

T-13823

T-13823

Temporary - DROUGHT

Name Longview Ranch, LLC of NevadaAttn: Scott SuttonAddress 39847 Highway 19Kimberly, OR 97848longviewcattle@gmail.comChange in POUDate Filed 9-15-2021Initial notice date 9-21-2021DPD issued date PD issued date PD notice date Date of FO 10-28-2021 Vol 121 Page 911C-Date COBU due date COBU Received date Certificate issued

DESCRIPTION OF WATER RIGHT(S)

Name of Stream John Day RiverTrib. of Columbia RiverUse IrrigationCounty Grant ; WheelerQuantity of water (CFS) No. of Acres Name of ditch App# S-29076 Per # S-25276 Cert # 47510 PR Date 3/22/1954App# S-6292 Per # S-3942 Cert # 64632 PR Date 10/4/1918App# Per # Cert # PR Date App# Per # Cert # PR Date App# Per # Cert # PR Date

FEES PAID		
Date	Amount	Receipt #
9-15-2021	\$200.00	136410

FEES REFUNDED		
Date	Amount	Receipt #

Assignments: Irrigation District Agent Skookum Water Associates, Inc. - steve@skookumwater.comCWRE CC's list Grant County ; Wheeler County☐ - Oversized map - Location



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

October 28, 2021

SCOTT SUTTON
39847 HWY 19
KIMBERLY, OR 97848

REFERENCE: Temporary Drought Transfer Application T-13823

Enclosed is a copy of the final order approving your TEMPORARY DROUGHT water right transfer application.

The temporary change shall be effective upon issuance of this final order. Please note, the use shall revert back to the original authorized place of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

Stacy H. Phillips
Restoration Program Technician
Transfers and Conservation Section

cc: Eric W. Julsrud, Watermaster Dist. #4 (via email)
Steven R. Bruce, Agent
Grant County
Wheeler County

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-13823, Grant, Wheeler County)	EMERGENCY USE DROUGHT TEMPORARY
)	CHANGE IN PLACE OF USE

Authority

Oregon Revised Statute (ORS) 536.750 establishes the process in which a water right holder may submit a request to temporarily transfer the use, place of use or point of diversion of water in the event of a declaration of drought, without complying with the notice and waiting requirements under ORS 540.520. Oregon Administrative Rule (OAR) Chapter 690, Division 019 implements the statutes and provides the Department's procedures and criteria for evaluating drought transfer applications.

Applicant

LONGVIEW RANCH, LLC OF NEVADA
ATTN: SCOTT SUTTON
39847 HIGHWAY 19
KIMBERLY, OR 97848

Findings of Fact

1. On September 15, 2021, LONGVIEW RANCH, LLC OF NEVADA ATTN: SCOTT SUTTON filed an application to temporarily change the place of use under Certificates 47510 and 64632 for the remainder of the 2021 irrigation season or the term of the Governor's declared drought, whichever is shorter. The Department assigned the application number T-13823.
2. Notice of the application for transfer was published on September 21, 2021, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. The portion of the first right to be temporarily transferred is as follows:

Certificate:	47510 in the name of EDWARD & DORIS CHILCOTT (perfected under Permit S-25276)
Use:	IRRIGATION of 6.6 ACRES
Priority Date:	MARCH 22, 1954
Rate:	0.16 CUBIC FOOT PER SECOND

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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.

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH 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 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: JOHN DAY RIVER, a tributary of the COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
10 S	26 E	WM	30	NW SW	3080 FEET SOUTH AND 440 FEET EAST FROM THE SW CORNER OF SECTION 19

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	26 E	WM	30	SW NW	6.6

4. Temporary Transfer Application T-13823 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	25 E	WM	25	NE SE	6.6

5. The portion of the second right to be temporarily transferred is as follows:

Certificate: 64632 in the name of POWAY CITRUS COMPANY (perfected under Permit S-3942)

Use: IRRIGATION of 6.6 ACRES

Priority Date: OCTOBER 4, 1918

Rate: 0.082 CUBIC FEET PER SECOND

Source: JOHN DAY RIVER, a tributary of the COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	26 E	WM	30	NW SW	3	430 FEET SOUTH AND 390 FEET EAST FROM THE W1/4 CORNER OF SECTION 30

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	25 E	WM	25	NE SE	6.6

6. Temporary Transfer Application T-13823 proposes to temporarily change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
10 S	26 E	WM	30	SW NW	6.6

7. Certificates 47510 and 64632 each describe the point of diversion differently; however, the applicant indicates that the points of diversion are in fact the same points.

Temporary Drought Transfer Review Criteria

8. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
9. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
10. The Governor issued an executive order on June 9, 2021, declaring a state of drought emergency in Grant County due to drought and extreme weather conditions, which is still in effect and the water right proposed for transfer is on lands included in the area covered by the drought order.
11. The proposed changes would not result in enlargement of the rights.
12. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under OAR 690-019-055(3) if injury to existing water rights is shown and cannot be mitigated to the satisfaction of the Director and injured parties.

Conclusions of Law

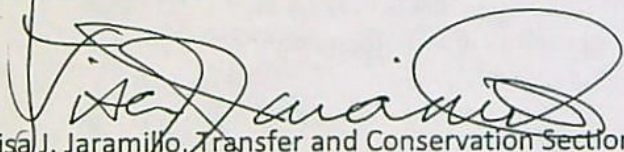
The temporary change in places of use proposed in Temporary Drought Transfer Application T-13823 are consistent with the requirements of ORS 536.750 and OAR 690-019-0055.

Now, therefore, it is ORDERED:

1. The temporary change in places of use proposed in Temporary Drought Transfer Application T-13823 are approved.
2. The former places of use **shall not** be irrigated as part of these water rights during the remainder of the 2021 irrigation season or until the end of the Governor's declared drought, whichever occurs first.

3. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
4. The approval of this temporary drought transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The use of water at the temporary places of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 47510 and 64632. The use shall revert to the authorized place of use at the end of the 2021 irrigation season.
6. The proposed change in place of use shall revert to the authorized places of use at the end of the 2021 irrigation season or the end of the Governor's declared drought, whichever occurs first.
7. The use of the remaining water rights described by Certificates 47510 and 64632 shall continue to be in accordance with the terms and conditions of Certificates 47510 and 64632.

Dated in Salem, Oregon on **OCT 28 2021**


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing Date: **OCT 29 2021**

WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13823

Transfer Specialist: *Joan*

Transfer Type: Drought Transfer

Applicant: LONGVIEW RANCH LLC OF NEVADA 39847 HWY 19 KIMBERLY, OR 97848 Email: _____ Phone: _____		Agent: <input type="checkbox"/> N/A STEVEN R. BRUCE; SKOOKUM WATER ASSOC. INC. 1626 VICTORIAN WAY EUGENE, OR 97401 Email: _____ Phone: _____	
Irrigation District: <input type="checkbox"/> N/A Email: _____		CWRE: <input type="checkbox"/> N/A Email: _____	
Affected Local Gov'ts: <input type="checkbox"/> N/A County Of Grant County Of Wheeler Email: _____		Affected Tribal Gov't: <input type="checkbox"/> N/A UNAVAILABLE Email: _____	
Current Landowner if other than Applicant: <input type="checkbox"/> N/A Email: _____		Receiving Landowner: <input type="checkbox"/> N/A Email: _____	

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	S-29076	S-25276	47510	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	S-6292	S-3942	64632	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions:

Rec'd: September 15, 2021	Proposed Action(s): PLACE OF USE	
Fees Pd: 200.00	WM District: 4	ODFW District:
Initial Public Notice: September 21, 2021	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent <input type="checkbox"/>		GW Review sent: <input type="checkbox"/> N/A
County sent cc: of Ack Letter <input type="checkbox"/>	BOR notified (date): <input type="checkbox"/> N/A	
Newspaper quote requested:	Request for news \$ sent:	News \$ received:
Request to publish sent:	Affidavit of publication received:	Last day of publication:

Document	Drafted	Peer Review	Changes Made	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____	Date: _____
FO	Date: <i>9/27/21</i> Initials: <i>Joan</i>	Date: <i>9/28/21</i> Initials: <i>Scott</i>	Date: <i>10/27/21</i> Initials: <i>Joan</i>	Date: <i>10/27/21</i> Initials: <i>PKS</i>	Date: <i>10/27/21</i> Initials: <i>Joan</i>	Date: <i>10/27/21</i>	Date: <i>10/28/21</i>

Special Issues: _____

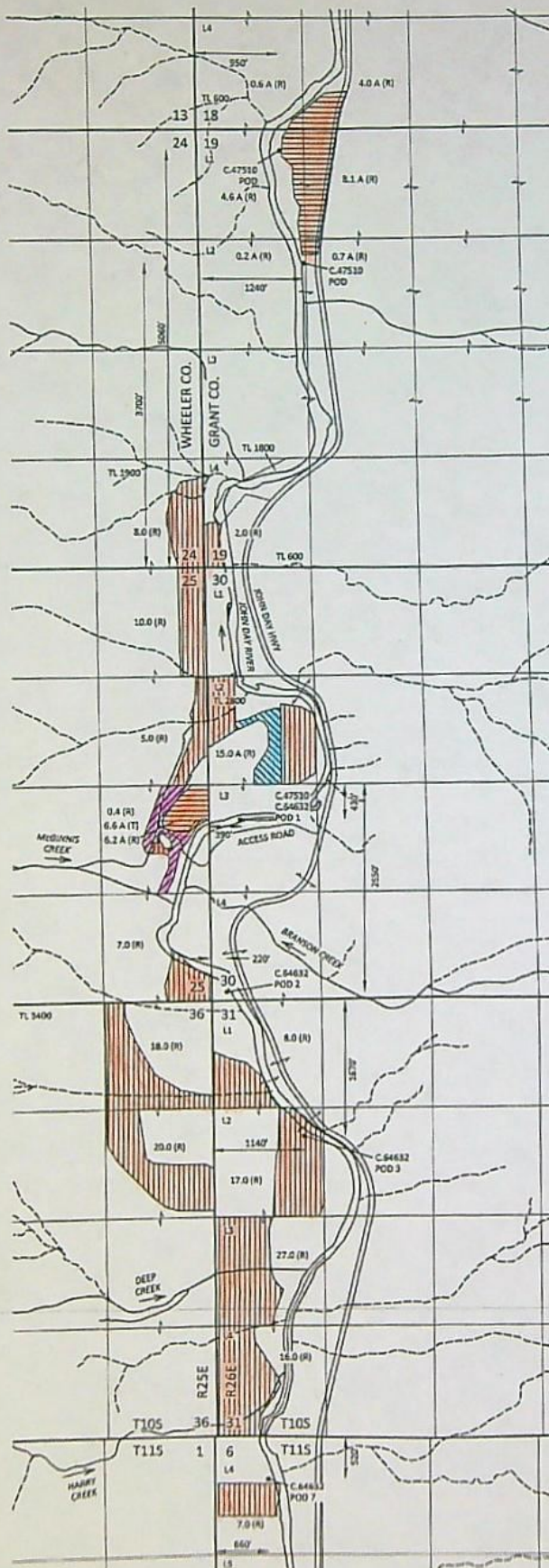
Transfer Cover Sheet

Vol 121 Pages 911-914

Last Revised 10-29-18

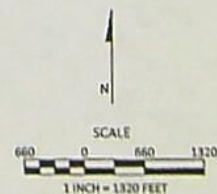
Sections 24, 25, & 36, T10S, R25E, W.M.,
Wheeler County
&
Sections 18, 19, 30, & 31, T10S, R26E, W.M.,
Grant County
&
Section 6, T11S, R26E, W.M.,
Grant County

DROUGHT TRANSFER APPLICATION MAP
Certificates 47510 & 64632
TO MAP
Longview Ranch



EXPLANATION	
TO LANDS (T)	
	CERTIFICATE 64632 PRIORITY: 10/4/1918 6.8 ACRES
	CERTIFICATE 47510 PRIORITY: 3/22/1954 6.8 ACRES
REMAINING RIGHTS (R)	
	CERTIFICATE 64632 PRIORITY: 10/4/1918 160.7 ACRES
	CERTIFICATE 47510 PRIORITY: 3/22/1954 24.7 ACRES
	POINT OF DIVERSION (POD)

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August 19, 2021

This map is not intended to provide legal
dimensions or locations of property
ownership lines

Figure 1

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



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

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

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2** List them here: **Certificates 47510 & 64632**
 Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☐ ☒ N/A For standard Temporary Transfer (one to five years) **Begin Year:** ____ **End Year:** ____.
- ☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Longview Ranch, LLC of Nevada Attn: Scott Sutton			PHONE NO. (541) 934-2964	ADDITIONAL CONTACT NO.
ADDRESS 39847 Highway 19			FAX NO.	
CITY Kimberly	STATE OR	ZIP 97848	E-MAIL longviewcattle@gmail.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

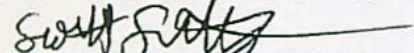
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application

AGENT/BUSINESS NAME Steven R. Bruce Skookum Water Associates Inc.			PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS 1626 Victorian Way			FAX NO.	
CITY Eugene	STATE OR	ZIP 97204	E-MAIL steve@skookumwater.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why:
We propose switching the place of use for 6.6 acres of a junior water right with a more senior water right because the junior right is being regulated off due to the drought. A POD change is not needed.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


Applicant signature

Scott Sutton, Ranch Manager
Print Name (and Title if applicable)

8-16-21
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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

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

DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Grant County	ADDRESS Planning Department 201 S. Humbolt, Suite 170	
CITY Canyon City	STATE OR	ZIP 97820

ENTITY NAME Wheeler County	ADDRESS Planning Department 701 Adams Street	
CITY Fossil	STATE OR	ZIP 97830

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 47510

Description of Water Delivery System

System capacity: 1.67 cubic feet per second (cfs) for POD 1 (see below) OR
_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Certificate 47510 authorizes the use of two PODs and Certificate 64632 authorizes the use of four PODs. Only POD 1 (see transfer maps) provides water to the POU to be transferred.

A 50-hp centrifugal pump at POD 1 diverts water for both certificated water rights in the area of the 6.6 acres of rights to be transferred. The lift from the river to the pump is approximately 10 feet and the operating pressure is 60 psi. The Department's online calculators available to CWREs shows the pump capacity to be 2.03 cfs.

Two pivots are used to irrigate the rights in the transfer area. Each pivot delivers approximately 750 gpm (1.67 cfs).

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	—	10 S	26 E	30	N W	S W	L3	3080 ft S and 440 ft E from SW corner, Section 19

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

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

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

☐ Yes

Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☒ No

Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 47510

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
10	S	26	E	30	SW	NW	2800	L2	6.6	Irrigation	POD 1	3/22/1954	POU	10	S	25	E	25	NE	SE	1900	—	6.6	No Change	POD 1	3/22/1954
TOTAL ACRES								6.6																		
									TOTAL ACRES																	
									6.6																	

Additional remarks: The descriptions of the POD 1 location in Certificates 47510 and 64632 match to within about 20 feet of each other so we assume it is the same POD location.

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 64632

Description of Water Delivery System

System capacity: 1.67 cubic feet per second (cfs) OR

 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. See Part 5 of 5 for Certificate 47510

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

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	—	10 S	26 E	30	N W	S W	L3	430 ft S and 390 ft E from West ¼ corner, Section 30 (this location is about 20 feet from the Certificate 47510 POD location so we assume it is the same location for both rights)

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 64632

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
10	S	25	E	25	NE	SE	1900	—	6.6	Irrigation	POD1	10/4/19 18	POU	10	S	26	E	30	SW	NW	2800	L2	6.6	No Change	POD 1	10/4/1918
TOTAL ACRES									6.6																	
										TOTAL ACRES																
										6.6																

Additional remarks: The descriptions of the POD 1 location in Certificates 47510 and 64632 match to within about 20 feet of each other so we assume it is the same POD location.

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of GRANT & WHEELER

I, SCOTT SUTTON, in my capacity as RANCH MANAGER,

mailing address LONGVIEW RANCH, LLC OF NEVADA 39847 HIGHWAY 19 KIMBERLY, OR 97848

telephone number (541) 934-2964, being first duly sworn depose and say:

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

☒ Personal observation ☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 47510; OR

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

Certificate #	Township	Range	Mer	Sec	1/4	Gov't Lot or DLC	Acres (if applicable)

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use
would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

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

Scott Suttle

Signature of Affiant

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Aug 24, 2021

Date

Signed and sworn to (or affirmed) before me this 24 day of August, 2021.



