



Form C (690-9-77)

**IMPORTANT**—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

**NOTE:** In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 66054

**NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE**

I, PATRICK M. LEONARD, the holder of Permit No. 48053

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1st day of SEPT, 1985

Remarks: \_\_\_\_\_

IN WITNESS WHEREOF, I have hereunto set my hand this 1 day of SEPT, 1985  
Patrick M Leonard 1895 STARBUCK CR. RD, AZALEA, OR.

(Signature of Applicant)

(Address)

Form B (690-9-77)

Application No. 66054

**NOTICE OF COMPLETION OF CONSTRUCTION**

I, PATRICK M. LEONARD, the holder of Permit No. 48053

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 1st day of SEPT, 1985

Remarks: \_\_\_\_\_  
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 1 day of SEPT, 1985  
Patrick M Leonard 1895 STARBUCK CR. RD. AZALEA, OR.

(Signature of Applicant)

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

Form A (690-9-77)

Application No. 66054

**NOTICE OF BEGINNING OF CONSTRUCTION**

I, PATRICK M. LEONARD, the holder of Permit No. 48053

to appropriate the public waters of the state of Oregon, began the actual construction of the works described herein on the 5 day of SEPT, 1984

Remarks: Purchased 1500 FT. ALUMINUM IRRIGATION PIPE, REQUIRED FITTINGS + VALVES - INSTALLED HEADGATE IN RESERVOIR - INSTALLED 300 FT. OF PIPE FROM HEADGATE TO CORNER OF AREA TO BE IRRIGATED.  
The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment required for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 5 day of SEPT, 1984  
Patrick M Leonard 1895 STARBUCK CR. AZALEA OR.

(Signature of Applicant)

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

SP\*35567-690

NOTE: ADDRESS CHANGED BY POST OFFICE NO LONGER 1895

RECEIVED  
SEP 05 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

OK  
MKT

OK  
MKT

RECEIVED  
SEP 05 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
SEP 10 1984  
WATER RESOURCES DEPT  
SALEM, OREGON

OK  
MKT

Appl. R-66053 66054  
Per ~~66054~~ R-9094 48053

PROOFS WERE SENT OUT March 1, 1991

Letter came in April 1, 1991 questioning  
number of acres.

Action dropped

Suggest a special letter to go out  
to these folks maybe with new proposed  
certificate explaining difference between  
requested and found, and appeal process.

Billy AND I COULD NOT FIND AN  
ELECTRONIC COPIES OF PROPOSED CERT  
~~SE~~ SO I PREPARED NEW ONES, (Do a  
QUICK REVIEW TO MAKE SURE CORRECT.)

STATE OF OREGON  
COUNTY OF DOUGLAS  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL  
1895 STARVEOUT CREEK ROAD  
AZALEA, OREGON 97410

confirms the right to use the waters of AN UNNAMED STREAM AND RESERVOIR CONSTRUCTED UNDER PERMIT R-9094, a tributary of STARVEOUT CREEK, for IRRIGATION OF 1.0 ACRE.

This right was perfected under Permit 48053. The date of priority is SEPTEMBER 14, 1983. This right is limited to 0.013 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 18, TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.; 1370 FEET NORTH AND 70 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 18.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-9094.

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

SEE PAGE TWO

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

1.0 ACRE  
NE 1/4 SE 1/4,  
SECTION 18,  
TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued \_\_\_\_\_, 2003

PROPOSED CERTIFICATE ONLY - THIS IS NOT A FINAL CERTIFICATE

---

Paul R. Cleary, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number PROPOSED.  
66054.LMT

# Mailing List for Proposed Certificate

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Mailing Date: 4/25/2003

Application     S-66054  
Permit           S-48053  
Certificate

Permit/Certificate Holder: (include copy of map)

PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL  
1895 STARVEOUT CREEK ROAD  
AZALEA, OREGON 97410

**Copies Mailed**

By: \_\_\_\_\_  
(SUPPORT STAFF)

on: 4/25/2003  
(DATE)

Additional Copies of Proposed to be sent to:

1.

Other persons to receive copy of Proposed Certificate : (Include map)

1.

2.

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## For Final Certificate

Copies of Final Certificate to be sent to:

1. Watermaster #15: (include copy of map)
2. Data Center (include copy of map)
3. Water Availability

Other persons to receive copies: (Include map)

1.

2.

STATE OF OREGON  
COUNTY OF DOUGLAS  
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL  
1895 STARVEOUT CREEK ROAD  
AZALEA, OREGON 97410

confirms the right to use the waters of AN UNNAMED STREAM AND A RESERVOIR, CONSTRUCTED UNDER PERMIT R-9094, tributaries of STARVEOUT CREEK, for the purpose of IRRIGATING 1.0 ACRE.

