

April 24, 1975

G-5011
31786
46472

William L. Wales & Associates
Consulting Engineers
1740 Austin Street
Klamath Falls, OR 97601

RE: Robert D. Liudahl
Files 31786, 46472, and G-5011

Dear Sir:

Your letter of February 4, 1975 was just recently placed on my desk. I apologize for the delay in responding to your request.

We will have to charge \$0.10 for each copy of the final proof map made in connection with permit numbered 26317. The map made to support permits 35840 and G-4978 is a little larger and each print would cost \$0.30. The copying fee for the first certificate is \$1.00, but only \$0.25 for each additional copy.

Although we have received an extension of time from Mr. and Mrs. Robert D. Liudahl, extensions of time have not been granted because our records show Margaret E. and James C. Stevenson, Jr. as record holders of the permits. It is my understanding that there will be no problem in granting the extension of time after our records show the Liudahl's as record holders of the permits.

Very truly yours,

Thomas E. Shook
Assistant

TES:cdp

STATE OF OREGON
COUNTY OF KLAMATH

RECEIVED
MAR 26 1971
STATE ENGINEER
SALEM, OREGON

Proof of Appropriation of Water

ESTATE OF WALTER SMITH,
JAMES C. STEVENSON, JR. and
MARGARET E. STEVENSON

c/o Richard Smith, Rt. 1, Box 43
of Route 1, Box 104 Bonanza, State of Oregon,
has applied beneficially the waters of
a dry wash and Bryant Mountain Reservoir constructed under Application No.
R-31785, Permit No. R-2266
a tributary of Lost River and Tule Lake for the purpose of
irrigation of 76.8 acres

under Permit No. 26317 of the State Engineer, and that the use of said waters has been
completed under the terms of said permit; that the priority of the
right dates from August 12, 1957

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
1.92 cubic feet 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T. 40 S., R. 13 E., W. M.
Diversion point located: 3290 feet North and 50 feet East from SW Corner,
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17.
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-fortieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated from direct flow and shall be
further limited to a diversion of not to exceed 3 acre feet per acre for each
acre irrigated during the irrigation season of each year from direct flow and
storage from reservoir constructed under Permit number R-2266,

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, and to which such right is appurtenant, is
as follows:

21.6 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
32.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9

22.6 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 10
T. 40 S., R. 13 E., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 24 day of March,

1971

x James C. Stevenson Jr.

x Margaret E. Stevenson

RECEIVED
MAR 26 1971
STATE ENGINEER
SALEM, OREGON

STATE OF OREGON

COUNTY OF KLAMATH

Proof of Appropriation of Water

ESTATE OF WALTER SMITH,
JAMES C. STEVENSON, JR. and
MARGARET E. STEVENSON

c/o Richard Smith, Rt. 1, Box 43
of Route 1, Box 104 Bonanza, State of Oregon,
has applied beneficially the waters of
a dry wash and Bryant Mountain Reservoir constructed under Application No.
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a tributary of Lost River and Tule Lake for the purpose of
irrigation of 76.8 acres

under Permit No. 26317 of the State Engineer, and that the use of said waters has been
completed under the terms of said permit; that the priority of the
right dates from August 12, 1957

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of

1.92 cubic feet 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T. 40 S., R. 13 E., W. M.
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NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17.
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-fortieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated from direct flow and shall be
further limited to a diversion of not to exceed 3 acre feet per acre for each
acre irrigated during the irrigation season of each year from direct flow and
storage from reservoir constructed under Permit number R-2266,

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, and to which such right is appurtenant, is
as follows:

21.6 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
32.6 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9

22.6 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 10
T. 40 S., R. 13 E., W. M.

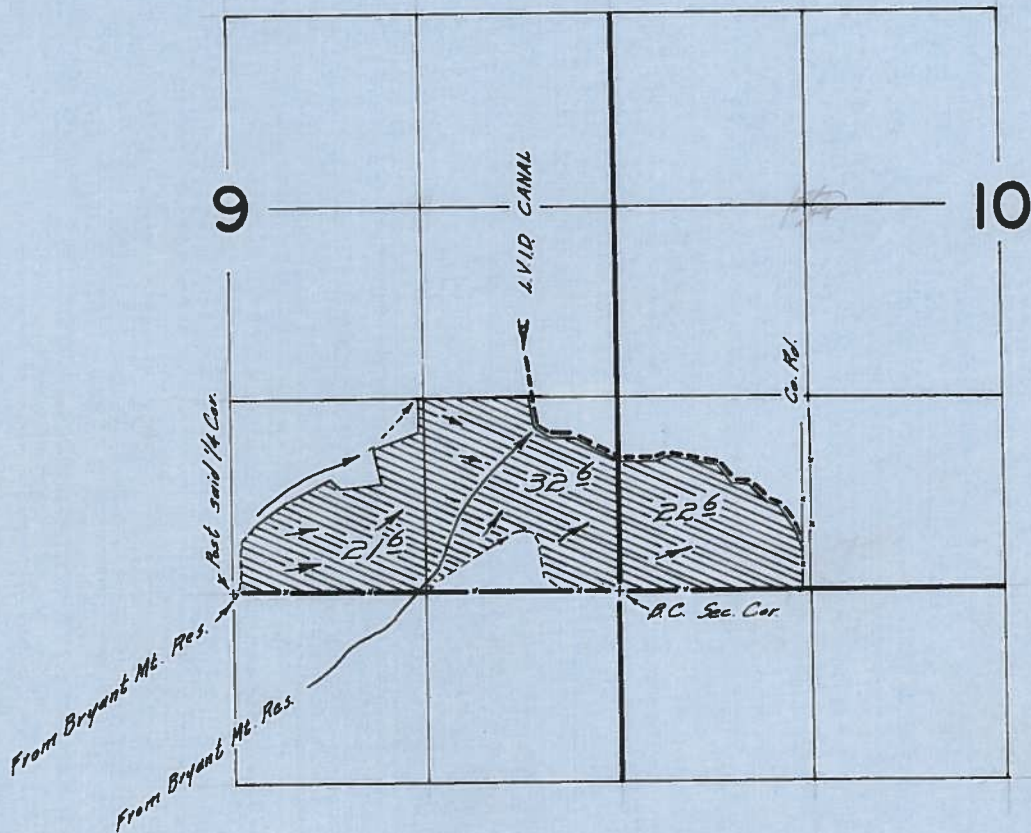
I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of March,

1971...

Walter Smith Estate
by Richard A. Smith
Co. Executor

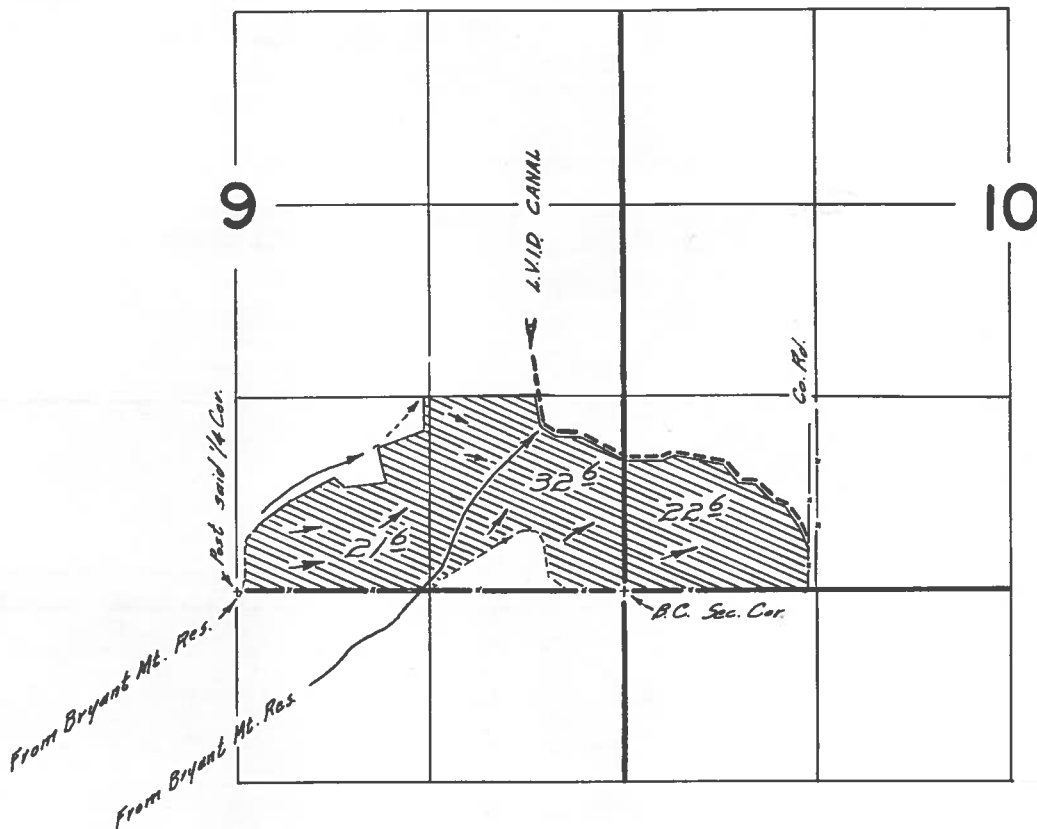
T.40S. R.13E.W.M



FINAL PROOF SURVEY
UNDER

Application No. 31786 Permit No. 26317
IN NAME OF
ESTATE of WALTER SMITH,
JAMES C. STEVENSON, JR. &
MARGART E. STEVENSON
Surveyed June 5, 1969, by M. J. Ruppert

T.40S. R.13E.W.M



FINAL PROOF SURVEY
UNDER

Application No. 31786 Permit No. 26317

IN NAME OF

ESTATE of WALTER SMITH.

JAMES C. STEVENSON, JR. &

MARGART E. STEVENSON

Surveyed June 5, 1969, by *M. J. Ruppert*

RECEIVED
SEP 15 1970
STATE ENGINEER
SALEM, OREGON

AFFIDAVIT

STATE OF OREGON)
)
County of KLAMATH) ss.

I, KEITH L. RICE, being first duly sworn, on oath, depose and say: On and before August 12, 1957, I was the owner of certain real property situated in Klamath County, Oregon, and was the lessee of certain grazing rights on lands owned by the Bureau of Land Management located in Section 7, Township 40 S., R. 13 E.W.M., Klamath County, Oregon. At said time Walter Smith was the lessee of certain grazing rights on land owned by the Bureau of Land Management located in Sections 17 and 18, Township 40 S., R. 13 E.W.M., Klamath County, Oregon, and the owner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, Township 40 S., R. 13 E.W.M. Said Walter Smith caused to be prepared an application for permit to construct a reservoir and to store for beneficial use unappropriated waters of the State of Oregon, being Reservoir Permit No. 2266. Said application was prepared in the names of Walter Smith and Keith L. Rice. Thereafter the said Walter Smith, at his sole expense and effort, developed a dam and created the Bryant Mountain Reservoir in Sections 7, 17 and 18, Township 40 S., R. 13 E.W.M. Your affiant contributed nothing toward the development of said reservoir and made no contributions in cash or otherwise toward said development.

The initial application for permit to construct a dam on said property was submitted to the Soil Conservation Service in the names of Walter Smith and Keith L. Rice. Thereafter William Wales, Sr., a registered engineer, was engaged by Walter Smith to prepare the application for the above-mentioned water rights, and the said William Wales, Sr. filed the application in the names of both Walter Smith and Keith L. Rice and was in the process of amending the application to delete the name of Keith L. Rice at the time of the death of William Wales, Sr. Thereafter nothing further was done in connection with deleting the name of Keith L. Rice from said application.

