

**Application for Water Right
Temporary or Drought Temporary 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 temporary 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.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary 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 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 Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: 16857, 45685**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year: 2020 End Year: 2023.**
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

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Attachments:

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation. OWRD
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the 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 (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

___ Application fee not enclosed/or is insufficient	___ Map not included or incomplete
___ Land Use Form not enclosed or incomplete	___ Additional signature(s) required
Other/Explanation _____	
Staff: _____ 503-986-0_____	Date: ____/____/____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- 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 temporary 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) to convey water to the new temporary place of use, 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°).

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME EDER BROS INC		PHONE NO. 503-932-2505	ADDITIONAL CONTACT NO.
ADDRESS 10725 MOHAWK RD NE			FAX NO.
CITY SILVERTON	STATE OR	ZIP 97381	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.			

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:

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

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

Thomas U. Eder
Applicant signature

President
Print Name (and Title if applicable)

2/25/2020
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 landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer: <u>2</u> (2a) Subtract 1 from the number in 3a above: <u>1</u> (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » » » »	2	260
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres for the portions of the rights to be transferred: <u>78.5</u> (4a) Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	180.55
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:	5	1250.55
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> 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 5 by 0.5 and enter on line 6 »	6	
7	If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		0

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
2	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » » Transfer Fee:	3	

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. 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).
2. 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)
3. 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 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

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INSTRUCTIONS for editing the Application Form

To add lines to tables within the forms or to copy and paste additional Part 5 pages, please **save the application form to your computer**. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the **Tools** menu => click **Unprotect Document**;

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

To relock the document to enable the checkboxes to work, you will need to:

- Using the **Tools** menu => click **Protect Document**;

OR

- Using the **Forms** toolbar => click on the **Protect/Unprotect** icon.

Microsoft Word 2007

- Unlock the document by clicking the **Review** tab, then click **Protect Document**, then click **Stop Protect**
- To relock the document, click **Editing Restrictions**, then click **Allow Only This Type of Editing**, select **Filling In Forms** from the drop-down menu, then check **Yes, Start Enforcing Protection**.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab; toggle the **Restrict Editing** icon at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing** in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the **Editing Restrictions/Allow Only This Type of Editing/Filling In Forms** box from the drop-down menu, then check **Yes, Start Enforcing Protection**. You do not need to assign a password for the editing restrictions.

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Other Alternatives:

- Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

Once the application has been unlocked, you may:

- add rows to tables using the Table tools, and
- select and copy the pages of Part 5 and paste as many additional sets of Part 5 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

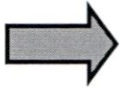
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Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

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 local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME MARION COUNTY	ADDRESS 555 COURT ST NE STE 5232	
CITY SALEM	STATE OR	ZIP 97301

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 rows to tables within the form.

Water Right Certificate # 16857

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Description of Water Delivery System

System capacity: 0.73 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. _____

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		6	S	1	W	33	SW	NE	45	
POD 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		6	S	1	W	33	SW	NW	45	
POD 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		6	S	1	W	33	SE	NW	45	
POD A	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		6	S	1	W	32	NE	NW	400	726 FT SOUTH & 3750 FT WEST FROM NE CORNER, SECTION 32

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

- Place of Use (POU) Appropriation/Well (POA)
- Point of Diversion (POD) Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

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

- Place of Use (POU) Point of Appropriation/Well (POA)
- Character of Use (USE) Additional Point of Appropriation (APOA)
- Point of Diversion (POD) Additional Point of Diversion (APOD)

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

- Yes Complete only the Proposed ("to" 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 Temporary Changes to Water Right Certificate # 16857

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)											
The listing that appears on the Certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES											
List only that part or portion of the water right that will be changed.										are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Proposed Changes (see "CODES" from previous page)	Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																					
2	S	9	NE	NW	100	Irrigation	POD #1	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0	POD #5	1901
"	"	"	"	"	"	EXAMPLE	POD #2	"	"	2	S	9	E	2	SW	NW	500		5.0	POD #6	1901
6	S	1	W	33	SW	IR	PODS 1, 2, 3	1940	POD,POU	6	S	1	W	29	NE	SW	400		1.3	POD A	1940
6	S	1	W	33	SW	IR	PODS 1, 2, 3	1940	POD,POU	6	S	1	W	29	SE	SW	400		19.2	POD A	1940
6	S	1	W	33	SE	IR	PODS 1, 2, 3	1940	POD,POU	6	S	1	W	32	NE	NW	400		22.8	POD A	1940
6	S	1	W	33	SE	IR	PODS 1, 2, 3	1940	POD,POU												
TOTAL ACRES										TOTAL ACRES											
43.3										43.3											

