

Application No. 70222
Permit No. 51372
Certificate No. 83659

FQW

Name DARRELL L. HAMILTON
By _____
Address 263 DEER HAVEN LANE
WINSTON, OR 97496

Stream Index, Page No. 16
16-1250-0900-0160-040
13C Olalla A

FEES PAID		
Date	Amount	Receipt No.
3-6-90	\$325 ⁰⁰	101566
FEES REFUNDED		
Date	Amount	Check No.

Date filed MARCH 6, 1990
Priority _____
Action suspended until PP
Return to applicant _____
Date of approval _____

ASSIGNMENTS

Date	To Whom	Address	Volume	Page

REMARKS

See R-56608, R-7256 Ben Irving Reservoir

CONSTRUCTION

Date for beginning NOV 25 1992
Date for completion OCT 1 1993
Extended to _____
Date for application of water OCT 1 1994
Extended to _____

PROSECUTION OF WORK

Form "A" filed started
Form "B" filed _____
Form "C" filed _____

FINAL PROOF

Blank mailed _____
Proof received _____
Date certificate issued DEC 05 2007

While making
contents there
is no signature
page.

It was not
in file when
I got it.

Can
3/14/90

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DARRELL L HAMILTON
573 CLOVER ST
ROSEBURG OR 97470

confirms the right to use the waters of OLALLA CREEK AND BEN IRVING RESERVOIR CONSTRUCTED UNDER PERMIT R-7256, tributaries of LOOKINGGLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE FAMILY (INCLUDING IRRIGATION OF NOT TO EXCEED 1/4 ACRE LAWN AND NON-COMMERCIAL GARDEN).

This right was perfected under Permit 51372. The date of priority is MARCH 6, 1990. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

No water may be appropriated from Olalla Creek during the period June 1 to September 30 except for domestic and livestock watering for livestock necessary for the subsistence of the family and less than 5000 gallons per day.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
29 S	7 W	WM	8	NE SW	5		1370 FEET NORTH & 190 FEET WEST FROM S1/4 CORNER, SECTION 8

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications.

The water user shall comply with the terms and conditions of contract dated August 31, 1989 between Douglas County and Darrell L. Hamilton, or a satisfactory replacement, a copy of which is in Application File 70222 at the Water Resources Department.

A description of the place of use to which this right is appurtenant is as follows:

DOMESTIC EXPANDED					
Twp	Rng	Mer	Sec	Q-Q	GLot
29 S	7 W	WM	8	NE SW	5

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

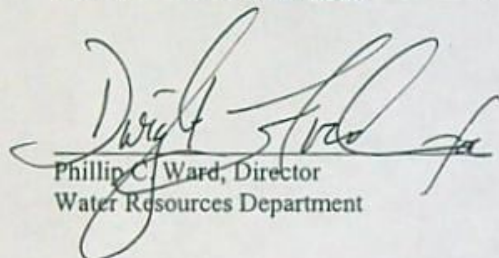
Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued DEC 05 2007



Phillip C. Ward, Director
Water Resources Department



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: December 5, 2007

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811.

Mailing List for Certificate Scheduled Mailing Date:

Application: S-70222

Permit: 51372

Certificate: 83659

Permit/Certificate Holder:

DARRELL L HAMILTON ✓
573 CLOVER ST
ROSEBURG OR 97470

Copies Mailed	
by:	<u>Connie Lane</u> (STAFF)
on:	<u>DEC 05 2007</u> (DATE)

Copies of Final Certificate to be sent to:

- 1. Watermaster District 15, Dave S. Williams ✓
- 2. Data Center (include copy of map) ✓
- 3. Water Availability ✓
- 4. Vault ✓
- 5. File ✓

Other persons to receive copies: (include map):

- 1. Duane Kirby, CWRE ✓

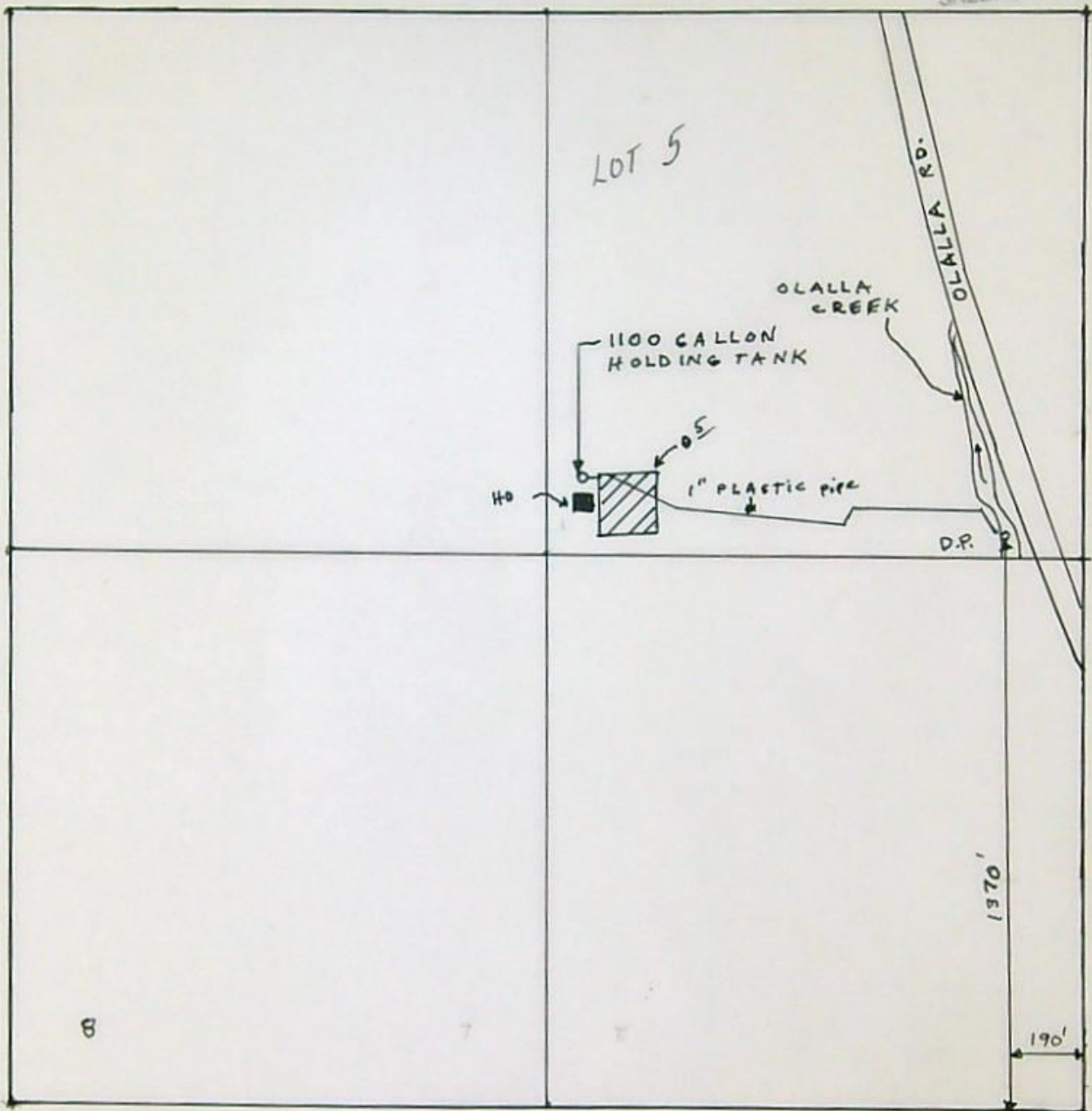
T.29 S., R7 W., WM.

RECEIVED

SCALE 1" = 400'

AUG 10 1992

WATER RESOURCES DEPT.
SALEM, OREGON



7

8

18

17

FINAL PROOF SURVEY

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.

UNDER

Application No. 70222 Permit No. 51372.

IN NAME OF

DARREL L. HAMILTON

Surveyed JULY 7, 1992 by DUANE KIRBY



WRD-SWG - 11/21/07 - Lot #

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DARRELL L. HAMILTON
263 DEER HAVEN LANE
WINSTON, OREGON 97496

503-679-8849

to use the waters of OLALLA CREEK AND BEN IRIVING RESERVOIR CONSTRUCTED UNDER PERMIT R- 7256, tributaries of LOOKING GLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE FAMILY.

This Permit is issued approving Application 70222. The date of priority is MARCH 6, 1990. The use is limited to not more than 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. No water may be appropriated from Olalla Creek during the period June 1 to September 30 except for domestic and livestock watering for livestock necessary for the subsistence of the family and less than 5000 gallons per day.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 8, T 29 S, R 7 W, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM S 1/4 CORNER, SECTION 8.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The water user shall comply with the terms and conditions of contract dated August 31, 1989 between Douglas County and Darrell L. Hamilton, or a satisfactory replacement, a copy of which is in Application File #70222 at the Water Resources Department.

A description of the proposed place of use under this Permit is as follows:

NE 1/4 SW 1/4
SECTION 8
TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

Actual construction work shall begin on or before November 25, 1992, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

PAGE TWO

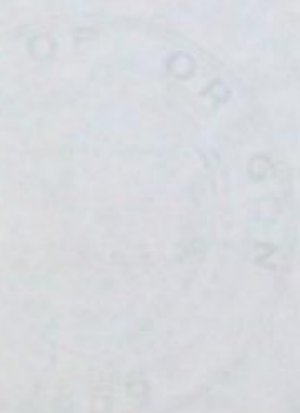
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, NOVEMBER 25, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director



Application 70222
Basin 16
70222.CL

Water Resources Department
Volume 3C Olalla Creek
MGMT.CODES 3CW, 5AW

PERMIT 51372
District 15

Completion Checklist for Claims of Beneficial Use



Application # 70222
Permit # 51372
Transfer # N/A
Date 11/21/07
Reviewer jug

Map Review:

- Map on polyester film
- Application & permit #; or transfer #
- Disclaimer
- North arrow
- CWRE stamp and signature
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map)
- Township, range, section, ~~and tax lot numbers - N/A~~ PRE JUL 2004 / Jan 1996.
- Source illustrated if surface water
- Point(s) of diversion or appropriation (illustrated)
- Point(s) of diversion or appropriation (coordinates)
- Conveyance structures illustrated (pump, pipelines, ditches, etc.)
- Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required - See MEMO attached
- Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision) - LOT # MISSING - entered by sta jug - 11/21/07

Report Review:

- Application & permit #; or transfer #
- CWRE stamp and signature
- Permittee's signature
- Time limits
- Date of survey
- Type of use
- Extent of use
- Source(s) of water
- Rate and Duty
- Diversion rate for each use
- Description of conveyances system (from POD to POU)
- Diversion works description (pump make, serial model, capacity, and description)
- System capacity
 - Calculated capacity of system
 - OR
 - Measured amount of use
- Permit conditions
 - Fish screening
 - Meter/measuring device
 - Water use reporting
 - Other conditions

Certificate Issuance Processing Checklist

- Map and COBU reviewed
- Conflict check (include copy of plat card printout)
- Check current ownership

Can certificate be processed further?

- Yes
- No

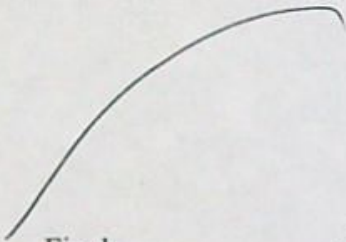
If "No" why? _____

If "Yes":

- Proposed
 - Final
- Certificate # 83659

Mailing list:

Proposed:


Final:
NORMAL MAILING LIST

MEMO

TO: Certificate Staff
From: Dwight French July 18, 2007
RE: Guidelines for processing certificates for claims received prior to 7/1/2004

MAP

Maps are acceptable if they show the location of the use, the POD's or POA's, and an indication that the map was prepared by a CWRE.

