



MAR 1993

CITY OF

PORTLAND, OREGON

BUREAU OF WATER WORKS

WATER RESOURCES DEPT.
SALEM, OREGON

Mike Lindberg, Commissioner
Michael F. Rosenberger, Administrator
1120 S.W. 5th Avenue
Portland, Oregon 97204-1926
Information (503) 823-7404

March 22, 1993

Mr. Don Knauer, PLS, WRE
Adjudications Section
Oregon Water Resources Dept.
3850 Portland Road
Salem, Oregon 97310

Dear Don:

The Portland Water Bureau filed 3 separate claims for pre-1909 surface water rights on December 31, 1992. One each for the Bull Run River, Little Sandy River, and the Willamette River. I would like to know if the WRD has set up a file for these claims as of yet. If you have not, when do you expect to do this so we can have a file # to reference these claims. I also was wondering about the technical review that goes along with the initial findings. When will that occur and do you expect to do a field inspection of the claim at that time? I'll be glad to set up any visits you need to make if that is required.

Thom Warren, PLS, WRE

Thom Warren

Portland Water Bureau



CITY OF

PORTLAND, OREGON

OFFICE OF CITY ATTORNEY

February 12, 1993

REED MARBUT
OREGON WATER RESOURCES DEPARTMENT
3850 PORTLAND RD NE
SALEM OR 97310

Re: Water Rights Registration

Dear Reed:

Thank you and Don Knauer for meeting with me and Thom Warren on January 14, to talk about the City of Portland's pre-1909 water rights registration filings. I wanted to confirm a few of the points we talked about.

First, you told us at our meeting that you had under consideration how to treat registration filings that are accompanied by inadequate fees. I have continued to think about this question and I wanted to add to what I said at our meeting. As I understood it, you were wrestling with the question of whether the failure to file fees sufficient to cover the full amount of a claim should be treated as a reparable error or as a jurisdictional failure. In the first instance, the Department would call the error to a claimant's attention and provide some reasonable time to cure. In the latter case, the failure to pay sufficient fees would mean that any claim made over and above the fees paid would be deemed null and void or, at the least, late, in the statutory sense. If "late," the claimant can challenge any "presumption" against his claim and pay a fifty percent penalty for his tardiness.

While I do not pretend to have a complete answer, it seems to me that under some circumstances the ability to correct a fee inadequacy should be granted without penalty. In particular, if a claimant registered for a certain amount of water but through arithmetical error, inadvertence, or legal ambiguity paid less than the full fee, his or her claim should not be rejected outright. If the fee is insufficient, the claimant should be able to cure the defect. For in that case, the amount of the claim in terms of water will have been identified, which is the central purpose of the law. Any filing fee deficiency in that case is incidental. I would understand if the Department charged interest on deficiencies of this sort, but such errors should not be considered fatal to the claim itself.

Don 2/19
When you and we
discuss this -
I think I agree w/
most of what Tom says.
Reed

WATER RESOURCES DEPT.
SALEM, OREGON

This is important to the City because of the unique nature of the rights it claims on the Little Sandy and the Bull Run Rivers. As we noted in our filings, and discussed with you, we remain somewhat unsure of how best to calculate a fee for "full flows" of a river, especially when the claim is based on the unique status under federal law of the Bull Run forest area. We ultimately calculated fees based on the expected "conduit diversions" for reasonably possible water use over the next sixty years.

Second, with respect to the specifics of the City's claims on the Bull Run and Little Sandy Rivers, I wanted to confirm your advice on the relationship of conduit diversions and storage structures. On both those rivers, the City has calculated fees based on estimates of maximum expected diversions into conduits for delivery to the place of use, that is, the Portland metropolitan area. On the Bull Run River, that amount is 1273 cfs. On the Little Sandy, it is 200 cfs. But, as we explain in our filings and we discussed with you, to assure those levels of diversion year round, the City pre-1909 rights must also allow it to store water, sometimes at a higher daily rate. As I understood you and Don, the fee is still set by reference to the conduit diversion, even though the City's claim includes the ability to store water.

