

19. Based upon Finding of Fact #18, the instream use has been modified from the original request and the quantities to be transferred and protected instream are as follows:

Instream Rate	Instream Volume	Instream Period
0.19 CFS	69.0 AF	April 1 through September 30

20. The proposed change, as modified, would not result in enlargement of the right.
21. The proposed change, as modified, would not result in injury to other water rights.
22. The amount and timing of the proposed instream flow is allowable within the limits and use of the original water right.
23. The protection of flows within the proposed reach is appropriate, considering:
- The instream water right begins at the recorded point of diversion;
 - The location of confluences with other streams downstream of the point of diversion;
 - There are no known areas of natural loss of streamflow to the river bed downstream from the point of diversion; and
 - Any return flows resulting from the exercise of the existing water right would re-enter the river downstream of the reach of the instream water right.
24. There do not appear to be any existing instream water rights for the same reach as that proposed for the new instream water right. Nor are there any instream water rights on Rock Creek.
25. The applicant has requested to protect water instream for the purpose of fish and wildlife habitat. Based on available information, it's not clear whether additional flows are needed on Cow Creek for fish and wildlife habitat.
26. However, the Yamhill River Basin, in which Cow Creek is located, is listed by the Department of Environmental Quality as water quality limited and TMDL (Total Maximum Daily Load) was established in 1992. Additional flows are needed in the Yamhill River Basin for pollution abatement. On ****, the applicant modified the proposed beneficial use of the instream use to pollution abatement.
27. By replacing a portion of any instream water right established pursuant to 537.346 (minimum streamflow conversion) and ORS 537.341 (state agency instream application process), the instream right established by this transfer will provide protection for streamflows identified as necessary for pollution abatement under an earlier priority date.
28. By adding to any instream water rights for the same location established pursuant to ORS 537.348 (instream transfer process) and ORS 537.470 (allocation of conserved water process), the instream right established by this transfer will provide protection for additional streamflows necessary for pollution abatement.

29. The total monthly quantities of water to be protected under the existing and proposed instream rights in the reach will provide for a beneficial purpose and do not exceed the estimated average natural flow.

Partial Cancellation of a Water Right

30. On February 29, 2012, an affidavit certifying that a portion of a water right has been abandoned and requesting cancellation of the right was received from the applicant.
31. ORS 540.621 establishes the process for the owner of land to which a water right is appurtenant to certify under oath that the water right, or portion thereof, has been abandoned and to voluntarily request that it be cancelled.
32. The portion of the right to be cancelled is described as follows:

Certificate: 15685 in the name of MARJORIE REID (perfected under Permit S-11382)
Use: IRRIGATION of 1.2 ACRES
Priority Date: AUGUST 28, 1934
Rate: 0.02 CUBIC FOOT PER SECOND (CFS)
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated.
Period of Use: Not specified on Certificate
Source: COW CREEK, tributary to ROCK CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	8 W	WM	13	SW SW	NONE GIVEN

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	8 W	WM	13	NE SW	1.2

Determination and Proposed Action

The changes in character of use and place of use to instream use proposed in Transfer Application T-10247 appear to be consistent with the requirements of ORS 540.505 to 540.580, ORS 537.348, OAR 690-380-5000, and OAR 690-077-0075 and the abandoned right should be cancelled. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved and the abandoned right will be cancelled.

If Transfer Application T-10247 is approved, the final order will include the following:

- The changes in character of use and place of use to instream use proposed in Transfer Application T-10247 are approved. The portion of the right that has been abandoned is cancelled.*

2. *Water right certificate 15685 is cancelled. A new certificate confirming the instream water right shall be issued.*
3. *The instream water right shall provide for the protection of streamflows from point of diversion, as described in Finding of Fact #6, to the mouth of Cow Creek.*
4. *The quantities of water to be protected under the instream water right are:*

<i>Instream Rate</i>	<i>Instream Volume</i>	<i>Instream Period</i>
<i>0.19 CFS</i>	<i>69.0 AF</i>	<i>April 1 through September 30</i>

5. *Water rights upstream of the original point of diversion shall not be subject to regulation for flows in excess of the quantities to which this instream water right is entitled at the original point of diversion.*
6. *Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion.*
7. *The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and be in addition to instream water rights established pursuant to ORS 537.348 or 537.470 unless otherwise specified by an order approving a new instream water right under these statutes.*
8. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 15685 and any related decree.*
9. *The former place of use of the transferred water shall no longer receive water as part of this right.*

Dated at Salem, Oregon this _____ day of _____ 2012.

D R A F T

Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

This draft Preliminary Determination was prepared by Laura Wilke. If you have questions about the information in this document, you may reach me at 503-986-0884 or [Laura K. Wilke@wrds.state.or.us](mailto:Laura.K.Wilke@wrds.state.or.us).

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That MARJORIE REID

of Box 673, Grand Ronde, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Cow Creek a tributary of Rock Creek, a tributary of Yamhill River for the purpose of irrigation under Permit No. 11382 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 23, 1934.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.36 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, Township 6 South, Range 8 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of c.f.e cubic foot per second per acre, or its equivalent for each acre irrigated,

and shall

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

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

20.8 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
8.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 13,
T. 6 S., R. 8 W., W. M.

Land on which water is to be used is a part of that more explicitly described by appropriator as follows:

The W 1/2 of the E 1/2 of the SW 1/4, and the E 1/2 of the E 1/2 of the SW 1/4, and the E 1/2 of the SE 1/4 of the NW 1/4 of Section 13, in Township 6 south, Range 8 West of the Willamette Meridian in Polk County Oregon, containing 100 acres, more or less. Also; The E 1/2 of the W 1/2 of the SW 1/4 of Section 13, in Township 6 South, Range 8 West of the Willamette Meridian, Containing 40 acres more or less.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 1st day of March, 194 9.

CHAS. E. STRICKLIN

State Engineer

28.8 ^{cc 1.8} x duty = AF = Annual Max

No more than .36 CFS

Limited to 1 yr season

(4/1 - 9/30 ?)

STATE OF OREGON
COUNTY OF POLK
CERTIFICATE OF WATER RIGHT

This Is to Certify, That MARJORIE REID

of Box 673, Grand Ronde, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon; of a right to the use of the waters of Cow Creek, a tributary of Rock Creek, a tributary of Yamhill River for the purpose of irrigation under Permit No. 11382 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from August 23, 1934

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.36 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, Township 6 South, Range 8 West, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eighth of a cubic foot per second per acre, or its equivalent for each acre irrigated,

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

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The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

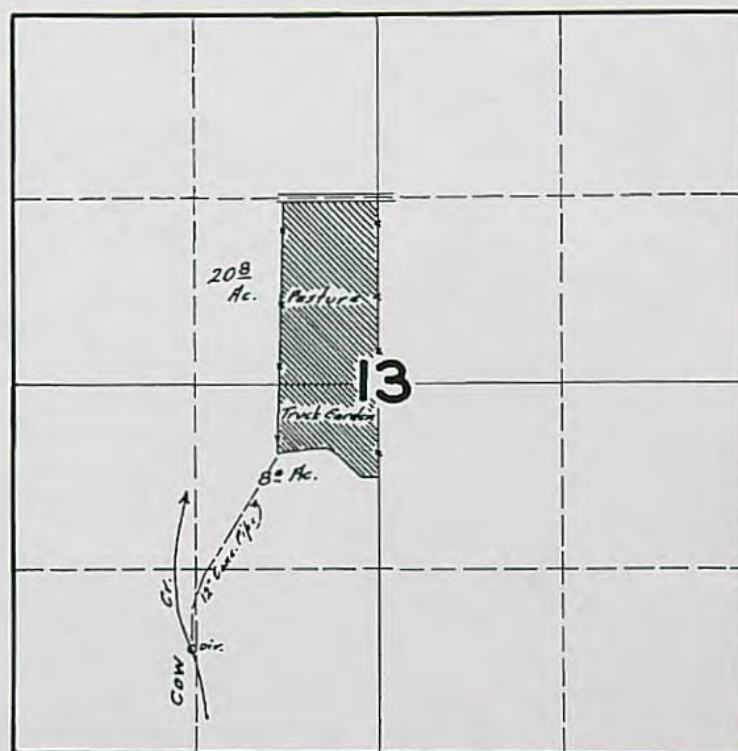
WITNESS the signature of the State Engineer, affixed

this 1st day of March, 194 9.

CHAS. E. STRICKLIN

State Engineer

T.6S.R.8W.W.M.



FINAL PROOF SURVEY
UNDER

Application No. 15498 Permit No. 11382

IN NAME OF

MARJORIE REID

Surveyed SEPT. 10 1946, by [Signature]

PFO Checklist

Application #: S-87207 Applicant: GRAND RONDE COMMUNITY WATER ASSOCIATION

- ☒ Shortcomings preventing PFO? Y / ☒ N Should process continue? ☒ Y / N
- ☒ IR Date 9-19-08 Public Notice Date 9-23-09 Comments received? ☒ Y / N Boatwright
- ☒ Was additional information requested in the IR? ☒ Y / N If so, do we now have enough info to do the PFO? ☒ Y / N
- ☒ Was the application filed after 10/23/99? ☒ Y / N (If not, add A date requirement)
- ☒ B.O.R. or Doug Co. project Y / ☒ N Contract in file? N contract # _____
- ☒ POD characteristics identifies as DEQ 303d? Y / ☒ N / NA Comments received? ☒ Y / N DEQ list 303d
- ☒ Is second gw review necessary? Y / N / ☒ NA Complete? Y / N
- ☒ Water Availability ☒ OK / REDONE / NA Not avail June → Oct
- ☒ Have conflicts been addressed? ☒ Y / N / NA _____
- ☒ Changes from IR determinations _____

☒ SWW If GW and interference, copy form for Stahr.

☒ Copy to Reg Manager NA WM 16 CWRE Boatwright Stimson Lumber Agent _____

ODFW - WQ Riparian

DEQ - Denial WQ 651a Nov-May 7a

WM - B57

☒ Fees

Base Fee	Water Amount (Q)
\$150 / \$250	1 st CFS/AF <u>200</u>
\$300 / ☒ \$500	_____ Addl @ _____
	Add'l ☒ POD/POA ☐ use + <u>400</u>
<u>500</u> (base)	<u>600</u> (Q) = <u>1100</u> (total exam fee)

EXAM FEE REQUIRED	<u>1100</u>	RECORDING FEE REQUIRED	\$175 / \$250 / \$300
EXAM FEE PAID	<u>- 1100</u>	RECORDING FEE PAID	_____
STILL OWED	<u>Ø</u>	STILL OWED	_____

Name: Joel Plahn

Date: 3/11/2009

Peer Reviewer: _____

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

WATERMASTER DIVISION 33 APPLICATION WORK SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S-87207 Applicant's Name: Hand Rande CWA

1) Does the affected surface water source flow above ground in a defined channel into another water body?

☒ YES

☐ NO ☐

SOMETIMES; between _____ and _____

2) Does the affected surface water source ever go dry in the area of the proposed diversion? ☐ YES

3) To your knowledge, has the affected surface water source of water been regulated because of insufficient flow to satisfy existing water rights including instream water rights? ☐ YES ☒ NO

If YES, please explain: _____

4) Do you agree with the specified water availability, and the recommended period of use? ☒ YES ☐ NO ☐ I DON'T KNOW

If NO, please explain: _____

5) Did you discuss this application with staff from another agency? ☐ YES ☒ NO

Who: _____

Agency: _____

Date: _____

6) If the Initial Review is unfavorable, is mitigation an option? ☐ YES ☐ NO

If YES, please explain: _____

See IR

7) What conditions do you recommend? b. 57

8) Your recommendation under OAR 690-033-0330 (2):

☐ Approval with conditions

☐ Approval without conditions

☐ Denial

Watermaster Signature: Michael J. McQuinn

Date: 10 30 08

WRD Contact: Caseworker: Joel Plahn

Water Rights Division, 503-986-0900 / Fax 503-986-0901

RECEIVED
OCT 30 2008
WATER RESOURCES DEPT
SALEM, OREGON

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND AG

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

- fishself** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.
- fishapprove** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishdiv33** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635-415-030 adopted November 13, 1991, shall be followed.
- The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishmay** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.
- b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.
- b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.
- b51a** The period of use has been limited to _____ through _____.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgment the installation of the weir(s) will provide no public benefit.
- futile call** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- riparian** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635-415-030 adopted November 13, 1991, shall be followed.
- wq** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- fence** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- blv** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

Lower Columbia/Statewide

ODFW DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S-87207 Applicant's Name: Grand Ronde Community Water Assoc.

1) Will the proposed use occur in an area that may affect the essential habitat of sensitive, threatened, or endangered fish species? [690-33-330(1)]

☐ NO ☒ YES Species: Winter Steelhead (Rock Creek) Status: ☐ Sensitive ☒ Threatened ☐ Endangered

If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page.

2) Stage or value at risk (check all that apply): ☒ Spawning, ☒ Incubation ☒ Rearing ☒ Passage ☒ Habitat Value

3) Will the proposed use result in a LOSS in the essential habitat of THREATENED OR ENDANGERED SPECIES or a NET LOSS in the essential habitat of a SENSITIVE SPECIES? ☐ NO ☒ YES

A) Standard of NET LOSS applies to sensitive species statewide. [690-33-330(2)(b)]

B) Standard of LOSS applies to T or E species outside the Columbia Basin. [690-33-330(2)(a)]

4) Can conditions be applied to mitigate the impact to the essential habitat of a S, T or E species?

☐ NO; skip to question 6. ☒ YES

Which conditions are recommended?

WQ, RIPARIAN; Live flow should only be diverted when DEQ water quality standards and downstream instream water rights are being met.

5) If conditions cannot be identified to offset impacts to the essential habitat of S, T or E species, would the proposed use harm the species? ☐ NO ☒ YES [690-33-330(4)]

If YES, please explain:

6) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions)

7) Your recommendation under OAR 690-033-0330 (2): ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

ODFW Representative signature:

Danetto L. Lohr

Date: 10-20-08

WRD Contact:

Caseworker:

Joel Pahn

Water Rights Division, 503-986-0900 / Fax 503-986-0901

DEQ DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S87207 Applicant's Name: Grand Ronde Community Water Association

1) Is there a connection to a 303(d) listed water quality limited water body? ☐ NO ☒ YES

Explain: Rock Creek is tributary to the South Yamhill River which is listed for temperature, bacteria, and iron.

2) What is the potential for this use to impact a water quality limited water body: ☒ HIGH ☐ MEDIUM ☐ LOW

Explain: Diversion in summer on Rock Creek has potential to increase stream temperatures in June-September due to reduce flow. October flows may be reduced during spawning(recommend consult with ODFW on needed flows). Tributaries and South Yamhill are designated salmon and steelhead spawning use October - May / Jan - May depending on tributary. South Yamhill exceeds temperature criteria in summer.

3) If the answer to question (2) is HIGH or MEDIUM, will the proposed use still result in diminution of water quality for the habitat of sensitive, threatened, or endangered fish species? ☐ NO ☒ YES

If YES, how? Unclear if mitigation in Cow Creek is more protective of fish species(consult with ODFW on fish presence). October mitigation not proposed.

4) Can conditions be applied to mitigate the impact of the use? ☐ NO ☒ YES

Which conditions are recommended? (select from Menu of Conditions) Wq, b51a (potentially available Nov-May) or 7a below(mitigation & exception).

5) If conditions cannot be identified to offset impacts, would the proposed use affect the Habitat of Sensitive, Threatened, or Endangered Fish Species? ☐ NO ☐ YES

If YES, please explain: _____

6) If a permit is issued, are there any conditions you would like to see included in the permit? Refer to 4 above.

7) Your recommendation under OAR 690-033-0330 (2): ☐ Approval with conditions
☐ Approval without conditions
☒ Denial (concur with WRD denial). If applicant submits for exception and mitigation supporting limited use, please forward to DEQ for a 2nd review.

DEQ Representative signature: _____ Date: 10/15/08

WRD Contact: Caseworker: Joel Plahn, Water Rights Division, 503-986-0900 / Fax 503-986-0901

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND AG

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

- fishself** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.
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DEQ DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S87207 Applicant's Name: Grand Ronde Community Water Association

1) Is there a connection to a 303(d) listed water quality limited water body? ☐ NO ☒ YES

Explain: Rock Creek is tributary to the South Yamhill River which is listed for temperature, bacteria, and iron.

2) What is the potential for this use to impact a water quality limited water body: ☒ HIGH ☐ MEDIUM ☐ LOW

Explain: Diversion in summer on Rock Creek has potential to increase stream temperatures in June-September due to reduce flow. October flows may be reduced during spawning(recommend consult with ODFW on needed flows). Tributaries and South Yamhill are designated salmon and steelhead spawning use October - May / Jan -May depending on tributary. South Yamhill exceeds temperature criteria in summer.

3) If the answer to question (2) is HIGH or MEDIUM, will the proposed use still result in diminution of water quality for the habitat of sensitive, threatened, or endangered fish species? ☐ NO ☒ YES

If YES, how? Unclear if mitigation in Cow Creek is more protective of fish species(consult with ODFW on fish presence). October mitigation not proposed.

4) Can conditions be applied to mitigate the impact of the use? ☐ NO ☒ YES

Which conditions are recommended? (select from Menu of Conditions) Wq, b51a (potentially available Nov-May) or 7a below(mitigation & exception).

5) If conditions cannot be identified to offset impacts, would the proposed use affect the Habitat of Sensitive, Threatened, or Endangered Fish Species? ☐ NO ☐ YES

If YES, please explain: _____

6) If a permit is issued, are there any conditions you would like to see included in the permit? Refer to 4 above.

7) Your recommendation under OAR 690-033-0330 (2): ☐ Approval with conditions
☐ Approval without conditions
☒ Denial (concur with WRD denial). If applicant submits for exception and mitigation supporting limited use, please forward to DEQ for a 2nd review.

DEQ Representative signature: _____ Date: 10/15/08

WRD Contact: Caseworker: Joel Plahn, Water Rights Division, 503-986-0900 / Fax 503-986-0901

IR CHECKLIST

Application #: S-87207 Applicant: KARL EKSTROM GRAND RONDE COMMUNITY WATER ASSOCIATION

Use(s): QUASI-MUNICIPAL USES Priority Date: June 25, 2008

☒ MU or QM ☐ NA ☐ will complete construction within 20 years
☒ Fujii reviewed recommendations WMUP 5 years

☒ Is the application complete? ☐ No ☒ Yes

☒ ORS 538 prohibits use ☒ No ☐ Yes If so, do not do an IR; return the application & fees to the applicant.

☒ DIV 9 ☒ NA ☐ will likely be available... ☐ will not likely be available... ☐ will, if properly conditioned...

☐ classify as surface water well _____ has PSI with _____

(include basin map if true) well _____ is within ☐ 1N 3E 20, 21, 28, 29 ☐ GWLA ☐ CGWA _____

GW conditions _____

☒ DIVISION 33 ☐ NA ☐ No ☐ above Bonneville, and ☐ not allowed 4/15 - 9/30
☒ below Bonneville
☐ statewide

☒ SW Availability ☐ NA ☒ 80% live ☐ 50% storage Not avail June → Oct WID: 164

☐ Use DWF's nonstandard W/A memo if the source is a Drews Reservoir tributary; the Snake River; the Columbia River; the North Umpqua River below Rock Creek; or within the drainages of the Lost River, Chehalem Creek, or Champoeg Creek (including Mission & Case Creeks)

☒ POU conflict ☒ NA ☐ No ☐ No, different sources ☐ No, make up a deficiency in rate ☐ No, existing not at max. rate

☐ Yes _____

☒ Use is supplemental, checked for primary rights w/ diff source ☒ NA ☐ Yes limits _____

☒ Use is ☐ allowed ☒ not allowed ☐ limited ☐ OAR ☐ Compact 690-502-0100(4)(D) ^{(b)(1)(D)}

☒ Requested Use/Rate/Season QM 0.36 cfs Year-round

Allowed Use/Rate/Season NO Limit _____ Duty _____

☒ Land use ☒ approved ☐ not approved ☐ being pursued ☐ county notified ☐ NA

☒ Storage contract ☒ NA ☐ BOR ☐ Doug Co ☐ Corp of Eng ☐ needed ☐ obtained _____

☒ Authorized agent specified ☒ NA ☐ needed ☐ Yes _____

☒ Conditions: _____

☐ Small ≤ 0.1 CFS, ≤ 9.2 AF, ☐ Medium > 0.1 and < 1.5 CFS, > 9.2 and < 100 AF, ☒ Large ≥ 1.5 CFS, ≥ 100 AF

Use at least "Medium" when the source is Siltcoos Lake, Sandy Basin GW, or stored water with a contract.

Use "Large" for temp control (including NU), HC exceptions, Tenmile Lake, or if applicant is a government entity

Use "Large-7g" or "Large-7i" if GW recommends 7g or 7i

Use "Large with totalizing flow meter" for IR permits in South Salem Hills or IR over 10 Ac. in Stage Gulch CGWA

☒ Stream is withdrawn ☐ NA ☐ No ☒ Yes, allows use/season Rock Creek 690-502-0100(4)(D)

☒ Basin Maps have been checked ☐ NA ☒ Yes limits _____

☒ SWW ☒ NA ☐ above ☐ within _____ (If GW and interference, copy form for Stahr.)

Application #: S-87207 Applicant: KARL EKSTROM GRAND RONDE COMMUNITY WATER ASSOCIATION

☒ Use is within a high priority area for streamflow restoration ☐ NA ☒ No ☐ Yes

☒ Letter format ☐ good ☐ limited ☒ bad ☐ bad w/ rate reduction opportunity ☐ bad w/ HC opportunity

☒ POD is within North Umpqua settlement reach and the spreadsheet was updated ☒ NA ☐ Yes

☒ Forms ☐ NA ☒ DIV 33 ☐ basin map ☐ HC except ☐ spring description other _____

☒ Copy to ☐ NWR ☒ WM # 16 ☒ ODFW ☐ CRIFC
☐ NCR ☐ agent ☒ DEQ ☐ US Fish & Wildlife
☐ ER ☒ CWRE ☐ DOA ☐ NW Planning Council
☐ SWR ☐ State Parks ☐ CTUIR

☐ DOA Food Safety Division
(bottled water)

☐ city _____
(w/in 5-mile muni wells)

Boatwright
Stimson Lumber Co.

☒ Prior to permit, applicant must submit ☒ NA ☐ storage contract ☐ easement ☐ plans/specs ☐ evidence of well repair

☒ App and map meet min. requirements ☒ Yes ☐ No owe \$400 exam
(If not, send IR certified)

☐ E-mailed Tim, including note if negative? ☐ No ☐ Yes

☒ Fees <u>500</u> CFS	Base	<u>200 500</u>
_____ AF	Up to 1 CFS	<u>200</u>
	_____ Add'l CFS @ _____	_____
	Up to 20 AF	_____
	_____ Add'l AF @ _____	_____
	☒ Add'l ☒ POD/POA ☐ use +	<u>400</u>
	Exam Fee Required =	<u>1100</u>
	Exam Fee Paid	<u>700</u>
	Still Owed	<u>400</u>

construction date 50yr ?

Name: Joel Plahn Date: 7/18/2008

Peer Reviewer: Tim

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

Point of Diversion Characteristics

Right:	App:S 87207 *
Name:	GRAND RONDE COMMUNITY WATER ASSOCIATION KARL EKSTROM

TRSQQ: 06.00S-08.00W-33-NWSW [Digital Map of TRSQQ](#)

County: Polk

Basin: Willamette

WM District: 16

WM Region: NW

Withdrawn Area:

WAB: [S YAMHILL R > YAMHILL R - AB WILLAMINA CR \(164\)](#)

Priority WAB:

Rule 4D: Rules apply

Groundwater Restricted Area:

Scenic Water Way:

Division 33: LOWER COLUMBIA

Water Quality Limited:

TRSQQ: 06.00S-08.00W-33-SESW [Digital Map of TRSQQ](#)

County: Polk

Basin: Willamette

WM District: 16

WM Region: NW

Withdrawn Area:

WAB: [S YAMHILL R > YAMHILL R - AB WILLAMINA CR \(164\)](#)

Priority WAB:

Rule 4D: Rules apply

Groundwater Restricted Area:

Scenic Water Way:

Division 33: LOWER COLUMBIA

Water Quality Limited:

TRSQQ: 06.00S-08.00W-33-SWSW [Digital Map of TRSQQ](#)

County: Polk

Basin: Willamette

WM District: 16

WM Region: NW

Withdrawn Area:

WAB: [S YAMHILL R > YAMHILL R - AB WILLAMINA CR \(164\)](#)

Priority WAB:

Rule 4D: Rules apply

Groundwater Restricted Area:

Scenic Water Way:

Division 33: LOWER COLUMBIA

Water Quality Limited:

November 1 through April 30, and only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses from May 1 through October 31;

(4) Yamhill River Drainage:

(a) Except as specified in subsection (4)(b) of this rule, the Yamhill River and tributaries are classified for domestic, livestock, irrigation, municipal, industrial, agricultural, commercial, power, mining, recreation, fish life, wildlife, pollution abatement, wetland enhancement and public instream uses from November 1 through April 30, and only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses from May 1 through October 31;

(b) The following streams and tributaries are classified for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses only:

(A) Agency Creek tributary to South Yamhill River;

(B) Gold Creek tributary to South Yamhill River;

(C) Rowell Creek tributary to South Yamhill River;

(D) Rock Creek tributary to South Yamhill River near Grande Ronde;

(E) Pierce Creek tributary to South Yamhill River;

(F) Deer Creek tributary to South Yamhill River;

(G) E. Fork Willamina Creek tributary to Willamina Creek;

(H) Gooseneck Creek tributary to Mill Creek;

(I) Haskins Creek tributary to North Yamhill River;

(J) Panther Creek tributary to North Yamhill River;

(K) Cedar Creek tributary to North Yamhill River;

(L) Fairchild Creek tributary to North Yamhill River;

(M) Turner Creek tributary to North Yamhill River.

