

**ASSIGNED**

Name Hershner & Bell Realty, Inc.  
 By \_\_\_\_\_  
 Address 606 State Street  
Hood River, Oregon 97031

Date filed 28 September 1977  
 Priority Sept. 28, 1977  
 Action suspended until SUR  
 Return to applicant \_\_\_\_\_  
 Date of approval JAN 12 1978

**CONSTRUCTION**

Date for beginning JAN 12 1979  
 Date for completion OCT 1 1979  
 Extended to \_\_\_\_\_  
 Date for application of water OCT 1 1980  
 Extended to \_\_\_\_\_

**PROSECUTION OF WORK**

Form "A" filed \_\_\_\_\_  
 Form "B" filed \_\_\_\_\_  
 Form "C" filed Completed

**FINAL PROOF**

Blank mailed AUG 15 1979  
 Proof received \_\_\_\_\_  
 Date certificate issued \_\_\_\_\_

Application No. 56665  
 Permit No. 42413  
 Certificate No. \_\_\_\_\_

Stream Index, Page No. 4-24

**CANCELLED**

*June 26, 1981*  
*JUL 7 1981*

*Special Order Number Vol 34 Pg 640 641*

FEES PAID		
Date	Amount	Receipt No.
9-28-77	35.00	64134
FEES REFUNDED		
Date	Amount	Check No.

ASSIGNMENTS				
Date	To Whom	Address	Volume	Page
10-27-78	Phillip G. & Sherrill L. Nelson	5580 Dee Highway, Parkdale, OR 97041	6	458

**REMARKS**

Form 130 sent NOV 0 0 1979

*2nd Reminder ltr sent 1-17-80*

**CERTIFIED LETTER SENT 8-8-80**

FORM 101 JUL 07 1981

*[Handwritten Signature]*

TO WR

DATE 7/29 TIME 4:28

**ACCESS 800**

X Jennis Wiers CALLED

Attorney-at-Law

OF Hood Rivers

PHONE 386-2221

MESSAGE 56665

Permit 42415

X P.O. Box 417

X Hood R., O.

97031

Reinstating WR sent me copies of remaining letters

**CALL BACK ON S.P.A.N.**

TAKEN BY CW

RECEIVED

DEC 18 1977

WATER RESOURCES DEPT  
SALEM, OREGON

Order No. 1127

EXHIBIT A

Those tracts of land situated in the County of Hood River and State of Oregon, bounded and described as follows, to-wit:

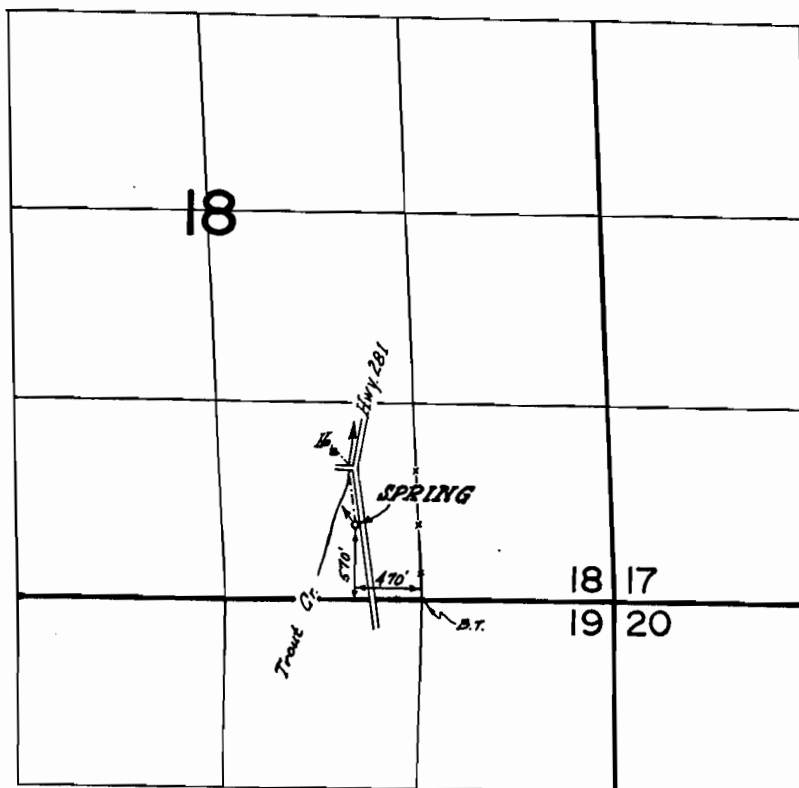
Parcel I:

That tract of land located in the Southwest quarter of the Southeast quarter of Section 18, Township 1 North, Range 10 East of the Willamette Meridian, which is between the Parkdale Highway No. 281 and the Trout Creek Ridge Road and extending 215 feet South from the North line of said quarter quarter, a more accurate description of which would be: Commencing at a point on the West line of Dee-Parkdale State Highway No. 281 where the same intersects the North line of the Southwest quarter of the Southeast quarter of Section 18, Township 1 North of Range 10 East of the Willamette Meridian; thence South along the West line of said Dee-Parkdale State Highway No. 281, a distance of 215 feet to a point; thence West and parallel to said North line a distance of 175 feet; more or less, to the East line of the Trout Creek Ridge Road; thence North along said last mentioned East line 215 feet, more or less, to the North line of said quarter quarter; thence East along said last mentioned North line 250 feet, more or less, to the place of beginning. EXCEPT a parcel thereof described as follows: Commencing at a point on the West line of Dee-Parkdale State Highway No. 281, where the same intersects the North line of the Southwest quarter of the Southeast quarter of Section 18, Township 1 North, Range 10 East of the Willamette Meridian; thence South along the West line of said Dee-Parkdale State Highway No. 281, a distance of 160 feet to a point; thence West and parallel to the said North line to the center of Trout Creek; thence Northerly along the center of Trout Creek to said North line of said quarter quarter; thence East to the point of beginning.