If the claim includes irrigation, and DLC or government lots are present, the acreage should be shown in each DLC/Government lot within each QQ section. If the DLC/Government lot lines are not shown, the map is deficient in this area. Staff may either correct the map or may work with the GIS section to produce a new map. If a new map has been prepared or a correction to the original map has been made by the Department, the map along with an explanation of the changes shall be provided with the proposed certificate to the water user and CWRE. A proposed certificate will be mailed in each case where a map has been modified. A copy of the correspondence shall be left in the file as documentation of the change to the map.

CALCULATIONS

Calculations are to be found satisfactory if there is some basis given for the claimed rate.

If the claim does not include calculations, but the claim contains enough information to determine the capacity of the system, the claim should be processed without the need to contact the CWRE or water user for additional information.

PERFORMANCE RELATED CONDITIONS

Many claims do not specifically call out compliance with conditions (fish screening, ABC dates, measuring devices, amount of water used recorded monthly/annually, etc) but instead have a general statement from the CWRE similar to "use was found to be completed under the terms and conditions of the permit." This will suffice for most performance conditions.

FISH SCREENS

If the fish screen was required to be installed and inspected prior to making use and prior to the C date, the water user may use ODFW's approved self certification form at any time prior to certificate issuance. If the condition requires that ODFW approve the fish screen (and/or passage) device before water use begins, we will accept the approval information prior to certificate issuance as long as the fish screen was installed prior to use and prior to the C date. See memo implementing Sharyl's advice.

If the fish screen or by-pass device was not installed prior to the C date, the advice and implementing memo, read together, indicates that this can not be cured, unless ODFW writes a letter to indicate that the requirement was not needed.

STATIC WATER LEVEL (SWL) MEASUREMENTS

A SWL measurement is considered timely if the measurement was taken in the month required, prior to the C date.

WHEN A GROUND WATER FILE IS LACKING A PUMP TEST

If a pump test is the only item missing, contact the permit holder of record and the current property owner requesting the pump test.

CONTRACTS FOR STORED WATER

If the claim is for a permit or transfer order for the use of stored water, in whole or in part, the permit or transfer holder or water user must have had a valid contract for the use of stored water in amounts at least equal for the lands and duty claimed. If the contract is for less water or lands, the proposed certificate should be for the lesser of the lands or duty. The water user may choose to file an application for water right extension of time so that water may be used consistent with the permit AND the contract.

A contract that does not match the developed use in relation to the location of the point(s) of diversion, place of use, number of acres (if less than the contract), is not a reason to delay the issuance of a proposed or final certificate. The water user must be notified of the importance of amending the contract to match their existing use as determined by the Department as evidenced by the certificate.

DOMESTIC USE INCLUDING UP TO ½ ACRE LAWN AND GARDEN

When reviewing a final proof survey or COBU for "domestic use including up to ½ acre lawn and garden" where no water is being used in the primary residence, the domestic use does not necessarily have to be water used inside the home. The domestic portion of the use must be some use besides irrigation for a purpose ancillary to domestic use. In some areas, a domestic use may be served through some other type of water right (a group domestic water right or an exempt ground water use).

If a surface water permit was issued for "domestic use including up to ½ acre lawn and garden" we will determine that proof has been made if there has been some element of "domestic use" made and all other pertinent permit conditions have been satisfied (see definition of "domestic water use" below). Examples of domestic use other than in the house could include: a fish cleaning station; a water spigot that is used for car or house washing; a water faucet at an out building; filling a pool or hot tub.

OAR 690-0300-0010 (14) "Domestic Water Use" means the use of water for human consumption, household purposes, domestic animal consumption that is ancillary to residential use of the property or related accessory uses.

ADDITIONAL INFORMATION REQUESTS - CURRENT OWNERSHIP

If additional information is necessary, and current contact information is questionable, research the County Tax Assessor's ownership information to determine the current landowner. Send the current landowner a copy of the letter mailed to the permit or transfer holder of record requesting additional information.

Every effort should be made to request all additional information needed to complete the review of the claim with one notification.

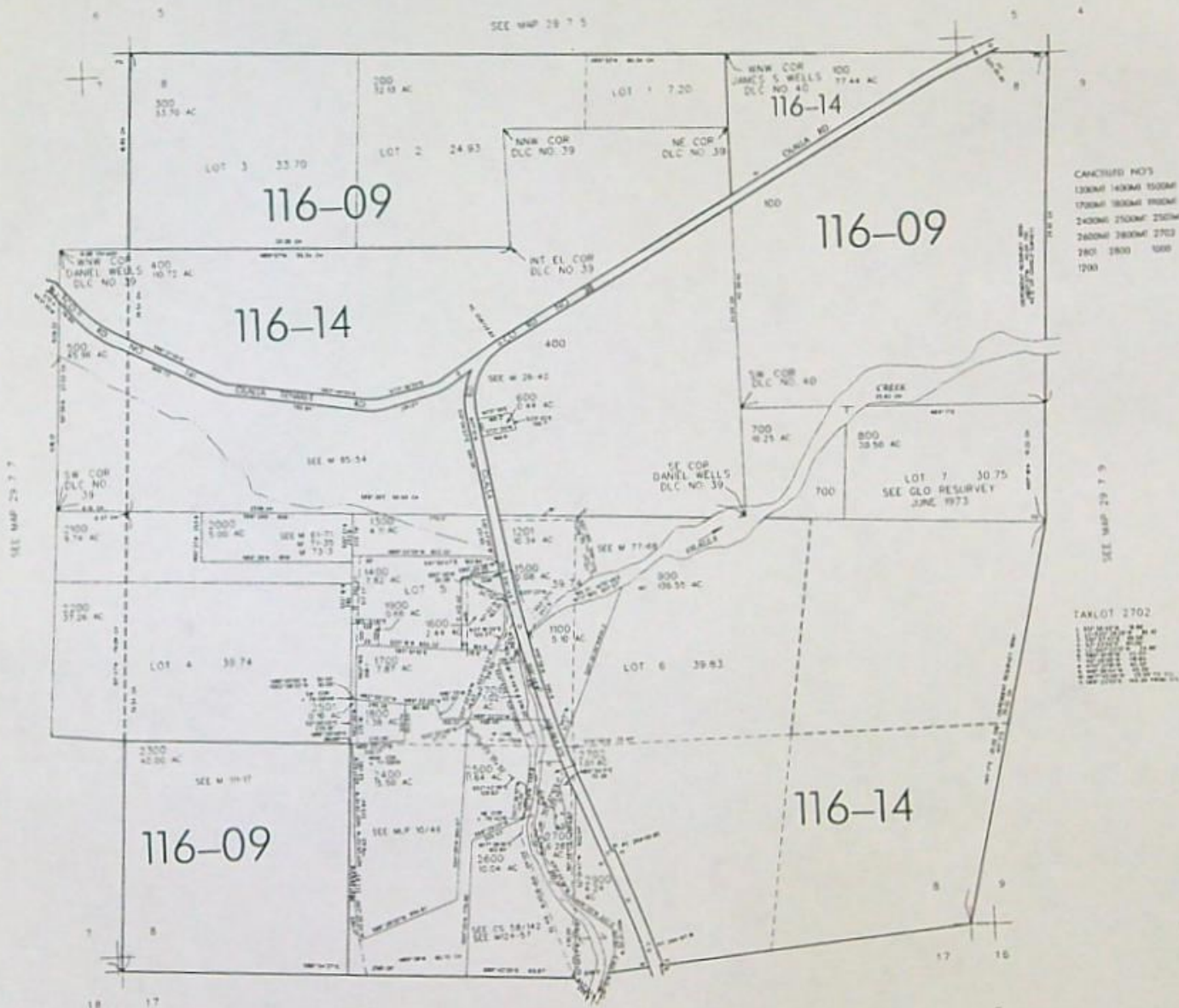
MAILING THE PROPOSED/FINAL CERTIFICATE - CURRENT OWNERSHIP

Research the County Tax Assessor's ownership information to determine the current landowner. Send a copy of the proposed or final certificate to the current landowner. The original always will go to the water right holder of record. Have staff support perform research for current ownership information.

SEC. 8 T. 27 S. R. 17 E.
DOUGLAS COUNTY
1" = 400'

REVISED ON
5-13-03

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY



CANCELLED MO'S
 1300M 1400M 1500M
 1700M 1800M 1900M
 2400M 2500M 2600M
 2800M 2900M 2700
 2801 2900 3000
 1200

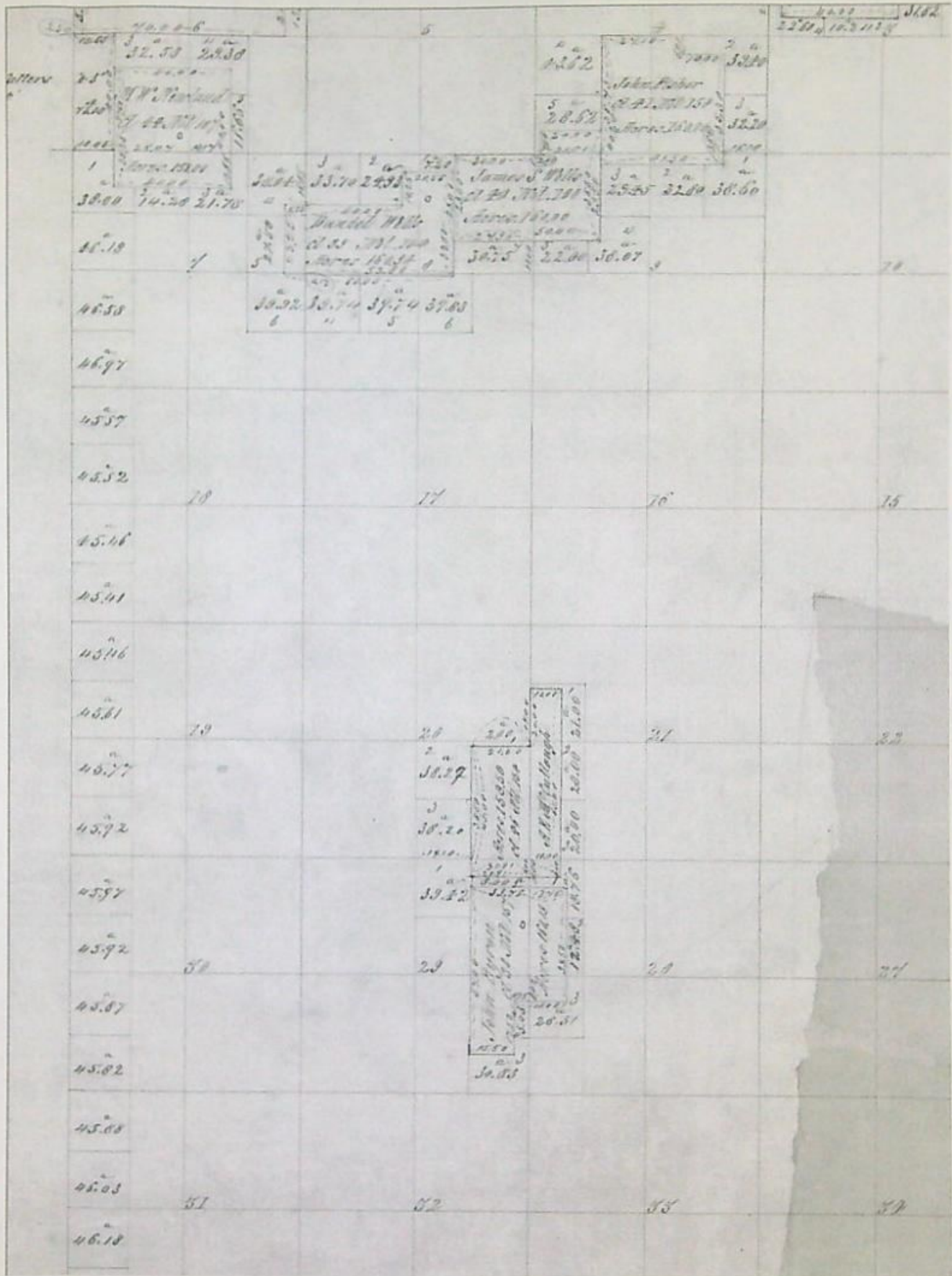
TAX LOT 2702
 1
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522.000

