

WALLOWA MOUNTAIN ENGINEERING

P.O. BOX 266

ENTERPRISE, OREGON 97828

(503) 426-4085

December 23, 1994

RECEIVED

DEC 27 1994

WATER RESOURCES DEPT.
SALEM, OREGON

Oregon Water Resources Dept
Commerce Bldg
158 12th St NE
Salem, Oregon 97310

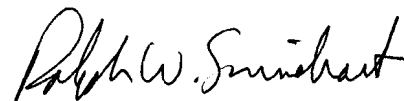
Attn: Don Knauer

Re: SWR 368-375

Dear Mr. Knauer,

You have requested a reproducible mylar copy of the map which I prepared for Fred Wilsey's water right application. I am enclosing of copy of the map for your use.

Sincerely,



Ralph W. Swinehart, CWRE

cc: Fred Wilsey

SITE REPORT FOR WILSEY RANCH
PRE-1909 WATER RIGHT APPLICATION

DEC 20 1993
WATER RESOURCES DEPT.
SALEM, OREGON

for

Fred Wilsey Ranch
81909 Flora Lane
Enterprise, Oregon 97828
Phone 426-7737
WRD File Numbers SWR-368 thru 375

A site inspection of the water uses was made by me, Ralph W. Swinehart, on November 9, 1993. Ground was lightly covered with snow at time of inspection. The water uses applied for are from 8 springs on the ranch, which flow off the property to drainages of the Grande River at least part of the year, according to the owner.

368
Spring No. 1 consists of a 3 ft diameter concrete pipe cistern in a field, which has a 1 inch pipe running northeasterly to an old trough at the edge of the field. The trough was not connected at this time and the area around the end of the pipe was swampy. Flow could not be determined at this time.

Spring No. 2 serves the main ranch house complex. It consists of an 8 ft long by 6 ft wide concrete cistern in a fenced off section of pasture. There was about 4 ft of water in the cistern at this time, but no overflow. A pipe runs northwesterly to the main house, which is at a slightly lower elevation. A 3/4 hp Jacuzzi pump rated at 12 gpm at 40 psi is located in the basement of this house. This house has a 100 ft by 125 ft yard (.3 ac) which is irrigated from the spring. The spring presently serves as a supplemental water source to this house, which also has a domestic well as its primary water supply. The cistern also contains a 3/4 hp submersible pump rated at 12 gpm and 40 psi, which supplies water to a mobile home southwesterly from the cistern. This home has a 90 ft by 145 ft (.3 ac) yard and garden which is irrigated from this spring as its sole supply.

Spring No. 3 has a small pond built over it. The pond is about 40 ft wide by 110 ft long and is 4 ft deep. It can store about .2 acre ft. This pond is used for stock water. There is evidence of a house site southwest of the present pond, which originally used water from this spring before the pond was built.

DEC 20 1993
WATER RESOURCES DEPT.
SALEM, OREGON

Spring No. 4 has a small pond built over it. The pond is triangular shaped with a dam about 150 ft wide; the pond is about 150 ft long, has a maximum depth of about 6 ft, and stores about .5 acre ft. There are remnants of an old house southwest of the pond, which formerly used water from this spring before the pond was built.

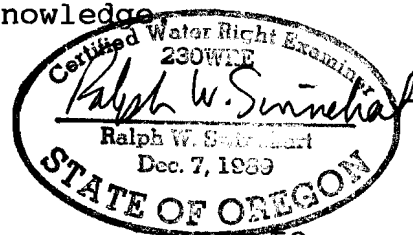
Spring No. 5 has a small pond built over it. The pond is about 70 ft wide and 100 ft long, is about 4 ft deep, and stores about .2 ac. ft. There are remains of an old house west of this pond which formerly used this spring as its water supply.

Spring No. 6 is about 33 ft from an old house which is still standing, and 69 ft from a power pole. It flows 2 gpm in November and is used only for stock water at the present time, although it formerly was the water supply for this house, which is no longer occupied.