Notary Public for Oregon

Notary Public for Oregon

My Commission Expires: May 09, 2025

State: Oregon
County: Grant

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none">• Power usage records for pumps associated with irrigation use• Fertilizer or seed bills related to irrigated crops• Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none">• District assessment records for water delivered• Crop reports submitted under a federal loan agreement• Beneficial use reports from district• IRS Farm Usage Deduction Report• Agricultural Stabilization Plan• CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



Columbia Power Cooperative Association

PO Box 97
Monument, OR 97864

Contact Us
(541) 934-2311
Toll Free: (888) 203-7638
Fax: (541) 934-2312

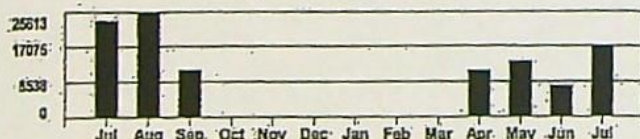
Office Hours
Monday - Friday
8:00 AM - 5:00 PM

Account Number		Account Name				Service Address				Bill Date
[REDACTED]		LONGVIEW RANCH LLC				KIMBERLY TO DAYVILLE/PUMP 40				07/31/21
Service	Meter Number	From	To	Meter Readings Previous	Present	Estimated	Meter Multiplier	Kilowatt Hours	Charges	
Demand:	77301103	06/30/21	07/31/21	33870	51227	No	1	17357	753.29	
Reading	53.017			Actual	Billed				332.95	
				53.017	53.017					

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Comparisons	Days Service	KWH Used	AVG KWH/Day	Cost/Day	NET AMOUNT DUE	\$1,086.24
Current Billing	31	17357	560	35.04	DUE DATE	08/30/21
Previous Billing	30	7584	253	22.07		
Last Year	31	23566	760	43.45		

Your Electricity Usage Over The Last 13 Months



Please allow ample time for delivery before the due date when mailing your payment.

Keep This Portion For Your Records - Return Bottom Portion With Payment



COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097
(888) 203-7638

Account Number		OR01140G
Prev Unpaid Balance	\$0.00	
Payment	\$-662.10	
Current Month's Charges	\$1,086.24	
Due Date	08/30/21	
Net Amount Due	\$1,086.24	

COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097

LONGVIEW RANCH LLC
39847 LONGVIEW LANE
KIMBERLY OR 97848-6212

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
County of) ss

County of Grovet

I, SCOTT SUTTON, in my capacity as RANCH MANAGER,

mailing address LONGVIEW RANCH, LLC OF NEVADA 39847 HIGHWAY 19 KIMBERLY, OR 97848

telephone number (541) 934-2964, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the entire place of use for
Certificate # 64632; OR

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

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)

OR

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

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
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(continues on reverse side)

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

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

Scott Sutter

Signature of Affiant

Sept 2, 2021

Date

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

OWRD



OFFICIAL STAMP
MICHEL STEPHANI SPROFFSKE
NOTARY PUBLIC-OREGON
COMMISSION NO. 1012186
MY COMMISSION EXPIRES MAY 09, 2025

Michael Sproffske

Notary Public for Oregon

My Commission Expires: May 09, 2025

Supporting Documents	Examples
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<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right.</p> <p>If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU - www.oregonexplorer.info/imagery OWRD - www.wrd.state.or.us Google Earth - earth.google.com TerraServer - www.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



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Office Hours
Monday - Friday
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Account Number		Account Name				Service Address				Bill Date
[REDACTED]		LONGVIEW RANCH LLC				KIMBERLY TO DAYVILLE/PUMP 40.				07/31/21
Service	Meter Number	From	To	Meter Readings Previous	Meter Readings Present	Estimated	Meter Multiplier	Kilowatt Hours	Charges	
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	Reading 53.017		Actual 53.017		Billed 53.017				332.95	

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Comparisons	Days Service	KWH Used	AVG KWH/Day	Cost/Day	NET AMOUNT DUE	\$1,086.24
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Your Electricity Usage Over The Last 13 Months

Please allow ample time for delivery before the due date when mailing your payment.

Keep This Portion For Your Records - Return Bottom Portion With Payment



COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097
(888) 203-7638

Account Number	OR01140G
Prev Unpaid Balance	\$0.00
Payment	\$-662.10
Current Month's Charges	\$1,086.24
Due Date	08/30/21
Net Amount Due	\$1,086.24

COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097

LONGVIEW RANCH LLC
39847 LONGVIEW LANE
KIMBERLY OR 97848-6212

THIS SPACE RESERVED FOR RECORDER'S USE



After recording return to:
Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

Until a change is requested all
instruments shall be sent to
The following address:

Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

Escrow No. WC3188
Title No. 0003363

SWD

READ AND APPROVED AS TO
FORM AND CONTENT

[Signature]

STATUTORY WARRANTY DEED

Larry D. Olson, as to an undivided 50% interest, Stanley V. Shephard, as to an undivided 25% interest, and Bradley C. Shephard, as to an undivided 25% interest, Grantor(s) hereby convey and warrant to Longview Ranch LLC of Nevada, a Nevada Limited Liability Company, Grantee(s) the following described real property in the County of Wheeler and State of Oregon free of encumbrances except as specifically set forth herein:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

This above-described property is free of encumbrances except all those liens of record, if any, as of the date of this deed and those shown below, if any:
2007-2008 Real Property Taxes a lien has yet due and payable.

The true and actual consideration for this conveyance is For good and other consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING THE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING THE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.910 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 20 day of August, 2007.

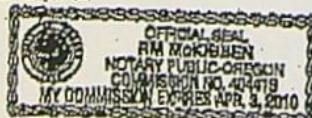
[Signature: Larry D. Olson]
Larry D. Olson

Stanley V. Shephard

Bradley C. Shephard

State of Oregon
County of Columbia

This instrument was acknowledged before me on August 20, 2007 by Larry D. Olson, Stanley V. Shephard and Bradley C. Shephard.



[Signature: RM McKibben]
RM McKibben
Notary Public for Oregon
My commission expires Apr 03, 2010

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WHEELER COUNTY SPECIAL EXCEPTIONS:

7. Taxes for the 2007-2008 period which are a lien as of July 1, 2007 but not yet payable.
8. Reservations contained in Patents from the United States of America and in Deeds from the State of Oregon.
9. Unpatented mining claims, if any.
10. Existing rights of way for roads, highways, irrigation ditches, canals and pole lines.
11. As disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest.
12. Any improvement located upon the insured property which constitutes a mobile/manufactured home as defined by Chapters 446.561 through 446.646, Oregon Revised Statutes, is subject to registration and taxation as therein provided and as provided by Chapters 446.561 through 446.646, Oregon Revised Statutes.
13. Any adverse claim based upon the assertion that:
 - (a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of the John Day River and various creeks.
 - (b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - (c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of the John Day River and various creeks, or has been formed by accretion to any such portion.
14. Such rights and easements for navigation and fishing as may exist over that portion of the property lying now or at any time beneath the waters of the John Day River and various creeks.
15. We are unable to ascertain from the records if the premises herein described have a means of ingress and egress to and from a legally dedicated road or highway and for this reason such rights cannot be insured.
16. Financing statements, if any, filed with the Secretary of State for real and/or personal property. (No search has been made of the Secretary of State's Office.)
17. Special Rules and Regulations pertaining to the assessment and taxation of fire patrol lands.
18. This Preliminary Report for title insurance, due to the nature of the transaction, is subject to amendment or modification by the Regional Underwriter for Stewart Title Insurance Company of Oregon. No final policy of title insurance will be issued until written authorization is received. Any directed changes or additions will be disclosed by a Supplemental Report.

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19. Cultural Site Protective and Management Easement
Recorded: January 17, 1991
Book/ Page No.: Book 38 of Deeds at page 935 (Records of Wheeler County, Oregon)
20. Timber reservations and easements, including the terms and provisions thereof, contained in that certain deed:
Recorded: August 3, 1948
Book/ Page No.: Book 26 of Deeds at page 260 (Records of Wheeler County, Oregon)
In Favor of: Blue Mountain Land Company, its successors and assigns
(Affects the SE $\frac{1}{4}$ of Section 28, T 10 S, R 25 E.W.M.)
21. Reservation as set out in deed:
From: Mattie E. Bales, a single woman
To: Minnie Bales, a single woman
Recorded: May 29, 1949
Book/ Page No.: Book 26 of Deeds at page 417 (Records of Wheeler County, Oregon)
(Affects portion of T10 S, R 25 E.M.W. and T 11 S, R 25 E.W.M.)
22. Reservation as set out in deed:
Book/Page No.: Book 27 of Deeds at page 495 (Records of Wheeler County, Oregon)
Recorded: May 16, 1952
23. An Easement and right-of-way created by instrument, subject to the terms and provisions thereof:
Dated: January 21, 1954
Recorded: September 27, 1954
Book/ Page No.: Book 28 of Deeds at page 378 (Records of Wheeler County, Oregon)
Grantor: A.E. Waldorf and Rena M. Waldorf
In Favor of: The United States of America, acting by and through the Bureau of Land Management, U.S.D.I. and assigns
Purpose: Roadway
(Affects portion of T 10 S, R 25 E.W.M. and T 11 S, R 25 E.M.W.)
24. An Easement and right-of-way created by instrument, subject to the terms and provisions thereof:
Dated: January 22, 1955
Recorded: February 5, 1955
Book/ Page No.: Book 28 of Deeds at page 428 (Records of Wheeler County, Oregon)
Grantor: A.E. Waldorf and Rena M. Waldorf
In Favor of: The United States of America, and its assigns
(Affects portion of T 10 S, R 25 E.W.M. and T 11 S, R 25 E.W.M.)

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25. Reservation as set out in deed:

From: Dayton E. Glover and Wilma E. Glover, husband and wife
To: Edwin J. Campbell, Floyd E. Satterlee and John B. Gordon
Recorded: October 23, 1958
Book/ Page No.: Book 29 of Deeds at page 412 (Records of Wheeler County, Oregon)
(Affects Sections 2 and 3 in T 11 S, R 23 E.W.M)

26. Covenants, Conditions, Restrictions and Easements including terms and provisions, as set forth in documents as follows:

Book/Page No.: Book 30 of Deeds at page 237 (Records of Wheeler County, Oregon)
Recorded: December 11, 1961
Book/Page No.: Book 30 of Deeds at page 468 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 470 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 471 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 508 (Records of Wheeler County, Oregon)
Recorded: July 23, 1963
Book/Page No.: Book 32 of Deeds at page 370 (Records of Wheeler County, Oregon)
Recorded: April 27, 1970
Book/Page No.: Book 32 of Deeds at page 473 (Records of Wheeler County, Oregon)
Recorded: August 21, 1970
Book/Page No.: Book 32 of Deeds at page 486 (Records of Wheeler County, Oregon)
Recorded: August 31, 1970

27. A Road Easement created by instrument, subject to the terms and provisions thereof:

Dated: December 7, 1971
Recorded: May 11, 1972
Book/ Page No.: Book 33 of Deeds at page 307 (Records of Wheeler County, Oregon)
Grantor: Dayton E. Glover and Wilma E. Glover, husband and wife, Edwin J. Campbell,
Floyd E. Satterlee and John B. Gordon
In Favor of: The United States of America and its assigns
(Affects Sections 2 and 3 in T 11 S, R 25 E.W.M)

28. A Timber Deed created by instrument, subject to the terms and provisions thereof:

Recorded: November 8, 1974
Book/ Page No.: Book 34 of Deeds at page 275 (Records of Wheeler County, Oregon)

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29. An Exclusive Road Easement created by instrument, subject of the terms and provisions thereof:

Dated: August 8, 1977
Recorded: January 10, 1978
At: M-35-64 (Records of Wheeler County, Oregon)
Grantor: W-4 Ranch Company, a partnership composed of Howard Gable, Frank Stradling and George K. Bramet
In Favor of: The United States of America and its assigns
(Affects portion of T 11 S, R 25 E, W.M)

30. Mineral reservation and Mining Easement, including the terms and provisions thereof:

Recorded: June 8, 1979
Microfilm: M-35-490 (Records of Wheeler County, Oregon)
In Favor of: W-4 Range Company, a partnership composed of Howard Gable, Frank Stradling, and George K. Bramet, it or their heirs, successors, and assigns.

The interest excepted above has not been examined and subsequent transactions affecting said interest or taxes levied against same are not reflected in this title report.

31. A Oil and Gas Lease, including the terms and provisions thereof:

Dated: July 8, 1981
Recorded: August 20, 1981
Book/ Page No.: Book 36 of Deeds at page 126 (Records of Wheeler County, Oregon)
Lessors: James M. Stirewalt and Effie L. Stirewalt, husband and wife
Lessee: W.H. Champion
(Also affects other lands.)

Assignment of Oil and Gas Lease, subject to the terms and provisions thereof:

Dated: August 25, 1981
Recorded: February 16, 1982
Book/ Page No.: Book 36 of Deeds at page 282 (Records of Wheeler County, Oregon)
Assignor: W.H. Champion and Janice A. Champion, husband and wife
Assignee: Aeon Energy Co.
(Reserving an overriding royalty interest)

By Statutory Warranty Deed including the terms and provisions thereof:

Dated: May 5, 1986
Recorded: July 18, 1986
Book/ Page No.: Book 37 of Deeds at page 637 (Records of Wheeler County, Oregon)
Assignor: James M. Stirewalt and Effie L. Stirewalt
Assignee: Robert D. Nesen and Delta E. Nesen Family Trust
(No assurance is hereby given as to the current ownership of the Lessee's interest under said oil and gas lease)

32. Reservation as set out in deed:

Recorded: October 19, 1988
Book/ Page No.: Book 38 of Deeds at page 384 (Records of Wheeler County, Oregon)

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33. A Lease, including the terms and provisions thereof:
Dated: July 24, 1990
Recorded: July 31, 1990
Book/ Page No.: Book 38 of Deeds at page 811 (Records of Wheeler County, Oregon)
From: R.D. Nesen and Delta Nesen
To: The United States of America
34. Reservation as set out in deed:
From: W-4 Ranch Company, a partnership composed of Howard Gable, Frank Stranding and George K. Bramet
To: Robert D. Nesen and Delta F. Nesen, Trustees of the Robert D. Nesen and Delta F. Nesen Family Trust
Dated: May 2, 1994
Recorded: May 13, 1994
Microfilm No.: 940154 (Records of Wheeler County, Oregon)
35. Any claim based upon the BLM road up Frank's Creek as set out in Deed MF #980353, located in Township 11 Range 25 Sections 15 and 16.

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EXHIBIT "A"

Located in WHEELER COUNTY, OREGON:

In Township 9 South, Range 25 East of the Willamette Meridian:

- Section 25: E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 26: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 27: SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 28: SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$
Section 33: All
Section 34: All
Section 35: All, EXCEPT the NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 36: All, EXCEPT the SW $\frac{1}{4}$ SE $\frac{1}{4}$

In Township 10 South, Range 24 East of the Willamette Meridian:

- Section 1: S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$

In Township 10 South, Range 25 East of the Willamette Meridian:

- Section 1: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$
Section 2: All, EXCEPT the SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3: All
Section 4: Lots 1, 2, 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 5: Lots 1, 2, 3, and 4; S $\frac{1}{2}$ N $\frac{1}{2}$; SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$
Section 6: Lots 1, 2, 6, and 7; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 7: Lot 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 8: All
Section 9: N $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$
Section 10: W $\frac{1}{2}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 11: NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 12: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 13: N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$
Section 14: SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 15: NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 16: W $\frac{1}{2}$; NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 17: E $\frac{1}{2}$ W $\frac{1}{2}$; W $\frac{1}{2}$ E $\frac{1}{2}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 18: SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$
Section 19: Lots 2, 3, and 4; E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$
Section 20: W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; W $\frac{1}{2}$ W $\frac{1}{2}$
Section 21: W $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$
Section 22: E $\frac{1}{2}$ NE $\frac{1}{4}$
Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; E $\frac{1}{2}$
Section 24: W $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 25: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 26: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$

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Section 27: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 28: SW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$
Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 30: Lots 1, 2, 3 and 4; E $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$
Section 31: Lots 1, 2, 3 and 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$;
NE $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 32: E $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 34: W $\frac{1}{2}$ W $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 35: N $\frac{1}{2}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 36: W $\frac{1}{2}$; E $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$

EXCEPTING THEREFROM all timber standing, growing, lying, being upon to be grown as conveyed in certain deeds recorded November 24, 1997 at MF#970465, and November 15, 2005 at MF# 050375, Records of Wheeler County, Oregon.

