

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-8456

January 18, 1991

DAN A NICHOLS
HC 71 255 W WRIGHTS RD
BURNS, 97720

USER-ID: 8276

With regard to the pump test requirements for the following well(s) and their associated water right(s):

POD-ID 18778 WELL 1 Permit G-1643, Certificate 36998

App #

G-1797

the Water Resources Department has:

[] received the pump test results you submitted. The results will be reviewed to determine compliance with the pump test rules. Once the review has been completed, you will receive notice of the acceptance or rejection of the test by this office.

[X] reviewed and accepted the pump test results you submitted. The Department requires no further testing of this well at this time. However, you will be required to submit a static water level measurement of the well on the ten-year anniversary of the test you conducted.

We appreciate your cooperation in this program. If you have any questions, please contact Karl Wozniak in the Ground Water and Hydrology Section at the above address or phone number.

Sincerely,

Pam E. Homer

for

FRED LISSNER, Manager
Ground Water/Hydrology Section

Ack 6 ✓

Can AK ✓

Twp	Range	Sec	WELL #1		WELL #2		WELLS #1&2	
			Primary	Suppl	Primary	Suppl	Primary	Suppl
245	30E	24	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	39 $\frac{1}{2}$ ✓				
"	"	"	NW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	398 ✓				
"	"	"	SW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	14 ✓ 350 ✓				
"	"	"	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	394 ✓				
"	"	"	NE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	358 ✓				
"	"	"	NW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	0 $\frac{1}{2}$ ✓				
"	"	"	SW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	0 $\frac{1}{2}$ ✓				
"	"	"	SE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	17 $\frac{1}{2}$ ✓				
"	"	"	NE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	04 ✓				
"	"	"	NE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓	395 ✓				
"	"	"	NW $\frac{1}{4}$ SE $\frac{1}{4}$ ✓	208 ✓ 102 ✓				
"	"	"	SW $\frac{1}{4}$ SE $\frac{1}{4}$ ✓	93 ✓				
"	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓	340 ✓				
"	"	25	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	280 ✓				
"	"	"	NW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	14 ✓				
"	"	"	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓				360 ✓	
"	"	"	NE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓			80 ✓		
"	"	"	NW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓			44 ✓		
"	"	"	SW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓			400 ✓		
"	"	"	SE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓			400 ✓		
"	"	"	NE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			391 ✓		20 ✓
"	"	"	NW $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			232 ✓		
"	"	"	SW $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			412 ✓		
"	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			412 ✓		
"	"	26	NE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			133 ✓		
"	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓			216 ✓		
"	"	35	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			320 ✓		
"	"	"	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			92 ✓		
"	"	36	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			413 ✓		
"	"	"	NW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			413 ✓		
"	"	"	SW $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			346 ✓		
"	"	"	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓			316 ✓		
"	"	"	NE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓			400 ✓		
"	"	"	NW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓			400 ✓		
"	"	"	SW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓			344 ✓		
"	"	"	SE $\frac{1}{4}$ NW $\frac{1}{4}$ ✓			378 ✓		

TOTALS 95 $\frac{3}{4}$ 256 $\frac{1}{2}$ 615 $\frac{2}{3}$ 380

SUB TOTAL 1004.9

THIS AREA CLAIMED

*

1 4 +

4 +

2. 0 8 +

9 3 +

3. 4 0 +

2. 8 0 +

1 4 +

3. 7 2 +

1 3. 2 5 *

132.5
38.8
171.3

3. 9 2 +

3. 9 8 +

3. 5 0 +

3. 9 4 +

3. 5 8 +

2 +

3 +

1. 7 2 +

3. 9 5 +

1. 0 0 +

3. 8 2 +

3. 8 4 +

2. 3 7 +

3. 8 7 +

3. 8 4 +

3. 8 8 +

4 7. 2 6 *

472.6
38.8
433.8

8 0 +

4 4 +

4. 0 0 +

4. 0 0 +

3. 9 1 +

2. 3 2 +

4. 1 7 +

4. 1 7 +

1. 3 3 +

2. 1 6 +

3. 2 0 +

9 2 +

4. 1 3 +

4. 1 3 +

3. 4 6 +

3. 1 6 +

4. 0 0 +

4. 0 0 +

3. 4 4 +

3. 7 8 +

6 1. 5 2 *



3.60+
20+
3.86+
2.88+
3.72+
3.71+
17.97*

132.50+
472.60+
615.20+
179.70+
1.400.00*



20
40

+

2.52	4.550+
2.52	2.88+
2.52	2.88+
	4.550+
	5.25+
	2.88+



8

*

1 3 2.5 0 +

6 1 5.2 0 +

1 7 9.7 0 +

9 2 7.4 0 ◇

38.8

966.2

Primary → ~~927.40 *~~

433.8

472.6 0 +

Suppl' → 927.40 +

1.400.000 *

1 R 773100

Temp. Range Sec
245 315 19

31E

61

365
402
365
364

383

382

385

375
388

LOT 4 (SW 1/4 SW 1/4) ✓
SE 1/4 SW 1/4 ✓

LOT 3 (KUT SWZ)

7ms 5PN
5ms 570

17 (2007 Nov)

$$(\frac{1}{2} \text{ } ^{235}\text{U})$$

NET. NUT.

577 N.E. 1/4

23N	23N	6
-----	-----	---

(NEZEN)

100

211 owed

171.3

4339

6152

1791

100

1965

15751

778

SCIO

21539

NOTE: Nuff. Sec 30 Specifically Claimed. Reported Prior to 1962

Wells Located: - #1 - 2450 FT S of 630 FT W from NE COR NW 1/4 Sec 24 -
#2 - 6160 FT W of 2270 FT S from E 1/4 Cor Sec 25 -

Note! Max 1400 Ac. irrig. - will re-file an balance. CUR

Abstract of Permit No. 0-1643

Application No. 0-1797

Certificate No.

Name

~~Estate of W. B. Dayton~~

John M. Campbell

Address

Dumas
Oregon

Hines, Oregon 97738

Source of water supply

Two wells, trib. of Silvies River, trib. of (Malheur Lake)

Use

Irrigation and supplemental irrigation of 966.2 ac. of 433.8 ac.

Point of diversion

Well #1 N. 31° E. 3530' from the SE corner of Sec. 24; Well #2 N. 57° W. 290' from the SE cor. of Sec. 26; being within the SW 1/4 NE 1/4 of Sec. 24; SE 1/4 SE 1/4 of Sec. 26, T. 24 S., R. 30 E., W. 11., in the county of Harney.

Number of acres

239.7

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
24 S	30 E	24	40	40	40	40	40			25					40	26		35
		25	16			30					23.2	40	40		40		40	40
		26			2.4										30.9	1.2		22
		35	37			30												
		36						40	32									
SUPPLEMENTAL IRRIGATION:																		
24 S	31 E	19	40	40	40	40	40	40	40	40					40	40	40	40
		29		40	20		40	40	20	20								

THE ABOVE IS FOR SUPPLEMENTAL IRRIGATION (See attached sheet)

Priority date

Amount of water

Time limit to begin construction

Time limit to complete construction

extended to

extended to

Time limit to completely apply water

extended to

extended to

Remarks:

SURVEY REGARDLESS

1968-15
9-19-68
V.G.

