

31000

All correspondence to  
Mrs. DeereidName William Wiederkehr

By \_\_\_\_\_

Address Route 1, Box 107Jefferson, Oregon

\_\_\_\_\_

\_\_\_\_\_

Date filed August 3, 1956Priority August 3, 1956

Action suspended until \_\_\_\_\_

\_\_\_\_\_

Returned to applicant \_\_\_\_\_

Date of approval November 20, 1956

## CONSTRUCTION

Date for beginning November 20, 1957Date for completion October 1, 1958

Extended to \_\_\_\_\_

Date for application of water October 1, 1959

Extended to \_\_\_\_\_

## PROSECUTION OF WORK

Form "A" filed \_\_\_\_\_

Form "B" filed \_\_\_\_\_

Form "C" filed Complete

## FINAL PROOF

117-57  
OCTOBER 30 1959

Blank mailed \_\_\_\_\_

NOVEMBER 6 1959

Proof received \_\_\_\_\_

NOVEMBER 19 1959

Application No. 31000Permit No. 24450Certificate No. 26250Stream Index, Page No. 2-64 G

## FEES PAID

Date 8-3-56 Amount 21.30 Receipt No. 8091

\_\_\_\_\_

B. P. Fee 11/6/59 \$1 Cert. Fee 233.91

## FEES REFUNDED

Date \_\_\_\_\_ Amount \_\_\_\_\_ Check No. \_\_\_\_\_

## ASSIGNMENTS

Date	AFFIDAVIT To Whom	Address	Volume	Page
1-11-57	<u>Nellie Wiederkehr</u>	<u>Rt. 1, Box 107, Jefferson, Oregon</u>	<u>3</u>	<u>1132-39</u>

## REMARKS

0.90 c.f.s. from Willamette River for irrigation and supplemental irrigation of 72 acres.

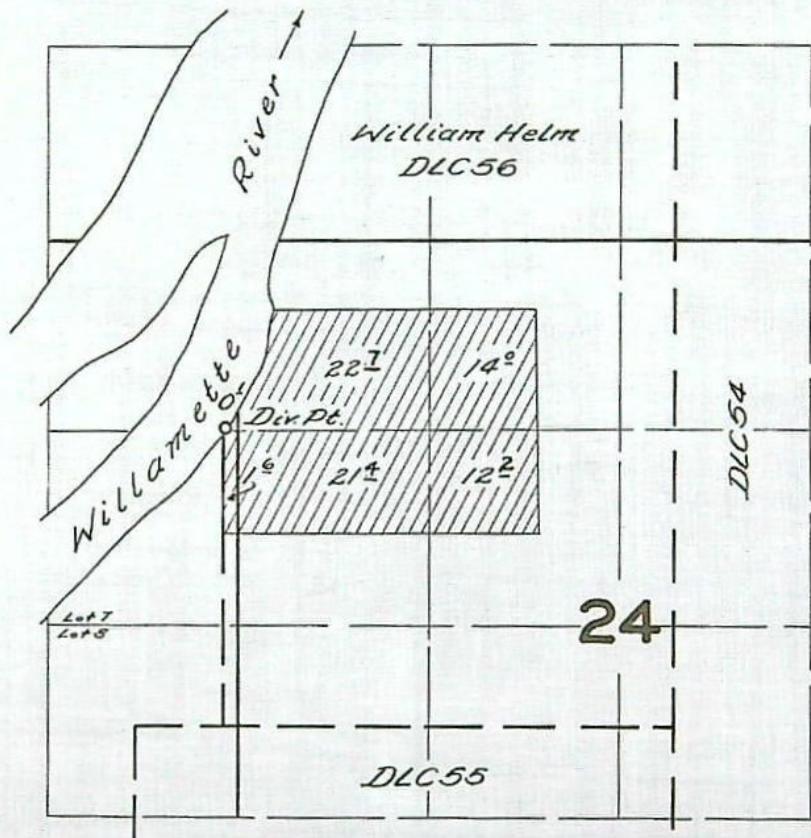
\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

T. 9 S. R. 4 W.W.M.



FINAL PROOF SURVEY  
UNDER

Application No. 31000. Permit No. 24450.  
IN NAME OF

*Nellie Wiederkehr*

Surveyed May 19, 1958, by *C.O. Bartels*

STATE OF OREGON  
 COUNTY OF MARION  
**CERTIFICATE OF WATER RIGHT**

This Is to Certify, That **NELLIE NIEDERKEMER**

of Route 1, Box 107, Jefferson, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Willamette River, a tributary of Columbia River for the purpose of irrigation and supplemental irrigation of 72.0 acres,

under Permit No. 24450 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon, that the priority of the right hereby confirmed dates from August 3, 1956,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.90 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the ~~NE<sub>1/4</sub> NE<sub>1/4</sub>~~ as projected within W. Helm DLC #56, Section 23, Township 9 South, Range 4 West, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year,

and 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 hereby confirmed, and to which such right is appurtenant, is as follows:

