

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

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ 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: 93255**
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:** ____ **End Year:** ____.
- ☒ ☐ 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).

(For Staff Use Only)

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

- ___ Application fee not enclosed/insufficient
- ___ Land Use Form not enclosed or incomplete
- ___ Additional signature(s) required
- ___ Map not included or incomplete
- ___ Part ____ is incomplete

Other/Explanation _____

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

Part 2 of 5 – Temporary Transfer Application Map Checklist

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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°).

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 (2a)</u> Subtract 1 from the number in 3a above: <u>0 (2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$260.00 and enter » » » » » » » » » » » » » »	2	\$0
3	Do you propose to change the place of use for a non-irrigation use? ☒ No: enter 0 on line 3 » » » » » » » » » » » » » » » » ☐ Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$200.00, then enter on line 3	3	\$0
4	Do you propose to change the place of use for an irrigation use? ☐ No: enter 0 on line 4 » » » » » » » » » » » » » » » » ☒ Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>19.7 (4a)</u> Multiply the number of acres in 4a above by \$2.30 and enter on line 4 » »	4	\$45.31
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	\$855.31
6	Is this transfer: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ 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 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » »	6	\$0
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » Transfer Fee:	7	\$855.31

***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, $1.25 \text{ cfs} \div 100 \text{ ac}$*); then multiply by the number of acres to be transferred to get the transfer cfs (*$\times 45 \text{ ac} = 0.56 \text{ cfs}$*).
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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$*)
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 SCOTT C. JOHNSON			PHONE NO. 541-408-7010	ADDITIONAL CONTACT NO. OWRD
ADDRESS PO BOX 1				FAX NO.
CITY POWELL BUTTE	STATE OR	ZIP 97753	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.				

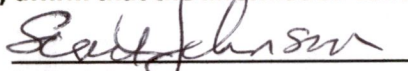
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC			PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1830				FAX NO.
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM	
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:
TEMPORARILY MOVE TO A NEW PLACE OF USE AND ADD TWO NEW POINTS OF APPROPRIATION.

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.


Applicant signature

Scott Johnson
Print Name (and Title if applicable)

8/02/2021
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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

☐ 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.)

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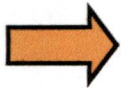
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DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

☐ 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 N/A	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 PLANNING DEPARTMENT	ADDRESS 300 NE 3RD ST. RM. 12	
CITY PRINEVILLE	STATE OR	ZIP 97754

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

Part 5 of 5 – Water Right Information

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

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Water Right Certificate # 93255

Description of Water Delivery System

System capacity: 0.25 cubic feet per second (cfs)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **WATER IS PUMPED FROM WELL TO MAINLINES TO HANDLINES AND PODS.**

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)
WELL #1	☒ Authorized ☐ Proposed	CROO 1867	15	S	14	E	35	SE	SE	702	60' N, 190' W OF SE COR SEC 35
WELL #2	☒ Authorized ☐ Proposed	CROO 1869	"	"	"	"	"	SE	SE	702	250' N, 360' W OF SE COR SEC 35
WELL #3	☐ Authorized ☒ Proposed	CROO 52460	"	"	"	"	"	SE	SE	600	920' N, 40' W OF SE COR SEC 35
WELL #4	☐ Authorized ☒ Proposed	CROO 327	"	"	"	"	"	NE	SE	600	1590' N, 450' W OF SE COR SEC 35

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

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

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

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

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

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

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 # 93255

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
15	S	14	E	35	SW	SE	600/ 601		6.4	IR	Well 1, Well 2	1978	POU, APOA	15	S	14	E	35	NE	SE	600		3.8	IR	Wells 1-4	1978
15	S	14	E	35	SE	SE	600/ 702		13.3	IR	Well 1, Well 2	1978	POU, APOA	15	S	14	E	35	SE	SE	600		15.9	IR	Wells 1-4	1978
TOTAL ACRES									19.7																	

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Additional remarks: _____

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For Place of Use Changes

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

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

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

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
N/A						

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Application for Water Right
Transfer
Consent by Deeded Landowner



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www.wrd.state.or.us

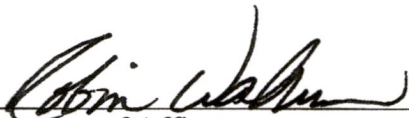
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State of _____)
County of _____)ss

I Robin Walker in my capacity as Trustee of the Robin Walker Revocable Trust,
mailing address 967 Almaden Circle, Oakley, CA 94561,
telephone number 925-628-7434, duly sworn depose and say that I
consent to the proposed change(s) to Water Right Certificate Number 93255
described in a Transfer Application (T-TBD) submitted by Scott Johnson and/or Philip &
Penelope Knight, on the property in tax lot number(s) 601, Section 35, Township 15
South, Range 14 East, W.M., located at 9281 SW Copley Road, Powell Butte, OR 97753.
(site address)


Signature of Affiant

7/20/21
Date

Subscribed and Sworn to before me this _____ day of _____, 202__.

