

29

Application No. 2371

Permit No. E142

Certificate No. 2061

**FEES PAID**

| Date | Amount | Receipt No. |
|------|--------|-------------|
|      |        |             |
|      |        |             |
|      |        |             |
|      |        |             |

Name Chas. A. Harvill

By Richland, Ore.  
Address

Date filed

Action suspended until

PRIOR DATE: June 10, 1912

Returned to applicant

Date completed

Date of approval

*Part*  
Canceled Sp. Or. Vol. 51 p. 423 Total

Stream Index, Page No. 7-13

Application Record, Book No.

**FEES REFUNDED**

| Date | Amount | Check No. |
|------|--------|-----------|
|      |        |           |

**ASSIGNMENTS**

| Date | To whom | Address | Volume | Page |
|------|---------|---------|--------|------|
|      |         |         |        |      |
|      |         |         |        |      |
|      |         |         |        |      |

**REMARKS**

**CONSTRUCTION**

Date for beginning

Date for completion

Extended to

Date for application of water

Extended to

**PROSECUTION OF WORK**

Form "A" filed

Form "B" filed

Form "C" filed

**FINAL PROOF**

Blank mailed

Proof received

Date certificate issued

Receipt for recording fee No.



8. During what months is water beneficially used? April 1st to Oct. 1st
9. State the character of the soil and kind of crops raised Volcanic ash - Alfalfa.
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? yes
11. If not, state wherein such map is in error No water on 9.6 acres N.W. 1/4 29.
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) Same.
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

STATE OF OREGON,  
 County of Baker } ss.

I, Charles A. Harvill, being first duly sworn, 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 26th day of March, 1918.

Charles A. Harvill

Subscribed and sworn to before me this 26th day of March, 1918.

(Notarial Seal)

[Signature]  
 Notary Public for Oregon.

My commission expires Jan 27 1920

AFFIDAVIT OF WITNESSES

We, Icey Hewitt, and Elvira Hewitt,  
of Richland, 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. 142; 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.

Icey Hewitt  
Elvira Hewitt

Subscribed and sworn to before me this 26<sup>th</sup> day of March, 1918.

(Notarial Seal)

C. E. Thorp  
Notary Public for Oregon.  
My commission expires Jan. 18, 1921

Owing to being unable to secure help  
to complete ditch to the 9.6 acres in N.W. of N.W.  
Sec. 29, will not try to get water on  
that tract.

**PROOF OF APPROPRIATION**

Permit No. E. 142

1.00 fee paid

OFFICE OF STATE WATER BOARD  
**RECEIVED**

MAR 29 1918

SALEM, OREGON.

Approved: .....

*Priority June 10, 1912*

Application No. 2371.

October 2, 1916.

Mr. Chas. A. Harvill,  
Richland, Oregon.

Dear Sir:

I am in receipt of your letter of the 27th ultimo making application for a further extension of time in which to completely apply the water to the proposed use under your application No. 2371, permit No. B 142, and I have recommended that the State Water Board grant an extension of time until October 1, 1917, in which to apply the water under this permit.

Very respectfully,

Percy A. Gupper,

Assistant State Engineer.

RS.

Application No. 2371.

Nov. 17, 1915.

Mr. Chas. Harvill,

Richland, Oregon.

Dear Sir,

I am in receipt of your letter of the 15th instant making application for an extension of time within which to apply the water to the proposed use under your application No. 2371, permit No. E. 142, and I have recommended that the State Water Board grant an extension of time until October 1, 1916, within which to apply the water to the proposed use under the foregoing permit.

Very respectfully,

John H. Lewis,

RS.

State Engineer.

Application No. 2371.

Nov. 17, 1916.

State Water Board,

Building.

Gentlemen:

I am transmitting herewith application of Chas. Hargill for an extension of time within which to apply the water to the proposed use under application No. 2371, permit No. E. 142, and I would recommend that the State Water Board grant an extension of time until October 1, 1916, within which to apply the water to the proposed use under the foregoing permit.

