



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: Certificate 85597**
Please include a separate Part 5 for each water right. (See instructions on page 6)

Attachments:

- ✓ Completed Transfer Application Map.
- ✓ Completed Evidence of Use Affidavit and supporting documentation.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- N/A Land Use Information Form with approval and signature (or signed land use form receipt ✓ stub). Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)	
WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):	
<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Additional signature(s) required
Other/Explanation _____	
Staff: _____ 503-986-0 _____	Date: _____ / RECEIVED

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Part 2 of 5 – Transfer Application Map Checklist

Your transfer application will be returned if any of the map requirements listed below are not met.

Please be sure that the transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated), the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Walter and Lora Lierman Trust			PHONE NO. 503-816-8991	ADDITIONAL CONTACT NO.
ADDRESS 8127 Nutmeg St NE			FAX NO.	
CITY Salem	STATE OR	ZIP 97305	E-MAIL wally.lierman@gmail.com	

BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

APPLICANT/BUSINESS NAME Jim Schuette/JMS Engineering			PHONE NO. 503-559-1146	ADDITIONAL CONTACT NO.
ADDRESS 2245 Linwood St NW			FAX NO.	
CITY Salem	STATE OR	ZIP 97304	E-MAIL 2jmsengineering@comcast.net	

BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.

Explain in your own words what you propose to accomplish with this transfer application, and why:
Add our own POA to irrigate land that we purchased thru a lot line adjustment.

The purchased land is already covered under Certificate 85597.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".


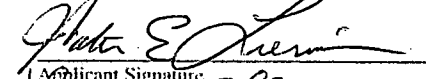
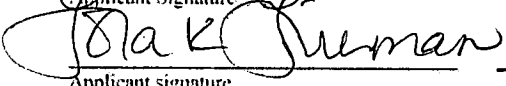
Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Check One Box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

I understand that prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: _____

I (we) affirm that the information contained in this application is true and accurate.

	 Applicant Signature	<u>Walter Lierman-Trustee</u> Print Name (and Title if applicable)	<u>December 26, 2018</u> Date
	 Applicant signature	<u>Lora Lierman-Trustee</u> Print Name (and Title if applicable)	<u>December 26, 2018</u> Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No *If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

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Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see: <http://www.oregon.gov/owrd/docs/transfer-propertytransactions.pdf>

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here: _____

- Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME	ADDRESS		
CITY	STATE	ZIP	

- Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS		
CITY	STATE	ZIP	



To meet State Land Use Consistency Requirements, you must list all county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Marion County Planning	ADDRESS 5155 Silvertown Rd NE		
CITY Salem	STATE OR	CITY Salem	

ENTITY NAME	ADDRESS		
CITY	STATE	ZIP	

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Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add additional rows to tables within the form.

CERTIFICATE # 85597

Description of Water Delivery System

System capacity: _____ cubic feet per second (cfs) **OR**

200 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **40-HP submersible well pump with irrigation thru Big Gun or Hand Lines**

Table 1. Location of Authorized and Proposed Point(s) of Appropriation (POA)

(Note: If the POA name is not specified in the registration, assign it a name or number here.)

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	OWRD Well Log ID# (or Well ID Tag # L-_____)	Twp		Rng		Sec	1/4 1/4		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 17232	6	S	2	W	26	NW	SE	DLC 46	Located 25'N & 850'E from NE corner of DLC 46.
Well #1 (new POA)	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 64480	6	S	2	W	26	NW	SE	DLC 41	Located 100'N & 350'E from NE corner DLC 46.

Check all type(s) of change(s) proposed below (change “CODES” are provided in parentheses):

- | | |
|--|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed (“to” or “on” lands) section of Table 2 on the next page. Use the “CODES” listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Changes to Water Right Certificate # 85597

List the change proposed for the acreage in each 1/4 1/4. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
6	S	2	W	26	SW	NE	1000	41	16.2	Irrigation	Well	1990		6	S	2	W	26	SW	NE	1000	41	15.4	Irrigation	Well	1990
														6	S	2	W	26	SW	NE	1601	41	0.8	Irrigation	Well #1	1990
TOTAL ACRES:									16.2	TOTAL ACRES:											16.2					

Additional remarks: _____.


