Address <u>4888 Lower Graves Creek Road</u> Sunny Valley, Oregon 97478	Application No. 53743   Permit No. 40360   Certificate No. 56342   Stream Index, Page No. 15-984
Date filed September 25, 1975 9 Priority NOV. 5 1975 Action suspended until CERT Return to applicant Date of approval MAY 17 1976	(Yele - 476-1735) AS Date Jorge Whom 5-12-86 Jorge Why +884 hower (
Date of approval	Cartel for A JUN 2 0 1977
Date for application of water OCF 1 1979 Extended to	
PROSECUTION OF WORK Form "A" filed 7-6-77 Form "B" filed 12-28	
Form "C" filed October 23, 1979	
Blank mailed FINAL PROOF MAY 15 1987	
Proof received	
Date certificate issued	SP*70899-119

8 1		FEES PAID	
<u></u>	Date	Amount	Receipt No.
	11-5-75	30.00	50149
	2-26-76	15.00	50149 FROM P-6 49674
8 E			
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		Cert. Fee ES REFUND	ED
	Date	Amount	Check No.
ASSIGNMENTS	9	7497   Volur	
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REMARKS			
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Verified			
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Application No. 53743 Form A NOTICE OF BEGINNING OF CONSTRUCTION I, William D Peterson + Fred Blakely, the holder of Permit No. 40360 WATER RESOURCES to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the ConcreTe Block Tan Water St. completed 800 + Burtie C 1977 19.77 IN DE Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is begun. SP\*44008-119 Application No. 53743 Form B NOTICE OF COMPLETION OF CONSTRUCTION , the holder of Permit No. 40.360. Fred BLakely of the state of Oregon, completed the construction of the works described ate the public oremper have hereunto set my hand this of work is a 97478 mail to the

1.1 2. 82 .... 1. 4 .... 1 2 at 1 2 1 WATER RESOURCES Form C IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C. F NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land de-scribed in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated. Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied. 122 743 Application No. 5.5. NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE 14 I, William D. Peterson + Fred T. Blakely , the holder of Permit No. 40360 to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in Remarks: Full USE of Water at This IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of .... BO eli 31 SUMMY CK.R. 4888 Lower Grove (Signature of Applicant)

4.4. 4.11

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- ingen-



Scale |"= 400'

# FINAL PROOF SURVEY

Application No. 53743 Permit No. 40360 IN NAME OF WILLIAM D. & H. JOAN PETERSON FREDERICK T. & VIRGINIA L. BLAKELY JOYCE WAY Surveyed Aug. 23, 1984, by J.R. WOODROOF April 30, 1986, B.S. JAMES

Þ5/

STATE OF OREGON

#### COUNTY OF

JUN 11 1987

RECEIVED

JOSEPHINE

WATER RESOURCES DEPT.

# Proof of Appropriation of Water

WILLIAM D. AND H. JOAN PETERSON, FREDERICK T. AND VIRGINIA L. BLAKELY, AND JOYCE WAY

of 4888 Lower Graves Crk Rd., Sunny Valley State of OR 97478 has applied beneficially the waters of two unnamed streams, and a spring

a tributary of Graves Creek domestic use for three families and irrigation of 9.9 acres for the purpose of

under Permit No. 40360 and that the use of said waters has been completed under the terms of said permit; that the priority of the right dates from

November 5, 1975

that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of

0.13 cubic foot per second; being 0.06 cfs from Stream #1, 0.06 cfs from Stream #2 for irrigation, and 0.01 cfs from Spring for domestic

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW 1/4 SE 1/4, NE 1/4 SE 1/4, Section 31, NW 1/4 SW 1/4, Section 32, T33S, R6W, WM; Diversion #1 - 1200 feet North and 1220 feet West; Spring - 1430 feet North and 90 feet West; Diversion #2 - 1400feet North and 150 feet East all from SE corner Section 31.

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 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year,

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right, and to which such right is appurtenant, is as follows:

BLAKELY & PETERSON

WAY

domestic & 1.2 acres SW 1/4 SE 1/4 domestic & 1.3 acres SE 1/4 SE 1/4 7.4 acres SE 1/4 SE 1/4

> Section 31 Township 33 South, Range 6 West, WM

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHERE OF, I have hereunto set my hand this 7 th day of June\_\_\_\_\_,

19.87

× Mellian x H. Jone Tetas

\* Frederick J. Blakely

Virginia L. Blakely R 1. Sam

M

## T. 33 S., R. 6 W., W. M. Sec. 31

2

410:3-17-1540



Scale |"= 400'

