

2-7-95 9:30 AM

SWR-247

LEFT MESSAGE FOR JIM

DENISON - NEED TO GET

MAP BACK TO COMPLETE

THIS FILE.

WJL

DEANSON - 37

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

May 11, 1994

TO: WATER RIGHT EXAMINERS

FROM: DON KNAUER

SUBJECT: PRE-1909 VESTED WATER RIGHT CLAIM MAPS

Alright you guys, this is a test, DO YOU KNOW WHAT TIME IT IS? The answer is, it's time to get the maps, reports, answers, mylars and all that kind of stuff back to the Water Resources Department. There's talk around the office of putting together a "map-patrol" with a tough leader to travel around and retrieve the required documents.

You may remember, I reviewed maps for compliance with Oregon Revised Statutes and Oregon Administrative Rules submitted to support pre-1909 vested water right claims. For the past few months and up to a year ago I have returned maps, requested mylars, asked for clarification, and asked for reports. Some of these files are getting stale.

It is very important that you give me something, preferably the map, mylar, report, etc. but at minimum you must give me a submittal date. The review of the files cannot be completed without the map, report, etc. It is a deterrent to the claimant, your client, for this issue to go unresolved.

If you need copies of anything in the files, just let me know. I have hand written below the file numbers of those I returned to you. The toll free number is 1-800-624-3199.

j:\wp51\swr\claimant\wrememo.94

SWR 247 BREON
-620 5 FIRS RANUN

12-14-93 JIM DENISON

GOT COPY OF FORM

SAID HE'D TRY TO

GET INFO WITHIN

NEXT MONTH

Went

October 7, 1993

JAMES M. DENISON
PO BOX 518
TOLEDO OR 97391

RE: File# SWR-247

DEAR JAMES M. DENISON,

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 **Bensell Lewis Breon**. 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.

source & trib	You must identify the source for each beneficial use claimed: domestic, livestock and irrigation.
diversion point location	ORS 539.240 (2) (d) (A) "...in reference to an established corner of the US public lands survey or recorded subdivision..." You must show the location of each diversion point for each beneficial use claimed: domestic, livestock and irrigation.
conveyance	ORS 539.120 "...the location of and each ditch, canal, pipeline or other means of conveying the water..." You must show the conveyance for each beneficial use claimed: domestic, livestock and irrigation.
place of use (¼ ¼)	ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..." You must identify the place of use for the beneficial of for livestock and irrigation.



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

diversion point size

OAR 690-28-025-(4)-(c) "The dimensions and capacity of any existing diversion systems." You must show the required information for each beneficial use claimed: domestic, livestock and irrigation.

$\frac{1}{10}$ acre

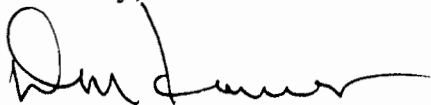
OAR 690-28-025-(4)-(d) "The number of acres irrigated in each quarter quarter shall be shown to the nearest tenth of an acre."

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,



Don Knauer
Adjudication Specialist

Enclosures

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP SEE NAME MID COAST # 18 UNADJUDICATED AREA ? YES
 RECEIPT # 0 (SILETZ) S W R NUMBER 247
 CHECK ENCLOSURES vec PRELIMINARY DATA BASE ENTRY vec
 ACKNOWLEDGEMENT LETTER vec ENTER ON STREAM INDEX _____
 CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
 WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION JCF

FORM REVIEW

_____ blanks filled in
 _____ signed
 _____ date received stamped

MAP REVIEW

DOM	U	MAP REVIEW
#1	#1	#1
#2	#2	#2
#3	#3	#3
#4	#4	#4
#12	#12	#12
		#15

_____ 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
 _____ 1/10 to ACRE

WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____
 FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____
 ENTER ON PLAT CARDS _____

September 14, 1993

JAMES M DENISON
PO BOX 518
TOLEDO OR 97391

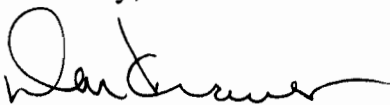
RE: SWR-247

Dear Mr Denison,

I am in the process of reviewing the maps to support claims to pre-1909 vested water rights. I have gotten to BENSELL LEWIS BREON's file. I find that there is no map and that you are the CWRE Mr Breon indicated would prepare his map. It does not appear you responded to my letter of May 10, 1993 asking for your anticipated schedule of map preparation and submission to the Water Resource Department. I need to know what your schedule is to decide whether to pass over this file or to hold it. I would appreciate your prompt reply.

