FEES PAID Application No. R-30753 Hudspeth Land and Livestock Company Amount Receipt No. Permit No. R- 2000 28,13 7067 Certificate No. 81128 By Address P. O. Box 458 Prineville, Gregon Stream Index, Page No. 5-14C B. P. Fee \$1 Cert. Fee See 30754 FEES REFUNDED Dam tile A-11 Date filed May 10, 1956 Amount Map File- E4/+H Priority May 10, 1956 Action suspended until Page 5-14-82 Brooks Resources Containsign Robby Let 19 Bond Or. 97708 Returned to applicant 1022 Date of approval April 25, 1957 1-23-84 Brooks Resources Investment Cord ASSIGNA 11.30-84 has School Tire Costa of Or. P.O. Box 66-T. Printer: le Ur. 97754. CONSTRUCTION Date for beginning April 25, 1958 Allen Creek Reservoir and storage of 1825 a.f. of water from Allen Creek for Date for completion October 1, 1958 supplemental irrigation. Extended to Date for application of water Extended to PROSECUTION OF WORK Form "A" filed Form "B" filed Complete Form "C" filed FINAL PROOF Blank mailed Proof received

State Printing 85926

Connie Vance

From:

David.R.Gibson@lesschwab.com

Sent:

Wednesday, September 26, 2012 10:25 AM

To:

Connie Vance

Subject:

Re: Water Rights

Yes, please. To my attention.

Thank you.

David Gibson Corporate Counsel Les Schwab Tire Centers 541-416-5342 (direct) 541-416-5454 (facsimile)

Mail: PO Box 5350 - Bend, OR 97708-5350 Delivery: 20900 NE Cooley Rd. - Bend, OR 97701

david.r.gibson@lesschwab.com

From:

"Connie Vance" <<u>connie.r.vance@state.or.us</u>> "<u>david.r.gibson@lesschwab.com</u>" <<u>david.r.gibson@lesschwab.com</u>>

Date: Subject:

09/26/2012 10:16 AM Water Rights

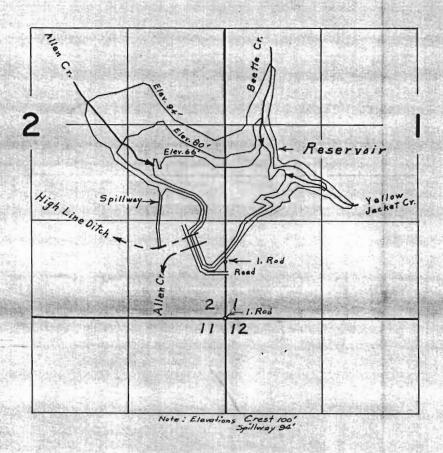
We received your claim of beneficial use for Transfer file T-7341 and will update the mailing address to P.O. Box 5350, Bend, OR 97701. Les Schwab has a large number of water rights and I would like to know if you want all of the files updated with the PO box 5350. Thank you for your assistance with this and have a wonderful day. Connie Vance

Connie Vance Water Right Support 725 Summer St., NE, Suite A Salem, OR 97301 phone 503-986-0810 fax 503-986-0901

e-mail: Connie.R. Vance@wrd.state.or.us

NOTICE: This communication (including any attachments) may contain privileged or confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient you should delete this communication and/or shred the materials and any attachments and are hereby notified that any disclosure, copying or distribution of this communication, or the taking of any action based on it, is strictly prohibited. Thank you.

T. 14 S. R. 21 E. W.M.



FINAL PROOF SURVEY

R-297/3 R-/710 Application No. R-30753 Permit No. R-2000 IN NAME OF

Surveyed Oct. 26 1968, by L.E. Gould



Water Resources Department

North Mall Office Building 725 Summer Street NE, Suite A Salem, OR 97301-1271 503-986-0900 FAX 503-986-0904

January 5, 2005

Mark Jamison, Manager, LS Ranch P.O. Box 667 Prineville, OR 97754

Reference: Les Schwab Tires of Oregon

Dear Mr. Jamison:

On January 24, 2003, the Department issued proposed certificates for water right permit no.'s 22573, 23392, 23391, 34405, R-1554, R-1710, R-2000, R-5479, 24774 and 24775.

The Department has examined the requests for reconsideration to proposed certificates for permits 22573, 23392, 23391, 34405, R-1710, R-2000, 24774 and 24775.

No requests for changes to proposed certificates for permits R-1554 and R-5479 were submitted. Certificate of water rights are enclosed.

Allen Creek Reservoir, originally constructed under permit R-1710, was enlarged under permit R-2000. Permit R-2000, describes the total storage capacity of the reservoir as 1825 acre-feet (AF) of water. Permit R-1710 allows for the storage of 364.3 AF, therefor the proposed certificate was prepared describing the difference between the original reservoir and the enlargement. I am enclosing information as to the storage capacity of the reservoir. Certificate of water rights are enclosed.

A request to change the location of 5.7 acres; being 2.0 acres from the SE 1/4 NW 1/4, 2.0 acres from the NE 1/4 SW 1/4 and 1.7 acres from the SE 1/4 SW 1/4, Section 15, Township 14 South, Range 21 East, W.M. to the NE 1/4 NW 1/4, Section 15, described by the proposed certificate for Permit No. 23392 is accepted and a certificate of water right is enclosed.

