

Application No. 18094Permit No. 13754Certificate No. 14651Name Herman Brelage

By

Address North Bend, OregonStream Index, Page No. 17-10 A.

FEES PAID

Date	Amount	Receipt No.
<u>5/22/39</u>	<u>12.65</u>	<u>24473</u>
Total		
<u>6/6/44</u>	\$1 Cert. Fee	<u>30466</u>

Date filed May 20, 1939Priority May 20, 1939

Action suspended until

FEES REFUNDED

Date	Amount	Check No.

Returned to applicant

Date of approval August 15, 1939

CONSTRUCTION

Date for beginning August 15, 1940Date for completion October 1, 1941

Extended to

Date for application of water October 1, 1942

Extended to

PROSECUTION OF WORK

Form "A" filed BeginForm "B" filed October 14, 1941Form "C" filed October 14, 1941

FINAL PROOF

Blank mailed 1-2-42 ccProof received June 5, 1944Date certificate issued MAR 3 1945

STATE PRINTING DEPT.

ASSIGNMENTS

Date	To Whom	Address	Volume	Page

REMARKS

0.64 sf from Larson Creek & an unnamed Trib Creek
(Cora Bay), being 0.60 sf from Larson Creek & 0.04 sf
from unnamed creek for Div of 51 acres -
10/9/41 Cud for B

OK. Cert. f.

Form C

Application No. 18 094

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Herman Brelage, the holder of Permit No. 13754
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 30 day of Aug., 1941.

Remarks: This year there was not so much sprinkling
If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.
done due to a lot of rain we had here.

IN WITNESS WHEREOF, I have hereunto set my hand this 12 day of Oct., 1941.

Raymond Delring
(Signature of Witness)
Cognille, Ore.
(Address)

Herman Brelage
(Signature of Applicant)
Larson Inlet, North Bend
(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when all of the water has been applied.

Form B

Application No. 18 094

NOTICE OF COMPLETION OF CONSTRUCTION

I, Herman Brelage, the holder of Permit No. 13754
to appropriate the public waters of the state of Oregon, completed the construction of the works described
therein on the 30 day of June, 1941.

Remarks: 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.

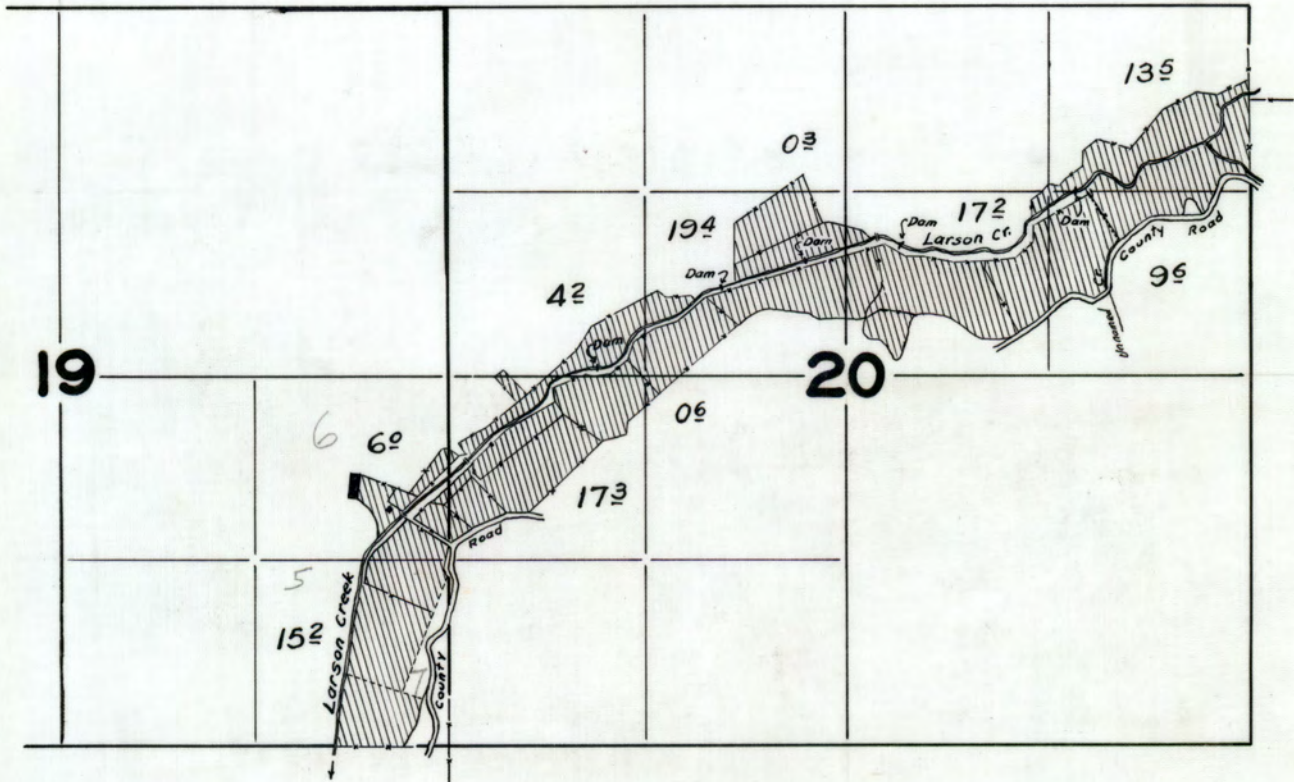
IN WITNESS WHEREOF, I have hereunto set my hand this 12 day of Oct., 1941.