## FINAL PROOF SURVEY

Application No. 53743 Permit No. 40360 IN NAME OF WILLIAM D. & H. JOAN PETERSON FREDERICK T. & VIRGINIA L. BLAKELY JOYCE WAY Surveyed Aug. 23, 19.84, by J.R. WOODROOF April 30, 1986, B.S. JAMES

11/85 by INSPECT SITE : RE-DO · CHECK STRING \*/ · DETERMINE WHAT SOURCE IRRIGHTES WHOT LANDS NON ALLTIZS TOGETHER. · LEAVE ASSIGNMENT (PARTIAL) WITH 3rd OWNER JOYCE WAY. 6 ADD PROPROTA LINE

INTEROFFICE MEMO STATE OF OREGON PROPERTY ED MEN NORS ゆをきつ 50 SOURCES DEPT 5. James TO: VERIFY 479-6555GON DATE TER BAU DIS T. Shook FROM: HOUSZ #4 NEVER SUBJECT: Dermit 40360 NLY 3 PROTECTY C. We need commants about why house was not nichded on SPRING / OKBY spring # 1 con't be meluded in prost, but we should know more about the spring so as to be able to advise record holder. If water did not flow off property in natural state, a permit is probably not needed Also, discors assignment with J. Way. Advise her that she needs a statement from the Reterson's & Blakely's about the additional name. Is it true that one could not determine what was irrigated B1-125-1379 from each md.v: drel stream? YES

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APPL# 53743 PERMIT# 40360

"INFO! TALKED WITH FRED & VIRGINIA BLAKELY. SPRING<sup>E</sup>I DOES NOT RUN OFF PROPERTY IN A WILL DETIMED CHANNEL. ALL SPRING FLON IS CAPTURED IN PIRELINE & FLOWS INTO THE STORAGE TANK NS MENTIONED. SPRING<sup>E</sup>I SHOULD BE DELETED FROM SUZVEY. WE TALKED MAN PROPERTY OWNER RECARDING THIS MATRIX.

SOURCES: SAME AS REPORTED; TWO UNHAMED STREAMS

SYSTEM: SAME AS DESCRIBED, ALL GRAVITY FLOW. IRRIGATION PIPELINES ALL FLOW TO CENTRAL BOX OPERATED WITH GATE VANLES. THERE IS NO WAY TO DETERMINE WHICH SOURCE WATERS WHAT LANDS, THE WATERS HAVE BLL MINGLED TOGETHER.

EQUIPMENT: SAME

- USE: DOMESTIC 3 FAMILIES & PASTURE, HAY & GARDENS. HOUSE & WAS NEVER BUILT.
- TIE: 41033-179-1542 MONT: 31/32 BLM B.C.

B. Sur James WRE. 4-30-86

REMARKS: LETT : ANSIGNMENT FORM WITH MR. BLAKELY, TO ADD JOYCE WAY.

PROFIED 1"=400' FOR CLARITY.

INFO! TALKED TO MRIBLAKELY

Diversion. Two spring and Two DAMS ARE USED TO SUPPLY BOTH DOMESTIC AND IRRIGATION WATER. THE SYSTEM IS PIPED IN SUCH A WAY THAT THE SOURCES ARE MITERCHANGERELE, UNDER NOMAL LONDITIONS HOUSES #19#2 RECIEVE DOMESTIC WATER FROM SPRING #1 AND IRRIGATION WATER FROM DAM A, ACTIHONGH SPRING #1 CAN BE USED FOR IRRIGATION MOD DAM A CAN SUPPLY THE DOMESTIC SASTEM BY INTERCONNECTING # A VALVE SASTEM.

HOUSE # 3 RECIEVES DOMESTIC WATER FROM SPRING And IRRIGATION WATER FROM DAM B UNDER NORMAL CONDITIONS. SPRING #2 CAN BE USED FOR IRRIGATION AND DAM B CAN BE USED FOR DOMESTIC WATER BY OPERATING A VALVE SYSTEM,

THE SUPPLY TO HOUSE #1 AND #2 CAN BE USED TO IRRIGATE OR FURNISH DOMESTIC WATCH TO HOUSE #3 AND ITS FIELD TO THE SOUTH AND HOUSE #3 SUPPLY CAN BE USED TO FURISH IRRICATION OR DOMESTIC TO HOUSE #14#2 BY OPERATING A VALUE SYSTEM INTER CONNECTING BOTH.

EACH SPRING SUPPLIES A DOWNCHANNEL CISTERN. Spring #1 TANK HAS A 5200 gal CAPACITY AND SPRING #2 STORAGE TANK HAS A CAPACITY OF= APPROX 12,000 gol.

