

Application No. 17024

Permit No. 12773

Certificate No. 13726

Name Ella + James M. Garnier

By

Address Murphy, Oregon
Williams, Oregon

Date filed August 9, 1937 for 0.05 sf.

Priority August 9, 1937 & Aug. 18, 1937 for Orig. + 0.21 sf.

Action suspended until

Returned to applicant

Date of approval October 22, 1937

CONSTRUCTION

Date for beginning October 22, 1938

Date for completion 10/1/39

Extended to

Date for application of water 10/1/40

Extended to

PROSECUTION OF WORK

Form "A" filed Oct. 27, 1938.

Form "B" filed Oct. 27, 1938.

Form "C" filed Oct 14, 1940

FINAL PROOF

Blank mailed Nov. 23, 1940 - W.M.

Proof received

Date certificate issued July 1, 1941

FEEES PAID

Date	Amount	Receipt No.
8/9/37	10.00	21989
8-18-37	4.50	22042
Total		
5/2/41	\$1 Cert. Fee	27553

FEEES REFUNDED

Date	Amount	Check No.

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
10/14/40	Howard + Lulu Weaver	Williams, Ore	2	1007-8

REMARKS

0.26 sf
 0.26 S. F. from Spring Creek, trib. Applegate, for Domestic Use
 of the irrigation of 20 acres, being 0.01 sf for Dom. & 0.25 sf for
 10-22-38 - Card for A.
 10-5-40 Card for C

copy certificate

Form B
NOTICE OF COMPLETION OF CONSTRUCTION

Application No. 17024

I, Ezee & James Garnier, the holder of Permit No. 12773
to appropriate the public waters of the state of Oregon, completed the construction of the works described
therein on the 1st day of March, 1938

Remarks: work completed as described
in Form A
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you
should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 26 day of Oct., 1938

Mrs. N. J. Chausse
(Signature of Witness)
Williams, Ore.
(Address)

Ezee & James Garnier
(Signature of Applicant)
Williams Ore.
(Address)

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

Form A
NOTICE OF BEGINNING OF CONSTRUCTION

Application No. 17024

I, Ezee & James Garnier, the holder of Permit No. 12773
to appropriate the public waters of the state of Oregon, began the actual construction of the works described
therein on the 15th day of September, 1937

Remarks: Put 2 men to work, digging ditch approx-
imately 1400 ft. also head gate of timber at opening
up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.
10x10 also one Flume, 18 ft. long, also one dam of earth & rock
at the opening of head-gate.

IN WITNESS WHEREOF, I have hereunto set my hand this 26 day of Oct., 1938

Mrs. N. J. Chausse
(Signature of Witness)
Williams, Ore.
(Address)

Ezee & James Garnier
(Signature of Applicant)
Williams Ore.
(Address)

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

STATE PRINTING DEPT.

Form C
NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Application No. 17024

I, Ezee & James Garnier, the holder of Permit No. 12773
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 19th day of August, 1940

Remarks: All water granted has been applied.
If all of the water granted in the permit has not been fully applied to beneficial use, you should so state.

IN WITNESS WHEREOF, I have hereunto set my hand this 12 day of Oct., 1940

Oscar M. Shepherd
(Signature of Witness)

Howard Weaver
(Signature of Applicant)

NOTARY PUBLIC FOR OREGON

MY COMMISSION EXPIRES APR. 2, 1943

Fill out, detach, and mail to the State Engineer, Salem, Oregon, when all of the water has been applied.

Williams Ore
(Address)

RECEIVED
MAY 15 1941
STATE ENGINEER
SALEM, OREGON

STATE OF OREGON
COUNTY OF JOSEPHINE

ABSTRACT OF CERTIFICATE OF WATER RIGHT NO. 13726

HOWARD and LULU WEAVER of Williams
State of Oregon, has made proof to the satisfaction of
the State Engineer of Oregon, of a right to the use of the waters of
Spring Creek
a tributary of Applegate River, for the purpose of
Domestic & Irrigation, being 0.01 c.f.s. for dom., & 0.07 c.f.s. for irrigation
under Permit No. 12773 of the State Engineer, 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 August 9, 1937 for
0.05 c.f.s. and August 18, 1937 for 0.03 c.f.s.
that the amount of water to which such right is entitled and hereby con-
firmed, for the purposes aforesaid, is limited to an amount actually bene-
ficially used for said purposes, and shall not exceed *(0.08, c.f.s.)*

or its equivalent in case of rotation .