Raymond Delring
(Signature of Witness)
Cognille, Ore.
(Address)

Herman Brelage
(Signature of Applicant)
Larson Inlet, North Bend
(Address)

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when construction work is completed.

T. 24 S., R. 12 W. W.M.



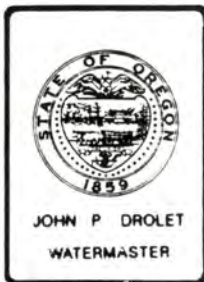
FINAL PROOF SURVEY
UNDER

Application No. 18094 Permit No. 13754

IN NAME OF

Herman Brelage

Surveyed Aug. 16 1943, by Geo. W. Pederman



RECEIVED

JAN 06 2000

WATER RESOURCES DEPT
SALEM, OREGON

Water Resources Department

COOS COUNTY ANNEX, 290 NORTH CENTRAL ST., COQUILLE, OREGON 97423 PHONE 396-3121
EXT. 254

01-04-00

Brelage Pacific Dairy
695 Larson Way
North Bend, OR 97459

file #'s 16699, 18094
permit #'s 12487, 13750
SWR# 486
T24S R12W, Sec19 TL 500

Dear Mr. Brelage:

One of the usual and customary duties assigned to temporary summer staff is to perform field checks of existing water uses and compare those uses to water rights of record. Late this past summer, staff detected what is thought to be a rather substantial nonpermitted water use on your dairy.

Rights of record on file with this office show the two water rights and surface water registration indicated above. Both rights show 28.8 and 51 acres respectively in Section 20 with no use in section 19. Staff indicated about 20 acres in Section 19 being irrigated without benefit of a water right.

Although I am confident that our office records are both accurate and correct, I would be obliged if you would check your files and present me with any information that you might have that would allow irrigation in Section 19.

In order to assist you in your determination, I have attached copies of water right abstracts, a field distribution map and an annotated aerial photo. In order to bring resolution to this matter, I would also be obliged if you would get back in touch with me, even if just by phone, at your earliest convenience, but certainly by February 1, 2000.