Additional remarks: _____

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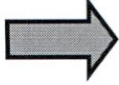
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For Place of Use Changes

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: 85593, 87118



Pursuant to ORS 540.525, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- Well log(s) 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 below for any well that does not have a well log. For a *proposed well(s) 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

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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 rows to tables within the form.

Description of Water Delivery System **Water Right Certificate # 45685**

System capacity: 0.5 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. _____

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		6	S	1	W	33	SW	NE	45	440 FT SOUTH FROM NE CORNER, S COX DLC 45
POD C	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		6	S	1	W	17	NE	SE		250 FT NORTH & 50 FT WEST FROM SE CORNER, NESE, SECTION 17
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- | | |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> 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) | |

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

- Yes Complete only the Proposed ("to" 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.

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 Temporary Changes to Water Right Certificate # 45685

List only the part of the right that will be changed. For the acreage in each 1/4, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)										
The listing that appears on the Certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES										
List only that part or portion of the water right that will be changed.										are made.										
Twp	Rng	Sec	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	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s) to be used (from Table 1)	Priority Date	
EXAMPLE																				
2	S	9	"	NW	100	15.0	Irrigation	POD #1 POD #2	1901	2	S	9	E	1	NW	500	1	10.0	POD #5	1901
"	"	"	"	"	"	"	EXAMPLE	"	"	2	S	9	E	2	SW	500		5.0	POD #6	1901
6	S	1	W	33	NW	NE	43	IR	1961	6	S	1	W	16	SW	1000		23.4	POD C	1961
6	S	1	W	33	SW	NE	43	IR	1961	6	S	1	W	21	NW	1000		11.8	POD C	1961
6	S	1	W	33	NE	NW	43	IR	1961											
TOTAL ACRES										TOTAL ACRES										
35.2										35.2										

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Additional remarks: _____

For Place 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: 35883



Pursuant to ORS 540.525, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- Well log(s) 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 below for any well that does not have a well log. For a *proposed well(s) 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

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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 MARION) ss

I, DAVID J. BIELENBERG, in my capacity as OWNER,
 mailing address 16475 HERRIGSTAD Rd NE SILVERTON, OR 97381
 telephone number 503 873-2710, 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 # 45685; **OR** # 16357
 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)

- OR
- Confirming Certificate # _____ has b
 Part or all of the water right was leased instream. instream lease number is: _____ transfer was not leased, additional evidence of us
 The water right is not subject to forfeiture and do non-use would be rebutted under ORS 540.610(2)
 Water has been used at the actual current point of 10 years for Certificate # _____ (For Hi

appears to be original, just is in black ink TB
 35.2
 43.2
 78.5

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(continues on reverse)

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

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.

Signature of Affiant [Handwritten Signature]

Date Feb. 25, 2020

Signed and sworn to (~~or affirmed~~) before me this 25 day of February, 2020.



[Handwritten Signature]
Notary Public for Oregon

My Commission Expires: July 31, 2021

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.terra-server.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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SEED GROWER SETTLEMENT

M83-16-151

SiteOne Landscape Supply

550 Stephenson Highway
Troy, MI 48083-1110
Phone: 248 588 2100 Fax 248 588 1343

005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861

Settlement Date 3/31/2017
Due Date **4/18/2017**
Lot Number M83-16-151
PO Number 28943830

DESCRIPTION

AMOUNT

Type of Seed: PR
Variety: Evolution Perennial Ryegrass
Quantity: 54,000
Unit Price: \$0.79

Total Purchase Price \$42,660.00

\$42,660.00

Less: **GL 23418 Commission \$81.00**
Commission \$81.00

Seed Stock:

Additions:

Lein Holder

Comments

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ENTERED
APR 11 2017
DMV

TOTAL \$42,579.00

If you have any questions concerning this invoice please contact:

Lina (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

watts@siteone.com

PH: 503-507-6519

THANK YOU!

