

Application No. 20295
 Permit No. 15832
 Certificate No. 34345

Name Eastern Oregon Livestock Company

By

Address Diamond, Oregon

Date filed June 20, 1944

Priority June 20, 1944

Action suspended until

Returned to applicant

Date of approval September 15, 1944

CONSTRUCTION

Date for beginning September 15, 1945

Date for completion October 1, 1946

Extended to 10/1/49

Date for application of water October 1, 1947

Extended to 10/1/49

PROSECUTION OF WORK

Form "A" filed See letter 2-26-45

Form "B" filed February 6, 1950

Form "C" filed February 6, 1950

FINAL PROOF JUNE 16 1967

Blank mailed February 15, 1950

Proof received

Date certificate issued OCTOBER 24 1967

FEES PAID

Date	Amount	Receipt No.
6/20/44	40.05	30530

Total

9-20-67 \$1 Cert. Fee 598.3
 6/20/44, 0.904 B.P., 30530

FEES REFUNDED

Date	Amount	Check No.

See: R-20294
 See E6-5 for map

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
11-28-44	Fred Gill & Sons	Burns, Oregon	2	1290-1
	By deed Allied Land & Livestock Co.	420 Taylor St, San Francisco, Calif.		
	NEW OWNER Roaring Springs Assoc., P.O. Box 9449, Owyhee Plaza, Boise, ID			

REMARKS

12.53 cfs from Big Skull Creek and Little Skull Creek and Reservoir to be constructed under Application No. R-20294, Permit No. R-796 for irrigation and supplemental irrigation, being 8.53 cfs from Big Skull Creek and 4.00 cfs from Little Skull Creek. (440.5 acres and 60.2 acres supplemental)

9-19-45 Card for A
 10/1/46 Card for B
 OCT 1 1947 CARD FOR C
 JAN 14 1948 FORM 100 REQ.

OCT 5 1949 CARD FOR B-C
 JAN 13 1950 FORM 100 REQ.

Form B

Application No. 20295

NOTICE OF COMPLETION OF CONSTRUCTION

I, Gill CATTLE COMPANY, the holder of Permit No. 15832
to appropriate the public waters of the state of Oregon, completed the construction of the works described
therein on the 18th day of OCTOBER, 1949.

Remarks:

If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you

should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 30th day of JANUARY, 1950

W. H. Huesen
(Signature of Witness)
Burns, Ore
(Address)

Gill Cattle Company
(Signature of Applicant)
Ray J. B. Smith
(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is completed.

Form C

Application No. 20295

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, GILL CATTLE COMPANY, the holder of Permit No. 15832
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 18th day of OCTOBER, 1949.

Remarks:

If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.

IN WITNESS WHEREOF, I have hereunto set my hand this 30th day of JANUARY, 1949

W. H. Huesen
(Signature of Witness)
Burns, Ore
(Address)

Gill Cattle Company
(Signature of Applicant)
Ray J. B. Smith
(Address)

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.

T.36S.R.32 3/4 E.W.M.

FINAL PROOF SURVEY

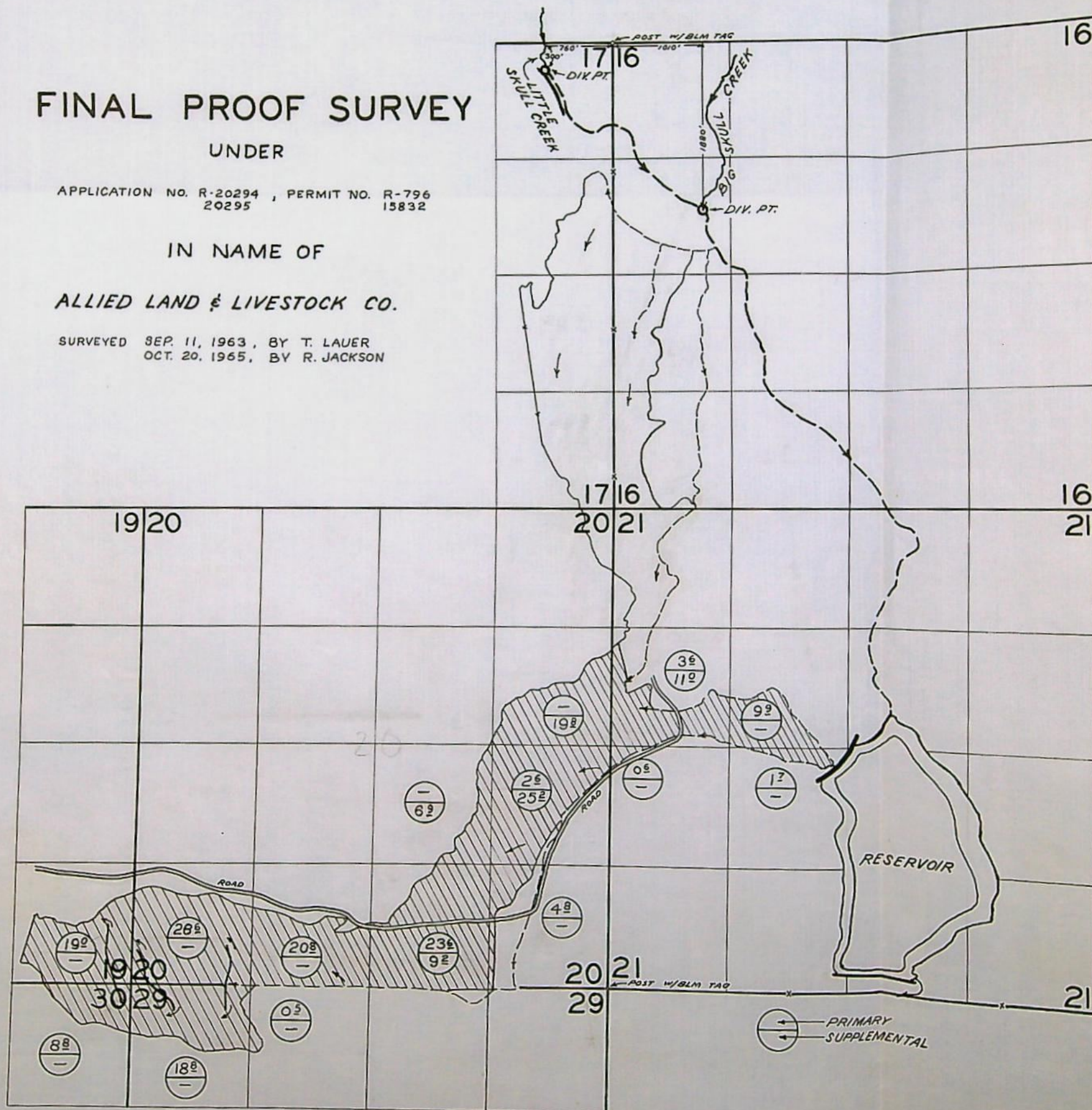
UNDER

APPLICATION NO. R-20294 , PERMIT NO. R-796
20295 15832

IN NAME OF

ALLIED LAND & LIVESTOCK CO.

