

Form B

Application No. 38007

NOTICE OF COMPLETION OF CONSTRUCTION

I, Art L. Andrews, the holder of Permit No. 28331

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 5th day of June, 1963

Remarks: If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you

should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of Aug. 1965

Art L. Andrews (Signature of Applicant)

1765 Whistlers Bend Rd. Roseburg, Ore. (Address)

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

Same location - just a new address

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. 38007

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Art L. Andrews, the holder of Permit No. 28331

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 10th day of June, 1965

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of November 1965

Art L. Andrews (Signature of Applicant)

1765 Whistlers Bend Park Rd. Roseburg, Oregon (Address)

RECEIVED NOV 30 1965 STATE ENGINEER SALEM OREGON

RECEIVED AUG 9 1965 STATE ENGINEER SALEM OREGON

STATE OF OREGON
COUNTY OF DOUGLAS

RECEIVED
OCT 10 1968
STATE ENGINEER
SALEM, OREGON

Proof of Appropriation of Water

ART L. ANDRUS

of 1765 Whistler Bend Road, Roseburg, State of Oregon,
has applied beneficially the waters of
North Umpqua River

a tributary of Umpqua River for the purpose of
irrigation of 2.17 acres

under Permit No. 28331 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 29, 1962

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
0.03 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within Dailey DLC 46,
Section 17, T. 26 S., R. 4 W., W. M. Diversion point located 35 feet due
North from the NW Corner of Lot 11 of Whistler's Homes Plat A.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be further limited
to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated
during the irrigation season of each year; provided further that the right to
use of water is limited to the period when the flow of the North Umpqua River
is more than 525 c.f.s. at its mouth;

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:

2.17 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
as projected within Dailey DLC 46
Section 17
T. 26 S., R. 4 W., W. M.

Land on which water is to be used is more explicitly described as follows:
Lots 8, 9, 10, and 11 of Whistler's Homes, Plat A.

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.

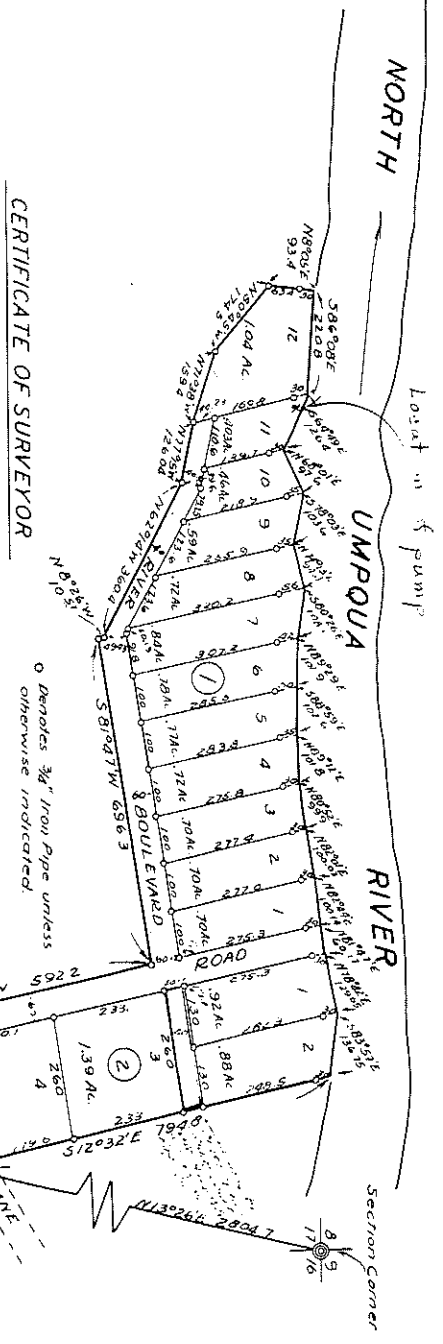
IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of October,

1968.