SEE MAP 29 7 17

4,028,000

29 7 8



Water Rights Platcard Report

*NCR
Jwg*

Meridian: WILLAMETTE Township: 29 South Range: 7 West Section: 8 Records per Page: 6 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown		
							Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	QQ		
Select Permit:S 47683 *		7/13/1983	DOMESTIC																							
Additional Info: FRANKLIN F. JONES App: S65298 Permit: S47683																										
Select Cert:51181 CR *		8/9/1973	DOMESTIC			4																				
Additional Info: ARTHUR L STEVENS App: S51044 Permit: S38521 Cert: 51181																										
Select Cert:61695 OR *		9/13/1976	DOMESTIC																							
Additional Info: KEITH & EVELYN HUSEN App: S54774 Permit: S41098 Cert: 61695																										
Select Permit:S 51372 *		3/6/1990	DOMESTIC EXPANDED																							
Additional Info: DARRELL L HAMILTON App: S70222 Permit: S51372																										
Select Permit:S 53572 *		9/29/1998	DOMESTIC EXPANDED																							
Additional Info: DOUGLAS E JOHNSON App: S83960 Permit: S53572																										
Select Permit:S 54063 *		7/22/2003	DOMESTIC EXPANDED																							
Additional Info: JOEL HOOPER App: S85711 Permit: S54063																										

Saby file

1 2 3 4

Acreage Legend: 12.25 Regular acreage ±2.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 29 South Range: 7 West Section: 8 Records per Page: 6 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Cert:34764 OR * Additional Info: WALTER G/DAISY ARMSTRONG App: 542157 Permit: 531549 Cert: 34764		5/2/1966	DOMESTIC INCLUDING LAWN AND GARDEN			5										*								
<i>No conflict per check of map. jrg</i>																								
Select Cert:50794 OR * Additional Info: BERNADINE S CHARD App: 553351 Permit: 539582 Cert: 50794		6/30/1975	DOMESTIC INCLUDING LAWN AND GARDEN			5										*								
<i>No conflict per check of map. jrg</i>																								
Select Cert:66237 OR * Additional Info: OREGON DEPARTMENT OF FISH AND WILDLIFE App: 557411 Permit: 543057 Cert: 66237		5/12/1978	FISH AND WILDLIFE					*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*
<i>NCR</i>																								
Select Permit:5 46786 * Additional Info: LOOKINGGLASS OLALLA WATER CONTROL DISTRICT App: 559900 Permit: 546786		3/7/1981	IRRIGATION					35.1	4.7	4.8	11.6					8.6	10.4		2.3			20.5	4.5	
Select Cert:31038 OR * Additional Info: LLOYD/GERTRUDE BROADSWORD App: 532882 Permit: 525967 Cert: 31038		1/27/1959	IRRIGATION			5										4								
<i>NCR</i>																								
Select Cert:31038 OR * Additional Info: LLOYD/GERTRUDE BROADSWORD App: 532882 Permit: 525967 Cert: 31038		1/27/1959	IRRIGATION			6																3.6		

1 2 3 4

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Water Rights Platcard Report

Meridian: WILLAMETTE Township: 29 South Range: 7 West Section: 8 Records per Page: 6 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unkown		
							Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	QQ		
Select Cert:31043 OR *		1/26/1961	IRRIGATION																					0.1		
Additional Info: KEITH/EVELYN HUSEN App: S34581 Permit: S27157 Cert: 31043																										
Select Cert:31043 OR *		1/26/1961	IRRIGATION			5																			11.52	
Additional Info: KEITH/EVELYN HUSEN App: S34581 Permit: S27157 Cert: 31043																										
Select Cert:51181 CR *		8/9/1973	IRRIGATION			4																			1.7	
Additional Info: ARTHUR L STEVENS App: S51044 Permit: S38521 Cert: 51181																										
Select Cert:61695 OR *		9/13/1976	IRRIGATION																						1	
Additional Info: KEITH & EVELYN HUSEN App: S54774 Permit: S41098 Cert: 61695																										
Select Cert:51070 OR CN		8/9/1973	IRRIGATION, CN LIVESTOCK AND DOMESTIC			4																			1.7	
Additional Info: ARTHUR L STEVENS App: S51044 Permit: S38521 Cert: 51070																										
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Select Cert:51181 CR * Additional Info: ARTHUR L STEVENS App: S51044 Permit: S38521 Cert: 51181		8/9/1973	LIVESTOCK			4																				
Select Permit:S 46786 * Additional Info: LOOKINGGLASS OLALLA WATER CONTROL DISTRICT App: S59900 Permit: S46786		3/7/1981	SUPPLEMENTAL IRRIGATION (Suppl'mtl)										12.9	1.7		9.4										

1 2 3 4

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STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DARRELL L HAMILTON

~~263 DEER HAVEN LANE~~ 573 CLOVER ST
~~WINSTON OR 97496~~ Roseburg OR 97470

*Mailing address
Per County Records
jry*

confirms the right to use the waters of OLALLA CREEK AND BEN IRVING RESERVOIR CONSTRUCTED UNDER PERMIT R-7256, tributaries of LOOKINGGLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE FAMILY.

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DOMESTIC EXPANDED							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
29 S	7 W	WM	8	NE SW			0.00

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed _____.

Phillip C. Ward, Director
Water Resources Department

Mailing List for Certificate Scheduled Mailing Date:

Application: S-70222

Permit: 51372

Certificate: *****

Permit/Certificate Holder:

DARRELL L HAMILTON

~~263 DEER HAVEN LANE~~

~~WINSTON OR 97496~~

373 ELDER ST
Roseburg OR 97470

Copies Mailed	
by: _____	(STAFF)
on: _____	(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 15, Dave S. Williams
2. Data Center (include copy of map)
3. Water Availability
4. Vault
5. File

Other persons to receive copies: (include map):

1. Duane Kirby, CWRE

CLAIM OF BENEFICIAL USE AND SITE REPORT

RECEIVED

AUG 10 1992

WATER RESOURCES DEPT.
SALEM, OREGON

INFORMATION: Darrell L. Hamilton
263 Deer Haven Lane
Winston, Oregon 97496

SOURCE(S): OLALLA creek and Ben Irving Reservoir
constructed under permit R-7256
tributaries of Looking Glass creek for domestic
use expanded for one family.

DIVERSION POINTS: NE 1/4 SW 1/4 section 8 T 29S, R 7W W.M.;
1370 Feet North and 190 Feet west from
S 1/4 corner, section 8

MOTOR:

Brand, Morse Fairbanks

type, Electric

HP, 1/2

Max. RPM's 3400

PUMP:

Brand, Morse Fairbanks

type, submersible

intake/discharge dia. 3" 1/2"

size of pulleys.

RECEIVED

AUG 10 1992

WATER RESOURCES DEPT.
SALEM, OREGON

PIPE: 30' of metal pipe 1"
1200' of plastic 1"

HEADS: rainbird No 3 $\frac{5}{32} + \frac{1}{8}$

USE(S): Domestic and up to $\frac{1}{2}$ Acre for Lawn & garden

LIFT: 100' From creek to 1100 gallon holding Tank

SURVEY TIE: Field Survey M 61-71, M 105-56, Douglas
County assessor map T 29 S R 7 W W M section 8

SPECIAL
CONDITIONS:

REMARKS:

RECEIVED

AUG 10 1992

WATER RESOURCES DEPT.
SALEM, OREGON

The final proof survey and inspection of the use as found to be completed under the terms and conditions of permit NO: 51372 was completed by me on July 7, 1992, and the facts contained in this report and accompanying final proof map are correct to the best of my knowledge.



I, ----- agree to the findings of the CWRE and do submit this site report and map as my Claim of Beneficial Use of the water as provided under the terms and conditions of my permit NO: 51372.

Darrell L. Hamilton

RECEIVED

FINAL PROOF CALCULATIONS

AUG 10 1992

Given Data: Duty of water = $\frac{1}{80}$ th cfs per ~~acre~~ WATER SOURCES DEPT.
 Acres allowed as Irrigated = 0.5 + Domestic SALEM, OREGON
 use
 operating pressure = ?
 pump = $\frac{1}{2}$ HP electric
 suction lift = 0
 discharge lift = 100'
 sprinkler heads = 1 rainbird No 3
 head has one $\frac{1}{8}$ + $\frac{5}{32}$ nozzle

1. Assume 40 psi

$$Q_{\text{pump}} = \frac{7.04 \times 0.5}{100' + 76.2'} = 0.020 \text{ cfs}$$

$$\frac{3.52}{201.6} = 0.017$$

$$0.020 \text{ cfs}$$

$$Q_{\text{head}} = \frac{1(6.2)}{449} = 0.0138 \text{ cfs}$$

Assume 40
 $Q_{\text{sprinkler}} = \frac{4.4}{2.9} = 0.016$
 $0.016 + 0.016 = 0.032 \text{ cfs}$

The system was measured in the field
 and 6 GPM were recorded

the duty of the water for the permit
 is 0.01 cfs. since $\frac{1}{2}$ acre and domestic
 use were found to have been beneficially
 irrigated and used the maximum Q is 0.01 cfs.

since the system is capable of delivering
 more than the full duty amount, the Q
 allowed on the final water right certificate
 will be limited by duty of water on the
 permit 0.01 cfs

Duane Kirby CWRE



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

November 6, 2001

Duane W. Kirby, CWRE
8087 Lookingglass Rd.
Roseburg, OR 97470

Reference: File S-70222 - Darrell L. Hamilton
Permit 51372

Dear Mr. Kirby:

I have examined your Claim of Beneficial Use Site Report and map submitted to the Department for the above referenced file.

Permit No. 51372 contains the following condition:

"Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications."

Your report lacks any information to determine if the above referenced condition has been complied with by the permittee. If you, or the permittee will contact the Oregon Department and Fish and Wildlife and provide us with documentation that the permit condition has been satisfied, I will prepare a proposed certificate of water rights for consideration. I am enclosing a form that you may find helpful.

Please feel free to contact me if you have any questions and I will be happy to address any concerns you may have.

Sincerely,

Dorothy Pedersen
Water Right Specialist

cc: Darrell L. Hamilton

FISH SCREENING CRITERIA FOR WATER DIVERSIONS

This summary describes ODFW fish screening criteria for all fish species.

Screen material openings for ditch (gravity) and pump screens must provide a minimum of 27% open area:

Perforated plate: Openings shall not exceed 3/32 or 0.0938 inches (2.38 mm).

Mesh/Woven wire screen: Square openings shall not exceed 3/32 or 0.0938 inches (2.38 mm) in the narrow direction, e.g., 3/32 inch x 3/32 inch open mesh.

Profile bar screen/Wedge wire: Openings shall not exceed 0.0689 inches (1.75 mm) in the narrow direction.

Screen area must be large enough not to cause fish impact. Wetted screen area depends on the water flow rate and the approach velocity.

Approach velocity: The water velocity perpendicular to and approximately three inches in front of the screen face.

Sweeping velocity: The water velocity parallel to the screen face.

Bypass system: Any pipe, flume, open channel or other means of conveyance that transports fish back to the body of water from which the fish were diverted.

Active pump screen: Self cleaning screen that has a proven cleaning system.

Passive pump screen: Screen that has no cleaning system other than periodic manual cleaning.

Screen approach velocity for ditch and active pump screens shall not exceed 0.4 fps (feet per second) or 0.12 mps (meters per second). The wetted screen area in square feet is calculated by dividing the maximum water flow rate in cubic feet per second (1 cfs = 449 gpm) by 0.4 fps.

