

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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:** Lot 5 Trailer Water Right to Lot 4
Please include a separate Part 5 for each water right. (See instructions on page 6) House
(Cert. 31677)

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 Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. 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):

- | | |
|--|--|
| ☐ Application fee not enclosed/insufficient | ☐ Map not included or incomplete |
| ☐ Land Use Form not enclosed or incomplete | ☐ Evidence of Use Form not enclosed or incomplete |
| ☐ Additional signature(s) required | ☐ Part _____ is incomplete |

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

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Part 2 of 5 – Transfer Application Map

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 least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed: ☒ Place of Use ☐ Character of Use ☐ Point of Diversion/Appropriation Number of above boxes checked = <u>1</u> (2a) Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i>		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of water rights included in transfer <u>1</u> (3a) Subtract 1 from the number in 3a above: <u>0</u> (3b) <i>If only one water right this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☒ No: enter 0 » ☐ Yes: enter \$410 »	4	0
5	Do you propose to change the place of use or character of use? ☐ No: enter 0 on line 5 » ☒ Yes: enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.0025 cfs (5a) - 1/12 of 0.03 cfs</u> Subtract 1.0 from the number in 5a above: <u>316.77</u> (5b) <i>for Certificate</i> If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: <u>317</u> (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	1,160
7	Is this transfer: <u>NA</u> ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Transfer Fee:	8	1,160

1. For irrigation calculate cfs for each water right involved as follows:
 - a. Divide total authorized cfs by total acres in the water right (*for C12345, 1.25 cfs ÷ 100 ac*); then multiply by the number of acres to be transferred to get the transfer cfs (*x 45 ac = 0.56 cfs*).
 - b. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (*For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs*)
2. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (*In this example, blank 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0*).

FEE WORKSHEET for SUBSTITUTION			
1	Base Fee (includes change to one well)	1	\$840.00
	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i>		
2	Multiply line 2b by \$410 and enter » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>Robin Jacobs</i>		PHONE NO. <i>(503) 622-6325</i>	ADDITIONAL CONTACT NO.
ADDRESS <i>59890 E. Marmot Rd</i>		FAX NO.	
CITY <i>Sandy</i>	STATE <i>OR</i>	ZIP <i>97055</i>	E-MAIL <i>grasmerecottage@aol.com</i>
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.

AGENT/BUSINESS NAME		PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS		FAX NO.	
CITY	STATE	ZIP	E-MAIL
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:

To transfer the place of use from a trailer on Lot 5 (Certificate 31677) to a house on Lot 4 to provide a water right for domestic use to Lot 4.

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

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.

By my signature below, I confirm that I understand:

- 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: *Sandy Post*
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).

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

Robin Jacobs *Robin Jacobs* *2/18/2020*
Applicant signature Print Name (and Title if applicable) Date

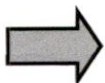
Applicant signature

Print Name (and Title if applicable)

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:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME <i>NA</i>			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	

Describe any special ownership circumstances here:

NA

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☐ 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 <i>NA</i>	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 <i>ATTN: Jonas Parker (approved) (Lenart Acres) with BLM ..</i>		
ADDRESS <i>Bureau of Land Management 1717 Fabry Rd, SE</i>		
CITY <i>Salem</i>	STATE <i>OR</i>	ZIP <i>97306</i>

 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 <i>Clackamas County</i>		ADDRESS <i>Planning: 150 Beaver Creek Rd, #225</i>
CITY <i>Oregon City</i>	STATE <i>OR</i>	ZIP <i>97045</i>

ENTITY NAME		ADDRESS
CITY	STATE	ZIP

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 # 31677

Description of Water Delivery System

System capacity: 0.03 cubic feet per second (cfs) OR
_____ 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. See next page

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

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
<u>1</u>	☒ Authorized ☐ Proposed		<u>25</u>	<u>6 E</u>	<u>15</u>	<u>SE SE</u>	<u>BLM</u>	<u>1607 ft.</u>
	☐ Authorized ☐ Proposed							<u>from SE Corner of Section 15</u>
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

- | | |
|--|---|
| ☒ Place of Use (POU) | ☐ Supplemental Use to Primary Use (S to P) |
| ☐ Character of Use (USE) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☐ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Substitution (SUB) |
| ☐ Surface Water POD to Ground Water POA (SW/GW) | ☐ 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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Part 5 of 5: Current Water Delivery System Description – Attachment

The Lenart Acres subdivision lots (Certificate 31677) receive water for domestic use from an unnamed Sandy River tributary spring. The water system is a gravity-based system with 150 feet of fall.

