

APPENDIX F - OREGON WATER RESOURCES DEPARTMENT DATA

Water Right Information Query Results

Contact Information

Documents

[View all scanned documents](#)

▼ Current contact information

OWNER:
 CROOKED RIVER RANCH WATER CO.
 PO BOX 2319
 TERREBONNE, OR 97760

▼ Prior contact information

OWNER:
 CROOKED RIVER RANCH WATER COOPERATIVE
 PO BOX 2319
 TERREBONNE, OR 97760

▼ Application: G 12579

Received: 6/18/1991

Application Workflow			
Action	Date	Result	Completed By
Final Order	11/18/1991	Propose to Issue	
Application Filed	1/18/2005		

▼ Permit: G 11376 [document](#), [paper map](#)

Signature: 11/18/1991

Permit Workflow			
Action	Date	Result	Completed By
Completion Date [C Date]	10/1/2008		
Extension Received	11/6/2008		SCOTT KUDLEMYER
Extension Public Notice	4/14/2009		SCOTT KUDLEMYER
Extension PFO 315 Issued	10/13/2009	Propose to Extend	SCOTT KUDLEMYER
Extension PFO Protest Period	11/30/2009		SCOTT KUDLEMYER
Extension Protest Received	11/30/2011		PATRICIA MCCARTY
Extension PFO Issued	11/30/2011	Extended	PATRICIA MCCARTY
Extended Completion Date	10/1/2028		PATRICIA MCCARTY

▼ Order(s)

Order Origin	Volume-Page	Signature	Description
Special	48-113	2/9/1994	EXTENDS TIME LIMITS ON PERMITS
Special	51-1235	10/30/1997	APPROVES T-7828
Special	51-532	9/20/2004	APPROVING T-9663

▼ Transfer(s)

Transfer	Transfer type	Status
T9663 ()	Permit Amendment	Approved

View right with Web Mapping

View Places of Use from Water Rights in the Same Area

Water Right Information

Status: Non-Cancelled
 County: Deschutes, Jefferson
 File Folder Location: Salem
[Watermaster District: 11](#)

Point(s) of Diversion

▼ POD 1 - A WELL > CROOKED RIVER

▼ Description

- Name: WELL 2
- T-R-S-QQ: 13.00S-12.00E-24-NW NW
- Location Description: 680 FEET SOUTH & 780 FEET EAST FROM NW CORNER, SECTION 24

▼ POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
5.0	1.67(est)		

▼ QUASI-MUNICIPAL USES (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks
6/18/1991	5.0	1.67(est)					1/1	12/31	

▼ POD 2 - A WELL > CROOKED RIVER

▼ Description

- Name: CRATER LOOP ROAD WELL 3
- T-R-S-QQ: 13.00S-12.00E-16-NW SE
- Location Description: 2550 FEET NORTH AND 2100 FEET WEST FROM SE CORNER, SECTION 16

▼ POD Rate

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
5.0	1.67(est)		

▼ QUASI-MUNICIPAL USES (Primary)

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks
6/18/1991	5.0	1.67(est)					1/1	12/31	

▼ POD 3 - A WELL > CROOKED RIVER

▼ Description

- Name: WELL 4
- T-R-S-QQ: 13.00S-12.00E-16-NE SE
- Location Description: 990 FEET SOUTH AND 680 FEET WEST FROM E1/4 CORNER, SECTION 16

▼ **POD Rate**

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
5.0	1.67(est)		

▼ **QUASI-MUNICIPAL USES (Primary)**

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks
6/18/1991	5.0	1.67(est)					1/1	12/31	

Place(s) of Use[Add TBS description](#)► **Use - QUASI-MUNICIPAL USES (Primary); Priority Date: 6/18/1991****Water Right Genealogy**[App: G 12579](#)[Permit: G 11376](#)[Inchoate: T 7828 CF \(AMN\)](#)[Permit: G 11376](#)[Inchoate: T 9663 CF \(AMN\)](#)[Permit: G 11376 *](#)[View Water Rights in same Family](#)[Help understanding and working with the Water Rights Information System](#)[Report Errors with Water Right Data](#)[Return to WRIS Query](#)

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment)
T-9663, Jefferson and Deschutes Counties,)
Oregon)

FINAL ORDER

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

Crooked River Ranch Water Company,
P.O. Box 879,
Crooked River Ranch, Oregon 97760.

Findings of Fact

1. Crooked River Ranch Water Company filed an application to amend the point of appropriation of Well 3 under Permit G-11376. The Department assigned the application number T-9663.
2. The permit to be amended is as follows:

Permit: G-11376, in the name of Crooked River Ranch Water Company;
Use: Quasi-municipal;
Priority Date: June 18, 1991;
Quantity: 5.0 cubic feet per second (cfs), being 2.5 cfs from each well;
Source: Wells 2, 3, and 4, in the Crooked River Basin.
**Date Of
Complete
Application of
Water:** October 1, 2008.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

Authorized Points of Appropriation:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
13	S	12	E	W.M.	24	NW	NW			Well 2 – 680 feet South and 780 feet East from the NW Corner of Section 24.
13	S	12	E	W.M.	24	SW	SE			Well 3 – 80 feet North and 480 feet East from the S¼ Corner of Section 24.
13	S	12	E	W.M.	16	NE	SE			Well 4 – 990 feet South and 680 feet West from the E¼ Corner of Section 16.

Authorized Place of Use:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	4	NW	NW			
13	S	12	E	W.M.	4	SW	SW			
13	S	12	E	W.M.	4	SE	SW			
13	S	12	E	W.M.	5	NE	NE			
13	S	12	E	W.M.	5	SE	NE			
13	S	12	E	W.M.	5	SE	SW			
13	S	12	E	W.M.	5	NE	SE			
13	S	12	E	W.M.	5	NW	SE			
13	S	12	E	W.M.	5	SW	SE			
13	S	12	E	W.M.	5	SE	SE			
13	S	12	E	W.M.	8	NE	NE			
13	S	12	E	W.M.	8	NW	NE			
13	S	12	E	W.M.	8	SW	NE			
13	S	12	E	W.M.	8	SE	NE			
13	S	12	E	W.M.	8	NE	NW			
13	S	12	E	W.M.	9	NW	NW			
13	S	12	E	W.M.	9	SW	NW			
13	S	12	E	W.M.	9	SE	NW			
13	S	12	E	W.M.	9	NE	SW			
13	S	12	E	W.M.	9	NW	SW			
13	S	12	E	W.M.	9	SW	SW			
13	S	12	E	W.M.	9	SE	SW			
13	S	12	E	W.M.	9	NE	SE			
13	S	12	E	W.M.	9	NW	SE			
13	S	12	E	W.M.	9	SW	SE			
13	S	12	E	W.M.	9	SE	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	10	SW	NW			
13	S	12	E	W.M.	10	SE	NW			
13	S	12	E	W.M.	10	NE	SW			
13	S	12	E	W.M.	10	NW	SW			
13	S	12	E	W.M.	10	SW	SW			
13	S	12	E	W.M.	10	SE	SW			
13	S	12	E	W.M.	10	SW	SE			
13	S	12	E	W.M.	10	SE	SE			
13	S	12	E	W.M.	13	SW	SW			
13	S	12	E	W.M.	14	SW	NE			
13	S	12	E	W.M.	14	NW	NW			
13	S	12	E	W.M.	14	SW	NW			
13	S	12	E	W.M.	14	SE	NW			
13	S	12	E	W.M.	14	NE	SW			
13	S	12	E	W.M.	14	NW	SW			
13	S	12	E	W.M.	14	SW	SW			
13	S	12	E	W.M.	14	SE	SW			
13	S	12	E	W.M.	14	NE	SE			
13	S	12	E	W.M.	14	NW	SE			
13	S	12	E	W.M.	14	SW	SE			
13	S	12	E	W.M.	14	SE	SE			
13	S	12	E	W.M.	15	NE	NE			
13	S	12	E	W.M.	15	NW	NE			
13	S	12	E	W.M.	15	SW	NE			
13	S	12	E	W.M.	15	SE	NE			
13	S	12	E	W.M.	15	NE	NW			
13	S	12	E	W.M.	15	NW	NW			
13	S	12	E	W.M.	15	SW	NW			
13	S	12	E	W.M.	15	SE	NW			
13	S	12	E	W.M.	15	NE	SW			
13	S	12	E	W.M.	15	NW	SW			
13	S	12	E	W.M.	15	SW	SW			
13	S	12	E	W.M.	15	SE	SW			
13	S	12	E	W.M.	15	NE	SE			
13	S	12	E	W.M.	15	NW	SE			
13	S	12	E	W.M.	15	SW	SE			
13	S	12	E	W.M.	15	SE	SE			
13	S	12	E	W.M.	16	NE	NE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	16	NW	NE			
13	S	12	E	W.M.	16	SW	NE			
13	S	12	E	W.M.	16	SE	NE			
13	S	12	E	W.M.	16	NE	NW			
13	S	12	E	W.M.	16	NW	NW			
13	S	12	E	W.M.	16	SW	NW			
13	S	12	E	W.M.	16	SE	NW			
13	S	12	E	W.M.	16	NE	SW			
13	S	12	E	W.M.	16	NW	SW			
13	S	12	E	W.M.	16	SW	SW			
13	S	12	E	W.M.	16	SE	SW			
13	S	12	E	W.M.	16	NE	SE			
13	S	12	E	W.M.	16	NW	SE			
13	S	12	E	W.M.	16	SW	SE			
13	S	12	E	W.M.	16	SE	SE			
13	S	12	E	W.M.	17	NE	NE			
13	S	12	E	W.M.	17	SE	NE			
13	S	12	E	W.M.	17	NE	SE			
13	S	12	E	W.M.	17	SE	SE			
13	S	12	E	W.M.	21	NE	NE			
13	S	12	E	W.M.	21	NW	NE			
13	S	12	E	W.M.	21	SW	NE			
13	S	12	E	W.M.	21	SE	NE			
13	S	12	E	W.M.	21	NE	NW			
13	S	12	E	W.M.	21	NW	NW			
13	S	12	E	W.M.	21	SW	NW			
13	S	12	E	W.M.	21	SE	NW			
13	S	12	E	W.M.	22	NE	NE			
13	S	12	E	W.M.	22	NW	NE			
13	S	12	E	W.M.	22	SW	NE			
13	S	12	E	W.M.	22	SE	NE			
13	S	12	E	W.M.	22	NE	NW			
13	S	12	E	W.M.	22	NW	NW			
13	S	12	E	W.M.	22	SW	NW			
13	S	12	E	W.M.	22	SE	NW			
13	S	12	E	W.M.	22	NW	SW			
13	S	12	E	W.M.	22	NE	SE			
13	S	12	E	W.M.	22	NW	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	22	SE	SE			
13	S	12	E	W.M.	23	NE	NE			
13	S	12	E	W.M.	23	NW	NE			
13	S	12	E	W.M.	23	SW	NE			
13	S	12	E	W.M.	23	SE	NE			
13	S	12	E	W.M.	23	NE	NW			
13	S	12	E	W.M.	23	SE	NW			
13	S	12	E	W.M.	23	NE	SW			
13	S	12	E	W.M.	23	SE	SW			
13	S	12	E	W.M.	23	NE	SE			
13	S	12	E	W.M.	23	NW	SE			
13	S	12	E	W.M.	23	SW	SE			
13	S	12	E	W.M.	23	SE	SE			
13	S	12	E	W.M.	24	NE	NW			
13	S	12	E	W.M.	24	NW	NW			
13	S	12	E	W.M.	24	SW	NW			
13	S	12	E	W.M.	24	SE	NW			
13	S	12	E	W.M.	24	NE	SW			
13	S	12	E	W.M.	24	NW	SW			
13	S	12	E	W.M.	24	SW	SW			
13	S	12	E	W.M.	24	SE	SW			
13	S	12	E	W.M.	24	NE	SE			
13	S	12	E	W.M.	24	NW	SE			
13	S	12	E	W.M.	24	SW	SE			
13	S	12	E	W.M.	24	SE	SE			
13	S	12	E	W.M.	25	NE	NE			
13	S	12	E	W.M.	25	NW	NE			
13	S	12	E	W.M.	25	SW	NE			
13	S	12	E	W.M.	25	SE	NE			
13	S	12	E	W.M.	25	NE	NW			
13	S	12	E	W.M.	25	NW	NW			
13	S	12	E	W.M.	25	SW	NW			
13	S	12	E	W.M.	25	SE	NW			
13	S	12	E	W.M.	25	NE	SW			
13	S	12	E	W.M.	25	NW	SW			
13	S	12	E	W.M.	25	SW	SW			
13	S	12	E	W.M.	25	SE	SW			
13	S	12	E	W.M.	25	NE	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	25	NW	SE			
13	S	12	E	W.M.	25	SW	SE			
13	S	12	E	W.M.	25	SE	SE			
13	S	12	E	W.M.	26	NE	NE			
13	S	12	E	W.M.	26	NW	NE			
13	S	12	E	W.M.	26	SW	NE			
13	S	12	E	W.M.	26	SE	NE			
13	S	12	E	W.M.	26	NE	NW			
13	S	12	E	W.M.	26	NW	NW			
13	S	12	E	W.M.	26	SW	NW			
13	S	12	E	W.M.	26	SE	NW			
13	S	12	E	W.M.	26	NE	SW			
13	S	12	E	W.M.	26	NW	SW			
13	S	12	E	W.M.	26	SW	SW			
13	S	12	E	W.M.	26	SE	SW			
13	S	12	E	W.M.	26	NE	SE			
13	S	12	E	W.M.	26	NW	SE			
13	S	12	E	W.M.	26	SW	SE			
13	S	12	E	W.M.	26	SE	SE			
13	S	12	E	W.M.	27	NE	NE			
13	S	12	E	W.M.	27	NW	NE			
13	S	12	E	W.M.	27	SW	NE			
13	S	12	E	W.M.	27	SE	NE			
13	S	12	E	W.M.	27	NE	NW			
13	S	12	E	W.M.	27	NW	NW			
13	S	12	E	W.M.	27	SE	NW			
13	S	12	E	W.M.	27	NE	SW			
13	S	12	E	W.M.	27	SW	SW			
13	S	12	E	W.M.	27	SE	SW			
13	S	12	E	W.M.	27	NE	SE			
13	S	12	E	W.M.	27	NW	SE			
13	S	12	E	W.M.	27	SW	SE			
13	S	12	E	W.M.	27	SE	SE			
13	S	12	E	W.M.	34	NE	NE			
13	S	12	E	W.M.	34	NW	NE			
13	S	12	E	W.M.	34	SW	NE			
13	S	12	E	W.M.	34	NE	NW			
13	S	12	E	W.M.	34	NW	NW			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	34	SW	NW			
13	S	12	E	W.M.	34	SE	NW			
13	S	12	E	W.M.	34	NE	SW			
13	S	12	E	W.M.	34	SE	SW			
13	S	12	E	W.M.	34	NE	SE			
13	S	12	E	W.M.	34	NW	SE			
13	S	12	E	W.M.	34	SW	SE			
13	S	12	E	W.M.	34	SE	SE			
13	S	12	E	W.M.	35	NE	NE			
13	S	12	E	W.M.	35	NW	NE			
13	S	12	E	W.M.	35	SW	NE			
13	S	12	E	W.M.	35	SE	NE			
13	S	12	E	W.M.	35	NE	NW			
13	S	12	E	W.M.	35	NW	NW			
13	S	12	E	W.M.	35	SW	NW			
13	S	12	E	W.M.	35	SE	NW			
13	S	12	E	W.M.	35	NE	SW			
13	S	12	E	W.M.	35	NW	SW			
13	S	12	E	W.M.	35	SW	SW			
13	S	12	E	W.M.	35	SE	SW			
13	S	12	E	W.M.	35	NE	SE			
13	S	12	E	W.M.	35	NW	SE			
13	S	12	E	W.M.	35	SW	SE			
13	S	12	E	W.M.	35	SE	SE			
13	S	12	E	W.M.	36	NE	NE			
13	S	12	E	W.M.	36	NW	NE			
13	S	12	E	W.M.	36	SW	NE			
13	S	12	E	W.M.	36	NE	NW			
13	S	12	E	W.M.	36	NW	NW			
13	S	12	E	W.M.	36	SW	NW			
13	S	12	E	W.M.	36	SE	NW			
13	S	12	E	W.M.	36	NE	SW			
13	S	12	E	W.M.	36	NW	SW			
13	S	12	E	W.M.	36	SW	SW			
13	S	12	E	W.M.	36	SE	SW			
13	S	12	E	W.M.	36	NE	SE			
13	S	12	E	W.M.	36	NW	SE			
13	S	12	E	W.M.	36	SW	SE			