Very respectfully,

John H. Lewis,

State Engineer.

ES.

Enc.



Application No. 2371.

Nov. 6, 1915

Mr. C. E. Thorp,  
Richland, Oregon.

Dear Sir:

I am in receipt of your letter of the 2d instant with reference to application No. 2371, permit No. B 142, in the name of Chas. Merrill. I note that the time for the complete application of water to beneficial use has expired. I also note that notice of completion of construction work has been filed with the State Water Board showing that the work of constructing the ditches was completed on April 10, 1914. If this construction work was substantially completed on this date and the work which remains to be done is merely the construction of distributing laterals, there would be no objection to granting an extension of time in which to completely apply the water to beneficial use. I would suggest application be made for an extension of time and that the facts be set out and substantial reasons assigned for failure to beneficially apply the water within the time fixed in the permit.

Trusting you will find this satisfactory,  
I remain,

Very respectfully,

Fercy A. Cuper,

PAC-S.

Acting State Engineer.

Application No. E 2371.

Feb. 24, 1915.

Mr. E. W. Dunn,  
Halfway, Oregon.

Dear Sir:

I am in receipt of your letter of the 23d instant making inquiry as to the conditions of water right on certain lands in Sections 29 and 30, Township 9 South, Range 46 East. According to the records of this office this land is covered by enlargement application No. 2371, permit No. E 142, as follows:

|       |       |    |     |    |         |
|-------|-------|----|-----|----|---------|
| 9.24  | acres | in | S E | NE | Sec. 30 |
| 9.6   | "     | "  | NW  | NW | " 29    |
| 28.67 | "     | "  | NE  | NW | " "     |
| 7.24  | "     | "  | NW  | NE | " "     |

The records of this office also show that construction ~~work~~ was completed June 1, 1914, and water is to be completely applied to beneficial use on or before October 1, 1915.

Very respectfully,

John H. Lewis,  
State Engineer.

RS.

# Eagle Valley News

Richland, Oregon.

C. E. THORP, Editor and Publisher  
M. A. THORP, Business Manager

Notary Public, Conveyancing  
Real Estate Bought and Sold

Nov. 8, 1915.

Sate Engineer, Salem, Oregon.

Dear Sir;

I am writing in the interest of Chas. A. Harvill of Richland regarding Application No. 2371 being Enlargement Permit No. 142.

Mr. Harvill has failed to complete said enlargement, having yet about one-half mile of lateral to dig which will put water on 17 acres.

As I understand your letter of July 15, 1912, he cannot ask for an extension as the time limit has expired (he having thought he still had one more year to finish the work).

Would you please inform me what steps are now necessary in order for him to go ahead with the work and forward necessary blanks?

Yours very truly,

*C. E. Thorp.*

*In response to -  
by July 15-13  
comp. 6-1-14  
water Oct 1-15*

*J. B. Hester*

OFFICE OF STATE ENGINEER

RECEIVED

NOV 17 1915

# Eagle Valley News

Richland, Oregon

November 13, 1915.

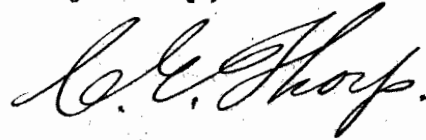
C. E. SNORM, Editor and Publisher  
M. A. THORP, Business Manager

Notary Public, Conveyancing  
Real Estate Bought and Sold

Percy A. Cupper, Salem, Oregon,  
Acting State Engineer.

Dear Sir: In reply to your letter of Nov. 6, referring to Application No. 2371, Permit No. E 142, in the name of Chas. Harvill, will say that application for an extension of time to complete work is enclosed herewith, and I trust will receive your favorable attention.

Yours very truly,



# E. W. DUNN AUCTIONEER

FARM SALES A SPECIALTY

Halfway, Oregon. 2/23-15

John H. Lewis,  
State Engineer,  
Salem, Oreg.

