

Application No. **51554**  
Permit No. **38896**  
Certificate No. **8406D**  
Stream Index, Page No. **6-10**

Name **Rodney H. Smith**  
By  
Address **P.O. Box 174**  
**Canyon City, OR 97820**

FEES PAID		
Date	Amount	Receipt No.
12-17-73	30.00	37844
7-24-74	25.00	39710
	\$1 Cert. Fee	

Date filed **December 17, 1973**  
Priority **December 17, 1973**  
Action suspended until **see**  
Return to applicant  
Date of approval **DEC 9 1975**

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**REMARKS**

Card for B OCT 1 1 1977  
*extension app sent 10-25-77*  
Card for BC OCT 3 1 1978

**CONSTRUCTION**  
Date for beginning **DEC 9 1976**  
Date for completion **OCT 1 1977**  
Extended to **10-1-78**

Date for application of water **OCT 1 1978**  
Extended to

**PROSECUTION OF WORK**  
Form "A" filed **January 6, 1976**  
Form "B" filed  
Form "C" filed **11-14-78**

**FINAL PROOF**

Blank mailed  
Proof received  
Date certificate issued **JUN 06 2008**

Form A

**NOTICE OF BEGINNING OF CONSTRUCTION**

Application No. 51554

OK  
2/26

I, ROONEY H. SMITH, the holder of Permit No. 38896  
appropriate the public waters of the state of Oregon, began the actual construction of the works described  
herein on the 2<sup>ND</sup> day of AUGUST, 1975.

Remarks: SEE ATTACHED LETTER  
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed

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

IN WITNESS WHEREOF, I have hereunto set my hand this 5<sup>TH</sup> day of JANUARY, 1976.

Rodney H. Smith  
(Signature of Applicant)

PO Box 174 Canyon City, ORE, 97820  
(Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is begun.

44006-119

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. 51554

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

RECEIVED  
NOV 1978  
WATER RESOURCES DEPT.  
SALEM OREGON

ROONEY H. SMITH, the holder of Permit No. 38896

OK  
LMT

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 1 day of AUGUST, 1978.

IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of NOVEMBER, 1978

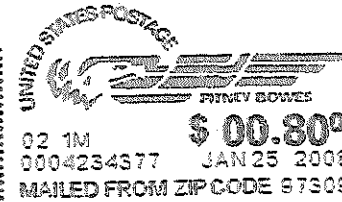
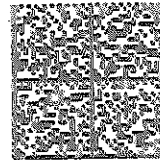
Rodney H. Smith  
(Signature of Applicant)

PO Box 174 Canyon City OR 97820  
(Address)

**Oregon**

**Water Resources Department**  
725 Summer St NE Suite A  
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED



S-51554  
RODNEY H SMITH  
PO BOX 174  
CANYON CITY OR 97820

**RECEIVED**

FEB 01 2008

WATER RESOURCES DEPT  
SALEM, OREGON

NIXIE 970 SE 1 77 01/31/08

RETURN TO SENDER  
ATTEMPTED - NOT KNOWN  
UNABLE TO FORWARD

BC: 97301126673 \*2929-00800-31-01


9730101266




**n** Water Resources Department  
725 Summer St NE Suite A  
Salem, OR 97301-1266




ADDRESS SERVICE REQUESTED

 RETURN TO  
S-51554  
 MOVED, LEFT NO ADDRESS  
 FORWARDING ORDER EXPIRED  
 ATTEMPTED NOT KNOWN  
 UNCLAIMED  REFUSED  
 NO SUCH STREET  
 NO SUCH NUMBER  
 INSUFFICIENT ADDRESS

 RETURN TO  
S-51554  
 MOVED, LEFT NO ADDRESS  
 FORWARDING ORDER EXPIRED  
 ATTEMPTED NOT KNOWN  
 UNCLAIMED  REFUSED  
 NO SUCH STREET  
 NO SUCH NUMBER  
 INSUFFICIENT ADDRESS

S-51554  
RODNEY H SMITH  
PO BOX 174  
CANYON CITY OR 97820

*NOT 174*

 RETURN TO  
S-51554  
 MOVED, LEFT NO ADDRESS  
 FORWARDING ORDER EXPIRED  
 ATTEMPTED NOT KNOWN  
 UNCLAIMED  REFUSED  
 NO SUCH STREET  
 NO SUCH NUMBER  
 INSUFFICIENT ADDRESS

**RECEIVED**

JUN 13 2008

WATER RESOURCES DEPT  
SALEM, OREGON

*See*

..... 12/17/73

*P.*

Application No. **51554**

Permit No. **38896**

Name **Rodney H. Smith**

Address **P.O. Box 174, Canyon City, OR 97820**

Assigned .....

Address .....

Beginning construction **DEC 9 1976**

Completion of construction **OCT 1 1977**

Extended to **10-1-78**

Complete application of water **OCT 1 1978**

Extended to .....

STATE OF OREGON  
 COUNTY OF GRANT  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RODNEY H. SMITH  
 PO BOX 174  
 CANYON CITY, OREGON 97820

confirms the right to use the waters of 4 SPRINGS, tributaries of Canyon Creek for DOMESTIC USE FOR THREE FAMILIES, STOCK, AND IRRIGATION OF 0.68 ACRE.

This right was perfected under Permit 38896. The date of priority is DECEMBER 17, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.04 CUBIC FOOT PER SECOND (CFS); BEING 0.02 CFS FOR IRRIGATION, 0.01 CFS FOR DOMESTIC USE, AND 0.01 CFS FOR STOCK, or its equivalent in case of rotation, measured at the point of diversion. Water to be diverted from Spring 1 when available, with any deficiency in the available supply from Spring 1 to be made up by appropriation from Springs 2, 3, and 4, provided the total quantity diverted from all sources shall not exceed 0.04 CFS.

The points of diversion are located as follows:

Spring	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1	14 S	31 E	WM	1	SW SW	550 FEET NORTH AND 670 FEET EAST FROM SW CORNER, SECTION 1
2	14 S	31 E	WM	12	NE NW	654 FEET SOUTH AND 916 FEET WEST FROM N¼ CORNER, SECTION 12.
3	14 S	31 E	WM	12	NE NW	804 FEET SOUTH AND 916 FEET WEST FROM N¼ CORNER, SECTION 12.
4	14 S	31 E	WM	12	SE NW	1912 FEET SOUTH AND 510 FEET WEST FROM N¼ CORNER, SECTION 12.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

A description of the place of use to which this right is appurtenant is as follows:


DOMESTIC				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW
14 S	31 E	WM	2	SE SE

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	31 E	WM	1	SW SW	0.66
14 S	31 E	WM	2	SE SE	0.02

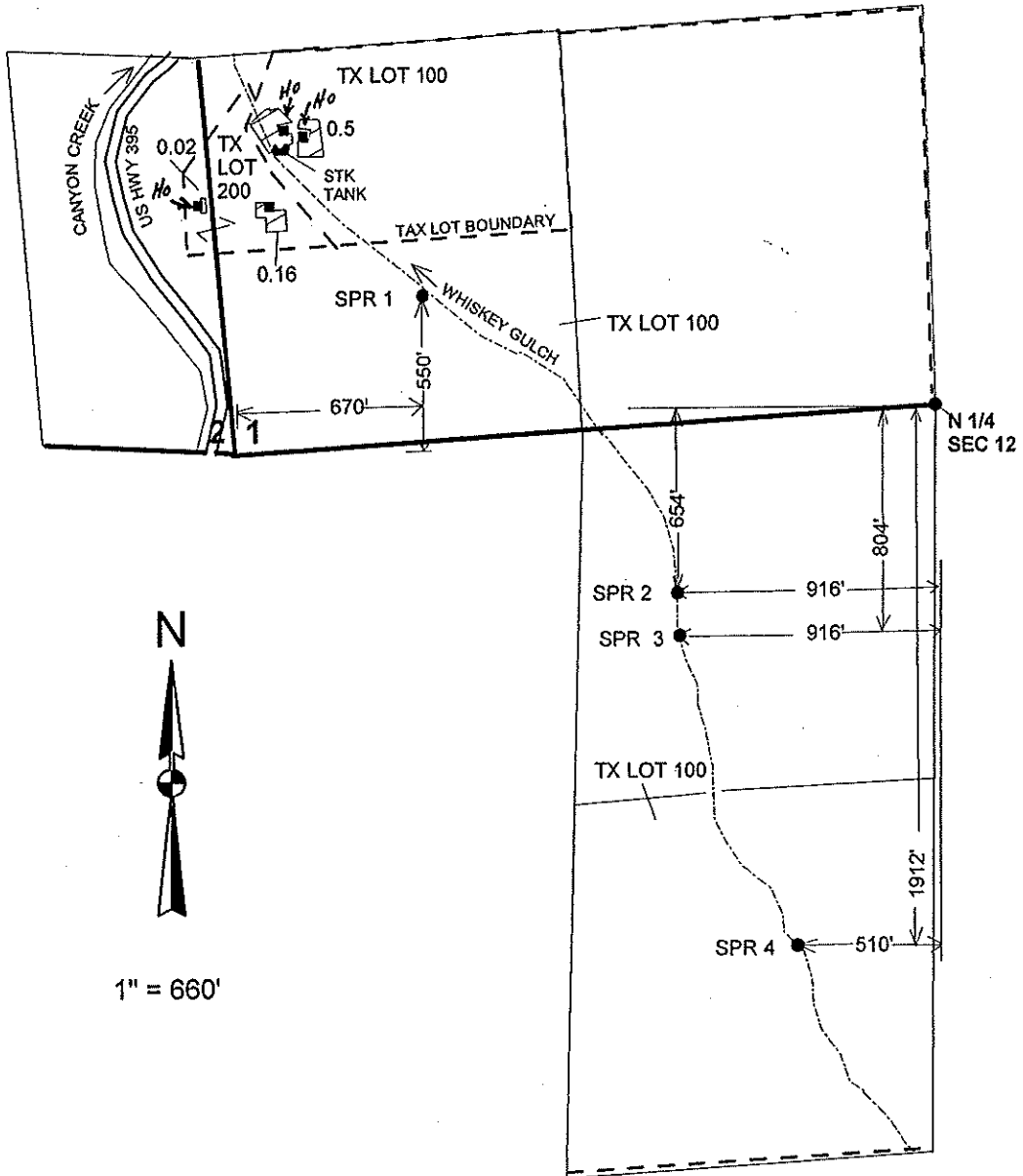
STOCK				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued JUN 06 2008

  
Phillip C. Ward, Director  
Water Resources Department

# T. 14 S., R. 31 E., W.M.



## FINAL PROOF SURVEY

UNDER

Application No. 51554 Permit No. 38896

IN THE NAME OF

Surveyed: May 8th 2003, By: J. Miller

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM OREGON

11-20-2003 JM, GPS & Aerial  
AMENDED 1/10/08 LHM





# Oregon

Theodore R. Kulongoski, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

**Date Mailed: June 6, 2008**

## NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811.

# Mailing List for Certificate

Scheduled Mailing Date:

**Application:** S-51554

**Permit:** 38896

**Certificate:** 84060

**Permit/Certificate Holder:**

RODNEY H. SMITH ✓  
PO BOX 174  
CANYON CITY, OREGON 97820

<b>Copies Mailed</b>	
by:	<u>Connie Wade</u> (STAFF)
on:	<u>JUN 06 2008</u> (DATE)

**Copies of Final Certificate to be sent to:**

1. Watermaster District 4, Eric W. Julsrud ✓
2. Data Center (include copy of map) ✓
3. Water Availability ✓
4. Vault ✓
5. file ✓

**Other persons to receive copies: (include map):**

KING WILLIAMS ✓  
PO BOX 310  
CANYON CITY, OREGON 97820

JAMES JENSEN ✓  
PO Box 658  
CANYON CITY, OR 97820

# Mailing List for Certificate

Scheduled Mailing Date:

Application: S-51554

Permit: 38896

Certificate: \*\*\*\*\*

Permit/Certificate Holder:

RODNEY H. SMITH ✓  
PO BOX 174  
CANYON CITY, OREGON 97820

## Copies of Final Certificate to be sent to:

1. Watermaster District 4, Eric W. Julsrud ✓
2. Data Center (include copy of map)
3. Water Availability
4. Vault

*s. File ✓*

## Other persons to receive copies: (include map):

KING WILLIAMS ✓  
PO BOX 310  
CANYON CITY, OREGON 97820

JAMES JENSEN ✓  
PO Box 658  
CANYON CITY, OR 97820

<b>Copies Mailed</b>	
by:	<u>Connie Vance</u> (STAFF)
on:	<u>JAN 25 2008</u> (DATE)



# Oregon

Theodore R. Kulongoski, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

**MAILED: JANUARY 25, 2008**

## NOTICE

Reference: Permit S-38896 Application S-51554

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

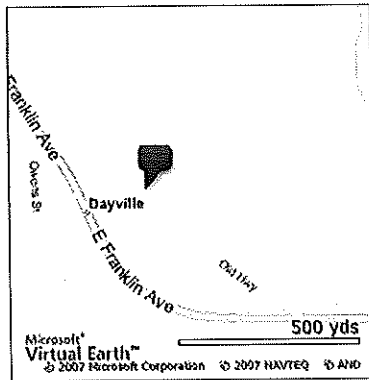
Dwight French  
Administrator  
Water Rights Division

# WhitePages.com™

search. find. connect.

1 Result matching "Rodney Smith, Canyon City, 97820"

**R Smith**  
111 Millie Way  
Dayville, OR 97825  
(541) 987-2464



Listing date Nov. 2007

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STATE OF OREGON  
 COUNTY OF GRANT  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RODNEY H. SMITH  
 PO BOX 174  
 CANYON CITY, OREGON 97820

confirms the right to use the waters of 4 SPRINGS, tributaries of Canyon Creek for DOMESTIC USE FOR THREE FAMILIES, STOCK, AND IRRIGATION OF 0.68 ACRE.

This right was perfected under Permit 38896. The date of priority is DECEMBER 17, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.04 CUBIC FOOT PER SECOND (CFS); BEING 0.02 CFS FOR IRRIGATION, 0.01 CFS FOR DOMESTIC USE, AND 0.01 CFS FOR STOCK, or its equivalent in case of rotation, measured at the point of diversion. Water to be diverted from Spring 1 when available, with any deficiency in the available supply from Spring 1 to be made up by appropriation from Springs 2, 3, and 4, provided the total quantity diverted from all sources shall not exceed 0.04 CFS.

The points of diversion are located as follows:

Spring	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1	14 S	31 E	WM	1	SW SW	550 FEET NORTH AND 670 FEET EAST FROM SW CORNER, SECTION 1
2	14 S	31 E	WM	12	NE NW	654 FEET SOUTH AND 916 FEET WEST FROM N¼ CORNER, SECTION 12.
3	14 S	31 E	WM	12	NE NW	804 FEET SOUTH AND 916 FEET WEST FROM N¼ CORNER, SECTION 12.
4	14 S	31 E	WM	12	SE NW	1912 FEET SOUTH AND 510 FEET WEST FROM N¼ CORNER, SECTION 12.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

84060

A description of the place of use to which this right is appurtenant is as follows:

DOMESTIC				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW
14 S	31 E	WM	2	SE SE

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	31 E	WM	1	SW SW	0.66
14 S	31 E	WM	2	SE SE	0.02

STOCK				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued \_\_\_\_\_

**PROPOSED**

\_\_\_\_\_  
Phillip C. Ward, Director  
Water Resources Department

20180909

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RODNEY H. SMITH  
PO BOX 174  
CANYON CITY, OREGON 97820

confirms the right to use the waters of 4 SPRINGS, tributaries of Canyon Creek for DOMESTIC USE FOR THREE FAMILIES, STOCK, AND IRRIGATION OF 0.68 ACRES.