The right has been perfected under Permit 48053. The date of priority is SEPTEMBER 14, 1983. The right is limited to not more than 0.013 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 18, T 32 S, R 4 W, W.M.; 1370 FEET NORTH AND 70 FEET WEST FROM THE SE CORNER OF SECTION 18.

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-SEVENTIETH of one cubic foot per second per acre from direct flow, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage.

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

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

NE 1/4 SE 1/4 1.0 ACRE  
SECTION 18  
TOWNSHIP 32 SOUTH, RANGE 4 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

66054.JK

STATE OF OREGON

COUNTY OF DOUGLAS

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

1895 PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL  
~~BOX 17,~~ STARVEOUT CREEK ROAD  
AZALEA, OREGON 97410

confirms the right to use the waters of AN UNNAMED STREAM AND A RESERVOIR, CONSTRUCTED UNDER PERMIT R-9094, tributaries of STARVEOUT CREEK, for the purpose of IRRIGATING 1.0 ACRE.

The right has been perfected under Permit 48053. The date of priority is SEPTEMBER 14, 1983. The right is limited to not more than 0.013 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 18, T 32 S, R 4 W, W.M.; 1370 FEET NORTH AND 70 FEET WEST FROM ~~SE CORNER~~ <sup>The</sup> SECTION 18.

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-SEVENTIETH of one cubic foot per second per acre from direct flow, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage.

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

# Abstract of Permit

DB

This is to certify that I have examined APPLICATION **66054** and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to **Patrick Michael Leonard and Christine Westphal of Box 17, Starveout Creek Road, Azalea, Oregon 97410**, for the use of the waters of an unnamed stream and reservoir, a tributary of Starveout Creek, to be constructed under Application R-66053, Permit R-9094, for the PURPOSE of **Irrigation**

that the PRIORITY OF THE RIGHT dates from **September 14, 1983**

and is limited to the amount of water which can be applied to beneficial use and shall not exceed **0.025 cubic foot per second**

The POINT OF DIVERSION is to be LOCATED: **1260 feet South and 75 feet West from the E 1/4 Corner of Section 18, being within the NE 1/4 SE 1/4 of Section 18, Township 32 South, Range 4 West, W.M., In the County of Douglas.**

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

**Township 32 South, Range 4 West, W.M. Section 18 NE 1/4 SE 1/4 2.0 acres Irrigation**

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 1/70 of one cubic foot per second per acre, and shall be further limited to a diversion of not to exceed 3.5 from direct flow and storage from reservoir to be constructed under Permit R-9094, and be subject to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before **January 16, 1985**, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 **85**.

Complete application of the water to the proposed use shall be made on or before October 1, 19 **86**.

Witness my hand this **16th** day of **January**, 19 **84**.

\_\_\_\_\_  
WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

INFO: MET WITH CHRISTINE WESTPHAL, GRAVITY FLOW  
TO DRIP IRRIGATE 1040 CHRISTMAS TREES, LAWN & GARDEN  
SOURCE: RESERVOIR ON UNNAMED STREAM

DIV. PT.: GRAVITY-FLOW FROM DAM VIA 2-2"  
ALUM. PIPES, ACROSS CREEK TO IRRIGATED GROUND

HEAD: 22 FT.

PIPE: 650 FT. OF 2" ALUM. PIPE FROM RES. TO BURIED PVC  
300 FT. OF 1" PVC (BURIED)  
500 LOW-PRESSURE DRIP EMITTERS  
300 FT. OF GARDEN HOSE  
40 LOW-PRESSURE MIST-TYPE SPRINKLERS  
18 HOSE BIBBS

TIE: BC 416

PHOTO: 41019-378-298L

Mike Schmidt  
F.I. 7/14/88

Calculations:

$$Q_A = \frac{1}{80} = 0.013$$

Friction + 0.02 CPS

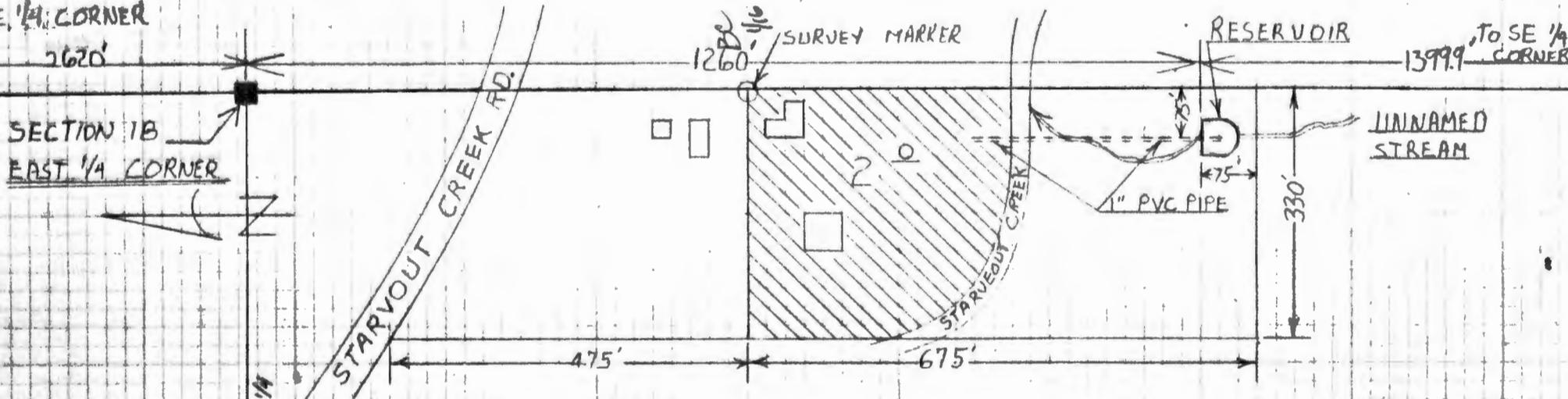
THE EAST HALF OF THE EAST HALF OF THE N.E. QUARTER OF THE SE. QUARTER, SECTION 18, TWP 32 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN, DOUGLAS COUNTY OREGON, LYING SOUTH OF STARVOUT CREEK ROAD. 7.93 ACERS

TAX ACCT# 15284 TAX LOT 12 KNOWN AS THE PATRICK M. LEONARD — CRISTINE A. WESTPHAL PROPERTY.

THE POINT OF DIVERSION IS TO BE LOCATED 1260 FT. SOUTH AND 75' WEST FROM THE EAST 1/4 CORNER OF SECTION 18

**RECEIVED**  
 NOV 17 1983  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

TO NE 1/4 CORNER



HASH MARKS INDICATE AREA TO BE IRRIGATED

Application No. R-66053, 66054  
 Permit No. R 9094 48053

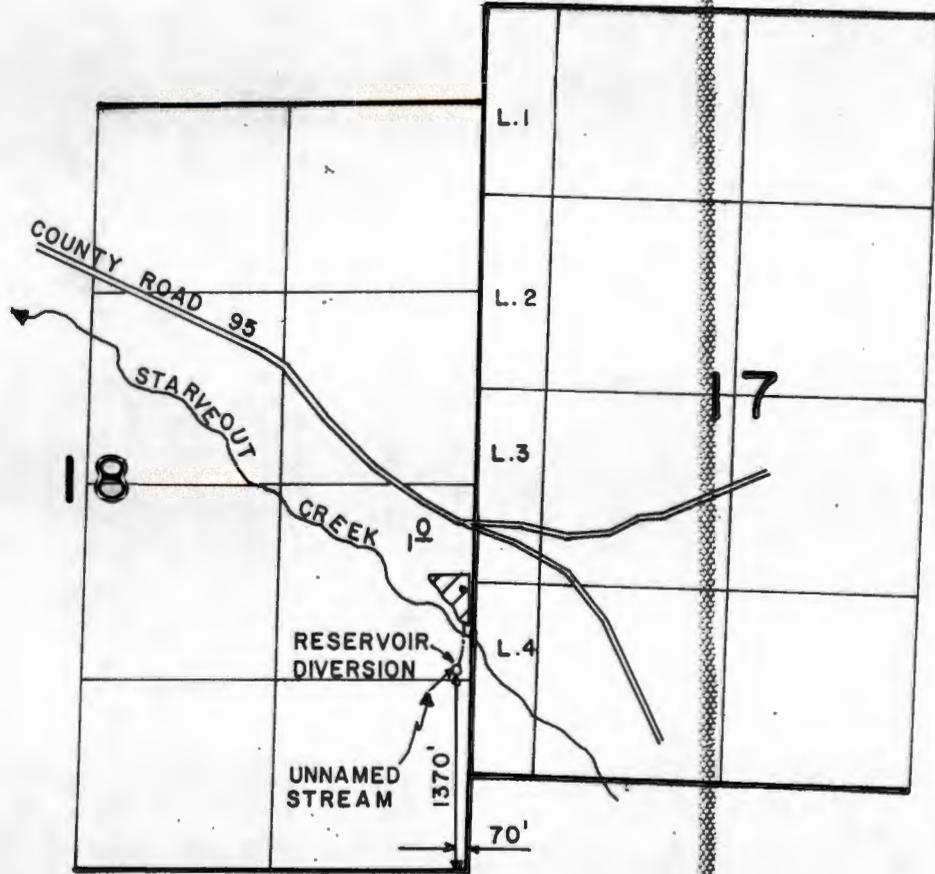
SCALE 1" = 200'

