

October 4, 1996

RUTH AND KENNETH PAYNE
PO BOX 2505
HARBOR OR 97415

re: SWR-81

Dear Mr. and Mrs. Payne,

I am sending a copy of your claim form and map. If a question arises about your water right claim, you should refer to this form and map. As I discussed with you on the telephone this morning, Mr. Payne, you have the legal right to use the water as described by this claim form.

In the future the Water Resources Department will present your claim to the local circuit court for a water right decree. I do not know when this will happen.

In the mean time, use the water as described by the claim and refer any questions to the Water Resources Department.

If you have any questions, please give me a call.

Sincerely,



Don Knauer
Program Representative



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

RECEIVED

JUN 11 1993

WATER RESOURCES DEPT.
SALEM, OREGON

WATER
RESOURCES
DEPARTMENT

June 11

May 27, 1993

HOWARD J. NEWHOUSE
PO BOX 360
WEDDERBURN OR 97491

RE: File# SWR-81

DEAR HOWARD J. NEWHOUSE,

The Water Resources Department (WRD) received a little over 500 surface water registration statements in December, 1992. All of the files have been set up and receipts for the fees have been sent. The next step is to insure the maps received in support of the claims are acceptable based on Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR).

I am returning the map you prepared for Ruth and Kenneth Payne. You will find the item which requires completion or correction shown below. I have the description followed by the ORS or OAR site and paraphrased statute or rule.

place of use (1/4 1/4)

ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..."

1/4 acre

OAR 690-28-025-(4)-(d) "The number of acres irrigated in each quarter quarter shall be shown to the nearest tenth of an acre."

I am enclosing a copy of the checklist and claim to beneficial use report information used by the adjudication section. You may find it useful in preparing the required map and information. Many Certified Water Right Examiners have seen these and are using them.



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

RECEIVED

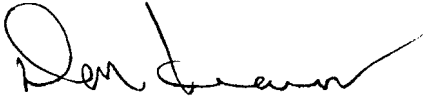
JUN 16 1993

WATER RESOURCES DEPT.
SALEM, OREGON

You must return the map before the claim can be processed. If you cannot have the map to the WRD within 60 days, please inform me as to when it can be expected. Please mark all correspondence with the file number.

As always, if you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

Enclosures

J:\WP51\SWR\CLAIMANT\SWR-081.00M

May 27, 1993

HOWARD J. NEWHOUSE
PO BOX 360
WEDDERBURN OR 97491

RE: File# SWR-81

DEAR HOWARD J. NEWHOUSE,

The Water Resources Department (WRD) received a little over 500 surface water registration statements in December, 1992. All of the files have been set up and receipts for the fees have been sent. The next step is to insure the maps received in support of the claims are acceptable based on Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR).

I am returning the map you prepared for Ruth and Kenneth Payne. You will find the item which requires completion or correction shown below. I have the description followed by the ORS or OAR site and paraphrased statute or rule.

place of use (¼ ¼)	ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..."
1/10 acre	OAR 690-28-025-(4)-(d) "The number of acres irrigated in each quarter quarter shall be shown to the nearest tenth of an acre."

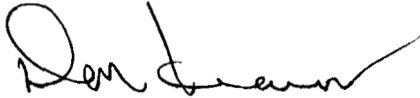
I am enclosing a copy of the checklist and claim to beneficial use report information used by the adjudication section. You may find it useful in preparing the required map and information. Many Certified Water Right Examiners have seen these and are using them.



You must return the map before the claim can be processed. If you cannot have the map to the WRD within 60 days, please inform me as to when it can be expected. Please mark all correspondence with the file number.

As always, if you have any questions, please give me a call.

Sincerely,

A handwritten signature in black ink, appearing to read "Don Knauer", with a long, sweeping flourish extending to the right.

Don Knauer
Adjudication Specialist

Enclosures

J:\WP51\SWR\CLAIMANT\SWR-081.00M

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP DWF NAME South Coast # 17 UNADJUDICATED AREA ? yes
RECEIPT # 90371 S W R NUMBER 81
CHECK ENCLOSURES DWF PRELIMINARY DATA BASE ENTRY DWF
ACKNOWLEDGEMENT LETTER DWF ENTER ON STREAM INDEX h ^{- in Basin 15 -}
CHECK QUADRANGLE MAP h CHECK GLO PLATS h
WATERMASTER CHECKLIST h PUBLIC NOTICE PUBLICATION Dec 10-5-92

FORM REVIEW

- blanks filled in
- signed
- date received stamped

MAP REVIEW

- 4 ALBERTA source ^{No} and trib
- diversion point location
- conveyances (pipes, ditch, etc.)
- place of use? House/IR or BOTH
- scale
- township, range, section
- north arrow
- CWRE stamp
- disclaimer
- date survey was performed
- P.O.B. of survey
- dimensions and capacity of diversion system
- "beneficial use" type title
- "permanent-quality" paper

WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____

FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____

ENTER ON PLAT CARDS _____

INTERDEPARTMENT MEMO

TO: Watermaster District # 19 John Prolet
FROM: Adjudication Section
RE: Surface Water Registration

Enclosed is a copy of a Registration Statement and accompanying map that has been filed in your district. It has been numbered SWR # 81. *Arthur Payne & Kenneth Payne*

We are gathering information about this claim to a pre-1909 water use and would like you to assist us by filing out the checklist below and including any comments that you think might be of significance.

