STATE OF OREGON WATER RESOURCES DEPARTMENT ADJUDICATION SECTION

TO: Reed Marbut

DATE: March 30, 1992

FROM: Don Knauer

SUBJECT: Indorsement of SWR-24

I have completed a review of the registration statement form, map and evidence submitted by the following claimant. I have made a inspection of the property identified in the claim and I have reviewed the WRD records. Based on my review and inspection I suggest the following information be included on the "Notice of Proposed Order" under ORS 539.240 (8):

NAME:

William and Ruth Moser

ADDRESS:

Box 14

Denio NV 89404

SOURCE: Denio Creek a tributary of Pueblo Slough.

USE: Irrigation.

PRIORITY DATE: 1889

AMOUNT OF WATER FOR EACH CLAIMED USE:

2.68 CFS for irrigation of 107.1 acres.

DIVERSION POINT:

SE% SE% Section 20, T. 41 S., R 35 W., W.M.

PLACE OF USE:

107.1 acres Lot 37
Section 3,
Township 47 N., Range 30 E., M.D.M.

PERIOD OF USE:

The irrigation season is April 1 thru October 31.

FILE C:\WP51\SWR\CLAIMENTS\SWR-0024.0IM

WATER RESOURCES DEPARTMENT

October 1, 1991

To:

File SWR-24, Moser, William

From:

Don Knauer

Subject: Field Inspection

Mr. Moser told Dwight French and I about the diversion points he uses in Denio Creek. He explained the misunderstanding the CWRE, Chris Palmer, had. This was the reason for two maps and diversion points shown in Nevada.

He drove us around his ranch and showed us the diversion points as shown in Palmer's map dated June 1990 Job #1168-B which the WRD received Nov. 26, 1990.

The diversion point in the SE 1/4 SE 1/4 section 20, T 41 S, R 35 E W.M. controls the water used to flood irrigate the fields in Nevada.

He told us there are no other users of Denio Creek water. I did not see any other possible users.

0853

STATE OF OREGON

INTEROFFICE MEMO

TO: SWR-24 file

DATE: March 12, 1991

FROM: Don Knauer

SUBJECT: SWR-24

FORM REVIEW: #7 the township is listed as south but should be NORTH

MAP REVIEW the township is shown as south but should be NORTH

the first map showed the div. pt. in NEVADA but the second map moved it to Oregon