Silvies R. Mier

40899
440898

Vol 16 p. 201

INFO: - MR. JOHN CAMPBELL, PRESENT OWNER -
NO ASSIGNMENT GIVEN AS MR. CLAYTON IS DECEASED

WELL No. 1 - SAID MAX CAP. 1000 GPM. - 16" CASING -
 $= 2.23 \text{ cfs}$ ^{18" on perrist}

MOTOR: - U.S. 30 HP @ 800 RPM

PUMP: - BERKELEY #1203 HH-3 10" DISCH. TURBINE

PUMPS INTO 18" STEEL PIPE WHICH SUPPLIES UNDER DITCH.
ALSO HAS 10" DISCHARGE ARTESIAN & VALVE TO FEED
LOWER DITCHES - LOWER DITCH FLOWING NORTH EVENTUALLY
REACHES A CANAL ALONG N. FENCE & MIXES WITH SURFACE
WATER WHICH IS RE-DIVERTED ALONG THE LENGTH OF
THE CANAL. A MAIN DITCH FLOWS EASTERLY FROM WELL.
THE MAIN DITCH FLOWING SOUTHERLY EVENTUALLY REACHES
THE LAKE & IS MIXED WITH WASTE WATER OF WELL #2
THE NORTHERLY AREA AS SHOWN IS STRICTLY #1 WATER.
THE EASTERLY PORTION ON NORTHERLY AREA UTILIZES
NATURAL CHANNELS & DIKES TO SPREAD WATER.

WELL No. 2 - SAID MAX CAP. 2500 GPM - 16" CASING -
NOT ARTESIAN BUT SAID "HIGH" STATIC LEVEL - $= 5.57 \text{ cfs}$

MOTOR: - A.O. SMITH 50 @ 1760

PUMP: - LAYNE & BOWLER 10" DISCH. TURBINE

PUMPS INTO HIGH DITCH AS SHOWN ON 1968-F
DITCH FLOWS BOTH NORTHERLY & SOUTHERLY FROM
WELL, WELL ON HIGH POINT OF LAND - AS WATER
FROM HIGH DITCH FLOWS EASTERLY IT EVENTUALLY
REACHES A WASTE WATER COLLECTION DITCH ON
POWER LINE & IS RE-PUMPED USING SPRINKLER
SYSTEM. FURTHER EAST A DRAIN (WASTE WATER) DITCH
ALONG THE EAST LINE OF SEC. 36 & 25 CATCHES THE
WATER AND DRAINS IT INTO A NATURAL LAKE AND
MIXES AND STORES THE WATER WITH WATER OF
#1 WELL -

FROM THE LAKE - A US 15 @ 1800 & WESTERN
TURBINE 6" DISCH. LIFTS WATER OUT OF LAKE AND
ONTO LAND EAST OF LAKE.

CONT. —

No Census on Dec

Count order V16 p 201

All in Sec 24 T24SR30E

Sec 19 NE-NW-SE - all

Dec V9 p162-197-198

Count order V16 pg 201

Sec 19

40 NE SW

38⁸¹ NW SW

*

SE SW S-19 38⁸¹ Primary
Changed

Sec 29

W $\frac{1}{2}$ NE $\rightarrow$ Dec V9 p197

S $\frac{1}{2}$ NW $\rightarrow$

N $\frac{1}{2}$ NW $\rightarrow$ Dec V9 p198

April - 1 - 081 - 31

Abstract of Permit No. 0-1643

Application No. 0-1797

Certificate No.

Name

Address

Source of water supply

Use

Point of diversion

Number of acres

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
24	8	31	19								10	10	37	10				
		29			20				20	20								
		30	10	10	10	10	10	32	10	10					10	10	10	10
THE ABOVE IS FOR PRIMARY IRRIGATION																		

Priority date

July 15, 1960

Amount of water

7.80

12.7 c.f.s. measured at the point of diversion; being

2.23

7.1 c.f.s. from well #1 and 5.6 c.f.s. from well #2.

Time limit to begin construction

September 20, 1961

5.57

Time limit to complete construction

10/1/61

extended to

extended to

Time limit to completely apply water

10/1/62

extended to

extended to

Remarks: This appropriation shall be limited to 1/80th of one c.f.s. or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3

a.f. per acre for each acre irrigated during the irrigation season of each yr.; the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed hereunder, together with the amt secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein, (it shall be subject to such reasonable rotation system as may be ordered by the proper state officer.)

ALL LAND EAST OF LAKE IS IRRIGATED BY
A SYTEM OF DITCHES & DIKED OFF NATURAL
CHANNELS - MOST OF NW $\frac{1}{4}$ SEC 30 IS CORRAGATED.
ALSO MOST OF SE $\frac{1}{4}$ NE $\frac{1}{4}$ SEC. 25 IS SPRINKLED
FROM LAKE RE-PUMP-

THE SE $\frac{1}{4}$ SEC. 30 HAS BEEN IRRIGATED
BUT CLAIMED LAND IN SEC 36 & 25 AS
BEING USED MORE (E $\frac{1}{2}$ SW $\frac{1}{4}$ IN EXCELLENT
ALFALFA - REST OF SE $\frac{1}{4}$ CLEARED, LEVELED,
SEEDED - ALL SAID TO BE DONE PRIOR TO 1962 -

ALL DITCH WORK & DIKE WORK SAID TO BE
DONE PROR TO 1962 MAINLY FOR SURFACE
WATER USE, BUT WELL WATER MIXED WITH
SURFACE WATER ON EASTERLY GROUND-

MR. CAMPBELL PURCHASED LAND IN
1961 - MR. CLAYTON DIED 1963 - MR. CAMPBELL
STATED IF LAND MUST BE CUT TO 1400 ACRES
CUT OFF THE EAST END -

CROPS - ALFALFA - & NATIVE MEADOW GRASSES
ALSO 200 OR 300 ACRES IMPROVED
MEADOW LAND - CRESTED WHEAT GRASS - ETC.