SURVEYED SEP. 11, 1963, BY T. LAUER
OCT. 20, 1965, BY R. JACKSON



Primary	Supplemental	
---------	--------------	--

19.0 acres

SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 19

28.6 acres

19.8 acres

SE $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ SW $\frac{1}{4}$

20.8 acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$

2.6 acres

25.2 acres

NE $\frac{1}{4}$ SE $\frac{1}{4}$

6.9 acres

NW $\frac{1}{4}$ SE $\frac{1}{4}$

23.6 acres

9.2 acres

SW $\frac{1}{4}$ SE $\frac{1}{4}$

4.8 acres

SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 20

3.6 acres

11.0 acres

SW $\frac{1}{4}$ NW $\frac{1}{4}$

9.9 acres

SE $\frac{1}{4}$ NW $\frac{1}{4}$

1.7 acres

NE $\frac{1}{4}$ SW $\frac{1}{4}$

0.6 acre

NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 21

0.5 acre

NE $\frac{1}{4}$ NW $\frac{1}{4}$

18.8 acres

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29

8.8 acres

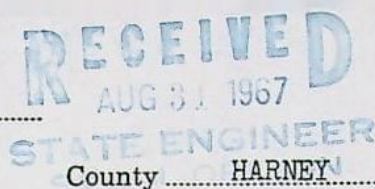
NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 30

T. 36 S., R. 32 $\frac{3}{4}$ E., W. M.

COPY

Permit No. 15832



Application No. 20295

County HARNEY

Proof of Appropriation of Water

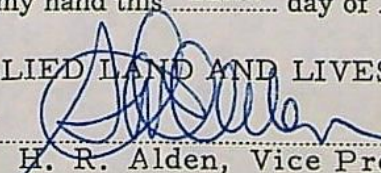
1. Name ALLIED LAND & LIVESTOCK COMPANY 2. Address 420 Taylor St., San Francisco, California
3. Source of supply Big Skull Creek and Little Skull Creek and reservoir constructed under Application No. R-20294, Permit No. R-796
Tributary of
4. Amount of water 5.39 c.f.s. * 5. Priority date June 20, 1944
6. Use irrigation of 143.3 acres and supplemental irrigation of 72.1 acres
7. Location of point of diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$ 17
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 16 Sec. 16, Twp. 36 S, Range 32 3/4 E, W.M. **
(Legal Subdivision)
8. 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.

Township	Range	Section	Legal Subdivision	No. Acres Actually Irrigated
	Willamette Meridian			
* being 3.67 c.f.s. from Big Skull Creek and 1.72 c.f.s. from Little Skull Creek				
** Diversion points located: 300 feet South and 760 feet West; 1880 feet South and 1010 feet East; both from the NW Corner, Section 16.				
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 one-fortieth of one cubic foot per second or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigation during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-796.				

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 22nd day of August,

19.67..

ALLIED LAND AND LIVESTOCK COMPANY
By 
H. R. Alden, Vice President-Treasurer

Primary	Supplemental	
---------	--------------	--

19.0 acres

$SE\frac{1}{4}$ $SE\frac{1}{4}$
Section 19

28.6 acres	19.8 acres
20.8 acres	
2.6 acres	25.2 acres
	6.9 acres
23.6 acres	9.2 acres
4.8 acres	

$SE\frac{1}{4}$ $NE\frac{1}{4}$
 $SW\frac{1}{4}$ $SW\frac{1}{4}$
 $SE\frac{1}{4}$ $SW\frac{1}{4}$
 $NE\frac{1}{4}$ $SE\frac{1}{4}$
 $NW\frac{1}{4}$ $SE\frac{1}{4}$
 $SW\frac{1}{4}$ $SE\frac{1}{4}$
 $SE\frac{1}{4}$ $SE\frac{1}{4}$
Section 20

3.6 acres	11.0 acres
9.9 acres	
1.7 acres	
0.6 acre	

$SW\frac{1}{4}$ $NW\frac{1}{4}$
 $SE\frac{1}{4}$ $NW\frac{1}{4}$
 $NE\frac{1}{4}$ $SW\frac{1}{4}$
 $NW\frac{1}{4}$ $SW\frac{1}{4}$
Section 21

0.5 acre
18.8 acres

$NE\frac{1}{4}$ $NW\frac{1}{4}$
 $NW\frac{1}{4}$ $NW\frac{1}{4}$
Section 29

8.8 acres

$NE\frac{1}{4}$ $NE\frac{1}{4}$
Section 30

143.3

T. 36 S., R. 32 $\frac{3}{4}$ E., W. M.

Primary	Supplemental	
---------	--------------	--

19.0 acres

SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 19

28.6 acres

19.8 acres

SE $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ SW $\frac{1}{4}$

20.8 acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$

2.6 acres

25.2 acres

NE $\frac{1}{4}$ SE $\frac{1}{4}$

6.9 acres

NW $\frac{1}{4}$ SE $\frac{1}{4}$

23.6 acres

9.2 acres

SW $\frac{1}{4}$ SE $\frac{1}{4}$

4.8 acres

SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 20

3.6 acres

11.0 acres

SW $\frac{1}{4}$ NW $\frac{1}{4}$

9.9 acres

SE $\frac{1}{4}$ NW $\frac{1}{4}$

1.7 acres

NE $\frac{1}{4}$ SW $\frac{1}{4}$

0.6 acre

NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 21

0.5 acre

NE $\frac{1}{4}$ NW $\frac{1}{4}$

18.8 acres

NW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29

8.8 acres

NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 30

T. 36 S., R. 32 3/4 E., W. M.

			PRIMARY	SUPPLEMENTAL
T. 36 S. R. 32 $\frac{3}{4}$ E. W. M	SEC 19	SE $\frac{1}{4}$ SE $\frac{1}{4}$	19.0	
	SEC 20	SE $\frac{1}{4}$ NE $\frac{1}{4}$		19.8
		SW $\frac{1}{4}$ SW $\frac{1}{4}$	28.6	
		SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.8	
		NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.6	25.2
		NW $\frac{1}{4}$ SE $\frac{1}{4}$		6.9
		SW $\frac{1}{4}$ SE $\frac{1}{4}$	23.6	9.2
		SE $\frac{1}{4}$ SE $\frac{1}{4}$	4.8	
	SEC 21	SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.6	11.0
		SE $\frac{1}{4}$ NW $\frac{1}{4}$	9.9	
		NE $\frac{1}{4}$ SW $\frac{1}{4}$	1.7	
		NW $\frac{1}{4}$ SW $\frac{1}{4}$	0.6	
	SEC 29	NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.5	
		NW $\frac{1}{4}$ NW $\frac{1}{4}$	18.8	
	SEC 30	NE $\frac{1}{4}$ NE $\frac{1}{4}$	8.8	
			143.3	72.1

*

19.00
28.60
20.80
2.60
23.60
4.80
3.60
9.90
1.70
60
50
18.80
8.80

143.30*

*

1980
25.20
6.90
9.20
11.00

72.10*

143.30
72.60
215.4

19.00
28.60
20.80
2.60
23.60
4.80
3.60
9.90
1.70
60
50
18.80
8.80

143.30*

19.80
25.20
6.90
9.20
11.00

72.10*

72.10
143.30

215.40*

Previous Rights

36S 32 $\frac{3}{4}$ E

Sec 17

23510 { 26.8 NESE } L.H. skull
 { 23.2 SESE }

Sec 20

23511 { 15.8 SW NE }
 { 33.0 SE NE } Big & little skull
 { 25.2 NESE } spring cr
 { 9.0 NWSE } Echert Cr.
 { 9.2 SWSE }

Sec 21

18.3 NWNW

19.5 SWNW

3.5 is above
v26

Permit No. 15832

Ampled
3-27-66
DRB

Application No. 20295

County HARNEY

Proof of Appropriation of Water

ALLIED LAND & LIVESTOCK CO.

420 TAYLOR ST., SAN FRANCISCO, CAL.

- Name Fred Gill and Sons
- Address Diamond, Oregon
- Source of supply Big Skull Creek and Little Skull Creek and Reservoir to be constructed under Application No. R-20294, Permit No. R-796
- Tributary of 5.39 5.124.5.
- Amount of water 12.53 c.f.s. *OF 143.3 ac*
- Priority date June 20, 1941 *OF 72.1 ac*
- Use Irrigation and supplemental irrigation, being 8.53 c.f.s. from Big Skull Creek and 4.00 c.f.s. from Little Skull Creek *21.53 3.67*

Duty See below under acreage

NENE

17-8

- Location of point of diversion, SW 1/4 Sec. 16, Twp. 36 S., Range 32 3/4 E. W. M.

(Legal Subdivision)

- 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.

