

Application No. 6235
Permit No. 3889
Certificate No. 8971

Name Jefferson A. Wimer
By _____
Address Route #1, Kerby, Or.
Date filed _____
Action suspended until _____

Returned to applicant _____
Date completed _____
Date of approval _____

CONSTRUCTION

Date for beginning Aug. 30, 1919
Date for completion June 1, 1920
Extended to June 1, 1921
Date for application of water Oct. 1, 1921
Extended to Oct. 1, 1922

PROSECUTION OF WORK

Form "A" filed Dec. 26, 1918
Form "B" filed June 21, 1920
Form "C" filed Oct. 2, 1922

FINAL PROOF

Blank mailed Jan. 9, 1923-8-22-29
Proof received 1-3-31
Date certificate issued Feb. 3, 1931
Receipt for recording fee No. 13197

FEES PAID

Date	Amount	Receipt No.
_____	_____	_____
_____	_____	_____
Total	_____	_____

FEES REFUNDED

Date	Amount	Check No.
_____	_____	_____

ASSIGNMENTS

Date	To whom	Address	Volume	Page
<u>Jan. 3, 1931</u>	<u>M. A. Johnson</u>	<u>Kerby, Or.</u>	<u>2</u>	<u>563</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

REMARKS

1 sec. ft. from Peterson Gulch
3-6-36-10 to Wm.
OK. for Cert.

8. (Cont'd.)

(e) Pipe line: Description of intake,

Length of pipe,ft.; size at intake,in.; size atft. 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.)

(f) Pumping plant: Give size and type of pump,

Suction lift,ft.; discharge lift,ft. Type of motor used

Horse power rating, H. P. Actual capacity of pump,sec.-ft.

GENERAL

9. During what months is water beneficially used April 1 to Sept. 15

10. State character of soil Red bench land

Kind of crops raised Hay and grain

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

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

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

14. 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 Josephine } ss.

I, W. A. Johnson, 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 2nd day of January 1931, XX 1932.

Subscribed and sworn to before me this 2nd day of January 1931, XX 1932.

[NOTARIAL SEAL]

W. B. Pearce
Notary Public for Oregon
My commission expires March 5, 1932
My commission expires March 5, 1932

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 _____, 192_____

Notary Public for Oregon

[NOTARIAL SEAL]

My commission expires _____

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, Tom R. Pearce, do hereby certify that I have made an inspection of the works described herein and in Permit No. 3889, on the 2nd day of January 1921, ~~192X~~, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of 0.15 sec.ft. and I recommend the issuance of a water right certificate for this amount.

(Quantity of water in second-feet or acre-feet)

Tom R. Pearce
(Name)

Watermaster Dist. No. 16
(Title)

NOTE 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.

SUCCESS BOND

[Faint signature]

WEL. No. 02 112204 11/11/11

Winer

PROOF OF APPROPRIATION

Permit No.

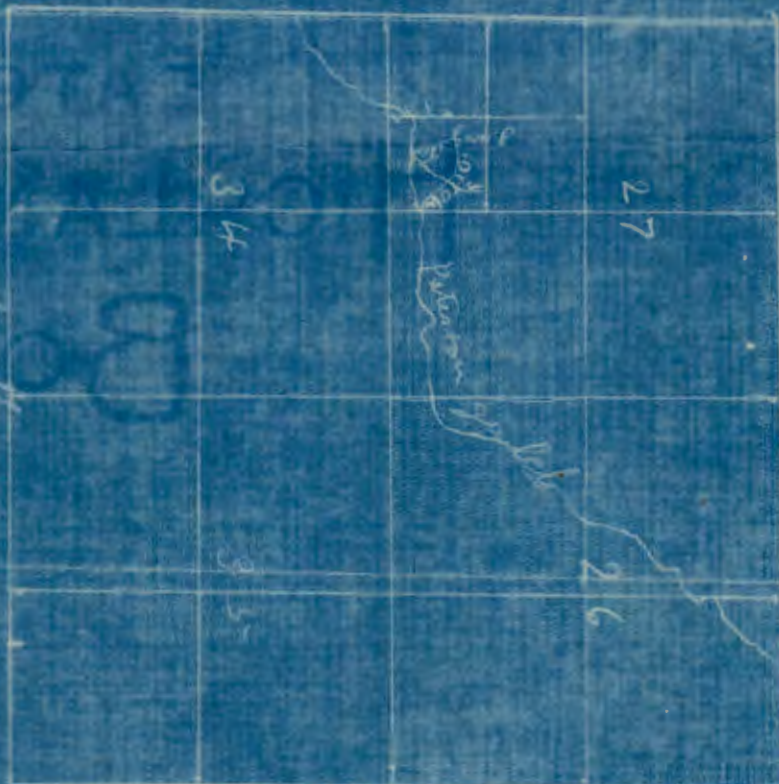
Recording fee paid

Receipt No.