In Township 11 South, Range 25 East of the Willamette Meridian:

Section 1: W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 2: Lots 1, 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$
Section 3: Lots 1 and 2; N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 10: All.
Section 11: N $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{4}$
Section 12: SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15: N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$, EXCEPT all that portion of the NW $\frac{1}{4}$ and of the N $\frac{1}{2}$ SW $\frac{1}{4}$ lying West of a line 30 Feet East of the centerline of the BLM Road up Frank's Creek,
Section 16: NE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT all that portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying West of a line 30 feet East of the centerline of the BLM Road up Frank's Creek.

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THIS SPACE RESERVED FOR REORDER'S USE



After recording return to:
 Longview Ranch LLC of Nevada
 1200 Financial Blvd.
 Reno, NV 89511

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

Longview Ranch LLC of Nevada
 1200 Financial Blvd.
 Reno, NV 89511

Escrow No. WC3383
 Title No. 0005383

SWD

READ AND APPROVED AS TO
 FORM AND CONTENT

Matthew J. [Signature]

STATUTORY WARRANTY DEED

Larry D. Olson, as to an undivided 60% interest, Stanley V. Shephard, as to an undivided 25% interest, and Bradley C. Shephard, as to an undivided 25% interest, Grantor(s) hereby convey and warrant to Longview Ranch LLC of Nevada, a Nevada Limited Liability Company, Grantee(s) the following described real property in the County of Grant and State of Oregon free of encumbrances except as specifically set forth herein:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:
 2007-2008 Real Property Taxes & Lien not yet due and payable.

The true and actual consideration for this conveyance is For good and other consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.920 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 20 day of August, 2007.

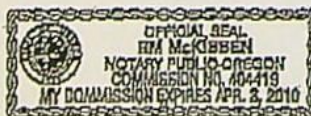
Larry D. Olson
 Larry D. Olson

Stanley V. Shephard
 Stanley V. Shephard

Bradley C. Shephard
 Bradley C. Shephard

State of Oregon,
 County of Columbia

This instrument was acknowledged before me on August 20, 2007 by Larry D. Olson, Stanley V. Shephard and Bradley C. Shephard.



Amy McKeeth
 (Notary Public for Oregon)
 My commission expires April 03, 2010

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GRANT COUNTY SPECIAL EXCEPTIONS

1. Taxes for the 2007-2008 period which are a lien as of July 1, 2007 but not yet payable.
2. Reservations contained in Patents from the United States of America and in Deeds from the State of Oregon.
3. Unpatented mining claims, if any.
4. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
5. This report does not include a search for financing statements or agricultural services liens which are filed with the Secretary of State and any matters which would be disclosed thereby are expressly excluded from coverage herein.
6. Any improvement located upon the insured property which is described or defined as mobile home under the provisions of Chapters 803 and 820, OREGON REVISED STATUTES and is subject to registration as provided therein.
7. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.
8. Notwithstanding Paragraph 4 of the insuring clauses of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land. (Affects those parcels not abutting upon or being contiguous to a public road or highway.
9. Rights of the public and governmental bodies in and to any portion of the premises herein described lying below the high water mark of the John Day River, including any ownership rights which may be claimed by the State of Oregon below the high water mark.
10. Such rights and easements for navigation and fishing as may exist over that portion of the property lying beneath the waters of the John Day River and various creeks.
11. Any adverse claim based upon the assertion that:
 - (a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of the John Day River and various creeks.
 - (b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - (c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of the John Day River and various creeks, or has been formed by accretion to any such portion.

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12. Mineral Reservation, including terms and provisions thereof:

Reserved by: Mattie E. Bales
Recorded: June 3, 1949
Book: 57
Page: 188

Affects: Portions of Sections 10, 15, 16, 17, 21, and 33, of Township 10 South, Range 26 East of the Willamette Meridian and Section 10, Township 11 South, Range 26 East of the Willamette Meridian

The interest excepted above has not been examined and subsequent transactions affecting said interest or taxes levied against same are not reflected in this title report.

13. Easement, including the terms and provisions thereof:

For: road, together with all appurtenances thereto as more particularly

described therein

Granted to: United States of America
Recorded: February 10, 1955
Book: 71
Page: 512

Affects: certain lands in Township 10 South, Range 26 East of the Willamette Meridian

14. Easement, including the terms and provisions thereof:

For: road, together with all appurtenances thereto as more particularly described therein

Granted to: United States of America
Recorded: March 1, 1957
Book: 76
Page: 438

Affects: portions of Sections 10, 15, and 36, Township 10 South, Range 26 East of the Willamette Meridian

15. Easement, including the terms and provisions thereof:

For: access road, together with all appurtenances thereto as more particularly described therein

Granted to: United States of America
Recorded: August 19, 1957
Book: 77
Page: 348

Affects: portions of Sections 4, 5, 6, 9, 10, 15, 16, 21, and 22, Township 10 South, Range 26 East of the Willamette Meridian Together with that certain Right of Way Use Agreement including the terms and provisions thereof, recorded October 28, 1975, in Book 113, page 751.

16. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: November 4, 1965
Book: 94
Page: 88
Affects: portions of Section 1, Township 11 South, Range 26 East of the
Willamette Meridian and Sections 24, 25, and 36, Township 10 South,
Range 26 East of the Willamette Meridian
17. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: January 24, 1967
Book: 96
Page: 22
Affects: E1/2SE1/4 Section 14, Township 11 South, Range 26 East of the
Willamette Meridian
18. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: February 1, 1967
Book: 96
Page: 55
Affects: SE1/4NE1/4 Section 24, Township 11 South, Range 26 East of the
Willamette Meridian
19. Easement, including the terms and provisions thereof:
For: road, together with all appurtenances thereto as more
particularly described therein
Granted to: United States of America
Recorded: June 23, 1972
Book: 108
Page: 441
Affects: portions of Sections 14, 22, 23, 26, and 36, Township 10 South, Range 26
East of the Willamette Meridian and Section 1, Township 11 South,
Range 26 East of the Willamette Meridian

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20. Right of Way Use Agreement including the terms and provisions thereof, to the United States Department of the Interior, Bureau of Land Management, recorded October 28, 1975, in Book 113, page 751.
21. Easement, including the terms and provisions thereof:
For: roadway, together with all appurtenances thereto as more particularly described therein
Granted to: United States of America
Recorded: April 20, 1976
Book: 114
Page: 629
Affects: NE1/4SB1/4 of Section 24, Township 11 South, Range 26 East of the Willamette Meridian
22. Agreements for Electric Service, including the terms and provisions thereof, between Columbia Power Cooperative Association and Longview Ranch, recorded June 8, 1989 in Book 138, pages 942 and 948, affecting lands in Township 9 South, Range 26 East of the Willamette Meridian.
23. Covenants, conditions, restrictions and reservations as set forth in that certain deed from the State of Oregon, by and through its Department of Transportation, Highway Division recorded September 4, 1991, as Inst. No. 911483.
24. Easement, including the terms and provisions thereof:
For: road right of way, together with all appurtenances thereto as more particularly described therein
Granted to: Grant County, Oregon
Recorded: January 9, 1992
Instr. No.: 920051
Affects: NE1/4SE1/4 Section 24, Township 11 South, Range 26 East of the Willamette Meridian
25. Easement, including the terms and provisions thereof:
For: construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein
Granted to: Telephone Utilities of Eastern Oregon
Recorded: April 2, 1992
Instr. No.: 920542
Affects: SE1/4NW1/4 Section 6, Township 10 South, Range 26 East of the Willamette Meridian

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26. Reservations, including the terms and provisions thereof, in Deed:
Recorded: June 2, 1992
Instr. No.: 920961
As follows: "Reserving unto grantor $\frac{1}{2}$ of mineral rights. ALSO, reserving unto grantor, easements over existing roads for vehicular travel."
(Affects lands in Sections 12, 14, and 24, Township 11 South, Range 26 East of the Willamette Meridian and other property as well)
27. Mineral Reservation, including terms and provisions thereof:
Reserved by: W-4 Ranch Company, a partnership
Recorded: May 13, 1994
Instr. No.: 940902
Affects: $\frac{1}{2}$ of minerals not previously reserved on lands in Townships 10 and 11 South, Range 26 East of the Willamette Meridian
28. Easements over existing roads situated in Township 11 South, Range 26 East of the Willamette Meridian as set forth in that certain Bargain and Sale Deed from Barbara Buce to Merle J. & Kathleen R. Kidwell, guests and assigns recorded June 3, 1998, as Inst. No. 981076.
29. A certified copy of the Resolution authorizing the execution of the necessary documents to be insured. Said Resolution must be passed by the Board of Directors of Cypress Abbey Company, a California corporation, and should be furnished for

End of Exceptions

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Located in GRANT COUNTY, OREGON:

Township 9 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 30: N1/2SE1/4SW1/4; SAVE & EXCEPT that portion lying South and West of the North line of the John Day River.

ALSO: A tract of land in the NE1/4SW1/4 and the W1/2SE1/4 of said Section 30, described as follows:

Beginning at a point on the Southerly right of way line of the John Day Highway, said point being 30.0 feet distant from (when measured at right angles to) the highway center line, said point also being 652.7 feet North and 693.3 feet East of the South quarter corner of said Section 30, which point is on the South line of the N1/2SW1/4SE1/4 of said Section 30; thence N89°23'30"W, along said South line; 686.3 feet to the Southwest corner of the N1/2SW1/4SE1/4 of said Section 30; thence N0°36'30"E, along the West line of the N1/2NW1/4SE1/4 of said Section 30, 660.0 feet to the Northeast corner of the SE1/4SW1/4 of said Section 30; thence N89°23'30"W, along the North line of the SE1/4SW1/4 of said Section 30, 1390.5 feet to the Northwest corner of the SE1/4SW1/4 of said Section 30; thence N0°36'30"E, along the West line of the NE1/4SW1/4 of said Section 30, 599.0 feet to the Southerly right of way line of the John Day Highway; thence, along said Southerly right of way line, as follows: on a 542.96 foot radius curve right (the long chord of which bears S65°25'E, 179.8 feet) 180.0 feet; S55°51'E, 42.3 feet; on a 666.62 foot radius curve left (the long chord of which curve bears S68°45'E, 300.2 feet) 300.5 feet; S81°39'E, 285.8 feet; on a 927.93 foot radius curve right (the long chord of which bears S63°27'E, 587.7 feet) 588.5 feet; S45°15'E, 1093.4 feet to the point of beginning.

SAVE & EXCEPT the following tracts:

(a) Beginning at a point on the Southerly right of way line of the John Day Highway, said point being 1728.3 feet North and 1036.2 feet West of the South quarter corner of said Section 30; thence S25°09'W, 90.0 feet; thence N64°51'W, 100.0 feet; thence N25°09'E, 90.0 feet to the Southerly right of way line of said highway; thence, along said Southerly right of way line, on a 666.62 foot radius curve left (the long chord of which curve bears S64°51'E, 100.0 feet) 100.1 feet to the point of beginning.

(b) Beginning at the Northwest corner of the S1/2SW1/4SE1/4 of said Section 30; thence S89°23'30"E, 79.9 feet; thence N41°09'W, 271.0 feet; thence N63°32'W, 245.5 feet; thence N48°59'W, 282.2 feet; thence N58°25'W, 357.0 feet; thence S35°13'E, 425.4 feet; thence S46°09'E, 485.0 feet, more or less, to the South line of the N1/2SE1/4SW1/4 of said Section 30; thence Easterly, along said South line, 245.0 feet, more or less, to the point of beginning.

(Tax Acct. 8 9-26 5501; Ref. 5522)

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Township 9 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 30: Lot 4; that portion of the N1/2SE1/4SW1/4 lying South and West of the North line of the John Day River; S1/2SE1/4SW1/4; S1/2SW1/4SE1/4. SAVE & EXCEPT those portions conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded September 22, 1941, in Book 45, pages 23 and 24, and recorded May 20, 1958, in Book 79, page 27. Section 31: Lots 1 and 2; E1/2NW1/4; W1/2NE1/4; SAVE & EXCEPT that portion of the NW1/4NE1/4 conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded September 22, 1941, in Book 45, page 23, for highway right of way.

ALSO, a tract of land situated in the S1/2SE1/4 of said Section 30 and in the NW1/4NE1/4 and in the E1/2NE1/4 of said Section 31, Township 9 South, Range 26 East of the Willamette Meridian, as described in Deed from the State of Oregon, by and through its Department of Transportation, Highway Division, recorded September 4, 1991, as Inst. No. 911483. (Tax Acct. 8 9-26 5500, 5600; Ref's. 5521, 5523)

Township 10 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 4: NE1/4SW1/4; S1/2S1/2.

Section 5: SW1/4; S1/2SE1/4.

Section 6: Lot 3; SE1/4NW1/4; E1/2SW1/4; SW1/4SE1/4; E1/2SE1/4; SAVE & EXCEPT that portion conveyed to the State of Oregon, by and through its Department of Transportation, Highway Division, by deeds recorded September 21, 1990, as Inst. No's. 900784, 900785, 900786, for highway right of way.

Section 7: Lots 2, 3, and 4; E1/2W1/2; NW1/4SE1/4; E1/2E1/2.

Section 8: S1/2NE1/4; W1/2.

Section 9: N1/2NE1/4; NE1/4NW1/4; S1/2NW1/4.

Section 10: W1/2E1/2; E1/2W1/2.

Section 14: S1/2NE1/4; N1/2SE1/4.

Section 15: E1/2.

Section 16: All.

Section 17: SW1/4SE1/4; W1/2.

Section 18: Lots 1, 2, 3, and 4; SW1/4SE1/4; E1/2E1/2.

Section 19: Lots 1, 2, 3, and 4; E1/2NW1/4; NE1/4SW1/4; NE1/4; N1/2SE1/4; SAVE & EXCEPT that portion of the SW1/4SW1/4 conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded July 26, 1944, in Book 47, page 48.

Section 20: NW1/4; N1/2SW1/4.

Section 21: NE1/4; E1/2NW1/4.

Section 22: W1/2NE1/4; NW1/4SE1/4; W1/2.

Section 24: SW1/4SE1/4.

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Section 25: W1/2E1/2; SE1/4SW1/4; NW1/4SW1/4.

Section 26: N1/2SE1/4; SE1/4SE1/4.

Section 30: Lots 2, 3, and 4.

Section 31: Lots 1, 2, 3 and 4; SAVE & EXCEPT that portion of Lots 3 and 4 which lies on the East side of the center of the John Day River.

Section 33: NW1/4SW1/4.

Section 36: NW1/4NE1/4; N1/2NW1/4.

(Tax Acct's. 8 & 8-2 10-26 600, 1400, 1700, 2400, 2500, 2800, 3100; Ref's. 5647, 5653, 5655, 5819, 5658, 5659, 5660, 5820, 5822)

Township 11 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 1: Lot 4; S1/2NW1/4; SW1/4NE1/4.

Section 6: Lot 4; SAVE & EXCEPT that portion which lies on the East side of the center of the John Day River.

Section 10: NE1/4NE1/4.

Section 12: SW1/4NW1/4.

Section 14: SE1/4.

Section 24: S1/2NE1/4; N1/2SE1/4.