At the point of diversion, a catchment fills a 1-1/4 inch pipe that extends downhill from the spring to a holding-tank reservoir. From the reservoir, an in-ground pipe extends downhill to the junction south of the road where the pipe connects to the Lenart Acres' 1-1/4 inch mainline pipe. The Lenart Acres' main water line runs in a northwest and southeast direction across the Lenart Acres subdivision lots.

Lot 5 Trailer: The current system at the authorized place of use is a 3/4 inch mainline that serves a trailer on Lot 5.

(Source: Joe Ferguson, Certified Water Rights Examiner)

Bureau of Land Management (BLM):

The Lenart Acres Water System's point of diversion, reservoir and related piping are located on BLM land. The Lenart Acres Water System has an established and existing easement and lease with the Bureau of Land Management.

Jonas Parker at the Bureau of Land Management in Salem has provided approval for this water right transfer application, stating that the Lenart Acres Water System's established easement and lease with the BLM provides "built-in" approval from the BLM. Approval from the Bureau of Land Management has been received.

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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 # 31677

List the change proposed for the acreage in each ¼ ¼. 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	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	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
2	S	6	E	22	NE	NE	600		.64	Domestic	POD 1	1960	POU	2	S	6	E	22	NE	NE	500		.68	Domestic	POD 1	1960
							(Lot 5)																(Lot 4)			
TOTAL ACRES:							.64				TOTAL ACRES:							.68								

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 *On the same Certificate 31677, Lot 5 has a water right for House (not to be changed or transferred,*

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.

NA **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 # _____

NA **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

NA **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.

NA **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

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ATTACHMENT A

- **TRANSFER APPLICATION MAP**
- **CERTIFICATE 31677**
- **LENART ACRES SUBDIVISION MAP**

STATE OF OREGON
COUNTY OF CLATSOP
CERTIFICATE OF WATER RIGHT

This Is to Certify, That L. A. MATHISEN

of 6536 S. W. Capitol Hwy., Portland, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of a spring

a tributary of Sandy River for the purpose of domestic use for 8 houses, 3 trailers and a private campsite

under Permit No. 27015 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 26, 1960,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.03 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, T. 2 S., R. 6 E., W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to - - - - - of one cubic foot per second per acre,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 22
 T. 2 S., R. 6 E., W. M.

Houses on Lots 1, 3, 5, 12, 16, 19, 21 and 22.
 Trailers on Lots 5, 13, 14, & private campsite on Lot 11
 all of Lenart Acres

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The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. AUGUST 4 1964

CHRIS L. WHEELER

State Engineer

ATTACHMENT B

- **EVIDENCE OF USE AFFIDAVIT**
- **SUPPORTING DOCUMENTATION**

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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)
County of Clackamas) ss

I, Robin Jacobs, in my capacity as Lenart Acres Lot 4 owner,
mailing address 59890 E. Marmot Rd, Sandy, OR 97055
telephone number 503-622-6325, 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

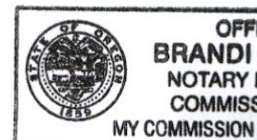
☒ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)
31677	2 S	6 E	W.M.	22	NE NE	Lenart Acres Lot 5 - Trailer	.64

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)

(continues on reverse side)



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

Shahin Jacobs
Signature of Affiant

12-9-19
Date

Signed and sworn to (or affirmed) before me this 9 day of December, 2019.



Brandi Leta Knoles
Notary Public for Oregon

My Commission Expires: July 08, 2023

Supporting Documents	Examples
☐ 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
☒ Copies of receipts from sales of irrigated crops or for expenditures related to use of water <u>Lot 5 - Semi-annual invoice and payment receipts to Lehigh Acres Water System. Provided by Suzanne Pland.</u>	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• 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
☒ Aerial photos containing sufficient detail to establish location and date of photograph <u>Lot 5 Trailer - Photos taken and provided by Tom and Diana Partin on December 7, 2019 of Trailer - Camper.</u>	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. Sources for aerial photos: OSU - www.oregonexplorer.info/imagery OWRD - www.wrd.state.or.us Google Earth - earth.google.com TerraServer - www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

STAMP
TA KNOLES
LIC-OREGON
N NO. 989168
IRES JULY 08, 2023

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OWF 13 372 - FS

Evidence of Use Affidavit – Supporting Photographs

Date of Photographs: December 7, 2019; Taken and provided by Tom and Diana Partin, Lot 5 co-owner



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12/11/2019



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Group

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LENART ACRES WATER SYSTEM, INC.

