

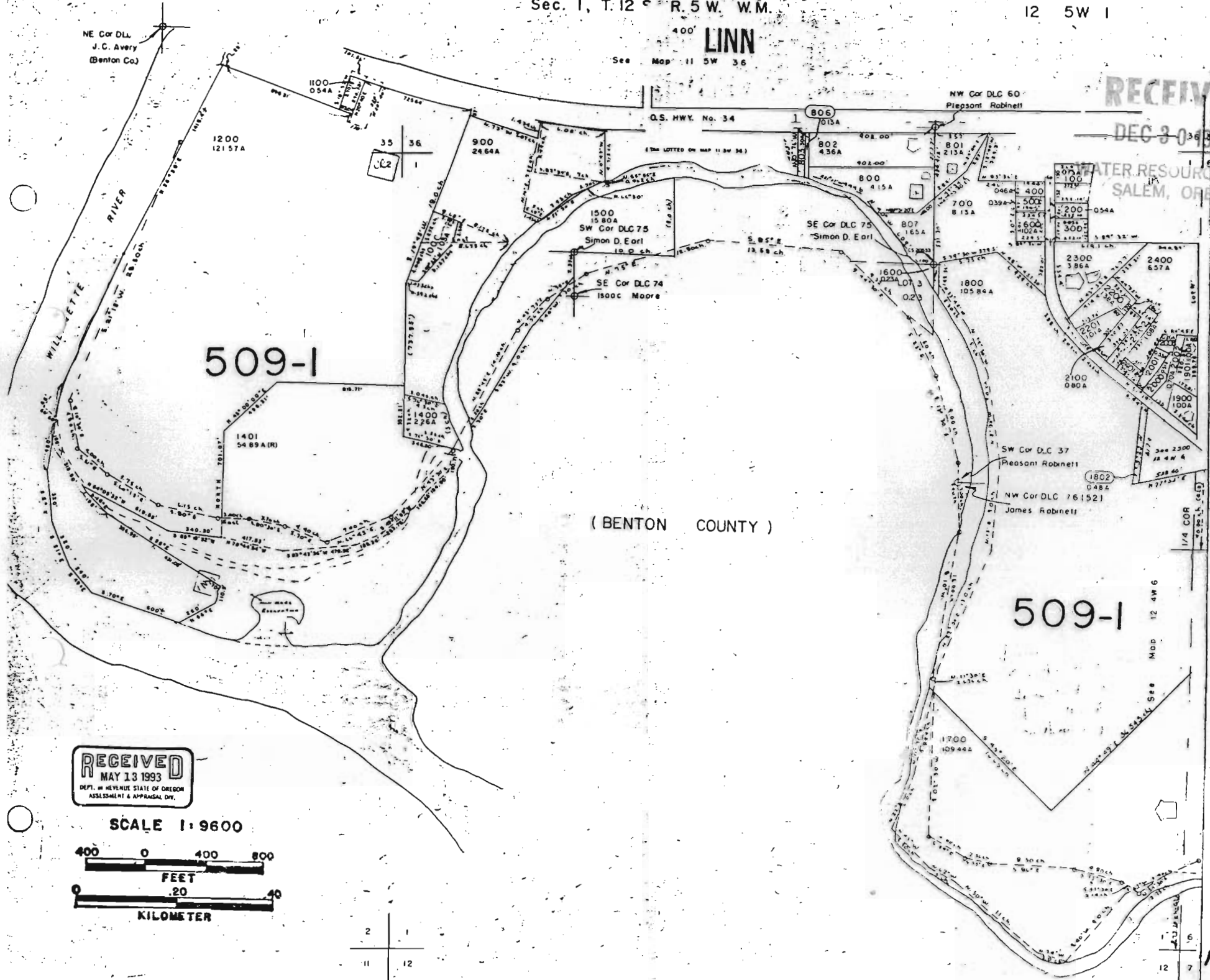
LINN

See Map 11 5W 36

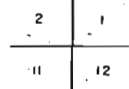
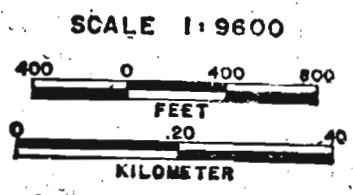
RECEIVED

DEC 3 0 36 1993

WATER RESOURCES DEPT  
SALEM, OREGON



RECEIVED  
MAY 13 1993  
DEPT. OF REVENUE STATE OF OREGON  
ASSESSMENT & APPRAISAL DIV.





Parks and Recreation  
1310 SW Avery Park Dr.  
P.O. Box 1083  
Corvallis, OR 97339-1083  
(503) 757-6918

December 29, 1993

Martha Pagel, Director  
Oregon State Department  
of Water Resources  
3850 Portland Road, NE  
Salem, Oregon 97310

Subject: Petition for late filing of vested water-right.

