

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

Application for District Instream Lease

Part 1 of 4 – Minimum Requirements Checklist

This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization) Complete Parts 1 through 4 and any required attachments	OWRD #	11-1871
	District #	_____

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

Yes N/A **Pooled Lease**-a lease with more than one **LESSOR** (Landowner/water right interest holder)

Fee in the amount of:

<input checked="" type="checkbox"/> \$520.00 for a lease involving four or more landowners or four or more water rights	Or <input type="checkbox"/> \$350.00 for all other leases
<input type="checkbox"/> Check enclosed <u>or</u>	
<input type="checkbox"/> Fee Charged to customer account _____ (Account name)	

- Part 1 – Completed Minimum Requirements Checklist**
- Part 2 – Completed District and Other Party Signature Page**
- Part 3 – Completed Place of Use and Lessor Signature Page**
(Include a separate **Part 3** for each **Lessor**.)
- Part 4 – Completed Water Right and Instream Use Information**
(Include a separate **Part 4** for each **Water Right**.)

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How many Water Rights are included in the lease application? 5 (# of rights)

List each water right to be leased instream here: 53267, 91137, 48313, 7716, 3009

Yes N/A **Other water rights**, if any, appurtenant to the **lands** involved in the lease application and not proposed to be leased instream.

List those other water rights here: 2949, 9311, S-32669, 2950, 45343,

Yes No Conservation Reserve Enhancement Program **CREP** – Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

Required Attachments:

Yes N/A Instream lease application map(s). More than one QQ and property may be included on each map. A map is **not** required if an entire right is being leased or if the right is for use of municipal or quasi-municipal water use. The map should include the following:

- A north arrow and map scale (no smaller than 1" = 1320').
- Label township, range, section and quarter-quarter (QQ).
- If an irrigation right, the numbers of acres to be leased in each quarter-quarter identify and hachure/shade to differentiate between the acreage being leased and any remaining. If the place of use has more than one priority date, source stream, and/or point of diversion you **must identify each with separate hachuring or shading** and label.
- Tax lot lines and numbers must be included on the map and should clearly identify the property(s) involved.

Yes N/A **If the Lessor(s) is not the deeded land owner**, include one of the following:

- A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation.


Yes N/A If the right has **not** been used in the last five years; provide supporting documentation indicating why a right (or portion thereof) is **not** subject to forfeiture.

Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month <u>June</u> year <u>2021</u> and end: month <u>June</u> year <u>2021</u> .	
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input type="checkbox"/> Recreation <input type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
Validity of the rights to be leased: <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

SIGNATURES

The undersigned declare that the information contained in this application is true and accurate.



 Signature of Co-Lessor
 Printed name (and title): Joseph Dawson, Secretary
 Business/Organization name: Willow Lake Irrigation District
 Mailing Address (with state and zip): 65196 Dobbin Rd, Joseph, OR 97846
 Phone number (include area code): (541) 263-1884 **E-mail address: Joseph.J.Dawson@gmail.com

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 Signature of Co-Lessor
 Printed name (and title): _____
 Business/organization name: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

See next page for additional signatures.

Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month June1 year 2021 and end: month June30 year 2021 .	
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input type="checkbox"/> Recreation <input type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
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Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
Validity of the rights to be leased: <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

SIGNATURES

The undersigned declare that the information contained in this application is true and accurate.

_____ Date: _____
 Signature of Co-Lessor
 Printed name (and title): _____
 Business/Organization name: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

_____ Date: _____
 Signature of Co-Lessor
 Printed name (and title): _____
 Business/organization name: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

See next page for additional signatures.

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Date: _____

Signature of Lessee

Printed name (and title): _____

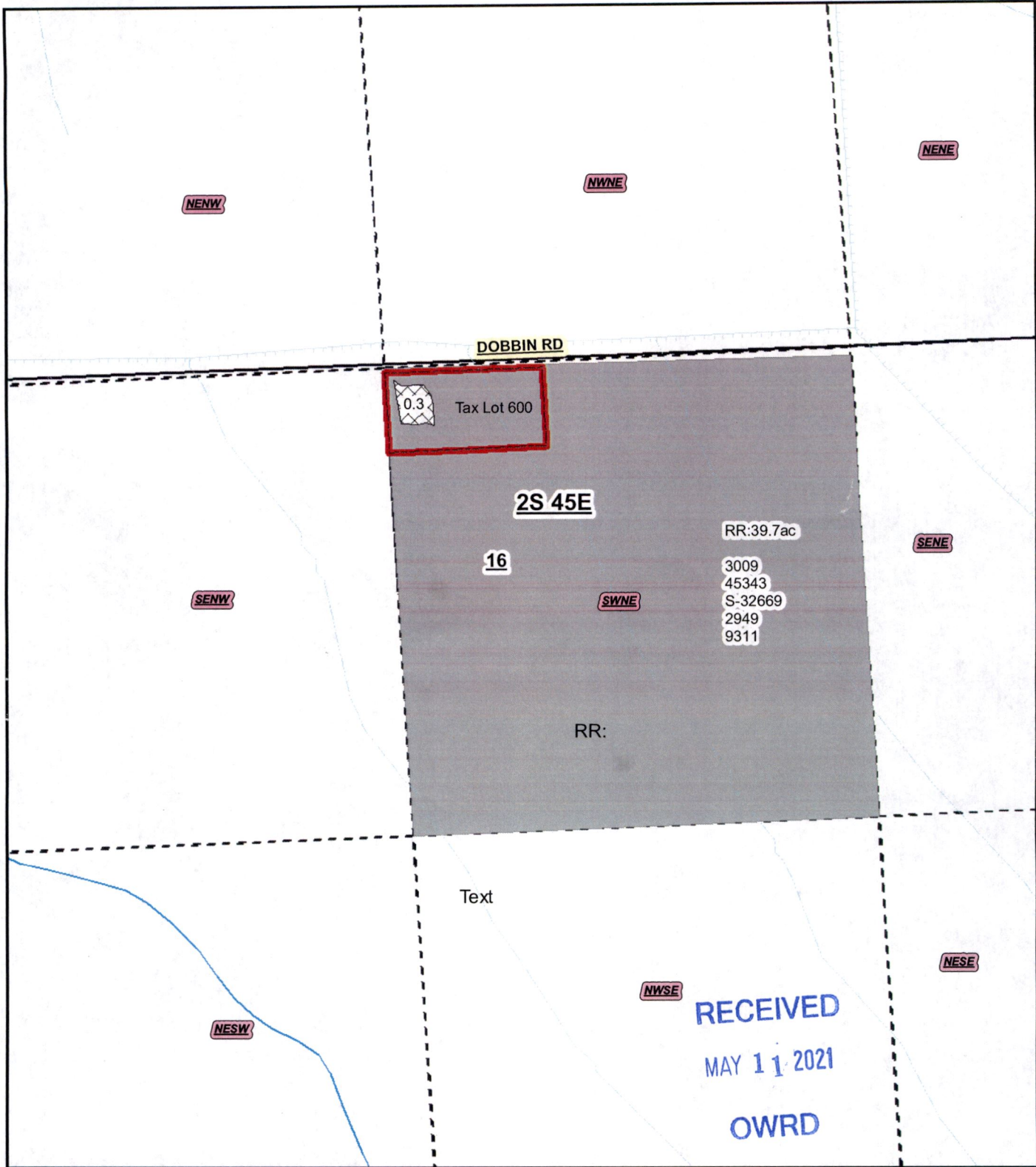
Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

**** 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 TO THE LESSOR**

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WLID 2021 Instream Map 10

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Map Disclaimer:
This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.
This map is not intended to display property lines.

Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRIS database. The listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is or more than one tax lot, this office has not itemized that water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.

- Legend**
- Pace_2020
 - Instream Place of Use
 - RR_PACE
 - D7_TWP
 - D7_SEC
 - D7_QQ

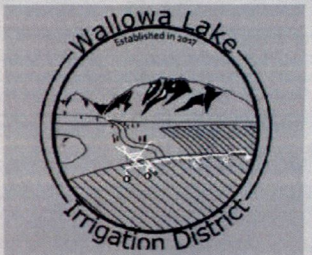
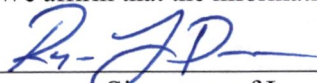


Table 1

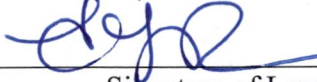
Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & PACE													
Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease. If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach. Any attached table should include reference to the Lessor.													
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #	
3009	8/10/1900	CON	2 S	45 E	16	SW NW	600		0.3	IRR	10		
Any additional information about the right: _____													
Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.													

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


 _____ Date: 4/25/21
 Signature of Lessor Ryan L. Pace
 Printed name (and title): _____ Business name, if applicable: _____

Mailing Address (with state and zip): 64912 Dobbin Rd, Joseph, OR 97846
 Phone number (include area code): _____ **E-mail address: 763-409-8119 / rpace23@yahoo.com


 _____ Date: 4/25/21
 Signature of Lessor Erin L. Pace
 Printed name (and title): _____ Business name, if applicable: _____

Mailing Address (with state and zip): 64912 Dobbin Rd, OR 97846
 Phone number (include area code): 760 861 2131 **E-mail address: emarch2002@yahoo.com

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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>3009</u>
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)						
Priority Date	POD #	Use	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
08/10/1900	CON	IRR	0.3	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.0075	0.446175
Total af from storage, if applicable: <input type="checkbox"/> AF or <input type="checkbox"/> N/A						
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:						

Table 3

Instream Use created by the lease	River Basin: <u>GRANDE RONDE</u>	River/Stream Name: <u>WALLOWA</u> , tributary to <u>GRANDE RONDE</u>				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____	Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD					
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use:						

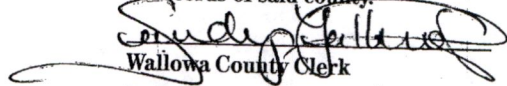
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080249

Return to:
Pacific Power
P.O. Box P
Enterprise, OR 97828

STATE OF OREGON }
COUNTY OF WALLOWA }

I certify that this instrument was received and recorded in the book of records of said county.


Wallowa County Clerk

by: _____ Deputy
DOC#: 00080249
RCPT: 93323 99.00
7/03/2019 11:46 AM
REFUND: .00

CC#: 11191 WO#: 6643756

RIGHT OF WAY EASEMENT

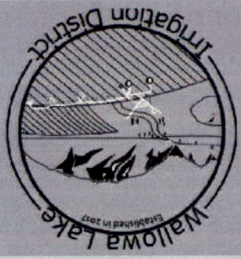
For value received, **RYAN PACE and ERIN PACE, husband and wife** ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way 5 feet in width and 5 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in **Wallowa County, State of Oregon**, more particularly described as follows and/or shown on Exhibit(s) *A* attached hereto and by this reference, made a part hereof:

A portion of:

A tract in the Northwest corner of the Southwest quarter of the Northeast quarter, of Section 16, Township 2 South, Range 45 East, of the Willamette Meridian, Wallowa County, Oregon described as follows: Commencing at the Northwest corner of said Northwest quarter of the Southeast quarter; running thence on and along the North line of said Southwest quarter of the Northeast quarter 459 feet; thence South 2°58' East 247 feet; thence West on a line parallel to the North line of said Northwest quarter of the Southeast quarter of said section 459 feet to a point on the West line of said Southwest quarter of the Northeast quarter 247 feet from the point of beginning; thence running on and along the West line of said Southwest quarter of the Northeast quarter 247 feet to the point of beginning, containing 2.28 acres, more or less.

Assessor's Map No. **02S45E16** Parcel No. **600**

Together with the right of ingress and egress, for Grantee, its contractors, or agents, to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.



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Legend	
	REMAINING_RIGHTS_FOUGH
	MIRA_DE_MELO_2020
	Remaining Damble
	Instream Place of Use
	07_SEC
	07_QC
	07_TWP
	Canal

Map Disclaimer: This product is for informational purposes and may not have been prepared for, or suitable for, legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the reliability of the information. This map is not intended to display property lines. Disclaimer: This filing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRTS database. The filing has not been field checked. That a right is of record is no guarantee that it has been abandoned under the conditions of ORS 540.510. The plat card records of filed by the old acre quarter-quarter a section, the water right listed with a quarter-quarter or more than one lot, this office has not intended that water rights for each lot - only a survey could accurately depict how much of the water rights are on each lot.