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Acres
13	S	12	E	W.M.	36	SE	SE			
13	S	13	E	W.M.	31	SW	SW			
13	S	13	E	W.M.	31	SE	SW			
13	S	13	E	W.M.	31	SW	SE			
14	S	12	E	W.M.	1	NE	NE			
14	S	12	E	W.M.	1	NW	NE			
14	S	12	E	W.M.	1	NE	NE			
14	S	12	E	W.M.	1	NW	NW			
14	S	12	E	W.M.	1	SW	NW			
14	S	12	E	W.M.	2	NE	NE			
14	S	12	E	W.M.	2	NW	NE			
14	S	12	E	W.M.	2	SE	NE			
14	S	12	E	W.M.	2	NW	SW			
14	S	12	E	W.M.	2	SW	SW			
14	S	12	E	W.M.	2	SE	SW			
14	S	12	E	W.M.	3	NE	NE			
14	S	12	E	W.M.	3	NW	NE			
14	S	12	E	W.M.	3	SW	NE			
14	S	12	E	W.M.	3	SE	NE			
14	S	12	E	W.M.	3	NE	NW			
14	S	12	E	W.M.	3	NW	NW			
14	S	12	E	W.M.	3	SW	NW			
14	S	12	E	W.M.	3	SE	NW			
14	S	12	E	W.M.	3	NE	SW			
14	S	12	E	W.M.	3	NW	SW			
14	S	12	E	W.M.	3	SW	SW			
14	S	12	E	W.M.	3	SE	SW			
14	S	12	E	W.M.	3	NE	SE			
14	S	12	E	W.M.	3	NW	SE			
14	S	12	E	W.M.	3	SW	SE			
14	S	12	E	W.M.	3	SE	SE			
14	S	12	E	W.M.	11	NW	NW			
14	S	13	E	W.M.	6	NW	NE			
14	S	13	E	W.M.	6	NE	NW			
14	S	13	E	W.M.	6	NW	NW			

3. Application T-9663 proposes to change the point of appropriation of Well 3 under the permit to:

Township		Range		Meridian	Sec	¼ ¼		Lot	DLC	Location
13	S	12	E	W.M.	16	NW	SE			Crater Loop Road Well 3 – 2550 feet North and 2100 feet West from the SE Corner of Section 16.

4. Notice of the application for permit amendment was published pursuant to ORS 540.520(5). No comments were filed in response to the notice.
5. The change would not result in injury to other water rights.
6. The change does not enlarge the permit.
7. The change does not alter any other terms of the permit.
8. Approval of this permit amendment does not grant the permittee permission to trespass on lands not owned by the permittee.

Conclusion of Law

The change in point of appropriation of Well 3 proposed by Permit Amendment Application T-9663 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The change and subsequent use of water shall be subject to the following conditions:

1. The quantity of water diverted at the new point of appropriation (well) shall not exceed the maximum rate and duty allowed for Well 3 under Permit G-11376.
2. Prior to water use from the proposed point of appropriation, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order. The permittee shall keep a complete record of ground water withdrawn.
3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. All other terms and conditions of Permit G11376 remain the same.
5. Permit G-11376, in the name of Crooked River Ranch Water Company, is amended as described herein.

Dated at Salem, Oregon this 20th day of September 2004.



FOL Phillip C. Ward,
Acting Director

Oregon Water Resources Department
Water Rights Division



Water Rights Application
Number G-12579

**Final Order Incorporating Stipulation and Agreement
Extension of Time for Permit Number G-11376
(modified by Permit Amendments T-7828 and T-9663)**

Legal Right

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file for judicial review, or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

The Department issued Permit G-11376 on November 18, 1991, and was modified by Permit Amendments T-7828 and T-9663 on October 30, 1997 and September 28, 2004, respectively. The permit called for completion of construction by October 1, 1993, and complete application of water to beneficial use by October 1, 1994. On January 12, 2009, Crooked River Ranch submitted an application to the Department for an extension of time for Permit G-11376 (modified by Permit Amendments T-7828 and T-9663). In accordance with OAR 690-315-0050(2), on October 13, 2009, the Department issued a Proposed Final Order (PFO) proposing to extend the time to complete construction and apply water to full beneficial use to October 1, 2028. The protest period closed November 27, 2009, in accordance with OAR 690-315-0060(1). A protest was timely filed by the Crooked River Ranch Club and Maintenance Association.

The attached Stipulation and Agreement is hereby incorporated into this Final Order as if set forth fully herein. Except as expressly stated herein, the Department adopts and incorporates by reference the Proposed Final Order dated October 13, 2009.

