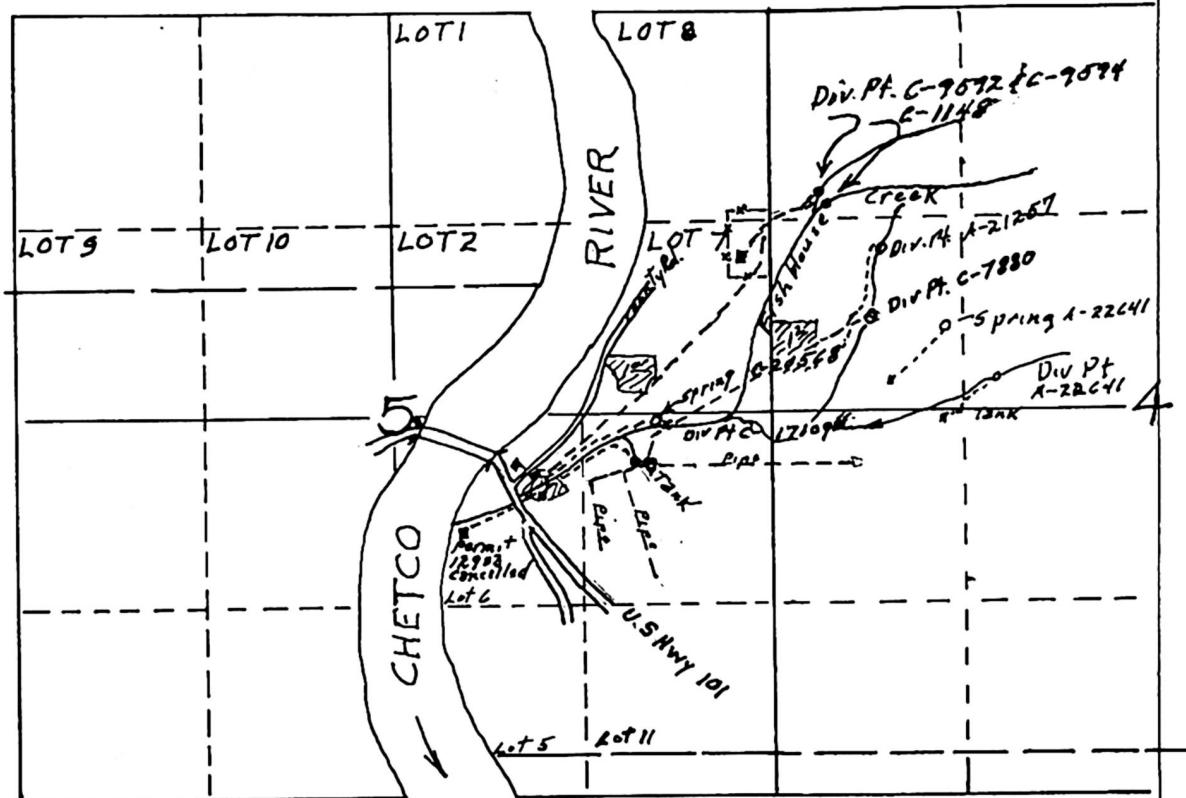




T.41S. R.13W. W.M.

$$4'' = 1 \text{ mile}$$



File #	Certificate	Source	Quantity	Use	Priority	Applicant
3354	1145	Fish House Cr.	0.1 cfs	Domestic	12-19-1913	Ernest Stitt
1111	7880	Spring Branch	0.1 cfs.	Domestic	9-22-1926	J.R. Hill
13612	9592	Fish House Cr.	0.02 cfs.	Domestic	8-4-1930	Payne & Miller
13904	9594	Fish Creek <sup>E. FK</sup> W. FK	0.02 cfs. 0.01 cfs.	Domestic	1-6-1931	Fred Hinkey
21233	17109	Fish House Cr.	0.01 cfs.	Irrig. 1 1/2 Ac.	10-18-1945	Harriet Stitt
27577	20568	A Spring	0.015 cfs	Dom <sup>store &amp;</sup> 2 Horses	8-22-1952	F.E. Henscom
27578	20571	Fish House Cr.	0.019 cfs	Irrig 1 1/2 Ac.	8-22-1952	F.E. Henscom

16985 - Permit 12903 Fish House Cr. 0.10 cfs Dern - 20 Families 12-30-1937 Floyd Clark Cancelled 4-17-42

This listing of rights may or may not be complete but is intended to help identify those rights involved in distribution questions in 1963. WNP

0.1

June 14 1912

Division No. 1

County of Curry

Application No. 3354

## Proof of Appropriation of Water

(In accordance with the provisions of Chapter 216, Laws of Oregon for 1909, and the regulations of the State Water Board thereunder.)