TIE - SEVERAL - STRONGEST MAY BE SECOR
SEC. 19 - ALSO TOOK SOLAR AS MOST FENCES
ARE NOT PARRELEL

W. H. Harker
F.E.

9-19-68

TWP. 24 R. 30 | TWP. 24 R. 31

LEGEND

Diagram illustrating the components of the new rights:

- SUPPLEMENT RIGHTS** (Top section)
- NEW RIGHTS** (Bottom section)

SCALE 4 inch = 1 Mile

I HEREBY CERTIFY THAT THIS MAP WAS
PREPARED FROM PLATS AERIAL PHOTO
AND AN ACTUAL SURVEY MADE IN THE
FIELD AND REPRESENTS THE LOCATION
OF LAND WELLS AND DITCHES IN THE
APPLICATION OF W. B. CLAYTON TO
APPROPRIATE UNDERGROUND WATER
FOR IRRIGATION

DATED THIS 12 DAY	OF JULY	1960
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C. N. Young
COUNTY SURVEYOR

Application No. 6-1797
Permit No. 6-1643

**STATE
ENGINEER**

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171

June 8, 1970

FILE NO. G-1797

John M. Campbell
c/o Cramer & Gronso
Attorneys at Law
Burns, Oregon 97720

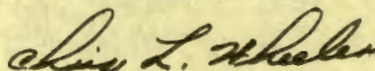
Gentlemen:

Enclosed is the final proof in connection with the incomplete water right represented by your permit No. G-1643.

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
cjs

June 8, 1970

G-1797

Cramer and Gronso
Attorneys at Law
Burns, Oregon 97720

Gentlemen:

Enclosed is the assignment of Permit number G-1643 from the Estate of W. B. Clayton to John M. Campbell. This has been recorded in the Records of the State Engineer, and our records have been changed accordingly.

Also enclosed is our receipt number 18992 covering the recording fee of \$1.00.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs

Enclosures

June 2, 1970

G-1797

Cramer and Gronso
Attorneys At Law
P.O. Box 646
Burns, Oregon 97720

ATTENTION: William D. Cramer

Dear Sir:

This will acknowledge receipt of your letter dated May 29, 1970 in connection with Permit number G-1643 and a new application for a permit to appropriate ground waters.

I forgot to mention in my letter dated May 13, 1970, that the filing fee should accompany the application. The fees for Mr. Campbell's new application are \$15.00 examination fee and a recording fee of \$48.20 for a total of \$63.20. This fee must accompany the application before it can be filed in this office.

I am, therefore, returning the application to you. If it is not possible for Mr. Campbell to obtain an assignment of the permit G-1643 from the Estate of W. B. Clayton, then it would be alright if you submitted a certified copy of the deed or title transfer showing Mr. Campbell's ownership in the property.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs

Enclosure

LIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO

ATTORNEYS AT LAW
BURNS, OREGON 97720

May 29, 1970

RECEIVED
JUN 1 1970

P. O. BOX 646
PHONE 573-2066

**STATE ENGINEER
SALEM, OREGON**

State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

Attn: Mr. Myron V. Bish, Assistant

Re : John M. Campbell
Your File No.: G-1797

Dear Mr. Bish:

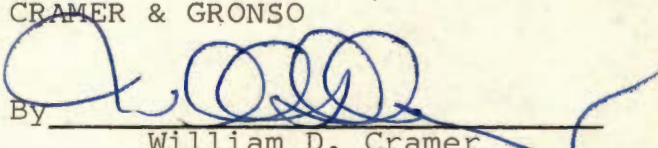
Thank you for your letter of May 13, 1970, and your assistance in completing the Application for Permit for John M. Campbell.

I am enclosing the same signed by him. Some time ago, I sent the Assignment form to Mrs. Clayton to sign, but to date I have not received it back. I wonder if we cannot satisfactorily show the transfer by sending you a copy of the Title transfer on the property.

Please advise.

Very truly yours,

CRAMER & GRONSO

By 

William D. Cramer

WDC/cm
Enclo.

May 13, 1970

G-1797

Cramer & Gronso
Attorneys at Law
P. O. Box 646
Burns, Oregon 97720

ATTENTION: William D. Cramer

Dear Sir:

This will acknowledge receipt of your letter dated May 8, 1970 in connection with permit No. G-1643 in the name of Estate of W. B. Clayton.

Enclosed for your use in obtaining an assignment of the permit from the Estate of W. B. Clayton to John M. Campbell is an assignment form partially completed. The administrator of the Estate of W. B. Clayton could sign the form and should note below his signature that he is the administrator of the estate.

Upon receipt of the completed assignment form and \$1.00 for the statutory recording fee thereof, we will record the assignment and change our records accordingly to show John M. Campbell as the record holder of the permit.

We will then mail to Mr. Campbell the final proof of appropriation of water. Enclosed for your information is a copy of the acreages that will be allowed in the final proof, and also enclosed is a copy of the final proof survey map.

Enclosed is a partially completed application for the remaining acreage irrigated from the two wells as according to our letter dated March 5, 1970. If any additional acreage is to be irrigated, it should be noted under Item number 12. Items

May 13, 1970

numbered 16 and 17 should be completed and the form signed by the applicant. It will not be necessary that you submit an application map, as the final proof survey map can be used for this purpose; however, if any additional acreage is added to the application, then it will be necessary that you submit a transparency application map showing this acreage.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs

Enclosures

W. D. CRAMER
DELL GRONSO

CRAMER & GRONSO

ATTORNEYS AT LAW
BURNS, OREGON 97720

P. O. BOX 646
PHONE 573-2066

May 8, 1970

State of Oregon
State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

RECEIVED
MAY 11 1970
STATE ENGINEER
SALEM OREGON

Attention: Myron V. Bish.

Re: Permit No. G-1643
Estate of W. B. Clayton
Burns, Oregon

Gentlemen:

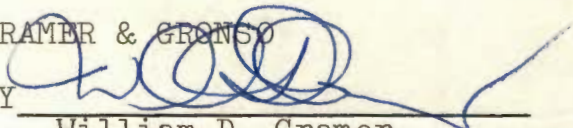
I am writing you as the attorney for John M. Campbell of Hines, Oregon. For your information, he is the owner of the former Clayton estate property and has completed all work necessary to qualify for permit. He has had your letter of March 5, 1970, referred to him. We will appreciate any assistance you can give us in making out any necessary applications and getting the water rights confirmed by certificate.

Thank you.

Very truly yours,

CRAMER & GRONSO

BY


William D. Cramer

WDC:ds

May 6, 1970

G-1797

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

According to the terms of your Permit number G-1643, which is for the appropriation of 7.80 cubic feet per second of water from two wells for irrigation, complete use of water was to have been made on or before October 1, 1964.

On March 5, 1970, the proof of appropriation of water form in connection with this permit was mailed to you together with the instructions to sign the form and return it to this office together with the statutory recording fee of \$1.00.

On April 6, 1970, a reminder letter calling this to your attention was mailed. To date, we have not received either the proof or any correspondence regarding it.

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

In accordance with the provisions of ORS 537.260, you are hereby notified that unless we receive the signed proof form and the certificate recording fee within 60 days from the date of this letter, your permit will be canceled without further notice.

Very truly yours,

Myron V. Bish
Assistant

MVB:cjs

cc: John Campbell
CERTIFIED - Return Receipt Requested

April 6, 1970

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

On March 5, 1970, we mailed you a copy of a proof of the certificate in connection with the incomplete water right represented by your permit No. G-1643 granting a right to the use of 7.80 cubic feet per second from the waters of two wells 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,

Myron V. Bish
Assistant

MVB:cjs

cc: John Campbell
P. O. Box 431
Hines, Oregon 97738

March 5, 1970

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number G-1643.

