

SP\*70900-119

Form C (690-9-77)

**IMPORTANT**—This form is a notice to the Water Resources Director 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 Water Resources Department 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 Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 6-11296

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

Harry D. Spencer, the holder of Permit No. 6-10849

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 15th day of March, 1985.

Remarks: Utilized the well and water thereafter for water supply to the irrigation pond, as well as for filling spray tanks at the well all through the year until November, 1985. Well have similar use from now on.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of February, 1986.

Harry D. Spencer  
(Signature of Applicant)

P.O. Box 291, Langlois, Or. 97450  
(Address)

Form B (690-9-77)

Application No. ....

### NOTICE OF COMPLETION OF CONSTRUCTION

Harry D. Spencer, the holder of Permit No. 6-10489

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 15th day of March, 1985.

Remarks: The well was drilled and pump installed about a week later. 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.  
2" mainline pump to pond, installed March 14, 1985, in use March 15, 1985.  
and thereafter.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of February, 1986.

Harry D. Spencer  
(Signature of Applicant)

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

Form A (690-9-77)

Application No. ....

### NOTICE OF BEGINNING OF CONSTRUCTION

Harry D. Spencer, the holder of Permit No. 6-10489

to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the ..... day of ....., 19.....

Remarks: The well was drilled and pump installed about a week later.  
The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of February, 1986.

Harry D. Spencer  
(Signature of Applicant)

P.O. Box 291, Langlois, Or. 97450  
(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

69631  
G-12685

T-6454

Others: (Possible)

G-7474

G-11296

R-59563

59564

61757

68023

R-68151

68354

R-69883

69884

U.S. POSTAL SERVICE  
PS FORM 3547

return  
to sender

fee due 50¢

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

Oregon

WATER RESOURCES  
DEPARTMENT

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

Address Service Requested

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

PRESTIGE  
FIRST CLASS



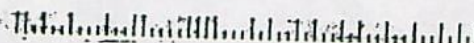
HARRY G SPENCER  
DBA GROWTH UNLIMITED TREE FARM  
PO BOX 291  
LANGLOIS, OR 97450

GROW291 974500016 1998 14 06/30/99  
FORM 3547  
GROWTH UNLIMITED  
PO BOX 291  
LANGLOIS OR 97450-0262

AUTO 97450



97310/3398



9/1/99

NEW ADDRESS:

Harry G. Spencer  
DBA Growth Unlimited Tree Farm  
PO Box 282  
Langlois, OR 97450-0282

OLD ADDRESS:

Harry G. Spencer  
DBA Growth Unlimited Tree Farm  
PO Box 291  
Langlois, OR 97450

<u>Application File</u>	<u>Permit No.</u>	<u>Certificate</u>
69631	50603	---
G-12685	G-11826	---
T-6454	R-8204	---
G-9494	G-9088	62387
G-11296	G-10489	62388
R-59563	R-8204	62381
59564	45328	62383
61757	46101	62384
68023	49345	62385
R-68151	R-10479	62382
68354	49429	62386
R-69883	R-11203	72449
69884	50948	72450

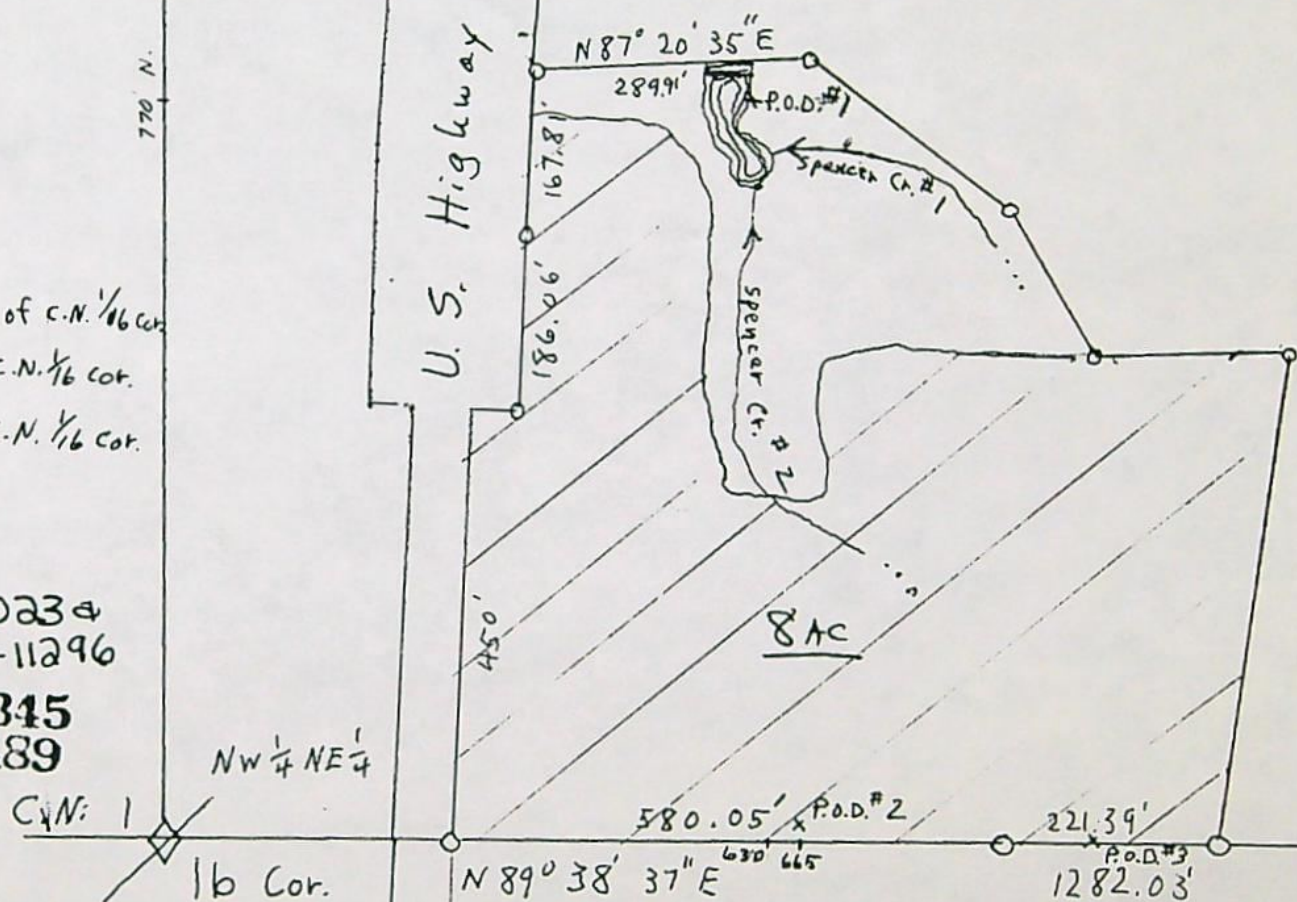
Water Rights Map  
for  
Harry G. Spencer Property  
Scale: 1" = 200'  
Date: 8/9/84

