

Name Oregon State Game Commission

By

Address 1634 S.W. Alder

Portland, Oregon 97205

Date filed April 30, 1962

Priority April 30, 1962

Action suspended until

Returned to applicant

Date of approval September 5, 1962

### CONSTRUCTION

Date for beginning September 5, 1963

Date for completion October 1, 1964

Extended to

Date for application of water October 1, 1965

Extended to

### PROSECUTION OF WORK

Form "A" filed

Form "B" filed Started

Form "C" filed November 24, 1962

### FINAL PROOF

Blank mailed MAY 14 1963

Proof received

Date certificate issued JUNE - 1963

Application No. 32597

Permit No. 28109

Certificate No. 30962

Stream Index, Page No. 15-781

See also: R-37595

R-37596

### ASSIGNMENTS

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

### REMARKS

0.5 c.f.s. from an unnamed drainageway and Whetstone Borrow Reservoir for wildlife propagation within the reservoir.  
(Subject to S.W.R.B. Policy Statement)

### FEES PAID

| Date    | Amount        | Receipt No. |
|---------|---------------|-------------|
| 4-30-62 | \$20.00       | 33647       |
| 5-22-63 | \$1 Cert. Fee | 38171       |

### FEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
|      |        |           |

W.R.I.S.  
Assembled 7-29-85 by [Signature]  
Entered by —  
Verified by —

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. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

**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, when all of the water has been applied.

Application No. 37597

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

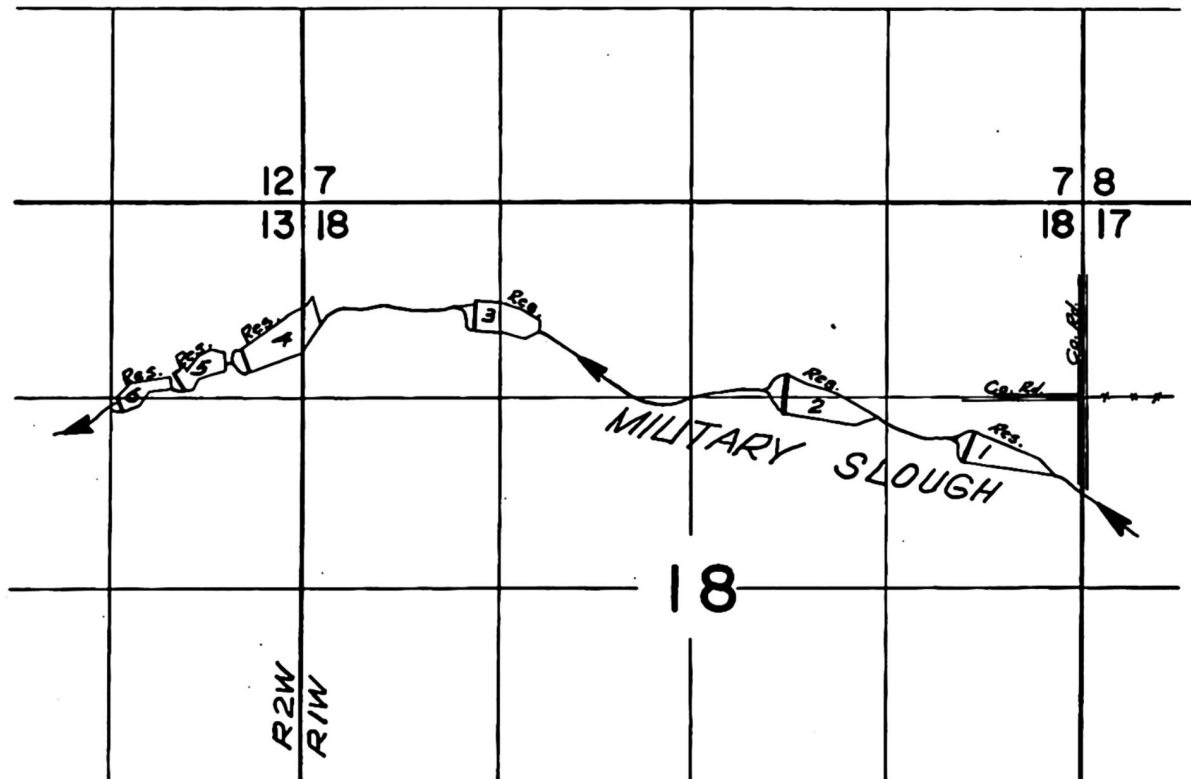
I, Oregon State Game Commission, the holder of Permit No. 28109  
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 15 day of October, 1962

Remarks: \_\_\_\_\_

IN WITNESS WHEREOF, I have hereunto set my hand this 22 day of October, 1962  
CR Shepard 1634 SW Alder, Portland  
(Signature of Applicant) (Address)

NOV 26 1962

T.36 S.R.1&2 W.W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. *R-37596* Permit No. *R-3269*  
IN NAME OF

**OREGON STATE GAME COMMISSION**

Surveyed *JUNE 12*, 19*66*, by *V. GARNER*

# Abstract of Permit No. 28109

**RECEIVED**  
APR 22 1963

Application No. 37597

Certificate No.