The request to include 6.2 acres primary irrigation and 51.2 acres supplemental irrigation, change the description of the Peterson Creek and Peterson Creek and re-diversion location described by the proposed certificate for Permit No. 22573 is acceptable and a certificate of water right is enclosed.

You request inclusion of additional acreage of land under permit 23391. A note inscribed on permit 23391 states:

"This application covers only 807.6 acres primary irrigation. Gill Cattle Co by J C Shoun, Manager"



Water Resources Department North Mall Office Building

725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: January 4, 2005

NOTICE OF CERTIFICATE ISSUANCE

Attached are certificates that confirm water rights established under the terms of permits issued by this department. The water rights are now appurtenant to the specific place where the use was established as described by the certificates. The water rights are limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificates.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within 60 days of the mailing date stated above as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Steve Brown at 503-986-0809.



RECEIVED

MAR 2 7 2003

WATER RESOURCES DEPT.

LES SCHWAB TIRE CENTERS OF OREGON, INC.

P.O. Box 667 Prineville, OR 97754 FAX To: Steve Brown (503) 378-6203

Steven G Brown II	3
Water Resources Dept.	
158 12±4 St. NE	
Salem, OR 97301-4172	
Dear Steve:	
We have reviewed the prop	posed certificates
for Big Summit Prairie for th	e LS Ranch. We
did not review Big Summit Proiri	es, Inc portion of
the rights. Congratulations on	getting this out!
There are some adjustments	
to the proposed certificates as f	Collows:
Arp Permit R-28664 R-1554 OK 28665 22573 left out 2 e acres	
R-46546 R-5479 OF 46547 34405 Same 25 acres left	t off
30100 24774 May shows 3-40's e	and have always been irr.
29712 23391 Lists only 8074 acres	primary but none of nory needs to be adjusted. This will include supports.
29714 23392 Needs some acres R-30753 R-2000 Should be 1825 acr	age adjusted ve-feet not 1960.7 e.ft.
30754 29775 Needs some acrea	nge adjusted
Mark Jameson, LS Ranch mana	
the site with aerial photos to	
within the area surveyed by to	he WRD. Please allow
until June to complete these.	RECEIVED
Than Ks.	MAR 2 7 2003
Bruce A. Estes, PLG, CWRE	WATER RESOURCES DEPT. SALEM, OREGON

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LES SCHWAB TIRE CENTERS OF OREGON P.O. BOX 667 PRINEVILLE, OREGON 97754

confirms the right to store the waters of ALLEN CREEK, a tributary of NORTH FORK CROOKED RIVER, in ALLEN CREEK RESERVOIR, appropriated under Permit 24775, for IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-2000. The date of priority is MAY 10, 1956. The amount of water entitled to be stored each year under this right is not more than 1460.7 acre-feet.

The reservoir is located as follows:

SW 1/4 NW 1/4 N 1/2 SW 1/4 SW 1/4 SW 1/4 SECTION 1 S 1/2 NE 1/4 N 1/2 SE 1/4 SE 1/4 SE 1/4

SECTION 2

TOWNSHIP 14 SOUTH, RANGE 21 EAST, W.M.

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.

Issued January 4, 2005.

Phillip C. Ward, Director Water Resources Department

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

Recorded in State Record of Water Right Certificates Number 81128.

R-30753.SB

• Reservoir Permit No. 21300

Application for a Permit to Construct a Reservoir and to Store for Beneficial Use the Unappropriated Waters of the State of Oregon

I, HUDSFETH LAND AND LIVESTOCK COMPANY (Name of Applicant)
of P. C. Box 458, Prineville (Mailing Address)
State of Oregon , do hereby make application for a permit to construct the
following described reservoir and to store the unappropriated waters of the State of Oregon, subject to
existing rights.
If the applicant is a corporation, give date and place of incorporation
1. The name of the proposed reservoir is Allen Creek Reservoir
2. The name of the stream from which the reservoir is to be filled and the appropriation made is Allen Creek
tributary of North Fork Crooked Liver
3. The amount of water to be stored is 1825 acre feet.
4. The use to be made of the impounded water is Irrigation
5. The location of the proposed reservoir will be in Sec. (Give sections or townships to be submicesed)
Tp. 14 S. , R. 21 E. , W. M., in the county of Crook
(a) State whether situated in channel of running stream and give character of material at outlet
Located in Running Stream. Sand and coarse gravel with silt at
outlet.
(b) If not in channel of running stream, state how it is to be filled. If through a feed canal, give
name and dimensions
antant -
6. The dam will be located in $SE^{-1}_{\sim}SE^{-1}_{\sim}$, Sec. 1, Sec. 1
Tp. 14 S., R. 21 E., W. M. The maximum height will be feet above stream bed or ground
surface on center line of dam. The length on top will be 900 feet; length on bottom 250 feet; width on top 19 feet; slove of front
section of the sectio
or water side 23/4: 1 ; slope on back 13/4: 1 ; height of dam above water line
when full 6 feet.

