



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

March 12, 2004

Dwight G. Purdy
THORP PURDY JEWETT URNESS & WILKINSON
1011 Harlow Road, Suite 300
Springfield, OR 97477

Re: Surface Water Registration Statement # 320
Your Client No. 595-270

Dear Mr. Purdy:

We are in receipt of the Request for Assignment for Surface Water Registration 320 along with your check in the amount of \$55. The updated ownership information along with the accompanying documentation has been placed in the file for Surface Water Registration 320.

However, we are returning your check for \$55 as there are no fees for updating the ownership information for Surface Water Registrations.

Please do not hesitate to contact us if we may be of any further assistance.

Sincerely,

Teri Hranac
Adjudications Specialist

Enclosure

THORP
PURDY
JEWETT
URNES &
WILKINSON, P.C.
ATTORNEYS AT LAW

Dwight G. Purdy

March 9, 2004

1011 HARLOW ROAD, SUITE 300
SPRINGFIELD, OREGON 97477

PHONE: (541) 747-3354
FAX: (541) 747-3367

E-MAIL ADDRESS:
dpurdy@thorp-purdy.com

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MAR 11 2004

**WATER RESOURCES DEPT
SALEM, OREGON**

Water Resources Department
725 Summer Street, N.E., Suite A
Salem, OR 97301-1271

Re: Assignment from Springfield Forest Products to McKenzie Forest Products
Client No. 595-270

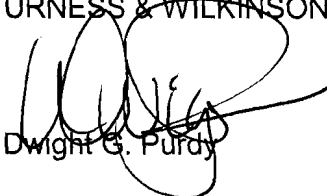
Please find enclosed the original REQUEST FOR ASSIGNMENT to transfer Water Right #SWR-320 from Springfield Forest Products to McKenzie Forest Products, LLC. You will find enclosed a check in the amount of \$55 as the recording fee.

I have also enclosed a stamped self-addressed envelope. Please send me confirmation that this Assignment has been recorded.

Thank you for your cooperation. If you have any questions, please call me.

Sincerely yours,

THORP, PURDY, JEWETT
URNES & WILKINSON, P.C.



Dwight G. Purdy

/tbj
Encl.

cc: Dallas Davis
Steve Killgore, McKenzie Forest Products, LLC
William Potter, Esq.

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RETURN TO CASCADE TITLE CO.
CT 214650 (1)

After Recording Return To:
Cynthia A. Bergmann, Esq.
Wilson & McIlvaine
500 W. Madison, Suite 3700
Chicago, IL 60661

Until a Change is Requested, Mail Tax
Statements to:
McKenzie Forest Products, LLC
1651 F Street South
Springfield, OR 97477

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BARGAIN AND SALE DEED

WATER RESOURCES DEPT
SALEM, OREGON

25.
10.
20.

HAMSTREET & COMPANY, as Chapter 11 Trustee of Springfield Forest Products, L.P., pursuant to and under the authority conferred by the provisions of an Order Authorizing Trustee (1) to Sell Property Free and Clear, and (2) to Assume and Assign Leases entered by the U.S. Bankruptcy Court for the District of Oregon on April 14, 1998, in the case entitled In re Springfield Forest Products, L.P., Debtor, Case No. 697-65993-aer11 ("Grantor"), does hereby grant, bargain, sell and convey to MCKENZIE FOREST PRODUCTS, LLC, a Delaware limited liability company ("Grantee"), all right title, and interest held by Grantor in and to the real property located in Lane County, Oregon, legally described on Exhibit A attached hereto and incorporated herein by reference.

The true and actual consideration paid for such transfer consists of other value given by the Grantee.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, Grantor has executed and acknowledged this instrument this 27th day of April, 1998.

HAMSTREET & COMPANY,
Chapter 11 Trustee for
Springfield Forest Products, L.P.

By: [Signature]
Its: Vice President

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373 APR. 28 '98 #07 REC 25.00
373 APR. 28 '98 #07 PFUND 10.00
373 APR. 28 '98 #07 A&T FUND 20.00

165461.03

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STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH

The foregoing instrument was acknowledged before me this 27th day of April, 1998 by Shirley Dunn, the Vice President of Hamstreet & Company, Chapter 11 Trustee for Springfield Forest Products, L.P.