**STATE ENGINEER**  
SALEM, OREGON

Name

Oregon State Game Commission

Address

1634 S. W. Alder  
Portland, Oregon

Source of water supply

Unnamed drainage way and Whetstone Borrow Reservoir, trib. Rogue River

Use

Maintenance of Whetstone Borrow Reservoir to be const. under application No. R-37595, permit No. 2989 and for wildlife propagation within the reservoir

Point of diversion

300 ft. S. and 55.5 ft. W. from the SE cor. of Sec. 19, being within the NE 1/4 of Sec. 19, T. 36 S., R. 1 W., W.M., in the county of Jackson

Number of acres

## 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 |
| 36 S. | 1 N   | 19   |        |        | SE 1/4 |        |        |        |        |        |        |        |        |        | X      | X      | X      | X      |
|       |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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Priority date

April 30, 1962

Amount of water

0.5 c.f.s. measured at the point of diversion

Time limit to begin construction

September 5, 1963

Time limit to complete construction 10/1/64 extended to

extended to

Time limit to completely apply water 10/1/65 extended to

extended to

Remarks: Provided further that the right to use of direct flow shall be limited to the period when the flow of the Rogue River is more than 1000 c.f.s. at Raygold, more than 1000 c.f.s. immediately above Savage Rapids Dam and more than 735 c.f.s. at its mouth, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer. ✓

OREGON STATE GAME COMMISSION

Permit No. 28109

Diversion dam: 2 feet in height, 3 feet in length, on bottom, and 7 feet in length on top, and constructed of 2" x 8" wooden planks.

Headgate: A 15" corrugated iron pipe 22 feet in length.

Ditch: ditch is 2.5' in depth, 2' in width on bottom, 5' in width on top and a fall of 2 feet per 1000 feet.

Water stored in Whetstone Borrow Reservoir is used for propagation of wildlife within the reservoir area, including ducks, fish, etc.

Application Map shows correctly the point of diversion, place of use and location of reservoir.

Amount of water beneficially used and recommended 0.50 c.f.s.

David C. Hendrix

David C. Hendrix  
Water Master, District No. 13

January 7, 1965

State Game Commission  
P. O. Box 3503  
Portland, Oregon 97208

Attention Mr. Cole M. Rivers

Gentlemen:

The following is a brief resume of rights appurtenant to lands described in your letter of January 4.

A right was allowed for the construction of Whetstone Pond and storage therein of 35.0 acre feet of water from the North Fork Whetstone Creek for fish propagation and game resources, and was confirmed by the certificate recorded on page 27795, State Record of Water Rights Certificates. The reservoir is located in the SE $\frac{1}{4}$  S $\frac{1}{2}$ , and the S $\frac{1}{2}$  SE $\frac{1}{4}$ , Section 19 and the NW $\frac{1}{4}$  NE $\frac{1}{4}$  and the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 30, Township 36 South, Range 1 West, W.M.

A right was allowed for the appropriation of not to exceed 1.0 cubic foot per second from North Fork Whetstone Creek for maintenance of Whetstone Pond for fish propagation and game resources, and was confirmed by the certificate recorded at page 27794, State Record of Water Rights Certificates.

A right was allowed for construction of Whetstone Borrow Reservoir and storage therein of 51.5 acre feet from unnamed drainageway, tributary of Rogue River, for wildlife propagation, and was confirmed by the certificate recorded at page 30961, State Record of Water Rights Certificates. The reservoir is located in the SE $\frac{1}{4}$ , Section 19, Township 36 South, Range 1 West, W.M.

A right was allowed for the appropriation of not to exceed 0.5 second foot from unnamed drainageway for maintenance of Whetstone Borrow Reservoir and wildlife propagation, and was confirmed by the certificate recorded at page 30962, State Record of Water Rights Certificates.

Permit No. R-3269 granted the right to construct six Military Slough Reservoirs in the E $\frac{1}{2}$  NE $\frac{1}{4}$ , Section 13 and the N $\frac{1}{2}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  and the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 18, Township 36 South, Ranges 2 and 1 West, W.M., and storage therein of 39.60 acre feet from Military Slough for wildlife propagation.

Mr. Cole M. Rivers

2

January 7, 1965

Copies of the described documents will be mailed to you upon receipt of the statutory copying fee of \$2.40. This would include the four certificates and one permit.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Trevor Jones, Assistant

eh

R-37595  
37597

May 21, 1963

Oregon State Game Commission  
1634 S. W. Alder Street  
Portland 8, Oregon

Attention: Ruth McCue

Dear Madam:

This will acknowledge receipt of the signed proofs of the proposed certificates in connection with your permits numbered R-2989 and 28109 and the certificate recording fee of \$1.00 for which our receipt number 38013 is enclosed. Your properly signed receipts also are enclosed.