SUCCESS BOND

[Faint signature]

1105230 10/11/11

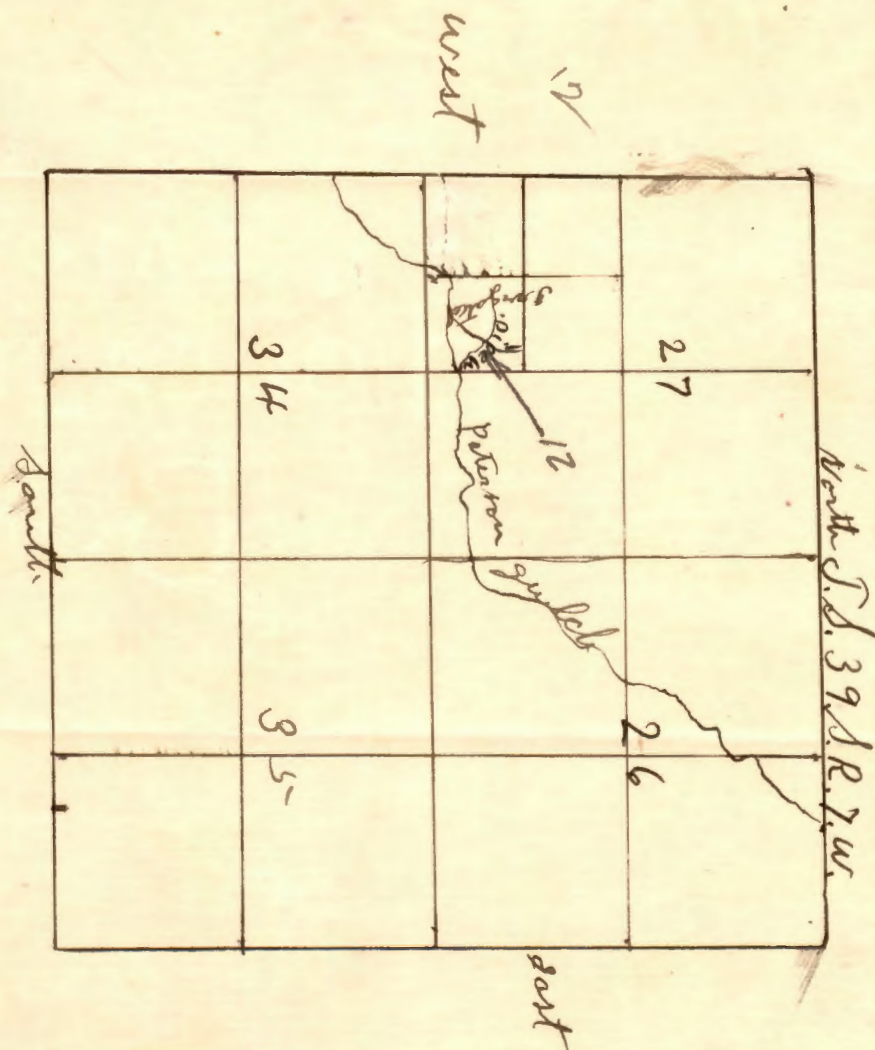


Wm. J. A. 39, 1870

Application No. 3889

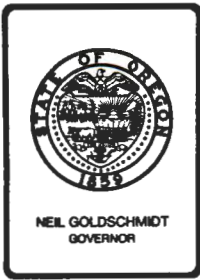
Permit No. 3889

AUG 1919



Application No. 6235
Permit No. 3889

OFFICE OF STATE ENGINEER
 RECEIVED
 AUG 8 1918
 SALFPM, OREGON



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

September 17, 1987

Ted Gerber
654 Kendall Road
Cave Junction, OR 97523

Dear Mr. Gerber:

REFERENCE: Files 6235 and R-69145

Action on your Application R-69145 has been withheld pending a field inspection and report by the Watermaster. The Watermaster reports that this structure acts as a pumping sump for the right described by Certificate 8971.

A reservoir permit is required to store water in the non-irrigation season for future use in the dry months and can be refilled only once a year. It appears your operation would fluctuate most times the pump is turned on.

Therefore your application has been misfied. Your application, aerial photo and reservoir plan are enclosed. The fee of \$300 will be returned to you as soon as a check can be prepared by our bookkeeper.

