

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # **95793**

3850 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/378-8130 (FAX)

RECEIVED FROM: Mountain Shadow Ranch

BY: _____

APPLICATION

PERMIT

TRANSFER

CASH: ☐CHECK: # ☒ 24-12OTHER: (IDENTIFY) ☐

TOTAL REC'D

\$ 230.00**01-00-0 WRD MISC CASH ACCT**

842.010 ADJUDICATIONS

831.087 PUBLICATIONS/MAPS

830.650 PARKING FEES Name/month

OTHER: (IDENTIFY)

\$ 230.00

\$

\$

\$

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

842.003 GROUND WATER

842.005 TRANSFER

EXAM FEE

\$

\$

\$

EXAM FEE

\$

\$

RECORD FEE

\$

\$

\$

LICENSE FEE

\$

\$

\$

WELL CONSTRUCTION

842.022 WELL DRILL CONSTRUCTOR

842.016 WELL DRILL OPERATOR

LANDOWNER'S PERMIT

842.002

842.004

842.006

842.023

842.019

842.024

06-00-0 WELL CONST START FEE

842.013 WELL CONST START FEE

MONITORING WELLS

\$

\$

CARD #

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 #

95793DATED: 12/31/92BY: Ji

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

2-6-95

SWR-126 & 349

ANTHONY KUZIN 386-3322

TOLD HIM I HAVEN'T RECEIVED
CURR-COMP. MAP - HE SAID
WE WOULD CHECK HIS AIDS
AND GIVE ME A CALL.

DE Kuzin

2-16-95

MR KUZIN CALLED TO SAY HE
WILL FINISH THE WORK AND
GET IT SENT IN.

DE Kuzin

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\cwrememo.94

SWR - 126 : GA7
- 1349 : Fox

October 28, 1993

WATER
RESOURCES
DEPARTMENT

ANTHONY KLEIN
1109 COUNTRY CLUB ROAD
HOOD RIVER OR 97031

RE: File# SWR-349

DEAR ANTHONY KLEIN,

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 Roger A. & Ilona S. Fox. 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 ($\frac{1}{4}$ $\frac{1}{4}$)	ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..." The claim includes stockwater, you must show where stockwater is used.
diversion point size	OAR 690-28-025-(4)-(c) "The dimensions and capacity of any existing diversion systems." If the stockwater system is different than the irrigation system, you must describe both.
paper	OAR 690-14-170-1 "...in ink on permanent-quality linen or 0.003-inch mylar..."

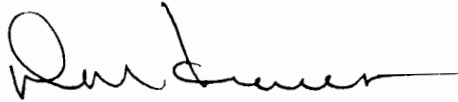


3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

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 horizontal flourish extending to the right.

Don Knauer
Adjudication Specialist

Enclosures

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP Wk NAME Hood River # 4 UNADJUDICATED AREA ? yes
RECEIPT # 95793 (Columbia Trib) S W R NUMBER 349
CHECK ENCLOSURES Wk PRELIMINARY DATA BASE ENTRY Duf
ACKNOWLEDGEMENT LETTER Wk ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION LC 8/1

FORM REVIEW

_____ blanks filled in
_____ signed
_____ date received stamped

MAP REVIEW

#4 STOK? both
_____ ☒ 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
#12 4/10/92 Acres

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

March 12, 1993

ROGER A & ILONA S FOX
STAR ROUTE BOX 690
CASCADE LOCKS OR 97014

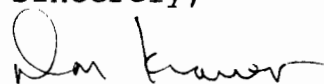
Dear MR & MRS FOX,

This will acknowledge that your Surface Water Registration Statement in the name of ROGER A & ILONA S FOX has been received by our office. The fees in the amount of \$230.00 have been received and our receipt #95793 is enclosed. Your registration statement has been numbered SWR-349.

