

Application for Water Right Temporary or Drought Temporary Transfer Part 1 of 5 – Minimum Requirements Checklist



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

This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

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- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred?** 1 **List them here:** 550
Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year** 2021 **End Year** 2026
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use). 541
Please call Sam Van Canningham District 11 Asst Wm if needed 306-34

(For Staff Use Only)

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

Application fee not enclosed/insufficient Map not included or incomplete

Land Use Form not enclosed or incomplete

Additional signature(s) required Part _____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

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Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

- N/A If more than three water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32’15.5”) or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 5 – Fee Worksheet

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FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$810.00
2	Number of water rights included in transfer: <u>1</u> (2a) Subtract 1 from the number in 3a above: <u>0</u> (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » »	2	
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>4</u> (4a) Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	9.20
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	819.20
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »	6	
7	If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » » » »	7	
	Subtract line 6 from line 5 » » » » » » » » » » » » Transfer Fee:		819.20

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
2	Enter the cfs for the portions of the rights to be transferred (see example below*): <u>0.05</u> (2a) Subtract 1.0 from the number in 2a above: <u>0</u> (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	200

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME <i>Martin & Betty Howard REVOCABLE TRUST</i>		PHONE NO. <i>541-788-9808</i>	ADDITIONAL CONTACT NO.
ADDRESS <i>16305 NE Ochoco Highway</i>		FAX NO.	
CITY <i>Prineville</i>	STATE <i>OR</i>	ZIP <i>97754</i>	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME <i>Martin or Heidi Howard</i>		PHONE NO. <i>541-788-9808</i>	ADDITIONAL CONTACT NO.
ADDRESS <i>same</i>		FAX NO.	
CITY	STATE	ZIP	E-MAIL <i>aunthootsback@hotmail.com</i>
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
Transfer existing water rights to 4 acres across highway to water livestock and irrigate the pasture
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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

<u><i>Martin I. Howard</i></u> Applicant (District) signature	<u>Martin I. Howard</u> Print Name (and Title if applicable)	<u>7-2-21</u> Date
<u><i>Heidi J. Howard</i></u> Applicant (District) signature	<u>Heidi J. Howard</u> Print Name (and Title if applicable)	<u>7-2-21</u> Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

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

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Crook County	ADDRESS 300 NE 3rd st	
CITY Prineville	STATE OR	ZIP 97754

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # 550

Description of Water Delivery System

System capacity: ~ 1 cfs cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Pump to ditch

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		14 S	17 E	36	SE SW	202	Not designated on certificate
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

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

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 550

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Ring	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acreage	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Proposed Changes (see "CODES" from previous page)	Twp	Ring	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acreage	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																					
2 S	9 E	15 NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2 S	9 E	1 NW	NW	500	1	10.0		POD #5	1901	
"	"	"	"	"	"	"	EXAMPLE	"	"	"	2 S	9 E	2 SW	NW	500		5.0		POD #6	1901	
15 S	17 E	1 NE	NW	202		2.5	irrigation	# 1	1894	POU	17 S	17 E	36 SE	SW	3802		4.0	Irrigation	#1	1894	
						1.5	"	"	"	"											
TOTAL ACRES										TOTAL ACRES											
4.0										4.0											

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Temporary Transfer Application – Page 8 of 10

Additional remarks:

Revised 6/2/2021

Water Right Certificate # 550

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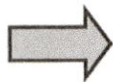
For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? Yes No

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If YES, list the certificate, water use permit, or ground water registration numbers:

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

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

- Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right

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Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? Yes No*

*Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

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STATE OF OREGON

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COUNTY OF CROOK

ORDER APPROVING TEMPORARY CHANGES IN PLACE OF USE

Pursuant to ORS 540.523, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TEMPORARY TRANSFER 9489 submitted by

SCHNOOR LAND & TRUST LLC
MARTIN & BETTY JEAN HOWARD
16305 NE OCHOCO HIGHWAY
PRINEVILLE, OREGON 97754

The FIRST right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a portion of Certificate 550. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 449. The date of priority is 1894.

The right allows the use of OCHOCO CREEK, a tributary of the CROOKED RIVER, for IRRIGATION of 4.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 cubic foot per second, the total quantity being limited to four acre feet per

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order.

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acre during each year, if available at the authorized point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 1, T 14 S R 17 E, W.M.; 40 FEET EAST AND 908 FEET SOUTH FROM THE SOUTH $\frac{1}{4}$ CORNER, SECTION 36; or its equivalent in case of rotation, measured at the point of diversion from the source.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
SECTION 36
TOWNSHIP 14 SOUTH, RANGE 17 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

The SECOND right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a portion of Certificate 654. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 449. The dates of priority are 1873 and 1906.