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

Sincerely,



Don Knauer
Adjudication Specialist

J:\WIS\CI\2\SWR-0247.004



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

May 10, 1993

JAMES DENISON
PO BOX 518
TOLEDO OR 97391

RE: Surface Water Registration Map

Dear MR DENISON,

BENSELL BREON 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-247.

Sincerely,



Don Knauer
Adjudication Specialist

J:\WP51\SWR\CLAIMANT\2\SWR-0247.002



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

May 10, 1993

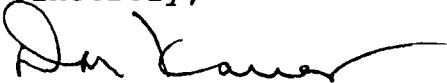
BENSELL LEWIS BREON
BOX 23
SILETZ OR 97380

RE:SWR-247

Dear Mr Breon,

This will acknowledge the receipt of you check in the amount of \$514.00. Our receipt # 99595 is enclosed. I have noted in your file that James Denison, CWRE will prepare the required map to support your claim to a pre-1909 vested water right. I have sent him a letter asking for his map preparation schedule. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\2\SWR-0247.003



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

February 18, 1993

BENSELL LEWIS BREON
BOX 23
SILETZ OR 97380

Dear MR BREON,

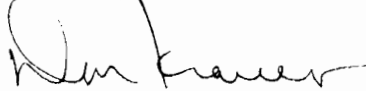
This will acknowledge that your Surface Water Registration Statement in the name of BENSELL LEWIS BREON has been received by our office. The fees due for filing your claim are as follows: DOMESTIC = \$ 200.00 LIVESTOCK = \$ 200.00 AND IRRIGATION OF 56.75 ACRES = \$ 114.00 for a **total of \$ 514.00 due**. Your registration statement has been numbered SWR-247.

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 and fees. 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-0247.001



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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **99595**

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

RECEIVED FROM: Bennell Lewis Brown
 BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # 96-120 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 514.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>514.00</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) _____	\$

	EXAM FEE			RECORD FEE
842.001	\$	842.002		\$
842.003	\$	842.004		\$
842.005	\$	842.006		\$
	EXAM FEE			LICENSE FEE
842.022	\$	842.023		\$
842.016	\$	842.019		\$
_____		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 # **99595**

DATED: 5/7/93

BY: Cory Engel

Coastal Land Management, Inc.

RECEIVED

OCT - 7 1993

WATER RESOURCES DEPT.
SALEM, OREGON

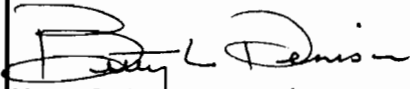
October 4, 1993

Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Dear Mr. Knauer:

Enclosed are maps for Bensell Breon SWR-247 and Harold Lofton SWR-110.

Sincerely,



Mrs. Betty L. Denison

Jim & Betty Denison
P.O. Box 518
Toledo, OR 97391

- Office -
(503) 336-5539

- Fax -
(503) 265-6016

Coastal Land Management, Inc.

RECEIVED

SEP 21 1993

WATER RESOURCES DEPT.
SALEM, OREGON

September 18, 1993

Oregon Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Attention: Don Knauer
Re: SWR-247

Dear Don:

This request by Bensell Breon apparently was overlooked in our being out of State for a month shortly after you wrote a letter of May 10, 1993, and after I had received a call from Mr. Breon. I will prepare the map for this application, and have in your office by September 30, 1993.

Thank you for this reminder.