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For Place of Use or Character of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: _____.

 Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:
http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
Well	Yes	MARI 17232	259'	10"	1'-259'	20'	100'-185' 205'-235'	44'	Sands/ gravels	800 gpm
Well #1	Yes	MARI 64480	180'	6"	1'-178'	180'		64'-8"	Sands/ gravels	100 gpm

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Application for Water Right Transfer

Evidence of Use Affidavit



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

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon)
) ss
 County of MARION)

I, WALTER LIERMAN, in my capacity as OWNER OF DESCRIBED PROPERTY, mailing address 8127 NUTMEG ST NE, SALEM, OR 97305, telephone number (503)816-8991, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # ____; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	1/4 1/4		Gov't Lot or DLC	Acres (if applicable)
85597	6	S	2	W	W	26	SW	NE		16.2

OR

- Confirming Certificate # ____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: ____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # ____ (For Historic POD/POA Transfers)

3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

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4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Walter E. Lierman
Signature of Affiant

DECEMBER 26, 2018
Date

Signed and sworn to (or affirmed) before me this 26th day of December, 2018.



R. Mallory
Notary Public for Oregon

My Commission Expires: 6/24/2019

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> ● Power usage records for pumps associated with irrigation use ● Fertilizer or seed bills related to irrigated crops ● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> ● District assessment records for water delivered ● Crop reports submitted under a federal loan agreement ● Beneficial use reports from district ● IRS Farm Usage Deduction Report ● Agricultural Stabilization Plan ● CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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(503)228-6322 or 1-800-542-8818
PortlandGeneral.com

Account # 9022620000

Previous Amount Due 198.25
Payments 198.25 CR
Balance Forward 0.00
Current Charges 692.52

Service Address:
WILBUR A KLOPFENSTEIN
8127 NUTMEG ST NE
SALEM, OR 97305

Cycle: 19

AMOUNT DUE \$692.52
Due date for current bill 09/13/18

This month's charges (Turn over for details)

Meter # 10463674AB, Schedule 49

Energy Charges (4426 kWh)	679.71
Adjustments	9.61 CR
	<u>670.10</u>
Total Taxes and Fees	22.42
	<u>692.52</u>
Current Energy Charges	692.52

Your energy use

Meter # 10463674AB
Schedule 49

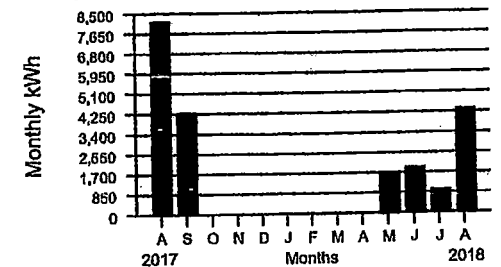
Service Period	Meter Reading
08/27/18	46630
07/26/18	42204
32 days of service	4426 kWh

Your new account number is listed on the upper right corner of this bill. If you pay through your bank's online system, please share your new number with them. If you pay another way, no action is needed.
PortlandGeneral.com/upgrade.

Thank you for your payment.

Period Ending	Avg Daily Temperature*	Monthly kWh	Monthly Cost
Aug 2018	N/A	4426	692.52
Aug 2017	72	8155	1,129.52

*Temperature source: Salem/McNary Field Airport



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REEL 3692 PAGE 74
MARION COUNTY
BILL BURGESS, COUNTY CLERK
04-22-2015 12:52 pm.
Control Number 362931 \$ 86.00
Instrument 2015 00014845

MAIL TAX STATEMENTS TO:
No Change

AFTER RECORDING RETURN TO:
Wilbur & Dianne Klopfenstein
6041 75th Ave NE
Salem, OR 97305

