

13 **ASSIGNED**
Name Marvin DeRaeve

By _____
Address 8701 Pacific Highway West
Rickreall, OR 97371

Date filed May 22, 1990
Priority May 22, 1990
Action suspended until MAR 26 1998 - Pungs
5/17/02 SB

Return to applicant _____
Date of approval OCT 01 1990

CONSTRUCTION
Date for beginning OCT 01 1991
Date for completion OCT 01 1992
Extended to _____

Date for application of water OCT 01 1993
Extended to 10-1-95

PROSECUTION OF WORK
Form "A" filed 11-30-81 16884
Form "B" filed 11-30-81 16884
Form "C" filed _____

FINAL PROOF
Blank mailed _____
Proof received _____
Date certificate issued _____

Application No. R-70373
Permit No. R11254

Certificate No. _____
See file: 70374
Stream Index, Page No. 2
02.1140.0760.0137

Plans in Wayne's
See Dam file R-47
VIIA Ash Square

Date	To Whom	Address
<u>1-26-94</u>	<u>Northwest Farm Credit Svcs. Assn. P.O. Box 1009, Salem, OR 97308</u>	
<u>and</u>	<u>Marvin J. + Patricia A. DeRaeve</u>	<u>8701 Pacific Hwy. W. Rickreall, OR 97371</u>

REMARKS
A-Form 90 sent - NOV 04 1991
119 sent 11/12/91
Ext. Reg. in file (1/94)
W 22 in '03 file Cabinets @ mid town

FEES PAID

Date	Amount	Receipt No.
<u>5-22-90</u>	<u>200.00</u>	<u>63598</u>
<u>8-8-90</u>	<u>100.00</u>	<u>65943</u>
<u>1-11-94</u>	<u>100.-</u>	<u>108685</u>
<u>1/26/94</u>	<u>10.00</u>	<u>109011</u>

Cert. Fee _____

FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
<u>1-26-94</u>	<u>Northwest Farm Credit Svcs. Assn.</u>	<u>P.O. Box 1009, Salem, OR 97308</u>	<u>7</u>	<u>2855</u>
<u>and</u>	<u>Marvin J. + Patricia A. DeRaeve</u>	<u>8701 Pacific Hwy. W. Rickreall, OR 97371</u>		

Dorothy Pedersen

From: Barry Norris
Sent: Wednesday, January 05, 2011 9:41 AM
To: Dorothy Pedersen
Subject: Re: Dam File R-47; Permmmit R-11254; Transfer T-10977

Dorothy

The cancelled permit had a condition that required board removal by Oct 1. There is a need to consider moving the date ahead to October 15. The October 15 date will meet the needs for dam safety and is approved as part of our design approval process.

Barry Norris
Dam Safety Engineer



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

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

May 15, 2001

Patricia A. DeRaeve
P.O. Box 220
Amity, OR 97101

Reference: Application No. R-70374, Permit No. R-11254;
Application No. 70374, Permit No. 51094
Northwest Farm Credit Services and Marvin J and Patricia DeRaeve

Dear Mrs. DeRaeve:

Thank you for your letter of August 21, 2000. Your letter and request for certificates of water right was set aside and recently brought to my attention. I apologize for the time it has taken to reply to your request.

The above referenced permits were canceled by Special Order of the Water Resources Director on March 26, 1997. This order is a final order in other than a contested case and is not appealable beyond 60 days from the date it was mailed to the permit holders. Therefore, your request for reconsideration or reinstatement of the permits may not be considered by the Department.

I am returning your claim of beneficial use and site report for the above referenced permits to you along with application forms and instructions for filing new applications.

Please feel free to contact me if you have any questions and I would be happy to address any concerns you may have.

Sincerely,

Steve Brown
Certificates

c: Dwight French, Manager
W. Richard Verboort, CWRE

August 21, 2000

Oregon Department of Water Resources
158 12th Street NE
Salem, OR 97310

Dear Sirs;

I want to apologize for the lateness of this certification. Marvin DeHoe (my husband) passed away on December 2, 1997, and it was a while before we did anything about finishing the dam. I know Marvin talked to Chris Hughes and Bruce Estes whenever he called Water Resources, but Marvin didn't relate any of it to me.

Enclosed are the papers you will need for the filing of our claim. Hopefully, this will finish the Fabison dam. If you have any questions, don't hesitate to call.

Sincerely,

Tatiana A. DeHoe

Phone: 503 835-6723

RECEIVED

AUG 23 2000

CLAIM OF BENEFICIAL USE
AND SITE REPORT

Applications R-70373, 70374
Permits R-11254, 51094

GENERAL INFORMATION

The permittee was Marvin DeRaeve. Mr. DeRaeve passed away and the property is now owned by his wife, Patricia A. DeRaeve. The current mailing address is P.O. Box 220, Amity, OR 97101. This address should be used due to thefts from mailboxes in the general area.

The property is managed by Ron and Jamie Lewis, daughter and son in law of Mrs. DeRaeve. They were interviewed by the CWRE on August 7, 2000. Irrigated areas and the point of diversion were checked on a scaled photo purchased for this project. The system pump was checked and one sprinkler pressure measurement taken.

SUMMARY

The permit was for primary irrigation of 5.4 acres and supplemental irrigation of 138.2 acres. Of this 4.4 acres of primary irrigation were developed and 138.2 acres of supplemental irrigation were developed. The reservoir has been completed and stores 24 acre feet of water.

The irrigation system has a much larger capacity than the 0.07 cfs allowance, and can easily pump the 24 acre feet of stored water during the irrigation season.

WATER SOURCE

The water source is as stated on the permit. There are no changes in the source.

POINT OF DIVERSION

The point of diversion established for certificate 39484 is also being used for these permits. This is possible because water from the new dam backs water upstream to the top of the original dam constructed under certificate 24280. This avoided the cost of installing electric service and a new pump at the new dam. The location of the new dam is shown on the final proof survey map.

FIELD EQUIPMENT, TYPE OF USE

Water is pumped from the stream and reservoir by a centrifugal pump powered by a 30 hp electric motor. The motor is a Century brand with a model number of SC324UYFCAEMI9-313195-02. The pump is a Berkeley model B3ZPL 30.

RECEIVED

AUG 23 2000

WATER RESOURCES DEPT.
SALEM, OREGON

There is no buried mainline on the site at this time. There is 3800' of 6"-diameter hand carry mainline available for use at this farm. There are 8 laterals, composed of 4"-dia and 3"-dia hand carry pipe, each 1600 feet long. A big gun is available and used at times, primarily in the corn crop. There are also two 1/4-mile long wheel lines available. Mr. Lewis shares this irrigation equipment with other property he farms in the area.

On August 7, 32 sprinklers were being operated. The sprinkler furthest from the pump was operating at 65 psi. The system has capacity to irrigate with more sprinklers than this.

The foot valve on the pump suction was not visible on 8-7. Mr Lewis stated that it was purchased from a local pump company. It is about 24"-long and 12"-diameter. He thought the screen holes were smaller than 3/8"-diameter. The intake screen is placed inside a 55-gallon drum with slots cut in its sides. This keeps larger material away from the screen.

Crops grown on the farm include beans, corn, in-ground nursery stock, clover, grass seed and wheat.

SURVEY TIES

The POD and dam were located on a scaled photo for the project. These locations were then transferred to an assessors map for ties to DLC corners and/or section corners. The POD, as located fits its location as described on certificate 39484. There was a small change in the location of the new dam, as noted on the certificate map.