(Tax Acct's. 8 11-26 200, 1200, 1900, 2200, 2400, 3900; Ref's. 5824, 5829, 5832, 5835, 5844, 5849)

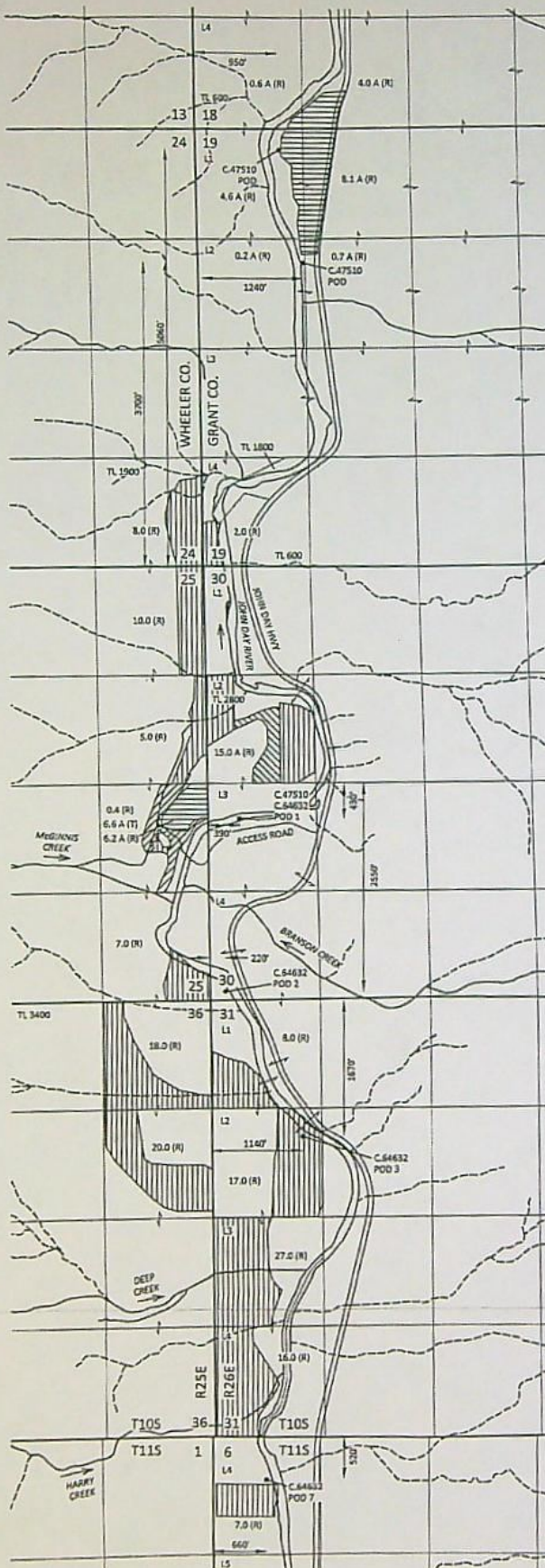
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SEP 15 2021

OWRD

Sections 24, 25, & 36, T10S, R25E, W.M.,
Wheeler County
&
Sections 18, 19, 30, & 31, T10S, R26E, W.M.,
Grant County
&
Section 6, T11S, R26E, W.M.,
Grant County

DROUGHT TRANSFER APPLICATION MAP
Certificates 47510 & 64632
TO MAP
Longview Ranch



EXPLANATION

TO LANDS (TL)

CERTIFICATE 64632
PRIORITY: 10/4/1918
6.6 ACRES

CERTIFICATE 47510
PRIORITY: 3/22/1954
6.6 ACRES

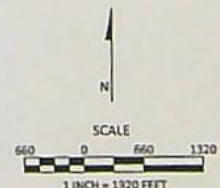
REMAINING RIGHTS (R)

CERTIFICATE 64632
PRIORITY: 10/4/1918
160.7 ACRES

CERTIFICATE 47510
PRIORITY: 3/22/1954
24.7 ACRES

• POINT OF DIVERSION (POD)

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SEP 15 2021
ONWRD



August 19, 2021

This map is not intended to provide legal
dimensions or locations of property
ownership lines

Figure 1

SKOOKUM
WATER ASSOCIATES INC
1626 VICTORIAN WAY
EUGENE, OR 97401
(503) 319-8926

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

POWAY CITRUS COMPANY
% DUSTIN B. ROSE
P.O. BOX 960
CORONADO, CALIFORNIA 92118

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for the purpose of IRRIGATING 167.0 ACRES.

This right has been perfected under Permit 3942. The date of priority is OCTOBER 4, 1918. This right is limited to 2.09 CUBIC FEET PER SECOND IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

LOT 3 (NW 1/4 SW 1/4), LOT 4 (SW 1/4 SW 1/4), SECTION 30; LOT 2 (SW 1/4 NW 1/4), SECTION 31, T 10 S, R 26 E. W.M.; LOT 4 (NW 1/4 NW 1/4), SECTION 6, T 11 S, R 26 E, W.M.; DIV PT 1 - 430 FEET SOUTH AND 390 FEET EAST; DIV PT 2 - 2550 FEET SOUTH AND 220 FEET EAST, BOTH FROM THE WEST 1/4 CORNER OF SECTION 30; DIV PT 3 - 1670 FEET SOUTH AND 1140 FEET EAST FROM THE NW CORNER OF SECTION 31; DIV PT 7 - 520 FEET SOUTH AND 660 FEET EAST FROM THE NW CORNER OF SECTION 6.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

SE 1/4 SE 1/4	8.0 ACRES
SECTION 24	
NE 1/4 NE 1/4	10.0 ACRES
SE 1/4 NE 1/4	5.0 ACRES
NE 1/4 SE 1/4	7.0 ACRES
SE 1/4 SE 1/4	7.0 ACRES
SECTION 25	
NE 1/4 NE 1/4	18.0 ACRES
SE 1/4 NE 1/4	20.0 ACRES
SECTION 36	
TOWNSHIP 10 SOUTH, RANGE 25 EAST, W.M.	

SEE NEXT PAGE

64632

SW 1/4 SW 1/4	2.0 ACRES
SECTION 19	
SW 1/4 NW 1/4	15.0 ACRES
SECTION 30	
NW 1/4 NW 1/4	8.0 ACRES
SW 1/4 NW 1/4	17.0 ACRES
NW 1/4 SW 1/4	27.0 ACRES
SW 1/4 SW 1/4	16.0 ACRES
SECTION 31	
TOWNSHIP 10 SOUTH, RANGE 26 EAST, W.M.	
LOT 4 (NW 1/4 NW 1/4)	7.0 ACRES
SECTION 6	
TOWNSHIP 11 SOUTH, RANGE 26 EAST, W.M.	

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 30, 1978, and amended NOVEMBER 6, 1978, and together with certificate 47276, supersedes certificate 3729, 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. This right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date AUGUST 14, 1990.

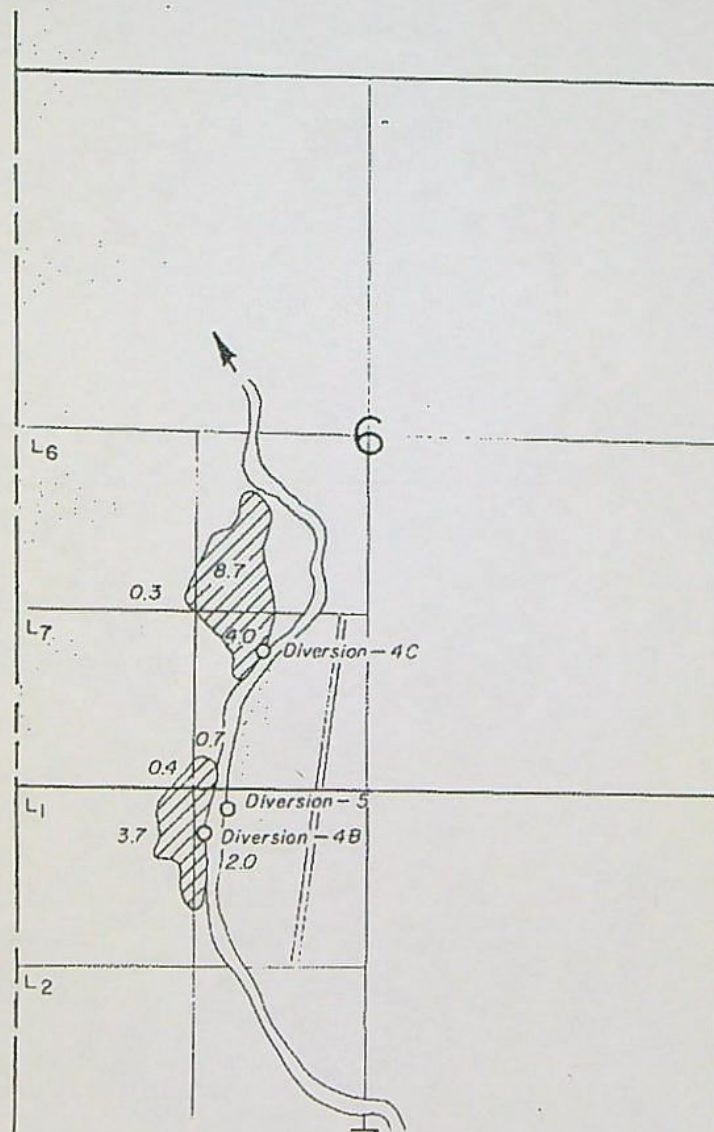
/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64632.

T-2791.JW

TOWNSHIPS 10&11 SOUTH, RANGE 25&26 EAST, W.M.



FINAL PROOF SURVEY UNDER

Application No's 50323 Permit No's 37994 *64630*
58060 43772 *64631*

TRANSFER NO'S: 2791 *64632*
3906 *64725*
3907 *64735*
3908 *64727*

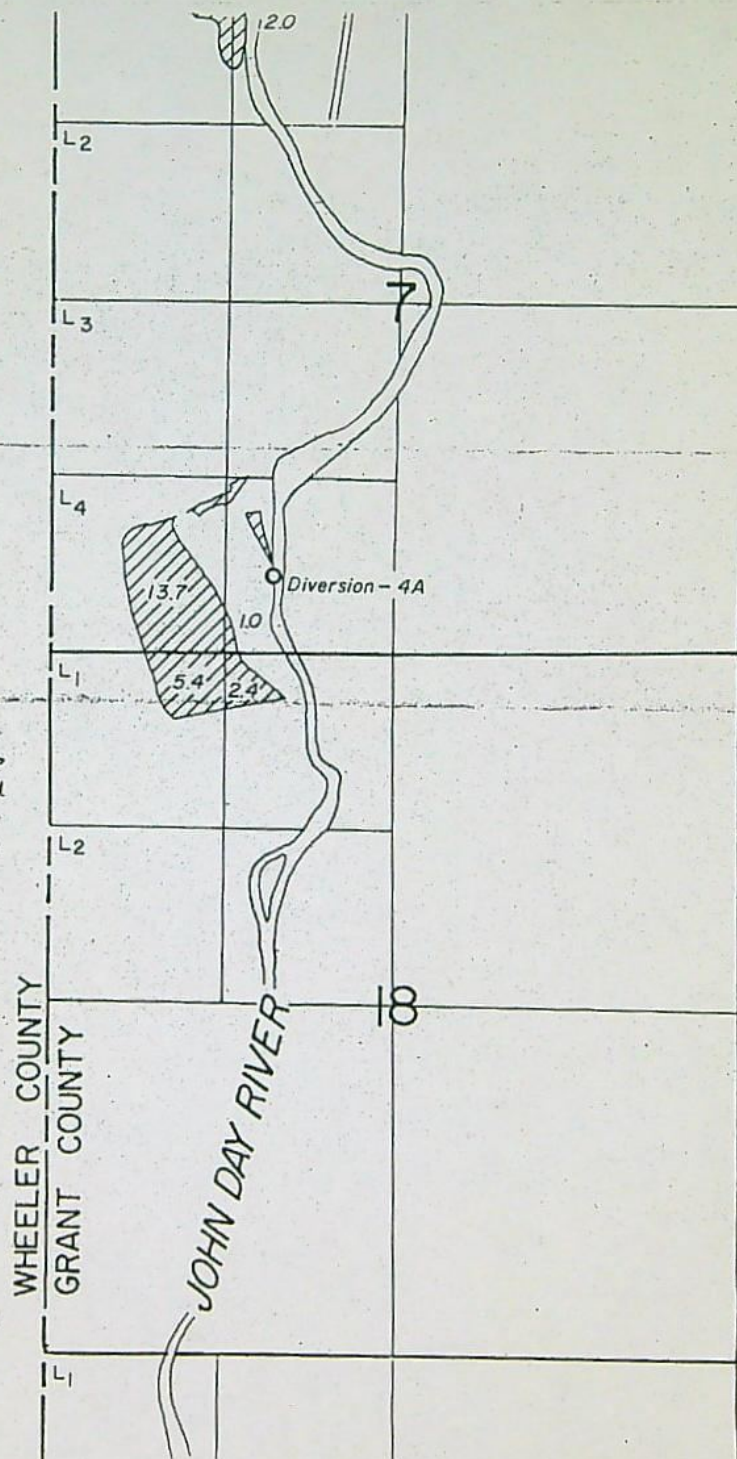
IN NAME OF

POWAY CITRUS CO.

Surveyed SEPT. 16, 1979, by *AC Brown*

DIVERSION POINTS LOCATED:

No. 1 - 430' S. & 390' E. from W. 1/4 Cor. Sec. 30
No. 2 - 2550' S. & 220' E. from W. 1/4 Cor. Sec. 30
No. 3 - 1670' S. & 1140' E. from NW Cor. Sec. 31
No. 4A - 580' N. & 1690' E. from SW Cor. Sec. 7
No. 4B - 330' S. & 1430' E. from SW Cor. Sec. 7
No. 4C - 1050' N. & 1870' E. from SW Cor. Sec. 7
No. 5 - 150' S. & 1600' E. from SW Cor. Sec. 7
No. 6B - 3620' N. & 1340' E. from SW Cor. Sec. 19
ABOVE WITHIN T. 10S., R. 26E., W.M.
No. 7 - 520' S. & 660' E. from NW Cor. Sec. 6
WITHIN T. 11S., R. 26E., W.M.