Notary Public for Oregon

My commission expires _____.

See attached certificate

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CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

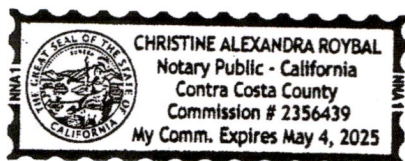
State of California

County of Contra Costa

On July 20, 2021 before me, Christine Alexandra Roybal
Date Here Insert Name and Title of the Officer

personally appeared Robin Walker
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Place Notary Seal and/or Stamp Above

Signature Christine Alexandra Roybal
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

Signer's Name: _____

☐ Corporate Officer – Title(s): _____

☐ Partner – ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

Application for Water Right
Transfer
Consent by Deeded Landowner



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State of Oregon)
County of Douglas)ss)

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I Shannon Bart in my capacity as Owner,

mailing address 9263 SW Copley Road, Powell Butte, OR 97753,

telephone number 541-977-7595, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 93255

described in a Transfer Application (T-TBD) submitted by Scott Johnson and/or Philip &

Penelope Knight, on the property in tax lot number 702, Section 35, Township 15

South, Range 14 East, W.M., located at 9263 SW Copley Road, Powell Butte, OR 97753.
(site address)

Shannon Bart
Signature of Affiant

7/17/21
Date

Subscribed and Sworn to before me this 17 day of July, 2021.



Galan Redcloud Carter
Notary Public for Oregon

My commission expires Feb 20, 2024

Application for Water Right
Transfer
Consent by Deeded Landowner



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State of Oregon)
County of Douglas)ss)

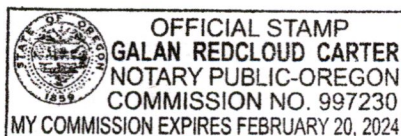
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I Jorge Monroy in my capacity as Owner,
mailing address 9263 SW Copley Road, Powell Butte, OR 97753,
telephone number 650-346-4794, duly sworn depose and say that I
consent to the proposed change(s) to Water Right Certificate Number 93255
described in a Transfer Application (T-TBD) submitted by Scott Johnson and/or Philip &
Penelope Knight, on the property in tax lot number 702, Section 35, Township 15
South, Range 14 East, W.M., located at 9263 SW Copley Road, Powell Butte, OR 97753.
(site address)

[Signature]
Signature of Affiant

7/17/2021
Date

Subscribed and Sworn to before me this 17 day of July, 2021.



[Signature]
Notary Public for Oregon

My commission expires Feb 20, 2024.

RECORDING REQUESTED BY:



446 NW 3rd Street, Suite 107
Prineville, OR 97754

GRANTOR'S NAME:

Scott C. Johnson and Maradee J. Stearns

GRANTEE'S NAME:

Scott C. Johnson

AFTER RECORDING RETURN TO:

Scott C. Johnson
PO Box 1
Powell Butte, OR 97753

SEND TAX STATEMENTS TO:

Scott C. Johnson
PO Box 1
Powell Butte, OR 97753

19655 and 151435--0000600
8895 SW Copley, Powell Butte, OR 97753

Crook County Official Records

2018-288410

DEED-D

07/25/2018 12:46:00 PM

Pgs=2

\$10.00 \$2.00 \$11.00 \$10.00 \$61.00
\$5.00

\$99.00

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



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SPACE ABOVE THIS LINE FOR RECORDER'S USE

BARGAIN AND SALE DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

Scott C. Johnson and Maradee J. Stearns, Grantor, conveys to Scott C. Johnson, Grantee, the following described real property, situated in the County of Crook, State of Oregon,

Parcel 1, PARTITION PLAT NO. 2016-03, recorded February 17, 2016 as Document No. 272642, Crook County Official Records

The true consideration for this conveyance \$ Vesting Deed. (See ORS 93.030).

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.

BARGAIN AND SALE DEED - STATUTORY FORM

(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: 7/23/18

Scott C. Johnson
Scott C. Johnson

Maradee J. Stearns
Maradee J. Stearns

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AUG 05 2021

OWRD

State of OREGON

County of Crook

This instrument was acknowledged before me on July 23rd, 2018 by **Maradee J. Stearns**



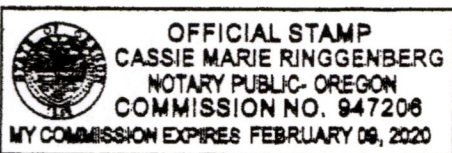
My Commission Expires: 2/9/20

Cassie Marie Ringgenberg
Notary Public - State of Oregon

State of OREGON

County of Crook

This instrument was acknowledged before me on July 23rd, 2018 by **Scott C. Johnson**



My Commission Expires: 2/9/20

Cassie Marie Ringgenberg
Notary Public - State of Oregon


Western Title & Escrow
360 SW Bond, Suite 100, Bend, OR 97702
Order Number: 115609-AJW