Sincerely,

John P. Drolet
Watermaster, District 19

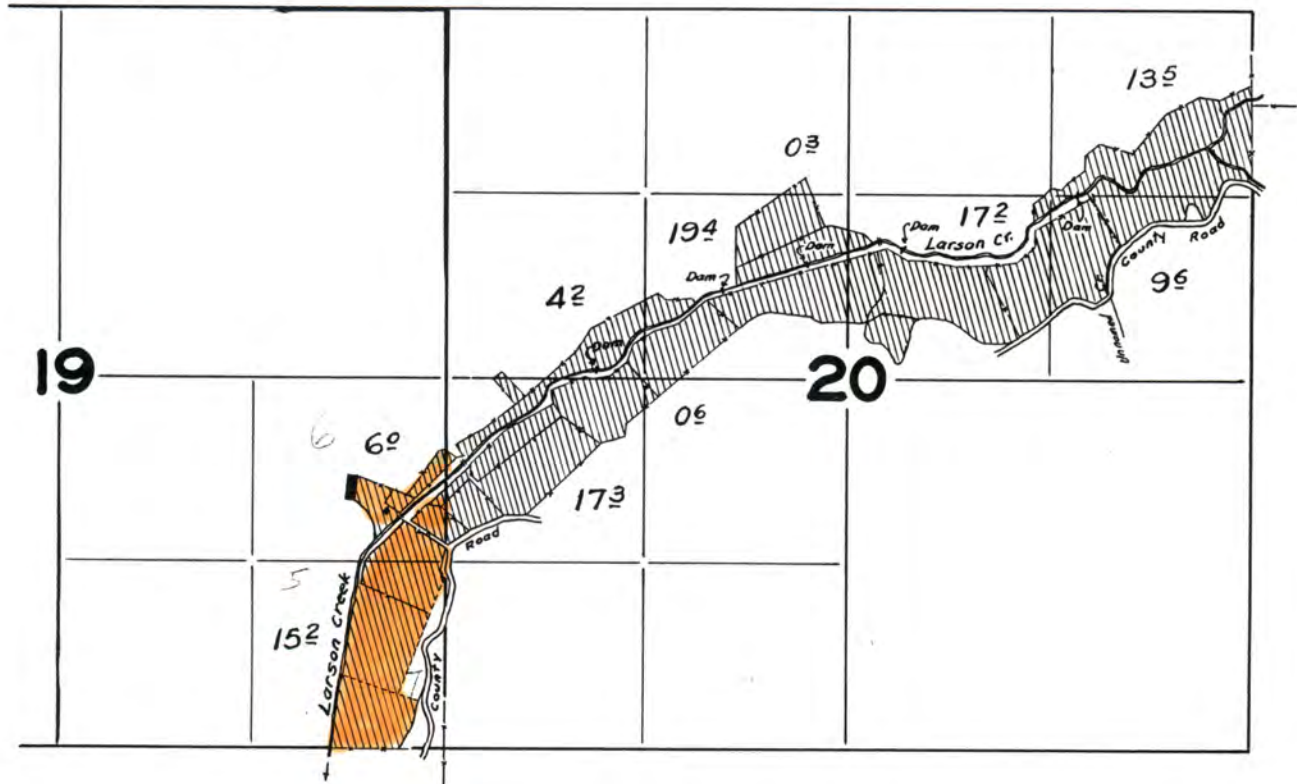
JPD/dt

Atch:abstracts, maps, ap's

CF: AJC
BSA
Dwight French (for files)

Brelage01.D19

T. 24 S., R. 12 W. W.M.



NOT ALLOWED BY CERTIFICATE

FINAL PROOF SURVEY
UNDER

Application No. 18094 Permit No. 13754

IN NAME OF

Herman Brelage

Surveyed Aug. 16 1943, by Geo. D. Adelman

April 8, 1957

Mr. John Brelage
Route 1, Pacific Dairy
North Bend, Oregon

Dear Mr. Brelage:

If continuous use of water has been made, the certificate of water right recorded on volume 12, page 14651 State Record of Water Right Certificates in the name of Herman Brelage is valid.

At the time the final proof was made a sprinkler system was in use.

Other than continuous use of water there is no action required by you to maintain this right.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Trevor Jones, Assistant

TJ:ld

JOHN BRELAGÉ
Rt. 1 Pacific Dairy
Bend, Oregon

18094
April 357

State Engineer
State Office Bldg
Salem, Oregon

RECEIVED

APR 4 1957
STATE ENGINEER
SALEM, OREGON

Dear Sir:

After Hearing of the things
happening in the Legislature
regarding water rights, I am
wondering if ours is ok, if there is
a time limit ~~on~~ on a permit of
this sort, etc.

Our permit no. is 13754.

The certificate I have here is dated
March 31, 1945. It is recorded
in the State record of Water Rights Cert.
Volume 12 Page 14651

Would you please tell me if this is
in order, for use by pumping.

Thank You
John Brelage

June 6, 1944

Mr. Herman Brelage
North Bend, Oregon

Dear Mr. Brelage:

This will acknowledge receipt of and thank you for your letter transmitting the description of the property figuring in your Permit No. 13754, together with the one dollar certificate recording fee for which our Receipt No. 30466 is enclosed.

We also wish to thank you for your invitation to view your project, and will be glad to take advantage of the invitation if we are at any time in the vicinity, but, as you know, travel has been cut to a minimum due to the present emergency.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

by

Ed K. Humphrey, Assistant

lrc

May 24, 1944

Mr. Herman Brelage
North Bend, Oregon

Dear Mr. Brelage:

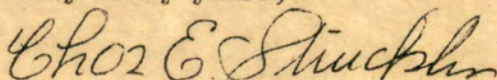
If you will sign and date the enclosed final proof on its second sheet and return the proof to this office, together with the statutory certificate recording fee of \$1.00, a certificate confirming the right under your Permit No. 13754, covering a use of 0.64 c.f.s. of water from Coos Bay for the irrigation of 51.0 acres, will be issued.

These figures indicate the extent and limit of your water right as provided by law, and mark the completed right.

With the proof you should also return the legal description of the property figuring in your water right which description may be copied from your deed, abstract or contract.

In the interest of economy and due to the fact that your completed project was examined by a representative of this office, it is not considered necessary that your signature be made before a notary public, nor that the signatures of witnesses be affixed to the proof.

Very truly yours,



CHAS. E. STRICKLIN
State Engineer

Enclosure
Form 114

October 17, 1941

Mr. Herman Brelage
North Bend, Oregon

Dear Mr. Brelage:

This acknowledges receipt of your letter of October 12, with which you enclosed Forms B, and C, being notices of completion of construction and complete application of water under your Permit No. 13754.

