

Application No. 10,549

Permit No. 7125

Certificate No. 8427 #6675-50710

See T-3869 Δ POU, POD

Stream Index, Page No. 15-53

Application Record, Book No. See T-4982 Δ POD

DVA Notification

FEEES PAID

Date	Amount	Receipt No.
Total		

FEEES REFUNDED

Date	Amount	Check No.

Name J. W. Harmon

By

Address Bryden, Ore.

Date filed

Action suspended until OK art

Returned to applicant

Date completed

Date of approval

ASSIGNMENTS

Date	To whom	Address	Volume	Page

REMARKS

0.21 sec. ft. from Deer Crk. for irr. 17 acres.
 OK for cert.

CONSTRUCTION

Date for beginning Jan. 16, 1927

Date for completion June 1, 1928

Extended to

Date for application of water Oct. 1, 1929

Extended to

PROSECUTION OF WORK

Form "A" filed May 7, 1926

Form "B" filed June 4, 1928

Form "C" filed June 11, 1929

FINAL PROOF

Blank mailed 7-5-28 to H.M. (11638)

Proof received 10-21-29

Date certificate issued Dec. 10, 1929

Receipt for recording fee No. 10887

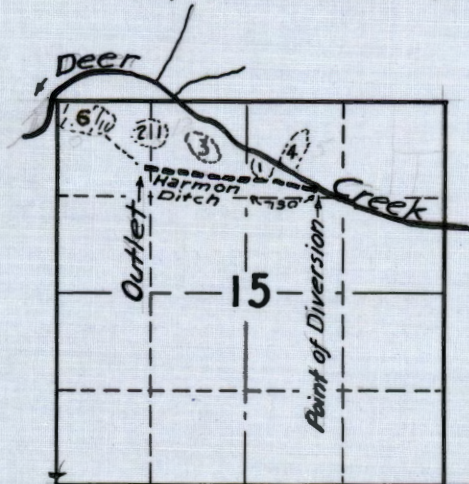
10549

P4301

J. W. HARMON

Scale 2" = 1 Mile Jan. 1926

Sec. 15, T. 38 S., R. 7 W., W.M.



STATE ENGINEER
RECEIVED

JAN 7 1925

SALEM, OREGON

Application No.
Permit No.

10549
7125



NOTICE OF INTEREST IN WATER RIGHT

To: Director of Water Resources 3850 Portland Road N.E. Salem, Oregon 97310	DATE SENT TO WATER RESOURCES 5-9-86	DATE REC'D BY WATER RESOURCES RECEIVED MAY 16 1986 WATER RESOURCES DEPT. SALEM, OREGON
	DATE RETURNED TO DVA	

This is to notify you of an interest in the following described water right:

LOAN NUMBER L73602	FIELD OFFICE MO	COUNTY JOSEPHINE	ACREAGE IRRIGATED: ORIGINAL APPRAISAL _____ ACTUAL _____
NAME OF BORROWER (LAST, FIRST, M.I.) Dwyer, John			
MAILING ADDRESS:			
COMMENTS			

Completed by DVA

PROPERTY AND WATER RIGHT INFORMATION

TOWNSHIP	38S		
RANGE	7W		
SECTION	15		

Completed by WATER RESOURCES	APPLICATION	NUMBER:	10549	51875
	PERMIT	NUMBER: ACRES: STATUS:	7125	39047 Approx 10 AC Survey NC
	CERTIFICATE	NUMBER: ACRES:	50910 Approx 2.5 AC	Covers other property
	IRRIGATION DISTRICT	NUMBER:	Covers other property	
	DOMESTIC WATER	NUMBER:		
	COMMENTS			
5-19-86 DM				

The State of Oregon, by and through the Director of Veterans' Affairs, has a security interest in the above-described property and hereby requests that no action be taken to diminish the water right without notifying the Department of Veterans' Affairs, 700 Summer Street, N.E., Salem, Oregon 97310 Attention: Butch Gehley, Operations Compliance Manager.