The right allows the use of OCHOCO, VEAZIE AND LAWSON CREEKS, a tributary of the CROOKED RIVER, for IRRIGATION of 4.0 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 cubic foot per second, the total quantity being limited to four acre feet per acre during each year, if available at the authorized point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 1, T 14 S R 17 E, W.M.; 320 FEET EAST AND 860 FEET SOUTH FROM THE SOUTH $\frac{1}{4}$ CORNER, SECTION 36; or its equivalent in case of rotation, measured at the point of diversion from the source.

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The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.5 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.5 ACRES
 SECTION 1
 TOWNSHIP 15 SOUTH, RANGE 17 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

The applicant proposes to **temporarily** change the place of use to:

CERTIFICATE 654
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
 SECTION 36
 TOWNSHIP 14 SOUTH, RANGE 17 EAST, W.M.

CERTIFICATE 550
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.5 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 1.5 ACRES
 SECTION 1
 TOWNSHIP 15 SOUTH, RANGE 17 EAST, W.M.

THESE CHANGES TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. These changes are temporary. These changes shall be effective upon issuance of this order.
2. The former place of use **shall not** be irrigated as part of this water right during the 2004, 2005, 2006, 2007 and 2008 irrigation seasons.

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3. The use shall revert to the authorized place of use at the end of the 2008 irrigation season.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the change causes injury to any existing water right.
5. The use of the remaining water rights described by Certificates 550 and 654 shall continue to be in accordance with the terms and conditions of Certificates 550 and 654.
6. When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.


WITNESS the signature of the Water Resources

Director, affixed MARCH 10, 2004.



For Paul R. Cleary, Director

Crook County Official Records **2020-301968**
 DEED-D
 Pgs=5 08/07/2020 01:55:02 PM
 \$25.00 \$2.00 \$11.00 \$10.00 \$61.00 \$114.00
 \$5.00
 I, Cheryl Seely, County Clerk for Crook County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
 Cheryl Seely - County Clerk



Recording requested by and when recorded return to:
Martin Howard
16305 NE Ochoco Hwy
Prineville, OR 97754

Unless a change is requested, all tax statements shall be sent to:
 Martin Howard, Trustee
 16305 NE Ochoco Hwy
 Prineville, OR 97754

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COPY

BARGAIN AND SALE DEED

The true consideration for this transfer is to change vesting.

Peggy Morgan and John Morgan, as tenants by the entirety; Schnoor Land and Trust, LLC, an Oregon limited liability company; Martin Howard as Sole Trustee of the Howard Revocable Trust U/T/A dated September 12, 2013; and Martin Howard as Trustee of the Betty J. Howard Disclaimer Trust established pursuant to the Howard Revocable Trust U/T/A dated September 12, 2013 as their interests appear of record, Grantors, hereby convey to Martin Howard as Sole Trustee of the Howard Revocable Trust U/T/A dated September 12, 2013 and Martin Howard as Trustee of the Betty J. Howard Disclaimer Trust established pursuant to the Howard Revocable Trust U/T/A dated September 12, 2013, as cotenants and both with an undivided one-half interest, Grantees, the real property located in Crook County, Oregon, described as follows:

Parcel 3, Partition Plat No. 2019-18, according to the official plat thereof recorded November 20, 2019, as Document No. 296733, in the office of the County Clerk for Crook County, Oregon.

SUBJECT TO the right of way known and surveyed as an access road to Parcel 2, Partition Plat No. 2019-18, according to the official plat thereof recorded November 20, 2019, as Document No. 296733, in the office of the County Clerk for Crook County, Oregon, as described in the Memorandum of Contract by Dorothy M. Schnoor, transferor, and Edward P. Miller and Juanita J. Miller, transferee, dated August 31, 1982, and recorded in the official records of Crook County on September 8, 1982, as Document No. 66169.

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

Return to Western Title & Escrow 11/11/19 2021

Recorded by Western Title as an accommodation only. No liability accepted for condition of title or validity, sufficiency or affect of document.

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Recording requested by and when recorded return to:

Martin Howard
16305 NE Ochoco Hwy
(Prineville, OR 97754)

Unless a change is requested, all tax statements shall be sent to:

Martin Howard, Trustee
16305 NE Ochoco Hwy
Prineville, OR 97754

BARGAIN AND SALE DEED

The true consideration for this transfer is to change vesting.

Peggy Morgan and John Morgan, as tenants by the entirety; Schnoor Land and Trust, LLC, an Oregon limited liability company; Martin Howard as Sole Trustee of the Howard Revocable Trust U/T/A dated September 12, 2013; and Martin Howard as Trustee of the Betty J. Howard Disclaimer Trust established pursuant to the Howard Revocable Trust U/T/A dated September 12, 2013 as their interests appear of record, Grantors, hereby convey to Martin Howard as Sole Trustee of the Howard Revocable Trust U/T/A dated September 12, 2013 and Martin Howard as Trustee of the Betty J. Howard Disclaimer Trust established pursuant to the Howard Revocable Trust U/T/A dated September 12, 2013, as cotenants and both with an undivided one-half interest, Grantees, the real property located in Crook County, Oregon, described as follows:

Parcel 3, Partition Plat No. 2019-18, according to the official plat thereof recorded November 20, 2019, as Document No. 296733, in the office of the County Clerk for Crook County, Oregon.