Spring No. 7 has a pond built over it which is 45 ft wide, 100 ft long, 6 ft deep, and stores about .2 ac. ft. There are several old homestead buildings and an orchard in the vicinity which formerly used this spring as water supply. Present use of the spring is for stock water.

Spring No. 8 is located about 25 ft from an old homestead smokehouse. The remainder of the homestead building are no longer existing. This spring formerly provided water for a house, livestock, and orchard on this site. There is an old log trough near the spring which was formerly filled by the spring. Current stock water use is directly from the spring area, which flows about 1 gpm in late season.

This final proof survey and inspection of the use for a Pre-1909 water right application was completed by me on November 9, 1993 and the facts contained in this report and accompanying final proof map are correct to the best of my knowledge.



I (we), FRED & Evelyn Wilsey agree to the findings of the CWRE and do submit this site report and map as my claim of beneficial use as provided under the terms and conditions of my Pre-1909 water right application.

Fred Wilsey
Evelyn Wilsey

RE: SWR-368 Thru SWR-375

11/12/93

Dear Mr. Krauer

Mr. Swinehart came out
& look over our spring this
week & said he would have
the maps to you by the
end of this year.

Sincerely
Cecily Wiley

RECEIVED

NOV 15 1993

WATER RESOURCES DEPT.
SALEM, OREGON

Fred & Cecily Wiley
81909 Flora Ln.
Centerville, Or. 97108

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DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

12/28/92

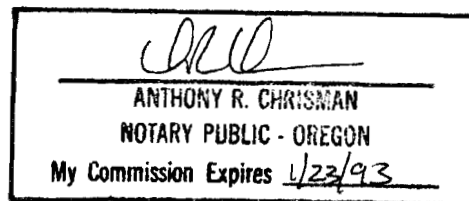
I, Esther Lampkins, was born Jan. 24, 1898 and knew these homesteads. As everyone had 2 horses or more and two or more cows and a few pigs, these springs were all developed for domestic & livestock use. As these people left their homesteads & sold out to surrounding neighbors, most of the springs were then used for livestock.

The Edlman Homestead Spring is still being used for domestic & livestock.

Esther Lampkins

State of Oregon
County of Walla

This instrument was acknowledged before me on December 28, 1992
by ESTHER LAMPKINS.



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DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

720 E-01-C

Geo. D. Barnard & Co., Blank Book Manufacturers, Printers, Lithographers and Stationers, St. Louis, Mo.

The United States of America.

Homestead Certificate No. 2995
Application 4439

To all to Whom these Presents shall Come—Greeting:

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Le Grand, Oregon whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of James H. Bingham has been established and duly consummated, in conformity to law, for the

For the South West quarter of Section Twenty Two in Township five North of Range forty four. East of Willamette Meridian in Oregon containing one hundred and sixty acres

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General:

NOW, KNOW YE, That there is, therefore, granted by the United States unto the said

James H. Bingham the tract of Land above described:

TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said James H. Bingham and to his heirs

and assigns, forever; subject to any vested and accrued water rights for mining, agriculture, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein, or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

IN TESTIMONY WHEREOF, I, Grover Cleveland President of the United States of America, have caused these Letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the Twenty ninth day of February, in the year of our Lord one thousand eight hundred and Ninety five, and of the Independence, of the United States the one hundred and Nineteenth

BY THE PRESIDENT: Grover Cleveland

By M. M. Kean Secretary.

Recorded Vol. 7 Page 331 L. D. L. Lamar Recorder of the General Land Office

Filed for Record at 10 o'clock A. M. January 7 A. D. 1896, and recorded at the request of

By L. J. Rouse Deputy.