Attachments:

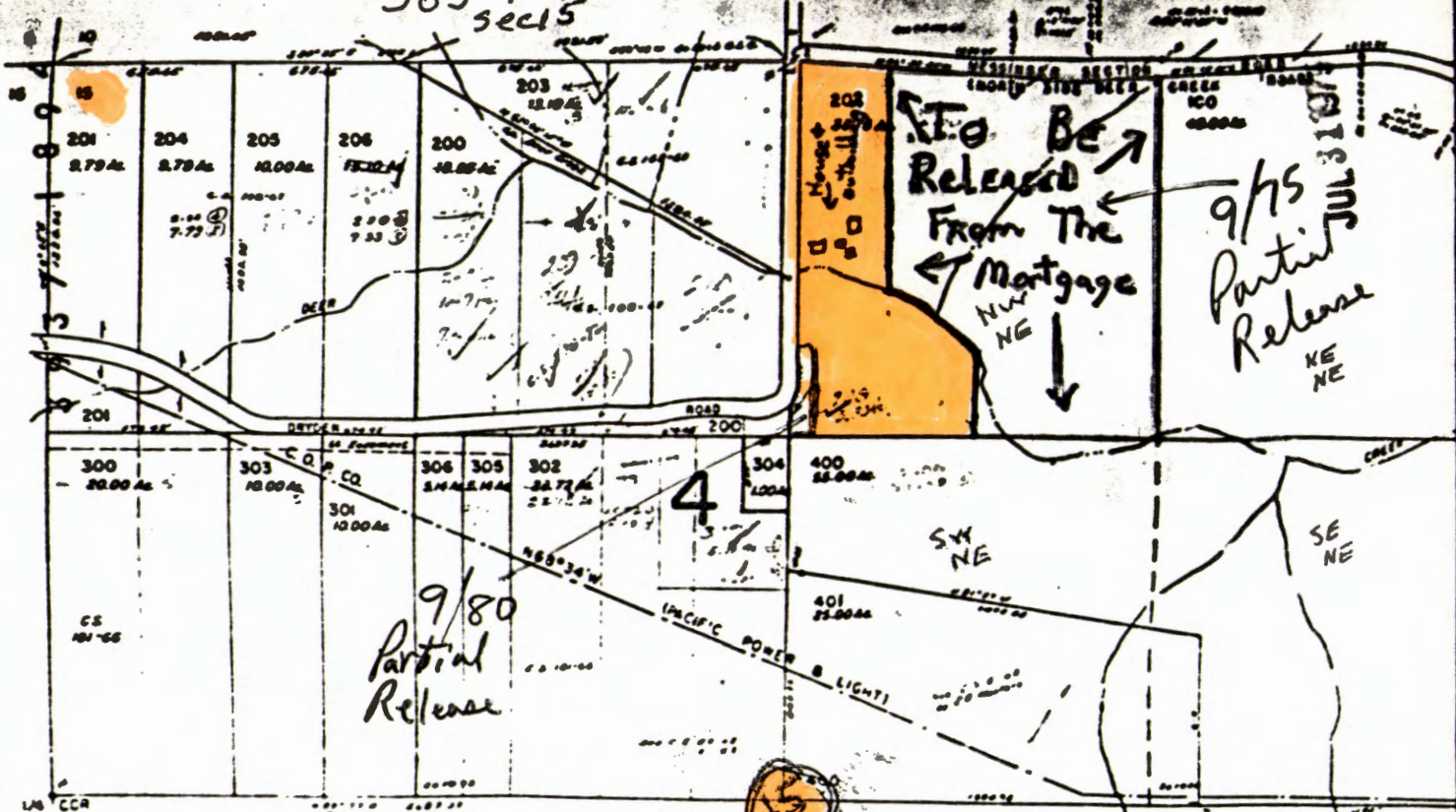
- Legal Descriptions
 Plat Maps
 Please return copy to ODVA

892

SEE MAP 38 7 16

385 744
sects

SEE MAP 38 7 10



Plat for
 Partial release -
 Linn No. 273602
 John M. Dwyer

SEE MAP 38 7 7



Water Resources Department

MILL CREEK OFFICE PARK
555 13th STREET N.E.
SALEM, OREGON 97310

CONSERVE WATER
FOR
OREGONS FUTURE



J. W. HARMON
Dryden, Oregon 97538

RETURN TO WRITER
Uninsured
Insured
Moved, left no address
No such post office in state
Do not remain in this envelope

unclaimed

- Moved, left no address
- No such number
- Moved, not forwardable
- Attempted-Not known

RECEIVED
JUN 28 1982
WATER RESOURCES DEPT
SALEM, OREGON

10549
7125



SELMA, OR
JUN 17
11 AM

SELMA, OR
JUN 24
5 PM

ST 64



Water Resources Department

MILL CREEK OFFICE PARK

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

This certificated water right is appurtenant to the specific plan of use where it was established and belongs to the legal owner of the land.