-  HOUSE
-  POLE BARN
-  SHED
-  WORK SHOP

APPLICATION NO. 66054 R-66053

**RECEIVED**  
 DEC 2 1983  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

T. 32 S., R. 4 W., W. M.



SCALE: 4" = 1 MILE

**FINAL PROOF SURVEY**  
UNDER

R- 66053                      R-9094  
Application No. 66054    Permit No. 48053

IN NAME OF

**PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL**

Surveyed JULY 14, 1988, by J. M. SCHMORDE

MECHANICAL DRAWING

NAME OF PROJECT OR CLIENT: \_\_\_\_\_

DATE: \_\_\_\_\_

SCALE: 1:200

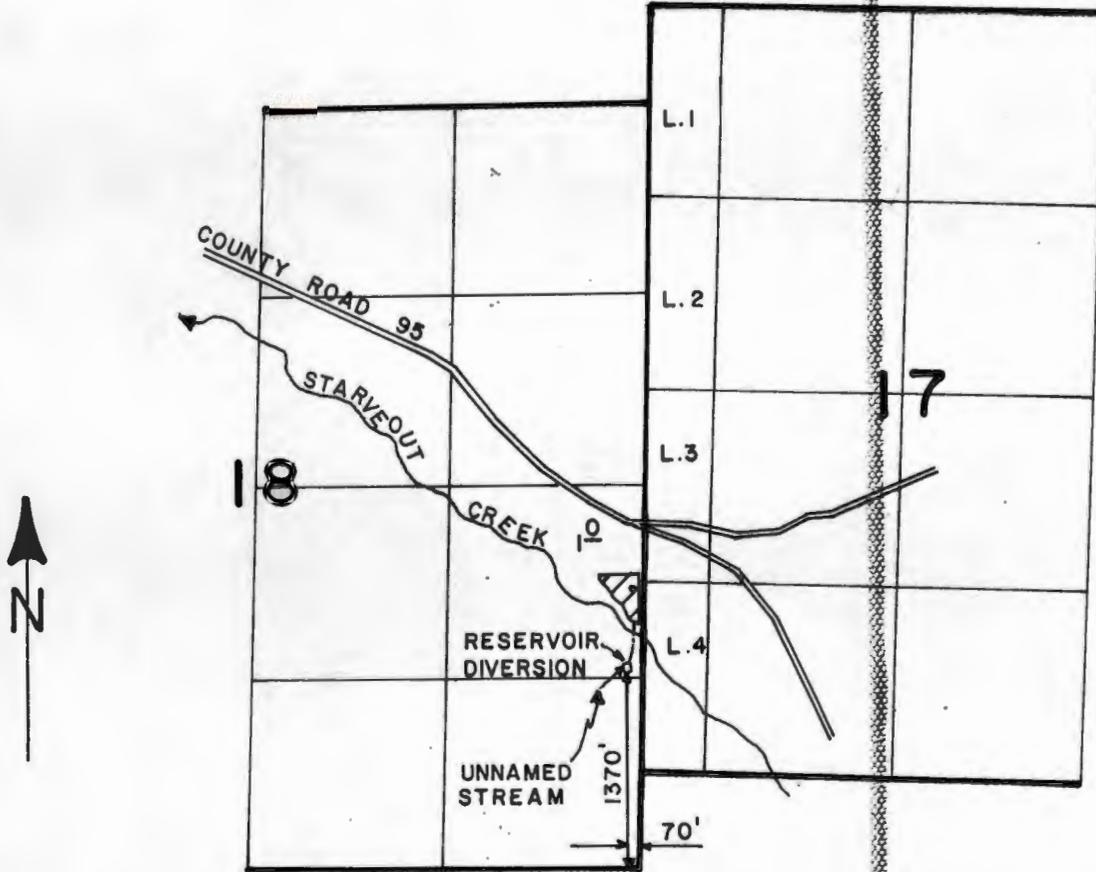
PROJECT NO. 000000

APPROVED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

COM

T. 32 S., R. 4 W., W. M.



SCALE: 4" = 1 MILE

**FINAL PROOF SURVEY**  
UNDER

R- 66053                      R-9094  
Application No. 66054    Permit No. 48053  
IN NAME OF

