



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

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.

I. APPLICANT INFORMATION

A. Applicants

Applicant: Ann Lansing / Trustee for Helen E. Northcraft Trust
First Last

Mailing Address: 3791 Olatta Rd.

Winston Or 97496
City State Zip

Phone: 541 6797420
Home Work Other

*Fax: ann.lansing@hotmail.com Email Address: _____

B. Organizations

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

Name of Organization: _____

Name and Title of Person Applying: _____

Mailing Address of Organization: _____

City State Zip

Phone : _____
Day Evening

*Fax: _____ *Email Address: _____

*Optional

For Department Use		
App. No. <u>S-87580</u>	Permit No. _____	Date _____

Last Updated: 3/31/2009

Surface Water 1

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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: Ben Irving Res. Tributary to: Berry Creek

Source 2: _____ Tributary to: _____

Source 3: _____ Tributary to: _____

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).

Certificate 80425

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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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.

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: 1
- 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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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
Ben Irving Res.	Domestic Expanded	2 <input type="radio"/> cfs <input type="radio"/> gpm <input checked="" type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> 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.)

If you will be applying water to land, indicate the total number of acres where water will be applied or used: .50 Acres lawn & garden as part of domestic expanded.
(This number should be consistent with your application map.)

4. WATER MANAGEMENT

A. Diversion

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

- Pump (give horsepower and pump type): 1 horsepower Fairbanks pump / 1/2 black plastic
- Head-gate (give dimensions): _____
- other means (describe): _____

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): _____

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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):

Diameter 1 1/2 " Length 950 ft

other, describe: black plastic

D. Application/Distribution Method

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

Household plumbing system, lawn & garden drip/Sprinkler Irrigation

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

- Flood
- Drip
- Hand Lines
- Siphon tubes or gated pipe with furrows
- other, describe: _____
- High pressure sprinkler
- Water Cannons
- Wheel Lines
- Low pressure sprinkler
- Center pivot system

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open Canal

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.

Piped enclosed system will be inspected regularly for leaks.

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5. RESOURCE PROTECTION

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:

Intake will be screened to ODFW specifications.

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions:

minimal clearing needed

- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe:

None planned

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

Will employ best residential management practices.

- Other:

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6. PROJECT SCHEDULE

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: October 1, 2009

Proposed date construction will be completed: October 1, 2010

Proposed date beneficial water use will begin: October 1, 2011

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) Yes No

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.

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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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, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

Ann N. Ransing / Trustee Helen E Northcraft Tru
 Signature of Applicant (If more than one applicant, all must sign.) Date 1-9-10

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

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S-87580
WS/09-0578

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: Tyler Jennifer Northcraft Cotton
First Last

Mailing Address: 3520 Olalla Rd.

Winston OR 97470 Daytime Phone: (541) 679-3168
City State Zip

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	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
29S.	7W	4	NWSE	1100	Farm/Agg	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Domestic
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used:

Douglas 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 of Ground Water Registration Modification

Source of water: Reservoir/Pond Ground Water Surface Water (name) Ben Irving Res.

Estimated quantity of water needed: 0.01 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for 1 household(s)
 Municipal Quasi-municipal Instream Other _____

Briefly describe:

Domestic Expanded Use for 1 household.

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.*

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

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W/S 09-
S-87580

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

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): 3.3.050
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> 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.

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**DOUGLAS COUNTY PLANNING DEPARTMENT
ROOM 106, JUSTICE BUILDING
DOUGLAS COUNTY COURTHOUSE
ROSEBURG, OR 97470**

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SALEM, OREGON

W/S 09

Name: Gayle McKillop Title: Planning Technician
 Signature: Gayle McKillop Phone: 740-4289 Date: 7/21/09
 Government Entity: _____

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.

Receipt for Request for Land Use Information

Applicant Name: _____
 City or County: _____ Staff Contact: _____
 Signature: _____ Phone: _____ Date: _____

COMMERCIAL TITLE CO.

