

S-40873



Oregon

Tina Kotek, Governor

App: S-40873

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

December 26, 2024

Lacomb Irrigation District

PO Box 2485

Lacomb, OR 97355

Reference: Transfer Application T-13340

Enclosed is a copy of the Determination of Satisfactory Proof Final Order.

If you have any questions related to the completion of this Claim of Beneficial Use, you may contact Ann Reece, by telephone at (503) 979-3214 or by e-mail at Ann.L.Reece@water.oregon.gov.

Sincerely,

Elyse D. Richman

Water Rights Services Support

Transfers and Conservation Section

cc: Watermaster Dist. #2, Lanaya F. Blakely (via email)
Julie McKinnon, Agent
File

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
FOR THE
STATE OF OREGON

In the Matter of the Completion of a Change)	DETERMINATION OF SATISFACTORY
in Place of Use Under Transfer Application)	PROOF OF COMPLETION FOR A
T-13340, Linn County)	PERMANENT DISTRICT TRANSFER

Authority

Oregon Administrative Rule (OAR) 690-385-7400 describes the documentation the district must file with the Department in order to provide proof of use.

OAR 690-385-7600 provides in pertinent part that satisfactory proof shall be (a) a determination by the Department that application of water to beneficial use under the terms of the transfer final order was completed to the extent authorized, or (b) a determination by the Department that the application of water to a beneficial use under the terms of the transfer final order was completed to an extent less than authorized.

Oregon Revised Statute (ORS) 540.530(2)(a) and OAR 690-385-7600 authorize the Department to issue or modify a certificate of water right upon satisfactory proof of completion of the change or changes authorized by a final order approving a permanent district transfer.

Applicant

LACOMB IRRIGATION DISTRICT
PO BOX 2485
LEBANON, OR 97355

Findings of Fact

1. On February 11, 2020, the Department signed a final order, which was mailed on February 12, 2020, and recorded in Special Order Volume 116, Pages 102-105, approving Transfer Application T-13340 involving Certificates 72469 and 88217. The final order established October 1, 2021, as the date for completion of the authorized changes in place of use.
2. On October 29, 2024, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-13340 satisfying the requirements for providing proof of use under OAR 690-385-7400.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in other than 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.

3. The Department reviewed the CBU and maps submitted by the applicant for Transfer Application T-13340.
4. The CBU did not contain a map of the point of diversion from the source. However, since the transfer involved the transfer of places of use only within an irrigation district and did not involve a change in the point of diversion, the existing maps on file with the Department are sufficient to identify the point of diversion from the source.
5. The proposed place of use for Certificate 72469 as approved the final order for Transfer Application T-13340, and as recorded in Special Order Volume 116, Pages 102-105, is shown in Table 1, below:

Table 1:

IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Tax Lot	Water User	Notice
11 S	1 E	WM	19	NW NW		2.0	800	PATTERSON	2019-001
11 S	1 E	WM	21	SW SE		1.8	2500	FEWX	2019-001
11 S	1 E	WM	30	SW NW	40	2.0	1002	BLACK	2019-001
11 S	1 E	WM	30	SW NW	40	2.5	1000	MCKINNON	2019-001
11 S	1 W	WM	9	SE SW		2.0	600	CAWRSE	2019-001
11 S	1 W	WM	10	NE SW		1.0	206	MCCALL	2019-001
11 S	1 W	WM	13	NE SW		1.0	204	NELSON / CROCKETT	2019-001
11 S	1 W	WM	13	SE SW		4.0	602	BERGER	2019-001
11 S	1 W	WM	14	NE SE		2.0	909	KIZER	2019-001
11 S	1 W	WM	14	SW SE		1.0	804	HANSEN	2019-001
11 S	1 W	WM	15	NW NE		1.8	206	BRUNETTE	2019-001
11 S	1 W	WM	15	NE NW		0.7	206	BRUNETTE	2019-001
11 S	1 W	WM	15	NE NW		3.0	314	SPAHN	2019-001
11 S	1 W	WM	24	NW NW		20.9	1100	PEASTER	2019-001
11 S	1 W	WM	24	NW NW		6.5	1100	PEASTER	2019-002
11 S	1 W	WM	36	NE NE		4.0	105	BORINTRAGER	2019-001
TOTAL						56.2			

6. The proposed place of use for Certificate 88217 as approved the final order for Transfer Application T-13340, and as recorded in Special Order Volume 116, Pages 102-105, is shown in Table 2, below:

Table 2:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
11 S	1 W	WM	9	NW NE	0.5	205	ZWICK / LEWIS	2019-001
11 S	1 W	WM	9	SW NE	9.5	205	ZWICK / LEWIS	2019-001
11 S	1 W	WM	13	NW NW	5.0	100	ROBERTS	2019-001
11 S	1 W	WM	13	SE NW	5.0	207	SPENCER	2019-001
11 S	1 W	WM	15	NW NE	3.1	203	TEMP	2019-001
11 S	1 W	WM	15	SW NE	11.9	203	TEMP	2019-001

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
11 S	1 W	WM	24	NW NW	5.0	1100	PEASTER	2019-001
TOTAL					40.0			

7. Based on the review of evidence submitted by the applicant, the Department finds that the application of water to beneficial use under the terms of the transfer final order for T-13340 was completed to the extent authorized in the transfer as described in Tables 1 and 2.

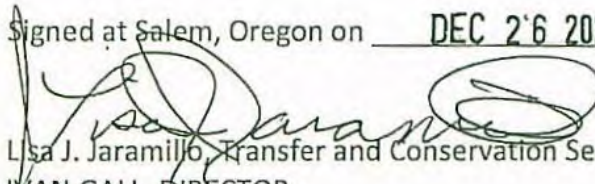
Conclusions of Law

1. The Applicant has submitted proof of use pursuant to OAR 690-385-7400.
2. Application of water to a beneficial use under the terms of the transfer final order has been made to the extent shown in Tables 1 and 2, above.
3. The applicant has demonstrated proof of completion under T-13340 to the satisfaction of the Department.
4. The Department is authorized to issue or modify certificates of water rights involved in transfer T-13340 consistent with this determination of satisfactory proof of completion.

Now, therefore, it is ORDERED:

1. Water right Certificates 72469 and 88127 are modified as shown in Tables 1 and 2, above. The Department will issue superseding certificates describing these rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon on DEC 26 2024


 Lisa J. Jaramillo, Transfer and Conservation Section Manager for
 IVAN GALL, DIRECTOR
 Oregon Water Resources Department

Mailing Date: DEC 27 2024

Craig,

A second set of the
large reference map & the
map packet.

Best,
Jim

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

LEGEND

Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

--- Lacomb Irrigation District Boundary

NW-NW Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



RECEIVED BY OWRD
NOV 2 6 2012
SALEM, OR

COBU Map - Permit S-41359 - LID Boundary
Lacomb Irrigation District
Linn County, Oregon

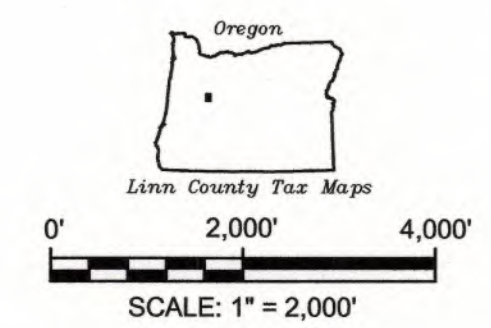


NORTH

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
PH: 541 504-9880
Fax: 541 504-9881

5	4	3
8	9	10
NW-NW	NE-NW	NW-NE
SW-NW	SE-NW	SW-NE
NW-SW	NE-SW	NW-SE
SW-SW	SE-SW	SW-SE
8	9	10
17	16	15

Quarter-Quarter
Section Identifiers



SCALE: 1" = 2,000'

NO.	DATE	BY	REVISIONS	FIGURE
				1

PATH: G:\1000\1076\103\Code\Water\W076103_F1_C41359 08-12 07/15/2011 SS

Actually
Lot #4

LEGEND

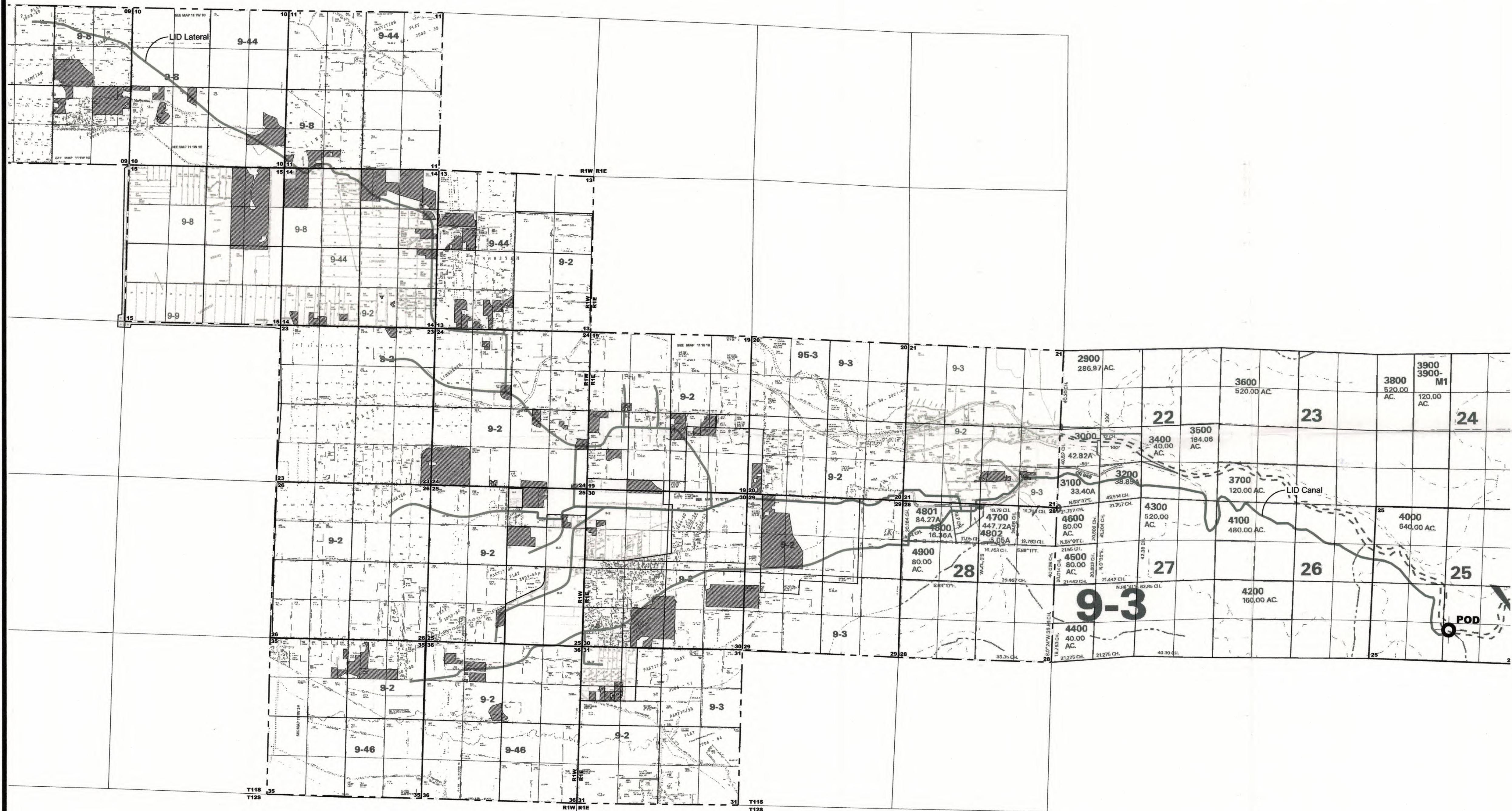
Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

--- Lacombe Irrigation District Boundary

NW-NW Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



COBU Map - Permit S-41359 - LID Boundary
Lacombe Irrigation District
Linn County, Oregon

FIGURE 1

DATE: SEPT 2012

DRAWN BY: S. Scherck

DESIGNED BY: J. Newton

PROJECT NO: 1076-103



NORTH

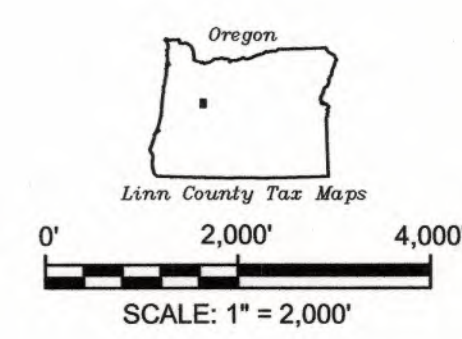


NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
PH: 541.504.6860
FAX: 541.504.6861

RECEIVED BY OWRD
NOV 26 2012
SALEM, OR

5	4	3
8	9	10
NW-NW	NE-NW	NW-NE
SW-NW	SE-NW	SW-NE
NW-SW	NE-SW	NW-SE
SW-SW	SE-SW	SW-SE
8	9	10
17	16	15

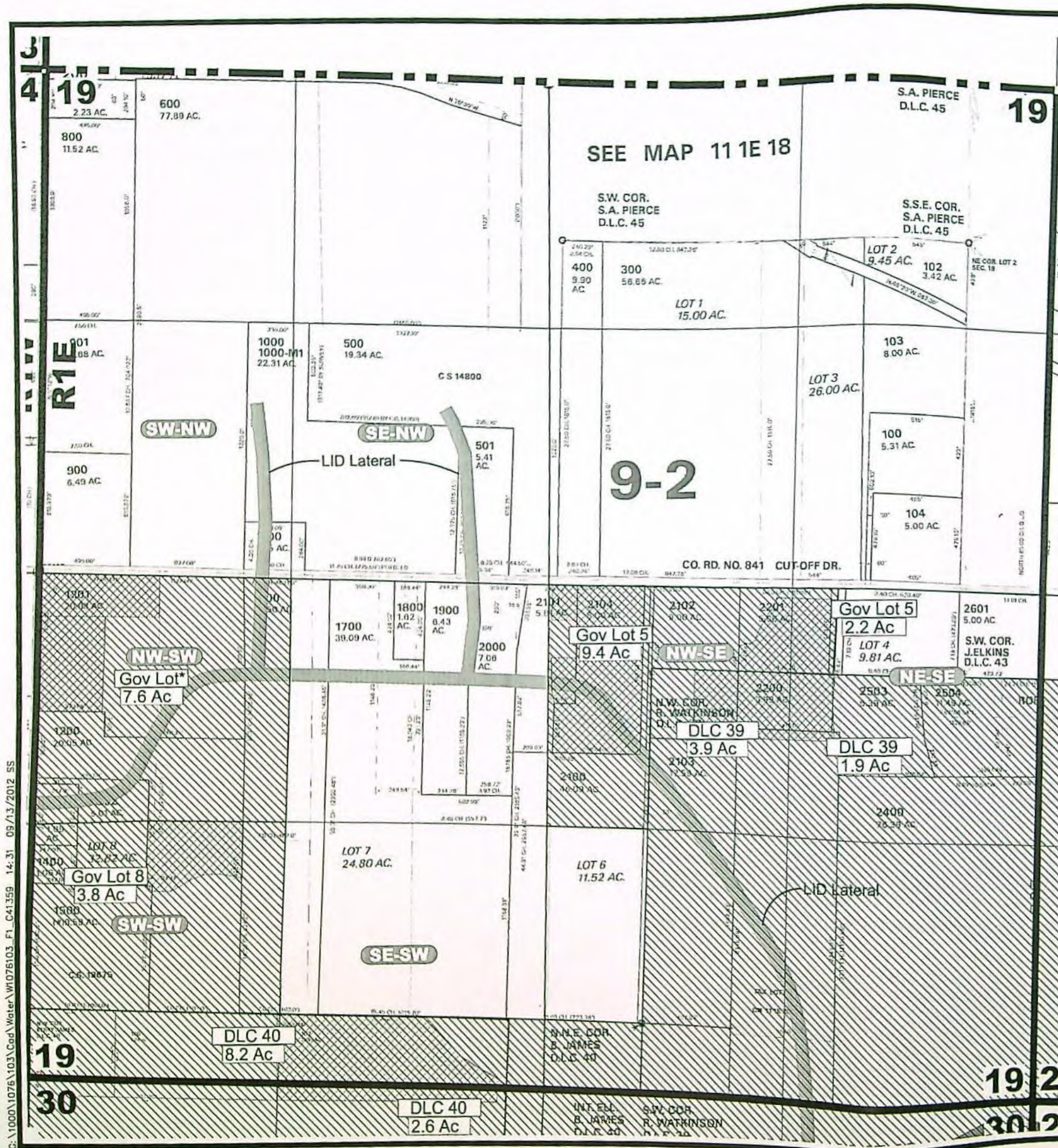
Quarter-Quarter
Section Identifiers



SCALE: 1" = 2,000'

NO.	DATE	BY	REVISIONS

PATH: G:\1000\1076\103\Water\W076103_F1_C41359 09:12 07/15/2011 SS



PLACE OF USE MAP S-41359

LEGEND

- Outline of Government Tax Lot
- Acres Being Irrigated Within Government Tax Lot
- Lacomb Irrigation District Boundary
- Gov Lot* Government Tax Lot Without Identification Number
- Gov Lot 4 Government Tax Lot Identification Number
- DLC 40 Donation Land Claim Identification Number
- 12.1 Ac Acres Irrigated per Qtr-Qtr per Government Tax Lot No.
- NW-NW Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
- Tax Lot Maps from Linn County, Dated between 2000-2008.

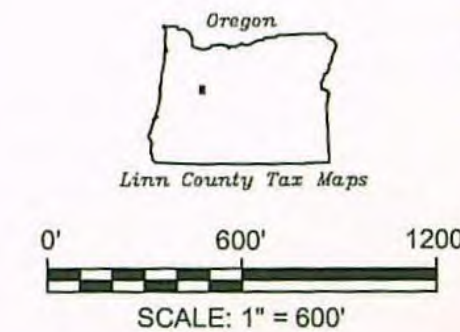


EXPIRES: 12-31-2012
RENEWALS: 12-31-2012

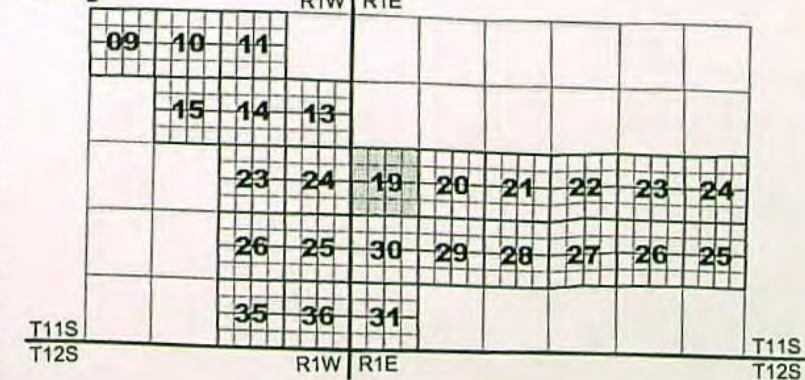
RECEIVED BY OVRD

NOV 26 2012

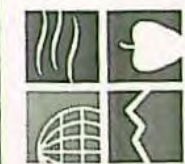
SALEM, OR



Key Plan



COBU Map - Permit S-41359 - Section 19
Lacomb Irrigation District
Linn County, Oregon



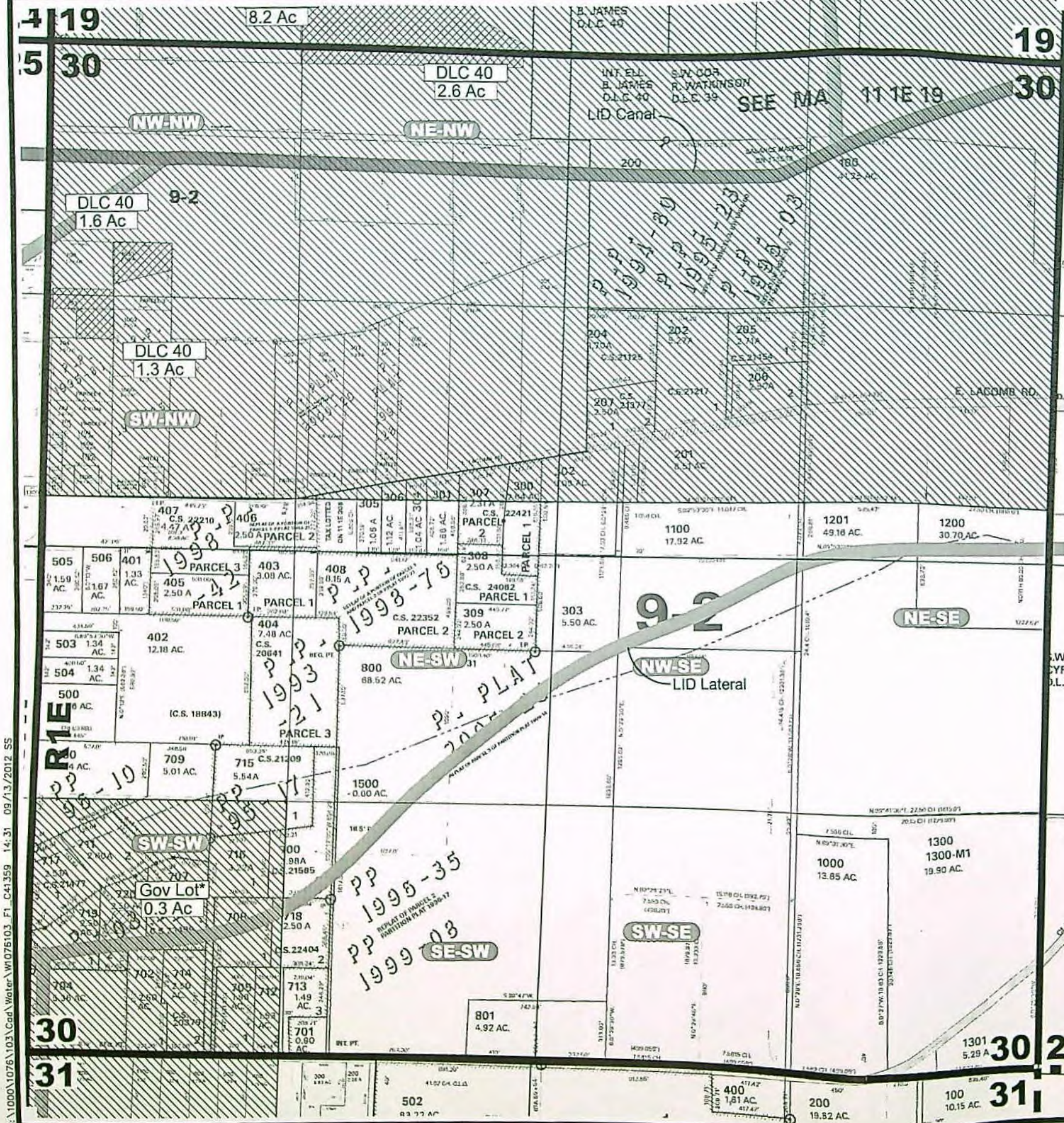
NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9980 Fax: 541 504-9981

DESIGNED BY: J. Newton
DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 20 OF 24



PLACE OF USE MAP S-41359

LEGEND

- Outline of Government Tax Lot
- Acres Being Irrigated Within Government Tax Lot
- Lacomb Irrigation District Boundary
- Gov Lot* Government Tax Lot Without Identification Number
- Gov Lot 4 Government Tax Lot Identification Number
- DLC 40 Donation Land Claim Identification Number
- 12.1 Ac Acres Irrigated per Qtr-Qtr per Government Tax Lot No.
- NW-NW Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
- Tax Lot Maps from Linn County, Dated between 2000-2008.

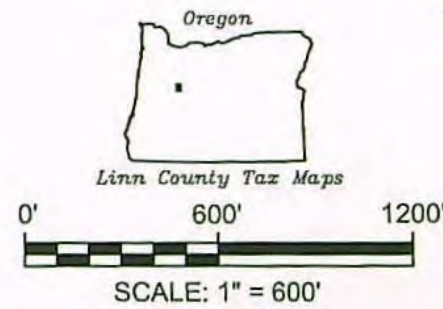


EXPIRES: 12-31-2012
RENEWS: 12-31-2012

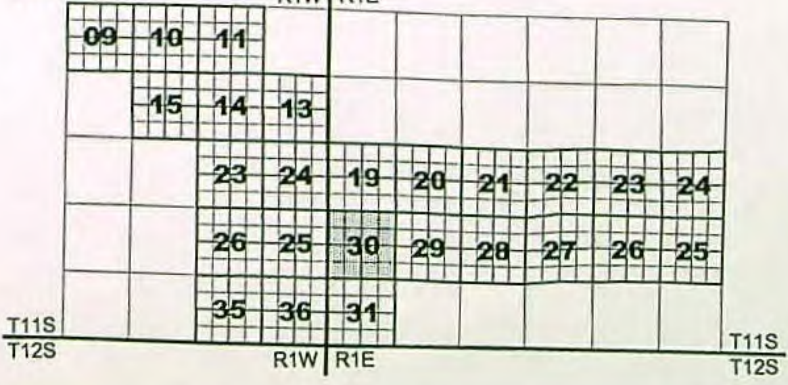
RECEIVED BY OWRD

NOV 26 2012

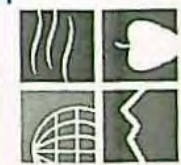
SALEM, OR



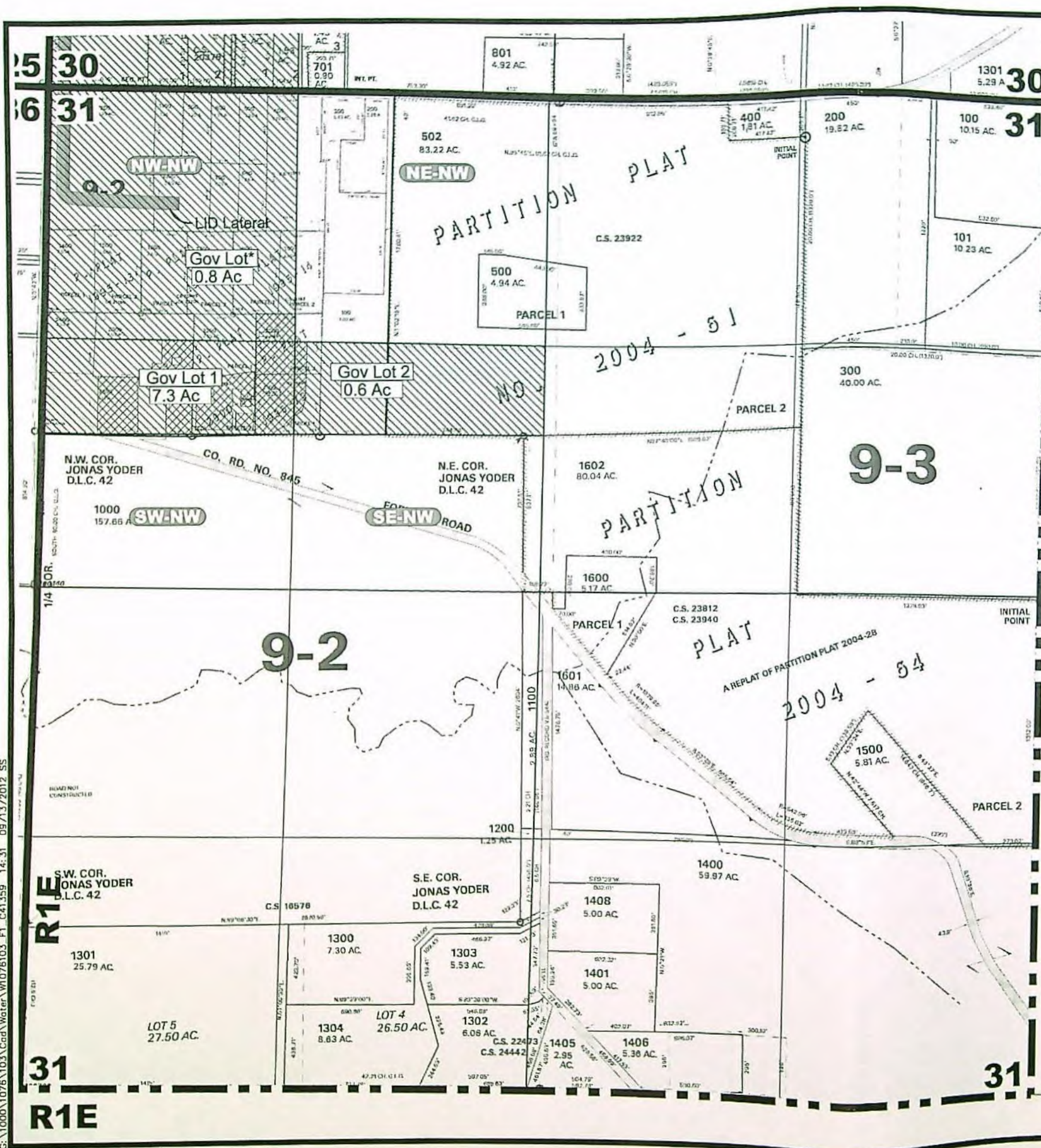
Key Plan



COBU Map - Permit S-41359 - Section 30
Lacomb Irrigation District
Linn County, Oregon











NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960



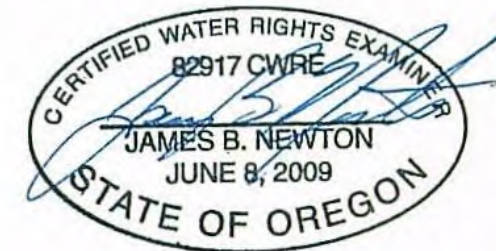
PLACE OF USE MAP S-41359

LEGEND

- | | |
|---|--|
|  | Outline of Government Tax Lot |
|  | Acres Being Irrigated Within Government Tax Lot |
|  | Lacomb Irrigation District Boundary |
|  | Government Tax Lot Without Identification Number |
|  | Government Tax Lot Identification Number |
|  | Donation Land Claim Identification Number |
|  | Acres Irrigated per Qtr-Qtr per Government Tax Lot No. |
|  | Quarter-Quarter Identifier |

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
2. Tax Lot Maps from Linn County, Dated between 2000-2008.



EXPIRES:
RENEWS: 12-31-2012

RECEIVED BY OWRD

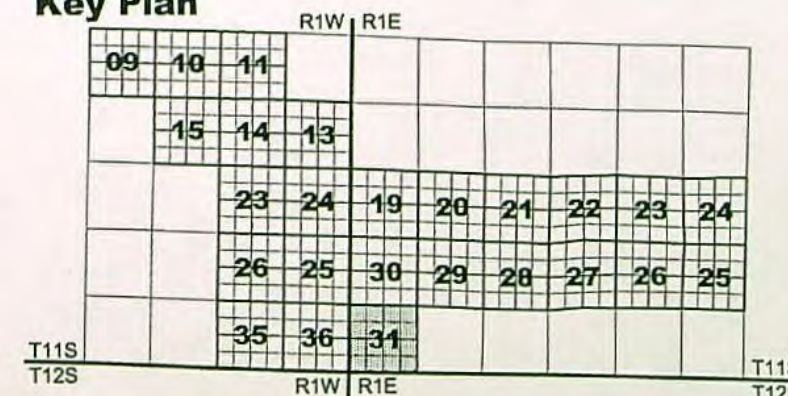
NOV 26 2012

SALEM OR



SCALE: 1" = 600'

Key Plan



COBU Map - Permit S-41359 - Section 31
Lacomb Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

DESIGNED BY:
J. Newton

S. Schenck

DATE: SEPT 2012

PROJECT NO.	1076-103
-------------	----------

SHEET 24 OF 24


RECEIVED BY OWRD


NOV 26 2012


SALEM, OR

PLACE OF USE MAP S-41359

LEGEND

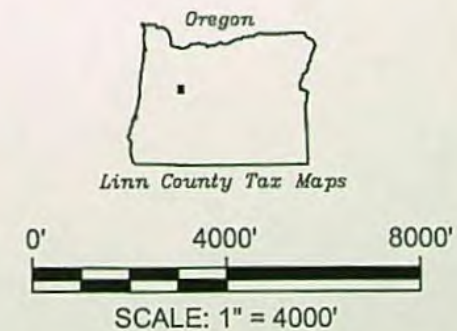
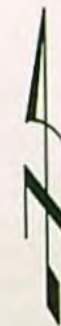
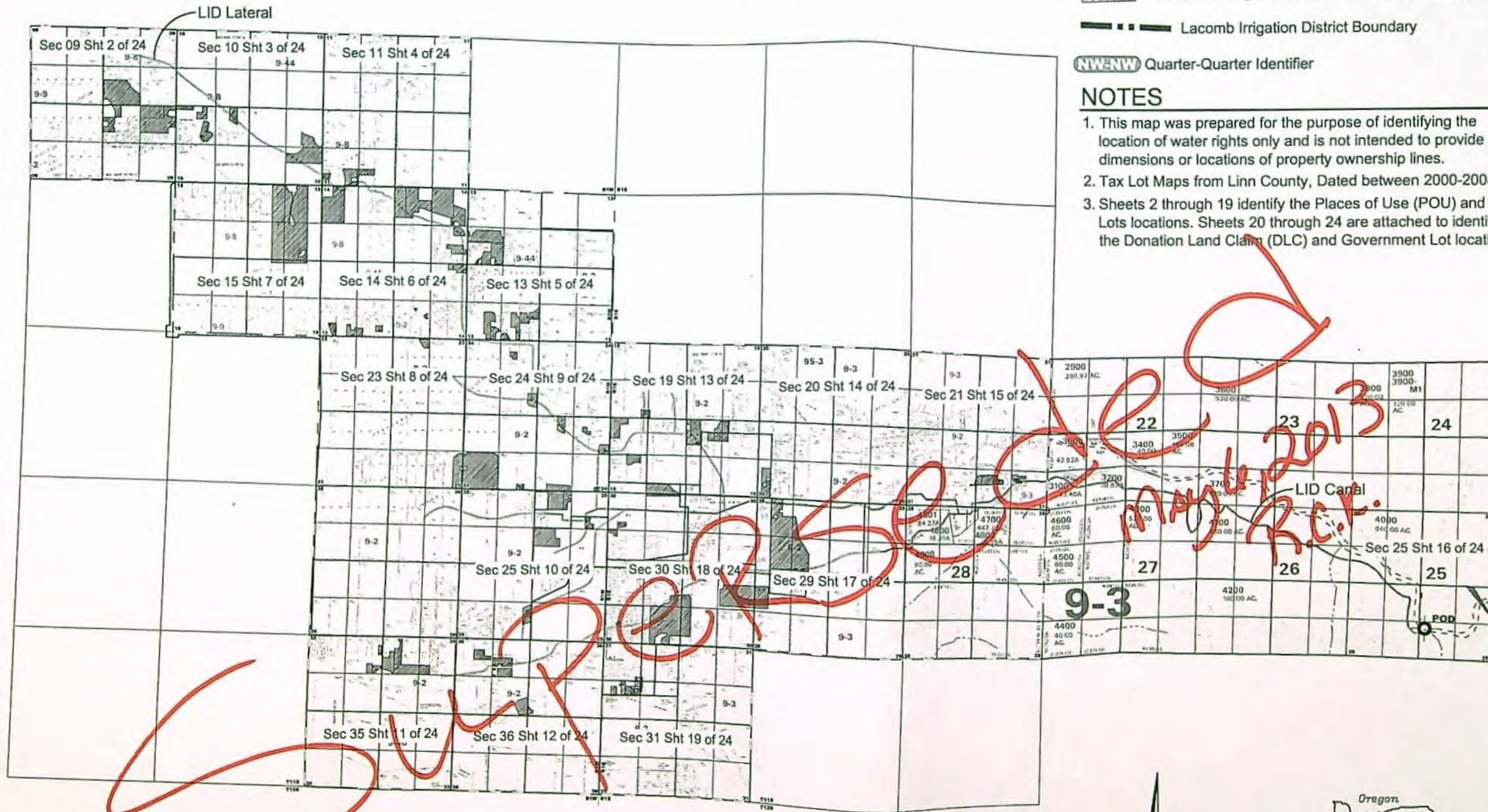
 Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

 Lacomb Irrigation District Boundary

 Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
2. Tax Lot Maps from Linn County, Dated between 2000-2008.
3. Sheets 2 through 19 identify the Places of Use (POU) and Tax Lots locations. Sheets 20 through 24 are attached to identify the Donation Land Claim (DLC) and Government Lot locations.



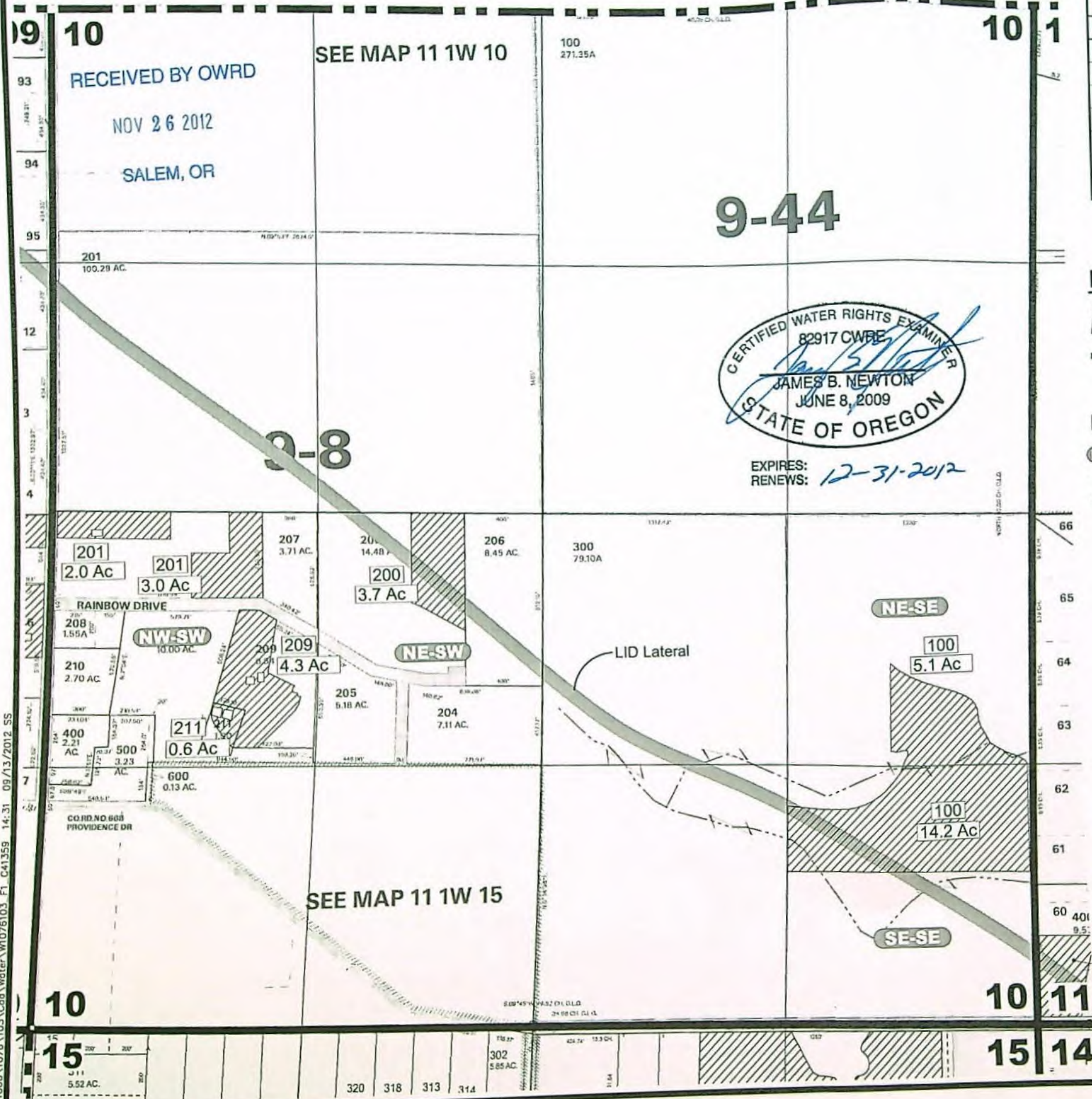
COBU Map - Permit S-41359 - LID Boundary

Lacomb Irrigation District
Linn County, Oregon



DESIGNED BY:	J. Newton	DRAWN BY:	S. Schenck	DATE:	SEPT 2012	PROJECT NO.	1076-103	SHEET	1	OF	24
--------------	-----------	-----------	------------	-------	-----------	-------------	----------	-------	---	----	----

SHEET 2 OF 24



PLACE OF USE MAP S-41359

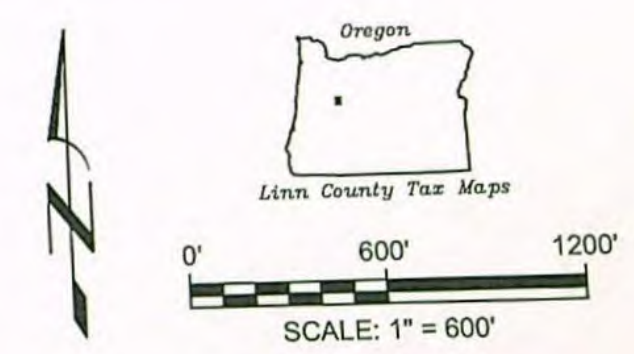
Section 10, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-SW	201	2.0	NW-SW	9.9
NW-SW	201	3.0	NE-SW	3.7
NW-SW	209	4.3	NE-SE	5.1
NW-SW	211	0.6	SE-SE	14.2
NE-SW	200	3.7	Total	32.9
NE-SE	100	5.1		
SE-SE	100	14.2		
Total		32.9		

LEGEND

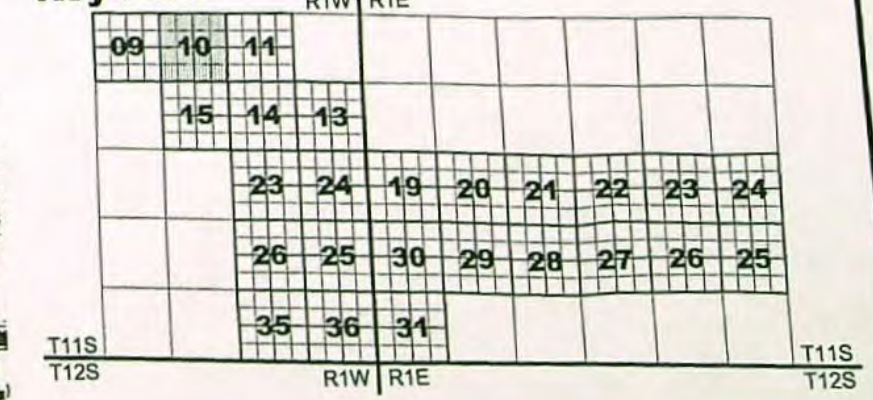
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 10

Lacombe Irrigation District
Linn County, Oregon



PH: 541 504-9860
Fax: 541 504-9561

DESIGNED BY: J. Newton

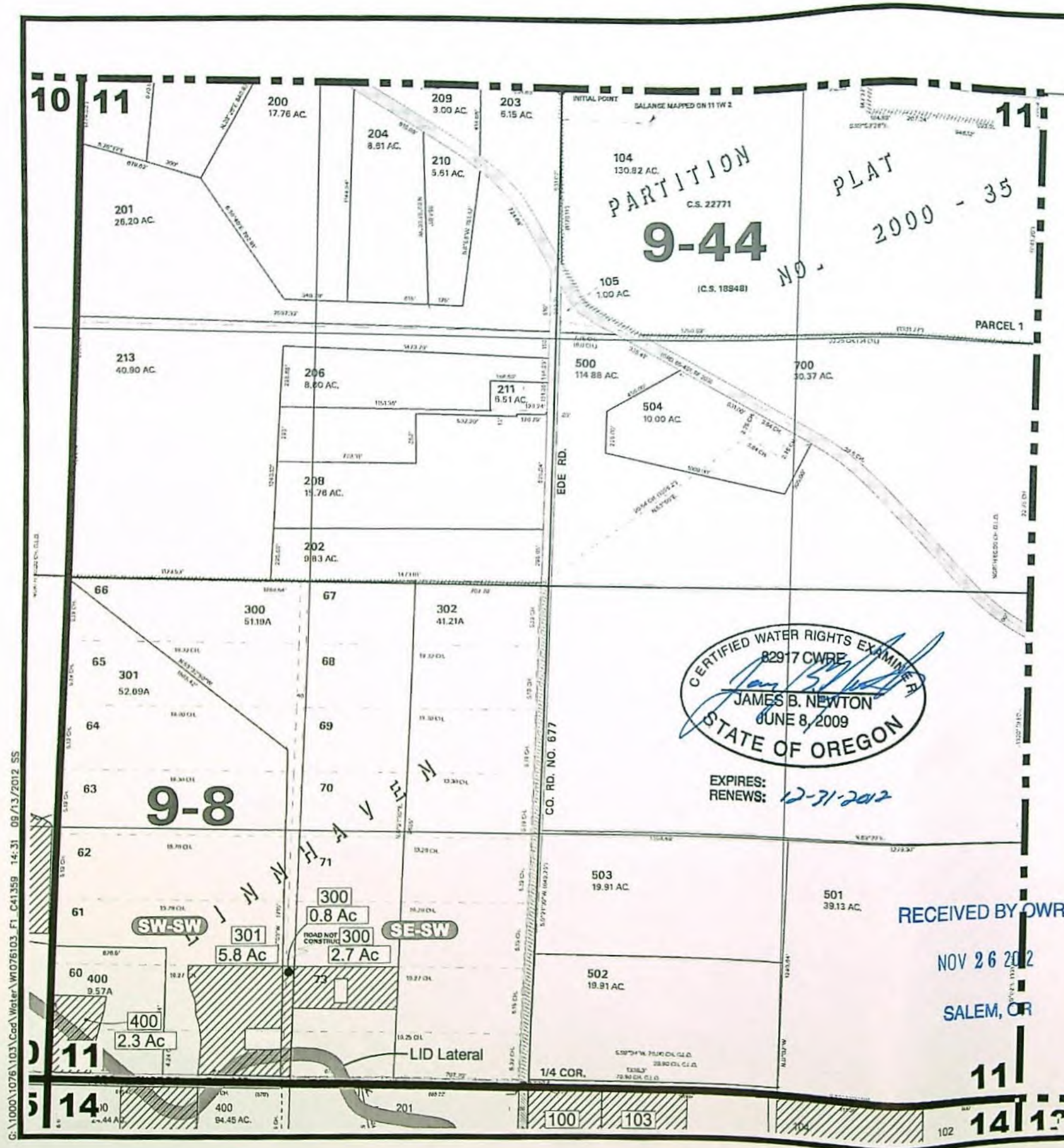
DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 3 OF 24

G:\1000\1076\103\Cad\Water\W1076103.F1 C41359 14:31 09/13/2012 SS





PLACE OF USE MAP S-41359

Section 11, T.11S., R.1W.		
QT-QT	Tax Lot #	Acres
SW-SW	400	2.3
SW-SW	300	0.8
SW-SW	301	5.8
SE-SW	300	2.7
	Total	11.6

Acres Irrigated by QT-QT	
QT-QT	Acres
SW-SW	8.9
SE-SW	2.7
Total	11.6

LEGEND

 Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

 Lacombe Irrigation District Boundary

104 Tax Lot Identification Number

12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number

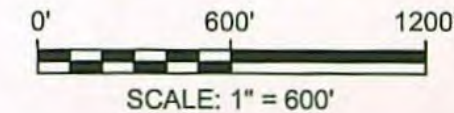
NW-NW Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

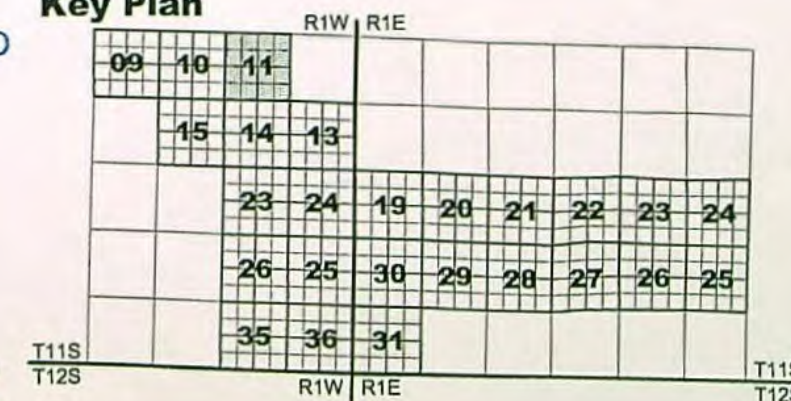


Linn County Tax Maps



SCALE: 1" = 600'

Key Plan



COBU Map - Permit S-41359 - Section 11
Lacomb Irrigation District
Linn County, Oregon

Lacombe Irrigation District
Linn County, Oregon

Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
PH: 541 504-9960 FAX: 541 504-9961

Ph: 541 504-9960

Fax: 541 504-9961

Fax: 541 504-9961

DESIGNED BY: J. Newton

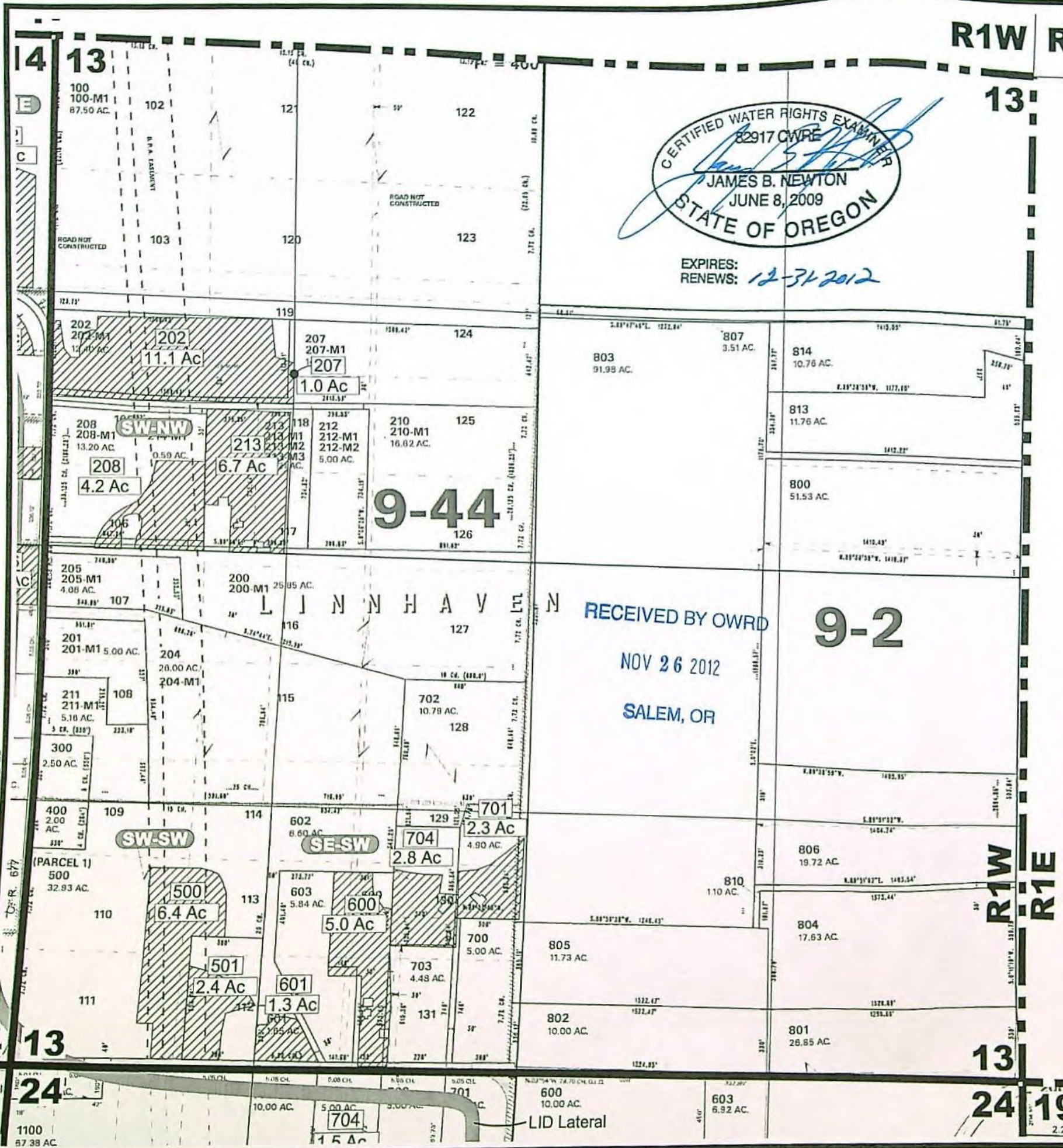
S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 4 OF 24

G:\1000\1076\103\Cad\Water\W076103.F1_C41359 14:31 09/13/2012 SS



R1W R
13

PLACE OF USE MAP S-41359

Section 13, T.11S., R.1W.		
QT-QT	Tax Lot #	Acres
SW-NW	202	11.1
SW-NW	207	1.0
SW-NW	213	6.7
SW-NW	208	4.2
SW-SW	500	6.4
SW-SW	501	2.4
SE-SW	600	5.0
SE-SW	601	1.3
SE-SW	701	2.3
SE-SW	704	2.8
Total		43.2

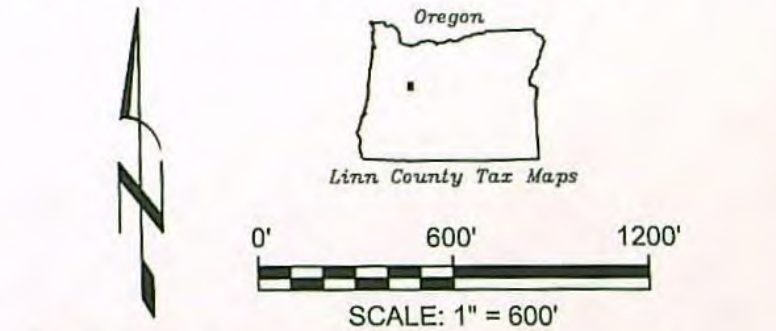
Acres Irrigated by QT-QT	
QT-QT	Acres
SW-NW	23.0
SW-SW	8.8
SE-SW	11.4
Total	43.2

LEGEND

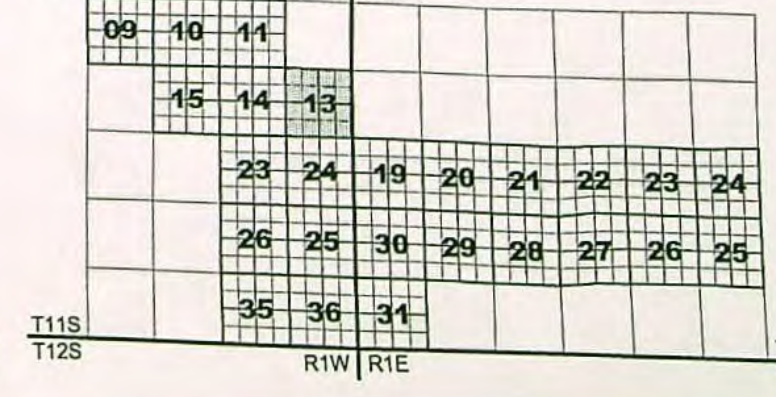
- Place of Use - Permit S-41359
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 13
Lacombe Irrigation District
Linn County, Oregon



PH: 541 504-9960

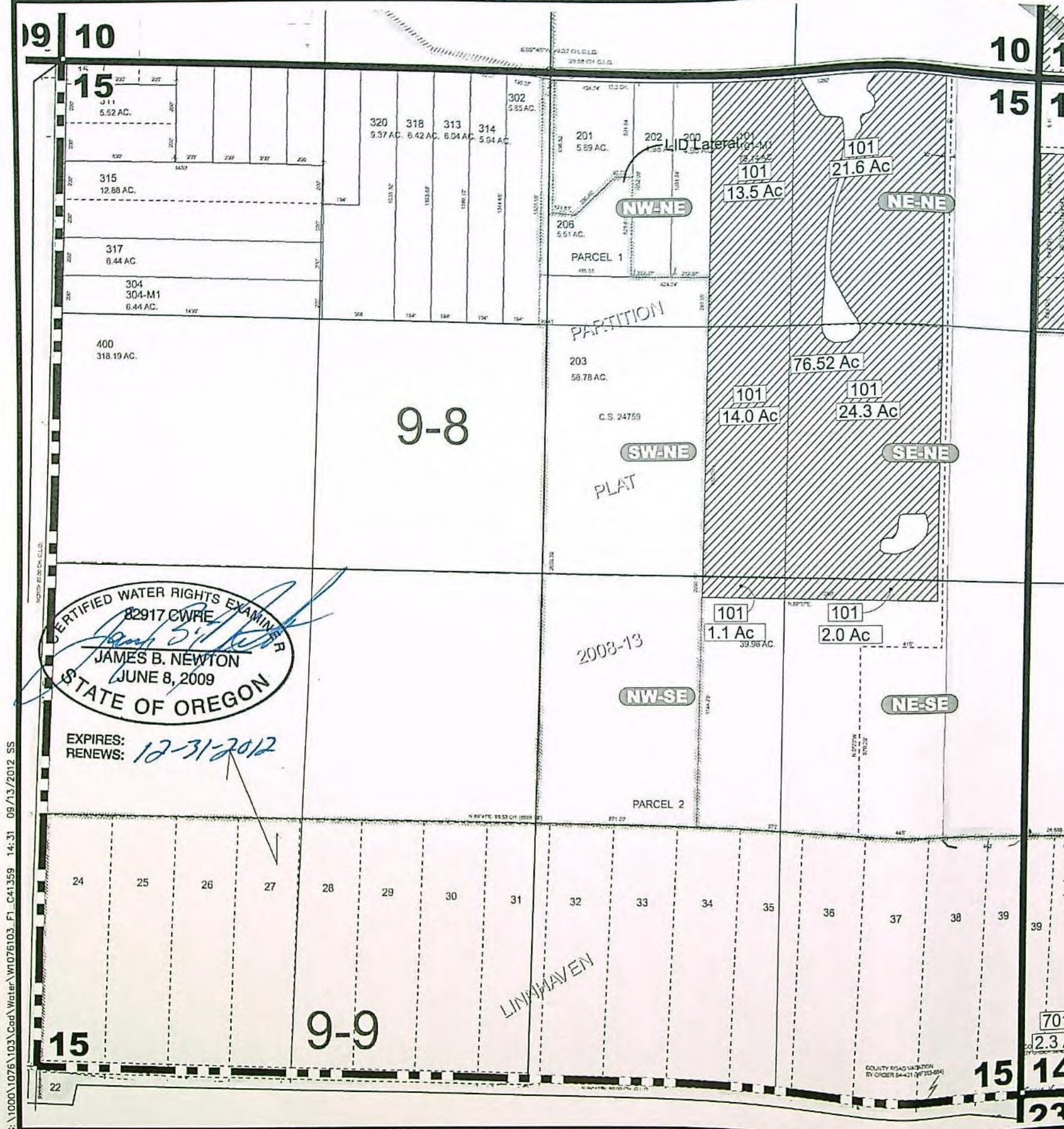
DESIGNED BY: J. Newton

DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 5 OF 24



PLACE OF USE MAP S-41359

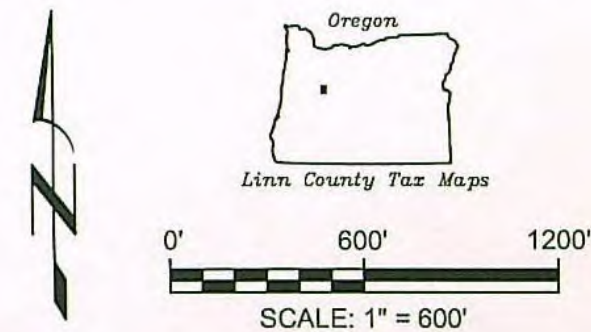
Section 15, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	101	13.5	NW-NE	13.5
NE-NE	101	21.6	NE-NE	21.6
SW-NE	101	14.0	SW-NE	14.0
SE-NE	101	24.3	SE-NE	24.3
NW-SE	101	1.1	NW-SE	1.1
NE-SE	101	2.0	NE-SE	2.0
Total		76.5	Total	76.5

LEGEND

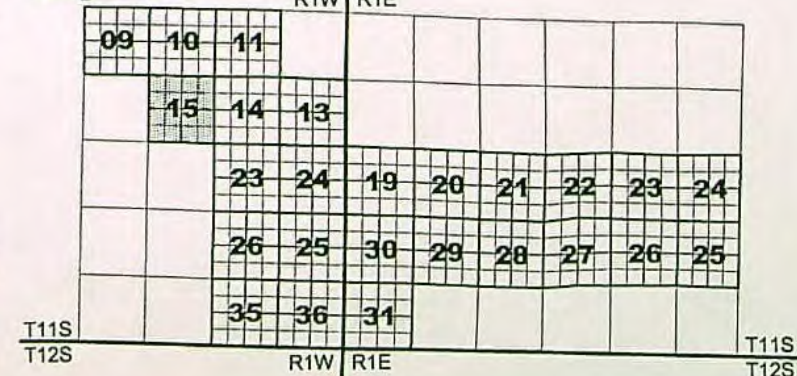
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacomb Irrigation District Boundary
- 104 Tax Lot Identification Number
- 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- NW-NW Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan

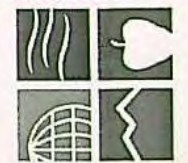


COBU Map - Permit S-41359 - Section 15 Lacomb Irrigation District Linn County, Oregon

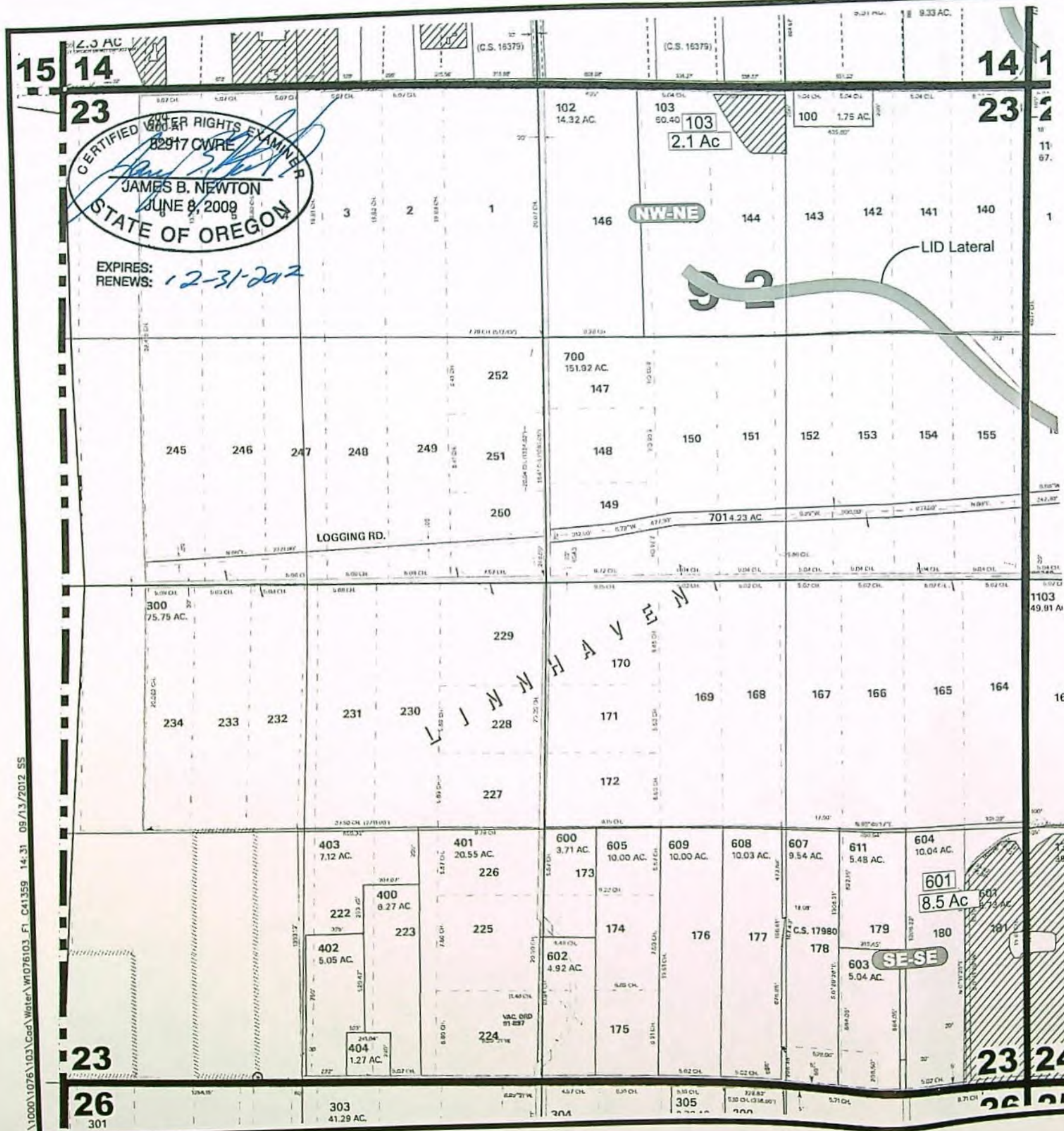
RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961



PLACE OF USE MAP S-41359

Section 23, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	103	2.1	NW-NE	2.1
SE-SE	601	8.5	SE-SE	8.5
Total		10.6	Total	10.6

LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

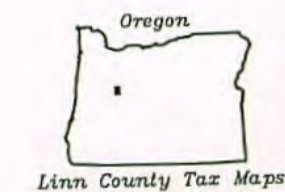
NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

RECEIVED BY OWRD

NOV 26 2012

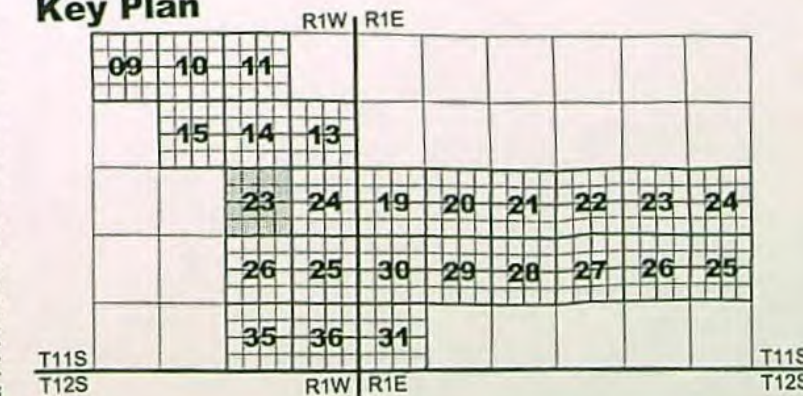
SALEM, OR



0' 600' 1200'

SCALE: 1" = 600'

Key Plan



COBU Map - Permit S-41359 - Section 23
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

DRAWN BY:

S. Schenck

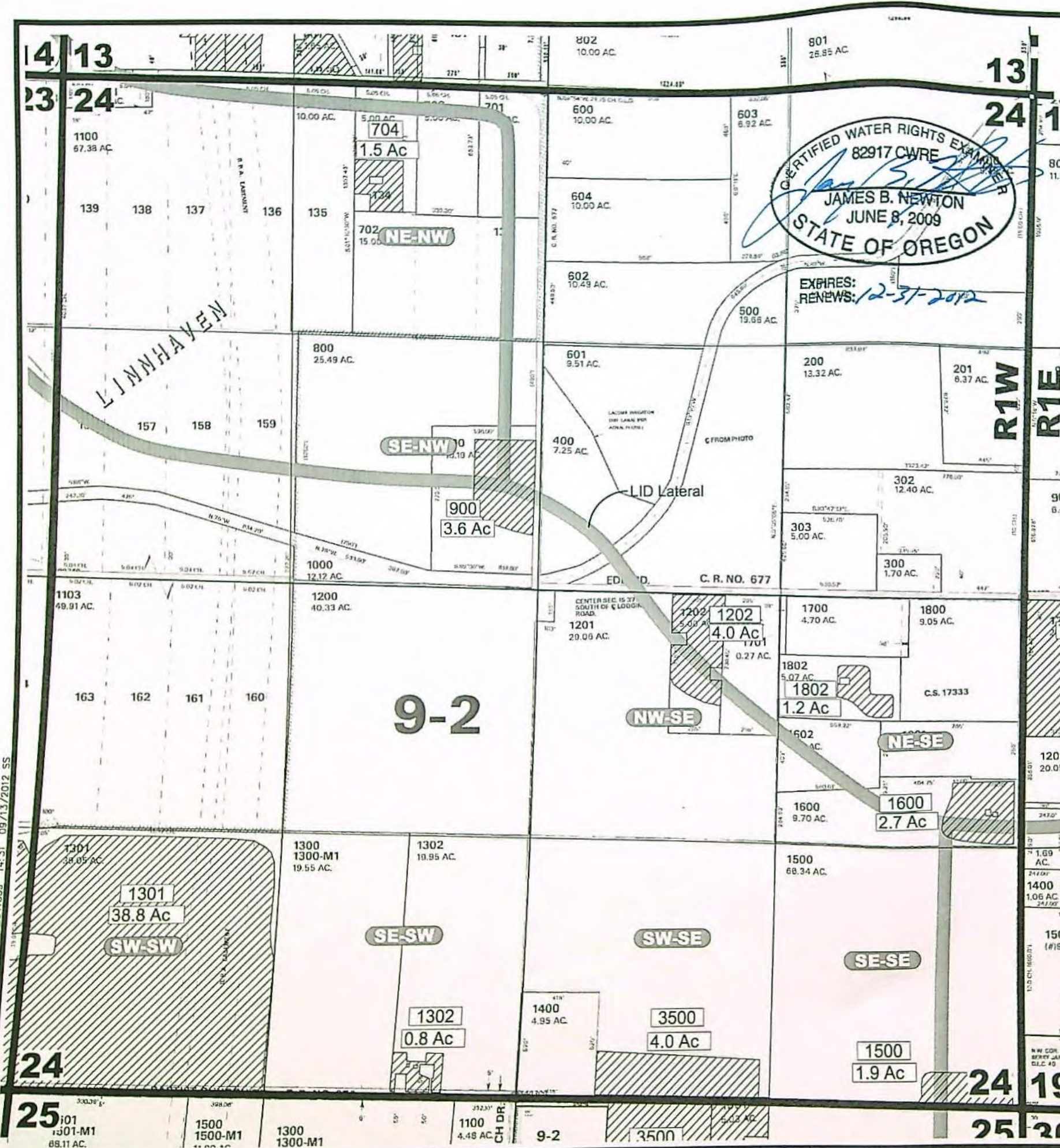
DESIGNED BY:
J. Newton

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 8 OF 24

G:\1000\1076\103\Cad\Water\1076103_F1_C41359 14:31 09/13/2012 SS



PLACE OF USE MAP S-41359

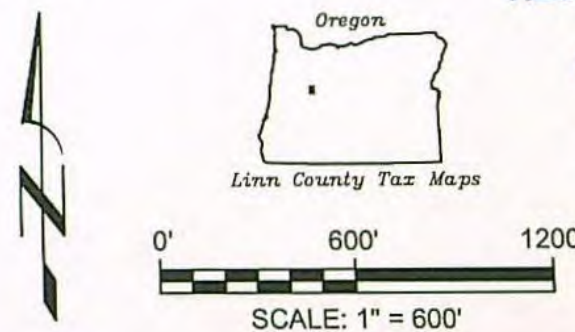
Section 24, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NE-NW	704	1.5	NE-NW	1.5
SE-NW	900	3.6	SE-NW	3.6
NW-SE	1202	4.0	NW-SE	4.0
NE-SE	1600	2.7	NE-SE	3.9
NE-SE	1802	1.2	SW-SW	38.8
SW-SW	1301	38.8	SE-SW	0.8
SE-SW	1302	0.8	SW-SE	4.0
SW-SE	3500	4.0	SE-SE	1.9
SE-SE	1500	1.9	Total	58.5
Total		58.5		

LEGEND

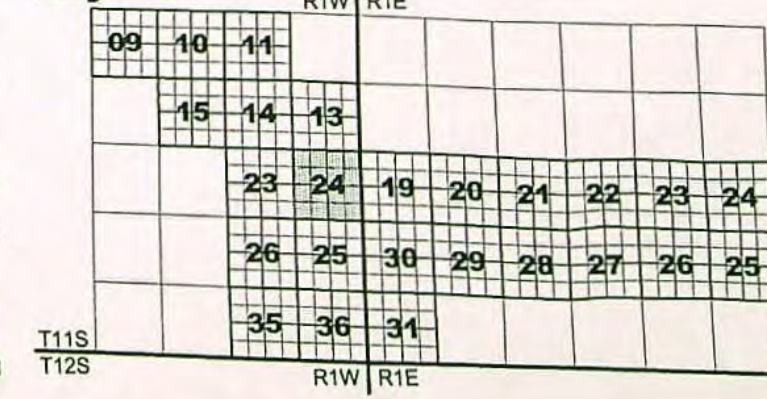
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

COBU Map - Permit S-41359 - Section 24
Lacombe Irrigation District
Linn County, Oregon

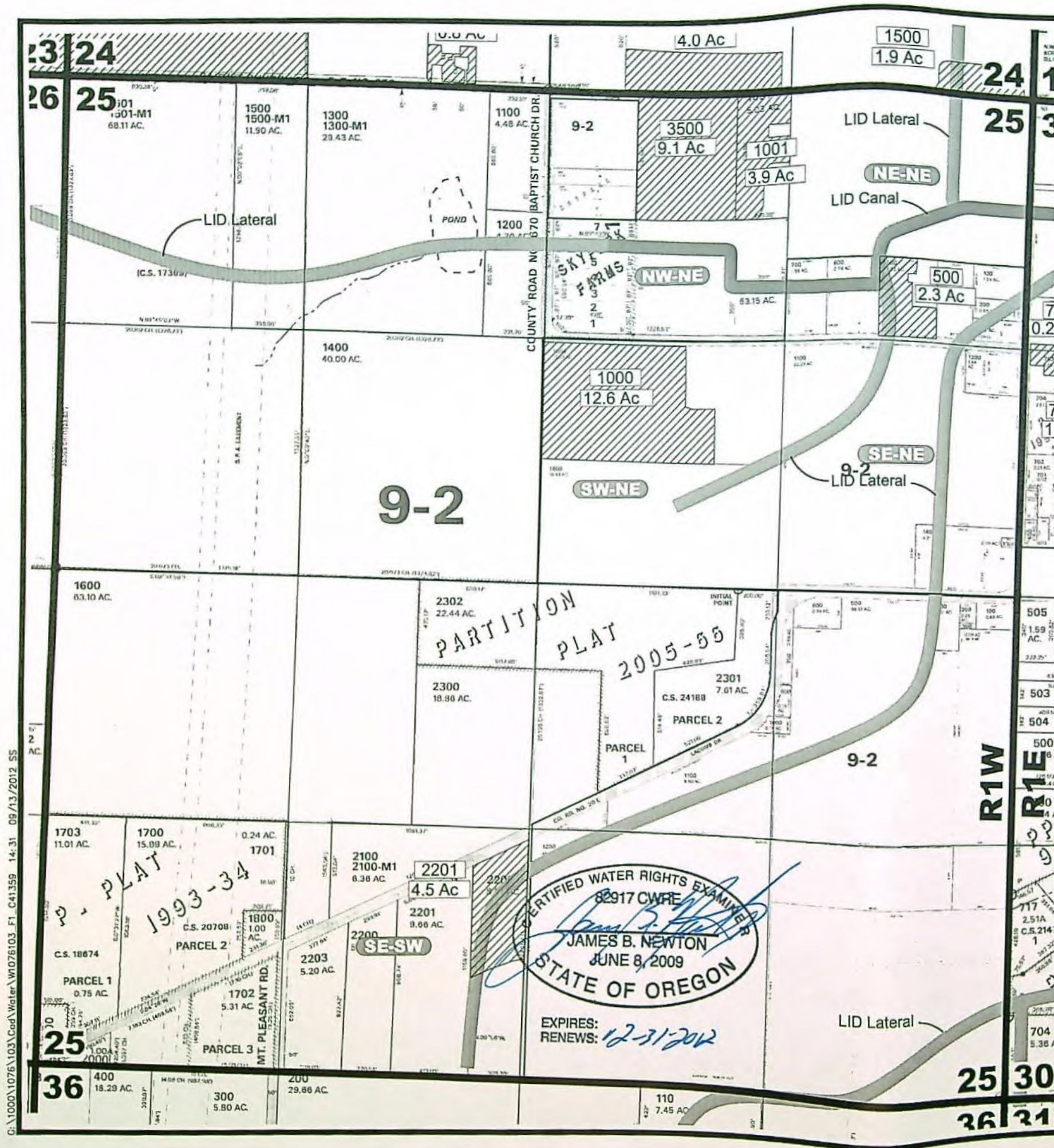
DRAWN BY: S. Schenck

DESIGNED BY: J. Newton

DATE: SEPT 2012

PROJECT NO. 1076-103


SHEET 9 OF 24



PLACE OF USE MAP S-41359

Section 25, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	1001	3.9	NW-NE	13.0
NW-NE	3500	9.1	NE-NE	2.3
NE-NE	500	2.3	SW-NE	12.6
SW-NE	1000	12.6	SE-SW	4.5
SE-SW	2201	4.5	Total	32.4
	Total	32.4		

LEGEND

 Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

Legend

- ■ ■ Lacombe Irrigation District Boundary

104 Tax Lot Identification Number

12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number

NW-NW Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

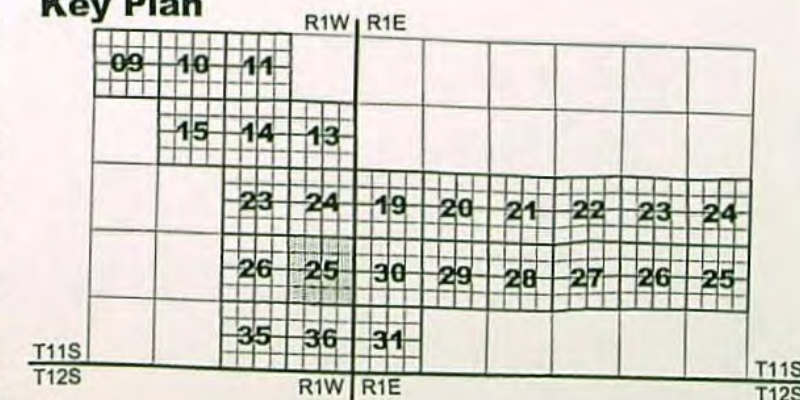


Linn County Tax Maps



SCALE: 1" = 600'

Key Plan



RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9600
Fax: 541 504-9961

Earth, Water
Ph: 541 504-9960

Earth, Water
Ph: 541 504-9960

COBU Map - Permit S-41359 - Section 25

Lacomb Irrigation District
Linn County, Oregon

Linn County, Oregon

DESIGNED BY:
J. Newton

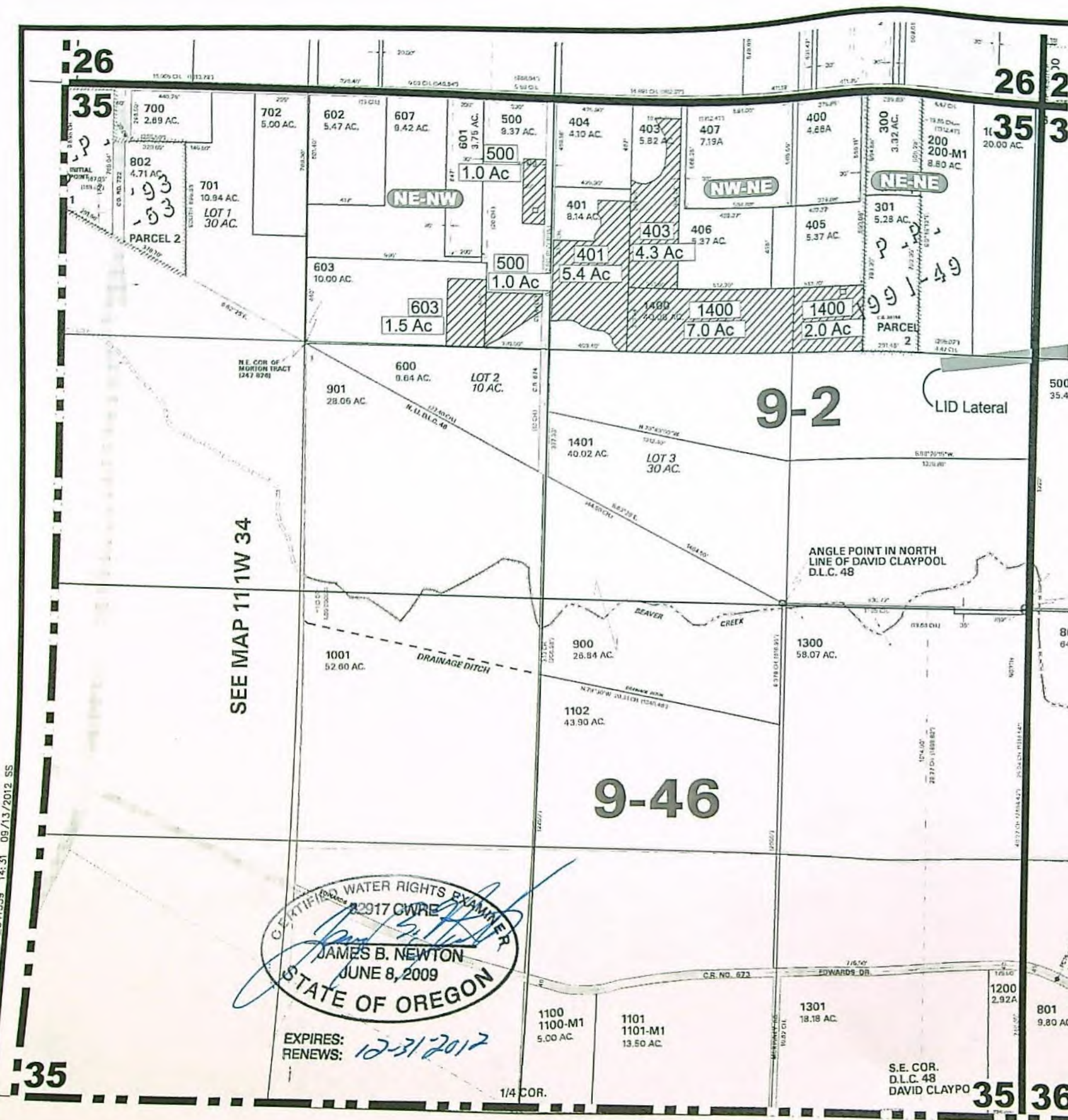
S. Schenck

SEPT 2012

PROJECT NO. 1076-103

SHEET 10 OF 24

G:\1000\1076\103\Cad\Water\1076103 Fl_C41359 14:31 09/13/2012 SS



CERTIFIED WATER RIGHTS EXAMINER
JAMES B. NEWTON
JUNE 8, 2009
STATE OF OREGON
EXPIRES: 12-31-2012
RENEWS:

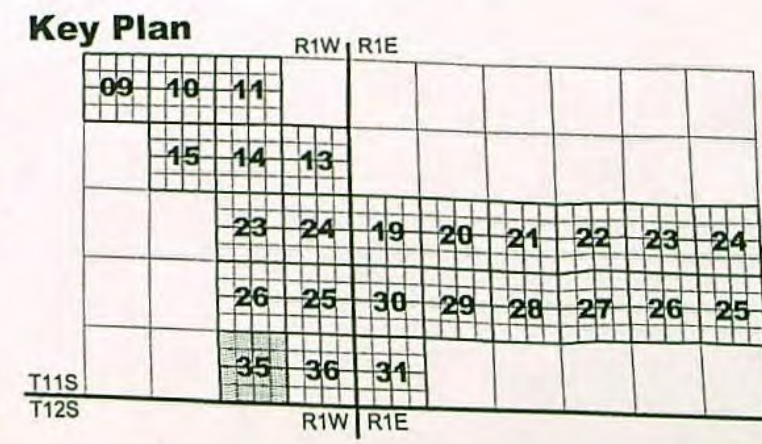
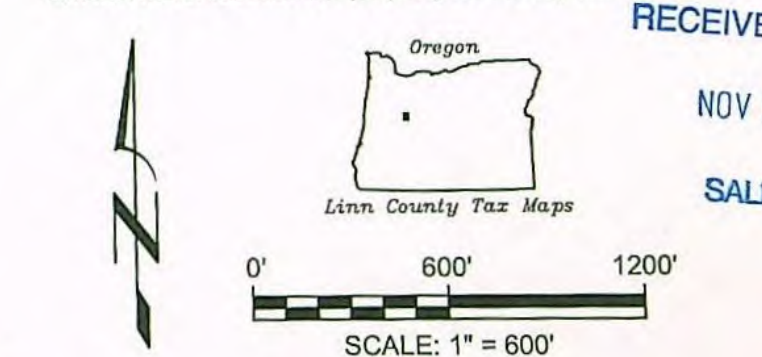
PLACE OF USE MAP S-41359

Section 35, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NE-NW	500	1.0	NE-NW	3.5
NE-NW	500	1.0	NW-NE	16.7
NE-NW	603	1.5	NE-NE	2.0
NW-NE	401	5.4	Total	22.2
NW-NE	403	4.3		
NW-NE	1400	7.0		
NE-NE	1400	2.0		
Total		22.2		

- LEGEND**
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
 - Lacombe Irrigation District Boundary
 - 104 Tax Lot Identification Number
 - 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
 - NW-NW Quarter-Quarter Identifier

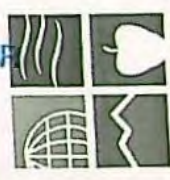
NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



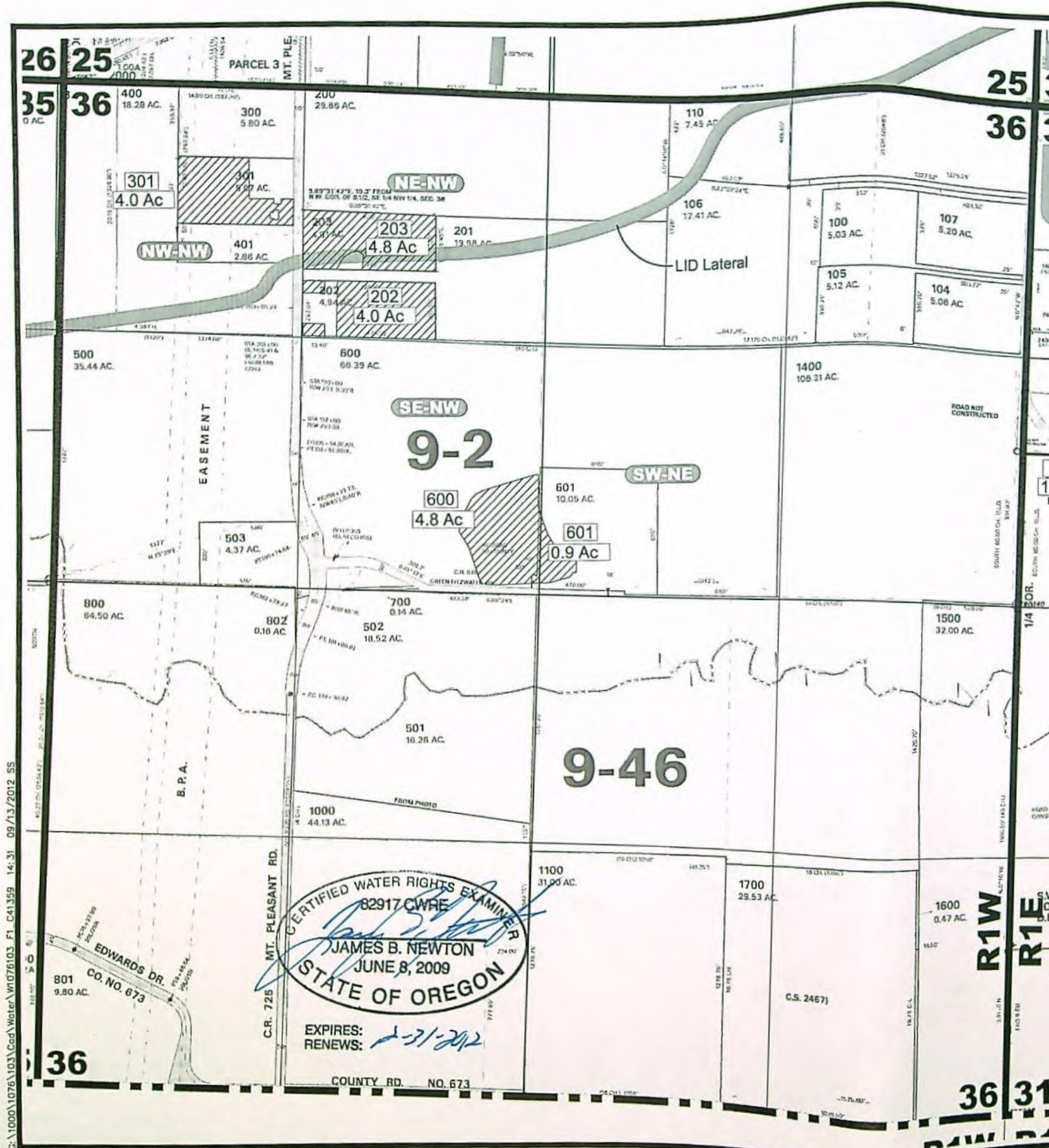
COBU Map - Permit S-41359 - Section 35
Lacombe Irrigation District
Linn County, Oregon

RECEIVED BY OWRD
NOV 26 2012
SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

G:\1000\1076\103\103\Water\1076103_FI_C41359_14:31_09/13/2012_SS



PLACE OF USE MAP S-41359

Section 36, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	301	4.0	NW-NW	4.0
NE-NW	202	4.0	NE-NW	8.8
NE-NW	203	4.8	SE-NW	4.8
SE-NW	600	4.8	SW-NE	0.9
SW-NE	601	0.9	Total	18.5
Total		18.5		

LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

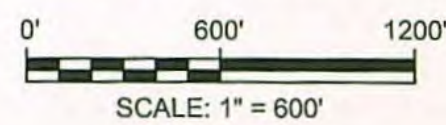
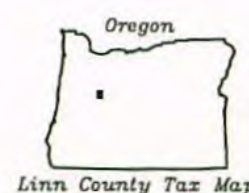
NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

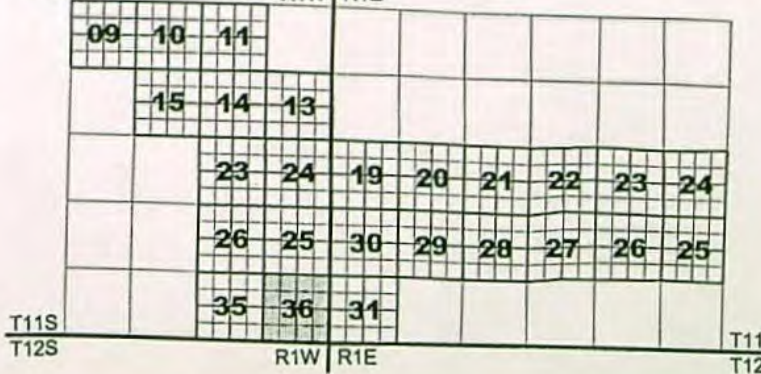
RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



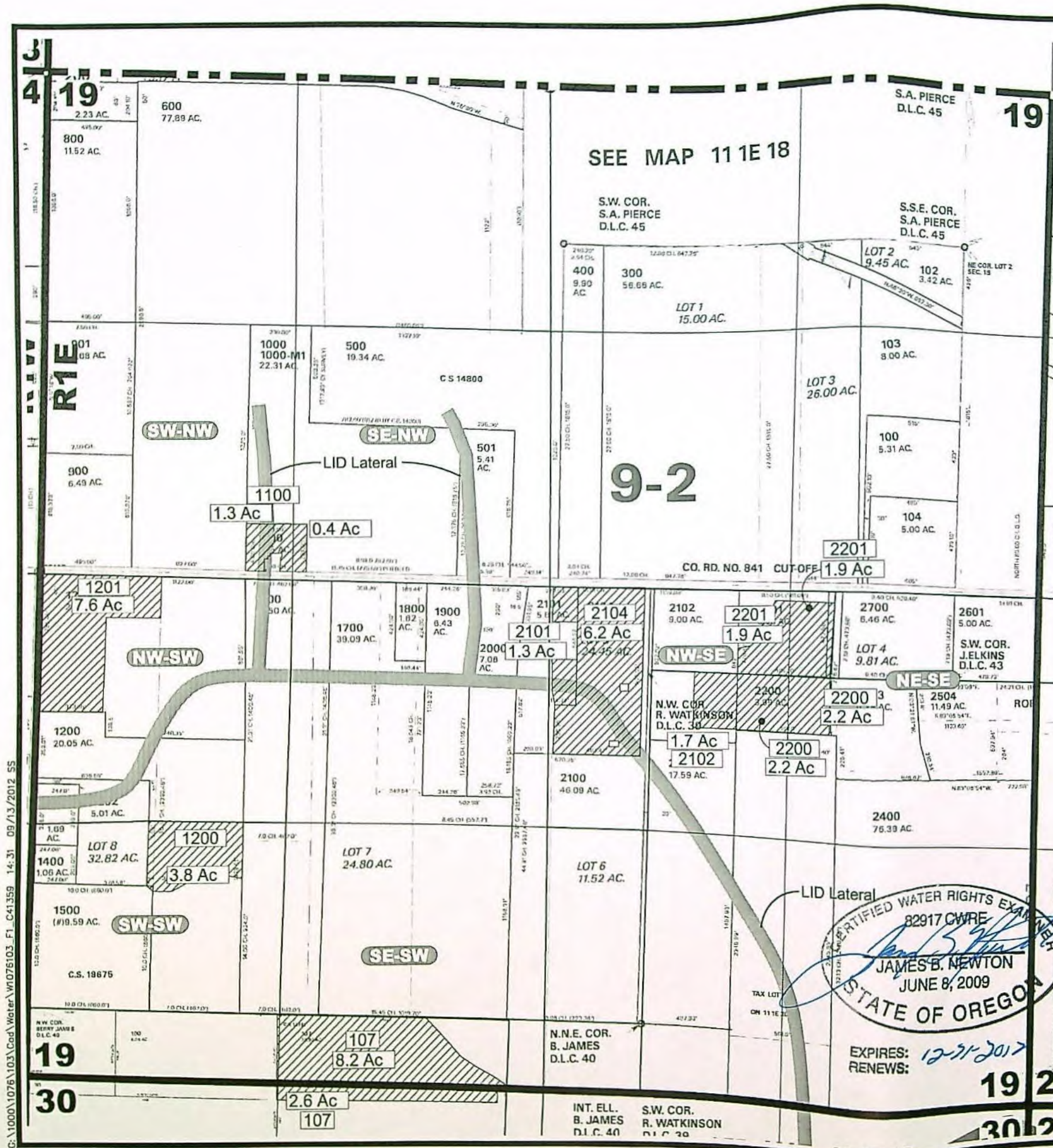
Key Plan



COBU Map - Permit S-41359 - Section 36
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961



PLACE OF USE MAP S-41359

Section 19, T.11S., R.1E.		
QT-QT	Tax Lot #	Acres
SW-NW	1100	1.3
SE-NW	1100	0.4
NW-SW	1201	7.6
SW-SW	1200	3.8
SE-SW	107	8.2
NW-SE	2101	1.3
NW-SE	2104	6.2
NW-SE	2102	1.7
NW-SE	2200	2.2
NW-SE	2201	1.9
NE-SE	2200	2.2
NE-SE	2201	1.9
Total		38.7

Acres Irrigated by QT-QT	
QT-QT	Acres
SW-NW	1.3
SE-NW	0.4
NW-SW	7.6
SW-SW	3.8
SE-SW	8.2
NW-SE	13.3
NE-SE	4.1
Total	38.7

LEGEND

Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.

