

RECEIVED
DEC 18 1978
WATER RESOURCES DEPARTMENT
SALEM, OREGON

IMPORTANT—This form is a notice to the Water Resources Director 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 Water Resources Department 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 Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. G-7227

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Rudy M. Hagewald, the holder of Permit No. G-6885

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 First day of May, 1978.

Remarks: Well #3 ON MAP

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of Dec., 1978.

(Signature of Applicant)

(Address)

OIC
LMT

UNDER

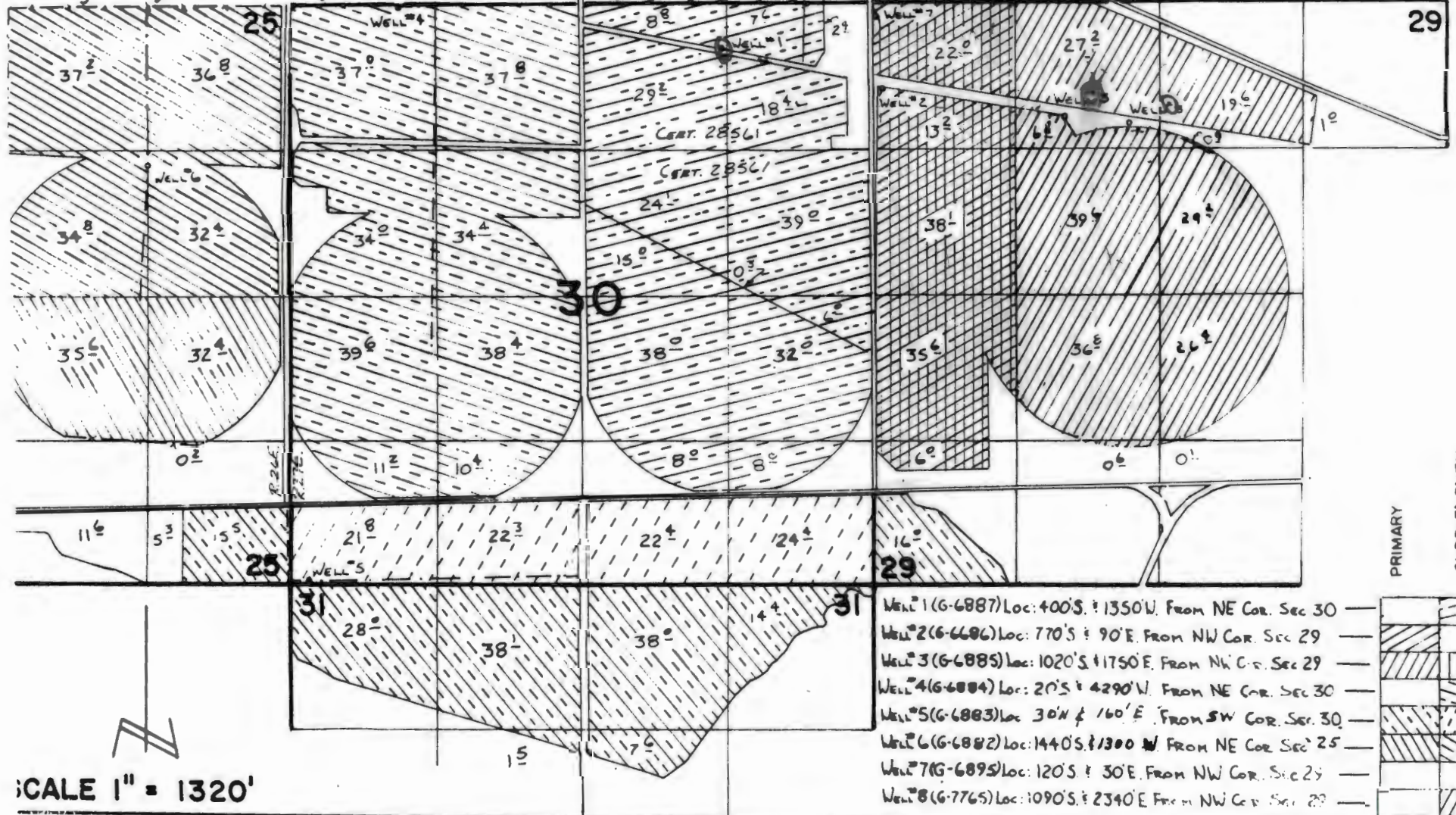
I. L. J. S., R. 200 E. 1 E., W. M

COPY

APP. G-7224
G-7225
G-7229
G-7227
G-8339
G-7228
G-7226

PER. G-6882
G-6883
G-6887
G-6885
G-7765
G-6686
G-6884

IN NAME OF
GALEN & PATRICIA HOOVER
Surveyed May 10, 1988, by B. W. Bishop



SCALE 1" = 1320'

