

Application for Groundwater Registration Modification



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

Part 1 of 5 – Minimum Requirements Checklist

This Groundwater Registration Modification application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Completed Applicant Information and Signature.
- Part 4 – Completed Groundwater Registration Modification Application – Groundwater Registration Information. (Only one Groundwater registration per application, unless the Groundwater registrations to be modified are layered).
- Completed Groundwater Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- Groundwater registration modification fees – Amount enclosed: \$ 1,250. (\$875.00 for a place of use change only; \$1,250.00 for any other change or combination).

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Attachments:

- N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is **not** the registration certificate holder of record. The Request for Assignment Form is available at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>.
Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) or the applicant is named on the certificate of registration, or has been assigned to the certificate of registration.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) 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.

(For Staff Use Only)

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

| | |
|--------------------------------------------------------------------|----------------------------------------------------------------------------|
| <input type="checkbox"/> Application fee not enclosed/insufficient | <input type="checkbox"/> Map not included or incomplete |
| <input type="checkbox"/> Land Use Form not enclosed or incomplete | <input type="checkbox"/> Assignment Form and fee not enclosed/insufficient |
| <input type="checkbox"/> Additional signature(s) required | <input type="checkbox"/> Part _____ is incomplete |

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 4 – Groundwater Registration Modification Map Checklist

Your Groundwater Registration Modification application will be returned if any of the map requirements listed below are not met.

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- 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 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 appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes hachuring, 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 registration is being changed, a separate hachuring is needed for the portion of the registration left unchanged.
- N/A If you are proposing a modification in place of use, show the proposed place of use with hachuring including 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 appropriation with distance and bearing or coordinates from a recognized survey corner.
- N/A If you are proposing a modification in point(s) of appropriation, 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 4 – Applicant Information and Signature

Applicant Information

| | | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|------------------------------------|--------------------------------------------|
| APPLICANT/BUSINESS NAME Youth With a Mission | | PHONE NO. (859) 302-2557 | ADDITIONAL CONTACT NO. |
| ADDRESS 7085 Battle Creek Rd. SE | | FAX NO. RECEIVED | |
| CITY Salem | STATE OR | ZIP 97317 | E-MAIL development@ywamsalem.org |
| BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED. OWRD | | | |

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

| | | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|------------------------------------|-------------------------------------------------|
| APPLICANT/BUSINESS NAME Will McGill Surveying LLC | | PHONE NO. (503) 931-0210 | ADDITIONAL CONTACT NO. (503) 510-3026 |
| ADDRESS 15333 Pletzer Rd. SE | | FAX NO. | |
| CITY Turner | STATE OR | ZIP 97392 | E-MAIL willmcgill.surveying@gmail.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 modification; and why:
It is proposed to move 5 acres irrigation and the proportional domestic use of GR 2088 from Fairview Addition LLC to the YWAM campus water system on Battle Creek Rd. and authorize that portion from their two wells. The quantity of water used will be equal to what is allowed proportionally under GR 2088, but the character of use will be changed to irrigation and group domestic.

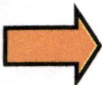
Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

(Check one box)

- By signing this application, I (we) understand that, upon receipt of the draft preliminary determination and prior to Department approval of the Groundwater modification, I (we) will be required to provide landownership information and evidence that I am authorized to pursue the modification as identified in OAR 690-382-0400(16)(a); **OR**
- I (we) affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the Groundwater registration proposed for modification is appurtenant by condemnation and have attached supporting documentation.

I understand that prior to Department approval of the groundwater registration modification, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the groundwater registration is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: Salem Weekly.

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



[Signature] Samuel Matthias President 7/22/22
 Applicant Signature Print Name (and Title if applicable) Date

 Applicant Signature Print Name (and Title if applicable) Date

Is the applicant the sole owner of the land on which the Groundwater registration modification or portion thereof, is located? Yes No *If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the Groundwater registration has been conveyed.*

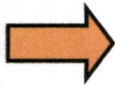
Check the appropriate box, if applicable:

- Check here if the Groundwater registration proposed for modification is or will be located within or served by an irrigation or other water district.

| | | |
|--------------------------|---------|-----|
| IRRIGATION DISTRICT NAME | ADDRESS | |
| CITY | STATE | ZIP |

- Check here if water for the Groundwater registration is supplied under a water service agreement or other contract 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 or used.

| | | |
|-------------------------------------|-----------------------------------------|---------------------|
| ENTITY NAME Marion County | ADDRESS 5155 Silverton Rd. NE | |
| CITY Salem | STATE OR | ZIP 97305 |

| | | |
|-------------|---------|-----|
| ENTITY NAME | ADDRESS | |
| CITY | STATE | ZIP |

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Part 4 of 4 – Groundwater Registration Information

Please use a separate Part 4 for each registration being modified. See instructions on page 5, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

Groundwater Registration # GR-2088 (Certificate # GR-2006)

Table 1. Location of Authorized and Proposed Point(s) of Appropriation (POA)

(Note: If the POA name is not specified in the registration, assign it a name or number here.)

| POA Name or Number | Is this POA Authorized by the registration or is it Proposed? | 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) |
|--------------------|-------------------------------------------------------------------------------------|--------------------------------------------|-----|---|-----|---|-----|-----|----|---------------------------|------------------------------------------------------|
| | | | | | | | | | | | |
| 2088 Well | <input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed | MARI 11348 | 8 | S | 3 | W | 2 | NE | SE | 1804 | 1600' N & 1000' W of SE corner of Sec. 2 |
| Well 1 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | MARI 12553 | 8 | S | 3 | W | 25 | NE | NW | 600 | 495' S & 50' W from N ¼ corner of Sec. 25 |
| Well 2 | <input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed | MARI 70337 | 8 | S | 3 | W | 25 | SE | NW | 1000 | 1720' S & 320' W from N ¼ corner of Sec. 25 |
| | <input type="checkbox"/> Authorized <input type="checkbox"/> Proposed | | | | | | | | | | |

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

- | | |
|------------------------------------------------------------|-------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input checked="" type="checkbox"/> Point of Appropriation (well) (POA) |
| <input checked="" type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |

Will all of the proposed changes affect the entire Groundwater registration?