Third, as I told you, we have not yet identified an exact priority date for the City's Willamette River claim. In our filing, we said it was some time in 1884. We now know that the pump station upon which the City bases its rights began operating on October 21, 1884. We do not know when construction began on the station. As I understand it, we may supplement or amend our original filings as we gather more information. If we do not soon confirm an earlier date, we will probably amend the filings to specify the October 21, 1884, date for priority purposes. We have good evidence for that date and it is hard to find evidence of when pump station construction commenced.

Fourth, as we discussed, the delineation of the "place of use" for City water is a complicated and time-consuming task. This is so, first, because the City's own boundaries are changing yearly and can be expected to expand into the future as annexations of areas within the urban services boundary continue. Additionally, by City Charter (Portland Charter § 11-101) and state statute (ORS 225.030), the City may and does sell water on a wholesale basis to other municipalities and districts, each of which also has boundaries that may occasionally change. Finally,

Reed Marbut
February 12, 1993
Page 3

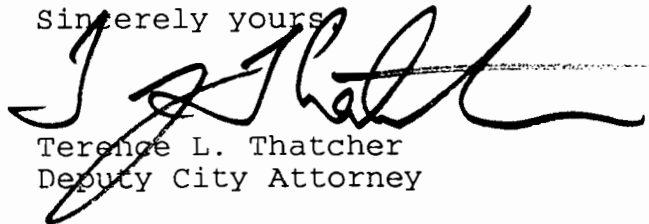
since the region is just about to embark on a major water supply planning effort, we cannot predict exactly to what other places of use Portland water may be conveyed if greater regional interconnection is achieved.

Given all this, the City has provided in its filings a general map showing past and current City boundaries. We also included a map showing the boundaries of current wholesale customers. In the next few weeks, we will provide the Department a map that will show the likely extent of areas which may use Portland water in the future. That map of the future areas of use, however, must necessarily be quite general. As I understand it, we will await a call from the Department before we produce a detailed "legal description" of the lands encompassed by the "place of use" maps.

As I told you, I do not believe that municipalities are bound in the typical way by the "appurtenance" doctrine. This is true both because municipalities can and do grow, see ORS 540.510(3), and because they have specific legislative authority to sell water outside their own boundaries. The City, of course, will provide the information required on place of use, in so far as it is possible to do so.

Again, I appreciate the time you and Don spent with us. I am sure we will have occasion to talk again about the pre-1909 registration process.

Sincerely yours,

A handwritten signature in black ink, appearing to read "T. Thatcher", written over a horizontal line.

Terence L. Thatcher
Deputy City Attorney

TLT:jtl
water\wtrright.tt\marbut.let
c: Jim Doane
Thom Warren



CITY OF

PORTLAND, OREGON

OFFICE OF CITY ATTORNEY

cc: DMK.
Dwight F
Jeffrey L. Rogers, City Attorney
1220 S.W. 5th Avenue
Portland, Oregon 97204
(503) 823-4047

January 7, 1993

JAN - 8 1993

A. REED MARBUT
MANAGER, ADJUDICATIONS SECTION
3850 PORTLAND ROAD NE
SALEM, OR 97310

WATER RESOURCES DEPT.
SALEM, OREGON

Re: City of Portland Registration Statements

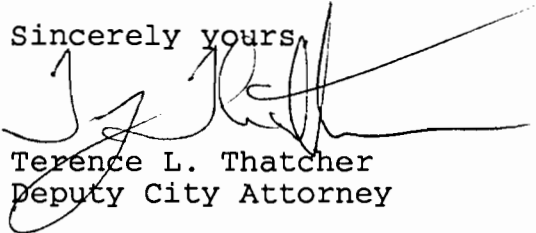
Dear Reed:

Thank you for agreeing to meet with us to talk about the City's recently filed water claim registration statements. Thom Warren and I will be at your office at 9 am on January 14, 1993.

When I spoke to you, I indicated that I would like our conversation to focus on the City's Little Sandy and Bull Run filings. Upon reflection, I would also like briefly to discuss with you some issues with respect to the Willamette River filing. In particular, I would like to talk about how to judge the priority date and size of the Willamette claim. As you will note in the statement, the City's claim is based on the previous operation of the Palatine Hill Pumping Station, which started operation in 1884 and was expanded in 1891.

I look forward to our conversation.