(Yes or No)

- 1. Do you know anything about this water use? Y*
- 2. Have there been any distribution problems relating to this claim? N
- 3. Do you have reason to believe that the claimed priority date is not accurate? N
- 4. Does the quantity of water claimed look unreasonable for the uses named? Y
- 5. Does the place of use look to be accurately depicted by the CWRE map enclosed? Y
- 6. Do you know if there has been a period of more than a five years of non-use? N
- 7. Should someone in our section contact you concerning this claim? N

If you answered yes to any of the above questions, please explain below on an additional sheet of paper.

Attach any memo's or correspondence that deal with this water use and return to the Adjudication Section at the address below.

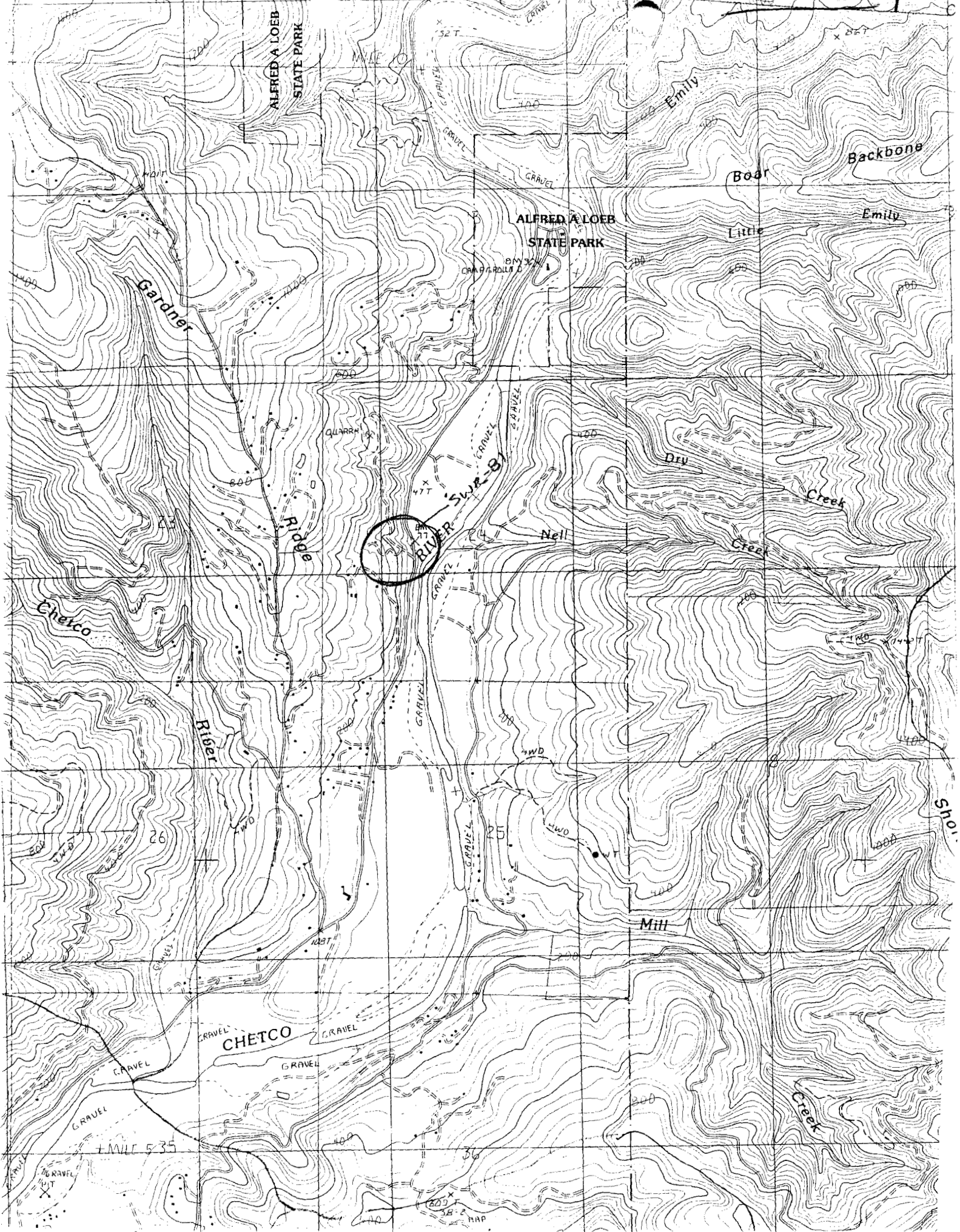
Thank you for your assistance.

