



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

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NOV 20 2020

OWRD

Application for  
 District Permanent  
 Water Right

Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app\\_criteria\\_review](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review).

Change in Place of Use Only

**1A. APPLICANT INFORMATION**

IRRIGATION DISTRICT Tualatin Valley Irrigation District			PHONE NO. (503) 357-3118	ADDITIONAL CONTACT NO. (503) 709-7998
ADDRESS 2330 Elm Street			COUNTY Washington	
CITY Forest Grove	STATE OR	ZIP 97116	E-MAIL bobby.nuvolini@tvid.org	
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.				

**1B. AGENT INFORMATION**

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.				

**2. PROPOSED CHANGE(S) TO WATER RIGHT(S)**

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Certificate	Permit / Previous Transfer	Decree
1.	88122	-	
2.		-	
3.		-	RECEIVED
4.		-	DEC 04 2020
5.		-	
6.		-	OWRD

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**3. ATTACHMENTS**

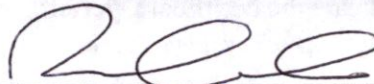
Check each of the following **attachments** included with this application. The application will be returned if all required attachments are not included.

<p><b>Supplemental Form A –</b>  <b>Description of Proposed Change(s) to a Water Right</b>  <input checked="" type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.  <b>Map</b>  <input checked="" type="checkbox"/> Permanent Transfer  A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).</p>	<p><b>Fees:</b>  <input checked="" type="checkbox"/> Amount enclosed: \$ <u>1,160</u>  See the Department's Fee Schedule at <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> or call (503) 986-0900.  <b>Land Use Compatibility Statement</b>  <input checked="" type="checkbox"/> The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation <u>only</u> and d) the use is located within an irrigation district or an exclusive farm use zone.</p>
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**4. SIGNATURES**

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district;
- (3) For lands which are no longer irrigated or susceptible of irrigation that are included in this transfer under the authority of ORS 540.572 and OAR 690-385-5000, notices as required under ORS.572 and OAR 690-385-5100 have been given to the user and any security interest holder of record of intent to transfer the right and the user was provided an opportunity to resolve the matter in the manner described by ORS 540.572 and OAR 690-385-5400 and 690-385-5600.
- (4) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

  
District Manager signature

BOBBY NOVOLINI  
name (print)

12/2/2020  
date

OR

\_\_\_\_\_  
Authorized District Representative signature

\_\_\_\_\_  
name (print)

\_\_\_\_\_  
date

**Before submitting your application to the Department, be sure you have:**

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.





**District Permanent Water Right Transfer Application**  
**Supplemental Form A**

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**DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT**

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

**1. CURRENT WATER RIGHT INFORMATION**

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	88122	Certificate Number
<input type="checkbox"/> Adjudicated, Non-certificated Right	_____	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	Permit Number

- Name on Permit, Certificate, or Decree: US Bureau of Reclamation
- Priority Date(s): 2/20/1963

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Scoggins Creek, Gales Creek, Scoggins Reservoir (Hagg Lake), tributaries to the Tualatin River and the Tualatin River

Tributary to: Willamette River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?  
 Yes     No

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

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Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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▪ Certificate Number or other identifying number: 88122

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below only if the information is reflected on the existing water right.

**Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):**  
 (i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)									
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES		
R-29.6	2 S	2 W	9	NW NE			45.412947 N	-122.939083 W	
SHPP (Spring Hill Pumping Plant)	1 S	3 W	8	SW SW			45.492425 N	-123.092736 W	

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▪ Certificate Number or other identifying number: 88122

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV" T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