- 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 registration to be changed.

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Table 2. Description of Modifications to Registration GR-2088 (Certificate # GR-2006)

List only the part of the registration that will be modified. For the acreage in each ¼ ¼, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

| AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration 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 | 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 | POA(s) to be used (from Table 1) | Priority Date | | | | |
| 8 | S | 3 | W | 11 | NW | NE | 200 203 | 41 | 5.0 | Irrigation, Domestic | GR 2088 Well | 1940 | POU, POA, USE | 8 | S | 3 | W | 24 | SE | SW | 100 | | 0.1 | Irrigation, Group Domestic | Well 1, 2 | 1940 |
| | | | | | | | | | | | | | POU, POA, USE | 8 | S | 3 | W | 24 | SW | SE | 100 | | - | Group Domestic | Well 1, 2 | 1940 |
| | | | | | | | | | | | | | POU, POA, USE | 8 | S | 3 | W | 25 | NW | NE | 400 600 2500 2700 2800 2900 | | 2.4 | Irrigation, Group Domestic | Well 1, 2 | 1940 |
| | | | | | | | | | | | | | POU, POA, USE | 8 | S | 3 | W | 25 | SW | NE | 800 1000 2900 3200 | | 0.9 | Irrigation, Group Domestic | Well 1, 2 | 1940 |
| | | | | | | | | | | | | | POU, POA, USE | 8 | S | 3 | W | 25 | NE | NW | 300 400 500 600 700 | | 0.5 | Irrigation, Group Domestic | Well 1, 2 | 1940 |
| | | | | | | | | | | | | | POU, POA, USE | 8 | S | 3 | W | 25 | SE | NW | 800 1000 1001 | | 1.1 | Irrigation, Group Domestic | Well 1, 2 | 1940 |
| TOTAL ACRES | | | | | | | 5.0 | | | | | | TOTAL ACRES | | | | | | | 5.0 | | | | | | |

Additional remarks: **The group domestic use does not hold a specific acreage but will be used only within the listed tax lots. The proportion of rate to be transferred totals 47.5 gpm. It is assumed that a standard irrigation rate of 28 gpm will be used for irrigation of the 5 acres. The remaining 19.5 gpm will be assumed to have been claimed as domestic use for the Fairview hospital formerly at the site of GR 2088 and the original registrant. This is the portion that will be converted to group domestic to clarify the intended use.**

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Groundwater Registration # GR-2088 (Certificate # GR-2006)

For a modification in place of use or character of use:

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

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



Pursuant to OAR 690-382-0200, any "layered" water use, such as an irrigation right that is supplemental to a primary irrigation right proposed for transfer, must be concurrently transferred with the registration or be cancelled. Any change to a water right must be filed separately in a transfer application. Any change to a water use permit must be filed separately with a permit amendment. Any modification to a Groundwater registration on the "to" lands must be filed separately with a Groundwater registration modification.

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

- Well log(s) are attached for each well 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/)

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AND/OR

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

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your modification 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 |
|-------------------------------------------|------------------------------------|-------------------------------------------------|------------------|-----------------|-------------------------|---------------------------|--------------------------------------------|------------------------------------------------|---------------------------------------------|------------------------------------------------------------------------|
| Well 2 | Yes | MARI 70337 | 94' | 6" | +16"-? | | | 54' | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

STATE ENGINEER
Salem, Oregon

M.I. 11348 Well Record

FROM WELL

STATE WELL NO. 8/3W-2J(1) da
COUNTY Marion
APPLICATION NO. GR - 2088

OWNER: Oregon Fairview Homes

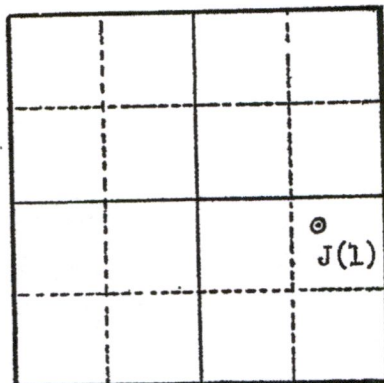
MAILING ADDRESS:

LOCATION OF WELL: Owner's No. 2

CITY AND STATE:

SW 1/4 SE 1/4 Sec. 2 T. 8 S., R. 3 W., W.M.

Bearing and distance from section or subdivision corner 1600' N. & 1000' W.



Section 2

Altitude at well

TYPE OF WELL: Drilled Date Constructed 1940

Depth drilled 370 375 Depth cased 87

CASING RECORD:

12 inch

FINISH:

AQUIFERS:

WATER LEVEL:

31 feet

PUMPING EQUIPMENT: Type Fairbanks Morse, turbine H.P. 50
Capacity 400 280 G.P.M. - 16 hrs.

WELL TESTS:

Drawdown 72 ft. after hours 380 ? G.P.M.
Drawdown 51 ft. after hours 313 ? G.P.M.

USE OF WATER Irrigation & domestic Temp. °F., 19.