P.O.D. #1 is from Pond 770' N & 630' E of C.N.  $\frac{1}{16}$  Cor.  
P.O.D. #2 is a well 10' N & 665' E of C.N.  $\frac{1}{16}$  Cor.  
P.O.D. #3 is a well 5' N & 970' E of C.N.  $\frac{1}{16}$  Cor.

Application No. R-68151, 68023 &  
Permit No. R10479 G-11296  
49345  
G10489

NW  $\frac{1}{4}$  NE  $\frac{1}{4}$   
C.N. 1  
16 Cor.  
T. 30-S R. 15 W  
Sec. 13

U.S. Highway 101



RECEIVED  
AUG 10 1984  
WATER RESOURCES DEPT.  
SALEM, OREGON

Water Rights Map  
for  
Harry G. Spencer Property  
scale: 1" = 200'  
Date: 8/9/84

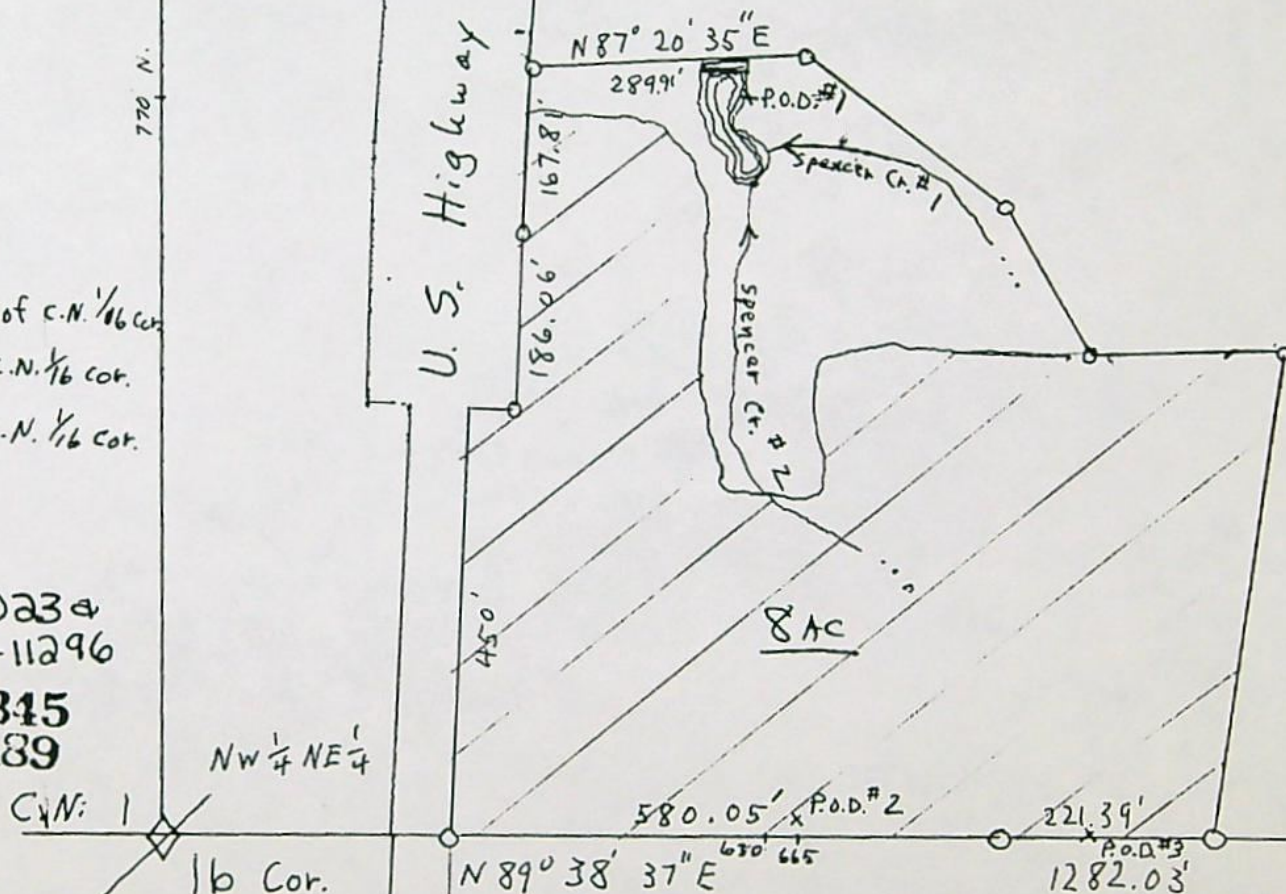
P.O.D. #1 is from Pond 770' N & 630' E of C.N.  $\frac{1}{16}$  cor.  
P.O.D. #2 is a well 10' N & 665' E of C.N.  $\frac{1}{16}$  cor.  
P.O.D. #3 is a well 5' N & 970' E of C.N.  $\frac{1}{16}$  cor.