The point of diversion is located in the $SE\frac{1}{4}SE\frac{1}{4}$, Section 15, Township 39
South, Range 5 West, W. M.

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 $2\frac{1}{2}$ 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 hereby confirmed,
and to which such right is appurtenant, is as follows:

Domestic and 5 acres in the
 $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$, Section 15
Township 39 South, Range 5 West, W. M.

The right to the use of water for the purposes aforesaid is
restricted to the lands or place of use herein described.

REMARKS: **(0.08 c.f.s)*
O.K.

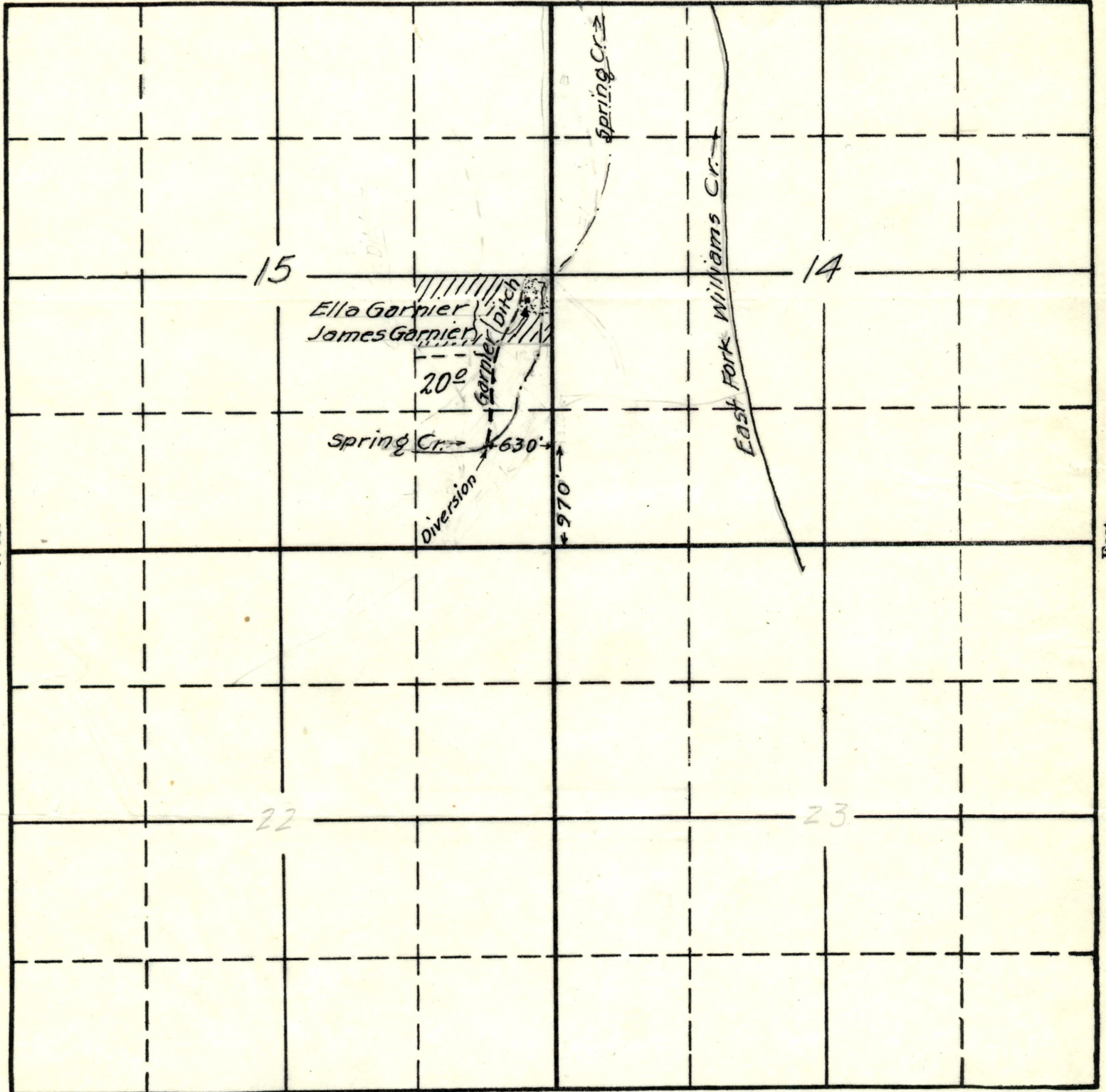
Tom R. Pearce
Watermaster

(Make any further remarks on reverse side)

SECTION

TOWNSHIP 39 S, RANGE 5 W., W. M.

North



South

RECEIVED
8:00 AM

AUG 9 1937

STATE ENGINEER
SALEM, OREGON

Aug 1937

15 P

17024

APPLICATION No. 17024

PERMIT No. 12773

Ent Rec. fee pd.

Permit No. 12773

13726

Application No. 17024

County Josephine

PROOF OF APPROPRIATION OF WATER

ASSIGNED, See Misc. Rec. Vol. 2, Page 1007-8

- Name Ella Garnier and James M. Garnier 2. Address Williams, Oregon
HOWARD & LULU WEAVER
- Source of supply Spring Creek
Tributary of Applegate River
- Amount of water 0.26 c.f.s. 5. Priority date August 9, 1937 for dom. and 0.05
c.f.s., Aug. 18, 1937 for irrigation and 0.21 c.f.s. 0.03 cfs
- Use Domestic and irrigation, being 0.01 c.f.s. for domestic and 0.25 c.f.s. for
irrigation.
- Location of point of diversion, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15, Twp. 39 S., Range 5 W., W. M.
(Legal Subdivision)
- 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
39 S.	5 W.	15	N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$	20 ✓	5.0 ✓
			and domestic		