Lacombe Irrigation District Boundary

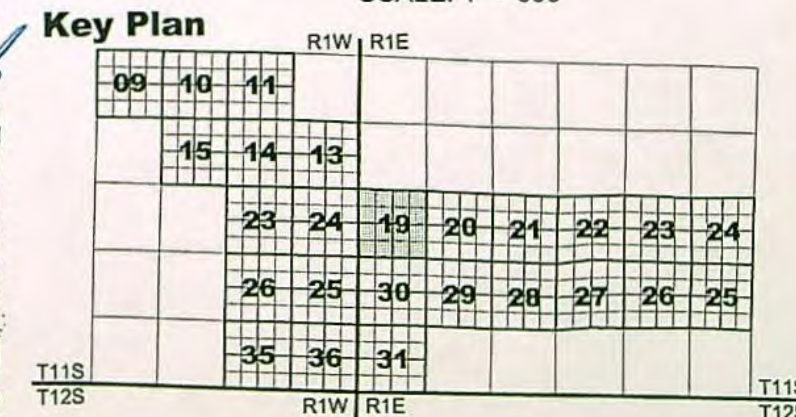
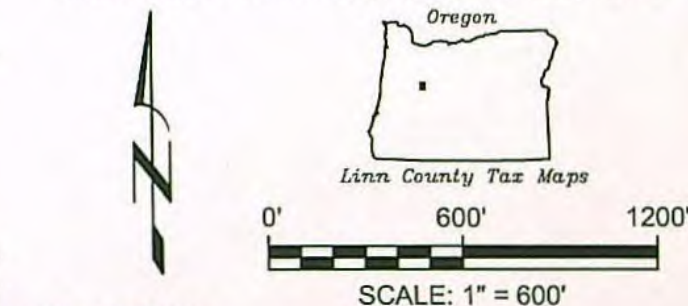
Tax Lot Identification Number

Acres Irrigated Per Quarter-Quarter per Tax Lot Number

Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



COBU Map - Permit S-41359 - Section 19 Lacombe Irrigation District Linn County, Oregon



DESIGNED BY: J. Newton
DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

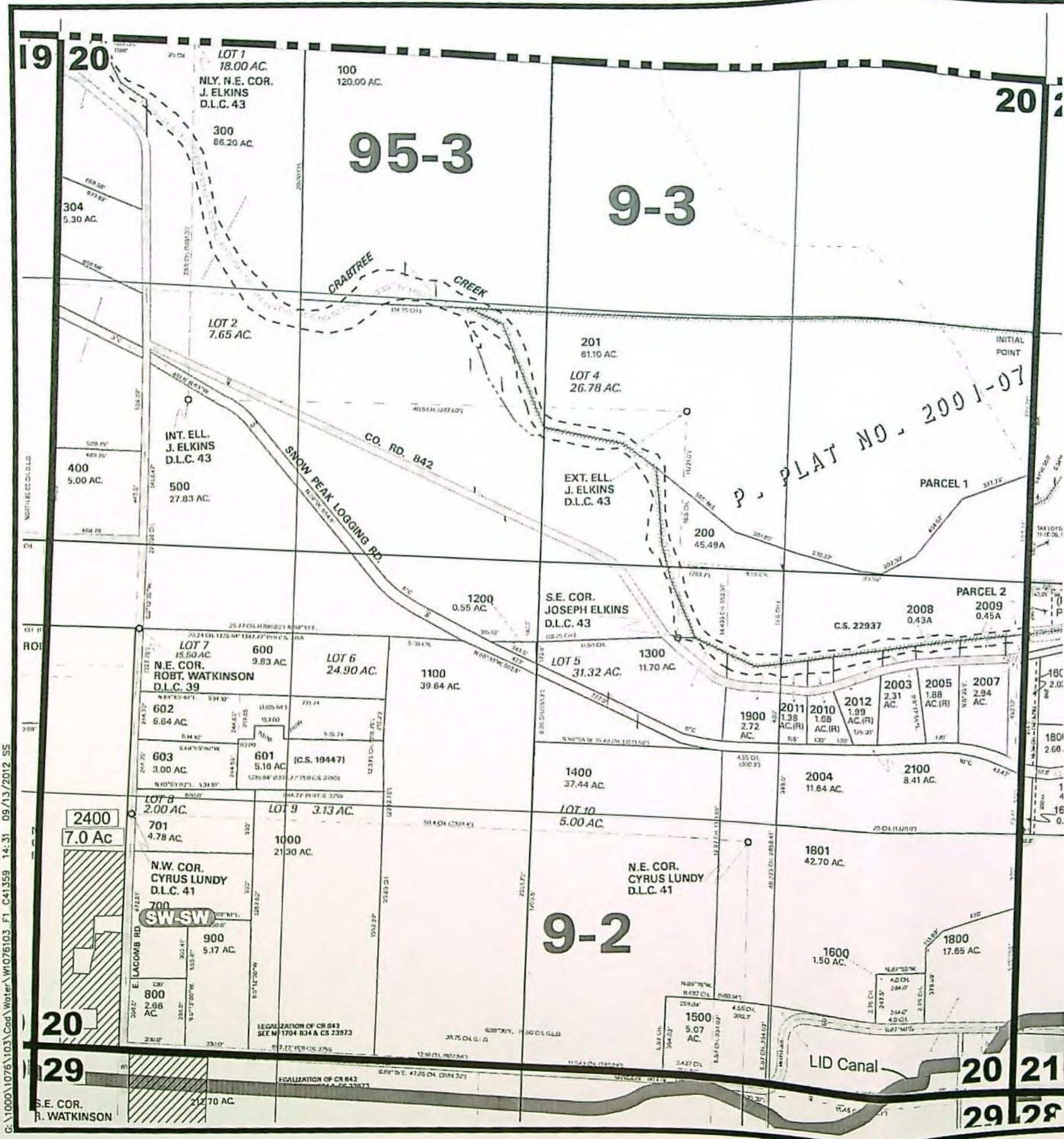
SHEET 13 OF 24

NOV 20 2012

SALEM, OR

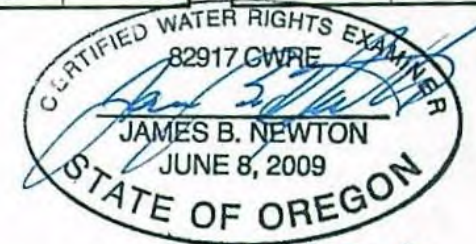
RECEIVED BY OWRD

STATE OF OREGON
JAMES B. NEWTON
JUNE 8, 2009
EXPIRES: 12-31-2012
RENEW: 12-31-2012



PLACE OF USE MAP S-41359

Section 20, T.11S., R.1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SW-SW	2400	7.0	SW-SW	7.0

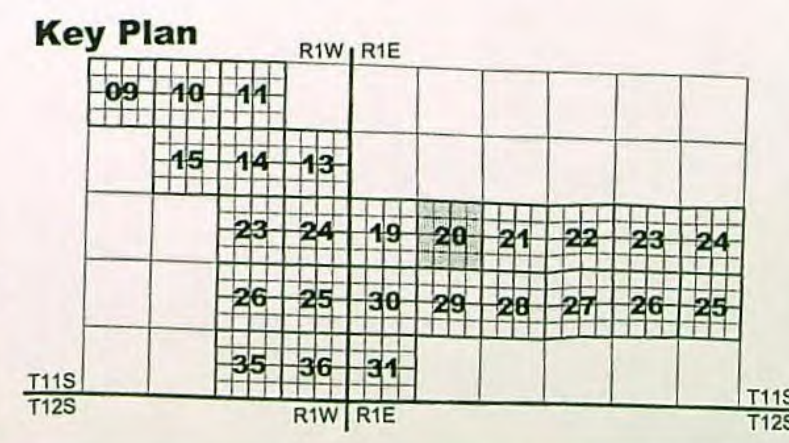
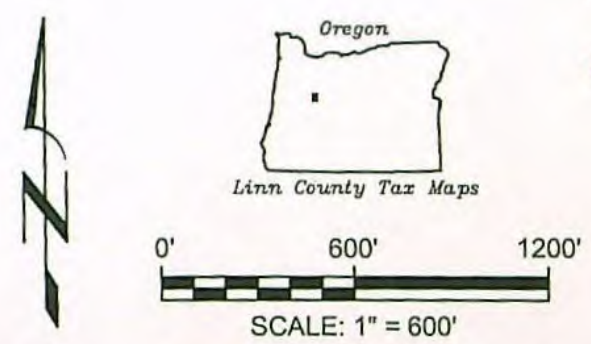


- LEGEND**
- Place of Use - ~~NEWS~~-41359
 - Total Acres Irrigated under S-41359 is 650.7 Acres.
 - Lacombe Irrigation District Boundary
 - Tax Lot Identification Number
 - Acres Irrigated Per Quarter-Quarter per Tax Lot Number
 - Quarter-Quarter Identifier

NOTES

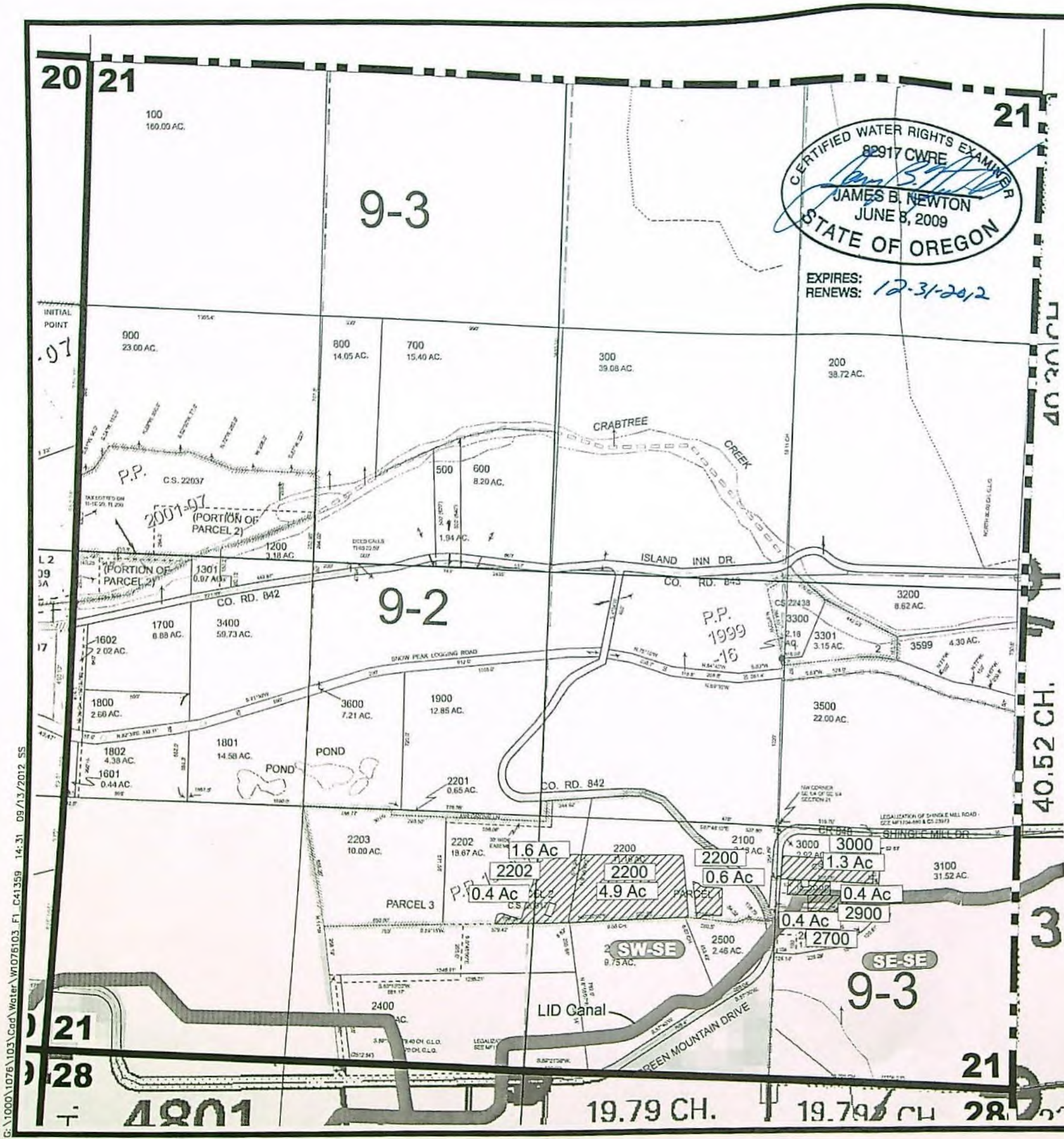
1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

RECEIVED BY OVRD
NOV 26 2012
SALEM, OR



COBU Map - Permit S-41359 - Section 20
Lacombe Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961



PLACE OF USE MAP S-41359

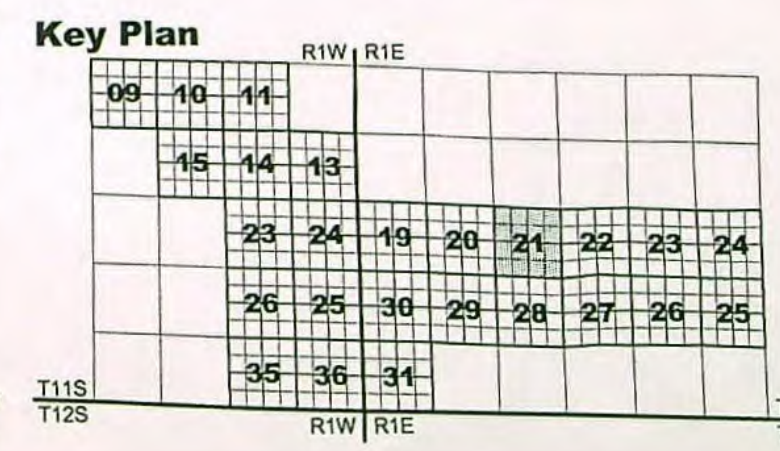
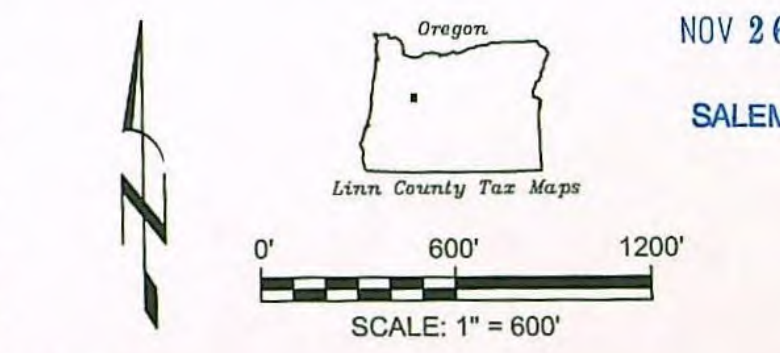
Section 21, T.11S., R1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SE-SW	2202	0.4	SE-SW	0.4
SW-SE	2202	1.6	SW-SE	7.1
SW-SE	2200	4.9	SE-SE	2.1
SW-SE	2200	0.6	Total	9.6
SE-SE	3000	1.3		
SE-SE	2900	0.4		
SE-SE	2700	0.4		
Total		9.6		

LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- 104 Tax Lot Identification Number
- 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- NW-NW Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

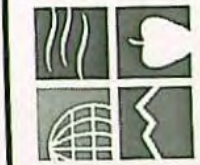


COBU Map - Permit S-41359 - Section 21
Lacombe Irrigation District
Linn County, Oregon

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

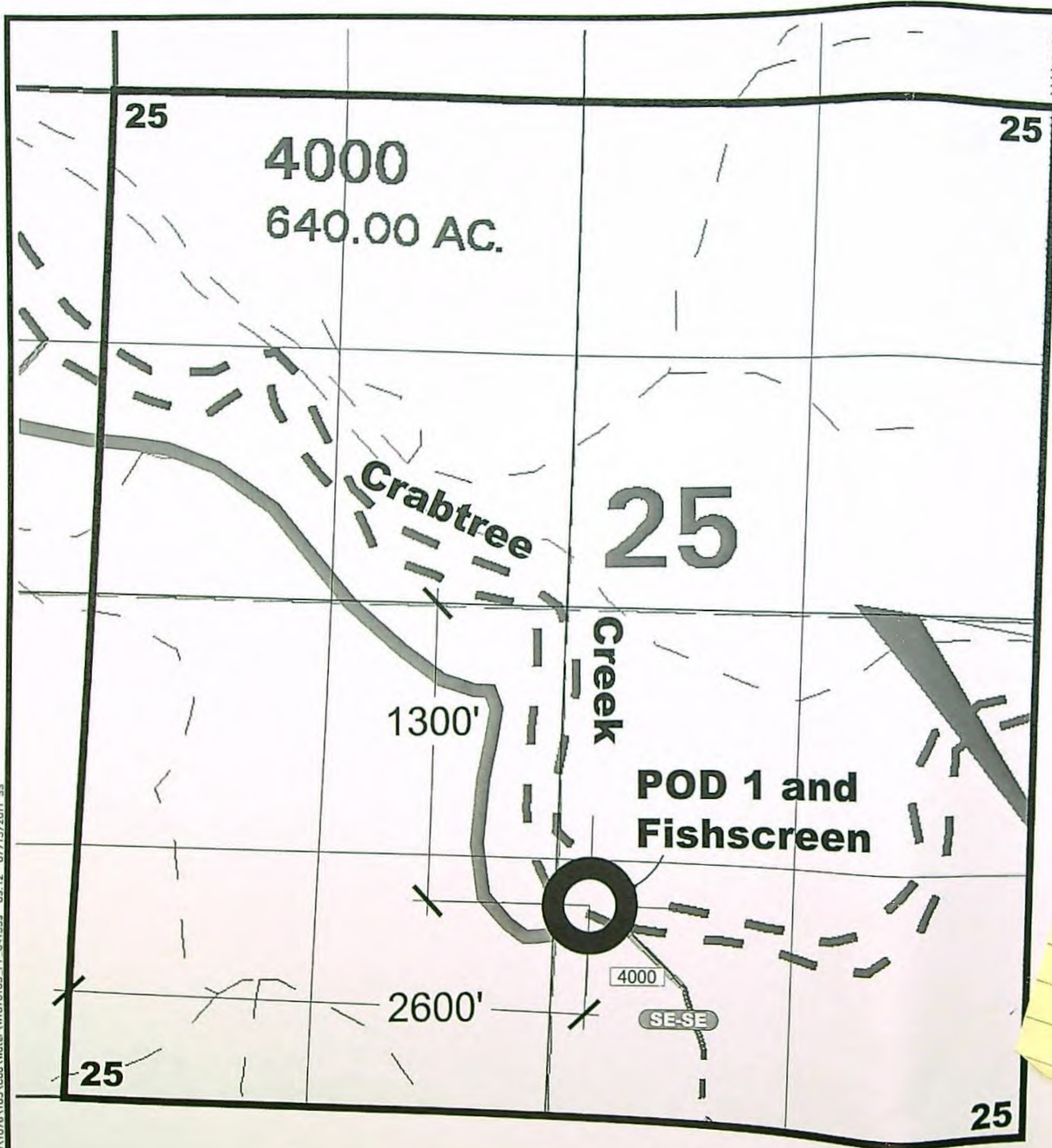
DRAWN BY: S. Schenck

DESIGNED BY: J. Newton

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 15 OF 24



LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



EXPIRES:
RENEWS: 12-31-2012

RECEIVED BY OWRD
NOV 26 2012
SALEM, OR



1200'

20	21	22	23	24
29	28	27	26	25

T11S
T12S

T11S
T12S



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9900
Fax: 541 504-9961

COBU POD Map - Permit S-41359 - Section 25
Lacombe Irrigation District
Linn County, Oregon

DESIGNED BY: J. Newton

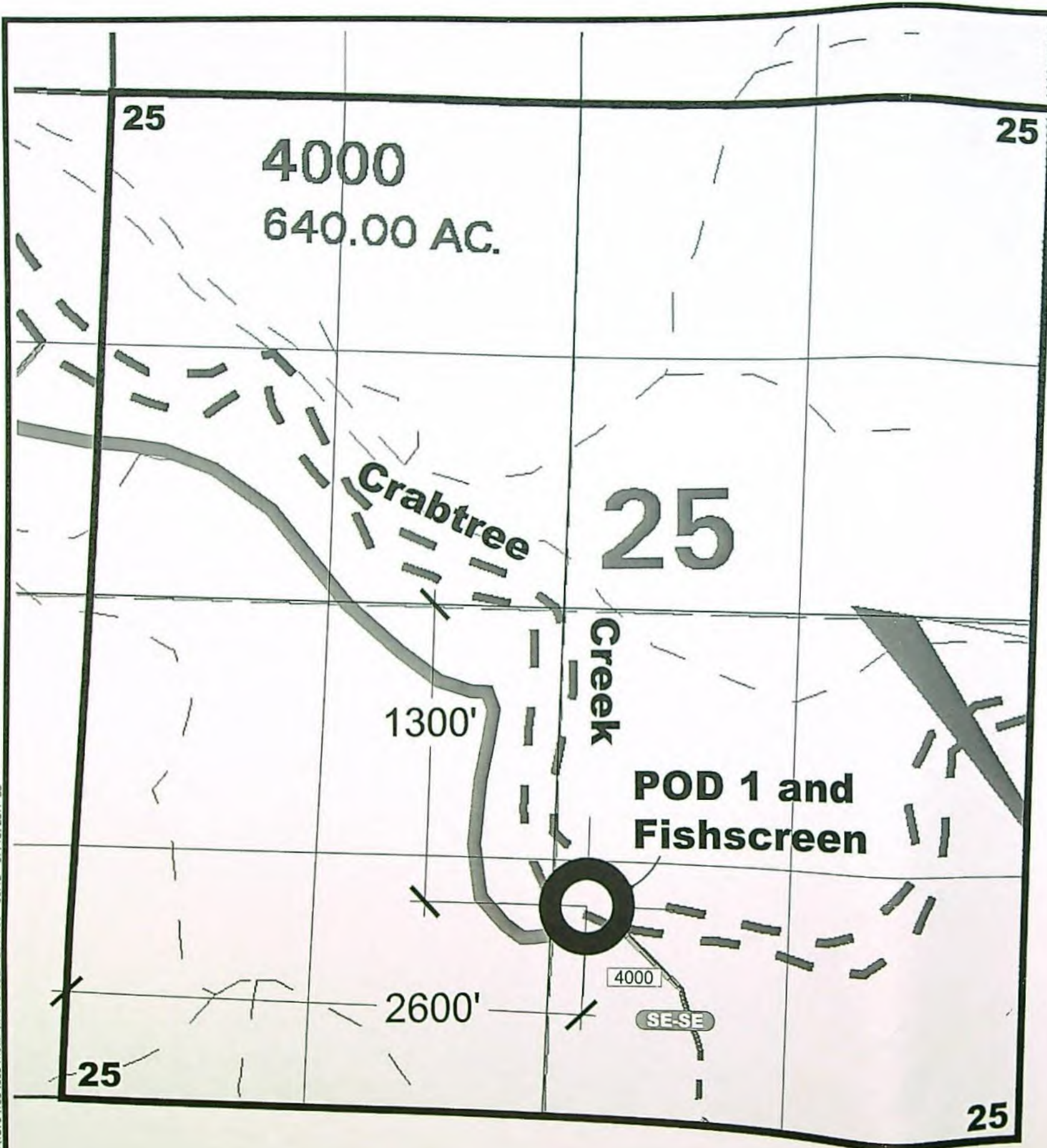
DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 16 OF 24

G:\1000\1076\103\Coa\Water\W076103_F1_C41359_09-12_07/15/2011 SS

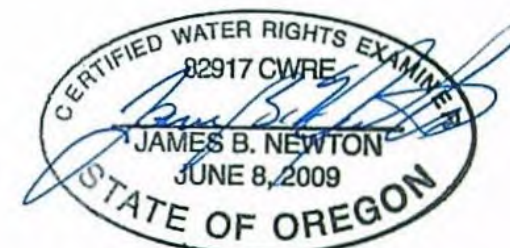


LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- 104 Tax Lot Identification Number
- 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- NW-NW Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

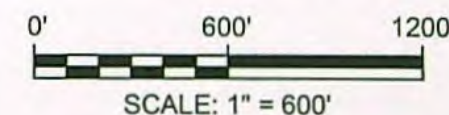


EXPIRES:
RENEWS: 12-31-2012

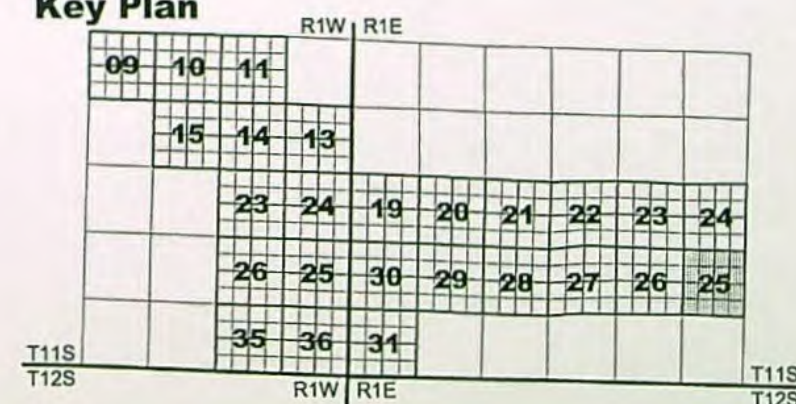
RECEIVED BY OVRD

NOV 26 2012

SALEM, OR



Key Plan

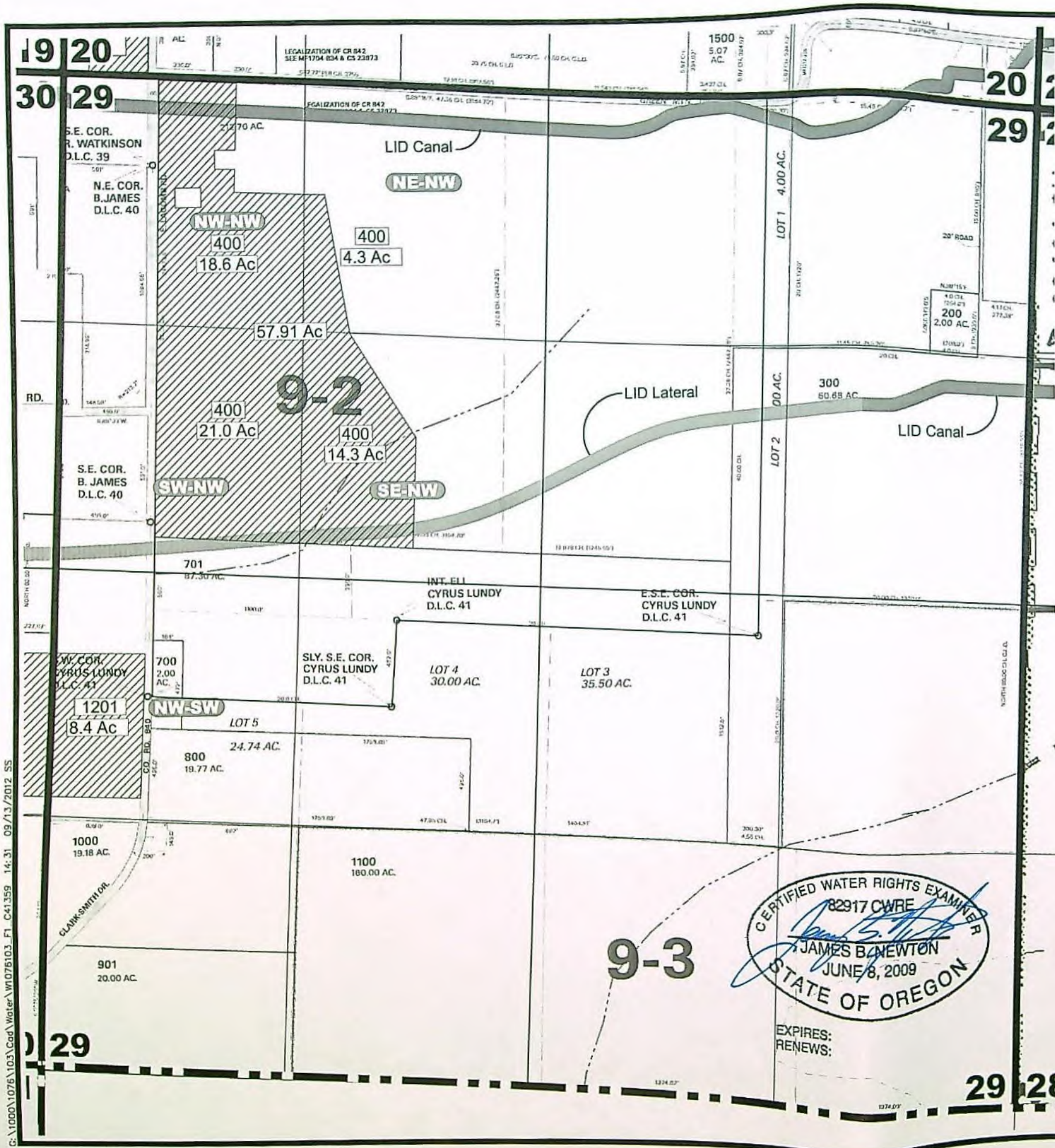


COBU POD Map - Permit S-41359 - Section 25
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9900 Fax: 541 504-9951

DESIGNED BY: J. Newton
DRAWN BY: S. Schenck
DATE: SEPT 2012
PROJECT NO. 1076-103
SHEET 16 OF 24



PLACE OF USE MAP S-41359

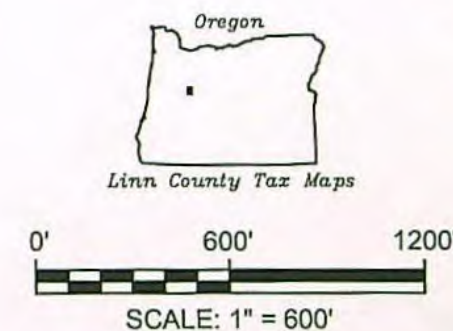
Section 29, T.11S., R.1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	400	18.6	NW-NW	18.6
NE-NW	400	4.3	NE-NW	4.3
SW-NW	400	21.0	SW-NW	21.0
SE-NW	400	14.3	SE-NW	14.3
NW-SW	1201	8.4	NW-SW	8.4
Total		66.6	Total	66.6

LEGEND

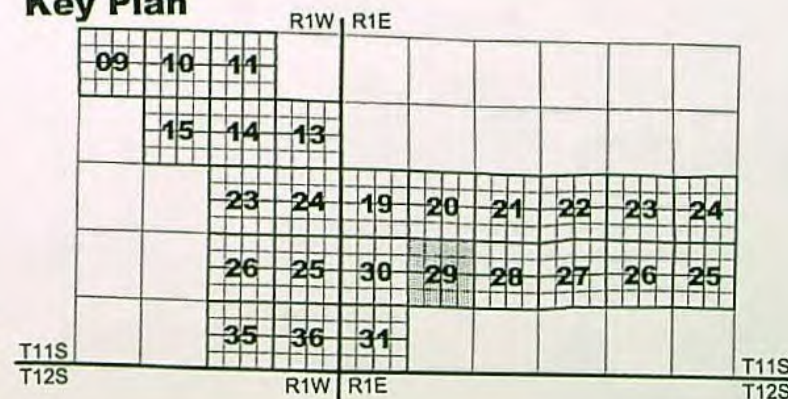
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

COBU Map - Permit S-41359 - Section 29
Lacombe Irrigation District
Linn County, Oregon

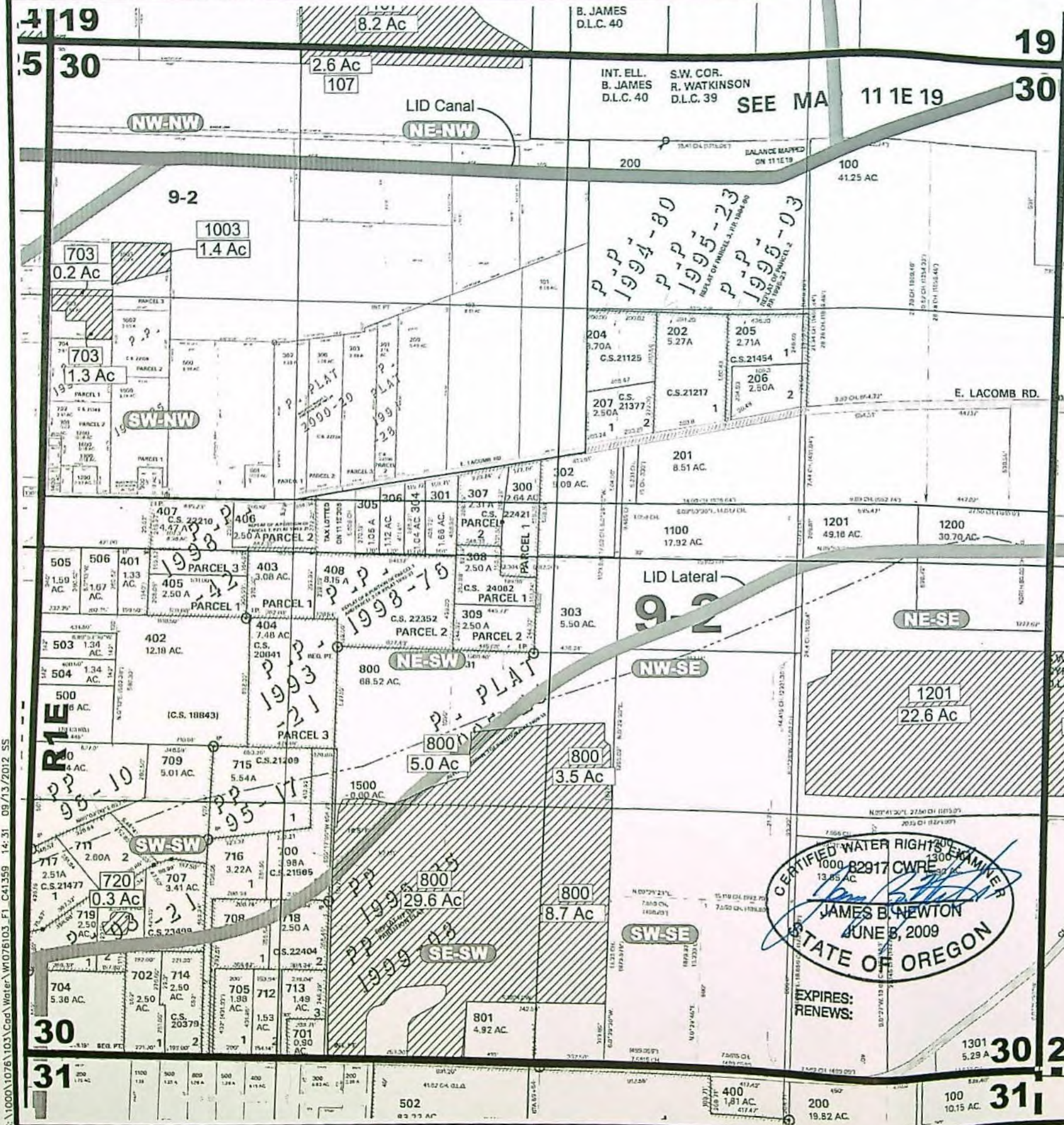
DESIGNED BY: J. Newton

DRAWN BY: S. Schenck

DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 17 OF 24



PLACE OF USE MAP S-41359

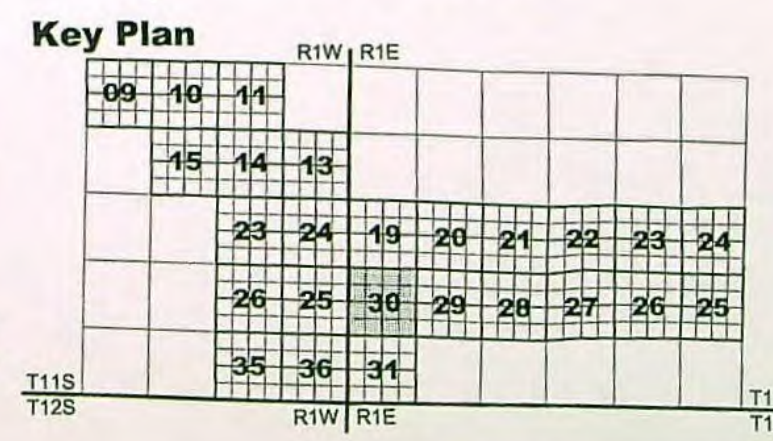
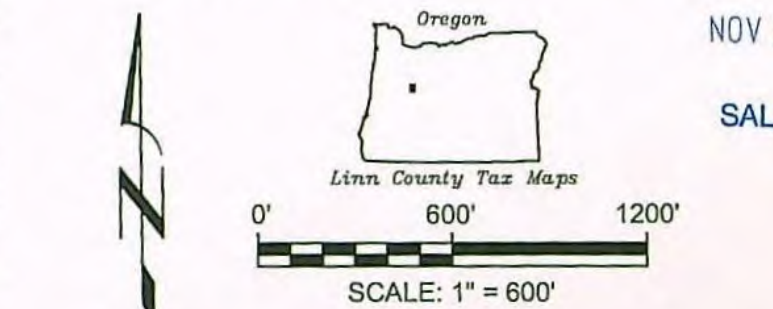
Section 30, T.11S., R.1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	703	0.2	NW-NW	1.6
NW-NW	1003	1.4	NE-NW	2.6
NE-NW	107	2.6	SW-NW	1.3
SW-NW	703	1.3	NE-SW	5.0
NE-SW	800	5.0	SE-SW	29.6
SE-SW	800	29.6	NW-SE	3.5
NW-SE	800	3.5	SW-SE	8.7
SW-SE	800	8.7	SW-SW	0.3
SW-SW	720	0.3	NE-SE	22.6
NE-SE	1201	22.6	Total	75.2
Total		75.2		

LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



COBU Map - Permit S-41359 - Section 30
Lacombe Irrigation District
Linn County, Oregon

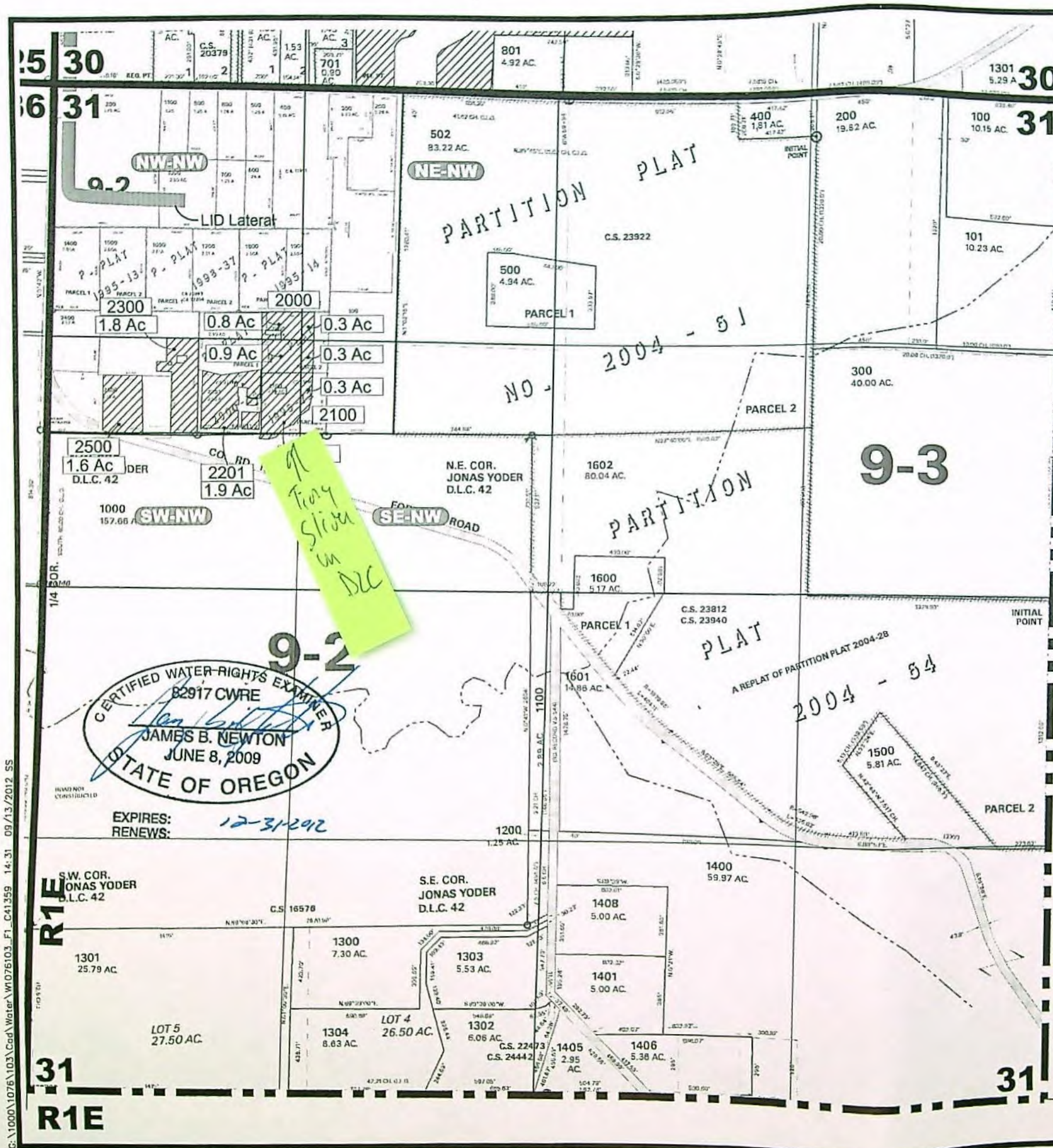
RECEIVED BY OWRD

NOV 26 2012

SALEM, OR



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9900



PLACE OF USE MAP S-41359

Section 31, T.11S, R1E.		
QT-QT	Tax Lot #	Acres
NW-NW	2000	0.8
NE-NW	2000	0.3
SW-NW	2500	1.6
SW-NW	2300	1.8
SW-NW	2201	1.9
SW-NW	2100	1.1
SW-NW	2000	0.9
SE-NW	2000	0.3
SE-NW	2100	0.3
Total		9.0

Acres Irrigated by QT-QT	
QT-QT	Acres
NW-NW	0.8
NE-NW	0.3
SW-NW	7.3
SE-NW	0.6
Total	9.0

LEGEND

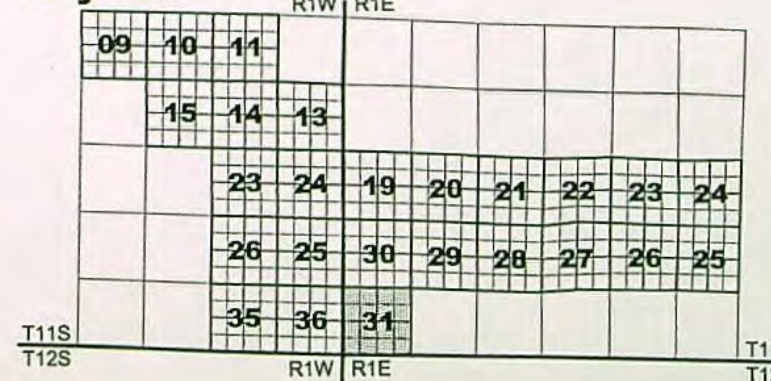
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



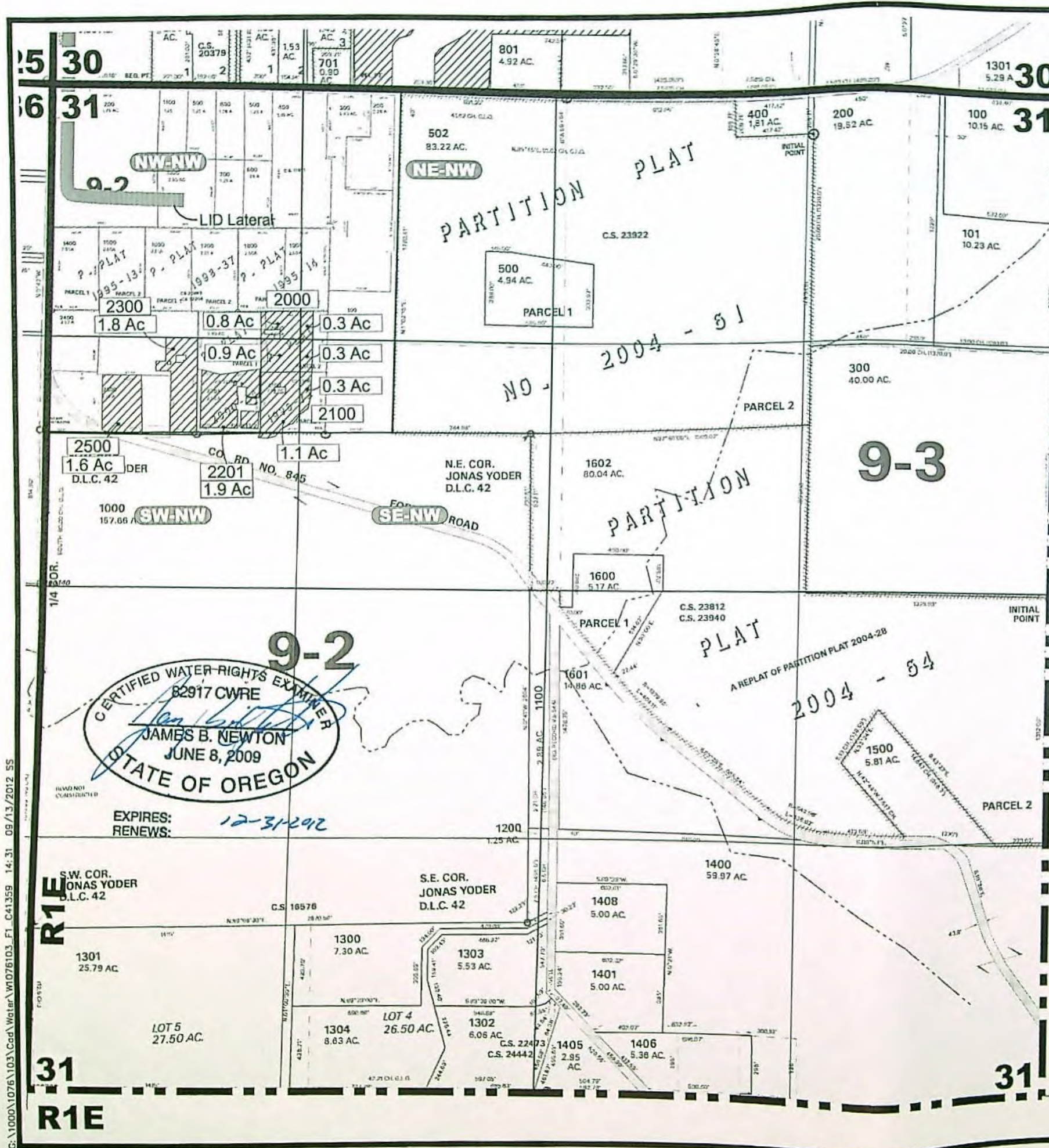
Key Plan



COBU Map - Permit S-41359 - Section 31
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961



PLACE OF USE MAP S-41359

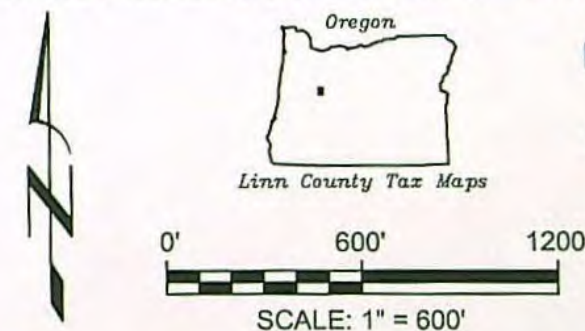
Section 31, T.11S, R1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	2000	0.8	NW-NW	0.8
NE-NW	2000	0.3	NE-NW	0.3
SW-NW	2500	1.6	SW-NW	7.3
SW-NW	2300	1.8	SE-NW	0.6
SW-NW	2201	1.9	Total	9.0
SW-NW	2100	1.1		
SW-NW	2000	0.9		
SE-NW	2000	0.3		
SE-NW	2100	0.3		
Total		9.0		

LEGEND

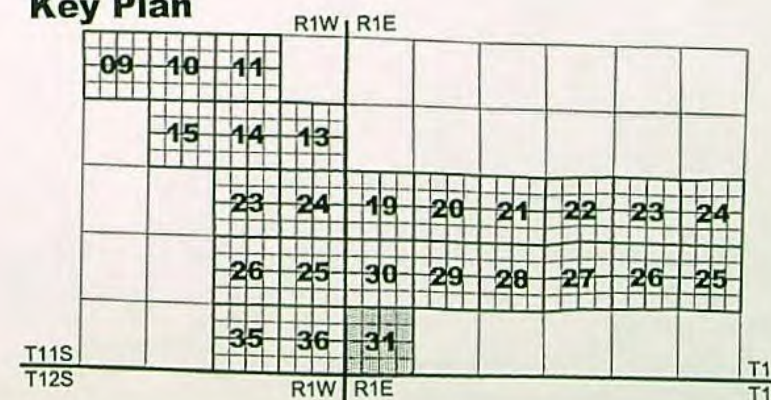
- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 31
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960

NEWTON
CONSULTANTS INC.






PO Box 1728, 1937 N Business 97
Redmond, Oregon 97756
541 504-9960 fax 541 504-9961

765

PLACE OF USE MAP S-41359

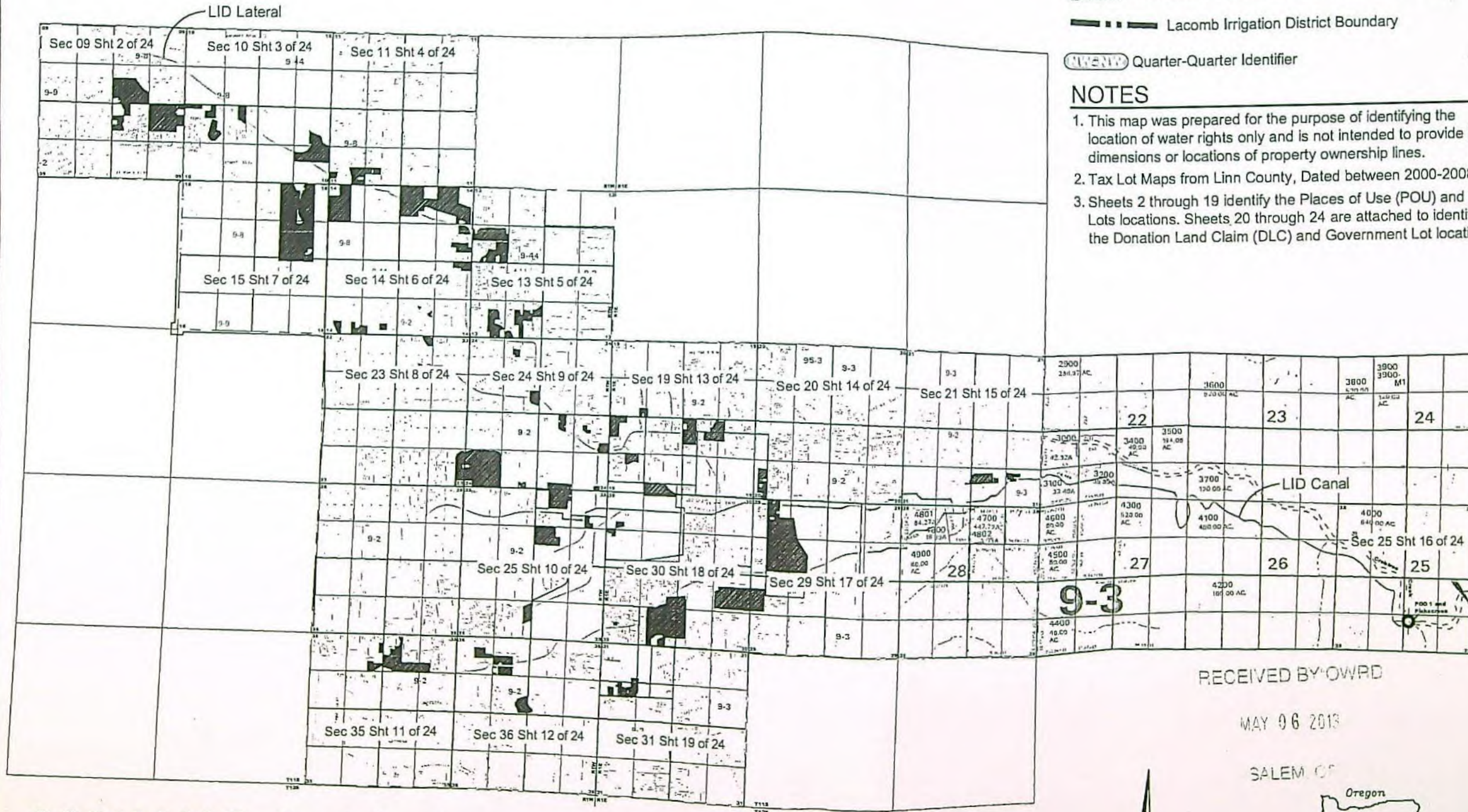
LEGEND

-  Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
-  Lacombe Irrigation District Boundary

 Quarter-Quarter Identifier

NOTES

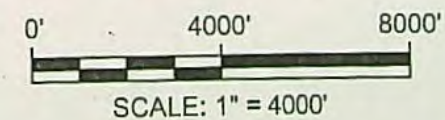
1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
2. Tax Lot Maps from Linn County, Dated between 2000-2008.
3. Sheets 2 through 19 identify the Places of Use (POU) and Tax Lots locations. Sheets 20 through 24 are attached to identify the Donation Land Claim (DLC) and Government Lot locations.



RECEIVED BY:OWRD

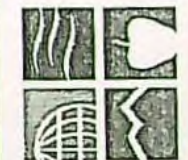
MAY 06 2013

SALEM, OR



COBU MAP # 765 1 of 24
Folder W
REFERENCE MAP

COBU Map - Permit S-41359 - LID Boundary
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9880 Fax: 541 504-9981

DESIGNED BY: J. Newton

DRAWN BY: S. Schenck

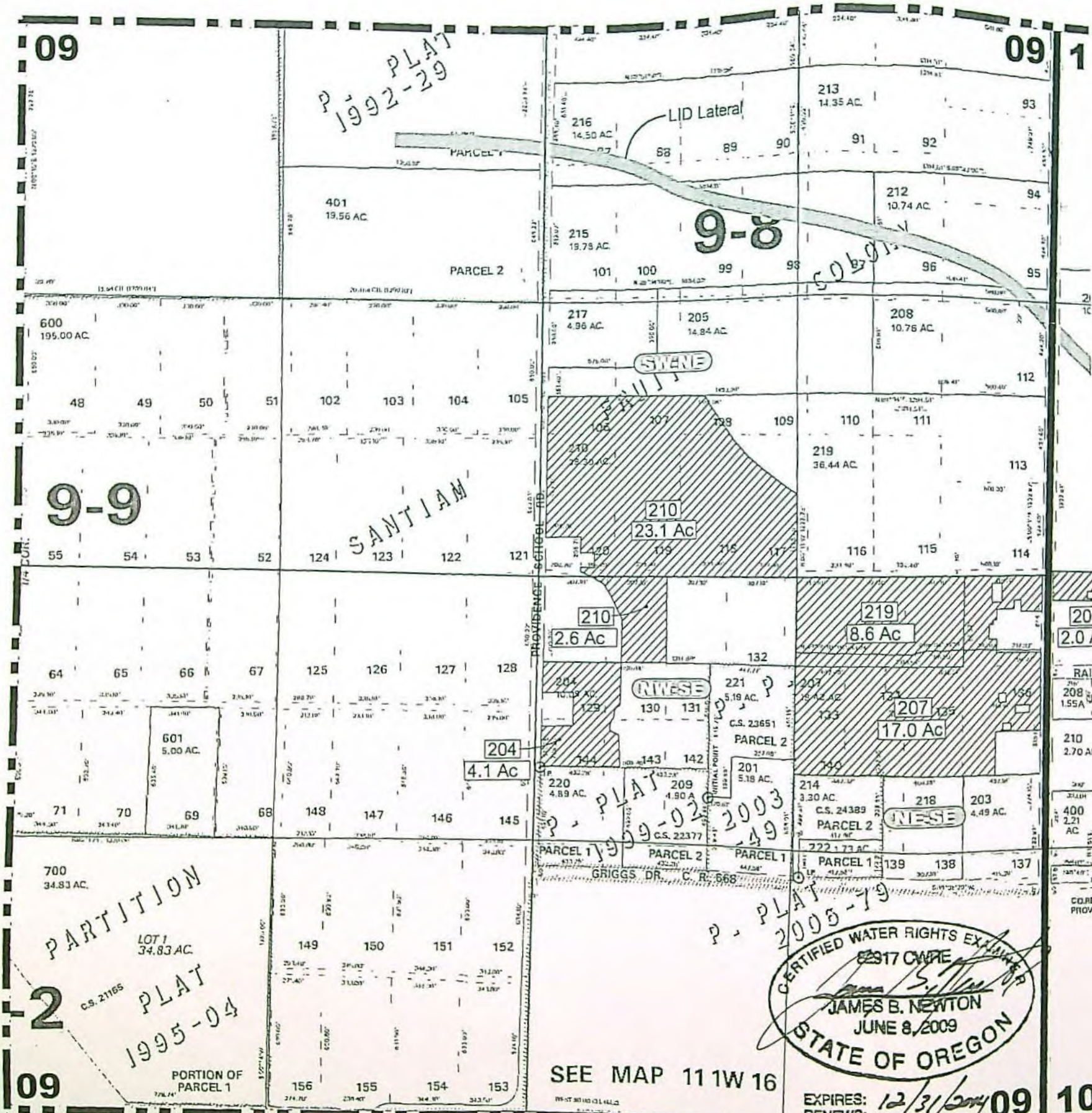
DATE: SEPT 2012

PROJECT NO. 1076-103

SHEET 1 OF 24

765

G:\1000\1076\103\Cad\Water\W076103 F1 C41359 09:12 07/15/2011 SS



PLACE OF USE MAP S-41359

Section 09, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SW-NE	210	23.1	SW-NE	23.1
NW-SE	210	2.6	NW-SE	6.7
NW-SE	204	4.1	NE-SE	25.6
NE-SE	219	8.6	Total	55.4
NE-SE	207	17.0		
Total		55.4		

LEGEND

- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

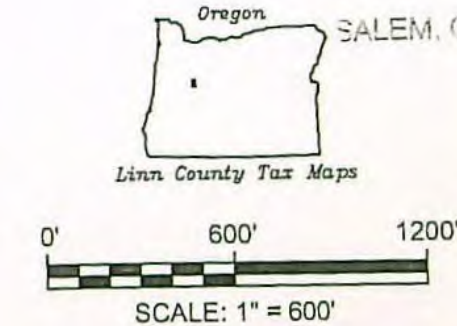
NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

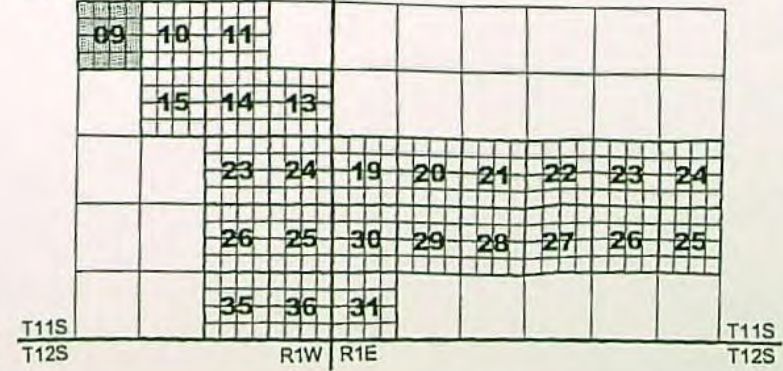
RECEIVED BY OWRD

MAY 06 2013

SALEM, OR



Key Plan



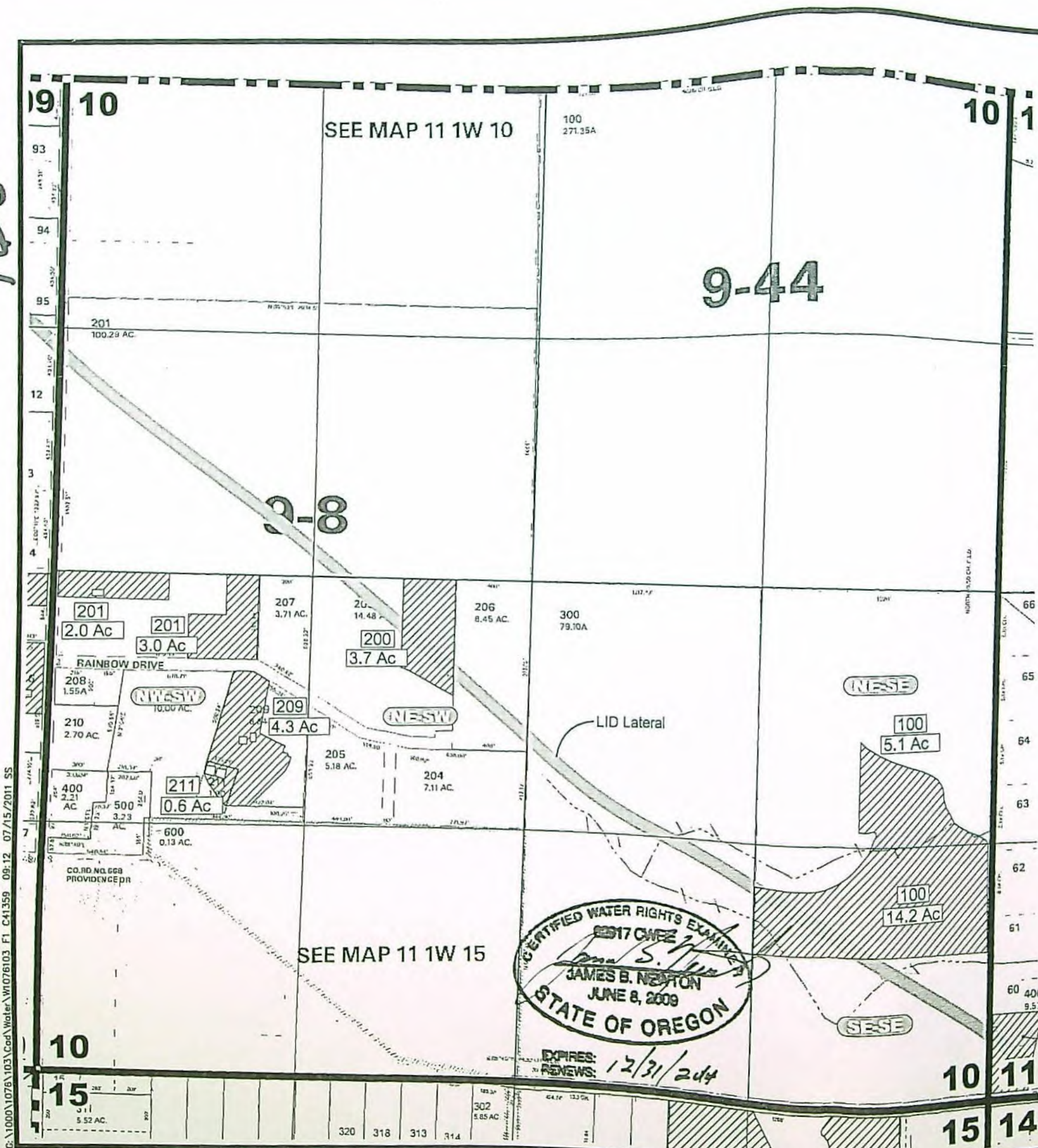
SEE MAP 11W 16

COBU Map 765 2 of 24

COBU Map - Permit S-41359 - Section 9
Lacombe Irrigation District
Linn County, Oregon



765-



PLACE OF USE MAP S-41359

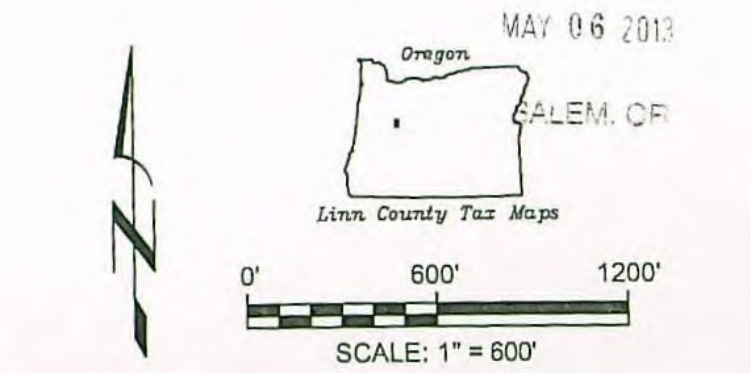
Section 10, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-SW	201	2.0	NW-SW	9.9
NW-SW	201	3.0	NE-SW	3.7
NW-SW	209	4.3	NE-SE	5.1
NW-SW	211	0.6	SE-SE	14.2
NE-SW	200	3.7	Total	32.9
NE-SE	100	5.1		
SE-SE	100	14.2		
Total		32.9		

LEGEND

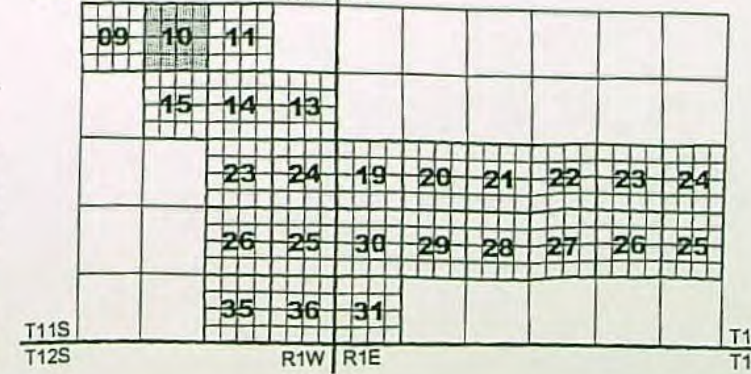
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacomb Irrigation District Boundary
- 104 Tax Lot Identification Number
- 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

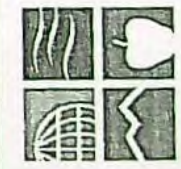
1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 10
Lacomb Irrigation District
Linn County, Oregon

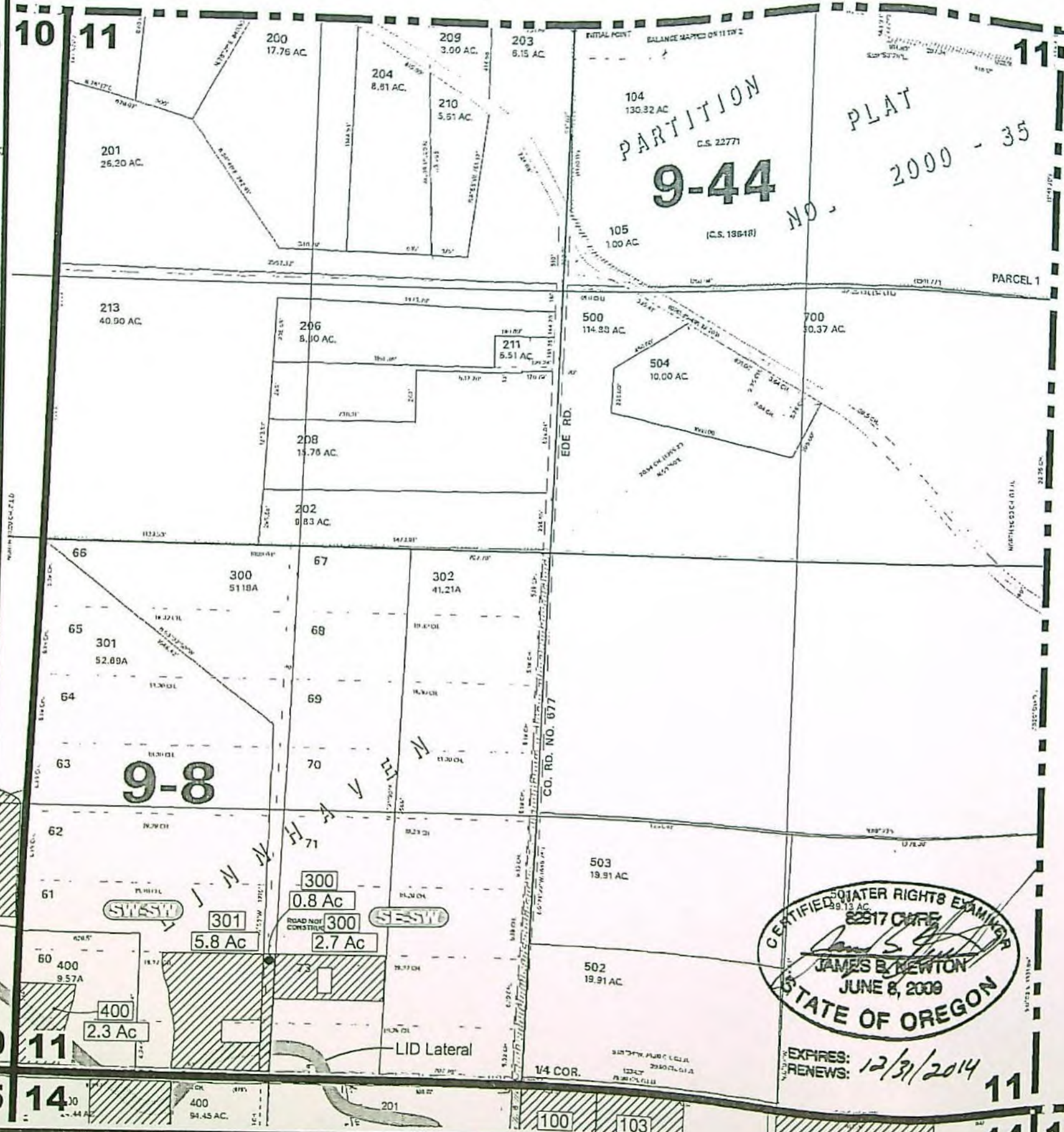


NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

COBU MAP #765- 3 of 24

765

G:\1000\1076\103\Cad\Water\1076103.F1 C41359 09:12 07/15/2011 SS



PLACE OF USE MAP S-41359

Section 11, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SW-SW	400	2.3	SW-SW	8.9
SW-SW	300	0.8	SE-SW	2.7
SW-SW	301	5.8	Total	11.6
SE-SW	300	2.7		
Total		11.6		

LEGEND

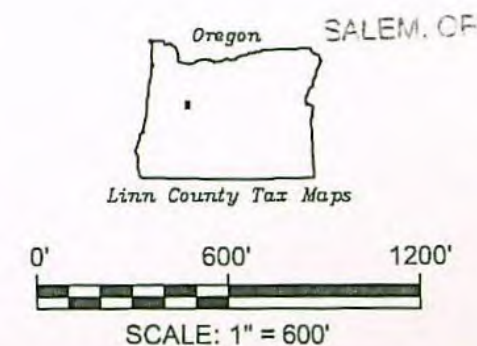
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

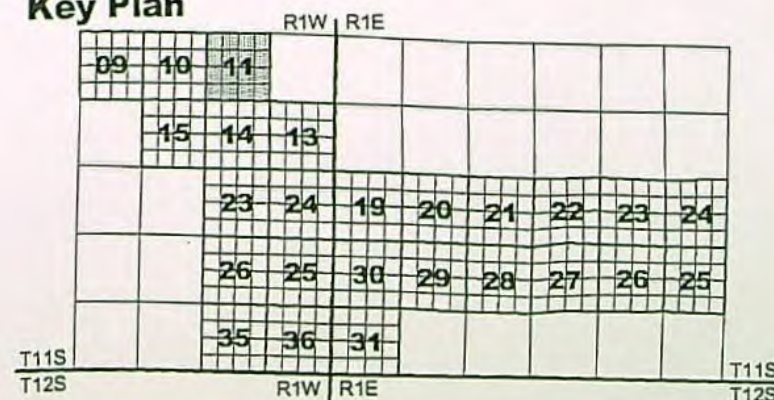
- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

RECEIVED BY OWRD

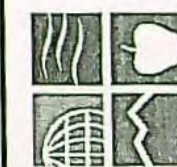
MAY 06 2013



Key Plan



COBU Map - Permit S-41359 - Section 11
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9980 Fax: 541 504-9961

DESIGNED BY: J. Newton

DRAWN BY: S. Schenck

DATE: SEPT 2012

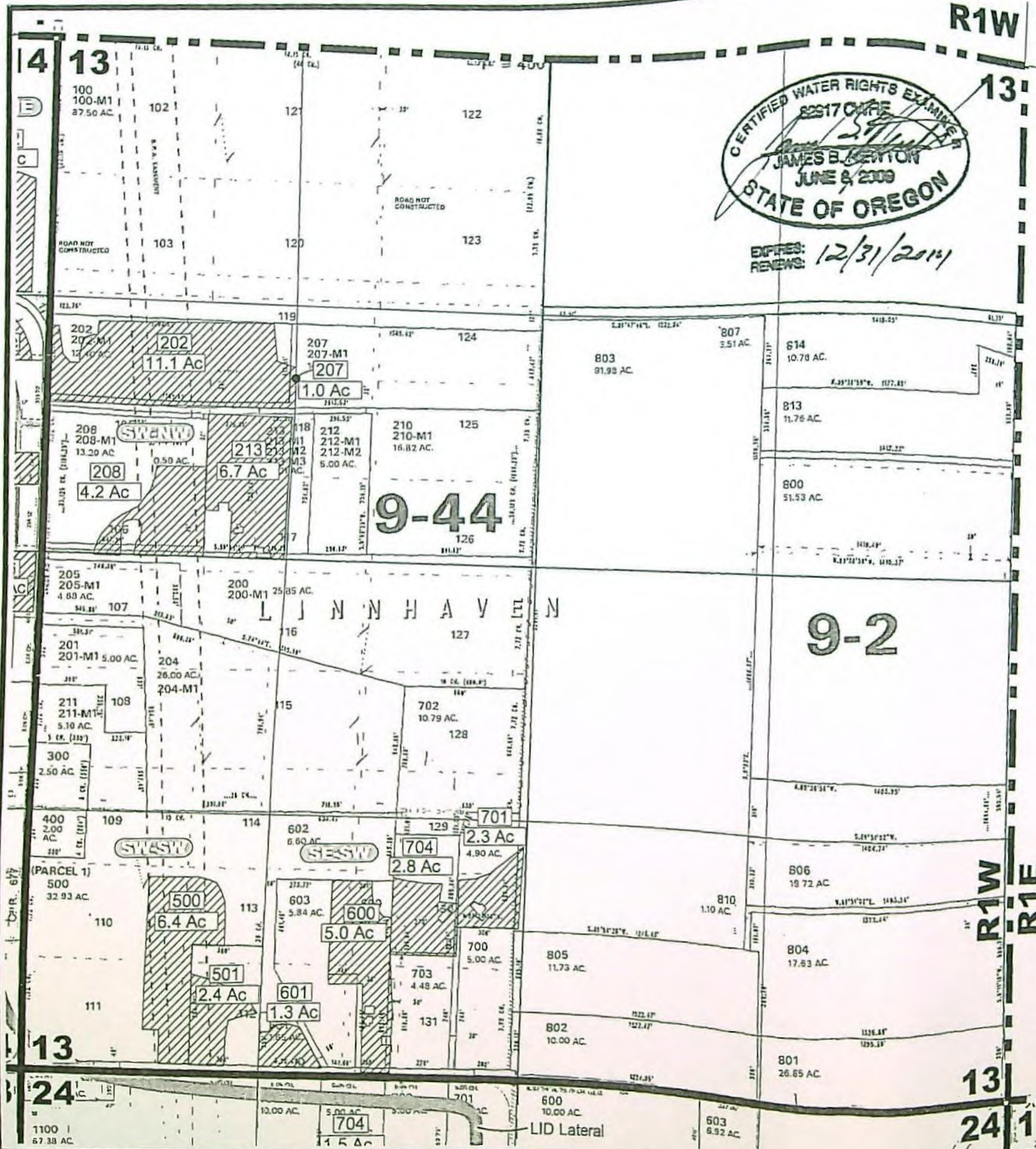
PROJECT NO. 1076-103

SHEET 4 OF 24

COBU MAP #765

4 of 24

G:\1000\1076-103\103\Water\1076-103 F1 C41359 09-12 07/15/2011 SS



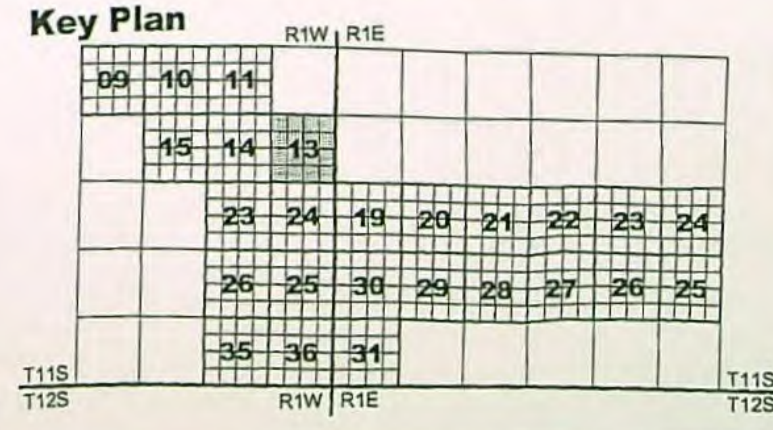
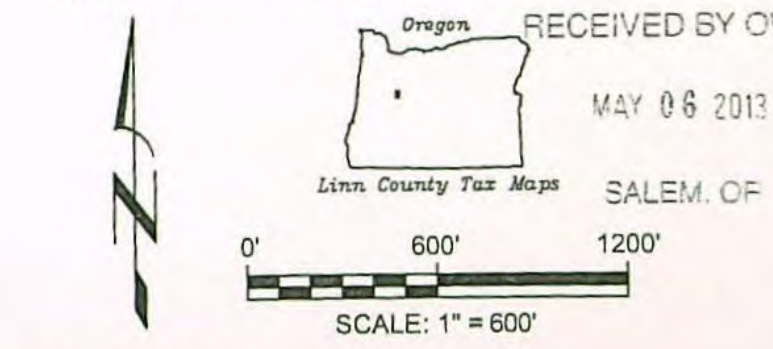
PLACE OF USE MAP S-41359

Section 13, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SW-NW	202	11.1	SW-NW	23.0
SW-NW	207	1.0	SW-SW	8.8
SW-NW	213	6.7	SE-SW	11.4
SW-NW	208	4.2	Total	43.2
SW-SW	500	6.4		
SW-SW	501	2.4		
SE-SW	600	5.0		
SE-SW	601	1.3		
SE-SW	701	2.3		
SE-SW	704	2.8		
Total		43.2		

- LEGEND**
- Place of Use - Permit S-41359
 - Total Acres Irrigated under S-41359 is 650.7 Acres.
 - Lacombe Irrigation District Boundary
 - Tax Lot Identification Number
 - Acres Irrigated Per Quarter-Quarter per Tax Lot Number
 - Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

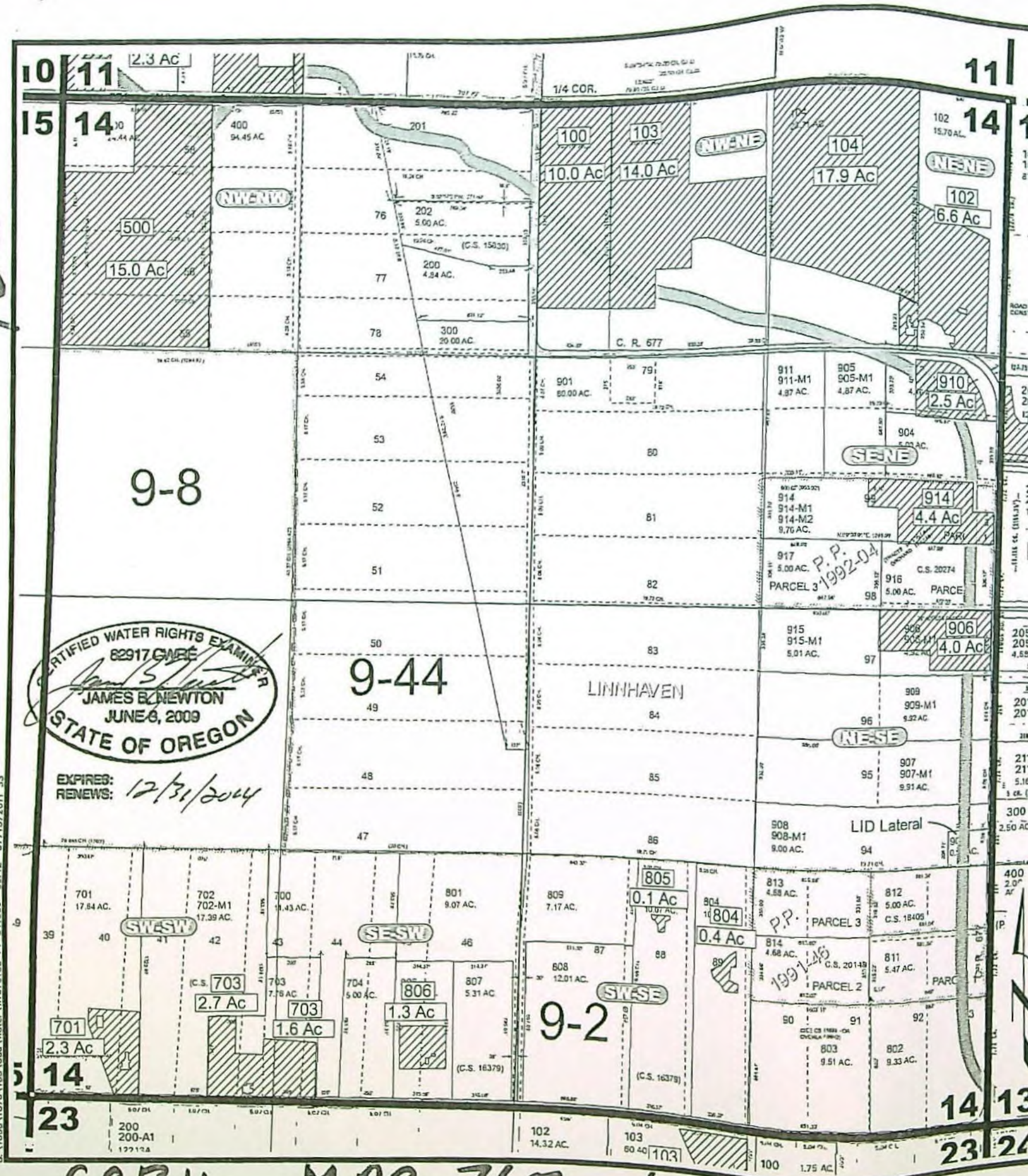


COBU Map - Permit S-41359 - Section 13
Lacombe Irrigation District
Linn County, Oregon



COBU MAP # 765 5 of 24

765



PLACE OF USE MAP S-41359

Section 14, T.11S., R.1W.		
QT-QT	Tax Lot #	Acres
NW-NW	500	15.0
NW-NE	100	10.0
NW-NE	103	14.0
NE-NE	102	6.6
NE-NE	104	17.9
SE-NE	910	2.5
SE-NE	914	4.4
NE-SE	906	4.0
SW-SW	701	2.3
SW-SW	703	2.7
SE-SW	703	1.6
SE-SW	806	1.3
SW-SE	804	0.4
SW-SE	805	0.1
Total		82.8

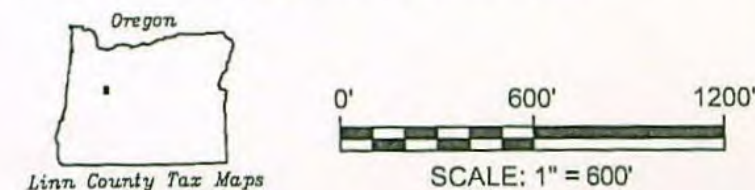
Acres Irrigated by QT-QT	
QT-QT	Acres
NW-NW	15.0
NW-NE	24.0
NE-NE	24.5
SE-NE	6.9
NE-SE	4.0
SW-SW	5.0
SE-SW	2.9
SW-SE	0.5
Total	82.8

LEGEND

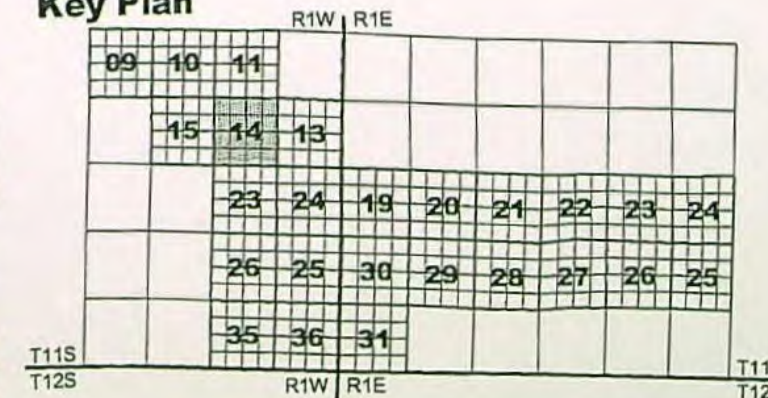
- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 14
Lacombe Irrigation District
Linn County, Oregon

RECEIVED BY CWRD



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9980
Fax: 541 504-9981

S. Schenck

J. Newton

DESIGNED BY:

SEPT 2012

PROJECT NO.