COMPUTATIONS

Round number computations for the pump station are attached. These show that the system has a capacity of at least 1.2 cfs when pumping to the highest point on the farm. Capacity would be higher at points closer to the pump and at lower elevations.

Storage computations were completed for the "Report of Record" prepared for ODWR Department of Dam Safety in 1991. A copy of the stage-storage curve from the "Drawing of Record", Verboort Engineering drawing number 91-D-15, is attached for reference. The reservoir stores 24 acre feet with the flashboards at their maximum allowed height.

The dam is a concrete flashboard dam with earth fill end sections. It is equipped with a bypass valve larger than 8"-diameter so that streamflow can be bypassed without adjusting the flashboards. A complete set of Drawings of Record is on file at ODWR.

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AUG 23 2000

OTHER ITEMS

Water may be legally used on these permitted acres, and additional surrounding acres under Certificates 39478, 39484, 24230, 24281 and 47240.

PERMIT CONDITIONS

Permit R-11254

1. The structure was constructed under observation by a registered engineer, licensed in Oregon.

2. The structure was constructed and has been operated and maintained in accordance with the approved drawings and specifications and design intent.

On August 7, the CWRE looked at the dam. The concrete was in good condition and the flashboards were at the allowed height or lower. Some erosion had occurred in the streambank on the downstream side of the east abutment. Mr. Lewis had already ordered rip-rap to protect the area and it had been delivered to the site. He will have the riprap placed within the next month.

3. This item has been complied with. Approval letters are on file.

4. The outlet gate is cycled 2-times per year, when the flashboards are installed and when they are removed.

5. and 6. These items have been complied with. The embankment looked like it was in good repair except as noted above.

7. A copy of the stage storage curve, taken from the drawings of record, is attached to this report.

8. Mr. Lewis has stated that these regulations are observed.

Time conditions for this permit have been met.

Permit 51094

It is believed that the pump suction screen meets ODFW standards. Fish are able to pass through the structure when the boards are removed.

Measurement equipment for regulation has not been required as of this date.

Time conditions for this permit have been met.

RECEIVED

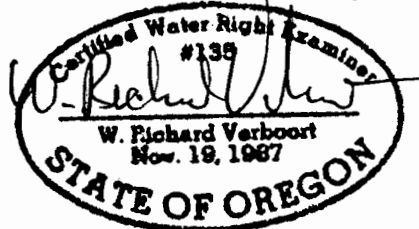
AUG 23 2000

It should be noted that these permits have been cancelled by ODWR. Mrs. DeRaeve has discussed this with staff and they have agreed that due to extenuating circumstances a claim for the permits would be accepted. The circumstances involve the death of her husband and non receipt of ODWR notices due to mail theft.

CERTIFICATION

The final proof survey and inspection of the use as found to be completed under Permits R-11254 and 51094 was completed by me on August 7, 2000. The facts contained in this report and accompanying final proof map are correct to the best of my knowledge.

W. Richard Verboort, P.E.
Certified Water Rights Examiner



I Patricia A. DeRaeve the permittee agree to the findings of the CWRE and do submit this site report and map as my Claim of Beneficial Use of the water as provided under the terms and conditions of my permits R-11254 and 51094.


Patricia A. DeRaeve

8-21-2000
date

RECEIVED

AUG 23 2000

WATER RESOURCES DEPT.
SALEM, OREGON

CHECK PUMP CAPACITY

FROM QUAD SHEET

QUICK
CHECK
FOR
ADEQUACY

CREEK @ PUMP SITE
HIGH POINT ON FARM
LIFT

125 MSL
170
45'

ASSUME 40 PSI @ HIGH POINT
SPRINKLER OK

FIELD ELEV
45 PSI x 2.31
SUB
LINE LOSS @ 100%
LIFT

45'
104
149
15
165'

FROM CWFEE MANUAL
CENTRIFUGAL EFF = 75%

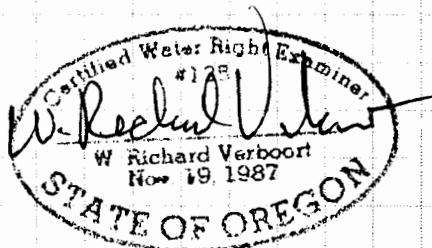
$$30 = \frac{165 \times 62.4 \times \text{cfs}}{550 \times 0.75}$$

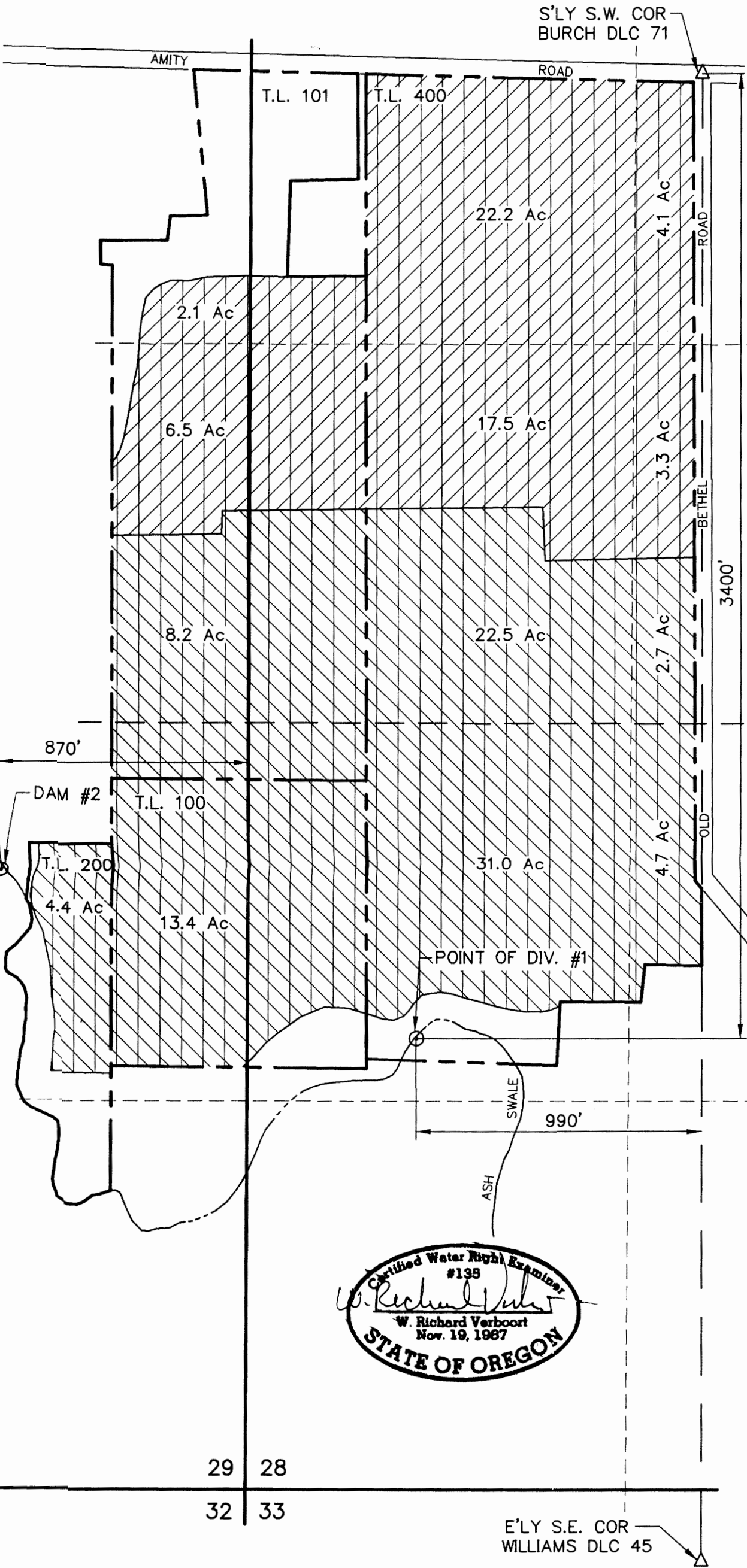
$$\text{CFS} = 1.20 = 540 \text{ GPM} > 0.07 \text{ cfs}$$