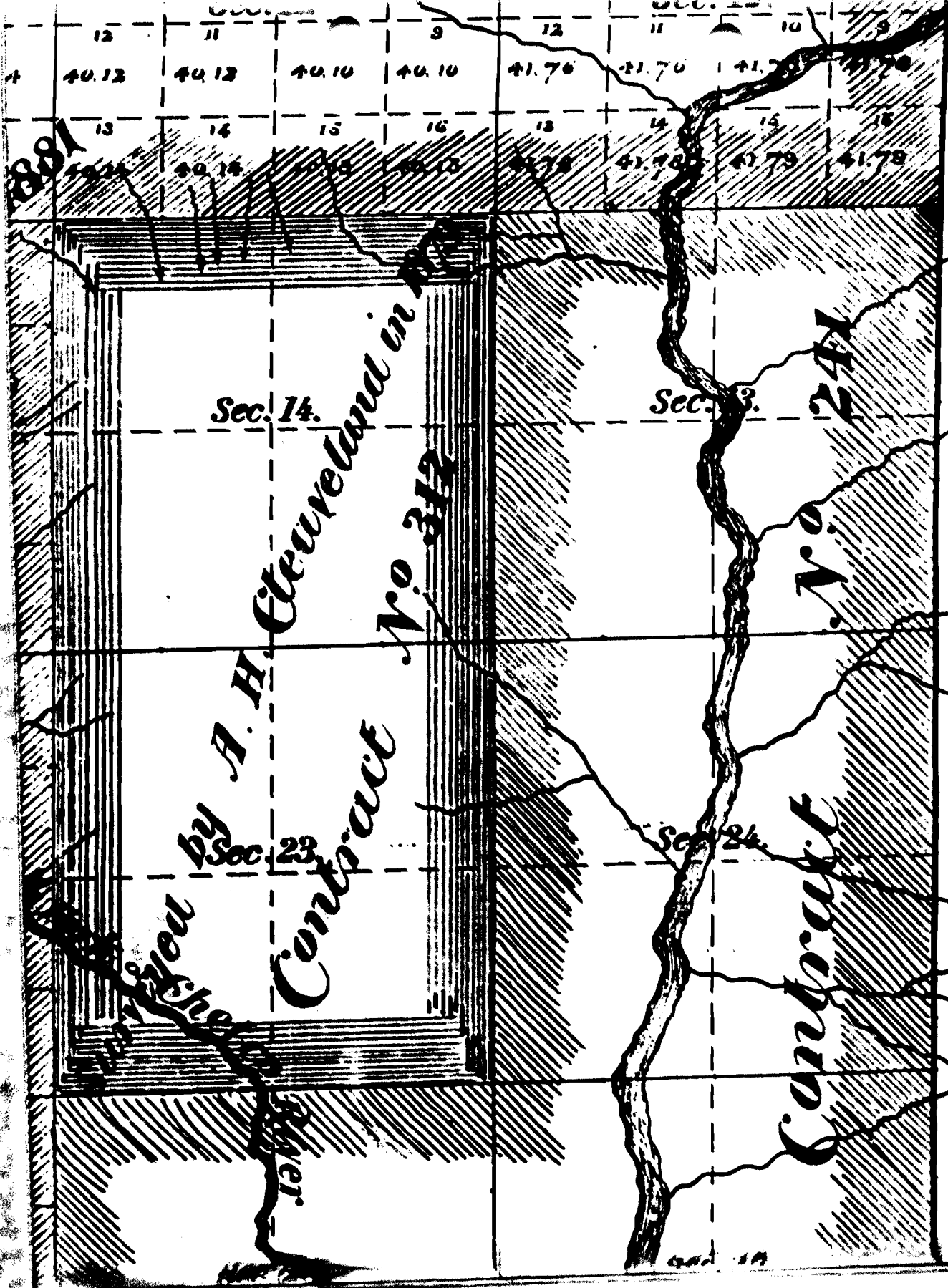
Sincerely,
William Castle
Adjudication Section

* I've accompanied Mr. Payne to the POU and have observed his ability to divert water for the claimed use.

Enclosures

John Prolet
Watermaster, Dist XIX
09-21-92





Sec. 14.

Sec. 23.

Contract by A. H. Cleveland in No. 212

Sec. 13.

Sec. 14.

Sec. 15.

Sec. 16.