14.0 acres ~~NE<sub>1/4</sub> NW<sub>1/4</sub>~~  
 22.7 acres ~~NW<sub>1/4</sub> NW<sub>1/4</sub>~~  
 21.4 acres ~~SW<sub>1/4</sub> NW<sub>1/4</sub>~~  
 12.2 acres ~~SE<sub>1/4</sub> NW<sub>1/4</sub>~~  
 Section 24  
 0.1 acres ~~NE<sub>1/4</sub> NE<sub>1/4</sub>~~  
 1.6 acres ~~SE<sub>1/4</sub> NE<sub>1/4</sub>~~  
 Section 23

All as projected within W. Helm DLC #56  
 Township 9 South, Range 4 West, W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

THIS IS A DRAFT OF WATER RIGHT CERTIFICATE

See other side for instructions and final proof to be executed by permittee.

251 FINANCE BUILDING  
170 12TH STREET S.E.

STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
SALEM

REFER TO  
FILE NO. 31000

October 30, 1959

Nellie Wiederkehr  
Route 1, Box 107  
Jefferson, Oregon

Dear Madam:

On the reverse side of this paper is a copy of a draft of water right certificate to confirm the right under Permit No. 24450. You are requested to examine this draft and if you find it correctly describes the appropriation of water made, execute the following certificate. You should return this paper, along with a fee of \$1.00 for recording your water right certificate, when issued, in the office of the County Clerk.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

FINAL PROOF

I have read the draft of water right certificate shown on the reverse side of this paper and as final proof of appropriation of water I hereby certify that the water has been used as described in said draft.

Nov. 6, 1959  
(Date)

Nellie Wiederkehr  
(Signature)

Application No. 31000 ✓

County ..... Marion

## Preliminary Data for Proof of Appropriation of Water

1. Name Neilie Wiederkehr 2. Address Rt. 1, Box 107; Jefferson, Oregon

3. Source of supply Willamette River

Tributary of Columbia R.

4. Amount of water 0.90 cfs 5. Priority date August 3, 1956 ✓

6. Use irrigation and supplemental irrigation 1/80th ~~irrigation~~ and  $2\frac{1}{2}$  a.f.

7. Location of point of diversion NE $\frac{1}{4}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  NE $\frac{1}{4}$  As per plan W. Helm DLG 56 ✓  
(Legal Subdivision) Sec. 23 Tp. 9 S Rg. 4 W, W. M.

8. The description of land given below corresponds to that shown in the permit covering land to be irrigated, or, if for other purposes, the place of use.

Land on which water is to be used is part of the property described by appropriator as follows:

REPORT OF PERSON MAKING INSPECTION

#### Description of works:

Pump: F.M. 3" x 4" cent. air dn.

Motor: FM 25 HP 3 Phase 2920 RPM

Pipe: 1260° x 5" 7

1630<sup>2</sup> x 4" { Also irrigates from well - wasn't sure how

$5340^{\circ} \times 3''$ ) many Heads were used from River Pump.

Heads: 138 RB# 40-5 1/32 x 3 1/32

Left: May. Total 25°

Crop: Mint Info: Nellie Weidenkehr

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 this form without your signature, with a full report by letter.

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

*Albert B. Bertholet*  
(Name)  
*Field Engineer*  
(Title)

Description of the tract of land the title to which is insured by this Policy: situated in Marion County, State of Oregon, to-wit:-

Two hundred acres of land off the South side of the following described tract, (being segregated from the remainder by a line running due East and West), to-wit:

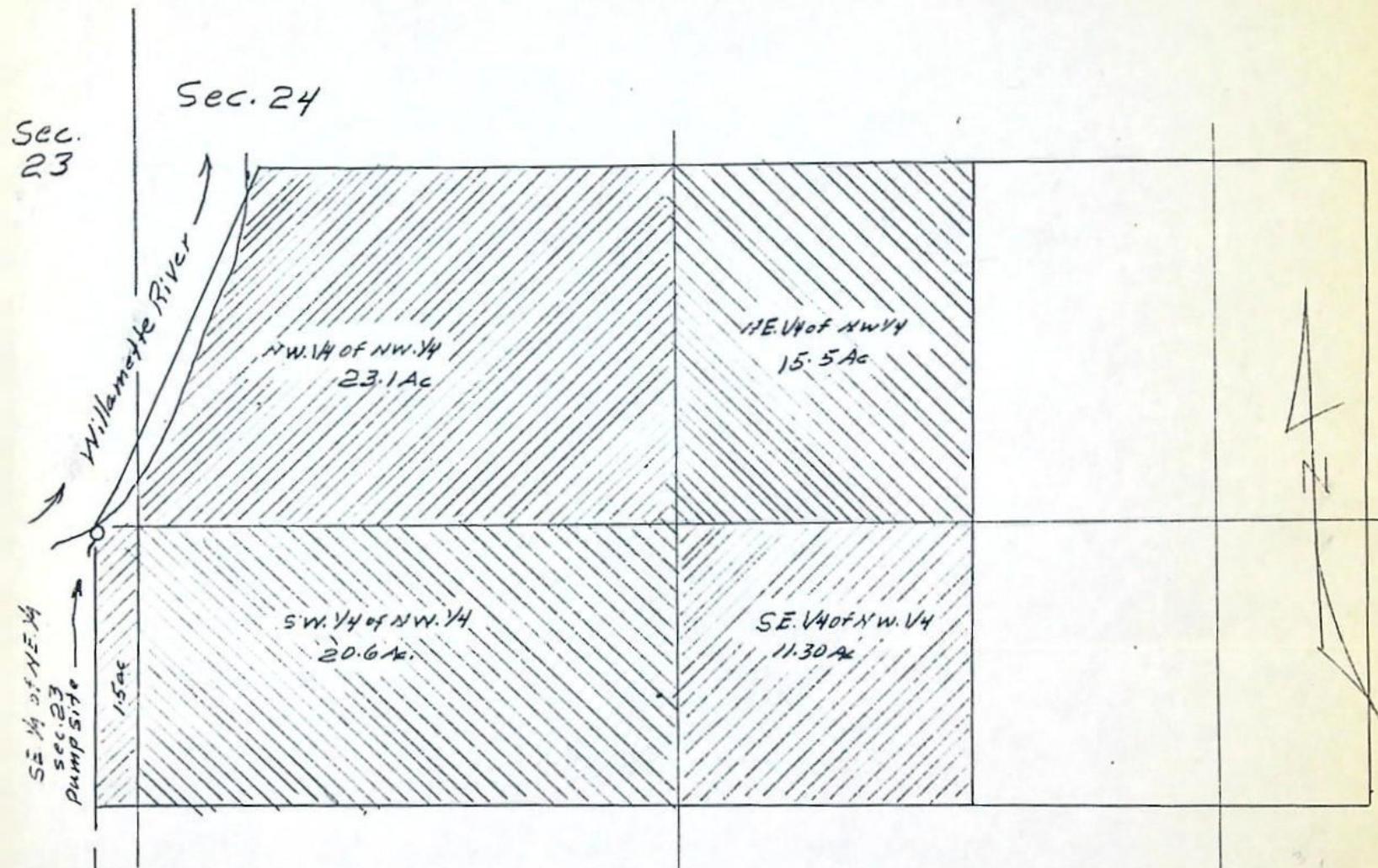
Claim No. 56, Notification No. 1752 in Township 9 South, Range 4 West of the Willamette Meridian in Marion County, Oregon, and being bounded as follows: Beginning at South East corner of said claim and running thence North 68.33 chains; thence North 68° 30' West 14.24 chains; thence South 23° West 5.00 chains; thence North 67° West 17.47 chains; thence South 31° West 15.50 chains; thence South 12° West 22.00 chains; thence South 24° 30' West 6.20 chains; thence South 31.77 chains; thence East 47.10 chains to the place of beginning; saving and excepting from the above-described tract a strip of land 80 rods wide off the South side of said tract which has heretofore been conveyed to J. A. McClain and Henry Seaton, by Deeds of record in Marion County, Record Book of Deeds No. 43 on page 598 and 639, respectively, all in Marion County, State of Oregon.

more particularly described as follows:

Beginning at an Iron Bolt which is in the East boundary of and 20.00 chains North from the Southeast corner of the Donation Land Claim of Wm. H. Hellams, same being Claim number 56 in Township 9 South, Range 4 West of the Willamette Meridian in Marion County, Oregon; and from thence running North 0° 16' West along the East boundary of said Claim 23.66 chains to a point 6 links East from an Iron Bar in the North boundary of a tract of land deeded to E. S. Longacre by Deed of conveyance recorded at Page 17 of Volume 149 of the Deed records for Marion County, Oregon; thence West parallel with the South boundary of said Claim 41.35 chains to an iron pipe on the right bank of the Willamette River; thence South 23° 12' West along the right bank of said river 14.77 chains to an iron pipe in the West boundary of said Claim; thence South 0° 16' East along the West boundary of said claim 10.08 chains to an iron pipe which is 20.00 chains North 0° 16' West from the Southwest corner of said Claim; thence East 47.23 chains to the place of beginning.

for

WILLIAM WIEDERKHER



Scale 1": 6 chains  
 Sec. 24 & 23 T.9S., R.4W. Wm  
 Marion County, Oregon

Application No. 31000  
 Permit No. 24450

I, Ralph G. Barnes, 477 Court St., Salem, Oregon, do hereby certify that this map was made from notes taken during an actual survey made by me on June 29, 1956; that the monument shown on this map consisting of a one inch iron pipe is 30.08 chains N.0° 16' W. from the Southwest corner of the William Helm Donation Land Claim No. 56 in Township 9 South, Range 4 West of the Willamette Meridian in Marion County, Oregon.