Screen sweeping velocity for ditch screens shall exceed the approach velocity. Screens greater than 4 feet in length must be angled at 45 degrees or less relative to flow. An adequate bypass system must be provided for ditch screens to safely and rapidly collect and transport fish back to the stream.

Screen approach velocity for passive pump screens shall not exceed 0.2 fps or 0.06 mps. The wetted screen area in square feet is calculated by dividing the maximum water flow rate by 0.2 fps. Pump rate should be less than 1 cfs.

Regarding water rights permit # _____, I have installed a fish screen in accordance with the standards listed above.

_____ date _____

For further information regarding ODFW fish screen standards, please contact:

Bernie Kepshire
Oregon Department of Fish and Wildlife
7118 NE Vandenberg Avenue
Corvallis, OR 97330-9446
(541)757-4186 x255
bernard.m.kepshire@state.or.us

March 5, 1996

Darrell Hamilton
263 Deer Haven Lane
Winston, OR 97496

Dear Mr. Hamilton:

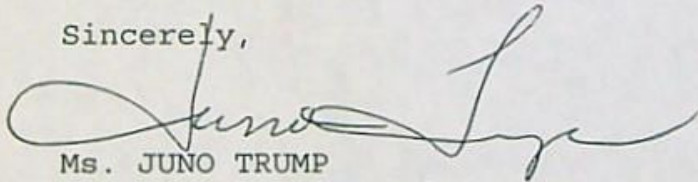
Your claim of beneficial use and map for Permit 51372 was received on August 10, 1992. A provision of the permit requires the intake be screened or fish passage facilities be designed, installed and operated to Oregon Department of Fish & Wildlife (ODFW) specifications.

Self-certification may be possible if you divert less than 225 gallons per minute (0.5 cfs). Please return the enclosed form if your diversion satisfies the requirements. Your water right may be in jeopardy of cancellation if this condition is not met.

You have 90 days from the date of this letter to respond to the fish screening/passage requirement.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Ms. JUNO TRUMP
Water Rights Specialist

Enclosure

cc: Duane Kirby ✓

m:\screen



Fish screen -
requested twice -
no response. ? ?

Get ltr
response to days
or will ex.??

Property Details for Property ID: M87354**Owner Information :**

Owner Name:	HAMILTON, DARRELL &		
Owner Address #1:	LOVEALL, KATHY		
Owner Address #2:	573 CLOVER ST		
Owner Address # 3:	Alternate Account #:	X095582	
Owner City/State/Zip:	ROSEBURG, OR 97470	Account Status:	A

Property Information :

Township:	29	Situs Address:	263 DEER HAVEN LN
Range:	07W	Map ID:	29070801800
Section:	08	County Property Class:	M145
Quarter:		Legal Acreage:	0.00
Sixteenth:		Code Area:	11614
Maintenance Area:	3	Neighborhood Code:	MH3
Year Built:	1973	Living Area:	840
Bedrooms:	2	Baths:	BATH1
Exemption Code:		Exemption Desc.:	
MFD Home ID:	175797		

Value Information :

Improvement Appr. Value:	\$5,221.00	Total Appr. Value:	\$5,221.00
Land Appr. Value:	\$0.00	Exemption Value:	\$0.00
Land Market Value:	\$0.00	Total Assessed Value:	\$5,221.00
Total Real Market Value:	\$5,221.00	Taxes Imposed:	\$53.13

Sales Information :

Deed No:	1999-10233		
Sale Price:	\$0.00	Sale Date:	4/8/1999

Property Details for Property ID: R70182**Owner Information :**

Owner Name: HAMILTON, DARRELL L	
Owner Address #1: 573 CLOVER ST	
Owner Address #2:	
Owner Address # 3:	Alternate Account #: 12116.08
Owner City/State/Zip: ROSEBURG, OR 97470	Account Status: A

Property Information :

Township: 29	Situs Address: 263 DEER HAVEN LN WINSTON, OR 97496
Range: 07W	Map ID: 29070801800
Section: 08	County Property Class: 101
Quarter:	Legal Acreage: 1.38
Sixteenth:	Code Area: 11614
Maintenance Area: 3	Neighborhood Code: FE
Year Built:	Living Area: 0
Bedrooms:	Baths:
Exemption Code:	Exemption Desc.:
MFD Home ID:	

Value Information :

Improvement Appr. Value: \$7,551.00	Total Appr. Value: \$97,831.00
Land Appr. Value: \$90,280.00	Exemption Value: \$0.00
Land Market Value: \$90,280.00	Total Assessed Value: \$34,248.00
Total Real Market Value: \$97,831.00	Taxes Imposed: \$378.31

Sales Information :

Deed No: 1999-10780	
Sale Price: \$0.00	Sale Date: 4/20/1999



OREGON DEPARTMENT of FISH and WILDLIFE

FISH SCREENING PROGRAM

SMALL PUMP SCREEN SELF CERTIFICATION

The Oregon Water Resources Department in coordination and cooperation with the Oregon Department of Fish and Wildlife includes screen requirements on pumps to protect fish as a condition of many surface water and/or reservoir water right permits. This is done in accordance with ORS 537.153.

The Oregon Department of Fish and Wildlife does not usually inspect small pump screens at **pumped diversions less than 225 gpm** (gallons per minute), but furnishes the following fish screening criteria information to the water right permit holder:

Screen material open area must be at least 27% of the total wetted screen area.

Perforated plate: Openings shall not exceed 3/32 or 0.0938 inches (2.38 mm).

Mesh/Woven wire screen: Square openings shall not exceed 3/32 or 0.0938 inches (2.38 mm) in the narrow direction, e.g., 3/32 inch x 3/32 inch open mesh.

Profile bar screen/Wedge wire: Openings shall not exceed 0.0689 inches (1.75 mm) in the narrow direction.

Screen area must be large enough not to cause fish impact. Wetted screen area depends on the water flow rate and the water approach velocity. **Approach velocity** is the water velocity perpendicular to and approximately three inches in front of any part of the screen face.

An Active pump screen is a self-cleaning screen that has a proven cleaning system. The **screen approach velocity for active pump screens** shall not exceed 0.4 fps (feet per second) or 0.12 mps (meters per second). The wetted screen area in square feet is calculated by dividing the maximum water flow rate in cubic feet per second (1 cfs = 449 gpm) by 0.4 fps.

A Passive pump screen is a screen that has no cleaning system other than periodic manual cleaning. **Screen approach velocity for passive pump screens** shall not exceed 0.2 fps or 0.06 mps. The wetted screen area in square feet is calculated by dividing the maximum water flow rate by 0.2 fps.

For further information on fish screening please contact:

Bernie Kepshire, Oregon Department of Fish and Wildlife,
3406 Cherry Avenue NE, Salem, OR 97303 503.947.6229

As evidence of having met fish screen installation requirements, please sign the certification and send to: **Oregon Water Resources Department, Water Rights Section, 725 Summer Street NE, Suite A, Salem, OR 97301-1271.**

Certification: I certify that my small pumped diversion of less than 225 gpm meets fish screening criteria, and that I will maintain it to comply with regulatory criteria. I also understand that should fish screening standards change, I may be required to modify my installation to meet applicable standards.

Applicant Signature: _____ Date: ____/____/____ WRD File #: _____

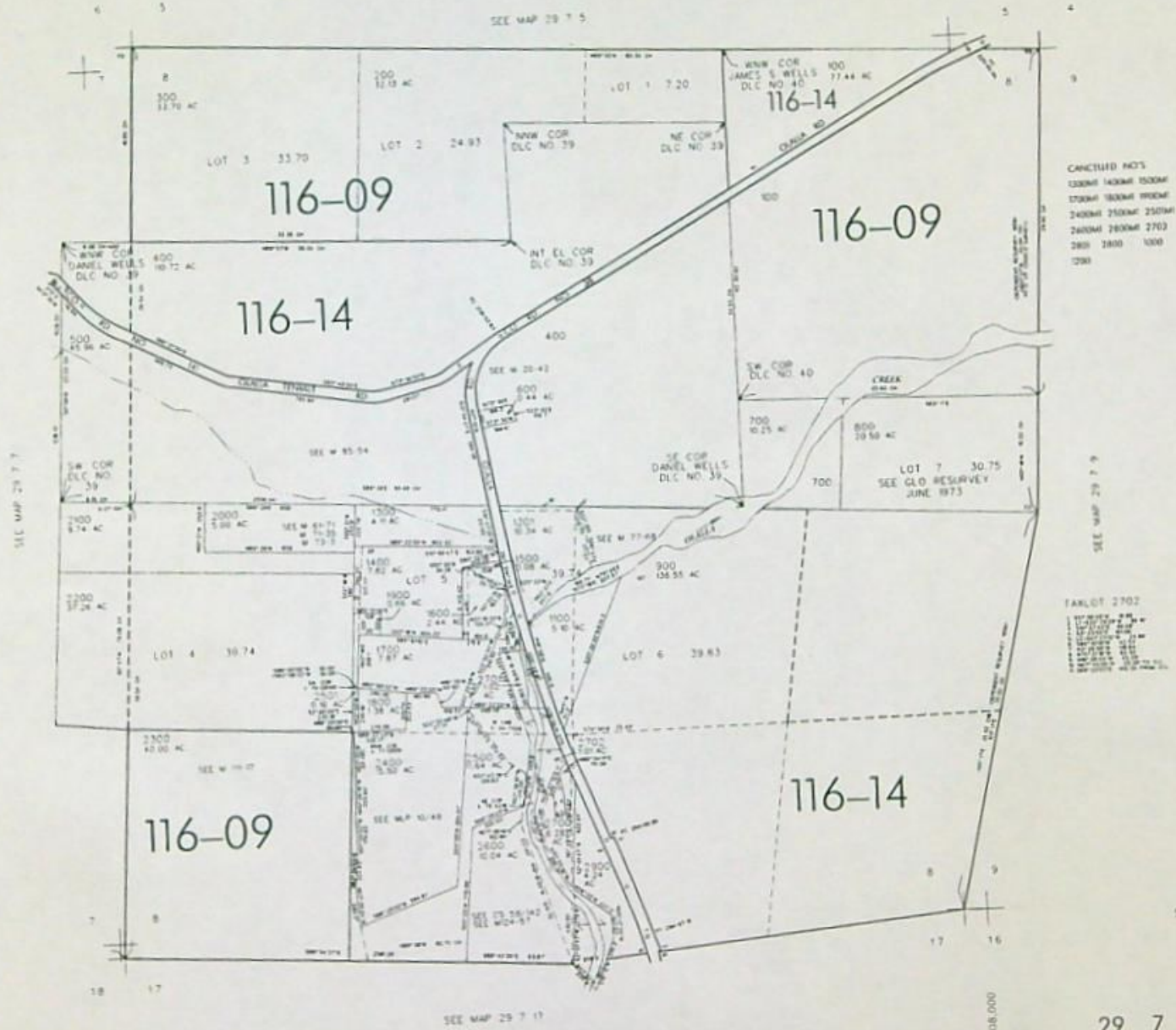
Printed Name and Address: _____

Phone: () _____ Fax: () _____

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SECTION 1275 R. 111
DOUGLAS COUNTY
T-400

REVISED ON
5-13-23



STATE OF OREGON

COUNTY OF DOUGLAS

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DARRELL L. HAMILTON
263 DEER HAVEN LANE
WINSTON, OR 97496

confirms the right to use the waters of OLALLA CREEK AND BEN IRVING RESERVOIR CONSTRUCTED UNDER PERMIT R-7256, tributaries of LOOKINGGLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD.

This right was perfected under Permit 51372. The date of priority is MARCH 6, 1990. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. No water may be appropriated from Olalla Creek during the period June 1 to September 30 except for domestic use and livestock watering for livestock necessary for the subsistence of the family and less than 5000 gallons per day.

