

Based on the data I reviewed, it appears that the sump is hydraulically connected to the John Day River. Any pumping from the sump would probably cause direct interference with flow in the river. Kenneth E. Lohf. 7-29-85

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MALHEUR LUMBER COMPANY
PO BOX 160
JOHN DAY, OREGON 97845

confirms the right to use the waters of TWO SUMPS in the JOHN DAY RIVER BASIN for INDUSTRIAL USE FOR LOG DECK SPRINKLING AND DUST ABATEMENT.

This right was perfected under Permit G-10528. The date of priority is JULY 15, 1985. This right is limited to 700 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the well.

The points of diversion on the sumps are located as follows:

SUMP # 1: NE 1/4 SW 1/4; SECTION 21, T 13 S, R 31 E, W.M.; 100 FEET SOUTH AND 1370 FEET EAST FROM THE WEST 1/4 CORNER, SECTION 21.

SUMP # 2: NW 1/4 SW 1/4; SECTION 21, T 13 S, R 31 E, W.M.; 510 FEET SOUTH AND 1140 FEET EAST FROM THE WEST 1/4 CORNER, SECTION 21.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 SW 1/4
NW 1/4 SW 1/4
SECTION 21
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

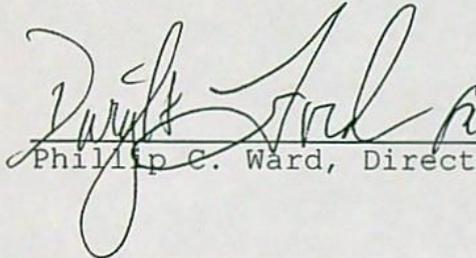
The right to use water is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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

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

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

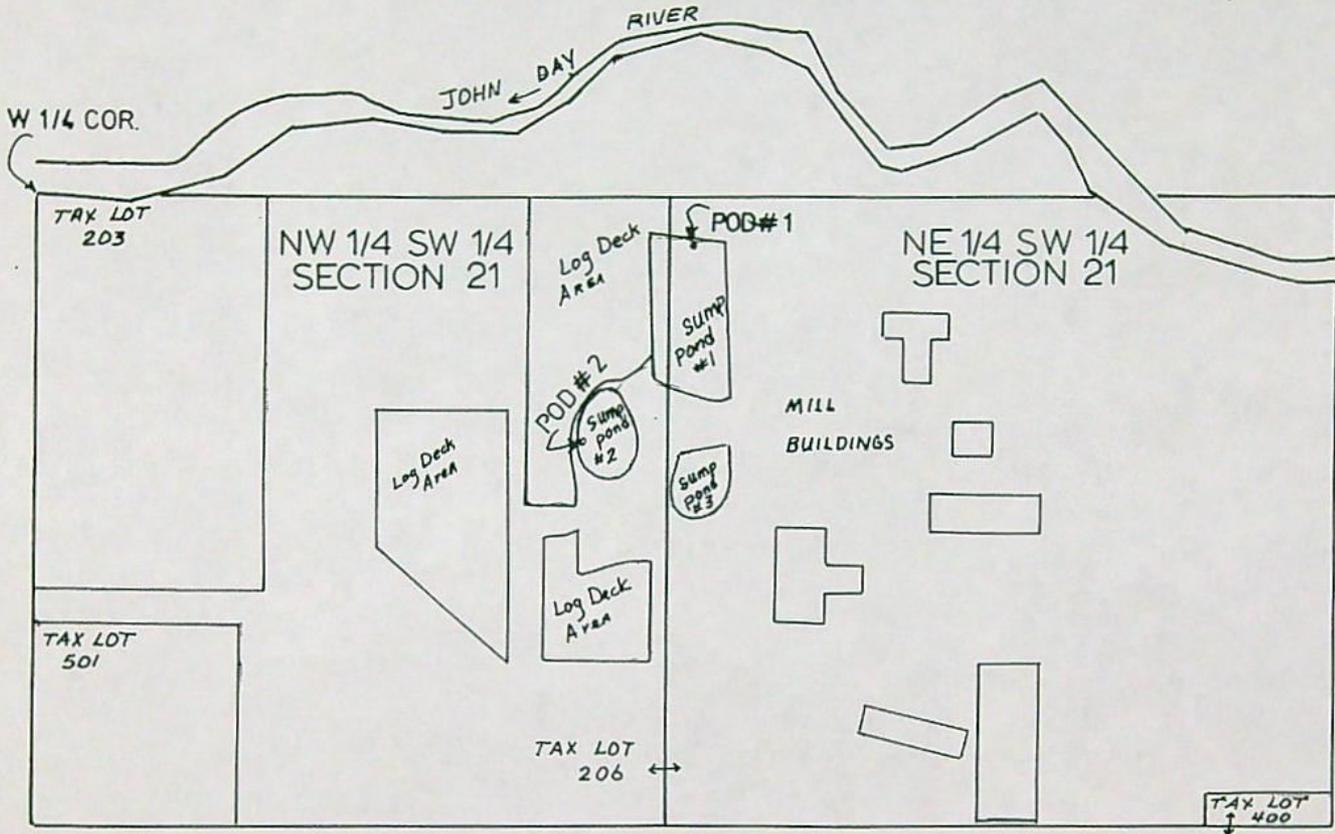
WITNESS the signature of the Water Resources Director, affixed **DEC 06 2006**


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number 82368.

G-11412.JWG

T. 13 S., R. 31 E., W.M.



POD # 1, 100' S. AND 1370' E.
POD # 2, 510' S. AND 1140' E., BOTH FROM THE W 1/4 CORNER, SEC. 21.

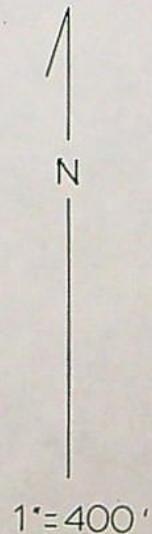
FINAL PROOF SURVEY

UNDER

Application No. G-11412 Permit No. G-10528
IN NAME OF

MALHERU LUMBER COMPANY
MALHEUR

Surveyed DECEMBER 5, 1991, by I. MILLER



Mailing List for Certificate

Application G-11412
Permit G-10528
Certificate 82368

Permit/Certificate Holder: (include copy of map)

MALHEUR LUMBER COMPANY ✓
PO BOX 160
JOHN DAY, OREGON 97845

Copies Mailed

By *Connie Lane*
(SUPPORT STAFF)

on: *12/06/2006*
(DATE)

Other persons to receive copy of Proposed Certificate

: (Include map)

- 1.
- 2.