SOURCE OF INFORMATION GR - 2006

DRILLER or DIGGER

ADDITIONAL DATA:

Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

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Marion

8/3w-2 J1
8/3w-2da

Oregon State Board of Health

SANITARY ENGINEERING LABORATORY

REPORT OF MINERAL ANALYSIS OF WATER

Location of source Fairview Home Salem, Oregon Description of source _____

Analysis by GLT MHP Date 2-27-56 Collected by EJW Date 8-9-55

RESULTS

| | Parts per million |
|------------------------------------------------------|-------------------|
| Turbidity _____ | h |
| Color: Apparent _____ True _____ | 1 |
| Odor: Hot _____ Cold _____ | |
| Total Solids _____ | |
| Loss on Ignition _____ | 75 |
| Silicon (SiO ₂) _____ | |
| Chloride (Cl) _____ | 68.0 |
| Sulfate (SO ₄) _____ | 2.2 |
| Calcium (Ca) _____ | 21 |
| Magnesium (Mg) _____ | 4.5 |
| Aluminum (Al) _____ | 0 |
| Orthophosphates (PO ₄) _____ | .24 |
| Metaphosphates (PO ₃) ₆ _____ | |
| Alkalinity (as CaCO ₃): Carbonate _____ | 0 |
| Bicarbonate _____ | 70 |
| Hardness (as CaCO ₃) _____ | 71 |
| Sodium and Potassium (as Na) _____ | |
| Iron (Fe) _____ | .00 |
| Manganese (Mn) _____ | .20 |
| Fluoride (F) _____ | .2 |
| Carbon Dioxide (CO ₂) _____ | 2.3 |
| pH <u>7.8</u> | |
| Remarks <u>K⁺ = 2.5 ppm</u> | |

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Business Registry Business Name Search

[New Search](#)

Business Entity Data

04-13-2022
09:00

| Registry Nbr | Entity Type | Entity Status | Jurisdiction | Registry Date | Next Renewal Date | Renewal Due? |
|---------------------|------------------------|---------------|--------------|---------------|-------------------|--------------|
| 1012915-99 | DLLC | ACT | OREGON | 04-16-2014 | 04-16-2022 | YES |
| Entity Name | FAIRVIEW ADDITION, LLC | | | | | |
| Foreign Name | | | | | | |

Online Renewal:

[Renew Online](#)

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[Click here to generate and print an annual report.](#)[New Search](#)

Associated Names

| Type | PRINCIPAL PLACE OF BUSINESS | | | | | |
|---------------|-----------------------------|----|-------|--|----------------|--------------------------|
| Addr 1 | 170 W MAIN ST | | | | | |
| Addr 2 | | | | | | |
| CSZ | MONMOUTH | OR | 97361 | | Country | UNITED STATES OF AMERICA |

Please click [here](#) for general information about registered agents and service of process.

| Type | AGT REGISTERED AGENT | | | Start Date | 03-10-2020 | Resign Date |
|---------------|----------------------|----|-------|------------|----------------|--------------------------|
| Name | CALEB WILLIAMS | | | | | |
| Addr 1 | PARK PLACE SUITE 200 | | | | | |
| Addr 2 | 250 CHURCH ST SE | | | | | |
| CSZ | SALEM | OR | 97301 | | Country | UNITED STATES OF AMERICA |

| Type | MAL MAILING ADDRESS | | | | | |
|---------------|---------------------|----|-------|--|----------------|--------------------------|
| Addr 1 | PO BOX 9 | | | | | |
| Addr 2 | | | | | | |
| CSZ | MONMOUTH | OR | 97361 | | Country | UNITED STATES OF AMERICA |

| Type | MEM MEMBER | | | Resign Date |
|---------------|------------|----|-------|-----------------------------------------|
| Name | ERIC OLSEN | | | |
| Addr 1 | PO BOX 9 | | | |
| Addr 2 | | | | |
| CSZ | MONMOUTH | OR | 97361 | Country UNITED STATES OF AMERICA |

[New Search](#)

Name History

THIS SPACE RESERVED FOR RECORDER'S USE



After recording return to:
Fairview Addition, LLC
PO Box 9
Monmouth, OR 97361

REEL 4430 PAGE 289
MARION COUNTY
BILL BURGESS, COUNTY CLERK
12-31-2020 02:20 pm.
Control Number 633675 \$ 91.00
Instrument 2020 00073171

Until a change is requested all tax statements shall be sent to the following address:
Fairview Addition, LLC
PO Box 9
Monmouth, OR 97361
File No. 431424AM

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SPECIAL WARRANTY DEED

SFA 2, LLC,

Grantor(s) hereby conveys and specially warrants to

Fairview Addition, LLC,

Grantee(s) and grantee's heirs, successors and assigns the following described real property free of encumbrances created or suffered by the Grantor, except as specifically set forth herein, situated in the County of **Marion** and State of Oregon, to wit:

Parcel 1 of Partition Plat 2018-74, Recorded December 7, 2018, in Reel 4153 Page: 441, Film Records for Marion County, Oregon.

The true and actual consideration for this conveyance is **FULFILLMENT OF THAT CERTAIN CONTRACT RECORDED JULY 9, 2015 UNDER REEL: 3719 PAGE: 437.**

Grantor is lawfully seized in fee simple on the above granted premises and SUBJECT TO: all those items of record, if any, as of the date of this deed and those shown below, if any:

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

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.

