

Name Frank von Borstel

By .....

Address Grass Valley, Oregon

.....

.....

Date filed July 22, 1953

Priority July 22, 1953

Action suspended until .....

.....

Returned to applicant .....

Date of approval December 24, 1953

**CONSTRUCTION**

Date for beginning December 24, 1954

Date for completion October 1, 1955

Extended to .....

.....

Date for application of water October 1, 1956

Extended to .....

.....

**PROSECUTION OF WORK**

Form "A" filed .....

Form "B" filed .....

Form "C" filed .....

**FINAL PROOF**

Blank mailed .....

Proof received .....

Date certificate issued .....

Application No. 28642

Permit No. 22552

Certificate No. ....

Stream Index, Page No. 5-18A

*See - R-28510*

**CANCELLED**

JUN 19 1957

Special Order Record Vol. 9 pg 1/16

**FEES PAID**

Date	Amount	Receipt No.
<u>7/29/53</u>	<u>10.00</u>	<u>28642</u>
<u>10/19/53</u>	<u>5.00</u>	<u>309</u>

B. P. Fee .....

\$1 Cert. Fee .....

**FEES REFUNDED**

Date	Amount	Check No.
.....	.....	.....

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page
.....	.....	.....	.....	.....

**REMARKS**

0.50 cfs from unnamed intermittent drainage (Finnegan Hollow and Buck Hollow Creeks) and reservoir for irrigation of 20 acres

**DEC 29 1954 - Card for "A"**

**NOV 1 1955 CARD FOR B**

**SEP 27 1956 CARD FOR C**

**JAN 11 1957 FORM 100 REG.**

*Handwritten signature/initials*

NOTICE OF BEGINNING OF CONSTRUCTION

RECEIVED

MAR 6 1957  
STATE ENGINEER  
SALEM, OREGON

I, Frank von Borstel, the holder of Permit No. ....

to appropriate the public waters of the state of Oregon, began the actual construction of the works described herein on the 3 day of June, 1953

Remarks: Contracted Clinton De Lude Gen. Con.  
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed

date of this statement, and any additional information which may tend to show the beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 5<sup>th</sup> day of Mar, 1957

Frank von Borstel  
(Signature of Applicant)

Grass Valley Ore  
(Address)

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

NOTICE OF COMPLETION OF CONSTRUCTION

RECEIVED

MAR 6 1957  
STATE ENGINEER  
SALEM, OREGON

I, Frank von Borstel, the holder of Permit No. ....

to appropriate the public waters of the state of Oregon, completed the construction of the works described herein on the 2<sup>nd</sup> day of August, 1953

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 5<sup>th</sup> day of Mar, 1957

Frank von Borstel  
(Signature of Applicant)

Grass Valley Ore  
(Address)

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

R-28510  
28642

March 7, 1957

Mr. Frank von Borstel  
Grass Valley, Oregon

Dear Mr. von Borstel:

This will acknowledge receipt of your letter of March 5 advising that you have abandoned any plan of appropriation under permit Numbers R-1540 and 22552.

Since no use of water has been made as set out in the permits, they will be canceled as set out in our registered letters of January 11, 1957.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By  
Chris L. Wheeler, Assistant

CLW:eh

March 5 1957

State of Oregon  
Water Resources Department

Dear Sirs:

My dam has never filled. It was about half full last spring. There is less water in it this spring, so I don't feel like going ahead with any irrigation.

My livestock gets considerable use out of water impounded and erosion has been checked below the dam

Yours truly,

Frank von Borstel

January 11, 1957

Frank Von Borstel  
Grass Valley, Oregon

Dear Mr. von Borstel:

According to the terms of your Permit No. 22552, which is for the appropriation of 0.50 second-feet of water from unnamed intermittent drainage & reservoir complete application of water was to have been made on or before October 1, 1956. It appears from our records that you have failed to submit the notice of complete application, although a notice, calling this matter to your attention, was mailed to you on Sept. 27, 1956.

