



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

August 13, 2002

Ervin C. Garrison
11303 SE Home Avenue
Milwaukie, OR 97222

Re: SWR-140

Dear Mr. Garrison:

The Oregon Water Resources Department ("Department") has received your request for a "certificate of registration." Pursuant to Oregon Administrative Rules Chapter 690, Division 28, the Department has the authority to review registration statements and issue orders of registration prior to a general stream adjudication.

Pursuant to your request, the Department has reviewed your registration and is enclosing a Proposed Order of Registration for surface water registration number 140, issued pursuant to OAR 690-028-0029.

Please be aware that an order of registration is not a final determination as to a surface water claim and is not a water right certificate. Consequently, you will still have the burden of proving your claim when the basin is adjudicated. Therefore, the Department strongly encourages you to document the history of water use for your property. If you wish, you may submit to the Department copies of such evidence for storage in your surface water registration file.

Please contact me if you have any questions. My telephone number is 503-378-8455, extension 236.

Sincerely,

Kimberly Grigsby
Agency Representative

c: file SWR-140

STATE OF OREGON
Oregon Water Resources Department
Water Rights Division

Surface Water Registration
Number SWR-140

Proposed Order of Registration

Notice: This proposed order of registration is issued pursuant to OAR 690-028-0029. As provided in OAR 690-028-0029(6) the registrant may petition the Oregon Water Resources Department for a hearing within 20 days of issuance of this proposed order. Hearings are held pursuant to ORS 183.415 to 183.470.

Registration Statement History

On DECEMBER 16, 1992, ERVIN C. GARRISON submitted a SURFACE WATER REGISTRATION STATEMENT FOR A PRE-1909 VESTED WATER RIGHT CLAIM for the following use:

- Amount of Water: 0.01 CUBIC FEET PER SECOND
- Use of Water: DOMESTIC
- Source of Water: UNNAMED STREAM TRIBUTARY TO NORTH FORK NEHALEM RIVER
- Area of Use: TILLAMOOK County within SECTION 18, TOWNSHIP 3 NORTH, RANGE 9 WEST, W.M.

Findings of Fact

The Department has determined that there are no new or conflicting uses of water and no persons will be impacted by the enforcement of this claim.

Conclusions of Law

Pursuant to OAR 690-028-0029, the registrant is prima facie entitled to appropriate the water to the extent and in the manner as described below.

/ / /

Order

This proposed order of registration is hereby issued to:

ERVIN C. GARRISON
11303 SE HOME AVENUE
MILWAUKIE OREGON 97222

The specific limits of the registered use are listed below.

SURFACE WATER REGISTRATION FILE NUMBER: SWR-140

SOURCE OF WATER: UNNAMED STREAM TRIBUTARY TO NORTH FORK NEHALEM RIVER

PURPOSE OR USE: DOMESTIC

MAXIMUM RATE: 0.01 CUBIC FEET PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: 1882

POINT OF DIVERSION LOCATIONS:

LOT 4 (NW $\frac{1}{4}$ SW $\frac{1}{4}$), SECTION 18, T3N, R9W, W.M.; 610 FEET SOUTH
& 1017 FEET EAST FROM W $\frac{1}{4}$ CORNER, SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

LOT 4 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
SECTION 18
TOWNSHIP 3 NORTH, RANGE 9 WEST, W.M.

Issued August 13, 2002


Paul R. Cleary, Director
Water Resources Department

Mailing List for **Proposed Order of Registration** Copies

Application # SWR-140

Mailing List Print Date: July 25, 2002

Original mailed to:

Claimant: ERVIN C. GARRISON
11303 SE HOME AVENUE
MILWAUKIE OREGON 97222

Copies Mailed	
By: <u>KG</u>	
(SUPPORT STAFF)	
on: <u>8-13-02</u>	
(DATE)	

Copies sent to:

1. WRD - File # SWR-140

CASEWORKER: KG

S:\groups\wr\adjud\swr\proposed orders of registration\swr-140_pfo.wpd

RECEIVED

JUL 16 2002

WATER RESOURCES DEPT.
SALEM, OREGON

11303 SE Home Avenue
Milwaukie, OR 97222
July 13, 2002

Water Resources Dept.
Paul Cleary, Director
158 12th St. NE
Salem, OR 97031

Re: File # SWR-140

It has come to my attention that it is possible to obtain a Certificate of Registration in regards to water rights on my place in Nehalem, OR.

I filed the surface water registration statement in 1992 and I have inquired periodically during the last few years about it but there has been no response or action.

I would like for you to issue me a Certificate of Registration. It would put my mind at ease if I had some documentation for this water right.

I would appreciate hearing from you soon. Thank you.

Sincerely,

Ervin C. Garrison

Ervin C. Garrison
(503) 659-3987

11303 SE Home Avenue
Milwaukie, OR 97222
August 29, 2001

Dwight French
Water Rights Specialist
158 12th Street NE
Salem, OR 97310-0210

Re: Water rights at 39955 Hwy. 53, Nehalem

Dear Dwight:

This is to update you on the above property. My Mother, Eva Crass, passed away some time ago, and the property where the house stands plus a few more acres belongs to my sister and me.

I have not received any more correspondence concerning the water rights on the place other than the letter my Mother received from you in 1994. I am enclosing a copy of that letter.

I have tried to call you from time to time but you're a busy man. Is there any new development in the water rights process for our place?

I'd appreciate hearing from you.

