

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 # 30638

Description of Water Delivery System

System capacity: 1.30 cubic feet per second (cfs) **OR**
 gallons per minute (gpm) **portion of the system capacity associated with Certificate 30638.**

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. **Water was pumped from Williams Well 4 using a 30hp submersible pump, conveyed to the place of use through 6" and 8" PVC distribution lines, and applied using pivots and hand line distribution.**

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)
Williams Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	UMAT 4177	6	N	34	E	35	NE	NW	2601	20 1/2 chains South and 25 chains East from NW corner, Section 35
Vandree Well 1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		6	N	34	E	35	NE	NW	2601	1,290 feet South and 1,760 feet East from the NW corner of Section 35

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 30638

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.														
Twsp	Rng	Sec	¼	¼	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		Twsp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
6	N	34	E	26	SE	SW	2601		17.82	Irrigation	Williams Well 4	12/4/1956	POA*	6	N	34	E	26	SE	SW	2601		11.82	Irrigation	Vandree Well 1	12/4/ 1956
6	N	34	E	26	SW	SE	2601		12.50	Irrigation	Williams Well 4	12/4/1956		6	N	34	E	26	SE	SW	2601		6.00	Supplemental Irrigation	Vandree Well 1	12/4/ 1956
6	N	34	E	35	NW	NE	2601		37.10	Irrigation	Williams Well 4	12/4/1956		6	N	34	E	26	SW	SE	2601		0.80	Irrigation	Vandree Well 1	12/4/ 1956
6	N	34	E	35	NE	NW	2601		40.60	Irrigation	Williams Well 4	12/4/1956		6	N	34	E	26	SW	SE	2601		11.70	Supplemental Irrigation	Vandree Well 1	12/4/ 1956
														6	N	34	E	35	NW	NE	2601		37.10	Irrigation	Vandree Well 1	12/4/ 1956
														6	N	34	E	35	NE	NW	2601		40.60	Irrigation	Vandree Well 1	12/4/ 1956
TOTAL ACRES:								108.02	TOTAL ACRES:															108.02		

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Additional remarks: *In addition to requesting to change the authorized POA location for portions of Certificate 30638, the Applicants are also submitting a voluntary diminishment for portions of Certificate 30638 that are junior in priority to layered Hudson Bay District Improvement Company water rights.

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Certificate # 30638


For Place of Use or Character of Use Changes

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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: 89896, 93399, 83953, 83956.

Certificate 89896 is supplemental to Certificate 30638 and is included in this transfer application. Portions of Certificate 30638 that are junior in priority to layered Hudson Bay District Improvement Company rights (Certificates 93399 and 83953) are being diminished to supplemental irrigation (see enclosed voluntary partial diminishment).

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

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

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

For a change from Supplemental Irrigation Use to Primary Irrigation Use N/A

Identify the primary certificate to be cancelled. Certificate # _____

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
Vandree Well 1	No		500 ft	12"	To be constructed similarly to Williams Well 4 (UMAT 4177)				Basalt	1.30 cfs

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

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This Is to Certify, That L. M. MARIATT

of Milton-Freewater, 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 well

a tributary of Pine Creek for the purpose of irrigation of 115.6 acres

under Permit No. C-464 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 December 4, 1956,

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

1.33 cubic feet 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 35, T. 6 N., R. 34 E., W.M. Well located 20 $\frac{1}{2}$ chains South and 25 chains East from NW corner, Section 35.

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 and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

0.1 acre SW $\frac{1}{4}$ SW $\frac{1}{4}$
 21.8 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 12.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 26
 37.1 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 40.6 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 3.5 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 35
 T. 6 N., R. 34 E., 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.

WITNESS the signature of the State Engineer, affixed

this date. FEBRUARY 8 1963

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 22, page 30638

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of UMATILLA)

I, JOHN C VANDREE AND LINDA K VANDREE, TRUSTEES OF REVOCABLE LIVING TRUST OF JOHN C VANDREE AND LINDA K VANDREE OF SEPTEMBER 29, 1998, in my capacity as OWNER,

mailing address 812 GRAND AVE, EVERERT, WA, 98201

telephone number (425)252-0790, being first duly sworn depose and say:

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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	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
30638	6	N	34	E	WM	26	SE	SW		17.82
30638	6	N	34	E	WM	26	SW	SE		12.50
30638	6	N	34	E	WM	35	NW	NE		37.10
30638	6	N	34	E	WM	35	NE	NW		40.60

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)

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

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.