As per the terms of the Stipulation and Agreement, paragraphs 2, 6, 7, 8, 12, 13, 14, 15, 16, 17, 18, 24, 29, 30 and 34 of the *Findings of Fact* of the Proposed Final order are modified as follows:

- a. Paragraph 2 shall be revised as follows:

On October 30, 1997 the Department approved Permit Amendment T-7828 (Special Order Final Order Permit G-11376

Volume 51, Page 1235) authorizing an additional point of appropriation (CRRW Co. Well 1, formerly CRRW Co. Well 4). On September 20, 2004 the Department approved Permit Amendment T-9663 (Special Order Volume 61, page 532) moving the Point of Appropriation from Association Well 3 near the Golf Maintenance Shop to Crater Loop Rd, located 2550 ft North and 2100 ft West from the SE Corner of Section 16 (CRRW Co. Well 3).

b. Paragraph 6 shall be revised as follows:

An "Application for Extension of Time" was submitted to the Department on January 12, 2009, requesting the time to complete construction of the Water Company's water system and apply water to full beneficial use under the terms and conditions of Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) be extended from October 1, 2008 to October 1, 2028.

c. Paragraph 7 shall be revised as follows:

Notification of the Application for Extension of Time for Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) was published in the Department's Public Notice dated April 14, 2009. Public comments were received regarding the extension application from Peter Mohr on behalf of the Association under a letter dated May 14, 2009.

d. Paragraph 8 shall be revised as follows:

On January 12, 2009, the Department received a completed application for extension of time and the fee specified in ORS 536.050.

e. Paragraph 12 shall be revised as follows:

A total of 5.0 cfs of water is authorized under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) from CRRW Co. Well 1 (formerly CRRW Co. Well 4; Well ID JEFF 888), CRRW Co. Well 2 (Well ID JEFF 888 & JEFF 50662), and CRRW Co. Well 3.

f. Paragraph 13 shall be revised as follows:

The Crooked River Ranch Water Company has not yet made beneficial use of 1.25 cfs of water under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663).

g. Paragraph 14 shall be revised as follows:

As of January 12, 2009, Crooked River Ranch Water Company utilized a peak demand of 3.75 cfs of water from Permit G-11376 (modified by Permit Amendment T-7828 and T-9663).

h. Paragraphs 15, 16, 17, 18, 29 and 30 shall be revised to the extent that the terms "Water Company" shall be inserted immediately after all references to "Crooked River Ranch."

i. Paragraph 24 shall be revised as follows:

Since the issuance of Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) on November 18, 1991, approximately 3.75 cfs of the 5.0 cfs allowed has been appropriated from CRRW Co. Well 1 (formerly CRRW Co. Well 4, Well ID JEFF 886) CRRW Co. Well 2 (Well ID JEFF 888 & JEFF 90662), and Association Well 3 for beneficial quasi-municipal purposes under the terms of this permit.

j. Paragraph 34 shall be revised as follows:

According to Crooked River Ranch Water Company, delay of development under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) is due in part to civil litigation which temporarily encumbered the company's operations."

As agreed to in item B.4., page 2 of the Stipulation and Agreement, except as provided under the Stipulation and Agreement, all other and remaining terms and conditions of the PFO shall remain in any final order and therefore govern any approval issued by the Department.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

CONDITIONS

1. Development Limitations

Appropriation of any water beyond 3.75 cfs under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within three years of an approved extension application. Use of water under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this Final Order for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the requirements of this order may also meet the WMCP submittal requirements of other Department orders.

Order

The extension of time for Application G-12579, Permit G-11376 (modified by Permit Amendments T-7828 and T-9563), therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended to October 1, 2028. The deadline for applying water to full beneficial use is extended to October 1, 2028.

DATED: November 30, 2011



Dwight French, Administrator of
Water Rights and Adjudications
for
Phillip C. Ward, Director

If you have any questions about statements contained in this document, please contact
Ann Reece at (503) 986-0827.

If you have other questions about the Department or any of its programs, please contact our
Water Resources Customer Service Group at (503) 986-0900

NOV 28 2011

BEFORE THE OREGON WATER
RESOURCES DEPARTMENTWATER RESOURCES DEPT
SALEM, OREGON

In the Matter of the Application for an Extension of Time for Permit G-11376 (modified by Permit Amendments T-7828 T-9663), Water Right Application G-12579, In the name of Crooked River Ranch Water Company

STIPULATION AND
AGREEMENT

The Oregon Department of Water Resources (the "Department"), applicant the Crooked River Ranch Water Company (the "Water Company"), and protestant the Crooked River Ranch Club and Maintenance Association (the "Association") (collectively, the "Parties") do hereby stipulate and agree as follows:

A. Stipulation

1. On August 23, 2010, the Circuit Court in and for Jefferson County entered a Limited Judgment in Case No. 09-CV-0049 (the "Limited Judgment") determining that: (a) the Water Company, owner of Permit G-11376 as modified, was never dissolved as a matter of law; (b) the Crooked River Ranch Water Cooperative was not an entity validly formed as an entity separate and distinct from the Water Company; and (c) the Water Company shall "resume carrying on its activities as if dissolution had never occurred," a copy of which judgment is attached hereto and incorporated herein as Exhibit A.

2. Following entry of the Circuit Court's Limited Judgment, and having never been subject to corporate dissolution, the Water Company was administratively reinstated as an operating entity under its amended annual report filed with the Oregon Secretary of State's Office on November 18, 2010.

3. At the time the application for extension (the "Application") was filed, the Water Company assets included, and still include as of the effective date of this Stipulation and Agreement (the "Agreement"), Permit G-11376 as modified and any and all water subject to withdrawal under such permit.

4. The Water Company is a lawfully organized entity and has at all times possessed all right, title and interest in and to the Application as a matter of law.

5. Any act of the Crooked River Ranch Water Cooperative with respect to the Application was performed in its capacity as the agent for the Water Company.

B. Agreement

The Parties stipulate and agree to the following:

1. Any issues timely raised by the Association under its protest to the Proposed Final Order issued on October 13, 2009 (the "PFO") regarding the Crooked River Ranch Water Cooperative's alleged ownership in the Water Company's Permit G-11376 and the then-pending Application are resolved and satisfied on the terms and conditions described in this Agreement.

2. Any alleged assignments of interests maintained within the Department's records and which are purportedly executed by the Water Company to benefit Crooked River Ranch Water Cooperative were and are invalid as a matter of law and shall not be considered of any force or effect regarding any issue or matter within the Department's jurisdiction including, but not limited to, the approval of this Application.

3. Based on the Court's determination in its opinion and order resulting in the Limited Judgment, the Water Company shall be deemed to have submitted the Application, and any act of the Crooked River Ranch Water Cooperative regarding the Application shall be deemed to have been performed on behalf of the Water Company.

4. Except as provided under this Agreement, all other and remaining terms and conditions of the PFO shall remain in any final order and therefore govern any approval issued by the Department.

5. The final order granting the Water Company's Application shall contain revisions to paragraphs 2, 6, 7, 8, 12, 13, 14, 15, 16, 17, 18, 24, 29, 30 and 34 of the *Findings of Fact* of the PFO as follows:

a. Paragraph 2 shall be revised as follows:

On October 30, 1997 the Department approved Permit Amendment T-7828 (Special Order Volume 51, Page 1233) authorizing an additional point of appropriation (CRRW Co. Well 1, formerly CRRW Co. Well 4). On September 20, 2004 the Department approved Permit Amendment T-9663 (Special Order Volume 61, page 532) moving the Point of Appropriation from Association Well 3 near the Golf Maintenance Shop to Carter Loop Rd. located 2550 ft North and 2100 ft West from the SE Corner of Section 16 (CRRW Co. Well 3).

b. Paragraph 6 shall be revised as follows:

An "Application for Extension of Time" was submitted to the Department on January 12, 2009, requesting the time to complete construction of the Water Company's water system and apply water to full beneficial use under the terms and conditions of Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) be extended from October 1, 2008 to October 1, 2028.

c. Paragraph 7 shall be revised as follows:

Notification of the Application for Extension of Time for Permit G-11376 (modified by

Permit Amendments T-7828 and T-9663) was published in the Department's Public Notice dated April 14, 2009. Public comments were received regarding the extension application from Peter Mohr on behalf of the Association under a letter dated May 14, 2009.

d. Paragraph 8 shall be revised as follows:

On January 12, 2009, the Department received a completed application for extension of time and the fee specified in ORS 536.050.

e. Paragraph 12 shall be revised as follows:

A total of 5.0 cfs of water is authorized under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) from CRRW Co. Well 1 (formerly CRRW Co. Well 4; Well ID JEFF 888), CRRW Co. Well 2 (Well ID JEFF 888 & JEFF 50662), and CRRW Co. Well 3.

f. Paragraph 13 shall be revised as follows:

The Crooked River Ranch Water Company has not yet made beneficial use of 1.25 cfs of water under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663).

g. Paragraph 14 shall be revised as follows:

As of January 12, 2009, Crooked River Ranch Water Company utilized a peak demand of 3.75 cfs of water from Permit G-11376 (modified by Permit Amendment T-7828 and T-9663).

h. Paragraphs 15, 16, 17, 18, 29 and 30 shall be revised to the extent that the terms "Water Company" shall be inserted immediately after all references to "Crooked River Ranch."

i. Paragraph 24 shall be revised as follows:

Since the issuance of Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) on November 18, 1991, approximately 3.75 cfs of the 5.0 cfs allowed has been appropriated from CRRW Co. Well 1 (formerly CRRW Co. Well 4; Well ID JEFF 888) CRRW Co. Well 2 (Well ID JEFF 888 & JEFF 50662), and Association Well 3 for beneficial quasi-municipal purposes under the terms of this permit.

j. Paragraph 34 shall be revised as follows:

According to Crooked River Ranch Water Company, delay of development under Permit G-11376 (modified by Permit Amendments T-7828 and T-9663) is due in part to civil litigation which temporarily encumbered the company's operations.

6. Each party represents, warrants, and agrees that the person who has executed this Agreement on its behalf has the full right and authority to enter into this Agreement on behalf of that party and bind that party to the terms of the Agreement.

7. This Agreement is binding on the Parties hereto and their respective successors, legal representatives, assigns, or any other person(s) claiming a right or interest through the Parties.

8. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original and all of which shall constitute one agreement, binding on the Parties. Delivery of an executed signature page to this Agreement by facsimile transmission is effective as delivery of an original signed counterpart of this Agreement.

9. The Parties agree that this Agreement has been reached in good faith negotiations for the purpose of resolving legal disputes. The Parties agree that neither offers or compromises made in the course of these negotiations nor any of the terms and conditions contained herein shall be construed as admissions against interest.

10. This Stipulation and Agreement is effective as of the date of the last signature hereto.

OREGON WATER RESOURCES DEPARTMENT

By: 
Dwight Fortna, Water Right Services
Administrator, for Phillip C. Ward, Director
Oregon Water Resources Department

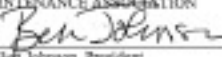
11-8-11
Date

CROOKED RIVER RANCH WATER COMPANY

By: 
Dennis Kirk, President

11-21-11
Date

CROOKED RIVER RANCH CLUB AND
MAINTENANCE ASSOCIATION

By: 
Ben Johnson, President

11-21-11
Date

03402000000001166251

FILED
JEFFERSON COUNTY
JUN 23 PM 2:46
Salem, Oregon

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF JEFFERSON

Case No. 89CV0049

CHARLES NICHOLS, PETER NEUFELD,
LAURENCE ROSSINS, RICHARD
CARNER, DENNIS KIRK, HAROLD LEE,
JIMMY QUIBICOIN, KEITH BUCKLEY,
ROBERT RANDIS, BARBARA ROBERTS,
CHARLIE VAWTER, PENNY PIAZZA,
MARY ANN CROSSLEY, SHELDON
LOSTER, GEORGE BENTLEY, WILBUR
DUMPEE, STAN KIRK, JAMES
MACAWLSTY, DALTON CLARK, MIKE
DRUMM, DON BLACK, JACK C.
DEWING, KEVIN SMITH, KAREN
SENIZER and RONALD MEISNER,

Plaintiffs,

v.

CROOKED RIVER RANCH WATER
COMPANY, an Oregon non-profit
corporation; CROOKED RIVER RANCH
WATER COOPERATIVE, an Oregon
cooperative; RICHARD A. KEEN JR.,
RANDOLPH M. SCOTT, BRIAN A.
ELLIOTT, and RICHARD J. MILLER, in
their capacity as board members of the
Crooked River Ranch Water Company and the
Crooked River Ranch Water Cooperative;
JOHN COMBS, in his capacity as a board
member of the Crooked River Ranch Water
Company; JAMES H. ROOKS, in his capacity
as general manager of the Crooked River
Ranch Water Company and as a board
member of the CROOKED RIVER RANCH
WATER COOPERATIVE; and the OREGON
PUBLIC UTILITY COMMISSION, an
administrative agency of the State of Oregon

Defendants.