County Clerk

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP yes NAME Grange Power # 8 UNADJUDICATED AREA ? yes
RECEIPT # 95820 S W R NUMBER 368
CHECK ENCLOSURES yes PRELIMINARY DATA BASE ENTRY DWB
ACKNOWLEDGEMENT LETTER yes ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION ACR

FORM REVIEW

_____ blanks filled in
_____ signed
_____ date received stamped

\$200 FESS

MAP REVIEW

✓ source and trib
✓ diversion point location
✓ conveyances (pipes, ditch, etc.)
✓ place of use
_____ scale
✓ township, range, section
✓ north arrow
✓ CWRE stamp
✓ disclaimer
✓ date survey was performed
✓ P.O.B. of survey
✓ dimensions and capacity of diversion system
_____ "beneficial use" type title
#14 _____ "permanent-quality" paper

WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____
FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____
ENTER ON PLAT CARDS _____

December 28, 1994

WATER
RESOURCES
DEPARTMENT

RALPH SWINEHART
PO BOX 266
ENTERPRISE OR 97828

re: SWR-368-375

Dear Mr Swinehart,

This will acknowledge the receipt of the map you submitted in support of the pre-1909 vested water right claim in the name of ~~TOM L FRANK~~. I have added it to the file. Thank you for your attention to this matter. *Wilsey*

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

cc: Fred & Evelyn Wilsey

j:\w\slc\3\swr-0368.006thru0375.006



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

December 22, 1993

WATER
RESOURCES
DEPARTMENT

RALPH SWINEHART
PO BOX 266
ENTERPRISE OR 97828

RE: SWR-368 THRU SWR-375

Dear Mr Swinehart,

I received a copy of the map you prepared in support of the pre-1909 vested water right claim in the name of FRED & EVELYN WILSEY. I am requesting the mylar or permanent quality linen original for the file.

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\3\SWR-0368.005



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

May 11, 1994

TO: WATER RIGHT EXAMINERS

FROM: DON KNAUER

SUBJECT: PRE-1909 VESTED WATER RIGHT CLAIM MAPS

Alright you guys, this is a test, DO YOU KNOW WHAT TIME IT IS? The answer is, it's time to get the maps, reports, answers, mylars and all that kind of stuff back to the Water Resources Department. There's talk around the office of putting together a "map-patrol" with a tough leader to travel around and retrieve the required documents.

You may remember, I reviewed maps for compliance with Oregon Revised Statutes and Oregon Administrative Rules submitted to support pre-1909 vested water right claims. For the past few months and up to a year ago I have returned maps, requested mylars, asked for clarification, and asked for reports. Some of these files are getting stale.

It is very important that you give me something, preferably the map, mylar, report, etc. but at minimum you must give me a submittal date. The review of the files cannot be completed without the map, report, etc. It is a detriment to the claimant, your client, for this issue to go unresolved.

If you need copies of anything in the files, just let me know. I have hand written below the file numbers of those I returned to you. The toll free number is 1-800-624-3199.

j:\wp51\swr\claimant\cwrememo.94

SWR- 379 BALON
- 460 MOORE
- 360 BARKLOW
- 368 then 375 WILSEY

December 22, 1993

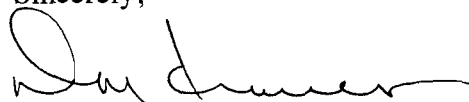
FRED & EVELYN WILSEY
81909 FLORA LANE
ENTERPRISE OR 97828

RE: SWR-368 THRU SWR-375

Dear Mr & Mrs Wilsey,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the your names. I have added the map to the file. Thank you for your attention to this matter. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\3\SWR-0368.004



November 2, 1993

WATER
RESOURCES
DEPARTMENT

FRED & EVELYN WILSEY
81909 FLORA LANE
ENTERPRISE OR 97828

RE: SWR-368 THRU SWR-375

Dear Mr and Mrs Wilsey,

I am in the process of reviewing the maps supporting claims to pre-1909 vested water rights. I find the map you submitted with your claim does not meet the statutory and administrative rule requirements. I am sending a copy of a letter I sent to Ralph Swinehart on March 18, 1993. I have not received a reply to my letter. I cannot process your claim without the required map. Would you please give me an anticipated map submittal date?