13. Construction work will be completed on or before. Dec 1, 1956 12. Construction work will begin on or before May 1, 1956 II. The estimated cost of the proposed work is \$ 60,000. 1001 F 17 E 1910ar fo yedop unou osnuixouddo pur isosf " ... to retout to displacements a discu # 22, 海 10. The area submerged by the proposed resevoir, when full, will be to be asbestos bonded asphalt coated. 30" outlet pipe with gate at elev. 60 to aupply high ditch. All pipe are as follows: 21" outlet pipe with gate in bottom of natural channel and seed on the second of natural channels and location of such capacity and location to pass the 9. The location of outlet from the proposed reservoir, with character of construction and dimensions, saddle in ridge as shown on drawings. Appropriate and to deal because you light stands and to make to brought 8. The location of wasteway with dimensions are as follows: apillway, and recommend to do the location of wasteway with dimensions are as follows: core. Uniding to coarse clean rock at faces for slope protection. to sapps upon no avor hypor evoluted aldade upon this journaim this wares are as follows: Larth fill dam with central core to impervious clay-

7. The construction of dam, the material of which it is to be built, and method of protection from

fo sivp .

In order to retain its priority, this application must be returned to the State Engineer, with cor-

This is to certify that I have examined the foregoing application, together with the accompanying

MILNESS wid hand this

maps and data, and return the same for

rections, on or before

County of Marion,

STATE ENGINEER

Remarks: * as Per Letter of authorization. July 16-1956
Correction mode from personal reguledge of project as engineer moving started
project price to joining start at state Engineer like
STATE OF OREGON, County of Marion,
This is to certify that I have examined the foregoing application and do hereby grant the same,
subject to the following limitations and conditions: The right herein granted is limited to the construc-
tion of Allen Creek Reservoir and storage of water from Allen Creek to be appropriated
under Application No. 3075h, Permit No. 24775 for supplemental irrigation, and the
dam shall be constructed under the supervision of a registered professional engineer.
The right hereunder shall be limited to the storage of 1825 acre feet.
The priority date of this permit is
Actual construction work shall begin on or before April 25, 1958 and
shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.58
WITNESS my hand this 25th day of April , 19.57
* OA. 12/2.

Application No. R. 30753.... Reservoir Permit No. 2000.....

PERMIT

To construct a reservoir and store for bene-ficial use the unappropriated waters of the State of Oregon.

19 1. at 1. 6 o'clock 17 on the 12 day of office of the State Engineer at Salem, Oregon, This instrument was first received in the

Returned to applicant:

Approved:

April 25, 1957

Recorded in Book No.?

Reservoirs, on Page 2000...

LEWIS A. STANLEY

STATE ENGINEER

Drainage Basin No. ____5__ page ./+ C

Bormit No R-2000

Brooks Resources Investment Corp (Same addition)

Application No. R-30753

CountyCr	SIGNED		
	Drooks	Resources	COR
of Water	TO DOX	6119	~

	Analona	Proof	of Approp	riation o	f Water	PO DOX 6119	7708
<u>\$</u>	Assigne	Boston Ranch	Co. P.O. Bo	X 1+7		Dera, W.	17708
600	1. Namesian		A VOSTOCK CO.				
1 1	3. Source of s	supply Allen Creel	appropriated	under applic	cation No.	30754. permit	No. 24775.)
V 9	Tributary		Crooked River	- 15	inlargment of	, Res. Consit unc	Ser Parmit R-1710
- to	14. Amount of	1460.7		5. Priority d	ate May	10. 1956	

8. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use.

Township Range Section Willamette Meredian			Willamette Meredian Legal Subdivision			
14 S. 21 E. 1		14 S. 21 E. 1 S.W. 7			S. W. & N. W. & SELL SELL	
			N'S + 5, W. 1			
			1, W. 7 S. W. 4			
			S. W. 4 S. W. 4			
		2	5 1/2 / N.E. 1/2			
			GE TILE			
,			N/2 / N.E. T S.E. T			
			N.W. & S.E.	`		
			S.E. 7 S.E. 4			
			•			

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

Info: Joe Vanoni (Manager Tie: To S. K. Cor, Sec, 2, T. 14S. R. ZIE, (1. Rod) Elevations Dam Crest - 100' Assumed H.S.M. - 94' P. W. L. - 66' Crest Spillway - 94'
24" Conduit #1 - 28' .Dn, Str. In vert
36" 11 #2 - 60' 11 11 11 Old dam crest-851) 11 - 65 Up. 11 Allen Creek Str. Bed dristritoe - 26' Crest Width - 15' Dam. 11 Length - 7001 Slopes -upstr. -3:1 11 -dn. etr. - 2:1 Condition - Some seepage. Spillway - 18 Slope of Channel-1st 200' - level from Dam on Rt. Side Reservoir Restot way - 4%, [Emplies In la High Line dilch at H.G. of converte). Conduits: #1 340 long -24" Steel Located Approx. 300' from Little and Dam. #2 260' long - 36" Steel. Located Approx. 100' from Ritherd Dam. Controls: Both Conduits have steel sliving gates with incline screw controls. Oct. 26, 1968, L. E. Sould Field Engineer

			Allen Res	ervoi	سن.			
	Contour	S.A.	Av. S.A.		Int.		Сар.	Acc. Cap
	29.0'	0.0 Ac.						
			13.9 Ac	X	37.0	=	514.3 A.F.	
3	66.0	27,8						514.3 A.
			38.5	X	14.01		5-39,3	
la.	80.0	49.2						1053,6
			66.4	X	14.0	=	929,6	
	94.0	83.6					1983.2.A.F.	1983.21

WATER RESOURCES DEPARTMENT

INTEROFFICE MIEMO

October 28, 1993

TO:

FILE 30100

From:

Ken dowden

Subj:

FINAL PROOF SURVEY

The status of this file and all the associated permits* to be proofed were surveyed originally in the 60's and 70's. A visit to Big Summit Prairie was done in 1985 by Thom Warren and Ben Bishop for re-survey / (traverse)?