- Well 1 (G-6887) Loc: 400'S. & 1350'W. From NE Cor. Sec 30
- Well 2 (G-6686) Loc: 770'S & 90'E. From NW Cor. Sec 29
- Well 3 (G-6885) Loc: 1020'S & 1750'E. From NW Cor. Sec 29
- Well 4 (G-6884) Loc: 20'S & 4290'W. From NE Cor. Sec 30
- Well 5 (G-6883) Loc: 30'N & 160'E. From SW Cor. Sec 30
- Well 6 (G-6882) Loc: 1440'S. & 1300'W. From NE Cor. Sec 25
- Well 7 (G-6895) Loc: 120'S & 30'E. From NW Cor. Sec 29
- Well 8 (G-7765) Loc: 1090'S. & 2340'E. From NW Cor. Sec 29

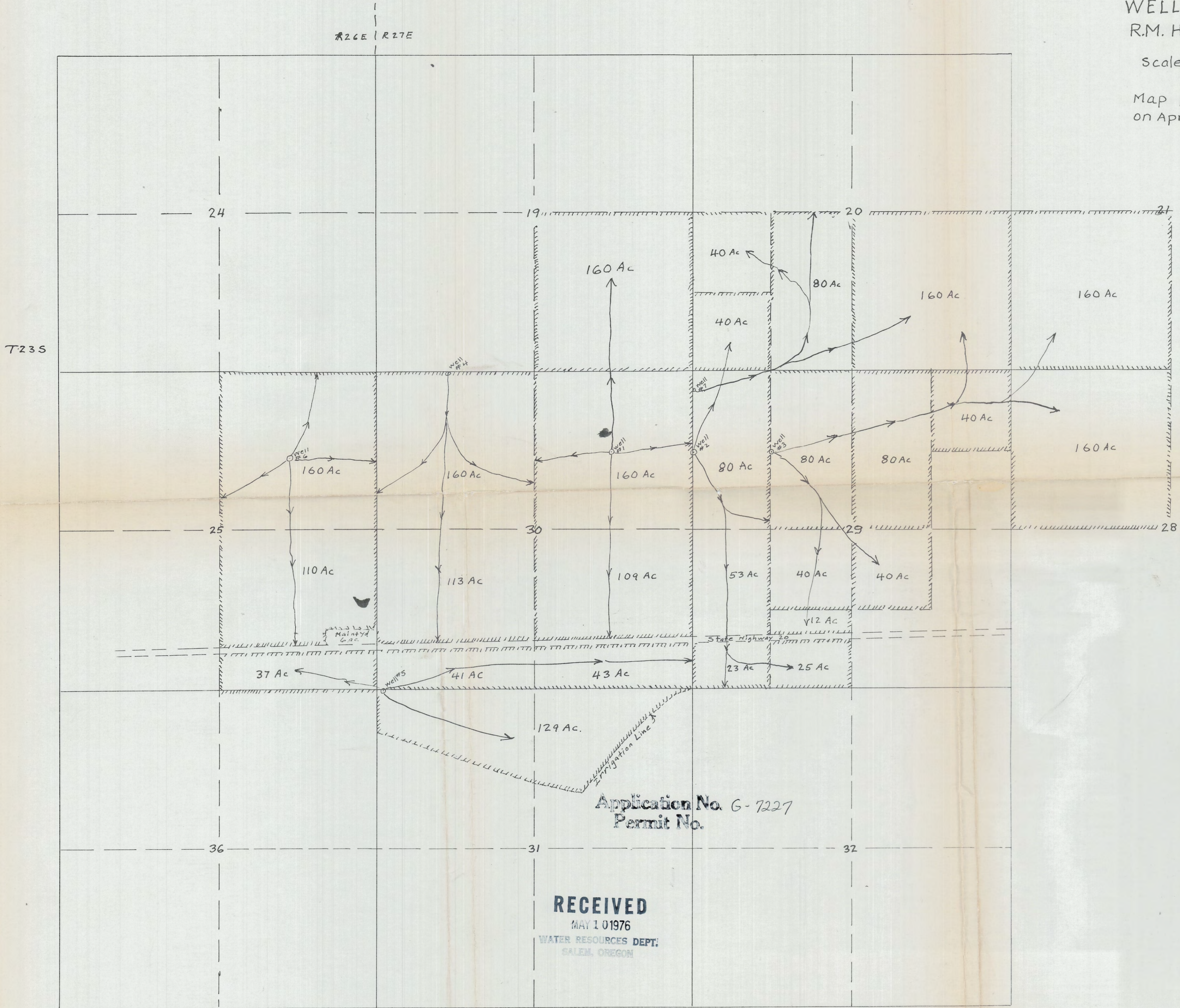
PRIMARY
SUPPLEMENTAL

PLC 11-23-88

WELL LOCATION MAP
R.M. HEGEWALD APPL. No 7228

Scale 1" = 1000'

Map prepared by J.H. Creed, RCE 4678
on April 23, 1976.



Application No. G-7227
Permit No.

RECEIVED
MAY 1 0 1976
WATER RESOURCES DEPT.
SALEM, OREGON

J.H. Creed

RECEIVED
MAY 10 1976
WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

COUNTY OF HARNEY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOYT AND SONS
P. O. BOX 647
BURNS, OREGON 97720

confirms the right to use the waters of HEGEWALD WELL 3 in the CHICKAHOMINY BASIN for the purpose of PRIMARY IRRIGATION OF 190.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 124.4 ACRES.

The right has been perfected under Permit G-6885. The date of priority is JANUARY 8, 1976. The right is limited to not more than 2.8 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, SECTION 29, T 23 S, R 27 E, W.M.; 1020 FEET SOUTH & 1750 FEET EAST FROM NW CORNER SECTION 29.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 SW 1/4		9.5 ACRES
SE 1/4 SW 1/4	2.0 ACRES	
SECTION 20		
NE 1/4 NE 1/4	1.0 ACRE	
NW 1/4 NE 1/4	20.5 ACRES	
SW 1/4 NE 1/4	29.2 ACRES	
NE 1/4 NW 1/4	34.0 ACRES	
NW 1/4 NW 1/4		35.2 ACRES
SW 1/4 NW 1/4		38.1 ACRES
SE 1/4 NW 1/4	39.6 ACRES	
NE 1/4 SW 1/4	36.8 ACRES	
NW 1/4 SW 1/4		35.6 ACRES