Sincerely,

Ervin C. Garrison

Ervin C. Garrison
Phone: 503-659-3987

7-12-02

*Ervin talked to Dick Bailey
this spring. We spoke today
regarding the status of this
filing Dwight French*

RECEIVED

AUG 31 2001

WATER RESOURCES DEPT.
SALEM, OREGON

Oregon

WATER
RESOURCES
DEPARTMENT

May 19, 1994

EVA CRASS
39955 HWY 53
NEHALEM OR 97131

RE: SWR-140

Dear Eva Crass,

I spoke with your son, Erv Garrison a couple of days ago. He asked me to give you an update on your Surface Water Registration Statement filing.

Your file is in good standing with our Department. You may continue to use water for domestic use. The maximum amount you may divert at any one time is no more than 0.01 cfs or approximately 4.5 gallons per minute. You may continue to use water from the unnamed creek as long as there is water there to divert. The use is allowed year round.

It is very likely that there will be no further action on your claim for many years. You will be notified by certified mail before any adjudication proceedings begin.

There is nothing you need to do with respect to your claim. It is important that you keep using the water. After five or more years of non-use your claim could be deemed abandoned.

Please give me a call if you or your son have any questions.

Sincerely,

Dwight French
Water Rights Specialist

cc: Erv Garrison
11303 SE Home Avenue
Milwaukie OR 97222

RECEIVED

AUG 31 2001

WATER RESOURCES DEPT.
SALEM, OREGON



Commerce Building
158 12th Street NE
Salem, OR 97310-0210

May 19, 1994

EVA CRASS
39955 HWY 53
NEHALEM OR 97131

RE: SWR-140

Dear Eva Crass,

I spoke with your son, Erv Garrison a couple of days ago. He asked me to give you an update on your Surface Water Registration Statement filing.

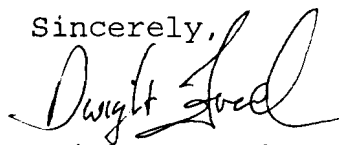
Your file is in good standing with our Department. You may continue to use water for domestic use. The maximum amount you may divert at any one time is no more than 0.01 cfs or approximately 4.5 gallons per minute. You may continue to use water from the unnamed creek as long as there is water there to divert. The use is allowed year round.

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There is nothing you need to do with respect to your claim. It is important that you keep using the water. After five or more years of non-use your claim could be deemed abandoned.

Please give me a call if you or your son have any questions.

Sincerely,



Dwight French
Water Rights Specialist

cc: Erv Garrison
11303 SE Home Avenue
Milwaukie OR 97222

EVA CRASS
39955 HWY 53
Nehalem 97131



SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP see NAME Northern # 1 UNADJUDICATED AREA ? yes
Const
RECEIPT # 95053 S W R NUMBER 140
CHECK ENCLOSURES see PRELIMINARY DATA BASE ENTRY see
ACKNOWLEDGEMENT LETTER see ENTER ON STREAM INDEX _____
Foley Peak 39 & 500 yds from hole #222
CHECK QUADRANGLE MAP CAK CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION see

FORM REVIEW

_____ blanks filled in
_____ signed
_____ date received stamped

MAP REVIEW

✓ source and trib
✓ diversion point location
✓ conveyances (pipes, ditch, etc.)
✓ place of use
✓ 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 _____

August 25, 1993

WATER
RESOURCES
DEPARTMENT

RONALD G LARSON
PO BOX 219
MANZANITA OR 97130

RE: SWR-140

Dear Mr Lason,

This will acknowledge the receipt of map you completed or corrected in support of the claim to a pre-1909 vested water right in the name of Ervin C Garrison. I will add the map to the file for review in the future.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\1\SWR-140.003



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

June 23, 1993

RONALD G. LARSON
PO BOX 219
MANZANITA OR 97130

RE: File# **SWR-140**

DEAR RONALD G. LARSON,

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 Ervin C. Garrison. 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.

diversion point size	OAR 690-28-025-(4)-(c) "The dimensions and capacity of any existing diversion systems."
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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,