			If for irrigation, this appropriation shall be limited to 1/80th 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 2 1/2 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.		
			<i>OK for</i>		

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

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

9. (a) If a dam has been constructed, give description: Height, 1 ft.; length on top, 6 ft.; length on bottom 6 ft.; material used and character of construction, Earth and wood

(b) Give description of headgate: Width, 8 ft.; depth, 8 ft.; material used and character of construction, wood

(c) Size of canal: Width on top (at waterline) 1.2 ft.; width on bottom, 1.0 ft.; depth of water, 0.3 ft.; grade, 5 ft. fall per 1,000 ft. Actual capacity, 0.6 sec.-ft. Give general description: earth

(d) Pipe line: Description of intake, Length of pipe, ft.; size at intake, 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? Actual capacity of pipe line, sec.-ft. Give general description: (Material: Steel, wrought, cast iron, wood stave, etc.)

(e) 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.

10. During what months is water beneficially used?

11. State character of soil Kind of crops raised Garden and clover Garden and clover

12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? Yes Only 50 Acres irrigated

13. If not, wherein is such map in error? Shows 20 Ac. irrigated. Should be 50 Acres.

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

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

13250

AFFIDAVIT OF APPROPRIATOR

STATE OF OREGON,

County of Josephine

} ss.

I, Howard Weaver, being first duly sworn, deposit 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.

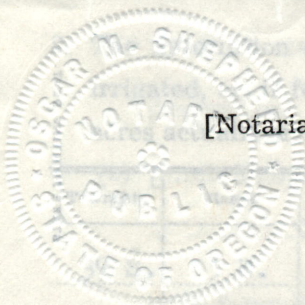
IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of April, 1941.