WLID 2021 Instream Map 8

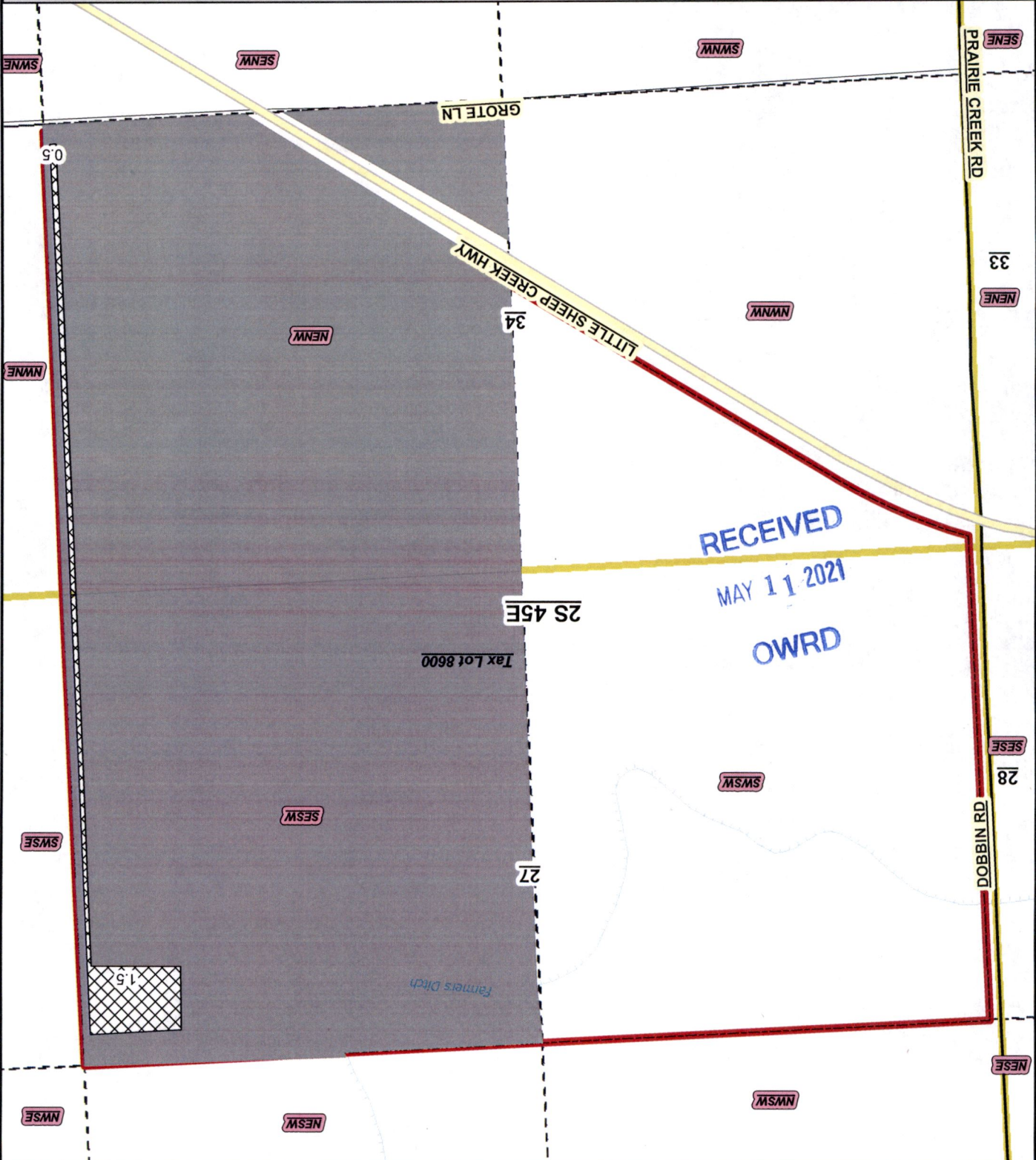
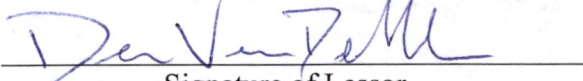


Table 1

Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & DE MELO													
Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease. If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach. Any attached table should include reference to the Lessor.													
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #	
48313	12/31/1893	SLD	2 S	45 E	25	SW SW	8600		2.0	IRR	8		
Any additional information about the right: _____													
Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.													

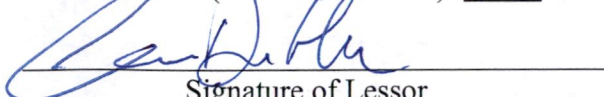
The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.

 Date: 4-26-21
Signature of Lessor

Printed name (and title): _____ Business name, if applicable: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

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 Date: 4/24/21
Signature of Lessor

Printed name (and title): _____ Business name, if applicable: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 48313

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
12/31/1893	SLD	IRR	2.0	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.05	2.9745

Total af from storage, if applicable: AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

Instream Use created by the lease	River Basin: <u>GRANDE RONDE</u>	River/Stream Name: <u>WALLOWA RIVER</u> , tributary to <u>GRANDE RONDE</u>				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____	Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD					
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____						

MAY 11 2021

OWFRD

077661

STATE OF OREGON }
COUNTY OF WALLOWA }

Return to:
Pacific Power
P.O. Box P
Enterprise, OR 97828

I certify that this instrument was
received and recorded in the book
of records of said county.

Wallowa County Clerk
by: Tracey Hall Deputy

CC#: 11191 WO#: 6386997

DOC#: 00077661
RCPT: 89990 50.00
12/29/2017 3:43 PM
REFUND: .00

RIGHT OF WAY EASEMENT

For value received, **DEANNA L. VIEIRA DE MELO and CAIO N. VIEIRA DE MELO, Wife and Husband** ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns, ("Grantee"), a perpetual easement for a right of way **10** feet in width and **1020** feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's electric power transmission, distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: supporting towers, poles, props, guys and anchors, including guys and anchors outside of the right of way; wires, fibers, cables and other conductors and conduits therefor; and pads, transformers, switches, vaults and cabinets, along the general course now located by Grantee on, over, across or under the surface of the real property of Grantor in **Wallowa** County, State of **Oregon**, more particularly described as follows and/or shown on Exhibit(s) *A* attached hereto and by this reference made a part hereof:

A portion of:

Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 27: S½SW¼
Section 34: That part of the N½NW¼ lying North and East of the State Highway and described as follows: BEGINNING at the Northwest corner of said Section 34; thence South on and along the West section line of said Section 34 to the North line of the Little Sheep Creek State Highway; thence Southeasterly on and along the North line of said Highway to a point where said line intersects the South line of the N½NW¼, Section 34; thence East on and along said South line of said N½NW¼ to the Southeast corner of said N½NW¼; thence North to the quarter section corner between Sections 27 and 34; thence West on and along the section line between said Sections 27 and 34 to the place of beginning

Assessor's Map No. 02S45 Parcel No. 8600

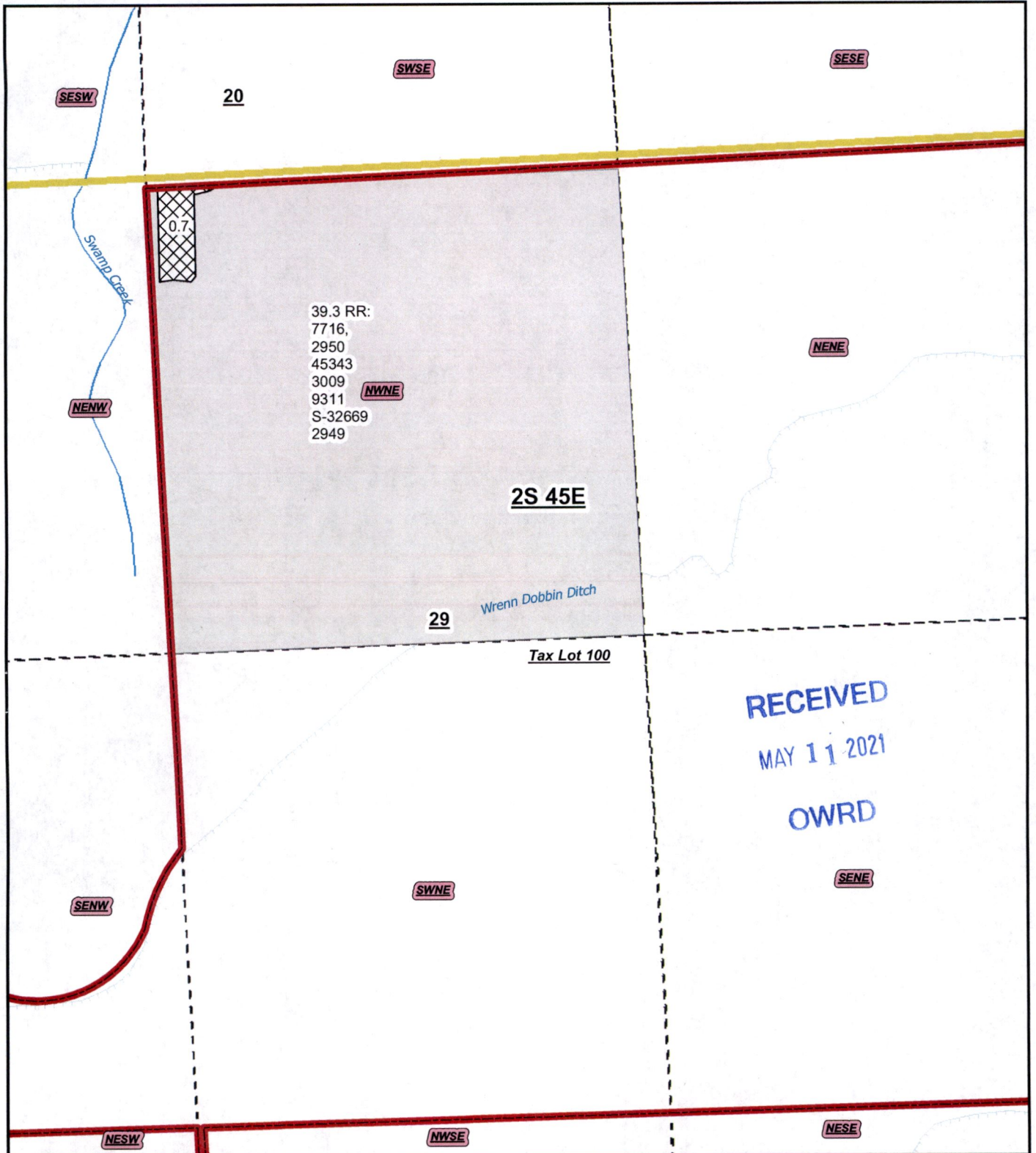
Together with the right of ingress and egress, for Grantee, its contractors, or agents, to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefor) the future right to keep the right of way and adjacent lands clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place, use or permit any equipment, material or vegetation of any kind that exceeds twelve (12) feet in height, light any fires, place or store any flammable materials, on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for other purposes not inconsistent, as defined by the Grantee, with the purposes for which this easement has been granted.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this easement. Each party further waives any right to consolidate, or to request the consolidation of, any

Rev. 3/30/2017

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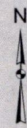
WLID 2021 Instream Map 7

Map Disclaimer:
 This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.
 This map is not intended to display property lines

Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRIS database. The listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is on more than one tax lot, this office has not itemized that water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.