Dear Sir:-

The N 1/2 of N. 10. 1/4 of

38.27

Sec. 29, and E. 1/2 of S.W. 1/4 of Sec 20, T. 9

South. Range 46 E. 10. M. is owned by  
Charles P. Harold of Rickland, Oreg. He is  
unwilling to know conditions regarding water  
privileges on same or portions of same.

Please advise me at an early date

and

Greatly Oblige,

E. W. Dunn

OFFICE OF STATE ENGINEER  
RECEIVED  
FEB 24 1915  
SALEM, . . OREGON.

E. 2371

E. 142

SE 1/4 N. 10. 1/4 4.24  
SW 1/4 N. 10. 1/4 2.6  
NW 1/4 N. 10. 1/4 2.4  
Beg July 15-1913  
Completed-1914  
app: Oct 1-1915

Application No. 2371.

#2380

# STATE OF OREGON

OFFICE OF THE  
STATE ENGINEER

JOHN H. LEWIS, STATE ENGINEER  
PRESIDENT OF THE BOARD OF CONTROL  
SECRETARY OF THE DESERT LAND BOARD  
PERCY A. CUPPER  
ASSISTANT STATE ENGINEER

SALEM, OREGON July 15, 1912.

Mr. Chas. A. Harvill,

Richland, Ore.

Dear Sir:

I enclose herewith Application No 2371, by being <sup>Enlargement</sup> Permit No. 142, which has been approved and recorded in this office. I am also enclosing <sup>one blue print</sup> map. It is not necessary to record this in your county, or to publish notice of its issuance. This permit is not a water right, but is, in a way, a contract between you and the State. It should be held by the owner of the right, and not disposed of in making final proof on desert land, or for any other purpose.

You should make annual proof under this permit upon the forms attached hereto. Within the time as limited by the State Engineer for the beginning of construction, for completion, and for the application of water to beneficial use, you should fill out the proper blank, detach, and mail to the Secretary, Board of Control, Salem, Oregon. If more than one year is allowed for completion of construction you should give on the proper blank a detailed description of the work performed each year so that the Board may judge as to whether or not the law is being complied with as to the prosecution of work with reasonable diligence.

Final proof will be taken by the Board, through the proper division superintendent, as soon as possible after the expiration of time for the complete application of water to beneficial use, or any extension thereof. The Board of Control will thereafter issue a "Certificate of Water Right" to be recorded with the county clerk of the proper county, which to your water title will correspond to a patent from the United States as foundation for your land title.

Should it be impossible for you to complete the work or to put the water to beneficial use before the expiration of the time fixed in the permit, you should, if you have good reasons for so doing, apply to the State Engineer for an extension of time. All such requests must be received before the date of expiration, otherwise you will have to re-file and lose something in priority by your neglect. No extension of time can be granted for the beginning of work, nor in any case where request is made after the expiration of the time limit as fixed in the permit.

Any assignment of this permit should be made in writing and recorded in the State Engineer's office at Salem. The assignee should make all proofs required after date of assignment.

Water belongs to the land it irrigates and not to the ditch, or ditch owner. The transfer of land will carry with it the water appurtenant thereto.

Failure to fill out and mail the annual proofs required by the Board may jeopardise your rights under this permit and result in its cancellation after proper notice, as the law provides that proof must be made "to the satisfaction of the Board of Control".

Respectfully yours,

State Engineer.

Application No. 2371.

\* 23 80

June 10, 1912.

Mr. Chas. Harvill,  
Richland, Oregon.

Dear Sir,-

Enclosed please find my official receipt for \$11.25 which amount was transmitted by your letter of the 6th inst., together with an application for a permit to appropriate water No. 2371, also blue print and tracing. This application will be examined as soon as the same can be reached and you will be further advised.

Very respectfully,

John H. Lewis.

State Engineer.

PAC/H

Encl.

X 7 3 80

2371

OFFICE OF STATE ENGINEER  
RECEIVED

Richland, Ore. June 16, 1912.

SALEM, - OREGON

John H. Lewis, State Engineer,  
Salem, Oregon.