SW 1/4 SW 1/4		6.0 ACRES
SE 1/4 SW 1/4	0.6 ACRE	
NW 1/4 SE 1/4	26.4 ACRES	
SW 1/4 SE 1/4	0.1 ACRE	
SECTION 29		
TOWNSHIP 23 SOUTH, RANGE 27 EAST, W.M.		

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.

46025-279-144R
5/10/88
Boyle

Abstract of Permit No. G-6885

Application No. G-7227 Certificate No.

ASSIGNED
Name R. M. Hegewald
Address P. O. Box 409
Stevenson, WA

Dale + Patricia Hoover

PTS

Source of water supply Well No. 3

Use Irrigation 190.2 50 PG 124.4

Point of diversion 1320'S & 1320'E from NW cor., sec.29, being within NE $\frac{1}{2}$ NW $\frac{1}{2}$ sec.29,
T.23 S., R.27 E., W.M.; Harney County
Number of acres 692

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 $\frac{1}{4}$
23 S	27 E	20															160	
		21											160					
		28					40	40										
		29	40	40	40		40			40	40			12		40		

Priority date January 8, 1976

Amount of water 2.8 c.f.s.

Time limit to begin construction 01-07-78

Time limit to complete construction 10-01-78 extended to

Time limit to completely apply water 10-01-79 extended to

Remarks: Limitations: 1/80th c.f.s. 3 a.f.

$Q_{ACRES} \frac{314.6}{80} = 3.9$
 $Q_P \frac{150(2.04)}{.100 + 1.1(2.7)(60)} = 4.1$
 $Q_H 900 + 2.68(2.8) = 6.6$
 $Q_{ALLOW} 2.8 cfs$
 extended to
 extended to

cgm

Lower Creek Mills

Basin 12, Volume 1A



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

October 17, 1988

R. M. and Helen B. Hegewald and
Hegewald Family Trust
P. O. 409
Stevenson, WA 98648

REFERENCE: Files G-7224, G-7225, G-7226, G-7227, G-7228, G-7229,
G-7362, and G-8339

The assignment by decree to you of permits numbered G-6882, G-6883, G-6884, G-6885, G-6886, G-6887, G-6895, and G-7765 (partial assignment) has been filed in the records of the Water Resources Department. Our records have been changed accordingly.

