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SURFACE WATER REGISTRATION
ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #1

WATER RESOURCES DEPT.
SALEM, OREGON

This ranch has historically supported one family, 300 to 400 head of sheep, 30 to 50 head of cattle, and 6.0 acres of irrigated land. The amount of water claimed is 0.085 cfs, being 0.005 cfs for stockwater, 0.005 cfs for domestic, and 0.075 cfs for irrigation.

SEASON OF USE

Stockwater: year around
Domestic: year around
Irrigation: March 1 through October 31

STOCKWATER RATE

0.005 cubic foot per second from Billy Creek, the un-named stream, and springs #1 through #5, and one-half gallon per minute from springs #6 through #22.

DOMESTIC RATE

0.005 cubic foot per second from spring #1.

IRRIGATION RATE

1/80 cubic foot per second per acre irrigated during the irrigation season, being 0.006 cfs from spring #1 for the irrigation of one-half acre, and 0.069 cfs from Billy Creek for the irrigation of five and one-half acres.

IRRIGATION DUTY

2-1/2 acre feet per acre of land irrigated during the irrigation season.

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SURFACE WATER REGISTRATION
 IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
 SUPPLEMENTAL SHEET #2

WATER RESOURCES DEPT.
 SALEM, OREGON

2, 3 AND 4a

SOURCE	TRIBUTARY OF	USE	1/4 1/4	S	T	R	DATE OF PRIORITY
SPRING #1	BILLY CREEK	IRRIG./DOMESTIC/STOCK	SE SW	30	22	5	June 28, 1866
SPRING #2	BILLY CREEK	STOCK	NE SW	30	22	5	July 11, 1862
SPRING #3	BILLY CREEK	STOCK	NE SW	30	22	5	July 11, 1862
SPRING #4	BILLY CREEK	STOCK	SE SW	30	22	5	June 28, 1866
SPRING #5	BILLY CREEK	STOCK	NE NW	31	22	5	June 28, 1866
SPRING #6	BILLY CREEK	STOCK	SW NE	30	22	5	January 20, 1886
SPRING #7	BILLY CREEK	STOCK	NE NW	31	22	5	June 28, 1866
SPRING #8	BILLY CREEK	STOCK	SW SW	30	22	5	July 11, 1862
SPRING #9	BILLY CREEK	STOCK	SW NW	30	22	5	July 11, 1862
SPRING #10	BILLY CREEK	STOCK	NW NW	30	22	5	AUG. 17, 1894
SPRING #11	BILLY CREEK	STOCK	NW NE	30	22	5	January 20, 1886
SPRING #12	BILLY CREEK	STOCK	NW NE	30	22	5	January 20, 1886
SPRING #13	BILLY CREEK	STOCK	SE NE	30	22	5	January 20, 1886
SPRING #14	BILLY CREEK	STOCK	SE SW	30	22	5	June 28, 1866
SPRING #15	BILLY CREEK	STOCK	SE SW	30	22	5	June 28, 1866
SPRING #16	BILLY CREEK	STOCK	SE SW	30	22	5	June 28, 1866
SPRING #17	BILLY CREEK	STOCK	SW SW	30	22	5	June 28, 1866
SPRING #18	BILLY CREEK	STOCK	SW SW	30	22	5	June 28, 1866
SPRING #19	BILLY CREEK	STOCK	SW SW	30	22	5	June 28, 1866
SPRING #20	BILLY CREEK	STOCK	SW SW	30	22	5	July 11, 1862
SPRING #21	BILLY CREEK	STOCK	NW SW	30	22	5	July 11, 1862
SPRING #22	BILLY CREEK	STOCK	NE NW	31	22	5	June 28, 1866
UNNMD.STR.	BILLY CREEK	STOCK	SW NW	31	22	5	June 28, 1866
UNNMD.STR.	BILLY CREEK	STOCK	SE NW	31	22	5	June 28, 1866
UNNMD.STR.	BILLY CREEK	STOCK	NE NW	31	22	5	June 28, 1866
BILLY CREEK	ELK CREEK	STOCK	SW SW	30	22	5	June 28, 1866
BILLY CREEK	ELK CREEK	IRRIGATION	SW SW	30	22	5	June 28, 1866
BILLY CREEK	ELK CREEK	STOCK	NW NW	31	22	5	June 28, 1866
BILLY CREEK	ELK CREEK	STOCK	SW NW	31	22	5	June 28, 1866

SURFACE WATER REGISTRATION
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SALEM, OREGON

Springs #1 through #5 are developed. Springs #6 through #22 are undeveloped. The un-named stream contains no man-made diversion. Billy Creek provides water for stock directly from the stream, as well as stockwater, domestic, and irrigation via diversion.

SPRING #1

The flow of the spring is approximately 2 gallons per minute. A concrete box at the spring (approximately 8' x 8' x 6') gathers the water. A buried copper or brass pipeline (1-1/4" x 1300') delivers the water to a stocktank, several hose bibs, domestic use for one family, and 0.5 acre of irrigation, through an elevation range of 85 feet. The amount of water claimed from this source is 0.016 cfs, being 0.005 cfs for stockwater, 0.005 cfs for domestic, and 0.006 cfs for the irrigation of 0.5 acre of lawn, garden, and shrubs.