The right exists only for the amount of water needed for the specific use and place of use described in the water right documents.

To change the place of use, point of diversion, or type of use of the water, an application must be filed with the Water Resources Director for approval of the proposed change.

Any portion of this water right is forfeited if allowed to go unused for five or more consecutive years. Also, the right may be lost at any time by an intentional act by the owner that would make the right unusable.

STATE OF OREGON

COUNTY OF JOSEPHINE

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. W. HARMON

of Dryden, State of Oregon 97538, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Deer Creek

a tributary of Illinois River for the purpose of irrigation of 8.8 acres

under Permit No. 7125 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from January 7, 1926 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.11 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, T38S, R7W, WM; Harmon Ditch, 1,350 feet North and 800 feet East from Center, Section 15.

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,

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

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

5.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$

3.8 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 15

Township 38 South, Range 7 West, WM

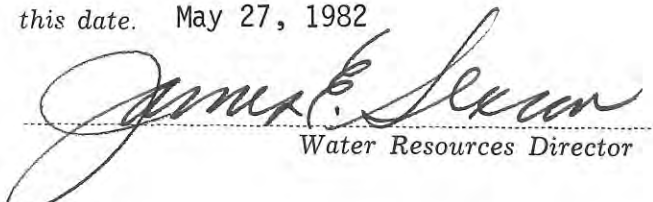
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 46675, Volume 39, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered March 12, 1982, approving Transfer Application 4982.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. May 27, 1982


Water Resources Director

**CERTIFICATE OF
WATER RIGHT**

STATE OF OREGON

to

STATE OF OREGON, }
County of } ss.

*I CERTIFY, that the within was received
and duly recorded by me in Volume
of Record of Water Right Certificates, at
page on the day
of, 19.....*

County Clerk

PERMIT No. 7125

APPLICATION No. 10549

COUNTY Josephine

8427 RECEIVED
OCT 21 1929
SALEM, OREGON
CITY ENGINEER

Proof of Appropriation of Water

1. Name J.W. Harmon 2. Address Dryden, Oregon
 3. Source of supply Deer Creek
 Tributary of Illinois River
 4. Amount of water 0.21 5. Priority date January 7, 1926
 6. Use Irrigation

7. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use. In the blank column on the right, headed "No. acres actually irrigated," fill in the number of acres you have irrigated in each of the tracts described:

Township	Range	Section	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
38 S	7 W	15	NW $\frac{1}{4}$ NW $\frac{1}{4}$	8	0
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	4	12
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	5	5
					17

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

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

8. (a) Location of point of diversion, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, Twp. 38 S, Range 7 W W. M.
(Legal Subdivision)
 (b) If a dam has been constructed, give description: Height, 1 ft.; length on top, 40 ft.; length on bottom, 40 ft.; material used and character of construction, Gravel and brush. (Temporary earth dam each year.)
 (c) Give description of headgate: Width, 1 ft.; depth, 0.7 ft.; material used and character of construction, Timber. Slot in side of flume
 (d) Size of canal: Width on top (at waterline) 2.5 ft.; width on bottom, 2 ft.; depth of water, 0.6 ft.; grade, 2 ft. fall per 1,000 ft. Actual capacity, 1.5 sec.-ft. Give general description, Earth ditch. Flat wooded country.
Grade increases at lower end of ditch.

8. (Cont'd.)

(e) Pipe line: Description of intake,

Length of pipe,ft.; size at intake,in.; size atft. from intake,in.; size at place of use,in. Difference in elevation between intake and place of use,ft.

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

Give general description:

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

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

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

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

GENERAL

9. During what months is water beneficially used April 15 to Sept. 15

10. State character of soil Dark, gravelly loam.

Kind of crops raised Garden, orchard, alfalfa, grain

11. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? No

12. If not, wherein is such map in error? Error in location of land irrigated. Should be as designated on front sheet #7., and on accompanying blue print.

13. Domestic use: Give number of families actually using water at this time

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

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of Josephine } ss.