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WATER RESOURCES DEPT
SALEM, OREGON

1 STATE OF OREGON, by and through John
2 B. Kruger, Attorney General,

3 Intervenor-Plaintiff

4 v.

5 CROOKED RIVER RANCH WATER
6 COMPANY, an Oregon non-profit
7 corporation; CROOKED RIVER RANCH
8 WATER COOPERATIVE, an Oregon
9 cooperative; RICHARD A. KEEN JR.,
10 RANDOLPH M. SCOTT, BRIAN A.
11 ELLIOTT, RICHARD J. MILLER, JOHN
12 COMBS, and JAMES H. ROOKS,

13 Defendants.

Case No. 89CV0049

LIMITED JUDGMENT

14 The Parties, below, stipulate and agree, and the Court finds:

15 A. The Parties stipulating to this limited judgment are:

16 1. Charles Nichols; Peter Neufeld; Laurence Robbins; Richard Carner; Dennis Kirk;
17 Harold Lee; Penny Quisenberry; Keith Bunkley; Robert Raulin; Barbara Roberts; Charles Vawter;
18 Penny Frazee; Mary Jo Crossley; Sherida Loster; George Bentley; Wilbur Duffee; Stan Kirk;
19 James McCawley; Dalton Clark; Mike Drumm; Don Block; Jack C. Dowling; Kevin Smith;
20 Karen Stalmer; and Ronald Melnar ("Plaintiffs");

21 2. Crooked River Ranch Water Company, an Oregon non-profit corporation;
22 Crooked River Ranch Water Cooperative, an Oregon cooperative; Richard A. Keen, Jr.,
23 Randolph Scott, Brian A. Elliott, and Richard J. Miller, in their capacity as board members of the
24 Crooked River Ranch Water Company and the Crooked River Ranch Water Cooperative; John
25 Combs, in his capacity as a board member of the Crooked River Ranch Water Company;
26 James H. Rooks, in his capacity as general manager of the Crooked River Ranch Water
Company and as a board member of the Crooked River Ranch Water Cooperative;
("Defendants"); and

3. The State of Oregon, by and through John R. Kroger, Attorney General
("Intervenor").

B. All Parties stipulating to this judgment are parties to this case filed in Jefferson County
Circuit Court captioned Nishole, et al. v. Crooked River Ranch Water Company, et al., and State
of Oregon, by and through John R. Kroger, Attorney General v. Crooked River Ranch Company
et al., case number 09CV-0049 (the "Litigation").

C. This limited judgment resolves the First, Second, Third and Fourth Claims for Relief in
plaintiffs' Second Amended Complaint and all of the Intervenor's claims for relief with respect
to the dissolution of Crooked River Ranch Water Company, but fewer than all of the claims or
parties; there is no just reason for delay of entry of a limited judgment.

D. In a letter opinion dated July 13, 2010, a copy of which is attached as Exhibit A, and the
findings in which are incorporated by this reference, the Court, Honorable Gary Williams,
concluded that Crooked River Ranch Water Company's dissolution and reorganization as a
corporate was invalid.

E. The parties, above, have reached a Settlement Agreement, a copy of which is attached as
Exhibit B.

F. That good cause exists to set aside the dissolution of Crooked River Ranch Water
Company; to adopt the Settlement Agreement and order the parties, above, to comply with it; to
provide that the court will retain jurisdiction pending full performance of the Settlement
Agreement; and, to provide that upon the court finding the Settlement Agreement has been
performed, that the court will dismiss all remaining claims (all claims except the setting aside of
the dissolution) with prejudice and without costs to any Party, now, therefore.

IT IS ORDERED AND ADJUDGED

1. The dissolution of Crooked River Ranch Water Company, filed with the Secretary
of State on July 5, 2006 is set aside and said corporation shall resume carrying on its activities as
if dissolution had never occurred.

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2. The Parties' Settlement Agreement is approved and adopted and the Parties are ordered to comply with it.

3. Crooked River Ranch Water Company will engage in no activities outside the ordinary course of business until the vote described in the Parties' Settlement Agreement occurs and any new Board members are installed. Specifically:

a. Crooked River Ranch Water Company will not dispose of assets other than in the ordinary course of business;

b. Crooked River Ranch Water Company will not enter into any contracts with a term of more than 90 days, and will not enter into any contract or amend any existing contract with any other Defendant without approval of the court;

c. Crooked River Ranch Water Company will not appoint new directors;

d. Crooked River Ranch Water Company will not change its bylaws;

e. Following execution of this Agreement, Crooked River Ranch Water Company will not represent to the IRS that it has converted to a cooperative under ORS Chapter 62, but may continue to claim tax exempt status under IRC 501(c)(12) for mutual benefit or cooperative organizations; and

f. Crooked River Ranch Water Company will not settle any other litigation without court approval and an opportunity for input by the Attorney General.

4. The Court will retain jurisdiction pending full performance of the Settlement Agreement and may enter such further orders as needed to enforce the agreement or provide appropriate relief if the agreement cannot be enforced;

OR

OR

OR

OR

OR

OR

Jefferson County Circuit Court
75 SE "O" Street, Suite C
Madras, OR 97541-7794
www.ojclatake.com/orcl
541-478-3817
Reply to C-1



Cook County Circuit Court
380 SE 2nd St.
Ovula, OR 97794-1998
www.ojclatake.com/orcl
541-447-6841
Reply to C-2

David J. Adams
Circuit Court Judge

George W. Nelson
Presiding Judge

Gary Lee Williams
Circuit Court Judge

Twenty-Second Judicial District

July 13, 2010

Albert C. Deppenbrook
Dept. of Justice
1162 Court St. NE
Salem, OR 97301

Timothy R. Gasser
Attorney at Law
305 SE Fifth St.
Madras, OR 97741

Tammy A. Brooks
Cable Sharon Benedict Haugraen & Lloyd LLP
1001 SW Fifth Ave., Suite 2000
Portland, OR 97204

C. Robert Starlinger
Hamm Long Gary Radcliff P.C.
1901 SW Fifth Ave., 15th Floor
Portland, OR 97204

Re: Charles Nichols et al v. Crooked River Ranch Water Company, et al
State of Oregon v. Crooked River Ranch Water Company, et al
Jefferson Co. Circuit Court Case No. 09CV0049

Opinion:

This matter came before the court on Intervenor/Plaintiff's motion for summary judgment. It was filed on March 11, 2010. Defendants filed a response to the motion for summary judgment, and as part of the same document, filed a cross-motion for summary judgment. All parties filed responses, or joined in other parties' responses and replies.

Considerable time was spent arguing various aspects of the motion for summary judgment and defendants' cross-motion for summary judgment. Even though the parties presented what they believed to be the threshold issue, that is the validity of the purported dissolution, I allowed argument on all claims and cross-claims for appellate purposes and to allow me to take all information and all undisputed facts into account before making a decision on these issues.

In the motion for summary judgment itself, some of the points (which are labeled POINTS - FACTS AND AUTHORITIES) are not specific claims for summary judgment, but are essentially background information, supported by the materials support for Intervenor/Plaintiff's position that there was not a lawful, valid dissolution. For example, points 1, 2, 3, 9, 10, 11, 19, 20 and 21 probably fall into this category. Points 12, 13, 14, 15, 16, 17 and

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5. Upon the Court finding that the Settlement Agreement has been performed, that the Court will dismiss all remaining claims (if) claims except those resolved by this limited judgment as referenced in Finding "C," above), with prejudice and without costs to any Party.

DATED this 23rd day of August, 2010.


Honorable Mary Lea Williams
Circuit Court Judge

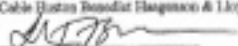
So Subscribed:

Glenn, Shon, Bender & Chasew, LLP


Timothy R. Chasew OSD 813996
Attorneys for Defendants

Dated: 8/23/10

Cable Huston Benedict Hagenson & Lloyd LLP


Tommy A. Brooks OSD 876871
Attorneys for Plaintiffs

Dated: 8-18-2010

JOHN R. KROGER, Attorney General, Intervenor


Albert C. Lapadula, OSD 780150
Assistant Attorney General

Dated: August 16, 2010

WJL:GML:JRC

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SALEM, OREGON

18 are inappropriate for summary judgment resolution, because they all involve disputed issues of material fact.

However, there are factual issues which are not disputed, and lend themselves to summary judgment in this case.

Based on undisputed fact in the record before me, I find that the dissolution of the Crooked River Ranch Water Company and the creation of the Crooked River Ranch Water Cooperative was invalid.

It is agreed that there was no dissolution of the water system itself. Defendants argue that only the legal-entity, Crooked River Ranch Water Company, was dissolved. However, there was no change of board members at the time of the dissolution. The tax identification number did not change. There was no forfeiture of member equity upon dissolution and conversion to the cooperative. There was no notice to the membership of the former company. There was no vote submitted to the membership regarding dissolution. The board of directors continued to operate the cooperative in the same way it had previously operated the former company. No assets were transferred to the cooperative. The cooperative does not have its own financial records, but rather has continued the books of the former company. James Kookis, in deposition said, "We really didn't dissolve anything. We just changed the name... nothing changed." The paid staff of the cooperative is the same as under the former company. I conclude that a valid dissolution did not take place.

There has been significant question regarding the validity of the election and/or appointment and service of several board members. Even if members of the board of directors were validly elected or appointed, they had no authority to dissolve the former company by resolution and to form a new company, under their control, without member equity. Because it eliminates members' equity, it would risk a loss of tax exemption or tax exempt status that the company was established for. It also violates the company's articles of incorporation as amended in 1991. The assets are owned by members, and no one has authority to transfer the members' equity to a new company or to another entity without a vote of the membership. ORS 65.441

I also conclude that the dissolution document (the resolution by the board on June 29, 2006) did not constitute a valid dissolution. The resolution did not transfer assets to anyone and the cooperative was not established at that time. The terms of the resolution violates the company's articles of incorporation by forfeiting members' equity. All assets of the company belong to the members, based on the 1991 Articles of Amendment, amending the articles of incorporation. Because the 2001 Articles of Amendment were never filed with the Secretary of State, they are not valid or effective. ORS 65.447. Directors have no authority to take actions that violate the company's articles of incorporation.

If the dissolution was valid the articles of incorporation provide that upon dissolution, the company shall distribute its assets to its members. That was not done in this case. In fact, the

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3101 1ST AVE, S.W.

Exhibit A
Page 2 of 3

July 13, 2010

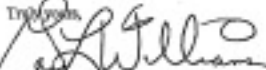
Letter to Counsel - Nichols v. Crooked River Ranch Water Co., et al

assets were taken from the members and purportedly transferred to a cooperative, which is a separate legal entity.

The act of company dissolution certainly does not qualify as ordinary or regular business of the corporation; rather it is an extraordinary decision. The board had no authority to take that action. Such an action requires the vote of the members. See Official Commentary to the Revised Oregon Not-For-Profit Corporation Act, ORS Chapter 65. When articles of incorporation and bylaws are silent on whether members have the right to vote for dissolution, members have such a right.

The motion for summary judgment as to the validity of the dissolution is granted, for reasons stated above. Defendants' cross motion for summary judgment is denied. I am not asking any of the parties to prepare a proposed order until our telephonic conference takes place next week.