Legend

-  ODD_ONE_LLC
-  Instream Place of Use
-  REMAINING_RIGHTS
-  D7_TWP
-  D7_SEC
-  D7_QQ
-  Stream, perennial
-  Canal



1:4,800

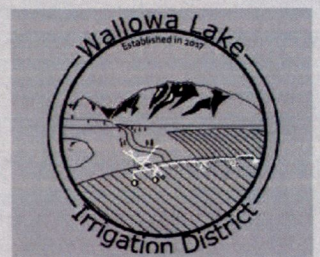



Table 1

Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & ODD ONE LLC													
Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease. If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach. Any attached table should include reference to the Lessor.													
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #	
7716	2/28/1884	CONS	2 S 45 E 29	NW	NE	100			0.7	IRR	7		
Any additional information about the right: _____													
Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.													

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


Date: 4/18/21

 Signature of Lessor

Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____
 _____ Date: _____
 Signature of Lessor

Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

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 APR 11 11 2021
 ODD ONE

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

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Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>7716</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
2/28/1884	CON	IRR	0.7	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.0175	1.041	
Total af from storage, if applicable: _____ AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease		River Basin: GRANDE RONDE		River/Stream Name: <u>WALLOWA</u> , tributary to <u>GRANDE RONDE</u>			
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____				Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD			
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)							
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.							
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)	
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional information about the proposed instream use: _____							

BARGAIN AND SALE DEED

ODD ONE, LLC, Grantor, conveys to DAN A. DeBOIE, Trustee of the Dan A. DeBoie Trust dated 4/18/95, and CATHERINE L. DeBOIE, Trustee of the Catherine L. DeBoie Trust dated 4/18/95, tenants in common, Grantee, the following described real property:

SEE ATTACHED AND INCORPORATED **EXHIBIT A**

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is TRADE.

DATED this 9 day of February, 2000.

ODD ONE, LLC

Dan R. DeBoie
DAN R. DeBOIE, Member

STATE OF OREGON, County of Wallowa) ss.

The foregoing instrument was acknowledged before me this 9 day of February, 2000, by DAN R. DeBOIE.



Marilyn E. Preston
Notary Public for Oregon
My Commission Expires: 4-19-2002

AFTER RECORDING, RETURN TO:
Wallowa Title Company
109 SE First Street
Enterprise, OR 97828

SEND TAX STATEMENTS TO:
DAN A. DEBOIE
84632 WALKER LANE
JOSEPH, OR 97846

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STATE OF OREGON
COUNTY OF WALLOWA

I certify that this instrument was received and recorded in the book of records of said county.

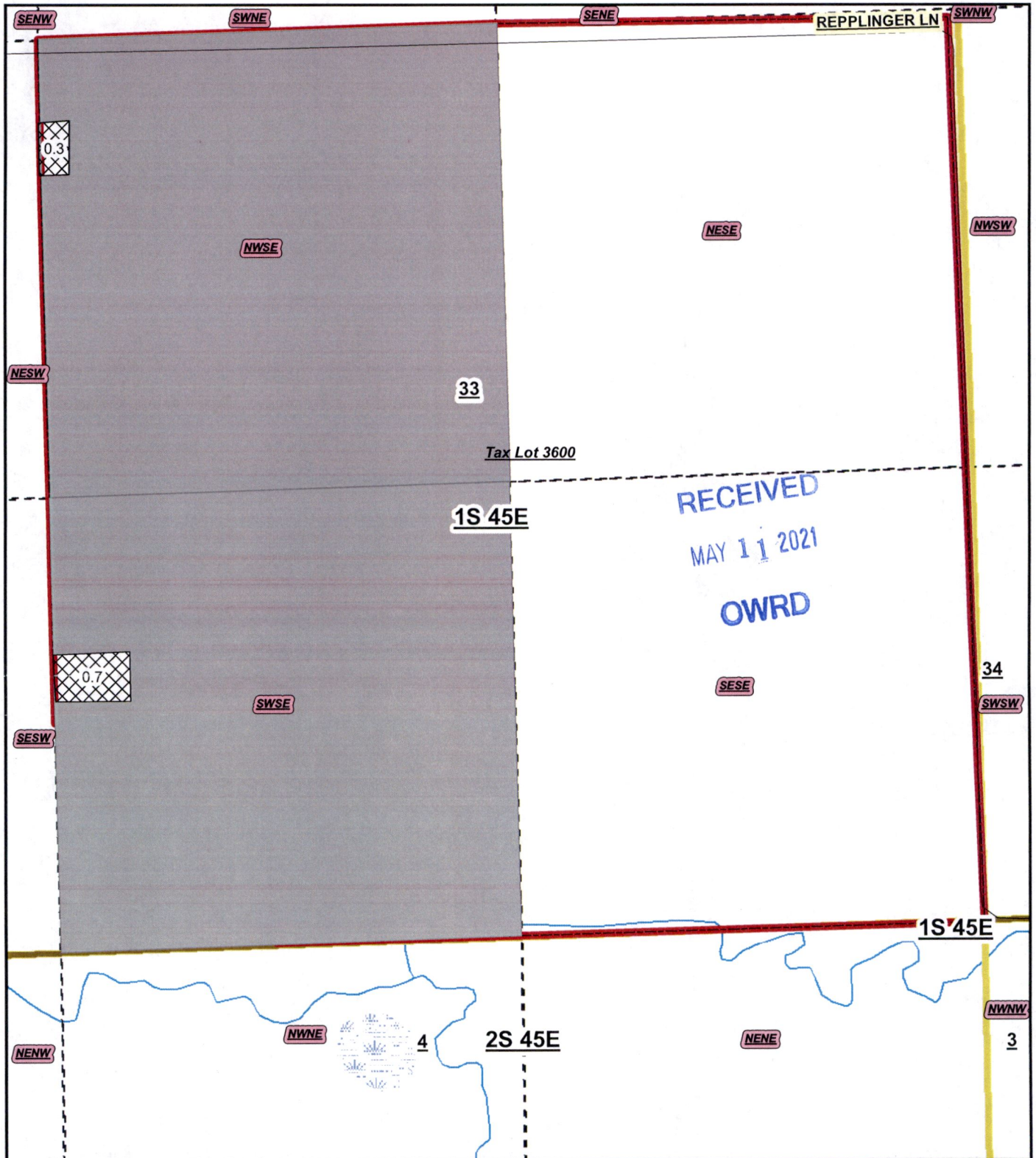
CHARLOTTE MCIVER
Wallowa County Clerk

by: Jay Smith
County Clerk / Deputy.

Doc#: 2000-40782
Rcpt: 37692 26.00
03/17/2000 9:08 am

040782

(H) 16



WLID 2021 Instream Map 3

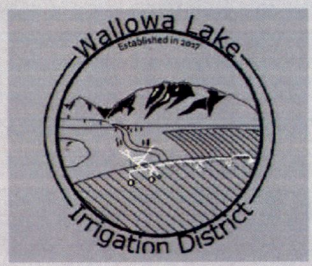
1:4,800

Map Disclaimer:
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Legend

	WLID_Lottery		D7_TWP
	RR_MILLER		D7_SEC
	Miller		D7_QQ
	Stream, perennial		Marsh



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Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & MILLER

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.
If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.


Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
91137	12/31/1900	FARMERS	1	S	45	E	33	NW	SE	3600		0.3	IR	3	
91137	12/31/1900	FARMERS	1	S	45	E	33	SW	SE	3600		0.7	IR	3	

Any additional information about the right: FARMERS DITCH, ALSO COVERED WITH A SUPPL' FROM PRAIRIE CREEK

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


 Date: 3-15-21
 Signature of Lessor _____
 Printed name (and title): Brian Jesse Miller member Business name, if applicable: _____
 Mailing Address (with state and zip): 66750 Reppinger Lane Enterprise OK 97828
 Phone number (include area code): 541 263 0601 **E-mail address: 4m Ranch. Jesse @ gmail.com
 Date: _____

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MAY 11 2021
OWPRD

Signature of Lessor _____
 Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>91137</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
12/31/1900	Farmers	IR	1.0	NO INST. RATE – ASSUME 1/40 TH	0.025	1.5	
Total af from storage, if applicable: <input type="checkbox"/> AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease		River Basin: GRANDE RONDE		River/Stream Name: <u>WALLOWA</u> , tributary to <u>GRANDE RONDE</u>			
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____				Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD			
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)							
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.							
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)	
12/31/1900	FARMERS	IS	1.0	JUNE1 – JUNE30	0.025	1.5	
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional information about the proposed instream use: _____							

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BARGAIN AND SALE DEED

4-M DIVERSIFIED, LLC, Grantor, conveys to B. JESSE MILLER, as his sole and separate property, Grantee, the following described real property:

Buy 1/4m 1/4m

BEGINNING at the South ~~west~~ quarter corner of the ~~SE~~ ^{1/4}, Section 33, Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon; thence North 0° East 725 feet; thence North 90° East 600 feet; thence South 0° West 725 feet; thence South 90° West 600 feet to the point of beginning.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is Other.

DATED this 7th day of March, 2001

Rod Miller
Rod Miller

Sandra C. Miller
Sandra Miller
Jesse Miller
Jesse Miller

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MAY 11 2021
OWRD

STATE OF OREGON, County of Wallowa) ss.

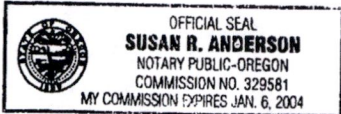
The foregoing instrument was acknowledged before me this 8th day of March, 2001 by ROD MILLER as Member of 4-M Diversified, LLC.



[Signature]
Notary Public for Oregon

STATE OF OREGON, County of Wallowa) ss.

The foregoing instrument was acknowledged before me this 14th day of March, 2001 by SANDRA MILLER and JESSE MILLER as Members of 4-M Diversified, LLC.



Susan R. Anderson
Notary Public for Oregon

AFTER RECORDING, RETURN TO:
WALLOWA TITLE COMPANY
108 S. River Street
Enterprise, OR 97828

SEND TAX STATEMENTS TO:
B. Jesse Miller
66750 Replinger Lane
Enterprise, OR 97828

STATE OF OREGON
COUNTY OF WALLOWA

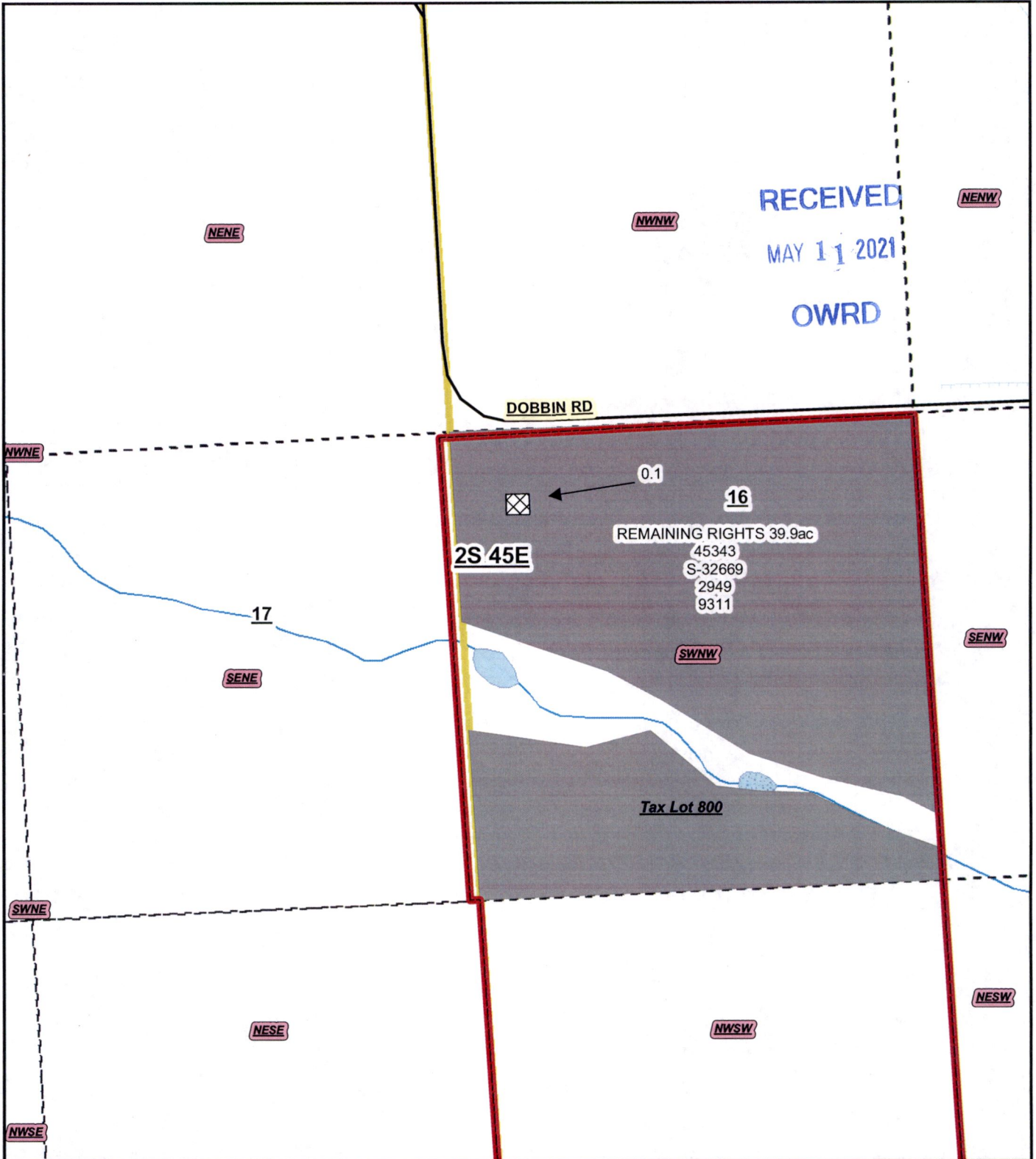
I certify that this instrument was received and recorded in the book of records of said county.