this area was involved in the Trout Creek court case check the NISC. DECREES

how brown of

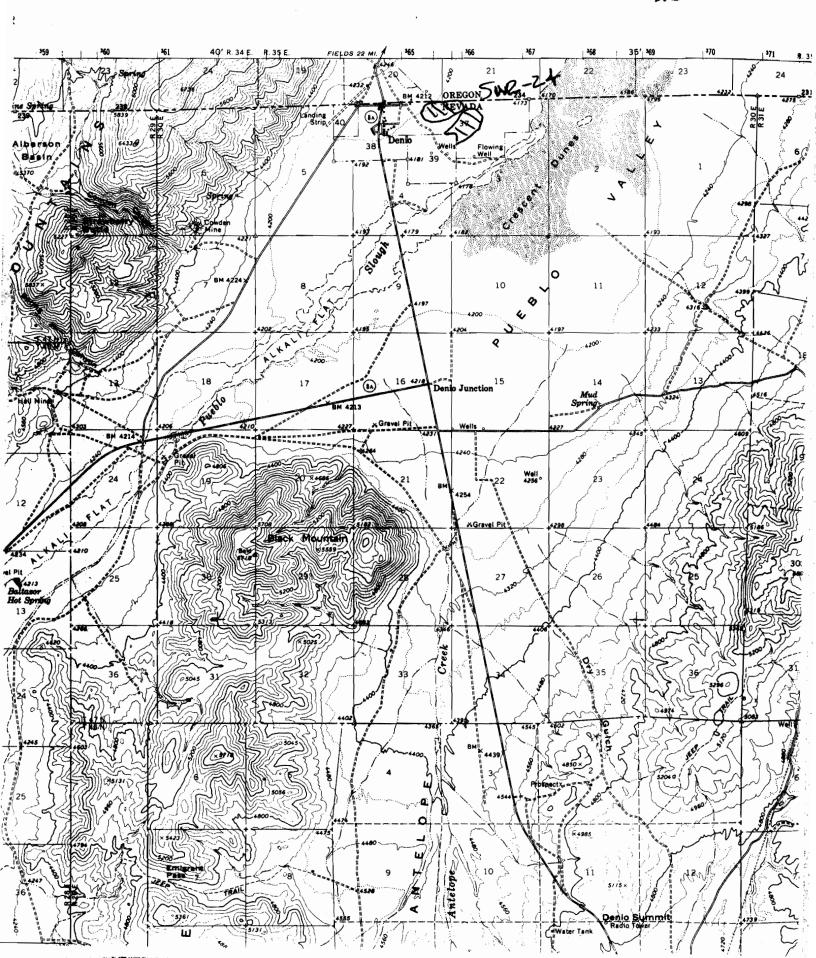
SURFACE WATER REGISTRATION CHECKLIST

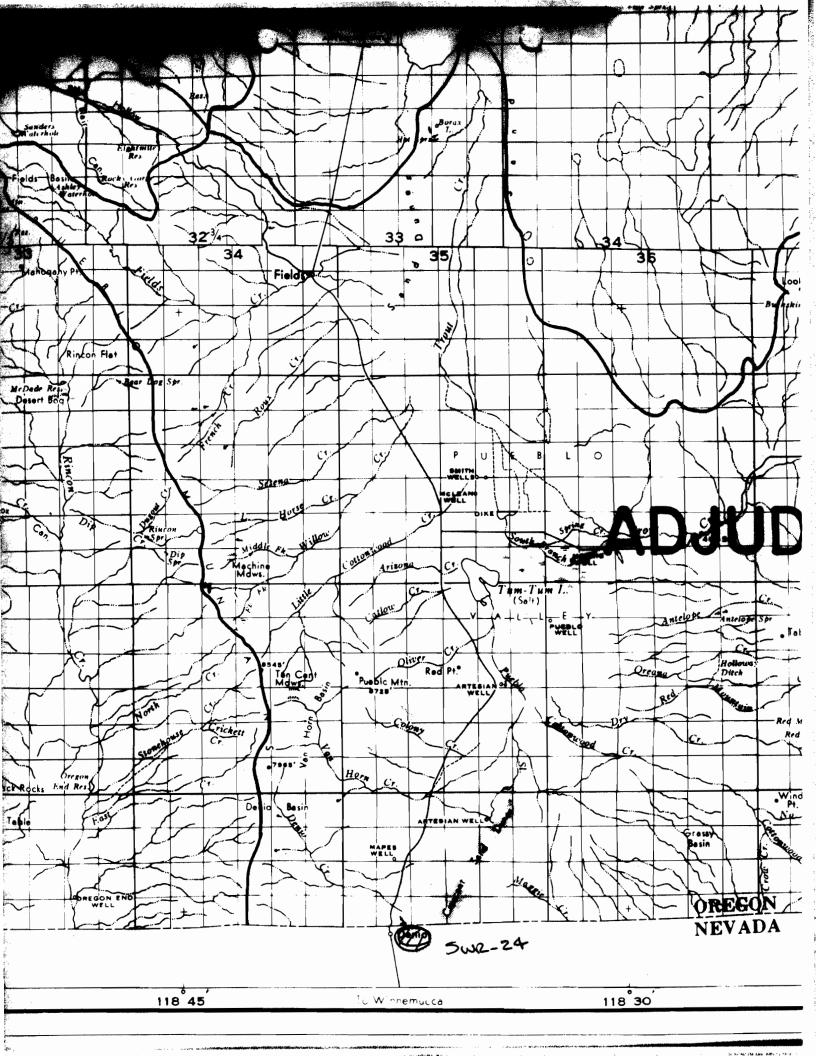
(received after July 18, 1990)