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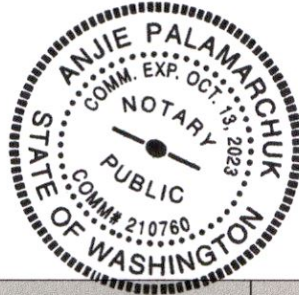
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John Vandree / Linda K. Vandree
 Signature of Affiant
 Trustees, John C. Vandree and Linda Kay Vandree
 Revocable Living Trust September, 1998

12/17/2020
 Date

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Signed and sworn to (or affirmed) before me this 17th day of DECEMBER, 2020.



[Signature]
 Notary Public for ~~Oregon~~ WASHINGTON

My Commission Expires: 10-13-2023

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 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 checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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Portions of Certificate 30638 held by Vandree – June, 2019



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Portions of Certificate 30638 held by Vandree – June, 2016



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

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State of Oregon)
) ss
County of Umatilla)

We (or authorized agent), **John C Vandree and Linda K Vandree, Trustees of Revocable Living Trust of John C Vandree and Linda K Vandree of September 29, 1998** residing at **812 Grand Ave., Everett, WA, 98201**, telephone number **425-252-0790**, being first duly sworn depose and say:

1. We are the legal owner(s) of the property described as tax lot number **2601**, within the **SESW, SWSE (Sec. 26) & NWNE, NENW (Sec. 35)**, Section **26 & 35**, Township **6N**, Range **34E**, of the Willamette Meridian, in **Umatilla** 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 **30638** that is held by **John C. Vandree and Linda K. Vandree, Trustees of the Revocable Living Trust of John C. Vandree and Linda K. Vandree of September 29, 1998**, with a date of priority of **12/4/1956** for use of **1.30** cubic foot per second of water from **Williams Well 4 (UMAT 4177) (to be changed to Vandree Well 1 in Transfer T-13369)** (sources) for the purpose of **Irrigation** (uses) is appurtenant to 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:
Hudson Bay District Improvement Company (note that while the water right is located within the District, the groundwater is not served by the District under this right);
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.)

N/A

Signature of district manager	Printed Name	Date
-------------------------------	--------------	------

5. We are requesting partial diminution of water right certificate number **30638** in the amount of **0.20** cubic foot per second of water from Williams Well 4 (sources) for the irrigation of **17.7** acres at the following locations as listed on the certificate (attach a table if needed):

<u>SE ¼ SW ¼</u>	<u>6.0</u>	Acres
<u>SW ¼ SE ¼</u>	<u>11.7</u>	Acres
<u>¼ ¼</u>	_____	Acres
Section <u>26</u>		
Township <u>6N</u> , Range <u>34E</u> , WM;		

6. Because these lands have an existing senior primary water right, we therefore request the water right be diminished from a right for primary irrigation to a right for supplemental irrigation on the lands described above in item #5;

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

7. We agree that if this change is approved, it is permanent and the right to the use of water from **Williams Well 4 (to be changed to Vandree Well 1 in Transfer T-13369)** (source) cannot be changed back to the primary source unless otherwise provided by law. We also agree that so long as there is sufficient water available from the new primary source, We are not entitled to use any water from **Williams Well 4 (to be changed to Vandree Well 1 in Transfer T-13369)** (source) for primary irrigation of these lands.

*John C. Vandree and Linda Kay Vandree
Revocable Living Trust September 1998*

John C. Vandree, Trustee
Signature of legal owner as listed on deed, or authorized agent

12/17/2020

Date

Linda K. Vandree, Trustee
Signature of legal co-owner as listed on deed
(if applicable)

12/17/2020

Date

Subscribed and Sworn to Before Me this 17th day of DECEMBER, 20 20.



Anjie Palamarchuk

Notary Public for ~~Oregon~~ WASHINGTON

My Commission Expires 10-13-2023

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, 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.

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After recording return to grantee herein.
Until a change is requested send all tax
statements to grantee herein.



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GRANTEE'S NAME AND ADDRESS:

JOHN C. VANDREE and LINDA K.
VANDREE, Trustees of the Revocable Living
Trust of JOHN C. VANDREE AND LINDA K.
VANDREE of September 29, 1998
812 GRAND AVENUE
EVERETT, WA 98201

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UMATILLA COUNTY
RECORDS

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WARRANTY DEED -- STATUTORY FORM

(INDIVIDUAL or CORPORATION)

THOMAS O. WILLIAMS & ASSOCIATES, INC., an Oregon corporation Grantor,
conveys and warrants to: **JOHN C. VANDREE and LINDA K. VANDREE, Trustees of the
Revocable Living Trust of JOHN C. VANDREE AND LINDA K. VANDREE of September
29, 1998, Grantee,** the following described real property free of encumbrances except as
specifically set forth herein:

Parcel 1, PARTITION PLAT NO. 2007-35 (Instrument No. 2007-5250803, Office of
Umatilla County Oregon) located in Sections 26 and 35, Township 6 North, Range 34, East of
the Willamette Meridian, Umatilla County, Oregon.