Truly yours,



Gary L. Williams
Circuit Court Judge

GLWB

SETTLEMENT AGREEMENT

Recitals

A. The Parties to this agreement are:

1. Charles Nichols; Peter Neufeld; Lawrence Robbins; Richard Canner; Dennis Kik; Harold Lee; Jimmy Quirkson; Keith Buckley; Robert Handie; Barbara Roberts; Charles Vetter; Penny Hazzan; Mary Jo Crossley; Sheridan Luster; George Bentley; Wilbur Duffee; Stas Kiki; James McCawley; Dalton Clark; Mike Drumm; Don Block; Jack C. Doving; Kevin Smith; Karen Stinson; and Ronald Meisner ("Plaintiffs");
2. Crooked River Ranch Water Company, an Oregon non-profit corporation; Crooked River Ranch Water Cooperative, an Oregon cooperative; Richard A. Koon, Jr., Randolph Scott, Brian A. Elliott, and Richard J. Miller, in their capacity as board members of the Crooked River Ranch Water Company and the Crooked River Ranch Water Cooperative; John Conibe, in his capacity as a board member of the Crooked River Ranch Water Company; James H. Kooka, in his capacity as general manager of the Crooked River Ranch Water Company and as a board member of the Crooked River Ranch Water Cooperative ("Defendants"); and
3. The State of Oregon, by and through John R. Kroger, Attorney General ("Intervenor").

B. All Parties to this agreement are parties to litigation filed in Jefferson County Circuit Court captioned *Nichols, et al. v. Crooked River Ranch Water Company, et al.*, and *State of Oregon, by and through John R. Kroger, Attorney General v. Crooked River Ranch Company et al.*, case number DSCV-0049 (the "Litigation").

C. Crooked River Ranch Water Company ("CRRWC") is an Oregon nonprofit organization created for the purpose of owning, operating and maintaining the water system for Crooked River Ranch. In 2006, the Oregon Public Utility Commission ("PUC") gave notice to CRRWC that it would take action on petitions filed with the PUC pursuant to ORS 797.063 requesting that the PUC make an investigation to assert regulatory jurisdiction over CRRWC. In July 2006, the Board of Directors of CRRWC attempted to reorganize the company as a cooperative under Oregon Revised Statutes chapter 62. Proceedings relating to the PUC's investigation ensued before the PUC and the Oregon Court of Appeals. As of the date of this agreement, the matter of whether the PUC will assert regulatory jurisdiction over CRRWC is before the PUC, but no hearing is scheduled.

D. Plaintiffs and Intervenor allege in the Litigation that CRRWC's dissolution and reorganization as a cooperative was invalid. In a letter opinion dated July 13, 2010, Circuit Court Judge Gary Williams granted partial summary judgment in

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Settlement Agreement

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- E. favor of Plaintiffs and Intervenor upon concluding that the CRRWC's dissolution and reorganization as a cooperative was invalid.
- F. The Parties recognize that CRRWC has not been operated formally since its directors attempted to dissolve it in 2006. As the individuals who have operated the water system since 2006 under the name of the Crooked River Ranch Water Cooperative, the directors and general manager of the Crooked River Ranch Water Cooperative have approved this Agreement on behalf of both Crooked River Ranch Water Company and Crooked River Ranch Water Cooperative to the extent of their authority to do so, with the knowledge that it may become enforceable against Crooked River Ranch Water Company only upon its incorporation in a limited judgment entered by the court in the Litigation.
- G. The Parties agree to settle the Litigation on the following terms.

Agreement

- 1. The Recitals are incorporated by this reference as if fully stated herein.
- 2. The membership of CRRWC will vote on a Board of Directors that will serve CRRWC. The following rules will govern the election:
 - a. The election shall be administered by the Neutral who shall be a person agreed to by the Parties, or if the Parties do not agree, selected by the court in this case, after hearing the Parties. The Neutral's fee, if there is one, will be paid by CRRWC.
 - b. Any member of CRRWC, except employees of the company, can run for the Board of Directors.
 - c. Written ballots will be printed and mailed by CRRWC, at company expense and subject to oversight by the Neutral, Plaintiffs, and the Attorney General. Write-in candidates will be allowed. The return address on the envelopes mailed out, and address of the envelope to be mailed in, will be the Neutral's. Ballots will be received and counted by the Neutral. All Parties will have the right to review and comment on the proposed form of ballot, with any disputes resolved by the Neutral. All Parties will have the right to observe the process for receiving and counting ballots, with any challenges to the process resolved by the Neutral. Ballots will be date-stamped by the Neutral as they are received, and delivered to CRRWC when the election is concluded.
 - d. Any CRRWC member may challenge the results of the election by filing a challenge with the Neutral as soon as practicable after the matter challenged, but in all events, within four (4) business days after the results are announced by the Neutral. The Neutral will resolve all challenges.

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within fourteen (14) days after they are filed. The Neutral's decision is final, subject to appeal only for corruption, fraud or an evident material miscalculation. Such appeal will be to the court in this case.

- e. The election of directors will take place within sixty (90) days after the court approves this Agreement through entry of a limited judgment as provided in Paragraphs 9 and 10 below. The schedule for the election will be as follows unless modified by the Neutral:
 - i. The Neutral will complete the statement described in paragraph 2(g) below and deliver it to CRRWC no later than August 15, 2010, for inclusion in water bills mailed during the last two days in August.
 - ii. Candidates wishing to be included on the ballot must provide written notice of their candidacy to the Neutral no later than September 15, 2010, along with a photocopy-ready quarter-page statement for the voter's guide described in paragraph 2(f), below.
 - iii. The ballots and voter's guide will be mailed October 15, 2010.
 - iv. Completed ballots must be postmarked by October 30, 2010, to be counted.
- f. Five directors will be elected. Members may vote for up to five persons as directors, with the top five vote-getters elected.
- g. A statement by the Neutral identifying the purpose of the election, approved by the court after all Parties have an opportunity to be heard, will go out in water bills before the election. No other information will be included with water bills outside the normal course of business until after the outcome of the election has been finalized by the Neutral. The Parties will be given the opportunity to review any information to be included with water bills prior to the election of directors, and any disputes regarding the contents of such information will be resolved by the Neutral.
- h. Any event that is organized for the purpose of inviting members of CRRWC to meet and to learn about more than two candidates for the Board of Directors, and that is held in a location that is normally open to the public, will be open to all CRRWC members and all candidates for the Board of Directors.
- i. The ballots will be mailed at CRRWC expense and accompanied by a voter's guide containing the statement made by any candidate submitting a statement pursuant to paragraph 2(e). Each candidate will be allowed a quarter page (1/4 of an 8.5" by 11" sheet of paper) for their statement,

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except that the Neutral may authorize one-third of a page per candidate if twelve or fewer candidates register for the election.

- j. No candidate may represent themselves as "incumbent" or otherwise as a current member of the CRRWC Board of Directors, but any candidate may refer to their service as a member of the "Crooked River Ranch Water Company" Board of Directors prior to June 29, 2006 and any candidate may refer to their service as a member of the "Crooked River Ranch Water Cooperative" Board of Directors after June 29, 2006, if applicable. Although the Parties recognize that disputes exist regarding the process by which certain members of the Board of Directors were appointed or elected to those positions (including the individual defendants in the Litigation), the Parties agree that those who have served in those positions may refer to their service as provided in this paragraph without violating this Agreement, the rules of the election provided for in this Agreement, or any judgment entered in the Litigation.
- k. Except as provided in this Agreement or for the purposes of carrying out CRRWC's obligations under this Agreement (including professional fees relating to the performance of and resolution of any dispute under this Agreement), no CRRWC funds or assets shall be used for campaigning of any kind or in relation to any act or conduct concerning the election.
- l. Defendants shall provide a current mailing list of members to candidates and to the Neutral, conditioned on the agreement of those who receive the list that they will not use the list for any purpose other than election-related activities or other official CRRWC business. No candidate may have access to or use CRRWC member phone numbers associated with customer accounts or otherwise held, stored or maintained by the company, and no person with access to such phone numbers may provide those numbers to any person.
1. CRRWC will engage in no activities outside the ordinary course of business until the vote occurs and any new Board members are installed. Specifically:

 - a. CRRWC will not dispose of assets other than in the ordinary course of business;
 - b. CRRWC will not enter into any contracts with a term of more than 30 days, and CRRWC will not enter into any contract or amend any existing contract with any other Defendant without approval of the court;
 - c. CRRWC will not appoint new directors;
 - d. CRRWC will not change its bylaws;

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WATER RESOURCES DEPT
SALEM, OREGONSettlement Agreement
Page 5 of 7

- a. Following execution of this Agreement, CRWVC will not represent to the IRS that it has converted to a cooperative under ORS Chapter 62, but may continue to claim tax exempt status under IRC 501(c)(12) for mutual benefit or cooperative organizations; and
 - f. CRWVC will not settle any other litigation without court approval and an opportunity for input by the Attorney General.
4. [This Paragraph 4 intentionally left blank.]
5. The elected directors will take office seven days following announcement of the election results if no challenge is made to the results of the election or immediately upon the resolution of all challenges if one or more challenges are made.
6. Within ninety (90) days after the newly elected Board of Directors takes office, the Board will decide whether to submit a plan for conversion to a cooperative to a vote of the membership. If the Board of Directors decides to submit a plan for conversion to the membership, the vote of the membership shall occur within four months after the Board decision. The process for any decision to convert CRWVC to a cooperative must be consistent with state law, CRWVC's Articles of Incorporation, and CRWVC's Bylaws.
7. Within ninety (90) days after the newly elected Board of Directors takes office, the Board will decide whether to grant a request by Plaintiffs that CRWVC reimburse them for their attorney fees in this action.
8. In order to stagger terms in the future, two directors will serve an initial term of one year, two directors will serve an initial term of two years and one director will serve an initial term of three years. Directors elected in subsequent elections will serve a term of three years unless the Bylaws are modified after the election to provide for a different term of office. The candidate who receives the most number of votes will serve the three-year term, the two candidates who receive the second- and third-highest number of votes will serve the two-year terms, and the two candidates who receive the fourth- and fifth-highest number of votes will serve the one-year terms. In the event two candidates receive the same number of votes and could qualify for one of two terms, the designation of terms for these two candidates will be determined by lot conducted by the Neutral.
9. The Parties will stipulate to a limited judgment:
- a. setting aside the dissolution of the Crooked River Ranch Water Company and incorporating the court's opinion letter;
 - b. adopting this Agreement and ordering the Parties to comply with it;

- e. providing that the court will retain jurisdiction pending full performance of this Agreement;
 - f. providing that upon the court finding the Agreement has been performed, that the court will dismiss all remaining claims (all claims except the setting aside of the dissolution) with prejudice and without costs to any Party.
10. This Agreement is contingent on the court's entry of the limited judgment described in paragraph 9 of this agreement.
11. CRWVC will obtain the name "Crooked River Ranch Water Company" from any person who holds rights to that name, either voluntarily or through an action commenced with the Oregon Secretary of State. Pending the outcome of any decision by the membership to convert to a cooperative, CRWVC will change the names on accounts and stationery to "Crooked River Ranch Water Company," halt any proceedings on its application to change the name associated with water rights, and transfer any assets held by or titled in the name of the cooperative to the Crooked River Ranch Water Company.
12. Each Party to this Agreement and their heirs, executors, partners, shareholders, trustees, owners and subsidiaries, administrators, assigns, insurers, agents, employees, attorneys and representatives, all in their individual and representative capacities, hereby releases each other Party to this agreement and their heirs, executors, partners, shareholders, trustees, owners and subsidiaries, administrators, assigns, insurers, agents, employees, attorneys and other representatives acting within the scope of their representation relating to the CRWVC, all in their individual and representative capacities, from any and all civil claims, demands, actions or causes of action, whether known or unknown, related to the claims for relief in the Litigation. Each Party acknowledges he, she or it may discover facts different from or in addition to the facts they now know or believe to be true with respect to the Litigation, but that it is the intention of the Parties to fully, finally, absolutely and forever settle any and all claims disputes and differences relating to the claims for relief in the Litigation. Discovery of additional facts shall not be grounds for further claims or litigation against a Party unless such facts were intentionally concealed by the Party in response to a lawful discovery request in the Litigation, the POC proceedings referenced in Recital C above, or a similar obligation imposed by statute or rule. Nothing herein releases any entity from any claim for any act or omission that occurs after this Agreement goes into effect or from any claim by any agency of the State of Oregon other than the Oregon Department of Justice.
13. The undersigned attorneys are authorized to execute this agreement on behalf of their clients. This agreement is binding on each of the Parties to this agreement as if signed by each of them individually.