Sincerely yours,


Terence L. Thatcher
Deputy City Attorney

TLT:jtl
water\wtrright.tt\marbut.ltr



CITY OF

PORTLAND, OREGON

BUREAU OF WATER WORKS

Thom Warren, P.L.S., W.R.E.

Surveyor III/Water Rights Examiner

823-7524

Phone:

~~(503) 796-7524~~

FAX: 796-6133

1120 S.W. 5th Avenue
Portland, Oregon 97204 1926

SURFACE WATER REGISTRATION STATEMENT

for

PRE-1909 WATER RIGHT

to

LITTLE SANDY RIVER

December 31, 1992

Gen Correspondence
No 1 of 6
19-04-38
Folder 3

To Hon. J. N. Dolph, Hon. J. H. Mitchell, Senators,
and Hon. Ringer Hermann, Representative in Congress
from the State of Oregon.

The Water Committee of the City of Portland, herewith submit to you a map showing the location of the head-works erected by said committee upon Bull Run River in the Cascade Mountains, and the unsurveyed lands lying above said head-works and along the northern slope of Mount Hood; also a description by legal subdivision, as near as possible, of such lands.

As you are probably already advised, the Water Committee have located a pipe line from the City of Portland eastwardly to where said head-works are located, a distance of about thirty miles, and are now engaged in bringing the waters of Bull Run River into the City of Portland, for the purpose of supplying its inhabitants with water.

In view of the very great cost of this work, and the necessity of securing a perpetual and undiminished supply of wholesome water, the Committee deem it necessary that the lands before referred to shall be reserved from settlement and sale. This tract of land, as will be seen from the map, constitutes the source of supply of the waters of Bull Run, which is a mountain stream, for the greater portion of the year flowing about *7,000* ^{feet} cubic ~~inches~~ of water per minute. The lands are mountainous, extremely rugged and in many parts absolutely inaccessible. Those portions producing vegetation, are covered with timber and undergrowth and excepting a small portion, the

marked
in-
original

lands are of no commercial value. Those portions producing timber of any value, lie along the streams and rivulets which supply the Bull Run, and the occupation of such portions would destroy the purity of the water, and cutting of the underbrush and timber from along the streams, would so diminish the supply as to make the same insufficient for the purposes of the city.

The Committee notes that by Section 24 of the Act of March 3rd, 1891, the President has power to reserve to any State or Territory having public land bearing forests, wholly or in part covered with timber or undergrowth, as public reservations, and the Committee is of opinion that this is a proper case for the exercise of such power on the part of the president, and that if properly presented to him, the lands herein referred to might be reserved for the purpose of preserving the quality and quantity of the water appropriated for the use of the City of Portland and its inhabitants.

It is not improbable that the same result could be reached by an Act of Congress, and the Committee will appreciate any effort on the part of the Delegation looking to action on the part of either Congress or the President, which will secure this water shed from settlement, or prevent the timber and undergrowth from being removed therefrom.

The Committee believe that you fully appreciate the importance of the water supply for the chief city of the State, and will be pleased to give the matter your earnest attention. With assurances of esteem,

Respectfully,

Office of the City Water Works,
Portland, Oregon, February 8th, 1892.

The Water Committee,
City of Portland.

Gentlemen,-

I submit, in accordance with your instructions, a statement of lands which should be reserved and withdrawn from sale or settlement for the protection of the waters of Bull Run from which it is proposed to take the water for the supply of Portland, Oregon.

These lands lie in Townships 1 North and 1 and 2 South of the Base line, and in Ranges 5, 6, 7, and 8 East of the Willamette Meridian and extend to within a few miles of Mount Hood. A portion of the lands may have been settled or purchased and can not of course be reserved, but the larger portion are inaccessible and unfit for settlement or cultivation.