Dear Ms. Pagel:

In 1982, during the acquisition phase of a highway construction project (Highway 34, Corvallis By-pass), the City of Corvallis obtained a parcel of agricultural property on the East side of the Willamette River (Linn County). After the acquisition, subsequent design and completion of the highway project, a decision was made to construct a park on the remaining property at a future date. Until design and construction of the park was implemented, the City decided to pursue an agricultural lease arrangement with a private party. The management of the property and lease was assigned to the City's Parks and Recreation Department.

During lease negotiations and subsequent conversations with the lessee (Spring 1993), the issue of a water-right for the property was raised. Because the Parks and Recreation Department needs to comply with all existing and future statutes and because it plans to irrigate this property after the park is completed, it has actively researched the water-right for this property; either previously permitted and conveyed or vested.

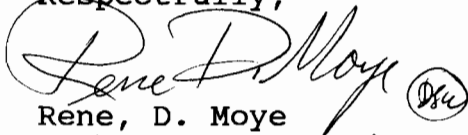
At this point our historical research indicates there is strong evidence for a vested right. We have established ownership records back to October 17, 1890. That 1890 date is when the property was first transferred from the U.S. Government to a private owner. Through oral history we are led to believe that agricultural production and irrigation began between 1900 and 1905.

Realizing that ignorance does not preclude an obligation to meet established timelines, we would ask that you accept this petition based on our neophyte knowledge of water-right processes, our good

faith in realizing and meeting our obligation, and our research.

Attached, please find the Surface Water Registration Form and the applicable filing fee to process this petition and application.

Respectfully,

A handwritten signature in cursive script that reads "Rene D. Moyer". To the right of the signature is a small circular stamp containing the initials "DSU".

Rene, D. Moyer  
Parks and Recreation Director

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP JK NAME Mio Williams # 2B UNADJUDICATED AREA ? yes  
RECEIPT # 108413 S W R NUMBER 622  
CHECK ENCLOSURES \_\_\_\_\_ PRELIMINARY DATA BASE ENTRY DWP  
ACKNOWLEDGEMENT LETTER JK ENTER ON STREAM INDEX \_\_\_\_\_  
CHECK QUADRANGLE MAP \_\_\_\_\_ CHECK GLO PLATS \_\_\_\_\_  
WATERMASTER CHECKLIST \_\_\_\_\_ PUBLIC NOTICE PUBLICATION \_\_\_\_\_

**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  
\_\_\_\_\_ 1/10th acre

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

January 11, 1994

RENE D MOYE  
CITY OF CORVALLIS  
1310 SW AVERY PARK DRIVE  
CORVALLIS OR 97333

re: SWR-622

Dear Mr Moye,

This will acknowledge that your Surface Water Registration Statement in the name of CITY OF CORVALLIS has been received by our office. The fees in the amount of \$315.00 have been received and our receipt #108413 was hand delivered. Your registration statement has been numbered SWR-622. I am sending a copy of the Special Order Vol 48 Pg 4 for your records.

You must now arrange for the required map. I am sending a list of Water Right Examiners for your information. Your claim cannot be processed without the required map. You must notify the Water Resources Department of a map submittal date.

Please feel free to contact this office if you have any questions. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer  
Adjudication Specialist

Enclosure

J:\WP51\SWR\CLAIMANT\6\SWR-0622.001



---

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

BEFORE THE DIRECTOR OF THE  
OREGON WATER RESOURCES DEPARTMENT  
SALEM, OREGON

IN THE MATTER OF THE )  
SURFACE WATER REGISTRATION )  
STATEMENT TO BE FILED IN THE )  
NAME OF THE CITY OF CORVALLIS )  
\_\_\_\_\_ )  
ORDER ACCEPTING  
SURFACE WATER  
REGISTRATION  
STATEMENTS  
(Late filing)

The above entitled matter comes before the Director for authorization to file a Surface Water Registration Statement after the filing deadline of December 31, 1992.

It appears that the claimed use of water has not been abandoned, that water has been applied to beneficial use and that the use of water by the claimant is subject to registration pursuant to ORS 539.240(4).

NOW, THEREFORE, it is hereby ORDERED that the Department accept for filing Surface Water Registration Statement in the name of

CITY OF CORVALLIS  
1310 SW AVERY PARK DRIVE  
CORVALLIS OR 97333

January 7, 1994.

  
A REED MARBUT

*for* Martha O. Pagel, Director

STATE OF OREGON

W/ R RESOURCES DEPARTMENT

RECEIPT # 108413

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

RECEIVED

OVER THE COUNTER

RECEIVED FROM: City of Corvallis  
BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	

CASH:  CHECK: # 96401 OTHER: (IDENTIFY)

TOTAL REC'D \$ 315.00

**01-00-0 WRD MISC CASH ACCT**

842.010	ADJUDICATIONS	\$ <u>315.00</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 FEEDS	\$
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**

842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	842.023	LICENSE FEE
_____	LANDOWNER'S PERMIT	\$	842.024	\$
_____	OTHER (IDENTIFY)			\$

**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**

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

RECEIPT # 108413

DATED: 7-2-93 BY: [Signature]