(Affidavit - 1)

Your affiant subsequently sold his ranch in Klamath County, Oregon, to James C. Stevenson, Jr. and Margaret E. Stevenson, husband and wife, and conveyed with said ranch properties all rights and interests in and to the Bureau of Land Management grazing leases and all right, title and interest which your affiant might have in and to the above-mentioned permit and water rights.

s/ KEITH L. RICE

SUBSCRIBED and sworn to before me this 30 day of ^{December,}~~September,~~ 1969.

s/ ERNEST F. GORDON
NOTARY PUBLIC FOR OREGON
My commission expires 5-15-72

March 23, 1971

R-31785
31786

James C. Stevenson, Jr. and
Margaret E. Stevenson
Route 1, Box 104
Bonanza, Oregon 97623

Dear Sir and Madam:

Enclosed is the final proof in connection with the incomplete water rights represented by your permits numbered R-2266 and 26317.

The data contained in the proofs, which is based on an inspection and survey of your projects made by a representative of this department, defines the extent to which your water rights have been completed within the terms of your permit. The proofs should be dated and signed by you and returned to this office.

Upon receipt of the proofs, properly executed, certificates of water right will be issued confirming the rights thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs

Enclosures

STATE ENGINEER

WATER RESOURCES DEPARTMENT

~~316 PUBLIC SERVICE BUILDING~~ • SALEM, OREGON • 97310 • Ph 364-2171
1178 Chemeketa Street, N.E.

March 23, 1971

FILE NO. R-31785
31786

Estate of Walter Smith
c/o Richard Smith
Route 1, Box 43
Bonanza, Oregon 97623

Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit No.s R-2266 and 26317.

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,



CHRIS L. WHEELER
State Engineer

Form 117

Enclosure

"PLEASE SUBMIT \$1.00 FOR EACH PERMIT"

cjs

January 22, 1971

R-31785
31786

H. F. Smith
Attorney at Law
538 Main Street
Klamath Falls, Oregon 97601

Dear Mr. Smith:

On September 30, 1970, I wrote you regarding permits numbered R-2266 and 26317 in the name of the Estate of Walter Smith and James C. and Margaret Stevenson, Jr. Unless the administrator of the Estate of Walter Smith has some objection to the proof form, which was sent to him, he should sign it and return it together with the certificate recording fee of \$1.00 for each permit.

We will prepare a duplicate proof form and mail it to the Stevensons for their signature. If the Stevensons object to the proof we will consider their objection. If they ignore it and do not complete and return it we will, after a reminder, probably send a certified notice of intent to cancel the permit unless they submit the proof.

I do not know any statutory methods of removing their name as record holders of the permit unless they assign their interest.

Very truly yours,

TREVOR JONES
Assistant

TJ:mfb

b0

September 30, 1970

R-31785
31786

H. F. Smith
Attorney at Law
538 Main Street
Klamath Falls, Oregon 97601

Dear Mr. Smith:

Unless James C. and Margaret E. Stevenson, Jr., will assign their interest in permits numbered R-2266 and 26317 to Richard Smith or the Estate of Walter Smith I see no way where by we could remove their names as record holders of the permits along with the Estate of Walter Smith.

As I understand it the reservoir is not on lands owned by Richard Smith although apparently the irrigated acreage is. If the administrator of the Estate of Walter Smith and James C. and Margaret E. Stevenson sign the proof form, which was sent on July 15, 1970, we could issue the confirming certificate. If only Mr. Smith has control of the reservoir for releasing water for irrigation and the only land for which the right is perfected belongs to him, I fail to see where the inclusion of Stevenson's name presents a real problem. If the Stevensons do not choose to sign the final proof form, which was sent, this should be completed by the administrator of the Estate of Walter Smith and returned to us with a note that you were unable to get the Stevenson's signature. We will then prepare a duplicate proof of appropriation form and mail it directly to Stevenson. If they fail to sign the forms and do not contest the data shown on the form we will then serve notice of our intent to cancel the permit so far as their interests are concerned for failure to submit the proof of appropriation of water.

Very truly yours,

TREVOR JONES
Assistant

TJ:mfb

H. F. SMITH
ATTORNEY AT LAW
538 MAIN STREET
KLAMATH FALLS, OREGON 97601

TELEPHONE:

882-2555

September 14, 1970

RECEIVED
SEP 15 1970
STATE ENGINEER
SALEM, OREGON

State Engineer
Salem
Oregon

Re: Application No. 31786 - Permit No. 26317
Application No. R-31785 - Permit No. 2266

Dear Sir:

Richard A. Smith has asked me to assist him in correcting an error in the above-numbered applications for appropriation of water now pending before the State Engineer.

The original applications were made for Walter Smith, my client's father and predecessor in interest, and by reason of an error on the part of the engineer who prepared the applications, they were made in the names of Walter Smith and Keith L. Rice. William Wales, the engineer, was in the process of correcting this error when he died. See enclosed copy of affidavit of Keith L. Rice.

Subsequently, Mr. Rice sold his interest in the lands near the reservoir to Mr. and Mrs. James C. Stevenson, Jr. and assigned any interest he may have to the water rights to the Stevensons.

Please advise me of the present status of the applications and what proof or procedures would be necessary to delete the Stevensons' names from the applications. Obviously, Mr. and Mrs. Stevenson do not consent to the deletion of their names.

Yours truly,

H. F. Smith
dh

HFS:db
enclosure

July 15, 1970

R-31785
31786

Estate of Walter Smith
c/o Richard Smith, Rt. 1, Box 43
James Stevenson, Jr. and
Margaret E. Stevenson
Route 1, Box 104
Bonanza, Oregon 97623

Gentlemen and Madam:

Enclosed are the final proofs in connection with the incomplete water rights represented by your permits numbered R-2266 and 26317.

The data contained in the proofs, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water rights have been completed within the terms of your permits. For your reservoir proof, 665.0 acre feet was allowed for irrigation and the balance of storage, 85.0 acre feet, is in dead storage of which 2.0 acre feet is for stock use. The proofs should be dated and signed by you and returned to this office.

Upon receipt of the proofs, properly executed and accompanied by the statutory recording fee of \$2.00, certificates of water rights will be issued confirming the rights thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs
Enclosures



STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310
August 27, 1968

R-31785
REFER TO 31786
FILE NO. _____

Estate of Walter Smith
c/o Richard Smith
Rt. 1, Box 43
Bonanza, Oregon 97623

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No.s R-2266 and 26317.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 128
ks

R-31785
31786

June 11, 1968

James C. Stevenson, Jr. & Margaret E. Stevenson.
Route 1, Box 104
Bonanza, Oregon 97623

Dear Sir and Madam:

Enclosed is the partial assignment of Permits numbered R-2266 and 26317 from Keith L. Rice to you. This has been recorded in the Records of the State Engineer, and our records have been changed accordingly.

Also enclosed is our receipt number 9331 covering the recording fee of \$2.00.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:kmh
Enclosures

CIVIL
STRUCTURAL

REGISTERED:
OREGON
CALIFORNIA

WILLIAM L. WALES, JR.
CONSULTING ENGINEER
1740 AUSTIN STREET
KLAMATH FALLS, OREGON 97601

May 31, 1968

TELEPHONE: 884-4739
AREA CODE: 503
RECEIVED
JUN 3 1968
STATE ENGINEER
SALEM OREGON

Mr. Chris L. Wheeler
State Engineer
516 Public Service Building
Salem, Oregon 97310

Dear Sir:

Enclosed are transfers of interest in Water Right Permits
No. R-2266 and 26317 from Keith L. Rice to James C. and
Margaret E. Stevenson together with the new permittee's check
in the amount of \$2.00 to cover the statutory filing fees.

I trust you will find all in order.

Very truly yours,



William L. Wales, Jr.

WLW/pf

Encls.

c.c. J. C. Stevenson, Jr.

March 27, 1968

Mr. Walter Smith
Rt. 1, Box 90
Bonanza, Oregon

Dear Sir:

This will acknowledge your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your permit No. 26317 and your check in the amount of \$5.00 for which our receipt No. 7462 is enclosed.

The State Engineer is authorized to allow an extension of the time limits only upon a showing by the holder of the permit that reasonable diligence has been exercised toward completion of the project within the time limits allowed.

From the information given in your application, it is questionable whether sufficient diligence has been shown to justify the requested extension. However, you are being given the benefit of the doubt and the time limits to complete construction and make complete application of water are being extended to October 1, 1968 to allow you the opportunity to complete the appropriation.

You should make every attempt to complete your project on or before that date because it is doubtful if any further extension can be granted.

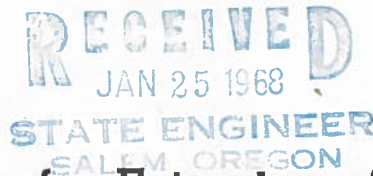
Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones
Assistant

slh

Enclosure

Application No. 31786

Application for Extension of Time

To the State Engineer of Oregon:

I, WALTER SMITH, of RT-1 Box 90 Bonanza
state of Oregon, am the owner and holder of Permit No. 26317, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before Oct 30, 1967, and complete application of water is required to be
made on or before Oct 30, 1967.

I have heretofore done the following work described under said permit during the past year:

Seeded additional 20 acres To Tame grass also
cleared 75 To 80 acres of Juniper.

and did the following work prior to last year: 1. Constructed Dam and Spill-way

2. Constructed 1 mile of inflow ditch - carry capacity of 30 c.f.s.
3. 5 1/2 Mile of irrigation ditches with carrying capacity of 2764 c.f.s.
4. Seeded and in production over 100 acres of grass.
5. irrigating 20 acres of Grass and Alfalfa mixed.

costing \$....., and I estimate the cost of completion to be \$5,000.00.

I have heretofore used water under said permit to the following extent: irrigated over
120 acres of Grass and Hay lands.

I am unable to ~~complete construction work~~
{ make complete application of water } within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit: I have not been able to complete
application of water because I have had much
difficulty with my health, also at the present
time it is not economical feasible to hire this
work done.

(If additional space is required, attach separate sheet)

\$5.00 FEE PAID

(A fee of ~~4.00~~ for each permit involved must accompany this application.)REC. NO. 7462\$5.00

(OVER)

DATE 1-25-68

4173

B-C
10-12-68
Kestone

Application for Extension of Time

To the State Engineer of Oregon:

I, Walter Smith, am the owner and holder of Permit No. 26317 to

appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or

before Oct 30, 1969, and complete application of water is required to be

made on or before Oct 30, 1969.

I have heretofore done the following work described under said permit during the past year:

2nd and 3rd class also
blended 25 to 80 acres of timber
2nd and 3rd class also

and did the following work prior to last year: 1. Constructed Dam and 2nd class

WHEREFORE, I ask that the State Engineer extend the time for the

{ completion of construction work } under said permit to Oct 30, 1969
{ complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF California }
County of Siskiyou } ss.

I, Walter Smith, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

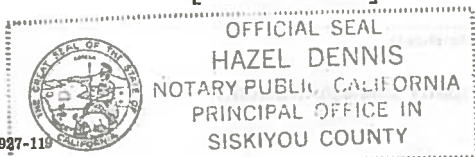
IN WITNESS WHEREOF, I have hereunto set my hand this 22nd day of January

19 68.

Walter Smith

Subscribed and sworn to before me this 22nd day of January, 19 68.

[Notarial Seal]



SP*12927-119

Hazel Dennis

Notary Public for California

My commission expires HAZEL DENNIS

My Commission Expires Oct. 21, 1969



STATE OF OREGON

STATE ENGINEER

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING

SALEM 97310

January 12, 1968

R-31785
REFER TO
FILE NO. 31786

Walter Smith and Keith L. Rice
Route 1, Box 43
Bonanza, Oregon 97623

Gentlemen:

According to the terms of your permit No.s R-2266 and 26317 which is for the storage of 750.0 a.f. & the appropriation of 4.0 c.f.s. from a dry wash & Bryant Mountain Reservoir for stock & irrigation of 515.0 acres complete application of water was to have been made by October 1, 1967.