This right was perfected under Permit 38896. The date of priority is DECEMBER 17, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.04 CUBIC FEET PER SECOND (CFS); BEING 0.02 CFS FOR IRRIGATION, 0.01 CFS FOR DOMESTIC USE, AND 0.01 CFS FOR STOCK, or its equivalent in case of rotation, measured at the point of diversion. Water to be diverted from Spring 1 when available, with any deficiency in the available supply from Spring 1 to be made up by appropriation from Springs 2, 3, and 4, provided the total quantity diverted fro all sources shall not exceed 0.04 CFS.

The points of diversion are located as follows:

Spring	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
1	14 S	31 E	WM	1	SW SW	550 FEET NORTH AND 670 FEET EAST FROM SW CORNER, SECTION 1
2	14 S	31 E	WM	12	NE NW	654 FEET SOUTH AND 916 FEET WEST FROM N <sup>1</sup> / <sub>4</sub> CORNER, SECTION 12.
3	14 S	31 E	WM	12	NE NW	804 FEET SOUTH AND 916 FEET WEST FROM N <sup>1</sup> / <sub>4</sub> CORNER, SECTION 12.
4	14 S	31 E	WM	12	SE NW	1912 FEET SOUTH AND 510 FEET WEST FROM N <sup>1</sup> / <sub>4</sub> CORNER, SECTION 12.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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A description of the place of use to which this right is appurtenant is as follows:

DOMESTIC				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW
14 S	31 E	WM	2	SE SE

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	31 E	WM	1	SW SW	0.66
14 S	31 E	WM	2	SE SE	0.02

STOCK				
Twp	Rng	Mer	Sec	Q-Q
14 S	31 E	WM	1	SW SW

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued \_\_\_\_\_.

\_\_\_\_\_  
Phillip C. Ward, Director  
Water Resources Department

# Mailing List for Certificate Scheduled Mailing Date:

**Application:** S-51554

**Permit:** 38896

**Certificate:** \*\*\*\*\*

**Permit/Certificate Holder:**

RODNEY H. SMITH  
PO BOX 174  
CANYON CITY, OREGON 97820

<b>Copies Mailed</b>	
<b>by:</b> _____	(STAFF)
<b>on:</b> _____	(DATE)

**Copies of Final Certificate to be sent to:**

1. Watermaster District 4, Eric W. Julsrud
2. Data Center (include copy of map)
3. Water Availability
4. Vault

**Other persons to receive copies: (include map):**

KING WILLIAMS  
PO BOX 310  
CANYON CITY, OREGON 97820

JAMES JENSEN  
PO Box 658  
CANYON CITY, OR 97820

STATE OF OREGON  
 COUNTY OF GRANT  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KING WILLIAMS  
 PO BOX 310  
 CANYON CITY, OREGON 97820

JAMES JENSEN  
 PO Box 658  
 CANYON CITY, OR 97820

*Rodney H. Smith  
 PO Box 174  
 Canyon City Oregon 97820*

*Arib Canyon Cr*

confirms the right to use the waters of 4 SPRINGS, for DOMESTIC USE FOR THREE FAMILIES, STOCK WATER AND IRRIGATION OF 0.68 ACRES, BEING 0.50 ACRE WITHIN TAX LOT 100 AND 0.18 ACRE WITHIN TAX LOT 200, WITHIN THE NW SW SW, Section 1 and the NE SE SE, Section 2, T 14 S, R 31 E, W. M.

This right was perfected under Permit S-38896. The date of priority is DECEMBER 17, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.037 CUBIC FEET PER SECOND; BEING 0.017 CFS FOR IRRIGATION, 0.01 CFS FOR DOMESTIC USE FOR THREE FAMILIES AND 0.01 CFS FOR STOCK WATER, WHEN AVAILABLE WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM SPRING # 1 TO BE MADE UP BY APPROPRIATION FROM SPRINGS 2, 3 AND 4; PROVIDED THE TOTAL QUANTITY OF WATER DIVERTED FROM ALL SOURCES SHALL NOT EXCEED 0.037 CFS, or its equivalent in case of rotation, measured at the point of diversion.

*0.02* *0.04* *Land 0.04*

The points of diversion are located as follows:

	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
<i>SPR</i> 1	14 S	31 E	WM	1	SW SW	SPRING 1 - 550 FEET NORTH & 670 FEET EAST FROM SW CORNER, SECTION 1
2	14 S	31 E	WM	12	NE NW	SPRING 2 - 654 FEET SOUTH & 916 FEET WEST FROM N 1/4 CORNER, SECTION 12.
3	14 S	31 E	WM	12	NE NW	SPRING 3 - 804 FEET SOUTH & 916 FEET WEST FROM N 1/4 CORNER, SECTION 12.
4	14 S	31 E	WM	12	SE NW	SPRING 4 - 1912 FEET SOUTH & 510 FEET WEST FROM N 1/4 CORNER, SECTION 12.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Application \*\*\*\*\*  
 \*\*\*\*\*

**RECEIVED**  
 JAN 10 2008  
 WATER RESOURCES DEPT  
 SALEM OREGON

*Shade shading*

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed ~~FOUR~~ <sup>4.0</sup> acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

A description of the place of use to which this right is appurtenant is as follows:

DOMESTIC							
Twp	Rng	Mer	Sec	Q-Q	Tax lot		Land owner
14 S	31 E	WM	1	<del>NW SW SW</del>	100	2 Homes	Jensen
14 S	31 E	WM	<del>1</del>	<del>NW SW SW</del>	200	1 Home	Williams

*2 SE SE*

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres	Landowner
14 S	31 E	WM	1	<del>NW SW SW</del>	100	0.50	Jensen
<del>14 S</del>	<del>31 E</del>	<del>WM</del>	<del>1</del>	<del>NW SW SW</del>	<del>200</del>	<del>0.16</del>	<del>Williams</del>
14 S	31 E	WM	2	<del>NE SE SE</del>	200	0.02	Williams

*0.66*

LIVESTOCK						
Twp	Rng	Mer	Sec	Q-Q	Tax lot	Landowner
14 S	31 E	WM	1	<del>NW SW SW</del>	100	Jensen

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

*Issued*

WITNESS the signature of the Water Resources Director, affixed \_\_\_\_\_

Phillip C. Ward, Director  
Water Resources Department

**RECEIVED**  
JAN 10 2008  
WATER RESOURCES DEPT  
SALEM, OREGON

# Mailing List for Certificate

Scheduled Mailing Date:

Application: S-51554

Permit: S-38896

Certificate: \*\*\*\*\*

Permit/Certificate Holder:

## Copies Mailed

by: \_\_\_\_\_  
(STAFF)

on: \_\_\_\_\_  
(DATE)

### Copies of Final Certificate to be sent to:

1. Watermaster District 4, Eric W. Julsrud
2. Data Center (include copy of map)
3. Water Availability
4. Vault

### Other persons to receive copies: (include map):

- 1.

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM OREGON

RECEIVED

Permit No. 38896

DEC 17 1973  
STATE ENGINEER  
SALEM, OREGON

\*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, RODNEY H. SMITH (Name of applicant)  
of P.O. Box 174 (Mailing address), CANYON CITY (City)  
State of OREGON, 97820 (Zip Code), 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 MO

1. The source of the proposed appropriation is FOUR Springs AS LISTED IN ITEM #4 (Name of stream)

a tributary of CANYON CREEK (Spring run-off)

2. The amount of water which the applicant intends to apply to beneficial use is 2.09

cubic feet per second Spring #1 895 - Spring #2 394 will (If water is to be used from more than one source, give quantity from each)

be supplemental when Spring #1 drips below 2.39 - remarks  
3. The use to which the water is to be applied is irrigation, Domestic, stock (Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
.05 cfs .03 cfs 2.01 cfs

4. The point of diversion is located \_\_\_\_\_ ft. and \_\_\_\_\_ ft. from the

corner of \_\_\_\_\_ (Section or subdivision)

Spring #1 890' N 570' E

#2 170' S and 1480' E

#3 440' S and 1615' E

(If preferable, give distance and bearing to section corner)

#4 770' S and 1670' E

being within the Spring #1 S.W.S.W Sec 1, Spring #2, 394 N.E.W. Sec 12 (Give smallest legal subdivision), \_\_\_\_\_ Tp. \_\_\_\_\_ (N. or S.)

R. 31 W. M., in the county of Grant

5. The pipe line (Main ditch, canal or pipe line) to be 2000 ft (Miles or feet)

in length, terminating in the S.W. S.W of Sec. 1, Tp. 14 S (Smallest legal subdivision) (N. or S.)

R. 31 E W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

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,

rock and brush, timber crib, etc., wasteway over or around dam)

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

(c) If water is to be pumped give general description Gravity (Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

\* A different form of application is provided where storage works are contemplated. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

Canal System or Pipe Line—

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

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

(c) Length of pipe, 2500 ft.; size at intake, 1 1/4 in.; size at 2000 ft. from intake 3/4 in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, ..... ft. Is grade uniform? ..... Estimated capacity, ..... sec. ft.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
145	31 E	1	SW SW	2
			SW SW	stock
			" "	Domestic

(If more space required, attach separate sheet)

(a) Character of soil Sandy loams with rocks

(b) Kind of crops raised Orchard & lawn

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.

(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. ....

Tp. ...., R. ...., W. M. ....

(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. ....

(h) The use to which power is to be applied is .....

(i) The nature of the mines to be served .....

10. (a) To supply the city of 3 Homes  
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 3

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

11. Estimated cost of proposed works, \$ 2000

12. Construction work will begin on or before April 1, 1974

13. Construction work will be completed on or before as soon as possible APRIL 1, 1975

14. The water will be completely applied to the proposed use on or before Pass. by JUNE 1, 1975

Robert A. Smith  
(Signature of applicant)

Remarks:

From #2 as springs deep below ~~at~~ the next will be used so each spring supplemental to the other.

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

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

RECEIVED  
APR 24 1974  
STATE ENGINEER  
SALEM, OREGON

In order to retain its priority, this application must be returned to the State Engineer, with  
actions on or before June 4, 19 74  
September 25

WITNESS my hand this 3rd day of April, 19 74  
25th July

RECEIVED  
SEP 17 1974  
STATE ENGINEER  
SALEM, OREGON

CHRIS L. WHEELER  
STATE ENGINEER  
By Wayne J. Overcash  
ASSISTANT



PERMIT

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

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.07 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from 4 springs. Water to be diverted from spring No. 1 when available with any deficiency in the available supply from spring No. 1 to be made up by appropriation from springs No's 2, 3 and 4 provided that the total quantity diverted from all sources shall not exceed 0.07 c.f.s.

The use to which this water is to be applied is for domestic use for three families, stock and irrigation, being 0.01 c.f.s. for domestic, 0.01 c.f.s. for stock and 0.05 c.f.s. for irrigation.

If for irrigation, this appropriation shall be limited to 1/40th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season of each year.

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 December 17, 1973

Actual construction work shall begin on or before December 9, 1976 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977  
Extended to Oct. 1978

Complete application of the water to the proposed use shall be made on or before October 1, 1978...

WITNESS my hand this 9th day of December, 1975

*James P. [Signature]*  
STATE ENGINEER  
WATER RESOURCES DIRECTOR

Application No. 51554  
Permit No. 38896

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, in the 17th day of December, 1973, at 8:00 o'clock A.M.

Returned to applicant:

Approved:

Recorded in book No. 38896 of Permits on page

STATE ENGINEER

Drainage Basin No. 6 page 10  
Fees \$50

July 20, 2000

**RECEIVED**

JAN 10 2008

FINAL PROOF SURVEY REPORT A # 51554, P # 38896

WATER RESOURCES DEPT

SALEM, OREGON

I conducted this survey today with the King Williams, landowner of tax lot 200 within T 14 S, R 31 E, NW SW SW Sec 1., tax lot is mostly on the west side of Whiskey Gulch. William's phone # 541-575-0597.

Jim Jensen is the land owner of tax lot 100, within T 14 S, R 31 E, N ½ of SW SW, Sec 1, this is mostly on the East side of Whiskey Gulch.

USA owns the S ½ of the SW SW, Sec 1, all the SE SW, of Sec 1 and all of Section 12.  
The springs are on USA land.

This permit covers the domestic use for 2 homes on tax lot 100, Jensen's tax lot, and 1 house on tax lot 200 which is William's tax lot.

*how determined?*

The sources for this permit are **four** springs, tribs of Canyon Creek. These springs are in a draw called Whiskey Gulch, which is identified on the John Day. 7 ½ min quad map.

Spring # 1 is located in the South ½ of the SW SW Sec 1 and is in the bottom of the draw. At the spring is a very small rock catch basin that collects the spring water. The water is diverted into a 1½ inch steel pipe. The pipe, which is mostly buried, carries the water down (north) to the collection structure.

Spring # 2 - This is in the bottom of Whiskey Gulch draw. Here there is a dug out area over the spring, 5 x 5 x 8 feet deep. This is sealed with a cement mixture on the side walls. They have 3" steel pipe carrying water into this dug out area from Springs 3 and 4 and a 3" steel pipe near the bottom, diverting water out, to the north, downhill.

Spring # 3,- I could not identify on the ground where the spring was. Mr. Williams showed me the area where he believed the previous land owner, Rodney Smith, name the permit is in, laid perforated pipe to collect water and discharges into the 3" steel pipe.

Spring # 4. At this location there is a area Mr. Williams identified as the location of the spring. There is no sign of any spring here. He believes they have perforated pipe buried collecting the spring water, diverting into a 3" steel pipe. This is the top spring. (The most south).

A 3" steel pipe from spring # 4 is partially buried and part above ground. This is laid downhill (North) to spring area # 3, collecting additional water and continues on down the hill to spring # 2. At spring # 2, the water from the 3" pipe dumps into a dug out structure built over the top of spring # 2. The outlet from the structure, (over the top of spring # 2) is 3" pipe. The pipe continues on down the hill (North) another 1/10 of a mile. Here they have a valve, in line, to release the water back into the draw, or leave it in the line. At this location the 3" is reduced to 1 ½ inch steel, continuing on down the hill to the storage structure. (On this day the in line valve

was releasing the water back into the draw). On down the draw a 1/10 of a mile is spring # 1. The spring most north.

On this day, only spring # 1 water was delivered to the storage structure. The storage structure is a concrete reservoir. The line carrying water from springs 2, 3 and 4 ends at the storage reservoir. The land owners use spring 1 first and if there is not enough water they use the other 3 springs.

From the storage structure, (Williams said this held 1500 gallons) 1 inch pipe tees, delivering water to 4 homes. Only 3 may be allowed. They have a 1 ½ inch over flow from the reservoir. The overflow goes back into the draw.

Another 100 feet down the draw there is a small in channel pond. The pond is 8 foot in diameter and 1 ½ feet deep max. On the north end of the pond is a small dam 2 feet high. There is a 3" plastic pipe that carries the overflow from the reservoir. The pipe empties into a 50 gallon drum standing on end in the bottom of the draw. The over flow from the 50 gallon drum goes back into the draw.

From the 50 gallon drum there is a 2" black hose use to irrigate a lawn and garden area for Jensen's rental house which is 120' by 110' in area. There is a stock tank at the rental house too.

The lawn at Jensen's residence is 1/4 of an acre ± measuring 140' by 100 wide on the south end and 75' wide on the north end, and irrigates with garden hose and lawn sprinklers.