Walter & Lora Lierman
8127 Nutmeg St. NE
Salem, OR 97305

PROPERTY LINE ADJUSTMENT DEED

Wilbur A. Klopfenstein and Dianne Klopfenstein are the owners of real property located in Marion County, Oregon, referred to herein as "*Property A*," and more particularly described on *Exhibit "A*," which is attached hereto and by this reference incorporated herein. WALTER E. LIERMAN and LORA K. LIERMAN, as Co-Trustees of THE WALTER AND LORA LIERMAN TRUST, under Agreement dated November 16, 2012, are the owners of real property located in Marion County, Oregon, referred to herein as "*Property B*," more particularly described on *Exhibit "B*," which is attached hereto and by this reference incorporated herein.

The purpose of this Property Line Adjustment Deed (the "*Deed*") is to effect a property line adjustment between Property A and Property B such that Property A will be decreased in size by 32,270 square feet and hereafter consist of only the land described on *Exhibit "C*," which is attached hereto and incorporated herein by this reference, and Property B will be increased in size by 32,270 square feet and hereafter consist of the land more particularly described on *Exhibit "D*," which is attached hereto and incorporated herein by this reference.

NOW THEREFORE, in order to effect the property line adjustment and to create the adjusted properties as described on *Exhibits "C"* and "*D*", Wilbur A. Klopfenstein and Dianne Klopfenstein, do hereby grant, transfer, and convey unto WALTER E. LIERMAN and LORA K. LIERMAN, as Co-Trustees of THE WALTER AND LORA LIERMAN TRUST, under Agreement dated November 16, 2012, all of that certain real property situated in Marion County, Oregon, described on *Exhibit "E"* which is attached hereto and by this reference incorporated herein.

The following is the notice as required by Oregon law: "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 RIGHT OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER

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EXHIBIT "A"

Legal Description For:
Original Property "A"

That certain real property located at and commonly known as 8227 Nutmeg Court, N.E., Salem, Oregon 97305, and being more particularly described as follows:

Commencing at the Northwest corner of the Donation Land Claim of George F. McCorkle and wife, in Section 26, township 6 South, Range 2 West, Willamette Meridian; thence South 08°07' West on the West boundary of said Donation Land Claim, 33.00 chains and 78.00 links; thence East 16.00 chains and 43.00 links; thence North 07°57' East 33.00 chains and 76.00 links to the North boundary of the aforesaid land claim; thence West 16.00 chains and 32.00 links to the beginning, situated in Marion County and State of Oregon.

SAVE AND EXCEPT: Beginning at an iron pipe on the North line of a road and on the West line of George F. McCorkle Donation Land Claim No. 41, which is South 08°07' West 2209.30 feet, more or less, from the Northwest corner of George F. McCorkle Donation Land Claim No. 41, in Section 26, in Township 6 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; running thence South 89°32' East 457.00 feet to an iron pipe; thence North 08°07' East 962.24 feet to an iron pipe; thence North 89°32' West 457.00 feet to an iron pipe on the West line of said Donation Land Claim; thence South 08°07' West along the West line of said Donation Land Claim, 962.24 feet to the place of beginning.

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EXHIBIT "B"