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14. This Agreement may be executed in multiple counterparts, all of which shall constitute a single agreement and shall contain the entire agreement of the Parties. All prior negotiations, statements, or representations are superseded and displaced by this Agreement. Furthermore, fax or electronic signatures are to be construed as originals.

GLENN, STILES, REEDER & GARDNER, LLP

CARLE HUNTON BENEDECT HANGENEN &
LLOYD, LLP

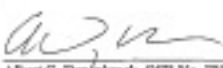

Timothy R. Gassner, OSB No. 023090
Attorneys for Defendants


Tommy A. Brooks, OSB No. 076071
Attorney for Plaintiffs

Dated: Oct 15, 2010

Dated: November 15, 2010

JOHN R. KROCKEN, Attorney General,
Insurance-Plaintiff


Albert C. Dupachuck, OSB No. 788350
Assistant Attorney General

Dated: 8/22, 2010

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SALEM, OREGON

EXHIBIT

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STATE OF OREGON
COUNTY OF JEFFERSON AND DESCHUTES
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CROOKED RIVER RANCH WATER COMPANY
P.O. BOX 879
CROOKED RIVER RANCH, OREGON 97760

503-548-8939

to use the waters of WELLS 2 & 3 in the CROOKED RIVER BASIN for QUASI-MUNICIPAL USE.

This permit is issued approving Application G-12579. The date of priority is JUNE 18, 1991. The use is limited to not more than 5.0 CUBIC FEET PER SECOND (CFS), BEING 2.5 CFS FROM EACH WELL, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

NW 1/4 NW 1/4, SW 1/4 SE 1/4, SECTION 24, T 13 S, R 12 E, W.M.; WELL 2 - 680 FEET SOUTH AND 780 FEET EAST FROM NW CORNER, SECTION 24, WELL 3 - 80 FEET NORTH AND 480 FEET EAST FROM S 1/4 CORNER, SECTION 24.

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

A description of the proposed place of use under this permit is as follows:

NW 1/4 NW 1/4
S 1/2 SW 1/4
SECTION 4
E 1/2 NE 1/4
SE 1/4 SW 1/4
SE 1/4
SECTION 5
NE 1/4
NE 1/4 NW 1/4
SECTION 8
NW 1/4 NW 1/4
S 1/2 NW 1/4
S 1/2
SECTION 9
S 1/2 NW 1/4
SW 1/4
S 1/2 SE 1/4
SECTION 10
SW 1/4 SW 1/4
SECTION 13
SW 1/4 NE 1/4
NW 1/4 NW 1/4
S 1/2 NW 1/4
S 1/2
SECTION 14
ALL
SECTION 15
ALL
SECTION 16
E 1/2 NE 1/4
E 1/2 SE 1/4
SECTION 17
N 1/2
SECTION 21

T-9663 APOA
V.61 p.532
T-7222 L.F.P.

N 1/2
 NW 1/4 SW 1/4
 N 1/2 SE 1/4
 SE 1/4 SE 1/4
 SECTION 22
 NE 1/4
 E 1/2 NW 1/4
 E 1/2 SW 1/4
 SE 1/4
 SECTION 23
 NW 1/4
 S 1/2
 SECTION 24
 ALL
 SECTION 25
 ALL
 SECTION 26
 E 1/2
 N 1/2 NW 1/4
 SE 1/4 NW 1/4
 NE 1/4 SW 1/4
 S 1/2 SW 1/4
 SECTION 27
 N 1/2 NE 1/4
 SW 1/4 NE 1/4
 NW 1/4
 E 1/2 SW 1/4
 SE 1/4
 SECTION 34
 ALL
 SECTION 35
 N 1/2 NE 1/4
 SW 1/4 NE 1/4
 W 1/2
 SE 1/4
 SECTION 36

TOWNSHIP 13 SOUTH, RANGE 12 EAST, W.M.

S 1/2 SW 1/4
 SW 1/4 SE 1/4
 SECTION 31

TOWNSHIP 13 SOUTH, RANGE 13 EAST, W.M.

N 1/2 NE 1/4
 N 1/2 NW 1/4
 SW 1/4 NW 1/4
 SECTION 1
 N 1/2 NE 1/4
 SE 1/4 NE 1/4
 W 1/2 SW 1/4
 SE 1/4 SW 1/4
 SECTION 2
 ALL
 SECTION 3
 NW 1/4 NW 1/4
 SECTION 11

TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

NW 1/4 NE 1/4
 N 1/2 NW 1/4
 SECTION 6

TOWNSHIP 14 SOUTH, RANGE 13 EAST, W.M.

Within one year from the date the Water Resources Commission adopts rules describing the schedules, standards and procedures for water conservation management plans by water suppliers, Crooked River Ranch Water Company shall submit a plan which is consistent with said rules.

Within one year of permit issuance, Crooked River Ranch Water Company shall prepare a plan/timetable for the Water Resources Commission which shall indicate the steps which the Water Company intends to pursue to obtain a long-term water supply.

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the wells at all times. When required by the department, the permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Actual construction work shall begin on or before November 18, 1992, and shall be completed on or before October 1, 1993. Complete application of the water shall be made on or before October 1, 1994.

B+C to 10-1-98
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.

This permit is for beneficial use of water without waste. The water user is advised that new regulations may require 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 use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued this date, NOVEMBER 18, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

CØ8

AMENDED by special order
v. 51 pg. 1235

STATE OF OREGON

COUNTY OF CROOK

ORDER APPROVING AN ADDITIONAL POINT OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-7828 submitted by

CROOKED RIVER RANCH WATER COMPANY
P.O. BOX 1388
CROOKED RIVER RANCH, OREGON 97760.

The permit to be modified is Permit G-11376 with a date of priority of JUNE 18, 1991. The permit allows the use of WELLS 2 AND 3, in the CROOKED RIVER BASIN, for QUASI-MUNICIPAL USE. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 5.0 CUBIC FOOT PER SECOND (CFS), BEING 2.5 CFS FROM EACH WELL, if available at the original wells; NW¼ NW¼, SW¼ SW¼, SECTION 24, T 13 S, R 12 E, W.M.; WELL 2 - 680 FEET SOUTH AND 780 FEET EAST FROM THE NW CORNER OF SECTION 24, WELL 3 - 80 FEET NORTH AND 480 FEET EAST FROM THE SW CORNER OF SECTION 24, or its equivalent in case of rotation, measured at the well.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

NW¼ NW¼
SW¼ SW¼
SECTION 4

SW¼ NW¼
SW¼ SW¼
SECTION 5

NW¼
NW¼ NW¼
SECTION 8

NW¼ NW¼
SW¼ NW¼
SECTION 9

SW¼
NW¼ SW¼
NW¼ SW¼
SW¼ SW¼
SECTION 22

NW¼
SW¼ NW¼
SW¼ SW¼
SECTION 23

NW¼
SW¼
SECTION 24

ALL
SECTION 25

SW NW¼
SW¼
SW SE¼
SECTION 10

SW¼ SW¼
SECTION 13

SW¼ NE¼
NW¼ NW¼
SW NW¼
SW
SECTION 14

ALL
SECTION 15

ALL
SECTION 16

EW NE¼
EW SE¼
SECTION 17

NW
SECTION 21

TOWNSHIP 13 SOUTH, RANGE 12 EAST, W.M.

SW SW¼
SW¼ SE¼
SECTION 11

TOWNSHIP 13 SOUTH, RANGE 13 EAST, W.M.

NW NE¼
NW NW¼
SW¼ NW¼
SECTION 1

NW NE¼
SE¼ NE¼
NW SW¼
SE¼ SW¼
SECTION 2

TOWNSHIP 14 SOUTH, RANGE 12 EAST, W.M.

ALL
SECTION 26

EW
SW NW¼
SE¼ NW¼
NE¼ SW¼
SW SW¼
SECTION 27

NW NE¼
SW¼ NE¼
NW¼
EW SW¼
SE¼
SECTION 34

ALL
SECTION 35

NW NE¼
SW¼ NE¼
NW
SE¼
SECTION 36

ALL
SECTION 3

NW¼ NW¼
SECTION 11

NW¼ NEW
NW¼ NW¼
SECTION 6

TOWNSHIP 14 SOUTH, RANGE 13 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes an additional point of appropriation to:

WELL 4 - NEW SW¼, SECTION 16, T 13 S, R 12 E, W.M.,
990 FEET SOUTH AND 680 FEET WEST FROM THE NW CORNER OF SECTION 16.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available from the original points of appropriation.
2. Water shall be acquired from the same aquifer as the original points of appropriation.
3. All other terms and conditions of the permit remain the same.

Permit G-11376, in the name of CROOKED RIVER RANCH WATER COMPANY is amended as described herein.

WITNESS the signature of the Water Resources Director,

OCT 30 1997
affixed_____.



Martha O. Fagel, Director



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

Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, CROOKED RIVER RANCH WATER COOPERATIVE

(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)

PO Box 2319 TERREBONE OR 97760-2319 541-923-1041
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # G-12579; Permit # G-11376; Transfer # _____
License # _____; GR Statement # _____; GR Certificate of Registration # _____

As filed in the office of the Water Resources Director, to:

CROOKED RIVER RANCH WATER COMPANY

(Name of New Owner)

PO Box 2319 TERREBONNE OR 97760-2319 541-923-1041
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 16 day of February, 20 11.

Applicant/Permit Holder

Applicant/Permit Holder

ASS/GW 2/28/2011
[Signature]

DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 2250
- For Director by Jerry Sauer, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$75.

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FEB 18 2011

WATER RESOURCES DEPT
SALEM, OREGON



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

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

February 28, 2011

Crooked River Ranch Water Company
P.O. Box 2319
Terrebonne, Oregon 97760-2319

Reference: Application G-12579, Permit G-11376

The assignment from Crooked River Ranch Water Cooperative to Crooked River Ranch Water Company has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 102302 covering the recording fee of \$75 is also enclosed.