RECEIVED

AUG 23 2000

WATER RESOURCES DEPT
SALEM, OREGON



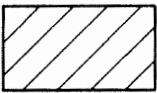
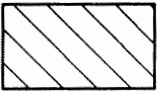



SECTION 28 & 29,
T.5 S., R.4 W., W.M.
YAMHILL COUNTY, OREGON



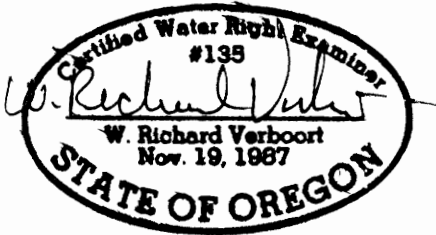
SCALE: 1"=400'

MAP BASE:
ASSESSORS MAP
1996 PHOTO

	P	C
	29822 35198	39478 39484
	R-1318 20985	24280 24281
	51094 R-11254	

NOTE:
ADDITIONAL ACRES UNDER
CERT. 39478, 39484, 24280
AND 24281 ARE NOT SHOWN
ON THIS MAP. ONLY THE
ACRES COMMON TO THOSE
CERTS. AND PERMITS 51094
AND R-11254 ARE SHOWN.

PREPERATION OF THIS MAP IS FOR THE
PURPOSE OF IDENTIFYING THE LOCATION OF
THE WATER RIGHT ONLY. THERE IS NO INTENT
TO PROVIDE DIMENSIONS OR LOCATION OF
PROPERTY OWNERSHIP LINES.



FINAL PROOF SURVEY
UNDER
APPLICATIONS PERMITS
R-70373 R-11254
70374 51094
SURVEYED AUGUST 7, 2000

VERBOORT ENGINEERING
AGRICULTURE · CIVIL · WATER RESOURCES
HILLSBORO, OREGON

	by	date
designed	WRV	08/08/00
drawn	JER	08/08/00
checked	WRV	08/08/00
drawing no.	00-B-12	
sheet no.	1 / 1	

PATRICIA A. DeRAEVE
P.O. BOX 220
AMITY, OR 97101

RECEIVED
AUG 25 2000

WATER RESOURCES DEPT.
SALEM, OREGON

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE CANCELLATION)
 OF CERTAIN PERMITS TO APPROPRIATE)
 WATER UNDER THE PROVISIONS OF) ORDER
 ORS 537.230 AND 537.260.)

The time within which the appropriations under the following water use permits should have been perfected has expired, or notice of completion was submitted. The owners of the permits have failed or refused within the period of one year thereafter to submit Claims of Beneficial Use as required by ORS 537.230 (3) and OAR 690-14-190. Notices have been addressed to the owners of the permits by certified mail in accordance with the provisions of ORS 537.260 and ORS 174.160. The owners of the permits have failed or refused to submit Claim of Beneficial Use under the terms and conditions of their respective permits, although the date specified in the notices has elapsed.

<u>NAME</u>	<u>BASIN #</u>	<u>APPL.#</u>	<u>PERMIT #</u>
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PERMITS TO USE GROUNDWATER:

Gary & Debra MacPherson	2	G 12074	G 11164
Robert Ditchen	2	G 12125	G 11470
Robert Ditchen	2	G 12126	G 11472
Bruce Manicke	17	G 12422	G 11437
Clair Dunlevy	2	G 12457	G 11463
Phillip & Patricia Spor	10	G 12458	G 11411
Walter Kopfenstein	2	G 12462	G 11501
Edward Mardock	2	G 12561	G 11423
Frank Thompson	14	G 12615	G 11538
Thomas & Karman Oleary	13	G 12713	G 11459
Craig & Celeste Hudson	2	G 12715	G 11471

PERMITS TO CONSTRUCT RESERVOIRS AND USE WATER:

Northwest Farm Credit Services & Marvin and Patricia DeRaeve	2	R 70373	R 11254
--	---	---------	---------

Northwest Farm Credit Services & Marvin and Patricia DeRaeve	2	R 70374	R 51094
Jim Stewart	13	R 70961	R 11371
Jim Stewart	13	70962	51225
Jackson and Angela Rodrigues	2	R 71599	R 11446
U. S. Fish and Wildlife, c/o Denny Wildfong	2	R 71726	R 11404

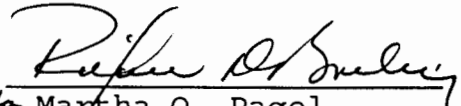
PERMITS TO USE SURFACE WATER:

Sharon Briggs	18	70060	51453
Syeda Safiullah	2	70311	51463
U.S. Bureau of Land Management	11	70485	51479
Estate of Daniel Hostetler	2	70792	51391
Gordon Hale	2	71217	51468
Sea Lion Caves Inc.; Horce Johnson	18	71494	51416
Harold Lenahan	18	71654	51427

Claims of Beneficial Use of Water under the terms and conditions of the permits listed have not been made to the satisfaction of the WATER RESOURCES DIRECTOR as required under ORS 537.230. It appears that the permits listed should be canceled.

NOW, THEREFORE, it is hereby ORDERED that the said permits are canceled in accordance with the provisions of ORS 537.260.

Dated at Salem, Oregon this 26 day of March, 1997.


for Martha O. Pagel
DIRECTOR

August 21, 2000

Oregon Department of Water Resources
158 12th Street NE
Salem, OR 97310

Dear Sirs;

I want to apologize for the lateness of this certification. Marvin DeHone (my husband) passed away on December 2, 1997, and it was a while before we did anything about finishing the dam. I know Marvin talked to Chris Hughes and Bruce Estes whenever he called Water Resources, but Marvin didn't relate any of it to me.

Enclosed are the papers you will need for the filing of our claim. Hopefully, this will finish the Fabison dam. If you have any questions, don't hesitate to call.

Sincerely,
Patricia A. DeHone

Phone: 503 835-6723

RECEIVED

AUG 23 2000

WATER RESOURCES DEPT.
SALEM, OREGON

April 1, 1997

WATER
RESOURCES
DEPARTMENT

NORTHWEST FARM CREDIT SERVICES
PO BOX 1009
SALEM OR 97308

RE: Files 70374 & R-70373

Permits 51094 and R-11254 were canceled by an order signed by the Director of the Water Resources Department on March 26, 1997. This cancelation is recorded in Volume 51, Page 318, in the records of the Water Resources Department.

Your permits are of no further force or effect.

If you have any questions please contact me at extension 272 at the number below.