INCORPORATED

PHONE 672-5555

Title Insurance—Escrows

LELAND K. WIMBERLY
PRESIDENT

DONALD L. DOERING
VICE-PRESIDENT

TOM WIMBERLY
VICE-PRESIDENT

PROFESSIONAL CENTER
563 S. E. MAIN STREET
P. O. BOX 1325
ROSEBURG, OREGON 97470

March 4, 1980
Our No. 50,536-SM (AMENDED)
Your Escrow Officer is:
SHIRLEY MONROE

Department of Veterans Affairs
2245 Stewart Parkway
Roseburg, Oregon 97470

Re: H. L. NORTHCRAFT

Gentlemen:

We are prepared to issue Title Insurance (X) Standard () Alta amount \$133,000.00 (First American Title Insurance Company of Oregon) in the above form insuring the title to the land hereinafter described. This report is preliminary to the issuance of title insurance and shall become null and void unless a policy is issued and full premium paid, within 90 days of the date of this report.

Dated as of: February 15, 1980, at 5:00 o'clock p.m.

VESTEE

HERBERT L. NORTHCRAFT and HELEN E. NORTHCRAFT
husband and wife, as tenants by the entirety

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Description:

The Donation Land Claim No. 41 of John Fisher situated in Township 29 South, Range 7 West, Willamette Meridian, and bounded and described as follows: Beginning at a point 16.10 chains West and 3.60 chains South from the corner of Sections 3, 4, 9 and 10, above Township and Range; running thence West 41.50 chains; thence North 40.28 chains; thence East 27.10 chains; thence South 5 chains; thence East 14.40 chains; thence South 35.30 chains to the place of beginning, all in Douglas County, Oregon.

ALSO, Lots 2 and 3 in Section 9, Township 29 South, Range 7 West, Willamette Meridian, Douglas County, Oregon. Except tract sold to James Byron by Deed recorded in Volume 72, Page 570, Deed Records, Douglas County, Oregon.

EXCEPTING THEREFROM all that portion of the John Fisher Donation Land Claim No. 41, in Section 4, Township 29 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, described as follows: Beginning at a point in the center of the Olalla Creek, said point being North 60° East 52 feet, North 72° 41' East 71.9 feet, South 18° 29' East 84.5 feet, South 47° 39' East 95.17 feet, South 56° 42' East 127.6 feet and South 34° 10' East 267.04 feet from the most Northerly

(Continued on following page)

Page 2

Description: (Continued)

Northeast corner of said Donation Land Claim No. 41; thence North 48° 30' East along the centerline of said Olalla Creek to a point on the North line of said Donation Land Claim No. 41; thence Westerly along Donation Land Claim line to a point which bears North 34° 10' West of the point of beginning; thence South 34° 10' East to the point of beginning.

ALSO EXCEPT portion in county road.

ALSO EXCEPTING THEREFROM the following: Beginning at a 5/8" x 30" iron rod at the Southwest corner of a 1.3 acre tract from which the quarter corner between Sections 4 and 9, Township 29 South, Range 7 West, Willamette Meridian, bears South 24° 52' 18" East 2184.50 feet; thence running North 6° 44' West 283.02 feet to a point; thence running North 82° 28' East 200.28 feet to a 5/8" x 30" iron rod; thence running South 6° 44' East 283.02 feet to a 5/8" x 30" iron rod; thence running South 82° 28' West 200.28 feet to the place of beginning.

ALSO that parcel of land lying between the South line of Old abandoned Douglas County road and South line of present Douglas County road, and more particularly described as follows: Beginning at the most Northerly Northeast corner of the John Fisher Donation Land Claim No. 41, Township 29 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, on the South line of an abandoned County Road; thence North 17° 37' West 52 feet to the South line of County Road to a 2 x 2 angle iron; thence North 71° 04' East 35 feet to a point opposite the culvert in centerline of a small creek; thence South 38° 24' East 44.58 feet to a point on intersection of the South line of old abandoned County road and centerline of said creek; thence leaving said creek and running Southwesterly 52 feet to the point of beginning, situated in Section 4, Township 29 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

ALSO all that portion of Government Lot 2, Section 4, Township 29 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, lying Southwesterly of the following described line: Beginning at the most Northerly Northeast corner of the John Fisher Donation Land Claim No. 41, said Township and Range; thence North 60° East 52.00 feet; thence North 72° 41' East 71.90 feet; thence South 18° 29' East 84.50 feet; thence South 47° 39' East 95.17 feet; thence South 56° 42' East 127.60 feet; thence South 34° 10' East 205 feet, more or less, to the most Northerly South line of said Government Lot 2.