DIV PTS. LOCATED 300 FT. S. AND 760 FT. W. AND 1880 FT. S. AND 1010 FT. E. BOTH FROM NW COR SEC 16

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
36 S	32 3/4 E	16	NWSW	6.1	Supplemental
			SWSW	10.7	
			SESW	16.3	
		20	SENE		15.0
			SWSW	13.1	
			SESW	12.7	
			NESE		25.0
			NWSE		9.0
			SWSE	21.8	8.6
			SESE	8.8	2.0
			SWNE		0.6
		21	NENW	37.8	
			NWNW	22.5	
			SWNW	26.9	12.0
			SENW	33.1	
		29	NENE	27.4	
			NWNE	40.0	
			SWNE	26.1	
			SENE	4.1	
			NENW	40.0	
			NWNW	37.2	
			SWNW	1.2	
			SENW	15.6	
		19	SWSE	4.6	
			SESE	11.1	
		30	NENE	16.2	
				140.5	60.2

If for irrigation, this appropriation shall be limited to 1/40th of one cubic foot per second or its equivalent for each acre irrigated from direct flow and shall be

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, ft.; length on top, ft.;
length on bottom, ft.; material used and character of construction,

(b) Give description of headgate: Width, ft.; depth, ft.; material used and character
of construction,

(c) Size of canal: Width on top (at waterline), ft.; width on bottom, ft.; depth of
water, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft.
Give general description:

(d) Pipe line: Description of intake,
Length of pipe, ft.; size at intake, in.; size at ft. from intake, in.; size
at place of use, in. Difference in elevation between intake and place of use, ft.
Is grade uniform? Actual capacity of pipe line, sec.-ft.
Give general description:
(Material: Steel, wrought, cast iron, wood stave, etc.)

(e) Pumping plant: Give size and type of pump,
Suction lift, ft.; discharge lift, ft. Type of motor used
Horsepower rating, H. P. Actual capacity of pump, sec.-ft.

10. During what months is water beneficially used?

11. State character of soil
Kind of crops raised

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area
of land irrigated, or place of use?

13. If not, wherein is such map in error?

14. Domestic use: Give number of families actually using water at this time

15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give
extent and method of such use

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON, }
County of } ss.

I,, 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 day
of, 19.....

Subscribed and sworn to before me this day of, 19.....

.....
Notary Public for Oregon

[Notarial Seal]

My commission expires

AFFIDAVIT OF WITNESSES

STATE OF OREGON, }
County of } ss.

We,, and
of, 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.; 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.

Subscribed and sworn to before me this day of, 19.....

.....
Notary Public for Oregon

[Notarial Seal]

My commission expires

REPORT OF PERSON MAKING INSPECTION

(For use by Representative of State Engineer)

I, _____, do hereby certify that I have made an inspection of the works described herein and in Permit No. _____, on the _____ day of _____, 19____, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of _____
(Quantity of water in second-feet or acre-feet)
 and I recommend the issuance of water right certificate for this amount.

NOTICE TO INSPECTORS

If conditions do not justify the above report by you, please return the proof without your signature, with a full report by letter.

 (Name)

 (Title)

Dic. Pt Dam outlet 24" conduit.

Ditch System Main Ditch 8' wide top 9' dp. 2' wide bottom

Lat. Ditches Vary.

fall : 1:1000

Lands irrigated from Res. shown on 290-150 all other
 Lands Not irrigated from Res. Small piece of Land
 with good grass below Res (North & West) but no ditches for
 this Land. They have since cleared some more Land
 West of photo but not covered by this permit.
 found stake where cor. was supposed to be.

Crop: Hay & Pasture

Ir.to: Scull Co. foreman.

$$\frac{4.00}{12.53} = \frac{x}{5.40}$$

$$x = 1.72$$

$$5.40 - 1.72 = 3.68$$

LAUER MADE PHOTO SURVEY SHOWING LANDS
CLAIMED AS IRRIGATED FROM RES. SEE EF1-24V-82
AND 24V-150. PERMIT, HOWEVER, DESCRIBES IRRIGATION
FROM DIRECT FLOW ON LANDS ABOVE RES. THIS IS
SHOWN ON APP. MAP. THESE SHOULD ALSO BE MAPPED
AND THE SYSTEM DESCRIBED, AND THE ADDITIONAL
SURVEY WORK DONE TO PROVIDE THE $\frac{1}{2}$ " SCALE.

Additional land surveyed on EF1-24V-150 10/20/65 JRT

further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated ^{during} ~~throughout~~ the irrigation season of each year from direct flow and storage from reservoir ~~to be~~ constructed under Permit No. R-796 ~~providing further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.~~

DATE	CODE	REF.	GROSS	DISCOUNT	BALANCE	
JUN 29'67	259	205.79	4.75		4.75*	FEE FOR FURNISHING US WITH COPIES OF WATER PERMITS NOS. R-796, 15832-22338 AND 25441 20294 20295 - 28563 32251

10 CLIFT HOTEL

11 PLAZA HOTEL

12 SANTA BARBARA BILTMORE HOTEL

13 CORAL CASINO

32-99 ALLIED PROPERTIES

20-27 ALLIED LAND & LIVESTOCK

15 WILSHIRE MEDICAL PROPERTIES

420 TAYLOR ST.

PLEASE DETACH BEFORE DEPOSITING CHECK
REMITTANCE ADVICE

SAN FRANCISCO, CALIFORNIA 94102

Appl.	Per.		Quantity	Use	Source	Priority	Location
18476	15008	Eastern Ore. Livestock Co.	25.0 cfs	irrigation	Eckhardt Cr. & H.L. Res.	Nov. 20, 1939	
R-18475	R-766	Eastern Ore. Livestock Co.	Storage of 130 a.f.	irrigation	Eckhardt, H. L. & Spring Crs.	Nov. 20, 1939	Sec. 30, T. 35 $\frac{1}{2}$ S., R. 32 $\frac{1}{2}$ E.
22103	17419	Gill Cattle Co.	25.0 cfs	stock	Unnamed stream	Nov. 20, 1946	Sec. 30, T. 32 S., R. 32 E.
22104	17420	Gill Cattle Co.	25.0 cfs	stock	Unnamed stream	Nov. 20, 1946	Sec. 7, T. 33 S., R. 32 E.
R-21001	R-838	Gill Cattle Co.	Storage of 1600 a.f.	irrigation	Three Mile Cr.	July 23, 1945	Sec. 36, T. 35 S., R. 32 E.
21002	16911	Gill Cattle Co.	14.0 cfs	irrigation	Three Mile Cr. & Res.	July 23, 1945	Secs. 26 & 35, T. 35 S., R. 32 E.
20295	15832	Fred Gill & Sons	12.53 cfs	irrigation	Big & Little Skull Crs. & Res.	June 20, 1944	T. 36 S., R. 32 $\frac{3}{4}$ E.
R-20294	R-796	Fred Gill & Sons	Storage of 820 a.f.	irrigation	Big & Little Skull Crs.	June 20, 1944	Sec. 21, T. 36 S., R. 32 $\frac{3}{4}$ E.

R-20294
20295
28563
32251

September 8, 1967

Cramer & Gronso
Attorneys at Law
P. O. Box 646
Burns, Oregon 97720

Attention: William D. Cramer

Dear Sir:

This will acknowledge receipt of your letter dated August 29, 1967, and signed proofs of appropriation of water for permits numbered 15832 and R-796.

If you will submit the recording fee of \$2.00 for recording the certificates in the county records, we will be able to issue the certificates of water rights to Allied Land and Livestock Company.

We will have a field crew in Harney County during the weeks of October 2 through October 13. The field engineer will schedule an appointment with Mr. Clarence Young when he first arrives in Burns to go over the property in connection with permits numbered 22338 and 25441 on Wildhorse Creek.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:pju

WILLIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO
ATTORNEYS AT LAW
BURNS, OREGON 97720

P. O. BOX 646
PHONE 573-2066

August 29, 1967



Office of the State Engineer
State of Oregon
Salem, Oregon 97310

Re: Allied Land & Livestock Company Proof
Big Skull Creek and Little Skull Creek

Gentlemen:

Enclosed herewith please find proof of appropriation of water for Allied Land & Livestock Company of Big Skull Creek and Little Skull Creek appropriated under Application No. 20295, Permit No. 15832 for the purposes of irrigation and supplemental irrigation under Reservoir Permit No. R-796, showing priority from June 20, 1944, for the Skull Creek Reservoir.

