



IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 59866

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

LAWRENCE K. WALLIN, the holder of Permit No. 44988

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 2ND day of AUGUST, 1990.

Remarks: WATER SYSTEM IS OPERATIONAL AT THIS TIME

TELEPHONE 469-0711

IN WITNESS WHEREOF, I have hereunto set my hand this 2ND day of AUGUST, 1990.

Lawrence K. Wallin
(Signature of Applicant)

1529 SEACREST LANE BROOKINGS
(Address) 97

Application No. 59866

NOTICE OF BEGINNING OF CONSTRUCTION

I, L.K. Wallin & Billy F. Wells, the holder of Permit No. 44988

to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 23 day of December, 1980.

Remarks: Cement Holding tank (4200 gal) buried in gravel filled H
The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment
connecting to pipe into spring #1 with plastic liner and
acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as
and gravel - Redwood Timbers Holding same.
authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 26 day of January, 1981.

Billy F. Wells
(Signature of Applicant)

Rt. 1 Box 30E Brookings, O
(Address)
(mailing address - P.O. Box 2929
Harbor, Ore

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

ROBERT A. SMEJKAL, P.C.
ATTORNEY AT LAW

U.S. Bank Center
800 Willamette Street, Suite 800
Eugene, OR 97401

Telephone: (541) 345-3330
Facsimile: (541) 484-0536

Correspondence:
PO Box 1758
Eugene, OR 97440
Email: bob@attorneysmejkal.com

Annette K. Kayser
Legal Assistant

July 3, 2012

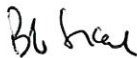
State of Oregon
Water Resources Department
Attn: Water Rights Section
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Application No. 59866; Permit No. 44988; Certificate No. 67594

Dear Sir or Madam:

I represent Richard M. Tienhaara and Kerry G. Tienhaara who are the current owners of approximately 29 acres which is described in the Deed in Lieu of Foreclosure enclosed herewith. I wrote to you on December 7, 2010, to request that the Water Rights Section update the Water Resources Department's records to reflect that Richard M. Tienhaara and Kerry G. Tienhaara are the owners of the 29 acres described in the Deed in Lieu of Foreclosure and related water rights. A copy of that letter is enclosed for your reference. Neither my clients nor I have received a response to my December 7, 2010 letter. Accordingly, I would request that the Water Resources Department review the matter and acknowledge that the Water Resources Department's records have been updated to reflect that Richard M. Tienhaara and Kerry G. Tienhaara are the owners of approximately 29 acres of the 40 acres referenced in the Certificate. Thank you.

Very truly yours,



Robert A. Smejkal

RAS/akk
Enclosures

cc: Clients, via email

RECEIVED BY OWRD
JUL 05 2012
SALEM, OR

ROBERT A. SMEJKAL, P.C.

Attorney at Law
696 Country Club Road
Eugene, OR 97401

Telephone: (541) 345-3330
Facsimile: (541) 345-9211

Correspondence:
PO Box 654, Eugene, OR 97440
bobsmejkal@qwestoffice.net

Annette K. Kayser
Legal Assistant

December 7, 2010

State of Oregon
Water Resources Department
Attn: Water Rights Section
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Application No. 59866; Permit No. 44988; Certificate No. 67594

Dear Sir or Madam:

I represent Richard M. Tienhaara and Kerry G. Tienhaara who are the current owners of approximately 29 acres which is described in the Deed in Lieu of Foreclosure enclosed herewith. You will note that the Certificate of Water Right indicates that the right is pertinent to approximately 40 acres, more or less, with domestic use for two families. The purpose of this letter is to request that the Water Rights Section update the Water Resources Department files with contact information relating to the current owners of the 29 acres described herein, and related water rights, as follows:

Owners:	Richard M. Tienhaara & Kerry G. Tienhaara
Physical Address (please note: no mail delivery to this address)	86073 Turner Lane Joseph, OR 97846
Mailing Address:	PO Box 547 Joseph, OR 97846
Telephone No.:	(541) 398-1892

I have enclosed for your information a copy of the following documents:

1. A copy of the subject Certificate of Water Right, Certificate No. 67594; and

State of Oregon
Water Resources Department
Attn: Water Rights Section
December 7, 2010
Page 2

2. A copy of the recorded Deed in Lieu of Foreclosure dated August 6, 2009, recorded August 10, 2009, as Recorder's No. 2009-3628, Official Records of Curry County, Oregon.

I would request that the Water Rights Section insert this correspondence, together with the enclosures hereto, into the Water Resources Department file relating to the above referenced matter, and that the Water Rights Section update the Water Resources Department's records to reflect that Richard M. Tienhaara and Kerry G. Tienhaara are the owners of approximately 29 acres of the 40 acres referenced in the Certificate. Thank you.

Very truly yours,

/s/ ROBERT A. SMEJKAL

Robert A. Smejkal

RAS/akk
Enclosures

cc: Clients, via email

After recording, return to:
ROBERT A. SMEJKAL, P.C.
PO Box 654
Eugene, OR 97440

Mail Tax Statements to:
RICHARD M. TIENHAARA
KERRY G. TIENHAARA
PO Box 547
Joseph, OR 97846

CURRY COUNTY, OREGON

2009-3628

LAND

08/10/2009 03:32 PM

Cnt=1 Pgs=3 RECC

\$15.00 \$11.00 \$10.00

\$36.00



00015464200900036280030037

I Renee' Kolen, County Clerk, certify that the
within document was received and duly recorded
in the official records of Curry County.

Renee' Kolen

Renee' Kolen - Curry County Clerk



DEED IN LIEU OF FORECLOSURE

LAWRENCE K. WALLIN and HELEN A. WALLIN, Grantors, convey to RICHARD M. TIENHAARA and KERRY G. TIENHAARA, Grantees, that certain real property located in Curry County, Oregon, and more particularly described as follows:

"Parcel One (1) and Parcel Two (2), Plat #2000-09, recorded in Inst. #2000-2063, Official Records of Curry County, except the following:

A parcel of land lying in Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼), Section Ten (10), Township Forty-one (41) South, Range Thirteen (13) West, Willamette Meridian, Curry County, Oregon, being a portion of Parcel One (1), Plat #2000-2063, Official Records of Curry County, Oregon, being more particularly described as follows:

Commencing at a 5/8-inch iron rebar set at the Northeast Corner of said Parcel One (1); thence along the East line of said Parcel One (1), South 26° 29' 17" West 51.60 feet to a 5/8-inch iron rebar; thence South 26° 22' 15" West 8.51 to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng" set at the true point of beginning; thence South 26° 22' 12" West 88.91 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence South 61° 35' 07" West 137.74 feet to point "A"; thence South 61° 35' 07" West 140.79 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 58° 24' 58" West 59.54 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 03° 47' 53" West 153.57 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 85° 23' 58" East 141.83 feet to point "B"; thence North 85° 23' 58" East 204.64 feet to the point of beginning."

Consideration: other than money

DEED IN LIEU OF FORECLOSURE - Page 1

75947
RETURN TO:
CURRY COUNTY TITLE
P.O. BOX 672-GOLD BEACH, OR 97444

Grantors covenant that this Deed in Lieu of Foreclosure is absolute in effect and conveys fee simple title of the land described above to the Grantees, and does not operate as a mortgage, trust conveyance, or security device of any kind.