At the time Mr. W. B. Clayton filed notice of complete application of water, he stated 1400 acres had been irrigated on or before the completion date as set forth in the permit. The proof, therefore, reflects this amount. The remainder of the acreage presently irrigated from the well (753.9 acres) should be filed on for a permit. If you wish, we can assist you in making application for this acreage.

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,

Myron V. Bish
Assistant

MVB:cjs

Enclosures

cc: John Campbell
P. O. Box 431
Hines, Oregon 97738

January 26, 1970

John M. Campbell
P. O. Box 431
Hines, Oregon 97738

Dear Mr. Campbell:

We have received no reply to our letter dated November 26, 1969, regarding an assignment of water right permit number G-1643 from the Estate of W. B. Clayton to you.

We are ready at this time to mail the final proof of appropriation of water to the record holder of the permit, G-1643. Failure of the record holder of the permit to sign and return the proof of appropriation of water can result in cancellation of the permit.

If you are the legal owner of the property in connection with this permit, you should obtain an assignment of the permit from the Estate of W. B. Clayton and submit it to this office so that we can record the assignment and change our records accordingly. We will withhold action on this permit for 30 days pending your reply.

Very truly yours,

Myron V. Bish
Assistant

MVB:ajs

G-1797

November 26, 1969

John Campbell
P. O. Box 431
Hines, Oregon 97738

Dear Mr. Campbell:

Our field engineer who recently made the final proof survey for water right permit number G-1643 in the name of Estate of W. B. Clayton, reports that you now own the property in connection with this permit. If our information is correct and you are the legal owner of the property involved, you should obtain an assignment of the permit from the Estate of W. B. Clayton to you.

Enclosed is a form with the proper application and permit numbers entered for your use in obtaining the assignment. The assignment, when completed, should be submitted to this office along with \$1 for the statutory recording fee. We will then record the assignment and change our records accordingly to show you as the record holder of the permit.

Very truly yours,

Myron V. Bish
Assistant

MVB:slv
Enclosure



STATE OF OREGON
STATE ENGINEER
516 PUBLIC SERVICE BUILDING
SALEM 10

REFER TO
FILE NO. G-1797

February 25, 1965

Mr. John M. Campbell
P. O. Box 431
Hines, Oregon

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. **G-1643.**

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

cc: Mr. W. B. Clayton, Burns, Oregon

pj

WILLIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO
ATTORNEYS AT LAW
BURNS, OREGON 97720

P. O. BOX 646
PHONE 573-2066

February 22, 1965

RECEIVED
FEB 24 1965
STATE ENGINEER
SALEM, OREGON

State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

Re: Your File No. G-1797
John M. Campbell, Hines, Oregon

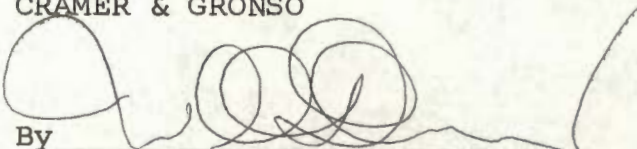
Attention: Mr. C. O. Bartels, Assistant

Gentlemen:

Enclosed you will find Form C, Notice of Complete
Application of Water to Beneficial Use.

Yours very truly,

CRAMER & GRONSO

By 

William D. Cramer

WDC/msl
Encs.

February 11, 1965

Cramer & Gronso
Attorneys At Law
Burns, Oregon 97720

ATTENTION: William D. Cramer

Gentlemen:

Enclosed is a form C, Notice of Complete Application of
Water to Beneficial Use which is referred to in your letter of
February 3, 1965.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
C. O. Bartels
Assistant

COB:caw

Enclosure

WILLIAM D. CRAMER
WENDELL GRONSO

CRAMER & GRONSO
ATTORNEYS AT LAW
BURNS, OREGON 97720

P. O. BOX 646
PHONE 573-2066

February 3, 1965

State of Oregon
State Engineer
Water Resources Department
516 Public Service Building
Salem, Oregon 97310

RECEIVED
FEB 5 1965
STATE ENGINEER
SALEM, OREGON

Re: John M. Campbell, Hines, Oregon
Your File No. G-1797

Attention: Mr. C. O. Bartels

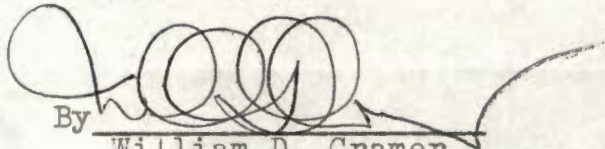
Dear Mr. Bartels:

Mr. Campbell has requested that I reply to your letter of January 21, 1965.

He accepts your suggestions and we will appreciate your sending to him or to myself, the notice form or forms which you wish him to fill out and return to your office. Thank you.

Very truly yours,

CRAMER & GRONSO

By 

William D. Cramer

WDC/cak

Send Form C

January 21, 1965

John M. Campbell
P. O. Box 431
Hines, Oregon

Dear Mr. Campbell:

This will acknowledge receipt of your letter of January 17, 1965 in regard to application number G-1797, permit number G-1643 in the name of W. B. Clayton.

You state in your letter that you have approximately 400 acres irrigated and 1000 acres of supplemental irrigation at this time. Since this permit was issued for irrigation and supplemental irrigation of 2139.7 acres, it would appear that you should submit to this office a notice of complete application of water for the land which you have irrigated at this time. The land which was filed on but not yet irrigated could then be filed on in another permit. You are reminded that the original time limits for complete application of water to beneficial use under this permit was October 1, 1962 and that that time limit was extended to October 1, 1964. Since you were unable to irrigate the entire 2139.7 acres by the first of October, 1964, it appears that making proof on what lands you have irrigated and refiling for the balance would be the best procedure.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
C. O. Bartels
Assistant

COB:cmw

CC: W. B. Clayton

1-17-1965

File no E-1797

Chris L. Wheeler
State Engineer

RECEIVED
JAN 19 1965

STATE ENGINEER
SALEM, OREGON

Dear Mr. Wheeler

In response to your letter of January 12, 1965. We have no record of your card of October 21, 1964 in regards to permit E 1643 for appropriation of 12.7 second feet of irrigation water, and supplemental irrigation. We now have approximately 400 acres which we are irrigating and 4,000 acres supplemental irrigation at this time. Our plans call for continual development of land to the extent of water available.

Please advise as to the procedure in this case, as the development will take some years to complete.

Sincerely,

John M. Campbell

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee ☐ Show address where delivered
(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Mrs. W. B. Clayton

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

1/13/65

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE IN AVOID
PAYMENT OF POSTAGE, \$300



POD Form 3811 Apr. 1962

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

← RETURN
TO

REGISTERED NO.

NAME OF SENDER

CERTIFIED NO.

53859

STREET AND NO. OR P.O. BOX

INSURED NO.