Complete application of water means the application of water to beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 30, 1967.

ORS 537.260 provides that: "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 cancelation of the permit.****"

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If for any reason you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 100
Certified
Return receipt requested
KS

INSTRUCTIONS TO DELIVERING EMPLOYEE

- ☐ Show to whom and date delivered
 ☐ Show to whom, date, and address where delivered
 ☐ Deliver ONLY to addressee
 (Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.	1 2	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 53922		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
INSURED NO.		
DATE DELIVERED 1/16/68		SHOW WHERE DELIVERED (only if requested)

055-10-71548-9 GPO

R-31785-86

Form 100
TS:ks



STATE OF OREGON

STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO
FILE NO. 31786

November 30, 1967

Walter Smith & Keith L. Rice
Route 1, Box 90
Bonanza, Oregon 97623

Gentlemen:

Pursuant to your request I am enclosing a form for use in making application for an extension of time limits under permit No. 26317.

Please be advised that the State Engineer is permitted by law to extend the time for completion of a project only upon a showing of due diligence by the permittee. Therefore, you should execute the application carefully and completely so that this office may determine from your sworn statement whether due diligence has been shown.

The application must be executed before a notary public and submitted to this office with the statutory filing fee in the amount of \$5 for each permit.

Upon receipt of the application, the matter of extending the time under the appropriation will be given further consideration and you will be advised of our action.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 115
Enclosure

PY

Route 1, Box 90
Bonanza, Oregon
November 17, 1967

RECEIVED
NOV 20 1967
STATE ENGINEER
SALEM OREGON

Mr. Chris L. Wheeler
State Engineer
5516 Public Service Bldg.
Salem, Oregon 97310

Dear Mr. Wheeler:

See file
Reference is made to your card in regard to the terms of my Application No. 31786, Permit No. 26317, showing the work was to have been completed October 1, 1967.

This construction work has not been completed and I would appreciate your sending me the Applications for Extension of Time, for this project has been more expensive and slower to develop than I anticipated.

Yours truly,

Walter Smith
Walter Smith

November 19, 1965

Walter Smith and Keith L. Rice
Route 1, Box 43
Bonanza, Oregon

Gentlemen:

This will acknowledge your application for an extension of the time limit in which to make complete application of water under the terms of your permit No. 26317 and your check in the amount of \$2 for which our receipt No. 7177 is enclosed.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limit to make complete application of water is being extended to October 1, 1967, to allow you the opportunity to fully complete the authorized appropriation.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

TJ:kjn
Enclosure

RECEIVED
OCT 14 1965

STATE ENGINEER
SALEM, OREGON

Application No.

Permit No. 26317

31786

Application for Extension of Time

To the State Engineer of Oregon:

I, WALTER SMITH, of RT-1 Box 43 Bonanza,
state of Oregon, am the owner and holder of Permit No. 26317, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before OCT 1, 1965, and complete application of water is required to be
made on or before OCT 1, 1965.

I have heretofore done the following work described under said permit during the past year:

1 1/2 mile of New Main Lead ditch - improved spreader ditches.
Cleared approximately 100 acres of Junipers and seeded 40
acres to some grasses. at cost of \$2,500.00

and did the following work prior to last year: Completed dam, inflow
ditches and main ditches, and excess Road.

costing \$ 12,000.00 and I estimate the cost of completion to be \$ 3,000.00

I have heretofore used water under said permit to the following extent: irrigation of 40

acres of alfalfa - 20 acres of Grass and 40 acres of New
Seeded grass

I am unable to ~~complete construction work~~
make complete application of water } within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit: Applying water to land has been much slower
and more expensive than planned. IT is also very
difficult to obtain labor that is qualified in this
field.

(If additional space is required, attach separate sheet)

(The fee provided by law in the amount of \$2.00 for filing an application for an extension of time should accom-
pany the application for extension.)

\$2.00 FEE PAID

(OVER)

Reg 7177

C 10-10-67
lost one

Application for Extension of Time



I have heretofore done the following work described under said permit during the past year:

and did the following work prior to last year:

WHEREFORE, I ask that the State Engineer extend the time for the

{~~completion of construction work~~
complete application of water } under said permit to Oct 1, 1967.
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon }
County of Klamath } ss.

I, WALTER SMITH, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of October, 1965.

Walter Smith

Subscribed and sworn to before me this 13 day of October, 1965.

[Notarial Seal]

James L. Barker

Notary Public for Oregon

My commission expires Nov. 16, 1968

November 17, 1964

Mr. Walter Smith
Route 1, Box 90
Bonanza, Oregon

Dear Mr. Smith:

This will acknowledge your application for an extension of the time limit in which to make complete application of water under the terms of your permit numbered 26317, and your check in the amount of \$2 for which our receipt numbered 3107 is enclosed.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore the time limits are being extended to October 1, 1965.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

ek

Enclosure



Application No. 31786

Application for Extension of Time

To the State Engineer of Oregon:

I, WALTER SMITH, of RT-1 Box 90 Bonanza
state of Oregon, am the owner and holder of Permit No. 26317, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before OCT - 1, 1964, and complete application of water is required to be
made on or before OCT - 1, 1964.

I have heretofore done the following work described under said permit during the past year:

enlarged main canal - also made some spreader
ditches

and did the following work prior to last year: constructed Road To dam site
completed dam, completed inflow ditch and main
discharge ditch.

costing \$ 13,000....., and I estimate the cost of completion to be \$ 2,500.....

I have heretofore used water under said permit to the following extent: I have
irrigated approximately 50 ac hay + seed grass land.

I am unable to ~~complete construction work~~ make complete application of water within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit: IN June of 1963 I had a stroke
and for the past 16 months have been unable
to do much work. It has been impossible
to get operators to work in this area with
out full supervision. However, am back on my
feet and feel I will be able to supervise this
work to a completion in the next 2 years.

(If additional space is required, attach separate sheet)

(A fee of \$2.00 for each permit involved must accompany this application.)

Application for Extension of Time

To the State Engineer of Oregon:

WHEREFORE, I ask that the State Engineer extend the time for the
{ ~~completion of construction work~~ } under said permit to Nov- 15, 1966
{ complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon }
County of Klamath } ss.

I,, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 12 day of November, 1966

Walter Smith

Subscribed and sworn to before me this 12 day of November, 1966

[Notarial Seal]

Ernie Brown

Notary Public for Oregon

My commission expires September 30, 1966

October 28, 1964

Mr. Walter Smith
Route 1, Box 90
Bonanza, Oregon

Dear Mr. Smith:

On August 11, 1964, I wrote you regarding your permits numbered 26317 and R-2266 and furnished the proper form for making application for extension of the time limits.

If you have reconsidered this and intend to make proof to the extent beneficial use of water was made by October 1, 1962, we will schedule another inspection. If you still intend to submit the application for extension of time, it should be done in the very near future.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

TJ:ek

August 11, 1964

Mr. Walter Smith
Route 1, Box 90
Bonanza, Oregon

Dear Mr. Smith:

Enclosed is the proper form for making application for an extension of time limits under permit No. 26317.

The State Engineer can extend the time limits only upon a showing of reasonable diligence; therefore this application should be filled out in considerable detail, attaching a separate sheet if necessary.

I understand the reservoir is complete so there is no need for requesting an extension under permit No. R-2266.

Proof can only be made on that part of the land that is substantially cleared. It could have a stand of natural grass, but not necessarily need be cultivated.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

TJ:eh

enclosure

RECEIVED
AUG 7 1964
STATE ENGINEER
SALEM, OREGON

August 5 1964

RT-1 Box 90

Bonanza, Oregon

Dear Sir:

I am writing in regards to your letter
July 10, 1964, File No. R-31785 - 31786.

At this time I would like to apply
for an extension for applying the water to
the land.

As your Field engineer reported we have the
ditches in for much of the area I intended
to irrigate, but as yet have not seeded the
area to tame grasses.

The reason for this delay was that I suffered
a stroke and was unable to get around in any
capacity. However I am now back on my
feet and able to oversee this project and
bring it to a finish within approximately two
years.

would appreciate it very much if you could
allow me the needed two year extension.

Yours Truly

Walter Smith

July 10, 1964

Walter Smith & Keith L. Rice
c/o Rural Box 90
Bonanza, Oregon

Gentlemen:

Our field engineer recently attempted to make the final proof survey in connection with your permits numbered R-2266 and 26317. He reports that the reservoir has been constructed and water stored. He further reports that the land to be irrigated is very steep and with the exception of a portion of the east side, the land has not been cleared and is covered with pine, juniper and other native vegetation. He does state that ditches have been constructed but what irrigation is done is only on the grass that exists among the trees and brush.

I do not believe that use of water in the manner reported constitutes beneficial use under the entire area and I do not think proof can be made on this basis. It may have some benefit to what grass exists in between the brush but this apparently would be a relatively small percentage of the total land. I think the best course of action would be to make proof on that part reported by our field engineer as relatively clear.

We will re-schedule the survey after you have had an opportunity to reply to this letter.

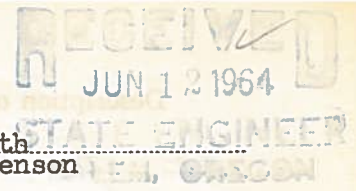
Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones
Assistant

TJ:jb

Permit No. 26317



Application No. 31786

James C. Stevenson, Jr. & Margaret E. Stevenson
Rt. 1, Box 104
Bonanza, Oregon

Preliminary Data for Proof of Appropriation of Water

1. Name Walter Smith and Keith L. Rice 2. Address e/o Rural Box 90, Bonanza, Oregon

3. Source of supply a dry wash and Bryant Mountain reservoir constructed under App. No. R-3178
Per. No. R-2266

Tributary of Lost River and Tule Lake

4. Amount of water 4.0 c.f.s. 5. Priority date August 12, 1957

6. Use Irrigation and stock, being 3.98 c.f.s. for irrigation and 0.02 c.f.s. for stock. 1/40 & 3 AF

7. Location of point of diversion NW 1/4 NW 1/4 Sec. 17, Twp. 40S, Rge. 13E, W. M;
(Legal Subdivision)

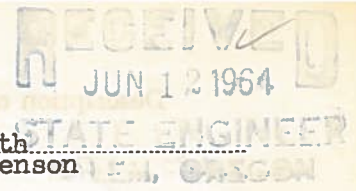
8. The description of land given below corresponds to that shown in the permit covering the land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Legal Subdivision	No. Acres Described in Permit	No. Acres Actually Irrigated
40S	13E	9	NE 1/4 SW 1/4	30.0	
			NW 1/4 SW 1/4	30.0	
			SE 1/4 SW 1/4	30.0	
			NE 1/4 SE 1/4	20.0	
			SE 1/4 SE 1/4	30.0	
			NW 1/4 SE 1/4	40.0	
			SW 1/4 SE 1/4	40.0	
		16	NW 1/4 NW 1/4	40.0	
			NE 1/4 NW 1/4	40.0	
			SW 1/4 NW 1/4	30.0	
			SE 1/4 NW 1/4	40.0	
		17	NE 1/4 NE 1/4	40.0	
			NW 1/4 NE 1/4	40.0	
			SW 1/4 NE 1/4	25.0	
			NE 1/4 NW 1/4	40.0	
		7	SW 1/4 SW 1/4, NW 1/4 SE 1/4, SE 1/4 SE 1/4		Stock
		8	SW 1/4 SW 1/4		Stock
		9	SW 1/4 SE 1/4		21 6 Stock
			SE 1/4 SE 1/4		32 6
		10	SW 1/4 SW 1/4		22 6
		17	NW 1/4 NW 1/4		76 8 Stock
		18	NW 1/4 NW 1/4, SE 1/4 NE 1/4		Stock

Land on which water is to be used is part of the property described by appropriator as follows:

Stockwater place of use same as location of Reservoir.

