

7280

Name Rex Clemens Ranch, Inc.

By

Address Po Box 427
Philomath, OR 97370Change in PouDate filed 12/30/94

Date of hearing

Place of hearing

Date of order 5/18/98 Vol. 52, page 492Date for application of water 10-1-99

Proof mailed

Proof received

Certificate issued JUL 13 2012 Vol. 87524, page 87525CR 75634
RR 75635

7280

DESCRIPTION OF WATER RIGHT

Name of stream WellTrib. of Catlow Valley Basin County of HarneyUse Irrigation

Quantity of water No. of acres

Name of ditch

Date of priority Dec. 17, 1975In name of Rex Clemens Ranch, Inc.

T-6550 Adjudication, Vol. , page

App. No. G-7184 Per. No. G-6616 Cert. No. 67642

Certificate cancelled

Notation made on record by FRD

REMARKS

(Not in ID/Chris Palmer, CORE)
4/9/02 Roaring Springs Ranch Inc, HC72 Box 50, Frenchglen, OR 97736

FEES PAID

Date	Amount	Receipt No.
<u>12-30-94</u>	<u>202.00</u>	<u>120686</u>
<u>4/9/02</u>	<u>25.00</u>	<u>51908</u>
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

INDEX CARDS: Entered Checked

— Name	—	—
— Stream	—	—
— Pt. of Div.	—	—
— Calendar	—	—
CHECKED TO RECORDS:		
— Trp. & Rge.	—	—
— Div. of Div.	—	—
— Div. of Div.	—	—
— Div. of W/R	—	—
— Per. Folder	—	—
— Chainindex	—	—
— Cross Ref.	—	—
— Power Claim	—	—
— Abstracts	—	—

87
37

CHECK-OFF LIST

CONTENTS CODED	(/)
CONTENTS COPIES	(/)
CERTIFICATE MARKED	(/)
CERTIFICATE COPIED	(/)
DECREE MARKED (VAULT)	(/)
DECREE PAGE COPIED (MICRO-FISCHE)	(/)
TRANSFER FOLDER MARKED	(/)
PERMIT FOLDER MARKED & ATTACHED	(/)
NAME CARD MADE	(/)
STREAM CARD MADE	(/)
CALENDAR CARD MADE	(/)
ENTERED IN LOG	(/)
PLAT CARD MARKED	(/)
PLAT CARD COPIED	(/)
ACKNOWLEDGEMENT DRAFTED	(/)
ACKNOWLEDGEMENT & RECEIPT MAILED	(/)
ON DRAFTED	(/)
ON MAILED	(/)
W/M REPORT SENT/DATE-----	(1-16-45)
W/M REPORT REC'D/DATE-----	()
W REPORT SENT/DATE-----	()
W REPORT RECEIVED/DATE-----	()

T 7280

T 33 S, R 31 E, WM
T 34 S,

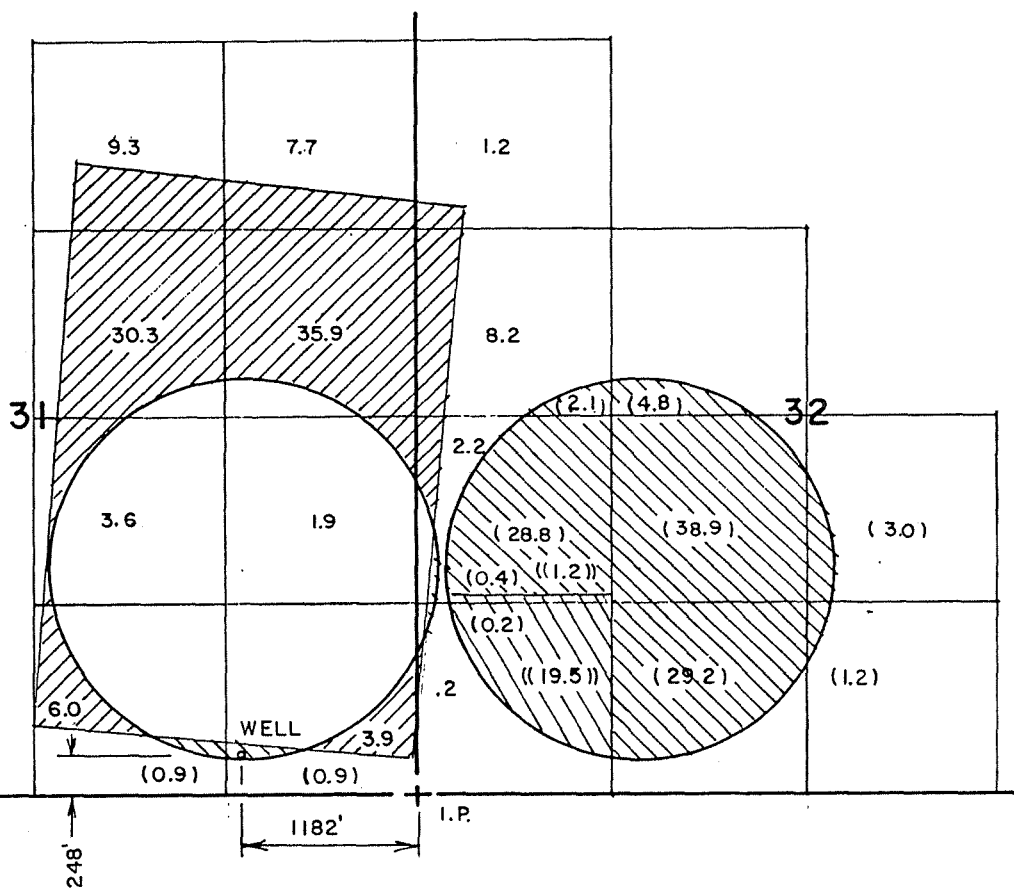
RECEIVED

DEC 30 1994

FOR RESOURCES D
20530

N

T 33 S
T 34 S



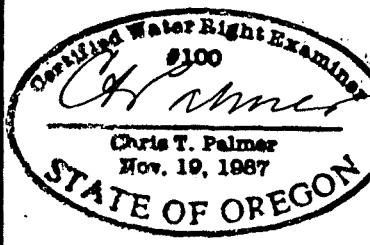
LEGEND

- /// TRANSFER FROM-PENDING T-6550 110.4 AC.
- \\ TRANSFER TO-PENDING T-6550 (110.4 AC.)
- /// TRANSFER FROM-CERT. NO. 67642 (((20.7 AC)))
- \\ TRANSFER TO-CERT. NO. 67642 ((20.7 AC))

LOT 1
(((20.7)))

7

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.

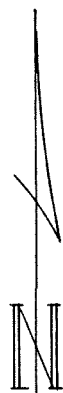
 Chris T. Palmer Nov. 10, 1987	REX CLEMENS RANCH, INC		
	<u>WATER RIGHT TRANSFER APPLICATION</u>		
	Scale: 4" = 1 mile	Date: Dec 1994	Job: 1312-94
	Drn: Chris	 M. A. PALMER & SONS, INC. ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720	Sht. No.
Ckd:	of 1		

T 33 S, R 31 E, WM
T 34 S,

RECEIVED

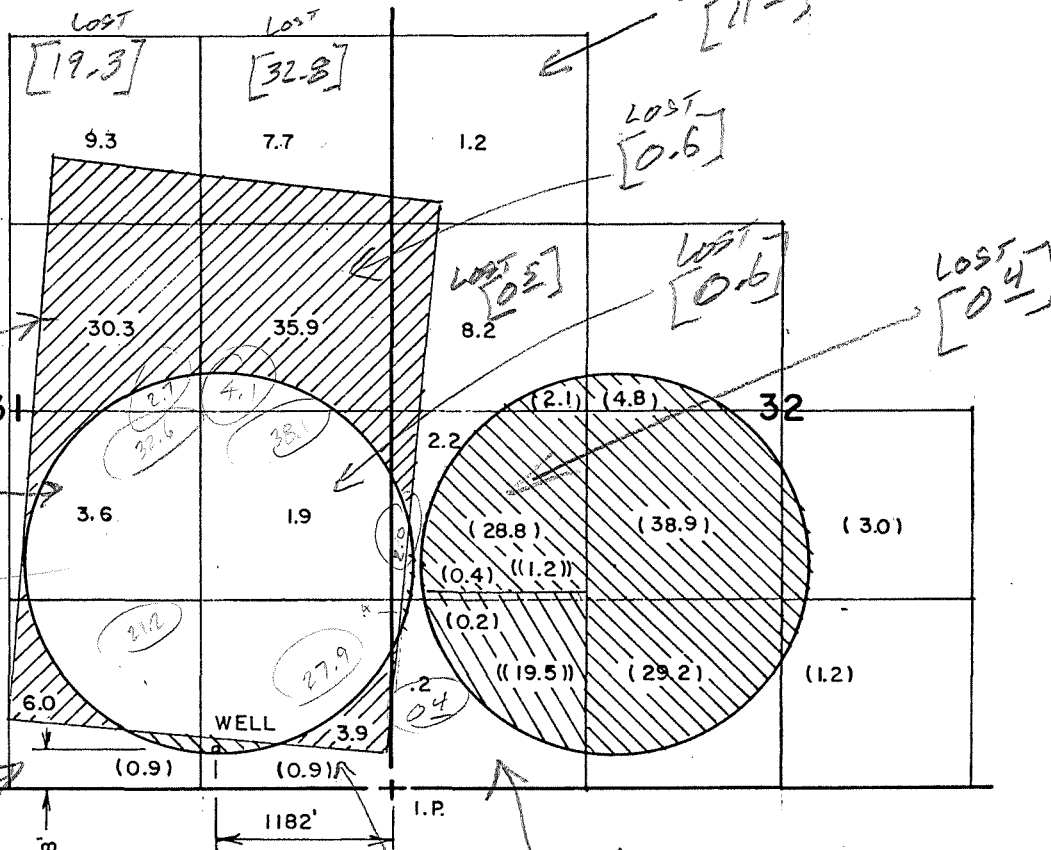
DEC 30 1994

WATER RESOURCES DIV
OREGON



T 33 S
T 34 S

GAINED
[0.5]
Total RR
129 ACRES
SP OR 1.46
Pg 380
1.612 cfs



31.8
7.9
27.9

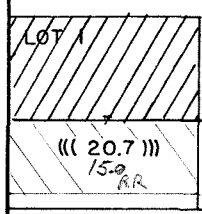
88.6 SPAD
86.2

T-6550

LEGEND

- /// TRANSFER FROM-PENDING T-6550 110.4 AC.
- \\ TRANSFER TO-PENDING T-6550 (110.4 AC.)
- /// TRANSFER FROM-CERT. NO. 67642 ((20.7 AC))
- \\ TRANSFER TO-CERT. NO. 67642 ((20.7 AC))

SEC 6
LOST
[1.3]



7

Total RR for
C-67642 = 40.3 ACRES
= 0.482 cfs

2.09 cfs

129
+ 40.3
169.3 ACRES

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OWNERSHIP.

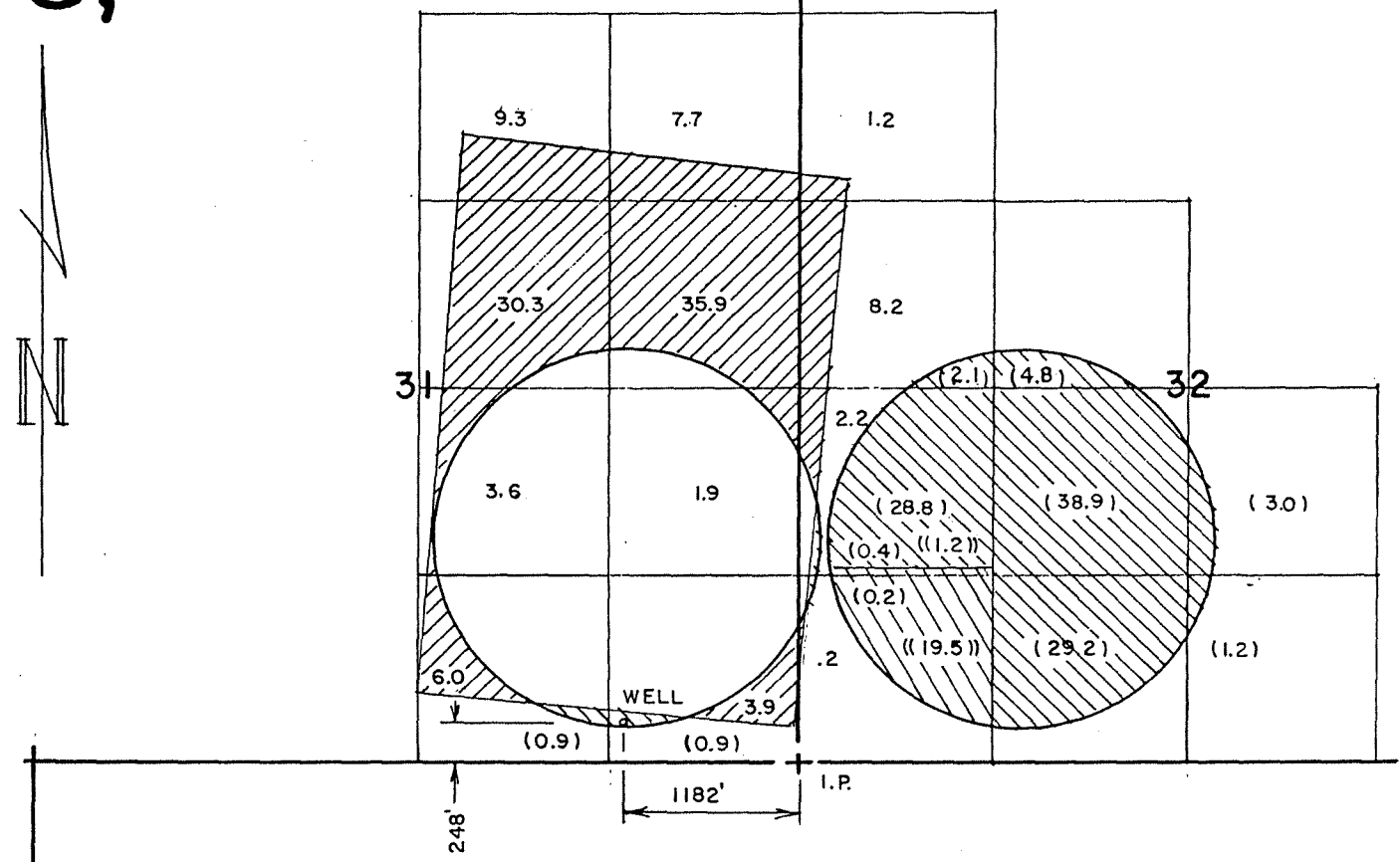
USED Pro-rated Q from final proof report for T-6550 + Pro-rated Q from C-67642

	REX CLEMENS RANCH, INC WATER RIGHT TRANSFER APPLICATION		
	Scale: 4" = 1 mile	Date: Dec 1994	Job: 1312-94
	Dsn:		Sht. No.
	Dnn: Chris		of 1
Ckd:			

T 7280

T 33 S, R 31 E, WM
T 34 S,

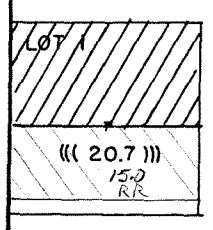
RECEIVED
DEC 30 1994
WATER RESOURCES DIV
OREGON



T 33 S
T 34 S

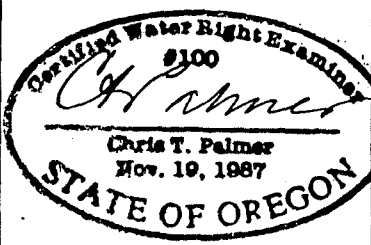
LEGEND

- /// TRANSFER FROM-PENDING T-6550 110.4 AC.
- \\ TRANSFER TO-PENDING T-6550 (110.4 AC.)
- /// TRANSFER FROM-CERT. NO. 67642 (((20.7 AC)))
- \\ TRANSFER TO-CERT. NO. 67642 ((20.7 AC))



7

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.

	REX CLEMENS RANCH, INC		
	<u>WATER RIGHT TRANSFER APPLICATION</u>		
	Scale: 4" = 1 mile	Date: Dec 1994	Job: 1312-94
	Dsn:	 M. A. PALMER & SONS, INC. ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720	Sht. No.
Drm: Chris	of 1		
Ckd:			

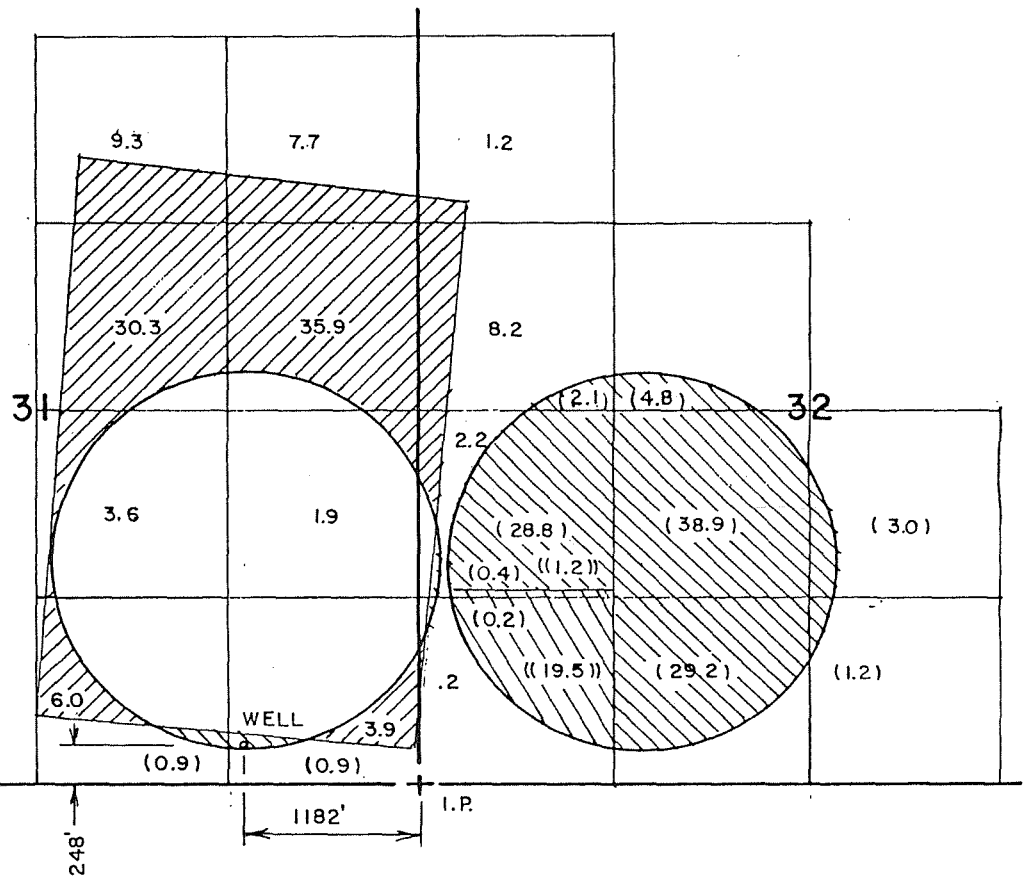
T7280

T 33 S, R 31 E, WM
T 34 S,

RECEIVED
DEC 30 1994
NAT RESOURCES D
20530

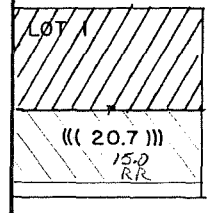


T 33 S
T 34 S



LEGEND

- /// TRANSFER FROM-PENDING T-6550 110.4 AC.
- \\ TRANSFER TO-PENDING T-6550 (110.4 AC.)
- /// TRANSFER FROM-CERT. NO. 67642 (((20.7 AC)))
- \\ TRANSFER TO-CERT. NO. 67642 ((20.7 AC))



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THE PURPOSE OF THIS MAP IS TO
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OWNERSHIP.

	REX CLEMENS RANCH, INC		
	<u>WATER RIGHT TRANSFER APPLICATION</u>		
	Scale: 4" = 1 mile	Date: Dec 1994	Job: 1312-94
	Dsn:		Sht. No.
Drn: Chris	of 1		
Ckd:			

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROARING SPRINGS RANCH INC.
31434 HWY 205
FRENCHGLEN OR 97736

confirms the right to use the waters of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN for IRRIGATION of 20.7 ACRES.

This right was perfected under Permit G-6616. The date of priority is DECEMBER 17, 1975. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.25 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	31	SE SE	248 FEET NORTH & 1182 FEET WEST FROM SE CORNER, SECTION 31

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	32	NW SW	1.2
33 S	31 E	WM	32	SW SW	19.5

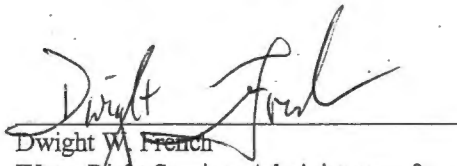
This certificate is issued to confirm a change in place of use approved by an order of the Water Resources Director entered May 18, 1998, at Special Order Volume 52, Page 492, approving Transfer Application 7280, and together with Certificate 75635, supersedes Certificate 67642, State record of Water Right Certificates.

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued JUL 13 2012


Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROARING SPRINGS RANCH INC.
31434 HWY 205
FRENCHGLEN OR 97736

confirms the right to use the waters of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN for IRRIGATION of 110.4 ACRES.

