

A S S I G N M E N T
 APPLICATION NO. 15243
 PERMIT NO. 11170
 William A. Godwin
 to
 World War Veterans' State Aid Commission

STATE OF OREGON
 County of Multnomah

)
)
)
)
)
)
) ss.
)

I, William A. Godwin, of Portland, County of Multnomah, State of Oregon, for and in consideration of One and no/100 Dollars, and other valuable consideration, do hereby assign, transfer and set over unto World War Veterans' State Aid Commission, of _____, County of _____, State of Oregon, all my right, title and interest in and to certain waters acquired through Application No. _____, Permit No. 11170, issued by the State Engineer of the State of Oregon, and authorize the State Engineer to issue to the said World War Veterans' State Aid Commission or its assigns, water right certificate upon the completion of the appropriation.

IN WITNESS WHEREOF, I have hereunto set my hand this 15 day of April, 1938.

W. A. Godwin

STATE OF OREGON)
) ss.
 County of Marion)

I certify that the within was received by me on the 2nd day of May, 1938, at 8:00 o'clock A. M., and was recorded in Miscellaneous Records, Vol. 2, page 890.

CHAS. E. STRICKLIN,
 State Engineer.
 LN \$1.00 pd.

A S S I G N M E N T
 APPLICATION NO. 12154
 PERMIT NO. 8548
 CERTIFICATE NO. 10106
 H. W. Bates
 to
 W. F. Bushnell

KNOW ALL MEN BY THESE PRESENTS, that I, H. W. BATES, of Portland, State of Oregon, hereinafter called "Grantor" for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable considerations to me in hand paid by W. F. BUSHNELL, of Portland, State of Oregon, hereinafter called "Grantee", the receipt of which is hereby acknowledged, have granted, bargained, sold, assigned, transferred and set over and by these presents do grant, bargain, sell, assign, transfer and set over unto the said grantee, all of my right, title and interest in and to the right to the use of the waters of Dope Creek, a tributary of the Pacific Ocean, for the purpose of irrigation, stock and domestic, under Permit No. 8548 of the State Engineer of the State of Oregon, and said right to the use of said waters which has been perfected in accordance with the laws of Oregon, the priority of the right dates from June 25, 1828; the amount of water to which such right is entitled for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall

not exceed 0.03 cubic foot per second. The point of diversion is located in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. A description of the lands irrigated under said right and to which such right is appurtenant (if for irrigation, or any other purpose) is as follows: One acre in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. Said certificate of water right so owned and held by the grantor was executed by Charles E. Strickland, State Engineer of the State of Oregon, on July 28, 1933, and was recorded in State Records of Water Rights Certificates, Volume 9 Page 10106 and which said certificate of water right was filed and recorded July 31, 1933, in Water Right Certificate Book 1 Page 242, of Lincoln County, State of Oregon.

TO HAVE AND TO HOLD the same unto the said grantee, his executors, administrators and assigns forever.

IN WITNESS WHEREOF, the said grantor has hereunto set his hand and seal, in triplicate, this 26th day of April, 1938.

H. W. Bates (SEAL)

Executed in the
presence of:

Plowden Stott

Marion E. Gotthardt

STATE OF OREGON)
) SS
COUNTY OF MULTNOMAH)

THIS CERTIFIES that on this 26th day of April, 1938, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named H. W. BATES, known to me to be the identical person described in and who executed the within instrument, and acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and notarial seal the day and year last above written.

Plowden Stott
Notary Public for Oregon
My Commission Expires July 25, 1939.

STATE OF OREGON)
) SS.
County of Marion)

I certify that the within was received by me on the 2nd day of May, 1938, at 8:00 o'clock A. M., and was recorded in Miscellaneous Records, Vol. 2, pages 890-1.

CHAS. E. STRICKLIN,
State Engineer.
LN \$1.00 pd.

A S S I G N M E N T
Application No. 12154
Permit No. 8548
Certificate No. 10106
W. F. Bushnell
to
T. H. & Margaret E. Banfield

KNOW ALL MEN BY THESE PRESENTS, that I, W. F. BUSHNELL, of Portland, State of Oregon, hereinafter called "Grantor" for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable considerations to me in hand paid by T. H. BANFIELD and MARGARET E. BANFIELD, husband and wife, of Portland, State of Oregon, hereinafter called "Grantees", the receipt of which is hereby acknowledged, have granted, bargained, sold, assigned, transferred and set over and by these presents do grant, bargain, sell, assign, transfer and set over unto the said grantees, all of my right, title and interest in and to the right to the use of the waters of Dope Creek, a tributary of the Pacific Ocean, for the purpose of irrigation, stock and domestic, under Permit No. 8548 of the State Engineer of the State of Oregon, and said right to the use of said waters which has been perfected in accordance with the laws of Oregon, the priority of the right dates from June 25, 1928; the amount of water to which such right is entitled for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 0.03 cubic foot per second. The point of diversion is located in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. A description of the lands irrigated under said right and to which such right is appurtenant (if for irrigation, or any other purpose) is as follows: One acre in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. Said certificate of water right so owned and held by the grantor was executed by Charles E. Strickland, State Engineer of the State of Oregon, on July 28, 1936, and was recorded in State Records of Water Rights Certificates, Volume 9 Page 10106 and which said certificate of water right was filed and recorded July 31, 1936, in Water Right Certificate Book 1 Page 242 of Lincoln County, State of Oregon; and which said certificate of water right was later and to-wit: on the 27th day of April, 1938, sold, assigned, transferred and set over by H. W. Bates to W. F. Bushnell, the grantee herein, which said assignment of said certificate of water right was recorded on the 2nd day of May, 1938, in the office of the State Engineer of the State of Oregon in Miscellaneous Records Volume 2, Pages 890 and 891, and which said assignment of said certificate of water right was filed and recorded on the 27th day of April, 1938, in Water Right Certificate Book 2 Page 61 of Lincoln County, State of Oregon.

TO HAVE AND TO HOLD the same unto the said grantees, T. H. Banfield and Margaret E. Banfield, husband and wife, their executors, administrators and assigns forever.

IN WITNESS WHEREOF, the said grantor has hereunto set his hand and seal, in triplicate, this 3rd day of May, 1938.

W. F. Bushnell (SEAL)

Executed in the
presence of:

Flowden Stott

Marion E. Gotthardt

STATE OF OREGON)
) SS
COUNTY OF MULTNOMAH)

THIS CERTIFIES that on this 3rd day of May, 1938, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named W. F. BUSHNELL, known to me to be the identical person described in and who executed the within instrument, and acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and notarial seal the day and year last above written.

