



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

Application for a Permit to
Store Water
in a Reservoir
(Alternate Review)

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

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

Applicant: Franklin and/or Edna Hausotter Living Trust
Mailing Address: PO Box 428
Riddle OR 97469
Phone: 541-680-3868

Fax: E-Mail Address\*:

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

2. AGENT INFORMATION

The agent is authorized to represent the applicant in all matters relating to this application.

Agent:
Mailing Address:
Phone:
Fax: E-Mail Address\*:

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

3. LOCATION AND SOURCE

A. Reservoir Name: Reservoir C

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring. Source: unnamed stream Tributary to: Cow Creek>South Umpqua River

C. County in which diversion occurs: Douglas

App. No. P-00003 For Department Use Permit No. Date

**D. Reservoir Location**

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
30S.	6W.	13	NESE	200

**E. Dam:** Maximum height of dam: 0 feet. If excavated, write "zero feet".

**F. Quantity:** Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 4.00      Acre-feet =  $\frac{(\text{Average Length})(\text{Average Width})(\text{Average Depth})}{43,560}$

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**4. WATER USE**

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

Multipurpose

**5. PROPERTY OWNERSHIP**

Please provide a copy of the recorded deed(s).

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

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

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

**No** (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

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**6. ENVIRONMENTAL IMPACT**

- A. **Channel:** Is the reservoir:  in-stream or  off channel?
- B. **Wetland:** Is the project in a wetland?  Yes  No  Don't know
- C. **Existing:** Is this an existing reservoir?  Yes  No  
If yes, how long has it been in place? unknown years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure?  Yes  No  Don't know  
If yes, how much? \_\_\_\_\_ miles.
- E. **Partnerships:** Have you been working with other agencies?  Yes  No  
Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

ODFW- Jason Brandt (541) 440-3353  
Watermaster's office (541) 440-4255

**7. WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**8. DESCRIPTION**

Provide a description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

The reservoir will be used to store water for future irrigation needs. Additional permitting will be required. Flow, if any, outside the authorized storage season will be bypassed by out let pipe.

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If the diversion involves a dam, use this space for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).

See attached map

**9. SIGNATURE**

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

Franklin D. Howarth  
Applicant Signature

2/3/2020  
Date

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

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# WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

**The review of alternate reservoirs is limited to these criteria only.**

*Res C*

Application #: R-

Applicant's Name: *Hausotter, Frank + Edna*

1) Does the proposed reservoir have the potential to injure existing water rights?  NO  YES

Explain: *needs limited to when water is available  
ISWR not always met.*

2) Can conditions be applied to mitigate the potential injury to existing water rights?  NO  YES

If YES, which conditions are recommended:

*condition to limit storage season to be consistent  
of water availability*

3) Did you meet with staff from another agency to discuss this application?  NO  YES

Who: *Jason Brandt* Agency: *ODFW*

Date: *12/29/2019*

Who: Agency:

Date:

Watermaster printed name: *S. Douthitt*

Watermaster signature: *S. Douthitt*

Date: *1/28/2020*

WRD Contact: Caseworker: Water Rights Division, 503-986-0900 / Fax 503-986-0901

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**NOTE: This completed form must be returned to the applicant**

# ODFW Alternate Reservoir Application Review Sheet

**This portion to be completed by the applicant.**

Applicant Name/Address/Phone/Email: Franklin Hausotter

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PO Box 428, Riddle, OR 97469; 541-680-3868;

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Reservoir Name: C

Source: Run-off \_\_\_\_\_

Volume (AF): 4 QWRD

Twp Rng Sec QQ: T30S R6W S13 NESE

Basin Name: South Umpqua

in-channel  
 off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an

**This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.**

1) Is the proposed project and AO<sup>1</sup> off channel? .....  YES  NO\*

(if yes then proceed to #4; if no then proceed to #2)

\*Based on available information, the proposed use does not appear to involve instream structures that would create or maintain an artificial obstruction. However, if the applicant creates or maintains an artificial obstruction to fish passage for the proposed use, the applicant will need to address Oregon's fish passage laws.

2) Is the proposed project or AO located where NMF<sup>2</sup> are or were historically present?.....  YES  NO

(if yes then proceed to #3; if no then proceed to #4)

3) If NMF are or were historically present:

a. Is there an ODFW-approved fish-passage plan?.....  YES  NO

b. Is there an ODFW-approved fish-passage waiver or exemption?.....  YES  NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?.....  YES  NO

*Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)*

× Any diversion or appropriation of water for storage during the period July-November poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.) If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.