I am also enclosing herewith Proof of Appropriation of Water for irrigation of 143.3 acres and supplemental irrigation of 72.1 acres under Application No. 20295 and Permit No. 15832 for irrigation from Big Skull Creek and Little Skull Creek and reservoir.

I have received a copy of Clarence Young's letter to the State Engineer concerning ~~White~~ Horse Creek. "Wild" He advises me that your office has agreed to make a survey this year of the Allied lands irrigating by ~~White~~ Horse Creek. I will appreciate your doing this as soon as possible before the cattle are put on the meadows so the evidence can be clearly seen of irrigation. Wild

Please let me know as soon as possible when we can expect a survey. I am sure Clarence would be happy to accompany your engineer.

Thank you.

Yours very truly,

A handwritten signature in black ink, appearing to be "W.D. Cramer", written over the typed name.

William D. Cramer

WDC/msl
Enc.

WILLIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO

ATTORNEYS AT LAW
BURNS, OREGON 97720

P. O. BOX 646
PHONE 573-2066

August 3, 1967

Chris L. Wheeler, State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

RECEIVED
AUG 3 1967
STATE ENGINEER
SALEM OREGON

Re: R-20294
20295.

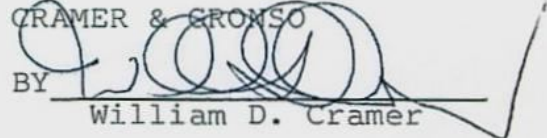
Dear Mr. Wheeler:

This will acknowledge receipt of your letter of June 16, 1967, to Allied Land and Livestock Company regarding the above mentioned files and involving permit No. R-796 and 15832. We are in the process of studying the enclosures and rechecking the ground and will write to you shortly.

Very truly yours,

CRAMER & GRONSO

BY


William D. Cramer

WDC:ds

32251
20295
28563

August 3, 1967

Mr. William D. Cramer
Cramer & Gronso
P. O. Box 646
Burns, Oregon 97720

Dear Mr. Cramer:

Pursuant to your request, I am enclosing copies of
Permits Nos. 15832, 22338, and 25441, together with
copies of the Wildhorse Creek Adjudication maps.

Also enclosed is our Receipt No. 5340, covering the
copying fee of \$3.60 you submitted.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By

Trevor Jones
Assistant

TJ:py

Enclosures

32251
28563
20295

July 26, 1967

Cramer and Gronso
Attorneys at Law
Burns, Oregon 97720

Attention: William D. Cramer

Dear Sir:

This will acknowledge receipt of your letter dated July 19, 1967, in connection with permits numbered 15832, 22338, and 25441, in the name of Allied Properties.

Upon receipt of \$3.60 for copying fees, we will prepare and mail to you copies of the application maps of the above mentioned permits, and copies of Wildhorse Creek adjudication.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:pju

32251
28563
R-20294
20295

July 6, 1967

Allied Properties
Property Management and Investments
420 Taylor Street
San Francisco, California 94102

Attention: Leonard B. Stafford
Assistant Vice President
Farms and Ranches

Dear Sir:

Pursuant to your request of June 29, 1967, enclosed are
copies of permits numbered R-796, 15832, 22338, and 25441.

Also enclosed is our receipt number 4869 of \$4.75 for
copying fees.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:pju

Enclosures

ALLIED PROPERTIES

PROPERTY MANAGEMENT AND INVESTMENTS

FOUR TWENTY TAYLOR STREET
SAN FRANCISCO, CALIFORNIA 94102
415-775-6226

RECEIVED
JUL 3 1967

STATE ENGINEER
SALEM, OREGON

June 29, 1967

Mr. Myron B. Bish
Assistant State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

Dear Mr. Bish:

Enclosed is our check in the amount of \$4.75 to cover the copying fees in connection with Water Permits Nos. R-796, 15832, 22338, and 25441.

We would appreciate receiving these copies as soon as possible.

Thanks very much.

Very truly yours,

ALLIED PROPERTIES

A. Evers

A. Evers for
Leonard B. Stafford
Assistant Vice President
Farms and Ranches

a/e
encl.

R-20294
20295
28563
32251

June 26, 1967

Allied Properties
Property Management and Investments
Four Twenty Taylor Street
San Francisco, California 94102

Attention: Leonard B. Stafford
Assistant Vice President
Farms and Ranches

Dear Sir:

This will acknowledge receipt of your letter dated June 15, 1967, in connection with permits numbered R-796, 15832, 22338, and 25441.

Upon receipt of \$4.75 for copying fees, we will prepare and mail to you copies of the above mentioned permits.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:pju

STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

R-20294
REFER TO
FILE NO. 20295

June 16, 1967

Allied Land and Livestock Company
420 Taylor Street
San Francisco, California

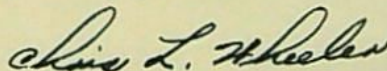
Gentlemen:

Enclosed is the final proof in connection with the incomplete water right represented by your permit No. R-796 and 15832.

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, a certificate of water right will be issued confirming the right 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

pju

Please submit \$1.00 for each permit.

3334
5289
20295
28563
32251

April 19, 1961

Allied Land and Livestock Company
420 Taylor Street
San Francisco 2, California

Attention Mr. Leonard B. Stafford

Gentlemen:

This will acknowledge your letter of April 11 transmitting a theremofax copy of a legal description of your properties in Township 35 South, Ranges 32 $\frac{1}{2}$ and 33 East, W.M.; Township 36 South, Ranges 32 $\frac{1}{2}$, 33 and 34 East, W.M.; and Township 37 South, Ranges 32 $\frac{1}{2}$ and 34 East, W.M.

There are nine rights of record which are appurtenant in part to the lands described. Five are certificates of water rights issued in evidence of completed and perfected rights and the remaining are permits which may ripen into completed and perfected rights if the appropriations are completed under the provisions of the permits. The following is a brief resume of the several rights:

The certificate recorded at Volume 3, page 1989, State Record of Water Rights Certificates, was issued in the name of William M. Bruckwilder in evidence of the right established under permit No. 3233 to appropriate 0.75 cubic foot per second of water from Cottonwood Creek, with the priority date of December 11, 1916, for the irrigation of 60 acres of land within Sections 28 and 33, Township 36 South, Range 32 $\frac{1}{2}$ East, W.M.

The certificate recorded at Volume 3, page 2030, State Record of Water Rights Certificates, was issued in the name of Walter Ross in evidence of the right established under permit No. 1835 to appropriate not to exceed 0.41 cubic foot per second from Serrano Springs located within the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 1, Township 36 South, Range 33 East, W.M., with the priority date of December 8, 1913, for the irrigation of 25 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 36 South, Range 34 East, W.M., and also for domestic use within the same area.

The certificate recorded at Volume 15, page 20919, State Record of Water Rights Certificates, was issued in the name of Gill Cattle Company in confirmation of the right allowed by decree of the circuit court, which is recorded in Volume 15, page 331, Order Record of the State Engineer, to appropriate water from Wildhorse Creek with the priority date of 1882 for the irrigation of 175 acres in Sections 11 and 14; with the priority date of 1893 for the irrigation of 225.8 acres in Sections 2 and 10; with the priority date of 1903 for the irrigation of 273.2 acres in Sections 10, 13 and 14; with the priority date of 1905 for the irrigation of 75 acres in Sections 2 and 12, all within Township 36 South, Range 33 East, W.M.; and with the priority date of 1907 for the irrigation of 900.5 acres in Section 35, Township 35 South, Range 33 East, W.M., and Sections 1, 2, 3, 10, 11, 12, 13, 14 and 15, Township 36 South, Range 33 East, W.M.

The decree fixes the duty of water at $\frac{1}{60}$ of one cubic foot per second and $2\frac{1}{2}$ acre feet of water per acre for each acre irrigated during the irrigation season.