1076-103

SHEET

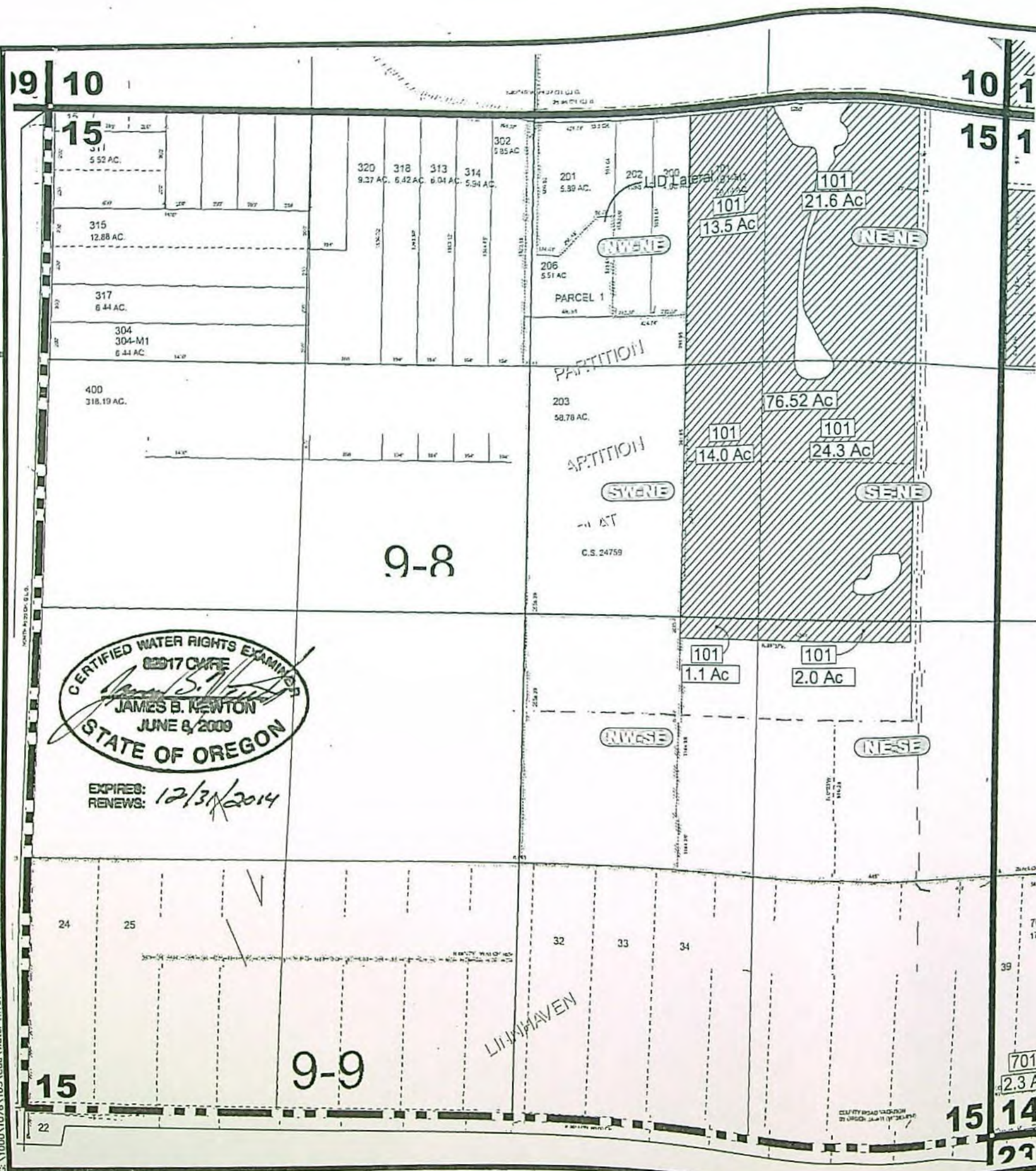
6

OF

24

COBU MAP 765 6 OF 24

765



PLACE OF USE MAP S-41359

Section 15, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	101	13.5	NW-NE	13.5
NE-NE	101	21.6	NE-NE	21.6
SW-NE	101	14.0	SW-NE	14.0
SE-NE	101	24.3	SE-NE	24.3
NW-SE	101	1.1	NW-SE	1.1
NE-SE	101	2.0	NE-SE	2.0
Total		76.5	Total	76.5

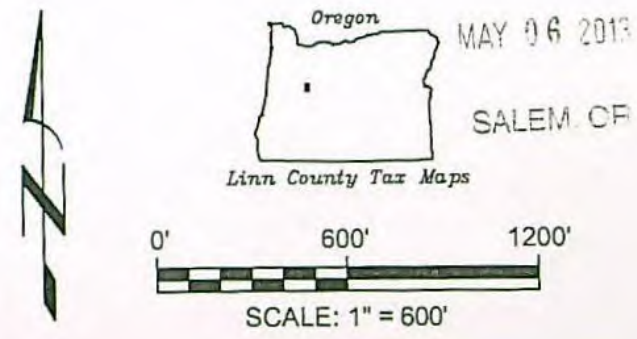
LEGEND

- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacomb Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

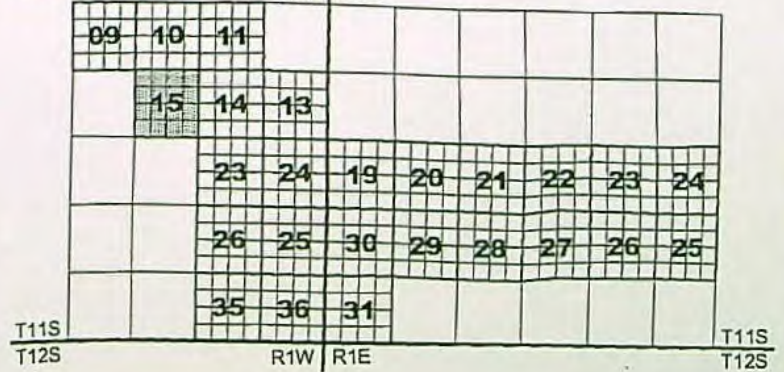
NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

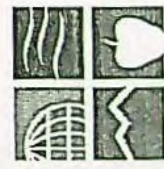
RECEIVED BY OWFD



Key Plan



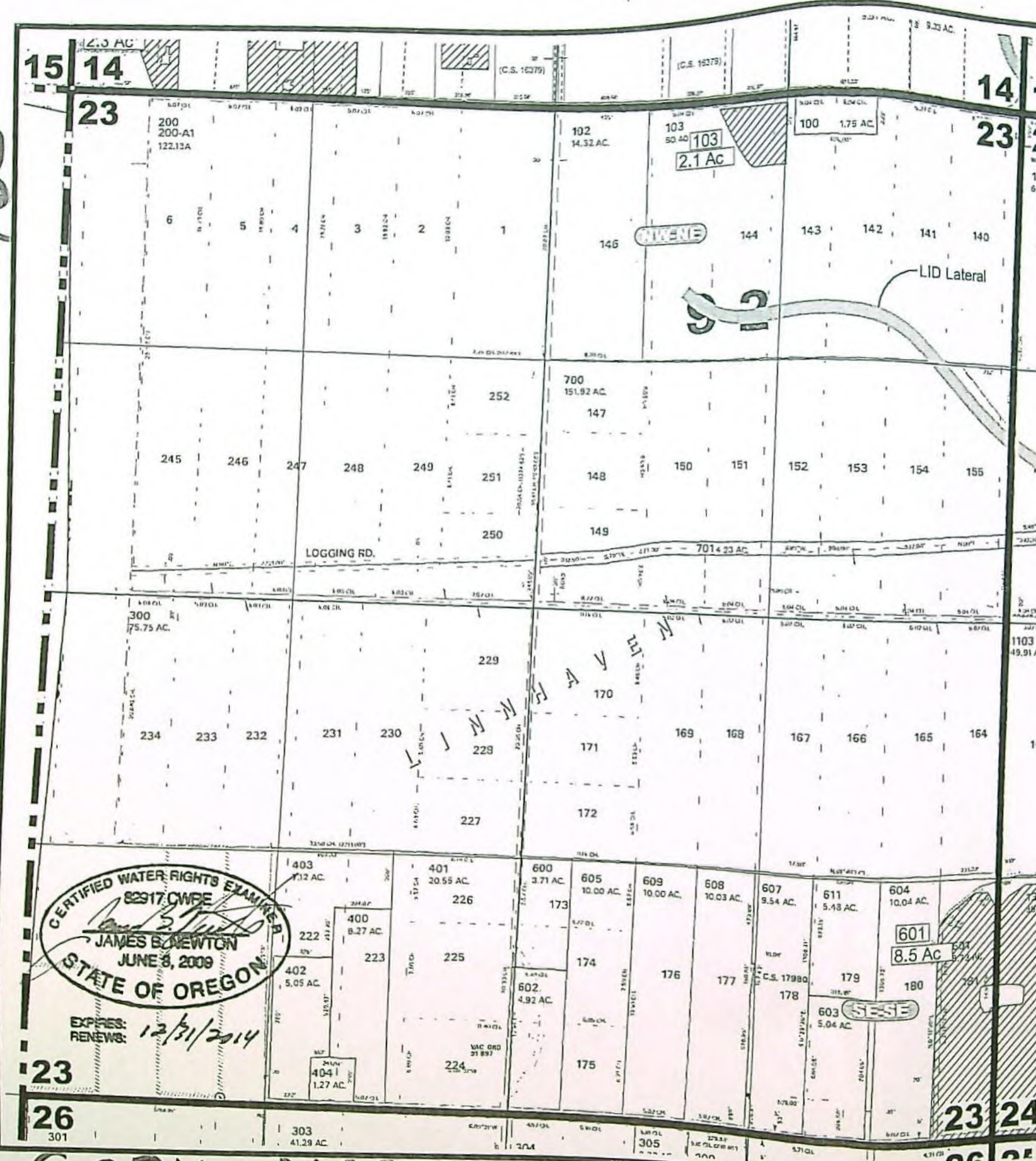
COBU Map - Permit S-41359 - Section 15
Lacomb Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

COBU MAP # 765 7 OF 24

765-



PLACE OF USE MAP S-41359

Section 23, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	103	2.1	NW-NE	2.1
SE-SE	601	8.5	SE-SE	8.5
Total		10.6	Total	10.6

LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

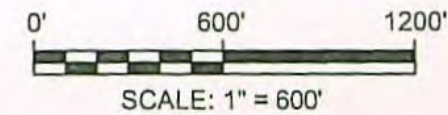
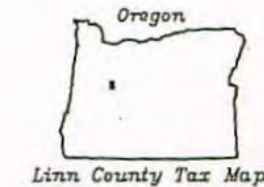
NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

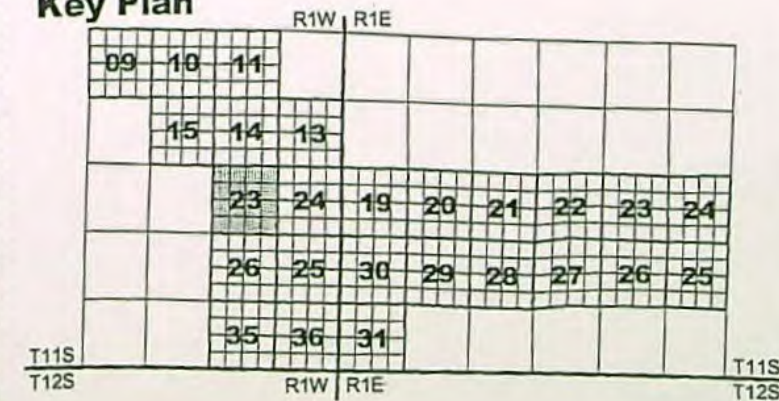
RECEIVED BY OWRC

MAY 06 2013

SALEM, OR



Key Plan



COBU Map - Permit S-41359 - Section 23
 Lacombe Irrigation District
 Linn County, Oregon

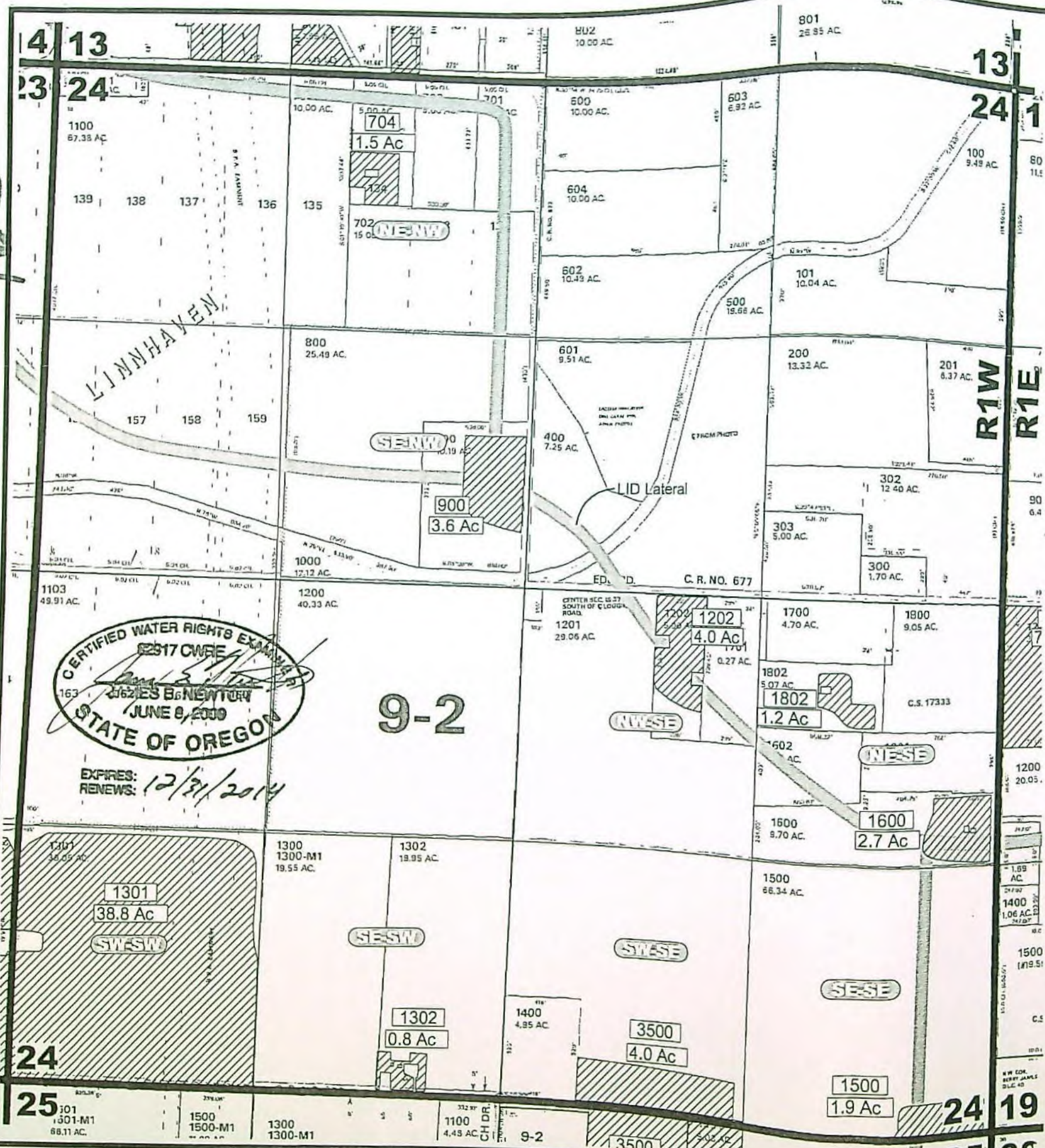


NEWTON
 CONSULTANTS INC.
 Earth, Water and Rock Specialists
 Ph: 541 504-9960

COBU MAP # 765- 8 OF 24

765

G:\1000\1076\103\Cad\Water\W1076103 F1 C41359 09-12 07/15/2011 SS



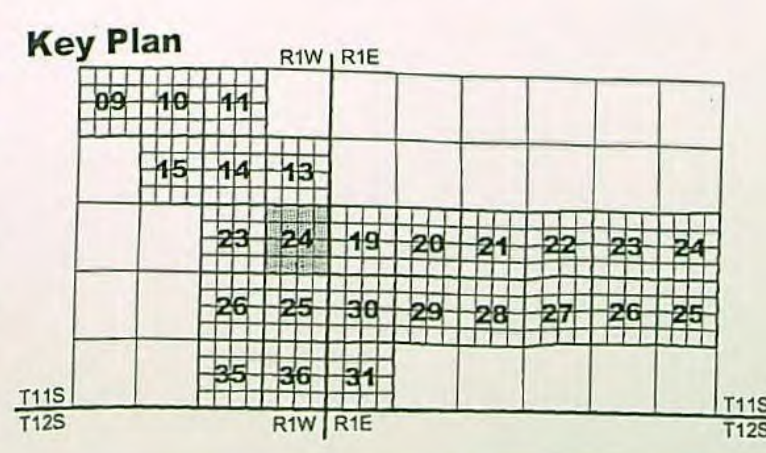
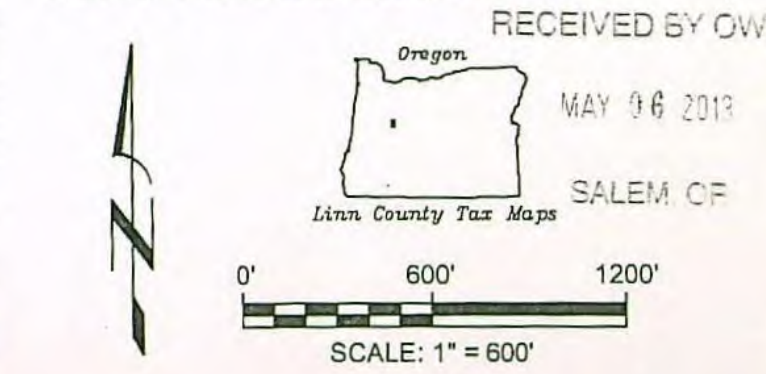
PLACE OF USE MAP S-41359

Section 24, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NE-NW	704	1.5	NE-NW	1.5
SE-NW	900	3.6	SE-NW	3.6
NW-SE	1202	4.0	NW-SE	4.0
NE-SE	1600	2.7	NE-SE	3.9
NE-SE	1802	1.2	SW-SW	38.8
SW-SW	1301	38.8	SE-SW	0.8
SE-SW	1302	0.8	SW-SE	4.0
SW-SE	3500	4.0	SE-SE	1.9
SE-SE	1500	1.9	Total	58.5
Total		58.5		

- LEGEND**
- Place of Use - Permit S-41359
 - Total Acres Irrigated under S-41359 is 650.7 Acres.
 - Lacombe Irrigation District Boundary
 - Tax Lot Identification Number
 - Acres Irrigated Per Quarter-Quarter per Tax Lot Number
 - Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

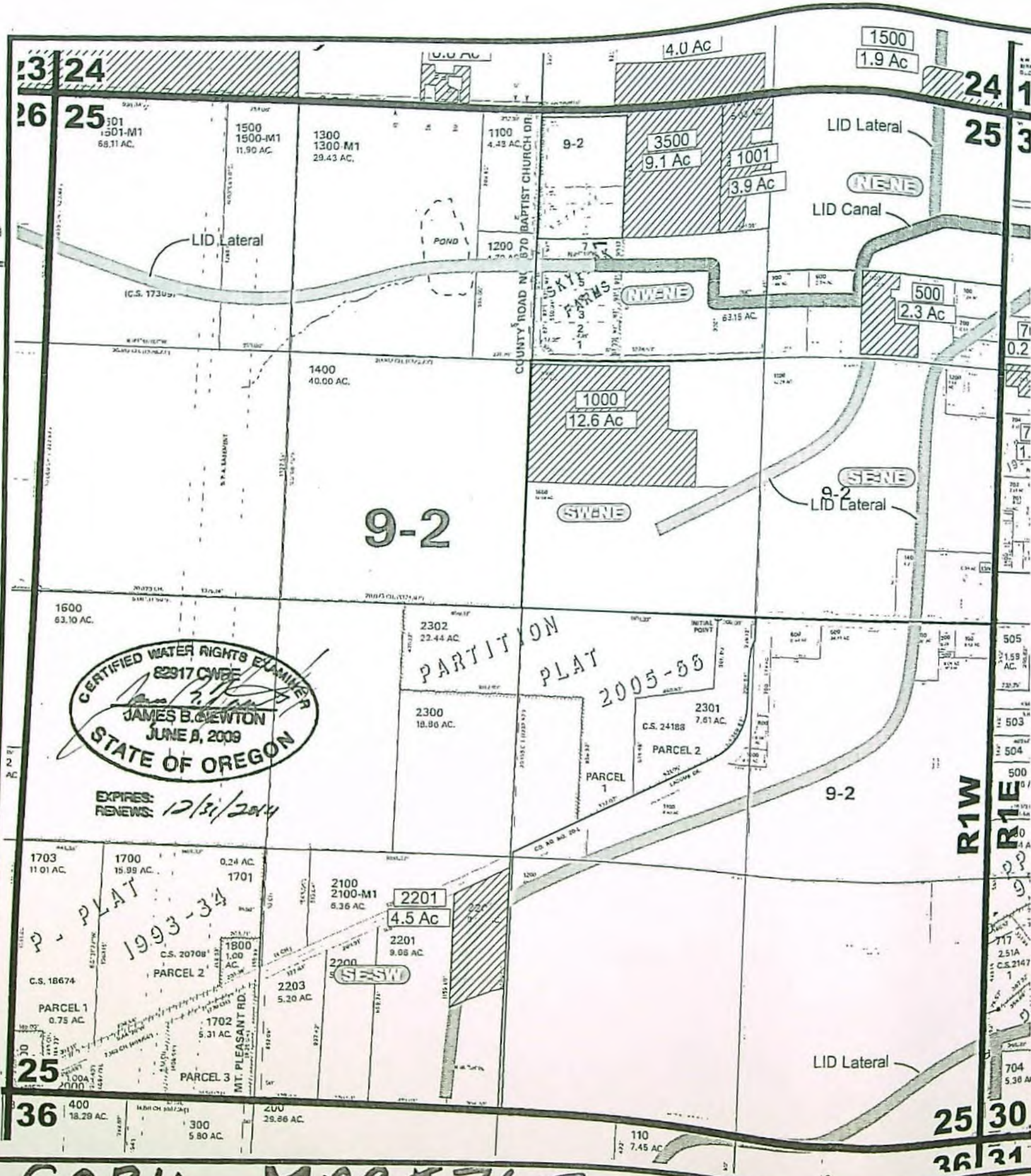


COBU Map - Permit S-41359 - Section 24
Lacombe Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9980 Fax: 541 504-9981

COBU MAP #765 9 of 24

765



PLACE OF USE MAP S-41359

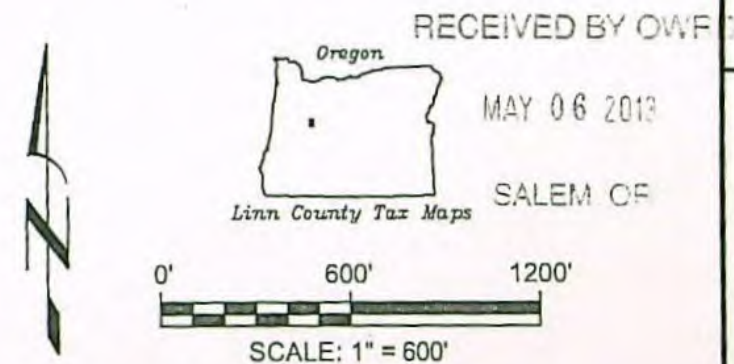
Section 25, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NE	1001	3.9	NW-NE	13.0
NW-NE	3500	9.1	NE-NE	2.3
NE-NE	500	2.3	SW-NE	12.6
SW-NE	1000	12.6	SE-SW	4.5
SE-SW	2201	4.5	Total	32.4
Total		32.4		

LEGEND

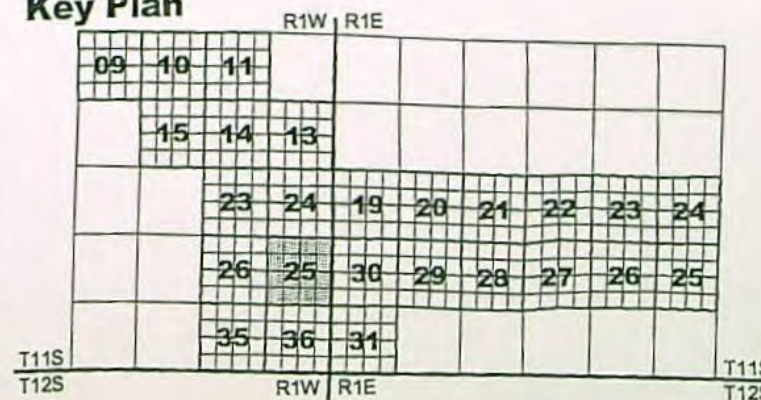
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- 104 Tax Lot Identification Number
- 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- NWNE Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan

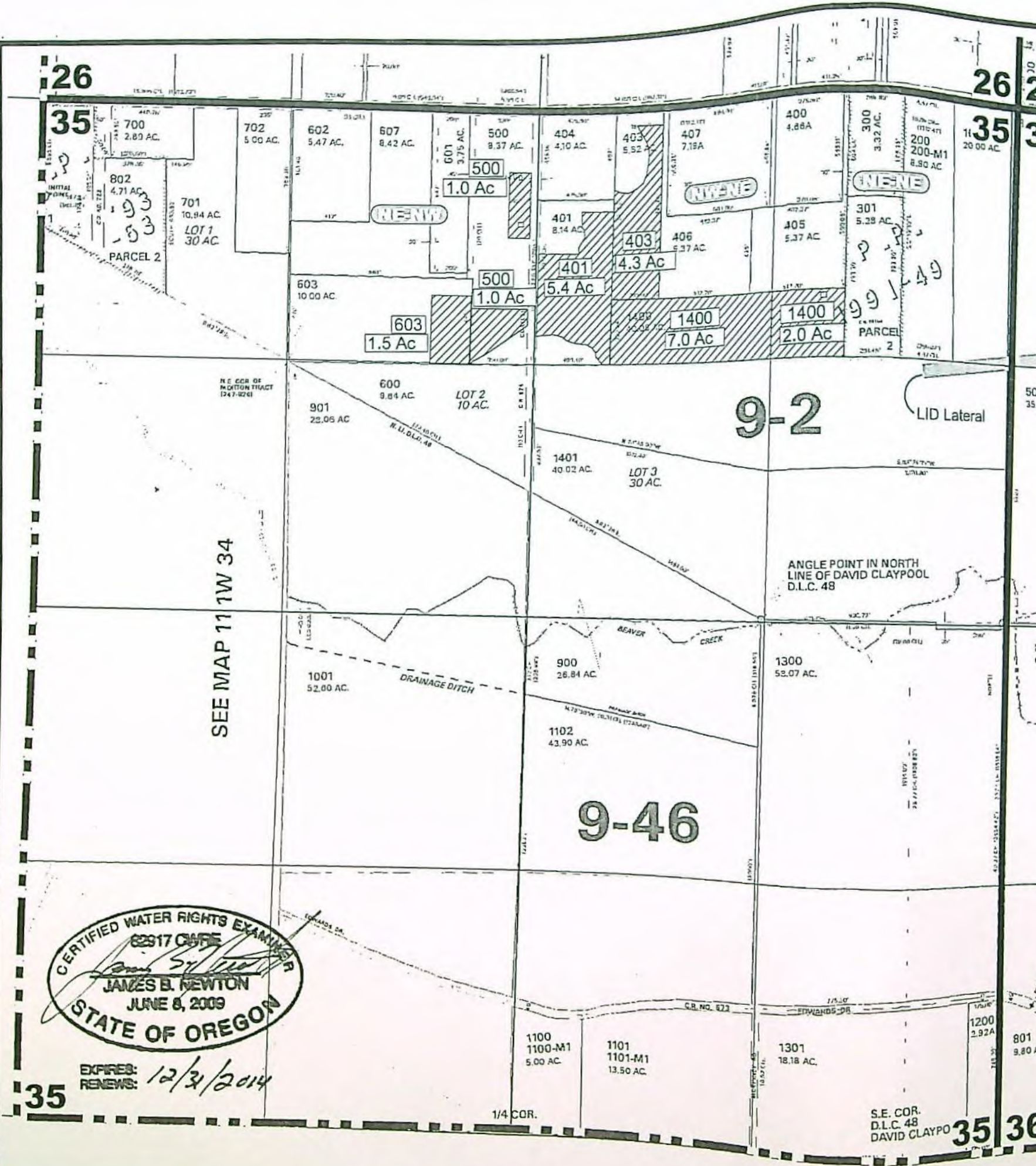


COBU Map - Permit S-41359 - Section 25
Lacombe Irrigation District
Linn County, Oregon



COBU MAP #765 10 of 24

765



PLACE OF USE MAP S-41359

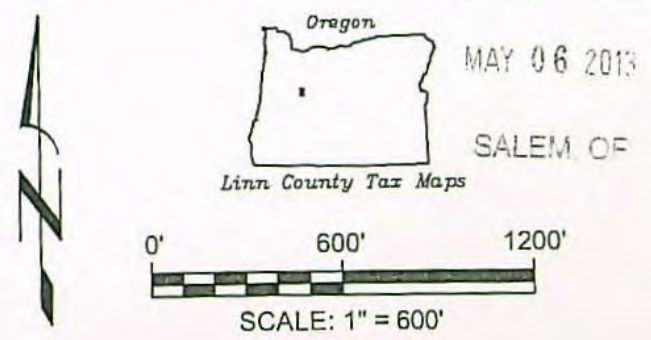
Section 35, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NE-NW	500	1.0	NE-NW	3.5
NE-NW	500	1.0	NW-NE	16.7
NE-NW	603	1.5	NE-NE	2.0
NW-NE	401	5.4	Total	22.2
NW-NE	403	4.3		
NW-NE	1400	7.0		
NE-NE	1400	2.0		
Total		22.2		

LEGEND

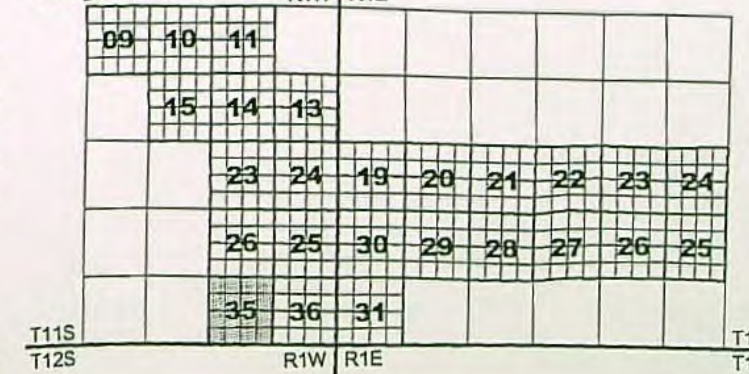
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

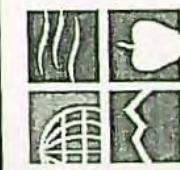
- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



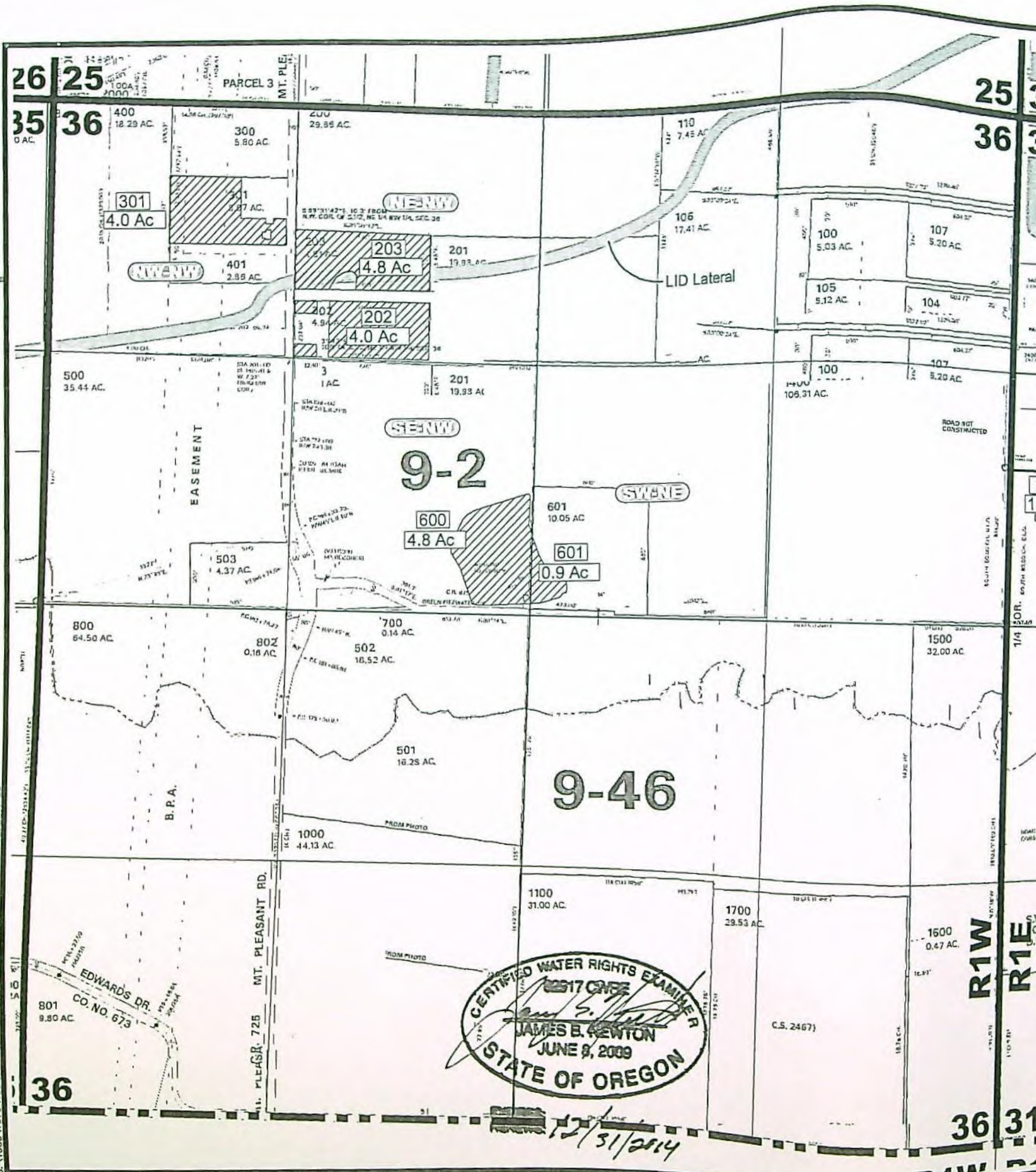
COBU Map - Permit S-41359 - Section 35
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

COBU MAP # 765 11 of 24

765-



PLACE OF USE MAP S-41359

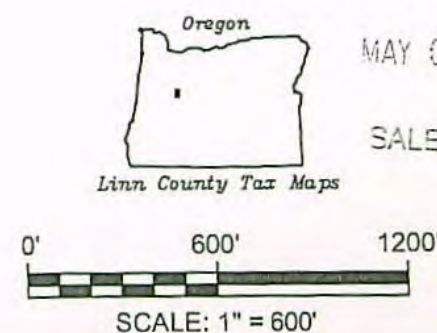
Section 36, T.11S., R.1W.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	301	4.0	NW-NW	4.0
NE-NW	202	4.0	NE-NW	8.8
NE-NW	203	4.8	SE-NW	4.8
SE-NW	600	4.8	SW-NE	0.9
SW-NE	601	0.9	Total	18.5
Total		18.5		

LEGEND

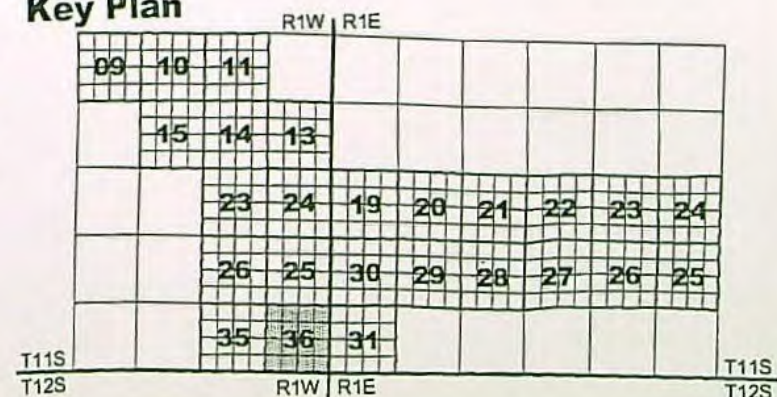
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

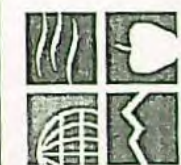
- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



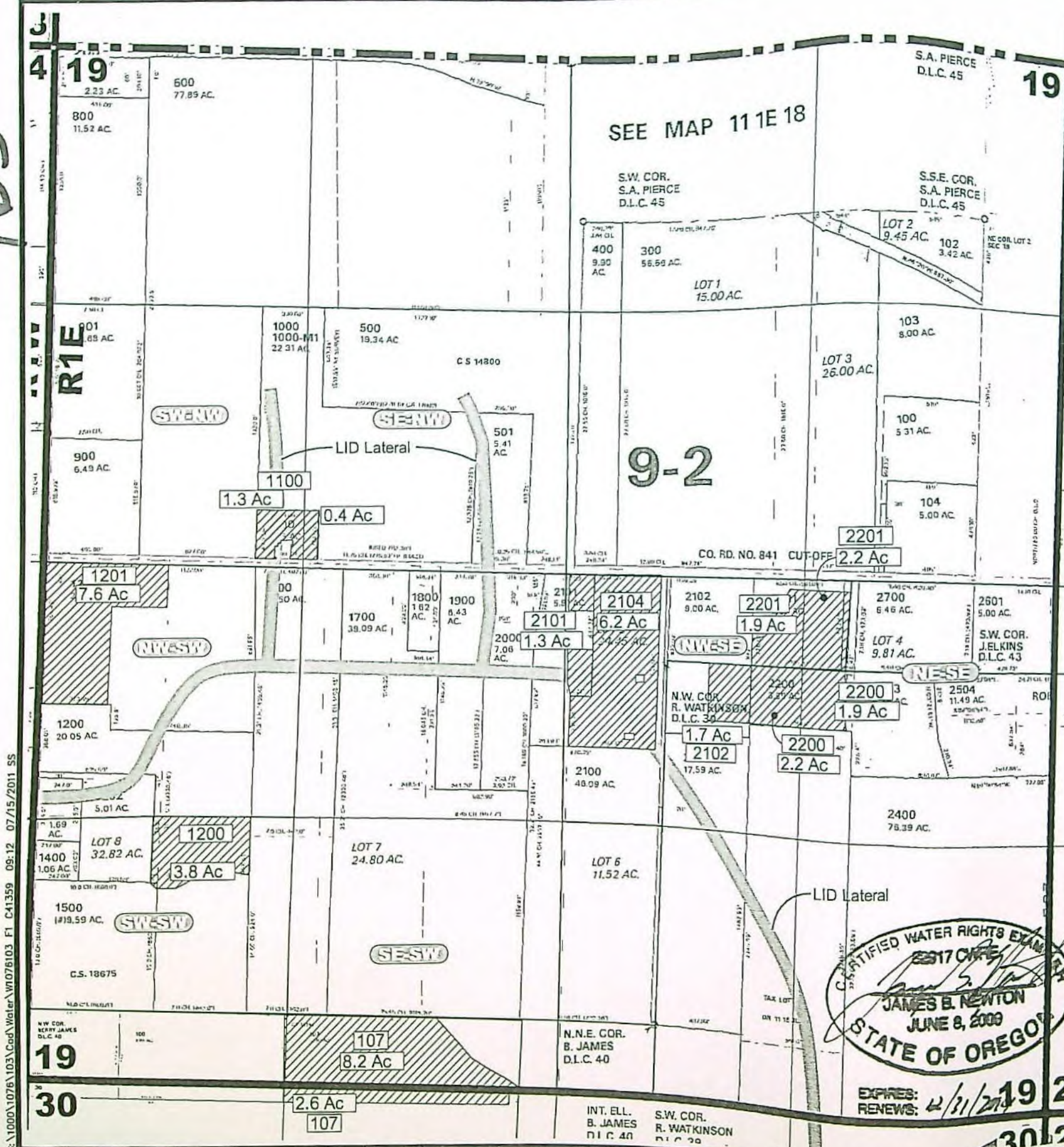
COBU Map - Permit S-41359 - Section 36
Lacombe Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

COBU MAP # 765 12 of 24

765-



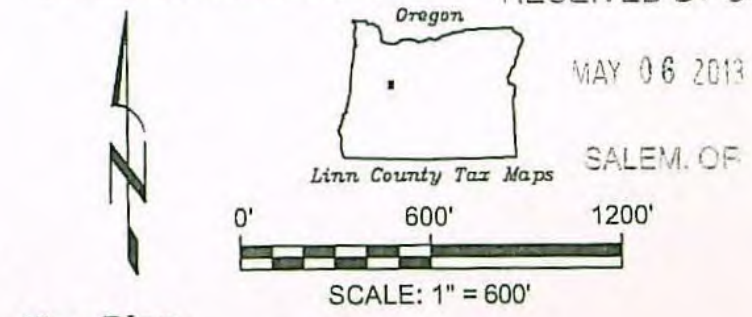
PLACE OF USE MAP S-41359

Section 19, T.11S., R.1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SW-NW	1100	1.3	SW-NW	1.3
SE-NW	1100	0.4	SE-NW	0.4
NW-SW	1201	7.6	NW-SW	7.6
SW-SW	1200	3.8	SW-SW	3.8
SE-SW	107	8.2	SE-SW	8.2
NW-SE	2101	1.3	NW-SE	13.3
NW-SE	2104	6.2	NE-SE	4.1
NW-SE	2102	1.7	Total	38.7
NW-SE	2200	2.2		
NW-SE	2201	1.9		
NE-SE	2200	1.9		
NE-SE	2201	2.2		
Total		38.7		

- LEGEND**
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
 - Lacomb Irrigation District Boundary
 - 104 Tax Lot Identification Number
 - 12.1 Ac Acres Irrigated Per Quarter-Quarter per Tax Lot Number
 - Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

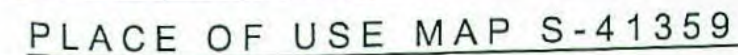


COBU Map - Permit S-41359 - Section 19
Lacomb Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
PH: 541 504-9960
Fax: 541 504-9961

COBU MAP # 765- 13 OF 24

C:\1000\1076\103\Cad\Water\W1076103 F1 C41359 09:12 07/15/2011 SS



Acres Irrigated by QT-QT	
QT-QT	Acres
SW-SW	7.0



EXTD58: 12/31/2014
41359NS:

- ## NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

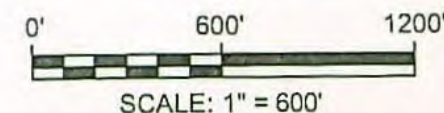
RECEIVED BY OWF D

MAY 06 2013

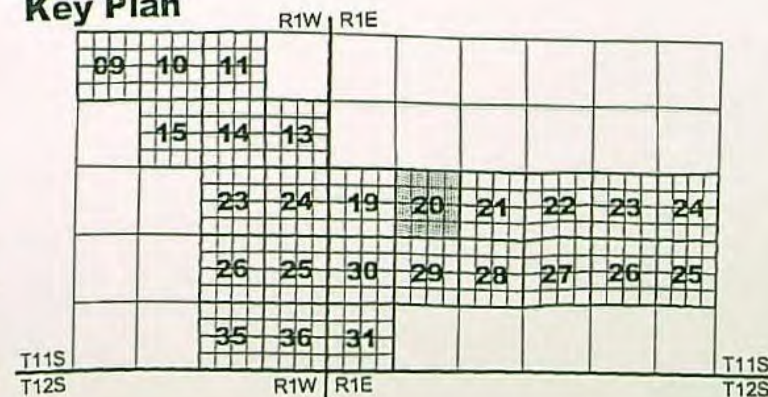
SALEM OF



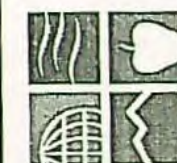
Linn County Tax Maps



Key Plan



COBU Map - Permit S-41359 - Section 20
Lacomb Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

DESIGNED BY:
J. Newton

DRAWN BY: S.Schenck

DATE: SEPT 2012

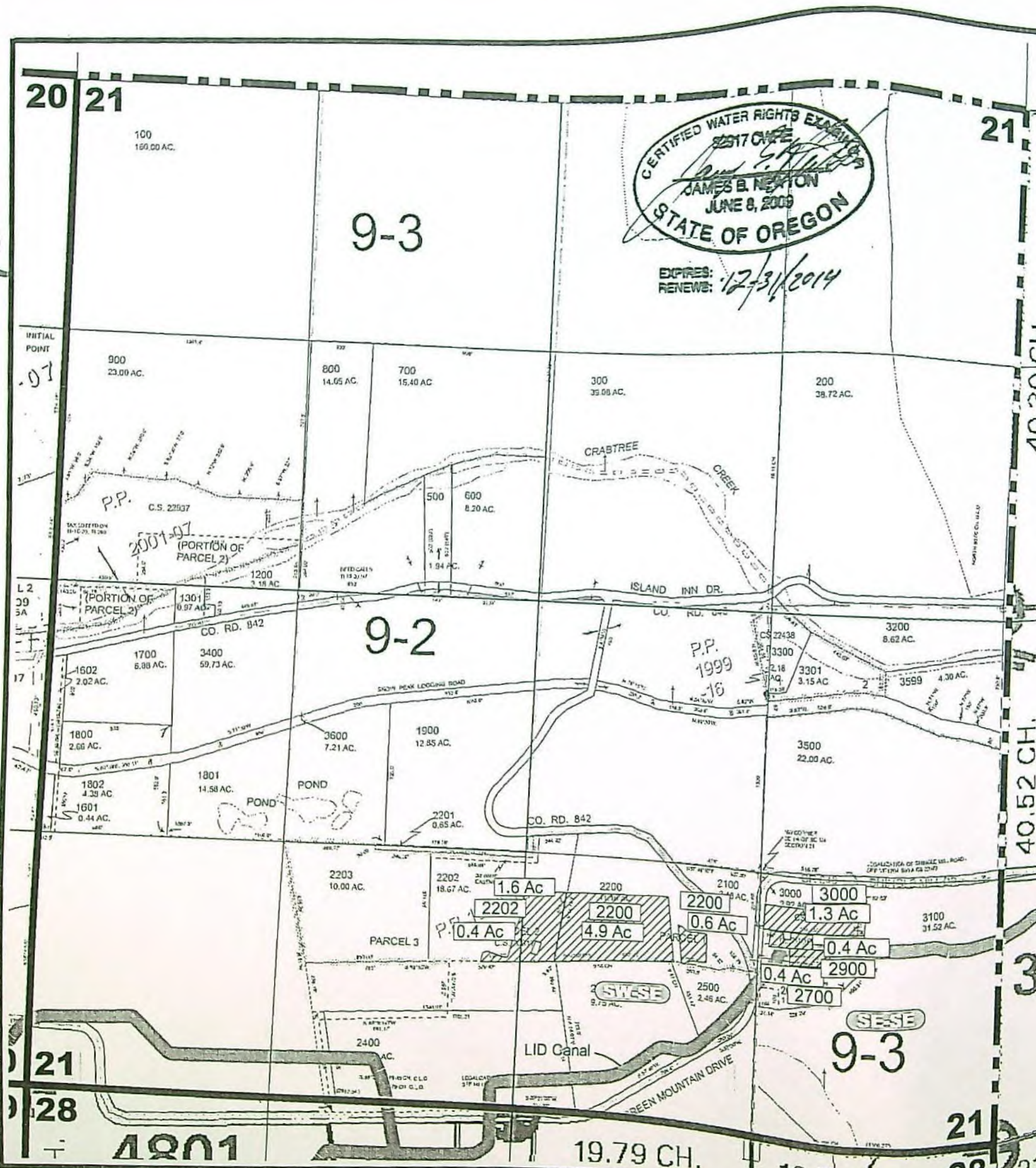
PROJECT NO. 1076-103

SHEET 14 OF 24

COBU MAP # 765 14 of 24

765

G:\1000\1076\103\COBU\Water\W076103.F1 C41359 09:12 07/15/2011 SS



PLACE OF USE MAP S-41359

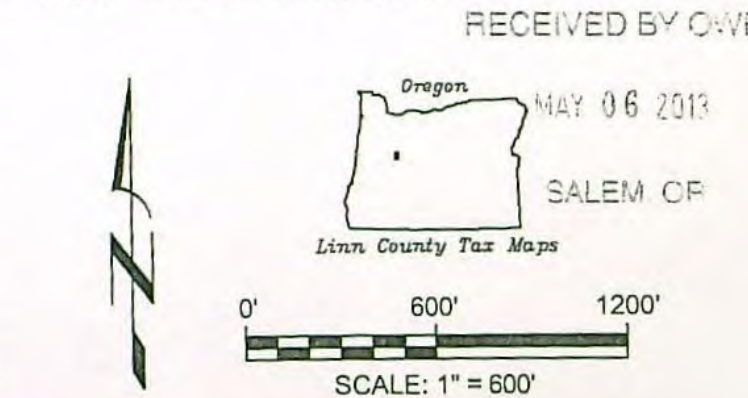
Section 21, T.11S., R1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
SE-SW	2202	0.4	SE-SW	0.4
SW-SE	2202	1.6	SW-SE	7.1
SW-SE	2200	4.9	SE-SE	2.1
SW-SE	2200	0.6	Total	9.6
SE-SE	3000	1.3		
SE-SE	2900	0.4		
SE-SE	2700	0.4		
Total		9.6		

LEGEND

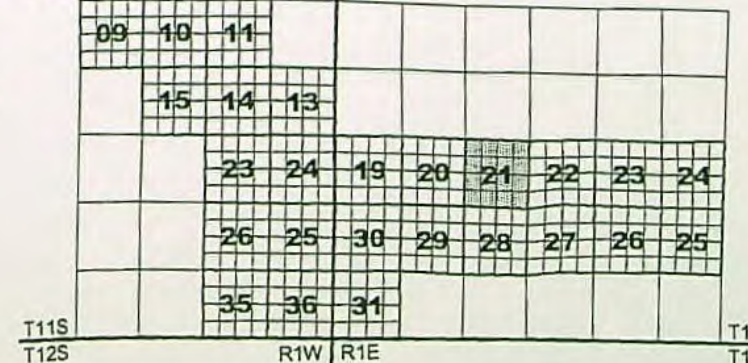
- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

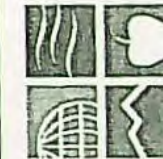
- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan



COBU Map - Permit S-41359 - Section 21
Lacombe Irrigation District
Linn County, Oregon

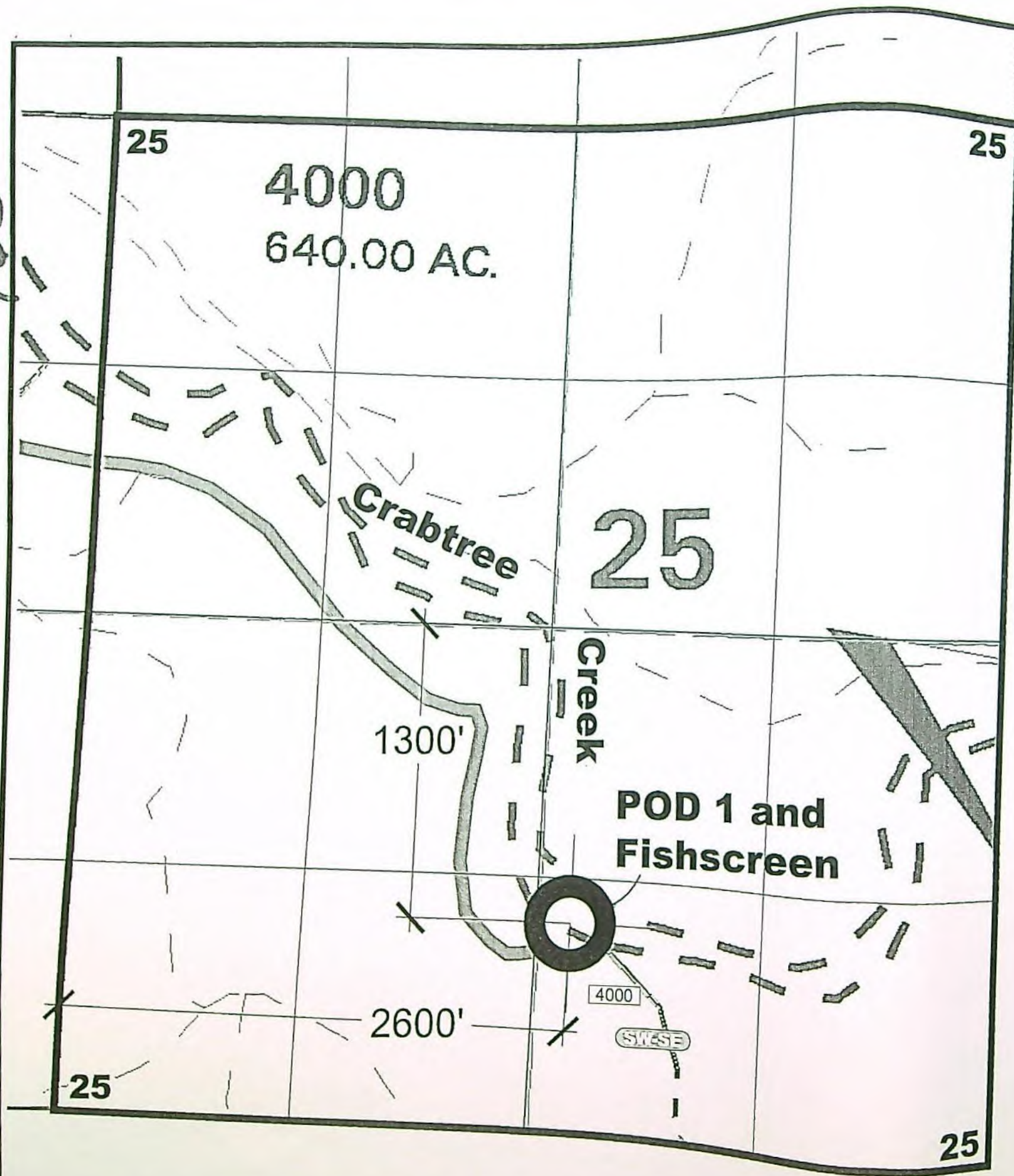


NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

COBU MAP # 765 15 OF 24

765

G:\1000\1076\103\Corr\Water\W076103 F1 C41359 09:12 07/15/2011 SS

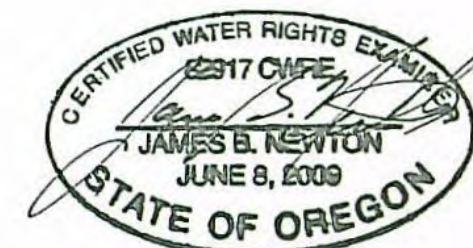


LEGEND

- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.

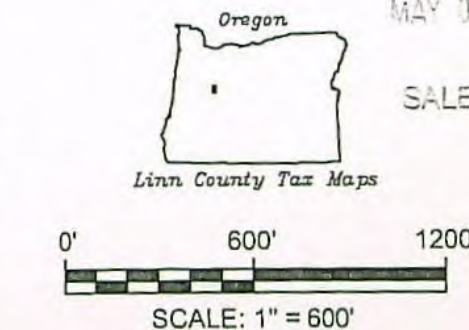


EXPIRES: 12/31/2014
RENEWS:

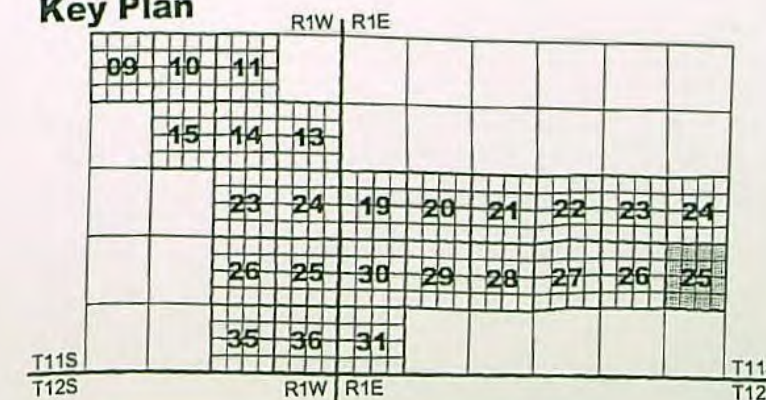
RECEIVED BY OWFD

MAY 06 2013

SALEM, OR

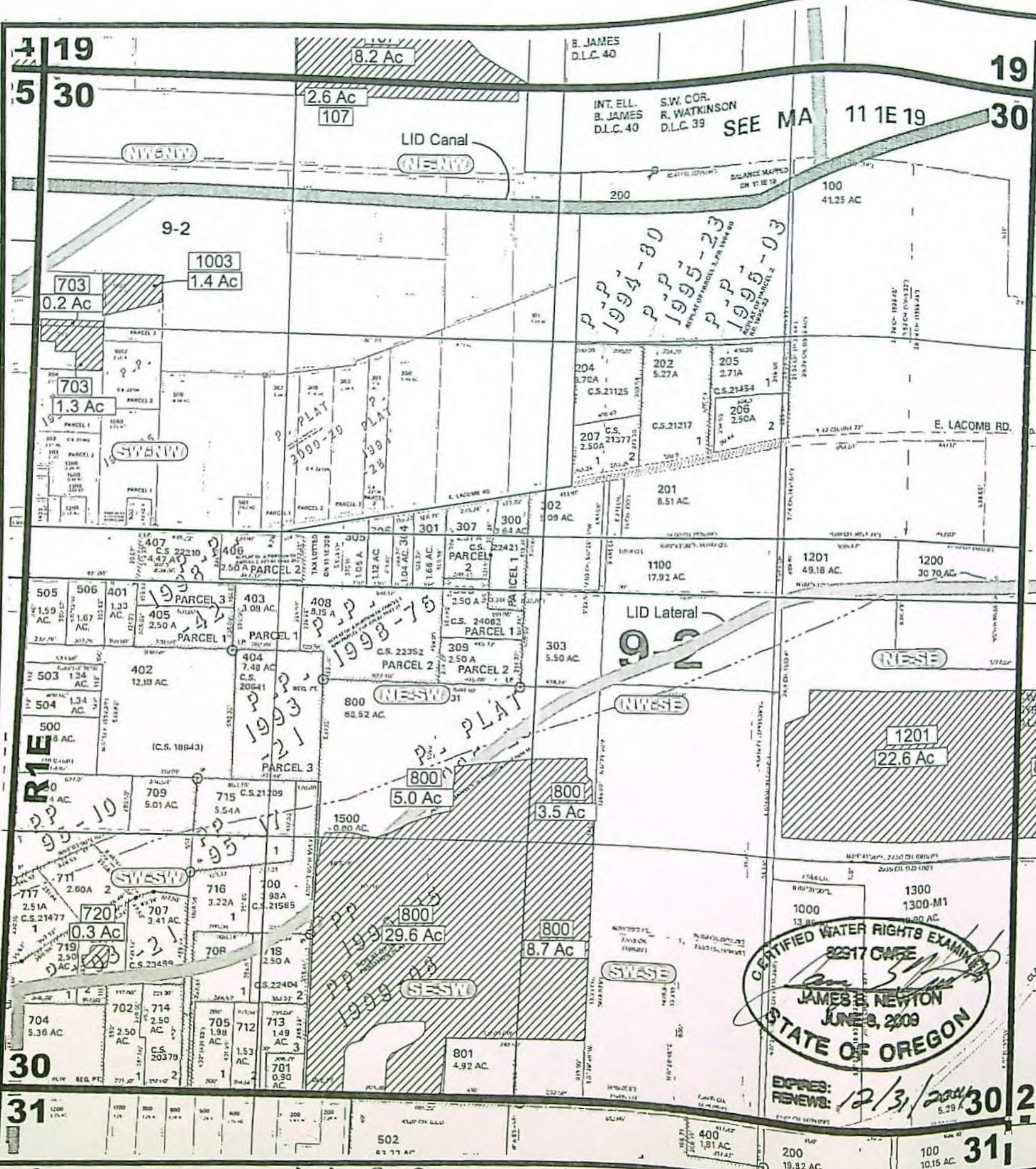


Key Plan



765

G:\1000\1076\103\103\Water\1076103 F1 C41359 09-12 07/15/2011 SS



PLACE OF USE MAP S-41359

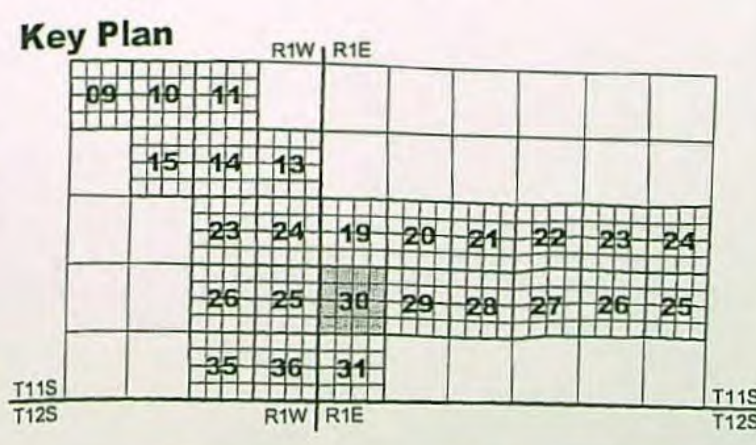
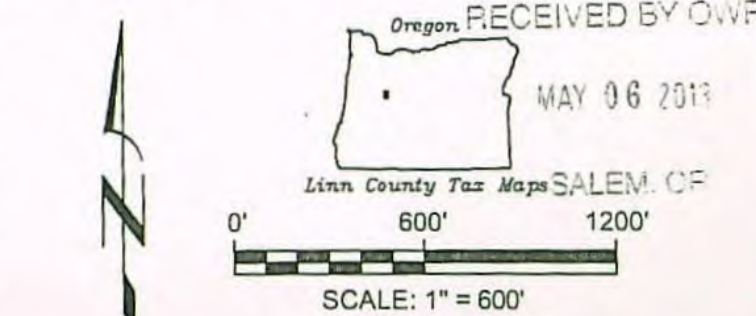
Section 30, T.11S., R.1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	703	0.2	NW-NW	1.6
NW-NW	1003	1.4	NE-NW	2.6
NE-NW	107	2.6	SW-NW	1.3
SW-NW	703	1.3	NE-SW	5.0
NE-SW	800	5.0	SE-SW	29.6
SE-SW	800	29.6	NW-SE	3.5
NW-SE	800	3.5	SW-SE	8.7
SW-SE	800	8.7	SW-SW	0.3
SW-SW	720	0.3	NE-SE	22.6
NE-SE	1201	22.6	Total	75.2
Total		75.2		

LEGEND

- Place of Use - Permit S-41359
- Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



COBU Map - Permit S-41359 - Section 30
Lacombe Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-8960
Fax: 541 504-8961

C.0344 MAP # 765 18 OF 24

765

PLACE OF USE MAP S-41359

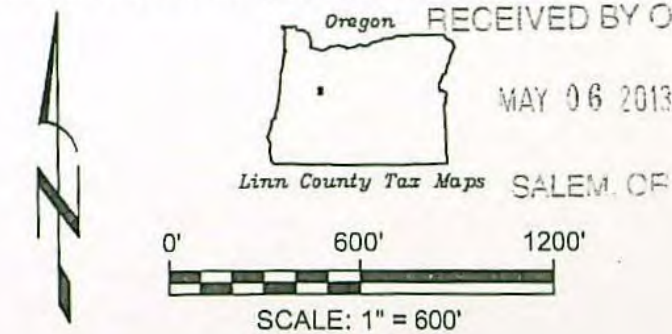
Section 31, T.11S, R1E.			Acres Irrigated by QT-QT	
QT-QT	Tax Lot #	Acres	QT-QT	Acres
NW-NW	2000	0.8	NW-NW	0.8
NE-NW	2000	0.3	NE-NW	0.3
SW-NW	2500	1.6	SW-NW	7.3
SW-NW	2300	1.8	SE-NW	0.6
SW-NW	2201	1.9	Total	9.0
SW-NW	2100	1.1		
SW-NW	2000	0.9		
SE-NW	2000	0.3		
SE-NW	2100	0.3		
Total		9.0		

LEGEND

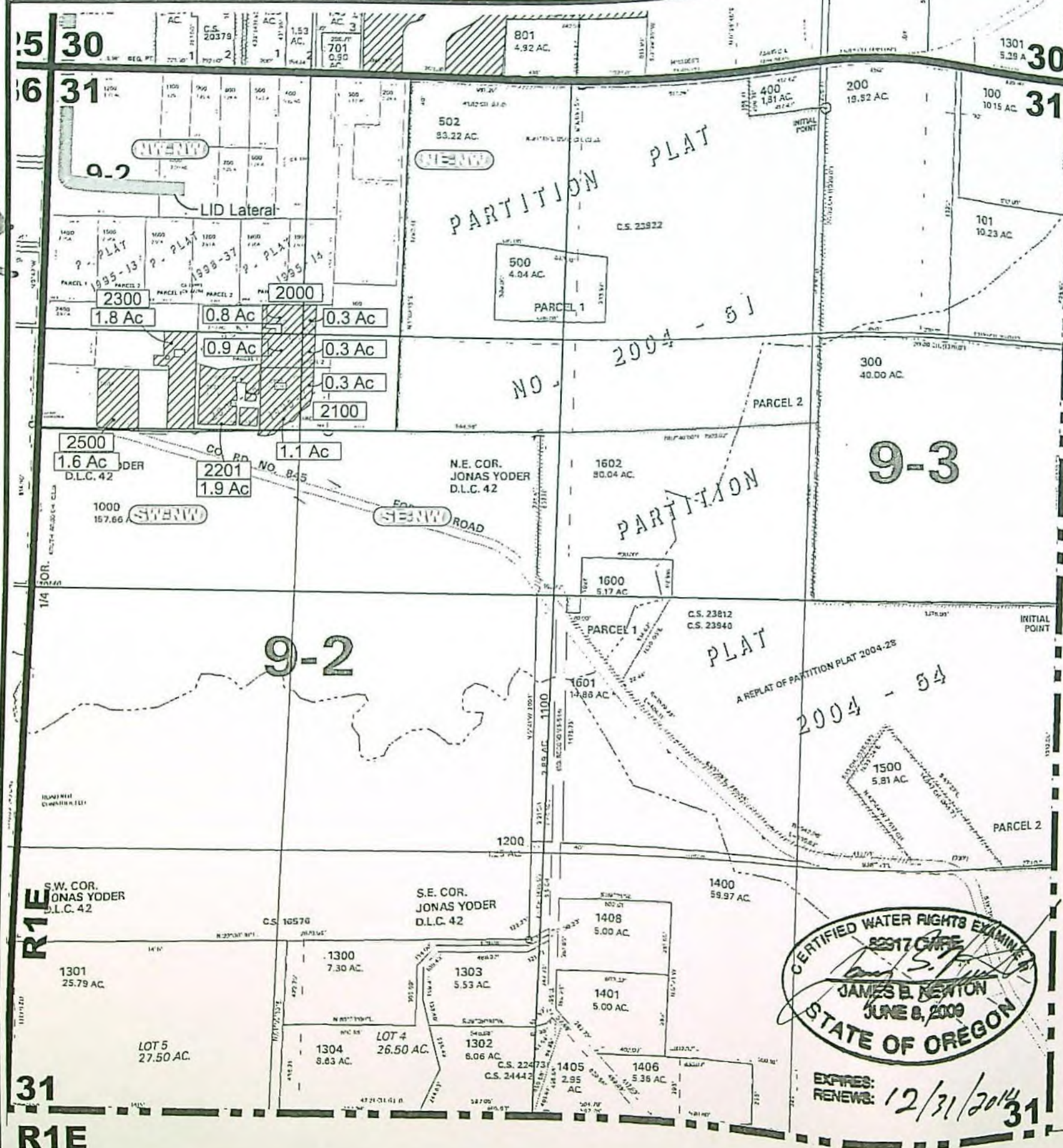
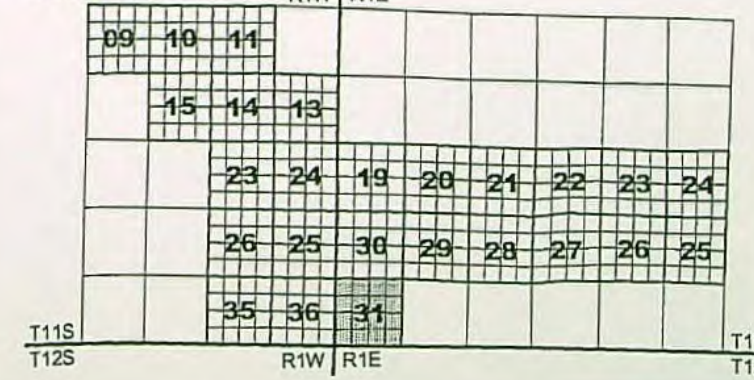
- Place of Use - Permit S-41359
Total Acres Irrigated under S-41359 is 650.7 Acres.
- Lacombe Irrigation District Boundary
- Tax Lot Identification Number
- Acres Irrigated Per Quarter-Quarter per Tax Lot Number
- Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.



Key Plan

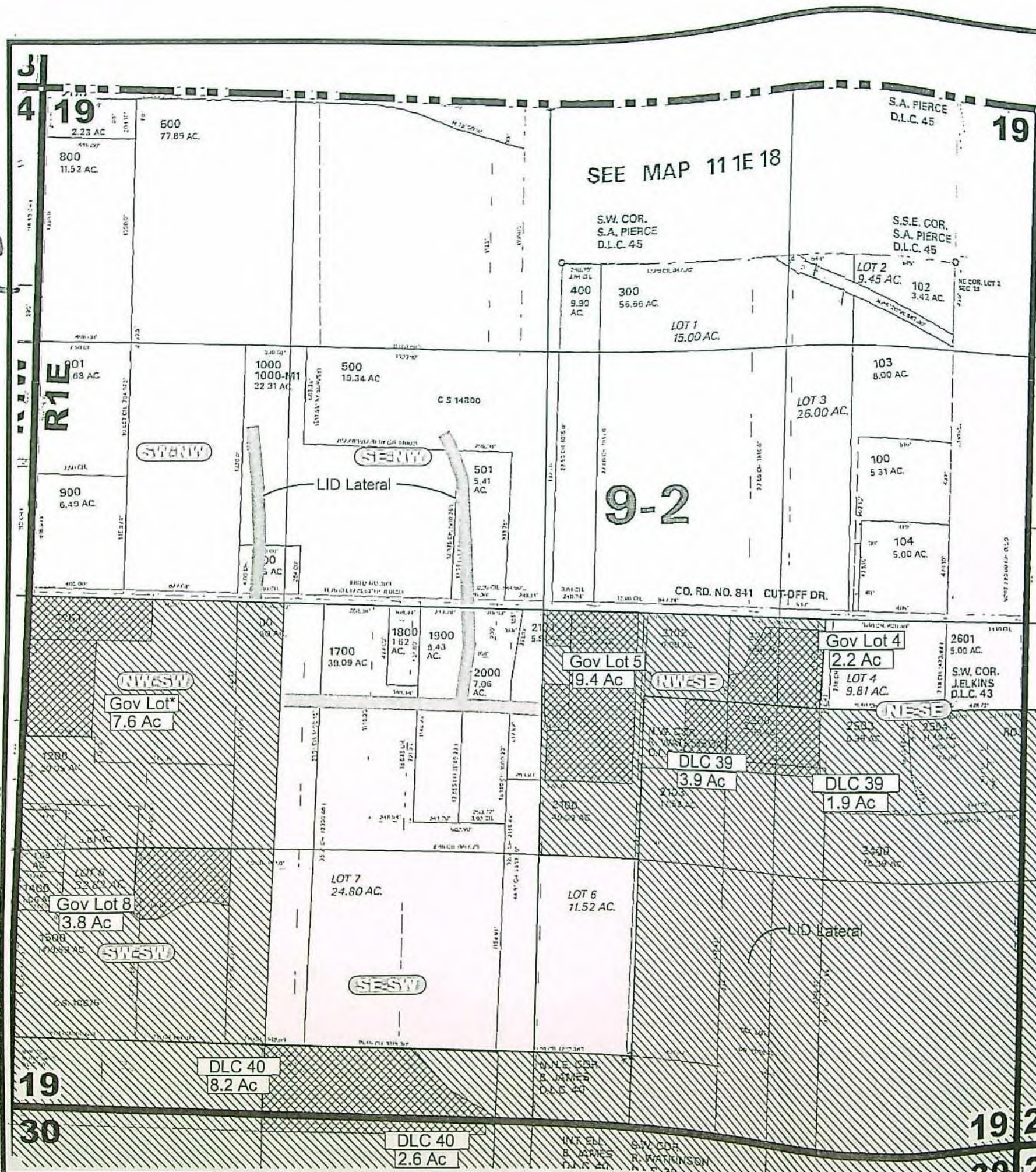


COBU Map - Permit S-41359 - Section 31
Lacombe Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961









COBU MAP # 765 19 of 24

S:\1000\1076\103\Cad\Water\W1076103 F1 C41359 09:12 07/15/2011 SS



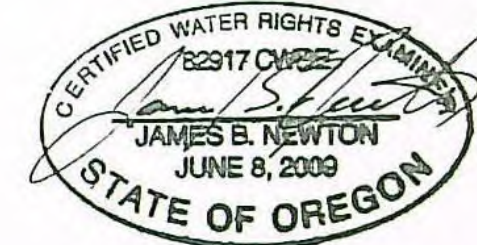
PLACE OF USE MAP S-41359

LEGEND

-  Outline of Government Tax Lot
 Acres Being Irrigated Within Government Tax Lot
 Lacombe Irrigation District Boundary
 Gov Lot* Government Tax Lot Without Identification Number
 Gov Lot 4 Government Tax Lot Identification Number
 DLC 40 Donation Land Claim Identification Number
 12.1 Ac Acres Irrigated per Qtr-Qtr per Government Tax Lot No.
 202511 Quarter-Quarter Identifier

NOTES

1. This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
2. Tax Lot Maps from Linn County, Dated between 2000-2008.



EXPIRES: 12/31/2014
RENEWS:

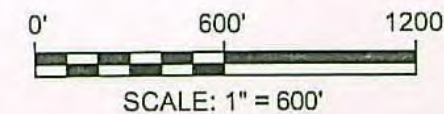
RECEIVED BY ON/RO

MAY 06 2013

SALEM, OR

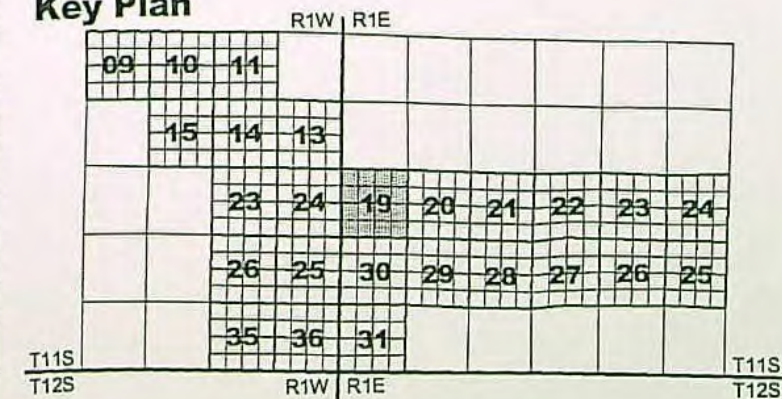


Linn County Tax Maps



SCALE: 1" = 600'

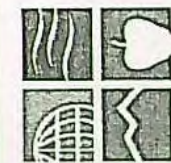
Key Plan



COBU Map - Permit S-41359 - Section 19
Lacomb Irrigation District
Linn County, Oregon

Lacomb Irrigation District
Linn County, Oregon

Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 641 504-0960 Fax: 641 504-9961

CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-0960 Fax: 541 504-0961

EARTH, WATER AND ROCK SPECIALISTS
Ph: 541 504-9950 Fax: 541 504-9951

DESIGNED BY:
J. Newton

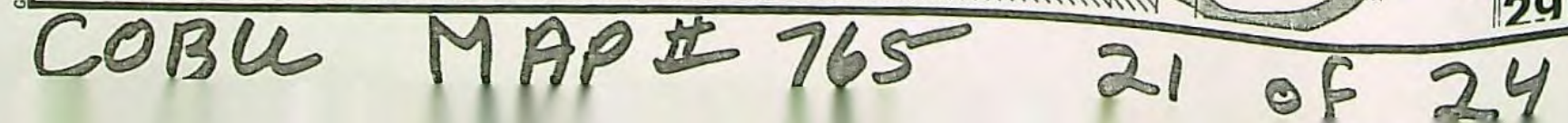
DRAWN BY: S.Schenck

DATE: SEPT 2012

PROJECT NO.
1076-103

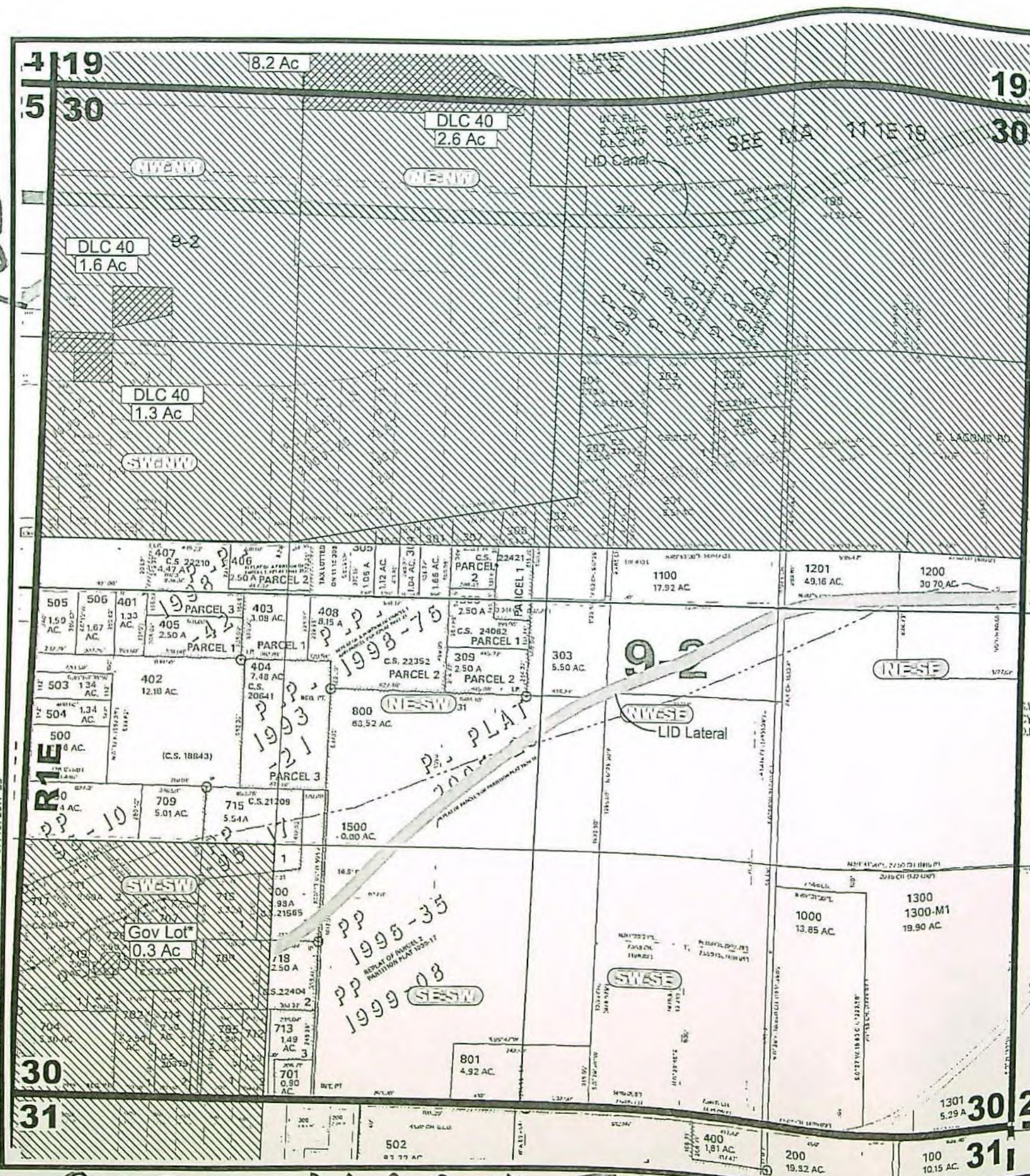
SHEET 20 OF 24

G:\1000\1076\103\Cad\Water\W1076103 F1 C41359 09:12 07/15/2011 SS



24

765



PLACE OF USE MAP S-41359

LEGEND

- Outline of Government Tax Lot
- Acres Being Irrigated Within Government Tax Lot
- Lacomb Irrigation District Boundary
- Gov Lot Government Tax Lot Without Identification Number
- Gov Lot 4 Government Tax Lot Identification Number
- DLC 40 Donation Land Claim Identification Number
- 12.1 Ac Acres Irrigated per Qtr-Qtr per Government Tax Lot No.
- Quarter-Quarter Identifier

NOTES

- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
- Tax Lot Maps from Linn County, Dated between 2000-2008.

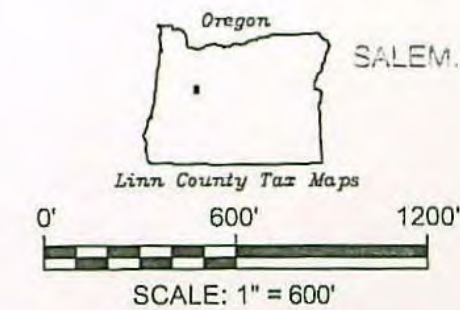


EXPIRES: 12/31/2014
REVIEWS:

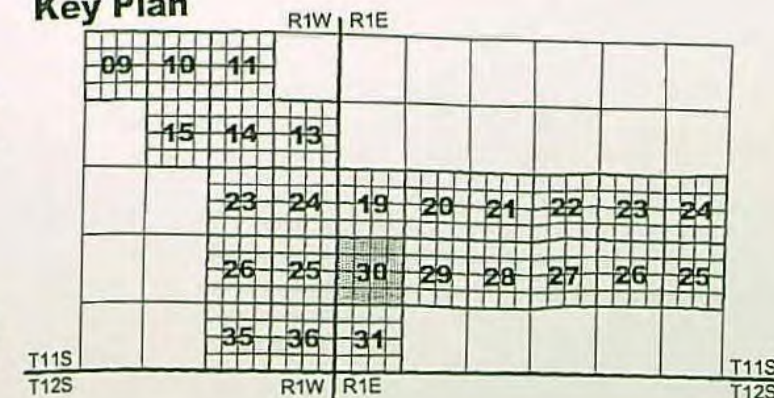
RECEIVED BY OWRD

MAY 06 2013

SALEM, OR



Key Plan



COBU Map - Permit S-41359 - Section 30
Lacomb Irrigation District
Linn County, Oregon

NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960
Fax: 541 504-9961

S. Schenck

J. Newton

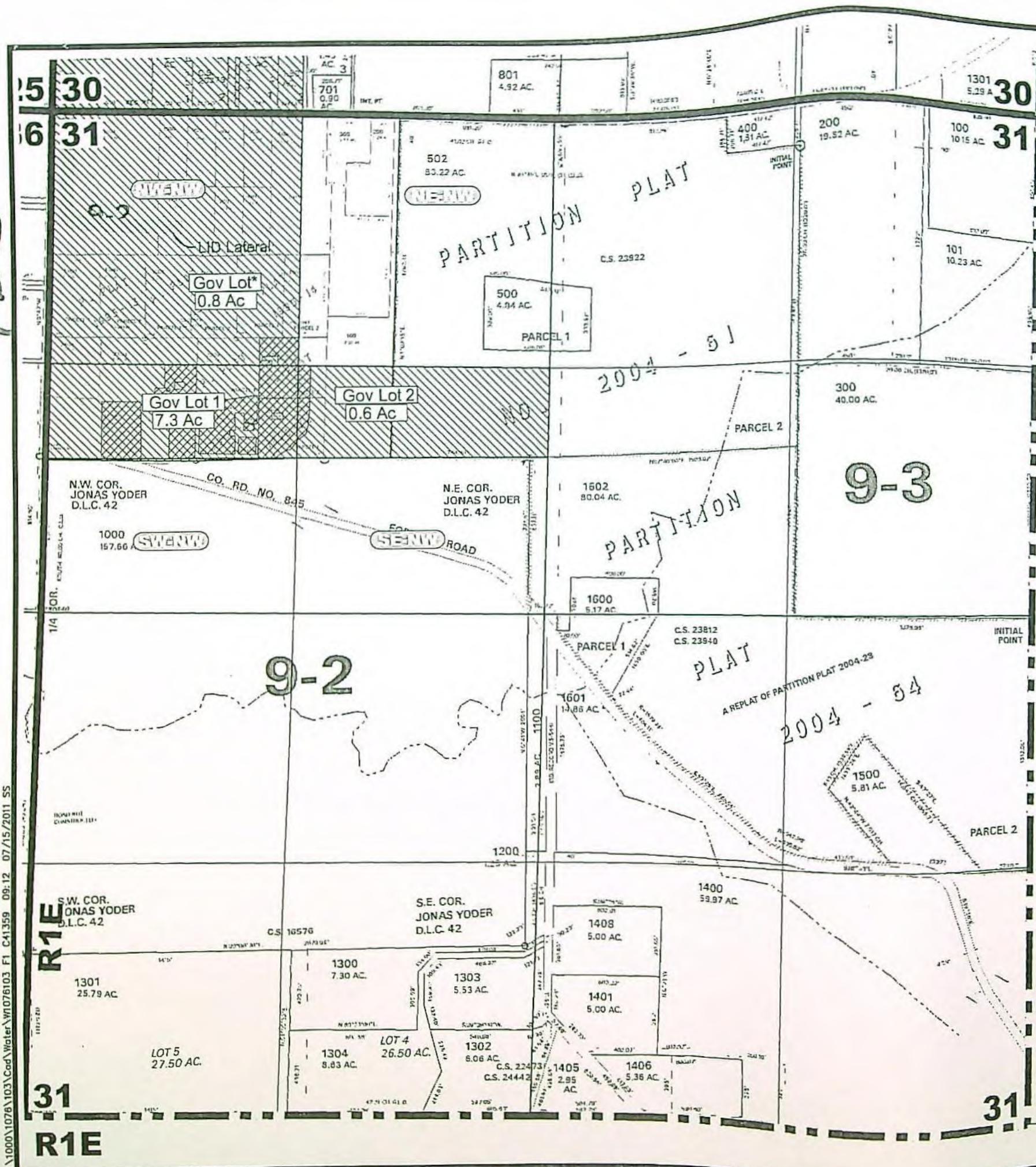
SEPT 2012

PROJECT NO. 1076-103

SHEET 23 OF 24

COBU MAP # 765 23 of 24

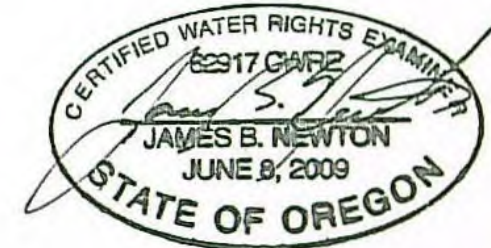
765



PLACE OF USE MAP S-41359

- ## LEGEND
- Outline of Government Tax Lot
 - Acres Being Irrigated Within Government Tax Lot
 - Lacomb Irrigation District Boundary
 - Gov Lot* Government Tax Lot Without Identification Number
 - Gov Lot 4 Government Tax Lot Identification Number
 - DLC 40 Donation Land Claim Identification Number
 - 12.1 Ac Acres Irrigated per Qtr-Qtr per Government Tax Lot No.
 - NWSEW Quarter-Quarter Identifier

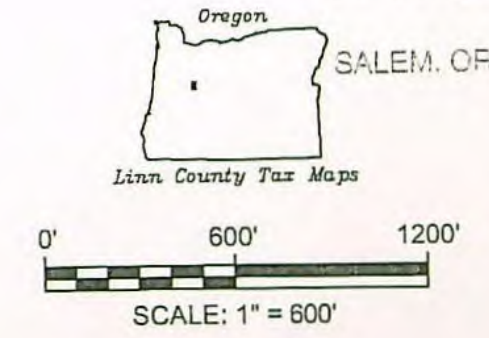
- ## NOTES
- This map was prepared for the purpose of identifying the location of water rights only and is not intended to provide legal dimensions or locations of property ownership lines.
 - Tax Lot Maps from Linn County, Dated between 2000-2008.