I would like to point out that the Althouse Creek and its tributaries were withdrawn from further appropriation by Special Order of the State Engineer on July 27, 1934. Your improved diversion facilities can not be used for any use other than the 12.0 acres of irrigation described in your Water Right.

Sincerely,

LARRY W. JEBOUSEK, Manager
Applications/Permits Section

LWJ:tcb

Enclosures

cc: Bob Steimer, Watermaster, District 14

January 6, 1961.

Mr. Tom R. Pearce,
Watermaster,
Grants Pass, Oregon.

Dear Mr. Pearce:

This will acknowledge receipt of final proof under Permit No. 3889, together with assignment of said permit and remittance of \$2.00 to cover recording fee for water right certificate and for recording the assignment in our Miscellaneous Records. Official receipt No. 15197 is enclosed to cover these amounts.

The proof appears to be in satisfactory form and the certificate of water right will probably be issued in the near future.

We have recorded the assignment in Volume 2 of Miscellaneous Records, Page 563 and it is being returned herewith.

Yours very truly,

CHAS. E. STRICKLIN,
State Engineer

By
Office Assistant.

L

app. 6295 per. 3889

jefferson A. Winer

8/30/19 - 6/1/20 ^{EXTENDED TO 11/21} 10/1/21 ^{EXTENDED TO 10/1/22}

Form A filed

6-16-20 - Card for B

6-22-20 - Extens Request & Recom

Form B filed by letter.

-29-21- Extens request & recommend

-25-22- sent blank for C

C filed & ackng.

Final proof to Wm 11/9/22

NOTICE OF BEGINNING OF CONSTRUCTION

I, Jefferson A. Miner, the holder of Application No. 6235, being
 Permit No. 3889, issued by the State Engineer of the State of Oregon

(Reservoir or enlargement)

for the appropriation of 3/20 cubic foot second-feet of the waters of Peterson Gulch
 in accordance with the tenor of such permit and the limitations indorsed thereon by the State Engineer,

began the actual construction of the works described therein on the 16 day of Dec., 1918,
 being within the time limitation as fixed in said permit for the beginning of construction work.

Ditch Surveyed, Right of way cleared. Flume Box on the ground

The appropriator should state the manner of beginning construction work, number of men and teams employed, the amount of work completed up to the date of this

Six in number, one team and two men employed and work
 statement, and any additional information which may tend to show the beginning of work in good faith.

being continued every day until ditch has water in

IN WITNESS WHEREOF, I have hereunto set my hand this 23 day of Dec., 1918.

Kerby, Oregon R. L. 1.

(Present address)

Jefferson A. Miner

(Signature of applicant)

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

NOTICE OF COMPLETION OF CONSTRUCTION

I, Jefferson A. Wimer, the holder of Application No. 6235, being

Ditch

(Reservoir or enlargement)

Permit No. 3889, issued by the State Engineer of the State of Oregon

for the appropriation of 3/20 second-feet of the waters of Peterson Gulch
in accordance with the tenor of such permit and the limitations indorsed thereon by the State Engineer,

not have completed the construction of the works described therein the 1st day of June, 1920,
being within the time limitation as fixed in said permit or extended by the State Water Board for the
completion of construction work.

Remarks:

My Reasons for Not completing same are fully
If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the lands described

explained in the herewith enclosed letter I hope
in your permit, you should so state in order that our records may not be unnecessarily encumbered.

all will be satisfactory

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June, 1920

Rt. 1. Kerby Oregon
(Present address)

Jefferson A. Wimer
(Signature of applicant)

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Jefferson A. Wimer, the holder of Application No. 6235, being
the holder of Permit No. 3889, issued by the State Engineer of the State of Oregon
 (Reservoir or Enlargement) one second-feet of the waters of Peterson Gulch
 for the appropriation of one second-feet of the waters of Peterson Gulch
 in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
 completely applied the water to a beneficial use, on the 28 day of Sept., 1922,
 being the time limitation as fixed in said permit or extended by the State Water Board for the complete
 application of water to a beneficial use.

Remarks: all of the water has been fully applied to
beneficial use. I take all of the water in this gulch
 If all of the water granted in the permit had not been fully applied to beneficial use, you should so state, so that delinquent appropriators may
 have notice. that it affords for Irrigation

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of Sept., 1922

Kerby, R.T.I., Oregon
 (Present Address)

Jefferson A. Wimer
 (Signature of Applicant)

STATE ENGINEER
RECEIVED

OCT 2 1922

SALEM, ORE.

OREGON

January 9, 1923.

