

RECEIVED

SURFACE WATER REGISTRATION STATEMENT  
IN THE NAME OF TONY DOMINGUEZ  
SUPPLEMENTAL SHEET

JAN 24 1994  
WATER RESOURCES DEPT.  
SALEM, OREGON

#2 SOURCE OF WATER

- A. An un-named stream, a tributary of Slide Creek.
- B. Slide Creek, a tributary of North Myrtle Creek.

#3 USE OF WATER

- A. Un-named stream - domestic, 0.5 acres of irrigation and stockwater.
- B. Slide Creek - 15.5 acres of irrigation and stockwater.

#5 AMOUNT OF WATER CLAIMED

- A. Un-named stream - 0.015 cfs, being 0.005 cfs for irrigation, 0.005 cfs for domestic, and 0.005 cfs for stockwater.
- B. Slide Creek - 0.193 cfs, being 0.188 for irrigation and 0.005 cfs for stockwater.

#7 USUAL PERIOD OF USE

Domestic - year round.  
Stockwater - year round.  
Irrigation - April 1st through October 31st.

**JAMES F. GOSSON** Consulting Engineer

580 South State Street  
Sutherlin, Oregon 97479

CIVIL ENGINEER  
LAND SURVEYOR  
WATER RIGHTS EXAMINER

(503) 459-2243

March 17, 1994

**RECEIVED**

**MAR 18 1994**

WATER RESOURCES DEPT  
SALEM, OREGON

Oregon Water Resources Department  
158 12th Street N.E.  
Salem, Oregon 97310

Attention: Donald Knauer

Re: SWR #608 (Dominguez)

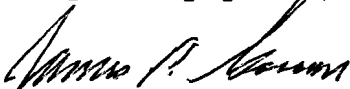
Dear Don,

Enclosed is a mylar print of a final proof map I prepared for Tony Dominguez.

I believe Mr. Dominguez is intending to claim stockwater in the amount of 0.005 cfs from the un-named stream and from Slide Creek, for a total of 0.005 cfs.

Please contact me if you need additional information.

Very truly yours,



James F. Gosson

cc: Tony Dominguez

Enclosures

JFG/p

RECEIVED

FEB - 9 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

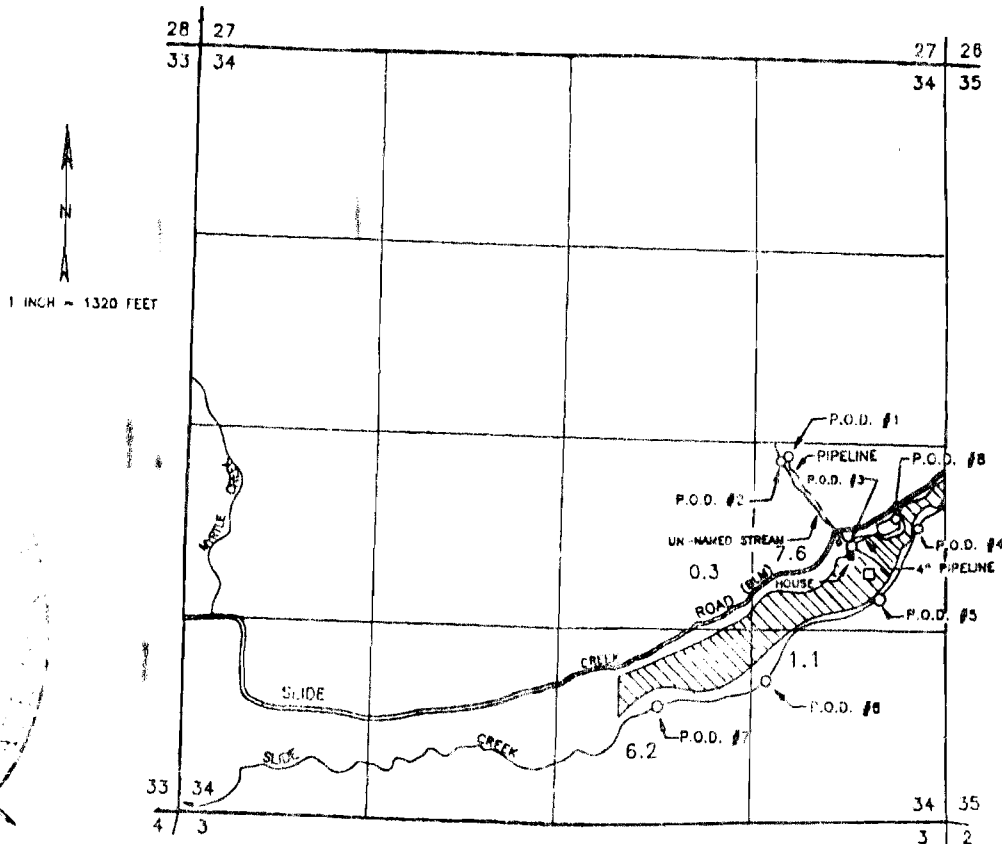
FINAL PROOF SURVEY MAP

IN THE NAME OF TONY DOMINGUEZ

SECTION 34, TOWNSHIP 28 SOUTH, RANGE 4 WEST, W.M.

APPLICATION R-69857  
APPLICATION 69858

PERMIT R-11106  
PERMIT 50667



*Handwritten signature and stamp*

P.O.D. #	FT. SOUTH	FT. WEST	FROM	1/4 1/4	SOURCE
1	120	1080	EAST 1/4 COR. SEC. 34	NE 1/4 SE 1/4	SPRING
2	130	1110	"	NE 1/4 SE 1/4	UN-NAMED STREAM
3	870	830	"	NE 1/4 SE 1/4	UN-NAMED STREAM
4	580	200	"	NE 1/4 SE 1/4	SLIDE CR
6	1010	460	"	NE 1/4 SE 1/4	SLIDE CR
8	1600	1240	"	SE 1/4 SE 1/4	SLIDE CR
7	1760	1980	"	SW 1/4 SE 1/4	SLIDE CR
8	480	340	"	NE 1/4 SE 1/4	RESERVOIR

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

App. of H<sub>2</sub>O #1

FEB - 9 1994

WATER RESOURCES  
SALEM, OREGON

Albert

Notice of Water Appropriation

Myrtle Creek Oregon, Aug 28, 1907.

is hereby given that I, the undersigned claim 150 miners inches of water to be taken out of Rizer Creek (Slide Creek) for irrigating purposes.