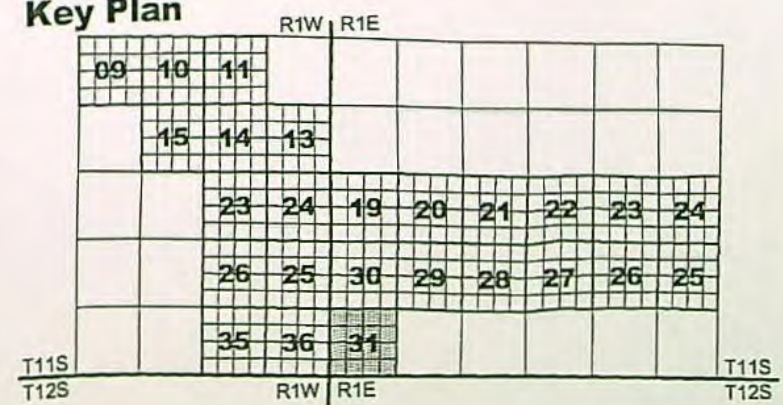
EXPIRES: 12/31/2014
RENEW: 12/31/2014

RECEIVED BY OWRD

MAY 06 2013



Key Plan



COBU Map - Permit S-41359 - Section 31
Lacomb Irrigation District
Linn County, Oregon



NEWTON
CONSULTANTS INC.
Earth, Water and Rock Specialists
Ph: 541 504-9960 Fax: 541 504-9961

COBU MAP # 765 24 of 24

S-40873
LACOMB IRRIGATION DIST
41754 CLARK SMITH DR
LEBANON OR 97355

Application No. 40873
Permit No. 41359
Certificate No. 88217

Stream Index, Page No. 2-43B

FEES PAID

Date	Amount	Receipt No.
5/10/65	10.00	4876
3-21-77	\$197.65	59187
2nd Ext. 10/31/02	100.00	56650
1st Ext. 9-17-96	100.00	6558
9-28-09	500.00	97991
	\$1 Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

Date filed May 10, 1965

Priority May 10 1965

Action suspended until C12

Returned to applicant APR 4 1977

Date of approval APR 4 1977

CONSTRUCTION

Date for beginning APR 4 1978

Date for completion OCT 1 1978

Extended to 10-1-83 10-1-88 10-1-91;
10-1-96, 10-1-02, 10-1-2012

Date for application of water OCT 1 1979

Extended to 10-1-83-10-1-88 10-1-91;
10-1-96, 10-1-02 10/1/08, 10-1-2012

PROSECUTION OF WORK

Form "A" filed Started

Form "B" filed

Form "C" filed

FINAL PROOF

Blank mailed

Proof received

Date certificate issued MAY 10 2013

ASSIGNMENTS

Date	To Whom	Address	Volume	Page

REMARKS

Date	Amount	Receipt No.
11-26-12	125.00	107419

CARD FOR C OCT 24 1978
Card for C OCT 24 1979
Card for BC OCT 1 2 1983
CARD FOR BC OCT 26 1988
FORM FOR C OCT 28 1989
CARD FOR C OCT 28 1991
T-13340 Satisfactory Proof v133 p569

FOR _____
DATE FRI 4-10 TIME 333 A.M.
P.M.

FROM HENDRIKSEN

FIRM ON BEHALF DARLENE

PHONE 541-673-7538
AREA CODE NUMBER EXTENSION

☐ FAX
☐ MOBILE
AREA CODE NUMBER TIME TO CALL

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	SPECIAL ATTENTION	<input type="checkbox"/>
WAITING TO SEE YOU	<input type="checkbox"/>	HOLDING LINE	<input type="checkbox"/>

MESSAGE ROSEBURG

INHERITED

THIS RIE 30

1100

900

SIGNED _____ 

MESSAGE

5-8-72
Trev.

~~Trans. 2512~~
~~27956~~

Cert 31898 & 1586.2 cc → 14466
combined 7/1.

~~14467~~

17705

Lacombe Irrigation
District 40873

Trans. - H-157

Map on E-8-10

Note address change on file 40873

L-84
Not yet surveyed
12/83

C02

S-40873

S-41359

Lacomb Irrigation Dist
34138 Lacomb Rd
Hebanum, OR 97355



RECEIVED BY OWRD

MAY 06 2013

SALEM, OR

Transmittal

To: Craig Kohanek
OWRd

Date: April 30, 2013

From: Katie Turner, G.I.T.

Project Name: Lacombe Irrigation District

Subject: Permit S-41359 Mylar Maps

Project No.: 1076-103

We are sending you via mail the following items:

Copies	Date	Description
1	4/30/13	One set of maps for permit S-41359 on mylar.

These are transmitted:

☐ For Approval
☒ For Your Use, As Discussed
☐ As Requested
☐ For Review and Comment

Remarks:

Craig,

As you requested in a previous email, the final versions of the maps that were submitted in a COBU for permit S-41359 have been printed on mylar for your records.

Thanks for helping smooth out the errors in the proposed certificate.

Katie

Copy To: _____

Signed: Katie Turner

CERTIFICATE REIMBURSEMENT AUTHORITY
PROJECT R12201-11
FOR
APPLICATION S-40873 PERMIT S-41359

Application # S-40873 Permit # S-41359 Transfer #

Lacomm Irrigation RA#
District R12011-11

Reimbursement Authority Process

Itemized Estimate Sheet

for

Certificates

	Est. Time (hr)	Individual	Est. Cost	Date	Act. Time (hr)
1. Review Claim of Beneficial Use report and map	1.00	Craig	\$92	3-26 3-27	0.5 hrs 0.5 hrs
2. Conflict Check		Craig	\$0		
3. Preparation of deficiency letter	1.00	Craig	\$92	4-22	0.3 hrs
4. Preparation of proposed certificates	2.00	Craig	\$183	3-27	2 hrs.
5a. Peer review		Jon	\$0		
5b. Peer review	0.10	Dwight	\$12	4/2	1.0 hr
5c. Peer review	1.00	Gerry	\$92		
6. Project Management	2.50	Craig	\$229	12-14 0.1 hrs - 3-27 0.5 hrs 12-18 0.2 hrs - 4-5 1 hr	4/15 0.3 hrs 4/25 0.25 hrs
7a. Water right data record update	0.20	Connie	\$12		4/25 0.5 hrs - 3.15 hrs.
7b. Water right data record update	3.00	Data Tech	\$177	5/2	7 hrs
8. Pump test (if applicable)		Mike Z	\$0		
Total	10.80		\$887		

890

\$122.00

\$27.60

\$183.00

\$92.00

4.5 hr -

12-14 0.1 hrs - 3-27 0.5 hrs 4/15 0.3 hrs 4/25 0.25 hrs
12-18 0.2 hrs - 4-5 1 hr 4/25 0.5 hrs - 3.15 hrs. \$288.73

\$413.00

<1,120.33>

Owe us \$230.33

Several Map Items: - ~~POD & Fish screen coordinates not on maps~~ (provide app # as well as permit #)

POD & Fish screen identified

in wrong 1/4 1/4 - should be SW SE Sec 25

James Newton has sent in Polyester version yet.
Should I ask him to include app #
on maps?



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem OR 97301-1266
Kim Hall 503-986-0923

INVOICE

To: LACOMB IRRIGATION DISTRICT
PO BOX 2485
LACOMB, OR 97355

Invoice No.: 5001
Date: 05/23/2013
Terms: Net 30 days
Amount: \$230.33

PLEASE REFERENCE INVOICE NO
WHEN SENDING IN PAYMENT.

Description	Unit Quantity	Unit Price	Total
Additional charges for:			\$230.33
Certificate Reimbursement Authority			
R12011 11			

Total \$230.33

For SFMS Agencies

Vendor Number						Cash	
Invoice #	SFX	PCA	Agency Obj	AY	Account	Tcodes	Amount
AR005001	001	47126	0408	13	4170	176	\$230.33

TRANSMISSION VERIFICATION REPORT

TIME : 05/23/2013 15:08
NAME : WRD 1ST FL
FAX : 5039860901
TEL : 5039860901
SER.# : BRQJ5J339815

DATE, TIME	05/23 15:08
FAX NO./NAME	915414512779
DURATION	00:00:33
PAGE(S)	02
RESULT	OK
MODE	STANDARD
	ECM

TRANSMISSION VERIFICATION REPORT

TIME : 05/23/2013 15:02
NAME : WRD 1ST FL
FAX : 5039860901
TEL : 5039860901
SER.# : BROJ5J339815

DATE, TIME	05/23 15:02
FAX NO./NAME	915414512779
DURATION	00:00:00
PAGE(S)	00
RESULT	BUSY
MODE	STANDARD

BUSY: BUSY/NO RESPONSE

541-451-2779-

OREGON WATER RESOURCES DEPARTMENT



State of Oregon
Water Resources Department
725 Summer St NE, Ste A
Salem, OR 97301-1266
(503) 986-0900
www.wrd.state.or.us

FAX TRANSMITTAL

TO: Julie FAX NUMBER: 541-451-2779
DATE: 5/23/2013 PAGES: 2, INCLUDING COVER SHEET
FROM: CRAIG PHONE: (503) 986-0823
COMMENTS: _____

WATER RIGHTS

- Water Rights information
- Adjudications
- Hydroelectric
- Certifications / Final Proofs
- Hearings / Contested Cases

FAX: (503) 986-0901

TECHNICAL SERVICES

- Hydrographics
- Ground Water
- Information Services
- GIS/Mapping
- Dam Safety
- Enforcement
- Water Use Reporting

FAX: (503) 986-0902

FIELD SERVICES

- Regional Liaisons
- Transfers
- Hydrographics

NORTHWEST REGION

- District 16 Watermaster

DIRECTOR'S OFFICE

- Water Resources Commission
- Legislation and Rules
- Public Information

ADMINISTRATIVE SERVICES

- Fiscal / Accounting
- Human Resources / Personnel
- Water Development Loan Fund
- Support Services

FAX: (503) 986-0903 or
503-986-0904

Craig Kohanek

From: Craig Kohanek
Sent: Friday, May 10, 2013 10:04 AM
To: lacomblid@yahoo.com
Subject: Reimbursement Authority project R12011-11 for the Lacomblid Irrigation District, application S-40873

Julie & Seth,

The certificate for the Lacomblid Irrigation District (District) application S-40873, permit S-41359 has been signed and is in the mail to you.

As I haven't received a response to my previous email about this project costing an additional \$230.33, compared to what was estimate and paid, I would appreciate it if you'd let me know if the District intends to send the Department these monies.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

To: lacomblid@yahoo.com
Subject: Reimbursement Authority project R12011-11 for the Lacombe Irrigation District, application S-40873
Attachments: RA Certificate Contract Executed.pdf; 40873-or-88217.pdf

Julie & Seth,

I am writing to inform you that the cost of your project, R12011-11 for the Lacombe Irrigation District, application S-40873, has exceeded the \$890 dollars you paid of under the Certificate Reimbursement Authority Contract. Under section 5 of the Certificate Reimbursement Authority Contract ... "If the actual cost of processing exceeds the estimate, the Applicant may either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. "... I am prepared to have the Water Rights Services Administrator sign your certificate however there is \$230.33 owing. The difference in cost between the estimate/contract and actual was due primarily to the amount of time it took our Data Center folks to map all of the places of use and the back-and-forth between me and Newton consultants to make sure the maps met requirements. I have attached a copy of the contract so that if you'd like to amend it and send the \$230.33 I can finalize your certificate. If you require a more formal letter please let me know that and I'll provide one. I suggest that you cross out the \$890 amount and change it to 1,120.33 and initial it.

I have also attached a copy of the certificate awaiting signature.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

From: Katie Turner <kturner@newtonconsultants.com>
Sent: Wednesday, April 24, 2013 10:38 AM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Thanks Craig, I reviewed the proposed certificate and it looks good. I will have Steve in our office print the maps on mylar.

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Wednesday, April 24, 2013 8:51 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

The maps look spot-on. I think we are ready for Mylar/polyester versions. I've attached the proposed certificate so you may check one final time to see that it's accurate and complete. Let me know if it's ok to proceed with the processing of the document by reply to that affect to this email. Thanks for your patience, as it's been hectic here lately.

Disregard the footers as I'll fix those when I issue the certificate.

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 19, 2013 10:46 AM
To: 'Craig Kohanek'
Subject: FW: Proposed Certificate for Lacombe Irrigation District

Hi Craig,

Just a quick follow up to see if you had a chance to look at the corrections made to the drawings. If they are okay let me know and we will finalize and send in the mylar copies of all drawings.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is glot 5, Sheet 22; Section 19 NE SE 2.2 ac is glot 4, Sheet20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LACOMB IRRIGATION DISTRICT
PO BOX 2485
LACOMB OR 97355

confirms the right to use the waters of CRABTREE CREEK, a tributary of SOUTH SANTIAM for IRRIGATION of 650.7 ACRES.

This right was perfected under Permit S-41359. The date of priority is MAY 10, 1965. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 6.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	25	SW SE	1300 FEET SOUTH & 2600 FEET EAST FROM W1/4 CORNER, SECTION 25

If for irrigation, this appropriation is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	19	SW NW		45	1.3
11 S	1 E	WM	19	SE NW		45	0.4
11 S	1 E	WM	19	NW SW		40	7.6
11 S	1 E	WM	19	SW SW	8		3.8
11 S	1 E	WM	19	SE SW		40	8.2
11 S	1 E	WM	19	NE SE	4		2.2
11 S	1 E	WM	19	NE SE		39	1.9
11 S	1 E	WM	19	NW SE		39	3.9
11 S	1 E	WM	19	NW SE	5		9.4

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	20	SW SW		39	7.0
11 S	1 E	WM	21	SE SW			0.4
11 S	1 E	WM	21	SW SE			7.1
11 S	1 E	WM	21	SE SE			2.1
11 S	1 E	WM	29	NW NW		41	18.6
11 S	1 E	WM	29	NE NW		41	4.3
11 S	1 E	WM	29	SW NW		41	21.0
11 S	1 E	WM	29	SE NW		41	14.3
11 S	1 E	WM	29	NW SW	5		8.4
11 S	1 E	WM	30	NE NW		40	2.6
11 S	1 E	WM	30	NW NW		40	1.6
11 S	1 E	WM	30	SW NW		40	1.3
11 S	1 E	WM	30	NE SW			5.0
11 S	1 E	WM	30	SW SW			0.3
11 S	1 E	WM	30	SE SW			29.6
11 S	1 E	WM	30	NE SE			22.6
11 S	1 E	WM	30	NW SE			3.5
11 S	1 E	WM	30	SW SE			8.7
11 S	1 E	WM	31	NE NW			0.3
11 S	1 E	WM	31	NW NW			0.8
11 S	1 E	WM	31	SW NW	1		7.3
11 S	1 E	WM	31	SE NW	2		0.6
11 S	1 W	WM	9	SW NE			23.1
11 S	1 W	WM	9	NE SE			25.6
11 S	1 W	WM	9	NW SE			6.7
11 S	1 W	WM	10	NE SW			3.7
11 S	1 W	WM	10	NW SW			9.9
11 S	1 W	WM	10	NE SE			5.1
11 S	1 W	WM	10	SE SE			14.2
11 S	1 W	WM	11	SW SW			8.9
11 S	1 W	WM	11	SE SW			2.7
11 S	1 W	WM	13	SW NW			23.0
11 S	1 W	WM	13	SE SW			11.4
11 S	1 W	WM	13	SW SW			8.8
11 S	1 W	WM	14	NE NE			24.5
11 S	1 W	WM	14	NW NE			24.0
11 S	1 W	WM	14	SE NE			6.9
11 S	1 W	WM	14	NW NW			15.0
11 S	1 W	WM	14	SW SW			5.0
11 S	1 W	WM	14	SE SW			2.9
11 S	1 W	WM	14	NE SE			4.0
11 S	1 W	WM	14	SW SE			0.5
11 S	1 W	WM	15	NE NE			21.6
11 S	1 W	WM	15	NW NE			13.5
11 S	1 W	WM	15	SW NE			14.0
11 S	1 W	WM	15	SE NE			24.3
11 S	1 W	WM	15	NE SE			2.0
11 S	1 W	WM	15	NW SE			1.1

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11S	1W	WM	23	NW NE			2.1
11S	1W	WM	23	SE SE			8.5
11 S	1 W	WM	24	NE NW			1.5
11 S	1 W	WM	24	SE NW			3.6
11 S	1 W	WM	24	SW SW			38.8
11 S	1 W	WM	24	SE SW			0.8
11 S	1 W	WM	24	NE SE			3.9
11 S	1 W	WM	24	NW SE			4.0
11 S	1 W	WM	24	SW SE			4.0
11 S	1 W	WM	24	SE SE			1.9
11 S	1 W	WM	25	NE NE			2.3
11 S	1 W	WM	25	NW NE			13.0
11 S	1 W	WM	25	SW NE			12.6
11 S	1 W	WM	25	SE SW			4.5
11 S	1 W	WM	35	NE NE			2.0
11 S	1 W	WM	35	NW NE			16.7
11 S	1 W	WM	35	NE NW			3.5
11 S	1 W	WM	36	SW NE			0.9
11 S	1 W	WM	36	NE NW			8.8
11 S	1 W	WM	36	NW NW			4.0
11 S	1 W	WM	36	SE NW			4.8

Issued _____

Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department

Mailing List for Certificate

Scheduled Mailing Date:

Application: S-40873

Permit: S-41359

Certificate: *****

Permit/Certificate Holder:

LACOMB IRRIGATION DISTRICT
PO BOX
LACOMB OR 9735

Copies Mailed

by: _____
(STAFF)

on: _____
(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 2, Michael J. Mattick (include copy of map)
2. Data Center
3. Water Availability
4. Vault
5. File

Other persons to receive copies: (include map):

1. James B. Newton, CWRE

Craig Kohanek

From: Craig Kohanek
Sent: Wednesday, April 24, 2013 8:51 AM
To: 'Katie Turner'
Subject: RE: Proposed Certificate for Lacombe Irrigation District
Attachments: 40873-or-prop.pdf

Katie,

The maps look spot-on. I think we are ready for Mylar/polyester versions. I've attached the proposed certificate so you may check one final time to see that it's accurate and complete. Let me know if it's ok to proceed with the processing of the document by reply to that affect to this email. Thanks for your patience, as it's been hectic here lately.

Disregard the footers as I'll fix those when I issue the certificate.

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 19, 2013 10:46 AM
To: 'Craig Kohanek'
Subject: FW: Proposed Certificate for Lacombe Irrigation District

Hi Craig,

Just a quick follow up to see if you had a chance to look at the corrections made to the drawings. If they are okay let me know and we will finalize and send in the mylar copies of all drawings.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is glot 5, Sheet 22; Section 19 NE SE 2.2 ac is glot 4, Sheet20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

Craig Kohanek

From: Katie Turner <kturner@newtonconsultants.com>
Sent: Tuesday, April 23, 2013 3:06 PM
To: 'Craig Kohanek'
Subject: FW: Proposed Certificate for Lacombe Irrigation District

Hi Craig,

Just a quick follow up to see if you had a chance to look at the corrections made to the drawings. If they are okay let me know and we will finalize and send in the mylar copies of all drawings.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is lot 5, Sheet 22; Section 19 NE SE 2.2 ac is lot 4, Sheet 20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]

Sent: Friday, April 12, 2013 12:58 PM

To: ron.c.kohanek@state.or.us

Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T

Geologic / Engineering Technician

Newton Consultants

P.O. Box 1728

1937 N Business 97

Redmond, Oregon 97756

541-504-9960 ext. 227 office

541-504-9961 fax

Craig Kohanek

From: Craig Kohanek
Sent: Tuesday, April 23, 2013 4:05 PM
To: 'Katie Turner'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Sorry for not getting back to you sooner. I was gone last Thursday and Friday was a furlough.

You're first up for tomorrow morning. I will review all the materials and see if it's a go.

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Tuesday, April 23, 2013 3:06 PM
To: 'Craig Kohanek'
Subject: FW: Proposed Certificate for Lacombe Irrigation District

Hi Craig,

Just a quick follow up to see if you had a chance to look at the corrections made to the drawings. If they are okay let me know and we will finalize and send in the mylar copies of all drawings.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is plot 5, Sheet 22; Section 19 NE SE 2.2 ac is plot 4, Sheet 20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

Craig Kohanek

From: Katie Turner <kturner@newtonconsultants.com>
Sent: Friday, April 19, 2013 10:46 AM
To: 'Craig Kohanek'
Subject: FW: Proposed Certificate for Lacombe Irrigation District
Attachments: W1076103_F1_C41359 S 22 29 G (1).pdf; W1076103_F1_C41359 S 13 19 (1).pdf; W1076103_F1_C41359 S 20 19 G (1).pdf

Hi Craig,

Just a quick follow up to see if you had a chance to look at the corrections made to the drawings. If they are okay let me know and we will finalize and send in the mylar copies of all drawings.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is glot 5, Sheet 22; Section 19 NE SE 2.2 ac is glot 4, Sheet20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]

Sent: Friday, April 12, 2013 12:58 PM

To: ron.c.kohaneck@state.or.us

Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T

Geologic / Engineering Technician

Newton Consultants

P.O. Box 1728

1937 N Business 97

Redmond, Oregon 97756

541-504-9960 ext. 227 office

541-504-9961 fax

Craig Kohanek

From: Katie Turner <kturner@newtonconsultants.com>
Sent: Monday, April 15, 2013 3:51 PM
To: 'Craig Kohanek'
Subject: RE: Proposed Certificate for Lacombe Irrigation District
Attachments: W1076103_F1_C41359 S 22 29 G (1).pdf; W1076103_F1_C41359 S 13 19 (1).pdf; W1076103_F1_C41359 S 20 19 G (1).pdf

Craig,

Thanks for all of your help. I made the changes you noted (Section 29 NW SW is glot 5, Sheet 22; Section 19 NE SE 2.2 ac is glot 4, Sheet20).

As for Section 19, the NW SE has TL 2201 1.9 ac and TL 2200 2.2 ac; it is confusing because the NE SE is similar with TL 2201 2.2 ac and TL 2200 1.9 ac. I did notice that the table to the right had the NE SE values switched.

I have attached the corrected sheets for your review. Let me know if there are any more corrections.

Sincerely,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

From: Craig Kohanek [mailto:ron.c.kohanek@state.or.us]
Sent: Monday, April 15, 2013 11:42 AM
To: Katie Turner
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (i.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [mailto:kturner@newtonconsultants.com]
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 *office*
541-504-9961 *fax*

Craig Kohanek

From: Craig Kohanek
Sent: Monday, April 15, 2013 11:42 AM
To: 'Katie Turner'
Subject: RE: Proposed Certificate for Lacombe Irrigation District

Katie,

Check this link to see that the 8.4 acres at Township 11-S, Range 1-E, Section 29 is in Glot 5 and at Township 11-S, Range 1-E, Section 19 NE 1/4 of the SE 1/4 is in Glot 4 not 5.

http://www.blm.gov/or/landrecords/survey/yPlatView1_2.php?path=POR&name=t110s010e_002.jpg

Map 13 of 16 that you sent does not agree with the text you provided. (I.e. map shows lot 2201 as 1.9 Ac not 2.2 Ac)

Craig

From: Katie Turner [<mailto:kturner@newtonconsultants.com>]
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LACOMB IRRIGATION DISTRICT
PO BOX 2485
LACOMB OR 97355

confirms the right to use the waters of CRABTREE CREEK, a tributary of SOUTH SANTIAM for IRRIGATION of 650.7 ACRES.

This right was perfected under Permit S-41359. The date of priority is MAY 10, 1965. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 6.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	25	SW SE	1300 FEET SOUTH & 2600 FEET EAST FROM W1/4 CORNER, SECTION 25

If for irrigation, this appropriation is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	19	SW NW		45	1.3
11 S	1 E	WM	19	SE NW		45	0.4
11 S	1 E	WM	19	NW SW		40	7.6
11 S	1 E	WM	19	SW SW	8		3.8
11 S	1 E	WM	19	SE SW		40	8.2
11 S	1 E	WM	19	NE SE	5 +		2.2 1.9
11 S	1 E	WM	19	NE SE		39	1.9 2.2
11 S	1 E	WM	19	NW SE		39	3.9
11 S	1 E	WM	19	NE SE	5		9.4

NW SE

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

Application *****

Page 1 of 1 Recorded in State Record of Water Right Certificates numbered

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	20	SW SW		39	7.0
11 S	1 E	WM	21	SE SW			0.4
11 S	1 E	WM	21	SW SE			7.1
11 S	1 E	WM	21	SE SE			2.1
11 S	1 E	WM	29	NW NW		41	18.6
11 S	1 E	WM	29	NE NW		41	4.3
11 S	1 E	WM	29	SW NW		41	21.0
11 S	1 E	WM	29	SE NW		41	14.3
11 S	1 E	WM	29	NW SW	2 (5)		8.4
11 S	1 E	WM	30	NE NW		40	2.6
11 S	1 E	WM	30	NW NW		40	1.6
11 S	1 E	WM	30	SW NW		40	1.3
11 S	1 E	WM	30	NE SW			5.0
11 S	1 E	WM	30	SW SW			0.3
11 S	1 E	WM	30	SE SW			29.6
11 S	1 E	WM	30	NE SE			22.6
11 S	1 E	WM	30	NW SE			3.5
11 S	1 E	WM	30	SW SE			8.7
11 S	1 E	WM	31	NE NW			0.3
11 S	1 E	WM	31	NW NW			0.8
11 S	1 E	WM	31	SW NW	1		7.3
11 S	1 E	WM	31	SE NW	2		0.6
11 S	1 W	WM	9	SW NE			23.1
11 S	1 W	WM	9	NE SE			25.6
11 S	1 W	WM	9	NW SE			6.7
11 S	1 W	WM	10	NE SW			3.7
11 S	1 W	WM	10	NW SW			9.9
11 S	1 W	WM	10	NE SE			5.1
11 S	1 W	WM	10	SE SE			14.2
11 S	1 W	WM	11	SW SW			8.9
11 S	1 W	WM	11	SE SW			2.7
11 S	1 W	WM	13	SW NW			23.0
11 S	1 W	WM	13	SE NW SE SW			11.4
11 S	1 W	WM	13	SW SW			8.8
11 S	1 W	WM	14	NE NE			24.5
11 S	1 W	WM	14	NW NE			24.0
11 S	1 W	WM	14	SE NE			6.9
11 S	1 W	WM	14	NW NW			15.0
11 S	1 W	WM	14	SW SW			5.0
11 S	1 W	WM	14	SE SW			2.9
11 S	1 W	WM	14	NE SE			4.0
11 S	1 W	WM	14	SW SE			0.5
11 S	1 W	WM	15	NE NE			21.6
11 S	1 W	WM	15	NW NE			13.5
11 S	1 W	WM	15	SW NE			14.0
11 S	1 W	WM	15	SE NE			24.3
11 S	1 W	WM	15	NE SE			2.0
11 S	1 W	WM	15	NW SE			1.1
11 S	1 W	WM	23	NW NE			2.1

is this on Lot 5? I didn't think
so

Craig Kohanek

From: Katie Turner <kturner@newtonconsultants.com>
Sent: Friday, April 12, 2013 12:58 PM
To: ron.c.kohanek@state.or.us
Subject: Proposed Certificate for Lacombe Irrigation District
Attachments: proposed cert changes.pdf; W1076103_F1_C41359 S 16 POD (1).pdf; W1076103_F1_C41359 S 13 19 (1).pdf

Craig,

Jim asked me to review the proposed certificate for Lacombe Irrigation District, application S—40873. I have attached copies of the first two pages with some minor corrections. On page two, government lot 5 is circled because I do not believe that is correct, could you double check that?

I have also attached two revised map pages, 13 and 16. Page 13 had two acreages switched, lot 2201 is 2.2 ac and lot 2200 is 1.9 ac.

Please review these edits and let me know if there are any additional questions.

Thanks,

Katie Turner, G.I.T
Geologic / Engineering Technician
Newton Consultants
P.O. Box 1728
1937 N Business 97
Redmond, Oregon 97756
541-504-9960 ext. 227 office
541-504-9961 fax

Craig Kohanek

From: James Newton <jnewton@newtonconsultants.com>
Sent: Friday, April 05, 2013 3:32 PM
To: 'Craig Kohanek'
Cc: '_Newton, Katie'
Subject: RE: Proposed certificate for R12011-11 Lacombe Irrigation District, application S-40873

Thanks Craig! I am looking forward to 5 p.m.
We will review the proposed certificate and respond to you next week with any potential comments.
Best,
~Jim

James B. Newton, R.G., EIT, C.W.R.E.
Project Geologist/Engineer
Newton Consultants, Inc.
P.O. Box 1728
1937 N. Business 97
Redmond, Oregon 97756
(541) 504-9960 ext.235
(541) 504-9961 fax
www.newtonconsultants.com

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Friday, April 05, 2013 2:15 PM
To: jnewton@newtonconsultants.com
Subject: Proposed certificate for R12011-11 Lacombe Irrigation District, application S-40873

James,

Please review the attached document for accuracy and completeness. If you have edits or comments please provide them to me and I will either incorporate them into the next iteration or let you know why I am not. If you agree with the proposed certificate please let me know that by replying to this email to that affect and I will continue with the processing of the document toward certification.

Please disregard how the footers appear, as I will fix those prior to issuing the certificate.

With the exception of sheet 16 of 24, which show the POD being in the SE SE when it is actually in the SW SE, all the maps appear accurate. I'll look forward to receiving the Mylar versions of the maps.

Have a good weekend.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

From: Craig Kohanek
Sent: Friday, April 05, 2013 2:15 PM
To: jnewton@newtonconsultants.com
Subject: Proposed certificate for R12011-11 Lacombe Irrigation District, application S-40873
Attachments: 40873-or-prop.pdf

James,

Please review the attached document for accuracy and completeness. If you have edits or comments please provide them to me and I will either incorporate them into the next iteration or let you know why I am not. If you agree with the proposed certificate please let me know that by replying to this email to that affect and I will continue with the processing of the document toward certification.

Please disregard how the footers appear, as I will fix those prior to issuing the certificate.

With the exception of sheet 16 of 24, which show the POD being in the SE SE when it is actually in the SW SE, all the maps appear accurate. I'll look forward to receiving the Mylar versions of the maps.

Have a good weekend.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdr.state.or.us

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LACOMB IRRIGATION DISTRICT

PO BOX 44 2485

LACOMB OR 97354
97355

confirms the right to use the waters of CRABTREE CREEK, a tributary of SOUTH SANTIAM for IRRIGATION of 650.7 ACRES.

This right was perfected under Permit S-41359. The date of priority is MAY 10, 1965. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 6.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	25	SW SE	1300 FEET SOUTH & 2600 FEET EAST FROM W1/4 CORNER, SECTION 25

Map #16

Map wrong

If for irrigation, this appropriation is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.8 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	19	SW NW		15	1.3
11 S	1 E	WM	19	SE NW		45	0.4
11 S	1 E	WM	19	NW SW		40	7.6
11 S	1 E	WM	19	SW SW	8	10	3.8
11 S	1 E	WM	19	SE SW		40	8.2
11 S	1 E	WM	19	NE SE		40	4.1
11 S	1 E	WM	19	NW SE		40	13.3
11 S	1 E	WM	20	SW SW		39	7.0
11 S	1 E	WM	21	SE SW			0.4

#13

#14

split 1.9 lot 4

2.2 DLC

split

9.4 lot 5 39

3.9 DLC 39

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
#15	11 S	1 E	WM	21	SW SE		7.1
	11 S	1 E	WM	21	SE SE		2.1
	11 S	1 E	WM	29	NW NW	41	18.6
	11 S	1 E	WM	29	NE NW	41	4.3
#17	11 S	1 E	WM	29	SW NW	41	21.0
	11 S	1 E	WM	29	SE NW	41	14.3
	11 S	1 E	WM	29	NW SW	5	8.4
	11 S	1 E	WM	30	NE NW	40	2.6
	11 S	1 E	WM	30	NW NW	40	1.6
	11 S	1 E	WM	30	SW NW	40	1.3
#18	11 S	1 E	WM	30	NE SW		5.0
	11 S	1 E	WM	30	SW SW	24	0.3
	11 S	1 E	WM	30	SE SW		29.6
	11 S	1 E	WM	30	NE SE		22.6
	11 S	1 E	WM	30	NW SE		3.5
	11 S	1 E	WM	30	SW SE		8.7
	11 S	1 E	WM	31	NE NW		0.3
#19	11 S	1 E	WM	31	NW NW		0.8
	11 S	1 E	WM	31	SW NW	1	7.3
	11 S	1 E	WM	31	SE NW	2	0.6
Map 2	11 S	1 W	WM	9	SW NE		23.1
	11 S	1 W	WM	9	NE SE		25.6
	11 S	1 W	WM	9	NW SE		6.7
	11 S	1 W	WM	10	NE SW		3.7
#3	11 S	1 W	WM	10	NW SW		9.9
	11 S	1 W	WM	10	NE SE		5.1
	11 S	1 W	WM	10	SE SE		14.2
#4	11 S	1 W	WM	11	SW SW		8.9
	11 S	1 W	WM	11	SE SW		2.7
#5	11 S	1 W	WM	13	SW NW		23.0
	11 S	1 W	WM	13	SE NW SW		11.4
	11 S	1 W	WM	13	SW SW		8.8
	11 S	1 W	WM	14	NE NE		24.5
	11 S	1 W	WM	14	NW NE		24.0
	11 S	1 W	WM	14	SE NE		6.9
#6	11 S	1 W	WM	14	NW NW		15.0
	11 S	1 W	WM	14	SW SW		5.0
	11 S	1 W	WM	14	SE SW		2.9
	11 S	1 W	WM	14	NE SE		4.0
	11 S	1 W	WM	14	SW SE		0.5
	11 S	1 W	WM	15	NE NE		21.6
#7	11 S	1 W	WM	15	NW NE		13.5
	11 S	1 W	WM	15	SW NE		14.0
	11 S	1 W	WM	15	SE NE		24.3
	11 S	1 W	WM	15	NE SE		2.0
	11 S	1 W	WM	15	NW SE		1.1
#8	11 S	1 W	WM	23	NW NE		2.1
	11 S	1 W	WM	23	SE SE		8.5

Map does not supply # of acres in slices of DLC

See Map #19
See also Map #31

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 W	WM	24	NE NW			1.5
11 S	1 W	WM	24	SE NW			3.6
11 S	1 W	WM	24	SW SW			38.8
11 S	1 W	WM	24	SE SW			0.8
11 S	1 W	WM	24	NE SE			3.9
11 S	1 W	WM	24	NW SE			4.0
11 S	1 W	WM	24	SW SE			4.0
11 S	1 W	WM	24	SE SE			1.9
11 S	1 W	WM	25	NE NE			13.0
11 S	1 W	WM	25	NW NE			2.3
11 S	1 W	WM	25	SW NE			12.6
11 S	1 W	WM	25	SE SW			4.5
11 S	1 W	WM	35	NE NE			2.0
11 S	1 W	WM	35	NW NE			16.7
11 S	1 W	WM	35	NE NW			3.5
11 S	1 W	WM	36	SW NE			0.9
11 S	1 W	WM	36	NE NW			8.8
11 S	1 W	WM	36	NW NW			4.0
11 S	1 W	WM	36	SE NW			4.8

Issued _____

Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department

Mailing List for Certificate

Scheduled Mailing Date:

Application: S-40873

Permit: S-41359

Certificate: *****

Permit/Certificate Holder:

LACOMB IRRIGATION DISTRICT
PO BOX 44
LACOMB OR 97354

Copies Mailed

by: _____
(STAFF)

on: _____
(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 2, Michael J. Mattick (include copy of map)
2. Data Center
3. Water Availability
4. Vault
5. File

Other persons to receive copies: (include map):

1. James B. Newton, CWRE

Craig Kohanek

From: Craig Kohanek
Sent: Tuesday, December 18, 2012 7:55 AM
To: 'Julie McKinnon'
Subject: RE: RA Agreement for Lacomblid Irrigation District R12011-11 involving application S-40873

Julie,

I updated my data base to reflect Seth as the Manager Chairman. He signed the contract and it was his name on the line below his signature and title, so I think everything's a go.

Craig

From: Julie McKinnon [<mailto:lacomblid@yahoo.com>]
Sent: Monday, December 17, 2012 5:23 PM
To: Craig Kohanek
Subject: Re: RA Agreement for Lacomblid Irrigation District R12011-11 involving application S-40873

Hello Craig, I see the application still has Dean Castle on the front/top of the form as the Manager of Lacomblid Irrigation District. Please change that information to Seth Spencer, he is the new Manager/Chairman. Dean Castle has resigned as of October 2012. I hope this is not an inconvenience to you. Everything else is accurate. Thank you, Julie

*Julie McKinnon
Secretary/Treasurer
Lacomblid Irrigation Dist.
P.O. Box 2485
Lebanon, OR 97355
Office 541-451-1588
Fax 541-451-2779
Cell Phone 541-409-0245*

From: Craig Kohanek <ron.c.kohanek@state.or.us>
To: "lacomblid@yahoo.com" <lacomblid@yahoo.com>
Cc: "jnewton@newtonconsultants.com" <jnewton@newtonconsultants.com>
Sent: Friday, December 14, 2012 9:49 AM
Subject: RA Agreement for Lacomblid Irrigation District R12011-11 involving application S-40873

Dean & James,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions under which a Work Order was issued for the expedited services that you requested.

If you have any questions concerning the agreements or the program, please contact me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

From: Julie McKinnon <lacomblid@yahoo.com>
Sent: Monday, December 17, 2012 5:23 PM
To: Craig Kohanek
Subject: Re: RA Agreement for Lacomblid Irrigation District R12011-11 involving application S-40873

Hello Craig, I see the application still has Dean Castle on the front/top of the form as the Manager of Lacomblid Irrigation District. Please change that information to Seth Spencer, he is the new Manager/Chairman. Dean Castle has resigned as of October 2012. I hope this is not an inconvenience to you. Everything else is accurate. Thank you, Julie

*Julie McKinnon
Secretary/Treasurer
Lacomblid Irrigation Dist.
P.O. Box 2485
Lebanon, OR 97355
Office 541-451-1588
Fax 541-451-2779
Cell Phone 541-409-0245*

From: Craig Kohanek <ron.c.kohanek@state.or.us>
To: "lacomblid@yahoo.com" <lacomblid@yahoo.com>
Cc: "jnewton@newtonconsultants.com" <jnewton@newtonconsultants.com>
Sent: Friday, December 14, 2012 9:49 AM
Subject: RA Agreement for Lacomblid Irrigation District R12011-11 involving application S-40873

Dean & James,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions under which a Work Order was issued for the expedited services that you requested.

If you have any questions concerning the agreements or the program, please contact me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

From: Craig Kohanek
Sent: Friday, December 14, 2012 9:49 AM
To: lacomblid@yahoo.com
Cc: jnewton@newtonconsultants.com
Subject: RA Agreement for Lacombl Irrigation District R12011-11 involving application S-40873
Attachments: RA Certificate Contract Executed.pdf; RA Contract Receipt.pdf

Dean & James,

Attached are copies of the fully executed Applicant's Agreement signed by the required parties and a receipt for the monies paid for these expedited services. The agreement details the terms and conditions under which a Work Order was issued for the expedited services that you requested.

If you have any questions concerning the agreements or the program, please contact me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us



OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT



Contract Number: **R12011-11**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and **Lacomb Irrigation District** hereafter Applicants, hereafter known together as the parties.

OWRD Information

Project Contact: R. Craig Kohanek
Reimbursement Authority
Oregon Water Resources Department
725 Summer Street, NE
Salem, OR 97301-1271
Phone: 503-986-0823
Email: Ron.c.kohanek@state.or.us

Applicant's Information

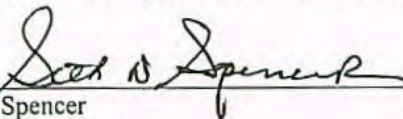
Name: **Dean Castle**
Title: **Manager**
Company: **Lacomb Irrigation District**
Address: P.O. Box 2485
Lebanon, OR 97355
Phone: 541-451-1588
Email: lacomblid@yahoo.com

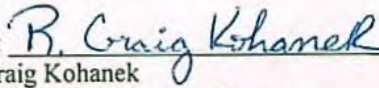
Applicant's Representative

Name: **James B. Newton**
Title: **Representative**
Company: **Newton Consultants Inc.**
Address: P.O. Box 1728
Redmond, OR 97756
Phone: 541-504-9960 x 235
Email:
jnewton@newtonconsultants.com

1. **Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: **S-40873**)
2. **Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
3. **Restrictions.** **Lacomb Irrigation District** and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
4. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
5. **Consideration.** **Lacomb Irrigation District** shall pay OWRD in advance for actual costs incurred by OWRD. **Lacomb Irrigation District** agrees to pay the full amount of **\$890** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
6. **Confidentiality.** **Lacomb Irrigation District** agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
7. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

8. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: 
Name: Seth Spencer
Title: Manager
Company: Lacomb Irrigation District
Date: 12/11/12

For OWRD: 
Name: R. Craig Kohanek
Water Rights and Adjudication Division
Date: 12-14-12

Mail signed Agreement to:

Craig Kohanek
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **107562**

INVOICE # _____

RECEIVED FROM: Lacomb Irrigation District

APPLICATION S-40873

BY: _____

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)

☐

☒ 2859

☐

TOTAL REC'D \$ 890.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

47126

R-12011-11

\$ _____

0409 OTHER:

(IDENTIFY)

Reimbursement Authority

\$ 890.00

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$ _____

0410 RESEARCH FEES

\$ _____

0408 MISC REVENUE: (IDENTIFY)

\$ _____

TC162 DEPOSIT LIAB. (IDENTIFY)

\$ _____

0240 EXTENSION OF TIME

\$ _____

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$ _____

0202

\$ _____

0203 GROUND WATER

\$ _____

0204

\$ _____

0205 TRANSFER

\$ _____

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$ _____

0219

\$ _____

LANDOWNER'S PERMIT

0220

\$ _____

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$ _____

CARD # _____

0210 MONITORING WELLS

\$ _____

CARD # _____

OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD)

\$ _____

0231 HYDRO LICENSE FEE (FWWRD)

\$ _____

HYDRO APPLICATION

\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **107562**

DATED: 12-13-12 BY: ABill

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **107562**

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

INVOICE # _____

RECEIVED FROM: Lomb Irrigation District

APPLICATION S-40873

BY: _____

PERMIT

TRANSFER

CASH: ☐ CHECK: # 2859 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 890.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

47126

R-12011-11

\$

0402 OTHER:

(IDENTIFY)

Reimbursement Authority

\$ 890.00

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

0201 SURFACE WATER

EXAM FEE

\$

0202

RECORD FEE

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

WELL CONSTRUCTION

EXAM FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

LICENSE FEE

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$

RECEIPT: **107562**

DATE: 12-13-12 BY: ABell

LACOMB IRRIGATION DISTRICT

2859

OR Water Resource Dept.

Date	Type	Reference
12/12/2012	Bill	

Original Amt.
890.00

Balance Due
890.00

12/12/2012

Discount

Payment
890.00
890.00

Check Amount

RECEIVED BY OWRD

DEC 13 2012

SALEM, OR

Villamette Checking

890.00

Craig Kohanek

From: Julie McKinnon <lacomblid@yahoo.com>
Sent: Tuesday, December 04, 2012 5:36 PM
To: Craig Kohanek
Subject: Re: RA Certificate Estimate for Lacombl Irrigation District R12011-11 involving application S-40873

Thank you Craig. we will put this before the Board on the 11th of December and will then send it off to you.

Sincerely,

*Julie McKinnon
Secretary/Treasurer
Lacomb Irrigation Dist.
P.O. Box 2485
Lebanon, OR 97355
Office 541-451-1588
Fax 541-451-2779
Cell Phone 541-409-0245*

From: Craig Kohanek <ron.c.kohanek@state.or.us>
To: Julie McKinnon <lacomblid@yahoo.com>
Sent: Monday, December 3, 2012 9:32 AM
Subject: RE: RA Certificate Estimate for Lacomb Irrigation District R12011-11 involving application S-40873

Julie,

Here's a new contract identifying Seth Spencer as the signatory.

Craig

From: Julie McKinnon [<mailto:lacomblid@yahoo.com>]
Sent: Friday, November 30, 2012 9:24 PM
To: Craig Kohanek
Subject: Re: RA Certificate Estimate for Lacomb Irrigation District R12011-11 involving application S-40873

Thank you we will review the estimate at our next Board Meeting of December 11, 2012. Our new Chairman is Seth Spencer, if you want to change Dean Castles name and resend, or we can just cross it out, let me know. Thank you again, Juli

*Julie McKinnon
Secretary/Treasurer
Lacomb Irrigation Dist.
P.O. Box 2485
Lebanon, OR 97355
Office 541-451-1588
Fax 541-451-2779
Cell Phone 541-409-0245*

From: Craig Kohanek <ron.c.kohanek@state.or.us>
To: "lacomblid@yahoo.com" <lacomblid@yahoo.com>
Cc: "jnewton@newtonconsultants.com" <jnewton@newtonconsultants.com>
Sent: Wednesday, November 28, 2012 11:33 AM
Subject: RA Certificate Estimate for Lacombl Irrigation District R12011-11 involving application S-40873

Dean & James,

Please find the attached estimate and agreement to process your permit into a certificate. If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to process it.

If you have any questions, please call me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrdd.state.or.us

Craig Kohanek

From: Craig Kohanek
Sent: Wednesday, November 28, 2012 11:33 AM
To: 'lacomblid@yahoo.com'
Cc: jnewton@newtonconsultants.com
Subject: RA Certificate Estimate for Lacomblid Irrigation District R12011-11 involving application S-40873
Attachments: RA Certificate Contract.doc

Dean & James,

Please find the attached estimate and agreement to process your permit into a certificate. If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to process it.

If you have any questions, please call me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrd.state.or.us



**OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT**
Contract Number: **R12011-11**



This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Lacombe Irrigation District hereafter Applicants, hereafter known together as the parties.

OWRD Information

Project Contact: R. Craig Kohanek
Reimbursement Authority
Oregon Water Resources Department
725 Summer Street, NE
Salem, OR 97301-1271
Phone: 503-986-0823
Email: Ron.c.kohanek@state.or.us

Applicant's Information

Name: Seth Spencer
Title: Chairman
Company: Lacombe Irrigation District
Address: P.O. Box 2485
Lebanon, OR 97355
Phone: 541-451-1588
Email: lacomblid@yahoo.com

Applicant's Representative

Name: James B. Newton
Title: Representative
Company: Newton Consultants Inc.
Address: P.O. Box 1728
Redmond, OR 97756
Phone: 541-504-9960 x 235
Email: jnewton@newtonconsultants.com

1. **Purpose.** The purpose of this Agreement is to expedite the processing of the Claim of Beneficial Use. (Application Number: S-40873)
2. **Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
3. **Restrictions.** Lacombe Irrigation District and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
4. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
5. **Consideration.** Lacombe Irrigation District shall pay OWRD in advance for actual costs incurred by OWRD. Lacombe Irrigation District agrees to pay the full amount of ~~\$890~~ to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
6. **Confidentiality.** Lacombe Irrigation District agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
7. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

8. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: _____
Name: Seth Spencer
Title: Chairman
Company: Lacombe Irrigation District
Date: _____

For OWRD: _____
Name: R. Craig Kohanek
Water Rights and Adjudication Division
Date: _____

Mail signed Agreement to:

Craig Kohanek
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Craig Kohanek

From: Julie McKinnon <lacomblid@yahoo.com>
Sent: Friday, November 30, 2012 9:24 PM
To: Craig Kohanek
Subject: Re: RA Certificate Estimate for Lacomblid Irrigation District R12011-11 involving application S-40873

Thank you we will review the estimate at our next Board Meeting of December 11, 2012. Our new Chairman is Seth Spencer, if you want to change Dean Castles name and resend, or we can just cross it out, let me know. Thank you again, Juli

*Julie McKinnon
Secretary/Treasurer
Lacomblid Irrigation Dist.
P.O. Box 2485
Lebanon, OR 97355
Office 541-451-1588
Fax 541-451-2779
Cell Phone 541-409-0245*

From: Craig Kohanek <ron.c.kohanek@state.or.us>
To: "lacomblid@yahoo.com" <lacomblid@yahoo.com>
Cc: "jnewton@newtonconsultants.com" <jnewton@newtonconsultants.com>
Sent: Wednesday, November 28, 2012 11:33 AM
Subject: RA Certificate Estimate for Lacomblid Irrigation District R12011-11 involving application S-40873

Dean & James,

Please find the attached estimate and agreement to process your permit into a certificate. If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to process it.

If you have any questions, please call me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrp.state.or.us

Craig Kohanek

From: James Newton <jnewton@newtonconsultants.com>
Sent: Wednesday, November 28, 2012 5:22 PM
To: 'Craig Kohanek'
Subject: RE: RA Certificate Estimate for Lacombe Irrigation District R12011-11 involving application S-40873

Thanks Craig.
Best,
~Jim

James B. Newton, R.G., EIT, C.W.R.E.
Project Geologist/Engineer
Newton Consultants, Inc.
P.O. Box 1728
1937 N. Business 97
Redmond, Oregon 97756
(541) 504-9960 ext.235
(541) 504-9961 fax
www.newtonconsultants.com

From: Craig Kohanek [<mailto:ron.c.kohanek@state.or.us>]
Sent: Wednesday, November 28, 2012 11:34 AM
To: lacomblid@yahoo.com
Cc: jnewton@newtonconsultants.com
Subject: RA Certificate Estimate for Lacombe Irrigation District R12011-11 involving application S-40873

Dean & James,

Please find the attached estimate and agreement to process your permit into a certificate. If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to process it.

If you have any questions, please call me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrd.state.or.us

Craig Kohanek

From: Craig Kohanek
Sent: Wednesday, November 28, 2012 11:33 AM
To: 'lacomblid@yahoo.com'
Cc: jnewton@newtonconsultants.com
Subject: RA Certificate Estimate for Lacomblid Irrigation District R12011-11 involving application S-40873
Attachments: RA Certificate Contract.doc

Dean & James,

Please find the attached estimate and agreement to process your permit into a certificate. If the proposed agreement is acceptable to you, please return a signed copy to our office along with the payment of the estimated cost to process it.

If you have any questions, please call me.

R. Craig Kohanek
Water Rights Specialist
Reimbursement Authority
Oregon Water Resources Department
Phone: 503-986-0823
Fax: 503-986-0901
Ron.C.Kohanek@wrd.state.or.us



OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT



Contract Number: **R12011-11**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and **Lacomb Irrigation District** hereafter Applicants, hereafter known together as the parties.

OWRD Information

Project Contact: R. Craig Kohanek
Reimbursement Authority
Oregon Water Resources Department
725 Summer Street, NE
Salem, OR 97301-1271
Phone: 503-986-0823
Email: Ron.c.kohanek@state.or.us

Applicant's Information

Name: Dean Castle
Title: Manager
Company: Lacomb Irrigation District
Address: P.O. Box 2485
Lebanon, OR 97355
Phone: 541-451-1588
Email: lacomblid@yahoo.com

Applicant's Representative

Name: James B. Newton
Title: Representative
Company: Newton Consultants Inc.
Address: P.O. Box 1728
Redmond, OR 97756
Phone: 541-504-9960 x 235
Email: jnewton@newtonconsultants.com

- Purpose.** The purpose of this Agreement is to expedite the processing of the **Claim of Beneficial Use**. (Application Number: **S-40873**)
- Authority.** ORS 536.055 authorizes the OWRD to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
- Restrictions.** **Lacomb Irrigation District** and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service has been received by OWRD.
- Consideration.** **Lacomb Irrigation District** shall pay OWRD in advance for actual costs incurred by OWRD. **Lacomb Irrigation District** agrees to pay the full amount of **\$890** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost. The costs stated in this Agreement do not include the statutory application processing and filing fees.
- Confidentiality.** **Lacomb Irrigation District** agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
- Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

8. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by the Reimbursement Authority personnel up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance after paying the Reimbursement Authority personnel for the work done.
9. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certifies that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
10. **Duration of Estimate.** The Estimate of Time to complete the work is no later than one hundred and twenty days (120) days once this Agreement has been fully executed and payment of the estimated cost deposited. However, this estimate is contingent on the Applicant's expeditious resolution of any deficiency and may be affected by the Department's work load. This Estimate of Time may become null and void after thirty (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate.
11. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
12. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
13. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
14. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

Applicant: _____
Name: Dean Castle
Title: Manager
Company: Lacomb Irrigation District
Date: _____

For OWRD: _____
Name: R. Craig Kohanek
Water Rights and Adjudication Division
Date: _____

Mail signed Agreement to:

Craig Kohanek
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271



OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request. A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
<input checked="" type="checkbox"/>	Certificate Request	Application Number S-40873 Permit Number S-41359 Transfer Number/Permit Amendment (if applicable) _____

	Applicant Information	Applicant's Representative/Contact
Name:	Lacomb Irrigation District	James B. Newton, R.G., EIT, C.W.R.E.
Address:	P.O. Box 2485	P.O. Box 1728
	Lebanon, OR 97355	Redmond, OR 97756
Phone:	541-451-1588	541-504-9960x235
Fax:		541-504-9961
E-Mail Address:	lacomblid@yahoo.com	jnewton@newtonconsultants.com

I certify that I (check one):

- ☐ have previously filed a Claim of Beneficial Use
☒ am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

I understand the following:

- That upon receipt of my non-refundable application fee in the amount of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost of the request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:
Oregon Water Resources Department
Certificate Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

I certify that I am the (check one):

- ☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Name: James B. Newton, R.G., EIT, C.W.R.E.

Signature: [Signature]

OWRD USE ONLY: Reimbursement Authority Number: R12011 - 11

RECEIVED BY OWRD
NOV 26 2012
SALEM, OR



OREGON WATER RESOURCES DEPARTMENT
CERTIFICATE REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION

ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

The purpose of this application is to obtain estimates of the cost and time required to process a Certificate Request. A separate estimate application is required for each application and/or transfer number. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
<input checked="" type="checkbox"/>	Certificate Request	Application Number S-40873 Permit Number S-41359 Transfer Number/Permit Amendment (if applicable) _____

	Applicant Information	Applicant's Representative/Contact
Name:	Lacomb Irrigation District	James B. Newton, R.G., EIT, C.W.R.E.
Address:	P.O. Box 2485	P.O. Box 1728
	Lebanon, OR 97355	Redmond, OR 97756
Phone:	541-451-1588	541-504-9960x235
Fax:		541-504-9961
E-Mail Address:	lacombid@yahoo.com	jnewton@newtonconsultants.com

I certify that I (check one):

- ☐ have previously filed a Claim of Beneficial Use
☒ am attaching the Claim of Beneficial Use with this request and have included the appropriate claim fee.

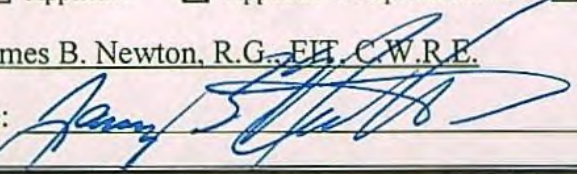
I understand the following:

- That upon receipt of my non-refundable application fee in the amount of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimates of cost and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate Claim of Beneficial Use may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:
Oregon Water Resources Department
Certificate Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

I certify that I am the (check one):

- ☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Name: James B. Newton, R.G., EIT, C.W.R.E.

Signature: 

OWRD USE ONLY: Reimbursement Authority Number: R12011 - 11

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **107419**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 966-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Lacomb Irrigation District

APPLICATION S-40813

BY: _____

PERMIT _____

TRANSFER _____

CASH: ☐ CHECK: # 2800 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES PCA 47126

R 12011-11

\$ _____

0408 OTHER: (IDENTIFY) _____

Reimbursement Authority

\$ 125.00

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$ _____

0410 RESEARCH FEES

\$ _____

0408 MISC REVENUE: (IDENTIFY) _____

\$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____

\$ _____

0240 EXTENSION OF TIME

\$ _____

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$ _____

0202

\$ _____

0203 GROUND WATER

\$ _____

0204

\$ _____

0205 TRANSFER

\$ _____

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$ _____

0219

\$ _____

LANDOWNER'S PERMIT

0220

\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$ _____

CARD # _____

0210 MONITORING WELLS

\$ _____

CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD)

\$ _____

0231 HYDRO LICENSE FEE (FWWRD)

\$ _____

HYDRO APPLICATION

\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$ _____

RECEIPT: **107419**

DATED: 11-26-12 BY: LBell

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

RECEIPT # **107419**

INVOICE # _____

RECEIVED FROM: Lacomb Irrigation District

APPLICATION S-40873

BY: _____

PERMIT _____

TRANSFER _____

CASH: ☐ CHECK: # 2800 ☐ OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES PCA 41126 R 12011-11 \$ _____
0408 OTHER: (IDENTIFY) Reimbursement Authority \$ 125.00

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES	\$ _____
0410	RESEARCH FEES	\$ _____
0408	MISC REVENUE: (IDENTIFY) _____	\$ _____
TC162	DEPOSIT LIAB. (IDENTIFY) _____	\$ _____
0240	EXTENSION OF TIME	\$ _____

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE \$ _____	0202	RECORD FEE \$ _____
0203	GROUND WATER	\$ _____	0204	\$ _____
0205	TRANSFER	\$ _____		

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE \$ _____	0219	LICENSE FEE \$ _____
	LANDOWNER'S PERMIT		0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$ _____	CARD # _____
0210	MONITORING WELLS	\$ _____	CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FW/WRD)	_____	\$ _____
0231	HYDRO LICENSE FEE (FW/WRD)	_____	\$ _____
	HYDRO APPLICATION		\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **107419**

DATED: 11-26-12 BY: L Ball

Craig Kohanek

From: Lorraine Ramsey
Sent: Monday, November 26, 2012 3:45 PM
To: Sandra Todd
Cc: Craig Kohanek; Dave Nelson; Salem Opeifa; Ladeena Bell
Subject: CERTIFICATE RA REQUEST

Hello,

Applicant: Lacombe Irrigation District

Related to Application S-40873

Receipt # 107419

Thanks,

Lorraine Ramsey
Office Specialist 1
Oregon Water Resources Department
725 Summer St. NE Ste A
Salem, OR 97301

Tel: 503-986-0800

Craig Kohanek

From: Sandra Todd
Sent: Monday, November 26, 2012 4:43 PM
To: Lorraine Ramsey
Cc: Craig Kohanek; Dave Nelson; Salem Opeifa; Ladeena Bell
Subject: RE: CERTIFICATE RA REQUEST

R12011 11 PCA 47126

Thank you.
Sandy

From: Lorraine Ramsey
Sent: Monday, November 26, 2012 3:45 PM
To: Sandra Todd
Cc: Craig Kohanek; Dave Nelson; Salem Opeifa; Ladeena Bell
Subject: CERTIFICATE RA REQUEST

Hello,

Applicant: Lacombe Irrigation District

Related to Application S-40873

Receipt # 107419

Thanks,

Lorraine Ramsey
Office Specialist 1
Oregon Water Resources Department
725 Summer St. NE Ste A
Salem, OR 97301

Tel: 503-986-0800

LACOMB IRRIGATION DISTRICT

OR Water Resource Dept.

Date	Type	Reference
10/8/2012	Bill	

Original Amt.
125.00

Balance Due
125.00

10/8/2012

Discount

Check Amount

2800

Payment
125.00
125.00

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

Willamette Checking Application Fee, processing

125.00

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LACOMB IRRIGATION DISTRICT
PO BOX 2485
LACOMB OR 97355

confirms the right to use the waters of CRABTREE CREEK, a tributary of SOUTH SANTIAM for IRRIGATION of 650.7 ACRES.

This right was perfected under Permit S-41359. The date of priority is MAY 10, 1965. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 6.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	1 E	WM	25	SW SE	1300 FEET SOUTH & 2600 FEET EAST FROM W1/4 CORNER, SECTION 25

If for irrigation, this appropriation is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	19	SW NW		45	1.3
11 S	1 E	WM	19	SE NW		45	0.4
11 S	1 E	WM	19	NW SW		40	7.6
11 S	1 E	WM	19	SW SW	8		3.8
11 S	1 E	WM	19	SE SW		40	8.2
11 S	1 E	WM	19	NE SE	4		2.2
11 S	1 E	WM	19	NE SE		39	1.9
11 S	1 E	WM	19	NW SE		39	3.9
11 S	1 E	WM	19	NW SE	5		9.4

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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	1 E	WM	20	SW SW		39	7.0
11 S	1 E	WM	21	SE SW			0.4
11 S	1 E	WM	21	SW SE			7.1
11 S	1 E	WM	21	SE SE			2.1
11 S	1 E	WM	29	NW NW		41	18.6
11 S	1 E	WM	29	NE NW		41	4.3
11 S	1 E	WM	29	SW NW		41	21.0
11 S	1 E	WM	29	SE NW		41	14.3
11 S	1 E	WM	29	NW SW	5		8.4
11 S	1 E	WM	30	NE NW		40	2.6
11 S	1 E	WM	30	NW NW		40	1.6
11 S	1 E	WM	30	SW NW		40	1.3
11 S	1 E	WM	30	NE SW			5.0
11 S	1 E	WM	30	SW SW			0.3
11 S	1 E	WM	30	SE SW			29.6
11 S	1 E	WM	30	NE SE			22.6
11 S	1 E	WM	30	NW SE			3.5
11 S	1 E	WM	30	SW SE			8.7
11 S	1 E	WM	31	NE NW			0.3
11 S	1 E	WM	31	NW NW			0.8
11 S	1 E	WM	31	SW NW	1		7.3
11 S	1 E	WM	31	SE NW	2		0.6
11 S	1 W	WM	9	SW NE			23.1
11 S	1 W	WM	9	NE SE			25.6
11 S	1 W	WM	9	NW SE			6.7
11 S	1 W	WM	10	NE SW			3.7
11 S	1 W	WM	10	NW SW			9.9
11 S	1 W	WM	10	NE SE			5.1
11 S	1 W	WM	10	SE SE			14.2
11 S	1 W	WM	11	SW SW			8.9
11 S	1 W	WM	11	SE SW			2.7
11 S	1 W	WM	13	SW NW			23.0
11 S	1 W	WM	13	SE SW			11.4
11 S	1 W	WM	13	SW SW			8.8
11 S	1 W	WM	14	NE NE			24.5
11 S	1 W	WM	14	NW NE			24.0
11 S	1 W	WM	14	SE NE			6.9
11 S	1 W	WM	14	NW NW			15.0
11 S	1 W	WM	14	SW SW			5.0
11 S	1 W	WM	14	SE SW			2.9
11 S	1 W	WM	14	NE SE			4.0
11 S	1 W	WM	14	SW SE			0.5
11 S	1 W	WM	15	NE NE			21.6
11 S	1 W	WM	15	NW NE			13.5
11 S	1 W	WM	15	SW NE			14.0
11 S	1 W	WM	15	SE NE			24.3
11 S	1 W	WM	15	NE SE			2.0
11 S	1 W	WM	15	NW SE			1.1

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11S	1W	WM	23	NW NE			2.1
11S	1W	WM	23	SE SE			8.5
11S	1W	WM	24	NE NW			1.5
11S	1W	WM	24	SE NW			3.6
11S	1W	WM	24	SW SW			38.8
11S	1W	WM	24	SE SW			0.8
11S	1W	WM	24	NE SE			3.9
11S	1W	WM	24	NW SE			4.0
11S	1W	WM	24	SW SE			4.0
11S	1W	WM	24	SE SE			1.9
11S	1W	WM	25	NE NE			2.3
11S	1W	WM	25	NW NE			13.0
11S	1W	WM	25	SW NE			12.6
11S	1W	WM	25	SE SW			4.5
11S	1W	WM	35	NE NE			2.0
11S	1W	WM	35	NW NE			16.7
11S	1W	WM	35	NE NW			3.5
11S	1W	WM	36	SW NE			0.9
11S	1W	WM	36	NE NW			8.8
11S	1W	WM	36	NW NW			4.0
11S	1W	WM	36	SE NW			4.8

Issued MAY 10 2013


 Dwight W. French
 Water Right Services Administrator, for
 Phillip C. Ward, Director
 Water Resources Department





Oregon

John A. Kitzhaber, MD, 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: May 10, 2013

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.

The certificate is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

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 Craig Kohanek at 503-986-0823.

Mailing List for Certificate

Scheduled Mailing Date:

Application: S-40873

Permit: S-41359

Certificate: 88217

Permit/Certificate Holder:

LACOMB IRRIGATION DISTRICT
PO BOX 2485
LACOMB OR 97355 ✓

Copies Mailed
by: <u>Connie Vance</u> (STAFF)
on: <u>5/10/2013</u> (DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 2, Michael J. Mattick (include copy of map) ✓
2. Data Center ✓
3. Water Availability ✓
4. Vault ✓
5. File ✓

Other persons to receive copies: (include map):

1. James B. Newton, CWRE

Completion Checklist for Claims of Beneficial Use

Application # S-40873
 Date Received 11-26-2012
 CWRE Name James R. Newton
 File Marked _____
 Oversized Map # _____
 Reviewer RCK

Transfer # _____

Claim Logged _____

"C" Date orig - 10-1-1978
 " " Now - 10-1-2012
 Priority date May 10, 1965 -

Permit 4 - 655.5 Acres - 650.7 Acres Being claimed.

Map Review:

- ☐ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b)) - LO: 11-See Waiver Request-Email
- ☐ Application & permit #; or transfer # (OAR 690-014-0100(1)) - Prov. de App# & Permit#
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☐ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310) - 1" = 2000'
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- ☒ Source illustrated if surface water (OAR 690-014-0170(3))
- ☒ Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- ☒ Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050) ? Not on maps -
- ☒ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- ☒ Description of the location, in relation to the point of diversion or appropriation, (of any fish screens) by-pass devices, and measuring devices required (OAR 690-014-0170(4)) - coordinates -
- ☒ 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; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

Report Review:

- ☒ On form or format provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- ☒ Source(s) of water (OAR 690-014-0100)
- ☒ Place of use location (OAR 690-014-0100)
- ☒ Type of use (OAR 690-014-0100)
- ☒ Extent of use (OAR 690-014-0100) - Irrigation season, 1/20th - 2 1/2 Act + per acre -
- ☒ Rate and Duty (OAR 690-014-0100) See Above
- ☒ Diversion rate for each use (OAR 690-014-0100)
- ☒ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100) - Capal
- ☒ System capacity (OAR 690-014-0100)
 - ☒ Calculated capacity of system (required)
 - ☒ Measured amount of use (optional)
- ☐ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
 - ☐ Time limits
 - ☐ Initial water level measurements
 - ☐ Annual static water level measurements
 - ☐ Measurement, recording, and reporting
 - ☐ Meter/measuring device
 - ☐ Water use reporting
 - ☒ Fish screening and/or by-pass
 - ☐ Pump test (ground water)
 - ☐ Other conditions
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee of transfer holder (OAR 690-014-0100)

DEF = deficient

N/A = Not Applicable

S:\groups\wr\certs\Resource Center\Forms_Checklists_Mailing Instructions\COBU Checklist 11-20-2012.rtf

Certificate Issuance Processing Checklist

☒ Map and COBU reviewed
☐ Conflict check Any Conflicts? _____
☐ Check for ownership

Check Area of Interest ☐ YES ☐ NO

Identified Party _____

Staff Recommendations:

☒ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.

☐ Proof to the Satisfaction has been not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____

☐ Proof to the Satisfaction has not been established for the following reasons: _____

Proposed Actions:
Send letter requesting the following items/information: _____
Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?

☒ Yes

If "Yes":

☒ Proposed
☐ Final

< Acres Developed than permitted.

Certificate # _____

Mailing list:

Proposed:

Final:

CLAIM OF BENEFICIAL USE for Permits claiming more than 0.1 cfs and All Transfers



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

No fee is required for submitting this form for a transfer.

A fee of \$150 must accompany this form to be accepted for permits
with a priority date of July 9, 1987, or later. (ORS 536.050(1))

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

RECEIVED BY OWRD

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.wrd.state.or.us/OWRD/WR/cwre_info.shtml#.

NOV 26 2012

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

SALEM, OR

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml.

SECTION 1 GENERAL INFORMATION

1. File Information

APPLICATION # (G, R, S or T) S-40873	PERMIT # (IF APPLICABLE) S-41359	PERMIT AMENDMENT # (IF APPLICABLE) N/A
--	--	--

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Lacomb Irrigation District, c/o Dean Castle		PHONE NO. 541-451-1588	ADDITIONAL CONTACT NO. 541-619-0626
ADDRESS P.O. Box 2485, 34070 East Lacomb Drive			
CITY Lebanon	STATE OR	ZIP 97355	E-MAIL lacomblid@yahoo.com

If the current property owner is not the permit or transfer holder of record, it is recommended that an assignment be filed with the Department. **The COBU must be signed by each permit or transfer holder of record.**

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD Lacomb Irrigation District		
ADDRESS P.O. Box 44		
CITY Lacomb	STATE OR	ZIP 97354

ADDITIONAL PERMIT OR TRANSFER HOLDER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection: **November 4, 2010**

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Dean Castle	11/04/10	Board Chairman
Scott Bruslind	11/04/10	Tech Specialist

6. County: **Linn County**

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

****Mark "NA" if there are no owners of property not included in this claim**

OWNER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

ADDITIONAL OWNER OF RECORD N/A		
ADDRESS		
CITY	STATE	ZIP

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

SECTION 2

SYSTEM DESCRIPTION

A. Points of Diversion/Appropriation

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
POD #1 (Crabtree Creek)	N/A	N/A

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
POD #1	Crabtree Creek	South Santiam River

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	RATE OR VOLUME FOR USE (CFS, GPM, OR AF)
POD #1	Irrigation	Fruit, grain, hay, and pasture	Irrigation season	6 cfs
Total Quantity of Water Used				6 cfs

4. Provide a general narrative description of the distribution works. This description must trace the water system from **each** point of diversion or appropriation to the place of use:

Water is diverted off of Crabtree Creek through a headgate with a newly installed fish screen into canals that flow to the west-northwest approximately 3 miles to the irrigation district's boundaries. A parshall flume is located at the beginning of the delivery system with a staff gage for measuring water flow rate. Additional canals then distribute the water to the individual places of use. Construction of a new fish screen was started in 2006 and completed in 2008 by the District at a cost in excess of \$700,000.00.

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

SECTION 2

SYSTEM DESCRIPTION (B through H)

Are there multiple PODs or POAs?

NO

If "YES" you will need to copy and complete Sections 2B through 2H for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

POD #1

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

B. Place of Use

RECEIVED BY OWRD

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

NOV 26 2012

TWP	RNG	MER	SEC	QQ	GLOT	DLC	SALEM, OR USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
11S	1W	WM	9	SW NE			irrigation	23.1	N/A
11S	1W	WM		NW SE			irrigation	6.7	N/A
11S	1W	WM		NE SE			irrigation	25.6	N/A
11S	1W	WM	10	NW SW			irrigation	9.9	N/A
11S	1W	WM		NE SW			irrigation	3.7	N/A
11S	1W	WM		NE SE			irrigation	5.1	N/A
11S	1W	WM		SE SE			irrigation	14.2	N/A
11S	1W	WM	11	SW SW			irrigation	8.9	N/A
11S	1W	WM		SE SW			irrigation	2.7	N/A
11S	1W	WM	13	SW NW			irrigation	23.0	N/A
11S	1W	WM		SW SW			irrigation	8.8	N/A
11S	1W	WM		SE SW			irrigation	11.4	N/A
11S	1W	WM	14	NW NW			irrigation	15.0	N/A
11S	1W	WM		NW NE			irrigation	24.0	N/A
11S	1W	WM		NE NE			irrigation	24.5	N/A
11S	1W	WM		SE NE			irrigation	6.9	N/A
11S	1W	WM		NE SE			irrigation	4.0	N/A
11S	1W	WM		SW SW			irrigation	5.0	N/A
11S	1W	WM		SE SW			irrigation	2.9	N/A
11S	1W	WM		SW SE			irrigation	0.5	N/A
11S	1W	WM	15	NW NE			irrigation	13.5	N/A
11S	1W	WM		NE NE			irrigation	21.6	N/A
11S	1W	WM		SW NE			irrigation	14.0	N/A
11S	1W	WM		SE NE			irrigation	24.3	N/A
11S	1W	WM		NW SE			irrigation	1.1	N/A
11S	1W	WM		NE SE			irrigation	2.0	N/A
11S	1W	WM	23	NW NE			irrigation	2.1	N/A
11S	1W	WM		SE SE			irrigation	8.5	N/A
11S	1W	WM	24	NE NW			irrigation	1.5	N/A
11S	1W	WM		SE NW			irrigation	3.6	N/A
11S	1W	WM		NW SE			irrigation	4.0	N/A
11S	1W	WM		NE SE			irrigation	3.9	N/A
11S	1W	WM		SW SW			irrigation	38.8	N/A
11S	1W	WM		SE SW			irrigation	0.8	N/A
11S	1W	WM		SW SE			irrigation	4.0	N/A
11S	1W	WM		SE SE			irrigation	1.9	N/A
11S	1W	WM	25	NW NE			irrigation	13.0	N/A
11S	1W	WM		NE NE			irrigation	2.3	N/A
11S	1W	WM		SW NE			irrigation	12.6	N/A
11S	1W	WM		SE SW			irrigation	4.5	N/A
11S	1W	WM	35	NE NW			irrigation	3.5	N/A

TWP	RNG	MER	SEC	QQ	GLot	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
11S	1W	WM	35	NW NE			irrigation	16.7	N/A
11S	1W	WM		NE NE			irrigation	2.0	N/A
11S	1W	WM	36	NW NW			irrigation	4.0	N/A
11S	1W	WM		NE NW			irrigation	8.8	N/A
11S	1W	WM		SE NW			irrigation	4.8	N/A
11S	1W	WM		SW NE			irrigation	0.9	N/A
11S	1E	WM	19	SW NW			irrigation	1.3	N/A
11S	1E	WM		SE NW			irrigation	0.4	N/A
11S	1E	WM		NW SW	UN		irrigation	7.6	N/A
11S	1E	WM		SW SW	8		irrigation	3.8	N/A
11S	1E	WM		SE SW		40	irrigation	8.2	N/A
11S	1E	WM		NW SE	5	39	irrigation	9.4 3.9 13.3	N/A
11S	1E	WM		NE SE	5	39	irrigation	2.2 1.9 4.1	N/A
11S	1E	WM	20	SW SW		39	irrigation	7.0	N/A
11S	1E	WM	21	SE SW			irrigation	0.4	N/A
11S	1E	WM		SW SE			irrigation	7.1	N/A
11S	1E	WM		SE SE			irrigation	2.1	N/A
11S	1E	WM	29	NW NW		41	irrigation	18.6	N/A
11S	1E	WM		NE NW		41	irrigation	4.3	N/A
11S	1E	WM		SW NW		41	irrigation	21.0	N/A
11S	1E	WM		SE NW		41	irrigation	14.3	N/A
11S	1E	WM		NW SW			irrigation	8.4	N/A
11S	1E	WM	30	NW NW		40	irrigation	1.6	N/A
11S	1E	WM		NE NW		40	irrigation	2.6	N/A
11S	1E	WM		SW NW		40	irrigation	1.3	N/A
11S	1E	WM		NE SW			irrigation	5.0	N/A
11S	1E	WM		SE SW			irrigation	29.6	N/A
11S	1E	WM		NW SE			irrigation	3.5	N/A
11S	1E	WM		SW SE			irrigation	8.7	N/A
11S	1E	WM		SW SW	UN		irrigation	0.3	N/A
11S	1E	WM		NE SE			irrigation	22.6	N/A
11S	1E	WM	31	NW NW	UN		irrigation	0.8	N/A
11S	1E	WM		NE NW			irrigation	0.3	N/A
11S	1E	WM		SW NW	1		irrigation	7.3	N/A
11S	1E	WM		SE NW	2		irrigation	0.6	N/A
UN = Un-Numbered Gov. Lots Total Acres Irrigated								650.7	N/A

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLot), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLot, and QQ.

RECEIVED BY OWRD

NOV 26 2012

C. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

NO

If "NO" items 2 through item 6 may be deleted. Items 2 through 6 were deleted.

7. Is the distribution system piped? Items 8 through 11 were deleted.

NO

If "NO" items 8 through item 11 may be deleted.

RECEIVED BY OWRD

12. Additional notes or comments related to the system:

NOV 26 2012

See question 4 above for description.

SALEM, OR

D. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)?

NO

If "NO", items 2 through 8 relating to this section may be deleted. Items 2 through 8 were deleted.

E. Storage

1. Does the distribution system include in-system storage (i.e. storage tank, bulge in system / reservoir)

NO

If "NO", item 2 and 3 relating to this section may be deleted. Items 2 and 3 were deleted.

F. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted. Items 2 through 4 were deleted.

G. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

Yes

If "NO", items 2 through 4 relating to this section may be deleted.

2. Complete the table:

CANAL OR DITCH TYPE (MATERIAL)	TOP WIDTH OF CANAL OR DITCH	BOTTOM WIDTH OF CANAL OR DITCH	DEPTH	"N" FACTOR	AMOUNT OF FALL	LENGTH OF CANAL / DITCH	SLOPE	COMPUTED RATE (IN CFS)
Native Soil Minor Weeds	30'	15'	10'	0.025	30'	18,480'	0.2%	1,704.3cfs
Native Soil Minor Weeds	10'	6'	4'	0.025	30'	1,725'	1.7%	416.7cfs

3. Provide calculations:

See attached OWRD ditch calculator sheets.

4. If an actual measurement was taken, provide the following:

DATE OF MEASUREMENT	WHO MADE THE MEASUREMENT	MEASUREMENT METHOD	MEASURED QUANTITY OF WATER (IN CFS)
N/A	N/A	N/A	N/A

Attach measurement notes.

H. Reservoir

1. Does the claim involve a reservoir modified through a transfer?

NO

Reminder: Complete this section if the reservoir right has been modified through the transfer process. If the claim is for a permitted reservoir use the Claim of Beneficial Use form for reservoirs.

If "NO", items 2 through 9 relating to this section may be deleted. Items 2 through 9 were deleted.

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

SECTION 3 CONDITIONS

RECEIVED BY OWRD

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

NOV 26 2012

SALEM, OR

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	May 10, 1965		
BEGIN CONSTRUCTION (A)	April 4, 1978	March 23, 1977	Application specifies that "some work has already been done" on construction of the diversion.
COMPLETE CONSTRUCTION (B)	October 1, 1978, (original permit date) Extension to October 1, 2012	1978	Construction of the diversion was completed prior to 1978.
COMPLETE APPLICATION OF WATER (C)	October 1, 1979 (original permit date) Extension to October 1, 2012	2010	Multiple extension applications were submitted and approved. The most recent extension provided a completion date of 10/01/12. Complete application was been made during the 2010 irrigation season.

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)?

YES

If "NO", you may delete item 3 in this section.

3. If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
N/A		

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement?

NO

If "NO", items 4b through 4d relating to this section may be deleted. Items 4b through 4d were deleted.

5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements?

NO

If "NO", items 5b through 5e relating to this section may be deleted. Items 5b through 5e were deleted.

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? NO

If "NO", items 6b through 6e relating to this section may be deleted. Items 6b through 6e were deleted.

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? NO

If "NO", items 7b through 7f relating to this section may be deleted. Items 7b through 7f were deleted

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.

8. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? NO

If "NO", item 8b relating to this section may be deleted. Items 8b was deleted

9. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? NO

If "NO", items 9b through 9e relating to this section may be deleted. Items 9b through 9e were deleted

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

10. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion? NO

If "NO", items 10b and 10c relating to this section may be deleted. Items 10b through 10c were deleted

11. Other conditions required by permit, permit amendment final order, extension final order, or transfer final order:

a. Were there special well construction standards? NO

b. Was submittal of a ground water monitoring plan required? NO

c. Was the water user required to restore the riparian area if it was disturbed? NO

d. Was a fishway required? NO

e. Was submittal of a letter from an engineer required prior to storage of water? NO

f. Was submittal of a water management and conservation plan required? NO

g. Other conditions? NO

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

The permit states that the appropriation "shall be further limited to a diversion of not to exceed 2 ½ acre feet per acre for each acre irrigated during the irrigation season of each year". The District complies with this condition.

RECEIVED BY OWRD

NOV 26 2012

SECTION 4 VARIATIONS

Include a description of variations from the permit, permit amendment final order, extension final order, or transfer final order. (i.e. *"The permit allowed three points of diversion. The water user only developed one of the points."* or *"The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres."*)

Although the permit did not require a fish screen, the irrigation district has a fish screen after the headgate that directs fish back into Crabtree Creek.

The actual place of use varies slightly from the place of use described in the permit due to the landowner needs. All of the places of use are within the District's boundaries.

SECTION 5 ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Figure 1- COBU Map - 22" x 34"	Place of Use for Lacombe Irrigation District with District Boundary
Map Packet – COBU Maps (Enlarged) with Diversion; Sheets 1-24	COBU Maps with Place of Use, Point of Diversion, Tax Lots, Government Lots, and DLCs (11"x17")
Attachment 1	Ditch Calculator for Upper Canal
Attachment 2	Ditch Calculator for Main Canal
Email	Email of waiver of map request to submit paper map to Gerald Clark, OWRD

SECTION 6 CLAIM SUMMARY

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD #1	6 cfs	Main canal 416.7 cfs; Upper canal 1704.3 cfs	N/A	Irrigation	655.5	650.7

SECTION 7 CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

RECEIVED BY OWRD

NOV 26 2012

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The diversion location was located by conducting a traverse survey using recognized points located on a USGS 7.5 minute topographic quadrangle map. System design drawings were also reviewed for consistency with conditions observed during the site visit.



Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- ☐ Map on polyester film (See attached email requesting waiver to allow paper maps due to size and cost.)
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

RECEIVED BY OWRD

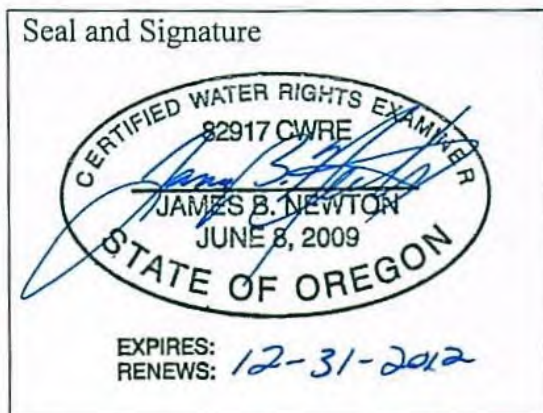
NOV 26 2012

SALEM, OR

SECTION 8 SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME James B. Newton		PHONE NO. 541-504-9960 ext. 235	ADDITIONAL CONTACT NO.
ADDRESS (Mailing Address) P.O. Box 1728, (Physical Address) 1937 N. Business 97			
CITY Redmond	STATE OR	ZIP 97756	E-MAIL jnewton@newtonconsultants.com

Permit or Transfer Holder's of Record Signature or Acknowledgement

This Claim of Beneficial Use must be signed by each permit or transfer holder of record.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	DATE
	Dean Castle, Lacombe Irrigation District Manager	10-8-2012

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

ATTACHMENT 1

Lacomb Irrigation District
Upper Canal

Ditch Capacity Calculator

using Manning's Formula

Data Entry (fill in underlined blanks)

Top Width = 30 feet
Bottom Width = 15 feet
Depth = 10 feet
Fall = 30 feet per 18480 feet of distance
Grade = 0.00162338, or 0.2%
n Factor = 0.025

Results calculated

Area of cross-section = 225 square feet
Wetted Perimeter = 40 feet
Hydraulic Radius = 5.625
Velocity = 7.575 feet per second

Calculated Ditch Capacity = 1704.3 cubic feet per second

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

ATTACHMENT 2

Lacomb Irrigation District
Main Canal

Ditch Capacity Calculator

using Manning's Formula

Data Entry (fill in underlined blanks)

Top Width = 10 feet
Bottom Width = 6 feet
Depth = 4 feet
Fall = 30 feet per 1725 feet of distance
Grade = 0.0173913, or 1.7%
n Factor = 0.025

Results calculated

Area of cross-section = 32 square feet
Wetted Perimeter = 14.94427 feet
Hydraulic Radius = 2.141289
Velocity = 13.023 feet per second

Calculated Ditch Capacity = 416.7 cubic feet per second

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

James Newton

From: Gerry Clark [gerald.e.clark@state.or.us]
Sent: Wednesday, November 21, 2012 1:55 PM
To: James Newton
Subject: RE: Lacombe Irrigation District; Permit S-41359 COBU

Jim,

Your request for a waiver is approved as requested.

Have a great Thanksgiving!

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

From: James Newton [mailto:jnewton@newtonconsultants.com]
Sent: Wednesday, November 21, 2012 10:55 AM
To: 'Gerry Clark'
Subject: Lacombe Irrigation District; Permit S-41359 COBU

Hi Gerry,
This email is in regard to the Claim of Beneficial Use for Permit S-41359 in the name of Lacombe Irrigation District.

I would like to request a waiver that would otherwise require submittal of mylar maps, and submit paper maps at this time, as the map packet consists of 24 11"x17" Place of Use maps. The applicant is submitting the COBU with a Reimbursement Authority (RA) Estimate Application to likely expedite processing of the COBU through the RA program. Upon receipt of a draft certificate from the RA caseworker, and inclusion of any requested map revisions, I will submit mylar maps at that time. If the applicant chooses not to enter the COBU into the RA program for processing, I will submit mylar maps at that time to accompany the COBU in anticipation of an extended waiting period of backlog for conventional COBU processing.

If you have questions, please feel free to contact me at your earliest convenience.

Best,
~Jim

James B. Newton, R.G., EIT, C.W.R.E.
Project Geologist/Engineer
Newton Consultants, Inc.
P.O. Box 1728
1937 N. Business 97
Redmond, Oregon 97756
(541) 504-9960 ext.235
(541) 504-9961 fax
www.newtonconsultants.com

RECEIVED BY OWRD

NOV 26 2012

SALEM, OR

11/21/2012



NOV 26 2012

Transmittal

SALEM, OR

To: R. Craig Kohanek
Oregon Water Resources Dept.
725 Summer ST NE, Suite A
Salem, OR 97301

Date: November 21, 2012

From: Jim Newton

Project Name: Lacombe Irrigation District
COBU S-41359

Subject: COBU & Reimbursement
Authority Estimate Application

Project No.: 1076-103

We are sending you via _____ Mail _____ the following items:

Copies	Date	Description
1	October 2012	COBU for Lacombe Irrigation District Permit S-41359

These are transmitted: ☒ For Approval
 ☐ For Your Use, As Discussed
 ☐ As Requested
 ☐ For Review and Comment

Remarks:

Hi Craig,
Enclosed herein is the Claim of Beneficial Use for Permit S-41359 in the name of Lacombe Irrigation District, a completed Certificate Reimbursement Authority Estimate Application and a check for \$125 for the application fee. If you have questions regarding this COBU or the estimate application, please feel free to contact me at your earliest convenience.

Best,
~Jim

Copy To: _____

Signed: _____

To Appropriate the Public Waters of the State of Oregon

I, Lacomb Irrigation District
(Name of applicant)
of P. O. Box 44, Lacomb, 97354, Oregon
(Mailing address)
State of Oregon, do hereby make application for a permit to appropriate the
following described public waters of the State of Oregon, **SUBJECT TO EXISTING RIGHTS:**

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Crabtree Creek
(Name of stream)
a tributary of South Santiam

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second. 6 C.F.S.
(If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1300 ft. S and 2600 ft. E from the W 1/4
(N. or S.) (E. or W.)
corner of Section 25
(Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE 1/4 SW 1/4 of Sec. 25, Tp. 11 S,
(Give smallest legal subdivision) (N. or S.)