Irrigation for the other 2 homes, which are Williams' is with spigots outside the homes, connecting garden hose and lawn type sprinklers.

King's lawn is 75 x 75 in the back yard and 50 by 30 on the west side of the house.

Irrigation at King's rental trailer is 10' by 40 foot

Use is domestic use for 4 homes, and irrigation and stock water. The permit is domestic for 3 homes, irrigation and stock water.

Under SB 1030, the water users are allowed to move the use around to which homes they want to serve, as long as they do not go over the # allowed by the permit. King Williams new home was constructed in 1994 - 1995. He stated the lawn area at this home has been irrigated by the c-date on the permit.

He wants his new home to be included with the cert and the trailer to be left off if only 3 domestics are allowed, as two domestics are Jensen's.

The trailer, which is William's rental is on the west side of the section line dividing section 1 and 2.

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM OREGON

William's new home is about 200' east of the section line dividing section 1 and 2, on tax lot 200.

Irrigation at the trailer is included with the proposal.

Tie: 395 and driveway to these homes.

Aerial NAPP 7016 103 EC LO and John Day Quad map.

Used GPS unit to locate the springs # 1 and 2, collection box, and homes. The GPS would not read at Spring # 3 and 4.

June Miller

Field Inspector

This need assigned to Jensen and Williams.

Surveys off from county assessors maps and GLO maps.

notes: trailer was on the lot in 1972- this is William's now.

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The permit had an extension of time till 10/1/1982..

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SALEM, OREGON

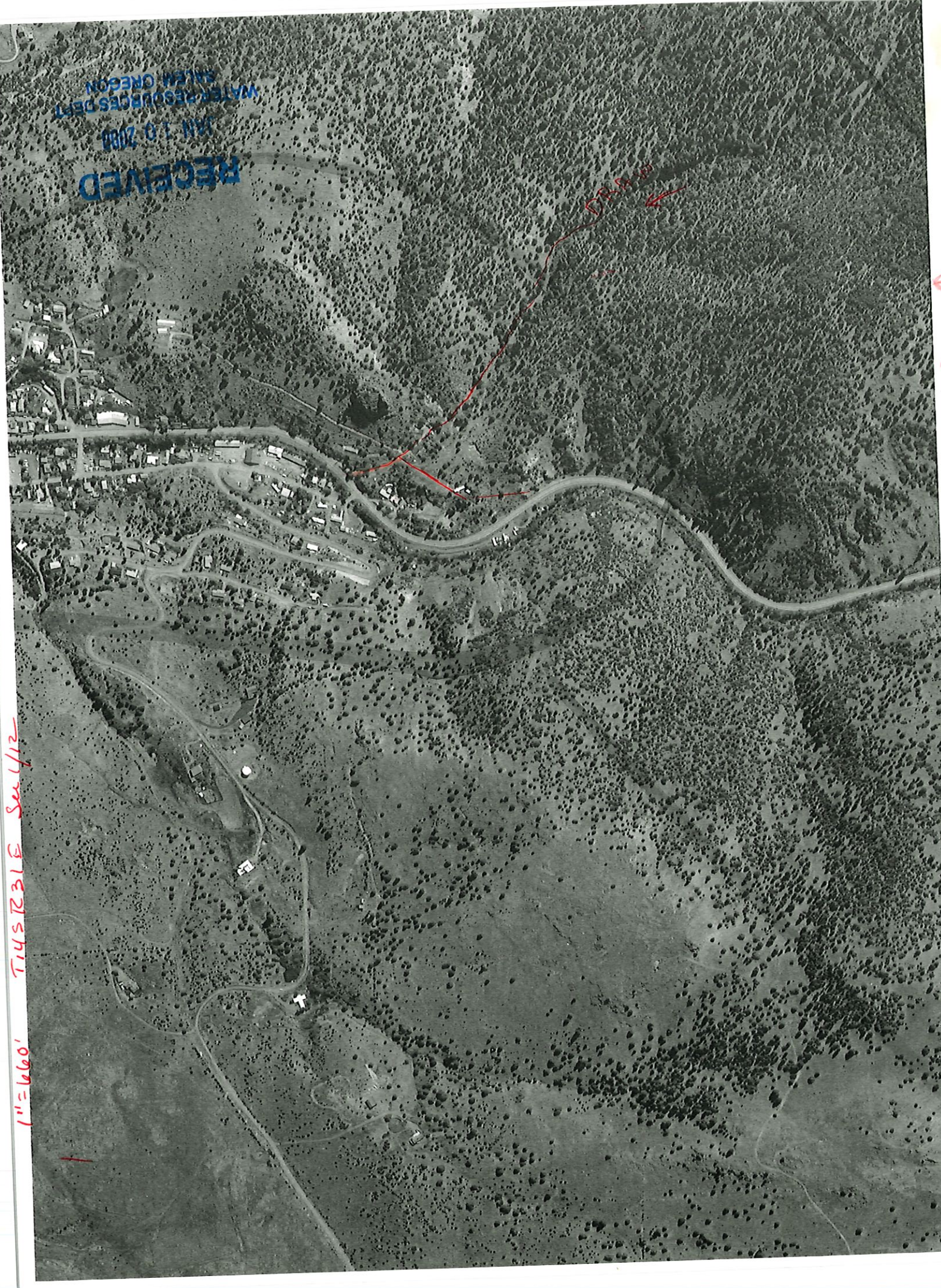
WATER RESOURCES DEPT  
SALEM OREGON

JAN 10 2008

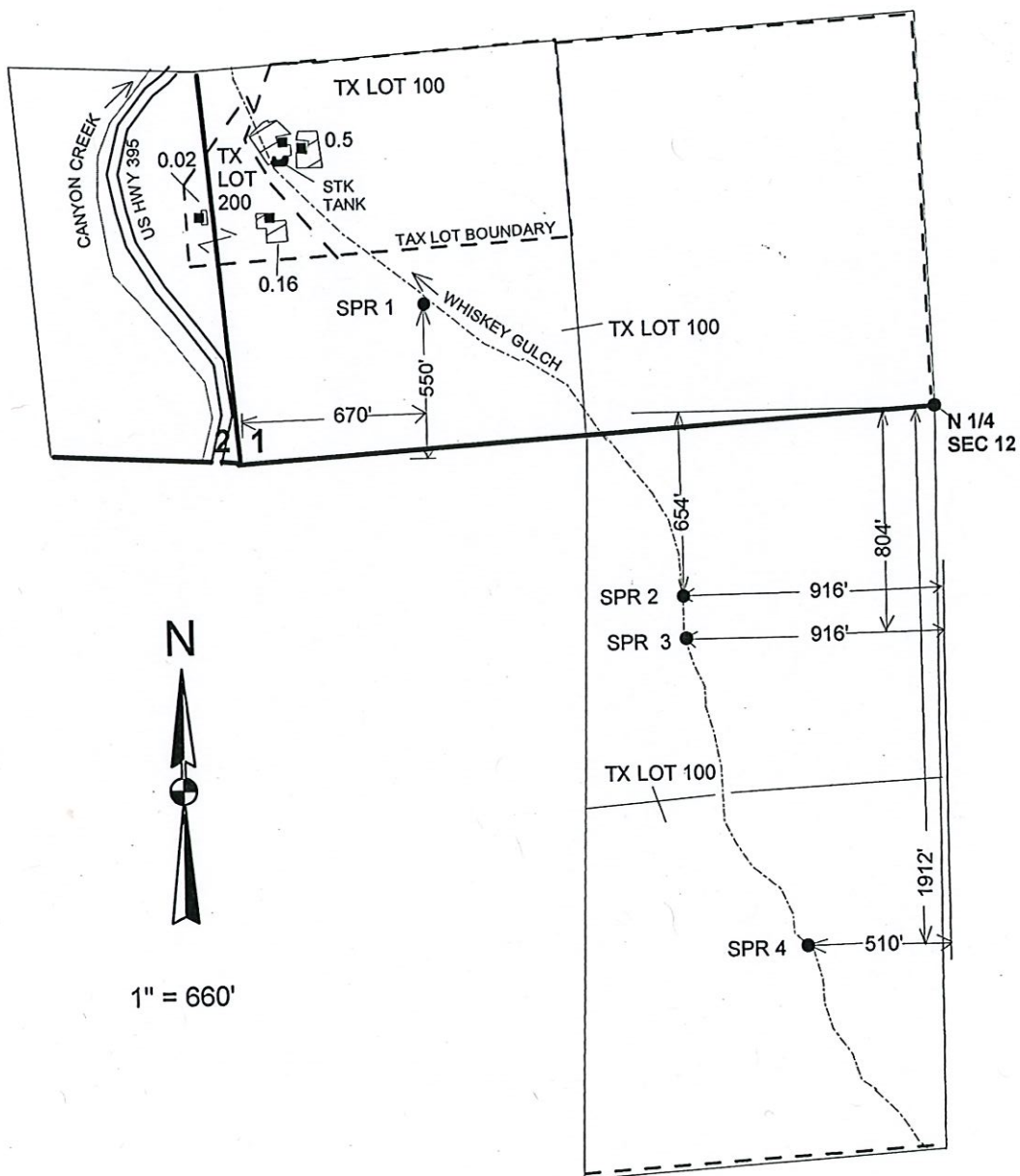
RECEIVED

TR-330

1" = 160' TR-330E Sec 1/2



# T. 14 S., R. 31 E., W.M.



1" = 660'

## FINAL PROOF SURVEY

UNDER

Application No. 51554 Permit No. 38896

IN THE NAME OF

Surveyed: May 8th 2003, By: J. Miller

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM OREGON

11-20-2003 JM GPS & Aerial

*Superseded 1/11/08 JMW*

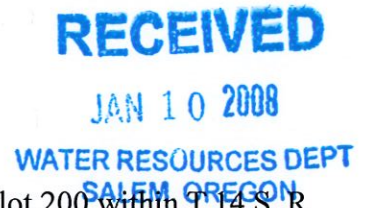
Send State Eng

Filing Fee 15.00  
Recording 19.50  
RECEIVED \$ 34.50

DEC 17 1973  
STATE ENGINEER  
SALEM, OREGON

July 20, 2000

FINAL PROOF SURVEY REPORT A # 51554, P # 38896



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The trailer, which is William's rental is on the west side of the section line dividing section 1 and 2.

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JAN 10 2008  
WATER RESOURCES DEPT  
SALEM OREGON

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Field Inspector

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The permit had an extension of time till 10/1/1982..

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JAN 10 2008  
WATER RESOURCES DEPT  
SALEM, OREGON

Smith  
RR1 Bx 62  
Baker City 97814  
address in assessor's office  
no phone in dir. asst.  
9/2/92

INSTRUCTIONS  
ON BACK of  
Map

NDP  
279-82  
13445, 31E  
41023-279 82

# Abstract of Permit No. 38896

Application No. 51554

Certificate No.

Name Rodney H. Smith  
Address P. O. Box 174  
Canyon City, OR

523-7969  
~~575-8831~~

OWN SEARS  
Catalog STORE  
see him there

Source of water supply Four Springs, trib., Canyon Creek

Use Domestic use for three families, stock and irrigation

(Marie Lane owner  
9/2/92 of Sears)

Point of diversion #1; 890' N & 570' E, #2; 170' S & 1480' E, #3; 440' S & 1615' E, #4; 770' S & 1670' from SW c., s.1, being within #1; SW $\frac{1}{2}$ SW $\frac{1}{2}$  s.1, #2-#4; NE $\frac{1}{2}$ NW $\frac{1}{2}$  s.12, T.14 S.,

Number of acres R.31 E., W.M.; Grant County

2.0

## DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
14 S	31 E	1																	
													D&S						
													2.0						

Water to be diverted from Spring No. 1 when available with any deficiency in the available supply from Spring No. 1 to be made up by appropriation from Springs No.'s 2, 3, and 4; provided that the total quantity of water diverted from all sources shall not exceed 0.07 c.f.s.

Priority date December 17, 1973

Amount of water 0.07 c.f.s., being 0.01 c.f.s. for domestic and 0.01 c.f.s. for stock and 0.05 c.f.s. for irrigation

Time limit to begin construction 12-09-76

Time limit to complete construction 10-01-77 extended to extended to

Time limit to completely apply water 10-01-78 extended to extended to

Remarks: Limitations: 1/40<sup>th</sup> c.f.s., 4 a.f.

Canyon Creek Misc. 2A Basin 6, Volume 2A

None  
575-0597  
K. Williams  
575-1814 William  
Jim Jensen  
575 2911  
Rod And Sandra

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM, OREGON

WR2 Forest Products  
west 575-0398

King William  
est of Jim  
fill  
12/1/82  
purchased from Smith  
3-4 years. Early 1982  
Wash on 1/1/82

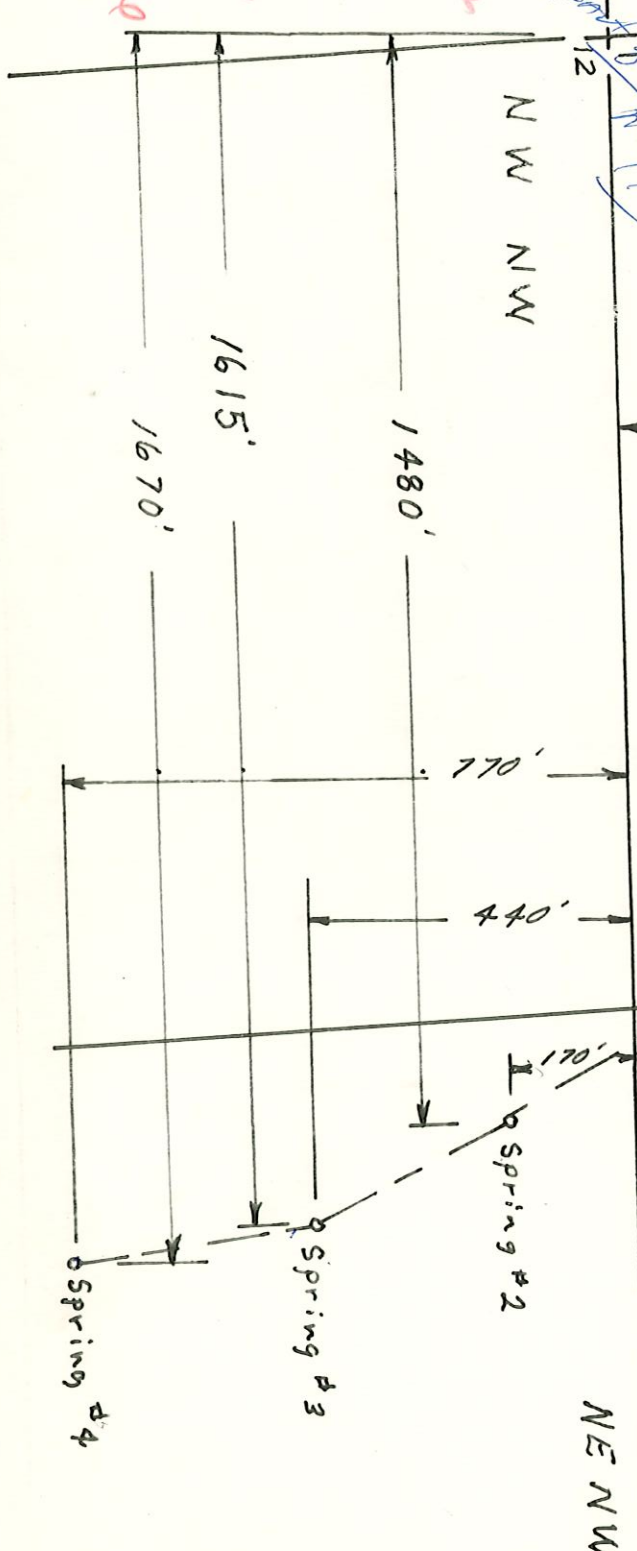
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JAN 10 2008  
WATER RESOURCES DEPT  
SALEM, OREGON

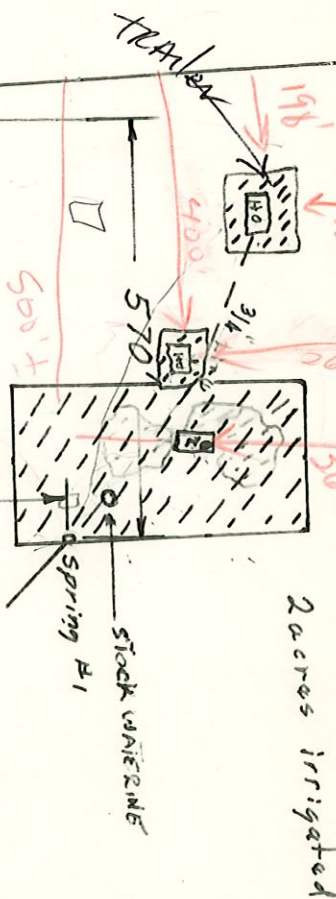
trv/lot 800

CB 2301  
800

*Williams 1/4S  
Home  
2 House  
800  
29  
286*



*820-3548  
person  
owner  
indian-ai  
same*



RECEIVED

APR 24 1974

STATE ENGINEER  
SALEM, OREGON

RECEIVED

SEP 17 1974

STATE ENGINEER  
SALEM, OREGON

RECEIVED

DEC 17 1973

STATE ENGINEER  
SALEM, OREGON

*5" = 1/4 mi*

*1/2 = 132  
3/4 = 198  
1 = 264*

20" = 1 mile



Application No. 51554

Part N 38896

SE SW

Water Right for Rodney Smith  
Seal T. 14S. R. 31E. W.M.  
Grant Co.