Permit No. 26317



Application No. 31786

James C. Stevenson, Jr. & Margaret E. Stevenson
Rt. 1, Box 104
Bonanza, Oregon

Preliminary Data for Proof of Appropriation of Water

① Estate of Walter Smith & Richard Smith Rt. 1 Box 43, Bonanza, Oreg.
Assigned
1. Name Walter Smith and Keith L. Rice 2. Address c/o Rural Box 90, Bonanza, Oregon

3. Source of supply a dry wash and Bryant Mountain reservoir constructed under App. No. R-3178
Per. No. R-2266

Tributary of Lost River and Tule Lake

4. Amount of water 4.0 c.f.s. 5. Priority date August 12, 1957

6. Use Irrigation and stock, being 3.98 c.f.s. for irrigation and 0.02 c.f.s. for stock. 1/40 & 3 AF
use stream & Res. limitation #2

7. Location of point of diversion NW 1/4 NW 1/4 Sec. 17, Twp. 40S, Rge. 13E, W. M;
(Legal Subdivision)

8. The description of land given below corresponds to that shown in the permit covering the land to be irrigated, or, if for other purposes, the place of use.

Township	Range	Section	Legal Subdivision	No. Acres Described in Permit	No. Acres Actually Irrigated
40S	13E	9	NE 1/4 SW 1/4	30.0	
			NW 1/4 SW 1/4	30.0	
			SE 1/4 SW 1/4	30.0	
			NE 1/4 SE 1/4	20.0	
			SE 1/4 SE 1/4	30.0	
			NW 1/4 SE 1/4	40.0	
			SW 1/4 SE 1/4	40.0	
		16	NW 1/4 NW 1/4	40.0	
			NE 1/4 NW 1/4	40.0	
			SW 1/4 NW 1/4	30.0	
			SE 1/4 NW 1/4	40.0	
		17	NE 1/4 NE 1/4	40.0	
			NW 1/4 NE 1/4	40.0	
			SW 1/4 NE 1/4	25.0	
			NE 1/4 NW 1/4	40.0	
		7	NE 1/4 SW 1/4, NW 1/4 SE 1/4, SE 1/4 SE 1/4		Stock
		8	SW 1/4 SW 1/4		Stock
		9	SW 1/4 SE 1/4		21 6 Stock
			SE 1/4 SE 1/4		32 6
		10	SW 1/4 SW 1/4		22 6
		17	NW 1/4 NW 1/4		76 9 Stock
		18	NW 1/4 NW 1/4, SE 1/4 NE 1/4		Stock

Land on which water is to be used is part of the property described by appropriator as follows:

Stockwater place of use same as location of Reservoir.

REPORT OF PERSON MAKING INSPECTION

Description of works: Insp- Richard A Smith Rt 1 Box

34 Bonanza, Ore. Richard Smith is successor to
Walter Smith & Stevenson is successor to Rice.
Smith owns all the irrigated land & part of
the land the reservoir is on. Smith says that
only interest Stevenson has in this right is dead
storage in reservoir for stock water. - Smith said
he will get assignment or submit certified copy of deed.

Stock water - stock drink from Reservoir or from
ditches on irrigated land - no special stock water facilities
saw about 50 head at reservoir during survey.

ditch from reservoir 3 ft flat bottom - 1 ft max
water depth in ditch - 7 ft wide at top. 0.57%
grade first 500 ft. -

flood irrigation as indicated on P.T.S.

Crop - Hay & pasture.

Tie - BC SE Cor sec 16 & post 3/4 Cor 16

Some land deleted is N 1/2 of SE 1/4 Sec 9 as this
land is owned by Richard's brother & not being irrigated
under this permit -

5,108 ft
June 5, 1969
William H. Hoppert

I, _____, do hereby certify that I have made
 an inspection of the works described herein and in Permit No. _____, on the _____ day
 of _____, 19____, and found the foregoing statements and descriptions of works to
 be accurate. In my opinion the appropriation has been completed to the extent of _____
 and I recommend the issuance of water right certificate for this amount.

(Quantity of water in
second-feet or acre-feet)

NOTICE TO INSPECTORS

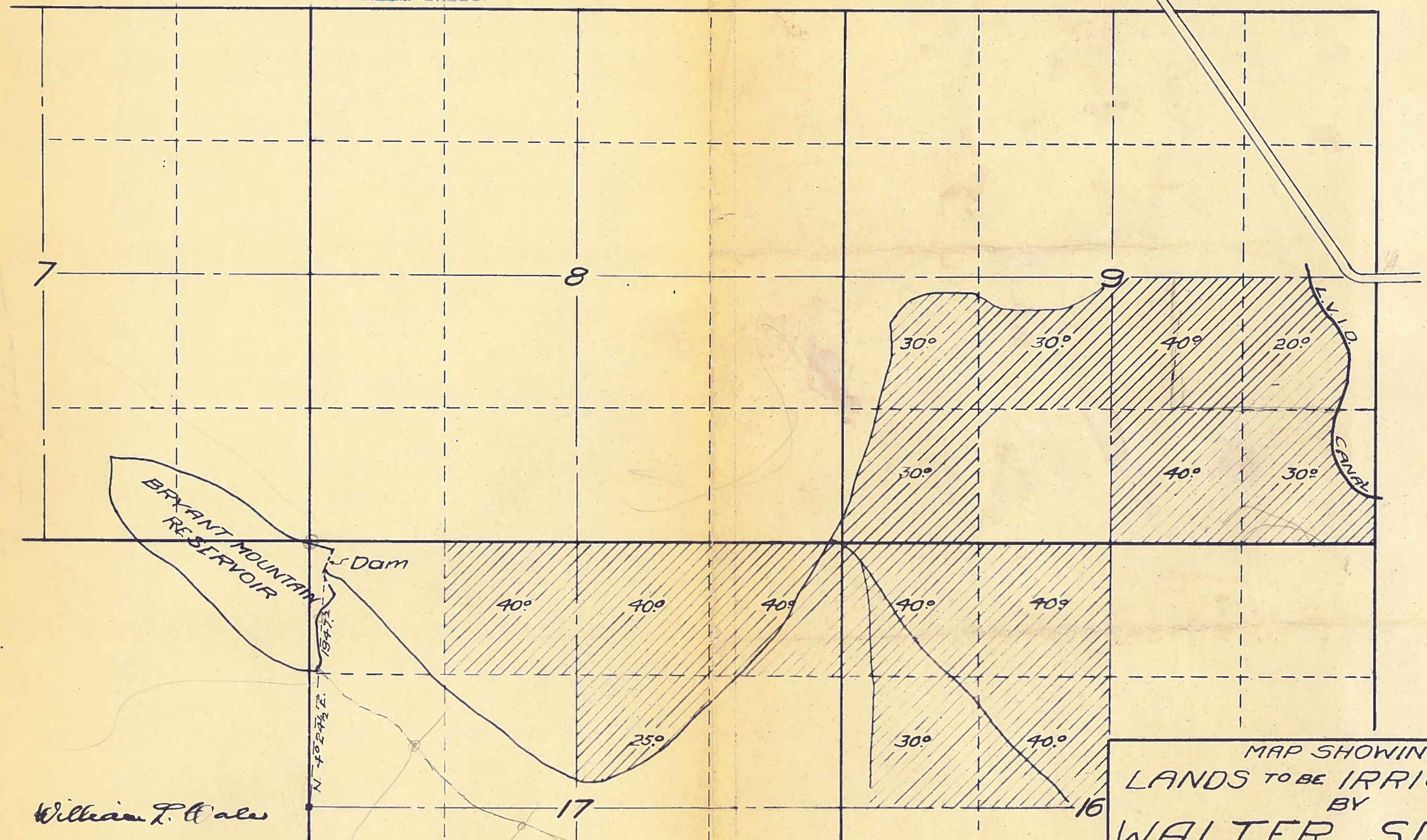
If conditions do not justify the above report by you, please return this form without your signature, with a full report by letter.

(Name)

(Title)

RECEIVED
JUN 12 1964
STATE ENGINEER
SALEM, OREGON

T. 40 S., R. 13 E., W.M.

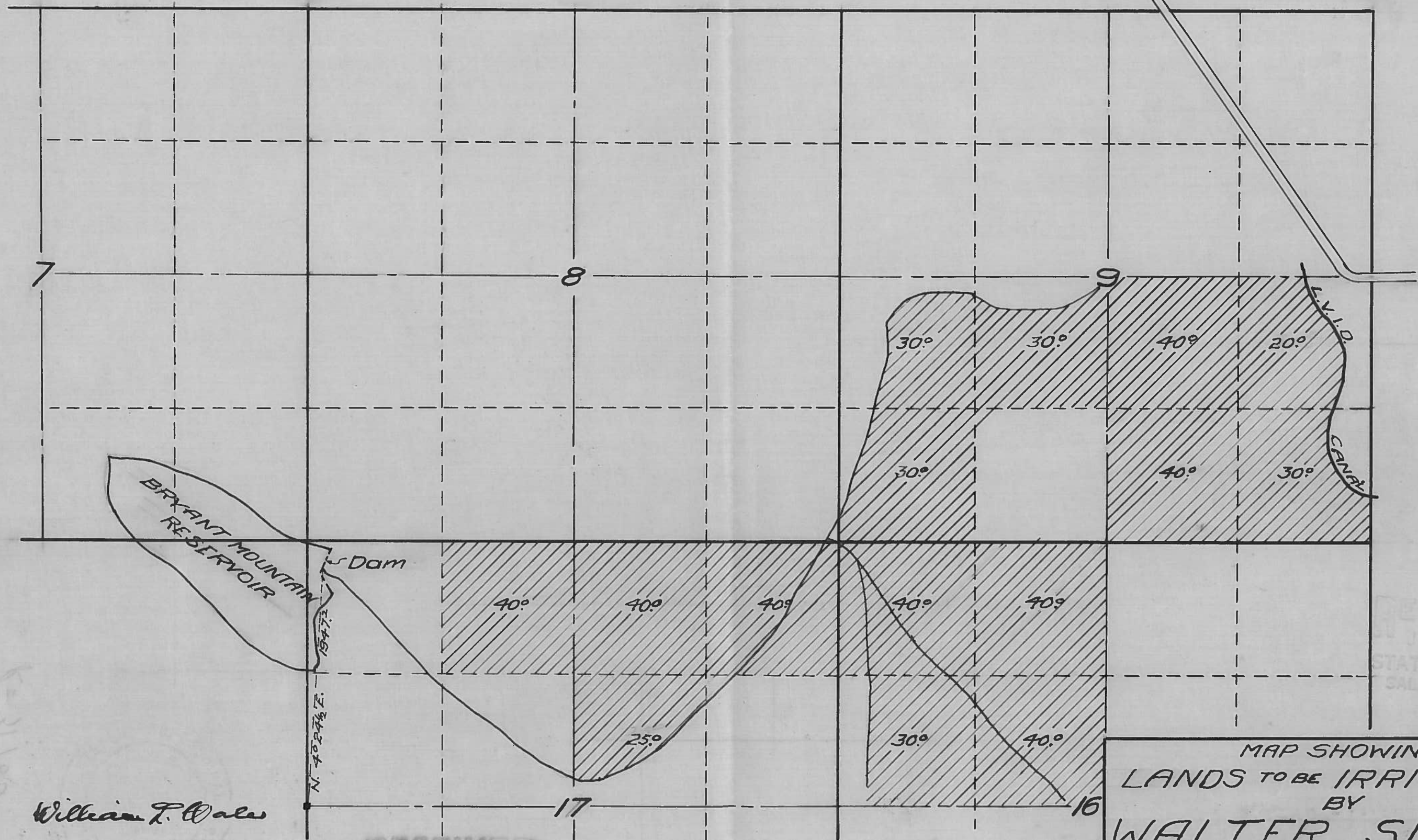


William L. Wales

Application No. R-31785 + 31786
Permit No. R-2266 + 26317

MAP SHOWING
LANDS TO BE IRRIGATED
BY
WALTER SMITH
KLAMATH CO., OREGON.
Scale 1" = 1000'
Map drawn by William L. Wales
Civil Engineer,
Klamath Falls, Oregon.