Legal Description For:
Original Property "B"Parcel 1

Beginning at the Southeast corner of the Elijah Woodward Donation Land Claim No. 96 in Section 26, Township 6 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence North $08^{\circ}11'43''$ East along the Easterly line of said Woodward Claim a distance of 1187.34 feet to the Northeast corner of that Tract of land described in Reel 2291, Page 365, Deed Records; thence South $89^{\circ}59'47''$ West along the North line of said tract, a distance of 572.74 feet to the center of Woods Creek; thence along the center of said creek as follows: South $08^{\circ}19'37''$ East 20.03 feet and South $44^{\circ}23'33''$ East 24.16 feet and South $21^{\circ}43'54''$ West 65.69 feet and South $14^{\circ}20'50''$ East 50.69 feet and South $06^{\circ}06'43''$ West 38.68 feet and South $27^{\circ}20'07''$ East 63.80 feet and South $65^{\circ}57'33''$ East 38.25 feet and South $41^{\circ}26'05''$ East 35.47 feet and South $31^{\circ}40'31''$ West 80.22 feet and South $13^{\circ}02'11''$ East 81.49 feet and South $31^{\circ}07'02''$ West 111.67 feet and South $29^{\circ}08'30''$ East 14.53 feet and South $60^{\circ}31'08''$ East 55.74 feet and South $50^{\circ}09'47''$ West 97.65 feet and South $40^{\circ}07'19''$ West 65.94 feet and South $85^{\circ}51'08''$ West 171.38 feet and North $80^{\circ}59'15''$ West 42.13 feet and North $86^{\circ}11'18''$ West 182.51 feet and South $45^{\circ}34'41''$ West 32.49 feet and South $22^{\circ}00'51''$ West 35.53 feet and South $83^{\circ}08'01''$ West 74.18 feet and South $61^{\circ}37'37''$ West 105.59 feet and South $21^{\circ}00'01''$ West 71.28 feet and South $32^{\circ}39'50''$ West 149.57 feet and South $31^{\circ}37'22''$ West 82.43 feet and South $50^{\circ}21'02''$ West 58.42 feet to a point on the East line of Parcel 1 of Partition Plat No. 1991-46; thence South $00^{\circ}00'41''$ East along the East line of said Parcel 1, a distance of 86.03 feet to a point on the South line of said Woodward Claim; thence North $90^{\circ}00'00''$ East along said South line a distance of 1247.39 feet to the point of beginning.

Parcel 2

Beginning at an iron pipe on the North line of a road and on the West line of George F. McCorkle Donation Land Claim No. 41, which is South $08^{\circ}07'$ West 2209.30 feet, more or less, from the Northwest corner of George F. McCorkle Donation Land Claim No. 41, in Section 26, in Township 6 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; running thence South $89^{\circ}32'$ East 457.00 feet to an iron pipe; thence North $08^{\circ}07'$ East 962.24 feet to an iron pipe; thence North $89^{\circ}32'$ West 457.00 feet to an iron pipe on the West line of said Donation Land Claim; thence South $08^{\circ}07'$ West along the West line of said Donation Land Claim, 962.24 feet to the place of beginning.

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ALSO a right of way over the area described as follows: Beginning at an iron pipe on the North line of a road and on the West line of George F. McCorkle Donation Land Claim No. 41, which is South 08°07' West 2209.30 feet, more or less, from the Northwest corner of George F. McCorkle Donation Land Claim No. 41, in Section 26, in Township 6 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; running thence: South 89°32' East 457.00 feet to an iron pipe; thence South 08°07' West 40.36 feet to an iron pipe;
thence North 89°32' West 426.73 feet to an iron pipe on the East side of a County Road;
thence North 8°07' East along the East line of said road 20.18 feet to a stone;
thence North 89°32' West along the North line of said road 30.27 feet to the West line of said road and the West line of said Donation Land Claim;
thence North 8°07' East along the West line of said Donation Land Claim, 20.18 feet to the place of beginning.

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EXHIBIT "C"

Legal Description For:
Adjusted Property "A"

A tract of land situated in Section 26, Township 6 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

Beginning at the northwest corner of the George F. McCorkle Donation Land Claim No. 41 in said township; and running thence:
South 8°11'43" East 1065.29 feet along the west line of said donation land claim;
thence South 60°28'43" East 376.49 feet to a point on the north line of that property described as "Parcel 2" in that instrument recorded in Reel 3445, Page 167, Marion County Deed Records;
thence South 89°27'17" East 103.14 feet along said north line of said property to an iron pipe at the northeast corner thereof;
thence South 8°11'43" West 962.24 feet along the east line of said property to an iron pipe at the north line of a road, said point being the most Southerly southwest corner of that property described in that instrument recorded in Reel 1210, Page 196, Marion County Deed Records;
thence South 89°27'17" East 632.67 feet along the south line of said property to the southeast corner thereof;
thence North 8°01'43" East 2219.61 feet along the east line of said property to the northeast corner thereof, said point being on the north line of the aforementioned George F. McCorkle Donation Land Claim No. 41;
thence North 89°55'17" West 1084.38 feet along the north line of said property to the Point of Beginning, containing 44.03 acres of land, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gregory L. Wilson