Art L. Andrus

ROSEBURG OREGON
SCALE 1"=200'

AREVONS 6/10/27



CERTIFICATE OF SURVEYOR

STATE OF OREGON } ss.
COUNTY OF DOUGLAS } ss.
I, Ben Irving, being first duly sworn, depose and say that I have correctly surveyed and marked with proper monuments the lands delineated on the annexed plat and described as follows: Beginning at a 2"x3/8" galvanized iron pipe driven 6" underground, from which the corner common to Sections 8, 9, 16, & 17, T. 24S., R. 4W., W.M., bears S. N. 129° 26' E. 280.47 ft. Thence S. 58° 08' W. 338.17 ft. to a 3/4" iron pipe. Thence N. 12° 32' W. 592.2 ft. to a 3/4" iron pipe. Thence N. 71° 05' W. 126.04 ft. to a 3/4" iron pipe. Thence N. 71° 35' W. 109.4 ft. to a 3/4" iron pipe. Thence N. 50° 45' W. 14.5 ft. to a 3/4" iron pipe. Thence N. 89° 52' E. 220.0 ft. to the left bank of the North Umpqua River. Thence S. 86° 08' E. 220.8 ft., S. 86° 26' E. 108.1 ft., N. 89° 29' E. 101.9 ft., S. 88° 59' E. 102.6 ft., N. 89° 22' E. 101.8 ft., N. 80° 52' E. 99.9 ft., N. 82° 01' E. 100.0 ft., N. 82° 44' E. 100.1 ft., N. 81° 47' E. 64.1 ft., N. 79° 42' E. 12.65 ft., and S. 83° 51' E. 126.75 ft. along the left bank of said river, upstream. Thence S. 12° 32' E. 79.0 ft. to the place of beginning, containing 63.2 acres, more or less, in Section 12, Twp. 26 South, Rng. 4 West, W. 1 Mer., and Douglas County Oregon.

Oregon No. 240
Nov 8, 1919
Ben Irving
Registered Civil Engineer
Subscribed and sworn to before me this 11th day of
March 1947
Ray Lee
COUNTY CLERK

DEDICATION

STATE OF OREGON } ss.
COUNTY OF DOUGLAS } ss.
KNOW ALL MEN BY THESE PRESENTS, that we VILAS U. PHILLIPS, & GENEVIEVE PHILLIPS, husband and wife owners of the lands represented and described on the annexed plat have caused the same to be surveyed and plotted by the name of WHISTLER'S HOMES, PLAT "A", and we hereby dedicate to the use of the public forever the roads shown hereon.
IN TESTIMONY WHEREOF, the said VILAS U. PHILLIPS, & GENEVIEVE PHILLIPS, have set their hand and seal this 23rd day of June 1941

W. Lee Phillips (Seal)
Genevieve Phillips (Seal)

APPRO
A 22

NOT TO SCALE

October 7, 1968

Art L. Andrus
1765 Whistler Bend Road
Roseburg, Oregon 97470

Dear Sir:

Enclosed is another final proof in connection with the incomplete water right represented by your permit number 28331.

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 \$1.00, 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

By
Myron V. Bish
Assistant

MVB:kmh
Enclosures

RECEIVED
OCT 3 1968
STATE ENGINEER
SALEM OREGON

1765 Whistlers Bend Road
Roseburg, Oregon
October 1, 1968

Re: 38007

Water Resources Dept.
Salem, Oregon.

Gentlemen:

Your letter dated Sept. 30,
has been received.

The material which you
stated was sent Aug. 29
concerning permit # 28331
has not been received.

Will you mail a
duplicate of the forms so
that I can complete them?

Thank you very much.

Sincerely,

Art L. Andrus

September 30, 1968

Art L. Andrus
1765 Whistler Bend Road
Roseburg, Oregon 97470

Dear Sir:

On August 29, 1968, we mailed you a copy of a proof of the certificate in connection with the incomplete water right represented by your permit number 28331 granting a right to the use of 0.03 cubic foot per second from the waters of North Umpqua River for irrigation, together with the instructions that the statement at the bottom of the page be signed and the copy be returned to this office accompanied by the certificate recording fee in the amount of \$1.00.