Diane M. Philips
Notary Public for Oregon
My Commission Expires: 6-17-2000

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EXHIBIT A

CT 214695 (1)

PARCEL 1

Beginning at the stone marking the re-entrant corner of the Isaac Briggs Donation Land Claim No. 39, Township 18 South, Range 3 West of the Willamette Meridian; thence North 89° 50' 40" West 1370.49 feet along the South line of said Claim to a iron pin set on the East line of that easement granted the United States of America by instrument recorded July 15, 1960, Reception No. 4706, being a line parallel with and 30.00 feet Easterly of the centerline described in said instrument and marking the True Point of Beginning; thence North 89° 50' 40" West 1503.47 feet along said Claim line to an iron pin set in that survey filed in the office of the Lane County Surveyor's Office under No. 27188 to mark the Southeast corner of the first parcel of land described in quitclaim deed from Georgia-Pacific Corporation to the City of Springfield recorded December 24, 1985, Reception No. 8546055, Lane County Oregon Records; thence along said East line as monumented in that survey filed at the Lane County Surveyor's Office under No. 27188 as follows: North 19° 23' 19" East 876.49 feet to a steel fence post set on the Northerly bank of the Mill Race; thence North 74° 16' 01" West 251.96 feet to a steel fence post; thence North 34° 35' 59" West 70.86 feet to a steel fence post; thence North 72° 54' 18" West 275.67 feet to a steel fence post; thence North 85° 25' 36" West 286.73 feet to a steel fence post; thence North 76° 26' 59" West 510.99 feet to a steel fence post; thence North 57° 56' 20" West 431.13 feet to a steel fence post; thence North 73° 56' 54" West 149.84 feet to a steel fence post; thence North 77° 23' 16" West 163.60 feet to a lead plug; thence North 76° 11' 42" West 90.94 feet to a P. K. nail set in said survey No. 27188; thence North 13° 36' 16" East 62.60 feet to an iron pin set in that survey filed at the Lane County Surveyor's Office under No. 22980; thence North 11° 02' 45" East 94.44 feet to the Northeast corner of said first parcel on a line parallel with and 60.00 feet Southerly of the centerline of the Southern Pacific Railway Company's main track, said point bearing South 78° 57' 15" East 3.00 feet from an iron pin set in said Survey No. 27188; thence South 78° 57' 15" East 677.34 feet along said parallel line to an iron pin set in said Survey No. 27188; thence South 11° 02' 45" West 15.00 feet to a point on a line parallel with and 75.00 feet Southerly of said centerline; thence South 78° 57' 15" East 2018.00 feet along said parallel line to a point (being referenced by an iron pin bearing South 11° 02' 45" West 4.81 feet); thence South 71° 49' 45" East 201.92 feet to a point on a line parallel with and 100.00 feet Southerly of said centerline (said point being referenced by a railroad spike bearing North 11° 02' 45" East 0.57 feet; thence South 78° 57' 15" East 1610.19 feet along said parallel line to a point (being referenced on the ground by a railroad spike bearing North 78° 57' 15" West 6.72 feet and South 11° 02' 45" West 0.40 feet); thence along the arc of a curve to the left (being 100.00 feet Southerly of when measured radially to said

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centerline) having a radius of 11559.19 feet to a point (being referenced by an iron pin bearing North 87° 34' 02" West 4.98 feet) which bears South 81° 32' 07" East 1041.10 feet from the last described point; thence South 4° 53' 07" West 250.62 feet to an iron pin set in that survey filed at the Lane County Surveyor's Office under No. 27395; thence South 82° 26' 04" East 396.44 feet along the South line of said survey to an iron pin; thence South 66° 34' 39" East 41.55 feet to an iron pin set in said Survey No. 27395; thence South 0° 02' 15" West 8.95 feet along a line running to the brass cap marking the Southeast corner of the West one-half of the Isaac Briggs Donation Land Claim No. 39 being the West line of that tract conveyed by the City of Springfield, Oregon, to the State of Oregon by deed recorded in Book 186, Page 249, Lane County Oregon Deed Records to a point which bears North 55° 57' 08" West 0.45 feet from a 1 1/2 inch iron pipe found in that survey filed under No. 25063; thence South 55° 57' 08" East 87.16 feet along the South line of said survey to a point; thence South 41° 32' 08" East 609.90 feet to a point marked by a bolt; thence South 48° 47' 40" East 138.01 feet to a bolt; thence South 64° 10' 07" East 125.95 feet to an iron pin; thence South 70° 43' 08" East 425.00 feet to a point on the East line of said tract, said point bearing South 0° 02' 15" West 972.02 feet from the iron pin set on the South line of the Southern Pacific right of way; thence North 0° 02' 15" East 71.75 feet along said East line to a point; thence North 89° 47' 13" East 533.89 feet to a point (being referenced by an iron pipe bearing North 89° 47' 13" East 0.35 feet) on the West line of South 28th (formerly known as Seavey Road) which bears South 0° 08' 13" West 846.02 feet from its intersection with a line parallel with and 100.00 feet Southerly of the main Southern Pacific tracks; thence South 0° 08' 13" West 46.43 feet along said West right of way line to a point on the Southerly shoulder of the Georgia-Pacific Corporation private truck road bearing North 0° 08' 13" East 140.00 feet from an iron pin set in that survey filed at the Lane County Surveyor's Office under No. 11385 to mark the Northeast corner of that conveyance from Georgia-Pacific Corporation to Pacific Power & Light Company; thence South 79° 37' 35" West 473.80 feet to a point (being referenced on the ground by a 1/2 inch iron pipe set by unknown parties bearing South 15° 31' 28" West 6.26 feet; thence South 16° 56' 35" West 73.00 feet to a point; thence South 39° 03' 25" East 134.00 feet to a point; thence South 66° 33' 25" East 160.00 feet to a point; thence South 36° 33' 25" East 78.00 feet to a point; thence South 23° 03' 25" East 137.00 feet to a point; thence South 9° 03' 25" East 199.00 feet to a point; thence South 89° 03' 25" East 122.98 feet to a point on the West right of way line of South 28th Street; thence South 0° 08' 13" West 14.95 feet along said right of way line to a point on the North line of the Mill Race; thence Northwesterly 3650 feet, more or less, along said North line to a point on the West line of the vehicular bridge over said Mill Race that gives access to Springfield Quarry Rock Products, Inc. which is in the Northwest quarter of Section 1, Township 18 South, Range 3 West of the Willamette Meridian; thence Southwesterly 60 feet, more or less, along the West line of said bridge to a point on the South line of said Mill Race;