POD# or POA#	PRIORITY DATE	USE	TABLE I. - AUTHORIZED PLACE OF USE										ACRES	USER NAME	DINN
			LEGAL DESCRIPTION												
			TWP	RNG	SEC	QQ	DLC	GOV" T LOT	TAX LOT						
R-29.6	2/20/1963	IR	1 S	2 W	8	SE SE	43					3500	6.9	Pahlisch	
R-29.6	2/20/1963	IR	1 S	2 W	17	NE NE	43					3500	2.2	Pahlisch	
SHPP (Spring Hill Pumping Plant)	2/20/1963	IR	1 N	4 W	14	NW SW						2500	1.7	Weybright	
SHPP	2/20/1963	IR	1 N	4 W	14	NW SW						2600	.8	Kimball	
SHPP	2/20/1963	IR	1 N	4 W	14	SW SW						2600	1.1	Kimball	
SHPP	2/20/1963	IR	1 N	4 W	14	SW SW						2700	1.7	Carty	
SHPP	2/20/1963	IR	1 S	4 W	12	NE NW	41					500	11.0	Smith	
SHPP	2/20/1963	IR	1 S	4 W	11	NW NE	40					1900	2.0	Unger	
SHPP	2/20/1963	IR	1 S	4 W	11	NW NE	40					2000	2.0	Unger	
SHPP	2/20/1963	IR	1 N	4 W	25	SW NE	40					600	8.3	VDS Farms Inc.	
SHPP	2/20/1963	IR	1 N	4 W	25	SE NE	40					600	7.7	VDS Farms Inc.	
SHPP	2/20/1963	IR	1 N	4 W	25	NE SE	40					600	9.9	VDS Farms Inc.	
SHPP	2/20/1963	IR	1 N	4 W	25	NW SE	40					600	10.7	VDS Farms Inc.	

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revised - 2/1/2010

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SHPP	2/20/1963	IR	1 N	4 W	25	SW NE	53	600	.3	VDS Farms Inc.
<b>TOTAL:</b>										

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**AFFIDAVIT FOR THE VOLUNTARY PARTIAL DIMINUTION OF  
A WATER RIGHT CERTIFICATE**

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State of Oregon )  
 ) ss  
County of Washington )

I, ~~Jonathan Guck, residing at 46465 NW Hillside Road Forest Grove OR 97116, telephone number 503-310-1540,~~ being first duly sworn depose and say:

1. I am the legal owner of the property described as tax lot number 200, within the NW ¼ SW ¼, Section 14, Township 1 N, Range 4 W, of the Willamette Meridian, in Washington County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
2. A portion of water right certificate number 47029 issued to Adelbert Evers, with a date of priority of 5/12/1972 for use of 0.49 cubic foot per second of water from a small drainageway and reservoir constructed under Permit R-5991 for the purpose of irrigation of 39.25 acres is appurtenant to my/our property;
3. The appurtenant water right is located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: Tualatin Valley Irrigation District
4. If the water right is issued in the name of an irrigation district, then the affiant must have the concurrence of the district to the diminishment of the portion of the water right. (Signature of district manager on the line below documents concurrence of the district.)

\_\_\_\_\_  
Signature of district manager

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

5. I have obtained a more reliable source of water for the primary irrigation of the portion of this water right shown on the attached map and described as follows: The right to the use of 0.07 cubic foot per second from a small drainageway and reservoir constructed under Permit R-5991 for the irrigation of 5.3 acres located:

SE ¼ NE ¼      5.3 Acres  
 \_\_\_\_\_ ¼ \_\_\_\_\_ ¼      \_\_\_\_\_ Acres  
 \_\_\_\_\_ ¼ \_\_\_\_\_ ¼      \_\_\_\_\_ Acres

Section 15  
Township 1 N\_\_N/S, Range 4 W\_\_E/W, WM;

6. I request the water right be diminished from a right for primary irrigation to a right for supplemental irrigation of the lands described above in item #5;



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AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A  
WATER RIGHT CERTIFICATE  
(CONTINUED)

7. I agree that if this change is approved, it is permanent and the right to the use of water from a small drainageway and reservoir constructed under Permit R-5991 cannot be changed back to the primary source unless otherwise provided by law. I also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from a small drainageway and reservoir constructed under Permit R-5991 for primary irrigation of these lands.

[Signature]  
Signature of legal owner as listed on deed, or authorized agent

11/4/2020  
Date

\_\_\_\_\_  
Signature of legal co-owner as listed on deed  
(if applicable)

\_\_\_\_\_  
Date

Subscribed and Sworn to Before Me this 4 day of November, 2020.



[Signature]  
Notary Public for Oregon

My Commission Expires 2/17/2024

**PLEASE ATTACH A LEGIBLE COPY OF :**

- 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) AN ADJUDICATION MAP,
- 2) WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE WATER RIGHT AND/OR LANDS TO BE DIMINISHED CLEARLY DRAWN AND IDENTIFIED.
- 3) IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S) AS LISTED ON THE DEED.