**PATRICK MICHAEL LEONARD AND CHRISTINE WESTPHAL**

Surveyed JULY 14, 1988, by J. M. SCHMORDE

SEC. 17

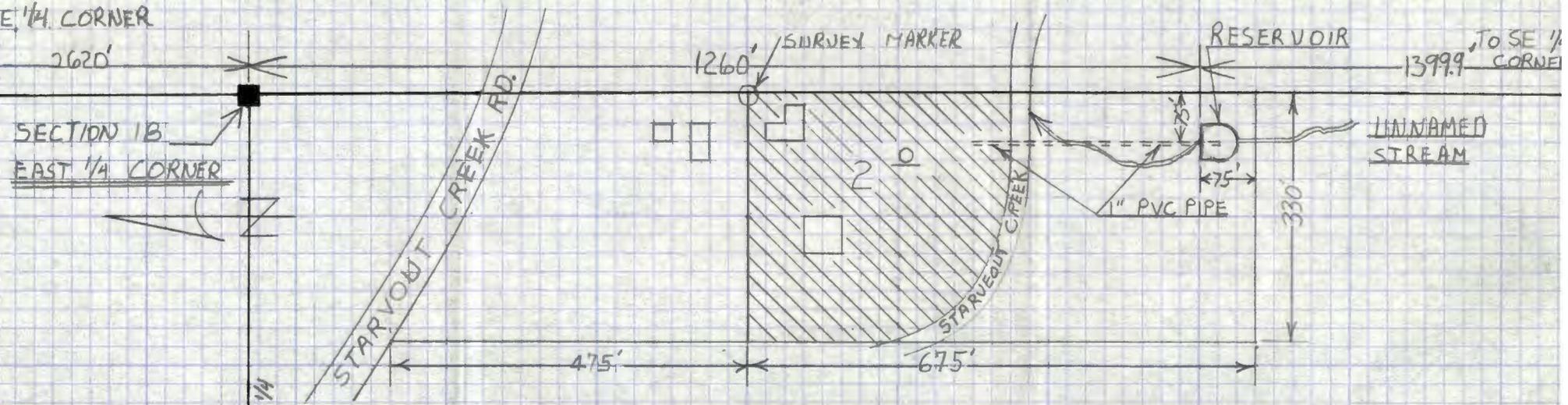
THE EAST HALF OF THE EAST HALF OF THE N.E. QUARTER OF THE SE QUARTER, SECTION 18, TWP 32 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN, DOUGLAS COUNTY OREGON, LYING SOUTH OF STARVOUT CREEK ROAD. 7.93 ACERS

TAX ACCT# 75284 TAX LOT 12 KNOWN AS THE PATRICK M. LEONARD - CRISTINE A. WESTPHAL PROPERTY.

THE POINT OF DIVERSION IS TO BE LOCATED 1260 FT. SOUTH AND 75' WEST FROM THE EAST 1/4 CORNER OF SECTION 18

RECEIVED  
NOV 17 1983  
WATER RESOURCES DEPT.  
SALEM, OREGON

TO NE 1/4 CORNER



SEC. 18

NE 1/4 OF SE 1/4

HASH MARKS INDICATE AREA TO BE IRRIGATED

Application No. R-66053, 66054

Permit No. R 9094 48053

SCALE 1" = 200'

-  HOUSE
-  POLE BARN
-  SHED
-  WORK SHOP

APPLICATION NO. 66054 R-66053

RECEIVED  
DEC 2 1983  
WATER RESOURCES DEPT.  
SALEM, OREGON

October 16, 1991

Patrick M. and Christine A. Leonard  
1895 Starveout Creek Road  
Azalea, OR 97410

Dear Mr. and Mrs. Leonard:

REFERENCE: Files R-66053 and 66054

Enclosed is an assignment form for the requested name change for the permit. Please fill out the form and return it as soon as possible.

The permit was issued for two acres, but the certificate would be issued for one acre. The acreage figure and final proof map are correct. The department made an on-site survey and found that only one acre was developed under the terms of the permit.

If you have any questions, please call.

Sincerely,

JAKE SZRAMEK  
Certificates Section

JS:tcb

Enclosure



March 29, 1991

RECEIVED

APR -1 1991

WATER RESOURCES DEPT  
SALEM, OREGON

We have received and reviewed the proposed certificate of water right for our property.

Owners:

Patrick Michael Leonard and Christine Westphal  
1895 Starveout Creek Road  
Azalea, Oregon 97410

Legal Description:

NE 1/4 SE 1/4 Section 18, Township 32 south, Range 4 west, W.M.

Application Number: 66054

Permit Number: 48053

On January 2, 1987, Patrick M. Leonard and Christine A. Westphal were married. We request a change indicating the certificate be issued to: Patrick M. and Christine A. Leonard

We also have a question on the proposed certificate regarding the area to be irrigated. According to the Permit To appropriate the Public Waters application 66054, along with the survey map submitted Nov. 17, 1983 and the Final Proof Survey, 2.0 acres were to be irrigated. The proposed water right certificate Permit 48053 indicates only 1.0 acre to be irrigated. If this was a typographical error we request the Water Right Certificate be changed to 2.0 acres.

All other information is accurate and correct. We thank you for your help.

*Christine Leonard*

January 23, 1984

Patrick Michael Leonard & Christine Westphal  
Box 17, Starveout Creek Road  
Azalea, Oregon 97410

R-66053 & 66054

R9094 & 48053

378-3066

December 12, 1983

Christina Westphal  
PO Box 813  
Crestline, CA 92325

Dear Ms. Westphal:

REFERENCE: Files R-66053 and 66054

Thank you for returning Application 66054 and the accompanying maps. The correction to Application R-66053 has been made as authorized in your letter of November 30, 1983.