For Final Certificate

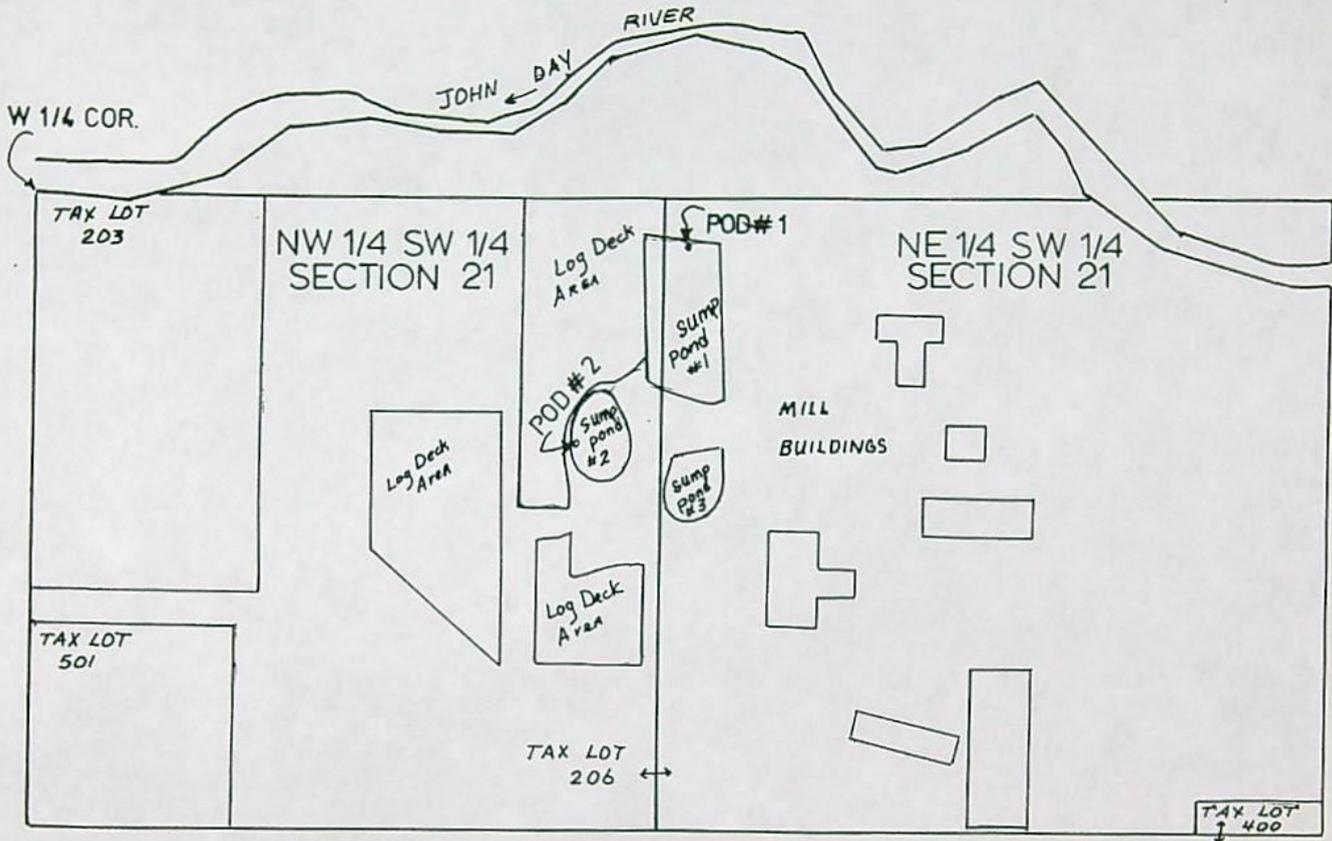
Copies of Final Certificate to be sent to:

1. Watermaster #4: (include copy of map) ✓
2. Water Availability ✓
3. File ✓
4. Vault ✓

Other persons to receive copies: (Include map)

- 1.
- 2.

T. 13 S., R. 31 E., W.M.



POD # 1, 100' S. AND 1370' E.
POD # 2, 510' S. AND 1140' E., BOTH FROM THE W 1/4 CORNER, SEC. 21.



1" = 400'

FINAL PROOF SURVEY

UNDER

Application No. G-11412 Permit No. G-10528
IN NAME OF

MALHERU LUMBER COMPANY
MALHEUR

Surveyed DECEMBER 5, 1991, by I. MILLER

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COUNTY OF GRANT

PROPOSED

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confirms the right to use the waters of TWO SUMPS in the JOHN DAY RIVER BASIN for INDUSTRIAL USE FOR LOG DECK SPRINKLING AND DUST ABATEMENT.

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A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 SW 1/4
NW 1/4 SW 1/4
SECTION 21
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

The right to use water is limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

G-11412. ~~WPD~~ VG

Certificate Number

82368

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

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

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

WITNESS the signature of the Water Resources Director, affixed _____.

PROPOSED

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number

G-11412.JWG

Mailing List for Proposed Certificate

Mailing Date:

Application G-11412
Permit G-10528
Certificate PROPOSED *82368*

Permit/Certificate Holder: (include copy of map)

MALHEUR LUMBER COMPANY ✓
PO BOX 160
JOHN DAY, OREGON 97845

Copies Mailed

By: *Connie*
(SUPPORT STAFF)

on: *5/12/2006*
(DATE)

Other persons to receive copy of Proposed Certificate : (Include map)

- 1.
- 2.

For Final Certificate

Copies of Final Certificate to be sent to:

1. Watermaster #4: (include copy of map)
2. Water Availability
3. File
4. Vault

Other persons to receive copies: (Include map)

- 1.
- 2.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

DATE MAILED: May 12, 2006

NOTICE

Reference: Permit G-10528

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French
Administrator
Water Rights Division

Abstract of Permit

This is to certify that I have examined APPLICATION G-11412 and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

This permit is issued to Malheur Lumber Company of PO Box 160, HWY 26 West, John Day, Oregon, 97845, phone 575-2054, for use of the waters from a sump,

for the PURPOSE of industrial use to include log deck sprinkling, boiler uses, and saw mill use

that the PRIORITY OF THE RIGHT dates from July 15, 1985

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 700 gallons per minute

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

The well is to be LOCATED: Diversion points are located: ^{POD Sump # 1 100} Diversion 2 - 350 feet South and ¹³⁷⁰ 1280 feet East; ⁵¹⁰ Diversion 2 - 480 feet South and ¹¹⁵⁰ 1310 feet East; ^{W 1/4} Diversion 4 - 650 feet South and 1370 feet East, all from the Southwest Corner of Section 21, being within the ~~W 1/4 SW 1/4~~ of Section 21, Township 13 South, Range 31 East, WM, in the*
A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

* County of Grant. *Q.P.*

*POD #1 NESW
POD #2 NWSW*

Township 13 South, Range 31 East, WM Section 21 NW 1/4 SW 1/4 Mill use including NE 1/4 SW 1/4 log deck sprinkling, boiler and general industrial use

and shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

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 October 21, 1986, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1987.

Complete application of the water to the proposed use shall be made on or before October 1, 1988.

Witness my hand this 21st day of October, 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.

11/85
No
11
Model 12091
Serial # 4103-279-7L
Tom
Harkin
deposited

ACK
9/22
5/1/86

info: Tom Pratin & Lanne Mower employees of Matheun Lumber

Source: a sump

diversion: #1 on North side of Sump #1

#2 on West side of Sump #2
(#1) #
pump Century CDD 25HP w/ 4" intake + 3" out
Motor Fairbanks 3500 RPM.

(#2) pump - unknown - CDD 25HP
Motor - Westinghouse 3515 RPM.

Pipe: 4" PVC Mainline 2000'
2" Lat Alum 2000'

Sprinkler RB30 25 3/16
25 5/32

1000 gallon water truck, used for dust abatement.

Use: log deck sprinkling and dust abatement for mill yard area.

lift + 20' + 100' top of log decks. = 120' lift

Use: aerial photo # 41023 279 7C

June Mill

F.I

12/5/91

Comments: this was one large sump, now part has been filled in and now it is 3 separated sumps. Only 2 are being used for the mill. The only use now is for sprinkling + dust abatement in the summer. And only 2 diversions #1 as in Application map (Sump #1) And #2. (Sump #2) - no use from Sump #3.

Sump #1 Approx 400' N/S And 200' E/W MAX depth 10'

Sump #2 Approx 100' N/S And 150' E/W MAX depth 8'

These were dug deeper than were originally (cleaned out debris)

Pump set on small docks, on edge of sumps.

NO inside saw mill use. Matheun Lumber is connected to city H₂O for inside mill water use.

Sump 1,2+3 used to be one pond, now is divided and no use out of #3.

As per stated by Mr Pratin & Mr Mower.

P# G-10528

Maikew lumber.