Our receipt numbered 56167 covering the \$35 recording fee along with a copy of this letter is being sent to Jett Blackburn Real Estate.

Sincerely,

Thomas E. Shook
Water Right Specialist

TES:cld

cc: Bill Beal, Watermaster District 10



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

October 17, 1988

Hoyt & Sons
P. O. 647
Burns, OR 97720

REFERENCE: Files G-7224, G-7225, G-7226, G-7227, G-7228, G-7229,
G-7362, G-8339, 54310, and 57108

The assignment of permits numbered G-6882, G-6883, G-6884, G-6885, G-6886, G-6887, G-6895, G-7765, 41553, and 42944 from Hegewald Family Trust et al to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the originals are enclosed.

Our receipts numbered 55597, 55598, 55599, 55600, 55601, 55602, 55603, 55604, 55605, and 55607 covering the \$100 recording fees along with a copy of this letter is being sent to Jett Blackburn Real Estate.

Sincerely,

Thomas E. Shook
Water Right Specialist

TES:cld

cc: Bill Beal, Watermaster District 10

Enclosures

The completed assignment must be submitted to the Water Resources Director, 3850 Portland Road N.E., Salem, OR 97310, together with a recording fee of \$10.00.

690-10-140

7-1-88
\$10
55607



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

503-378-3739

September 7, 1988

JETT BLACKBURN REAL ESTATE
771 PONDEROSA VILLAGE
BURNS, OR. 97720

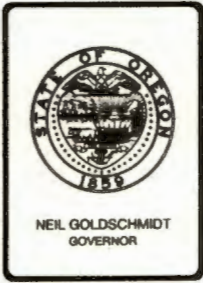
REFERENCE: Files G-7224, G-7225, G-7226, G-7227, G-7228, G-7229, G-7362, G-8339, 54310, 57108

To date, we have not received a reply to my letter dated July 6, 1988.

Will you advise us of which course of action you prefer?

Sincerely,

Thomas E. Shook
Water Right Specialist



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-3739

July 6, 1988

Jett Blackburn Real Estate
771 Ponderosa Village
Burns, OR 97720

REFERENCE: Files G-7224, G-7225, G-7226, G-7227,
G-7228, G-7229, G-7362, G-8339, 54310, 57108

We have received a check in the amount of \$100 from Hoyt and Sons, as well as assignment requests for permits G-6882, G-6883, G-6884, G-6885, G-6886 G-6887, G-6895, G-7765, 41553, 42944, and copies of Interlocutory decree of strict foreclosure of real estate contract and notice of sale.

Although we will be able to act on the assignments for permits 41553 and 42944 because they are in the name of R.M. Hegewald the balance of the request is still in the name of Galen and Patricia Hoover. We will file the Interlocutory decree; however, a filing fee of \$5 is needed and Helen B. Hegewald will have to sign each of the enclosed assignments along with the trustees for the Hegewald Family Trust.

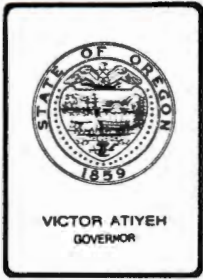
Also, permit G-7765 shows an area of use within the S1/2 NW1/4 of Section 28, T.23 S., R. 27 E., WM and this area is not included in the deed descriptions you submitted. Please clarify.

Sincerely,

THOMAS E. SHOOK
Water Right Specialist

cc: Hoyt & Sons
R.M. & H.B. Hegewald

0049M



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508
1-800-452-7813
(message line)

August 4, 1982

Schroeder & Hutchens, Lawyers
PO Box 220,
Vale, Oregon 97918

REFERENCE: Files Numbered G-8339, G-7224, G-7225, G-7226,
G-7227, G-7228, G-7229, G-7362

Dear Mr. Schroeder:

Thank you for your letter dated August 2, 1982, requesting the status of Permits Numbered G-7765, G-6882, G-6883, G-6884, G-6885, G-6886, G-6887, and G-6895.