Stat. Auth.: ORS 536.220, ORS 536.300, ORS 536.310, ORS 536.340, ORS 536.410, ORS 537.170, ORS 537.356 & ORS 537.358

Stats. Implemented:

Hist.: Upper Willamette River Basin Program: WRB 8, f. 4-21-59?; WRB 19, f. 6-5-62; WRB

690-502-0100**Coast Range Subbasin**

The Coast Range Subbasin includes the drainage basins of the Marys and Luckiamute Rivers, Rickreall Creek and Yamhill River. Surface water classification:

(1) Marys River Drainage:

(a) The Marys River main stem is classified for domestic, livestock, irrigation, agricultural, commercial, municipal, industrial, power, mining, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses year-round;

(b) The tributaries of the Marys River are classified for domestic, livestock, irrigation, municipal, agricultural, commercial, industrial, power, mining, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses from November 1 through May 31 and only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses only from June 1 through October 31;

(2) Luckiamute River Drainage:

(a) The Luckiamute River main stem is classified for domestic, livestock, irrigation, municipal, agricultural, commercial, industrial, power, mining, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses from October 1 through July 31, and for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses only from August 1 through September 30;

(b) Except as specified in subsection (2)(c) of this rule, the tributaries of the Luckiamute River are classified for domestic, livestock, irrigation, municipal, agricultural, commercial, industrial, power, mining, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses from November 1 through April 30, and only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses from May 1 through October 31;

(c) The following streams and tributaries are classified year-round for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses only:

(A) Maxfield Creek tributary to Luckiamute River;

(B) Ritner Creek tributary to Luckiamute River;

(C) Pedee Creek tributary to Luckiamute River.

(3) Rickreall Creek Drainage: Rickreall Creek and tributaries are classified for domestic, livestock, irrigation, municipal, industrial, agricultural, commercial, power, mining, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses from

Water Availability Analysis

S YAMHILL R> YAMHILL R- AB WILLAMINA CR
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 164

Date: 7/3/2008

Exceedance Level: 80%

Time: 12:07 PM

Water Availability

Select any Watershed for Details

Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	181	WILLAMETTE R> COLUMBIA R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
2	182	WILLAMETTE R> COLUMBIA R- AB MOLALLA R	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
3	30200801	YAMHILL R> WILLAMETTE R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes
4	188	YAMHILL R> WILLAMETTE R- AB PALMER CR	Yes	Yes	Yes	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes
5	163	S YAMHILL R> YAMHILL R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
6	162	S YAMHILL R> YAMHILL R- AB COZINE CR	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
7	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes

Limiting Watersheds

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Limiting Watershed ID #	Stream Name	Water Available?	Net Water Available
Jan	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	414.00
Feb	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	481.00
Mar	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	403.00
Apr	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	264.00
May	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	118.00
Jun	163	S YAMHILL R> YAMHILL R- AT MOUTH	No	-26.90
Jul	163	S YAMHILL R> YAMHILL R- AT MOUTH	No	-58.50
Aug	163	S YAMHILL R> YAMHILL R- AT MOUTH	No	-77.10
Sep	163	S YAMHILL R> YAMHILL R- AT MOUTH	No	-58.80
Oct	163	S YAMHILL R> YAMHILL R- AT MOUTH	No	-105.00
Nov	163	S YAMHILL R> YAMHILL R- AT MOUTH	Yes	147.00
Dec	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	465.00
Storage Acre-Feet at 50%	164	S YAMHILL R> YAMHILL R- AB WILLAMINA CR	Yes	290,000.00

Detailed Reports for Watershed ID #181

WILLAMETTE R> COLUMBIA R- AT MOUTH
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 181

Date: 7/3/2008

Exceedance Level: 80%

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	27,500.00	2,720.00	24,800.00	0.00	1,500.00	23,300.00
Feb	30,000.00	8,000.00	22,000.00	0.00	1,500.00	20,500.00
Mar	28,500.00	7,570.00	20,900.00	0.00	1,500.00	19,400.00
Apr	25,400.00	7,200.00	18,200.00	0.00	1,500.00	16,700.00
May	20,700.00	4,460.00	16,200.00	0.00	1,500.00	14,700.00
Jun	11,000.00	2,610.00	8,390.00	0.00	1,500.00	6,890.00
Jul	6,280.00	2,550.00	3,730.00	0.00	1,500.00	2,230.00
Aug	4,890.00	2,320.00	2,570.00	0.00	1,500.00	1,070.00
Sep	4,930.00	1,950.00	2,980.00	0.00	1,500.00	1,480.00
Oct	5,990.00	746.00	5,240.00	0.00	1,500.00	3,740.00
Nov	12,700.00	1,030.00	11,700.00	0.00	1,500.00	10,200.00
Dec	24,800.00	1,380.00	23,400.00	0.00	1,500.00	21,900.00

Storage Acre-Feet at 50%	19,700,000.00	2,550,000.00	17,200,000.00	0.00	1,090,000.00	16,100,000.00
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Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	1,930.00	0.00	485.00	99.60	9.49	23.80	131.00	43.70	2,720.00
Feb	7,200.00	0.00	485.00	99.60	9.49	23.80	131.00	43.70	8,000.00
Mar	6,770.00	6.42	485.00	99.60	9.48	23.80	131.00	46.80	7,570.00
Apr	6,370.00	42.50	485.00	99.60	9.48	23.80	125.00	46.80	7,200.00
May	3,430.00	293.00	481.00	99.60	9.33	23.80	93.70	26.20	4,460.00
Jun	442.00	586.00	1,340.00	99.60	9.18	23.80	82.90	24.90	2,610.00
Jul	14.00	992.00	1,340.00	94.30	9.17	23.80	54.30	24.60	2,550.00
Aug	2.03	779.00	1,340.00	94.30	9.17	22.40	52.60	24.50	2,320.00
Sep	0.75	385.00	1,340.00	99.50	9.17	22.40	68.10	24.80	1,950.00
Oct	0.54	27.70	476.00	99.60	9.17	22.40	71.20	38.60	746.00
Nov	262.00	0.00	485.00	99.60	9.47	23.80	110.00	42.10	1,030.00
Dec	584.00	0.00	485.00	99.60	9.49	23.80	132.00	43.70	1,380.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF181A	CERTIFICATE	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Maximum		1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00

Detailed Reports for Watershed ID #182WILLAMETTE R> COLUMBIA R- AB MOLALLA R
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 182

Date: 7/3/2008

Exceedance Level: 30%

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	21,400.00	2,250.00	19,100.00	0.00	1,500.00	17,600.00
Feb	23,200.00	7,440.00	15,800.00	0.00	1,500.00	14,300.00
Mar	22,400.00	7,220.00	15,200.00	0.00	1,500.00	13,700.00
Apr	19,900.00	6,870.00	13,000.00	0.00	1,500.00	11,500.00
May	16,600.00	4,200.00	12,400.00	0.00	1,500.00	10,900.00
Jun	8,740.00	2,050.00	6,690.00	0.00	1,500.00	5,190.00
Jul	4,980.00	1,870.00	3,110.00	0.00	1,500.00	1,610.00
Aug	3,830.00	1,720.00	2,110.00	0.00	1,500.00	614.00
Sep	3,890.00	1,470.00	2,420.00	0.00	1,500.00	918.00
Oct	4,850.00	717.00	4,130.00	0.00	1,500.00	2,630.00
Nov	10,200.00	851.00	9,350.00	0.00	1,500.00	7,850.00
Dec	19,300.00	924.00	18,400.00	0.00	1,500.00	16,900.00
Storage Acre-Feet at 50%	15,200,000.00	2,250,000.00	13,000,000.00	0.00	1,090,000.00	11,900,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	1,530.00	0.00	512.00	84.80	8.12	18.00	77.20	24.80	2,250.00
Feb	6,720.00	0.00	512.00	84.80	8.12	18.00	77.20	24.80	7,440.00
Mar	6,490.00	4.38	512.00	84.80	8.12	18.00	79.30	24.90	7,220.00
Apr	6,120.00	29.10	512.00	84.80	8.12	18.00	75.80	24.90	6,870.00
May	3,300.00	201.00	509.00	84.80	8.12	18.00	65.70	9.66	4,200.00
Jun	420.00	403.00	1,040.00	84.80	8.12	18.00	63.50	9.51	2,050.00
Jul	3.91	675.00	1,040.00	79.60	8.12	18.00	35.60	9.22	1,870.00
Aug	1.99	528.00	1,040.00	79.50	8.12	16.60	34.20	9.14	1,720.00
Sep	0.70	261.00	1,040.00	84.70	8.12	16.60	49.80	9.40	1,470.00
Oct	0.36	18.90	512.00	84.80	8.12	16.60	53.10	23.20	717.00
Nov	126.00	0.00	512.00	84.80	8.12	18.00	76.10	24.80	851.00
Dec	198.00	0.00	512.00	84.80	8.12	18.00	77.20	24.80	924.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF182A	CERTIFICATE	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
Maximum		1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00

Detailed Reports for Watershed ID #30200801

YAMHILL R> WILLAMETTE R- AT MOUTH
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 30200801

Date: 7/3/2008

Exceedance Level: 0.05

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,840.00	67.60	1,770.00	0.00	31.70	1,740.00
Feb	2,070.00	65.40	2,000.00	0.00	31.70	1,970.00
Mar	1,760.00	43.00	1,720.00	0.00	31.70	1,690.00
Apr	1,060.00	51.50	1,010.00	0.00	31.70	977.00
May	523.00	69.30	454.00	0.00	31.70	422.00
Jun	232.00	93.00	139.00	0.00	31.70	107.00
Jul	108.00	117.00	-8.93	0.00	31.70	-40.60
Aug	66.90	101.00	-34.50	0.00	31.70	-66.20
Sep	56.50	65.40	-8.90	0.00	31.70	-40.60
Oct	72.50	19.60	52.90	0.00	31.70	21.20
Nov	462.00	40.20	422.00	0.00	31.70	390.00
Dec	1,670.00	64.50	1,610.00	0.00	31.70	1,570.00
Storage Acre-Feet at 50%	1,180,000.00	48,200.00	1,130,000.00	0.00	23,000.00	1,110,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	37.30	0.00	6.45	1.09	0.00	5.18	16.90	0.73	67.60
Feb	35.10	0.00	6.45	1.09	0.00	5.18	16.90	0.73	65.40
Mar	11.90	0.66	6.45	1.09	0.00	5.18	16.90	0.82	43.00
Apr	6.31	15.70	6.45	1.09	0.00	5.18	16.00	0.82	51.50
May	1.42	47.30	6.45	1.08	0.00	5.18	7.58	0.32	69.30
Jun	0.32	59.40	19.30	1.08	0.00	5.18	7.58	0.17	93.00

Jul	0.00	84.60	19.30	1.08	0.00	5.18	6.61	0.17	117.00
Aug	0.00	71.90	19.30	1.08	0.00	3.78	5.21	0.17	101.00
Sep	0.00	35.80	19.30	1.08	0.00	3.78	5.21	0.17	65.40
Oct	0.00	2.17	6.45	1.08	0.00	3.78	5.97	0.17	19.60
Nov	9.97	0.00	6.45	1.08	0.00	5.18	16.90	0.67	40.20
Dec	34.10	0.00	6.45	1.09	0.00	5.18	16.90	0.73	64.50

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
IS73547A	CERTIFICATE	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70
IS73548A	CERTIFICATE	31.50	31.50	31.50	31.50	31.50	31.50	31.50	31.50	31.50	31.50	31.50	31.50
Maximum		31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70	31.70

Detailed Reports for Watershed ID #188

YAMHILL R> WILLAMETTE R- AB PALMER CR

WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 188

Date: 7/3/2008

Exceedance Level: 5%

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,780.00	60.80	1,720.00	0.00	31.00	1,690.00
Feb	2,010.00	58.80	1,950.00	0.00	31.00	1,920.00
Mar	1,710.00	38.30	1,670.00	0.00	31.00	1,640.00
Apr	1,030.00	45.00	985.00	0.00	31.00	954.00
May	512.00	59.60	452.00	0.00	31.00	421.00
Jun	229.00	81.50	148.00	0.00	31.00	117.00
Jul	107.00	102.00	4.88	0.00	31.00	-26.10
Aug	66.60	88.20	-21.60	0.00	31.00	-52.60
Sep	56.30	56.90	-0.62	0.00	31.00	-31.60
Oct	72.70	18.20	54.50	0.00	31.00	23.50
Nov	465.00	35.20	430.00	0.00	31.00	399.00
Dec	1,640.00	58.00	1,580.00	0.00	31.00	1,550.00
Storage Acre-Feet at 50%	1,150,000.00	42,400.00	1,100,000.00	0.00	22,500.00	1,080,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	35.00	0.00	6.33	1.05	0.00	4.52	13.40	0.56	60.80
Feb	32.90	0.00	6.33	1.05	0.00	4.52	13.40	0.56	58.80
Mar	11.80	0.57	6.33	1.05	0.00	4.52	13.40	0.65	38.30
Apr	6.23	13.80	6.33	1.05	0.00	4.52	12.50	0.65	45.00
May	1.39	41.20	6.33	1.04	0.00	4.52	4.98	0.15	59.60
Jun	0.31	51.60	19.00	1.04	0.00	4.52	4.98	0.00	81.50
Jul	0.00	73.60	19.00	1.04	0.00	4.52	4.01	0.00	102.00
Aug	0.00	62.40	19.00	1.04	0.00	3.12	2.61	0.00	88.20
Sep	0.00	31.20	19.00	1.04	0.00	3.12	2.61	0.00	56.90
Oct	0.00	1.88	6.33	1.04	0.00	3.12	5.87	0.00	18.20
Nov	9.43	0.00	6.33	1.04	0.00	4.52	13.40	0.50	35.20
Dec	32.20	0.00	6.33	1.05	0.00	4.52	13.40	0.56	58.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF188A	CERTIFICATE	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00
IS73549A	CERTIFICATE	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00
IS73550A	CERTIFICATE	28.50	28.50	28.50	28.50	28.50	28.50	28.50	28.50	28.50	28.50	28.50	28.50
Maximum		31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00	31.00

Detailed Reports for Watershed ID #163S YAMHILL R> YAMHILL R- AT MOUTH
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 163
Date: 7/3/2008Exceedance Level: 80%
Time: 12:07 PM**Water Availability Calculation**

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,330.00	34.20	1,300.00	0.00	200.00	1,100.00
Feb	1,520.00	32.30	1,490.00	0.00	200.00	1,290.00
Mar	1,300.00	18.40	1,280.00	0.00	200.00	1,080.00
Apr	783.00	18.50	764.00	0.00	200.00	564.00
May	386.00	27.80	358.00	0.00	200.00	158.00
Jun	174.00	50.90	123.00	0.00	150.00	-26.90
Jul	81.00	77.50	3.49	0.00	62.00	-58.50
Aug	49.50	64.60	-15.10	0.00	62.00	-77.10
Sep	41.70	38.50	3.16	0.00	62.00	-58.80
Oct	55.00	9.51	45.50	0.00	150.00	-105.00
Nov	365.00	17.80	347.00	0.00	200.00	147.00
Dec	1,250.00	32.30	1,220.00	0.00	200.00	1,020.00
Storage Acre-Feet at 50%	872,000.00	25,600.00	847,000.00	0.00	114,000.00	743,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	23.00	0.00	2.96	0.90	0.00	1.73	4.94	0.67	34.20
Feb	21.10	0.00	2.96	0.90	0.00	1.73	4.94	0.67	32.30
Mar	6.82	0.41	2.96	0.90	0.00	1.73	4.94	0.67	18.40
Apr	3.80	3.51	2.96	0.90	0.00	1.73	4.94	0.67	18.50
May	0.83	19.20	2.96	0.90	0.00	1.73	2.00	0.17	27.80
Jun	0.15	37.10	8.88	0.90	0.00	1.73	2.00	0.17	50.90
Jul	0.00	63.80	8.88	0.90	0.00	1.73	2.00	0.17	77.50
Aug	0.00	50.90	8.88	0.90	0.00	1.73	2.00	0.17	64.60
Sep	0.00	24.90	8.88	0.90	0.00	1.73	2.00	0.17	38.50
Oct	0.00	1.75	2.96	0.90	0.00	1.73	2.00	0.17	9.51
Nov	6.64	0.00	2.96	0.90	0.00	1.73	4.94	0.67	17.80
Dec	21.10	0.00	2.96	0.90	0.00	1.73	4.94	0.67	32.30

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF163A	CERTIFICATE	200.00	200.00	200.00	200.00	200.00	150.00	62.00	62.00	62.00	150.00	200.00	200.00
IS73553A	CERTIFICATE	21.20	21.20	21.20	21.20	21.20	21.20	21.20	21.20	21.20	21.20	21.20	21.20
IS73554A	CERTIFICATE	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00
IS73555A	CERTIFICATE	14.60	14.60	14.60	14.60	14.60	14.60	14.60	14.60	14.60	14.60	14.60	14.60
Maximum		200.00	200.00	200.00	200.00	200.00	150.00	62.00	62.00	62.00	150.00	200.00	200.00

Detailed Reports for Watershed ID #162

S YAMHILL R> YAMHILL R- AB COZINE CR
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 162

Date: 7/3/2008

Exceedance Level: 10%

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,290.00	29.00	1,260.00	0.00	15.00	1,250.00
Feb	1,470.00	27.20	1,440.00	0.00	15.00	1,430.00
Mar	1,260.00	19.40	1,240.00	0.00	15.00	1,230.00
Apr	764.00	15.40	749.00	0.00	15.00	734.00
May	378.00	25.50	353.00	0.00	15.00	338.00
Jun	171.00	46.50	125.00	0.00	15.00	110.00
Jul	79.00	70.00	8.97	0.00	15.00	-6.03
Aug	47.70	58.60	-10.90	0.00	15.00	-25.90
Sep	40.30	35.70	4.63	0.00	15.00	-10.40
Oct	53.80	9.45	44.40	0.00	15.00	29.40
Nov	363.00	14.60	348.00	0.00	15.00	333.00
Dec	1,220.00	27.30	1,190.00	0.00	15.00	1,180.00
Storage Acre-Feet at 50%	847,000.00	22,900.00	825,000.00	0.00	10,900.00	814,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	20.30	0.00	2.96	0.90	0.00	1.80	2.42	0.67	29.00
Feb	18.50	0.00	2.96	0.90	0.00	1.80	2.42	0.67	27.20
Mar	10.30	0.36	2.96	0.90	0.00	1.80	2.42	0.67	19.40
Apr	3.42	3.22	2.96	0.90	0.00	1.79	2.42	0.67	15.40
May	0.70	17.10	2.96	0.90	0.00	1.79	1.86	0.17	25.50
Jun	0.13	32.80	8.88	0.90	0.00	1.79	1.86	0.17	46.50
Jul	0.00	56.40	8.88	0.90	0.00	1.80	1.86	0.17	70.00
Aug	0.00	45.00	8.88	0.90	0.00	1.80	1.86	0.17	58.60
Sep	0.00	22.10	8.88	0.90	0.00	1.80	1.86	0.17	35.70
Oct	0.22	1.54	2.96	0.90	0.00	1.79	1.86	0.17	9.45
Nov	5.82	0.00	2.96	0.90	0.00	1.79	2.42	0.67	14.60
Dec	18.60	0.00	2.96	0.90	0.00	1.80	2.42	0.67	27.30

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF162A	CERTIFICATE	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00
IS73556A	CERTIFICATE	14.20	14.20	14.20	14.20	14.20	14.20	14.20	14.20	14.20	14.20	14.20	14.20
IS73557A	CERTIFICATE	12.70	12.70	12.70	12.70	12.70	12.70	12.70	12.70	12.70	12.70	12.70	12.70
IS73558A	CERTIFICATE	12.00	12.00	12.00	12.00	12.00	12.00	12.00	12.00	12.00	12.00	12.00	12.00
IS73559A	CERTIFICATE	10.50	10.50	10.50	10.50	10.50	10.50	10.50	10.50	10.50	10.50	10.50	10.50
Maximum		15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00

Detailed Reports for Watershed ID #164S YAMHILL R> YAMHILL R- AB WILLAMINA CR
WILLAMETTE BASIN

Water Availability as of 7/3/2008

Watershed ID #: 164

Date: 7/3/2008

Exceedance Level: 50%

Time: 12:07 PM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	437.00	2.74	434.00	0.00	20.00	414.00
Feb	504.00	2.68	501.00	0.00	20.00	481.00
Mar	425.00	2.26	423.00	0.00	20.00	403.00
Apr	286.00	2.10	284.00	0.00	20.00	264.00
May	141.00	2.94	138.00	0.00	20.00	118.00
Jun	63.80	4.52	59.30	0.00	20.00	39.30
Jul	27.70	6.03	21.70	0.00	20.00	1.67
Aug	13.90	5.29	8.61	0.00	20.00	-11.40
Sep	14.30	3.85	10.40	0.00	20.00	-9.55
Oct	25.70	2.02	23.70	0.00	20.00	3.68
Nov	197.00	2.37	195.00	0.00	20.00	175.00
Dec	488.00	2.74	485.00	0.00	20.00	465.00
Storage Acre-Feet at 50%	311,000.00	2,390.00	308,000.00	0.00	14,500.00	294,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	0.85	0.00	1.29	0.18	0.00	0.38	0.05	0.00	2.74
Feb	0.78	0.00	1.29	0.18	0.00	0.38	0.05	0.00	2.68
Mar	0.34	0.02	1.29	0.18	0.00	0.38	0.05	0.00	2.26
Apr	0.07	0.14	1.29	0.18	0.00	0.38	0.05	0.00	2.10
May	0.03	1.01	1.29	0.18	0.00	0.38	0.05	0.00	2.94
Jun	0.01	2.04	1.86	0.18	0.00	0.38	0.05	0.00	4.52
Jul	0.00	3.56	1.86	0.18	0.00	0.38	0.05	0.00	6.03
Aug	0.00	2.82	1.86	0.18	0.00	0.38	0.05	0.00	5.29
Sep	0.00	1.38	1.86	0.18	0.00	0.38	0.05	0.00	3.85
Oct	0.02	0.10	1.29	0.18	0.00	0.38	0.05	0.00	2.02
Nov	0.48	0.00	1.29	0.18	0.00	0.38	0.05	0.00	2.37
Dec	0.85	0.00	1.29	0.18	0.00	0.38	0.05	0.00	2.74

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF164A	CERTIFICATE	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00
IS73561A	CERTIFICATE	1.10	1.10	1.10	1.10	1.10	1.10	1.10	1.10	1.10	1.10	1.10	1.10
Maximum		20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00

Date: June 26, 2008

To: Joel Plahn

From: Bill Fujii, Field Services Division

Subject: Division 86/rate Review - Municipal and Quasi-Municipal applications
File S - 87207

Field Services Division has reviewed the above referenced application for the following:

1) Shall a Water Management and Conservation Plan be required under Division 86?

☐ No

X WMCP should be required within five years.

Remarks/basis of determination. Population trigger

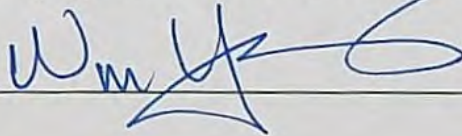
2) Is the proposed quantity of water reasonable based on information provided in Form M?

X Yes

☐ No. However, a reduced quantity of _____ cfs, will be reasonable based on information presented in Form M.

Remarks/basis of determination. Please note the application contains an odd description of the water use by type the total is 198.8978%

Signature:



Date:



QUASI & MUNICIPAL ROUTE SLIP

FILE (s) # (s) 87207 . _____

MUNICIPAL ☐

QUASI-MUNICIPAL ☒

BILL FUJII ☐

Caseworker:

Brook Geffen	503-986-0808	☐
Jeana Eastman	503-986-0859	☐
Joel Plahn	503-986-0815	☒
Kerry Kavanagh	503-986-0816	☐

DATE: 6-26-2008 (Major portions of App. & "M" Form sent) INITIALS: JFM

NEW APPLICATIONS (GROUND WATER, RESERVOIR, & SURFACE) ROUTE SLIP

S- 87207

RECEIPTING



6/25/06

POST CARD SENT



DATA CENTER



GEOLOGY REVIEW .

YES



NO



ENFORCEMENT

YES



NO



WATER RIGHTS SUPPORT



GW
Files

ATTN: WATER RIGHTS

SUPPORT....>>>> Mark contents of file with
application number;

Update the WRIS Database with caseworkers name.
Route file to Caseworker.