The lands are described as follows:

- In T 1 N, R 6 E, Sections, 12-13-22-23-24-25-26-27-28-32-33-34-35 & 36.
- "" T 1 N, R 7 E, The whole township.
- "" T 1 N, R 8 E, Sections, 7-8-17-18-19-20-29-30-31-32 & 33.
- "" T 1 S, R 5 E, "" "" , 23-24-25-26-35 & 36.
- "" T 1 S, R 6 E, The whole township.
- "" T 1 S, R 7 E, The whole township.
- "" T 1 S, R 8 E, Sections 5-6-7-8-16-17-18-19-20-21-22-27-28-29-30-31
32-33 & 34.
- "" T 2 S, R 5 E, "" "" 1-2-3 & 4.
- "" T 2 S, R 6 E, "" "" 1-2-3-4-5-6-7-8-9-10-11 & 12.
- "" T 2 S, R 7 E, "" "" 1-2-3-4-5-6-7-8-9-10-11-& 12.
- "" T 2 S, R 8 E, The whole township.

Respectfully Submitted,

W. H. Smith

Superintendent.

United States Senate,

Gen Corry
Box 1056
Folder 3

WASHINGTON, D. C., Feb. 20th, 1892

Hon. Henry Fairbank
Portland, Or.

My Dear Sir:

I have the honor to acknowledge receipt of your favor of the 11th Inst., enclosing a letter addressed by the authority of the Water Committee of the City to the Senators and Representatives in Congress from the State, asking that certain lands adjacent to the sources of Bull Run River be reserved from settlement and sale.

I think the best plan in regard to the matter is to have the lands indicated withdrawn from settlement and sale by order of the President.

Hon. H. F. - 2. United States Senate,

WASHINGTON, D. C.,

189.

I have an impression that when this is done they could only be restored to settlement and sale under the Land Laws by an Act of Congress.

It has been supposed that when a Reservation has been made by Executive Order, the Order can be subsequently revoked by the President and the lands thrown upon the market; but under the provisions of the Act of March 3, 1841, I am of the opinion that this is not the case.

I have referred your letter and the accompanying papers to Senator Mitchell, with the request to hand

Hon. H. F. 3.

United States Senate,

WASHINGTON, D. C.,

189 .

them to Mr. Sherman, and have prepared an endorsement upon them, directed to the President, which I have signed and sent to them for their signatures, earnestly requesting the President to withdraw the lands indicated from the operation of the General Land Laws.

Sincerely Yours,

J. W. Dole

"P"
1892-29,093
" -34,878

106
ECS

201
S.S.T.

DEPARTMENT OF THE INTERIOR,

GENERAL LAND OFFICE,

WASHINGTON, D. C., March 26, 1892.

ADDRES ONLY THE
COMMISSIONER OF THE GENERAL LAND OFFICE.

Hon. J. N. Dolph,

United States Senate,

Washington, D. C.

Sir:

I have the honor to acknowledge receipt, by reference from the Department, of a petition from the "Water Committee of the City of Portland, Oregon", praying that certain described public lands adjacent to Bull Run, which constitutes the source of water supply of the City of Portland, be reserved from sale or disposal, which said petition was referred to the President by yourself, Hon. J. H. Mitchell and Hon. Binger Hermann jointly, with the request that said reservation be made under the provisions of Section 24, of the Act of March 3, 1891, (26 Stats., 1095).

In compliance with said request, I have this day, by authority of the Honorable Secretary of the Interior of the 14th instant, directed the Register and Receiver at Oregon City,

Oregon, temporarily to withdraw from settlement, sale or disposal, all of the public lands described in said petition, and I enclose a copy of said letter.

I also enclose copy of letter of even date herewith to Special Agent C. E. Loomis, Roseburg, Oregon, directing him to at once examine and report upon the matter in accordance with the rules and regulations prescribed by circular of May 15, 1891, (copy herewith) in order that the papers may be submitted, through the Department, to the President recommending that a Proclamation be issued creating the reservation.

I have also, this day, transmitted a like letter to this, with enclosures, to Hon. J. H. Mitchell and Hon. Binger Hermann.

Very respectfully,


Commissioner.

Enclosures.

"P"

2008 1106
J. I. V. O. J.
16-11-92
S. S. J.

DEPARTMENT OF THE INTERIOR,

GENERAL LAND OFFICE,

WASHINGTON, D. C.,

June 11, 1892.

ADDRESS ONLY THE
COMMISSIONER OF THE GENERAL LAND OFFICE.

Hon. J. N. Dolph,

United States Senate.