The certificate recorded at Volume 17, page 23510, State Record of Water Rights Certificates, was issued in the name of Henry Stevens, also in confirmation of a right allowed by a decree of the circuit court to appropriate water from Big Skull Creek with the priority date of 1886 for stock water and domestic use and from Little Skull Creek, also with the priority date of 1886 for the irrigation of 50 acres in Section 17, Township 36 South, Range 32 $\frac{1}{2}$ East, W.M. The duty of water fixed in the decree for these lands is $\frac{1}{80}$ and 3.

The certificate recorded at Volume 17, page 23511, State Record of Water Rights Certificates, was issued in the names of Richard Stevens, Edith Richardson and Warren Stevens, also in confirmation of a right allowed by a decree of the circuit court to appropriate water from Big and Little Skull creeks, Spring Creek and Echert Creek, and tributaries of and from Skull Creek for the irrigation of 125 acres in Sections 20 and 21, Township 36 South, Range 32 $\frac{1}{2}$ East, W.M. The priority date of this right is 1883. The duty of water for this right is also $\frac{1}{80}$ and 3.

The permit No. 15832 issued in approval of application No. 20295 in the name of Eastern Oregon Livestock Company, which permit has been assigned to Allied Land and Livestock Company, was issued on September 15, 1944 and granted the right to appropriate

8.53 cubic feet per second from Big Skull Creek and 4.0 cubic feet per second from Little Skull Creek and a reservoir to be constructed under permit No. R-796 for the primary irrigation of 440.5 acres and supplemental irrigation of 60.2 acres of land in Sections 16, 19, 20 and 30, Township 36 South, Range 32 $\frac{1}{2}$ East, W.M.

Permit No. 22338 issued in approval of the Gill Cattle Company application No. 28563, which permit has been assigned to the Allied Properties, Frenchglen, Oregon, was issued on August 21, 1953 and granted the right to appropriate 13.41 cubic feet per second from Wildhorse Creek for irrigation of 804.6 acres of land.

Permit No. 25441 issued in approval of Allied Properties application No. 32251 was issued on May 26, 1958 and granted the right to appropriate 14.4 cubic feet per second from Wildhorse Creek for the irrigation of 900.39 acres of land.

Copies of any or all of the above listed documents will be prepared for you upon request at the statutory copying fee of ten cents per hundred words or fraction thereof, or at our actual cost if the amount exceeds \$5.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh

R-18475-6
R-20294-5
R-21001-2
22103-4

June 10, 1960

Cramer and Cronseco
Attorneys at Law
Burns, Oregon

Attention William D. Cramer

Gentlemen:

If you have not been able to obtain the assignments from Gill Cattle Company to Allied Properties as stated in your letter dated March 9, we could use the deed as evidence of ownership of the other permits as well as those in the name of Eastern Oregon Livestock Company.

We will change our records on this basis and attempt to make the customary final proof survey later this summer.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Trevor Jones, Assistant

TJ:eh

March 1, 1960

Cramer and Gronso
Attorneys at Law
P. O. Box 646
Burns, Oregon

Attention Mr. William D. Cramer

Gentlemen:

I do not believe it would be necessary to submit copies of deeds showing the chain of titles from Eastern Oregon Livestock Company through the various owners to Allied Properties. I believe a certified copy of the deed showing transfer of the property from the last owner to Allied Properties would suffice.

If you wish to have this recorded in the Miscellaneous Records of the State Engineer, it will be necessary to submit the recording fee of \$1 for the first 100 words and ten cents for each additional hundred words, or fraction thereof.

We will also make the change in our records if the evidence of transfer of property is submitted, and place the document with the other records without recording it in the Miscellaneous Records. This would not require that the recording fee be submitted.

Do you still intend to obtain an assignment of the other permits, or will they be handled in a similar manner?

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Trevor Jones, Assistant

TJ;eh

LIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO
ATTORNEYS AT LAW
BURNS, OREGON

P. O. Box 646
PHONE 3121

February 22, 1960

Lewis A. Stanley
State Engineer
Water Resources Department
Salem, Oregon

RECEIVED
FEB 24 1960
STATE ENGINEER
SALEM, OREGON

Attention: Trevor Jones, Assistant.

Re: Water Permits No. 15008
and R-766.

Gentlemen:

I have written to the Corporation Commissioner and it does not appear possible, from his Reply, to obtain an assignment at this time from the Eastern Oregon Livestock Company inasmuch as that corporation was dissolved in December, 1944. Therefore, it will be necessary to follow your alternative suggestion and submit Deeds showing ownership of the property. The chain of title went from Eastern Oregon Livestock Company to Fred Gill and Sons, a partnership, thereafter to Gill Cattle Company, an Oregon Corporation, and finally to Allied Properties, a California Corporation.

I will appreciate your advising whether you feel it is necessary to have Deeds showing this entire chain of title, or whether it will be sufficient if we submit a certified copy of the Deed from Gill Cattle Company to Allied Properties.

Please advise.

Very truly yours,

CRAMER & GRONSO

BY

William D. Cramer

WDC:MY

2-10075
10076
22103
22104
2-21001
21002
2-20294
20295

August 6, 1957

Mr. George W. Paulin
Vice President
Allied Land and Livestock Company
Four Twenty Taylor Street
San Francisco 2, California

Dear Mr. Paulin:

I have checked the list of properties which you furnished with our records. Most of the rights appurtenant to these lands have been completed by issuance of the final certificate and three permits have already been assigned to Allied Properties. There remains four permits still in the name of Hill Cattle Company and two permits still in the name of Eastern Livestock Company and two in the name of Fred Hill and Sons. A brief description of these rights is attached. It would be advisable to obtain assignments of all the permits and submit them to this office so we may change our records accordingly. If it is impossible to obtain the signature of an authorized representative of Eastern Oregon Livestock Co., will you please so advise.

The completion notices on all these permits have been submitted, however, the final proof survey has not yet been made.

Very truly yours,

LEWIS A. ST. JOHN
State Engineer

By
Trevor Jones, Assistant

WJrb

July 1, 1959

Mr. George W. Paulin
Vice President
Allied Land and Livestock Company
Four twenty Taylor Street
San Francisco 2, California

Dear Mr. Paulin:

Thank you for your prompt reply to my letter of June 10, 1959 concerning recommended repairs to Skull Creek Dam. As soon as the schedule of Allied Properties which you submitted can be checked Mr. Trevor Jones will advise you of the remaining water right assignments to be obtained from Gill Cattle Company.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

FDG:mb

ALLIED LAND AND LIVESTOCK COMPANY

FOUR TWENTY TAYLOR STREET
SAN FRANCISCO 2, CALIFORNIA

June 19, 1959

Mr. Lewis A. Stanley
State Engineer
State of Oregon
251 Finance Building
170 12th Street, S.E.
Salem, Oregon

RECEIVED
JUN 24 1959
STATE ENGINEER
SALEM, OREGON

Your File No. S-12 R-20294 20295 (Skull Creek Dam)

Attention: Mr. Fred D. Gustafson, Engineer

Gentlemen:

Thank you for your letter of June 10.

I am enclosing herewith copy of a letter I have written our Superintendent, Mr. Charlie Smith, and also a list of all the property which we acquired from the Gills in Harney County, Oregon.

We, of course, will want to do the necessary protection work, as suggested by you.

Very truly yours,

ALLIED LAND AND LIVESTOCK
COMPANY

Geo. W. Paulin
as

Geo. W. Paulin
Vice President

GWP:AE
encls.

Skull Creek Dam

Mr. Charlie Smith
P. O. Box 431
Elko, Nevada

RECEIVED
JUN 24 1959
STATE ENGINEER
SALEM, OREGON

June 19, 1959

C
O
P
Y

I am enclosing herewith a copy of letter which we received from Mr. Fred D. Gustafson, State Engineer's Office in Salem, Oregon. Mr. Gustafson's letter explains itself quite clearly, and steps will have to be taken to protect the Skull Creek Dam. Undoubtedly, Cliff Fine, or Joe will know of some local engineer from the State Engineer's Office with whom this protection work can be discussed.

I am sending Mr. Gustafson a copy of this letter and also a copy of the description of all of the land acquired by us from the Gills in Harney County, Oregon. This is in reply to the last paragraph of his letter of June 10.