T. 40 S., R. 13 E., W.M.



William L. Wales

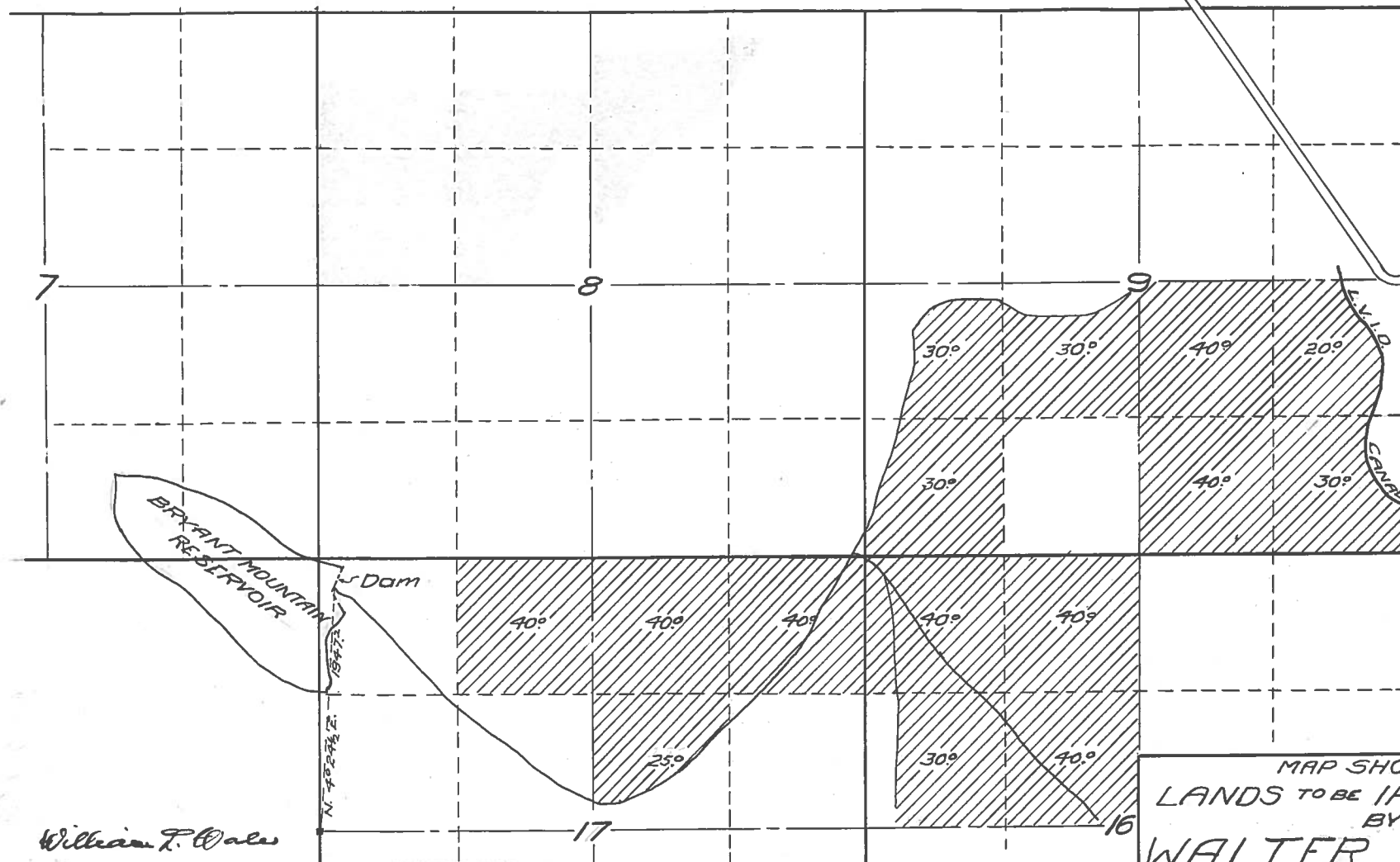
RECEIVED
JUL 10 1963
STATE ENGINEER
SALEM, OREGON

Application No. R-31785 & 31786
Permit No. R-2266 & 26317

MAP SHOWING
LANDS TO BE IRRIGATED
BY
WALTER SMITH
KLAMATH CO., OREGON.
Scale 1" = 1000'
Map drawn by William L. Wales
Civil Engineer,
Klamath Falls, Oregon.

RECEIVED
JUL 24 1959
STATE ENGINEER
SALEM, OREGON

T. 40 S., R. 13 E., W.M.



William L. Wales

28715

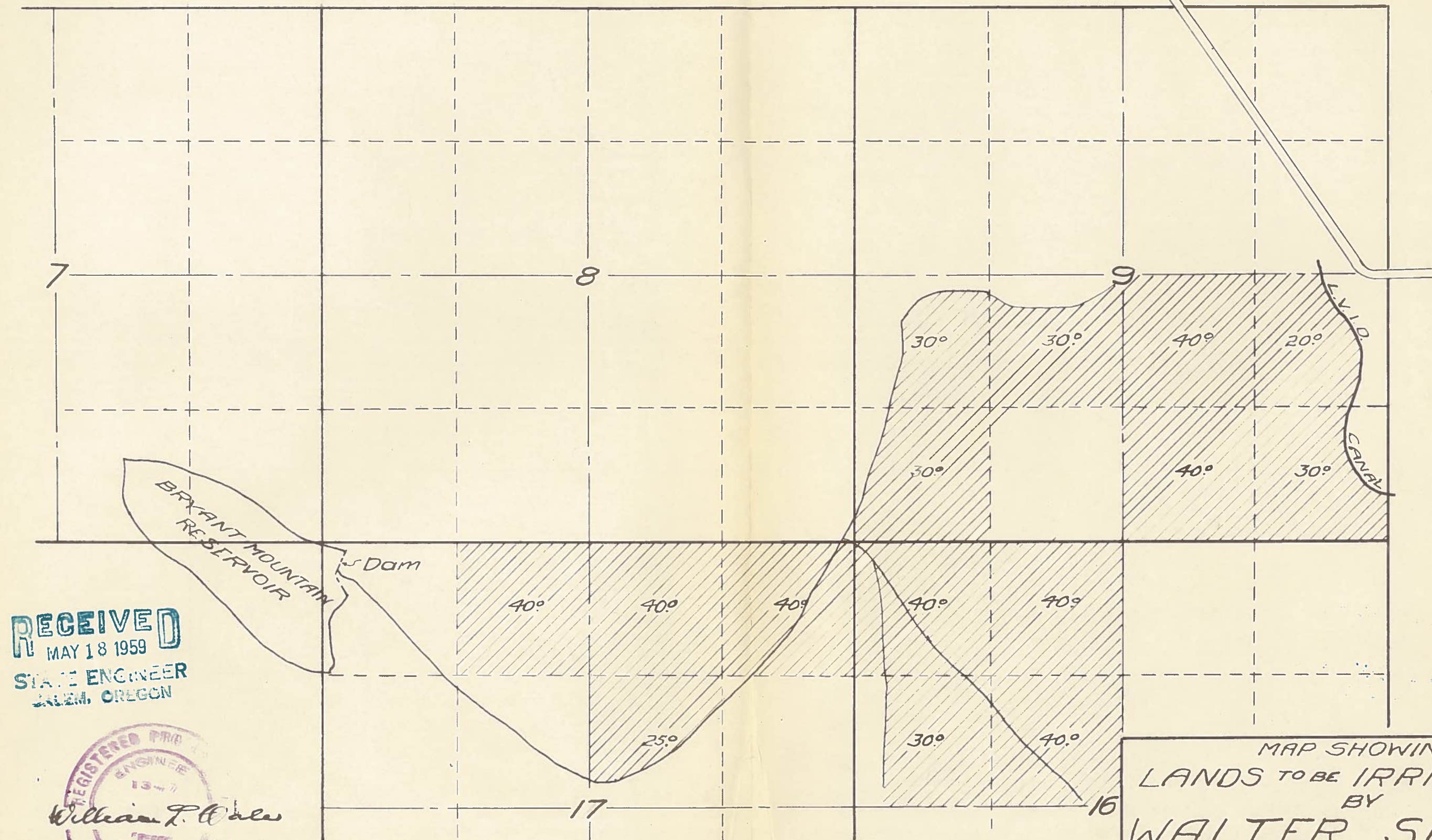
RECEIVED
JUL 1 1911
STATE ENGINEER
S. M. JOHNSON

Application No. R-31785 + 31786
Permit No. R-2266 + 26317

MAP SHOWING
LANDS TO BE IRRIGATED
BY
WALTER SMITH
KLAMATH CO., OREGON.
Scale 1" = 1000'

Map drawn by William L. Wales
Civil Engineer,
Klamath Falls, Oregon.

T. 40 S., R. 13 E., W.M.



RECEIVED
MAY 18 1959
STATE ENGINEER
JULIEN, OREGON



MAP SHOWING
LANDS TO BE IRRIGATED
BY
WALTER SMITH
KLAMATH CO., OREGON.
Scale 1" = 1000'
Map drawn by William L. Wales
Civil Engineer,
Klamath Falls, Oregon.

June 9, 1964

Mr. Ralph Jackson
Molatoes Motel
Klamath Falls, Oregon

Dear Ralph:

I do not find the field forms for permits numbered 26317 and R-2266 for Bryant Mountain Reservoir in the name of Walter Smith and Keith L. Rice. If I put them with the work you have by mistake, will you send them back. I have your report in the letter but cannot find the forms and they are not with the work turned in from Klamath County.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones
Assistant

TJ:jb

May 20, 1964

Mr. Ralph Jackson
Molatore's Motel
100 Main Street
Klamath Falls, Oregon

Dear Ralph:

In reply to your letter received today regarding permits numbered R-2266 and 26317 in the names of Walter Smith and Keith L. Rice, please do not discuss the matter further with Mr. Smith. We will write to him.

Sincerely,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

eh

RECEIVED
MAY 20 1964
STATE ENGINEER
SALEM, OREGON

Applications R-31785

31786

May 19, 1964

Made an inspection of the rights covered under the above filings, in the names of Smith and Rice. Rice has no interest in the place whatsoever now. Mr. Walter Smith conducted the tour.

The reservoir is excellent — dam is in good shape, and there are no problems here, except getting to it.

A problem exists, however, in regard to the land. From the dam to the East boundary of the land as shown on the application map, the fall is about 1000 feet. Except for the easterly 160 or so the entire area is "native" pine, Juniper, etc. with some Sage, mahogany, and buckbrush. He has seeded, or perhaps scattered would be a better word, some orchard grass and meadow foxtail, plus, of course, what native grasses exist among the trees. From the inspection the following facts are apparent:

1. No land clearing or leveling has been done.
2. Some natural meadow grasses exist, and most of the rest of the area has had some seeding.
3. Ditches exist throughout the area.
4. Ditches have been used
5. Some beneficial use is obvious from condition of grasses — even a scattering of alfalfa in places.
6. Boundaries of beneficial use of water impossible to determine, but he can cover most of the area shown

on the application map.