Don Knauer
Adjudication Specialist

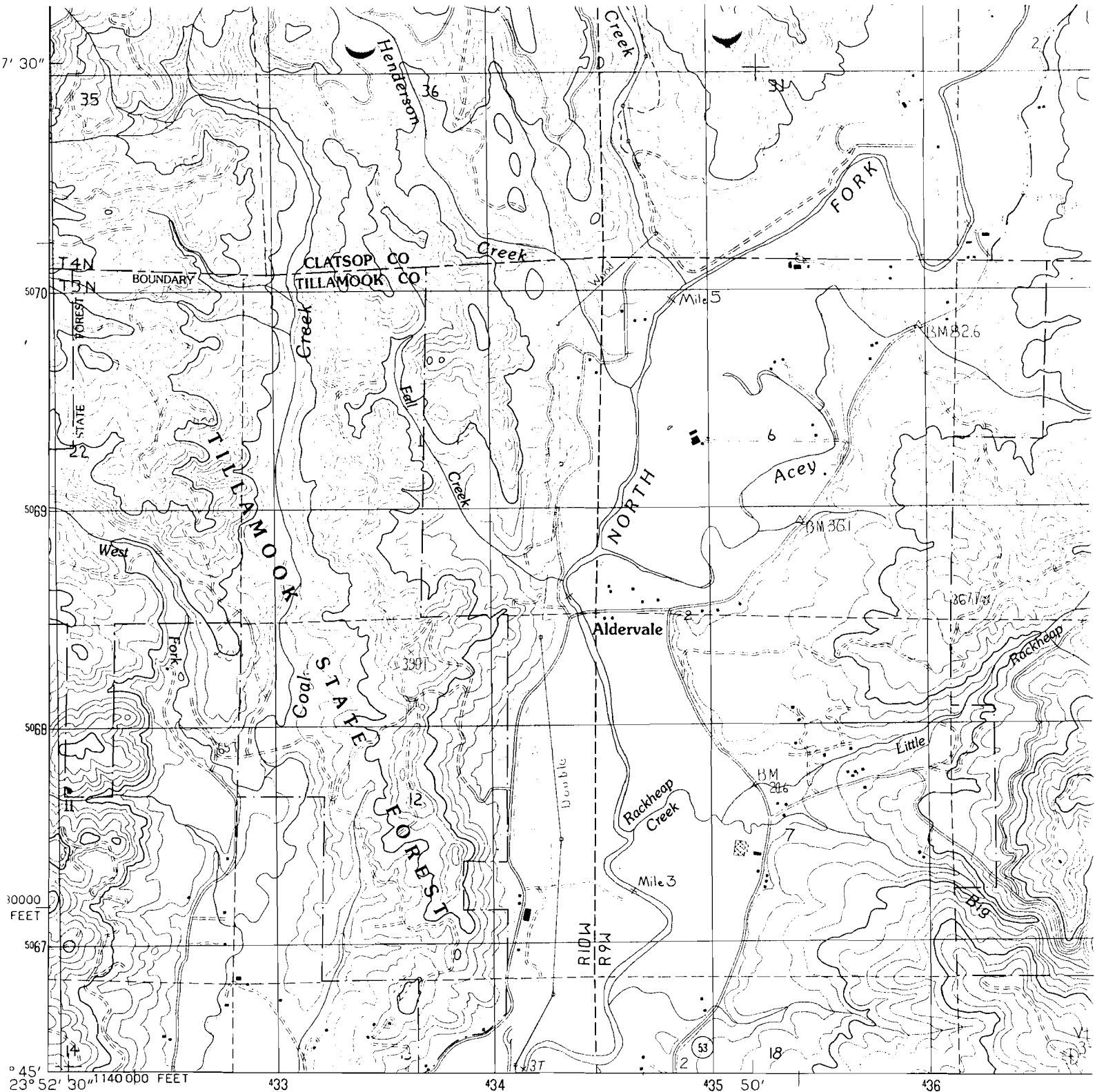
Enclosures
J:\WP51\SWR\CLAIMANT\SWR-0140.00M



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

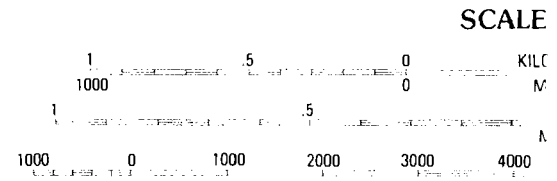
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY





PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
CONTROL BY USGS, NOS/NOAA, USCE
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1980
FIELD CHECKED 1982. MAP EDITED 1985
PROJECTION LAMBERT CONFORMAL CONIC
GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 10
10,000-FOOT STATE GRID TICKS OREGON, NORTH ZONE
UTM GRID DECLINATION 0°35' WEST
1980 MAGNETIC NORTH DECLINATION 20° EAST
VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
To place on the predicted North American Datum of 1983,
move the projection lines as shown by dashed corner ticks
(24 meters north / 97 meters east)
There may be private inholdings within the boundaries of any
Federal and State Reservations shown on this map
No distinction made between houses, barns, and other buildings

PROVISIONAL MAP
Produced from original
manuscript drawings. Infor-
mation shown as of date of
photography.



CONTOUR IN
SUPPLEMENTARY CON
CONTROL ELEVATIONS SHO
OTHER ELEVATIONS SHC
To convert meters to
To convert feet to m

THIS MAP COMPLIES WITH NATI
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENV

March 29, 1993

WATER
RESOURCES
DEPARTMENT

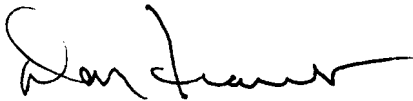
RONALD G LARSON, CWRE
PO BOX 219
MANZANITA OR 97130

RE: SWR-140 GARRISON

Dear Mr Larson,

This will acknowledge the receipt of the map to support the claim of Mr Garrison to a pre-1909 water use. The map will be added to the file and reviewed with the other data in the future. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

m:\w\s\c\swr-0140.002



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

January 19, 1993

WATER
RESOURCES
DEPARTMENT

ERVIN C GARRISON
11303 SE HOME AVE
MILWAUKIE OR 97222

Dear MR GARRISON,

This will acknowledge that your Surface Water Registration Statement in the name of ERVIN C GARRISON has been received by our office. The fees in the amount of \$200.00 have been received and our receipt #95053 is enclosed. Your registration statement has been numbered SWR-140.

The map you submitted with your claim is not acceptable. ORS 539.240 (2) (d) requires the map be prepared by a Certified Water Right Examiner (CWRE). Within 60 days of this letter you must send a letter to this address indicating you have contracted with a CWRE to prepare your map. You should send your letter to my attention. In your letter you must identify the name of the CWRE who will prepare your registration statement map. We will contact the CWRE to arrange a map submittal deadline.