CHARLOTTE MCIVER
Wallowa County Clerk

by: *Dana Roberts*
County Clerk/Deputy.

Doc#: 2001-42866
Rcpt: 40668 16.00
03/14/2001 2:23 pm

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WLID 2021 Instream Map 9

Map Disclaimer:
This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information. This map is not intended to display property lines.

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Legend

- Diamond_D_2020
- Instream Place of Use
- Remaining_Map9_DiamondD
- D7_TWP
- D7_SEC
- D7_QQ
- Stream, perennial
- Stream, intermittent
- Canal
- Connector
- Lake
- Lake, intermittent



1:4,800

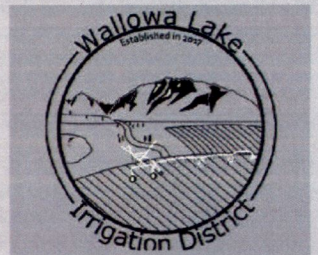


Table 1


Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & DAWSON															
Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease. If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach. Any attached table should include reference to the Lessor.															
Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
3009	8/10/1900	CON	2	S	45	E	16	SW	NW	800		0.1	IRR	9	

Any additional information about the right: _____

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


 Date: 3/16/21
 Signature of Lessor _____
 Printed name (and title): Joseph Dawson, President Business name, if applicable: Diamond D Ranch, Inc
 Mailing Address (with state and zip): 68196 Dobbin Rd, Joseph, OR 97748
 Phone number (include area code): (541)-267-1894 **E-mail address: joseph.g.dawson@gmail.com

Date: _____
 Signature of Lessor _____
 Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

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 OWRD

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>3009</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
08/10/1900	CON	IRR	0.1	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.0025	0.148725	
Total af from storage, if applicable: _____ AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease	River Basin: <u>GRANDE RONDE</u>	River/Stream Name: <u>WALLOWA</u> , tributary to <u>GRANDE RONDE</u>				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____	Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD					
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use:						

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OWRD

WARRANTY DEED

MALCOLM W. DAWSON and RHODA JEAN DAWSON, husband and wife, Grantors convey and warrant to DIAMOND D RANCH, INC, an Oregon Corporation, Grantee, the real property described in the attached Exhibit A, which is incorporated herein by this reference.

THE TRUE AND ACTUAL CONSIDERATION for this conveyance stated in dollars is the sum of ~~\$79,235~~ and other valuable consideration.

\$205,284.03 MWD RJD

Until a change is requested, all tax statements are to be sent to the following address: Diamond D. Ranch, Inc., 65196 Dobbin Road, Joseph, OR 97846.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

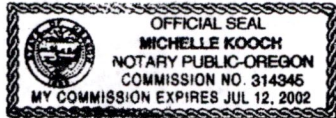
DATED this 3 day of Jan., 2000.

Malcolm W. Dawson
Malcolm W. Dawson

Rhoda Jean Dawson
Rhoda Jean Dawson

STATE OF OREGON, County of Wallowa) ss.

This instrument was acknowledged before me this 3 day of January, 2000 by MALCOLM W. DAWSON AND RHODA JEAN DAWSON.



Michelle Kooch
Notary Public for Oregon
My Commission Expires: 7-12-02

AFTER RECORDING RETURN TO:

Mona K. Williams, PC.
P.O. Box 608
Enterprise, OR 97828

STATE OF OREGON
COUNTY OF WALLOWA }

I certify that this instrument was received and recorded in the book of records of said county.

CHARLOTTE MCIVER
Wallowa County Clerk

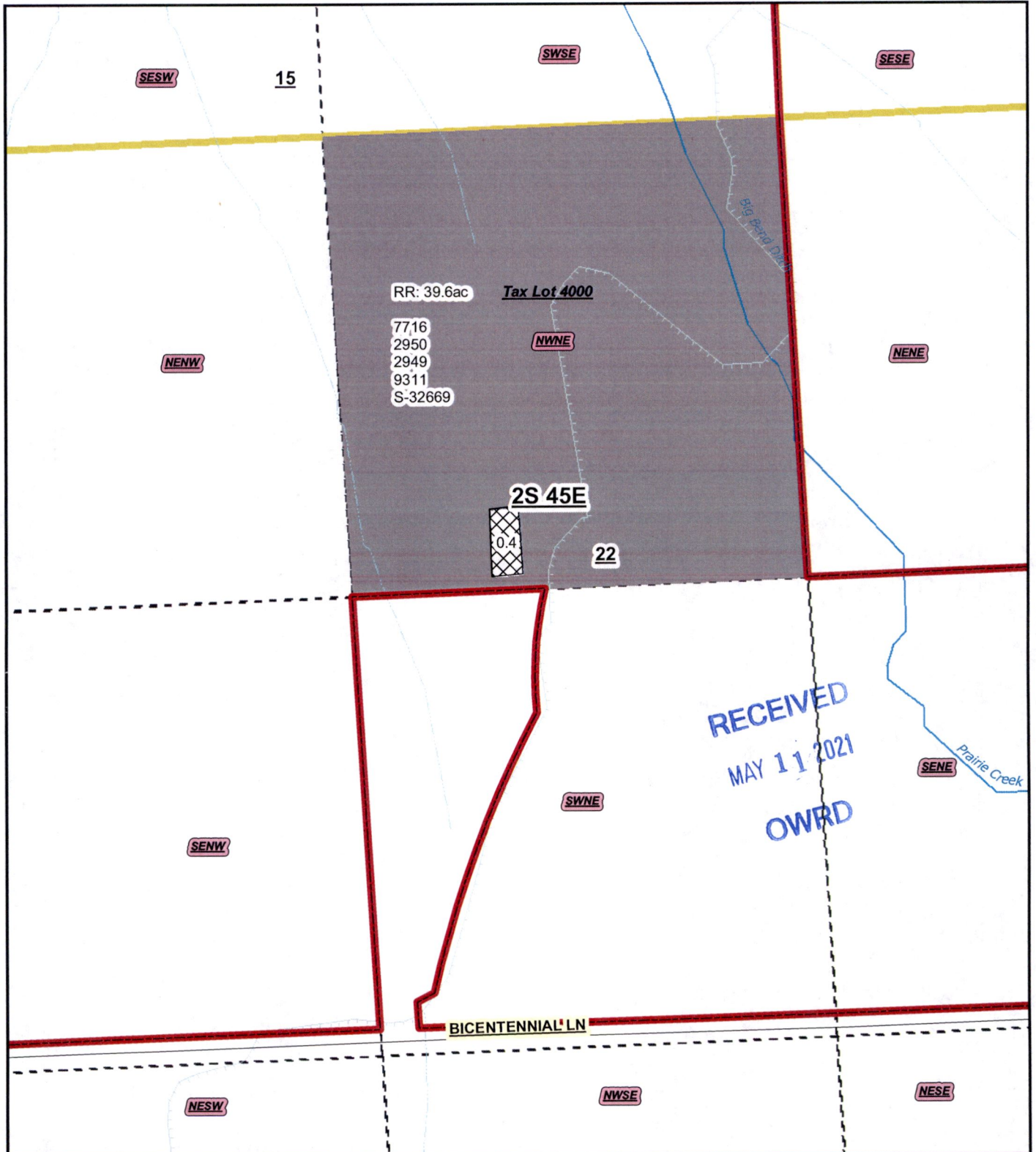
by: Jan Smith
County Clerk / Deputy.

40360

Doc#: 2000-40360
Rcpt: 37019 21.00
01/04/2000 11:23 am

WALLOWA TITLE COMPANY

OWRD
MAY 11 2021
RECEIVED



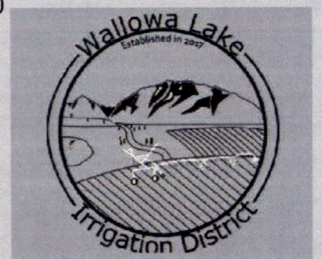
WLID 2021 Instream Map 6

1:4,800

Map Disclaimer:
 This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.
 This map is not intended to display property lines.

Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRS database. The listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is on more than one tax lot, this office has not itemized that water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.

- Legend**
- BUTTERFIELD_PROPERTY
 - Instream Place of Use
 - Stream, perennial
 - Stream, intermittent
 - Canal
 - RR_BUTTER
 - D7_TWP
 - D7_SEC
 - D7_QQ



Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>7716</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
2/28/1884	CON	IRR	0.4	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.01	0.5949	
Total af from storage, if applicable: <input type="checkbox"/> AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease		River Basin: GRANDE RONDE		River/Stream Name: <u>WALLOWA</u> , tributary to <u>GRANDE RONDE</u>			
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____				Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD			
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)							
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.							
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)	
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional information about the proposed instream use: _____							

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AFTER RECORDING
PLEASE RETURN TO:
Knapp Law Office, P.C.
P.O. Box 236
203 E. Main Street Ste. 1
Enterprise, OR 97828

STATUTORY BARGAIN AND SALE DEED

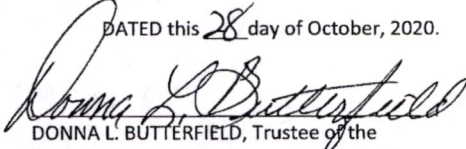
DONNA L. BUTTERFIELD, Trustee of "Trust B" created under the Tom R. and Donna L. Butterfield Revocable Trust dated May 21, 1997, as amended, and DONNA L. BUTTERFIELD Trustee of the Butterfield Marital Trust, created under the Tom R. and Donna L. Butterfield Revocable Trust, dated May 21, 1997, as amended, Grantors, convey and release to MARK A. BUTTERFIELD and ANNA E. BUTTERFIELD, husband and wife, Grantees, the real property situated in the County of Wallowa, State of Oregon more particularly described in Exhibit A attached hereto and incorporated herein by reference.

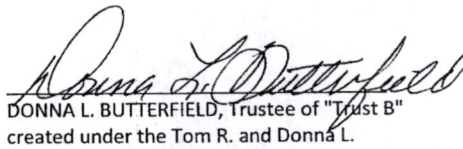
The consideration for this transfer is a gift.