Encumbrances: See attached Exhibit 'A' for permitted exceptions.

The true consideration for this conveyance is \$680,000.00, including Section 1031 tax deferred
consideration. However, if the actual consideration consists of or includes other property or
other value given or promised, such other property or value is the whole of the consideration.

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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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.

If grantor is a corporation, this has been signed by authority of the Board of Directors.

Dated this 20th day of July, 2012.

GRANTOR(S):

THOMAS O. WILLIAMS & ASSOCIATES, INC., an Oregon corporation

BY: [Signature]
RAY WILLIAMS, President

BY: [Signature]
THOMAS A. WILLIAMS, Secretary-Treasurer

13369

THOMAS O. WILLIAMS & ASSOCIATES, INC., an Oregon corporation Grantor, conveys and warrants to: JOHN C. VANDREE and LINDA K. VANDREE, Trustees of the Revocable Living Trust of JOHN C. VANDREE AND LINDA K. VANDREE of September 29, 1998, Grantee, the following described real property free of encumbrances except as specifically set forth herein:

Parcel 1, PARTITION PLAT NO. 2007-35 (Instrument No. 2007-5250803, Office of Umatilla County Oregon) located in Sections 26 and 35, Township 6 North, Range 34, East of the Willamette Meridian, Umatilla County, Oregon.

Encumbrances: See attached Exhibit 'A' for permitted exceptions.

The true consideration for this conveyance is \$680,000.00, including Section 1031 tax deferred consideration. However, if the actual consideration consists of or includes other property or other value given or promised, such other property or value is the whole of the consideration.

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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 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. 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.

If grantor is a corporation, this has been signed by authority of the Board of Directors.

Dated this 20th day of July, 2012.

GRANTOR(S):

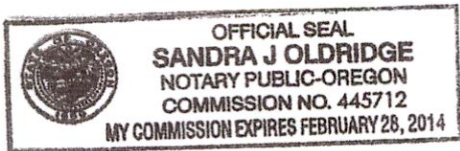
THOMAS O. WILLIAMS & ASSOCIATES, INC., an Oregon corporation

BY: [Signature]
RAY WILLIAMS, President

BY: [Signature]
THOMAS A. WILLIAMS, Secretary-Treasurer

State of Oregon
County of UMATILLA

This instrument was acknowledged before me on July 20, 2012 by Ray Williams, as President and Thomas A. Williams, as Secretary-Treasurer of THOMAS O. WILLIAMS & ASSOCIATES, INC., an Oregon corporation.



[Signature]
(Notary Public for Oregon)

My commission expires 02-28-14

GRANTOR'S NAME AND ADDRESS:

Thomas O. Williams and Associates, Inc.
49654 UMAPINE ROAD
MILTON-FREEWATER, OR 97862

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(10)

PIONEER TITLE CO. 81638
126 SE Court, Pend. OR, 97801



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Exhibit 'A'

Subject to the following permitted exceptions:

1. 2012-2013 Taxes, which are a lien, but not yet payable.
(First 1/3 due and payable November 15, 2012. Amounts not yet available)
2. As disclosed by the tax rolls the premises herein described have been zoned or classified for special use. At any time that said land is disqualified for such use said property will be subject to additional taxes and interest.

Persons or parties acquiring title to said lands should check with the appropriate Planning Department and Assessors Office to verify zoning or classification.
3. The premises herein described are within the boundaries of the Hudson Bay Irrigation District, and this property is therefore subject to all easements, levies and assessments thereof.
4. Easement for irrigation ditch, including the terms and provisions thereof,
Grantee : Walla Walla Irrigation Company
Recorded : April 17, 1903, Book 38, Page 573 and
Recorded : October 10, 1903, Book 42, Page 128, Deed Records.
5. Easement for irrigation ditch, including the terms and provisions thereof,
Grantee : T.C. Howe
Recorded : December 29, 1915, Book 60, Page 94, Deed Records.
6. Easement, including the terms and provisions thereof,
Grantee : Pacific Power & Light Company
Recorded : March 31, 1953, Book 210, Page 347, Deed Records.
7. Water Contract and Deed, including the terms and provisions thereof,
First Party : Hudson Bay District Improvement Company
Second Party : T.O. Williams
Recorded : November 5, 1985, Microfilm Reel 131, Page 992, Office of Umatilla County Records.
8. Easements as shown on Partition Plat No. 2007-35,
Recorded : September 21, 2007, Instrument No. 2007-5250803, Office of Umatilla County Records.
9. Irrevocable Consent Agreement, including the terms and provisions thereof,
First Party : Thomas O. Williams & Associates, Inc.
Second Party : Umatilla County
Recorded : September 21, 2007, Instrument No. 2007-5250804, Office of Umatilla County Records.
10. Covenant Not to Sue, including the terms and provisions thereof,
First Party : Thomas O. Williams & Associates, Inc.
Second Party : Umatilla County
Recorded : September 21, 2007, Instrument No. 2007-5250805, Office of Umatilla County Records.