Subscribed and sworn to before me this 29th day of April, 1941.

Howard Weaver
Lulu Weaver

Oscar M. Shepherd
Notary Public for Oregon

My commission expires My commission expires April 2, 1943



[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, 1941.

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. 12773, on the 23rd day of April, 1941, and found the foregoing statements and descriptions of works to

be accurate. In my opinion the appropriation has been completed to the extent of 0.01 c.f.s. for domestic and 0.06 c.f.s. for irrigation
(Quantity of water in second-feet or acre-feet)

and I recommend the issuance of water right certificate for this amount.

NOTICE 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.

Tom R. Pearce
(Name)

Watermaster Dist. No. 16
(Title)

PROOF OF APPROPRIATION

Permit No.

Recording fee paid

Receipt No.

RECEIVED
STATE ENGINEER
SALEM, OREGON
MAY 15 1941



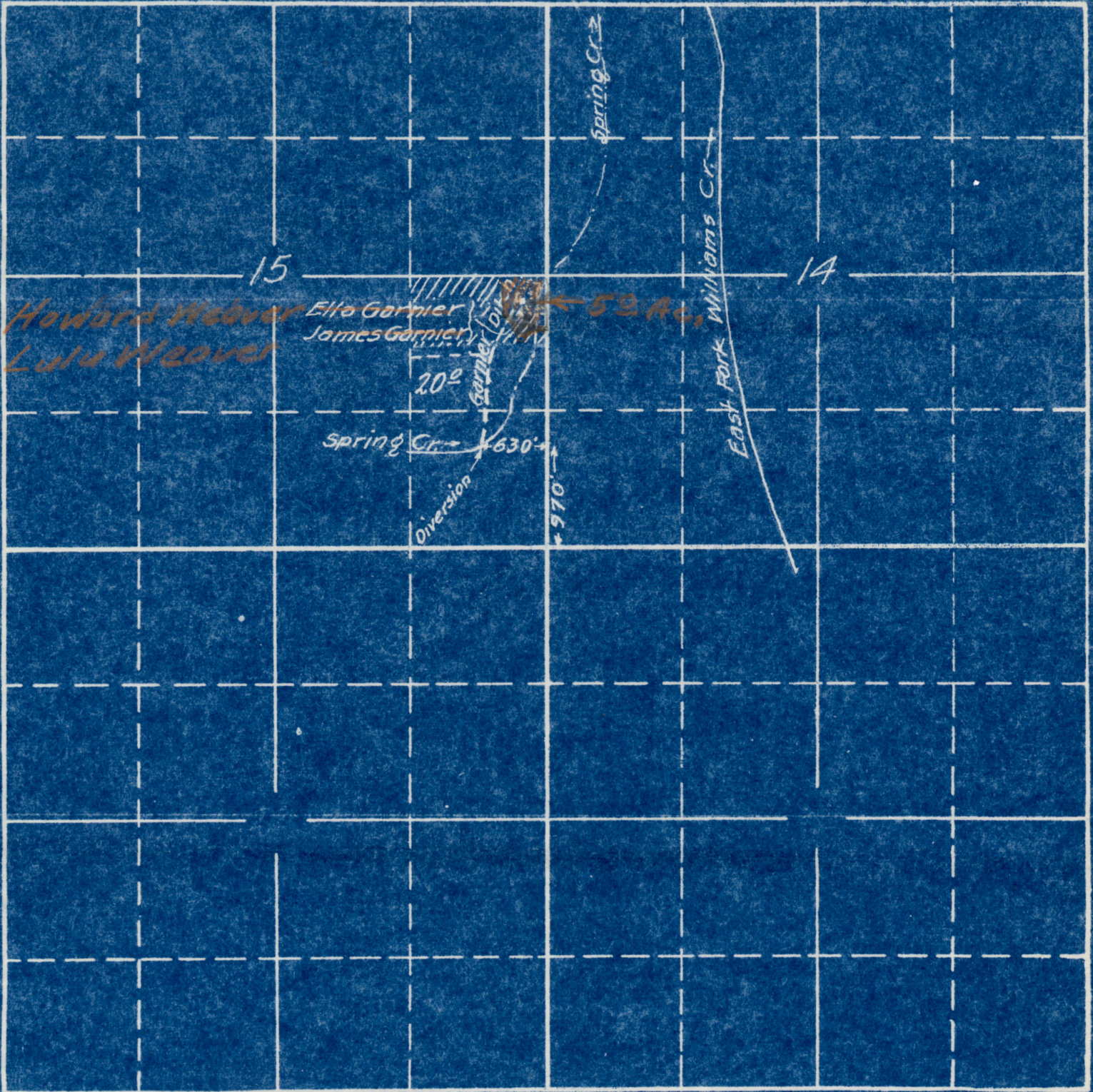
- 10. During what months is water beneficially used? April to July
- 11. State character of soil Garden and clover
- 12. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use? Yes only 59 acres irrigated
- 13. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use Should be 59 acres