This Deed in Lieu of Foreclosure does not effect a merger of the fee ownership and the Trust Deed described below. The fee and lien shall hereafter remain separate and distinct.

Grantors hereby waive, surrender, convey and relinquish any equity of redemption and any statutory rights of redemption concerning the real property described above and the Trust Deed described below.

Grantors are not acting under misapprehension as to the legal effect of this Deed in Lieu of Foreclosure, nor under any duress, undue influence, or misrepresentation of the Grantees, the attorney or agent of the Grantees, or any other person.

Grantees may retain all payments previously made on the Trust Deed with no duty to account therefor.

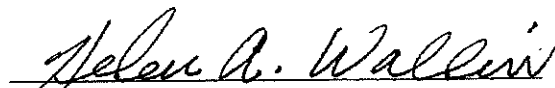
The true consideration for this conveyance is other than money.

By acceptance of this Deed in Lieu of Foreclosure, Grantees covenant and agree that Grantees shall forever forbear from taking any action whatsoever to collect against Grantors in the performance of that certain Promissory Note dated July 10, 2007, executed by Grantors as Makers in the principal amount of Five Hundred Fifty Thousand Dollars (\$550,000.00), and that certain Trust Deed in which Grantors are Grantors, Robert A. Smejkal, Attorney at Law, is Trustee, and Grantees are Beneficiaries, dated July 9, 2007, recorded July 10, 2007, as Recorder's No. 2007-3804, Records of Curry County, Oregon, other than by foreclosure of the foregoing Trust Deed, and that in any proceeding to foreclose the Trust Deed, Grantees shall not seek, obtain or permit any judgment, costs or expenses against Grantors, such rights and remedies being hereby waived.

In construing this Deed in Lieu of Foreclosure, and where the context so requires, the singular shall include the plural.

DATED this 6th day of August, 2009.


LAWRENCE K. WALLIN


HELEN A. WALLIN

STATE OF OREGON, County of Curry) ss.

Personally appeared before me on this 6th day of August, 2009, the above named LAWRENCE K. WALLIN, and acknowledged the foregoing Deed in Lieu of Foreclosure to be his voluntary act and deed.



Trish L. Kerr

NOTARY PUBLIC FOR OREGON

STATE OF OREGON, County of Curry) ss.

Personally appeared before me on this 6th day of August, 2009, the above named HELEN A. WALLIN, and acknowledged the foregoing Deed in Lieu of Foreclosure to be her voluntary act and deed.



Trish L. Kerr

NOTARY PUBLIC FOR OREGON



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

July 10, 2012

Robert A. Smejkal, P.C.
P.O. Box 1758
Eugene, Oregon 97440

Reference: Application S-59866, Permit S-44988, Certificate 67594

Dear Robert A. Smejkal:

I have reviewed the water right in question, and found that your previous correspondence of December 7, 2010, has been placed in the file, and has been accepted as an ownership update.

Current practice is to place ownership updates for certified rights in the file and mark the file as updated. The Certificate of Water Right was issued in the name of Laurence Wallin on July 24, 1992. Under Oregon Water Law, perfected rights as evidenced by the issuance of a Certificate are appurtenant to the land described in the certificate. These certificates go with the land when ownership changes. There is no provision in Oregon Water Law to change the name on a certified right.

At this time the Department does not reflect these ownership changes in our computer system. There are plans to do so in the future, when resources are available. Should you have further questions, please do not hesitate to contact me.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

cc: File



ROBERT A. SMEJKAL, P.C.

Attorney at Law
696 Country Club Road
Eugene, OR 97401

Telephone: (541) 345-3330
Facsimile: (541) 345-9211

Correspondence:
PO Box 654, Eugene, OR 97440
bobsmejkal@qwestoffice.net

RECEIVED

DEC 08 2010

**WATER RESOURCES DEPT
SALEM, OREGON**

Annette K. Kayser
Legal Assistant

December 7, 2010

State of Oregon
Water Resources Department
Attn: Water Rights Section
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Application No. 59866; Permit No. 44988; Certificate No. 67594

Dear Sir or Madam:

I represent Richard M. Tienhaara and Kerry G. Tienhaara who are the current owners of approximately 29 acres which is described in the Deed in Lieu of Foreclosure enclosed herewith. You will note that the Certificate of Water Right indicates that the right is pertinent to approximately 40 acres, more or less, with domestic use for two families. The purpose of this letter is to request that the Water Rights Section update the Water Resources Department files with contact information relating to the current owners of the 29 acres described herein, and related water rights, as follows:

Owners:	Richard M. Tienhaara & Kerry G. Tienhaara
Physical Address (please note: no mail delivery to this address)	86073 Turner Lane Joseph, OR 97846
Mailing Address:	PO Box 547 Joseph, OR 97846
Telephone No.:	(541) 398-1892

I have enclosed for your information a copy of the following documents:

1. A copy of the subject Certificate of Water Right, Certificate No. 67594; and

State of Oregon
Water Resources Department
Attn: Water Rights Section
December 7, 2010
Page 2

2. A copy of the recorded Deed in Lieu of Foreclosure dated August 6, 2009, recorded August 10, 2009, as Recorder's No. 2009-3628, Official Records of Curry County, Oregon.

I would request that the Water Rights Section insert this correspondence, together with the enclosures hereto, into the Water Resources Department file relating to the above referenced matter, and that the Water Rights Section update the Water Resources Department's records to reflect that Richard M. Tienhaara and Kerry G. Tienhaara are the owners of approximately 29 acres of the 40 acres referenced in the Certificate. Thank you.

Very truly yours,



Robert A. Smejkal

RAS/akk
Enclosures

cc: Clients, via email

RECEIVED
DEC 08 2010
WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
COUNTY OF CURRY
CERTIFICATE OF WATER RIGHT

RECEIVED

DEC 08 2010

WATER RESOURCES DEPT
SALEM, OREGON

THIS CERTIFICATE ISSUED TO

LAURENCE WALLIN
P.O. BOX 2502
HARBOR, OREGON 97415

confirms the right to use the waters of SPRING 1, a tributary of THE PACIFIC OCEAN, for DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE.

This right was perfected under Permit 44988. The date of priority is MARCH 10, 1980. This right is limited to 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 10, T 41 S, R 13 W, W.M.; 50 FEET SOUTH AND 1340 FEET EAST FROM THE NORTHWEST CORNER OF SECTION 10.

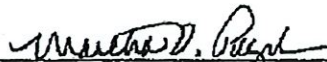
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4
SECTION 10
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JULY 24, 1992.


Martha O. Pagel

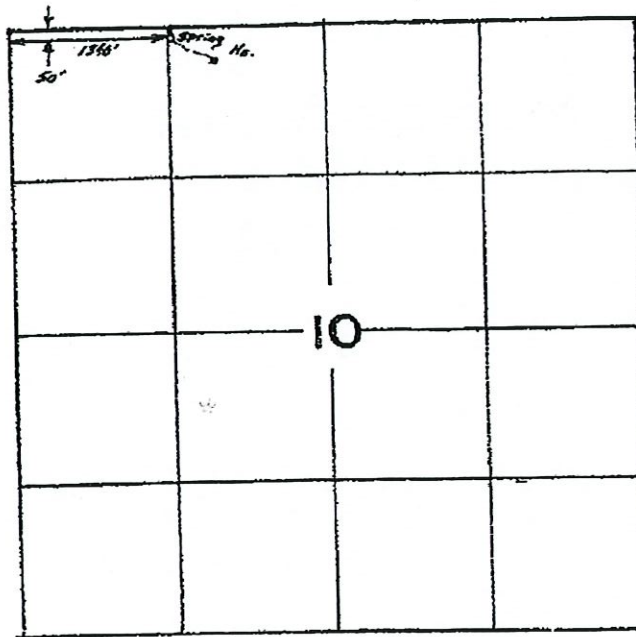
Recorded in State Record of Water Right Certificates numbered 67594.