Pursuant to your reports, and in line with the general practice of this office, a survey will be made sometime next year for the purpose of checking the acreage actually irrigated. After this survey, proof may be made by you and certificate issued covering the lands which the survey shows to have been irrigated, and any lands described in your permit that have not been irrigated will be automatically eliminated from your water right.

In the meantime, the permit which you hold will be valid and sufficient evidence of your right.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

BB

North Bend,

Oct. 12, 1941

Mr. Ch. E. Stricklin,

Dear Mr. Stricklin,

RECEIVED

OCT 14 1941

STATE ENGINEER
SALEM, OREGON

Enclosed I am sending
you those forms that you have asked
for by postcard. I am sorry to
cause you this inconvenience, but
we are always so busy.

Thanking you

Very truly yours

H. Breakey

August 15, 1939

Mr. Herman Brelage
North Bend, Oregon

Dear Sir:

Herewith you will find Application No. 18094, Permit
No. 13754, together with blue print.

The application has been approved and recorded in
this office.

July 26, 1939

Mr. Herman Brelage
North Bend, Oregon

Dear Sir:

For your convenience in signing your Application No. 18094 before witnesses, I am enclosing it herewith endorsed so that to retain its priority it must be returned to this office within thirty days or on or before August 26, 1939.

Upon receipt of the application with the signatures properly affixed, the matter of approval by issuance of a permit will be given attention.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

RE
enc.1

May 25, 1939

Mr. Herman Brelage
North Bend, Oregon

Dear Sir:

This acknowledges receipt of your application for a permit to appropriate 0.64 second-foot of water from Larson Creek and an unnamed tributary for irrigation, together with your remittance in the amount of \$12.65 for which Receipt No. 24473 is enclosed.

The application which has been checked over, has been filed and given No. 18094. It appears to be in satisfactory form and is being placed in line for approval and issuance of a permit.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

RE
enc.1

18094

T24S, R12W

Sec 20

Sec 19

	1943 Survey of Permit 13754	1941 Survey of Permit 12487 Corr. 13962	Difference	Applied for under Per. 13754	Suggested allowance for Cert.	
NENE	13.5	1.2	12.3	9.17	✓ 12.3	{ 2.0 from Unnamed C 10.3 from Larson Cr
SENE	9.6	6.2	3.4	10.15	✓ 3.4	Larson Cr
SWNE	17.2	5.5	11.7	8.65	✓ 10.7	{ 1.2 from Unnamed C 9.5 from Larson Cr
NENW	0.3	—	0.3	0	0	
SWNW	4.2	1.1	3.1	1.75	✓ 3.1	
SENW	19.4	7.6	11.8	9.80	✓ 10.8	Larson Cr
NESW	0.6	0.1	0.5	2.45	✓ 0.5	
NWSW	17.3	7.1	10.2	9.03	✓ 10.2	
NESE	6.0	—	6.0	0	0	
SESE	15.2	—	15.2	0	0	
Total	103.3	28.8	74.5	51.00	51.0	

Application No. 18094

County COOS

PROOF OF APPROPRIATION OF WATER

- Name Herman Brelage
- Address North Bend
- Source of supply Larson Creek and an unnamed tributary creek, being 0.60 c.f.s. from Larson Creek and 0.04 c.f.s. from unnamed creek.
- Tributary of Coos Bay
- Amount of water 0.64
- Priority date May 20, 1939
- Use Irrigation
- Location of point of diversion, Sec. 20, Twp. 24 S., Range 12 W., W. M. (Legal Subdivision)
- 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:

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
24 S.	12 W.	20	NE $\frac{1}{4}$ NE $\frac{1}{4}$	9.17 acres	From Larson From unnamed
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	8.65 "	10.3 2.0
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	10.25 "	9.5 1.2
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	8.20 "	3.4
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	7.75 "	10.8
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.93 "	3.1
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.75 "	10.2
				51.00 acres	0.5
					51.0

If for irrigation, this appropriation shall be limited to 1/80th 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, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Herman Brelage

June 2, 1944

OK for cert

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, ft.; length on top, ft.; length on bottom ft.; material used and character of construction, *Several plank dams have been constructed but are not needed now for sprinkler irrigation.*
- (b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction, *Small acreage irrigated from unnamed creek by flooding and sub-irrigation.*
- (c) Size of canal: Width on top (at waterline) ft.; width on bottom, ft.; depth of water, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft.
Give general description:
- (d) Pipe line: Description of intake, *Pump suction pipe extends into creek channel.*
460 ft. 3" light weight steel sprinkler pipe.
12- Rainbird #40 sprinkler heads, 7/32" x 7/32" nozzles
Length of pipe, ft.; size at intake, in.; size at ft. from intake, in.; size at place of use, in. Difference in elevation between intake and place of use, ft.
Is grade uniform? Actual capacity of pipe line, sec.-ft.
Give general description:
(Material: Steel, wrought, cast iron, wood stave, etc.)
- (e) Pumping plant: Give size and type of pump, *Fairbanks Morse Centrif. 3" sect. 2" disch.*
Suction lift, *6* ft.; discharge lift, *4* ft. Type of motor used *Westinghouse electric.*
1750 RPM belt conn. 6" pulley on motor x 8" pulley on pump.
Horse power rating, *5* H. P. Actual capacity of pump, sec.-ft.
10. During what months is water beneficially used? *Irrigation season.*
11. State character of soil *Silt loam*
Kind of crops raised *Clover pasture for dairy stock, other farm crops.*
12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use?
13. If not, wherein is such map in error?
14. Domestic use: Give number of families actually using water at this time
15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of Coos