Parcel II:

Beginning at a point of intersection of the West right of way line of Hood River Highway, State Secondary No. 281, Dee-Parkdale Section, with the North line of the Southwest quarter of the Southeast quarter of Section 18, Township 1 North, Range 10 East of the Willamette Meridian; thence Southerly along the West right of way line of said Highway 215 feet to the true place of beginning of that tract of land herein described; thence West parallel with the North line of the Southwest quarter of the Southeast quarter of said Section 18 to the West line of that tract of land conveyed to O. J. Severson et ux., by deed from Charles I. Thomas et al., recorded May 19, 1948 in Book 37, at page 552, Deed Records Hood River County; thence South along the West line of said Severson tract of land to the most Southerly intersection thereof with the center line of the relocated County Road known as the Trout Creek Ridge Road in accordance with deed from O. J. Severson et ux., to Hood River County, recorded September 14, 1956 in Book 58, page 270, Deed Records Hood River County; thence Easterly along the center line of said relocated County Road to the West right of way line of Hood River Highway, aforesaid: thence Northerly along the West right of way line of said Highway to the true place of beginning of the tract of land herein described.

# T. 1 N., R. 10 E., W. 4 M.



## FINAL PROOF SURVEY UNDER

Application No. 56665 Permit No. 42413  
IN NAME OF

PHILLIP G. & SHERRILL L. NELSON

Surveyed May 10 1978, by St. Applegate



*Water Resources Department*  
MILL CREEK OFFICE PARK

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

PHONE 378-8508

File No. 56665

December 22, 1977

Hershner and Bell Realty Inc.  
606 State Street  
Hood River, OR 97031

Dear Sirs:

Thank you for submitting the legal description of the property on which the water is to be used and a notice from the Middle Fork Irrigation District.

Water from Trout Creek and its tributaries will not always be available during dry periods due to the requirements of existing water rights.

Your application is now in satisfactory form for issuance of a permit.

Sincerely

*Donald R. Buell*

Donald R. Buell  
Water Rights Engineer

DRB:cah

cc: Thomas J. Paul  
Watermaster District #3

*12-29-77  
permits are being sent out  
dry*

*1-16-78  
still not here - what happened  
D. Menard*

HERSHNER & BELL REALTY, INC.  
506 STATE STREET, HOOD RIVER, OREGON 97031

DOROTHY MENARD

OFFICE 386-5555

---

The completed assignment must be submitted to the Water Department, 1178 Connecticut Street, NE, Atlanta, Georgia, 30309, together with a recording fee of \$200.

7045 Slm  
\$200 10-27-78

Application No. 56665

Permit No. 42413

Box

STATE OF OREGON WATER RESOURCES DEPARTMENT RECEIVED

Application for Permit to Appropriate Surface Water SEP 28 1977

ASSIGNED Philip S. ... Nelson WATER RESOURCES DEPT  
I. Hershner & Bell Realty, Inc. 5580 Bay Highway Parkdale, OR 97041 SALEM, OREGON

of 606 State Street Hood River  
(Mailing Address) (City)

State of Oregon 97031 Phone No. 386-5555 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 Trout Creek a tributary of East Fork Hood River  
9-27-77 T.J.P.

2. The point of diversion is to be located 700 ft N. and 470 ft N.  
from the S.E. corner of Section 18 T 1 N R 10 E  
(Public Land Survey Corner)

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

being within the SW 1/4 of the SE 1/4 of  
Sec. 18 Tp. 1 N R. 10 E, W.M., in the county of Hood River

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 of Section, List use and/or number of acres to be irrigated. Row 1: 1 N, 10 E, 18, SW SE, household.

PTS 1978-F  
5-10-78  
SPA

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 0.005 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 Trout Creek

The use to which this water is to be applied is domestic use for one family.

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated.

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 September 28, 1977

Actual construction work shall begin on or before January 12, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979

Complete application of the water to the proposed use shall be made on or before October 1, 1980

WITNESS my hand this 12th day of January, 1978

James E. Jackson
Water Resources Director



INFO: CAROL DUDDELL - SHE AND HUSBAND, & THOMAS ARE BUYING  
ON CONTRACT FROM H & B REALTY OF HOOD RIVER.

SOURCE: A SPRING - 50 GAL OIL DRUM SET IN SPRING COLLECTS WATER. 1"  
STEEL PIPE FROM SPR. TO HO. - GRAVITY FLOW. SPRING IS CONSIDERABLE  
DISTANCE FROM TROUT CR. ITSELF. PIPING RUNS DOWN <sup>TO</sup> TROUT CR. & UNDER  
~~RD.~~ RD. THROUGH <sup>36"</sup> CULVERT FOR TROUT CR.

Pump. <sup>@ 3450</sup> 1/2 HP Century w/ C.D.D. 1 1/4" x 1"  
SITS UNDER HO. & IS USED ONLY WHEN EXTRA PRES. IS NEEDED - MEASURED  
11 PSI @ HO - W/OUT PUMP RUNNING.

USE: DOMESTIC USE 1 FAM., ALSO IRR. L & G. FROM SPRING WATER

TIE: PTS 1978-F TIED TO SE COR. SW & SE<sup>4</sup> SEC. 18 - B.T. IN FENCE COR.

Steven C. Pappalardo  
FIELD ENGR.

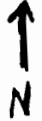
5-10-78

NOTE: TWO HO'S ON EAST SIDE OF HWY - ACROSS FROM THIS HO. ARE ALSO ON  
SAME SPRING. THEIR WATER SUPPLY ~~IS~~ RUNS THROUGH A RAM 100' ± BELOW  
THE SPRING. SPRING IS ON PROP. SHOWN AS TAX LOT 1800 ON APPL. MAP. - NOT  
ON H & B REALTY PROP.

