

RECEIVED

DEC 31 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Dec. 29, 1992

Water Resources Dept.
Adjudication Section
3850 Portland Rd. N.E.
Salem, Ore. 97310

Dear Sirs:

I am sending Surface Water Registration Statement and other documents in reference to vested water rights prior to 1909.

I was not aware of this process until Dec. 20th which did not allow enough time for the water right Examination map to be prepared. In telephone conversation with Mr. Don Kanner of the adjudication section on Dec 23 he advised me to send in the paper work with the proper fees and advise the water right Examination map could come at a later date.

Therefore, I am enclosing the Registration Statement and various documents to substantiate the 1909 vested rights.

Sincerely

Henry H. Wapart
92676 Pioch Ln.
Springfield, Or 97478
933-2780

PERCY A. CUPPER, STATE ENGINEER
SECRETARY OF THE STATE WATER BOARD
DAND

OFFICE OF THE
STATE ENGINEER
SALEM

WATER RESOURCES
DEPARTMENT

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378-3739

378-5671

WATER RESOURCES DEPT

SALEM, OREGON

August 10th, 1920.

Mr. C. C. Hager,
12 100th,
Oregon.

Dear Sir:

In reply to your letter of August 15th, I note that you have been using the water for the irrigation of forty acres of your land for the past twenty years. No record need be made of your water right at this time, but when an adjudication is had of all the water rights on the stream system to which this water is tributary, you will then have an opportunity to place your water right of record, as of the original date of the appropriation.

No subsequent appropriator would have the right to interfere with your use of this water, even though your water right is not of record.

However, if you have made any new use of the water or have used the water for the irrigation of new land, since February 24, 1909, a permit should be secured from this office for such use of the water, but any right that was initiated prior to the above date, and has not since been lost by abandonment or otherwise is valid.

I am sending this with you the desired information,

Very respectfully,

Percy A. Cupper
Percy A. Cupper
State Engineer

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WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon

1892

County of Lane

I, Jack Reninger being first duly sworn depose and say: That I am perfectly familiar with the land described as, The east half of the north east quarter of section fourteen township 16 south Range 2 west W.M. in Lane County, Oregon and also with section 13 of said Township and Range and That about the year 1894 I helped construct a ditch to be used for irrigation purposes to irrigate the the said $E\frac{1}{2}$ of N.E. $\frac{1}{4}$ and also land in section 13 said Tp & R.

That C.R. Neal who was the owner of said $E\frac{1}{2}$ of N.E. $\frac{1}{4}$ at that time assisted me in digging and constructing the ditch and dam in Parson's Creek. That the said Dam was located in said Creek on said premises then owned by said Neal. That the aforesaid ditch so dug and constructed by Neal and Myself was the first Ditch built dug and constructed on Parsons Creek and we took out the first water from said Parson's Creek and we used said water for irrigation purposes to irrigate our lands and the said ditch and the water so diverted from Parson's creek and been in continuous use for irrigation purposes ever since the ditch was constructed and further deponent sayeth not.

Subscribed and sworn to before me this 18th day of March 1932

My commission expires

1/10/36

Jack L. Reninger

Frank A. DeLue
Notary Public for Oregon.

State of Oregon

) S.S.

County of Lane

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WATER RESOURCES DEPT.
SALEM, OREGON

I, Charles Hager being first duly sworn

depose and say: That I am now the owner of the E $\frac{1}{2}$ of N.E. $\frac{1}{4}$ of sect 14 Tp 16 S.R.3 West W.M.Lane County, Oregon and have been since 1920 That I have used the water from the irrigation ditch constructed through said premises for the purpose of diverting water from Parsons Creek for irrigation of said premises continuously and uninterruptedly ever since I have owned the premises.

Charles C. Hager

Subscribed and sworn to before me this 18th day of March 1932

My commission expires

1/10/36

Frank A. Deane

Notary Public for Oregon.

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State of Oregon

) S.F.

County of Lane.