(NOTARIAL SEAL)

Flowden Stott
Notary Public for Oregon
My Commission Expires July 25, 1939

STATE OF OREGON)
) ss.
County of Marion)

I certify that the within was received by me on the 18th day of May, 1938, at 8:00 o'clock A. M., and was recorded in Miscellaneous Records, Vol. 2, Pages 892-3.

CHAS. E. STRICKLIN,
State Engineer.
LN \$1.50 pd.

FINAL JUDGMENT IN CONDEMNATION)
Application No. 15214)
Permit No. 11133)
Edith M. Bell Hill)
to)
United States of America)

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE DISTRICT OF OREGON

BE IT REMEMBERED, That on Wednesday, the 10th day of July, 1935, the same being the 6th Judicial day of the Regular July Term of said Court, the following proceedings, among others, were had before the Honorable John H. McNary, United States District Judge, for said District, to wit:

IN TESTIMONY WHEREOF, I have hereunto set my hand and notarial seal the day and year last above written.

(SEAL)

(Sgd) Plowden Stott
Notary Public for Oregon
My Commission Expires June 27, 1955

STATE OF OREGON)
) ss.
County of Marion)

I certify that the within was received by me on the 7th day of September, 1951, at 8:00 o'clock, a.m., and was recorded in Miscellaneous Records, Vol. 3, pages 574-575-576.

CHAS. E. STRICKLIN
State Engineer

dlh

A S S I G N M E N T
Application No. 12154
Permit No. 8548
Certificate No. 10106
T. H. & Margaret E. Banfield
to
William A. & Barbara Ann Erickson
and
James E. & Eleanor A. Hicks

KNOW ALL MEN BY THESE PRESENTS, that I, MARGARET E. BANFIELD, a widow, the surviving widow of Thomas Henry Banfield, sometimes known as T. H. Banfield, who died testate in Curry County, Oregon, on August 31, 1950, of the City of Portland, County of Multnomah, State of Oregon, hereinafter called "Grantor" for and in consideration of the sum of Ten (\$10.00) Dollars and other valuable considerations to me in hand paid by WILLIAM A. ERICKSON and BARBARA ANN ERICKSON, husband and wife, and JAMES E. HICKS and ELEANOR A. HICKS, husband and wife, hereinafter called "Grantees" the receipt of which is hereby acknowledged, have granted, bargained, sold, assigned, transferred and set over and by these presents do grant, bargain, sell, assign, transfer and set over unto WILLIAM A. ERICKSON and BARBARA ANN ERICKSON, husband and wife, an undivided one-half interest, and JAMES E. HICKS and ELEANOR A. HICKS, husband and wife, an undivided one-half interest, said Grantees, their heirs and assigns, all of my right, title and interest in and to the right to the use of the waters of Dope Creek, a tributary of the Pacific Ocean, for the purpose of irrigation, stock and domestic, under Permit No. 8548 of the State Engineer of the State of Oregon, and said right to the use of said waters which has been perfected in accordance with the laws of Oregon, the priority of the right dates from June 25, 1928; the amount of water to which such right is entitled for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 0.03 cubic foot per second. The point of diversion is located in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. a description of the lands irrigated under said right and to which such right is appertenant (if for irrigation, or any other purpose) is as follows: One acre in Lot One (1) (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 32 Township 9 South Range 11 West of the Willamette Meridian in Lincoln County, State of Oregon. Said certificate of water right so owned and held by the grantor was executed by Charles E. Strickland, State Engineer of the State of Oregon, on July 28, 1933, and was recorded in State Records of Water Rights Certificates, Volume 9 Page 10106 and which said certificate of water right was filed and recorded July 31, 1933, in Water Right Certificate Book 1 Page 242 of Lincoln County, State of Oregon; and which said certificate of water right was later and to-wit: on the 27th day of April, 1938, sold, assigned, transferred and set over by H. W. Bates to W. F. Bushnell, which said assignment of said certificate of water right was recorded on the 2nd day of May, 1938, in the office of the State Engineer of the State of Oregon in Miscellaneous Records Volume 2, Pages 890 and 891, and which said assignment of said certificate of water right was filed and recorded on the 27th day of April, 1938, in Water Right Certificate Book 2 Page 61 of Lincoln County, State of Oregon, and which said Certificate of Water Right was later and to-wit: on the 3rd day of May, 1938, sold, assigned, transferred and set over by W. F. Bushnell to T. H. Banfield and Margaret E. Banfield, husband and wife, the grantee herein, which said assignment of said Certificate of Water Right was recorded on the 5th day of May, 1938, in the Office of the State Engineer of the State of Oregon in Miscellaneous Records Volume 2, Pages 890, 891, 892 and 893, and which said assignment of said Certificate of Water Right was filed and recorded on the 14th day of May, 1938, in Water Rights Certificate Book 2, Page 63, of Lincoln County, State of Oregon.

TO HAVE AND TO HOLD the same unto the said grantees, William A. Erickson and Barbara Ann Erickson, husband and wife, and JAMES E. HICKS and ELEANOR A. HICKS, husband and wife, their executors, administrators and assigns forever.

IN WITNESS WHEREOF, the said grantor has hereunto set her hand and seal, in duplicate, this 28 day of August, 1951.

Executed in the
presence of:

(Sgd) Margaret E Banfield (SEAL)

(Sgd) Plowden Stott

(Sgd) Marion E. Gotthardt

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

THIS CERTIFIES that on this 28th day of August, 1951, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named MARGARET E. BANFIELD, a widow, the surviving widow of Thomas Henry Banfield, sometimes known as T. H. Banfield, who died testate in Curry County, Oregon, on August 31, 1950, known to me to be the identical person described in and who executed the within instrument and acknowledged to me that she executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and notarial seal the day and year last above written.

S E A L

(Sgd) Plowden Stott
Notary Public for Oregon
My Commission Expires June 27, 1955

STATE OF OREGON)
) ss.
County of Marion)

I certify that the within was received by me on the 29th day of August, 1951 at 1:00 o'clock p.m., and was recorded in Miscellaneous Records, Vol. 3 pages 576-7.

CHAS. E. STRICKLIN
State Engineer

ASSIGNMENT OF INTEREST
Application No. 16695
Permit No. 12483
David Rich
to
Cecil Mowlds

dec

STATE OF OREGON)
County of _____) ss.