Application No. R-68151, 68023 &  
Permit No. R10479 G-11296  
49345  
G10489

NW  $\frac{1}{4}$  NE  $\frac{1}{4}$   
C.N. 1  
16 Cor.  
T. 30-S R. 15 W  
Sec. 13

U.S. Highway 101

North  
↑



RECEIVED

AUG 10 1984

WATER RESOURCES DEPT.  
BALEM, OREGON

**FINAL PROOF SURVEY  
UNDER**

G-9088  
R-8204  
45328  
46101  
G10489  
R10479  
49345  
49429

Sump  
Reservoir  
Unn. Stream & Reservoir  
Davis Creek  
Wall  
Spencer Creek Reservoir  
Spencer Cr. & Res.  
Conner Creek

HARRY G. SPENCER

Surveyed 7/26 & 28, 1988, by J.M. SCHMORDE.

STATE OF OREGON

COUNTY OF COOS

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HARRY G. SPENCER  
P.O. BOX 291  
LANGLOIS, OREGON 97450

confirms the right to use the waters of A WELL in the CONNER CREEK BASIN for the purpose of SUPPLEMENTAL IRRIGATION OF 8.0 ACRES AND TEMPERATURE CONTROL OF 8.0 ACRES.

The right has been perfected under Permit G-10489. The date of priority is JANUARY 31, 1985. The right is limited to not more than 0.05 CUBIC FOOT PER SECOND; BEING 0.05 CFS FOR IRRIGATION AND 0.05 CFS FOR TEMPERATURE CONTROL, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW 1/4 NE 1/4, SECTION 13, T 30 S, R 15 W, W.M.; 1190 FEET SOUTH AND 2940 FEET EAST FROM THE NW CORNER OF SECTION 13.

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

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

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

NW 1/4 NE 1/4 8.0 ACRES  
SECTION 13  
TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

## Abstract of Permit

RECEIVED  
3/4/86

This is to certify that I have examined APPLICATION G-11296 and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

This permit is issued to Harry G. Spencer of PO Box 291, Langlois, Oregon, 97450, phone 347-4114, for use of the waters from <sup>2</sup>Well 1 ~~when available with any deficiency in the available supply from Well 1 to be made up by appropriation from Well 2,~~ for the PURPOSE of supplemental irrigation of 8.0 acres and temperature control, being 0.1 cubic foot per second for supplemental irrigation and 0.2 cfs for temperature control

that the PRIORITY OF THE RIGHT dates from January 31, 1985

and is limited to the amount of water which can be applied to beneficial use and shall not exceed <sup>0.14 cfs</sup> ~~0.2 cfs~~

measured at the point of diversion from the wells, or its equivalent in case of rotation with other water users.

The well is to be LOCATED: Well 1 - 10 feet North and 655 feet East; Well 2 - 5 feet North and 970 feet East, both from the <sup>NORTHWEST</sup> Southwest Corner of the NW 1/4 NE 1/4 of Section 13, being within the NW 1/4 NE 1/4 of Section 13, Township 30 South, Range 15 West, WM, in the County of Coos.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 30 South, Range 15 West, WM Section 13 NW 1/4 NE 1/4 8.0 acres Supplemental irrigation  
8.0 acres Temperature control

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 1/80 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The permittee shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for temperature control (frost control) on forms furnished.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times. The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Actual construction work shall begin on or before May 28, 1986, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1986.

Complete application of the water to the proposed use shall be made on or before October 1, 1987.

Witness my hand this 28th day of May, 1985.

\_\_\_\_\_  
WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Handwritten notes:  
1190 SOUTH 2940  
41011-180-76P  
JMK 7/24/88  
PT-OW