R. 1 E, W. M., in the county of Linn
(E. or W.)

5. The Main ditch to be
(Main ditch, canal or pipe line) (Miles or feet)
NE 1/2 of NE 1/4 Sec. 35; SE 1/4 of SW 1/4 Sec. 14; NE 1/4
in length, terminating in the of NW 1/4 Sec. 26; SE 1/4 of of Sec. 9, Tp. 11
(Smallest legal subdivision) (N. or S.)

R. 1-E and 1-W, W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam feet, length on top feet, length at bottom
 feet; material to be used and character of construction
(Loose rock, concrete, masonry,

rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate concrete, one opening of 42 inches
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

*A different form of application is provided where storage works are contemplated.

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Canal System or Pipe Line—

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

8. Location of area to be irrigated, or place of use

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised fruit, grain, hay, and pasture land

Power or Mining Purposes—

9. (a) Total amount of power to be developed theoretical horsepower.

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.
(Head)

(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.
(Legal subdivision)

Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream?
(Yes or No)

(g) If so, name stream and locate point of return

....., Sec., Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

10. (a) To supply the city of

(Name of) County, having a present population of

and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$.....

12. Construction work will begin on or before some has already been done

13. Construction work will be completed on or before Oct, 1, 1980

14. The water will be completely applied to the proposed use on or before Oct. 1, 1981

X Lacomb Irrigation District

(Signature of applicant)

by: Emil Hoerauf
Chairman of the Board

Remarks: Reason for need of more water, is because of added

population in district and more small farms putting additional land into
production.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before March 23, 1977.

WITNESS my hand this 23rd day of December, 1976.

JAMES E. SEXSON

Director ~~XXXXXXXXXX~~

By Vestal R. Garner
Vestal R. Garner ~~XXXXXXXXXX~~

STATE OF OREGON, }
County of Marion, } ss.

PERMIT
41359

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 6.0 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Crabtree Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is May 10, 1965

Actual construction work shall begin on or before April 4, 1978 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978...

Extended to Oct. 1, 1983 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-96

Complete application of the water to the proposed use shall be made on or before October 1, 1979...

Extended to Oct. 1, 1983 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-96

WITNESS my hand this 4th day of April, 1977

James E. Seyon
Water Resources Director

Application No. 40873

Permit No. 41359

PERMIT

TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

This instrument was first received in the
office of the State Engineer at Salem, Oregon,
on the 10 day of MAY,
1965, at 4:30 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. 41359
Permits on page 2

STATE ENGINEER

Drainage Basin No. 2 page 43B

Fees 207.50

LACOMB IRRIGATION DISTRICT

Location of the area to be irrigated under application for permit # 40873

20.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
26.0 " SE $\frac{1}{4}$ NE $\frac{1}{4}$
22.0 " NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9 ✓

18.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
18.0 " SE $\frac{1}{4}$ NW $\frac{1}{4}$
9.0 " NE $\frac{1}{4}$ SW $\frac{1}{4}$
9.0 " NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.0 " SW $\frac{1}{4}$ SW $\frac{1}{4}$
20.0 " SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 10 ✓

5.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 13 ✓

5.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
24.0 " NW $\frac{1}{4}$ NE $\frac{1}{4}$
17.0 " NE $\frac{1}{4}$ NW $\frac{1}{4}$
29.0 " NW $\frac{1}{4}$ NW $\frac{1}{4}$
15.0 " SW $\frac{1}{4}$ NW $\frac{1}{4}$
20.0 " NW $\frac{1}{4}$ SW $\frac{1}{4}$
7.0 " SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 14 ✓

8.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
3.0 " SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 15 ✓

5.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
12.0 " SE $\frac{1}{4}$ NW $\frac{1}{4}$
7.0 " NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 24 ✓

3.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
11.0 " NW $\frac{1}{4}$ NE $\frac{1}{4}$
12.0 " SW $\frac{1}{4}$ NE $\frac{1}{4}$

Section 25 ✓

2.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
4.5 " SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 26 ✓

T 11, S., R 1, W.

4.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
8.0 " NW $\frac{1}{4}$ NW $\frac{1}{4}$
34.0 " SW $\frac{1}{4}$ NW $\frac{1}{4}$
30.0 " SE $\frac{1}{4}$ NW $\frac{1}{4}$
16.0 " NE $\frac{1}{4}$ SW $\frac{1}{4}$
13.0 " NW $\frac{1}{4}$ SW $\frac{1}{4}$
21.0 " SW $\frac{1}{4}$ SW $\frac{1}{4}$
23.0 " SE $\frac{1}{4}$ SW $\frac{1}{4}$
20.0 " NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 19 ✓

3.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
12.0 " NW $\frac{1}{4}$ NW $\frac{1}{4}$
22.0 " SW $\frac{1}{4}$ NW $\frac{1}{4}$
15.0 " SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29 ✓

4.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
9.0 " SW $\frac{1}{4}$ NW $\frac{1}{4}$
1.0 " SE $\frac{1}{4}$ NW $\frac{1}{4}$
14.0 " NE $\frac{1}{4}$ SW $\frac{1}{4}$
8.5 " NW $\frac{1}{4}$ SW $\frac{1}{4}$
16.0 " SE $\frac{1}{4}$ SW $\frac{1}{4}$
31.0 " NE $\frac{1}{4}$ SE $\frac{1}{4}$
6.0 " NW $\frac{1}{4}$ SE $\frac{1}{4}$
11.0 " SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 30 ✓

T 11, S., R 1, E

655.5 acres TOTAL

Application No. 40873
Permit No. 41359

Abstract of Permit No. 41359

Application No. 40873

Certificate No.

Name Lacomb Irrigation District
 Address ~~P. O. Box 44~~ 41358 Lacomb Drive
 Lacomb, Oregon ~~97354~~ Lebanon OR 97355

Source of water supply Crabtree Creek

Use Irrigation

Point of diversion 1300 ft S & 2600 ft E from W $\frac{1}{2}$ cor., sec.25, being within NE $\frac{1}{4}$ SW $\frac{1}{4}$ sec.25, T.11S., R.1E., W.M.; Linn County
 Number of acres 655.5

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
11 S	1 W	9			20.0	26.0									22.0			
		10							18.0		9.0		2.0				20.0	
		13											5.0					
		14	5.0				17.0		15.0				7.0					
		15	8.0	24.0			29.0				20.0							
		24				3.0												
		25				5.0			12.0						7.0			
		26	3.0		12.0													
					2.5													
									4.5									
CONTINUED																		

Priority date May 10, 1965

Amount of water 6.0 c.f.s.

Time limit to begin construction 4-4-78

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to

Remarks: Limitations: 1/80th c.f.s., 2 $\frac{1}{2}$ a.f.

cgm

Crabtree Creek

Basin 2, Volume 6-A

S-40873

Gerry Clark

From: Gerry Clark
Sent: Wednesday, November 21, 2012 1:55 PM
To: 'James Newton'
Subject: RE: Lacombe Irrigation District; Permit S-41359 COBU

Jim,

Your request for a waiver is approved as requested.

Have a great Thanksgiving!

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

From: James Newton [<mailto:jnewton@newtonconsultants.com>]
Sent: Wednesday, November 21, 2012 10:55 AM
To: 'Gerry Clark'
Subject: Lacombe Irrigation District; Permit S-41359 COBU

Hi Gerry,

This email is in regard to the Claim of Beneficial Use for Permit S-41359 in the name of Lacombe Irrigation District. I would like to request a waiver that would otherwise require submittal of mylar maps, and submit paper maps at this time, as the map packet consists of 24 11"x17" Place of Use maps. The applicant is submitting the COBU with a Reimbursement Authority (RA) Estimate Application to likely expedite processing of the COBU through the RA program. Upon receipt of a draft certificate from the RA caseworker, and inclusion of any requested map revisions, I will submit mylar maps at that time.

If the applicant chooses not to enter the COBU into the RA program for processing, I will submit mylar maps at that time to accompany the COBU in anticipation of an extended waiting period of backlog for conventional COBU processing. If you have questions, please feel free to contact me at your earliest convenience.

Best,
~Jim

James B. Newton, R.G., EIT, C.W.R.E.
Project Geologist/Engineer
Newton Consultants, Inc.
P.O. Box 1728
1937 N. Business 97
Redmond, Oregon 97756
(541) 504-9960 ext.235
(541) 504-9961 fax
www.newtonconsultants.com

Claim of Beneficial Use & Site report

Page 3 - Lacombe I.D. user Don Brickey

Lift: Section 29 field suction 2 ft. discharge 0 to 40 ft. uniform

Section 30 field suction 4½ ft. discharge 40 ft.

Survey Tie: W. A. C. Corp. 6-23-86 individual photos for
each section. L.D. tie to NW Cor. Section 29
L.D. tie to forty corners on south field line in Section 30.

The final proof survey and inspection of the use as found to
be completed under the terms and conditions of Permit No.
41359, was completed by me on 9/24/88, and the facts
contained in this report and accompanying final proof map are
correct to the best of my knowledge.



I, Don Brickey agree to the findings of the CWRE
and do submit this site report and maps as my claim of
Beneficial Use of the water as provided under the terms
and conditions of my portion of permit no. 41359.

9/25/88

Don Brickey

Claim of Beneficial Use & Site Report

for Don Brickey, user in Lacombe I.D. Permit No. 41359 Applic No. 40873

Info: Don Brickey 34465 E. Lacombe Dr., Lebanon OR 97355
Phone 259-1776 - Div Pt info, Lacombe I.D. manager
Jim Brazel, phone 258-3088, Lacombe I.D. ditchwalker Paul
Salvester, phone 258-5963 - This report is only for
Don Brickey's property in the NW $\frac{1}{4}$ Section 29 and the
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, T.11S. R.1E. W.M.

Source: Crabtree Creek thru Lacombe I.D. canals & laterals.

Diversion Point: Concrete head gate structure with 2 in. plank
3 section splash boards, 10 ft wide 14 ft high
with inclined pipe trash rack. Present depth of water
in front of splash boards is 3 $\frac{1}{2}$ ft. Water flows
from head gate into a filtration pond approx 60 x 120 ft.
A fish screen and ladder installation is approx 150 ft
downstream on the canal which returns part of the diverted
water to the stream. The head gate boards are approx. 25 ft.
from the bank of stream and is a new structure that
was built in conjunction with the hydroelectric project. From
the location of the old head gate pointed out by Paul
Salvester, the new head gate is approx. 91 ft. southeasterly
upstream from the old head gate location. The canal water
dumps into a lateral called Carter Creek and water is pumped
from two different locations on Carter Creek. The East location
is an electric pump and the west location is a tractor PTO pump.

Claim of Beneficial Use & Site report

Page 2 - Lacombe I.D. user Don Brickey

Pumps: Century 25 hp 3ph. 3500 RPM Electric motor
Jacuzzi Centrifugal 3"x4" Model No. 25 GM 3-1 Pump
C - impellor Unit No. WSG-21
International 40 hp model 424 P.T.O. tractor deisel
Rudolf Bauer Pump Typ FVI 1000 Laufred \varnothing 262
Nr. 868159 - Centrifugal 4"x5" - Forderstrom m^3/n 120 80
Forderstrom m 126 157 Leistungsbedarf KW 62 56
Drehzahl 1/min 920 1000 made in Austria
PTO enclosed gear driven impellor.

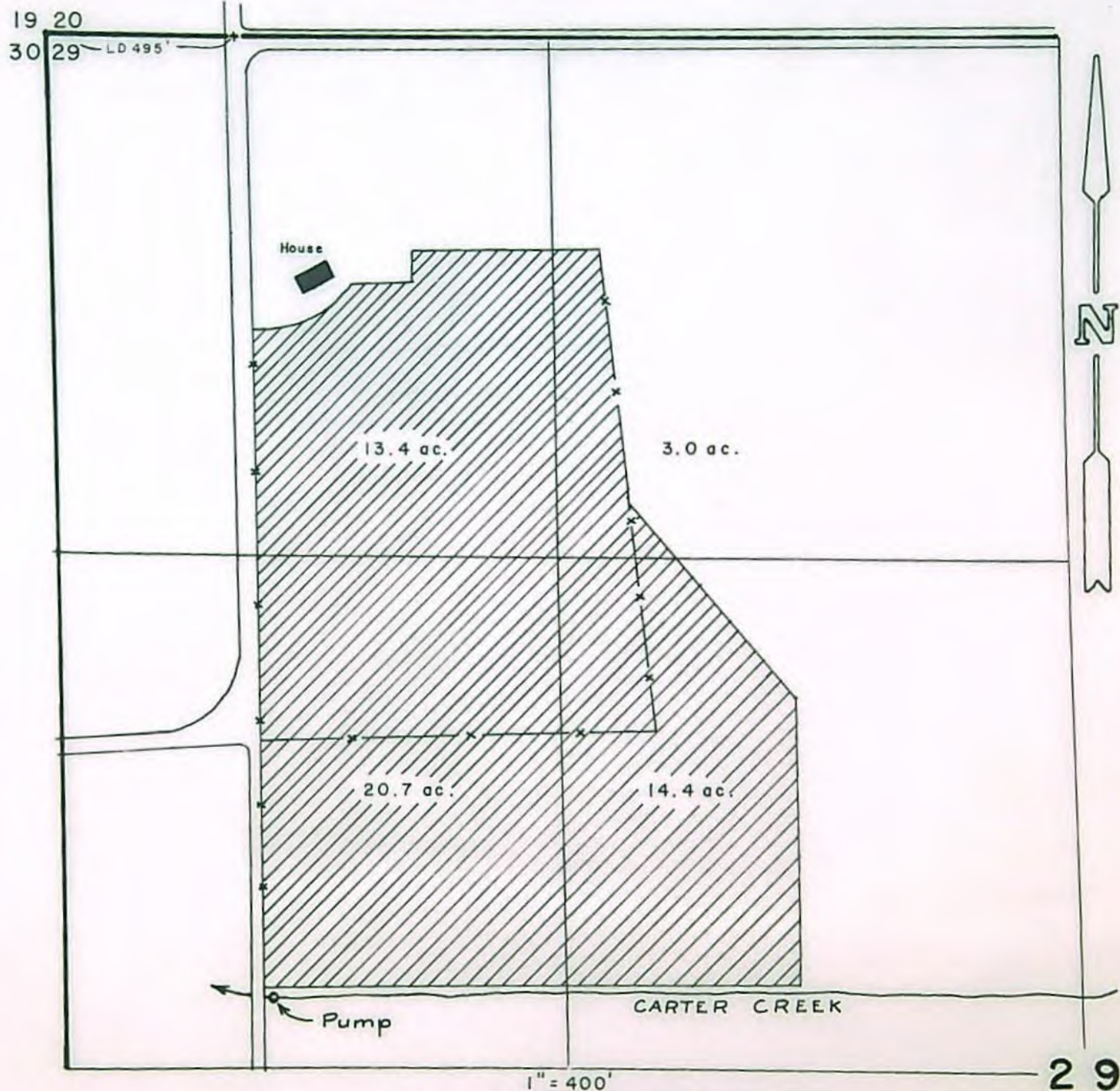
Pipe: 2,400 ft. 5 in Al.
770 ft. 4 in Al.

Heads: Six Rainbird 102 C Raingun P-100 Gun nozzle 0.7 inch
Pressure with electric pump - 90 P.S.I. at pump, 50 PSI at
heads located at approx. 30 ft disc. lift.
Pressure with tractor pump - 33 to 38 P.S.I. at approx.
40 ft disc. lift. All six heads are operated at both pumps.

Use: NW $\frac{1}{4}$ Section 29 - Pasture grass mix
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30 - Perennial fine rye grass for pasture
Brickey said he had 160 ewes and 70 cattle - saw sheep
in Section 29 pasture. All acreage irrigated as described & claimed by user.

Amount of Water: Duty 79.8 ac. $\frac{1}{80}$ c.f.s. = 1.0 c.f.s.
35 P.S.I. Heads $6 \times 80^+ \text{ gpm} = 480 \text{ gpm} = 1.07 \text{ c.f.s.}$
50 P.S.I. $6 \times 100 \text{ gpm} = 600 \text{ gpm} = 1.34 \text{ c.f.s.}$

T.I.I.S.R.I.E.W.M.



CLAIM OF BENEFICIAL USE

UNDER APPLIC. No. 40873 PER. No. 41359

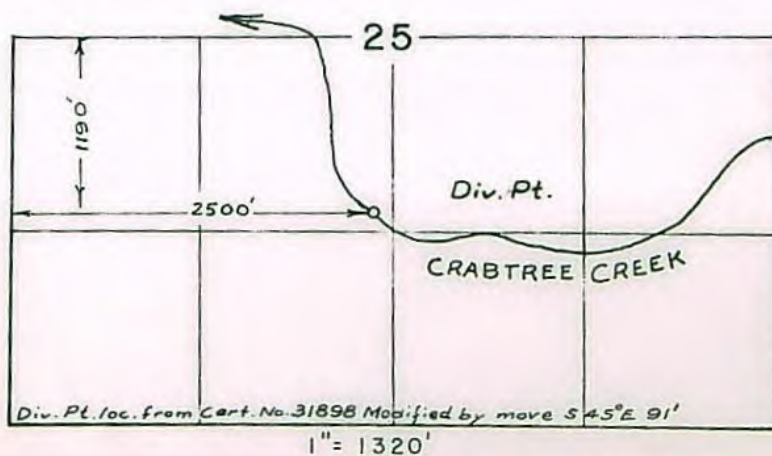
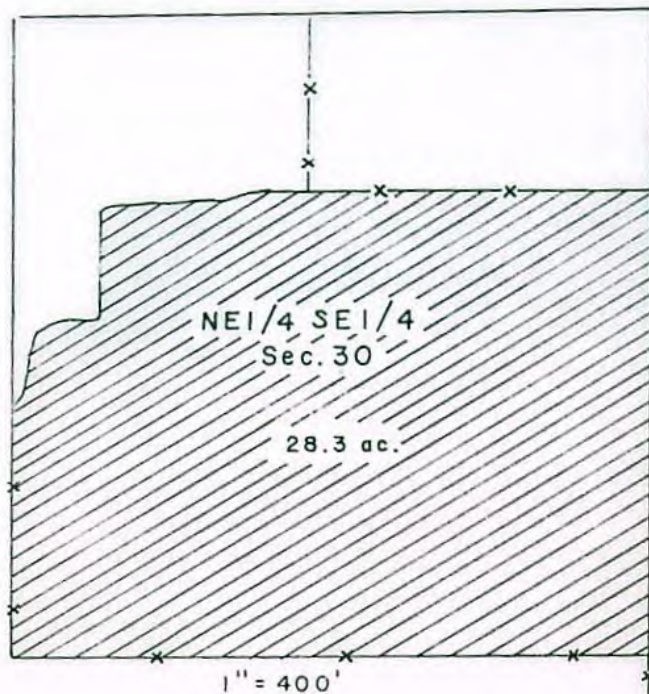
In Name Of LACOMB IRRIG. DIST. - User - DON BRICKEY

THE PREPARATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES.



T. 11 S. R. 1 E. W. M.

← Pump CARTER CR.



CLAIM OF BENEFICIAL USE
UNDER APPLIC. No. 40873 PER. No. 41359
In NAME Of LACOMB IRRIG. DIST. - User - DON BRICKEY

THE PREPARATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES.



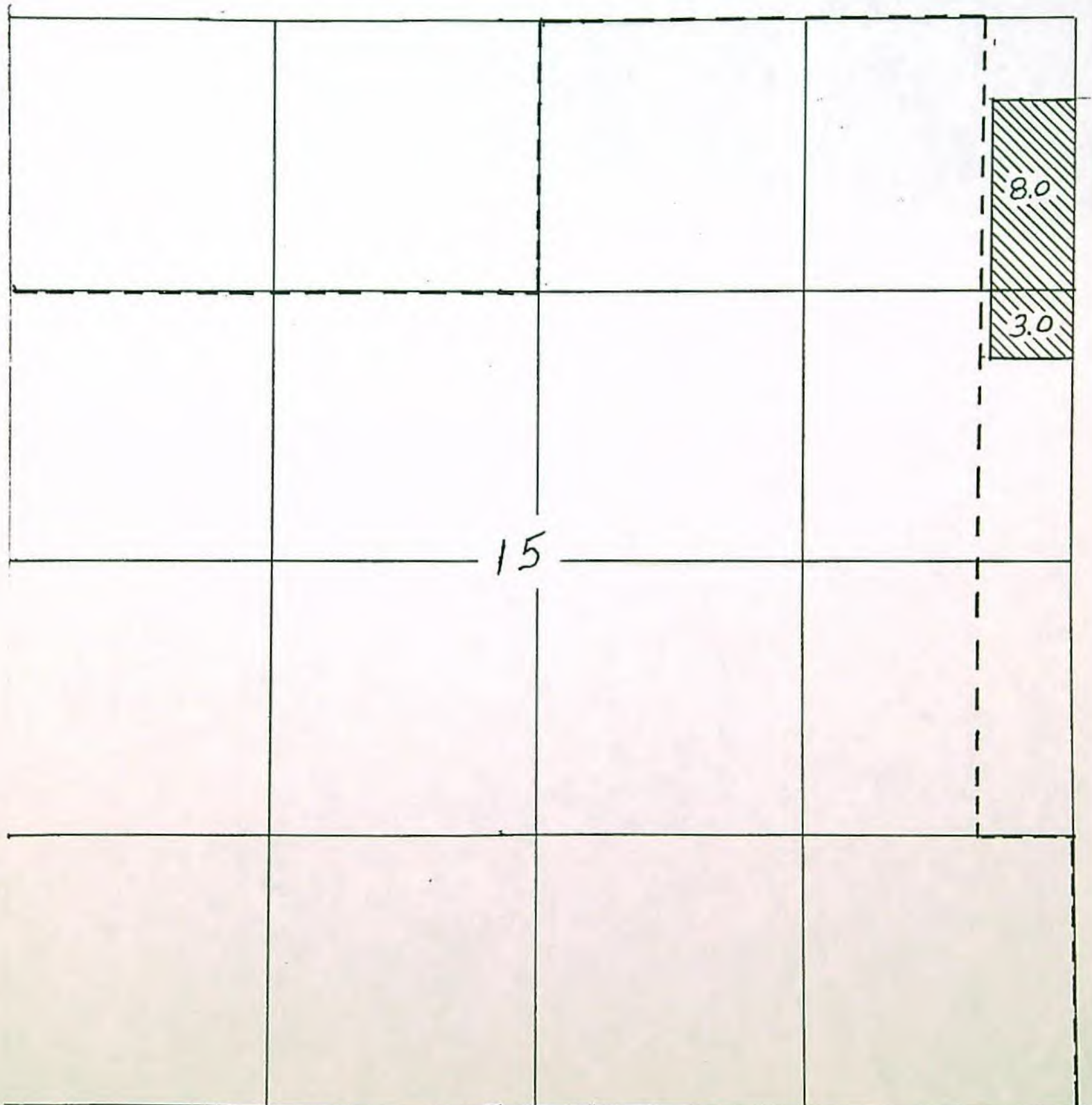
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 15

T 11, S., R 1 W

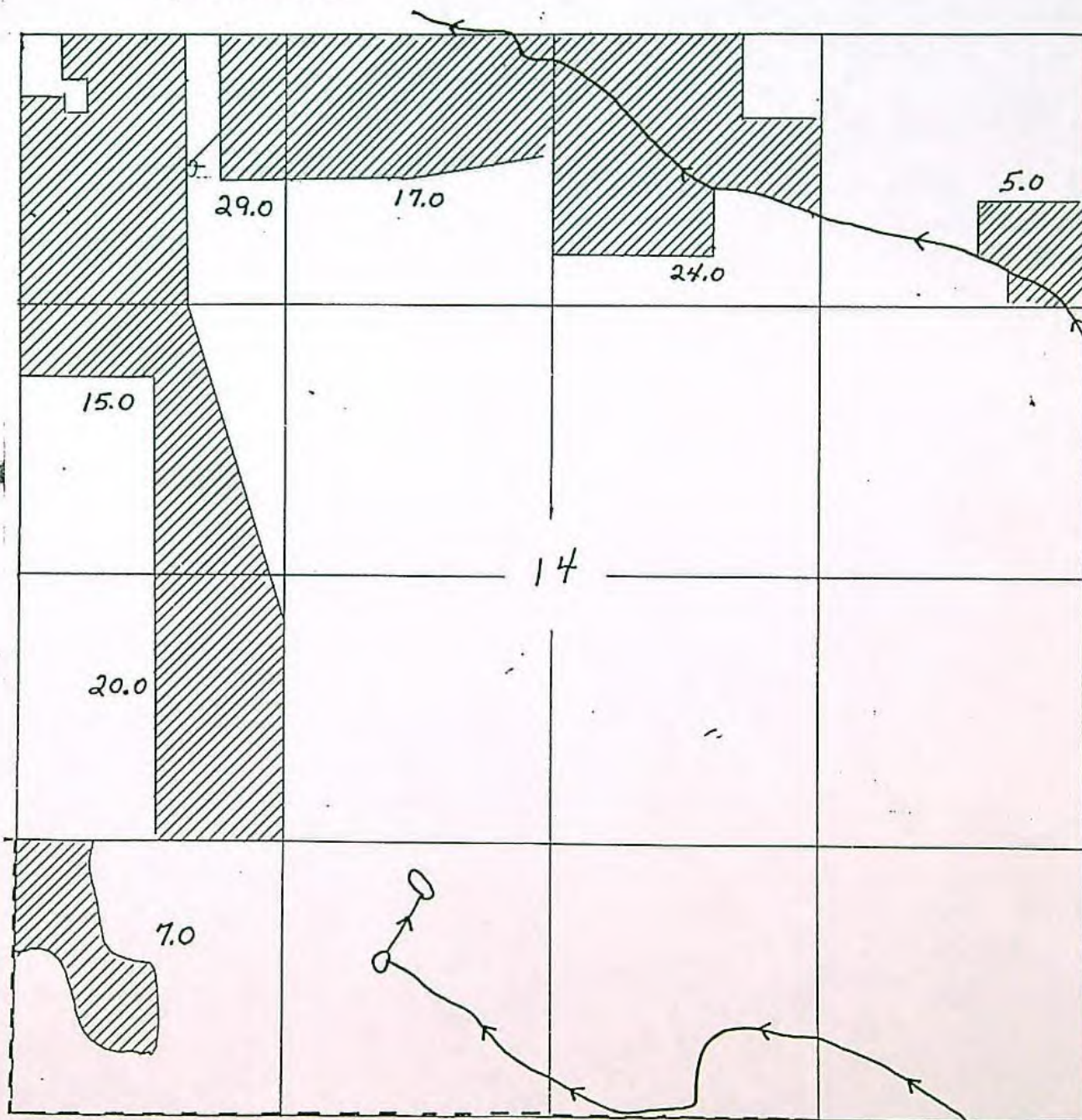
Application No. **40873**
Permit No. **41359**



Application No. 40873

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



Claim of Beneficial Use & Site Report

for Don Brickey, user in Lacombe I.D. Permit No. 41359 Applic No. 40873

Info: Don Brickey 34465 E. Lacombe Dr., Lebanon OR 97355
Phone 259-1776 - Div Pt info, Lacombe I.D. manager
Jim Brazel, phone 258-3088, Lacombe I.D. ditchwalker Paul
Salvester, phone 258-5963 - This report is only for
Don Brickey's property in the NW $\frac{1}{4}$ Section 29 and the
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, T.11S. R.1E. W.M.

Source: Crabtree Creek thru Lacombe I.D. canals & laterals.

Diversion Point: Concrete head gate structure with 2 in. plank
3 section splash boards, 10 ft wide 14 ft high
with inclined pipe trash rack. Present depth of water
in front of splash boards is 3 $\frac{1}{2}$ ft. Water flows
from head gate into a filtration pond approx 60 x 120 ft.
A fish screen and ladder installation is approx 150 ft
downstream on the canal which returns part of the diverted
water to the stream. The head gate boards are approx. 25 ft.
from the bank of stream and is a new structure that
was built in conjunction with the hydroelectric project. From
the location of the old head gate pointed out by Paul
Salvester, the new head gate is approx. 91 ft. southeast
upstream from the old head gate location. The canal water
dumps into a lateral called Carter Creek and water is pumped
from two different locations on Carter Creek. The East location
is an electric pump and the west location is a tractor PTO pump.

Claim of Beneficial Use & Site report

Page 2 - Lacombe I.D. user Don Brickey

Pumps: Century 25 hp 3ph. 3500 RPM Electric motor
Jacuzzi Centrifugal 3"x4" Model No. 25 GM 3-1 Pump
C - impellor Unit No. WSG-21
International 40 hp model 424 P.T.O. tractor deisel
Rudolf Bauer Pump Typ FVI 1000 Laufred \varnothing 262
Nr. 868159 - Centrifugal 4"x5" - Forderstrom m^3/n 120 80
Forderstrom m 126 157 Leistungsbedarf KW 62 56
Drehzahl $1/min$ 920 1000 made in Austria
PTO enclosed gear driven impellor.

pipe: 2,400 ft. 5 in Al.
770 ft. 4 in Al.

heads: Six Rainbird 102C Raingun P-100 Gun nozzle 0.7 inch
Pressure with electric pump - 90 P.S.I. at pump, 50 PSI at
heads located at approx. 30 ft disc. lift.
Pressure with tractor pump - 33 to 38 P.S.I. at approx.
40 ft disc. lift. All six heads are operated at both pumps.

se: NW $\frac{1}{4}$ Section 29 - Pasture grass mix
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30 - Perennial fine rye grass for pasture
Brickey said he had 160 ewes and 70 cattle - saw sheep
in Section 29 pasture. All acreage irrigated as described & claimed by user.

Amount of Water: Duty 79.8 ac. $\frac{1}{80}$ c.f.s. = 1.0 c.f.s.

35 P.S.I. Heads $6 \times 80^+ \text{ gpm} = 480 \text{ gpm} = 1.07 \text{ c.f.s.}$

50 P.S.I. $6 \times 100 \text{ gpm} = 600 \text{ gpm} = 1.34 \text{ c.f.s.}$

Claim of Beneficial Use & Site report

Page 3 - Lacombe I.D. user Don Brickley

Lift: Section 29 field suction 2 ft. discharge 0 to 40 ft. uniform
Section 30 field suction 4½ ft. discharge 40 ft.

Survey Tie: W. A. C. Corp. 6-23-86 individual photos for
each section. L.D. tie to NW Cor. Section 29
L.D. tie to forty corners on south field line in Section 30.

The final proof survey and inspection of the use as found to
be completed under the terms and conditions of Permit No.
41359, was completed by me on 9/24/88, and the facts
contained in this report and accompanying final proof map are
correct to the best of my knowledge.



I, Don Brickley agree to the findings of the CWRE
and do submit this site report and maps as my claim of
Beneficial Use of water as provided under the terms
and conditions of permit no. 41359.

9/25/88

Don Brickley

S. 89° 30' E 79.50 ch. GLO .
3975 ch. GLO

CO. RD. 842

S. 88° 15' E 47.95 ch. (3164.70')

4.55 ch.

S. 88° 15' E

13.43 ch. (1019.7')

LOT 1

4 A

400

212.70A

(2447.28')

37.08 ch.

20 ch. 1320'

37.08 ch. (2447.28')

11.45 ch. 755.70'

4
4
2
2
4
4

LOT 2

4 A

300

60.68A

73-3

N. 88° 15' W. 47.95 ch. 3164.70'

29.072 ch. (1918.78')

18.879 ch. (1245.95')

701

Site

27.30A

396.0'

Int Ell
Cyrus Lundy
DLC 41

ESE Cor
Cyrus Lundy

1:2000

LEGAL DESCRIPTION

PARCEL I:

MAP REFERENCE: 11-1E-29

TAX LOT: 400

PARCEL I:

That part of the Cyrus Lundy Donation Land Claim No. 41 in Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon, described as follows: Beginning South $88^{\circ} 15'$ East 7.50 chains from the Northwest corner of Section 29, Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon; thence South $88^{\circ} 15'$ East 47.95 chains to the true point of beginning; thence North $88^{\circ} 15'$ West 18.878 chains; thence South 37.08 chains; thence South $88^{\circ} 15'$ East 18.878 chains; thence North 37.08 chains to the point of beginning. Also a part of the Cyrus Lundy Donation Land Claim No. 41, Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon, more particularly described as follows: Beginning on the North line, South $88^{\circ} 15'$ East 7.50 chains from the Northwest corner of Section 29, in said Township and Range; thence South 37.08 chains; thence South $88^{\circ} 15'$ East of beginning. **SAVE AND EXCEPT** that portion of the above described tract of land lying within the boundaries of public roads and highways.

ALSO:

Beginning at a point on the North line of Section 29 in Township 11 South, Range 1 East of the Willamette Meridian, Linn County,

LEGAL DESCRIPTION (continued)

Oregon; said point being South $88^{\circ} 15'$ East 15.32 chains distant from the Quarter section corner on the North line of said Section 29; thence North 5.97 chains; thence South $88^{\circ} 15'$ East 4.55 chains to a point on the North line of the County Road where the said road angles South; thence South 5.97 chains along the center of said road to the North line of said Section 29; thence South $88^{\circ} 15'$ East 15.45 chains along said section line to a point which is South $88^{\circ} 15'$ East 20.00 chains distant from the point of beginning; thence South 20.00 chains to the South line of the Northeast Quarter of the Northeast Quarter of said Section 29; thence North $88^{\circ} 15'$ West 20.00 chains along the South line of the Northeast Quarter of the Northeast Quarter of said Section 29; thence North 20.00 chains to the point of beginning. EXCEPT any portion lying North of the North line of Section 29, Township 11 South, Range 1 East of the Willamette Meridian, also excepting that tract conveyed by deed recorded September 13, 1944 in Deed Book 165, Page 251, which tract is more particularly described as: Beginning at a point on the South line of the Northeast Quarter of the Northeast Quarter of Section 29, said point being 35.32 chains South $88^{\circ} 15'$ East and 20 chains South of the Quarter corner on the North line of said Section 29, Township 11 South, Range 1 East of the Willamette Meridian, in Linn County, Oregon; and running thence North 5.00 chains; thence North $88^{\circ} 15'$ West 4.00 chains; thence South 5.00 chains; thence South $88^{\circ} 15'$ East 4.00 chains to the place of beginning. SAVE AND EXCEPT

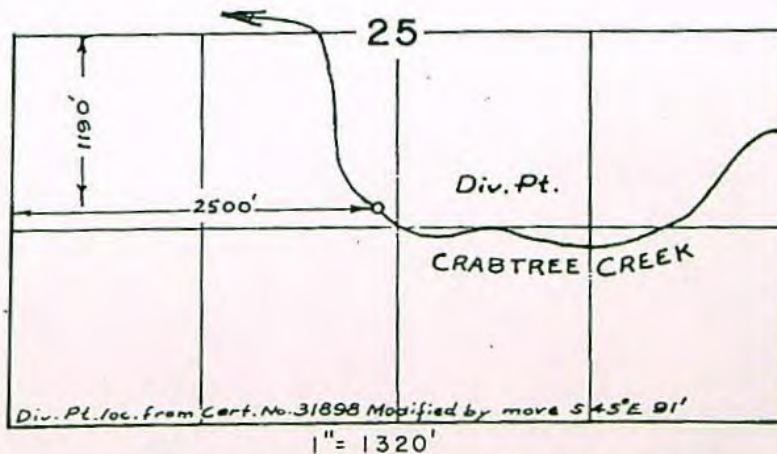
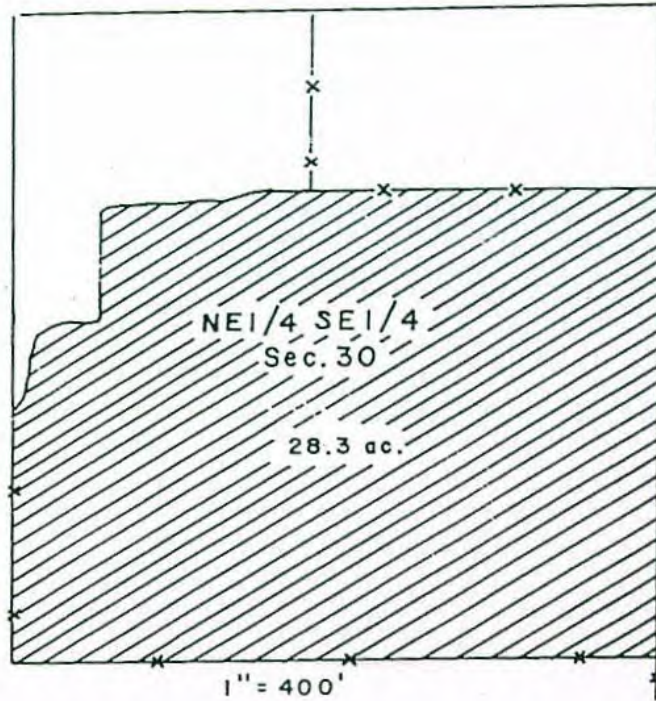
LEGAL DESCRIPTION (continued)

that portion of the above described tract of land lying within
the boundaries of public roads and highways.

DON BRICKEY

T. 11 S. R. 1 E. W. M.

← Pump CARTER CR.



CLAIM OF BENEFICIAL USE
UNDER APPLIC. No. 40873 PER. No. 41359
In NAME OF LACOMB IRRIG. DIST. - User - DON BRICKEY

THE PREPARATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES.



DON BRICKEY

T. I I S. R. I E. W. M.

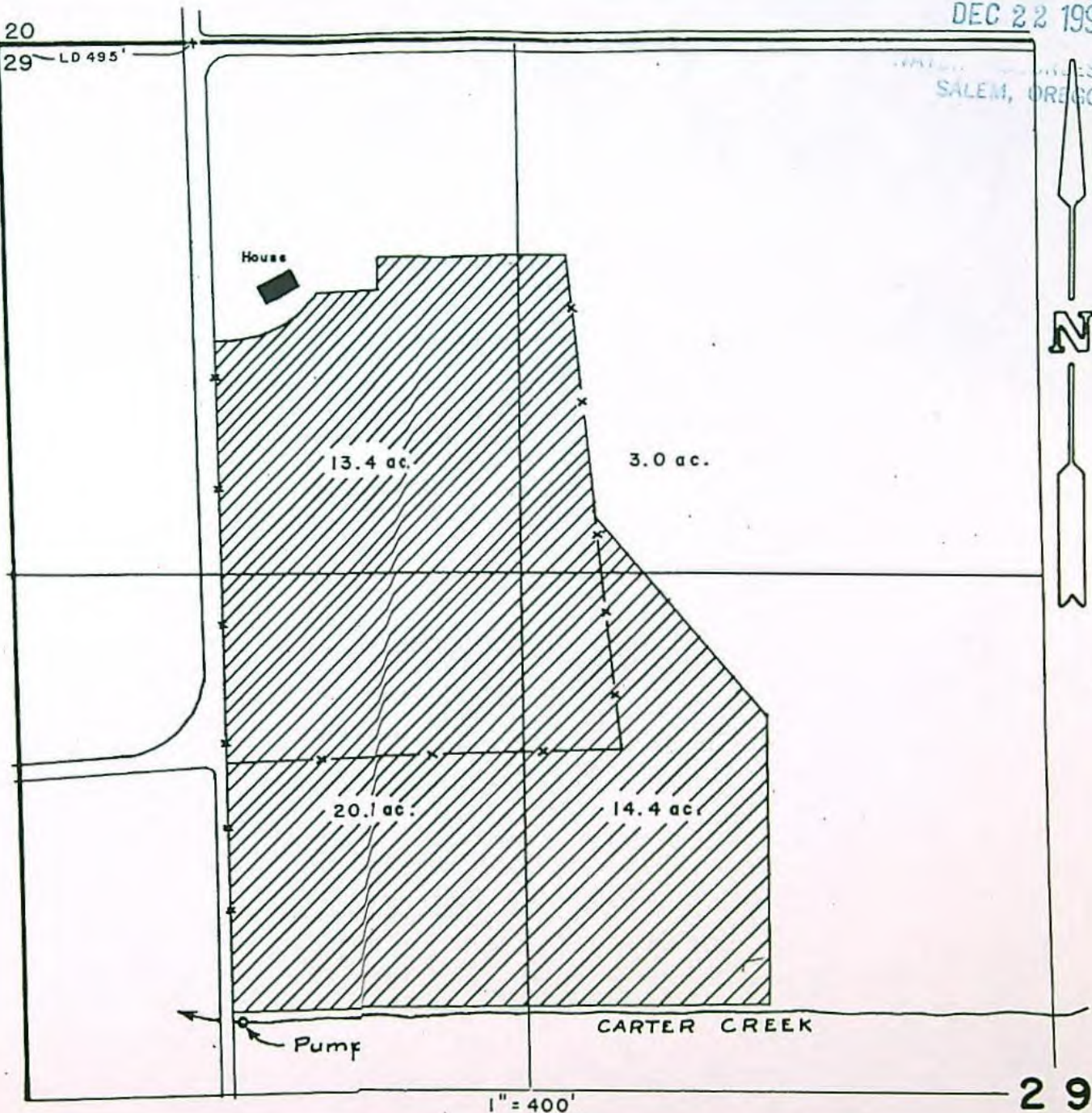
RECEIVED

DEC 22 1992

SALEM, OREGON

19 20

30 29 LD 495'



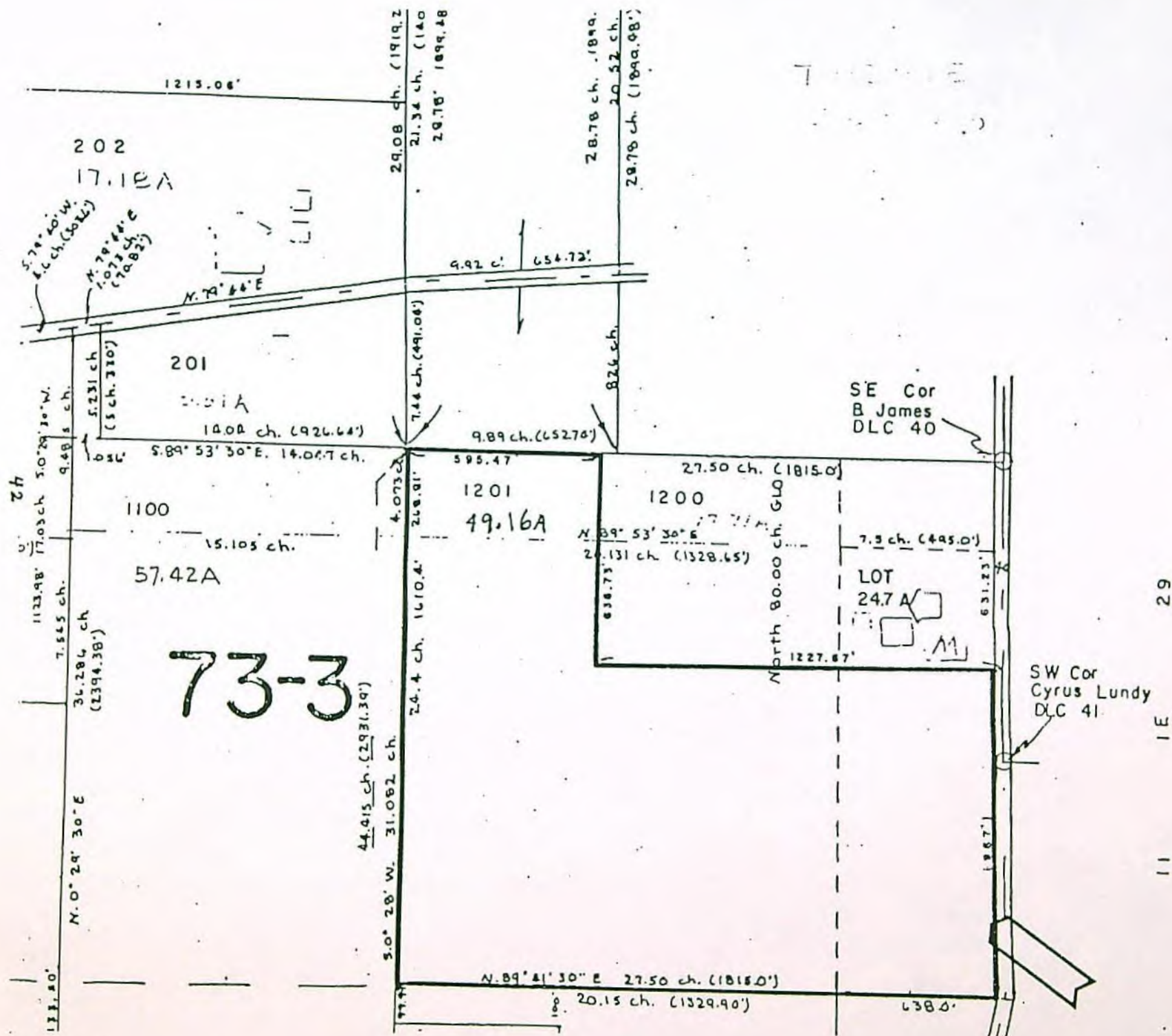
CLAIM OF BENEFICIAL USE

UNIER APPLIC.No.40873 PER.No.41359

In Name Of LAOMB IRRIG. DIST.- User - DON BRICKEY

THE PREPARATION OF THIS MAP FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY SO HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LIES.





LEGAL DESCRIPTION

PARCEL II:

MAP REFERENCE: 11-1E-29 TAX LOT: 701

Beginning at a point which bears South $0^{\circ} 03'$ East (South $0^{\circ} 01-1/2'$ East by later records) 641.7 feet from the Southeast corner of the Barry James Donation Land Claim No. 40 in Township 11 South, Range 1 East of the Willamette Meridian in Linn County, Oregon; thence North $89^{\circ} 57'$ East 184.6 feet to a $3/4"$ iron pipe; thence South $0^{\circ} 03'$ East 472 feet, more or less, to the North line of that property conveyed to Bert Harrison by deed recorded on Page 25 of Volume 161 of Linn County Deed Records; thence East along the North line of said Harrison property 1,575.4 feet to the Northeast corner thereof; thence South along the East line of Harrison property 495 feet to the South line of Lot 4 in Section 29; thence East 1,404.7 feet along the South line of Lots 4 and 3 of Section 29, to a point 4.55 chains West of the Southeast corner of Lot 3; thence North 1,512.5 feet to the Southeast corner of that certain 212.7 acre tract conveyed to Otto J. and Katherine I. Miller by deed recorded on Page 331 of Volume 323, Linn County Deed Records; thence West along the South line of said Miller property 3,164.70 feet to the Southwest corner thereof, at a point 69.8 feet South of the Southeast corner of the Barry James Donation Land Claim No. 40 in Township 11 South, Range 1 East; thence South $0^{\circ} 01-1/2'$ East 561.43 feet; thence South $89^{\circ} 41-1/2'$ West 1,227.67 feet to a $5'8"$ iron rod; thence North $0^{\circ} 01-1/2'$ West 638.73 feet to a $5/8"$ iron rod on the South

LEGAL DESCRIPTION (continued)

line of aforementioned Donation Land Claim No. 40; thence North 89° 57-1/2' West 595.47 feet to the Northwest corner of Lot 1, Section 30, Township 11 South, Range 1 East (This point also described by deed as being 27.50 chains West of the Southeast corner of Barry James Donation Land Claim No. 40); thence South 0° 28' West 24.4 chains to the Southwest corner of the Northeast quarter of the Southeast quarter of aforementioned Section 30; thence East 27.50 chains to the Southwest corner of the Bert Harrison property as described on Page 25 of Volume 161, Linn County Deed Records; thence North 967 feet to the place of beginning.

SAVE AND EXCEPT that certain tract conveyed to Linn County for road and recorded on Page 624 of Volume 138 of Linn County Deed Records.

April 26, 1977

Lacomb Irrigation District
P.O. Box 44
Lacomb, OR 97354

40873

41359 with map.

378-3066

40873

23 March 1977

Lacomb Irrigation District
P.O. Box 44
Lacomb, Oregon 97354

Gentlemen:

We have received your application No. 40873, along with maps and the listing of land to be irrigated and the recording fee of \$197.65.

Permits will be issued for use of water from South Santiam River and its tributaries. However, water may not be available during dry periods. The water may be needed to satisfy existing rights or minimum flow standards.

Your application is now satisfactory and a permit will be issued in 30 to 60 days.

Sincerely,

Vestal R. Garner
Water Rights Engineer

VRG:lcj
encl: Receipt No. 59187

378-3066

40873

23 December 1976

Frank Peoples
Lacomb Irrigation District
Star Route 1, Box 172
Lebanon, Oregon 97355

Dear Mr. Peoples:

The District's application for changes in place of use and point of diversion under transfer No. L-84 has been approved. It now appears that the District should be in a position to complete their application for a permit to use the 6 cfs of water from Crabtree Creek for irrigation of 750 additional acres within the District.

Application No. 40873 was submitted May 10, 1965 and has been held without action pending completion of the transfer.

The application requires a map showing the additional land to be irrigated and Item No. 8 of the application should be completed to be in agreement with the map. Items No. 11 through 14 of the application also should be completed.

The examination fee of \$10.00 has been paid. However, permit recording fees must be submitted prior to issuance of a permit. The recording fee is \$10.00 for the first 30 acres and 30¢ for each additional acre.

I am returning the District's application to be completed and resubmitted along with the proper map and additional fee. The application is endorsed so that in order to retain its priority date, it must be received in this office on or before March 23, 1977.

Sincerely,

Vestal R. Garner
Water Rights Engineer

VRG:lcj



WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3066

ROBERT W. STRAUB
GOVERNOR

August 4, 1976

Frank Peoples
Lacomb Irrigation District
Star Rt. 1, Box 172
Lebanon, OR 97355

Dear Mr. Peoples:

I am enclosing an application for the Districts changes in place of use and point of diversion prepared from the first application submitted and the list of acreages involved in the changes. The two acreage lists should be checked against your records. I have added a statement on an attached page for the signatures of the various owners.

Additional fees of \$67.50 will be required for the 269.9 acres.

I am enclosing a print of the map you submitted. It is not as clear as we would like, but the areas of "transferred from" and "transferred to" are reasonably plain. You may keep this for your records.

Sincerely,

Trevor Jones

TJ:ls

Copy

RE: 40873
L-84

April 30, 1970

Lacomb Irrigation District
P. O. Box 44
Lacomb, Oregon 97354

Gentlemen:

Your application number 40873 is for the irrigation of an additional 750.0 acres as submitted on May 10, 1965. On October 18, 1966, you submitted an application for change in place of use and point of diversion of water from Crabtree Creek. This application was filed as transfer L-84.

Action on these applications has been withheld pending the receipt of a map in transparency form showing the location of the new land and the proposed changes. It is my understanding that this map has been prepared in rough draft and need only be drawn in the proper form.

The 1970 irrigation season is drawing near and the completion of your applications 40873 and L-84 should be handled with urgency. Further action on these applications will be withheld pending your report on this matter.

Very truly yours,

Larry W. Jebousek
Assistant

LWJ:mfb

40873

May 17, 1965

Lacomb Irrigation District
P.O. Box 44
Lacomb, Oregon

Gentlemen:

This will acknowledge your application for a permit to appropriate 6.0 cubic feet of water per second from Crabtree Creek for the irrigation of 750.0 acres with fees in the sum of \$10 for which our receipt numbered 4876 was handed to your representative.

Your application has been filed under file number 40873 and will be held without further action for a reasonable period of time pending your submission of the map showing the lands which you propose to irrigate within each quarter quarter section.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

WNP:egw

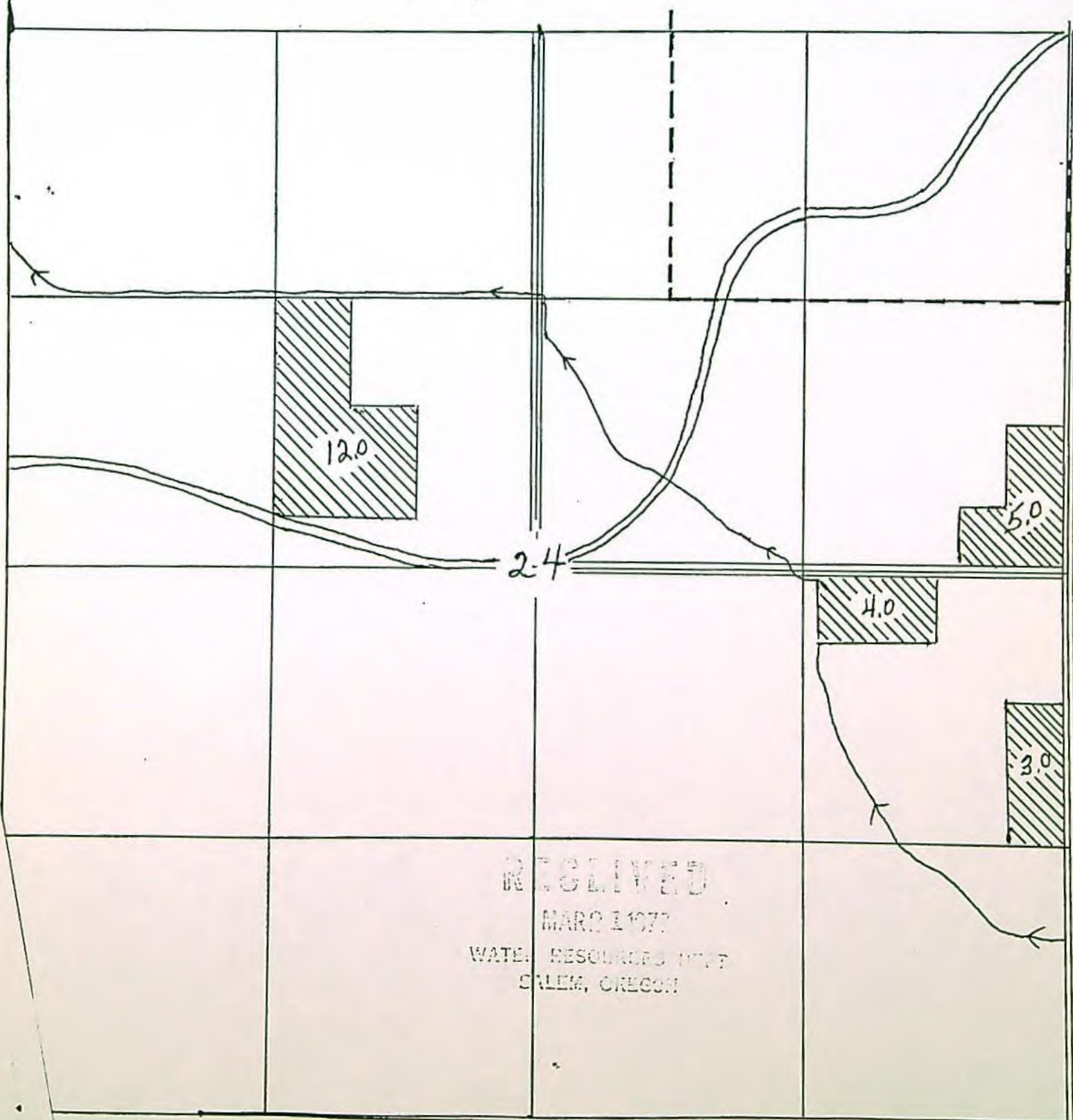
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 24

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



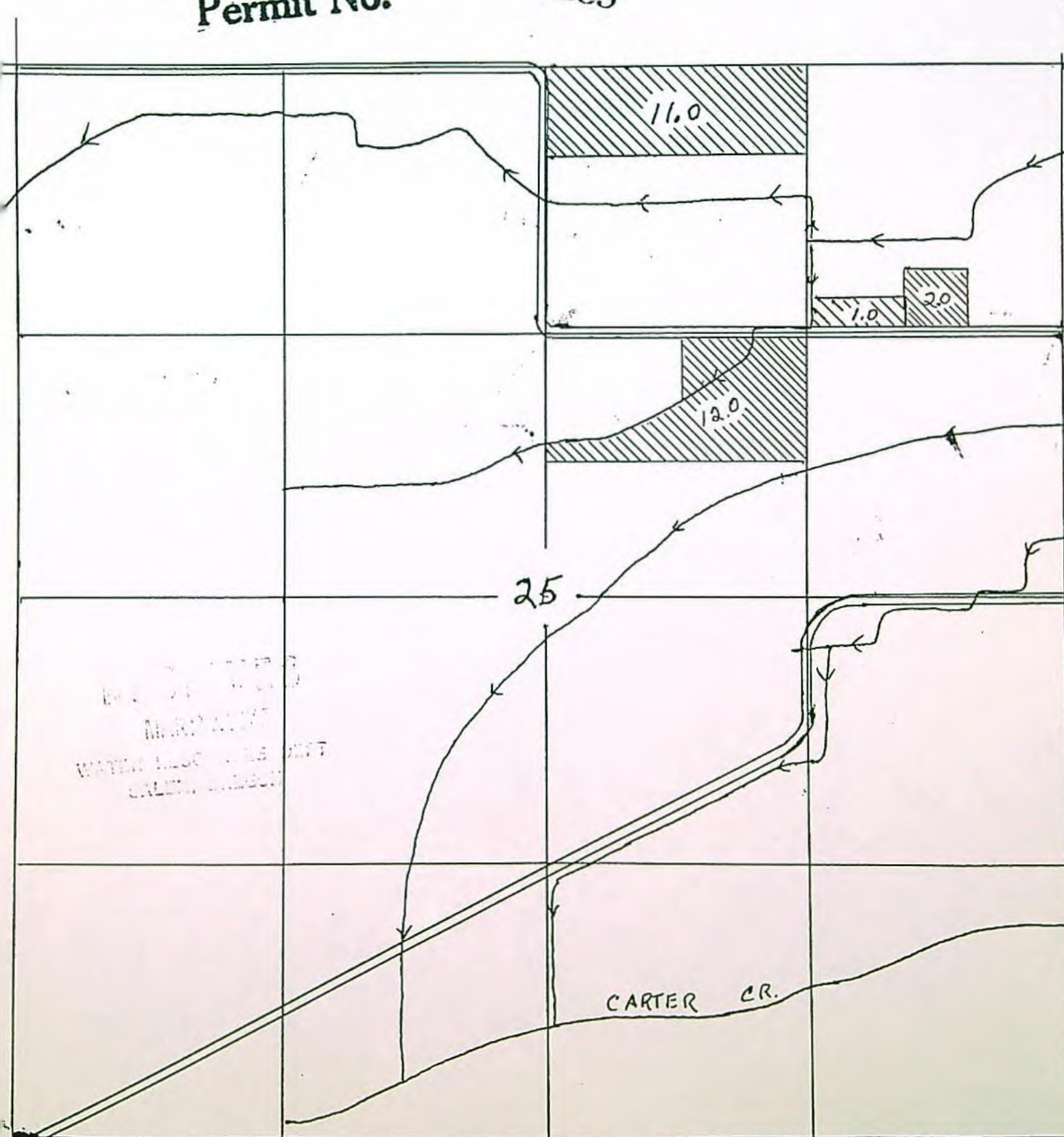
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 25

T 11, S., R 1 W

Application No. 40873
Permit No. 41359

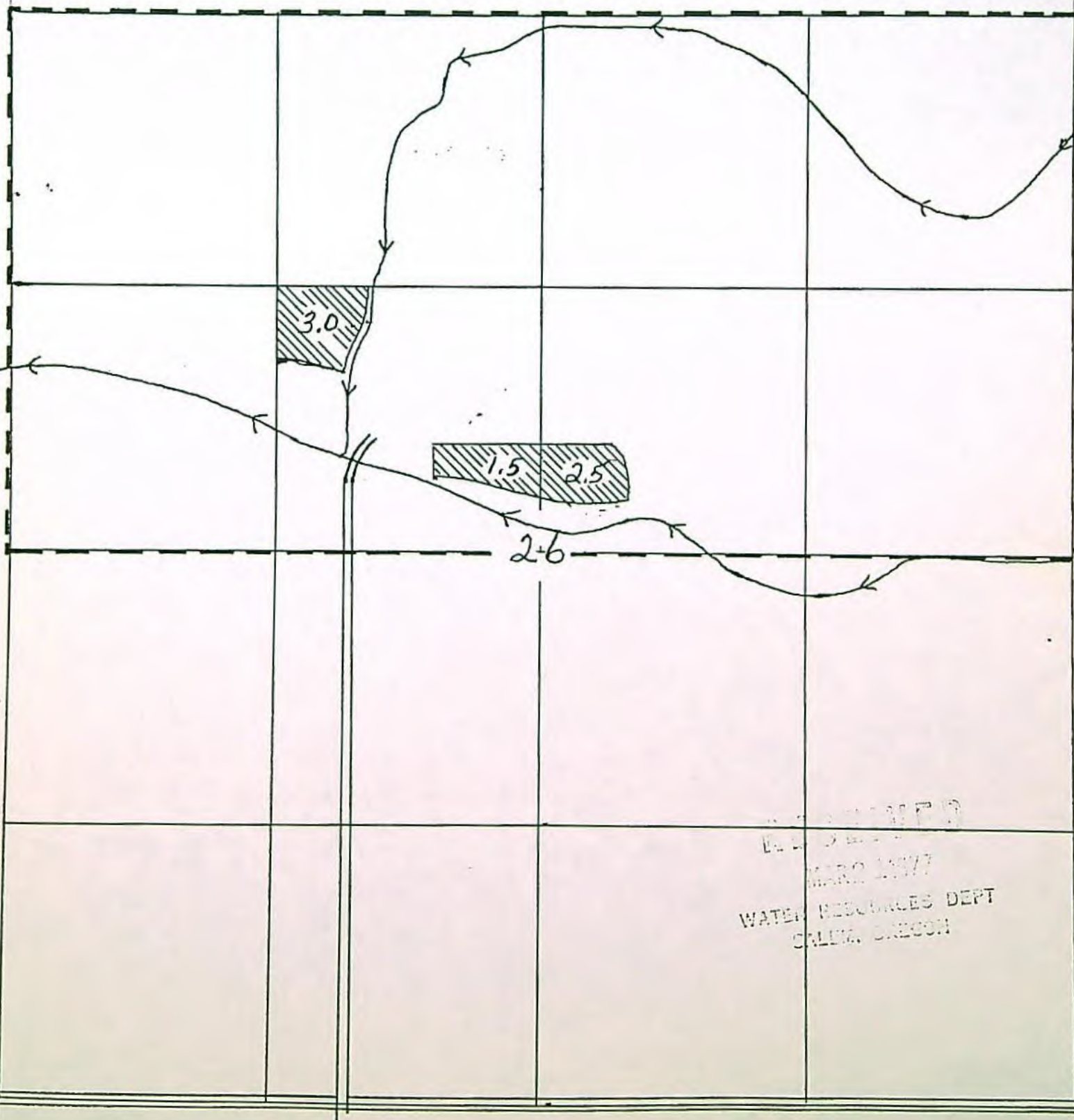


Application No. 40873

Section 26

T 11, S., R 1 W

Application No. 40873
Permit No. 41359

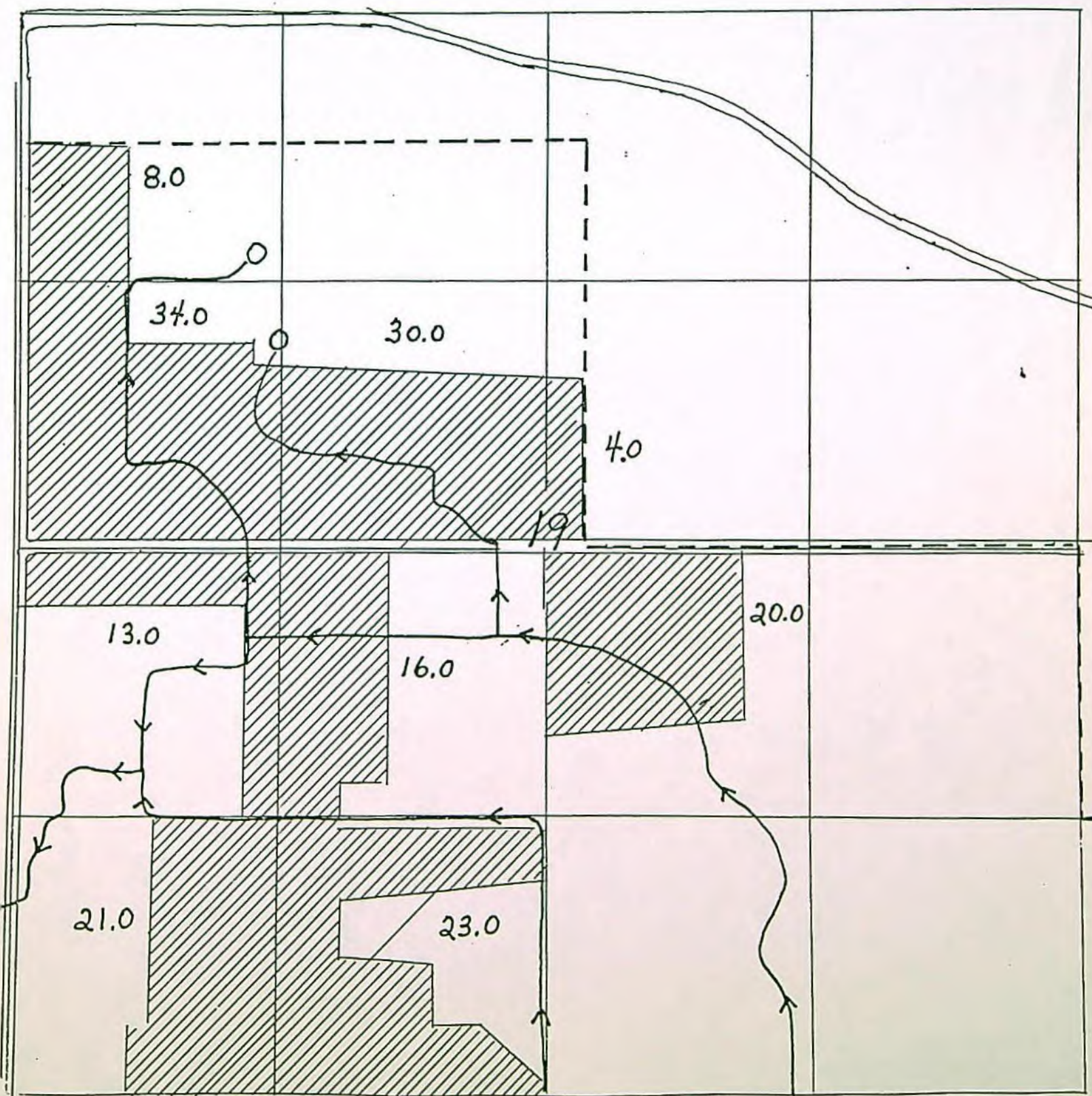


RECEIVED
MAR 1977
WATER RESOURCES DEPT
SALIN, OREGON

Application No. 40873

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



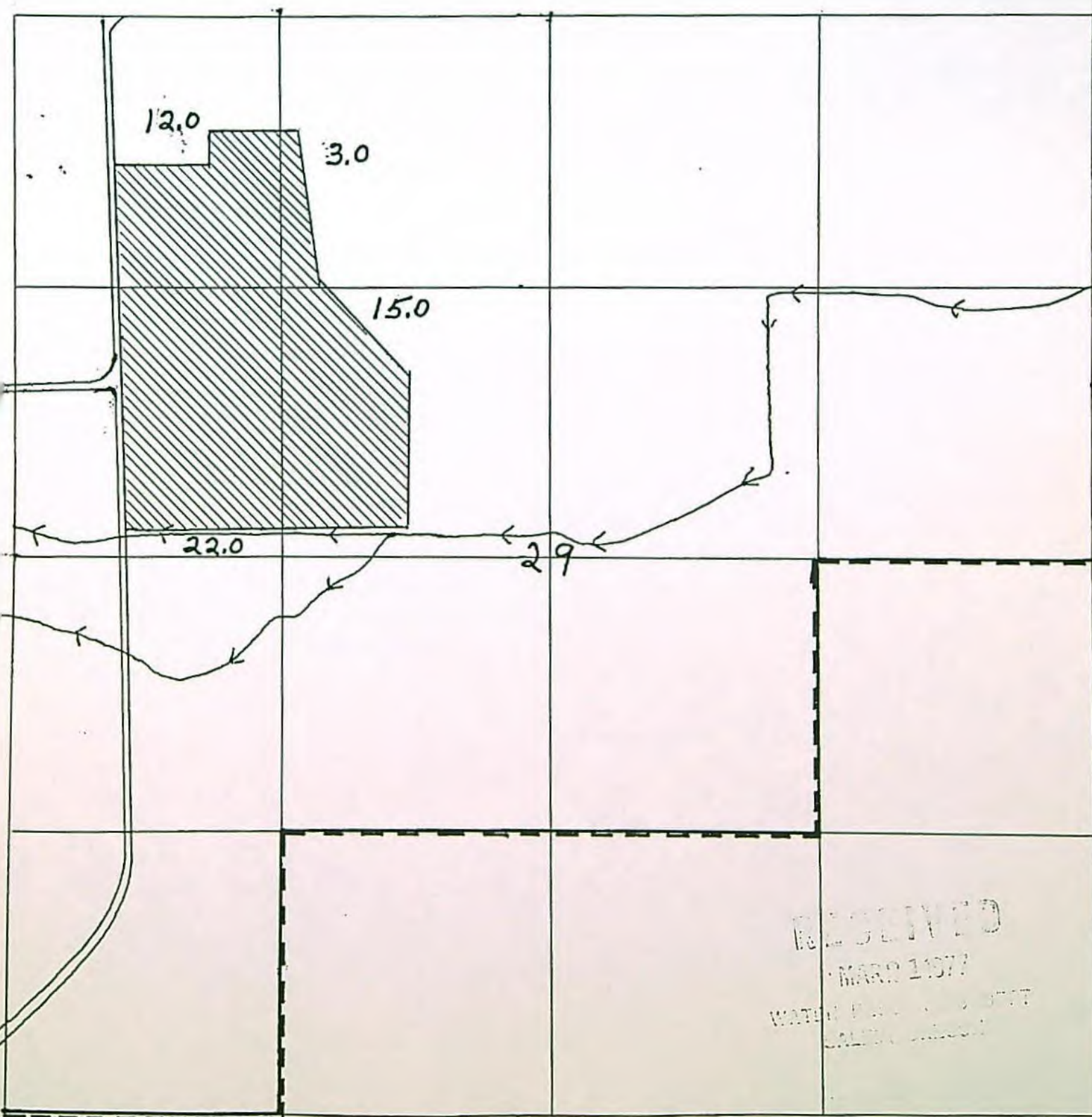
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 29

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



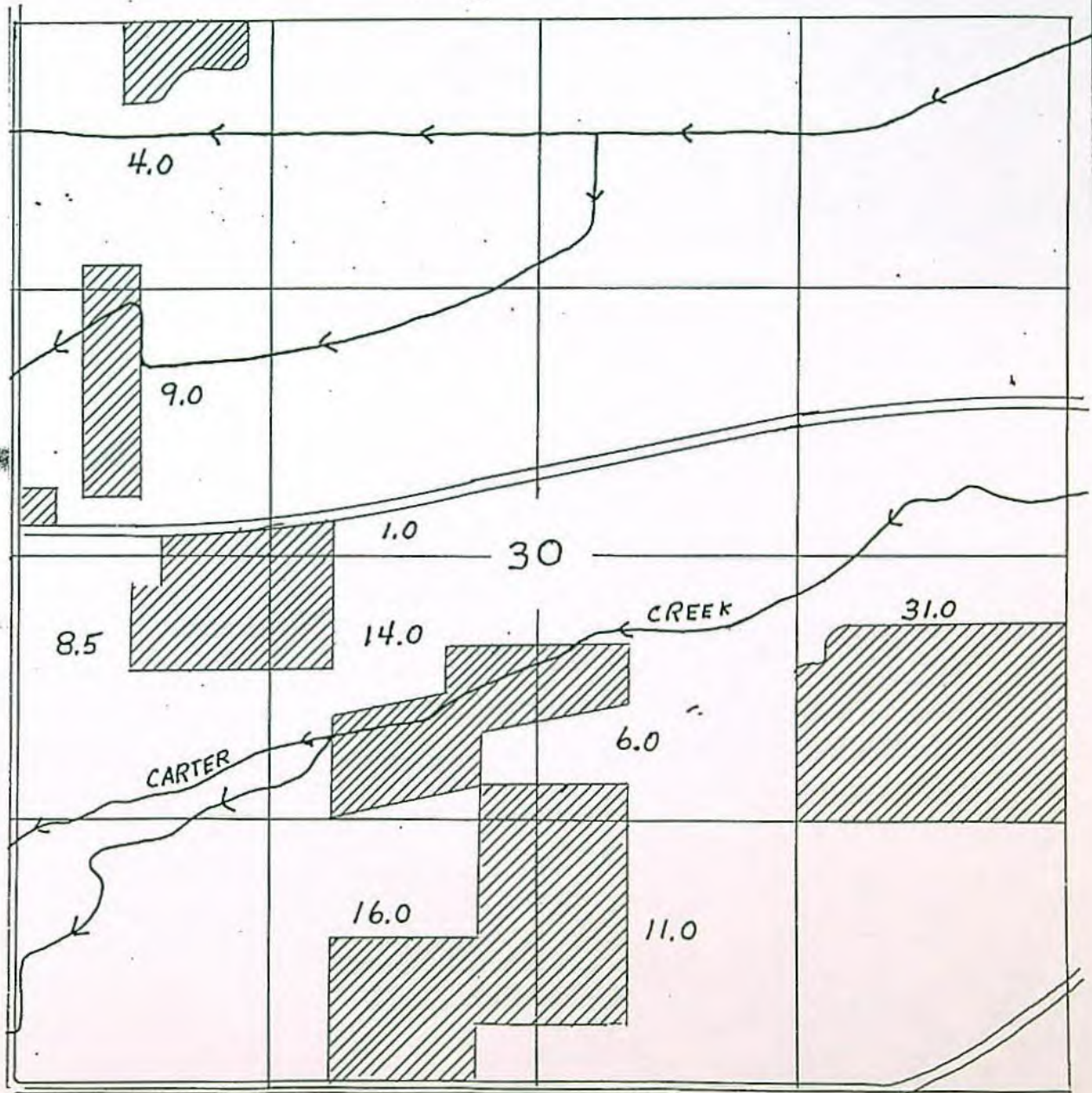
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 30

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



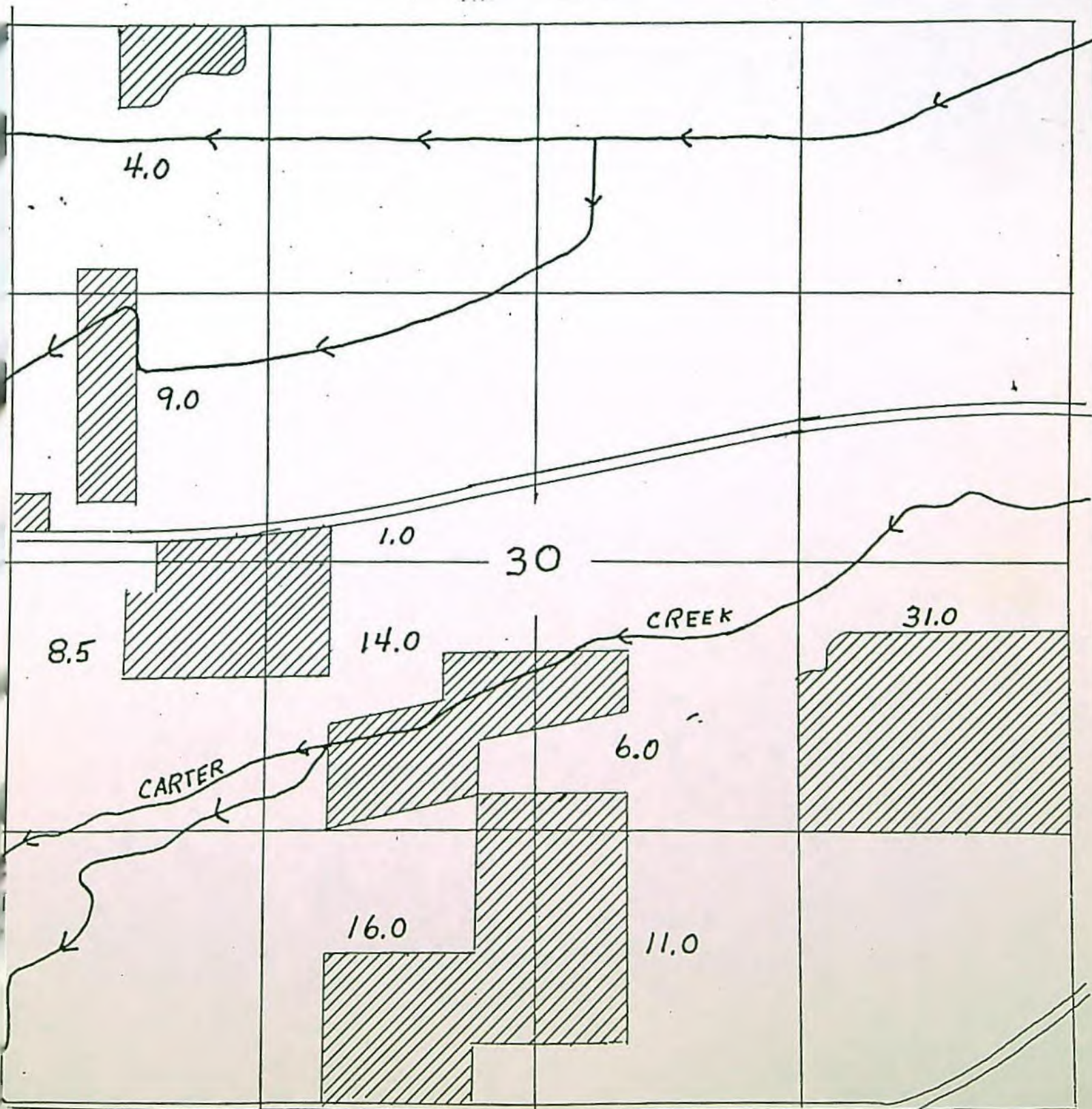
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 30

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



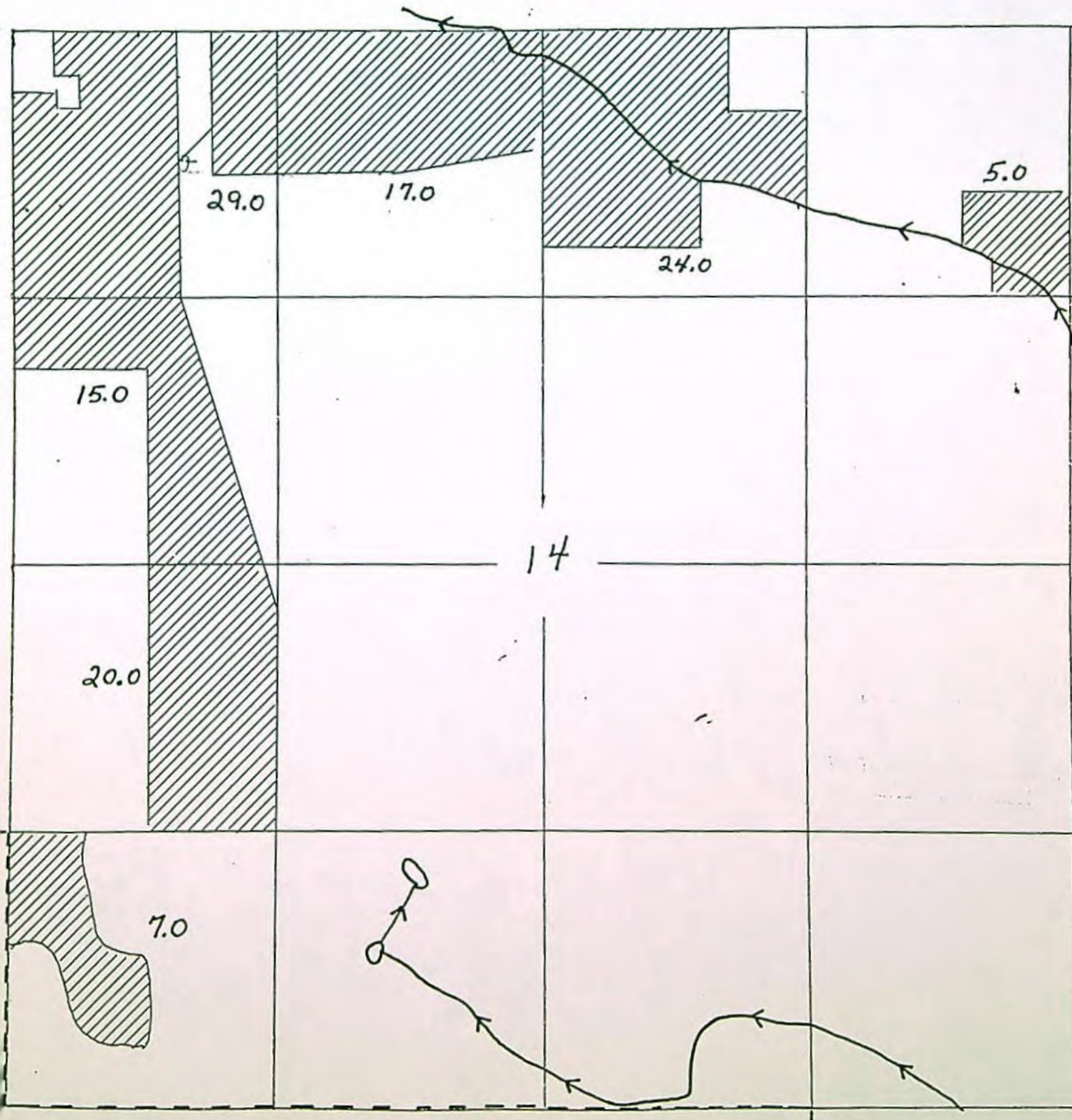
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 14

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



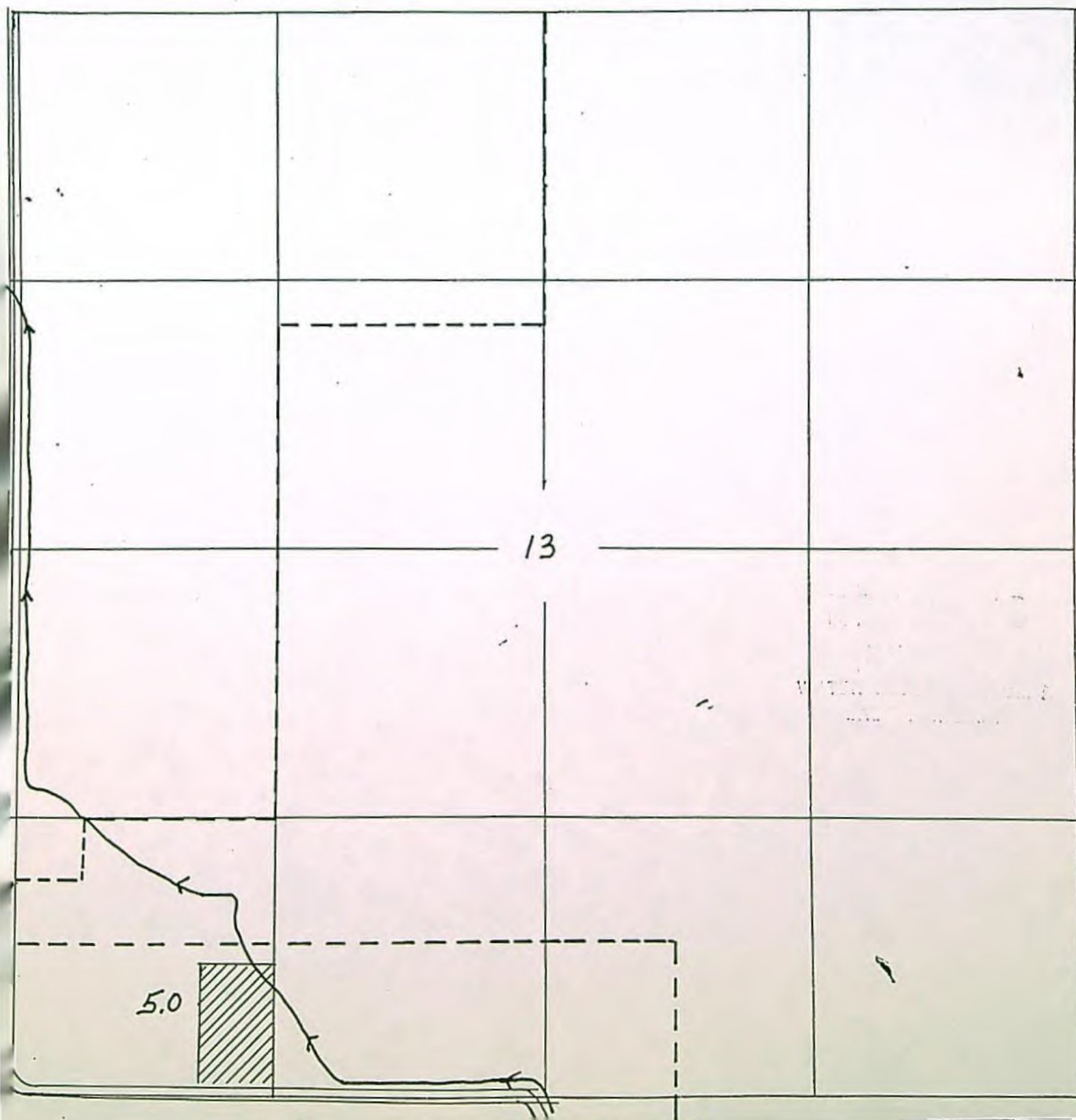
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 13

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



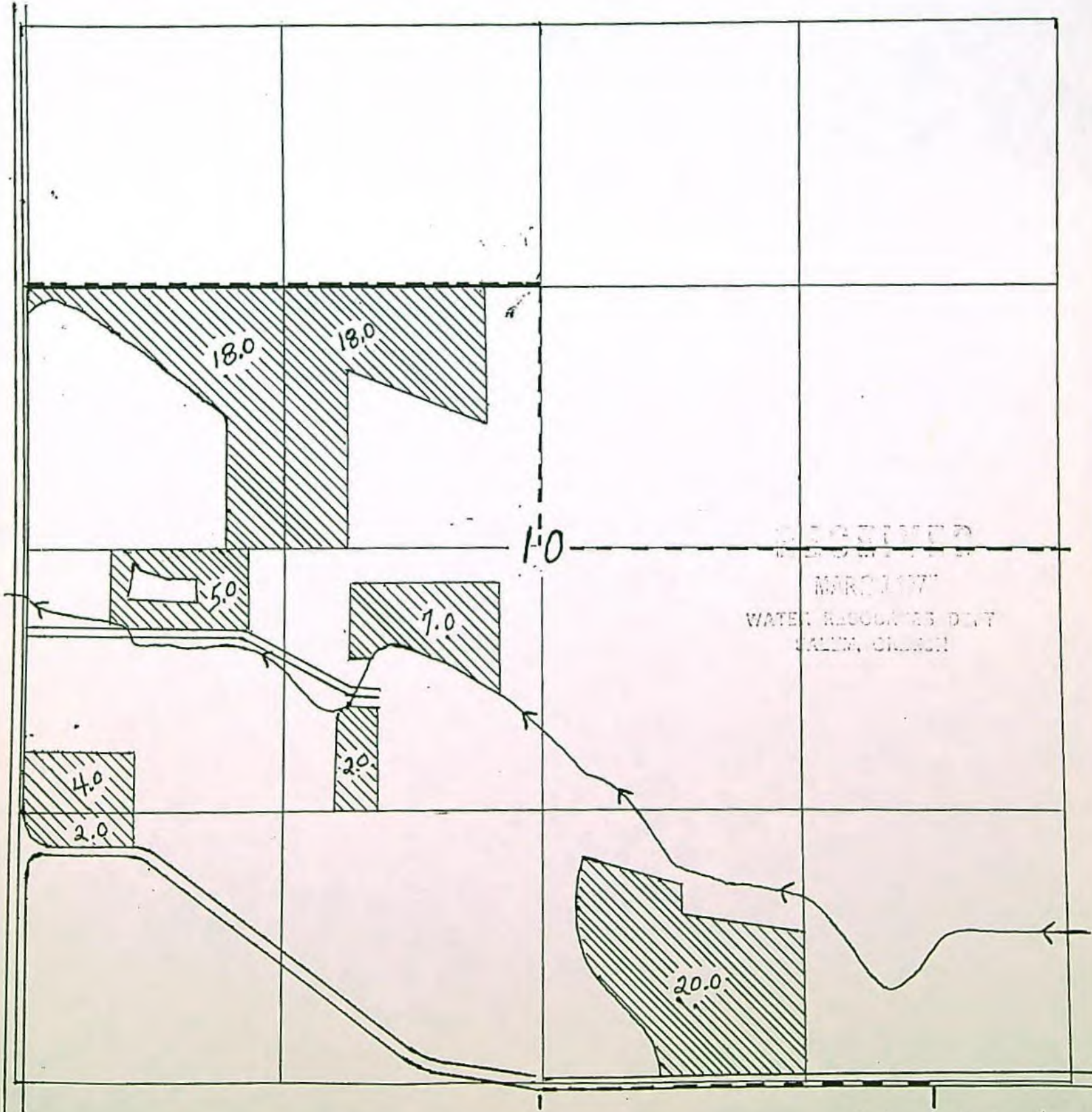
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 10