Both applications are now in satisfactory form and will be considered for issuance of permits in sixty days.

Sincerely,

CHRIS L. HUGHES  
Senior Water Rights Examiner

CLHwpc

0056/S  
9611B

**RECEIVED**  
DEC 2 1983  
WATER RESOURCES DEPT.  
SALEM, OREGON

11-30-83

Here is our latest attempt at completing the maps and application to your specifications. We hope this will suffice.

In rechecking the information the original one  $\frac{1}{4}$  corner was incorrect. We have made the appropriate correction on application 66054 and the maps. Can you please make the correction on application # 66053 - location was listed as SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  and the correction should read NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  on item #3 of the application.

Thank you

Christine A. Westphal  
PO Box 813  
Crestline CA 92325

If there are any more corrections or concerns please contact us as soon as possible

work phone  
619-243-1660



*Water Resources Department*  
MILL CREEK OFFICE PARK  
555 13th STREET N.E., SALEM, OREGON 97310

**RECEIVED**  
NOV 17 1983  
**WATER RESOURCES DEPT.**  
**SALEM, OREGON**  
PHONE 378-3066

October 21, 1983

Patrick M. Leonard and  
Christina Westphal  
Box 17, Starveout Creek Road  
Azalea, OR 97410

REFERENCE: Files R-66053 and 66054

Your Applications R-66053 and 66054 describing the proposed use of 0.7 acre-foot and 0.025 cubic foot per second of water from an unnamed stream and reservoir for irrigation of 2.0 acres, together with the maps and legal description, have been reviewed.

There are some additions and corrections which are needed before your applications can be considered for issuance of the required permits.

Please add the reservoir as a source in addition to the unnamed stream in Item I of Application 66054.

We are no longer accepting portions of plat maps as application maps. If you wish to use the plat map as a base map, please submit four copies or one reproducible transparency of the whole map. Each map submitted must have all the required information as on the ones you originally submitted.

I am returning Application 66054 and the maps for correction and completion. Application R-66053 appears to be in satisfactory form and will be held without action until Application 66054 and the maps are received in proper form.

Application 66054 is endorsed so that in order to retain its priority date it must be received in this office on or before December 20, 1983.

Sincerely,

*Chris L. Hughes*

CHRIS L. HUGHES  
Senior Water Rights Examiner

CLH:wpc  
8907B

*I hope are  
reply will be  
sufficient - If not  
please contact us as  
soon as possible -  
Christina Westphal  
P.O. Box 813  
Custline CA  
92335  
714-338-4874*

November 23, 1983

Christina Westphal  
PO Box 813  
Crestline, CA 92325

Dear Ms. Westphal:

REFERENCE: Files R-66053 and 66054

Thank you for returning Application 66054 and the accompanying maps.

The maps are very close to acceptable, however, the maps must show the location of the quarter-quarter section lines and the E 1/4 Corner of Section 18 which was used to locate the dam. Please state the location of the dam on the maps as it appears in Item 2 of Application 66054, and show the location of the quarter-quarter section lines and E 1/4 Corner of Section 18.

I am again returning Application 66054 and the maps. Application R-66053 will be held without action until Application 66054 and the maps are received in proper form.

Application 66054 is endorsed and in order to retain its priority date, it must be received in this office on or before January 23, 1984.

Please be certain that your application reaches this office before January 23, 1984. There is a proposed minimum streamflow which would become effective November 3, 1983, and would virtually eliminate all out of stream uses of water during late summer for permits with a priority date later than November 3, 1983.

Sincerely,

CHRIS L. HUGHES  
Senior Water Rights Examiner

CLH:wpc  
enclosures

9396B

October 21, 1983

Patrick M. Leonard and  
Christina Westphal  
Box 17, Starveout Creek Road  
Azalea, OR 97410

REFERENCE: Files R-66053 and 66054

Your Applications R-66053 and 66054 describing the proposed use of 0.7 acre-foot and 0.025 cubic foot per second of water from an unnamed stream and reservoir for irrigation of 2.0 acres, together with the maps and legal description, have been reviewed.

There are some additions and corrections which are needed before your applications can be considered for issuance of the required permits.

Please add the reservoir as a source in addition to the unnamed stream in Item 1 of Application 66054.

We are no longer accepting portions of plat maps as application maps. If you wish to use the plat map as a base map, please submit four copies or one reproducible transparency of the whole map. Each map submitted must have all the required information as on the ones you originally submitted.

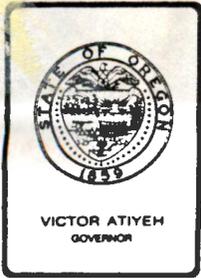
I am returning Application 66054 and the maps for correction and completion. Application R-66053 appears to be in satisfactory form and will be held without action until Application 66054 and the maps are received in proper form.