13374 -

SEED GROWER SETTLEMENT

M83-16-153

SiteOne Landscape Supply

650 Stephenson Highway
Troy, MI 48083-1110
Phone: 248 588 2100 Fax 248 588 1343

7005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861

Settlement Date 3/31/2017
Due Date **4/18/2017**
Lot Number M83-16-153
PO Number 28943889

DESCRIPTION

AMOUNT

Type of Seed: PR
Variety: Evolution Perennial Ryegrass
Quantity: 16,350
Unit Price: \$0.83

Total Purchase Price \$13,570.50

\$13,570.50

Less: **GL 23418 Commission \$24.52**
Commission \$24.52

Seed Stock:

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FEB 25 2020

OWRD

Additions:

ENTERED
APR 11 2017
DMV

Lein Holder

Comments

TOTAL \$13,545.98

If you have any questions concerning this invoice please contact:

Lina (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

watts@siteone.com

PH: 503-507-6519

THANK YOU!

13374 -

SEED GROWER SETTLEMENT

M83-16-152

SiteOne Landscape Supply

150 Stephenson Highway
Troy, MI 48083-1110
Phone: 248 588 2100 Fax 248 588 1343

#005226

DAVE BIELENBERG

6425 HERIGSTAD RD
SILVERTON, OR 97381
(503) 932-2861

Settlement Date 3/31/2017
Due Date **4/18/2017**
Lot Number M83-16-152
PO Number 28944135

DESCRIPTION

AMOUNT

Type of Seed: PR
Variety: Evolution Perennial Ryegrass
Quantity: 45,000
Unit Price: \$0.83

Total Purchase Price \$37,350.00

\$37,350.00

Less: **GL 23418 Commission \$67.50**

Commission \$67.50

Seed Stock:

Additions:

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FEB 25 2020

Lein Holder

Comments

OWRD

ENTERED
APR 11 2017
DMV

TOTAL \$37,282.50

If you have any questions concerning this invoice please contact:

Anna (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

awatts@siteone.com

PH: 503-507-6519

THANK YOU!

13374 -

SEED GROWER SETTLEMENT

M83-16-150

SiteOne Landscape Supply

50 Stephenson Highway
Troy, MI 48083-1110
Phone: 248 588 2100 Fax 248 588 1343

005226

DAVE BIELENBERG

6425 HERIGSTAD RD
SILVERTON, OR 97381
(503) 932-2861

Settlement Date 3/31/2017
Due Date **4/18/2017**
Lot Number M83-16-150
PO Number 28944265

DESCRIPTION

AMOUNT

Type of Seed: PR
Variety: Evolution Perennial Ryegrass
Quantity: 54,000
Unit Price: \$0.79

9 Books
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4/19/17
H
Malloy 2016

Total Purchase Price \$42,660.00

\$42,660.00

Less: **GL 23418 Commission \$81.00**

Commission \$81.00

Seed Stock:

Additions:

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OWRD

ENTERED
APR 11 2017
DMV

Lein Holder

Comments

TOTAL \$42,579.00

If you have any questions concerning this invoice please contact:

Ina (Rhine) Watts
SiteOne Landscape Supply
Account Manager Turf & Seed Sales

watts@siteone.com PH: 503-507-6519

THANK YOU!

13374 - =

SEED GROWER SETTLEMENT

M83-15-119

SiteOne Landscape Supply

650 Stephenson Highway

Troy, MI 48083-1110

Phone: 248 588 2100 Fax 248 588 1343

V005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861

Settlement Date 4/5/2016

Due Date 4/11/2016

Lot Number M83-15-119

PO Number 87984283

DESCRIPTION	AMOUNT
Type of Seed: PR	
Variety: Evolution Perennial Ryegrass	
Quantity: 54,000	
Unit Price: \$0.85	
Total Purchase Price \$45,900.00	\$45,900.00
Less: GL 23418 Commission \$64.80	
Commission \$64.80	
Seed Stock:	
Additions:	
Lein Holder	
Comments	
TOTAL	\$45,835.20

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FEB 25 2020
OWRD

If you have any questions concerning this invoice please contact:

Gina (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

gwatts@siteone.com

PH: 503-507-6519

THANK YOU!