This right was perfected under Permit G-6616. The date of priority is DECEMBER 17, 1975. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.38 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	31	SE SE	248 FEET NORTH & 1182 FEET WEST FROM SE CORNER, SECTION 31

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	31	SW SE	0.9
33 S	31 E	WM	31	SE SE	0.9
33 S	31 E	WM	32	SW NW	2.1
33 S	31 E	WM	32	SE NW	4.8
33 S	31 E	WM	32	NE SW	38.9
33 S	31 E	WM	32	NW SW	29.2
33 S	31 E	WM	32	SW SW	0.2
33 S	31 E	WM	32	SE SW	29.2
33 S	31 E	WM	32	NW SE	3.0
33 S	31 E	WM	32	SW SE	1.2

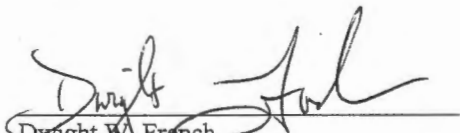
NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This certificate is issued to confirm a change in place of use approved by an order of the Water Resources Director entered May 18, 1998, at Special Order Volume 52, Page 492, approving Transfer Application 7280, and together with Certificate 75634, describes the right perfected under Special Order Volume 46, Page 379.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

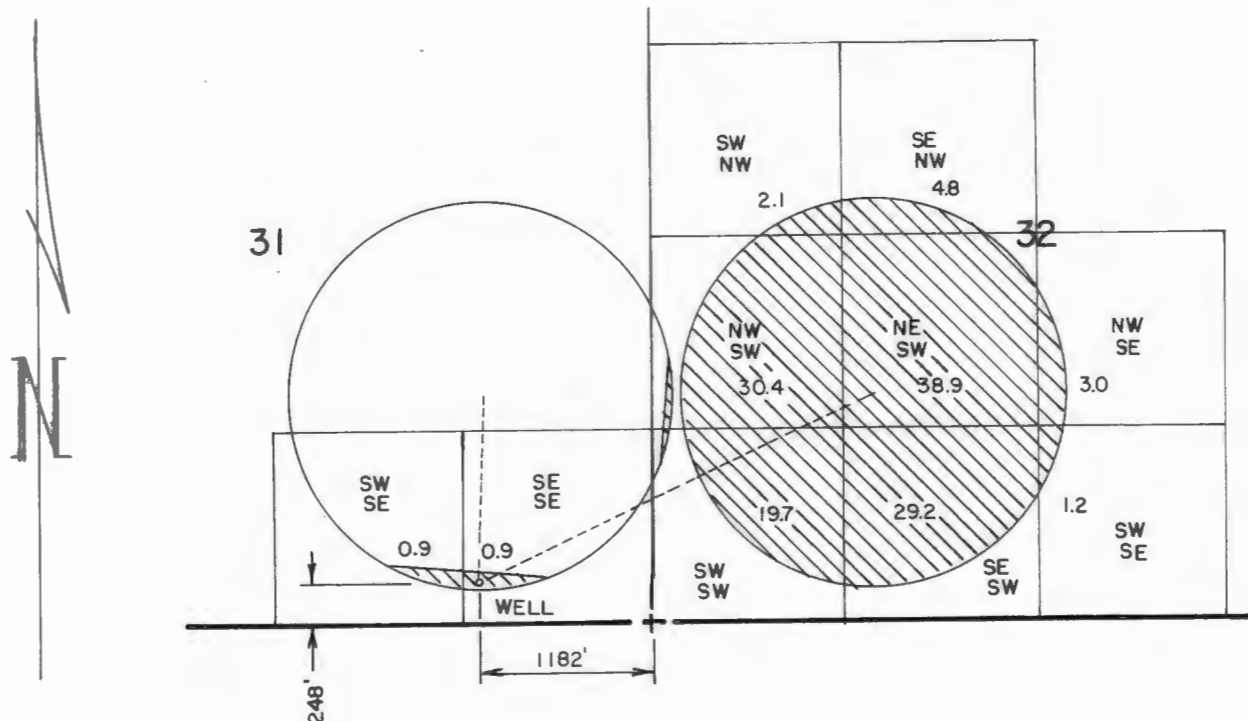
Issued JUL 13 2012


Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director

AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

T 33 S, R 31 E, WM



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TO THE LOCATION OF PROPERTY
OWNERSHIP.

FINAL PROOF SURVEY

UNDER
T-7280

IN THE NAME OF
REX CLEMEN RANCH, INC

Scale: 4 = 1 MILE

Date: JULY 1998

Job: 1312-98

Dsn:

MAP's

M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

Drn: CHRIS

Ckd:

of 1

Certified Water Right Examiner
#100
Chris T. Palmer
Chris T. Palmer
Nov. 19, 1987
STATE OF OREGON
RENEW 1-1-1999



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: July 13, 2012

NOTICE OF CERTIFICATE ISSUANCE

Attached are certificates that confirm the water rights established under the terms of a transfer order issued by this Department.

These certificates are orders in other than a contested case. These orders are subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of these orders. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If you have any questions please contact Gerry Clark at 503-986-0811.

Mailing List for Transfer Certificate

Application: T-7280

Certificate: 87524 & 87525

Certificate/Transfer Holder: (include copy of map)

ROARING SPRINGS RANCH INC.
31434 HWY 205
FRENCHGLEN OR 97736

Copies Mailed

By: *Connie Dana*
(SUPPORT STAFF)

on: *7/13/2012*
(DATE)

Copies of final Certificate to be sent to:

1. Watermaster #10, Tony Rutherford (Include map) ✓
2. Data Center ✓
3. Water Availability ✓
4. Vault ✓
5. File ✓

Other Persons to receive copies (proposed and/or final certificate: (Include map)

1. Chris T. Palmer, CWRE #100 —

Record Marking(s):

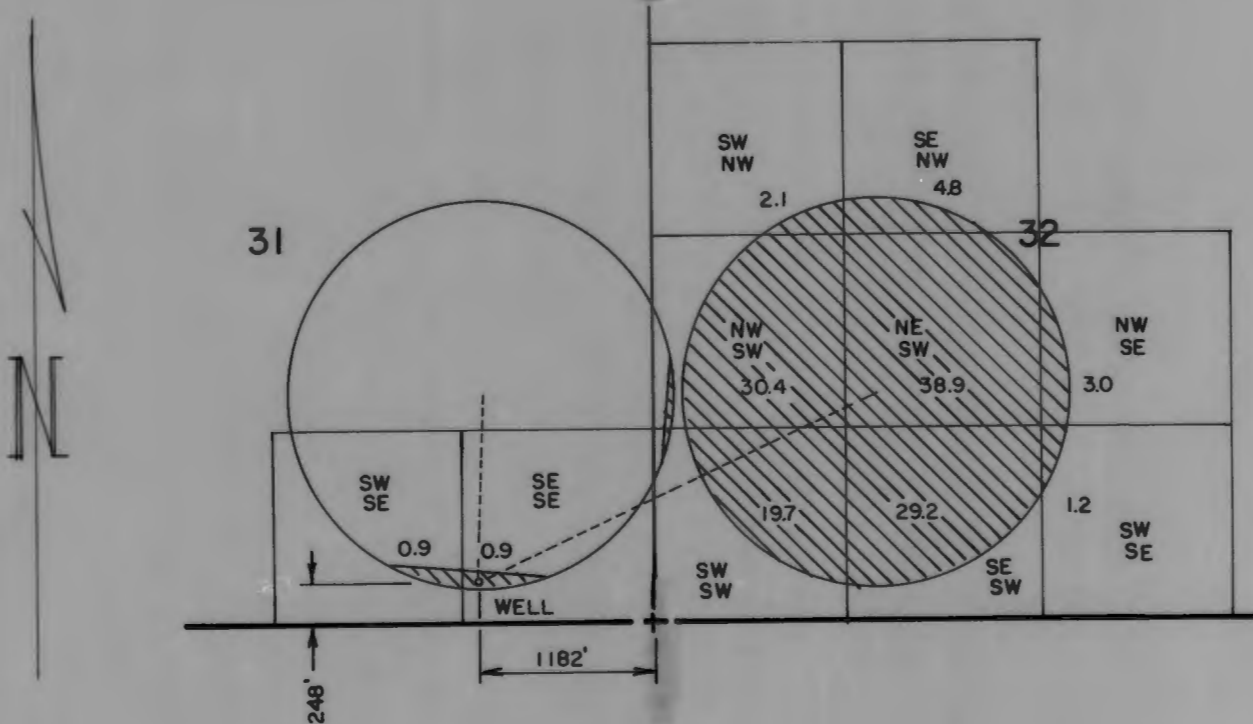
1. Original Application#G-7184 ✓
2. Old Certificate# 67642 ✓

RECEIVED

AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

T 33 S, R 31 E, WM



THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.

FINAL PROOF SURVEY

UNDER
T-7280

IN THE NAME OF
REX CLEMEN RANCH, INC

Scale: 4 = 1 MILE

Date: JULY 1998

Job: 1312-98

Dsn:

Drm: CHRIS

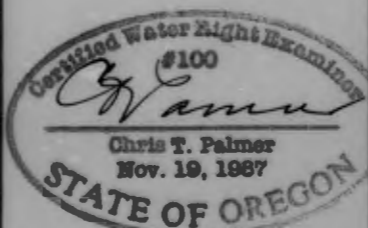
Ckd:

MAP's

M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

of 1



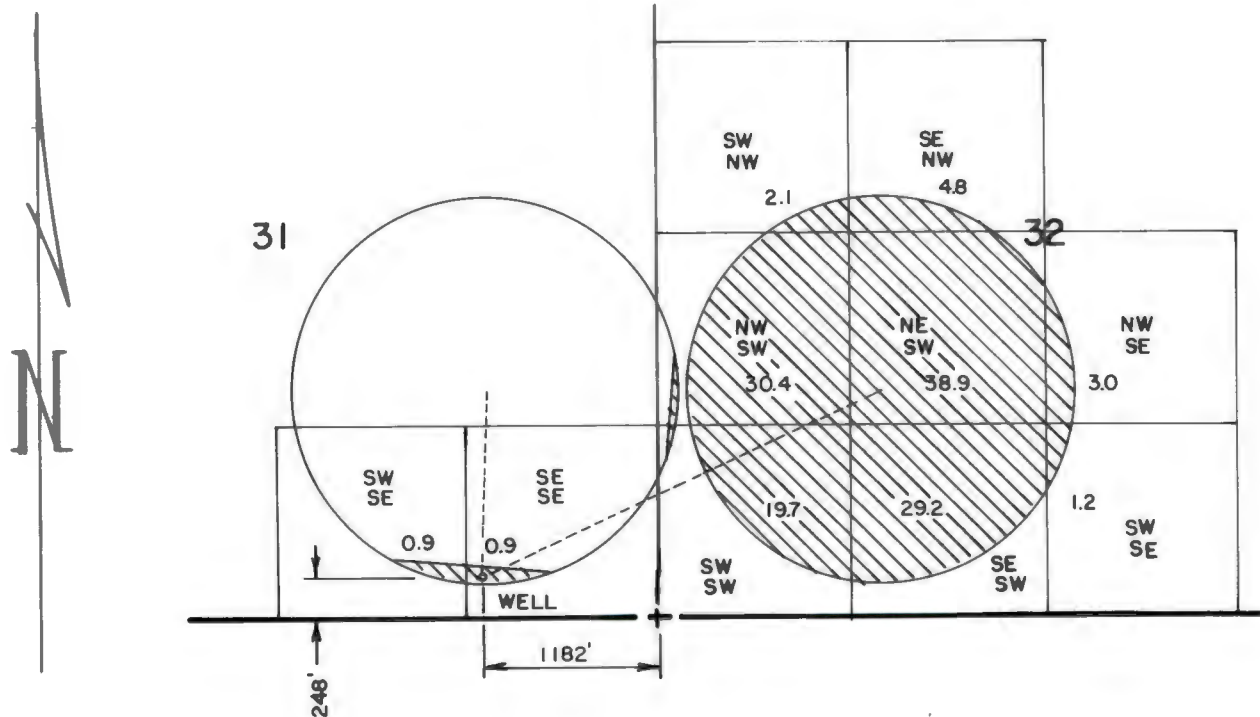
RENEW 1-1-1999

RECEIVED

AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

T 33 S, R 31 E, WM



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OWNERSHIP.

FINAL PROOF SURVEY

UNDER
T-7280

IN THE NAME OF
REX CLEMEN RANCH, INC

Scale: 4 = 1 MILE

Date: JULY 1998

Job: 1312-98

Dsn:

M.A.P's

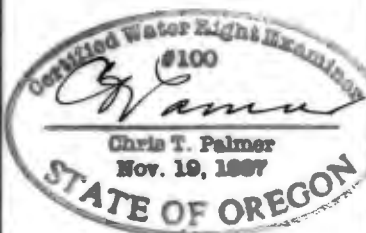
M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

Drm: CHRIS

Ckd:

of 1





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

May 20, 1998

REX CLEMENS RANCH INC
PO BOX 427
PHILOMATH OR 97370

REFERENCE: File T-7280 & T-6550

Enclosed is a copy of the order approving your water right transfer applications T-7280 and T-6550.

A time to complete the transfer is given in the order. A form for reporting completion is enclosed for your convenience.

YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change within the time allowed.

You have the requirement to hire a Certified Water Right Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this department within one year of the completion date authorized in the transfer. A list of CWRE's will be sent to you when we receive your notice that the project is complete and beneficial use of the water has been made.

Sincerely,

LARRY H. NUNN
Water Rights Specialist

LHN:jh

Enclosures

cc: Mitch Lewis, Watermaster
Chris Palmer, CWRE

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7280 submitted by

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

The first right to be modified, as evidenced by a PORTION of an Order of the Water Resources Director entered August 3, 1992 at Special Order Volume 46, Page 379, approving transfer 6550, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 110.4 ACRES. The right is limited to 1.38 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	7.7	ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.2	ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	9.3	ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	8.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	30.3	ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	35.9	ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.2	ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.9	ACRES			
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.6	ACRES			
SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.0	ACRES			
SE $\frac{1}{4}$ SE $\frac{1}{4}$	3.9	ACRES			

SECTION 31

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

The second right to be modified, as evidenced by a PORTION of Certificate 67642, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 20.7 ACRES. The right is limited to 0.25 cubic foot per second, if available at the original well; SE¼ SE¼, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is as follows:

LOT 1 (NW¼ NW¼) 20.7 ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

The applicant proposes to change the places of use to:

For the first right being modified:

SW¼ SE¼ 0.9 ACRE
SE¼ SE¼ 0.9 ACRE
SECTION 31
SW¼ NW¼ 2.1 ACRES
SE¼ NW¼ 4.8 ACRES
NE¼ SW¼ 38.9 ACRES
NW¼ SW¼ 29.2 ACRES
SW¼ SW¼ 0.2 ACRES
SE¼ SW¼ 29.2 ACRES
NW¼ SE¼ 3.0 ACRES
SW¼ SE¼ 1.2 ACRES

SECTION 32
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

For the second right being modified:

NW¼ SW¼ 1.2 ACRES
SW¼ SW¼ 19.5 ACRES

SECTION 32
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

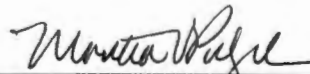
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

1. The proposed change shall be completed on or before October 1, 1999.
2. The former place of use shall no longer be irrigated as part of this water right.

Certificate 67642 is canceled. New certificates will be issued to confirm those portions of these rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed 5/18/98.



Martha O. Pagel, Director

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

confirms the right to use the waters of CLEMENS WELL 2 in the CATLOW VALLEY BASIN for IRRIGATION OF 129.0 ACRES.

This right was perfected under Permit G-6616. The date of priority is DECEMBER 17, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.61 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE~~X~~SE~~X~~, SECTION 31, T 33 S, R 31 E, WM; 248 FEET NORTH AND 1182 FEET WEST FROM THE SW CORNER SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW X NE X	2.7	ACRES
SE X NE X	4.1	ACRES
NE X SE X	38.1	ACRES
NW X SE X	32.6	ACRES
SW X SE X	21.2	ACRES
SE X SE X	27.9	ACRES
SECTION 31		

NW X SW X	2.0	ACRES
SW X SW X	0.4	ACRE
SECTION 32		

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

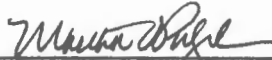
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

This certificate confirms the portion of the change in place of use approved by an order of the Water Resources Director entered at Special Order Volume 46, Page 379, approving Transfer Application 6550, NOT modified by the provisions of an order of the Water Resources Director entered MAY 18 1996, approving Transfer Application 7280, and together with Certificate 67642 supersedes Certificate 50681, State Record of Water Right Certificates..

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,
affixed 5/18/98.



Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75634.

T-7280.SLH

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

confirms the right to use the waters of CLEMENS WELL 2 in the CATLOW VALLEY BASIN for IRRIGATION OF 40.3 ACRES.

This right was perfected under Permit G-6616. The date of priority is DECEMBER 17, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.48 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE~~X~~ SE~~X~~, SECTION 31, T 33 S, R 31 E, WM; 248 FEET NORTH AND 1182 FEET WEST FROM THE SW CORNER SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed THREE acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

LOT 1 (NE~~X~~ NE~~X~~) 0.7 ACRE
SECTION 1
TOWNSHIP 34 SOUTH, RANGE 30 EAST, W.M.

NE~~X~~ NW~~X~~ 24.6 ACRES
LOT 1 (NW~~X~~ NW~~X~~) 15.0 ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

This certificate describes that portion of the water right confirmed by Certificate 67642, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 18 1998, approving Transfer Application 7280.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,
affixed 5/18/98.



Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75635.

T-7280.SLH

31434 HWY 205

French / en OR

97736

986 - 0860	LINDA	TIPPETT	IS
986 - 0826	LISA	GRAHAM	ASD/ADJ
986 - 0880	LISA	JARAMILLO	FS
986 - 0832	LLOYD	VAN GORDON	HYDRO
986 - 0800	LORRAINE	RAMSEY	ASD
986 - 0932	MAIL	ROOM	ASD
986 - 0841	MARC	NORTON	GW
986 - 0922	MARLYN	LEWIS	ASD
986 - 0833	MARY	GRAINEY	WR
986 - 0865	MARY	ROHLING	IS
986 - 0863	MEREDITH	CARINE	GIS
986 - 0853	MICHELE	MCALEER	WR
986 - 0809	MEGHAN	SCOTT	WR

Completion Checklist for Claims of Beneficial Use

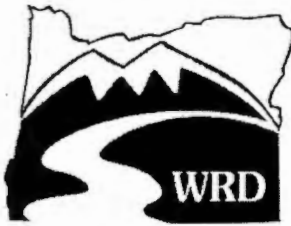
Application # _____

Permit # _____

Transfer # 7280

Date 4-5-2012

Reviewer jug



PRS-2004

Map Review:

- ☒ Permanent quality map (mylar or linen)
- ☒ CWRE stamp and signature
- ☒ Disclaimer
- ☒ Application & permit #; or transfer #
- ☒ North arrow
- ☒ Township, range and section
- ☒ Appropriate scale (1" = 1320', 1" = 400', or scale of assessor's map)
- ☒ Source
- ☒ Point(s) of diversion
- ☒ Point(s) of diversion (coordinates)
- ☒ Conveyances (pump, pipelines, ditches, etc.)
- ☒ Place of use (1/4 1/4, DLC, or Gov Lot; if irrigation, # of acres in each subdivision)

Report Review:

- ☒ Application & permit #; or transfer #
- ☒ CWRE stamp and signature
- ☒ Permittee's signature
- ☒ Time limits
- ☒ Date of survey
- ☒ Type of use
- ☒ Extent of use
- ☒ Source(s) of water
- ☒ Rate and Duty
- ☒ Diversion rate for each use
- ☒ Description of conveyances system (from POD to POU)
- ☒ Diversion works description (pump make, serial model, capacity, and description)
- ☒ System capacity
- ☒ Calculated capacity of system
- OR
- ☒ *NA* Measured amount of use
- ☒ Permit conditions
- ☒ Fish screening
- ☒ Meter/measuring device
- ☒ Water use reporting
- ☒ Other conditions

Certificate Issuance Processing Checklist

- ☐ Map and COBU reviewed
- ☐ Conflict check (include copy of plat card printout)
- ☐ Check current ownership

Can certificate be processed further?

- ☐ Yes
- ☐ No

If "No" why? _____

If "Yes":

☐ Proposed
☐ Final Certificate # _____

Mailing list:

Proposed:

Final:

Water Rights Platcard Report

Meridian: Willamette Township: 33 South Range: 31 East Section: 32 Records per Page: 100 Search Platcards Maps! Learn about * View Map

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40): Q(160):	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ
Select Inchoate: T 7280 CF (REG) *		12/17/1975	IRRIGATION											(2.1)	(4.8)	(38.9)	(29.2)	(0.2)	(29.2)		(3)	(1.2)		
Additional Info: ROARING SPRINGS RANCH INC. App: G7184 Permit: G6616																								
Select Inchoate: T 7280 CF (REG) *		12/17/1975	IRRIGATION														(1.2)	(19.5)						
Additional Info: ROARING SPRINGS RANCH INC. App: G7184 Permit: G6616																								
Select Cert:75634 RR *		12/17/1975	IRRIGATION														2	0.4						
Additional Info: ROARING SPRINGS RANCH INC. App: G7184 Permit: G6616 Cert: 75634																								
Select Cert:69556 OR *		1/1/1993	LIVESTOCK																				*	
Additional Info: REX CLEMENS RANCH INC. App: R75421 Cert: 69556																								
Select Cert:69556 OR *		1/1/1993	WILDLIFE																				*	
Additional Info: REX CLEMENS RANCH INC. App: R75421 Cert: 69556																								

Acreege Legend: 12.25 Regular acreage 12.25 Acreege is on a canceled right (12.25) Acreege is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreege has been suspended * Acreege is not specified

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OREGON 97370

confirms the right to use the waters of CLEMENS WELL 2 in the CATLOW VALLEY BASIN for IRRIGATION OF ~~61.0~~^{40.3} ACRES.

This right was perfected under Permit G-6616. ⁴⁸The date of priority is DECEMBER 17, 1975. This right is limited to ~~0.73~~^{0.73} CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 31, T 33 S, R 31 E, W.M.; 270 FEET NORTH AND 4050 FEET EAST FROM THE SW CORNER, SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) 0.7 ACRE
SECTION 1
TOWNSHIP 34 SOUTH, RANGE 30 EAST, W.M.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.6 ACRES
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) ~~35.7~~^{15.0} ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 50681, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered August 3, 1992, approving Transfer Application 6550.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed AUGUST 3, 1992.