WATER RESOURCES DEPT.
SALEM, OREGON

I, Dave Nealy being first duly sworn depose

and say: That I have lived in the vicinity of the E $\frac{1}{2}$ of N.E. $\frac{1}{4}$ of Sec 14 Tp.16 S.R.3 W.W.M. and also sect 13 said tp & R. for the past forty one years and I remember when the irrigation ditch was dug and the dam put in Parsons creek to divert water from said creek to irrigate ~~the~~ the said E $\frac{1}{2}$ of N.E. $\frac{1}{4}$ said section 14 Tp 16 S.R.3.W.W.M. and also land in section 13.

That I know the ditch and dam was constructed about the year 1894 and that water was diverted from said Parsons Creek and used for irrigation purposes on the hereinbefore described land and that ever since 1894 the use of said ditch and the water thereby diverted has been used continuously to irrigate said premises, That said ditch was the first ditch constructed on said Creek.

David Nealy

Subscribed and sworn to before me this 18th day of March 1932

My commission expires

1/10/36

Frank A. Deane

Notary Public for Oregon.

RECEIVED

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State of Oregon) ss
County of Lane

WATER RESOURCES DEPT.

I, Leo Picch being first duly sworn, depose that I have lived in the vicinity of the $\frac{W}{2}$ of N.E. $\frac{1}{4}$ of section 14 and also section 13 Tp 16 S.R.3 West W.M. in Lane County, Oregon for the past forty one years and, I know the Ditch that was constructed to divert water from Parson's creek to irrigate land in said sections and to my knowledge said ditch was the first ditch constructed on said creek and it has been used continuously, and the water thereby converted has been used for irrigation purposes continuously since the ditch was constructed.. That I am the owner of land in section 13 aforesaid and that I have used water from said ditch for the past 21 years to irrigate my land.

Leo Picch

Subscribed and sworn to before me this 18th day of March 1932

My commission expires

1/10/36

Frank R. Oliver

Notary Public for Oregon.

November 18, 1993

HENRY & ROSANNA MARTIN
92676 PIOCH LANE
SPRINGFIELD OR 97478

RE: SWR-421

Dear Mr & Mrs Martin,

I am sending a copy of the letter sent to you on March 30, 1993. I have not heard anything from you in regards to the required map to support your pre-1909 vested water right claim. I am in the process of reviewing the maps and will pass your file by at this time. I cannot complete my review without the required map. You must send me a map submission date.

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

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\IS\C\4\SWR-0421.002



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

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP DWF NAME UPPER N. W. #2A UNADJUDICATED AREA ? OK DWF
RECEIPT # 95763 S W R NUMBER 421
CHECK ENCLOSURES DWF PRELIMINARY DATA BASE ENTRY DWF
ACKNOWLEDGEMENT LETTER DWF ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION LCR

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 _____

March 30, 1993

HENRY H & RAMONA MARTIN
92676 PIOCH LANE
SPRINGFIELD OR 97478

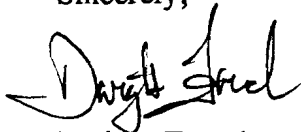
Dear HENRY AND RAMONA MARTIN,

This will acknowledge that your Surface Water Registration Statement in the name of HENRY H & RAMONA MARTIN has been received by our office. The fees in the amount of \$36.00 have been received and our receipt #95763 is enclosed. Your registration statement has been numbered SWR-421.

You failed to submit a map prepared by a Certified Water Right Examiner (CWRE). ORS 539.240 (2) (d) requires the map be prepared by a 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.

Sincerely,



Dwight French
Adjudication Section

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0421.001



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

STATE OF OREGON
WATER RESOURCES DEPARTMENT
RECEIPT # **95763**
3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455/378-8130 (FAX)

RECEIVED FROM: <u>Henry H. Martin</u>	APPLICATION
BY: _____	PERMIT
	TRANSFER

CASH: <input type="checkbox"/>	CHECK: # <u>42422</u>	OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D	\$ <u>36.00</u>
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01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>36.00</u>
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	\$
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	EXAM FEE		LICENSE FEE
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 # **95763** DATED: 12/21/92 BY: C. Engel

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