This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

Fish present at the location of the proposed use or otherwise impacted by the proposed use include Coho Salmon (ESA Threatened Species), Summer (State Sensitive Species) and Winter Steelhead, Pacific Lamprey (State

<sup>1</sup> AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

<sup>2</sup> NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

R-00003



Sensitive Species), and Umpqua Chub (State Sensitive Species). There is an instream water right in the South Umpqua River (C59955) for supporting aquatic life that will be impacted by the proposed use. Water availability tables provided by OWRD show that flows are not available to fulfill C59955 for fish needs July – November. The South Umpqua River is water quality limited for a number of different of parameters including temperature year round. Therefore, the proposed use **will impair** the identified biologically necessary flows and water quality for fish wholly or partially and pose a significant detrimental impact to an existing fishery resource locally and downstream.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?

NO (explain)       YES (select from Menu of Conditions on next page)

Available information shows flows within the impacted reach are currently wholly or partially below those essential to support the biological needs of fish and/or the proposed use will otherwise impact habitat or ecological functions important to fish. The proposed use may diminish physical habitat and alter the flow regime to which fish are naturally adapted, negatively impacting their distribution, productivity, and abundance. Therefore, a further reduction in flow or alteration of habitat from the proposed water use will impair or be detrimental to fish and/or their habitat without appropriate mitigation. ODFW recommends the applicant submit, to the application caseworker at WRD, a Mitigation Proposal that fulfills the Mitigation Obligation consistent with the goals and standards of OAR 635-415-0025 (ODFW Habitat Mitigation Recommendations) outlined below, and other recommended conditions, to compensate for any potential impact from the proposed use. To meet the goals outlined in ODFW's Mitigation Policy, ODFW recommends the mitigation provided be available within the mitigation reach and **legally protected and maintained** for the life of the permit and subsequent certificate.

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**ODFW's Recommended Conditions:**

- 1) **Wetland:** To protect beneficial uses, the Oregon Department of Fish and Wildlife recommends the applicant submit an offsite determination request to the Oregon Department of State Lands (DSL) to determine the need for a wetland delineation. The offsite determination will identify waters of this state that are subject to regulation and authorization requirements of the Removal-Fill Law (ORS 196.800 to 196.990) that may be needed prior to disturbance or development of the point of diversion.
- 2) **Riparian:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with the Oregon Department of Fish and Wildlife's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. Prior to development of the point of diversion, the permittee shall submit, to the Oregon Water Resources Department, a Riparian Mitigation Plan approved in writing by ODFW unless ODFW provides documentation that riparian mitigation is not necessary. The permittee shall maintain the riparian area for the life of the permit and subsequent certificate per the approved Riparian Mitigation Plan. If ODFW determines the riparian area is not being maintained, and is unsuccessful in working with the water user to fulfill the obligation, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the mitigation is sufficient. The permittee is hereby directed to contact the local ODFW Fish Biologist prior to development of the point of diversion.
- 3) **In-Water Work:** To protect beneficial uses, the Oregon Department of Fish and Wildlife (ODFW) recommends any in-water work related to development of the proposed use be conducted during **July 1 – September 15** unless an alternate time period is approved by ODFW.
- 4) **Pond releases:** Permittee shall not release polluted off-channel stored water into waters of the state unless under emergency situations. For routine maintenance, the Permittee shall land apply stored water or provide treatment prior to releasing it and may only release instream November through March. Permittee shall treat released water to comply with OAR 340-041 and ensure that water-quality standards are not violated by releases from storage.
- 5) **Water Quality and Prohibited Activities:** The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water-quality standards. Permittee may not cause pollution of any waters of the state, or place or cause to be placed



- any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means, per ORS 468B.025(1). If the Department of Environmental Quality determines that pollution of waters of the state is occurring, DEQ shall notify OWRD of the violation and the water right may be restricted if the permittee fails to implement corrective actions as directed by the Department of Environmental Quality.
- 6) **Agricultural Water Quality Management Area Rules:** Permittee must comply with basin-specific Agricultural Water Quality Management Area Rules in OAR 603-095. Livestock management and cropping must protect riparian areas on the property, allowing site capable vegetation along streams to establish and grow to provide the following functions: shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff. Active management of livestock and/or a livestock exclusion fence is needed to protect riparian areas and provide the required functions.

**ODFW's Recommended Mitigation Obligation:**

ODFW recommends the applicant submit, to the application caseworker at WRD, a Mitigation Proposal that fulfills the Mitigation Obligation outlined below (consistent with the goals and standards of OAR 635-415-0025; ODFW Habitat Mitigation Recommendations), as well as other recommended conditions. ODFW recommends the Proposal include an assessment of options using the following actions listed in order of priority:

- (1) avoiding the impact altogether,
- (2) minimizing the impact by limiting the degree or magnitude of the action,
- (3) rectifying the impact by repairing, rehabilitating, or restoring the affected environment,
- (4) reducing or eliminating the impact over time by preservation and maintenance operations during the life of the development action and by monitoring and taking appropriate corrective measures, and
- (5) compensating for the impact by replacing or providing comparable substitute resources or environments.