/s/ MARTHA O. PAGEL

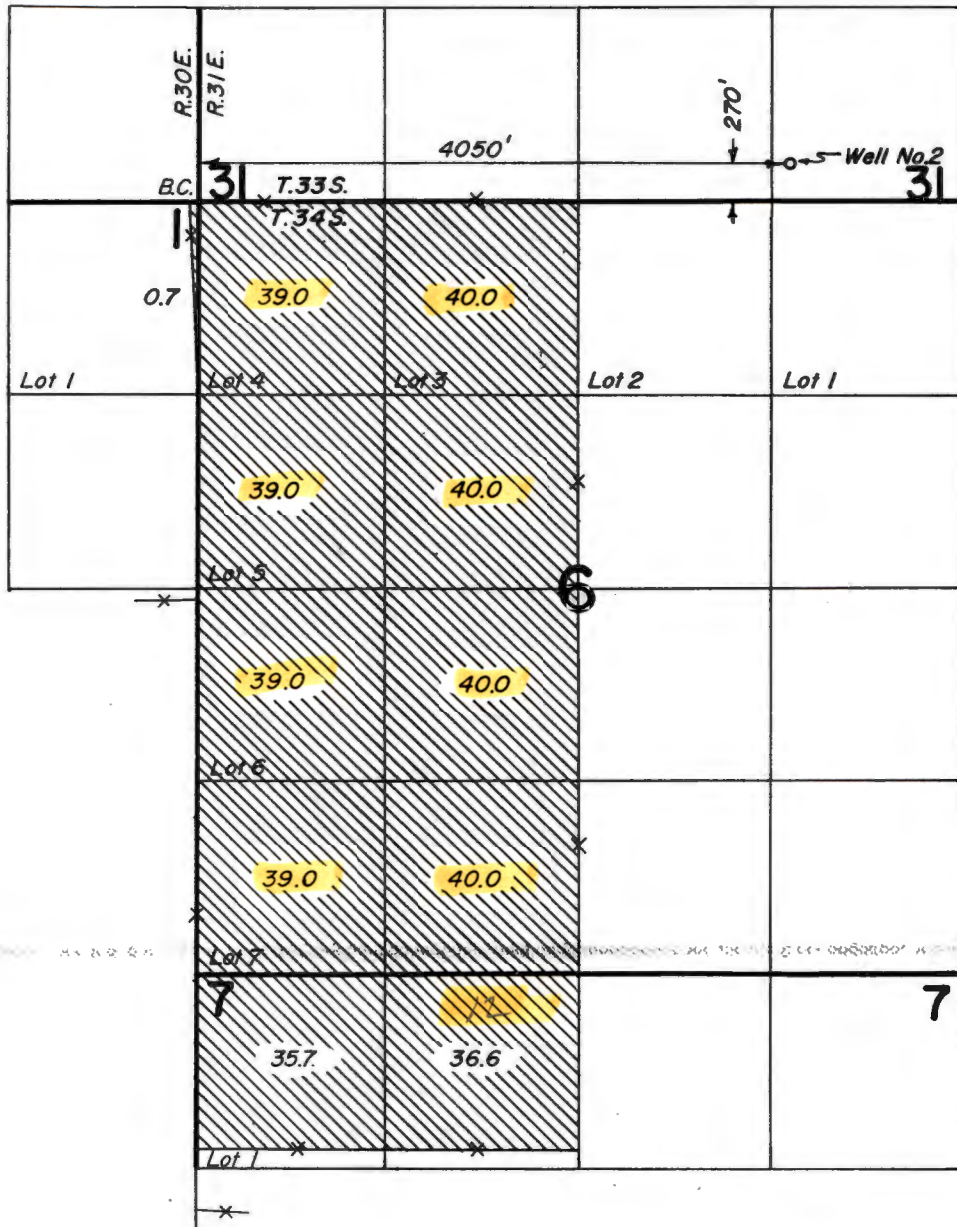
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67642.

T-6550.LHN

47280

T.33&34S.,R.31E., W.M.



out 318
BY T-6550

FINAL PROOF SURVEY UNDER

Application No. G-7184 Permit No. G-6616
IN NAME OF
REX CLEMENS

Surveyed AUG. 25, 1978, by R.G. MUCKEN

RECEIVED

AUG 05 1998

**WATER RESOURCES DEPT.
SALEM, OREGON**

NOTE: CWARE did not
stamp/sign site report
but he did stamp/sign
the map.

SITE REPORT

for

CLAIM OF BENEFICIAL USE

UNDER:
Transfer No. T-7280

IN THE NAME OF:
Rex Clemens Ranch, Inc

I. GENERAL INFORMATION

On July 22, 1998 I conducted a site survey of the irrigated alfalfa located in Section 31 & 32, T 33 S R 31 E, WM, Harney County, Oregon.

II. SURVEY METHODS

The field survey was done with the use of a "NIKON" DTM-A10LG total station with related field equipment. The control point was the SE corner of Section 31.

III. SOURCE OF WATER

Well - 16" diameter steel casing with a concrete seal.
Pumping level is 110 feet from the ground surface. The well has no inline meter but the electrical power usage can be monitored to determine volume of water used.

IV. DISTRIBUTION SYSTEM

PUMP: "PEERLESS", Vertical line shaft turbine set at 240 feet. The pump has been modified with the giving the shaft & bowl horsepower of 108.

MOTOR: "GENERAL ELEC.", 200 hp 1760 RPM.

PIVOT: Two "VALLEY" with 146 sprinkler heads varying in size from 0.62 gpm to 11.95 gpm on each pivot.

PIPING: 10" PVC - 4300 feet from the well to the pivots.

RECEIVED

AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

SITE REPORT

for

CLAIM OF BENEFICIAL USE

UNDER:
Transfer No. T-7280

IN THE NAME OF:
Rex Clemens Ranch, Inc

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MOTOR: "GENERAL ELEC.", 200 hp 1760 RPM.

PIVOT: Two "VALLEY" with 146 sprinkler heads varying in size from 0.62 gpm to 11.95 gpm on each pivot.

PIPING: 10" PVC - 4300 feet from the well to the pivots.

AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGONFINAL PROOF CALCULATIONS

pumping level.....110 feet
 column loss......8 feet
 main line.....15 feet
 average elevation loss......8 feet
 pivot losses......30 feet
 operating pressure @ 15 psi.....35 feet

Total operating losses.....206 feet

Theoretical capacity:

$Q = (\text{HP} \times \text{Eff} \times 3960) / H$
 $= (108 \times .80 \times 3960) / 206$
 $= 1661 \text{ gpm} = \underline{3.70 \text{ cfs}}$ for both pivots covering 260.1
 acres giving a rate of 0.0142 cfs/acre. 131.1 acres @
 0.0142 cfs/ac = 1.86 cfs

Duty of Water:

1/80 cfs per acre.
 131.1 acres beneficially irrigated.
 $131.1 / 80 = \underline{1.63 \text{ cfs}}$

V. CERTIFICATION

I, Chris T. Palmer, Certified Water Rights Examiner, registered in accordance with the laws of the State of Oregon, do hereby certify that the final proof site survey and inspection of the use was found to be completed under the terms and conditions of Transfer No. T-7280 and was completed by me on July 22, 1998 and that the facts contained in the report and accompanying final proof map are correct to the best of my knowledge.

Chris Palmer, CWRE # 100

Rex Clemens Ranch, Inc. agrees to the above findings and does hereby submit this Site Report and Claim of Beneficial Use of the water as provided under the terms and conditions of Transfer No. T-7280.

by: Kelly D. Howard
 Rex Clemens Ranch, Inc



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

September 23, 2002

Application File Number(s): G13945 and T7280, Permit Number G12697

Application file in name of:

REX CLEMENS RANCH INC
PO BOX 427
PHILOMATH OR 97370

Agent representing either the Applicant or the Assignee:

AMERITITLE - ESCROW TRUST
ESCROW BU0015773A
111 WEST WASHINGTON
BURNS OR 97720-1537

Full Assignment to:

ROARING SPRINGS RANCH INC
HC72, BOX 50
FRENCHGLEN OR 97736

Original Request for Assignment returned to originator who paid fee AMERITITLE,
with original receipt #51908

cc: Watermaster District #10, MITCH LEWIS
WRD Data Center
Files #G13945 and T7280

S:\exchange\devito-jan\G13945 and T7280 assign.wpd



REQUEST FOR ASSIGNMENT

RECEIVED

APR 09 2002

WATER RESOURCES DEPT.
SALEM, OREGON

I, Rex Clemens Ranch Inc.
(Name of Applicant / Permit Holder)

P.O. Box 427 Philomath, Oregon 97370 (541) 929-3285
(mailing address) (City) (State) (Zip) (Phone #)

CHECK ONE

- ☒ ...hereby assign all my interest in and to application/permit;
- ☐ ...hereby assign all my interest in and to a portion of application/permit;
(You must include a map showing the portion of the application/permit to be assigned.)
- ☐ ...hereby assign a portion of my interest in and to the entire application/permit;

Application # G-13945, Permit # G-12697;
-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

Roaring Springs Ranch Inc.
(Name of New Owner)

HC72, Box 50 Frenchglen, Oregon 97736 (541) 495-2263
(mailing address) (City) (State) (Zip) (Phone #)

NOTE: If there are other owners of the property described in this Application, Permit or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 22ND day of MARCH, 2002.

Applicant/Permit holder Rex Clemens Ranch, Inc.

Applicant/Permit holder by David R. Louth, PRES.

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 51908
- For Director by Jerry Sauter, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- ◆ \$25 for the first page, and
- ◆ \$5 for each additional page.
(as required by ORS 536.050(1)(d))

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97301-4172

OK ASSIGN
4/10/2002
J.H.S.

REQUEST FOR ASSIGNMENT

RECEIVED

APR 09 2002

WATER RESOURCES DEPT.
SALEM, OREGON

I, Rex Clemens Ranch, Inc.
(Name of Applicant / Permit Holder)

P.O. Box 427 Philomath, Oregon 97370 (541) 929-3285
(mailing address) (City) (State) (Zip) (Phone #)

CHECK ONE

- ☒ ...hereby assign all my interest in and to application/permit;
- ☐ ...hereby assign all my interest in and to a portion of application/permit;
(You must include a map showing the portion of the application/permit to be assigned.)
- ☐ ...hereby assign a portion of my interest in and to the entire application/permit;

Transfer Order
Application # T-7280, Permit # G-6616;
-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

Roaring Springs Ranch Inc.
(Name of New Owner)

HC72, Box 50 Frenchglen, Oregon 97736 (541) 495-2263
(mailing address) (City) (State) (Zip) (Phone #)

NOTE: If there are other owners of the property described in this Application, Permit or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 22ND day of MARCH, 2002.

Applicant/Permit holder Rex Clemens Ranch, Inc.

Applicant/Permit holder by David R. Louth, PRES.

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 51908
- For Director by Jerry Santer, Program Analyst in Water Rights Division Jerry Santer

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- ◆ \$25 for the first page, and
- ◆ \$5 for each additional page.
(as required by ORS 536.050(1)(d))

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97301-4172



WATER RIGHT OWNERSHIP UPDATE FORM

STATE OF OREGON
WATER RESOURCES DEPT
158 12TH STREET N.E.
SALEM OREGON 97301-4172

RECEIVED

APR 09 2002

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public [ORS 537.110]. In almost every instance, a permit ("water right") from the **Water Resources Department** is needed before using, diverting; or storing water [ORS 537-130]. However, most domestic wells do not require water rights. A water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has water right to: 1) provide evidence of the water right to the buyer and 2) notify the Water Resources Department of the water right involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

Water that has been used for along time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the **Water Resources Department at 503-378-8455**.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

Property Seller Information:

Applicant: Rex Clemens Ranch Inc.
First Last
Mailing address: P.O. Box 427
City Philomath State Oregon Zip 97370
Phone: (541) 929-3285
Home Work Other

Property Buyer Information:

Applicant: Roaring Springs Ranch Inc.
First Last
Mailing address: HC72, Box 50
City Frenchglen State Oregon Zip 97736
Phone: (541) 495-2263
Home Work Other

Property Description (attach additional pages if necessary):

County: _____ Township: _____ Range: _____ Section: _____

Tax lot number(s): See Attachment #1

Metes & bounds description (or attach a copy of your property deed & tax lot map with the parcels highlighted):

See Attachment #2

Water Right Information (attach copy of water right permit or certificate & final proof map if available):

Application #: _____ Permit #: _____ Certificate #: See Att. #3

Will all the lands associated with this water right be owned by the buyer? Yes _____ No _____

Name of individual completing this form: Rex Clemens Ranch Inc Signature: by David R. Louthe

ATTACHMENT #1

RECEIVED

APR 09 2002

WATER RESOURCES DEPT.
SALEM, OREGON

Land in Harney County, Oregon, as follows:

A parcel of land located in Sec. 36, Twp. 28 S., R. 32 E., W.M., Secs. 20, 29, 30, 31, 32 and 33, Twp. 28 S., R. 33 E., W.M., Secs. 1, 11 and 12, Twp. 29 S., R. 32 E., W.M., and Secs. 3, 4, 5, 6, 7, 8, 9 and 10, Twp. 29 S., R. 33 E., W.M., more particularly described as follows:

Parcel No. 3 of Partition Plat No. 97-05-075, recorded May 30, 1997, Instrument No. 971132, Harney County, Plat Records.

In Twp. 29 S., R. 32 E., W.M.:

- Sec. 10: SE $\frac{1}{4}$.
- Sec. 11: SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$.
- Sec. 13: All.
- Sec. 14: All.
- Sec. 15: E $\frac{1}{2}$ E $\frac{1}{2}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$.
- Sec. 23: N $\frac{1}{2}$ N $\frac{1}{2}$,
- Sec. 24: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
- Sec. 25: S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$.
- Sec. 26: S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.

In Twp. 29 S., R. 33 E., W.M.:

- Sec. 2: S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
- Sec. 3: SE $\frac{1}{4}$.
- Sec. 10: N $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.
- Sec. 11: W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$.
- Sec. 13: SW $\frac{1}{4}$ SW $\frac{1}{4}$.
- Sec. 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$.
- Sec. 15: All.
- Sec. 16: All.
- Sec. 17: All.
- Sec. 18: Lots 1, 2, 3 and 4, E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$.
- Sec. 19: Lots 1, 2, and 3, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$.
- Sec. 20: All.
- Sec. 21: All.
- Sec. 22: All.
- Sec. 23: N $\frac{1}{2}$, SW $\frac{1}{4}$.
- Sec. 24: NW $\frac{1}{4}$ NW $\frac{1}{4}$.
- Sec. 27: NW $\frac{1}{4}$.
- Sec. 28: N $\frac{1}{2}$ N $\frac{1}{2}$.
- Sec. 29: N $\frac{1}{2}$ NE $\frac{1}{4}$.
- Sec. 32: S $\frac{1}{2}$ SE $\frac{1}{4}$.
- Sec. 33: SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$.
- Sec. 34: W $\frac{1}{2}$ SW $\frac{1}{4}$.

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WATER RESOURCES DEPT.
SALEM, OREGON

Sec. 36: S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$.

In Twp. 29 S., R. 34 E., W.M.:

Sec. 34: SE $\frac{1}{4}$ SW $\frac{1}{4}$.

In Twp. 30 S., R. 33 E., W.M.:

Sec. 3: Lot 4, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Sec. 4: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$.

Sec. 5: Lots 1 and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$.

Sec. 9: NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$.

Sec. 10: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 13: S $\frac{1}{2}$.

Sec. 14: W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 15: N $\frac{1}{2}$ NE $\frac{1}{4}$.

Sec. 23: NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 24: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Sec. 25: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$.

In Twp. 30 S., R. 34 E., W.M.:

Sec. 7: Lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$.

Sec. 14: SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 15: S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.

Sec. 17: S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$.

Sec. 18: Lots 1, 2, 3 and 4, E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$.

Sec. 19: N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Sec. 20: NW $\frac{1}{4}$, E $\frac{1}{2}$.

Sec. 22: E $\frac{1}{2}$.

Sec. 23: All.

Sec. 24: NW $\frac{1}{4}$, S $\frac{1}{2}$.

Sec. 25: All.

Sec. 26: All.

Sec. 27: NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 30: Lots 3 and 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 31: Lots 1, 2 and 3, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 32: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Sec. 34: E $\frac{1}{2}$ NE $\frac{1}{4}$.

Sec. 35: N $\frac{1}{2}$.

Sec. 36: All.

In Twp. 30 $\frac{1}{2}$ S., R. 34 E., W.M.:

Sec. 27: Lots 3 and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 28: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 29: Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$.

Sec. 33: NE $\frac{1}{4}$ NE $\frac{1}{4}$.

Sec. 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$.

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In Twp. 33 S., R. 31 E., W.M.:

Sec. 20: All.
Sec. 28: All.
Sec. 29: All.
Sec. 31: E $\frac{1}{2}$.
Sec. 32: All.
Sec. 33: All.
Sec. 34: All.
Sec. 35: SW $\frac{1}{4}$.

In Twp. 34 S., R. 30 E., W.M.:

Sec. 1: Lots 1, 2 and 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$.

In Twp. 34 S., R. 31 E., W.M.:

Sec. 2: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$.
Sec. 3: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$.
Sec. 4: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$, EXCEPTING THEREFROM the following parcel conveyed to School District No. 51:
Beginning at the Northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 4;
thence South 208 feet;
thence West 208 feet;
thence North 208 feet;
thence East 208 feet to the point of beginning.
Sec. 5: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$.
Sec. 6: Lots 1, 2, 3, 4, 5, 6 and 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$.
Sec. 7: Lots 1, 2, 3 and 4, E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$.
Sec. 8: All.
Sec. 9: All.
Sec. 10: All.

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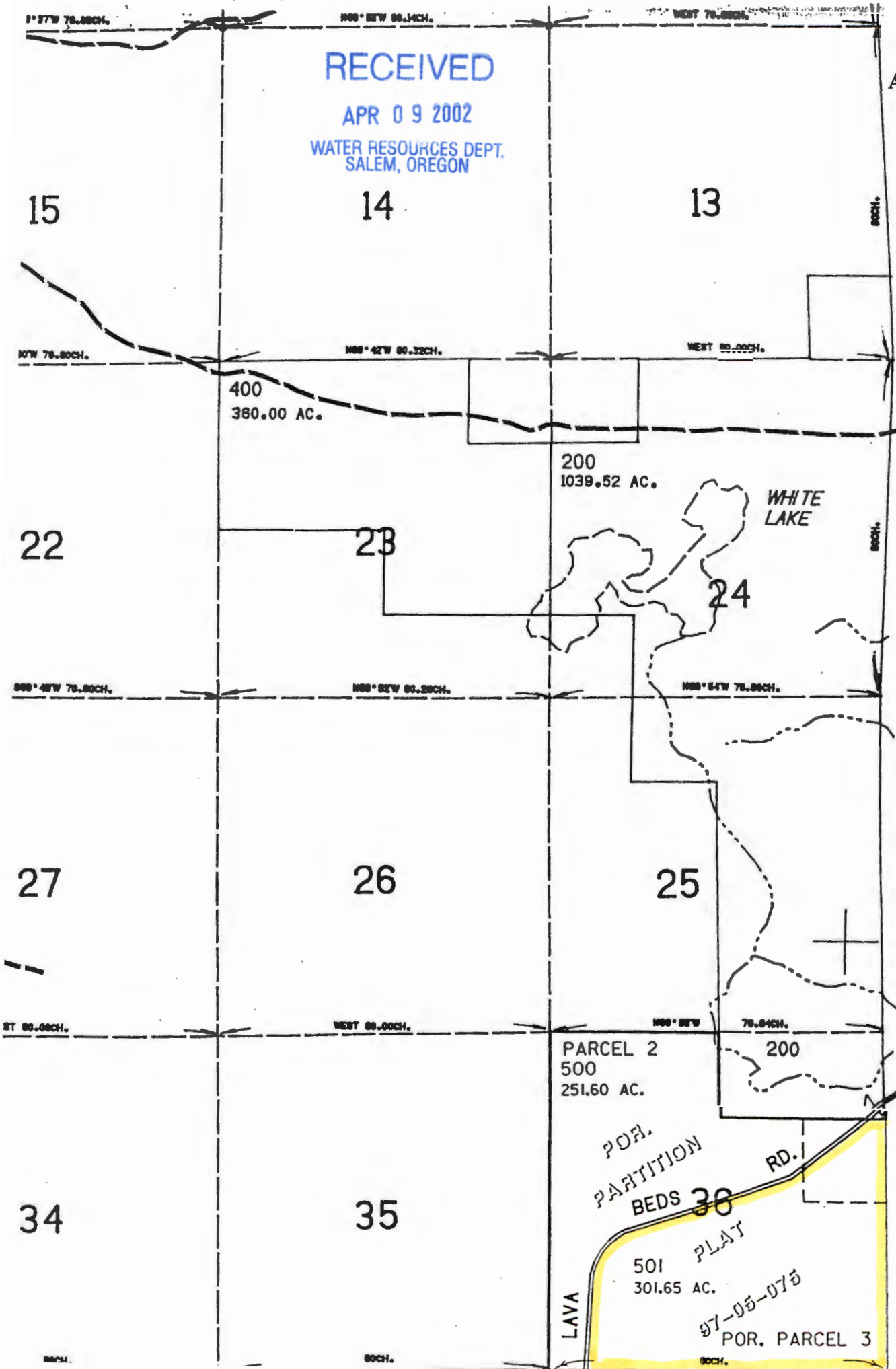
WATER RESOURCES DEPT.
SALEM, OREGON