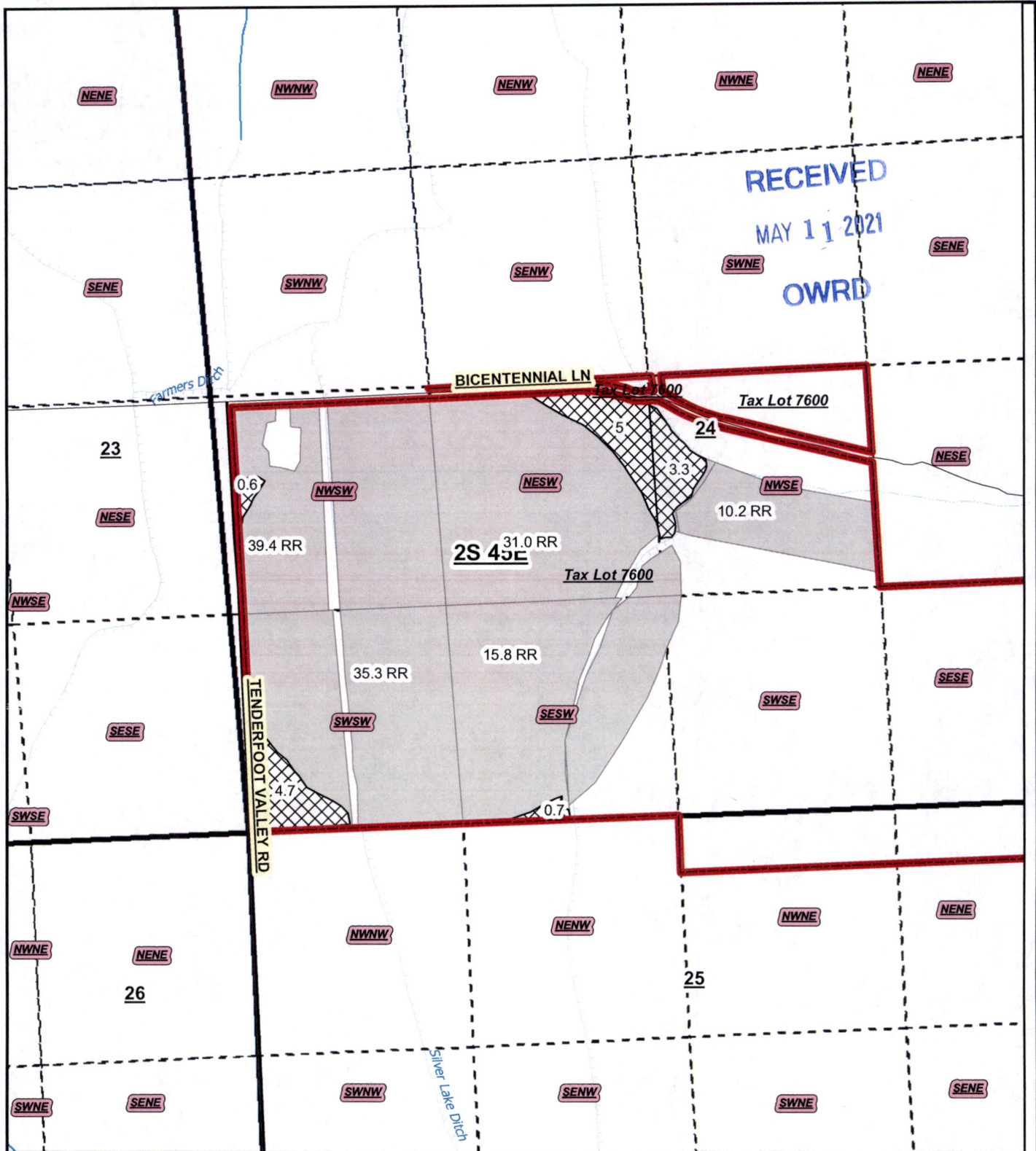
Until a change is requested, all tax statements are to be sent to the following address: No change.

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 28 day of October, 2020.


DONNA L. BUTTERFIELD, Trustee of the
Butterfield Marital Trust, created under the
Tom R. and Donna L. Butterfield Revocable
Trust dated May 21, 1997, as amended


DONNA L. BUTTERFIELD, Trustee of "Trust B"
created under the Tom R. and Donna L.
Butterfield Revocable Trust dated May 21,
1997, as amended



WLID 2021 Instream Map 4

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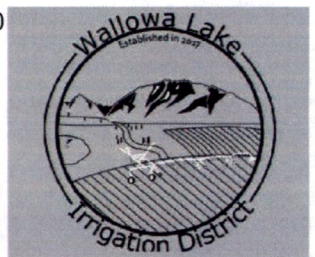
Legend

THROUGH TAXLOT 7600	D7_TWP
LEASE ACRES	D7_SEC
REMAINING RIGHTS	D7_QQ
ORTrans_public	Stream, perennial
<all other values>	Stream, intermittent
TYPE	Canal
HWY	
LN	
PL	
RD	
ST	
TRL	
WAY	

1:10,000



**District 7
Watermaster**



Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

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Table 1

Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & HOUGH

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.

Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
48313	12/31/1893	SILVER LAKE	2 S	45 E	24	NE SW	7600		5	IRR	4	
48313	12/31/1893	SILVER LAKE	" "	" "	" "	NW SW	7600		0.6	IRR	4	
48313	12/31/1893	SILVER LAKE	" "	" "	" "	SW SW	7600		4.7	IRR	4	
48313	12/31/1893	SILVER LAKE	" "	" "	" "	SE SW	7600		0.7	IRR	4	
48313	12/31/1893	SILVER LAKE	" "	" "	" "	NW SE	7600		3.3	IRR	4	

Any additional information about the right: _____

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

- I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
- I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
- I/We affirm that the information in this application is true and accurate.

Signature of Lessor Date: 12/19/21

Printed name (and title): Donald L. Hough Business name, if applicable: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

Signature of Lessor Date: _____

Printed name (and title): _____ Business name, if applicable: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) **Water Right # 48313**

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
48313	SLD	Irr	14.3		0.3575	21.26768

Total af from storage, if applicable: AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

Instream Use created by the lease	River Basin: Grande Ronde	River/Stream Name: Wallowa, tributary to Grande Ronde				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____		Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD				
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____						

CERTIFICATION OF VITAL RECORD

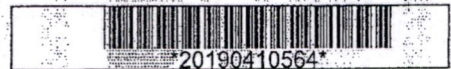
855023
I.D. TAG NO.

**OREGON HEALTH AUTHORITY
CENTER FOR HEALTH STATISTICS
CERTIFICATE OF DEATH**

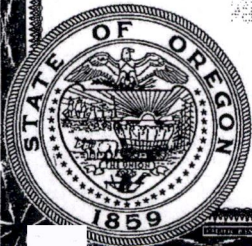
136-2019-008882
STATE FILE NUMBER

TO BE COMPLETED BY FUNERAL FACILITY	Legal Name First: Lois, Middle: Margaret, Last: Hough		Suffix		Death Date April 01, 2019	
	Sex Female	Age 81 years	Social Security Number		County of Death Wallowa	
	Birthdate June 18, 1937	Birthplace Sidney, Iowa		Was Decedent Ever in U.S. Armed Forces? No		
	Residence 86201 Bicentennial Lane			City/Town Joseph		
	Residence County Wallowa		State or Foreign Country Oregon	Zip Code + 4 97846	Inside City Limits? No	
	Marital Status at Time of Death Married		Spouse's Name Prior to First Marriage Donald Hough			
	Father's Name Hubert H. Rosser		Mother's Name Prior to First Marriage Alice Margaret Northcutt			
	Informant's Name Donald Hough	Telephone Number Not Available	Relationship to Decedent Spouse	Mailing Address 86201 Bicentennial Lane, Joseph, OR 97846		
	Place of Death Hospital-Emergency Room/Outpatient		Facility Name Wallowa Memorial Hospital			
	Location of Death 601 Medical Parkway		City/Town or Location of Death Enterprise	State Oregon	Zip Code + 4 97828	
	Method of Disposition Burial	Place of Disposition Joseph Cemetery		Location (City/Town and State) Joseph, Oregon		
	Name and Complete Address of Funeral Facility Bollman Funeral Home (Enterprise) 315 W Main St, Enterprise, Oregon 97828					
	Date of Disposition April 13, 2019	Funeral Director's Signature <i>Lee A Bollman</i>			Electronically Signed	OR License Number CO-3048
	Registrar's Signature <i>Jennifer A. Woodward</i>		Date Received April 08, 2019	Local File Number		
	Amendment					

45-2CCS (01/06)



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I CERTIFY THAT THIS IS A TRUE, FULL AND CORRECT COPY OF THE ORIGINAL CERTIFICATE ON FILE OR THE VITAL RECORD FACTS ON FILE IN THE VITAL RECORDS UNIT OF THE OREGON CENTER FOR HEALTH STATISTICS.

April 09, 2019

DATE ISSUED: _____

Jennifer A. Woodward
JENNIFER A. WOODWARD, Ph.D.
STATE REGISTRAR



THIS COPY IS NOT VALID WITHOUT OFFICIAL VITAL RECORD FLAG WATERMARK AND HOLOGRAPHIC SEALS.

KNOW ALL MEN BY THESE PRESENTS, That Harold F. Holmes and Alice V. Holmes, husband and wife, hereinafter called the grantor, in consideration of Eighty-nine Thousand Two Hundred Fifty ---- Dollars, to grantor paid by Lester Bissett and Elizabeth Bissett, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Wallowa and State of Oregon, described as follows, to-wit:

The southwest quarter, the West half of the Southeast quarter and the Southeast quarter of the Southeast quarter of Section 24; and the North half ~~west~~ of the north half of the north half of Northeast quarter of Section 25, all in Township 2 South, Range 45 East, of the Willamette Meridian in Wallowa County, Oregon; SUBJECT to easement to Pacific Power & Light Company over the N1/4NW1/4, Section 24, as shown by deed recorded in Book 70 of Deeds at page 503. EXCEPTING County road adjoining on the north and west and excepting right of way of Silver Lake and Hill ditches. Together with one-third interest of grantors in Hill ditch.

To Have and to Hold the above described and granted premises unto the said grantee and grantee's heirs, successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

In construing this deed and where the context so requires, the singular includes the plural. WITNESS grantor's hand and seal this 26th day of June, 19 69.

Harold F. Holmes (SEAL)
Alice V. Holmes (SEAL)

STATE OF OREGON, County of Wallowa,) ss. June 26, 19 69
 Personally appeared the above named Harold F. Holmes and Alice V. Holmes, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:
 Notary Public for Oregon
 My commission expires March 15, 1971

(OFFICIAL SEAL)

WARRANTY DEED
 HAROLD F. HOLMES Et Ux
 TO
 LESTER O. BISSETT Et Ux
 AFTER RECORDING RETURN TO

10107
 INDEXED

(DON'T USE THIS SPACE, RESERVED FOR RECORDING LABEL IN COUNTIES WHICH USE.)

STATE OF OREGON,
 County of Wallowa } ss.
 I certify that the within instrument was received for record on the 10th day of December, 19 85, at 2:31 o'clock P.M., and recorded in book 98 on page 408. Record of Deeds of said County. Witness my hand and seal of County affixed.

Marjorie Martin
 County Clerk-Recorder.
 By _____ Deputy.

Recorded December 10th, 1985 at 2:31 p. m., Marjorie Martin, County Clerk
 By _____ County Clerk

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2K

Lester O. Bissett, et ux to Warren Starns, et ux) 10108
KNOW ALL MEN BY THESE PRESENTS, That Lester O. Bissett and Alice Elizabeth Bissett, husband and wife,

hereinafter called the grantor, in consideration of Ten Dollars, and other good and valuable considerations to grantor paid by Warren Starns and Louise C. Starns, husband and wife, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Wallowa, and State of Oregon, described as follows, to-wit:

The Southwest quarter, the west half of the Southeast quarter and the Southeast quarter of the Southeast quarter of Section 24; and the north half of the north half of the north half of the northeast quarter of Section 25, all in Township 2 South, Range 45 East, of the Willamette Meridian in Wallowa County, Oregon; SUBJECT to easement to Pacific Power & Light Company over the N1/4NW1/4, Section 24, as shown by deed recorded in Book 70 of Deeds at page 503. EXCEPTING County road adjoining on the north and west and excepting right of way of Silver Lake and Hill ditches. Together with one-third interest of grantors in Hill Ditch,

To Have and to Hold the above described and granted premises unto the said grantee and grantee's heirs, successors and assigns forever.