Application 66054 is endorsed so that in order to retain its priority date it must be received in this office on or before December 20, 1983.

Sincerely,

CHRIS L. HUGHES  
Senior Water Rights Examiner

CLH:wp  
8907B



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

September 27, 1983

Patrick Michael Leonard and  
Christine Westphal  
Box 17  
Starveout Creek Road  
Azalea, OR 97410

REFERENCE: Files R-66053 and 66054

We have received your applications for use of water for irrigation along with the supporting data and fees. Our Receipts 38344 and 38345 are enclosed. Your applications have been filed and assigned numbers R-66053 and 66054.

Applications which are received in proper form for a permit, including maps, supporting data and fees, will be considered for approval shortly after the mandatory 30-day waiting period. Applications which are defective, conflict with existing rights or require additional information will be reviewed in detail and will be returned for completion or correction within 45 days.

If your applications are approved, the project described in the applications will be subject to the Water Policy Review Board's Basin Program statements, existing minimum flows and demands of prior rights during periods of low water.

Sincerely,

RALPH H. JACKSON, Supervisor  
Application/Permit Section

RHJ:wpc

enclosures

0003/X  
8557B

Superseded  
12/2/83

SCALE - 1" = 400'

STARVEOUT

1900  
16.00 AC.

2100  
0.10 AC.

2200  
18.60 AC.

2200

2500  
29.52 AC.

CREEK

2300  
1.48 AC.

2400  
7.93 AC.

SE 1/4  
SE 1/4

2800  
17.42 AC.

UNNAMED  
STARVEOUT

2900  
2.58 AC.

E 1/4 S. 18

DAM = 1880' S.  
± 100' W.

90.02 CH.  
NO. 35 W.

19.87 CH.

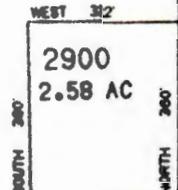
19.87 CH.

SEE MAP 32 4 17C

17

Application No. R-66053, 66054  
Permit No.

10



75-00030

Vol 702 No 929

MEMORANDUM OF CONTRACT

KNOW ALL MEN BY THESE PRESENTS, that under written Contract of Sale dated December 1, 1978, JAMES R. BREWER and EDITH L. BREWER, husband and wife, are selling to JEFF S. ANDERSON and CAROLINE E. ANDERSON, husband and wife, the following described real property:

East half of the east half of the Northeast quarter of the Southeast quarter, Section 18, Township 32, South, Range 4 West, Willamette Meridian, Douglas County, Oregon, lying South of Starveout Road.

The true and actual consideration for the purchase of said real property is the sum of \$56,000.00.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands this 1st day of December, 1978.

SELLERS:

BUYERS:

James R. Brewer  
James R. Brewer  
Edith L. Brewer  
Edith L. Brewer

Jeff S. Anderson  
Jeff S. Anderson  
Caroline E. Anderson  
Caroline E. Anderson

STATE OF OREGON )  
                          ) ss.  
County of Douglas )

December 1, 1978.

Personally appeared the above-named JAMES R. BREWER and EDITH L. BREWER, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Buyers' Address:  
Box 11  
Canyonville, Oregon 97417

Willa J. Beverly  
Notary Public for Oregon  
My commission expires: 1/22/80

Application No. R-66053  
Permit No. R 9094  
66054

DOUGLAS COUNTY TITLE COMPANY

28053

as seller and Jeff S. Anderson and Caroline E. Anderson, husband and wife

as buyer, which contract is recorded in the Deed\* Miscellaneous\* Records of Douglas County, Oregon, in book/reel/volume No. 702 at page 929 thereof, or as fee/file/instrument/microfilm/reception No. 79-00030 (indicate which), (reference to said recorded contract hereby being expressly made), together with all of the right, title and interest of the undersigned in and to the real estate described therein; the undersigned hereby expressly covenants with and warrants to the assignee above named that the undersigned is the owner of the vendee's interest in the real estate described in said contract of sale and that the unpaid balance of the purchase price thereof is not more than \$41,138.61 with interest paid thereon to July 25, 1983; further, upon compliance by said assignee with the terms of said contract, the undersigned directs that conveyance of said real estate be made and delivered to the order of said assignee. Assignors assures purchasers that the contract being assigned is current as of the above dates, Next payment due 9-6-83.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$80,000.00

However, the actual consideration consists of or includes other property or value given or promised which is part of the whole consideration (indicate which).

In construing this assignment, it is understood that if the context so requires, the singular shall be taken to mean and include the plural, the masculine shall include the feminine and the neuter and that generally all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to one or more individuals and/or corporations.

IN WITNESS WHEREOF, the undersigned assignor has hereunto set his hand; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its board of directors.

DATED: August 23, 1983

Jeff S. Anderson

Caroline E. Anderson

RECEIVED SEP 14 1983

(If executed by a corporation, affix corporate seal.)

WATER RESOURCES DEPT.