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thence Westerly along the South line of said Mill Race to a point on a line which bears North 0° 16' 20" East from a point on the South line of Claim No. 39 bearing North 89° 50' 40" West 346.00 feet from the re-entrant corner thereof; thence North 0° 16' 20" East to a point on the centerline of the Mill Race (said point bears North 89° 50' 40" West 346.00 feet and North 0° 16' 20" East 181.87 feet from said re-entrant corner); thence North 72° 58' 40" West 544.34 feet along said centerline to a point; thence South 0° 30' 20" West to a point on the South bank of the Mill Race; thence Northwesterly along said South bank to a point on the East line of said easement to the United States of America; thence South 22° 31' 24" West 225 feet, more or less, to a reinforcing rod set opposite station 2+3+00.9 Bk.=243.00 Ah. of the centerline described in said easement; thence South 18° 35' 30" West 114.27 feet to the true point of beginning in Lane County, Oregon;

EXCEPTING THEREFROM that portion of said property lying below a depth of five hundred feet measured vertically from the contour of the surface of that certain parcel described in deed from Southern Pacific Transportation Company to Georgia-Pacific Corporation, recorded July 25, 1975, Reception No. 7530863, Lane County Oregon Records.

PARCEL 2

Beginning at a 5/8 inch iron pin set on the South margin of South "B" Street and also on the West line of the Bonneville Power Administration Tract (being described and recorded on instrument No. 76367, June 5, 1952, Lane County Oregon Deed Records, Lane County, Oregon), said 5/8 inch iron pin being also 417.0 feet, more or less, South 0° 16' 45" West of the Northwest corner of the original City of Springfield Industrial Tract; thence North 89° 17' West 60.0 feet to a 3/4 inch iron pipe, said point being the true point of beginning, from said true point of beginning, run North 89° 17' West 343.23 feet along the South margin of South "B" Street to a 1/2 inch iron pipe, said pipe being the Northeast corner of that parcel of land conveyed by the City of Springfield to General Trailer Company by Warranty Deed, Instrument No. 67713, May 13, 1959, Lane County Oregon Deed Records, Lane County, Oregon; thence South 0° 34' West 244.22 feet to a 1/2 inch pipe at the Southeast corner of the above General Trailer Company tract; thence South 79° 07' 15" East 411.38 feet along the Northerly right of way line of the Southern Pacific Railroad Company Main Line to Oakridge, to a 5/8 inch iron pin; thence North 0° 16' 45" East 126.50 feet to a 3/4 inch iron pipe, said point being South 0° 16' 45" West 60.0 feet of a brass disc monument located at Southwest corner of the above described Bonneville Power Administration tract; thence North 89° 42' 15" West 60.0 feet to a 3/4 inch iron pipe; thence North 0° 16' 45" East 190.65 feet to the true point of beginning, all being a portion of the City of Springfield Industrial tract and being in the Isaac Briggs Donation Land Claim No. 83, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon.