After speaking with Ben Bishop this morning, the use of a theodolite and photo proved the already drafted Final Proof Map (E-42-15) on linen to be incorrect in its found monuments and the tieing in for the place(s) of use.

I have been ordered to place this survey off until January 2, 1994 because of the high priority of the backlog commitment. I will then revisit the file and contact Larry Nunn for further information and details as where to go next. I understand the photo will reveal the survey by Thom and Ben and is to be used for the correction on the map.

* Associated permits

app. #	per. #
R-28664	R-1554
28665	22573
29712	23391
30100	24744
R-30753	R-2000
30 7 54	24775
R-46546	R-5479
46547	34405



Water Resources Department

Commerce Building 158 12th Street NE Salem, OR 97301-4172 (503) 378-3739 FAX (503) 378-8130

January 17, 2001

LES SCHWAB TIRE CENTER OF OREGON PO BOX 667 PRINEVILLE, OR 97754

REFERENCE: Files R 29713, 30100, R 30753 and 30754, Permits R 1710, 24774, R 2000 and 24775

Dear Applicant:

The above files you wanted assigned from Brooks Resources Investment Corp. to Les Schwab Tire Center and Big Summit Prairies Inc. were so assigned in 1984. Brooks Resources Investment has not been on the permits since then.

We are refunding the \$50 fee you submitted. If you have questions please contact me at the address below or phone (503)378-3739 ext. 272.

Sincerely,

Dallas Miller

Water Rights Specialist

(Olle healls

cc: Watermaster, District 11

INTEROFFICE MEMO

DATE: <u>January 18, 2001</u>
TO: FISCAL SECTION $\bigcap I$
FROM: JANET HALLADEY SUPERVISOR APPROVAL JUNE OF Jonnine Fuss
SUBJECT: Request for refund check Of fluight Dennis & Denton
Please refund \$50.00 to Les Schwab Tire Center of Oregon
file #'s R29713, S30100, R30753 & R30754 receipt # 42655. These
are refunded because: Application rejected
Application rejected \(\bigcup \)
Application withdrawn
XXXXX Excess fees collected for assignment
Excess fees collected for extension
Other
MAILING ADDRESS:
Led Schwab Tire Center of Orregon PO Box 667 Prineville, OR 9754

JAN 3 1 2001

WARRANT NO. 116441118

WATER RESOURCES DEPARTMENT

(503) 378-8455

INVOICE NO. INVOICE DATE INVOICE DESCRIPTION AGY DOCUMENT **AMOUNT** REVREF R29713, S30100 42655 690 VP013364 50.00

1SSUE DATE: 02/07/01

WARRANT AMOUNT 50.00

VENDOR NAME: VENDOR NUMBER:

DENTON, DENNIS E

STATE OF OREGON
Dept of Administrative Services
To the State Treasurer, Salem, OR 97310
WATER RESOURCES DEPARTMENT
(503) 378-8455

VENDOR NO.

CHECK DATE 02/07/01



BANK WARRANT NO. 11 6441118

PAY THIS AMOUNT \$50.00

PAY TO THE ORDER OF:

DENTON, DENNIS E C/O BROOKS RESOURCES INVESTMENT CORP 296 SW COLUMBIA SUITE A BEND OR 97702

VOID AFTER 2 YEARS FROM DATE OF ISSUE

AUTHORIZED SIGNATURE

#6441118# #123200101# 10501#

E FACE OF THIS CHECK HAS A COLORED BACKGROUND ** EXPLANATION OF ADDITIONAL SECURITY FEATURES IN

STATE OF OREGON

WATER RESOURCES DEPARTMENT 158 12TH ST. N.E. RECEIPT # 42655 INVOICE #. SALEM, OR 97310-0210 378-8455 / 378-8130 (FAX) Denton APPLICATION RECEIVED FROM: Dennis PERMIT TRANSFER CHECK: # പ: (IDENTIFY) CASH: TOTAL REC'D WRD MISC CASH ACCT 3417 **ADJUDICATIONS** \$ PUBLICATIONS / MAPS \$ \$ OTHER: (IDENTIFY) \$ _ OTHER: (IDENTIFY) REDUCTION OF EXPENSE CASH ACCT \$ 0427 WRD OPERATING ACCT PCA# 66111 MISCELLANEOUS COPY & TAPE FEES \$ 0407 \$ 0410 RESEARCH FEES MISC REVENUE: (IDENTIFY) 0408 TC162 DEPOSIT LIAB. (IDENTIFY) \$ WATER RIGHTS: EXAM FEE RECORD FEE SURFACE WATER 0202 0201 \$ 0203 **GROUND WATER** 0204 \$ \$ TRANSFER 0206 0205 \$ WELL CONSTRUCTION EXAM FEE LICENSE FEE 0219 0218 WELL DRILL CONSTRUCTOR S LANDOWNER'S PERMIT \$ OTHER (IDENTIFY) WELL CONST. START FEE 0437 CARD# 0211 WELL CONST START FEE \$ MONITORING WELLS \$ CARD# 0210 OTHER (IDENTIFY) 0539 LOTTERY PROCEEDS \$ 1302 LOTTERY PROCEEDS