SUBJECT TO the right of way known and surveyed as an access road to Parcel 2, Partition Plat No. 2019-18, according to the official plat thereof recorded November 20, 2019, as Document No. 296733, in the office of the County Clerk for Crook County, Oregon, as described in the Memorandum of Contract by Dorothy M. Schnoor, transferor, and Edward P. Miller and Juanita J. Miller, transferee, dated August 31, 1982, and recorded in the official records of Crook County on September 8, 1982, as Document No. 66169.

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

Return to Western Title & Escrow
10701/2527

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 24 day of July, 2020.

Schnoor Land and Trust, LLC

By: [Signature]
John Schnoor, Member

By: [Signature]
Peggy Morgan, Member

[Signature]
John Schnoor

[Signature]
Peggy Morgan

[Signature]
John Morgan

[Signature]
Martin Howard, Sole Trustee, Howard Revocable Trust, U/T/A dated September 12, 2013

[Signature]
Martin Howard, Trustee, Betty J. Howard Disclaimer Trust established pursuant to the Howard Revocable Trust, U/T/A dated September 12, 2013

[notary blocks on following page]

RECEIVED

JUL 06 2021

OWRD

State of Idaho)
) ss.
County of Ada)

On this 24TH day of July, 2020, before me personally appeared John Schnoor, Member of Schnoor Land and Trust, LLC, and acknowledged that he is authorized to execute the foregoing instrument on behalf of the Company.

Catlyn Torske
Notary Public
State of Idaho
Commission No. 2017-0929

Catlyn Torske
Notary Public for Idaho
My Comm. Expires: 11/13/2023

State of Oregon)
) ss.
County of Crook)

On this 28th day of July, 2020, before me personally appeared Peggy Morgan, Member of Schnoor Land and Trust, LLC, and acknowledged that she is authorized to execute the foregoing instrument on behalf of the Company.

OFFICIAL STAMP
TATIANA BROOK BADILLA
NOTARY PUBLIC-OREGON
COMMISSION NO. 982717
MY COMMISSION EXPIRES MAY 24, 2021

Tatiana Brook Badilla
Notary Public for Oregon

State of Idaho)
) ss.
County of Ada)

On this 24TH day of July, 2020, before me personally John Schnoor and acknowledged the foregoing instrument to be his voluntary act and deed.

Catlyn Torske
Notary Public
State of Idaho
Commission No. 2017-0929

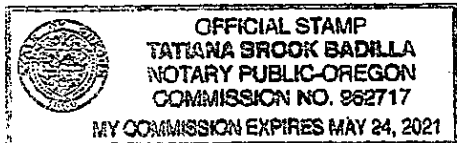
Catlyn Torske
Notary Public for Idaho
My Comm. Expires: 11/13/2023

[additional notary blocks on following page]

State of Oregon)
) ss.
County of Crook)

On this 28 day of July, 2020, before me personally Peggy Morgan and acknowledged the foregoing instrument to be her voluntary act and deed.

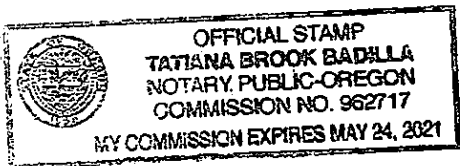
Tatiana Brook Badilla
Notary Public for Oregon



State of Oregon)
) ss.
County of Crook)

On this 30th day of July, 2020, before me personally appeared Martin Howard, as Sole Trustee of the Howard Revocable Trust, U/T/A dated September 12, 2013, and acknowledged that he is authorized to execute the foregoing instrument on behalf of the Trust.

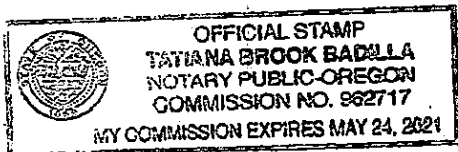
Tatiana Brook Badilla
Notary Public for Oregon



State of Oregon)
) ss.
County of Crook)

On this 30 day of July, 2020, before me personally appeared Martin Howard, as Trustee of the Betty J. Howard Disclaimer Trust, established pursuant to the Howard Revocable Trust, U/T/A dated September 12, 2013, and acknowledged that he is authorized to execute the foregoing instrument on behalf of the Trust.

Tatiana Brook Badilla
Notary Public for Oregon



RECEIVED

JUL 06 2021

OWRD

JURAT PAGE TO BE ATTACHED TO THE FOLLOWING DOCUMENT:
Bargain And Sale Deed

State of OR
County of crook

This instrument was acknowledged before me on 7/28/2020 by
John Morgan

Tatiana Brook Badilla
Notary Public - State of Oregon

My Commission Expires: 5-24-21