431424AM

Dated this 31 day of December, 2020

SFA 2, LLC

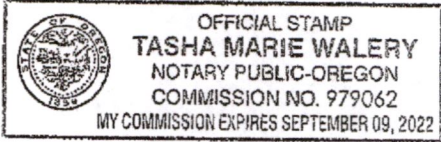
By: [Signature]
Rick Gustafson, Managing Member

State of Oregon} ss
County of Marion}

On this 31 day of December, 2020, before me, Tasha Marie Walery a Notary Public in and for said state, personally appeared Rick Gustafson known or identified to me to be the Managing Member in the Limited Liability Company known as SFA 2, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of Oregon
Residing at: Sezen, OR
Commission Expires: 9.9.22



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REEL: 4430

PAGE: 289

December 31, 2020, 02:20 pm.

CONTROL #: 633675

State of Oregon
County of Marion

I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

RECEIVED

AUG 11 2022

OWRD

FEE: \$ 91.00

**BILL BURGESS
COUNTY CLERK**

THIS IS NOT AN INVOICE.

THIS SPACE RESERVED FOR RECORDER'S USE



After recording return to:
Fairview Addition, LLC
PO Box 9
Monmouth, OR 97361

REEL 4495 PAGE 293
MARION COUNTY
BILL BURGESS, COUNTY CLERK
05-28-2021 01:40 pm.
Control Number 657033 \$ 91.00
Instrument 2021 00032470

Until a change is requested all tax statements shall be sent to the following address:
Fairview Addition, LLC
PO Box 9
Monmouth, OR 97361
File No. 461009AM

RECEIVED

AUG 11 2022

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SPECIAL WARRANTY DEED

SFA 2, LLC, an Oregon Limited Liability Company,

Grantor(s) hereby conveys and specially warrants to

Fairview Addition, LLC, an Oregon Limited Liability Company,

Grantee(s) and grantee's heirs, successors and assigns the following described real property free of encumbrances created or suffered by the Grantor, except as specifically set forth herein, situated in the County of Marion and State of Oregon, to wit:

Parcel 2 of Partition Plat 2018-74, Recorded December 7, 2018, in Reel 4153 Page: 441, Film Records for Marion County, Oregon.

The true and actual consideration for this conveyance is OTHER VALUABLE CONSIDERATION.

Grantor is lawfully seized in fee simple on the above granted premises and SUBJECT TO: all those items of record, if any, as of the date of this deed and those shown below, if any:

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

AMERITITLE 4161009AM

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 27 day of May 2021.

SFA 2, LLC

By: Sally N. Miller, SFA2 Member Manager
Sally Miller, Manager

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State of Oregon } ss
County of Marion }

On this 27 day of May, 2021, before me, Tasha Marie Walery a Notary Public in and for said state, personally appeared Sally Miller known or identified to me to be the Managing Member in the Limited Liability Company known as SFA 2, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Tasha Marie Walery
Notary Public for the State of Oregon
Residing at: Heitzen OR
Commission Expires: 9.9.22



REEL: 4495

PAGE: 293

May 28, 2021, 01:40 pm.

CONTROL #: 657033

State of Oregon
County of Marion

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I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

FEE: \$ 91.00

**BILL BURGESS
COUNTY CLERK**

THIS IS NOT AN INVOICE.

Land Use Information Form



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

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.

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NOTE TO LOCAL GOVERNMENTS

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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.oregon.gov/OWRD

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Applicant(s): Youth With a Mission

Mailing Address: 7085 Battle Creek Rd. SE

City: Salem

State: OR

Zip Code: 97317

Daytime Phone: (859) 302-2557

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>8S</u> | <u>3W</u> | <u>24</u> | <u>SESW</u> <u>SWSE</u> | <u>100</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NENW</u> | <u>300</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> <u>NENW</u> | <u>400</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NENW</u> | <u>500</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> <u>NENW</u> | <u>600</u> | <u>AR</u> | <input checked="" type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NENW</u> | <u>700</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>SENW</u> <u>SWNE</u> | <u>800</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>SWNE</u> <u>SENW</u> | <u>1000</u> | <u>AR</u> | <input checked="" type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>SENW</u> | <u>1001</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> | <u>2500</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> | <u>2700</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> | <u>2800</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>NWNE</u> <u>SWNE</u> | <u>2900</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |
| <u>8S</u> | <u>3W</u> | <u>25</u> | <u>SWNE</u> | <u>3200</u> | <u>AR</u> | <input type="checkbox"/> Diverted | <input type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Campus/</u> <u>Housing/</u> <u>Landscaping</u> |

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

Marion

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: 47.5 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for 8 household(s), YWAM campus

Municipal Quasi-Municipal Instream Other _____

Briefly describe:

It is proposed to move a 5-acre portion of GR 2088 (authorizes irrigation and domestic use) from Fairview Addition LLC to YWAM's water system to provide irrigation for landscaping and group domestic water for buildings connected to the system.



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 4. →

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For Local Government Use Only

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.

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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."**

OWRD

| 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: | |
|-----------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|---------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|
| Conditional Use | MCC 17.128.036 CU21-004 being pursued | <input type="radio"/> Obtained <input type="checkbox"/> Denied | <input checked="" type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| Conditional Use/Zone Change | ZC/CU/LA 01-002 | <input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| | | <input type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| | | <input type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| | | <input type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> 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.

Some of the tax lots indicated are located outside of the approved "campus" and do not have land use approval for uses beyond what is normally permitted in the AR zone.