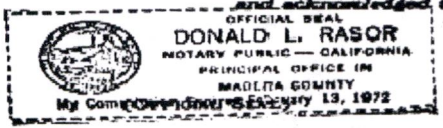
And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever.

In construing this deed and where the context so requires, the singular includes the plural. WITNESS grantor's hand and seal this 21st day of August, 1969

Lester O. Bissett (SEAL)
Alice Elizabeth Bissett (SEAL)

1088 93-490 California STATE OF OREGON, County of Madras. Personally appeared the above named Lester O. Bissett and Alice Elizabeth Bissett, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.



Notary Public for Oregon California. My commission expires

WARRANTY DEED
Lester O. Bissett et ux
TO
Warren Starns et ux
AFTER RECORDING RETURN TO

STATE OF OREGON,
County of Wallowa } ss.
I certify that the within instrument was received for record on the 10th day of December, 1985, at 2:32 o'clock P.M., and recorded in book 98 on page 409 Record of Deeds of said County. Witness my hand and seal of County affixed.
County Clerk-Recorder.
By
Deputy.

Recorded December 10th, 1985 at 2:32 p. m., Marjorie Martin, County Clerk

By Marjorie Martin County Clerk

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1947/80

Warren Starns, et ux to Donald L. Hough, et ux) 10109

KNOW ALL MEN BY THESE PRESENTS, That Warren Starns and Louise C. Starns, husband and wife,

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by Donald L. Hough and Lois M. Hough, husband and wife,

hereinafter called the grantees, does hereby grant, bargain, sell and convey unto the said grantees and grantees's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Wallowa and State of Oregon, described as follows, to-wit:

The Southwest quarter, the West half of the Southeast quarter and the Southeast quarter of the Southeast quarter of Section 24; and the North half of the North half of the North half of the Northeast quarter of Section 25, all in Township 2 South, Range 45 East, of the Willamette Meridian in Wallowa County, Oregon; SUBJECT to easement to Pacific Power & Light Co. over Northwest Sec. 24 as shown by deed recorded in Bk. 70 of Deeds at page 503, and EXCEPTING county road adjoining on the north and west and excepting right of way of Silver Lake and Hill ditches; together with one-third interest in Hill Ditch. Possession of said real property to be delivered to grantees by grantors on November 1, 1972, excepting that grantors do and will rent the dwelling house on said real property at \$75.00 each month between November 1, 1972 and the 1st day of June, 1973. Grantors promise and agree at their expense to install a new roof on the dwelling house on said real property on or before June 1, 1973.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantees and grantees's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantees and grantees's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances excepting taxes for year 1972-1973, which are prorated between the grantor and grantees as of November 1, 1972, as is the fire insurance on the buildings; and excepting unrecorded contract of sale dated June 26, 1969, from Harold F. Holmes and Alice V. Holmes, his wife, to Lester O. Bissett and Alice Elizabeth Bissett, his wife, in escrow with Enterprise Branch, First National Bank of Oregon, which contract was assigned on July 14, 1969, to the above named grantor, upon which is unpaid \$58,244.60 principal and interest at 6% per annum from October 26, 1972, until paid, and which contract the grantees herein assume and agree to pay as a part of the consideration;

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$112,000.00.

However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration (indicate which).

In construing this deed and where the context so requires, the singular includes the plural.

WITNESS grantor's hand this 26 day of October, 1972

Warren Starns
Louise C. Starns

STATE OF OREGON, County of Wallowa) ss. October 26 1972
Personally appeared the above named Warren Starns and Louise C. Starns, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: [Signature]
Notary Public for Oregon
My commission expires 3-15-1975

(OFFICIAL SEAL)

NOTE-The contents between the symbols (D), if not applicable, should be deleted. See Chapter 462, Oregon Laws 1947, as amended by the 1947 Special Session.

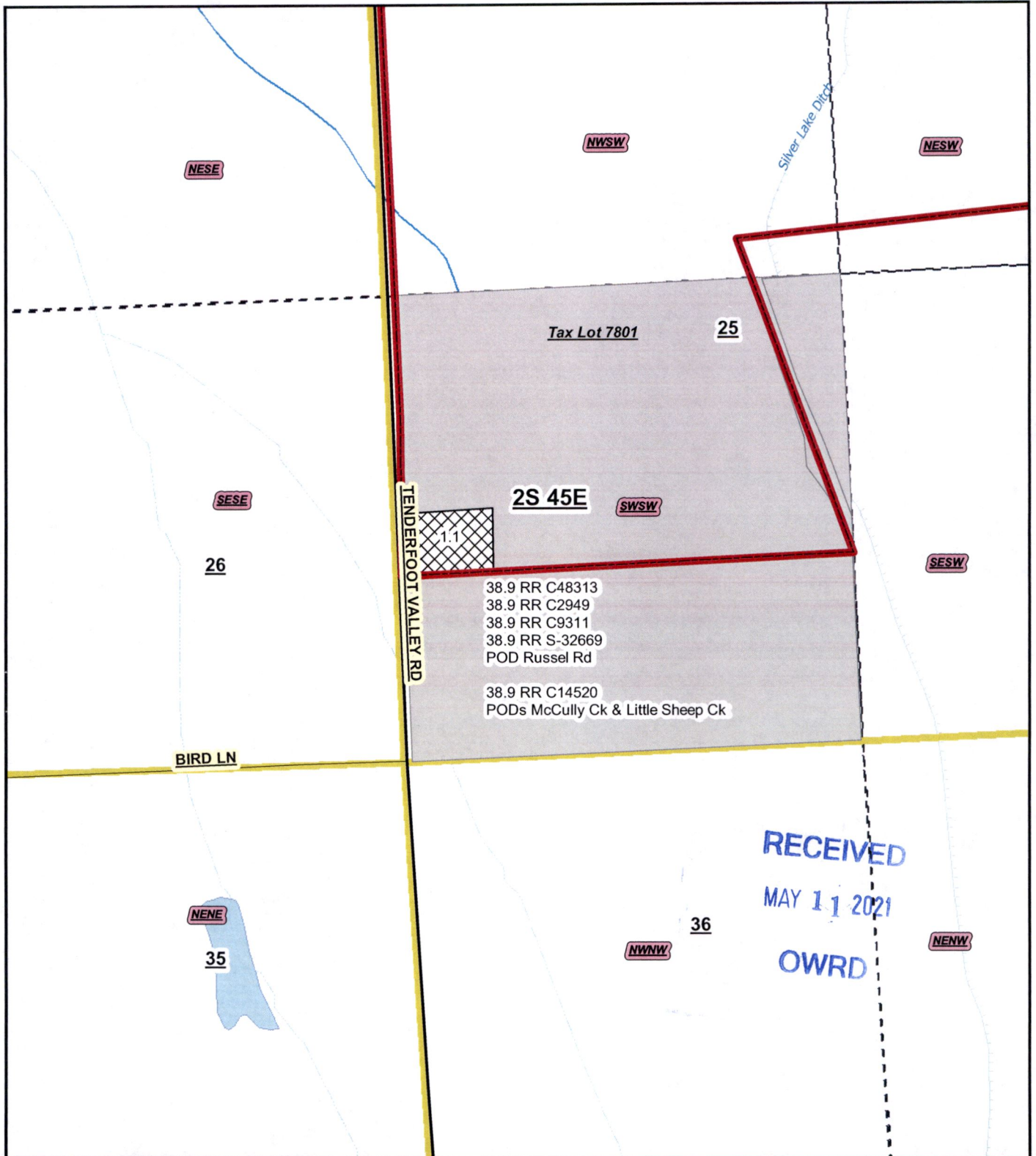
WARRANTY DEED
WARREN STARNs Et. Ux.
TO
DONALD L. HOUGH Et. Ux.
AFTER RECORDING RETURN TO

INDEXED
10109
(DON'T USE THIS SPACE RESERVED FOR RECORDING LABEL IN COUNTY WHERE USED.)

STATE OF OREGON
County of Wallowa
I certify that the within instrument was received for record on the 10th day of December, 1985, at 2:33 o'clock P.M., and recorded in book 98 on page 410 or as filing fee number 10109, Record of Deeds of said County.
Witness my hand and seal of County affixed.
[Signature]
County Clerk Title
By [Signature] Deputy

Recorded December 10th, 1985 at 2:33 p. m., Marjorie Martin, County Clerk
By [Signature] County Clerk

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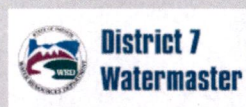
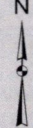
WLID 2021 Instream Map 5

Map Disclaimer:
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 This map is not intended to display property lines

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- Legend**
- | | |
|-------------------------|----------------------|
| Knoble_2020 | D7_TWP |
| WLID_Lottery | D7_SEC |
| REMAINING_RIGHTS_KNOBLE | D7_QQ |
| ORTrans_public | Stream, perennial |
| <all other values> | Stream, intermittent |
| TYPE | Canal |
| HWY | Connector |
| LN | Lake |
| PL | |
| RD | |
| ST | |
| TRL | |
| WAY | |

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Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: WALLOWA LAKE IRRIGATION DISTRICT & KNOBLE

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.
If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
48313	12/31/1893	SLD	2 S	45 E	25	SW SW	7801		1.1	IRR	5	

Any additional information about the right: _____

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.

Nancy Ann Knoble, Revocable Trust Date: 4-16-21
Signature of Lessor

Printed name (and title): owner Business name, if applicable: NA
Mailing Address (with state and zip): 63327/63329 Tenderfoot Valley Rd. Joseph OR 97846
Phone number (include area code): 541-263-1812 **E-mail address: NancyKnoble@gmail.com

Date: _____
Signature of Lessor

Printed name (and title): _____ Business name, if applicable: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>48313</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
12/31/1893	SLD	IRR	1.1	NO INSTANTANEOUS RATE GIVEN ASSUME 1/40 TH	0.0275	1.6359	
Total af from storage, if applicable: <input type="checkbox"/> AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease		River Basin: _____		River/Stream Name: _____, tributary to _____			
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____				Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD			
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)							
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)							
Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.							
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)	
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional information about the proposed instream use: _____							

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STATUTORY WARRANTY DEED

DAVID HOCKETT, CLYDE J. HOCKETT, ROGER W. HOCKETT and JOHN B. HOCKETT, Grantor, convey(s) and warrant(s) to NANCY LEE KNOBLE REVOCABLE TRUST - NANCY LEE KNOBLE, TRUSTEE, and DONALD F. HARKER, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

SEE ATTACHED AND INCORPORATED EXHIBIT A

This property is free of liens and encumbrances, EXCEPT:

- (1) Easement recorded in Book 70 of Deeds, Page 420; (2) Real property taxes for 2008/2009 which are a lien as of July 1, 2008, but not yet payable.

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 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

The true consideration for this conveyance is \$800,000.00, a portion of which is pursuant to an I.R.C. Section 1031 Tax-Deferred Exchange.

DATED: July 9, 2008.

Roger W. Hockett

 ROGER W. HOCKETT

David Hockett by Roger W. Hockett, Attorney in Fact

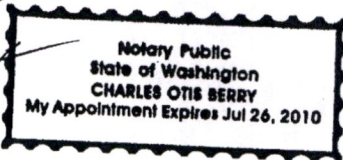
 DAVID HOCKETT by Roger W. Hockett, Attorney in Fact

Clyde J. Hockett by Roger W. Hockett, Attorney in Fact

 CLYDE J. HOCKETT by Roger W. Hockett, Attorney in Fact

John B. Hockett by Roger W. Hockett, Attorney in Fact

 JOHN B. HOCKETT by Roger W. Hockett, Attorney in Fact



STATE OF WASHINGTON, County of KING

The foregoing instrument was acknowledged before me on July 9th, 2008, by ROGER W. HOCKETT, individually and as Attorney in Fact for DAVID HOCKETT, CLYDE J. HOCKETT and JOHN B. HOCKETT, as his voluntary act and deed.