Mr. Jefferson A. Wizer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

Blank for proof of appropriation of water under permit
No. 3889, has been mailed to Mr. M. L. Opdycke, Water Master for
your district, who will make an inspection and assist you in filling
out the proof at an early date.

When this proof has been properly filled out, it should be
returned to this office, together with \$1.00 for recording certificate
of water right when issued.

Yours very truly,

R. W. Potter,
Secretary.

September 25th, 1922.

Mr. Jefferson A. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

Permit No. 3889.

Replying to your letter of September 23rd, I am enclosing a blank upon which the notice of complete application of water should be submitted, showing that you have completely applied the water to the proposed use under your permit No. 3889, and upon receipt of same final proof blanks will be prepared and forwarded through the water master for execution.

Trusting you will find this satisfactory, I remain,

Very respectfully,

Percy A. Capper,
State Engineer.

RJS:R
Enclosure.

PERCY A. CUPPER, STATE ENGINEER
PRESIDENT OF THE BOARD
SALEM

GEO. T. COCHRAN
STATE WATER SUPERINTENDENT
LA GRANDE

R. W. POTTER
SECRETARY



STATE WATER BOARD
SALEM

October 18, 1921.

Mr. Jefferson A. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

The State Water Board at its meeting October 17th,
granted you an extension of time until October 1, 1922 within
which to completely apply water to beneficial use under your
permit No. 3889.

Yours very truly,

R. W. Potter
R. W. Potter,
Secretary.

Kerby Oregon Sept 23, 1922

Mr Percy A Cupper

Dear Sir
please send me Blank for making final
proof on water permit #3889 on Peterson
Gulch
yours very truly
J. A. Wimer

October 18, 1921.

Mr. Jefferson A. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

The State Water Board at its meeting October 17th,
granted you an extension of time until October 1, 1922 within
which to completely apply water to beneficial use under your
permit No. 3889.

Yours very truly,

R. W. Potter,
Secretary.

September 29th, 1921.

Mr. Jefferson A. Wimer,
Route No. 1,
Herby, Oregon.

Dear Sir:

Permit No. 3889.

I am in receipt of your letter of September 26th making application for an extension of time within which to completely apply the water to the proposed use under your application No. 6235, Permit No. 3889, and I will recommend to the State Water Board that an extension of time be granted until October 1st, 1922, within which to completely apply the water under this permit.

Extension

Very respectfully,

Percy A. Cupper,
State Engineer.

R

Rt. 1. Kerby Oregon Sept. 26.-21

Percy A. Cuffer

Dear Sir I am enclosing herewith
letter from R. W. Potter which is
Self Explanatory I have been unable
to completely apply the water to
Beneficial Use so I am asking
for an extension of time on acct
of other Improvements on my Home-
stead and having a Family to support
it has been out of the question for me
to completely apply the water on this
Particular Tract to this time, hoping
to receive your forbearance I

Remain Very truly yours

J. A. Winer



STATE WATER BOARD
SALEM

April 21, 1921.

Mr. Jefferson A. Wimery,
Rt. 1, Kerby, Oregon.

Dear Sir:

I am in receipt of your letter of April 16th transmitting Form C under your permit No. 3889. I note that you have finished construction work under this permit but that you believe you will be unable to get the land under water this season. The time fixed by the permit for the complete application of water to the proposed use, is October 1st of this year, and I would suggest that if you find that you are unable to get your land cleared and irrigated this season before October 1st, that you file an application for extension of time with the State Engineer.

Yours very truly,

R. W. Potter,
Secretary.

RWP:B

April 21, 1921.

Mr. Jefferson A Wimer,

Rt. 1, Kerby, Oregon.

Dear Sir:

I am in receipt of your letter of April 16th transmitting Form C under your permit No. 3889. I note that you have finished construction work under this permit but that you believe you will be unable to get the land under water this season. The time fixed by the permit for the complete application of water to the proposed use, is October 1st of this year, and I would suggest that if you find that you are unable to get your land cleared and irrigated this season before October 1st, that you file an application for extension of time with the State Engineer.

Yours very truly,

R. W. Potter,
Secretary.

RWP:B

OFFICE OF STATE WATER BOARD
RECEIVED

APR 21 1921

SALEM,

OREGON.

Rt 1. Kerby Oregon April 16. 1921

Mr. Secty. State Water Board

Dear Sir I am enclosing herewith report on My Peterson Gulch Water Permit I have finished My Ditch and Put the water on the Land but as I have a New Homestead and cannot devote all My time to clearing and ^{as} I have some land easier to bring in to cultivation (this Particular Piece being heavy Timber and only Slashed in 1920.) it will be impossible for Me to get this Land Seeded for another year however I am Making every effort possible to complete the job. Thanking you for Past favors,

I remain Very Respectfully
yours truly
Jefferson A. Wimer

October 22, 1920.