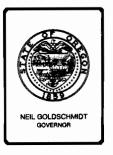
RECEIPT # 68682 & 69355
CHECK ENCLOSURES
CHECK BASIN MAP Suc
UNADJUDICATED AREA ? - TROUT CARRY COURT CARRY
SURFACE WATER REGISTRATION NUMBER
ACKNOWLEDGEMENT LETTER DUCKELLE
ENTER ON STREAM INDEX
CHECK QUADRANGLE MAP
CHECK QUADRANGLE MAP CHECK GLO PLATS #7- T47 \frac{1}{2}
FORM REVIEW blanks filled in signed date received stamped date received filled out on back
diversion point location conveyances (pipes, ditch, etc.) place of use scale township range, section north arrow CWRE stamp EXISTING WATER RIGHT RECORD CHECK ENTER ON PLAT CARDS

NEVADA ! 2 MOURD TO TO)

OPERON







Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

November 28, 1990

William and Ruth Moser Box 14 Denio NV 89404

Dear Mr and Mrs Moser:

Reference Files: SWR-4 & SWR-24

This will acknowledge your Registration Statement Claiming a Right to Appropriate Surface Water. Accompanying the Registration Statement was a map. The fees in the amount of \$79.20 were also received for which our receipt numbered 69355 is enclosed. The \$79.20 together with the \$128.80 previously submitted have been credited to this claim. Your Registration Statement has been accepted and numbered SWR-24.

In the near future we will review it and either file it as submitted or return it for completion. We will keep you advised regardless.

Sincerely,

Wayne J Overcash Senior Water Right Specialist

WJO:tle

enclosure

0700



STATE OF OREGON

INTEROFFICE MEMO

TO:

Watermaster #10

DATE:

November 28, 1990

FROM:

Adjudication Section

SUBJECT:

Surface Water Registration

Enclosed are registrations (SWR-23 & SWR-24) that have been filed on pre-1909 surface water uses in your area.

Please comment on the validity of the claims especially as it might relate to:

-priority date,

-quality of water,

-place of use, and

-continuous use without five or more consecutive years of non-use within the past 15 years.

Thank you for your assistance.

tle

0666



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

October 31, 1990

548 5WR 24

William & Ruth Moser Box 14 Denio, NV 89404

REFERENCE: File SWR-4

Your registration statement claiming a right to appropriate 2.68 cubic feet per second from Denio Creek for the irrigation of 107.1 acres, does not locate the diversion point in the State of Oregon, was not accompanied with sufficient fees and does not contain sufficient information, so could not be filed. Your registration statement and map are enclosed.

This is to also acknowledge the fees of 129.60 for which our receipt 68682 is enclosed.

The registration statement, as prepared, requires fees of \$208 based on the 107.1 acres to be irrigated. Therefore, an additional fees of \$79.20 would be needed. The fee of 128.80 mentioned in our earlier correspondence was based on the 64.4 acres as noted on the statement submitted in November of 1989.

However, in addition the fees, map and information needed, in order for the file the statement, the point water will be diverted must have been and be located within the State of Oregon.

Item 4 on the registration statement will need to be properly completed. Also, the map to support the application will need to be prepared by a Certified Water Right Examiner.

Of the fees of \$129.60 submitted, \$0.80 is to be credited to your Surface Water Registration-4. The \$128.80 can be credited a new registration statement when received in proper form with the additional fees and the supporting map.

Unless we here from you within thirty (30) days from the date of this letter, we will assume that you will not proceed with the registration statement. A check will be prepared and sent to you in the amount of \$128.80 refunding the unearned fees. If you have any questions, please contact me at 378-3066.

Sincerely,

WAYNE J. OVERCASH Water Rights Specialist

RECEIVED

OCT 29 1990

WATER RESOURCES DEPT SALEM, OREGON

William Meser Bex 14 Denie, Nevada 89404 October 22, 1990

Mary S. Grainey, Manager Adjudication Section Water Resources Department 3850 Portland Road N.B. Salem, Oregon 97310

re: Surface Water Registration -- 4

Enclosed is a check in the amount of \$129.60 and a map prepared by a certified water rights examiner as requested in your letter of November, 13, 1989.