June Miller

A# 51554 P# 38896

Spring #4 N 44.00.000'  
W 120' 56.250'

pey pipe laid in area -  
collects into 3' steel.  
(cannot see any flow)

Spring #3 Unidentified area - pey pipe laid - collects in  
3" steel teed into from  
water fr Sp#4. (no flow)  
to see all buried

Sp# 2 N 44.22.613'  
W 118.56.828'  
elev 4110

5x3x8' deep collection tank -  
dug out + concrete on side  
walls.

3" in fr Sp 423 - 3"  
out of est 2 gpm.  
~~elev 3674'~~ -

Sp#1 - 7/10 mi fr #4 +  
N 44° 22.737'  
W 1180 56.880'  
3751 elevation

small rock catch basin  
1 1/2" steel buried to  
storage structure.

Storage structure.  
N 44° 22.768'  
W 118° 56.935'  
elev 3424'

made w/ concrete  
1 1/2" in a 1 1/2" overflow pipe.  
1" pipe buried to 3 hours.

overflow from storage into draw w/ small pond -  
Buldy in system, irrigation.

N 44° 22.783'  
W 118° 56.963'  
3420' elevation.

2" Black plastic, 50 gal drum  
standing on end.  
to lawn/garden - Jensen's  
rental.

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SALEM, OREGON

Apprx locations for NW SWSW

house 1 200' E, 130' N

house 2 400' E 260' N

house 3 500' E 260' N

1 irrigation for big lot on App map  
Apprx 650' along on East side.

maybe ~~NO-~~

seems off; to be one house on 1/4 lot 200-  
williams

& 2 houses on 1/4 lot 100 =  
Jensens

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WATER RESOURCES DEPT  
SALEM, OREGON

P 38896

King Williams house site  
CITY park area (Northside)

N  $44^{\circ} 22.796'$

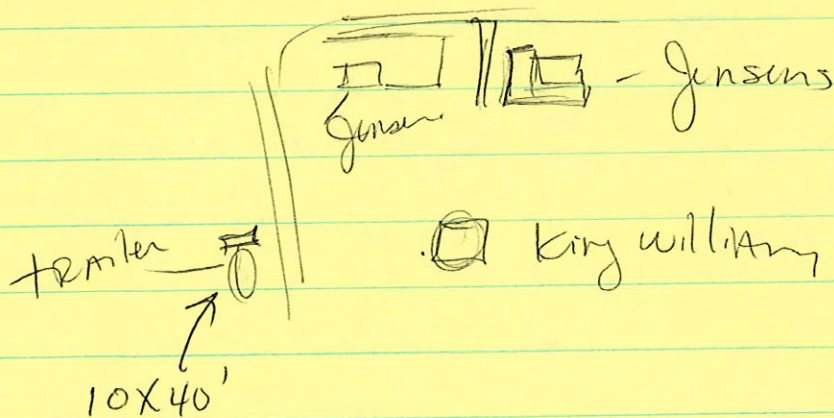
W  $118^{\circ} 57.031'$

3369' elev.

.9/10 mi from sp # 4

lawn 75 x 75  
50 x 30

Jensens - & King has spigots for irrigation  
lawn & garden areas around house.



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WATER RESOURCES DEPT  
SALEM, OREGON



# Oregon

John A. Kitzhaber, M.D., Governor

**Water Resources Department**

Watermaster  
Grant County Courthouse  
201 S. Humbolt St., Suite 180  
Canyon City, OR 97820  
(541) 575-0119

July 27, 2000

King Williams  
PO Box 310  
Canyon City, Oregon 97820

Reference: Water Right permit 38896

Dear King Williams:

Thank you for meeting with me last week and showing me the springs associated with the above referenced water right permit.

As we discussed, the permit is in the name of Rodney H. Smith. As land owners of the land this permit is pertinent to, you and Mr. Jensen need to file an assignment form to put the permit in your names.

I am sending you a copy of the permit and the application map, along with an assignment form. This needs to be completed and submitted to our Salem office along with the necessary fees. Their address is on the bottom of the assignment form.

If you have any questions, please call me.

Sincerely,

June Miller  
Field Inspector

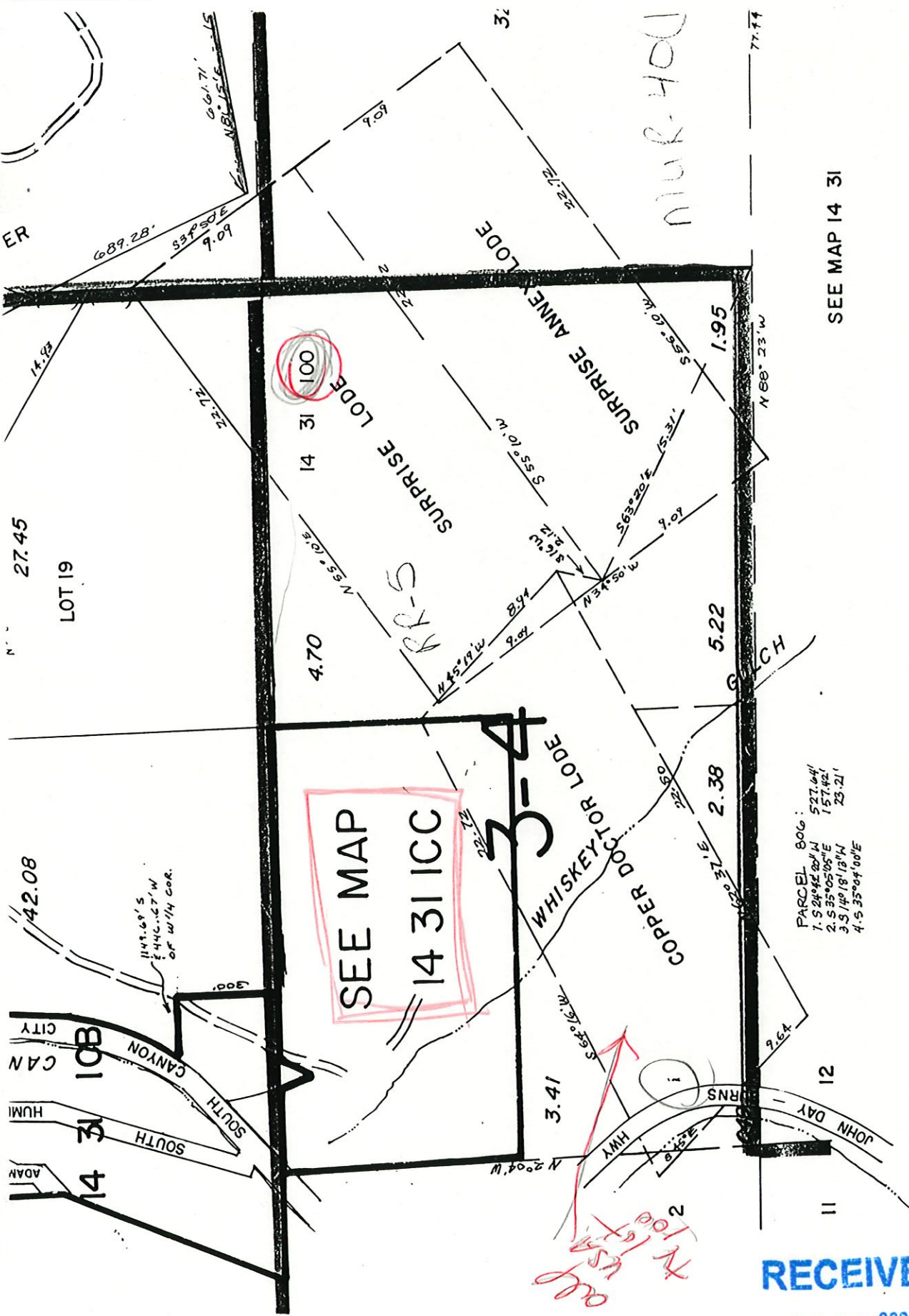
cc: Jim Jensen

**RECEIVED**

JAN 10 2008

WATER RESOURCES DEPT  
SALEM, OREGON





SEE MAP 14 31

T14S R31E Sec 1

SEE MAP  
14 31 ICC

PARCEL 806:  
 1. S 24° 42' 00" W 527.04'  
 2. S 35° 02' 10" E 157.42'  
 3. S 14° 18' 18" W 23.21'  
 4. S 35° 04' 00" E