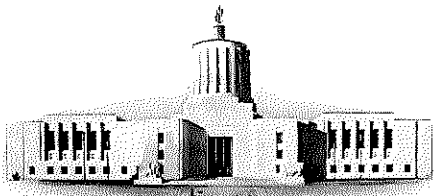
To date this form has not been received nor has any correspondence regarding reasons for not returning it been received. This is to notify you that unless we receive the signed proof form and the certificate recording fee, or a request for additional time within thirty days from the date of this letter, we will be required to take steps toward the cancelation of this permit.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:kmh



STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO
FILE NO. 38007

August 29, 1968

Art L. Andrus
1765 Whistler Bend Road
Roseburg, Oregon 97470

Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit No. 28331.

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.

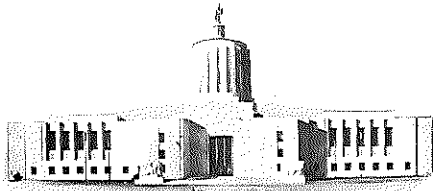
Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 117

Enclosure

kmh



STATE OF OREGON
STATE ENGINEER
516 PUBLIC SERVICE BUILDING
SALEM 10

REFER TO
FILE No. 38007

November 24, 1965

Mr. Art L. Andrus
Box 1765 Whistler Bend Road
Roseburg, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. 28331.

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

nsm

November 9, 1965

Art L. Andrus
1765 Whistler Bend Road
Roseburg, Oregon

Dear Mr. Andrus:

This will acknowledge receipt of your letter received
November 5, 1965.

I am enclosing the notice of complete application of
water form that you have requested. Under the terms of your
permit number 28331, the date for complete application of
water was to have been on or before October 1, 1965.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Myron V. Bish
Assistant

MVB:sfr

Enclosure

1765 Whistlers Bend Rd.
Roseburg, Oregon

State Engineer
Salem, Oregon

RECEIVED
NOV 5 1965
STATE ENGINEER
SALEM OREGON

Re: 38007

Dear Sir:

I contacted the Water Resource Office here concerning the card I received from you. They instructed me to request a form C from you and fill it out since the first one I sent in does not seem to be on file in your office.

During the summer a gentleman, who said he was from your office, looked over the irrigation system and made some notes. So after this, I assumed our part was completed. But since you do

not seem to have a form "C" for
me. please send one and I'll
complete it and forward it
to you at an early date -

Thank you.

Sincerely
A. J. Andrews

STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 10

REFER TO
FILE NO. 38007

August 9, 1965

Mr. Art L. Andrus
Box 1765
Whistler Bend Road
Roseburg, Oregon

Dear Mr. Andrus:

This will acknowledge the notice of completion of construction under the terms of permit No. 28331.

Under the provisions of the permit, the time limit for completion of the appropriation by accomplishing the authorized beneficial use of water to the full extent intended will expire October 1, 1965. (In the case of irrigation completion of the appropriation means at least one beneficial irrigation of all the land to be irrigated under the subject permit.)

Very truly yours,



CHRIS L. WHEELER
State Engineer

Form 119

nsm

38007

January 15, 1963

Art L. Andrus
Box 40 Whistler Lane
Roseburg, Oregon

38007, Permit No. 28331 with blueprint.

October 3, 1962

Art L. Andrus
Box 110
Whistler Lane
Roseburg, Oregon

Dear Mr. Andrus:

This will acknowledge receipt of your application for a permit to appropriate 0.11 cubic foot of water per second from the North Umpqua River for the irrigation of 3.21 acres, three prints of a subdivision plat, legal description entered in item 6, and fees in the sum of \$15 for which our receipt numbered 35202 is enclosed.

The application, which has been examined and filed under application number 38007, appears to be in satisfactory form to be considered for approval by issuance of a permit with the next group.

Please be advised that due to a policy statement adopted by the State Water Resources Board under the provisions of ORS 536.360 the permit must contain a provision which will prohibit any diversion of water when the flow of the North Umpqua River is less than 525 cubic feet of water per second at the mouth.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