The description of our property is:

T 47 S, R 30 B MDM

Tract 37 in Sections 3 and 4

Please advise if there is further information needed.

Sincerely,

William Moser

William Moser

RECEIVED

State of Oregon OCT 29 1990
WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT SALEM, OREGON

REGISTRATION STATEMENT CLAIMING A RIGHT TO APPROPRIATE SURFACE WATER

Registrant: William and Ruth Moser	
	man and a state of the second
Mailing address: Box 14	
Street	
Penio Nv	89404
City or town	Zip
1. Sources of water Denio Cr.	
Tributary to	and the second of the second o
The state of the s	The second secon
2. Purpose(s) for which water is usedirrigation	
(irrigation, power, mining, domestic,	
A STATE OF THE STA	and the second of the second o
Amount of water used for beneficial purpose 2.68 cf	
	(cubic feet per second)
la Domanda de la circa de la companya del companya del companya de la companya de	
Date of the initiation of such water right	
If the right to be claimed is described by permit, give the	permit no, certificate no.
, and name it is in	
 Describe the appropriate water diversion and distribution stion system and any enlargements: A) DITCH: 	system for both the original distribu-
Material Diet	and the transfer of the second
(dirt, concrete, etc. Top width 3 ft. Bottom width 1 fe	
Grade or fall per 1000 feet feet <u>Varies</u> (Capacity <u>Varies</u>
The Department of the Control of the	(cubic feet per second)
B) PIPELINE:	
Size at intake Size and distance a	t changes
Total fall between intake and place of use	•
	•
(fcct)	(cubic feet per second).

ODBHO 185 A Make Type Intake size _____ Discharge size . No. _ Suction head ______ Discharge head _____ Rating: G.P.M. _____ R.P.M. ____ D) MOTOR: _____ Make ____ Туре ____ _ R.P.M. H.P. Rating E) CONNECTION: Direct connected unit If belt driven: Size of drive pulley _____ Driven pulley ____ F) DISTRIBUTION SYSTEM: Main line: Length Kind of pipe Length _____ Kind of pipe _____ Lateral lines: Size Size __ Length Kind of pipe G) SPRINKLER HEADS: _____ Size of nozzles _ Make Number of heads used _____ Capacity of each _____ G.P.M. Operating pressure lbs. 6. Area of land which your distribution system, as originally constructed, was intended to irrigate: 107.1 7. Location of the area irrigated, or place of use if other than for irrigation:. County of Humboldt County, Nv. No. of acres Township Range Section 1/4. 1/4 Section Irrigated 30 E M.D.M 47 S 3,4 tract 37 107.1 The lands being irrigated (in this application) are NOTE: all in the State of Nevada but the Source (Denio Cr.) heads in the State of Oregon.

TOTAL 107.1

C) PUMP:

Location of the p	point of diversion:		
₩	41/4, Sectio	n 3 and 4 , T 37	N/S, R _30 E/W.
Lrac	:		
	is for power, please stat	•	
A) Gross Head			
2011年的1987年	i argramma.		
B) Developed 7			
C) Describe the	type of water wheel or	turbine and generator used:	A CONTROL OF THE CONT

D) If there is a	water power claim, plea	se state the filing number:	
		If so, where:	
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1/4	1/4, Secuol	n - <u> T </u>	N/S, RE/W.
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what months is i	it used?	-October	
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		The Manager	
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	State St	•	

This registration statement must be accompanied by a map prepared by a licensed land surveyor or engineer.

