- (1- 0 11-					
Name Glenn Orval Lewman		4240	4		
By	DESCRIPT	ION OF WATER RIGHT		FEES PAID	
Address 17601 Williams Highway		15 1680 1540 0340	Date	Amount	Receipt No.
Grants Pass, Ox. 97526	Name of stream	Iliams Creek	6-12-79	80-	11760
	Trib. of		8-8-79	694	13316
Change in POD (additional)	Use irrigation		TOTAL		[
Date filed	Quantity of water	No. of acres		OCert. Fee	
Date of hearing August 30, 1979	Name of ditch		Conner Publishing	6 251.94 pl 8/10/1	19 CK#3587
Place of hearing Grants Pass	Date of priority			FEES REFUNDED	
Date of order 9-31-79 Vol. 32 , page 319	In name of		Date	Amount	Check No.
Date for application of water Complete	Rogue River Adju	dication, Vol. 4, page 26			
Proof mailed	App. No I	Per. No Cert. No. 47910		EX 20 -	
Proof received	Certificate cancelled	ong 16306		POD 15 94	
Certificate is WAR 6 1987 Vol. 51 , page 55767		by		8694	
to survey 9/19			INDEX	CARDS: Fotered	Cherked
REMAR	KS		Name	Yex	
			Stream Pt. of	, A	-
			Calend	ar to	
				ED TO RECORDS:	
			Twp. 3	-vault XQ	
		WR.I.S.	Decree	of W/R AUD	Day
		3-6-85 1.274	Per, F Chaine Cross	older	_0
		Catalan	m Cross	Ref	
		Enrice 3	Power Abstra	icts Uci	attendant.
		Verifiedb/			

ASSIST, WATER TIGHTS EXAMINER DATE: 8-3-83

Matte to 11 . 7.

LADITABILE

# BEFORE THE WATER RESOURCES DIRECTOR OF OREGON JOSEPHINE COUNTY

IN THE MATTER OF THE APPLICATION )
OF GLENN ORVAL LEWMAN FOR APPROVAL)
OF AN ADDITIONAL POINT OF DIVER- )
SION OF WATER FROM WILLIAMS CREEK )

ORDER APPROVING TRANSFER NO. 4240

On June 12, 1979, an application was filed in the office of the Water Resources Director by Glenn Orval Lewman for approval of an additional point of diversion, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 47910, Volume 41, State Record of Water Right Certificates, in the name of Glenn Orval Lewman, describes a right for the use of not to exceed 0.87 cubic foot per second from Williams Creek for irrigation of a certain 30.0 acres in NW4 SE4, 12.0 acres in SW4 SE4, as projected within Shoudy D.L.C. No. 38, Section 23; and 10.0 acres in NW4 SW4, Section 24, Township 38 South, Range 5 West, W.M., with a date of priority of 1858.

Water for the said right is diverted from a point located 650 feet South and 1820 feet West from the Northeast Corner of Shoudy D.L.C No. 38, being within the NE½ SW4 of Section 23, Township 38 South, Range 5 West, W.M.

The applicant herein, owner of the lands above described, proposes to establish an additional point of diversion, without loss of priority, for irrigation of the above described lands, from a point located 380 feet South and 630 feet West from the Center Corner of Section 26, being within the NE4 SW4 of Section 26, Township 38 South, Range 5 West, W.M. (Little Williams Ditch).

Notice of the application, pursuant to ORS 540.520(2), was published in the Grants Pass Daily Courier, a newspaper printed and having general circulation in Josephine County, Oregon, for a period of three weeks in the issues of July 11, 18 and 25, 1979.

Mr. Robert B. Steimer, Watermaster, has filed a statement to the effect that the proposed additional point of diversion may be established without injury to existing rights.

No objections having been filed and it appearing that the proposed additional point of diversion may be established without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested additional point of diversion, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the old point of diversion under the subject right and shall not exceed the amount of water available at the original points of diversion into the Baltimore Ditch, and shall not exceed 0.87 cubic foot per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the additional point of diversion is established.

It is FURTHER ORDERED that the certificate recorded at page 47910, Volume 41, State Record of Water Right Certificates, is canceled; and upon proof satisfactory to the Water Rights Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 31st day of August, 1979.