Please review the permit to be familiar with the conditions and timelines contained in the permit. These conditions and timelines will have to be met before a Certificate of Water Right can be issued.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure: Receipt 102302

cc: Watermaster 11
Crooked River Ranch Water Cooperative
Data Center, OWRD (Complete Copy of Assignment Request)
Hydrographics
File



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

Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Crooked River Ranch Water Company

(Name of Applicant / Permit / Transfer Holder)

PO Box 2319 Terrebonne OR 97760 541-923-1041
(Mailing address) (City) (State) (Zip) (Phone #)

- ☒ ...hereby assign all my interest in and to application/permit/transfer;
- ☐ ...hereby assign all my interest in and to a portion of application/permit/transfer;
(You must include a map showing the portion of the application/permit to be assigned.)
- ☐ ...hereby assign a portion of my interest in and to the entire application/permit/transfer;

Application # G-12579, Permit # G-11376; Transfer # T-9663

-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

Crooked River Ranch Water Cooperative
(Name of New Owner)

WATER RESOURCES DEPT
SALEM, OREGON

PO Box 2319 Terrebonne OR 97760 541-923-1041
(Mailing address) (City) (State) (Zip) (Phone #)

NOTE: If there are other owners of the property described in this Application, Permit, Transfer or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 14th day of NOVEMBER, 2008.

Applicant/Permit holder [Signature]

Applicant/Permit holder [Signature]

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 95071
For Director by Jerry Sauer, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form must be submitted to the Department along with a recording fee of \$50.

RECEIVED

DEC 01 2008

ASSIGNED
12.2.2008
[Signature]



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

December 2, 2008

Crooked River Ranch Water Cooperative
P.O. Box 2319
Terrebonne, Oregon 97760

Reference: Application G-12579, Permit G-11376

The assignment from Crooked River Ranch Water Company to Crooked River Ranch Water Cooperative has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 95072 covering the recording fee of \$50 is also enclosed.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Sauter".

Jerry Sauter
Water Rights Program Analyst

Enclosure: Receipt 95072

cc: Watermaster 11
Data Center, OWRD (Complete Copy of Assignment Request)
Hydrographics
File

STATE OF OREGON
WATER SUPPLY WELL REPORT

(as required by ORS 521.700)

Instructions for completing this report are on the last page of this form

JEFF 50662
50662

WELL # 143340

(START CARD) # 121166

(1) OWNER: Well Number: 2
Name: Crooked River Ranch Water Company
Address: P.O. Box 1388
City: Crooked River Ranch State: OR Zip: 97766

(2) TYPE OF WORK:
☐ New Well ☐ Deepening ☒ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger
☐ Other

(4) PROPOSED USE:
☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☒ No Depth of Completed Well: 485 ft
Expenses used ☐ Yes ☒ No Type: Amount:

HOLE SEAL:
Diameter From To Material From To Amount
15.5 0 482 Not Disturbed

How was well plugged? Method ☐ A ☐ B
☒ Other Not Disturbed
Backfill placed from ft to ft Material
Gravel placed from ft to ft

(6) CASING/LINER:
Casing: Diameter From To Gauge Steel Plastic Welded Threaded
Loss: 14in +2.5 481 .280

Final location of slotted:
(7) PERFORATIONS/SCREENS:
☐ Perforations Method
☐ Screens Type Material

From To Slot size Number Diameter Tubing size Casing Liner
241 491 1/8 1500 14in pdc 241 491 1/8 3300 14in pdc

(8) WELL TESTS: Minimum testing time is 1 hour
☒ Pump ☐ Shaker ☐ Air ☐ Flowing Artesian

Yield/gal/min Drawdown Drill stem at Time
850 2 340 24 hr

Temperature of Water 48 Depth Artesian Flow found
Does a water analysis exist? ☒ Yes ☐ No to whom: Cully Labs
Did any whole container water not available for intended use? ☐ Yes ☒ No
☐ Turbidity ☐ Hardness ☐ Color ☐ Dissolved ☐ Other
Depth of struts:

(9) LOCATION OF WELL by legal description:
County: Jefferson Latitude Longitude
Township: 12N Range: 12E E or W of NW
Section: 28S SW 14 NW 14
Tie to: 2800 Lot Block Subdivision
Street Address of Well (or nearest address): 13848 SW Commercial Loop, Crooked River Ranch, OR

(10) STATIC WATER LEVEL:
282 ft below land surface Date: 6/28/2000
Artesian pressure: ft per square inch Date:

(11) WATER BEARING ZONES:
Depth at which water was first found

From	To	Estimated Flow Rate	SWL

(12) WELL LOG:
Ground elevation: 2540

Well was surveyed and found to have significant deflection zones beginning just below the existing surface seal. The records indicate that this well was originally drilled with a cable tool. Little the hole was fairly straight it had alignment problems that would prevent the placement of liner casing in the borehole without removing the crooked cones. The drill string was loaded up with two 20ft full bodied stabilizers and a 35.8" roller case hole opener bit. Reaming and straightening was necessary from top to bottom. The most significant deviation was from 325 ft to 380 ft. After making several passes with the drill string, casing placement occurred without event until the 400 ft level where we had to push on it from time to time to advance the casing to the borehole bottom. We believe there is a significant water bearing zone in the well bottom as we had very little in the way of material from reaming operations in the hole. Our determination is that there is live moving water in the bottom to carry drill cuttings away.

Date started: 6/21/2000 Completed: 6/28/2000

(Sealed) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to my best knowledge and belief.
WESTERN WATER DEVELOPMENT
P.O. Box 1670
Redmond, OR 97756
Signed: Date: WWC Number: 1385

(Sealed) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This appears true to the best of my knowledge and belief.
Signed: Robert Buckner Date: 7/21/2000
Robert Buckner

Crooked River Ranch Water Company
WELL #2 CONSTRUCTION DIAGRAM



STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.765)

JEFF
880
PAGE 1 of 2

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(START CARD) #65238

13S/12E/16da
pg. 1

(1) OWNER:

Well Number 4

Name Crooked River Ranch
Address PO Box 1388
City Crooked River Ranch State OR Zip 97760

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable
☐ Other

(4) PROPOSED USE:

☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☒ Yes ☐ No Depth of Completed Well 951 ft.
Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
20	0	16	Cement	0	30	35 sacks
18	16	762	7 Sack Slur	30	495	14 yards
13	762	882	Cement	495	520	50 sacks
12 1/2	882	951				

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E

☐ Other

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	14	+1	762	.375	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
Liner:					☐	☐	☐	☐
					☐	☐	☐	☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:

☒ Perforations Method Swift Factory Perf.
☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Telco/pipe size	Casing	Liner
640	760	1/2x2	5600	14		☒	☐
						☐	☐
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
890	N/A	951	1 hr.
750	2'	602	8 hr.
1400	8'	602	5 min.

Temperature of Water 54 Depth Artesian Flow Found _____

Was a water analysis done? ☐ Yes By whom _____

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____

Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Jefferson Latitude _____ Longitude _____
Township 13 S N or S. Range 12 E E or W. WM.
Section 16 NE 4 SE 4
Tax Lot 72 Lot # 7 Block _____ Subdivision _____
Street Address of Well (or nearest address) Cinder Road

(10) STATIC WATER LEVEL:

502 ft. below land surface. Date 5-26-93
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 504

From	To	Estimated Flow Rate	SWL
600	762	300	502
762	951	500	502

(12) WELL LOG:

Ground elevation _____

Material	From	To	SWL
Clay and large cobbles Br.	0	6	
Basalt fractured Grey	6	18	
Basalt hard Grey	18	28	
Basalt fractured Grey	28	33	
Basalt weathered Grey with clay soft yellowish brown	33	50	
Sandstone med. conglomerate	50		
Brown			
Sandstone	50		
Conglomerate		128	
Pumice	128	132	
Conglomerate	132	156	
Lava med. gry. rounded	156	208	
Basalt and gry. & brn. with fractures	208	216	
Basalt lavender hard	216	225	
Basalt gry. & brn. hard	225	260	
Basalt very hard	260	326	
Soft rock brn. weathered	326	345	
Sandstone conglomerate	345	425	
Basalt red hard	425	470	

cont. page 2

Date started _____ Completed _____

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed Bryan B. Stettin WWC Number 1358
Date 6-8-94

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

Signed Bryan B. Stettin WWC Number 1358
Date 6-8-94

Crooked River Ranch Water Co.
PO Box 1388
Crooked River Ranch, OR 97760

JEFF
488

13S/12E/24bbe
13S/12E/24bbe

Well #2
Community Supply

Application G-12579
Permit G-11376

480 V

Total Depth = 429 ft.
Completed Depth = 429 ft.
Date Drilled ?

GRR WELL LOG Jefferson County

WELL NO. 2
NOT TO SCALE

AUTO
TRANSFORM
START

1'-2' TOPSOIL
2'-4' GREY LIMESTONE
4'-28' MEDIUM HARD BLACK ROCK
28'-33' RAVELING RED ROCK
33'-39' SOFT BLACK ROCK
39'-48' HARDER BLACK ROCK
48'-56' SOFT RED ROCK
56'-61' HARDER BLACK ROCK
61'-69' BLACK ROCK, CREVICES
69'-78' HARDER BLACK ROCK
78'-83' HARD GREY ROCK

83'-119' MEDIUM HARD BLACK ROCK

119'-187' GREY SANDSTONE WITH BOULDERS

187'-193' SOFT YELLOW ROCK

193'-206' SOFT POROUS BLACK ROCK

206'-224' CEMENTED GRAVEL

224'-229' YELLOW SAND, CLAY & GRAVEL

229'-242' MEDIUM HARD BROWN ROCK

242'-244' SOFT RED ROCK

244'-262' MEDIUM HARD BROWN ROCK

262'-265' SOFT YELLOW ROCK

265'-276' FAIRLY SOFT GREY ROCK

276'-308' HARD GREY ROCK

308'-312' SOFT GREY ROCK

312'-316' HARD GREY ROCK

316'-323' SOFTER GREY ROCK

323'-326' SOFT POROUS BLACK ROCK

326'-338' MEDIUM HARD GREY ROCK

338'-341' HARDER GREY ROCK

341'-347' SOFT BLACK ROCK

347'-353' HARD BLACK ROCK

353'-357' SOFT POROUS BLACK ROCK - WATER

357'-361' SOFT GREY ROCK CREVICES

* Data from water right application file G-12579.
Well located by USGS in 1994 as part of Middle
Deschutes Groundwater study.