CITY, ZONE AND STATE

CHRIS L. WHEELER
STATE ENGINEER
SALEM, OREGON

C95-16-71548-8-7

G-1797

STATE OF OREGON

STATE ENGINEER

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING

SALEM 97310

January 12, 1965

REFER TO
FILE NO.

G-1797

. Mr. W. B. Clayton
Burns
Oregon

. Dear Mr. Clayton:

According to the terms of your permit No. G-1643, which is for the appropriation of 12.7 second-feet of water from two wells for irrigation and supplemental irrigation, complete application of water was to have been made by October 1, 1964.

Complete application of water means the application of water to beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 21, 1964.

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

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

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

Very truly yours,

Chris L. Wheeler

CHRIS L. WHEELER
State Engineer

Form 100

Certified

Return receipt requested

cc: Mr. John Campbell, P.O. Box 431, Hines, Oregon

January 4, 1963

Mr. W. B. Clayton
Burns,
Oregon

Dear Mr. Clayton:

This will acknowledge receipt of John M. Campbell's check in the amount of \$2 covering the statutory filing fee in connection with an application for extension of time limits under your Permit No. G-1643, and for which our receipt No. 36464 is being mailed to Mr. Campbell together with a copy of this letter.

The application indicates reasonable diligence has been exercised toward completion of the project; therefore the time in which to make complete application of water is being extended to October 1, 1964.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
James W. Carver, Jr., Assistant

eh

cc - Mr. John M. Campbell
(with receipt)

RECEIVED

DEC 14 1962

STATE ENGINEER
OREGON

John M. Campbell
P.O. Box 431
Hines Ore -

Chris L. Wheeler
State Engineer

James W. Carver Jr - Assistant -

Please find CH # 245 - in Payment
of statutory filing fee. - Refer to
file no G-1797.

Permit no. G-1643.

Your letter of November 26 - 1962.

Would you please send me copy of
future correspondence in this matter?
as it is some time before I receive
it from Mr. Clayton:

Thank you very much -

Very Truly Yours

John M. Campbell
P.O. Box 431, Hines, Oregon

November 26, 1962

Mr. W. B. Clayton
Burns,
Oregon

Dear Mr. Clayton:

This will acknowledge your application for an extension of time limits under your permit No. G-1643 and the receipt of an agreement between Clayton and Campbell pertaining to sale of the property.

The agreement will be retained in our file No. G-1797.

Since payment of the statutory filing fee in the amount of \$2 was not received with your application for extension of time limits, it cannot yet be filed and considered by the State Engineer. When you submit the required payment of fees please refer to this letter.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh

Application for Extension of Time

NOV 13 1962

STATE ENGINEER
SALEM, OREGON

To the State Engineer of Oregon:

I, W. B. Chayton, of BURNSstate of OREGON, am the owner and holder of Permit No. G1643, to appropriate the public waters of the state of Oregon.Under the terms and conditions of said permit, construction work is required to be completed on or before OCT. 2, 1962, and complete application of water is required to be made on or before OCT 2, 1962.

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

Completed Gravel Packing Both Wells - Ditched & Corrugated
Out in 1300' metal pipeline 400 acres land
Seed & irrigated 400 acres ALFALFA oats & grain pasture
put water on 450 Acres crops - Supplemented Native Hay 400 Acres
 and did the following work prior to last year: Drilled Cased & put on motors & supply
Pumps - Cheered 450 acres of land put in 1300' concrete
pipeline put water on 600 acres -

costing \$45,000.00, and I estimate the cost ^{AT} completion to be \$65,000.00.I have heretofore used water under said permit to the following extent: 90 days 1960
90 days 1961 - 130 days 1962 Consuming 1250 Total Acres AS ABOVEI am unable to ~~complete construction work~~ { make complete application of water } within the required time, for the following
 (Strike out phrase not applicable)

reasons, to wit: to develop 2100 acres from raw land just is taking
longer due to Costs And Buish & removal with available
funds. Two more years should see complete use of all
water applied for and completion.

(If additional space is required, attach separate sheet)

\$2.00 FEE PAID

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

36464
12/15/62

(OVER)

ackn 200
Ex to 64 (appl)

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

{ ~~completion of construction work~~ } under said permit to Nov 1-, 1965
{ complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon }
County of Harney } ss.

I, W. B. Clayton, 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 9th day of November, 1962

Subscribed and sworn to before me this 9th day of November, 1962

[Notarial Seal]

W. B. Clayton
Notary Public for Oregon

My commission expires 7-2-63

STATE OF OREGON
STATE ENGINEER
516 PUBLIC SERVICE BUILDING
SALEM 10

REFER TO
FILE NO. G-1797

October 30, 1962

8
• W. B. Clayton

Burns, Oregon

Gentlemen:

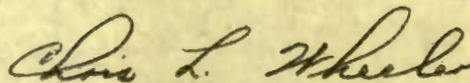
Pursuant to your request I am enclosing a form for use in making application for an extension of time limits under permit No. G-1643.

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

The application must be executed before a notary public and submitted to this office with the statutory filing fee in the amount of \$2 for each permit.

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

Very truly yours,



CHRIS L. WHEELER
State Engineer

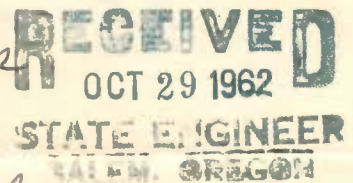
Form 115
Enclosure

klr

end of time form

Quincy, Ore
Oct 25, 1962

Mr. Chris L. Wheeler
State Engineer



Dear Mr. Wheeler,

We have applied water to 1200
acres of land 450 Irrigation and oat
+ Hay land 200 acres supplement with
hay meadow land and 550 acres
flooded ^{water} pasture land, and we need
more time to complete the balance
of land development to put
water on all we have rights for.

The permit copy is in the office
of the Utah Loan Mortgage Co. due to
the processing of a loan and it
will be a few days before we can

get it back, so thought I
better write you as I see by
the date that this should
be in already.

This Ranch by the way
and water rights will be transferred
over to John M. Campbell when
we get the permit back will
submit it to your folks.

The wells pumped beautifully this
year and would you inform
me how much extension we can
have on the terms.

I sure thank you.

J B Clayton
Buckhorn

January 25, 1961

Mr. W. B. Clayton
Burns
Oregon

Dear Mr. Clayton:

I made an examination of your two irrigation wells on December 14, 1960.

It would appear that your pumping operations has caused the collapse of the land surface around this well. Whether this condition was corrected by the repair work you had performed in the fall of 1959 could not be determined.

I found however, that your No. 1 well was flowing and was not equipped with a control valve. Under the terms of Permit G-1643 your well should be equipped with a control valve so that the flow of ground water can be completely stopped when water is not being put to a beneficial use.