ATTACHMENT #2

SEE MAP 28 33

530,000

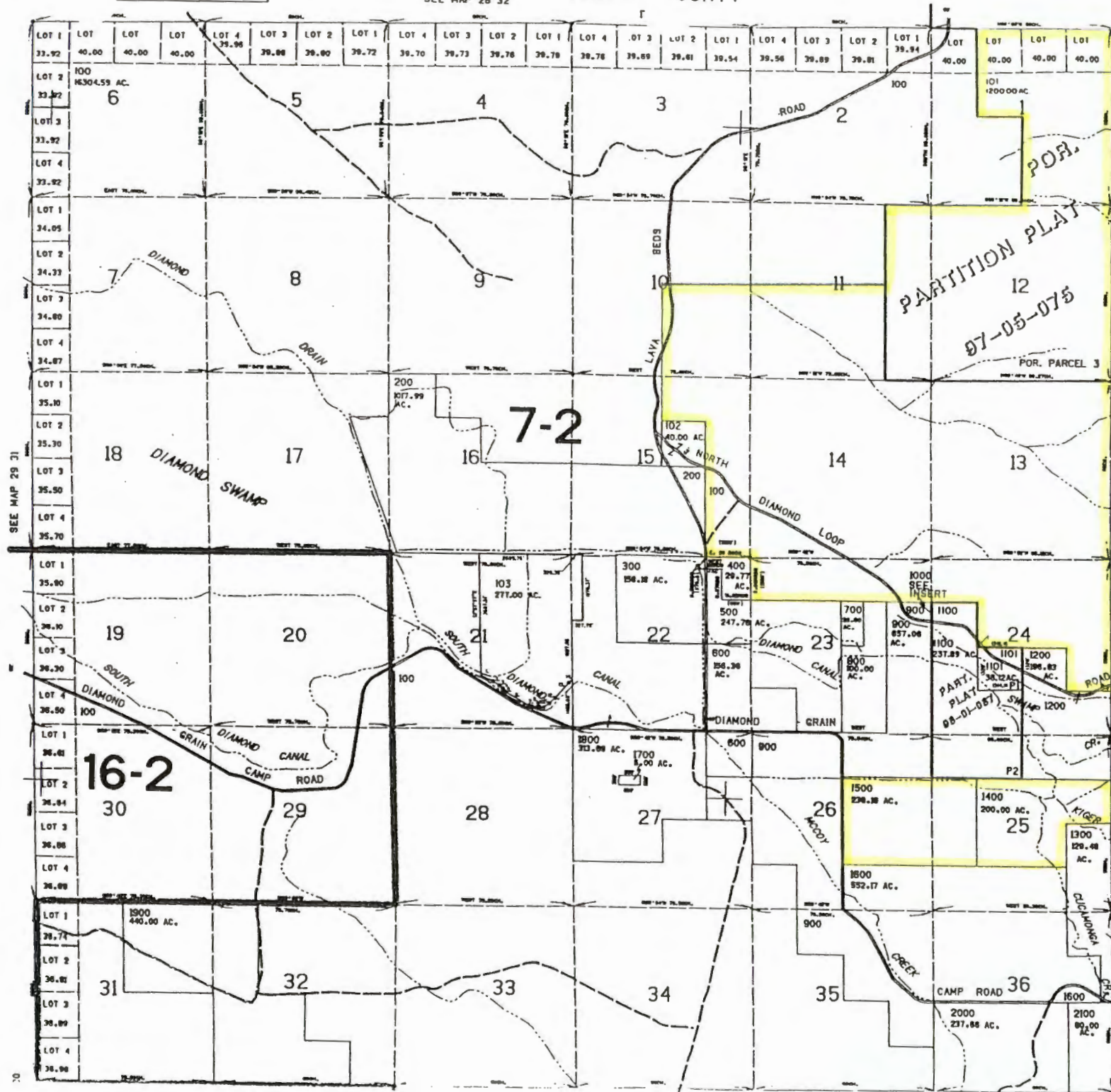
28 32



THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

SEE MAP 28 32

HARNEY COUNTY



29

PARCEL 103
SEC. 21 & 22

- 1. 100' WIDE
- 2. 100' WIDE
- 3. 100' WIDE
- 4. 100' WIDE
- 5. 100' WIDE
- 6. 100' WIDE
- 7. 100' WIDE
- 8. 100' WIDE
- 9. 100' WIDE
- 10. 100' WIDE
- 11. 100' WIDE
- 12. 100' WIDE
- 13. 100' WIDE
- 14. 100' WIDE
- 15. 100' WIDE
- 16. 100' WIDE
- 17. 100' WIDE
- 18. 100' WIDE
- 19. 100' WIDE
- 20. 100' WIDE
- 21. 100' WIDE
- 22. 100' WIDE
- 23. 100' WIDE
- 24. 100' WIDE
- 25. 100' WIDE
- 26. 100' WIDE
- 27. 100' WIDE
- 28. 100' WIDE
- 29. 100' WIDE
- 30. 100' WIDE
- 31. 100' WIDE
- 32. 100' WIDE
- 33. 100' WIDE
- 34. 100' WIDE
- 35. 100' WIDE
- 36. 100' WIDE

INSERT
SEC. 23

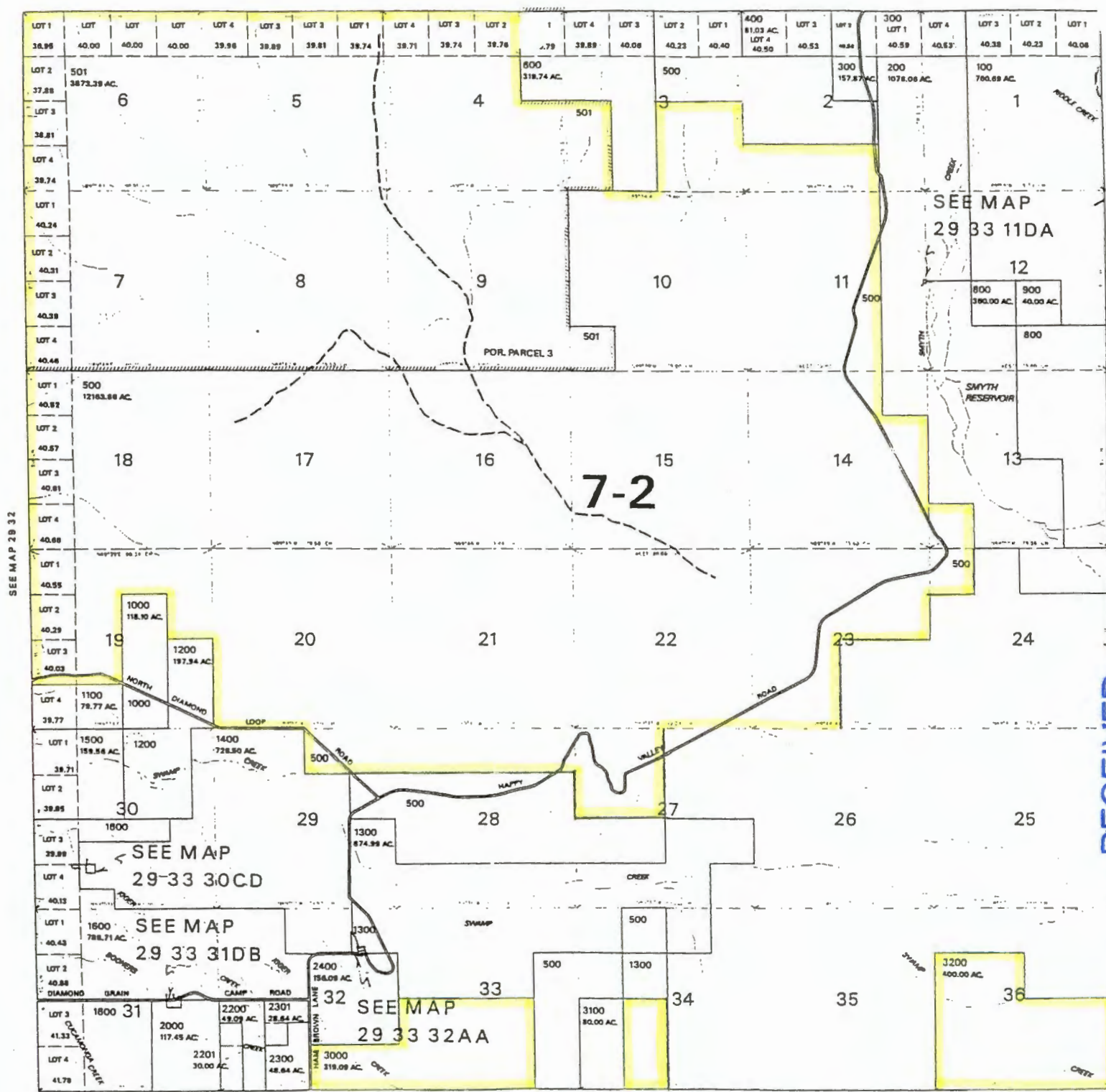
1" = 400'

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SALEM, OREGON

REVISED 3-11-99, JD

29 32

0 300
SCALE IN FE



29 33
& INDEX

CANCELLED NO.
700
1700
1800
1900
2100
2500
2600
2700
2800
2900

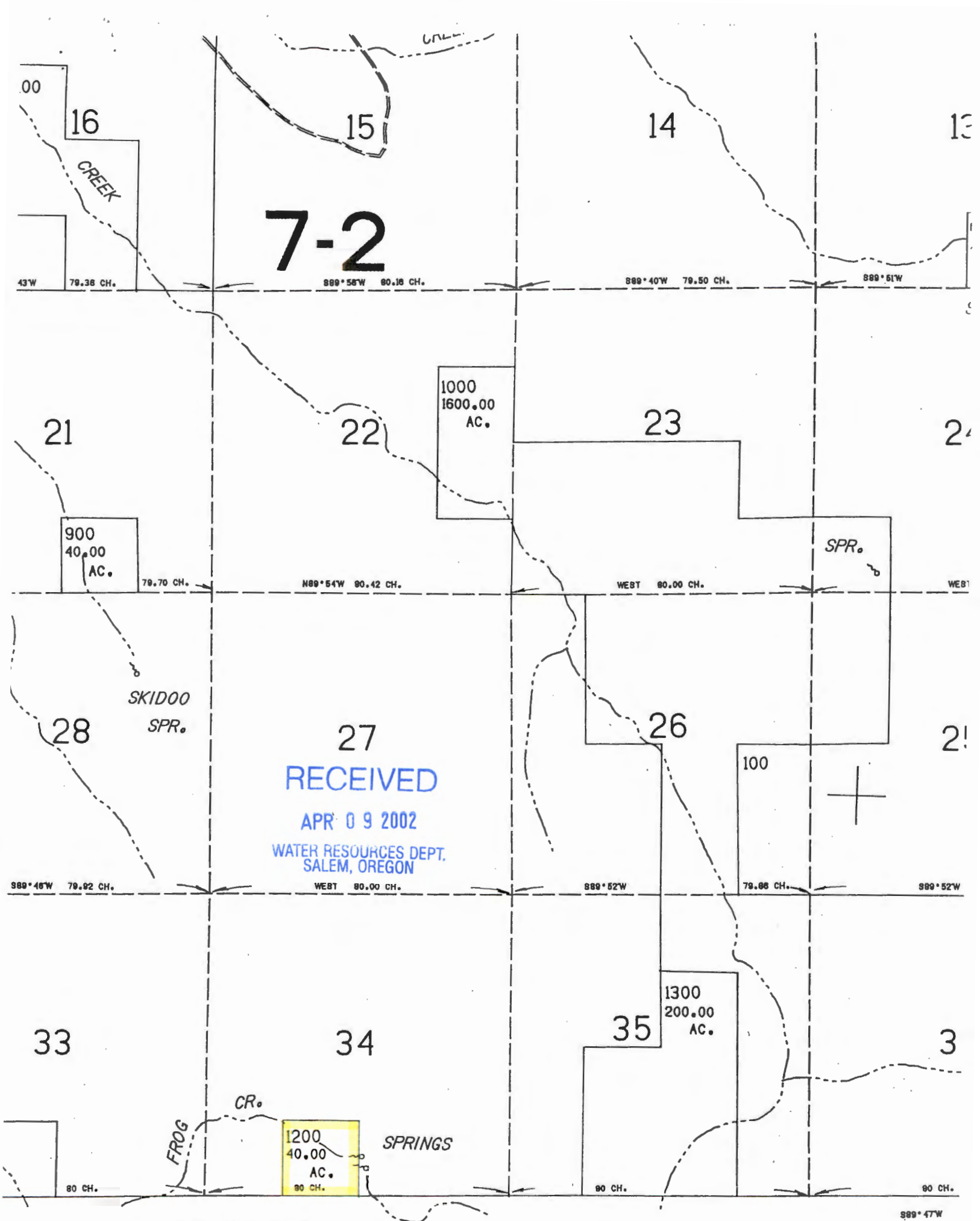
29 33
& Index

RECEIVED

APR 09 2002
WATER RESOURCES DEPT.
SALEM, OREGON

REVISED: RT
06/20/01

29 33
& INDEX

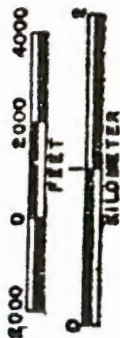


7-2

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APR 09 2002
WATER RESOURCES DEPT.
SALEM, OREGON

SEE MAP 30 34

SCALE 1:48000

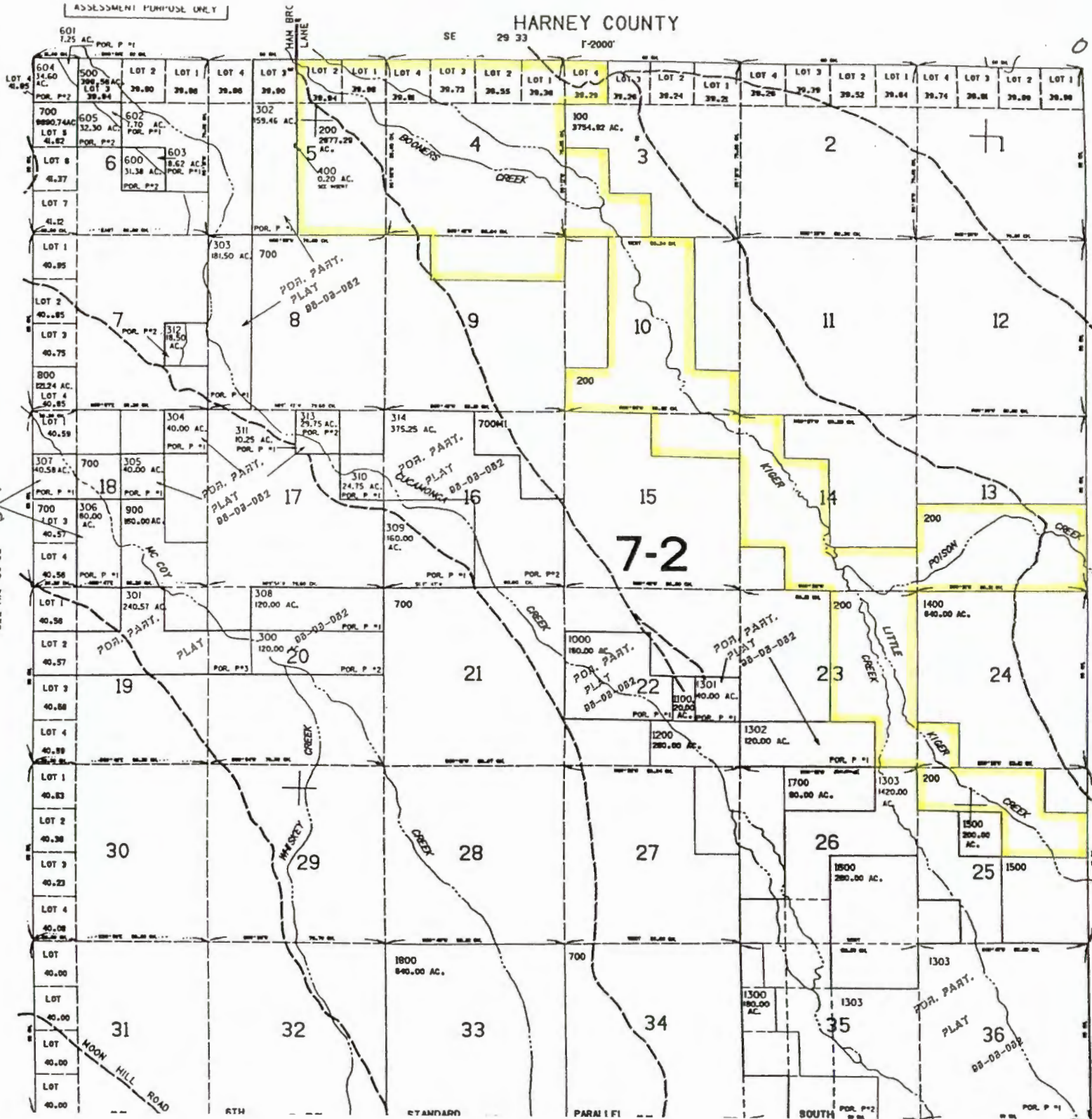


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SALEM, OREGON

SEE MAP 30 32



033

INSERT
PARCEL 400
1" = 200'

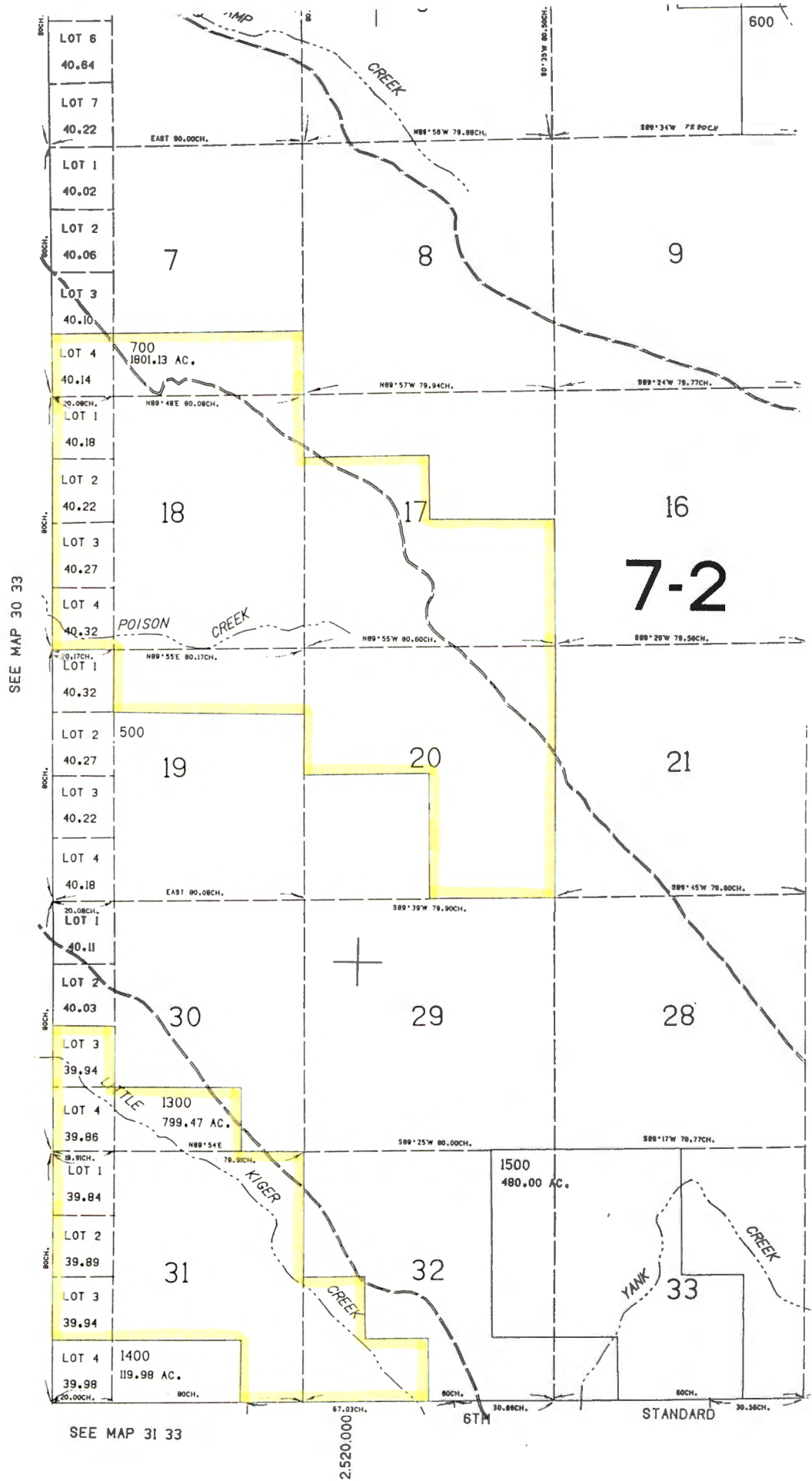


CANCELLED NO.