Sincerely,

DALLAS S. MILLER
Water Rights Specialist

DSM:jh

cc: William Ferber, Watermaster
W. Richard Verboort, CWRE
Marvin & Patricia DeRaeve



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MARVIN DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

R-70373

4a. Article Number

P56497

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

6-21-96

5. Received By: (Print Name)

Marvin

6. Signature: (Addressee or Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

WATER RESOURCES DEPARTMENT
158 12th ST NE
SALEM OR 97310



June 19, 1996

WATER
RESOURCES
DEPARTMENT

MARVIN & PATRICIA DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

REFERENCE: File R-70373 & 70374

This letter is in regard to your water use Permit R-11254 & 51094. As we pointed out to you in our letter of OCTOBER 25, 1995, your claim of beneficial use must be received in this office by **October 1, 1996**.

Oregon Administrative Rule 690-14-190 states: "The claim of beneficial use shall be submitted to the Department within one year after the use was reported..as being complete...Failure to comply with this section shall cause the Director to initiate permit cancellation proceedings as provided by ORS 537.260."

The "claim" consists of a site report and map of the developed use prepared by a Certified Water Rights Examiner, which accompany a request from the permittee for issuance of a certificate of water right.

You are hereby notified that unless your claim is received on or before **October 1, 1996**, your permit will be canceled without further notice.

If you have any questions, please contact the Water Rights Section.

Sincerely,

DALLAS MILLER
Water Rights Specialist

DM:jh

cc: DAVE JARRETT, Watermaster
W. RICHARD VERBOORT, CWRE
NORTHWEST FARM CREDIT SERVICES, ACA

CERTIFIED - RETURN RECEIPT REQUESTED



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

June 19, 1996

WATER
RESOURCES
DEPARTMENT

MARVIN & PATRICIA DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

REFERENCE: File R-70373 & 70374

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If you have any questions, please contact the Water Rights Section.

Sincerely,

DALLAS MILLER
Water Rights Specialist

DM:jh

cc: DAVE JARRETT, Watermaster
W. RICHARD VERBOORT, CWRE
NORTHWEST FARM CREDIT SERVICES, ACA

CERTIFIED - RETURN RECEIPT REQUESTED



Commerce Bu
158 12th Stre
Salem, OR 9
(503) 378-37
FAX (503)

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MARVIN DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

R-70373

4a. Article Number

P56497

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

6-21-96

5. Received By: (Print Name)

~~Marvin Deraeve~~ Marvin Deraeve

6. Signature: (Addressee or Agent)

[Signature]

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

39
878-8130

October 25, 1995

NORTHWEST FARM CREDIT SERVICES
PO BOX 1009
SALEM OR 97308

WATER
RESOURCES
DEPARTMENT

REFERENCE: File R-70373 & 70374

The date for the complete application of water to a beneficial use for your water use Permit R-11254 and 51094 was October 1, 1995. To date we have not received notice that your project was completed.

If the project was completed, you should promptly submit the notice of complete application of water. If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. Forms will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before October 1, 1996. A list of certified water right examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the permit.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

DALLAS S. MILLER
Water Rights Specialist

DSM:jh

enclosure

cc: Marvin & Patricia DeRaeve



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

R-70373

STATE OF OREGON
Office of the Water Resources Director
Salem, Oregon 97310

This will acknowledge the notice of completion of construction under the terms of Permit No. R-11254.

Under the provisions of the permit, the time limit for completion of the appropriation by making beneficial use of water to the full extent intended will expire October 1, 1993.

WATER RESOURCES DEPT.
3850 PORTLAND ROAD N.E.
SALEM, OREGON 97310

MARVIN DERAEVE
8701 PACIFIC HWY W
RICKREALL OR 97371

August 17, 1994

WATER
RESOURCES
DEPARTMENT

MARVIN DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

REFERENCE: File R-70373 & 70374

We have received your application for extension of the time limit to make complete application of water under Permit R-11254 & 51094. We also have your check in the amount of \$200.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 1995. The order approving the extension was entered August 16, 1994 in Special Order Volume 48, Page 227.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

THOMAS E. SHOOK
Water Rights Specialist

TES:jh

cc: Northwest Farm Credit Services ACA
PO Box 1009, Salem, OR 97308

enclosure



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

January 31, 1994

NORTHWEST FARM CREDIT SERVICES ACA
PO BOX 1009
SALEM OR 97308

REFERENCE: Files R-70373 & 70374

The assignment of Permits R-11254 and 51094 from Marvin DeRaeve to Northwest Farm Credit Services, ACA and Marvin J. and Patricia A. DeRaeve has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original assignments are enclosed.

Our receipts number 109011 and 109020 covering the \$20 recording fee have been sent to Ticor Title Insurance.

Sincerely,

THOMAS E. SHOOK
Water Rights Specialist

TES:jh

enclosure

cc: Marvin DeRaeve
Ticor Title Insurance



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **109011**

3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455 / 378-8130 (FAX)

RECEIVED FROM: Timor Title Insurance
BY: _____

APPLICATION	R-76373
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 8-24-12 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 20.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.650	PARKING FEES Name / month	\$
_____	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

COST CENTER AND OBJECT CLASS

CASH ACCT.

VOUCHER #

\$

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001	COPY FEES	\$
850.200	RESEARCH FEEDS	\$
880.109	MISC REVENUE: (IDENTIFY)	\$ <u>10.00</u>
520.000	OTHER (P-6) (IDENTIFY)	\$

Assignment

WATER RIGHTS:

842.001	SURFACE WATER	842.002	\$
842.003	GROUND WATER	842.004	\$
842.005	TRANSFER	842.006	\$

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	842.023	\$
_____	LANDOWNER'S PERMIT	842.024	\$
_____	OTHER (IDENTIFY)		

EXAM FEE
\$
\$
\$
EXAM FEE
\$

RECORD FEE

LICENSE FEE

06-00-0 WELL CONST START FEE

842.013	WELL CONST START FEE	\$	CARD #	
_____	MONITORING WELLS	\$	CARD #	

45-00-0 LOTTERY PROCEEDS

864.000	LOTTERY PROCEEDS	\$
---------	------------------	----

07-00-0 HYDRO ACTIVITY

LIC NUMBER

842.011	POWER LICENSE FEE (FW/WRD)	\$
842.115	HYDRO LICENSE FEE (FW/WRD)	\$

HYDRO APPLICATION

\$

RECEIPT # **109011**

DATED: 1/26/11

BY: Coyingel



Refer to Account / Order:

36-74172

FILING FEE FOR DERA EVE
ASSIGNMENT OF WATER RIG

20.00

CHECK TOTAL

20.00

ESCROW DISBURSEMENT ACCOUNT

CHECK NO. 1014302

Date:

JANUARY 25, 1994

RECEIVED

JAN 26 1994

WATER RESOURCES DEPT.
SALEM, OREGON



RECEIVED

829 N. HWY. 99W - P.O. BOX 267
MCMINNVILLE, OREGON 97128
(503) 472-6101

JAN 26 1994
WATER RESOURCES DEPT.
SALEM, OREGON

January 21, 1994

WATER RESOURCES DIRECTOR
3850 PORTLAND ROAD NE
SALEM, OREGON 97310

Re: Escrow Number 36-74172
ROBISON to DERA EVE
TL # 5428-400/5429-100

Enclosed please find our check in the amount of \$20.00 representing filing fee for the filing of two assignments of water rights, both of which are also enclosed.

Sincerely,

TICOR TITLE INSURANCE COMPANY

A handwritten signature in cursive script, appearing to read 'Debbie'.

DEBORAH L. CLARK
ESCROW OFFICER

tb

STATE OF OREGON
WATER RESOURCES DEPARTMENT
RECEIPT # **108685**
3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455 / 378-8130 (FAX)

RECEIVED FROM: Marvin Deraeve
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # X 96-644 ☐ OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 200.