VALIDATION OF APPROPRIATION

SECTION

TOWNSHIP 39 S, RANGE 5 W, W. M.

North



South

RECEIVED

8:00 AM

AUG 9 1937

STATE ENGINEER

SALEM, OREGON

Aug 1937

15 P

17024

APPLICATION No. 17024

PERMIT No. 12773

WATER RESOURCES DEPARTMENT

TOM R. PEARCE, WATERMASTER
REG. PROF. ENG. NO. 838

STATE OF OREGON
OFFICE OF
WATER DISTRICT NO. 16
GRANTS PASS, OREGON

WATER DISTRIBUTION
HYDROGRAPHIC SURVEYS
SNOW SURVEYS

April 29th, 1941

RECEIVED
MAY 1 1941
STATE ENGINEER
SALEM, OREGON

Mr. Chas. E. Stricklin,
State Engineer,
Mr. Ed K. Humphrey, Assistant,
Salem, Oregon.

Dear Mr. Humphrey:

Enclosed is form for proof of appropriation of
water under Permit No. 12773, together with a \$1.00
bill for certificate recording fee.

Please send receipt to Mr. Howard Weaver, Williams,
Oregon.

Very truly yours,

Tom R. Pearce

Watermaster district No. 16.

16912, 17024
17257, 17341

November 23, 1940

Mr. Tom R. Pearce
Watermaster, District No. 16
Grants Pass, Oregon

Dear Mr. Pearce:

I am enclosing blanks for making final proof
under Permits Nos. 12670, 12773, 13021 and 13052.

You are requested to make your usual inspection
at your convenience and submit the proofs to this office with
the \$1.00 certificate recording fee for each.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

RE
encls

Ed K. Humphrey, Assistant

October 18, 1940

Howard and Lulu Weaver
Williams, Oregon

Dear Sir and Madam:

Enclosed herewith is the assignment of Permit No. 12773 from Ella and James M. Garnier to you together with Receipt No. 26554 for the recording fee submitted. This assignment has been recorded in the Miscellaneous Records and the permit now stands on the records of this office in your name.

This will acknowledge receipt of Form C, being a notice of the complete application of water under your permit Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date for the purpose of checking the amount of water used as described in the permit. After this survey, proof may be made by you and certificate issued covering the actual use of water as found by the inspector.

In the meantime, the permit will be valid and sufficient evidence of your water right.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

RE
encls

Ed K. Humphrey, Assistant

April 29, 1939

Mr. Oscar M. Shepherd
614 H Street
Grants Pass, Oregon

Dear Sir:

Pursuant to your request of April 27th, I am enclosing herewith a form for use in assigning a permit for the appropriation of water.

Upon receipt of the assignment in this office accompanied by the statutory fee in the amount of \$1.00, the assignment will be recorded and forwarded to you and the permit will then rest on the records of this office in the name of the assignee.