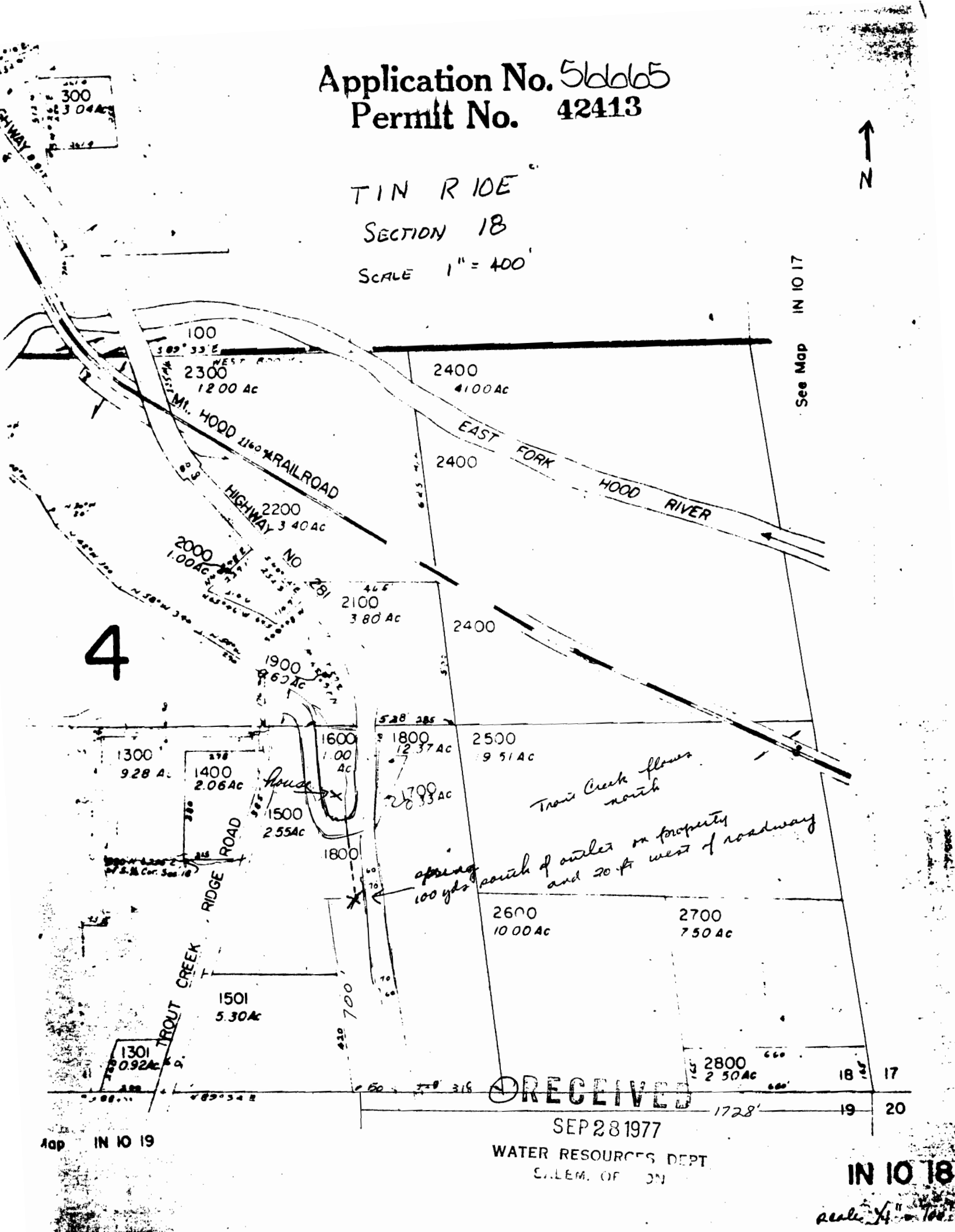
TOM SHOOK OKS SPRING AS SOURCE  
6-15-79  
R.G. Munk

Application No. 56665  
 Permit No. 42413

TIN RIDE  
 SECTION 18  
 SCALE 1" = 400'



See Map IN 10 17



4

RECEIVED

SEP 28 1977

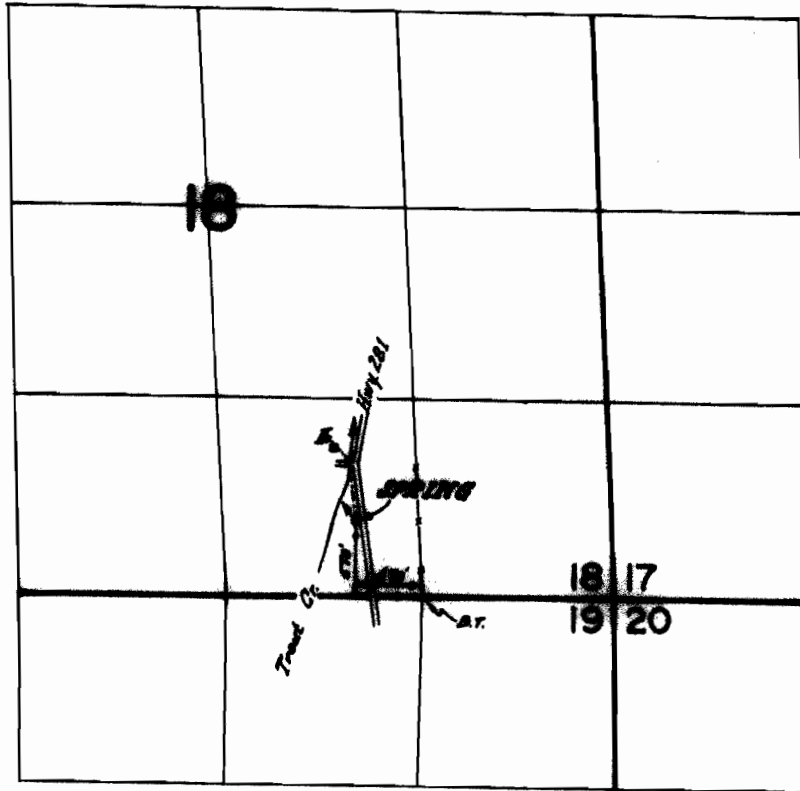
WATER RESOURCES DEPT  
 CALIF. OF

IN 10 18

scale 1" = 400'

Map IN 10 19

# T. I. N., R. I. O. E., W. M.



## FINAL PROOF SURVEY UNDER

Application No. 56665 Permit No. 42413  
IN NAME OF

PHILLIP G. & SHERRILL L. NELSON

Surveyed May 10 1978, by W. J. [Signature]

PS Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **SENDER:** Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.) *45*