01-00-0 WRD MISC CASH ACCT

842.010 ADJUDICATIONS
831.087 PUBLICATIONS / MAPS
830.650 PARKING FEES Name / month
OTHER: (IDENTIFY)

\$
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT.

COST CENTER AND OBJECT CLASS

VOUCHER #

\$

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001 COPY FEES
850.200 RESEARCH FEEDS
880.109 MISC REVENUE: (IDENTIFY)
520.000 OTHER (P-6) (IDENTIFY)

Extension

\$
\$
\$ 100.
\$

WATER RIGHTS:

842.001 SURFACE WATER
842.003 GROUND WATER
842.005 TRANSFER

EXAM FEE

\$

\$

\$

EXAM FEE

\$

842.002

842.004

842.006

RECORD FEE

\$

\$

\$

LICENSE FEE

\$

\$

WELL CONSTRUCTION

842.022 WELL DRILL CONSTRUCTOR
LANDOWNER'S PERMIT
OTHER (IDENTIFY)

842.023

842.024

06-00-0 WELL CONST START FEE

842.013 WELL CONST START FEE
MONITORING WELLS

\$

\$

CARD #

CARD #

45-00-0 LOTTERY PROCEEDS

864.000 LOTTERY PROCEEDS

\$

07-00-0 HYDRO ACTIVITY

LIC NUMBER

842.011 POWER LICENSE FEE (FW/WRD)
842.115 HYDRO LICENSE FEE (FW/WRD)

\$
\$

HYDRO APPLICATION

\$

RECEIPT # **108685**

DATED: 1-11-94

BY: P. Bushnell

October 28, 1993

MARVIN DERA EVE
8701 PACIFIC HWY W
RICKREALL OR 97371

REFERENCE: File R-70373 & 70374

The date for the complete application of water to a beneficial use for your water use Permit R-11254 and 51094 was October 1, 1993. To date we have not received notice that your project was completed.

If the project was completed, you should promptly submit the notice of complete application of water. If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. Forms will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before October 1, 1994. A list of certified water right examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the permit.

If you have any questions, please contact the Water Rights Section at 378-3739.

TES:jh

Enclosure



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

July 9, 1993

Marvin DeRaeve
8701 Pacific Hwy W.
Rickreall, OR 97371

Dear Mr. DeRaeve:

Water Resource Department records indicate that water use permit No. R-11254 was issued to you for the purpose of irrigation. The permit contains special conditions including when flashboards can be in place. According to your permit, flashboards will not be installed prior to April 1 and be removed by October 1 of each year.

I will be in the area checking for compliance with the permit conditions. If the special conditions are not complied with, this is a violation and subject to the assessment of civil penalties under Oregon Revised Statute 536.900(1)(a).

Please contact me at 378-8455 if you have questions regarding the conditions contained in your water use permit or about this notice.

Thank you for your cooperation,



Dave Jarrett
Watermaster District 16

cc: Tom Paul: NW Region Manager



November 25, 1991

W. Richard Verboort, P.E.
666 S.E. 36th Avenue
Hillsboro, OR 97123

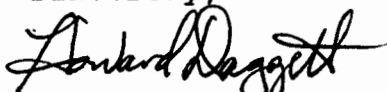
Dear Mr. Verboort,

Reference: File R-70373 (Ravenbrook - DeRaeve Flashboard Dam)

Thank you for your engineering report and drawings of record for the above referenced project.

By copy of this letter the applicant is authorized to store water as allowed by the permit.

Sincerely,



Howard Daggett
Dam Safety Coordinator

Copy: Dave Jarrett, Watermaster
Marvin DeRaeve



November 21, 1991

MARVIN DERA EVE
8701 PACIFIC HIGHWAY WEST
RICKREALL, OR 97371

REFERENCE: Files R-70373 AND 70374

Thank you for your letter. We understand the construction work of the project is complete and your letter will be used as notification.

Under the terms of your permits, the reservoir is to be filled and water used to the fullest extent intended on or before October 1, 1993.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

THOMAS E. SHOOK
WATER RIGHT SPECIALIST



November 12, 1991

MARVIN DERAEEVE
8701 PACIFIC HWY W
RICKREALL OR 97371

REFERENCE: File 70374

Your Notice of Beginning of Construction under the terms of your Permit 51094 has been received.

By law, a substantial beginning of construction must occur within one year after issuance of the permit. Please provide more detail regarding the work started, or purchases made, prior to October 1, 1991.

Your notice is being returned for the additional information.

1193W

Enclosure

Dear Sirs:
The first part of September we purchased the materials and actually started the dam. on September 14, 1991. You have our finishing date.

Marvin Deere

*OK BOTH
K.B.
AK*



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

WATER RESOURCES DEPT.
3850 PORTLAND ROAD N.E.
SALEM, OREGON 97310

Marvin DeRaeve
8701 Pacific Highway West
Rickreall, OR 97371

RECEIVED

NOV - 8 1991

**WATER RESOURCES DEPT
SALEM, OREGON**

R-70373

STATE OF OREGON
Office of the Water Resources Director
Salem, Oregon 97310

The terms of your water right permit No. R-11254,
require you to begin on or before Oct. 1, 1991
actual construction of the works and/or the purchase and
installation of the pump and other equipment necessary
to your use of water. We have not received the notice
of beginning of construction. If you have begun such work
you should promptly fill out, sign and forward the notice
(Form A) which was attached to your permit.

In case you failed to begin construction work, your
right has been lost. In order that the records of this
office may be complete without strict notice procedure,
a statement of the fact and authorization to cancel the
permit would be greatly appreciated.

NOTICE OF BEGINNING OF CONSTRUCTION

I, Marvin Deane, the holder of Permit No. 51094
to appropriate the public waters of the state of Oregon, began the actual construction of the works described
therein on the 14th day of September, 1991.

Remarks: Under the supervision of Richard Verboest
The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment
acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as
authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 5th day of November, 1991.

Marvin Deane
(Signature of Applicant)

8701 Pacific Hwy, Seaside OR
(Address)

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

SP*35567-690

NOTICE OF COMPLETION OF CONSTRUCTION

I, Marvin Deane, the holder of Permit No. R-11254
to appropriate the public waters of the state of Oregon, completed the construction of the works described
therein on the 10th day of October, 1991.

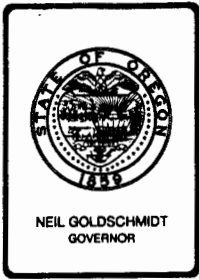
Remarks: I feel like we did a real good job on
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-
this dam and am totally satisfied with it.
ment, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of November, 1991.

Marvin Deane
(Signature of Applicant)

8701 Pacific Hwy W., Seaside
(Address)

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



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8455

October 31, 1990

W. RICHARD VERBOORT P.E.
666 S.E. 36th Avenue
Hillsboro, OR 97123

Dear Mr. Verboort

REFERENCE: File R-70373

The plans and specifications for the Ravenbrook (DeRaeve-Flashboard) Dam have been reviewed, approved and permits issued. Copies of the approved plans and specifications have been forwarded to Marvin DeRaeve. Because this structure exceeds the size limits for exempt structures, construction must be supervised by an engineer licensed to practice in Oregon. Since your office prepared the plans and specifications, I will assume that you will provide the required supervision and inspection. If this is incorrect, please advise me immediately.