Grantor
Maradee J. Stearns 9263 SW Copley Road Powell Butte, OR 97753
Grantee
The Robin Walker Revocable Trust 967 Almaden Circle Oakley, CA 94561-3021
Until a change is requested, all tax statements shall be sent to the following address:
The Robin Walker Revocable Trust 967 Almaden Circle Oakley, CA 94561-3021

Crook County Official Records
DEED-D
Pgs=3
\$15.00 \$11.00 \$21.00 \$2.00
\$5.00 \$10.00
2016-273617
04/18/16 03:01 PM
Total: \$64.00



01104226201602736170030034

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



ENTERED APR 19 2016

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AUG 05 2021

OWRD

Reserved for Recorder's Use

STATUTORY WARRANTY DEED

Maradee J. Stearns, Grantor, conveys and warrants to Robin J. Walker, trustee of **The Robin Walker Revocable Trust**, Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE ATTACHED EXHIBIT "A"

Account: 774

Map & Tax Lot: 1514000000700

This property is free of encumbrances, EXCEPT: All those items of record, if any, as of the date of this deed, including any real property taxes due, but not yet payable.

The true consideration for this conveyance is **\$87,500.00**. (Here comply with requirements of ORS 93.030.)

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.

Return to Western Title & Escrow 115609

3 pgs

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AUG 05 2021

OWRD

Executed this 18 day of April, 2016

Maradee J. Stearns
Maradee J. Stearns

State of **Oregon**, County of **Deschutes**) ss.

This instrument was acknowledged before me on this 18 day of April, 2016 by **Maradee J. Stearns**

Angeli White
Notary Public for the State of Oregon

My commission expires: 5/17/19

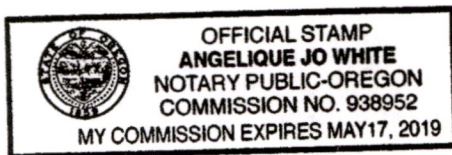


EXHIBIT "A"

Parcel 3 of Partition Plat 2016-03, located in the Southeast quarter of Section 35, Township 15 South, Range 14 East of the Willamette Meridian, Crook County, Oregon, on file and of record in the office of the County Clerk for said County as Document 2016-272642, recorded February 17, 2016.

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Return To:



After Recording Return to:
Jorge Monroy and Shannon Bart
9263 SW Copley Road
Powell Butte, OR 97753

Until a change is requested all tax statements
Shall be sent to the following address:
(same as above)

File No. DE13189 / #427841AM

STATUTORY WARRANTY DEED

Robert S. Stearns and Maradee J. Stearns, as tenants by the entirety

herein called grantor, convey(s) and warrant(s) to

Jorge Monroy and Shannon Bart,

herein called grantee, all that real property situated in the County of Crook, State of Oregon, described as:

Beginning at the Southeast corner of Section 35 in Township 15 South of Range 14 East of the Willamette Meridian; thence Northerly along the East line of said Section 35 a distance of 466.5 feet; thence Westerly parallel to the South line of said Section 35 a distance of 466.5 feet; thence Southerly parallel to the East line of said Section 35 a distance of 466.5 feet to a point of the South line of said Section 35; thence Easterly along the South line of said Section 35 a distance of 466.5 feet to the point of beginning.

(Map and Taxlot: 15140000-00702-776, Account: 776)

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage; and except any real property taxes due but not yet payable; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is **\$515,875.00.**

Return To
Deschutes County Title

Crook County Official Records

2021-306601

DEED-D

02/16/2021 03:08:02 PM

Pgs=2

\$10.00 \$2.00 \$11.00 \$10.00 \$61.00

\$99.00

\$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



RECEIVED

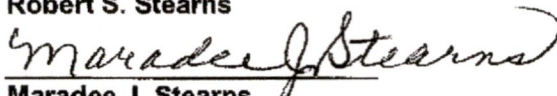
AUG 05 2021

OWRD

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, 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: February 12, 2021

By: 
Robert S. Stearns

By: 
Maradee J. Stearns

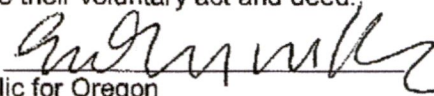
RECEIVED

AUG 05 2021

OWRD

STATE OF OREGON, County of Deschutes) ss.

On February 12, 2021, personally appeared the above named **Robert S. Stearns and Maradee J. Stearns** and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: 
Notary Public for Oregon
My commission expires: 7-11-21

Official Seal



The original and first copy
of this report are to be
filed with the

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

RECEIVED

RECEIVED

STATE ENGINEER, SALEM, OREGON 97310
within 30 days from the date
of well completion.

State Well No. _____

State Permit No. _____

AUG 05 2021

WATER RESOURCES DEPT.

OWRD

(1) OWNER:

Name Rod Johnson
Address Copely Rd. Powell Butte, Ore

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☒ Driven ☐
Cable ☐ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☒
10" Diam. from + 1 1/2 ft. to - 4 1/2 ft. Gage 250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used _____

Size of perforations	in. by	in.
_____ perforations from _____ ft. to _____ ft.		
_____ perforations from _____ ft. to _____ ft.		
_____ perforations from _____ ft. to _____ ft.		