7. Any attempt^{to} cut him back will result in an immediate howl of protest. He feels he has spent considerable time and effort to put water on this land.

8. Any survey of this area, which must, of necessity, show all the ditches, will take about a week to complete, because of the visibility problem, and the fact that he dumps water out of the ditches and picks them up down the hill to re-distribute in another ditch. This results in many small, unrelated ditches, some of which are hard to locate.

I want to know:

1. Do you want lands surveyed as claimed, under these circumstances.

2. If so, are you willing to have me spend the time on the survey this trip.

3. If not, what do you want done.

I'd like to re-emphasize that there is definite evidence of beneficial use, altho this is not what we ordinarily expect or look for.

Please inform.

A handwritten signature, likely "Jacobson", followed by a long horizontal line.

July 16, 1963

Mr. William L. Wales
Registered Professional Engineer
4512 Clinton Avenue
Klamath Falls, Oregon

Dear Mr. Wales:

Mr. Eggleston of this office plans to contact you on Friday, July 19, if he has sufficient time. Perhaps if you have any questions concerning this office's requirements or needs of the various projects you now have pending, Mr. Eggleston will be pleased and able to answer your questions.

I would appreciate it very much if you would give Mr. Eggleston the maps concerning the Bryant Mountain filings provided you have found them.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
A. M. Petska,
Engineer

AMP:mgb

302

June 20, 1963

Mr. Walter Smith
Route 1, Box 43
Bonanza, Oregon

Dear Mr. Smith:

This will acknowledge your application for an extension of time limits for completion of construction and completion of appropriation of the water to beneficial use under the terms of permit No. 26317 in the names of Walter Smith and Keith L. Rice, together with your check in the amount of \$2 for which our receipt No. 38537 is enclosed.

Since it appears that the reservoir authorized by permit No. R-2266 has not been filled to capacity and the water used for irrigation of the lands, the application for extension of time limits should also include a request for an extension of time under permit No. R-2266; in which case, an additional fee in the amount of \$2 will be required.

The submitted application is returned herewith so that you may add additional data.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh

enclosures

April 24, 1963

Walter Smith and Keith L. Rice
c/o Rural Box 90
Bonanza, Oregon

Gentlemen:

The late Mr. William Wales was in this office on March 21, 1963 and discussed, among other matters, the proposed filing of an application for an extension of time limits under permits numbered R-2266 and 26317 in the names of Walter Smith and Keith L. Rice.

The permits authorized the construction of Bryant Mountain Reservoir and storage therein of 750 acre feet of water for irrigation and stock purposes, and the appropriation of not to exceed 4.0 second feet of water from a dry wash and Bryant Mountain Reservoir for stock watering purposes and the irrigation of 515 acres of land.

The proposed application for extension of time limits has not been received.

In view of Mr. Wales' death I assume that you will wish to make other arrangements for proceeding with the proposed application.

With further reference to your permit files, on December 18, 1959, the application map which was submitted with applications numbered R-31785 and 31786 (permits numbered R-2266 and 26317) and sheets 1 and 2 of the plans of Bryant Mountain Reservoir, were returned to Mr. Wales at his request so that he might add information regarding the location of section corners and section lines.

Although the return to this office of the map and plans sheets was discussed with Mr. Wales several times, both in personal conversation and by letter, they have not been returned. These items must be returned to this office before proof can be made to the State Engineer of completion of the appropriation as authorized by the permits.

Walter Smith and Kenneth L. Rice 2

April 24, 1963

I understand that William Wales, Jr., is attempting to clear up the unfinished business of his father's practice. We would appreciate it if you would contact him in regard to return of the map and plans sheets.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh

R-31785
31786

M EMO

March 22, 1963

Mr. Wales was in this office on March 21, 1963 and advised that Bryant Mountain Reservoir has filled to capacity this spring for the first time since constructed. This will provide for more water for the irrigation of lands under application numbered 31786.

He proposes to submit an application for an extension of time for completion on both the reservoir application and the secondary application so that final proof may be made on the full capacity of the reservoir and the full number of acres which may be irrigated from the available water in storage this year.

WNP/gcc

R-31785
31786
B-43

February 19, 1963

Mr. William L. Wales
Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

In compliance with your request of December 15, 1959, Mr. Gustafson forwarded to you the map which accompanied application number 31786 and sheet 1 of 2 of the plans for Bryant Mountain Reservoir which accompanied application number R-31785 in the name of Walter Smith and Keith L. Rice. These permits have now been set up for final proof survey and it will be necessary to have these maps returned to this office so that they can become part of the permanent files of this office.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
A. M. Petska,
Engineer

AMP:jp

R-31785
31786
B-43

January 18, 1963

Mr. William L. Wales
Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

In compliance with your request of December 15, 1959, Mr. Gustafson forwarded to you the map which accompanied application No. 31786 and sheet 1 of 2 of the plans for Bryant Mountain Reservoir which accompanied application No. R-31785 in the name of Walter Smith and Keith L. Rice. These permits have now been set up for final proof survey and it will be necessary to have these maps returned to this office so that they can become part of the permanent files of this office.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
A. M. Peteka,
Engineer

AMP:ngb

R-31785
31786
Tra B-43

December 3, 1962

Mr. William L. Wales
Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

In compliance with your request of December 15, 1959, Mr. Gustafson forwarded to you the map which accompanied application No. 31786 and sheet 1 of 2 of the plans for Bryant Mountain Reservoir which accompanied application No. R-31785 in the name of Walter Smith and Keith L. Rice. These permits have now been set up for final proof survey and it will be necessary to have these maps returned to this office so that they can become part of the permanent files of this office.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By:
A. M. Petska
Engineer

AMP:mgh

STATE OF OREGON
STATE ENGINEER
516 PUBLIC SERVICE BUILDING
SALEM 10

R-31785
REFER TO
FILE NO. 31786

November 19, 1962

Walter Smith & Keith L. Rice
c/o Rural Box 90
Bonanza, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No.s R-2266 and 26317.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,



CHRIS L. WHEELER
State Engineer

Form 128

klr

B-43
R-31785
31786

June 9, 1961

Mr. William L. Wales
Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

In reply to your letter of May 18, 1961, concerning Bryant Mountain reservoir, I believe that you are justified in requesting an extension of time for completion of construction in view of the spillway conditions which you encountered.

For your convenience I am enclosing a form for application for extension of time.

Very truly yours,

LEWIS A. STANLEY
State Engineer

Fred D. Gustafson
Engineer

FDG:ab

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

May
Eighteenth,
1961.

RECEIVED
MAY 20 1961
STATE ENGINEER
SALEM, OREGON

Office of State Engineer,
Salem, Oregon.

Attn: Mr. Gustafson
Re: Application No. R-31785

Gentlemen:

My client has completed construction of this reservoir dam with the exception of placing a concrete lip in the spillway. When we excavated the spillway, we found the formation of the floor to consist of large boulders with the interstices filled with earth and we hoped that we would have run-off to cause the spillway to operate and wash the earthway so that we could pour concrete in among the boulders before placing the lip, which would mean a considerable saving in cost. Our two year construction period will be up on June 1st, next. Would you consider this reason to be sufficient to give the owner a two year extension in construction time.

Thanking you for an early reply, I beg to remain,

Yours very truly,

William L. Wales

WLW:pc

February 3, 1961

Mr. William L. Wales
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

In reply to your request of January 30, a brief resume of the status of permits numbered R-2266 and 26317 follows:

The permit No. R-2266 was issued on August 24, 1959 in approval of application No. R-31758 in the names of Walter Smith and Keith L. Rice, granting the right to construct Bryant Mountain Reservoir and store therein 750 acre feet of water from an unnamed dry wash, tributary of Lost River and Tule Lake for irrigation and stock water purposes.

The location of Bryant Mountain Reservoir is listed as being within Section 7, Township 40 South, Range 13 East, W.M. The priority date for storage of water in the reservoir is August 20, 1959.

Our records show that the beginning of construction of the reservoir was reported as having been accomplished within the mandatory time limit. Under the terms of the permit, as issued, the time limit for completion of construction of the reservoir is October 1, 1961.

The permit No. 26317 was issued on August 24, 1959 in approval of application No. 31786 in the names of Walter Smith and Keith L. Rice, granting the right to appropriate not to exceed 4.0 cubic feet per second of water from the unnamed dry wash and storage in Bryant Mountain Reservoir for stock water purposes and the irrigation of 515 acres of land; being 3.98 cubic feet per second for irrigation purposes and 0.02 cubic foot per second for stock water. The priority date is August 12, 1957.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh
enclosure - copy of letter

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

January
Thirtieth,
1961.

RECEIVED
FEB 1 1961
STATE ENGINEER
SALEM, OREGON

Office of State Engineer,
Salem, Oregon.

Attn: Mr. Chris L. Wheeler, Asst.

Gentlemen:

I am filing an application with the Bureau of Land Management, at Lakeview, for an easement for the Bryant Mountain Reservoir (Application No. R-31785, Permit No. R-2266) and am in need of a letter from your office to file with my application similar to your letter to me dated February 28th, 1957 relative to the Grohs Reservoir, a copy of which I am enclosing.

Thanking you for your courtesy, I beg to remain,

Yours very truly,

William L. Wales

WLW:pc

Encl.

231 FINANCE BUILDING
170 12TH STREET S.E.

STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
SALEM

REFER TO
FILE NO. R-31785
31786

September 13, 1960

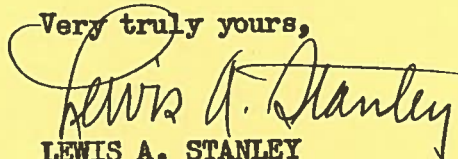
Walter Smith and Keith L. Rice
Route 1, Box 90
Bonanza, Oregon

Gentlemen:

This acknowledges receipt of Form A, being notice of the beginning of construction under Permit No.'s. R-2266 and 26317.

The report has been filed with other matter pertaining to the permit, which is in good standing until October 1, 1961, when, under its terms, construction should be completed.

Very truly yours,



LEWIS A. STANLEY
State Engineer

Form 118

vmf

B-43
R-31785
31786

December 18, 1959

Mr. William L. Wales
Engineer
421 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

In compliance with your request of December 15, 1959 I am enclosing to you (1) the map which accompanied Application No. 31786 for which Permit No. 26317 was issued and sheet 1 of 2 of the plans of Bryant Mountain reservoir which accompanied Application No. R-31785 for which Permit No. R-2266 was issued.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

FDG:mb
enc

R-31785
31786

September 22, 1959

Walter Smith & Keith L. Rice
Lorella Route
Bonanza, Oregon

Gentlemen:

R-31785, Permit No. R-2266; Application
No. 31786, Permit No. 26317 with print of map.

R-31785
31786

August 26, 1959

Messrs. Walter Smith and Keith L. Rice
Lorella Route
Bonanza, Oregon

Gentlemen:

This is to advise you that your applications numbered R-31785 and 31786 have been approved by issuance of permits which grant the right to construct Bryant Mountain Reservoir and store therein 750 acre feet of water, and to appropriate not to exceed 4.0 cubic feet per second from a dry wash and the reservoir for irrigation and stock purposes.

You are therefore authorized to begin construction of the project. After being duly recorded in this office, the permits will be mailed to you.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson, Engineer

eh

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

R- 31785
31786

August

Twenty-fourth

1957

Office of the State Engineer,
Salem, Oregon.

RECEIVED
AUG 26 1957
STATE ENGINEER
SALEM, OREGON

Gentlemen:

On August 10th. last, I sent you two preliminary applications, one for a water right and one for a reservoir right, in the name of Walter J. Smith and Kieth L. Rice. The initial "J" for Mr. Smith is in error. Will you please obliterate it, as Mr. Smith has no middle initial.