We will not be able to process your claim until we have received your map. If you have any questions regarding this process, please do not hesitate to give me a call.

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

Sincerely,



Don Knauer
Adjudication Specialist

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0140.001



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

STATE OF OREGON
WATER RESOURCES DEPARTMENT
RECEIPT # 95053 3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455/378-8130 (FAX)

RECEIVED FROM: <u>Erwin C. Harrison</u>	APPLICATION
BY: _____	PERMIT
	TRANSFER

CASH: ☐ CHECK: # ☒ 24-7588 OTHER: (IDENTIFY) ☐ TOTAL REC'D \$ 200.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ 200.00
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	\$
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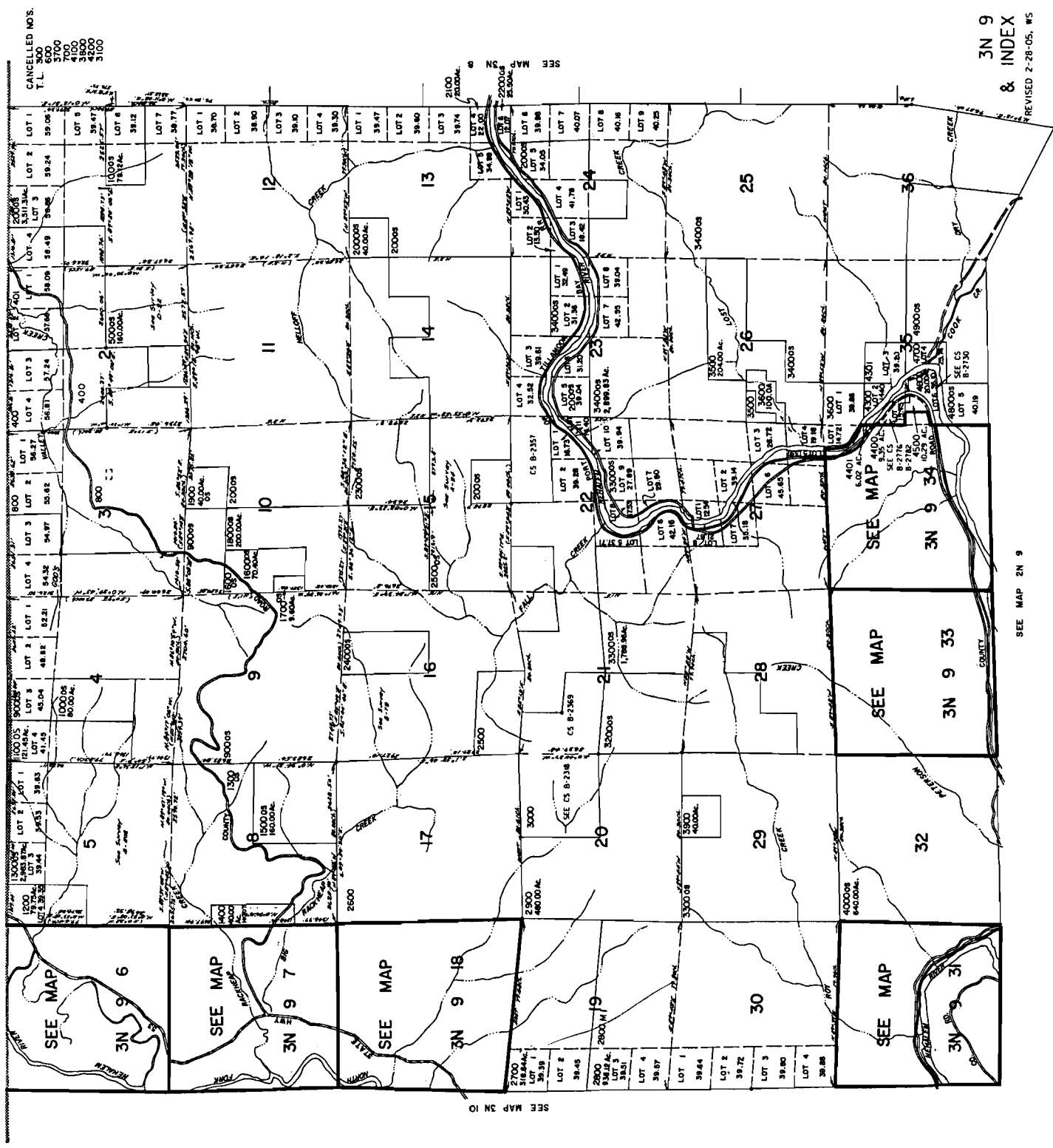
07-00-0 HYDRO ACTIVITY

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

RECEIPT # 95053

DATED: 12-16-92

BY: D. Bushnell



CANCELLED NOS.
T.L.
300
3500
3700
4000
4100
4200
4300
4400

3N 9
& INDEX
REVISED 2-28-05, WFS

SEE MAP 2N 9

SEE MAP

SEE MAP

SEE MAP 3N 10

RECEIVED

DEC 19 2006

**WATER RESOURCES DEPT
SALEM, OREGON**

11303 SE Home Avenue
Milwaukie, OR 97222
December 16, 2006

Water Resources Dept.
Phillip C. Ward, Director
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Re: File #SWR-140

We filed the surface water registration on December 16, 1992 and have inquired multiple times about new developments in obtaining this registration; so at this time we would like a resolution of claims on the creek.