PUMP: NONE, GRAVITY FEED SYSTEM FOR ALL PROVIDENTIAN USE =0.138C. PIPE: 500'- 2" 12-TOCAL CALLULATED LEANDATION USE =0,1385 PIPE: SOO'- 3" PLASTIC LINE Freem DAMB TO JUNCTION USE 600'- 34" P.U.C. CONNECTING DAMA TO JUNCTION BOX 3,400'- 2" PLASTIC AND 500'- 34" P.U.C. CONNECTING DAMA TO JUNCTION BOX 500 - 112" P.U.C. (FLEXIBLE MAIN) 5001 - Ston FLEXIBLE HOSE <u>SPRINKLARS</u>; 2-RB40 - "164 × 3432 ; A-RB 30 +4" × 3/32 ; 2-RB 30-9/64", I-RB 30 - 3/32 , 6-RB 40 5/32 × 3/32 MAXIMUM USE! 16 SPRINKLERS My combination, CROP: HAY & RYE + 105 (DomESTIC #19#2 TO DIV PT. STREAM #1) \$0' (DOMESTIC #3 TO DIVPT. STREAM #2 \$120' (DOMESTIC #3 TO SPRIAG C LIFC TTE: Photo 41033 -179-154L 8-23-84 John R. Woodroop 31/32 6/5 MOUUMENT: REMARKS JOYCE WAY WANTS HER NAME INCLUDED ON PERMIT. DID NOT LEAVE PARTIAL ASSIGNMENT FORM.









3 SET 1/2" I PIPE FROM WHICH I SCIBE: 10" FIR, STO°E, 22.6 FT. 9" MADR., S21° 20'E, 12.5 FT.

Blet m. Thompson

( SOUTH 1/4 COR. FOR SEC 31, I FD SCRIBING ON ORIG. OLD 10" B.O. B.T. (NOW 18", IN GOOD SHAPE] ORIG. 20" Y. P. IS GONE I SET 34" I.P. AT POINT FOR COR. BY MEAS. & BRG. FROM OAK B.T. FROM WHICH I SCRIBEA: 20" Y.P., NG9°E, 59.8 FT.

## SURVEY TO ESTABLISH PORTIONS OF SOUTH & EAST LINES

OF SECTION 31, TWP. 335., R. GW., W.M., JOSEPHINE CO.

SCALE: I INCH = 400 FT.

DRAWN BY R.D.G.

OCTOBER 8, 1960 R.M. THOMPSON

HOWELL



### Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

May 16, 1986

Joyce Way 4884 Lower Grave Creek Rd., Sunny Valley, OR 97497

REFERENCE: File Number 53743

Dear Ms. Way:

The assignment of  $E_2$  SE<sub>2</sub> SE<sub>4</sub>, Section 31, Township 33 South, Range 6 West, WM for domestic use for one family and irrigation purposes from William D. and H. Joan Peterson and Frederick T. and Virginia L. Blakeley to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original is enclosed.

Our Receipt Number 49291 covering the \$10 recording fee along with a copy of this letter is being sent to William D. Peterson.

Sincerely,



WATER MASTER

DISTRICT 13

Senior Water Rights Examiner

TES/jw

Enclosure

Thomas E. Shook

cc: Robert B. Steimer, Watermaster, District #14 Suzie Joachims, Engineering Technician T 335 R G WWM



### Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

May 16, 1986

Joyce Way 4884 Lower Grave Creek Rd., Sunny Valley, OR 97497

REFERENCE: File Number 53743

Dear Ms. Way:

The assignment of  $E_2^{1}$  SE $_4^{1}$  SE $_4^{1}$ , Section 31, Township 33 South, Range 6 West, WM for domestic use for one family and irrigation purposes from William D. and H. Joan Peterson and Frederick T. and Virginia L. Blakeley to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original is enclosed.

Our Receipt Number 49291 covering the \$10 recording fee along with a copy of this letter is being sent to William D. Peterson.

Sincerely,

Thomas E. Shook Senior Water Rights Examiner

TES/jw

Enclosure

cc: Robert B. Steimer, Watermaster, District #14 Suzie Joachims, Engineering Technician

The completed assignment must be submitted to the Water Resources Director 3850 Portland Rd. N.E. - Salem, OR. 97310 together with a recording fee of \$10. WATER RESOURCES DEPT.

WATER RESOURCES DEPT. 3850 PORTLAND ROAD N.E. SALEM, OREGON 97310

690-10-140

:

5-12-84 \$10,00 49291

June 15, 1976

William & Joan Peterson Fred & Virginia Blakely 4888 Lower Graves Creek Road Sunny Valley, OR 97478

53743

40360 with map.