Caseworker:

Brook Geffen 503-986-0808



Jeana Eastman 503-986-0859



Joel Plahn 503-986-0815



Kerry Kavanagh 503-986-0816



S & R
Files



QUASI & MUNICIPAL ROUTE SLIP

FILE (s) # (s) 87207 . _____

MUNICIPAL

☐

QUASI-MUNICIPAL

☒

BILL FUJII

☐

Caseworker:

Brook Geffen	503-986-0808	☐
Jeana Eastman	503-986-0859	☐
Joel Plahn	503-986-0815	☒
Kerry Kavanagh	503-986-0816	☐

DATE: 6-26-2008 (Major portions of App. & "M" Form sent) INITIALS: BF/FM

Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

OVER/COUNTER

PRE

APP

CONF

BOATWRIGHT
LISA S. & JOE P.

Application 87207 Township SEE MAP
Priority Date 6-25-2008 Range SEE MAP
Use(s) QUASI - MUNI Section SEE MAP
Rate 0.36 CFS POD Loc (3) SPRINGS SECTN 33 6S 8W
County TAMH & POLK POU Loc SERVICE BOUNDARIES
W.M. 16 Caseworker JOE P

☒ Applicant/Organization Name, Mailing Address and Telephone Number.

☒ Source of water. If stored water, is the stored water component filed out, including a non-expired agreement for stored water must be included. (ORS 537.400) *NOTE: A surface water application cannot be filled at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application (E2).*

☒ The proposed source is or is not (circle one) withdrawn from further appropriation, or Division 538. If it is, return application and fees.

☒ Property ownership indicated. STATES NO!

☒ If applicant does not own all the land, the affected landowner's name and mailing address must be listed.

☒ If applicant does not own all the land, a statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted. SUBMITTED EASEMENT

☐ ~~Groundwater development section (Page 3 and 4, Section B) or a well log report.~~

☒ Proposed use of water. If supplemental, list primary water right acreage if applicable.

☒ Enclosed Supplemental Form for each proposed use.

☐ Form I (Irrigation)

☒ Form M (Municipal or Quasi-Municipal)

☐ Form R (Mining)

☐ Form Q (Commercial or Industrial)

☐ Spring Description Sheet

☒ Amount of water from *each* source in gallons per minute (GPM), cubic feet per second (CFS), or acre feet (AF)

☒ Period of use

☒ Water management section (Please estimate if the water system has not been designed).

☒ Resource Protection Section (Page 6, Section 5).

☒ Project schedule (If system is already completed, indicate "existing").

☐ For reservoir applications storing more than 9.2 acre feet, and a dam height of more than 10 feet, preliminary plans and specifications for dam and impoundment are required.

☐ If the above is statement is checked, the map must be prepared by a CWRE.

☒ All applicants (or the authorized agent with title or authority if for an organization or corporation), must sign the application in ink. *Signature must be an original "wet" signature.*

☒ You must include a Legal description of the property involved that includes a metes and bounds, or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or you may submit a lot book report prepared by a title company. The Department will not accept a copy of the tax bill.

☒ A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. *Date of signature must be within the past 12 months. Signature must be an original "wet" signature.*
Z COUNTIES SIGNED OFF

☒ The map must meet all the minimum requirements of OAR 690-310-0050.

☒ Township, Range, Section

☒ Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)

☒ Place of use, 1/4, 1/4's and tax lot clearly identified

☒ Even map scale not less than 4" = 1 mile (example: 1" = 100 ft, 1" = 200 ft, etc.)

☒ Location of each diversion point well or dam by reference to a recognized public land survey corner

☒ North Directional Symbol

☒ Number of acres per 1/4, 1/4, if irrigation, nursery, or agriculture

☐ Other CWRE
FOOTWEIGHT

☒ Reference corner on map

☒ Each point of diversion coordinate

☒ Fees: Amount of water requested 4.36 CFS

Base Fee \$ 500

Additional Use @ _____

1st CFS/AF 200

Total Exam Fees \$ 700 1100⁰⁰

Addn'l CFS/ AF @ _____ = _____

Total Paid \$ 700

2 Addn' POD @ 200 = 400

Amount Due \$ Rec Fee Due 400⁰⁰

*ISAM FOOTWEIGHT IS 40000
OR 40000 STILL NEARBY
WORKING ON IT. J.H.S.*

Reviewed by: HPM

Date: 6-25-2008

JOEL PLANN



P.O. Box 253
Grand Ronde
Oregon, 97347

Phone: 503 879-5624
Fax: 503 879-5449
TTD: 800 735-2900

*To: Dwight
What's the story here? PHL*
RECEIVED BY OWRD

SEP 20 2012

SALEM, OR

September 19, 2012

Mr. Phillip Ward, Director
Water Resources Dept.
725 Summer Street N.E. Suite A
Salem, OR. 97301

RE: Water Right Transfer Application T - 10247
File S - 87207

Dear Mr. Ward:

Some 18 years ago, we started this process of transferring a water right from a small year round creek to our spring site in the hopes of developing a new source for our community. I feel like we have not advanced anywhere since then. Jeanne Boatwright with Boatwright Engineering has done a great job in completing everything that has been requested by the Dept. I have enclosed copies of the last two correspondences from the Association and Dwight French. I invited him to our last meeting for an update, but I never got a response from him. Please look into where we are in the process.

Thank you.

Karl Ekstrom, Manager



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

February 1, 2012

Grand Ronde Community Water Association
Karl Ekstrom and Governing Board
PO BOX 253
GRAND RONDE, OR 97347

RECEIVED BY OWRD

SEP 20 2012

RE: File S-87207

SALEM, OR

Dear Mr. Ekstrom and GRCWA Board:

First I'd like to say thank you to you and your board for your continuing patience regarding the slow processing of your application for 0.36 CFS for quasi-municipal use from three springs, tributaries of Rock Creek. As you will remember, the use is not a classified use in the Willamette Basin Program. However, you have obtained a water right that you have requested to be transferred instream via transfer file T-10247 as mitigation for your use.

The Department is drafting a Proposed Final Order (PFO) to approve your application, making use of the valuable water right you have obtained for mitigation. The draft PFO will be proofread by several senior Department staff before it can be issued. I expect the drafting to begin in February. The proofreading might take as long as a month. So, I expect that a PFO will be issued no later than early April.

If we do not receive protests within the 45 day protest period that follows issuance of the PFO, we will be able to issue a permit.

If we do receive one or more protests, we will meet with you and the protestant to see if we can resolve the protest without having to go to a hearing.

If you have any questions, please give me a call at 503-986-0819 or an email at "dwight.w.french@state.or.us".

Sincerely,

Dwight French
Water Right Services Division Administrator

CC: File
Jeanne Boatwright, CWRE





P.O. Box 253
Grand Ronde
Oregon, 97347

Phone: 503 879-5624
Fax: 503 879-5449
TTD: 800 735-2900

August 24, 2012

Water Resources Department
Mr. Dwight French
725 Summer St. N.E., Suite A
Salem, OR. 97301-1271

RECEIVED BY OWRD

SEP 2

RE: Water Right Transfer Appl. T-10247

SALEM, OR

Dear Mr. French:

In your February 1, 2012 letter to myself and our Board of Directors, you stated we should see a proposed final order in early April. We are now approaching September, and have missed yet another window of construction. I am inviting you to our next Board meeting on Thursday September 13, 2012 at 7:30 pm, to update us on the status of our water right transfer. Our office is located at 26690 Salmon River Hwy, Grand Ronde.

We started this process in July 1994 with a request from O.D.F.W. for support of this transfer, I would like to have spring construction completed by the fall of 2013.

Karl Ekstrom, Manager

RECEIVED BY OWRD

Cc: Jeanne Boatwright, Boatwright Engineering
Jim Solvedt, Polk County Health Dept.

SEP 20 2012

SALEM, OR

Jeana Eastman

From: Jeana Eastman
Sent: Tuesday, July 17, 2012 12:22 PM
To: 'jeanne@boatwrightengr.com'
Subject: RE: Grand Ronde Comm Water Assn, App S-87207

Hi Jeanne -

I'm not at all familiar with this app; Dwight and I haven't ever talked about it.

I looked through it and found a 2/1/12 letter to the applicant (cc:'d to you) from Dwight anticipating a PFO would be issued in early April 2012. It doesn't appear one was issued, and I don't know if any progress has been made towards its issuance.

As you may be aware, Dwight is out of the office until 7/30 but considering his close involvement, I'd like to discuss this with him before making any decisions.

I don't know how attainable the timeline you've described is; if it's a quick/easy PFO/FO, and we don't receive any protests, we may be able to meet the early/mid October timeline for permit issuance (assuming that's the decision).

Thanks,

Jeana Eastman
Water Rights Caseworker
voice 503.986.0859

Oregon Water Resources Dept
725 Summer St NE, Suite A
Salem, OR 97301-1266
front desk 503.986.0900
fax 503.986.0901
<http://oregon.gov/OWRD>

Messages to and from this e-mail address may be available to the public under Oregon law.

From: jeanne@boatwrightengr.com [<mailto:jeanne@boatwrightengr.com>]
Sent: Thursday, June 28, 2012 12:47 PM
To: Jeana Eastman
Cc: Laura Wilke; Karl Ekstrom
Subject: Grand Ronde Comm Water Assn, App S-87207

Jeana-

I spoke on the phone with Laura this morning about this application. She is processing an instream right that is intended to mitigate this app. Dwight has been our main contact on the spring app, but Laura says that it looks like you have been assigned as the caseworker.

Do you have any progress to report, or is it still all on Dwight's plate? We were hoping to get a permit so the construction could be done in the short window that we have - August to early October – but that seems to be looking rather bleak, if not impossible.

Jeanne

Boatwright Engineering, Inc.
2613 12th Street SE
Salem, Oregon 97302
ph: 503-363-9225
FAX: 503-363-1051

Jeana Eastman

From: Dwight French <dwight.w.french@state.or.us>
Sent: Thursday, May 31, 2012 12:06 PM
To: FAUCERA Danette L; FRENCH Dwight W; KEPLER Rick J
Cc: EASTMAN Jeana M; WILKE Laura K; WALLIN Timothy
Subject: RE: Instream Transfer for Grand Ronde Community

Rather than attempt to judge whether your concern is valid or not I would rather, when WRD is ready, we'll check with ODFW to make sure we still got it all correct. (I didn't realize until yesterday that we really need to do some work on the water right application before checking with you on the IS transfer.)

Some time ago we had all (WRD and ODFW) agreed on what the mitigation (number of acres, cfs, priority date) needed to look like. But, GRC hasn't been able to come up with all of the mitigation (because of the non-use issue). So, I think it would be a good idea for WRD to check with ODFW after we work on the new water right application.

Dwight

Dwight French
Water Right Services Division Administrator
503-986-0819

From: Danette Faucera [<mailto:danette.l.faucera@state.or.us>]
Sent: Thursday, May 31, 2012 10:04 AM
To: FRENCH Dwight W; KEPLER Rick J
Cc: EASTMAN Jeana M; WILKE Laura K; WALLIN Timothy
Subject: RE: Instream Transfer for Grand Ronde Community

If the portion that was cancelled plus the instream amount still equals the 0.36 cfs requested from the springs on Rock Creek, then the instream right on the South Yamhill will not be impacted. This isn't a typical injury concern requiring equal amounts of water plus a net benefit, so I'm just trying to understand the facts. Putting water instream in Cow Creek will benefit ESA-listed winter steelhead that rear in the system year-round more than taking the water out above a natural barrier in Rock Creek. Even if water is only protected to the mouth of Cow Creek, do I have a valid concern here with the changes and potential impacts to the South Yamhill?

Danette

Danette Faucera
Assistant District Fish Biologist
North Willamette Watershed District

Oregon Department of Fish and Wildlife
17330 SE Evelyn St.
Clackamas, OR 97015
office: 971-673-6013
fax: 971-673-6071

From: Dwight French [<mailto:dwight.w.french@state.or.us>]
Sent: Thursday, May 31, 2012 9:45 AM
To: FAUCERA Danette L

Cc: EASTMAN Jeana M; WILKE Laura K; WALLIN Timothy
Subject: Instream Transfer for Grand Ronde Community

Danette,

We are dropping the Q that can be transferred instream due in part to cancellation of a non used portion of the right - 1.2 acres. It's been voluntarily cancelled by the Tribe.

There was also a shaping issue associated with the instream use. They had requested to protect peak rate over the entire irrigation season. That couldn't be done without exceeding the allowed duty.

So, based on when water can be protected instream, April 1 thru September 30 (irrigation season), we can protect up to 0.19 CFS with an equivalent volume of 69.0 AF. Mike McCord recommended this as the best shaping considering the needs of the stream.

GRC wants a new water right from some springs. I need to do some work to see how that application will either need to be reduced OR the applicant will need to find additional mitigation.

When we think we've got it all figured out, we'll run it past ODFW. We need you to be satisfied that the whole package works before we move forward with the processing of the water right application.

Thanks,
Dwight

Dwight French
Water Right Services Division Administrator
503-986-0819



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

February 1, 2012

Grand Ronde Community Water Association
Karl Ekstrom and Governing Board
PO BOX 253
GRAND RONDE, OR 97347

RE: File S-87207

Dear Mr. Ekstrom and GRCWA Board:

First I'd like to say thank you to you and your board for your continuing patience regarding the slow processing of your application for 0.36 CFS for quasi-municipal use from three springs, tributaries of Rock Creek. As you will remember, the use is not a classified use in the Willamette Basin Program. However, you have obtained a water right that you have requested to be transferred instream via transfer file T-10247 as mitigation for your use.

The Department is drafting a Proposed Final Order (PFO) to approve your application, making use of the valuable water right you have obtained for mitigation. The draft PFO will be proofread by several senior Department staff before it can be issued. I expect the drafting to begin in February. The proofreading might take as long as a month. So, I expect that a PFO will be issued no later than early April.

If we do not receive protests within the 45 day protest period that follows issuance of the PFO, we will be able to issue a permit.

If we do receive one or more protests, we will meet with you and the protestant to see if we can resolve the protest without having to go to a hearing.

If you have any questions, please give me a call at 503-986-0819 or an email at "dwight.w.french@state.or.us".

Sincerely,

Dwight French
Water Right Services Division Administrator

CC:  File
Jeanne Boatwright, CWRE





Oregon

Theodore R. Kulongoski, Governor

Department of Fish and Wildlife

Northwest Region

17330 SE Evelyn Street

Clackamas, OR 97015-9514

(503) 657-2000

FAX (503) 657-2050

WORK COPY



August 1, 2005

Karl Ekstrom
Grand Ronde Community Water Association
P.O. Box 253
Grand Ronde, OR 97347

Re: Water rights transfer in the South Yamhill River basin

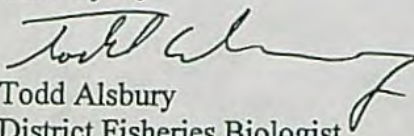
Mr. Ekstrom:

The Oregon Department of Fish and Wildlife appreciates the opportunity to comment on the proposed water rights transfer from an existing pump site located on Cow Creek (tributary of Rock Creek, South Yamhill River) to springs located in the upper Rock Creek watershed. Please excuse the delay in responding to your request for input on this matter.

We do not have any concerns with the transfer as proposed (transfer of 0.36 cfs surface water right to a 0.36 cfs water right at springs in the upper basin). We believe there is minimal risk to fish in the upper basin due to the low amount of base flow that will be removed. The transfer will also provide benefit to an anadromous fish bearing tributary of Rock Creek where water will no longer be diverted for municipal use.

Please let me know if you have any questions or need any other information on fish use in Rock Creek and surrounding watersheds.

Thank you,


Todd Alsbury
District Fisheries Biologist
North Willamette Watershed District

Cc: District file
Jean Boatwright
Bill Ferber, Oregon Water Resources Dept.

RECEIVED

OCT 12 2006

WATER RESOURCES DEPT
SALEM, OREGON

T 10247





The Confederated Tribes of the Grand Ronde Community of Oregon

Natural Resources Department
Phone (503) 879-2424 or (800) 422-0232
Fax (503) 879-5622

47010 SW Hebo RD
Grand Ronde, OR 97347

June 5, 2006

Doug Parrow
Oregon Department of Water Resources
725 Summer Street NE Suite A
Salem, Oregon 97301

Re: Grand Ronde Community Water Association
Proposed Transfer of Cow Creek Water to Spring Source

Dear Doug,

The Confederated Tribes of the Grand Ronde Community of Oregon (the Tribe) wishes to express its support of the Grand Ronde Community Water Association's (the Association) proposed Transfer of the Marjorie Reid water right (Water Resources Department Application 15498 Permit 11382, Certificate 15685) from its present location on Cow Creek to the spring site on the Stimson Lumber Company lands in Sec.33 of T6S, R8W (Tax Lot 6s8w 1800)

The Tribe agrees with the Oregon Department of Fish and Wildlife's assessment that the benefits to the anadromous fish in Cow Creek that will result from the approval of this transfer, will outweigh the minimal risk to fish in the upper reaches of Rock Creek. There are several sets of waterfalls along Rock Creek between the mouth of Cow Creek and the proposed point of diversion. The elevation differences at these falls are sufficient enough to impede fish migration.

We encourage the Department to approve this transfer.

Sincerely,

Kelly Dirksen
Fish and Wildlife Coordinator

RECEIVED

OCT 12 2006

WATER RES.
SALEM, OREGON

Umpqua Molalla Rogue River Kalapuya Chasta

The Confederated Tribes of the Grand Ronde Community of Oregon

Executive Office

(503) 879-5211 • FAX: (503) 879-2117
1-800-422-0232

9615 Grand Ronde Road
Grand Ronde, Oregon 97347-9712

Umpqua • Molalla • Rogue River • Kalapuya • Chasta

July 3, 2006

Doug Parrow, Manager Transfer Program
Oregon Water Resources Dept.
725 Summer Street NE, Suite A
Salem, OR 97301-1271

Re: Grand Ronde Community Water Association
Proposed Transfer of Certificate 15685

Dear Mr. Parrow,

The Confederated Tribes of Grand Ronde Community of Oregon (the Tribe) is the current owner of real property described as 6S, 8W, Section 13b tax lot 00800 and 6S, 8W, Section 13c tax lot 00100 in Polk County, Oregon. These properties were acquired in October 2005 through instrument 2005-016846.

At the time of purchase, the Tribe was advised that the water rights associated with the property (Certificate 15685, Application 15498, Permit 11382) in the name of Marjorie Reid had been previously purchased by the Grand Ronde Community Water Association (the Association).

The Tribe is fully aware that the Association is applying to Oregon Water Resources Department to transfer these rights from our property to a spring source that will supply potable water to the Association's service area.

As both a customer within this service area and the Owner of the property authorized for the current place of use, the Tribe is completely in support of, and consents to, the Association's Transfer Application.

Sincerely,



Chris Leno, Interim General Manager

CC: Karl Ekstrom, GRCWA

RECEIVED

OCT 12 2006

WATER RESOURCES DEPT
SALEM, OREGON

P.O BOX 68, FOREST GROVE, OREGON 97116

TELEPHONE: 503-357-2131

FAX: 503-357-0465

Stimson Lumber Company

Forest Grove, Oregon

BILLED TO: Grand Ronde Community Water Association

DATE: 2/28/06

PO Box 253

Grand Ronde, OR 97347

Renewal Date	Description	Amount
12/31/05	Yearly billing for Stimson Land use Easement Agreement \$250.00 per acre This invoice is for 2006 land use	3,537.50

AMOUNT DUE: \$3,537.50

PLEASE REMIT TO:

Stimson Lumber Company

PO Box 68

Forest Grove, OR 97116

Attn: Ilean Clute

RECEIVED

OCT 12 2006

WATER RESOURCES DEPT
SALEM, OREGON

From: Dwight French
Sent: Monday, November 23, 2009 11:57 AM
To: Tim Wallin; Laura Wilke
Cc: Joel Plahn
Subject: RE: SW permit Applic S-87207

All,

I think we should let Jeanne B know that we should be able to give provide her a tentative basin program rule change schedule by Christmas. She may want to put the file on hold until after the BP is adjusted to allow a use to be classified if the use has been mitigated. Then the PFO could be positive and they wouldn't have to consider filing a protest while they wait for the outcome of the rulemaking.

Now that the Department has just completed a rash of rulemaking we can/should start the next wave.
Dwight

Joel Plahn

From: Tim Wallin
Sent: Wednesday, June 03, 2009 2:01 PM
To: Joel Plahn
Subject: FW: Grand Ronde Community Water Assn

for the file

From: Tim Wallin
Sent: Tuesday, April 28, 2009 2:13 PM
To: boatwrightengr@yahoo.com
Cc: Karl Ekstrom; Dwight French
Subject: RE: Grand Ronde Community Water Assn

Jeanne - Thanks for your inquiry. Dwight has discussed the application with the ACT. We received the OK to develop a plan to undertake rulemaking. At this time, no start date has been established. In addition, it is uncertain whether the rulemaking will be specific to that area, or part of a broader revision of the Willamette Basin Program. Much is happening or may happen soon around the Department, and I'm not certain when we'll know what that rulemaking timeline will be. I imagine we'll know in the next month or so, and I will let you know once we know. In the interim, feel free to call if you have questions/concerns.

Tim Wallin
Water Rights Program Manager
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1266
voice: 503.986.0891 fax: 503.986.0901 www.wrd.state.or.us
Messages to and from this email address may be available to the public under Oregon law.

From: BOATWRIGHT ENGINEERING [mailto:boatwrightengr@yahoo.com]
Sent: Tuesday, April 28, 2009 11:03 AM
To: Dwight French; Tim Wallin
Cc: Karl Ekstrom
Subject: Grand Ronde Community Water Assn

Good Morning Dwight and Tim -

My understanding at our meeting on 4-8-09 was that you were meeting with your Agency Coordinating Team on the following Monday, 4-13-09. Following the ACT meeting, Tim was to get back to Karl and me by 4-15-09 with what was discussed and an idea of how you were going to proceed with rule changes. Please update us on the progress as we have not received any follow-up information.

Jeanne

*Boatwright Engineering, Inc
2613 12th Street SE
Salem, Oregon 97302
Tele: 503.363.9225*

6/3/2009

September 25, 2008



Boatwright Engineering Inc.

2613 12th ST SE, SALEM, OREGON 97302
civil engineers • land surveyors

503 363-9225 FAX 363-1051

Tim Wallin
Water Rights Section
Oregon Department of Water Resources
725 Summer Street NE, Suite A
Salem, Oregon 97301

RECEIVED

SEP 29 2008

**WATER RESOURCES DEPT
SALEM, OREGON**

Re: **APPLICATION FILE S-87207**
GRAND RONDE COMMUNITY WATER ASSOCIATION

Dear Tim,

Boatwright Engineering, Inc is the Civil Engineer and Certified Water Right Examiner for the Grand Ronde Community Water Association. On their behalf, we are asking that the Department request that the Water Resources Commission allow the Department to consider the above referenced application for a quasi-municipal use of surface water within the South Yamhill River Basin.

As required by ORS 536.295(d), the proposed application is necessary to ensure the public health, welfare and safety of the more than 2250 citizens of the Grande Ronde Community located in Polk and Yamhill counties. The Association provides potable water in an area that is lacking in groundwater resources of any reasonable quantity or quality, and where any surface water source is going to be restricted.

In order to continue to serve this growing community, it is necessary for the Association to acquire additional rights. A high quality and reliable source has been found in the subject springs located on a remote timber tract owned by Stimson Lumber Company. The Association has acquired an easement and agreement with Stimson to develop the springs, should a water right permit be granted. The springs are located close to the Association's existing spring supply and will be able to utilize the same transmission pipeline.

The Association also believes that this application will comply with ORS 536.295(f) by providing public benefit and improvement to the watershed. The Association holds an irrigation right from Cow Creek, which, like the springs, is tributary to Rock Creek. They have filed an Application for Water Right Transfer on this Cow Creek right, to make it a permanent instream use for the benefit of the Oregon Department of Fish & Wildlife. Todd Alsbury, District Fisheries Biologist with ODFW, provided a letter to the Association dated August 1, 2005 wherein he supports the transfer of the Cow Creek water to use for fish habitat and the use of the springs for quasi-municipal supply. A copy of that letter is in your transfer file T-10247.

Additionally, the Confederated Tribes of the Grand Ronde Community of Oregon have lent their support to the proposal. A letter from the General Manager dated July 3, 2006 and another letter from the Fish and Wildlife Coordinator, dated June 5, 2006 are in your file T-10247.