James E. Sexson

Director

UF T-0982-01

### \*\*\* OREGON WATER RESOURCES DEPARTMENT \*\*\* \*\*\* WATER RIGHTS DIVISION \*\*\*

PAGE 1 RUN ON; 3/20/81 AT; 9:08

\*\*\* WATER RIGHT DATA INPUT FORM \*\*\*

WATER RIGHT NO. 1000042401	FERMIT NO.004026C	ERTIF. NO.	NAME: GLEN	NN ORVAL LEWMAN	
ORIG. NO. 2000/6306/ FREV.			ADDRESS:/7	ZIFICOUNTY: GRANTS PASS, OR 97526	
STREAM-ID 15 1680 1540 0	340 R	IV.MI.	WM. DIST. / A W.R.	TYPE SC STATUS V	
CANCEL YEAR> PRICRITY>/2 3/ 1858 APPLICATION>/6 /2 1979 PERMIT ISSUE>/8 3/ 1979 CONSTR.STRT>/8 3/ 1979 POINT-OF-DIVERSION DATA; TWNSP RNGE SECT QTR/QTR STREA	SURVEYED> CONCUPRENCE> CERTIFIED>	31 1979	YR.LAST USED> LAST TRANS.DATE> EXAM.FEE> CYCLE STATUS> CORRES.INIT>	LAST TRANS.TYPE>  2.0.00 RECORDING FEE> /5,00  REPORTED FLAG>  CORRES.DATE>	>
PLACE-OF-USE DATA: TWNSP RNGE SECT QTR/QTR CHTY POS OSON 23 D B 17  23 D C  24 CB		STATUS S OR	V P	**COR SHOWDY DLC 38; 2) 380'S &  **630'W FM CENTER 576( LITTLE  **MILLIAMS DITCH) 2 ADDS POD TO  **ALL OF (-47910.	

1

### STATE OF OREGON

COUNTY OF

JOSEPHINE

### CERTIFICATE OF WATER RIGHT

Williams Creek

This Is to Certify, That

GLENN ORVAL LEWMAN

a right to the use of the waters of

of 17601 Williams Hwy., Williams

, State of Oregon, 97544

, has

a tributary of Applegate River irrigation of 52.0 acres

for the purpose of

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Jackson County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 4, at page 1; that the priority of the right thereby confirmed dates from 1858

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.87 cubic foot per second and shall not exceed the amount of water available at the original points of diversion into the Baltimore Ditch

The point of diversion is located in the NE $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected within Shoudy DLC 38, Section 23, T. 38 S., R. 5 W., W. M., 650 feet South and 1820 feet West from the NE Corner, Shoudy DLC 38

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

30.0 acres NW4 SE4
12.0 acres SW4 SE4
Both as projected within Shoudy DLC 38
Section 23
10.0 acres NW4 SW4
Section 24
T. 38 S., R. 5 W., W. M.

This certificate is issued to confirm a change in point of diversion approved by orders of the Water Resources Director entered November 17, 1967, and February 23, 1978, and together with certificates of water right recorded at pages 47908, 47909, 47911 and 47912, Volume 41, supersedes the prior certificate recorded at page 16306, Volume 13, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

F-3196

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date

April 30

, page

, 1979 .

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume

41

47910

RECEIVED

JUN2 1 1979

WATER RESOURCES DEPT.

SALEM, OREGON Application for Transfer of Water Right

2 corner of Sec. 23 being within the NH 4 5 of Section 23

RECEIVED JUL - 21979

WATER RESOURCES DEPT

SALEM, OREGON

T-4240

To the WATER RESOURCES DIRECTOR OF OREGON:

		WATI	
I, Glenn Orval Lewman (Name of applicant)			
	Pass		•
(Mailing address)	(City)		
State of Oregon , 97526 , 846-6291 , do hereby make	application	for <del>ehange</del>	•
additional points of diversion use; use heretofore made of the water)			
1. Is the water right recorded in your name? C-16306=Bigelow & Span	lin,C-47	913=Lewma	in
2. Was your water right determined by Decree of Court? Yes If so,		proceedings	
Rogue River Decree number of cert	ificate16	306	
3. Was your water right acquired by Water Right Permit? Yes (Yes or No)	If so, g	ive number	
of permit 19388 Number of certificate 47913 (27656) A 24623			
NOTE: If the entire right of record is not directly involved in the requested of the right that is directly involved should be considered in answe questions on this form.	change, onl	y that part ance of the	
4. The source of water isWilliams Creek			
5. What is the date of priority of your water right? $C-16306 = 1858$ .  (1) $869_{50}$ S and $100_{50}$	.W from	the Cente	erNE
6. The authorized point of diversion is located (2) 180ft. N and 400 ft. corner of Section 23, WITHIN NEW SW4, Section 23	(E. or W.)	n the Cente	-
corner of Section 26 being within the 1/4 NW 1/4 of Section 26 Tp. 38 (No.	8 S R. 5 N. or S.) (No. E	W. W. M.,	
in the county of Josephine The name of the ditch used is Little W	illiams (	# 2)	
NOTE: Answer question if the application is for change in point of diversion.  additional (1) 180 380' No and 400 30' No	W from t	he Cente	c
7. The proposed point of diversion is located 1860 ft. 3 and 100 ft. 1) cor. of Sec 26, being within SE's NW. of Sec 3. 26	(E. or W.)	the Center	3

in the county of Josephine ... The name of the ditch to be used is Little Williams (#1)