Show to whom and date delivered..... €

Show to whom, date and address of delivery..... €

RESTRICTED DELIVERY  
Show to whom and date delivered..... €

RESTRICTED DELIVERY.  
Show to whom, date, and address of delivery. \$ \_\_\_\_\_

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**  
Phillip G. and Sherrill L. Nelson  
5580 Dee Highway  
Parkdale, OR 97041

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>56237</i>	

(Always obtain signature of addressee or agent)

I have received the article described above.  
SIGNATURE  Addressee  Authorized agent

*Sherrill L. Nelson*

4. DATE OF DELIVERY *8/11/80*

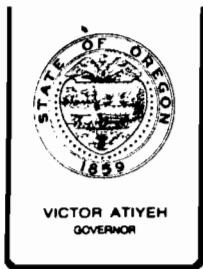
5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS *NT*



*56665* ☆ GPO : 1979-300-459  
~~*R 56667 45668*~~ *lus TS*



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-8508

August 8, 1980

File No. 56665

Phillip G. and Sherrill L. Nelson  
5580 Dee Highway  
Parkdale, OR 97041

Dear Mr. and Mrs. Nelson:

According to the terms of your permit numbered 42413, which is for the appropriation of 0.005 cubic foot per second of water from Trout Creek for domestic use for one family, complete use of water was to have been made on or before October 1, 1980.

We mailed the proof of appropriation of water form in connection with this permit to you on August 15, 1979 along with the instructions to sign the form and return it to this office.

On November 30, 1979, January 17, 1980, and April 16, 1980, reminder notices calling this to your attention were mailed. To date, we have not received either the proof or any correspondence regarding it.

ORS 537.260 provides: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Department may, after 60 days notice by registered mail, order the cancellation of the permit."

In accordance with the provisions of ORS 537.260, you are hereby notified that unless we receive the signed proof form within 60 days from the date of this letter, your permit will be canceled without further notice.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES:lrs  
cc: David H. and Jeannie F. Dockham

CERTIFIED -- Return Receipt Requested



*Water Resources Department*

**MILL CREEK OFFICE PARK**

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

**PHONE 1-800-452-7813  
378-8508**

April 16, 1980

Phillip G. & Sherill L. Nelson  
5580 D Highway  
Parkdale, OR 97041

REFERENCE: File Number 56665

We are unable to withhold action on your file indefinitely.

Permit 42413 which granted the use of water from a spring for domestic use in your house was assigned to you from Hershner and Bell Realty Inc. on October 27, 1978. A final proof inspection of the project was made in the spring of 1978 and the findings of our survey were sent to you in the fall of 1979. Several notices calling this to your attention were also mailed.

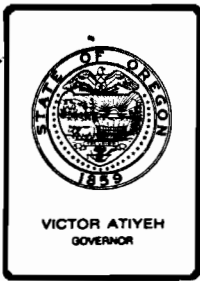
Unless we hear from you within 30 days from the date of this letter as to when we can expect the signed proof of appropriation water form, we will have to take steps towards the cancellation of the permit.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES:ka  
0618A

COPY



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-8508  
1-800-452-7813

March 12, 1980

David H. and Jeannie F. Dockham  
5705 Trout Creek Rd.  
Mt. Hood, OR 97041

Dear Sir and Madame:

Subject: File #56665

We have been advised that you are owners of the land described in water right permit #42413 in the name of Phillip G. and Cheryl L. Nelson. The permit granted the right to the use of water from Trout Creek for domestic use for one family.

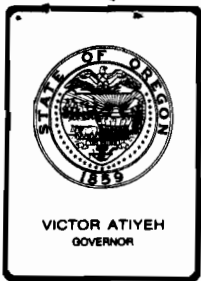
If the Nelsons have no further interest in the permit or the property described in the permit, and you intend to continue appropriating water for domestic supplies, you probably should have the permit assigned to you. The partially completed assignment form is enclosed for this purpose. It will have to be signed by Phillip G. and Cheryl L. Nelson and returned along with the two dollar assignment recording fee.

Upon receipt of the assignment and recording fee, our records will be changed accordingly. We will then send you the findings of our survey which was made during the summer of 1978.

Sincerely,

Tom Shook  
Water Rights Engineer

TES:dm  
enclosure  
0231A



*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-8508

RECEIVED  
FEB 20 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

File No. 56665

February 22, 1980

Leonard Sheibon, Director  
Dept. of Records and Assessments  
Hood River, Oregon, 97031

Dear Sir,

Could you please provide this office with the name and address  
of the current owner of the lands shown on the enclosed map?

Your assistance is appreciated.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