A# G-11412

G pump

Log deck sprinkler.

$$\frac{25 \text{ HP} \times 6.6}{120 + 114 \text{ at } 40 \text{ PSI}} = \frac{165}{234} = 0.705 \text{ cfs}$$

$$Q_{\text{heads}} = 50 \times 5.4 = \frac{270 \text{ gpm}}{448} \cdot .60 =$$

dust abatement -

$$\frac{25 \text{ HP} \times 6.6}{60' \text{ lift} + 63.5 \text{ (25 PSI in 3" fire hose) - friction loss}} = \frac{165}{123.5} = 1.34 \text{ cfs} = \frac{600 \text{ gpm.}}{31} = 569$$

270 - log deck sprinkler

$$\frac{+569}{839 \text{ gpm.}} \text{ - dust abatement. (-31 GPM friction loss)}$$

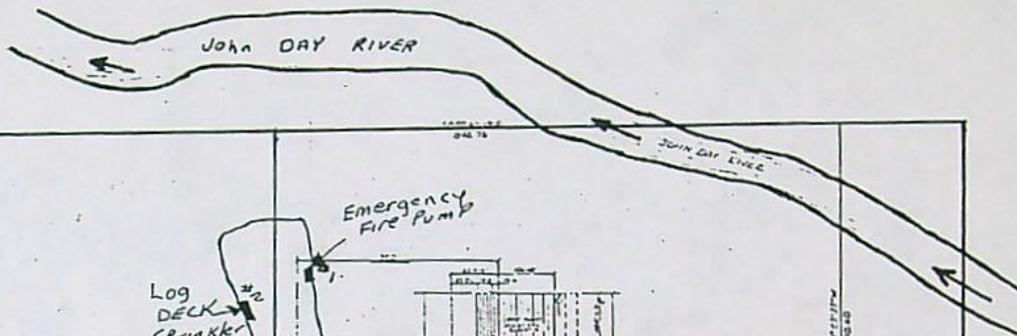
Allow 700 gpm AS Applied.

Jaxler (F.I.)
5/1/96

Application No. *G-11412*
Permit No. *G10528*

T13S R31E-SEC.21 SW1/4

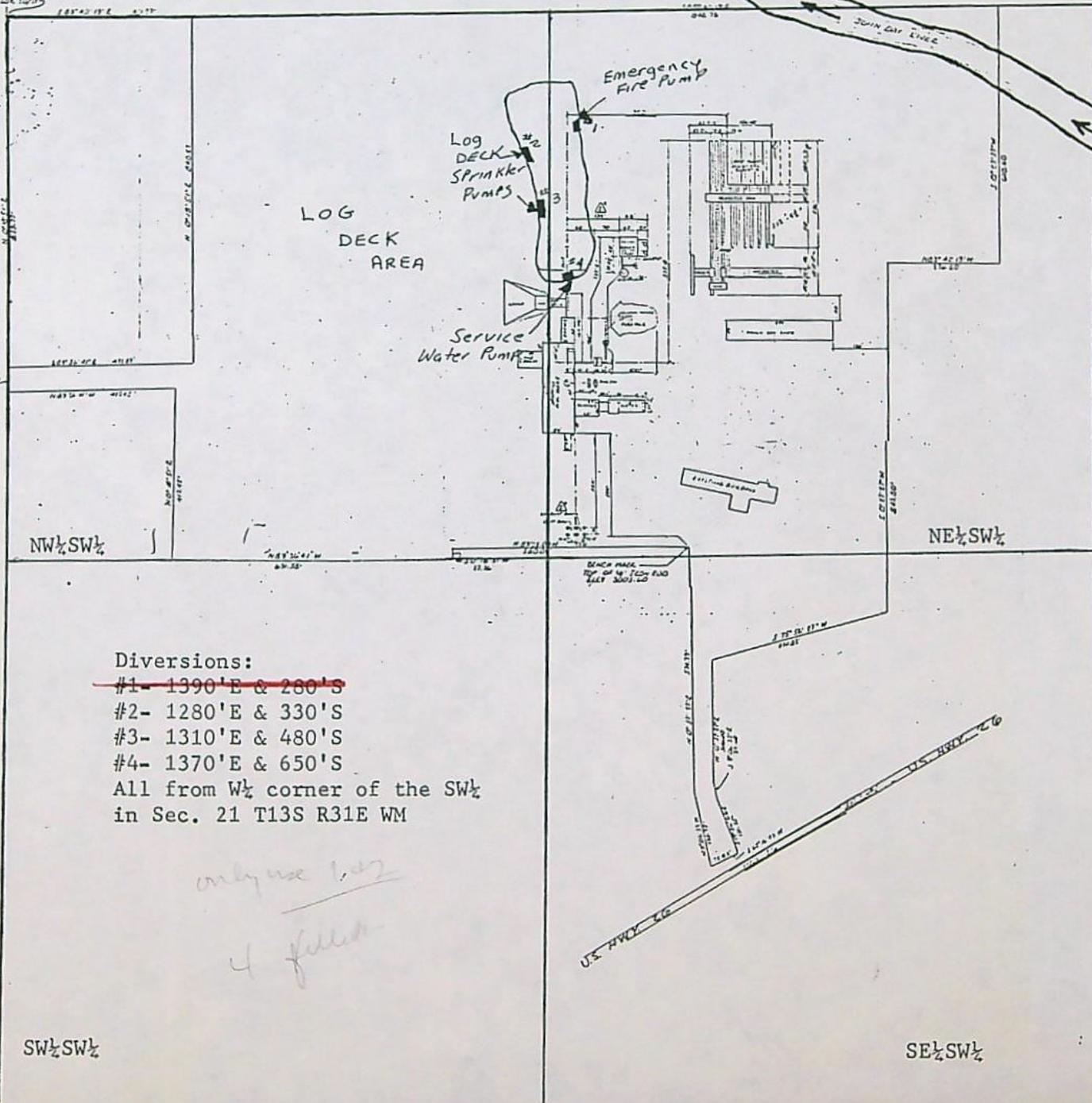
G10528



W 1/2 corner
THIRD CORNER



Scale 1" = 370'



Diversions:

- ~~#1- 1390'E & 280'S~~
- #2- 1280'E & 330'S
- #3- 1310'E & 480'S
- #4- 1370'E & 650'S

All from W 1/2 corner of the SW 1/4
in Sec. 21 T13S R31E WM

only use 1, 2, 3, 4

RECEIVED
AUG 15 1985
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
JUL 15 1985
WATER RESOURCES DEPT
SALEM, OREGON

SW 1/4 SW 1/4

SE 1/4 SW 1/4

NS
1200/400

100/150

Pump 2
Wash tank

frubinks

Morse Pump
3500

25 HP Eastern Pump
COP

on Doherty N side of

4" intake 3" out

2000

12' dep - 11' in to 8' in
sum

4" PVC 176 450

Dist. Montem

100' pipe

100' = 100'
450

50

17

Leann Mow...

