

September 15, 1993

Oregon

WATER
RESOURCES
DEPARTMENT

JAMES HAYHURST
1455 HWY 95 N
JORDAN VALLEY OR 97910

re: **SWR-243 and SWR-244**

Dear Mr Hayhurst,

I am in the process of reviewing the maps submitted in support of claims to pre-1909 vested water rights. The map submitted by your Certified Water Right Examiner does not meet the requirements of a Surface Water Registration map. I informed Mr. Thomas Hanley of this in a letter on February 25, 1993.

It appears there are two options at this time to resolve this problem. The first would be to have Mr Hanley prepare the required map. The second would be to rely on a "Final Proof" map to be prepared in the future by the Water Resources Department to cover the beneficial use under Permit # 40580. The only problem with the second option is the time factor. The WRD may not complete the mapping in time for the actual adjudication of Succor Creek. I intend to postpone my review of your files until such time that the review is absolutely necessary.

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

Sincerely,



Don Knauer
Adjudication Specialist

cc: Thomas Hanley

J:\WAS\C\2\SWR-0243.005 and SWR-0244.005



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

SWR- 243 & 244

9-3-93

- 1.) APPLICATION # 53811 P-40580
COVERS THIS PROPERTY
- 2.) HAYHURST SUBMITTED THE APPLICATION
MAP FOR HIS CLAIM TO PER-1909
VESTED WATER RIGHT.
- 3.) SWR MUST HAVE "FINAL PROOF" MAP
BY CURBE
- 4.) APPLICATIONS / PERMIT MUST HAVE FINAL
PROOF BY WRD.

WHO SUBMITS FINAL PROOFS ?

IF ITS DONE SOON ENOUGH, FOR
THE APPLICATION, WE COULD USE IT
FOR THE SWR.

Netman

March 9, 1993

JAMES HAYHURST
1455 HWY 95 N
JORDAN VALLEY OR 97910

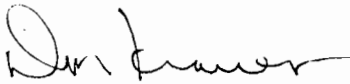
Dear MR HAYHURST,

This will acknowledge that your Surface Water Registration Statement in the name of JAMES HAYHURST has been received by our office. The fees in the amount of \$141.00 have been received and our receipt #97608 is enclosed. Your registration statement has been numbered SWR-243.

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,



Don Knauer
Adjudication Specialist

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0243.004



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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **97608**

3850 PORTLAND ROAD NE
 SALEM, OR 97310
 378-8455/378-8130 (FAX)

RECEIVED FROM: Hayhurst Farming
 BY: Harvesting, Inc.

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK # 11-24 OTHER: (IDENTIFY)

TOTAL REC'D \$ 415.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>415.00</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT. \$

COST CENTER AND OBJECT CLASS

VOUCHER #

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	\$	842.002	\$
842.003	GROUND WATER	\$	842.004	\$
842.005	TRANSFER	\$	842.006	\$

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	\$	842.023	\$
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

LIC NUMBER

842.011	POWER LICENSE FEE(FW/WRD)	\$
842.115	HYDRO LICENSE FEE(FW/WRD)	\$
	HYDRO APPLICATION	\$

RECEIPT # **97608**

DATED: 3/4/93 BY: K. Mars

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

February 25, 1993

THOMAS J HANLEY
PO BOX 701
BAKER OR 97814

RE: SWR-243 AND SWR-244

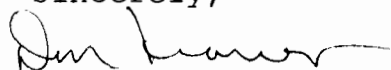
Dear Mr Hanley,

There appears to be a misunderstanding in regards to the map required for filing to support a claim to a beneficial use under a pre-1909 vested water right. The map supporting a surface water registration statement requires what we refer to as a "FINAL PROOF" map, a claim to beneficial use.

In the future I will be able to research the Succor Creek area claims to pre-1909 water use and it is possible all claimants will be able to use a "FINAL PROOF" map of the district. In the mean time it must be understood that the copies of the "Map to Accompany Application to Appropriate Water for Irrigation" is not acceptable for a pre-1909 claim.

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

Sincerely,



Don Knauer
Adjudication Specialist

CC: James Hayhurst

C:\WP51\SWR\CLAIMANT\SWR-243.003



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

February 17, 1993

HANLEY ENGINEERING
2043 MAIN ST
PO BOX 701
BAKER CITY OR 97814

RE: Surface Water Registration Map

Dear MR HANLEY,

JAMES HAYHURST has indicated to the Oregon Water Resources Department (WRD) that you have been hired to prepare the claim of beneficial use map for their Surface Water Registration Statement. Would you please inform me of your anticipated schedule of map preparation and submission to the WRD.

Please mark all correspondence related to this claim with the file number SWR-243.

Sincerely,



Don Knauer
Adjudication Specialist

C:\WP51\SWR\CLAIMANT\SWR-0243.002



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

February 17, 1993

JAMES HAYHURST
1455 HWY 95 N
JORDAN VALLEY OR 97910

Dear MR HAYHURST,

You failed to submit enough fees with your Surface Water Registration Statement as required under ORS 539.081.