I, David Rich, of R. 4 Box 356 Sherwood, County of Washington, State of Oregon, for and in consideration of One Dollars, and other valuable consideration, do hereby assign, transfer and set over unto Cecil Mowlds, of 7036 N. Concord Ave Portland Ore, County of Multnomah, State of Oregon, all my right, title and interest in and to certain waters acquired through Application No. 16695, Permit No. 12483, issued by the State Engineer of the State of Oregon, and authorize the State Engineer to issue to the said Cecil Mowlds, or His assigns, water right certificate upon the completion of the appropriation. This assingment is to cover the 10 (ten) acres only on North end of said Water right.

IN WITNESS WHEREOF, I have hereunto set my hand this 30th day of August, 1951.

(Sgd) David Rich

(Sgd) Lydia M. Rich

Witnesses:

(Sgd) Nora B. Hopton

(Sgd) Merle Rich

STATE OF OREGON)
) ss.
County of Marion)

I certify that the within was received by me on the 11th day of September, 1951 at 8:00 o'clock a.m., and was recorded in Miscellaneous Records, Vol. 3, page 577.

CHAS. E. STRICKLIN
State Engineer

\$1.00 paid

dec

COUNTY Lincoln

1870 S. W. Front Ave.

- Dec. 22

This column must be filled in if water is used for irrigation

DATE	AMOUNT OF WATER USED	REMARKS
APR 1	1 acre	2 gallons
at 12:00	100	at 12:00
only	100	at 12:00
100	100	at 12:00

MEMBERS OF BOARD

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, 7 ft.; length on top, 36 ft.; length on bottom 48 ft.; material used and character of construction, Timber.

Sill & stringers - Plank & heavy - Rock Crib - & Soil & Clay Back fill.

(b) Give description of headgate: Width, _____ ft.; depth, _____ ft.; material used and character of construction, no regular head gate - use flume to Head

box of run - flume is from top of dam near spillway
spillway 4 ft wide x 6" deep

(c) Size of canal: Width on top (at waterline) 12" ft.; width on bottom, 12" ft.; depth of water, 1" deep ft.; grade, 6" ft. fall per 1,000 ft. Actual capacity, _____ sec.-ft.

use about flume

Give general description: use a box small flume to carry water

to Head box for Hydraulic Run

(d) Pipe line: Description of intake, Intake on Head box is

a 250 gallon Tank. approx 4 ft dia

Length of pipe, 40 ft.; size at intake, 1 1/2 in.; size at _____ ft. from intake, _____ in.; size

at place of use, 1 1/2 in. Difference in elevation between intake and place of use, approx 10 ft ft.

Is grade uniform? yes Actual capacity of pipe line, _____ sec.-ft.

Give general description: Intake pipe is 1 1/2 galv. wrought Pipe

3/4" dia heavy Pipe Galv

(Material: Steel, wrought, cast iron, wood stave, etc.)

Ran Shookers Hydraulic #1 1/2

(e) Pumping plant: Give size and type of pump, _____

Suction lift, _____ ft.; discharge lift, _____ ft. Type of motor used _____

Horse power rating, _____ H. P. Actual capacity of pump, _____ sec.-ft.

10. During what months is water beneficially used all year

11. State character of soil Coarser sandy soil

Kind of crops raised General family garden

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? yes

13. If not, wherein is such map in error? _____

14. Domestic use: Give number of families actually using water at this time family only

15. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use _____

600 ft long from Run to
the flume at house

I obtain approx. 100 gal
per 24 hrs. at an
elevation of 100 ft
at point of discharge

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of Multnomah

} ss.

I, H. M. Bates, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of July, 1933.

Subscribed and sworn to before me this 6th day of July, 1933

[NOTARIAL SEAL]

My commission expires

Notary Public for Oregon

AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of Lincoln

} ss.

We, R. C. Huber, and R. C. Wilson of Otter Rock, Oregon, being first duly sworn, depose and say that we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No. 8548; that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

Subscribed and sworn to before me this 20 day of June, 1933

[NOTARIAL SEAL]

My commission expires

Notary Public for Oregon

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, _____, do hereby certify that I have made an inspection of the works described herein and in Permit No. _____, on the _____ day of _____, 193____, 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 a water right certificate for this amount.

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

NOTE TO INSPECTORS

(Name)

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

(Title)

PROOF OF APPROPRIATION

Permit No. _____

Recording fee paid

Receipt No. _____

STATE ENGINEER
RECEIVED
JUL 8 1939
SALEM, OREGON

12154

March 1, 1956

Mr. Ned Hall
Attorney at Law
Adams Building
Vancouver, Washington

Dear Mr. Hall:

This will acknowledge receipt of your letter of February 24th transmitting an assignment of a certificate of water right confirmed under Permit No. 8548 and check in the amount of \$3.50.

Since the right has been completed and confirmed by issuance of a certificate there is no statutory procedure for assignment of such certificate, neither is one considered necessary since the right is appurtenant to the property and travels with it regardless of ownership unless specifically reserved in the deed. Therefore, I am returning the assignment and check.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Chris L. Wheeler, Assistant

eh

enc. 2

NED HALL
ATTORNEY AT LAW
ADAMS BUILDING, 1105 BROADWAY
VANCOUVER, WASHINGTON

February 24, 1956

State Engineer of the
State of Oregon
Capitol Building
Salem, Oregon

RECEIVED
FEB 24 1956
STATE ENGINEER
SALEM, OREGON

Dear Sir:

I enclose assignment of certificate of water right and I understand that this should be recorded in the state records of water rights certificates in addition to being filed or recorded in Lincoln County where the property is located.

I enclose herewith check in the amount of \$3.50 for recording, and if there is any overplus you can return it to me or if there is any additional, let me know and I will remit to you. Thank you for your attention to this matter.

Yours very truly,


Ned Hall

NH/j
Enc. 2

LOWDEN STOTT
BERT S. GOODING

STOTT & GOODING
ATTORNEYS AT LAW
YEON BUILDING, PORTLAND, OREGON

Sept. 17, 1951

Your file No. 12154

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

RECEIVED
SEP 17 1951
STATE ENGINEER
SALEM, OREGON

Thank you for returning the Certificate of Water Rights to us in your letter of September 14, and as requested therein we enclose our check for seventy cents, balance of recording fee.