gcj

Enclosure: Receipt #35202

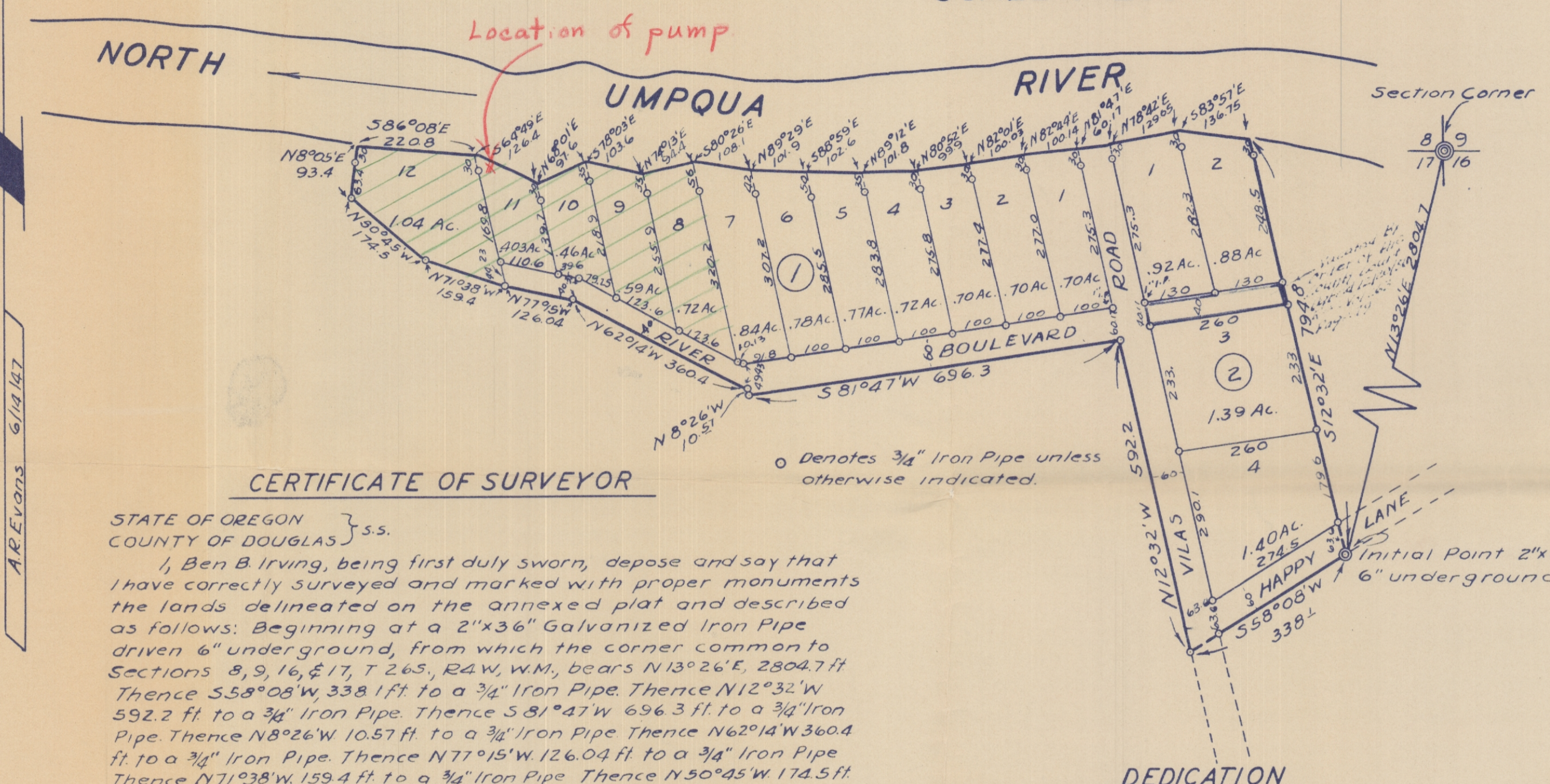
WHISTLER'S HOMES, PLAT "A"

SECTION 17, T26S, R4W. W.M.

DOUGLAS COUNTY OREGON

BEN B. IRVING REG. CIVIL ENGINEER
 ROSEBURG OREGON
 SCALE 1"=200'

RESTRICTIONS
 1- No dwellings shall be constructed costing less than \$3,000; except that garages may be utilized as temporary dwellings for a period not to exceed two years.



STATE OF OREGON } s.s.
 COUNTY OF DOUGLAS }
 I, Roy Agee, County Clerk of said County, do hereby certify that the foregoing plat copy of "WHISTLER'S HOMES, PLAT "A"; has been compared by me with the original thereof and that it is a correct transcript therefrom and of the whole of such original as the same appeared on file in my office and custody.
 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this 26 day of June 1947
 Roy Agee
 COUNTY CLERK.