COP
25 HP 13915

Centrus

50 3/16 1/2 RB 30

2" 2000

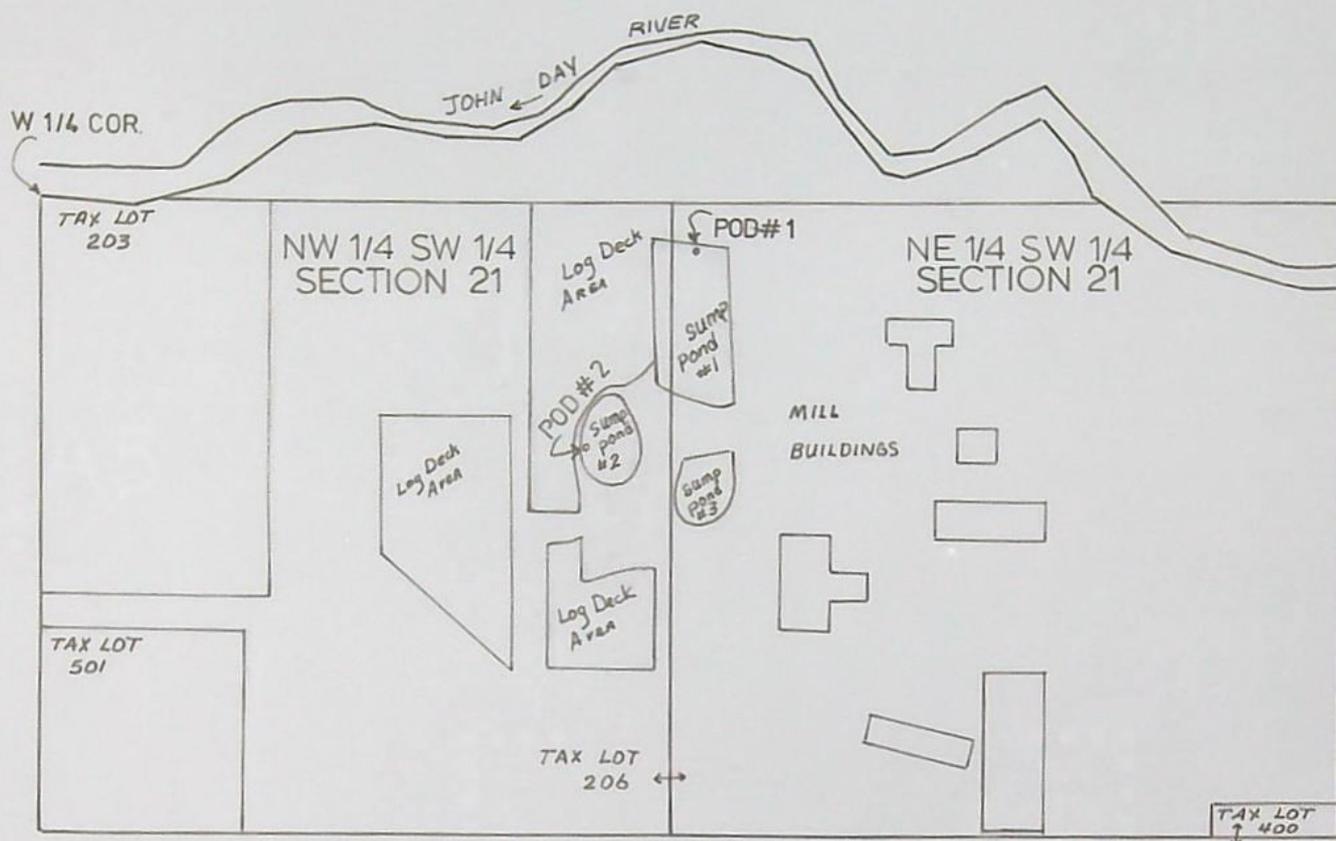
2" Lat Alum

30' 2" plastic Bladder
for 100' plot

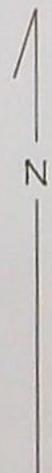
RECEIVED

WATER RESOURCES DEPT
701 1 1982

T. 13 S., R. 31 E., W.M.



POD # 1, 100' S. AND 1370' E.
 POD # 2, 510' S. AND 1140' E., BOTH FROM THE W 1/4 CORNER, SEC. 21.



1"=400'

FINAL PROOF SURVEY

UNDER

Application No. G-11412 Permit No. G-10528
 IN NAME OF

MALHERU LUMBER COMPANY
MALHEUR

Surveyed DECEMBER 5, 1991, by I. MILLER

4/27/06-JWG

41023-279-7L&ASCS 1994 SLIDG, JM 5-1-96

Pump Capacity Calculation Sheet

using Department designed formula:

$$(\text{hp})(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 25
Efficiency = 6.61
Lift = 60
PSI = 25

Results Calculated

(hp)(efficiency) = 165.25
Head based on psi = 63.5
Total dynamic head = 123.5
(head + lift)

Pump Capacity = 1.34 feet per second

Pump Capacity Calculation Sheet

using Department designed formula:

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

HP = 25
Efficiency = 6.61
Lift = 120
PSI = 40

Results Calculated

(hp)(efficiency) = 165.25
Head based on psi = 101.6
Total dynamic head = 221.6
(head + lift)

Pump Capacity = 0.75 feet per second

Platcard Report

Township 13S Range 31E Section 21

App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
i 12/31/1866	25054	John Day River										9.1 IR	14.2 IR	26.6 IR	12.6 IR						
12/31/1866												LV	LV	LV	LV						
i 12/31/1865	25055	John Day River																		2.3 I*	
i 12/31/1866	25694	John Day River	CN				15.4 IR CN					1.5 IR CN				1.0 IR CN	27.4 IR CN	5.9 IR CN	9.6 IR CN	15.3 IR CN	
i 12/31/1886	50137	John Day River	xfr#: T4486									1.5 IR			1.0 IR		3.9 IR	9.6 IR	15.3 IR		
i -	75723	John Day River	xfr#: T4486													IM					
i 12/31/1866	80527	John Day River	xfr#: T6607															IM			
i 05/01/1957	G553 75445		CN xfr#: T4768												2.0 IR CN	1.2 IR CN					
i 05/01/1957	G553 76533		xfr#: T4768												2.0 IR	1.2 IR					
i G635 05/01/1957	G553 27784		CN												2.0 IR CN	1.2 IR CN					

Page:1 [2](#) [3](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 3 seconds

Platcard Report

Township 13S Range 31E Section 21

	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC	
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
i	G2997 12/10/1964	G2793 39747													5.4 IS (s)								
i	G7131 10/08/1975	G6582 57851											0.2 IR					2.2 IR					
i	G8244 06/29/1977	G7820 48345																IM					
i	G10244 04/01/1981	G9319 67796					MU						MU	MU	MU	MU	MU	MU	MU	MU			
i	G10818 09/21/1982	G9917 -		CN			MI CN			MI CN	MI CN												
i	G10988 06/10/1983	G10167 66523												2.0 IS (s)	1.2 IS (s)								
i	G11412 07/15/1985	G10528 -										MI	MI										
i	P82278 01/14/1997	-												LV									
i	S33096 05/14/1959	S26165 34026														2.2 IR							
i	S37369 01/30/1962	S27817 35735														0.6 IR							

Page: [First](#) [Previous](#) [1](#) [2](#) [3](#) [Next](#) [Last](#)

[Return to Platcard Query Screen](#)

Run Time: 1 seconds

Platcard Report

Township 13S Range 31E Section 21

	App# Priority	Permit/ Certificate	Claim/ Decree	Status dlc/lot	NE				NW				SW				SE				Govt Lot	DLC		
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
❶	S46015 07/28/1969	S34368 39992																						
❶	S48869 11/23/1971	S36616 43646																						
❶	S52173 07/11/1974	S39287 -						15.4 IS (s)																
❶	S59369 09/27/1979	S44679 75722																						

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[Return to Platcard Query Screen](#)

Run Time: 0 seconds

STATE OF OREGON

COUNTY OF GRANT

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MALHEUR LUMBER COMPANY
PO BOX 160
JOHN DAY, OREGON 97845

DRAFT

confirms the right to use the waters of TWO SUMPS in the JOHN DAY RIVER BASIN for INDUSTRIAL USE FOR LOG DECK SPRINKLING AND DUST ABATEMENT.

This right was perfected under Permit G-10528. The date of priority is JULY 15, 1985. This right is limited to 700 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the well.

The POINTS OF DIVERSION ON THE SUMPS are located as follows:

SUMP # 1 POD, NE 1/4 SW 1/4; SUMP # 2 POD, NW 1/4 SW 1/4; BOTH IN SECTION 21, T 13 S, R 31 E, W.M.; POD # 1 100 FEET SOUTH AND 1370 FEET EAST, POD # 2 510 FEET SOUTH AND 1140 FEET EAST, BOTH FROM THE WEST 1/4 CORNER, SECTION 21.

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

A description of the place of use to which this right is appurtenant is as follows:

NW 1/4 SW 1/4
NE 1/4 SW 1/4
SECTION 21
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

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

DRAFT

G-11412

Oregon

May 22, 1995

WATER
RESOURCES
DEPARTMENT

STEVE LYON
MALHEUR LUMBER COMPANY
PO BOX 160
JOHN DAY, OR 97845

USER-ID: 26447

With regard to the pump test requirements for the following well and associated water right:

POD-ID 28508 A SUMP Permit G-10528.