I am sure that you will see that this work is taken care of, not only because of the engineer's request, but for our own protection.

Geo. W. Paulin
af

Geo. W. Paulin

GWP:ae
encl.

cc: Mr. Henry Grabill
Mr. Clifford Fine
Mr. Fred D. Gustafson ✓

MEMORANDUM ON INSPECTION OF SKULL CREEK RESERVOIR

An inspection of the Skull Creek Reservoir Dams was made on May 27, 1959 with Watermaster Clarence Young to determine the condition of the dams. The dams, built during World War No. 2, were designed and the construction thereof supervised by Mr. Young under special authorization of the State Engineer due to there being no engineers available at that time in that area.

The reservoir is confined by two dams, a long structure on the north end, a shorter one on the south. The north dam appeared to be in satisfactory condition with no seepage visible. Failure had occurred, however, several years before as the result of rodent activity, the dam having been breached to the right of the centerline several hundred feet.

The south dam has rather steep slopes, particularly on the upstream side, probably between 2 and $2\frac{1}{2}$ to 1 rather than the recommended 3 to 1. Wave action, more severe on the south end, has cut into the face somewhat leaving a rather abrupt slope upward from the normal water surface, between $1\frac{1}{2}$ and 2 to 1. The condition has been aggravated by placement of the fill at steeper than normal slopes in the upper portion of the embankment. The embankment appears to have reached a stage of reasonable stability, however, with sage and rabbit brush becoming established near the normal water surface. As on the north dam the south dam showed no evidence of seepage. Both dams are considered safe at this time, but further erosion from wave action would necessitate re-establishing the upstream face to a 3 to 1 slope at which time riprap should be applied. Riprap applied now probably would eliminate the need of the slope work at a later date and might provide a deterrent to rodent activity. In any event a continuing program of rodent control should be established.

Fred D. Gustafson
Fred D. Gustafson, Engineer

June 10, 1959

Mr. Robert S. Odell, President
Allied Land & Livestock Co.
420 Taylor
San Francisco, California

Dear Sir:

It is my understanding that you now own or have under contract the former holdings of Gill Cattle Co. in the Catlow Valley with particular reference to those lands irrigated by water stored in Skull Creek Dam, the dam being located in Section 21, T 36 S, R 32 3/4 E, W.M.

As a result of a routine inspection made of the Skull Creek Dam on May 27, 1959 I feel it advisable to call to your attention, particularly since you are new owners, certain conditions that require care to insure the continued safety of the dam: First, rodent activity must be controlled constantly. Rodent burroughs were reported as the cause of the north dam being breached several years ago. Although no reports of property damage were reported to this office, at least to the extent of repairs, damage was suffered by the owners. Second, it appears that the upstream face of the south dam may not have been constructed to the proper slope of 3 to 1. Wave action has caused erosion of the face further reducing the cross sectional area of the dam. Although no seepage as yet appears to have developed as a result of the smaller section the condition is becoming critical. Application of rock riprap to the face would retard further erosion from wave action. It would be more desirable, however, first to re-establish the correct slope with compacted soil, starting at the upstream toe and working up to the crest. In so doing a berm could be constructed to support the riprap. Rock is available for riprap along the east shoreline, platy andesite, which could be broken out with a scarifier then transported by cat and carryall. To insure satisfactory repairs the work should be supervised by a competent, registered engineer.

I recommend that the slope repairs be effected as soon as this irrigation season is over and that the rodent control program be put into effect immediately. Your cooperation will be appreciated.

Mr. Robert S. Odell, President

- 2 -

June 10, 1959

Before certificates confirming rights evidenced by permits can be issued the signature of the record holder of the permits will be required, therefore, assignments of permits Nos. R-796 and 15832 should be obtained from Gill Cattle Co. and submitted to this office for recording. We can then change our records accordingly. This will also apply to other permits in the name of Fred Gill and Sons or Gill Cattle Co. If you will furnish us with either the description or a map showing the lands purchased from Gill Cattle Co. we will furnish a list of permits for which assignments should be obtained.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

PDG:mb

February 8, 1950

20295
22102
22103
22104

Casey and Kriesien
Attorneys at Law
Tonowana Building
Burns, Oregon

Attention: Mr. R. E. Kriesien

Dear Mr. Kriesien:

This will acknowledge receipt of your letter of February 2, transmitting notices of completion of construction and complete application of water under Permit No. 15832.

With reference to the second paragraph of your letter, progress reports have been received under Permits No. 17419 and 17420, in the name of Gill Cattle Company but no report has been received under the Company's Permit No. 17418, and for your convenience in reporting under this permit, I am enclosing herewith Forms A, B and C. According to the terms of Permit No. 17418 and the law under which it was issued, construction should have been commenced on or before April 15, 1948.

Permit No. 17418 grants a right to the use of 25.0 cubic feet of water per second from an unnamed stream for stock use as indicated on the enclosed blueprint.

Yours very truly,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EKH:vg
Enc.

CASEY
ED E. KRIESIEN
WILLIAM A. PALMER

CASEY & KRIESIEN

ATTORNEYS AT LAW

TONOWAMA BUILDING
BURNS, OREGON

Offices also in
1115 PUBLIC SERVICE BUILDING
PORTLAND 4, OREGON

February 2, 1950

RECEIVED
FEB 6 1950
STATE ENGINEER
SALEM, OREGON

Charles E. Stricklin
State Engineer
Salem, Oregon

Re: Gill Cattle Company

Gentlemen:

Enclosed herewith please find Notice of Completion of Construction and Application of Water under permit no. 15832.

I am further requested to inform you that the Gill Cattle Company has complete instruction and applied water to beneficial use under permit nos. 17418, 17419 and 17420. We do not have your forms for completion and if you require the same, kindly forward to the writer and we will obtain the execution thereof.

Very truly yours,

CASEY, KRIESIEN AND PALMER

BY


R. E. Kriesien

REK:LY
Encs.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 

(Signature or name of addressee)

2 

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 194__

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



Return to **State Engineer**
(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE
49825

No. _____
INSURED PARCEL

No. _____

SALEM,

OREGON.

JAN 13 1950

20295

Mr. Fred Gill and Sons
Burns, Oregon

Gentlemen:

According to the terms of your Application No. 20295 , Permit No. 15832 which is for the appropriation of 12.53 second-feet of water from Big Skull Creek and Little Skull Creek and reservoir complete application of water was to have been made on or before October 1, 1949. It appears from our records that you have failed to submit the notice of complete application, although a post-card, calling this matter to your attention, was mailed to you on October 5, 1949.

Section 116-435, O. C. L. A., provides: "Whenever the time within which any appropriation under a permit should have been perfected shall have expired and the owner of such permit shall fail or refuse within the period of three months thereafter to submit to the State Engineer proof of the completion of such appropriation as required by Section 116-426, O. C. L. A., the State Engineer may, after 60 days' notice by registered mail, order the cancellation of such permit, ***."

If you have complied with the terms of this permit, you should promptly submit the notice of complete application of water after which we will take up with you the matter of final proof. If, however, you have abandoned your plan of development, we would appreciate your authority to cancel the permit, so that the permit may be cancelled without the necessity for following the legal procedure. In case you have not completed your appropriation, although you still wish to do so, you may submit an application for an extension of time. Such an extension may be granted if it appears that proper diligence has been shown.

Complete application of water under an irrigation permit means the irrigation of ALL of the land described in the permit, which it is intended to irrigate.

In accordance with the provisions of Section 116-435, Oregon Compiled Laws Annotated, a part of which is quoted above, you are hereby notified that unless we hear from you within 60 days from the date of this letter, your permit will be cancelled without further notice.

Very truly yours,

Chas. E. Stricklin

CHAS. E. STRICKLIN
State Engineer

February 16, 1948

Casey & Kriesien
Attorneys at Law
Tonowama Building
Burns, Oregon

Attention: Mr. R. E. Kriesien

Dear Mr. Kriesien:

This acknowledges receipt of ~~your~~ application for an extension of time for the completion of construction and complete application of water under Permit No. 15832 in the name of Fred Gill & Sons.

