	Application No	49800			F
Name DEERHORN COMMUNITY WATER ASSOCIATION	Permit No	00404		Date 10-12-72	
By	Certificate No	AASIC			
Address 16944 Madrone Street Springfield, OR 97477	Oct afficate 110				
	Stream Index, Page	No. 2-28M			
				6-3-77	\$
Date filed October 12, 1972				Date	
Priority October 12, 1972					
Action suspended until Of Conf	Date	To Whom	ASSIGNMENTS Add	ress	
Return to applicant					
Date of approval November 27, 1972					
CONSTRUCTION			REMARKS		
Date for beginning November 27, 1973	0.10 cfs from	Haugen Creek fo	r domestic use for	58 families	
Date for completion October 1, 1974	ing irrigation	n of lawn and ga	rden not to exceed	acre in a	re
Extended to	OCT 10 1974 CARD	OR C			
Date for application of waterOctober_1,_1975	JAN 1 3 1976 FORM 100				
Extended to				•••••••••••	
PROSECUTION OF WORK					
Form "A" filedstarted					
Form "B" filed					
Form "C" filed					
FINAL PROOF				••••••	••••
Blank mailed MAR 3 0 1977				•••••	
Proof received					

### STATE OF OREGON

COUNTY OF

LANE

# Proof of Appropriation of Water

DEERHORN COMMUNITY WATER ASSOCIATION

of 41644 Madrone St., Springfield has applied beneficially the waters of Haugen Creek

, State of Oregon, 97477

a tributary of McKenzie River for the purpose of domestic use for 14 families including the irrigation of lawn and garden not to exceed 2 acre in area for each family

under Permit No. 36164 and that the use of said waters has been completed under the terms of said permit; that the priority of the right dates from October 12, 1972

that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of 0.05 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW4 SE4, Section 17, T. 17 S., R. 1 E., W. M., North 60 degrees 50 minutes 20 seconds East, 1168 feet from the S4 Corner, Section 17.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to \_\_\_\_\_ of one cubic foot per second per acre,

and shall

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

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

as follows:

St SW4 Section 17

Lot 3 (SE% SE%) Section 18 JUN- 81977
WATER RESOURCES DEPT
SALEM, OREGON

Lot 9 (NE% NE%) Section 19

Land on which water is to be used is more explicitly described as follows: Lots 7, 9, 12, 13, 18, 21, 23, 25, 29, 30, Block 4; Lot 10, Block 5, Deerhorn Ranch Acres plus; 2 houses in NE% SE% SW%, Section 17 and 1 house in Lot 9 (NE% NE% NE% NE% NE%), Section 19.

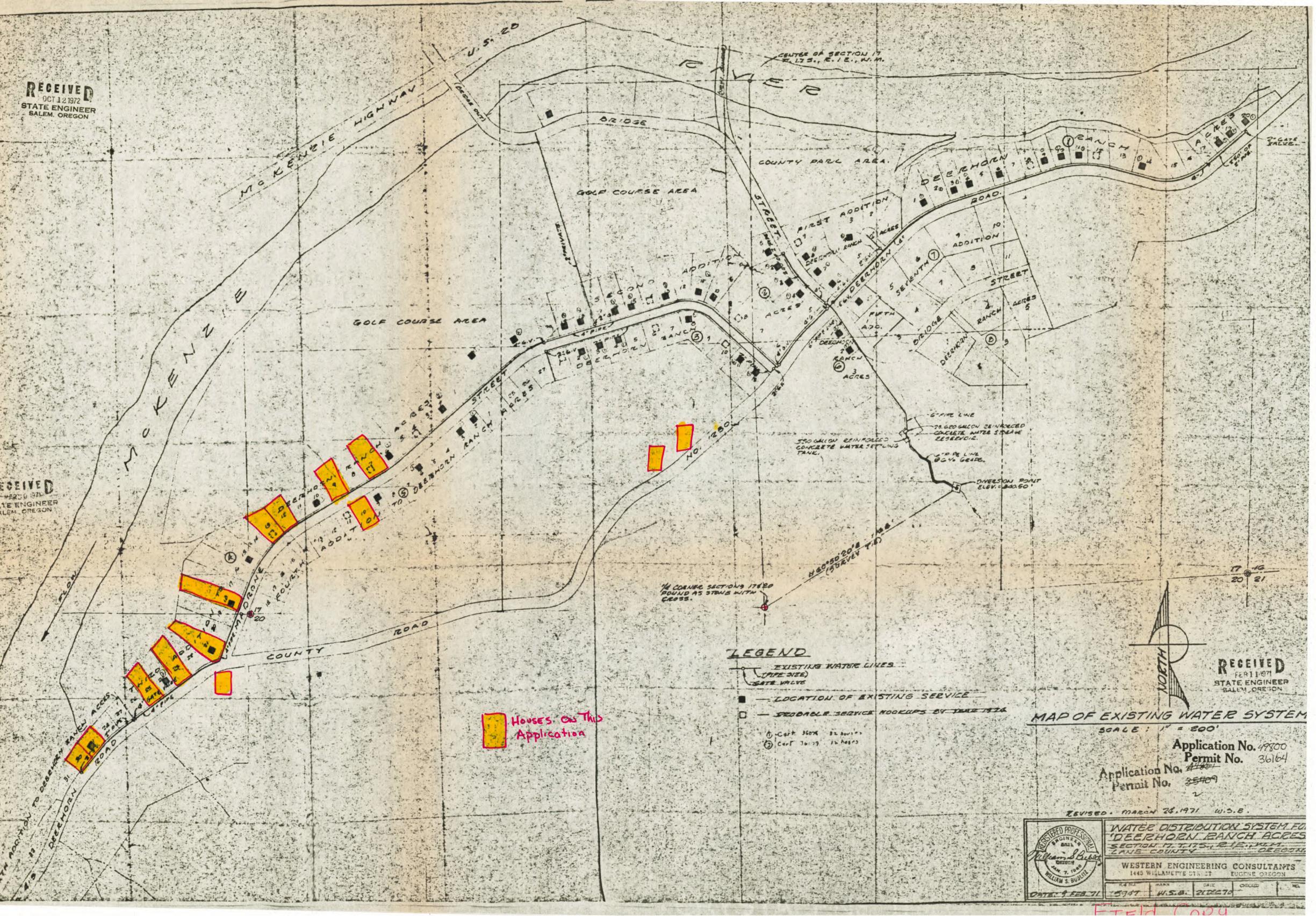
T. 17 S., R. 1 E., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 30 day of May 77,