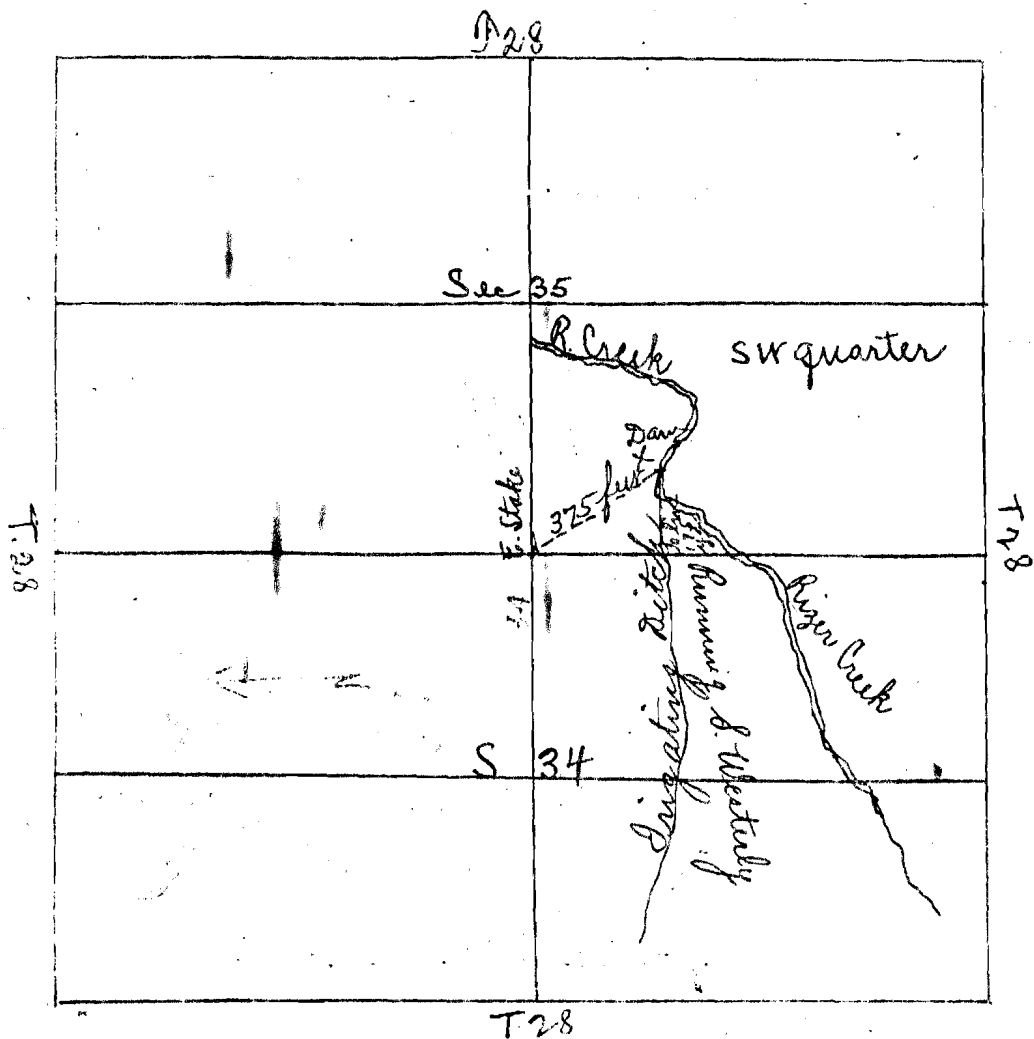
to be taken out of said creek 375 feet Southeast of the quarter stake in the Southeast corner of Section 35 T 28 S Range 4 W.

Witness my hand in presence of;

C W Puckett.

George Wiseman  
John Robinson.

Albert



Filed and Recorded August 30th, 1907.

Z N. Agee

County Clerk

By

*G. W. Dumberly*

Deputy

*Not a Water Appropriation*

Feb. 8, 1994

To: Oregon Water Resources Dept.

RECEIVED

Re: Surface Water Rights

FEB - 9 1994  
WATER RESOURCES DEPT.  
SALEM, OREGON

Dear Mr Don Knauer,

Received your letter dated 1/26/94 stating \$228~~00~~ fee to claim stock water is due. Find check in that amount.

Also map prepared by Mr. James Larson. I have researched the property & found B.L. M. Patton number dated 11/16/891.

Enclosed is map dated 8/28/1907 for water claim by C.W. Puckett.

Also there is an existing irrigation ditch through the property from one end to the other, which was partially covered by excavating, but still visible. Evidence of an old orchard.

At least 2 previous owners assumed they had water rights & pumped from Slide Creek for pasture & live stock.

Sincerely  
Tony Dominguez  
P.O. Box 2958  
Myrtle Creek, Or. 97457  
(503) 863-5938

**JAMES F. GOSSON** Consulting Engineer

580 South State Street  
Sutherlin, Oregon 97479

CIVIL ENGINEER  
LAND SURVEYOR  
WATER RIGHTS EXAMINER

(503) 459-2243

January 10, 1994

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

**RECEIVED**

**JAN 13 1994**

**WATER RESOURCES DEPT.  
SALEM, OREGON**

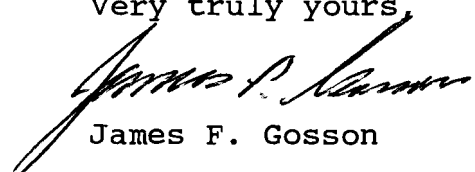
Attention: Don Knauer

Re: Late Filing, SWR (Tony Dominguez)

Dear Don,

In response to your letter of January 6, 1994, I will contact Mr. and Mrs. Dominguez and assist them in preparing a Surface Water Registration Statement for the Director's consideration.

Very truly yours,

  
James F. Gosson

cc: Tony Dominguez

Enclosures

JFG/p

**RECEIVED**

**AUG 23 1993**

WATER RESOURCES DEPT  
SALEM, OREGON

August 18, 1993

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

Attention: Martha Pagel, Director

Dear Ms. Pagel,

This letter is my petition for filing a late surface water registration statement.