all  
 to  
 use  
 for  
 2

RECEIVED

MAY 10 2000

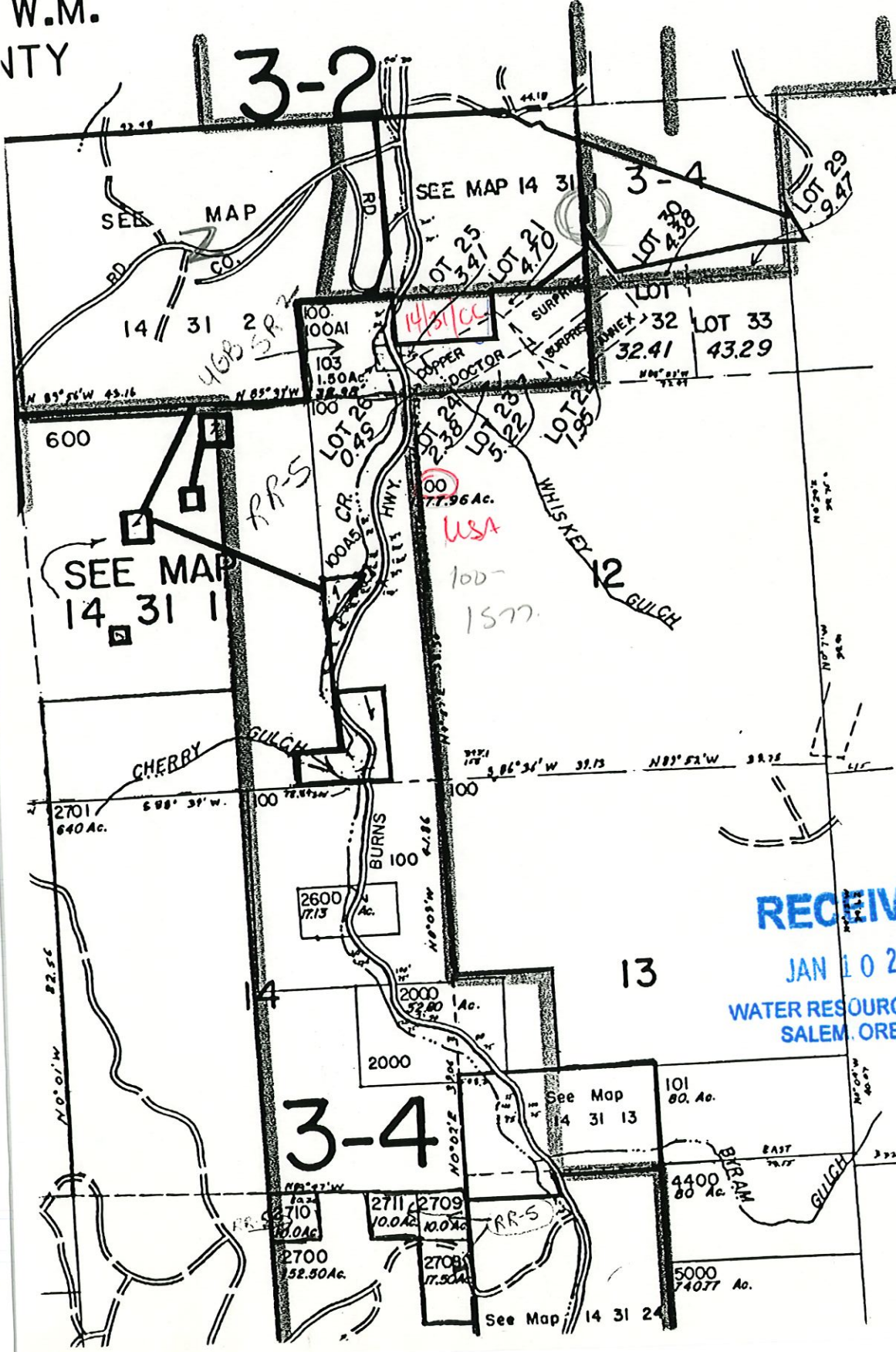
WATER RESOURCES DEPT  
SALEM, OREGON

W.M.  
VTY

T14S R31E

Sec 1  
100-USA

14 31  
& INDEX



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  - 608
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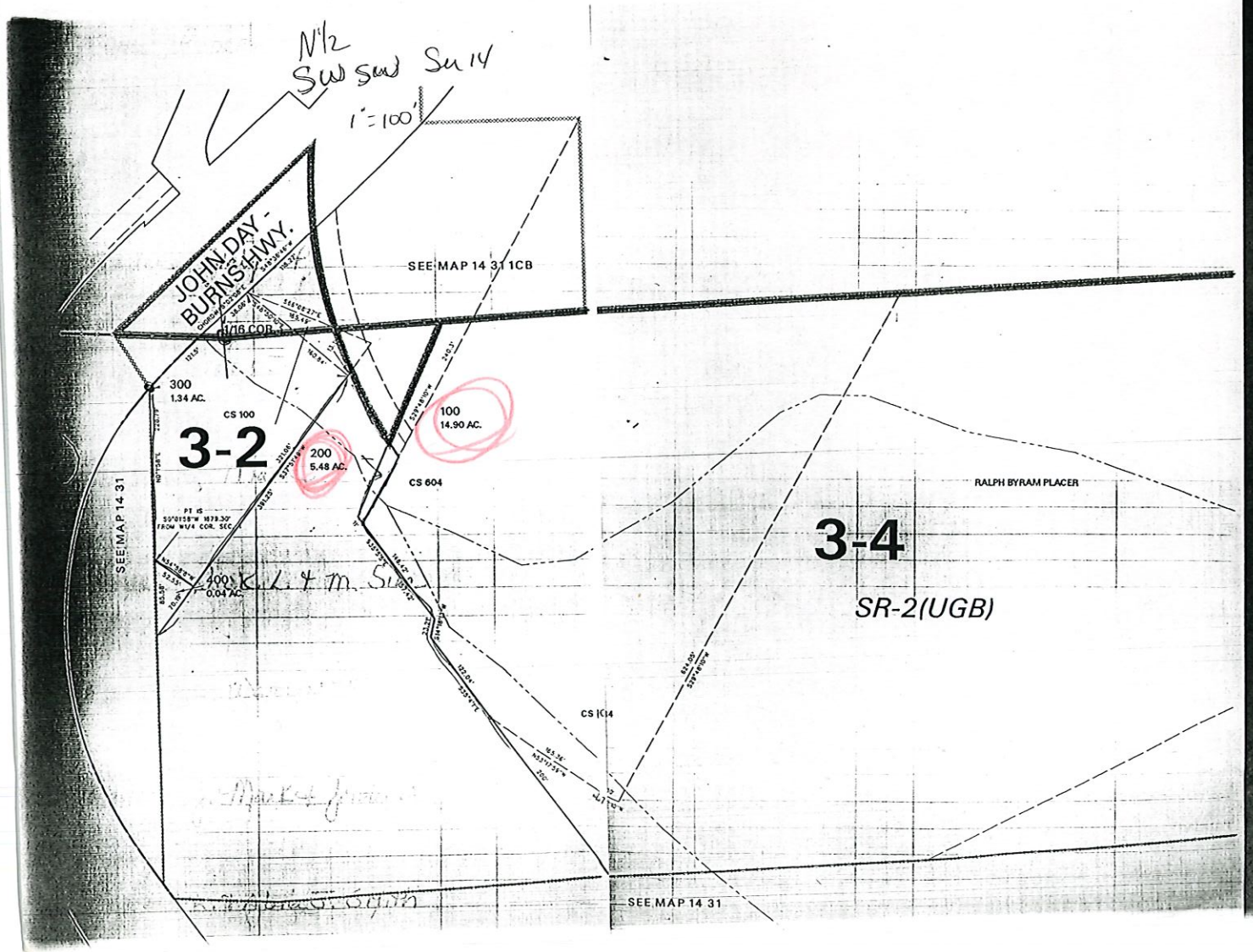
SEE MAP 14 32

See Map 14 31 24

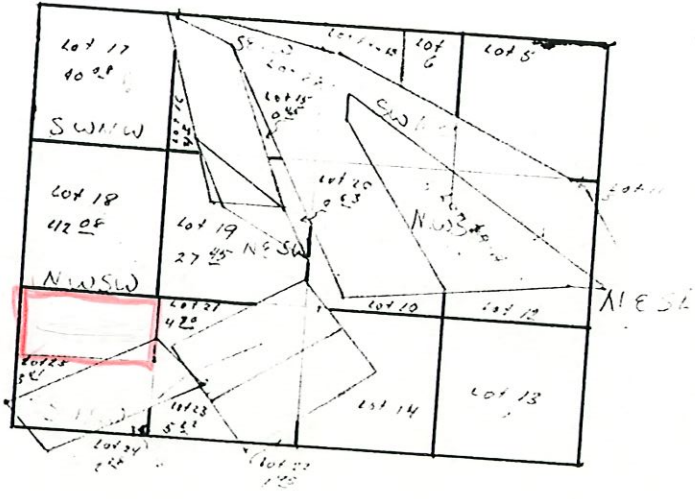
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SALEM, OREGON

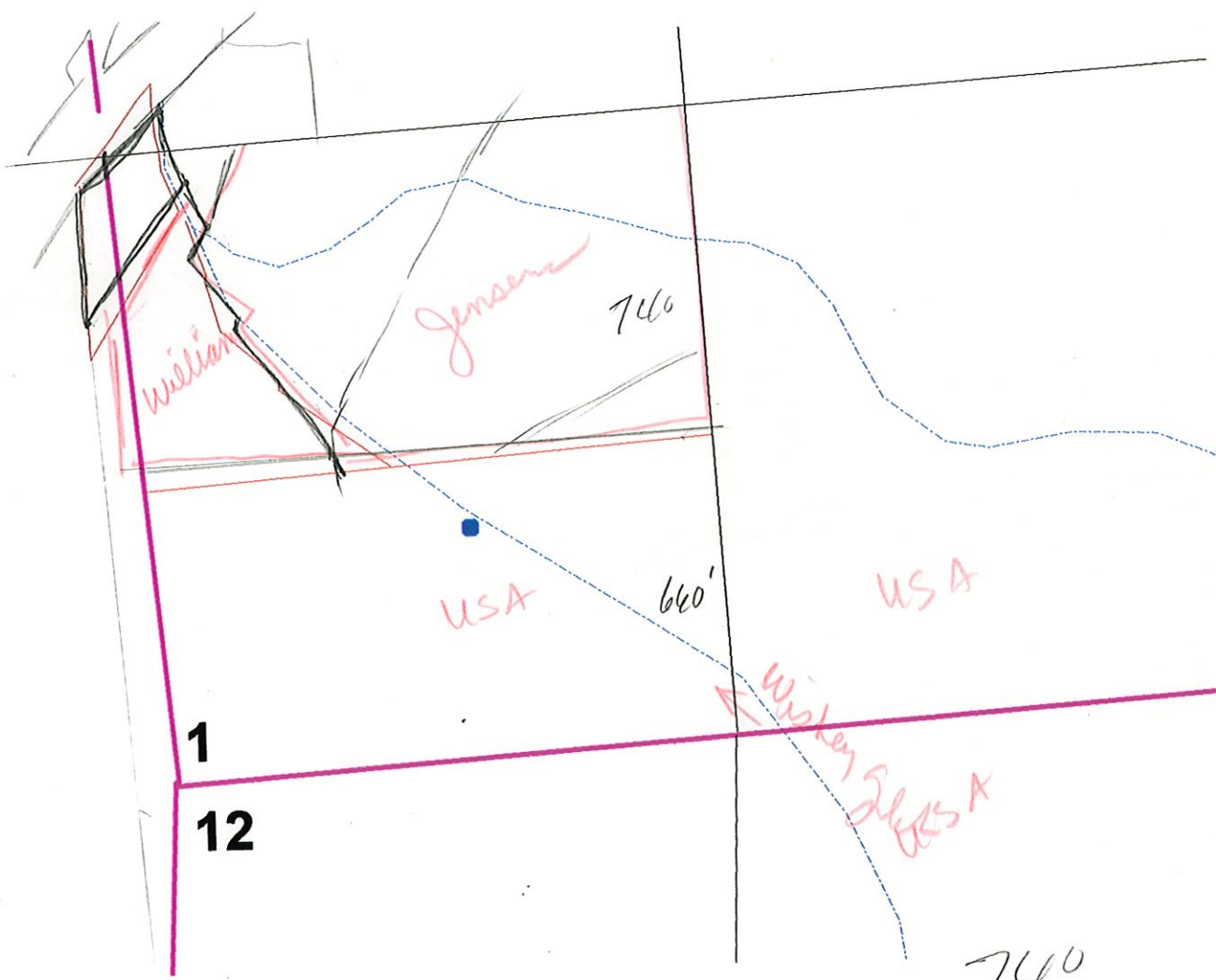


14/31/1



**RECEIVED**  
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SALEM, OREGON

14/31/1



740
660
<hr/>
1400'

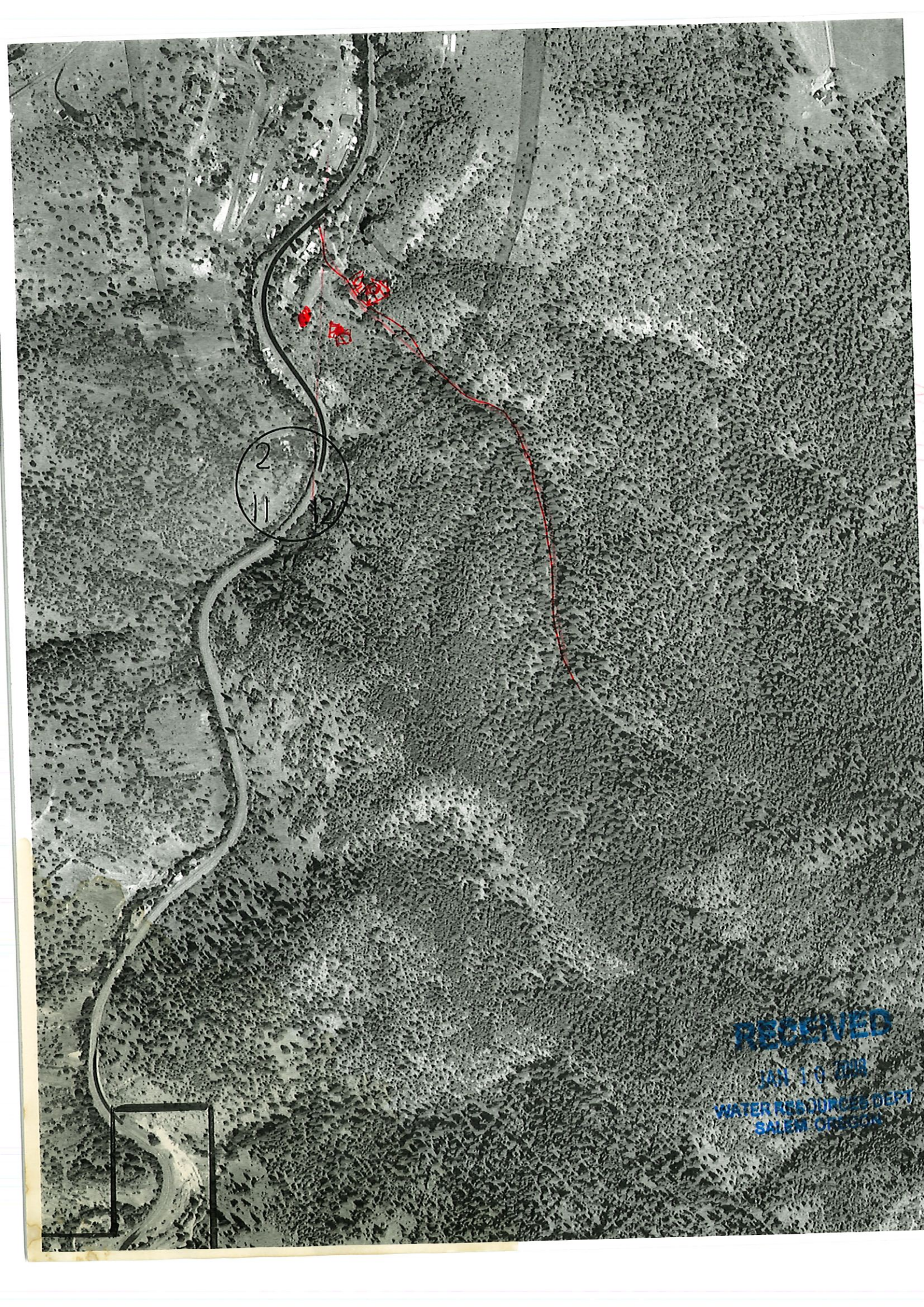
1"=400'

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 SALEM OREGON



**RECEIVED**  
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WATER RESOURCES DEPT  
SALEM OREGON





2  
11  
12

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SALEM OREGON

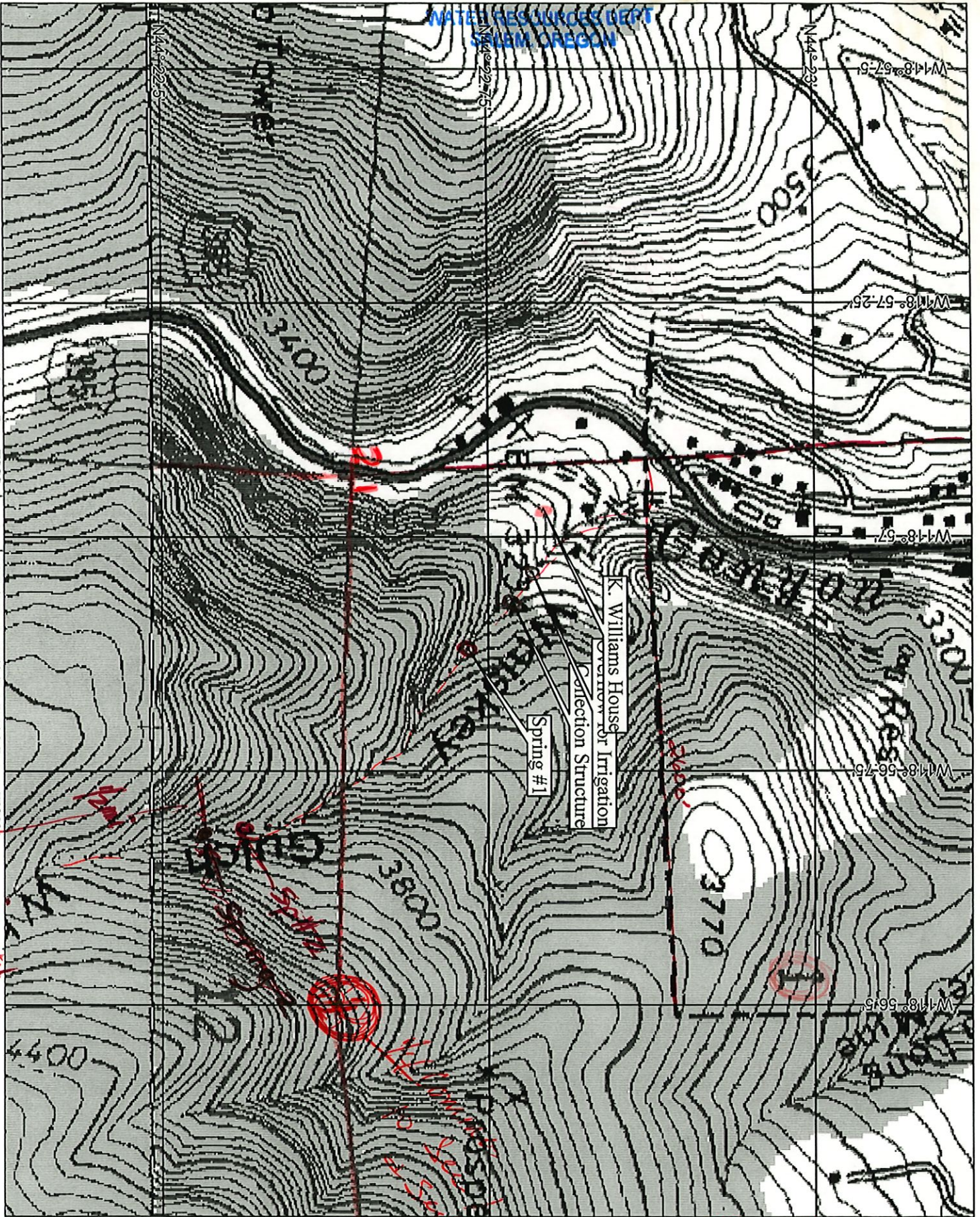
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JAN 10 2008