#### March 1, 1976

William and Joan Peterson Fred and Virginia Blakely 4888 Lower Graves Creek Road Sunny Valley, OR 97478

Dear Ladies and Gentlemen:

This will acknowledge the map, legal description, spring description sheet, additional fees of \$30.00, and the application for a permit to appropriate 0.075 cubic foot of water per second from an unnamed creek and 0.175 cubic foot of water per second from an unnamed creek for the irrigation of 20.0 acres and 0.01 cubic foot of water per second from an unnamed spring for domestic supplies for four families.

The application has been filed as No. 53743 and is in satisfactory form for approval by the issuance of a permit with the understanding that water may not be available at all times.

Sincerely,

Vestal R. Garner Water Rights Engineer

VG:db Encl: Receipt No. 50149 53743



### WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

ROBERT W. STRAUB

JAMES E. SEXSON Director

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

1

October 1, 1975

William D. and H. Joan Peterson Frederick T. and Virginia L. Blakely 4888 Lower Graves Creek Road Sunny Valley, OR 97478

Dear Ladies and Gentlemen:

This will acknowledge your application for a permit to appropriate water from two unnamed streams and a spring for the irrigation of 20.0 acres and the use of water from the spring for domestic use for an unspecified number of families. We also received your map of the proposed project and the partial examination fee of \$15.00 for which our receipt No. 49674 is enclosed.

The application could not be filed because it was not accompanied by the total examination fee of \$20.00. Before the application can be filed, it will be necessary that you submit the additional examination fee of \$5.00. The application also requires a permit recording fee of \$10.00 for the irrigation portion of the permit and \$15.00 for the domestic portion of the permit.

The preliminary examination of your application indicates that Item No. 4 should be corrected to show stream B and spring C to be within the NE% SE% and stream A to be within the SW% SE% of Section 31.

According to your map, there appears to be 2.4 acres to be irrigated within the SW% SE% of Section 31 and 17.6 acres in the SE% SE% of Section 31. If this is the case, the map needs to be corrected to indicate the proper acreage in each forty-acre tract to be irrigated. Likewise, Item No. 8 of the application should also be corrected to show 2.4 acres in the SW% SE% and 17.6 acres in the SE% SE% of Section 31.

#### October 1, 1975

William D. and H. Joan Peterson Frederick T. and Virginia L. Blakely

Item No. 10 (b) of the application should state the number of families to be supplied domestic water. The map should also show the location of each house to be served water.

The application also requires the signature of H. Joan Peterson and Virginia L. Blakely if it is intended that they are to be record holders of this permit. Otherwise, their names should be deleted from the first page of the application form.

I am enclosing a spring description form for your use in profiding us with additional information regarding your spring. And it will also be necessary that you provide us with a legal description of your property so we may varify the place of use. The legal description can be copied from your deed, sales contract, or title insurance policy.

I am returning your application and map for the suggested corrections. The application would be given a priority date as of the date it is received in this office along with the additional examination fee.

If I can assist you further in completing the application, please do not hesitate to call.

Sincerely,

1

Vestal R. Garner Assistant

VG:db Enclosures: Receipt No. 49674

### DESCRIPTION SHEET

### RECEIVED

NOV - 5 1975 WATER RESOURCES DEPT.' SALEM, OREGON

See page 1 for vesting and encumbrances, if any.

Description of the tract of land which is the subject of this report:

34214

Beginning at the Southeast corner of Section 31, Township 33 South, Range 6 West of the Willamette Meridian, Josephine County, Oregon; thence along the South Section line South 89° 47' 45" West 615.84 feet; thence North 5° 22' East, parallel with the East Section line 1414.645 feet to the North line of the Southeast Quarter of the Southeast Quarter of said Section 31; thence along the North line of the Southeast Quarter of the Southeast Quarter of said Section 31, North 89° 47' 45" East a distance of 615.84 feet to the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 31; thence south 5° 22' West 1414.645 feet along the East line of Section 31 to the point of beginning.

33-6-31 TL 600 Code No. 5

Application No. 53743 Permit No.

31

Order No.