OREGON
JULY 19, 1994
GREGORY L. WILSON
2687

EXPIRES: 6-30-16

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EXHIBIT "D"

Legal Description For:
Adjusted Property "B"

A tract of land situated in Section 26, Township 6 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

Beginning at the southeast corner of the Elijah Woodward Donation Land Claim No. 96 in Section 26, Township 6 South, Range 2 West of the Willamette Meridian in Marion County, Oregon, said point being on the west line of the George F. McCorkle Donation Land Claim No. 41 in said section; and running thence:
South 8°11'43" West 159.04 feet along said west line to an iron pipe on the north line of a road; thence South 89°27'17" East 457.00 feet along said north line of road to an iron pipe marking the southeast corner of that property described as "Parcel 2" in that instrument recorded in Reel 3445, Page 167, Marion County Deed Records;
thence North 8°11'43" East 962.24 feet along the east line of said property to an iron pipe at the northeast corner thereof;
thence North 89°27'17" West 103.14 feet along the north line of said property;
thence North 60°28'43" West 376.49 feet to a point on the east line of the aforementioned Elijah Woodward Donation Land Claim;
thence North 8°11'43" East 200.11 feet along said east line to the northeast corner of that property described as "Parcel 1" in that instrument recorded in said Reel 3445, Page 167;
thence South 89°59'47" West 572.74 feet along the North line of said property to the center of Woods Creek;
thence along the center of said creek as follows:
South 08°19'37" East 20.03 feet and South 44°23'33" East 24.16 feet and South 21°43'54" West 65.69 feet and South 14°20'50" East 50.69 feet and South 06°06'43" West 38.68 feet and South 27°20'07" East 63.80 feet and South 65°57'33" East 38.25 feet and South 41°26'05" East 35.47 feet and South 31°40'31" West 80.22 feet and South 13°02'11" East 81.49 feet and South 31°07'02" West 111.67 feet and South 29°08'30" East 14.53 feet and South 60°31'08" East 55.74 feet and South 50°09'47" West 97.65 feet and South 40°07'19" West 65.94 feet and South 85°51'08" West 171.38 feet and North 80°59'15" West 42.13 feet and North 86°11'18" West 182.51 feet and South 45°34'41" West 32.49 feet and South 22°00'51" West 35.53 feet and South 83°08'01" West 74.18 feet and South 61°37'37" West 105.59 feet and South 21°00'01" West 71.28 feet and South 32°39'50" West 149.57 feet and South 31°37'22" West 82.43 feet and South 50°21'02" West 58.42 feet to a point on the East line of Parcel 1 of Partition Plat No. 1991-46;
thence South 00°00'41" East along the East line of said Parcel 1, a distance of 86.03 feet to a point on the South line of said Woodward Claim;
thence North 90°00'00" East along said South line a distance of 1247.39 feet to the point of beginning, containing 31.47 acres of land, more or less.

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TOGETHER WITH a right of way over the area described as follows: Beginning at an iron pipe on the North line of a road and on the West line of George F. McCorkle Donation Land Claim No. 41, which is South 08°07' West 2209.30 feet, more or less, from the Northwest corner of George F. McCorkle Donation Land Claim No. 41, in Section 26, in Township 6 South, Range 2 West of the Willamette Meridian, in Marion County, Oregon; running thence:
South 89°32' East 457.00 feet to an iron pipe; thence South 08°07' West 40.36 feet to an iron pipe;
thence North 89°32' West 426.73 feet to an iron pipe on the East side of a County Road;
thence North 8°07' East along the East line of said road 20.18 feet to a stone;
thence North 89°32' West along the North line of said road 30.27 feet to the West line of said road and the West line of said Donation Land Claim;
thence North 8°07' East along the West line of said Donation Land Claim, 20.18 feet to the place of beginning.

