



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 Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

### Use a separate form for each reservoir

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, insert "n/a". 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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

### 1. APPLICANT INFORMATION

Applicant: Denis Lavolette  
First Last

Mailing Address: PO Box 432  
Tillamook OR 97141  
City State Zip

Phone: 503.842.5520 503.702.5159 503.842.6410  
Home Work Other

\*Fax: 503.842.5501 \*Email Address: LRL@oregoncoast.com  
\*optional information

### 2. LOCATION AND SOURCE

A. Reservoir Name: pond Alderbrook #12 + 3 (propose to combine + increase storage by approx 0.51 acre-feet)  
B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Vaughn Creek Tributary to: Tillamook Bay

### C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
1S	10WM	01	NE/SW	01800

D. County of Use: Tillamook County

E. Dam: Maximum height of dam: EXCAVATED feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 0.51 AF

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

### 3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multi purpose use

App. No. 28766 For Department Use Permit No. \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED  
APR 19 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
JUL 07 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED  
MAY 03 2010  
WR  
WATER RESOURCES DEPT  
SALEM, OREGON

4. PROPERTY OWNERSHIP

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

X Yes (please check appropriate box below then skip to section 5)

X 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). (Do not check this box is you described your use as "Mulitpurpose" in #3 above

List Name and mailing addresses of all affected land owners:

[Empty box for listing land owners]

5. ENVIRONMENTAL IMPACT

RECEIVED

A. Channel: is the <sup>pond</sup> ~~reservoir~~ In Stream or X off channel ?

APR 19 2010

B. Wetland: is the project in a wetland? □ Yes X No □ Don't know

WATER RESOURCES DEPT SALEM, OREGON

C. Existing: is this an existing <sup>pond</sup> ~~reservoir~~? X Yes □ No

If yes how long has it been in place? 50+ years

D. Fish Habitat: Is there fish habitat upstream from the proposed structure? □ Yes X No □ Don't know

If yes, how much? \_\_\_\_\_ miles

E. Partnerships: Have you been working with other agencies? □ Yes X No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

[Empty box for partnerships]

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Handwritten signature]

4.7.10

Landowner Signature

Date

Before you submit your application be sure you have:

- Answered each question completely.
□ Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
□ The map must meet map requirements to be accepted.
□ Included a land use form or receipt stub signed by a local planning official.
□ Included a check payable to Oregon Water Resources Department for the appropriate amount.

RECEIVED

JUL 07 2010

WATER RESOURCES DEPT SALEM, OREGON

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$300. In addition, there is a fee of \$25 per acre-foot or fraction thereof. Example: 0.3 AF= \$325; 1.5 AF= \$350; 20.0 AF= \$800; 30.0 AF= \$1050. Plus a permit recording fee of \$400 (this fee is refunded if no permit is issued).

RECEIVED

MAY 03 2010

WATER RESOURCES DEPT SALEM, OREGON

2-8-76-36



# 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: DENIS LAMOLETTE  
Mailing Address: PO BOX 432  
City: Tillamook State: OR Zip: 97141 Day Phone: 503-842-5520

### 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:
13	10W	01	1800			<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	irrigation
						<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. Tillamook

### B. Description of Proposed Use

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

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

**RECEIVED**  
APR 19 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

Source of water: Reservoir/Pond Ground Water  Surface Water (name) \_\_\_\_\_

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

Intended use of water:  Irrigation  Commercial  Industrial  Domestic for \_\_\_\_\_ household  
 Municipal  Quasi-municipal  Instream  Other \_\_\_\_\_

**RECEIVED**

Briefly describe: \_\_\_\_\_ JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

**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

**RECEIVED**  
MAY 03 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

R-87636

## 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): \_\_\_\_\_.

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:	
Allowed outright		<input checked="" type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<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.