RECEIPT #

0467

0233

0231

HYDRO ACTIVITY

HRDRO APPLICATION

POWER LICENSE FEE (FW/WRD)

HYDRO LICENSE FEE (FW/WRD)

DATED: 1 BY: Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

LIC NUMBER

Ireis

\$

\$ \$



Water Resources Department

Commerce Building 158 12th Street NE Salem, OR 97301-4172 (503) 378-3739 FAX (503) 378-8130

January 17, 2001

LES SCHWAB TIRE CENTER OF OREGON PO BOX 667 PRINEVILLE, OR 97754

REFERENCE: Files R 29713, 30100, R 30753 and 30754, Permits R 1710, 24774, R 2000 and 24775

Dear Applicant:

The above files you wanted assigned from Brooks Resources Investment Corp. to Les Schwab Tire Center and Big Summit Prairies Inc. were so assigned in 1984. Brooks Resources Investment has not been on the permits since then.

We are refunding the \$50 fee you submitted. If you have questions please contact me at the address below or phone (503)378-3739 ext. 272.

Sincerely,

Dallas Miller

Water Rights Specialist

lle cuselle

cc: Watermaster, District 11

Allen Res

REQUEST FOR ASSIGNMENT

I, (permit holder, applicant) Brooks	Resources Invest	mont Coup.
(mailing address) (city) (s	ad ON 97702 state) (zip)	541-382-1662 (phone)
CHECK ONE CHECK ONE hereby assign all my interest in	and to application/perm	nit;
[] - hereby assign <u>all my interest</u> in (include a map showing portion of appl:		oplication/permit
[] - hereby assign a portion of application/permit;	my interest in and	to the entire
Application # R-36753 , Perr	nit # <u>R-2000</u>	;
OR GR Statement #, GR Cer filed in the office of the Water Resour		n #as
Les Schwah Tire Center of Ol (name of new owner) P.O. Box 667 Prinaul	(phone #	47-4136 Prairies Inc.
(address) (city)	(state) (zip)	
(Note: If there are other owners of the Permit of Certificate of Groundwater Regnames and addresses to this form.) I hereby certify that I have notified alin this Application, Permit or Certificassignment.	ristration you must attac	h a list of their roperty described
Witness my hand this da	ay of Algunay	. aca/
applicant/permit hold	Mulha bolllan	
applicant/permit hold		
PLEASE DO NOT WRITE IN THIS BOX		
	The completed assignment must be submitted to the water Resources Department together with a recording fee of \$25. Additional pages will cost \$5 per page.	RECEIVED JAN 1 0 2001
	WATER RESOURCES DEPA	

SALEM, OREGON 97310-0210

m:\groups\wr\support\janet\forms\assignment request

MEMORANDUM

To: Files R-28864 Date: October 10, 2000 28865 29712 R-29713 29714 30100 R-30753 30754 R-46546 46547 - Les Schwab Tire Centers

From: Steve Brown

The field forms, prelininary maps and field work notes were sent to Bend for drafting this date.



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

January 21, 1985

Brooks Resources Investment Corp. PO Box 6119 Bend, Oregon 97708

REFERENCE: Files Numbered R-28664, 28665, 29712, R-29713, 29714, R-30753 R-46546, 46547, 30100, and 30754

Attention: Mr. Paul H. Buchanan, Vice President

The ass ignment of Permits Numbered R-1554, 22573, 23391, R-1710, 23392, R-2000, R-5479, and 34405 from you to Les Schwab Tire Centers of Oregon and the partial assignment of Permits Numbered 24774 and 24775 from you to Les Schwab Tire Centers of Oregon and Big Summit Praires Inc. have been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the originals are enclosed along with our Receipt Numbers 44833, 44927 and 44835 covering the recording fees of \$30 which you submitted.

Sincerely,

Thomas E. Shook

Senior Water Rights Examiner

TES/jw

Enclosures

cc: Les Schwab Tire Centers of Oregon

Big Summit Prairies Inc.



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

August 31, 1984

Linda Balding, Administrative Assistant Brooks Resources Corporation 416 NE Greenwood PO Box 6119 Bend, Oregon 97708

Dear Ms. Balding:

Please find enclosed copies of a map illustrating the land found irrigated in connection with Permits Numbered R-1554, 22573, R-1710, 23392, 24774, R-2000, 24775, R-5479, and 34405.

These maps are <u>not</u> an illustration of the rights of record, subject to revision and is in no means any indication of what the final decision will be regarding our survey findings.

If any errors or omissions are found with the map, please notify us and we may be able to amend the map prior to sending the Proof of Appropriation for the permits.

Sincerely,

Stephen C. Brown III

Senior Water Rights Examiner

SCB/jw

Enclosures - Receipt #43844

RECEIVED

AUG 2 7 1984

WATER RESOURCES DEPI SALEM, OREGON

Brooks Resources Corporation

416 N.E. Greenwood Post Office Box 6119 Bend, Oregon 97708 Phone: (503) 382-1662

August 22, 1984

Water Resources Department State of Oregon Mill Creek Office Park 555 13th Street, N.E. Salem, Oregon 97310

Attention: Survey/Certificate Section

Enclosed is our check in the amount of \$9.20 to cover copy fees for eight (8) Big Summit Prairie final proof survey maps.