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

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of Oct., 1929

J. W. Harmon

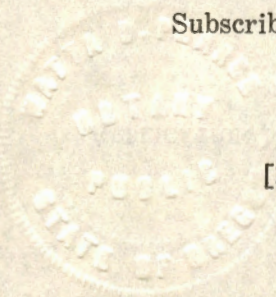
Subscribed and sworn to before me this 18th day of October, 1929

Walter B. Pearce

Notary Public for Oregon

My commission expires March 5, 1932

[NOTARIAL SEAL]



AFFIDAVIT OF WITNESSES

STATE OF OREGON,

County of

} ss.

We,, and

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

Subscribed and sworn to before me this day of, 192.....

Notary Public for Oregon

[NOTARIAL SEAL]

My commission expires

REPORT OF PERSON MAKING INSPECTION

(For use by representative of State Engineer)

I, ~~Tom R. Pearce~~, do hereby certify that I have made an inspection of the works described herein and in Permit No. ~~7125~~, on the ~~3rd~~ day of ~~October~~, 192~~9~~, and found the foregoing statements and descriptions of works to be accurate. In my opinion the appropriation has been completed to the extent of ~~0.21 sec.ft~~ and I recommend the issuance of a water right certificate for this amount.

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

Tom R. Pearce
.....
(Name)

Watermaster Dist. #16.
.....
(Title)

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

Harmon

PROOF OF APPROPRIATION

Permit No.

Recording fee paid

Receipt No. 10887.....

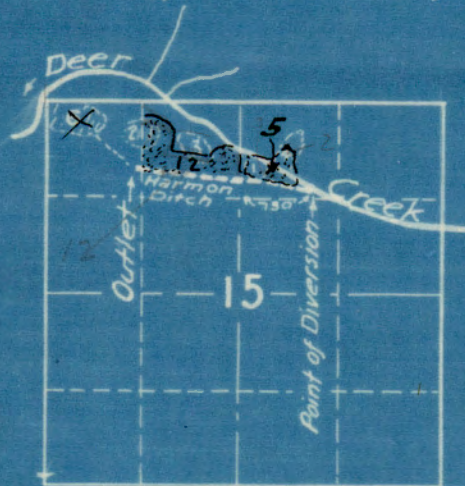
10549

7125

J. W. HARMON

Scale 2"=1 Mile Jan. 1926

Sec. 15, T. 38 S., R. 7 W., W.M.



STATE ENGINEER
RECEIVED

JAN 7 1925

SALEM, OREGON

Application No.
Permit No.

10549
7125

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, J. W. Harmon, the holder of Application No. 10549, being
 Permit No. 7125, issued by the State Engineer of the State of Oregon
(Reservoir or Enlargement)
 for the appropriation of 0.21 second-feet of the waters of Deer Creek
 in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
 completely applied the water to a beneficial use, on the 15th day of May, 1929,
 being the time limitation as fixed in said permit or as extended by the State Engineer for the complete
 application of water to a beneficial use.

Remarks: _____
 If all of the water granted in the permit had not been fully applied to beneficial use, you should so state, so that delinquent appropriators may

have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of June, 1929

Grants Pass, Oregon
(Present Address)

J. W. Harmon
(Signature of Applicant)

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, *J. W. Williams*, the holder of Application No. *10249*, being
Permit No. *7152*, issued by the State Engineer of the State of Oregon
for the application of *0.51* second-foot of the waters of *Four Creek*
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
completed the application of water to a beneficial use on the *15th* day of *May*, 1929
being the date as fixed in said permit or as extended by the State Engineer for the complete
application of water to a beneficial use.

STATE ENGINEER
RECEIVED
JUN 11 1929
SALEM, OREGON

IN WITNESS WHEREOF, I have hereunto set my hand this *15th* day of *June*, 1929
J. W. Williams
(Signature of Applicant)

Fill out check, and mail to the State Engineer, Salem, Oregon.

378-3066

January 17, 1977

File 10549

Robert B. Steimer
Watermaster, District 14
714 N.W. "A" Street
Grants Pass, OR 97526

Dear Bob:

Enclosed is a copy of the proof of appropriation of water along with a copy of the accompanying blue print submitted October 21, 1929 regarding the use of water perfected under the terms of the permit No. 7125 issued to J.W. Harmon.