Water Rights Map  
for  
Harry G. Spencer Property

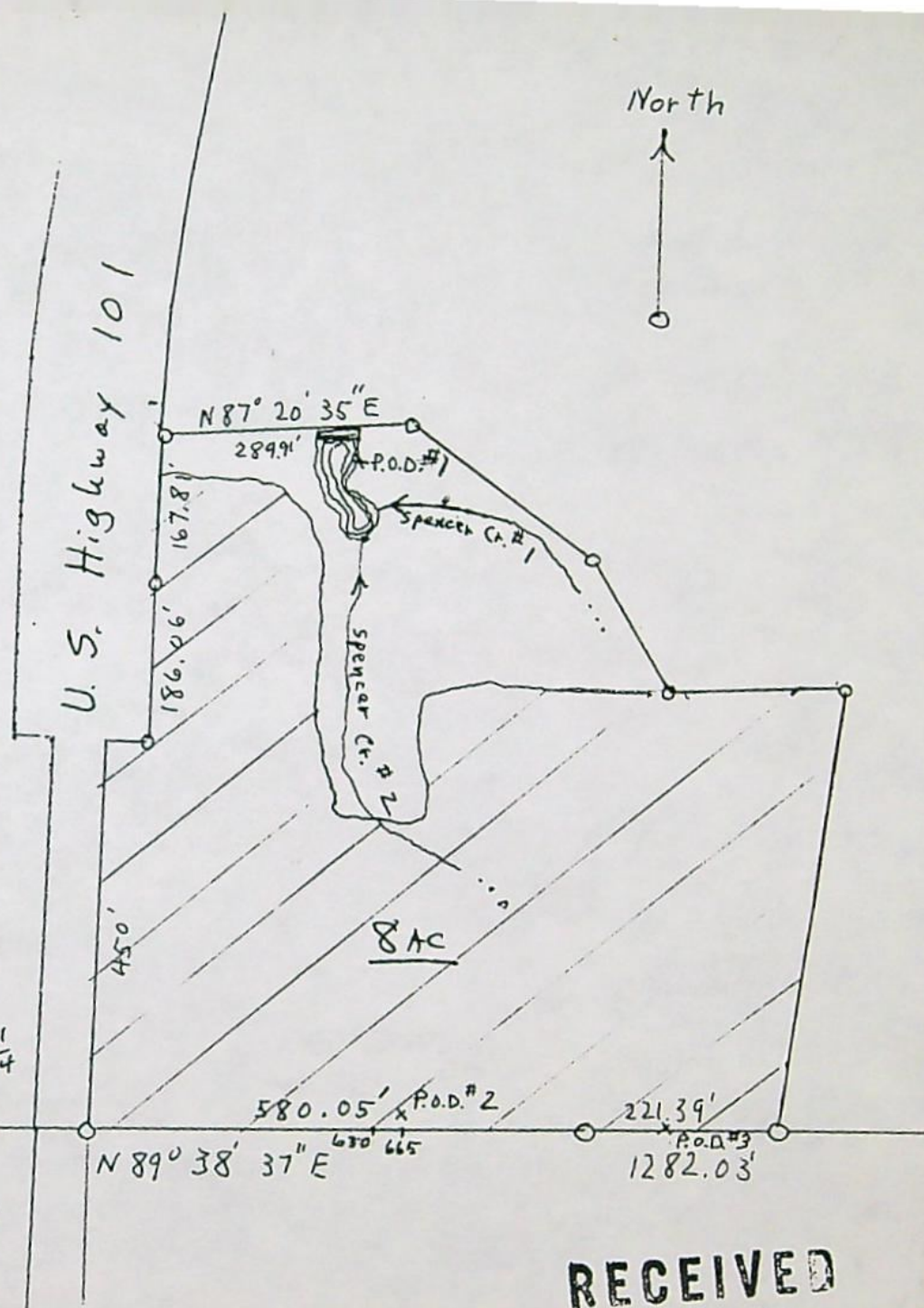
Scale:  $1'' = 200'$

Date: 8/9/84

P.O.D. #1 is from Pond 770' N & 630' E of C.N.  $\frac{1}{16}$  cor.  
P.O.D. #2 is a well 10' N & 665' E of C.N.  $\frac{1}{16}$  cor.  
P.O.D. #3 is a well 5' N & 970' E of C.N.  $\frac{1}{16}$  cor.

Application No. R-68151, 680234  
Permit No. R10479 G-11296  
49345  
G10489

89 NW  $\frac{1}{4}$  NE  $\frac{1}{4}$   
C.N.: 1  
lb Cor.  
T. 30-S R. 15-W  
Sec. 13



RECEIVED  
AUG 10 1984  
WATER RESOURCES DEPT.  
BALEM, OREGON

INFO.: MET WITH HARRY SPENCER. ONLY ONE WELL IS  
USED AND IT'S ~~IN~~ NOT DEPICTED ON APPLICATION  
MAP. THE OTHER WELLS (POD #2) WAS DRY AND  
POD #3 WAS NEVER DEVELOPED.

SOURCE  
~~USE~~: DRILLED WELL

CASING: 6" STEEL - 40 FT LONG

WATER LEVEL: -36 (PER MR. SPENCER)

USE: SUPPLEMENTAL IRRIGATION & TEMP. CONTROL

PHOTO: 41011-180-76R

PUMP: 3/4 HP BERKELEY SUBMERSIBLE

M. Shuman  
F.T. 1/26/88

INFO.: CONT. - WATER IS PUMPED FROM THE WELL TO  
THE RESERVOIR WHERE IT'S PUMPED AS NEEDED  
TO WATER THE DOUGLAS FIR SEEDLINGS.

$$Q = \frac{(.75)(6.6)}{36} = .14 \text{ CFS}$$

OPEN  
DISCHARGE

JUL 24 1987

WATER RESOURCES DEPARTMENT  
REPORT FORM FOR WATER  
USED FOR TEMPERATURE CONTROL

G-11296  
1987

WATER RESOURCES DEPT. (Use separate sheet for each field sprinkler system combination)  
SALEM, OREGON

Name of user Harry G. Spencer Permit No. G-10489

Field Description: T. 30s R. 15w Sec. 13  $\frac{1}{4}$  NW  $\frac{1}{4}$  NE Acres 8

Description of Sprinkler System:

Description of Sprinkler System:

Pump motor 3/4 HP Type Berkeley Pump size Delwinst 22 GPM Type Centrifugal

Operating pressure 40 psi and \_\_\_\_\_ psi Main line dia. (in) \_\_\_\_\_  
at pump at av. head

Length (ft) \_\_\_\_\_ Lateral dia. (in) None Length (ft) \_\_\_\_\_

Nozzel sizes (in)	Total no. heads	Nozzel mfr. No.
1/2	1	1
3/4	1	1
1	1	1
1 1/4	1	1
1 1/2	1	1
1 3/4	1	1
2	1	1
2 1/4	1	1
2 1/2	1	1
2 3/4	1	1
3	1	1
3 1/4	1	1
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25 1/4	1	1
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25 3/4	1	1
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29 1/4	1	1
29 1/2	1	1
29 3/4	1	1
30	1	1
30 1/4	1	1
30 1/2	1	1
30 3/4	1	1
31	1	1
31 1/4	1	1
31 1/2	1	1
31 3/4	1	1
32	1	1
32 1/4	1	

Additional Data: Is water measured by meter? Is there a significant elevation change between pump and field?