WATER RESOURCES DEPT  
Salem Oregon

3-D TopoQuads Copyright © 1999 Delorme Yarmouth, ME 04096 Source Data: USGS

250 ft Scale: 1:7,200 Detail: 140 Datum: WGS84



Spring #1  
Spring #2

145 R31 SW 1/2

Carrigan Mt topo  
1" = 660'



- 100 - Jensen, James
- 200 - Williams, King & Barbara
- 300 - Edmundson, Tom F + Elma
- 400

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

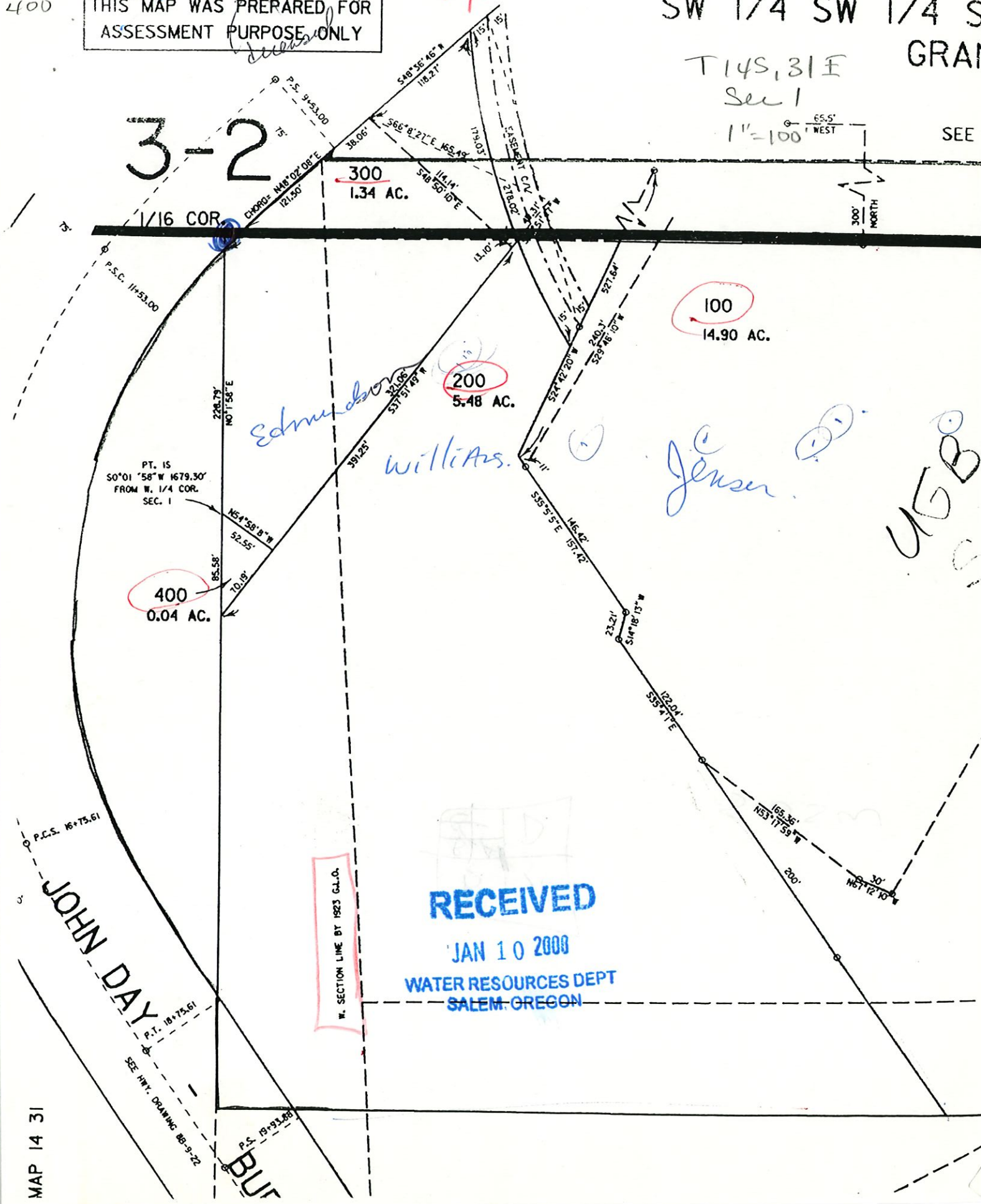
*N 1/4 SWSW Sec 1*

SW 1/4 SW 1/4 S  
T14S, 31E  
Sec 1  
GRAI

3-2

1" = 100'

SEE



W. SECTION LINE BY 1923 G.L.O.

**RECEIVED**  
JAN 10 2000  
WATER RESOURCES DEPT  
SALEM, OREGON

JOHN DAY

4580

# JOHN DAY - BURNS HWY.

## 3-2

SEE MAP 14 31 1CB

14 31 CC

*Jensen*

*Williams*

CHORD  $8^{\circ}02'08''$ E  
 $38.06'$   
 $548^{\circ}56'46''$ W  
 $118.27'$

1/16 COR

300  
1.34 AC.

CS 100

100  
14.90 AC.

200  
5.48 AC.

CS 604

500  
1.16 AC.

PT IS  
 $50^{\circ}01'58''$ W 1679.30'  
FROM W 1/4 COR. SEC.

400  
0.04 AC.

SEE MAP 14 31

CS 1084

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SALEM, OREGON

$N12^{\circ}04'$ W

$N0^{\circ}15'58''$ E  
 $228.79'$

$N54^{\circ}58'18''$ W  
 $52.55'$   
 $85.58'$   
 $70.19'$

$S49^{\circ}50'10''$ E  
 $165.49'$   
 $S49^{\circ}50'10''$ E  
 $165.49'$

$S37^{\circ}51'49''$ W  
 $391.23'$   
 $S37^{\circ}51'49''$ W  
 $321.06'$

$S68^{\circ}08'27''$ E  
 $165.49'$   
 $S29^{\circ}18'10''$ W  
 $240.3'$

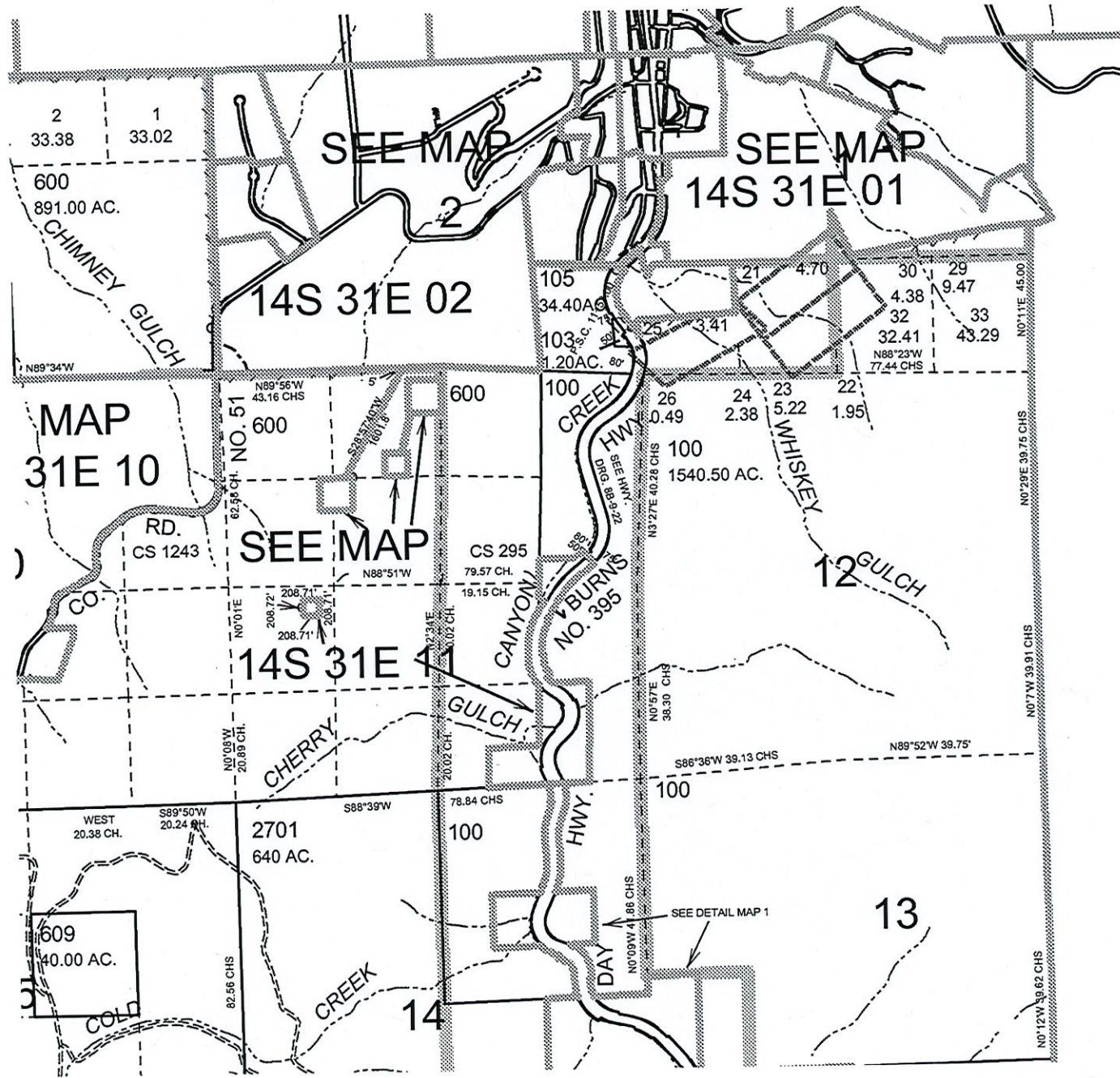
$S35^{\circ}59'59''$ E  
 $146.42'$   
 $S35^{\circ}59'59''$ E  
 $157.42'$

$S14^{\circ}18'13''$ W  
 $23.21'$

$S35^{\circ}41'17''$ E  
 $122.04'$

$N53^{\circ}17'59''$ W  
 $165.36'$   
 $200'$

$N67^{\circ}12'10''$ W  
 $30'$



**RECEIVED**

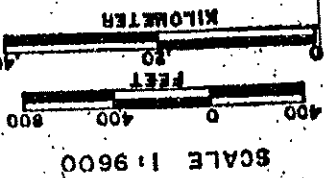
JAN 10 2008

WATER RESOURCES DEPT  
SALEM, OREGON

SECTION 14S R31E WM  
GRANT COUNTY

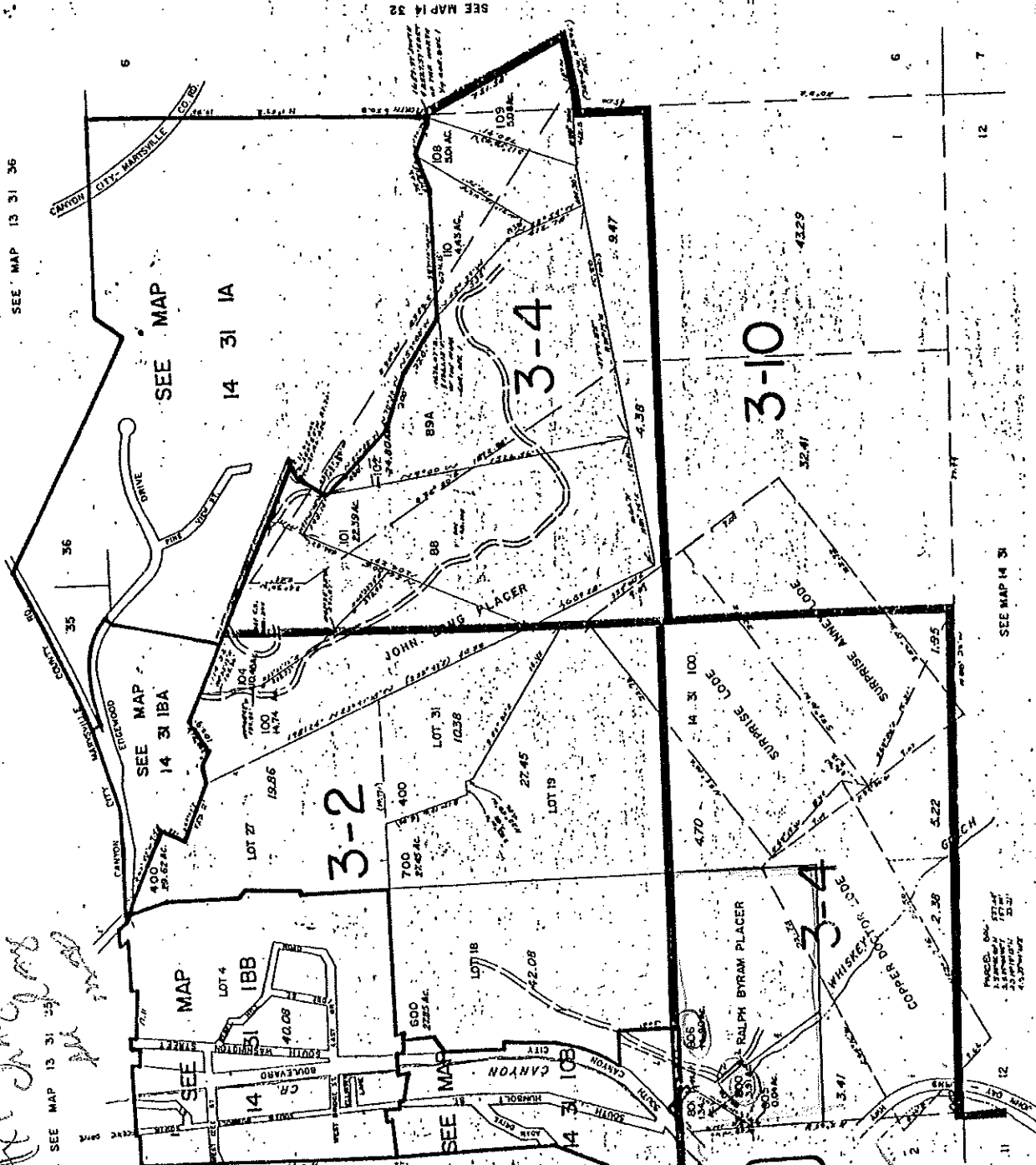
1" = 400'

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WATER RESOURCES DEPT  
SALEM OREGON

*Western - Renter of lot from Smith*

*See...*

*See...*

*See...*

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JUL 31 2008

8/6/97  
Per Williams

Settling Tank - Res (1500 gallons)  
stor

overflow from Res.  
pond H<sub>2</sub>O - HORSES 2

1 1/4 mL Steel for sp. Bay to.

Tree off to of home.