Contract No. 241

X

X

W

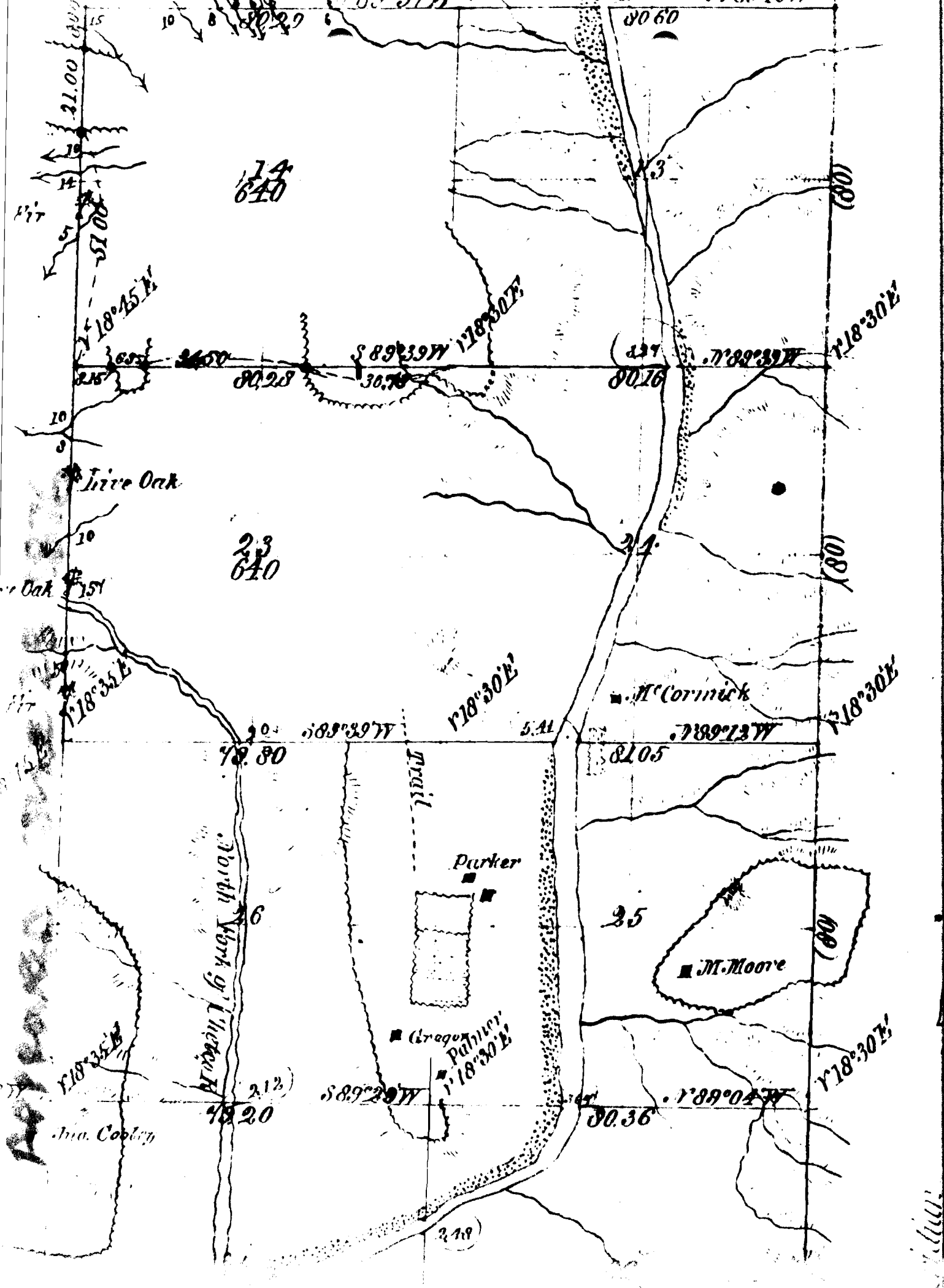
W

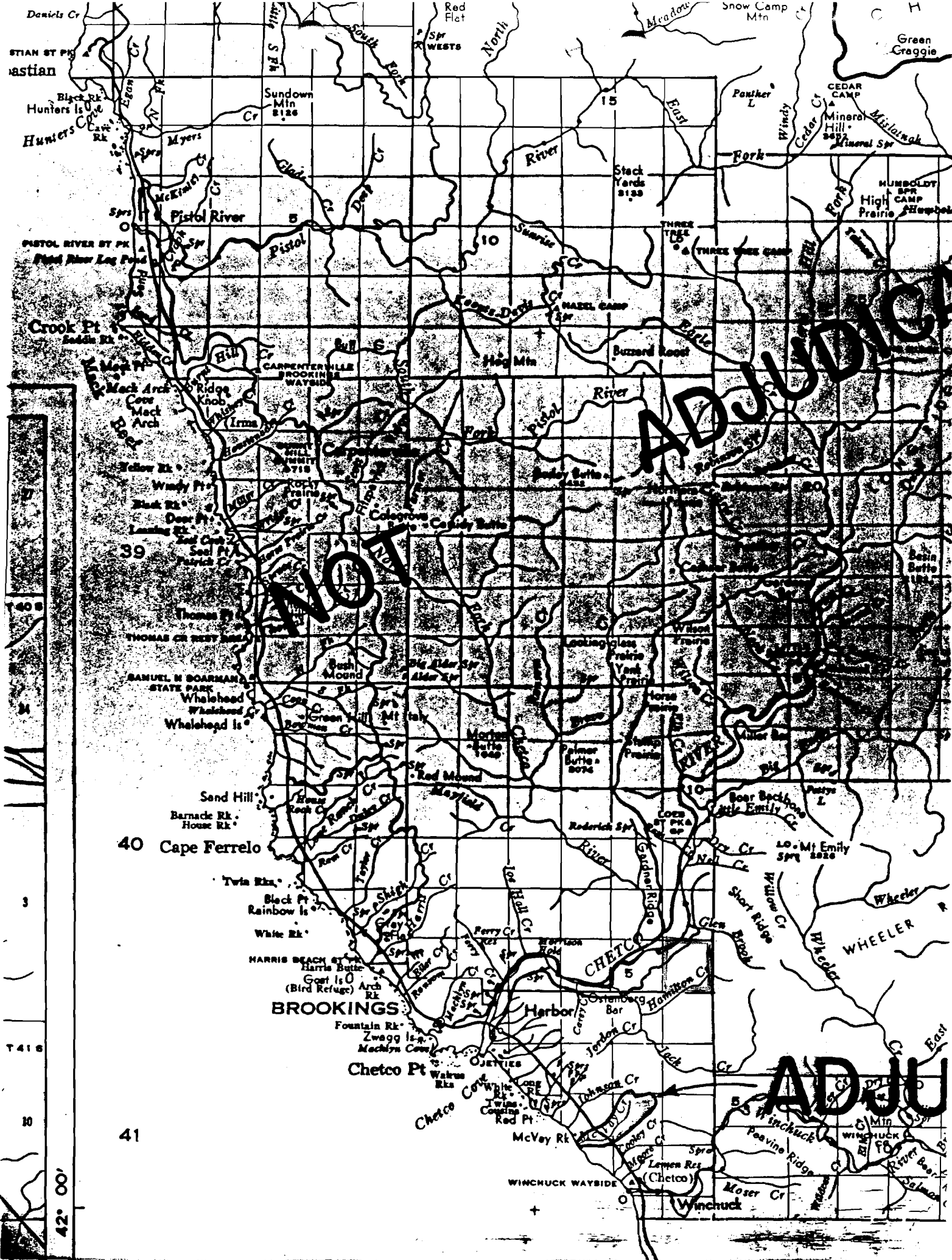
X

X

Nov. 5 1895

Contract No. 241





NOT ADJUDICATED

NOT ADJUDICATED

NOT ADJUDICATED

NOT ADJUDICATED

NOT ADJUDICATED

August 12, 1992

Ruth Payne and Kenneth Payne
P.O. Box 2505
Harbor OR 97415

RE: Surface Water Registration

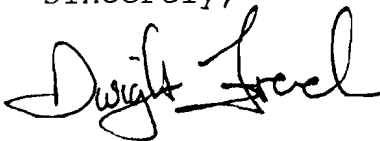
Dear Ruth and Kenneth Payne,

This will acknowledge that your Surface Water Registration Statement in the name of Ruth Payne and Kenneth Payne has been received by our office. The fees in the amount of \$200.00 have been received and our receipt # 90371 is enclosed. Your registration statement has been numbered SWR-81.

Our office will review your form and map in the near future. If necessary we will schedule a meeting with you that will include a site inspection. If there are problems with your form we are usually able to take care of them during our visit. We will be able to answer any questions you might have about the adjudication process at that time.

Please feel free to contact this office if you have any questions.

Sincerely,



Dwight French
Adjudication Section

enc



STATE OF OREGON
WATER RESOURCES DEPARTMENT