T-12562

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## STATE OF OREGON

COUNTY OF

WASHINGTON

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** ADELBERT EVERS

of Rt. 1, Box 299-A, Forest Grove, State of Oregon, 97116, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a small drainageway and reservoir constructed under Permit No. R-5991

a tributary of West Fork Dairy Creek for the purpose of irrigation of 39.25 acres

under Permit No. 36903 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 May 12, 1972 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 0.49 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 SW $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Kelly DLC 51, Section 14, T. 1 N., R. 4 W., W. M., 1810 feet South and 10 feet West from the NE Corner, Kelly DLC 51

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 one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-5991

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

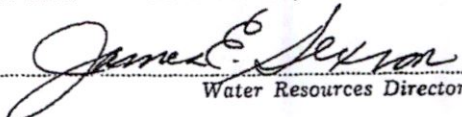
A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

5.70 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 11.55 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 6.00 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
 All as projected within Kelly DLC 51  
 0.90 acre Lot 5 (NW $\frac{1}{4}$  SW $\frac{1}{4}$ )  
 Section 14  
 3.90 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
 7.40 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
 3.70 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
 All as projected within Kelly DLC 51  
 0.10 acre Lot 2 (NE $\frac{1}{4}$  SE $\frac{1}{4}$ )  
 Section 15  
 T. 1 N., R. 4 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. November 30, 1978

  
 Water Resources Director

T-43562



**AFFIDAVIT FOR THE VOLUNTARY CANCELLATION  
OF A PORTION OF A WATER RIGHT CERTIFICATE (ORS 540.621)**

State of Oregon )  
 ) ss  
County of Washington )

I/We (or authorized agent), Terry Lewis, residing at 4268 SW Anderson Rd Forest Grove OR 97116, telephone number 509-708-2289, being first duly sworn depose and say:

- I/We are the legal and deeded owner(s) of the property described as tax lot number 1200, within the SWSW ¼, Section 21, Township 1 (N/S), Range 3 (E/W), of the Willamette Meridian, in Washington County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit.
- I/We wish to cancel the following portion(s) of the water right certificate number 34827 issued to Gene Lewis - Richard Peschka with a date of priority of 8/27/1962.

A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) irrigation

*FOR IRRIGATION OR NURSERY USE:*

- Total number of acres to be cancelled 39.5
- Location of acres to be cancelled must be clearly identified on a copy of the final proof map.

- In the amount of 0.50 cfs foot per second

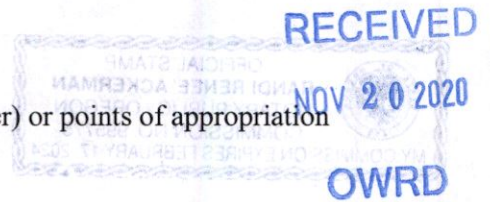
- From the water source (s) An unnamed stream and reservoir constructed under Application No. R-38002, Permit No. R-3143

AND/OR (less common)

One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.

- For the use of (specify irrigation, domestic, etc.) \_\_\_\_\_
- From the water source (s) \_\_\_\_\_
- Located within the \_\_\_\_\_ ¼, Section \_\_\_\_\_, Township \_\_\_\_\_ (N/S), Range \_\_\_\_\_ (E/W)

Location Description (if given on the certificate) \_\_\_\_\_



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- The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: **Tualatin Valley Irrigation District**)
- The portion of the water right being cancelled is served by an irrigation district. The signature of the district manager on the line below indicates the concurrence of the district to the cancellation of the portion of the water right served by the district.

\_\_\_\_\_  
 Signature of district manager                      Printed Name                      Date

- If the water right is issued in the name of an irrigation district then the affiant must have the concurrence of the district to the cancellation of the portion of the water right. (Signature of district manager on the line below documents consent of the district.)

\_\_\_\_\_  
 Signature of district manager                      Printed Name                      Date

- I/We have abandoned any and all interest in the portion of the water right described in Item 2, above, and request that portion of the right be canceled.