59866.LMJ

T. 41 S., R. 13 W., W.M.

RECEIVED

DEC 08 2010

WATER RESOURCES DEPT
SALEM, OREGON

Scale 1"=1320'

N

FINAL PROOF SURVEY
UNDERApplication No. ~~59866~~ Permit No. ~~44988~~
IN NAME OF

.....LAURENCE WALLIN.....

Surveyed May 6, 1991, by B.S. JAMES

KIDIE-1787-1991

RECEIVED

DEC 08 2010

WATER RESOURCES DEPT
SALEM, OREGON

After recording, return to:
ROBERT A. SMEJKAL, P.C.
PO Box 654
Eugene, OR 97440

Mail Tax Statements to:
RICHARD M. TIENHAARA
KERRY G. TIENHAARA
PO Box 547
Joseph, OR 97846

CURRY COUNTY, OREGON

2009-3628

LAND

08/10/2009 03:32 PM

Cnt=1 Pgs=3 RECC

\$15.00 \$11.00 \$10.00

\$36.00



00015464200900036280030037

I Renee' Kolen, County Clerk, certify that the
within document was received and duly recorded
in the official records of Curry County.

Renee' Kolen
Renee' Kolen - Curry County Clerk



DEED IN LIEU OF FORECLOSURE

LAWRENCE K. WALLIN and HELEN A. WALLIN, Grantors, convey to RICHARD M. TIENHAARA and KERRY G. TIENHAARA, Grantees, that certain real property located in Curry County, Oregon, and more particularly described as follows:

"Parcel One (1) and Parcel Two (2), Plat #2000-09, recorded in Inst. #2000-2063, Official Records of Curry County, except the following:

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Commencing at a 5/8-inch iron rebar set at the Northeast Corner of said Parcel One (1); thence along the East line of said Parcel One (1), South 26° 29' 17" West 51.60 feet to a 5/8-inch iron rebar; thence South 26° 22' 15" West 8.51 to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng" set at the true point of beginning; thence South 26° 22' 12" West 88.91 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence South 61° 35' 07" West 137.74 feet to point "A"; thence South 61° 35' 07" West 140.79 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 58° 24' 58" West 59.54 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 03° 47' 53" West 153.57 feet to a 5/8-inch iron rebar with yellow plastic cap stamped "Stuntzner Eng"; thence North 85° 23' 58" East 141.83 feet to point "B"; thence North 85° 23' 58" East 204.64 feet to the point of beginning."

Consideration: other than money

DEED IN LIEU OF FORECLOSURE - Page 1

759147
RETURN TO:
CURRY COUNTY TITLE
P.O. BOX 672-GOLD BEACH, OR 97444

Grantors covenant that this Deed in Lieu of Foreclosure is absolute in effect and conveys fee simple title of the land described above to the Grantees, and does not operate as a mortgage, trust conveyance, or security device of any kind.

This Deed in Lieu of Foreclosure does not effect a merger of the fee ownership and the Trust Deed described below. The fee and lien shall hereafter remain separate and distinct.

Grantors hereby waive, surrender, convey and relinquish any equity of redemption and any statutory rights of redemption concerning the real property described above and the Trust Deed described below.

Grantors are not acting under misapprehension as to the legal effect of this Deed in Lieu of Foreclosure, nor under any duress, undue influence, or misrepresentation of the Grantees, the attorney or agent of the Grantees, or any other person.

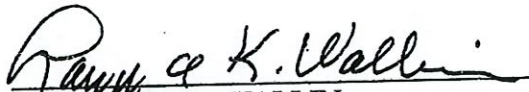
Grantees may retain all payments previously made on the Trust Deed with no duty to account therefor.

The true consideration for this conveyance is other than money.

By acceptance of this Deed in Lieu of Foreclosure, Grantees covenant and agree that Grantees shall forever forbear from taking any action whatsoever to collect against Grantors in the performance of that certain Promissory Note dated July 10, 2007, executed by Grantors as Makers in the principal amount of Five Hundred Fifty Thousand Dollars (\$550,000.00), and that certain Trust Deed in which Grantors are Grantors, Robert A. Smejkal, Attorney at Law, is Trustee, and Grantees are Beneficiaries, dated July 9, 2007, recorded July 10, 2007, as Recorder's No. 2007-3804, Records of Curry County, Oregon, other than by foreclosure of the foregoing Trust Deed, and that in any proceeding to foreclose the Trust Deed, Grantees shall not seek, obtain or permit any judgment, costs or expenses against Grantors, such rights and remedies being hereby waived.

In construing this Deed in Lieu of Foreclosure, and where the context so requires, the singular shall include the plural.

DATED this 6th day of August, 2009.


LAWRENCE K. WALLIN


HELEN A. WALLIN

STATE OF OREGON, County of Curry) ss.

Personally appeared before me on this 6th day of August, 2009, the above named LAWRENCE K. WALLIN, and acknowledged the foregoing Deed in Lieu of Foreclosure to be his voluntary act and deed.



Trish L. Kerr
NOTARY PUBLIC FOR OREGON

STATE OF OREGON, County of Curry) ss.

Personally appeared before me on this 6th day of August, 2009, the above named HELEN A. WALLIN, and acknowledged the foregoing Deed in Lieu of Foreclosure to be her voluntary act and deed.



Trish L. Kerr
NOTARY PUBLIC FOR OREGON

RECEIVED
DEC 08 2010
WATER RESOURCES DEPT
SALEM, OREGON

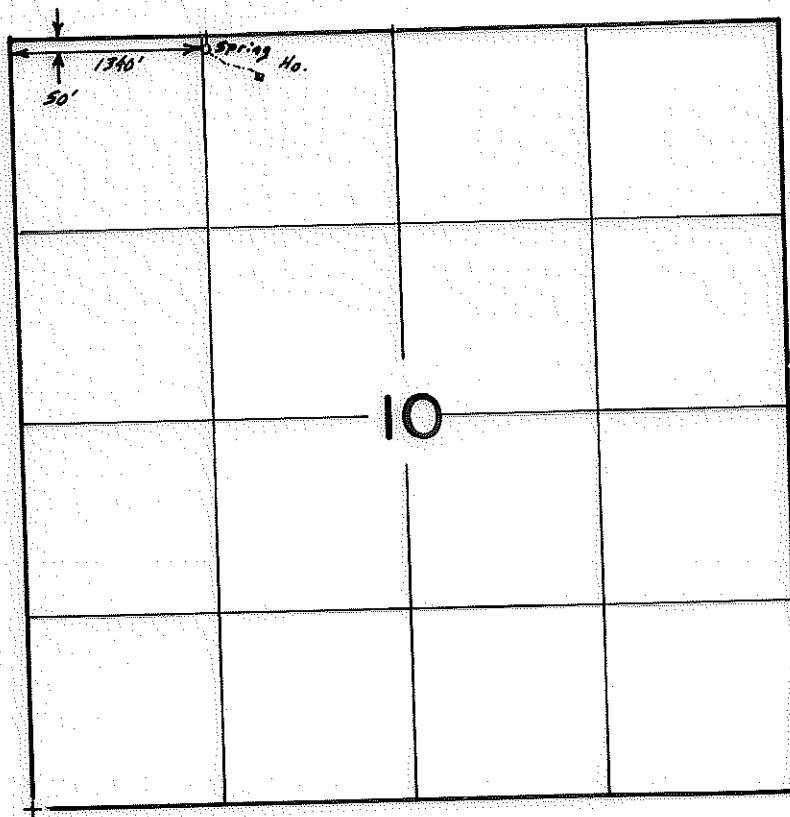
SECTION 10 T.41S. R.13W. W.M.
CURRY COUNTY