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



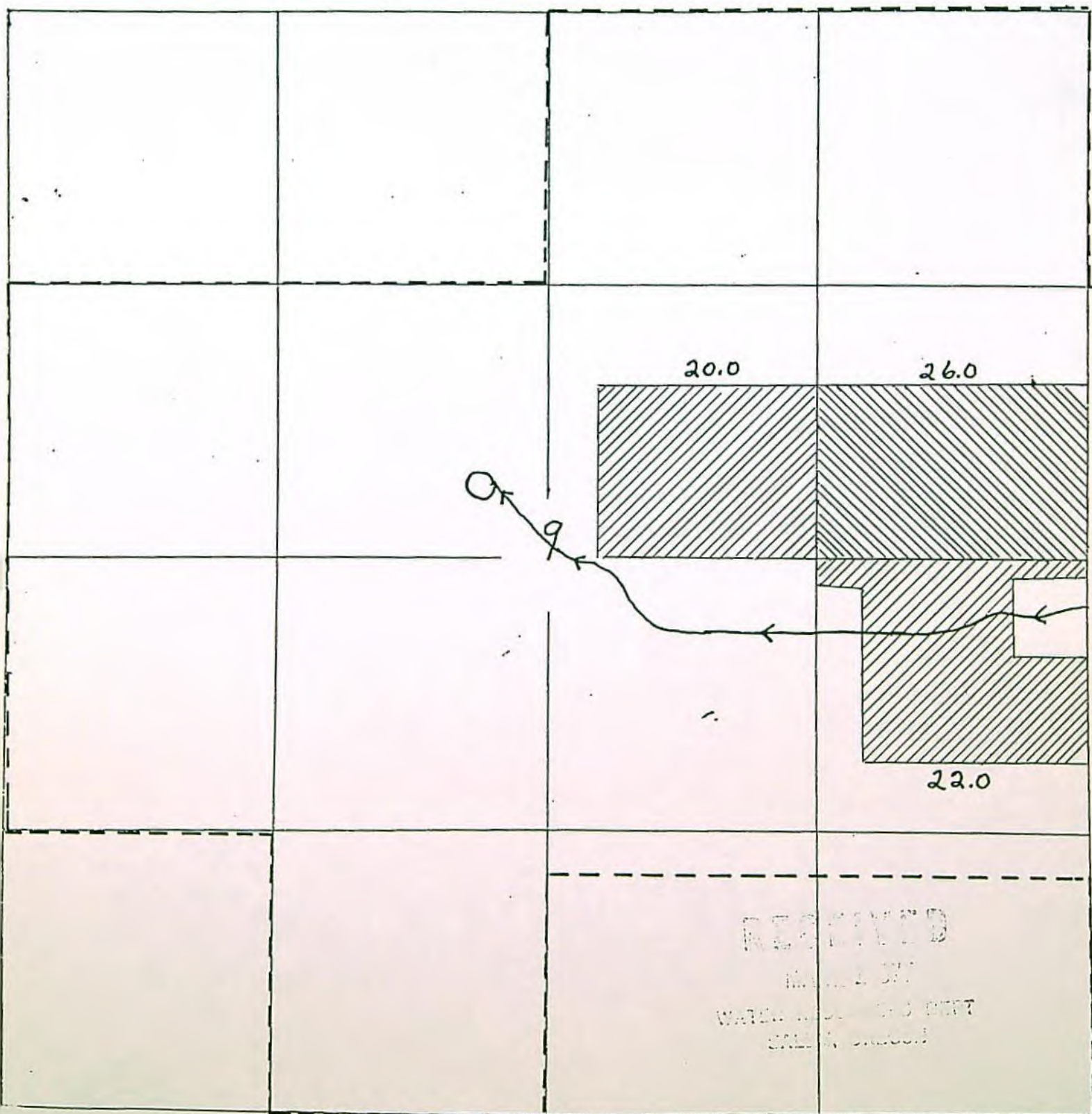
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 9

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



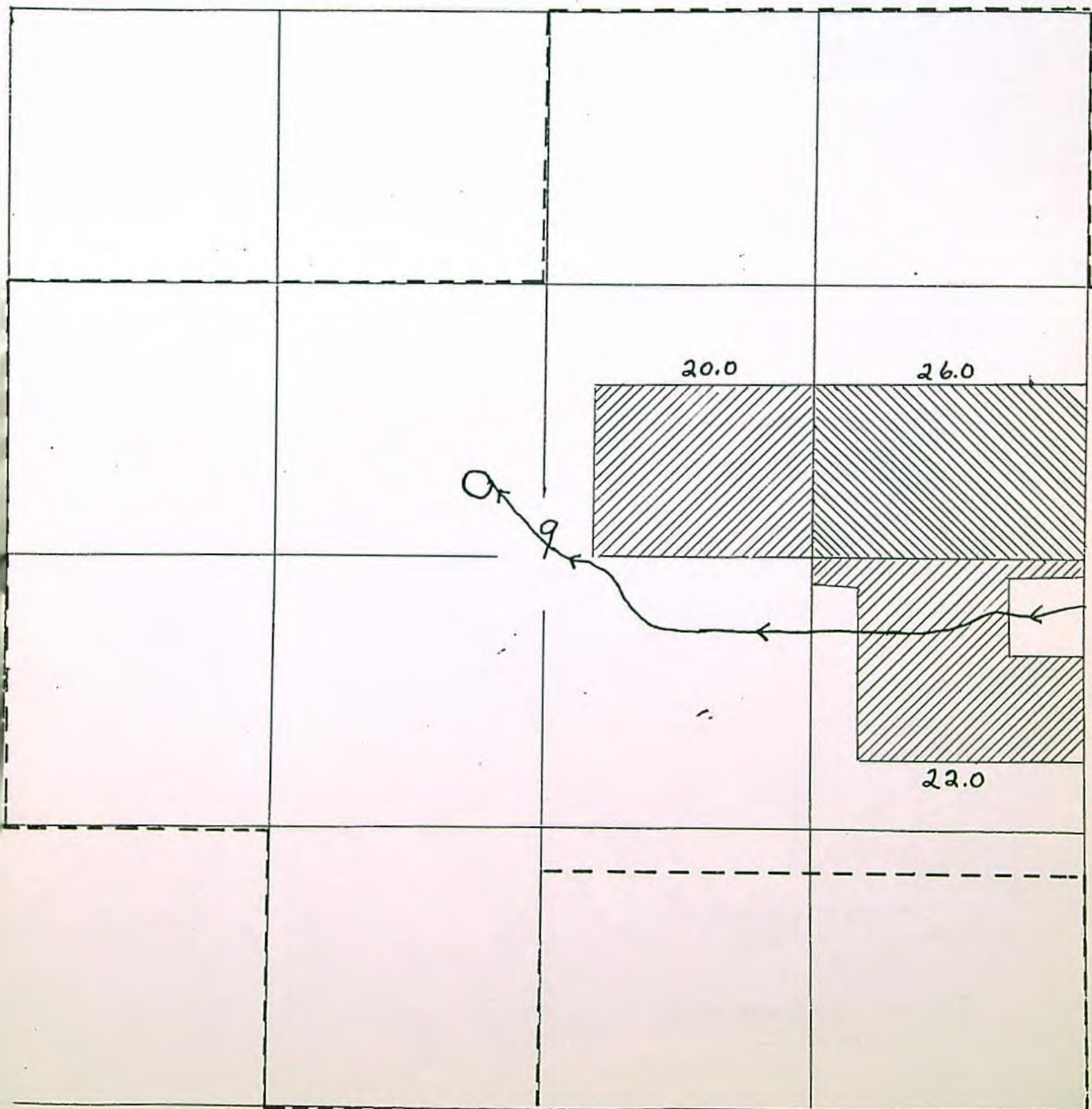
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 9

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



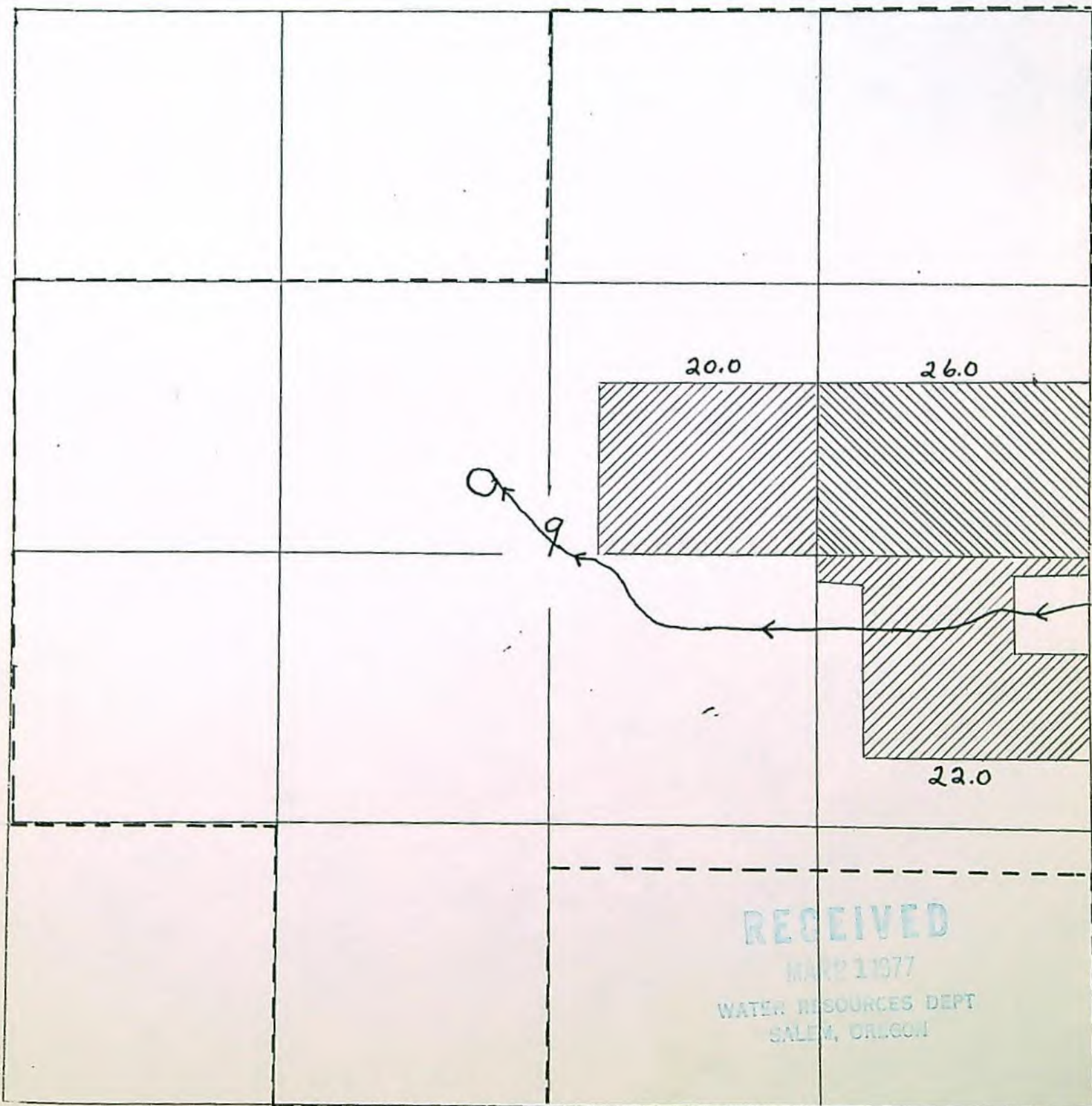
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 9

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



Scale - 1" = 660'

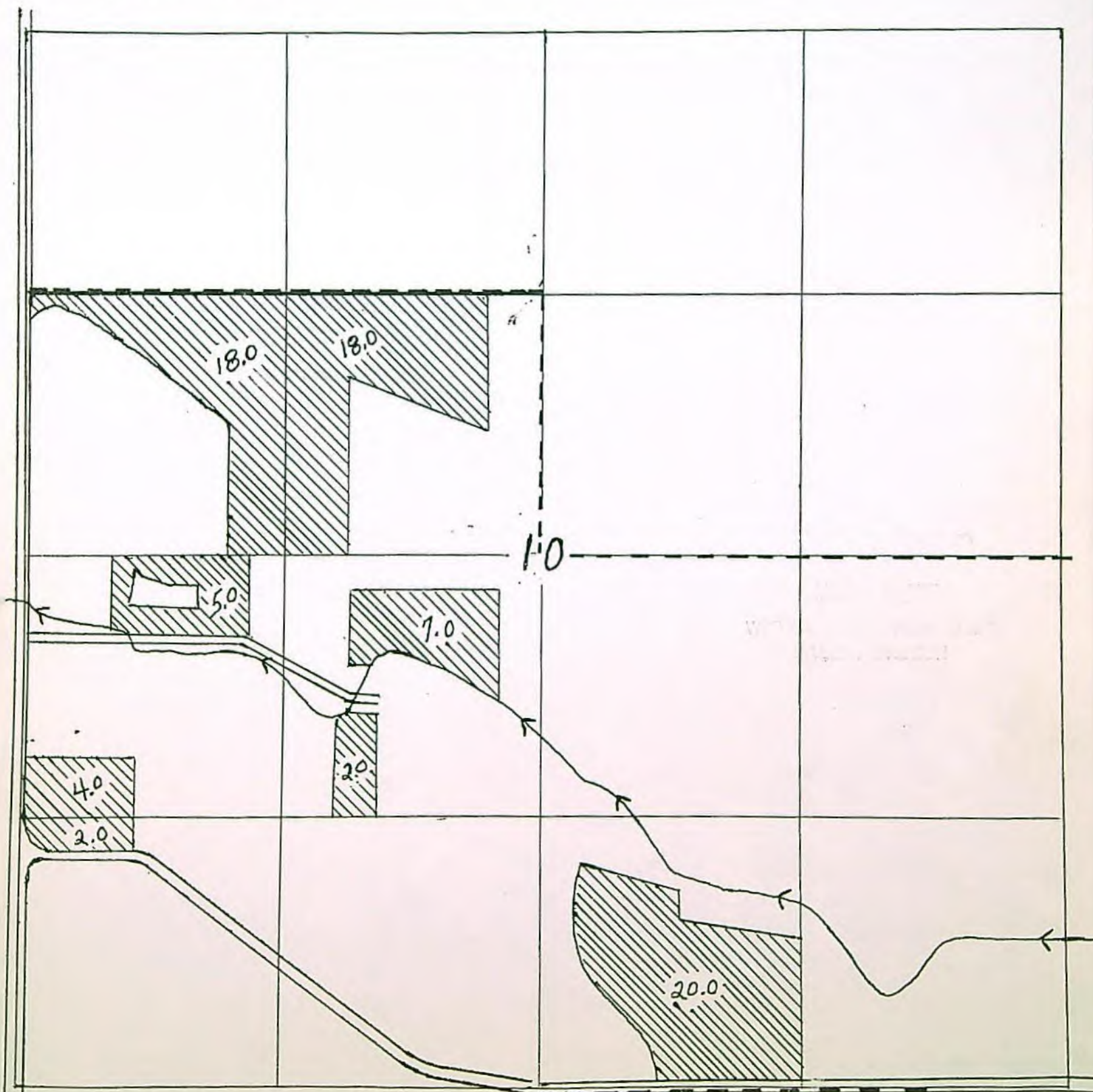
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 10

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



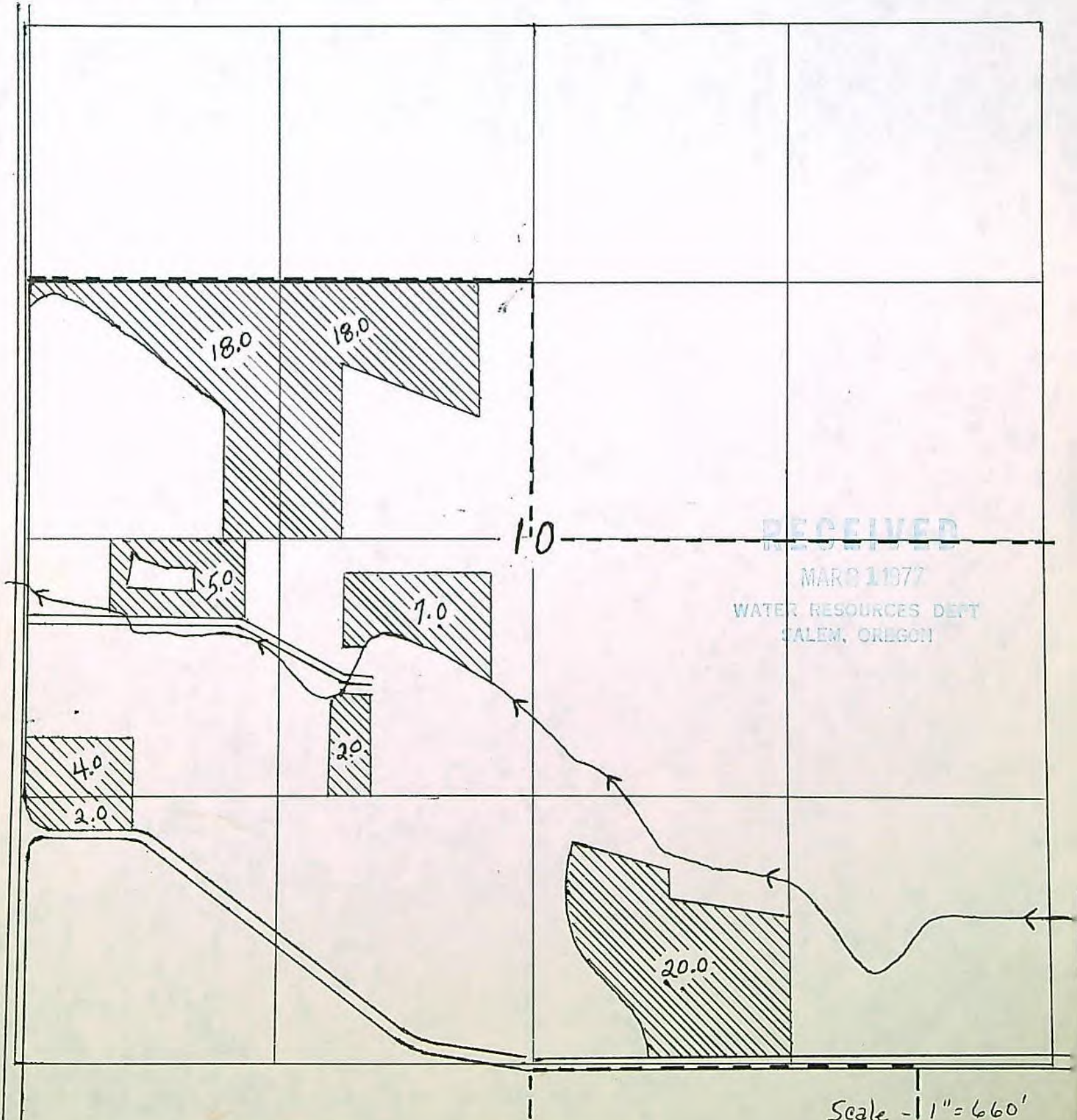
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 10

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



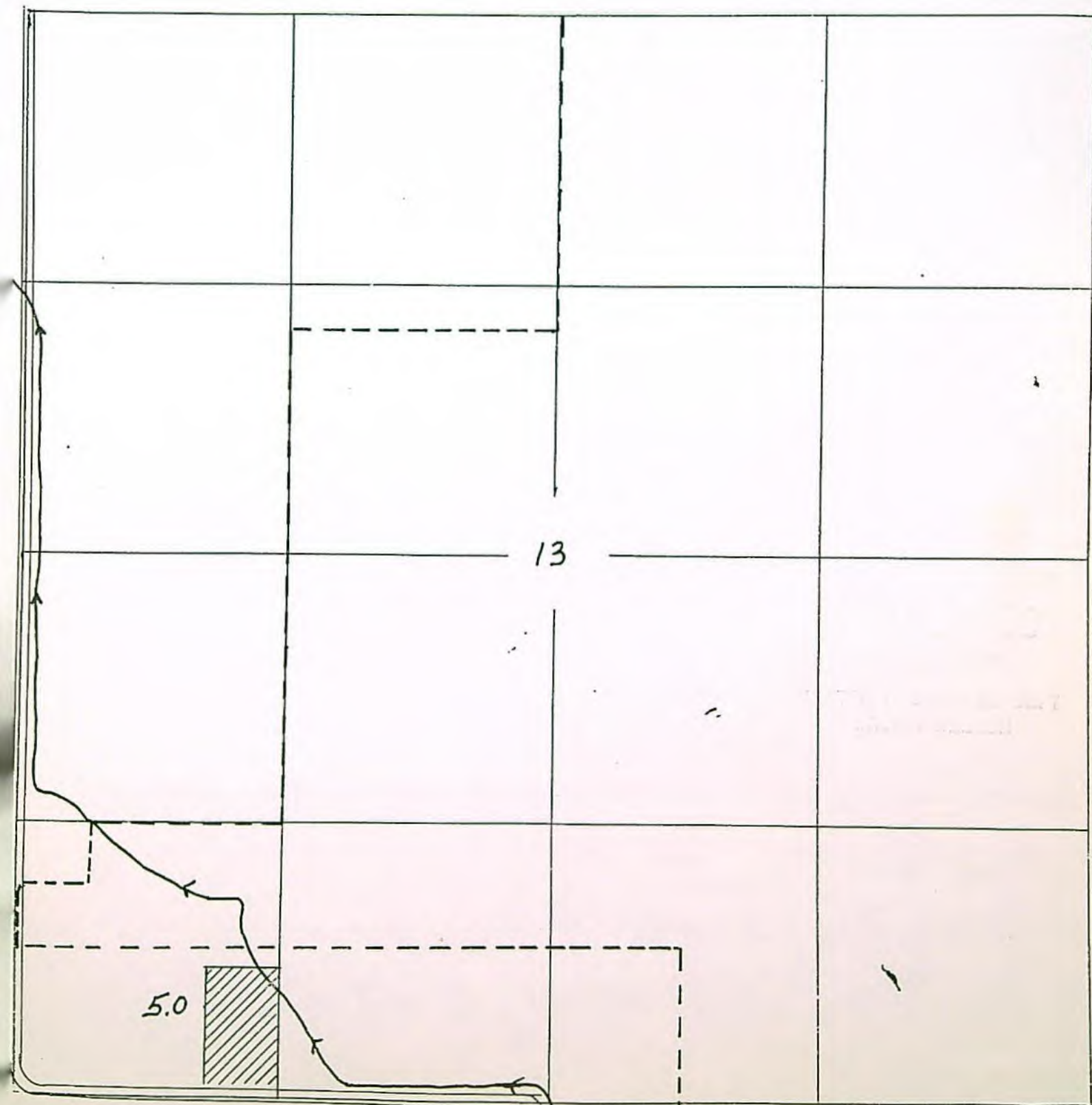
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 13

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



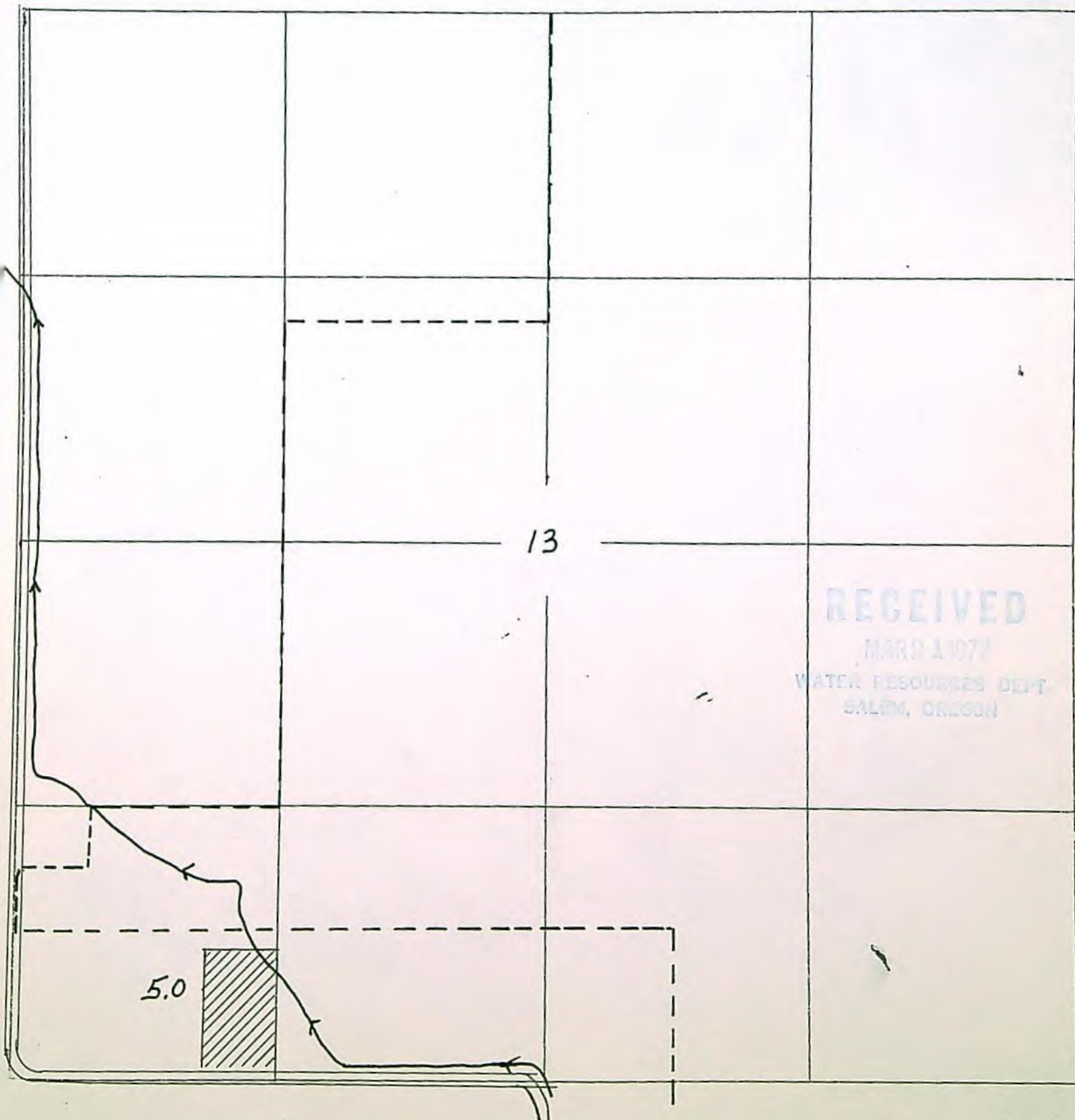
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 13

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**

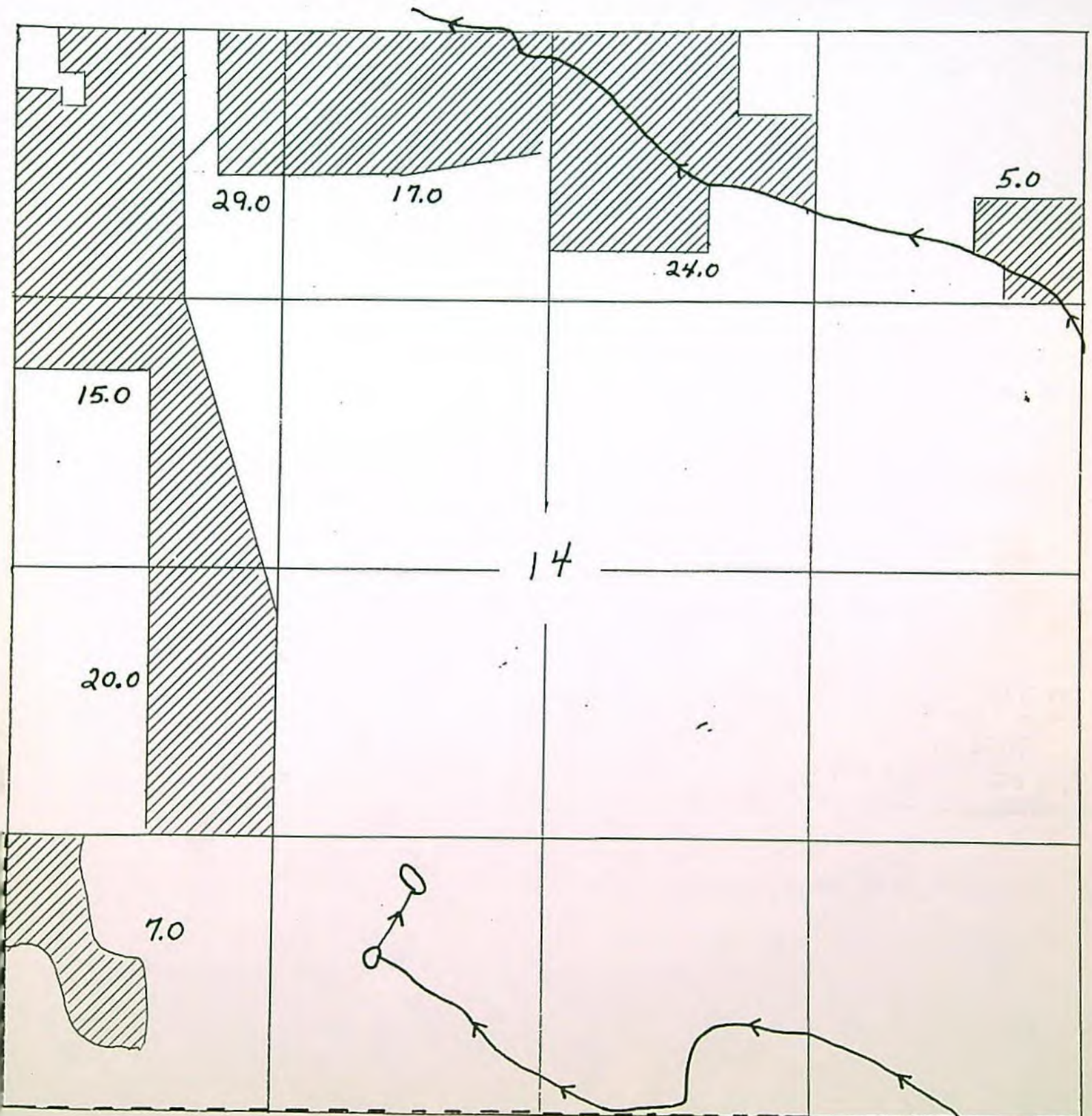


Scale - 1" = 660'

Application No. 40873

T 11, S., R 1 W

Application No. 40873
Permit No. 41359

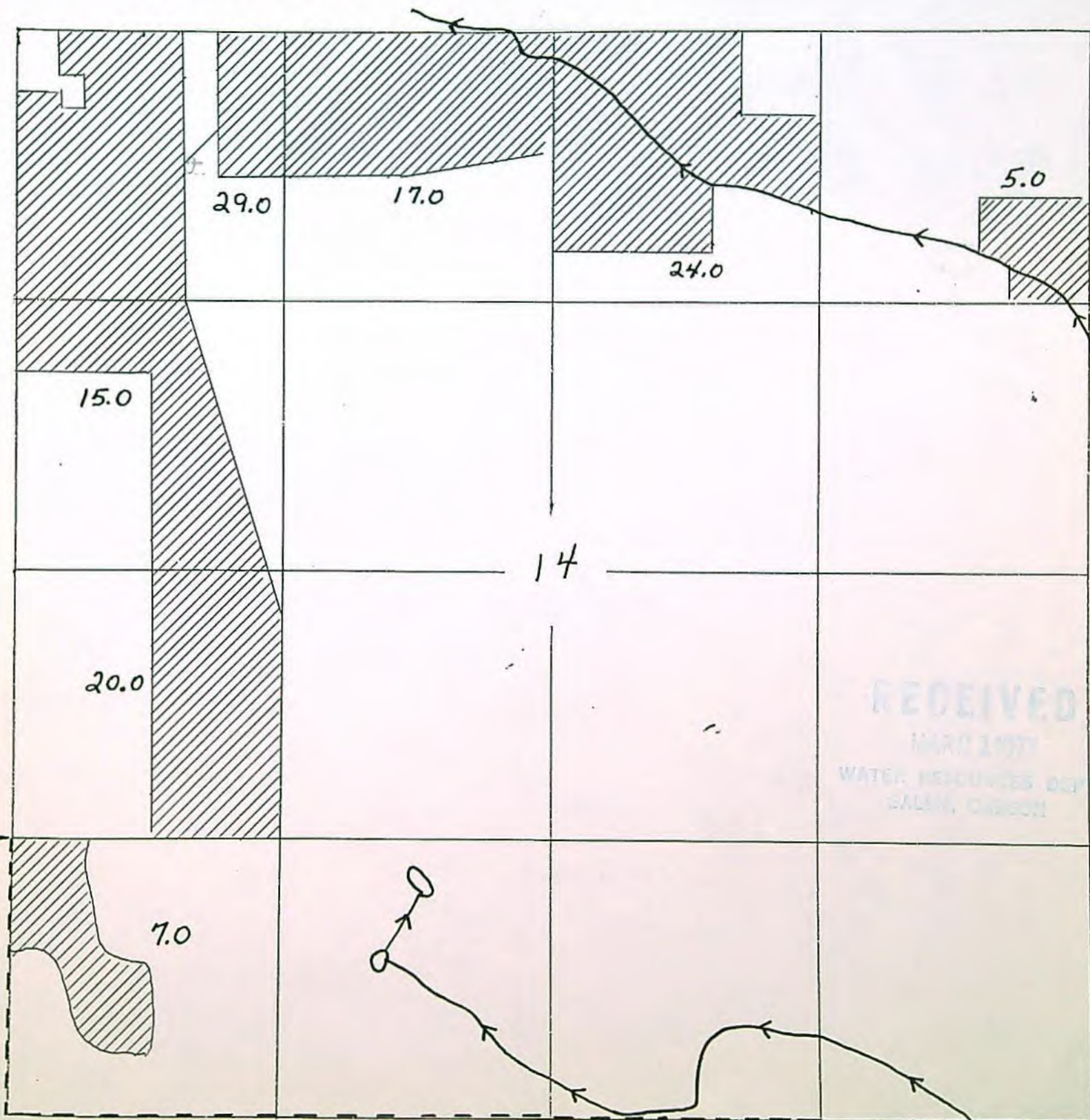


Application No. 40673

Section 14

T 11, S., R 1 W

Application No. 40873
Permit No. 41359


$$50210 - 1'' = 660'$$

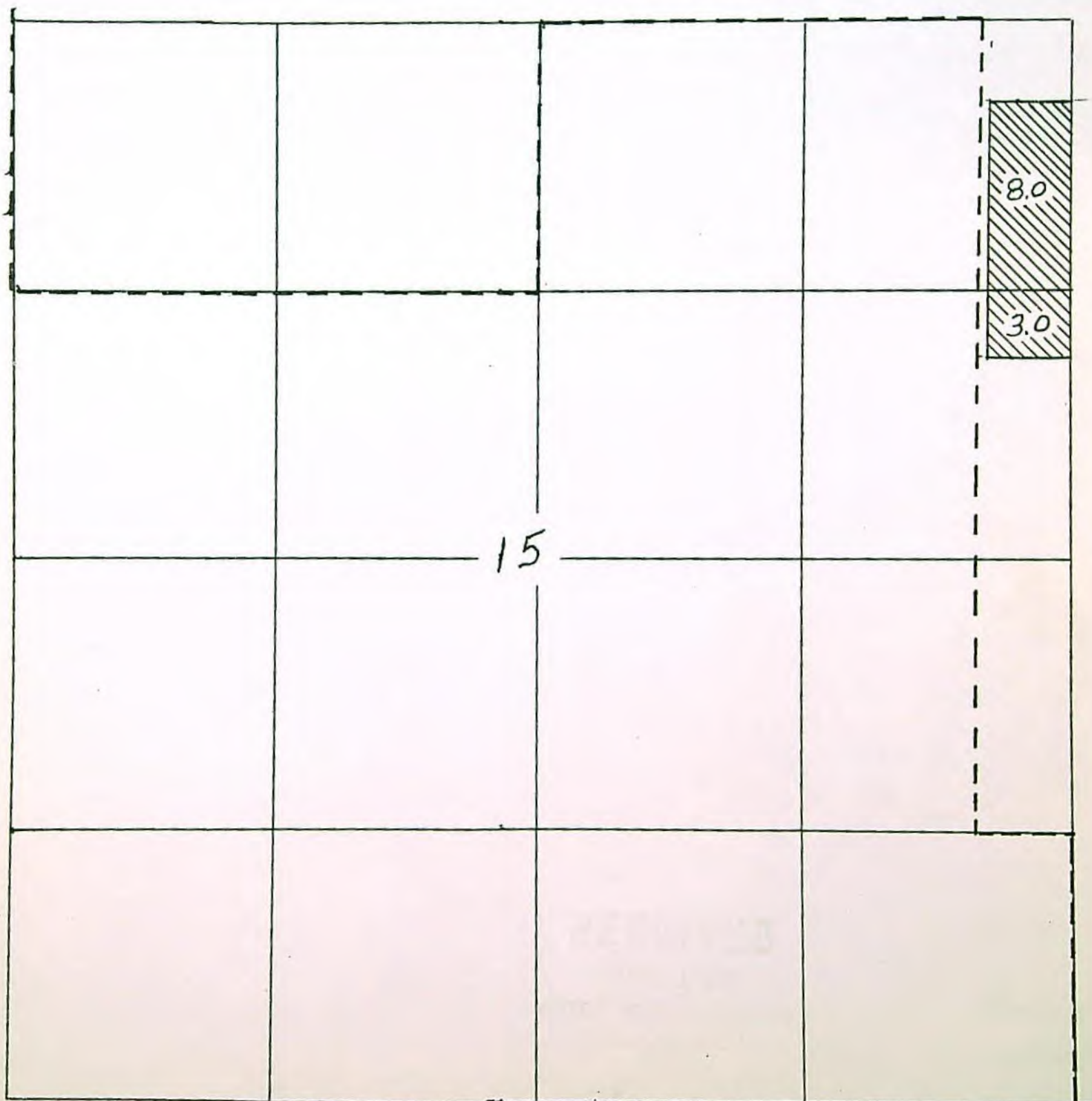
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 15

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



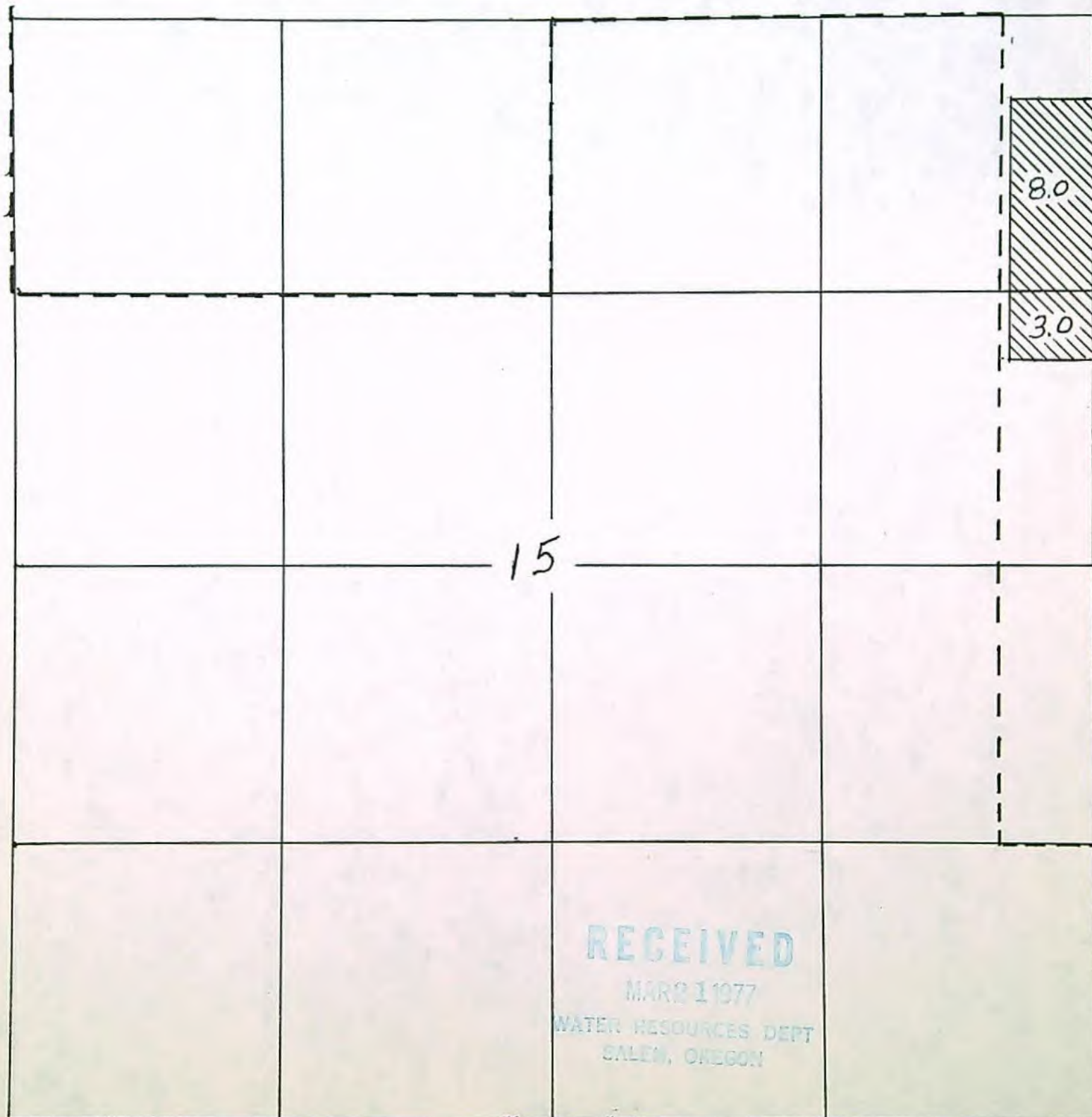
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 15

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



Scale - 1" = 660'

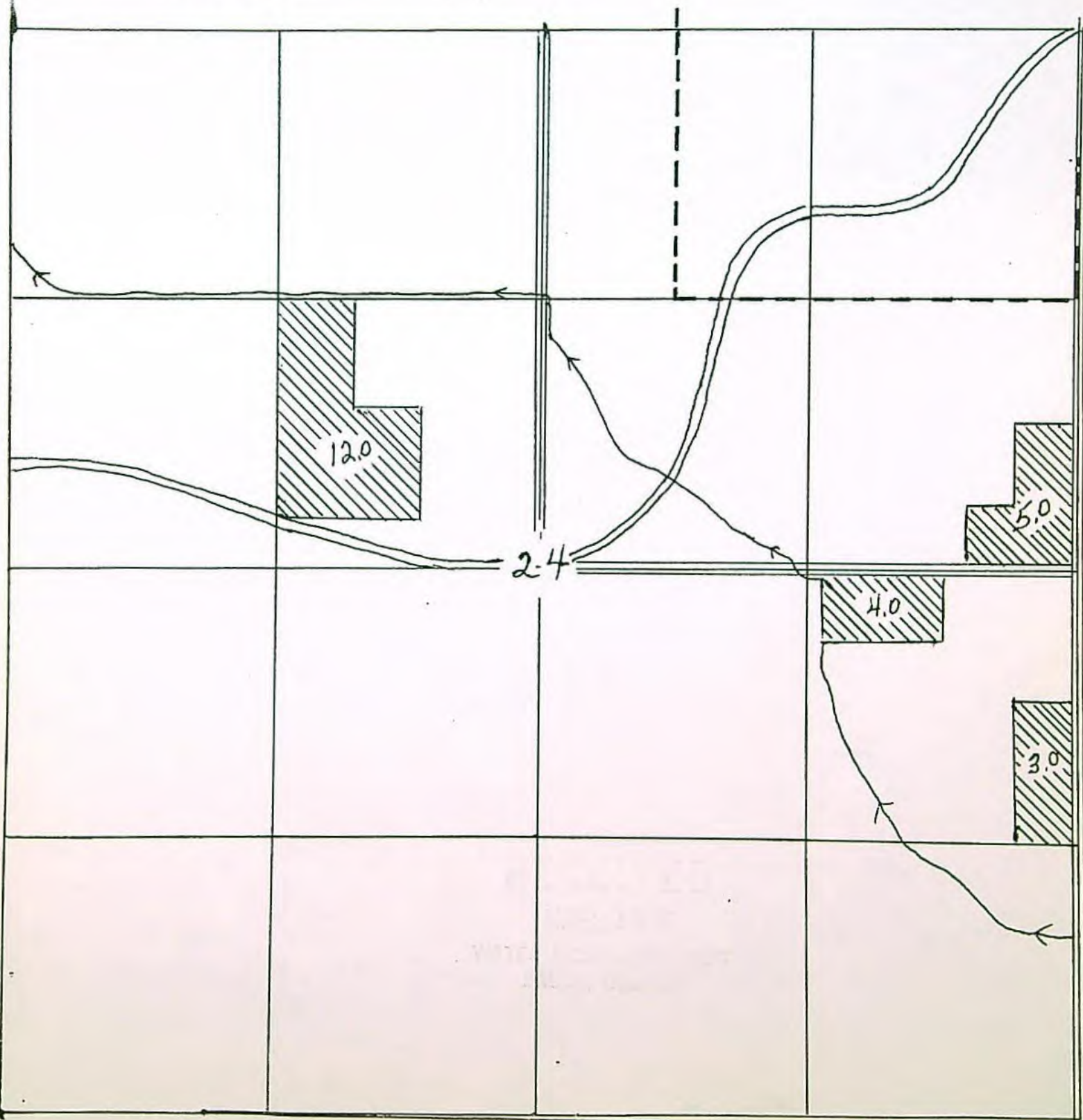
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 24

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



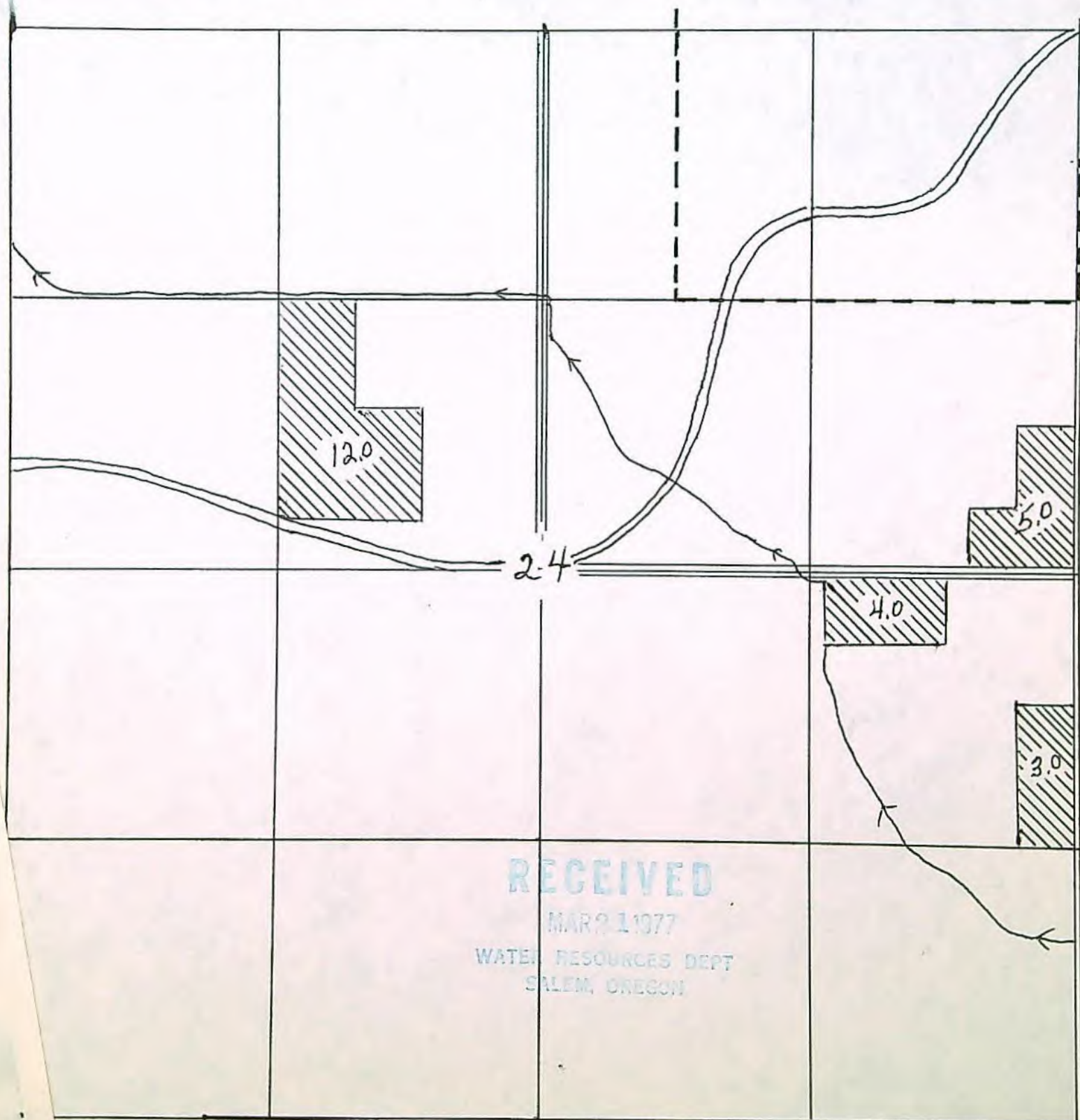
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 24

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



Scale - 1" = 660'

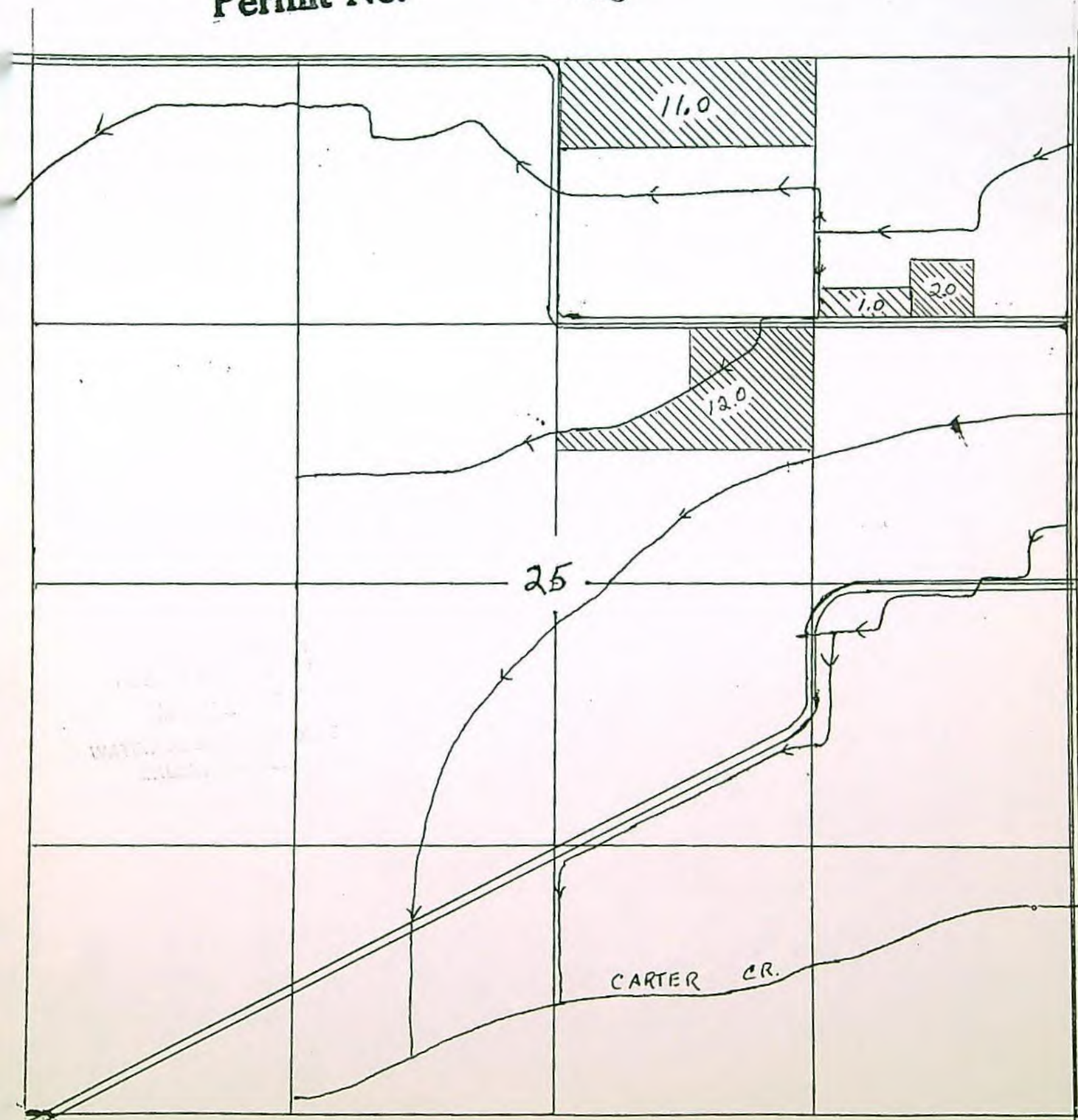
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 25

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



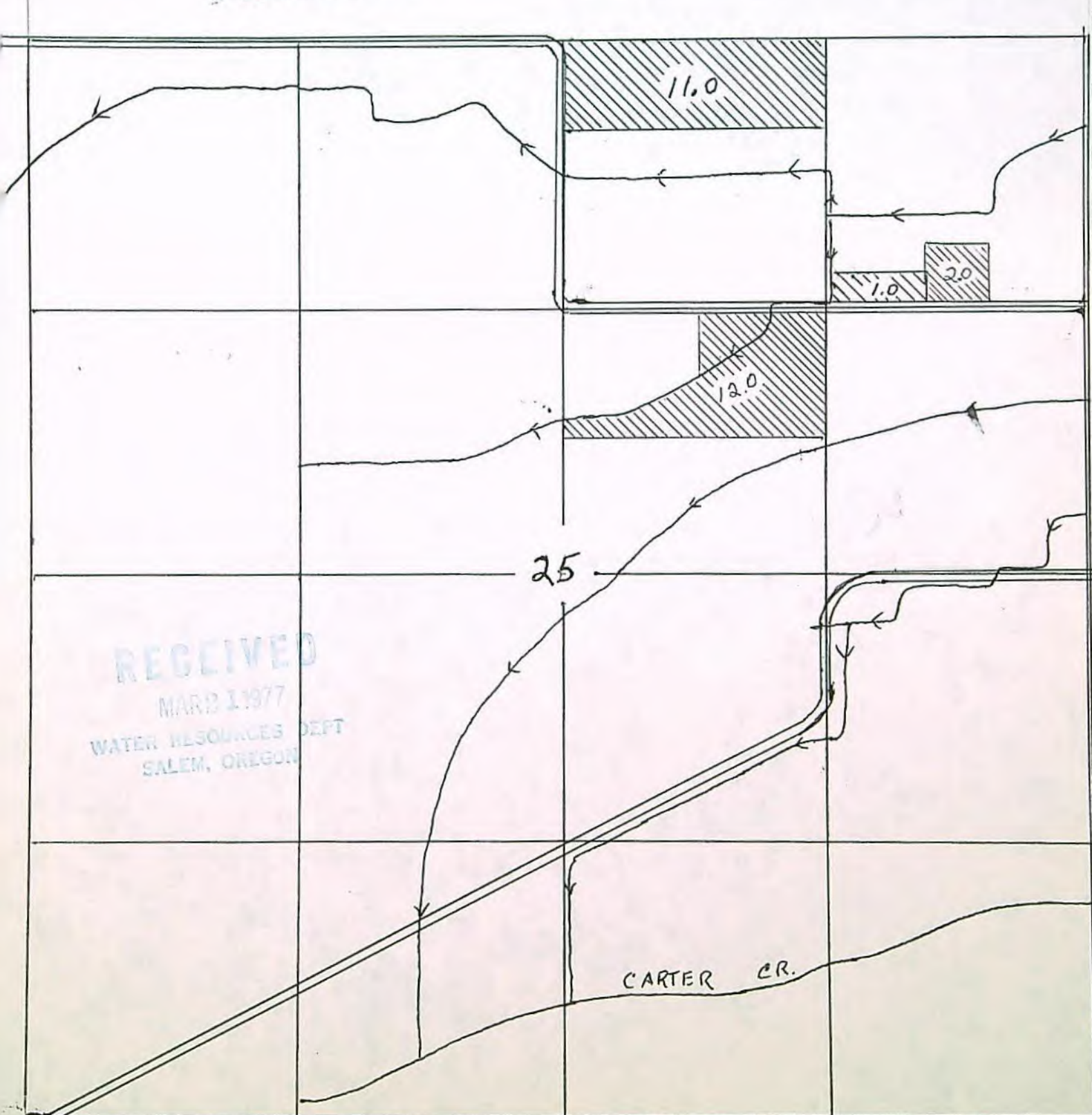
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 25

T 11, S., R 1 W

Application No. 40873
Permit No. 41359

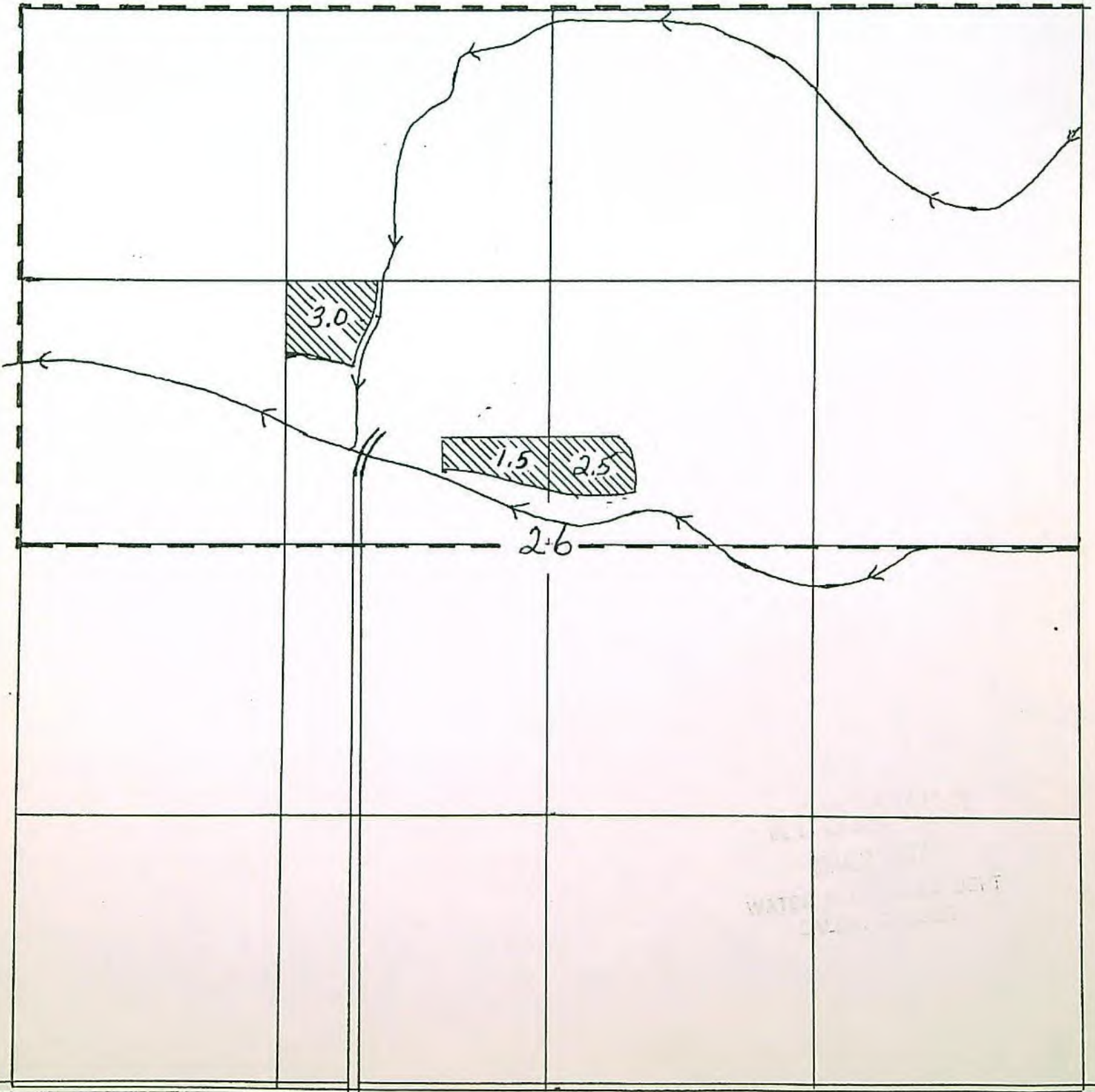


Scale - 1" = 660'

Application No. 40873

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



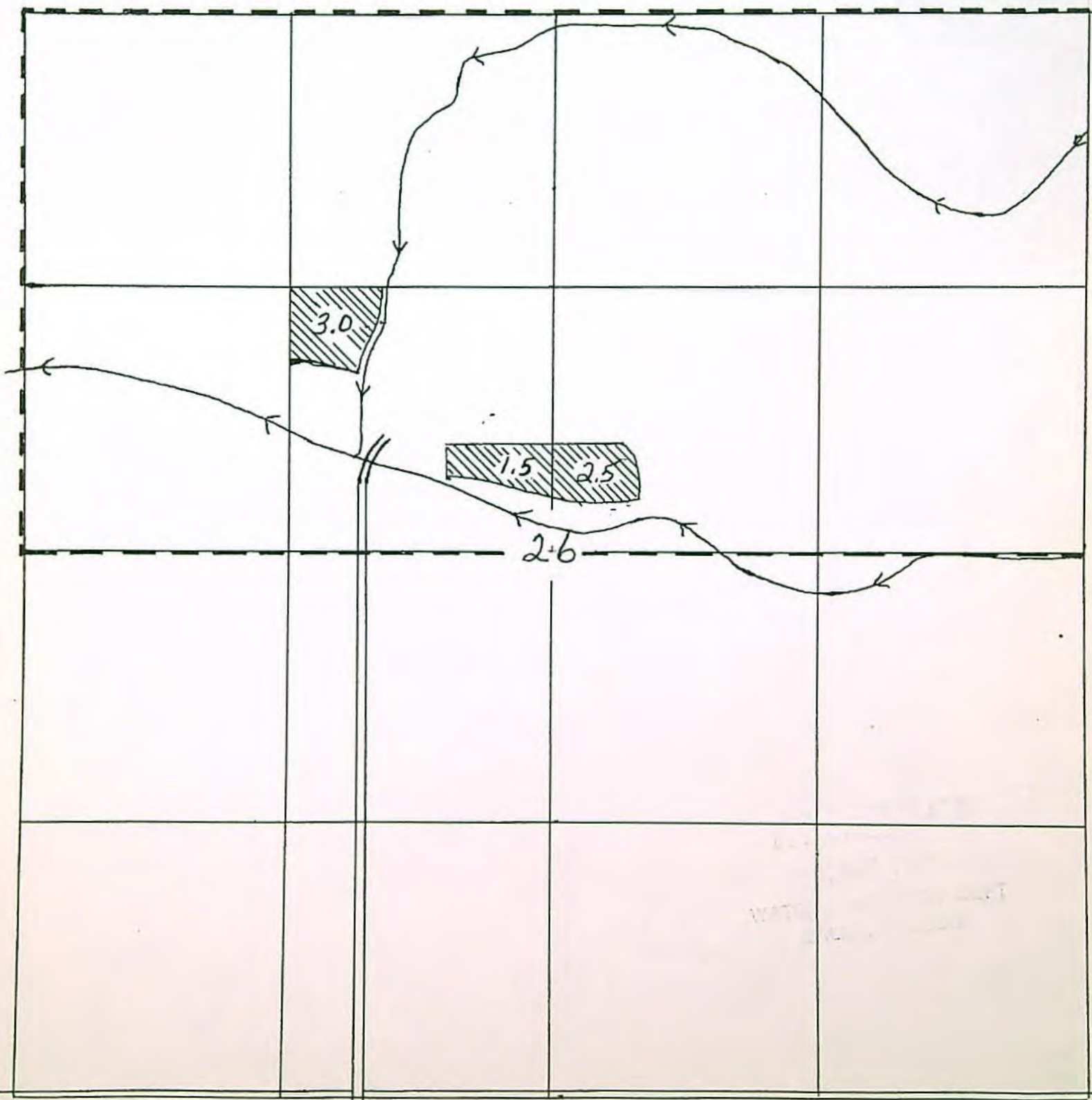
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 26

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



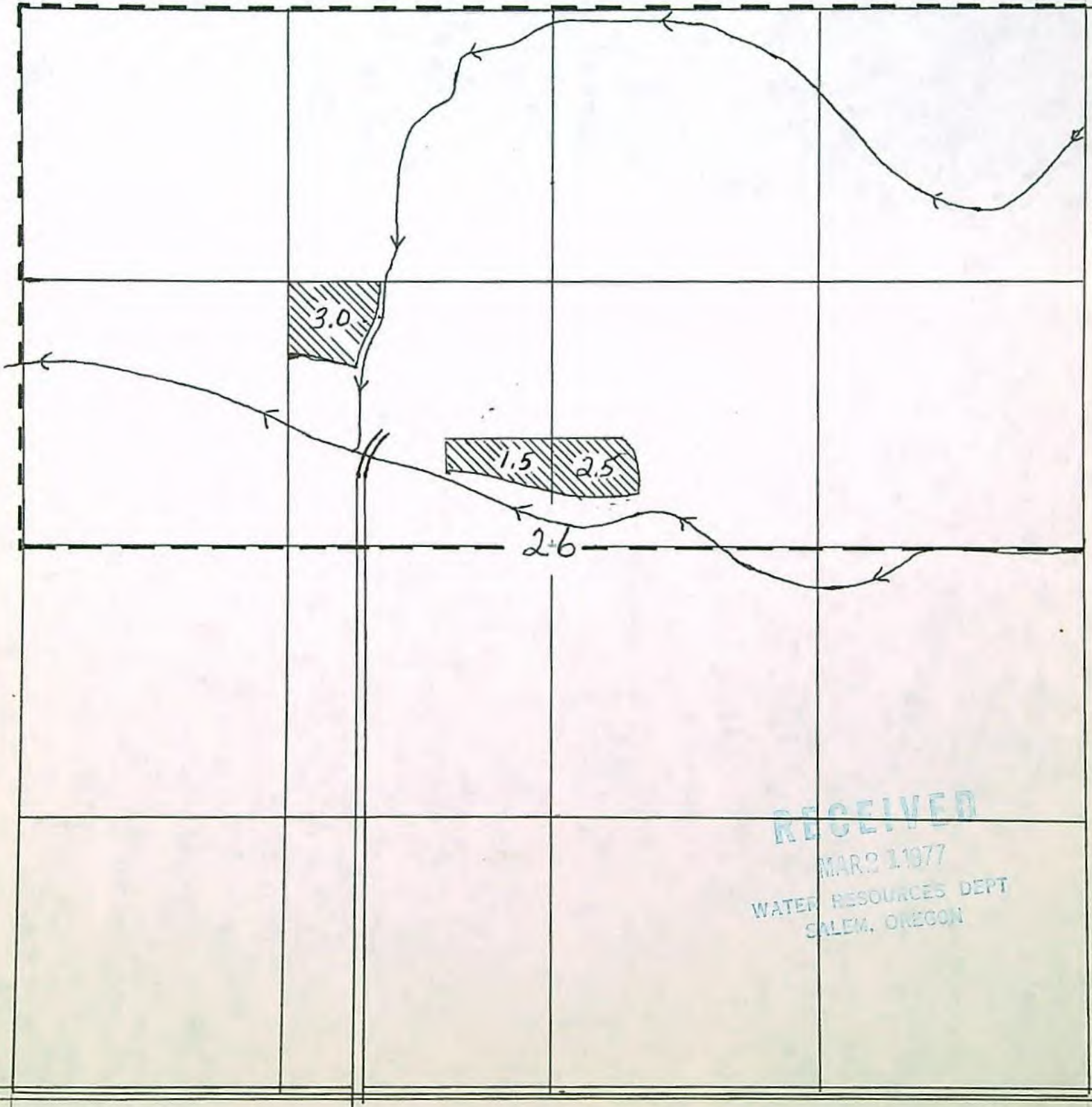
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 26

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



RECEIVED
MAR 2 1977
WATER RESOURCES DEPT
SALEM, OREGON

Scale - 1" = 660'

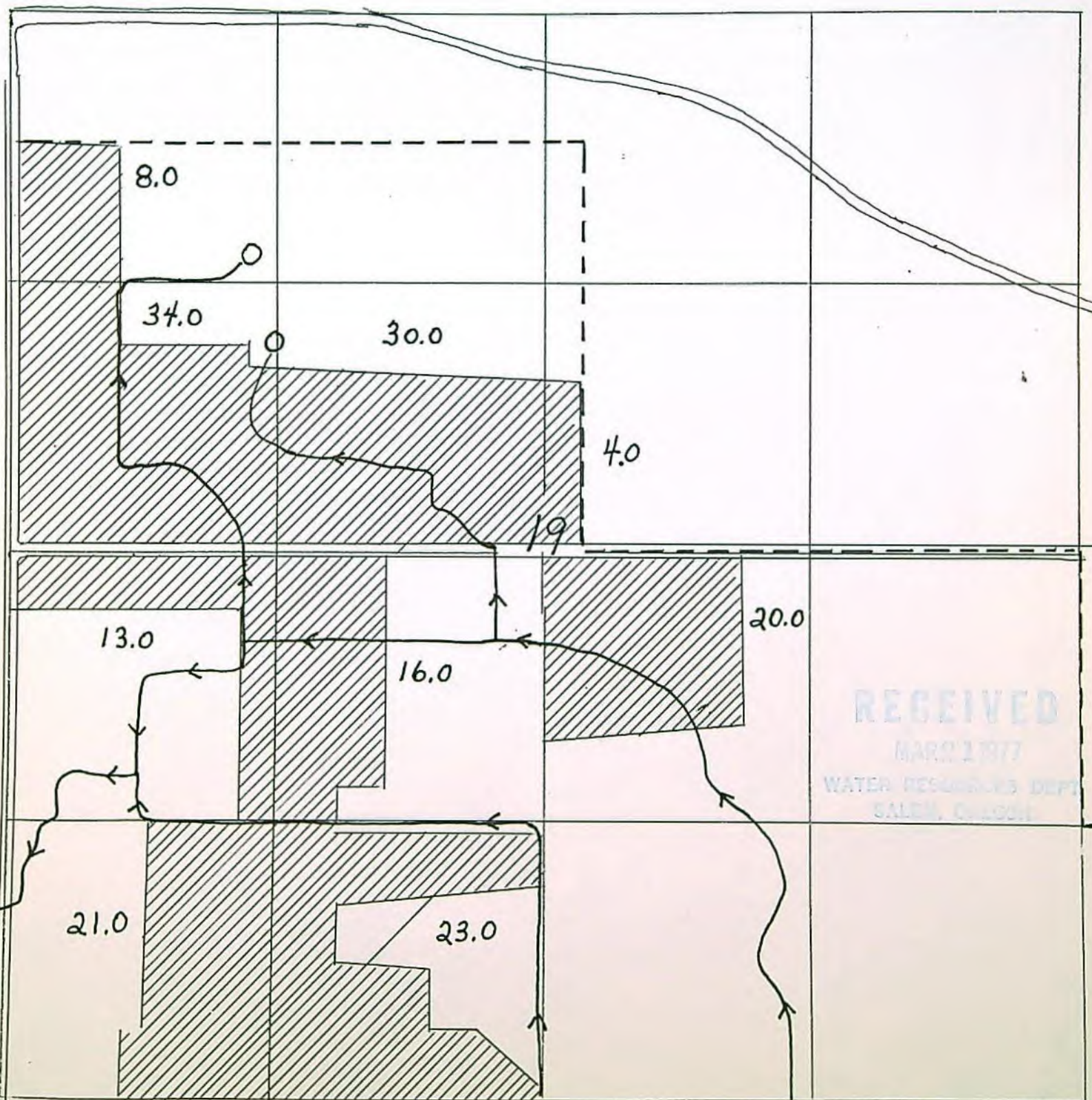
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 19

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



RECEIVED
MARCH 1977
WATER RESOURCES DEPT
SALEM, OREGON

Scale - 1" = 660'

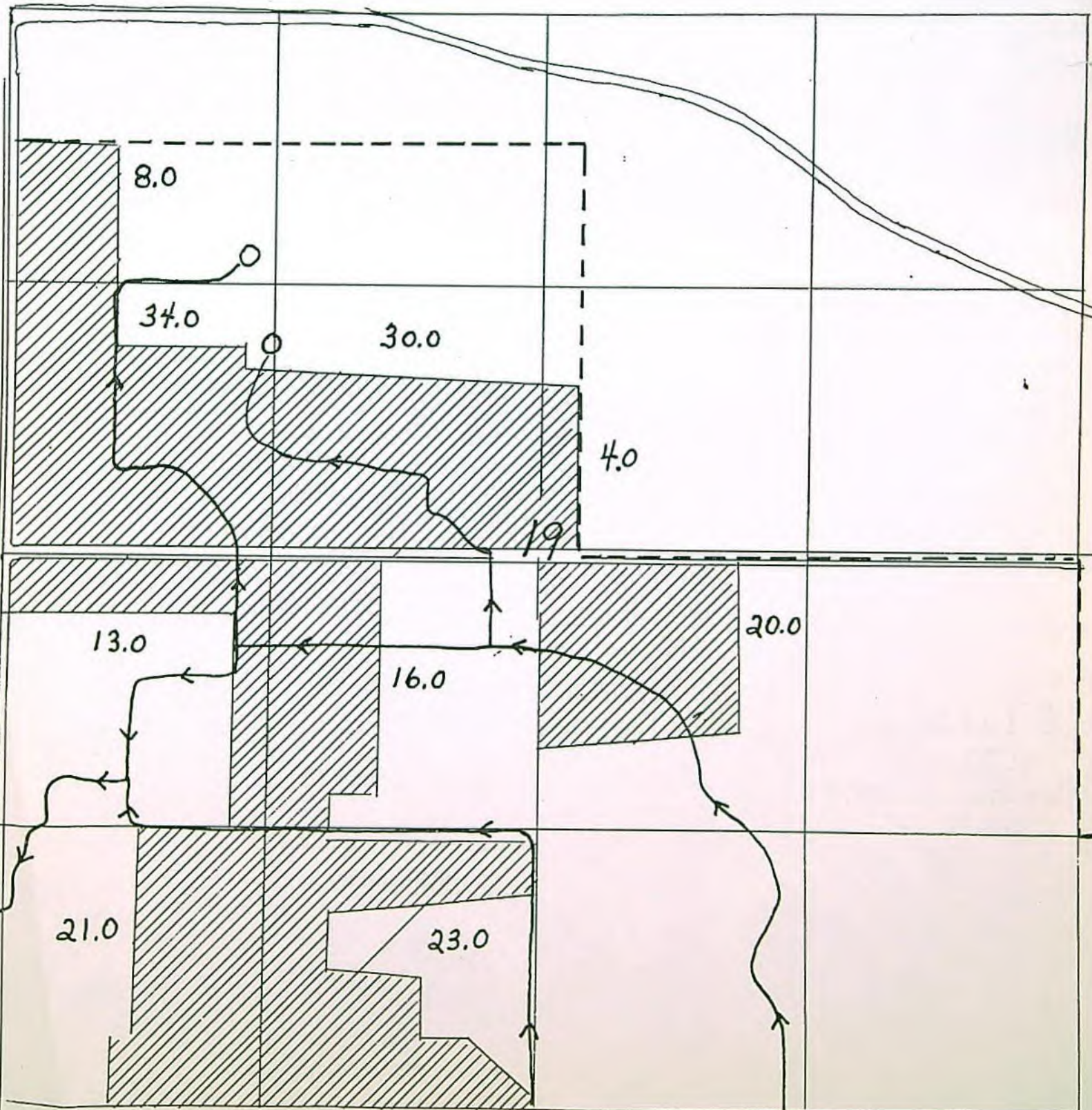
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 19

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



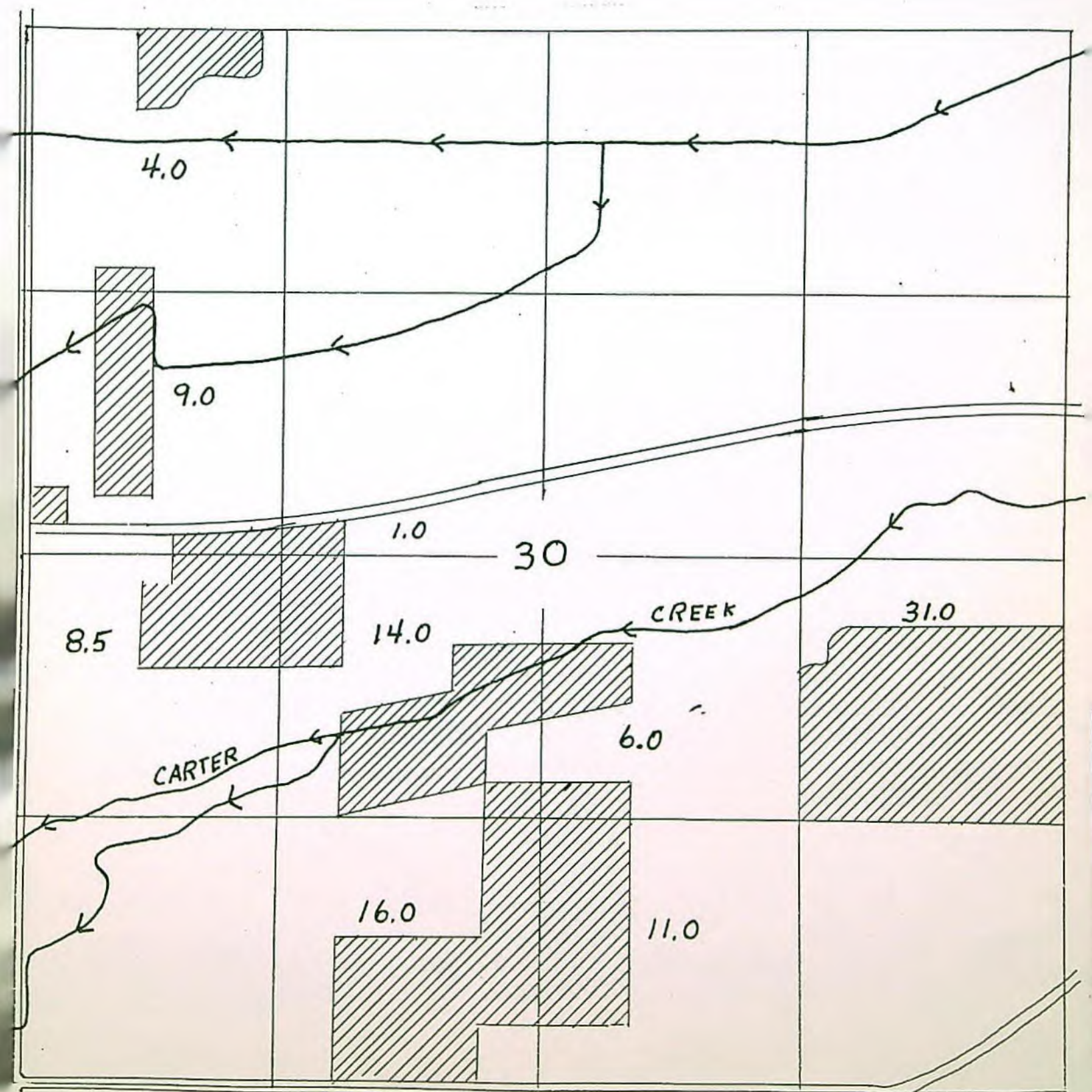
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 30

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



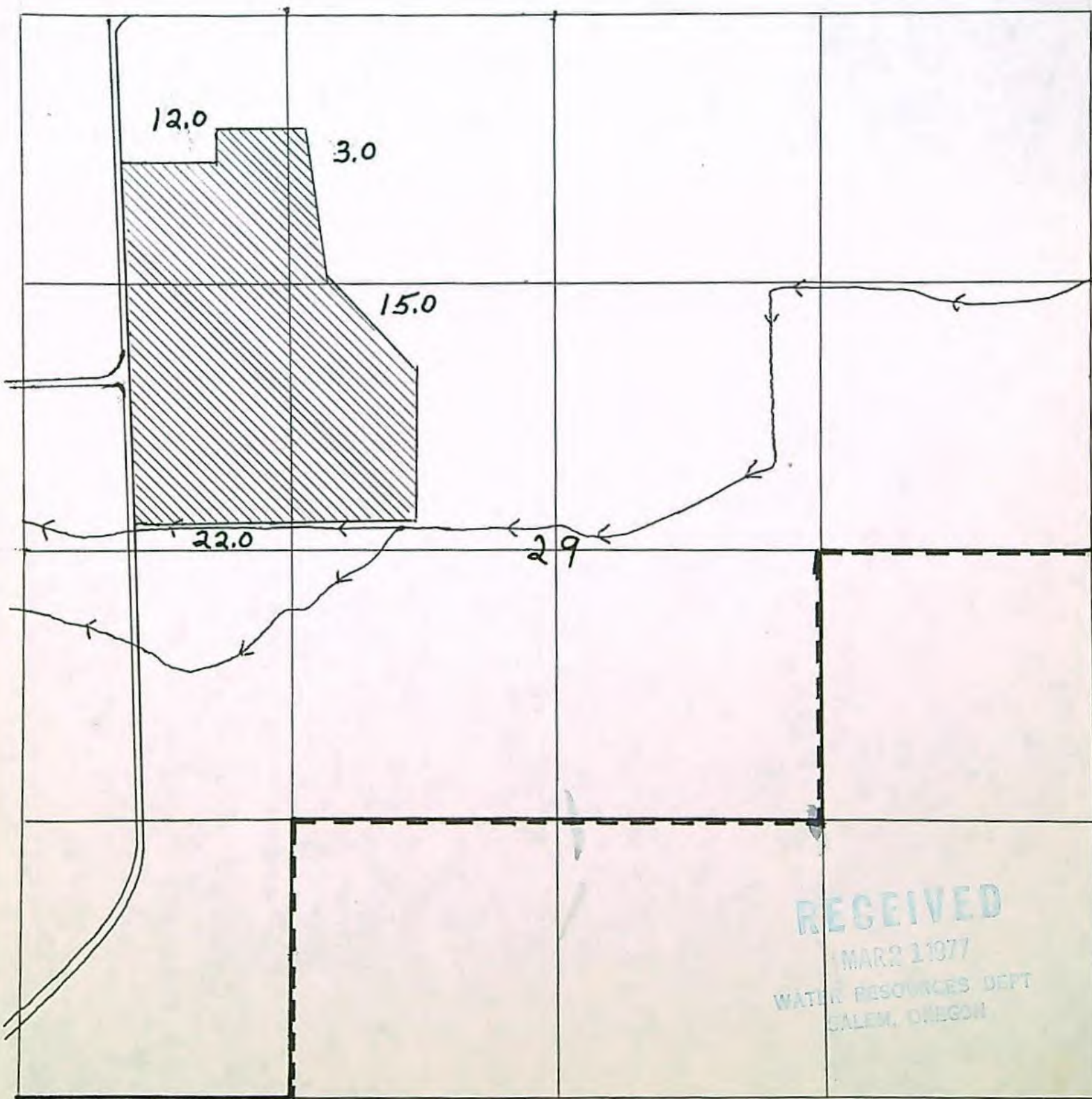
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 29

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



Scale - 1" = 660'

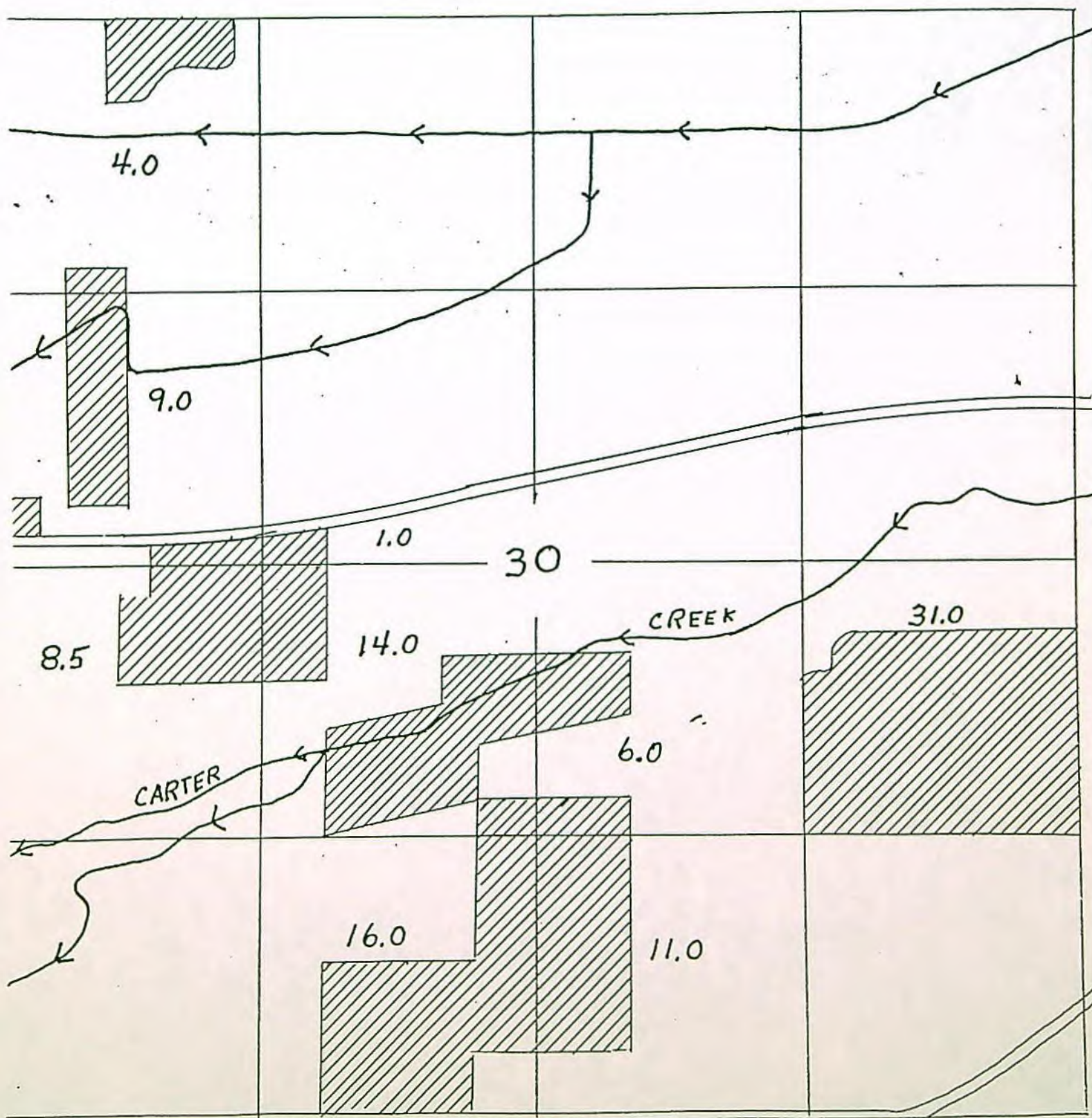
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 30

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



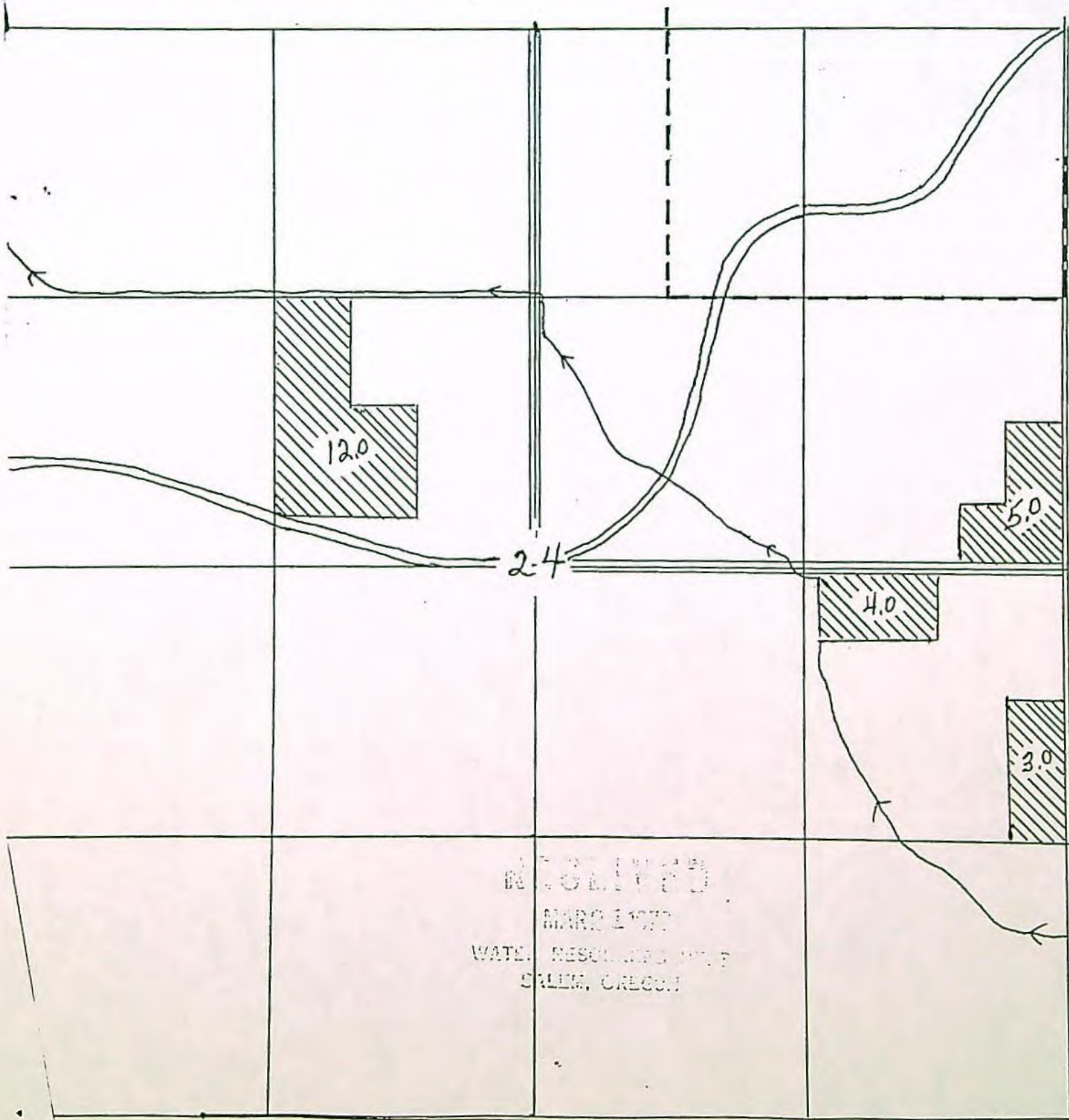
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 24