The Department has reviewed your request for an exemption from the pump test requirements. In your letter, you indicate your well is

- an infiltration gallery.
- a collection well.
- a sump well (diameter greater than 36 inches and depth less than 30 feet).

Such a condition constitutes grounds for a complete exemption. Therefore, we are granting your request.

We appreciate your cooperation in this program. If you have any questions, please contact Mike Zwart or me at the address or phone number below.

Sincerely,

R. Craig Kohanek
Water Use Coordinator

cc: Water Rights Section



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

May 15, 1995

WATER
RESOURCES
DEPARTMENT

STEVE LYON
MALHEUR LUMBER COMPANY
PO BOX 160
JOHN DAY, OR 97845

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Water Use Coordinator

cc: Water Rights Section



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130



Quartz

JEEP

Spring

Radio Towers

Dredge Tailings

P#610528

BM 3035
Luce

20

22

Rest l

Mile 245

Mile 246

Carpenter Pond

Dredge Tailings

Dredge Tailings

Dredge Tailings

Drive-in Theater

Gravel Pit

Substa

Burner

26
395

26
395

BM 3040

BM 2981

3045

Golf Course

Golf Course

Water Tank

3361

JEEP

TRAIL

29

28

27

x 3543

Spring

Chimney

JOHN DAY AIRPORT

x 3603

4918

270 000
FEET

STATE OF OREGON

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confirms the right to use the waters of TWO SUMPS in the JOHN DAY RIVER BASIN for INDUSTRIAL USE FOR LOG DECK SPRINKLING AND DUST ABATEMENT.

This right was perfected under Permit G-10528. The date of priority is JULY 15, 1985. This right is limited to 700 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the well.

The POINTS OF DIVERSION ON THE SUMPS are located as follows:

SUMP # 1 POD, NE 1/4 SW 1/4; SUMP # 2 POD, NW 1/4 SW 1/4; BOTH IN SECTION 21, T 13 S, R 31 E, W.M.; POD # 1 100 FEET SOUTH AND 1370 FEET EAST, POD # 2 510 FEET SOUTH AND 1140 FEET EAST, BOTH FROM THE WEST 1/4 CORNER, SECTION 21.

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

A description of the place of use to which this right is appurtenant is as follows:

NW 1/4 SW 1/4
NE 1/4 SW 1/4
SECTION 21
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

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

*** OREGON WATER RESOURCES DEPARTMENT ***
*** WATER RIGHTS DIVISION ***
*** WATER RIGHT DATA INPUT FORM ***

WATER RIGHT NO. 5000114121 PERMIT NO. _____ CERTIF. NO. _____
ORIG. NO. _____ PREV. NO. _____ SUPER. NO. _____

NAME: MALHEUR LUMBER Co.
ADDRESS: PO Box 160
CITY/STATE/ZIP/COUNTY: John Day, OR 97845 12

STREAM-ID 06 2160 RIV.MI. 241.6 WM.DIST. 04 W.R. TYPE GA STATUS _____

CANCEL YEAR----> _____ CONSTR.COMPLT--> _____ YR.LAST USED-----> --- NEXT ACTION DUE--> ---
PRIORITY-----> 07151985 PUT TO USE-----> _____ LAST TRANS.DATE--> --- LAST TRANS.TYPE--> ---
APPLICATION----> 07151985 SURVEYED-----> _____ EXAM.FEE-----> 200 - RECORDING FEE-----> 250 -
PERMIT ISSUE--> 1 CONCURRENCE-----> _____ CYCLE STATUS-----> --- REPORTED FLAG-----> ---
CONSTR.STRT.--> _____ CERTIFIED-----> _____ CORRES.INIT.-----> --- CORRES.DATE-----> ---

POINT-OF-DIVERSION DATA:
TWNSP RNGE SECT QTR/QTR STREAM-ID

TWNSP	RNGE	SECT	QTR/QTR	STREAM-ID	RIV.MI.	RATE	STATUS	S	OR	P
130S	310E	21	CA	06 2160	241.6	4.0 cfs	✓			P
130S	310E	21	CB	06 2160	241.6	0.0 cfs	✓			P

** REMARKS: - 07151985 -----
** DATED--> 07151985 -----
** IM = MILL USE SOURCE: A sump. -----
** ~~Dist. w/ surface~~ -----
** -----
** -----
** -----
** -----

PLACE-OF-USE DATA:
TWNSP RNGE SECT QTR/QTR CNTY USE % CNSMTV ACRES STATUS S OR P

TWNSP	RNGE	SECT	QTR/QTR	CNTY	USE %	CNSMTV	ACRES	STATUS	S	OR	P
130S	310E	21	CA	12	IM	100	-	✓			P
130S	310E	21	CB	12	IM	100	-	✓			P

W.R.I.S.
Assembled 07171985 by RH
Entered 07171985 by RH
Verified _____ by _____



STATE OF OREGON

INTEROFFICE MEMO

TO: Water Resources Bookkeeper

DATE: 10-18-85

FROM: RH
Authorizing Examiner

SUBJECT: Request for Refund Check

Please refund \$ 100⁰⁰ - to MALHEUR LUMBER Co.

file no. G 11412, receipt no. 46891. These funds are refunded
due to:

Application rejected

Application withdrawn

Excess fees collected for application

File closed

Other: _____

378-3066

October 28, 1985

Malheur Lumber Company
P. O. Box 160
Highway 26 West
John Day, OR 97845

Attn: Darl R. Hagey, Assistant Manager

REFERENCE: File number G-11412

Please find enclosed our Refund Check number 6140 in the amount of \$100.00 in accordance with our letter of September 17, 1985.

Sincerely,

Ralph H. Jackson
Supervisor, Application/Permit Section

RHJ:kh

enclosure

October 23, 1985

Malheur Lumber Company
P. O. Box 160 Highway 26 West
John Day, OR 97835

G11412

G10528



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

September 17, 1985

Darl R. Hagey, Assistant Manager
Malheur Lumber Company
PO Box 160
John Day, OR 97845

Dear Mr. Hagey:

REFERENCE: File G-11412

This is to acknowledge return of your Ground Water Application G-11412, the separate sheet and the two prints of the supporting map. The application now describes the proposed use of 700 gallons of water per minute from the sump for log deck sprinkling, broiler, and general industrial uses.

The application is now in satisfactory form and will be placed with the group to be considered for approval. The excess fees in the amount of \$100 will be refunded at the time the permit is issued.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:wpc

0368D



MALHEUR LUMBER COMPANY

POST OFFICE BOX 160, JOHN DAY, OR 97845 (503) 575-2054

RECEIVED

AUG 15 1985

**WATER RESOURCES DEPT
SALEM, OREGON**

August 13, 1985

Water Resource Department
Mill Creek Office Park
555 13th Street N.E.
Salem, OR 97310

Attention: Wayne Overcash

Re: File G-11412

Dear Wayne:

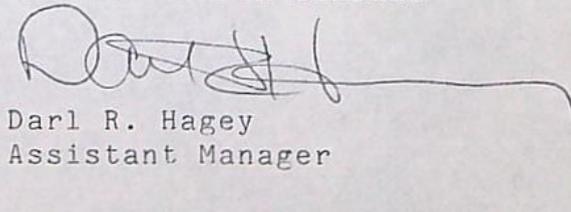
Per your letter dated August 5th, I have met with Jerry Rodgers, our local Water Master and made the suggested changes on the enclosed permit application.

Mr. Rodgers has instructed me to ask for a refund for the difference between 4 CFS and 700 GPM (\$100.00).

Thank you!

Sincerely,

MALHEUR LUMBER COMPANY



Darl R. Hagey
Assistant Manager

DRH:pd
Enc.