SURFACE WATER REGISTRATION
 IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
 SUPPLEMENTAL SHEET # 4

WATER RESOURCES DEPT.
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SPRING #1
 CAPACITY OF THE DELIVERY SYSTEM

L-1500 FT.
 D-0.104 FT.
 $H_{ELEVATION} = 85$ FT.
 F-0.019 (ESTIMATED, AT V-10)

USING

$$H-f \left(\frac{D}{L} \right) \left(\frac{V^2}{2g} \right)$$

$$85 - (0.019) \left(\frac{1500}{0.104} \right) \left(\frac{64.4}{V^2} \right)$$

85 - (0.019) (223.96V²)
 85 - 4.26V²
 V² = 19.98
 V = 4.47 FT./SEC.

USE f = 0.024
 85 - (0.024) (223.96V²)
 85 - 5.38V²
 V² = 15.81
 V = 3.98 FT./SEC.

$Q_{SYSTEM} = AV = (0.009) (3.98) = 0.034$ CFS
 $Q_{CLAIM} = 0.016$ CFS
 $Q_{SYSTEM} > Q_{CLAIM}$ O.K.

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SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #5

WATER RESOURCES DEPT.
SALEM, OREGON

SPRING #2

The flow of the spring is approximately 2 gallons per minute. A buried 1200 gallon poly tank gathers the water. A buried 1-1/4" x 1100' poly pipeline delivers the water to two stocktanks, through an elevation range of 30 feet to the upper tank, and 170 feet to the lower tank. The amount of water claimed from this source is 0.005 cfs, for stockwater.

CAPACITY OF THE DELIVERY SYSTEM

- $L_1 = 175 \text{ FT. (UPPER TANK)}$
- $D = 0.104 \text{ FT.}$
- $H_{\text{ELEVATION}_1} = 30 \text{ FT. (UPPER TANK)}$
- $L_2 = 1100 \text{ FT. (LOWER TANK)}$
- $H_{\text{ELEVATION}_2} = 170 \text{ FT. (LOWER TANK)}$

$$Q_{\text{SYSTEM}} (\text{UPPER TANK}) = A_{\text{SYSTEM}} \times V_{\text{SYSTEM}}$$

$$30 = (0.027) \left(\frac{175}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$$30 = (0.027) (26.13 V^2)$$

$$30 = 0.705 V^2$$

$$V^2 = 42.5$$

$$V_{\text{SYSTEM}} = 6.52 \text{ FT./SEC.}$$

$$\text{USE } f = 0.022$$

$$30 = (0.022) (26.13 V^2)$$

$$30 = 0.575 V^2$$

$$V^2 = 52.2$$

$$V_{\text{SYSTEM}} = 7.22 \text{ FT./SEC.}$$

$$Q_{\text{SYSTEM}} = AV = (0.009) (7.22) = 0.065 \text{ CFS}$$

$$Q_{\text{CLAIM}} = 0.005 \text{ CFS}$$

$$Q_{\text{SYSTEM}} > Q_{\text{CLAIM}} \text{ O.K.}$$

SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #6

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WATER RESOURCES DEPT.
SALEM, OREGON

Q_{SYSTEM} (LOWER TANK)

$$170 - (0.022) \left(\frac{1100}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$$170 - (0.022) (164.2 V^2)$$

$$170 - 3.61 V^2$$

$$V^2 = 47.0$$

$$V = 6.86 \text{ FT./SEC.}$$

$$f = 0.022 \text{ O.K.}$$

$$Q_{SYSTEM} = A_{SYSTEM} \times V_{SYSTEM}$$

$$Q_{SYSTEM} = (0.009) (6.86) = 0.062 \text{ CFS}$$

$$Q_{SYSTEM} > Q_{CLAIM} \text{ O.K.}$$

SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #7

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WATER RESOURCES DEPT.
SALEM, OREGON

SPRING #3

The flow of the spring is approximately 1 gallon per minute. A buried 50 gallon metal tank gathers the water. A buried 1-1/4" x 100' poly pipeline delivers water to two stocktanks through an elevation range of 10 feet to the upper tank, and 15 feet to the lower tank. The amount of water claimed from this source is 0.005 cfs, for stockwater.

CAPACITY OF THE DELIVERY SYSTEM

$L_1 = 100$ FT. (UPPER TANK)
 $D = 0.104$ FT.
 $H_{ELEVATION_1} = 10$ FT. (UPPER TANK)
 $L_2 = 200$ FT. (LOWER TANK)
 $H_{ELEVATION_2} = 15$ FT. (LOWER TANK)

Q_{SYSTEM} (UPPER TANK)

$$10 = (0.024) \left(\frac{100}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$$10 = (0.024) (14.93V^2)$$

$$10 = 0.358V^2$$

$$V^2 = 27.91$$

$$V = 5.28 \text{ FT./SEC.}$$

$$USE f = 0.022$$

$$10 = (0.022) (14.93V^2)$$

$$10 = 0.328V^2$$

$$V^2 = 30.44$$

$$V = 5.52 \text{ FT./SEC.}$$

$$Q = AV = (0.009) (5.52) = 0.050 \text{ CFS}$$

$$Q_{SYSTEM} > Q_{CLAIM} \text{ O.K.}$$

SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #8

SPRING #3, CAPACITY OF DELIVERY SYSTEM CONT.