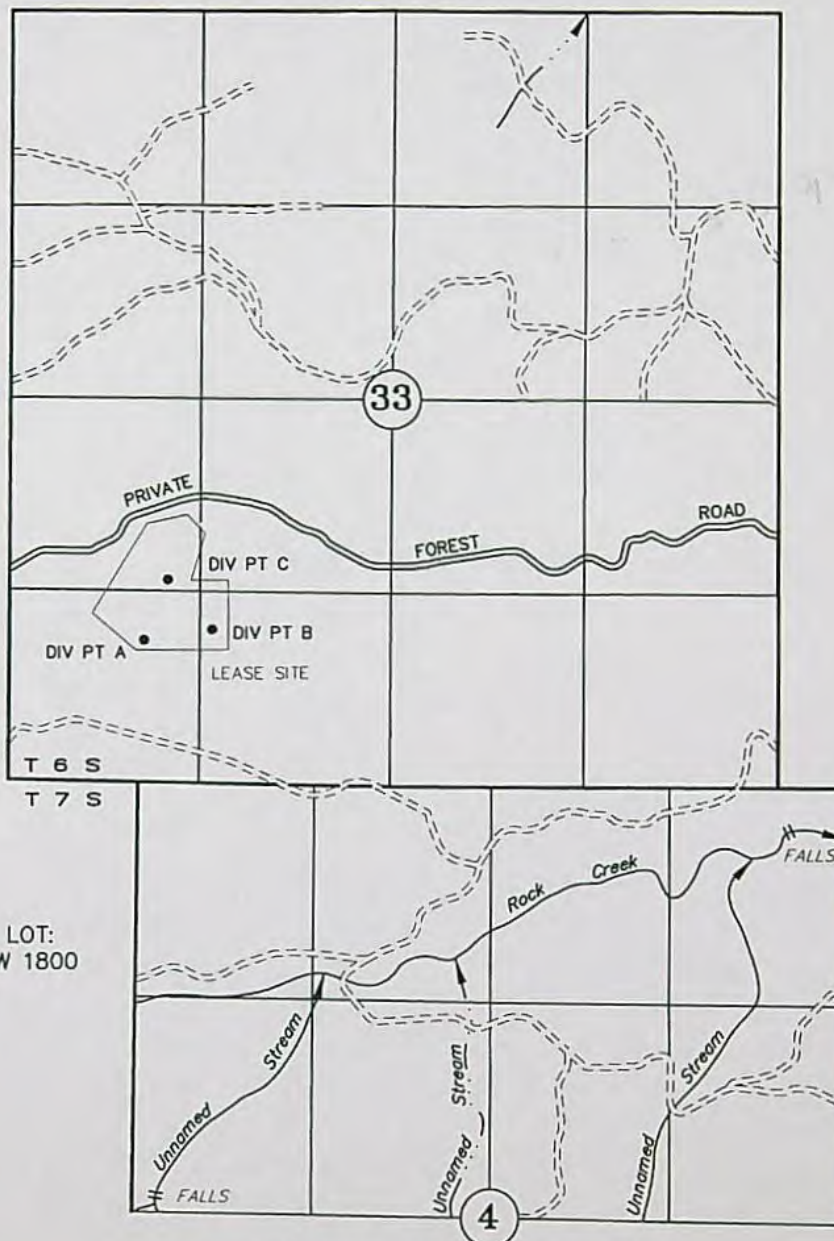
T6S, R8W, WM

POLK COUNTY

RECEIVED

JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON



TAX LOT:
6 8W 1800

DIV PT A: 960' N & 945' E of SW Cor SEC 33
DIV PT B: 1030' N & 1420' E of SW Cor SEC 33
DIV PT C: 1375' N & 1115' E of SW Cor SEC 33

APPLICATION TO APPROPRIATE SURFACE WATER

UNDER

Application No. 5-87207 Permit No. _____

IN THE NAME OF

**Grand Ronde Community
Water Association**

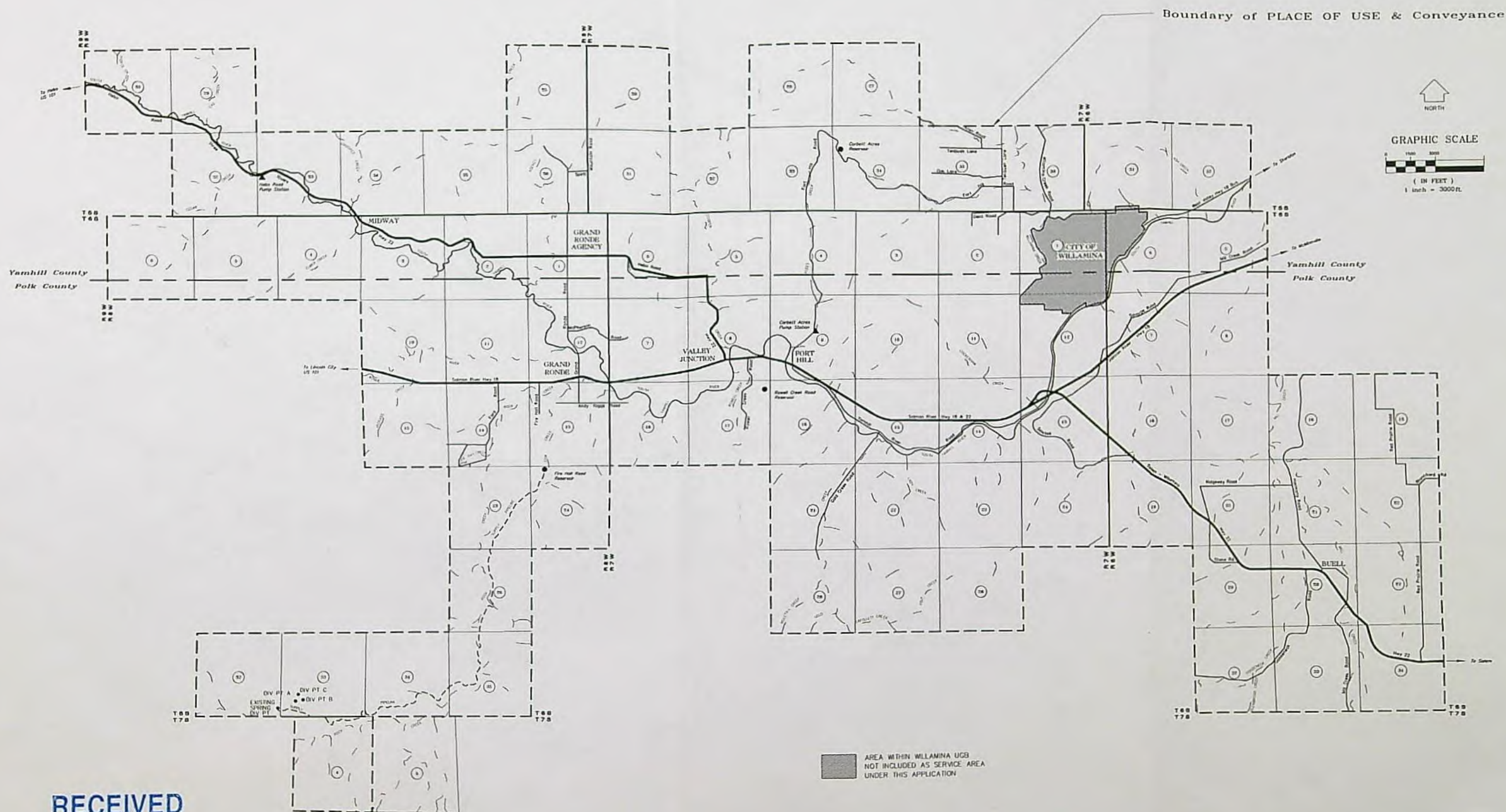
February 24, 2008

SCALE: 1" = 1320'

NOTE: This map is not intended to
provide legal dimensions or locations
of property ownership lines.



RENEWAL DATE 12-31-2009



RECEIVED

JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON

REDUCTION
Scale: 1" = 7000'

NOTE: This map is not intended to provide legal dimensions or locations of property ownership lines.

		Grand Ronde Community Water Association PO Box 858 Grand Ronde, Oregon 97147		
Service Area Boundary		POLK & YAMHILL COUNTIES, OREGON		
Scale: 1" = 3000'		Date: JUNE 25, 2008		Job No. Sheet 1 of 1
Design: JMB Drawn: JMB Chkd: CFB		Boatwright Engineering, Inc. 2613 12th Street SE, SALEM, OREGON 97302 TEL (503) 363-8225 • FAX (503) 363-1051		
EXPIRES 12/31/07				

App No S-87207

The Association is agreeable to waiving the right to use water during the month of October. Historically, that is the month when their usage goes down and they believe they can manage without that water.

If you have any questions, or need additional information or clarification, please do not hesitate to contact me or Karl Ekstrom, manager of the Grand Ronde Community Water Association.

Sincerely,



Jeanne Boatwright

jeanne@boatwrightengr.com

CC: Karl Ekstrom
Grand Ronde Community Water Association

RECEIVED

SEP 29 2008

WATER RESOURCES DEPT
SALEM, OREGON

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:

S-87207
GRAND RONDE COMMUNITY WATER
ASSOCIATION
KARL EKSTROM
PO BOX 253
GRAND RONDE, OR 97347

2. Article Number

(Transfer from service label)

7006 2150 0000 4124 5614

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

KARL EKSTROM

C. Date of Delivery

9-22-8

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 SALEM OR 973

22 SEP 2008 PM 1

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

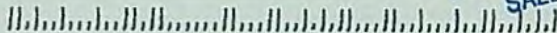
- Sender: Please print your name, address, and ZIP+4 in this box •

WATER RESOURCES DEPARTMENT
725 SUMMER STREET NE SUITE A
SALEM OR 97301-1266

RECEIVED

SEP 23 2008

**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

**CERTIFIED MAIL
Return Receipt Requested**

GRAND RONDE COMMUNITY WATER ASSOCIATION
PO BOX 253
GRAND RONDE, OR 97347

September 19, 2008

Reference: File S-87207

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The application requested the use of 0.36 cubic foot per second (CFS) from three unnamed springs, tributaries to Rock Creek, for year-round quasi-municipal use. The application proposed to mitigate for the impact on Rock Creek with an instream transfer of water right Certificate 15685. Certificate 15685 allows the use of 0.36 CFS from Cow Creek for irrigation use from April 1 through September 30 of each year.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from three unnamed springs, tributaries to Rock Creek, for quasi-municipal use is not permitted under the Willamette Basin Program. Rock Creek and tributaries are classified only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 CFS, livestock and public instream uses under OAR 690-502-0100(4)(b)(D).

Under ORS 536.295, a basin program exception may be requested. A request for a basin program exception for water use *may* be allowed if the water use:

- (a) Will be of short duration during each year;
- (b) Will be for a continuous period of no longer than five years;
- (c) Is largely nonconsumptive in nature and not likely to be regulated for other water rights;

- (d) Is necessary to ensure public health, welfare and safety;
- (e) Is necessary to avoid extreme hardship;
- (f) Will provide a public benefit such as riparian or watershed improvement.

If you believe you qualify, please indicate which criterion you believe you qualify under and provide justification for the Department to evaluate.

4. Surface water is not available in the amount requested during the period June 1 through October 31.
5. The Department understands you plan to mitigate for this use by transferring Certificate 15685 instream from April 1 through September 30. The Department has not completed an evaluation of the proposed mitigation, however you may not have sufficient mitigation for October. If you can demonstrate that you do not need water for the month of October, as you applied for a year-round use the Department may be able to issue an approving proposed final order. Please submit additional information if you would like to pursue this option, if the Department does not receive additional information we will likely recommend denial of the proposed final order.
6. Any permit, if issued, will allow no more than 5 years to complete construction and make beneficial use of the water.
7. The Department has determined there are deficiencies with the application. Please refer to the **Additional Information Required** section below for specific information.

Summary of Allowable Water Use

Because not all items above are favorable, the use of 0.36 CFS of water from three unnamed springs, tributaries to Rock Creek, for quasi-municipal use is not allowable, and it appears unlikely that you will be issued a permit. However, with a basin program exception and sufficient mitigation you may be able to pursue a limited permit. At this time, you must decide whether to proceed or to withdraw your application as described below.

Additional Information Required:

The Department has determined additional fees are needed to continue processing your application. The Department must receive exam fees in the amount of \$400.00. Please include your application number on your check made out to the Oregon Water Resources Department. Your exam requirements consisted of:

Base fee	\$500.00
Up to 1 st CFS.....	\$200.00
Two additional point of diversion	\$400.00
Total Exam Fee Required.....	\$1100.00
Total Exam Fee Paid.....	\$700.00

Please submit this information no later than Thursday, October 23, 2008. If you are unable to submit the information listed above, you may request an administrative hold for up to an additional 180 days. You must submit the request in writing, stating how much more time you will need and why you need additional time. If an administrative hold is granted, your application will not be processed further until the requested information is received or the extended deadline has passed.

If we do not receive the items requested above or a request for an administrative hold by this date, the Department will likely proceed with a Proposed Final Order recommending denial of the application.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$150 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, October 3, 2008**. For your convenience you may use the enclosed "STOP PROCESSING" form.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
2. You may be required to install fish screens at the point of diversion to meet Oregon Department of Fish and Wildlife specifications for adequate protection of aquatic life.
3. Within 5 years of permit issuance, the permittee shall submit a Water Management and Conservation Plan consistent with OAR Chapter 690, Division 86. The Director may approve an extension of this time line to complete the required Water Management and Conservation Plan. The time line for submittal of a plan under this permit does not alter the time lines for submittal of a plan under any other order of the Department.

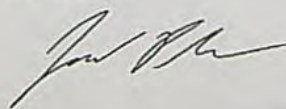
This initial review does not attempt to address various public interest issues such as sensitive, threatened, or endangered fish species. These issues will be addressed as the Department reviews comments from the public and other agencies, and prepares a proposed final order. You should be aware that, if significant public interest issues are found to exist, such a finding could have an impact on the eventual outcome of your application.

The water source identified in your application may be affected by an Agricultural Water Quality Management Area Plan. These plans are developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders, and help to ensure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to explore ODA's Water Quality Program web site at http://www.oregon.gov/ODA/NRD/water_agplans.shtml to learn more about the plans and how they may affect your proposed water use.

If you have any questions:

Feel free to call me at 503-986-0815 if you have any questions regarding the contents of this letter or your application. Please have your application number available if you call. General questions about water rights and water use permits should be directed to our customer service staff at 503-986-0801. When corresponding by mail, please use this address: Joel Plahn, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Joel Plahn
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form
(S-87207)(WAB 2-164)(POU 2-164)(GW)

APPLICATION FACT SHEET

Application File Number: S-87207

Applicant: GRAND RONDE COMMUNITY WATER ASSOCIATION

County: YAMHILL

Watermaster: 16

Priority Date: June 25, 2008

Source: THREE UNNAMED SPRINGS, TRIBUTARIES TO ROCK CREEK

Use: QUASI-MUNICIPAL USES

Quantity: 0.36 CUBIC FOOT PER SECOND

Basin Name & Number: Willamette, #2

Stream Index Reference: Volume 11 ROCK CR & MISC

Point of Diversion (POD) Location(s):

POD A - SWSW, SECTION 33, T6S, R8W, W.M.; 960 FEET NORTH AND 945 FEET EAST FROM SW CORNER, SECTION 33

POD B - SESW, SECTION 33, T6S, R8W, W.M.; 1030 FEET NORTH AND 1420 FEET EAST FROM SW CORNER, SECTION 33

POD C - NWSW, SECTION 33, T6S, R8W, W.M.; 1375 FEET NORTH AND 1115 FEET EAST FROM SW CORNER, SECTION 33

Place of Use:

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SECTION 32

TOWNSHIP 5 SOUTH, RANGE 6 WEST, W.M.

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SECTION 34

TOWNSHIP 6 SOUTH, RANGE 6 WEST, W.M.

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SECTION 8

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NE ¼ SE ¼
NW ¼ SE ¼
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SECTION 13

NE ¼ NE ¼
NW ¼ NE ¼
SW ¼ NE ¼
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NE ¼ NW ¼
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NE ¼ SW ¼
NW ¼ SW ¼
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SECTION 14

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SECTION 15

NE ¼ NE ¼
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SW ¼ NE ¼
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SE ¼ NW ¼
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NE ¼ SE ¼
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SECTION 16

NE ¼ NE ¼
NW ¼ NE ¼
SW ¼ NE ¼
SE ¼ NE ¼
NE ¼ NW ¼
NW ¼ NW ¼
SW ¼ NW ¼
SE ¼ NW ¼
NE ¼ SW ¼
NW ¼ SW ¼
SW ¼ SW ¼
SE ¼ SW ¼
NE ¼ SE ¼
NW ¼ SE ¼
SW ¼ SE ¼
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SECTION 17

NE ¼ NE ¼
NW ¼ NE ¼
SW ¼ NE ¼
SE ¼ NE ¼
NE ¼ NW ¼
NW ¼ NW ¼
SW ¼ NW ¼
SE ¼ NW ¼
NE ¼ SW ¼
NW ¼ SW ¼
SW ¼ SW ¼
SE ¼ SW ¼
NE ¼ SE ¼
NW ¼ SE ¼
SW ¼ SE ¼
SE ¼ SE ¼
SECTION 18

NE ¼ NE ¼
NW ¼ NE ¼
SW ¼ NE ¼
SE ¼ NE ¼
NE ¼ NW ¼

NW $\frac{1}{4}$ NW $\frac{1}{4}$
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SECTION 21

NE $\frac{1}{4}$ NE $\frac{1}{4}$
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SECTION 22

NE $\frac{1}{4}$ NE $\frac{1}{4}$
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SECTION 23

NE $\frac{1}{4}$ NE $\frac{1}{4}$
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SE ¼ NE ¼
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SECTION 24

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SECTION 26

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SECTION 27

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SECTION 28

TOWNSHIP 6 SOUTH, RANGE 7 WEST, W.M.

NE ¼ NE ¼
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SECTION 1

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SECTION 2

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SECTION 3

NE	¼	NE	¼
NW	¼	NE	¼
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SECTION 4

NE	$\frac{1}{4}$	NE	$\frac{1}{4}$
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NE	$\frac{1}{4}$	NW	$\frac{1}{4}$
NW	$\frac{1}{4}$	NW	$\frac{1}{4}$
SW	$\frac{1}{4}$	NW	$\frac{1}{4}$
SE	$\frac{1}{4}$	NW	$\frac{1}{4}$
NE	$\frac{1}{4}$	SW	$\frac{1}{4}$
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NE	$\frac{1}{4}$	SE	$\frac{1}{4}$

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SECTION 5

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SECTION 6

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SECTION 10

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SECTION 11

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SECTION 12

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SECTION 13

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SECTION 14

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SECTION 15

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SECTION 23

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SECTION 24

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SECTION 26

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SECTION 32

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SECTION 33

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SECTION 34

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SW ¼ NW ¼
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SECTION 35

TOWNSHIP 6 SOUTH, RANGE 8 WEST, W.M.

NE ¼ NE ¼
NW ¼ NE ¼

SW ¼ NE ¼
SE ¼ NE ¼
NE ¼ NW ¼
NW ¼ NW ¼
SW ¼ NW ¼
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NE ¼ SW ¼
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SECTION 4

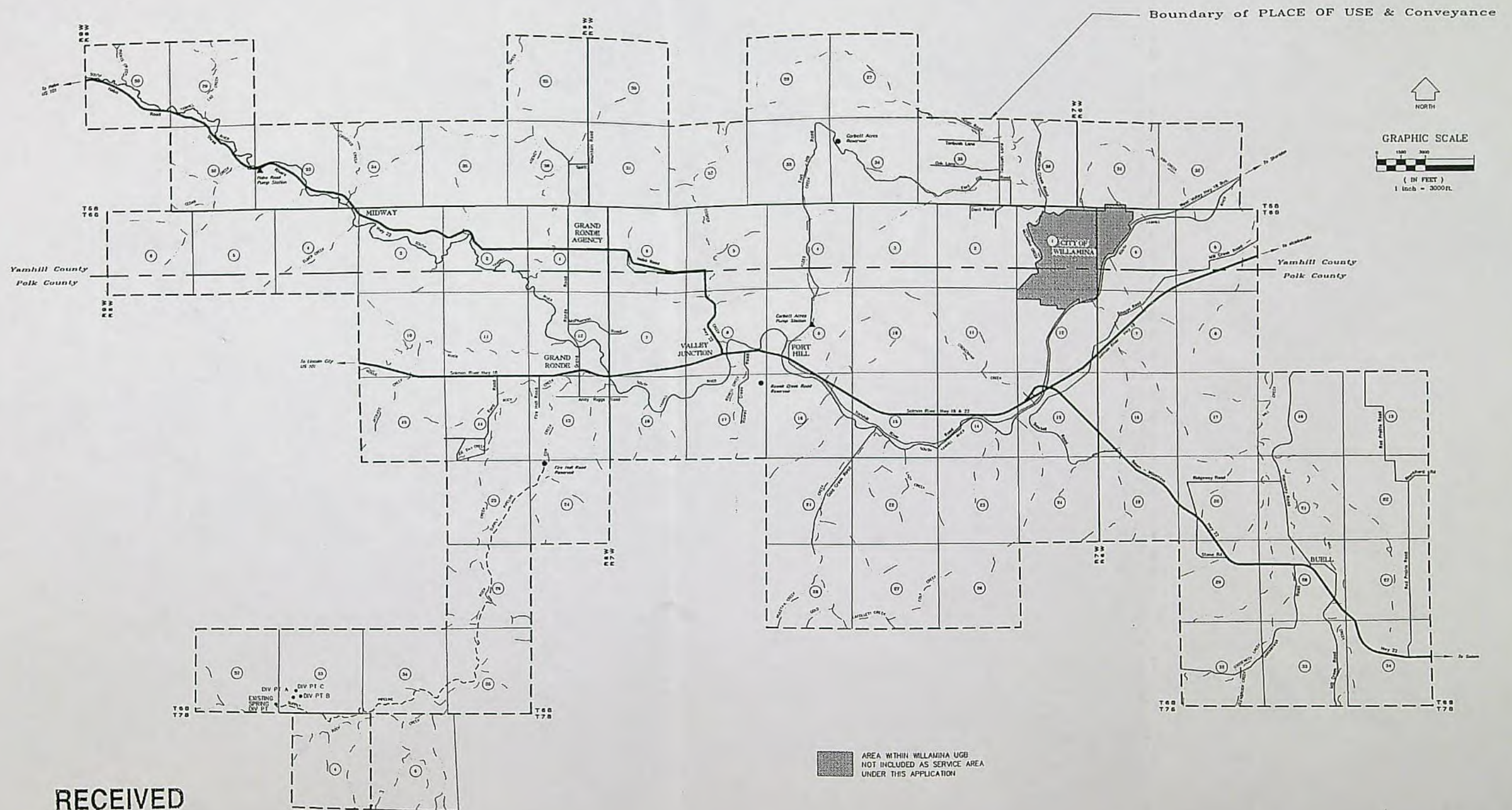
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SECTION 5

TOWNSHIP 7 SOUTH, RANGE 8 WEST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, October 3, 2008

PUBLIC NOTICE DATE: Tuesday, September 23, 2008

30 DAY COMMENT DEADLINE DATE: Thursday, October 23, 2008



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JUN 25 2008
WATER RESOURCES DEPT
SALEM, OREGON

REDUCTION
Scale: 1" = 7000'

NOTE: This map is not intended to provide legal dimensions or locations of property ownership lines.

				Grand Ronde Community Water Association PO Box 888 Grand Ronde, Oregon 97147 Service Area Boundary T.5 & 6 S. R. 6, 7 & 8 W. W. 1/4 POLK & YAMHILL COUNTIES, OREGON					
Scale: 1" = 3000'		Date: JUNE 25, 2008		Revised:		Job No.			
Design: JMB		Drawn: JMB		Chkd: CFB		Sheet 1 of 1			
EXPIRES 12/31/07		2813 12th Street SE, SALEM, OREGON 97302 TEL (503) 343-9225 • FAX (503) 343-1051		12.188		1 of 1			

App No S-87207

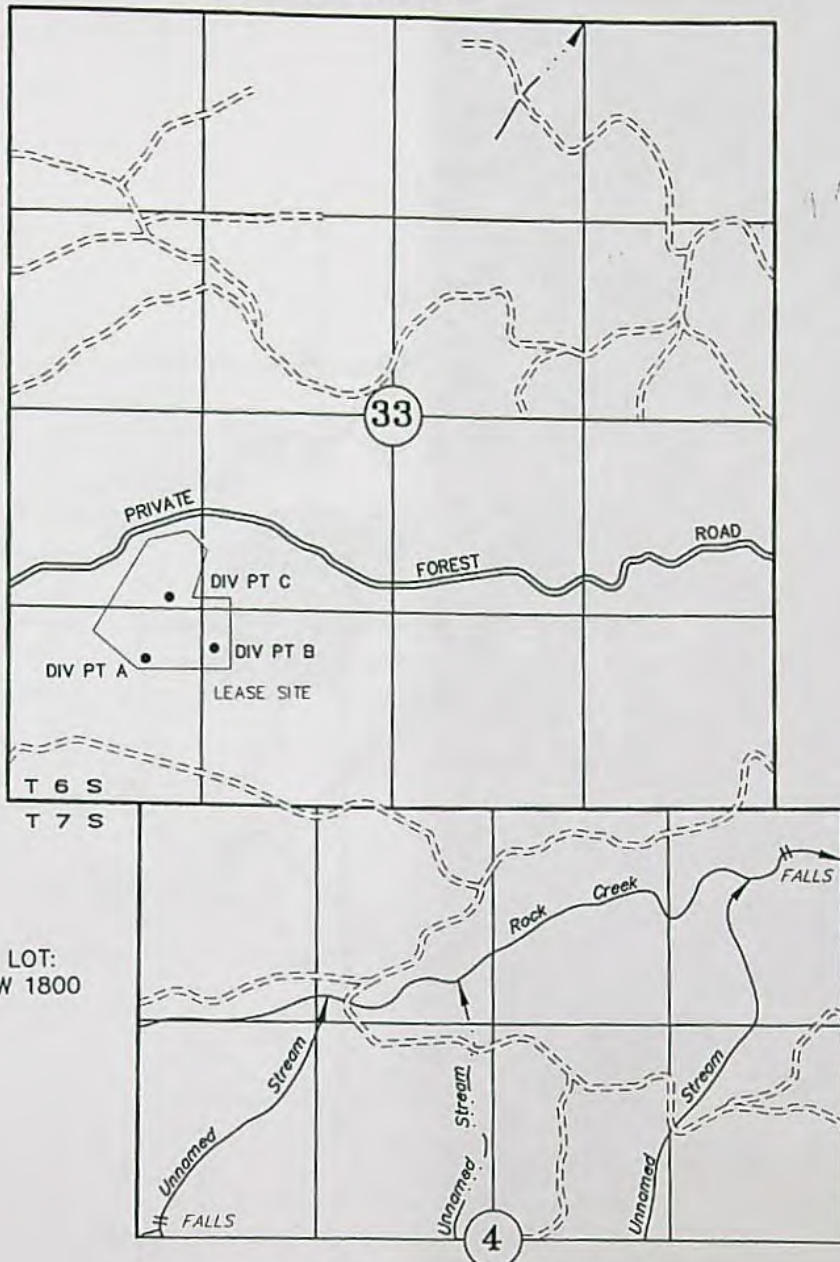
T6S, R8W, WM

POLK COUNTY

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JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON



DIV PT A: 960' N & 945' E of SW Cor SEC 33
DIV PT B: 1030' N & 1420' E of SW Cor SEC 33
DIV PT C: 1375' N & 1115' E of SW Cor SEC 33

APPLICATION TO APPROPRIATE SURFACE WATER

UNDER

Application No. 5-87207 Permit No. _____

IN THE NAME OF

**Grand Ronde Community
Water Association**

February 24, 2008

SCALE: 1" = 1320'



NOTE: This map is not intended to provide legal dimensions or locations of property ownership lines.