The purpose of a control valve is to conserve the ground water supply. If the flow is stopped or greatly reduced in the non-irrigating season the artesian pressure would have an opportunity to recover and your well would have a higher artesian pressure and a larger supply available during the irrigation season.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Jack E. Sceva
Geologist

JES:mb

G-1797

October 6, 1960

W. B. Clayton
Burns, Oregon

Dear Mr. Clayton:

G-1797, Permit No. G-1643 with blueprint,
and our Refund Check No. 8330 in the amount of \$3.10.

G-1797

August 10, 1960

W. B. Clayton
Burns
Oregon

Dear Mr. Clayton:

This will acknowledge receipt of your application for a permit to appropriate 5700 gallons of water per minute from two wells for the irrigation of 2139.7 acres, tracing, three well reports and fees in the sum of \$85.00 for which our receipt numbered 26320 is enclosed.

Your application which has been examined and filed under file number G-1797 appears to be in a form satisfactory to be considered for approval by issuance of a permit with the next group.

It is noted that well number 1 is artesian. Please advise of the means which you have provided for the control of the flow from this artesian well.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Walter N. Perry, Assistant

WNP:mgb
Enc: 1

*not up
for OK*

TWR 24 R.31

LEGEND

-SUPPLEMENT RIGHTS

NEW RIGHTS

SCALE 4 inch = 1 Mile

I HEREBY CERTIFY THAT THIS MAP WAS
PREPARED FROM PLATS AERIAL PHOTO
AND AN ACTUAL SURVEY MADE IN THE
FIELD AND REPRESENTS THE LOCATION
OF LAND WELLS AND DITCHES IN THE
APPLICATION OF W. B. CLAYTON TO
APPROPRIATE UNDERGROUND WATER
FOR IRRIGATION

DATED THIS 12 DAY OF JULY 1960

E. N. Young
COUNTY SURVEYOR

Application No. *G-1797*
Permit No. *G-1643*

NOW THIS AGREEMENT entered into by and between W. B. CLAYTON and
LOIS A. CLAYTON, husband and wife, called herein Clayton, and JOHN M.
CAMPBELL and FRANCES Z. CAMPBELL, husband and wife, called herein
Campbell, this 18 day of May, 1962:

WITNESSETH:

Whereas, Clayton desires to sell and Campbell desires to buy certain
property in Harney County, Oregon; and

Whereas, Clayton has heretofore given Campbell an option to purchase
said property, which option as herein modified, Campbell is now exercis-
ing, Now, Therefore

For and in consideration of the monies by Campbell to be paid and
be performed it is agreed as follows:

Clayton agrees to sell and Campbell agrees to buy the following
described property, to-wit:

Tract I.

Township 25 South of Range 30 East, W. M.
SW $\frac{1}{4}$: SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16

Township 24 South of Range 31 East, W. M.
E $\frac{1}{2}$ E $\frac{1}{2}$: W $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 29, LESS HIGHWAY right of way
(4.22 acres)

Tract II.

Township 24 South of Range 30 East, W. M.
All of Section 24
All of Section 26
All of Section 35

Township 24 South of Range 31 East, W. M.
Lots 1, 2, 3 & 4: E $\frac{1}{2}$ W $\frac{1}{2}$: E $\frac{1}{2}$ of Section 19
W $\frac{1}{2}$ NE $\frac{1}{4}$: NW $\frac{1}{4}$ of Section 29
Lots 1 & 2: E $\frac{1}{2}$ NW $\frac{1}{4}$: E $\frac{1}{2}$ of Section 30

Tract III.

Township 24 South of Range 30 East, W. M.
All of Section 25
N $\frac{1}{2}$: N $\frac{1}{2}$ S $\frac{1}{2}$: SE $\frac{1}{4}$ SW $\frac{1}{4}$: SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36

for the sum of One Hundred Seventy-six Thousand and no/100ths (\$176,000.
00) Dollars on account of which Campbell has paid Clayton the sum of
Fifty-one Thousand Seven Hundred Seventy-five and no/100ths (\$51,775.00)

WATERMAN & MOGAN
ATTORNEYS AT LAW
30 WEST ALABAMA STREET
BURNS, OREGON

1 Clayton or Campbell is successful in obtaining a loan, it is understood
2 that this agreement will be subject to a first mortgage in favor of
3 said lending agency and that all parties hereto agree to execute the
4 necessary papers to acquire said loan.

5 Thirty-nine Thousand Two Hundred Twenty-five and no/100ths (\$39,225.
6 00) Dollars of the remaining balance is to be paid in fifteen (15)
7 annual amortized payments of Three Thousand Eight Hundred Eighty-three
8 and 27/100ths (\$3,883.27) Dollars which include interest at 6% per
9 annum. Payments on the Thirty-nine Thousand Two Hundred Twenty-five
10 and no/100ths (\$39,225.00) Dollars may be accelerated at Campbell's
11 option, provided, however, that no further payments of principal may be
12 made during the calendar year 1962. Campbell shall be entitled to a
13 sixty (60) day grace period as to these payments.

14 Provided, that the lending agency concurs and will release Clayton
15 from any obligation under said loan, at such a time as Campbell has fully
16 retired the sum of Thirty-nine Thousand Two Hundred Twenty-five and
17 no/100ths (\$39,225.00) Dollars plus interest due Clayton as set forth
18 in the last paragraph above, the escrow shall be closed, all documents
19 held therein including a warranty deed from Clayton to Campbell shall
20 be delivered to Campbell and thereafter Clayton shall have no lien,
21 equity or interest in said property and Campbell shall deal directly with
22 the lending agency.

23 It is further agreed that interest on each of the principal remain-
24 ing sums shall be computed from March 1, 1962.

25 Campbell agrees to construct or have constructed a fence about the
26 deeded and leased lands in accordance with the agreement pending with
27 the Bureau of Land Management and as required by _____
28 _____ within two (2) years.

29 Three

Dollars, the balance to be paid as follows:

Eighty-five Thousand and no/100ths (\$85,000.00) Dollars of the remaining balance is to be paid in annual payments of not less than Three Thousand Four Hundred and no/100ths (\$3,400.00) Dollars plus interest at 6% per annum, the first payment to be made on or before March 1, 1963 and a like payment on or before March 1st of each year thereafter until the whole of the said Eighty-five Thousand and no/100ths (\$85,000.00) Dollars plus interest has been paid. Not more than twenty per cent (20%) of the Eighty-five Thousand and no/100ths (\$85,000.00) Dollars may be prepaid in any twelve month period, and no payments may be made other than on the installment due dates. Campbell shall be entitled to a thirty (30) day grace period as to these payments. It is understood that Clayton is attempting to obtain an Eighty-five Thousand and no/100ths (\$85,000.00) Dollar loan on the above described premises and that the payments in this paragraph set forth are to be in retirement of said loan.

1 A signed copy of this agreement together with a good and sufficient
2 warranty deed from Clayton to Campbell conveying said premises free and
3 clear of any encumbrances other than as created by Campbell and as are
4 now of record, and a quit claim deed from Campbell to Clayton releasing
5 all Campbell's interest in said premises shall be placed in escrow with
6 the First National Bank of Oregon, Bend, Branch, Bend, Oregon. Initiat-
7 ing charges shall be borne equally by the parties hereto.