SS.

I, Herman Brelage, being first duly sworn, deposit 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 June 2nd day of August, 1944.

Subscribed and sworn to before me this 2nd day of August, 1944.

Notary Public for Oregon

[Notarial Seal]

My commission expires

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of

SS.

We, _____, and _____

of _____, being first duly sworn, depose and say that

we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No. _____; that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 1944.

Notary Public for Oregon

[Notarial Seal]

My commission expires

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, Geo. V. Naderman, do hereby certify that I have made an inspection of the works described herein and in Permit No. 13754, on the 16 day of August, 1947, 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 the proof without your signature, with a full report by letter.

Geo. V. Naderman
(Name)
Field Engr.
(Title)

PROOF OF APPROPRIATION

Permit No. _____

Recording fee paid _____

Receipt No. _____

RECEIVED
JUN 5 1947
STATE ENGINEER
SALEM, OREGON

STATE OF OREGON

Give general description: _____

VALIDITY OF _____

STATE PRINTING DEPT.

10. During what months is water _____ day of _____ 1947
11. State character of soil Silt loam
12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? Yes
IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____ 1947
of land irrigated, or place of use? _____
the contents thereof, and that the facts therein stated are true.
I, Geo. V. Naderman, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water, that I know _____
County of Clatsop
14. Domestic use: One number of families actually using water at this time _____
STATE OF OREGON
15. If for power, mining, municipal, manufacturing, storage or any other purpose, give extent and method of such use _____
VALIDITY OF APPROPRIATION

Property in which irrigating is done,

Lots 5, 6, and 7, in west half of the southwest quarter,
the west half of the northeast quarter, the northwest quarter
of the southeast quarter in sec. 20, all in township 24,
south of range 12, west of the Willamette Meridian, Coos Co.

Also in the north laying 80 acres of my farm as follows.
The east half of the northeast quarter of sec. 20,
Township 24, south of range 12, west of Willamette Meridian, Coos Co.

Dear Mr. Stricklin:

Above the descr. of my property taking
from deed & Contract. Hoping this will be
what you need to finish our case.

Thanking you very much for all
work done and wish to invite you up
and see our Ranch if down here on
the Bay.

Sincerely yours
H. Brulage

RECEIVED
JUN 5 1944
STATE ENGINEER
SALEM, OREGON

This plan and print is for the new application covering the irrigation of all the additional land to be reached by the sprinkler system and the ditch from the small creek at the road.

The fee required with this application will be

Examination of application	\$5.00
Recording fee for first 30 acres	4.50
Additional 21 acres @ 15 ¢	3.15
Total	\$12.65

STATE OF OREGON

COUNTY OF COOS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That HERMAN BRELAGÉ

of North Bend, 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 Larson Creek and an unnamed tributary creek, being 0.60 c.f.s. from Larson Creek and 0.04 c.f.s. from unnamed creek, a tributary of Coos Bay, for the purpose of Irrigation under Permit No. 13754 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 May 20, 1939

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 0.64 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 Unnamed Creek: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Larson Creek: NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20, Township 24 South, Range 12 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 2 $\frac{1}{2}$ 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:

10.3 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Larson Creek
 2.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Unnamed Creek
 9.5 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Larson Creek
 1.2 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Unnamed Creek
 3.4 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Larson Creek
 3.1 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Larson Creek
 10.8 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Larson Creek
 0.5 acre in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Larson Creek
 10.2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Larson Creek
 Section 20,
 T. 24 S., R. 12 W., 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.

WITNESS the signature of the State Engineer, affixed

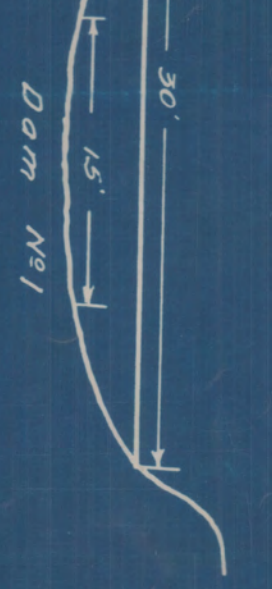
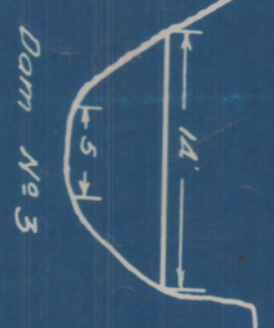
this 31st day of March, 1945.