RENEWAL DATE 12-31-2009

Mailing List for IR Copies

Application #S-87207

IR Date: ~~October 3~~, 2008

Sept 19,

Original mailed to applicant:

GRAND RONDE COMMUNITY WATER ASSOCIATION, PO BOX 253, GRAND RONDE, OR 97347

Copies sent to:

- 1. WRD - File # S-87207
- 2. WRD - Water Availability: Ken Stahr
- 3. WRD - Ruben Ochoa

Copies Mailed

By: TEB
(SUPPORT STAFF)

on: 9/19/08
(DATE)

Via Email

IR, Map, and Fact Sheet Copies sent to:

- 4. WRD - Watermaster # 16 (include Division 33 form)
- 5. ODFW: Danette Ehlers (include Division 33 form)
- 6. DEQ: Nancy Gramlich (include Division 33 form)
- 7. Department of Agriculture

Send
Copies →

Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

7. Boatwright Engineering Inc. 2613 12th ST SE Salem, OR 97302

8. Stimson Lumber Co. PO BOX 68 Forest Grove OR, 97116

Caseworker: Joel Plahn

\\COPYSH.T\IR

June 25, 2008



Boatwright Engineering Inc.

2613 12th ST SE, SALEM, OREGON 97302

civil engineers • land surveyors

503 363-9225 FAX 363-1051

Lisa Jaramillo
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

Re: **GRAND RONDE COMMUNITY WATER ASSOCIATION
T-10247**

Dear Lisa,

The modified application that is attached proposes to change our previously filed Exchange Application, which is referenced above. That application sought to replace Cow Creek water with Spring water, tributary to Rock Creek. Today's application seeks to permanently transfer the Cow Creek water to Instream Use for the benefit of the Oregon Department of Fish and Wildlife.

This transfer is intended to serve as mitigation for our Surface Water application for the same Spring water, should it be approved. Our Surface Water application is also attached.

As such, we request that processing of this Transfer Application be delayed until it is deemed acceptable as mitigation for the year-round Surface Water request. We will not relinquish this Cow Creek right unless it serves to process a favorable Surface Water right for the Springs.

Please keep us informed as to any requirements we need to meet to make both the Surface and Transfer applications process smoothly.

Sincerely,

Jeanne Boatwright

Enclosure: Application for Water Right Transfer
Application for a Permit to Use Surface Water

CC: Karl Ekstrom, manager
Grand Ronde Community Water Association

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JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON

Lisa Jaramillo

From: Dwight French
Sent: Tuesday, January 08, 2008 8:31 AM
To: Lisa Jaramillo
Cc: Debbie Colbert; Doug Parrow
Subject: RE: Grand Ronde Community Water Assoc. application

Lisa,

Doug and I didn't talk about the Willamette Basin Program and I just gave it a look.

In your letter you will need to mention that there is a basin plan program problem that, with mitigation, they should be able to take care of. An exception from the WRC will need to be acquired. Municipal (and QM) is not allowed in the summer in the Yamhill drainage.

I think the best time for me to work with them on this element will be when (or just after) they submit their application to use water from the springs.

Dwight

Dwight French
Administrator, Water Rights & Adjudication Division
Oregon Water Resources Department
phone: 503-986-0819
fax: 503-986-0901

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JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON

From: Lisa Jaramillo
Sent: Monday, January 07, 2008 4:37 PM
To: Dwight French
Cc: Debbie Colbert; Doug Parrow
Subject: Grand Ronde Community Water Assoc. application

Hello Dwight,

As you know, the Grand Ronde Community Water Association (GRCWA) filed an "Exchange" application with the Department. Upon review of the Exchange application, however, it appears that a new application for permit will better accomplish their goal of obtaining additional water supply at the springs, tributaries of Rock Creek. Consistent with your conversation with Doug Parrow earlier today regarding the pending "Exchange" application, I will be sending a letter to GRCWA outlining the following plan to facilitate their goal:

1. The GRCWA will need to submit a new application for permit to appropriate water from the three springs, tributaries of Rock Creek; and
2. Then, the GRWCA will need to convert the pending "Exchange" application to an instream water right transfer to be used as mitigation for the new application in order to offset the negative water availability.

Doug relayed based upon your discussion that, at this time, it appears the Water Rights Section would consider this type of plan as providing acceptable mitigation for the new application.

Please contact me if you have any questions.

Thank you,
Lisa

1/8/2008

3-87207



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

0.36 cfs

500
200
\$ 700

Application for a Permit to Use Surface Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

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WATER RESOURCES DEPT
SALEM, OREGON

A. Individuals

Applicant: _____
First Last

Mailing address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of organization: Grand Ronde Community Water Association

Name and title of person applying: Karl Ekstrom, manager

Mailing address of organization: P.O. Box 253

Grand Ronde Oregon 97347
City State Zip

Phone: 503-879-5624 cell 931-8687
Day Evening

*Fax: 503-879-5449 *E-Mail address: grwater@vici-link.com

* Optional information

For Department Use

App. No. 5-87207

Permit No. _____

Date _____

2. SOURCE AND PROPERTY OWNERSHIP

A. The Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Spring A Tributary to: Rock Creek
Source 2: Spring B Tributary to: Rock Creek
Source 3: Spring C Tributary to: Rock Creek
Source 4: _____ Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Complete this section if any source listed in item 2A above is stored water.

Do you, or will you, own the reservoir(s) described in item 2A above?

☐ Yes.

☐ No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 2A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

☐ By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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JUN 25 2008

WATER RESOURCES DEPT
SALEM, OREGON

C. Property Ownership

Do you own all the land where you propose to divert, transport, and use water?

☐ Yes (Please check appropriate box below then skip to section 3 'Water Use')

☐ There are no encumbrances

☐ This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

☒ No (Please check the appropriate box below.)

☒ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

Stimson Lumber Company

P.O. Box 68

Forest Grove, Oregon 97116

*Water will be used within the Grand Ronde CWA Service Area

3. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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SALEM, OREGON

B. Amount of Water

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

Source	Type of use	Amount
Spring A	QM	0.36* ☒ cfs ☐ gpm ☐ af
Spring B	QM	0.36* ☒ cfs ☐ gpm ☐ af
Spring C	QM	0.36* ☒ cfs ☐ gpm ☐ af
* See Remarks		☐ cfs ☐ gpm ☐ af

C. Period of Use

Indicate the time of year you propose to use the water: year-round
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

D. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: N/A
(This number should be consistent with your application map.)

4. WATER MANAGEMENT

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SALEM, OREGON

A. Diversion

What method will you use to divert water from the source?

☐ Pump (give horsepower and pump type): _____

☐ Head-gate (give dimensions): _____

☒ Other means (describe): Spring box to gravity pipeline

B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and duty) and you are not wasting water?

☐ Weir

☒ Meter

☐ Periodic Sampling

☐ Other means (describe): _____

C. Transport

How will you transport water to your place of use?

☐ Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? ☐ Yes ☐ No

☒ Pipe (give diameter and total length): 12" 17,100' (3.24 mi)
8" 16,500' (3.13 mi)
Diameter 6" Length 61,200' (11.59 mi)
4" 136,400' (25.83 mi)
2-3" 19,000' (3.6 mi)
☐ Other (describe) _____

D. Application/Distribution Method

What equipment will you use to apply water to your place of use? metered service
connections

Irrigation or land application method (check all that apply):

- | | | |
|--|--|---|
| ☐ Flood | ☐ High-pressure sprinkler | ☐ Low pressure sprinkler |
| ☐ Drip | ☐ Water cannons | ☐ Center pivot system |
| ☐ Hand lines | ☐ Wheel lines | |
| ☐ Siphon tubes or gated pipe with furrows | | |
| ☐ Other, describe _____ | | |

Distribution method

- ☐ Direct pipe from source ☒ In-line storage (tank or pond) ☐ Open canal

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E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

water will be collected in an underground spring box
and immediately into the piped transport system
to our reservoir

5. RESOURCE PROTECTION

Surface Water/5

S-87027

A. Protection Practices

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

☐ Diversion will be screened to prevent uptake of fish and other aquatic life.

Describe planned actions: N/A

☐ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions: N/A - but upon completion of the

collection box and piping system the area will be replanted with grass and native vegetation to prevent erosion of the area.

☐ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe: N/A

☐ Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe: N/A

☐ Other: _____

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6. PROJECT SCHEDULE

Surface Water/6

5-87207

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: Permit date + 5 years

Proposed date construction will be completed: Permit date + 50 years

Proposed date beneficial water use will begin: Permit date + 6 years

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

3.B - Total right will not exceed 0.36 cfs, but we
do not know how much will be withdrawn from
any 1 spring at any given moment.

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

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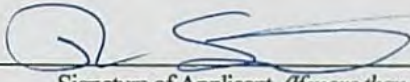
**WATER RESOURCES DEPT
SALEM, OREGON**

9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all information provided in this application is true and correct to the best of my knowledge:



Signature of Applicant (If more than one applicant, all must sign.)

6.12.08

Date

RON SMITH, CHAIRMAN
GRAND RONDE COMMUNITY WATER ASSOCIATION

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Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us



Oregon Water Resources Department

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SALEM, OREGON

FORM M

FOR MUNICIPAL AND QUASI MUNICIPAL WATER SUPPLIES

Unless otherwise noted, water use information should be in acre-feet per year (AFY).
1 acre-foot is equal to 325,851 gallons.

Background Information

Name of water supplier: Grande Ronde Community Water Association

Name and size of area to be served: Community of Grand Ronde and environs - 83 square miles
(in square miles)

Present population of service area: 2272 (909 x 2.5)
(Contact county planning staff, if needed.)

Projected population in 20 years: 2466 (yr-2030) Polk County Water Providers, Regional Water Needs Assessment Final Report June 2004
(Cite source and year. For example: "20,595 Based upon 1995 Portland State University projections.")

List present water rights and permits held:

Date of Issuance:	Natural Source of Water:	Amount Permitted:	Utilization:
T-3379 priority 9-22-1943	Springs, trib to Rock Ck	0.30 cfs	QM
Pmt 41436 priority 2-10-1975	Springs, trib to Rock Ck	0.44 cfs	DO & STK
Pmt 41437 priority 2-10-1975	Springs, trib to Rock Ck	0.44 cfs	QM

Water Use

Average yearly demand: 280 AFY Year: 2007

Per-capita daily consumption (in gallons): 100.25
(Divide average annual water sales by population to arrive at consumption, then divide by 365 to get daily values.)

Peak season (by month/day): 7/1 to 9/30 Total peak season demand: 113.62 Acre-feet

Peak season per-capita daily consumption: 161.62
(Divide total peak season demand by population and the number of days during the peak.)

Annual amount of water:

produced: 105,562,000 gal
(diverted or pumped)

delivered: 91,107,825 gal

Is your system fully metered? ☒ Yes ☐ No

Describe your rate structure: increasing rate
(e.g. flat rate, increasing or decreasing block rate or combination of different systems)

5-87207

Request for Water

- A. Discuss the reason(s) for your request for additional water
(e.g. loss of current supply, peak demand, growth, or other):

Current and projected growth resulting in increasing peak demand.

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SALEM, OREGON

- B. How long is the amount of water requested in this application expected to meet future needs?

(e.g. until the year 2040) 2058

- C. Briefly discuss operation of water system and the most constraining component of the system:

Gravity fed system from spring source to storage and system. Pump stations to reservoirs and service areas across valley at higher elevations. Population and related water demand is the most constraining portion of system. Water rights are being acquired for future needs.

- D. Percentage of water use by type:

Residential: 98.9%

Commercial: 0.9%

Public Authority: 0.0078%

Agricultural: 0.19%

Unaccounted for use: 0

Industrial: 98.9%

Other (specify use):

- E. List cost to implement proposed request.

Compare cost and benefits with other water supply, or combination of supply options. This should include water efficiency measures such as replacing current showerheads with low-flow types. (Attach documentation, as available.)

There are no other supply options available. Restrictions on the Yamhill River basin eliminate the availability of additional water rights on its tributaries. Ground water is not available in any quantity or quality to be a viable source. Estimated cost to develop springs and connect to existing system is \$100,000.00

- F. How and by how much will your proposed water use efficiency programs increase efficiency?
(Express as a percentage of per-capita consumption.)

We do not have any efficiency programs proposed at this time.

Report for

Polk County Water Providers

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**Regional Water Needs Assessment
Final Report**

June 2004



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Table 2-1 Polk County Population Forecast						
	2000	2020	2025	2030	2035	2040
City/Water Association/Water District/Water Authority						
Dallas ¹	12,278	19,207	21,414	23,876	26,621	29,681
Monmouth ¹	8,146	12,837	14,360	16,089	18,026	20,197
Independence ¹	6,035	9,480	10,570	11,785	13,140	14,650
Falls City ²	990	1,316	1,422	1,536	1,659	1,793
Willamina ²	602	894	987	1,090	1,204	1,329
Unincorporated Area Purveyors						
Buell Red Prairie ⁷	530	609	622	634	647	660
Rock Creek ⁶	370	450	450	450	450	450
Luckiamute Water Co-op ³	2,310	2,656	2,709	2,764	2,820	2,877
Grande Ronde Community Water Assoc. (minus Willamina) ⁹	2,000	2,299	2,381	2,466	2,553	2,644
Rickreall Water Association ⁸	1,190	1,368	1,396	1,424	1,453	1,482
Perrydale Water Association ¹⁰	1,625	4,170	4,170	4,170	4,170	4,170
Tanglewood Area ¹¹	180	220	231	243	255	268
Others	7,773	6,598	6,781	6,968	7,157	7,347
Total Unincorporated Population	15,978	18,370	18,740	19,118	19,504	19,897
Total (minus West Salem)	44,029	62,104	67,493	73,494	80,154	87,547
West Salem (UGB for all) ⁴	16,340	34,250	37,852	41,465	45,423	49,753
Total Polk County Population (MWVCOG)	60,369	96,354	105,345	114,959	125,577	137,300
Comparative Polk County Population Projections						
Polk County OEA Forecast	62,700	81,752	87,153	92,529	97,803	103,120
Polk County PSU Study Forecast (High)	62,380	84,901	90,766	96,453	101,994	107,385
Polk County PSU Study Forecast (Medium)	62,380	80,649	85,266	89,695	93,969	98,091
Polk County PSU Study Forecast (Low)	62,380	76,611	80,100	83,411	86,576	89,601
Population Projection Summary - (Study Participants Only)						
Study Participants Outside Polk County (Adair Village)	825	1,235	1,503	1,828	2,224	2,706
Polk County Study Participants	44,029	62,104	67,493	73,494	80,154	87,547
Total (Study Participants)	44,854	63,339	68,996	75,322	82,378	90,253

Notes:

1. From CH2MHill Regional Water Supply Project, Phase 1 & 2, Summary Report, Feb 6, 2003
2. Falls City forecast based on a 1.6% growth rate. Willamina forecast based on a 1.1% growth rate.
3. 2000 Population taken from 1994 water master plan. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040.
4. 2000 and 2025 population from the SKATS RTSP 2002.
5. Adair Village 2000 population extrapolated from 2005 projection in water master plan. 2020 population as reported in water master plan. Population growth after 2020 assumed to be 1.04%.
6. Rock Creek projection from an additional 20 service connections. From an existing population of 370 and 94 connections there are approximately 4 people per connection, for a build-out population of 450.
7. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040. The District had a service population of 530 in 1997. This number was used as the base year.
8. Base year was estimated from a 2002 estimate of 1,200 from the 2002 Water Master Plan. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040.
9. Assumes approximately 800 connections in year 2000 and a population/connection of 2.5 (800 x 2.5 = 2000). Growth rate is 0.7%.
10. Perrydale's population estimated from 1992 addendum to Water Conservation Plan. The association reported a service area of 517 residences with a projected growth of 12 to 17 residences per year to a build-out of 150 additional connections to be reached by 2020.
11. Tanglewood service area assumes a total of 72 connections from Tanglewood Water Project Feasibility study. Population estimate calculated from an estimate of 2.5 persons per connection. Growth was assumed to be 1%.

5-87207

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Please check the appropriate box below and provide the requested information

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 177.030(K).

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If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
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		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
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Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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AUG 10 2012

WATER RESOURCES DEPT
SALEM, OREGON

WATER RESOURCES DEPT
SALEM, OREGON

Name: Autumn Hillebrand Title: Assistant Planner
Signature: Autumn Hillebrand Phone: 503-623-9237 Date: 5-28-08
Government Entity: Polk County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Jeana Eastman

From: Hillebrand, Autumn <hillebrand.autumn@co.polk.or.us>
Sent: Friday, August 10, 2012 2:37 PM
To: Jeana Eastman
Subject: Re: land use ordinance for Grand Ronde Community Water Assn
Attachments: 2008 LUC.pdf

Jeana,

I have attached the page of the LUC you emailed me that now includes an ordinance reference. If this e-mail version doesn't work for you, please let me know.

Thank you,

Autumn Hillebrand
Community Development
Office Manager / Planner
Phone: (503) 623-9237
Fax: (503) 623-6009

On Tue, Aug 7, 2012 at 5:18 PM, Jeana Eastman <jeana.m.eastman@state.or.us> wrote:

Hi Autumn -

Thanks for returning my call.

I attached the land use form, but because it has limited location information, I also attached a map of the area where water will be used.

If in the future you could reference the ordinance when completing these forms, it would be a big help. Our Dept is trying hard to tighten up land use issues so we'll be following up with the reviewer when the ordinance is missing from the forms.

Thanks for your help!

RECEIVED

AUG 10 2012

WATER RESOURCES DEPT
SALEM, OREGON

Jeana Eastman

Water Rights Caseworker

voice 503.986.0859

Oregon Water Resources Dept

725 Summer St NE, Suite A

Salem, OR 97301-1266

front desk 503.986.0900

fax 503.986.0901

<http://oregon.gov/OWRD>

Messages to and from this e-mail address may be available to the public under Oregon law.

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Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Grand Ronde Community Water Association
 Mailing Address: PO Box 253
 City: Grand Ronde State: OR Zip: 97347 Day Phone: 503-879-5624

This application is related to a Measure 37 claim. ☐ Yes ☒ No

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WATER RESOURCES DEPT
SALEM, OREGON

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
6S	8W	---	---	1800	Forest / Timber Conservation	☒ Diverted ☒ Conveyed ☐ Used	Community Water Supply
Assoc Boundary						☐ Diverted ☒ Conveyed ☒ Used	Community Water Supply
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Polk County and Yamhill County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☒ Permit to Use or Store Water ☐ Water-Right Transfer ☐ Exchange of Water
☐ Allocation of Conserved Water ☐ Limited Water Use License
☐ Permit Amendment or Ground Water Registration Modification

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) 3 Unnamed Springs

Estimated quantity of water needed: 0.36 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for household(s)
☐ Municipal ☒ Quasi-municipal ☐ Instream ☐ Other

Briefly describe: Springs are located on Stimson Lumber Co property leased to the Association

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

5-87207

For Local Government Use Only

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Please check the appropriate box below and provide the requested information

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.

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WATER RESOURCES DEPT
SALEM, OREGON

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 Signature: Autumn Hillebrand Phone: 503-623-9237 Date: 5-28-08
 Government Entity: Polk County

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Oregon Water Resources Department Land Use Information Form

YAMHILL 35.02
71838

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Assoc Boundary						☐ Diverted ☒ Conveyed ☒ Used	Community Water Supply
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

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S-87207

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☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 402, 403, 501 & 502 of T.C. 2.0

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RECEIVED JUN 25 2008 WATER RESOURCES DEPT SALEM, OREGON		☐ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued
		☐ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued
		☐ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued
		☐ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued
		☐ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

AN EXISTING ~~WATER~~ PUBLIC WATER SYSTEM.

Name: MARTIN CHIROUSE-MASIN Title: ASSOCIATE PLANNER
 Signature: [Signature] Phone: 503-434-7516 Date: 6-18-08
 Government Entity: TAMMILL COUNTY

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Grand Ronde Community Water Association

PLACE OF USE

S - 87207

Section 31
Section 32
T5S, R6W, WM

Section 27
Section 28
Section 30
Section 31
Section 32
Section 33
Section 34
Section 35
Section 36
T5S, R7W, WM

Section 25
Section 29
Section 30
Section 32
Section 33
Section 34
Section 35
Section 36
T5S, R8W, WM

Section 5
Section 6
Section 7
Section 8
Section 15
Section 16
Section 17
Section 18
Section 19
Section 20
Section 21
Section 22
Section 27
Section 28
Section 29
Section 32
Section 33
Section 34
T6S, R6W, WM

NE-NW-SW ¼'s Section 1
Section 2
Section 3
Section 4
Section 5
Section 6
Section 7
Section 8
Section 9
Section 10
Section 11
Section 12
Section 13
Section 14
Section 15
Section 16
Section 17
Section 18
Section 21
Section 22
Section 23
Section 24
Section 26
Section 27
Section 28
T6S, R7W, WM

NOTE

**Place of Use DOES
NOT INCLUDE area
within the Willamina
UGB**

Section 1
Section 2
Section 3
Section 4
Section 5
Section 6
Section 10
Section 11
Section 12
Section 13
Section 14
Section 15
Section 23
Section 24
Section 26
Section 32
Section 33
Section 34
Section 35
T6S, R8W, WM

Section 4
T7S, R8W, WM

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REVISED 8-29-2007

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RECORDED IN POLK COUNTY
VALERIE UNGER, COUNTY CLERK

2003-022333



\$86.00

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11/05/2003 02:19:12 PM

REC-EAS Cnt=2 Stn=1 A. CAPTAIN

\$5.00 \$60.00 \$10.00 \$11.00

EASEMENT

(For Natural Spring Area Site and Access Thereto)

THIS EASEMENT AGREEMENT is made effective as of the 1st day of October, 2003, by and between STIMSON LUMBER COMPANY, an Oregon corporation, hereinafter referred to as the Grantor, and the GRAND RONDE COMMUNITY WATER ASSOCIATION, an Oregon cooperative corporation, hereinafter referred to as the Grantee.