Q_{SYSTEM} (LOWER TANK)

$$15 - (0.022) \left(\frac{200}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$$15 - (0.022) (29.86 V^2)$$

$$15 - 0.657 V^2$$

$$V^2 = 10.51$$

$$V = 3.24 \text{ FT. / SEC.}$$

$$\text{USE } f = 0.026$$

$$15 - (0.026) (29.86 V^2)$$

$$15 - 0.776 V^2$$

$$V^2 = 11.64$$

$$V = 3.41 \text{ FT. / SEC.}$$

$$Q - AV = (0.009) (3.41) = 0.031 \text{ CFS}$$

$$Q_{SYSTEM} > Q_{CLAIM} \text{ O.K.}$$

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WATER RESOURCES DEPT.
SALEM, OREGON

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SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #9

WATER RESOURCES DEPT.
SALEM, OREGON

SPRING #4

The flow of the spring is approximately 1/2 gallon per minute. A buried 50 gallon metal tank gathers the water. A buried 1-1/4" x 180' poly pipeline delivers water to a stocktank through an elevation range of 6 feet. The amount of water claimed from this source is 0.005 cfs, for stockwater.

CAPACITY OF THE DELIVERY SYSTEM

L-180 FT.
D-0.104 FT.
*H*_{ELEVATION}-6 FT.

$$6 - (0.022) \left(\frac{180}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$$6 - (0.022) (26.87 V^2)$$

$$6 - 0.591 V^2$$

$$V^2 - 10.15$$

$$V - 3.19 \text{ FT./SEC.}$$

USE f-0.026

$$6 - (0.026) (26.87 V^2)$$

$$6 - 0.699 V^2$$

$$V^2 - 8.59$$

$$V - 2.93 \text{ FT./SEC.}$$

$$Q_{AV} - (0.009) (2.93) = 0.026 \text{ CFS}$$

*Q*_{SYSTEM} > *Q*_{CLAIM} O.K.

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SURFACE WATER REGISTRATION
IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
SUPPLEMENTAL SHEET #10

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WATER RESOURCES DEPT.
SALEM, OREGON

SPRING #5

The flow of the spring is approximately 1/2 gallon per minute. A buried 50 gallon metal tank gathers the water. A buried 1-1/4" x 110' poly pipeline delivers water to a stocktank through an elevation range of 10 feet. The amount of water claimed from this source is 0.005 cfs, for stockwater.

CAPACITY OF THE DELIVERY SYSTEM

$L=110$ FT.
 $D=0.104$ FT.
 $H_{ELEVATION}=10$ FT.

$$10 - (0.022) \left(\frac{110}{0.104} \right) \left(\frac{V^2}{64.4} \right)$$

$10 - (0.022) (16.42V^2)$
 $10 - 0.361V^2$
 $V^2 = 27.68$
 $V = 5.26$ FT./SEC.

USE $f=0.023$
 $10 - (0.023) (16.42V^2)$
 $10 - 0.378V^2$
 $V^2 = 26.45$
 $V = 5.14$ FT./SEC.

$A-AV = (0.009) (5.14) = 0.046$ CFS
 $A_{SYSTEM} > Q_{CLAIM}$ O.K.

SURFACE WATER REGISTRATION
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SUPPLEMENTAL SHEET #11

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WATER RESOURCES DEPT.
SALEM, OREGON

Springs #6, #7, #8, #9 flow approximately one gallon per minute, and that is the amount claimed from each, for stockwater.

Springs #10 through #22 flow approximately one half gallon per minute, and that is the amount claimed from each, for stockwater.

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SURFACE WATER REGISTRATION
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NOV 17 1993

WATER RESOURCES DEPT.
SALEM, OREGON

BILLY CREEK

A gasoline engine with pump diverts water to 5.5 acres of irrigation and stocktanks via a 3" x 300' buried mainline. Irrigation is by Rainbird #30 sprinklers, with a common irrigation set consisting of 7 sprinklers operating at 45 psi.

MOTOR

Brand: Briggs & Stratton
H.P.: 5.5
Model #: Unknown
Serial #: Unknown

PUMP

Type: Centrifugal
Brand: Pacer
Model #: SEB2UL E5C
Code #: 8074
Intake Diameter: 2"
Discharge Diameter: 2"

CAPACITY OF THE DELIVERY SYSTEM

$$USING Q_{PUMP} = \frac{KxHP}{H_{TOTAL}}$$

WHEN

K=6.61
H.P.=5.5
H_{ELEVATION}=60 FT.
H_{PRESSURE}=45 psi, =104 FT.
H_{FRICITION}=1'/100' (estimated)

$$Q_{PUMP} = \frac{(6.61)(5.5)}{60+104+3} = \frac{36.36}{167} = 0.218 \text{ cfs}$$

$$Q_{CLAIM} = 0.069 \text{ cfs}$$

$$Q_{PUMP} > Q_{CLAIM} \text{ O.K.}$$

$$Q_{HEADS} = (7)(5.7) = 40 \text{ gpm} = 0.089 \text{ cfs}$$

$$Q_{HEADS} > Q_{CLAIM} \text{ O.K.}$$

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SURFACE WATER REGISTRATION
 IN THE NAME OF ROBERT N. AND SANDRA L. ROSE
 SUPPLEMENTAL SHEET #13