13374 -

SEED GROWER SETTLEMENT

M83-15-53

SiteOne Landscape Supply

650 Stephenson Highway
Troy, MI 48083-1110
Phone: 248 588 2100 Fax 248 588 1343

V005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861

Settlement Date 4/11/2016
Due Date **4/18/2016**
Lot Number M83-15-53
PO Number 27341765

DESCRIPTION	AMOUNT
Type of Seed: PR	
Variety: Evolution Perennial Ryegrass	
Quantity: 36,600	
Unit Price: \$0.83	
Total Purchase Price \$30,378.00	\$30,378.00
Less: GL 23418 Commission \$43.92	
Commission \$43.92	
Seed Stock:	
Additions:	
Lein Holder	
Comments	
TOTAL	\$30,334.08

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If you have any questions concerning this invoice please contact:

Gina (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

gwatts@siteone.com

PH: 503-507-6519

THANK YOU!

13374 -

SEED GROWER SETTLEMENT

M83-15-120

SiteOne Landscape Supply

650 Stephenson Highway

Troy, MI 48083-1110

Phone: 248 588 2100 Fax 248 588 1343

V005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861

Settlement Date 4/11/2016

Due Date 4/18/2016

Lot Number M83-15-120

PO Number 27341768

DESCRIPTION

AMOUNT

Type of Seed: PR
Variety: Evolution Perennial Ryegrass
Quantity: 54,000
Unit Price: \$0.85

Total Purchase Price \$45,900.00

\$45,900.00

Less: **GL 23418 Commission \$64.80**
Commission \$64.80

Seed Stock:

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Additions:

FEB 25 2020

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Lein Holder

Comments

TOTAL \$45,835.20

If you have any questions concerning this invoice please contact:

Gina (Rhine) Watts

SiteOne Landscape Supply

Account Manager Turf & Seed Sales

gwatts@siteone.com

PH: 503-507-6519

THANK YOU!

*Dip QB.
4/25/16*

13374 - 27341768

SEED GROWER SETTLEMENT

M83-15-121

SiteOne Landscape Supply

650 Stephenson Highway

Troy, MI 48083-1110

Phone: 248 588 2100 Fax 248 588 1343

V005226

DAVE BIELENBERG

16425 HERIGSTAD RD

SILVERTON, OR 97381

(503) 932-2861



Settlement Date 4/11/2016
Due Date **4/18/2016**
Lot Number M83-15-121
PO Number 27341766

DESCRIPTION	AMOUNT
Type of Seed: PR	
Variety: Evolution Perennial Ryegrass	
Quantity: 55,400	
Unit Price: \$0.83	
Total Purchase Price \$45,982.00	\$45,982.00
Less: GL 23418 Commission \$66.48	
Commission \$66.48	
Seed Stock:	
Additions:	
Lein Holder	
Comments	
TOTAL	\$45,915.52

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De P
5/2/16

If you have any questions concerning this invoice please contact:
Gina (Rhine) Watts
SiteOne Landscape Supply
Account Manager Turf & Seed Sales
gwatts@siteone.com PH: 503-507-6519
THANK YOU!

13374 - -

REEL 3517 PAGE 184
MARION COUNTY
BILL BURGESS, COUNTY CLERK
06-27-2013 11:17 am
Control Number 341902 \$ 61.00
Instrument 2013 00028801



After recording return to:
David J. Bielenberg and Margaret A.
Bielenberg
16425 Herigstad Road NE
Silverton, OR 97381

Until a change is requested all tax
statements shall be sent to the
following address:
David J. Bielenberg and Margaret A.
Bielenberg
16425 Herigstad Road NE
Silverton, OR 97381

File No.: 7081-2073806 (ALS)
Date: June 12, 2013

FATCO 2073806

STATUTORY WARRANTY DEED

Mallories Dairy, Inc., an Oregon corporation, Grantor, conveys and warrants to David J. Bielenberg and Margaret A. Bielenberg, as tenants by the entirety, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

- 1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$1,385,492.00**. (Here comply with requirements of ORS 93.030)

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OWRD

13374 - ==

APN: R16982

Statutory Warranty Deed
- continued

File No.: 7081-2073806 (ALS)

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

Dated this 13 day of June, 2013.