Water Resources Department
MILL CREEK OFFICE PARK

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

PHONE 378-3066

August 5, 1985

RECEIVED

AUG 15 1985

Malheur Lumber Company
PO Box 160
Highway 26 West
John Day, OR 97845

WATER RESOURCES DEPT
SALEM, OREGON

FOR REFUND - DIFFERENCE
BETWEEN 4 CFS & 700 GPM.
(.8/100)

REFERENCE: File G-11412

Your Application G-11412 describing the proposed use of 4.0 cubic feet of water per second from a sump pond for fire suppression, log deck sprinkling, boiler, and general industrial use; together with the attachment sheet for Item 2, the two prints of a map, and property description; has been reviewed.

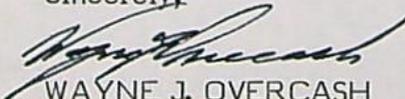
For the use of water for fire protection, we issue permits only for a small amount of water that may be necessary to maintain a fire protection system. This would include maintaining pressure, periodic testing and flushing as necessary for proper maintenance.

We recognize that in case of a fire the system would be pumped to capacity but only for a relatively short time. I cannot foresee any action by the Water Resources Director to prevent appropriation to the limit of the system and limits of water in case of a fire. Therefore, unless you intend to appropriate a small quantity of water (5 to 10 gallons per minute) the project relative to the use of water for fire suppression should be deleted from Items 3, 6 and 7. Also, the point of diversion for the emergency fire pump may be deleted from the separate sheet for Item 2.

It appears that your sump is in hydraulic connection with the John Day River. Therefore, the permit approving your application will contain a clause further limiting the appropriation of well water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

I am returning your application along with the attachment sheet for Item 2 and two prints of the map for correction. The application is endorsed so that in order to retain its priority date it must be received in this office on or before October 2, 1985.

Sincerely,


WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:wpc

cc: Jerry Rodgers, Watermaster, District 4

enclosures
9797C

August 5, 1985

Malheur Lumber Company
PO Box 160
Highway 26 West
John Day, OR 97845

REFERENCE: File G-11412

Your Application G-11412 describing the proposed use of 4.0 cubic feet of water per second from a sump pond for fire suppression, log deck sprinkling, boiler, and general industrial use; together with the attachment sheet for Item 2, the two prints of a map, and property description; has been reviewed.

For the use of water for fire protection, we issue permits only for a small amount of water that may be necessary to maintain a fire protection system. This would include maintaining pressure, periodic testing and flushing as necessary for proper maintenance.

We recognize that in case of a fire the system would be pumped to capacity but only for a relatively short time. I cannot foresee any action by the Water Resources Director to prevent appropriation to the limit of the system and limits of water in case of a fire. Therefore, unless you intend to appropriate a small quantity of water (5 to 10 gallons per minute) the project relative to the use of water for fire suppression should be deleted from Items 3, 6 and 7. Also, the point of diversion for the emergency fire pump may be deleted from the separate sheet for Item 2.

It appears that your sump is in hydraulic connection with the John Day River. Therefore, the permit approving your application will contain a clause further limiting the appropriation of well water only to the extent that it does not impair or substantially interfere with existing surface water rights of others.

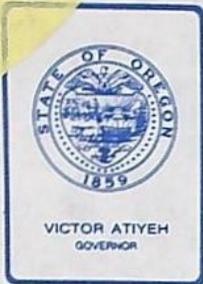
I am returning your application along with the attachment sheet for Item 2 and two prints of the map for correction. The application is endorsed so that in order to retain its priority date it must be received in this office on or before October 2, 1985.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:wpc

cc: Jerry Rodgers, Watermaster, District 4



Water Resources Department
MILL CREEK OFFICE PARK

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

PHONE 378-3066

July 23, 1985

Malheur Lumber Company
PO Box 160
Highway 26 West
John Day, OR 97845

REFERENCE: File G-11412

We have received your application for use of water for fire suppression, log deck sprinkling, boiler and general industrial use along with supporting data and fees. Our Receipt 46891 is enclosed. Your application has been filed and assigned number G-11412.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will receive a permit 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 application is approved, the permit authorizing the project described in the application would be subject to prior rights and require that the well be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The permit would also require that a weir, meter, or other suitable measuring device be installed, if required by the Watermaster, and a log be kept recording the amount of ground water withdrawals. If you have any questions regarding these provisions or the Well Standards, please contact this office.

Sincerely,

RALPH H. JACKSON, Supervisor
Application/Permit Section

RHJ:wpc

enclosure
0003/X
9618C

Application No. *G-11412*
 Permit No.

G10528

RECEIVED

JUL 1 5 1985

WATER RESOURCES DEPT.
 SALEM, OREGON

13	31	21	C		206			3-4	OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTY	
TWP.	RGE.	SEC.	1/4	1/16	PARCEL NUMBER	Type	Spec. Int. In	CODE AREA NUMBER	Grant COUNTY ASSESSOR'S OFFICE	
MAP NUMBER					TAX LOT NUMBER			FORMERLY PART OF 201		

Indent each new course to this point	DESCRIPTION AND RECORD OF CHANGE	Date of entry on this card	Deed Record		Acres Remaining
			Vol.	PG.	
	T13S R31E WM				
	Sec 21: A tr of land situated in the N $\frac{1}{2}$ SW $\frac{1}{4}$ and in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ desc as fol: Baap on the N li of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of sd Sec 21, sd pt being S 89 deg 40'19" E 471.37' from the W $\frac{1}{4}$ cor of sd Sec 21; th S 89 deg 40'19" E alg sd N li 1948.87'; th S 0 deg 27'27" W 610.60'; th N 89 deg 40'19" W 276.00'; th S 0 deg 27'27" W 847.80'; th S 75 deg 56'27" W 441.83'; th S 0 deg 37'27" W 300.00'; th S 9 deg 06'33" E 34.00'; th S 19 deg 36'00" E 131.35' to a pt on the N r/w li of the John Day Hwy; th 72.04' alg sd N r/w li on an offset spiral curve right (the long chord of which bears S 62 deg 16' 49" W 72.03'); th N 9 deg 06'33" W 193.75'; th N 0 deg 37'27" E 574.79'; th N 89 deg 25'00" W 580.06'; th S 0 deg 18'51" W 27.76' to the S li of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of sd Sec 21; th N 89 deg 36'41" W alg the S li of sd NW $\frac{1}{4}$ SW $\frac{1}{4}$ 671.58'; th N 0 deg 18'51" E (rec bearing N 0 deg 08' W) 417.42'; th N 89 deg 36'41" W (rec bearing S 89 deg 48' W) 417.42' to the W li of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of sd Sec 21; th N 0 deg 18'51" E alg the sd W li 60.00'; th S 89 deg 36'41" E 471.37'; th N 0 deg 18'51" E 840.27' to the POB	WD 10-24-78	119	831	57.90
	Option	3-30-83	127	94 thru 98	
		5-19-83	128	30	
			128	34	
		5-19-83	127	941	
	Easement	6-27-83	128	316	
				thru	
			128	318	

13	31	21	C	206			3-4	OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTY	
TWP.	RGE.	SEC.	1/4	1/16	PARCEL NUMBER	Type	Spec. Int. In REAL PROP.	CODE AREA NUMBER	Grant COUNTY ASSESSOR'S OFFICE
MAP NUMBER					TAX LOT NUMBER		FORMERLY PART OF 201		