T 11, S., R 1 W

Application No. **40873**
Permit No. **41359**



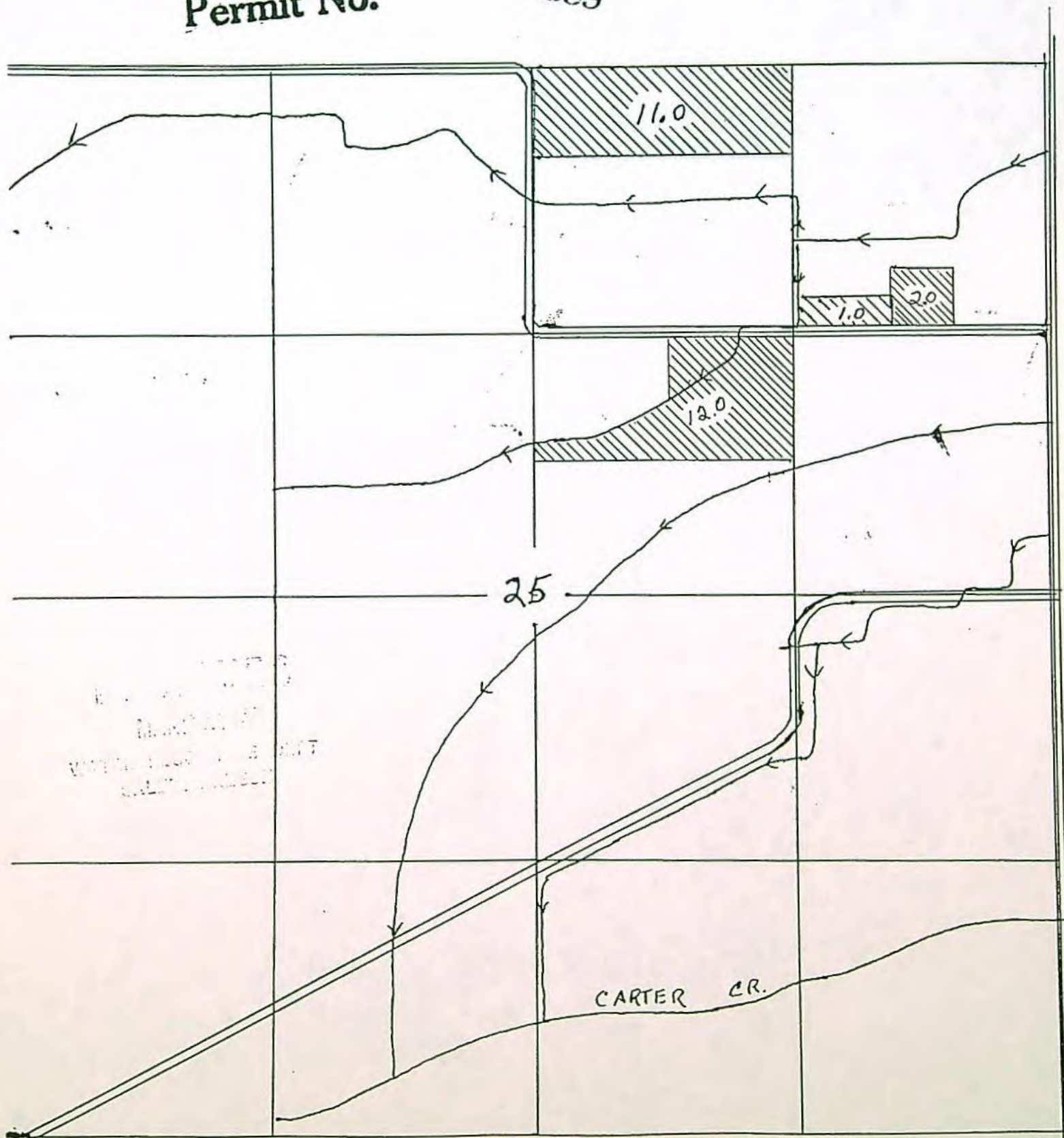
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 25

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



Application No. 40873

T 11, S., R 1 W

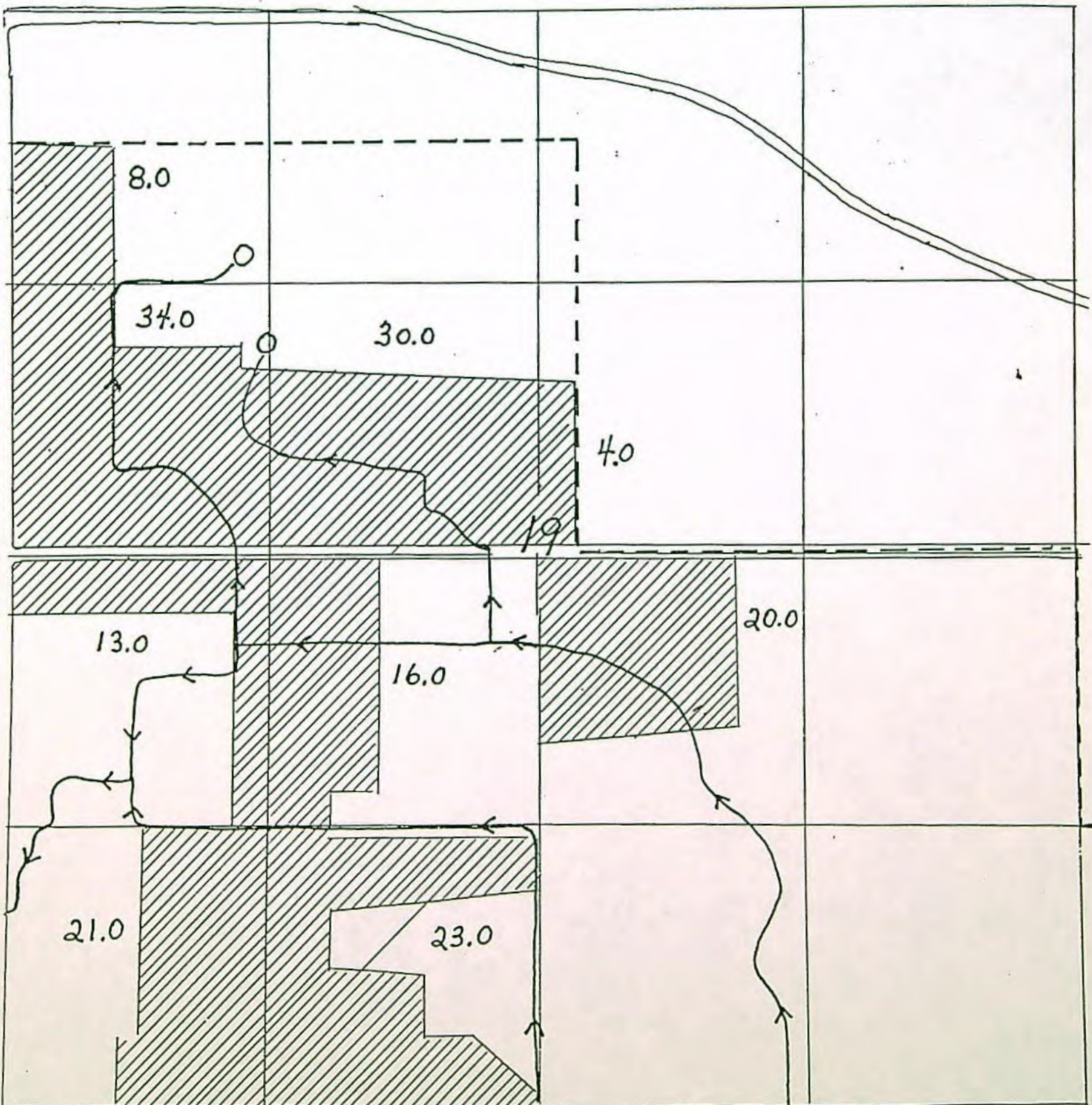
Application No. 40873
Permit No. 41359



Application No. 40873

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



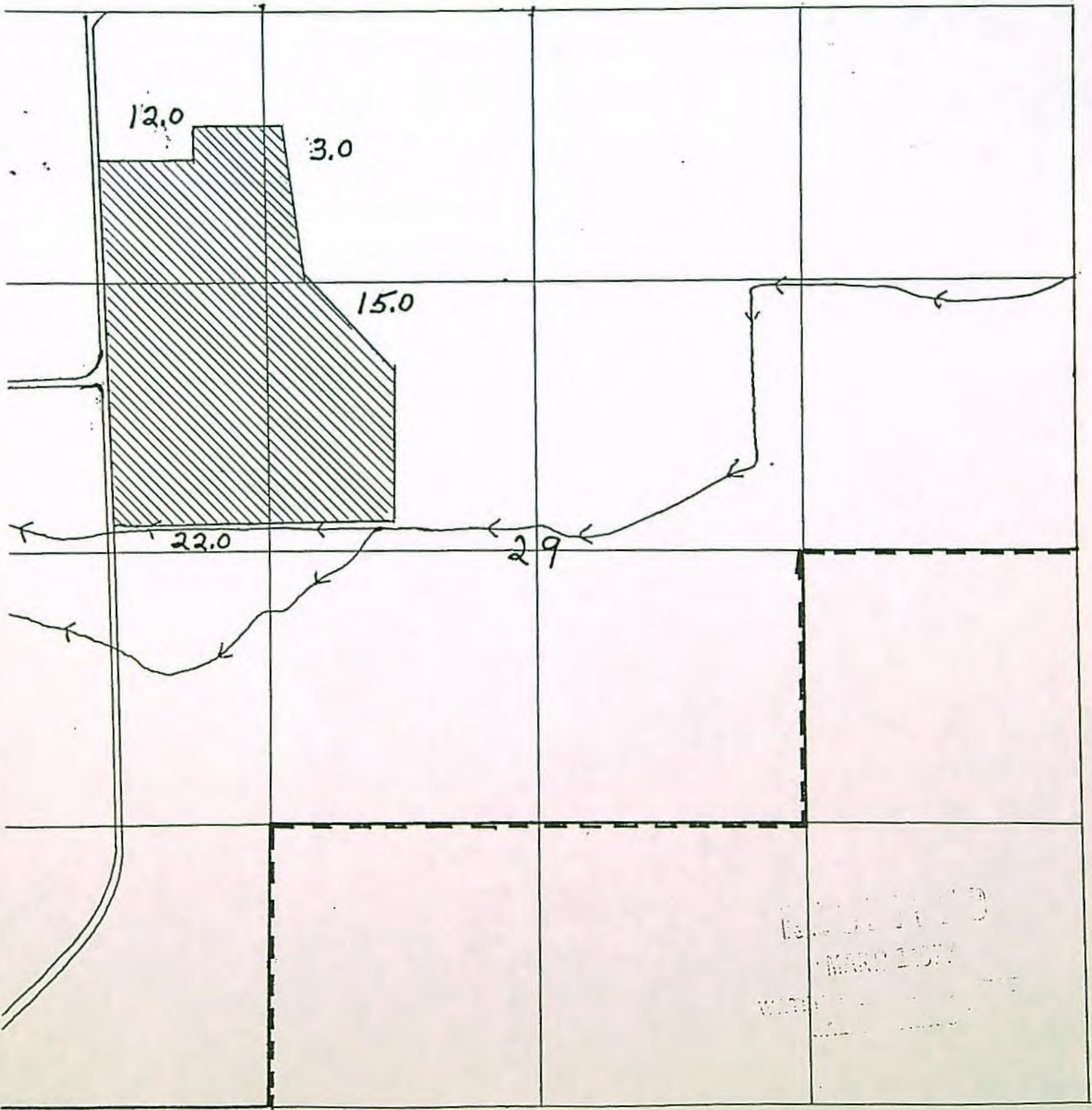
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 29

T 11, S., R 1 E

Application No. 40873
Permit No. 41359



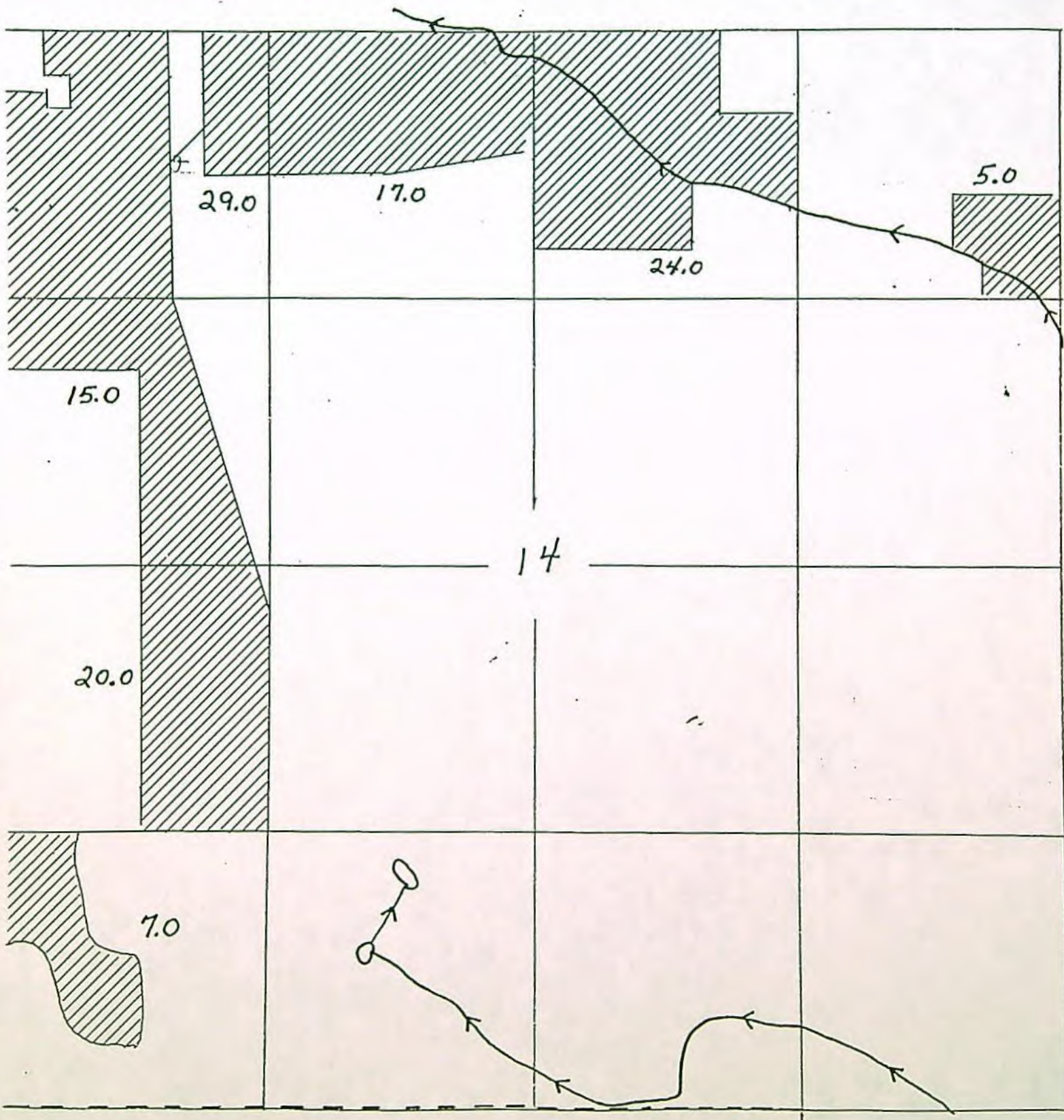
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 14

T 11, S., R 1 W

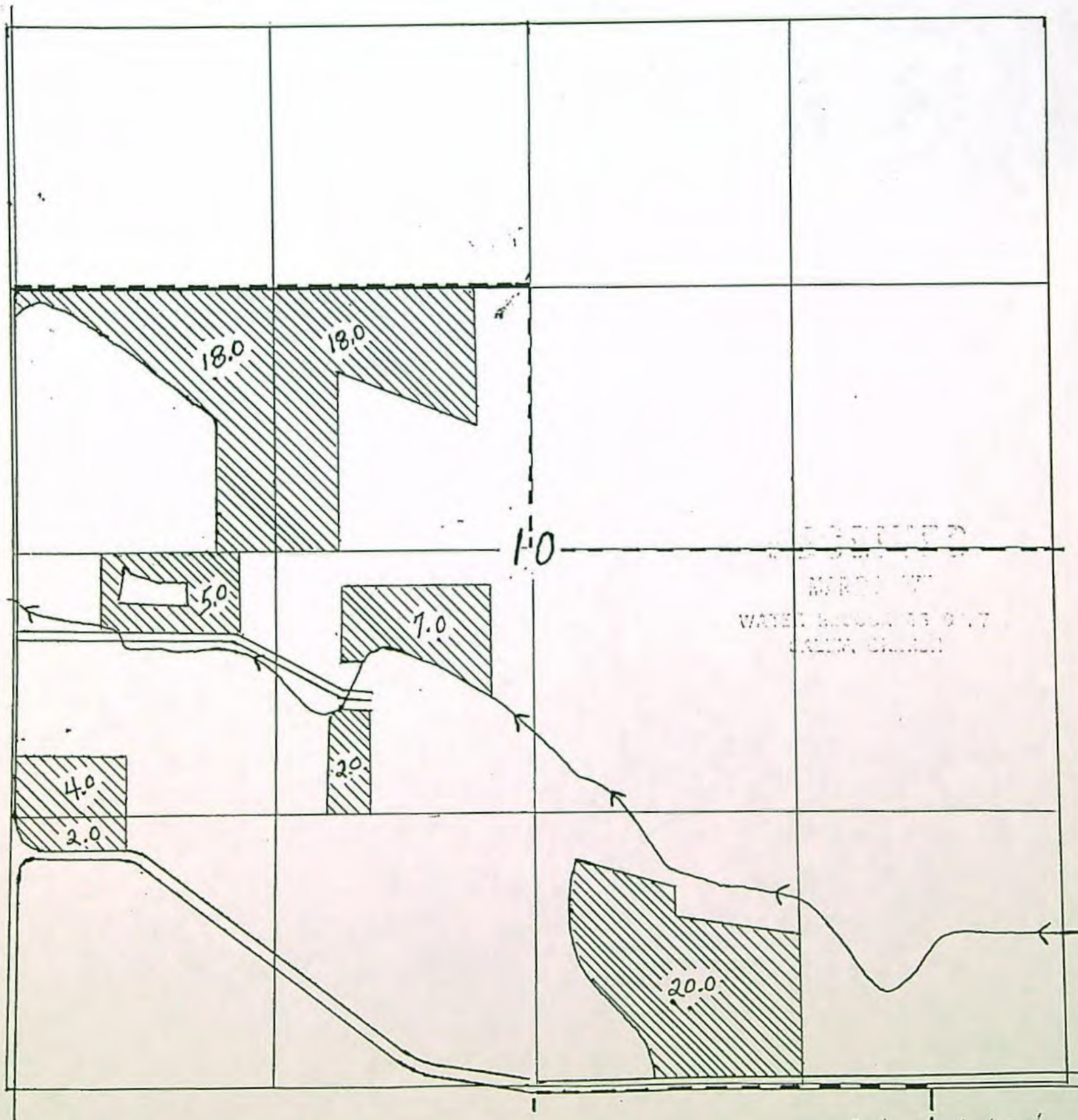
Application No. **40873**
Permit No. **41359**



Application No. 40873

T 11, S., R 1 W

Application No. 40873
Permit No. 41359



LACOMB IRRIGATION DISTRICT

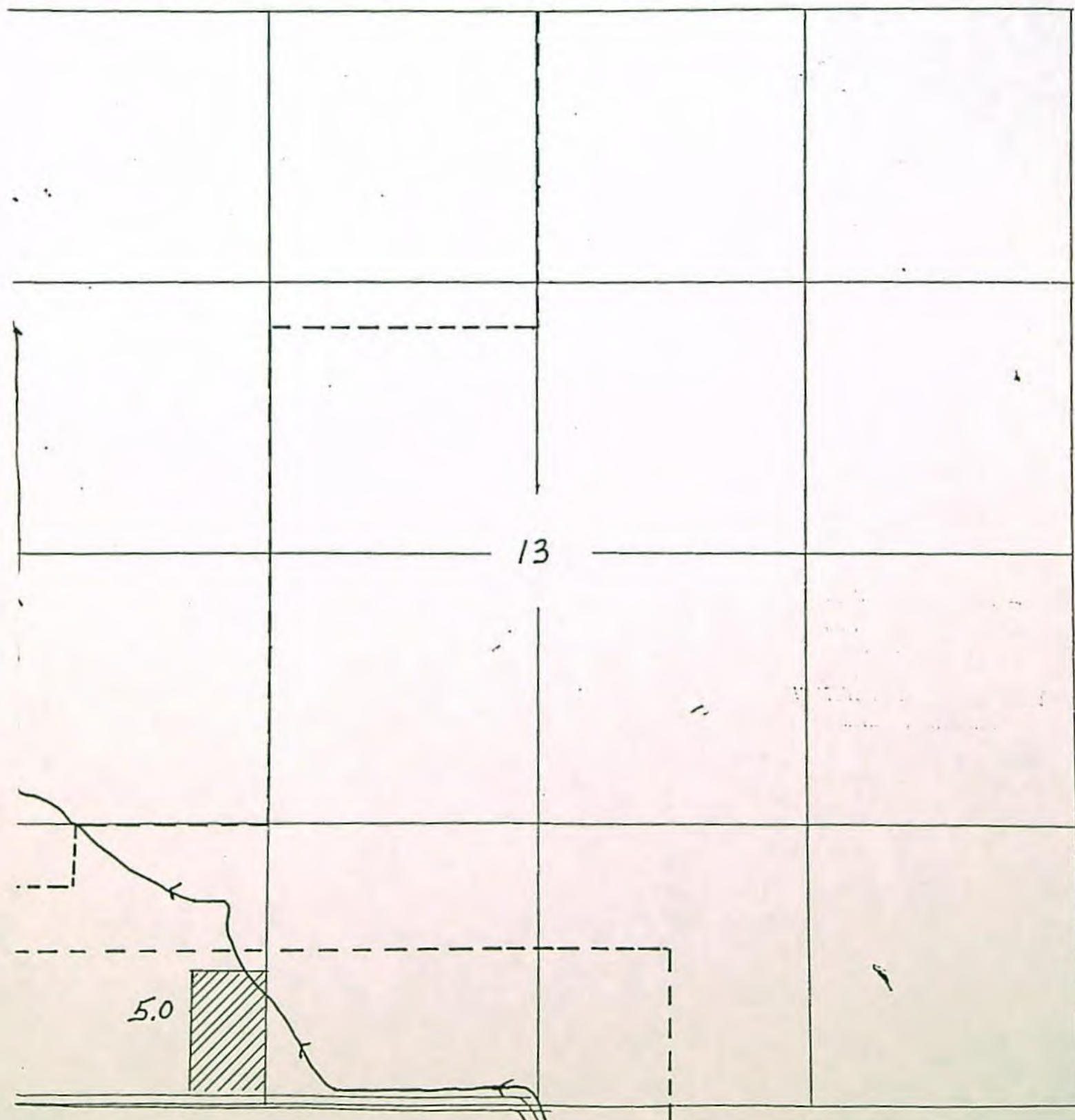
Application No. 40873

Section 13

T 11, S., R 1 W

Application No. **40873**

Permit No. **41359**



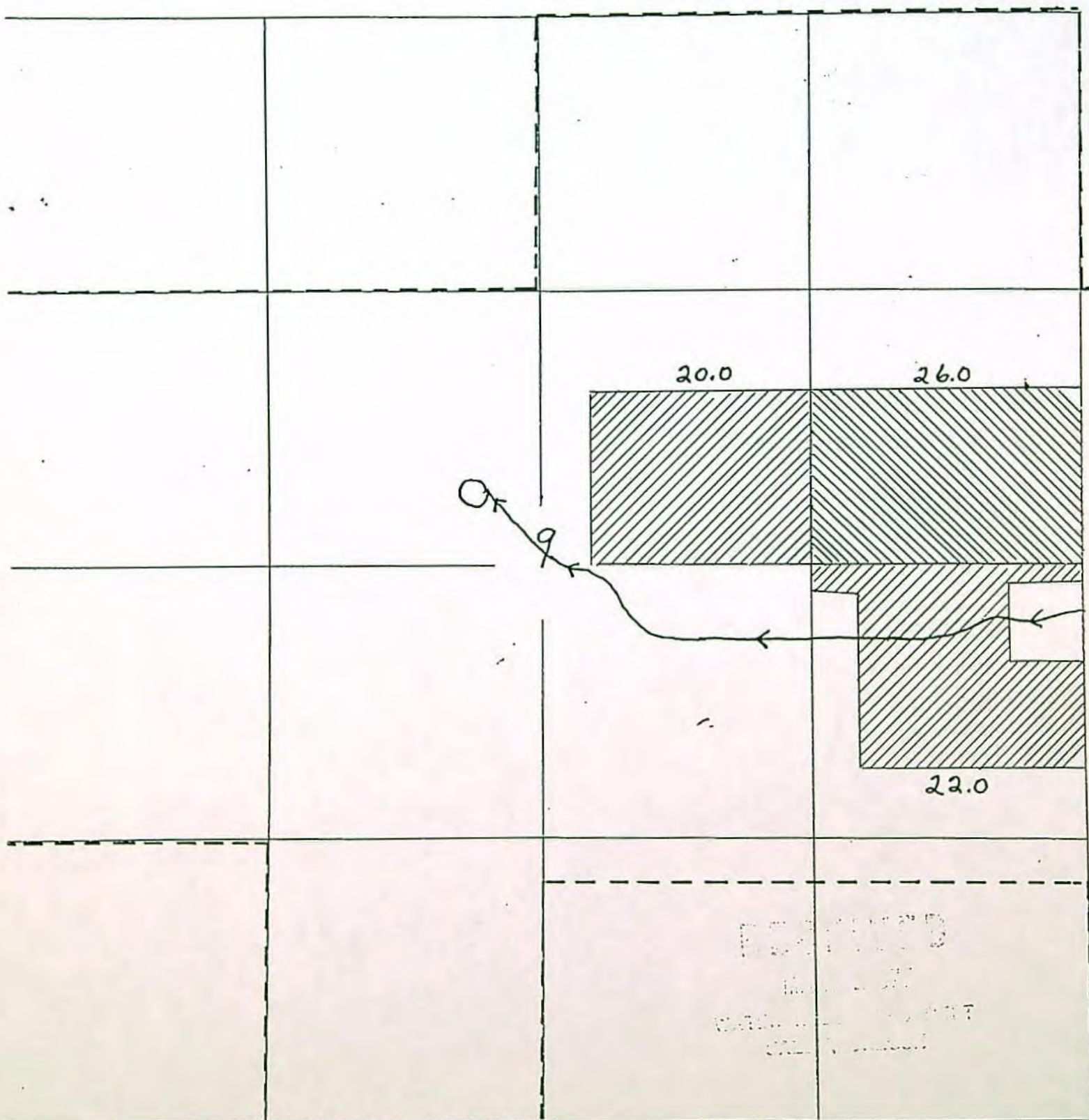
LACOMB IRRIGATION DISTRICT

Application No. 40873

Section 9

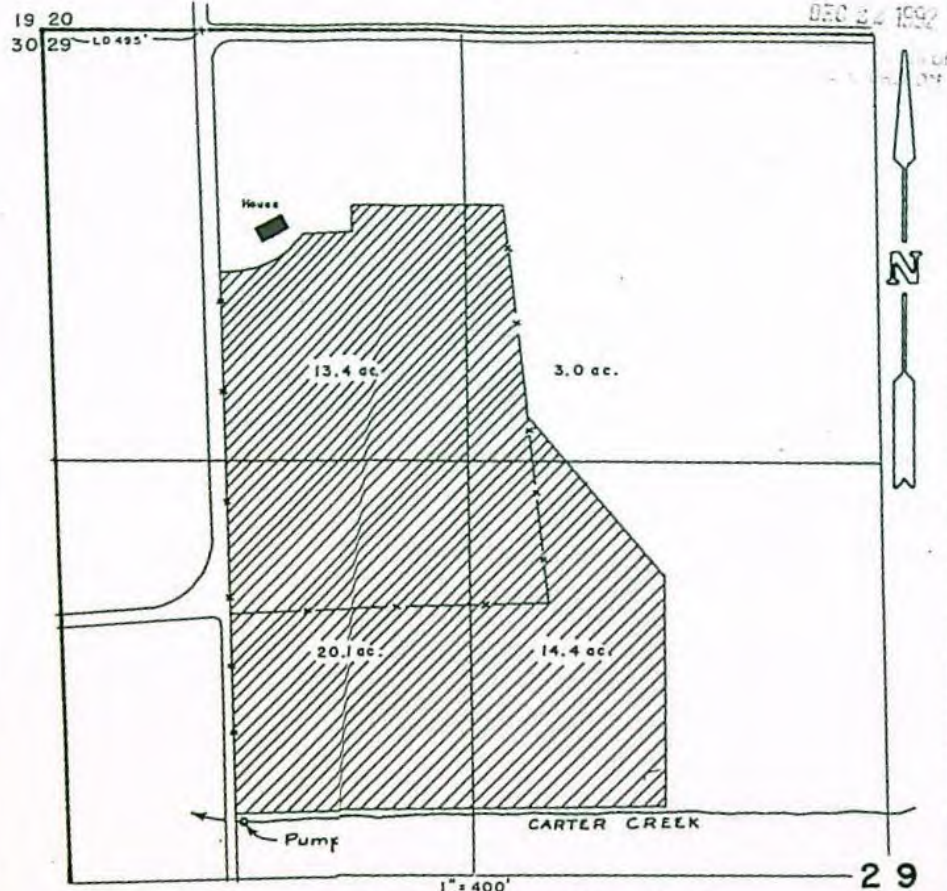
T 11, S., R 1 W

Application No. 40873
Permit No. 41359



DON BRICKEY

T.11S.R.1E.W.M.



CLAIM OF BENEFICIAL USE

UNIER APPLIC.No.40873 PER.No.41359

In Name Of LAOMB IRRIG.DIST.-User-DON BRICKEY

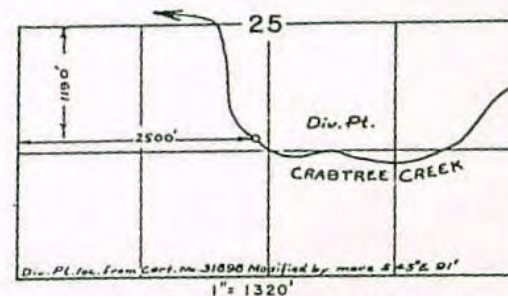
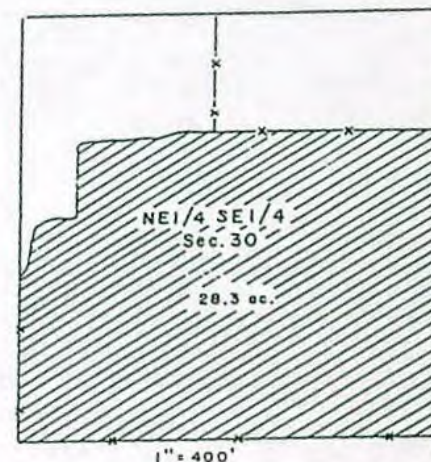
THE PREPARATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES.



DON BRICKEY

T.11S.R.1E.W.M.

Pump CARTER CR.



CLAIM OF BENEFICIAL USE

UNDER APPLIC.No.40873 PER.No.41359

In NAME OF LAOMB IRRIG.DIST.-User-DON BRICKEY

THE PREPARATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION
OF THE WATER RIGHT ONLY AND HAS NO
INTENT TO PROVIDE DIMENSIONS OR LOCATION
OF PROPERTY OWNERSHIP LINES.



SCALE 1:9600



11 1W 15

LIN

See Map 11 IW 10

This map was prepared for
assessing land only.

See Map 11 IW 16

See Map 11 IW 14

See Map 11 IW 14

See Map 11 IW 14

16-4

73-3

LINNHAVEN

16-5

11 IW 15

Mrs. Fowler
258.5268

Scio

NE⁴ S15 115 1W
LINN TL00202

App 40873

Check if TL202
is same as
map, then phone
her. 4pm 8/7

NWNE

Lucille
15yrs

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS



SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

WATER RESOURCES DEPT.
3850 PORTLAND ROAD N.E.
SALEM, OREGON 97310



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

April 25, 1988

Don Brickey
34465 East Lacombe Road
Lebanon, OR 97355

Dear Mr. Brickey:

As per your conversation with Senior Hearings Officer James Carver, we are hereby returning the affidavits of nonuse signed by Gerald Zehner, David Adams and Walter Hoerauf and hand-delivered by you to this office. The maps attached to the affidavits do not adequately identify the lands referred to in the affidavit. If the affidavits are to identify the lands where the nonuse took place, only by reference to a map, the map must identify the specific land.

If the affiants wish to resubmit the affidavits after taking those steps necessary to describe the lands involved with sufficient specificity, they may do so.

If you have any questions, feel free to call.

Sincerely,

Weisha Mize
Public Information Examiner

WM/JW

RECEIVED

GAVIN W. ARMSTRONG

ATTORNEY AT LAW
875 COUNTRY CLUB ROAD, SUITE A
EUGENE, OREGON 97401
TELEPHONE (503) 683-1900

April 7, 1988

APR 08 1988

WATER RESOURCES DEPT.
SALEM, OREGON

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Jim Carver
Oregon Water Resources Department
3850 Portland Road, N.E.
Salem, Oregon 97310

RE: Mortgagor's objection to cancellation of water rights

Dear Sir:

I represent the Otto Miller Family Trust which holds mortgages against all of the real property owned by Don Brickey in Linn County, Oregon. This property is located in Township 11 South, Range 1 East of the Willamette Meridian, in Section 29, and is noted as Tax Lots 400, 701, 800, and 1201 in the records of the Linn County Tax Assessor's office. For your further identification of this property I am enclosing a copy of the legal description to the property which consists of four separate parcel descriptions on two pages, and I am also sending to you copies of my client's mortgages against this property, as well as a copy of the mortgage of the Federal Land Bank, which is a first encumbrance on a portion of this total property. This property is located within the Lacombe Irrigation District, and I am also sending to you copies of the records of the Lacombe Irrigation District showing the water rights and assessments to this property, again for your assistance in identifying the property in question. Finally I am also enclosing a title company map which will assist you in identifying this property as well.

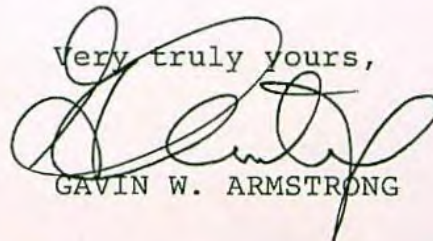
My client sold this property to the present titled owner on this property, Don Brickey, in December of 1984, taking back the two separate mortgages enclosed as security for the remaining unpaid purchase price. My client, Otto J. Miller Family Trust, instituted a mortgage foreclosure on this property in March of 1987, in the Circuit Court of the State of Oregon for Linn County, case No. 87-0309, which mortgage foreclosure has been stayed because of a Chapter 12 bankruptcy proceeding filed by Mr. Brickey which at the date of this letter is still pending and which prevents the completion of my client's foreclosure action. There is in excess of \$290,000 owing my client by Mr. Brickey on this property in addition to approximately \$97,000 owing the Federal Land Bank on this property.

Jim Carver
April 7, 1988
Page Two

It has come to my attention that the title owner of this property, Don Brickey, may be taking action to abandon and cancel the water rights on this property, or request that the Water Resources Commission take such action, claiming none-use of the water rights for five years. I am writing this letter to you to be placed in your records, expressly objecting on behalf of the Otto Miller Family Trust to the cancellation or abandonment of any water rights on this property and specifically requesting that in the event any action whatsoever is initiated to cancel or abandon the water rights on this property by either Mr. Brickey or by the Water Resources Department, my client, the Otto Miller Family Trust, be immediately notified and given an opportunity to be heard in objection to any abandonment or cancellation or the water rights. Otto Miller Family Trust is certainly an interested party in any such proceeding that might be initiated holding the mortgage on the property and anticipating they may be able to complete the foreclosure and regain possession of the property.

Please send any notice of any such cancellation or abandonment proceeding that may be initiated by anyone regarding this property to my office on behalf of the Otto Miller Family Trust. If this letter and the information provided in this letter is for any reason inadequate according to your rules and procedures so that I will receive notice and an opportunity to be heard on any abandonment or cancellation matters that may come up in the future regarding this property, please advise me what additional information or procedure or form may be required.

Very truly yours,



GAVIN W. ARMSTRONG

GWA:ejh
Enclosures

P.S. Your office should also be advised that as long as Mr. Brickey's Chapter 12 bankruptcy proceeding is pending that I do not believe he would have authority to cancel or transfer any water rights on the property without approval of the bankruptcy court after notice and hearing and therefore any action taken by your agency may not be valid.

GWA

cc: Otto Miller
Tom Miller
John McCormick
Bradley Baker ; Verle Jensen

statesman realty inc.



vol 374 PAGE 99

EXHIBIT "A"

PARCEL 1

That part of the Cyrus Lundy Donation Land Claim No. 41 in Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon, described as follows: Beginning South 88° 15' East 7.50 chains from the Northwest corner of Section 29, Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon; thence South 88° 15' East 47.95 chains to the true point of beginning; thence North 88° 15' West 18.878 chains; thence South 37.08 chains; thence South 88° 15' East 18.878 chains; thence North 37.08 chains to the point of beginning. Also a part of the Cyrus Lundy Donation Land Claim No. 41, Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon, more particularly described as follows: Beginning on the North line, South 88° 15' East 7.50 chains from the Northwest corner of Section 29, in said Township and Range; thence South 37.08 chains; thence South 88° 15' East 29.072 chains; thence North 37.08 chains; thence North 88° 15' West 29.072 chains to the place of beginning. **SAVE AND EXCEPT** that portion of the above described tract of land lying within the boundaries of public roads and highways.

ALSO:

Beginning at a point on the North line of Section 29 in Township 11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon; said point being South 88° 15' East 15.32 chains distant from the Quarter section corner on the North line of said Section 29; thence North 5.97 chains; thence South 88° 15' East 4.55 chains to a point on the North line of the County Road where the said road angles South; thence South 5.97 chains along the center of said road to the North line of said Section 29; thence South 88° 15' East 15.45 chains along said section line to a point which is South 88° 15' East 20.00 chains distant from the point of beginning; thence South 20.00 chains to the South line of the Northeast Quarter of the Northeast Quarter of said Section 29; thence North 88° 15' West 20.00 chains along the South line of the Northeast Quarter of the Northeast Quarter of said Section 29; thence North 20.00 chains to the point of beginning. **EXCEPT** any portion lying North of the North line of Section 29, Township 11 South, Range 1 East of the Willamette Meridian, also excepting that tract conveyed by deed recorded September 13, 1944 in Deed Book 165, Page 251, which tract is more particularly described as: Beginning at a point on the South line of the Northeast Quarter of the Northeast Quarter of Section 29, said point being 35.32 chains South 88° 15' East and 20 chains South of the Quarter corner on the North line of said Section 29, Township 11 South, Range 1 East of the Willamette Meridian, in Linn County, Oregon; and running thence North 5.00 chains; thence North 88° 15' West 4.00 chains; thence South 5.00 chains; thence South 88° 15' East 4.00 chains to the place of beginning. **SAVE AND EXCEPT** that portion of the above described tract of land lying within the boundaries of public roads and highways.



vol 374 pg 100

PARCEL II:

Beginning at a point which bears South $0^{\circ} 03'$ East (South $0^{\circ} 01-1/2'$ East by later records). 641.7 feet from the Southeast corner of the Barry James Donation Land Claim No. 40 in Township 11 South, Range 1 East of the Willamette Meridian in Linn County, Oregon; thence North $89^{\circ} 57'$ East 184.8 feet to a $3/4"$ iron pipe; thence South $0^{\circ} 03'$ East 472 feet, more or less, to the North line of that property conveyed to Bert Harrison by deed recorded on Page 25 of Volume 161 of Linn County Deed Records; thence East along the North line of said Harrison property 1,575.4 feet to the Northeast corner thereof; thence South along the East line of Harrison property 495 feet to the South line of Lot 4 in Section 29; thence East 1,404.7 feet along the South line of Lots 4 and 3 of Section 29, to a point 4.55 chains West of the Southeast corner of Lot 3; thence North 1,512.5 feet to the Southeast corner of that certain 212.7 acre tract conveyed to Otto J. and Katherine L. Miller by deed recorded on Page 331 of Volume 323, Linn County Deed Records; thence West along the South line of said Miller property 3,164.70 feet to the Southwest corner thereof, at a point 69.8 feet South of the Southeast corner of the Barry James Donation Land Claim No. 40 in Township 11 South, Range 1 East; thence South $0^{\circ} 01-1/2'$ East 561.43 feet; thence South $89^{\circ} 41-1/2'$ West 1,227.67 feet to a $5/8"$ iron rod; thence North $0^{\circ} 01-1/2'$ West 638.73 feet to a $5/8"$ iron rod on the South line of aforementioned Donation Land Claim No. 40; thence North $89^{\circ} 57-1/2'$ West 595.47 feet to the Northwest corner of Lot 1, Section 30, Township 11 South, Range 1 East (This point also described by deed as being 27.50 chains West of the Southeast corner of Barry James Donation Land Claim No. 40); thence South $0^{\circ} 28'$ West 24.4 chains to the Southwest corner of the Northeast quarter of the Southeast quarter of aforementioned Section 29; thence East 27.50 chains to the Southwest corner of the Bert Harrison property as described on Page 25 of Volume 161, Linn County Deed Records; thence North 967 feet to the place of beginning.

SAVE AND EXCEPT that certain tract conveyed to Linn County for road and recorded on Page 624 of Volume 138 of Linn County Deed Records.

PARCEL III:

Beginning at the Southwest corner of that certain Tract of land conveyed by George Vana and Clara Vana, husband and wife, to Fernie Cooper and Arletha Cooper, husband and wife, by deed recorded March 29, 1943 in Volume 160, Page 450 Deed Records of Linn County, Oregon, and running thence North 30 rods; thence East $106-2/3$ rods; thence South 30 rods to a point on the South line of said Tract of land opposite the place of beginning; thence West along the South line of said Tract $106-2/3$ rods to the place of beginning.

All in Section 29, Township 11 South, Range 1 East of the Willamette Meridian, in Linn County, Oregon.

Vol 374 pg 107

EXHIBIT A

PARCEL B:

Beginning at a point which bears South 0° 00' East (South 0° 01-1/2' East by later records) 441.7 feet from the Southeast corner of the Berry James Donation Land Claim No. 40 in Township 11 South, Range 1 East of the Willamette Meridian in Linn County, Oregon; thence North 85° 57' East 184.6 feet to a 3/4" iron pipe; thence South 0° 00' East 572 feet, more or less, to the North line of that property conveyed to Bert Harrison by deed recorded on Page 25 of Volume 161 of Linn County Deed Records; thence East along the North line of said Harrison property 1,575.4 feet to the Northeast corner thereof; thence South along the East line of Harrison property 425 feet to the South line of Lot 4 in Section 29; thence East 1,494.7 feet along the South line of Lots 4 and 3 of Section 29, to a point 4.55 chains West of the Southeast corner of Lot 3; thence North 1,512.5 feet to the Southeast corner of that certain 212.7 acre tract conveyed to Otto J. and Katherine L. Miller by deed recorded on Page 331 of Volume 223, Linn County Deed Records; thence West along the South line of said Miller property 3,164.70 feet to the Southwest corner thereof, at a point 63.8 feet South of the Southeast corner of the Berry James Donation Land Claim No. 40 in Township 11 South, Range 1 East; thence South 0° 01-1/2' East 361.43 feet; thence South 89° 41-1/2' West 1,227.67 feet to a 5/8" iron rod; thence North 0° 01-1/2' West 638.73 feet to a 5/8" iron rod on the South line of aforementioned Donation Land Claim No. 40; thence North 89° 57-1/2' West 395.47 feet to the Northwest corner of Lot 1, Section 30, Township 11 South, Range 1 East (This point also described by deed as being 27.50 chains West of the Southeast corner of Berry James Donation Land Claim No. 40); thence South 0° 28' West 24.4 chains to the Southwest corner of the Northeast quarter of the Southeast quarter of aforementioned Section 30; thence East 27.50 chains to the Southwest corner of the Bert Harrison property as described on Page 25 of Volume 161, Linn County Deed Records; thence North 96° feet to the place of beginning.

SAYE AND EXCEPT that certain tract conveyed to Linn County for road and recorded on Page 624 of Volume 138 of Linn County Deed Records.

PARCEL B:

Beginning at the Southwest corner of that certain Tract of land conveyed by George Vana and Clara Vana, husband and wife, to Fernie Cooper and Arletha Cooper, husband and wife, by deed recorded March 29, 1943 in Volume 180, Page 450 Deed Records of Linn County, Oregon, and running thence North 30 rods; thence East 106-2/3 rods; thence South 38 rods to a point on the North line of said Tract of land opposite the place of beginning; thence West along the South line of said Tract 186-2/3 rods to the place of beginning.

AD in Section 29, Township 11 South, Range 1 East of the Willamette Meridian, in Linn County, Oregon;

EXHIBIT "F" Vol 374 pg 108

\$ 150,000.00 ALBANY, OREGON DECEMBER 11, 1984

I (or it more than one maker) do, jointly and severally, promise to pay to the order of
OTTO J. MILLER FAMILY TRUST DATED AUGUST 17, 1983 in place so designated
 ONE HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS

with interest thereon at the rate of **SEVEN PER CENT** per annum from **DECEMBER 11, 1984** until paid, payable as follows:

ANNUAL
 INTEREST ONLY AT 5% PAYABLE ON OR BEFORE DECEMBER 11, 1985
 INTEREST ONLY AT 6% PAYABLE ON OR BEFORE DECEMBER 11, 1986
 INTEREST ONLY AT 7% PAYABLE ON OR BEFORE DECEMBER 11, 1987
 INTEREST ONLY AT 8% PAYABLE ON OR BEFORE DECEMBER 11, 1988
 INTEREST AT 9% AND ALL PRINCIPAL PAYABLE ON OR BEFORE DECEMBER 11, 1989.

Interest payments, if any, will not be compounded; interest shall be paid **ANNUALLY** on the payments above provided, which shall constitute said due, principal and interest, in full paid; if any of said payments are not so paid, all payments due and interest thereon shall be due and payable at the expiration of the term of this note, if then due or payable on the basis of an arrearage for interest. If the borrower and agree to pay the reasonable attorney's fees and collection costs of this holder hereon, and if such an arrearage is held hereon, then payment by the borrower to the holder of this note shall constitute a full and final payment and (2) if any amount is taken from any division of the said trust, such amount shall be paid for the said interest, on the holder's reasonable attorney's fees, on the expiration of the term.

IF PAYMENTS ARE NOT MADE WITHIN 10 DAYS AFTER DUE DATE A 5% PENALTY CHARGE ON THE PAYMENT AMOUNT WILL ALSO BE ASSESSED.

S/A
 DON BRIDGES

570195

DEC 17 3 04 PM '84

STATE OF OREGON
 County of Linn

DEB. W. BRIDGES
 Linn County Clerk

I hereby certify that the foregoing was
 examined and that it conforms to the
 Linn County records.

Vol 374 pg 105

FEDERAL LAND BANK MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That on this 22nd day
of February, 1978,

Otto J. Miller, unmarried,

Recorded By

WILLAMETTE
VALLEY TITLE CO.

49428

hereinafter called the Mortgagors, hereby grant, bargain, sell, convey and mortgage
to THE FEDERAL LAND BANK OF SPOKANE, a corporation in Spokane, Wash-
ington, hereinafter called the Mortgagee, the following described real estate in the
County of Linn, State of Oregon:

The description of the real property covered by this mortgage consists of 1 page
marked Exhibit "A" which is attached hereto and is by reference made a part hereof.

EXHIBIT "A"

FLB NO. 173005-0

FLB

LOAN 173005-0

Recorded

at _____ o'clock

, Page _____

Auditor, Clerk or Recorder

TRACT I:

That part of the Cyrus Lundy Donation Land Claim No. 41 in Township
11 South, Range 1 East of the Willamette Meridian, Linn County, Oregon,
described as follows: Beginning South 88° 15' East 7.50 chains from the
Northwest corner of Section 29, Township 11 South, Range 1 East of the
Willamette Meridian, Linn County, Oregon; thence South 88° 15' East 47.95
chains to the true point of beginning; thence North 88° 15' West 18.878
chains; thence South 37.08 chains; thence South 88° 15' East 18.878 chains;
thence North 37.08 chains to the point of beginning. Also a part of the
Cyrus Lundy Donation Land Claim No. 41, Township 11 South, Range 1 East
of the Willamette Meridian, Linn County, Oregon, more particularly described
as follows: Beginning on the North line, South 88° 15' East 7.50 chains
from the Northwest corner of Section 29, in said Township and Range; thence
South 37.08 chains; thence South 88° 15' East 29.072 chains; thence North
37.08 chains; thence North 88° 15' West 29.072 chains to the place of
beginning. SAVE AND EXCEPT that portion of the above described tract of land
lying within the boundaries of public roads and highways.

TRACT II:

Beginning at a point on the North line of Section 29 in Township 11
South, Range 1 East of the Willamette Meridian, Linn County, Oregon; said
point being South 88° 15' East 15.32 chains distant from the Quarter section
corner on the North line of said Section 29; thence North 5.97 chains; thence
South 88° 15' East 4.55 chains to a point on the North line of the county
road where the said road angles South; thence South 5.97 chains along the
center of said road to the North line of said Section 29; thence South 88° 15'
East 15.45 chains along said section line to a point which is South 88° 15'
East 20.00 chains distant from the point of beginning; thence South 20.00
chains to the South line of the Northeast Quarter of the Northeast Quarter of
said Section 29; thence North 88° 15' West 20.00 chains along the South line of
the Northeast Quarter of the Northeast Quarter of said Section 29; thence North
20.00 chains to the point of beginning. EXCEPT any portion lying North of the
North line of Section 29; Township 11 South, Range 1 East of the Willamette
Meridian, also excepting that tract conveyed by deed recorded September 13, 1944

in Deed Book 165, page 251, which tract is more particularly described as:
Beginning at a point on the South line of the Northeast Quarter of the
Northeast Quarter of Section 29, said point being 35.32 chains South 88° 15'
East and 20 chains South of the Quarter corner on the North line of said
Section 29, Township 11 South, Range 1 East of the Willamette Meridian, in
Linn County, Oregon; and running thence North 5.00 chains; thence North 88° 15'
West 4.00 chains; thence South 5.00 chains; thence South 88° 15' East 4.00 chains
to the place of beginning. SAVE AND EXCEPT that portion of the above described
tract of land lying within the boundaries of public roads and highways.

INITIALS: _____

JOH

COPY

including all leases, permits, licenses or privileges, written or otherwise, appurtenant or nonappurtenant to said mortgaged premises, now held by mortgagors or hereafter issued, extended or renewed to them by the United States or the State or any department, bureau, or agency thereof, which have been or will be assigned or waived to mortgagee.

Together with the tenements, hereditaments, rights, privileges and appurtenances, including private roads, now or hereafter belonging to or used in connection with the above described premises; and all plumbing, lighting, heating, cooling, ventilating, elevating, watering and irrigating apparatus and other fixtures, now or hereafter belonging to or used in connection with the above described premises, all of which are hereby declared to be appurtenant to said land; and together with all waters and water rights of every kind and description and however evidenced, and all ditches or other conduits, rights therein and rights of way therefor, which now are or hereafter may be appurtenant to said premises or any part thereof, or used in connection therewith.

This conveyance is intended as a mortgage securing the performance of the covenants and agreements hereinafter contained, and the payment of the debt represented by one promissory note made by the mortgagors to the order of the mortgagee, of even date herewith, for the principal sum of \$ 100,000.00, with interest as provided for in said note, being payable in installments, the last of which being due and payable on the first day of December 2012.

MORTGAGORS COVENANT AND AGREE:

That they are lawfully seized of said premises in fee simple, have good right and lawful authority to convey and mortgage the same, and that said premises are free from encumbrance; and each of the mortgagors will warrant and defend the same forever against the lawful claims and demands of all persons whomsoever, and this covenant shall not be extinguished by any foreclosure hereof, but shall run with the land.

To pay all debts and money secured hereby when due.

To keep the buildings and other improvements now or hereafter existing on said premises in good repair; to complete without delay the construction on said premises of any building, structure or improvement in progress, any improvements to existing structures in progress, and any improvements or remodeling for which the loan hereby secured was granted in whole or in part; not to remove or demolish or permit the removal or demolition of any building thereon; to restore promptly in a good and workmanlike manner any building, structure or improvement thereon which may be damaged or destroyed; to comply with all laws, ordinances, regulations, covenants, conditions and restrictions affecting the property and its use; not to use or permit the use of said premises for any unlawful or objectionable purpose; not to cut or permit the cutting of timber from said premises except for domestic use; to maintain and cultivate the premises in good and husbandlike manner, using approved methods of preserving the fertility thereof; to keep the orchards on said lands properly irrigated, cultivated, sprayed, pruned and cared for; not to commit or suffer waste of any kind upon said premises; and to do all acts or things necessary to preserve all water rights now or hereafter appurtenant to or used in connection with said premises.

To pay before delinquency all taxes, assessments and other charges upon said premises, all assessments upon water company stock, and all rents, assessments and charges for water appurtenant to or used in connection with said property; and to suffer no other encumbrance, charge or lien against said premises which is superior to this mortgage.

To keep all buildings now existing or hereafter erected continuously insured against loss or damage by fire and such other risks in manner and form and in such company or companies and in such amounts as shall be satisfactory to the mortgagee; to pay all premiums and charges on all such insurance when due; to deposit with the mortgagee upon request all insurance policies affecting the premises, with receipts showing payment of all premiums and charges affecting said policies; and that all insurance whatsoever affecting the premises shall be made payable, in case of loss, to the mortgagee, with a loss payable clause in favor of and satisfactory to the mortgagee. The mortgagee shall be entitled to receive the proceeds of any loss under any such policy which may be applied by the mortgagee upon the indebtedness hereby secured in such manner as it may elect.

If any of the mortgaged property shall be taken under right of eminent domain, the mortgagee shall be entitled at its option to receive all compensation for the portion taken and damages to the remaining portion, to be applied by the mortgagee upon the indebtedness hereby secured in such manner as it shall elect.

Should the mortgagors be or become in default in any of the covenants or agreements herein contained, then the mortgagee (whether electing to declare the whole indebtedness hereby secured due and payable or not) may, at its option, perform the same in whole or in part and all expenditures made by the mortgagee in so doing, together with interest and costs, shall be immediately repayable by the mortgagors without demand, shall be secured by this mortgage, and shall draw interest until paid at the default rates provided for in the note hereby secured.

Time is material and of the essence hereof; and in case of breach of any of the covenants or agreements hereof, or if default be made in the payment of any of the sums hereby secured, or if the whole or any portion of said loan shall be expended for purposes other than those specified in the original application therefor except, by the written permission of said mortgagee, or if said land or any portion thereof shall be hereafter included in any special assessment district, then, in any such case, all indebtedness hereby secured, shall, at the election of the mortgagee, become immediately due without notice, and this mortgage may be foreclosed; but the failure of the mortgagee to exercise such option in any one or more instances shall not be considered as a waiver or relinquishment of the right to exercise such option upon or during the continuance of the same or any other default.

In case of any suit to foreclose this mortgage or to collect any charge growing out of the debt hereby secured, or any suit which the mortgagee may deem it necessary to prosecute or defend to effect or protect the lien hereof, the mortgagors agree to pay a reasonable sum as attorney's fees and all costs and legal expenses in connection with said suit, and further agree to pay the reasonable costs of searching records and abstracting or insuring the title, and such sums shall be secured hereby and included in the decree of foreclosure.

Upon or during the continuance of any default hereunder, the mortgagee shall have the right forthwith to enter into and upon the mortgaged premises and take possession thereof, and collect the rents, issues and profits thereof, and apply the same, less reasonable costs of collection, upon the indebtedness hereby secured, and the mortgagee shall have the right to the appointment of a receiver to collect the rents, issues and profits of the mortgaged premises. The rents, issues and profits of said premises after default are hereby assigned and mortgaged to the mortgagee as additional security for the indebtedness herein described.

This mortgage and the note secured hereby are executed and delivered under and in accordance with the Farm Credit Act of 1971 and any acts amendatory or supplementary thereto and the regulations of the Farm Credit Administration, and are subject to all the terms, conditions and provisions thereof, which are made a part hereof the same as if set out in full herein.

The covenants and agreements herein contained shall extend to and be binding upon the heirs, executors, administrators, successors and assigns of the respective parties hereto.

COPIES

COPI

IN WITNESS WHEREOF, The mortgagors have hereunto set their hands the day and year first above written.

Otto J. Miller
 ✓ Otto J. Miller

STATE OF CALIFORNIA } ss.
 County of Orange }
 Otto J. Miller

On March 7, 1978, before me personally appeared

to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that (he) (she) (they) executed the same as (his) (her) (their) free act and deed.



Virginia A. Steffens
 NOTARY PUBLIC

My Commission Expires February 1, 1981

STATE OF _____ } ss.
 County of _____ }

On _____, before me personally appeared

to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that (he) (she) (they) executed the same as (his) (her) (their) free act and deed.

NOTARY PUBLIC

My Commission Expires _____

Scroll 0..9) speed G)oto H)ex S)et PgUp PgDn Home End Return

Total: 83.4 417.00

29, 11 1E	200	73-3	52585	1.0	5.00	Ray Farrell
	300	73-1	52593	18.5	92.50	Ray Farrell
	300	73-3	52593	2.5	12.50	Ray Farrell
	400	73-1	52601	21.4	107.00	Don Brickey
	400	73-3	52601	121.7	608.50	Don Brickey
	700	73-3	52635	2.0	10.00	Gerald Zehner
	701	73-3	52643	40.3	201.50	Don Brickey
	701	73-1	52643	5.7	28.50	Don Brickey

Total: 213.1 1,065.50

30, 11 1E	200	73-3	052718	26.0	130.00	Tom Alley
	202	73-3	360749	8.0	40.00	Kenneth Hibner
	800	73-3	052791	30.0	150.00	Clarence Middlestadt

Total: 64.0 320.00

30B, 11 1E	0100	73-3	052874	9.0	45.00	Frank Rettinger
	0101	73-3	052882	8.0	40.00	Robert McNow
	0102	73-3	052890	8.0	40.00	Ralph Hamilton
	0105	73-3	389912	5.0	25.00	Herbert Roberts

SEC.: 29, 11 1E LOT: 701 CODE: 73-1
DATA #: 52643 ACRES: 5.7 INV. A:
LANDOWNER: Don Brickey DATE: 87/06/11

LAST NAME: Brickey FIRST NAME: Don

ADDRESS: 34499 East Lacombe Road

CITY: Lebanon STATE: OR ZIP: 97355
SECTION: 29 DIVISION: 1 ACRES: 189.1

TAXROLL.Y87 Form 180 Page 1

F1-Help Esc-Main menu F10-Continue

SEC.: 29, 11 1E LOT: 701 CODE: 73-3
DATA #: 52643 ACRES: 40.3 INV. A:
LANDOWNER: Don Brickey DATE: 87/06/11

LAST NAME: FIRST NAME:

ADDRESS:

CITY: STATE: ZIP:
SECTION: DIVISION: ACRES:

TAXROLL.Y87 Form 179 Page 1

F1-Help Esc-Main menu F10-Continue

SEC.: 29, 11 1E LOT: 400 CODE: 73-3
DATA #: 52601 ACRES: 121.7 INV. A:
LANDOWNER: Don Brickey DATE: 87/06/11

LAST NAME: FIRST NAME:

ADDRESS:

CITY: STATE: ZIP:
SECTION: DIVISION: ACRES:

TAXROLL.Y87 Form 177 Page 1

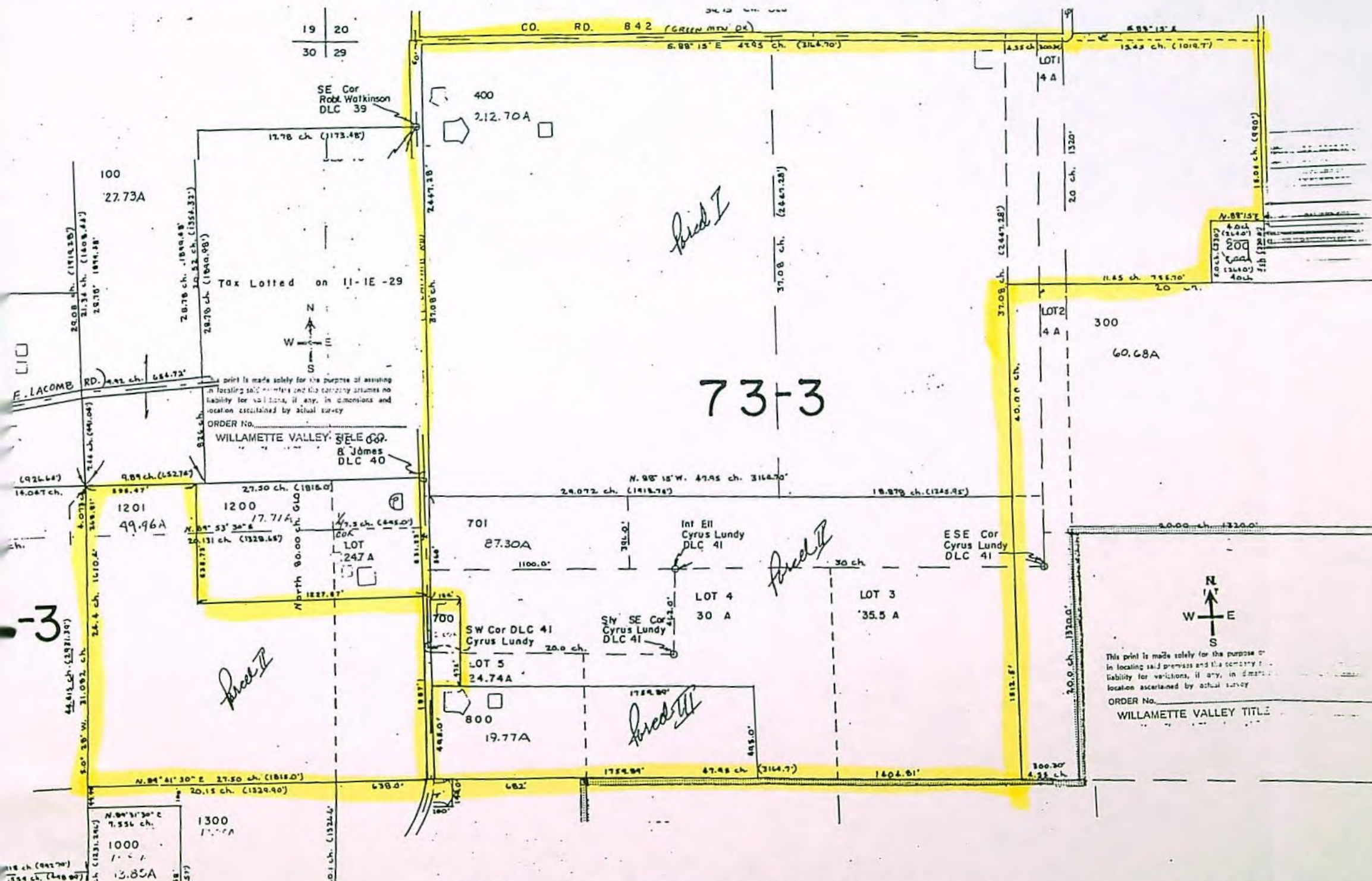
F1-Help Esc-Main menu F10-Continue

SEC.: 29, 11 1E LOT: 400 CODE: 73-1
DATA #: 52601 ACRES: 21.4 INV. A:
LANDOWNER: Don Brickey DATE: 87/06/11

LAST NAME: FIRST NAME:

ADDRESS:

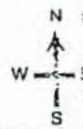
CITY: STATE: ZIP:
SECTION: DIVISION: ACRES:



19 20
30 29

SE Cor
Robt Wilkinson
DLC 39

Tax Lotted on 11-IE-29



This print is made solely for the purpose of assisting
in locating said premises and the company assumes no
liability for variations, if any, in dimensions and
location ascertained by actual survey.

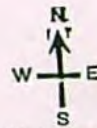
ORDER No. _____
WILLAMETTE VALLEY TITLE CO.
8 James
DLC 40

73-3

Acre I

Acre II

Acre III



This print is made solely for the purpose of
in locating said premises and the company
liability for variations, if any, in dimensions
location ascertained by actual survey.

ORDER No. _____
WILLAMETTE VALLEY TITLE

Oregon Water Resources Department
Water Rights Division



Water Rights Application
Number S-40873

Final Order
Extension of Time for Permit Number S-41359

Appeal Rights

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request 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 file 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.

Application History

Permit S-41359 was issued by the Department on April 4, 1977. The permit called for completion of construction by October 1, 1978 and complete application of water to beneficial use by October 1, 1979. On September 28, 2009 Lacombe Irrigation District submitted to the Department an Application for Extension of Time for Permit S-41359. In accordance with OAR 690-315-0050(2), on June 8, 2010 the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2012 and the time to apply water to full beneficial use to October 1, 2012. The protest period closed July 23, 2010 in accordance with OAR 690-315-0060(1). No protest was filed.


At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to no additional conditions.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

Order

The extension of time for Application S-40873, Permit S-41359, therefore, is approved. The deadline for completing construction is extended to October 1, 2012. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: August 10, 2010


Dwight French, Administrator of
Water Rights and Adjudications
for
Phillip C. Ward, Director

-
- If you have any questions about statements contained in this document, please contact Scott Kudtemyer at (503) 986-0813.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

Note: Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.

FO Date: August 10, 2010

Copies Mailed

Application S-40873

Permit S-41359

By: SPS
On: 8/11/10

Original mailed to permit holder

Lacomb Irrigation District

34070 East Lacomb Rd

Lacomb, OR 97354

PO Box 2485
Lebanon OR 97355

Copies sent to:

1. WRD - App. File S-40873/ Permit S-41359
2. WRD - Watermaster District 2, Michael Mattick
- ~~3. WRD - Support Staff, Salem~~

Fee paid as specified under ORS 536.050 to receive copy:

4. None

Receiving via e-mail (10 AM day of signature date)

5. None

CASEWORKER: SBK

**Oregon Water Resources Department
Water Rights Division**

Application for Extension of Time



In the Matter of the Application for an Extension of Time)
for Permit S-41359, Water Right Application S-40873) **PROPOSED FINAL ORDER**
in the name of Lacombe Irrigation District.)

Permit Information

Application File S-40873 Permit S-41359

Basin: 2 – Willamette / Watermaster District 2

Date of Priority: May 10, 1965

Authorized Use of Water

Source of Water: Crabtree Creek, tributary of South Santiam River
Purpose of Use: Irrigation
Maximum Rate: 6.0 Cubic Feet per Second (cfs)

**This Extension of Time request is being processed in accordance with Oregon
Administrative Rule Chapter 690, Division 315**

Please read this Proposed Final Order in its entirety.

This Proposed Final Order applies only to Permit S-41359, water right Application S-40873.
A copy of Permit S-41359 is enclosed as Attachment 1.

Summary of Proposed Final Order for Extension of Time

The Department proposes to:

- Grant an extension of time for complete construction of the water system from October 1, 2008 to October 1, 2012.
- Grant an extension of time to apply water to full beneficial use from October 1, 2008 to October 1, 2012.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources
PFO – Proposed Final Order

Units of Measure

cfs – cubic feet per second
gpm – gallons per minute
AF – acre-feet

AUTHORITY

Generally, see ORS 537.230 and OAR Chapter 690 Division 315.

ORS 537.230(3) provide in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

FINDINGS OF FACT

Background

1. Permit S-41359 was granted by the Department on April 4, 1977. The permit authorizes the use of up to 6.0 cfs of water from Crabtree Creek, tributary of South Santiam River, for irrigation of 655.5 acres. The permit specified construction of the water system was to be completed by October 1, 1978 and complete application of water was to be made on or before October 1, 1979.
2. Five prior permit extensions have been granted for Permit S-41359. The most recent extension resulted in the completion dates for construction being extended to October 1, 2008 and full application of water being extended to October 1, 2008.
3. The permit holder submitted an "Application for Extension of Time" to the Department on September 28, 2009 requesting the time to complete construction of the water system be extended from October 1, 2008 to October 1, 2012 and the time to apply water to full beneficial use under the terms of Permit S-41359 be extended from October 1, 2008 to October 1, 2012.
4. Notification of the Application for Extension of Time for Permit S-41359 was published in the Department's Public Notice dated October 6, 2009. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230¹, 537.248² and/or 539.010(5)³.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

5. On September 28, 2009 the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

6. Actual construction of the water system began prior to the April 4, 1978 deadline specified in the permit.

¹ ORS 537.230 applies to surface water permits only.

² ORS 537.248 applies to reservoir permits only.

³ ORS 539.010(5) applies to surface water and ground water permits.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

7. As of September 28, 2009 the remaining work to be completed consists of extending the distribution system to the full 655.5 acres allowed in the permit, completing construction of the water system and applying water to full beneficial use.
8. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2012, to complete construction of the water system and to accomplish the application of water to beneficial use under the terms and conditions of Permit S-41359 is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

9. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the water system began prior to the April 4, 1978 deadline specified in the permit.
 - b. Work was completed (specified in the Application for an Extension of Time) during the original development time frame under Permit S-41359.
 - c. During the most recent extension periods, being from October 1, 1978, to October 1, 2002, the following was accomplished:
 - trash collector replaced on main canal;
 - on-going general repair and maintenance;
 - installed additional gates;
 - eliminated all flood irrigation; and
 - purchased pipe.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

10. The following beneficial use was made of the water during the permit or previous extension time limits:

- a. Since the issuance of Permit S-41359 on April 4, 1977 the permit holder has used 30.0 cfs of water diverted from the Crabtree Creek, tributary of South Santiam River for irrigation of 580.0 acres. This exceeds the amount of water for irrigation authorized under this permit. The authorized amount of water for irrigation is 6.0 cfs.
- b. Delay of full beneficial use of water under Permit S-41359 was due in part to the 1996 flood, change in district personnel and board members, a lengthy lawsuit and the recent death of several property owners in the district:

Compliance with Conditions [OAR 690-315-0040(3)(c)]

11. The water right permit holder's conformance with the permit or previous extension conditions.
 - a. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns.

Financial Investments [OAR 690-315-0040(3)(d)]

12. Financial investments made toward developing the beneficial water use.
 - a. As of September 28, 2009 the permit holder has invested approximately \$1,445,942 which is approximately 97 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$44,539 investment is needed for the completion of this project.

Cost to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b)]

13. As of September 28, 2009 the permit holder has invested approximately \$1,445,942 which is approximately 97 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$44,539 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

14. The Department has found good faith of the appropriator under Permit S-41359.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

15. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not

limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].

- a. The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit S-41359; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined at such time that such application for a new water right is submitted. The point of diversion is located on Crabtree Creek, tributary of South Santiam River. Crabtree Creek is not located within or above any state or federal scenic waterway, is located within an area ranked "highest" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. Crabtree Creek is not listed by the Department of Environmental Quality as a water quality limited stream.
16. Economic investment in the project to date [OAR 690-315-0040(4)(d)].
 - a. As of September 28, 2009 the permit holder has invested approximately \$1,445,942
17. Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].
 - a. None have been identified.
18. Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].
 - a. None have been identified.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

19. Use and income from the permitted water development results in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

20. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

21. Unforeseen events extended the length of time needed to fully develop and perfect Permit S-41359, in that the permit holders were faced with 1996 flood, change in district personnel and board members, a lengthy lawsuit and the recent death of several property

owners in the district.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230(3).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Completion of construction and full application of water to beneficial use can be accomplished by October 1, 2012⁴, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

Proposed Order

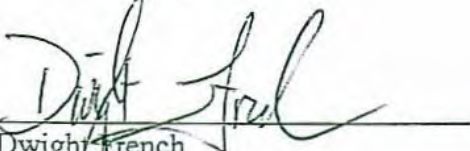
Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time for complete construction of the water system under Permit S-41359 from October 1, 2008 to October 1, 2012.

Extend the time to apply water to beneficial use under Permit S-41359 from October 1, 2008 to October 1, 2012.

⁴Pursuant to ORS 537.230(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

1534
DATED: June 8, 2010


Dwight French
Administrator
Water Rights & Adjudications Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than July 23, 2010, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have any questions about statements contained in this document, please contact Scott Kudlemyer at 503-986-0813.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Rights and Adjudications Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901
-

Mailing List for Extension PFO Copies

PFO Date: June 8, 2010

Application S-40873
Permit S-41359

Copies Mailed

By: QS
On: 6/15/10

Original mailed to Applicant:

Lacomb Irrigation District
34070 East Lacomb Rd
Lacomb, OR 97354

Copies sent to:

1. WRD - App. File S-40873/ Permit S-41359
2. WRD - Watermaster District 2, Michael Mattick

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)

4. None

CASEWORKER: SBK

Proposed Final Order: Permit S-41359

Page 1 of 1



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301
(503) 986-0900
www.wrd.state.or.us

Application for
Extension of Time
for a Water Right Permit
(Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

*A separate extension application must be submitted for each permit as per
OAR 690-315-0020(2).*

*This application and a summary of review criteria and procedures that are generally applicable to this
application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.*

I. Lacombe Irrigation District

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

34070 East Lacombe Road
ADDRESS

CITY Lacombe

STATE OR

ZIP 97354

541-451-1588
PHONE

mcastle@centurytel.net, lid@yahoo.com
E-MAIL ADDRESS

the permit holder of:

Application Number S-40873

Permit Number S-41359

[OAR 690-315-0020(3)(b)]

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

do hereby request that the time in which to:

☐ complete construction (of diversion/appropriation works and/or purchase and installation of the
equipment necessary to the use of water), which time now expires on October 1, ____, be
extended to October 1, ____,

☐ N/A (Check this box if the permit does not specify a date by when construction must be completed.)

and/or the time in which to:

x apply water to full beneficial use under the terms and conditions of the permit, which time now
expires on October 1, 2008, be extended to October 1, 2012.



September 25, 2009
Project No.: 1076-103

Scott Kudlemyer
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

**RE: REQUEST FOR EXTENSION FOR WATER RIGHT PERMIT S-41359 FOR
LACOMB IRRIGATION DISTRICT**

Dear Scott:

Please find enclosed a Request for Extension for Water Right Permit for Lacombe Irrigation District for water right permit S-41359 and a check for the application fee in the amount of \$ 500.00.

If you have questions or need additional information regarding the request for extension, please feel free to contact me at (541) 504-9960, extension 235 or by e-mail at jnewton@newtonconsultants.com.

Sincerely,

NEWTON CONSULTANTS, INC

A handwritten signature in blue ink, appearing to read "James B. Newton", is written over the printed name.

James B. Newton, R.G., C.W.R.E.

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

G:\1000\1076\103\Correspondence\Extension Request cover letter.doc

Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$500.
- Signature page (last page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION

along with the

\$500 STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON



GENERAL TIPS:

- Permit holders of municipal or quasi-municipal water use permits DO NOT use this form. The correct form is *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits*, available at the following link:
<http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete the water construction project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet (Instructions for Filling Out Extension of Time Application for Permits) provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at:
<http://www.wrd.state.or.us/OWRD/LAW/index.shtml>.

- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights and Adjudications Division.
- Once an Application for Extension of Time is received by OWRD, it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- The water right permit. If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (find the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- Documentation which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Answer the Following Questions to Complete this Application for Extension of Time

- [OAR 690-315-0020(3)(d)]
1. Did the actual construction of the water system/well drilling begin within the time specified in the permit? x Yes ☐ No



TIP: *Not all permits specify a date by which construction was to begin.*

Date construction began is: Prior to 3-21-77

Details of construction: Installed one 42 inch, concrete head gate on Crabtree Creek.

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

2. Permits typically contain standard or special conditions that must be satisfied to lawfully develop and use permitted water. In the development of this water right, have you satisfied the conditions contained in your permit? ☐ Yes ☐ No ☐ N/A

- 2-A) Describe how you have complied with each condition contained in the original permit [and, if applicable, each condition contained in any order approving a permit amendment and/or a final order approving a prior extension of time]. Include the date when the condition was satisfied.



TIP: The instruction sheet for the Application for Extension of Time provides an explanation of the typical conditions that must be addressed in this question.

CHART-A

Condition No.**	Date Satisfied	Describe How Permit Condition Has Been Satisfied
		N/A No specific conditions in permit

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

- 2-B) If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

Condition No.**	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied
		N/A No specific conditions in permit.

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

3. Provide evidence of physical progress made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-C); and if applicable, within the time period of the most recent extension granted (CHART-D).

3-A) CHART-C (below) must be completed for all Application for Extension of Time requests. *Use chronological order.*

CHART-C

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
	See Attachment #1	

DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
12/23/1976	Date the permit was signed - find date above signature on last page of permit.	
	See Attachment #1.	
04/04/1977	Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.	
	See Attachment #1.	
10/1/1978	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date. Extended to 10/01/2008	

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

CHART-C (continued)

DATE	WORK ACCOMPLISHED AFTER "C-DATE" <u>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR EXTENSION OF TIME:</u> <i>List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	See Attachment #1	
Total Cost for Chart-C		\$379,328

* If exact cost is not known, you must provide your best estimate.

3-B) If this is not your 1st Application for Extension of Time request, fill out CHART-D below (in addition to CHART-C above). *Use chronological order.*

CHART-D

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
10/1/1978	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
	See Attachment #1	
10/1/2008	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	

CHART-D (Continued)

DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	See Attachment #1	
RECEIVED		
SEP 28 2009		
WATER RESOURCES DEPT		
SALEM, OREGON		
Total Cost of Chart-D		\$1,068,474

* If exact cost is not known, you must provide your best estimate.

[OAR 690-315-0020(3)(f)]

4. Cost of project to date: \$1,445,942
(The total combined cost from CHART-C and CHART-D)

[OAR 690-315-0020(3)(e)(B)]

5. Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.



TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):



TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = 30 cfs (cubic feet per second) or,

Maximum rate used to date = 13464 gpm (gallons per minute) or,

Acre-feet stored to date = 0 AF

[OAR 690-315-0020(3)(e)(C)]

6. Provide the total number of acres irrigated to date under this permit (if applicable).

Total acres irrigated to date: 580

[OAR 690-315-0020(3)(j)]

7. Provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-F

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
10-01-12	Extend distribution system to full 655 acres as allowed by permit	\$44,539
Year:	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

[OAR 690-315-0020(3)(g)]

8. Estimated remaining cost to complete the project: \$44,539
(The total cost from CHART-F)

[OAR 690-315-0020(3)(h)]

9. List the reasons why the project was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).

9-A) The project is of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit.

9-B) The financial resources needed to develop the project precluded completion of the project within authorized time frames.

9-C) Good faith attempts to comply with permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

9-D) Acts of God or other unforeseen events delayed full development of the water system and use of water within the authorized time frames.

Floods of 1996, Change of District Personnel and Board Members, Lengthy Lawsuit, and the recent deaths of several property owners in the District.

[OAR 690-315-0020(3)(k)]

10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time, and should also include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

11. Provide any other information you wish OWRD to consider while evaluating your Extension of Time Application.

RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

I am the permit holder, or have authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

Alvin Carter

Signature

9-26-09

Date

Attachment 1.**Attachment C-1 (Work Accomplished Before Permit Issued):**

Work before December 23, 1976	Cost
Flood Damage Repairs – 1965	\$10,102
Repair and Maintenance of Ditches - 1967	\$29,037
Canal Realignment - 1969	\$22,418
Flood Damage Repair – 1972	\$9,901
Total	\$49,040

Attachment C-2 (Work Accomplished After Dec 23, 1976 and Before Oct. 1, 1978):

Work After December 23, 1976 and Before Oct. 1, 1978	Cost
Siphon work done/Replaced siphon on Brazel Property - 1977	\$1,860
Survey work done, turn out boxies and tile installed - 1978	
Total	\$1,860

Attachment C-3 (Work Accomplished After Oct. 1, 1978 and Before Oct. 1, 2002):

Work After Oct. 1, 1978 and Before Oct. 1, 2002	Cost
Replaced trash collectors on main canal -1980	
Watersheel installed - 1980	
Repair and Maintenance - 1981	\$ 3,000
Operation and Maintenance - 1983	\$ 9,425
Operation and Maintenance – 1984	\$ 8,659
Operation and Maintenance – 1987	\$ 5,300
Installed additional gates - 1989	\$ 269
Ditch Maintenance – 1990	\$ 1,852
Eliminated all flood irrigation - 1991	
Purchased pipe - 1993	\$ 4,010
Operation and Maintenance – 1994	\$ 8,410
Operation and Maintenance – 1995	\$ 14,826
Operation and Maintenance – 1996	\$ 19,960
Operation and Maintenance – 1997	\$ 16,295
Operation and Maintenance – 1998	\$ 39,360
Operation and Maintenance – 1999	\$ 8,748
Operation and Maintenance – 2000	\$ 15,688
Operation and Maintenance – 2001-02	\$ 79,597
Improvements – 2001-02	\$ 93,029
Total	\$328,428

TOTAL COST FOR TABLE C: \$379,328**RECEIVED****SEP 28 2009****WATER RESOURCES DEPT
SALEM, OREGON**

Attachment D-1 Work Accomplished with October 1, 2002 to October 1, 2008:

Work After October 1, 2002 and Before Oct. 1, 2008	Cost
Repair and Maintenance – 2002-03	\$ 24,471
Repair and Maintenance – 2003-04	\$ 26,781
Repair and Maintenance – 2004-05	\$ 20,098
Repair and Maintenance – 2005-06	\$ 20,414
Fish Screen Construction– 2006-07	\$218,190
Repair and Maintenance – 2006-07	\$ 20,048
Fish Screen Construction– 2007-08	\$505,984
Repair and Maintenance – 2007-08	\$ 35,444
Total	\$871,430

Attachment D-2 Work Accomplished after October 1, 2008:

Work After Extension Expired - Oct. 1, 2008	Cost
Repair and Maintenance – Ditch Washout - 2008-09	\$186,301
Fish Screen Construction – 2008-09	\$ 6,100
Fish Screen Maintenance - 2008-2009	\$ 4,643
Total	\$197,044

TOTAL COST FOR TABLE D: \$1068,474

Grand Total: \$1,445,942

RECEIVED

SEP 28 2009

**WATER RESOURCES DEPT
SALEM, OREGON**



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

October 6, 2009

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Rights Section has received your application for an extension of time for **APPLICATION FILE#: S-40873 (PERMIT#: S-43159)**. Your application will be reviewed in the near future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you have questions concerning your extension of time application, please contact Scott Kudlemyer at (503) 986-0813. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's Internet home page at: "www.wrd.state.or.us".

Application # S-40873

Permit # S-43159

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ WRIG...

Money Receipted on: _____

10/1/09

♦ Extension Specialist...

☒ Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

♦ Jonnine Skaug...

☒ Publish on Public Notice (initial 30-day comment): Date of notice 10/6/09 JS

☒ Update WRIS Database

☒ In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

☒ In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No:

Return file to Extension Specialist after PN

LACOMB IRRIGATION DISTRICT

OR Water Resource Dept.

Date	Type	Reference
9/17/2009	Bill	

Original Amt.
500.00

Balance Due
500.00

9/17/2009

Discount

Check Amount

2168

Payment
500.00
500.00



RECEIVED

SEP 28 2009

WATER RESOURCES DEPT
SALEM, OREGON

Willamette Checking

500.00

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

RECEIPT # **97991**

INVOICE # _____

RECEIVED FROM: Lacomb Irrigation District
BY: _____

APPLICATION	S-40873
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 2168 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 500.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	\$
OTHER: (IDENTIFY)	\$
0243 I/S Lease	0244 Muni Water Mgmt. Plan
0245 Cons. Water	

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$ <u>500.00</u>

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	
OTHER (IDENTIFY)			

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **97991**

DATED: 9-28-09 BY: AK

Oregon

ADJ & WR
Water Resources Department
725 Summer St NE Suite A
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED



RECEIVED

JUN 21 2010

WATER RESOURCES DEPT
SALEM, OREGON

NMR

S-40873

LACOMB IRRIGATION DIST

~~34070 EAST LACOMB RD~~

~~LACOMB OR 97354~~

41754 Clark Smith DR
Lebanon OR 97355

Resent 7/15/10

NIXIE

973 DC 1

00 06/17/10

RETURN TO SENDER
NO MAIL RECEPTACLE
UNABLE TO FORWARD

BC: 97301126573

*2789-00493-17-17

97301@1265



U. S. POSTAL SERVICE
PS FORM 3547

RETURN
TO SENDER

FEE DUE
70 CENTS

60823

40873

G-14466

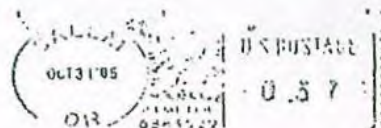
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

Oregon

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301-1266

WR&ADJ

ADDRESS SERVICE REQUESTED



To: Lacombe Irrigation District
34138 East Lacombe Road
Lebanon, OR 97355

LAC0136 973550009 1505 05 11/02/05
LACOMBE IRRIGATION DISTRICT
41754 CLARK SMITH DR
LEBANON OR 97355-9116

973559116 H06A



97301/993A



NOTE: *Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.*

Mailing List for Extension FO Copies

Application # S-40873
Permit # S-41359

FO Date: June 23, 2004

Original mailed to:

Applicant: Lacombe Irrigation District
 34138 E Lacombe Rd
 Lebanon, Oregon 97335

Copies Mailed

By: JWM²
(SUPPORT STAFF)

on: 6/24/04
(DATE)

For Extension FO's - Copies sent to:

1. WRD - Appl. File # S-40873 / Permit # S-41359
2. WRD - Watermaster District: #2 (~~via e-mail~~)
3. WRD - Regional Manager: NWR (~~via e-mail~~)
4. ODFW - District #4 - Wayne Hunt, Salem
5. DEQ - Western Region - John Blanchard, Medford
6. WRD - Support Staff, Salem...*Permit record update*

Other interested parties:

7. None

CASEWORKER: LJJ:KAW

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number S-40873

Final Order
Extension of Time for Permit Number S-41359

Appeal Rights

This is a final order other than contested case. Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition the Director for reconsideration of this order or petition for judicial review of this order. As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 day time period specified by ORS 183.484(2).

Application History

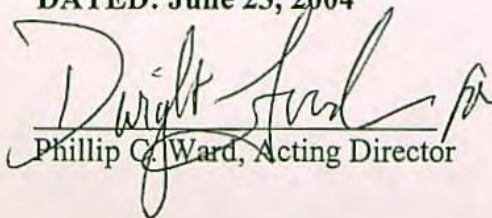
On October 31, 2002, Lacombe Irrigation District submitted an application to the Department for an extension of time for permit number S-41359. The Department issued permit number S-41359 on April 4, 1977. The permit called for completion of construction of the water development project by October 1, 1978, and complete application of water to the full beneficial use by October 1, 1979. In accordance with OAR 690-315-0050(2), on April 27, 2004, the Department issued a Proposed Final Order proposing to extend the time to complete construction of the water development project and the time to fully apply water to beneficial use to October 1, 2008. The protest period closed June 11, 2004, in accordance with OAR 690-315-0060(1). No protest was filed.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630, 539.010(5) and/or OAR 690-315-0040(2).

Order

The extension of time for Application Number S-40873, Permit Number S-41359, therefore, is approved. The deadline for completing construction is extended to October 1, 2008. The deadline for applying water to full beneficial use is extended to October 1, 2008.