From False House Creek — Tributary of Chico River.

1. Name ..... Ernest S. Tott

2. Postoffice address Harbor, Oregon

3. For what purpose is water used? ..... *Domestic purposes* L

West

b. Give the date of completion of such construction work October 1915

7. 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. In the blank column on the right, headed "No. acres actually irrigated," fill in the number of acres you have irrigated in each of the tracts described.

Tp.	Rg.	Sec.	Forty-acre Tract	No. Acres Described in Permit	Actually Irrigated
41 S	13 W	5	NW 1/4 E	in Cherry County	

8. During what months is water beneficially used? *All months of the year.*

9. State the character of the soil and kind of crops raised .....

10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? *No.*

11. If not, state wherein such map is in error *The terminating point is in the SE 1/4 NE 1/4 Section 5 instead of the NW 1/4 SE 1/4 Section 5*

12. If the dimensions of your ditch or dam do not correspond to those described in your permit, state what changes have been made, giving dimensions of ditch (or other distributing works)

*Instead of the concrete dam I am using a tank made out of Redwood lumber the dimensions of the tank is 24 ft. x 24 ft. x 10 ft.*

13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use .....

*0.10 acre. per second. granite for domestic supplies.*

STATE OF OREGON,

County of *Curry* } ss.

I, *Ernest Ditt*

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 *19th* day of *September*, 1916.

*Ernest Ditt.*

Subscribed and sworn to before me this *19* day of *September*, 1916.

(Notarial Seal)

*W.W. Brewbaker*  
Notary Public for Oregon.

My commission expires *Feb. 10 1917*

AFFIDAVIT OF WITNESSES

We, Ambrose Tolman and Levellynn Barnham  
of Ambrose Oregon, 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. 1848; 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.

Ambrose Tolman  
Levellynn Barnham

Subscribed and sworn to before me this 19<sup>th</sup> day of September, 1916.

CMR Tolman  
Notary Public for Oregon.  
My commission expires Feb. 10<sup>th</sup> 1917

(Notarial Seal)

PROOF OF APPROPRIATION

Permit No. 1848

..... fee paid  
4/15

SALEM, OREGON

SE 25 1916

Approved:



# STATE OF OREGON

CHAS. E. STRICKLIN, STATE ENGINEER  
SECRETARY  
STATE RECLAMATION COMMISSION  
HYDROELECTRIC COMMISSION OF OREGON

OFFICE OF THE  
**STATE ENGINEER**  
WATER RESOURCES DEPARTMENT  
SALEM

ADDRESS ALL COMMUNICATIONS  
CHAS. E. STRICKLIN, STATE ENGINEER  
SALEM, OREGON  
AND REFER TO  
FILE NO. \_\_\_\_\_

July 11, 1950

21,23]

Stitt

Mrs. Harriet M. Still  
Brookings  
Oregon

Dear Mrs. ~~Stitt~~:

This will acknowledge receipt of your letter dated the 6th inst., relative to a map which you believe was filed with an application for a permit, which application was filed by Ernest ~~Stitt~~ about 1913.

We have searched the records of this office and do not find where any application for a permit to appropriate water was ever filed by anyone by the name of Ernest ~~Stitt~~. If you will give us a description of the property to which the water right is attached, it may be possible to identify it by this means.

Very truly yours,

**RECEIVED**  
JUL 19 1950  
STATE ENGINEER  
SALEM, OREGON

CES:VC

*Chas E Stricklin*

CHAS. E. STRICKLIN  
State Engineer

Dear Sir

As you have the name wrong in looking up the water right, I will correct that. I don't have the map. I got from the engineer on the right Q.W. Miller as my neighbor borrowed it and claimed he lost it. But said I might obtain it by paying \$5.00 at your office. If this isn't enough information I will see the engineer here. Probably he could give me the figures it. Mrs. Harriet M. Stitt

3354

July 21, 1950

Mrs. Harriet M. Stitt  
Brookings  
Oregon

Dear Mrs. Stitt:

Pursuant to your request there is enclosed herewith a blue print of a map which was filed with the application of Ernest Stitt about 1913. This application is designated on the records of this office as application No. 3354, permit No. 1848, certificate No. 1145.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

GES:VC  
Enc.

April 18, 1947

13612  
3354  
13904  
21233  
Gen.