WHEREAS Grantor is the owner of certain real property, which is located in Polk County, Oregon, and legally described on Exhibit "A" hereto, which is hereinafter referred to as the "Spring Site", which land is comprised of natural springs and access thereto; and

WHEREAS Grantee is a community water association providing domestic water to the Grand Ronde community and surrounding areas, which is in need of an additional supply of water to provide sufficient flow to offset losses from other sources, and to provide for future growth of the area served by Grantee; and

WHEREAS Grantee has a legal and binding water right it obtained from the Reid's which has a priority date going back to the 1930's for approximately 27 acres of land at a rate of 1/80 of a cubic feet per acre or 156 gallons per minute which covers property owned by Grantor. Grantee will be transferring the Reid Water Right to the point of diversion at the Spring Site. At such time as Grantee has identified the actual point of diversion, it will proceed in due course to transfer the Reid Water Right to the Spring Site. By moving the Reid Water Right from its existing location on Grantor's property to the Spring Site, both Grantor and Grantee benefit; and

WHEREAS Grantee has an original water source nearby that has been serving as the primary water source for the association since before 1960, which has successfully operated in harmony with the forestry practices of Grantor; and

WHEREAS Grantor recently removed the marketable timber from the tract surrounding the Spring Site, and has reforested the site, making this an opportune time to add the Spring Site to the resources of the Grantee; and

After Recording Return to:
Grand Ronde Community Water Assoc.
P.O. Box 253
Grand Ronde, Oregon 97347

Mail Tax Statements to:
Stimson Lumber Company
P.O. Box 67
Grand Ronde, Oregon 97347

WHEREAS the purpose of this Easement is to set forth the terms and conditions upon which Grantor shall extend Easement rights to Grantee for the operation, repair, maintenance, construction, reconstruction, monitoring, and ingress to and egress of a domestic water resource at and from the Spring Site; now

*** WITNESSETH ***

FOR AND IN CONSIDERATION OF the mutual promises, covenants and agreements contained herein, the parties do hereby agree as follows:

1. Grantor, its heirs and assigns, does hereby grant, assign and set over unto the Grantee an exclusive Easement for the operation, repair, maintenance, construction, reconstruction, monitoring, and ingress to and egress from the Spring Site legally described in Exhibit "A" hereto.
2. Said Easement shall be effective in perpetuity, or until terminated by the terms of this Easement. This Easement shall terminate at such time as: A) the water generated from the natural springs in the Spring Site are no longer needed by Grantee as a water source as determined solely and exclusively by Grantee; or B) in the event the natural springs in the Spring Site dry up and no longer produce sufficient water to be utilized by Grantee as determined solely and exclusively by Grantee; or C) in the event Grantee ceases to exist or ceases to provide domestic water as its primary purpose; or D) Grantee ceases to pay the consideration specified in Section 4 hereof; or E) Grantee ceases to use the Easement for a continuous period of twelve (12) months.
3. This Easement shall run with the land, and shall be binding upon the Grantor, its heirs and assigns.
4. Grantee shall pay to Grantor as consideration for this Easement, the sum of two hundred fifty dollars (\$250) per acre per year this Easement is in effect. Beginning acreage is 14.15, based on the legal description contained in Exhibit "A", but acreage may fluctuate as provided herein or otherwise agreed to between the parties.
5. All annual payments due hereunder shall be paid in advance on or before December 31st of the preceding year. In the event of a partial year, such as will exist in the initial year and may exist in the year of termination, the charge shall be pro-rated to the date of termination using a 365 day year. The sum of \$891.48 ($\$3,537.50 \div 365 = 9.69 \times 92$) is paid by Grantee herewith, covering the partial year from October 1, 2003 through December 31, 2003, receipt of which is hereby acknowledged by Grantor.
6. Grantee shall, at its sole expense, construct and maintain a roadway for purposes of ingress

Page 2 - Easement (Stimson Lumber Company to Grand Ronde Community Water Association)

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and egress from Forest Access Road 203B to its operational site at the natural springs. Except as necessary to ensure operation of the Grantee's gravity flow system, said roadway shall be constructed pursuant to Grantor's Road Construction Standards, which are attached hereto as Exhibit "B" and by this reference are incorporated herein. Grantee shall be responsible for maintenance and upkeep of the roadway so long as Grantor is not using said roadway. In the event Grantor does use this roadway for commercial purposes, but not including periodic pick-up traffic for inspection purposes, then Grantor shall become responsible for the maintenance of this road for so long as its use lasts, and upon conclusion of said use, Grantor shall return this road to the condition it was in at the time the maintenance obligation shifted to Grantor.

7. Grantee, at its sole expense, shall have the right to fence the Easement area or any part thereof. If the property is fenced in such a manner as to restrict access to the Easement area, Grantee shall provide Grantor with access to the Spring Site. Grantor may access the Spring Site at reasonable times for inspection purposes, except in an emergency situation where Grantor may access any part of the Spring Site at any time as needed.
8. Grantee's use of this Easement shall conform to all laws, regulations, ordinances and rules of all applicable state, federal and local jurisdictions.
9. In the event Oregon law changes and the buffer zone required for timber harvest is greater than that which is the law at the time of entry into this Easement agreement (150'), the parties hereto will expand the Easement area to include sufficient additional acreage to ensure there is an adequate legal buffer between the harvesting activities and the water source. To the extent this adjustment in acreage is made in the future at the next harvest of timber from this area, the annual per acre charge shall be assessed against the added acreage in the same fashion as it is charged for the existing acreage. Ownership of all timber on the Spring Site remains with Grantor, and if the right to harvest said timber legally exists, Grantor may harvest said timber that is located in the Spring Site, but in so doing shall use all necessary precaution not to damage the water source, impede Grantee's operation of the water source, or any damage in any way any improvement constructed in the Spring Site by Grantee. Grantee shall fully reimburse Grantor for any and all timber damaged by Grantee in connection with the exercise of Grantee's rights under this Agreement.
10. Grantee acknowledges that Grantor has made no representations or warranties as to the condition or suitability of the Spring Site for any of Grantee's anticipated use or activities thereon. Grantor makes no representations as to the quantity or quality of the water which Grantee may obtain from or direct across the Spring Site, and Grantee shall take and use the water and the Spring Site **AS IS**, and with all faults and defects, known and unknown. In no event shall Grantor be liable in any way for the quality or quantity of water obtained from or directed across the Spring Site.

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11. Grantee shall ensure there is at least thirty six inches (36") of cover over all pipes constructed as a part of its new water facility. Grantor, and its agents and employees and contractors shall comply with all applicable laws regarding locate requirements of Oregon Revised Statute Chapter 691 prior to digging in and around the Spring Site.
12. Grantee shall assume all risk of, and indemnify and hold harmless, and at its expense defend Grantor and its agents, employees and contractors, and each of them, from and against any claims, losses, costs, legal actions, liabilities or expense on account of personal injury to or death of any persons whomsoever, including but not limited to employees of Grantor, or damage to or destruction of property to whomsoever belonging, including but not limited to property of Grantor, resulting partly or wholly, directly or indirectly from Grantee's activities on the Spring Site (including the activities of Grantee's agents, employees, contractors, lessees, permittees and subsidiaries), excepting only such claims, cost damage, injury or expense which may be caused by the negligence or willful misconduct of Grantor or its agents, employees, contractors, lessees, subsidiaries, licensees, purchasers of timber or other materials, and their agents. Grantee's duty to indemnify Grantor shall cover and include the value of any lost productivity, including the value of timber cut down or made unusable by Grantor's activities on the Spring Site.
13. Grantee shall maintain a public liability insurance policy covering its activities at the Spring Site in an amount of One Million (\$1,000,000) per occurrence, and Two Million (\$2,000,000) combined. Grantee shall cause Grantor to be listed on said policy as an additional named insured.
14. Upon termination of this Easement for whatever reason, Grantee shall remove all piping, vaults, valves or other associated structures from the Spring Site, and restore the Spring Site to the reasonable equivalent of its condition existing prior to the commencement of Grantee's activities on the Spring Site.
15. Grantee shall not be obligated for any real property tax for the Spring Site. The parties acknowledge that Grantee is an entity which is currently exempt from real property taxation. The parties shall cooperate in filing all necessary documents with the Polk County Assessor's office to qualify the Spring Site for tax exempt status.
16. To the extent utilities are extended to the Spring Site for use in Grantee's operation, Grantee shall be solely and exclusively responsible for the construction of said utilities and bringing the utility to the site, and shall be responsible for all periodic charges associated with the use of said utilities.
17. In the event of a dispute over this Easement agreement, the prevailing party shall be entitled

Page 4 - Easement (Stimson Lumber Company to Grand Ronde Community Water Association)

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18. In construing this agreement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes shall be made or implied so that this instrument shall apply both to individuals and to corporations.

By: Darryl L. Smith
Its: Chairman of Board

Sam S. E. Wister
Notary Public for Oregon
My Commission Expires: Sept. 16, 2005

Debra A. Abramus
Notary Public for Oregon

5-87207

EXHIBIT "A"
(Legal Description of the Spring Site Easement Area)

That certain tract of land together with an access road located in Polk County, State of Oregon, which site is legally described as follows:

THE FOLLOWING LEGAL IS FOR THE SPRING SITE ONLY

Beginning at a point which bears North 886.9 feet and East 884.5 feet from the section corner common to Sections 32 and 33 of Township 8 South, Range 8 West and Sections 4 and 5 of Township 9 South, Range 8 West of the Willamette Meridian in Polk County, Oregon and running thence North 50° West 400 feet to a point; thence North 32° East 725 feet to a point; thence North 78° East 285 feet to a point; thence South 44° East 180 feet to a point; thence North 17° West 336 feet to a point; thence East 260 feet to a point; thence South 480.4 feet; thence West 193.4 feet, more or less, to the northerly terminus of the below described access easement; thence, continuing West, 450 feet to the point of beginning and containing 13.75 acres of land more or less, all being situated within Section 33 of Township 8 South, Range 8 West in Polk County, Oregon.

The access road for ingress and egress to the above described Spring Site is tentatively shown on the attached survey map. It is understood and agreed this Easement covers both the Spring Site (13.75 acres), which is specifically identified herein, and an access road (approximately .4 acres) at a location to be determined in the future based on the agreement of the parties as to its exact location. A legal description for the access road will be prepared and become a part hereof at such time as the parties hereto agree on a final location. The total easement area as shown on the attached map and as stated in this Easement is the sum of both the Spring Site and the access road (14.15 acres).

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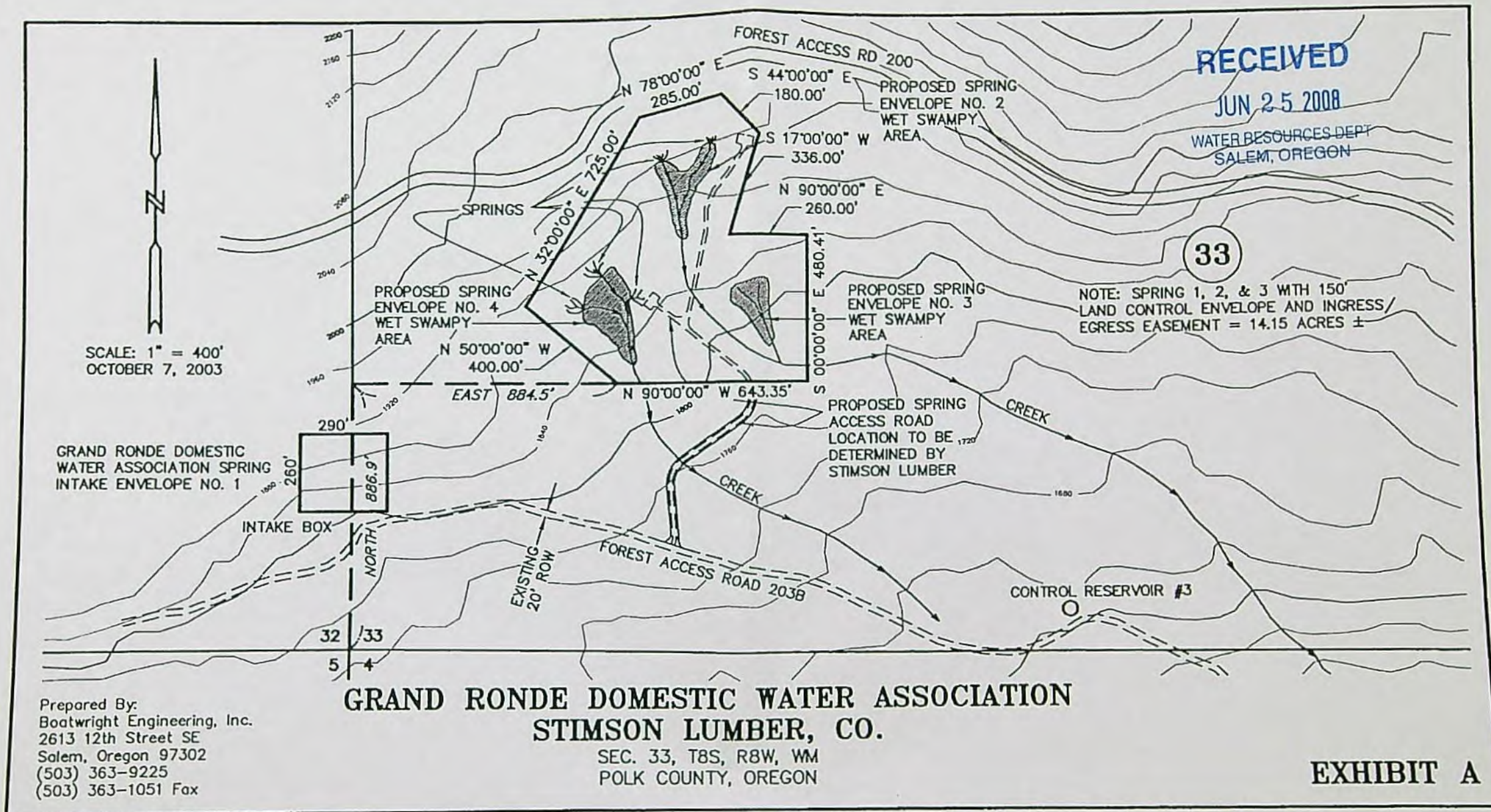


EXHIBIT "B"
(Stimson Road Construction Standards)

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SEE ATTACHED DOCUMENT

Exhibit B
Page 1 of 4
Road Specifications

I. GENERAL SPECIFICATIONS

A. Road Location

Construction will follow center line location as marked in the field. Should Contractor find it unfeasible to construct the road as flagged (i.e. unexcavatable rock, springs, etc.), Contractor shall stop work and notify Company forester.

B. Logging, Clearing, and Grubbing

1. Logging

- a. Trees within the clearing boundaries shall be felled and skidded to minimize damage to timber outside the clearing boundaries.
- b. Log lengths shall conform to company specifications.
- c. Snags outside the clearing boundaries, which could reach the road, shall be felled.
- d. Trees damaged during the logging or construction operation outside of the clearing boundaries shall be removed.

2. Clearing and Grubbing

Vegetation and other organic debris shall not be incorporated in the road structure.

C. Excavation and Embankments

1. All earthwork is to be in reasonably close conformity to the lines, grades, dimensions, typical cross sections and locations shown on the plans and as marked in the field.
2. Excess excavated, unsuitable, or slide materials shall not be disposed of in unstable areas or where the material will encroach upon a stream course or other body of water.
3. Fills are to be constructed in lifts not to exceed one (1) foot and are to be compacted with several passes of the crawler tractor or with special compaction equipment as may be required by Company.
4. In the construction of channel changes and stream-crossing embankment sections, natural stream flow shall be maintained at all times unless otherwise provided.

D. Culvert Installation

1. Company shall supply all culverts, bands, flumes, and hardware unless otherwise specified.
2. Individual pipe culvert lengths and locations shown on the plans are approximate; final lengths and locations will be determined by Company upon completion of the road bed. Additional pipe may be required at the option of Company.
3. Trenches necessary for the installation of pipe culverts shall conform to the lines, grades, dimensions, and typical diagram on the Culvert Installation Detail sheet.

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Exhibit B
Page 2 of 4
Road Specifications

I. GENERAL SPECIFICATIONS (Cont.)

4. Where ledge rock, boulders, soft or sponge soils are encountered, they shall be excavated a minimum of six (6) inches below the invert grade for a width of at least one pipe diameter or span on each side of the pipe and shall be backfilled with gravel or other selected granular or fine, readily compactible, soil material.
5. Pipe culverts shall be bedded in accordance with the requirements, details, and diagram shown on the Culvert installation detail sheet.
6. Sidefill material within one pipe diameter of the sides of the pipe barrel, and to one foot over the pipe shall be fine, readily compactible, soil or granular fill material, free of excess moisture, muck, frozen materials, roots, sod or other deleterious material and devoid of rocks or stones, of sizes which may impinge upon and damage the pipe or otherwise interfere with proper compaction. Material that will cause serious corrosion of the pipe shall not be used for side fill.
7. Catch basins shall be constructed for all grade culverts conforming to the lines, grades, dimensions and typical diagram shown on the culvert installation detail sheet.

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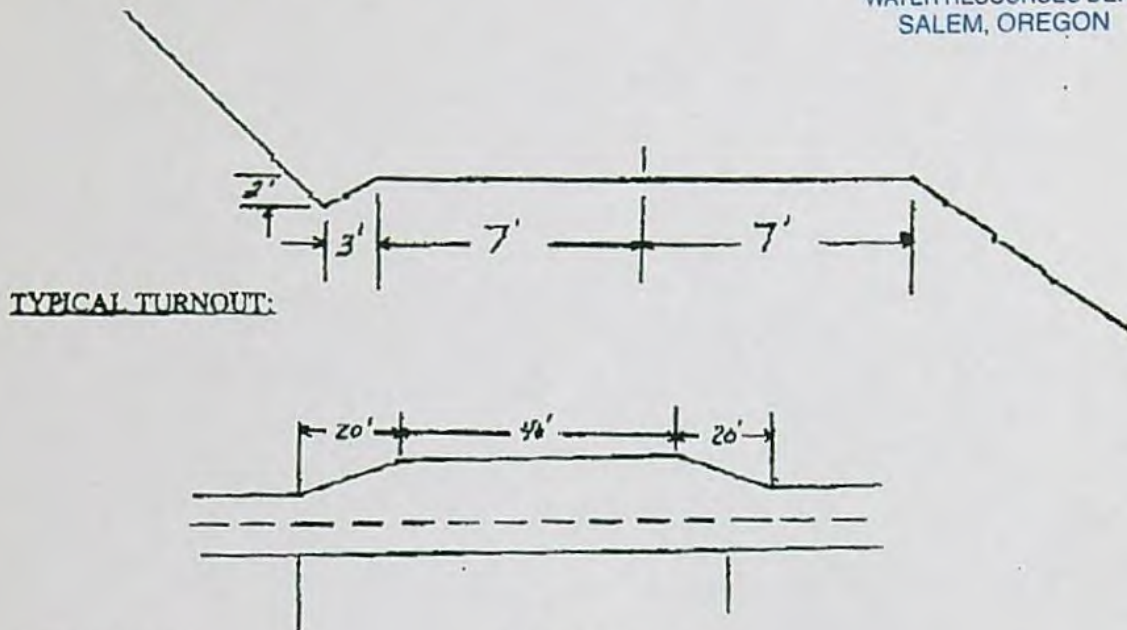
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II. PLAN AND DETAIL SHEETS

TYPICAL GRADING SECTION



1. Road Width:

As indicated above with extra width for curves, turnouts, and landings as necessary.

3. Backslopes:

Solid Rock 1/4:1
Soft rock, shale 1/2:1
Slopes under 55% 1:1
Slopes over 55% 3/4:1

2. Clearing:

As posted or
3ft. beyond cut
5ft beyond fills.

4. Fillslopes:

Slopes under 60% 1 1/2:1
Slopes over 60% full bench
Full bench series will be end hauled.
Fills to be constructed in lifts not to exceed 2 ft.

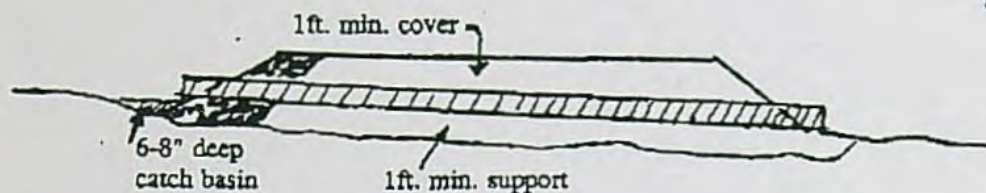
POOR ORIGINAL

TOTAL P.05

Exhibit "B"
Pg. 4 of 4
Road Specifications

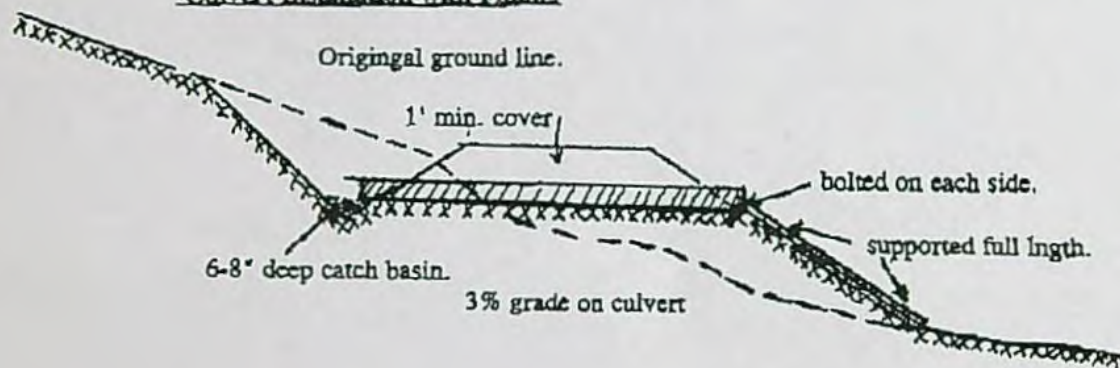
II. PLAN AND DETAIL SHEETS:

Typical Culvert Installation:



Where soil is undesirable remove and replace with compact fill.

Culvert Installation with Flume:



POSD 00000000

154 1506

SPECIAL WARRANTY DEED

INTERNATIONAL PAPER COMPANY, a New York corporation, Grantor, conveys and specially warrants to STIMSON LUMBER COMPANY, an Oregon corporation, Grantee, the following described real property, free of encumbrances created or suffered by the grantor except as specifically set forth herein:

Yamhill County

PARCEL 1:

The East half of the Northeast Quarter of Section 18 in Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

EXCEPTING THEREFROM a strip of land conveyed by R. P. Nixon and wife to County of Yamhill, State of Oregon, by Deed recorded June 1, 1938 in Book 114, Page 245, Deed Records.

PARCEL 2:

The Southeast Quarter of Section 18 in Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

EXCEPTING THEREFROM tracts conveyed by T. E. Brown, et al., to the City of Carlton by Deed recorded August 6, 1912 in Book 64, Page 57, Deed Records, to the City of McMinnville by Deed recorded July 6, 1917 in Book 72, Page 486, Deed Records and to County of Yamhill, Oregon, by Deed recorded June 1, 1938 in Book 114, Page 245, Deed Records.

PARCEL 3:

The Northeast Quarter of the Northeast Quarter of Section 19 in Township 3 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 4:

The West one-half of the Northwest Quarter, the West one-half of the Southeast Quarter of the Northwest

SEE PARCEL 31
ON PAGE 16
FOR SPRING SITE

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Quarter, and the Southwest Quarter of the Northeast Quarter of the Northwest Quarter of Section 20 of Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 5:

The Northwest Quarter of the Northeast Quarter of Section 4, Township 5 South, Range 6 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 6:

The East Half of Section 16 and the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of Section 21, in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 7:

The West Half of the West Half of Section 22 in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, excepting that part thereof within the Adam Kohl Donation Land Claim #38 as located on the ground and as established by Suit in the State Circuit Court for Yamhill County, Oregon, entitled P. B. Churchman vs. George J. Douglas et al., #6613.

PARCEL 8:

A part of Lot 4 in Section 22, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, described as follows:

Beginning at a point 20 chains East of the Northwest corner of said Section; thence South 6.00 chains to the North line of the Adam Kohl Donation Land Claim #38 as located on the ground and as established by Suit in the State Circuit Court for Yamhill County, Oregon, entitled P. B. Churchman vs. George J. Douglas, et al., #6613; thence East along the North line of said Donation Land Claim 20 chains to the Quarter corner Section line; thence North 6.00 chains to the North line of said Section; thence West 20 chains to the place of beginning.

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PARCEL 9:

Part of Section 22 of Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon more particularly described as follows:

Beginning at a point 16.60 chains East and 6.00 chains South of the Northwest corner of Section 22, in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, said point being the Northwest corner of the Adam Kohl Donation Land Claim No. 38 as the same exists on the ground in said Township and Range, and running thence East 23.40 chains to the most Westerly Southwest corner of Lot No. 3 in said Section 22, Township 5 South, Range 7 West of the Willamette Meridian; thence North 6.00 chains to the North line of said Section 22; thence East 20 chains to the Northeast corner of said Lot No. 3 in said Section 22; thence South along the regular subdivisional line, 31 chains to the North line of said Adam Kohl Donation Land Claim; thence East 25.66 chains to the Northwest corner of the 89.57 acre tract of land conveyed by F. B. Churchman and wife to Adolf Majeske and wife on October 12, 1921 by Deed recorded in Book 83, Page 514, Deed Records; thence South 25.50 chains to the South line of said Adam Kohl Donation Land Claim; thence West along the South line of said Claim, 69.875 chains to the Southwest corner of said Claim as the same exists on the ground; thence North 51.50 chains to the place of beginning

EXCEPTING THEREFROM a parcel of land described as follows:

Beginning at the North Quarter corner of Section 22, Township 5 South, Range 7 West of the Willamette Meridian, thence East 1320.0 feet along the North line of Section 22, to the Northeast corner of Lot No. 3; thence South 2046.0 feet to the North line of said Adam Kohl Donation Land Claim; thence East 221.8 feet along the Donation Land Claim to an iron bolt and the TRUE point of beginning; thence continuing along the Donation Land Claim line East a distance of 1471.76 feet to the most Easterly Northeast corner of above parcel; thence South 1749.0 feet to the South line of the Adam Kohl Donation Land Claim;

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PARCEL 15:

The Northeast Quarter, the North half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 30, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 16:

All of Section 29, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 17:

The South half of the Southeast Quarter of Section 20, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 18:

The South half of the Northeast Quarter of Section 4, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 19:

Being a part of the Northeast Quarter of the Northeast Quarter of Section 4, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon, and more particularly described as beginning at a point 35 rods South of the Northwest corner of said Northeast Quarter of the Northeast Quarter of Section 4, of said Township and Range, said point being on the West line of the said Northeast Quarter of the Northeast Quarter, and running South 45 rods; thence East 80 rods; thence North 22 rods and 2-1/2 feet to the Southeast corner of the lands sold by George Lano to Francis Houck; thence West 21 rods on the South line of the land sold by Lano to said Francis Houck; thence North 22 rods and 14 feet to the Southwest corner of the land sold by George Lano to Arthur Mereier; thence West 59 rods to the place of beginning, being the Southwest corner of the land sold by George Lano to N. D. Lachance, and being the same premises described in the Deed from George Lano to Alma S. Danning, recorded in Volume 65, Page 430, Deed Records of Yamhill County, Oregon.