Indent each new course to this point	DESCRIPTION AND RECORD OF CHANGE	Date of entry on this card	Dead Record		Acres Remaining
			Vol.	PG.	
	<p>Also: (Formerly Parcel 200) F.T.L.P.O. Baap on the N line of the SW$\frac{1}{4}$SW$\frac{1}{4}$ Sec 21 T13S R31E WM, sd pt being 1089' E of the NW cor of sd SW$\frac{1}{4}$SW$\frac{1}{4}$; th N 27.76'; th E parallel with the N line SW$\frac{1}{4}$SW$\frac{1}{4}$ 580.06'; th S 27.76' m/l to the N line sd SW$\frac{1}{4}$SW$\frac{1}{4}$; th W 580.06' m/l alg sd N line to the POB: 0.37</p>	9-7-83	REQUEST		58.27
	<p>Also: (Formerly Parcel 1500) F.T.L.P.O. Baap on the N$\frac{1}{4}$ bndry of John Day Hwy, sd pt being 559.2' N and 1018' W of the S$\frac{1}{4}$ cor of Sec 21; th N 9$^{\circ}$44'W 147.0'; th N 73$^{\circ}$50'E 154.7' to the True POB of this desc; th S 74$^{\circ}$17'27"W 110.10'; th S 19$^{\circ}$36'E 131.35' to the N r/w line of the John Day Hwy; th NELY alg sd N r/w line to a pt S 25$^{\circ}$52'33"E of the POB; th N 25$^{\circ}$52'33"W 104.85' to the POB: 0.30</p>	9-7-83	REQUEST		58.57
	Consolidation of T.L. 200 & 1500 JV#22978	10-24-83			
	Easement JV#23553	3-12-84	129	491	
	Easement JV#23859	6-18-84	130	57	
			130	62	

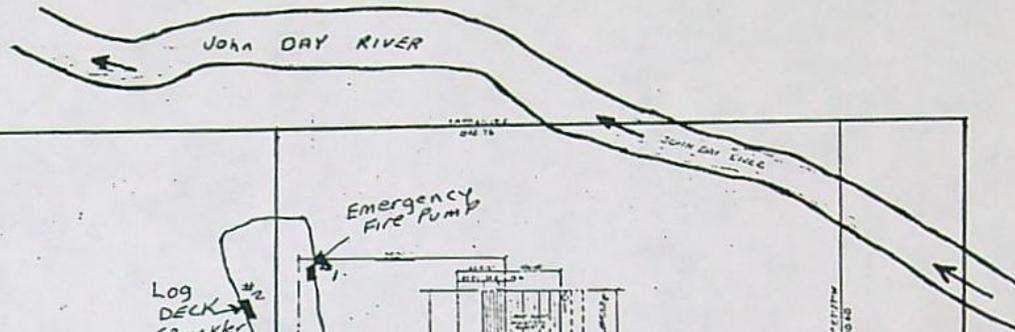
Application No. *D-11412*
Permit No. *G10528*

RECEIVED
JUL 15 1985
WATER RESOURCES DEPT.
SALEM, OREGON

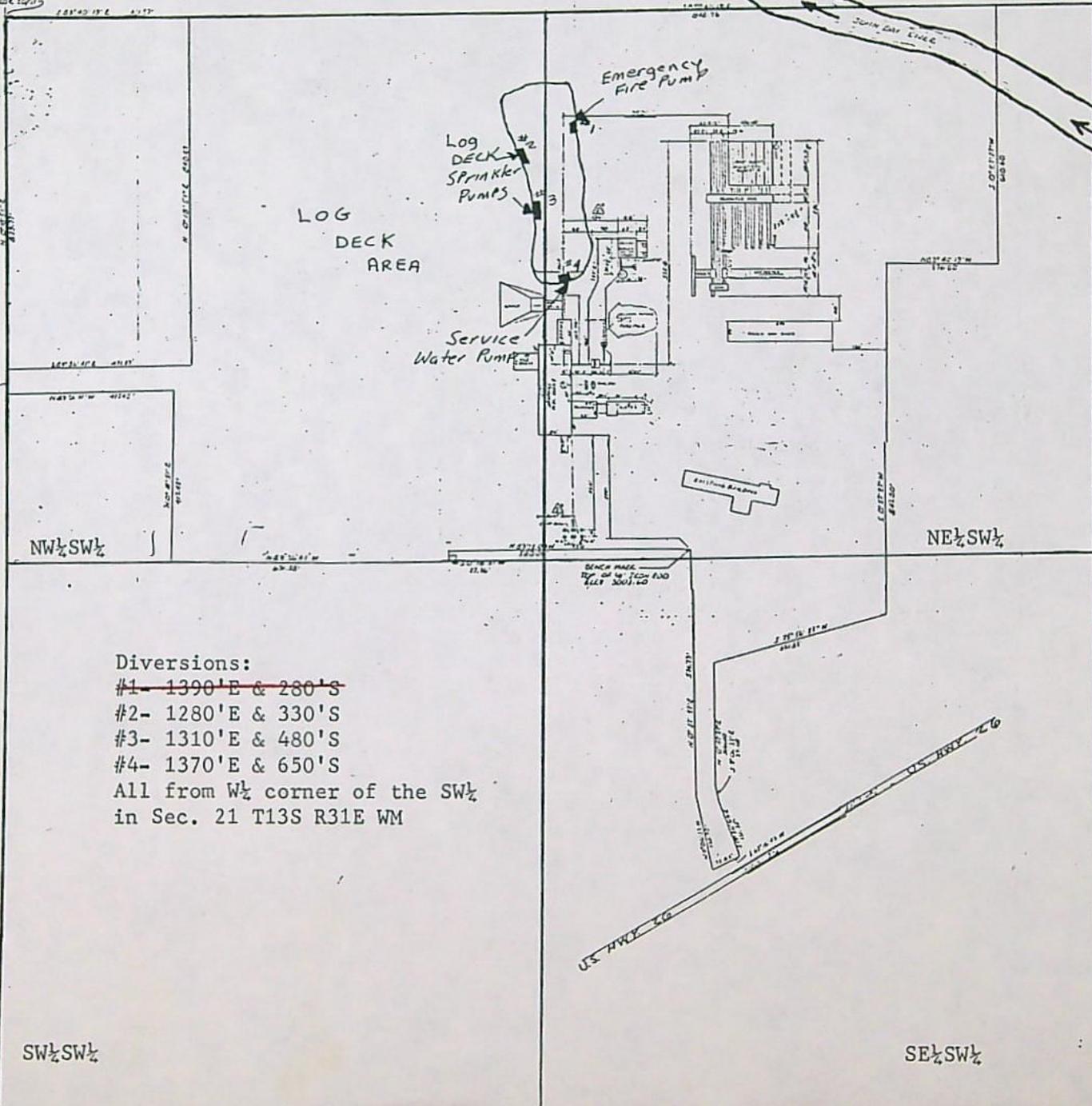
T13S R31E-SEC.21 SW1/4

Application No. *D-11412*
 Permit No. *G10528*

W $\frac{1}{2}$ corner
 THREE CORNER



Scale 1" = 370'