You sent \$360.00 and your receipt #95484 is enclosed. You should have sent a total of \$501.00. The amount now due is \$141.00. The fees for irrigation of 200.9 acres are \$ 301.00 and the fees for stockwater are \$ 200.00. Your claim will not be processed until these remaining fees are received. Your claim has been numbered SWR-243.

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.



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

The form has been signed by Aaron Kasper. You are the registrant shown on the front of the form and therefore you are the one who must sign the form. Your signature must be notarized. I am keeping a copy of your form and returning the original to you for your signature.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Don Knauer".

Don Knauer
Adjudication Specialist

Enclosure

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP sek NAME Owyo # 11 UNADJUDICATED AREA ? yes
RECEIPT # 95484 (Succor Cr) S W R NUMBER 293
CHECK ENCLOSURES sek PRELIMINARY DATA BASE ENTRY sek
ACKNOWLEDGEMENT LETTER sek ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION sek

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 _____

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **95484**

3850 PORTLAND ROAD NE
 SALEM, OR 97310
 378-8455/378-8130 (FAX)

RECEIVED FROM: <i>Hayhurst Farming and Harvesting, Inc.</i>	APPLICATION
BY:	PERMIT
	TRANSFER

CASH: CHECK: # *11-24* OTHER: (IDENTIFY)

TOTAL REC'D \$ *360.00*

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <i>360.00</i>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT. \$

COST CENTER AND OBJECT CLASS VOUCHER #

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

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06-00-0 WELL CONST START FEE

842.013	WELL CONST START FEE	\$	CARD #	
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45-00-0 LOTTERY PROCEEDS

864.000	LOTTERY PROCEEDS	\$
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07-00-0 HYDRO ACTIVITY

842.011	POWER LICENSE FEE(FW/WRD)	LIC NUMBER	\$
842.115	HYDRO LICENSE FEE(FW/WRD)		\$
	HYDRO APPLICATION		\$

RECEIPT # **95484** DATED: *12/28/92* BY: *C. Engel*

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

HANLEY ENGINEERING

P.O. Box 701, 2043 Main St. BAKER CITY, OREGON 97814 (503) 523-3803

RECEIVED

FEB 25 1993

WATER RESOURCES DEPT.
SALEM, OREGON

Consulting Engineers and Surveyors
JAMES D. HANLEY P.E., P.L.S.
OREGON WATER RIGHTS EXAMINER
U.S. MINERAL SURVEYOR
THOMAS J. HANLEY P.E., P.L.S.

February 23, 1992

Don Knauer, Adjudication Specialist
Oregon Water Resources Department
3850 Portland Road, N.E.
Salem, Oregon 97310

Re: File # SWR-243 & SWR-244

Dear Mr. Knauer:

This letter is in response to your letter of 2-17-93, re: Surface Water Registration Statement for the James Hayhurst application. Enclosed are (2) copies of the "Map to Accompany Application to Appropriate Water for Irrigation" for the applicant, Succor Creek District Improvement Company, drawn Aug., 1975 with a latest revision date of Sept., 1988.

Aaron Casper asked me to send these to you some time ago, and apparently I forgot to get it done at that time.

Sincerely,

Tom Hanley

Tom Hanley

RECEIVED

DEC 21 1992

WATER RESOURCES DEPT.
SALEM, OREGON

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

**SURFACE WATER REGISTRATION STATEMENT
PRE-1909 VESTED WATER RIGHT CLAIM**

1. Name of Registrant: JAMES HAYHURST
Mailing Address: 1455 HWY 95 N JORDAN VALLEY ORE. 97910
Telephone No: (503) 586-2697

2. Source of water: SUCCOR CREEK
Tributary to: SNAKE RIVER

3. Purpose(s) for which water is used: IRRIGATION, STOCK WATER
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)
If irrigation, total number of acres irrigated: 200.9 ACRES

IRREG = 301
STC = 300
11/30/92

4. Priority Date
a) Date of first use: 1880
b) Date water use development first initiated: 1880
c) Name of party who initiated development: FRANCIS E. FENWICK

5. Amount of water claimed: 5 CFS, in CFS or GPM
(Water put to beneficial use)

6. Location of place of use:
13, 24, 25, 36, 37 Sections, Township 27 N (S) Range 47 (E) W.
_____ Sections, Township _____ N/S, Range _____ E/W.
(Attach additional pages if necessary)

7. Usual period of use: 4 / 1 / 1 to 9 / 1 / 1 - IRRIGATION
month day month day
12 / 1 12 / 1 - STOCK WATER

MAPS SHOULD HAVE ALREADY BEEN SENT BY TOM
HAWLEY OF BAKER OREGON UNDER THE NAME OF
JAMES HAYNEST.

RECEIVED

DEC 28 1992

WATER RESOURCES DEPT.
SALEM, OREGON