WHEELER COUNTY
GRANT COUNTY

64630

DIVERSION POINTS LOCATED:

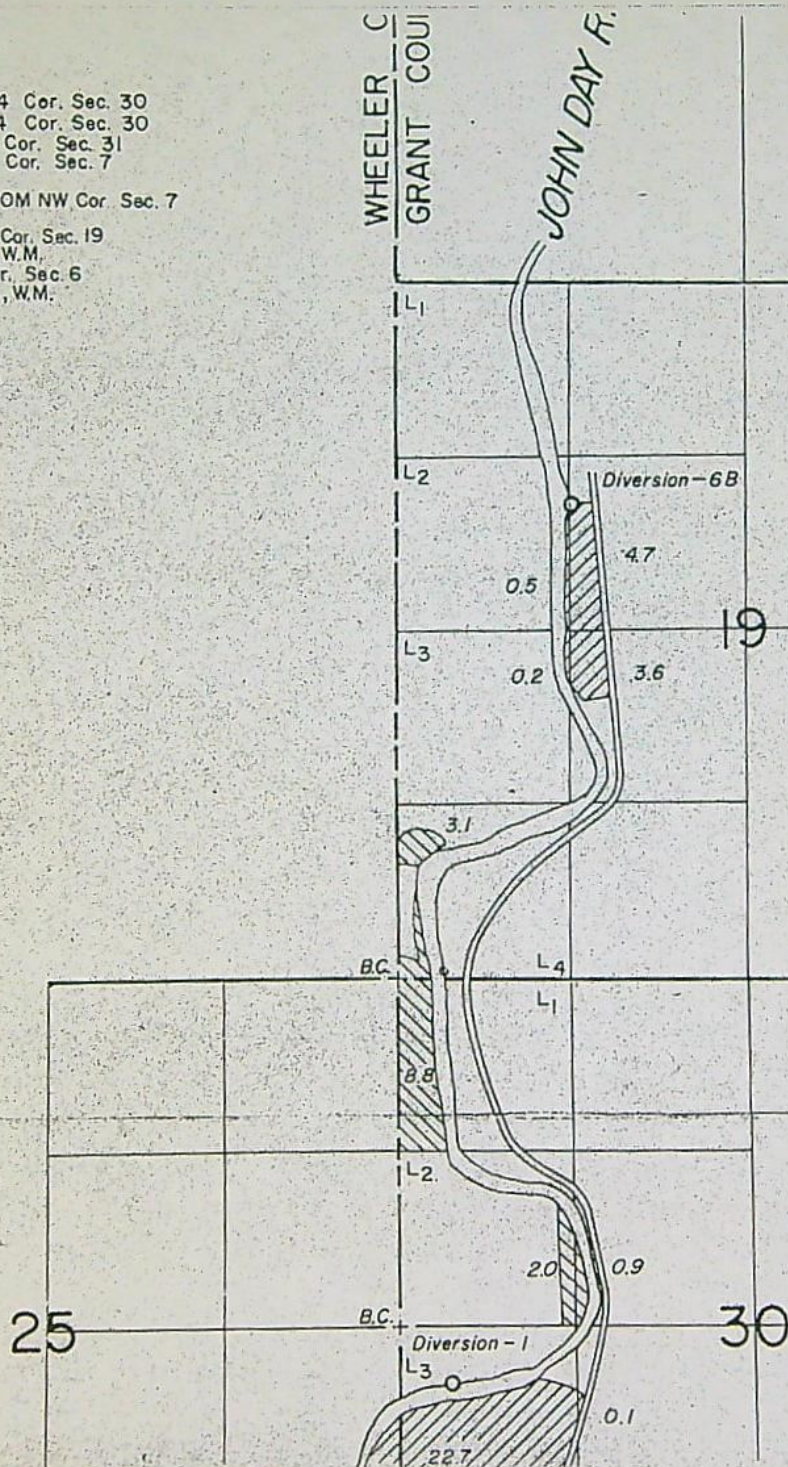
No.1-430' S. & 390' E. from W.1/4 Cor. Sec. 30
 No.2-2550' S. & 220' E. from W.1/4 Cor. Sec. 30
 No.3-1670' S. & 1140' E. from NW Cor. Sec. 31
 No.4A-580' N. & 1690' E. from SW Cor. Sec. 7
 No.4B-330' S. & 1430' E. from SW Cor. Sec. 7
 No.4C-1050' N. & 1870' E. from NW Cor. Sec. 7
 No.5-150' S. & 1600' E. from NW Cor. Sec. 7
 No.6B-3620' N. & 1340' E. from SW Cor. Sec. 19
 ABOVE WITHIN T.10S., R.26E., W.M.
 No.7-520' S. & 660' E. from NW Cor. Sec. 6
 WITHIN T.11S., R.26E., W.M.

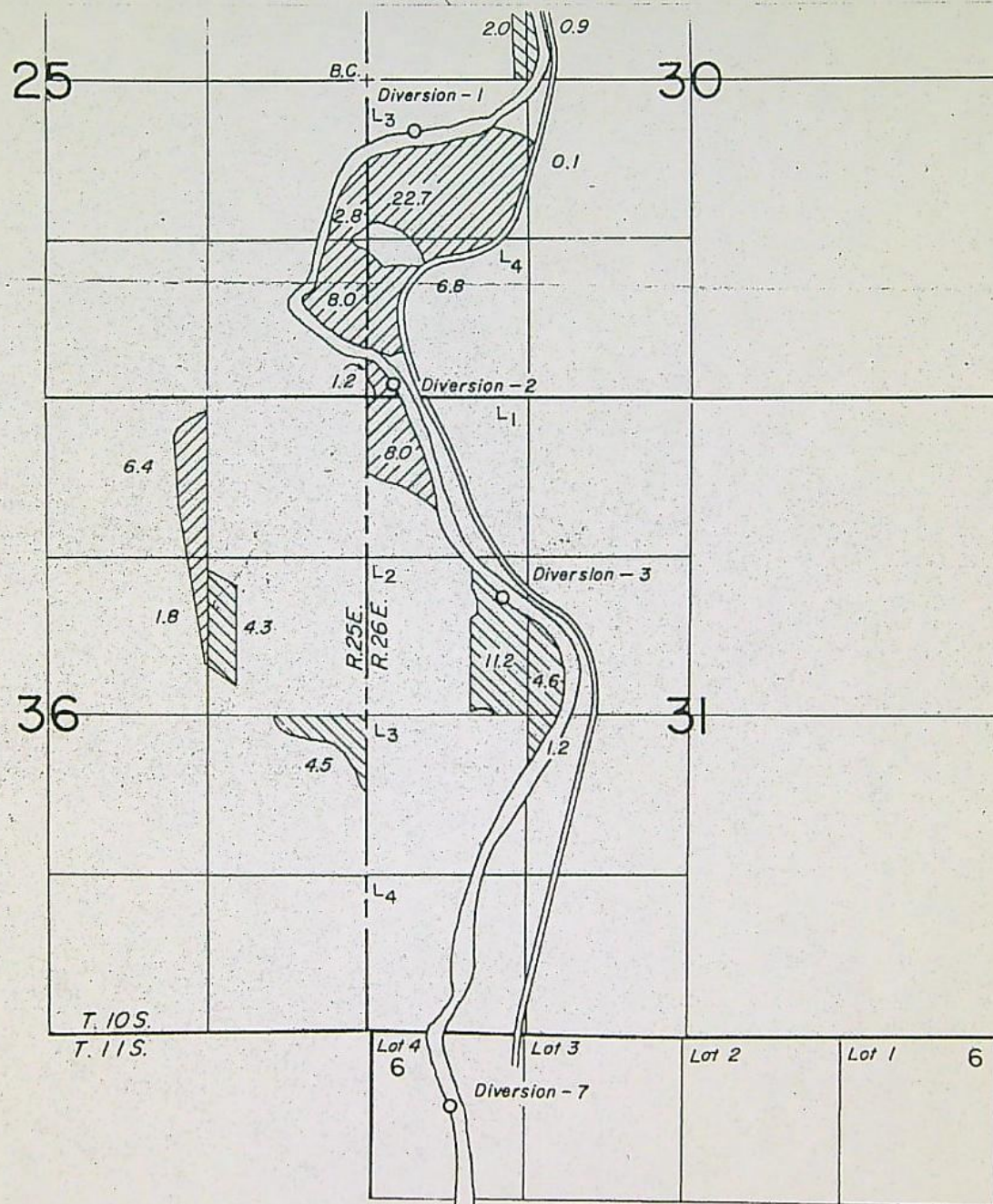


PERMIT 37994



PERMIT 43772





STATE OF OREGON

COUNTY OF

GRANT & WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That EDWARD R. & DORIS C. CHILCOTT

of Kimberly, State of Oregon, 97848, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of John Day River

a tributary of Columbia River for the purpose of irrigation of 31.0 acres

under Permit No. 25276 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from March 22, 1954 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.77 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 19; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, T. 10 S., R. 26 E., W. M., 5060 feet North and 950 feet East, 3700 feet North and 1240 feet East, 3080 feet South and 440 feet East, all from the SW Corner, Section 19

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 5 acre feet per acre for each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

6.2 acres NE $\frac{1}{2}$ SE $\frac{1}{4}$
Section 25
T. 10 S., R. 25 E., W. M.

0.6 acre SW $\frac{1}{4}$ SW $\frac{1}{4}$
4.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 18

8.1 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
4.6 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
0.2 acre SW $\frac{1}{4}$ NW $\frac{1}{4}$
0.7 acre SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 19

6.6 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 30
T. 10 S., R. 26 E., W. M.

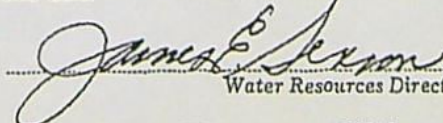
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 30365, Volume 22, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on November 15, 1978.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

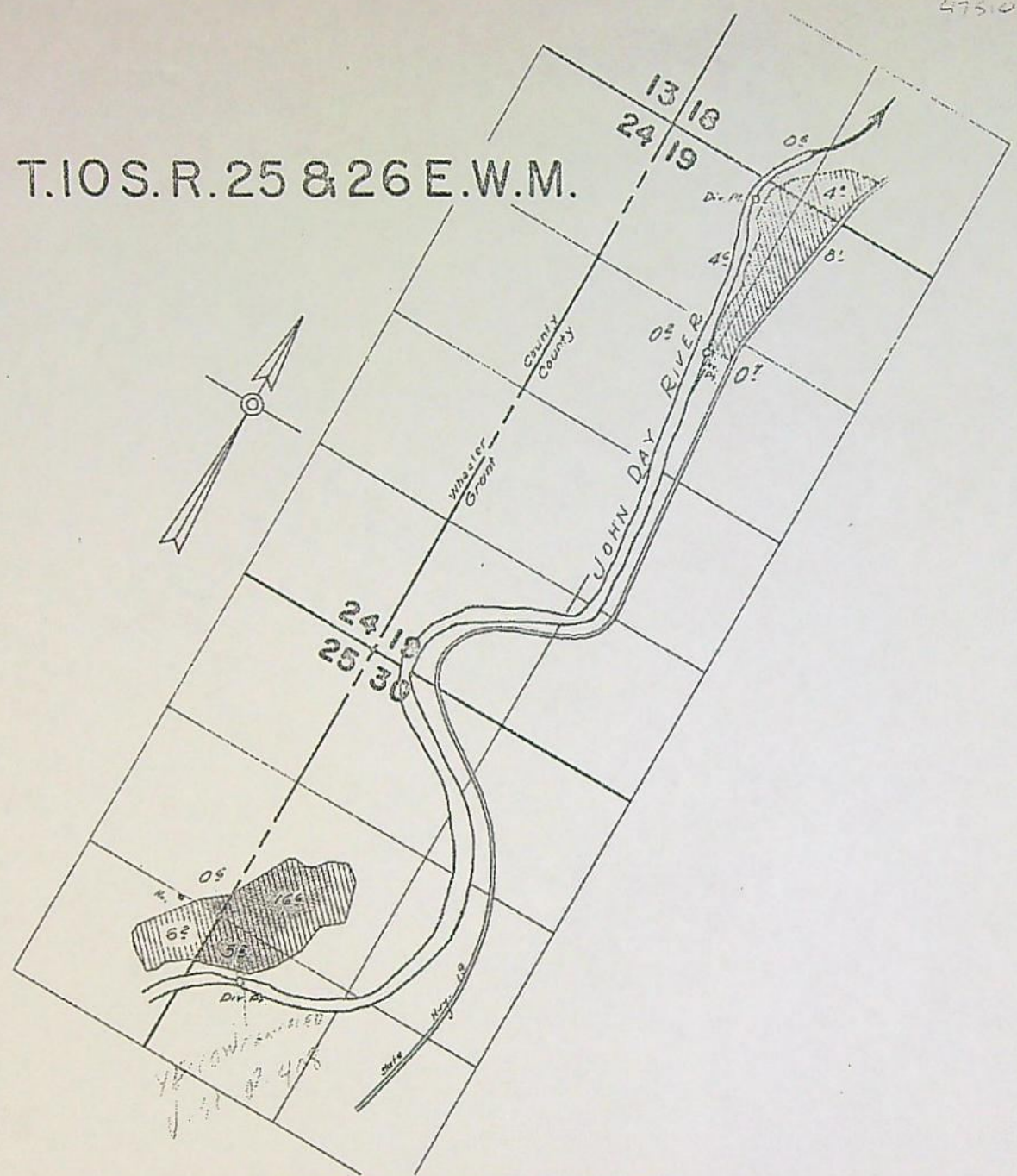
WITNESS the signature of the Water Resources Director, affixed

this date. February 28, 1979


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 40 , page 47510

T.10S.R.25 & 26 E.W.M.



FINAL PROOF SURVEY
UNDER

Application No. 29076 Permit No. 25276
IN NAME OF

EDWARD R. & DORIS C. CHILCOTT

Surveyed August 25 1961, by *R. Jackson*

RECEIVED

OCT 12 2021

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TRANSMITTAL LETTER

To: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Date: October 7, 2021

Attn: Lisa Jaramillo

Job Number: 10179.001

RE: Drought Transfer Application T-13823

We are sending:

Number of Copies	Date	Description
1	9/2/2021	Signed and Notarized Evidence of Use Affidavit for Certificate 64632

The above are transmitted as indicated below:

- | | | |
|---|--|--|
| <input type="checkbox"/> For Signature | <input checked="" type="checkbox"/> For Your Use | <input type="checkbox"/> As Requested |
| <input type="checkbox"/> For Review and Comment | <input type="checkbox"/> Other (see comments) | <input type="checkbox"/> Returned to You |

Delivery method:

- | | | |
|------------------------------------|--|----------------------------------|
| <input type="checkbox"/> U.S. Mail | <input checked="" type="checkbox"/> Overnight Mail | <input type="checkbox"/> Courier |
|------------------------------------|--|----------------------------------|

Comments:

Hi Lisa,

Attached is the signed and notarized Evidence of Use Affidavit for Certificate 64632. This document replaces the copy we previously provided for Drought Transfer T-13823.

Thank you,

cc. Scott Sutton; Longview Ranch (via email and no attachments)

Signed

A handwritten signature in dark ink, appearing to read "St Bruce".
Steven R. Bruce, RG, CWRE

Application for Water Right
Transfer
Evidence of Use Affidavit

RECEIVED
OCT 12 2021
OWRD



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

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

State of Oregon)
County of Grant) ss

I, SCOTT SUTTON, in my capacity as RANCH MANAGER,

mailing address LONGVIEW RANCH, LLC OF NEVADA 39847 HIGHWAY 19 KIMBERLY, OR 97848

telephone number (541) 934-2964, being first duly sworn depose and say:

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

☒ Personal observation ☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 64632; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

OWRD

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

Scott Sutton

Signature of Affiant

Sept 2, 2021

Date

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



Michel Sprouffske

Notary Public for Oregon

My Commission Expires: May 09, 2025

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right.</p> <p>If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13823

Review Due Date:

Applicant Name: Longview Ranch of Nevada

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): E. Julsrud

Date of Review: 10/25/2021

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
Regulation due to shortage in supply occurs annually in this section of the river.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☒ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

The only rights that would benefit from return flows the most would be rights belonging to the applicant in this transfer. The rights might include the following (including portions of the included certificates): C-64680, 64631, 64630, 47510, 64632

☐ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☒ Yes ☐ No If "Yes", explain:

This is a flip-flop in place of use.

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☒ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☒ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

N/A

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☐ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

☒ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

a. Before water use may begin under this order, the water user shall install staff gages, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir
☐ Parshall Flume
☐ Other: ____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13823

☐ In order to avoid enlargement of the right or injury to other rights, a totalizing flow meter will be required to be installed prior to diversion of water, as a condition of this transfer:

☒ at each point of diversion/appropriation (new and existing) **OR**

☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Eric W. Julsrud

District: 4

Address: 201 South Humbolt Street, Suite 180

City/State/Zip: Canyon City, OR 97820

Phone: 541-575-0119

Email: Eric.W.Julsrud@oregon.gov

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device

T- 13823

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

Watermaster signature

District

Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

SKOOKUM
WATER ASSOCIATES INC
TRANSMITTAL LETTER

To: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Date: September 21, 2021

Attn: Lisa Jaramillo

Job Number: 10179.001

RE: Drought Transfer Application T-13823 for Certificates 47510 and 64632

We are sending:

Number of Copies	Date	Description
1	8/19/2021	Drought Transfer Application From Map for Transfer T-13823 Prepared by Skookum Water Associates Inc.

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The above are transmitted as indicated below:

- | | | |
|---|--|--|
| <input type="checkbox"/> For Signature | <input checked="" type="checkbox"/> For Your Use | <input type="checkbox"/> As Requested |
| <input type="checkbox"/> For Review and Comment | <input type="checkbox"/> Other (see comments) | <input type="checkbox"/> Returned to You |

Delivery method:

- | | | |
|------------------------------------|--|----------------------------------|
| <input type="checkbox"/> U.S. Mail | <input checked="" type="checkbox"/> Overnight Mail | <input type="checkbox"/> Courier |
|------------------------------------|--|----------------------------------|

Comments:

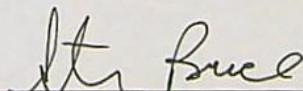
Hi Lisa,

I apparently missed sending in the From Map for Transfer T-13823. I apologize for the oversight.

Thank you,

cc.