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PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 19, 1994
GREGORY L. WILSON
2687

EXPIRES: 6-30-16

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EXHIBIT "E"

Legal Description For:
Transferred Property

A tract of land situated in Section 26, Township 6 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, more particularly described as follows:

Beginning at the northwest corner of the George F. McCorkle Donation Land Claim No. 41 in said township; thence South 8°11'43" East 1065.29 feet along the west line of said donation land claim to the TRUE POINT OF BEGINNING of this description; and running thence: South 60°28'43" East 376.49 feet to a point on the north line of that property described as "Parcel 2" in that instrument recorded in Reel 3445, Page 167, Marion County Deed Records;
thence North 89°27'17" West 353.86 feet along said north line to a point on the aforementioned west line of the George F. McCorkle Donation Land Claim;
thence North 8°11'43" East 184.03 feet along said west line to the TRUE POINT OF BEGINNING, containing 32,270 square feet of land, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR



OREGON
JULY 19, 1994
GREGORY L. WILSON
2687

EXPIRES: 6-30-16

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REEL: 3692

PAGE: 74

April 22, 2015, 12:52 pm.

CONTROL #: 382931

**State of Oregon
County of Marion**

**I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:**

FEE: \$ 86.00

**BILL BURGESS
COUNTY CLERK**

THIS IS NOT AN INVOICE.

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MARL 64480
 Westenberg Drilling, Inc.
 36728 S. Rd.
 Molalla, OR 97338

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

WELL I.D. # L 108251

START CARD # 208808

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

(1) LAND OWNER Well Number _____
 Name Wally Lierman
 Address 8127 Nutmeg St NE
 City Salem State OR Zip 97305

(2) TYPE OF WORK New Well
 Deepening Alteration (repair/recondition) Abandonment Conversion

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Other _____

(4) PROPOSED USE
 Domestic Community Industrial Irrigation
 Thermal Injection Livestock Other _____

(5) BORE HOLE CONSTRUCTION Special Construction: Yes No
 Depth of Completed Well 180 ft.
 Explosives used: Yes No Type _____ Amount _____

BORE HOLE			SEAL			
Diameter	From	To	Material	From	To	Sacks or Pounds
10"	0	58'	Bentonite	0	17'	12 Sacks
6"	58'	180'	Cement	17'	58'	25 Sacks

How was seal placed: Method A B C D E
 Other Bentonite Poured & Probed
 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: 6"	+1'	178'	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used Inside Outside None
 Final location of shoe(s) 178' NOV 05 2012

(7) PERFORATIONS/SCREENS
 Perforations Method _____
 Screens Type _____ SALEM, OR

From	To	Slot Size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

Yield gal/min	Drawdown	Drift stem at	Time
100	N/A	175'	1 Hr.

Temperature of water 53 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 (legal description)
 County Marion
 Tax Lot 1400 Lot _____
 Township 6 S Range 2 W WM
 Section 26 NW 1/4 SE 1/4
 Lat _____ " or _____ (degrees or decimal)
 Long _____ " or _____ (degrees or decimal)
 Street Address of Well (or nearest address) 8127 Nutmeg St. NE
Salem, OR 97305

(10) STATIC WATER LEVEL
64' 8" ft. below land surface. Date 10/12/2012
 _____ ft. below land surface. Date _____
 Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES
 Depth at which water was first found 32'

From	To	Estimated Flow Rate	SWL
32'	41'	DNM	DNM
125'	150'	40 gpm	DNM
166'	180'	100 gpm	64' 8"

(12) WELL LOG Ground Elevation _____

Material	From	To	SWL
Silt Brown	0	32	
Silt Grey	32	41	
Clay Grey Sticky	41	60	
Packed Silt Brown	60	70	
Silt Grey	70	73	
Packed Silt Brown	73	78	
Sand Black Dry	78	87	
Sand & Gravel Brown slightly	87		
Cemented		104	
Gravels w/Clay	104	109	
Cemented Gravel Tan	109	125	
Cemented Gravel Grey	125	128	
Sand & Gravel Brown	128	135	
Cemented Gravel Brown	135	152	
Tightly Cemented Gravel Grey	152	166	

Date Started 10/10/2012 Completed 10/12/2012

(unbonded) Water Well Constructor Certification
 I certify that the work I performed on the construction, deepening, 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 the best of my knowledge and belief.