I purchased property in Douglas County a few years ago and filed an application for a surface water permit and a permit to construct a reservoir. Permits were issued (see enclosed copies).

I was aware that the surface water had been used on the property prior to my purchase, but I did not understand the mechanics of how the process works in Oregon relative to the historical use of water predating February 24, 1909. In researching the history of the property, I feel that I have a valid claim on surface water based upon historical use (see enclosed affidavit).

By this letter I am requesting that I be allowed to file a late claim.

Thank you.

Very truly yours,

*Tony Dominguez*

Tony Dominguez  
P. O. Box 295  
Myrtle Creek, Oregon 97457

cc: James F. Gosson, CWRE #54

*P.S. Enclosed is check in amount of \$1200  
for filing late petition fee.*

RECORDED

AUG 28 1907

WATER RESOURCES DEPT.  
SALEM, OREGON

PP. 109

APP. of H<sub>2</sub>O #1

ekstt

Notice of Water Appropriation

Myrtle Creek Oregon, Aug 28, 1907.

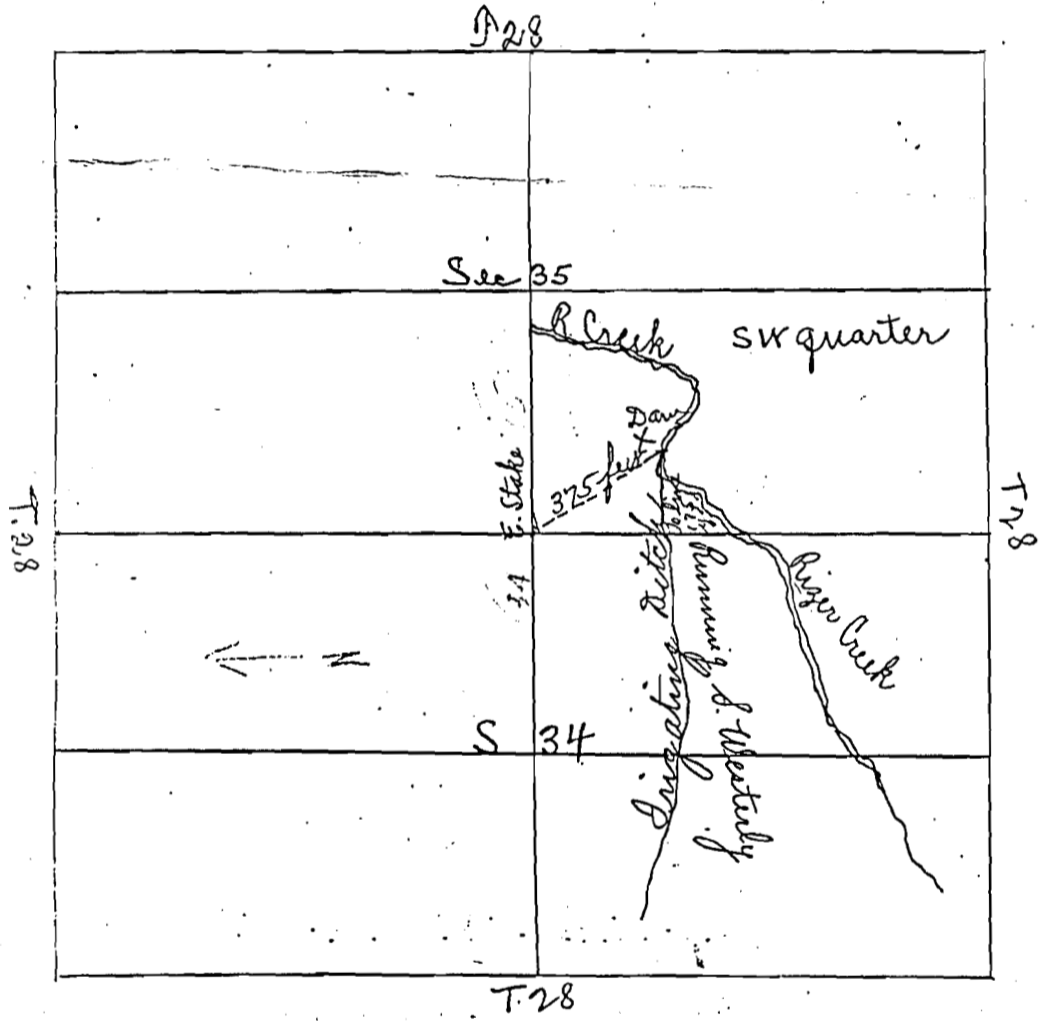
It is hereby given that I, the undersigned claim 150 miners inches of water to be taken out of Rizer Creek (Slide Creek) for Irigating purposes.

The water to be taken out of said creek 375 feet Southeast of the quarter stake in the South West corner of Section 35 T 28 S Range 4 W.

Witness my hand in presence of;

C W Puckett.

George Wiseman  
John Robinson.



Filed and Recorded August 30th, 1907.

Z N Agee County Clerk  
By G. W. Dumberly Deputy

*Notice of Water Appropriation*



RECEIVED  
AUG 28 1993  
WATER RESOURCES DEPT  
SALEM OREGON

# STATE OF OREGON

## COUNTY OF DOUGLAS

### PERMIT TO APPROPRIATE THE PUBLIC WATERS

TONY DOMINGUEZ  
315 K STREET P.O. Box 295  
LINCOLN, CALIFORNIA 95648  
Myrtle Creek, Or. 97457

-916-645-1090  
503-863-5938

is hereby issued a permit to use the waters from A SPRING AND AN UNNAMED STREAM, TRIBUTARIES OF SLIDE CREEK, AND SLIDE CREEK, A TRIBUTARY OF NORTH MYRTLE CREEK, AND AN UNNAMED RESERVOIR TO BE CONSTRUCTED UNDER APPLICATION R-69857, PERMIT R-11106, for IRRIGATION OF 24.0 ACRES AND DOMESTIC USE FOR ONE FAMILY INCLUDING IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN.