ODFW recommends the applicant contact the caseworker to schedule a consultation with the local ODFW Fish Biologist concerning the recommended Mitigation Obligation if questions arise.

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**Reservoir Uses**

ODFW recommends the applicant provide water-for-water mitigation, as outlined below.

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A) Water Quantity: 4 AF (AF; equals amount requested)

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B) Months (when biologically-necessary flows are not met during the period of impact): July – November.

C) Location of Mitigation:

- within the watershed **at or above** the point of diversion
- at or above the point of diversion is preferred, but may occur within the watershed of the impacted population(s)
- within the watershed of the impacted population(s)
- benefitting the impacted population(s) and/or higher priority species: list species here

D) Additional comments: ODFW recommends water-for-water mitigation be provided in the South Umpqua River.

ODFW Signature: 

Print Name: Jason Brandt \_\_\_\_\_

ODFW Title: \_SW Hydro Coordinator Date: 12/20/19

**NOTE: This completed form must be returned to the applicant.**

# Land Use Information Form



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

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Applicant(s): Franklin and/or Edna Hausotter

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Mailing Address: PO Box 428

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City: Riddle

State: OR

Zip Code: 97469

Daytime Phone: (541)680-3868

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>T30s.</u>	<u>R6w.</u>	<u>13</u>	<u>NESE/ NWSE</u>	<u>200</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Storage</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Douglas

## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 19.15AF   
 cubic feet per second   
 gallons per minute   
 acre-feet

Intended use of water:   
 Irrigation   
 Commercial   
 Industrial   
 Domestic for \_\_\_\_\_ household(s)  
 Municipal   
 Quasi-Municipal   
 Instream   
 Other Storage

Briefly describe:

Storage is needed for three existing reservoirs for multiple purposes.

Reservoir (A) 9.15 AF

Reservoir (B) 6.0 AF

Reservoir (C) 4.0 AF

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.



# For Local Government Use Only

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The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 3, 5.050
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

<u>R37186      R 37194      ZONED: FF</u> <u>R135637      R143550</u> <u>                    R 37010      WS20-0088</u>	<b>DOUGLAS COUNTY PLANNING DEPARTMENT</b> <b>ROOM 106, JUSTICE BUILDING</b> <b>DOUGLAS COUNTY COURTHOUSE</b> <b>ROSEBURG, OR 97470</b>
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Name: ANNABELLE LIND Title: PLANNER

Signature: *[Signature]* Phone: 541-440-4289 Date: 2-3-2020

Government Entity: DOUGLAS COUNTY PLANNING DEPT.

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

**Receipt for Request for Land Use Information**

Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

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Franklin D. Hausotter and Edna L. Hausotter, Grantor(s)

Franklin D. Hausotter and Edna L. Hausotter, Trustees  
The Restatement of The Franklin D. And Edna L.  
Hausotter Living Trust, Grantee(s)

After Recording Return To:  
Franklin D. Hausotter and Edna L. Hausotter, Trustees  
The Restatement of The Franklin D. Hausotter and  
Edna L. Hausotter Living Trust  
1994 Pruner Road  
Riddle, OR 97469

Send Tax Statements To:  
Franklin D. Hausotter and Edna L. Hausotter, Trustees  
The Restatement of The Franklin D. Hausotter and Edna L.  
Hausotter Living Trust  
1994 Pruner Road, Riddle, OR 97469

Douglas County Official Records  
Patricia K. Hitt, County Clerk

2013-004816



\$46.00

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03/08/2013 10:50:32 AM

DEED-WD Cnt=1 Stn=12 HEDI  
\$10.00 \$11.00 \$15.00 \$10.00

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that FRANKLIN D. HAUSOTTER and EDNA L. HAUSOTTER, as husband and wife, hereinafter called Grantors, for the consideration hereinafter stated to the Grantors paid by FRANKLIN D. HAUSOTTER and EDNA L. HAUSOTTER, Trustees and Successor Trustee, UAD October 4<sup>th</sup>, 1999, UAT THE RESTATEMENT OF THE FRANKLIN D. HAUSOTTER AND EDNA L. HAUSOTTER LIVING TRUST hereinafter called Grantee, do hereby grant, bargain, sell and convey unto the said Grantee, their Successor Trustees and assigns all of the following described real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Douglas, State of Oregon, described as follows, to-wit:

That real property commonly known as 1994 Pruner Road, Riddle, Oregon and more particularly described in Exhibit "A" attached hereto and by this reference incorporated herein and made a part hereof.