19.....

John Kung



Basin 2, Vol.

## Abstract of Permit No. 36164

Application No. 49800

Certificate No.

Name

Deerhorn Community Water Association

41644 18944 Madrone Street

Address

Springfield, Oregon 97477

Source of water supply

Haugen Creek trib Mckenzie River

Use

Domestic use for 58 families including the irrigation of lawn & garden not to exceed 1/2 acre in area for each family

1163.0 ft. N. 60°50'20" E. from the St corner of Sec. 17, being

within the SWt SEt of Sec. 17, T. 17 S., R. 1 E., W.M., in the

Number of acres

Point of diversion

county of Lane N 60° 50' 20" E , 1168' from the 5/4 cor Sec 17

#### DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.		NE	21/4	7.	837	NV 4	W401	1047	APP	SV	145	RT	3939	SE	AN	6
I wp.	Runge	Sec.	NE!4	NW14	SW14	SE14	NE14	NW!4	SW14	SE14	NE%	NW14	SW14	SE14	NE%	NW34	SW14	SE
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		18	Ro	+3	St.	45	-4											_x
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	/																	
/				(	50	RU	E	V	R	EC	AR	D	(E	55				

Priority date

October 12, 1972

Amount of water

0.05 0.10 c.f.s.

Time limit to begin construction

November 27, 1973

Time limit to complete construction

10-1-74 extended to

extended to

Time limit to completely apply water 10-1-75 extended to

extended to

Remarks: Land on which water is to be used is more explicitly described

SEC 19.

## Abstract of Permit No. 36164

Application No. 49800

Certificate No.

Deerhorn Community Water Association

41644 1094# Madrone Street

Springfield, Orogon

Source of water supply

Use

Name

Address

Point of diversion

Number of acres

Haugen Crook TV

Domestic use for 98 families including the irrigation of lawn & garden not to exceed 1/2 acre in area for each family 1160,0 ft, W. t0"50"20" E. from the Sir corner of Sec. 12, being udthin the Svi SEL of Sec. 17, T. 17 S., R. I E., W. H., in-thecounty-of lane N 60'50'20' E 1168' +rom the 214 con See 17

#### DESCRIPTION OF LAND TO BE TERIGATED OR PLACE OF USE

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Priority date

Amount of water

0.10 c.1.s.