The information you have listed under "Date per Permit" is correct. We have also received the Notices of Complete Application of Water to a Beneficial Use for each permit. Our customary field inspection will be made the next time our field examiner is in the area; however, because of budgetary cutbacks we are unable to make the trip at this time.

There is no charge for this information; therefore, I have enclosed your Check Number 11449.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES/jw

Enclosure

RECEIVED

JAN 8 1976

WATER RESOURCES DEPT.
SALEM, OREGON

Permit No. G-.....

APPLICATION FOR A PERMIT

To appropriate the Ground Waters of the State of Oregon

I, R.M. HEGEWALD (Name of applicant)

of P.O. Box 409, Stevenson (Postoffice Address), county of Skamania

state of Washington, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Silver Creek (Name of stream)

tributary of

2. The amount of water which the applicant intends to apply to beneficial use is cubic feet per second or 1250 gallons per minute.

3. The use to which the water is to be applied is Irrigation of alfalfa, grain and other crops

4. The well or other source is located 1320 ft. S and 1300 ft. E from the Section corner of Sections 19, 20, 29 and 30, T23 S., R 27 E.W.M. (Section or subdivision)

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

(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the NE 1/4 NE 1/4 NE 1/4 of Sec. 30-29 Twp. 23 S, R. 27 E., W. M., in the county of Harney

5. The (Canal or pipe line) to be miles in length, terminating in the of Sec., Twp., R., W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision)

6. The name of the well or other works is Well No. 3

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of one well (Give number of wells, tunnels, etc.) having a diameter of 16 inches and an estimated depth of 300 feet. It is estimated that 20 feet of the well will require gravel packed casing. Depth to water table is estimated 80 (Feet) (Kind)

CANAL SYSTEM OR PIPE LINE—

9. (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, ft.; size at intake in.; in size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

10. If pumps are to be used, give size and type Turbine- 125 to 150 H.P.

Give horsepower and type of motor or engine to be used Electric

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

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

Township N. or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
W 1/2 23 S	27 E.	29 20	W 1/2 ^{SE 1/4} SW 1/4	320 160
"	"	" 28 21	W 1/2 NE 1/4 ^{SW 1/4}	80 160
"	"	" 28	NE 1/4 NE 1/4 ^{N 1/2 NW 1/4}	40 80
"	"	" 29	NW 1/4 SE 1/4 ^{NE 1/4 NE 1/4}	40
"	"	20 29	S 1/2 S 1/2 ^{NW 1/4 E 1/4}	160 40
"	"	19 29	SE 1/4 ^{SW 1/4 NE 1/4}	160 40
		29	NW 1/4 SE 1/4	40
		29	NE 1/4 NW 1/4	40
		29	SE 1/4 NW 1/4	40
		29	NE 1/4 SW 1/4	40
		29	Partion of SE 1/4 SW 1/4 N of Hwy 20	12

(If more space required, attach separate sheet)

Character of soil Sandy loam

Kind of crops raised Alfalfa, grain and other crops

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

PERMIT

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 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 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 well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

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

STATE ENGINEER

Superseded

Application No. G-7227

Permit No. G-.....

PERMIT

TO APPROPRIATE THE GROUND WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 8 day of January, 1926, at 11 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of

Ground Water Permits on page

STATE ENGINEER

Drainage Basin No. page

RECEIVED

JAN 8 1976

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. G-7227
Permit No.

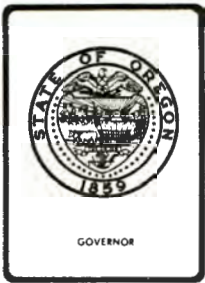
T 23 S, R 27 E. W. M.

R 26 E.

24	19	20	21
25	30	29	28
36	31	32	33

GREEN VALLEY RANCH
R. M. HEGEWALD.

Scale: 2 in = 1 mile Well---



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

July 17, 1979

Galen & Patricia Hoover
7404 Ruby Dr. SW
Tacoma, WA 98498

RE: File Nos. G-7224, G-7225, G-7226, G-7227, G-7228, G-7229,
G-7362, & G-8339

Dear Mr. & Mrs. Hoover

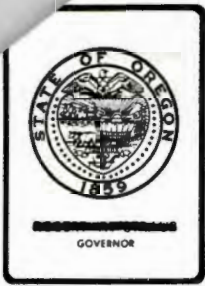
The assignment of Permit Nos. G-6882, G-6883, G-6884, G-6885, G-6886, G-6887, G-6895, & G-7765 from R. M. Hegewald to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly, and the original assignment is enclosed. Our receipt No. 12080, covering the \$2.00 assignment recording fee was sent to Green Valley Ranch.