8
9 Fire insurance and taxes for the current year shall be pro-rated as
10 of March 1, 1962.

11 Campbell shall be entitled to possession of said lands on May
12 18 1962, and may retain such possession so long as he is
13 not in default under the terms of this contract. Campbell agrees that
14 at all times he will keep the buildings on said premises, now or here-
15 after erected, in good condition and repair and will not suffer or per-
16 mit any waste or strip thereof; that he will keep said premises free
17 from mechanic's and all other liens and save Clayton harmless therefrom
18 and reimburse Clayton for all costs and attorney's fees incurred by him
19 in defending against any such liens; that he will pay all taxes hereafter
20 levied against said property, as well as all water rents, public charges
21 and municipal liens which hereafter lawfully may be imposed upon said
22 premises, all promptly before the same or any part thereof become past
23 due; that at Campbell's expense, he will insure and keep insured all
24 buildings now or hereafter erected on said premises against loss or
25 damage by fire with extended coverage in an amount not less than Fourteen
26 Thousand and no/100ths (\$14,000.00) Dollars in a company or companies
27 satisfactory to Clayton, with loss payable first to the holder of the
28 first mortgage then to Clayton and then to Campbell as their respective
29 interests may appear and all policies of insurance to be delivered to
30 the holder of the first mortgage as soon as insured.
31
32

Page

Four

1 In the event of damage by fire to the improvements or any separate part,
2 thereof in excess of twenty (20) per cent Campbell shall have the option,
3 the lending agency concurring, to either use the insurance proceeds to
4 rebuild or to apply the monies recovered towards the retirement of
5 principal and interest of the Eighty-five Thousand and no/100ths (\$85,
6 000.00) Dollars portion of the remaining balance. If the loss is less
7 than Twenty (20) per cent Campbell shall use said insurance proceeds to
8 rebuild.

9 Now if Campbell shall fail to pay any such liens, costs, water rents,
10 taxes or charges or to procure and pay for such insurance, Clayton may
11 do so and any payment so made shall be added to and become a part of
12 the debt secured by this contract and shall bear interest at the rate
13 aforesaid, without waiver, however, of any right arising to Clayton for
14 Campbell's Breach of contract.
15

16 Clayton agrees that when said purchase price is fully paid and upon
17 request and upon surrender of this agreement, he will deliver a good and
18 sufficient deed conveying said premises in fee simple unto Campbell,
19 their heirs and assigns, free and clear of encumbrances as of the date
20 hereof and free and clear of all encumbrances since said date placed,
21 permitted or arising by, through, or under Clayton, excepting, however,
22 the said assessments and restrictions and the taxes, municipal liens, water
23 rents, and public charges so assumed by Campbell and further excepting
24 all liens and encumbrances created by Campbell or their assigns.
25

26 And it is understood and agreed between said parties that time is
27 of the essence of this contract, and in case Campbell shall fail to make
28 the payments above required, or any of them, punctually within the time
29 limited therefore, or fails to keep any agreement herein contained,
30 then Clayton at his option shall have the following rights:
31

32 Five

Page

(1) to declare this contract null and void, (2) to declare the whole unpaid principal balance of said purchase price with the interest thereon at once due and payable and/or (3) to foreclose this contract by suit in equity, and in any of such cases, all rights and interest created or then existing in favor of Campbell as against Clayton hereunder shall utterly cease and determine and the right to the possession of the premises above described and all other rights acquired by Campbell hereunder shall revert to and re-vest in said Clayton without any act of re-entry, or any other act of Clayton to be performed and without any right of Campbell of return, reclamation, or compensation for moneys paid on account of the purchase of said property as absolutely, fully and perfectly as if this contract and such payments had never been made; and in case of such default all payments theretofore made on this contract are to be retained by and belong to said Clayton as the agreed and reasonable rent of said premises up to the time of such default. And Clayton, in case of such default, shall have the right immediately, or at any time thereafter, to enter upon the land aforesaid, without any process of law, and take immediate possession thereof, together with all the improvements and appurtenances thereon or thereto belonging.

Campbell further agrees that failure by Clayton at any time to require performance by Campbell of any provision hereof shall in no way effect his right herein to enforce the same, nor shall any waiver by said Clayton of any breach of any provision hereof be held to be a waiver of any succeeding breach of any such provision, or as a waiver of the provision itself.

In case suit or action is instituted to foreclose this contract or to enforce any of the provisions hereof, Campbell agrees to pay such sum as the Court may adjudge reasonable as attorney's fees to be allowed.

1 plaintiff in said suit or action.

2 In construing this contract, it is understood that Clayton or
3 Campbell may be more than one person; that if the context so requires
4 the singular pronoun shall be taken to mean and include the plural, the
5 masculine, the feminine and the neuter, and that generally all grammati-
6 cal changes shall be made, assumed and implied to make the provisions
7 hereof apply equally to corporations and to individuals.

8 IN WITNESS WHEREOF, we have hereunto set our hands and seals in
9
10 septuplet.

11
12 W. B. CLAYTON

13 LOIS A. CLAYTON

14
15 JOHN M. CAMPBELL

16
17 FRANCIS Z. CAMPBELL

18 STATE OF OREGON)

ss:

19 County of Harney)

20 BE IT REMEMBERED, That on this 18 day of May, 1962, before me, the
21 undersigned, a notary public in and for said County and State, personally
22 appeared the within named W. B. Clayton and Lois A. Clayton, husband and
23 wife, and John M. Campbell who are known to me to be the identical
24 individuals described in and who executed the within instrument and
25 acknowledged to me that they executed the same freely and voluntarily.

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

28 Notary Public for Oregon
29 My Commission Expires: 8/10/62

30 STATE OF CALIFORNIA)

ss:

31 County of Keene)

32 BE IT REMEMBERED, That on this 4th day of June, 1962, before me, the
33 undersigned, a notary public in and for said County and State, personally
34 appeared the within named Frances Z. Campbell who is known to me to be
35 the identical individual described in and who executed the within instru-
36 ment and acknowledged to me that she executed the same freely and volun-
37 tarily.