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield: _____ gal./min. with _____ ft. drawdown after _____ hrs.

" " " "

" " " "

Bailer test 13 gal./min. with 0 ft. drawdown after 1 hrs.

Artesian flow _____ g.p.m.

Temperature of water 73 Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used cement

Well sealed from land surface to 4 1/2 ft.

Diameter of well bore to bottom of seal 14 in.

Diameter of well bore below seal 10 in.

Number of sacks of cement used in well seal 19 sacks

Number of sacks of bentonite used in well seal 0 sacks

Brand name of bentonite _____

Number of pounds of bentonite per 100 gallons
of water _____ lbs./100 gals.

Was a drive shoe used? ☐ Yes ☒ No Plugs _____ Size: location _____ ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? _____ depth of strata _____

Method of sealing strata off _____

Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OREGON:

County Crook Driller's well number _____
SE 1/4 SE 1/4 Section 35 T. 15S R. 14E W.M. _____

Bearing and distance from section or subdivision corner

45' N & 110' W of SE corner Sec 35

(11) WATER LEVEL: Completed well.

Depth at which water was first found 431 ft.

Static level 320 ft. below land surface. Date 12/17/75

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 10

Depth drilled 470 ft. Depth of completed well 470 ft.

Formation: Describe color, texture, grain size and structure of materials;
and show thickness and nature of each stratum and aquifer penetrated,
with at least one entry for each change of formation. Report each change in
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
brn sandy soil	0	2	
multi colored congl	2	21	
brn sandstone	21	28	
congl multi colored	28	34	
brn sandstone	34	107	
dk brn sandstone & pumice	107	149	
lt brn sandstone & pumice	149	160	
yellow claystone congl	160	210	
tan claystone congl	210	239	
gray claystone congl	239	261	
tan claystone congl	261	306	
gray blue claystone congl	306	431	
gray clay congl (WB)	431	464	
med hd brn rock	464	470	320

STARTER CARD WAS IN ERROR

Work started 12/9 1975 Completed 12/17 1975

Date well drilling machine moved off of well 12/17 1975

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] W. Williams Date 12/22, 1975.

(Drilling Machine Operator)

Drilling Machine Operator's License No. 864

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name Crawford Well Drilling

(Person, firm or corporation)

(Type or print)

Address 3626 NW Coyner Redmond

[Signed] John Johnson

(Water Well Contractor)

Contractor's License No. 595 Date 12/22, 1975

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FEB 11 1960

STATE ENGINEER WATER WELL REPORT
SALEM, OREGON STATE OF OREGON

File Original and
First Copy with the
STATE ENGINEER,
SALEM, OREGON

CROO
1889

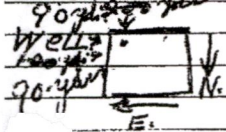
State Well No. 15/14-35 R
State Permit No.

(1) OWNER:

Name Rodney Johnson
Address Lawell Butte 9153
Oregon

(2) LOCATION OF WELL:

County Crook Owner's number, if any—
1/4 S.E. 1/4 Section 35 T. 15 R. 14 W.M.
Bearing and distance from section or subdivision corner



(3) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 11.

PROPOSED USE (check):

Domestic ☒ Industrial ☐ Municipal ☐
Irrigation ☐ Test Well ☐ Other ☐

(5) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

6" Diam. from 0 ft. to 65 ft. Gage
" Diam. from _____ ft. to _____ ft. Gage
" Diam. from _____ ft. to _____ ft. Gage

(7) PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

SIZE of perforations	in. by	in.
perforations from _____ ft. to _____ ft.		
perforations from _____ ft. to _____ ft.		
perforations from _____ ft. to _____ ft.		
perforations from _____ ft. to _____ ft.		

(8) SCREENS:

Well screen installed ☐ Yes ☒ No

Manufacturer's Name _____
Type _____ Model No. _____
Slot size _____ Set from _____ ft. to _____ ft.
Slot size _____ Set from _____ ft. to _____ ft.

(9) CONSTRUCTION:

Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.
Was a surface seal provided? ☒ Yes ☐ No To what depth? 65 ft.
Material used in seal— Casings
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? _____ Depth of strata 15 ft.
Method of sealing strata off _____

(10) WATER LEVELS:

Static level 271 ft. below land surface Date _____
Artesian pressure _____ lbs. per square inch Date _____

Log Accepted by:

[Signed] Rodney Johnson Date December 22, 1959
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level Newton pump

Was a pump test made? ☒ Yes ☐ No If yes, by whom? of irrigation co

Yield: 20 gal./min. with no ft. drawdown after 12 hrs.
" " " "

Bailer test gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow g.p.m. Date _____

Temperature of water _____ Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well 6 inches.