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SALEM, OREGON

State of Oregon
County of Lane — ss.
I, the County Clerk, in and for the said
County, do hereby certify that the within
instrument was received for record at

'98 APR 28 AM 10:13

Reel 2412R

Lane County OFFICIAL Records
Lane County Clerk

By: Donal S. Suckey
County Clerk

REGISTRATION STATEMENT CLAIM OF BENEFICIAL USE, SWR-320

FILED
FEB 15 1995
D.12

INFORMATION:

Property Owner:

The Springfield Group
Springfield Forest Products, Inc.
P.O. Box 719
Springfield, OR 97477-0119
Contact: Steve LaFranchi (503) 344-4886

The following information was used in the preparation of this Registration Statement for Claim of Beneficial Use:

1. Survey of the Springfield Millrace by Parsons Surveying, Lane County Survey #29701 to 29705 and #29695. (1989-1991)
2. *A Water Resource Assessment for the City of Springfield*, Slotta Engineering Associates Inc, 1989.
3. *The Springfield Millrace and early Mills*, David W. Clarke, undated report for the Springfield Historical Commission.
3. Survey of location of Springfield Forest Products local diversion points, January 4, 1994
4. Site Utilities Map S15-1, Springfield Forest Products, RJH Engineering, 3/6/92
5. Site Inspection Date: January 4 & 26, 1994
6. Map, Surface Water Registration, Pre-1909 Vested Water Right Claim, City of Springfield, Oregon, 4 November 1992.

The Springfield Millrace was constructed in 1852 by Elias Briggs for the purpose of providing power and water for a flour and saw mill, which were constructed in 1853 & 1854 near the millpond in the vicinity of South A Street and 2nd. The existing dam and log pond were constructed by the Booth-Kelly Company in 1902 and appears to have been in continuous use for timber related industry since then. The Springfield Forest Products mill was purchased from Georgia-Pacific in 1989. See Appendix A for a brief history of the millrace.

SOURCE:

The source of water is the North Fork of the Willamette River

DIVERSION POINTS:

At the primary diversion point, water is diverted into the Springfield Mill Race by the City of Springfield throughout the year using a system of temporary culverts and gravel diversion dams to maintain and control flow. At this time, there is no permanent diversion structure. Local diversion point #1 at the mill site consists of a short ditch, wire screen, and concrete box type structure at the pump site in the boiler house. Local diversion point #2 consists of a semi-rigid 6" pipe placed in the Millrace in the vicinity of the heating tank. Local diversion point #3, consists of an inlet pipe to a concrete box structure at the pump house for the log deck irrigation pumps. The primary diversion point is the juncture of the Millrace and the Willamette River, located in the

NW1/4 of the NW1/4, Section 8, T18S, R2W, W.M. and is South 1790 feet and East 1670 feet from the Southeast corner of the R.R. Harper DLC No 66.

The water flows through the Millrace approximately 2.7 miles to local diversion point #1 in the SW1/4 of the SW1/4, Section 36, T17S, R3W, W.M., North 585 feet and West 1700 feet from the Reentrant corner of the I. Briggs DLC No 39 where it is diverted from the Millrace into the boiler house. Local diversion point #2 for replenishment of the heating vat is also in the SW1/4 of the SW1/4, Section 36 located North 490 feet and West 1300 feet from the Reentrant corner of DLC No. 39. Local diversion point #3 for log irrigation is in the SW1/4 of the SW1/4, Section 36, located North 584 feet, and West 1790 feet from the Reentrant corner of DLC No 39.

Points of Beginning:

The point of beginning for location of the primary diversion point is a brass cap at the southeast corner of the RR Harper DLC No. 66, T 18 S, R 2W, W.M.. The point of beginning for location of the local diversion points at the millsite are a 1" iron pipe and stone at the reentrant corner of the Isaac Briggs DLC No. 39, T 18 S, R 3 W, W.M. Diversion points were located by traverse in 1990 and 1994.

MOTORS/PUMPS:

Boiler House:

2 each DeLavel electric pumps, centrifugal, 1750 rpm, 100 HP, rated 1000 gpm at 241 feet head, 10" inlet, 10" outlet. (Emergency fire).

#1, Pump SN 249617, Century motor, model SCD5055-TA3-3CV, SN 5AA25447.

#2, Pump SN 249618, Century motor, model SCD5055-TA3-3CV, SN 5AA25493.