Name: Daniel Jansen Title: Assistant Planner
 Signature: [Signature] Phone: (503) 588-5038 Date: 8/9/2022
 Government Entity: Marion 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: _____

| |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| Grantor's Name: Fairview Addition LLC |
| Grantee's Name: Youth With a Mission |
| After recording return to: Youth With a Mission C/O Donovan Wadsworth, YWAM Salem Development 7085 Battle Creek Rd. SE Salem, OR 97317 |
| Name and Address for tax statements: Youth With a Mission 7085 Battle Creek Rd. SE Salem, OR 97317 |

REEL 4645 PAGE 285
MARION COUNTY
BILL BURGESS, COUNTY CLERK
07-26-2022 02:21 pm.
Control Number 713600 \$ 146.00
Instrument 2022 00032420

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Space Left Blank for Recorder's Use

Water Right Conveyance Agreement

This Water Right Conveyance Agreement ("Agreement") is dated July 21, 2022 (the "Effective Date") and is between Fairview Addition LLC ("Seller"), an Oregon limited liability company, and Youth With A Mission ("Buyer"), an Oregon domestic nonprofit corporation.

RECITALS

1. Seller owns the water right registered under Oregon Water Right Registration GR-2088, attached here as Exhibit 1, and which is currently appurtenant to those certain real properties recorded in Marion County, Oregon, Property Records at Reel 4430 Page 289 and Reel 4495 Page 293, the legal descriptions of which are set forth here as Exhibit 2.
2. Seller's Oregon Water Right Registration GR-2088 is hereafter referred to as "the Water Right."
3. On the Effective Date, Seller wishes to sell and Buyer wishes to buy a 5-acre portion of the Water Right. The 5-acre portion of the Water Right being conveyed is hereafter referred to as "the Transferred Right" and is identified in Exhibit 3 by the notation "GR 2088 FROM."
4. Seller does not intend to sell nor does Buyer intend to buy the real properties set forth in Exhibit 2.
5. Buyer is acquiring the Transferred Right for appropriation and use at its own real property recorded in Marion County, Oregon, Property Records at Reel 729 Page 169, excepting the real property described at Reel 1956 Page 246 (conveyance to Rawlins); the legal description of the Adjusted Youth With a Mission Tract is attached here as Exhibit 4. Buyer's property is commonly known as 7085 Battle Creek Rd. SE, Salem, OR 97317.
6. It is the intent of the parties that the Water Right should become appurtenant to Buyer's real property. The parties mutually understand that approval of a Water Right transfer to give effect to the parties' intent may take 12-14 months and while expected to be successful, is not guaranteed.

AGREEMENT

In consideration of the foregoing recitals, which are integrated into this Agreement and other consideration, the parties agree as follows:

1. **Purchase and Sale.** Buyer agrees to purchase and take ownership from Seller that 5-acre portion of Oregon Water Right GR-2088 which lies within Seller's real property described in Exhibit 2 and which is specified in Exhibit 3. Subject to the Covenants set forth below, Seller conveys to Buyer all rights to possess, enjoy, use, or profit from the Transferred Right that Seller that seller may have.
2. **Price and Payment Terms.** The Purchase Price for the Transferred Right is \$10,000. The Purchase Price will be paid in cash at the time of Closing, which shall occur within fourteen (14) days of the

3. **Representations of Seller and Owner.** Seller and Owner each jointly and severally represent and warrant to Buyer as of the Effective Date that:
 - 3.1. **Organization.** Fairview Addition LLC, an Oregon limited liability company, is duly formed and in good standing under Oregon law, and has all requisite power and authority and all authorizations and permits necessary to carry on the business and to own and use the Water Right and the Transferred Right.
 - 3.2. **Authority.** Seller has full power and authority to sign and deliver this Agreement, including all Exhibits to this Agreement, and to perform all of Seller's obligations under this Agreement.
 - 3.3. **Enforceability.** This Agreement is the legal, valid, and binding obligation of Seller, enforceable against Seller in accordance with its terms.
 - 3.4. **Title to Water Right.** Seller has good and valid title to all of the Transferred Right and owns (and Buyer will acquire) all of the Transferred Right free and clear of all mortgages, pledges, security interests, options, claims, charges or other encumbrances or restrictions of any kind Seller makes no representations or warranties regarding the continuous use or nonabandonment of the Transferred Right. Seller is selling the Transferred Right as is, and Buyer is responsible for performing its own due diligence regarding the validity of the Transferred Right.
 - 3.5. **Legal Compliance.** Seller is and has at all times been in compliance in all material respects with all laws applicable to the Water Right and the Transferred Right.
 - 3.6. **No Broker.** No broker or finder of any kind is entitled to any fee or commission in connection with the transactions contemplated by this Agreement based on arrangements made by Seller.

4. **Representations of Buyer.** Buyer represents and warrants to Seller as of the Effective Date and as of the Closing Date that:
 - 4.1. **Organization; Authority.** Buyer is an Oregon domestic nonprofit corporation, duly incorporated, validly existing, and in good standing under the laws of the state of Oregon. Buyer has full power and authority to sign and deliver this Agreement, including all Exhibits to this Agreement, and to perform all of Buyer's obligations under this Agreement and its Exhibits. Buyer's execution and delivery of this Agreement and its Exhibits, the performance of Buyer's obligations under them, and the consummation of the contemplated transactions have been duly authorized by all requisite action on the part of the Buyer.
 - 4.2. **Enforceability.** This Agreement is the legal, valid, and binding obligation of Buyer, enforceable against Buyer in accordance with its terms.
 - 4.3. **No Broker.** No broker or finder of any kind is entitled to any fee or commission in connection with the transactions contemplated by this Agreement based on arrangements made by Buyer.