Yours very truly,

Stott & Gooding

Encl

CHAS. E. STRICKLIN, STATE ENGINEER
SECRETARY
STATE RECLAMATION COMMISSION
HYDROELECTRIC COMMISSION OF OREGON

STATE OF OREGON
OFFICE OF THE
STATE ENGINEER
WATER RESOURCES DEPARTMENT
SALEM

ADDRESS ALL COMMUNICATIONS
CHAS. E. STRICKLIN, STATE ENGINEER
SALEM, OREGON

AND REFER TO
FILE NO. 12154

September 14, 1951

To Stott & Gooding, Attorneys at law
Address Portland, Oregon

Balance for recording assignment of Certificate -----

\$

.70

*Pd. 9/18/51
Recd. 12978
js*

12154

September 14, 1951

Stott & Gooding
Attorneys at Law
Yeon Building
Portland, Oregon

Gentlemen:

This will acknowledge receipt of your letter of August 28 transmitting an assignment of certificate under Permit No. 8548.

The assignment has been recorded in the Miscellaneous Records of the State Engineer and is enclosed herewith, together with our Receipt No. 12841 in the amount of \$1.00 covering the check enclosed with your letter.

The statutory fee for recording the assignment in question amounts to \$1.70, being \$1.00 for the first 100 words and \$.10 for each additional 100 words or fraction thereof, and you may submit the balance of \$.70 at your convenience.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Ed K. Humphrey, Assistant

EKH:dec
Enc. 3

LOWDEN STOTT
BERT S. GOODING

STOTT & GOODING
ATTORNEYS AT LAW
YEON BUILDING, PORTLAND, OREGON

August 28, 1951

12 15 4

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

RECEIVED
AUG 29 1951
STATE ENGINEER
SALEM, OREGON

Dear Mr. Stricklin:

Thanks for your letter of August 22, concerning the Banfield property water rights in Lincoln County, Oregon.

I enclose assignment of certificate of water right under Permit No. 8548 recorded in Volume 9 Page 10106 State Record of Water Right Certificates.

I am enclosing check for \$1.00 for filing fee as that is what I paid before. If that is not sufficient please let me know and I will send you a check for the additional amount.

Thanks for your assistance.

Yours very truly,

Stott & Gooding

PS:G
Encl

August 22, 1951

Stott and Gooding
Attorneys at Law
Yeon Building
Portland, Oregon

Gentlemen:

Replying to your letter dated the 21st instant in which you request to be advised as to the rights to the use of water in the names of T. H. Banfield and Margaret E. Banfield. The records of this office show only two rights in the name of the aforesaid parties and one of these is recorded in Volume 2, page 892 and 893 of the Miscellaneous Records of the State Engineer. Enclosed herewith are abstracts of these two certificates.

You understand of course, that in this state, after certificate of water right has been issued, the sale of lands to which the water right is appurtenant, carries with it the water right unless the right is specifically withheld in the deed or contract of sale. Therefore, it may be possible the aforesaid parties may own lands to which there is appurtenant water rights which were initiated by prior owners.

You are respectfully referred to the Oregon cases entitled as follows: Turner v Cole, 31 Oregon 154 and Mattis v Hosmer, 37 Oregon 523. It will be noted upon reading these cases, while they are rendered some years ago, the ruling has not been changed that the sale of land upon which the water right is appurtenant, unless the right is specifically reserved, the water right goes with it.

As to your request for the necessary blanks and papers for the assignment of water rights, this office does not have such forms as there is no law requiring the filing with the State Engineer of assignments of water rights which are evidenced by certificate of water right.

Yours very truly

CHAS. E. STRICKLIN
State Engineer

CES;lh

Encl. 2

FLOWDEN STOTT
BERT S. GOODING

STOTT & GOODING
ATTORNEYS AT LAW
YEON BUILDING, PORTLAND, OREGON

August 21, 1951

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

RECEIVED
AUG 22 1951
STATE ENGINEER
SALEM, OREGON

Dear Mr. Stricklin:

We are the attorneys for Margaret E. Banfield, the surviving widow of T. H. Banfield, who died in Curry County, Oregon, on August 31, 1951. Mrs. Banfield as the surviving widow of T. H. Banfield, is the owner of a tract of land situated in Sections 29 and 32, Township 9 South Range 11 W of the Willamette Meridian, in Lincoln County, Oregon.

A number of years ago through our office, several certificates of water rights were issued to T. H. Banfield and Margaret E. Banfield pertaining to their property in Lincoln County.

Mrs. Banfield is selling all of her property in Lincoln County at this time, except the following piece of property which is known as the Bates or Bushnell property, and described as follows, to-wit:

Beginning at the southwest corner of Lot 1, Section 32 Township 9 South of Range 11 West of Willamette Meridian, thence easterly parallel with the north line of said Section 32 a distance of 450 feet, thence northerly parallel with the east line of said Section 32 a distance of 450 feet, thence westerly parallel with the north line of said Section 32 to the west boundary of said Lot 1, thence southerly to the place of beginning, containg 4.65 acres, more or less.

We believe the water rights to the Bates or Bushnell property is found in certificate of water right from W. F. Bushnell to T. H. Banfield and Margaret E. Banfield, Miscellaneous Records, Volume 2 Pages 892 and 893 of the State Engineer of the State of Oregon.

Will you please send us a list or statement of the Certificate of Water Rights that have been issued to the Banfields pertaining to the above property, except the certificate to the Bushnell property above described.

Will you please be kind enough to send us the necessary blanks or forms so Mrs. Banfield may assign her interest in said water rights to the purchasers of her property.

At the same time will you also please send us a statement of the water rights belonging to Mrs. Banfield and pertaining to the Bates or Bushnell property above described, together with the necessary blanks and papers for assignment of her water rights on this property. We expect a deal coming up in the next few days pertaining to the Bates or Bushnell property and therefore we are asking you for information concerning it at the same time.

Yours very truly,

Stott & Gooding

PS:G

May 21, 1936.

Mr. Plowden Stott,
Attorney at Law,
Yeon Building,
Portland, Oregon.

Dear Sir:

The assignment of Certificate No. 10106
from W. F. Bushnell to T. H. and Margaret E. Banfield
has been recorded in the Miscellaneous Records of the
State Engineer, volume 2, pages 892-3, and is being
returned herewith for your files.

My receipt No. 22959 is enclosed for your
remittance in the amount of \$1.50 for recording the
assignment.

Yours very truly,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey, Assistant.

LN
encls.

STATE ENGINEER
ARY
STATE ASSIGNMENT COMMISSION
HYDROELLECTRIC COMMISSION OF OREGON

STATE OF OREGON

OFFICE OF THE

STATE ENGINEER

WATER RESOURCES DEPARTMENT

SALEM

ADDRESS ALL COMMUNICATIONS
CHAS. E. STRICKLIN, STATE ENGINEER
SALEM, OREGON

AND REFER TO 12154
FILE NO.

May 14, 1938.

Mr. Plowden Stott,
Attorney at Law,
Yeon Building,
Portland, Oregon.