 3850 PORTLAND ROAD NE
 SALEM, OR 97310
 378-8455/378-8130 (FAX)

RECEIPT # 90371

RECEIVED FROM: Ruth & Kenneth Payne APPLICATION

BY:	PERMIT
	TRANSFER

CASH: CHECK: # 24-22 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200⁰⁰

01-00-0 WRD MISC CASH ACCT		
842.010	ADJUDICATIONS	\$ <u>200⁰⁰</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
	OTHER: (IDENTIFY)	\$

02-00-0 FEDERAL FUNDS		
	OTHER: (IDENTIFY)	\$

03-00-0 WRD OPERATING ACCT				
MISCELLANEOUS:				
840.001	COPY FEES		\$	
850.200	RESEARCH FEES		\$	
880.109	MISC REVENUE: (IDENTIFY)		\$	
520.000	OTHER (P-6): (IDENTIFY)		\$	
WATER RIGHTS:				
842.001	SURFACE WATER	EXAM FEE	842.002	RECORD FEE
842.003	GROUND WATER	\$	842.004	\$
842.005	TRANSFER	\$	842.006	\$
WELL CONSTRUCTION				
842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	842.023	LICENSE FEE
842.016	WELL DRILL OPERATOR	\$	842.019	\$
	LANDOWNER'S PERMIT	\$	842.024	\$

06-00-0 WELL CONST START FEE			
842.013	WELL CONST START FEE	\$	CARD #
	MONITORING WELLS	\$	CARD #

45-00-0 LOTTERY PROCEEDS		
864.000	LOTTERY PROCEEDS	\$

07-00-0 HYDRO ACTIVITY		LIC NUMBER	
842.011	POWER LICENSE FEE(FW/WRD)		\$
842.115	HYDRO LICENSE FEE(FW/WRD)		\$
	HYDRO APPLICATION		\$