5. **Covenants:**
 - 5.1. **Necessary Documents.** After the Effective Date, Seller and Buyer shall each execute, acknowledge, and deliver all such further conveyances, notices, releases, and instruments and shall take all such further actions as may be reasonably necessary or appropriate to assure fully to Seller or Buyer (as the case may be) all of the properties, rights, titles, interests, remedies, powers and privileges intended to be conveyed or transferred to Buyer or retained by Seller (as the case may be) under this Agreement and the Exhibits, and to otherwise make effective the transactions contemplated hereby and thereby.
 - 5.2. **Preparation of Documents.** Buyer shall cause to be prepared all documents required for the purchase and sale of the Water Right, and the transfer thereof to Buyer and shall bear sole liability for the payment of all associated fees and costs. Buyer shall likewise, at its own cost, submit a Groundwater Registration Modification request to the Oregon Water Resources Department.

Water Right Conveyance Agreement (cont.)

- 5.3. **Contingent Payment.** Payment by Buyer to Seller shall be contingent on approval by the Oregon Water Resources Department of Buyer's Groundwater Registration Modification. Should the modification be denied by final agency order, including after exhaustion of any right of appeal, the Agreement shall be terminated and no conveyance of the Transferred Right shall occur.
- 5.4. **Closing.** On receipt of payment Buyer shall deliver a Bill of Sale to Seller, which shall be signed and acknowledged in the manner required for conveyance of real property pursuant to ORS 93.410, and shall be in a form suitable for recording
6. **Miscellaneous.**
7. **Governing Law.** This Agreement is governed by the laws of the state of Oregon, without giving effect to any conflict-of-law principle that would result in the laws of any other jurisdiction governing this Agreement.
8. **Counterparts.** This Agreement may be executed in counterparts, each of which is deemed an original but all of which taken together constitute one and the same instrument. A facsimile or scanned .pdf copy of this signed Agreement has the same force and effect as an original.
9. **Entire Agreement.** This Agreement contains the entire understanding of the parties regarding the subject matter of this Agreement and supersedes all prior and contemporaneous negotiations and agreements, whether written or oral, between the parties with respect to the subject matter of this Agreement.
10. **Dispute Resolution.** Any claim arising out of this Agreement, including tort claims, must be resolved by arbitration in Salem, Oregon in accordance with the rules of (and by filing a claim with) Arbitration Service of Portland, Inc. Judgment upon the award rendered pursuant to such arbitration may be entered in any court having jurisdiction. Though mediation is not required under this Agreement, the parties acknowledge that mediation helps parties settle disputes and any party may propose mediation whenever appropriate through Arbitration Service of Portland or any mediator selected by the parties.
11. **Attorney Fees.** With respect to any dispute relating to this Agreement, or in the event that a suit, action, arbitration or other proceeding of any nature whatsoever is instituted to interpret or enforce the provisions of this Agreement, including, without limitation, any proceeding under the U.S. Bankruptcy Code and involving issues peculiar to federal bankruptcy law or any action, suit, arbitration or proceeding seeking a declaration of rights or rescission, the prevailing party shall be entitled to recover from the losing party its reasonable attorney fees, paralegal fees, expert fees and all other fees, costs and expenses actually incurred and reasonably necessary in connection therewith, as determined by the judge or arbitrator at trial, arbitration or other proceeding, or on any appeal or review, in addition to all other amounts provided by law.
12. **Binding Effect.** This Agreement shall bind and inure to the benefit of, and be enforceable by, the parties and their respective successors, heirs, and permitted assigns.
13. **Notice.** All notices required or permitted to be given under this Agreement shall be in writing. Notices may be served: by certified mail, postage paid with return receipt requested; by private courier, prepaid; or personally. Mailed notices shall be deemed delivered five business days after mailing, properly addressed. Couriers notices shall be deemed delivered on the date that the courier warrants that delivery will occur. Personal delivery shall be effective when accomplished. Unless a party changes its address by giving notice to the other party as provided herein, mailed notices shall be delivered to the parties at the addresses set forth below:

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Water Right Conveyance Agreement (cont.)

To Buyer:

Youth With A Mission
7085 Battle Creek Rd. SE
Salem, OR 97317

To Seller

Fairview Addition LLC
Attn: Eric Olson
PO Box 9
Monmouth, OR 97361

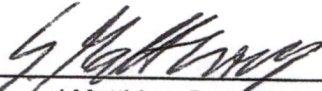
14. **Incorporation of Exhibits and Schedules.** All Schedules and Exhibits referenced in and attached to this Agreement are by this reference incorporated into and made a part of this Agreement.
15. **Integration; Amendment.** This Agreement, including its Schedules and Exhibits, constitutes the entire agreement of the parties relating to the subject matter of this Agreement. There are no promises, terms, conditions, obligations, or warranties other than those contained in this Agreement. This Agreement supersedes all prior communications, representations, or agreements, verbal or written, among the parties relating to the subject matter of this Agreement. This Agreement may not be amended except in writing executed by all of the parties.
16. **Waiver.** No provision of this Agreement shall be waived unless the waiver is in writing signed by the waiving party. No failure by any party to insist upon the strict performance of any provision of this Agreement, or to exercise any right or remedy consequent upon a breach thereof, shall constitute a waiver of any such breach, of such provision or of any other provision. No waiver of any provision of this Agreement shall be deemed a waiver of any other provision of this Agreement or a waiver of such provision with respect to any subsequent breach, unless expressly provided in writing.
17. **Representation.** Seller and Buyer acknowledge that this Agreement was initially prepared by John Stuart Jones, Attorney at Law, on behalf of Buyer. Seller and has had the opportunity to consult with a lawyer or lawyers regarding their rights and obligations under this Agreement. The rule requiring that a contract or a provision of a contract be construed against the drafter or the party insisting upon such provision's inclusion shall not apply to this Agreement.