Subject to the usual printed exceptions and also the following exceptions, to-wit:

1. TAXES: Tax Card No. 12079.00
 1977-78 taxes unpaid in the balance of \$778.58, plus interest
 Total tax for year was \$1557.18.
 1978-79 taxes unpaid in the amount of \$771.90, plus interest.
 1979-80 taxes unpaid in the amount of \$932.98, plus interest.

- Tax Card No. 12120.00
 1977-78 taxes unpaid in the amount of \$220.72, plus interest
 Total tax for year was \$441.50.
 1978-79 taxes unpaid in the amount of \$30.35, plus interest.
 1979-80 taxes unpaid in the amount of \$33.82, plus interest.
 Timber Tax for 1977-78 taxes unpaid in the amount of \$207.72, plus interest.

(Taxes continued on following page)

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1. TAXES: (Continued)

Mobile Home Tax Card No. X-145764

1979-80 taxes unpaid in the amount of \$66.17, plus interest.

NOTE: The tax amounts stated above do not reflect a reduced amount based upon tax relief; upon proper application and qualification, certain residential properties as defined may be entitled to tax relief pursuant to House Bill 2540, Chapter 241.

2. Taxes for the year 1979-80, and possibly prior years have been deferred pursuant to ORS 308.370 to 308.403 (farm land). These plus earned interest are due and payable when said reason for the deferment no longer exists. (Affects Tax Card No. 12079.00 only)
3. ROADS AND HIGHWAYS and the rights of the public therein.
4. MORTGAGE, including the terms and provisions therein contained, executed by Herbert L. Northcraft and Helen E. Northcraft, husband and wife, to THE FEDERAL LAND BANK OF SPOKANE, dated June 1, 1972, recorded June 13, 1972, in Book 495, records of Douglas County, Oregon, Recorder's No. 72-8324, given to secure the payment of the principal sum of \$15,000.00, together with interest thereon.
5. MORTGAGE, including the terms and provisions therein contained, executed by Herbert L. Northcraft and Helen E. Northcraft, husband and wife, to UNITED STATES OF AMERICA, acting through the FARMERS HOME ADMINISTRATION, UNITED STATES DEPARTMENT OF AGRICULTURE, dated December 20, 1957, recorded December 20, 1957, in Book 168, Mortgage Records of Douglas County, Oregon, Recorder's No. 242840, given to secure the payment of the principal sum of \$18,550.00, together with interest thereon. The lien of said mortgage has been subordinated to the lien of Mortgage granted to The Federal Land Bank of Spokane recorded in Book 495, records of Douglas County, Oregon, Recorder's No. 72-8324 by Subordination Agreement recorded in Book 497, records of Douglas County, Oregon, Recorder's No. 72-9620.
6. MORTGAGE, including the terms and provisions therein contained, executed by Herbert L. Northcraft and Helen E. Northcraft, husband and wife, to UNITED STATES OF AMERICA, acting through the FARMERS HOME ADMINISTRATION, UNITED STATES DEPARTMENT OF AGRICULTURE, dated February 24, 1980, recorded February 24, 1980, in Book 440, records of Douglas County, Oregon, Recorder's No. 70-1773, given to secure the payment of the principal sum of \$28,520.00, together with interest thereon. The lien of said mortgage has been subordinated to the lien of Mortgage granted to The Federal Land Bank of Spokane recorded in Book 495, records of Douglas County, Oregon, Recorder's No. 72-8324 by Subordination Agreement recorded in Book 497, records of Douglas County, Oregon, Recorder's No. 72-9620.
7. FINANCING STATEMENT from Herbert L. Northcraft and Helen E. Northcraft, Debtors, to THE FEDERAL LAND BANK OF SPOKANE, Secured Party, filed June 13, 1972, Recorder's No. 72-8323, and continued by Continuation filed February 10, 1977, Recorder's No. 77-2403.