RECEIPT # _____ DATED: 8-11-92 BY: K. Acheson

RECEIVED

JUN 14 1992

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JUN 14 1992

WATER RESOURCES DEPT.
SALEM, OREGON

NW
SW

SW
SW

Spring 1400' North
825' East of the
SW Corner of
Section 24

3' x 3' Concrete
boxed spring

1" PVC

4' x 4' x 4'
Concrete
holding tank

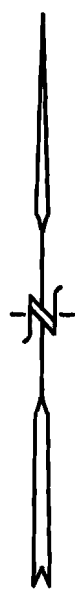
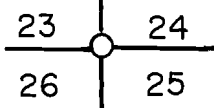
The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property lines.

SURFACE WATER REGISTRATION STATEMENT PRE 1909 VESTED WATER RIGHT CLAIM

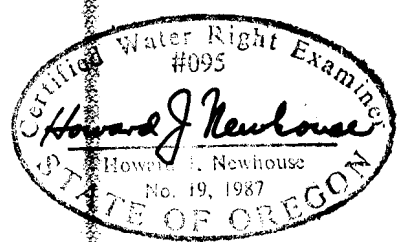
for KENNETH and RUTH PAYNE
Located in Section 24,
T 40 S, R 13 W, W.M.,
Curry County, Oregon

Scale - 1" = 200' July, 1992

SCALE
HE USED WANTS
INCONSISTENT
ACRABASE



H.J. Newhouse - Land Surveying
P.O. Box 360
Wedderburn, Oregon 97491
(503) 247-6923
C.W.R.E. # 095



RECEIVED

AUG 11 1992

WATER RESOURCES DEPT.
SEASIDE, OREGON

Spring 1400' North
825' East of the
SW Corner of
Section 24

3' x 3' Concrete
head spring

2' x 2' Concrete
holding tank

NW
SW

SW
SW

The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property.

SURFACE WATER REGISTRATION STATEMENT PRE 1909 VESTED WATER RIGHT CLAIM

for KENNETH and RUTH PAYNE
Located in Section 24,
T 40 S, R 13 W, W.M.,
Curry County, Oregon

Scale - 1" = 200' July, 1992

23 24

26 25



H.J. Newhouse - Land Surveying
P.O. Box 360
Wedderburn, Oregon 97491
(503) 247-6923
C.W.R.E. # 095



RECEIVED

AUG 11 1992

WATER RESOURCES DIVISION
SALES, OREGON

40-13-24C TL 100 & 402

<u>INST</u>	<u>GRANTOR</u>	<u>GRANTEE</u>	<u>REC. DATE</u>	<u>INST. #</u>
BSD	BYRNE	PAYNE	11-18-75	BR:42 P:357
WD	FLYNN	PAYNE	05-08-63	DV:68 P:242
CONT	FLYNN	PAYNE	02-24-51	CONT:6 P:362 ✓
WD	WILLIS	FLYNN	09-03-48	DV:33 P:343 ✓
WD	BLAT	WILLIS	09-15-38	DV:25 P:132 ✓
WD	FRESK	BLAT	09-15-38	DV:25 P:131 ✓
WD	BLAT	FRESK	07-07-36	DV:23 P:614 ✓
D	WARD	BLAT	07-07-36	DV:23 P:612 ✓
D	BRAVO	WARD	06-23-26	DV:19 P:290 ✓
D	EVANS	BRAVO	08-14-07	DV:13 P:297 ✓
D	TRUE	EVANS	07-09-07	DV:13 P:207 ✓
D	HAIGHT	EVANS	03-10-03	DV:10 P:23 ✓
P	USA	BONHAM	12-15-90	DV:06 P:112
A	BLYTHE	HAIGHT	05-22-90	DV:05 P:555
D	BONHAM	BLYTHE	10-16-76	DV:01 P:572

RECEIVED

AUG 11 1992

WALTON COUNTY DISTRICT
SALFORD, OREGON

40-13-24C
W $\frac{1}{2}$ W $\frac{1}{2}$

P	USA	HOFFMAN	2-3-06
D	HOFFMAN	BRAVO	2-3-06

United States of America,

To all to whom these Presents shall come, Greeting: AUG. 11 1892

Whereas, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Roseburg, Oregon, whereby it appears that pursuant to the Act of Congress approved May, 1862, "To secure Homesteads to actual Settlers on the Public Domain," the claim of John A. Hoffman

has been established and duly consummated, in so much as to all set half of the North West quarter and the East half of the South West quarter of Section twenty-four in Township forty South, of Range thirteen West of Willamette Meridian in Oregon, containing one hundred and sixty acres

according to the Official Plat of the Survey of said Land, returned to the General Land Office by the Surveyor General.