		000 4400
	38405	VOL 309 PAGE 1182
KNOW ALL MEN BY THESE PRI	ESENTS, That G. A. KENYON and M	Y E. KENYON, husband grantors,
true and actual	#22.000.00	grancors,
in/consideration of	\$33,000.00	D DETERSON and U JOAN DE
hereditaments and appurtenances, situate and State of Oregon, bounded and describ outheast Quarter of Sect tte Meridian, Josephine ng: Beginning at the So outh Section line South arallel with the East Se outheast Quarter of the	Trant bargain sell and convey unto WILLIAM Y entirety, an undivided one IRGINIA L.BLAKELY his wife a st, their heirs and / all the follo ed in the County of / Josephine ibed as follows, to-wit: PARCEL I: The S ion 31, Township 33 South, R County, Oregon. LESS AND EX outheast corner of said Secti 89° 47' 45" West 615.84 feet ection line 1414.645 feet, to Southeast Quarter of said Se ast Quarter of the Southeast a distance of 615.84 feet to	outheast Quarter of the ange 6 West of the Willam CEPT therefrom the follow on 31; thence along the ; thence North 5° 22'East the North line of the ction 31; thence along th Quarter of said Section 3
outheast Quarter of the est 1414.645 feet along <u>ARCEL II:</u> Beginning at outheast Quarter of said eet to the North line of ortheast corner of said ast corner of said legal	Southeast Quarter of Section the East line of Section 31 the Southeast corner of the Section 31; thence West 450 f said legal subdivision; the legal subdivision; thence So l subdivision, the point of the ads, reservation for 100 foot sephine County, Oregon, Deed	to the point of beginning Southwest Quarter of the feet; thence North 1320 ence East 450 feet to the buth 1320 feet to the Sout beginning. Except rights right of way shown in
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To Have and to Hold the above do	lescribed and granted premises unto the said gran	tees, theirs and assigns forever.
	lescribed and granted premises unto the said gran ant that they are lawfully seized in t	
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And the grantor.S do covena free from all encumbrances, and that they will and thei granted premises, and every part and part as stated.	ant that they are lawfully seized in :	fee simple of the above granted premises
And the grantor.S do covena free from all encumbrances, and that they will and thei granted premises, and every part and part as stated.	Theirs, executors, and administrators, shall parcel thereof, against the lawful claims and dema	tee simple of the above granted premises warrant and forever defend the above ands of all persons whomsoever, except
And the grantor.S do covena free from all encumbrances, and that they will and thei granted premises, and every part and part as stated.	Theirs, executors, and administrators, shall parcel thereof, against the lawful claims and dema	warrant and forever defend the above inds of all persons whomsoever, except April 19_75.
And the grantor.S do covena free from all encumbrances, and that they will and thei granted premises, and every part and part as stated.	ant that they are lawfully seized in the seized in the seized in the lawfully seized in the lawful claims and demand the seized in the lawful claims and demand the seized is and seal S this $240^{\circ}$ day of $340^{\circ}$ day day of $340^{\circ}$ day of $340^{\circ}$ day day of $340^{\circ}$ day	tee simple of the above granted premises warrant and forever defend the above inds of all persons whomsoever, eXCept April 19_75. (SEAL) Composition (SEAL)
And the grantor.S do covena free from all encumbrances, and that they will and thei granted premises, and every part and part as stated.	ant that they are lawfully seized in the seized in the seized in the lawfully seized in the lawful claims and demand the seized in the lawful claims and demand the seized is and seal S this $240^{\circ}$ day of $340^{\circ}$ day day of $340^{\circ}$ day of $340^{\circ}$ day day of $340^{\circ}$ day	tee simple of the above granted premises warrant and forever defend the above inds of all persons whomsoever, eXCept April 19_75. (SEAL) Composition (SEAL)
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## RECEIVED

Application No. 53743 Permit No.

		NOV - 5 1975 R RESOURCES DEPT. SALEM, OREGON DESCRIPTION OF SPRING
	1.	Is spring on property of applicant? No.
	2.	If not, give name and address of legal owner. BLM
	3.	Have you secured consent of owner to appropriate water from this
		spring and for construction of pipeline or other works? In Process
	4.	If you do not have such consent, do you expect to secure right of
		way through condemnation? No
	5.	What is the maximum flow from spring? <sup>3/10</sup> gallon/minute estimated (Gallons per minute or Note:Anticipate greater flow after development cubic feet per second)
_		What is the minimum flow? 2/10 gallon/minute Measured
		Is flow measured or estimated?
	6.	Does the stream flowing from spring form a well defined natural channel? No
		channel 1 NO
	7.	Does the water flow off the lands on which it first arises? No
	8.	Give the name of the stream or other body of water into which water
		from the spring flows
	9.	If the water from the spring sinks or evaporates before reaching
		other water, give distance water flows from spring before vanishing. all underground
	10	Remarks
	10.	

Frederich J. Blakely Signature of Applicant J Virginia L. Blakely Milliam DOlturos H. Joon Peterson

SCALE 1 inch equals 400 feet Section 31, Township 33 South, Range 6 West, of the Willamette Meridian