Depth drilled 318 ft. Depth of completed well 318 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Small white cherty rock and soil	0	50
	50	103
	103	253
soft Brown solid rock	253	303
	303	318
yellow sticky clay.		
Blue sticky clay		
and soap stone		
Course black sand		
and washed gravel		

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OWRD

legal

90 yards south 1/2

90 yards east

Work

19

(13) PUMP:

Manufacturer's Name Red Jacket
Type: Submersible H.P. 1 1/2

Well Driller's Statement:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME MATHERS + SON
(Person, firm, or corporation) (Type or print)

Address Rt. 1 Box 509 Bend, Ore

Driller's well number 2

[Signed] Kenneth Mathers
(Well Driller)

License No. 262 Date _____, 19____

STATE OF OREGON
Water Supply Well Report

(as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

CROO 52460

CROO

Received Date: 03-28-2005

Well ID Tag # L 73261

Start Card # 169967

(1) Owner

Well Number:

Name: ROD JOHNSON

Street: 9263 S COPLEY RD

City: POWELL BUTTE State: OR Zip Code: 97753

(2) Type of Work

- ☒ New ☐ Alter (Recondition) ☐ Alter (Repair)
☐ Deepening ☐ Abandonment

(3) Drill Method

- ☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger
Other:

(4) Proposed Use

- ☒ Domestic ☐ Community ☐ Industrial ☐ Irrigation ☐ Injection
☐ Livestock ☐ Thermal Other:

(5) Bore Hole Construction

- ☐ Special Standards: Depth of completed well: 690.00 ft.
☐ Explosives Used: Amount: Type:

Hole			Seal			Sacks/lbs
Diameter	From	To	Mtrl	From	To	
12.00	0.00	35.00	BC	0.00	35.00	22
8.00	35.00	690.00				

How was seal placed?

Other: POURED DRY

Back fill placed from:

Material:

Filter pack from:

Size:

(6) Casing / Liner

Csng/ Liner	Diameter	From	To	Gauge	Mtrl	Weld	Thrd	Shoe at	Shoe used
C	8.00	1.00	35.00	.250	S	X			

(7) Perforation / Screens

Perforations:								Csng/ Lnr	Method
Mtrl	From	To	Width	Height	#Slots	Dia.	t/pSize		

Screens:

Mtrl	From	To	S Size	#Slots	Dia.	t/pSize	Type	Gauge
------	------	----	--------	--------	------	---------	------	-------

(8) Well Tests (Minimum testing time is one hour)

Type	Yield	Units	Drawdown	Stem at	Duration
A	20.00	G		690.00	1.00

Temperature of Water: 78 F

Was water analysis done? ☐

Depth of artesian flow:

by whom?

Did any strata contain water unsuitable for use? ☐ Too Little ☐ Salty

☐ Muddy ☐ Odor ☐ Colored other:

Depth of strata:

(9) Location of Hole by legal description

County: CROO Latitude: Longitude:

Township: 15.00 S Range: 14.00 E

Section: 35 SESE

Lot:

Block:

Tax Lot: 702

Subdivision:

Street Address of Well (or nearest address):

9263 S COPLEY RD

MAP, with location identified, must be attached.

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(10) Static Water Level

Feet below land surface: 316.0

Date: 03 / 09 / 2005

Artesian Pressure:

Date:

(11) Water Bearing Zones

Depth at which water was first found: 630.00 ft.

From	To	est Flow	swl
630.00	638.00	20.00	316

(12) Well Log

Ground Elevation:

Material	From	To	swl
SAND PUMICE	0.00	4.00	
SAND GRAVELS	4.00	13.00	
GRAVELS BROKEN LAVA	13.00	25.00	
CLAYSTONE	25.00	63.00	
SANDSTONE	63.00	87.00	
SHALE	87.00	122.00	
PUMICE	122.00	125.00	
SHALE	125.00	148.00	
BASALT BROKEN	148.00	156.00	
CLAYSTONE BROWN	156.00	198.00	
CLAY BROWN	198.00	235.00	
CLAY GRAY	235.00	357.00	
CLAYSTONE GRAY	357.00	555.00	
CLAYSTONE BROWN	555.00	638.00	316
CLAY BLUE	638.00	678.00	
BASALT FRACTURED	678.00	690.00	
3 YRDS SAND GROUT	65.00	186.00	

Date Started: 03 / 07 / 2005

Date Completed: 03 / 09 / 2005

(unbonded) Water Well Constructor Certification:

I certify that the work I perform on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to the best knowledge and belief.

Signed by: ALLEN R PECK

WWC #: 1831

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

Signed by: JACK ABBAS

WWC #: 1720

ABBAS WELL DRILLING CO

Phone: 541-548-2787

STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.765)

RECEIVED

NOV 25 1991

(START CARD) # 37489

(1) OWNER:

Name Johnson, Rod

Address P. O. Box 1

City Powell

State Butte or Zip 97753

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD

☒ Rotary Air ☐ Rotary Mud ☐ Cable

☐ Other

(4) PROPOSED USE:

☒ Domestic ☐ Community ☐ Industrial ☐ Irrigation

☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval Yes No Depth of Completed Well 650 ft.