If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\3\SWR-0368.002-
.003



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

March 18, 1993

RALPH SWINEHART
PO BOX
ENTERPRISE OR 97828

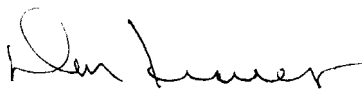
RE: Surface Water Registration Map

Dear MR SWINEHART,

FRED & EVELYN WILSEY has indicated to the Oregon Water Resources Department (WRD) that you have been hired to prepare the claim of beneficial use map for their Surface Water Registration Statement. Would you please inform me of your anticipated schedule of map preparation and submission to the WRD.

Please mark all correspondence related to this claim with the file number SWR-368.

Sincerely,



Don Knauer
Adjudication Specialist

C:\WP51\SWR\CLAIMANT\SWR-0368.002



March 18, 1993

FRED & EVELYN WILSEY
81909 FLORA LANE
ENTERPRISE OR 97828

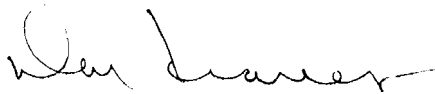
Dear MR & MRS WILSEY,

This will acknowledge that your Surface Water Registration Statement in the name of FRED & EVELYN WILSEY has been received by our office. The fees in the amount of \$1800.00 have been received and our receipt #95820 is enclosed. Your registration statement has been numbered SWR-368.

Our office will review your form and map in the near future. If necessary we will schedule a meeting with you that will include a site inspection. If there are problems with your form we are usually able to take care of them during our visit. We will be able to answer any questions you might have about the adjudication process at that time.

Please feel free to contact this office if you have any questions.

Sincerely,



Don Knauer
Adjudication Specialist

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0368.001



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

STATE OF OREGON
WATER RESOURCES DEPARTMENT
RECEIPT # 95820 3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455/378-8130 (FAX)

RECEIVED FROM: Fredor Evelyn Wilsey APPLICATION
BY: _____ PERMIT
TRANSFER

CASH: ☐ CHECK: # 92-6 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1800.

01-00-0 WRD MISC CASH ACCT

842.010 ADJUDICATIONS
831.087 PUBLICATIONS/MAPS
830.650 PARKING FEES Name/month
OTHER: (IDENTIFY)

\$ 1800.
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

COST CENTER AND OBJECT CLASS

VOUCHER #

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001 COPY FEES
850.200 RESEARCH FEES
880.109 MISC REVENUE: (IDENTIFY)
520.000 OTHER (P-6): (IDENTIFY)

\$
\$
\$
\$

WATER RIGHTS:

842.001 SURFACE WATER
842.003 GROUND WATER
842.005 TRANSFER

EXAM FEE
\$
\$
\$
EXAM FEE
\$
\$

842.002
842.004
842.006

RECORD FEE
\$
\$
\$

WELL CONSTRUCTION

842.022 WELL DRILL CONSTRUCTOR
842.016 WELL DRILL OPERATOR
LANDOWNER'S PERMIT

EXAM FEE
\$
\$

842.023
842.019
842.024

LICENSE FEE
\$
\$
\$

06-00-0 WELL CONST START FEE

842.013 WELL CONST START FEE
MONITORING WELLS

\$
\$

CARD #
CARD #

45-00-0 LOTTERY PROCEEDS

864.000 LOTTERY PROCEEDS

\$

07-00-0 HYDRO ACTIVITY

LIC NUMBER

842.011 POWER LICENSE FEE(FW/WRD)
842.115 HYDRO LICENSE FEE(FW/WRD)

\$
\$

\$
\$

HYDRO APPLICATION

\$

RECEIPT # 95820

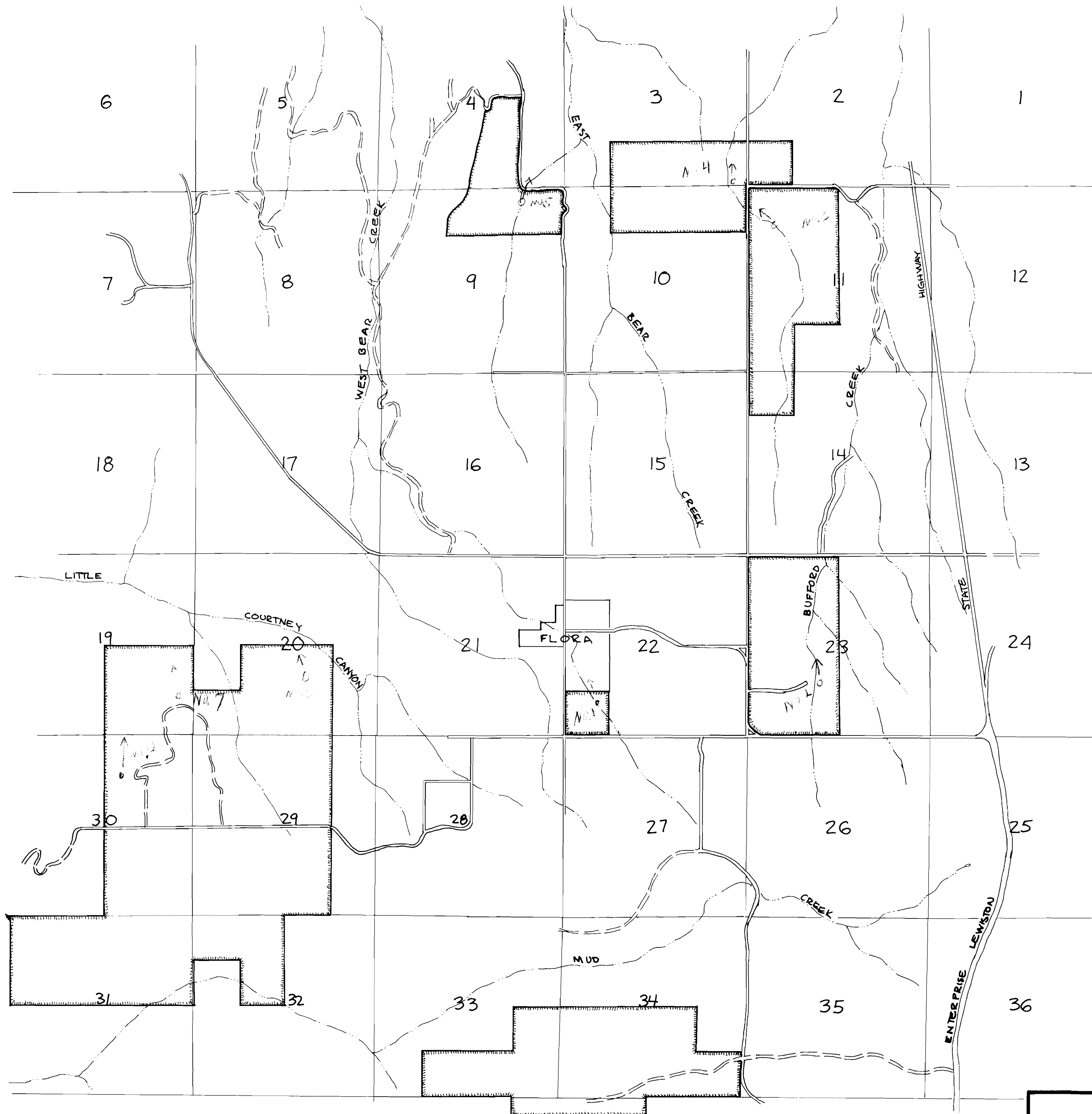
DATED: 12-31-92 BY: D. Bushnell

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

RECEIVED

DEC 8 1992

WATER RESOURCES DEPT
SALEM, OREGON



MAP BASED ON WALLOWA
COUNTY ASSESSOR MAP

1"=2000'
T5N, R44E

WALLOWA COUNTY

FRED WILSEY RANCH
FLORA, OREGON
PRE 1909 WATER RIGHT APPL.