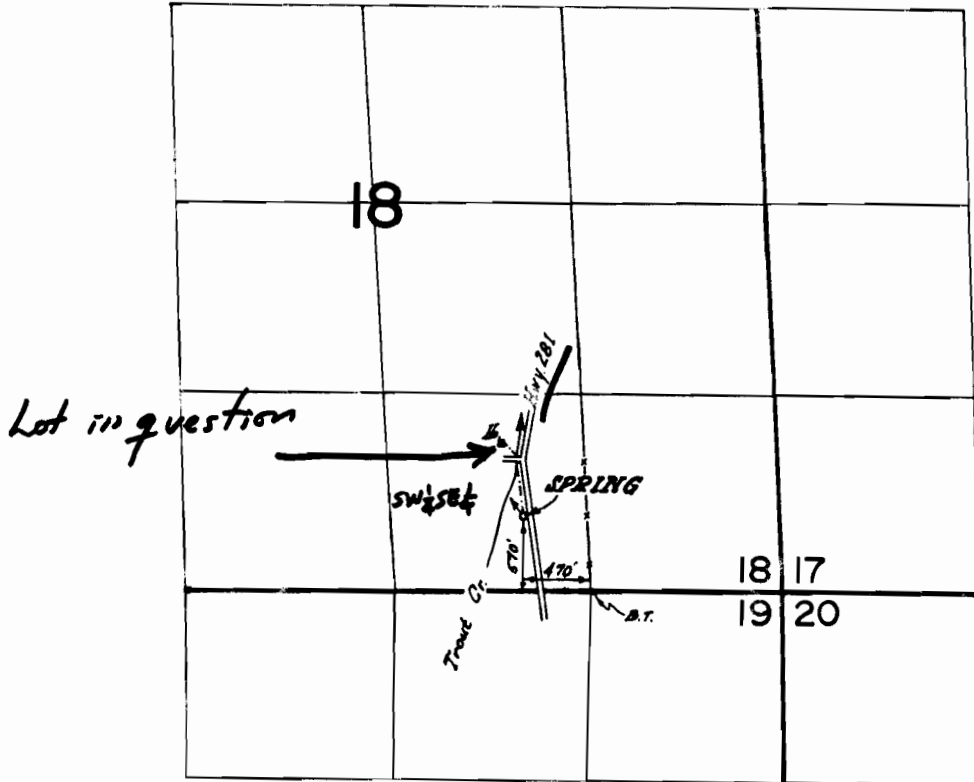
TES/jw



T. I. N., R. I. O. E., W. M.

RECEIVED  
MAY 3 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

see attached map for same place



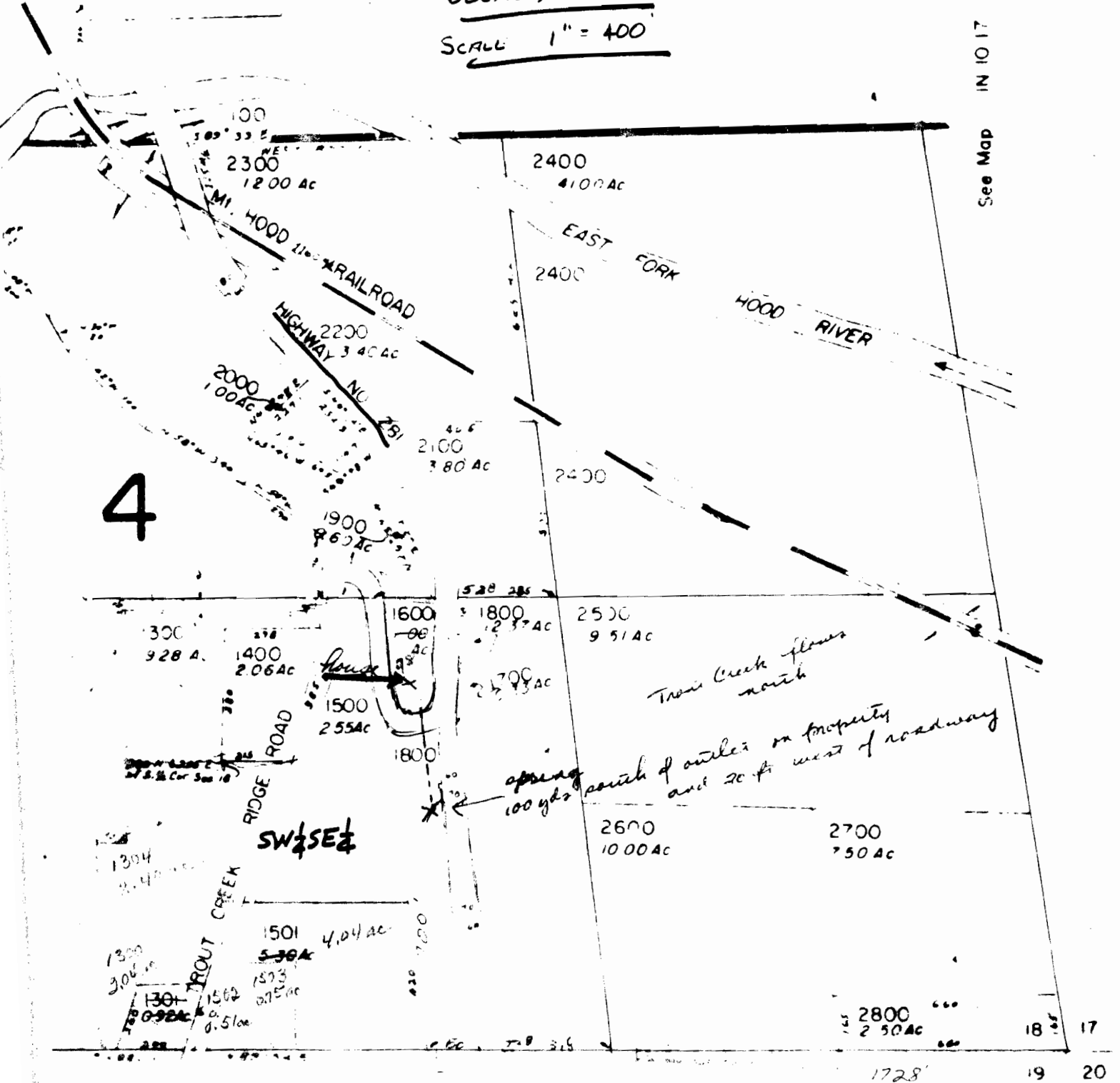
Scale 4" = 1 mi

Application No. 56665  
Permit No. 42413

RECEIVED  
MAY 3 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

TIN RIDE  
SECTION 18  
SCALE 1" = 400'

See Map IN 10 17



RECEIVED  
MAR 3 1983  
WATER RESOURCES DEPT  
SALEM, OREGON

- 1 N 10 18  
1000 - Thayer, Duane L. and Jeanie J.  
5460 Dee Hwy Parkdale, Or. 97041
- 1002 - Thayer, Duane L. and Jeanie J.  
Same as above
- 1003 - Arnold, Larry L. and Maribeth A.  
4490 S.W. 18th Ave. Aloha, Or. 97005
- 1004 - Perkins, Willis A. and Wanda J.  
5550 Trout Creek Rd. Parkdale Or. 97041
- 1900 - State of Oregon
- 2000 - Coldiron, Wm E. and Charlene  
6645 Allen Rd. Mt. Hood, Or. 97041
- 2100 - Stiggins, Roger W. and Mary Ray  
P O Box 121 Parkdale, Or. 97041
- 2200 - Stiggins, Roger W. and Mary Ray  
Same as above
- 2300 - Oberg, Homer K.  
c/o West, Jimmie Claude and Lucy Ann
- 2400 - Hood River County
- 2502 - Cohen, Ronald J.  
5559 Dee Hwy. Parkdale Or. 97041
- 2500 - Saylor, John A. and Verla J.  
2540 Lime Ave. Long Beach Ca. 90806
- 2600 - Sandershot, Loren E.  
9795 Billings Mt Hood Or. 97041