October 12, 1972-

Time limit to begin construction -November 27, 1973-

10-1-7A extended to Time limit to complete construction

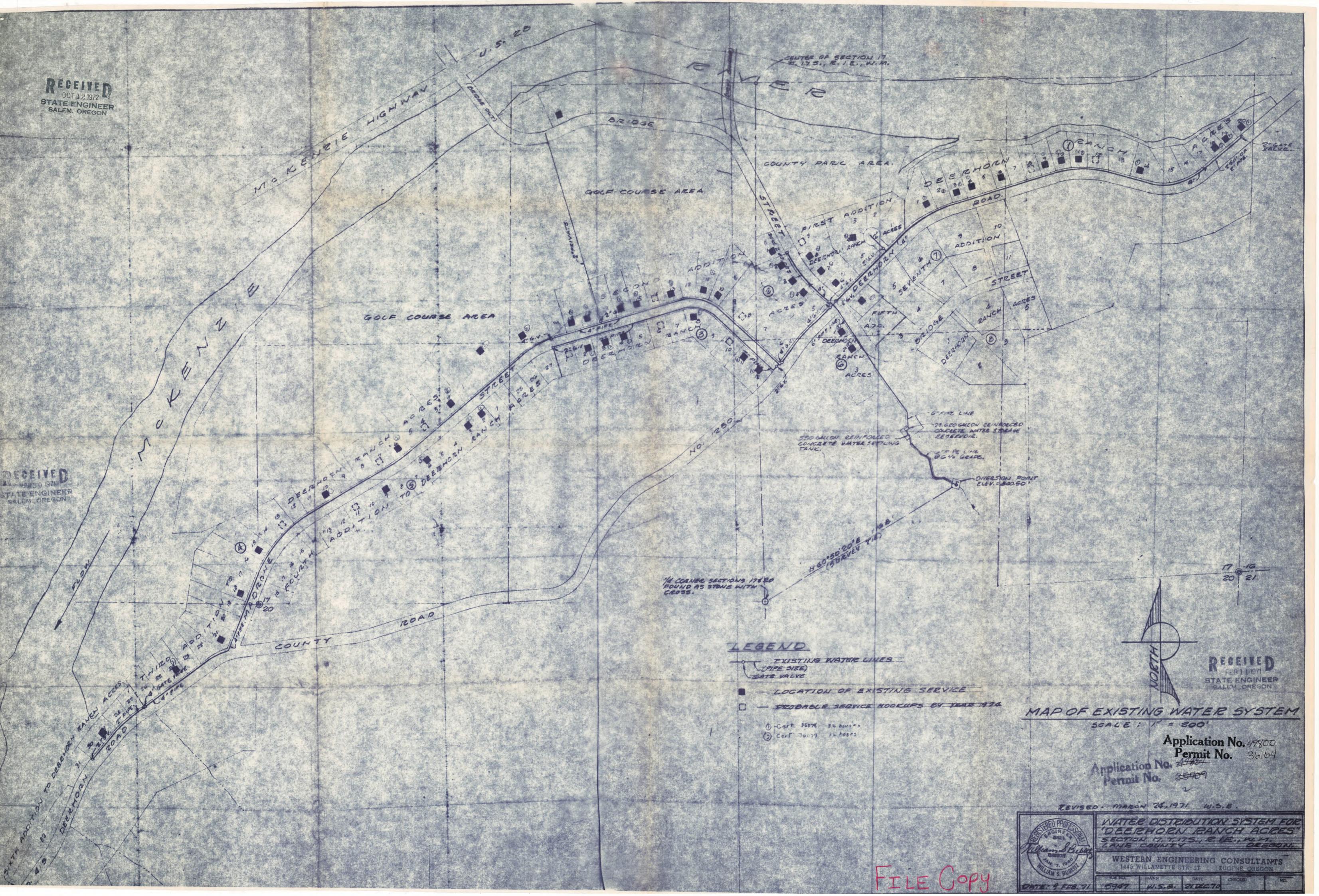
Time limit to completely apply water 10-1-35 extended to