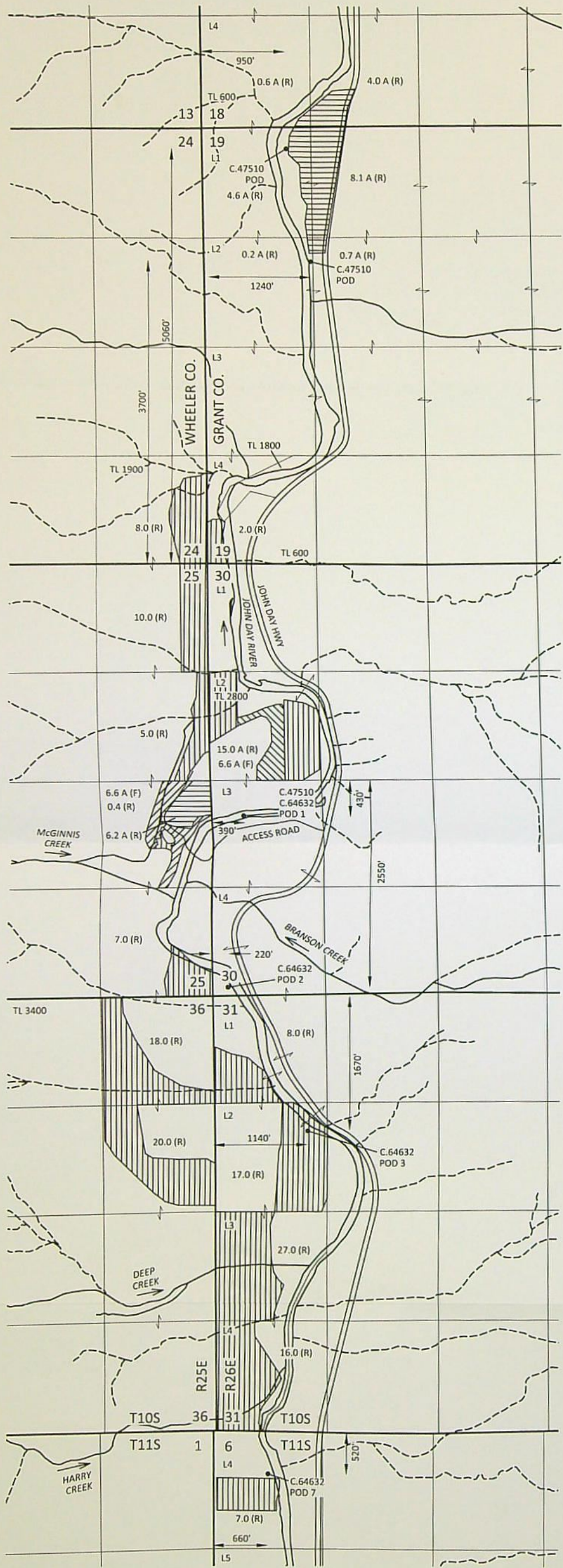
Signed



Steven R. Bruce, RG, CWRE

Sections 24, 25, & 36, T10S, R25E, W.M.,
Wheeler County
&
Sections 18, 19, 30, & 31, T10S, R26E, W.M.,
Grant County
&
Section 6, T11S, R26E, W.M.,
Grant County

DROUGHT TRANSFER APPLICATION MAP
Certificates 47510 & 64632
FROM MAP
Longview Ranch



EXPLANATION

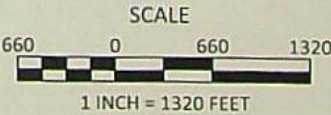
FROM LANDS (F)

- CERTIFICATE 64632
PRIORITY: 10/4/1918
6.6 ACRES
- CERTIFICATE 47510
PRIORITY: 3/22/1954
6.6 ACRES

REMAINING RIGHTS (R)

- CERTIFICATE 64632
PRIORITY: 10/4/1918
160.7 ACRES
- CERTIFICATE 47510
PRIORITY: 3/22/1954
24.7 ACRES

POINT OF DIVERSION (POD)



August 19, 2021

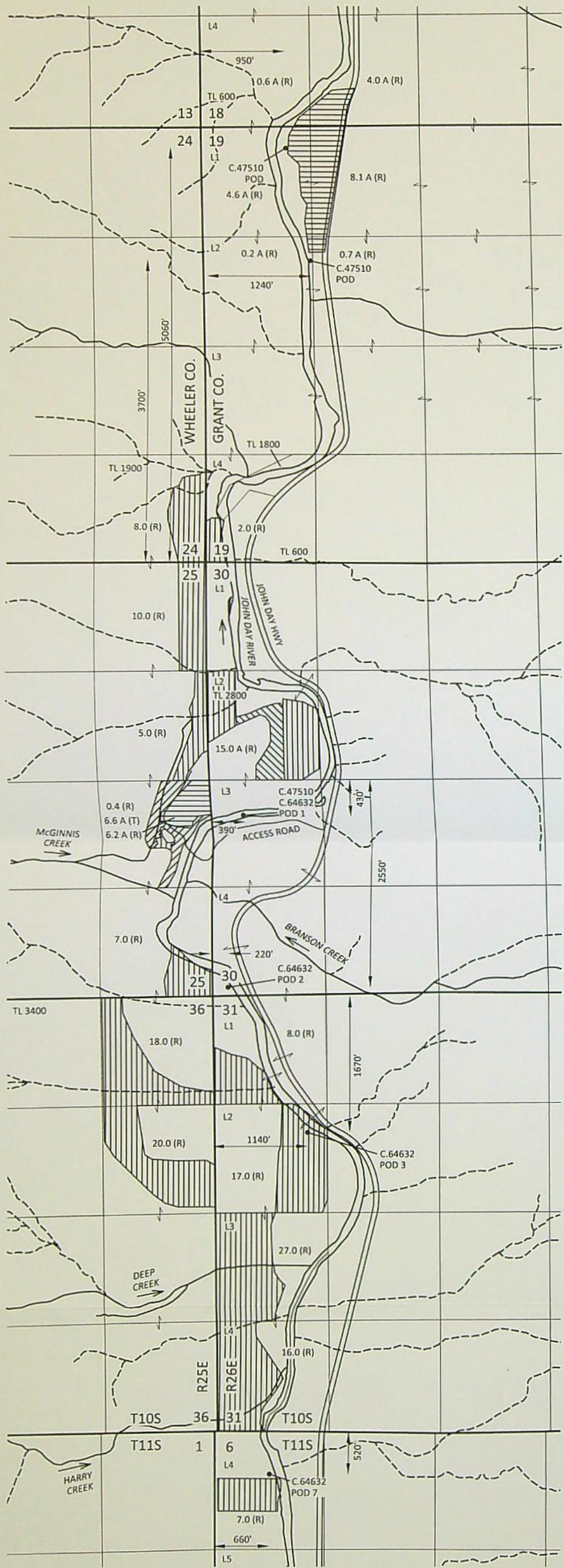
This map is not intended to provide legal
dimensions or locations of property
ownership lines

Figure 1

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Sections 24, 25, & 36, T10S, R25E, W.M.,
 Wheeler County
 &
 Sections 18, 19, 30, & 31, T10S, R26E, W.M.,
 Grant County
 &
 Section 6, T11S, R26E, W.M.,
 Grant County

DROUGHT TRANSFER APPLICATION MAP
 Certificates 47510 & 64632
 TO MAP
 Longview Ranch



EXPLANATION

TO LANDS (T)

CERTIFICATE 64632
 PRIORITY: 10/4/1918
 6.6 ACRES

CERTIFICATE 47510
 PRIORITY: 3/22/1954
 6.6 ACRES

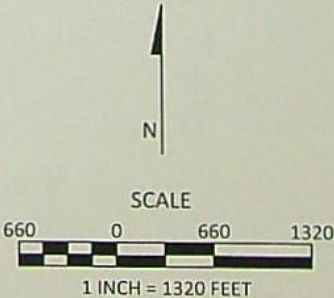
REMAINING RIGHTS (R)

CERTIFICATE 64632
 PRIORITY: 10/4/1918
 160.7 ACRES

CERTIFICATE 47510
 PRIORITY: 3/22/1954
 24.7 ACRES

POINT OF DIVERSION (POD)

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 OWRD



August 19, 2021

This map is not intended to provide legal dimensions or locations of property ownership lines

Figure 1

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **136410**

INVOICE # _____

RECEIVED FROM: Longview Ranch LLC

BY: _____

APPLICATION	
PERMIT	
TRANSFER	1-13823

CASH: ☐ CHECK: # 1739 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 200.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) _____ \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 200.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

**RECEIVED
OVER THE COUNTER**

RECEIPT: **136410**

DATED: 9-15-2001 BY: Mindy Carlson

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



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

This temporary transfer application **will be returned** if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 2 List them here: Certificates 47510 & 64632**

Please include a separate Part 5 for each water right. (See instructions on page 6)

- ☐ ☒ N/A For standard Temporary Transfer (one to five years) **Begin Year:** ____ **End Year:** ____.
- ☒ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

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

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Temporary Transfer Application Map Checklist

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

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

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

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>(2a)</u> Subtract 1 from the number in 3a above: <u>(2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » »	2	
3	Do you propose to change the place of use for a non-irrigation use? <input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: _____ (4a) Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	
5	Add entries on lines 1 through 4 above » » » » » » » » » » » Subtotal:	5	
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	NA

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Longview Ranch, LLC of Nevada Attn: Scott Sutton		PHONE NO. (541) 934-2964	ADDITIONAL CONTACT NO.
ADDRESS 39847 Highway 19			FAX NO.
CITY Kimberly	STATE OR	ZIP 97848	E-MAIL longviewcattle@gmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

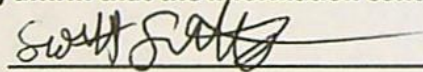
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application

AGENT/BUSINESS NAME Steven R. Bruce Skookum Water Associates Inc.		PHONE NO. (503) 319-8926	ADDITIONAL CONTACT NO.
ADDRESS 1626 Victorian Way			FAX NO.
CITY Eugene	STATE OR	ZIP 97204	E-MAIL steve@skookumwater.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
We propose switching the place of use for 6.6 acres of a junior water right with a more senior water right because the junior right is being regulated off due to the drought. A POD change is not needed.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


Applicant signature

Scott Sutton, Ranch Manager
Print Name (and Title if applicable)

8-16-21
Date

Applicant signature

Print Name (and Title if applicable)

Date

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

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

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

DISTRICT NAME NA	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME NA	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Grant County	ADDRESS Planning Department 201 S. Humbolt, Suite 170	
CITY Canyon City	STATE OR	ZIP 97820

ENTITY NAME Wheeler County	ADDRESS Planning Department 701 Adams Street	
CITY Fossil	STATE OR	ZIP 97830

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 47510

Description of Water Delivery System

System capacity: 1.67 cubic feet per second (cfs) for POD 1 (see below) OR
_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Certificate 47510 authorizes the use of two PODs and Certificate 64632 authorizes the use of four PODs. Only POD 1 (see transfer maps) provides water to the POU to be transferred.

A 50-hp centrifugal pump at POD 1 diverts water for both certificated water rights in the area of the 6.6 acres of rights to be transferred. The lift from the river to the pump is approximately 10 feet and the operating pressure is 60 psi. The Department's online calculators available to CWREs shows the pump capacity to be 2.03 cfs.

Two pivots are used to irrigate the rights in the transfer area. Each pivot delivers approximately 750 gpm (1.67 cfs).

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

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	--	10 S	26 E	30	N W S W	L3	3080 ft S and 440 ft E from SW corner, Section 19

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

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

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

☐ Yes

Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☒ No

Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 47510

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.															
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901	
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901	
10	S	26	E	30	SW	NW	2800	L2	6.6	Irrigation	POD 1	3/22/19 54	POU	10	S	25	E	25	NE	SE	1900	--	6.6	No Change	POD 1	3/22/1954	
TOTAL ACRES									6.6					TOTAL ACRES									6.6				

Additional remarks: The descriptions of the POD 1 location in Certificates 47510 and 64632 match to within about 20 feet of each other so we assume it is the same POD location.

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Part 5 of 5 – Water Right Information

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

Water Right Certificate # 64632

Description of Water Delivery System

System capacity: 1.67 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. See Part 5 of 5 for Certificate 47510

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	--	10 S	26 E	30	N W S W	L3	430 ft S and 390 ft E from West ¼ corner, Section 30 (this location is about 20 feet from the Certificate 47510 POD location so we assume it is the same location for both rights)

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | |

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

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

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

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

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 64632

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.																
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																												
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901		
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901		
10	S	25	E	25	NE	SE	1900	--	6.6	Irrigation	POD1	10/4/19 18	POU	10	S	26	E	30	SW	NW	2800	L2	6.6	No Change	POD 1	10/4/1918		
TOTAL ACRES									6.6	TOTAL ACRES											6.6							

Additional remarks: The descriptions of the POD 1 location in Certificates 47510 and 64632 match to within about 20 feet of each other so we assume it is the same POD location.

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For Place of Use Changes

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of GRANT & WHEELER

I, SCOTT SUTTON, in my capacity as RANCH MANAGER,

mailing address LONGVIEW RANCH, LLC OF NEVADA 39847 HIGHWAY 19 KIMBERLY, OR 97848

telephone number (541) 934-2964, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for Certificate # 47510; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

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

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

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

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

(continues on reverse side)

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

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

Scott Sutter

Signature of Affiant

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Aug 24, 2021

Date

Signed and sworn to (or affirmed) before me this 24 day of August, 2021.



Michel Sprouffske

Notary Public for Oregon

My Commission Expires: May 09, 2025

State: Oregon
County: Grant

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none">● Power usage records for pumps associated with irrigation use● Fertilizer or seed bills related to irrigated crops● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none">● District assessment records for water delivered● Crop reports submitted under a federal loan agreement● Beneficial use reports from district● IRS Farm Usage Deduction Report● Agricultural Stabilization Plan● CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



Columbia Power Cooperative Association

PO Box 97
Monument, OR 97864

Contact Us

(541) 934-2311
Toll Free: (888) 203-7638
Fax: (541) 934-2312

Office Hours

Monday - Friday
8:00 AM - 5:00 PM

Account Number	Account Name				Service Address				Bill Date
	LONGVIEW RANCH LLC				KIMBERLY TO DAYVILLE/PUMP 40				07/31/21
Service	Meter Number	Service From	To	Meter Readings Previous	Present	Estimated	Meter Multiplier	Kilowatt Hours	Charges
Demand:	77301103	06/30/21	07/31/21	33870	51227	No	1	17357	753.29
	Reading 53.017		Actual 53.017		Billed 53.017				332.95

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Comparisons	Days Service	KWH Used	AVG KWH/Day	Cost/Day	NET AMOUNT DUE	
Current Billing	31	17357	560	35.04		
Previous Billing	30	7584	253	22.07		
Last Year	31	23566	760	43.45		

Your Electricity Usage Over The Last 13 Months

Month	KWH Used
Jul	25613
Aug	25613
Sep	17075
Oct	8538
Nov	8538
Dec	8538
Jan	8538
Feb	8538
Mar	8538
Apr	17075
May	17075
Jun	8538
Jul	17075

Please allow ample time for delivery before the due date when mailing your payment.