**RECEIVED**

APR 19 2010

WATER RESOURCES DEPT  
SALEM, OREGON

Name: Gerald Parker Title: Director, Community Dev  
 Signature: Gerald Parker Phone: 503-842-3408 Date: 4-13-10  
 Government Entity: Tillamook County

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

**RECEIVED**

JUL 07 2010

**RECEIVED**

**Receipt for Request for Land Use Information**

WATER RESOURCES DEPT  
SALEM, OREGON

MAY 03 2010

Applicant name: Alderbrook Golf Course

WATER RESOURCES DEPT  
SALEM, OREGON

City or County: Tillamook  
 Signature: Dan Lavrolette

Staff contact: Dan Lavrolette  
 Phone: 503-842-5520 Date: 4.13.10

Tillamook County

DEPARTMENT OF COMMUNITY DEVELOPMENT  
BUILDING, PLANNING & ON-SITE SANITATION SECTIONS



Land of Cheese, Trees and Ocean Breeze

201 Laurel Avenue  
Tillamook Oregon 97141  
www.tillamook.or.us

Building (503) 842-3407  
Planning (503) 842-3408  
On-Site Sanitation (503) 842-3409  
FAX (503) 842-1819  
Toll Free 1 (800) 488-8280

DATE: 4/13/10 \_\_\_\_\_ LU \_\_\_\_\_

Applicant: Dennis D Lavolette

Mailing Address: PO Box 432

City, State, Zip: 97141 Tillamook Or.

Township 15 Range 10 Section 1 Tax Lot # 1800

**RECEIVED**  
MAY 03 2010

WATER RESOURCES DEPT  
SALEM, OREGON

**REQUEST FOR INFORMATION**

The Department of Community Development needs your request for information in writing showing the parcel identification numbers of the property.

Information Requested: LUC for DEQ + water rights

Requests for information and assistance are now based on the following schedule:

_____	Consultation Fee (per hour – one hour minimum)		\$ 74.00
_____	Consultant Fee (Cost)		\$ _____
	(consultant/expert retained by County to review application)		
_____	Planning Affidavits for State / Federal Agency applicants		\$134.00
<u>X</u>	Land Use Compatibility Review		<u>\$134.00</u>
_____	Land Use Verification Letter		\$186.00
_____	Research Fee (per hour – one hour minimum)		\$ 89.00
_____	Lot of Record Verification		\$134.00
_____	Similar Use Ruling		\$371.00
_____	Pre-Construction Meeting		\$100.00
	TOTAL		\$ <u>134</u>

**RECEIVED**  
JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

Please make your check in the amount specified above, payable to:

**Tillamook County Department of Community Development,**  
201 Laurel Avenue, Tillamook, OR 97141

For your convenience, our office is open Monday through Friday, 8:00 am to 4:00 pm, should you wish to obtain information from our records.

**RECEIVED**  
APR 19 2010

Thank you,  
TILLAMOOK COUNTY DEPARTMENT OF COMMUNITY DEVELOPMENT

WATER RESOURCES DEPT  
SALEM, OREGON

Date: 4-13-10 Rcvd By: DT Fee Paid: 134.00 Check #: \_\_\_\_\_  
Action taken: \_\_\_\_\_  
Planner: Donald Foster Date: \_\_\_\_\_

R-E-76.56

AN EQUAL OPPORTUNITY EMPLOYER

Receipt

4/13/2010

# Tillamook County

## Permit Transaction Receipt

Permit 10-0998 LAVIOLETTE HOLDINGS LLC  
 Account 147237 7300 ALDERBROOK RD

Item	Qty	Cost
Planning	1	\$134.00
		\$134.00

CHLOETTE R LAVIOLETTE  
 DENIS LAVIOLETTE  
 PO BOX 356  
 TILLAMOOK, OR 97141-0356  
 PH 503-842-6930

3100  
 24-680/1230 3968  
 9686595951

4-13-10 DATE

PAY TO THE ORDER OF Tillamook County \$ 134.00

One Hundred Thirty Four and 00/100 DOLLARS

WELLS FARGO  
 Wells Fargo Bank, N.A.  
 Oregon  
 wells Fargo.com

FOR

⑆ 123006800⑆ 9686595951⑆ 03100

RECEIVED

JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED

MAY 03 2010

WATER RESOURCES DEPT  
SALEM, OREGON

RECEIVED

APR 19 2010

WATER RESOURCES DEPT  
SALEM, OREGON

P.0766

AFTER RECORDING RETURN TO:

Christian K. Hooley  
Attorney at Law  
P.O. Box 220  
Tillamook, Oregon 97141

SEND TAX STATEMENTS TO:

Laviolette Holdings, LLC  
P.O. Box 356  
Tillamook, OR 97141

**STATUTORY WARRANTY DEED**

ALDERBROOK GOLF, INC., an Oregon Corporation (which took title under its former corporate name of Boyle Golf, Inc.) hereinafter called Grantor, conveys and warrants to LAVIOLETTE HOLDINGS, LLC, an Oregon Limited Liability Company, hereinafter called Grantee, all that real property situated in Tillamook County, Oregon, as more particularly described in the attached Exhibit A, incorporated herein by reference.