Mr. Jefferson A. Wimer,
Route No. 1,
Berby, Oregon.

Dear Sir:

The State Water Board at its meeting on the 12th.,
granted you an extension of time until June 1, 1921 within
which to complete construction work under permit No. 3889.

Yours very truly,

Asst Secretary.

June 22nd, 1920.

Mr. Jefferson A. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

I am in receipt of your letter of June 15th making application for an extension of time within which to complete construction, under application No. 2655, Permit No. 3889, and I will recommend to the State Water Board that an extension of time be granted until June 1st, 1921, within which to complete construction under your permit.

extension

I am enclosing a blank upon which the Notice of Completion of Construction may be submitted.

Very respectfully,

Percy A. Cupper,
State Engineer.

RS:R
Enc.

Rt. 1. Kerby Oregon June 15. 1920
Percy A. Cuffer

Dear Sir I am very sorry to have made this
mistake but had gotten in my mind that it was June 1.
1921, that work was to be completed or time extended
and so made the blunder, the reason I have done nothing
on the Ditch this year is because there is only 10. Rds.
of Ditch to make until it reaches the Irrigable Land
and the Land is all heavy Timber and hard to
clear, I have most of it Slashed But failed to
get a complete Burn last Fall and so have
not been able as yet to get it Planted to grass
and as at Present I am working for wages to Raise
Money with which to Pay Out on My Homestead
it will be absolutely Necessary for me to have
more time to complete the work, however I
assure you the whole Proposition is in absolute
good Faith on my Part, hoping all will
come out Right I remain Very
Respectfully yours Truly
Jefferson A. Wimer

September 29th, 1921.

Mr. Jefferson A. Wimer,
Route No. 1,
Herby, Oregon.

Dear Sir:

Permit No. 3889.

I am in receipt of your letter of September 25th making application for an extension of time within which to completely apply the water to the proposed use under your application No. 6235, Permit No. 3889, and I will recommend to the State Water Board that an extension of time be granted until October 1st, 1922, within which to completely apply the water under this permit.

Very respectfully,

Percy A. Cupper,
State Engineer.

R

June 22nd, 1920.

Mr. Jefferson A. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

I am in receipt of your letter of June 15th making application for an extension of time within which to complete construction, under application No. 2635, Permit No. 3889, and I will recommend to the State Water Board that an extension of time be granted until June 1st, 1921, within which to complete construction under your permit.

I am enclosing a blank upon which the Notice of Completion of Construction may be submitted.

Very respectfully,

Percy A. Copper,
State Engineer.

RB:R
Enc.

6235

August 24, 1918

Mr. Jefferson A Wimer,
Route 1, Kerby, Josephine Co.,
Oregon.

Dear Sir:- Herewith you will find Application No. 6235, being Permit No. 3389,
together with map. This application has been approved and recorded in this
office.

Application No. 6235.

Aug. 14, 1918.

Mr. Jefferson B. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

Enclosed please find my official receipt No. 6214 for \$0.10, which amount was transmitted with your letter of the 12th instant as balance of fees on your application No. 6235 for permit to appropriate water. The application will be taken up for approval as soon as the same can be reached and you will be further advised.

Very respectfully,

John H. Lewis,

RS.
Enc.

State Engineer.

RT. 1, Kerby Oregon Aug. 12. 1918
Mr. John H. Lewis

Dear Sir Please find enclosed
10.00 to finish Payment of the
due on this application. and now
Please note that this application
is in the name of Jefferson A. Wimer
and not Jefferson D. Wimer
Very Resp'y. yours
J. A. Wimer

RECEIVED
AUG 14 1918

File No.

Application No. 6235.

Aug. 8, 1918.

Mr. Jefferson D. Wimer,
Route No. 1,
Kerby, Oregon.

Dear Sir:

Enclosed please find my official receipt No. 6204 for \$4.70, which amount was transmitted with your application for permit to appropriate water. I am also in receipt of two maps. This application has been numbered 6235 and placed on file in this office.

The fees on this application are a \$3.00 examination fee and recording fees to the amount of \$1.80, making a total of \$4.80, or 10¢ in addition to the amount you have transmitted. Upon the receipt of the balance of fees the application will be taken up for approval.

Very respectfully,

John H. Lewis,

RS.
Enc.

State Engineer.