Thanking you for your courtesy, I beg to remain,

Yours very truly,

William L. Wales

WLW:sp

Copy: Walter Smith,
Lorella Route,
Bonanza, Oregon.

31786

August 24, 1959

Mr. William L. Wales
421 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

Enclosed is State Engineer's receipt No. 22800 for the amount of \$11.00 in payment of the balance of recording fees due on the Smith and Rice Application No. 31786, being \$1.00 for recording fee on acreage to be irrigated and \$10.00 for recording fee on use of water for stock.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

FDG:mb
enc: receipt

P-31785
31786

July 30, 1959

William L. Wales
Civil Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Sir:

This will acknowledge receipt of your letter dated July 24, 1959, returning Application No. 31786 filed in the names of Walter Smith and Keith L. Rice, a superseding copy and tracing.

The superseding copy of the application has been examined and it appears that an error was made in the computation of the required recording fees, reference your letter of May 16, 1959.

Upon the submission of \$1 in additional recording fees and the return of Application No. P-31785 with the completed plans and specifications, the applications will be placed in line for approval by issuance of permits with the next group.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Walter N. Perry, Assistant

WNP:bks

CC: Walter Smith & Keith L. Rice

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

July 24th 1959

Office of State Engineer,
Salem, Oregon.

Gentlemen: Attn. Mr. Perry.

Re. Applications for R-31785
31786

I am returning herewith the
new application which I have signed
after completing Item 4 and checking
Item 8.

I trust that you will find
all in order.

Yours very truly,
William L. Wales

RECEIVED
JUL 24 1959
STATE ENGINEER
SALEM, OREGON

B-43
B-31785
31786

July 1, 1959

Mr. William L. Wales
Engineer
421 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

Enclosed are copies of the Bryant Mtn. Reservoir soils analyses which Mr. Merritt V. Penwell obtained from the Soil Conservation Service files in Portland.

Sample No. 58728, a fine silty sand, is the best of the three soils being fairly stable although not particularly suited to shells. Sample No. 58724, a sandy silt, has poor stability but may be used for embankments with proper control, i.e., transition filter and coarse shell. Sample No. 58725, a clayey silt, has poor stability and generally is not recommended for rolled fill construction.

Submission of additional samples should not be necessary.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

FDC:mb
enc

R-31785
31786

May 25, 1959

William L. Wales
Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

This will acknowledge receipt of your letter of May 16, 1959, returning applications numbered R-31785 and 31786 filed in the name of Walter Smith and Keith L. Rice, a print of the application map, 2 prints of drawings of the reservoir and recording fees in the sum of \$46.75 for which our Receipts numbered 21926 and 21927 are enclosed herewith.

The application have been re-examined and in order to clarify item 8 of Application No. 31786 we have typed an amending copy which is enclosed for your examination, being accompanied by the original. If you agree that the data as entered on the amending copy are correct, please complete item 4 on the application form, sign the amending copy in the space indicated directly below item 14 and return both copies to this office.

The map to accompany the application must be completed to show the location of the point of diversion.

Application No. 31786 has been endorsed so that in order to retain its date of priority it must be returned to this office on or before July 27, 1959.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Walter N. Perry, Assistant

WNP:hfv

enc: 2

B-43
R-31785
31786

May 22, 1959

Mr. William L. Wales
Engineer
421 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

I have examined the plans for Bryant Mountain Reservoir. I note that you overlooked including a map of the drainage basin, also I note that you have not included details as to the type of construction for the conduit and gate control housing. Other than those two points and except for the soils analysis which has not yet been received, everything seems to be in order. For your convenience in adding the drainage basin map and the conduit construction details I am returning the plans to you together with the primary application endorsed so that in order to retain its date of priority it must be returned to this office on or before June 25, 1959.

I would appreciate your giving consideration to installing the headgate on the upstream end of the conduit rather than as shown in the plans. It just does not seem to me to be a good practice to go to the extremes that we do in order to get a relatively impervious fill then to bring water into the fill through the pipe under pressure where defective installation might cause serious damage.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Fred D. Gustafson
Engineer

FDG:mb
enc: plans, application

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

MAY
Sixteenth,
1959

RECEIVED
MAY 18 1959
STATE ENGINEER
SALEM, OREGON

Office of State Engineer,
Salem, Oregon.

Attn: Mr. Walter N. Perry
Re: Application No. R-31785
Application No. 31786
Smith & Rice.

Gentlemen:

I am enclosing herewith the applications corrected to fit the final plans, together with a print of the map of the lands to be irrigated and prints of the two drawings of the reservoir. I am holding the tracings until I hear from your office indicating that they are acceptable.

I am also enclosing a check for the recording fees required, determined as follows:

No. R-31785	100 Acre Feet	\$ 5.00	
	650 Acre Feet @ \$.01	6.50	\$11.50
No. 31786	200 Acres (Table)	20.50	
	315 Acres @ \$.05	15.75	35.25
			<u>\$46.75</u>

The examination fees have already been paid (See receipts #13009 and #13010)

Trusting that you will find all in order, and thanking you for your courtesies in connection with these applications, I beg to remain,

Yours very truly,

William L. Wales

WLW:pc

Encls.

R-31785
31786

March 16, 1959

William L. Wales
421 Jefferson Street
Klamath Falls, Oregon

Dear Sir:

This will acknowledge receipt of your note accompanying the application of George R. Stacy received in this office on March 13, 1959.

As per your request we are returning Application Nos. R-31785 and 31786 filed in the names of Walter Smith and Keith L. Rice. Your copy of our letter of February 2, 1959, is also enclosed.

The applications have been re-endorsed so that in order to retain their dates of priority they must be returned to this office on or before May 18, 1959.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Walter N. Perry, Assistant

WNP:bks

Enc:3

R-31785
31786

February 2, 1959

William L. Wales
421 Jefferson Street
Klamath Falls, Oregon

Dear Sir:

Our records indicate that action on Applications Nos. R-31785 and 31786, filed in the name of Walter Smith and Keith L. Rice, has been withheld since the date of filing, August 12, 1957, pending receipt of the plans and specifications, map to accompany the applications, and other data.

It is our understanding that you are acting in behalf of the applicants and are now preparing the plans and specifications required for completion of the reservoir application.

It is noted that recording fees in the amount of \$43.50 will be required to complete the applications as they are now written.

For your convenience in completing Item 4 of Application No. 31786, the required map and the plans and specifications, both applications are returned herewith being endorsed so that in order to retain their dates of priority they must be returned to this office on or before April 2, 1959.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Walter N. Perry, Assistant

WNP:bks

Enc:2

CC: Walter Smith & Keith L. Rice

R-31785
31786

M E M O

November 19, 1958

Mr. William Wales of Klamath Falls was in the office this date and discussed the above referenced files.

Mr. Wales stated that plans and specifications for construction of the dam have been prepared by the Soil Conservation Service, however, they are not satisfactory to the applicant.

Mr. Wales stated that he will prepare plans and specifications for this project within the next month as ^{requested} ~~required~~ by the applicant.

By

JWC
James W. Carver, Jr.

JWC:bks

R-31785
31786

September 9, 1958

Walter Smith & Keith L. Rice
Lorella Route
Bonanza, Oregon

Gentlemen:

Our records show that we have received nothing in connection with your Applications Nos. R-31785 and 31786 subsequent to the receipt of your letter of July 12, 1958.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:hks

R-31785
31786

July 7, 1958

Walter Smith
Lorella Route
Bonanza, Oregon

Dear Mr. Smith:

Our records show that action on your Applications Nos. R-31785 and 31786 has been withheld since the date of filing on August 12, 1957 pending receipt of the plans and specifications, application map, and other data necessary to the completion of the application.

We would appreciate it if you would advise us at this time of the present status of your proposed project.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:bks

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

June
Twenty-ninth,
1958

RECEIVED
JUL 2 1958
STATE ENGINEER
SALEM, OREGON

Office of State Engineer,
Salem, Oregon.

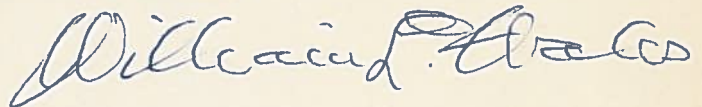
Attn: Mr. James W. Carver, Jr.
Re: Applications R-31785
31786

Gentlemen:

In reply to yours of June 24th
last.

I believe that you would get most
action by writing to Mr. Walter Smith
directly.

Yours very truly,



WLW:pc

R-31785
31786

June 24, 1958

William L. Wales
Civil Engineer
421 Jefferson Street
Klamath Falls, Oregon

Dear Mr. Wales:

This will acknowledge and thank you for your letter of June 12, 1958, in regards to the above referenced applications.

We would appreciate it if you could advise us as to the individual we might correspond with at the Soil Conservation Service in regards to the proposed project.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:mb

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

June 12, 1958

RECEIVED
JUN 19 1958
STATE ENGINEER
SALEM, OREGON

Office of State Engineer
Salem, Oregon

Attn: Mr. J. W. Carver, Jr.

Re: Applications R-31785
Applications -31786
Walter Smith & Keith L. Rice

Gentlemen:

In reply to yours of June 5th last:

As outlined in my letter of transmittal, dated August 10th, 1957, the U. S. Soil Conservation Service is doing the field work on the project, which they have not, as yet, completed and it is not known at this time when it will be completed.

Yours very truly,

William L. Wales

WLW:pc

cc: Walter Smith & Keith L. Rice

Who do we correspond with at SCS

R-31785
31786

June 5, 1958

William L. Wales
Civil Engineer
420 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

We would appreciate it if you could advise us of the present intended status of the project described by Applications Nos. R-31785 and 31786 filed in this office on August 12, 1957 in the names of Walter Smith and Keith L. Rice.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:mb
cc: Walter Smith & Keith L. Rice

R-31785
31786

June 5, 1958

William L. Wales
Civil Engineer
420 Jefferson St.
Klamath Falls, Oregon

Dear Mr. Wales:

We would appreciate it if you could advise us of the present intended status of the project described by Applications Nos. R-31785 and 31786 filed in this office on August 12, 1957 in the names of Walter Smith and Keith L. Rice.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:mb
cc: Walter Smith & Keith L. Rice

September 11, 1957

Mr. William Wales
Civil Engineer
421 Jefferson St.
Marathon Falls, Oregon

Dear Mr. Wales:

This will acknowledge receipt of an application in the names of Walter Smith and Keith L. Rice for a permit to construct Bryant Mountain Reservoir and store therein 300 acre feet of water from an unnamed dry wash, a secondary application also in the names of Walter Smith and Keith L. Rice for a permit to appropriate 4.0 c.f.s. from a dry wash and the reservoir for the irrigation of 320 acres, the accompanying two sketches of the project, your letters of August 10, 1957 and August 24, 1957, and payment of fees in the amount of \$20 for which our Receipts Nos. 13009 and 13010 are enclosed.

The incomplete applications have been filed, as provided by law, under Applications Nos. P-31785 for the reservoir application and 31786 for the secondary application.

Further action on the applications is being withheld pending receipt of the necessary additional data.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
James W. Carver, Jr.
Assistant

JWC:mb
cc: Walter Smith and Keith L. Rice
enc: 2 receipts

WILLIAM L. WALES
CIVIL ENGINEER
KLAMATH FALLS, OREGON

August

Tenth

1957

Office of the State Engineer,
Salem, Oregon.

RECEIVED
AUG 12 1957
STATE ENGINEER
SALEM, OREGON

Gentlemen:

I am enclosing two preliminary applications, one for a storage permit and the other for irrigation, from Walter J. Smith and Keith L. Rice, both of Bonanza, (Lorella Route), Oregon, together with my check for \$20.00 for examination fees.