300U1
300U2
300U3
1000U1
1000U2
1000U3
1300U1
1300U2
1300U3

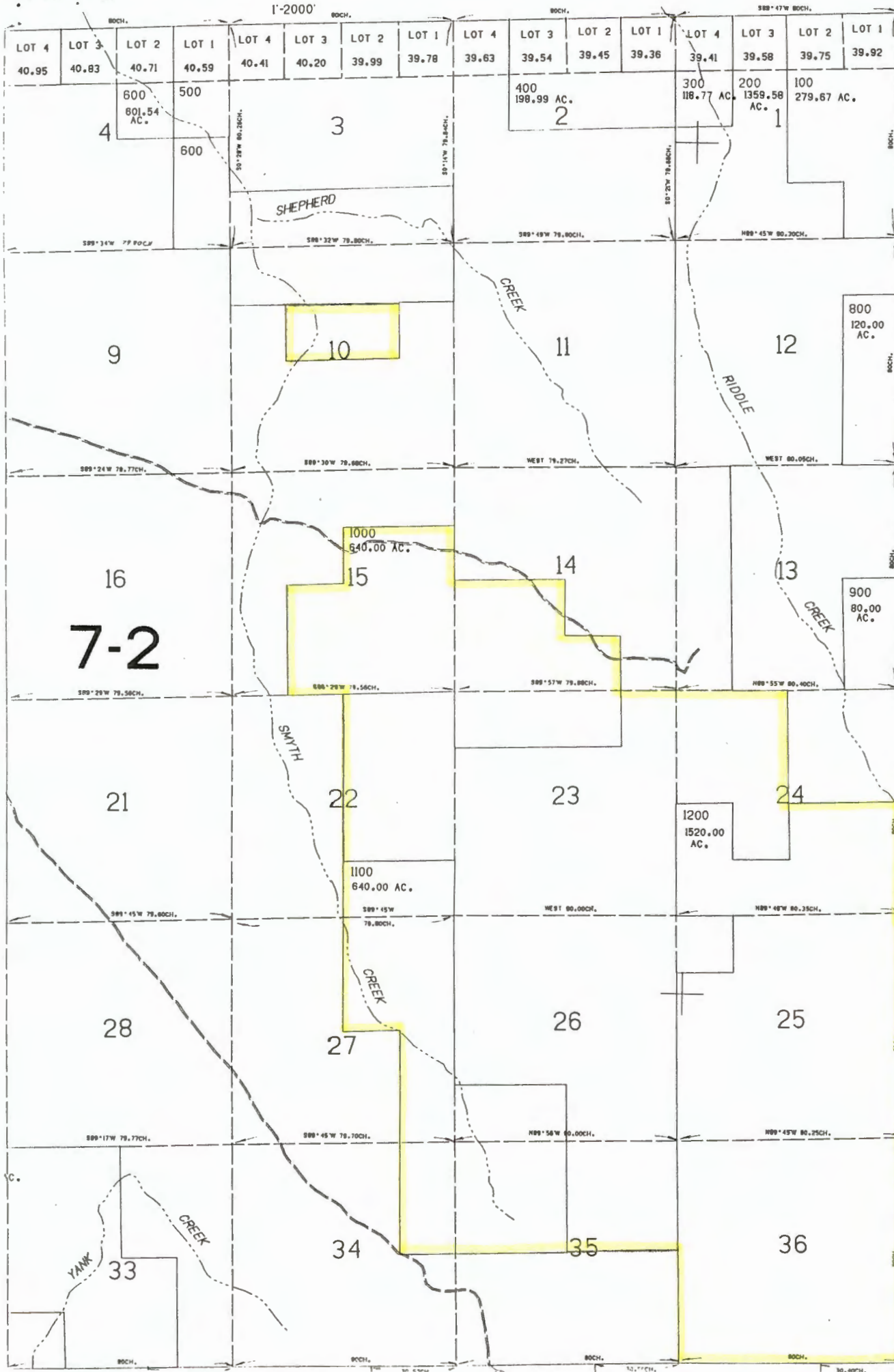
SEE MAP 30 34

470.0



HARNEY COUNTY

1'-2000'



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SALEM, OREGON

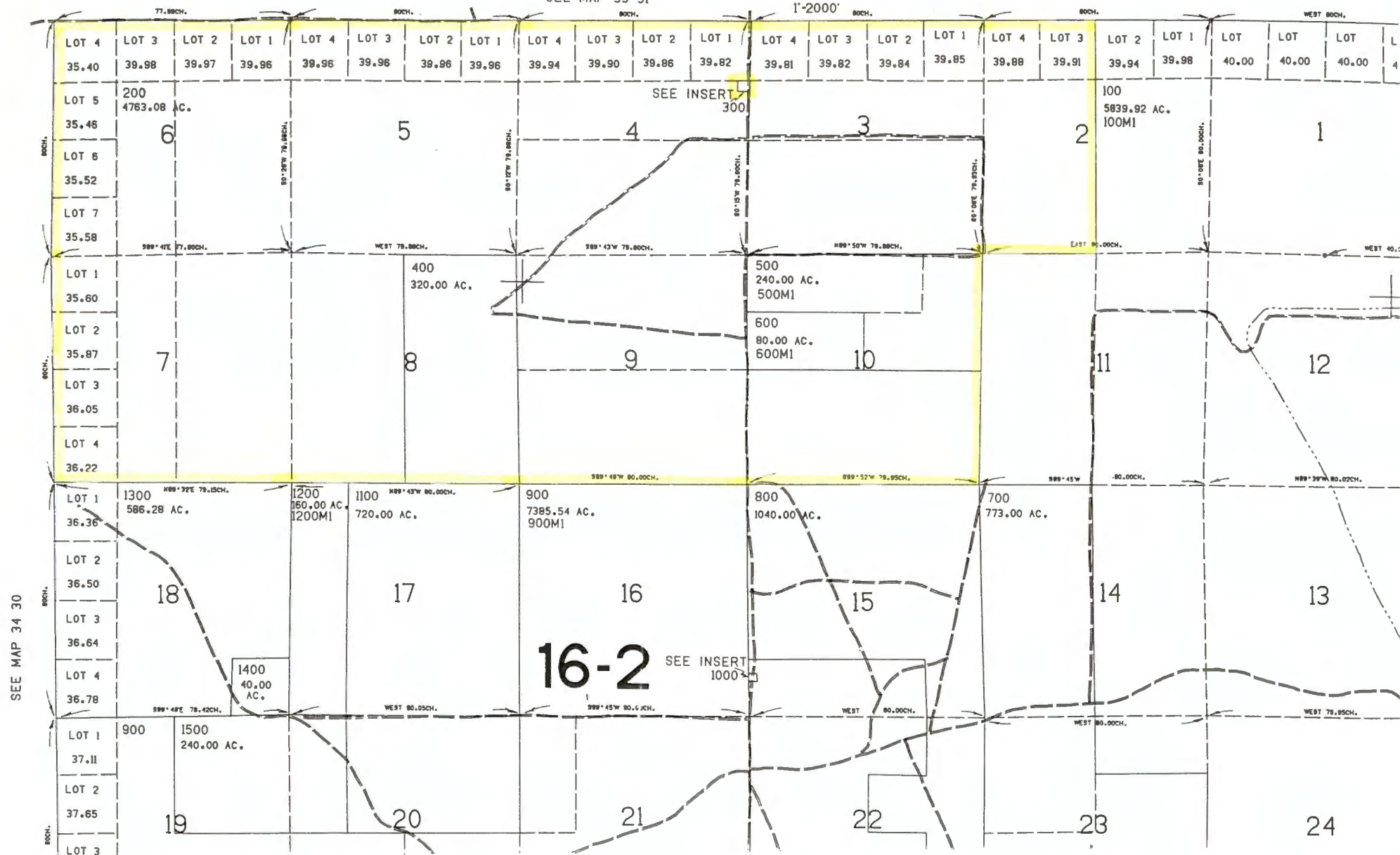
SEE MAP 30 35

APR 09 2002

T.34S. R.31E. W.M.
HARNEY COUNTY

SEE MAP 33 31

1'-2000'



SUE. W.M.
COUNTY

34 3C

CANCELLED NO
600MIO
700MI

RECEIVED

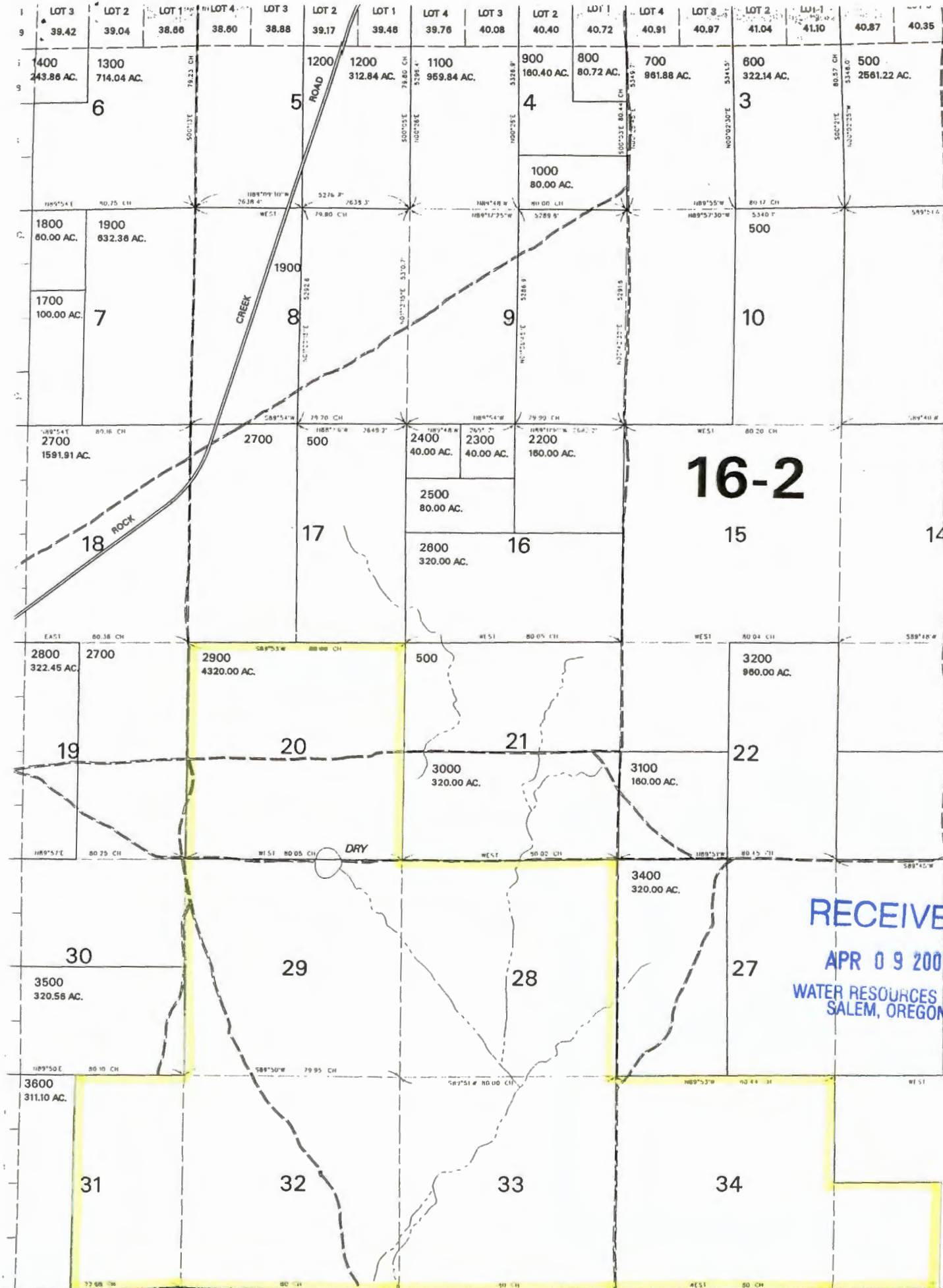
APR 09 2002

WATER RESOURCES DEPT.
SALEM, OREGON

13

SEE MAP 34 31

800
1300.00 AC.



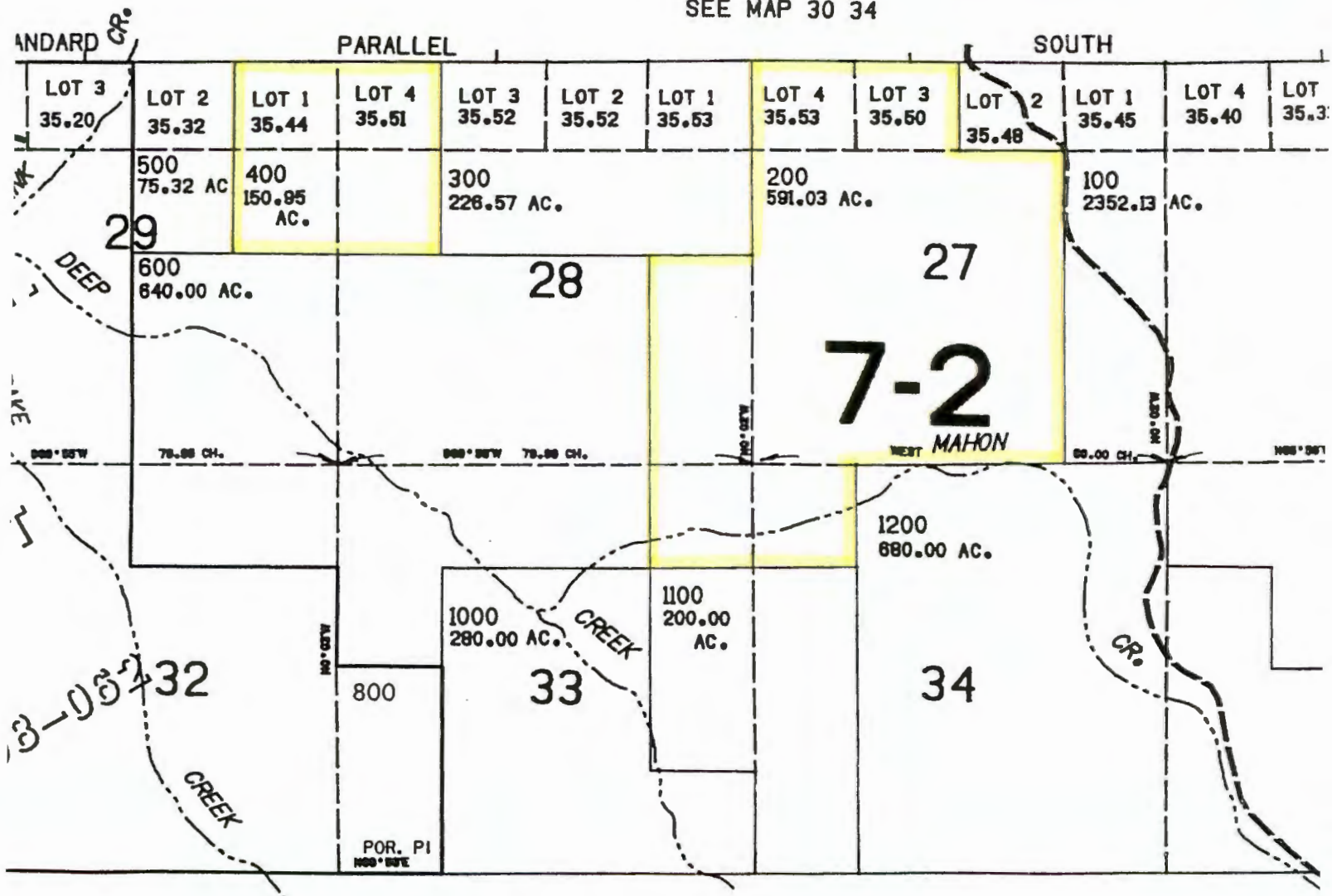
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SEE MAP 30 34



ATTACHMENT #3

Roaring Springs Ranch – Clemens Ranch Water Rights

Appl'	Permit	Cert.	Source	Use	Q(cfs)	Priority	Acres	Remarks/Name on Documents
Decree		15188	Springs	Irr	1.25	1908	50	E.H. Beckley
		15201	Kiger	Irr	10.5	1872	419.9	Wilbur E. Haines
		15202	Kiger	Irr	4.21	1882/91	168.5	Wilbur E. Haines
		15221	Kiger/etc	Irr	5	1872	200	R.A. & Elizabeth Smith
		15222	McCoy	Irr	6	1872	240	Claud & Grace Smyth
13472	9674	10870	Kiger	Irr	0.2	1930	14	C.C. Anderson
19453	15046	23299	Riddle/Res	Irr	16.4	1941	657.64	Richard & Thomas Jenkins
44128	32794	45497	Deep/Kiger	Irr	3.19	1967	127.4	Rex Clemens Ranch

Surface Water Totals

46.75

1877.44

R-19452	R-770	23298	Riddle Cr	Stg	7500AF	1941		Riddle Reservoir – not on subj. property but rights to storage under C.23299
---------	-------	-------	-----------	-----	--------	------	--	--

Wells

G-5138	4872	47705	Well	Irr	0.89	1970	0.1	Jenkins Ranches, Inc.
							71.6	Supplemental
G-7183	G-6615	50680	Well	Irr	2.11	1975	169	Rex Clemens
G-7184	G-6616	75635	Well 2	Irr	0.48	1975	40.3	Rex Clemens Ranch- RR, Tr. 6650 & 7280
	G-6616	75634	Well 2	Irr	1.61	1975	129	Rex Clemens Ranch- RR, Tr. 7280
T-7280	G-6616		Well 2	Irr	1.63	1975	131.1	Assignment forms submitted
G-13801	G-12639		2 Wells	Irr	2.16	1994	173.2	Assignment forms submitted
G-13945	G-1267		Well	Irr	1.63	1995	180	Assignment forms submitted

Ground Water Totals

10.51

844.3

Stock Ponds

Ac-Ft

R-35346	R-3550	78864	Unn Trib	Stk	0.3	1961		US-BLM
R-35350	3105	78819	Unn Str	Stk	0.3	1961		US-BLM
R-35355	3355	78869	Unn Str	Stk	0.5	1961		US-BLM
R-35596	2937	78814	Unn Str	Stk	0.18	1961		US-BLM
R-35826	3475	78886	Unn Str	Stk	1.6	1961		US-BLM
R-36060	6923	78988	Unn Str	Stk	0.55	1961		US-BLM
R-36077	6934	78993	Unn Str	Stk	1.7	1961		US-BLM
R-36076	3555	78899	Unn Str	Stk	1.31	1961		US-BLM
R-36075	6933	78992	Unn Str	Stk	0.55	1961		US-BLM
R-75412		69547	Swamp Cr	Stk	1	1993		Rex Clemens Ranch Inc.
R-75413		69548	Runoff	Stk	2	1993	2 Res'	Rex Clemens Ranch Inc.
R-75414		69549	Runoff	Stk	2	1993	2 Res'	Rex Clemens Ranch Inc.
R-75415		69550	Runoff	Stk	3	1993	3 Res'	Rex Clemens Ranch Inc.
R-75416		69551	Runoff	Stk	4	1993	4 Res'	Rex Clemens Ranch Inc.
R-75417		69552	Runoff	Stk	7	1993	4 Res'	Rex Clemens Ranch Inc.
R-75418		69553	Runoff	Stk	2	1993	2 Res'	Rex Clemens Ranch Inc.
R-75419		69554	Runoff	Stk	2	1993	2 Res'	Rex Clemens Ranch Inc.
R-75420		69555	Runoff	Stk	4	1993	4 Res'	Rex Clemens Ranch Inc.
R-75421		69556	Runoff	Stk	4	1993	4 Res'	Rex Clemens Ranch Inc.
R-75491		69602	Runoff/wells	Stk	1.88	1993	10 Res'	Delmer & Jo McLean Trust
R-75492		69603	Runoff/wells	Stk	0.19	1993	4 Res'	Delmer & Jo McLean Trust

Storage Total

40.06AF

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SALEM, OREGON

Cent. 50681

170

NE NE

Sec. 1 - 34530e.

40	NE NW	-40	
39	NW NW	-39	
39	SW NW	-39	
40	SE NW	-40	
40	NE SW	-40	
39	NW SW	-39	
39	SW SW	-39	
40	SE SW	-40	

2.7 SW NE
4.1 SE NE
38.1 NE SE
32.6 NW SE
21.2 SW SE
27.9 SE SE

Sec. 6

2.0 NW SW

.40 S. W SW

Sec. 32

↓
75634

36.6 NE NW -12 > 24.6
35.7 NW NW

Sec. 7

34531e

↓
Cent. 67642

170 NE NE Sec. 1
24.6 NE NW > Sec. 7
35.7 NW NW → 15.
↓ 75635

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7280 submitted by

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

The first right to be modified, as evidenced by a PORTION of an Order of the Water Resources Director entered August 3, 1992 at Special Order Volume 46, Page 379, approving transfer 6550, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 110.4 ACRES. The right is limited to 1.38 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	7.7	ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.2	ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	9.3	ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	8.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	30.3	ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	35.9	ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.2	ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.9	ACRES			
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.6	ACRES			
SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.0	ACRES			
SE $\frac{1}{4}$ SE $\frac{1}{4}$	3.9	ACRES			

SECTION 31

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

SECTION 32

The second right to be modified, as evidenced by a PORTION of Certificate 67642, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 20.7 ACRES. The right is limited to 0.25 cubic foot per second, if available at the original well; SE¼ SE¼, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is as follows:

LOT 1 (NW¼ NW¼) 20.7 ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

The applicant proposes to change the places of use to:

For the first right being modified:

SW¼ SE¼ 0.9 ACRE
SE¼ SE¼ 0.9 ACRE
SECTION 31

SW¼ NW¼ 2.1 ACRES
SE¼ NW¼ 4.8 ACRES
NE¼ SW¼ 38.9 ACRES
NW¼ SW¼ 29.2 ACRES
SW¼ SW¼ 0.2 ACRES
SE¼ SW¼ 29.2 ACRES
NW¼ SE¼ 3.0 ACRES
SW¼ SE¼ 1.2 ACRES

SECTION 32
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

For the second right being modified:

NW¼ SW¼ 1.2 ACRES
SW¼ SW¼ 19.5 ACRES
SECTION 32

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

1. The proposed change shall be completed on or before October 1, 1999.
2. The former place of use shall no longer be irrigated as part of this water right.

Certificate 67642 is canceled. New certificates will be issued to confirm those portions of these rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed 5/18/98.



Martha O. Pagel, Director



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

August 27, 1998

REX CLEMENS RANCH, INC.
PO BOX 427
PHILOMATH, OR 97370

REFERENCE: File T-7280

This will acknowledge that your notice of completion in change of place of use, claim of beneficial use and map in the name of REX CLEMEN RANCH, INC. were received on AUGUST 5, 1998. These will be reviewed in the future to insure they are complete and correct.

If you have any questions please contact me at (503) 378-8455, extension 263, or dial toll free (within Oregon only) at 1-800-624-3199, extension 263.

Sincerely,

STEVE BROWN
Program Analyst
Certificate Section

SCB:tcb

cc: CHRIS T. PALMER, CWRE #100

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AUG 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use of water

point of diversion of water

use heretofore made of water

Under the Terms of TRANSFER APPLICATION T-7280

I, Rex Clemens Ranch Inc., USED the water as provided by the
(print name)

order of the Water Resources Director approving said water right transfer application
BY Oct. 1, 1999

Description of the land on which I use water: (see claim of beneficial use)

7/31/98

(date)

Rex Clemens Ranch Inc.

