

O-KLA-97-12
K-05-06UNITED STATES
DEPARTMENT OF THE INTERIOR
Bureau of Reclamation
Klamath Project, Oregon-CaliforniaLICENSEE FOR ERECTION AND MAINTENANCE
OF STRUCTURES

Issued to:

Scott Sexton
Country Boy Meats
PO BOX 656
Merrill, OR 97633

Location:

T. 41S R. 10E
M. 34N
S. 03 Q. NW 1/4

1. Pursuant to the authority given by the Commissioner of the Bureau of Reclamation, thereunto duly authorized by the Secretary of the Interior, the undersigned hereby accepts a license to install a 2" pressurized pipe incased in 4" steel, over the D Canal right-of-way in connection with the Klamath Project, Bureau of Reclamation, constructed pursuant to the Act of Congress, approved June 17, 1902 (32 Stat., 388), and acts amendatory thereof or supplementary thereto, at a point named above, upon the terms and conditions hereinafter set forth.

2. The licensee hereby agrees to indemnify and hold harmless the United States and Klamath Irrigation District together with their agents and employees, from any loss or damage and from any liability on account of personal injury, death, or property damage, or claims for personal injury, death, or property damage of any nature whatsoever and by whomsoever made arising out of the licensee's activities under this agreement.

3. This license shall continue so long as in the opinion of the United States it is considered to be expedient and not detrimental to the public interest, and shall be revocable by said officer upon ten days' written notice to the licensee. Upon such revocation, the aforesaid structure or structures and all accessories shall be removed without delay at the expense of licensee.

4. The aforesaid structure or structures shall be so erected as not to obstruct in any manner the flow of water in the canals, laterals, or drain ditches of the United States, or to interfere in any manner whatsoever with the construction, operation, and maintenance of any part of the Project.

5. In the erection of the aforesaid structure or structures, the following specifications and conditions must be complied with:

(a) All work shall be done in a neat and workmanlike manner and to the satisfaction of the Area Manager, Bureau of Reclamation, Klamath Falls, Oregon, or his duly authorized representative.

(b) All construction shall conform to the state regulations of the

applicable state.

(c) Installation shall be in accordance with attached drawing, marked, "Exhibit A."

(d) Klamath Irrigation District is to be notified at least 24 hours in advance of when any construction is to take place.

(e) If in the future it becomes necessary to enlarge the D Canal, the licensee agrees to remove or modify facilities constructed under this license at the licensee's expense.

(f) Klamath Irrigation District has committed to perform this work using existing turnout and materials.

(g) The pipe will be 2" PVC in a 4" steel casing, buried approximately 2' in the ground, to be placed as directed by Klamath Irrigation District.

(h) Facilities authorized by this license shall be maintained by the licensee to the satisfaction of the Area Manager.

6. Covenant against Contingent Fees. Licensee warrants that no person or agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial agencies maintained by the licensee for the purpose of securing business. For breach or violation of this warranty, the Government shall have the right to annul this contract without liability or in its discretion to require the licensee to pay, in addition to the contract price or consideration, the full amount of such commission, percentage, brokerage, or contingent fees.

7. The following Hazardous Materials provisions are applicable to this license:

(a) The licensee shall comply with all applicable Federal, State, and local laws and regulations, and Reclamation policies and instructions, existing or hereafter enacted or promulgated, concerning any hazardous material that will be used, produced, transported, stored or disposed of on or in lands, waters or facilities owned by the United States or administered by Reclamation.

(b) "Hazardous material" means any substance, pollutant or contaminant listed as hazardous under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. § 1901, et seq., and the regulations promulgated pursuant to that Act.

(c) The licensee may not allow contamination of lands, waters or facilities owned by the United States or administered by Reclamation by hazardous materials, thermal pollution, refuse, garbage, sewage effluent, industrial waste, petroleum products, mine tailings, mineral salts, pesticides (including, but not limited to, the misuse of pesticides), pesticide

containers or any other pollutants;

(d) The licensee shall report to Reclamation, within 24 hours of its occurrence, any event which may or does result in pollution or contamination adversely affecting lands, water or facilities owned by the United States or administered by Reclamation.

(e) Violation of any of the provisions of this Article shall constitute grounds for immediate termination of this contract and shall make the licensee liable for the cost of full and complete remediation and/or restoration of any Federal resources or facilities that are adversely affected as a result of the violation.

(f) The licensee agrees to include the provision contained in paragraphs (a) through (e) of this Article in any subcontract or third party contract it may enter into pursuant to this contract.


(g) Reclamation agrees to provide information necessary for the licensee using reasonable diligence, to comply with the provision of this Article.

Date

5-27, 1997


Licensee


APPROVED:


Dave Solem, Manager
Klamath Irrigation District

Date:

5/21, 1997

APPROVED:


Area Manager
Bureau of Reclamation

Date:

5/27, 1997

16167

7 2429

BUREAU
RECLAMATION
RECEIVED

APR 29 1997

OFFICE USE ONLY
LP No. O-KLA
Engr Approval

REC'D

LICENSE/PERMIT
APPLICATION FORM

Date: 4-29-97 Applicant: COUNTRY BOY MEATS (Scott Seaton)
Address: PO Box 856 Merrill Or 97633 Phone No.: 78-5020
Location: (1/4 Sec) ~~34~~ 34 (Sec.) 03 (TWP) 41 (Rg) 10
Reason for crossing (farm access, drainage, etc.): Need to cross from
septic system to drain field.

Type of crossing (pipe, overhead utilities, fence, etc.): 2" Pressurized Pipe
IN CASED ACROSS RIGHT OF WAY

Description (material to be used, work to be performed, depths, heights, length, size, type and class of pipe used in a pipeline (CMP, gage); type of powerline; voltage and clearance above banks, etc., if powerline. If a bridge, class-- loading design, width, material, guard posts, curb. (Information on any fencing):

2" PVC in 4" steel casing buried approximately 2'
in ground.

Attach a sketch showing location of the requested crossing or use in relation to the facility and right-of-way.

Scott A Seaton
Applicant

SECTION 03 T.41S. R.10E. W.M.
KLAMATH COUNTY

0-9

27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
86

03/24

CD

129

100

153664

© 2000 Blackwell Science Ltd *Journal of Internal Medicine* 247: 399–405

1-12-1944
Dm

THE

STATE OF OREGON: COUNTY OF KLAMATH: 35.

Filed for record at request of Klamath Irrigation District the 28th day
of May A.D., 19 97 at 9:08 o'clock A.M., and duly recorded in Vol. M97
of Deeds on Page 16104

FEE \$25.00

By Bernetha G. Letsch, County Clerk
Arthur Ross