CHAS. E. STRICKLIN

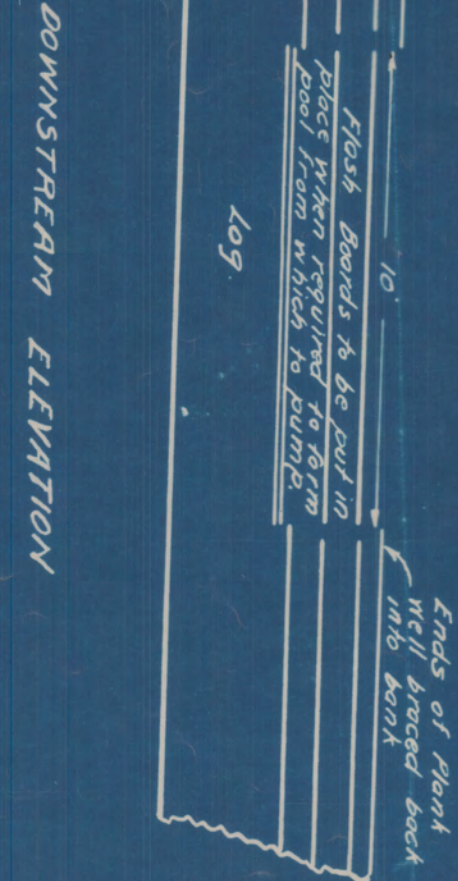
State Engineer

Recorded in State Record of Water Right Certificates, Volume 12, page 14651

VOR 18094



CREEK CROSS SECTIONS
AT DAM SITES
SCALE: 1 INCH = 10 FEET

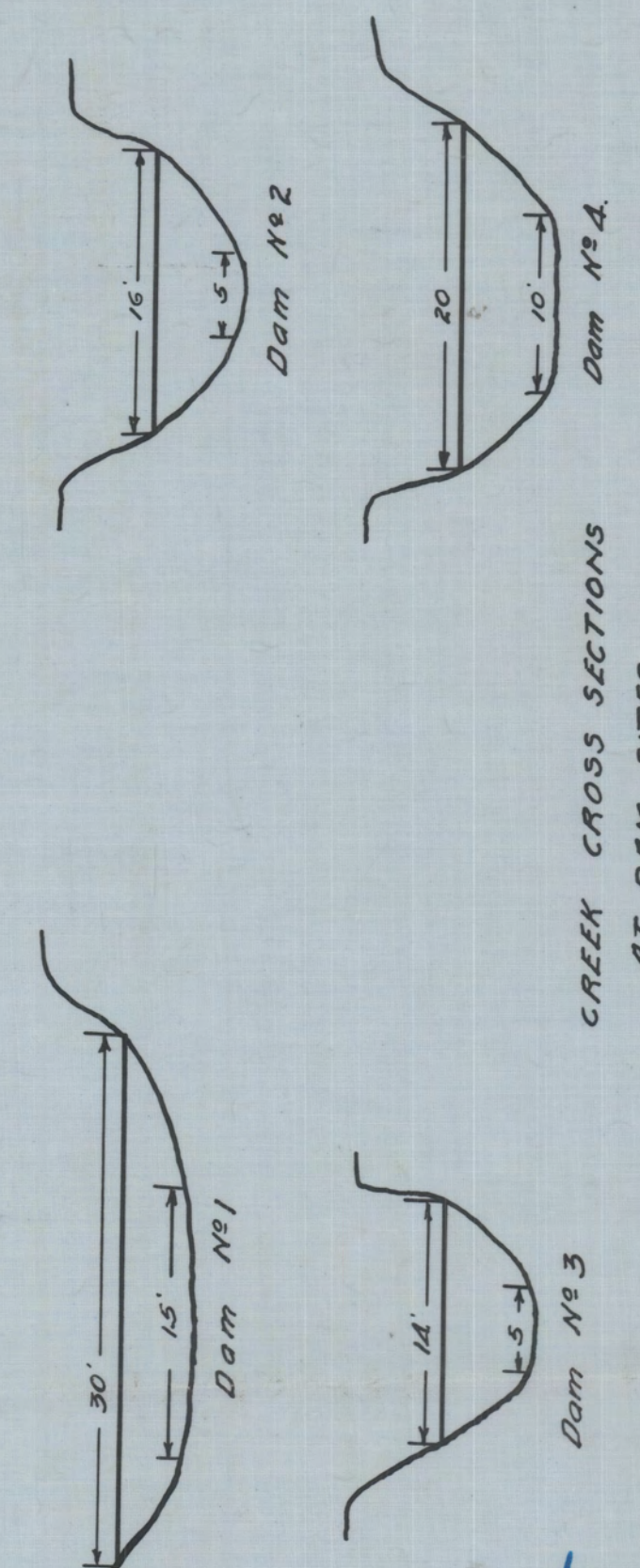
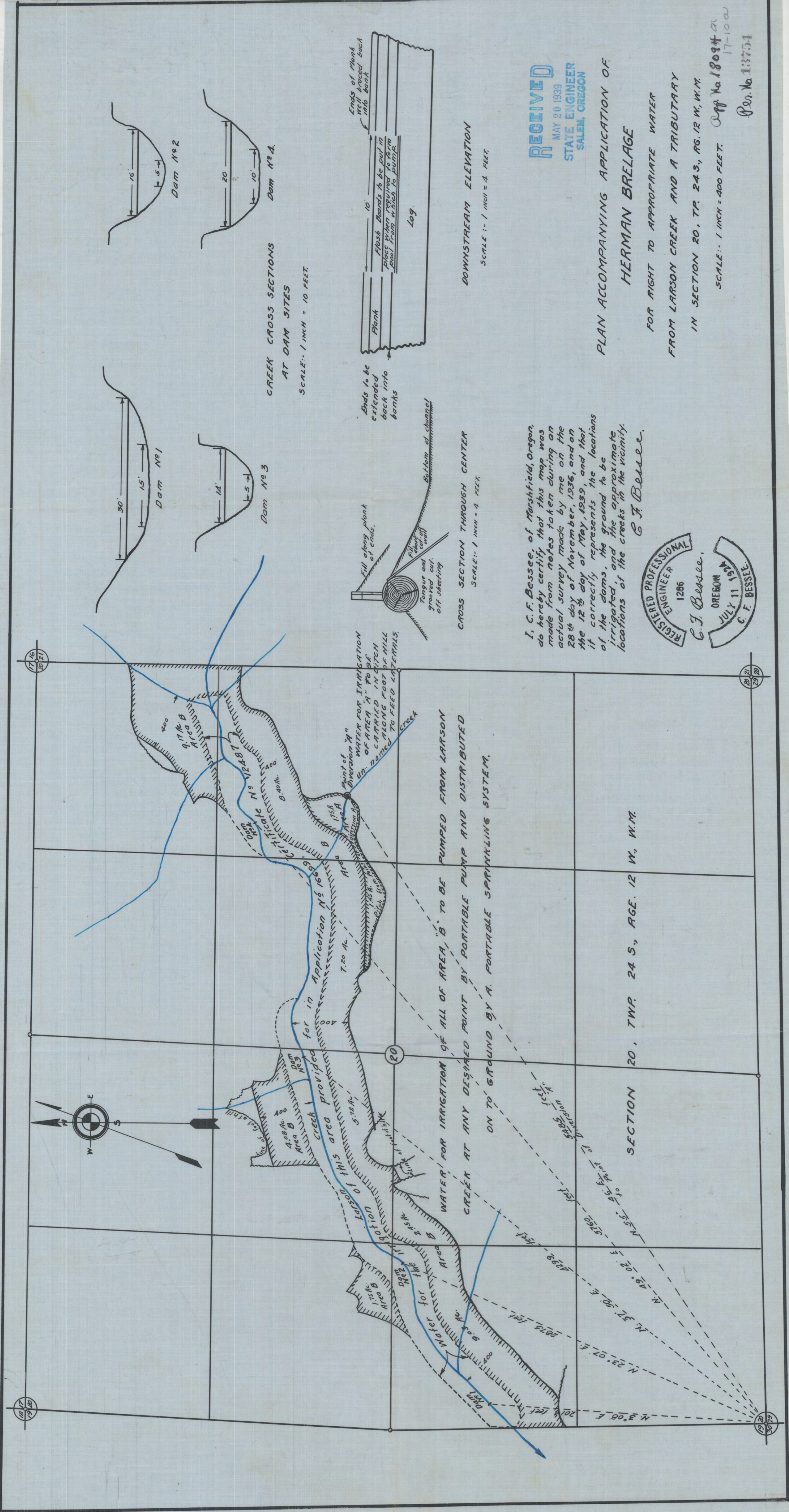


I, C. F. Bessee, of Marshfield, Oregon,
do hereby certify that this map was
made from notes taken during an
actual survey made by me on the
28th day of November, 1936, and on
the 12th day of May, 1939, and that
it correctly represents the locations
of the dams, the ground to be
irrigated, and the approximate
locations of the creeks in the vicinity
of J. B. Brelage.