Under the terms of permit G-7765, actual construction of the well was to have been started on or before January 20, 1979. We have not been advised that this requirement has been met. Also adequate irrigation equipment is to be in your possession by October 1, 1979 and water used to the fullest extent intended on or before October 1, 1980. Forms for reporting are enclosed.

Sincerely

Thomas E. Shook
Water Rights Engineer

TES/dw
cc: William H. Beal, Watermaster
Harney County Courthouse
Burns, OR 97720



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

June 28, 1979

Green Valley Ranch
P. O. Box 409
Stevenson, WA 98648

RE: Files No.: G-7224, G-7225, G-7226, G-7227, G-7228, G-7229, G-7362, G-8339

Gentlemen:

We have received your check in the amount of \$2.00 along with a request to assigned several permits to Galen and Patricia Hoover.

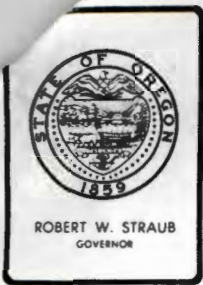
Our records show R. M. Hegewald as holder of these permits so it will be necessary for that name to be shown on the assignment. R. M. Hegewald must sign the document also. A new assignment blank is enclosed for this purpose or the original assignment can be amended accordingly.

Upon receipt of the properly executed assignment, our records will be changed accordingly.

Sincerely,

Thomas E. Shook
Water Rights Engineer

TES:slm
Enclosures: Receipt No. 12080
cc: R. M. Hegewald
Riley, OR 97758



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-3066

G-6882 G-6883

G-6884 G-6885

G-6886 G-6887

G-6895 G-8339

R-53998 54310

December 23, 1977

Riney J. Seeger
Attorney at Law
Harney County Courthouse
P. O. Box 548
Burns, Oregon 97720

Dear Mr. Seeger:

Enclosed you will find copies of R. M. Hegewald's water rights application with a receipt for copying fees.

Prior to the check sent by you, we received a check for \$3.50 from Mr. Hegewald for application number G-8339. Therefore, enclosed is a refund check for the \$3.50 submitted for application numbered G-8339.

Sincerely,

Larry Toll
Water Rights Engineer

LT:slk

Enclosures: Check No. 1854
Receipt No. 353

COPY

January 26, 1977

R.M. Hegewald
P.O. Box 409
Stevenson, WA

G-7224
G-7225
G-7226
G-7227
G-7228
G-7229
G-7362

G-6882, G-6883, G-6884, G-6885, G-6886,

G-6887, and G-6895 with map.

378-3066

G-7224, G-7225, G-7226, G-7227
G-7228, G-7229, G-7362

29 October 1976

Riney J. Seeger, Attorney
P.O. Box 548
Burns, Oregon 97720

Dear Mr. Seeger:

We have received your map and applications No. G-7224, G-7225, G-7226 and G-7229 now describing the supplemental irrigation.

Mr. Hegewald's applications No. G-7224, G-7225, G-7226, G-7227, G-7228, G-7229 and G-7362 are all satisfactory and permits will be issued in 30 to 60 days.

Sincerely,

Vestal R. Garner
Water Rights Engineer

VRG:lcj
cc: R.M. Hegewald

July 7, 1976

Files G-7224	G-7225
G-7226	G-7227
G-7228	G-7229
G-7362	54310

Riney J. Seeger
District Attorney
Box 548
Burns, OR 97720

Dear Mr. Seeger:

Thank you for returning applications numbered G-7224, G-7225, G-7229, and G-7362. These applications are now all in satisfactory form for primary irrigation of the land described including G-7362 which intends in part to be supplemental to Well No. 3.

To date, I have assumed that the rights to the use of water from other sources would be canceled by submission of an affidavit of abandonment by the owner as was suggested to you in our letter of March 8, 1976; however, as of this date we have not received the affidavits of abandonment nor have the applications been modified to describe in part supplemental irrigation to existing rights.