Please consider this a petition to have the waters of our creek adjudicated. We are anxiously awaiting a Certificate to be issued for our claim. We continue to use the water regularly.

We are appealing for action because frankly we aren't getting any younger (I'm 74) and would like to have everything in order for our heirs.

Hopefully we will hear from you that a Certificate will be issued soon as it has been delayed for 14 years; otherwise I'm being forced to seek legal action.

Sincerely,

Ervin Garrison

Ervin C. Garrison

Phil :

Title Lot ?
Domestic including IR? on map
How much irrigation
Pictures



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

January 26, 2005

Ervin C. Garrison
11303 SE Home Ave.
Milwaukie, OR 97222

RE: SWR- 140

Dear Mr. Garrison,

This will acknowledge the receipt of your letter requesting information regarding the Department's plan and time line for handling Surface Water Registrations. A copy of your letter has been placed in your file.

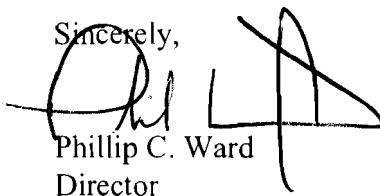
Unfortunately, the Department does not currently have plans to initiate any new adjudications or to address Surface Water Registrations. The Department is currently involved in the adjudication of the Klamath River where 728 claims were filed and over 5600 contests have been received. With limited staff, it is impossible to project a specific time when an adjudication involving your water source would be initiated.

Since we are unable to project when an adjudication of the waters involved in your Registration would occur, I would encourage you to document your water use yearly and continue gathering evidence relating to the historical development and use of the water involved in your Registration.

When the Department does initiate an adjudication of the source you are claiming, we will attempt to notify both you and your daughter as requested in your letter received on January 20, 2005.

If have any other questions concerning this issue, please feel free to contact me personally at (503)986-0910.

Sincerely,



Phillip C. Ward
Director

cc: File SWR-140
Cheryl Garrison
Dick Bailey, WRD
Dwight French, WRD
Gerry Clark, WRD
Teri Hranac, WRD

To: Gerry Clark

11303 SE Home Ave.
Milwaukie, OR 97222
January 17, 2005

RECEIVED
JAN 20 2005
WATER RESOURCES DEPT
SALEM, OREGON

Phil Ward, Director
Water Resources Dept.
725 Summer St. NE
Salem, OR 97301

c: Dick Bailey
Dwight French

Dear Mr. Ward:

I'm writing regarding my request for my Certificate of Registration SWR-140.

My file is getting rather large as I have contacted the Water Resource Dept. many times and have had a response from them each time. I feel this has gone on too long and wish to know your plan and time line for solving this matter.

As stated in previous letters, water from the creek has been used for domestic purposes prior to 1909 and is still being used today.

Thank you in advance for your response.

Sincerely,

Ervin C. Garrison

Ervin C. Garrison

RECEIVED

JAN 25 2005

**WATER RESOURCES DEPT
SALEM, OREGON**

11303 SE Home Ave.
Milwaukie, OR 97222
January 17, 2005

Phil Ward, Director
Water Resources Dept.
725 Summer St. NE
Salem, OR 97301

c: Dick Bailey
Dwight French

Dear Mr. Ward:

I'm writing regarding my request for my Certificate of Registration SWR-140.

My file is getting rather large as I have contacted the Water Resource Dept. many times and have had a response from them each time. I feel this has gone on too long and wish to know your plan and time line for solving this matter.

As stated in previous letters, water from the creek has been used for domestic purposes prior to 1909 and is still being used today.

Thank you in advance for your response.

Sincerely,

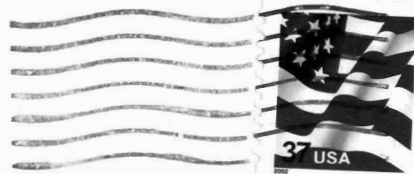
Ervin C. Garrison

Ervin C. Garrison



Ervin C. Garrison

11303 SE Home Ave.
Milwaukie, OR 97222-5426



Mr. Dick Bailey
Water Resources Dept.
725 Summer St. NE
Salem, OR 97301

578014257





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

January 21, 2005

Ervin C. Garrison
11303 SE Home Ave.
Milwaukie, OR 97222

RE: SWR- 140

Dear Mr. Garrison,

We are in receipt of your request to add your daughter to the above referenced Surface Water Registration. Your letter has been placed in the file for Surface Water Registration 140.

Please do not hesitate to contact us if we may be of any further assistance.

Sincerely,

Gerry Clark
Water Rights Specialist

cc: SWR-140



11303 SE Home Avenue
Milwaukie, OR 97222
January 17, 2005

RECEIVED

JAN 20 2005

**WATER RESOURCES DEPT
SALEM, OREGON**

Gerry Clark
Water Resource Dept.
725 Summer St. NE
Salem, OR 97301

c: Dwight French

Re: SWR-140

Dear Mr. Clark:

I spoke to Dwight French this morning concerning our vested water rights on our place at Nehalem, OR. In the course of our conversation I told him I am concerned because the process is taking so long and because of my age. I felt our daughter's name should be on record as she is the beneficiary of our estate.

Her name and address:

Cheryl Garrison
5175 Centerwood
Lake Oswego, OR 97034
Home phone: 503 603-0766

If there are any questions, you may contact Dwight French in your department as he has followed this case from the beginning.