WWC Number 1359 Date 10/12/2012
 Signed [Signature]

(bonded) Water Well Constructor Certification
 I accept responsibility for the construction, deepening, 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 report is true to the best of my knowledge and belief.

WWC Number 688 Date 10/22/2012
 Signed [Signature]

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#16

MARI 17232

APR 24 1991

65/26/26 db

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

(START CARD) # 26182

(1) OWNER: Name Wilbur & Diane Klopfenstein Address 6041 75th NE City Salem State OR Zip 97305

(9) LOCATION OF WELL by legal description: County Marion Township 6 S Section 26 Block Subdivision Acc #47974-000 Street Address of Well (or nearest address) 8227 Nutmeg NE Salem, OR 97305

(2) TYPE OF WORK: [X] New Well [] Deepen [] Recondition [] Abandon

(3) DRILL METHOD: [X] Rotary Air [] Rotary Mud [X] Cable [] Other

(4) PROPOSED USE: [] Domestic [] Community [] Industrial [X] Irrigation [] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval Yes No [] [X] Depth of Completed Well 249 ft. Explosives used [] [X] Type Amount

Table with columns: HOLE Diameter, From, To, SEAL Material, From, To, Amount sacks or pounds. Row 1: 16" 0 20 Cement 0 20 60 sacks. Row 2: 10" 20 259

How was seal placed: Method [] A [] B [X] C [] D [] E Backfill placed from ft. to ft. Material Gravel placed from ft. to ft. Size of gravel

(6) CASING/LINER: Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Casing: 10" +1 1/2 259 .250 [X] [] [X] [] Liner: [] [] [] []

(7) PERFORATIONS/SCREENS: [X] Perforations Method Air perforator [] Screens Type Material

Table with columns: From, To, Slot size, Number, Diameter, Tele/pipe size, Casing, Liner. Row 1: 100 185 1/2x1 2700 [] [X] [] Row 2: 205 235 1/2x1 950 [] [X] []

(8) WELL TESTS: Minimum testing time is 1 hour. Table with columns: Yield gal/min, Drawdown, Drill stem at, Time. Row 1: 800 100 1 1/2 hr. Row 2: 2000 240 2

Temperature of water 52 Depth Artesian Flow Found Was a water analysis done? [] Yes [] No By whom RECEIVED DEC 27 2018 Did any strata contain water not suitable for intended use? [] Too little [] Salty [] Muddy [] Odor [] Colored [] Other Depth of strata:

(10) STATIC WATER LEVEL: 44 * ft. below land surface. Date 4/17/91 Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES: Table with columns: From, To, Estimated Flow Rate, SWL. Row 1: 100 235 2000 gpm 44

(12) WELL LOG: Table with columns: Material, From, To, SWL. Rows include Topsoil brown, Clay brown, Fine sandy clay soft brown, Clay blue fine sandy soft, Clay blue sticky firmer, Sandy brown clay, Medium sand & gravel looser, Medium conglomerate brn hard, Medium conglomerate grey hard, Medium conglomerate grey/brn, Sand w/some gravel soft, Medium conglom hd grey/brown, Clay blueish grey, Sandy clay grey medium hard. * Water level changed to 44' after perforating & developing.

Date started 12/5/90 Completed 4/17/91

(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 Donald Stadelci WWC Number 1222 Date 4/18/91

(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 Paul R. Stadelci WWC Number 296 Date 4/20/91