Application numbered G-7224 is in conflict with certificate numbered 14054 within the NE $\frac{1}{4}$ of Section 25, Township 23 South, Range 26 East. Application numbered G-7225 is in conflict with certificate numbered 14080 within the south half southwest quarter and south half of the southeast quarter of Section 30, Township 23 South, Range 27 East. Application numbered G-7226 is in conflict with certificate numbered 14072 within the west half of Section 30, Township 23 South, Range 27 East. Application number G-7229 is in conflict with certificates numbered 14079, 14080, and 28561 in the east half of Section 30, Township 23 South, Range 27 East and in the southeast quarter of Section 19, Township 23 South, Range 27 East.

The specifics on these particular rights are available to you in the Watermaster's office in the courthouse in Burns.

July 7, 1976

-2-

Riney J. Seeger

Before permits can be issued, it will be necessary that we have either affidavits of abandonment of the existing rights or the applications modified to request permits to supplement the available supply after the existing rights.

In addition to the conflict with existing rights, the applications also require permit recording fees totaling \$731.50. Upon receipt of the additional permit recording fees and your suggestion regarding a solution to the conflict of existing rights, the applications will be examined further.

If I can be of any assistance to you by providing either affidavits of abandonment or by returning the applications for amendment, please do not hesitate to contact this office.

Sincerely,

Vestal R. Garner
Water Rights Engineer

VRG:cc

cc: R.M. Hegewald



WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3066

ROBERT W. STRAUB
GOVERNOR

G-7224, G-7225, G-7226
G-7227, G-7228, G-7229
G-7362, 54310

17 June 1976

Riney J. Seeger
Box 548
Burns, Oregon 97720

Dear Mr. Seeger:

Thank you for returning applications No. G-7224 through G-7229 and also for new applications requesting permits to appropriate 1250 fgallons per minute of water from Well No. 7 for irrigation of 280 acres and to appropriate 74.0 cubic feet per second of water from Rock Quarry Canyon, Rock Quarry Canyon Reservoir and Upper Rock Quarry Canyon Reservoir for irrigation and supplemental irrigation of 1434 acres. These two applications have been filed as No. G-7362 and No. 54310, respectively.

Application No. G-7224 regarding Well No. 6 under Item No. 4 indicates the well to be within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, whereas the map indicates the well to be within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25. If the map is correct, the application should be corrected accordingly.

Application No. G-7225 regarding Well No. 5 locates the well within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35 located with reference to the NW corner, Section 30. The map shows Well No. 5 to be located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31 and located 150 feet east from the NW corner of Section 31. Again, if themap is correct, the application should be corrected accordingly.

Applications No. G-7226, G-7227 and G-7228 appear to be in satisfactory form for issuance of permits. However, we will withhold further action on these applications until all are in satisfactory form.

Application No. G-7229 regarding Well No. 1 lists the well within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 29. However, the map shows the well to be located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30. Again, if the map is correct, the application should be corrected accordingly.

The new application regarding Well No. 7 requests a permit to irrigate

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the SEX, Section 20 along with other land. Since application No. G-7227 for Well No. 3 also requests a permit to irrigate the SEX, Section 20, it will be necessary to amend application No. G-7362 to request a permit for supplemental irrigation of the SEX, Section 20.

New application No. 54310 under Item No. 4 must list the location of each point of diversion specified as a source. The application presently shows Lower Rock Canyon Reservoir and Rock Quarry Canyon Creek, but does not show the location of the Upper Reservoir. According to our records the location of the Upper Reservoir is 1440 feet north and 670 feet west from the SE corner, Section 35, Township 23 South, Range 27 East, being located within the NE $\frac{1}{4}$ SEX, Section 35. I am enclosing a copy of a final proof survey map which shows the location of both reservoirs.

According to our records, certificates No. 26832 and No. 26834 were issued in evidence of the right to appropriate water from Rock Quarry Canyon, Upper Rock Quarry Canyon Reservoir and Lower Rock Canyon Reservoir for the irrigation and supplemental irrigation of the land shown on the enclosed final proof survey map.

Certificate No. 26832 was issued to appropriate 2.0 cubic feet per second of water from the Canyon and Lower Reservoir for irrigation of 176 acres. This right is deficient of the full duty by 2.4 cubic feet per second.