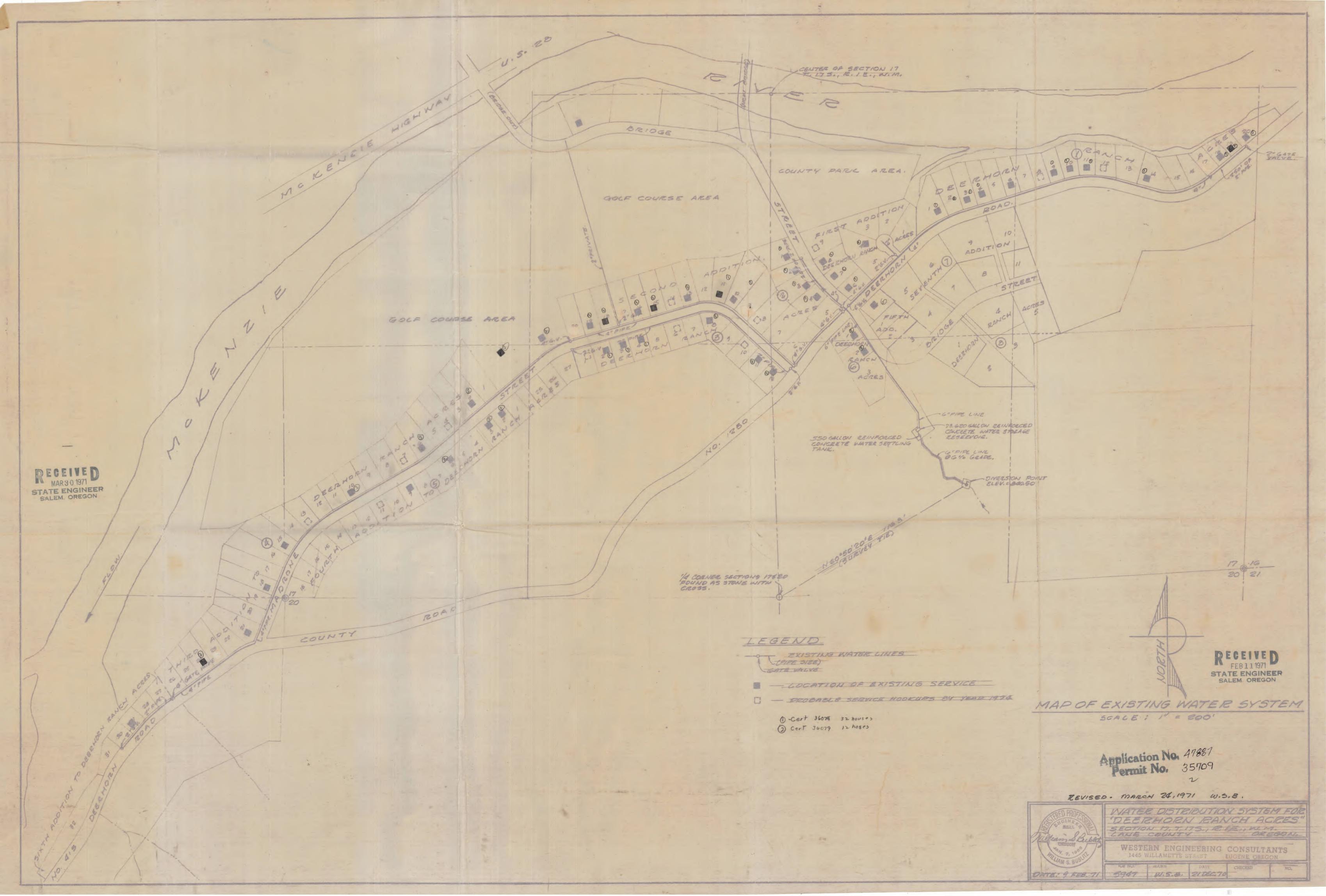
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# Water Resources Department

### MILL CREEK OFFICE PARK

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

PHONE 378 2907

November 21, 1978

Dave Black Liability Claims Division 325 13th Street N.E., Suite 201 Salem, OR 97310

Dear Sir:

I am returning the information which you furnished concerning IO-2755, Deerhorn Community Water Association, together with the additional information which you requested.

- 1. The enclosed publication titled "Oregon Water Resources Department" gives a complete listing of the Department's duties and responsibilities. The enclosed publication "Oregon Water Laws" defines statutory authority. Also enclosed are some general purpose booklets which describe the water rights application process.
- 2. Yes, see information referenced in 1 above.
- 3. This Department's authority in the enforcement of dam safety regulations is established and defined by O.R.S. 540.350 540.400.
- 4. Yes. Pursuant to application by the Association, two certificates of water right, numbers 44514 and 44516, were issued by this Department, authorizing the diversion and use of a total of 0.13 cubic feet per second from Haugen Creek for domestic use.
- 5. Oregon statute requires that this Department review and approve engineering plans and specifications for any dam which exceeds 10 feet in height or has a storage volume in excess of 3 million gallons. Approval is required prior to the beginning of construction. The plans and specifications are reviewed by professional engineers trained and experienced in the design, construction, operation, and maintenance of dams. I know of no County agencies with authority in this area.

The issuance of certificates of water right for the use of water from Haugen Creek did not require, and does not infer, approval of adequacy of design or construction for concrete water tanks.

Sincerely

Many Olmli Gary Oberholtzer

Engineer

Encls. GO:vp

STATE OF OREGON

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and the second second to the second second

## ROUTE SLIP

TO:	Sary Ober ho	10-9-78 1/zes - Water Per
FROM:	Salin Cer	Bldg 55513,
i itom.		
CHECK	—— Approval	Investigate
	Necessary Action	—— Confer
	—— Prepare Reply	Per Telephone
	— For My Signature	For Your Information
	— Your Signature	—— As Requested
	Comment	Note and File
	Initial and Return	