DATED: June 23, 2004


Phillip G. Ward, Acting Director

Extension "Final Order" Checklist

Application # S-40873 / Permit # S-41359

Permit Holder's Name LACOMB IRRIGATION DISTRICT

This Final Order is processed under: ☒ Div. 315 Rules -or- ☐ Div. 320 Rules

- ___ 1. Date Extension Request submitted: 10-31-02
- ___ 2. Date permit was issued: 4-4-77
- ___ 3. Original "B" Date from permit: 10-1-78
(Date for completion of construction)
- ___ 4. Original "C" Date from permit: 10-1-79
(Date for complete application of water)
- ___ 5. Extension PFO Date: 4-27-04
- ___ 6. WRD recommends extending "B" Date to: 10-1-2008
and extending the "C" Date to: 10-1-2008
- ___ 7. Protest Deadline Date from PFO: 6-11-04
- ___ 8. Any written Protests or written Comments received within the Protest period? Yes / No

Reviewer's Name: KEVIN WILCKE

Date: 4-19-04

Mailing List for Extension PFO Copies

Application #S-40873
Permit #S-41359

PFO Date: April 27, 2003

Original mailed to:

Applicant: Lacombe Irrigation District
34138 E Lacombe Rd
Lebanon, Oregon 97335

Copies Mailed
By: <u>SB</u> (SUPPORT STAFF)
on: <u>4/27/04</u> (DATE)

For Extension PFO's - Copies sent to:

1. WRD - Appl. File #S-40873 / Permit #S-41359
2. WRD - Watermaster District: 2
3. WRD - Regional Mgr: NWR
4. DEQ - Western Region - John Blanchard, Medford
5. ODFW - District #4 - Wayne Hunt, Salem

Other interested parties:

6.

CASEWORKER: LJJ:KAW

S:\groups\wr\extensions\PF O\Work_315 rules\40873.wpd

Summary of Proposed Final Order for Extension of Time

The Department proposes to:

- grant the extension for complete construction of the water system from October 1, 2002, to October 1, 2008; and
- grant the extension for complete application of water from October 1, 2002, to October 1, 2008.

AUTHORITY

ORS 537.230(2) provides in pertinent part that the Water Resources Department shall, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

**Oregon Water Resources Department
Water Rights Division**

Application for Extension of Time

In the Matter of the Application)	
for an Extension of Time for)	
Permit #S-41359, Water Right)	PROPOSED FINAL ORDER
Application #S-40873)	
(Lacomb Irrigation District))	

Permit Information

Application File #S-40873 / Permit #S-41359

Basin: #2B - Middle Willamette Basin / Watermaster District: #2

Date of Priority: May 10, 1965

Authorized Use of Water

Source of Water:	Crabtree Creek, a tributary to the South Santiam River
Purpose or Use:	Irrigation of 655.5 acres
Maximum Rate:	6.0 cubic feet per second (cfs)

**This Extension of Time request is being processed in accordance
with Oregon Administrative Rule Chapter 690, Division 315.**

Please read this Proposed Final Order in its entirety.

This Proposed Final Order applies only to Permit #S-41359, water right Application #S-40873. A copy of Permit #S-41359 is enclosed as Attachment 1.

FINDINGS OF FACT

Background

1. Permit #S-41359 was granted by the Water Resources Department on April 4, 1977. The permit authorizes the use of up to 6.0 cfs of water from Crabtree Creek, a tributary of the South Santiam River, for irrigation of 655.5 acres. The permit specified that construction of the water system was to be completed by October 1, 1978, and complete application of water was to be made on or before October 1, 1979.
2. Five prior extensions of time have been approved for Permit #S-41359. It resulted in the completion dates for construction and beneficial use of water being extended to October 1, 2002.
3. The permit holder submitted an "Application for Extension of Time" to the Department on October 31, 2002, requesting the time in which to complete construction of the water system and to accomplish beneficial use of water to the full extent under the terms of Permit #S-41359 be extended from October 1, 2002, to October 1, 2008.
4. Notification of the permit holder's extension of time request for Permit #S-41359 was published on the Department's Public Notice dated November 5, 2002. No public comment on the extension application was received.

Review Criteria [OAR 690-315-0040(1)(2)]

As set forth under OAR 690-315-0040(1)(2), the time limits to complete construction or to apply the water to a beneficial use may be extended upon showing of good cause for the untimely completion. This determination shall consider the applicable requirements of ORS 537.230, 537.248¹, and 539.010(5).

Other Governmental Requirements [ORS 537.230(2)]

5. Delay in the development of this project was caused by National Marine Fisheries Service (NMFS) issuing a permit to the Lacombe Irrigation District.

Start of Construction [ORS 537.230]

6. Construction of the water system under Permit #S-41359 began within the time

¹ ORS 537.248 applies to reservoir permits only.

specified in the permit, being April 4, 1978.

Financial Investment [ORS 539.010(5)]

7. As of October 31, 2002, the permit holder had invested a total of \$228,709 into the project, consisting of completion of the point of diversion, installation of eight water gates, installation of 410 feet of 72 inch pipe, installation of 42 feet of 36 inch pipe, installation of 40 feet of 30 inch pipe, installation of 88 feet of 24 inch pipe, installation of 458 feet of 18 inch pipe, installation of 1,508.5 feet of 12 inch pipe, and installation of 200 feet of 4 inch pipe. Also, work to repair damage done to ditches, headgates, creekbank, structures, and equipment during the 1996, 1998, and 2001 weather events was completed. An additional \$24,000 investment is anticipated for the completion of this project.

Reasonable Diligence and Good Faith of the Appropriator [ORS 537.230(1) and 539.010(5)]

Reasonable diligence during the permit period constitutes a continuing test of whether and under what conditions to grant an extension [ORS 537.260, OAR 690-315-0040(3)].

In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction

8. The following construction was completed within the time allowed in the permit or previous extension:
 - a. Construction of the water system began within the time specified in the permit, being April 4, 1978. The work completed thus far consists of completion of the point of diversion, installation of eight water gates, installation of 410 feet of 72 inch pipe, installation of 42 feet of 36 inch pipe, installation of 40 feet of 30 inch pipe, installation of 88 feet of 24 inch pipe, installation of 458 feet of 18 inch pipe, installation of 1,508.5 feet of 12 inch pipe, and installation of 200 feet of 4 inch pipe. Also, work to repair damage done to ditches, head gates, creek bank, structures, and equipment during the 1996, 1998, and 2001 weather events was completed.

Beneficial Use of Water

9. The following beneficial use was made of the water during the permit or previous extension time limits:
 - a. Since the issuance of Permit #S-41359 on April 4, 1977, the permit holder

has beneficially diverted 5.28 cfs of water from Crabtree Creek for irrigation of 576.3 acres.

- b. Delay of full beneficial of water under Permit #S-41359 was due to getting NMFS to issue a permit and weather event damage repairs.

Compliance with Conditions

- 10. The water right permit holder's conformance with the permit or previous extension conditions.
 - a. The record does not raise concerns about the permit holder's compliance with conditions.

Financial Investments

- 11. Financial investments made toward developing the beneficial water use.
 - a. As of October 31, 2002, the permit holder had invested approximately 90 percent of the total projected cost for complete development of this project. A total of \$228,709 has been invested into the project, consisting of completion of the point of diversion, installation of eight water gates, installation of 410 feet of 72 inch pipe, installation of 42 feet of 36 inch pipe, installation of 40 feet of 30 inch pipe, installation of 88 feet of 24 inch pipe, installation of 458 feet of 18 inch pipe, installation of 1,508.5 feet of 12 inch pipe, and installation of 200 feet of 4 inch pipe. Also, work to repair damage done to ditches, head gates, creek bank, structures, and equipment during the 1996, 1998, and 2001 weather events was completed. An additional \$24,000 investment is anticipated for the completion of this project.

The Market and Present Demands for Water [ORS 539.010(5) and OAR 690-315-0040(4)]

In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

- 12. The amount of water available to satisfy other affected water rights and scenic waterway flows.
 - a. The permitted point of diversion, authorized under Permit #S-41359, is not located within or above designated boundaries of a scenic waterway.
- 13. Special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established

under 33 U.S.C. 1313(d).

- a. The permitted point of diversion, authorized under Permit #S-41359, is located within a stream segment that has been identified by the Oregon Department of Fish and Wildlife as a "highest" needs ranking area for streamflow restoration for fish, and has been identified by the Oregon Department of Environmental Quality as a water quality limited area.
 - b. The permitted point of diversion, authorized under Permit #S-41359, is not located within a segment of a federal wild and scenic river.
14. The habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife.
 - a. The permitted point of diversion is located within a designated sensitive, threatened or endangered species area for aquatic species utilizing surface water resources, as identified by the Oregon Department of Fish and Wildlife.
15. Economic investment in the project to date.
 - a. As of October 31, 2002, the permit holder had invested approximately 90 percent of the total projected cost for complete development of this project. A total of \$228,709 has been invested into the project, consisting of completion of the point of diversion, installation of eight water gates, installation of 410 feet of 72 inch pipe, installation of 42 feet of 36 inch pipe, installation of 40 feet of 30 inch pipe, installation of 88 feet of 24 inch pipe, installation of 458 feet of 18 inch pipe, installation of 1,508.5 feet of 12 inch pipe, and installation of 200 feet of 4 inch pipe. Also, work to repair damage done to ditches, head gates, creek bank, structures, and equipment during the 1996, 1998, and 2001 weather events was completed. An additional \$24,000 investment is anticipated for the completion of this project.
16. Other economic interests dependent on completion of the project.
 - a. None have been identified.
17. Other factors relevant to the determination of the market and present demand for water and power.
 - a. None have been identified.

Fair Return Upon Investment [ORS 539.010(5)]

18. The use of water from the permitted water development will result in reasonable returns against the investment made in the project to date.

Duration of Extension [OAR 690-315-0040(1)(c), ORS 539.010(5)]

As set forth under OAR 690-315-0040(1)(c), time extensions granted shall be for the reasonable time period necessary to complete construction and application of water to beneficial use.

19. As of October 31, 2002, the remaining work to be completed consists of installation of a fish screen and full application of water to beneficial use as required under Permit #S-41359.
20. Delay of full beneficial of water under Permit #S-41359 was due to getting NMFS to issue a permit and weather event damage repairs.
21. Given the amount of development left to occur, the Department has determined that the permittee's request to have until October 1, 2008, to complete construction of the water system and to complete the application of water to beneficial use under the terms of Permit #S-41359 is both reasonable and necessary.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230.
2. The applicant has submitted a complete extension application form and the fee specified under ORS 536.050(1)(k), as required by OAR 690-315-0040(1)(a).
3. The applicant demonstrated that actual construction on the project began within the time specified in the permit, as required by OAR 690-315-0040(1)(b).
4. Completion of construction and full application of water to beneficial use can be completed by October 1, 2008², as required by OAR 690-315-0040(1)(c).

² Pursuant to ORS 537.630(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use

5. The Department has considered the requirements of other governmental agencies, the financial investment made, the reasonable diligence and good faith of the appropriator, the market and present demands for water and the fair return upon the investment, and has determined that the applicant has shown good cause exists for an extension to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

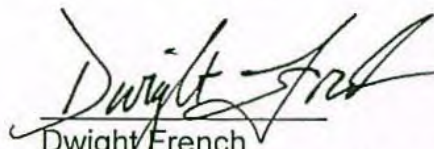
Proposed Order

Based upon the foregoing findings of fact and conclusions of law, the Department proposes to issue an order to:

Extend the time for complete construction of the water system under Permit #S-41359 from October 1, 2002, to October 1, 2008; and

Extend the time for complete application of water to beneficial use under Permit #S-41359 from October 1, 2002, to October 1, 2008.

DATED: April 27, 2004


Dwight French
Water Rights Section Manager

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may request a contested case hearing on the proposed final order. Your request for contested case hearing must be in writing and must be received by the Water Resources Department no later than **Friday, June 11, 2004**, being 45 days from the date of publication of the proposed final order in the Department's weekly public notice.
2. A written request for contested case hearing shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the final order and if the

(or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use.

- protestant claims to represent the public interest, a precise statement of the public interest represented;
- c. A detailed description of how the action proposed in the final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the petition upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
- a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a request for contested case hearing has been submitted, and:
 - A. Upon review of the issues, the director finds there are significant disputes related to the proposed agency action; or
 - B. The applicant submitted a timely request for a contested case hearing.

If you have other questions about the Department, or any of its programs, please contact our Water Rights Information Group at (503)986-0801. Address all other correspondence to:

**Water Rights Section
Oregon Water Resources Department
725 NE Summer Street, Suite A
Salem, OR 97301-1271
Fax #: (503)986-0901**

If you have any questions about statements contained in this document, please contact Lisa Juul at (503)986-0808.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Renee Moulon. Her telephone number is (503)986-0824.

If you have other questions about the Department or any of its programs, please contact our Water Rights Information Group at (503)986-0900.

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 56650

158 12TH ST. N.E.

SALEM, OR 97310-0210

378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: LALOMIS IRRIGATIONBY: DISTRICT

APPLICATION	40873
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # X 96-7476 OTHER: (IDENTIFY) _____TOTAL REC'D \$ 100.00**0417 WRD MISC CASH ACCT**

ADJUDICATIONS

PUBLICATIONS / MAPS

OTHER: (IDENTIFY) _____

OTHER: (IDENTIFY) _____

**RECEIVED
OVER THE COUNTER**

\$
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT. _____

PCA AND OBJECT CLASS _____

VOUCHER # _____

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

0410 RESEARCH FEES

0408 MISC REVENUE: (IDENTIFY) _____

(New) TC162 DEPOSIT LIAB. (IDENTIFY) _____

\$
\$
\$
\$

WATER RIGHTS:

0201 SURFACE WATER

0203 GROUND WATER

0205 TRANSFER

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

OTHER (IDENTIFY) Ext. of time

EXAM FEE

\$
\$
\$
EXAM FEE
\$

0202

0204

0206

0219

0220

RECORD FEE

\$
\$
\$
\$
LICENSE FEE
\$
\$

\$ 100.00**0437 WELL CONST. START FEE**

0211 WELL CONST START FEE

0210 MONITORING WELLS

OTHER (IDENTIFY) _____

\$
\$

CARD #	
CARD #	

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS

\$

0467 HYDRO ACTIVITY

LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

0231 HYDRO LICENSE FEE (FW/WRD)

HYDRO APPLICATION _____

\$
\$
\$

RECEIPT # 56650

DATED: 10/31/02 BY: Connie Vance

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

APPLICATION FOR EXTENSION OF TIME TO THE WATER RESOURCES DIRECTOR OF OREGON

I, LACOMB IRRIGATION DISTRICT
NAME

34138 E. LACOMB RD. LEBANON OR 97355 541-451-2195
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. S 40873, Permit No. S 41359,
do hereby request that the time in which to:

- • complete the construction of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 2002, be extended to October 1, 2008,

and/or the time in which to:

- • accomplish beneficial use of water to the full extent under the terms of the permit, which time now expires on October 1, 2002, be extended to October 1, 2008.

NOTE:

The extension of time requested should be long enough to finish the project. Should this request be approved, it will be the Department's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.

Attached is an instruction sheet to assist you in completing the information on the permit extension application form. Oregon Water Law and Administrative Rules requires this information to be considered by the Water Resources Department when reviewing a permit extension application. All items must be completed or the application will be returned. Please feel free to provide the Department with any additional information that would aid us in making our decision. Please use additional sheets of paper as needed to fully respond to the questions.

After reviewing the application form and the instruction sheet, if you have any questions, you may contact the Department at (503) 378-3739, and request assistance from the Water Rights Division, permit extensions personnel.



1. Did water system construction/well drilling begin within the time specified in the permit [yes/no]?

YES

2. Has ^{A.} construction of diversion/^{B.} appropriation works, ^{C.} distribution system, and ^{D.} use of water, if any, been accomplished consistent with the limitations and conditions of this permit [yes/no]?

A + B YES

C + D NO

- A) Please describe how you have complied with each applicable permit condition (**NOTE: the instruction sheet for permit extension applications provides some direction as to what is an "applicable" condition at time of permit extension review**).

A + B. DIVERSION IS COMPLETE, EXCEPT OFTW AND NMFS ARE DEMANDING THAT WE INSTALL A NEW FISH SCREEN. A CONSULTANT, RICHARD CRAVEN, IS WORKING ON PUTTING A NEW STYLE FLAT SCREEN INSTALLED.

C + D. SOME MEMBERS HAVE PLANTED TREES ON THEIR LAND AND INFORMED US THEY DON'T WANT THE WATER. WE HAVE OTHER PEOPLE THAT WANT WATER - WE WILL HAVE TO EXTEND LATERAL DITCHES.

- B) If you have not complied with all applicable conditions, please explain the reasons why and indicate a date certain, in the near future, by which time you will be in compliance with applicable conditions.

MR. CRAVEN TOLD ME THIS MORNING THAT IT MAY TAKE UNTIL 2004 OR 05 TO COMPLETE THE FISH SCREEN PROJECT. KNOWING HOW LONG IT TAKES TO GET PERMITS + GRANTS IT MAY BE LONGER.

D. WE HAVE TO ASSESS THE AMOUNT OF ACRES THAT MAY BE TURNED BACK TO THE DISTRICT AND DEVELOPE DITCHES TO NEW APPLICANTS

3. I have accomplished the following described works, purchases and installation of equipment necessary to the use of water under said permit:

- A) Within the past year or, if a prior extension was authorized, during the last permit extension period:

INSTALLED 310 FEET OF 72" PIPE IN MAIN DITCH.

INSTALLED 2 WATER GATES IN LATERAL DITCHES.

THE AUDITOR HAS OUR RECORDS AND I CAN'T REMEMBER EVERYTHING THAT WAS DONE. I CAN SEND MORE INFO LATER IF YOU WANT IT.

- B) Prior to the past year or, if a prior extension was authorized, prior to the last extension period:



During our last extension we put in a lot of pipe in problem spots, 200 feet of 4 inch, 1508.5 feet of 12 inch, 458 feet of 18 inch, 88 feet of 24 inch, 40' of 30 inch, 42 feet of 36 inch, and 100 feet of 72 inch.
Installed 6 water gates.

4. I have accomplished beneficial use of water under the permit to the extent of (amount of water used and acres irrigated):

- A) Quantity of Water Used [in cubic feet per second (cfs) or gallons per minute (gpm) if using surface water or ground water.....and/or..... in acre-feet (af) if using stored water]:

22 CFS - more when demanded.

This also waters 1584.2 acres of certificated water rights.

- B) Number of Acres Irrigated (if an irrigation permit):

574.3 acres of permit acres were watered.

79.2 acres left to develop

There will be more acres to develop if the tree growers turn back their water.

as you can tell by 3A + B we spent a lot of money. Grants paid a large share.

5. Cost of project to date ?. Estimated remaining cost to complete the project ?. I don't have any clue to the remaining cost.

Richard Craven estimate for new fish screen is about \$375,000. Grants will pay much of the expense.

6. Please list the reasons why the project was not constructed, and/or water not beneficially used within permit time limits under the appropriate categories below. Please provide supporting information for each reason identified:

- A) The project is of a size and scope that the original intent was to phase it in over a period longer than the timeframes allowed in the permit.

Natural disaster and the length of time to get permits, plans and approval from government agencies have put us behind the time frame to finish the project.

The Board of Directors are working on plans to make sure that we get the permit water certified as soon as possible.



- B) Financing and/or cash-flow needs to develop the project precluded completion of the project within authorized timeframes.

Up To year 2000 our cash flow was limited, consequently we were limited to the amount of work we could do. The natural disasters used up a lot of our cash flow.

- C) Good faith attempts to comply with permit conditions and/or to acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

OWR and OFW have been prompt issuing the necessary permits, but NMFS, especially Mr. Turner, have delayed our permits drastically.

- D) Acts of God or other unforeseen events delayed full development of the water system and use of water.

See attached sheet.

I am the permittee, or have authorization from the permittee, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for the Department to suspend processing of the request and/or reason to deny the extension.

Howard Lebel
Signature *For LACOMB IRRIGATION DISTRICT*
BOARD OF DIRECTORS

OCT 30, 2002
Date

MAIL COMPLETED APPLICATION and STATUTORY FEE OF \$100 TO:

WATER RIGHT PERMIT EXTENSIONS
WATER RESOURCES DEPARTMENT
158 12th STREET NE
SALEM, OREGON 97301-4172



D. We had so many natural catastrophes in the last permit extension that we spent most of our time and resources repairing ditches, headgate, creek bank and equipment that we didn't have much time to pursue the work to finish the permit extension work.

a. Flood of 1996 completely covered the headgate with debris, and destroyed some of the ditches, washed out the road to the headgate and water return to the creek and damaged the fish screen. Cost about \$70,000.00 to repair.

b. Flood of 1998 nearly washed away our power house, washed away our water measuring device and fire hydrant, covered the headgate with debris, damaged the fish screen and damaged some of the ditches. Cost of repair, \$80,000.00

c. October 1998 main ditch broke out. Installed 480 feet of 72 inch pipe.

d. Windstorm of 2001 blew large trees over that were on the banks of the lower main ditches. The roots pulled huge amounts of dirt from the banks, causing a lot of repair work and we installed 530 feet of 24 inch pipe in many places to make a permanent fix to the ditch. Cost to repair \$25,000.00.

e. January 2001 Main ditch broke out. Installed 320 feet of 72 inch pipe.



Reverse Phone

Phone Number

5414511588

Search

1 Result matching "(541) 451-1588".

[View 's Data](#)

Lacomb Irrigation District

[Update listing](#)

34070 E Lacomb Rd

Job title: unavailable

Lebanon, OR 97355-9114

Company: Lacomb Irrigation District

(541) 451-1588

SPONSORED LINKS

[View Additional Records](#)[Background Records](#)[Criminal Records](#)[Search Public Records](#)[Court Records](#)[Get Current Address](#)[View all additional records for.](#)Sponsored by
PeopleFinders.com

500 yds

© 2010 Microsoft Corporation © 2010 NAVTEQ © AND

Listing date Nov. 2009

See What Lacomb Irrigation District's Home is Worth

[Find 's Email](#)

SPONSORED LINKS

[View More Records for](#)

First Name:

Last Name:

City:

State:

Go

Search by [Social Security Number](#), [Maiden Name](#), [Age](#) and More!

Sponsored by PeopleFinders.com

SPONSORED LINKS

Didn't find the person you are looking for?
More profiles here:

First Name

Last Name

Location

[View Profile](#)

Sponsored by MyLife

SPONSORED LINKS

Try Looking for 's Alumni Information.

Start a new search here:

First Name:

Last Name:

City:

State:

State

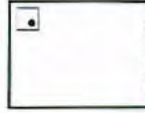
Go

Sponsored by Classmates.com

Switchboard - Your Digital Directory

[Home](#) | [Advertisers](#) | [Help](#)[Find a Business](#)[Find a Person](#)[Find a Car](#)[Search the Web](#)[Find a Person](#)[Reverse Lookup](#)[Area & ZIP Codes](#)[Add Your Listing](#)

Muscle building
miracle discovered



Mysterious foods
slow aging



Shocking discovery
for joint relief

ADJ & WR

Oregon

Water Resources Department
725 Summer St NE Suite A
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED



Called 8/3/10
541-451-1588 (left message
for a current mailing
address)

S-40873
LACOMB IRRIGATION DIST
41754 CLARK SMITH DR
LEBANON OR 97355

UTF

RECEIVED

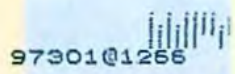
JUL 19 2010

WATER RESOURCES DEPT
SALEM, OREGON

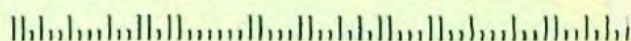
NIXIE 973 DE 1 00 07/17/10

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 97301126673 *2789-04919-17-30



97301@1266



Oregon

Water Resources Department

725 Summer Street NE Suite A

Salem, OR 97301

ADJ & WR

ADDRESS SERVICE REQUESTED

S-40873

LACOMB IRRIGATION DIST

PO BOX 2485

LEBANON OR 97355

Application # S-40873 / Permit # S-41359

Route Slip ... Extension of Time

per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ WRIG...

Money Received:

\$100.00 on 10-31-02

♦ Lisa Juul...

Extension Completeness:

OK - Cert letter sent 11-6-02
(If NOT complete, send certified letter requesting add'l information.)

If Extension Appl complete and \$100 fee submitted, route to...

♦ Jonnine Fuss...

Initial 30-day Public Notice:

JF 11/5/02

Update Extension Database:

JF 11/5/02

Files back to filing cabinets:

JF 11/7/02

At the close of the Initial 30-day Comment Period...

♦ Lisa Juul...

Pull files for Ext PFO review: _____

Extension PFO completed: _____

Once Extension PFO signed by Dwight French...

♦ Jonnine Fuss...

Prepare Ext PFO for mailing to applicant: _____

Mail to those who commented and paid copy fee: _____

Include Ext PFO on weekly Public Notice: _____

Within 60 days after the close of the 45-day PFO Protest Period...

(PFO Protest Period ends 45 days from PFO sign date)...

♦ Lisa Juul...

Issue an Extension FO: _____

EXTENSION REVIEW CHECKLIST for PFO... per Div. 315 Rules

Application #: S - 40873 / Permit #: S - 41359

Permittee's Name: Lacomb Irrigation District

Permittee's Mailing Address: 34138 E. Lacomb Rd, Lebanon OR 97355

POD Location: Township 11-S Range 1-E Section 25 1/4 1/4 NESW

Stream Basin: _____ County: Linn

✓ 1. Has the applicant completely filled out the updated Extension Application form? Yes / No \$100.00 - Yes
***If "No"..... has certified request for the new extension form been sent? Yes / No

✓ 2. Shortcomings of Extension Request..... based upon review of updated extension form Yes / No
*** (NOTE: Any missing Extension information that is needed before an Extension PFO can be completed???)

Amount \$ Invested to Date: \$53,709 - INVESTED
How much water under this permit? (not all) \$12,000 - LEFT
\$12,000 5.28 cfs on 576.3 acres

✓ 3. Date Permit was issued: 4-4-77 (priority = 5-10-65)

✓ 4. Source: Crabtree Creek

✓ 5. Use: Irrigation of 655.5 ac

✓ 6. "Q": 6.0 cfs

✓ 7. Original "B" Date: 10-1-78 Original "C" Date: 10-1-79

✓ 8. Conditions of Permit: Original "A" Date: 4-4-78

• A, B & C Dates

✓ 9. Extension request received: 10-31-02 Request Number (...1st, 2nd, 3rd): 6th

✓ 10. Last Authorized "B" Date: 10-1-2002 Last Authorized "C" Date: 10-1-2002

✓ 11. Proposed "B" Date: 10-1-2008 Proposed C Date: 10-1-2008

12. Amount Invested to date: 2 \$53,709.00 Estimated Total Cost: \$77,709.00 \$252,709.00

* \$228,709 -

See letter from Irrigation District. THE TOTAL INCLUDES

THE VALUE IN THE NW 26 02 RESPONSE & THE 60% OF THE OCT 31 2007 EST APPRAISAL

(**Estimated Remaining Cost: \$375,000.00 New

\$24,000
\$24,000.00

___13. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit. Yes / No ***If "No"..... What permit terms and/or conditions have not been met?

___14. Work on the water development project completed to date includes: _____

___15. The work remaining to be completed consists of: _____

___16. Progress in perfecting the permit is being held up by: _____

___17. Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes / No

Some Factors that may be considered in determining "Reasonable Diligence" [OAR 690-315-040(3)]

- a. The amount of construction completed within the time allowed in the permit or previous extension;
- b. The amount of beneficial use made of the water during the permit or previous extension time limits;
- c. Water right permit holder conformance with the permit or previous extension conditions; and
- d. Financial investments made toward developing the beneficial water use.

___18. Determination of the market and the present demand for water or power to be supplied: _____

Some factors to consider in determining the Market and the Present Demand for water or power [OAR 690-315-040(4)]:

- a. The amount of water available to satisfy other affected water rights and scenic waterway flows;
- b. Special water use designations established since permit issuance (such as...state scenic waterways, federal wild and scenic rivers, serious water management problem areas, water quality limited sources, etc.);
- c. The habitat needs of sensitive, threatened or endangered species, in consultation with ODFW;
- d. Economic investment in the project to date;
- e. Other economic interests dependent on completion of the project; and
- f. Other factors relevant to the determination of the market and the present demand for water or power.

___19. Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. → Approval of Extension Request

No ... "Good Cause" cannot be found. → Denial of Extension Request

___20. Conditions to be included on Extension PFO: _____

Extension "PFO" Dates

Checklist Last Revised: 9 / 12 / 2001

Mailing / Issuance Date: _____ Reviewer's Name: _____

Protest Deadline Date: _____ Date: _____

___13. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit. Yes / No ***If "No"..... What permit terms and/or conditions have not been met?

___14. Work on the water development project completed to date includes: _____

- DIVERSION COMPLETE
- 150 Y. 5' 12" PIPE INSTALLED
- 42' 3" PIPE INSTALLED
- 410' 72" PIPE INSTALLED
- 458' 18" " "
- REPAIRS MADE TO WATER DIVISION APRIL 1994, 1998,
- 8 WATER GATES INSTALLED, 88' 24" " "
- 200' 4" PIPE INSTALLED
- 401 30" " "
- 2001 NATURAL EVENTS
- SEE ATTACHMENTS TO OCT 31 2002 ERT APPLICATION

___15. The work remaining to be completed consists of: _____

- INSTALL FISH SCREEN
- DROVE UP WATER USE ON 29.2 ACRES

___16. Progress in perfecting the permit is being held up by: _____

- NMFS PERMITS
- NMFS PERMIT
- FISH SCREEN INSTALL
- REPAIR WORK

___17. Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes / No

Some Factors that may be considered in determining "Reasonable Diligence" [OAR 690-315-040(3)]

- a. The amount of construction completed within the time allowed in the permit or previous extension;
- b. The amount of beneficial use made of the water during the permit or previous extension time limits;
- c. Water right permit holder conformance with the permit or previous extension conditions; and
- d. Financial investments made toward developing the beneficial water use.

- Permit holder has completed approximately 86 % of the construction.
- Permit holder has beneficially used 88 % of the total permitted quantity of water.
- Has the permit holder complied with conditions? Yes / No
- If No, reasons why not? _____
- Permit holder has invested approximately 90 % of the total estimated cost to complete the project.
- Other: _____

___18. Determination of the market and the present demand for water or power to be supplied: _____

Some factors to consider in determining the Market and the Present Demand for water or power [OAR 690-315-040(4)]:

- a. The amount of water available to satisfy other affected water rights and scenic waterway flows;
- b. Special water use designations established since permit issuance (such as...state scenic waterways, federal wild and scenic rivers, serious water management problem areas, water quality limited sources, etc.);
- c. The habitat needs of sensitive, threatened or endangered species, in consultation with ODFW;
- d. Economic investment in the project to date;
- e. Other economic interests dependent on completion of the project; and
- f. Other factors relevant to the determination of the market and the present demand for water or power.

Is the POD/POA located.....

- If a GW permit, is GW hydraulically connected to SW (see original Div. 09 GW review)? NA
- within or above a state scenic waterway? NO
- within a ground water limited/critical area? NO
- within or above a segment that has been identified as a federal wild and scenic river? NO
- within an area that ODFW has identified as an ST&E Area? YES
- within an area that ODFW has identified as a HIGHEST Needs Ranking Area for streamflow restoration for fish?
- within an area that DEQ has identified as being water quality limited? YES - SOUTH SASTHAM - SUB BASIN OF THE WILLAMETTE (TEMP)
- Other: _____

19. Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. → Approval of Extension Request

No ... "Good Cause" cannot be found. → Denial of Extension Request

20. Conditions to be included in Extension PFO (if applicable)? Yes / No
(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

☐ 5-year Progress Report Checkpoints

☐ Other: _____

21. Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

☐ COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

☒ COBU Requirement - Surface Water - post July 9, 1987

"Pursuant to ORS 537.230(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use."

☐ COBU Requirement - Ground Water - post July 9, 1987

"Pursuant to ORS 537.630(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use."

NOTES:

Extension "PFO" Dates

Checklist Last Revised: 3/4/ 2004

Mailing / Issuance Date: _____ Reviewer's Name: _____

Protest Deadline Date: _____ Date: _____

LACOMB

WORK DONE FOR 5TH EXT

- CONSTRUCTION BEGAN ON TIME
- APPLIED FOR GRANT FOR NEW FISH SCREEN
- APPLIED FOR ^{GRANT TO GET} NEW METAL
- VERIFIED ACRES
- 1996 - APR 02 2001

- 4 WATER GATES INSTALLED
- 2400' PIPE TO 38 ACRES

• 1991 - 1995

- 4520' PIPE TO (18 PIECES OF PROPERTY) 99.5 ACRES
- 14 WATER GATES & VALVES INSTALLED
- 137.5 ACRES IRRIGATED

* SPENT \$50,000 -

* 1996 FLOOD - WATER SYSTEM REPAIR / 72" INSTALL

* 1998 FLOOD - STREAMBANK EROSION / WASHED OUT HYDRO PLANT

} RESOURCES
WENT TO
REPAIRS

WORK DONE FOR 6TH EXT

- DIVERSION COMPLETE
- 310' OF 72" PIPE INSTALLED IN MAIN DITCH
- 8 WATER GATES INSTALLED
- 200' 4" PIPE INSTALLED
- 1504.5' 12" " "
- 458' 18" " "
- 88' 24" " "
- 40' 30" " "
- 42' 36" " "
- 100' 72" " "

• 576.3 ACRES IRRIGATED

WORK TO DO FOR 6th PERMIT EXT

- INSTALL FISH SCREEN
- IRRIGATE 79.2 ACRES

DELAY

- NATURAL DISASTERS

70K → (FLOOD) 1996 - HEDGEHOG DAMAGED, FISH SCREEN DAMAGED, WASHED OUT DITCHES & ROAD
80K → (FLOOD) 1998 - PURCHASE DAMAGED, MEASURING DEVICE LOST, FISH SCREEN DAMAGED, DITCHES
25K → (WIND) 2001 - TREE DAMAGED BANKS & DITCHES WHEN UPROOTED
→ 1998 - MAIN DITCH BROKE

- NMFS PERMIT

COST

\$53709 - SPENT TO DATE

\$24000 - LEFT TO SPEND

WATER USED

5.28 cfs @ THE 6.0 cfs

Abstract of Permit No. 41359

Application No. 40873

Certificate No.

Name Lacombe Irrigation District
~~P. O. Box 44~~ 41358 Lacombe Drive
 Address Lacombe, Oregon ~~97354~~ Lebanon OR 97355

Source of water supply Crabtree Creek

Use Irrigation

Point of diversion 1300 ft S & 2600 ft E from W $\frac{1}{2}$ cor., sec.25, being within NE $\frac{1}{4}$ SW $\frac{1}{4}$
 sec.25, T.11S., R.1E., W.M.; Linn County
 Number of acres 655.5

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
11 S	1 W	9			20.0	26.0									22.0			
		10							18.0	18.0	9.0	9.0	2.0				20.0	
		13											5.0					
		14	5.0				17.0		15.0				7.0					
		14		24.0				29.0				20.0						
		15	8.0															
		15				3.0												
		24				5.0				12.0					7.0			
		25	3.0		12.0													
		25		11.0														
		26			2.5					4.5								
CONTINUED																		

Priority date May 10, 1965

Amount of water 6.0 c.f.s.

Time limit to begin construction 4-4-78

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to

Remarks: Limitations: 1/80th c.f.s., 2 $\frac{1}{2}$ a.f.

cgm

Crabtree Creek

Basin 2, Volume 6-A

LACOMB IRRIGATION DISTRICT

Location of the area to be irrigated under application for permit # 40873

20.0 acres	SW $\frac{1}{4}$	NE $\frac{1}{4}$
26.0 "	SE $\frac{1}{4}$	NE $\frac{1}{4}$
22.0 "	NE $\frac{1}{4}$	SE $\frac{1}{4}$

Section 9 ✓

18.0 acres	SW $\frac{1}{4}$	NW $\frac{1}{4}$
18.0 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$
9.0 "	NE $\frac{1}{4}$	SW $\frac{1}{4}$
9.0 "	NW $\frac{1}{4}$	SW $\frac{1}{4}$
2.0 "	SW $\frac{1}{4}$	SW $\frac{1}{4}$
20.0 "	SW $\frac{1}{4}$	SE $\frac{1}{4}$

Section 10 ✓

5.0 acres	SW $\frac{1}{4}$	SW $\frac{1}{4}$
-----------	------------------	------------------

Section 13 ✓

5.0 acres	NE $\frac{1}{4}$	NE $\frac{1}{4}$
24.0 "	NW $\frac{1}{4}$	NE $\frac{1}{4}$
17.0 "	NE $\frac{1}{4}$	NW $\frac{1}{4}$
29.0 "	NW $\frac{1}{4}$	NW $\frac{1}{4}$
15.0 "	SW $\frac{1}{4}$	NW $\frac{1}{4}$
20.0 "	NW $\frac{1}{4}$	SW $\frac{1}{4}$
7.0 "	SW $\frac{1}{4}$	SW $\frac{1}{4}$

Section 14 ✓

8.0 acres	NE $\frac{1}{4}$	NE $\frac{1}{4}$
3.0 "	SE $\frac{1}{4}$	NE $\frac{1}{4}$

Section 15 ✓

5.0 acres	SE $\frac{1}{4}$	NE $\frac{1}{4}$
12.0 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$
7.0 "	NE $\frac{1}{4}$	SE $\frac{1}{4}$

Section 24 ✓

3.0 acres	NE $\frac{1}{4}$	NE $\frac{1}{4}$
11.0 "	NW $\frac{1}{4}$	NE $\frac{1}{4}$
12.0 "	SW $\frac{1}{4}$	NE $\frac{1}{4}$

Section 25 ✓

2.5 acres	SW $\frac{1}{4}$	NE $\frac{1}{4}$
4.5 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$

Section 26 ✓

T 11, S., R 1, W.

4.0 acres	SW $\frac{1}{4}$	NE $\frac{1}{4}$
8.0 "	NW $\frac{1}{4}$	NW $\frac{1}{4}$
34.0 "	SW $\frac{1}{4}$	NW $\frac{1}{4}$
30.0 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$
16.0 "	NE $\frac{1}{4}$	SW $\frac{1}{4}$
13.0 "	NW $\frac{1}{4}$	SW $\frac{1}{4}$
21.0 "	SW $\frac{1}{4}$	SW $\frac{1}{4}$
23.0 "	SE $\frac{1}{4}$	SW $\frac{1}{4}$
20.0 "	NW $\frac{1}{4}$	SE $\frac{1}{4}$

Section 19 ✓

3.0 acres	NE $\frac{1}{4}$	NW $\frac{1}{4}$
12.0 "	NW $\frac{1}{4}$	NW $\frac{1}{4}$
22.0 "	SW $\frac{1}{4}$	NW $\frac{1}{4}$
15.0 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$

Section 29 ✓

4.0 acres	NW $\frac{1}{4}$	NW $\frac{1}{4}$
9.0 "	SW $\frac{1}{4}$	NW $\frac{1}{4}$
1.0 "	SE $\frac{1}{4}$	NW $\frac{1}{4}$
14.0 "	NE $\frac{1}{4}$	SW $\frac{1}{4}$
8.5 "	NW $\frac{1}{4}$	SW $\frac{1}{4}$
16.0 "	SE $\frac{1}{4}$	SW $\frac{1}{4}$
31.0 "	NE $\frac{1}{4}$	SE $\frac{1}{4}$
6.0 "	NW $\frac{1}{4}$	SE $\frac{1}{4}$
11.0 "	SW $\frac{1}{4}$	SE $\frac{1}{4}$

Section 30 ✓

T 11, S., R 1, E

655.5 acres TOTAL •

Application No. 40873
Permit No. 41359

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Lacomb Irrigation District
(Name of applicant)
of P. O. Box 44, Lacomb, 97354, Oregon
(Mailing address)
State of Oregon, do hereby make application for a permit to appropriate the
following described public waters of the State of Oregon, **SUBJECT TO EXISTING RIGHTS:**

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Crabtree Creek
(Name of stream)
a tributary of South Santiam

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second, 6 C.F.S.
(If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is Irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1300 ft. S and 2600 ft. E from the W 1/4
(N. or S.) (E. or W.)
corner of Section 25
(Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE 1/4 SW 1/4 of Sec. 25, Tp. 11 S,
(Give smallest legal subdivision) (N. or S.)

R. 1 E, W. M., in the county of Linn
(E. or W.)

5. The Main ditch to be
(Main ditch, canal or pipe line) (Miles or feet)
NE 1/2 of NE 1/4 Sec. 35; SE 1/4 of SW 1/4 Sec. 14; NE 1/4
in length, terminating in the of NW 1/4 Sec. 26; SE 1/4 of of Sec. 9, Tp. 11
(Smallest legal subdivision) (N. or S.)

R. 1-E and 1-W, W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam feet, length on top feet, length at bottom
feet; material to be used and character of construction
(Loose rock, concrete, masonry,
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate concrete, one opening of 42 inches
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

*A different form of application is provided where storage works are contemplated.

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Canal System or Pipe Line—

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

8. Location of area to be irrigated, or place of use

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised fruit, grain, hay, and pasture land

Power or Mining Purposes—

9. (a) Total amount of power to be developed theoretical horsepower.

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.
(Head)

(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.
(Legal subdivision)

Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream?
(Yes or No)

(g) If so, name stream and locate point of return

....., Sec., Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

10. (a) To supply the city of

(Name of) County, having a present population of

and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$.....

12. Construction work will begin on or before some has already been done

13. Construction work will be completed on or before Oct, 1, 1980

14. The water will be completely applied to the proposed use on or before Oct. 1, 1981

X. Iacomb Irrigation District

(Signature of applicant)

by: Emil Hoerauf
Chairman of the Board

Remarks: Reason for need of more water, is because of added

population in district and more small farms putting additional land into
production.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before March 23, 1977.

WITNESS my hand this 23rd day of December, 1976.

JAMES E. SEXSON

Director XSTATE-ENGINEER

By

Vestal R. Garner
Vestal R. Garner

XASSISTANT

STATE OF OREGON, }
County of Marion, } ss.

PERMIT

41359

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 6.0 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Crabtree Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is May 10, 1965

Actual construction work shall begin on or before April 4, 1978 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978...
Extended to Oct. 1, 1983 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-96

Complete application of the water to the proposed use shall be made on or before October 1, 1979...
Extended to Oct. 1, 1983 Extended to October 1, 1988 Extended to October 1, 1991, 10-1-96

WITNESS my hand this 4th day of April, 1977...

James E. Seyman
Water Resources Director

Application No. 40873

Permit No. 41359

PERMIT

TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

This instrument was first received in the
office of the State Engineer at Salem, Oregon,
on the 10 day of MAY,
1965, at 4:30 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. _____ of
Permits on page 41359

STATE ENGINEER

Drainage Basin No. 2 page 43B

Fees 207.50



Oregon

John A. Kitzhaber, M.D., Governor

File # S-40873

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

CERTIFIED MAIL
Return Receipt Requested

November 6, 2002

RECEIVED

NOV 26 2002

WATER RESOURCES DEPT.
SALEM, OREGON

Lacomb Irrigation District
Attn: Howard Gabel
34138 East Lacomb Road
Lebanon, OR 97355

REFERENCE: File #S-40873 (Permit #S-41359)

Dear Mr. Gabel:

The Department is currently in the process of evaluating your request for an extension on the above referenced permit. However, based upon continued review, the Department has determined that additional information is necessary in order to evaluate your extension request. The following information must be received:

1. Your extension application indicates that the amount of water invested into the project to date is unknown. This information is, however, a necessary part of the extension review process. **To the best of your ability, please provide an estimated amount of money invested in the project thus far by the District.**
2. Permit #S-41359 authorizes the use of 6.0 cubic feet per second (cfs) of water from Crabtree Creek for the irrigation of 655.5 acres. The District's Extension application indicates that irrigation has been accomplished on 576.3 acres of land under Permit #S-41359. **Out of the total 6.0 cfs of water authorized under Permit #S-41359, how much of that water has been appropriated for the irrigation of those 576.3 acres?**

Please submit this information by **Friday, December 6, 2002**. Failure to submit the requested information by this deadline may result in the proposed rejection of your extension request.

ANSWERS ARE ON THE FOLLOWING PAGE.

RECEIVED

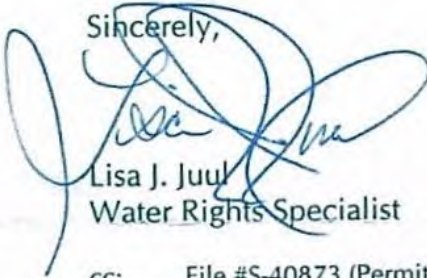
NOV 26 2002

WATER RESOURCES DEPT.
SALEM, OREGON

If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.

If you should have any questions concerning your extension request or the required materials listed above, you may contact me at (503) 378-8455, extension 272.

Sincerely,



Lisa J. Juul
Water Rights Specialist

cc: File #S-40873 (Permit #S-41359)
Michael Mattick, Watermaster District #02

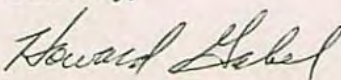
Dear Ms. Juul:

Nov. 23, 2002

Here is the information you requested -- I hope it will be O.K. The auditor still has all of our minutes, invoices, canceled checks, etc., but I found other records here at the office and I hope this is what you need.

1. \$53,709.00 has been spent on this project so far. I would estimate that perhaps \$12,000.00 should be enough to finish the project, unless a portion of the new fish screen would be assessed to this project, then another \$30,000.00 would be added, but on a 60/40 grant we would only have to pay about \$12,000.00 for the 665.5 acres share.
2. To water the 576.3 acres, I would estimate that about 5.28 cubic feet per second of water was used on these acres.

Sincerely,



Howard Gabel
Secretary for the Board

LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
LEBANON, OR 97355



ATTN: LISA JUNG

WATER RESOURCES DEPT.
158 12th ST. N.E.
SALEM, OR.

97301-4172 01-4172

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

FILE#: S-40873

LACOMB IRRIGATION DISTRICT
ATTN: HOWARD GABEL
34138 EAST LACOMB ROAD
LEBANON OR 97355

2. Article Number

(Transfer from service label)

7002 2030 0003 6290 4635

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Lois Gabel*

☐ Agent

☐ Addressee

B. Received by (Printed Name)

LOIS GABEL

C. Date of Delivery

11/8/02

D. Is delivery address different from item 1?

☒ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

WATER RESOURCES DEPT.
158 12TH ST NE
SALEM OR 97301

NOV 12 2002
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED





Oregon

John A. Kitzhaber, M.D., Governor

File # S-40873

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

CERTIFIED MAIL Return Receipt Requested

November 6, 2002

Lacomb Irrigation District
Attn: Howard Gabel
34138 East Lacomb Road
Lebanon, OR 97355

REFERENCE: File #S-40873 (Permit #S-41359)

Dear Mr. Gabel:

The Department is currently in the process of evaluating your request for an extension on the above referenced permit. However, based upon continued review, the Department has determined that additional information is necessary in order to evaluate your extension request. The following information must be received:

1. Your extension application indicates that the amount of water invested into the project to date is unknown. This information is, however, a necessary part of the extension review process. **To the best of your ability, please provide an estimated amount of money invested in the project thus far by the District.**
2. Permit #S-41359 authorizes the use of *6.0 cubic feet per second (cfs)* of water from Crabtree Creek for the irrigation of 655.5 acres. The District's Extension application indicates that irrigation has been accomplished on 576.3 acres of land under Permit #S-41359. **Out of the total 6.0 cfs of water authorized under Permit #S-41359, how much of that water has been appropriated for the irrigation of those 576.3 acres?**

Please submit this information by **Friday, December 6, 2002**. Failure to submit the requested information by this deadline may result in the proposed rejection of your extension request.

If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.

If you should have any questions concerning your extension request or the required materials listed above, you may contact me at (503) 378-8455, extension 272.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read 'Lisa J. Juul', is written over the typed name and title.

Lisa J. Juul
Water Rights Specialist

cc: File #S-40873 (Permit #S-41359)
Michael Mattick, Watermaster District #02

**Oregon Water Resources Department
Water Rights Division**



Water Right Permit Extension Application
for Permit Number 41359

Water Right Application Number 40873

Proposed Final Order

This Proposed Final Order applies only to permit number 41359.

Summary of Recommendation

The Department proposes to:

grant the extension for complete construction of the water system from October 1, 1996 to October 1, 2002, and

grant the extension for complete application of water from October 1, 1996 to October 1, 2002.

Application History

Permit no. 41359 was granted by the Water Resources Department on APRIL 4, 1977.

The permit authorizes use of 6.0 CFS of water from CRABTREE CREEK for IRRIGATION OF 655.5 ACRES in the SANTIAM RIVER basin. It specified that construction must be completed by October 1, 1978, and water applied to full beneficial use by October 1, 1979. A copy of permit no. 41359 is attached.

On APRIL 2, 2001, the Department received an application from LACOMB IRRIGATION DISTRICT for an extension of time to complete construction and to apply water to full beneficial use. The applicant has requested until October 1, 2002 to complete construction of the water system and to apply water to full beneficial use. This is the FIFTH permit extension request.

Findings of Fact

ORS 537.230(2) and 537.630 (1) allows the Department to grant an extension of time to perfect a water right for good cause. In evaluating good cause, the Department has considered the written record in the permit application file in relation to the requirements of ORS 537.230(2), ORS 537.630 (1) and ORS 539.010(5) and makes the following

findings.

1. The applicant is legally entitled to apply for an extension on this permit.
2. The applicant has submitted a completed permit extension form and the required fee.
3. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit.
4. Progress in perfecting the permit is being held up by inadequate cash flow which resulted in holding up some of the system construction. Construction of ditches and pipelines have taken longer than originally estimated.
5. The applicant has pursued perfection of the right in good faith and with reasonable diligence.
 - a) Work on the water development project completed to date includes construction of part of the water system delivery system. Water has been applied to 137.5 acres.
 - b) The applicant has invested approximately \$ 50,000 of an estimated total water system project cost of \$ 70,000.
 - c) The work remaining to be completed consists of the remaining construction of the water delivery system and complete application of water.
6. Based on the written record, the Department finds there is good cause to approve the extension request. The applicant has pursued perfection of the right in good faith and with reasonable diligence.
7. Due to the reasons outlined above in item 4 and the water development progress to date, the Department finds that the length of time requested for completion of construction and the length of time requested for completion of the application of water should be extended to October 1, 2002 as requested by the applicant.

Conclusions of Law

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230, and ORS 537.630.
2. The applicant has submitted an extension application form and the fee required by ORS 536.050(1)(L).
3. The applicant has pursued perfection of the right in good faith and prosecuted construction with reasonable diligence.
4. The applicant has shown good cause for the untimely completion of the water development project and complete application of water to full beneficial use pursuant to ORS 537.230(2), and ORS 537.630 (1).
5. The permit extension should be approved until October 1, 2002 to complete construction and until October 1, 2002 to complete the application of water.

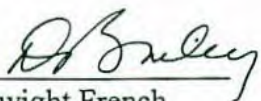
Recommendation

The Department proposes to issue an order to:

extend the permit time to complete construction from October 1, 1996 to October 1, 2002
and

extend the permit time to complete application of water from October 1, 1996 to October 1, 2002.

DATED: APRIL 17, 2001


Dwight French
Water Rights Section Manager

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Protest Rights and Comments

1. Under the provisions of OAR 690-320-0010(8) you have the right to protest this proposed final order. Your protest must be in writing and must include the following:
 - a) Your name, address and telephone number;
 - b) Your interest in this proposed final order, and if you claim to represent the public interest, a precise statement of the public interest represented;
 - c) A detailed description of how the action in the proposed final order would impair or be detrimental to your interest;
 - d) A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e) Any citation of legal authority supporting your protest, if known; and
 - f) The \$25 protest fee required under ORS 536.050 (1)(j).
2. Each person submitting a protest shall raise all reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the comment period.
3. The Water Resources Department must receive written protests or written comments no later than **JUNE 1, 2001**.
4. After the close of the comment and protest period, the Director will either issue a final order, or schedule a contested case hearing if the Director finds there are significant disputes related to the use of water.

This document was prepared by Dallas Miller. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me toll free within Oregon at 1-800-624-3199 extension 272. Outside of Oregon you can dial 1-503-378-8455.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Dwight French. His extension number is 268.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 201. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 158 12th ST. NE Salem, OR 97310, Fax: (503)378-2496.

Abstract of Permit No. 41359

Application No. 40873

Certificate No.

Name Lacomb Irrigation District

Address ~~P. O. Box 44~~ 41358 Lacomb Drive

~~Lacomb, Oregon 97354~~ Lebanon OR 97355

Source of water supply Crabtree Creek

Use Irrigation

Point of diversion 1300 ft S & 2600 ft E from W $\frac{1}{2}$ cor., sec.25, being within NE $\frac{1}{2}$ SW $\frac{1}{2}$ sec.25, T.11S., R.1E., W.M.; Linn County

Number of acres 655.5

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
11 S	1 W	9			20.0										22.0			
		10				26.0			18.0		9.0		2.0				20.0	
		13								18.0		9.0						
		14	5.0				17.0		15.0				5.0					
		15		24.0				29.0				20.0						
		24	8.0															
		25				3.0									7.0			
		26				5.0			12.0									
			3.0		12.0													
				11.0														
					2.5													
									4.5									
CONTINUED																		

Priority date May 10, 1965

Amount of water 6.0 c.f.s.

Time limit to begin construction 4-4-78

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to

Remarks: Limitations: 1/80th c.f.s., 2 $\frac{1}{2}$ a.f.

cgm

Crabtree Creek

basin 2, volume 0-A

Certificate No.

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

[illegible]

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **6558**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Le Comb Irrigation District
BY: _____

APPLICATION	<u>168</u>
PERMIT	<u>48873</u>
TRANSFER	

CASH: ☐ CHECK: # 967460 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 100.

0417 WRD MISC CASH ACCT

ADJUDICATIONS

\$

PUBLICATIONS / MAPS

\$

OTHER: (IDENTIFY) _____

\$

OTHER: (IDENTIFY) _____

\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

0427 WRD OPERATING ACCT

PCA 66111

MISCELLANEOUS

\$

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY) Extension

\$ 100

TC165 DEPOSIT LIAB. (IDENTIFY) _____

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

0206

\$

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY) _____

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS

\$

0467 HYDRO ACTIVITY

LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HRDRO APPLICATION

\$

RECEIPT # **6558**

DATED: 9-17-96 BY: D. Bushnell

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

**APPLICATION FOR EXTENSION OF TIME
TO THE WATER RESOURCES DIRECTOR OF OREGON**

I, LACOMB IRRIGATION DISTRICT
NAME (541)
34138 E. LACOMB RD. LEBANON OR. 97355 451-2195
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. FILE 40873, Permit No. 41359, do hereby request that the time in which to:

☐ complete the construction of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1996, be extended to October 1, 2002,

and/or the time in which to:

☒ accomplish beneficial use of water to the full extent under the terms of the permit, which time now expires on October 1, 1996, be extended to October 1, 2003.

NOTE: The extension of time requested should be long enough to finish the project. Should this request be approved, it will be the Department's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.

Attached is an instruction sheet to assist you in completing the information on the permit extensions application form. Oregon Water Law and Administrative Rules requires this information to be considered by the Water Resources Department when reviewing a permit extension. All items must be completed or the application will be returned. Please feel free to provide the Department with any additional information that would aid us in making our decision. Please use additional sheets of paper as needed to fully respond to the questions.

After reviewing the application form and the instruction sheet, if you have any questions, please contact the Department at 1-800-624-3199, or locally in the Salem vicinity at (503) 378-3739, and request assistance from the Water Rights Division, permit extensions personnel.

1-Did water system construction/well drilling begin within the time specified in the permit [yes/no]?

yes

2-Has construction of diversion/appropriation works, distribution system, and use of water, if any, been accomplished consistent with the limitations and conditions of this permit [yes/no]? yes

RECEIVED

APR 02 2001

WATER RESOURCES DEPT.
SALEM, OREGON

A) Please describe how you have complied with each applicable permit condition (NOTE: the instruction sheet for permit extension applications provides some direction as to what is an "applicable" condition at time of permit extension review). Fish screen is in use, but we have applied for a grant to put in a new & better screen. Screen was damaged in flood. Our main ditch meter was washed away in the last flood. We applied for a grant to install a new meter.

B) If you have not complied with all applicable conditions, please explain the reasons why and indicate a date certain, in the near future, by which time you will be in compliance with applicable conditions. We hope to get the new fish screen and meter installed by October, 2003.

3-I have accomplished the following described works, purchases and installation of equipment necessary to the use of water under said permit:

A) Within the past year or, if a prior extension was authorized, during the last permit extension period: During the last extension we were very busy verifying acreages, mapping and petitioning water resources dept. to get our 1st water certificate. This was completed Jan 6, 1996. 1996 to present we installed 4 water gates and 2400 feet of pipe to 38 acres of land to be watered.

B) Prior to the past year or, if a prior extension was authorized, prior to the last extension period: 1991-1995 we installed 4,520 feet of pipe to 18 pieces of property totaling 99.5 acres of land to be watered. We also installed 14 water gates and valves.

C) I have accomplished beneficial use of water under the permit to the extent of (amount of water used or acres irrigated): acres irrigated = 137.5 during this time period.

4-Cost of project to date 50,000.00. Estimated remaining cost to complete the project 20,000.00.

Before 1991 the records are not complete enough to put a cost figure to,

5-Please list the reasons why the project was not constructed, and/or water not beneficially used within permit time limits under the appropriate categories below. Please provide supporting information for each reason identified.

See D.

A) The project is of a size and scope that the original intent was to phase it in over a period longer than the timeframes allowed in the permit. adequate ditches and pipelines have taken longer to construct than the original estimate.

B) Financing and/or cash-flow needs to develop the project precluded completion of the project within authorized timeframes. our cash flow some years ^{was} not adequate to cover expenses, so construction of ditches, water gates and pipelines were put on hold.

C) Good faith attempts to comply with permit conditions and/or to acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

The laws that were changed in 1994? legislation caused a lot of extra mapping and applying permit waters.

D) Acts of God or other unforeseen events delayed full development of the water system and use of water. Flood of 1996 - Bleared out and repaired Headgate + fish screen. Main ditch repair, install 72" pipe. Hill side moved opening cracks in rocks, ditch blow out. Had to install \$11,000 worth of 72" pipe. Flood in '98 damaged Crabtree Creek banks and our Hydro plant. Used all resources to make necessary repairs.

6-Please identify the economic market or markets to which beneficial use of water under the permit is responding. Food & forage, livestock for sale to local markets and food processing facilities.

A) Has there been any change in this market since the permit was issued? The farmer's share of the marketable products has not kept up with the cost of fertilizer, seed, etc. The landowners have to strive for more production to try to make ends meet.

B) Have these changes, if any, affected the economic feasibility of your project? We have avoided asking for a water use cost increase because of the reasons stated in A above. This limited the amount of construction we could do.

7-Are there other present competing demands for water in your community? State and federal guidelines.

A) Has there been any change in these demands for water since the permit was issued? Yes, state and federal entities want more of the water.

B) Are you aware of alternative sources of water that may be able to satisfy the competing demands?

No

C) Are you aware of any adverse affects on your source of water that may have been caused by recent changes in use of water in your community? No

8-Will the income or use from the water development project authorized by this permit provide reasonable returns against the investment in the project? YES, with water to irrigate the members land, they can use long range planning of crops and live stock production.

9-If the extension request is denied, is the current level of water use economically feasible? We are not sure of the question, but denied would reduce many acres of production to a much lower yield and therefore a loss of income to the owners of the land. We do have 1584.2 acres irrigated under Certificate 31898, but the permit acres are mostly on other property owners land.

I am the permittee, or have authorization from the permittee, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for the Department to suspend processing of the request and/or reason to deny the extension.

Howard A. Gabel Sec. Treas.
Signature for the Board

3-29-01
Date

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$ 100 TO:

WATER RIGHT PERMIT EXTENSIONS
WATER RESOURCES
158 12TH ST NE
SALEM, OREGON 97310

RECEIVED

APR 02 2001

WATER RESOURCES DEPT.
SALEM, OREGON

LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
LEBANON, OR 97355



ATTN: DALLAS MILLER

Water Right Permit Extensions
Water Resources
158 12th ST. NE
SALEM, OR.

40873

9730174172/0

April 2, 1997

HOWARD GABEL
LACOMB IRRIGATION DISTRICT
34138 E LACOMB RD
LEBANON, OR 97355

REFERENCE: File 40873

Dear Mr Gabel,

We received your letter requesting an extension of time limits on your permit 41359. I apologize for taking so long to respond, however the permit number given in your letter was in error, 40873 is the application number.

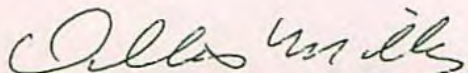
To apply for an extension of time, you must fill out the enclosed application form. Please answer the 4 items to the best of your knowledge.

In 1988 we received a Claim of Beneficial Use done by Myron Bish CWRE. Since you have applied for and were granted extensions up until 10/1/96, I assume that report was premature and not to use as the base for issuing a certificate on this permit.

Please submit the extension application and comment on the CWRE report mentioned above so we can process your extension request.

Enclosed is receipt 6558 for the \$100 fee submitted. If you have questions please contact me at the address below or phone (503) 378-3739 ext. 272.

Sincerely,



Dallas Miller
Water Rights Specialist



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

RECEIVED

SEP 17 1996

WATER RESOURCES DEPT.
SALEM, OREGON

LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
LEBANON, OR. 97355

9-12-96

OREGON WATER RESOURCES
158 12TH ST.
SALEM, OR 97310

l. 41359

Mr. Tom Paul:

We are asking for an extension of time for the certification of our permit water -- Permit number 40873. ← APPLIC.

We have had some set backs from last springs flood.

We have had many pieces of property change owners recently and we have to inform the new owners of their responsibility to get their land in shape to irrigate.

I would like to meet with an DWR representative to help me start making up new maps for the Permit acres that we have. I would like to proceed with the mapping correctly and not have to do them over -- that would save both of us a lot of time.

If I remember correctly the filing fee is \$100.00. The check is enclosed with this letter.

Sincerely

Howard Gabel

Sec/Treas. for the Board

MEMORANDUM

DATE: WED 8-14 RE: 2002

TO: (a) 201

"KARON"

541-967-1224

WIK

→ LA COMB DIST. SC10

CANAL =

DISTRICT

MY

LAND

= LINN

COUNTY. =

LA COMB ASP

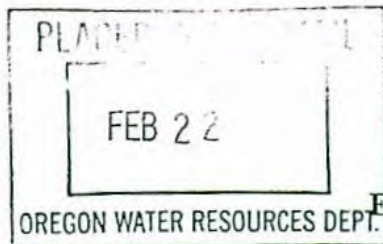
S 41357 S 40873

S 14466

S 60823

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number S-40873



Final Order

Extension of Time for Permit Number S-41359

Application History

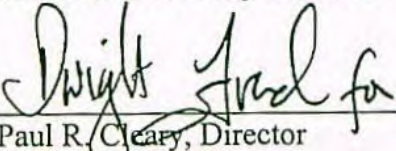
On April 2, 2001, Lacombe Irrigation District submitted an application to the Department for an extension of time for permit number S-40873. The Department issued permit number S-40873 on April 4, 1977. The permit called for completion of construction of the water development project by October 1, 1978, and complete application of water to the full beneficial use by October 1, 1979. In accordance with OAR 690-320-0010(8), on April 17, 2001, the Department issued a Proposed Final Order proposing to extend the time to complete development of the water development project to October 1, 2002, and/or the time to fully apply water to beneficial use to October 1, 2002. The protest period closed June 1, 2001. No protest was filed.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630 and/or 539.010(5).

Order

The extension of time for Application Number S-40873, Permit Number S-41359, therefore, is approved. The deadline for completing construction is extended to October 1, 2002. The deadline for applying water to full beneficial use is extended to October 1, 2002.

DATED: February 19, 2002


Paul R. Cleary, Director

Appeal Rights

Under the provisions of ORS 536.075, the applicant may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served. ORS 183.484.

NOTE: *Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.*

Mailing List for Extension FO Copies

Application #S-40873
Permit #S-41359

FO Date: February 19, 2002

Original mailed to:

Applicant: Lacombe Irrigation District
34138 Lacombe Road
Lebanon, Oregon 97355

Copies Mailed

By:
(SUPPORT STAFF)

on: 2/21/02
(DATE)

For Extension PFO's - Copies sent to:

1. WRD - Appl. File #S-40873 / Permit #S-41359
2. WRD - Watermaster District: #2 - Michael Mattick
3. WRD - Regional Manager: NWR - Dave Jarrett, Salem
4. ODFW - Biologist District: #4 - Wayne Hunt, Salem
5. DEQ - Regional Office: Western - John Blanchard, Medford
6. WRD - Jonnine Fuss, Salem...*Permit record update*

Other interested parties:

- 7.
- 8.
- 9.

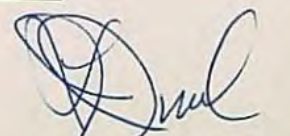
CASEWORKER: LJJ

Extension "Final Order" Checklist

Application # 5-40873 / Permit # 5-41359

Permit Holder's Name Lacomb Irrig. District
34138 Lacomb Road Lebanon OR 97355

- ✓ 1. Date Extension Request submitted: 4-2-2001
- ✓ 2. Date permit was issued: 4-4-77
- ✓ 3. Original "B" Date from permit: 10-1-78
(Date for completion of construction)
- ✓ 4. Original "C" Date from permit: 10-1-79
(Date for complete application of water)
- ✓ 5. Extension PFO Date: 4-17-2001
- ✓ 6. WRD recommends extending "B" Date to: 10-1-2002
and extending the "C" Date to: 10-1-2002
- ✓ 7. Protest Deadline Date from PFO: 6-1-2001
- ✓ 8. Any written Protests or written Comments received within the Protest period? Yes / No
- ✓ 9. Conditions from Extension PFO? No


2-11-02

Mailing List for Extension PFO Copies

Application #40873

PFO Date 4/17/01

Original mailed to:

Applicant: LACOMB IRRIGATION DISTRICT

For Extension PFO's - Copies sent to:

- ✓ 1. WRD - File #
- ✓ 2. WRD - Watermaster District #: 2
- ✓ 3. WRD - Regional Manager: NW
- ✓ 4. ODFW District Biologist: WAYNE HUNT, SALEM
- ✓ 5. DEQ Regional Office: ANDY SCHAEDEL, PORTLAND

6. WRD - John Falk (for reservoir permit extensions only)

7. WRD - Regional Liaison

8. CWRE:

Other interested parties:

- 9. _____
- 10. _____
- 11. _____
- 12. _____
- 13. _____
- 14. _____
- 15. _____
- 16. _____

CASEWORKER: DSM

Copies Mailed
By: <u>DS</u>
(SUPPORT STAFF)
on: <u>4/17/01</u>
(DATE)

EXTENSION REVIEW CHECKLIST

Application #: 5 40873 / Permit #: 41359

Permittee: LACONER IRRIGATION DIST.

POD Location: T 11S R 1E Sec 25 Stream Basin: Crabtree Creek
County: LINN

1. ☒ Has the applicant filled out the updated extension application form? ☒ N If no, has certified request for new form been sent? Y / N
2. ☒ Shortcomings based on review of updated extension form (information needed before PFO can be completed) Y ☒ N
\$100 FEE PAID PREVIOUSLY 9-17-96
3. Extension request received: 4 2 01 Number of request (ie first): 5 ¹⁴
4. Permit Issued: 4 4 77 Use: IRRIGATION 655.5 A.
5. Source: Crabtree Creek
6. Q: 6.0 CFS
7. Original B Date: 10 1 78 Original C Date: 10 1 79
8. Last Approved B Date: 10 1 96 Last Approved C Date: 10 1 96
9. Proposed B Date: 10 1 02 Proposed C Date: 10 1 02
10. Amount Invested: \$50,000 Total Cost: \$70,000
11. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit. ☒ Y ☐ N
12. Progress in perfecting the permit is being held up by PUT SOME CONSTRUCTION ON HOLD BECAUSE OF INADEQUATE CASH FLOW. CONSTRUCTION DITCHES & PIPELINES TAKEN LONGER THAN ESTIMATED.
13. The applicant ☒ has ☐ has not pursued perfection of the right in good faith and with reasonable diligence.
14. Work on the water development project completed to date includes: PART OF WATER SYSTEM & WATER APPLIED TO 137.5 A.
15. The work remaining to be completed consists of: COMPLETION WATER SYSTEM & APPLICATION H₂O.
16. Based on the written record, the Department finds there is ☒ is not good cause to approve the extension request.
Field Screens W PER Field Report by MYRON Tish.
17. Conditions Standard
DSM 4-5-01

RECEIVED

APR 02 2001

WATER RESOURCES DEPT.
SALEM, OREGON

Lacomb Irrigation Dist.
34138 E. Lacomb Road
Lebanon, Or. 97355
phone 541-451-2195
fax 541- 451- 2779

March 29 2001

Water Resources Dept.
158 12th ST. NE
Salem, Or. 97310

Attn: Dallas Miller:

I'm sorry that I didn't fill out the first form your office sent to me.

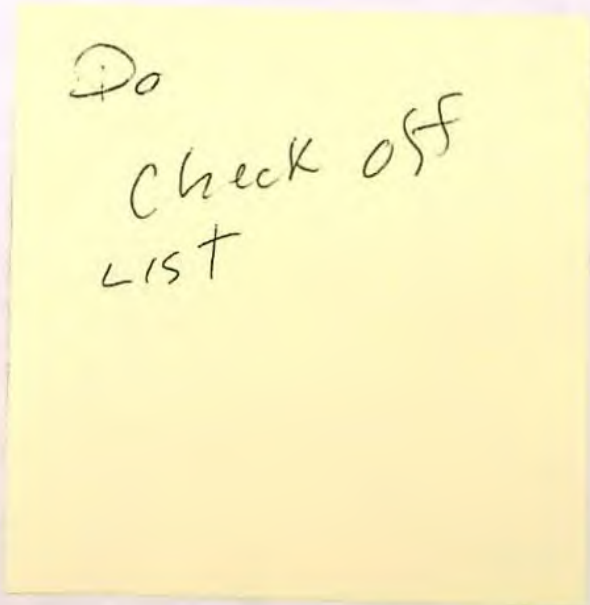
I guess I didn't read the instructions good enough. I thought the form was for any future application that we would have to fill out.

Enclosed are the forms and I hope there is adequate information on them .

Thank you for your patience.



Howard Gabel, Sec/Treas
for the Board



Do
check off
list



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

February 22, 2001

LACOMB IRRIGATION DISTRICT
HOWARD GABEL
34138 E. LACOMB RD
LEBANON, OR 97355

REFERENCE: File 40873 Permit 41359

Dear Mr. Gabel:

Regarding your request for an extension of time, we are returning the \$100 check you submitted because you already paid the fee on 9/17/96. At that time you requested an extension of time but did not complete the required application for extension. To apply for the extension please fill out and submit the enclosed extension application.



Your permit was last extended from 1991 to 1996. If you have questions please contact me at the address below or phone (503)378-3739 ext. 272.

Sincerely,

Dallas Miller
Water Rights Specialist

cc: Watermaster, District 2



LACOMB IRRIGATION DISTRICT 34138 E. LACOMB RD. 451-2195 LEBANON, OR 97355		1268 96-7476/3232 03
Date <u>2-19-01</u>		
Pay to the Order of	<u>OR, Water Resources Dept.</u>	<u>\$ 100.00</u>
<u>One Hundred + 00/100</u>		Dollars
	LINN-CO FEDERAL CREDIT UNION 485 SECOND STREET / LEBANON, OREGON 97355	
For	<u>Permit 41359</u>	<u>B. Bann</u> <u>Howard S. Hall</u>
		

© Clarke American GUARDIAN'S SAFETY BLUE DEB.

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).

RECEIVED

FEB 21 2001

WATER RESOURCES DEPT.
SALEM, OREGON

LACOMB IRRIGATION DISTRICT

34138 E. Lacombe Road
Lebanon, Or. 97355
phone 542-452-2195
fax 541-451-2779

2-19-01

Oregon Water Resources Dept.
158 12th St. NE
Salem, Or. 97310

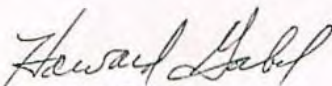
Director of Water Permits:

At our meeting last Tuesday, the Chairman of the Board asked me if I had heard from OWR as to the status of the permit extension for our permit #41359. I replied that I had not received a notice for an extension and that I had forgotten to call about it.

We had extensive damage to our headgate, water measuring equipment and main ditch from the flood in '96 and again the following year. We nearly lost our hydro plant in the last flood. We have been using most of our time, money and effort trying to get a grant to build a retaining wall in front of our hydro plant since then. We finally got most every thing done last month.

We wish to apply for an extension of time so we can finish measuring and mapping the land that is affected by the permit.

Enclosed find our check for \$100.00 for the fee. If this is not correct, please notify me.



Howard Gabel
Sec/Treas. for the Board

LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
EBANON, OR 97355



OREGON WATER RESOURCES DEPT.
158 12th ST. NE.
SALEM, OR.

97310

97301+4172



TOWNSHIP 11 S RANGE 1 W W.M.												SECTION 15						
NE				NW				SW				SE						
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT												APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER				
																21198	16615	PARCELLED
																24266	19046	36465
																45395	34112	42757
																40873	41359	
																DVA M84150-Z		

LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
LEBANON, OR 97355



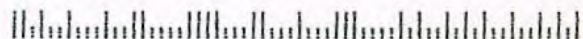
OREGON WATER RESOURCES DEPT.

158 12th St.

SALEM, OR. 97310

ATTN: MR. TOM PAUL

97310-0703



November 19, 1991

Lacomb Irrigation District
34138 E. LaComb Road
Lebanon, OR 97355

REFERENCE: File 40873

We received your application for extension of the time limits to complete construction and make complete application of water under Permit 41359. We also have your check for \$100 for which our receipt number 81091 is enclosed.

The application indicates reasonable diligence toward completion of the proposed project. Therefore, the time limits to complete construction and make complete application of water are extended to October 1, 1996.

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

TES:tcb

Enclosure



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

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, LACOMB IRRIGATION DISTRICT
34138 E. LACOMB RD.
LEBANON, OR 97355
City State Zip

record owner of water permit No. 41359, do hereby request that the time in which to:

- ☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1991, be extended to October 1, 1996; and/or the time in which to
- ☒ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1991, be extended to October 1, 1996.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

- (1) within the past year designed and made metal water gates that we installed at water users pumping stations. Installed pipe under county roads to get water to users.;
- (2) prior to this past year widened and deepened ditches so we could get water to new users.;

- (3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) approximately 475 acres.

(If additional space is required, attach separate sheet)

Howard Gabel Sec. Treas.
(If signing for a corporation please identify your title)

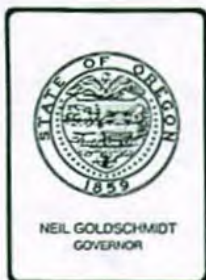
Dated 11-14-91

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$100.00 FOR EACH PERMIT TO:

Water Resources Department
 3850 Portland Road N.E.
 Salem, Oregon 97310

11-18-91
\$100.00
81091

OK
 BC 10-1-96
 HED



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

November 27, 1989

Lacomb Irrigation District
34501 Meridian Road
Lebanon, Oregon 97355

Reference File: 40873

Gentlemen:

Your application for extension of the time limits to complete construction and make complete application of water under the terms of your Permit 41359 was received. We also have your check for \$100.

The application indicates reasonable diligence toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are extended to October 1, 1991.

Sincerely,

Steven P. Applegate, Manager
Application/Permit Section

receipt enclosed

Application for Extension of Time**RECEIVED**

NOV 20 1989

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Lacomb Irrigation District WATER RESOURCES DEPT. SALEM, OREGON
Name
34501 Meridian Rd
Mailing Address
Lebanon, OR 97355
City State Zip

record owner of water permit No. 41359, do hereby request that the time in which to:

- ☐ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 19__, be extended to October 1, 19__;
 and/or the time in which to
- ☒ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1989, be extended to October 1, 1991.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

(1) within the past year Installed A water measuring weir and will in the coming year finish installing the necessary pipe for water delivery

(2) prior to this past year _____

(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) _____

(If additional space is required, attach separate sheet)

Paul Sylvestre Sec/Treas.
(If signing for a corporation please identify your title)

Dated 17 Nov 89

MAIL COMPLETED APPLICATION AND STATUTORY FEE
 OF \$100.00 FOR EACH PERMIT TO:

Water Resources Department
 3850 Portland Road N.E.
 Salem, Oregon 97310

11-20-89
\$100.00
59865

OK B&C to
 10-1-91
 JPK



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-3739

October 23, 1989

Lacomb Irrigation District
41358 Lacomb Drive
Lebanon, OR 97355

REFERENCE: File 40873

Enclosed is an application for requesting an extension of the time limits imposed on Permit 41359

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, please complete this application in detail describing what has been accomplished.

The application must be received in this office with the statutory filing fee of \$100 for each permit.

Sincerely,

Steven P. Applegate
Field Crews Supervisor

SPA:cle

Enclosure



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-3739

April 13, 1989

Lacomb Irrigation District
41358 Lacomb Drive
Lebanon, Oregon 97355

Reference File: 40873

According to the terms of your Permit 41359 complete application of water was to have been made by October 1, 1988.

Complete application of water means the application of water to beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 26, 1988.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit."

In accordance with the provision of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit may be canceled without further notice.

If you are no longer interested in the project described by the permit, we would appreciate being advised. If the property involved has been sold and any part of the project was completed, you should assign the permit to the new owner. An assignment form will be furnished upon request.

If additional information is needed, please contact the Survey/Mapping Section.

CERTIFIED - RETURN RECEIPT REQUESTED

Jim Brazel, Chairman - called 18 Apr 89
Send X form

AE

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED

FEB 21 1984

RECEIVED

APR 16 1984

WATER RESOURCES DEPT
SALEM, OREGON

Lacomb Irrigation District

Name

41358 Lacomb Drive, Lebanon, Oregon 97355

Mailing Address

WATER RESOURCES DEPT.
SALEM, OREGON

City

State

Zip

record owner of water right permit No. 41359, do hereby request that the time in which to:

☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 19⁸³, be extended to October 1, 19⁸⁸; and/or the time in which to

☐ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 19⁸³, be extended to October 1, 19⁸⁸.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past year During the last three years the District has put forth a quarter of a million dollar effort to obtain permits etc. to build a Hydroelectric plant using part of the District's canal system to supply water to generate electricity during the time the canal is not used for irrigation.

The purpose of building this plant is to generate income to make possible prior to this past year the installation of a pressurized system covering the entire area within the boundary lines of the District.

A substantial increase in the acres irrigated is expected when this is accomplished.

At the present time there are 1900 acres on the District's assessment roll.

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY

ACRES HAVE BEEN IRRIGATED)

Permit 31828 issued for 1586.2 acres - 311 acres

evidently under this permit. #

(If additional space is required, attach separate sheet)

Dele Jensen, Secretary

(If signing for a corporation please identify your title)

Dated

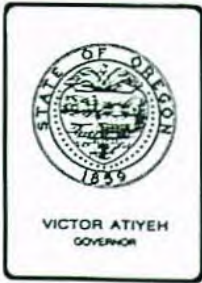
Feb 14th 1984

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF ~~500~~ FOR EACH PERMIT TO:

\$100

Water Resources Department
Mill Creek Office Park
555 13th Street, N.E.
Salem, Oregon 97310

B-C
10-1-88
BAE



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

April 17, 1984

Lacomb Irrigation District
41358 Lacomb Drive,
Lebanon, OR 97355

REFERENCE: File Number 40873

Gentlemen:

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your Permit Number 41359 was received. We also have your check in the amount of \$100.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1988.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

March 23, 1984

Lacomb Irrigation District
41358 Lacomb Drive
Lebanon, OR 97355

REFERENCE: File Number 40873

Gentlemen:

We've received your application requesting an extension of time for your Permit Number 41359. The application was accompanied with the statutory fee in the amount of \$100, however, there were no entries regarding what has been accomplished within the past extended period.

This permit was previously extended from October 1, 1978 to October 1, 1983. Please inform us of any additions to the project involving this permit within that time frame on the enclosed form. I am returning the extension form you sent here so that you can enter these items on it and return back to this office so that we can make the determination regarding due diligence progressing toward completion of the project. If you care to enter any additional information other than what the form requests, please feel free to do so.

Please feel free to contact me if you have any questions.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw

Enclosure



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

February 9, 1984

Lacomb Irrigation District
41358 Lacomb Drive
Lebanon, OR 97355

REFERENCE: File Number 40873

Gentlemen:

On December 3, 1983 an application form for extension of time was sent to you regarding your Permit Number 41359. To date, we have not had a response to that.

If we do not receive a response to that we will have no alternative but to set the file up to have a final proof survey made to determine the amount of use which was made prior to October 1, 1983. October 1, 1983 is the last date that was allowed under previous extension of time. Please let us know as soon as possible what the proper status for this permit is. Obviously it must either be extended or submit the final proof at the present time.

I do not wish to begin proceeding towards cancelling the permit.

If you have any questions please feel free to contact me.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw

378-8508

December 6, 1983

File Number 40873

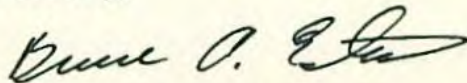
Lacomb Irrigation District
41388 Lacomb Drive,
Lebanon, OR 97355

I am enclosing a form for use in making application for an extension of time limits under Permit 41359

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be submitted to this office with the statutory filing fee in the amount of \$100 for each permit.

Sincerely,



BRUCE A. ESTES, Supervisor
Survey/Certificate Section

BAE:wpc

690-10-115
6164A



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

November 27, 1979

40873

Lacomb Irrigation District
P.O. Box 44
Lacomb, Oregon 97354

Dear Sir,

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your permit numbered 41359 was received. We also have your check in the amount of \$10.00.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1983.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE:kas

COPY

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED
NOV 13 1979
WATER RESOURCES DEPT
SALEM, OREGON

Allan E Ray
Name
35891 Richardson's Gap Rd.
Mailing Address
Scio Oregon 97374
City State Zip

record owner of water right permit No. 41359, do hereby request that the time in which to:

- ☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1978, be extended to October 1, 1983, and/or the time in which to
- ☒ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1979, be extended to October 1, 1983.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past year Al systems installed

prior to this past year

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) 1700 acres in project

Other users want in District water.

(If additional space is required, attach separate sheet)

Allan E Ray

(If signing for a corporation please identify your title)

Chairman.

Dated 11-23-79.

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$10.00 TO:

Water Resources Department
Mill Creek Office Park
555 13th Street, N.E.
Salem, Oregon 97310

11-23-79
\$10.00
15114

B-C
10-1-83
BCE

DEC 28 1984

NOTICE OF INTEREST IN WATER RIGHT

RECEIVED

To: Director of Water Resources
555 13th Street, N.E.
Salem, Oregon 97310

DEC 28 1984
WATER RESOURCES DEPT
SALEM, OREGON

This is to notify you of an interest in the following described water right:

Loan Number M84150 - Z

Borrower's Name SETH, BARBARA

Mailing Address _____

Property being served by the water:

Township <u>11S</u>	Township _____	Township _____
Range <u>1W</u>	Range _____	Range _____
Section <u>15</u>	Section _____	Section _____
Tract _____	Tract _____	Tract _____

Water Right Numbers:

Permit Number(s) 40873
41359

Certificate Number(s) _____

Irrigation District Lacomb District (CHABTREE CREEK)

NOTIFICATION FOR 20% OF UNDER PLANT 41359. PENDING COMPLETION OF PROJECT (BC 68)

The State of Oregon, by and through the Director of Veterans' Affairs, has a security interest in the above described property and hereby requests that no action be taken to diminish the water right without notifying the Department of Veterans' Affairs, 700 Summer Street, N.E., Salem, Oregon, 97310.

Attention: Foreclosure

Attachments:

- ☒ Legal Descriptions
☒ Plat Map
☐ Please return copy to ODVA

Department of Veterans' Affairs Worksheet

Plat Card HP
File HP
Stream Index PR
Certificate (Permit) SEP

Date 1/10/85

22 VOL 194 PAGE 233
NOTE AND MORTGAGE

PM 84/50

THE MORTGAGOR

RICHARD L. SETHIER and BARBARA A. SETHIER, husband and wife

mortgages to the STATE OF OREGON represented and acting by the Director of Veterans' Affairs pursuant to ORS 407.030 the following described real property located in the State of Oregon and County of LINN

Beginning at the Northeast corner of Section 1st in Township 11 South of Range 1 West of the Willamette Meridian, Linn County, Oregon, and running thence West on the North line of said Section, 26 2/3 rods; thence South 240 rods; thence East 106 2/3 rods; thence North 160 rods; thence West 80 rods; thence North 80 rods to the place of beginning.

201612

together with the tenements, hereditaments, rights, privileges, and appurtenances including roads and easements used in connection with the premises; electric wiring and fixtures; furnace and heating system, water heaters, fuel storage receptacles; plumbing, ventilating, water and irrigating systems; screens, doors, window shades and blinds, shutters, cabinets, built-in, linoleum and floor coverings, built-in stoves, ovens, electric sinks, air conditioning, refrigerators, freezers, dishwashers, and all fixtures now or hereafter installed in or on the premises; and any shrubbery, trees, or timber now growing or hereafter planted or growing thereon, and any replacements of any one or more of the foregoing items, in whole or in part, all of which are hereby declared to be appurtenant to the land, and all of the rents, issues, and profits of the mortgaged property.

to secure the payment of One hundred fifteen thousand and no/100 Dollars

\$115,000.00 and interest thereon, evidenced by the following preliminary note

I promise to pay to the STATE OF OREGON One hundred fifteen thousand and no/100 Dollars (\$115,000.00) with interest from the date of

initial disbursement by the State of Oregon, at the rate of 5.0 percent per annum until such time as a different interest rate is established pursuant to ORS 407.071, principal and interest to be paid in lawful money of the United States at the office of the Director of Veterans' Affairs in Salem, Oregon, as follows:

\$ 625.00 on or before June 1, 1978 and \$625.00 on the first of each month thereafter, plus one-twelfth of the ad valorem taxes for each successive year on the premises described in the mortgage, and continuing until the full amount of the principal, interest and advances shall be fully paid, such payments to be applied first to interest on the unpaid balance, the remainder on the principal.

The due date of the last payment shall be on or before May 1, 2018.

In the event of transfer of ownership of the premises or any part thereof, I will continue to be liable for payment and the balance shall draw interest as prescribed by ORS 407.070 from date of such transfer.

This note is secured by a mortgage, the terms of which are made a part hereof.

Dated at Salem, Oregon

March 17, 1978

1978

The mortgagor or subsequent owner may pay all or any part of the loan at any time without penalty.

The mortgagor covenants that he owns the premises in fee simple, has good right to mortgage same, that the premises are free from encumbrances, that he will warrant and defend same forever against the claims and demands of all persons whomsoever, and this covenant shall not be extinguished by foreclosure, but shall run with the land.

MORTGAGOR FURTHER COVENANTS AND AGREES

1. To pay all debts and moneys secured hereby;
2. Not to permit the buildings to become vacant or unoccupied, not to permit the removal or demolition of any buildings or improvements now or hereafter existing, to keep same in good repair, to complete all construction within a reasonable time in accordance with any agreement made between the parties hereto;
3. Not to permit the cutting or removal of any timber except for his own domestic use, not to commit or suffer any waste;
4. Not to permit the use of the premises for any objectionable or unlawful purpose;
5. Not to permit any tax, assessment, lien, or encumbrance to exist at any time;
6. Mortgages is authorized to pay all real property taxes assessed against the premises and add same to the principal, each of the

payments, against loss by fire and such other hazards in such amount with the mortgagee all such

BALL, JANIK & NOVACK
PORTLAND, OR 97204

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW.
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

DATE	DESCRIPTION	AMOUNT
11/10/83	Cl. Adv. Elektra/Lacomb <i>For copy of Permit 41359 Copy already sent</i>	4.00

RECEIVED

NOV 14 1983

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON
WATER RESOURCES DEPARTMENT

MILL CREEK OFFICE PARK
555 13TH STREET N.E.
SALEM, OREGON 97310

TO: Ball, Janik & Novack
Atts-at-Law

DATE: October 21, 1983

ADDRESS: 1st Main Place
101 SW Main-Suite 1470
Portland, OR 97204

Attn: Gary Kirwood

Copy of Permit 41359

1st Page = \$2.00

4 additional @ .50 each = 2.00

TOTAL

2 --

-2 --

4 --

Please make remittance payable to Water Resources Department and
enclose one copy of this billing with remittance. Thank you.

Receipt # 39840
mailed 11/30/83
WAC

Application for Permit, July 17, 1973

We, the undersigned do petition
the Lacomb Irrigation District on
this date, July 17, 1973, for Irrig-
ation water.

We, the undersigned are in the
Lacomb Irrigation District, and want
water for irrigation and domestic sup-
plies, etc.

Signed, Ron Kerrigan
x Jane F. Kerrigan

Signed x Howard A. Painter
x Claudia A. Painter

Signed x Mrs. Louise Bailey
x

Signed x Helen J. Wilson
x Beulah Wilson

cc: Chris Wheeler, State Engineer.

RECEIVED
AUG 1 1973
STATE ENGINEER
SALEM OREGON

7780

NUMBER _____

Check \$100⁰⁰ Mo _____ Cash _____

- _____ Surface Application
- _____ Reservoir Application
- _____ Ground Water Application
- _____ Transfer Application
- _____ PFO Request
- _____ Research
- _____ Hydroelectric Fees
- _____ Copying
- _____ Assignment
- ☒ Extension of Time
- _____ Protest
- _____ Other

~~Revised~~
Dallas

OWT TO Bill Ferber