under the law, cities and towns are given considerable latitude in acquiring water rights, in order that provision may be made for growth of population and cases of emergency. The Section of the law to which I refer is Chapter 279, Session Laws of Oregon for 1913. I am of the opinion that if the water is used for municipal purposes you could secure, under this law, a right to the full extent of your permit.

As mentioned to you before, a personal inspection of the works must be made by the Board's Engineer before the final water right certificate can be issued, on all appropriations of more than 3 second feet. If, however, the issuance of the certificate is delayed on this account your right would not be jeopardized in any way.

Yours very truly,

R. W. Potter,  
Secretary.



## C AND O LUMBER COMPANY

MILLS - BROOKINGS, OREGON  
YARDS - SAN FRANCISCO, CALIFORNIA

OFFICE OF STATE WATER BOARD

RECEIVED

MAR 16 1918

SALEM, OREGON.

BROOKINGS, OREGON

March 13, 1918.

State Water Board,  
Salem, Oregon.

Gentlemen:

We have received your letter of March 6th, enclosing proff of appropriation of water under reservoir permit #408, and also return proof under your permit #1740 for further information.

Under application 3151 - permit 1740, we applied for an appropriation for  $7\frac{1}{2}$  second feet for the water of Ferry Creek. It was our intention, at that time to complete the reservoir in substantially the form and size in which it now is. Our pipe line was designed for a capacity of  $7\frac{1}{2}$  second feet. This is far more than the average flow of Ferry Creek. In fact, it closely approaches the flood flow of this stream. We have gauge readings from which we can determine the average flow of Ferry Creek, but we figure the same to be about three quarters of a second foot throughout the year. Our pipe line was designed in its present size to handle any rush needs in case of fire, etc. We figured with our storage and the flow of the creek, it would be well to apply for an appropriation covering this amount.

Our average actual usage has never been gauged. In town and manufacturing plant, however, we are using approximately 250,000 gallons for 24 hours, or about one-third of a second foot. Emergencies might arise, however, at any time when we would require the full flow and as we add to our manufacturing plant, we are likely to increase the amount of water used, to possibly three or four times this amount. Thus, in answering question #13 in the proof of appropriation, we feel that we are justified in stating that we are using the full amount of the water applied for.

In passing we may say that we own all of the land covered by this reservoir and stream, save about 60 acres on the extreme upper reaches of the creek.

FRANK D. STOUT  
PRES. & TREAS.  
McCORMICK BLDG.  
CHICAGO, ILL.

WILLIAM CARSON  
1ST VICE-PRESIDENT  
BURLINGTON, IA.

JOHN S. OWEN  
SECRETARY  
EAU CLAIRE, WIS.

JAMES H. OWEN  
VICE-PRES. & MANAGER  
BROOKINGS, ORE.

WALTER DUB. BROOKINGS  
VICE-PRES. & SALES MGR.  
SAN FRANCISCO, CAL.



July 28, 1916.

C & O Lumber Co.

Brookings, Oregon.

Gentlemen:-

Proof of appropriation of water under permit No. 1740, 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 State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

RS.



# C AND O LUMBER COMPANY

BROOKINGS

July 26, 1916

STATE WATER BOARD  
Salem, Ore.  
Gentlemen:--

We are enclosing herewith proof of appropriation of water under permit #1740, together with check to your order for \$1.00 to cover the recording fee on the issuances of the certificate.

You will note the original permit runs to the Brookings Timber & Lumber Co. The proof, however, is made in the name of the C & O Lumber Co. Change of the name of the Company from the Brookings Timber & Lumber Co. to the C & O Lumber Company is on file in the Records of the State.

Very truly yours,

C AND O LUMBER COMPANY

BY W. J. Carr

WJW-C  
R.  
Encl. 2

July 14, 1916.

Brookings Timber & Lumber Co.

Brookings, Oregon.

Gentlemen:-

I am enclosing blank for proof of appropriation of water under permit No. 1740 which you will please fill out and return to this office, together with \$1.00 to cover recording fees and the matter will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

CB.

## NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

*we* *The C. & C. Lumber Co.*  
 & *Successors to the Brookings Lumber & Lumber Co.*, the holder of Application No. *3151*, being

*Appropriation* Permit No. *1740*, issued by the State Engineer of the State of Oregon  
 (Reservoir or Enlargement.)

for the appropriation of *7 1/2* second feet of the waters of *Ferry 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 *31st* day of *May*, 19*16*,  
 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 subsequent

.....  
 appropriators may have notice.

.....  
 IN WITNESS WHEREOF, *we* have hereunto set *our* hand this *21st* day of *June*, 19*16*.

*Brookings, Oregon.*  
 (Present Address.)

*C. & C. Lumber Co.*

(Signature of Applicant.)

*W. J. Ward, Supt.*

June 23, 1916.

The C & O Lumber Company.

Brookings, Oregon.

Gentlemen:-

Acknowledgement is made of the receipt of Forms B in connection with permit No. 1933 and reservoir permit No. 266, also form C in connection with permit No. 1740.

In due course, proof of appropriation of water under permit No. 1740 will be taken by the State Water Board, and final water right certificate issued thereafter in accordance with such proof.

I am enclosing blanks as requested by you.

Very respectfully,

Secretary.

CB.



# C AND O LUMBER COMPANY

BROOKINGS Ore.  
June 21, 1916.

State Water Board,  
Salem, Ore.

Gentlemen:

Enclosed herewith please find Form B in connection with permit No. 266, Form B in connection with Permit No. 1933, and Form C in connection with Permit 1740.

The permit is signed by the C and O Lumber Co. You will note from your records that these permits and the attending applications were issued to the Brookings Timber & Lumber Co. The C and O Lumber Co. are successors of the Brookings Timber & Lumber Co. and the certified copy of the change of name from the Brookings Timber & Lumber Co. to the C and O Lumber Co is on file with the Secretary of State in Salem, Ore.

You will note in Permit No. 1740 we now desire to construct a reservoir for the storage of water in Ferry Creek and request that you forward blanks covering this application.

Very truly yours,

C AND O LUMBER CO.

By

*W. J. Ward*  
Supt.

WJW/D

*Send 165 Blanks & Secondary  
Send 100 Blanks. Permit should be  
assgd in this office 100*