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Charles Otis Berry

 Notary Public for Washington
 My Commission Expires: 07-26-2010

AFTER RECORDING, RETURN TO:
WALLOWA TITLE COMPANY - 11189
109 SE First Street
Enterprise, OR 97828

SEND TAX STATEMENTS TO:
NANCY LEE KNOBLE et al
P.O. BOX 484
ENTERPRISE, OR 97828
WALLOWA TITLE COMPANY # 11189

060116

EXHIBIT A

A tract of land located in S½ of Section 25, Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon, designated as UNSURVEYED PARCEL 1 on Minor Land Partition No. 2007-57067, on file and of record in the Office of the County Clerk of said County and State, being all that part of the S½ of said Section 25 lying North of the following described line:

BEGINNING at a point on the approximate East line of said Section 25, said point being North 0°37'41" East, a distance of 7384.56 feet from the Southeast corner of Section 36, T2S, R45 EWM; thence South 79°42'10" West, a distance of 2702.80 feet; thence South 87°11'46" West, a distance of 1914.97 feet; thence South 17°14'19" East, a distance of 972.94 feet; thence North 89°48'50" West, a distance of 1380 feet, more or less, to the West line of said Section 25.

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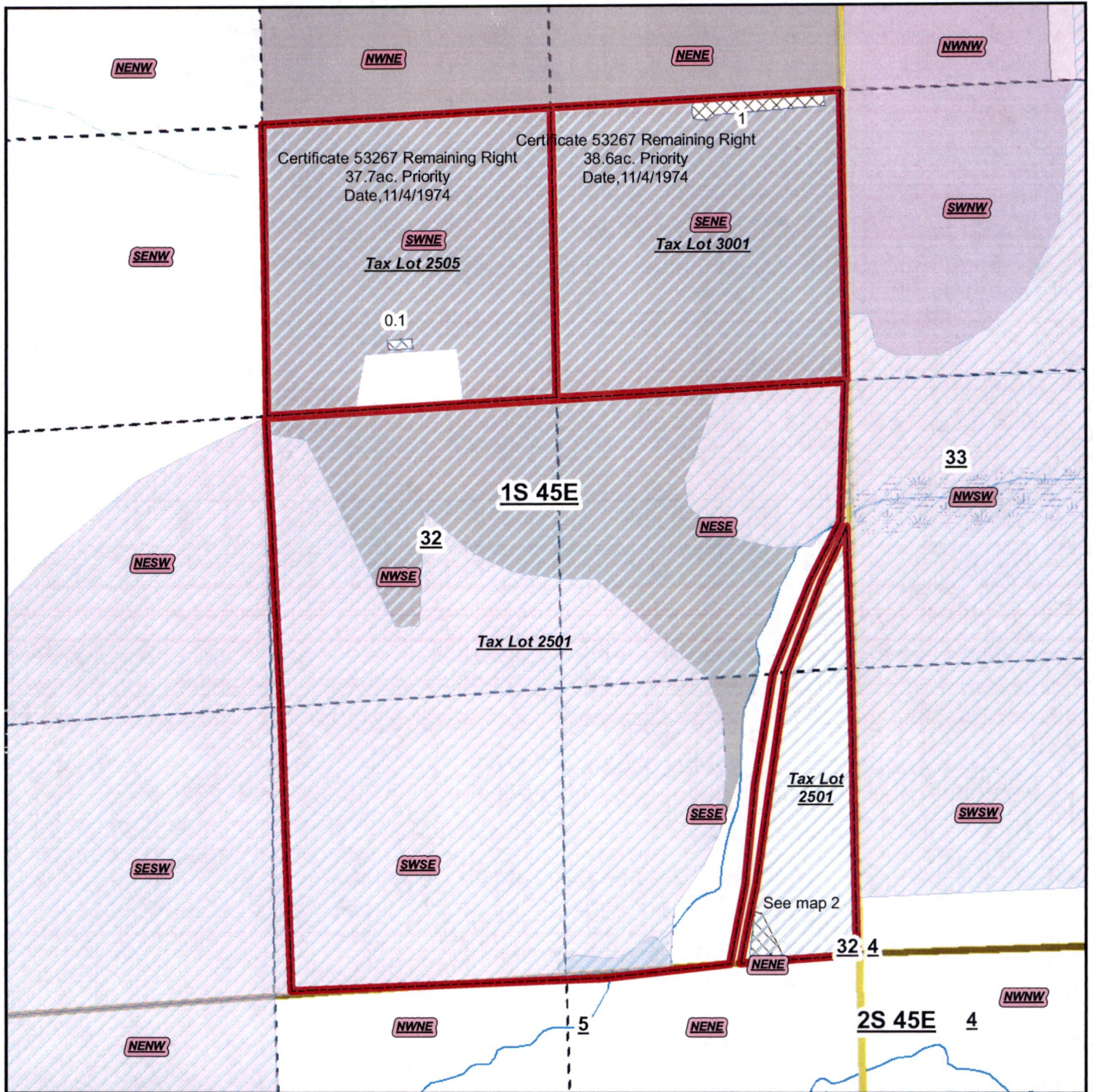
PR#22490 - 4/29/08

STATE OF OREGON }
COUNTY OF WALLOWA }

I certify that this instrument was received and recorded in the book of records of said county.

Wallowa County Clerk
by: Annabelle Deputy

DOC#: 00060116
RCPT: 66097 25.00
7/15/2008 10:35 AM
REFUND: .00



WLID-2021-Instream-Map1

Map Disclaimer:
 This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.
 This map is not intended to display property lines

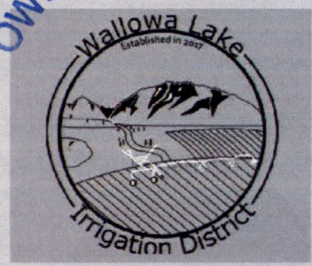
Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRIS database. The listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is on more than one tax lot, this office has not itemized that water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.

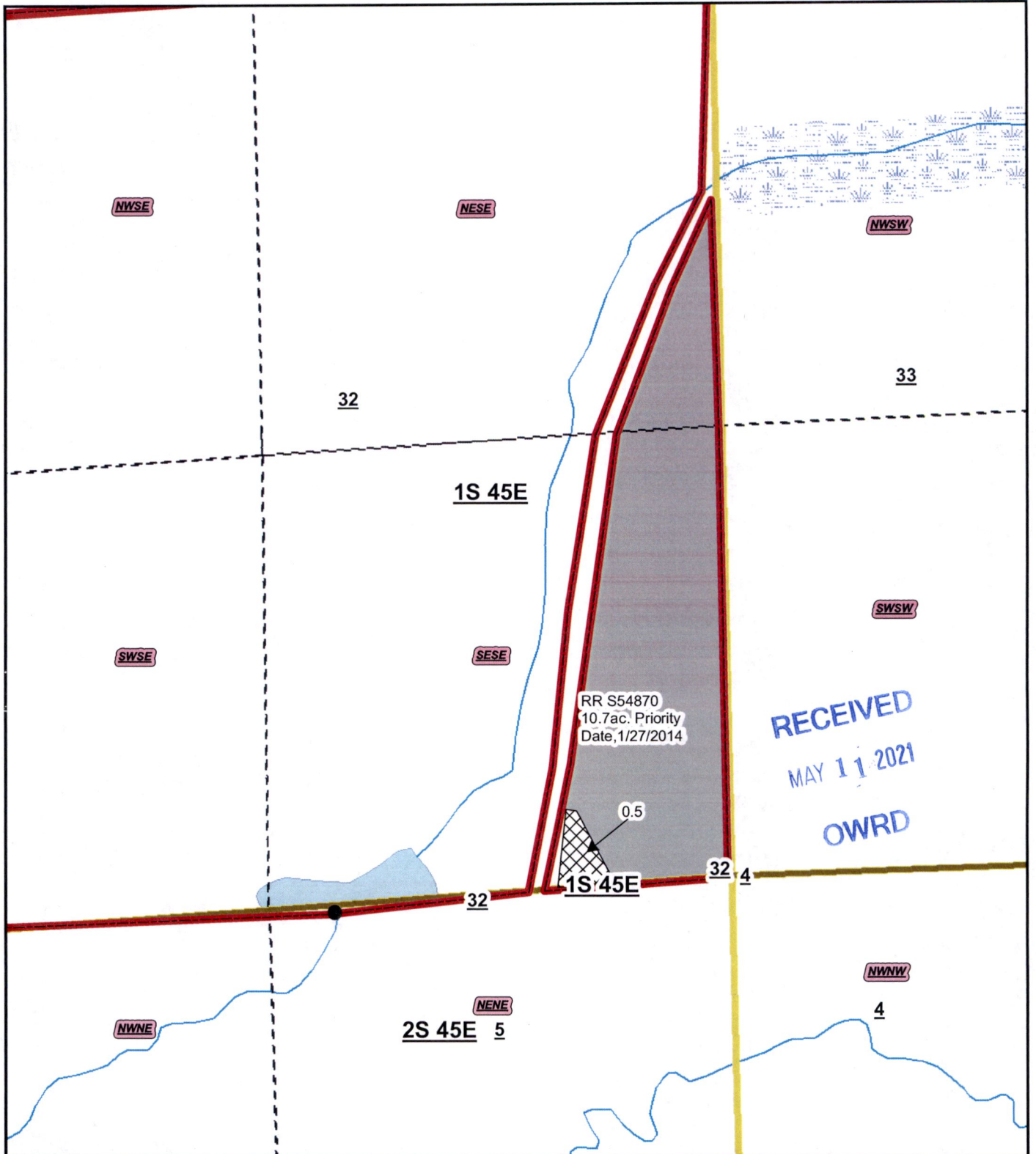
Legend

- | | |
|---|----------------------|
| WV2020_VZFarms | D7_TWP |
| D7_2020_POU | D7_SEC |
| SOURCE, DIVERSION_ | D7_CQ |
| UNNAMED SPRING TRIB TO PRAIRIE CREEK, SPRING | Stream, perennial |
| WALLOWA LAKE RES, FARMERS | Stream, intermittent |
| WALLOWA LAKE RES, WALLOWA LAKE DAM | Connector |
| WALLOWA RIVER PRAIRIE CREEK MCCULLY WV20, FARMERS | Lake |
| WALLOWA RIVER, FARMERS | Marsh |
| WLID_Lottery | |

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WLID-2021-Instream-Map2

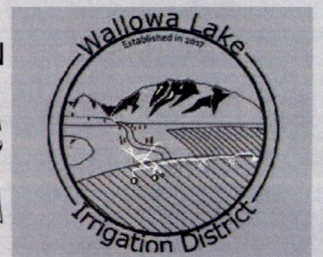
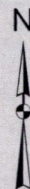
1:4,800

Map Disclaimer:
 This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.
 This map is not intended to display property lines

Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRIS database. The listing has not been field checked. That a right is of record is no guarantee that it has not been abandoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-quarter within a section. If the water right listed within a quarter-quarter is on more than one tax lot, this office has not itemized that water rights for each tax lot - only a survey could accurately depict how much of the water rights are on each tax lot.

Legend

- WLID_Lottery
- WWID2020_VZFarms
- D7_TWP
- D7_SEC
- D7_QQ
- Stream, perennial
- Connector
- Lake
- Marsh
- RR_VZ_FARM



Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: Wallowa Lake Irrigation District & VZ FARMS

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.
If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.