Dear Sir:

The check enclosed with your letter of May 13,
relative to assignment of certificate of water right in
the name of W. F. Bushnell, is being returned herewith
so that your signature may be attached.

Immediately upon receipt of the signed check
the assignment will be recorded and returned to you in
compliance with the instructions contained in your letter.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey
Ed K. Humphrey, Assistant.

EKH:LN
encl.

Very sorry this happened

Plowden Stott

12154

May 14, 1938.

Mr. Plowden Stott,
Attorney at Law,
Yeon Building,
Portland, Oregon.

Dear Sir:

The check enclosed with your letter of May 13, relative to assignment of certificate of water right in the name of W. F. Bushnell, is being returned herewith so that your signature may be attached.

Immediately upon receipt of the signed check the assignment will be recorded and returned to you in compliance with the instructions contained in your letter.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey, Assistant.

EKH:LN
encl.

PLOWDEN STOTT

ATTORNEY AT LAW

YEON BUILDING PORTLAND, OREGON

May 13, 1938

12154
Mr. Charles E. Strickland
State Engineer of
State of Oregon
Salem, Oregon

RECEIVED
MAY 14 1938
STATE ENGINEER
SALEM, OREGON

Dear Sir:

I enclose assignment of certificate of water right under Permit No. 8548, from W. F. Bushnell to T. H. Banfield and Margaret E. Banfield, husband and wife.

Please record this assignment in the Miscellaneous Records of the State Engineer.

I enclose my check for \$1.50 recording fees. Please return this document to me as soon as it has been recorded.

Yours very truly,

Plowden Stott

PS:G
Encl

May 5, 1938.

Mr. Plowden Stott,
Attorney at Law,
Yeon Building,
Portland, Oregon.

Dear Sir:

This acknowledges receipt of your letter of April 30 with which you enclosed your check in the amount of \$1.50 for recording the assignment of Certificate No. 10106 from H. W. Bates to W. F. Bushnell. My receipt No. 22900 is enclosed.

The assignment has been recorded in the Miscellaneous Records of the State Engineer, volume 2, pages 890-891, and is being returned herewith for your files.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey, Assistant.

LN
encls.

LOWDEN STOTT

ATTORNEY AT LAW

YEON BUILDING PORTLAND, OREGON

April 30, 1938

RECEIVED

MAY 2 1938

STATE ENGINEER
SALEM, OREGON

Mr. Charles E. Strickland
State Engineer
Salem, Oregon

Your File No. 12154

Dear Sir:

Your letter of April 29, signed by Ed K. Humphrey, relative to Permit No. 8548, received. The original certificate issued by you on July 28, 1933 at no place thereon bears any number whatever. If the certificate had borne a number I would have included it in the assignment.

At the bottom of the certificate is the following language: "Recorded in State Record of Water Right Certificates, Volume 9, page 10106". This reference of the State Record of Water Rights Certificates is referred to and described by me on the top of page 2 of the assignment from Bates to Bushnell which I forwarded to you in my letter of April 26th. The page of the recording of the certificate in the State Record of Water Rights Certificates is 10106. I have that in my assignment.

Please record the assignment which I sent you in my letter of April 26. Pursuant to your instructions I am enclosing my check for \$1.50 in payment of your recording fees. Please return the assignment to me when it has been recorded.

Yours very truly,

Lowden Stott

PS:G
Encl.

April 29, 1938.

Mr. Plowden Stott,
Attorney at Law,
Yeon Building,
Portland, Oregon.

Dear Sir:

This will acknowledge receipt of your letter of April 26 relative to Permit No. 8548 in the name of H. W. Bates, and enclosing an assignment of the permit to W. F. Bushnell.

You should be advised that Certificate No. 10106, covering Permit No. 8548, was issued on July 28, 1933, and the usual procedure, where property covered by a water right confirmed by a certificate is sold, is for the seller to simply endorse the certificate of water right to the purchaser of the property. This method of handling the matter is based on the theory that water in Oregon is strictly appurtenant to the place of use and any water right involved in a sale of real estate passes with the property to which it is appurtenant when that property is transferred. The water right is usually mentioned in the instrument of transfer and the certificate of water right endorsed over to the purchaser as mentioned above, but even this procedure is not necessary.

After this explanation if your client still wishes the water right assignment recorded, the right should probably be described as to certificate number since it is by that number that the perfected right is known on the records rather than the permit number as appears in the assignment at hand.

In case Mr. Bates should wish to endorse the certificate over to Mr. Bushnell and has mislaid the same, a copy may be secured for the statutory fee of 50 cents, the fee for a certified copy being \$1.50. The statutory fee for recording the assignment enclosed in your letter is \$1.50.

Awaiting your instructions as to the procedure you wish to follow, I am

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey, Assistant.

EKH:LN

LOWDEN STOTT

ATTORNEY AT LAW

YEON BUILDING PORTLAND, OREGON

April 26, 1938

520 words
\$1.50

RECEIVED
APR 27 1938
STATE ENGINEER
SALEM, OREGON

Mr. Charles E. Strickland
State Engineer
Salem, Oregon

Dear Sir:

I enclose assignment of certificate of water right under Permit No. 8548 from H. W. Bates to W. F. Bushnell. Please record this assignment of certificate in the State Record of Water Rights Certificates.

I am not enclosing my check for fee for this recording for I do not know the amount thereof. If you will please notify me of the amount I will promptly send you my check for the same.

Yours very truly,

Lowden Stott

PS:G
Encl.

STATE ENGINEER
RECEIVED
JUL 8 1933
SALEM, OREGON

Portland, Oregon.

July 6th. 1933.

State Of Oregon

Office of State Engineer.

Salem. Oregon.

Gentlemen;

I am enclosing herewith the papers covering final proof for the appropriation of water under Permit #8548. Trusting that the papers are in order and to your satisfaction, I remain,

Very respectfully yours,



Enclosed herewith check for \$1.00 for recording.

Address - 1870 S. W. First Ave.

OK

STATE ENGINEER
RECEIVED

APR 14 1933

Portland, Oregon. April 13, 1933.

SALEM, OREGON

State Of Oregon

Office Of State Engineer.

Salem, Oregon.

Dear Sir;

With reference to Water Permit #8548 and also your letter of time extention of Sept. 23, 1932, wish to state that I have finally completed this water installation as originally laid out, having completed the dam, ram installation and pipe line and have water in use for domestic and irrigation purposes. I should like at this time to, apply for the final certificate.

Very respectfully yours,

H. W. Bates

400 Front St, Portland, Ore.

Hand proof

*At 2:18 P
- called in
Thursday*

Portland, Ore. September, 27 1932.