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AUG 15 1985

WATER RESOURCES DEPT
 SALEM, OREGON

RECEIVED

JUL 15 1985

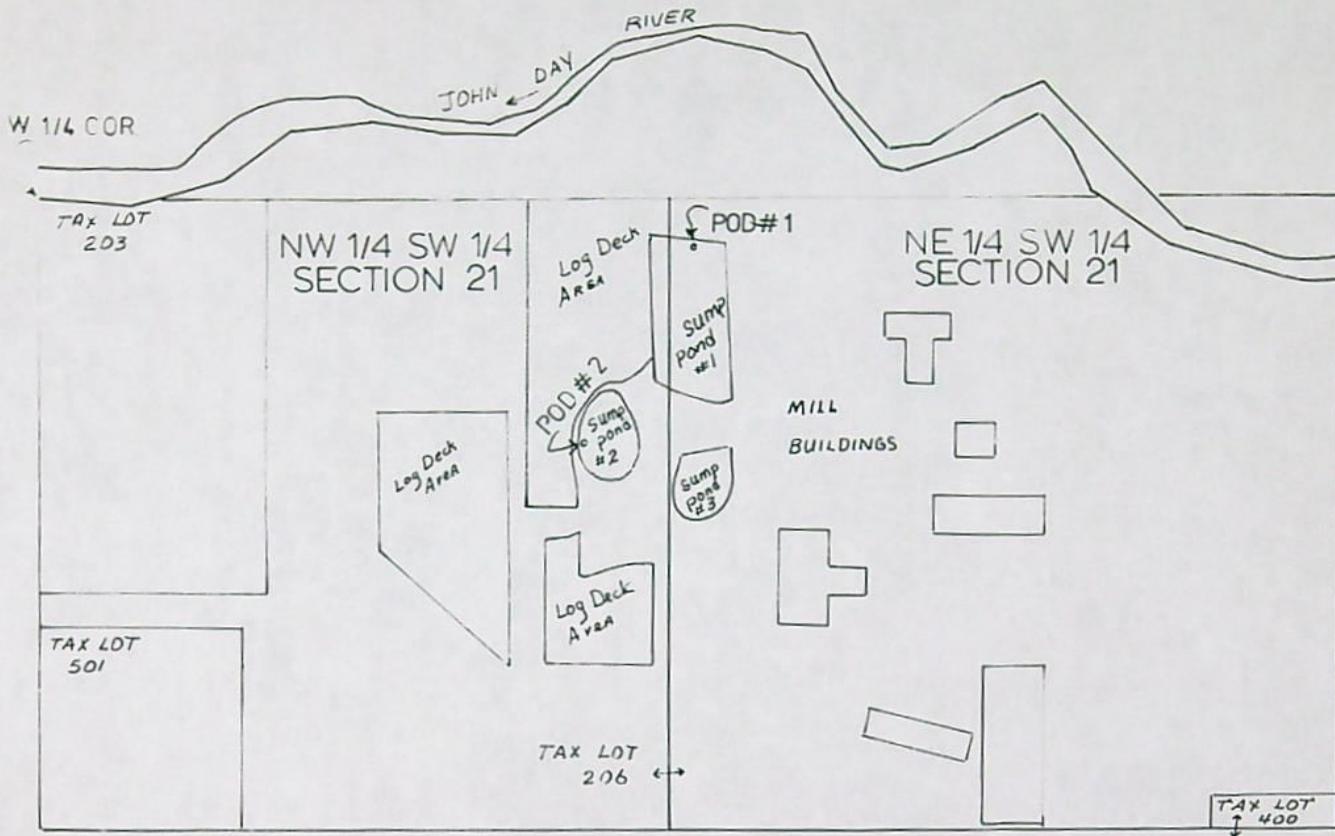
WATER RESOURCES DEPT
 SALEM, OREGON

Diversions:

- #1- ~~1390'E & 280'S~~
- #2- 1280'E & 330'S
- #3- 1310'E & 480'S
- #4- 1370'E & 650'S

All from W $\frac{1}{2}$ corner of the SW $\frac{1}{4}$
 in Sec. 21 T13S R31E WM

T. 13 S., R. 31 E., W.M.



POD # 1, 100' S. AND 1370' E.
POD # 2, 510' S. AND 1140' E., BOTH FROM THE W 1/4 CORNER, SEC. 21.



FINAL PROOF SURVEY

UNDER

Application No. G-11412 Permit No. G-10528
IN NAME OF

MALHERU LUMBER COMPANY

Surveyed DECEMBER 5, 1991, by J. MILLER

1" = 400'

4102-271-7-1/2-1199-2000, SW 1/4-11

Application No. G-11412

Permit No.

PC
NCR

RECEIVED

STATE OF OREGON WATER RESOURCES DEPARTMENT
JUL 15 1985

Application for a Permit to Appropriate Ground Water
WATER RESOURCES DEPT
SALEM, OREGON

I, Malheur Lumber Company
(Name of Applicant)
of P.o. Box 160, HWY 26 west John Day
(Mailing Address) (City)
State of Oregon 97845 Phone No. (503) 575-2054 do hereby
(Zip Code)

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

1. The development will consist of A sump pond with 4 pumps (existing mill pond)
(Give number of wells, tile lines, infiltration galleries, etc.)
having a diameter of 200 yds. x 60 yds and an estimated depth of 10' to 12' feet feet.

See Attached
2. The well or other source is to be located ft. and ft.
(N. or S.) (E. or W.)
from the corner of
(Public Land Survey Corner)

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

being within the 1/4 of the 1/4 of
Sec. Tp. R. , W. M., in the county of

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

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
13s	31E	21	NW SW	mill use included
"	"	"	NE SW	fire suppression , log deck sprinkling, boiler & general industrial use

4. It is estimated that N/A feet of the well will require N/A casing.
(Kind)

5. Depth to water table is estimated 8 Well drilled by existing sump log pond
(Feet)

WATER RESOURCES DEPT.
555 13th St., N.E.
Salem, OR 97310

200 ey
100
50
350

6. The amount of water which the applicant intends to apply to beneficial use is~~700~~..... cubic feet per second or 700 gallons per minute.

7. The use to which the water is to be applied is ~~Fire suppression~~, log deck sprinkling, boiler, general industrial use

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.

100yds. from pond to river bank. approximately 10ft. elevation diff.

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.

~~The existing log pond supplies water for emergency fire suppression. The pump used (in case of fire only) would draw 1500 GPM each through a 6" pickup line. The two log sprinkler pumps draw 250 GPM each through two 3" pickup lines. This is used as needed but not more than 6 months out of any one year. The fourth pump is for industrial use and supplies water to the sawmill and boiler plant. The service pump has a 4" line and draws 200 GPM the year around. All four pumps draw from the pond but the water used to sprinkle the log decks subs back to the pond. We have no pump or ditch from the river to the pond. The log pond is approx. 200 yd. long and 60yd. wide. The water depth in the pond is normally 10' to 12'.~~

11. Construction work will begin on or before existing log sump pond no construction

12. Construction work will be completed on or before N/A

13. The water will be completely applied to the proposed use on or before December 1, 1983

14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right N/A

Application No. 25-11412

Permit No.

Application No. *9-11412*
Permit No.

RECEIVED

JUL 15 1985

WATER RESOURCES DEPT.
SALEM, OREGON

Attachment to Malheur Lumber Company

#2- Diversions:

- ~~#1- 1390'E & 280'S NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Emergency Fire Pump)~~
- #2- 1280'E & 330'S NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Log Deck Sprinkler Pump)
- #3- 1310'E & 480'S NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Log Deck Sprinkler Pump)
- #4- 1370'E & 650'S NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Service Water Pump)

All from W $\frac{1}{4}$ corner of the SW $\frac{1}{4}$
in Sec. 21 T13S R31E WM

County of Grant

RECEIVED

AUG 15 1985

WATER RESOURCES DEPT.
SALEM, OREGON

Remarks:

MALHEUR LUMBER CO.
P.O. BOX 160
JOHN DAY, OR 97845

Dave R. Hagey
Signature of Applicant
for Malheur Lbr. Co.

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

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before... October 2, 19..85.....

WITNESS my hand this ... 5th ... day of ... August, 19..85.....

William H. Young, Water Resources Director

By *Wayne J. Overcash*

WAYNE J. OVERCASH

RECEIVED

AUG 15 1985

WATER RESOURCES DEPT
SALEM, OREGON

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

... 15th ... day of ... July, 19..85, at ... 8:00 ... o'clock

... A.M.

Application No. *9-11412*

Permit No.

Application No. 9-11412

Permit No.

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 700 gallons per minute ~~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 a sumjo

The use to which this water is to be applied is industrial use to include log deck sprinkling, boiler use, and saw mill use

If for irrigation, this appropriation shall be limited to 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 acre feet per acre for each acre irrigated during the irrigation season of each year;

GL (X) Ground water special well. Distribute with surface water

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 July 15, 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.....

AKS

See

P

7-15-85

Application No.

G11412

Permit No.

G10528

Name Malheur Lumber Company

Address P.O. Box 160, Hwy 26 West, John Day, OR 97845

Assigned

Address

Beginning construction OCT 21 1986

Completion of construction OCT 1 1987

Extended to

Complete application of water OCT 1 1988

Extended to