Any deviations from the approved plans will require prior approval from this office. In the event that any deviations become necessary during construction due to unforeseen circumstances, engineers are available from this office to work with you and are authorized to grant immediate approval in the field.

On completion please issue this Department as constructed drawings showing all changes. The drawings must contain an area-capacity curve prepared by a registered engineer properly representing the project.

Please advise this office when construction starts so that we may schedule periodic field inspections. We are especially interested in seeing the foundation before the structure is placed.

Sincerely,

BARRY F. NORRIS
Engineer, Dam Safety

cc: Marvin DeRaeve

STATE OF OREGON
COUNTY OF YAMHILL

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MARVIN DeRAEVE
8701 PACIFIC HIGHWAY WEST
RICKREALL, OREGON 97371

503-835-6723

to construct RAEVENBROOK RESERVOIR and store the waters of ASH SWALE, a tributary of SALT CREEK, to be appropriated under Application 70374, Permit 51094, for IRRIGATION.

This Permit is issued approving Reservoir Application R-70373. The date of priority is MAY 22, 1990. The amount of water entitled to be stored each year is not more than 25.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 SE 1/4, SECTION 29, T 5 S, R 4 W, W.M.; 2160 FEET NORTH AND 860 FEET WEST FROM SE CORNER, SECTION 29.

The area submerged by the reservoir, when full, will be 3.0 acres and the maximum depth of water will be 8.0 feet.

When in the judgment of the watermaster it becomes necessary to regulate waters of the stream system, storage of water in the reservoir shall be subject to installation of suitable devices for measuring all incoming natural flows and outflows from the reservoir. The types and plans for such devices shall be approved by the watermaster and shall be installed under the general supervision of said watermaster.

The area to be submerged by the reservoir is located within:

W 1/2 SW/ 1/4
SECTION 28

E 1/2 SE 1/4
SECTION 29
TOWNSHIP 5 SOUTH, RANGE 4 WEST, W.M.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.
4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. An area-capacity curve, prepared by an engineer, must be submitted to this department construction is completed..
8. As a minimum, all flashboards are to be removed no later than October 1 each year and not installed until after April 1 each year.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before OCTOBER 1, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

The permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, OCTOBER 1, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

Name Marvin DeRaeve

By

Address 8701 Pacific Highway West

Rickreall, OR 97371

Date filed May 22, 1990

Priority May 22, 1990

Action suspended until 7-12-94 gh

Return to applicant

Date of approval OCT 01 1990

CONSTRUCTION

Date for beginning OCT 01 1991

Date for completion OCT 01 1992

Extended to

Date for application of water OCT 01 1993 1945

Extended to

PROSECUTION OF WORK

Form "A" filed 4-20-81 LGP

Form "B" filed 7/10/81 LGP

Form "C" filed

FINAL PROOF

Blank mailed

Proof received

Date certificate issued

Application No. R-70373

Permit No. R11254

Certificate No.

See file: 70374

Stream Index, Page No. 2

02.1140.0700.0130.

Plans in Wayne's area
See Dam File R-47

VIIA Ash Swale

ASSIGNMENTS

Date

To Whom

Address

Volume

REMARKS

A-Form 90 sent - NOV 04 1991
119 sent 11/12/91

C-10-1-95

FEES PAID

Date

Amount

F

5-22-90 \$200.00 6

8-8-90 \$100.00 6

Extension 1-11-94 100 1

Cert. Fee

FEES REFUNDED

Date

Amount

F

STATE OF OREGON
COUNTY OF YAMHILL

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MARVIN DeRAEVE
8701 PACIFIC HIGHWAY WEST
RICKREALL, OREGON 97371

503-835-6723

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This Permit is issued approving Reservoir Application R-70373. The date of priority is MAY 22, 1990. The amount of water entitled to be stored each year is not more than 25.0 ACRE-FEET.

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NE 1/4 SE 1/4, SECTION 29, T 5 S, R 4 W, W.M.; 2160 FEET NORTH AND 860 FEET WEST FROM SE CORNER, SECTION 29.

The area submerged by the reservoir, when full, will be 3.0 acres and the maximum depth of water will be 8.0 feet.

When in the judgment of the watermaster it becomes necessary to regulate waters of the stream system, storage of water in the reservoir shall be subject to installation of suitable devices for measuring all incoming natural flows and outflows from the reservoir. The types and plans for such devices shall be approved by the watermaster and shall be installed under the general supervision of said watermaster.

The area to be submerged by the reservoir is located within:

W 1/2 SW/ 1/4
SECTION 28

E 1/2 SE 1/4
SECTION 29
TOWNSHIP 5 SOUTH, RANGE 4 WEST, W.M.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.

6. The embankment shall be kept free of burrowing animals.

7. An area-capacity curve, prepared by an engineer, must be submitted to this department construction is completed..

8. As a minimum, all flashboards are to be removed no later than October 1 each year and not installed until after April 1 each year.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before OCTOBER 1, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

The permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, OCTOBER 1, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

10. JUNE 1990

FM: GREG ROBERT

SUBJ: WATER RIGHTS FOR WHICH DFW HAS COMMENTS

69892-50974

70110 -

70162 -

70220 -

70219-50988

70222 -

70223 -

70237 -

70238 -

70239 -

70242 -

70245 -

70256 -

70264/65/66

70265

70270 -

70271 -

70288 -

70283 -

70313 -

70321 -

70327 -

70334 -

70373/74 out?

70335 -

70361 -

70367 -

70340/41R11229d

70370 -

70384 -

70374 -

70364 -

70386 -

70390 -

70388 -

70399 -

70384 -

70386 -

70388 -

70400 -

70413 -

70416 -

70417/18

70419 -

R70421 -

70425 -

70422/24

70422 -

70480 -

WE REQUEST EXTENSION OF TIME PAST THE
 30 PM REVIEW PERIOD TO COMMENT ON
 THESE WATER RIGHTS. PLEASE NOTIFY
 US IF ANY OF THESE HAVE ALREADY
 BEEN ISSUED. WE WILL GET DFW'S
 COMMENTS TO YOU AS SOON AS
 POSSIBLE.

Greg Robert



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

Date August 1, 1990

MARVIN DERA EVE
8701 PACIFIC HIGHWAY WEST
RICKREALL OR 97371

Reference: Files: R-70373 & 70374

Dear Applicant:

We have reviewed your application to use water. We need additional information so we can complete our review and decide if your permit can be issued.

Please provide the following:

_____ A legal description of the property where you plan to use water. You can copy this from your deed, title insurance policy or sales contract.

_____ The names and addresses of all property owners involved in the proposed project. Explain if you have written permission from the other owners.

_____ Complete the enclosed description sheet for each spring.

☒ Permit recording fees of \$ 468⁰⁰.

_____ Other: _____

We will complete our analysis when the information noted above is received.

Contact the Application/Permits Section at 378-3066 if you have any questions.

cc: CWRE

WCM

MEMO;

DATE: July 30, 1990

TO: WATER RIGHTS

FROM: DAM SAFETY

Subject: Application R-70373 (Ravenbrook Dam)

Please include the following conditions in the permit for the above application:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and the applicant receives written authorization from this department.
4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. An area-capacity curve, prepared by an engineer, must be submitted to this department when construction is completed.
8. As a minimum, all flash boards are to be removed no latter than October 1st of each year and not installed until after April 1st of each year.



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

July 27, 1990

Waterwatch of Oregon, Inc.
Route 2, Box 925
Hillsboro, Oregon 97123

Reference: Files R-70373 & 70374 - Marvin DeRaeve

In our review of the applications, your request for information was noted in the files.