41513V10
& INDEX

CANCELLED:



T. 41 S., R. 13 W., W.M.



Scale 1"=1320'

FINAL PROOF SURVEY
UNDER

Application No. 59.866 Permit No. 4.4988...
IN NAME OF

.....LAURENCE.....WALLIN.....

Surveyed Nov...6.. 19.91., by B.S. JAMES....

STATE OF OREGON
COUNTY OF CURRY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAURENCE WALLIN
P.O. BOX 2502
HARBOR, OREGON 97415

confirms the right to use the waters of SPRING 1, a tributary of THE PACIFIC OCEAN, for DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE.

This right was perfected under Permit 44988. The date of priority is MARCH 10, 1980. This right is limited to 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 10, T 41 S, R 13 W, W.M.; 50 FEET SOUTH AND 1340 FEET EAST FROM THE NORTHWEST CORNER OF SECTION 10.

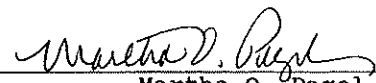
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4
SECTION 10
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed JULY 24, 1992.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67594.

59866.LMJ

STATE OF OREGON

COUNTY OF CURRY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAURENCE WALLIN
~~16223 PELICAN BAY DRIVE~~ P.O. Box 2502
~~BROOKINGS, OREGON 97415~~ HARBOR, OR 97415

confirms the right to use the waters of SPRING NO. 1, a tributary of THE PACIFIC OCEAN, for DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE.

This right was perfected under Permit 44988. The date of priority is MARCH 10, 1980. This right is limited to 0.01 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

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SECTION 10 -
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

59866.LMJ ✓



STATE OF OREGON
COUNTY OF CURRY
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAURENCE WALLIN
P.O. BOX 2502
HARBOR, OREGON 97415

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SECTION 10
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

59866.LMJ



59866

Permit No. _____

44988

Need
Appt. to
162# RE HOOB REC
4/1/86

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

16223 PELICAN BAY DR.

X469-0711

I. Laurence Wallin

(Name of Applicant)

Billy Wells

of 20740 Via Verde Calmar, CA

PH Box 30E

State of Illinois Phone No. 718/87

Brookings Oregon 9/14/12
do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is SPRING #1 / SPRING #2

, a tributary of Unnamed Stream (Pacific O.)

2. The point of diversion is to be located 20 ft. S and 275 ft. E

from the N 1/4 Sec 16 corner of T 1 E 3 N 4 W 4 (Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

being within the NE 1/4 of the N 1/2 of

Sec. 10 Tp. 41S R. 13W, W. M., in the county of CHRY
(S. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated
T41S ^s	R13W	10	NE¼ NW¼	Two domestic uses to include up to 0.5 ac. Lawn & garden.
			SITE:	
			(16223 PERMANENT DRAIN)	
LAURENCE	WALLACE			
P.O. BOX	2502			
HARBSER		9745		

BILL FERRY

PELIKAN DAY DTK

Application No. 59866

Permit No. 44988

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.01 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Spring No. 1 with any deficiency in supply at Spring No. 1 to be made up by diversion of water from Spring No. 2

The use to which this water is to be applied is domestic use for ^{ONE} two families, including the irrigation of lawn and garden not to exceed one-half acre in area

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is March 10, 1980

Actual construction work shall begin on or before August 25, 1981 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982 84 90

Complete application of the water to the proposed use shall be made on or before October 1, 1983 84 90

WITNESS my hand this 25th day of August, 1980

Water Resources Director

PAH A

PERMIT 44988

HOUSE COMPLETED IN SUMMER OF 1998.

ONLY SPRING #1 IS DEVELOPED TO HOUSE.

SPRING #2 HAS NOT BEEN DEVELOPED. SPRING #1

15 ~~from~~ ^{PUMP} DIRECT TO HOUSE.

WALLIN'S CORRECT MAILING ADDRESS IS 1622-

Jeffrey D. HARRIS, JR. PHONE: 462-0711.

BILLY WELLS WAS A CARETAKER FOR THE MARLIN.

BILLY WELLS HAS NO INTEREST OR OWNERSHIP IN

THE PROPERTY. 2 HOSE BIBBS FOR 1'6.

SOURCE: SPRING #1

DIV. PT.: CONC. TILE, PACKED IN GRAVEL.

motor: $\frac{3}{4}$ H.P. @ 3450

PUMP: SYMBOL IN TILE.

PIPE: 2" PVC

$$\frac{40.51}{1.75(6.6)} = \frac{4.95}{5 + 101.6} = 0.046$$
$$\approx 0.0556$$

USF. DOMESTIC @ FAMILY INCL LIG.

2/7/1: 0' to 5'

File: 41015-1343-1522

APR 21: B.C. 5N1/4 COR.

B. J. Jones - Dallas

FIELD EXAMINER

11/6/91 SW REGION

SITE ADDRESS: 16223 PELICAN BAY DR.

REMARKS: DRAFTED PER ENCLOSED QUAD SHEET
FROM MT. EDILLY, ORE. 1989.
(NO D.L.C'S SHOWN.)

Permit 44988

INFO.: WROTE INTRODUCTION LETTERS TO BOTH LISTED PERMIT HOLDERS, RECEIVED CALL-BACK FROM LAURENCE WALLIN. HE STATED THAT ONLY SPRING NO. 1 HAS BEEN DEVELOPED; NO HOUSES HAVE YET BEEN BUILT. LETTER TO BILLY WELLS RETURNED "UNABLE TO FORWARD". WALLIN STATES WELLS HAS MOVED TO CALIFORNIA, EXACT ADDRESS UNKNOWN. LAWRENCE & HELEN LISTED AS PROPERTY OWNERS ON CURRY CO. ASSESSOR RECORDS. WALLIN STATED HE WOULD REQUEST AN EXTENSION.