Explosives used ☐ Yes ☒ No Type Amount

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
12"	0	58	Cement	0	58	54
	58	650				

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E

☒ Other Pumped W/Trimmie

Backfill placed from ft. to ft. Material

Gravel placed from ft. to ft. Size of gravel

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	8"	+2	58	.250	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
Liner:					☐	☐	☐	☐
					☐	☐	☐	☐

Final location of shoe(s)

(7) PERFORATIONS/SCREENS:

☐ Perforations Method ☐ Screens Type Material

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						☐	☐
						☐	☐
						☐	☐
						☐	☐
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☐ Bailer ☒ Air ☐ Flowing ☐ Artesian

Yield gal/min Drawdown Drill stem at Time

50+ 0 1 hr.

Temperature of water 75 Depth Artesian Flow Found

Was a water analysis done? ☐ Yes By whom

Did any strata contain water not suitable for intended use? ☐ Too little

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other

Depth of strata:

LOCATION OF WELL by legal description:

County Crook Latitude Longitude
Township 15S Nor S. Range 14E E or W. WM.
Section 35 SE 1/4 NE 1/4
Tax Lot Lot Block Subdivision
Street Address of Well (or nearest address) Copley Road

(10) STATIC WATER LEVEL:

350 ft. below land surface. Date 11/7/91

Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES:

Depth at which water was first found 350

From	To	Estimated Flow Rate	SWL
350	650		350

(12) WELL LOG:

Ground elevation OWRD

Material	From	To	SWL
Broken Basalt & Gravels	0	53	
Medium Brown Basalt	53	62	
Broken Basalt	62	74	
Brown Sandstone	74	88	
Dark Gray Sandstone,	88	104	
Dark Gray Sandstone, Coarse	104	189	
Brown Sandstone, Coarse	189	224	
Yellow Claystone	224	326	
Brown Claystone	326	332	
Gray Claystone/WB	332	384	
Purple Sandy Claystone	384	405	
Blue Sandy Claystone/WB	405	465	
Brown Claystone Broken	465	470	
Sandy Blue Claystone/WB	470	474	
Brown Claystone	474	530	
Blue Claystone/WB	530	610	
Brown Claystone	610	650	

DEC 23 1991

WATER RESOURCES DEPT.
SALEM, OREGON

Date started 11/5/91 Completed 11/7/91

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed Bill WWC Number 1555 Date 11/22/91

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment of work performed on this well during the construction dates reported above. A work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

Signed Robert Bucher WWC Number 1385 Date 11/22/91

Land Use Information Form



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

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NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is **NOT** required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



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

Applicant(s): Scott C. Johnson

Mailing Address: PO Box 1

City: Powell Butte

State: OR

Zip Code: 97753

Daytime Phone: _____

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A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>15S</u>	<u>14E</u>	<u>35</u>	_____	<u>600</u>	<u>EFU3</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
<u>15S</u>	<u>14E</u>	<u>35</u>	_____	<u>702</u>	<u>EFU3</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Crook County.

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 0.24 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

Temporary Drought Transfer of a portion of an existing certificate to a new place of use and two additional points of appropriation.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

For Local Government Use Only

OWRD

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Farm Use is an outright use in the Exclusive Farm Use Zone 3, EFU-3 and it is supported by the Comprehensive Plan but water use is not regulated by the county.

Name: Katie McDonald Title: Planner

Signature:  Phone: 54-447-3211 Date: March 26, 2021

Government Entity: Crook County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of CROOK

I, SCOTT C. JOHNSON, in my capacity as OWNER,

mailing address PO BOX 1 POWELL BUTTE, OR 97753

telephone number (541)408-7010, being first duly sworn depose and say:

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1. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation

☐ Professional expertise

2. I attest that:

☐ Water was used during the previous five years on the **entire** place of use for
Certificate # ____; **OR**

☒ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	1/4 1/4		Gov't Lot or DLC	Acres (if applicable)
93255	15	S	14	E	WM	35	SW	SE		6.4 AC
93255	15	S	14	E	WM	35	SE	SE		13.3 AC

OR

☐ Confirming Certificate # ____ has been issued within the past five years; **OR**

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: ____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for
non-use would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # ____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

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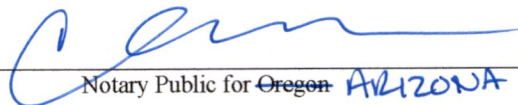
Signature of Affiant

08/02/2021

Date

OWRD

Signed and sworn to (or affirmed) before me this 2nd day of August, 2021.