The permit to the use of these waters has been issued under Application 69858 with a date of priority of MARCH 27, 1989 for 0.3 cfs from Slide Creek and reservoir for irrigation and 0.005 cfs from stream and spring and MAY 30, 1989 for 0.005 cfs from stream and spring for domestic supplies. The permit is limited to not more than 0.31 CUBIC FOOT PER SECOND, being 0.30 CFS FROM SLIDE CREEK WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY TO BE MADE UP BY DIVERSION FROM THE RESERVOIR FOR IRRIGATION; AND USE OF 0.01 CFS, being 0.001 CFS FROM SPRING AND 0.009 CFS FROM STREAM FOR DOMESTIC SUPPLIES, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

spring            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
70 FEET SOUTH & 900 FEET WEST FROM E1/4 CORNER, SECTION 34.  
stream            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
50 FEET SOUTH & 860 FEET WEST FROM E1/4 CORNER, SECTION 34.  
stream            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
730 FEET SOUTH & 580 FEET WEST FROM E1/4 CORNER, SECTION 34.  
Slide Cr.            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
600 FEET SOUTH & 140 FEET WEST FROM E1/4 CORNER, SECTION 34.  
Slide Cr.            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
1090 FEET SOUTH & 550 FEET WEST FROM E1/4 CORNER, SECTION 34.  
Slide Cr.            SE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
1320 FEET SOUTH & 1100 FEET WEST FROM E1/4 CORNER, SECTION 34.  
Slide Cr.            SW 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
1820 FEET SOUTH & 1730 FEET WEST FROM E1/4 CORNER, SECTION 34.  
reservoir            NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM;  
650 FEET SOUTH & 380 FEET WEST FROM E1/4 CORNER, SECTION 34.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

RECEIVED

AUG 23 1993

WATER RESOURCES DEPARTMENT  
SALEM, OREGON

# STATE OF OREGON

## COUNTY OF DOUGLAS

### PERMIT to CONSTRUCT a RESERVOIR and to STORE for BENEFICIAL USE the PUBLIC WATERS

TONY DOMINGUEZ  
315 K STREET P.O. Box 295  
~~LINCOLN, CALIFORNIA 95648~~  
Myrtle Creek, Or, 97457

916-645-1090  
503-863-5938

is hereby issued a permit to construct AN UNNAMED RESERVOIR AND STORE WATERS FROM AN UNNAMED TRIBUTARY OF SLIDE CREEK, to be appropriated under APPLICATION 69858, PERMIT 50667, for IRRIGATION. The permit to store these waters is granted under Reservoir Application R-69857 with a date of priority of MARCH 27, 1989. The amount of water entitled to be stored each year under such right, for the purposes aforesaid, shall not exceed 4.0 ACRE-FEET.

The dam will be located in the:

NE 1/4 SE 1/4, Section 34, T 28 S, R 4 W, WM.

The maximum height will be 9.50 feet above the stream bed or ground surface at the centerline. The top width will be 10.0 feet, slope of upstream face 3:1, slope of downstream face 2:1, and height of dam above water line when full 1.0 foot. The area submerged by the reservoir, when full, will be 0.6 acre and the maximum depth of water will be 9.0 feet.

The area submerged by the reservoir is located in:

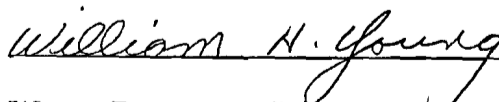
1/4 1/4	SECTION	TOWNSHIP	RANGE, WM
NE SE	34	28 S	4 W

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or to provide other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before June 23, 1990, and shall be completed on or before October 1, 1991.

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Issued this date, June 23, 1989.



Water Resources Department  
William H. Young, Director

Application R-69857      Water Resources Department  
BASIN 16 VOL. 4    N MYRTLE CR MISC      DIST 15

Permit R-11106

RECEIVED

AUG 28 1993

WATER RESOURCES DEPT  
SALEM, OREGON

Page 2

It is further provided that the right allowed herein shall be limited during the period July 15 through September 30 of each year to human consumption, livestock consumption for such animals as are essential to the proper sustenance of the family and irrigation of a noncommercial garden not to exceed one-half acre in area.

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The place of use is as follows:

	ACRES	1/4 1/4	SECTION	TOWNSHIP	RANGE, WM
DOMESTIC/IRR	11.80	NE SE	34	28 S	4 W
IRRIGATION	1.80	NW SE	34	28 S	4 W
IRRIGATION	9.50	SW SE	34	28 S	4 W
IRRIGATION	0.90	SE SE	34	28 S	4 W

Total: 24.00 acres.

Actual construction work shall begin on or before June 23, 1990, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

Issued this date, June 23, 1989.

*William H. Young*

Water Resources Department  
William H. Young  
Director

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP See NAME Unyqun # 16 UNADJUDICATED AREA ? YES  
RECEIPT # 103770/109386 S W R NUMBER 608  
CHECK ENCLOSURES See PRELIMINARY DATA BASE ENTRY See  
ACKNOWLEDGEMENT LETTER See 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 \_\_\_\_\_

April 4, 1994

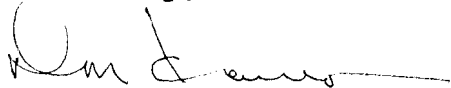
JAMES F GOSSON  
580 S STATE ST  
SUTHERLIN OR 97479

RE: SWR-608

Dear Jim,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the name of TONY DOMINGUEZ you returned with corrections and completions. I have added the map to the file. Thank you for your attention to this matter. If you have any questions, please give me a call.

Sincerely,



Don Knauer  
Adjudication Specialist

J:\WS\IC\6\SWR-0608.006



Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

February 15, 1994

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WATER  
RESOURCES  
DEPARTMENT

---

JAMES F GOSSON  
580 S STATE ST  
SUTHERLIN OR 97479

re: SWR-608

Dear Jim,

I received a copy of a final proof map you did for Tony Dominguez under application #69858 permit #50667. I will be able to use this map for his pre-1909 vested water right claim. I would like to get a mylar print of it if that is possible. Also, could you put together a short note about the stockwater use since the application didn't cover that? Thanks.

Sincerely,



Don Knauer  
Adjudication Specialist

j:\w\slc\6\swr-0608.005



---

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

February 15, 1994

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WATER  
RESOURCES  
DEPARTMENT

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TONY DOMINGUEZ  
PO BOX 295  
MYRTLE CREEK OR 97457

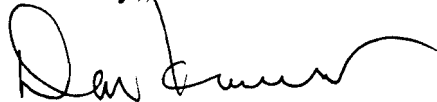
RE: SWR-608

Dear Mr Dominguez,

This will acknowledge the receipt of the fees in the amount of \$ 228.00, our receipt # 109386 is enclosed, your letter of Feb. 8, 1994, a final proof map prepared by James Gosson and the copy of the "Notice of Appropriation".