Keep This Portion For Your Records - Return Bottom Portion With Payment

OR01140G



COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097
(888) 203-7638

Account Number	
Prev Unpaid Balance	\$0.00
Payment	\$-662.10
Current Month's Charges	\$1,086.24
Due Date	08/30/21
Net Amount Due	\$1,086.24

COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097

LONGVIEW RANCH LLC
39847 LONGVIEW LANE
KIMBERLY OR 97848-6212

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of Grant

I, SCOTT SUTTON, in my capacity as RANCH MANAGER,

mailing address LONGVIEW RANCH, LLC OF NEVADA 39847 HIGHWAY 19 KIMBERLY, OR 97848

telephone number (541) 934-2964, being first duly sworn depose and say:

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

☒ Personal observation

☐ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 64632; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): HAY
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Scott Sutter

Signature of Affiant

Sept 2, 2021

Date

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



Michel Sprouffske

Notary Public for Oregon

My Commission Expires: May 09, 2025

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
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<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right.</p> <p>If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



Columbia Power Cooperative Association

PO Box 97
Monument, OR 97864

Contact Us
(541) 934-2311
Toll Free: (888) 203-7638
Fax: (541) 934-2312

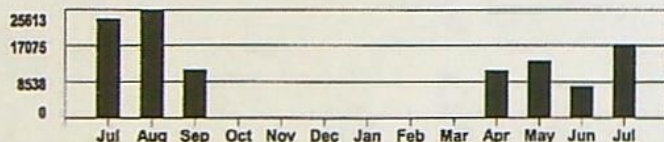
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Account Number	Account Name				Service Address				Bill Date
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Reading	53.017	Actual			Billed				332.95
		53.017			53.017				

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Comparisons	Days Service	KWH Used	AVG KWH/Day	Cost/Day	NET AMOUNT DUE	\$1,086.24
Current Billing	31	17357	560	35.04	DUE DATE	08/30/21
Previous Billing	30	7584	253	22.07		
Last Year	31	23566	760	43.45		

Your Electricity Usage Over The Last 13 Months



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OR01140G



COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097
(888) 203-7638

Account Number	██████████
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Payment	\$-662.10
Current Month's Charges	\$1,086.24
Due Date	08/30/21
Net Amount Due	\$1,086.24

LONGVIEW RANCH LLC
39847 LONGVIEW LANE
KIMBERLY OR 97848-6212

COLUMBIA POWER
COOPERATIVE ASSOCIATION
PO BOX 97
MONUMENT OR 97864-0097

THIS SPACE RESERVED FOR RECORDS USE



After recording return to:
Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

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

Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

Escrow No. WC3388
Title No. 0003388

SYD

READ AND APPROVED AS TO
FORM AND CONTENT

[Signature]

STATUTORY WARRANTY DEED

Larry D. Olson, as to an undivided 50% interest, Stanley V. Shephard, as to an undivided 25% interest, and Bradley C. Shephard, as to an undivided 25% interest, Grantor(s) hereby convey and warrant to Longview Ranch LLC of Nevada, a Nevada Limited Liability Company, Grantee(s) the following described real property in the County of Wheeler and State of Oregon free of encumbrances except as specifically set forth herein:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

The above-described property is free of encumbrances except all taxes liens of record, if any, as of the date of this deed and those shown below, if any:
2007-2008 Real Property Taxes a lien not yet due and payable.

The true and actual consideration for this conveyance is For good and other consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING THE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING THE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 20 day of August, 2007.

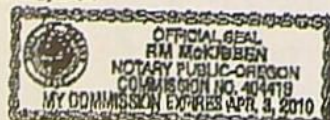
[Signature: Larry D. Olson]
Larry D. Olson

[Signature: Stanley V. Shephard]
Stanley V. Shephard

[Signature: Bradley C. Shephard]
Bradley C. Shephard

State of Oregon
County of Columbia

This instrument was acknowledged before me on August 20, 2007 by Larry D. Olson, Stanley V. Shephard and Bradley C. Shephard.



[Signature: RM McKibben]
(Notary Public for Oregon)
My commission expires April 03, 2010

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WHEELER COUNTY SPECIAL EXCEPTIONS:

7. Taxes for the 2007-2008 period which are a lien as of July 1, 2007 but not yet payable.
8. Reservations contained in Patents from the United States of America and in Deeds from the State of Oregon.
9. Unpatented mining claims, if any.
10. Existing rights of way for roads, highways, irrigation ditches, canals and pole lines.
11. As disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest.
12. Any improvement located upon the insured property which constitutes a mobile/manufactured home as defined by Chapters 446.561 through 446.646, Oregon Revised Statutes, is subject to registration and taxation as therein provided and as provided by Chapters 446.561 through 446.646, Oregon Revised Statutes.
13. Any adverse claim based upon the assertion that:
 - (a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of the John Day River and various creeks.
 - (b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - (c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of the John Day River and various creeks, or has been formed by accretion to any such portion.
14. Such rights and easements for navigation and fishing as may exist over that portion of the property lying now or at any time beneath the waters of the John Day River and various creeks.
15. We are unable to ascertain from the records if the premises herein described have a means of ingress and egress to and from a legally dedicated road or highway and for this reason such rights cannot be insured.
16. Financing statements, if any, filed with the Secretary of State for real and/or personal property. (No search has been made of the Secretary of State's Office.)
17. Special Rules and Regulations pertaining to the assessment and taxation of fire patrol lands.
18. This Preliminary Report for title insurance, due to the nature of the transaction, is subject to amendment or modification by the Regional Underwriter for Stewart Title Insurance Company of Oregon. No final policy of title insurance will be issued until written authorization is received. Any directed changes or additions will be disclosed by a Supplemental Report.

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19. Cultural Site Protective and Management Easement

Recorded: January 17, 1991

Book/ Page No.: Book 38 of Deeds at page 935 (Records of Wheeler County, Oregon)

20. Timber reservations and easements, including the terms and provisions thereof, contained in that certain deed:

Recorded: August 3, 1948

Book/ Page No.: Book 26 of Deeds at page 260 (Records of Wheeler County, Oregon)

In Favor of: Blue Mountain Land Company, its successors and assigns

(Affects the SE¼ of Section 28, T 10 S, R 25 E.W. M.)

21. Reservation as set out in deed:

From: Mattie E. Bales, a single woman

To: Minnie Bales, a single woman

Recorded: May 29, 1949

Book/ Page No.: Book 26 of Deeds at page 417 (Records of Wheeler County, Oregon)

(Affects portion of T 10 S, R 25 E.W.M. and T 11 S, R 25 E.W.M.)

22. Reservation as set out in deed:

Book/ Page No.: Book 27 of Deeds at page 495 (Records of Wheeler County, Oregon)

Recorded: May 16, 1952

23. An Easement and right-of-way created by instrument, subject to the terms and provisions thereof:

Dated: January 21, 1954

Recorded: September 27, 1954

Book/ Page No.: Book 28 of Deeds at page 378 (Records of Wheeler County, Oregon)

Grantor: A.E. Waldorf and Rena M. Waldorf

In Favor of: The United States of America, acting by and through the Bureau of Land Management, U.S.D.I. and assigns

Purpose: Roadway

(Affects portion of T 10 S, R 25 E.W.M. and T 11 S, R 25 E.W.M.)

24. An Easement and right-of-way created by instrument, subject to the terms and provisions thereof:

Dated: January 22, 1955

Recorded: February 5, 1955

Book/ Page No.: Book 28 of Deeds at page 428 (Records of Wheeler County, Oregon)

Grantor: A.E. Waldorf and Rena M. Waldorf

In Favor of: The United States of America, and its assigns

(Affects portion of T 10 S, R 25 E.W.M. and T 11 S, R 25 E.W.M.)

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25. Reservation as set out in deed:

From: Dayton E. Glover and Wilma E. Glover, husband and wife
To: Edwin J. Campbell, Floyd E. Satterlee and John B. Gordon
Recorded: October 23, 1958
Book/ Page No.: Book 29 of Deeds at page 412 (Records of Wheeler County, Oregon)
(Affects Sections 2 and 3 in T 11 S, R 23 E.W.M)

26. Covenants, Conditions, Restrictions and Easements including terms and provisions, as set forth in documents as follows:

Book/Page No.: Book 30 of Deeds at page 237 (Records of Wheeler County, Oregon)
Recorded: December 11, 1961
Book/Page No.: Book 30 of Deeds at page 468 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 470 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 471 (Records of Wheeler County, Oregon)
Recorded: June 17, 1963
Book/Page No.: Book 30 of Deeds at page 508 (Records of Wheeler County, Oregon)
Recorded: July 23, 1963
Book/Page No.: Book 32 of Deeds at page 370 (Records of Wheeler County, Oregon)
Recorded: April 27, 1970
Book/Page No.: Book 32 of Deeds at page 473 (Records of Wheeler County, Oregon)
Recorded: August 21, 1970
Book/Page No.: Book 32 of Deeds at page 486 (Records of Wheeler County, Oregon)
Recorded: August 31, 1970

27. A Road Easement created by instrument, subject to the terms and provisions thereof:

Dated: December 7, 1971
Recorded: May 11, 1972
Book/ Page No.: Book 33 of Deeds at page 307 (Records of Wheeler County, Oregon)
Grantor: Dayton E. Glover and Wilma E. Glover, husband and wife, Edwin J. Campbell, Floyd E. Satterlee and John B. Gordon
In Favor of: The United States of America and its assigns
(Affects Sections 2 and 3 in T 11 S, R 25 E.W.M)

28. A Timber Deed created by instrument, subject to the terms and provisions thereof:

Recorded: November 8, 1974
Book/ Page No.: Book 34 of Deeds at page 275 (Records of Wheeler County, Oregon)

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29. An Exclusive Road Easement created by instrument, subject of the terms and provisions thereof:

Dated: August 8, 1977
Recorded: January 10, 1978
At: M-35-64 (Records of Wheeler County, Oregon)
Grantor: W-4 Ranch Company, a partnership composed of Howard Gable, Frank Stradling and George K. Bramet
In Favor of: The United States of America and its assigns
(Affects portion of T 11 S, R 25 E.W.M)

30. Mineral reservation and Mining Easement, including the terms and provisions thereof:

Recorded: June 8, 1979
Microfilm: M-35-490 (Records of Wheeler County, Oregon)
In Favor of: W-4 Range Company, a partnership composed of Howard Gable, Frank Stradling, and George K. Bramet, it or their heirs, successors, and assigns.

The interest excepted above has not been examined and subsequent transactions affecting said interest or taxes levied against same are not reflected in this title report.

31. A Oil and Gas Lease, including the terms and provisions thereof:

Dated: July 8, 1981
Recorded: August 20, 1981
Book/ Page No.: Book 36 of Deeds at page 126 (Records of Wheeler County, Oregon)
Lessors: James M. Stirewalt and Effie L. Stirewalt, husband and wife
Lessee: W.H. Champion
(Also affects other lands.)

Assignment of Oil and Gas Lease, subject to the terms and provisions thereof:

Dated: August 25, 1981
Recorded: February 16, 1982
Book/ Page No.: Book 36 of Deeds at page 282 (Records of Wheeler County, Oregon)
Assignor: W.H. Champion and Janice A. Champion, husband and wife
Assignee: Aeon Energy Co.
(Reserving an overriding royalty interest)

By Statutory Warranty Deed including the terms and provisions thereof:

Dated: May 5, 1986
Recorded: July 18, 1986
Book/Page No.: Book 37 of Deeds at page 637 (Records of Wheeler County, Oregon)
Assignor: James M. Stirewalt and Effie L. Stirewalt
Assignee: Robert D. Nesen and Delta E. Nesen Family Trust
(No assurance is hereby given as to the current ownership of the Lessee's interest under said oil and gas lease)

32. Reservation as set out in deed:

Recorded: October 19, 1988
Book/ Page No.: Book 38 of Deeds at page 384 (Records of Wheeler County, Oregon)

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33. A Lease, including the terms and provisions thereof:

Dated: July 24, 1990
Recorded: July 31, 1990
Book/ Page No.: Book 38 of Deeds at page 811 (Records of Wheeler County, Oregon)
From: R.D. Nesen and Delta Nesen
To: The United States of America

34. Reservation as set out in deed:

From: W-4 Ranch Company, a partnership composed of Howard Gable, Frank Strandling and George K. Bramet
To: Robert D. Nesen and Delta F. Nesen, Trustees of the Robert D. Nesen and Delta F. Nesen Family Trust
Dated: May 2, 1994
Recorded: May 13, 1994
Microfilm No.: 940154 (Records of Wheeler County, Oregon)

35. Any claim based upon the BLM road up Frank's Creek as set out in Deed MF #980353, located in Township 11 Range 25 Sections 15 and 16.

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EXHIBIT "A"

Located in WHEELER COUNTY, OREGON:

In Township 9 South, Range 25 East of the Willamette Meridian:

- Section 25: E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
Section 26: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 27: SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 28: SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$
Section 33: All
Section 34: All
Section 35: All, EXCEPT the NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 36: All, EXCEPT the SW $\frac{1}{4}$ SE $\frac{1}{4}$

In Township 10 South, Range 24 East of the Willamette Meridian:

- Section 1: S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$

In Township 10 South, Range 25 East of the Willamette Meridian:

- Section 1: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$
Section 2: All, EXCEPT the SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3: All
Section 4: Lots 1, 2, 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 5: Lots 1, 2, 3, and 4; S $\frac{1}{2}$ N $\frac{1}{2}$; SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$
Section 6: Lots 1, 2, 6, and 7; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 7: Lot 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 8: All
Section 9: N $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$
Section 10: W $\frac{1}{2}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 11: NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 12: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 13: N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$
Section 14: SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 15: NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 16: W $\frac{1}{2}$; NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 17: E $\frac{1}{2}$ W $\frac{1}{2}$; W $\frac{1}{2}$ E $\frac{1}{2}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 18: SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$
Section 19: Lots 2, 3, and 4; E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$
Section 20: W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; W $\frac{1}{2}$ W $\frac{1}{2}$
Section 21: W $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$
Section 22: E $\frac{1}{2}$ NE $\frac{1}{4}$
Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; E $\frac{1}{2}$
Section 24: W $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 25: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 26: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$

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- Section 27: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 28: SW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$
Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 30: Lots 1, 2, 3 and 4; E $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$
Section 31: Lots 1, 2, 3 and 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$;
NE $\frac{1}{4}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 32: E $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 34: W $\frac{1}{2}$ W $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$
Section 35: N $\frac{1}{2}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 36: W $\frac{1}{2}$; E $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$

EXCEPTING THEREFROM all timber standing, growing, lying, being upon to be grown as conveyed in certain deeds recorded November 24, 1997 at MF#970465, and November 15, 2005 at MF# 050375, Records of Wheeler County, Oregon.

In Township 11 South, Range 25 East of the Willamette Meridian:

- Section 1: W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 2: Lots 1, 2, 3, and 4; SW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$
Section 3: Lots 1 and 2; N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9: E $\frac{1}{2}$ E $\frac{1}{2}$
Section 10: All.
Section 11: N $\frac{1}{2}$; N $\frac{1}{2}$ SW $\frac{1}{4}$
Section 12: SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15: N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$, EXCEPT all that portion of the NW $\frac{1}{4}$ and of the N $\frac{1}{2}$ SW $\frac{1}{4}$ lying West of a line 30 Feet East of the centerline of the BLM Road up Frank's Creek,
Section 16: NE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT all that portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying West of a line 30 feet East of the centerline of the BLM Road up Frank's Creek.

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THIS SPACE RESERVED FOR REORDER'S USE



After recording return to:
Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

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

Longview Ranch LLC of Nevada
1200 Financial Blvd.
Reno, NV 89511

Escrow No. WC3388
 Title No. 0005368

SWD

READ AND APPROVED AS TO
 FORM AND CONTENT

STATUTORY WARRANTY DEED

Larry D. Olson, as to an undivided 50% interest, Stanley V. Shephard, as to an undivided 25% interest, and Bradley C. Shephard, as to an undivided 25% interest, Grantor(s) hereby convey and warrant to Longview Ranch LLC on Nevada, a Nevada Limited Liability Company, Grantee(s) the following described real property in the County of Grant and State of Oregon free of encumbrances except as specifically set forth herein:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:
 2007-2008 Real Property Taxes & Lien not yet due and payable.

The true and actual consideration for this conveyance is For good and other consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.920 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 20 day of August, 2007.

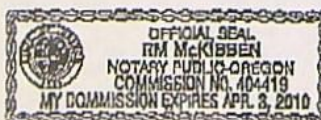
Larry D. Olson
 Larry D. Olson

Stanley V. Shephard

Bradley C. Shephard

State of Oregon,
 County of Columbia

This instrument was acknowledged before me on August 20, 2007 by Larry D. Olson, Stanley V. Shephard and Bradley C. Shephard.



