



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

Certificate of Water Right Ownership Update

RECEIVED BY OWRD

NOTICE TO SELLERS & BUYERS:

JUL 21 2014

SALEM OR

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): JAMES FREderic
First Last
 Mailing Address: 27083 High Deck Rd.
Foster OREgon 97345
City State Zip
 Phone: _____
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): GREG + DIANE MATTISON
First Last
 Mailing Address: 5315 N AVRA Rd
TUCSON AZ 85743
City State Zip
 Phone: 520-730-8581 520-730-8582
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: LINN Township: 13 S. Range: 2 E. Section: 36
 Tax Lot Number(s): 2700

Street address of water right property: 27083 High Deck Rd Foster OR.

Water Right Information (attach copy of water right permit or certificate & final proof map): 86433

Application #: T 7213 Permit #: 41650 Certificate or Page #: 61707

Will all the lands associated with this water right be owned by the buyer? Yes No

Name of individual completing this form: GREG MATTISON Phone: 520-730-8581

Signature: Greg Mattison Date: 7-17-2014

Please be sure to attach a copy of your property deed or legal description of the property.

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SALEM, OR

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES FREDERIC
27083 HIGH DECK RD
FOSTER OR 97345

confirms the right to use the waters of UNNAMED STREAM, tributary to SOUTH SANTIAM RIVER for DOMESTIC USE FOR TWO FAMILIES AND THE IRRIGATION OF 0.3 ACRE.

This right was perfected under Permit 41650. The date of priority is MARCH 29, 1977. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.02 CUBIC FOOT PER SECOND (CFS), being 0.01 CFS FOR EACH USE, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
13 S	2 E	WM	36	NW NE			183 FEET NORTH & 366 FEET EAST FROM SW CORNER, NWNE, SECTION 36

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

IRRIGATION AND DOMESTIC							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
13 S	2 E	WM	36	NW SE			0.3

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion, located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
13 S	2 E	WM	36	NW SE			20 FEET SOUTH & 500 FEET EAST FROM C/4 CORNER, SECTION 36

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in 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 137-004-0080, 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.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning of construction and installed under the general supervision of the Department.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director at Special Order Volume 48, Pages 348 - 349, and Page 382, approving Transfer Application 7213, and supersedes Certificate 61707, State record of Water Right Certificates.


The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

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Issued JUL 20 2010

JUL 21 2014

SALEM, OR


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

FINAL PROOF SURVEY

UNDER

TRANSFER No. 7213 OF CERTIFICATE No. 61707

for: JAMES FREDERIC

SECTION 36, T. 13 S., R. 2 E., W. M.

SCALE: 1" = 400'