#1582
44.01
\$50.00

To: Suzanne Warren

Semiannual Water Service Fee:

Amount Due: \$50.00

Service Period:

March 1, 2001-September 1, 2001

Payment Due By:

March 30, 2001

Send Payment To:

Lenart Acres Water System, Inc.
59980 E. Marmot Rd.
Sandy, Or. 97055

LENART ACRES WATER SYSTEM, INC.

#1584
9-20-01
\$50.00

To: Suzanne Warren

Semiannual Water Service Fee:

Amount Due: \$50.00

Service Period:

September 1, 2001-March 1, 2002

Payment Due By:

September 30, 2001

Send Payment To:

Lenart Acres Water System
59980 E. Marmot Rd.
Sandy, Or. 97055

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Lenart Acres Water System

To: Suzanne Piland	
Semiannual Water Service Fee:	Amount Due: \$50.00
Service Period:	March 1, 2003-September 1, 2003
Payment Due By:	March 31, 2003
Send Payment To:	Lenart Acres Water System 59980 E. Marmot Rd. Sandy, Or. 97055

3-18-03
#1880
#50.00

Lenart Acres Water System

To: Suzanne + Dick Piland	
Semiannual Water Service Fee:	Amount Due: \$50.00
Service Period:	September 1, 2005 to March 1, 2006
Payment Due By:	September 30, 2005
Send Payment To:	Lenart Acres Water System 59980 E. Marmot Rd. Sandy, Or. 97055

#1895
9-18-05
#50.00

NOTICE OF ANNUAL MEETING

Meeting Date: Saturday, October 8, 2005
Time: 1:00 PM
Location: Cy and Dorothy Smith's house
59562 S.E. Marmot Rd

AGENDA

- Treasurer's report
- Water System Update

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3-19-08
#1916
\$50
w/ note

INVOICE

Lenart Acres Water System
PO Box 302
Brightwood OR 97011

DATE 3/13/08

TO: Suzanne & Dick Piland
10465 SW Miller Court
Tualatin OR 97062

SEMI ANNUAL WATER SERVICE FEE	SERVICE PERIOD	PAYMENT DUE BY
\$50.00	3/1/08 - 9/1/08	3/31/08

#1002
3-17-10
\$50.00

INVOICE

Lenart Acres Water System
PO Box 302
Brightwood OR 97011

DATE 3/16/2010

TO: Suzanne & Dick Piland
10465 SW Miller Court
Tualatin OR 97062

SEMI ANNUAL WATER SERVICE FEE	SERVICE PERIOD	PAYMENT DUE BY
\$50.00	March 2010 - Sept 2010	4/30/10

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FWRD

Lenart Acres Water System
PO Box 302
Brightwood OR 97011
503.622-0614

INVOICE

#1021
\$75.00
3-10-2013

March 6, 2013

Suzanne & Dick Piland
10465 SW Miller Court
Tualatin OR 97062

Date	Description	Cost
March 2013	Semi-annual water service fee effective 3/2013 - 9/2013	75.00
	TOTAL DUE	\$ 75.00

LENART ACRES WATER SYSTEM
PO BOX 302
BRIGHTWOOD OR 97011

#1034
3-8-2015
\$125.00

INVOICE

*Suzanne & Dick Piland
10465 SW Miller Court
Tualatin OR 97062*

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Invoice Number:

Date	Description	Cost
	Semi-Annual Water Service Fee effective	
2/24/15	March 2015 - September 2015	\$125.00

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Lenart Acres Water System
PO Box 302
Brightwood OR 97011

#1151
10-11-2016
\$125.00

INVOICE

Suzanne and Dick Piland

Date	Description	Cost
9/1/2016	Semi-annual water service fee effective 9/1/16 - 3/1/17	
	TOTAL DUE	\$125.00

Rec'd 9-28-2019

#1254
9-28-2019
\$125.00

Lenart Acres Water System
PO Box 302
Brightwood OR 97011

9-25-19.