Thank you very much.

Cordially,

BROOKS RESOURCES INVESTMENT CORPORATION

Linda Balding

Administrative Assistant

nda Baldi

E 42-15

R-28664 R-46546

145, 21E

27/1



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

January 31, 1984

Brooks Resources Investment Corp., PO Box 6119 Bend, Oregon 97708

REFERENCE: Files Numbered 46547, 28665, 29712, 29714, 30100, 30754, R-29713, R-30753, R-28664, R-46546, 60064,

57143, and R-57142

Attention: Linda Balding

The assignment of Permits Numbered 34405, 22573, 23391, 23392, 24774, 24775, R-1710, R-2000, R-1554, R-5479, 45043, R-7015, and 42833 from Brooks Resources Corporation to you has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original is enclosed along with our Receipt Number 41314 covering the recording fee of \$10 which you submitted.

Sincerely,

Thomas E. Shook Senior Water Rights Examiner

TES/jw

Enclosures



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508 or

or

1-800-452-7813 (message line)

June 1, 1982

Brooks Resources Incorporation PO Box 6119 Bend, OR 97708

REFERENCE: Files 30100, 30754, R-29713, R-30753, 29712, 29714, R-28664, 28665, R-46546, 46547, T-3742, T-3743

The assignment of Permits 24774, 24775, R-1710, R-2000, 23391, 23392, R-1554, R-5479, 22573, and 34405 from Boston Ranch Company to you has been recorded in the records of the Water Resources Department. We have also noted the name changes on Transfers 3742 and 3743.

Our records have been changed accordingly and the original is enclosed. Our Receipt 30837 covering the recording fee of \$3 was handed to Don Dryer in this office.

Application 61727 was returned to the Boston Ranch Company on January 4, 1982, for correction. In order to retain the priority date May 28, 1981, the application must be received in this office on or before June 4, 1982.

Sincerely,

THOMAS E. SHOOK Senior Water Rights Examiner

TES:wpc cc: Boston Ranch Company 0978B



Water Resources Department MILL CREEK OFFICE PARK

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

PHONE 378-8508 or

10

1-800-452-7813 (message line)

June 1, 1982

Boston Ranch Company PO Box 147 Prineville, OR 97754

REFERENCE: Files R-30100, 30754, R-29713, R-30753, 29712, 29714, R-28664, and 28665

The assignment of Permits 24774, 24775, R-1710, R-2000, 23391, 23392, R-1554, and 22573 from Hudspeth Land and Livestock Company 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 30837 covering the recording fee of \$3 was handed to Don Dryer in this office.

Sincerely,

THOMAS E. SHOOK Senior Water Rights Examiner

TES:wpc cc: Hudspeth Land and Title Company enclosures

0978B



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

January 13, 1984

Brooks Resources Corporation 416 NE Greenwood PO Box 6119 Bend, OR 97708

REFERENCE: Files Numbered 46547, 28665, 29712, 29714, 30100, 30754 R-29713, R-30753, R-28664, R-46546, 60064 57143, R-57142

Dear Mr. Hollern:

We received your request to assign Permits Numbered 34405, 22573, 23391, 23392, 24774, 24775, R-1710, R-2000, R-1554, R-5479, 45043, 42833, and R-7015 from Brooks Resources Corporation to Brooks Resources Investment Corporation on January 11, 1984. A new fee schedule for assignments went into effect on October 15, 1983 requiring a \$10 assignment recording fee.

Please send the \$10 necessary so that we may properly handle your request.

Sincerely,

Jackie M. Warner

Secretary

Survey/Certificate Section

JMW

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BOSTON RANCH COMPANY PRINEVILLE, OREGON

DO NOT CHANGE OR ALTER

WHEN DETACHED AND PAID THE ABOVE CHECK BECOMES A RECEIPT IN FULL PAYMENT OF THE FOLLOWING ACCOUNT NO OTHER RECEIPT NECESSARY



ROBERT W. STRAUB

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

October 13, 1976

R-30753 30754

Boston Ranch Company P. O. Box 147 Prineville, Oregon 97754

Attention: Mr. Joe Vanoni

Dear Sir:

I have reviewed the information for the proposed modification of Allen Creek Dam.

Please show on the final drawing the following items:

- (1) The "as constructed" configuration of the dam, superimposed on the cross sections shown.
- (2) Soils analysis results together with the results of density tests taken during construction.
- (3) The results (elevations and flow) of the leakage observations made during draining of the reservoir.

If more convenient to you, the information requested in items 2 and 3 could be presented in a separate report.

Thank you for your cooperation.

Sincerely yours,

G. L. Oberholtzer Engineer

GLO:cjw

November 17, 1960

Hudspeth Land and Livestock Company P. O. Box 458 Prineville, Oregon

Attention Mrs. Alvyne R. Pound

Gentlemen:

This will acknowledge your letter of October 17 in reference to permit No. 24774 (file No. 30100) and permits numbered R-2000 and 24775 (files numbered R-30753 and 30754).

Our field crew that was in the area involved in the above referenced permits did not carry out the final proof survey in connection with these permits, but did report that the canal system for distribution of water under the permits was not yet complete.