The application indicates that reasonable diligence has been shown in the prosecution of work under this project, and the time limits are being extended to October 1, 1949.

Very truly yours,

Chas E. Stricklin

CHAS. E. STRICKLIN
State Engineer

Form 122

P. S. Our receipt No. 4463 is enclosed herewith to cover the \$2.00 fee which you submitted for filing the application for extension of time.

CASEY & KRIESIEN

ATTORNEYS AT LAW

TONOWAMA BUILDING

BURNS, OREGON

JOHN T. CASEY
RICHARD E. KRIESIEN

WILLIAM A. PALMER
MAX L. McMILLIN

Offices also in
1115 PUBLIC SERVICE BUILDING
PORTLAND 4, OREGON

February 10, 1948

RECEIVED
FEB 13 1948
STATE ENGINEER
SALEM, OREGON

Office of the State Engineer
Salem, Oregon

Re: File No. 20295
Fred Gill and Sons.

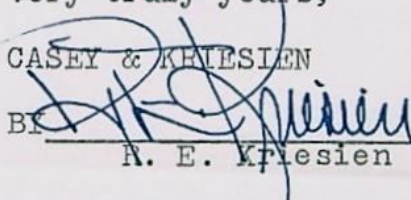
Gentlemen:

Answering your inquiry of January 14, 1948, we enclose herewith application for extension of time executed by the Gill Cattle Company, an Oregon Corporation, successors in interest of Fred Gill and Sons, requesting an extension of time for complete application of waters until October 1, 1950.

Trusting that you can accommodate us in this matter,
we are

Very truly yours,

CASEY & KRIESIEN

BE 
R. E. Kriesien

REK:MR
Encs.

RECEIVED

FEB 13 1948

Application No.

STATE ENGINEER
SALEM, OREGON

Permit No. 15832

APPLICATION FOR EXTENSION OF TIME

To the State Engineer of Oregon:

I, J. B. FINE, Assistant-Secretary of the GILL CATTLE COMPANY,
of a Corporation of the
state of OREGON, am the owner and holder of Permit No. 15832, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before, 19....., and complete application of water is required to be
made on or before OCTOBER 1, 1947.

I have heretofore done the following work described under said permit:
200 acres applied to water and 150 acres to which water will
be applied in the future.

costing \$....., and I estimate the cost of completion to be \$.....

I have heretofore used water under said permit to the following extent:
.....
.....
.....
.....
.....
.....
.....
.....
.....

I am unable to ~~complete construction work~~ } within the required time, for the following
 { make complete application of water }
 (Strike out phrase not applicable)
reasons, to wit: The ground of the additional 150 acres has not, as yet,
been cleared nor have lateral irrigation ditches been completed.

(If additional space is required, attach separate sheet)

Extend to 49 (cons & app) (OVER)

(The fee provided by law in the amount of \$2.00 for filing an application for an
extension of time should accompany the application for extension.)

APPLICATION FOR EXTENSION OF TIME

WHEREFORE, I ask that the State Engineer extend the time for the

~~completion of construction work~~
complete application of water } under said permit to OCTOBER 1, 1950
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF OREGON }
County of HARNEY } ss.

I, J. B. FINE, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of FEBRUARY, 1948.

Subscribed and sworn to before me this 10th day of FEBRUARY, 1948.

[Notarial Seal]

Mary C. Ramirez
Notary Public for Oregon
My commission expires Dec. 1, 1950

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

Fred Gill and Lana

(Signature or name of addressee)

2

Helen T. Simmons

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery

Jan 22, 194*8*

Police Department
BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING
OFFICE

Return to **State Engineer**
(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No. **49607**

INSURED PARCEL

No.

SALEM,

OREGON.

JAN 14 1948

20295

Fred Gill & Sons
Burns, Oregon

Gentlemen:

According to the terms of your Application No. 20295 , Permit No. 15832 , which is for the appropriation of 12.53 second-feet of water from Big Skull Creek & Little Skull Creek & Reservoir complete application of water was to have been made on or before October 1, 1947. It appears from our records that you have failed to submit the notice of complete application, although a post-card, calling this matter to your attention, was mailed to you on October 1, 1947.

Section 116-435, O. C. L. A., provides: "whenever the time within which any appropriation under a permit should have been perfected shall have expired and the owner of such permit shall fail or refuse within the period of three months thereafter to submit to the State Engineer proof of the completion of such appropriation as required by Section 116-426, O. C. L. A., the State Engineer may, after 60 days' notice by registered mail, order the cancellation of such permit, etc."

If you have complied with the terms of this permit, you should promptly submit the notice of complete application of water, after which we will take up with you the matter of final proof. If, however, you have abandoned your plan of development, we would appreciate your authority to cancel the permit, so that the permit may be cancelled without the necessity for following the legal procedure. In case you have not completed your appropriation, although you still wish to do so, you may submit an application for an extension of time. Such an extension may be granted if it appears that proper diligence has been shown.

Complete application of water under an irrigation permit means the irrigation of ALL of the land described in the permit, which it is intended to irrigate.

In accordance with the provisions of Section 116-435, Oregon Compiled Laws Annotated, a part of which is quoted above, you are hereby notified that unless we hear from you within 60 days from the date of this letter, your permit will be cancelled without further notice.

Very truly yours

Chas. E. Stricklin

CHAS. E. STRICKLIN
State Engineer

Form #100
REGISTERED

December 12, 1947

Casey & Kriesien
Attorneys at Law
Tonowama Building
Burns, Oregon

Attention: Mr. R. E. Kriesien

Dear Mr. Kriesien:

This will acknowledge receipt of your letter of December 10 relative to Permit No. 15832 in the name of Fred Gill and Sons and Permit No. 16911 in the name of Gill Cattle Co.

If all of the land that it is intended to irrigate under Permit No. 15832 has not been irrigated, an application for an extension of time should be executed before a notary public on the enclosed form and submitted to this office with the statutory \$2.00 filing fee because the time for complete application of water expired October 1, 1947. This permit covers use from Big Skull Creek, Little Skull Creek and Reservoir.

If construction has been completed under Permit No. 16911 covering use from Three Mile Creek and Reservoir, this should be reported by filling out and submitting to this office, the enclosed Form B.

I am also enclosing a Form C for your use in reporting complete application of water, that is the irrigation of all acreage to be irrigated, providing this has occurred in the matter of either of the permits in question.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EKH:mjo

Enclosures 3

CASEY & KRIESIEN

ATTORNEYS AT LAW

TONOWAMA BUILDING

BURNS, OREGON

December 10, 1947

CASEY
E. KRIESIEN
WILLIAM A. PALMER
L. McMILLIN

Offices also in
1115 PUBLIC SERVICE BUILDING
PORTLAND 4, OREGON

21002/
20295

RECEIVED
DEC 12 1947
STATE ENGINEER
SALEM, OREGON

Office of the State Engineer
Water Resources Department
Salem, Oregon

Attention: Ed K. Humphrey,
Assistant.

Dear Mr. Humphrey:

May I acknowledge receipt of your communication of December 3, 1947, and in connection with permit number 15832 and permit number 16911, may you be advised that the dams and ditches have been completed and waters applied to a portion, but not all, of the property.

In the event that you are not in receipt of Notice of Commencement and Completion of the construction, it would be appreciated if you would forward the appropriate forms to the undersigned and I will have them completed so that your files may be complete in this matter.

Thanking you for your detailed advice in this matter,
we are

Very truly yours,

CASEY & KRIESIEN

BY

R. E. Kriesien

REK:MR

1.00

check of
R.E. Kriesien

8:30 AM

RECEIVED

DEC 4 1946

STATE ENGINEER
SALEM, OREGON

December 3, 1947

20295
R-20294
R-21001
21002

Casey and Kriesien
Attorneys-at-Law
Tonowana Building
Burns, Oregon

Attention: Mr. R. E. Kriesien

Dear Mr. Kriesien:

In reply to your letter of November 26, this will advise you relative to permits as follows:

Permit No. 15832, in the name of Fred Gill and Sons, grants a right to the use of 12.53 cubic feet of water per second from Big Skull Creek and Little Skull Creek and a reservoir to be constructed under Permit No. R-796 for irrigation and supplemental irrigation.