I will contact Mr Gosson about getting a better reproduction of the map. The copy of the "Notice of Appropriation" is a portion of the original. I suggest you send a complete copy if you want it to be used as evidence.

Sincerely,



Don Knauer  
Adjudication Specialist

cc: Jim Gosson

J:\W\SI\C\6\SWR-0608.004



---

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

RECEIPT # **109386**

# Oregon

WATER  
 RESOURCES  
 DEPARTMENT

RECEIVED FROM: _____	APPLICATION
BY: _____	PERMIT
	TRANSFER

CASH:  CHECK: #  OTHER: (IDENTIFY)

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**

<b>MISCELLANEOUS:</b>		
840.001	COPY FEES	\$
850.200	RESEARCH FEEDS	\$
880.109	MISC REVENUE: (IDENTIFY)	\$
520.000	OTHER (P-6) (IDENTIFY)	\$
<b>WATER RIGHTS:</b>		
842.001	SURFACE WATER	\$
842.003	GROUND WATER	\$
842.005	TRANSFER	\$
<b>WELL CONSTRUCTION</b>		
842.022	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	\$

<b>EXAM FEE</b>		<b>RECORD FEE</b>
\$	842.002	\$
\$	842.004	\$
\$	842.006	\$
<b>EXAM FEE</b>		<b>LICENSE FEE</b>
\$	842.023	\$
	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	\$
---------	------------------	----

**07-00-0 HYDRO ACTIVITY**

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

RECEIPT # **109386**

DATED:            BY:           

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

to support your  
 e to review the  
 in 1989. This  
 r rights. ORS  
 ame and in the  
 paid in 1989.  
 a balance of

p. Since your  
 n, it is possible





Keep in mind that you are claiming a use of water began before 1909 and has continued through the years. Any evidence you have to support that claim should be sent to our office to be included in your file.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Don Knauer". The signature is fluid and cursive, with a large initial "D" and a long horizontal stroke at the end.

Don Knauer  
Adjudication Specialist

cc: Jim Gosson

j:\w\s\c\6\dominique.003

SWR-178

1-26-94

LATE FILING FEES

DOMESTIC = \$300-

IRRI = (16 AL) = \$48-

STOCK = 300-

Dom & IRRI = 348  
CREDIT APPLIA = (348)  
69858  
0

STOCK = 300  
CREDIT = 72  
CHECK =           
DUE = 228

NO CREDIT FOR RESERVOIR

Application No. ~~50667~~ *U 1 12*

Permit No. 50667

Certificate No. \_\_\_\_\_

Tony Dominguez

315 K Street  
Lincoln, CA 95648

467 Slide Creek Rd, P.O. Box 295  
Myrtle Creek, Oregon 97457

March 27, 1989

suspended until *FPD*

to applicant

approval JUN 23 1989

**CONSTRUCTION**

beginning JUN 23 1990

completion OCT 1 1991

ended to \_\_\_\_\_

application of water OCT 6 1992

ended to \_\_\_\_\_

**PROSECUTION OF WORK**

A" filed Sept. 19, 1990

B" filed September 26, 1991

C" filed Oct 5, 1992

**FINAL PROOF**

nailed \_\_\_\_\_

received \_\_\_\_\_

certificate issued \_\_\_\_\_

Stream Index, Page No. 16: 37A 10

*All -> 10/1/92*

SEE FILE R-69857

*1221 - DOM*

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**REMARKS**

*A form 90 sent 8/9/90  
form 118 sent 9/26/90  
119 sent 9/27/91  
CWRE-128 sent 10-8-93*

**FEES PAID**

Date	Amount	Receipt No.
3-27-89	<del>53.00</del>	57568
6-8-89	<del>20.00</del>	58180

Cert. Fee

**FEES REFUNDED**

Date	Amount	Check No.

**STATE OF OREGON WATER RESOURCES DEPARTMENT**

**Application for Permit to Appropriate Surface Water**

I, Tony Dominguez  
(Name of Applicant)

of 315 K Street, Lincoln  
(Mailing Address) (City)

State of California, 95648 Phone No. (916) 645-1090 do hereby  
(Zip Code)

make application for a permit to appropriate the following described waters of the State of Oregon:

1. See separate sheet for description of the four sources of the proposed appropriation and the eight points of diversion.

2. The point of diversion is to be located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_  
(N. or S.) (E. or W.)  
 from the \_\_\_\_\_ corner of \_\_\_\_\_  
(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

\_\_\_\_\_ being within the \_\_\_\_\_  $\frac{1}{4}$  of the \_\_\_\_\_  $\frac{1}{4}$  of  
 Sec. \_\_\_\_\_ Tp. \_\_\_\_\_ R. \_\_\_\_\_, W. M., in the county of \_\_\_\_\_  
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
28S	4W	34	SW $\frac{1}{4}$ , SE $\frac{1}{4}$	9.5 <del>irrigation</del>
28S	4W	34	NW $\frac{1}{4}$ , SE $\frac{1}{4}$	1.8 <del>irrigation</del>
28S	4W	34	SE $\frac{1}{4}$ , SE $\frac{1}{4}$	0.9 <del>irrigation</del>
28S	4W	34	NE $\frac{1}{4}$ , SE $\frac{1}{4}$	11.8 <del>irrigation</del>
28S	4W	34	NE $\frac{1}{4}$ , SE $\frac{1}{4}$	<del>domestic, including <math>\frac{1}{2}</math> acre no commercial lawn &amp; garden</del>

200  
 118  
 123  
 45  
 2

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CLAIM OF BENEFICIAL USE AND SITE REPORT  
IN THE NAME OF TONY DOMINGUEZ

SEP - 8 1993

APPLICATION 69858

WATER RESOURCES DEPT  
SALEM, OREGON  
PERMIT 50667

SECTION 34, TOWNSHIP 28 SOUTH, RANGE 4 WEST, W.M.