(signature) by: Kelly D. Howard

PO Box 427 Philomath, OR 97370

(address)

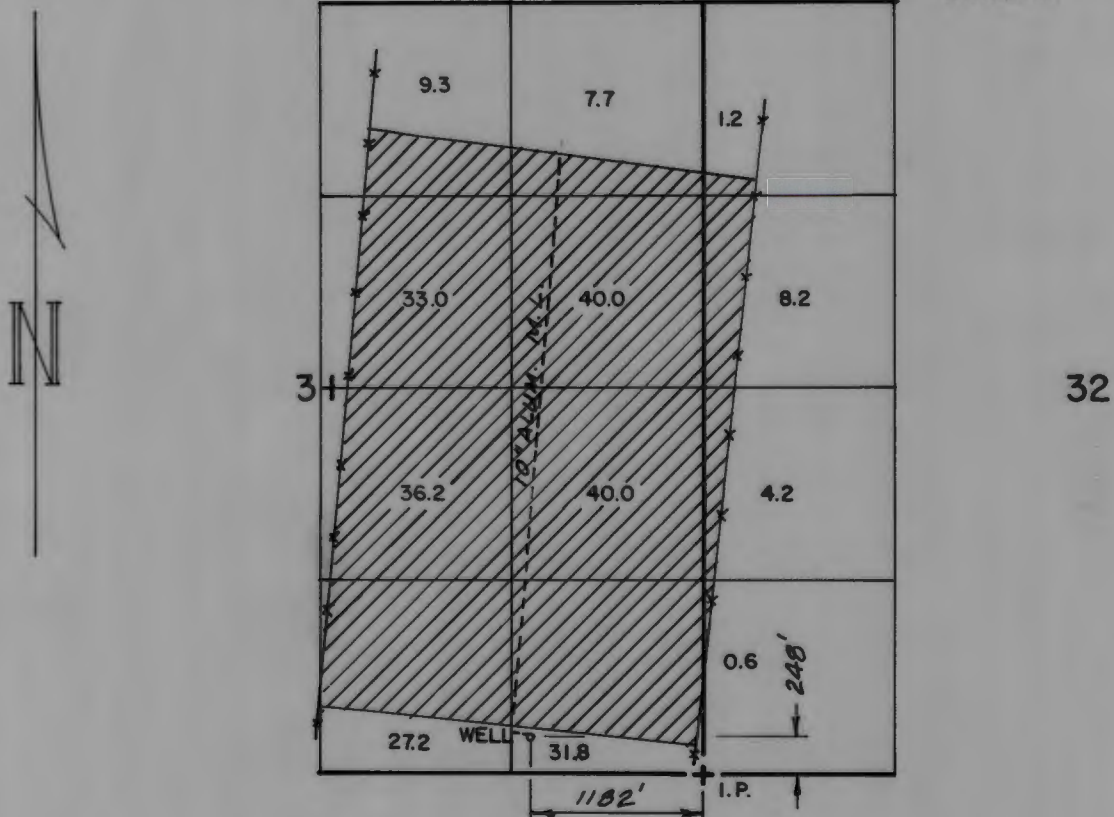
(Mail to the Water Resources Department, Salem, Oregon 97310)

9163A

Water Resources Department
158 12th Street NE
Salem, OR 97310

T. 33 S., R. 31 E., W.M.

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP.



FINAL PROOF SURVEY

UNDER TRANSFER
NO. T-6550

IN THE NAME OF
REX CLEMENS RANCH INC

Scale: 4" = 1 mile

Date: July 1993

Job: 1312

Dsn:

M.A.P.'s

M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

Drm: Chris

of 1

Ckd:



STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7280 submitted by

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

The first right to be modified, as evidenced by a PORTION of an Order of the Water Resources Director entered August 3, 1992 at Special Order Volume 46, Page 379, approving transfer 6550, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 110.4 ACRES. The right is limited to 1.38 cubic feet per second, if available at the original well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	7.7	ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.2	ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	9.3	ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	8.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	30.3	ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2.2	ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	35.9	ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.2	ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.9	ACRES			
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.6	ACRES			
SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.0	ACRES			
SE $\frac{1}{4}$ SE $\frac{1}{4}$	3.9	ACRES			

SECTION 31

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

SECTION 32

The second right to be modified, as evidenced by a PORTION of Certificate 67642, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 20.7 ACRES. The right is limited to 0.25 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T 33 S, R 31 E, WM; 248 FEET NORTH and 1182 FEET WEST from the SE corner, Section 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is as follows:

LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 20.7 ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

The applicant proposes to change the places of use to:

For the first right being modified:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.9 ACRE
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.9 ACRE
SECTION 31

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2.1 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.8 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 38.9 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 29.2 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 29.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.2 ACRES

SECTION 32
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

For the second right being modified:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.2 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 19.5 ACRES

SECTION 32
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

1. The proposed change shall be completed on or before October 1, 1999.
2. The former place of use shall no longer be irrigated as part of this water right.

Certificate 67642 is canceled. New certificates will be issued to confirm those portions of these rights NOT involved in this transfer. When satisfactory proof of the completed change is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed 5/18/98



Martha O. Pagel, Director

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Martha Pagel

DATE: May 1, 1998

FROM: Shad Hattan

SUBJECT: Transfer Application 7280

This transfer application requests a place of use change involving a portion of prior Transfer 6550 and a portion of the remaining right resulting from prior Transfer 6550. A loss of 88.6 acres of right resulted from Transfer 6550. The proposed order and remaining right certificate in this file reflects this loss of right and approves the request for the change in place of use. The Watermaster says this change can be made without injury. I recommend that this transfer application be approved.

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Transfer file 7280

DATE: April 20, 1998

FROM: Shad Hattan

SUBJECT: POA description for CLEMENS WELL 2; recommended issuance of confirming and remaining right certificates.

All the rights involved in this transfer originated from a right perfected under permit G-6616. A remaining right was issued as a result of Transfer 6550. The POA for Transfer 6550 and the application map for this transfer describe the location of CLEMENS WELL 2 differently than the original final proof survey. It appears that the two descriptions describe the same point on the ground as found by starting from opposite corners of Section 31. After discussing the survey standards and equipment used by the CWRE for the transfer maps, it is my opinion that the coordinates described on the transfer maps most accurately describe the true location of the POA. My decision is based on the fact that the starting corner used by the CWRE is closer to the well than that used by the original survey and the equipment used by the CWRE makes their survey a higher order survey than the original survey. The assumption here is that the starting corner found by the CWRE is accurately placed.

Since all the rights involved in this transfer originated from the same permit, I recommend that one new remaining right certificate be issued to include those portions of prior remaining right Certificate 67642 and Special Order Volume 46, Page 379, not involved in Transfer Application 7280 and that upon proof satisfactory to the Director, one new confirming right be issued.

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Transfer file 7280

DATE: April 20, 1998

FROM: Shad Hattan

SUBJECT: System Capacity

The September 1993 Water Right Examiners report submitted by Chris Palmer indicates that a loss of right occurred in perfecting Transfer 6550. The system capacity has remained unchanged. Based on this report, it appears that the system servicing the rights involved in this transfer is more than adequate to deliver the maximum quantity of water allowed by the rights.

X-Sender: brownsc@mailhub.wrd.state.or.us
Date: Mon, 16 Mar 1998 10:00:40 -0800
To: Shad.L.HATTAN@wrd.state.or.us
From: Steve Brown <Stephen.C.BROWN@wrd.state.or.us>
Subject: Transfers 6550 & 7280 - Rex Clemens Ranch, Inc.

Shad,

Proof to the satisfaction of the Director has been completed and approved for Transfer No. 6550. The amount of land is limited to 239.4 acres and amount of water limited to 2.99 cubic feet per second of water from a well.

The map and claim describes the location of the well differently than the remaining right, however, we can live with the different description.

Please advise when transfer no. 7280 is complete and I will recommend the issuance of a certificate for the portion of transfer no. 6550 not involved.

Thank you for your patience.

If there is any further information required please advise.

Steve B.

WRIS

*** OREGON WATER RESOURCES DEPARTMENT ***

3/25/1998

Select by certificate 50681

Name: REX CLEMENS

County : HARNEY
Status : CANCELLED
Certificate type: OR
Certificate date: 4/ 2/1982Application: G 7184
Permit : G 6616
Certificate: 50681
Supercedes certificate: 0

DIAMOND, OR 97722

Related documents:
Remarks :

Source	Use	P/S	Priority	Quantity	Location	LOT/DLC	Status
CLEMENS WELL 2 > CATLOW VALLEY	IR	P	12/17/1975	4.6800CFS	33 S 31 E 31 SESE		C

Legal description: 270 FT N & 4050 FT E FM SW COR, S31
Rate: 1/80 Limit: 3.0 APT/acre/year Other limits:

Points of appropriations:	Use	P/S	Location	DLC/LOT	Acres	Status
IR	P	34 S 30 E 1 NENE		0.700	C	
IR	P	34 S 31 E 6 NENW	3	40.000	C	
IR	P	34 S 31 E 6 NWNW	4	39.000	C	
IR	P	34 S 31 E 6 SWNW	5	39.000	C	
IR	P	34 S 31 E 6 SENW		40.000	C	
IR	P	34 S 31 E 6 NESW		40.000	C	
IR	P	34 S 31 E 6 NWSW	6	39.000	C	
IR	P	34 S 31 E 6 SWSW	7	39.000	C	
IR	P	34 S 31 E 6 SESW		40.000	C	
IR	P	34 S 31 E 7 NENW		36.600	C	
IR	P	34 S 31 E 7 NWNW	1	35.700	C	

387
328 - T-6550
61

SHAD & PLEASE DO TWO CERTS.
DIFFERENT RATES & DIFFERENT CONDITIONS

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OR 97370

confirms the right to use the waters of CLEMENS WELL 2 in the CATLOW VALLEY BASIN for IRRIGATION OF 169.3 ACRES.

This right was perfected under Permit G-6616. The date of priority is DECEMBER 17, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.09 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 31, T 33 S, R 31 E, WM; 248 FEET NORTH AND 1182 FEET WEST FROM THE SW CORNER SECTION 31.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed THREE acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

Contract 6180
TRACT 1
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.7 ACRES ✓
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.1 ACRES ✓
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.1 ACRES ✓
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 32.6 ACRES ✓
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 21.2 ACRES ✓
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 27.9 ACRES ✓
SECTION 31

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 ACRES ✓
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.4 ACRE ✓

SECTION 32

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

TRACT 2
LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) 0.7 ACRE ✓
SECTION 1
TOWNSHIP 34 SOUTH, RANGE 30 EAST, W.M.
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.6 ACRES ✓
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 15.0 ACRES ✓
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

129
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

This certificate is issued to confirm a portion of the change in place of use approved by an order of the Water Resources Director entered at Special Order Volume 46, Page 379, approving Transfer 6550, and also describes that portion of the water rights confirmed by Certificate 67642, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving Transfer Application 7280.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

EXCEPT FOR THE LAND LISTED AS IRRIGATED
IN SECTIONS 31 AND 32, T. 33S., R. 31E., WM,

OR FOR THE LAND LISTED AS
IRRIGATED IN SECTIONS 1 & 7

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director,
affixed _____.

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered .

T-7280.SLH

COPY

71280

State of Oregon
WATER RESOURCES DEPARTMENT
APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: REX CLEMENS RANCH, INC
Mailing Address: P.O. BOX 427
PHILOMATH OR 97370 573-2259
City or town State Zip Phone
Type of change: PLACE OF USE
(In point of diversion: place of use; use heretofore made of the water)

1. WATER RIGHT

- A) Is the water right in your name? YES If not, list name below:
(Yes, No)
- B) Was the water right determined by a court decree? NO
(Yes, No)
1. If yes, list the title of the proceedings: -
2. Certificate No: -
- C) Was the water right acquired by a water permit? YES
(Yes, No)
1. If yes, list the Permit No: G-0010
2. Certificate No: 67642 & PENDING TRANSFER T-6550
- D) Date of priority right: DEC. 17, 19 75
- E) What are your reasons for the proposed changes? CHANGE IN PLACE OF USE.
- F) The water will be completely applied to the proposed use on or before: APR. 1, 19 95

2. LOCATION OF AUTHORIZED USE

- A) What is the source of water (river, stream, well)? WELL
- B) Describe the authorized point of diversion:
- | Location in Reference to Survey Corner | 1/4, 1/4 of Section | Section | Township | Range |
|--|---------------------|-----------|------------|------------|
| <u>240' N & 1102' W FROM</u> | <u>SE, SE</u> | <u>31</u> | <u>33S</u> | <u>31E</u> |
| <u>THE S.E. COR. S. 31. T33S</u> | | | | |
- C) What is the name of the ditch used? R31E
- D) What is the use to which the water is applied? IRRIGATION

E) Give the location of the authorized area irrigated or place of use other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

- F) Is the land within an irrigation district? Yes - No ✓
If Yes, which district? -
- G) County HARNEY

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

A) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? YES
(Yes, No)

C) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

D) What is the use to which the water will be applied? IRRIGATION

E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
- SEE ATTACHED SHEET -				

4. EXHIBITS

The following exhibits shall be attached to and made part of the application:

- A) A map prepared by a Certified Water Right Examiner showing the location of the present and proposed points of diversion, the authorized and proposed places of use and, if any, lands from the existing right that would not be subject to transfer.
- B) A copy of the current recorded deed to the subject lands.
- C) Affidavits from any other landowners or encumbrance holders with interest in the original water right stating that they have no objection to the proposed transfer.
- D) Evidence that the water has been used within the last five years.

5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT:

6. REMARKS:

I (we) REX CHAMBERS AND ERIC B. J. VAN R. JACHER, applicant(s), hereby

swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 30 day of Dec., 19 94.

Van R. Jacher

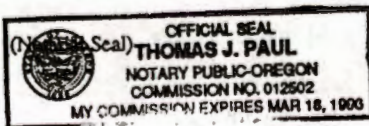
(Signature)

(Signature)

Subscribed and sworn to before me

Thomas J. Paul

Notary Public for Oregon



My commission expires: MARCH 18, 1996

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

3E - PROPOSED PLACE OF USE

T7280

CERT. NO. 67642

T 33 S R 31 E

S. 32

NW, SW 1.2 AC

SW, SW 19.5

20.7 AC.

RECEIVED

DEC 30 1994

TEH RESOURCES D.
00530

PENDING TRANSFER T-0550

S. 31

SW, SE 0.9 AC

SE, SE 0.9

S. 32

SW, NW 2.1 AC

SE, NW 4.8

NW, SW 29.2

NE, SW 30.9

SW, SW 0.2

SE, SW 29.2

NW, SE 3.0

SW, SE 1.2

110.4 AC

TOTAL AC. TO PROPOSED LOCATION =

131.10

2E - AUTHORIZED PLACE OF USE

CERT. NO. 67642

T 34 S, R 31 E

S. 7

LOT 1 - 20.7 AC - TOTAL IN T 34 S, R 31 E

PENDING TRANSFER T-6550

T 33 S, R 31 E

S. 31

NW, NE	9.3 AC
NE, NE	7.7
SW, NE	30.3
SE, NE	35.9
NW, SE	3.6
NE, SE	1.9
SW, SE	6.0
SE, SE	3.9

RECEIVED

DEC 30 1994

IEM RESOURCES DIV.
OREGON

S. 32

NW, NW	1.2 AC
SW, NE NW	8.2
NW, SW	2.2
SW, SW	0.2

110.4 AC - TOTAL IN T 33 S, R 31 E

TOTAL AC. TO BE TRANSFERRED =

131.10

T-7280

MAP

MAP
TO LAND

SEC 31 OUT LAND
 NBNE 7.7 ✓
 NWNB 9.3 ✓
 SWNE 30.3 ✓
 SE NE 35.9 ✓
 NE SE 1.9 ✓
 NW SE 3.6 ✓
 SW SE 6.0 ✓
 SE SE 3.9 ✓

31

0.9 ✓
 0.9 ✓

SEC 32 NWNW 1.2 -
 SW NW 8.2 ✓
 NW SW 2.2 ✓
 SW SW 0.2 ✓

2.1 ✓
 $28.8 + 0.4 + (1.2)$ ✓
 $0.2 + (19.2)$ ✓

110.4

SE NW 4.8 ✓
 NE SW 38.9 ✓
 SE SW 29.2 ✓
 NW SE 3.0 ✓
 SW SE 1.2 ✓

110.4

SEC 7 NWNW 20.7

RATE

T-6550 WAS 0.012 cfs/AL OR 3.95 cfs FOR 328 AC OR $\frac{1}{83.6}$ A
 PROOF $239 \frac{1}{80} + \frac{1}{80} = 2.99$ cfs

$$129 (RR) + (T-7280) 110.4 + (Lost) 86.8 = 326.2$$

$$(129 + 110.4) \div 80 = 2.99 \text{ cfs OR LESS THAN } 3.95 \text{ cfs}$$

$$00 \text{ CONFIRMING } \& \text{ REMAINING } T-6550 = \frac{1}{80} \text{ cfs/AL}$$

REMAINING RIGHT FROM C-67642 AND TRANS PORTION
 IS @ $\frac{1}{83.56}$ cfs/AL

The second right to be modified, as evidenced by a PORTION of Certificate 67642, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of the CATLOW VALLEY BASIN, for IRRIGATION OF 20.7 ACRES. The right is limited to 0.25 cubic foot per second, if available, or its equivalent in case of rotation, measured at the well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T 33 S, R 31 E, WM; 248 feet N and 1182 feet W from SE corner Section 31.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 20.7 ACRES
SECTION 7
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

The applicant proposes to change the place of use to:

For the first right being modified:

SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.9 ACRES	NW $\frac{1}{4}$ SW $\frac{1}{4}$	29.2 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	0.9 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.2 ACRES
SECTION 31		SE $\frac{1}{4}$ SW $\frac{1}{4}$	29.2 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.1 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.8 ACRES	SW $\frac{1}{4}$ SE $\frac{1}{4}$	1.2 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	38.9 ACRES	SECTION 32	
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.			

For the second right being modified:

NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.2 ACRES	SW $\frac{1}{4}$ SW $\frac{1}{4}$	19.5 ACRES
SECTION 32			
TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.			

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

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

1. The proposed change shall be completed on or before October 1, 1999.
2. The former place of use shall no longer be irrigated as part of this water right.

Certificate 67642 is canceled. A new certificate will be issued to confirm that portion of these rights NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming these water rights will be issued.

WITNESS the signature of the Water Resources
Director, affixed_____.

Martha O. Pagel, Director

**INTEROFFICE MEMO
EASTERN REGION
WATER RESOURCES DEPARTMENT**

TO: Transfer file 7380

DATE: March 25, 1998

FROM: Shad Hattan



SUBJECT: Contacts regarding the above transfer.

According to Van Decker, whose phone number is listed on the transfer application, this property has been passed through an estate to David Lowther. Van claims to act as an agent for Rex Clemens Ranch, Inc. His address is P.O. Box 39, Burns, OR (Phone 541-573-2259). I called Van Decker on this date to request proof of use on the lands involved with this transfer. I also requested the name of the current owner and indicated that I would need authorization from that owner for the transfer. Mr. Decker indicated that he would work on it.

(T-7280)

T-6550
WAS

PROOF

DIFF

31

NBOG	40.5	7.7	-32.8
NW NB	28.6	9.3	-19.3
SW NB	32.5	33	+0.5
SE NB	40.6	40	-0.6
NB SE	40.6	40	-0.6
NW SE	36.2	36.2	0
SW SE	39.5	27.2	-12.3
SE SE	40.3	31.8	-8.5

Sec 32

NW NW	12.5	1.2	-11.3
SW NW	8.7	8.2	-0.5
NW SW	4.6	4.2	-0.4
SW SW	0.3	0.6	+0.3

Sec 6

NB NB	0.6	0	-0.6
NW NB	0.7	0	-0.7

326.2

-86.8

Please...

- ☐ Read
☐ Handle
☐ Approve

And...

- ☐ Forward
☐ Return
☐ Keep or Recycle
☐ Review with Me

Post-it® 7664 ©3M 1995

ROUTING & REQUEST

To: Shad Hatten
Baker City

From: L. Anna

Date: 4/7/98

RECEIVED

SEP 17 1993

WATER RESOURCES
SALES

CLAIM OF BENEICIAL USE

UNDER:

Transfer No. T-6550

(Certificate No. 50681, priority date December 17, 1975)

IN THE NAME OF:

Rex Clemens Ranch, Inc

P.O. Box 427

Philomath, OR 97370

I. GENERAL INFORMATION

On April 16, 1993 I conducted a site survey of irrigated lands located in Sections 31 & 32 of T 33 S, R 31 E, WM, Harney Co. OR at the request of Rex Clemens Ranch, Inc. The alfalfa crop was irrigated via two lateral "Trimatic" wheel lines with 4000 feet of 10" dia. alum. main line. The "Trimatic" consists of two 1320 foot, 7" dia. laterals, one on each side of the main line, with 26 - 2" dia. drag pipes, 320 feet long, off each lateral. Each drag pipe has 9 - 9/64" sprinkler heads. The survey equipment used was a Nikon total station DTM-A10 with related field equipment.

II. SOURCE OF WATER

Well - 16" dia. steel casing, concrete seal

III. PUMPING SYSTEM:

PUMP: - vertical line shaft turbine, Johnson

MOTOR: - General Electric, 200 HP, 1760 RPM

CLAIM OF BENEFICIAL USE:

239.4 acres @ 1/80 cfs per acre = 2.99 cfs - see attached calculations.

RECEIVED

SEP 17 1993

WATER DIVISION
SALT LAKE COUNTY

SITE REPORT

for

CLAIM OF BENEFICIAL USE

UNDER:

Transfer No. T-6550

(Certificate No. 50681, priority date December 17, 1975)

IN THE NAME OF:

Rex Clemens Ranch, Inc

P.O. Box 427

Philomath, OR 97370

I. GENERAL INFORMATION

On April 16, 1993 I conducted a site survey of irrigated lands located in Sections 31 & 32 of T 33 S, R 31 E, WM, Harney Co. OR at the request of Rex Clemens Ranch, Inc. The alfalfa crop was irrigated via two lateral "Trimatic" wheel lines with 4000 feet of 10" dia. alum. main line. The "Trimatic" consists of two 1320 foot, 7" dia. laterals, one on each side of the main line, with 26 - 2" dia. drag pipes, 320 feet long, off each lateral. Each drag pipe has 9 - 9/64" sprinkler heads. The survey equipment used was a Nikon total station DTM-A10 with related field equipment.

II. SOURCE OF WATER

Well - 16" dia. steel casing, concrete seal

III. PUMPING SYSTEM:

PUMP: - vertical line shaft turbine, Johnson

MOTOR: - General Electric, 200 HP, 1760 RPM

CLAIM OF BENEFICIAL USE:

239.4 acres @ 1/80 cfs per acre = 2.99 cfs - see attached calculations.