Under the laws of the State of Oregon, a valid water right is established only to the extent that a project is completed within the terms of the permit. Our records show that the time limits for completion of construction of the distribution works and for application of water to beneficial use under the terms of the permits numbered 24774 and 24775, as last extended, expired on October 1, 1959.

In order for the permits numbered 24774 and 24775 to cover any development accomplished subsequent to October 1, 1959, it would be necessary for you to apply for and obtain an extension of time limits under each permit.

The State Engineer is authorized by law to allow an extension of time limits only upon a showing by the holder of the permit that reasonable diligence has been exercised toward completion of the project.

Additional extension of time application forms are enclosed.

Hudspeth Land and Livestock Co. 2 November 17, 1960

Our records show that the construction of Allen Creek Reservoir under the provisions of permit No. R-2000 was accomplished within the time limits of the permit as issued. Therefore, an extension of time limits under permit No. R-2000 is not necessary.

Very truly yours,

LEWIS A. STANLEY State Engineer

By James W. Carver, Jr., Assistant

JWC:eh enclosures May 12, 1960

Hidspeth Land & Livestock Co. P. O. Box 158 Prineville, Oregon

Attention Mr. Alvyne R. Pound

Gentlemen:

This will acknowledge your letter of May 11th, stating that construction of Allen Creek Reservoir has been completed but that complete irrigation of lands under the terms of Permit No. 2h77h (File No. 30100) and Permit No. 2h775 (File No. 3075h) has not been accomplished.

Our records show that the time limits for completion of the irrigation distribution system and for application of water to beneficial use to the full extent intended under the terms of permits numbered 2477h and 24775 expired on October 1, 1959.

Extension of time application forms are enclosed. Payment of the statutory fee in the amount of \$2 for each permit covered by the extension of time application must be submitted along with the application.

Very truly yours,

LEWIS A. STANLEY State Engineer

By James W. Carver, Jr., Assistant

JWC:bks

Enc:2

January 20, 1960

Hudspeth Land and Livestock Company P. O. Box 458 Prineville, Oregon

Gentlemen:

According to the terms of your permit No. 24775, which is for the appropriation of 1825 acre feet stored water from Allen Creek reservoir, application No. R-30753, permit No. R-2000,

complete application of water was to have been made on or before October 1,59. It appears from our records that you have failed to submit notice of complete application, although a notice calling this matter to your attention was mailed to you on October 9, 1959.

Complete application of water means the application of water to beneficial use to the full extent the permittee intends under the terms of the permit. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit.

If you have complied with the terms of the permit, you should promptly submit notice describing the extent of completion.

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 State Engineer proof of completion of the appropriation as required by ORS 537.230 and 537.250, the State Engineer may, after 60 days' notice by registered mail, order the cancelation of the permit.

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, your permits numbered R-2000 and 24775 will be canceled without further notice.

If for any reason you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved in the project has changed hands, please give us the name and address of the new owner.

LEWIS A. STANLEY

State Engineer

Form 100 Certified Return receipt requested July 20, 1959

Mrs. Alvyne Pound Hudspeth Lend & Livestock Co. P. O. Box 458 Prineville, Oregon

Dear Hrs. Pound:

Enclosed is State Engineer's Receipt No. 22496 in the amount of \$1.25 for the copy of Water Right Permit No. R-2000 forwarded to you July 15, 1959.

Very truly yours,

LEWIS A. STABLEY State Engineer

By Fred D. Gustafson Engineer

FDG:mb

April 13, 1959

Mrs. Alvyne Pound Hudspeth Land & Livestock Co. P. O. Box 458 Prineville, Oregon

Dear Mrs. Pounds

May I urge you to submit immediately either the forms "B" or "B" and "C", as appropriate, or the request for extension of time as discussed in my letter of March 3, 1959 and as discussed with you in your office on March 19, 1959. Should one or the other not be received shortly it will be necessary to start proceedings for cancellation of the permits.

Very truly yours,

LEWIS A. STANLEY State Engineer

By Fred D. Gustafson Engineer

FDG:mb

July 15, 1959

Alvyne Pound Hudspeth Land and Livestock Company P. O. Box 458 Prineville, Oregon

Dear Mrs. Pounds

Enclosed please find a copy of Permit No. R-2000 for construction and storage on Allen Creek Reservoir as you requested by telephone. Enclosed also is State Engineers statement in the amount of \$1.25 for copying fee.

Very truly yours,

LEWIS A. STABLEY State Engineer

Fred D. Gustafeon Engineer

FDG:mb enc

March 3, 1959

Hudspeth Land & Livestock Co. P. O. Box 458 Prineville, Oregon

Attention: Alvyne Pound

Dear Sire:

Under separate cover I have written to you regarding the Gill Cattle Co.'s applications on Allen Creek and the Allen Creek Reservoir. It is my belief that the distribution system under the secondary application was adequate prior to your purchasing the Gill heldings and that consequently lands covered under those applications have been irrigated.

applications Nos. R-30753 and 30754 cover the enlarged reservoir actually constructed by Hudspeth Land & Livestock and include substantially more acreage for irrigation than covered by the original Gill applications. This office has been notified of completion of construction under Application No. R-30753, however, no notice of completion of construction, form B, has been received with regard to Application No. 30754. The work involved therein consists of the actual construction of the distribution system, canals, laterals, headgate structures, etc. If this work was completed by the completion date, which was October 1, 1958, the enclosed form B, immediately should be submitted. On the other hand should the work not have been completed your request for an extension of time immediately should be submitted.