# RECEIVED

OCT 101978

WATER RESOURCES DEPT. SALEM, OREGON

Speed Message  Jany Oberho/8zer: Engineer From Davi Black  Depart of Water Resources Leapility Chus. Dav. Justice  MillCreek Office Bldg - SSS 13 M.E. Salen, On.  Description Com. Water Reson: (Salen On) - LO-2755. Loss ofto 6-22-78  Date 10-9-78  Date 10-9-78  Date 10-9-78  Leaping for money damages much against the State of Chegan,  United that with a property discription you could provide me with information relative to this concrete receivers in Leaping Ore.  It is alleged that if the plans had been properly and diligently analyzed - problems accurring would have been eleminated i.e. over stressed, cracking and leaking.  Geparently the attorny and his client feel this the State approves etc. the facility which will be used to stay		
Sary:  Within the last few weeks we have discussed a claim for money damages made against the State of Chegen.  Gen stated that with a property discription you could provide me with information relative to this concrete reservoir in Leaburg, Ore.  It is alleged that if the plans had been properly and difigently analyzed - problems accurring would have been eleminated i.e. over stressed, cracking and leaking.  Capparently the attorny and his client feel that the State	. 1"	Speed Message
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apparently the attorney and his client feel that the State	eleminated i.E. over stress	ed cracking and leaking.
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Signed	approves etc. the facility	which will be used to store
	Si	igned

WilsonJones

1	Speed Message
To Shry Oberhottzer	From D.Slac CC
Mel ak Off Bldg  Jeanhan - LO. 2755	n
A 7	Date
large amounts of water for	new and existing occupied
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2. Do you how	e control over water diversion -
2101age	etc.!  1 what or the agency - what control  the think the think
or regulat	tions authorizes your authority.
4: Doesyour ag	loes this encompass relative to
	Signed