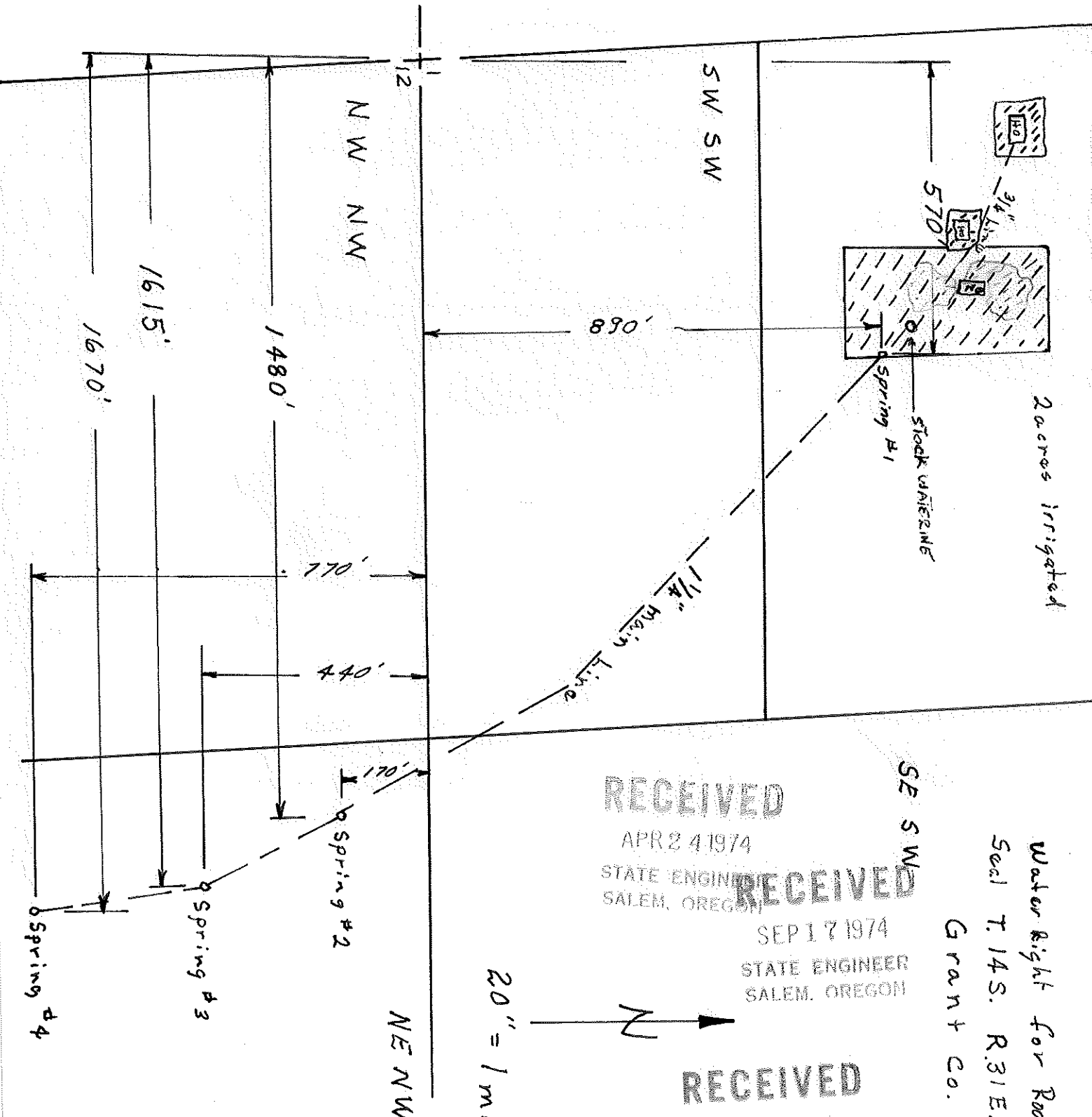
King Williams in 8/6/97 - w/m office for other info.  
questioned him on P# 38896 which  
he is a property owner of 2 homes on tray lot  
800 + Jensen owner of 2 homes on tray  
lot 806.

20 scale

10" → 1320

7" → ~~X~~ 924"

1" = 132'



Application No. 51554  
 Permit No. 38896

RECEIVED  
 APR 24 1974  
 STATE ENGINEER  
 SALEM, OREGON

RECEIVED  
 SEP 17 1974  
 STATE ENGINEER  
 SALEM, OREGON

RECEIVED  
 DEC 17 1973  
 STATE ENGINEER  
 SALEM, OREGON

Water Right for Rodney Smith  
 Seal T. 14S. R. 31E. WM.  
 Grant Co.

20" = 1 mile

**Gerry Clark**

---

**From:** Gerry Clark  
**Sent:** Thursday, November 29, 2007 9:10 AM  
**To:** Eric Urstadt  
**Cc:** Tim Wallin  
**Subject:** RE: S-38896 information needed.

Eric,

I checked the file and did not find a final proof survey or site report. The water user submitted a "C" Form indicating that water was applied to beneficial use by August 1 of 1978. The "C" Form did not indicate the extent to which use was made.

The water user submitted an extension request, which was granted. The application was necessary so that the final spring could be plumbed into the system.

Let me know if you need any additional information.

Gerry

---

Gerry Clark  
Water Rights Specialist/Certificates  
725 Summer St. NE, Ste. A  
Salem, OR 97303

Phone: 503-986-0811  
Fax: 503-986-0901

<http://www.wrd.state.or.us/>

---

**From:** Tim Wallin  
**Sent:** Wednesday, November 28, 2007 4:36 PM  
**To:** Gerry Clark  
**Subject:** FW: S-38896 information needed.

Gerry – I'm forwarding this in regard to the question about a preliminary survey.

---

**From:** Eric Julsrud  
**Sent:** Wednesday, November 28, 2007 4:33 PM  
**To:** customerservice  
**Subject:** S-38896 information needed.

Everyone,

I am working with the City of Canyon City on an issue with this permit. There seems to be several domestic users claiming this permit as their legal use of the springs named in the permit which also happen to serve the City of Canyon City's municipal system. Has there been a preliminary survey done on this permit yet? What is it's status if any?

11/30/2007

**Herb Mosgar**

---

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Any help would be greatly appreciated!  
Thanks  
Eric

**Eric W. Julsrud**  
Oregon Water Resources Dept.  
Watermaster District 4  
201 S. Humbolt Street, Suite 180  
Canyon City, OR 97820  
Voice: (541) 575-0119  
Fax: (541) 575-0641  
Email: Eric.W.Julsrud@wrd.state.or.us

*Handled by GERRY Clark THIS Morning.  
SEE E-MAIL IN FILE  
11-29-2007*



## Gerry Clark

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11/29/2007

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Also, if the findings for a survey showed less than three domestics I need to know that as well.

Any help would be greatly appreciated!

Thanks

Eric

**Eric W. Julsrud**

Oregon Water Resources Dept.

Watermaster District 4

201 S. Humbolt Street, Suite 180

Canyon City, OR 97820

Voice: (541) 575-0119

Fax: (541) 575-0641

Email: [Eric.W.Julsrud@wrd.state.or.us](mailto:Eric.W.Julsrud@wrd.state.or.us)

Form B

NOTICE OF COMPLETION OF CONSTRUCTION

Application No. 51554

I, RODNEY H. SMITH

the holder of Permit No. 38896

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 15 day of DECEMBER, 1977.

RECEIVED  
DEPT. OF AGRICULTURE  
WATER RESOURCES DIV.  
SALEM, OREGON

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 15 day of DECEMBER, 1977.

Rodney H. Smith  
(Signature of Applicant)

P.O. Box 174 CANYON CITY ORE.  
(Address)

Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is completed.

97825

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SEP 17 1974

STATE ENGINEER  
SALEM, OREGON

Application No. 51554

DESCRIPTION OF SPRING

1. Is spring on property of applicant? NO #2 SPRING
2. If not, give name and address of legal owner. BUREAU OF LAND MANAGEMENT, BURMS, ORE.
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? NO - MUST HAVE WATER RIGHT FIRST.
4. If you do not have such consent, do you expect to secure right of way through condemnation? NO
5. What is the maximum flow from spring? SEE 10  
(Gallons per minute or  
cubic feet per second)
- What is the minimum flow? SEE 10
- Is flow measured or estimated? \_\_\_\_\_
6. Does the stream flowing from spring form a well defined natural channel? NO
7. Does the water flow off the lands on which it first arises? NO
8. Give the name of the stream or other body of water into which water from the spring flows. \_\_\_\_\_
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.  
ONE FOOT
10. Remarks SPRING SURFACE AREA COVERS APPROX. 1'x2' AREA. DEPTH OF SPRING IS UNDER 6". MUST DEVELOP TO GET FLOW.

  
Signature of Applicant

RECEIVED

SEP 17 1974

STATE ENGINEER  
SALEM, OREGON

Application No. 51554

DESCRIPTION OF SPRING

1. Is spring on property of applicant? NO - #3 SPRING
2. If not, give name and address of legal owner. BUREAU OF LAND MANAGEMENT, BURNS ORE.
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? NO - MUST HAVE WATER RIGHT FIRST.
4. If you do not have such consent, do you expect to secure right of way through condemnation? NO
5. What is the maximum flow from spring? SEE 10  
(Gallons per minute or  
cubic feet per second)  
What is the minimum flow? SEE 10  
Is flow measured or estimated? \_\_\_\_\_
6. Does the stream flowing from spring form a well defined natural channel? NO
7. Does the water flow off the lands on which it first arises? \_\_\_\_\_
8. Give the name of the stream or other body of water into which water from the spring flows. \_\_\_\_\_
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing. ONE FOOT
10. Remarks SPRING SURFACE AREA COVERS APPROX. 1x2' AREA. DEPTH OF SPRING IS UNDER 6". MUST DEVELOP TO GET FLOW.

Rodney A. Smith  
Signature of Applicant

RECEIVED

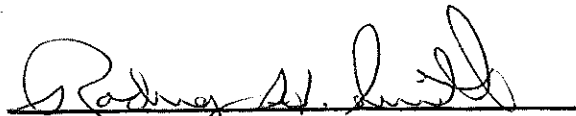
SEP 17 1974

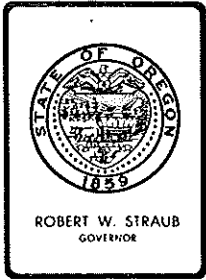
STATE ENGINEER  
SALEM, OREGON

Application No. 51554

DESCRIPTION OF SPRING

1. Is spring on property of applicant? NO - # 4 SPRING
2. If not, give name and address of legal owner. BUREAU OF LAND MANAGEMENT, BURNS ORE.
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? NO - MUST HAVE WATER RIGHT FIRST.
4. If you do not have such consent, do you expect to secure right of way through condemnation? NO
5. What is the maximum flow from spring? SEE 10  
(Gallons per minute or  
cubic feet per second)
- What is the minimum flow? SEE 10
- Is flow measured or estimated? \_\_\_\_\_
6. Does the stream flowing from spring form a well defined natural channel? NO
7. Does the water flow off the lands on which it first arises? NO
8. Give the name of the stream or other body of water into which water from the spring flows. \_\_\_\_\_
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.  
ONE FOOT
10. Remarks SPRING SURFACE AREA COVERS APPROX. 1' x 2' AREA. DEPTH OF SPRING IS UNDER 6". MUST DEVELOP TO GET FLOW.

  
Signature of Applicant



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 51554

March 27, 1978

Rodney Smith  
P.O. Box 174  
Canyon City, OR 97820

Dear Mr. Smith,

Your application for an extension of the time limit in which to complete construction under the terms of your permit number 38896 has been received. We also have your check in the amount of \$10.00.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limit for completion of construction is being extended to October 1, 1978..

Sincerely,

Bruce A. Estes, Supervisor  
Survey-Certificate Section

BAE:jt  
Encl. Receipt 64791

RECEIVED

NOV 1 1977

Application No. 51554

WATER RESOURCES DEPT  
SALEM, OREGON

### Application for Extension of Time

To the State Engineer of Oregon:

I, RODNEY H. SMITH, of P.O. Box 174 Canyon City  
state of OREGON 97820, am the owner and holder of Permit No. 38896, 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 10-1-77, 1977, and complete application of water is required to be  
made on or before AS SOON AFTER AS POSSIBLE, 1977.

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

GRADED ROAD, PURCHASED 700' OF PIPE

and did the following work prior to last year:

EXCAVATED SPRINGS - I HAVE WATER RUNNING  
FROM SPRING #4 TO SPRING #3 TO SPRING #2 AND I  
AM WITHIN 535' OF SPRING #1

costing \$2000 EST, and I estimate the cost of completion to be \$ 50.00 EST.

I have heretofore used water under said permit to the following extent: FROM SPRING  
#1 - DOMESTIC, IRRIGATION AND STOCK

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

reasons, to wit: I NEED MORE TIME TO LAY 535'  
OF PIPE TO CONNECT TO SPRING #1.

(If additional space is required, attach separate sheet)

(A fee of \$10.00 for each permit involved must accompany this application.)

(OVER)

Rec 64791  
\$10

B  
10-1-78  
BAC



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

{ completion of construction work }  
{ ~~complete application of water~~ } under said permit to 10-1, 1978  
(Strike out phrase not applicable)

**AFFIDAVIT OF APPLICANT**

STATE OF OREGON }  
County of GRANT } ss.

I, Rodney H. 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 31st day of October, 1977.

Rodney H. Smith

Subscribed and sworn to before me this 31st day of October, 1977.

[Notarial Seal]

Mary E. Smith  
Notary Public for Oregon

My commission expires 6-30-81

RECEIVED

OCT 24 1977

WATER RESOURCES DEPT  
SALEM, OREGON

October 21, 1977

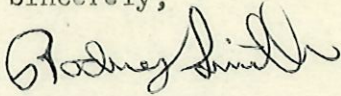
State of Oregon  
Office of the Water Resources Director  
Salem, Oregon 97310

Dear Sir:

In reference to Permit No. 38896, concerning construction work to be completed on or before 10-1-77, File No. 51554.

I would like to request an extension of time on this project. I have purchased pipe but have not had the time to install it as yet. In trying to do this work in my spare time I find it taking longer than I had anticipated.

Sincerely,



Rodney H. Smith

July 25, 1974

51554

Rodney H. Smith  
P. O. Box 174  
Canyon City, OR 97820

Dear Mr. Smith:

This will acknowledge return of your application No. 51554 and map along with the additional fees of \$25.00, the application now describing the proposed use of 0.05 cubic foot of water per second for the irrigation of 2 acres, 0.03 cubic foot of water per second for domestic supplies for three families, and 0.1 cubic foot of water per second for stock use.

I am enclosing four description of spring sheets which must be completed and submitted to support your application. Also, it will be necessary for you to show the location of the stock watering facilities on your supporting map. I apologize for not bringing this to your attention in my previous correspondence.

I am returning your application and map for completion. Your application is endorsed so that in order to retain its priority date, it must be received in this office on or before September 25, 1974.

Very truly yours,

WAYNE J. OVERCASH  
Assistant

WJ:jg  
Enclosures  
Receipt No. 39710

51554

April 3, 1974

Rodney H. Smith  
P.O. Box 174  
Canyon City, OR 97820

Dear Mr. Smith:

This will acknowledge your application for a permit to appropriate 0.9 cubic foot of water per second from springs for the irrigation of 2.0 acres, domestic supplies for an unspecified number of families, and stock use being 0.09 cubic foot of water from spring No. 1 and 0.09 cubic foot of water per second from springs numbered 2, 3, and 4 for supplemental use. The map prepared on tracing paper and fees of \$30.00 were also received. Our receipt numbered 37844 is enclosed. Your application has been filed and numbered 51554.

Your application, as prepared, requires an examination fee of \$15.00 a recording fee for irrigation use and \$10.00 and recording fee for domestic use of \$15.00, and a recording fee for stock use of \$15.00. Therefore, an additional \$25.00 should be submitted.

If you intend to appropriate water from four springs, the "four springs" should be listed in item No. 1 of the application to clearly identify your proposed sources of water.

It will be necessary for you to further state in item No. 3 the amount of water to be appropriated for each of the three uses, the total of which should be in agreement with the information to be supplied in item No. 2.

