

# 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

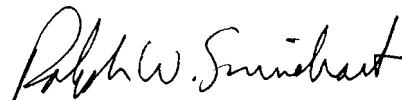
Attn: Don Knauer

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

DEC 20 1993  
WATER RESOURCES DEPT.  
SALEM, OREGON

SITE REPORT FOR WILSEY RANCH  
PRE-1909 WATER RIGHT APPLICATION

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.

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

Page 2, Wilsey Ranch

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.

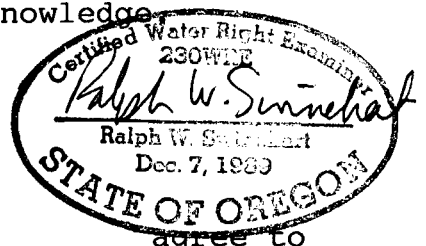
Spring No. 5 has a small pond built over it. The pond is about 70 ft wide and 100 ft long, is about 4 ft deep, and stores about .2 ac. ft. There are remains of an old house west of this pond which formerly used this spring as its water supply.

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 11/2/93

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 Helwig

**RECEIVED**

NOV 15 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

Jack & Cecily Helwig  
81909 Flora Ln.  
Centerville, Or. 97128

RECEIVED

DEC 30 1992

# The United States of America.

WATER RESOURCES DEPT.  
SALEM, OREGON

Homestead Certificate No. 3812  
Application 5731

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 La Grande, 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 Eduard Neath

has been established and duly consummated, in conformity to law, for the

north half of the north East quarter, the south west quarter of the north East quarter and the north west quarter of the south East quarter of Section thirty in Township five north of Range forty four East of sixteenth Meridian in Oregon containing one hundred and sixty acres.

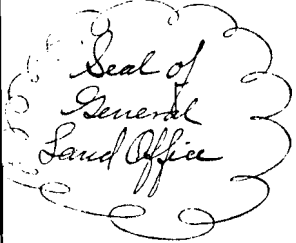
according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General:

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

Eduard Neath the tract of Land above described:

TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said Eduard Neath 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 pene'rate or intersect the premises hereby granted, as provided by law. And there is excepted from the lands hereby granted a right of way through for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, William McKinley 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 nineteenth day of September, in the year of our Lord one thousand eight hundred and ninety eight, and of the Independence, of the United States the one hundred and twenty third.

BY THE PRESIDENT: William McKinley

By E. M. McLean Secretary.

Recorded Vol. 4 Page 327 C. C. Brunk Recorder of the General Land Office

Filed for Record at 8 o'clock A. M. March 8 A. D. 1901, and recorded at the request of Eduard Neath

By C. C. Brunk Deputy. County Clerk

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP check NAME Grass house # 2 UNADJUDICATED AREA ? YES  
RECEIPT # 95820 S W R NUMBER 375  
CHECK ENCLOSURES check PRELIMINARY DATA BASE ENTRY check  
ACKNOWLEDGEMENT LETTER check ENTER ON STREAM INDEX \_\_\_\_\_  
CHECK QUADRANGLE MAP \_\_\_\_\_ CHECK GLO PLATS \_\_\_\_\_  
WATERMASTER CHECKLIST \_\_\_\_\_ PUBLIC NOTICE PUBLICATION check

FORM REVIEW

\_\_\_\_\_ blanks filled in  
\_\_\_\_\_ signed  
\_\_\_\_\_ date received stamped

\$ 200 - FRES

MAP REVIEW

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

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

December 28, 1994

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WATER  
RESOURCES  
DEPARTMENT

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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\slcl3\swr-0368.006thru0375.006



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Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(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 deterrent 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

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:\WAS\C\3\SWR-0368.005



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

December 22, 1993

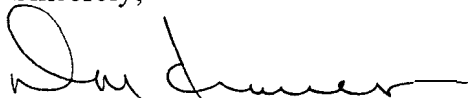
FRED & EVELYN WILSEY  
81909 FLORA LANE  
ENTERPRISE OR 97828

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\13\SWR-0368.004

375



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:\WS\C13\SWR-0368-002  
375003



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-375.

Sincerely,

Don Knauer  
Adjudication Specialist

C:\WP51\SWR\CLAIMANT\SWR-0375.002



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

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-375.

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-0375.001



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

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

RECEIPT # 95820

RECEIVED FROM: Frederic Evelyn Wilsey APPLICATION

BY: \_\_\_\_\_ PERMIT

TRANSFER

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

TOTAL REC'D \$ 1800.-

200/  
#375

01-00-0 WRD MISC CASH ACCT		
842.010	ADJUDICATIONS	\$ <u>1800.-</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
_____	OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

CASH ACCT. \$

COST CENTER AND OBJECT CLASSIFICATION VOUCHER #

03-00-0 WRD OPERATING ACCT			
<b>MISCELLANEOUS:</b>			
840.001	COPY FEES		\$
850.200	RESEARCH FEES		\$
880.109	MISC REVENUE: (IDENTIFY)		\$
520.000	OTHER (P-6): (IDENTIFY)		\$
<b>WATER RIGHTS:</b>			
842.001	SURFACE WATER	EXAM FEE \$	842.002 RECORD FEE \$
842.003	GROUND WATER	\$	842.004 \$
842.005	TRANSFER	\$	842.006 \$
<b>WELL CONSTRUCTION</b>			
842.022	WELL DRILL CONSTRUCTOR	EXAM FEE \$	842.023 \$
842.016	WELL DRILL OPERATOR	\$	842.019 \$
	LANDOWNER'S PERMIT		842.024 \$

06-00-0 WELL CONST START FEE			CARD #
842.013	WELL CONST START FEE	\$	
	MONITORING WELLS	\$	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