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-0349.001



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

IMPORTANT MESSAGE

FOR	TUES.		DATE	4-29	TIME	2	A.M. P.M.
M	MRS. Foxx						
OF	CASCADE LOCKS.						X
PHONE	☐ FAX ☐ MOBILE	541-374		-8592			PHONED RETURNED YOUR CALL
MESSAGE							X
SWR 349.							PLEASE CALL WILL CALL AGAIN
W-R. APPLIC QUET.							CAME TO SEE YOU
							WANTS TO SEE YOU
SIGNED							Vops FORM 4006

SWR-349

SEND copy

OF FINAL

MAP TO

LARRY TOLL

G.L.Harphan,

Subscribed and sworn to before me this 4th day of August, 1896.

D.L.Cates,

(seal)

Notary public.

Transcribed from Wasco Co. Records Book B Mining and Water Claims, page 97

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

✓ 8

Water & Mining Rights Bk 1 Pg 53

WATER RIGHT.

State of Oregon)

County of Wasco) SS

Filed for Record Oct. 3rd, 1896,

August 20th, 1896.

Notice is hereby given to all whom it may concern that I, James Gorton, of the County of Wasco and State of Oregon, do hereby locate and appropriate for the purpose of irrigation one hundred and fifty (150) inches of water miners measurement. Commencing on government land South of the Southwest Corner of Section two (2) Town ^N two (2) ~~South~~ of range eight (8) East. Running in a Northeast direction one mile and there was no claim prior to this.

Signed James Gorton.

Transcribed from Wasco Co. Records Book B Mining and Water Claims, Page 98

✓ 8

NOTICE.

Cascade Locks Feb. 1st, 1897.

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Ilona S. Fox
Mountain Shadow Ranch
Star Route Box 690
Cascade Locks, Oregon 97014

December 20, 1992

Water Resources Department
State of Oregon

I am not sure how I am able to prove "continuous use" of these water rights from 1896 until today. There has never been any other water line but this one from Gorton Creek. I do know that there were a number of cabins, a CCC camp, railroad facilities and at one time a school and gas station that all used this water line. When my parents bought the land in 1955 there was a cabin with running water, a barn and a large, well-kept but very old orchard. It was obvious that at that time the water was being used. Since then it has been in continuous use by my family and then by my husband and I since we bought the farm in 1971. I am enclosing a copy of the original water rights application plus the deed made out to my father (Leif Knutsen) and uncle (Arne Knutsen). If there is more information that I need to supply please let me know and I will do my best.

Thank you.

Sincerely

Ilona (Knutsen) Fox

Ilona (Knutsen) Fox

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Ilona S. Fox
Mountain Shadow Ranch
Star Route Box 690
Cascade Locks, Oregon 97014

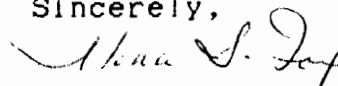
December 28, 1992

Water Resources Department
State of Oregon

Dear Sir:

After harping on my children to not be procrastinators here I am caught in the act. I received the certificate for these pre-1909 water rights from Klein & Associates a couple weeks ago - but neglected to show them to my husband until today - as we were leaving to mail them. He informs me that two things on it are incorrect. One, the main line coming out of Gorton Creek joining the 3" line is an 8" line - not 2" to 1 1/2" & 2". Second (which I should have noticed) is the name of the road is Herman Creek Road, not Wyeth County Road. When I am able to reach Mr. Klein (presumably after the holidays) I will ask him to send me a revised certificate, which I will forward on to you. I certainly hope this will be satisfactory and I apologize for any inconvenience my lack of attentiveness has caused.

