

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1.  
  
Sunnybrook West, LLC  
Attn: Andrew Pollack  
8830 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524



9590 9402 3667 7335 3091 03

2. Article Number (Transfer from service label)  
7019 0140 0000 7349 8036

PS Form 3811, July 2015 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee  
**X**

B. Received by (*Printed Name*) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type
- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Adult Signature                    | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery           | <input type="checkbox"/> Registered Mail™                           |
| <input type="checkbox"/> Certified Mail®                               | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery            | <input type="checkbox"/> Return Receipt for Merchandise             |
| <input type="checkbox"/> Collect on Delivery                           | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery       | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail                                  |   |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) |   |

NCOOK-DD Domestic Return Receipt

Oregon

Water Resources Department  
725 Summer St NE Ste A  
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED

RETURN RECEIPT  
REQUESTED

RECEIVED

OCT 07 2021

OWRD

UNC  
97301>1266  
97524-558230

CERTIFIED MAIL®



7019 0140 0000 7349 8036

SEP 20 2021 NL  
9/29  
OCT 1 2021

Sunnybrook West, LLC  
Attn: Andrew Pollack  
8830 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524



1021



U.S. POSTAGE PAID  
FCM LETTER  
SALEM, OR  
97302  
SEP 17, 21  
AMOUNT

\$7.38

NIXIE 971 DE 1 0010/06/21

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

BC: 97301126673 \*2304-00357-17-36





# Oregon

Kate Brown, 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.Oregon.gov/OWRD](http://www.Oregon.gov/OWRD)

September 17, 2021

Sunnybrook West, LLC  
Attn: Julie Phillips  
8844 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524

Sunnybrook West, LLC  
Attn: Andrew Pollack  
8830 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524

### RE: MEASURING DEVICE

This notice is to inform you of the need to install a measuring device at your point of diversion from the South Fork of Little Butte Creek. The point of diversion, which is further identified as Tonn Hutchens Ditch, does not have an adequate measuring device to allow for proper regulation of water use. Oregon Revised Statute (ORS) 540.045(1)(a) authorizes the Watermaster to regulate the distribution of water among users in accordance with existing water rights of record. A workable measuring device is necessary for water management and to ensure compliance with your water right.

Your point of diversion from the South Fork of Little Butte Creek, authorized under Certificate 17200 for irrigation and stock use, is located in the Rogue Basin in Township 37.00 South, Range 2.00 East, Section 13 in the SW  $\frac{1}{4}$ , of the NE  $\frac{1}{4}$ , Tax Lot 4801, in Jackson County.

ORS 540.310, and Oregon Administrative Rule 690-250-0060 provide the authority for the Department to require the measuring device. **After September 27, 2021, the Watermaster may regulate off your use of water and prohibit you from diverting water until an approved, workable, measuring device is installed and operating properly (ORS 540.320).** The measuring device will need to be in place prior to the diversion of water authorized under Certificate 17200.

Prior to installation, you are required to get approval from the Watermaster for the type and configuration of the measuring device. The Watermaster may approve an alternate plan or construction schedule under certain circumstances. The Watermaster should be contacted if other arrangements are needed.

Please contact Watermaster Shavon Haynes at (541) 218-5125 or by email at [Shavon.L.Haynes@oregon.gov](mailto:Shavon.L.Haynes@oregon.gov) for more information, or if you have any questions about this notice.

Thomas M. Byler, Director  
Oregon Water Resources Department

CERTIFIED – RETURN RECEIPT REQUESTED  
FIRST CLASS MAIL

C: Jake Johnstone, OWRD, SW Region Manager  
Shavon Haynes, OWRD, District 13 Watermaster  
Kristopher Byrd, OWRD Well Construction and Compliance Manager

**This is a Final Order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review 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 petition 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.**

Revised 4/24/17



# Oregon

Kate Brown, 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.Oregon.gov/OWRD](http://www.Oregon.gov/OWRD)

### CERTIFICATE OF SERVICE

I hereby certify that on September 17, 2021, I mailed a true certified copy of the attached **MEASURING DEVICE NOTICE**, by first class mail and certified mail, by depositing the same in the US Post Office, with prepaid postage thereon, addressed to the following:

Sunnybrook West, LLC  
Attn: Julie Phillips  
8844 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524

Sunnybrook West, LLC  
Attn: Andrew Pollack  
8830 S Fk Little Butte Cr  
Eagle Point, OR 97524

and by regular mail to:

Sunnybrook West, LLC  
Attn: Julie Phillips  
8844 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524

Sunnybrook West, LLC  
Attn: Andrew Pollack  
8830 S Fk Little Butte Cr Rd  
Eagle Point, OR 97524

*Nirvana Cook*

Nirvana Cook

Water Resources Department