



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

District # 9 Watermaster
Malheur County Courthouse
251 B. Street West
Vale, Oregon 97918
Phone (541) 473-5130
Fax (541) 473-5522
www.wrd.state.or.us

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NOV 24 2009

WATER RESOURCES
WESTERN REGION

November 5, 2009

Gene Winchester
1003 Succor Creek
Homedale, ID 83628

Dear Mr. Winchester

Enclosed you will find a copy of a water claim, SWR – 263 which shows a ditch originating in section 11 township 23s, range 46e.

After searching the water right records in my office as well as spending a little time out on Succor Creek. I was not able to identify any points of diversion located in Oregon close to the Idaho State line. However after speaking with Ron Kiester, manager of the South Board of Control, I did run across a Surface Water Claim submitted by Harold Markley back in 1992. This claim included a map showing a ditch with a point of diversion located in section 11 of township 23s, range 46e. Mr. Kiester suggested that this ditch had delivered water in Oregon and on in to Idaho at one time. He knows much more about this area than I and with the information I gathered, I agreed with him.

If you have any further questions feel free the call me at 1-541-473-5130.

Sincerely,

Watermaster District # 9

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DEC 28 1992

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
WATER RESOURCES DEPARTMENT

SURFACE WATER REGISTRATION STATEMENT
PRE-1909 VESTED WATER RIGHT CLAIM

1. Name of Registrant: Harold Markley
Mailing Address: 1133 Desert Glen
Adrian, Oregon Telephone No: 503-339-4269
2. Source of water: Succor Creek
Tributary to: Snake River
3. Purpose(s) for which water is used: Irrigation
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)
If irrigation, total number of acres irrigated: 206.4
4. Priority Date
a) Date of first use: Oct 22, 1885
b) Date water use development first initiated: (See Remarks)
c) Name of party who initiated development: Jacob Mussell
5. Amount of water claimed: 5.15 cfs, in CFS or GPM
(Water put to beneficial use)
6. Location of place of use:
1, 2, 11, 12 Sections, Township 23 N/S Range 46 E/W.
____ Sections, Township ____ N/S, Range ____ E/W.
(Attach additional pages if necessary)
7. Usual period of use: April / 1 to Nov / 1
month day month day

8. Remarks: The date of first development is unknown, however
the system was fully functional on June 27, 1897, as shown
by the Cadastral Survey notes attached.

9. Total fees submitted with claim: \$ 307

Notarized Statement Signed by Claimant.

STATE OF OREGON)
 : ss
County of Malheur)

I, Harold Markley, having been duly sworn,
depose and say that I, and being the claimant of the existing surface
water right described herein, have read the contents of this claim and
to the best of my knowledge all of the matters stated herein
are true and correct.

Harold Markley
Signature of Claimant

Signed and attested before me this 24th day of December, 1992

Sharon A. Gaudner
NOTARY PUBLIC for the State of Oregon
My commission expires: 02-26-93

**THIS FORM MUST BE ACCOMPANIED BY A MAP PREPARED BY A
CERTIFIED WATER RIGHT EXAMINER (CWRE).**

Certified Water Right Examiner

Name: Vern Pritchard CWRE#: 182

Address: P.O. Box 134, Vale, OR. 97918

Telephone: 503-473-3612