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PARCEL 20:

The Southwest Quarter of Section 32, Township 5 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 21:

The North one-half of the Southwest Quarter, the North one-half of the Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the West one-half of the Southeast Quarter of the Southeast Quarter and the East half of the Southeast Quarter of the Southeast Quarter of Section 35 in Township 5 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 22:

The Northwest Quarter of the Southwest Quarter, the East half of the Southwest Quarter of the Southwest Quarter and the West half of the Southeast Quarter of the Southwest Quarter of Section 36, Township 5 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 23:

Part of Section 2, Township 6 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon described more particularly as follows:

The West half of Government Lot 2, the East half of Government Lot 3 and the East half of the Northwest Quarter of the Northeast Quarter.

EXCEPT the following described tract:

Beginning at the Northeast corner of said East half of the Northwest Quarter of the Northeast Quarter; thence North 500 feet to a point; thence West 330 feet to a point; thence South 500 feet to a point; thence East 330 feet to the place of beginning, all being in Section 2, Township 6 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

ALSO EXCEPTING that portion conveyed to Neil Brouwer and Doris Brouwer, by Deed from International Paper Company recorded June 19, 1980 in Film Volume 151, Page 1388, Deed and Mortgage Records.

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PARCEL 24:

Non-exclusive easements, over portions of the Northeast Quarter of Section 2, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon, as described in instruments recorded November 2, 1979, in Film Volume 145, Page 1107, and in Film Volume 145, Page 1110, Deed and Mortgage Records of Yamhill County, Oregon.

PARCEL 25:

A 20 foot non-exclusive easement beginning at the Southeast corner of the West half of the Southwest Quarter of the Northwest Quarter of Section 1, Township 6 South, Range 8 West of the Willamette Meridian, running North along the East line of said West one-half of Southwest Quarter of Northwest Quarter of Section 1 to the North line thereof; thence Northwesterly over an existing logging road situated in the Northwest Quarter of Northwest Quarter of said Section to a point of intersection with the North line of said Section 1, said point being approximately 350 feet East of the Northwest corner of said Section 1, being situated in Yamhill County, Oregon.

PARCEL 26:

The North half of the Southeast Quarter of Section 5 in Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

Polk County

PARCEL 1:

The Southeast one-quarter of the Southeast one-quarter of Section 18, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 2:

All of Section 19, Township 6 South, Range 7 West, Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 3:

Government Lots 16, 17 and 32 of Section 20, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 4:

The West one-half of the Northwest one-quarter; the Northwest one-quarter of the Southwest one-quarter and the South one-half of the Southwest one-quarter of Section 21, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 5:

The Southwest one-quarter of Section 27, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 6:

The North one-half of the Northwest one-quarter; the Southwest one-quarter of the Northwest one-quarter and the South one-half of Section 28, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 7:

The South one-half of the Northeast one-quarter; the East one-half of the Northeast one-quarter of the Northeast one-quarter and the Southeast one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 8:

The South one-half of the Northwest one-quarter; and the East one-half of the Southwest one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 9:

The West one-half of the Southwest one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 10:

All of Section 30, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 11:

All of Section 31, Township 6 South,
Range 7 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 12:

All of Section 32, Township 6 South,
Range 7 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 13:

The North one-half of Section 33,
Township 6 South, Range 7 West of the
Willamette Meridian, in the County of
Polk, State of Oregon.

PARCEL 14:

TRACT A:

The following described premises in the
County of Polk and State of Oregon:

BEGINNING at the Southeast corner of the
Southwest one-quarter of the Northwest
one-quarter of Section 13, Township 6
South, Range 8 West, Polk County,
Oregon; thence North along the East
boundary of the West one-half of the
Northwest one-quarter to a point on the
North bank of Rock Creek; thence North-
westerly along the North bank of said
Rock Creek to an intersection with a
line that bisects the Northwest one-
quarter and the Southwest one-quarter of
the Northwest one-quarter of Section 13,
Township 6 South, Range 8 West, said
line being approximately 660 feet
West; thence South along the bisecting
line to the South line of the Northwest
one-quarter thence along the South
line of the Northwest one-quarter of
Section 13 to the place of beginning.

SAVE AND EXCEPT a strip of land 80 feet
wide, deeded by George A. Ramsey and
Alice R. Ramsey to Charles K. Spaulding
for railroad right-of-way and recorded
in Volume 73, page 408, June 16, 1921,
Polk County, Oregon.

FURTHER SAVE AND EXCEPT that portion of
the above described tract of land lying
within the boundaries of public roads
and highways.

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TRACT B:

A portion of the West one-half of the Southwest one-quarter of the Northwest one-quarter of Section 13, Township 6 South, Range 8 West more particularly described as follows:

BEGINNING at the Southeast corner of the West half of the Southwest quarter of the Northwest quarter of Section 13 in Township 6 South, Range 8 West, of the Willamette Meridian, in Polk County, Oregon; thence North to the East line of the county road as now surveyed and dedicated; thence in a Southwesterly direction along the East side of said county road to a point due West of the place of beginning; said point being on East and West quarter section line of said Section 13; thence East to the place of beginning.

TRACT C:

All that portion of the West one-half of the Southeast one-quarter of the Northwest one-quarter of Section 13, Township 6 South, Range 8 West, of the Willamette Meridian, lying west of a line 89 feet Easterly from and parallel to the following described line, which is the centerline of a railroad one time known as the Charles K. Spaulding Logging Railroad and situated in Polk County, Oregon.

BEGINNING at a point on the North line of the West half of the Southeast quarter of the Northwest quarter of Section 13 a distance of 90.2 feet more or less East of the Northwest corner of said tract said point being one time known as Engineer's Station 691+77.6 on the Charles K. Spaulding Logging Railroad; thence in a Southerly direction on a 6°30' curve to the left through an angle of 28°10' a distance of 432.4 feet more or less; thence South 11°48' West a distance of 477.2 feet; thence on a 12° curve to the left a distance of 304.2 feet more or less to a point one time known as Engineer's Station 703+91.4; thence South 22°48' East a distance of 90.0 feet more or less; thence on a 12° curve to the right a distance of 84.4 feet more or less to a point one time known as Engineer's Station 705+65.8 which said point is on the South Boundary line of said Section

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13 and 1022 feet more or less East of the Southwest corner of said Section 13.

TRACT D:

A tract of land in the Southwest corner in the Northeast quarter of the Northwest quarter of Section 13, Township 6 South, Range 8 West, of the Willamette Meridian, described as:

BEGINNING at the 1/16th post, 20 chains South and 20 chains East of the Northwest corner of said section and running thence North 5.25 chains; thence East 6 chains to the Charles K. Spaulding railroad right of way; thence Southwesterly along said right of way to a point 1 chain East of the point of beginning; thence West to the point of beginning, containing one acre more or less all in Polk County, State of Oregon.

PARCEL 15:

That portion of the Southwest quarter of the Southeast quarter of Section 14, Township 6 South, Range 8 West, Willamette Meridian, lying East of the center of Rock Creek.

PARCEL 16:

TRACT A:

A tract of land in Section 23, Township 6 South, Range 8 West, Willamette Meridian, described as follows:

BEGINNING at the South quarter corner of said Section 23; thence West on the South line of said Section, 325.0 feet; thence North 56°20'40" West 506.15 feet; thence North 67°37'10" West 367.70 feet; thence North 44°14'10" West 212.15 feet; thence North 12°20'30" East 131.03 feet; thence North 72°50' East 999.53 feet; thence North 36°09'30" East 161.01 feet; thence North 26°33' West 201.24 feet; thence North 21°48' West 296.18 feet; thence North 205.00 feet; thence North 19°46'30" East 472.89 feet; thence North 9°16' East 385.02 feet; thence North 49°23'50" West 322.69 feet; thence North 22°15' West 213.93 feet; thence North 0°58'40" West 352.05 feet; thence North 11°51' West 694.32 feet to a point in the South line of the Northeast

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quarter of the Northwest quarter of said Section 23; thence South $88^{\circ}59'40''$ East along said South line 565.0 feet to the Southeast corner of the Northeast quarter of the Northwest quarter of said section; thence South $0^{\circ}37'30''$ East along the center line of said Section 1040.37 feet to the point of beginning.

TRACT A:

The West one-half of the Northwest one-quarter of the Northeast one-quarter, and the Northeast one-quarter of the Northwest one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

SAVE AND EXCEPT:

A tract of land in Section 23, Township 6 South, Range 8 West, Willamette Meridian, described as follows:

BEGINNING at the North quarter corner of said Section 23; thence North $0^{\circ}03'40''$ West along the North line of said section a distance of 1324.80 feet to the Northwest corner of the Northeast quarter of the Northwest quarter of said section; thence South $0^{\circ}50'50''$ West along the West line of said Northeast quarter of the Northwest quarter a distance of 1344.71 feet to the Southwest corner of the Northeast quarter of the Northwest quarter of said section; thence South $88^{\circ}59'40''$ East along the South line of said Northeast quarter of the Northwest quarter a distance of 794.46 feet to a point; thence North $2^{\circ}42'20''$ East 584.13 feet to a point; thence North $79^{\circ}21'50''$ East 417.17 feet to a point; thence North $3^{\circ}07'30''$ East 458.68 feet; thence North $21^{\circ}52'30''$ East 235.25 feet to the point of beginning.

TRACT C:

The West one-half of the Southeast one-quarter and the Southwest one-quarter of the Northeast one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 17:

The East one-half of the Northwest one-quarter of the Northeast one-quarter

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of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCELS 18 and 19:

The East one-half of the Northeast one-quarter of the Northeast one-quarter of Section 23, in Township 6 South, Range 8 West of the Willamette Meridian in Polk County, Oregon and that portion of the Southeast one-quarter of the Northeast one-quarter of said Section 23, lying Northwesterly of the North line of the private road.

PARCEL 20:

A strip or tract of land 30 feet on either side of the following described center line through the East one-half of the Northeast one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in Polk County, Oregon.

COMMENCING at a point distant 1740 feet, more or less, due South of the Northeast corner of said Section 23, said point being known as Engineer Station 757+06 on the Charles K. Spaulding Logging Railroad; thence 242.5 feet, more or less, along a 12° curve to the left; thence running an angle of 29°6' to Engineer Station 759+52.5; thence 107 feet, more or less, South 30°21' West to Engineer Station 760+59.5; thence 278.5 feet, more or less, along a 12° curve to the right; thence running an angle of 33°25' to Engineer Station 763+38; thence 130 feet, more or less, South 63°46' to Engineer Station 764+68; thence 198.1 feet, more or less, along a 12° curve to the left; thence running an angle of 23°50' to Engineer Station 766+66.6; thence 288.4 feet, more or less, South 39°56' West to Engineer Station 769+55; said Engineer Station 769+55 being on the South boundary line of said East one-half of the Northeast one-quarter of said Section 23 and 830 feet, more or less, West of the quarter corner on the East boundary line of said Section 23.

PARCEL 21:

A strip or tract of land lying equally 30 feet on either side of the following described center line through the West

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one-half of the Northwest one-quarter of Section 24, Township 6 South, Range 8 West of the Willamette Meridian, Polk County, Oregon.

COMMENCING at a point distant 1022 feet, more or less, due East of the Northwest corner of said Section 24, said point being known as Engineer Station 736+14.5 on the Charles K. Spaulding Logging Railroad; thence 5.2 feet, more or less, along a 12° curve to the right; thence running an angle of no degrees and 37' to Engineer Station 736+19.7; thence 98.4 feet, more or less, South 5°37' West to Engineer Station 737+18.1; thence 183.3 feet, more or less, along a 12° curve to the right; thence running an angle of 22° to Engineer Station 739+01.4; thence 175 feet, more or less, along a 12° curve to the left; thence running an angle of 21° to Engineer Station 740+76.7; thence 56.8 feet, more or less, South 6°37' West to Engineer Station 741+33.5; thence 287.5 feet, more or less, along a 12° curve to the right; thence running an angle of 34°30' to Engineer Station 744+21; thence 25 feet, more or less, South 41°7' West to Engineer Station 744+26; thence 326 feet, more or less, along a 12° curve to the left; thence running an angle of 39°6' to Engineer Station 748+72; thence 708.3 feet, more or less, along a 12° curve to the right; thence running an angle of 85° to Engineer Station 754+80.3; thence 225.7 feet, more or less, along a 12° curve to the left; thence running an angle of 27°5' to Engineer Station 757+06, said Engineer Station 757+06 being on the West boundary line of said Section 24 and 1740 feet, more or less, South of the Northwest corner of said Section 24.

PARCEL 22:

The Southwest one-quarter, the Southeast one-quarter of the Northwest one-quarter and the East one-half of Section 24, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 23:

The East one-half of the Southeast quarter of Section 23 of Township 6 South, Range 8 West of the Willamette Meridian in Polk County, Oregon.

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SAVING AND EXCEPTING THEREFROM a strip of land 60 feet in width running through the Northwest portion of the tract, said strip having 30 feet on either side of a center line as located and staked on the ground, February 23, 1951, out of Deed from Polk Operating Company to The Long Bell Lumber Company.

PARCEL 24:

All of Section 25, Township 6 South, Range 8 West of the Willamette Meridian, County of Polk, State of Oregon.

PARCEL 25:

The East one-half of Section 26, Township 6 South, Range 8 West of the Willamette Meridian in the County of Polk, State of Oregon.

PARCEL 26:

All of Section 35, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 27:

All of Section 36, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 28:

The East one-half of the Southwest one-quarter and the Southwest one-quarter of the Southwest one-quarter of Section 26, Township 6 South, Range 8 West, Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 29:

All of Section 31, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 30:

All of Section 32, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

EXCEPTING that portion thereof conveyed to Grand Ronde Community Water Association, an Oregon corporation, by deed dated May 28, 1975, and recorded June 18, 1975 in Book 73, page 298, Book of Records for Polk County, Oregon.

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PARCEL 31:

All of Section 33, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

EXCEPTING that portion thereof conveyed to Grand Ronde Community Water Association, an Oregon corporation, by deed dated May 28, 1975, and recorded June 18, 1975, in Book 73, page 298, Book of Records for Polk County, Oregon.

PARCEL 32:

All of Section 34, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 33:

All of Section 6, Township 7 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 34:

All of Section 2, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 35:

The Southwest one-quarter of the Northwest one-quarter of Section 4, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 36:

All of Section 3, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 37:

Government Lots 1, 2, 3, 4, 5, 6 and 7; the Southwest one-quarter of the Northeast one-quarter; the Southeast one-quarter of the Northwest one-quarter; the Southwest one-quarter and the West one-half of the Southeast one-quarter of Section 4, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 38:

All of Section 5, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 39:

All of Section 6, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 40:

All of Section 7, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 41:

All of Section 8, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 42:

All of Section 9, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 43:

All of Section 10, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 44:

All of Section 11, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 45:

The west one-half of the Southwest
one-quarter of Section 12, Township 7
South, Range 8 West of the Willamette
Meridian, in the County of Polk, State
of Oregon.

PARCEL 46:

The North one-half and the East one-half
of the Southwest one-quarter of Section
12, Township 7 South, Range 8 West of
the Willamette Meridian, in the County
of Polk, State of Oregon.

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PARCEL 47:

The West one-half of the Northwest quarter and Lot 2 of Section 21 in Township 9 South, Range 5 West of the Willamette Meridian and that portion of the Jno. E. Murphy Donation Land Claim in said Section 31, described as follows:

BEGINNING at the Southwest corner of said Donation Land Claim (which is also the Southeast corner of said Lot 2); thence North 1320 feet, more or less, along the Donation Land Claim line to the Northeast corner of said Lot 2; thence East 660 feet; thence South 1320 feet, more or less, to the South line of the Jno. E. Murphy Donation Land Claim; thence West 660 feet, along the South line of the Jno. E. Murphy Donation Land Claim to the Southwest corner of said Donation Land Claim and the place of beginning.

PARCEL 48:

The East one-half of the Donation Land Claim of John Aldridge and wife, Notification No. 5074, Claim No. 47, in Section 14, Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon.

ALSO government Lots 1 and 2, of Section 14, in Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon.

SAVE AND EXCEPT that portion of the above described property lying within the boundaries of public roads and highways.

PARCEL 49:

The Southeast one-quarter of Section 35, Township 9 South, Range 6 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 50:

The North one-half and the Southwest one-quarter of Section 36, Township 9 South, Range 6 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 51:

A strip of land lying equally 30 feet on either side of the following described center line through the East one-half of the Southwest one-quarter of Section 13 of Township 6 South, Range 8 West of the Willamette Meridian, and the East one-half of the West one-half of the Southwest one-quarter of Section 13 of Township 6 South, Range 8 West, of the Willamette Meridian, in Polk County, Oregon:

Beginning at a point distant 137 feet, more or less due East of the Northwest corner of the East one-half of the Southwest one-quarter of said Section 13, said point being known as Engineer Station 705+65.8 on the Chas. K. Spaulding Logging Railroad; thence 288.2 feet, more or less, along a 12° curve to the right thence running an angle of 34°41' to a point known as Engineer Station 708+54; thence 309.9 feet, more or less, South 14°3' West to a point known as Engineer Station 711+63.9; thence 183.3 feet, more or less, along a 12° curve to the right; thence running an angle of 22°36' to a point known as Engineer Station 713+52.2; thence 280.5 feet, more or less, South 36°39' West to a point known as Engineer Station 716+32.7; thence 241.8 feet, more or less, along a 12° curve to the left thence running an angle of 29°1' to a point known as Engineer Station 718+74.5; thence 7.9 feet, more or less, South 7°38' to a point known as Engineer Station 718+84.8; thence 131.7 feet, more or less, along a 12° curve to the right thence running an angle of 15°48' to a point known as Engineer Station 720+16.5; thence 173.5 feet, more or less, along a 12° curve to the left thence running an angle of 20°48' to a point known as Engineer Station 721+90; thence 110.0 feet, more or less, along a 12° curve to the right thence running an angle of 13°12' to a point known as Engineer Station 723+00; thence 450 feet, more or less, along a 12° curve to the left thence running an angle of 54° to a point known as Engineer Station 728+00; thence 268.3 feet, more or less, along a 12°12' curve to the right thence running an angle of 32°42' to a point known as Engineer Station 730+68.3; thence 282.7 feet, more or less, South 5°28' to a point known as Engineer Station 733+51.0; thence 86.1 feet, more or less, along a 12° curve to the left thence running an angle 10°20' to a point known as Engineer Station 734+37.1; thence 177.4 feet, more or less, along a 12° curve to the right thence running an angle of 21°17' to a point known as Engineer Station 736+14.5. said station 736+14.5 being on the boundary line of said Section 13, 1022 feet, more or less, East of the Southwest corner of said Section 13.

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Lincoln County

PARCEL 1:

All of Section 26, T 6 S, R 9 W, W.M.,
in Lincoln County, Oregon.

PARCEL 2:

The southwest quarter, and the west half
of the southeast quarter of Section 24,
T 6 S, R 9 W, W.M., in Lincoln County,
Oregon;

Together with a strip of land 100 feet
in width, being 50 feet on each side of
the following center line in the east
half of the southeast quarter of Section
24, T 6 S, R 9 W, W.M., in Lincoln
County, Oregon, to-wit:

Beginning at a point where the center-
line of a road enters the said Section
24, said point being south 2°20' west,
195 feet from the east quarter corner of
said Section 24, thence south 72° west,
285 feet to a point from which center of
the road is 30 feet left; thence south
3° east, 450 feet to a point on center
of road; thence south 25° east, 180 feet
to a point on center of road; thence
south 15° east, 360 feet to a point on
center of road; thence south 30° west,
200 feet to a point on center of road;
thence south 18° west, 180 feet to a
point from which center of road is 23
feet left; thence south 22° east, 450
feet to a point on center of road
which is 10 feet east of the line
bearing south 2°20' west between the
quarter section corner mentioned above,
and the southeast corner of said Section
24; thence south 9° west, 174 feet to a
point on center of road; thence south
41°30' west, 180 feet to a point from
which center of road is 20 feet right;
thence south 83°30' west, 180 feet to a
point from which center of road is 7
feet left, being at the west end of the
Bridge across the Salmon River, tying in
to the southeast corner of Section 24
from this immediately above mentioned
point south 25° east, 160 feet; thence
south 65°30' east, 123 feet; thence 12
feet due east to corner at edge of
Salmon River, witnessed by a large cedar
tree on west bank. Resuming road
traverse from the aforementioned point
at the west end of the bridge across
Salmon River, continue south 83°30'

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west, 104.5 feet to a point on the north edge of a road; thence north 58° west, 264 feet to a point from which center of road is 7 feet left; thence north 81° west, 260 feet to a point from which center of road is 7 feet left; thence south 86°30' west, 420 feet to a point from which center of road is 7 feet left, and which point is north 1° east, 545 feet from the southwest corner of the said east half of the southeast quarter of Section 24.

PARCEL 3:

Government Lots 6 and 7, (also known as the east half of the southeast quarter) of Section 24, T 6 S, R 9 W, W.M., in Lincoln County, Oregon;

EXCEPT THEREFROM that certain 100 foot strip described in Parcel 2, above.

PARCEL 4:

The west half and the west half of the east half of Section 25, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 5:

Lots 1, 2, 3 and 4, of Section 25, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 6:

All of Sections 35 and 36, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 7:

Southeast quarter of the southeast quarter of the northwest quarter; northeast quarter of the southwest quarter; south half of the northeast quarter of the southeast quarter; northwest quarter of the northeast quarter of the southeast quarter; southwest quarter of the northeast quarter; and northwest quarter of the southeast quarter of Section 24, T 7 S, R 10 W, W.M., in Lincoln County, Oregon;

EXCEPT the following tracts:

a) Tract conveyed to Kenneth B. Jones and Love M. Jones, by deed recorded November 27, 1942 in Book 92, page 377, Deed Records.

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b) Beginning at the northeast corner of the northwest quarter of the southeast quarter; thence north 206 feet; thence west 206 feet; thence south 412 feet; thence east 206 feet; thence north 206 feet to the point of beginning.

c) Right of way conveyed to Charles L. Patton and Lowell E. Patton, recorded April 24, 1952 in Book 159, page 23, Deed Records.

PARCEL 8:

The northwest quarter of Section 36, T 6 S, R 10 W, W.M., in Lincoln County, Oregon. Excepting a tract therefrom described as: Beginning at a point 1230 feet east of the northwest corner of the northwest quarter of Section 36, T 6 S, R 10 W, W.M.; thence east on the said section line 495 feet; thence south 600 feet; thence west 595 feet; thence northwesterly 657.95 feet, more or less, on an angle to the north line of said Section 36 and to a point 370 feet west of the point of beginning; thence east on said north line of Section 36 to the point of beginning.

TOGETHER WITH an easement over all existing roads and bridges between said property and the Oregon State Highway, said easement being more specifically described as crossing the Southwest quarter of Section 25 and the Northwest quarter of Section 36, Township 6 South, Range 10 West of the Willamette Meridian, Lincoln County, Oregon.

PARCEL 9:

The NE1/2 of the SW1/4 of Section 36, T 6 S, R 10 W, W.M., in Lincoln County, Oregon; Excepting therefrom the W1/2 of the SW1/4 of the NW1/4 of the SW1/4 of said Section, Township and Range. The E1/2 of the NE1/4 of the NE1/4 of the SE1/4 of Section 35, T 6 S, R 10 W, W.M.; Excepting therefrom any portion which lies within the boundaries of the Slick Rock Road.

PARCEL 10:

Government Lot 3 and the east half of the northeast quarter of Section 20, T 8 S, R 10 W, W.M., in Lincoln County, Oregon; Except therefrom any portion falling in public roads or highways.

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PARCEL 11:

Government Lots 2, 3 and 4 and the southeast quarter of the northwest quarter; south half of the northeast quarter; the east half of the southwest quarter; and southeast quarter of Section 21, T 8 S, R 10 W, W.M., in Lincoln County, Oregon.

Tillamook County

The West half of the West half of Section 10, Township 6 South, Range 9 West in Tillamook County, Oregon.

Marion County

The Northwest quarter of the Southwest quarter and the South half of the Southwest quarter of Section 2; and the West half of the Southeast quarter of the Northeast quarter and the Southwest quarter of the Northeast quarter and the Southeast quarter of Section 3; and the Northeast quarter of Section 10; and the West half of the Northwest quarter of Section 11; all in Township 7 South of Range 1 East of the Willamette Meridian, Marion County, Oregon.

AND an easement forty (40) feet in width following the location of and including all the roads located in that portion of the West half of the Northwest quarter (W1/2 NW1/4) of Section Two (2) lying South and West of the County Road and in the East half of the Southeast quarter of the Northeast quarter (E1/2 SE1/4 NE1/4) of Section Three (3), all in Township Seven (7) South of Range One (1) East of the Willamette Meridian, which easement and roads are required for access to the premises above granted from the County Road, for ingress to and egress from said premises above granted for all purposes whatsoever including, but not limited to, the transportation of men, machinery and equipment and of logs, timber and forest products in connection with the use, management and control of, and the logging of, and the removal of logs, timber and forest products from and the reforestation of, said premises above granted, together with the right to use, repair, maintain, reconstruct and widen said roads; provided, however, that the grantors above named reserve to themselves and their heirs and to grantees of the premises subject to said easement, and

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to their invitees, the right to use said roads.