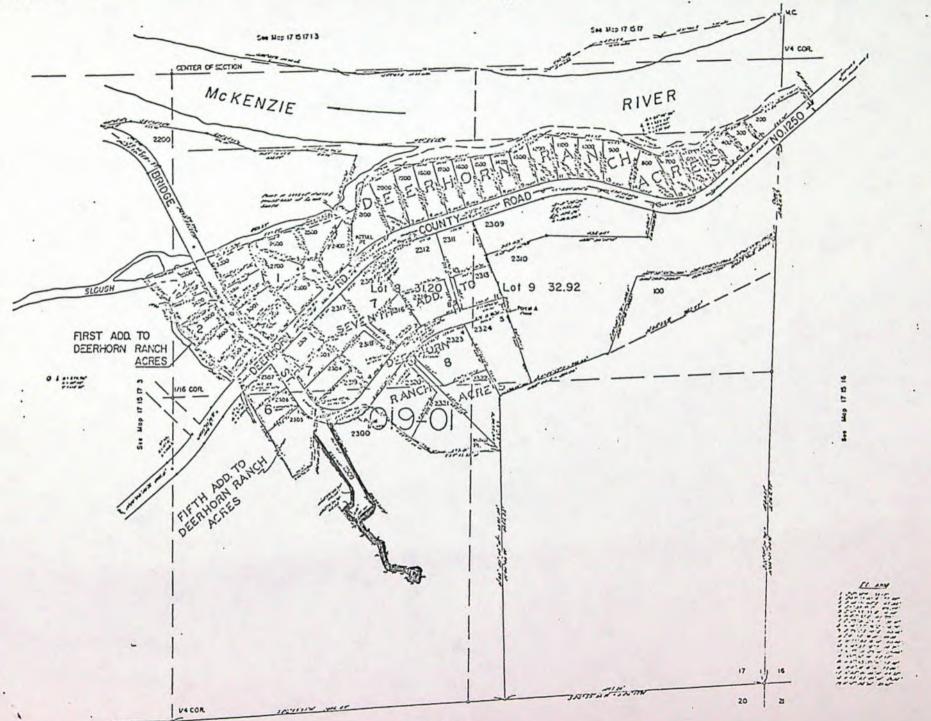
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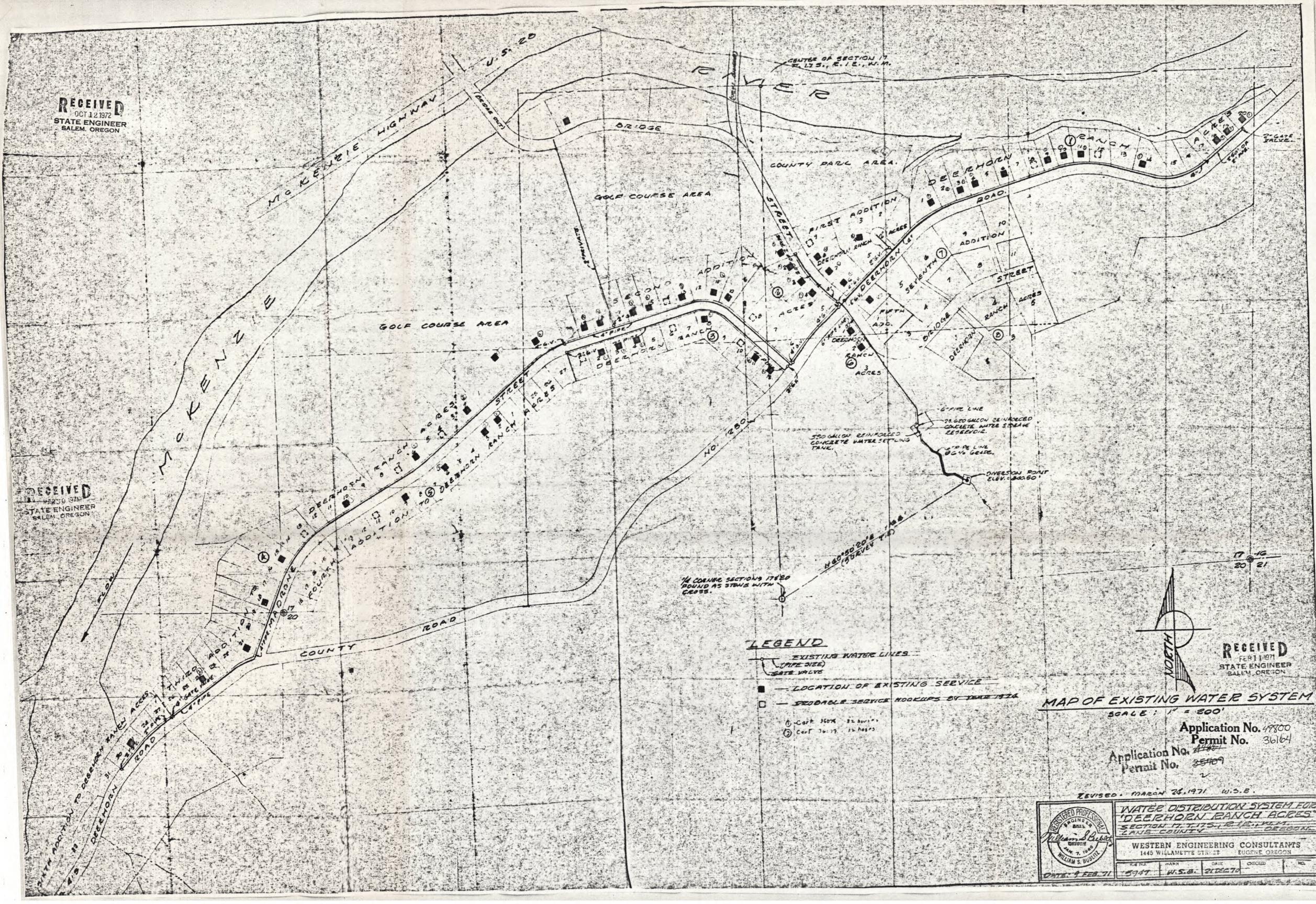
· · · · · ·	Speed Message
To Sary Oberholtres	From W. Slack
To Sary Oberholtzes Water Resources	0
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Subject Wear horn - 10-0	
2	Date
P.S. Dankon's	
· DECITIONIS	Community Water problem,
5. Wireld	you approve structure plans ic. of t-engineers etc. or would county dolling
arch, Tec	T-engineers etc. or would County dolling
a: 4/	o this - what is the individuals
	do This - what is the individuals
	background,
Thank for your	help.
Sing me a de	call at 378-6315 i/ you have any
questions.	
	Signed Wary Black
WilsonJones	1073

#### PARCEL II

Beginning at a point on the Southeasterly boundary of Fifth Addition to Deerhorn Ranch Acres, as platted and recorded in Book 47, Page 2. Lane County Oregon Plat Records, in Lane County, Oregon, North 26° 51' 40" East, 1342.88 feet from the South 1/4 corner of Section 17, Township 17 South, Range 1 East of the Willamette Meridian, said point also being North 4° 56' 35" East, 141. 40 feet from the Southeast corner of Lot 3, Block 6, said Plat, run thence North 4° 56' 35" East along said plat boundary 117. 39 feet to the most Southerly corner of Lot 2, Block 1, said Plat, thence South 28° 55' 20" East, 424. 67 feet, thence South 36° 09' 40" East, 60.00 feet, thence South 53° 50' 20" West, 87, 59 feet, thence South 17° 28' East, 33, 17 feet, thence South 43° 03' 40" East, 77.73 feet, thence South 63° 01' 40" East, 43.28 feet, thence South 11° 28' 10" East 99, 54 feet, thence South 51° 55' 35" East, 10.40 feet, thence North 87° 37' East, 41.99 feet, thence South 59° 21' 25" East, 51.21 feet, thence North 14° 57' 50" East, 14.70 feet, thence South 75° 02' 10" East, 40.00 feet, thence South 14° 57' 50" West, 40.00 feet, thence North 75° 02' 10" West, 40.00 feet, thence North 14° 57' 50" East, 14.91 feet, thence North 59° 21' 25" West, 51.06 feet, thence South 87° 37' West, 42.71 feet, thence North 51° 55' 35" West, 17.76 feet, thence North 11° 28' 10" West, 98.40 feet, thence North 63° 01' 40" West, 40. 22 feet, thence North 43° 03' 40" West, 81.77 feet, thence North 17° 28' West, 32.07 feet, thence South 53° 50' 20" West, 11.85 feet, thence North 36° 09' 40" West, 60.00 feet, thence North 53° 50' 20" East, 43.53 feet, thence North 3° 39' 40" West, 64.04 feet, thence North 34° 26' 10" West, 278.95 feet to the point of beginning, all in , Lane County, Oregon.