ORS 537.260 provides: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the State Engineer proof of completion of the appropriation as required by ORS 537.230 and 537.250, the State Engineer may, after 60 days' notice by registered mail, order the cancellation of the permit.\*\*\*"

If you have complied with the terms of this permit, you should promptly submit the notice of complete application of water, after which we will take up with you the matter of final proof. If, however, you have abandoned your plan of development, we would appreciate your authority to cancel the permit so that the permit may be canceled without the necessity

28642

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Frank von Borstel  
(Signature or name of addressee)

2. \_\_\_\_\_  
(Signature of addressee's agent - Agent should enter addressee's name on line ONE above)

Date of Delivery Jan - 11 - 57

er an irrigation permit means in the permit, which it is

of ORS 537.260, you are hereby is received within 60 days ll be canceled without further

uly yours,

W. A. Stanley  
L. STANLEY  
Engineer

Return receipt requested

mb

R-28510  
& 28642

October 22, 1953

Frank von Borstel  
Grass Valley,  
Oregon

Dear Mr. von Borstel:

This will acknowledge the receipt of your letter, two superseding application, check in the amount of \$5.00 for which our receipt No. 309 is enclosed, and your map.

From your letter, the reservoir application submitted is the one to supersede the original application filed on June 8, 1953. We also assumed that the secondary application which you submitted was to supersede that which was filed on July 22.

These applications have been re-examined and now appear to be in satisfactory order.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By

Robert D. Best, Assistant

RDB:gk  
Enc. 1

October 14, 1953  
Grass Valley, Oregon

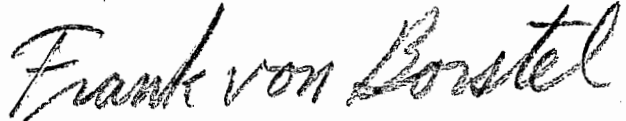
Mr. Chas. E. Stricklin  
State Engineer  
State Office Building  
Salem, Oregon

RECEIVED  
OCT 19 1953  
STATE ENGINEER  
SALEM, OREGON

Dear Mr. Stricklin:

The reservoir application herewith submitted  
is to supersede the application No. 28510 which was  
first submitted to you.

Very truly yours,



Frank Von Borstel  
Grass Valley, Oregon

FVB:G

Enclosure

R-28510  
2 8642

August 18, 1953

Mr. Frank von Borstel  
Grass Valley, Oregon

Dear Mr. von Borstel:

This will acknowledge receipt of an application for a permit to appropriate water from an intermittent drainage way for the purpose of irrigation.

The application has been filed by the transfer of \$10 from Application No. R-28510 and has been given file No. 28642. Upon examination a few discrepancies have been noted.

Item 11 through 14 have not been filled in, which gives the estimated cost, the dates on which you will be able to begin construction, to complete construction and to completely apply the water to its proposed use.

There is also due \$5 in recording fees on this application and a map prepared as set forth on pages 6 to 9 of the enclosed copy of the Rules and Regulations of the State Engineer, showing the scale to which it was drawn, the 40 lines, course of the stream, the area to be irrigated and the acreage to be irrigated within each 40.

If the reservoir application which was submitted at the same time that the secondary application was received is to supersede the present reservoir application No. R-28510, then a letter to that effect should also be submitted.

Upon receipt of the above requested information, required map and the additional recording fees, these application may be given further consideration.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By  
Robert D. Best, Assistant

RDB:bc  
Encl.



**\*APPLICATION FOR PERMIT**

# To appropriate the Public Waters of the State of Oregon

I, Frank von Borstel  
(Name of applicant)

of Grass Valley, Oregon  
(Mailing address)

State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation \_\_\_\_\_

1. The source of the proposed appropriation is Un-named intermittent drainage way  
(Name of stream)

a tributary of Finnegan Hollow & Buck Hollow Creek

2. The amount of water which the applicant intends to apply to beneficial use is \_\_\_\_\_ cubic feet per second. 32 HCF @ 200 GPM or 1/2 sec feet.  
(If water is to be used from more than one source, give quantity from each)

\*\*3. The use to which the water is to be applied is Irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the corner of \_\_\_\_\_  
(N. or S.) (E. or W.)  
(Section or subdivision)

N 2720' & N 70°30' W 2472' from Common section corner 19, 20, 28, 30 T 45; R 17 E. W.M.  
(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)  
being within the SW 1/4 of NE 1/4 of Sec. 19, Tp. 4S,  
(Give smallest legal subdivision) (N. or S.)  
R. 17 E, W. M., in the county of Sherman  
(E. or W.)

5. The None - Irrigating Land Adjacent to Reservoir  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the SE 1/4 of NW 1/4 of Sec. 19, Tp. 4S,  
(Smallest legal subdivision) (N. or S.)  
R. 17 E, W. M., the proposed location being shown throughout on the accompanying map.  
(E. or W.)