Sincerely,

Ervin C. Garrison

Ervin C. Garrison



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

August 13, 2003

Ervin C. Garrison
11303 SE Home Ave.
Milwaukie, OR 97222

RE: SWR- 140 Petition for adjudication

Dear Mr. Garrison,

This will acknowledge the receipt of your letter petitioning the Department to adjudicate the waters of "your creek." A copy of your letter has been placed in your file.

Unfortunately, there are currently no plans to initiate any new adjudications or to address Surface Water Registrations. The Department is currently involved in the adjudication of the Klamath River where 728 claims were filed and over 5600 contests have been received. With limited staff, it is impossible to project a specific time when an adjudication involving the waters of "your creek" would be initiated.

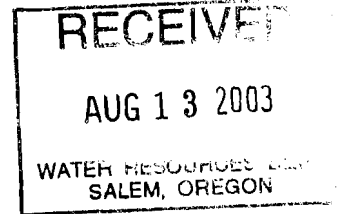
If have any other questions concerning this issue, please feel free to contact me personally at (503)378-8455 extension 256.

Sincerely,

Richard Bailey
Administrator, Water Rights and Adjudication Divisions

cc: SWR-140

11303 SE Home Avenue
Milwaukie, OR 97222
August 11, 2003



Water Resources Dept.
Paul Cleary, Director
158 12th St. NE
Salem, OR 97301-4172

Re: File #SWR-140

We filed the surface water registration about 10 years ago and have inquired periodically if there are any new developments in obtaining the water rights on our creek; so at this time we would like a resolution of claims on the creek.

Please consider this a petition to have the waters of our creek adjudicated. We are anxiously awaiting a Certificate to be issued for our claim. We continue to use the water regularly.

We are appealing for action because frankly we aren't getting any younger and would like to have everything in order for our heirs.

Hopefully we will hear from you that a Certificate will be issued soon.

Sincerely,

A handwritten signature in cursive script that reads "Ervin C. Garrison".

Ervin C. Garrison
503-659-3987



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

October 17, 2002

Ervin C. Garrison
11303 SE Home Avenue
Milwaukie, OR 97222

Re: SWR-140

Dear Mr. Garrison:

Director Paul Cleary has requested that I respond to your October 12, 2002, letter inquiring about any new information regarding your surface water registration.

As explained in my September 9, 2002, letter, the Oregon Water Resources Department ("Department") is not able to issue Final Orders of Registration. As a result, the Department will be unable to act on your surface water registration until it initiates a general stream adjudication for your basin.

At this time, the Department is in the process of adjudicating the Klamath Basin and has not established timelines for adjudicating other basins. Although the Department intends to adjudicate the state's basins as quickly as possible, general stream adjudications are very lengthy processes. Therefore, in order to preserve all evidence supporting your right, you may wish to obtain sworn statements from persons with knowledge of water use under this right.

If you have any questions, please contact me. My telephone number is (503) 378-8455, extension 236.

Sincerely,

Kimberly Grigsby
Agency Representative

03 97222 97222 03

Water Resources Dept
Paul Cleary (Director)
158 12th St NE
Salem OR 97301



Mr. & Mrs. Ervin Garrison
11303 SE Home Ave.
Milwaukie, OR 97222



11303 S.E. Home av
Milwaukie OR 97222
9/12/02

Dear Sir,

I'm write you to find out about any
news news Regarding my Certificate
of Registration. (File # SWR140)

I Filed in 1992.

We are & Plan to continue using
The Water.

Please inform me of any new info.

Ervin C Garrison -

P.S. I will be 70 on my next
Birthday - Hope we can get their
lined out soon.

RECEIVED

OCT 16 2002

WATER RESOURCES DEPT.
SALEM, OREGON



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

September 9, 2002

Ervin C. Garrison
11303 SE Home Avenue
Milwaukie, OR 97222

Re: SWR-140

Dear Mr. Garrison:

In response to your request for a "certificate of registration," and pursuant to OAR 690-028-0029, the Oregon Water Resources Department ("Department") issued a Proposed Order of Registration for surface water registration number 140 on August 13, 2002. Since that time, the Department has learned that the statutory authority for OAR 690-028-0029 has been repealed. Consequently, the Department is unable to issue you a Final Order of Registration for SWR-140. We apologize for any inconvenience this may cause you.

Please contact me if you have any questions. My telephone number is 503-378-8455, extension 236.

Sincerely,

Kimberly Grigsby
Agency Representative

c: file SWR-140

**HANDFORTH
LARSON &
BARRETT, INC.**

P.O. Box 219
160 Laneda Avenue
Manzanita, OR 97130

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AUG 20 1993

WATER RESOURCES DEPT
SALEM, OREGON

Civil Engineering & Surveying

TEL: 503-368-5394
FAX: 503-368-5847

August 19, 1993

Mr. Don Knauer, Adjudication Specialist
Water Resources Department
3850 Portland Road NE
Salem OR 97310

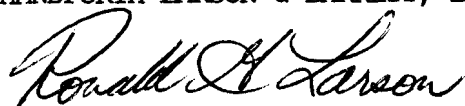
RE: Ervin C. Garrison Adjudicated Water Right Claim, SWR-140, Tillamook
County, Oregon.

Dear Mr. Knauer:

Enclosed is the mylar original Adjudicated Water Right Map for our client,
Ervin C. Garrison. I am returning this corrected map to you in accordance with
your letter of June 23, 1993. The dimensions and capacity of the existing
diversion system have been added to the map.