1 each Crane 8-1/4" electric pump, centrifugal, Tech Electric & Machine, motor model AEHE, SN DB1071110002, 3500 rpm, 50 HP, rated 600 gpm, maintained at 110 psi. (Continuous fire pressure, hydraulic equipment cooling)

1 each Brock Motor Corp electric pump, centrifugal, unknown type model, SN X211712, 3 HP, rated 3 hp at 60 psi, 60 psi on gage (Slurry pump for fly ash)

Heating Tank:

1 each 4 cylinder gasoline engine with centrifugal pump, Wisconsin engine Model VH4D, Spec 321075, SN 6158332, no data on pump, estimated 15HP, (intermittant use to refill debarking tank). Springfield Forest Products estimates that 10,000 gallons per day (0.015 cfs) are used to keep this tank full.

Log Deck Sprinkling:

2 each PACO electric pumps, centrifugal, 3" intake, 2½" outlet to 8" distribution pipe
GE electric motor, Model 5K326X448B, 20HP, 3440 RPM.
GE electric motor Model 5K326XXE482, 20 HP, 340 RPM

1 each PACO electric pump, centrifugal, 3" intake, 2½" outlet to 8" distribution pipe, Westinghouse electric motor, frame 326, SN 1-43V753, 20HP, 2910 RPM.

1 each pump, GE electric motor, Model 5K324BK105B1, SN N8DJ2175406, 40 HP, 3550 RPM, 6" intake, 4" outlet to 8" distribution pipe.

PIPE:

Portable irrigation pipe for log deck sprinkling, 2" & 3" diameter, 40' long with nozzles, approximately 110 each on hand (4400 FEET TOTAL).

HEADS:

Rainbird type 20 & 20J, 13/64" nozzles, approximately 110 on hand, used for log deck irrigation.

USES:

Surface water is being used for cooling hydraulic equipment used in the manufacture of veneer and plywood products, sprinkling of approximately 16.8 acres of log decks to prevent splitting and checking of logs prior to processing, refilling of vats used to heat and wet logs prior to processing, conveyance of fly ash slurry from the boiler/manufacturing site to a settling pond, and primary fire suppression.

Cooling water is returned directly to the Millrace. Fly ash is conveyed to a settling pond, and the water returned to the Millrace.

HEAD:

Maximum difference in elevation between the intake on the Millrace at the Mill site and the place of use is 24 feet for log deck sprinkling. Maximum difference in elevation for cooling water is 10 feet. Maximum difference in elevation for fly ash slurry is 19 feet.

Calculations:

Log Deck Sprinkling system: total 100 HP, 110 heads @ 13/64", suction lift 4 feet, discharge lift 20'

$$Q_{pump} = \frac{6.61 \times 100}{25 + 2.3 \times 60} = 4.04 \text{ cfs}$$

$$Q_{heads} = \frac{110 * 9.2}{449} = 2.25 \text{ cfs}$$

At 60psi (maximum pressure data for heads). the irrigation pumps are capable of delivering more than the nozzles. Therefore, use Q = 2.25 cfs for log deck sprinkling.

Hydraulic cooling: 50 HP at 110 psi, suction lift 4 feet, discharge lift 6 ft

$$Q_{pump} = \frac{6.61 * 50}{4 + 6 + 2.31 * 110} = 1.25 \text{ cfs}$$

Cooling Water: Springfield Forest Products records of total cooling water discharge is 65,000 gal

/day. Of this, 20% is estimated by mill personnel to be from the millrace cooling/fire pressure system, giving 13,000 gal/day = 0.02cfs

Fly ash: 3 HP pump, suction lift 4 feet, discharge lift 15 feet 20, operating pressure 60psi

$$Q_{\text{pump}} = \frac{6.61 * 3}{4 + 15 + 2.31 * 60} = 0.13 \text{ cfs}$$

Fly ash: 100,000 gal/day = 0.155 cfs from Springfield Forest Products records.

TOTAL QUANTITY OF WATER IN USE:

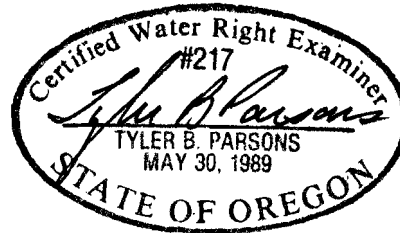
With the exception of the fire-fighting capacity of the existing system, the total quantity of water in normal use 3.55 cfs.

Firefighting capacity is 2000 gpm or 4.46 cfs

CERTIFICATION

I, Tyler B. Parsons, CWRE #217, hereby certify that this Site Report and Map of Use was prepared by me and is correct to the best of my knowledge.