To Have and to Hold the same unto the said Grantee, their Successor Trustees or assigns forever.

The Grantor does hereby covenant to and with the above named Grantee, their Successor Trustee and assigns, that Grantor is lawfully seized in fee simple of said premises, that the same are free from all encumbrances and that Grantor will warrant and forever defend said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

The true and actual consideration paid for this conveyance, stated in terms of dollars, is \$-0-. The consideration consists of or other value given which is the whole consideration.

IN WITNESS WHEREOF, the Grantors have executed this instrument this 21<sup>st</sup> day of February, 2013.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS

*Franklin D. Hausotter*  
FRANKLIN D. HAUSOTTER  
Grantor

*Edna L. Hausotter*  
EDNA L. HAUSOTTER  
Grantor

P-000003



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## EXHIBIT "A"

All the following bounded and described real property situated in Douglas County, Oregon: Lots 4 and 5 and the South half of the Southeast quarter of Section 13, Township 30 South, Range 6 West, Willamette Meridian, being a part of the north part of the Thomas Litell Donation Land Claim. EXCEPTING THEREFROM THE FOLLOWING: Beginning at the southwest corner of the Southeast quarter of Section 13, Township 30 South, Range 6 West, Willamette Meridian; running thence North on the half section line 17.89 rods; thence East 17.89 rods; thence South 17.89 rods; thence West 17.89 rods to the place of beginning, being land sold to James B. and Henry E. Hagey. ALSO EXCEPTING THEREFROM THE FOLLOWING: Beginning at a point 17.89 rods North of the southwest corner of the Southeast quarter of Section 13, Township 30 South, Range 6 West, Willamette Meridian; and running thence North on the half section line, 8.95 rods; thence East 35.78 rods; thence South 26.84 rods; thence West 17.89 rods; thence North 17.89 rods; thence West 17.89 rods to the place of beginning, being land conveyed to Jane Jackson.

ALSO, a tract of land in Section 13, Township 30 South, Range 6 West, Willamette Meridian, Douglas County, Oregon, described as: Beginning at a point which bears North 216.00 feet from the northeast corner of the Vandebosch Donation Land Claim No. 47, Township 30 South, Range 6 West, Willamette Meridian; thence North 100.14 feet to the easterly right of way line of the county road; thence South 43° 30' West 138.45 feet along said right of way line; thence East 95.03 feet, more or less, to the point of beginning.

ALSO, all of the following described property lying East of County Road No. 20: Beginning at a point 5.30 chains West of the northeast corner of the J.Q.C. Vandebosch Donation Land Claim No. 47 in Township 30 South, Range 6 West, Willamette Meridian, Douglas County, Oregon; running thence West 8.14 chains; thence North 20° 33' East 23 chains; thence North 17° 15' East 3.30 chains; thence East 2.11 chains; thence South 17.12 chains; thence South 43° 30' West 8.63 chains to the place of beginning.

ALSO, beginning at a point on the north and south centerline of Section 13, Township 30 South, Range 6 West, Willamette Meridian, Douglas County, Oregon, 26.84 rods North of the southwest corner of the Southeast quarter of Section 13; thence North 12.29 chains, more or less, to the easterly right of way line of County Road; thence South 43° 30' West 7.70 chains along said right of way line to the north boundary of the Vandebosch Donation Land Claim No. 47; thence East 4.55 chains along said north boundary of said Donation Land Claim No. 47 to the northeast corner thereof; thence South 6.71 chains along east boundary of said Claim No. 47, more or less, to a point West of the point of beginning; thence East 0.62 chains to the place of beginning, in Section 13, Township 30 South, Range 6 West, Willamette Meridian, Douglas County, Oregon.

EXCEPTING THEREFROM that property conveyed to Russell Toll et ux, in deed, Recorder's No. 237161, Deed Records of Douglas County, Oregon.

EXCEPTING THEREFROM that property more particularly described in Exhibit B immediately below:

## EXHIBIT "B"

P-98803

Beginning at the NW corner of property described in inst. 88-13669

... Range 6 West of the Willamette Meridian.



Oregon Water Resources Department  
 Alternate Reservoir Application

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For impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Thursday, January 30, 2020

Base Application Fee.		\$410.00
Proposed Dam Height in feet.	0	
Proposed Reservoir volume in Acre Feet.	4	\$140.00
Subtotal:		\$550.00
Permit Recording Fee. ***		\$520.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,070.00

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