Thank you for sending me a checklist for my use in preparing the beneficial use
report information. Should you have any questions regarding this map, please
contact our office.

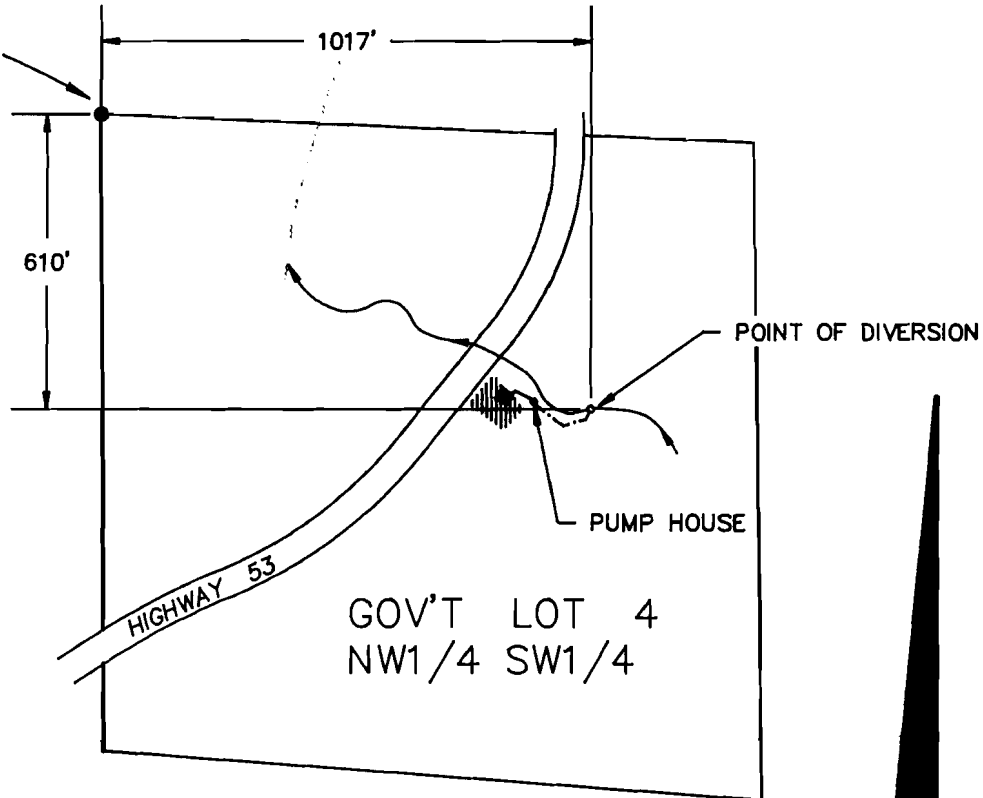
Very truly yours,
HANDFORTH LARSON & BARRETT, INC.



Ronald G. Larson, PE, PLS, CWRE
RGL\ms <wra\garrison.let3>

T.3N., R.9W., W.M.
SECTION 18

WEST 1/4 CORNER
SECTION 18
C.S. BRASS CAP



SCALE
1" = 400'

CLAIM FOR A PRE-1909
ADJUDICATED WATER RIGHT

IN THE NAME OF
ERVIN C. GARRISON

SURVEYED MARCH 10, 1993

THE PURPOSE OF THIS MAP IS TO IDENTIFY
THE LOCATION OF THE WATER RIGHT. IT IS
NOT INTENDED TO PROVIDE INFORMATION
RELATIVE TO THE LOCATION OF PROPERTY
OWNERSHIP BOUNDARY LINES.

Ronald H. Larson

GARRWRA.DWG

**HANDFORTH
LARSON &
BARRETT, INC.**

Civil Engineering & Surveying

P.O. Box 219
160 Laneda Avenue
Manzanita, OR 97130

TEL: 503-368-5394
FAX: 503-368-5847

March 25, 1993

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MAR 29 1993
WATER RESOURCES DEPT
SALEM, OREGON

Mr. Don Knauer, Adjudication Specialist
Water Resources Department
3850 Portland Road NE
Salem OR 97310

RE: Ervin C. Garrison Adjudicated Water Right Claim, SWR-140, Tillamook
County, Oregon.

Dear Mr. Knauer:

Enclosed is the mylar original Adjudicated Water Right Map for our client,
Ervin C. Garrison. Should you have any questions regarding this map, please
contact our office.

Very truly yours,
HANDFORTH LARSON & BARRETT, INC.



Ronald G. Larson, PE, PLS, CWRE
RGL\ms <wra\garrison.let2>
cc: Ervin Garrison

**HANDFORTH
LARSON &
BARRETT, INC.**

Civil Engineering & Surveying

P.O. Box 219
160 Laneda Avenue
Manzanita, OR 97130

TEL: 503-368-5394
FAX: 503-368-5847

February 26, 1993

RECEIVED

MAR - 1 1993

Mr. Don Knauer, Adjudication Specialist
Water Resources Department
3850 Portland Road NE
Salem OR 97310

WATER RESOURCES DEPT.
SALEM, OREGON

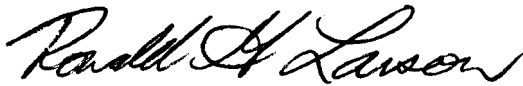
RE: Ervin C. Garrison Adjudicated Water Right Claim, SWR-140, Tillamook
County, Oregon.