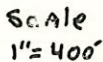
Adverse Report

B. Due James F.I.

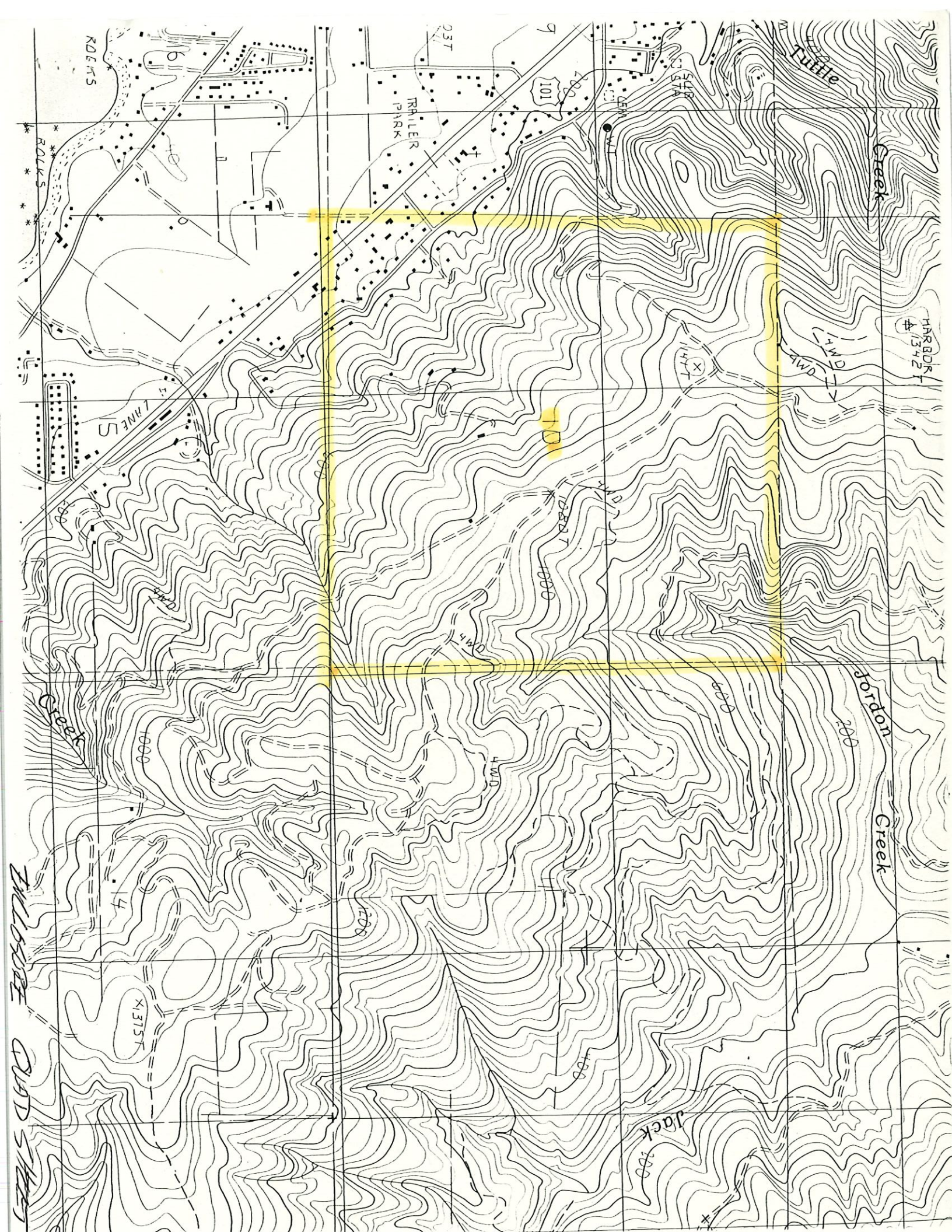
7-29-89

BILLY WELLS CARPENTER - NEVER OWNED SITE.

Permit No. 44988

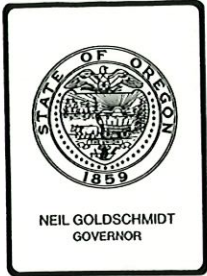


H612315B (5)



TOWNSHIP 41S												RANGE 13W				W. M.				SECTION 10		
N E				N W				S W				S E				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER				
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE							
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT. IF OTHER THAN 40 ACRES																						
See Sections 9 and 15				Don												5182	3144	2337				
See Section 15 and 16				Don				Decree				49758				GR-542		GR-517				
																53233	39495	51069				
				Don												56787	42589					
								1.0				0.4				56133	42277	56195				
								1.0				Don 0.4				55012	41270	56194				
												36				Decree		49758				
				Don												59866	44988					
				x x x				x x x				x x x				GR-952	GR-2438					

NCR.



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

August 7, 1990

Lawrence Wallin
1529 Seacrest Lane
Brookings, Oregon 97415

REFERENCE: File 59866

We have received your notice that complete application of water has been made under permit 44988 .

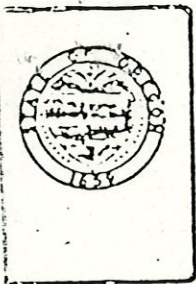
At a later date, a representative of this office will make an inspection and survey of your project.

You will be mailed a proposed certificate of water right covering the actual use of water as found by our Inspector. Any use described in the permit that was not made will not be included in the certificate.

In the meantime, the permit you hold is valid evidence of your right so long as you continue to use the water.

If you have any questions, please contact the Survey/Certificate Section at 378-3739.

cr



Water Resources Department

10 South Oakdale, Rm. 106
Jackson County Courthouse
Medford, OR 97501

Phone:

(503) 776-7070

July 7, 1989

Lawrence Wallin
20740 Vin Verde
Covinea, CA 91724

(CAVITARIO)
Billy Wells
Rt 1, Box 30 E
Brookings, OR 97415

Re: File No. 59866

Twp. 41 S R. 13 W Sec. 10

Dear

I am writing in regard to the above water right permit. The final proof survey crew will be in your area July 27 - August 3. If it is necessary to make an appointment for a specific date and time, please contact us as soon as possible.

A field inspection is necessary to complete the water right application process. A certificate of water right can not be issued until the field inspection has been made.

If you no longer have any interest in this project, please inform us within 10 days after receiving this letter.

We can be reached at the following phone numbers:

Very truly yours,

July 10 - 26 --- 776-7056

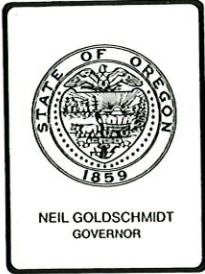
July 27 -

Aug. 2 --- 469-4481

B. Sue James

B. Sue James
Water Rights Examiner

BSJ/lmj



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

August 1, 1990

Lawrence K. Wallin
1529 Seacrest Lane
Brookings, OR 97415

Reference File: 59866

Your application for extension of the time limits to complete construction and make complete application of water under the terms of your Permit 44988 was received. We also have your check for \$100.

The application indicates reasonable diligence toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are extended to October 1, 1990.

I am enclosing a form C for your use in reporting the completion of your project.

Sincerely,

Steven P. Applegate, Manager
Water Rights Section

receipt enclosed

jh

378-3739

STATE OF OREGON
WATER RESOURCES DEPARTMENT

Mill Creek Office Park • 555 13th. Street N.E.
 Salem, Oregon 97310

RECEIVED FROM Lawrence Wallin Application ☒ 59866
 Permit ☐
 Transfer ☐

TOTAL REC'D. \$ 100⁰⁰ ☐ CASH ☒ CHECK ☐ MONEY ORDER

By _____

EXAMINATION FEES:

RECORDING FEES:

Surface Water \$ _____ \$ _____
 Ground Water \$ _____ \$ _____
 Transfer \$ _____ \$ _____

MISCELLANEOUS FEES:

Copying ☐
 Certification ☐
 Misc. Recording ☐ \$ 100⁰⁰
 Protest ☐
 Extension of time ☒

ADJUDICATION FEE \$ _____

POWER LICENSE FEE \$ _____

HYDROELECTRIC LICENSE FEE . \$ _____

EXAM FEE \$ _____

WATER WELL CONSTRUCTOR

Exam Fee ☐ License Fee ☐ \$ _____

LANDOWNER'S WATER WELL PERMIT FEE \$ _____

ALL OTHER: \$ _____

SUSPENSE TOTAL \$ 100⁰⁰

BASIN MAPS \$ _____

QUADRANGLE ACCOUNT \$ _____

RECEIPT NO.