Notary Public for ~~Oregon~~ ARIZONA

My Commission Expires: 04-15-2023

Supporting Documents	Examples
☐ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
☒ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☐ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



**CENTRAL ELECTRIC
COOPERATIVE, INC.**

www.cec.coop • P.O. Box 846, Redmond, OR 97756 • Office: 541.548.2144 • Fax: 541.548.0366

01/19/2021

SCOTT C JOHNSON
PO BOX 1
POWELL BUTTE, OR 97753

Act # 2508852424
Meter # 13023862

Dear SCOTT C JOHNSON

Below is the requested tax data for the following service address:
8895 SW COPLEY RD IP, POWELL BUTTE, OR 97753

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BILL DATE	BILL TOTAL	PAYMENTS
01/12/2018	\$ 3.09	\$ -2.10
02/15/2018	\$ 1.49	\$ -3.09
03/15/2018	\$ 1.44	\$ -1.49
04/13/2018	\$ 17.11	\$ -1.44
05/15/2018	\$ 58.15	\$ -17.11
06/15/2018	\$ 61.78	\$ -58.15
07/13/2018	\$ 26.94	\$ -61.78
08/15/2018	\$ 66.63	\$ -26.94
09/14/2018	\$ 53.18	\$ -66.63
10/13/2018	\$ 24.23	\$ -53.18
11/15/2018	\$ 8.22	\$ -24.23
12/14/2018	\$ 1.44	\$ -8.22
01/15/2019	\$ 1.55	\$ -1.44
GRAND TOTALS:	\$ 325.25	\$ -325.80

If you have any further requests or questions, please feel free to contact our offices at (541) 548-2144.



CENTRAL ELECTRIC
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www.cec.coop • P.O. Box 846, Redmond, OR 97756 • Office: 541.548.2144 • Fax: 541.548.0366

01/19/2021

SCOTT C JOHNSON
PO BOX 1
POWELL BUTTE, OR 97753

Act # 2522700101
Meter # 12951926

Dear SCOTT C JOHNSON

Below is the requested tax data for the following service address:
8895 SW COPLEY RD IP, POWELL BUTTE, OR 97753

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BILL DATE	BILL TOTAL	PAYMENTS
01/12/2018	\$ 2.21	\$ -0.99
02/15/2018	\$ 1.32	\$ -2.21
03/15/2018	\$ 1.93	\$ -1.32
04/13/2018	\$ 18.60	\$ -1.93
05/15/2018	\$ 301.03	\$ -18.60
06/15/2018	\$ 417.89	\$ -301.03
07/13/2018	\$ 453.76	\$ -417.89
08/15/2018	\$ 451.41	\$ -453.76
09/14/2018	\$ 464.29	\$ -451.41
10/13/2018	\$ 109.09	\$ -464.29
11/15/2018	\$ 5.46	\$ -109.09
12/14/2018	\$ 2.32	\$ -5.46
01/15/2019	\$ 2.26	\$ -2.32
GRAND TOTALS:	\$ 2,231.57	\$ -2,230.30

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If you have any further requests or questions, please feel free to contact our offices at (541) 548-2144.



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EXECUTIVE ORDER NO. 21-13

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DETERMINATION OF A STATE OF DROUGHT EMERGENCY IN CROOK, HARNEY, MALHEUR, SHERMAN, AND WALLOWA COUNTIES DUE TO LACK OF PRECIPITATION AND UNUSUALLY LOW SNOWPACK AND STREAMFLOW.

At the request of Crook County (by Resolution and Order 2021-24 dated May 5, 2021), Harney County (by Resolution 2021-06 dated May 5, 2021), Malheur County (by Resolution R21-20 dated May 19, 2021), Sherman County (by Resolution C.3-65-202- dated May 19, 2021) and Wallowa County (by Resolution 2021-18 dated May 21, 2021), and based on the recommendations of the Drought Readiness Council and the Water Supply Availability Committee, and pursuant to ORS 536.740, I find the lack of precipitation, low snowpack, low reservoir levels, and low streamflow have caused or will cause natural and economic disaster conditions in these five counties.

Forecasted water supply conditions and precipitation levels are not expected to improve. Drought is likely to have a significant economic impact on the farm, ranch, vineyard, recreation, and natural resources sectors, as well as an impact on drinking water, fish and wildlife, and other natural resources dependent on adequate precipitation, stored water, and streamflow in these areas. Extreme conditions are expected to affect local growers, increase the potential for fire, shorten the growing season, and decrease water supplies.

Conditions continue to be monitored by the State's natural resource and public safety agencies, including the Oregon Water Resources Department, the Oregon Office of Emergency Management, the Oregon Office of the State Fire Marshal, and the Oregon Department of Forestry's Fire Protection Division.

Preparation and resiliency to drought are vital to the health and safety of persons, property, and the economic security of the citizens and businesses of these counties. I, therefore, declare that a severe, continuing drought emergency exists and is likely to continue to exist in Crook, Harney, Malheur, Sherman, and Wallowa Counties.

NOW, THEREFORE, IT IS HEREBY DIRECTED AND ORDERED:

- I. The Oregon Department of Agriculture is directed to coordinate and provide assistance in seeking federal resources to mitigate drought conditions and assist in agricultural recovery in Crook, Harney, Malheur, Sherman, and Wallowa Counties.
- II. The Oregon Water Resources Department and the Water Resources Commission are directed to coordinate and provide assistance to water users in Crook, Harney, Malheur, Sherman, and Wallowa Counties as the Department and Commission determine necessary and appropriate in accordance with ORS 536.700 to 536.780.