Water availability for this proposed use was determined from comments from the watermaster, water right information in the area and from either positive responses or lack of responses from other agencies.

According to current information, water is available for the proposed use. Staff received a positive review from the watermaster for this area. No adverse comments on the application were received from any other public agency.

Staff intends to recommend issuance of the permit on or after ten days from the date of this letter, if no official protest is filed.

If you have any questions, please contact the Water Rights Section.

cc: Jarrett, Watermaster

0141

DAM NAME: Ravenbrook
 APPL. NO.: R-70373
 DAM FILE: R-47
 MAP FILE: Plans in Dam File R-46

CHECKED BY: H. Daggett
 DATE: 7/27/90

CONCURRENCE OF APPLICATION AND PLANS

ITEM	APPL.	PLANS	CORRECTIONS MADE		REMARKS
			APPL.	PLANS	
Max Dam Ht.	11	✓			OK
Conduit	N/A				OK
Capacity	25			OK	Area - Capacity to accompany final Certification
Surface Area	3			OK	" "
Wasteway	Flashboards 3-6' bays 8' deep	✓		OK	
Remarks	Flashboard on permit		wording	to be used	

RECEIVED

JUN 27 1990

OREGON DEPARTMENT OF FISH AND WILDLIFE FIELD REPORT
FOR WATER RIGHT APPLICATIONS

WATER RESOURCES DEPT.
SALEM, OREGON

TO: Haxton McMinnville

Investigation by:

FROM: Greg Robart

File No. & Amount of water: 70373

DATE: 6-7-90

25.0 Acre Feet

Respond to HCD by: 6-20-90

APPLICANT: (name and address): Marvin Deraeve
8701 Pacific Hwy W.
Rickreall, OR 97371

Water Source:

Raeuenbrook Reservoir + store waters of Ash Swale,
a trib. of Salt Creek.

Point of Diversion:

Purpose:

Intake type: (screening needs)

Dam construction: (passage needs)

COMMENTS:

☒ No Comment (This water right is not damaging to fish and wildlife habitat)

A. Fish involved (species, size, age & number - specific anadromous and/or resident fish):

B. Type of habitat (spawning, rearing or migration route):

C. Problems this water diversion will impose (include impact on angler use):

D. Recommendations for limiting, restricting, mitigating, conditioning this permit are: for example, season of use, flow adjustment, metering requirements, erosion, control instream habitat improvement, etc.):

E. Describe stream or watershed or fish habitat enhancement projects completed or currently in progress.

F. Particular significance of this stream or this system?

- Fish species?

- Recreation days?



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

June 7, 1990

Marvin DeRaeve
8701 Pacific Highway West
Rickreall, OR 97371

REFERENCE: Files R-70373 and 70374

We received your applications on May 22, 1990, describing the proposed storage of 25.0 acre-feet of water from Ash Swale for irrigation.

We also received your application describing the proposed use of 1.8 cubic feet per second of water from Ash Swale and Raevenbrook Reservoir for irrigation of 5.4 acres and supplemental irrigation of 138.2 acres.

Supporting data and fees in the amount of \$400 were also received. Our Receipts 63598 and 63599 were handed to you. The applications have been assigned file numbers R-70373 and 70374 and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees, can be considered for approval by issuance of a permit following a mandatory 30-day waiting period and after public interest matters are resolved. Applications which require additional information will be returned for correction and/or completion. If you feel that a delay in the processing of the application will cause a hardship, please advise.

If the applications are approved, the use of water will be subject to the Water Resources Commission's Basin Program statements, instream flows, and demands of prior rights during periods of low water.

Sincerely,

STEPHEN C. BROWN
Water Rights Specialist
Applications/Permit Section
SCB:tcb cc: W. Richard Verboort, CWRE

WM# 16

WATER AVAILABILITY REPORT-SURFACE WATER APPLICATION

Name of Applicant Marvin DeRaeve Application Number R-70373

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes X No _____

If yes, please explain. Cliff & Mike L. spent some time in the area.

2. Has the stream or basin that is the source for this application ever been regulated for minimum streamflows?

Yes _____ No X

If yes, please explain.

3. Do you observe this stream system during regular field work?

Yes X No _____

If yes, what are your observations for the stream. lots of Reservoirs.

4. Based on your observations, would there be water available in the quantity and at time needed to supply the development proposed by this application.

Yes X No _____ Don't Know _____

What would you recommend for conditions on a permit, that may be issued approving this application?

5. Any other recommendations you would like to make?

Signature

David Jewett

WM District #

16

Date

6/5/80

APPLICATION PROCESSING OUTLINE

Basin: Mid W. HametteSub-basin: South YamhillFees paid: Examination fee: 200

Recording fees: _____

Total: _____

Application No. R-70373
Permit No. _____

RATE AND DUTY _____ for irrigation

1. Check for minimum information (OAR 690-11-020)

yes	no	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of the applicant.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Source of the water.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Quantity of water to be appropriated.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Location of point of diversion to 1/4 1/4 Section.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Nature and place of use.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name and mailing address of all legal owners of the properties involved.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Signature of the applicant
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Examination fees.

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

yes	no	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Water Resources Commission classification limits or restrictions -- If yes, note: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	State Engineer's withdrawals -- If yes, note: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Legislative withdrawals -- If yes, note: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	If policy statement is unclear check with Resources Management Division.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Scenic Waterway: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	on _____ up-stream _____ w/in 1/4 mile
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Notify Parks and Recreation Department
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Out-of-basin diversion
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Need to route to Geology Section due to:
<input type="checkbox"/>	<input checked="" type="checkbox"/>	well within one mile of a stream
<input type="checkbox"/>	<input checked="" type="checkbox"/>	well within restricted surface water area
<input type="checkbox"/>	<input checked="" type="checkbox"/>	wells with request for greater than 5 cfs
<input type="checkbox"/>	<input checked="" type="checkbox"/>	well is for heating &/or cooling
<input type="checkbox"/>	<input checked="" type="checkbox"/>	well constructed by land owner
<input type="checkbox"/>	<input checked="" type="checkbox"/>	well is artesian
<input type="checkbox"/>	<input checked="" type="checkbox"/>	artificial ground water recharge project
<input type="checkbox"/>	<input checked="" type="checkbox"/>	ground water area under study
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Within Irrigation District: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Notify _____ Need excerpt from District
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Legal description of property
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ownership statement
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other parties to Notify: _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Water Resources Commission review if:
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Request for greater than 5 cfs
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Dam height greater than 10 feet
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Storage of more than 9.2 acre-feet
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Out-of-basin diversion
<input type="checkbox"/>	<input checked="" type="checkbox"/>	within or above a scenic waterway
<input type="checkbox"/>	<input checked="" type="checkbox"/>	conditional uses under basin programs
<input type="checkbox"/>	<input checked="" type="checkbox"/>	requests for larger rate or duty than allowed
<input type="checkbox"/>	<input checked="" type="checkbox"/>	ground water recharge project
<input type="checkbox"/>	<input checked="" type="checkbox"/>	other substantial public interest issues
<input type="checkbox"/>	<input checked="" type="checkbox"/>	requests for review by an agency or person
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watermaster consent form sent with copy of draft permit
<input type="checkbox"/>	<input checked="" type="checkbox"/>	application and map
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Watermaster comments received _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Hydrographic section comments requested _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Hydrographic section comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	O.D.F.W. sent copy of application and map (except groundwater) requesting comment _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	O.D.F.W. comments received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report from D.E.G. received _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Publish application information in weekly public notice.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Notify other owners of development
<input type="checkbox"/>	<input checked="" type="checkbox"/>	PROTESTED
<input type="checkbox"/>	<input checked="" type="checkbox"/>	filed _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	resolved _____

Receipt 63598 handed
to Marvin DeRaive

Receipt 69543 handed
to Marvin DeRaive

Application No.