Tim McKibben
 (Notary Public for Oregon)
 My commission expires April 03, 2010

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GRANT COUNTY SPECIAL EXECPTIONS

1. Taxes for the 2007-2008 period which are a lien as of July 1, 2007 but not yet payable.
2. Reservations contained in Patents from the United States of America and in Deeds from the State of Oregon.
3. Unpatented mining claims, if any.
4. As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
5. This report does not include a search for financing statements or agricultural services liens which are filed with the Secretary of State and any matters which would be disclosed thereby are expressly excluded from coverage herein.
6. Any improvement located upon the insured property which is described or defined as mobile home under the provisions of Chapters 803 and 820, OREGON REVISED STATUTES and is subject to registration as provided therein.
7. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.
8. Notwithstanding Paragraph 4 of the insuring clauses of the policy or policies to be issued, the policy or policies will not insure against loss arising by reason of any lack of a right of access to and from the land. (Affects those parcels not abutting upon or being contiguous to a public road or highway.
9. Rights of the public and governmental bodies in and to any portion of the premises herein described lying below the high water mark of the John Day River, including any ownership rights which may be claimed by the State of Oregon below the high water mark.
10. Such rights and easements for navigation and fishing as may exist over that portion of the property lying beneath the waters of the John Day River and various creeks.
11. Any adverse claim based upon the assertion that:
 - (a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of the John Day River and various creeks.
 - (b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - (c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of the John Day River and various creeks, or has been formed by accretion to any such portion.

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12. Mineral Reservation, including terms and provisions thereof:

Reserved by: Martie E. Bales
Recorded: June 3, 1949
Book: 57
Page: 188

Affects: Portions of Sections 10, 15, 16, 17, 21, and 33, of Township 10 South,
Range 26 East of the Willamette Meridian and Section 10, Township 11
South, Range 26 East of the Willamette Meridian

The interest excepted above has not been examined and subsequent transactions affecting said interest or taxes levied against same are not reflected in this title report.

13. Easement, including the terms and provisions thereof:

For: road, together with all appurtenances thereto as more particularly

described therein

Granted to: United States of America
Recorded: February 10, 1955
Book: 71
Page: 512

Affects: certain lands in Township 10 South, Range 26 East of the Willamette Meridian

14. Easement, including the terms and provisions thereof:

For: road, together with all appurtenances thereto as more particularly described therein

Granted to: United States of America
Recorded: March 1, 1957
Book: 76
Page: 438

Affects: portions of Sections 10, 15, and 36, Township 10 South, Range 26 East of the Willamette Meridian

15. Easement, including the terms and provisions thereof:

For: access road, together with all appurtenances thereto as more particularly described therein

Granted to: United States of America
Recorded: August 19, 1957
Book: 77
Page: 348

Affects: portions of Sections 4, 5, 6, 9, 10, 15, 16, 21, and 22, Township 10 South, Range 26 East of the Willamette Meridian Together with that certain Right of Way Use Agreement including the terms and provisions thereof, recorded October 28, 1975, in Book 113, page 751.

16. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: November 4, 1965
Book: 94
Page: 88
Affects: portions of Section 1, Township 11 South, Range 26 East of the
Willamette Meridian and Sections 24, 25, and 36, Township 10 South,
Range 26 East of the Willamette Meridian
17. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: January 24, 1967
Book: 96
Page: 22
Affects: E1/2SE1/4 Section 14, Township 11 South, Range 26 East of the
Willamette Meridian
18. Easement, including the terms and provisions thereof:
For: access road, together with all appurtenances thereto as
more particularly described therein
Granted to: United States of America
Recorded: February 1, 1967
Book: 96
Page: 55
Affects: SE1/4NE1/4 Section 24, Township 11 South, Range 26 East of the
Willamette Meridian
19. Easement, including the terms and provisions thereof:
For: road, together with all appurtenances thereto as more
particularly described therein
Granted to: United States of America
Recorded: June 23, 1972
Book: 108
Page: 441
Affects: portions of Sections 14, 22, 23, 26, and 36, Township 10 South, Range 26
East of the Willamette Meridian and Section 1, Township 11 South,
Range 26 East of the Willamette Meridian

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20. Right of Way Use Agreement including the terms and provisions thereof, to the United States Department of the Interior, Bureau of Land Management, recorded October 28, 1975, in Book 113, page 751.
21. Easement, including the terms and provisions thereof:
For: roadway, together with all appurtenances thereto as more particularly described therein
Granted to: United States of America
Recorded: April 20, 1976
Book: 114
Page: 629
Affects: NE1/4SE1/4 of Section 24, Township 11 South, Range 26 East of the Willamette Meridian
22. Agreements for Electric Service, including the terms and provisions thereof, between Columbia Power Cooperative Association and Longview Ranch, recorded June 8, 1989 in Book 138, pages 942 and 948, affecting lands in Township 9 South, Range 26 East of the Willamette Meridian.
23. Covenants, conditions, restrictions and reservations as set forth in that certain deed from the State of Oregon, by and through its Department of Transportation, Highway Division recorded September 4, 1991, as Inst. No. 911483.
24. Easement, including the terms and provisions thereof:
For: road right of way, together with all appurtenances thereto as more particularly described therein
Granted to: Grant County, Oregon
Recorded: January 9, 1992
Instr. No.: 920051
Affects: NE1/4SE1/4 Section 24, Township 11 South, Range 26 East of the Willamette Meridian
25. Easement, including the terms and provisions thereof:
For: construction and maintenance of underground telephone facilities, together with all appurtenances thereto as more particularly described therein
Granted to: Telephone Utilities of Eastern Oregon
Recorded: April 2, 1992
Instr. No.: 920542
Affects: SE1/4NW1/4 Section 6, Township 10 South, Range 26 East of the Willamette Meridian

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26. Reservations, including the terms and provisions thereof, in Deed:
Recorded: June 2, 1992
Instr. No.: 920961
As follows: "Reserving unto grantor $\frac{1}{2}$ of mineral rights. ALSO, reserving unto grantor, easements over existing roads for vehicular travel."
(Affects lands in Sections 12, 14, and 24, Township 11 South, Range 26 East of the Willamette Meridian and other property as well)
27. Mineral Reservation, including terms and provisions thereof:
Reserved by: W-4 Ranch Company, a partnership
Recorded: May 13, 1994
Instr. No.: 940902
Affects: $\frac{1}{2}$ of minerals not previously reserved on lands in Townships 10 and 11 South, Range 26 East of the Willamette Meridian
28. Easements over existing roads situated in Township 11 South, Range 26 East of the Willamette Meridian as set forth in that certain Bargain and Sale Deed from Barbara Buce to Merle J. & Kathleen R. Kidwell, guests and assigns recorded June 3, 1998, as Inst. No. 981076.
29. A certified copy of the Resolution authorizing the execution of the necessary documents to be insured. Said Resolution must be passed by the Board of Directors of Cypress Abbey Company, a California corporation, and should be furnished for

End of Exceptions

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Located in GRANT COUNTY, OREGON:

Township 9 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 30: N1/2SE1/4SW1/4; SAVE & EXCEPT that portion lying South and West of the North line of the John Day River.

ALSO: A tract of land in the NE1/4SW1/4 and the W1/2SE1/4 of said Section 30, described as follows:

Beginning at a point on the Southerly right of way line of the John Day Highway, said point being 30.0 feet distant from (when measured at right angles to) the highway center line, said point also being 652.7 feet North and 693.3 feet East of the South quarter corner of said Section 30, which point is on the South line of the N1/2SW1/4SE1/4 of said Section 30; thence N89°23'30"W, along said South line, 686.3 feet to the Southwest corner of the N1/2SW1/4SE1/4 of said Section 30; thence N0°36'30"E, along the West line of the N1/2NW1/4SE1/4 of said Section 30, 660.0 feet to the Northeast corner of the SE1/4SW1/4 of said Section 30; thence N89°23'30"W, along the North line of the SE1/4SW1/4 of said Section 30, 1390.5 feet to the Northwest corner of the SE1/4SW1/4 of said Section 30; thence N0°36'30"E, along the West line of the NE1/4SW1/4 of said Section 30, 599.0 feet to the Southerly right of way line of the John Day Highway; thence, along said Southerly right of way line, as follows: on a 542.96 foot radius curve right (the long chord of which bears S65°25'E, 179.8 feet) 180.0 feet; S55°51'E, 42.3 feet; on a 666.62 foot radius curve left (the long chord of which curve bears S68°45'E, 300.2 feet) 300.5 feet; S81°39'E, 285.8 feet; on a 927.93 foot radius curve right (the long chord of which bears S63°27'E, 587.7 feet) 588.5 feet; S45°15'E, 1093.4 feet to the point of beginning.

SAVE & EXCEPT the following tracts:

(a) Beginning at a point on the Southerly right of way line of the John Day Highway, said point being 1728.3 feet North and 1036.2 feet West of the South quarter corner of said Section 30; thence S25°09'W, 90.0 feet; thence N64°51'W, 100.0 feet; thence N25°09'E, 90.0 feet to the Southerly right of way line of said highway; thence, along said Southerly right of way line, on a 666.62 foot radius curve left (the long chord of which curve bears S64°51'E, 100.0 feet) 100.1 feet to the point of beginning.

(b) Beginning at the Northwest corner of the S1/2SW1/4SE1/4 of said Section 30; thence S89°23'30"E, 79.9 feet; thence N41°09'W, 271.0 feet; thence N63°32'W, 245.5 feet; thence N48°59'W, 282.2 feet; thence N58°25'W, 357.0 feet; thence S35°13'E, 425.4 feet; thence S46°09'E, 485.0 feet, more or less, to the South line of the N1/2SE1/4SW1/4 of said Section 30; thence Easterly, along said South line, 245.0 feet, more or less, to the point of beginning.

(Tax Acct. 8 9-26 5501; Ref. 5522)

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Township 9 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 30: Lot 4; that portion of the N1/2SE1/4SW1/4 lying South and West of the North line of the John Day River; S1/2SE1/4SW1/4; S1/2SW1/4SE1/4. SAVE & EXCEPT those portions conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded September 22, 1941, in Book 45, pages 23 and 24, and recorded May 20, 1958, in Book 79, page 27.

Section 31: Lots 1 and 2; E1/2NW1/4; W1/2NE1/4;

SAVE & EXCEPT that portion of the NW1/4NE1/4 conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded September 22, 1941, in Book 45, page 23, for highway right of way.

ALSO, a tract of land situated in the S1/2SE1/4 of said Section 30 and in the NW1/4NE1/4 and in the E1/2NE1/4 of said Section 31, Township 9 South, Range 26 East of the Willamette Meridian, as described in Deed from the State of Oregon, by and through its Department of Transportation, Highway Division, recorded September 4, 1991, as Inst. No. 911483.
(Tax Acct. 8 9-26 5500, 5600; Ref's. 5521, 5523)

Township 10 South, Range 26 East of the Willamette Meridian, Grant County, Oregon:

Section 4: NE1/4SW1/4; S1/2S1/2.

Section 5: SW1/4; S1/2SE1/4.

Section 6: Lot 3; SE1/4NW1/4; E1/2SW1/4; SW1/4SE1/4; E1/2SE1/4; SAVE & EXCEPT that portion conveyed to the State of Oregon, by and through its Department of Transportation, Highway Division, by deeds recorded September 21, 1990, as Inst. No's, 900784, 900785, 900786, for highway right of way.

Section 7: Lots, 2, 3, and 4; E1/2W1/2; NW1/4SE1/4; E1/2E1/2.

Section 8: S1/2NE1/4; W1/2.

Section 9: N1/2NE1/4; NE1/4NW1/4; S1/2NW1/4.

Section 10: W1/2E1/2; E1/2W1/2.

Section 14: S1/2NE1/4; N1/2SE1/4.

Section 15: E1/2.

Section 16: All.

Section 17: SW1/4SE1/4; W1/2.

Section 18: Lots 1, 2, 3, and 4; SW1/4SE1/4; E1/2E1/2.

Section 19: Lots 1, 2, 3, and 4; E1/2NW1/4; NE1/4SW1/4; NE1/4; N1/2SE1/4; SAVE & EXCEPT that portion of the SW1/4SW1/4 conveyed to the State of Oregon, by and through its Highway Commission, by deeds recorded July 26, 1944, in Book 47, page 48.

Section 20: NW1/4; N1/2SW1/4.

Section 21: NE1/4; E1/2NW1/4.

Section 22: W1/2NE1/4; NW1/4SE1/4; W1/2.

Section 24: SW1/4SE1/4.

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Section 25: W1/2E1/2; SE1/4SW1/4; NW1/4SW1/4.

Section 26: N1/2SE1/4; SE1/4SE1/4.

Section 30: Lots 2,3, and 4.

Section 31: Lots 1,2,3 and 4; SAVE & EXCEPT that portion of Lots 3 and 4 which lies on the East side of the center of the John Day River.

Section 33: NW1/4SW1/4.

Section 36: NW1/4NE1/4; N1/2NW1/4.

(Tax Acct's. 8 & 8-2 10-26 600, 1400, 1700, 2400, 2500, 2800, 3100; Ref's. 5647, 5653, 5655, 5819, 5658, 5659, 5660, 5820, 5822)

Township 11 South, Range 26 East of the Willamette Meridian, Grant
County, Oregon:

Section 1: Lot 4; S1/2NW1/4; SW1/4NE1/4.

Section 6: Lot 4; SAVE & EXCEPT that portion which lies on the East side of the center of the John Day River.

Section 10: NE1/4NE1/4.

Section 12: SW1/4NW1/4.

Section 14: SE1/4.

Section 24: S1/2NE1/4; N1/2SE1/4.

(Tax Acct's. 8 11-26 200, 1200, 1900, 2200, 2400, 3900; Ref's. 5824, 5829, 5832, 5835, 5844, 5849)

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SKOOKUM
WATER ASSOCIATES INC
TRANSMITTAL LETTER

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To: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Date: September 14, 2021

Attn: Lisa Jaramillo

Job Number: 10179.001

RE: Drought Transfer Application for Certificates 47510 and 64632

We are sending:

Number of Copies	Date	Description
1	8/16/21	Application for a Water Right Temporary or Drought Transfer
1	8/19/2021	Drought Transfer Application Map Prepared by Skookum Water Associates Inc.
1	8/24/21 &	Evidence of Use Affidavits for Certificates 47510 and 64632 and supporting documentation
1	8/20/2007	AmeriTitle Property Deed
1	8/16/21	Check 1739 from Longview Ranch LLC for \$200

The above are transmitted as indicated below:

<input type="checkbox"/> For Signature	<input checked="" type="checkbox"/> For Your Use	<input type="checkbox"/> As Requested
<input type="checkbox"/> For Review and Comment	<input type="checkbox"/> Other (see comments)	<input type="checkbox"/> Returned to You

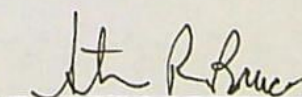
Delivery method:

<input type="checkbox"/> U.S. Mail	<input checked="" type="checkbox"/> Overnight Mail	<input type="checkbox"/> Courier
------------------------------------	--	----------------------------------

Comments: A Land Use Information Form is not included because the land is zoned EFU, the property is not within an irrigation district, only the place of use is being changed and no structural changes are required. We will send the wet signed Evidence of Use Affidavit for Certificate 64632 when we receive it.
Thank you for your assistance.

cc. Scott Sutton; Longview Ranch LLC

Signed



Steven R. Bruce, RG, CWRE

Regular Temporary Water Right Transfer Application Checklist

Checked by Scott

Date 9/15/21

A temporary transfer must be for a change in place of use. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change.

A change in POD/POA can accompany the temporary change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

(If OK, check box to left; if not, fill in the blank)

- ☒ 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____
- ☒ 2. Are fees included and correct? Yes 200
If not, the correct fee would be: _____, so the amount missing is: _____
- ☒ 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom? Yes
If not, whose signature is missing? _____
- ☒ 4. Are all listed certificates shown by WRIS as non-cancelled?
If not, which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.
- ☒ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
☒ N/A ☐ Form D needed from _____ (district)
6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.



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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Longview Ranch, LLC of Nevada Attn: Scott Sutton
39847 Highway 19 Kimberly, OR 97848

Transaction Type: Drought Temporary Transfer

Fees Received: \$ 200.00

☐ Cash

☒ Check:

Check No. 1739

Name(s) on Check: Longview Ranch LLC

Address on Check: 4795 Caughlin Hwy Ste 100 Reno, NV

89519

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,
OWRD Customer Service Staff

Submission received by: Corey Courchane
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.