58752

Dated

8-14-89

By

K. Acheson

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED

AUG 14 1989

WATER RESOURCES DEPT.
SALEM, OREGONI, LAWRENCE K. WALLIN
Name20740 VIA VERDE
Mailing AddressCOVINA
CityCA
State91724
Ziprecord owner of water permit No. 44988, do hereby request that the time in which to:☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1991, be extended to October 1, 1991; and/or the time in which to☐ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1991, be extended to October 1, 1991.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

(1) within the past year LEVELLED SITE AND D.I.D. ROAD WORK(2) prior to this past year INSTALLED CONCRETE CISTERN 4' DIA. 12' DEEP, BROUGHT IN UNDERGROUND ELECTRIC POWER, INSTALLED SEPTIC TANK AND LEACH LINES, BUILT 12'X20' STORAGE BLDG.(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) THE CISTERN IS FULL BUT WE HAVE NOT PUMPED OUT ANY WATER SINCE IT WAS INSTALLED.

(If additional space is required, attach separate sheet)

Lawrence K. Wallin
(If signing for a corporation please identify your title)Dated 8/10/89MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$100.00 FOR EACH PERMIT TO:Water Resources Department
3850 Portland Road N.E.
Salem, Oregon 973108-14-89\$100.0058752

AUG. 10, 1989

RECEIVED

AUG 14 1989

WATER RESOURCES DEPT.
SALEM, OREGON

MR. STEPHEN C. BROWN
WATER RIGHTS SPECIALIST
STATE OF OREGON
3850 PORTLAND ROAD NE,
SALEM, OREGON 97310

DEAR MR. BROWN

WE HAVE ENCLOSED THE APPLICATION FOR EXTENSION OF TIME
FOR WATER PERMIT NO. 44988.

WE REALIZE IT HAS BEEN A LONG TIME SINCE THE APPLICATION
WAS ORIGINALLY FILED. WE HAD BUILDING PERMITS FOR (2)
SINGLE FAMILY HOMES WHEN AN ENFORCEMENT ORDER
"MORATORIUM" WENT INTO EFFECT IN MAY, 1980. THE ORDER
WAS LIFTED IN MAY, 1982 HOWEVER AN APPEAL WAS FILED
SHORTLY THEREAFTER. IN 1986 THE STATE SUPREME COURT RULED
THAT THE COUNTY HAD TO COME UP WITH A NEW COMPREHENSIVE
PLAN. THAT PLAN HAS BEEN SUBMITTED TO THE STATE AND A
RULING IS EXPECTED THIS SEPTEMBER. IN ANY CASE WE
KNOW WE CAN BUILD AT LEAST ONE HOME ON THE PROPERTY
AND THAT IS WHAT WE INTEND TO DO. WE HAVE OUR HOME
FOR SALE DOWN HERE AND AS SOON AS IT SELLS, WE
WILL RETIRE UP TO THAT PROPERTY. SO IF YOU WOULD
GRANT ONE MORE EXTENSION WE WOULD BE MOST
GREATFUL.

Yours Truly
R.K. Wallin

RECEIVED

JUL 27 1990

WATER RESOURCES DEPT.
SALEM, OREGON

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, LAWRENCE K. WALLIN

Name

~~20740 VIA VERDE~~

Mailing Address

1529 Sequest Lane

~~COVINA~~

City

Brookings

~~CA~~ Or.

State

~~41724~~

Zip

record owner of water permit No. 44988, do hereby request that the time in which to:☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1991, be extended to October 1, 1991; and/or the time in which to☐ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1991, be extended to October 1, 1991.

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

(1) within the past year LEVELLED SITE AND DID ROAD WORK(2) prior to this past year INSTALLED CONCRETE CISTERN 4' DIA. 12' DEEP, BROUGHT IN UNDERGROUND ELECTRIC POWER, INSTALLED SEPTIC TANK AND LEACH LINES, BUILT 12' X 20' STORAGE BLDG.(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) THE CISTERN IS FULL BUT WE HAVE NOT PUMPED OUT ANY WATER SINCE IT WAS INSTALLED

(If additional space is required, attach separate sheet)

Lawrence K. Wallin

(If signing for a corporation please identify your title)

Dated

8/10/89

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$100.00 FOR EACH PERMIT TO:Water Resources Department
3850 Portland Road N.E.
Salem, Oregon 97310The
- I am enclosing a form C for your use in reporting the
completion of your project.
(Add'l P)OK BAC to
10-1-90
JH

AUG. 10, 1989

MR. STEPHEN C. BROWN
WATER RIGHTS SPECIALIST
STATE OF OREGON
3850 PORTLAND ROAD NE,
SALEM, OREGON 97310

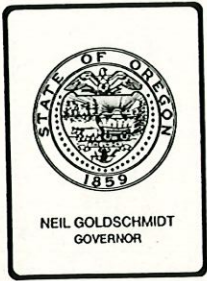
RECEIVED
JUL 27 1990
WATER RESOURCES DEPT.
SALEM, OREGON

DEAR MR. BROWN

WE HAVE ENCLOSED THE APPLICATION FOR EXTENSION OF TIME
FOR WATER PERMIT NO. 44988.

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SINGLE FAMILY HOMES WHEN AN ENFORCEMENT ORDER
"MORATORIUM" WENT INTO EFFECT IN MAY, 1980. THE ORDER
WAS LIFTED IN MAY, 1982 HOWEVER AN APPEAL WAS FILED
SHORTLY THEREAFTER. IN 1986 THE STATE SUPREME COURT RULED
THAT THE COUNTY HAD TO COME UP WITH A NEW COMPREHENSIVE
PLAN. THAT PLAN HAS BEEN SUBMITTED TO THE STATE AND A
RULING IS EXPECTED THIS SEPTEMBER. IN ANY CASE WE
KNOW WE CAN BUILD AT LEAST ONE HOME ON THE PROPERTY
AND THAT IS WHAT WE INTEND TO DO. WE HAVE OUR HOME
FOR SALE DOWN HERE AND AS SOON AS IT SELLS, WE
WILL RETIRE UP TO THAT PROPERTY. SO IF YOU WOULD
GRANT ONE MORE EXTENSION WE WOULD BE MOST
GREATFUL.

YOURS TRULY
R.K. Wallin



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

June 26, 1990

Lawrence Wallin, Billy Wells
P.O. Box 2929
Harbar, Oregon 97415

REFERENCE: File 59866

Enclosed is an application for requesting an extension of the time limits imposed on Permit 44988.

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, please complete this application in detail describing what has been accomplished.

The application must be received in this office with the statutory filing fee of \$100 for each permit.