Dear Sir:-

Am enclosing my application and fees to cover the same together with blue print and map. Have given the number of acres irrigated by the Newt Young Ditch, but not the description by legal sub divisions they are shown on the map of the state engineer.

Will mail you tomorrow consent of the Newt Young Ditch co. to use and enlarge said ditch.

Respectfully,

*Charles A. Merrill*

P.S. Blue print and map under separate cover.



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

Permit No. ....

Application No. ....

I, Charles Harvill, the holder of Application No. 2371, being Enlargement Permit No. 142, issued by the State Engineer of the State of Oregon for the appropriation of 11/16 second feet of the waters of Eagle Creek in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer, have completely applied the water to a beneficial use, on the 10 day of Oct 1917, being the time limitation as fixed in said permit 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 11 day of Nov 1917.

Richland Oregon (Present Address) Charles A Harvill (Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

**NOTICE OF COMPLETION OF CONSTRUCTION**

Permit No. ....

Application No. ....

I, Chas A. Harvill, holder of Application No. 2371, being Enlargement Permit No. 142 issued by the State Engineer of the State of Oregon for the appropriation of 1/6 second feet of the waters of Eagle 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 for the application of water to a beneficial use on the 10<sup>th</sup> day of April, 1914 being within the time limitation as fixed in said permit 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.

IN WITNESS WHEREOF, I have hereunto set my hand this 21 day of May 1914

Richland, Oregon (Present Address) Charles Harvill (Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon. Form D should be used in reporting progress of work if more than one year has been allowed for completion.

NOTICE OF BEGINNING OF CONSTRUCTION

July 15 - 13  
June 1 - 14  
Oct. 1 - 13  
Permit No. 142  
Application No. 2371

I, Chas. A. Harvill, the holder of Application No. 2371, being Enlargement Permit No. 142, issued by the State Engineer of the State of Oregon for the appropriation of 1 1/2 second feet of the waters of Teale Creek Tributary of Powder R. 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 thereon by the application of water to a beneficial use on the 20 day of February, 1913, being within the time limitation as fixed in said permit for the beginning of construction work.

Eight days beam work with man (32 @) Lumber 37.50, Pipe for siphon  
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.

#75.00 Work on main ditch Work by three and some four men, totaling work of one man for 110 days at \$3.00 per day 330.00; work on main ditch was assessment work for the extra ditch right. The above shows expense to date

IN WITNESS WHEREOF, I have hereunto set my hand this 24<sup>th</sup> day of May, 1913,

Richland Oregon  
(Present Address)

Chas. A. Harvill  
(Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

March 29, 1918.

Mr. Charles A. Harvill.

Richland, Oregon.

Dear Sir:

Proof of appropriation of water under Enlargement Permit No. 142, 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 Board at its next meeting for approval and issuance of final water right certificate.

Yours very truly,

R. W. Potter,  
Secretary.

GB.

January 14, 1918.

Mr. Charles E. Harvill,  
Richland, Oregon.

Permit No. E 142.

Dear Sir:

I enclose blank for proof of appropriation of water under permit No. E 142 which you will please fill out and return to this office together with \$1.00 to cover recording fee, upon receipt of which the matter will be presented to the Board for approval and issuance of certificate.

Very respectfully,

John H. Lewis,

RS.  
Enc.

Pres. State Water Board.

November 18, 1916.

Mr. Chas. A. Harvill.

Richland, Oregon.

Dear Sir:-

The State Water Board at its meeting on the 15th,  
granted an extension of time <sup>until October 1, 1917</sup> within which to completely apply  
water to the proposed use under Enlargement permit No. 142.

Very respectfully,

Secretary.

GB.

November 8, 1914.

Mr. Chas. A. Harvill,

Richland, Oregon.

Permit No. E 142.

Dear Sir:

I am in receipt of your letter of the 6th instant enclosing a post card that was sent out from this office in regard to the complete application of water under your permit No. E 142. It was through error in this office that the notice was sent you in view of the fact that an extension of time had already been recommended by the State Engineer although the Board had not as yet acted on the recommendation. The Board will have a meeting on the 15th of this month and the extension of time will be granted.