WATER RESOURCES DEPT
 SALEM, OREGON

SPRING #	DIST. N/S	DIST. E/W	FROM	1/4 1/4	SECTION	DLC #	LOT #	TOWNSHIP	RANGE
1	640 FT. S	2180 FT. E	SW COR. SEC 30	SE SW	30	42	--	22S	5W
2	1340 FT. N	2560 FT. E	SW COR. SEC 30	NE SW	30	--	--	"	"
3	1370 FT. N	2100 FT. E	SW COR. SEC 30	NE SW	30	--	--	"	"
4	540 FT. N	1400 FT. E	SW COR. SEC 30	SE SW	30	42	--	"	"
5	800 FT. S	2080 FT. E	SW COR. SEC 30	NE NW	31	42	--	"	"
6				SW NE	30	--	--	"	"
7				NE NW	31	42	--	"	"
8				SW SW	30	--	LOT	"	"
9				SW NW	30	--	LOT	"	"
10				NW NW	30	--	LOT	"	"
11				NW NE	30	--	--	"	"
12				NW NE	30	--	--	"	"
13				SE NW	30	--	--	"	"
14				SE SW	30	42	--	"	"
15				SE SW	30	42	--	"	"
16				SE SW	30	42	--	"	"
17				SW SW	30	42	--	"	"
18				SW SW	30	42	--	"	"
19				SW SW	30	42	--	"	"
20				SW SW	30	--	1	"	"
21				NW SW	30	--	LOT	"	"
22				NE SW	30	--	--	"	"

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EXHIBIT "A"

WATER RESOURCES DEPT.
SALEM, OREGON

PARCEL 1:

All that part of the following described property lying East of Hayhurst County Road No. 24: Beginning at a point 2.40 chains North of the quarter section corner, between Section 30 and 31, Township 22 South, Range 5 West, W. M.; thence West to range line between Ranges 5 and 6 West, W. M.; thence South along said range line 22.40 chains; thence East 6.30 chains, more or less, to the West line of the William Hayhurst D. L. C.; thence South along said line, 7.12 chains, more or less, to the Southwest corner of said claim; thence East along the South line of said claim, 36.16 chains, more or less, to a North and South line passing through the place of beginning; thence North along said line, 29.52 chains, more or less, to the point of beginning, all lying in Sections 30 and 31, Township 22 South, Range 5 West of the W. M., Douglas County, Oregon.

PARCEL 2:

All that part of the following described property lying East of Hayhurst County Road No. 24: Beginning at a point 2.40 chains North of the quarter section corner, between Section 30 and 31, Township 22 South, Range 5 West, W. M.; thence West to range line between Ranges 5 and 6 West, W. M.; thence South along said range line 22.40 chains; thence East 6.30 chains, more or less to the West line of the William Hayhurst D. L. C.; thence South along said line, 7.12 chains, more or less, to the Southwest corner of said claim; thence East along the South line of said Claim, 36.16 chains, more or less, to a North and South line passing through the place of beginning; thence North along said line, 29.52 chains, more or less, to the point of beginning, all lying in Sections 30 and 31, Township 22 South, Range 5 West of the W. M., Douglas County, Oregon.

EXCEPTING THEREFROM all that portion of the above described property lying Southerly of the following described line:
BEGINNING at a point in the Easterly right of way line of County Road No. 24, from which point the Section corner common to Sections 19 and 30, Township 22 South, Range 5 West, and Sections 24 and 25, Township 22 South, Range 6 West, W. M., bears North 7° 55' West, 6625.63 feet; said point also being the Northerly line of an existing roadway; thence along the Northerly line of said roadway the following courses and distances; thence leaving said Easterly line South 86° 59' East 338.85 feet; thence North 83° 39' East 88.56 feet; thence North 74° 36' East 1186.97 feet; thence North 76° 11' East 679.68 feet to the Easterly line of the Gerald M. Gildea property as described in 72-4116, Deed Records of Douglas County, Oregon, and there terminating.

Tax Card Nos. 2156.03, 2156.05, 2154.02, 2154.00, 2154.03 & 2338.02

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EXHIBIT "A"

WATER RESOURCES DEPT.
SALEM, OREGON

That portion of the Northeast quarter of the Northeast quarter of Section 25, Township 22 South, Range 6 West, W.M. Douglas County, Oregon, lying East of Hayhurst County Road

EXCEPTING therefrom that portion of the following parcel situated within the Northeast quarter of the Northeast quarter of Section 25, Township 22 South, Range 6 West, W.M.: Beginning at an iron pipe on the East line of the County Road which bears North 89° 33' West 1012.0 feet and South 243.5 feet from the Southeast corner of Section 24, Township 22 South, Range 6 West, W.M., Douglas County, Oregon; and running thence along the East line of the County Road, North 6° 10' East 354.0 feet to a point; thence North 12° 35' East 344.0 feet to a point in the center of Billy Creek; thence leaving the County Road and following the center of Billy Creek, South 42° 00' East 311.0 feet to a point; thence South 15° 10' West 150.0 feet to a point; thence South 52° 20' West 110.0 feet to a point; thence South 29° 10' West 142.0 feet to a point; thence South 36° 30' West 150.0 feet to a point; thence leaving Billy Creek and running West 36.34 feet to the place of beginning.