Office of State Engineer.

Mr Chas. E. Stricklin.

Salem, Ore.

STATE ENGINEER
RECEIVED

SEP 29 1932

Gentlemen;

I wish to acknowledge your kind favor of the 23rd., in
answer to my letter of the 20th., and beg to thank you kindly
for your valuable consideration in granting me another years
extention of time under Permit No. 8548.

Again thanking you, I remain,

Very truly yours



Address 400 Front St. Portland, Ore.

File - no reply

12154

September 23, 1932.

Mr. H. W. Bates,
400 Front Street,
Portland, Oregon.

Dear Sir: .

Your letter of September 20, requesting an extension of time under your Permit No. 8548 for the completion of construction and complete application of water has been received.

The statements contained therein indicate that you have shown reasonable diligence in the prosecution of work and, I believe that you are entitled to an extension of time. These time limits are, therefore, being extended until October 1, 1933.

Very truly yours

CHAS. E. STRICKLIN
State Engineer

By V. S. Bovelle, Ass't.

VSB EL

12154
Portland, Ore. September, 20-1932.

STATE ENGINEER
RECEIVED

State of Oregon.

Attn. Chas. E. Strickland, State Engr.

SEP 21 1932

Salem, Ore.

SALEM, OREGON

Gentlemen;

Please refer to your letter of Aug. 4th. 1931. in connection with Permit # 8548. Regarding this I beg to state that I would like, at this time, to submit final proofs in regards to this Water Application.

My dam is finished and all other material, such as piping, ram, etc. is on the ground, and with the exception of a few final connections, is ready to run. Owing to the fact that it is now late in the season and that I am seldom at my beach place during the Winter, I thought it advisable to wait until next Spring before making the final hook up of some of the piping. Also since starting the work I have decided to install a small supply tank at the house, an item I did not plan at first, and owing to finances have not been able to handle it as yet.

In connection with this work will say I have encountered some difficulties which have cost me considerable extra work and money, not originally contemplated, and also caused a lot of delay in finishing.

By the way of explanation will say that the location of my first ^{was} dam, about 50' above the falls, as shown on the plat with the application, this location being on the Bluff about 25' above Beach level. The location looked to be good and solid, as the base formation is rather like a soft sandstone. I finished the first dam in this location last October, and everything was satisfactory until June of this year. At that time I did a little stump blasting on a side hill above the dam, very light shooting, but sufficient to cause a fault in the bed rock to open up, running

across the floor of the pond behind the dam, with the result that it drained the pond and the whole creek dropped out of sight and came out on the Beach below the Bluff. This made the location worthless, and also cost me several ^{hundred} small trout that also went out with the pond.

I then was obliged to tear out the old dam, move same, and reconstruct in a location about 100' above.

All this has caused a lot of delay and hard work as I could not afford this year to hire the work done, and have had to do the work myself whenever I could spare the time to go over the place.

In conclusion I trust that I may hear from at your convenience with respect to a final certificate.

Very respectfully yours,

A handwritten signature in cursive script, appearing to read "H.W. Bates", written over a horizontal line.

H.W. Bates.

400 Front St. Portland, Ore.

IF

W.G.E. SMITH, PRESIDENT & TREAS.
S. C.E. SMITH, VICE-PRESIDENT.



E.A. PETERSON, V. PRESIDENT.
H. W. BATES, SECRETARY.

SMITH AND VALLEY IRON WORKS CO.

Builders of

VALLEY IRON WORKS
PULP AND PAPER MILL MACHINERY

SMITH & WATSON
LOGGING MACHINERY

400 FRONT STREET
PORTLAND, OREGON

August 5, 1931.

STATE ENGINEER

RECEIVED

AUG 6 1931

State of Oregon,
Office of State Engineer,
Salem, Oregon.

SALEM, OREGON

Gentlemen:

Attention-Mr. B. S. Bovelle.

I wish to acknowledge your favor of the 4th and thank you kindly for your courtesy in the matter of extension of time on my permit #8548.

I note that you have extended same to October 1, 1932, and will say that this helps me out very nicely and will enable me to get a complete application of water on this permit.

Respectfully yours,

HWB/M

12154

August 4, 1931.

Mr. H. W. Bates,
400 Front Street,
Portland, Oregon.

Dear Sir:

This will acknowledge receipt of your application for an extension of time under Permit No. 8348. You are hereby notified that the time limit for completion of construction and complete application of water to a beneficial use is being extended until October 1, 1932.

Very truly yours

CHAS. E. STRICKLIN
State Engineer

By V. S. Bovelie, Ass't.

VCB EL

PERMIT No. 8548

Application for Extension of Time

FOR COMPLETION OF CONSTRUCTION WORK AND
COMPLETE APPLICATION OF WATER

TO THE STATE ENGINEER OF OREGON:

I, H. W. Bates., of Portland, Ore.,

State of Oregon, do hereby certify:

That I am the owner and holder of Permit No. 8548 to appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work was required to be completed and complete application of water was required to have been made by June 1, 1930.

That I have heretofore performed the following work described under said permit:

Have cleared out creek bed + side dills on both sides of creek + also bed of proposed pond. I am working on footings for dam at this time.

construction is only 40% of present date. + cost of filling making total expended \$54.00
costing \$40.00%, and the estimated cost of completion is \$145.00

That I have heretofore made application of water under said permit to the following extent:

no direct application of water made to present date as dam not finished

have been.

That I ~~am~~ unable to complete construction work and make the complete application of water within the required time, for the following reasons, to wit:

During latter part of 1929 I was seriously ill for 4 months + during 1930 was financially unable to make expenditures necessary to complete the project.

WHEREFORE, I ask that the State Engineer extend the time for completion of construction work and for the complete application of water under said permit to June 1st, 1932.

H. W. Bates
Signature of Applicant

Jane H. Bradley
Signature and Address of Witness
400 Grant Street
Portland, Oregon

Application for Extension of Time
for Filing of a Statement of Work
and a Statement of Financial Condition
RECEIVED

STATE ENGINEER
RECEIVED
AUG 1 1931
SALEM, OREGON

W.G.E. SMITH, PRESIDENT & TREAS.
S.C.E. SMITH, VICE-PRESIDENT.



E.A. PETERSON, VICE-PRESIDENT
H.W. BATES, SECRETARY.

SMITH AND VALLEY IRON WORKS CO.