*Ralph G. Barnes*  
 Ralph G. Barnes

## WATER RIGHTS SURVEY

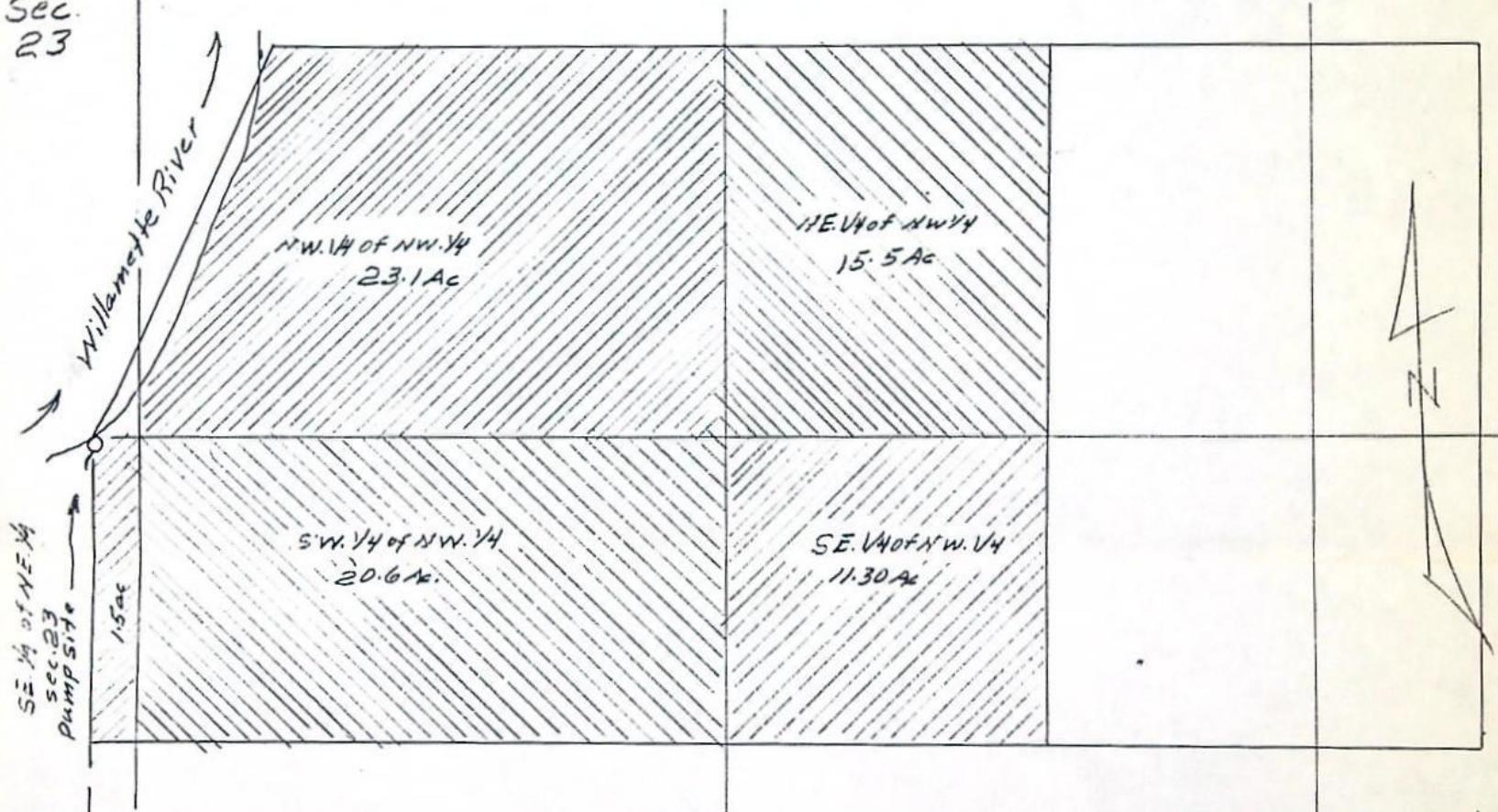
No. 56-6-115

for

WILLIAM WIEDERKHER

## Sec. 24

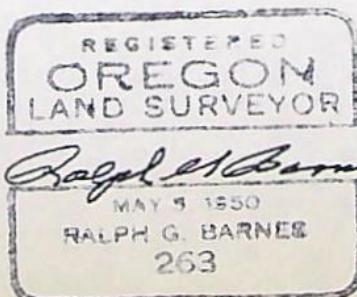
Sec  
23



Scale 1": 6 chains  
Sec. 24 & 25 T.9S., R.4W. Wm  
Marion County, Oregon

Application No. 31000  
Permit No. 24450

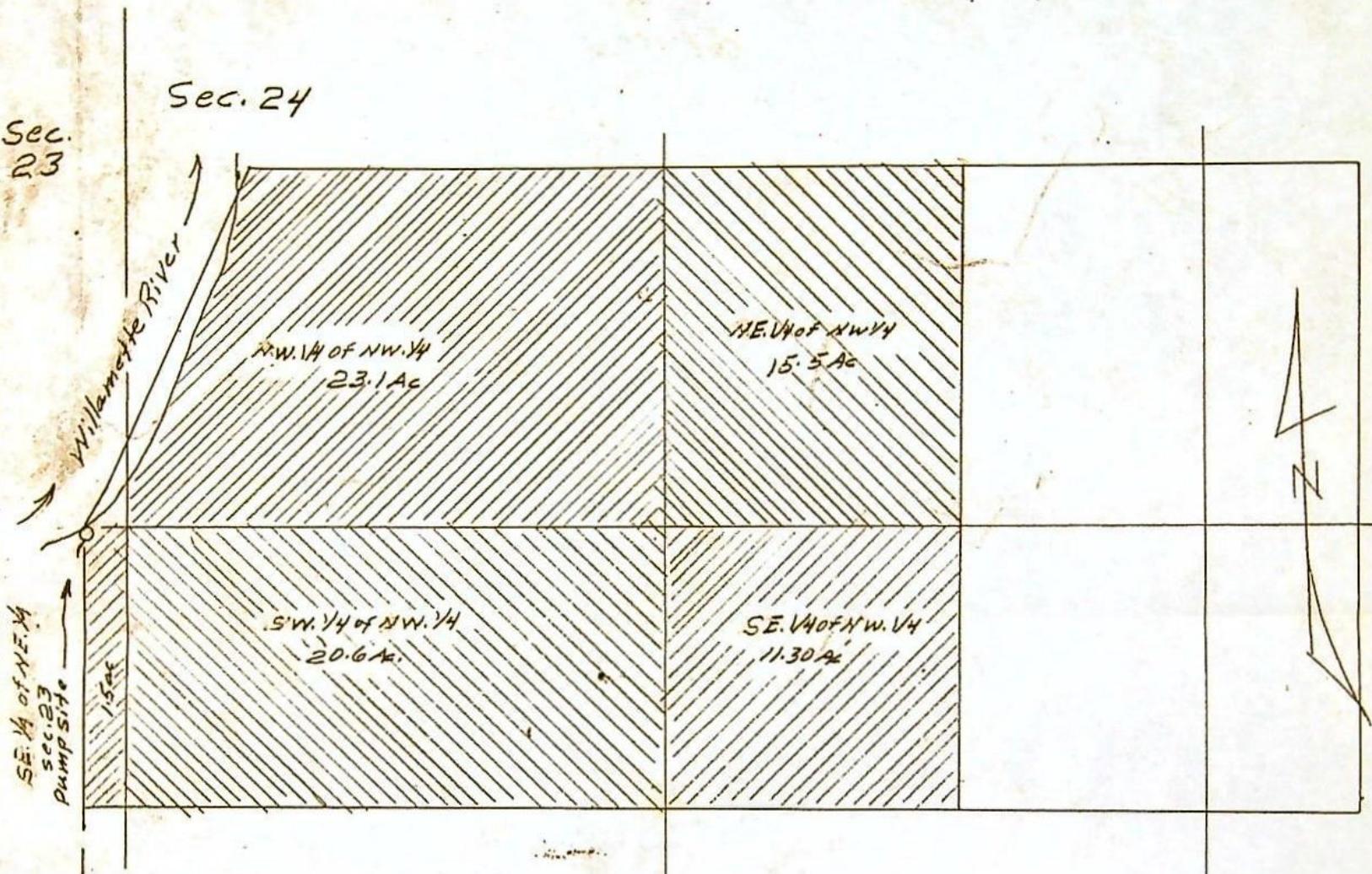
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for

WILLIAM WIEDERKHER

Sec. 24



Scale 1" : 6 chains  
 Sec. 24 & 25 T.9S., R.4W. Wm  
 Marion County, Oregon

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 Permit No. 24450

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*Ralph G. Barnes*  
 Ralph G. Barnes  
 RECEIVED  
 OCT 5 1956  
 STATE ENGINEER  
 SALEM, OREGON