(Continued on following page)

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8. MORTGAGE, including the terms and provisions therein contained, executed by H. L. Northcraft and Helen E. Northcraft, husband and wife, to SOUTHERN OREGON PRODUCTION CREDIT ASSOCIATION, dated August 31, 1972, recorded September 13, 1972, in Book 503, records of Douglas County, Oregon, Recorder's No. 72-13216, given to secure the payment of the principal sum of \$39,175.00, together with interest thereon.
9. MORTGAGE, including the terms and provisions therein contained, executed by H. L. Northcraft and Helen E. Northcraft, husband and wife, to SOUTHERN OREGON PRODUCTION CREDIT ASSOCIATION, dated October 20, 1977, recorded October 9, 1977, in Book 655, Page 793, records of Douglas County, Oregon, Recorder's No. 77-21801, given to secure the payment of the principal sum of \$102,360.00, together with interest thereon.
10. 20 FOOT EASEMENT granted to BRIAN LANSING, et ux, recorded in Book 506, records of Douglas County, Oregon, Recorder's No. 72-15255.
11. UNRECORDED LEASE from Herbert L. Northcraft and Helen E. Northcraft, husband and wife, to D. C. Toye & Company, Inc., as disclosed by Lease Memorandum dated July 25, 1972, recorded July 28, 1972, in Book 499, records of Douglas County, Oregon, Recorder's No. 72-10784. Said lease has been extended and modified by Extension and Modification of Lease, including the terms and provisions therein contained, dated June 1, 1975, recorded July 23, 1975, in Book 576, records of Douglas County, Oregon, Recorder's No. 75-9929.

Yours truly,

COMMERCIAL TITLE CO.

By:

Tom Wimberly
Vice President

TW:km:18/38-41

cc Mr. H. L. Northcraft
Escrow Department

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SALEM, OREGON

2-87580

7/21/2009
11:30 am



DOUGLAS COUNTY PLANNING & BUILDING

Room 106, Justice Building
Douglas County Courthouse, Roseburg, Oregon 97470
Planning - (541) 440-4289
Building - (541) 440-4559

Permit Number: WS09-0578
Job Address: 3520 OLALLA RD, WINSTON

Receipt: P07177

Fee Description	R 09279	Fee Amount
LAND USE COMPATABILITY STATEME		\$50.00
Total Fees Paid:		\$50.00

Paid By: **JENNIFER COTTON**
Pay Method: **Check 1878**
Received By: **Imeya Huntley**

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SALEM, OREGON

STATE OF OREGON
 COUNTY OF DOUGLAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS COUNTY WATER RESOURCES SURVEY
 1036 SE DOUGLAS AVENUE, ROOM 306
 ROSEBURG, OREGON 97470

confirms the right to store the waters of BERRY CREEK, a tributary of OLALLA CREEK, in BEN IRVING RESERVOIR, appropriated under Permit No. 46786, for IRRIGATION, DOMESTIC, AND GENERAL PARK USE.

The right to store these waters was perfected under Reservoir Permit R-8444. The date of priority is SEPTEMBER 2, 1980. The amount of water entitled to be stored each year under this right is not more than 8,500 ACRE-FEET (AF); BEING 8446 AF FOR IRRIGATION, 50 AF FOR DOMESTIC USE AND 4.0 AF FOR GENERAL PARK USE.

The reservoir is located as follows:

SW $\frac{1}{4}$
 SECTION 17

NE $\frac{1}{4}$ SW $\frac{1}{4}$
 S $\frac{1}{2}$ SW $\frac{1}{4}$
 SE $\frac{1}{4}$
 SECTION 18

NW $\frac{1}{4}$ NW $\frac{1}{4}$
 SECTION 19

W $\frac{1}{2}$ NE $\frac{1}{4}$
 N $\frac{1}{2}$ NW $\frac{1}{4}$
 SE $\frac{1}{4}$ NW $\frac{1}{4}$
 SECTION 20

TOWNSHIP 29 SOUTH, RANGE 7 WEST, W.M.

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The dam shall be operated and maintained according to the approved plans and specifications on file with the Water Resources Department.

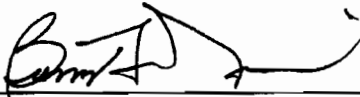
The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

This certificate describes that portion of the water right confirmed by Certificate 80057, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUG 26 2003, approving Transfer Application 9396.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources

Director, affixed AUG 26 2003.


61 Paul R. Cleary, Director

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Recorded in State Record of Water Right Certificates numbered 80425.