Builders of

VALLEY IRON WORKS
PULP AND PAPER MILL MACHINERY

SMITH & WATSON
LOGGING MACHINERY

400 FRONT STREET
PORTLAND, OREGON

July 29, 1931

STATE ENGINEER
RECEIVED
AUG 1 1931

State of Oregon
Office of State Engineer
Salem

SALEM, OREGON

Attention: V. S. Bovellev, Assistant

Gentlemen:

I wish to acknowledge receipt of your favor of July 27 enclosing copy of Application for Extension of Time for completion of construction work, etc., also note what you say regarding previous correspondence.

I am enclosing herein Application for Extension, Permit No. 8548, filled out, and thank you for your consideration in the matter.

As previously stated, for various reasons I have been unable to get ahead with this work as I would like to. I am very anxious to get the project finished now as soon as I am able to, and can start immediately with the idea of completing the work as soon as possible. I have asked for the extension to read "June 1, 1932"; I think this will give me ample time.

Thanking you, I am,

Respectfully yours,

H. W. BATES

HWB:B
Enclosure 1
(Permit)

July 27, 1931.

Mr. H. W. Bates,
400 Front Street,
Portland, Oregon.

Dear Sir:

This will acknowledge receipt of your letter of July 23rd asking if it is possible to continue with your Permit No. 8548 or if you should make a new application.

I note that you submitted an application for an extension of time for the completion of work under this permit until June 30, 1931, but that action on this application was deferred because there appeared to be some doubt as to whether you had begun construction within the time limit as set out in the permit. It appears that your notice of beginning of construction work had been received but was overlooked. Since that application for an extension of time was received over a year ago and no action was taken toward granting it, I believe it advisable for you to submit a new application for an extension of time for the completion of construction and complete application of water in order that we may know what work has been done to date and the amount which is remaining to be done before the project will be completed. When the application is received, the granting of an extension will be given consideration promptly.

A blank form for an application for extension of time is enclosed.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By

V. S. Boveille, Ass't.

VSB:LM
Encl.

W.G.E.SMITH, PRESIDENT & TREAS.
S. C.E.SMITH, VICE-PRESIDENT.



E.A.PETERSON, VICE-PRESIDENT.
H.W.BATES, SECRETARY.

SMITH AND VALLEY IRON WORKS CO.

Builders of

VALLEY IRON WORKS
PULP AND PAPER MILL MACHINERY

SMITH & WATSON
LOGGING MACHINERY

400 FRONT STREET
PORTLAND, OREGON

July 23, 1931

STATE ENGINEER
RECEIVED

JUL 25 1931

State of Oregon
Office of State Engineer
Salem, Oregon

SALEM, OREGON

Gentlemen:

In 1928 I made an application and received permit No. 8548 covering the filing on certain waters on a small stream in Lincoln county, Oregon, which is designated as "Dope" creek, said stream flowing through property that I own at Otter Rock.

Due to lack of finances I was unable to complete this work on the time scheduled, and in 1930 I wrote your office relative to an extension of time, but to the best of my knowledge I never received an answer regarding this question.

I am now in position and would like at this time to proceed with the work, and wish to inquire whether I may go ahead under the original permit or if it will be necessary for me to make a new filing.

Awaiting your reply concerning this matter, I am,

Respectfully yours

H. W. BATES

HWB:B

June 21, 1930

Mr. H. W. Bates,
400 Front Street,
Portland, Oregon.

Dear Sir:

I have received your application for an extension of time for completion of construction work under your Permit No. 8548, but I cannot act in the matter until you have complied with the request contained in my letter of June 14th by filing the notice of beginning of construction work. You must be able to show that actual construction work began before July 30, 1929 if you are to receive an extension of time under this permit.

Yours very truly,

RHEA LUPER,
State Engineer.

LAS:HB

By
Office Assistant.

12154

STATE ENGINEER
DIVISION
SALEM, OREGON
JUN 20 1930

Application for Extension of Time

FOR COMPLETION OF CONSTRUCTION WORK

TO THE STATE ENGINEER OF OREGON:

I, HW Bates, of Oregon,
State of Oregon, do hereby certify:

That I am the owner and holder of Permit No. 8548 to appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 1st, 1930.

That I have heretofore performed the following work described under said permit:

Have slashed out & partly cleared
for location of dam & pond.

costing \$ 50.00, and the estimated cost of completion is \$ 250.00

That I am unable to complete the remainder of the work within the required time, for the following reasons, to wit:

On account of sickness & lack of
finances. owing to business conditions
I have been unable to spare necessary
money to further the work to
completion.

WHEREFORE, I ask that the State Engineer extend the time for the completion of works under said permit to June 30, 1930.

HW Bates
Signature of Applicant

Date of receipt at office of State Engineer

APPROVAL OF STATE ENGINEER

I, Rhea Luper, State Engineer of Oregon, hereby extend the time for the completion of construction work under Permit No. to appropriate the public waters of the state of Oregon to, 19.....

Witness my hand this day of, 19.....

.....
State Engineer

APPROVAL OF STATE ENGINEER

I, Rhea Luper, State Engineer of Oregon, hereby extend the time for the completion of construction work under Permit No. to appropriate the public waters of the state of Oregon to, 19.....

Witness my hand this day of, 19.....

.....
State Engineer

June 14, 1930.

Mr. H. W. Bates,
400 Front St.,
Portland, Oregon.

Dear Sir:

I have your letter dated June 11th referring to Permit No. 8548 and requesting an extension of time for completion of construction work.

Before we can consider your application, it will be necessary for you to file a notice of beginning construction showing that actual work was begun before July 30, 1929. A form for convenience in filing this notice is attached to the permit. If you did not begin your construction before that date, the permit is subject to cancellation and we would appreciate a letter from you authorizing such action. You could then file a new application and secure a new permit when you are ready to proceed with this development.

If construction was begun before July 30, 1929, you may submit the notice of beginning and also an application for an extension of time. The latter may be prepared on the accompanying blank. We will be glad to give the matter further consideration on receipt of your reply.

Yours very truly,

RHEA LUPER
State Engineer

By
Office Assistant.

LAS:L

PERMIT NO. 8548
H.W. BATES, SECRETARY.

SMITH AND VALLEY IRON WORKS CO.

Builders of

VALLEY IRON WORKS
PULP AND PAPER MILL MACHINERY

SMITH & WATSON
LOGGING MACHINERY

400 FRONT STREET
PORTLAND, OREGON

June 11, 1930

17154

State of Oregon
Office of the State Engineer
Salem, Oregon

Mr. Rhea Luper, State Engineer

Gentlemen:

I am in receipt of your postal card of June 1 relative to Permit No. 8548 Water Filing.