Parsons Surveying
1915 SE Stone Street
Corvallis, OR 97333
(503) 752-7515
FAX (503) 752-7515
Project No. 9339
1/13/1995



EXP: 12/31/1996

The Springfield Group agrees to the findings of Tyler B. Parsons CWRE #217, and do submit this Site Report and Map as our Registration Statement for Pre-1909 Vested Water Right under SWR-320.


for The Springfield Group 2-17-95
Date

EXHIBIT A

Millrace History

The Millrace was constructed in 1852 and water first used for beneficial use in 1854. The present millpond and dam was constructed in 1902.

Historical Summary of the Development and Use of the Springfield Millrace
(from *A Water Resource Assessment for the Springfield Millrace*, Slotta Engineering Associates, Inc, 1989 prepared for the City of Springfield) with added comments

- 1849 - Elias Briggs settles in the Springfield area and acquires 640 acres.
- 1851 - A large flood destroys many recently constructed buildings in Springfield. This flood may have helped plan the course of the Millrace by low elevation indications from previous flooding. Isaac Briggs acquires land next to Elias Briggs.
- 1852 - Elias and Isaac Briggs, with help from T.J. Henderson, dig the Millrace channel using shovels and plows.
- 1853 & 1854 - Construction on the saw and flour mills is initiated and progresses. Construction was funded by Briggs, Briggs, and Company. The mills used the Millrace to run their waterwheels and the sawmill used the Millrace to float and hold logs. The flour mill was the largest in Lane County. (Mills located in the vicinity of 2nd Street)
- 1853 - The saw mill commences operation.
- 1854 - (Fall) The flour mill goes into business. It is recorded that the drop of water across the mill was about 19 feet, but the dimensions of the mill are not known.
- 1861 - The worst flood ever recorded in the Willamette Valley occurs, altering the course of the Middle Fork of the Willamette River.
- 1865 - (April 1) Elias Briggs' property is bought by B.J. Pengra, Judge R.E. Stratton, and J.B. Underwood of the Springfield Manufacturing Co.
- 1866 - The old saw mill is demolished and replaced by a larger mill.
- 1871 - The flour mill is expanded with increased power requirements. Since the elevation was established, increased power supply could have only been accomplished through increased flow.
- 1871 - Eugene received the main line of the Oregon and California Railroad, taking away business from the mills of Springfield.

- 1876 - The Kellys sell their property to the Springfield Milling Co.
- 1882 - The rebuilt sawmill is destroyed by fire. This mill is replaced by Pengra with a larger sawmill having a capacity of sawing 30,000 board feet of lumber per day. The flour mill also expands.
- 1885 - B.J. Pengra becomes owner (via W.B. and L.B. Pengra) of the mill property, along with the tail race. It is believed the remaining property of the Millrace was also transferred.
- 1885 - Springfield becomes a town with Albert Walker the mayor.
- 1890 - Another flood hits the City of Springfield. This flood is said to have exceeded 22.5 feet over the flood stage of the Willamette.
- 1890 - The train depot at the south end of 7th Street was constructed. This greatly improved business in Springfield because of the new connection to a rail network.
- 1890 - (September 24) C.W. Washburn purchases William Pengra's property and renovates the flour mill.
- 1891 - Albert Walker purchases and operated the sawmill on the Millrace. However, the waste discharge into the Millrace impacted the river to the point where using the Millrace for high loading discharge was prohibited.
- 1892 - The flour mill in Eugene is destroyed by fire. As a result, the Springfield flour mill business increased.
- 1901 - Booth Kelly acquires the Millrace property.
- 1902 - Booth Kelly builds a new mill in Springfield and completed the dam to create the log pond at the present site.
- 1904 - (October 16) John W. Blodgett, Arthur Hill, Mike Kelly, and C.D. Danaher purchase the controlling stock interest of the saw mill.
- 1906 - Railroad connection between Eugene and Springfield is completed with a newly constructed steel bridge.
- 1907 - The Booth-Kelly Company initiates construction of a million gallon holding reservoir at the tip of the Springfield Butte for municipal water supply. Water for this reservoir was pumped from the Millrace.
- 1907 - Railroad shipping rates skyrocketed, having a negative impact on the lumber business.
- 1911 - A steam plant is constructed of brick at the Booth-Kelly mill housing a steam turbine and generators.