(1)(2)

Tp. 38 S R.5 W W. M.,

Township North or South	Range E. or W. of Willamette Meridian	Section		List ¼-¼ of Section	Number Acres To Be Irrigated
38 S	5 W	23	NW <sup>1</sup> / <sub>4</sub>	SE¼	30
8 8		n	SW1/4	SE¼	12
		24	NW4	SW4	10
ne above	c-16306, 18	58, present	tly tak	ing water from	pumping plant, reques
additi	onal diversi	on through	Little	Williams Ditch	
38 S	5 W				9.2
		(If more space	required, attac	h separate shee (continue	ed on attached sheet
9. Are y	ou the legal owne	r of the above	described	lands? yes	owner, explain your interest)
10	l		£ 414-		
	ur knowledge, has utive years of nor			er right above described	d undergone a period of five
iore consec	unve years or nor	(Yes or	No		
		(165 01	110)		
	wer questions 11, 12 and 13	if application is for ch	ange in use or p		
11. Are th	e lands from whic	if application is for ch	ange in use or p to transfer		e of all encumbrances, in-
11. Are th		if application is for ch	ange in use or r to transfer		e of all encumbrances, in-
11. Are the	e lands from whic mortgages, liens, e	if application is for ch h you propose tc.?	ange in use or r to transfer	your water right fre	e of all encumbrances, in-
11. Are the	e lands from whic	if application is for ch h you propose tc.?(Answer Yes or cription of exi	ange in use or r to transfer	your water right fre	e of all encumbrances, in-
11. Are the	e lands from which mortgages, liens, e	if application is for ch h you propose tc.?(Answer Yes or cription of exi	ange in use or r to transfer	your water right fre	
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11. Are the ding taxes,  12. If not,	e lands from which mortgages, liens, end give below a des NATURE OF ENCUMBRA	if application is for che h you propose tc.? (Answer Yes or cription of exi-	to transfer  No)  sting encu	your water right frembrances:  HELD BY  (Irrigation, power, mining, man	AMOUNT
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11. Are the ding taxes, 12. If not, 13. The us Location	give below a des NATURE OF ENCUMBRA  se to which the was on of area to be in Range E. or W. of	if application is for che h you propose tc.?	to transfer  No)  sting encu	mbrances: HELD BY  (Irrigation, power, mining, man)	AMOUNT  nufacturing, domestic supplies, etc.)  1:
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11. Are the ding taxes, 12. If not, 13. The us Location	give below a des NATURE OF ENCUMBRA  se to which the was on of area to be in Range E. or W. of	if application is for che h you propose tc.?	to transfer  No)  sting encu	mbrances: HELD BY  (Irrigation, power, mining, man)	AMOUNT  nufacturing, domestic supplies, etc.)  1:

(Irrigation, Mining, Power, Manufacturing, etc.)

8. The use to which the water is applied is \_\_\_\_\_irrigation

14. Reasons for the proposed changes are to reduce cost by taking water gravity	
flow in spring , then when water gets low in late summer, and there	
isn't enough to get it down the ditch, I will pump.	
gomple+ed	
15. Construction work will be completed on or beforecompleted	
16. The water will be completely applied to the proposed use on or before October 1, 1979	
Property of the state of the st	
Remarks	
NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.	
A VIDAD A VIITE OF A DDY ICANITE	
AFFIDAVIT OF APPLICANT	
I,	
In Witness Whereof, I have hereunto set my hand this	
Open Lew Management	_
Subscribed and sworn to before me this 11th day of June , 19.79.	
[Notarial Seal] Robert B Stevens	
My commission expires November 3, 1980	