1": 200"





378-3066

File 38268 39570 47887 49800-G-8458

November 21, 1977

Butler, Husk & Gleaves Eighthe Floor, 975 Oak Street P.O. Box 1147 Eugene, OR 97401

Attention: Thomas J. Peterson

Dear Mr. Peterson:

Enclosed are the copies of the certificates of water rights recorded at Pages 36078, 36079, 44514, and 44516 State Record of Water Right Certificates. I have attached a map to the certificate recorded at Page 36079 which illustrates the location of the sites covered by the water right evidenced by this certificate recorded at Page 36069. Our receipt covering the copying fee of \$1.75 you submitted is enclosed.

The water rights evidenced by the certificates are appurtenant to the house sites where they were established, pass with the house sites through change of ownership, and remain valid so long as the right is not lest through intentional abandonment or through non-use. If any portion of the water rights are not used for a period of five successive years, that portion would be forfeited.

An application numbered G-8458 was filed September 21, 1977 by E. Robert Gentili for Deerhorn Community Water Association. This application proposes the use of 55 gallons of water per minute from a well for residential use (120 members) in the same subdivisions covered by the aforementioned water rights evidenced by the certificates.

Sincerely,

Wayne J. Overcash Water Rights Engineer

MUO:clb

378-3066

File 47887 49800

April 5, 1977

Mrs. Lee Omlid 41697 Madrone Springfield, OR 97477

Dear Mrs. Omlid:

Enclosed are the blank ground water and surface water application forms along with the related booklets.

As mentioned in our recent phone discussion, if you intend to use water from the well as a primary source for all uses under the water system and use water from Haugen Creek as a supplemental supply, it will be necessary to clear our records of your existing permits providing for primary use from Haugen Creek and apply for the primary use of water from the well and reapply for the use of water from the craak for supplemental use.

Sincerely

WAYNE J. OVERCASH Water Rights Engineer

WJO: cah

May 25, 1976

Mr. E. Robert Gentili Deerhorn Community Water Association 41644 Madrone Street Springfield, Oregon 97477

Dear Mr. Gentili:

Your letter of January 26, 1976, regarding the Deerhorn Community Water Association was misplaced and I apologize for this delay in responding.

It appears that your Association should make application for an extension of the time limits to complete construction and make complete use of water under permit No. 36164 and a form for this purpose is enclosed.

Sincerely,

Trevor Jones

TJ:whh Enclosure

### DEERHORN COMMUNITY WATER ASSOCIATION 41644 Madrone Street Springfield, Oregon 97477

26 January 1976

Water Resources Department 1178 Chemeketa Street NE Salem, Oregon 97310

Attention: James E. Sexson

Subject: Water Permit 36164

Reference: Your letter of 13 January 1976, File #48900

Dear Mr. Sexson:

Our organization has just had an election of officers of which I was elected Secretary/Treasurer. I am afraid I must plead ignorance as to the data required by your office regarding your referenced letter.

After perusing our files I have found Forms B & C attached to the water rights with an application number of 48900; however, I do not know which I should complete. I have at this time the following figures which I hope will help. We now have 76 households on the system and have the potential of an additional 44 households which would come to a total of 120 users. As near as I can tell with this permit and the pervious permits we have the ability to service 119 dwellings:

As to your Form B (Completion of Construction), at this time we are presently under contract to enlarge our reservoir as discussed with your office in earlier communication. At this time the contract has been let but no work has proceeded. After the initial start work they must be done with the project in 90 days.

I hope the above data is what you are looking for and, if it isn't, please supply me with the guidance that is required to overcome my ignorance.

Very truly yours,

E. Robert Gentili

Secretary/Treasurer

ERG/vg

RECEIVED

FEB - 3 1976

WATER RESOURCES DEPT. SALEM, OREGON

November 26, 1974

Mr. Robert Tillman, Secretary/Treasurer Deerhorn Community Water Association 16956 Madrone Street Springfield, Oregon 97477

Dear Mr. Tillman:

The Deerhorn Community Water Association holds permit No. 35709 for the appropriation of water from Haugen Creek for domestic use of seventeen families. Use under this permit was reported complete.