Sir:

I have the honor to advise you that the proclamation to create the "Bull Run Timber Reserve" in Oregon, has been prepared and this day forwarded to the Honorable Secretary of the Interior for his concurrence, and the signature of the President.

Very respectfully,

acting *W. Stone*
Commissioner.

chandise, the product of the United States of America, named in the commercial treaties which Austria-Hungary has celebrated with Germany and other nations on the terms stated in said treaties;

And whereas the Secretary of State has, by my direction, given assurance to the Minister Plenipotentiary of Austria-Hungary at Washington that this action of the Government of Austria-Hungary, in granting exemption of duties to the products and manufactures of the United States of America on their importation into Austria-Hungary, is accepted as a due reciprocity for the action of Congress as set forth in section 3 of said act:

Now, therefore, be it known that I, Benjamin Harrison, President of the United States of America, have caused the above stated modifications of the tariff laws of Austria-Hungary to be made public for the information of the citizens of the United States of America.

Reciprocal modification of tariff of Austria-Hungary.

In testimony whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this twenty-sixth day of May, one thousand eight hundred and ninety-two, and of the Independence of the United States of America the one hundred and sixteenth.

BENJ HARRISON

By the President:

WILLIAM F WHARTON
Acting Secretary of State.

[No. 28.]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

June 17, 1892.

Whereas, it is provided by section twenty-four, of the act of Congress, approved March third, eighteen hundred and ninety-one, entitled, "An act to repeal timber culture laws, and for other purposes." "That the President of the United States may, from time to time, set apart and reserve, in any State or Territory having public land bearing forests, in any part of the public lands wholly or in part covered with timber or undergrowth, whether of commercial value or not, as public reservations, and the President shall, by public proclamation, declare the establishment of such reservations and the limits thereof";

Preamble.
Vol. 26, p. 1103.

And Whereas, the public lands in the State of Oregon, within the limits hereinafter described, are in part covered with timber, and it appears that the public good would be promoted by setting apart and reserving said lands as a public reservation.

Now, therefore, I, Benjamin Harrison, President of the United States, by virtue of the power in me vested by section twenty-four of the aforesaid act of Congress, do hereby make known and proclaim that there is hereby reserved from entry or settlement and set apart as a public reservation, all those certain tracts, pieces or parcels of land lying and being situate in the State of Oregon, and particularly described as follows, to wit:

Forest reservation.
Oregon.

Beginning at the north-west corner of Section six (6), Township one (1) South, Range six (6) East, Willamette Meridian; thence easterly on the base line between Townships one (1) North and one (1) South, to the south-west corner of Section thirty-two (32), Township one (1) North, Range six (6) East; thence northerly on the section line between sections thirty-one (31) and thirty-two (32), to the north-west corner of Section thirty-two (32); thence easterly on the section line between Sections twenty-nine (29) and thirty-two (32), to the north-east corner of Section thirty-two (32); thence northerly on the section line between

Boundaries.

Boundaries — Con-
tinued.