According to the statements in the proof, the acreage where the right was perfected is illustrated as being the 12.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 5.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ bounded by the darker lines and dots which were added on the blue print. This area added on the blue print illustrating where the right was perfected is where the right was allowed and is evidenced by the certificate recorded at page 8427, State Record of Water Right Certificates.

That portion of the right appurtenant to each tax lot could be made a matter of record by an agreement between the owners since I do not believe we can accurately determine the acreage under the right appurtenant to each tax lot. If part of the right has not been used for five successive years, that part of the right would be lost and should be cleared from our records.

Sincerely,

Wayne J. Overcash
Water Rights Engineer

WJO:cc



WATER RESOURCES DEPARTMENT

RECEIVED

JAN 13 1977

WATER RESOURCES DEPT
SALEM, OREGON

714 N.W. "A" STREET • GRANTS PASS, OR • 97526 • Phone 476-8201, Ext. 247

ROBERT W. STRAUB
GOVERNOR

January 11, 1977

JAMES E. SEXSON
Director

WATER POLICY REVIEW
BOARD

EMERY N. CASTLE
Chairman
Corvallis

CHAPIN D. CLARK
Vice Chairman
Eugene

GEORGE H. PROCTOR
Klamath Falls

ANN W. SQUIER
Portland

RICHARD ROY
Portland

JAMES HILL
Arch Cape

JEAN FROST
Portland

Water Resources Department
1178 Chemeketa St., N. E.,
Salem, Oregon 97310

Att: Water Rights Div.

Dear Sir:

We have had an inquiry concerning a water right in Township 38 South, Range 7 West, Section 15 in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, permit 7125.

I am enclosing a copy of our Assessor's map upon which I have hachured in red the area south of the creek which was the only area cleared on the 1960 aerial photo. As near as I can tell it is somewhere in the neighborhood of 9.0 acres. The map I have, which accompanied the application, in no way agrees with the aerial photo.

Mr. Frederick James Mann, 22968 Grand St., Hayward, Calif. 94541, who is the owner of tax lot 200 is interested in this. If you have any way we can clarify the record I would appreciate the information.