This well is in use Spring through Fall at intervals averaging once per week for spray tank filling ~~and~~ this year's also for priming mainline irrigation pumps and system.

[illegible]

Use back of sheet for sketches and comments if needed.

Date \_\_\_\_\_

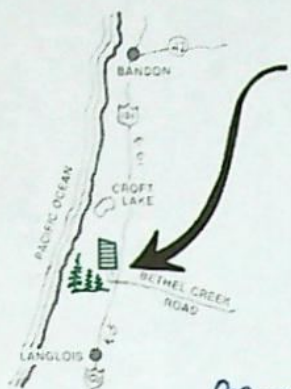
Signed

RECEIVED

JUL 24 1987

WATER RESOURCES DEPT.  
SALEM, OREGON

7/23/87



**GROWTH UNLIMITED  
TREE FARM NURSERY**

HARRY SPENCER, Proprietor  
P.O. BOX 291  
LANGLOIS, OR 97450

Reforestation stock and  
ornamental plantings. Research  
in growth and species adaptation.

(503) 347-4114

State of Oregon  
Water Resources Dept.  
3850 Portland Rd. NE  
Salem, Or. 97310  
attention: Ralph Jackson, Supervisor

Gentlemen:

May 20 you sent me forms for reporting  
use of water for Temperature control on 4 of my  
water permits, for which I thank you.

These forms are completed, and enclosed  
herein, for the following permits:

46101

49345

610489

49429

Sincerely, yours,

Harry Spencer



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

May 20, 1987

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: File G-11296

Under the terms of your Permit G-10489, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

To date, this information has not been received. A form for reporting is enclosed.

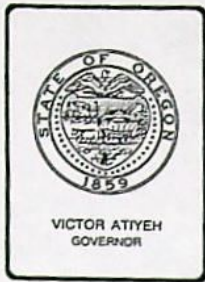
Sincerely,

RALPH H. JACKSON, Supervisor  
Application/Permit Section

RHJ:tc

Enclosure

0024E



## *Water Resources Department*

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

September 17, 1986

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

REFERENCE: Files Numbered G-11296 & 68354

Dear Mr. Spencer:

Thank you for submitting information regarding your use of water for temperature control under your Permits Numbered G-10489 and 49429.

Enclosed are forms for reporting your use of water during the next year.

Please submit the enclosed forms prior to June 1, 1987.

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB/jw

Enclosures

WATER RESOURCES DEPARTMENT  
REPORT FORM FOR WATER  
USED FOR TEMPERATURE CONTROL

SEP 12 1986  
WATER RESOURCES DEPT  
SALEM, OREGON

Name of user Harry D. Sencer Permit No. G-10489

Field Description: T. 305 R. 15 Sec. 34 NE 4 Acres 7.8

For well on Brooks piece

Description of Sprinkler System:

Pump motor 3/4 HP Type Aerkeley Pump size Delivers 22 GPM Type Centrifugal

Operating pressure 40 psi and \_\_\_\_\_ psi Main line dia. (in) \_\_\_\_\_  
at pump at av. head

Length (ft) 4.1 Lateral dia. (in) None Length (ft)       

Nozzel sizes (in)                      Total no. heads                      Nozzel mfr. No. \_\_\_\_\_

Additional Data: Is water measured by meter? Is there a significant elevation change between pump and field?

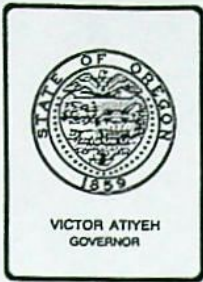
This well was used thru growing seasons 1986  
It averaged 3 hours/day for filling Pond and spray tanks  
March 15 to present 9/9/86

[illegible]

Use back of sheet for sketches and comments if needed.

Date \_\_\_\_\_

Signed



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

June 6, 1986

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

REFERENCE: G-11296, 68354, 61757, and 68023

Dear Mr. Spencer:

Under the terms of your Permits G-10489 and 49429, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

To date, this information has not been received. A form for reporting is enclosed.

In reference to your Permits Numbered 46101 and 49345, we have received the information regarding the temperature control.

Enclosed are forms for reporting your use of water during the next year.

Please submit the enclosed form prior to June 1, 1987.

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB/jw

Enclosures

WATER RESOURCES DEPARTMENT  
REPORT FORM FOR WATER  
USED FOR TEMPERATURE CONTROL

(use separate sheet for each field sprinkler system combination)

Name of user Harry G. Spencer, dba Growth Unlimited Tree Farm Permit No. G10489

Field Description: T. 30s R. 15w Sec. 13  $\frac{1}{4}$  NW  $\frac{1}{4}$  NE Acres 12.87

## Description of Sprinkler System:

Description of Sprinkler System:

Pump motor 3/4 HP Type Berkeley Pump size Delivers 22 gpm Type Centrifugal

Operating pressure 40 psi at pump and Same at vent to Pond down hill psi Main line dia. (in) 2" PVC

at pump at av. head

Length (ft) 980' Lateral dia. (in) None Length (ft)         

Nozzel sizes (in)	Total no. heads	Nozzel mfr. No.
1/2	1	1
3/4	1	1
1	1	1
1 1/4	1	1
1 1/2	1	1
1 3/4	1	1
2	1	1
2 1/4	1	1
2 1/2	1	1
2 3/4	1	1
3	1	1
3 1/4	1	1
3 1/2	1	1
3 3/4	1	1
4	1	1
4 1/4	1	1
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4 3/4	1	1
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5 1/4	1	1
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6 3/4	1	1
7	1	1
7 1/4	1	1
7 1/2	1	1
7 3/4	1	1
8	1	1
8 1/4	1	1
8 1/2	1	1
8 3/4	1	1
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9 3/4	1	1
10	1	1
10 1/4	1	1
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10 3/4	1	1
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11 1/2	1	1
11 3/4	1	1
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30 3/4	1	1
31	1	1
31 1/4	1	1
31 1/2	1	1
31 3/4	1	1
32	1	1
32 1/4	1	

Additional Data: Is water measured by meter? Is there a significant elevation change between pump and field?