For your convenience I am enclosing forms B end C as well as a form for requesting extension of time.

Very truly yours,

LEWIS A. STANLEY State Engineer

Fred D. Gustafson Engineer

FDG:mb

April 25, 1957

Hudspeth Land and Livestock Co. P. O. Box 458 Prineville, Oregon

Gentlemen:

Enclosed find Application No. R-30753, Permit No. R-2000 and Application No. 30751, Permit No. R-2000 and No. 30751, Permit No. 30751, Per

Your permit has been recorded in this office but you should hold the original permit as evidence of your water right. If the land is sold an assignment to the new owner should be recorded in this office. Assignment blanks will be furnished upon request.

The permit, which appears on the last page of the application, limits the time within which you may begin and complete construction of your project. According to the law you <u>must begin actual construction</u> work within one year from the date of issuance of the permit or your right will be lost. The State Engineer is authorized to extend the time for completion of the project on proper showing but <u>has no authority to extend the time limit for beginning of construction work</u>,

Forms are attached to the permit for your convenience in submitting notice when construction begins, when it is completed and when the water has been completely applied to the proposed use, unless you have already submitted such information.

If your use of water is for irrigation, proof can be made and certificate issued only after you have actually irrigated ALL of the land described in the permit which you intend to irrigate at any time.

Whenever a measuring device becomes necessary for the proper distribution of water, the permittee will be required to install one to the satisfaction of the State Engineer as provided by ORS 540.310 and 540.330.

In connection with your proposed appropriation, please be advised that the late summer flow in most of the streams is required to satisfy existing rights and your permit as provided by law, grants a right to use water only when there is a surplus in the source involved over and above that required to satisfy prior rights.

Very truly yours,

THUS A STANLEY

State Engineer

Form 110 Enclosures Merch 4, 1957

Mr. Ron Hudspeth, Menager Hudspeth Land & Livestock Company P. O. Box 458 Prineville, Oregon

Dear Mr. Hudspeth:

As authorised in your letter of December 11, 1956, the reference applications were corrected early in January together with the accompanying maps, and Mr. Joe Dunham was advised of the balance of fees due by telephone on January 17, 1956. Following my telephone call to Mr. Dunham, I found it advisable to make an additional change in the listing of acreage per 10-acre tracts on Application 30100 with a resulting change in the amount of recording fees due, Mr. Dunham having been advised that a balance of \$201.97 remained due.

As corrected, Application 30100 is for permit to appropriate water for irrigation of 8,027.5 acres for which the fees are as follows:

Examination fee: \$ 10.00 Recording fees: 130.78 Silio.78 Less credit for fees paid 6/30/55: 10.00 Total balance due: \$130.78

The fees for Applications B-30753 and 3075h have been paid in full.

Since no further action can be taken by this office toward issuing the permits until the fees have been paid in full, and since the applications now have been pending since June 30, 1955, you are urged to remit the balance due at your earliest convenience.

Very truly yours,

LEWIS A. STANLEY State Engineer

By Fred D. Gustafson, Engineer

FDG:lac

June 7, 1956.

Mr. Vernon L. Burda Attorney At Law Prineville, Oregon

Dear Mr. Burda:

This will acknowledge receipt of an application in the name of Hudspeth Land & Livestock Co. to construct Allen Creek Reservoir for the storage of 1825 acre feet of water for irrigation, the application for permit to appropriate 6 cubic foot of water per second from Allen Creek 14076.8 acres, accompanying maps and fees in the amount of \$229.40 for which our receipt Nos. 7069 and 7070 are enclosed.

The applications have been given file Nos. R-30753 for the reservoir application and 30754 for the secondary application.

These applications will be checked in detail by Mr. Fred D. Gustafson and you will be notified as to the result.

Very truly yours,

LEWIS A. STANLEY State Engineer

By Trevor Jones, Assistant

TJ:ld

enc. receipts

cc: Mr. Emile P. Bachand Consulting Engineer

Prineville, Oregon May 8, 1956

State Engineer 303 State Office Bldg. Salem, Oregon DEGETVED MAY 10 1956 STATE ENGINEER SALEM, OREGON

Re: Allen Creek Reservoir
Hudspeth Land and Livestock, Owner

Dear Sir,

Transmitted herewith are the following: One copy of the specifications for Allen Creek Dam and Reservoir, one completed copy of Application for Permit To Appropriate the Public Waters of the State of Oregon, one completed copy of Application for a Permit to construct a reservoir and to Store for Beneficial Use the Unappropriated Waters of the State of Oregon, and a check for the sum of \$229.40 to cover all fees for irrigation and storage as shown on drawings and listed in applications. Under separate cover are included one drawing titled "Allen Creek Reservoir" and one reproducible print and one copy of Water Right map.

Since I was unable to obtain prints of the drawing on linen I wish you wold send me one reproducible print and two (2) copies of this drawing, titled "Allen Creek Reservoir". Also, I will ask you to photostat the sheets listing the lands to be irrigated under item 8, and to send me two (2) copies of each of the 8 sheets. If you will bill me for this work I will send you a check for that amount. Your approval of these applications and plans and specifications is requested.

Yours truly,

Emile P. Bachand Consulting Engineer

Carell P. Backono

c.c. Hudspeth Land and Livestock Co.