WATER RESOURCES DEPT  
SELEM, OREGON  
MAY 3 1980

- 2700 - Meyers, Glen E. and Doris M.  
5825 Billings Rd. Mt Hood, Or. 97041
- 2800 - Meyers, Glen E. and Doris M.  
5825 Billings Rd. Mt Hood, Or. 97041
- 1800 - Frasier, Richard C. and Joyce M.  
c/o Saylor, John A. and Verla J.  
2540 Lime Ave. Long Beach Ca. 90806
- 1700 - Narto, Carl B  
% Belcher, Marvin A. and Shirley  
4425
- = 1600 - Dockham, David A. and Jeanne J.  
5705 Trout Creek Rd. Mt. Hood Or. 97041
- 1500 - Culp, Leland B. and Eileen D.  
5635 Trout Creek Rd. Mt. Hood, Or. 97041
- 1501 - Jyrell, Michael and Jania E.  
5665 Trout Creek Rd. Parkdale Or. 97041
- 1503 - Jyrell, Michael and Jania E.  
% Equitable Savings
- 1502 - Dockham, David A. and Jeanne J.  
5705 Trout Creek Rd. Mt. Hood, Or. 97041
- 1504 - (Dockham, David A. and Jeanne J.  
Same as above
- 1400 - Meeks, George U. and Pearl M.  
1609 N. Crompton Blvd. Gardena Ca. 90247
- 1401 - Steighner, Mark D. and Hillary A.  
5590 Trout Creek Rd. Parkdale Or. 97041
- 1305 - Tomlin Patrick A. and Katherine M.  
5283 Hwy 35 Parkdale, Or. 97041

WRONG:  
Should be  
Nelson's

RECEIVED  
MAY 3 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

- 1304 - Williams, Allen Lloyd and Cathy  
916 Wilson St. Hood River Or. 97031
- 1300 - Jones, Gregory and Shelley E.  
4345 Goodworth Rd. Parkdale Or. 97041
- 1306 - Bivens, Kyle J. and Darlene J.  
5590 Trout Creek Rd. Parkdale Or. 97041
- 1302 - Garris, James E. and Hilda M. Et Al  
C/o Bivens, Kyle J. and Darlene J.  
Same as above
- 1001 - Keeler, Rose Thomas  
To Perkins, Willis A. and Wanda G.  
5550 Trout Creek Rd. Parkdale Or. 97041

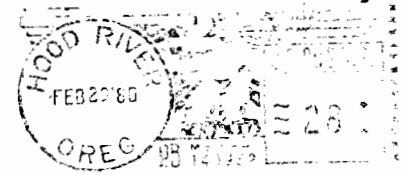
Assessment Dept.

**HOOD RIVER COUNTY**

County Courthouse

4th & State St.

Hood River, Oregon 97031



Water Resources Dept.

Mill Creek Office Park

555 13th St N.E. Salem, Or 97310

Attn, Thomas E Shook



*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-8508

File No. 56665

February 22, 1980

Leonard Sheibon, Director  
Dept. of Records and Assessments  
Hood River, Oregon, 97031

Dear Sir,

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of the current owner of the lands shown on the enclosed map?

Your assistance is appreciated.

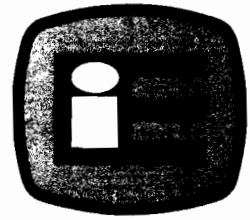
Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES/jw

**COPY**

INTERSTATE ESCROWS, INC.



October 26, 1978

**RECEIVED**

OCT 27 1978

**WATER RESOURCES DEPT.  
SALEM, OREGON**

Water Resources Director  
1178 Chemeketa Street N. E.  
Salem, Oregon 97310

Re: Our Escrow No. 1486-JG  
DUDDLES-NELSON

Gentlemen:

Enclosed is a check in the amount of \$2.00, recording Fee and an Assignment from Hershner & Bell Realty, Inc. to Mr. & Mrs. Philip G. Nelson.

Please record. Thank you.

Cordially yours,

Joan C. Geeslin  
Escrow Officer

Encl.  
JCG:gsd





# HERSHNER & BELL REALTY, INC.

P.O. Box 179 / 606 State Street  
HOOD RIVER, OREGON 97031

(503) 386-5555

MAY 15 1978



TO: Donald R. Buell  
Water Rights Engineer  
Water Resources Department  
555 13<sup>th</sup> Street NE  
Salem Oregon 97310

WATER RESOURCES DEPT  
SALEM, OREGON

DATE: 12 May 78

RE: file # 56665  
Water Permit # 42413  
dated 1/17/78

The young people living at the referenced house at 5580 Dae Highway report that two young men saying they were from water office were inspecting the spring and told them the permit is not effective.

Please let us know what is going on now.

Donna M. Howard

5-16-78  
TALKED TO Dorothy  
BY PHONE AND  
EXPLAINED THAT THERE  
WOULD BE NO RECORD  
SOURCE WOULD  
BE "SPRING"  
LMT

Hershner & Bell Realty, Inc.  
606 State St.  
Hood River, OR 97031

January 17, 1978

56665

42413

378-8508

File No. 56665

December 22, 1977

Hershner and Bell Realty Inc.  
606 State Street  
Hood River, OR 97031

Dear Sirs:

Thank you for submitting the legal description of the property on which the water is to be used and a notice from the Middle Fork Irrigation District.

Water from Trout Creek and its tributaries will not always be available during dry periods due to the requirements of existing water rights.

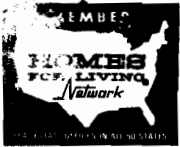
Your application is now in satisfactory form for issuance of a permit.