INVOICE

Date	Description	Cost
9-25-19	Semi-annual water service fee effective (SEPT'19 > MAR'20)	\$125.00
	TOTAL DUE	\$125.00

Thank You,

NEIL DANN (MANAGER)
Ph (cell): 971 255 9978.

Please make checks payable to L.A.W.S.

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Hi there. i hope everybody had a nice summer,

13372 -

EXPENSE acquiring water rights to Spring.

1-26-60 -

Marx Bros. - survey -

\$150.00

less 2% for cash -

3.00

147.00

9-26-60 - Lewis Q. Stanley, State Eng., filing fees

20.00

167.00

Distribution of expense @ 7.26 per lot

Ray Robinson - Lots 1, 2 and 3 - 21.78 -

7.26

P. M. Chaimov - " 4

L. R. Mathews 5, 6, 7, 9, 10, 11 - 43.58

7.26

Mary Schelling " 8

14.52

Lee Freeman Lots 12 & 13

14.52

Leonard Satra " 14 & 15

7.26

Maxine Jefferson " 16 -

7.26

Robert Smythe " 17 -

7.26

R. H. Gordon - " 18 -

7.26

Crabtree " 19 -

29.04

M. L. Edwards " 20, 21, 22 & 23

167.00

635

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Apportionment of costs as set forth in letter to which this is attached.

Lot Nos.	Owner	Address		Paid
1	Madaline Payne	3161 NE Holland Court	Portland, Oregon	\$ 7.75 7.7
2-3	Gary L. Davis	514 S E 29th Ave	" "	15.52 15.5
4	P. M. Chaimov	Rt 1, Box 778	Sandy, "	7.76 7.7
5-9 inc	L. A. Mathisen	Rt 1, Box 779	" "	38.80 38.8
11	Raymond Stockton	Los Angeles, Calif		7.75 7.7
12	W. A. Hays	Rt. 1	" "	7.76 7.7
13	Albert L. Brooks	3907 SE 136th Ave	Portland, Oregon	7.76 7.7
14-15	W. P. Yaw, Jr.	15150 NE Clackamas St.	" "	15.52 15.5
16	Maxine Lipscomb	2720 NE 68th Ave.	" "	7.76 7.7
17	Robert Smyth	511 Park Bldg	" "	7.75 7.7
18	R. S. Gordon	505 Spreckles Bldg.	San Diego, Cal	Pay 7.75 7.7
19	Lee Crabtree	2825 S. W. 36th Ave.	Portland, Oregon	7.76 7.7
10 & 20	M. Lowell Edwards	15191 Sandhurst Place,	Santa Ana, Calif	38.80
to 23 inc				\$178.45

10-5-67- Paid by Sam
on hand - \$ 100.8

Leachman	22-23 -	1.35
Guram	20-21 -	1.35
Venient	18 -	.67
Rush	18	.67
Democrat	17	
Lipscomb	16	.67
Wingfield	14-15	1.35
Steen	12-13	1.35
Sam	5-6-7-9-10-11-405	
	8 -	.67
Schelling		.67
Chaimov	4	.67
Crabtree	3	.67
Fordbury	3	
Democrat	1-2-17-2.04	
	15.48	

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ATTACHMENT C

- AFFIDAVITS OF CONSENT FORMS
FROM LANDOWNERS (LOT 5)
- CONTACT INFORMATION OF
LANDOWNERS
- PROOF OF OWNERSHIP (DEEDS) FOR
LOT 5 (*FROM* LOT) AND LOT 4 (*TO* LOT)

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13372 TOWRD

Application for Water Right
Transfer
Consent by Deeded Landowner



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

State of Oregon)
)ss
County of Clackamas)

I Suzanne Piland in my/our capacity as co-owner, of Lot 5

mailing address 921 SW Cheltenham Street, Portland OR 97239

telephone number 971.235.2029, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 31677

described in a Transfer Application (T-) submitted by Robin Jacobs

(transfer number, if known)

Lot 5

on the property in tax lot number(s) Trailer water right only, Section 22, Township 2S

North, Range 6 East, W.M., located at 59870 E Marmot Rd, Sandy OR 97055
(site address)

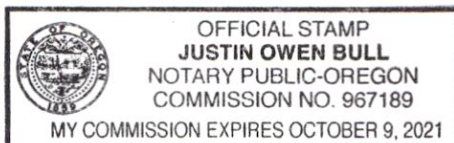
Suzanne J. Piland
Signature of Affiant

12-16-2019
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 16th day of DECEMBER, 2019.