County of Hambo	A	The William Stranger	
1. Jrg 2		At any other transfer of the same of the same	t duly sworn, do hereby certify that
	and the second second	inat all of the items th	herein contained are true to the best of
knowledge and bel	iei.	7	Villiam Moser
		ik	Signature of Registrant
Subscribed and sw	om to before me	this <u>25 —</u> day o	of <u>(Velster)</u> , 19
*****	**************************************		1 0 0 0 1
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	DIET CO. NEVADA		res:
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This map is based on a map prepared by H.H. SHELDON, State Wate. Right Surveyor of Nevada for SANTIAGO MADARIAGA and filed with the STATE ENGINEER of Oregon Feb. 20, 1925 under file --- Ditch lines

Or Points of Diversion R. 30 E., M.D.M. TEGEND OR. T.41S., R. 35 E., W.M. no. 08173. T. 47 S., <u>></u> TRACT 37 in Sections 3 & 4. - DIVERSION # 1

RECEIVED

SALEM, OREGONE NIO, NI		Job: //68-B	Sht. No. /		, ,
Manusalini sa	WATER RIGHTS MAP	Date: JUNE 1990	M. A. PALMER & SONS, INC. Sht. No. /	WHAT SURVEYING A SURVEYING	Burne Oresca 97730
WILLIAM & RUTH MOSER		Scale: /"=660	Dsn:	Dm: CTP	Ckd:
SUBOUS OF	Service of the servic	OREGON	7, 200 22 1978 (S)	1 2 1 5 V	



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

November 13, 1989

William & Ruth Moser Box 14 Denio, NV 89404

Dear Mr. & Mrs. Moser:

Enclosed is your receipt for \$182.00 for Surface Water Registration-4. We need an additional \$0.80 to cover the full cost of the registration.

I am returning your recent Registration Statement because it is incomplete.

The Registration must include:

- a map prepared by a certified water rights examiner,
- . the description of your property as it appears in your deed, and
- . fees in the amount of \$2.00/acre x 64.4 = \$128.80.

If you return the application with the needed documents and \$129.60, we will record both registrations.

If you have any questions, please contact me at (503) 378-3066.

Sincerely,

MARY S. GRAINEY, Manager

Adjudication Section

MSG:jt

Enclosures

0433j

12960 10/2990 recorred 10/2990 recorred # 18082

MERCIAFA

NOV 0 6 1989

State of Oregon WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT. SALEM, OREGON

REGISTRATION STATEMENT CLAIMING A RIGHT TO APPROPRIATE SURFACE WATER

Registrant:		William and Ruth Moser							
Mailing address:_		Box 14							
.,.	uning uddiess.			Street		ji.			
		Denio		Nevada		89404	503-495-2209		
		City or town		State		Zip	Phone		
1.	Sources of wa	ater <u>De</u> i	nio Cree	k					
	Tributary to	No	ne						
	•			•					
2.	Purpose(s) fo	r which wate	er is used	irrigatio	· n	_			
		(i	irrigation, p	ower, mining, dom	estic, stock, etc.)			
_					•				
3.	Amount of w	ater used for	beneficial	purpose		16 cfs feet per secon			
					(*****		,		
4.	Date of the in	itiation of su	ch water r	ight 18 9	0				
	If the right to	be claimed is	s describe	d by permit, giv	e the permit no). <u></u>	, certificate no.		
		, and na	ame it is i	n			, 		
5.	Describe the a			rsion and distrib	ition system fo	or both the	original distribu-		
	A) DITCH:								
	Material	dirt							
				(dirt, concre	•				
	Top width	13	ft.	Bottom width _	2 ft.	_ Depth	1 ft.		
	Grade or i	fall per 1000	feet feet	1 ft.	Capacity	varées	<u> </u>		
	B) PIPELINI	2•				(cubic	feet per second)		
				O: 4 4!		_			
	Total fall	between intal	ke and pla	ce of use	Capa	city			
				(feet)	(cut	oic feet per second).		