GENERAL INFORMATION

The methods used to determine the information contained in this document are as follows:

1. Examination of application 69858,
2. Examination of permit 50667,
3. Examination of county assessor map 28-4-34,
4. Examination of aerial photograph 28-4-34, 1"=400',
5. Examination of U.S.G.S. 7 1/2 minute quadrangle map (Dodson Butte),
6. On-site survey, August 24, 1993
7. Interview with Tony Dominguez, August 24, 1993.

SOURCES OF WATER

Four sources of water have been developed.

1. a spring, tributary to an an-named stream,
2. an un-named stream, tributary to Slide Creek,
3. 1.3 acre feet of stored water, Permit R-11106, tributary to Slide Creek,
4. Slide Creek, tributary to North Myrtle Creek.

Eight points of diversion have been developed:

P.O.D. #	FT. SOUTH	FT. WEST	FROM	1/4 1/4	SOURCE
1	120	1080	EAST 1/4 COR. SEC. 34	NE1/4 SE1/4	SPRING
2	130	1110	"	NE1/4 SE1/4	UN-NAMED STREAM
3	670	630	"	NE1/4 SE1/4	UN-NAMED STREAM
4	560	200	"	NE1/4 SE1/4	SLIDE CR
5	1010	460	"	NE1/4 SE1/4	SLIDE CR
6	1600	1240	"	SE1/4 SE1/4	SLIDE CR
7	1760	1980	"	SW1/4 SE1/4	SLIDE CR
8	480	340	"	NE1/4 SE1/4	RESERVOIR

All points of diversion are within Section 34, Township 28 South, Range 4 West, W.M., Douglas County.

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SEP - 8 1993

WATER RESOURCES DEPT  
SALEM, OREGON

$$H_{ELEV} = 25 \text{ ft.}$$

$$H_{PRESSURE} = 45 \text{ lbs/inch}^2 \text{ (est.)}$$

$$H_{FRICTION} = 6 \text{ ft. (est)}$$

$$H_{TOTAL} = 135 \text{ ft.}$$

$$Q_{PUMP} = \frac{ExHP}{H_{TOTAL}} + \frac{(6.61)(1)}{135} = 0.049 \text{ cfs}$$

A typical irrigation set from this point of diversion is four Rainbird #40W sprinklers with 5/32" and 1/8" double nozzles operating at 45 psi.

$$Q \text{ heads} = (3) (8.0) = 24 \text{ gpm,} = 0.053 \text{ cfs.}$$

From Slide Creek  
Point of Diversion #5

A 1/2 horsepower electric motor and centrifugal pump delivers water via a 2 inch diameter P.V.C. pipe to the pasture area.

Motor  
1/2 hp, electric, make unknown  
Model # not available  
Serial # not available

Pump  
White-Rodgers  
Intake diameter 1"  
Discharge diameter 1"

$$H_{ELEV} = 30 \text{ ft.}$$

$$H_{PRESSURE} = 40 \text{ lbs/inch}^2 \text{ (est.)}$$

$$H_{FRICTION} = 2 \text{ ft. (est.)}$$

$$Q_{PUMP} = \frac{ExHP}{H_{TOTAL}} = \frac{(6.61)(0.5)}{124} = 0.027 \text{ cfs}$$

A typical irrigation set from this point of diversion is two Rainbird #40W sprinklers with 5/32" and 1/8" double nozzles operating at 40 psi.

$$Q \text{ heads} = (2) (7.6) = 15.2 \text{ gpm,} = 0.034 \text{ cfs.}$$

From Slide Creek  
Point of Diversion #6

A 5 horsepower electric motor and centrifugal pump deliver water via a 3 inch diameter aluminum main-line and 3 inch diameter aluminum hand-line to the pasture area.

The total actual possible physical rate of diversion from Slide Creek is  
 $0.049 + 0.027 + 0.198 + 0.136 = 0.410$  cfs.

The authorized rate of diversion from Slide Creek is  $\frac{15.2}{80} = 0.190$  cfs.

$0.410 > 0.190$  cfs, o.k.

**RECEIVED**

SEP - 8 1993

WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED

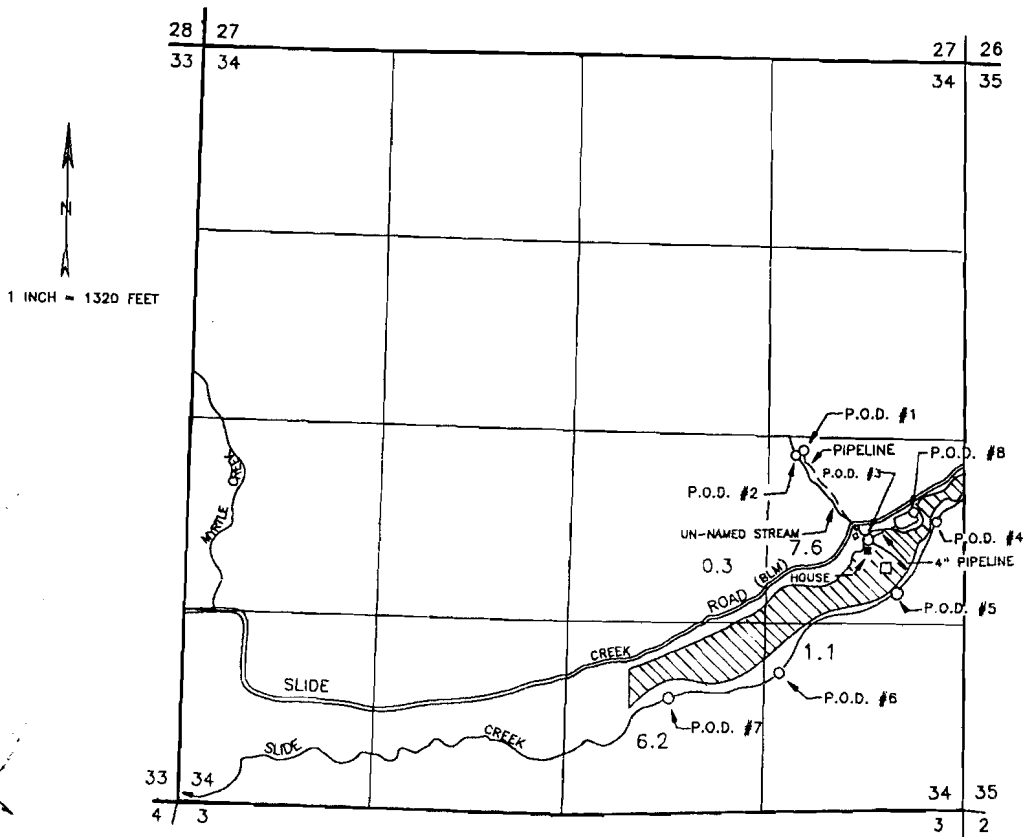
FINAL PROOF SURVEY MAP

IN THE NAME OF TONY DOMINGUEZ

SECTION 34, TOWNSHIP 28 SOUTH, RANGE 4 WEST, W.M.