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Persons or parties acquiring title to said lands should check with the appropriate Planning Department and Assessors Office to verify zoning or classification.

- 3 . The premises herein described are within the boundaries of the Hudson Bay Irrigation District, and this property is therefore subject to all easements, levies and assessments thereof.

- 4 . Easement for irrigation ditch, including the terms and provisions thereof,
Grantee : Walla Walla Irrigation Company
Recorded : April 17, 1903, Book 38, Page 573 and
Recorded : October 10, 1903, Book 42, Page 128, Deed Records.

- 5 . Easement for irrigation ditch, including the terms and provisions thereof,
Grantee : T.C. Howe
Recorded : December 29, 1915, Book 60, Page 94, Deed Records.

- 6 . Easement, including the terms and provisions thereof,
Grantee : Pacific Power & Light Company
Recorded : March 31, 1953, Book 210, Page 347, Deed Records.

- 7 . Water Contract and Deed, including the terms and provisions thereof,
First Party : Hudson Bay District Improvement Company
Second Party : T.O. Williams
Recorded : November 5, 1985, Microfilm Reel 131, Page 992, Office of Umatilla County Records.

- 8 . Easements as shown on Partition Plat No. 2007-35,
Recorded : September 21, 2007, Instrument No. 2007-5250803, Office of Umatilla County Records.

- 9 . Irrevocable Consent Agreement, including the terms and provisions thereof,
First Party : Thomas O. Williams & Associates, Inc.
Second Party : Umatilla County
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First Party : Thomas O. Williams & Associates, Inc.
Second Party : Umatilla County
Recorded : September 21, 2007, Instrument No. 2007-5250805, Office of Umatilla County Records.

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State of Oregon)
County of Umatilla)

This instrument was received
and recorded on

07-23-12 at 11:30

in the record of instrument
code type DE-WD

Instrument Number 2012-5940183
Fee 54.00

Office of County Records


Records Officer

40p G520

UMAT
4177

6N/34-35C(1)

UMATILLA CO.

WELL LOG

1. LOCATION: State Oregon County Umatilla
NE $\frac{1}{4}$, NW $\frac{1}{4}$, Section 35, T 6 N. R 34 E.W.M.
2. OWNER: L.M.Marlatt Address Rt 2 Milton-Freewater
3. DRILLER: L.M.Marlatt & Son Address Rt2 Milton-Freewater
4. TYPE: Drilled in 1956
5. CASING: Diameter 10 inches, set to 90 feet
Perforated NO
Casing Shoe "Cemented In" under pressure

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DEC 24 2020

OWRD

6. STATIC WATER SURFACE: Flows 100 G.P.M.

YIELD:	Flow in G.P.M.	Hours Pumped	Drawdown Measured from Ground Level	Time of Recovery to Static Level
	<u>950</u>	<u>2</u>	<u>95 feet</u>	<u>10 minutes</u>
	<u>600</u>	<u>1</u>	<u>50 feet</u>	<u>5 minutes</u>
	<u>450</u>	<u>2</u>	<u>32 feet</u>	<u>3 minutes</u>

8. DRILL RECORD:

Material	Thickness (feet)	Depth (feet)	
Clay	20	20	
Water bearing Conglomerate	40	60	
Hard Basalt	67	127	
Extremely Crevaced	59	186	Began flowing
Hard Basalt	70	256	
Cinders	22	278	
Crevaced Basalt	64	342	Flow increase
Hard Basalt	98	440	
Soft (Soapstone)	13	453	Water Indication
Hard Basalt	23	476	Non Water Bearing

20 HP Turbine

13369



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DEC 24 2020

OWRD

December 21, 2020

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Subject: Transfer T-13369

On behalf of John Vandree (John C and Linda K Vandree, Trustees), please find enclosed modifications and additional information to supplement application materials for water right transfer application T-13369. This information is intended to resolve issues identified in OWRD's draft Preliminary Determination letter dated October 9, 2020 from Ken Dowden.

Please contact me if there any questions related to the original transfer application and additional materials included in this submittal.

Sincerely,
GSI Water Solutions, Inc.

A handwritten signature in black ink, appearing to read "Jason Melady", written in a cursive style.

Jason Melady, RG, CWRE
Principal Hydrogeologist

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