Very truly yours,

Robert B. Steimer

Robert B. Steimer
Watermaster, Dist. #14

RBS:dc
Enclosures

10549

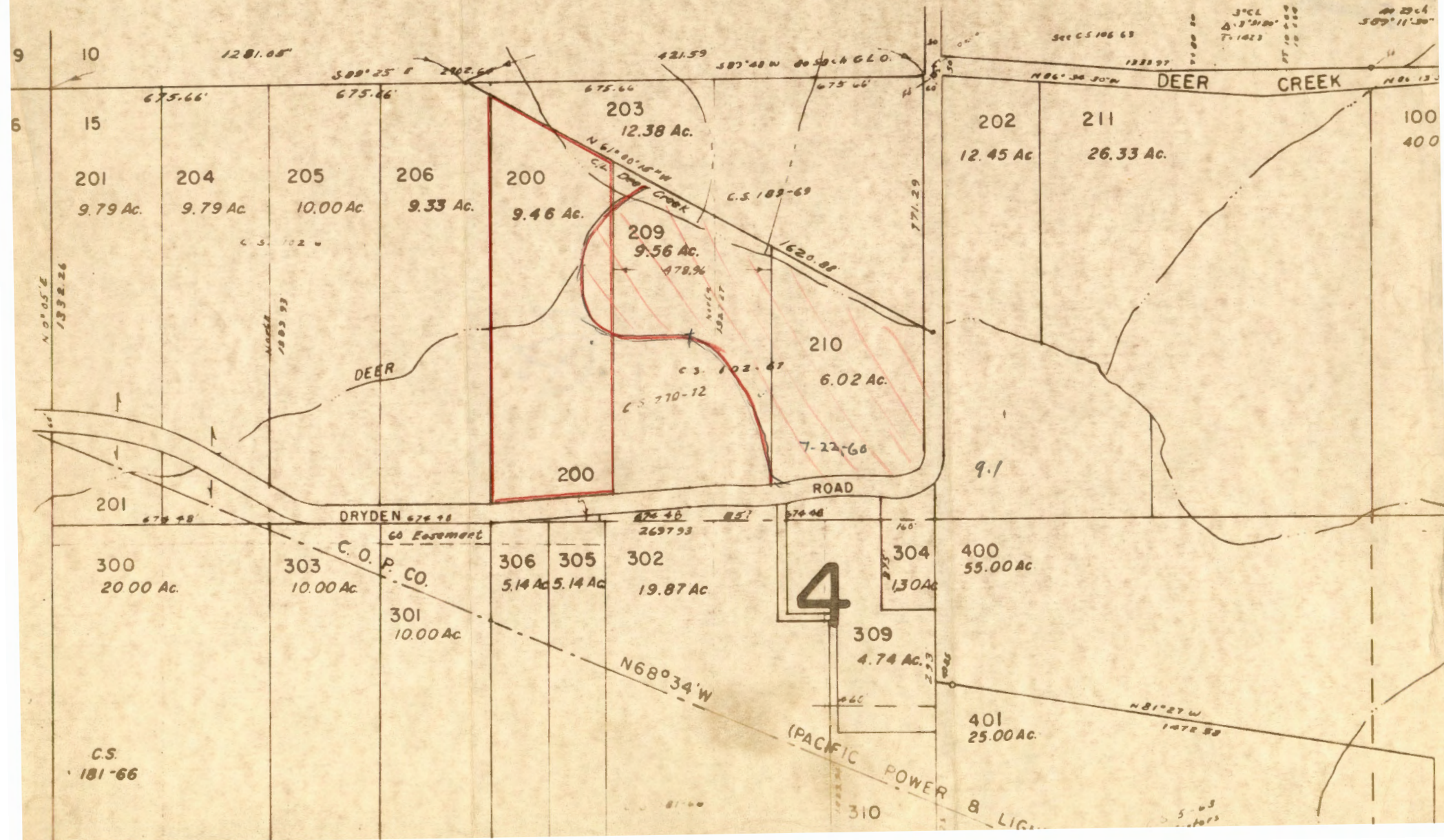
FREDERICK JAMES MANN
22968 GRAND STREET
HAYWARD, CA 94541

SECTION 15 T.38S. R.7W. W. M.
JOSEPHINE COUNTY

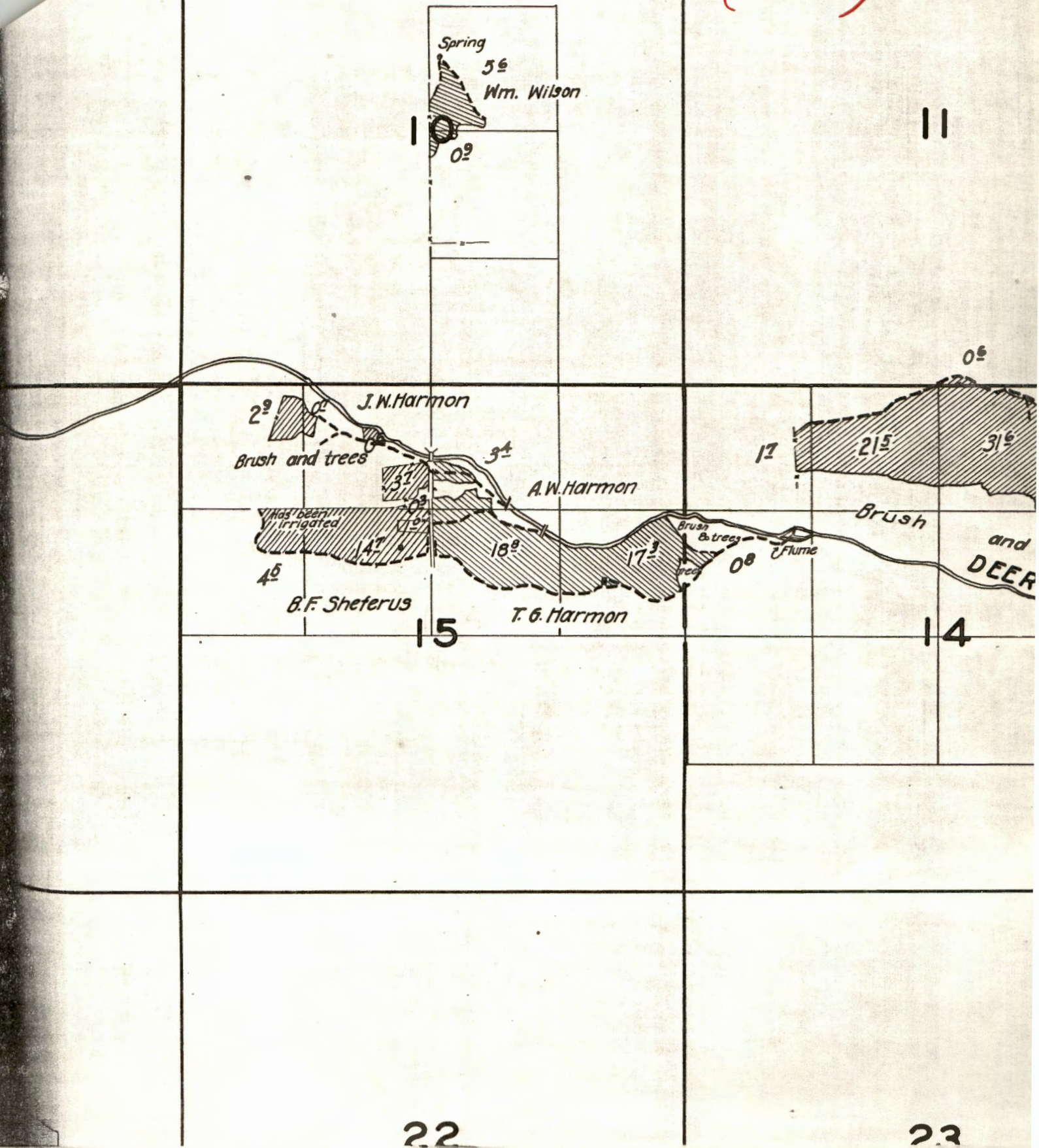
1" = 400'