Dear Mr. Knauer:

This letter is written in response to your letter of January 19, 1993 to our client, Ervin C. Garrison. Mr. Garrison has contracted with our firm to prepare the Adjudicated Water Right Map as required for his Registration Statement.

We will be able to complete that map by March 26, 1993. Please contact me if this date is not acceptable to the WRD.

Very truly yours,
HANDFORTH LARSON & BARRETT, INC.



Ronald G. Larson, PE, PLS, CWRE
RGL\ms <wra\garrison.let>
cc: Ervin Garrison

11303 SE Home Avenue
Milwaukie, OR 97222
January 21, 1993

RECEIVED

JAN 22 1993

WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon
Water Resources Department
3850 Portland Road NE
Salem, OR 97310

Attention: Don Knauer

Gentlemen:

I have received your letter of January 19, 1993 regarding my Surface Water Regulation Statement.

You requested a map prepared by a CWRE. I have contacted the following gentleman:

Ronald G. Larson
P.O. Box 219
Manzanita, OR 97130
Telephone: 368-5394

Thank you.

Ervin C. Garrison

Ervin C. Garrison

RECEIVED

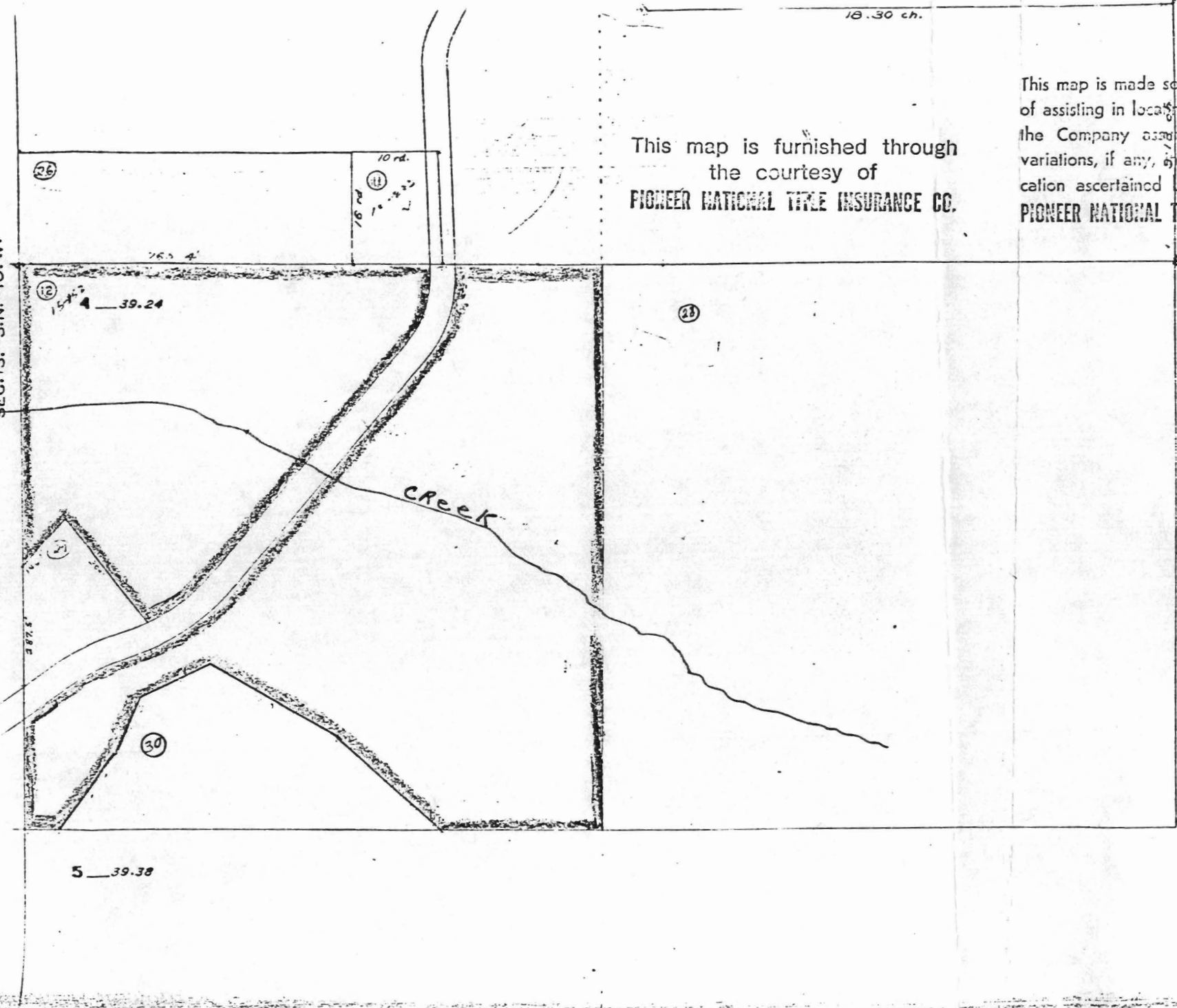
DEC 16 1992

WATER RESOURCES DEPT.
SALEM, OREGON

N.F. Nehalem



SEG. 13 - 3.N. - 10.W.



This map is furnished through
the courtesy of
PIONEER NATIONAL TITLE INSURANCE CO.

This map is made solely for the purpose
of assisting in locating said premises and
the Company assumes no liability for
variations, if any, in dimensions and lo-
cation ascertained by actual survey.
PIONEER NATIONAL TITLE INSURANCE CO.