ALSO the Southeast quarter of the Northeast quarter of Section 25, Township 22 South, Range 6 West, W.M., Douglas County, Oregon.

EXCEPT: Beginning on the West side of the highway right of way leading from Hayhurst Valley to Drain, being a part of division and property line fence, being also a point which bears South 19.59 chains and 13.07 chains West of the Northeast corner of Section 25, Township 22 South, Range 6 West, W.M., a white oak tree 22 inches in diameter bears East 58 feet and marked RS No. 4 BT; from thence running on the fence line, North 87° West 7.90 chains, more or less to the Northwest corner which is an iron pipe 1/2" x 30 inches long set along side of a large cedar fence post; thence South on the fence line, 5.23 chains to an iron pipe 1/2" x 30 inches from which a double cedar tree, 10 inches in diameter bears north 45° East 25 links, and marked RS No. 4 BT; thence running South 87° East and parallel with the North line 10.02 chains to the highway right of way which is an iron pipe 1/2" x 30 inches long, from which a white oak tree, 22 inches in diameter bears South 87° East 75 feet and marked RS No. 4 BT; thence following along the West side of highway right of way in a Northwesterly direction to the point of beginning in Section 25, Township 22 South, Range 6 West, W.M., Douglas County, Oregon

ALSO the East 13.75 chains of the Northeast quarter of the Southeast quarter, all in Section 25, Township 22 South, Range 6 West, W.M., Douglas County, Oregon. EXCEPTING any portion lying in Hayhurst County Road.

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WATER RESOURCES DEPT.
SALEM, OREGON

ALSO that portion of the following described lands in Section 19, 20, 29 and 30, Township 22 South, Range 5 West, W.M., Douglas County, Oregon: Beginning at a point on the South line of Section 19, Township 22 South, Range 5 West, W.M., said point being 2.50 chains West of the South quarter corner of said Section 19; running thence Northwesterly to a point that is 3.50 chains East of the Northwest corner of the Southwest quarter of the Southwest quarter of Section 20, in said township and range; thence South to a point on the half section line of Section 29, Township 22 South, Range 5 West, W.M., to a point that is 3.50 chains East of the West quarter corner of said Section 29, in said township and range; thence West to the center of Section 30 in said township and range; thence north to the North quarter corner of said Section 30; thence West 2.50 chains to the place of beginning.

ALSO the East half of the Northwest quarter and the fractional Northwest quarter of the Northwest quarter of Section 30, Township 22 South, Range 5 West, W.M., Douglas County, Oregon. ALSO the Southwest quarter of the Northwest quarter; the Northwest quarter of the Southwest quarter, EXCEPT the South 2.70 chains thereof; and the North 14.27 chains of the Northeast quarter of the Southwest quarter, all in Section 30, Township 22 South, Range 5 West, W.M., Douglas County, Oregon.

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WATER RESOURCES DEPT.
SALEM, OREGON

7
Enclosed is a check for \$18⁰⁰.
\$900⁰⁰ was sent on March 8, 1993, the receipt
number for it is # 97736.

Also enclosed is a copy of a letter from
A. Reed Marbut accepting our late filing.

Thank you
Dandra Rose

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WATER RESOURCES DEPT.
SALEM, OREGON

WATER
RESOURCES
DEPARTMENT

June 15, 1993

Robert N. Rose
6523 Hayhurst Road
Yoncalla OR 97499

RE: Late Surface Water Registration Statement

Dear Mr. Rose,

Please accept my apology in the delay in responding to your petition for acceptance of your late-filed surface water registration claim. Please be assured that you have forfeited no rights as a result of our delay.

If you send in a completed Surface Water Registration (SWR) Statement we will issue the required special order that allows us to accept your late filing. We will send you a copy of the order when it has been signed by the Director.

A blank SWR claim form is enclosed. Be sure to have the completed claim form notarized. Please be advised that although we will accept your claim, we will not initiate processing until we have received a map of your claimed use(s) prepared by a Certified Water Right Examiner.

Please call either myself or Dwight French if you have any questions about how to proceed. You may call toll free from within Oregon: 1 (800) 624-3199.