Sincerely yours,


Jim Denison

Jim & Betty Denison
P.O. Box 518
Toledo, OR 97391

- Office -
(503) 336-5539

- Fax -
(503) 265-6016

RECEIVED

MAY - 7 1993

5/3/93

WATER RESOURCES DEPT.
SALEM, OREGON

Don Knauer

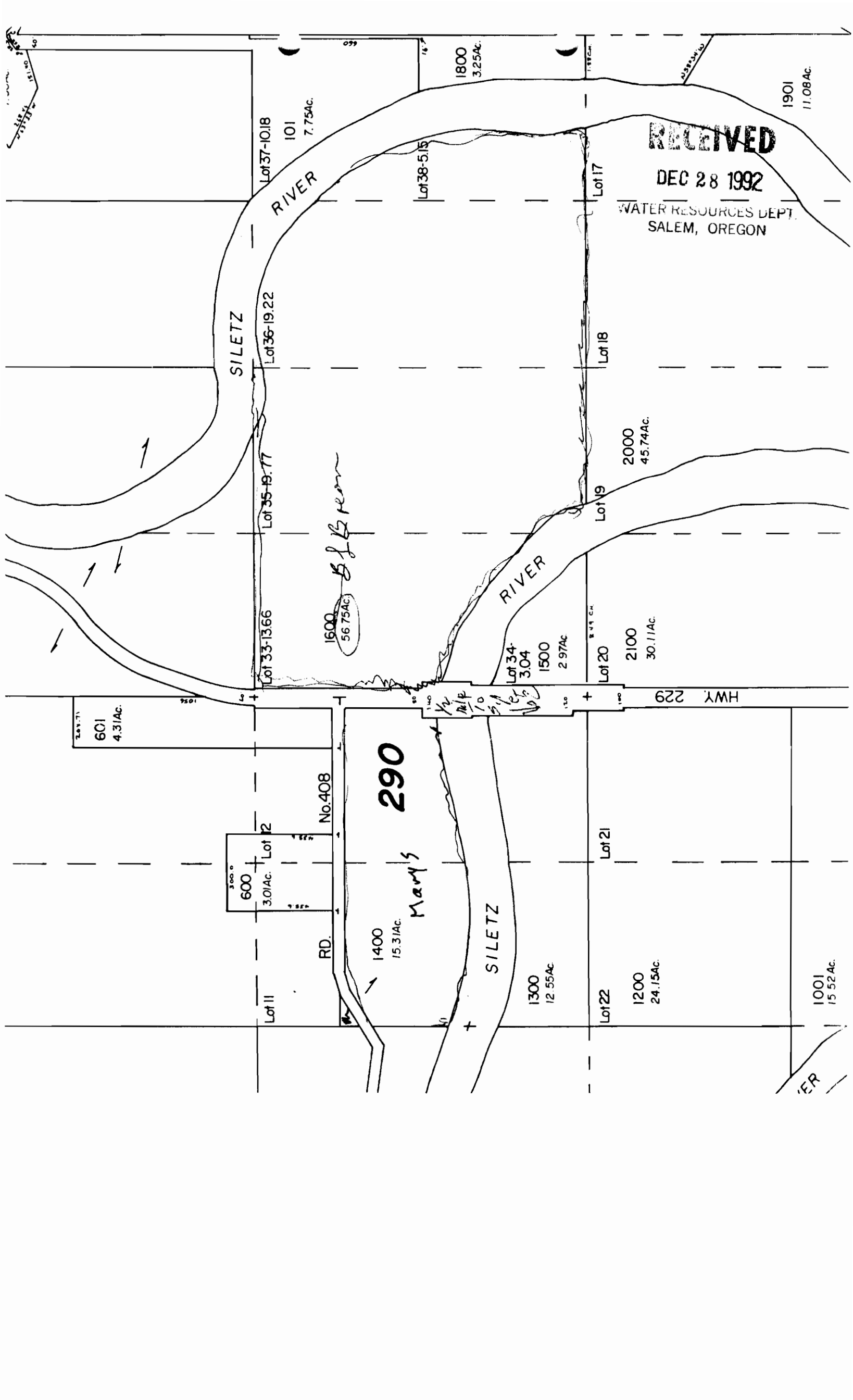
Dear Sir:
is my Certified Water Right Examiner

Jim Denison
Coastal Land Mgt. Inc.
Box 518
Toledo, Oregon
97391

Jim is doing the other Tribal
allottees also for the pre 1909
Water Right

Thank you
Bessell Breon
Box 23
Siletz, Ore 97380

SWR-247



RECEIVED

DEC 28 1992

WATER RESOURCES DEPT.
SALEM, OREGON

1901
11.08Ac.

1800
3.25Ac.

Lot 37-10.18
101
7.75Ac.

Lot 38-5.15

Lot 17

SILETZ

RIVER

Lot 36-19.22

Lot 18

Lot 35-19.77

1600
56.75Ac.

BFB Run

2000
45.74Ac.

Lot 19

Lot 33-13.66

Lot 34-
3.04
1500
2.97Ac

Lot 20

2100
30.11Ac.

HWY 229

601
4.31Ac.

290

RD. No. 408

Lot 12

600
3.01Ac.

1400
15.31Ac.

Mary's

SILETZ

Lot 21

1300
12.55Ac

Lot 22

1200
24.15Ac.

1001
15.52Ac.

ER