These applications are being filed in this form to protect the rights, while the engineering is being done. It is expected that the engineers for the U. S. Soil Conservation Service will make the surveys and it is not known at this time how long this will take, but it is expected that they will start shortly.

Yours very truly,

William L. Wales

WLW:sp

Enc.

Copies:

Walter J. Smith
Keith L. Rice

INSPECTION OF BRYANT MTN. RESERVOIR SITE

KLAMATH COUNTY, OREGON

Inspection of Bryant Mtn. Reservoir Site located in Sections 7, 8, 17, and 18, T 40 S, R 13 E was made on June 16, 1959 with Mr. Walter Smith and Mr. William L. Wales. The reservoir site is a meadow high in the Snow Mountains southwest of Lorella.

No structural weaknesses were observed at the site, the basin being an extensive shallow basin within an andesite flow with but a shallow soil mantle of silty sands and clayey silts.

In the event of failure, because of the remote location of the reservoir, little damage to property would occur and there would be little if any possibility of loss of life.

The dam and reservoir sites are correctly portrayed in the plans. Recommendation for issuance of permits will be made upon receipt of the final plans.

Fred D. Gustafson
Engineer

RECEIVED
JUN 12 1957
STATE ENGINEER
SALEM, OREGON

LET, OF 1.
BE ATTACHED
PAGE 1

Permit No.

***APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Oregon

~~XX~~ We, ~~Walter~~ ~~Smith~~ and Keith L. Rice,
(Name of applicant)
of Bonanza, (Lorella Route),
(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 a dry wash and Bryant Mountain Reservoir.
(Name of stream)

....., a tributary of Lost River and Tule Lake.

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second. 4.0.
(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 and stock water.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. and ft. from the west
(N. or S.) (E. or W.)

quarter corner of Sec. 17, T. 40 S., R. 13 E., W. M.,
(Section or subdivision)

(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 NW $\frac{1}{4}$ -NW $\frac{1}{4}$ of Sec. 17, Tp. 40 S.,
(Give smallest legal subdivision) (N. or S.)

R. 13 E., W. M., in the county of Klamath.
(E. or W.)

5. The main ditch to be 2 Miles
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the SE $\frac{1}{4}$ -NW $\frac{1}{4}$ of Sec. 16, Tp. 40 S.,
(Smallest legal subdivision) (N. or S.)

R. 13 E., W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

Diversion Works— Diverted at outlet of Bryant Mountain Dam.

6. (a) Height of dam feet, length on top feet, length at bottom

..... feet; material to be used and character of construction
(Loose rock, concrete, masonry,

(c) Length of pipe, ft., size at intake, in., size at in., size at in.
 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 ~~N₂-S₂, SW₄-SW₄, S₂-SE₄ Sec. 9, NW₄ Sec. 16, NE₄ Sec. 17, T. 40 S., R. 13 E., W. M.~~

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
40 S.	13 E.	9	NE $\frac{1}{4}$ -SW $\frac{1}{4}$	30.0
			NW $\frac{1}{4}$ -SW $\frac{1}{4}$	30.0
			SW $\frac{1}{4}$ -SW $\frac{1}{4}$	30.0
			NE SE	20.0
			SE $\frac{1}{4}$ SE	130.0
			NW SE	40
		16	SW SE	40
			NW $\frac{1}{4}$ -NW	140.0
			NE NW	40.00
		17	SE NW	30.00
			NE $\frac{1}{4}$ -NE $\frac{1}{4}$	40.0
			NW $\frac{1}{4}$ -NE $\frac{1}{4}$	40.0
			SW $\frac{1}{4}$ -NE $\frac{1}{4}$	150
			NE $\frac{1}{4}$ -NW $\frac{1}{4}$	40.0
				515.0

(If more space required, attach separate sheet)

(a) Character of soil clay loam.

(b) Kind of crops raised grains, grasses and row crops.

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

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, \$ 1500.00.....

12. Construction work will begin on or before Oct. 1st., 1958.....

13. Construction work will be completed on or before Oct. 1st., 1960.....

14. The water will be completely applied to the proposed use on or before Oct. 1st., 1962.....

Walter J. Smith & Keith L. Rice,

(Signature of applicant)

By

William J. Hoels
Engineer.

Remarks:

This source of irrigation water is the only supply available to these lands and is now going to waste. With irrigation, the lands to be irrigated will raise sufficient crop to more than justify the expense.

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 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_____

STATE ENGINEER

Application No. 31786

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 12th day of August,
1957, at 8:00 o'clock P.M.

Returned to applicant: _____

Approved: _____

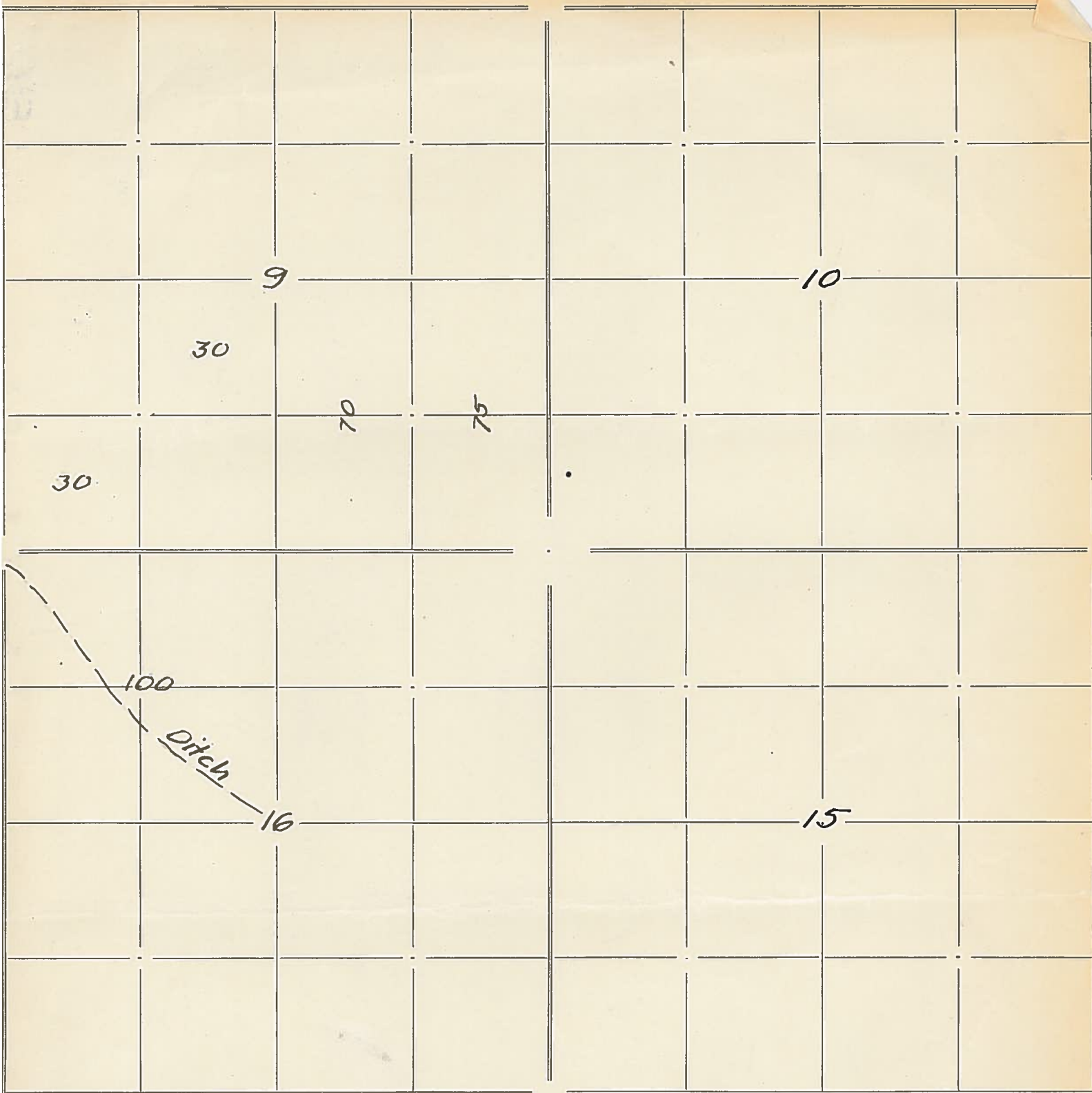
Recorded in book No. _____ of _____

Permits on page _____

STATE ENGINEER

14-16D

State Printing



RECEIVED
AUG 12 1957
STATE ENGINEER
SALEM, OREGON

Twp. 40S., Range 13 E., W.M. Name Smith & Rice.

WILLIAM L. WALES & SON
Civil & Hydraulic Engineers
1209 Lincoln Street
Klamath Falls, Oregon

~~Assigned~~

Walter ☒ Smith and ☒ Keith L. Rice

ss Bonanza, Oregon 97623
to 30590, R+1, Box 43

filed August 12, 1957
August 12, 1957
suspended until Q K Cert

ed to applicant
of approval August 24, 1959

CONSTRUCTION
or beginning August 24, 1960
or completion October 1, 1961
ended to 10-1-68

application of water October 1, 1962
ended to 10-1-65, 10-1-67, 10-1-68

PROSECUTION OF WORK
A" filed September 13, 1960
B" filed November 14, 1962
C" filed November 14, 1962
Aug 23, 1968
FINAL PROOF
JULY 15 1968 MAR 23 1971
nailed

received
ertificate issued JUN 14 1971

Application No. 31786
Permit No. 28317
Certificate No. 37580

Stream Index, Page No. 14-16 D
See R-31785
" DAM FILE: B-43
" ~~11-11-67~~

FEES PAID
Date Amount Receipt No.
8/12/67 10- 13009
5/19/59 25.25 21927
8/24/59 11.00 22800
B. P. Fee
3-26-71 \$1 Cert. Fee 23069

FEES REFUNDED
Date Amount Check No.

ASSIGNMENTS
To Whom
James C. Stevenson, Jr. & Margaret Rt. 1, Box 104, Bonanza, Ore.
E. Stevenson

Date 6-3-68
Address
Volume 4
Page 1018

REMARKS

4.0 c.f.s. from a dry wash & Bryant Mountain Reservoir for stock & irrigation of 515.0 acres, being 3.98 c.f.s. for irrigation & 0.02 c.f.s. for stock

SEP 2 1960 CARD FOR A
OCT 10 1961 CARD FOR B
OCT 25 1962 CARD FOR C
OCT 7 1965 CARD FOR C
OCT 30 1967 CARD FOR C
JAN 12 1968 FORM 100

NOTICE OF BEGINNING OF CONSTRUCTION

I, Walter Smith & Kieth L. Rice, the holder of Permit No. 26,317to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 20th day of May, 1960Remarks: Started building ditches with D-7 Bull-dozers
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completedand operator. Have dug 3 Miles of ditch to handle
up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.three second feet.IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of September, 1960Walter Smith & Kieth L. Rice96 Box 90, Route 1, Bonanza, Ore.

(Signature of Applicant)

(Address)

By Walter Smith

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

State Printing 14974

Form B

Application No. R-31785

NOTICE OF COMPLETION OF CONSTRUCTION

I, Walter Smith, the holder of Permit No. R-2266to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 15th day of October, 1959Remarks: Built to plans as filed.

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 7th day of November, 1962

(Signature of Applicant)

(Address)

Walter SmithRural Box 90, Bonanza, Ore.

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

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

Application No. 31,786

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Estate of Walter Smiththe holder of Permit No. 26317to 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 1 day of Aug., 1968Remarks: Season Approx - 100 acres irrig.IN WITNESS WHEREOF, I have hereunto set my hand this 23 day of Aug., 1968

(Signature of Applicant)

(Address)

Walter Smith
Plum Creek, Ore.