Very truly yours,

CHAS. E. STRICKLIN
State Engineer

By

Ed K. Humphrey, Assistant

EKH:RE
enc.1

FARM LANDS AND
CITY PROPERTY
EXCHANGES
PROPERTY MANAGEMENT

PHONE 788

COLLECTIONS
RENTALS
LOANS

OSCAR M. SHEPHERD

REAL ESTATE AND INSURANCE

614 H STREET

GRANTS PASS, OREGON

April 27th 1939

Mr. Chas E. Stricklin,
State Engineer,

Salem, Ore.
Dear Sir,-

Will you please mail me a transfer permit for transfer of
water right filings.
Application #17024 and Permit #12773 issued to Ella and
James Garnier of Williams Ore.

They have sold out and want to transfer the permit.

yours very truly,

Oscar M. Shepherd
614 East H. St.

RECEIVED

APR 28 1939

STATE ENGINEER
SALEM, OREGON

Williams Or.
Oct. 25 - 1938

has. Stricklin
State Engineer
Salem Or.

Dear Sir:- Your
Card of notification
received this
And will say we
are sorry we failed
to send in forms A &
B. which you will
find enclosed, but
we were of the opinion
that we had 2 years
in which to send in
said forms.

Hoping this has not
put you out in any way.
We thank you very kindly
Yours Truly
Eelen & James Garrison

17024

October 28, 1937.

Ella and James M. Garnier,
Williams, Oregon.

Dear Sir and Madam:

Herewith you will find Application No. 17024, Permit
No. 12773, together with blue print.

This application has been approved and recorded in
this office.

17024

August 30, 1937.

Mr. James Garnier,
Williams, Oregon.

Dear Sir:

In compliance with the request contained in your letter of August 16, your Application No. 17024 has been changed so as to include the irrigation of 20 acres in the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 15, T. 39 S., R. 5 W., W. M. Your map accompanying the application has also been changed as advised in your letter.

Receipt No. 22042 is enclosed for \$4.50, being recording fee covering the irrigation of 20 acres.

Very truly yours,

CHAS. E. STRICKLIN,
State Engineer.

By
Ed K. Humphrey, Assistant.

EKH:BB
encl.

WATER RESOURCES DEPARTMENT
STATE OF OREGON
OFFICE OF
WATER DISTRICT NO. 16
GRANTS PASS, OREGON

August 16th, 1937

Mr. Chas. E. Stricklin,
State Engineer,
Salem, Oregon.

RECEIVED
AUG 18 1937
STATE ENGINEER
SALEM, OREGON

Dear Sir:

Your letter of August 13th, regarding our application No. 17024 received.

We would like for this application to include the irrigation of 20 acres which would be the north one-half of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of section 15, T.39 S., R.5 W., W.M. The ditch can cover all of this area. The map we sent should be altered showing the ditch to about the center of the 40 acre unit, thence west.

Please make such corrections as necessary on the map and application, in order that it may be in proper form.

Enclosed is check for \$4.50 as the additional irrigation fee.

Our address has been changed to Williams, Oregon.

Very truly yours,

James J. Garmier

August 13, 1937.

Ella and James M. Garnier,
Murphy, Oregon.

Dear Sir and Madam:

This will acknowledge receipt of your application for permit to appropriate 0.05 second-foot of water from Spring Creek, for domestic use and the irrigation of a two acre garden, together with the remittance of \$10.00 as fees. Receipt No. 21989 is enclosed.

The application, which has been filed and given No. 17024, appears to be in order except that there is a ruling in this department defining the garden to be watered under domestic use as not to exceed one-half acre in size. Also the amount of water allowed for domestic use for one family is 0.01 second-foot. If you will authorize me to change Item 2 of your application to read 0.01 second-foot and Item 3 to read one-half acre of garden, your application will be placed in line for approval and issuance of a permit.

If you wish to irrigate two acres or more, you may do so by making your application to cover irrigation and by paying the additional irrigation fee, which is \$4.50 for the irrigation of thirty acres or less.

Yours very truly,

CHAS. E. STRICKLIN,
State Engineer.

By

Ed K. Humphrey, Assistant.

EKH:LN
encl.