I had intended to write you about this matter previous to June first, but it slipped my mind for the time being. Owing to lack of finances I have been unable to finish this particular work. Certain money that I had anticipated receiving, did not materialize, due to present business conditions; and from the looks of things it may be some little time before I will be in position to finish this work.

I do not want to give up the Filing for later on it will be of considerable value to me on my place at the beach, and will ask you if possible to give me an extension of time, say for one year. I think that in all probability I will be able to complete the work with this extension.

Thanking you for your consideration in the matter,
I am,

Respectfully yours



HWBates/B

STATE ENGINEER
RECEIVED
JUN 12 1930
SALEM, OREGON

May 19, 1930.

Miss Gladys James,
Box 604,
Newport, Oregon.

Dear Madam:

In response to the request contained in your letter of May 15th you are advised that Permit No. 8548 in the name of H. W. Bates is for 0.1 second foot of water from Dope Creek for domestic, irrigation and stock purposes. The diversion point is described in the application as being South 44°41' West 1665.6 feet from the North quarter corner of Section 32, Township 9 South, Range 11 West, W. M. The priority of the filing is June 25, 1928.

Yours very truly,

RHEA LUPER,
State Engineer

By
Office Assistant.

LAS:L

1
Newport, Oregon
May 15, 1930

Rhea Super Engineers
Salem, Oregon.

Dear sir,

Please advise me
of amount of water filed
for by H. W. Bates on Dope
Creek in Sec. 32. T. 9 S. R. 11 W. W. M.
(Otter Rock.) Also point of
diversion ^{and} date of filing.

Yours truly,
H. W. Bates

Bx 604.

STATE ENGINEER
RECEIVED
MAY 17 1930

SALEM, OREGON

KS Co.

& WATSON
MACHINERY

STATE ENGINEER
RECEIVED
JUL 31 1929
SALEM, OREGON

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H W BATES

HWB:B
Enclosure 1

W.G.E. SMITH, PRESIDENT & TREAS.
S.C.E. SMITH, VICE-PRESIDENT.



E.A.I.
H.W.B. ... SE

JENT.

SMITH AND VALLEY IRON WORKS CO.

Builders of

VALLEY IRON WORKS
PULP AND PAPER MILL MACHINERY

SMITH & WATSON
LOGGING MACHINERY

400 FRONT STREET
PORTLAND, OREGON

July 30, 1929

STATE ENGINEER
RECEIVED
JUL 31 1929
SALEM, OREGON

Rhea Luper, State Engineer
Salem, Oregon

Dear Sir:

I am enclosing herewith Notice of Beginning of Construction in connection with water rights on my property at Otter Rock, Oregon.

Owing to illness this spring I was held up in getting this work started as early as I expected but have one man working on same at the present time. Up to this date am working on a preliminary road of about 500 feet which is necessary in order to open up the dam site and also be able to get the necessary material on the ground. From now on I will endeavor to keep at this work so that I may have the full operation completed and water applied by June 1st of next year.

Trusting that this will be satisfactory, I am,

Respectfully yours,

H W BATES

HWB:B
Enclosure 1

August 6, 1928

Mr. H. W. Bates,
Portland,
Oregon.

Herewith please find Application No. 12154, being
Permit No. 8548, together with blue print.

This application has been approved and recorded in this
office.

LAW OFFICES

DE

JOSEPH, HANEY & LITTLEFIELD

PORTLAND, OREGON

June 29, 1928.

GEORGE W. JOSEPH
BERT E. HANEY
EDWIN V. LITTLEFIELD

R. C. BRADSHAW
JOHN C. VEATCH

FEDERAL TAX DEPARTMENT
M. E. WALKER
TAX COUNSELOR

YEON BUILDING
SUITE 705
TELEPHONE BEACON 4181

STATE ENGINEER
RECEIVED
JUL 1 1928

Mr. Rhea Luper,
State Engineer,
Salem, Oregon.

Dear Sir:

We are herewith enclosing to you our check for \$6.50, being the balance due, in accordance with your letter of June 28th in connection with the application of H. W. Bates for the appropriation of water from Dope Creek.

Trusting that this application may be promptly acted upon, we are

Very truly yours,

JOSEPH, HANEY & LITTLEFIELD,

By

E. V. Littlefield

EVL R
Encl.

12154

June 28, 1928.

Messrs. Joseph, Haney & Littlefield,
Attorneys,
Yeon Bldg.,
Portland, Oregon.

Gentlemen:

Enclosed please find official receipt number 8342 for \$8.00, which amount was transmitted with application for permit to appropriate water from Dope Creek by H. W. Bates, together with maps to accompany the filing.

The application has been numbered 12134 and will be taken up for approval and issuance of permit upon receipt of balance of fees amounting to \$6.50. The following is a statement of the account:

Examination Fee	\$5.00
Recording fee:	
Domestic & Stock	5.00
Irrigation - 4 acres	4.50
Total due - - - -	<u>\$14.50</u>
Cash received	8.00
Balance due - - -	<u>\$ 6.50</u>

Yours very truly,

Rhea Luper,
State Engineer.

H.
Enc.

LAW OFFICES

JOSEPH, HANEY & LITTLEFIELD

PORTLAND, OREGON

GEORGE W. JOSEPH
BERT E. HANEY
EDWIN V. LITTLEFIELD

R. C. BRADSHAW
JOHN C. VEATCH

June 23rd, 1928.

FEDERAL TAX DEPARTMENT
M. E. WALKER
TAX COUNSELOR

YEON BUILDING
SUITE 705
TELEPHONE BEACON 4181

State Engineer,
Salem,
Oregon.

Dear Sir:

We are herewith enclosing to you the application of H. W. Bates of this city for permit to appropriate public waters of the state of Oregon for domestic, stock and irrigation purposes.

We are also enclosing to you two maps giving the required information in connection with said application.

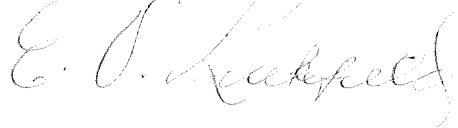
Mr. Bates is the owner in fee simple of the property through which Dope Creek flows. We are also herewith enclosing to you our check for \$8.00 in payment of the fees in connection with this application. We are uncertain as to the exact amount to be forwarded to you, and should this amount be insufficient to cover the application, we would appreciate having you write us and giving us the exact amount required. Should the maps and application be insufficient to give you the proper information please advise and we will give you any additional data you may desire.

Thanking you, we are

Very truly yours,

JOSEPH, HANEY & LITTLEFIELD,

By



EVL-MB
Encls.