### DESCRIPTION OF WORKS

#### Diversion Works—

6. (a) Height of dam 19 feet, length on top 420 feet, length at bottom 107 feet; material to be used and character of construction Earth  
(Loose rock, concrete, masonry)

Wasteway around North End of Dam in Basalt Rock  
(rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate \_\_\_\_\_  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 200 GPM Pump  
(Size and type of jump)  
Pumping through sprinklers 10 H.P. Electric Motor  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

\*A different form of application is provided where storage works are contemplated.

\*\*Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.  
5-53-4M

Canal System or Pipe Line— *None - Irrigating land adjacent to Reservoir*

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) \_\_\_\_\_ feet; width on bottom \_\_\_\_\_ feet; depth of water \_\_\_\_\_ feet; grade \_\_\_\_\_ feet fall per one thousand feet.

(b) At \_\_\_\_\_ miles from headgate: width on top (at water line) \_\_\_\_\_ feet; width on bottom \_\_\_\_\_ feet; depth of water \_\_\_\_\_ feet; grade \_\_\_\_\_ feet fall per one thousand feet.

(c) 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? \_\_\_\_\_ Estimated capacity, \_\_\_\_\_ sec. ft..

8. Location of area to be irrigated, or place of use \_\_\_\_\_

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
45	17E	19	SE 1/4 of NW 1/4	10
45	17E	19	SW 1/4 of NE 1/4	10
Legal Description.				
All of section 19, T. 45, R. 17E W.M. Sherman Co., Oregon.				
Exceptions:				
Approximately 12 Ac. - County Roads.				
4 Government Lots - Approximately 27.5 Acres Each.				

(If more space required, attach separate sheet)

(a) Character of soil *Silt Loam*

(b) Kind of crops raised *Grain, Pasture, Hay*

Power or Mining Purposes—

9. (a) Total amount of power to be developed \_\_\_\_\_ theoretical horsepower.

(b) Quantity of water to be used for power \_\_\_\_\_ sec. ft.

(c) Total fall to be utilized \_\_\_\_\_ feet.

(Head)

(d) The nature of the works by means of which the power is to be developed \_\_\_\_\_

(e) Such works to be located in \_\_\_\_\_ of Sec. \_\_\_\_\_,

(Legal subdivision)

Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M.

(No. N. or S.)

(No. E. or W.)

(f) Is water to be returned to any stream? \_\_\_\_\_

(Yes or No)

(g) If so, name stream and locate point of return \_\_\_\_\_

\_\_\_\_\_, Sec. \_\_\_\_\_, Tp. \_\_\_\_\_, R. \_\_\_\_\_, W. M.

(No. N. or S.)

(No. E. or W.)

(h) The use to which power is to be applied is \_\_\_\_\_

(i) The nature of the mines to be served \_\_\_\_\_

PERMIT

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS 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 \_\_\_\_\_ cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from \_\_\_\_\_

The use to which this water is to be applied is \_\_\_\_\_

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 subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is \_\_\_\_\_

Actual construction work shall begin on or before \_\_\_\_\_ and shall thereafter be prosecuted with reasonable diligence and be completed or 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\_\_\_\_

STATE ENGINEER

Application No. 28642

Permit No. \_\_\_\_\_

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 22 day of July 1953, at 1:00 o'clock P.M.

Return to applicant: \_\_\_\_\_

Approved: \_\_\_\_\_

Recorded in book No. \_\_\_\_\_ of \_\_\_\_\_

Permits on page \_\_\_\_\_

STATE ENGINEER

Drainage Basin No. 5

Municipal or Domestic Supply—

10. (a) To supply the city of \_\_\_\_\_  
\_\_\_\_\_ County, having a present population of \_\_\_\_\_  
(Name of) \_\_\_\_\_  
and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_.

(b) If for domestic use state number of families to be supplied \_\_\_\_\_

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ \_\_\_\_\_

12. Construction work will begin on or before \_\_\_\_\_

13. Construction work will be completed on or before \_\_\_\_\_

14. The water will be completely applied to the proposed use on or before \_\_\_\_\_

*Frank von Borstel*  
(Signature of applicant)

Remarks: \_\_\_\_\_

STATE OF OREGON }  
County of Marion, } ss.

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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before \_\_\_\_\_, 19\_\_\_\_\_.

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.