Certificate No. 26834 was issued for 2.5 cubic feet per second of water from the Upper Canyon and Reservoir for supplemental irrigation of 174 acres. This right is deficient of full duty by 1.85 cubic foot per second. Therefore, this existing right can be supplemented from these same sources to the extent of 4.25 cubic feet per second of water to make up the amount necessary for the full duty of water. This land should be listed as supplemental irrigation under the application or if the quantity of water described by these certificates is sufficient for the irrigation of this land, the 176 acres as shown on the map should be eliminated from the application.

The application also lists land in Section 22 and the SEX, Section 21. However, the map which you have submitted does not show the land to be irrigated. Therefore, the map will have to be amended accordingly.

I am returning applications No. G-7224, G-7225, G-7229, G-7362 and 54310 for the requested information and corrections.

In addition to the examination fee of \$20.00, which has been paid for each application, permit recording fees are also required. These fees are as follows: G-7224 = \$82.00, G-7225 = \$76.00, G-7226 = \$82.90, G-7227 = \$208.60, G-7228 = \$67.30, G-7229 = \$129.70, G-7362 = \$85.00 and 54310 = \$431.20, being a total of \$1,162.70 due in recording fees.

Riney J. Seeger

G-7224-G-7229, G-7362, 54310

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The permit recording fees must be paid before permits can be issued.

Applications No. G-7224, G-7225, G-7229, G-7362 and 54310 are endorsed so that in order to retain their dates of priority, they must be received in this office on or before August 17, 1976.

Sincerely,

Vestal R. Garner
Water Rights Engineer

VRG:lcm
cc: R.M. Hegewald
ENCL: Receipts No. 52781 and No. 54960
ENCL: Map for Application No. 54310

March 8, 1976

File G-7224
G-7225
G-7226
G-7227
G-7228
G-7229
G-309

Riney J. Seeger
District Attorney
County of Harney
Harney County Courthouse
Burns, OR 97720

Dear Mr. Seeger:

We have six applications submitted in behalf of R.M. Hegewald for permits to appropriate water from six wells being 1,500 gallons of water per minute from Well No. 6 for the irrigation of 320 acres, 1,500 gallons of water per minute from Well No. 5 for the irrigation of 320 acres, 1,500 gallons of water per minute from Well No. 4 for the irrigation of 560 acres, 1,250 gallons of water per minute from Well No. 3 for the irrigation of 800 acres, 1,500 gallons of water per minute from Well No. 2 for the irrigation of 220 acres and 1,250 gallons of water per minute from Well No. 1 for the irrigation of 540 acres. These applications were filed on January 14, 1976 and given numbers G-7224 through G-7229 respectively. We also received maps and fees in the amount of \$120.00.

As discussed with you on the telephone the other day, our records show existing water rights of record allowing the use of water from Silver Creek on most of the lands described on the various applications. I have enclosed affidavits of abandonment for you and your clients inspection. If these rights have not been exercised for a period of five successive years or if it is the intent of Mr. Hegewald to use only ground water for irrigation purposes, the affidavits should be signed in the presence of a notary public and returned so that we can clear our records of these rights and issue new permits for irrigation purposes. Remaining right certificates will have to be issued for the lands not involved in the cancellation described in two of the affidavits. For this, we will need certificate recording fees of \$2.00 for each of the two certificates.

March 8, 1976

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File G-7224 - G-7229

On the other hand, if the earlier rights have not been lost through nonuse of five successive years and your client wishes to continue using the water from Silver Creek, the applications will have to be changed to show supplemental irrigation. In this case, water from the wells could be appropriated only to make up any deficiencies in supply from the creek. There is also a provision in the law allowing for a transfer of place of use of lands of any valid water right.

An irrigation recording fee is required for each application. There is some question in my mind as to exactly how Mr. Hegewald intends to use the water from the wells and since there is presently overlaps with a couple of the wells I will not attempt to state the irrigation recording fee for each application. I have enclosed a fee schedule for this use. I have also enclosed a map drawn to the smallest acceptable scale and I would like for you to show the lands to be irrigated from each well and then list the same information in the appropriate application.

If water from more than one well will be used on the same land, it will be necessary that one well be identified as a primary source of supply and any other well listed as a supplemental source. In the event a couple of wells are tied together, it would not be necessary to list primary and supplemental irrigation for that particular system.

I am returning the six applications for correction and completion. The applications are endorsed so that in order to retain their priority dates, they must be received in this office on or before May 12, 1976.

Sincerely,

Thomas E. Shook
Water Rights Engineer

TES:cc
cc: R.H. Hegewald
Encl. Receipts No. 51068 through 51073