Sincerely

Donald R. Buell  
Water Rights Engineer

DRB:cah

cc: Thomas J. Paul  
Watermaster District #3



# HERSHNER & BELL REALTY, INC.

P.O. Box 179 / 606 State Street  
HOOD RIVER, OREGON 97031



(503) 386-5555

TO: Donald R. Buell,  
Water Rights Engineer  
Mill Creek Office Park  
555 13<sup>th</sup> Street NE  
Salem Oregon 97310

DATE: 12/12/77

RE: your file #56665  
Hood River County  
Tax Lot 1600 1N10S 18

Referring to your letter of October 17 here is the  
action of Middle Fork Irrigation District and  
copy of legal description

RECEIVED

DEC 18 1977

WATER RESOURCES DEPT  
SALEM, OREGON

Thank you  
Dorothy Menard

MIDDLE FORK IRRIGATION DISTRICT

Route 1, Box 11  
PARKDALE, OREGON  
97047

December 9, 1977

Hershner & Bell Realty  
606 State Street  
Hood River, Oregon 97031

Re: LN 10 18 - 1600

Gentlemen:

In response to your telephone conversation regarding the above parcel, we discussed this at our Board meeting of November 8, 1977. It is the Directors decision that we offer no protest as it was presented to us by your office on October 19, 1977.

This spring is below our point of diversion on Trout Creek.

Very truly yours

W. A. Hutson  
Manager

:cc

378-8508

File No. 56665

October 17, 1977

Hershner and Bell Realty Inc.  
606 State Street  
Hood River, OR 97031

Dear Sirs:

We have received your application for a permit to appropriate 0.01 cubic foot of water per second from Trout Creek for household use, a map, and the fee of \$35.00 for which our receipt No. 64134 is enclosed. This application has been filed and assigned No. 56665.

According to our records, your proposed place of use lies within the Middle Fork Irrigation District. We will need an excerpt from the minutes of one of their board meetings indicating that they will have no objections to your proposed source and use of water.

The legal description of the property upon which the water is to be used must accompany the application. This can be copied from your deed, title insurance policy, or sales contract.

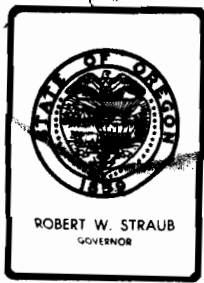
Upon receipt of the required excerpt and the legal description of the land upon which the water is to be used, this application will be in satisfactory form for issuance of a permit.

Sincerely

Donald R. Buell  
Water Rights Engineer

DRB:cah

cc: Thomas J. Paul  
Watermaster District #3



*Water Resources Department*

**MILL CREEK OFFICE PARK**

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

PHONE 378-8508

January 17, 1980

56665

Phillip G. & Sherrill L. Nelson  
5580 Dee Highway  
Parkdale, Oregon 97041

Dear Mr. and Mrs Nelson:

We have not received the completed proof of appropriation of water form in connection with Permit number 42413 which was mailed to you on August 15, 1979. Unless the signed proof is received, the law requires the cancellation of your permit.

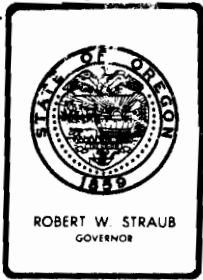
In the event you no longer own the property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely,

Thomas E. Shook  
Water Resources Engineer

TES:kas

COPY



*Water Resources Department*  
MILL CREEK OFFICE PARK

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

PHONE 378-8508

November 6, 1978

File No. 56665

Phillip G. & Sherrill L. Nelson  
5580 Dee Highway  
Parkdale, OR 97041

Dear Mr. & Mrs. Nelson,

The assignment of permit No. 42413 from Hershner & Bell Realty, Inc. to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly, and the original is enclosed.

Our receipt No. 7045, covering the recording fee of \$2.00, along with a copy of this letter is being sent to Interstate Escrows, Inc.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES/dw

cc: Interstate Escrows, Inc.  
Attn: Joan C. Geeslin, Escrow Officer  
514 State Street  
Hood River, OR 97031