- 1911 - (July 29) The Booth-Kelly Mill burns to the ground. The entire City of Springfield's water supply is lost.
- 1913 - (August) Alice and Bernice Noel purchase the flour mill from Washburne and Son. (The date Washburne and Son purchased the mill is not known)
- 1915 - (March) The new Booth-Kelly mill is completed.
- 1917 - (June 15) S.H. Barker sells the flour mill to Elmer D. Paine, C.S. Williams and Associates.
- 1919 - (August 21) George Bushman and Son purchase the flour mill, changing the name to the "Springfield Mill and Grain Company".
- 1924 - Harvey Scott writes in the "History of Oregon Country" that at times the entire flow of the Middle Fork may have been diverted through the Springfield Millrace.
- 1930 - (September 16) The flour Mill burns to the ground. (October 17) The land that the flour mill occupied was sold to the First Investment and Loan Company of Eugene.
- 1947 - The Springfield rock quarry begins mining basalt, and water is pumped from the Millrace to wash gravel.
- 1948 - Booth Kelly modernizes the sawmill. (July 26) Western Timber Products has a large lumber fire.
- 1949 - (July 28) Clear Fir Products main mill and lumber stores burn. A \$250,000 loss is realized.
- 1959 - Georgia-Pacific out bids U.S. Plywood to buy out Booth-Kelly and plan for expansion of the mill to a chipping operation. Georgia Pacific announces that 30 percent of the former Booth-Kelly timber holdings will be sold to finance the debt for buying Booth-Kelly out.
- 1964 - The former Booth-Kelly mill is closed and the Millrace is no longer used to provide power. The mill buildings are then developed into the Big-M shopping center.
- 1967 - The Weiss brothers purchase the Springfield Rock Quarry.
- 1985 - (December 15) Georgia-Pacific donates the Millrace properties and its operation to the City of Springfield. (Donation only included the millrace from the Willamette River to the Springfield Rock Products bridge, and from 4th Street to the Willamette River)
- 1989- Existing veneer / plywood plant sold to Springfield Forest Products.

The Millrace and millpond was donated to the City of Springfield on December 15, 1985 by Georgia-Pacific Corporation. The donation agreement contained the following conditions.

- a. Provide sufficient inlet control so that the water level in the millrace does not exceed the

bank elevation.

b. Maintain sufficient water level in the millrace so that existing pump intake pipes are submerged.

c. Maintain sufficient water level in the millpond so that the existing submersible pump owned by G-P is submerged. (Property now owned by Springfield Forest Products)

d. Maintain the water level in the millpond so that moving water is provided to the existing fish ladder at all times.

e. Provide removal of debris along the millrace and annually remove debris at the existing log boom located upstream of Quarry Road Bridge.

WATER RESOURCES DEPARTMENT

 RECEIPT # 87317 725 Summer St. N.E. Ste. A
 SALEM, OR 97301-4172 INVOICE # _____
 (503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM <u> </u>	APPLICATION
BY: <u> </u>	PERMIT
CASH: <input type="checkbox"/> CHECK # <u> </u> OTHER: (IDENTIFY) <u> </u>	TRANSFER
<input type="checkbox"/>	TOTAL REC'D \$ <u> </u>

1099 TREASURY 4170 WRD MISC CASH ACCT
 0400 COPIES \$ _____
 OTHER: (IDENTIFY) _____ \$ _____

0241 Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT**MISCELLANEOUS**

0407 COPY & TAPE FEES	\$ _____
0408 RESEARCH FEES	\$ _____
0409 MISC REVENUE: (IDENTIFY)	\$ _____
TC001 DEPOSIT LIAB. (IDENTIFY)	\$ _____
0410 EXTENSION OF TIME	\$ _____

WATER RIGHTS:

0202 SURFACE WATER	EXAM FEE	\$ _____	0202	RECORD FEE	\$ _____
0204 GROUND WATER	\$ _____	0204	\$ _____		
0213 TRANSFER	\$ _____				

WELL CONSTRUCTION

0219 WELL DRILL CONSTRUCTOR	EXAM FEE	\$ _____	0219	LICENSE FEE	\$ _____
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____		

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0437 WELL CONST START FEE	\$ _____	CARD # _____
0438 MONITORING WELLS	\$ _____	CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0467 POWER LICENSE FEE (FW/WRD)	\$ _____
0468 HYDRO LICENSE FEE (FW/WRD)	\$ _____
HYDRO APPLICATION	\$ _____

TREASURY OTHER / RDX
 FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

 RECEIPT # **87317** DATED: 4/30 BY: S. Smith

THORP
PURDY
JEWETT
URNES &
WILKINSON, P.C.
ATTORNEYS AT LAW

Dwight G. Purdy

January 16, 2004

1011 HARLOW ROAD, SUITE 300
SPRINGFIELD, OREGON 97477

PHONE: (541) 747-3354
FAX: (541) 747-3367

E-MAIL ADDRESS:
dpurdy@thorp-purdy.com

Attn: Feri Hranac
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Re: Maps

Dear Feri:

Enclosed is a check for \$14.00 to cover the maps I ordered via Gerry. If you have any questions, just give me a call.