The point of diversion is located as follows:

LOT 5 (NE 1/4 SW 1/4), SECTION 8, TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 8.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The water user shall comply with the terms and conditions of contract dated August 31, 1989 between Douglas County and Darrell L. Hamilton, or a satisfactory replacement, a copy of which is in Application File S-70222 at the Water Resources Department.

A description of the place of use to which this right is appurtenant is as follows:

LOT 5 (NE 1/4 SW 1/4)
SECTION 8
TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

The water user shall install, maintain, and operate fish screening to prevent fish from entering the diversion. The required screen is to be in place, functional, and approved by Oregon Department of Fish and Wildlife.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

S-70222.DIP

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.



COBU CHECK LIST
(CWRE SURVEYS - POST 7/9/87)



APPLICATION NO.: 5-70222
PERMIT NO: 51372

FILES

- WRIS PRINTOUT
- CONFLICT CHECKED
- COMPARED TO EXISTING RIGHTS

DRAFTING

- GLO'S (LAYOUT, LOTS, DLC'S)
6 LO Lot 5 not shown on map
- QUADRANGLE MAPS
- LEGAL DESCRIPTION
- SECTION BREAKDOWN
- * DIVERSION POINT DIMENSIONS
Not shown on map CK
- ACREAGE
- TOWNSHIP, RANGE, SECTION
- PHYSICAL FEATURES *Pipeline from holding tank to house not shown - is this the 30' of metal pipe?*
- SURVEY ID INFO

FIELD FORM

- NAME, ADDRESS, COUNTY *no county*
- SOURCE *See Remarks*
- TRIBUTARY
- PRIORITY DATE *not mentioned*
- POINT OF DIVERSION *in Lot 5 (not mentioned)*
- TIME LIMITS, SURVEY REGARDLESS

- PLACE OF USE
- CALCULATIONS
- RATE/DUTY
- PERMIT CONDITIONS *Fish screen
No irrig June 1 - Sept. 30*

ASSOCIATED RIGHTS

- TOTAL QUANTITY FROM POD
- PRIMARY SOURCE USED

PROPOSED CERTIFICATE

- PROOFED, CORRECTED, INITIALED & DATED
- DIRECTORY S:\groups\wr\cents\proposed\surface water
51372

OWNERSHIP

- OTHER OWNERS (Has the permittee/department identified any property owner for lands not included in the final proof?)

no

REMARKS:

Report does not confirm that reservoir is being used as a source. (Water delivered from reservoir via Olalla Cr. by Lookingglass - Olalla Water Control District)
* Fish screen not mentioned - need documentation.

REVIEWER Dorothy Padraon

DATE: 11/5/01

Plat Card Report for: *Township: 29S, Range: 7W Section: 8*

Application	Permit	Certificate	Status lot/dlc	NE				NW				SW				SE				Gov't Lot
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
S 32882	S 25967	<u>31038</u>																		
1/27/1959		.	Lot: 6															3.600 IR		
<i>NC</i> S 32882	S 25967	<u>31038</u>																		
1/27/1959	*	.	Lot: 5																	
<i>NC</i> S 34581	S 27157	<u>31043</u>																		
1/26/1961		.	Lot: 5																	
S 34581	S 27157	<u>31043</u>																		
1/26/1961	*	.																0.100 IR		
<i>NC</i> S 42157	S 31549	<u>34764</u>																		
5/2/1966		.	Lot: 5																	
S 51044	S 38521	<u>51070</u>	Cncl																	
8/9/1973		.	Lot: 4																	
S 51044	S 38521	<u>51181</u>																		
8/9/1973	*	.	Lot: 4																	
S 53351	S 39582	<u>50794</u>																		
6/30/1975		.																		
<i>NC</i> S 53351	S 39582	<u>50794</u>																		
6/30/1975	*	.	Lot: 5																	
<i>NC</i> S 54774	S 41098	<u>61695</u>																		
9/13/1976		.																		

Go to 29S, 7W, 8 page: [1](#) [2](#) [Next >>](#)

[Return to Plat Card Search](#)

NOTE: Please read the disclaimer before using this information. Frequently asked questions are discussed in our Plat Card FAQ.

Plat Card Report for: Township: 29S, Range: 7W Section: 8

Application	Permit	Certificate	Status lot/dlc	NE				NW				SW				SE				Gov't Lot
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
NC S 57411	S 43057	66237																		
5/12/1978				FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	FW	
S 59900	S 46786			35.100 IR	4.700 IR	4.800 IR	11.600 IR					12.900 IR (s)	10.400 IR		9.400 IR (s)		20.500 IR	4.500 IR		
NC 3/7/1981	S 59900	S 46786										8.600 IR	1.700 IR (s)		2.300 IR					
3/7/1981	*																			
NC S 65298	S 47683																			
7/13/1983																				
S 70222	S 51372																			
3/6/1990																				
NC S 83960	S 53572																			
9/29/1998																				

Go to 29S, 7W, 8 page: <<Previous | 2

[Return to Plat Card Search](#)

NOTE: Please read the disclaimer before using this information. Frequently asked questions are discussed in our Plat Card FAQ.

70222

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

REPORT

- permit conditions
- type of use
- extent of use
- rate and duty
- time limits
(A,B,C and transfers)
- crop type
- system capacity
(with computations)

just seen

August 11, 1992

Darrell Hamilton
263 Deer Haven Lane
Winston, OR 97496

REFERENCE: File 70222

We received the Claim of Beneficial Use and map you submitted for Permit 51372 in your name.

A brief follow-up inspection may be conducted in the next few months.

If you have any questions, please call the Water Rights Section at 378-3739.

DSM:caw

cc: Duane W. Kirby

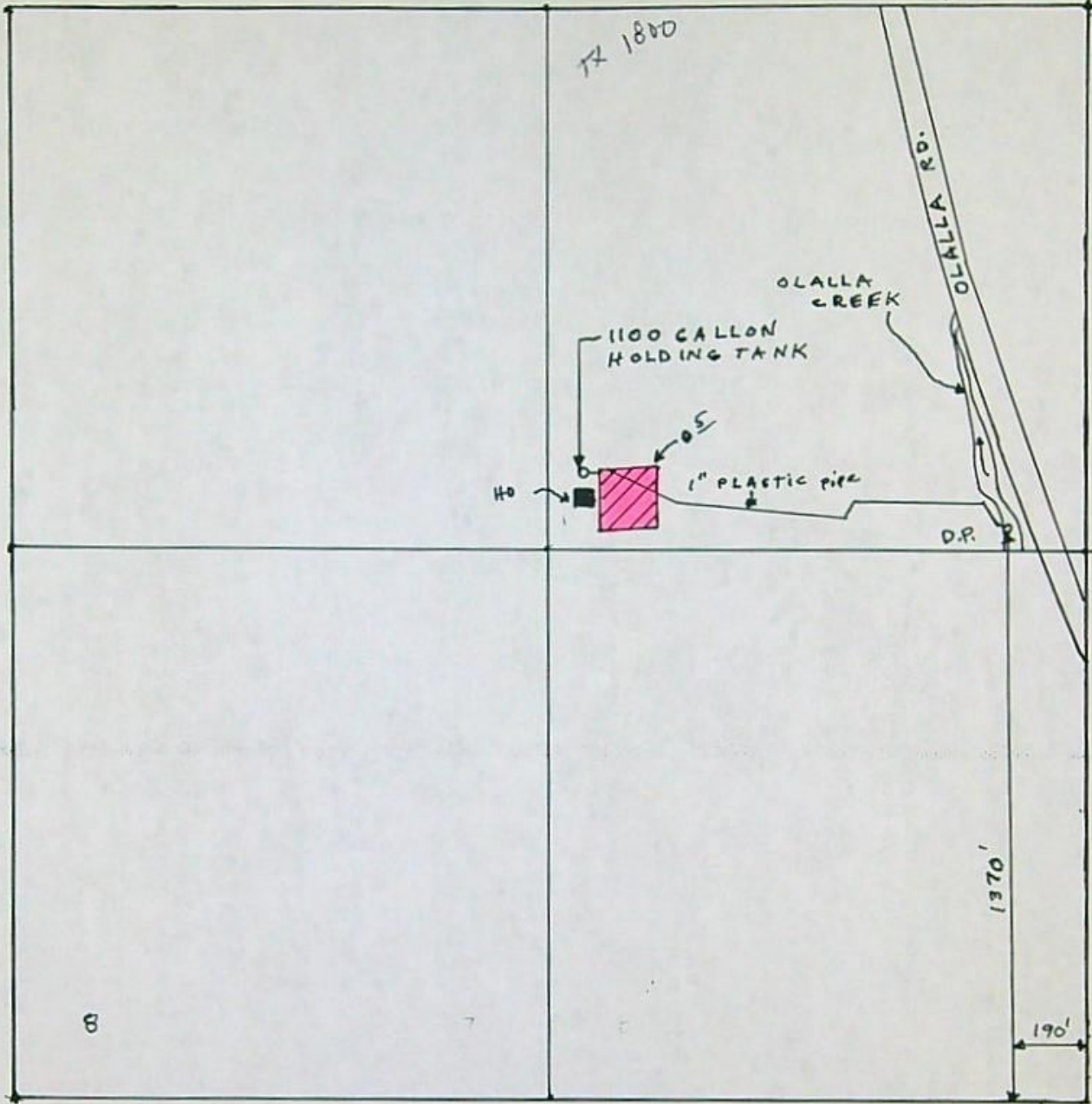


T.29 S., R7 W., WM. RECEIVED

AUG 10 1992

SCALE 1" = 400'

WATER RESOURCES DEPT.
SALEM, OREGON



7

8

18

17

FINAL PROOF SURVEY

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.

UNDER

Application No. 70222 Permit No. 51372.

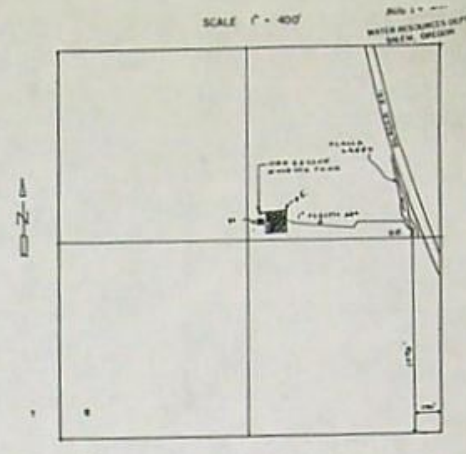
IN NAME OF

DARREL L. HAMILTON

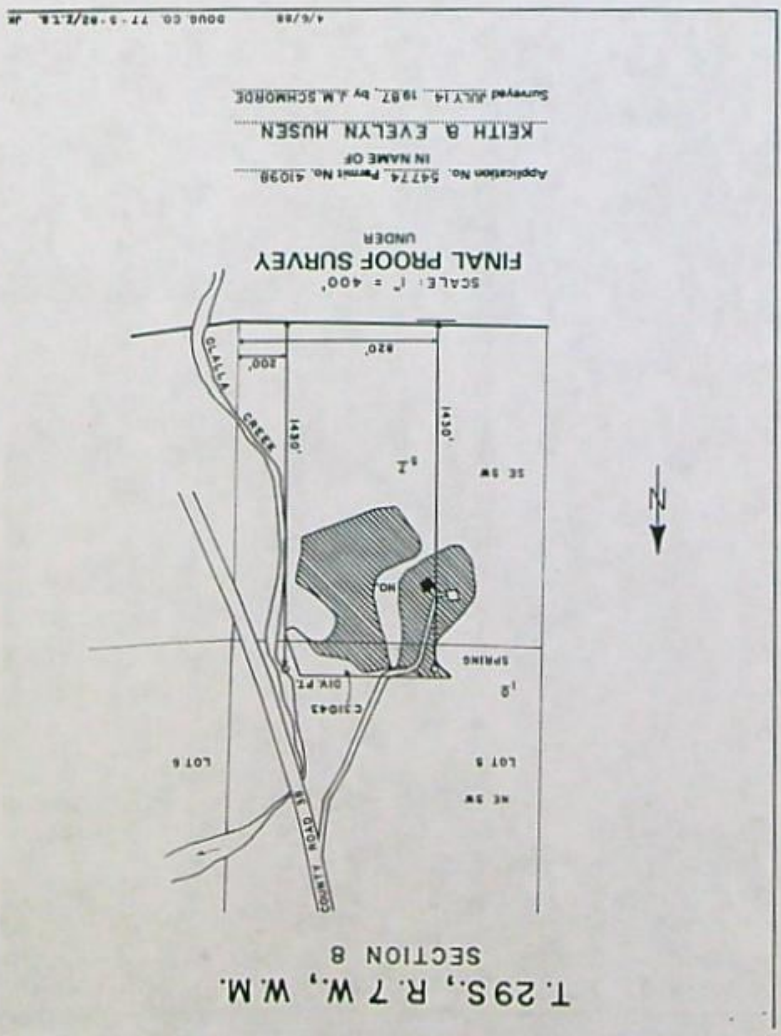
Surveyed JULY 7 1992 by DUANE KIRBY



Handwritten signature



FINAL PROOF SURVEY
 UNDER
 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 ANY OTHER STATE,
 PROPERTY OWNERSHIP
 BOUNDARY LINES. **DARREL L. HAMILTON,**
 SURVEYOR
 MAY 7, 1988 BY QUAYS SURVEY