STATE OF OREGON, SALEM, OREGON

STATE OF OREGON, County of ) ss.

County of Douglas ) August 23, 1983

Personally appeared the above named Jeff S. Anderson and Caroline E. Anderson

Personally appeared and each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

and acknowledged the foregoing instrument to be their voluntary act and deed.

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 each of them acknowledged said instrument to be its voluntary act and deed. Before me:

Notary Public for Oregon My commission expires:

Notary Public for Oregon My commission expires: STATE OF OREGON ) COUNTY OF DOUGLAS ) ss.

\*Strike whichever word not applicable. NOTE—The sentence between the symbols ( ), if not applicable, should be deleted. See ORS 93.030. If the contract is not already of record, it should be recorded, preferably in the Deed Records.

Application No. R-66053, 66054 48053 Permit No. R 9094

I, DORIS L. WADSWORTH, COUNTY CLERK AND RECORDER OF CONVEYANCES, IN AND FOR SAID COUNTY, DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WAS RECORDED THIS DAY: STATE OF OREGON, County of Douglas 11:349 ss.

GRANTOR'S NAME AND ADDRESS DOUGLAS COUNTY TITLE COMPANY P.O. Box 1700 ROSEBURG OREGON 97470

I certify that the within instrument

was received for record on the day of 11/23/83, 1983, at o'clock M., and recorded in book/reel/volume No. on Page of fee/file/instrument/microfilm/reception No. 402-10 Record of Deeds of said county.

After recording return to: Patrick M. Leonard and Christine A. Westphal

Witness my hand and seal of DOUGLAS COUNTY OFFICIAL RECORDS County affixed.

Until a change is requested all tax statements shall be sent to the following address.

Patrick M. Leonard Christine A. Westphal P O Box 4194

NAME TITLE By Deputy

NAME, ADDRESS, ZIP Crestline, Ca 92325 88-10333

Application No. 66054

Permit No.

RECEIVED

STATE OF OREGON WATER RESOURCES DEPARTMENT SEP 14 1983

Application for Permit to Appropriate Surface Water WATER RESOURCES DEPT SALEM, OREGON

I, Patrick Michael Leonard & Christine Westphal (Name of Applicant)

of Box 17 Starveout Creek Rd, Azalea (Mailing Address) (City)

State of Oregon, 97140 Phone No. do hereby (Zip Code)

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

1. The source of the proposed appropriation is Unnamed stream AND RESERUDIR, a tributary of Starveout Creek

2. The point of diversion is to be located 1260 ft. S and 75 ft. W from the E 1/4 corner of Sec 18 (N. or S.) (E. or W.) (Public Land Survey Corner)

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

being within the NE 1/4 of the SE 1/4 of Sec. 18 Tp. 32 S. R. 4 W, W. M., in the county of Douglas (N. or S.) (E. or W.)

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

Table with 5 columns: Township, Range, Section, List 1/4 1/4 of Section, List use and/or number of acres to be irrigated. Row 1: 32 S, 4 W, 18, NE 1/4 SE 1/4, 2.0 irrigation

9963B

4. The amount of water which the applicant intends to apply to beneficial use is 0.025.....

cubic feet per second.....

(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is Irrigation.....

6. **DESCRIPTION OF WORKS**

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

Gravity system, - 1 1/2" PUC pipe +  
sprinklers

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

7. Construction work will begin on or before 10-1-84.....

8. Construction work will be completed on or before 10-1-85.....

9. The water will be completely applied to the proposed use on or before 10-1-86.....

Application No. 66054.....

Permit No. ....

RECEIVED  
MAY 16 1983  
SECRET

Remarks:.....

.....  
.....  
.....  
.....  
.....  
.....

*Patricia M. Leonard*  
Signature of Applicant

*Christine A. Westphal*

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

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before December 20, January 23, 19 84

WITNESS my hand this 23rd day of October, November, 19 83

William H. Young Water Resources Director

By *Chris L. Hughes*

Chris L. Hughes

**RECEIVED**  
NOV 17 1983  
WATER RESOURCES DEPT.  
SALEM, OREGON

**RECEIVED**  
DEC 2 1983  
WATER RESOURCES DEPT.  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 14<sup>th</sup> day of September, 19 83, at 11:15 o'clock A.M.

Application No. 66054

Permit No. ....

Application No. 66054

Permit No. ....

PC  
NCA

### Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.025 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from an unob. str. and res to the inst. under App R-66053, Per R-

The use to which this water is to be applied is irrig.

If for irrigation, this appropriation shall be limited to 1/20 of one cubic foot per second or its equivalent for each acre irrigated 3 1/2 from direct flow str. from res. to be const under Permit R-etc.

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

The priority date of this permit is Sept 14, 1963

Actual construction work shall begin on or before ..... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this ..... day of....., 19.....

Water Resources Director

*[Handwritten signature]*