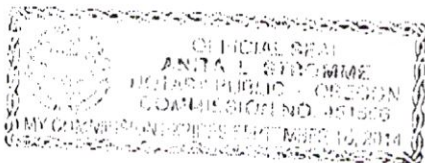
Mallories Dairy, Inc


By: Teresa Kilgus, Secretary

STATE OF Oregon)
)ss.
County of Marion)

This instrument was acknowledged before me on this 13th day of June, 2013 by Teresa Kilgus as Secretary of Mallories Dairy, Inc, on behalf of the corporation.





Notary Public for Oregon
My commission expires: 9/10/14

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FEB 25 2020

OWRD

APN: R16982

Statutory Warranty Deed
- continued

File No.: 7081-2073806 (ALS)

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Marion, State of Oregon, described as follows:

Parcel 1:

Beginning at the Southeast corner of the Elias Cox Donation Land Claim in Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 0° 22' 22" East along the East line of a tract of land as described in Volume 776, Page 13, Deed Records for said County and State, 1711.59 feet to a point in the center of Market Road No. 26; thence North 86° 47' West along the center of said road, 61.00 feet; thence South 0° 22' 22" West parallel with the East line of said claim 447.91 feet; thence North 86° 47' West 1320.51 feet to a point on the West line of said tract of land; thence South 2° 24' West 1300.00 feet to the Southwest corner of said tract of land; thence south 88° 18' East 1426.26 feet to the place of beginning.

Parcel 2:

Beginning at a point on the South line of the Donation Land Claim of Elias Cox and wife, in Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, at the Southwest corner of that certain tract of land conveyed by Mary L. Smith to Andrew C. Norgard and wife, by deed recorded in Volume 165, Page 460, Deed Records for Marion County, Oregon, said point being 32.48 chains Westerly from the Southeast corner of said claim; thence North 2° 15' East along the West line of said tract 22.40 chains to the Southeast corner of premises now owned by School District No. 63; thence North 79° 58' West along the South line of said School District premises, 4.94 chains to the Southwest corner thereof; thence North 12° 39' West along the West line of said premises, 2.30 chains to the South side of the Silverton-Salem County Road; thence South 77° 21' West along the South line of said road 8.09 chains to an iron pipe at a fence corner; thence South 23.27 chains to the aforesaid South line of said Donation Land Claim; thence South 88° 21' East 12.42 chains, more or less, to the place of beginning.

SAVE AND EXCEPT Beginning at a plow share on the East line of the former Lot 7 in the village of Bethany S.; said beginning point being North 2° 15' East 13.2 feet from the Southeast corner of said Lot 7; said beginning point is also North 88° 21' West 2143.02 feet and North 2° 15' East 1478.40 feet from the Southeast corner of Elias Cox and wife Donation Land Claim in Township 6 South, Range 1 West of the Willamette Meridian, in Marion County, Oregon; all located in the Northwest 1/4 of Section 33 of said Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 80° 04' West along the Southerly line of Bethany School District No. 63 property, 326.04 feet to an iron pipe; thence South 2° 15' West 446.46 feet to an iron pipe; thence South 87° 45' East 323.11 feet to an iron pipe; thence North 2° 15' East along the West line of Roy and Lorraine Herr property 402.87 feet to the place of beginning.

Parcel 3:

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APN: R16982

Statutory Warranty Deed
- continued

File No.: 7081-2073806 (ALS)

Commencing at a point on the South boundary line and North 88° 20' West 44.90 chains from the Southeast corner of the Donation Land Claim of Elias Cox and wife, in Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 11.56 chains; thence West 12.21 chains to the center of the County Road; thence South 11.37 chains to the South line of the said Elias Cox Donation Land Claim; thence South 88° 20' East 12.21 chains to the place of beginning.

Parcel 4:

Beginning at a point marking the Southeast corner of the Elias Cox Donation Land Claim No. 43, located in Section 33, Township 6 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence running North 88° 21' West along the South line of said claim line a distance of 1426.26 feet to a point; thence running North 02° 12' East a distance of 1298.60 feet to a point marking the Southwest corner of that certain parcel of land conveyed to Ellsworth O. and Eva E. Helmer by deed recorded in Volume 704, Page 231, Deed Records for Marion County, Oregon; thence running North 88° 21' West a distance of 717.00 feet, more or less, to a point on the East boundary of the Bethany School property; thence running South 02° 12' West a distance of 1298.60 feet to a point on the South boundary of the above mentioned Elias Cox Donation Land Claim; thence running North 88° 21' West along said claim line a distance of 1625.58 feet, more or less, to a point marking the Southwest corner of the Elias Cox Donation Land Claim; thence running South 0° 38' East along the West boundary of the Samuel S. Cox Donation Land Claim a distance of 484.44 feet to a point marking the Northwest corner of that parcel of land conveyed to David C. Archer by Deed recorded in Volume 666, Page 350, Deed Records for Marion County, Oregon; thence running East along the North line thereof, a distance of 1320.00 feet to the Northeast corner of the David C. Archer parcel; thence running South a distance of 363.00 feet to the Northwest corner of that certain tract of land deeded to Earl R. Ghiglia et ux, by deed recorded in Volume 737, Page 022; thence running North 82° 31' East a distance of 1902.12 feet, more or less, to a point on the East line of the Ghiglia parcel; thence running North 115.50 feet to a point marking the Northwest corner of the certain parcel conveyed to Edwin I. Steiger by deed recorded in Volume 657, Page 276, Deed Records for Marion County, Oregon; thence running East a distance of 561.00 feet to a point on the West line of the L. David Donation Land Claim No. 46; thence running North along the West line of said Donation Land Claim, a distance of 370.92 feet to the place of beginning.

SAVE AND EXCEPT: A tract of land situated in the Northwest Quarter of Section 33, Township 6 South, Range 1 West, Willamette Meridian, Marion County, Oregon. Said tract being more particularly described as follows:

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13374 -

APN: R16982

Statutory Warranty Deed
- continued

File No.: 7081-2073806 (ALS)

Commencing at the Southwest corner of the Northwest Quarter of Section 33, Township 7 South, Range 1 West, Willamette Meridian, Marion County, Oregon; thence North 00° 38' 00" West along the West line of said Section 33 for a distance of 89.10 feet to the Northwest corner of the tract of land described as Parcel 1 conveyed to Phillip Mark Williams in a Bargain and Sale Deed recorded May 25, 1994, in Reel 1168, Page 416, of Marion County Records and the true point of beginning; thence, continuing North 00° 38' 00" West along the West line of said Section 33 for a distance of 56.92 feet to the centerline of Silver Creek; thence along the centerline of said Silver Creek, more or less, the following courses: North 77° 56' 03" East for a distance of 273.15 feet; thence North 72° 34' 31" East for a distance of 222.16 feet; thence South 63° 25' 03" East for a distance of 124.67 feet; South 25° 24' 13" East for a distance of 138.12 feet to the North line of the aforementioned Williams Tract; thence, West along the said North line for a distance of 649.20 feet to the point of beginning.

ALSO: A tract of land situated in the Northwest quarter of the Southwest quarter of Section 33, Township 6 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, said tract being more particularly described as follows:

Commencing at the Southwest corner of the Northwest Quarter of Section 33, Township 6 South, Range 1 West, Willamette Meridian, Marion County, Oregon; thence North 00° 38' 00" West along the West line of said Section 33 for a distance of 89.10 feet to the Northwest corner of the tract of land described as Parcel 1 conveyed to Phillip Mark Williams in a Bargain and Sale Deed recorded May 25, 1994, in Reel 1168, Page 416, of Marion County Records; thence East along the North line of said Williams tract for a distance of 1320.03 feet to the Northeast corner of Parcel 1 of said Williams tract and the true point of beginning; thence South 00° 47' 49" East along the East line of said Williams tract for a distance of 380.08 feet to the center of Silver Creek; thence along the centerline of said Silver Creek, more or less, the following courses; South 82° 25' 56" West for a distance of 144.71 feet; South 89° 58' 04" West for a distance of 229.39 feet; thence North 64° 11' 18" West for a distance of 120.82 feet; thence North 33° 11' 18" West for a distance of 199.32 feet; thence North 25° 24' 13" West for a distance of 199.06 feet to the North line of said Williams tract; thence East along the North line of said Williams tract for a distance of 670.83 feet to the point of beginning.

NOTE: This legal description was created prior to January 1, 2008.

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FEB 25 2020

OWRD

REEL: 3517

PAGE: 184

June 27, 2013, 11:17 am.

CONTROL #: 341902

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: \$ 61.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

RECEIVED

FEB 25 2020

OWRD

13374 -