Mr. Charles T. M. Echols  
Registered Land Surveyor  
Brookings, Oregon

Dear Mr. Echols:

This will acknowledge receipt of your letter of April 15, in which you inquire concerning rights to the use of the waters of a stream flowing through the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 4, and the SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 5, Township 41 South, Range 13 West, W. M., which stream is apparently known as Fish House Creek.

Apparently the only rights of record to the use of the waters of the stream about which you inquire are as follows:

Ernest Stitt, 0.10 c.f.s. for domestic use, priority December 19, 1919.  
Herbert Payne & O. W. Miller, 0.02 c.f.s. for domestic use, priority  
August 4, 1930.

Fred Hinkey, 0.03 c.f.s. for domestic use, priority January 6, 1931.  
Robert A. Childers, 0.01 c.f.s. for irrigation, priority Oct. 18, 1945.

The records indicate that the points of diversion for the above rights are located in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 4, Township 41 South, Range 13 West, W. M., near the SW corner of that subdivision except for the Childers permit where the diversion point is described as in the NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 5, Township 41 South, Range 13 West, W. M.

The Hinkey right is to take 0.01 c.f.s. from the West Fork of Fish Creek and 0.02 c.f.s. from the East Fork of Fish Creek. Fish Creek appears to be another name for Fish House Creek.

Due to possible errors in maps submitted with applications, it is possible that there are other rights to the waters of the stream in question which are not shown in their proper locations and for this reason are not listed above. If you will give me the name in which any right that you may be interested in is recorded, I will be glad to make a further search of the records.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By

Ed K. Humphrey, Assistant

EKH:mv

July 11, 1950

Mrs. Harriet M. Still  
Brookings  
Oregon

Dear Mrs. Still:

This will acknowledge receipt of your letter dated the 6th inst., relative to a map which you believe was filed with an application for a permit, which application was filed by Ernest Still about 1913.

We have searched the records of this office and do not find where any application for a permit to appropriate water was ever filed by anyone by the name of Ernest Still. If you will give us a description of the property to which the water right is attached, it may be possible to identify it by this means.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

CES:VC

RECEIVED

JUL 11 1950  
STATE ENGINEER  
SALEM, OREGON

Brookings

July 6, 1950

To the water master

Dear Sir

I have a water right that I  
still filed about 1913 and I used to have  
and bought pipe to bury this water  
to my house about  $\frac{1}{2}$  mile the pipe cost me  
about \$300 (three hundred dollars)  
Later Mr Miller has about taken it  
possessing of it and makes very bad  
for me as he and his family  
has put an pipe and run it in  
his house and turn it off at time  
he has no right to my water  
he can get water about 2 or 3 yard  
from other house

He asked me for my water map  
and showed it to him he never return  
it. I asked him several times for it  
said he could not find it

January 26, 1931.

Mr. O. W. Miller,  
Harbor, Oregon.

Dear Sir:

As requested in your letter dated January 22nd I am returning to you the blue print of the map filed to accompany Application No. 3354, Permit No. 1848, in the name of Ernest Stitt. I am sorry this print was not returned to you with my previous letter.

Yours very truly,

CHAS. E. STRICKLIN,  
State Engineer.

By  
Office Assistant.

LAS:LN  
Encl.

Harbor, Oreg. Jan. 22nd, 1931,

Mr. Chas E. Stricklin,  
State Engineer,  
Salem, Ore.

SALEM, OREGON

Dear Sir:

Thank you for your reply to our letter of Jan. 13th, 1931 relative to the appropriation of water from Fish Creek.

We shall do as you recommend, In the application of Mr. Herbert Payne and I, ~~we~~ then received permission of Mr. Luper former State Engineer to use one dam for us and "rs, Stitt, Mother of the deceased Ernest Stitt.

And as Mr. Fred Hinkey has applied for a water right and was going to build a dam just below us, we certainly appreciate your favor in building but one and all use out of the same.

If you have the Ernest Stitt Blue print that I sent to your office when I was asked to make the corrections on the map, I sent that with all the papers Mr. Luper had sent me, and it was not returned and Mrs. Stitt keeps asking for it, Please send it if you have it.

Again thanking you for your favor, I am very truly yours.

O. W. Miller,  
*O.W. Miller*

February 20, 1914.

Mr. Ernest Stitt,

Harbor, Oregon.

Dear Sir:-

I am enclosing your Application No. 3354, being Permit No. 1848, which has been approved and recorded in this office.

App. No. 3354;

Dec. 29, 1913.

Mr. Ernest Stitt,

Gold Beach Harbor, Oreg. Curry County.

Dear Sir:-

Enclosed find my official receipt for \$8.00, which amount was received today, together with your corrected application No. 3354. This application will be taken up as soon as same can be reached, and you will be further advised.