## STATE OF OREGON RECEIVED

### INTEROFFICE MEMO

JUL 1 2 1979

:	TRANSFERS, WATER RIGHTS DIVISION, OREGON  TRANSFERS, WATER RESOURCES DEPT DATE: July 6, 1979
OM:	** Robert B. Steimer, Watermaster
BJE	IN THE NAME OF Glenn Orval Lewman
	In my opinion the proposed change in add'1 point of diversion from Williams Creek
	MAY BE MADE WITHOUT INJURY * to an existing water right.
	Headgate notices HAVE been issued for diversion from the sources which serves this right.
	If for change in point of diversion, is there any intervening point of diversion between the authorized and the proposed points of diversion?  (yes or no)
	In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices
	in the diversion works:
	(1) PRIOR to the diverting of water at the new point of diversion
	(2) When in the judgment of the watermaster it becomes necessary
	* The approval of this transfer application would result in injury to other water rights because

\*\* Robert B Steine
Watermaster's signature or initials



# Water Resources Department MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

June 26, 1979

Glenn Orval Lewman 17601 Williams Highway Grants Pass, Oregon 97526

RE: File No. T-4240, T-4244

Dear Mr. Lewman:

Your amended water right transfer application No. 4240 and additional water right transfer application, which has been filed as No. 4244, were received June 21, 1979, along with the supporting map and additional fees of \$35. Our receipt No. 12184 is enclosed.

In reviewing our records relative to the rights involved in your transfer applications, I found that the points of diversion authorized for the rights are located at different points than described in items No. 6 on your applications. The points described in your applications are the points allowed by approval of your earlier transfer application, but as a result of a survey by representatives of this office, the pumping plant site was found to be located 650 ft. S. & 1820 ft. W. from the NE Corner of Shoudy DLC No. 38, and the diversion point for Little Williams Ditch was found to be located 380 ft. S & 630 ft. W. from the Center Corner of Section 26. For your review, prints of the related final proof survey map and certificates 47910 and 47913 are enclosed.

I am enclosing both of your transfer applications and supporting map so that you may make the necessary corrections. I apologize for not bringing this to your attention in my earlier correspondence.

Sincerely,

Wayne J. Overcash Water Rights Engineer

WJO:1cj

cc: Robert B. Steimer, Watermaster

JUL 27 1979

#### LEGAL NOTICE

#### NOTICE OF WATER RIGHT TRANSFER APPLICATIONS NOS. 4240 & 4244

The Water Resources Director of Oregon has received and filed two applications by Glenn Orval Lewman for approval, without loss of priority, of additional points of diversion of water under certain water rights.

The certificate recorded at page 47910, Volume 41, State Record of Water Right Certificates, in the name of Glenn Orval Lewman, describes a right for the use of not to exceed 0.87 cubic foot per second from Williams Creek, under a priority date of 1858, for irrigation of a certain 30.0 ac in NW¼ SE¼, 12.0 ac in SW¼ SE¼ of Sec 23; and 10.0 ac in NW¼ SE¼ of Sec 24, T 38S, R 5W, WM. The authorized point of diversion for this right is a pumping site located 650 ft S & 1820 ft W from the NE Corner of Shoudy DLC #38, being within the NE¼ SW¼ of Sec 23, T 38S, T 5W, WM.

By transfer application 4240, the applicant proposes to establish an additional point of diversion for irrigation of the lands above described by certificate 47910 at the point of diversion for the Little Williams Ditch, located 380 ft S & 630 ft W from the Center Corner of Sec 26, being within the NE¼ SW¾ of Sec 26, T 38S, R 5W, WM.

The certificate recorded at page 47913 of said volume, in the name of Glen Orval Lewman, describes a right for the use of not to exceed 0.72 c.f.s. from West Fork Williams Cr., under a priority date of April 19, 1950, for irrigation of a certain 9.2 ac in NE¼ SE¼, 2.7 ac in SE¾ SE¼ of Sec 23; and 17.0 ac in NW¼ SW¾ of Sec 24, T 38S, R 5W, WM. The authorized point of diversion for this right is located at the point of diversion for the Little Williams Ditch as located above.

By transfer application 4244, the applicant proposes to establish an additional point of diversion for irrigation of the lands above described by certificate 47913 at the pumping site as located above.

Pursuant to ORS 540.520 (2), a hearing is scheduled for 9:30 a.m. on Thursday, August 30, 1979, at the Josephine County Courthouse, Grants Pass, Oregon. Any objection to the proposed additional points of diversion must be prepared in writing: one copy to be served on the applicant at 17601 Williams Hwy, Grants Pass, OR 97526; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATIONS MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 5th day of July, 1979.