I trust the sending of the notice has caused you no uneasiness.

Very respectfully,

RS.

M. P. Mers, Secretary.

Application No. 2371.

October 2, 1916.

Mr. Chas. A. Harvill,  
Richland, Oregon.

Dear Sir,

I am in receipt of your letter of the 27th ultimo making application for a further extension of time in which to completely apply the water to the proposed use under your application No. 2371, permit No. E 142, and I have recommended that the State Water Board grant an extension of time until October 1, 1917, in which to apply the water under this permit.

Very respectfully,

Percy A. Capper,

RS.

Assistant State Engineer.

# Eagle Valley News

Richland, Oregon

C. E. THORP, Editor and Publisher  
M. A. THORP, Business Manager

Notary Public, Conveyancing  
Real Estate Bought and Sold

November 6, 1916.

M. F. Mers, Secy. State Water Board,  
Salem, Oregon.

Dear Sir: In reply to the card enclosed will say that I have made application for extension of time to apply water to proposed use, and will quote section of letter written by Percy A. Cupper, Asst. State Engineer, on Oct. 2nd, 1916:

"I have recommended that the State Water Board grant an extension of time until Oct. 1, 1917, in which to apply the water under this permit." (No. E 142.)

I trust this will satisfactorily arrange matters.

Very truly yours,

*Chas. A. Harvill*  
*By L. E. F.*



SUBJECT:

# STATE OF OREGON

Application No. 2371.

OFFICE OF THE

STATE ENGINEER

JOHN H. LEWIS, STATE ENGINEER  
PRESIDENT OF THE STATE WATER BOARD  
SECRETARY OF THE DESERT LAND BOARD

PERCY A. CUPPER  
ASSISTANT STATE ENGINEER

OFFICE OF STATE WATER BOARD

RECEIVED

NOV 18 1915

SALEM, OREGON, Nov. 17, 1915.

SALEM, - OREGON.

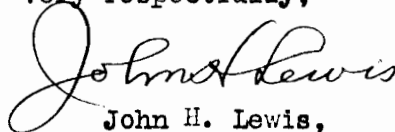
State Water Board,

Building.

Gentlemen:

I am transmitting herewith application of Chas. Harvill for an extension of time within which to apply the water to the proposed use under application No. 2371, permit No. R. 142, and I would recommend that the State Water Board grant an extension of time until October 1, 1916, within which to apply the water to the proposed use under the foregoing permit.

Very respectfully,

  
John H. Lewis,

RS.

State Engineer.

Enc.



Richland, Oregon, November 13, 1915.

John H. Lewis, State Engineer,  
Salem, Oregon.

Dear Sir: I desire that I be granted an extension of time on Application No. 2371, Permit No. E 142, in order to complete application of water to beneficial use, for the following reasons:

All construction work on ditches is completed;

Have only to build about one-half mile of laterals in order to put water on balance of land;

Can have this work on or before September 1, 1916.

The reasons why I have not got said work completed at this time are that I have been short of money and have been unable to do the work myself on account of rheumatism.

OFFICE OF STATE ENGINEER  
RECEIVED  
NOV 17 1915  
SALEM. - - OREGON.

*Charles Yarnall*

*Oct 1-16 - 2 1/2*

OFFICE OF STATE WATER BOARD  
RECEIVED

MAY 25 1914

SALEM, - OREGON.

Richland, Oreg.  
May 21, 1914.  
John H. Lewis,  
State Engineer  
Salem, Oregon.  
Dear Sir,

Enclosed please  
find application for  
completion of construct-  
ion work on ditch.

I am respectfully  
C. A. Harvill.  
Richland Oreg.

November 18, 1915.

Chas. Harvill,

Richland, Oregon.

Dear Sir:-

The State Water Board yesterday extended the time within which you are to apply water to the proposed use under Enlargement permit No. 142 until October 1, 1916.

Very respectfully,

Secretary.