Karl C. Wozniak

83'-119' MEDIUM HARD BLACK ROCK →

119'-187' GREY SANDSTONE WITH BOULDERS →

187'-193' SOFT YELLOW ROCK →

193'-206' SOFT POROUS BLACK ROCK →

206'-224' CEMENTED GRAVEL →

224'-229' YELLOW SAND, CLAY & GRAVEL →

229'-242' MEDIUM HARD BROWN ROCK →

242'-244' SOFT RED ROCK →

244'-262' MEDIUM HARD BROWN ROCK →

262'-265' SOFT YELLOW ROCK →

265'-276' FAIRLY SOFT GREY ROCK →

276'-308' HARD GREY ROCK →

308'-312' SOFT GREY ROCK →

312'-316' HARD GREY ROCK →

316'-323' SOFTER GREY ROCK →

323'-326' SOFT POROUS BLACK ROCK →

326'-338' MEDIUM HARD GREY ROCK →

338'-341' HARDER GREY ROCK →

341'-347' SOFT BLACK ROCK →

347'-353' HARD BLACK ROCK →

353'-357' SOFT POROUS BLACK ROCK - WATER →

357'-381' SOFT GREY ROCK, CREVICES →

381'-406' SOFT BROWN POROUS ROCK,
CARRYING WATER →

406'-412' MEDIUM HARD GREY ROCK →

412'-413' VERY HARD GREY ROCK →

NOTES

1. REMOVE EXISTING 2" CONCRETE SLAB. INSTALL 6" CONCRETE SLAB WITH WIRE MESH REINFORCING.
2. EXTEND 16" Ø CASING 18" TO 21" TO PROVIDE 2" FROM TOP OF CASING FINISHED FLOOR SLAB, FULL DEPTH WELD.
3. INSTALL 2" Ø WELL VENT WITH SCREENED RETURN BEND. WELD 2" Ø PIPE TO PLACEMENT OF NEW CONCRETE SUPPORT.
4. INSTALL AIR LINE TO 320 FT. LEVEL. MOUNT DEPTH GAGE (READING IN FT. CF).
5. DRILL EXISTING CONC. SUPPORT & SET 8-3/4" x 12" STL. DOWELS WITH EPOXY.
6. INSTALL 3" STL. RETURN LINE FROM PRESSURE RELIEF VALVE TO 12

Application No. 6-12579

Permit No.

SANITARY SURVEY REPORT
OREGON HEALTH DIVISION
DRINKING WATER PROGRAM
COMMUNITY WATER SYSTEMS

SUPPLY NAME: CROOKED RIVER RANCH
ID NUMBER : 4100862
COUNTY : JEFFERSON
SURVEYED BY: JOHN STRAUGHAN
DATE : 1/24/90

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JUN 1 8 1991
WATER RESOURCES DIV.
SALEM, OREGON

Sheets Attached:

- | | |
|--|--|
| ☐ Narrative Summary/Recommendations | ☐ Storage/Distribution |
| ☐ Inventory Master Data | ☐ Booster Pumps/Production Data |
| ☐ Water System Schematic | ☐ Certification |
| ☐ Location Map(s) | ☐ Monitoring/Water Quality |

Additional Attachments:

WELL LOGS, CODE SHEETS

Narrative Summary:

Crooked River Ranch is a community system in Jefferson county bounded by the Deschutes River, the Crooked River and Deschutes county. The water system relies on an 800 gpm well for their source and the golf course well as an emergency source. There are two reservoirs which have a combined volume of 800,000 gallons. The water system was started as a development about 1973, Therefore system is relatively new and in good repair.

Requirements/Recommendations:

REQUIREMENTS:

1. Prepare a sampling plan for the water system.
2. Complete monitoring for radiological contaminants, sodium and corrosivity as per monitoring section.

RECOMMENDATIONS:

1. Seal holes in well pump bases.
2. Contact a professional engineer to prepare a master plan for the water system.

INVENTORY MASTER INFORMATION

SUPPLY NAME: CROOKED RIVER RANCH
ID NUMBER : 4100862

Date of Last Survey:	(MM/DD/YY)	7/30/86
System Type:		C
Ownership of System:	(1,2,3,4,5)	2
Population Served:	(Total Number)	1200
Number of Connections:	(Total Number)	600
Twelve-Month Period:		T
Year-Round Residents		Y
Primary Service Characteristic:	(R,T,S,O)	R
Secondary Service Characteristic:	(1,2,3,4,5,6,9)	4
Number of Sources:	(Total Number)	2
Counties Served (Refer to Codes):	(___/___/___)	16
Emergency Systems Available (Name & ID Number):		
PWS _____	(41____)	-
PWS _____	(41____)	-
PWS _____	(41____)	-
Percent Ground:	(%)	100
Percent Surface:	(%)	-
Percent Purchased Ground:	(%)	-
Percent Purchased Surface:	(%)	-
Active:	(Y/N)	Y
Activate Date	(MM/DD/YY)	-
Deactivate Date	(MM/DD/YY)	-
Deactivate Reason:	(A,C,D,M,N,O,P,R,S,U,O)	-
Number of Tanks in Supply:	(Total Number)	2
Number of Gallons in Storage:	(Total Number)	800,000

Mailing Address
City/State/Zip
Contact Name/Phone
Comments

PO BOX 1388
CROOKED RIVER RANCH, OR 97760
KEN WOLF 923 1041
OPERATOR

Legal (Owner) Address
City/State/Zip
Contact Name/Phone
Comments

PO BOX 1388
CROOKED RIVER RANCH, OR 97760
DICK BROWNLEY
CHAIRMAN WATER ASSOCIATION

Supply Address
City/State/Zip
Contact Name/Phone
Comments

SAME

SOURCE DATA

(Sources for Individual Compliance Monitoring)

Source ID	Source Name	Type	Seller	Status	VOC	SOC	SWI
A	WELL #2	G	41	P	Y	-	N
B	WELL #3	G	41	E	Y	-	N
C			41				
D			41				

* (S)urface/(G)round/(P)urchased Surface/(W)urchased Ground

** (P)ermanent/(S)easonal/(E)mergency/(O)ther/(I)nterim

*** Vulnerability to Contamination - (Y)es/(N)o
VOCs/SOCs/Surface Water Influence

SOURCE OF SUPPLY - WELL

SUPPLY NAME: CROOKED RIVER RANCH
ID NUMBER : 4100862

Source ID/Detail ID - Well Detail Name

A	A	WELL #2
B	A	WELL #3

Well Data:

		A	B
Source ID Letter:		A	A
Detail ID Letter:		A	A
Well/Spring/Stream:		W	W
Source/Detail Status:	(P/S/E/O/I)	P	E
Treatment Objective/Process:	()	A	A
Treatment Objective/Process:	()	-	-
Treatment Objective/Process:	()	-	-
Treatment Objective/Process:	()	-	-
Capacity:	(GPM)	3000	2500
Latitude: Degrees	()	44	44
Minutes	()	26	25
Seconds	()	05	20
Longitude: Degrees	()	123	123
Minutes	()	14	14
Seconds	()	48	10
Location Map Included (USGS):	(Y/N)	Y	Y
Well Log Attached:	(Y/N)	Y	N
Depth of Well:	(FT.)	429	494
Year of Installation:	(19)	-	49
Casing Diameter:	(IN.)	16	16
Grout Seal:	(Y/N)	Y	Y
Gravel Pack:	(Y/N)	N	N
Openings - Screens/Slots/Torch:	(S/L/T)	-	-
Length of Open Interval:	(FT.)	28	35
Depth to Top of Intake:	(FT.)	353	307
Water Level Device:	(Y/N)	Y	Y
Static Water Level:	(FT.)	280	286
Pumping Water Level:	(FT.)	282	288
Comments:			

Pump Data:

		VT	VT
Pump Type:	(VT, SU, CE, SJ, DJ, OT)	VT	VT
Pump Setting:	(FT.)	319	380
Capacity:	(GPM)	800	475
At TDH:	(FT.)	580	570
Discharge Pressure:	(PSI)	105	80
Horsepower:	(HP)	150	100
Date Pump Pulled:	(19)	-	-
Bearing Lubrication - (Oil/Water):	(O/W)	W	W
Pump Base Sealed:	(Y/N)	Y	Y
Comments:			

WATER SYSTEM OVERALL SCHEMATIC

SUPPLY NAME: CROOKED RIVER RANCH
ID NUMBER : 4100862

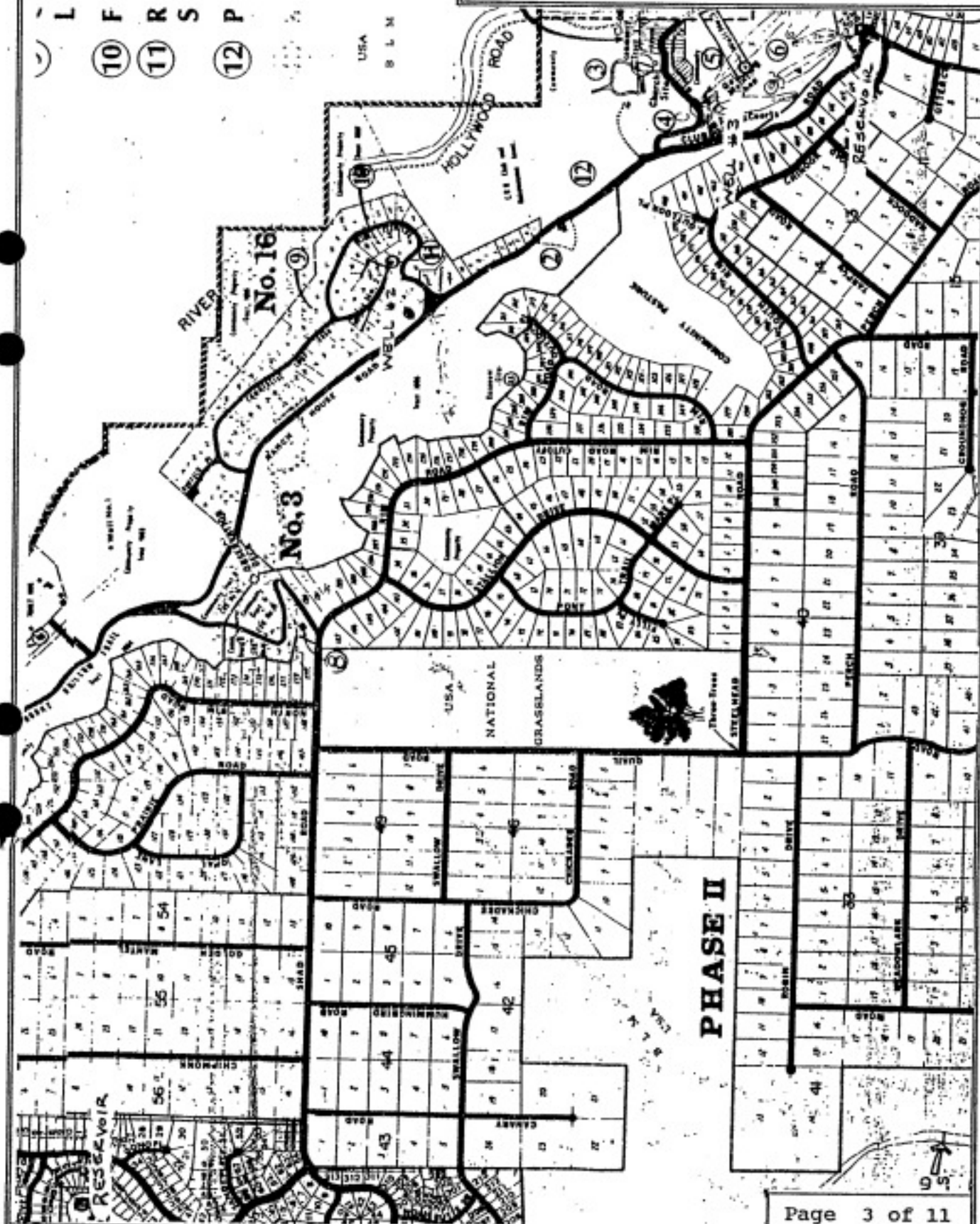
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LOCATION MAP (USGS QUAD SHEET)

SUPPLY NAME: CROOKED RIVER RANCH
ID NUMBER : 4100862

Quadrangle Map

USGS Map Name - OPAL CITY, OREG
USGS Map Number - 44121-D2-TF-024

STEELHEAD FALLS, OREG
44121-D3-TF-024