The true and actual consideration for this conveyance is the sum of \$1,415,000.00.

Grantor covenants that it is the owner of the above described property, free and clear of all encumbrances and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

EXECUTED by the Grantor on the date set forth in the notary acknowledgment below.

ALDERBROOK GOLF INC., an  
Oregon Corporation

By: Neal Abrahamson, Jr., President

**RECEIVED**

JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

STATE OF OREGON        )  
                                  ) ss.  
County of Tillamook     )

\_\_\_\_\_, 2009. Personally appeared Neal Abrahamson, Jr., President of ALDERBROOK GOLF INC., an Oregon Corporation, and acknowledged the foregoing instrument. Before me:

\_\_\_\_\_  
Notary Public for Oregon

**RECEIVED**

JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON



EXHIBIT A

(Alderbrook Golf, Inc. to Laviolette Holdings, LLC)

TRACT 1:

Beginning at a point on the North line of the Hiram Smith Donation Land Claim, in Section 1, Township 1 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon, which point is 950 feet Westery from the Northeast corner of said Donation Land Claim;

thence North 100 feet;

thence Westery parallel with the Donation Land Claim line 435.6 feet;

thence South 100 feet to the Donation Land Claim line;

thence Easterly along the Donation Land Claim line 435.6 feet to the point of beginning.

TRACT 2:

All that portion of the Hiram Smith Donation Land Claim lying EAST of the East line of that tract conveyed to Oliver F. Fries, et ux, recorded March 23, 1945 in Book 104, page 436, Tillamook County Deed Records;

EXCEPTING THEREFROM that portion lying East of the County Road.

TRACT 3:

That portion of the following described property lying NORTH of Old U.S. Highway 101:

Beginning at a point on the North line of W. N. Vaughn Donation Land Claim No., 37, in Sections 1, 2, 11 and 12, Township 1 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon, said point being North 89° 54' West 2384.9 feet more or less from the Northeast corner of said Donation Land Claim, and also being the partition line of the Vaughn Donation Land Claim, and Northwest corner of the tract conveyed to Warren B. Vaughn, and Northeast corner of the Myrtle Holden Tract;

thence South 1° 49' West along said partition line 527 feet more or less to the Southeast corner of Lot 11, Block 2, Homer Addition to Idaville;

thence North 66° 23' East along the North line of the Vaughn 1 acre tracts, 743.4 feet, more or less, to the Northeast corner of said 1 acre tracts, thence North 31° 23' East 259 feet, more or less, to the North line of the Vaughn Donation Land Claim;

thence North 89° 54' West along the North line of said Donation Land Claim to the place of beginning.

TRACT 4:

Part of the W. N. Vaughn Donation Land Claim more particularly described as follows:

Beginning at the Northeast corner of said Vaughn Donation Land Claim;

thence North 89° 54' West along the North line of said claim a distance of 981 feet;

thence South 28° 13' West a distance of 721.65 feet to the North line of the Old Coast Highway;

thence Southeasterly along the Northerly line of the Old Coast Highway to the East line of said Vaughn Claim;

thence North 89° 54' West along the North line of said Donation Land Claim to the place of beginning.

EXCEPTING THEREFROM that tract known as the Bay City I.O.O.F. Cemetery, described in Book 7, page 452, Tillamook County Deed Records; ALSO EXCEPTING that tract conveyed to R. E. McFalls by Deed recorded September 7, 1939 in Book 78, page 92, Tillamook County Deed Records; ALSO EXCEPTING that tract conveyed to Pacific Lodge No. 105, I.O.O.F. by Deed recorded February 4, 1948 in Book 111, page 506, Tillamook County Deed Records.