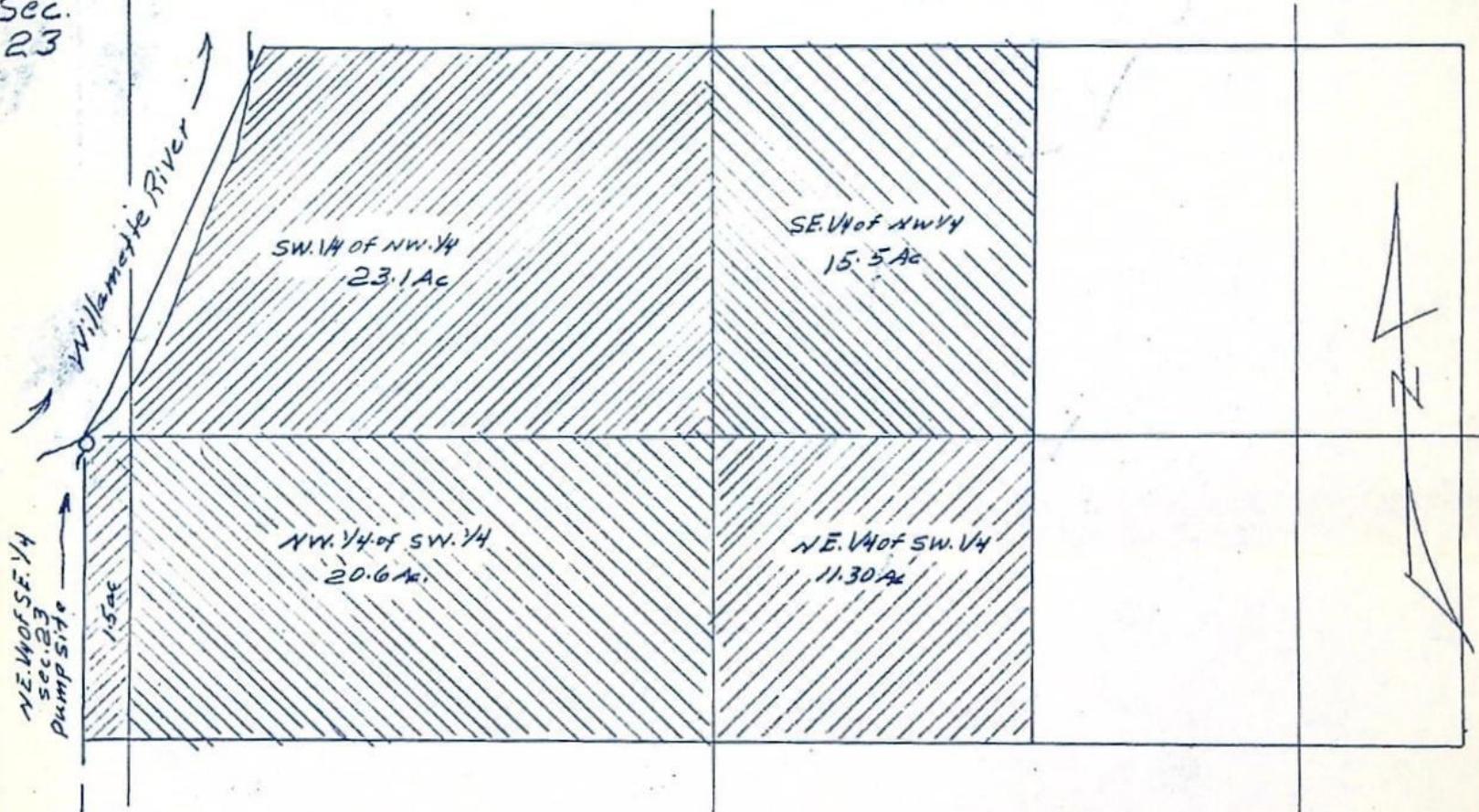
## WATER RIGHTS SURVEY

No. 56-6-115

for

WILLIAM WIEDERKHER

Sec. 24

Sec.  
23

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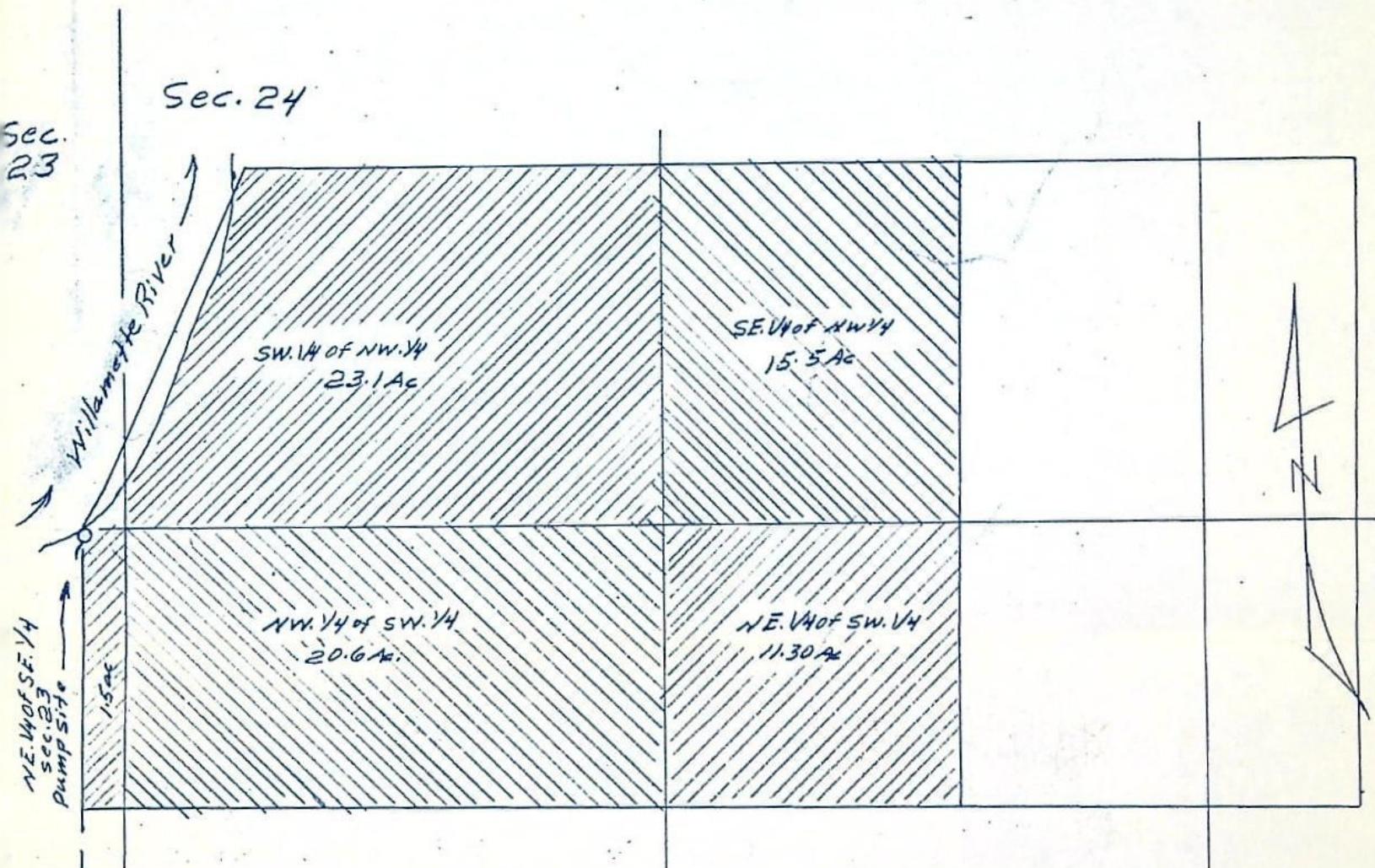


*Ralph G. Barnes*  
 Ralph G. Barnes

for

WILLIAM WIEDERKHER

Sec. 24



Scale 1" : 6 chains  
 Sec. 24 & 23 T. 9S., R. 4W. Wm  
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*Ralph G. Barnes*  
 Ralph G. Barnes

STATE OF OREGON )  
 ) ss  
County of Marion)

I, Nellie Wiederkehr, being first duly sworn depose and say that I am the widow and surviving heir of William Wiederkehr and that the property to which permit No. 24450 and certificate of registration No. GR-177C are appurtenant passes to me without probate, together with all appurtenances.

IN WITNESS WHEREOF, I have hereunto set my hand this  
11th day of January 1957.

Nellie Niederkohr

Subscribed and sworn to before me this 11<sup>th</sup> day of January 1957.

Chris L. Wheeler  
Notary public for Oregon

My commission expires September 8, 1960.

STATE OF OREGON

County of Marion

I certify that the within was received by me on

the 11<sup>th</sup> day of JANUARY, 1957

at 1:28 o'clock P.M., and was recorded in Min-

ingograms Records, Vol. 3 page 1138-1139

*Lewis A. Stanley*  
State Engineer ld  
\$1.00 Paid

31000  
GR-177

January 14, 1957

Nellie Wiederkehr  
Route 1, Box 107  
Jefferson, Oregon

Dear Madam:

This is to notify you that the affidavit you submitted to this office on January 11, 1957, showing that ownership of property appurtenant to Permit No. 24450 and certificate of registration No. GR-177 has passed to you, has been recorded in the Miscellaneous Records of the State Engineer. All future correspondence pertaining to these files will be addressed to you as the record holder of the permit and certificate of registration.