EXECUTIVE ORDER NO. 21-13
PAGE TWO

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- III. The Oregon Water Resources Department is directed to seek information from the Oregon Department of Fish and Wildlife to help understand the impacts of water availability on Oregon's fish and wildlife, as necessary and appropriate in accordance with ORS 536.700 to 536.780.
- IV. The Office of Emergency Management is directed to coordinate and assist as needed with assessment and mitigation activities to address current and projected conditions in Crook, Harney, Malheur, Sherman, and Wallowa Counties.
- V. All other state agencies are directed to coordinate with the above agencies and provide appropriate state resources as needed to assist affected political subdivisions and water users in Crook, Harney, Malheur, Sherman, and Wallowa Counties.
- VI. This Executive Order expires on December 31, 2021.

Done at Salem, Oregon, this 8th day of June, 2021.



Kate Brown

Kate Brown
GOVERNOR

ATTEST:

Shemia Fagan

Shemia Fagan
SECRETARY OF STATE



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



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**IN THE COUNTY COURT OF THE STATE OF OREGON
FOR THE COUNTY OF CROOK**

**IN THE MATTER OF:
DECLARATION OF LOCAL DROUGHT
AND REQUEST TO DECLARE A STATE OF
DROUGHT EMERGENCY FOR CROOK
COUNTY, OREGON**

**RESOLUTION
AND ORDER 2021-24**

WHEREAS, on this 5th day of May 2021, the Crook County Court finds that the Crook County agricultural and livestock industries, recreation, and related economies are suffering widespread and severe economic damage, potential injuries, and loss of property resulting from extreme weather conditions within the county; and

WHEREAS, annual water supplies available for irrigators and ranchers within Crook County are a function of winter snowpack for water storage in Ochoco and Prineville Reservoirs and natural flows in the Crooked River and its tributaries; and

WHEREAS, seasonal precipitation, from October 1, 2020 to present is less than 70% of the average, and April precipitation is less than 50% of the average, with National Drought Mitigation Center reports that Crook County is in D3 (Extreme Drought) in the west portion of the County and D2 (Severe Drought) in the east portion of the County as of April 22, 2021; and

WHEREAS, Prineville Reservoir storage is roughly one-third below the average and Ochoco Reservoir is roughly two-thirds below average storage; and

WHEREAS, Ochoco Reservoir's 11,700 acre-feet of storage is at or near the all-time low since constant record keeping began in 1980, with expected 2020-21 run-off at less than a third of the yearly average; and

WHEREAS, Prineville Airport has recorded just 2.62 inches of precipitation this crop water year (September to present), with a historical average in the area of around 10 inches; and

WHEREAS, the extended weather forecast for Crook County for the next three months projects a 33-40% chance of higher than normal temperatures and 40-50% chance of below average precipitation; and

WHEREAS, the above conditions result in loss of economic stability, pasture shortages, decrease in feed production, shortened growing season, reduction in recreational opportunities, and decreased water supplies for Crook County agricultural and livestock producers; and

WHEREAS, the Crook County Court determines that extraordinary measures must be taken to alleviate suffering of people and livestock and to protect or mitigate economic loss, and to be responsive to the threat of wildfires.

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NOW, THEREFORE, BE IT PROCLAIMED by the Crook County Court that:

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1. A severe, continuing drought is declared within Crook County.
2. Crook County drought Emergency Management Plan has been implemented.
3. Pursuant to ORS 536.720, we find that appropriate response is beyond the capability of Crook County. We are declaring a state of emergency for the purpose of assessment, evaluation and acquiring the ability to provide appropriate available resources.
4. **Request:** The Honorable Kate Brown, Governor of Oregon, declare a Drought Emergency for all of Crook County under the provisions of ORS 536.740 due to severe and continuing drought conditions beginning at this time and continuing for an unknown period of time; and direct the Oregon Department of Water Resources to make available in Crook County: Temporary Transfers of Water Rights, and Emergency Water Use Permits, and Use of Existing Right Option/Agreement; and other federal and state drought assistance and programs as needed.
5. This proclamation shall take effect immediately from and after its issuance.

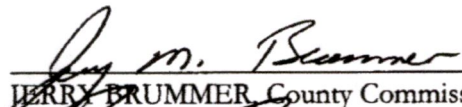
BE IT FURTHER ORDERED that this Order be filed in the Crook County Clerk's Office and that it be effective when so filed.

Adopted this 5th day of May 2021.

CROOK COUNTY COURT



SETH CRAWFORD, County Judge



JERRY BRUMMER, County Commissioner



BRIAN BARNEY, County Commissioner

<u>Vote:</u>	Aye	Nay	Abstain	Excused
Seth Crawford	—	—	—	—
Jerry Brummer	—	—	—	—
Brian Barney	—	—	—	—