Very respectfully,

John H. Lewis,

State Engineer.

RWP

Encl.

Dec. 19, 1913.

Mr. Ernest Stitt,  
Harbor, Curry Co., Oreg.

Dear Sir:-

I am in receipt of your application for permit to appropriate water, which has been numbered 3354; also one tracing to accompany same. The total fees on this application will amount to \$8.00. I am returning the application herewith for completion. You should answer questions 12, 13, 14 & 15, sign the application in the presence of witnesses, and return same to this office together with fees, on or before January 19th, 1914.

Very respectfully,

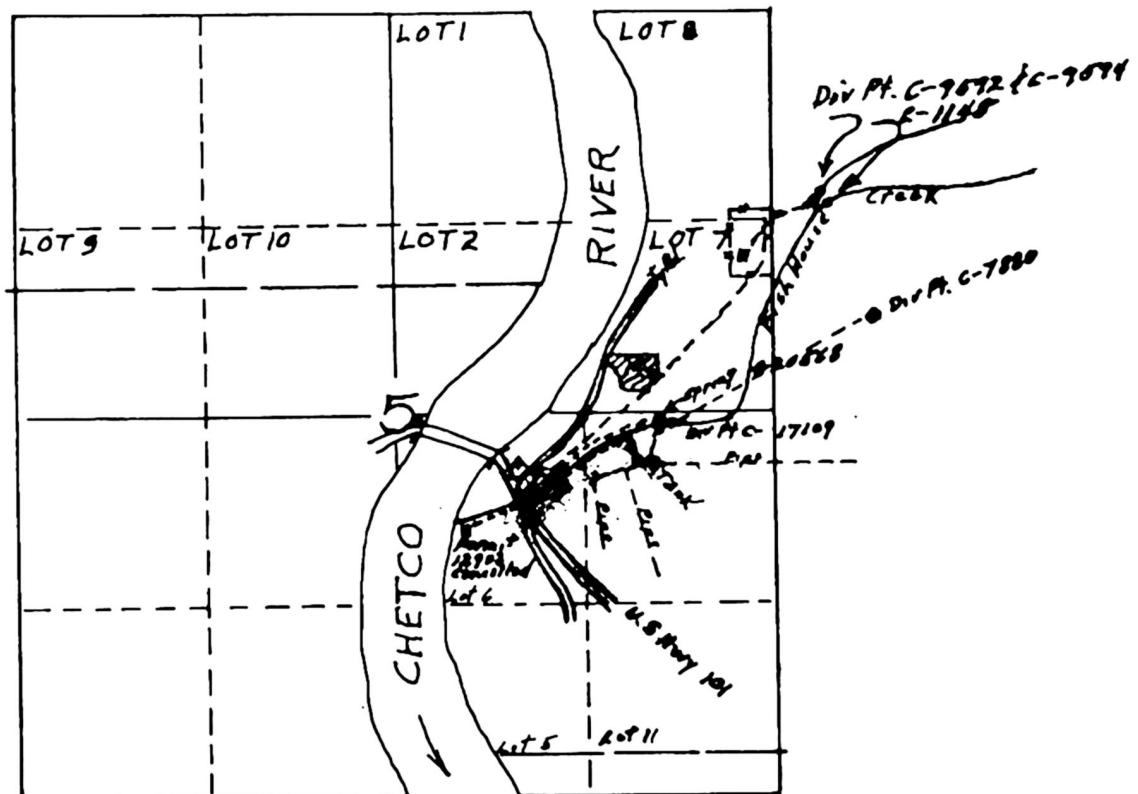
John H. Lewis,

State Engineer.

RWP  
Encl.

T.41S. R.13W. W.M.

4" = 1 mile



File #	Certificate	Source	Quantity	Size	Priority	Applicant
3354	1145	Fish House Cr.	0.1 cfs	Domestic	12-19-1933	Ernest Stitt
1111	7880	Spring Branch	0.1 cfs.	Domestic	9-22-1936	J.R. Hill
13612	9592	Fish House Cr.	0.02 cfs.	Domestic	8-4-1930	Payne & Miller
13904	9594	Fish Creek <sup>E. PK</sup>	0.02 cfs.	Domestic	1-6-1931	Fred Hinkey
21233	17109	Fish House Cr.	0.01 cfs.	Irrig. 1/2 Ac.	10-18-1945	Harriet Stitt
27577	20568	A Spring	0.015 cfs	Dom <sup>store</sup> 2 Acres	8-22-1952	E.E. Houscum
27578	20571	Fish House Cr.	0.019 cfs	Irrig 1/2 Ac.	8-22-1952	E.E. Houscum