This well pumps through 2" PVC To empty into a pond used for irrigation

Supply, It runs about 10 hours per day from May 1 to Sept. 30. It is also used for filling spray Tanks. The water from the Pond is used for irrigation and Temp. Control, and is derived from this + additional sources.

Rate of		

[illegible]

Use back of sheet for sketches and comments if needed.

Date \_\_\_\_\_

Signed

Application No.

G-11296

Permit No.

AUG 10 1984

## STATE OF OREGON WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT

# Application for a Permit to Appropriately Ground Water

Appropriate

SALEM, OREGON

(Name of Applicant)

(Mailing Address)

(City

7452

Phone No. \_\_\_\_\_

(503)

347-4114

*make application for a permit to appropriate the following described ground waters of the State of Oregon:*

(Give number of wells, tile lines, infiltration galleries, etc.)

Well #

16.44

.....  
666

57

Well #2

Not

970

Fast

(Public Land Survey Corner)

(If there is more than one well, each must be described)

being within the N.W.

 $\frac{1}{4}$  of the

13

Tr.

30

15

... W.

e cou

... 500

3. Location of area to be irrigated, or place of use if use other than irrigation.

68152

...

(Feet)

8702c

200<sup>00</sup> 2X  
100 100  
100 TC  

---

400

608152

608152

6. The amount of water which the applicant intends to apply to beneficial use is 0.3 cubic feet per second or ..... gallons per minute.

7. The use to which the water is to be applied is Supplemental irrigation 0.1 cfs and Supplemental Temperature control 0.2 cfs from well #1, with any deficiency in supply to be appropriated from well #2.

8. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

N/A

9. If the location of the well, or other development work is less than one-fourth mile from a natural stream channel, give the distance to the channel and the difference in elevation between the stream bed and the ground surface at the source of development.

850' Northerly To Corner Creek, ground surface at well P.O.D's is 80' higher than creek

10.

#### DESCRIPTION OF WORKS

Include length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

Wells will have 1 1/2 H.P. Pumps into common 3" PVC buried mainline to pond, with smaller side-line T'd off to supply drinking & Truck filling water supply.

11. Construction work will begin on or before 8/9/85

12. Construction work will be completed on or before 8/9/86

13. The water will be completely applied to the proposed use on or before 8/9/87

14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right. Accompanying Surface Water and accompanying Reservoir applications.

Application No. G-11296

Permit No. ....

Remarks: "Temperature control" includes both air Temperature control and frost control.

\* If a second well is needed, the 2 wells will be tied together with a common mainline. The well or wells will be drilled Spring 1985. If well #1 is adequate, it will be the only one drilled.

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Harry S. Pence  
Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion.

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before November 13, 1984.

WITNESS my hand this 11th day of September, 1984.

William H. Young, Water Resources Director

By

Wayne J. Overcash

RECEIVED

JAN 31 1985

WATER RESOURCES DEPT  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

10th

day of

August, 1984

at 8:00

o'clock

A.M.

Application No.

G-11296

Permit No.

Application No. G-11296

Permit No. ....

26/1/85  
NCR

## Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.2 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from Well #1

when available with any deficiency in the available supply from Well #1 to be made up by appropriation from Well #2

The use to which this water is to be applied is supplemental irrigation of 8.0 ac  
and temperature control  
being 0.1 cfs for irrigation and 0.2 cfs for temperature control

If for irrigation, this appropriation shall be limited to 1/20 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year;

GL (S) supplemental irrigation

GL (T) temperature control

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

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is January 31, 1985

Actual construction work shall begin on or before ..... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this ..... day of ....., 19.....

AKA

June 14, 1985

Harry G. Spencer

P.O. Box 291

Langlois, OR 97450

G-11296

G 10489

February 27, 1985

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: Files R-68151, 68023 and G-11296

This is to acknowledge your amended Applications R-68151, 68023 and G-11296.

The Reservoir Application R-68151 now describes the proposed construction of a reservoir and storage of 1.0 acre-feet of water from Spencer Creek for irrigation and temperature control, being 0.8 acre-foot for irrigation and 0.2 acre-foot for temperature control.

The secondary Application 68023 now describes the proposed use of 0.3 cubic foot per second from Spencer Creek and the reservoir for irrigation and temperature control, being 0.1 cfs for irrigation and 0.2 cfs for temperature control.

The Ground Water Application G-11296 now describes the proposed use of 0.3 cfs from Well 1 with any deficiency in supply to be appropriated from Well 2 for supplemental irrigation and temperature control on 8.0 acres, being 0.1 cfs for irrigation and 0.2 cfs for temperature control.

Your three applications are now in satisfactory form and will be placed with the group to be considered for approval.

Sincerely,

WAYNE J. OVERCASH  
Senior Water Rights Examiner

WJO:wpc

cc:John Drolet, Watermaster, District 19

7142C

GROWTH UNLIMITED  
TREE FARM NURSERY

HARRY SPENCER, Proprietor  
P.O. BOX 291  
LANGLOIS, OR 97450

Reforestation stock and  
ornamental plantings. Research  
in growth and species adaptation.