RECEIVED
JAN 13 1977
WATER RESOURCES DEPT
SALEM, OREGON

SEE MAP 38 7 10



T 38 S, R. 7 W., W.M.
(1927)



March 19, 1946

Mr. James T. Chinmook
Attorney at Law
First National Bank Building
Grants Pass, Oregon

Dear Mr. Chinmook:

This will acknowledge receipt of your letter of March 15, in which you inquire concerning a permit issued in the name of Mr. J. W. Harmon.

The water right represented by Permit No. 7125 was completed and confirmed by issuance of a certificate in the name of J. W. Harmon granting a right to the use of 0.21 c.f.s. from Deer Creek for the irrigation of 12 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 5 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, Township 38 South, Range 7 West, W.M. with a priority of January 7, 1926.

According to our records, the right represented by the certificate described above is in good standing. It is appurtenant to the property and would pass with the property when such property is transferred unless the water right were expressly reserved.

No assignment of water right is considered necessary in the matter of a completed right such as the one described above.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By
Ed K. Humphrey
Assistant

EKH:kp

LAW OFFICES OF JAMES T. CHINNOCK

FIRST NATIONAL BANK BUILDING

GRANTS PASS, OREGON

March 15, 1946

105-49

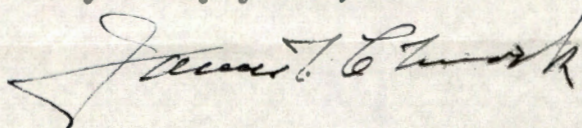
Mr. C. E. Strickland,
State Engineer,
Salem, Oregon

RECEIVED
MAR 18 1946
STATE ENGINEER
SALEM, OREGON

Dear Mr. Strickland:

Mr. J. W. Harmon was issued State Engineer's Permit No. 7125 for domestic purposes on land in Section 10, Township 38 South, Range 7 West of Willamette Meridian, on Deer Creek in this county. This property is owned now by the State Land Board, and is being sold by the Board, and the purchaser desires to know whether this permit is in good standing, and whether he can obtain the benefit of it. Would you please advise and oblige.

Very truly yours,



JTC:MF

June 11, 1929

Mr. J. W. Harmon,
Dryden,
Oregon.

Dear Sir:

This will acknowledge receipt of the Notice of Complete Application of Water which you submitted in connection with Permit No. 7125.

A blank for use in making final proof will be prepared and mailed to your Water Master in the near future. He will be instructed to make an inspection of the appropriation and assist you in executing the proof.

Yours very truly,

REESA LUPER,
State Engineer.