Please find enclosed our receipt No. 9553 in the amount of \$2, which you submitted in payment of recording fees for the affidavit and the assignment of certificate of registration No. GR-205.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By

Chris L. Wheeler, Assistant

1d  
enc. receipt

31000

November 30, 1956

Mrs. William Wiederkehr  
Rt. 1, Box 107  
Jefferson, Oregon

Dear Mrs. Wiederkehr:

24450

31000

31000

October 15, 1956

Mrs. William Wiederkehr  
Route 1, Box 107  
Jefferson, Oregon

Dear Madam:

This will acknowledge receipt of your returned application No. 31000 and the accompanying map.

Upon re-examination the application appears to be in satisfactory form.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By

James W. Carver, Jr., Assistant

ld

cc: Ralph G. Barnes  
477 Court Street  
Salem, Oregon



STATE OF OREGON  
STATE ENGINEER  
WATER RESOURCES DEPARTMENT  
SALEM

REFER TO  
FILE NO. 31000

September 20, 1956

Mr. William Wiederkehr  
Rt. 1 Box 107  
Jefferson, Oregon

Dear Mr. Wiederkehr:

This will acknowledge receipt of your application for a permit to appropriate 0.9 cubic feet of water per second from the Willamette River to be used for the irrigation of 72 acres, the accompanying map, legal description, and fees in the amount of \$21.30, for which our receipt No. 8041 was handed to you when you were in this office.

Your application has been examined, given file No. 31000, and the following observations are noted.

Map: With reference to other surveys on file in this office it would appear that the 40 acre tracts are  $\frac{1}{4}$  of a mile off in their location as labeled.

Application-Item 4: Since the 40 acre tracts are mislabeled on the map it would appear that the point of diversion would be located within the  $SE\frac{1}{4}$   $NE\frac{1}{4}$  of Section 23.

Item 8: It would appear that the 40 acre tracts within which the area to be irrigated are listed are in error.

Items 8-A & B: These items should also be completed.

For your convenience in the completion of the above mentioned discrepancies we are returning herewith your application and map, the application being endorsed so that in order to retain its date of priority it must be returned to this office on or before November 20, 1956.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By *James W. Carver Jr.*  
James W. Carver, Jr.  
Assistant

M E M O R A N D U M

October 2, 1956

Mr. Loren Wiederkehr was in the office this date to discuss corrections necessary to Application No. 31000 as noted in our letter of September 20, 1956. and submitted the necessary copy of the legal description of the property while he was here.

Mr. Loren Wiederkehr advised that his father, William Wiederkehr, has passed away subsequent to the filing of the application and that Mrs. William Wiederkehr will continue with the application.

Mr. Loren Wiederkehr said that he was not certain at this time whether the real property of the estate would or would not be probated since he was not sure as to how the deed lists the owner.

James W. Carver, Jr.  
Assistant

31000

September 20, 1956

Mr. William Wiederkehr  
Rt. 1 Box 107  
Jefferson, Oregon

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Very truly yours,

LEWIS A. STANLEY  
State Engineer

By

James W. Carver, Jr.  
Assistant

enc: application, map  
JWC:gw

DESCRIPTION FOR

WILLIAM WIEDERKEHER  
Rte. 1, Jefferson

L07.75 Ac.

\*\*\*\*\*

Beginning at an Iron Bolt which is in the East boundary of and 20.00 chains North from the Southeast corner of the Donation Land Claim of Wm. H. Helm, same being Claim Number 56 in Township 9 South of Range 4 West of the Willamette Meridian in Marion County, Oregon and from thence running N.  $0^{\circ} 16'$  W. along the East boundary of said Claim 23.66 chains to a point 6 links East from an Iron Bar in the North boundary of a tract of land Deeded to E. S. Longacre by Deed of conveyance recorded at Page 17 of Volume 149 of the Deed records for Marion County, Oregon; thence West parallel with the South boundary of said Claim 41.35 chains to an Iron Pipe on the right bank of the Willamette River; thence S.  $23^{\circ} 12'$  W. along the right bank of said river 14.77 chains to an Iron Pipe in the West boundary of said Claim; thence S.  $0^{\circ} 16'$  E. along the West boundary of said Claim 10.08 chains to an Iron Pipe which is 20.00 chains N.  $0^{\circ} 16'$  W. from the Southwest corner of said Claim; thence East 47.23 chains to the place of beginning and containing 107.75 acres of land.

Mar. 2, 1938

J. V. Fryberger

NE $\frac{1}{4}$  NW $\frac{1}{4}$  - Section 24