R. 70373

RECEIVED

MAY 22 1990

State of Oregon

WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

Application for a Permit to Construct a Reservoir

Applicant(s) Marvin DeRaeve

(Please print or type - use dark ink)

Mailing Address: 8701 Pacific Highway West

Rickreall

OR

97371

(503) 835-6723

City

State

Zip

Daytime Phone No.

I (We) make application for a permit to construct Raevenbrook reservoir and store the following described waters of the State of Oregon:

1. **SOURCE OF WATER** for the proposed use: Ash Swale,
a tributary of Salt Creek (South Yamhill River).

If not in channel of a stream, state how it is to be filled: _____

2. **THE DAM:** The maximum height of the structure will be 11 feet above stream bed or ground surface at the centerline.

The dam will be (check one) ☐ earthfill, ☐ concrete, ☒ flashboard, ☐ other.

If "other" give description: _____

Give the location, description, and dimensions of the outlet conduit: 12" diameter gated pipe
through wingwall of dam.

NOTE: All dams across natural stream channels must be provided with an outlet conduit, minimum diameter of 8", or be of such capacity and location as to pass the normal flow of the stream at any time.

3. **THE USE(s)** of the impounded water will be: irrigation

200 ex
100 record
300

PC NCR
5/23/90

4. **THE AMOUNT OF WATER** to be stored is: 25 acre-feet.
The area submerged by the reservoir, when filled, will be 3 acres,
and the maximum depth of water will be 8 feet.

5. **SPILLWAY DESCRIPTION** (location and dimensions). State whether over or around the dam. Flashboard dam with 3 - 6' wide by 8' deep bays

6. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin Aug. 1, 1990

Proposed date construction work will be completed Sept. 1, 1991

Proposed date water use will be completed Sept. 30, 1992

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

7. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

 Applicant x CWRE Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant x CWRE Other (Identify in REMARKS section)

8. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? (remarks). If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

REMARKS: One side of damsite, place of use and access are under my
ownership. Other side of damsite and some of the reservoir area is under
other ownership. Copies of easements are attached.

NOTE: The permit, when issued, is for the beneficial use of water without waste. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

James B. DeWalt
Signature of Applicant

5/22/90
Date

Signature of Co-Applicant, if any

Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for: /

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

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

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 22nd day of May, 1990, at 1:12 o'clock, P M.

APPLICATION NO: R-70373

SECTION 28 & 29, T.5 S., R.4 W., W.M., YAMHILL COUNTY, OREGON

Application No. R-70373 & 70374

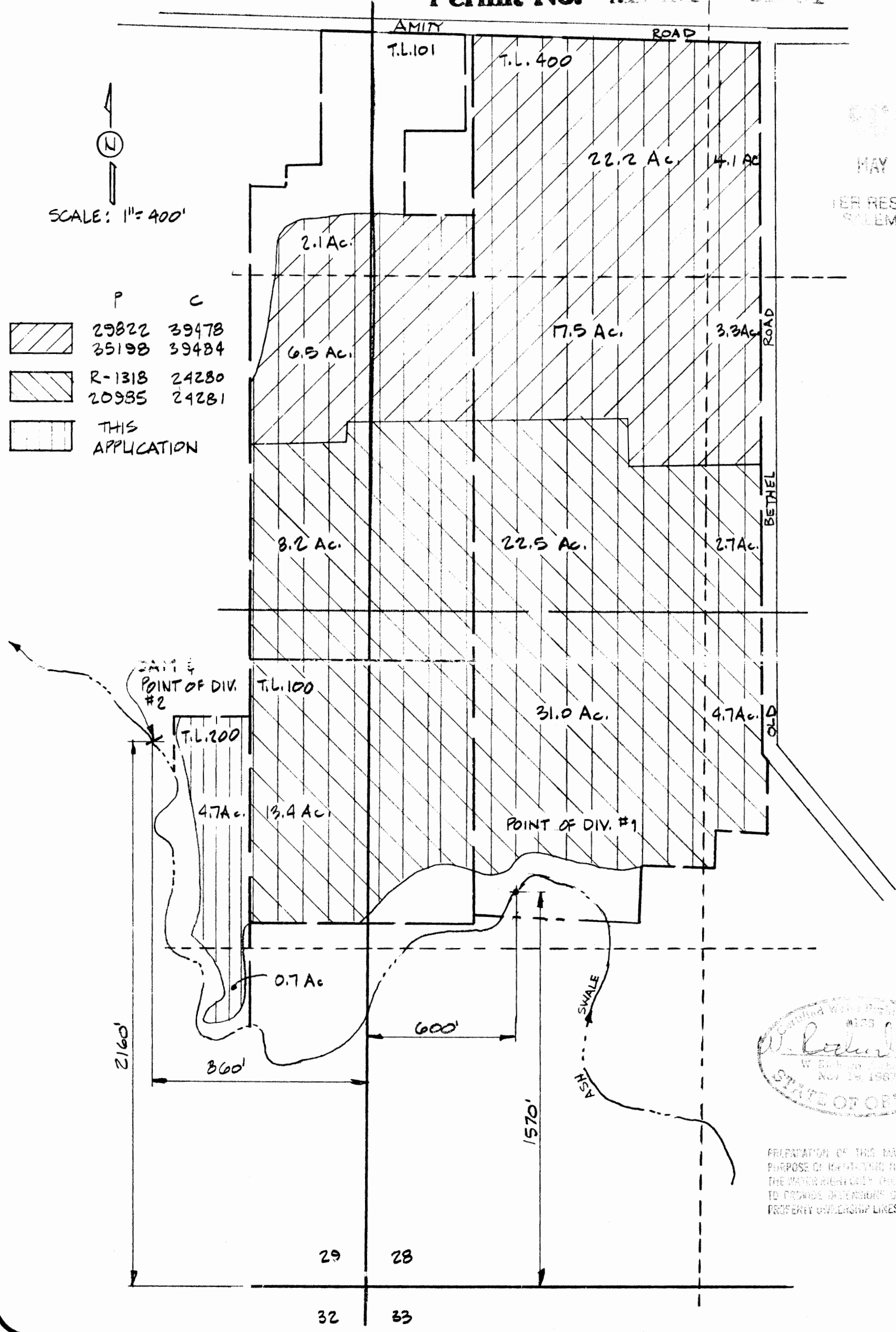
Permit No. R14951 51001



SCALE: 1" = 400'

	P	C
	29822	39478
	35198	39484
	R-1318	24280
	20985	24281
	THIS APPLICATION	

MAY 22 1990
WATER RESOURCES
SALEM, OREGON



PREPARATION OF THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY. THIS IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

VERBOORT ENGINEERING
AGRICULTURE • CIVIL • WATER RESOURCES
HILLSBORO, OREGON

	by	date
designed	WRV	4.90
drawn	JER	4.19.90
checked	WBO	4/21/90
drawing no.		
sheet no.		1/1

WATER RIGHT APPLICATION MAP
FOR
MARVIN DeRAEVE
RICKREALL, OREGON