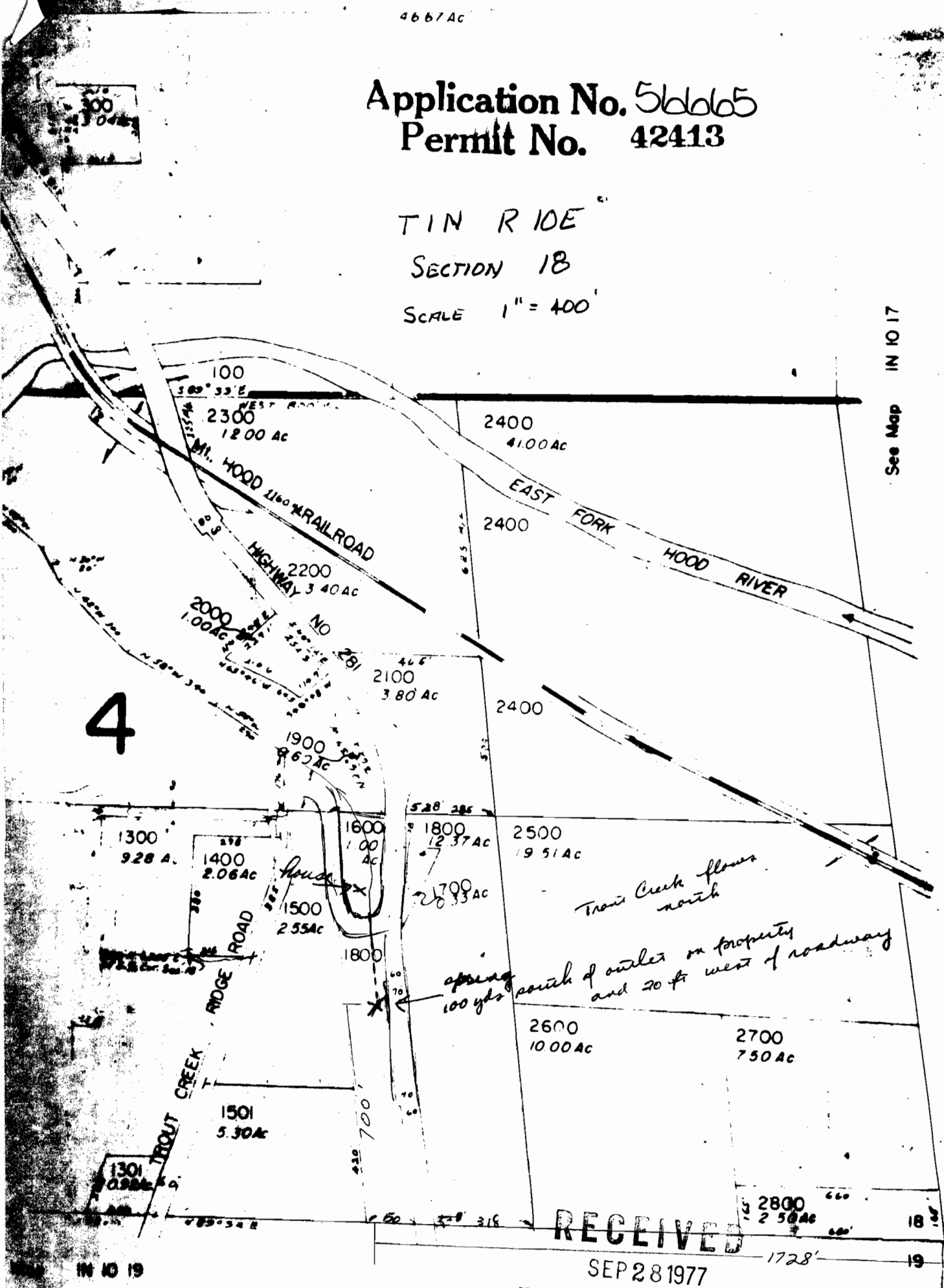


# Application No. 56665 Permit No. 42413

TIN RIDE  
SECTION 18  
SCALE 1" = 400'



See Map IN 10 17



4

House

spring south of outlet on property and 20 ft west of roadway

Trout Creek flows north

RECEIVED

SEP 28 1977

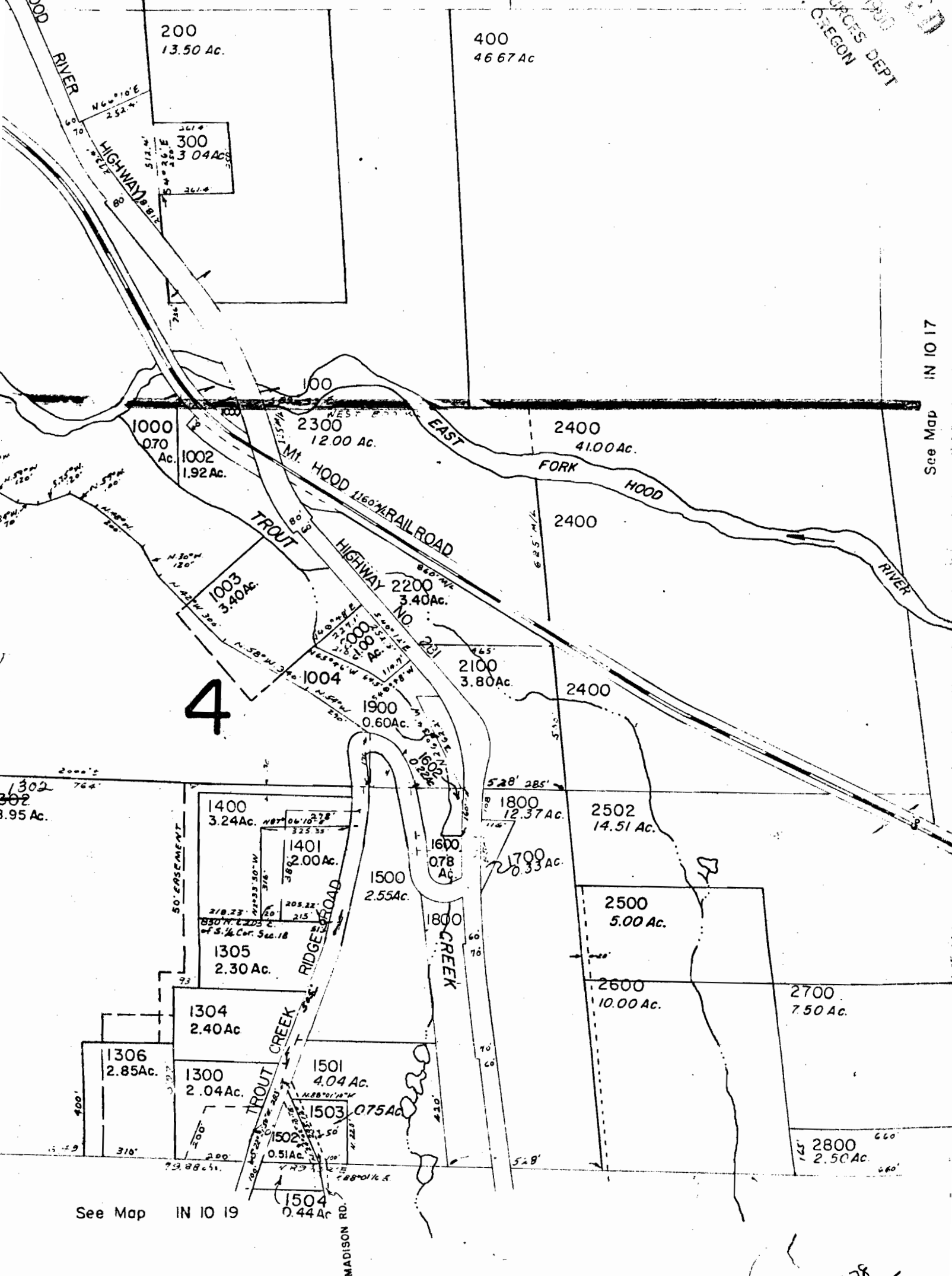
WATER RESOURCES DEPT  
CALIF. OF

IN 10 17

scale 1" = 400'

8

RECORDED  
INDEXED  
JAN 10 1900  
LAND RESOURCES DEPT  
SEASIDE, OREGON



See Map IN 10 17

4

See Map IN 10 19

478  
37285  
41066  
43453  
49108  
51106

Your map is an old map so am enclosing this new map and the names and addresses will go with this map.