Permit No. 16911, in the name of Gill Cattle Company, grants a right to the use of 14.0 cubic feet of water per second for irrigation from Three Mile Creek and a reservoir to be constructed under Permit No. R-838. According to the terms of these permits, construction should have been commenced on or before August 15, 1947, construction should ~~have been~~ completed on or before October 1, 1948 and water should be completely applied to the proposed use on or before October 1, 1949.

✓ Permit No. 17418 in the name of Gill Cattle Company, ~~in the name of Gill Cattle Company~~ grants a right to the use of 25.0 cubic feet of water per second from an unnamed stream for stock use. According to the terms of this permit, construction should be commenced on or before April 15, 1948, construction should be completed on or before October 1, 1949 and water should be completely applied to the proposed use on or before October 1, 1950.

Complete application of water under an irrigation permit means the actual irrigation of all of the land that it is intended to irrigate under the permit at any time.

Yours very truly,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EK:vc

20295

CASEY & KRIESIEN
ATTORNEYS AT LAW

TONOWAMA BUILDING
BURNS, OREGON

Offices also in
1115 PUBLIC SERVICE BUILDING
PORTLAND 4, OREGON

T. CASEY
HARD E. KRIESIEN
WILLIAM A. PALMER
MAX L. McMILLIN

November 26, 1947

RECEIVED
NOV 28 1947
STATE ENGINEER
SALEM, OREGON

Office of the State Engineer
Water Resources Department
Salem, Oregon

Attention: Charles E. Stricklin,
State Engineer.

Dear Mr. Stricklin:

Upon the request of Fred Gill and Sons I am writing I am writing to inquire as to the identity of Permit No. 15832 referred to in your notice of October 1st, 1947, as we have no records in our files and Mr. J. B. Fine is unable to identify the project by this permit number.

In addition to the above matter it would be appreciated if you would advise us as to the status of all applications, excepting those mailed to you as of this date, being applications number 22103 and 22104, and also excluding application 22102 upon which the work has not been completed as to a certain portion of the project being from the water hole in Section 30 to the ditch and the construction of the water hole in Section 36.

Thanking you in advance for your cooperation herein,
we are

Very truly yours,

CASEY & KRIESIEN

BY

R.E. Kriesien
R.E. Kriesien

REK:MR

R-18475
18476
B-20294
20295

March 2, 1945

Casey and Kriesien
Attorneys at Law
Tonowana Building
Burns, Oregon

Attention: Mr. R. E. Kriesien

Dear Mr. Kriesien:

This will acknowledge receipt of your letter of February 26 relative to permits in the name of Eastern Oregon Livestock Company and Fred Gill and Sons.

As I interpret your letter, water under Permit No. 15008 which is in the name of the Eastern Oregon Livestock Company and which grants a right to the use of 25.0 cubic feet per second from Boldhardt Creek and H. L. Reservoir has been completely applied to the use contemplated, and if this is the case, that is if all of the 660.1 acres described in the permit have actually been irrigated, it should be so reported by filling out and submitting to this office the enclosed Form C. No report of complete application of water has been submitted in connection with this permit.

For your convenience in reporting progress under Permit No. R-796 in the name of Fred Gill and Sons granting a right to construct a reservoir and store 820 acre feet from Big Skull Creek and Little Skull Creek and Permit No. 15032 in the name of Fred Gill and Sons granting a right to the use of 12.53 cubic feet per second from Big Skull Creek and Little Skull Creek and reservoir, I am enclosing forms herewith.

Complete application of water under an irrigation permit means the actual irrigation of all of the lands described in the permit that it is intended to irrigate at any time.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

by

Ed K. Humphrey, Assistant

EH:mjo

Enclosures 6

CASEY & KRIESIEN
ATTORNEYS AT LAW
TONOWAMA BUILDING
BURNS, OREGON

Offices also
1115 PUBLIC SERVICE BUILDING
PORTLAND 4, OREGON

RECEIVED
MAR 1 1945
STATE ENGINEER
SALEM, OREGON

February 26, 1945

Office of the State Engineer
Salem, Oregon

Gentlemen:

I was handed your communication recently addressed to the Eastern Oregon Livestock Company, or Fred Gill and Sons, which communication I inadvertently misplaced but which related to a notice of failure to complete and apply the waters from a reservoir on Erckhart Creek.

I have been advised by Mr. Fine, manager of the properties, that this dam was completed approximately ten (10) years ago and all of the acreage involved under the permit applied to the use of the water.

It was our thought that perhaps your office had made an error regarding the particular permit in question. For your information work has commenced under all permits held by Fred Gill and Sons and has been completed on Skull Creek and Three Mile H:L Creeks, while the work on the reservoir on Home Creek is being done at the present time.

Upon completion of the last project, proper forms will be executed by the permittees to show application of the waters.

Very truly yours,

~~CASEY & KRIESIEN~~

BY

R. E. Kriesien

R
E
K MR

20294
20295

R-20294
20295

November 30, 1944

Fred Gill & Sons
Burns, Oregon

Gentlemen:

This will acknowledge receipt of assignments of Applications No. R-20294 and No. 20295, Permits No. R-796 and No. 15832, by the Eastern Oregon Livestock Company to Fred Gill & Sons, together with the statutory recording fees of \$2.00, for which our Receipt No. 31046 is enclosed.

The assignment has been recorded in the Miscellaneous Records of the State Engineer and are enclosed herewith.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

by

Ed K. Humphrey, Assistant

EKH:ajo

Enclosures

October 9, 1944

R. E. Kriesien, Atty. at Law
Burns, Oregon

Dear Mr. Kriesien:

Pursuant to a request by Mr. J. B. Rine I am enclosing herewith forms for your convenience in having executed assignments of permits No. R-796 and No. 15832 in the name of Eastern Oregon Livestock Co.

When the assignments have been executed they should be mailed to this office with the statutory fess of \$1.00 each for recording.

Yours very truly,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

Enc.
CI

20295

September 15, 1944

Eastern Oregon Livestock Company
Diamond, Oregon

Attention: Mr. J. B. Fine

Dear Sir:

Herewith you will find Application No. 20295, Permit No.
15832, and blueprint under separate cover.

20295

June 22, 1944

Eastern Oregon Livestock Company
Diamond, Oregon

Attention of Mr. J. B. Fine

Gentlemen:

I am enclosing herewith our Receipt No. 30530
to cover the fees submitted in connection with your
applications No. R-20294 and No. 20295 for permits
to store and appropriate for irrigation certain of
the waters of Big Skull Creek and Little Skull
Creek.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

by

Ed K. Humphrey, Assistant

njo

Enclosure

*July 31-44
By Mr. Stricklin
reports placed
in inspection
file*

*

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1 0.7 0
1 6.3 0
1 3.4 0
1 2.7 0
2 4.8 0
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20295

Young

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated	Supplemental
36S	32 3/4E	16	NWSW	6.4	
			SWSW	10.7	
			SESW	16.3	
		20	SENE		15.0
			SWSW	13.4	
			SESW	12.7	
			NESE		25.0
			NWSE		9.0
			SWSE	24.8	8.6
		21	SESE	8.8	2.0
			SENE		0.6
			NENW	37.8	
			NWNW	22.5	
			SWNW	26.9	12.0
			SENW	33.4	
		29	NENE	27.4	
			NWNE	40.0	
			SWNE	26.1	
			SENE	4.4	
			NENW	40.0	
			NWNW	37.2	
			SWNW	1.2	
		19	SENW	15.6	
			SWSE	4.6	
		30	SESE	14.1	
			NENE	16.2	

T.36S.R.32 3/4 E. W.M.

FINAL PROOF SURVEY

UNDER

APPLICATION NO. R-20294 , PERMIT NO. R-796
20295 15832

IN NAME OF

ALLIED LAND & LIVESTOCK CO.

SURVEYED SEP. 11, 1963, BY T. LAUER
OCT. 20, 1965, BY R. JACKSON