Now know ye that there is, therefore, granted by the United States unto the said John A. Hoffman

the tract of Land above described: To have and to hold the said tract of Land with the appurtenances thereunto in law and equity, unto the said John A. Hoffman and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs and in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietors of a vein or lode to extract and remove the same throughout, should the same be found to penetrate or intersect the premises hereby granted, as provided by law, and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

In testimony whereof, William McKinley, PRESIDENT OF THE UNITED STATES OF AMERICA, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the twenty-sixth day of February, in the year of our Lord one thousand eight hundred and ninety-two, and of the Independence of the United States the one hundred and twenty-first.

By the President, William McKinley, Secretary: E. R. Birch, Recorder of the General Land Office.

L. S.

Homestead Application United States approved and the a copy made seven copies

according General

the time into the books and other papers acknowledged as to be granted in case

LITHOGRAPHED MAPS

Prepared By

Frank E. Alley, Abstractor and Land Attorney

ROSEBURG, OREGON

Compiled from the official records of the U. S. Land Office at Roseburg, Oregon, showing all entries upon which final proof has been submitted.



Explanatory Notes

H. E.—Homestead Entry
F. H. E.—Final Homestead Entry
F. Ct.—Final Certificate
T. C. E.—Timber Cash Entry
P. E.—Pre-emption Entry
Ind. Allot.—Indian Allotment

T. App.—Timber Application Filed
O & C.—Ore. and Cal. R. R. Lands
N. P. R. R.—North Pac. R. R. Lands
S.—State or School Lands
F. L. S.—Forest Lieu Selections
W. R. Co.—Wagon Road Grant

31.24

WATERBURY & CO. PRINTERS
SALEM, OREGON

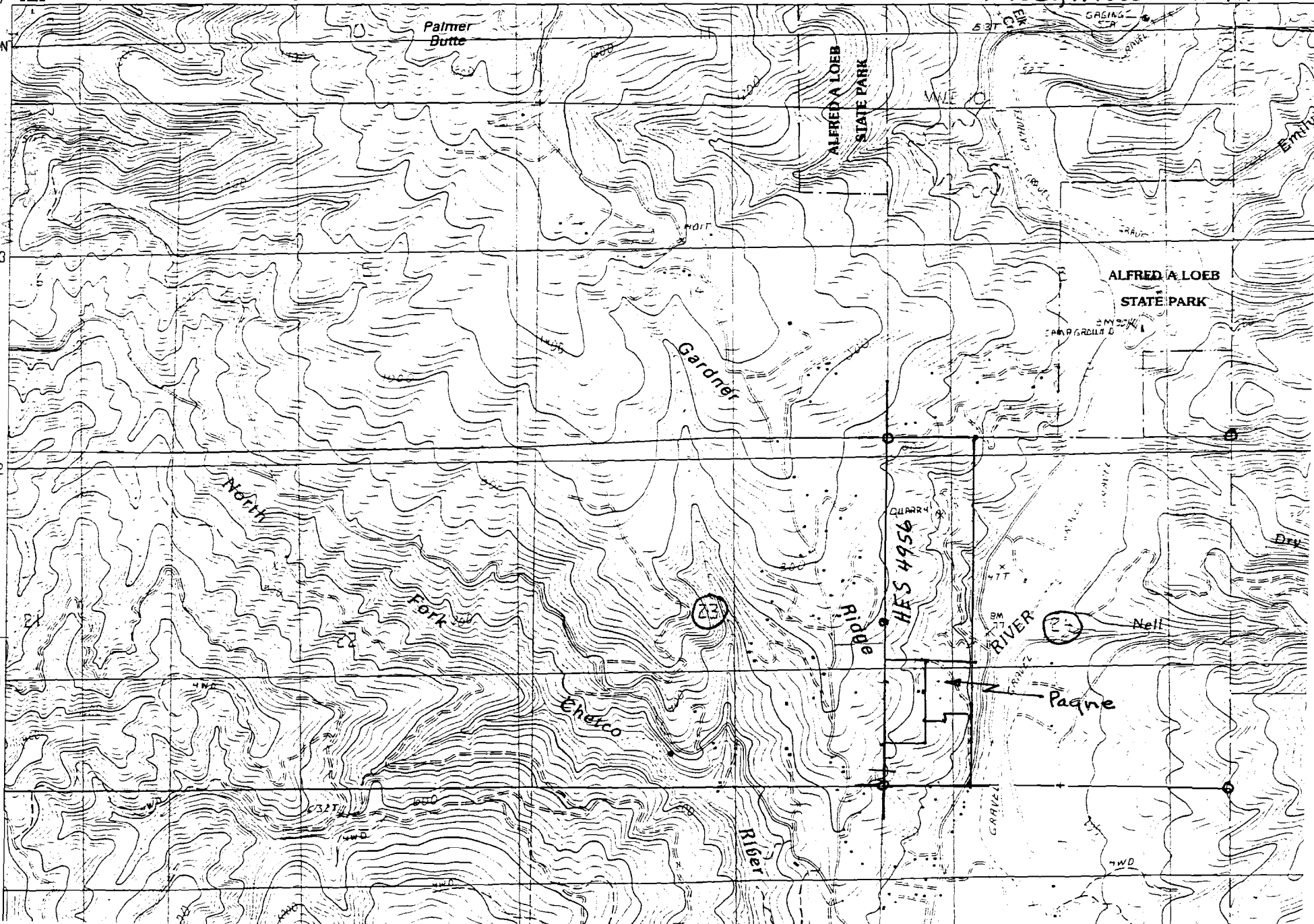
AUG 11 1992

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

124° 15' 397000mE 398 399 12' 30" 401 T.40S., R13W 402 W.M.