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

40 Notary Public for California
41 My Commission Expires: _____

42 Susan

WATER WELL DRILLERS REPORT
STATE OF OREGON

Do Not
Fill In
State Well No. _____
State Permit No. _____

(1) OWNER:

Name **W.B. Clayton**

Address **Burns, Oregon**

(2) LOCATION OF WELL:

County _____ Owner's number, if any— **2**

R. F. D. or Street No. _____

Bearing and distance from section or subdivision corner _____

(3) TYPE OF WORK (check):

New well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐

Irrigation ☒ Test Well ☐ Other ☐

(5) EQUIPMENT:

Rotary ☐

Cable ☒

Dug Well ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

FROM	ft. to	ft.	Diam.	Gage or Wall
"	0	150	16	3/16
"	"	"	"	"
"	"	"	"	"
"	"	"	"	"
"	"	"	"	"

If gravel packed

Diameter of Bore	from ft.	to ft.
"	"	"
"	"	"
"	"	"
"	"	"
"	"	"

Type and size of shoe or well ring **1/2-6**

Describe joint **welded**

(7) PERFORATIONS:

Type of perforator used **torch**

SIZE of perforations	in., length, by	in.
FROM	ft. to	ft.
"	90	95
"	110	115
"	130	135
"	"	"
"	"	"
"	"	"

SCREENS:

Give Manufacturer's Name, Model No. and Size _____

(8) CONSTRUCTION:

Was a surface sanitary seal provided? ☐ Yes ☒ No To what depth _____ ft.

Were any strata sealed against pollution? ☐ Yes ☒ No

If yes, note depth of strata _____

FROM	ft. to	ft.
"	"	"
"	"	"

METHOD OF SEALING _____

(9) WATER LEVELS:

Depth at which water was first found **24** ft.

Standing level before perforating **23' 8"** ft.

Standing level after perforating **23' 8"** ft.

Log Accepted by: _____

[Signed] _____ Dated _____ 19____
Owner

(10) WELL TESTS:

Was a pump test made? ☒ Yes ☐ No If yes, by whom? **Interstate Pump Co.**

Yield: **2500** gal./min. with **16'** ft. draw down after **4** hrs.

Artesian flow _____ g.p.m.

Shut-in pressure _____ lbs. per square inch.

Boiler test _____ g.p.m. with _____ ft. drawdown

Temperature of water **54** Was a chemical analysis made? ☐ Yes ☒ No

Was electric log made of well? ☐ Yes ☒ No

(11) WELL LOG:

Diameter of well, **10** inches.

Total depth **301** ft. Depth of completed well **301** ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

0	ft. to	4	ft.	hardpan
4	"	31	"	loose brown sand
31	"	37	"	boulders and sand
37	"	50	"	layers of hard & soft sand
50	"	58	"	lava boulders & sand
58	"	70	"	yellow clay & sand
70	"	124	"	layers of green & yellow el
124	"	126	"	green shale
126	"	181	"	green clay
181	"	184	"	pumice sand & lava gravel
184	"	197	"	layers of green shale & cla
197	"	224	"	gray mud
224	"	243	"	green shale & clay
243	"	252	"	layers of hard & soft sand
	"		"	& gravel
252	"	332	"	gray shale
332	"	335	"	broken zone shale
335	"	501	"	black shale, broken

Ground elevation at well site **4150** feet above mean sea level

Work started **10/13** **59** Completed **12/8** **59**

Well Driller's Statement:

This well was drilled under my jurisdiction and this report true to the best of my knowledge and belief.

NAME **John A. VanMeter** (Person, firm, or corporation) (Typed or printed)

Address **Box 204 Malin, Oregon**

Driller's well number _____

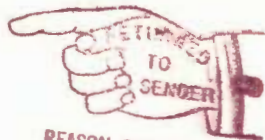
[Signed] _____ (Well Driller)

License No. **120** Dated **Dec 15**, 19____



STATE ENGINEER

516 PUBLIC SERVICE BUILDING
SALEM, OREGON 97310



REASON CHECKED
Unclaimed _____ Returned _____
Addressee unknown _____
Insufficient Address _____
No such street _____ number _____
No such office in state _____
Do not return in this envelope

Haberson



Estate of W. B. Clayton

Burns, Oregon 97720

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

No. 53753

Name _____
1st Notice _____
2nd Notice _____
Return _____



INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

53753

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*



STATE ENGINEER

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171

TOM McCALL
GOVERNOR

May 6, 1970

FILE NO. G-1797

CHRIS L. WHEELER
State Engineer

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

According to the terms of your Permit number G-1643, which is for the appropriation of 7.80 cubic feet per second of water from two wells for irrigation, complete use of water was to have been made on or before October 1, 1964.

On March 5, 1970, the proof of appropriation of water form in connection with this permit was mailed to you together with the instructions to sign the form and return it to this office together with the statutory recording fee of \$1.00.

On April 6, 1970, a reminder letter calling this to your attention was mailed. To date, we have not received either the proof or any correspondence regarding it.

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

In accordance with the provisions of ORS 537.260, you are hereby notified that unless we receive the signed proof form and the certificate recording fee within 60 days from the date of this letter, your permit will be canceled without further notice.

Very truly yours,

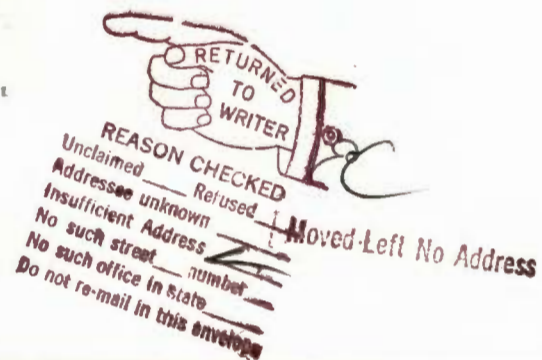
Myron V. Bish
Assistant

MVB:cjs

cc: John Campbell

CERTIFIED - Return Receipt Requested

AFTER 10 DAYS RETURN TO
STATE ENGINEER
516 PUBLIC SERVICE BUILDING
SALEM, OREGON 97310



TOM McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

Estate of W. B. Clayton





STATE ENGINEER

G-1797

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171

TOM McCALL
GOVERNOR

March 5, 1970

CHRIS L. WHEELER
State Engineer

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number G-1643.

At the time Mr. W. B. Clayton filed notice of complete application of water, he stated 1400 acres had been irrigated on or before the completion date as set forth in the permit. The proof, therefore, reflects this amount. The remainder of the acreage presently irrigated from the well (753.9 acres) should be filed on for a permit. If you wish, we can assist you in making application for this acreage.

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,

Myron V. Bish
Assistant

MVB:cjs

Enclosures

cc: John Campbell
P. O. Box 431
Hines, Oregon 97738



STATE ENGINEER

516 PUBLIC SERVICE BUILDING
SALEM, OREGON 97310



Estate of W. B. Clayton

Burns, Oregon 97720





STATE ENGINEER

G-1797

WATER RESOURCES DEPARTMENT

516 PUBLIC SERVICE BUILDING • SALEM, OREGON • 97310 • Ph 364-2171

TOM McCALL
GOVERNOR

April 6, 1970

CHRIS L. WHEELER
State Engineer

Estate of W. B. Clayton
Burns, Oregon 97720

Dear Sir:

On March 5, 1970, we mailed you a copy of a proof of the certificate in connection with the incomplete water right represented by your permit No. G-1643 granting a right to the use of 7.80 cubic feet per second from the waters of two wells 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,

Myron V. Bish
Assistant

MVB:cjs

cc: John Campbell
P. O. Box 431
Hines, Oregon 97738