Sincerely,

Steven P. Applegate, Manager
Application/ Permit Section

enclosure

RECEIVED

JUN 18 1990

WATER RESOURCES DEPT.
SALEM, OREGON

JUNE 13, 1990

MR. STEPHEN APPLEGATE
WATER RESOURCES DEPT.
3850 PORTLAND RD. NE,
SALEM, OR. 97310

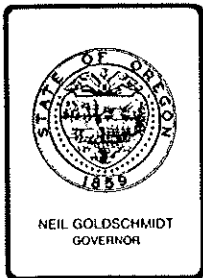
Re: FILE NO. 59866
PERMIT NO. 44988

DEAR MR. APPLEGATE:

PER OUR PHONE CONVERSATION THIS AM, I AM
WRITING TO ADVISE THAT WE ARE ALMOST FINISHED
WITH OUR HOME HERE IN CURRY COUNTY. WE HAVE
A WORKABLE WATER SYSTEM AND EXPECT TO MOVE IN
TO THE NEW HOME BY SEPTEMBER OF THIS YEAR
AT THE LATEST. ENCLOSED IS A PHOTO OF OUR HOME.
AS YOU CAN SEE THE PRESSURE TANK IS INSTALLED
AND THE 2" WATER LINE RUNS TO THE SPRING
APPROX. 600' AWAY. PLEASE ADVISE IF YOU NEED
FURTHER INFORMATION IN THIS MATTER.

THANK YOU

Ramona K. Wallin



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

July 28, 1989

Lawrence Wallin
20740 Vin Verde
Covina, CA 91724

REFERENCE: File 59866

Dear Mr. Wallin:

Enclosed is an application for requesting an exxtension of the time limits imposed on Permit 44988.

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, please complete this application in detail describing what has been accomplished.

The application must be received in this office with the statutory filing fee of \$100 for each permit.

Sincerely,

Stephen C. Brown
Water Rights Specialist

SCB/jw

Enclosure

M

Started →
Septic System

Build Permits

Larry Wallin

LOS Angeles
714-595-1958

} work

Tim

rec'd 2 page letter
DIACK Decision

Jackie
Lawrence Wall
ext 1111
my
name
SB

one more year

759866
wants to get extension

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMORANDUM

MEMORANDUM OF PERSONAL OR TELEPHONE CONTACT

TO: Steve Applegate

DATE: 7/13/89

FROM: Larry Nunn

SUBJECT: Permit 44988

NAME: Lawrence Wallin

Mr. Wallin responded to an ~~SP~~ introduction letter from Suzie. Suzie referred him to me & I am referring him to you.

Mr. Wallin developed a spring and cistern. He got an extension to 10-1-84 because L CDC had a building moratorium. It appears nothing has been done since the extension was granted. Mr. Wallin would like another extension.

I told him it has been a long time and would not normally be granted for this long. I asked when the moratorium was lifted. He didn't know.

I told him that if the moratorium had been lifted some time ago, an extension would not be granted. He would have to re-file

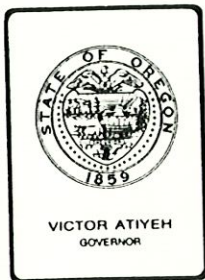
However, if the moratorium had been recently lifted it was possible an extension could be granted. He would need to discuss that with you. I told him that if an extension was not granted he could re-file

(over)

I also told him that you made recommendations to the Director, but the Director made up his own mind.

I also explained what would be required to file a new application.

I also told him that I thought that in no case would an extension be granted for anything longer than 1990.



Water Resources Department
MILL CREEK OFFICE PARK

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

March 13, 1985

PHONE

378-8508

Lawrence Wallin
Billy Wells
PO Box 2929
Harbor, OR 97415

REFERENCE: File 59866

According to the terms of your Permit 44988 which was for 0.01 cubic foot per second of water from Spring No. 1 and Spring #2 for domestic use and irrigation of lawn and garden in Curry County,

complete application of water was to have been made by October 1, 1984.

Complete application of water means the application of water to a beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 22, 1984.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit..."

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If for any reason, you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

COPY

FORM 690-10-100
CERTIFIED - RETURN RECEIPT REQUESTED

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to:
Lawrence Wallin
Billy Wells
PO Box 2929
Harbor, OR 97415

4. Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

56490

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

3-19-85

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

DOMESTIC RETURN RECEIPT

59866

378-8508 or
1-800-452-7813

November 18, 1992

File Number 59866

Billy Wells
PO Box 2929
Harbor, Oregon 97415

I am enclosing a form for use in making application for an extension of time limits under Permit Number 44938

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be submitted to this office with the statutory filing fee in the amount of \$20 for each permit.

Sincerely,



BRUCE A. ESTES, Supervisor
Survey/Certificate Section

BAE:wpc

690-10-115
6164A

Application for Extension of Time

RECEIVED

DEC 13 1982

TO THE WATER RESOURCES DIRECTOR OF OREGON

WATER RESOURCES DEPT.
SALEM, OREGONI, Billy Wells

Name

P.O. Box 2929

Mailing Address

Harbor

City

Or.

State

97415

Zip

record owner of water right permit No. 44988, do hereby request that the time in which to:☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1983 be extended to October 1, 1984 and/or the time in which to build and protect our investment.☐ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 19....., be extended to October 1, 19.....

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past year Installed underground pipe and wiring to building site. Purchased pump and pressure tank which is being stored for protection.prior to this past year Installed concrete 1200 gal tank. Built redwood retaining wall with plastic and graded filter system.

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED)

separate sheet attached.

(If additional space is required, attach separate sheet)

Billy Wells

(If signing for a corporation please identify your title)

Dated 12-7-82MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$20.00 FOR EACH PERMIT TO:\$20.00Water Resources Department
Mill Creek Office Park
555 13th Street, N.E.
Salem, Oregon 97310B-C
10-1-89
DCE12-13-82
20-
34058

RECEIVED

DEC 13 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Permit 44988:

Reasons For Holdup on Completion:

Stopped from building due to
moratorium by L.C.D.C. Property
too remote to protect added installation.
Cannot at this time go ahead
with any plans until our zoning
has been set - which should be
soon.

We have put quite a sum of
money into this already and would
appreciate the extension of time to
complete.

(Billy Wells)



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508
1-800-452-7813
(message line)

April 27, 1983

Lawrence Wallin, and Billy Wells
PO Box 2929
Harbor, Oregon 97415

REFERENCE: File Number 59866

Dear Mr. Wallin and Mr. Wells

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your Permit Number 44988 was received. We also have your check in the amount of \$20.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1984.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw

Enclosure

Oct. 27, 1982

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NOV 1 1982

WATER RESOURCES DEPT.
SALEM, OREGON

James Lyson, Director
Water Resources
Salem, Or.

Application # 59866
Permit # 44988

We would appreciate an extension
of time for completion of work for
the following reasons:

Due to the moratorium of the LCDC
in the County our building plans
came to a halt. Putting more equip-
ment in the area and not being
able to protect it seemed unwarranted.
The plan sent to the State by our
planning dept. has only prolonged
our problem. We fully intend to
live on this property, as soon
as permitted by law. We have

invested over \$2500 in work
completed and supplies stored
on this water project. We will
appreciate an attention to fulfill
our plans.

Thank you,

Billy Wells

Application # 59866
Permit # 44988

Work Completed to date:

Spring #1 - 1200 gal. tank (concrete) installed in gravel bed in ground - with pipe into spring. Pumphouse at spring to be replaced again due to damage done by fallen tree. Pipe and cable is run underground to main holding tank site. Submersible pump and tank is being stored.