Justin Owen Bull
Notary Public for Oregon

My commission expires 10/09/2021.

Application for Water Right
Transfer
Consent by Deeded Landowner



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

State of Oregon)
)ss
County of Clackamas)

I Diana Partin in my/our capacity as co-owner of lot 5

mailing address 921 SW Cheltenham Street, Portland OR 97239

telephone number 503.475.7035, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 31677

described in a Transfer Application (T-) submitted by Robin Jacobs
(transfer number, if known)

on the property in tax lot number(s) ⁵trailer water
right only, Section 22, Township 2S

North, Range 6 East, W.M., located at 59870 E Marmot Rd, Sandy OR 97055
(site address)

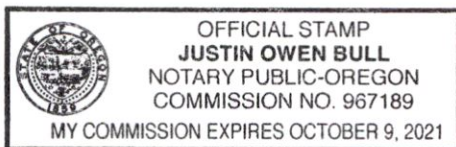

Signature of Affiant

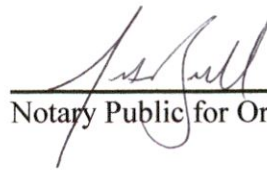
12/16/19
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 16TH day of DECEMBER, 2019.




Notary Public for Oregon

My commission expires 10/09/2021.

Application for Water Right
Transfer
Consent by Deeded Landowner



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

State of Oregon)
)ss
County of Clackamas)

I Marilyn Sullivan in my/our capacity as co-owner, lot 5

mailing address 8402 E Sandlewood Ln, Spokane, WA 99217

telephone number 509.998.2346, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 31677

described in a Transfer Application (T-) submitted by Robin Jacobs
(transfer number, if known)

on the property in tax lot number(s) Lot 5
Trailer water right only, Section 22, Township 2S

North, Range 6 East, W.M., located at 59870 E Marmot Rd, Sandy OR 97055
(site address)

Marilyn L Sullivan
Signature of Affiant

Signature of Affiant



12/12/19
Date

Date

Subscribed and Sworn to before me this 12 day of December, 2019.

Maria Sodemann-Stern
Notary Public for Oregon Washington

My commission expires 2/27/23.



Application for Water Right Transfer

Consent by Deeded Landowner



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

State of ~~Oregon~~ WA. STATE)
)ss
County of ~~Clackamas~~ KING)

I Christina Medlyn in my/our capacity as co-owner of Lot 5

mailing address 6522 38th Avenue SW, Seattle WA 98126

telephone number 206.999.3125, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 31677

described in a Transfer Application (T-) submitted by Robin Jacobs
(transfer number, if known)

on the property in tax lot number(s) 5-trailer
water right only Section 22, Township 2S

North, Range 6 East, W.M., located at 59870 E Marmot Rd, Sandy OR 97055
(site address)

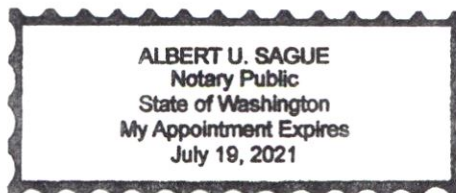
Christina Medlyn
Signature of Affiant

12/14/19
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 14 day of DECEMBER, 2019.



[Signature]
Notary Public for Oregon WA STATE

My commission expires JULY 19, 2021

Owner Contact Mailing Addresses and Phone Numbers

Co-Owners of Lot 5 (Transfer "From"):

Suzanne Piland
921 SW Cheltenham Street
Portland, OR 97239
(971) 235-2029

Diana Partin
921 SW Cheltenham Street
Portland, OR 97239
(503) 475-7035

Marilyn Sullivan
8402 E. Sandlewood Lane
Spokane, WA 99217
(509) 998-2346

Christina Medlyn
6522 38th Avenue, SW
Seattle, WA 98126
(206) 999-3125

Owner of Lot 4 and Applicant (Transfer "To"):

Robin Jacobs
59890 E. Marmot Road
Sandy, OR 97055
(503) 622-6325

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NA

BARGAIN AND SALE DEED—STATUTORY FORM

INDIVIDUAL GRANTOR

CHARLES J. CAMPBELL

_____, Grantor,
conveys to LEONARD M. MATHISEN, ILENE MATHISEN, SUZANNE I. WARREN, TOM L. PARTIN, DIANA J. PARTIN, MARILYN M. SULLIVAN and CHRISTINA I. MEDLYN, as tenants in common, in equal shares _____, Grantee, the following real property situated in Clackamas County, Oregon, to-wit:

An undivided one-half interest in and to the following described real property, to-wit:

Lots Five (5), Six (6), Seven (7), Eight (8) and Nine (9),
659 LENART ACRES, Twp 25, Rng 6 E, Sect 22AA, Clackamas
County, Oregon;

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

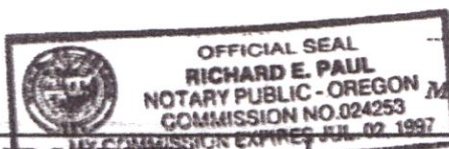
The true consideration for this conveyance is \$ _____ (Here comply with the requirements of ORS 93.030)
This property interest valued at \$63,265.00 is a gift from grantor to grantees.

Dated this 11th day of April, 1995.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

STATE OF OREGON, County of Multnomah

This instrument was acknowledged before me on April 11, 1995,
by CHARLES J. CAMPBELL



My commission expires _____

Notary Public for Oregon

BARGAIN AND SALE DEED

CHARLES J. CAMPBELL,

GRANTOR

LEONARD M. MATHISEN, et.al.

GRANTEE

GRANTEE'S ADDRESS, ZIP

After recording return to:

SAME AS BELOW

NAME, ADDRESS, ZIP

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

Leonard M. Mathisen

2305 Awbrey Road N.W.

Bend, Oregon 97701

STATE OF OREGON,

County of _____

} SS.

STATE OF OREGON 95-021826
CLACKAMAS COUNTY

SPACE RESER

FOR

RECORDER'S

Received and placed in the public
records of Clackamas County

RECEIPT# AND FEE: 18185 \$25.00

DATE AND TIME: 04/17/95 09:12 AM

JOHN KAUFFMAN, COUNTY CLERK

County affixed.

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NAME

TITLE

By

Deputy

13372 -

NA

BARGAIN AND SALE DEED—STATUTORY FORM

INDIVIDUAL GRANTOR



LEONARD M. MATHISEN and ILENE MATHISEN, Grantor,
conveys to SUZANNE I. WARREN, DIANA J. PARTIN, MARILYN M. SULLIVAN, as tenants
in common in shares as below
Grantee, the following real property situated in Clackamas

County, Oregon, to-wit:

To: Suzanne I. Warren . . . One and one-half Fourteenths;
Diana J. Partin . . . Two Fourteenths;
and Marilyn M. Sullivan . . . as her sole and separate property--Two Fourteenths;
to-wit:

Lots Five(5), Six(6), Seven(7), Eight(8) and Nine(9),
659 LENART ACRES, Twp 25, Rng 6E, Sect 22AA, Clackamas County,
Oregon;

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(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The true consideration for this conveyance is \$ - - - (Here comply with the requirements of ORS 93.030)

This property interest valued at \$49,709.00 is a gift from Grantors to Grantees
as follows: Suzanne I. Warren - \$13,557; Diana J. Partin - \$18,076.00; and
Marilyn M. Sullivan - \$18,076.00.

Dated this 10th day of July, 1995

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY
LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN
ORS 30.930.

Leonard M. Mathisen
Ilene Mathisen

STATE OF OREGON, County of RoschukosThis instrument was acknowledged before me on July 10, 1995,by Leonard M. Mathisen and Ilene Mathisen

Deborah A. Alderson
Notary Public for Oregon

My commission expires 12-22-95**BARGAIN AND SALE DEED**LEONARD M. and ILENE MATHISEN

GRANTOR

SUZANNE I. WARREN, DIANA J.

GRANTEE

PARTIN, & MARILYN M. SULLIVAN

GRANTEE'S ADDRESS, ZIP

After recording return to:

L. M. Mathisen
2305 N.W. Awbrey Road
Bend, Or. 97701

NAME, ADDRESS, ZIP

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

S. I. WARREN

4533 S.W. CORONADO STREET
PORTLAND, OREGON 97219

STATE OF OREGON,

County of _____ } ss.