Subject to easements, restrictions, servitudes, cemetaries, rights-of-way, mineral leases and reservations, and other encumbrances on the ground to the extent that the encumbrance does not materially affect the use of the real property for the growing and harvesting of timber or of record as of December 10, 1980; and further subject to 1) that certain Road Use Agreement dated July 12, 1954 and as supplemented on July 1, 1955 between the Long-Bell Lumber Company and Miami Corporation, 2) that certain Water Pipeline Easement dated January 15, 1975 between International Paper Company and Ted R. South, which Agreement was assigned to David Phelps on June 1, 1976, 3) that certain Agreement dated June 29, 1960 between International Paper Company and Crown Zellerbach Corporation, 4) that certain Road Easement dated May 17, 1971 between International Paper Company and the United States Department of the Interior, Bureau of Land Management and 5) that certain Road Use Agreement dated September 16, 1954 between the Long-Bell Lumber Company and Harry C. Murphy, Edward J. Murphy and Peter C. Murphy, partners doing business as "Murphy Lumber Company, and further reserving unto the Grantor its successors, and assigns, the following:

"All of the oil, gas, associated hydrocarbons, lead, zinc, copper, coal, lignite, sulphur, phosphate, iron ore, sodium, salt, uranium, thorium, molybdenum, vanadium, titanium and other fissionable materials, gold, silver, bauxite, limestone, geothermal energy and all other mineral substances and ore deposits of any kind or character, whether solid, liquid or gaseous, and without limitation by enumeration of the minerals expressly mentioned above (but not including sand, gravel and

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pit run rock), presently owned by Grantor (International Paper Company) in, on or under any of the property conveyed hereby, together with full rights of ingress and egress and use of the surface to the extent reasonably necessary for the purpose of exploring, drilling, mining, developing, producing, removing, transporting and owning all of said minerals and mineral rights herein reserved to Grantor (International Paper Company).

"However, Grantor (International Paper Company) recognizes that the timberlands conveyed to Stimson Lumber Company will be held by Stimson Lumber Company for the primary purpose of growing timber thereon, and cutting, removing and otherwise utilizing the same from time to time. International Paper Company will so conduct its operations relating to the removal of the minerals reserved to it hereunder so as not to interfere unreasonably with Stimson Lumber Company in the operation of its business, will build and use only such roads as are reasonably necessary to conduct its operations, such roads to be built and used in such manner as to avoid, insofar as possible, disturbance of Stimson Lumber Company's growing timber and operations and International Paper Company agrees that by no later than thirty (30) days prior to the construction of any such road, pipe line or power line or other facility, or prior to the commencement of its operations in or about any drilling or other removal site, it will furnish to Stimson Lumber Company a map or plat showing the proposed location thereof and obtain Stimson Lumber Company's approval thereof, which approval shall not be unreasonably withheld. In any event Stimson Lumber Company's response to International Paper Company's request for approval shall be promptly and timely given. International Paper Company will provide at International Paper Company's expense all necessary protective measures to prevent any loss or damage to the property of Stimson Lumber Company on account of any operations by International Paper Company including, but not limited to, protection for pipe line and telephone lines. These protective measures shall also include the utilization of Stimson Lumber

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SALEM, OREGON

Company's personnel, at International Paper Company's expense, to cut and remove all timber, pulpwood, sawlogs, trees, forest growth (standing, cut or fallen) which International Paper Company is authorized to do pursuant hereto. If there may be an unreasonable delay resulting from the use of Stimson personnel or if the price to be charged by Stimson exceeds the going rate for such work, then Grantor is not required to use Stimson personnel, but must employ experienced and qualified personnel acceptable to Stimson Lumber Company. Stimson's approval will not be unreasonably withheld. In any event Stimson Lumber Company's response to International Paper Company's request for approval shall be promptly and timely given. International Paper Company will pay for all damage to Stimson Lumber Company's timber, pulpwood, sawlogs, trees, forest growth (standing, cut or fallen) or other properties of any kind, caused by, or arising out of its operations relating to the removal of the minerals reserved to it hereunder, including, but not by way of limitation, damage by forest fires originating on the land conveyed to Stimson Lumber Company or on any adjacent or contiguous premises under the control of, or being operated by International Paper Company. International Paper Company will promptly notify Stimson Lumber Company's nearest fire crew of, and will use its best efforts to extinguish, any fire which may result from International Paper Company's operations hereunder. Pits and excavations made during drilling operations will be filled by International Paper Company and the surface restored, as nearly as reasonably possible, to its original condition; and if International Paper Company shall fail to do so the cost to Stimson Lumber Company of such filling and restoration shall be paid to Stimson Lumber Company by International Paper Company," and further

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Reserving unto Grantor the right to remove by August 31 1981 any timber which was felled on December 10, 1980. However, Grantor shall indemnify and hold Grantee harmless from any loss, cost or liability arising in

connection with the activities of Grantor, or those acting for it, on the above described property in connection with such removal.

The true and actual consideration for this conveyance is Seventy-Three Million (\$73,000,000.00) Dollars.

Dated this 26th day of January, 1961.

International Paper Company

By: John Stephens Title CM
VICE PRESIDENT

Attest: W. C. Kearney Title
ATTORNEY AT LAW

Until a change is requested, all tax statements shall be sent to the following address: Stimson Lumber Company, 308 Pacific Building, Portland, Oregon 97204.

After recording return to:

Stimson Lumber Company
c/o Wm. F. Martson, Jr.
Tonkon, Torp, Galen, Marmaduke & Booth
1800 Jhranco Bldg.
1001 S. W. 5th
Portland, Oregon 97204

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SALEM, OREGON

STATE OF NEW YORK)
County of New York) ss.

Personally appeared John J. Stepping, who,
being duly sworn, did say that he is the Vice President
of INTERNATIONAL PAPER CORPORATION and that the seal affixed
to the foregoing instrument is the corporate seal of said
corporation and that said instrument was signed and sealed
in behalf of said corporation by authority of its Board of
Directors; and he acknowledged said instrument to be its
voluntary act and deed.

Before me:

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JUN 25 2008
WATER RESOURCES DEPT
SALEM, OREGON

Frank H. Arcenzio
Notary Public for New York
My Commission Expires: March 30, 1992
FRANK H. ARCENZIO
NOTARY PUBLIC, State of New York
No. 03-5029617
Qualified in Bronx County
Cert. filed in New York County
Commission Expires March 30, 1992

266655

STATE OF OREGON)
County of Polk) ss.

I hereby certify that the
within was received and duly
recorded by me in Polk
County records:

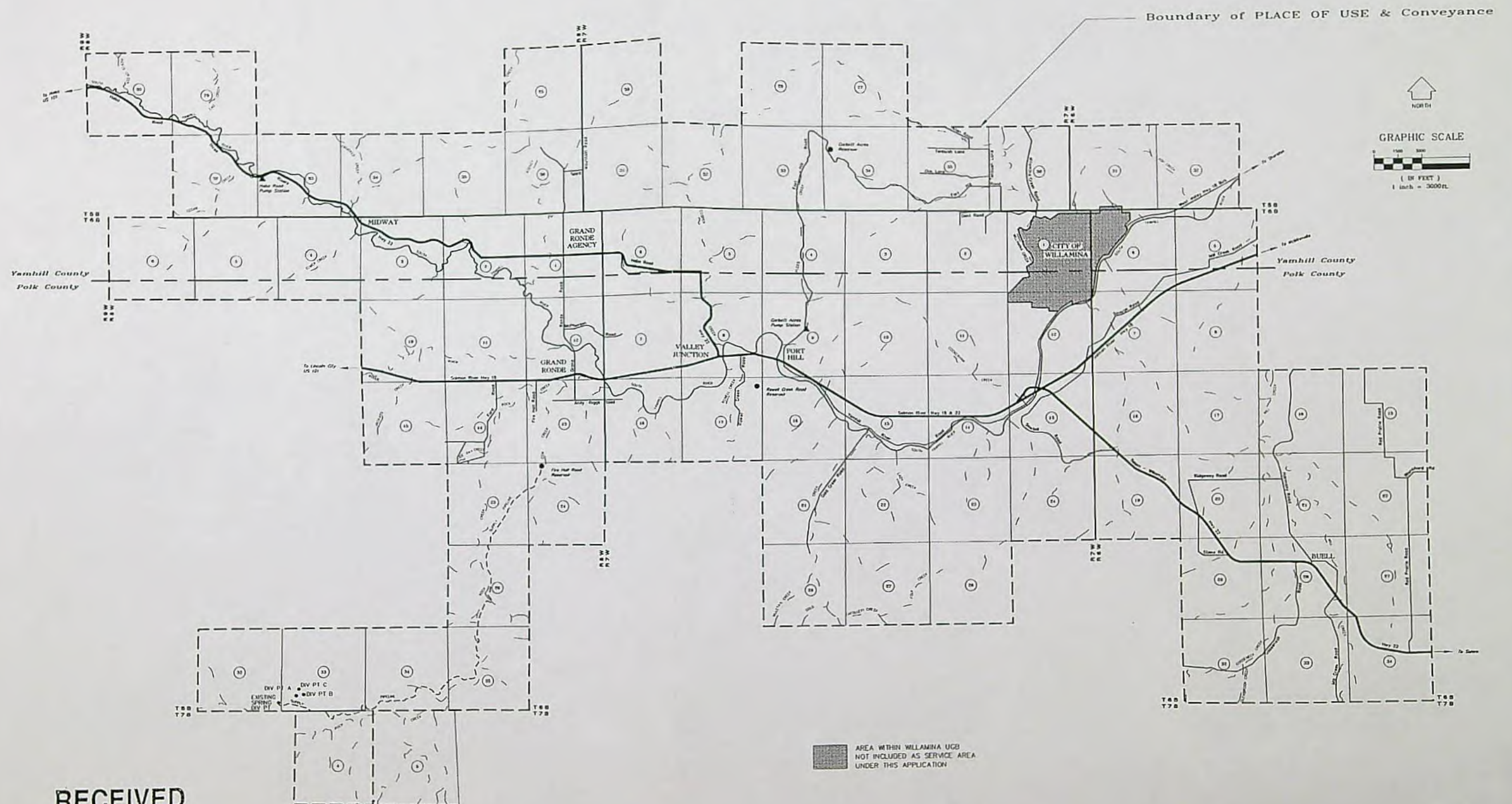
B.O.R. 154 Page 1506

FILED
POLK COUNTY, OREGON

JAN 29 11 40 AM '81

VIOLET GID. ALL STREETS,
CLERK

BY see DEPUTY



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SALEM, OREGON

REDUCTION
Scale: 1" = 7000'

NOTE: This map is not intended to provide legal dimensions or locations of property ownership lines.

	Grand Ronde Community Water Association		
	PO Box 838 Grand Ronde, Oregon 97147		
	Service Area Boundary		
	T. 5 S. R. 6. E. 7 A. W. M. POLK & YAMHILL COUNTIES, OREGON		
Scale: 1" = 3000'	Date: JUNE 25, 2008	Revised:	
Design: JMB	Boatwright Engineering, Inc.		Job No.
Drawn: JMB	2613 12th Street SE, SALEM, OREGON 97302		Sheet
Expires: 12/31/07	Chkd: CFB	TEL: (503) 363-4725 • FAX: (503) 363-1861	1 of 1



App No S-87207

Grand Ronde
App S-52769 & App S-52770

S-52769 & S-52770

Route Slip.....Extension of Time Progress Report

1. Extension Specialist: Progress Report Review

Date Report Received: 5/28/2008

Report Complete: ☒ YES

☐ NO – Send letter requesting missing information.
☐ letter mailed on: _____

2. Joraine: Publish on the Department's Public Notice

☐ 315 ☒ 320 OAR Division under which Progress Report was required

☒ Publish on Public Notice Date: 12/2/08 JLS

☒ Update workflow in WRIS (Fill in Extension Checkpoint appropriate work flow record)

☒ Return to Extension Specialist

3. Extension Specialist: Prepare Progress Report Confirmation

See ..\\Procedures progress reports

(date / mail out after 30 day comment)

Date Letter Needed: 1/14/2009

☐ Update Progress Report Worksheet.xls

☒ Send to permit holder + anyone who made comments after

CC: Watermaster #16

File S-52769 JLS

4. Return file to cabinet

PUBLIC NOTICE INFORMATION

Permit Holder's Name: Grand Ronde ^{Commercial} Domestic Water Association Attn: _____

Permit Holder's Mailing Address: PO Box 253
Grand Ronde, OR
97347

Application: S- 52769 Permit: S- 41436

County: Polk, Tillamook, Yamhill

Quantity of Water: 0.44 cfs

Source: Jackass Creek Springs tributary to Rock Creek

Use: Domestic and stock watering

Current Authorized Extension Date: 10/1/18

Lost File
JLS
1.14.09

Route Slip.....Extension of Time Progress Report

1. Extension Specialist: Progress Report Review

Date Report Received: 5/28/2008

Report Complete: ☒ YES

☐ NO – Send letter requesting missing information.
☐ letter mailed on: _____

2. Jorjine: Publish on the Department's Public Notice

☐ 315 ☒ 320 OAR Division under which Progress Report was required

☒ Publish on Public Notice Date: 12/2/08 JLS

☒ Update workflow in WRIS (Fill in Extension Checkpoint 'Completed Date' in appropriate work flow record)

☒ Return to Extension Specialist

3. Extension Specialist: Prepare Progress Report Confirmation Letter

See ..Procedures progress reports

(date / mail out after 30 day comment period)

Date Letter Needed: 1/14/2009

☐ Update Progress Report Worksheet.xls

☒ Send to permit holder + anyone who made comments after 30 day public notice

CC: Watermaster #160

File S-52769 JLS

4. Return file to cabinet

PUBLIC NOTICE INFORMATION

Permit Holder's Name: Grand Ronde ^{Community} Domestic Water Association Attn: _____

Permit Holder's Mailing Address: PO Box 253
Grand Ronde, OR
97347

Application: S- 52769 Permit: S- 41436

County: Polk, Tillamook, Yamhill

Quantity of Water: 0.44 cfs

Source: Jackass Creek Springs tributary to Rock Creek

Use: Domestic and stock watering

Current Authorized Extension Date: 10/1/18



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

JANUARY 14, 2009

GRAND RONDE DOMESTIC WATER ASSOCIATION
PO BOX 253
GRAND RONDE, OR 97347

REFERENCE: Application S-52769 / Permit S-41436

Dear Permit Holder:

The Water Rights and Adjudications Division received your written progress report for Permit S-41436. Receipt of the progress report was published on the Department's weekly Public Notice, dated December 2, 2008. The Department did not receive any public comment on the progress report.

After reviewing your Progress Report, the Department determined that diligence toward completion of the project and compliance with the terms and conditions of the permit and extension has been demonstrated.

Your next written progress report for Permit S-41436 is due no later than **October 1, 2012**. The report must be received by the Department no sooner than 90 days prior to the due date.

For your convenience, I have enclosed your next *Progress Report Form*. Please calendar this October 1, 2012 due date, as no further reminders will be sent.

As per your most recent extension, the date by which water must be applied to full beneficial use within the terms and conditions of your permit is October 1, 2018. *Failure to submit a written progress report may jeopardize continued development of your permit beyond October 1, 2018, as future extensions are evaluated on past due diligence, and consequently may not be granted.*

If you have any questions, please feel free to contact me by telephone at (503) 986-0813.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Kudlemyer".

Scott Kudlemyer
Extensions
Water Rights and Adjudications Division

Enclosure

cc: **Application S-52769**
Watermaster District 16 – Mike McCord

Grand Ronde Community Water Association

PO Box 253, Grand Ronde, Oregon 97347

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SALEM, OREGON

PROGRESS REPORT 2007

Extension of Time for Permit 41436

Extension of Time for Permit 41437

Application	Permit	Priority	Rate	Use	Source
52769	41436	2-10-1975	0.44 cfs	Dom & Stock	Springs trib to Rock Ck
52770	41437	2-10-1975	0.44 cfs	Quasi-Municipal	Springs trib to Rock Ck

Existing Water Right Appropriation from same source:

Application	Permit	Certificate	Priority	Rate	Use	Source
T-3379	15608	68530	9-22-1943	0.30 cfs	Quasi-Municipal	Rock Ck

A COMPLETED CONSTRUCTION

Year	2003	2004	2005	2006	2007
New Hook-ups	15	8	17	54	59

Year	Construction Activity
2003	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, 4" Mainline Extension - Gold Creek.
2004	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Purchase Backhoe, Jack-Ass Creek Bridge Crossing.
2005	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Fire Hall Road Bridge Crossing.
2006	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing.
2007	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Relocate Waterline at Hwy 18 and Jahn Road.

B AMOUNT OF BENEFICIAL USE OF WATER

Year	2003	2004	2005	2006	2007
Consumption (in gallons)	117,606,000	84,638,000 **	76,529,000	91,244,000	91,107,000
Exist Wtr Rt (in gallons)	(70,771,514)	(70,771,514)	(70,771,514)	(70,771,514)	(70,771,514)
Net Usage	46,834,486	13,866,486	5,757,486	20,472,486	20,335,486
Divide by 2					
Permit 41436 (in gallons)	23,417,243	6,933,243	2,878,743	10,236,243	10,167,743
% of Total Right (103,798,221 gpy)	22.56%	6.68%	2.77%	9.86%	9.80%
Permit 41437 (in gallons)	23,417,243	6,933,243	2,878,743	10,236,243	10,167,743
% of Total Right (103,798,221 gpy)	22.56%	6.68%	2.77%	9.86%	9.80%

** The Confederated Tribes of the Grand Ronde Community of Oregon began providing water service to their gaming casino, hotel, and surrounding facilities through a transferred water right in their name, thereby reducing demand on the Grand Ronde Water Association's system.

C COMPLIANCE WITH TERMS AND CONDITIONS OF PERMIT

This permit, issued in 1975, does not have any terms or conditions.

D FINANCIAL INVESTMENTS

Year	Financial Investments	Amount
2003	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, 4" mainline extension Gold Creek, GMAC Loan, Stimson Lease.	\$87,801
2004	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Jack-Ass Creek Bridge Crossing, GMAC Loan, Stimson Lease.	\$99,192
2005	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Fire Hall Road Bridge Crossing, GMAC Loan, Stimson Lease.	\$78,403
2006	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, GMAC Loan, Stimson Lease.	\$58,714
2007	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Relocate waterline at Hwy 18 and Jahn Road, GMAC Loan, Stimson Lease	\$72,112

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WATER RESOURCES DEPT
SALEM, OREGON

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52769

Final Order
Extension of Time for Permit Number 41436

Appeal Rights

This is a final order in 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 JUNE 18, 1998, GRANDE RONDE DOMESTIC WATER ASSOCIATION submitted an application to the Department for an extension of time for permit number 41436. The Department issued Permit number 41436 on APRIL 27, 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 AUGUST 24, 1999, the Department issued a Proposed Final Order proposing to extend the time to complete development of the water development project to October 1, 2017, and/or the time to fully apply water to beneficial use to October 1, 2018. The protest period closed OCTOBER 8, 1999. No protest was filed.

The permittee must submit a written progress report to the Department by October 1 of years 2002, 2007, and 2012. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and

conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
- b) apply additional conditions and performance criteria for perfection of the right; or
- c) cancel the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410 to 537.450. The Department will grant the permittee a hearing on the cancellation, if one is requested.

In determining whether the permittee has been diligent, the Department will consider information submitted to the Department by the permittee and any information submitted during the 30-day public comment period following public notice of submittal of the progress report.

If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630 and 539.010(5) (as appropriate).

Order

The extension of time for Application 52769, Permit Number 41436, therefore, is approved. The deadline for completing construction is extended to October 1, 2017. The deadline for applying water to full beneficial use is extended to October 1, 2018.

DATED January , 2000

Martha O. Pagel, Director

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52769

Final Order
Extension of Time for Permit Number 41436

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- a) The amount of construction completed;
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DATED January , 2000

Martha O. Pagel, Director

Grand Ronde Community Water Association

PO Box 253, Grand Ronde, Oregon 97347

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WATER RESOURCES DEPT
SALEM, OREGON

PROGRESS REPORT 2007

Extension of Time for Permit 41436

Extension of Time for Permit 41437

Application	Permit	Priority	Rate	Use	Source
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52770	41437	2-10-1975	0.44 cfs	Quasi-Municipal	Springs trib to Rock Ck

Existing Water Right Appropriation from same source:

Application	Permit	Certificate	Priority	Rate	Use	Source
T-3379	15608	68530	9-22-1943	0.30 cfs	Quasi-Municipal	Rock Ck

A COMPLETED CONSTRUCTION

Year	2003	2004	2005	2006	2007
New Hook-ups	15	8	17	54	59

Year	Construction Activity
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2004	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Purchase Backhoe, Jack-Ass Creek Bridge Crossing.
2005	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Fire Hall Road Bridge Crossing.
2006	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing.
2007	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Relocate Waterline at Hwy 18 and Jahn Road.

B AMOUNT OF BENEFICIAL USE OF WATER

Year	2003	2004	2005	2006	2007
Consumption (in gallons)	117,606,000	84,638,000 **	76,529,000	91,244,000	91,107,000
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D FINANCIAL INVESTMENTS

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2005	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Fire Hall Road Bridge Crossing, GMAC Loan, Stimson Lease.	\$78,403
2006	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, GMAC Loan, Stimson Lease.	\$58,714
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WATER RESOURCES DEPT
SALEM, OREGON

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52770

Final Order
Extension of Time for Permit Number 41437

Appeal Rights

This is a final order in 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 JUNE 18, 1998, GRAND RONDE DOMESTIC WATER ASSOCIATION submitted an application to the Department for an extension of time for permit number 41437. The Department issued Permit number 41437 on APRIL 27, 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 AUGUST 24, 1999, the Department issued a Proposed Final Order proposing to extend the time to complete development of the water development project to October 1, 2017, and/or the time to fully apply water to beneficial use to October 1, 2018. The protest period closed OCTOBER 8, 1999. No protest was filed.

The permittee must submit a written progress report to the Department by October 1 of the years 2002, 2007, and 2012. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
- b) apply additional conditions and performance criteria for perfection of the right; or
- c) cancel the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410 to 537.450. The Department will grant the permittee a hearing on the cancellation, if one is requested.

In determining whether the permittee has been diligent, the Department will consider information submitted to the Department by the permittee and any information submitted during the 30-day public comment period following public notice of submittal of the progress report.

If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630 and 539.010(5) (as appropriate).

Order

The extension of time for Application 52770, Permit Number 41437, therefore, is approved. The deadline for completing construction is extended to October 1, 2017. The deadline for applying water to full beneficial use is extended to October 1, 2018.

DATED January , 2000

Martha O. Pagel, Director

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52770

Final Order
Extension of Time for Permit Number 41437

Appeal Rights

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Water Rights Division

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Number 52770

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DATED January , 2000

Martha O. Pagel, Director

**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 # **94377**

INVOICE # _____

RECEIVED FROM: Grand Ronde Community Water Assoc.

BY: _____

APPLICATION	<u>5-87207</u>
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 13116 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 400.00

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 \$

WATER RIGHTS:

0201 SURFACE WATER \$
0203 GROUND WATER \$
0205 TRANSFER \$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$
LANDOWNER'S PERMIT \$

OTHER (IDENTIFY) _____

**RECEIVED
OVER THE COUNTER**

EXAM FEE
\$ <u>400.00</u>
\$ <u>400.00</u>
\$
EXAM FEE
\$

RECORD FEE
\$
\$

LICENSE FEE
\$
\$

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$
0210 MONITORING WELLS \$

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: **94377**

DATED: Sept 30, 2008 BY: J. Smith

**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 # **93013**

INVOICE # _____

RECEIVED FROM: Grand Ronde Community
BY: Water Association

APPLICATION	87207
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 12955 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 700.00

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

**RECEIVED
OVER THE COUNTER**

\$
\$
\$
\$
\$

WATER RIGHTS:

0201 SURFACE WATER

0203 GROUND WATER

0205 TRANSFER

EXAM FEE	
\$	<u>700.00</u>
\$	
\$	
EXAM FEE	
\$	

0202

0204

RECORD FEE

\$
\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

0219

0220

LICENSE FEE

\$
\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

0210 MONITORING WELLS

\$
\$

CARD #

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: **93013**

DATED: 6/25/08 BY: [Signature]

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **109155**

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

INVOICE # _____

RECEIVED FROM: Bostwright Engineering, Inc.
BY: _____

APPLICATION	<u>587207</u>
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 19253 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 400.00

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	\$

WATER RIGHTS:

0201	SURFACE WATER	\$	0202	RECORD FEE	\$ <u>400.00</u>
0203	GROUND WATER	\$	0204		\$
0205	TRANSFER	\$			

WELL CONSTRUCTION

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	\$

**RECEIVED
OVER THE COUNTER**

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **109155**

DATED: 6-25-13 BY: RJ Williamson

NOTE: To be used only for Service Fees, Filing Fees, Recording Fees, Certified Copies, Witness Fees and UCC Fees

Client Number 29562

Matter Number 8

Client Name Inland Land Company LLC

Matter Name Groundwater Permit

Amount 400.00

Date September 30, 2008

Payee Oregon Water Resources Department, Inland Land Company LLC

Description Permit ^{Amendment} Application

Attorney Number and initials DEF392 Y

approved by:

DEF

FILE S-87207

GRAND RONDE COMMUNITY WATER ASSOC

KARL EKSTROM

PO BOX 253

GRAND RONDE OR 97347

FILE S-87207

GRAND RONDE COMMUNITY WATER ASSOC

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