VI. CERTIFICATION:

I, Chris T. Palmer, Certified Water Rights Examiner, registered in accordance with the laws of the State of Oregon, do hereby certify that the final proof site survey and inspection of the use was found to be completed under the terms and conditions of Transfer No. T-6550 and was completed by me on Sept. 3, 1993, and the facts contained in this report and accompanying final proof calculations are correct to the best of knowledge.

Chris T. Palmer
Chris T. Palmer, CWRE

I, Ethel M. Clemens of Rex Clemens Ranch Inc, do hereby agree to the above findings of Chris T. Palmer, CWRE, and do hereby submit this site report and map as the Claim of Beneficial Use of the water as provided under the terms and conditions of Transfer No. T-6550.

Ethel M. Clemens, Pres.
(name/title)



M. A. PALMER & SONS
Engineering & Surveying
254 N. Alder P.O. Box 61
BURNS, OREGON 97720
Phone 573-6451

JOB T-0550 CLEMENS
SHEET NO. 1 OF 1
CALCULATED BY CHRIS DATE 9-3-93
CHECKED BY _____ DATE _____
SCALE _____

WHEEL LINES AT NORTH END OF FIELD

4000 FT OF 10" ALUM. MAIN LINE
2- 1320 FT OF 7" ALUM. WHEEL LINES
16640 FT OF 2" ALUM DRAG PIPE
468 - 9/16" HEADS

LOSSES

PUMPING LEVEL	=	71 FT
COLUMN	=	5 FT
ELEV.	=	5 FT
MAIN LINE	=	28 FT
WHEEL LINES	=	30 FT
DRAG PIPES	=	63 FT
MISC.	=	20 FT
TOTAL LOSSES	=	222 FT

② 50 PSI $\Rightarrow$ 116 FT

$$Q = \frac{\text{EFF} \times \text{HP}}{P + \text{LOSSES}} = \frac{7.24 \times 200}{(116 + 222)} = 4.17 \text{ CFS}$$

@ 80% EFF.

468 - 9/16" HEADS @ 50 PSI

$$Q = \frac{468 \times 4.0}{448.0} = 4.17 \text{ CFS}$$

DUTY OF WATER:

$$239.4 \text{ AC} @ 1/80 \text{ CFS/AC} \Rightarrow 2.99 \text{ CFS}$$

$$2.99 \text{ CFS} < 4.17 \text{ CFS}$$

$$\text{CLAIM OF BENEFICIAL USE} = 2.99 \text{ CFS}$$

STATE OF OREGON

COUNTY OF HARNEY

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6550 submitted by

REX CLEMENS RANCH, INC.
P.O. BOX 427
PHILOMATH, OREGON 97370.

The right to be modified, as evidenced by Certificate 50681, was perfected under Permit G-6616 with a date of priority of DECEMBER 17, 1975. The right allows the use of CLEMENS WELL 2, a tributary of CATLOW VALLEY, for IRRIGATION OF 328.0. The right is limited to 3.95 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 31, T 33 S, R 31 E, W.M.; 270 FEET NORTH AND 4050 FEET EAST FROM THE SW CORNER OF SECTION 31, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

The authorized place of use is as follows:

LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)	40.0 ACRES
LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	39.0 ACRES
LOT 5 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	39.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
LOT 6 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	39.0 ACRES
LOT 7 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	39.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
SECTION 6	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	12.0 ACRES
SECTION 7	
TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.	

TOTAL 328 DAL

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the place of use to:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	40.5 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	28.6 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	32.5 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.6 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.6 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	36.2 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	39.5 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.3 ACRES

SECTION 31

NW $\frac{1}{4}$ NW $\frac{1}{4}$	12.5 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	8.7 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	4.6 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.3 ACRES

SECTION 32

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)	0.6 ACRE
LOT 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)	0.7 ACRE

SECTION 6

TOWNSHIP 34 SOUTH, RANGE 31 EAST, W.M.

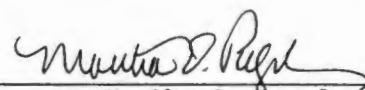
*TO
326.2 ac
1/82-58285/ac*

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

1. The proposed change shall be completed on or before October 1, 1993.
2. The former place of use shall no longer be irrigated as part of this water right.

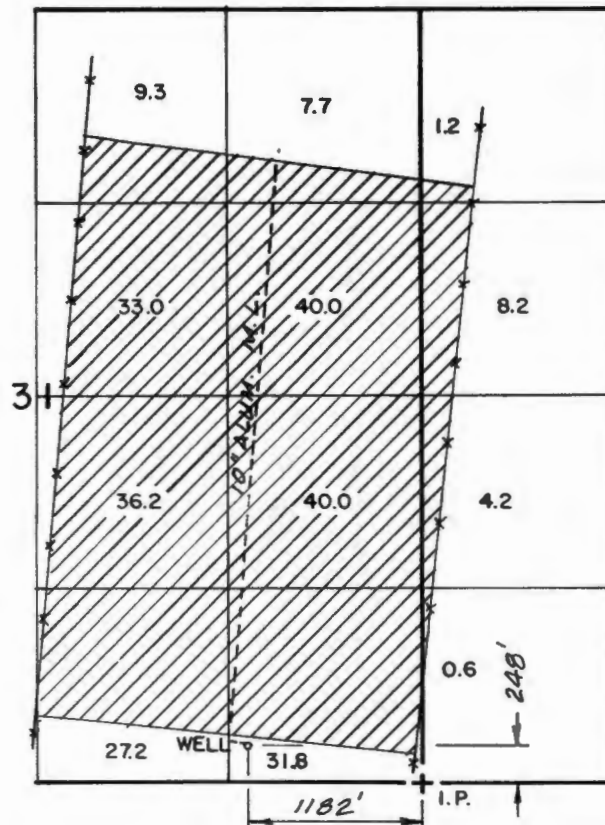
Certificate 50681 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources Director, affixed AUGUST 3, 1992.


Martha O. Pagel

T. 33 S., R. 31 E., W.M.

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNER'S



239.4 acres

FINAL PROOF SURVEY

UNDER TRANSFER
NO. T-6550

IN THE NAME OF
REX CLEMENS RANCH INC

Scale: 4" = 1 mile

Date: July 1993

Job: 1312

Dsn:

Drn: Chris

Ckd:



M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

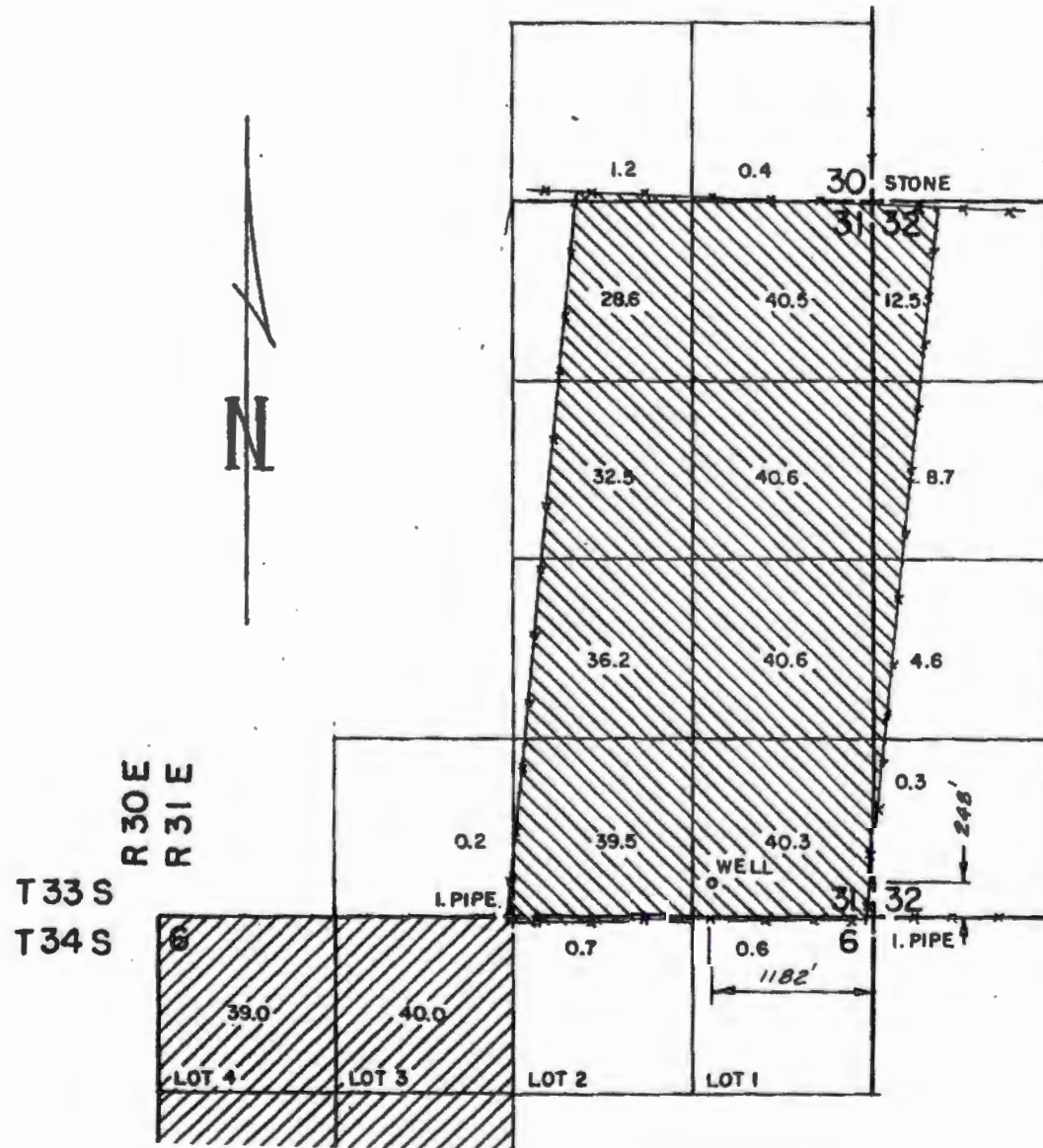
Sht. No.

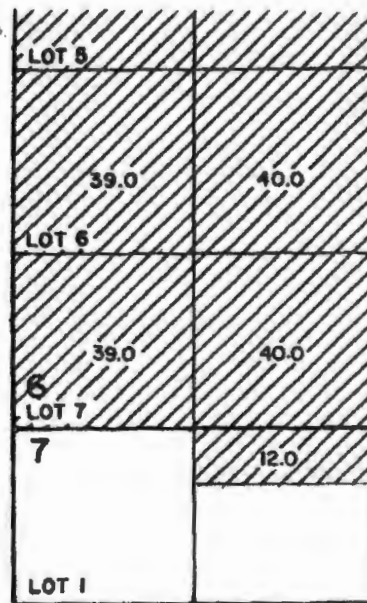
of 1



T. 33 S, & T. 34 S, R. 31 E, W.M.

T-6550
APPLICATION
MAP





LEGEND

 WATER RIGHT FROM - CERT. NO. 50861
 NEW IRRIGATE LANDS

THE PURPOSE OF THIS MAP IS TO
 IDENTIFY THE LOCATION OF THE
 WATER RIGHT. IT IS NOT INTENDED
 TO PROVIDE INFORMATION RELATIVE
 TO THE LOCATION OF PROPERTY
 OWNERSHIP,

	REX CLEMENS RANCH INC WATER RIGHT TRANSFER APPL.		
	Scale: 1" = 1320'	Date: APRIL 1991	Job: 1312
	Dgn:	 M. A. PALMER & SONS, INC. ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720	Sht. No.
	Drm: C T P		of 1
Ckd:			

F-6550

RECEIVED

MAY 19 1998

REX CLEMENS RANCH INC WATER RIGHT TRANSFER APPLICATION

WATER RESOURCES DEPT.
OREGON

2. LOCATION OF AUTHORIZED USE:

E) Give the location of the authorized area irrigated.

Township	Range	Section	1/4, 1/4 of Section	no. of acres
33 S	31 E	6	Lot 3	40.0
			Lot 4	39.0
			Lot 5	39.0
			Lot 6	39.0
			Lot 7	39.0
			SE, NW	40.0
			NE, SW	40.0
			SE, SW	40.0
34 S	31 E	7	NE, NW	12.0

total.....328.0 ac.

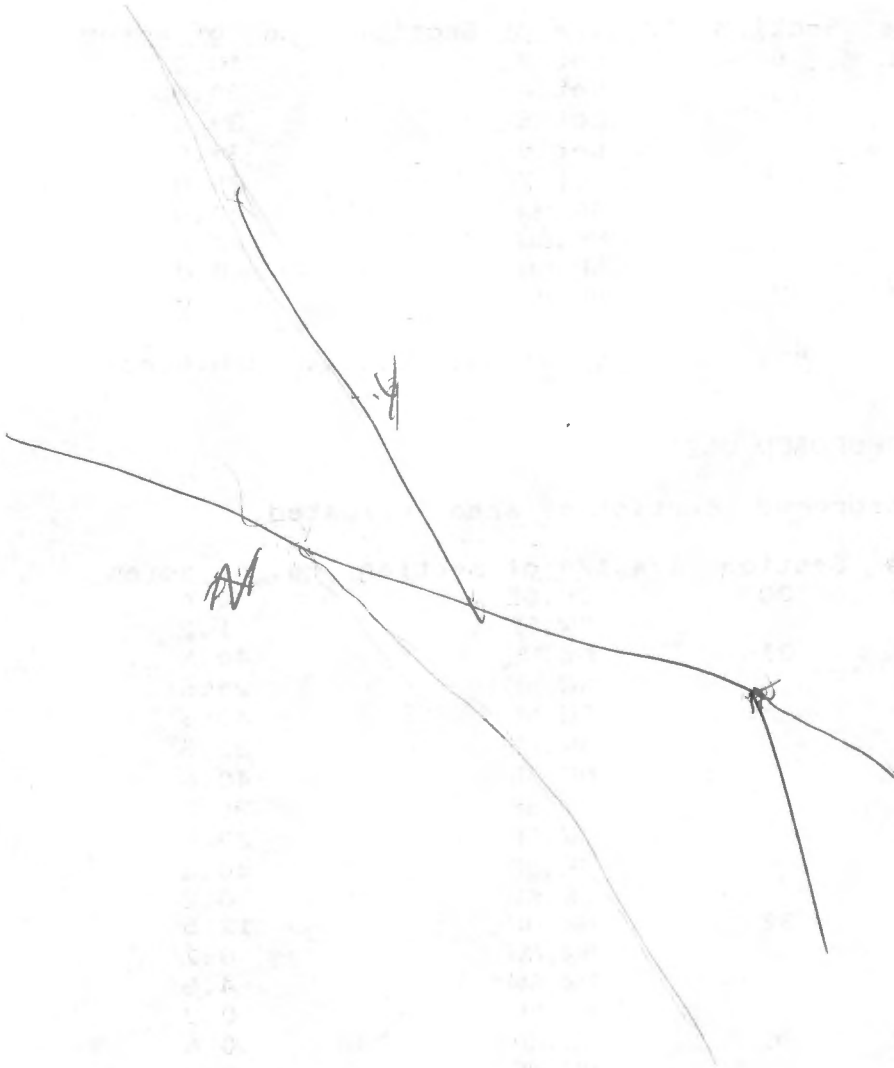
3. LOCATION OF PROPOSED USE:

E) Give the proposed location of area irrigated.

Township	Range	Section	1/4, 1/4 of Section	no. of acres
33 S	31 E	30	SE, SE	0.4
			SW, SE	1.2
33 S	31 E	31	NE, NE	40.5 ✓
			NW, NE	28.6 ✓
			SE, NE	40.6 ✓
			SW, NE	32.5 ✓
			NE, SE	40.6 ✓
			NW, SE	36.2 ✓
			SW, SE	39.5 ✓
			SE, SE	40.3 ✓
			SE, SW	0.2 ✓
			33 S	31 E
SW, NW	8.7 ✓			
NW, SW	4.6 ✓			
SW, SW	0.3 ✓			
34 S	31 E	6	NE, NE	0.6 ✓
			NW, NE	0.7 ✓

total.....328.0 ac.

2 084



To: Water Resources Dept. Eastern Region
1995 3 rd. St.
Suite 180
Baker City, Oregon 97814

Attn. Chad Hatten
Phone 541-523-8224

From: Rex Clemens Ranch Inc.
P.O. Box 427
Philomath Oregon 97370

Re: Affidavit of use as per water right transfer
6550 & Cert. # 67642

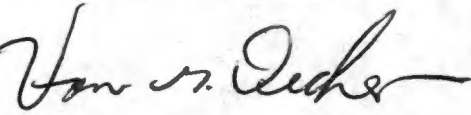
Date: April 8, 1998

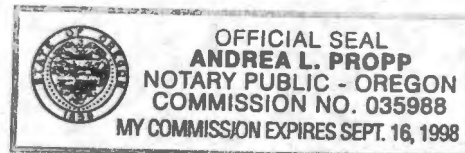
The two center pivot sprinklers were installed in 1995 on lands shown in the attached map. Crops have been raised with irrigation water in compliance with Cert. # 67642 and Transfer # 6550 on the subject lands during 1995, 96, & 97.

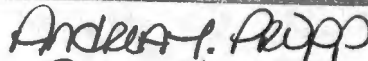
Prior to 95 this water had been used on the rectangular shaped fields in T. 33 S, R. 31 E. Sec 31 & 32 and
T. 34 S, R. 31 E. Sec 7

Thank you,


David Lowther
P.O. Box 427
Philomath, Oregon 97370
Phone 541-929-3285


Van G. Decker
P.O. Box 39
Burns, Oregon 97720
Phone 541-573-2259




9-16-98

REX CLEMENS, Grantor, conveys to REX CLEMENS RANCH, INC., an Oregon corporation, Grantee, that certain real property situated in Harney County, Oregon, and more particularly described on the attached Exhibit "A", which is incorporated herein by this reference.

The true and actual consideration for this conveyance is other value received.

Until a change is requested, all tax statements shall be sent to the following address:

Rex Clemens Ranch, Inc.
P. O. Box 427
Philomath, OR 97370

Dated: FEB 25, 1979.

[Signature]
REX CLEMENS

STATE OF OREGON)
County of HARNEY) ss.

Personally appeared the above-named REX CLEMENS and acknowledged the foregoing instrument to be his voluntary act.

Before me:



Bernard C. Davis
NOTARY PUBLIC FOR OREGON
My Commission Expires: 8-12-82

STATE OF OREGON }
County of Harney } ss.

I certify that the within instrument was received for record on the 25th day of April, 1979, at 4:10 o'clock P.M. and recorded in Book 109, page 151.

[Signature] Records of said County.
AVEL DIAZ, County Clerk
D. Coleman Norton Deputy

To Seal

Bill

1. Township 34 S., Range 31 E., W.M.:

- a) Sec. 2: Lots 3 and 4; S1/2 NW1/4; and SW1/4;
- b) Sec. 3: Lots 1, 2, 3 and 4; S1/2 N1/2; and S1/2;
- c) Sec. 4: Lots 1, 2, 3 and 4; and S1/2 N1/2;
SAVE AND EXCEPT the following parcel conveyed
to School District No. 51:

Beginning at the Northeast corner of the SE1/4
NE1/4 of said Sec. 4; thence South 208 feet,
thence West 208 feet; thence North 208 feet;
thence East 208 feet to the point of beginning.

- d) Sec. 5: Lots 1, 2, 3 and 4; S1/2 N1/2; S1/2;
- e) Sec. 6: Lots 1 through 7; S1/2 NE1/4; SE1/4; E1/2
SW1/4; and SE1/4 NW1/4;
- f) Sec. 7: Lots 1, 2, 3 and 4; E1/2 W1/2; E1/2;
- g) Sec. 8: W1/2;
- h) Sec. 9: S1/2;
- i) Sec. 27: S1/2.

2. Township 33 S., Range 31 E., W.M.:

- a) Sec. 31: E1/2;
- b) Sec. 32: N1/2 NE1/4; SE1/4 NE1/4; and SE1/4;
- c) Sec. 33: SW1/4; and SE1/4;
- d) Sec. 34: SW1/4;
- e) Sec. 35: SW1/4.

3. Township 34 S., Range 30 E., W.M.:

Sec. 1: Lots 1, 2 and 3; SE1/4 NW1/4; S1/2 NE1/4; E1/2 SW1/4.

4. Township 33 S., Range 32-1/2 E., W.M.:

- a) Sec. 1: NE1/4; S1/2 SW1/4; W1/2 SE1/4;
- b) Sec. 2: S1/2 S1/2;
- c) Sec. 12: W1/2 NW1/4; NW1/4 SW1/4.

840009

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, Rex Clemens Ranch, Inc., is entitled to a Land Patent pursuant to Sec. 206 of the Act of October 21, 1976; 90 Stat. 2756, 43 U.S.C. 1716, for the following described land:

STATE OF OREGON }
County of Harney }

Willamette Meridian, Oregon

I certify that the within instrument was recorded T. 33 S., R. 31 E.,

record on the 31st day of August 1976 at 10:10 o'clock A.M. and recorded Sec. 20, All;

1976 at 10:10 o'clock A.M. and recorded Sec. 28, All;

In book page 8840009 Sec. 29, All;

Deed Records of said County. Sec. 32, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;

AVEL DIAZ, County Clerk

Sec. 34, N $\frac{1}{2}$ and SE $\frac{1}{4}$.

The area described contains 2,760 acres, according to the official plat of the survey of the said land on file in the Bureau of Land Management:

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES unto the said claimant, the land above described; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant, its successors and assigns, forever;

EXCEPTING AND RESERVING TO THE UNITED STATES from the land so granted a right-of-way thereon for ditches or canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 941:

SUBJECT TO:

1. Such rights for electric power distribution line purposes as Harney Electric Cooperative, Inc. or its successors in interest may have, pursuant to right-of-way ORE 012617, as to the E $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 28. Act of March 4, 1911, 36 Stat. 1253, as amended, 43 U.S.C. 961; and
2. Such rights for telephone line purposes as Pacific Northwest Bell Telephone Company, or its successors in interest may have, pursuant to right-of-way ORE 018562, as to the E $\frac{1}{2}$ E $\frac{1}{4}$ of said Sec. 28. Act of March 4, 1911, 36 Stat. 1253, as amended, 43 U.S.C. 961.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed

GIVEN under my hand, in Portland, Oregon
the TWENTY-FIFTH day of JUNE in the year
of our Lord one thousand nine hundred and EIGHTY-FOUR
and of the Independence of the United States the two hundred
and EIGHTH.