I certify that the within instru-
ment was received for record on the
_____ day of _____, 19____

SPACE RESERVE

FOR

RECORDER'S USE

STATE OF OREGON **95-042016**
CLACKAMAS COUNTY

Received and placed in the public
records of Clackamas County

RECEIPT# AND FEE: 22637 \$25.00DATE AND TIME: 07/20/95 11:02 AM

JOHN KAUFFMAN, COUNTY CLERK

NAME

TITLE

By _____

13372 -

NA

BARGAIN AND SALE DEED — STATUTORY FORM
INDIVIDUAL GRANTOR

Tom L. Partin

Grantor,

conveys to
andChristina I. Medlyn, as her sole and separate property
Diana J. Partin

Grantee, the following real property situated in

County, Oregon, to-wit:

To: Diana J. Partin ... one twenty-eighth
and Christina I. Medlyn ... one twenty-eighth, as her sole and
separate property

To wit:

Lots Five (5), Six (6), Seven (7), Eight (8) and Nine (9),
659 LENART ACRES, Twp 25, Rng 6E, Sect. 22 AA,
Clackamas County, Oregon;

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(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

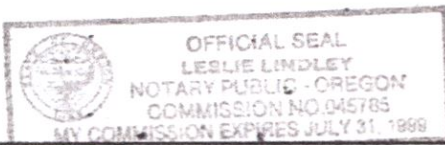
The true consideration for this conveyance is \$ (Here comply with the requirements of ORS 93.030)

This property interest valued at \$11,300 is a gift from Grantor to Grantees
as follows: Diana J. Partin - \$5650.; Christina I. Medlyn - \$5650.

Dated this 14th day of October, 1997

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY
LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN
ORS 30.930.

STATE OF OREGON, County of Grant) ss.

This instrument was acknowledged before me on October 14, 1997,
by Tom PartinNotary Public for Oregon
My commission expires July 31, 1997**BARGAIN AND SALE DEED**

Tom L. Partin

GRANTOR

Christina I. Medlyn
Diana J. Partin

GRANTEE

GRANTEE'S ADDRESS, ZIP

After recording return to:

S. I. Warren
4533 S.W. Coronado St.
Portland, OR 97219

NAME, ADDRESS, ZIP

Until a change is requested, all tax statements
shall be sent to the following address:S. I. Warren
4533 S.W. Coronado St
Portland, OR 97219

STATE OF OREGON,

County of

I certify that the within instru-
ment was received for record on theSTATE OF OREGON 97-081017
CLACKAMAS COUNTYSPACE RES
FOR
RECORDERReceived and placed in the public
records of Clackamas County

RECEIPT# AND FEE: 62172 \$35.00

DATE AND TIME: 10/16/97 12:38 PM

JOHN KAUFFMAN, COUNTY CLERK

By

TITLE

Diana J. Partin

13372 -

pages

01082042206700229750040048

\$41.00

03/19/2007 10:47:38 AM

D-D Cnt#1 St#2 TIFFANYC1A
\$20.00 \$11.00 \$10.00

Grantor:

Pamela Jolene Jacobs
4104 Maybelle Ave.
Oakland, CA 94619

Grantee:

Robin L. Jacobs
7027 SW 33rd Pl.
Portland, OR 97219

After recording return to

Susan K. Andersen
Attorney at Law,
2686 SW Vista Ave.
Portland, Oregon 97201

Send tax statements to:

Robin L. Jacobs
7027 SW 33rd Pl.
Portland, OR 97219

WARRANTY DEED

Pamela Jolene Jacobs, grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto **Robin L. Jacobs**, grantee, and unto grantee's heirs, successors and assigns, all of grantor's right, title and interest in that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Clackamas and State of Oregon, described as follows, to-wit:

See Exhibit A attached hereto and by this reference, incorporated herein.
Commonly known as 59890 E. Marmot Rd., Sandy, OR 97055

It is understood that Grantee acquires a 1/23 interest in the water system supplying water to said Lewart acres and that said property is subject to an easement for maintenance of the water main now crossing said property.

To Have and to Hold the same unto grantee, her assigns and the heirs of such survivor, forever.

Grantor covenants that Grantor is seized of an indefeasible estate in the real property described above in fee simple, that Grantor has good right to convey the property, that the property is free from all encumbrances except those exceptions as described on Exhibit B attached hereto and incorporated by reference, and that Grantor warrants and will defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

The true consideration for this conveyance is \$ 121,500.00

RECEIVED

FEB 20 2020

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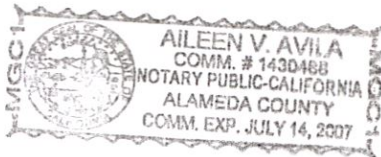
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37(2004)). THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND 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 APPROVED USES AND 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 CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37(2004)).