Domestic use and stock use must also be listed in item No. 8 with respect to the proper quarter quarter section.

Item No. 10 (b) on your application must state the number of families to be supplied water.

Items 13 and 14 must be completed to give the dates of the intended progress of the project.

Rodney H. Smith  
April 4, 1974  
Page 2

It will be necessary for you to sign your application in the space provided under item No. 14.

I am returning your application and map for correction and completion. Your application is endorsed so that in order to retain its date of priority, it must be received in this office on or before June 4, 1974.

Very truly yours,

WAYNE J. OVERCASH  
Assistant

WJO:mm  
encl

January 8, 1976

51554

Rodney H. Smith  
P.O. Box 174  
Canyon City, OR 97820

Dear Mr. Smith:

Acknowledged is your letter and notice to the effect that the beginning of construction has commenced in connection with permit No. 38896.

We are returning your permit. It is for your records and should be held by you as evidence of your water right. Attached to the permit are Forms B, Notice of Completion of Construction, and Form C, Notice of Complete Application of Water. These should be submitted when applicable. The date for completion of construction expires October 1, 1977 and the date for complete application of water expires October 1, 1978.

Sincerely,

Robert G. Mucken  
Water Rights Engineer

RM:db  
Enclosures

JANUARY 5, 1976

JAMES E. SEXSON  
1178 CHEMUNKEIA ST. N.E.  
SALEM, ORE. 97310

PERMIT # 38896

DEAR MR. SEXSON,

A RESERVOIR HAS BEEN BUILT BELOW SPRING #1, AND WATER IS NOW SUPPLYING FOR DOMESTIC USE THREE FAMILIES.

SPRING #4 DEVELOPED AND FLOWING GOOD TO SPRING #3. A PARTIAL OBSTRUCTION IN THE LINE BETWEEN SPRING #3 AND #2 IS RESULTING IN A POOR FLOW. SPRING #2 UNDEVELOPED TO DATE.

I AM DOING ALL CONSTRUCTION WORK BY MY SELF IN SPARE TIME AND FIND IT QUITE REWARDING.

RECEIVED  
JAN 6 1976  
WATER RESOURCES DEPT.  
SALEM, OREGON

SINCERELY  
Rodney Smith

51554

September 24, 1974

Rodney H. Smith  
P.O. Box 174  
Canyon City, OR 97820

Dear Mr. Smith:

This will acknowledge return of your application numbered 51554 and completed map along with the four description of spring sheets.

Your application is now in satisfactory form for approval by the issuance of a permit.

Very truly yours,

WAYNE J. OVERCASH  
Assistant

WJO:mm



# RECEIVED

SEP 17 1974

STATE ENGINEER  
SALEM, OREGON

Application No. 51554

## DESCRIPTION OF SPRING

1. Is spring on property of applicant? YES - #1 SPRING
2. If not, give name and address of legal owner. \_\_\_\_\_  
\_\_\_\_\_
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? \_\_\_\_\_
4. If you do not have such consent, do you expect to secure right of way through condemnation? \_\_\_\_\_
5. What is the maximum flow from spring? SHOULD BE TAKEN IN THE SPRING  
(Gallons per minute, or  
\_\_\_\_\_ cubic feet per second)  
What is the minimum flow? APPROX. 4 GAL. A MINUTE, TAKEN SEPT. 15, 1974  
Is flow measured or estimated? \_\_\_\_\_
6. Does the stream flowing from spring form a well defined natural channel? YES
7. Does the water flow off the lands on which it first arises? No
8. Give the name of the stream or other body of water into which water from the spring flows. \_\_\_\_\_
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.  
10 FEET
10. Remarks DURING LATE SUMMER THIS SPRING GETS MAXIMUM USEAGE. I NEED TO SUPPLEMENT MY WATER SUPPLY FROM SPRING #2, #3 & #4.

Rodney M. Smith  
Signature of Applicant

3926

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

30 Check \_\_\_\_\_ M.O. \_\_\_\_\_ Cash \_\_\_\_\_

- Surface
- Reservoir
- Ground Water
- Transfer
- Tracing
- Prints
- Property Description
- Spring Description
- Plans
- Small Dam Data
- Copying
- Assignment
- Extension of Time
- Certificate Recording Fee
- Contractors Exam \_\_\_\_\_ License \_\_\_\_\_
- Operators Exam \_\_\_\_\_ License \_\_\_\_\_

**RECEIVED**  
Other  
 DEC 17 1973  
 STATE ENGINEER  
 SALEM, OREGON

0170

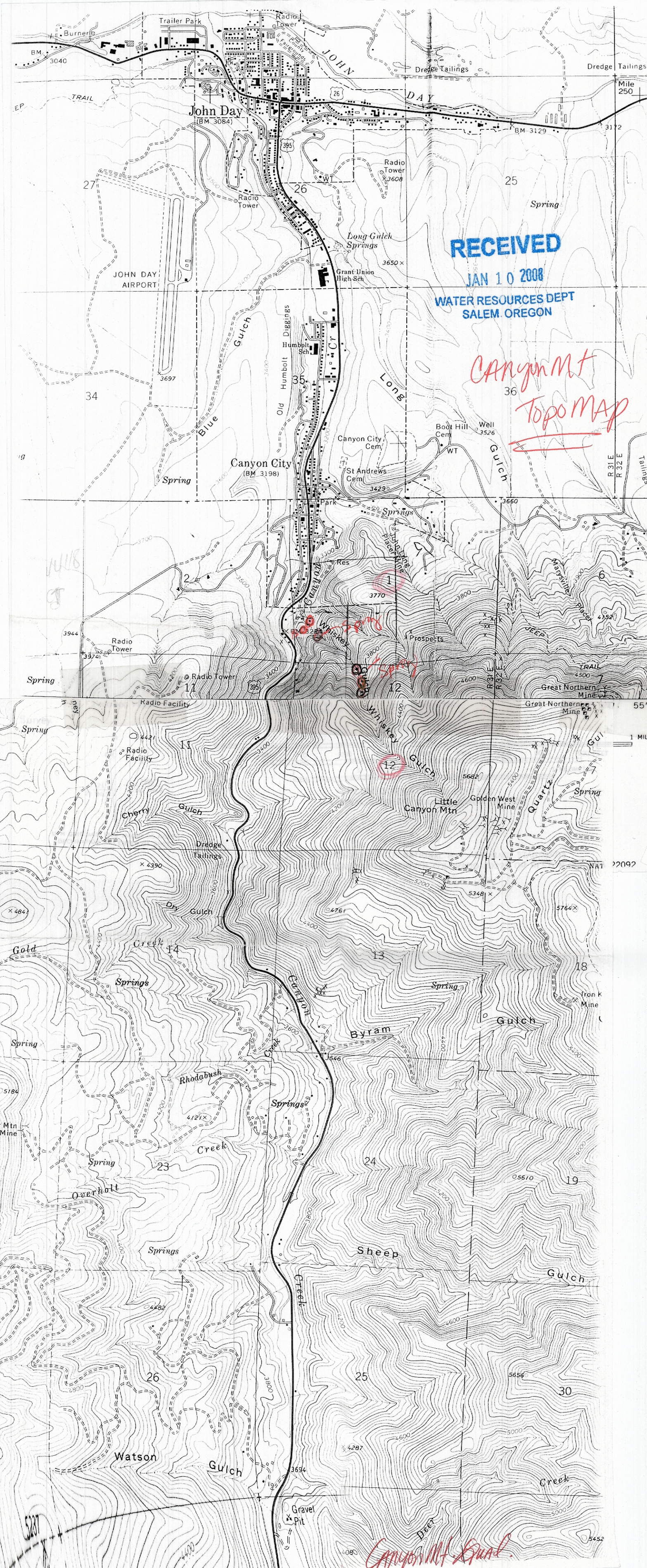
No. \_\_\_\_\_

25 Check \_\_\_\_\_ M.O. \_\_\_\_\_ Cash \_\_\_\_\_

- Surface
- Reservoir
- Ground Water
- Transfer
- Tracing
- Prints
- Property Description
- Spring Description
- Plans
- Small Dam Data
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- Assignment
- Extension of Time
- Certificate Recording Fee
- Contractors Exam \_\_\_\_\_ License \_\_\_\_\_
- Operators Exam \_\_\_\_\_ License \_\_\_\_\_

**RECEIVED**  
Other  
 APR 24 1974  
 STATE ENGINEER  
 SALEM, OREGON





RECEIVED

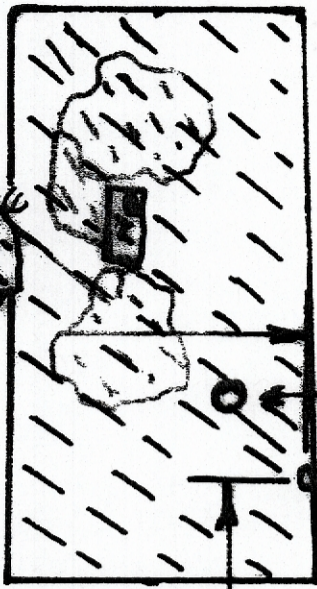
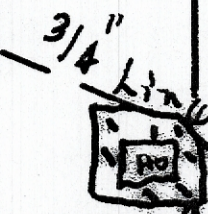
JAN 10 2008

WATER RESOURCES DEPT  
SALEM, OREGON

CANYON MT  
TOPO MAP

CANYON MT ROAD

2 acres irrigated



Stock WATERING

Spring #1

570'

3/4" line

264'

SW SW

890'

1/4" main line

Scaled to match 1980 survey by Baggett for Rod Smith

12

NW NW

1480'

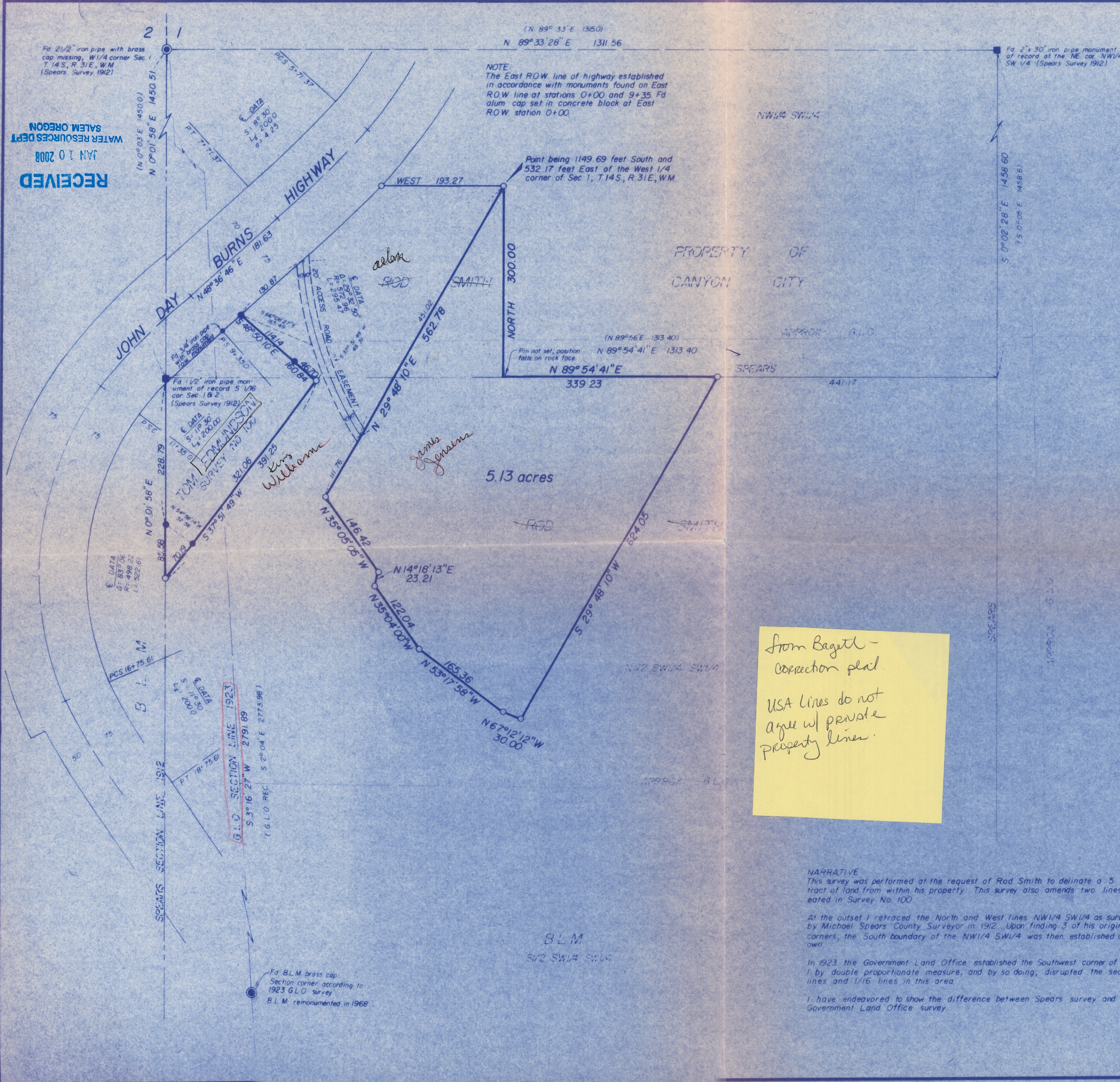
770'

440'

1615'

1670'

RECEIVED  
 JAN 10 2008  
 WATER RESOURCES DEPT  
 SALEM OREGON



NOTE:  
 The East ROW line of highway established in accordance with monuments found on East ROW line at stations 0+00 and 9+35. Fd alum cap set in concrete block at East ROW station 0+00

BASIS OF BEARINGS  
 SOLAR OBSERVATION

- LEGEND
- SET 5/8" x 30" IRON PIN
  - FOUND 5/8" IRON PIN
  - ( ) RECORD BEARING & DISTANCE, MICHAEL SPEARS COUNTY SURVEYOR, 1912 SURVEY

REFERENCES

- MAP OF SURVEY NO 100
- O.S.H.D. DRG NO 88-9-22
- G.L.O. SURVEY 1923
- SPEARS SURVEY PAGE 65
- SURVEYORS REC BOOK 1

From Bagett -  
 correction plat.  
 USA Lines do not  
 agree w/ private  
 property lines.

*Robert D. Bagett*

NARRATIVE  
 This survey was performed at the request of Rod Smith to delineate a 5 acre tract of land from within his property. This survey also amends two lines created in Survey No. 100.

At the outset I retraced the North and West lines NW1/4 SW1/4 as surveyed by Michael Spears County Surveyor in 1912. Upon finding 3 of his original corners, the South boundary of the NW1/4 SW1/4 was then established as shown.

In 1923 the Government Land Office established the Southwest corner of Sec 1, by double proportionate measure, and by so doing, disrupted the section lines and 1/16 lines in this area.

I have endeavored to show the difference between Spears survey and the Government Land Office survey.

<b>BAGETT, GRIFFITH &amp; ASSOCIATES</b>		
John Day, Oregon		
TRACTS OF LAND SITUATED IN THE SW 1/4 OF SECTION 1, T 14 S, R 31 E, W M AND IN THE NE CORNER OF T 14 S, R 31 E, W M		
GRANT COUNTY OREGON		
SURVEYED FOR	ROD SMITH	
SURVEYED BY	R.D.B. & G.L.E.	1/25/80
Scale: 1"=100'	Drawn by: G.L.E.	3/7/80