AUG 11 1992

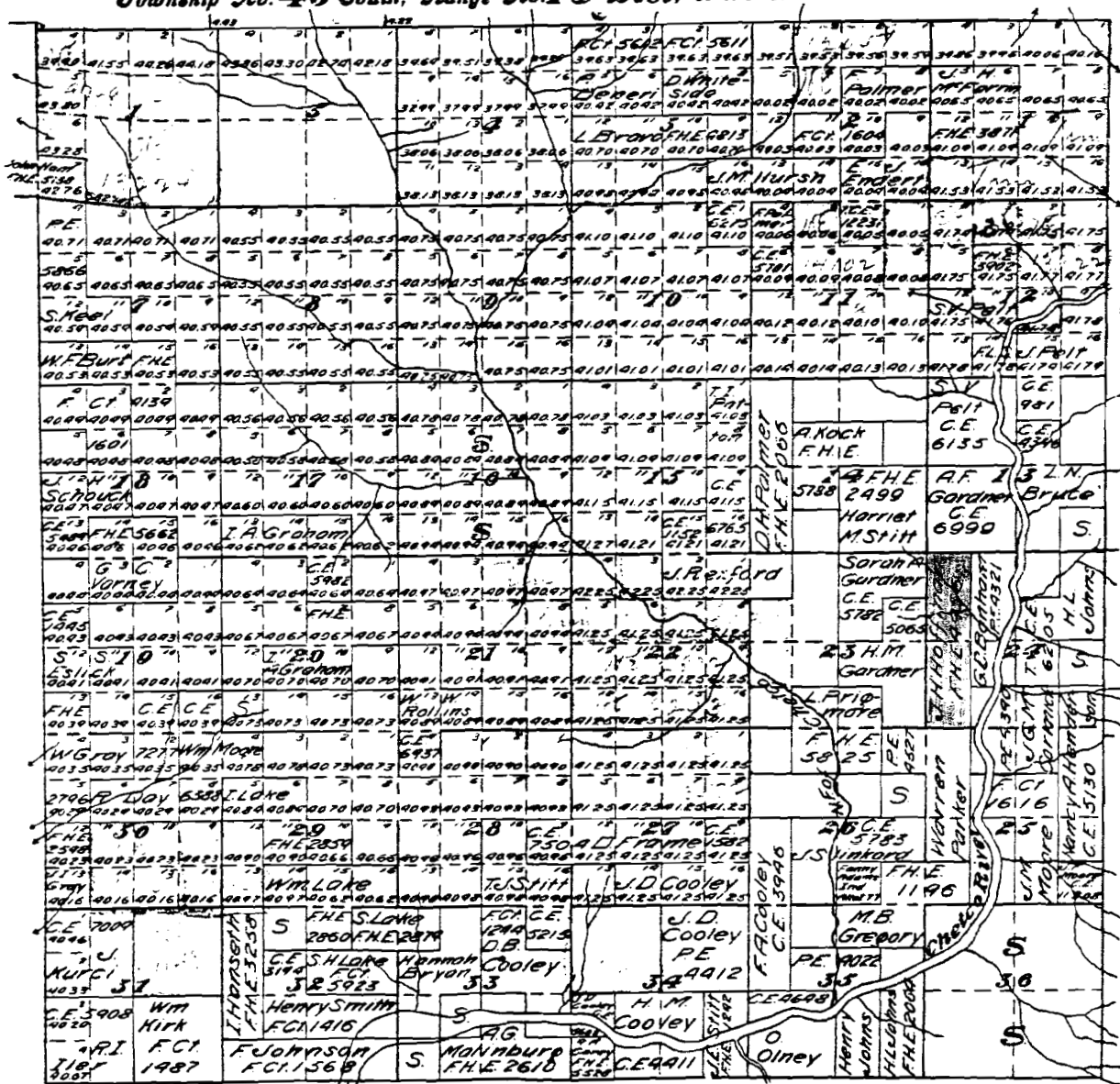
464000m
4663
4662
4661
4660



Township No. 40 South, Range No. 13 West, of the Willamette Meridian.

AUG 11 1992

JONES PUNCH CARD CO. 700 FORTY EIGHT AVENUE, PORTLAND, OREGON



Prepared by Frank E. Atley, Abstracter and Land Attorney, Roseburg, Or.

RECEIVED

AUG 11 1992

WATER RESOURCES DIVISION
SALEEN DIVISION

OWNSHIP 40 S., RANGE 13 W. W. M. CURRY COUNTY, OREGON

CHAS. F. METSKER

34

111 SO. 10TH. ST., TA