APPLICATION R-69857  
APPLICATION 69858

PERMIT R-11106  
PERMIT 50667



P.O.D. #	FT. SOUTH	FT. WEST	FROM	1/4 1/4	SOURCE
1	120	1080	EAST 1/4 COR. SEC. 34	NE1/4 SE1/4	SPRING
2	130	1110	"	NE1/4 SE1/4	UN-NAMED STREAM
3	670	630	"	NE1/4 SE1/4	UN-NAMED STREAM
4	560	200	"	NE1/4 SE1/4	SLIDE CR
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6	1600	1240	"	SE1/4 SE1/4	SLIDE CR
7	1760	1980	"	SW1/4 SE1/4	SLIDE CR
8	480	340	"	NE1/4 SE1/4	RESERVOIR

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.



Tony Dominguez  
 315 K Street  
 Lincoln, CA 95648  
 467 Slide Creek Rd, P.O. Box 295  
 Myrtle Creek, Oregon 97457  
 ed March 27, 1989

Application No. ~~60857~~  
 Permit No. R11106  
 Certificate No. \_\_\_\_\_

Stream Index, Page No. 16.37A1D

SEE FILE 69858

*RESERVED*

FEES PAID		
Date	Amount	Receipt No.
3-27-89	300.00	57569
FEES REFUNDED		
Date	Amount	Check No.

suspended until *FPD*  
 to applicant  
 approval JUN 23 1989

ASSIGNMENTS				
Date	To Whom	Address	Volume	Page

**CONSTRUCTION**  
 beginning JUN 23 1989  
 completion OCT 31 1991  
 needed to  
 application of water  
 needed to

**REMARKS**  
 A Form<sup>90</sup> sent 8/9/90  
 FORM 118 sent 10/3/90  
 119 sent 9/27/91  
 CWRE-128 sent 10-8-92

**PROSECUTION OF WORK**  
 A" filed October 2, 1990  
 B" filed September 26, 1991  
 C" filed October 5, 1992

**FINAL PROOF**  
 mailed  
 received  
 certificate issued

Application No. R-6985

Permit No. \_\_\_\_\_

**STATE OF OREGON WATER RESOURCES DEPARTMENT**

**Application for a Permit to Construct a Reservoir**

I, Tony Dominguez  
(Name of Applicant)

of 315 K Street Lincoln  
(Mailing Address) (City)

State of California 95648 Phone No. (916) 645-1090  
(Zip Code)

do hereby make application for a permit to construct the an unnamed reservoir  
and to store the unappropriated waters of the State of Oregon, subject to existing rights.

1. The name of the stream from which the reservoir is to be filled is an unnamed stream  
tributary to Slide Creek, tributary to North Myrtle Creek.

2. If not in channel of a stream, state how it is to be filled. by a diversion ditch with a  
concrete headgate in the channel of the unnamed stream.

3. The dam will be located in the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 34  
Township 28 South, Range 4 West, W. M.

4. The maximum height will be 9.5 feet above stream bed or ground surface at the  
centerline. The top width will be 10 feet, slope of upstream face 3:1  
slope of downstream face 2:1, and height of dam above water line when full  
1.0 feet.

5. The dam will be (check one)  earthfill,  concrete,  flashboard,  other.  
If "other", give description: The pond [redacted] off-channel, approximately 1/2 excavation  
(upper portion), and 1/2 embankment (lower portion). A one foot wide flat  
bottom diversion ditch with 2:1 side slopes will serve to fill the reservoir.

6. Give the location, description, and dimensions of the outlet conduit: A valved 8" diameter  
outlet conduit under the embankment at the lower end.  
(All dams across natural stream channels must be provided with an outlet conduit, of such capacity and location to pass the normal flow of the stream at any time)

12/21 ✓

RECEIVED

CLAIM OF BENEFICIAL USE AND SITE REPORT  
IN THE NAME OF TONY DOMINGUEZ

SEP - 8 1993

APPLICATION R-69857

WATER RESOURCES DEPT  
SALEM, OREGON  
PERMIT R-11106

SECTION 34, TOWNSHIP 28 SOUTH, RANGE 4 WEST, W.M.

GENERAL INFORMATION

The methods used to determine the information contained in this document are as follows:

1. Examination of application R-69857,
2. Examination of permit R-11106,
3. Examination of county assessor map 28-4-34,
4. Examination of aerial photograph 28-4-34,
5. Examination of U.S.G.S. quadrangle map (Dodson Butte),
6. On-site survey, August 24, 1993,
7. Interview with Tony Dominguez, August 24, 1993.

SOURCE

An un-named stream, a tributary of Slide Creek.

LOCATION

The NE 1/4 of the SE 1/4 of Section 34, Township 28 South, Range 4 West, W.M., Douglas County.

DESCRIPTION

The reservoir is off-channel, and was constructed by a combination of excavation and embankment. A 4 inch diameter gravity pipeline from the un-named stream delivers water to it during the storage season. The maximum height of the embankment portion is 9.5 feet above the ground surface at the centerline. The top width is 10.0 feet. The slope of the inside face is 3:1. The slope of the downstream face is 2:1. The height of the dam above the water line, at full pool, is 2.0 feet. The area submerged by the reservoir, at full pool, is 0.31 acre. The maximum depth of water is 9.0 feet. The storage capacity is 1.4 acre feet.