Sincerely,



A. Reed Marbut, Administrator
Water Rights/Adjudication Division

ARM/dwf

Enclosure

Surface Water Registration Statement claim form



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

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580 South State Street
Sutherlin, Oregon 97479

JAMES F. GOSSON Consulting Engineer

AUG 10 1993

CIVIL ENGINEER
LAND SURVEYOR
WATER RIGHTS EXAMINER

WATER RESOURCES DEPT.
SALEM, OREGON

(503) 459-2243

August 9, 1993

TO Dwight

Oregon Water Resources Department
3850 Portland Road, N.E.
Salem, Oregon 97310

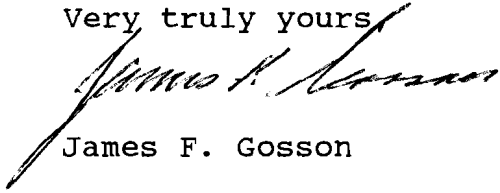
Attention: A. Reed Marbut

Re: Late Surface Water Registration Statement
(Robert N. Rose)

This letter is to advise you that I have been retained by Mr. Rose to prepare a map of his claimed use.

As I have a backlog of work at this time, it will be several weeks before I can examine the conditions in the field, but I will proceed as rapidly as I can.

Very truly yours,



James F. Gosson

cc: Robert N. Rose

JFG/p

Robert N. Rose
Rt. 1 Box 161
Yoncalla, OR 97499



Oregon Water Resources Dept.
3850 Portland Road, N.E.
Salem, OR 97310

Attn: Martha Pagel, Director

12000000

MAR - 9 1993

WATER RESOURCES DEPT.
SALEM, OREGON

February 3, 1993

Oregon Water Resources Department
3850 Portland Road, N.E.
Salem, Oregon 97310

Attention: Martha Pagel, Director

Dear Director Pagel:

Please consider this letter as my petition for authorization to file two surface water registration statements of claims of use of water pre-dating 1909. The claims will be for stockwater and domestic on one claim, and stockwater on the other.

I believe I have good cause for filing these claims after December 31, 1992 in that I had several questions regarding the process of filing registration statements, and telephoned your department on two separate occasions during December of 1992 in an attempt to get answers to my questions. On each occasion there was no one immediately available to answer them. I left word on each occasion for my calls to be returned, but to my knowledge no return calls occurred.

Enclosed is my check in the amount of \$900, being \$300 for stockwater and \$300 for domestic on claim #1, and \$300 for stockwater on claim #2.

Very truly yours,



Robert N. Rose

cc: James F. Gosson, WRE

Robert N. Rose
6523 Hayhurst Road
Yoncalla, Oregon 97499

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMORANDUM

MEMORANDUM OF PERSONAL OR TELEPHONE CONTACT

TO: SWR-607 & 616 DATE: 4/27/99
FROM: Dan Krauer
SUBJECT: SALE OF PROPERTY NAME: SANDRA ROSE

SHE CALLED SAYING THEY WERE SELLING A
PORTION OF THEIR PROPERTY. SHE DIDN'T
KNOW WHICH STATEMENT WENT WITH
WHICH PROPERTY. I TOLD HER TO SEND
COPIES OF BOTH STATEMENTS & MAPS.

[Signature]

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP Det NAME Unyqua # 16 UNADJUDICATED AREA ? yes
RECEIPT # 97736 / 107167 S W R NUMBER 607
CHECK ENCLOSURES _____ PRELIMINARY DATA BASE ENTRY Dwf
ACKNOWLEDGEMENT LETTER Dwf / Det 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

1 \$ 918 - TOTAL
\$ 618 - Sur-607
(\$ 300 - 2 Sur 616)

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

February 8, 1994

Oregon

WATER
RESOURCES
DEPARTMENT

ROBERT & SANDRA ROSE
6523 HAYHURST RD
YONCALLA OR 97499

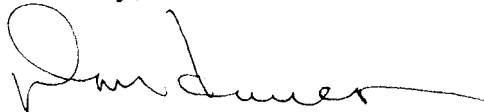
RE: SWR-607 & SWR-616

Dear Mr & Mrs Rose,

I am sending a copy of the order accepting your surface water registrations claiming a pre-1909 vested water right. It has been filed in the records of the Water Resources Department (WRD). Your claims have been numbered SWR-607 and SWR-616, you should refer to those numbers in any correspondence.

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

j:\w\slc\6\swr-607.004



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)	ORDER ACCEPTING
SURFACE WATER REGISTRATION)	SURFACE WATER
STATEMENTS TO BE FILED IN THE)	REGISTRATION
NAME OF ROBERT N. AND SANDRA)	STATEMENTS
L. ROSE)	(Late filing)
_____)	

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

It appears that the claimed uses of water have not been abandoned, that water has been applied to beneficial use and that the uses 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 Statements in the name of

ROBERT N. AND SANDRA L. ROSE
6523 HAYHURST ROAD
YONCALLA OR 97499

January 31, 1994.


A. REED MARBUT

de/ Martha O. Pagel, Director

December 7, 1993

ROBERT N ROSE
6523 HAYHURST ROAD
YONCALLA OR 97499

RE: PETITION FOR LATE REGISTRATION STATEMENT FILING

Dear Mr Rose,

This will acknowledge the receipt of \$ 18.00 in additional fees. Our receipt #107167 is enclosed.

I will begin to review and process your petition. I will let you know if there is anything else you need to do. If your petition is approved, the director will sign an order that allows us to file your claim. If this happens, I will send you a copy.

If you have any questions please give me a call.