Dated this day of Feb 7, 2007.

Pamela Jolene Jacobs
Pamela Jolene Jacobs

STATE OF CA)
County of ALAMEDA) ss.

The foregoing instrument was acknowledged before me this 7th day of FEB., 2007 by **Pamela Jolene Jacobs**.



[Signature]
Notary Public for CA ALAMEDA
My commission expires: 7/14/07

Exhibit A

Lot 4 of the duly recorded plat of "LENART ACRES", together with a tract of land both being situated in the Northeast one-quarter of Section 22, Township 2 South, Range 6 East of the Willamette Meridian, in the County of Clackamas and State of Oregon, more particularly described as:

BEGINNING at the most Easterly corner of said Lot 4, "LENART ACRES"; thence South 41 degrees 53' 22" West, along the Southeasterly line thereof, a distance of 286.83 feet to the most Southerly corner of said Lot 4; thence continuing South 41 degrees 53' 22" West along the Southwesterly extension of said Southeasterly line, to a point in the thread of the Sandy River; thence Northwesterly, along said thread of said Sandy River to a point in the Southwesterly extension of the Northwesterly line of said Lot 4; thence north 35 degrees 57' 32" East; along said Southwesterly extension to the most Westerly corner of said Lot 4; thence continuing North 35 degrees 57' 32" East, along said Northwesterly line, a distance of 290.18 feet to the most Northerly corner of said Lot 4; thence South 45 degrees 51' 52" East along the Northeasterly line thereof a distance of 112.14 feet to the point of beginning.

SUBJECT TO AND TOGETHER WITH an easement for ingress and egress purposes over and across a strip of land being 12.00 feet in width, 6.00 feet each side of (when measured at right angles to) the following described centerline:

BEGINNING at the most Northerly corner of said Lot 4, "LENART ACRES"; thence South 35 degrees 57' 32" West, along the Northwesterly line thereof, a distance of 190.00 feet to the point of terminus of the centerline of the easement herein described.

Exhibit B

1. The rights of fishing, navigation and commerce in the State of Oregon, the Federal Government, and the public in and to that portion thereof lying below the ordinary high waterline of the Sandy River.
2. Any adverse claim based upon the assertion that:
 - a. Said land or any part thereof is now or at any time has been below the highest of the high waterlines of the Sandy River, in the event the boundary of said river has been artificially raised or is now or at any time has been below the high waterline, if said river is in its natural state.
 - b. Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - c. Some portion of said land has been brought within the boundaries thereof by an avulsive movement of said river or has been formed by accretion to any such portion.
3. Reservation of water and mineral rights and right of way for ditches and canals constructed by authority of the United States as contained in Patent from the United States to James A. Odell.

Recorded	:November 6, 1889	
Book	:71	Page:22 Deed Records
4. Easement, including the terms, rights, and provisions thereof,

For	:Water main	
Granted to	:P.M. CHAIMOV and OLGA A. CHAIMOV	
Recorded	:August 13, 1953	
Book	:472	Page: 375
Location	:Not specified	
5. Easement, including the terms, rights, and provisions thereof,

For:	:Driveway	
Recorded	:	
Fee No.	:	

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ATTACHMENT D

- **LAND USE INFORMATION FORM
(COUNTY APPROVAL)**

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MIDDLETON Cory M * WRD

From: Robin Jacobs <grasmerecottage@aol.com>
Sent: Friday, February 21, 2020 10:34 AM
To: MIDDLETON Cory M * WRD
Subject: Re: OWRD

Cory,

On page 4 of the Transfer Application, and in response to the question, "Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for the transfer is located?", my response and the box to be checked is "NO".

Thank you so much, Cory, for placing an "X" in the "NO" box for me!

Robin Jacobs
Applicant

-----Original Message-----

From: MIDDLETON Cory M * WRD <Cory.M.Middleton@oregon.gov>
To: grasmerecottage@aol.com <grasmerecottage@aol.com>
Sent: Fri, Feb 21, 2020 10:11 am
Subject: OWRD

Hello,

Per our conversation, I am attaching Page 4 of the application. Can you please answer the last question on Page 4 for me? Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for the transfer is located? Yes or No?

Thank you!!

Thank you, Cory Middleton
Customer Service Representative
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
503-986-0801



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