JAMES E. SEXSON,

Director No. 115 — Wed., July 11, 18 & 25,

## AFFIDAVIT OF PUBLICATION SALEM, OREGON

State of Oregon ss.
County of Josephine \int \text{ss.}
I, <u>Charles J. Moore</u> , being first duly sworn, depose and say that I am the owner, editor, publisher,
manager, advertising manager, principal clerk of the Grants Pass Daily Courier, printer or his foreman of the Grants Pass Daily Courier, a newspaper
of general circulation, as defined by ORS 193.010 and 193.020; printed and
published at Grants Pass, in the aforesaid county and state; that the
MONTON ON HAMED DIGIM
, a printed copy or
TRANSFER APPLICATIONS which is hereto annexed, was published in the entire issue of said newspaper
for successive and consecutive weeks in the following
issues July 11, 18 & 25, 1979
issues
D . O
allower to Marie
Subscribed and sworn to before me this 25th day of
Tu 7-
July , 19 19
Axathloon Salmen
Notary/Public of Oregon.
ivotal yr upite of Oregon.
My commission expires 4th day of February, 19 80.
My commission expires day of day of, 19



# Water Resources Department MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

June 18, 1979

Glenn Orval Lewman 17601 Williams Highway Grants Pass, Oregon 97526

RE: File No. T-4240

Dear Mr. Lewman:

Your water right transfer application for approval of additional points of diversion from Williams Creek, together with supporting data and fees of \$80, was received June 12, 1979. Our receipt No. 11760 is enclosed.

Since changes are proposed for two water rights and the proposed changes are not the same for each right, it will be necessary to submit separate applications for each right involved. This may be accomplished by deleting information relative to the right described by certificate 47913 from the application submitted, and by supplying this information relative to certificate 47913 on the enclosed blank application form. The map submitted will suffice for both applications, but the additional application will require the examination and recording fees of \$35.

I am enclosing your transfer application and map. Please refer any correspondence to file No. T-4240. When you resubmit your application, will you also advise us which newspaper you prefer that we use that is printed and has general circulation in Josephine County where the water right is located.

Sincerely,

Wayne J. Overcash Water Rights Engineer

WJO:1cj

cc: Robert B. Steimer, Watermaster

The Water Resources Director of Oregon has received and filed two applications by Glenn Orval Lewman for approval, without loss of priority, of additional points of diversion of water under certain water rights.

The certificate recorded at page 47910, Volume 41, State Record of Water Right Certificates, in the name of Glenn Orval Lewman, describes a right for the use of not to exceed 0.87 cubic foot per second from Williams Creek, under a priority date of 1858, for irrigation of a certain 30.0 ac in NW4 SE4, 12.0 ac in SW4 SE4 of Sec 23; and 10.0 ac in NW4 SW4 of Sec 24, T 38S, R 5W, WM. The authorized point of diversion for this right is a pumping site located 650 ft S & 1820 ft W from the NE Corner of Shoudy DLC # 38, being within the NE4 SW4 of Sec 23, T 38S, T 5W, WM.

By transfer application 4240, the applicant proposes to establish an additional point of diversion for irrigation of the lands above described by certificate 47910 at the point of diversion for the Little Williams Ditch, located 380 ft S & 630 ft W from the Center Corner of Sec 26, being within the NE4 SW4 of Sec 26, T338S, R SW, WM.

The certificate recorded at page 47913 of said volume, in the name of Glen Orval Lewman, describes a right for the use of not to exceed 0.72 c.f.s. from West Fork Williams Cr., under a priority date of April 19, 1950, for irrigation of a certain 9.2 ac in NE¼ SE¼, 2.7 ac in SE¼ SE¼ of Sec 23; and 17.0 ac in NW¼ SW¾ of Sec 24, T 38S, R 5W, WM. The authorized point of diversion for this right is located at the point of diversion for the Little Williams Ditch as located above.

By transfer application 4244, the applicant proposes to establish an additional point of diversion for irrigation of the lands above described by certificate 47913 at the pumping site as located above.

Pursuant to ORS 540.520(2), a hearing is scheduled for 9:30 a.m. on Thursday, August 30, 1979, at the Josephine County Courthouse, Grants Pass, Oregon. Any objection to the proposed additional points of diversion must be prepared in writing: one copy to be served on the applicant at 17601 Williams Hwy, Grants Pass, OR 97526; and one copy filed in the office of the Water Resources Director, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. Rules for filing objections will be furnished upon request.

IF NO OBJECTIONS ARE FILED, THE APPLICATIONS MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING.

Dated at Salem, Oregon this 5th day of July, 1979.

James E. Sexson, Director