[Signature]      VDS Farms Inc                      7/30/2020  
 Signature of legal owner as listed on deed, or authorized agent                      Date

\_\_\_\_\_  
 Signature of legal co-owner as listed on deed                      Date  
 (If applicable)

Subscribed and Sworn to Before Me this 30 day of July, 2020.



[Signature]  
 Notary Public for Oregon

My Commission Expires 02/17/2024

**PLEASE ATTACH A LEGIBLE COPY OF:**

- A deed which lists landowners and includes a legal description of affected lands, and
- A copy of a water right final proof map, or a tax lot map, or an adjudication map with the abandoned portion of the right clearly drawn and identified.
- IF ACTING AS AN AUTHORIZED AGENT, include a copy of Power of Attorney or other documents granting authority to act on behalf of the legal owner(s).

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Washington County, Oregon 2008-090477  
11/05/2008 10:20:32 AM

D-DBS Cnt=1 Stn=9 C TOMPKINS  
\$15.00 \$5.00 \$11.00 - Total = \$31.00



01303959200800904770030035

I, Richard Hobernicht, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.

*Richard Hobernicht*  
Richard Hobernicht, Director of Assessment and Taxation, Ex-Officio County Clerk



AFTER RECORDING RETURN TO:  
MOORE & LOMMEN, P.C.  
2002 PACIFIC AVENUE  
FOREST GROVE, OR 97116

SEND TAX STATEMENTS TO:  
NO CHANGE

**RERECORDING CERTIFICATE (ORS 205.244)**  
DOCUMENT NO. 2008-077584

RERECORDED TO CORRECT THE BARGAIN AND SALE DEED PREVIOUSLY RECORDED AS DOCUMENT NUMBER 2008-077584, IN ORDER TO CORRECT THE NAME OF GRANTOR BY INCLUDING NAME AND EXECUTION PREVIOUSLY OMITTED.

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Washington County, Oregon 2008-077584  
09/11/2008 03:15:13 PM  
D-DBS Cnt=1 Stn=12 S PFEIFER  
\$10.00 \$5.00 \$11.00 - Total = \$26.00



0128923528000775840020025  
I, Richard Hobernicht, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.  
*Richard Hobernicht*  
Richard Hobernicht, Director of Assessment and Taxation, Ex-Officio County Clerk



AFTER RECORDING RETURN TO:  
MOORE & BALLARD  
2002 PACIFIC AVENUE  
FOREST GROVE, OR 97116

SEND TAX STATEMENTS TO:  
RICHARD PESCHKA, MANAGER  
M. GENE LEWIS, MANAGER  
7LP, LLC  
3303 NW HIGHWAY 47  
FOREST GROVE, OR 97116

### BARGAIN AND SALE DEED

and Lloyd E. Smith as tenants by the entirety  
Laurie Jane Lewis Smith, Grantor, hereby conveys to 7LP, LLC, Grantee, all of her right, title and interest in and to an undivided 1/8 interest the real property located in Washington County, Oregon and more particularly described as follows:

Commencing at the northwest corner of Section 28, Township 1 North, Range 3 West, thence East 45 chains; thence North 12.20 chains to the corner of the Donation Land Claim of John Beal; thence West on the North line of said D.L.C. 45 chains; thence South 12.20 chains to the place of beginning; County of Washington, State of Oregon.

The true consideration for this conveyance is \$0 cash, but other consideration is given, consisting of an ownership interest in 7LP, LLC, an Oregon limited liability company, the ownership interest in the LLC being in the same proportion as the grantor's ownership interest in the subject property.

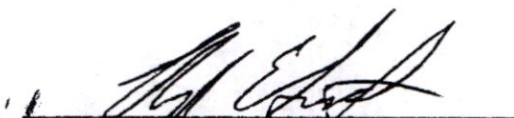
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE

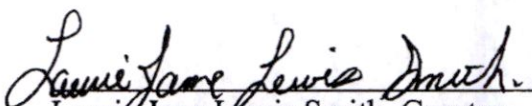
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LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED 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.