Spring #2 - Work has been held at a minimum of clearing area and spring for the reasons stated.

Application No. 59866

RAYMOND J. CLAYTOR P.L.S.

617 CHETCO AVENUE
BROOKINGS, OREGON

Permit No.

44988

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SALEM, OREGON

DESCRIPTION

A PARCEL OF LAND LYING IN SECTION 10, TOWNSHIP 41 SOUTH, RANGE 13 WEST, WILLAMETTE MERIDIAN, CURRY COUNTY, OREGON.

BEGINNING AT A POINT WHICH BEARS NORTH 89° 19' EAST, 1315.34 FEET FROM THE NORTHWEST CORNER OF SECTION 10.

THENCE: SOUTH 00° 19' 25" EAST 1342.71 FEET,
THENCE: NORTH 89° 17' 09" EAST 1316.67 FEET,
THENCE: NORTH 00° 20' 24" WEST 1342.60 FEET,
THENCE: SOUTH 89° 19' 00" WEST 1315.35 FEET TO THE POINT OF BEGINNING.

EXCEPT;

TAX LOT 200 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT DESCRIBED AS BEING 4373.4 FEET NORTH, AND 1794.1 FEET EAST OF THE SOUTHWEST CORNER OF SECTION 10.

THENCE: NORTH 5° 47' WEST, 230.00 FEET,
THENCE: NORTH 84° 13' EAST 300.00 FEET,
THENCE SOUTH 5° 47' EAST 230.00 FEET,
THENCE: SOUTH 84° 13' WEST 300.00 FEET, TO THE POINT OF BEGINNING.

EXCEPT: A FIFTY FOOT ROADWAY EASEMENT FOR INGRESS AND EGRESS AND UTILITIES OVER EXISTING ROADWAY AS DESCRIBED ON PAGES 585 AND 586 DEED VOLUME 22.

EXCEPT: A FIFTY FOOT ROADWAY EASEMENT OVER EXISTING ROADS TO TAX LOT 200 AS DESCRIBED ON PAGES 585 AND 586 DEED VOLUME 22.

CONTAINING 38.98 ACRES MORE OR LESS.

Application No. 59866
Permit No. 44988

Application No. _____

Spring #2

DESCRIPTION OF SPRING

1. Is spring on property of applicant? yes
2. If not, give name and address of legal owner. _____

3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? _____
4. If you do not have such consent, do you expect to secure right of way through condemnation? _____
5. What is the maximum flow from spring? 10 gal.
(Gallons per minute or
cubic feet per second)
- What is the minimum flow? 4 gal.
- Is flow measured or estimated? estimated
6. Does the stream flowing from spring form a well defined natural channel? yes
7. Does the water flow off the lands on which it first arises? yes
8. Give the name of the stream or other body of water into which water from the spring flows. Rock Creek
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.

10. Remarks _____

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WATER RESOURCES DEPT
SALEM, OREGON

Ramsey K. Waller
Signature of Applicant

Application No. 59866
Permit No. 44988
Application No. _____

Spring #1

DESCRIPTION OF SPRING

1. Is spring on property of applicant? yes
2. If not, give name and address of legal owner. _____

3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? _____
4. If you do not have such consent, do you expect to secure right of way through condemnation? _____
5. What is the maximum flow from spring? 8 gal.
(Gallons per minute or
cubic feet per second)
What is the minimum flow? 5 gal.
Is flow measured or estimated? estimated
6. Does the stream flowing from spring form a well defined natural channel? yes
7. Does the water flow off the lands on which it first arises? yes
8. Give the name of the stream or other body of water into which water from the spring flows. unnamed
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.
500 yds.
10. Remarks _____

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MAR 10 1980

WATER RESOURCES DEPT
SALEM, OREGON

Laurence K. Wallis
Signature of Applicant

March 27, 1980

Lawrence Wallin, Billy Wells
20740 VinVerde Covina CA. 91724

We have received your application for ^{domestic uses} along with the supporting data and fees. Our receipt number 16464 is enclosed. Your application has been filed and assigned number 59866.

Because of the many applications which have been filed in recent months, we are temporarily behind in our processing. Your application will be examined in detail as soon as possible. We will contact you if we need any additional information.

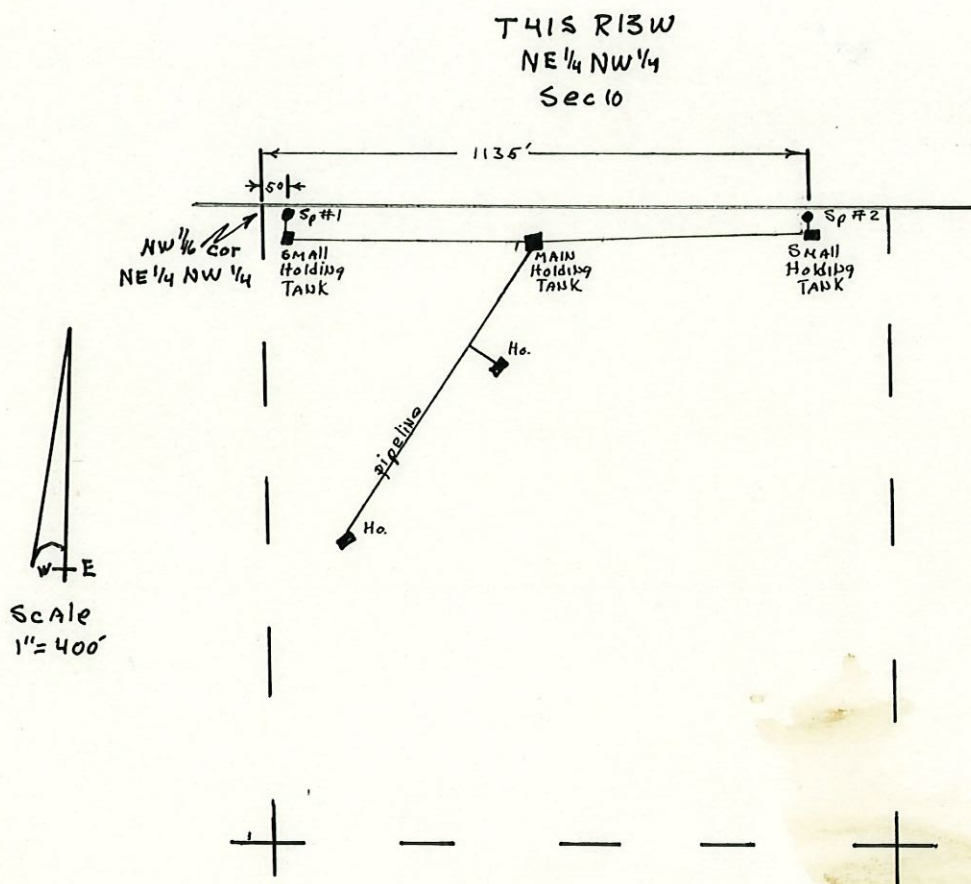
The permit approving your application will be issued without further correspondence if no additional information is required. Thank you for your patience.

Sincerely,


Larry W. Jebousek
Administrator
Water Rights Division

LJW:
Enclosure

Application No. 59866
Permit No. 44988



This Map prepared by
J.P. Drolet from info supplied
by Applicant

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WATER RESOURCES DEPT
SALEM, OREGON