CERTIFICATE OF SURVEYOR

STATE OF OREGON } s.s.
 COUNTY OF DOUGLAS }
 I, Ben B. Irving, being first duly sworn, depose and say that I have correctly surveyed and marked with proper monuments the lands delineated on the annexed plat and described as follows: Beginning at a 2"x36" Galvanized Iron Pipe driven 6" underground, from which the corner common to Sections 8, 9, 16, & 17, T 26S, R4W, W.M., bears N13°26'E, 2804.7 ft. Thence S58°08'W, 338.1 ft. to a 3/4" Iron Pipe. Thence N12°32'W, 592.2 ft. to a 3/4" Iron Pipe. Thence S81°47'W, 696.3 ft. to a 3/4" Iron Pipe. Thence N8°26'W, 10.57 ft. to a 3/4" Iron Pipe. Thence N62°14'W, 360.4 ft. to a 3/4" Iron Pipe. Thence N71°38'W, 159.4 ft. to a 3/4" Iron Pipe. Thence N50°45'W, 174.5 ft. to a 3/4" Iron Pipe. Thence N8°05'E, 63.4 ft. to a 3/4" Iron Pipe. and 30.0 ft. to the left bank of the North Umpqua River. Thence S86°08'E, 220.8 ft., S64°49'E, 126.4 ft., N68°01'E, 97.6 ft., S78°03'E, 103.6 ft., N74°13'E, 94.4 ft., S80°26'E, 108.1 ft., N89°29'E, 101.9 ft., S88°59'E, 102.6 ft., N89°12'E, 101.8 ft., N80°52'E, 99.9 ft., N82°01'E, 100.03 ft., N82°44'E, 100.14 ft., N81°47'E, 60.17 ft., N78°42'E, 129.65 ft., and S83°57'E, 136.75 ft. along the left bank of said River, upstream. Thence S12°32'E, 794.8 ft. to the place of beginning, containing 16.32 acres, more or less, in Section 17, Twp. 26 South, Rg. 4 West, W1/4 Mer, and Douglas County Oregon.

Oregon No 240
 Nov 8, 1919.
 Subscribed and sworn to before me this 17 day of June 1947
 Ben B. Irving
 Registered Civil Engineer.
 Roy Agee
 COUNTY CLERK.

o Denotes 3/4" Iron Pipe unless otherwise indicated.

DEDICATION

STATE OF OREGON } s.s.
 COUNTY OF DOUGLAS }
 KNOW ALL MEN BY THESE PRESENTS, that we VILAS J. PHILIPPI, & GENEVIEVE PHILIPPI, Husband and Wife, owners of the lands represented and described on the annexed plat have caused the same to be surveyed and platted by the name of WHISTLER'S HOMES, PLAT "A"; and we hereby dedicate to the use of the public forever the roads shown thereon.
 IN TESTIMONY WHEREOF, the said Vilas J. Philippi & Genevieve Philippi, have set their hand and seal this 26 day of June 1947

Vilas J. Philippi (Seal)
 Genevieve Philippi (Seal)

FILED June 26 1947
 Roy Agee
 COUNTY CLERK.

ACKNOWLEDGMENT

STATE OF OREGON } s.s.
 COUNTY OF DOUGLAS }
 On the 26 day of June 1947, before me appeared VILAS J. PHILIPPI, & GENEVIEVE PHILIPPI, to me personally known, who being duly sworn, did say that they are the lawful owners of the tract of land delineated on the annexed plat, and that they do hereby acknowledge that they signed the accompanying dedication as their free and voluntary act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this day and year above written.
 Roy Agee
 COUNTY CLERK.

APPROVED June 26 1947 APPROVED June 26 1947
 D.W. Bruenbark COUNTY JUDGE Ned Dixon COUNTY ASSESSOR.

APPROVED June 26 1947
 Ben B. Irving
 COUNTY SURVEYOR.

Application No. 38007
 Permit No. 28331

RECEIVED
 AUG 29 1962
 STATE ENGINEER
 SALEM, OREGON

AREVans 6/19/47