Sections twenty-eight (28) and twenty-nine (29), to the north-west corner of Section twenty-eight (28); thence easterly on the section line between Sections twenty-one (21) and twenty-eight (28), to the north-east corner of Section twenty-eight (28); thence northerly on the section line between Sections twenty-one (21) and twenty-two (22), to the north-west corner of Section twenty-two (22); thence easterly on the section line between Sections fifteen (15) and twenty-two (22), and fourteen (14) and twenty-three (23), to the north-east corner of Section twenty-three (23); thence northerly along the section line between Sections thirteen (13) and fourteen (14) and eleven (11) and twelve (12), to the north-west corner of Section twelve (12); thence easterly on the section line between Sections one (1) and twelve (12), to the north-east corner of Section twelve (12); thence northerly on the eastern boundary of Section one (1) to the north-east corner of Section one (1), all of said sections being in Township one (1) North, Range six (6) East; thence easterly to a point for the north-east corner of Township one (1) North, Range seven (7) East; thence southerly to a point for the south-east corner of Section one (1), Township one (1) North, Range seven (7) East; thence easterly to a point for the north-east corner of Section eight (8), Township one (1) North, Range eight (8) East; thence southerly to a point for the north-east corner of Section thirty-two (32), of said Township and Range; thence easterly to a point for the north-east corner of Section thirty-three (33), of said Township and Range; thence southerly to the south-east corner of Section thirty-three (33) of said Township and Range; thence westerly along the base line to the north-west corner of Section four (4), Township one (1) South, Range eight (8) East; thence southerly on the section line between Sections four (4) and five (5), and eight (8) and nine (9), to the south-east corner of Section eight (8); thence easterly along the section line between Sections nine (9) and sixteen (16), to a point for the north-east corner of Section sixteen (16); thence southerly along the section line between Sections fifteen (15) and sixteen (16), to the south-east corner of Section sixteen (16); thence easterly along the section line between Sections fifteen (15) and twenty-two, to the north-east corner of Section twenty-two (22); thence southerly between Sections twenty-two (22), twenty-three (23), twenty-six (26), twenty-seven (27), thirty-four (34) and thirty-five (35), to the south-east corner of Section thirty-four (34); thence easterly along the southern boundary line of Sections thirty-five (35) and thirty-six (36), to the south-east corner of Section thirty-six (36), all of said sections being in Township one (1) South, Range eight (8) East; thence southerly to a point for the south-east corner of Township two (2) South, Range eight (8) East; thence westerly to the south-east corner of Township two (2) South, Range seven (7) East; thence northerly along the eastern boundary line of Sections thirty-six (36), twenty-five (25), twenty-four (24) and thirteen (13), Township two (2) South, Range seven (7) East, to the south-east corner of Section twelve (12), of said Township and Range; thence westerly along the section line between Sections twelve (12) and thirteen (13), eleven (11) and fourteen (14), ten (10) and fifteen (15), nine (9) and sixteen (16), eight (8) and seventeen (17) and seven (7) and eighteen (18), Township two (2) South, Range seven (7) East, and sections twelve (12) and thirteen (13), eleven (11) and fourteen (14), ten (10) and fifteen (15), nine (9) and sixteen (16), eight (8) and seventeen (17) and seven (7) and eighteen (18), Township two (2) South, Range six (6) East, to the south-west corner of Section seven (7), of said Township and Range; thence northerly along the western boundary of Section seven (7), to the north-west corner of said section, Township two (2) South, Range six (6) East; thence westerly on the section line between Sections one (1) and twelve (12), two (2) and eleven (11), three (3) and ten (10) and four (4) and nine (9), to the south-west corner of Section four (4), Township two (2) South, Range five (5) East; thence northerly on the section

line between Sections four (4) and five (5), to the north-west corner of Section four (4), in said Township and Range; thence easterly on the township line between Townships one (1) and two (2) South, Range five (5) East, to the south-west corner of Section thirty-five (35), Township one (1) South, Range five (5) East; thence northerly on the section line between Sections thirty-four (34), thirty-five (35), twenty-six (26), twenty-seven (27), twenty-two (22) and twenty-three (23), to the north-west corner of Section twenty-three (23), of said Township and Range; thence easterly on the section line between Sections fourteen (14) and twenty-three (23), thirteen (13) and twenty-four (24), to the north-east corner of Section twenty-four (24), of said Township and Range; thence northerly along the range line between Ranges five (5) and six (6) East, to the place of beginning.

Boundaries—Continued.

Excepting from the force and effect of this proclamation all lands which may have been, prior to the date hereof, embraced in any legal entry or covered by any lawful filing duly of record in the proper United States land office, or upon which any valid settlement has been made pursuant to law, and the statutory period within which to make entry or filing of record has not expired; and all mining claims duly located and held according to the laws of the United States and rules and regulations not in conflict therewith;

Legal entries excepted.

Provided that this exception shall not continue to apply to any particular tract of land unless the entryman, settler or claimant continues to comply with the law under which the entry, filing, settlement, or location was made.

Warning is hereby expressly given to all persons not to enter or make settlement upon the tract of land reserved by this proclamation.

Reserved from settlement.

In witness whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this seventeenth (17th) day of June, in the year of our Lord, one thousand eight hundred and [SEAL.] ninety-two, and of the independence of the United States the one hundred and sixteenth.

BENJ HARRISON

By the President:

WILLIAM F WHARTON
Acting Secretary of State.