Permit No. 36164 is for the appropriation of 0.10 cubic foot per second of water from Haugen Creek for domestic use for 58 families.

These two permits were issued to cover users not included in the two earlier rights evidenced by certificates issued to Dr. L. A. Edblom. The first two rights were for domestic use for 44 families.

Your card mentions a possible 52 additional users by mid-1975 but doesn't list a total. Unless by October 1, 1974, there were 119 users on the system, the Association should make application for extension of the time limits to complete construction and complete the use of water under permit No. 36164, and I am enclosing a form for this.

If there are now 119 users in the system, another permit will be required to be able to add users to the system.

Very truly yours,

Trevor Jones Assistant

TJ:whh

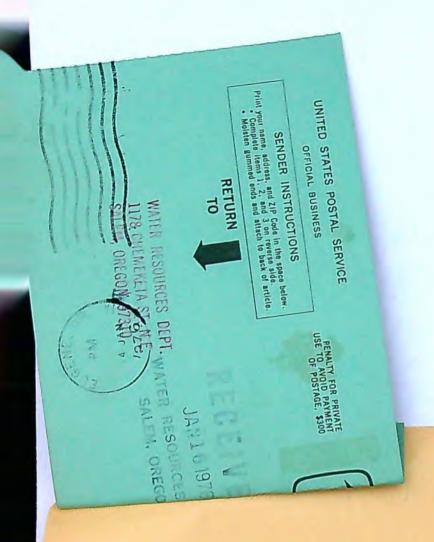
1	SENDER: Complete items 1, 2, and 3, Add your address in the "RETURN reverse.	
3811, Jan. 1975	1. The following service is requested (check	one).
-	Show to whom and date delivered	15¢
n, 1	Show to whom, date, & address of de	livery 35¢
975	RESTRICTED DELIVERY.	
	Show to whom and date delivered	65¢
	RESTRICTED DELIVERY.	
	Show to whom, date, and address of	delivery 85¢
	49890	
RE	2. ARTICLE ADDRESSED TO:	11+
U	Deerhorn Community L	Vater
N	16944 Madrone Street	8
REC	spring field OR 9747	7
EIP	3. ARTICLE DESCRIPTION: REGISTERED, NO.   CERTIFIED NO.   INS	, , , , , , , , , , , , , , , , , , ,
7.	ELAES	URED NO.
SEG	36733	
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ERE	I have received the article described above SIGNATURE Addressee Author	
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SN	17 West July	
URE	DATE OF DELIVERY	OSTMARK
D	11-14-76	
NO	5. ADDRESS (Complete only if requested)	
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RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAI	6. UNABLE TO DELIVER BECAUSE:	CLERK'S INITIALS
0		MITTERES

December 20, 1972

ciation

49800

49800, permit No. 36164 with map.



December 20, 1972

Deerhorn Community Water Association 16944 Madrone Street Springfield, OR 97477

49800

49800, permit No. 36164 with map.

November 3, 1972

Deerhorn Community water Association 16944 Madrone Street Springfield, Ok 97477

Gentlemen:

This will acknowledge an application for a permit to appropriate 0.10 cubic foot of water per second from Haugen Creek for domestic purposes for 58 families including the irrigation of lawn and garden not to exceed 1/2 acre in area, a map, and the fees of \$25.00 for which our receipt numbered 31077 is enclosed.

The application has been filed and numbered 49800 and is in satisfactory for for approval by the issuance of a permit.

Very truly yours,

WAYNE J. OVERCASH Assistant

wJ0:bjs Enclosure



Springfield, Oregon October 10, 1972

Mr. Chris L. Wheeler State Engineer 1178 Chemeketa Street N.E. Salem, Oregon 97310

Dear Mr. Wheeler:

Enclosed is an application for Additional Water Rights, a map from Western Engineering Consultants dated March 24, 1971, and a check in the amount of twenty-five dollars (\$25.00) to cover the fifteen dollar (15.00) Examination Fee and ten dollar (\$10.00) Recording Fee.

On October 5, 1972 Mr. Higbee of the U. S. Geological Department in Eugene measured the flow in Haugen Creek just above the intake. It was 1.08 cubic feet per second. This measurement was taken when the flow of water was presumed to be at its lowest level.

At the present time we have a number of people interested in building in this area and asking for water. We would very much appreciate anything you can do to expidite our request for these Additional Water Rights. Thank you.

Very truly yours,

Robert Johnston, Pres. of Board of Directors

DEERHORN COMMUNITY WATER ASSOCIATION

16944 Madrone Street

Springfield, Oregon 97477

NK Encls.