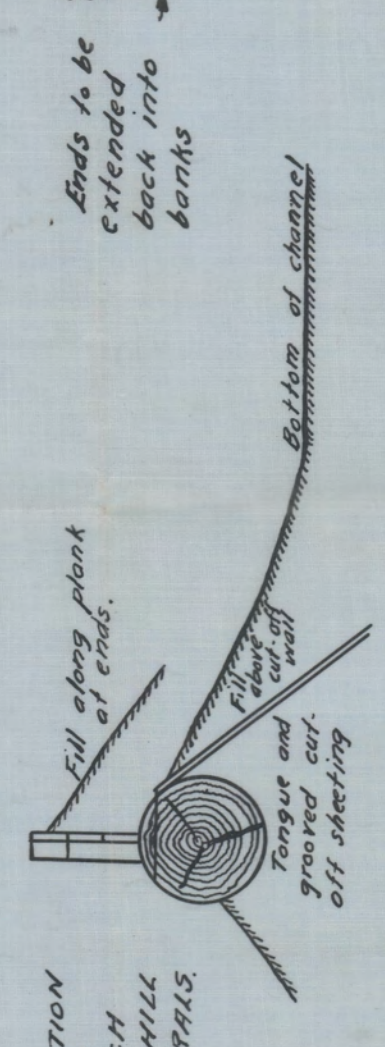


PLAN ACCOMPANYING APPLICATION OF
HERMAN BRELAGE
FOR RIGHT TO APPROPRIATE WATER
FROM LARSON CREEK AND A TRIBUTARY
IN SECTION 20, TP. 24 S., RGE. 12 W., W.M.
SCALE: 1 INCH = 400 FEET
July 11, 1937
C. F. BESSEE

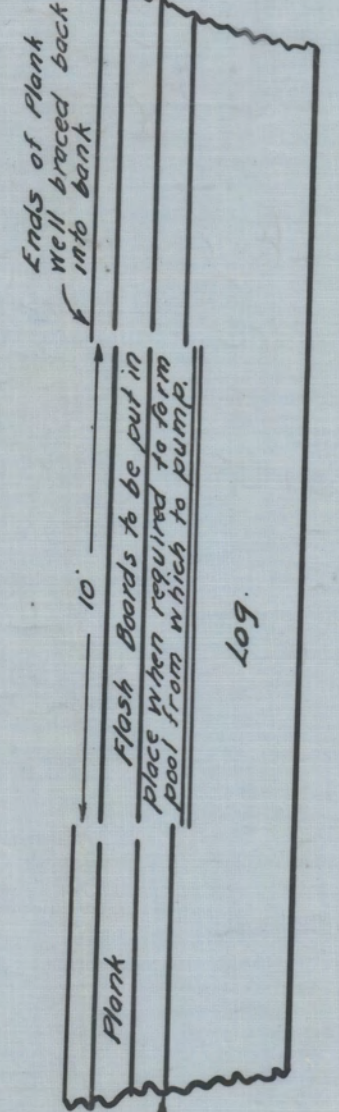
Pub. No. 18094



CREEK CROSS SECTIONS
AT DAM SITES
SCALE: 1 INCH = 10 FEET



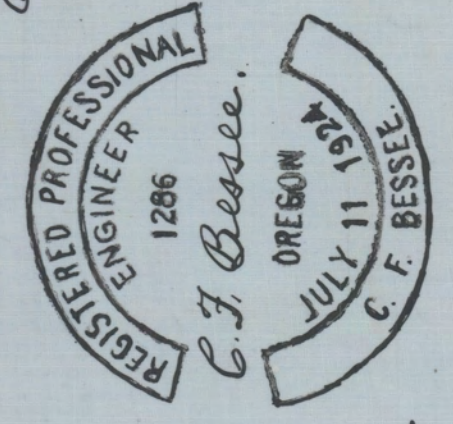
CROSS SECTION THROUGH CENTER
SCALE: 1 INCH = 4 FEET



DOWNSTREAM ELEVATION
SCALE: 1 INCH = 4 FEET

I, C. F. Bessee, of Marshfield, Oregon, do hereby certify that this map was made from notes taken during an actual survey made by me on the 28th day of November, 1936, and on the 12th day of May, 1939, and that it correctly represents the locations of the dams, the ground to be irrigated, and the approximate locations of the creeks in the vicinity of the dams.

SECTION 20, TWP. 24 S., RGE. 12 W., W.M.



RECEIVED
MAY 20 1939
STATE ENGINEER
SALEM, OREGON

PLAN ACCOMPANYING APPLICATION OF
HERMAN BRILLAGE

FOR RIGHT TO APPROPRIATE WATER
FROM LARSON CREEK AND A TRIBUTARY
IN SECTION 20, TWP. 24 S., RGE. 12 W., W.M.

SCALE: 1 INCH = 400 FEET
OFF No. 18094
17-10-39
Per. No. 13754