[No. 29.]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Whereas, it is provided by section twenty-four of the act of Congress, approved March third, eighteen hundred and ninety-one, entitled, "An act to repeal timber-culture laws, and for other purposes," "That the President of the United States may, from time to time, set apart and reserve, in any State or Territory, having public land bearing forests, in any part of the public lands wholly or in part covered with timber or undergrowth, whether of commercial value or not, as public reservations, and the President shall, by public proclamation, declare the establishment of such reservations and the limits thereof;"

June 23, 1892.

Preamble.
Vol. 26, p. 1103.

And whereas, the public lands in the State of Colorado, within the limits hereinafter described, are in part covered with timber, and it appears that the public good would be promoted by setting apart and reserving said lands as a public reservation.

Now, therefore, I, Benjamin Harrison, President of the United States, by virtue of the power in me vested by section twenty-four of the

Forest reservation, Colorado.

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP Wick NAME Samsy # 3 UNADJUDICATED AREA ? YES
RECEIPT # 95718 & 95719 S W R NUMBER 341
CHECK ENCLOSURES Set PRELIMINARY DATA BASE ENTRY DW
ACKNOWLEDGEMENT LETTER Wick ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION 1/18

FORM REVIEW

_____ blanks filled in
_____ signed
_____ date received stamped

FEES FOR 200 cfs
\$10,150

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 _____

March 24, 1993

WATER
RESOURCES
DEPARTMENT

THOM WARREN, PLS, WRE
C\O BUREAU OF WATER WORKS
1120 SW 5TH AVENUE
PORTLAND OR 97204-1926

RE: SWR-390, SWR-391, SWR-392

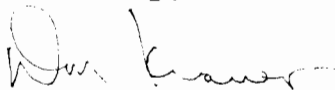
Dear Thom,

I am sending copies of our standard acknowledgement letters for the Surface Water Registration Statements (SWR) for the claims made by the City of Portland. I set the files up today.

We received over 400 SWR,s the last two weeks before the deadline. I have completed acknowledgement letters and sent receipts to about 60% of the claimants. Next I plan to return in chronological order to review the data thoroughly and remedy any problems with the SWR forms and maps. I don't know when I will get to the City of Portland's (within the year?). Eventually I plan to make a field inspection of the water use system and will allow plenty of notice for you to plan the trip.

If you have any questions, give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

M:\W\S\C\SWR-0390.002



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

March 24, 1993

JOE GLICKER, DIRECTOR OF ENGINEERING SERVICES
BUREAU OF WATER WORKS OF THE CITY OF PORTLAND
1120 SW FIFTH AVENUE
PORTLAND OR 97204-1926

Dear MR GLICKER,

This will acknowledge that your Surface Water Registration Statement in the name of BUREAU OF WATER WORKS OF THE CITY OF PORTLAND has been received by our office. The fees in the amount of \$75,500.00 have been received and our receipt #95718 & 95719 were written. Your registration statement has been numbered SWR-391.

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

M:\WP51\SWR\CLAIMANT\SWR-0391.001



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
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**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **95718**

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

RECEIVED FROM: Treasurer, City of Portland
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # X 24-12 OTHER: (IDENTIFY)

TOTAL REC'D \$ **500.00**

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS / SURFACE H ₂ O REGISTRATION	\$ 500.00
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
_____	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

_____	CASH ACCT.	\$
_____	VOUCHER #	\$

COST CENTER AND OBJECT CLASS

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
860.109	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

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

RECEIPT # **95718**

DATED: 12/31/92

BY: C. Engel

STATE OF OREGON

WATER RESOURCES DEPARTMENT

3850 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/378-8130 (FAX)

RECEIPT # 95719

RECEIVED FROM:

Treasury, City of Portland

BY:

APPLICATION

PERMIT

TRANSFER

CASH: CHECK: # 124-12 OTHER: (IDENTIFY)

TOTAL REC'D \$75,000.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	<i>SURFACE H₂O REGISTRATION</i>	\$75,000.00
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:

	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	\$

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	\$
842.016	WELL DRILL OPERATOR	\$
	LANDOWNER'S PERMIT	\$

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 # 95719

DATED: *12/31/92* BY: *C. Engel*