Sincerely,

Dwight French
Adjudication Section

enc

J:\WS\C\6\ROSE.02



RECEIPT # **107167**

RECEIVED FROM: _____	APPLICATION
BY: _____	PERMIT
	TRANSFER
CASH: <input type="checkbox"/> CHECK: # <input type="checkbox"/> OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D \$ _____

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ _____
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:			
842.001	SURFACE WATER	EXAM FEE	RECORD FEE
842.003	GROUND WATER	\$ _____	842.002 \$ _____
842.005	TRANSFER	\$ _____	842.004 \$ _____
		\$ _____	842.006 \$ _____
WELL CONSTRUCTION			
842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$ _____	842.023 \$ _____
	OTHER (IDENTIFY) _____		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		\$ _____

June 15, 1993

Robert N. Rose
6523 Hayhurst Road
Yoncalla OR 97499

RE: Late Surface Water Registration Statement

Dear Mr. Rose,

Please accept my apology in the delay in responding to your petition for acceptance of your late-filed surface water registration claim. Please be assured that you have forfeited no rights as a result of our delay.

If you send in a completed Surface Water Registration (SWR) Statement we will issue the required special order that allows us to accept your late filing. We will send you a copy of the order when it has been signed by the Director.

A blank SWR claim form is enclosed. Be sure to have the completed claim form notarized. Please be advised that although we will accept your claim, we will not initiate processing until we have received a map of your claimed use(s) prepared by a Certified Water Right Examiner.

Please call either myself or Dwight French if you have any questions about how to proceed. You may call toll free from within Oregon: 1 (800) 624-3199.

Sincerely,



A. Reed Marbut, Administrator
Water Rights/Adjudication Division

ARM/dwf

Enclosure
Surface Water Registration Statement claim form



INTEROFFICE MEMORANDUM
Oregon Water Resources Department
Adjudications Section

SIDEBAR:

I figured that if you did not agree with my interpretation that you would at least be ^{a step} closer to developing your own interp. of 539.240(4).

TO: Reed Marbut

FROM: Dwight French *DF*

DATE: June 1, 1993

RE: 539.240(4) and pending petitions

(Attached is 539.240(4), late filing.)

My interpretation of 539.240(4):

A person may file a petition if they have good cause to show that they have not abandoned the claim. Nothing we have defines what good cause is so a liberal interpretation should be allowed.

The director cannot reject a petition without holding a CC hearing first.

Without a hearing the director may accept sworn statements in support of the claim. Since the law does not indicate that the petition must be sworn (notarized) then another sworn statement should suffice, i.e. SWR Claim Form. The petition (and sworn statements if petition/letter is not sworn) is judged not on why they didn't make the deadline but rather on whether or not the person has a use of water that would be subject to registration under 539. If the petition/sworn statement meets this condition then the director issues an order authorizing the person to file a registration statement.

Using this interpretation I offer the following recommendations on the four petitions received so far.

Petition #1 "Brown" (SWR-603)

We received both a notarized petition and a notarized claim form along with fees and CWRE map. We need to issue an order that officially authorizes WRD to accept the Brown late claim.

Petition #2 "Rose"

Unnotarized petition with fees have arrived. Instruct Mr. Rose that if he'll send in a completed (to include notarized) claim form we will accept it (issue an order).

Petition #3 "King"

Unnotarized petition with fees have arrived. Instruct Mr. King that if he'll send in a completed (to include notarized) claim form we will accept it (issue an order).

604
Petition #4 "Oceanside Water District"

Petition and notarized claim form with fees have arrived. Issue order accepting claim.

file c:\w\s\petition.539

DF

6/6

Disins w/ Dwight

letter - Dwight

Orders - Reed

(Sample)

(2) Upon request, the Water Resources Director shall make available a blank registration statement required under subsection (1) of this section. The claimant shall complete the registration statement by providing the information necessary for determination of the claimed vested or reserved right. The registration statement shall include at least the following:

(a) The name and mailing address of the claimant.

(b) The claimed beneficial use of the water and the amount used. *SWR Form?*

(c) The stream from which the water is diverted.

(d) A map from a survey prepared by a water right examiner certified under ORS 537.798 showing:

(A) The location of the point of diversion in reference to an established corner of the United States Public Lands Survey or, if within a platted and recorded subdivision, from an established lot corner of the subdivision.

(B) The location of the place of use by quarter-quarter section of the United States Public Lands Survey. If the use is for irrigation, the number of acres irrigated within each quarter-quarter section.

(e) The time of commencement of the claimed use of water.

(f) The times of beginning and completion of any division and distribution works used to appropriate the claimed use of water and the water carrying capacity of such works, if known.

(g) The location of the place of use by quarter-quarter section of the United States Public Lands Survey. If the use is for irrigation, the number of acres irrigated within each quarter-quarter section during the first year of use and during each subsequent year until the full amount of claimed use was accomplished.

(h) The period of the year during which the claimed use of water is usually made.

(3) The failure of any person, corporation or governmental agency to file a registration statement for an undetermined vested right or federal reserved right shall create a rebuttable presumption that the claim has been abandoned.