4/6/88 0906 CO. 77-9-88/1.1A JM

October 29, 1991

Darrell L. Hamilton
263 Deer Haven Lane
Winston, OR 97496

REFERENCE: File 70222

Your application for a permit to use the public waters has been reviewed.

A "draft" permit is enclosed for your consideration. In the preparation of this draft permit, our staff has considered any public or agency comments received, as well as all pertinent Oregon laws, administrative rules and Commission policies.

We are now ready to recommend the issuance of a permit approving your request to use water. The draft permit enclosed contains all of the conditions and limitations that would appear on your permit, if issued.

Please review the draft permit carefully. If you are satisfied that the draft adequately describes your proposed use of water, and the terms are acceptable to you, please sign the draft copy in the spaces(s) provided and return it to us within 30 days. When we receive your signed draft, we will issue your permit as quickly as possible.

If you do not agree with, or cannot accept one or more of the terms or conditions as stated in the enclosed draft, you should advise us immediately. In this event, we will then advise you of any options which may be available to you.

If you have any questions, please contact the Water Rights Section at 378-3739.

enclosure



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

DRAFT

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DARRELL L. HAMILTON
263 DEER HAVEN LANE
WINSTON, OREGON 97496

503-679-8849

to use the waters of OLALLA CREEK AND BEN IRIVING RESERVOIR CONSTRUCTED UNDER PERMIT R- 7256, tributaries of LOOKING GLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE FAMILY.

This Permit is issued approving Application 70222. The date of priority is MARCH 6, 1990. The use is limited to not more than 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. No water may be appropriated from Olalla Creek during the period June 1 to September 30 except for domestic and livestock watering for livestock necessary for the substance of the family and less than 5000 gallons per day.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 8, T 29 S, R 7 W, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM S 1/4 CORNER, SECTION 8.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The water user shall comply with the terms and conditions of contract dated August 31, 1989 between Douglas County and Darrell L. Hamilton. A copy of the contract is in Application File #70222 at the Water Resources Department.

A description of the proposed place of use under this Permit is as follows:

NE 1/4 SW 1/4
SECTION 8
TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

DRAFT

PAGE TWO

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.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date , .

Water Resources Department
William H. Young
Director

I\We, _____, hereby understand and agree that this draft permit describes the full extent of water use that will be allowed approving Application 70222. By signature below, I\We agree to the proposed terms and conditions for this draft permit.

Signature\Title Date

Signature\Title Date

Application No. 70222
 Permit No. 51372

TOWNSHIP <u>295</u> RANGE <u>7W</u> W. M.												SECTION <u>8</u>						
NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
								11 ⁵²				0 ¹				84581	27157	31043
								4 ⁰							3 ⁵	32882	25967	31038
								Don (1)								42157	31549	34764
								Don 12								51044	38521	51181 51070
								Don 12							str	53351	39582	50794
								1 ⁰							Don 5.7	54774	41098	61695
Streamflow Augmentation												57411	43057	45				
								12 ²	12			9 ²				Supplemental 59900	46786	
35 ²	42	4 ⁸	11 ⁶					8 ⁶	10 ²			2 ³			20 ⁸ 4 ⁵	59900	46786	
								Don 1-16								65298	47683	
															X	DVA NOT.	P21465-J2	
								Don 1-16								70222		

ver
 5/23/91
 JAB

STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

DRAFT
RECEIVED

NOV 19 1991

WATER RESOURCES DEPT.
SALEM, OREGON

THIS PERMIT IS HEREBY ISSUED TO

DARRELL L. HAMILTON
263 DEER HAVEN LANE
WINSTON, OREGON 97496

503-679-8849

to use the waters of OLALLA CREEK AND BEN IRIVING RESERVOIR CONSTRUCTED UNDER PERMIT R- 7256, tributaries of LOOKING GLASS CREEK, for DOMESTIC USE EXPANDED FOR ONE FAMILY.

This Permit is issued approving Application 70222. The date of priority is MARCH 6, 1990. The use is limited to not more than 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. No water may be appropriated from Olalla Creek during the period June 1 to September 30 except for domestic and livestock watering for livestock necessary for the substance of the family and less than 5000 gallons per day.

The point of diversion is located as follows:

NE 1/4 SW 1/4, SECTION 8, T 29 S, R 7 W, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM S 1/4 CORNER, SECTION 8.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The water user shall comply with the terms and conditions of contract dated August 31, 1989 between Douglas County and Darrell L. Hamilton. A copy of the contract is in Application File #70222 at the Water Resources Department.

A description of the proposed place of use under this Permit is as follows:

NE 1/4 SW 1/4
SECTION 8
TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

RECORDED
DRAFT

NOV 19 1991

WATER RESOURCES DEPT.
SALEM, OREGON

PAGE TWO

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.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date ,.

Water Resources Department
William H. Young
Director

I\We, Darrell & Linda Hamilton, hereby understand and agree that this draft permit describes the full extent of water use that will be allowed approving Application 70222. By signature below, I\We agree to the proposed terms and conditions for this draft permit.

Darrell Hamilton

Signature\Title

11/14/91

Date

Linda L. Hamilton

Signature\Title

11-14-91

Date

Darrell & Linda Hamilton
263 Deer Haven Ln
Winston OR 97496



URANUS VOYAGER 2 29 USA

Oregon Water Resources Dept.
3850 Portland Rd NE
Salem, OR 97310



Department of Fish and Wildlife

2501 SW FIRST AVENUE, PO BOX 59, PORTLAND, OREGON 97207 PHONE (503) 229-5400

August 14, 1990

RECEIVED
AUG 23 1990
WATER RESOURCES DEPT.
SALEM, OREGON

Jake Szramek
Water Resources Department
3850 Portland Road NE
Salem, OR 97310

Dear Jake:

Re: Water Right 70222, Olalla Creek, a Tributary to the South Umpqua River

The Oregon Department of Fish and Wildlife (ODFW) has completed review of this proposed water right and recommends the following permit conditions:

The permittee shall install, operate and maintain at the expense of the permittee, all screening devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering any diversion of water created by this appropriation of water from Olalla Creek.

Thank you for the opportunity to comment.

Sincerely,

Gregory P. Robart
Staff Biologist
Aquatic Habitats Program
Habitat Conservation Division

grw

TO: JEFF ...

FM: GREG ROBERT

SUBJ: WATER RIGHTS FOR WHICH DFW HAS COMMENTS

69892-50974

70110 -

70162 -

70220 -

70219-50988

70222 - out

70223 -

70237 -

70238 -

70239 -

70242 -

70245 -

70256 -

70264/65/66

~~70265~~

70270 -

70271 -

~~70281~~ -

70283 -

70313 -

70321 -

70327 -

70334 -

70373/74

70335 -

70361 -

70367 -

70340/41R/229d
50989

70370 -

70384 -

~~70374~~ -

70364 -

70386 -

70390 -

70388 -

70399 -

70384 -

70386 -

70388 -

70400 -

70413 -

70416 -

70412/L8

70419 -

R70421 -

70425 -

70422/24

70422 -

70480 -

WE REQUEST EXTENSION OF TIME PAST THE
30 PM REVIEW PERIOD TO COMMENT ON
THESE WATER RIGHTS. PLEASE NOTIFY
US IF ANY OF THESE HAVE ALREADY
BEEN ISSUED. WE WILL GET DFW'S
COMMENTS TO YOU AS SOON AS
POSSIBLE.

Greg Robert

MAR 28 1990

Wm #15

WATER RESOURCES DEPT.
SALEM, OREGON

WATER AVAILABILITY REPORT-SURFACE WATER APPLICATION

Name of Applicant Darrell L. Hamilton Application Number 70222

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes X No _____

If yes, please explain.

Lookingglass Creek and its tributaries (including Olalla Creek) are regulated nearly every year for prior rights.

2. Has the stream or basin that is the source for this application ever been regulated for minimum streamflows?

Yes X No _____

If yes, please explain.

Lookingglass Creek and its tributaries (including Olalla Creek) are regulated every year for minimum streamflows.

3. Do you observe this stream system during regular field work?

Yes X No _____

If yes, what are your observations for the stream. Olalla Creek went dry virtually every year 2 miles above its confluence with Tenmile Creek prior to the construction of Ben Irving Reservoir. Note: Olalla Creek is a tributary of Lookingglass Creek and Lookingglass Creek is a tributary of the South Umpqua River.

4. Based on your observations, would there be water available in the quantity and at time needed to supply the development proposed by this application.

Yes X No X Don't Know _____

What would you recommend for conditions on a permit, that may be issued approving this application?

Language of the Lookingglass Basin Withdrawal: Domestic use only (no irrigation) between June 1 and September 30, domestic use limited to .005 cfs (3225 GPD)

5. Any other recommendations you would like to make?

RECEIVED

MAR 26 1990

WM. DIST. 14
GRANTS PASS, ORE.

Signature Garyl Ball WM District # 15 Date 3/21/90



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

March 14, 1990

DARRELL L HAMILTON
263 DEER HAVEN LANE
WINSTON OR 97496

REFERENCE: File 70222

We received your application on March 6, 1990, describing the proposed use of 0.01 cubic foot per second of water from Olalla Creek for domestic use for one family including irrigation of not to exceed one-half acre lawn and noncommercial garden. Supporting data and fees in the amount of \$325 were also received. Our Receipt 61566 is enclosed. The application has been assigned file number 70222, and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees can be considered for approval by issuance of permits following a mandatory 30-day waiting period and after public interest matters are resolved.

Applications which require additional information will be returned for correction and/or completion. In those cases, the process will, of course, be delayed further. If you feel that a delay in the processing of your application will cause a hardship, please advise.

If the application is approved, the project described in the application will be subject to the Water Resources Commission's Basin Program statements, instream flow requirements, and demands of prior rights.

Sincerely,

STEPHEN C. BROWN
Water Rights Specialist
Applications/Permit Section

Enclosure

SCB:wcm

cc: Duane W. Kirby, CWRE

APPLICATION PROCESSING OUTLINE

Basin: 16 Umpqua
 Sub-basin: _____
 Fees paid: Examination fee: 200
 325 Recording fees: 125
 Total: 325

Application No. 70222
 Permit No. 51372

RATE AND DUTY _____ for irrigation

1. Check for minimum information (OAR 690-11-020)

yes	no	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of the applicant.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Source of the water.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Quantity of water to be appropriated.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Location of point of diversion to 1/4 1/4 Section.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Nature and place of use.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of all legal owners of the properties involved.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Signature of the applicant
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Examination fees.