SURVEYED SEPT. 21, 1995, BY ARNOLD BRUBAKER

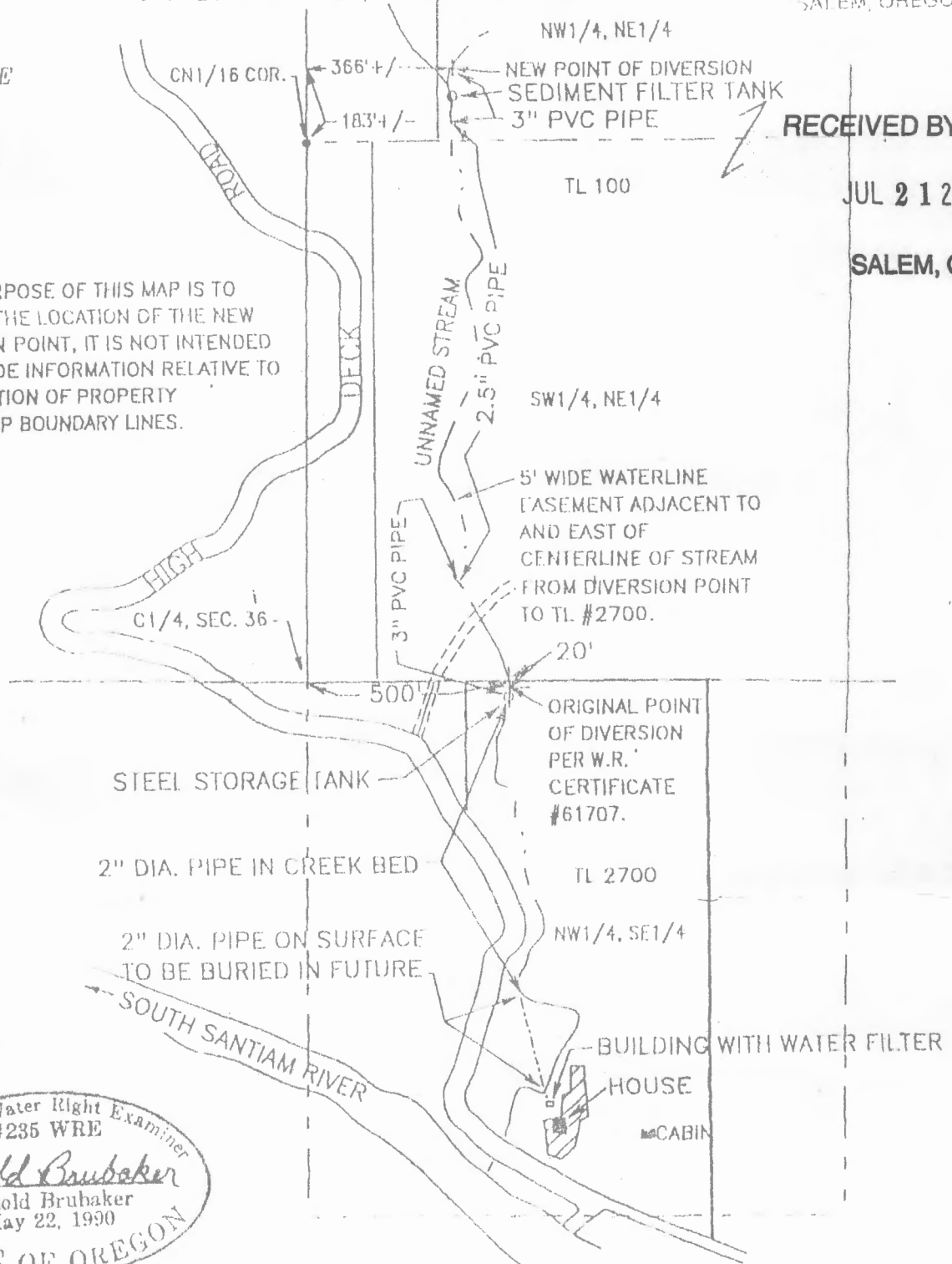
RECEIVED

NOV 13 1995

WATER RESOURCES DEPT
SALEM, OREGON



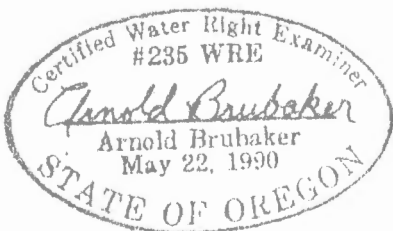
THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE NEW DIVERSION POINT, IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.



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After recording return to:

Greg Mattison
5315 N. Avra Road
Tucson, AZ 85743

RECORDED ELECTRONICALLY
ID 2014-7909 County Linn
Date 6/27/14 Time 1:54pm
simplifile www.simplifile.com 800.460.5657

Until a change is requested all tax statements shall be sent to the following address:

Greg Mattison
5315 N. Avra Road
Tucson, AZ 85743

Escrow No. 08-807607
Title No. 099569L
SWD r.020212

STATUTORY WARRANTY DEED

James Frederic and Alicia Frederic, as tenants by the entirety,

Grantor(s), hereby convey and warrant to

Greg Mattison and Diane Mattison, as tenants by the entirety,

Grantee(s), the following described real property in the County of Linn and State of Oregon free of encumbrances except as specifically set forth herein:

Exhibit "A"

The following described real property situated in the County of Linn and State of Oregon, to wit:

Beginning at a 3/4" iron pipe which is on the North line of and South 89°49.5' East 5.7548 chains from the Northwest corner of the Southeast quarter of Section 36, Township 13 South, Range 2 East of the Willamette Meridian in Linn County, Oregon; and running thence South 89°49.5' East along said subdivision line 8.9227 chains to a 3/4" iron pipe (which iron pipe is North 89°49.5' West 24.8615 chains from the Northeast corner of said Southeast quarter of said Section 36); thence South 0°31.69' East 20.8227 chains to the center of the County Road; thence South 19°00' West 2.20 chains to a point in the center of the South Fork of the South Santiam River (from which point a 3/4" iron pipe bears North 19°00' East 1.9727 chains); thence North 60°04' West down the center of said river 9.6664 chains to a point (from which point a 3/4" iron pipe on the right bank of said river bears North 0°04' West 2.2728 chains); thence North 0°04' West 18.1056 chains to the place of beginning.

SAVE AND EXCEPT the following described tract to-wit: Part of Section 36, Township 13 South, Range 2 East of the Willamette Meridian, Linn County, Oregon, more particularly described as follows:

Beginning at a point in the center of the County Road, from which a 3/4 inch iron pipe bears South 19° West 15 feet, said point being South 20.508 chains and West 24.673 chains from the Northeast corner of the Southeast quarter of said Section 36; thence Northwesterly along the center of the County Road, a distance of 4.51 chains; thence South 19° West to the center of the South Santiam River; thence Southeasterly along the center of the river to a point which is South 19° West from the point of beginning, said point being the Southwest corner of that tract conveyed to John Summerset, Jr., et ux, by deed recorded August 30, 1949, in Book 210, Page 189, Deed Records, thence North 19° East along the Westerly line of said Summerset tract to the point of beginning.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:
266763/924900 13S-2E-3600/2700

The true and actual consideration for this conveyance is \$164,900.00.
The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

AMERITITLE 099569L/08-807607


JUL 21 2014

SALEM, OR

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 20 day of June, 2014.


James Frederic


Alicia Frederic

State of Oregon
County of Linn

This instrument was acknowledged before me on June 20, 2014 by James Frederic and Alicia Frederic.


(Notary Public for Oregon)

My commission expires 9-21-17