RECEIVED

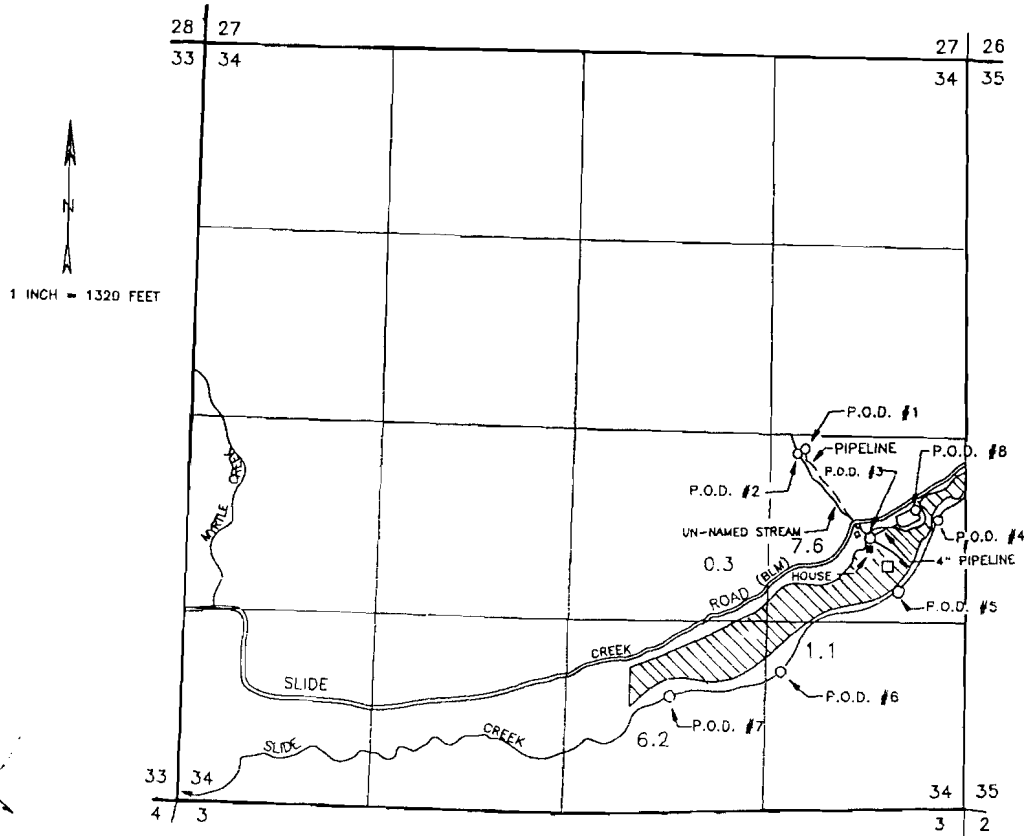
FINAL PROOF SURVEY MAP

IN THE NAME OF TONY DOMINGUEZ

SECTION 34, TOWNSHIP 28 SOUTH, RANGE 4 WEST, W.M.

APPLICATION R-69857  
APPLICATION 69858

PERMIT R-11106  
PERMIT 50667



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January 6, 1994

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WATER  
RESOURCES  
DEPARTMENT

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JAMES F GOSSON  
580 S STATE ST  
SUTHERLIN OR 97479

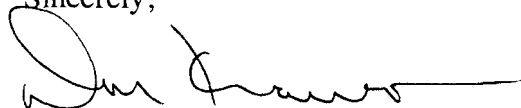
Dear Jim,

I just spoke on the telephone with Tony Dominguez about his filing a petition to be allowed to file a pre-1909 vested water right claim. I tried to call you but your answering machine didn't seem to work.

I'm sending a copy of a letter sent to Mr Dominguez on August 24, 1993. The point is that at this time all we need is the surface water registration statement form filled out so that the Director can make a determination on the petition to file late. If the petition to file late is allowed, then Mr Dominguez would need the required map.

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\S\C\6\DOMINGUE.002



---

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

1-6-94

DOMINGUEZ, Tony

HE SAID WE GAVE THE

SWR FORM TO SIM

GOSSEN - ASKED ME TO

CALL JIM TO FIND OUT

WHAT'S GOING ON.

WJG

August 24, 1993

TONY DOMINGUEZ  
PO BOX 295  
MYRTLE CREEK OR 97457

RE: PETITION FOR LATE REGISTRATION STATEMENT FILING

Dear Mr. Dominguez,

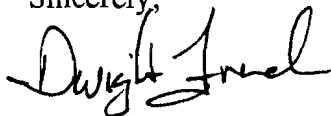
This will acknowledge your petition for a late registration statement filing, related documents and fees in the amount of \$72.00. Our receipt #103770 is enclosed.

Your petition does not specify the exact nature of your claim. The copies of the permits that you sent in identify domestic use and a newly constructed reservoir in addition to 24.0 acres of irrigation. Instead of listing the information I need in order to properly review your petition I think it would be easier to have you fill out a surface water registration (SWR) statement and send it in. Be sure to have the completed claim form notarized.

After submission of the SWR statement, I will review 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. Please be advised that if we 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.

If you have any questions please give me a call.

Sincerely,



Dwight French  
Adjudication Section

enc

j/w/s/c/Dominguez



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

RECEIPT # **103770**

STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**

350 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/378-8130 (FAX)

RECEIVED FROM: \_\_\_\_\_  
 BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	

CASH:  CHECK: #  OTHER: (IDENTIFY)

TOTAL REC'D \$ \_\_\_\_\_

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

842.010	ADJUDICATIONS	\$	777.77
831.087	PUBLICATIONS/MAPS	\$	
830.650	PARKING FEES Name/month	\$	
	OTHER: (IDENTIFY)	\$	

**REDUCTION OF EXPENSE**

	CASH ACCT.	\$
	VOUCHER #	

**03-00-0 WRD OPERATING ACCT**

<b>MISCELLANEOUS:</b>			
840.001	COPY FEES	\$	
850.200	RESEARCH FEES	\$	
880.109	MISC REVENUE: (IDENTIFY)	\$	
520.000	OTHER (P-6) (IDENTIFY)	\$	
<b>WATER RIGHTS:</b>			
842.001	SURFACE WATER	EXAM FEE	RECORD FEE
842.003	GROUND WATER	\$	842.002
842.005	TRANSFER	\$	842.004
		\$	842.006
<b>WELL CONSTRUCTION</b>		EXAM FEE	LICENSE FEE
842.022	WELL DRILL CONSTRUCTOR	\$	842.023
	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	\$
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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 # **103770**

DATED: 11/19/93 BY: [Signature]