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

yes	no	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Water Resources Commission classification limits or restrictions -- If yes, note: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	State Engineer's withdrawals -- If yes, note: _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Legislative withdrawals -- If yes, note: <u>Looking glassing Creek</u>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	If policy statement is unclear check with Resources Management Division.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Scenic Watervay: _____ ___ on ___ up-stream ___ v/in 1/4 mile ___ Notify Parks and Recreation Department
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Out-of-basin diversion Need to route to Geology Section due to: ___ well within one mile of a stream ___ well within restricted surface water area ___ wells with request for greater than 5 cfs ___ well is for heating &/or cooling ___ well constructed by land owner ___ well is artesian ___ artificial ground water recharge project ___ ground water area under study
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Within Irrigation District: <u>Wapinitia - Ojala</u> ___ Notify <u>WV</u> Need excerpt from District
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Legal description of property
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ownership statement
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other parties to Notify: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Water Resources Commission review if: ___ Request for greater than 5 cfs ___ Dam height greater than 10 feet ___ Storage of more than 9.2 acre-feet ___ Out-of-basin diversion ___ within or above a scenic watervay ___ conditional uses under basin program ___ requests for larger rate or duty than allowed ___ ground water recharge project ___ other substantial public interest issues ___ requests for review by an agency or person
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watermaster comment form sent with copy of application and map.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watermaster comments received _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Hydrographic section comments requested _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hydrographic section comments received _____ O. D. F. V. sent copy of application and map (except groundwater) requesting comment _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	O. D. F. V. comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report from D. E. Q. received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Publish application information in weekly public notice.
<input type="checkbox"/>	<input type="checkbox"/>	Notify other owners of development
<input type="checkbox"/>	<input type="checkbox"/>	PROTESTED filed _____ resolved _____

Dave M. draft permit plz. 10/25/91

Dave - permit plz. 11/19/91

NCR by SB

8.5.83 Domestic only NO L+G ? 6/1-9/30

.005 max Dom. per W.M.

5A

NUMBER 60169

Check 325⁰⁰ M.O. Cash

Surface Application

Reservoir Application

Ground Water Application

Transfer Application

Power Claim

Hydroelectric Examination

Hydroelectric License

Copying

Assignment

Extension of Time

Other

P-6

Quadrangle

Basin

Protest

Constructors Examination

Constructors License

Adjudication

200

125

Application No. 70222

Permit No. 51372

RECEIVED

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

MAR 06 1990

WATER RESOURCES DEPT. SALEM, OREGON

I, Darrell L. Hamilton (Name of Applicant)

of 263 Deer Haven Ln. (Mailing Address), Winston (City)

State of Oregon (Zip Code) 97496 Phone No. (503) 679-8849 do hereby

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

1. The source of the proposed appropriation is Olalla Creek and a tributary of S. Umpqua R

2. The point of diversion is to be located 1370 ft. N. and 190 ft. W. from the South 1/4 corner of Section 8, T 29 S, R 7 W, W 2 M (Public Land Survey Corner)

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

being within the NE 1/4 of the SW 1/4 of Sec. 8 Tp. 29 S R. 7 W, W. M., in the county of Douglas

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

Table with 5 columns: Township, Range, Section, List 1/4 of Section, List use and/or number of acres to be irrigated. Row 1: 29 S, 7 W, X 8, NE 1/4 SW 1/4, Domestic up to 1/2 acre irrigation.

Application

PC 3/7/90

Application No. 70222

Permit No. 51372

RECEIVED

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

MAR 06 1990

WATER RESOURCES DEPT. SALEM, OREGON

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of 263 Deer Haven Ln. (Mailing Address), Winston (City)

State of Oregon (Zip Code) 97496 Phone No. (503) 679-8849 do hereby

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

1. The source of the proposed appropriation is Olalla Creek and a tributary of S. Umpqua R

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

being within the NE 1/4 of the SW 1/4 of Sec. 8 Tp. 29 S R. 7 W, W. M., in the county of Douglas

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

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
29 S	7 W	X 8	NE 1/4 SW 1/4	Domestic up to 1/2 acre irrigation

PC 3/7/90

4. The amount of water which the applicant intends to apply to beneficial use is 0.005
cubic feet per second. for domestic and 0.01 cfs for irrigation
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is Domestic & up to
1/2 acre irrigation non commercial lawn & garden
including the irrigation of

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

Electric pump and 1100 feet of 1" poly
pipe to 1200 gallon holding tank.
Lawn sprinklers will be used to apply
irrigation water. A trailer will be
lived in until a house is built.

If for domestic use state number of families to be supplied one

7. Construction work will begin on or before 10/1/89

8. Construction work will be completed on or before 10/1/90

9. The water will be completely applied to the proposed use on or before 10/1/91

RECEIVED

MAR 06 1990

LOOKINGGLASS - OLALLA
WATER CONTROL DISTRICT

WATER RESOURCES DEPT.
SALEM, OREGON

THIS IS AN AGREEMENT made between Lookingglass-Olalla Water Control District and Darrell Hamilton, to allow an additional 1 acre to be irrigated at the rate of \$20.00 per year - in conjunction with a current domestic contract. This fee is in addition to the yearly reservation fee.

LOOKINGGLASS-OLALLA WATER
CONTROL DISTRICT

By *Lee Reding Sr.*
District

Darrell Hamilton
Consumer

Dated January 23, 1990

Application No. 70222
Permit No. 51372

679-8952

12116.08

RECEIVED

MAR 06 1990

LOOKINGGLASS - OLALLA
WATER CONTROL DISTRICT

WATER RESOURCES DEPT.
SALEM, OREGON

AGREEMENT FOR PURCHASE
OF
DOMESTIC WATER

Application No. 70222
Permit No. 51372

THIS IS AN AGREEMENT made between Lookingglass-Olalla
Water Control District, hereinafter called District, and
Darrell L. Ham: 1704, hereinafter called
Consumer. It is dated 8-31-87 and
expires 12-31-91.

The annual reservation fee shall be \$100.00 per year
payable January 1st of each year, shall be non-refundable and
is due in full upon the signing of this contract. In addition
to the reservation fee, the consumer will pay \$100.00 per year
for use of domestic water, as hereinafter provided. Said \$100.00
use fee shall be prorated if this contract is signed on a date
other than December 1 of each year.

Subject to the conditions hereof and in consideration
of the covenants, agreements and payments hereinafter specified,
the District agrees to sell and to deliver to Consumer at the
point or points hereinafter mentioned and the Consumer hereby
agrees to purchase and receive from the District not to exceed
2 acre feet of domestic water during each of the next three (3)
ensuing years, commencing with the year of 1987.

This agreement is made upon the following terms and
conditions:

1. The point of delivery of the water will be at the bank
of Clalla Creek on the property of Kieth Husera,
Tax Acct. # 12116.10, at such point as the parties hereto may
agree upon for the installation of a pump or other facilities for
the taking of the water from said stream.
2. All installations and facilities, including but not
limited to the intake pipe, pump, or other means of taking water,
shall be provided by the Consumer at its own expense.
3. The District reserves the right at all reasonable
times to go upon the premises of Consumer or at the point of
diversion to inspect the water intake and other facilities.
All necessary easements must be provided by the Consumer.
4. The obligation of the District to deliver the water
to the Consumer is conditioned upon the ability of the District, in
the exercise of reasonable care and diligence, to provide the same.
The District shall not be liable for failure to deliver the water

AGREEMENT

Lookingglass-Olalla Water
Control District
Page 2

at any given time or in any given amount if it is prevented from doing so by breakdown of facilities, accidents or other events which may occur and be beyond the ability of the District to control.

5. It is acknowledged that the District has and will enter into other contracts with various Consumers for the purchase of irrigation and domestic water and that by reason of water shortages which from time to time may occur either from inadequate rainfall or other events beyond the control of the District, the District may be required on a pro rata or other equitable basis to make reduced allocations of the right of the Consumer and other consumers to receive the amount of water called for in this agreement in any given irrigation season year. Consumer agrees that the District shall have the right so to do.

6. The obligations of the District hereunder at any time may be limited by any lawful order, regulation or ruling of any governmental agency which may impair or make it impossible or impracticable for the District to perform any one or more of its obligations hereunder and this agreement is subject thereto.

7. The price to be paid for the furnishing of domestic water to the Consumer shall be at a rate applicable at the time of the signing of this contract. A rate schedule is attached hereto and made a part of this contract.

8. The District shall bill the Consumer for the water used each year or part of year from December 1 of each year. If the Consumer has not used water for one full fiscal year period, his water user fee will be prorated as of December 1. Consumer agrees to pay the billing for water used for the billing period within a period of not more than 30 days after such billing, and if said water bill is not paid within 30 days after such billing, interest will be charged from the date of said billing at the rate of 9% per annum. The District reserves the right to refuse to deliver water to the Consumer or to the real property for which water is furnished under this agreement at any time when the Consumer is in default in payment of any water charge or billing.

9. The District reserves the right to promulgate reasonable rules and regulations applicable to all water users of the District governing the taking and use of water from the District. Consumer agrees to comply therewith, and the District shall have the right to withhold delivery of water to the Consumer at any time while the Consumer is in default or in violation thereof.

AGREEMENT

Lookingglass-Olalla Water
Control District

Page 3

10. This agreement inures to the benefit of the parties hereto and their respective successors and assigns.

11. In the event of any suit, action or other proceeding to enforce this agreement or any provision thereof, then and in the same and on appeal the prevailing party shall recover from the other such sum as and for attorney's fees as the Court having jurisdiction of the matter shall deem reasonable.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this 19 day of Sept., 1989.

LOOKINGGLASS-OLALLA WATER
CONTROL DISTRICT

By Ellen J. Zuercher
Chairman District

Danell Hamilton
Consumer

MAJOR LAND PARTITION

W. 1/4 OF SEC. 8, T29S, R7W, W.M.
DOUGLAS COUNTY, OREGON

RECEIVED

MAR 06 1990

JANUARY, 1988

SCALE: 1"=200'

WATER RESOURCES DEPT.
SALEM, OREGON

PARTITIONER: Keith Husen
5461 Upper Olalla Rd.
Winston, Oregon 97476
Ph: (503) 679-5262

MAP PREPARED BY: AA Surveying Service, Inc.
2566 N.E. Stephens St.
Roseburg, Oregon 97470
Ph: (503) 672-2096

NOTES:

2

WATER: Well SEWER: Septic

Parcel 1 - FG
Parcel 2 - 5R

Legal

DESCRIPTIONS

Application No. 70222
Permit No. 51372

PARCEL 1

Parcel 1 exceeds 10 acres and is more particularly described in Map File M61-71 and deed reference numbers 77-509 and 78-13451.

PARCEL 2

Beginning at a 1/2 inch iron rod from which the quarter corner common to Section 8 and Section 17, T29S, R7W, W.M. bears S35°03'57" E. 1642.76 feet; thence N89°22'20" W. 270.06 feet to a 5/8 inch iron rod; thence N02°00'00" W. 235.16 feet to a 1/2 inch iron rod; thence S82°56'35" E. 280.37 feet to a 1/2 inch iron rod; thence south 203.53 feet to the point of beginning. All situated in the SW quarter of said Section 8, containing 1.38 acres more or less.

30' ROAD EASEMENT

A 30 foot right-of-way easement, being 15 feet on either side of the following described centerline. Beginning at a 1/2 inch iron rod on the westerly right-of-way line of Douglas County Road # 38, from which the quarter corner common to Section 8 and Section 17, T29S, R7W, W.M. bears S09°01'24" E. 2162.08 feet; thence S02°23'15" W. 189.43 feet; thence S31°04'52" W. 126.63 feet; thence S23°02'38" W. 314.40 feet; thence S21°19'15" W. 100.45 feet; thence S22°22'48" W. 37.17 feet; thence S88°44'23" W. 157.87 feet; thence N88°23'28" W. 199.94 feet to a point on the east line of Parcel 1 and there terminating.