Buyer and Seller signed this Water Right Conveyance as of the Effective Date.

Buyer:

Youth With A Mission

By:

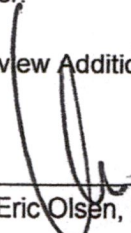


Samuel Matthias, President

Seller:

Fairview Additions, LLC

By:



Eric Olsen, Manager

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AUG 11 2022

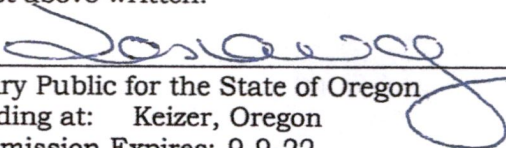
OWRD

State of
County of

OR} ss
Marion}

On this 21st day of July, in the year 2022, before me, Tasha Walery, a Notary Public in and for said state, personally appeared Eric Olsen known or identified to me to be the Managing Member in the Limited Liability Company known as Fairview Addition, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

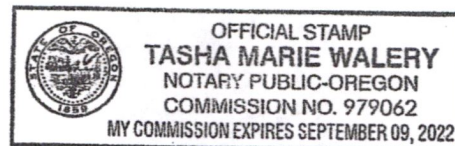


Notary Public for the State of Oregon
Residing at: Keizer, Oregon
Commission Expires: 9-9-22

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AUG 11 2022

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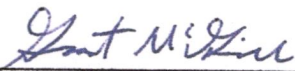


State of
County of

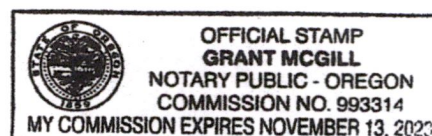
OR}ss
Marion}

On this 22nd day of July, in the year 2022, before me, Grant McGill, a Notary Public in and for said state, personally appeared Samuel Matthias known or identified to me to be the President of the Non-Profit Organization known as Youth With a Mission who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said DNP name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for the State of Oregon
Residing at: Turner, Oregon
Commission Expires: 11-13-23



Registration Statement

OF CLAIMANT OF RIGHT TO APPROPRIATE GROUND WATER

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TO THE STATE ENGINEER OF OREGON:

I, Oregon Fairview Home

of 2250 Strong Road County of Marion

State of Oregon, do hereby make application for a certificate of registration as evidence of a right to appropriate ground water.

1. Source from which water is withdrawn is Pump well #2
(Flowing well, pump well, infiltration trench, or tunnel)

2. Location is: Oregon Fairview Home 2 1/2 miles south of Salem
(Approximate distance and direction from nearest city or town)

and is more particularly described as follows:

(a) Well is 1600 ft. North & 1000 ft. West of S. E. corner of Sec. 2, Twp. 8 S. Rge. 3 W. in concrete building.
(Give distance and bearing to corner of section or other legal subdivision)

being within S. W. 1/4 of S. E. 1/4 of Sec. 2, Twp. 8 S., Rge. 3 W.
(Smallest legal subdivision) (N. or S.) (E. or W.)

or (b) within limits of recorded platted property, town or city:

in Lot _____, Block _____ of _____
(Name of plat or addition)

County of Marion
(If within city or town, give name)

3. Construction Work was begun on 1940; was completed on 1940
(Date) (Date)

and the ground water claimed was first used for the purposes set out below on Nov. 1940
(Date)

since which time the water has been used Continuously
(Continuously or intermittently)

from Nov. 1940 to Oct. 1957
(Date) (Date)

4. Quantity of water claimed and used is 380 gallons per minute; _____ acre feet per year.

5. Purpose or Purposes for which water is used Domestic and irrigation
(Domestic, irrigation, municipal, manufacturing, industrial, etc.)

6. Description of Well: Depth 370 feet. Type Drilled
(Dug or drilled)

diameter 12 inches. Elevation of ground at well site 211.0 feet, mean sea level.
(As near as known)

Depth to water table 31 feet.

7. Capacity of Well: 380 g.p.m. with 72' feet drawdown. 20 minutes stable position.
313 g.p.m. with 51' feet drawdown.

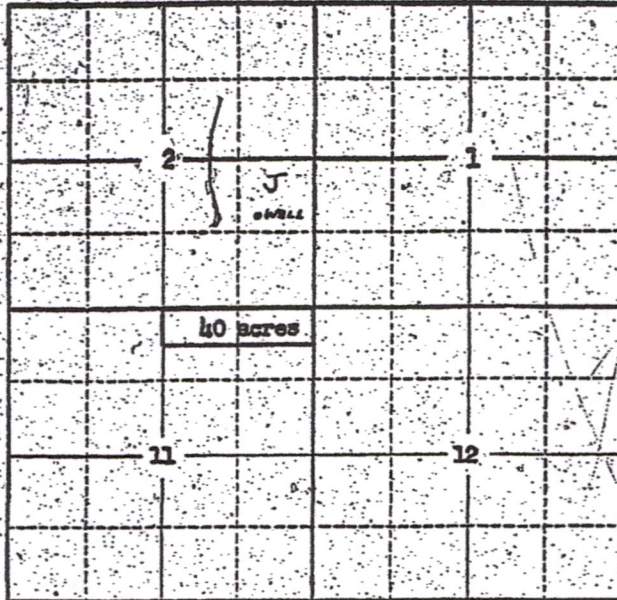
Date of test: Nov. 12, 1940

If Flowing Well: Measured discharge _____ g.p.m. on _____
(Date)

Shut-in pressure at ground surface _____ lbs. per sq. in. on _____
(Date)

Water is controlled by _____
(Cap. valve, etc.)