Make							
				Тур	e		
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Suction head	·			_ Disch	arge he	ad	
Rating: G.	P.M		R.P.N	1		Pressure	
MOTOR:							
Туре				Ma	ke		
CONNECTIO	ON:						
Direct connec	ted uni	t					
If belt driven:	: Size	of drive p	ulley	_	r	Oriven pulley	
DISTRIBUTI	ON SY	STEM:					
Main line:	Size _		Leng	gth		_ Kind of pipe _	· · · · · · · · · · · · · · · · · · ·
Lateral lines:	Size _		Leng	gth		_ Kind of pipe _	
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SPRINKLER	R HEAI	OS:					
Make				Size	of noz	zzles	
Number of he	eads us	ed		Cap	acity o	f each	G.P.M.
Operating pre	essure			lbs.			
cation of the are	ea irrig	acres	•		·		nded to irrigate:
			30E Sa	tion 3	.4 1//	1 1/4 Section	No. of acres Irrigated
TOWNSHIP		Range		41011	-		
						PACE 37	64.4
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	Suction head Rating: G.I MOTOR: Type H.P. Rating CONNECTION Direct connect If belt driven DISTRIBUTE Main line: Lateral lines: SPRINKLEF Make Number of he Operating presented and whice eation of the are	Suction head Rating: G.P.M MOTOR: Type H.P. Rating CONNECTION: Direct connected uni If belt driven: Size DISTRIBUTION SY Main line: Size Size Size Size Size SPRINKLER HEAI Make Number of heads us Operating pressure a of land which your 64.4 cation of the area irrigulanty of Humbol	Suction head	Rating: G.P.M. R.P.M. MOTOR: Type	Suction head Discharge Rating: G.P.M R.P.M MOTOR: Type Mal H.P. Rating R.F. CONNECTION: Direct connected unit If belt driven: Size of drive pulley DISTRIBUTION SYSTEM: Main line: Size Length Lateral lines: Size Length Size Si	Suction head	Type

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8. Location of the point of diversion:
Lot 4 1/4 1/4, Section 20 , T 41S N/S, R 35E E/W.
9. If the water use is for power, please state:
A) Gross Headfeet
B) Developed THP
C) Describe the type of water wheel or turbine and generator used:
D) If there is a water power claim, please state the filing number:
E) Is water returned to original source? If so, where:
1/4 1/4, Section, T N/S, R E/W.
10. When does the irrigation season begin and end, and if water is used for other purposes, during what months is it used? February-October
11. Remarks: refer to application submitted by Santiage Madariaga. MANTERIARY
and H.H. Sheldon (map) March 4, 1924
This registration statement must be accompanied by a map prepared by a licensed land surveyor or engineer.

State of Oregon) .			
County of Ham) ss.			
I, William Mos	er & Ruth T Mos	Exbeing first duly	sworn, do hereb	y certify that I have
read the Registration	Statement and that all o	of the items therein	contained are tru	e to the best of my
knowledge and belie		Wille	Signature of	
Subscribed and swor	m to before me this	3. r. day of/	Jovemb	<u>er</u> , 19 <u>89</u>
		B	vnnie) Notad	- Smith Public
(SEAL)	My com	nission expires: _	4-19-4	32.
	CERTIFICATE	OF REGIST	TRATION	
State of Oregon)			
County of) ss.)			
_	the foregoing Registrati	*		
	on theday of			
	corded in the office in I	300K NO0I	Registration Sta	atements on page
no Witness my l	hand this	day of	١	. 19
		,	_	
	Director	_ By:		eputy
		/		oputy 20 -
Fees paid:	Irrigation: 44.4	acres, \$_	128	8
	Power:	H.P., \$		<u> </u>
	Other Uses:	, \$_		
Receipt Number:	;	TOTAL \$_		
Received:		_, 19		
			Water Resource	es Department

SURFACE WATER REGISTRATION STATEMENT CHECK LIST

- 1. Date Stamped In
- 2. Receipt
- 3. Payment Entered and Signed

A. Acknowledgement Letter

- 5. Enter on Water Right Records
 - A. Stream Index
 - B. Plat Cards
- 6. Review
 - A. Form
 - B. Map
 - C. Exhibits
- 7. Records Check
 - A. Conflicting Rights
 - B. Confirming or Conflicting Evidence
- 8. Letter of Correction, Completion or Acceptance
- 9. Enter on PARADOX
- 10. Accepted as OK by WRD

0308j