B.

State Director

WARRANTY DEED—STATUTORY FORM

CORPORATE GRANTOR *H-8211*

ROCK CREEK RANCH, INC.

a corporation
Grantor, conveys and
Grantee,

duly organized and existing under the laws of the State of Oregon

warrants to REX CLEMENS RANCH, INC.

the following described real property free of encumbrances except as specifically set forth herein situated in
Harney County, Oregon, to-wit:In Twp. 33 South, Range 31 East, W.M.:
Section 33: N $\frac{1}{2}$.

SUBJECT TO reservations, easements and rights of way of record.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free from all encumbrances except
This instrument does not guarantee that any particular use may be made of
the property described in this instrument. A buyer should check with the
appropriate city or county planning department to verify approved uses.

The true consideration for this conveyance is \$ / (Here comply with the requirements of ORS 93.030)
Exchange of other lands.

Done by order of the grantor's board of directors with its corporate seal affixed on

19 85

(CORPORATE SEAL)

ROCK CREEK RANCH, INC.

By *Don Miller* PresidentBy *Janet C. Miller* Secretary

STATE OF OREGON, County of Harney) ss:

August 22

19 85

Personally appeared

Don Miller

and

Janet C. Miller

who, each being first duly sworn, did say that the former is the

president and that the latter is the

secretary of

ROCK CREEK RANCH, INC.

a corporation, and that the seal
affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed
and sealed in behalf of said corporation by authority of its board of directors and each of them acknowledged
said instrument to be its voluntary act and deed.

(OFFICIAL SEAL)

Before me: *Don R. Fisher*

Notary Public for Oregon; My commission expires: 11-1-87

WARRANTY DEED

Rock Creek Ranch, Inc.

Rex Clemens

Diamond, OR 97721

GRANTOR

GRANTEE

GRANTEE'S ADDRESS ZIP

After recording return to:

CRAMER & PINKERTON

P. O. Box 646

Burns, OR 97720

NAME, ADDRESS, ZIP

Until a change is requested, all tax statements
shall be sent to the following address:

Rex Clemens

Diamond, OR 97721

NAME, ADDRESS, ZIP

STATE OF OREGON

County of *Harney*

I certify that the within instru-
ment was received for record on the
30 day of *August*, 1985,
at 11:30 o'clock *A.M.*, and recorded
in book on page or as
file/roll number *85180*,
Record of Deeds of said County.

Witness my hand and seal of
County affixed.

Anne Hays, Clerk
Recording Officer
By *Dolores Surber* Deputy

SPACE RESERVED

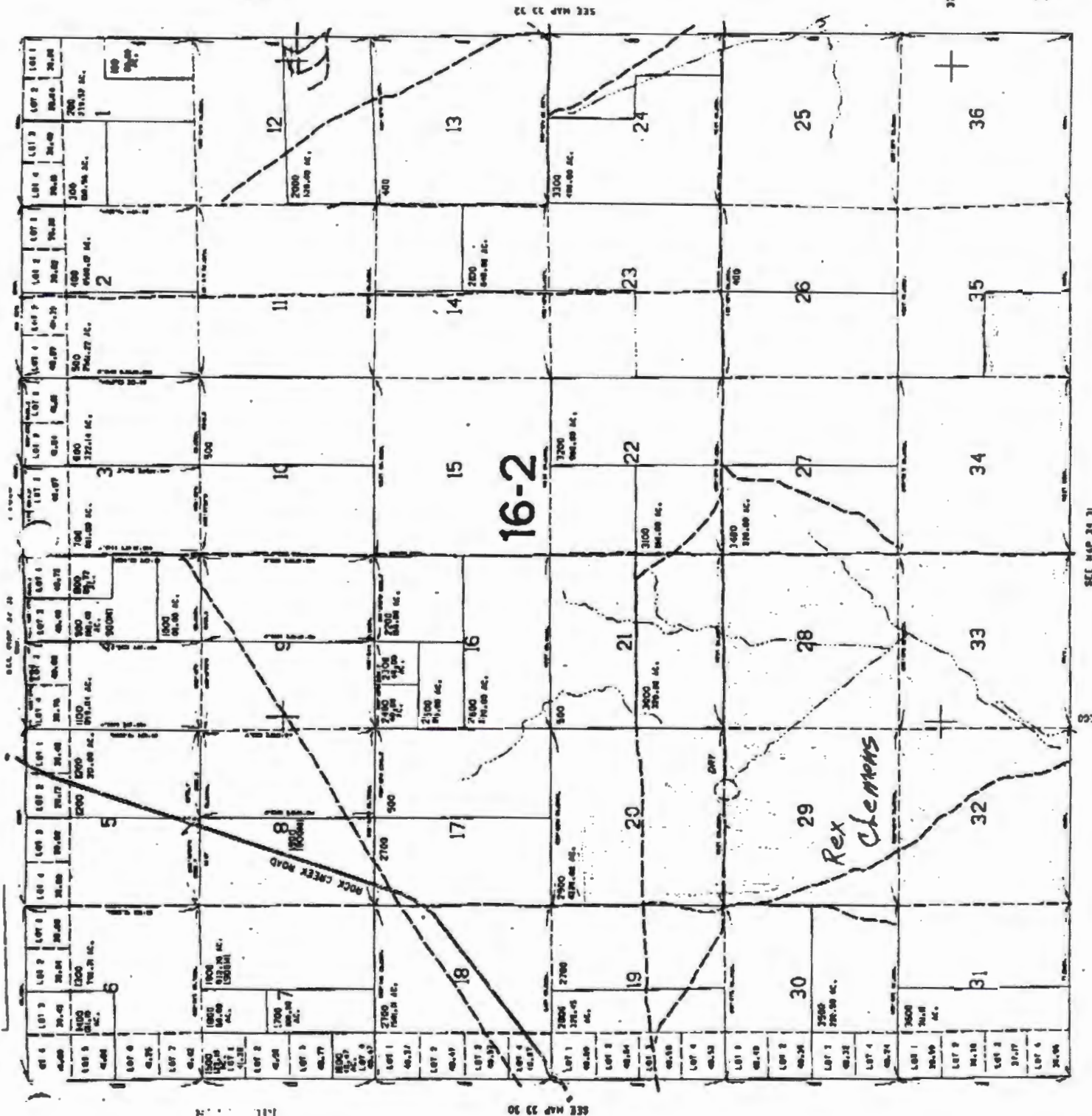
FOR

RECORDER'S USE

31

✓ P
851180

851180



370000

33 31

SEE MAP 34 31



TOTAL P.02

January 17, 1995

REX CLEMENS RANCH INC
PO BOX 427
PHILOMATH OR 97370

REFERENCE: Transfer 7280

We received your Transfer Application requesting approval of a change in place of use for use of water from a well for irrigation. We also received the supporting data, map and fees of \$202. Our receipt 120686 was handed to you in our office on December 30, 1994.

By copy of this letter, we are asking the Watermaster for his usual report regarding the potential for injury to other water rights by approval of your application.

Due to the unusually high number of applications received over the past few years, we are unable to complete the examination of your application at this time. Applications are normally examined in the order they are received. We will try to complete the examination as soon as possible.

We will notify you if additional information is needed, or corrections to the application or map are required.

If you have any questions, please call the Water Rights Section, (503) 378-3739.

Sincerely,

LARRY H. NUNN
Senior Water Rights Specialist

LHN:jh

Enclosure

cc: William Beal, Watermaster
Chris Palmer, CWRE



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **120686**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Rex Clemens Ranch, Inc
BY: Jan G. Decker

APPLICATION	
PERMIT	
TRANSFER	7280

CASH: ☐ CHECK: # 24-12 ☒ OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 202.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.650	PARKING FEES Name / month	\$
OTHER:	(IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT. \$

COST CENTER AND OBJECT CLASS

VOUCHER #

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS

840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
880.109	MISC REVENUE: (IDENTIFY)	\$
520.000	OTHER (P-6) (IDENTIFY)	\$

WATER RIGHTS:

842.001	SURFACE WATER	EXAM FEE	842.002	RECORD FEE
842.003	GROUND WATER	\$	842.004	\$
842.005	TRANSFER	\$ 50.00	842-006	\$ 152.00

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	842.023	LICENSE FEE
	LANDOWNER'S PERMIT	\$	842.024	\$

OTHER (IDENTIFY)

06-00-0 WELL CONST. START FEE

842.013	WELL CONST START FEE	\$	CARD #	
	MONITORING WELLS	\$	CARD #	
OTHER	(IDENTIFY)			

45-00-0 LOTTERY PROCEEDS

864.000	LOTTERY PROCEEDS	\$
---------	------------------	----

07-00-0 HYDRO ACTIVITY

LIC NUMBER

842.011	POWER LICENSE FEE (FW/WRD)	\$
842.115	HYDRO LICENSE FEE (FW/WRD)	\$
HYDRO APPLICATION		\$

RECEIPT # **120686**

DATED: 12/30/94

BY: C. Smith

JAN 26 1995

INTEROFFICE MEMO

WATER RESOURCES
SALEM, OREGON

TO: TRANSFER SECTION

DATE:

WATER
RESOURCES
DEPARTMENTFROM: WATERMASTER, DISTRICT # 10
GROUNDWATER SECTION
(SIGNATURE) William BealSUBJECT: WATER RIGHT TRANSFER # 7280A change in (POU) POD POA USE of water.In the name(s) of Rex Clemens Ranch, Inc.

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY*~~ to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (yes or no) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- ____ (1) PRIOR to the diverting of water at the new point of diversion....
- X (2) WHEN IN the judgement of the watermaster it becomes necessary....

The enclosed copy of the transfer application and map(s) is for your records.



M. A. PALMER & SONS
Engineering & Surveying
254 N. Alder P. O. Box 61
BURNS, OREGON 97720
Phone 573-6451

T7280

JOB CLEMENS MT. R/S 1312-74

SHEET NO. _____ OF _____

CALCULATED BY _____ DATE _____

CHECKED BY _____ DATE _____

SCALE _____

STATE OF OREGON FEES:

EXAM	50 -
1 ST TEN AC.	30 -
121.1 AC	122 -
	\$ 1202 -

RECEIVED

DEC 30 1994

WATER RESOURCES DEPT
OREGON

SEND MAP, APPLICATION, LAND
USE FORM, DEED, EVIDENCE OF USE,
AND \$102 - TO:

WATER RESOURCES DEPT.
COMMERCE BUILDING
158 12TH STREET NE
SALEM, OR
97310

LARRY NUNN

Land Use Information Form: Water Right Transfers, Use of Conserved Water, Exchanges

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the request for water use. **DO NOT FILL OUT THIS FORM IF:** 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) you are applying for a water right transfer involving: a) a change in the place of use with no structural changes, and b) irrigation uses located in irrigation districts or exclusive farm use zones.

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Applicant's Name: REX CLEMENS RANCH, INC

DEC 30 1994

Address: P.O. BOX 427

City: PHILOMATH

State: OR

Zip: 97370

Phone: 573-2259

WRD Application No.:

WATER RESOURCES DEPT
OREGON

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot or Local I.D.#	Plan Designation/Zoning (e.g. Rural Residential/RR-5)	Check All That Apply		
		Water Diverted	Water Conveyed	Water Used
<u>T.L. 2900</u>	<u>EFRU-1</u>			
<u>33 31</u>				
<u>T.L. 200</u>	<u>EFRU-1</u>			
<u>34 31</u>				

The following section must be completed by all local planning departments responsible for the property(ies) listed above. Please ask the Department for extra forms, as needed.

For Local Government Use Only

Local government planning officials are to complete the remainder of this form and return it to the applicant for inclusion in the application.

a) Check the appropriate box below and provide requested information.

☒ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Art. 3 Section 3.010. Go to section b) on reverse side.

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus any accompanying findings is sufficient.)

Type of Land Use Approvals Needed (e.g.: plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Please check the box that applies:		
		Already Obtained	Already Denied	Being Pursued Satisfactorily

(over)

DEC 30 1994

2

Name: Shirley Pettyjohn

Title: Planning Assistant

Date: 12-19-94

Phone: 573-6655

Signature:

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

Continuations or Additional Comments:

T7280

State of Oregon
WATER RESOURCES DEPARTMENT
APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: REX CLEMENS RANCH, INC
Mailing Address: P.O. BOX 427
PHILOMATH OR 97370 573-2259
City or town State Zip Phone
Type of change: PLACE OF USE
(In point of diversion: place of use; use heretofore made of the water)

1. WATER RIGHT

- A) Is the water right in your name? YES If not, list name below:
(Yes, No)
- B) Was the water right determined by a court decree? NO
(Yes, No)
1. If yes, list the title of the proceedings: -
2. Certificate No: -
- C) Was the water right acquired by a water permit? YES
(Yes, No)
1. If yes, list the Permit No: G-6616
2. Certificate No: 67642 & PENDING TRANSFER T-6550
- D) Date of priority right: DEC. 17, 19 75
- E) What are your reasons for the proposed changes? CHANGE IN PLACE OF USE.
- F) The water will be completely applied to the proposed use on or before: APR. 1, 19 95

2. LOCATION OF AUTHORIZED USE

- A) What is the source of water (river, stream, well)? WELL
- B) Describe the authorized point of diversion:
- | Location in Reference to Survey Corner | 1/4, 1/4 of Section | Section | Township | Range |
|--|---------------------|-----------|------------|------------|
| <u>240' N & 1182' W FROM</u> | <u>SE, SE</u> | <u>31</u> | <u>33S</u> | <u>31E</u> |
| <u>THE S.E. COR. S. 31. T33S</u> | | | | |
- C) What is the name of the ditch used? R31E
- D) What is the use to which the water is applied? IRRIGATION

E) Give the location of the authorized area irrigated or place of use other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

- F) Is the land within an irrigation district? Yes _____ No ✓
If Yes, which district? -
- G) County HARNEY

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

A) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? YES
(Yes, No)

C) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

D) What is the use to which the water will be applied? IRRIGATION

E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
	<u>- SEE ATTACHED SHEET -</u>			

4. EXHIBITS

The following exhibits shall be attached to and made part of the application:

- A) A map prepared by a Certified Water Right Examiner showing the location of the present and proposed points of diversion, the authorized and proposed places of use and, if any, lands from the existing right that would not be subject to transfer.
- B) A copy of the current recorded deed to the subject lands.
- C) Affidavits from any other landowners or encumbrance holders with interest in the original water right stating that they have no objection to the proposed transfer.
- D) Evidence that the water has been used within the last five years.

5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT:

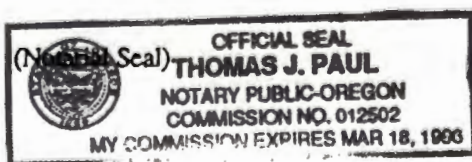
6. REMARKS:

I (we) REX Chambers Ranch Inc B7 Van S. Decker, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 30 day of Dec., 19 94.

Van S. Decker
(Signature)

(Signature)

Subscribed and sworn to before me



Thomas J. Paul
Notary Public for Oregon

My commission expires: MARCH 18, 1996

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

3E - PROPOSED PLACE OF USE

T7280

CERT. NO. 67042

T 33 S R 31 E

S. 32

NW, SW	1.2 AC
SW, SW	19.5
	20.7 AC.

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WATER RESOURCES D
OREGON

PENDING TRANSFER T-0550

S. 31

SW, SE	0.9 AC
SE, SE	0.9

S. 32

SW, NW	2.1 AC
SE, NW	4.8
NW, SW	29.2
NE, SW	30.9
SW, SW	0.2
SE, SW	29.2
NW, SE	3.0
SW, SE	1.2
	110.4 AC

TOTAL AC. TO PROPOSED LOCATION =

131.10

2E - AUTHORIZED PLACE OF USE

CERT. NO. 67642

T 34 S, R 31 E

S. 7

LOT 1 - 20.7 AC - TOTAL IN T 34 S, R 31 E

PENDING TRANSFER T-6550

T 33 S, R 31 E

S. 31

NW, NE	9.3 AC
NE, NE	7.7
SW, NE	30.3
SE, NE	35.9
NW, SE	3.6
NE, SE	1.9
SW, SE	6.0
SE, SE	3.9

S. 32

NW, NW	1.2 AC
SW, NE	8.2
NW, SW	2.2
SW, SW	0.2

110.4 AC - TOTAL IN T 33 S, R 31 E

TOTAL AC. TO BE TRANSFERRED =

131.10

RECEIVED

DEC 30 1994

WATER RESOURCES DIV
OREGON



Shad Hattan 10:00 AM 3/16/98 , Transfers 6550 & 7280 Rex Cl

Oregon

Water Resources Department

Commerce Building

158 12th Street NE

Salem, OR 97310-0210

(503) 378-3739

FAX (503) 378-8130

From: Steve Brown <Stephen.C.BROWN@wrd.state.or.us>
To: John A. Kitzhaber, M.D., Governor
Subject: Transfers 6550 & 7280 - Rex Clemens Ranch, Inc.
Cc:
Bcc:
Attached:

Shad,

Proof to the satisfaction of the Director has been completed and approved for Transfer No. 6550. The amount of land is limited to 239.4 acres and amount of water limited to 2.99 cubic feet per second of water from a well.

The map and claim describes the location of the well differently than the remaining right, however, we can live with the different description.

Please advise when transfer no. 7280 is complete and I will recommend the issuance of a certificate for the portion of transfer no. 6550 not involved.

Thank you for your patience.

If there is any further information required please advise.

Steve B.

range in Page
 ate filed 12/30/94
 ate of hearing _____
 ace of hearing _____
 ate of order _____ Vol. _____, page _____
 ate for application of water _____
 roof mailed _____
 roof received _____
 ertificate issued _____ Vol. _____, page _____

7280

DESCRIPTION OF WATER RIGHT

Name of stream Well
Trib. of Catlow Valley Basins County of Harney
Use Irrigation
Quantity of water _____ No. of acres _____
Name of ditch _____
Date of priority Dec. 17, 1975
In name of Rex Clemens Ranch, Inc.
_____ Adjudication, Vol. _____, page 76550
App. No. G-7184 Per. No. G-6616 Cert. No. 67642
Certificate cancelled _____
Notation made on record by _____

FEES PAID

Date	Amount	Rec. rpt. No.
12-30-94	202.00	120686
TOTAL . . .		
	Cert. Fee	

FEES REFUNDED

[illegible]

REMARKS

Not in ID/Chris Palmer, CWRE

INDEX CARDS: Entered Checked

Name		
Stream		
Pt. of Div.		
Calendar		
CHECKED TO RECORDS:		
Tape & Rge.		
Box		
Sub Box		
Section		
Page Number		
Card Index		
Cross Ref.		
Power Claim		
Abstracts		

T7280

COPY

State of Oregon
WATER RESOURCES DEPARTMENT
APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: REX CLEMENS RANCH, INC
Mailing Address: P.O. BOX 427
PHILOMATH OR 97370 573-2259
City or town State Zip Phone
Type of change: PLACE OF USE
(In point of diversion: place of use; use heretofore made of the water)

1. WATER RIGHT

- A) Is the water right in your name? YES If not, list name below:
(Yes, No)
- B) Was the water right determined by a court decree? NO
(Yes, No)
1. If yes, list the title of the proceedings: -
2. Certificate No: -
- C) Was the water right acquired by a water permit? YES
(Yes, No)
1. If yes, list the Permit No: G-0016
2. Certificate No: 67642 & PENDING TRANSFER T-6550
- D) Date of priority right: DEC. 17, 19 75
- E) What are your reasons for the proposed changes? CHANGE IN PLACE OF USE.
- F) The water will be completely applied to the proposed use on or before: APR. 1, 19 95

2. LOCATION OF AUTHORIZED USE

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|--|---------------------|-----------|------------|------------|
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| <u>THE S.E. COR. S. 31. T33S,</u> | | | | |
- C) What is the name of the ditch used? R31E
- D) What is the use to which the water is applied? IRRIGATION

E) Give the location of the authorized area irrigated or place of use other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

- F) Is the land within an irrigation district? Yes No ✓
If Yes, which district? -
- G) County HARNEY

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

A) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? YES
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Encumbrance	Held by	Amount

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E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

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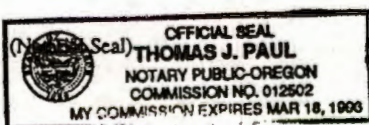
6. REMARKS:

I (we) REX CHAMBERS AND ERIC B. VAN R. DECHER, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 30 day of Dec., 19 94.

Van R. Decher
(Signature)

(Signature)

Subscribed and sworn to before me



Thomas J. Paul
Notary Public for Oregon

My commission expires: MARCH 18, 1996

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

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T7280

CERT. NO. 67642

T 33 S R 31 E

S. 32

NW, SW	1.2 AC
SW, SW	19.5
	20.7 AC.

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TEH RESOURCES D.
00530

PENDING TRANSFER T-0550

S. 31

SW, SE	0.9 AC
SE, SE	0.9

S. 32

SW, NW	2.1 AC
SE, NW	4.8
NW, SW	29.2
NE, SW	38.9
SW, SW	0.2
SE, SW	29.2
NW, SE	3.0
SW, SE	1.2
	110.4 AC

TOTAL AC. TO PROPOSED LOCATION =

131.10

2E - AUTHORIZED PLACE OF USE

CERT. NO. 67642

T 34 S, R 31 E

S. 7

LOT 1 - 20.7 AC - TOTAL IN T 34 S, R 31 E

PENDING TRANSFER T-6550

T 33 S, R 31 E

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NW, NE	9.3 AC
NE, NE	7.7
SW, NE	30.3
SE, NE	35.9
NW, SE	3.6
NE, SE	1.9
SW, SE	6.0
SE, SE	3.9

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FISH RESOURCES D.
OREGON

S. 32

NW, NW	1.2 AC
SW, NE	8.2
NW, SW	2.2
SW, SW	0.2

110.4 AC - TOTAL IN T 33 S, R 31 E

TOTAL AC. TO BE TRANSFERRED =

131.10