There are two certificates involved, each of which will require a recording fee, so if you will submit the additional fee of \$1.00, we will issue the certificates.

Very truly yours,

CHRIS L. WHEELER  
State Engineer

By  
Trevor Jones, Assistant

TJ:jp  
Enclosures



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

REFER TO  
FILE NO. ~~R-37595~~  
37597

May 14, 1963

Oregon State Game Commission  
1634 S. W. Alder  
Portland 8, Oregon

Gentlemen:

Enclosed is the final proof in connection with the incomplete water right represented by your permit numbers R-2989 and 28109.

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 \$1.00, a Certificate of Water Right will be issued confirming the rights 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

jap

STATE OF OREGON  
STATE ENGINEER  
516 PUBLIC SERVICE BUILDING  
SALEM 10

R-37595  
REFER TO  
FILE NO. 37596

November 26, 1962

.Oregon State Game Commission  
1634 S. W. Alder  
Portland, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit Nos R-2989 and 28109.

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,



CHRIS L. WHEELER  
State Engineer

Form 128

klr

R-37595  
37597

October 16, 1962

Oregon State Game Commission  
1634 S. W. Alder  
Portland, Oregon

and 28109 with blueprint.

• R-37595 and 37597, Permit Nos. R-2989

R-37595  
R-37596  
37597

May 9, 1962

Oregon State Game Commission  
1634 S. W. Alder  
Portland, Oregon

Attention Mr. C. R. Shepard

Gentlemen:

This will acknowledge receipt of your letter dated April 26, 1962, submitting three applications; one for a permit to construct Whetstone Borrow Reservoir and store 51.5 acre feet of water therein for wildlife propagation, one for a permit to construct six reservoirs and store 39.6 acre feet of water therein from Military Slough for wildlife propagation and one for a permit to appropriate 0.5 cubic foot of water per second from an unnamed drainage way for maintaining Whetstone Borrow Reservoir for wildlife propagation, two tracings and fees in the sum of \$50 for which our receipts numbered 33645, 33646 and 33647 are enclosed .

The applications have been examined and filed in the order of their acknowledgement under files numbered R-37595, R-37596 and 37597. Upon examination of the reservoir applications, it is noted that you state that these are existing excavations, but you do not state that all of the construction work has been completed, nor the date upon which you intend to complete the construction work necessary to the project. Since this information is required by statutes and should be entered in item 13 of the application, we will withhold further action on the applications until such information is supplied. The entry on the application may be made in this office upon your authorization.

Very truly yours,

MAX F. ROGERS,  
Acting State Engineer

By  
Walter N. Perry, Assistant

WNP/klr

Enclosures

CHESTER  
PORTLAND  
JH, COQUILLE  
JEPH



STATE OF OREGON  
OREGON STATE GAME COMMISSION  
1634 S. W. ALDER STREET  
P. O. BOX 4136  
PORTLAND 8

RECEIVED  
APR 30 1962  
STATE ENGINEER  
PORTLAND, OREGON

April 26, 1962

State Engineer  
Public Service Building  
Salem, Oregon

Dear Sir:

Enclosed please find two applications for construction and storage; one application for appropriation, with fees to cover same.

Under separate cover we are mailing original maps of the areas involved.

Very truly yours,

P. W. SCHNEIDER  
DIRECTOR

By *C. R. Shepard*  
C. R. Shepard, Land Agent

CRS:rb  
Enclosures

## STATE OF OREGON

COUNTY OF JACKSON

## Proof of Appropriation of Water

RECEIVED  
MAY 20 1962  
STATE ENGINEER  
BUREAU OF WATER

## OREGON STATE GAME COMMISSION

of 1634 S.W. Alder, Portland 8  
has appropriated beneficially the waters of  
an unnamed drainageway and Metstone Borrow Reservoir constructed under Applica-  
tion number R-37595, Permit number R-2989, for the purpose of  
maintenance of Metstone Borrow Reservoir and wildlife propagation within reservoir  
under Permit No. 28108 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 April 30, 1962,

that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
amount of

0.5 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.  
The point of diversion is located in the NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 19, T. 36 S., R. 1 W., W. M.

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 \_\_\_\_\_ of one cubic foot per second  
per acre, \_\_\_\_\_ the period when the flow of the Rogue River is more than 1000 c.f.s. at  
Raygold, more than 1000 c.f.s. immediately above Savage Rapids Dam and more than  
735 c.f.s. at its mouth,

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

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

SE  $\frac{1}{4}$   
Section 19  
T. 36 S., R. 1 W., 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 15 day of May,

1962

P. M. Schneider