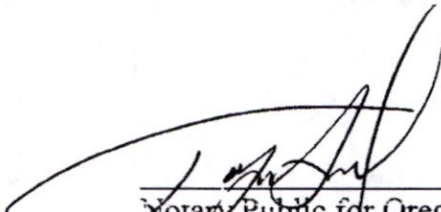
  
Lloyd E. Smith, Grantor

  
Laurie Jane Lewis Smith, Grantor

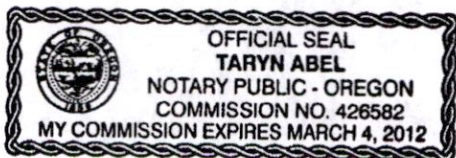
STATE OF OREGON )  
County of Washington ) ss. August 15, 2008

Personally appeared the above named Laurie Jane Lewis Smith and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me: Taryn Abel

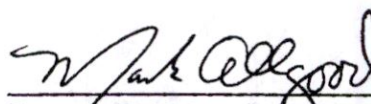
  
Notary Public for Oregon

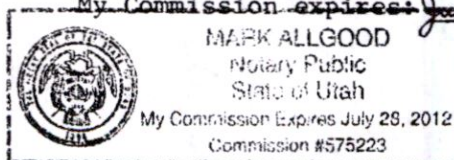
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STATE OF UTAH )  
County of Summit ) ss. Oct 27, 2008

Personally appeared the above named Lloyd E. Smith and acknowledged the foregoing instrument to be his voluntary act and deed.

  
Notary Public of Utah  
My Commission expires: July 28, 2012



T-13562

STATE OF OREGON  
COUNTY OF WASHINGTON  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That**      **GENE LEWIS - RICHARD PESCHKA**

of Route 2, Box 413, Forest Grove, 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 an unnamed stream and reservoir constructed under Application No. R-38002, Permit No. R-3143 a tributary of Dairy Creek for the purpose of irrigation of 47.8 acres

under Permit No. 28329 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 August 27, 1962

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 0.60 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 SW $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected within Beal DLC 64, Section 21, T. 1 N., R. 3 W., W. M. Diversion point located 570 feet South and 210 feet West from NE Corner, DLC 64.

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 ~~one-eighth~~ one-eighth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-3143;

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:

23.8 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
19.2 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
4.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
all as projected within Beal DLC 64  
Section 21  
T. 1 N., R. 3 W., W. M.

RECEIVED

NOV 20 2020

OWRD

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. April 26, 1968

CHRIS L. WHEELER

State Engineer



Washington County, Oregon 2018-070609  
10/12/2018 03:46:14 PM  
D-DW Cnt=1 Stn=30 RECORDS1  
\$10.00 \$5.00 \$11.00 \$60.00 - Total = \$86.00



02430240201800706090020027

I, Richard Hobernicht, Director of Assessment and Taxation and Ex-Officio County Clerk for Washington County, Oregon, do hereby certify that the within instrument of writing was received and recorded in the book of records of said county.



Richard Hobernicht, Director of Assessment and Taxation, Ex-Officio County Clerk

Until a change is requested,  
MAIL TAX STATEMENTS TO:

Jonathan J. Guck and  
Crystal D. Guck, Trustees  
46465 NW Hillside Rd.  
Forest Grove, OR 97116

After recording, RETURN TO:

Jonathan J. Guck and  
Crystal D. Guck, Trustees  
46465 NW Hillside Rd.  
Forest Grove, OR 97116

RECEIVED

NOV 20 2020

OWRD

### WARRANTY DEED

Jonathan J. Guck and Crystal Guck, Grantors, convey and warrant to Jonathan J. Guck and Crystal D. Guck, Trustees of the Guck Living Trust dated October 11, 2018, and any amendments thereto, Grantees, the following described real property free of liens and encumbrances, except as specifically set forth herein:

Site Address: 46465 NW Hillside Rd., Forest Grove, Oregon 97116  
APN: R769591

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

See EXHIBIT "A" for legal description, attached hereto and made a part hereof.

Subject to: See EXHIBIT "A" for encumbrances.

The true and actual consideration paid for this conveyance, is \$0, however, it is being done for estate planning purposes. The Guck Living Trust dated October 11, 2018 is for the benefit of Jonathan J. Guck and Crystal Guck.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING 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 AND 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTION 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

IN WITNESS WHEREOF, the Grantors have duly executed this instrument this 11<sup>th</sup> day of October, 2018.

Jonathan J. Guck, Grantor

Crystal Guck, Grantor

T-13562

STATE OF OREGON )  
 ) ss.  
County of Washington )