16985 - Permit 12903 Fish House Cr. arrests Don - 20 families 12-30-1937 Floyd Clark Cancelled 4-17-42

This listing of rights may or may not be complete but is intended to help identify those rights involved in distribution questions in 1963. <sup>419-</sup> WNP

ERIN  
R  
SALEM, JULY 13 1916  
ORION

Harbor Oregon July 10-1916  
Secretary Board of Control  
Salem Oregon

Dear Sir

as I completed construction work on my water system and applied the water to its intended use on the same date (October 10 1915) I am mailing you both the notice of completion of construction and the notice of complete application of the water to a beneficial use

Very respectfully

Ernest Stitt

July 13, 1916.

Mr. Ernest Stitt.

Harbor, Oregon.

Dear Sir:-

Forms B and C in connection with permit No. 1848  
have been received and filed in this office.

In due course, proof of appropriation of water under  
this permit will be taken by the State Water Board, and final  
water right certificate issued thereafter in accordance with  
such proof.

Very respectfully,

Secretary.

GB.

## NOTICE OF BEGINNING OF CONSTRUCTION

I, Ernest Stitt, the holder of Application No. 3354, being  
 Reservoir Permit No. 1848, issued by the State Engineer of the State of Oregon,  
 (Reservoir or Enlargement)

for the appropriation of 0.10 second feet of the waters of Fish House Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, began the actual construction of the works described therein on the 20th day of January, 1915, being within the time limitation as fixed in said permit for the beginning of construction work.

I began construction work by cutting the brush and clearing the way for the laying of the pipe and have laid 2000 ft. of pipe and have water running through said  
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 statement, and any additional information which may tend to show the beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of July, 1915.

Harbor Oregon

(Present Address.)

Ernest L. Stitt

(Signature of Applicant)

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

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

I, Ernest Stitt, the holder of Application No. 3354, being  
 Reservoir Permit No. 1848, issued by the State Engineer of the State of Oregon  
 (Reservoir or Enlargement)

for the appropriation of one tenth (0.10) second feet of the waters of Fish House Creek 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 10 day of October, 1915, 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: If all of the water granted in the permit had not been fully applied to beneficial use, you should so state, so that subsequent

appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 10 day of July, 1916.

Harbor Oregon

(Present Address.)

Ernest L. Stitt

(Signature of Applicant.)

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

## NOTICE OF COMPLETION OF CONSTRUCTION

I, Ernest Stitt, holder of Application No. 3354, being  
 Reservoir Permit No. 1848, issued by the State Engineer of the State of Oregon,  
 (Reservoir or Enlargement)

for the appropriation of one tenth (0.10) second feet of the waters of Fish House Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, have completed the construction of the works described therein the 10 day of October, 1915, being within the time limitation as fixed in said permit or extended by the State Water Board for the completion of construction work.

Remarks: 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 in your permit, you should so state in order that our records may not be unnecessarily encumbered.

I have hereunto set my hand this 10 day of July, 1916.

July 28, 1916.

Ernest Stitt.

Harbor, Oregon.

Dear Sir:-

I am enclosing blank for proof of appropriation of water under permit No. 1848 which you will please fill out and return to this office, together with \$1.00 to cover recording fee, and the matter will be presented to the State Water Board at the next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

RS.

Harbor Oregon 9-18-16  
Secretary State Water Board  
Salem Oregon  
Dear Sir

Enclosed you will  
find proof of appropriation of water under  
permit No 1848  
as the water is used for Domestic Supplies  
some of the questions that related to Irrigation  
I omitted, when I made application for  
a permit to appropriate the water I thought  
I would have use for the water in the  
NW 1/4 S.E 1/4 of Section 5, but as it is  
I have no use for the water in that part of  
the Section, Therefore I intended the water ~~when~~  
only as far as the S.W. corner of the S.E. 1/4 of the NE 1/4  
Section 5 T. 41 S. R. 13 W. W.M.  
The water is used exclusively in the above mentioned  
tract (S.E. 1/4 NE 1/4 Sec 5 T. 41 S. R. 13 W.)

As I was not financially able to construct the  
Concrete dam I used a wooden tank  
which answers the purpose in every  
respect

I am enclosing a money order  
for \$100 to pay for recording fees

Very respectfully

Ernest Stitt

September 25, 1916.

Mr. Ernest Stitt.

Marion, Oregon.

Dear Sir:-

Proof of appropriation of water under permit No. 1848, together with \$1.00 recording fee, has been received and filed in this office.

This proof appears to be in proper form and will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

GB.