(503) 347-4114

RECEIVED

JAN 31 1985

WATER RESOURCES DEPT  
SALEM, OREGON

1/29/85

Mr. Wayne Overcash

State of Oregon

Water Resources Department  
Mill Creek Office Park

555 13th Street NE

Salem, OR. 97310

Ref: Files G-11296, 68023, and R-68151

Dear Mr. Overcash:

Referring to your letter of Sept. 11, 1984, and subsequent letters of Nov. 16, 1984 and Jan. 9, 1985 regarding my water rights applications for my new nursery, please be informed of the following:-

1. I do wish to use the water, as applied for, except I may only drill one well instead of two. The seriousness of that intent might be judged by the expenditure of over \$1,000 in permit fees, and \$2,000 on ground work preparing the site to sow seedlings this spring, plus \$5,000 to construct the reservoir and dam, plus mainline underground 8" and 4" lateral PVC pipe and valves and risers installed.
2. I went to some pains to review all the applications with the watermaster at Copiell before submission, who was most helpful. Therefore I am rather amazed that so many faults were found with them. We have been extremely busy since your first letter arrived, first preparing the new site trying to beat bad weather, then lifting trees on the present site.

I state all of this only to show why it was very difficult to get to a watermaster's office during open hours to correct some of the technical portions of the corrections needed on the applications. Today I could have done so, but upon calling the Copville office I found the watermaster was in Salem until Wednesday.

I believe the best way at this point for me to correct the objections is to utilize your letter and respond to each point as best I can. This I have done on the margin of the enclosed copy. I also enclose the 3 applications with (I hope) appropriate changes.

Sincerely yours,

Harry Spencer



## Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

RECEIVED

JAN 31 1985

WATER RESOURCES DEPT

SALEM, OREGON

PHONE 378-3066

September 11, 1984

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: Files R-68151, 68152, 68023 and G-11296

Your Reservoir Application R-68151 describing the proposed construction of a reservoir and storage of 1.0 acre-foot of water therein from Spencer Creeks 1 and 2 and wells for irrigation and temperature control purposes, being 0.8 acre-foot for irrigation and 0.2 acre-foot for temperature control, has been reviewed.

Your secondary application describing the proposed use of 0.3 cubic foot of water per second from Spencer Creek 1 with any deficiency in supply to come from Spencer Creek 2 and stored water for irrigation and temperature control on 8.0 acres, being 0.1 cfs for irrigation and 0.2 cfs for temperature control, has been reviewed. This secondary application, when first received, was inadvertently assigned the Application Number 68152 instead of superseding your original Application 68023. The File 68152 has now been considered a misfiling and the fees in the amount of \$380 credited to the File 68152 will be transferred to your Reservoir File R-68151, the secondary File 68023, and your Ground Water Application G-11296.

Your Ground Water Application G-11296 describing the proposed use of 0.3 cfs from two drilled wells for supplemental irrigation and temperature control on the 8.0 acres has also been reviewed.

We will need some clarification and you will need to make certain amendments to your applications before they can be considered for approval.

According to the information supplied on your supporting map, it appears that the dam for the reservoir is located downstream below the confluence of Spencer Creek 1 and Spencer Creek 2. If so, only the creek downstream from the two Spencer Creeks should be listed in Item 1 of the Reservoir application as the stream for filling the reservoir. Since there are no provisions in the law for storage of water from wells in a reservoir, the mention of the wells in Item 1 of the Reservoir application will need to be deleted. If you intend to utilize the reservoir area as in-system storage for the use of water from the wells, this may be noted in the remarks section of your Reservoir application.

see sketch Pg. 2  
changed to just  
Spencer Creek on  
Applications.

Deleted  
Added to  
"Remarks"

Harry G. Spencer  
September 11, 1984  
page two

Also, if you will be diverting water downstream below the confluence of the two creeks for the irrigation and temperature control use, Item 1 on the secondary Application 68023 will also need to be amended to only list the one creek as the source of water. Information relative to Spencer Creek 1 and 2 will also need to be deleted from Item 5 of the application.

See sketch below  
changed to just  
Spencer Creek on  
application 68023

Since the water stored in the reservoir would also be considered a source of water, the reservoir will need to be included as a source in Item 1 of your secondary Application 68023.

changed as  
requested;

Items 6 and 7 on your Ground Water Application G-11296 will need to be further completed to state the amount of water to be appropriated from each well for each use.

Revised accordingly

You have noted in Item 10 of the Reservoir Application R-68151 that you may utilize an 18-inch CMP overflow pipe for the spillway. Depending upon the drainage area involved, the 18-inch pipe may be satisfactory providing an adequate trash rack is installed. I am not sure from our maps in our records how much drainage area is upstream from your reservoir. Therefore, you should further note in the remarks section of the application the acres or square miles that may drain towards your reservoir.

4 acres,  
Noted in  
Remarks No.

I am returning your three applications for correction and completion. The applications are endorsed so that in order to retain their priority date they must be received in this office on or before November 13, 1984.