(4) For good cause shown, any person who fails to file a registration statement within the period set forth in subsection (1) of this section may file within one year after December 31, 1992, a petition with the director requesting that the person be given an opportunity to rebut the presumption that the person has abandoned the claim. Upon the filing of such a petition, the director may schedule a hearing to take testimony and evidence on the date the water was applied to beneficial use or the director may accept sworn statements in writing in support of such petition. The director shall not deny a petition without first holding a contested case hearing. If it appears after hearing or from such sworn statements that the person has a use of water that would be subject to registration under this chapter, the director shall issue an order authorizing the person to file a registration statement as described under subsection (1) of this section. A person who files a petition under this subsection shall submit with the petition a fee, the amount of which shall be one and one-half times the amount the person would have submitted under ORS 539.081 with a timely registration statement.

(5) Upon receipt, affirmation or modification of the registration statement under subsection (1), (4) or (8) of this section, the director shall:

(a) Indorse on the registration statement the date of its receipt, affirmation or modification;

(b) Enter the indorsed statement in the record of the department;

(c) Mail a copy of the indorsement to the person filing the registration statement; and

(d) Include the person in any further proceeding to adjudicate the water rights represented by the indorsed registration statement.

(6) Upon entry of the indorsed statement in the department's records, the registrant is prima facie entitled to appropriate the surface water and apply it to beneficial use to the extent and in the manner disclosed in the recorded registration statement.

(7) No registration statement recorded under this section, including a statement affirmed or modified under subsection (8) of this section, shall be construed as a final determination of any matter stated therein. The right of the registrant to appropriate surface water under a recorded registration statement is subject to determination under ORS 539.010 to 539.240, and is not final or conclusive until so determined. A right to ap-

ROSE
Oregon

May 12, 1993

WATER
RESOURCES
DEPARTMENT


ROBERT N ROSE
6523 HAYHURST ROAD
YONCALLA OR 97499

RE: PETITION FOR FILING LATE SURFACE WATER REGISTRATION

Dear Mr Rose,

I was reviewing my "tickler" file and I found the Water Resources Department receipt # 97736 written to cover the fees you submitted. I have heard no word on your petition. I have no idea when you might hear something. I am sending the receipt for your records. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

M:\WP51\CORRESPO\ROSE.01



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

April 27, 1993

Robert N. Rose
6523 Hayhurst Road
Yoncalla, OR 97499

RE: Late Surface Water Registration Statement

Dear Mr. Rose:

Please accept my apology in the delay in responding to your petition for acceptance of late-filed surface water registration claims. Please be assured that you have forfeited no rights as a result of our delay.

Unfortunately, your letter of February 3, 1993, is not an acceptable petition. The information in your letter should be converted to a petition with a sworn statement in the petition declaring that the information you have provided is true and correct to the best of your knowledge. This petition must be signed before a notary public and your signature must be acknowledged.

I recommend that you include as much detailed factual information concerning why you were unable to submit your surface water registration before December 31, 1992. I note that you have supplied some information to this effect; however, if you have additional background information, this of course would be helpful. We will attempt to have the Director respond to your petition as quickly as possible.

If you have questions concerning our procedure please feel free to give me a call at any time. We will continue to hold your fee in anticipation of receipt of your petition. Again, thank you for your patience in this matter.

Sincerely,

[Don Knauer
Adjudication Specialist]

ARM/DK/dpc

Why my name?

you.
Dwight
& I
should
all
understand
just
what
is
required
Don
4-29-93

ROSE

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

April 26, 1993

TO: FILE

FROM: DON KNAUER

SUBJECT: ROBER N ROSE PETITION FOR LATE FILING

On April 23, 1993 Dwight French and I met with Reed Marbut to discuss this petition. Reed took copies of the letters and other data and said he would write the appropriate letter or order for the Director this past weekend.

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

March 9, 1993

TO: REED MARBUT

FROM: DON KNAUER *DK*

SUBJECT: PETITION FOR LATE FILING SWR

Here is another petition to file a late SWR for the Director to consider.

3/22

REED TALKED
ABOUT THE NEED
FOR PETITIONS
TO BE "SUPPORT"
DK

Copy of
1st & 2nd
LETTERS
FOR
REED

Don 3/10
let's discuss -
Why want it? See to start
calling? - why \$300 per case?
- don't know what to do
here - agree - let's discuss
Reed

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

March 9, 1993

DeLore 4/25
DeLore #3

TO: REED MARBUT
FROM: DON KNAUER *DK*
SUBJECT: PETITION FOR LATE FILING SWR

Here is another petition to file a late SWR for the Director to consider.

3/22

REED TALKED
ABOUT THE NEED
FOR PETITIONS
TO BE "SWORN"
DK

Don 3/10
let's discuss -
Why want intel doc to start
calling? - why \$300 per week?
- I'm not sure what to do
here - agree - let's discuss
Reed

Copy of
1st & 2nd
LETTERS
FOR
REED

RECEIPT # **97736**

STATE OF OREGON
WATER RESOURCES DEPARTMENT

3850 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/378-8130 (FAX)

RECEIVED FROM: Robert N Rose
 BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # 2422 OTHER: (IDENTIFY)

TOTAL REC'D \$ 900.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>900.00</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)	\$

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 #

97736

DATED: 7/9/93

BY: Ray C. [Signature]

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