Township 8 S. Range 3 W. W.M.
North



Locate well and acreage of irrigated land on plat.

Scale: 2" = 1 Mile

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STATE OF OREGON

County of Marion ss.

I, Irvin B. Hill, being first duly sworn, do hereby certify that I have read the foregoing Registration Statement and that all of the items therein contained are true to the best of my knowledge and belief.

For Oregon Fairview Home
By: [Signature] Supt.
(Signature of Registrant)

Subscribed and sworn to before me this 10th day of July, 1958.

My commission expires Dec 16, 1960
[Signature]
(Notary Public)

(SEAL)

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CERTIFICATE OF REGISTRATION

STATE OF OREGON

County of Marion ss.

This is to certify that the foregoing Registration Statement was received in the office of the State Engineer on the 14th day of July, 1958, at 3:00 o'clock P.M. and has been duly recorded in said office in Book No. 9 of Registration Statements on page GR-2006

Witness my hand this 9th day of February, 1959.

[Signature]
(State Engineer)

By

GR-2056 EXHIBIT 1 - Page 4 of 4

EXHIBIT 2
Legal Descriptions of Seller's Properties

Parcel 1 of Partition Plat 2018-74, Recorded December 7, 2018, in Reel 4153 Page: 441, Film Records for Marion County, Oregon.

Parcel 2 of Partition Plat 2018-74, Recorded December 7, 2018, in Reel 4153 Page: 441, Film Records for Marion County, Oregon.

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EXHIBIT 4
Legal Description of Buyer's Property

Beginning at an iron pipe set on the West line of the Northeast quarter of Section 25, Township 8 South, Range 3 West of the Willamette Meridian, Marion County, Oregon, at a point which is North 00°04' East 702.44 feet from the Southwest corner of said Northeast 1/4 of Section 25; thence continuing North 00°04' East 241.04 feet to a point, said point also being the Northwest corner of a tract of land conveyed to E. G. Wall, et ux, by Deed recorded February 9, 1968, in Book 642, Page 748, Deed Records for Marion County, Oregon; thence North 33°10'51" West, a distance of 404.01 feet to a point on the North boundary line of a tract of land conveyed to Ernest G. Wall, et ux, by Deed recorded August 21, 1964, in Book 590, Page 197, Deed Records for Marion County, Oregon; thence North 89°52' West along the North boundary of said Ernest G. Wall tract to the Southeast corner of a tract of land conveyed to Walter J. Schendel by Deed recorded September 7, 1961, in Book 548, Page 632, Deed Records for Marion County, Oregon; thence North 03°15' East, a distance of 4.71 chains; thence North 61°13' East, a distance of 2.27 chains; thence North 37°12' East, a distance of 3.61 chains; thence North 18°32' West, a distance of 5.33 chains; thence North 57°02' East, a distance of 3.76 chains; thence North 06°04' West, a distance of 2.42 chains; thence North 30°57' West, a distance of 2.72 chains; thence North 33°11' East, a distance of 1.95 chains; thence North 43°46' East, a distance of .74 chains; thence North 64°38' East, a distance of .81 chains; thence North 76°15' East, a distance of 7.77 chains to the center of Market Road No. 25; thence following the center line of said Market Road, South 31°30' East, a distance of 5.74 chains and South 09°09' East, a distance of 2.31 chains; thence southeasterly along the center line of said road to the most northerly corner of a tract of land conveyed to Robert A. Cookson, et ux, by Deed recorded June 8, 1953, in Book 452, Page 133, Deed Records for Marion County, Oregon; thence South 46°31' West along the Northwest boundary line of said Cookson tract, a distance of 883.15 feet; thence South 33°10'51" East, a distance of 464.87 feet to the Northwest corner of a tract of land conveyed to Robert J. and Candice C. Adams by instrument recorded March 9, 1977, in Reel 73, Page 1410, of Marion County Records; thence South 21°20' East 235.48 feet to the Southwest corner of Adams property; thence South 68°40' West, 199.67 feet to the point of beginning.

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EXHIBIT 4
Legal Description of Buyer's Property

SAVE AND EXCEPT

A tract of land situated in the Northeast and Northwest 1/4 of Section 25, T.8S., R.3W., W.M., Marion County, Oregon, being more particularly described as follows:

Beginning at the most Southerly corner of that tract described by deed to Youth with a Mission, recorded December 14, 1990 in Book 821, Page 34, Marion County Records;

thence N 56°49'09" E, 111.87 feet to an iron rod on the Easterly line of that tract described by deed to Youth with a Mission, recorded November 8, 1989 in Book 729, Page 169, Marion County Records;

thence along said line, S 33°14'53" E, 124.77 feet to the Northwest corner of a tract of land conveyed to Robert J. and Candice C. Adams by instrument recorded March 9, 1977, in Book 73, Page 1410, of Marion County Records;

thence South 21°20' East 235.48 feet to the Southwest corner of Adams property;

thence South 68°40' West, 199.67 feet to an iron pipe on the West line of the Northeast quarter of said Section 25, which is North 00°04' East 702.44 feet from the Southwest corner of said Northeast 1/4 of said Section 25;

thence along said line North 00°04' East 240.83 feet to a point, said point also being the Northwest corner of a tract of land conveyed to E. G. Wall, et ux, by Deed recorded February 9, 1958, in Book 642, Page 748, Deed records for Marion County, Oregon;

thence North 33°10'51" West, a distance of 113.22 feet to the point of beginning.

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REEL: 4645

PAGE: 285

July 26, 2022, 02:21 pm.

CONTROL #: 713600

State of Oregon
County of Marion

I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

FEE: \$ 146.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

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