Sincerely,

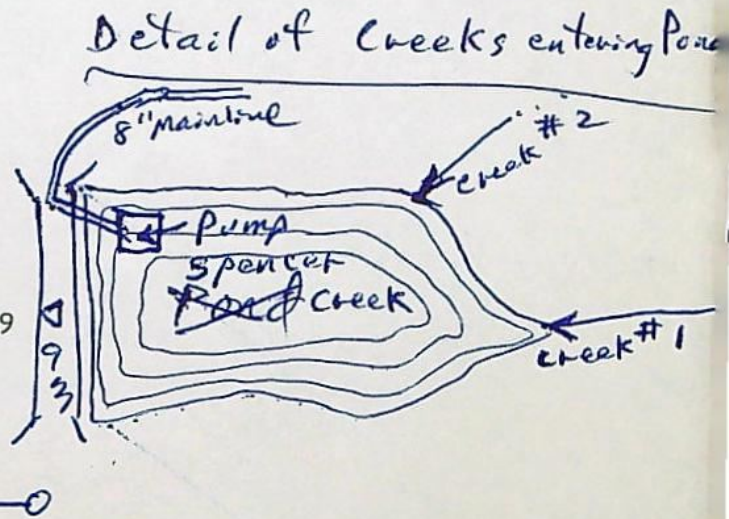
*Wayne J. Overcash*

WAYNE J. OVERCASH  
Senior Water Rights Examiner

WJO:wpc  
enclosures

cc: John Drolet, Watermaster, District 19

4464C



January 7, 1985

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: Files R-68151, 68023 and G-11296

Since you have not returned your Applications R-68151, 68023 and G-11296 or replied to correspondence regarding them, I assume you have reconsidered the matter of your proposed use of water and will not resubmit your applications.

If we do not hear from you within 30 days from the date of this letter, your applications will be rejected without further notice and the \$500 unearned permit recording fees will be returned.

Sincerely,

WAYNE J. OVERCASH  
Senior Water Rights Examiner

WJO:wpc

0467A  
6256C



## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

November 16, 1984

Harry G. Spencer  
P.O. Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: Files G-11296, 68023 and R-68151

Your Applications G-11296, 68023 and R-68151 which were returned to you have not been received. They were endorsed so that in order to retain their priority dates, they must have been received in this office on or before November 13, 1984.

Your applications have lost their priority, but may be reinstated with a new priority date when they are again received.

Sincerely,

WAYNE J. OVERCASH  
Senior Water Rights Examiner

WJO:tcb

September 11, 1984

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

Dear Mr. Spencer:

REFERENCE: Files R-68151, 68152, 68023 and G-11296

Your Reservoir Application R-68151 describing the proposed construction of a reservoir and storage of 1.0 acre-foot of water therein from Spencer Creeks 1 and 2 and wells for irrigation and temperature control purposes, being 0.8 acre-foot for irrigation and 0.2 acre-foot for temperature control, has been reviewed.

Your secondary application describing the proposed use of 0.3 cubic foot of water per second from Spencer Creek 1 with any deficiency in supply to come from Spencer Creek 2 and stored water for irrigation and temperature control on 8.0 acres, being 0.1 cfs for irrigation and 0.2 cfs for temperature control, has been reviewed. This secondary application, when first received, was inadvertently assigned the Application Number 68152 instead of superseding your original Application 68023. The File 68152 has now been considered a misfiling and the fees in the amount of \$380 credited to the File 68152 will be transferred to your Reservoir File R-68151, the secondary File 68023, and your Ground Water Application G-11296.

Your Ground Water Application G-11296 describing the proposed use of 0.3 cfs from two drilled wells for supplemental irrigation and temperature control on the 8.0 acres has also been reviewed.

We will need some clarification and you will need to make certain amendments to your applications before they can be considered for approval.

According to the information supplied on your supporting map, it appears that the dam for the reservoir is located downstream below the confluence of Spencer Creek 1 and Spencer Creek 2. If so, only the creek downstream from the two Spencer Creeks should be listed in Item 1 of the Reservoir application as the stream for filling the reservoir. Since there are no provisions in the law for storage of water from wells in a reservoir, the mention of the wells in Item 1 of the Reservoir application will need to be deleted. If you intend to utilize the reservoir area as in-system storage for the use of water from the wells, this may be noted in the remarks section of your Reservoir application.

Harry G. Spencer  
September 11, 1984  
page two

Also, if you will be diverting water downstream below the confluence of the two creeks for the irrigation and temperature control use, Item 1 on the secondary Application 68023 will also need to be amended to only list the one creek as the source of water. Information relative to Spencer Creek 1 and 2 will also need to be deleted from Item 5 of the application.

Since the water stored in the reservoir would also be considered a source of water, the reservoir will need to be included as a source in Item 1 of your secondary Application 68023.

Items 6 and 7 on your Ground Water Application G-11296 will need to be further completed to state the amount of water to be appropriated from each well for each use.

You have noted in Item 10 of the Reservoir Application R-68151 that you may utilize an 18-inch CMP overflow pipe for the spillway. Depending upon the drainage area involved, the 18-inch pipe may be satisfactory providing an adequate trash rack is installed. I am not sure from our maps in our records how much drainage area is upstream from your reservoir. Therefore, you should further note in the remarks section of the application the acres or square miles that may drain towards your reservoir.

I am returning your three applications for correction and completion. The applications are endorsed so that in order to retain their priority date they must be received in this office on or before November 13, 1984.

Sincerely,

WAYNE J. OVERCASH  
Senior Water Rights Examiner

WJC:wp  
enclosures

cc: John Drolet, Watermaster, District 19

4464C

*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

August 13, 1984

Harry G. Spencer  
PO Box 291  
Langlois, OR 97450

REFERENCE: Files R-68151, 68152 and G-11296

We have received your applications for use of water for irrigation, supplemental irrigation and temperature control use along with the supporting data and fees. Our Receipts 43709, 43710 and 43711 are enclosed. Your applications have been filed and assigned numbers R-68151, 68152 and G-11296.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will be considered for approval shortly after the mandatory 30-day waiting period. Applications which are defective, conflict with existing rights or require additional information will be reviewed in detail and will be returned for completion or correction within 45 days.

If your applications are approved, the projects described in the applications will be subject to the Water Policy Review Board's Basin Program statements, existing minimum flows and demands of prior rights during periods of low water.

Sincerely,

RALPH H. JACKSON, Supervisor  
Application/Permit Section

RHJ:wpc

enclosures  
0003/X  
3909C