Sincerely,



Ilona S. Fox

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Joe G. Stanton and Marie Stanton, husband wife, in consideration of Four thousand dollars (\$4000.00) to them paid by Leif Knutsen of the Town of Preston, County of New London and State of Connecticut and Arne Knutsen of the City of Huntington, County of Suffolk and State of New York as tenants in common; I.E. an undivided one-half interest in each purchaser, have bargained and sold and by these presents do grant, bargain, sell and convey unto said Leif Knutsen and Arne Knutsen, their heirs and assigns, all the following, bounded and described real property, situated in the County of Hood River, State of Oregon, to-wit:

Parcel 1: The northeast quarter of the northeast quarter of Section 2, township 2 north, range 8 East of the Willamette Meridian; EXCEPTING THEREFROM, however, the west 20 rods thereof, heretofore conveyed to Gladie Tyler Stone by deed recorded July 6, 1943, in book 30 at page 154, Deed Records Hood River County; and ALSO EXCEPTING THEREFROM all that portion thereof conveyed to the State of Oregon, by and through its State Highway Commission, by deed from Anthony Ward Thurner et al., recorded December 15, 1950 in book 44 at page 297, Deed Records Hood River County.

Parcel 2: Government Lot 1, section 35, township 3 north, range 8 East of the Willamette Meridian; EXCEPTING THEREFROM, however, all that portion thereof conveyed to the State of Oregon, by and through its State Highway Commission, by deed from Anthony Ward Thurner et al., recorded December 15, 1950, in book 44 at page 297, Deed Records Hood River County.

SUBJECT TO:

1. Rights of way, including fill, slope and borrow pit easements, and also including all other terms and provisions thereof, granted Oregon Railroad and Navigation Company (now Oregon-Washington Railroad and Navigation Company) by deed from James Gorton et ux., recorded September 6, 1898, in book Z at page 40, Deed Records Wasco County (Book B at page 219, Deed Records Hood River County), and granted Oregon-Washington Railroad and Navigation Company by deed from J. A. Thurner, recorded October 21, 1938, in Book 27 at page 126, Deed Records Hood River County.

2. Right of way for transmission lines, overhead or underground, and appurtenant easements, including land clearance permit and all the other terms and provisions thereof, granted The Pacific Telephone and Telegraph Company by deed from J. A. Thurner et al., recorded January 25, 1930, in Book 22 at page 117, Deed Records Hood River County.

3. Perpetual right of way and easements, including all the terms and provisions thereof, for Bonneville-The Dalles transmission lines, of the United States of America acquired through condemnation, transcript of Final Judgement being recorded August 5, 1940, in book 28 at page 260, Deed Records Hood River County.

4. Overflow easement, including all the terms and provision thereof, granted United States of America by deed from J. A. Thurner, recorded June 29, 1936, in book 35 at page 359, Deed Records Hood River County.

5. Rights of the State of Oregon, if any, in and to that portion of these premises affected by the aforesaid flowage easements in favor of the United States.

6. Rights of the Public in and to so much of these premises lying within the boundaries of any road or highway.

7. Covenants and relinquishment of all rights of ingress, egress and regress, including all the terms and provisions thereof, conveyed to State of Oregon, by and through its State Highway Commission, by deed from Anthony Ward Thurner et al, recorded December 15, 1950, in book 44 at page 297, Deed Records Hood River County.

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and also all our estate, right, title and interest in and to the above premises including dower and claim-of-dower; and also all water rights appurtenant to said lands.

TO HAVE AND TO HOLD the above described and granted premises unto the said Leif Knutsen and Aune Knutsen, their heirs and assigns forever. And the grantors above named do covenant to and with the above named grantees, their heirs and assigns, that they are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances and that they will and their heirs, executors and administrators shall warrant and forever defend the above granted premises and every part and parcel thereof, against the

lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, the grantors above named hereunto
set their hands and seals on this 20 day of JAN 1953

Joe G. Stanton (SEAL)
Joe G. Stanton

Alta Marie Stanton (SEAL)
Marie Stanton

STATE OF OREGON)
County of Hood River) ss.

Personally appeared the above named Joe G. Stanton
and Marie Stanton, husband and wife, and acknowledged the
contents of the instrument to be their voluntary act and deed. Before
me this 20 day of JAN 1953

Robert E. Springer
Notary Public for Oregon
My commission expires; July 26 1958