TRACT 5:

Beginning at a point on the North line of W. N. Vaughn Donation Land Claim No. 37, in Section 1, 2, 11 and 12, Township 1 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon, said point being

RECEIVED

JUL 07 2010

Page 1 of 3

WATER RESOURCES DEPT  
SALEM, OREGON

R-8 7636

North 89 ° 54' West 1500 feet, more or less, from the Northeast corner of said Donation Land Claim;  
thence South 31 ° 23' West a distance of 239 feet;  
thence South 69 ° 44' East a distance of 513.3 feet to the Westerly line of that certain tract conveyed to R. E. McFalls by Deed recorded in Book 78, page 92, Tillamook County Deed Records;  
thence North 28 ° 13' East to the North line of the Vaughn Claim;  
thence West along the North line of the Vaughn Claim to the point of beginning.

EXCEPTING THEREFROM that tract conveyed to Gary Lee and Judy H. Trattner in Bargain and Sale Deed recorded June 11, 1997 in Book 387, page 359, Deed Records of Tillamook County, Oregon.

TRACT 6:

Beginning at a point on the North line of the Vaughn Donation Land Claim No. 37, North 89 ° 54' West 2384.9 feet from the Northeast corner of the Vaughn Donation Land Claim and running thence South 53.0 feet, more or less, to the North line of Old Kilchis River Railroad right of way;  
thence South 36 ° 46' West 648.0 feet along the North line of said right of way;  
thence North 93.2 feet, more or less, to the North line of Vaughn Donation Land Claim;  
thence South 89 ° 54' East 683.0 feet to the point of beginning.

TRACT 7:

All that part of the following described tracts lying NORTH of the Old Coast Highway:  
Commencing at the corner common to Sections 1, 2, 11 and 12, Township 1 South, Range 10 West, of the Willamette Meridian, in Tillamook County, Oregon, and running thence North 81 ° East 1.40 chains to a iron pipe 2 inches by 3 feet driven in ground at angle of County Road;  
thence North 66 ° East 18.22 chains to a iron pipe 2 inches by 3 feet driven 3 feet in ground on North margin of County Road for beginning point;  
thence North 66 ° East 2.00 chains;  
thence North 24 ° West 5.00 chains;  
thence South 66 ° West 2.00 chains;  
thence South 24 ° East 5.00 chains to the place of beginning.

ALSO, commencing at the corner common to Sections 1, 2, 11 and 12, Township 1 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon, and running North 81 ° East. 1.4 chains to a iron pipe 2 inches by 3 feet driven 3 feet in ground at angle in County Road;  
thence North 66 ° East 20.22 chains to a iron pipe 2 inches by 3 feet driven 3 feet in ground on North margin of County Road for beginning point;  
thence North 66 ° East 2.00 chains;  
thence North 24 ° West 5.00 chains;  
thence South 66 ° West 2.00 chains;  
thence South 24 ° East 5.00 chains to the point of beginning.

TRACT 8:

That portion of the following described tract lying NORTH of the Old U. S. Highway 101:  
Beginning at the corner common to Sections 1, 2, 11 and 12, in Township 1 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon;  
thence North 81 ° East 1.40 chains to a iron pipe at angle in the County Road;  
thence North 66 ° East 1070.52 feet to a 2 inch pipe and the true point of beginning of the property herein described;  
thence North 24 ° West a distance of 5 chains;  
thence North 66 ° East a distance of 2 chains;  
thence South 24 ° East a distance of 5 chains;  
thence South 66 ° West a distance of 132 feet to the point of beginning.

Subject to the Exceptions set forth on the following page

RECEIVED

JUL 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

EXCEPTIONS TO TITLE:

1. Rights of the public in and to that portion lying within streets, roads and highways.
2. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Marvin Pangborn and Esther Pangborn

In favor of: Tillamook Peoples' Utility District  
Purpose: Public utilities  
Recording Date: July 5, 1950  
Recording No: Book: 123 Page: 433  
Affects: other property also

3. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Alderbrook Incorporated, an Oregon corporation  
in favor of: Norbert F. Doyle and Maragaret N. Boyle, husband and wife  
Purpose: Easement  
Recording Date: May 1, 1980  
Recording No: Book: 269 Page: 278

Affects: Tract 4

4. Easement Agreement

Executed by: Norbert F. Boyle and Customers of Alderbrook Golf Course  
Recording Date: August 20, 1981  
Recording No.: Book: 277 Page: 656

RECEIVED

JUL 07 2010

WATER RESOURCES DEPT  
SALEM OREGON

Page 3 of 3

RE766