By
Office Assistant.

HB

10549

February 10, 1926.

Mr. J. W. Harmon,
Dryden, Josephine Co.,
Oregon.

Dear Sir:- Herewith you will find Application No. 10549,
being Permit No. 7125, together with blue print.

This application has been approved and recorded
in this office.

Check No. 716 for \$2.45, excess fees is enclosed.

January 7, 1926.

Tom R. Pearce, Water Master,
Grents Pass,
Oregon.

-Dear Sir:-

I am in receipt of an application for permit to appropriate water by J. W. Hannon with map to accompany the filing, and fees in the amount of \$8.00. Official receipt No. 3428 covering this payment is enclosed.

The application has been numbered 10549 and will be taken up for approval within a short time. You will be advised if further information is required.

Yours respectfully,

Rhes Luper,
State Engineer.

ER-LA

7125

J. W. Harmon
Dryden, Ore.

App. 10549

0.21 sec.ft. from Deer Creek for irrigation of
17 acres.

Jan. 16, 1927

June 1, 1928

Oct. 1, 1929

a filed
B filed

NOTICE OF BEGINNING OF CONSTRUCTION

I, J. M. Harmon, the holder of Application No. 10549, being
Permit No. 71235, issued by the State Engineer of the State of Oregon
for the appropriation of 0.21 cu per second-feet of the waters of Deer creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
began the actual construction of the works described therein on the 15 day of March, 1926,
being within the time limitation as fixed in said permit for the beginning of construction work.

I am working single handed with small tools such as are
used for digging and cutting with the help of team and scraper plow
and powder for blowing stumps I have 800 ft of ditch and covering 5 acres

IN WITNESS WHEREOF, I have hereunto set my hand this 5 day of May, 1926
Dryden Oregon J. M. Harmon
(Present Address) (Signature of Applicant)

Print name of contractor or person to whom work is done

Signature of contractor

Signature of witness

IN WITNESS WHEREOF, I have hereunto set my hand this 7 day of May, 1926

STATE ENGINEER
RECEIVED

MAY 7 1926

SALEM -- OREGON

That being the day to which the work is to be done, the contractor has caused this notice to be posted on the site of the work, and the same has been approved by the State Engineer, and the contractor has begun the work described therein on the 7 day of May, 1926.

In accordance with the provisions of such permit and the limitations endorsed thereon by the State Engineer, for the appropriation of water, second-foot of the waters of the State of Oregon.

Permit No. 2152 issued by the State Engineer of the State of Oregon, the holder of Application No. 10275 being

NOTICE OF BEGINNING OF CONSTRUCTION

NOTICE OF COMPLETION OF CONSTRUCTION

I, J. W. Harmon, the holder of Application No. _____, being
 _____ Permit No. 7125-, issued by the State Engineer of the State of Oregon
(Reservoir or Enlargement)
 for the appropriation of 0.21 second-feet of the waters of Deer Creek
 in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
 have completed the construction of the works described therein the 1st day of June, 1928,
 being within the time limitation as fixed in said permit or as extended by the State Engineer for the
 completion of construction work.

Remarks: _____
If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the lands described

in your permit, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of June, 1928,
Dryden Oregon J. W. Harmon
(Present Address) (Signature of Applicant)

Fill out, detach, and mail to the State Engineer, Salem, Oregon.
 Form D should be used in reporting progress of work if more than one year has been allowed for completion.

NOTICE OF COMPLETION OF CONSTRUCTION

I, J. McArthur, the holder of Application No. _____, being
 Permit No. 7125, issued by the State Engineer of the State of Oregon
 for the appropriation of 0.51 second-feet of the waters of Green Creek
 in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engineer,
 have completed the construction of the works described therein the 1st day of June, 1928,
 being within the limitation as fixed in said permit or as extended by the State Engineer for the
 completion of construction work.

Remains: _____
 If the work has been completed then as described in the permit, or you have definitely abandoned your plan of utilizing any of the lands described
 in your permit, you should make in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of June, 1928.
J. McArthur
 (Signature of Applicant)

 (Printed Address)

Fill out blank and mail to the State Engineer, Salem, Oregon.
 Form is made to be used in reporting progress of work if more than one year has been allowed for completion.

STATE ENGINEER
 RECEIVED
 JUN 4 1928
 SALEM, OREGON