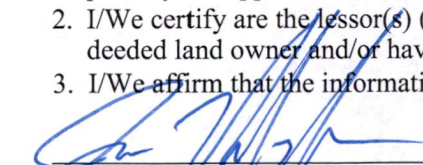
Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
53267	11/4/1974	VZ1	1	S	45	E	32	SE	SE	2505		0.1	IR	1	
		VZ1	"	"	"	"	32	SE	NE	3001		1.0	IR	1	
S-54870	1/27/2014	DAM					32	SE	SE	2501		0.5	IR	2	

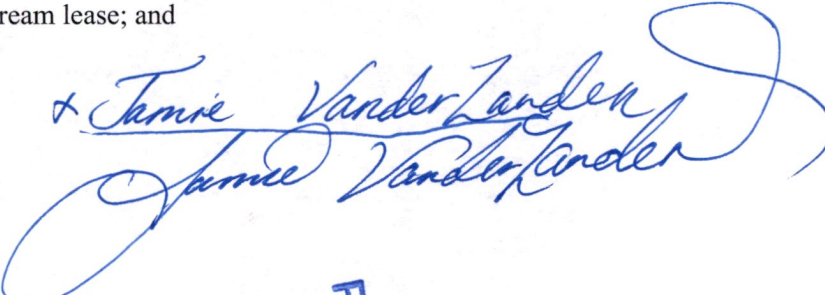
Any additional information about the right: 53276 is from an Unnamed spring trib to Prairie Creek, S-54870 is from Wallowa Lake Res.

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


 Signature of Lessor _____ Date: 4/16/2021
 Printed name (and title): Jonathan Vanderzande Business name, if applicable: VZ Farm
 Mailing Address (with state and zip): 97928
 Phone number (include area code): 541-388-0819 **E-mail address: jvdz@comi.com


 + Jamie Vanderzanden
Jamie Vanderzanden

_____ Date: _____
 Signature of Lessor
 Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>53267</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
11/4/1974	VZ1	IR	1.1	1/40 th and 3.5 AF/AC	0.0275	1.636	
Total af from storage, if applicable: _____ AF or <input checked="" type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:							

Table 3

Instream Use created by the lease	River Basin: <u>Grande Ronde</u>	River/Stream Name: <u>Unnamed Spring, tributary to Prairie Creek</u>				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____	Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD					
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)						
Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
11/4/1974	VZ1	IR	1.1	June1, 2021 - June 30 th , 2021	0.0275	1.636
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____						

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Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right #S-54870
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)						
Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
1/27/2014	DAM	IR	0.5	1/40 th and 3.5 AF/AC	0.0125	0.743625
Total af from storage, if applicable: <u>0.743625</u> AF or <input type="checkbox"/> N/A If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:						

Table 3

Instream Use created by the lease	River Basin: <u>Grande Ronde</u>	River/Stream Name: <u>Unnamed Spring, tributary to Prairie Creek</u>				
Proposed Instream Reach: <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____		Or Proposed Instream Point: <input checked="" type="checkbox"/> Instream use protected at the POD				
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
1/27/2014	DAM	IR	0.5	June 1, 2021 - June 30 th , 2021	0.0125	0.743625
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____						

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081699

**EASEMENT FOR IRRIGATION PIVOT AND
SHARED USE AGREEMENT**

DATED: April 16, 2020

PARTIES: JON VANDERZANDEN and ("J/J VanderZanden")
JAMIE VANDERZANDEN,
husband and Wife
66205 Getting Road
Enterprise, OR 97828

MARK VANDERZANDEN and ("M/P VanderZanden")
PEGGY VANDERZANDEN, Trustees of the
Mark and Peggy VanderZanden Family
Trust dated April 16, 2020
66240 Elk Mountain Road
Enterprise, OR 97828

VZ FARMS LLC, an Oregon ("VZ Farms")
66240 Elk Mountain Road
Enterprise, OR 97828

RECITALS:

1. J/J VanderZanden is the owner of real property described in Exhibit A attached hereto.
2. M/P VanderZanden is the owner of real property described in Exhibit B attached hereto.
3. VZ Farms is the owner of real property described in Exhibit C attached hereto.
4. The parties to this Agreement intend to create a permanent easement for a shared irrigation pivot pipeline purposes on the terms and conditions hereinafter set forth.

AGREEMENTS:

SECTION 1. GRANT OF RECIPROCAL EASEMENTS

1.1 J/J VanderZanden, M/P VanderZanden and VZ Farms hereby grant and convey to each other permanent, mutual, reciprocal, and non-exclusive easements over and across the real properties described in Exhibits A, B and C attached hereto for a shared irrigation pivot, the center of which is located generally on the boundary line between J/J VanderZanden's and M/P VanderZanden's properties.

1.2 The easements described in Section 1.1 above shall be appurtenant to and shall benefit the real properties more particularly described in Exhibits A, B and C attached hereto.

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1.3 The above described easements may be used by the parties for purposes of operating, maintaining and repairing the irrigation pivot described herein. Access to the center of the pivot for such purposes may exclusively be made over and across the existing road located on J/J VanderZanden's property. Access to the length of the pivot is limited to only that portion of each party's property that is necessary for operating, maintaining, or repairing the pivot. Each party shall avoid waste of every other party's real property and shall promptly and completely repair any damage to said real properties caused by any of the uses described herein.

1.4 Each party shall retain the right to jointly use the easement area on his/her/its property for all uses allowed by law which are not inconsistent with the rights of any other party to this Agreement.

1.5 Each party shall forever defend, indemnify and hold harmless the other parties to this Agreement from any claim, loss or liability arising out of that party's conduct or use of the easements described in Section 1.1 above.

SECTION 2. MAINTENANCE, REPAIR AND IMPROVEMENTS

2.1 All parties hereby agree to reasonably maintain and/or repair the irrigation pivot. The parties agree that before any maintenance and/or repair of the irrigation pivot is made, the parties shall mutually agree to the proposed maintenance and/or repair work. In the event the parties mutually agree to any such maintenance and/or repair work, each party shall share the reasonable costs thereof in proportion to that party's overall consumption of water from the pivot.

2.2 In the event the parties cannot agree on maintenance and/or repair needs of the pivot, and/or as to the expense thereof to be paid by each party, the matter shall be submitted to binding arbitration by the parties. If the parties cannot agree on the selection of an arbitrator, the parties shall petition the Circuit Court of Wallowa County for the appointment of an arbitrator pursuant to the provisions of ORS 36.600 to 36.740.

2.3 Expenses for damage to the pivot shall be borne by the party causing such damage.

2.4 The parties hereby agree that before any improvements other than normal maintenance or repairs are made to the irrigation pivot, the parties shall mutually agree to the proposed improvements. If the parties do not mutually agree, the improvements shall not be made. If the parties mutually agree to any such improvements, the expense thereof shall be borne by the party whose property is benefitted. If more than one party's property is benefitted by any such improvements, each party benefitted thereby shall pay the expense thereof in proportion to the benefit to each party's property.

SECTION 3. SHARED USED; WATER CONSUMPTION

The parties agree that they will share use of the irrigation pivot for the purpose of irrigating each of their respective properties. Each party is limited to drawing an amount of water from the pivot by the amount of irrigation water established by their respective certificated water rights issued by the Oregon Department of Water Resources or as otherwise limited by the Wallowa Lake Irrigation District during short water years, drought, and the like.

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SECTION 4. EFFECT OF THE AGREEMENT

The easements granted hereunder shall run with the land as to all properties burdened and benefitted by such easements. The rights, covenants and obligations contained in this Agreement shall bind, burden and benefit each party's successors and assigns, lessees, mortgagees (or beneficiaries under a deed of trust).

SECTION 5. BREACH OF OBLIGATIONS

In the event any party to this Agreement shall fail to perform his/her/its obligations under this Agreement, the other parties shall be entitled to require such performance by suit for specific performance or, where appropriate, through injunctive relief. Such remedies shall be in addition to any other remedies afforded under Oregon law.

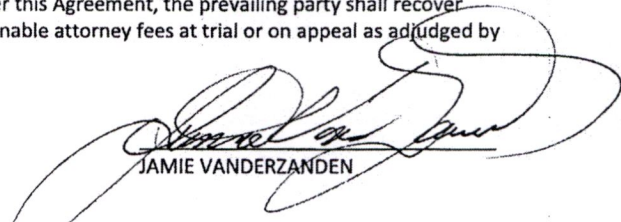
SECTION 6. COUNTERPARTS

This Agreement may be executed and recorded in counterparts with the same force and effect as if executed in a single original.

SECTION 7. ATTORNEY FEES

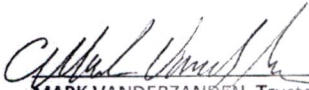
In the event of any litigation arising under this Agreement, the prevailing party shall recover from the losing party the prevailing party's reasonable attorney fees at trial or on appeal as adjudged by the trial or appellate court.

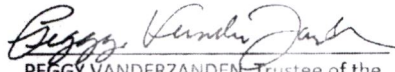

JON VANDERZANDEN


JAMIE VANDERZANDEN


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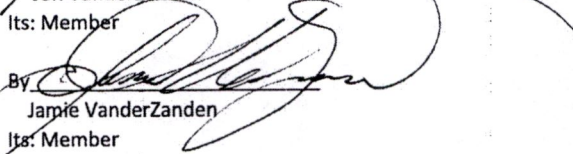

MARK VANDERZANDEN, Trustee of the
Mark and Peggy VanderZanden Family
Trust dated April 16, 2020

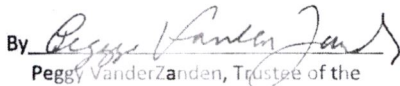

PEGGY VANDERZANDEN, Trustee of the
Mark and Peggy VanderZanden Family
Trust dated April 16, 2020

VZ FARMS, LLC, an
Oregon limited liability company

By 
Mark VanderZanden, Trustee of the
Mark and Peggy VanderZanden
Family Trust dated April 16, 2020
Its: Member

By 
Jon VanderZanden
Its: Member

By 
Jamie VanderZanden
Its: Member

By 
Peggy VanderZanden, Trustee of the
Mark and Peggy VanderZanden
Family Trust dated April 16, 2020
Its: Member

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STATE OF OREGON)
) ss.
County of Willowa)

Personally appeared before me this 16 day of April, 2020, the above-named JAMIE VANDERZANDEN individually and as member of VZ FARMS LLC, an Oregon limited liability company, acknowledged the foregoing instrument to be her voluntary act and deed.



Kate M Fent
Notary Public for Oregon
My Commission Expires: 4/11/23

STATE OF OREGON)
) ss.
County of Willowa)

Personally appeared before me this 16 day of April, 2020, the above-named JON VANDERZANDEN, individually and as member of VZ FARMS LLC, an Oregon limited liability company, acknowledged the foregoing instrument to be his voluntary act and deed.



Kate M Fent
Notary Public for Oregon
My Commission Expires: 4/11/23

STATE OF OREGON)
) ss.
County of Willowa)

Personally appeared before me this 16 day of April, 2020, the above-named PEGGY VANDERZANDEN, Trustee of the Mark and Peggy VanderZanden Family Trust dated April 16, 2020, and as member of VZ FARMS LLC, an Oregon limited liability company, acknowledged the foregoing instrument to be her voluntary act and deed.



Kate M Fent
Notary Public for Oregon
My Commission Expires: 4/11/23

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STATE OF OREGON)
) ss.
County of Wallowa)



Personally appeared before me this 16 day of April, 2020, the above-named MARK VANDERZANDEN, Trustee of the Mark and Peggy VanderZanden Family Trust dated April 16, 2020, and as member of VZ FARMS LLC, an Oregon limited liability company, acknowledged the foregoing instrument to be his voluntary act and deed.

Kate M. Fent
Notary Public for Oregon
My Commission Expires: 4/11/23

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EXHIBIT A

Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 32: SW¼NE¼

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EXHIBIT B

Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 32: SE¼NE¼

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EXHIBIT C

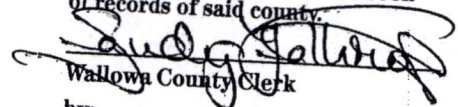
Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 32: SE¼

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STATE OF OREGON }
COUNTY OF WALLOWA }

I certify that this instrument was received and recorded in the book of records of said county.



Wallowa County Clerk
by: _____ Deputy

DOC#: 00081699
RCPT: 95115 124.00
4/21/2020 11:32 AM
REFUND: .00