Thank you.

Sincerely yours,

THORP, PURDY, JEWETT
URNES & WILKINSON, P.C.

Mary Lewis
Legal Assistant

/ml
Enclosure

RECEIVED

JAN 20 2004

WATER RESOURCES DEPT
SALEM, OREGON

Handwritten notes:
1/16/04
Clarity being
maintained.
Mary Lewis
541-747-3354
Fax 541-747-3367
I copy each of overlaid maps
in SWR 131 \$320
\$10 Research
\$4 Maps
\$14.00 No charge for postage

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP See NAME Upper # 2A UNADJUDICATED AREA ? YES
WILLAMETTE
RECEIPT # 15710 S W R NUMBER 320
CHECK ENCLOSURES none PRELIMINARY DATA BASE ENTRY dit
ACKNOWLEDGEMENT LETTER dit ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION dit

FORM REVIEW

- blanks filled in
- signed
- date received stamped

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

WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____
FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____
ENTER ON PLAT CARDS _____

1/16/04 OREGON WATER RESOURCES DEPARTMENT
COPIES OF MAPS
595 340 14.00
1085-00-0-000 14.00

RECEIVED

JAN 20 2004

WATER RESOURCES DEPT
SALEM, OREGON

February 28, 1995

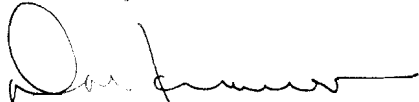
STEVE LAFRANCHI
C/O SPRINGFIELD FOREST PRODUCTS INC
PO BOX 719
SPRINGFIELD OR 97477-0119

RE: SWR-320

Dear Mr LaFranchi,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the name of SPRINGFIELD FOREST PRODUCTS you returned with corrections and completions. I have added the map to the file. Thank you for your attention to this matter. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

cc: Tyler Parsons

JAW:SMC:SWR-0320.003



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

2-16-95

SUR-320

LEFT MESSAGE FOR

TYLER PARSON ABOUT

"MYLAR" MAP NOW THAT

I HAVE COMPLETED REVIEW.

WJK

2-17-95

PARSON LEFT MESSAGE - HE
GAVE MYLAR TO CLAIMANT -
WILL CONTACT THEM TO SEND
IT TO ME
JERKIN

October 18, 1993

SPRINGFIELD FOREST PRODUCTS
PO BOX 719
SPRINGFIELD OR 97477-0119

RE: SWR-320

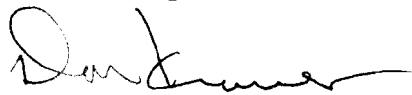
Dear MR LAFRANCHI,

I am in the process of reviewing the claims to pre-1909 vested water rights. You were made aware of the requirements for the map to support your claim.

To remind you, the map you submitted with your claim is not acceptable. ORS 539.240 (2) (d) requires the map be prepared by a Certified Water Right Examiner (CWRE). Within 60 days of this letter you must send a letter to this address indicating you have contracted with a CWRE to prepare your map. You should send your letter to my attention. In your letter you must identify the name of the CWRE who will prepare your registration statement map. We will contact the CWRE to arrange a map submittal deadline.

We will not be able to process your claim until we have received your map. If you have any questions regarding this process, please do not hesitate to give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

Enclosure

J:\WP\SWR\CLAIMANT\3\SWR-0320.002



March 3, 1993

SPRINGFIELD FOREST PRODUCTS
PO BOX 719
SPRINGFIELD OR 97477-0119

Dear MR LAFRANCHI,

This will acknowledge that your Surface Water Registration Statement in the name of SPRINGFIELD FOREST PRODUCTS has been received by our office. The fees in the amount of \$850.00 have been received and our receipt #95710 is enclosed. Your registration statement has been numbered SWR-320.

The map you submitted with your claim is not acceptable. ORS 539.240 (2) (d) requires the map be prepared by a Certified Water Right Examiner (CWRE). Within 60 days of this letter you must send a letter to this address indicating you have contracted with a CWRE to prepare your map. You should send your letter to my attention. In your letter you must identify the name of the CWRE who will prepare your registration statement map. We will contact the CWRE to arrange a map submittal deadline.

We will not be able to process your claim until we have received your map. If you have any questions regarding this process, please do not hesitate to give me a call.

Please feel free to contact this office if you have any questions.

Sincerely,

Don Knauer

Don Knauer
Adjudication Specialist

Enclosure

C:\WORK\SWR\CLAIMANT\SWR-0320.001