WATERLINE EASEMENT

A 8' waterline easement for installation and maintenance of a waterline the northerly line being more particularly described as follows. Beginning at a 1/2" iron rod from which the 1/4 corner common to Section 8 and Section 17, T29S, R7W, W.M. bears S10°20'27" E. 1475.32 feet; thence along the north line N89°22'20" W. 307.14 feet to the centerline of a 30 foot right-of-way easement and there terminating.

DRAIN FIELD EASEMENT

A drain field easement beginning at the SE corner of Parcel 2; thence N89°22'20" W. along the south line of Parcel 2, 130.00 feet; thence S00°47'40" W. 100.00 feet; thence S89°22'20" E. 130.00 feet; thence N00°47'40" E. 100.00 feet to the SE corner of Parcel 2. Intended for the installation and maintenance of a drain field.

LEGEND

Found 1/2" iron rod per M61-71

Set 5/8" x 30" iron rod with photo on 1/4" AA SURVEYING

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Keith L. Cubic
PLANNING COMMISSION

NARRATIVE

PURPOSE: To partition the lands delineated on M 61-71.

PROCEDURE: All monuments were found per M 61-71. Except the Southwest corner. The Southwest corner was set by record bearings and distances. Parcel two was created by establishing a line between two found monuments as shown.

APPROVALS

Keith L. Cubic
Planning Commission

2/10/88
Date

Francis L. Swanson
County Surveyor

2-22-88
Date

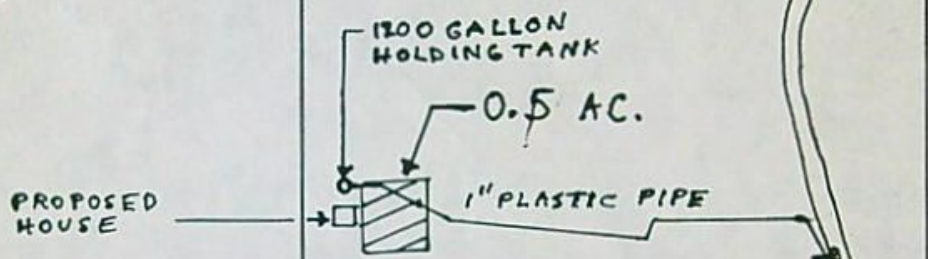
APPLICATION MAP
 IN THE NAME OF: DARRELL HAMILTON
 S 8, T 29 S, R 7 W, W.M.
 1 INCH = 400 FEET

RECEIVED
 MAR 06 1990

WATER RESOURCES DEPT.
 SALEM, OREGON



THE POINT OF DIVERSION
 IS 1370 FEET NORTH AND
 190 FEET WEST FROM
 THE SOUTH 1/4 CORNER
 OF SECTION 8



POINT OF DIVERSION
 OLALLA CREEK

SOUTH 1/4 CORNER
 OF SECTION 8

Application No. 70222
 Permit No. 51372

7 8
 18 17

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.

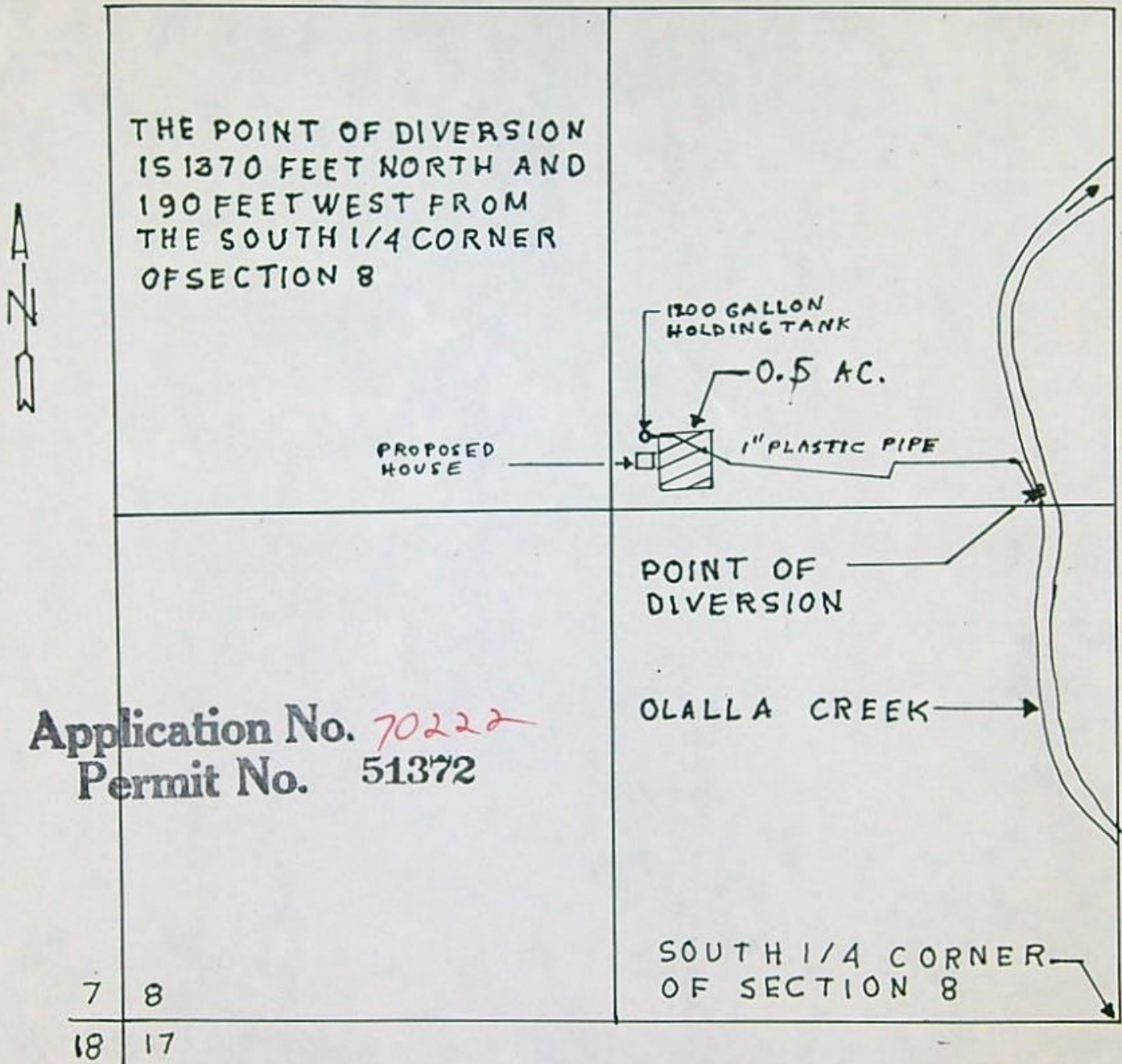


APPLICATION MAP
 IN THE NAME OF: DARRELL HAMILTON
 S 8, T 29 S, R 7 W, W.M.
 1 INCH = 400 FEET

RECEIVED

MAR 06 1990

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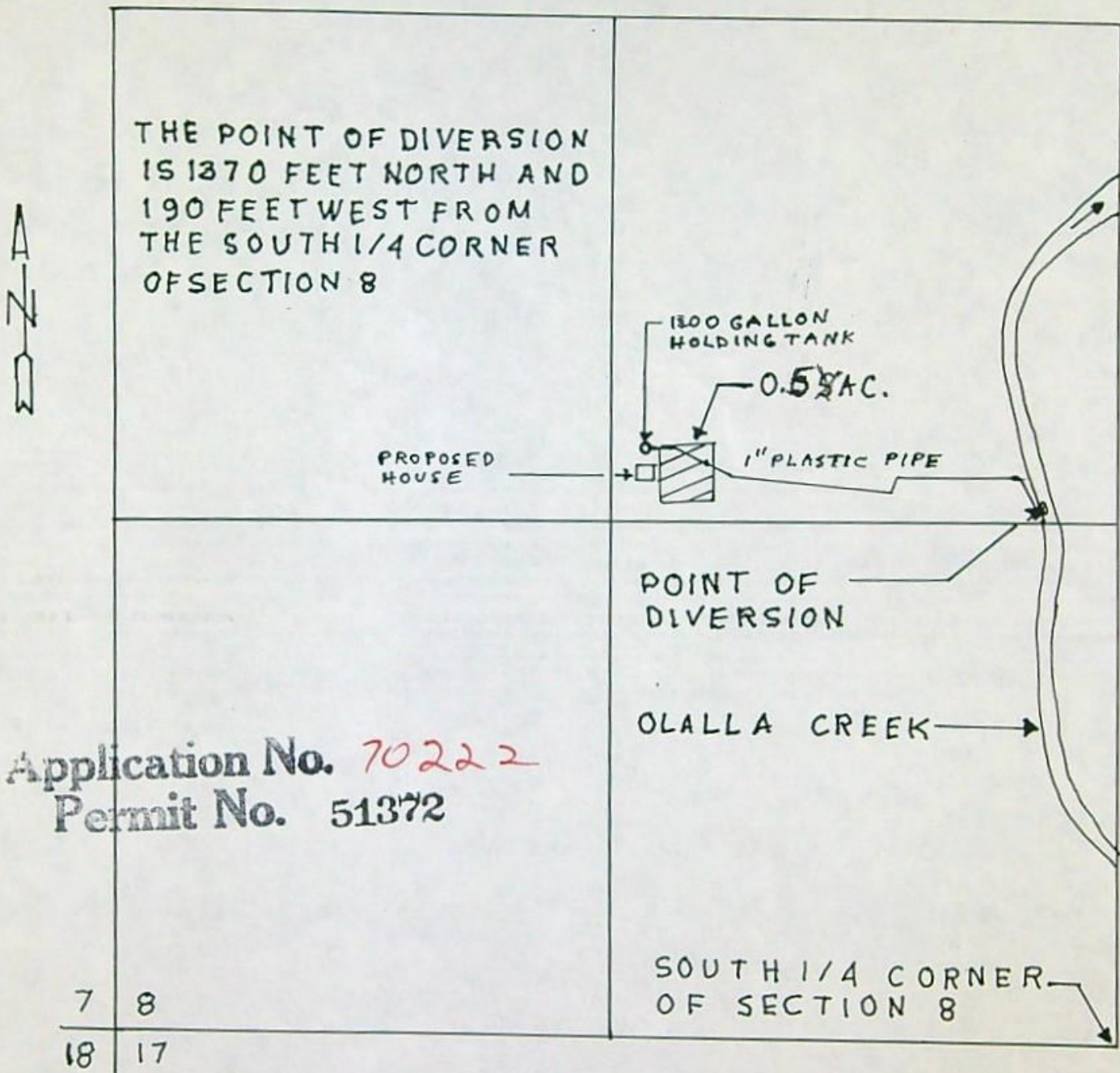
Certified Water Right Examiner
 #214 WRE
 Duane W. Kirby
 Duane W. Kirby
 May 30, 1989
 STATE OF OREGON

APPLICATION MAP
 IN THE NAME OF: DARRELL HAMILTON
 S 8, T 29 S, R 7 W, W.M.
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APPLICATION
CHECK-OFF LIST

~~RECEIPT POSTED~~
~~STREAM INDEXED & STREAM CODED~~
~~CONTENTS MARKED/STAMPED~~
~~FILE FOLDER TYPED~~
~~CALENDAR CARD TYPED~~
~~KARDEX TYPED~~
~~MAPS COPIED~~
~~APPLICATION COPIED~~
~~SCENIC WATERWAY NOTED~~
~~ACK LETTER TYPED~~