



## 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°).

Received by OWRD

AUG 08 2025

Salem, OR

Revised 3/27/2025

| <b>FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS</b> |  |          |         |
|--|--|----------|---------|
| <b>1</b>   | Base Fee (includes temporary change to one water right for up to 1 cfs)  | <b>1</b> | \$950   |
| <b>2</b>   | Number of water rights included in transfer: <u>  1  </u> (2a)<br>Subtract 1 from the number in 3a above: <u>  0  </u> (2b) <i>If only one water right this will be 0</i><br>Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » »  | <b>2</b> | 0       |
| <b>3</b>   | Do you propose to change the place of use for a non-irrigation use?<br><input type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » »<br><input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: <u>  1.3  </u> (3a)<br>Subtract 1.0 from the number in 3a above: <u>  0.3  </u> (3b)<br>If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » »<br>If 3b is greater than 0, round up to the nearest whole number: <u>  1.0  </u> (3c)<br>and multiply 4c by \$230.00, then enter on line 3 | <b>3</b> | \$230   |
| <b>4</b>   | Do you propose to change the place of use for an irrigation use?<br><input checked="" type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » »<br><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)<br>Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »   | <b>4</b> | 0       |
| <b>5</b>   | Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:   | <b>5</b> | \$1,180 |
| <b>6</b>   | Is this transfer:<br><input checked="" type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932?<br><input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat?<br>If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 »   | <b>6</b> | 0       |
| <b>7</b>   | If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » »<br>Subtract line 6 from line 5 » » » » » » » » » » » » <b>Transfer Fee:</b>   | <b>7</b> | \$1,180 |

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).

Salem, OR

## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

|  |                    |                     |   |                        |
|--|--------------------|---------------------|---|------------------------|
| APPLICANT/BUSINESS NAME<br><b>Knife River Corporation - Northwest Attn: Jeff Steyaert</b>  |                    |                     | PHONE NO.<br><b>(541) 918-5142</b>            | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>32260 Old Highway 34</b>   |                    |                     |   | FAX NO.                |
| CITY<br><b>Tangent</b>   | STATE<br><b>OR</b> | ZIP<br><b>97389</b> | E-MAIL<br><b>jeff.steyaert@kniferiver.com</b> |                        |
| <b>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.</b> |                    |                     |   |                        |

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

|  |                    |                     |  |                        |
|--|--------------------|---------------------|--|------------------------|
| AGENT/BUSINESS NAME<br><b>Thomas J. Calabrese – EnviroLogic Resources, Inc.</b>  |                    |                     | PHONE NO.<br><b>(503) 768-5121</b>       | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>P.O. Box 80762</b>   |                    |                     |  | FAX NO.                |
| CITY<br><b>Portland</b>  | STATE<br><b>OR</b> | ZIP<br><b>97280</b> | E-MAIL<br><b>tomcalabrese@h2ogeo.com</b> |                        |
| <b>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.</b> |                    |                     |  |                        |

Explain in your own words what you propose to accomplish with this transfer application and why:  
This transfer is intended to temporarily change the place of diversion and place of use of an industrial/mining right downriver from our Springfield quarry to our Eugene location.

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

Jeffrey R. Steyaert, Assistant Secretary  
Print Name (and Title if applicable)

Date

7/10/2025

Applicant signature

Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

Date

Applicant signature

Print Name (and Title if applicable)

Date

Is the applicant the sole owner of the land on which the 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.

Received by OWRD

AUG 08 2025

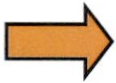
Salem, OR

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

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

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

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



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

|   |   |                     |
|---|---|---------------------|
| ENTITY NAME<br><b>Lane County Land Management</b> | ADDRESS<br><b>3050 N. Delta Highway</b> |                     |
| CITY<br><b>Eugene</b>                             | STATE<br><b>OR</b>                      | ZIP<br><b>97408</b> |

|   |                                    |                     |
|---|------------------------------------|---------------------|
| ENTITY NAME<br><b>City of Springfield</b> | ADDRESS<br><b>225 Fifth Street</b> |                     |
| CITY<br><b>Springfield</b>                | STATE<br><b>OR</b>                 | ZIP<br><b>97401</b> |

|                                      |                                     |                     |
|--------------------------------------|-------------------------------------|---------------------|
| ENTITY NAME<br><b>City of Eugene</b> | ADDRESS<br><b>99 W. 10th Avenue</b> |                     |
| CITY<br><b>Eugene</b>                | STATE<br><b>OR</b>                  | ZIP<br><b>97401</b> |

Received by OWRD

AUG 08 2025

Salem, OR

## 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 # \_\_\_\_\_

### Description of Water Delivery System

System capacity: > 1.3 cfs cubic feet per second (cfs) OR  
\_\_\_\_\_ gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Under Claim SW-131, the City of Springfield controls the river POD to provide up to 300 cfs of water to the (Georgia Pacific) Mill Race from the Middle Fork of the Willamette River. Knife River diverts water from the Mill Race at its POD using a portable diesel-powered 71-hp or equivalent centrifugal type pump that connects to an intake with foot valve and fish screen when placed in the water. The pump forwards the water through a 6-inch diameter pipeline and flowmeter to an approximately 15-foot tall standpipe nearby used to fill water trucks.

One or more 3,000-gallon water trucks are used to spray the site roads and laydown areas for dust control and to deliver water to a portable rock crusher and portable screening plant. Water can also be delivered to an approximately 3.3 AF bulge pond located on the quarry floor.

The crusher and screening plant both have spray bars with nozzles for dust control that use water supplied from the trucks or the bulge. Water is also delivered to a truck wheel wash rack and a rack used to wet aggregate being trucked from the site.

**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) |
|------------------------|---|--|-----|---|-----|---|-----|-----|----|---------------------------|--|
| River POD              | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | N/A  | 18  | S | 2   | W | 8   | NW  | NE | TL 300                    | 450 ft S and 2,510 ft W from NE corner of Section 8  |
| Rediversion POD        | <input checked="" type="checkbox"/> Authorized<br><input type="checkbox"/> Proposed | N/A  | 18  | S | 3   | W | 1   | NE  | NW | DLC 39                    | 370 ft S and 2,370 ft E from NW corner of Section 1  |
| Proposed POD           | <input type="checkbox"/> Authorized<br><input checked="" type="checkbox"/> Proposed | N/A  | 17  | S | 3   | W | 7   | SW  | SW | Lot 4                     | 740 ft N and 760 ft E from SW corner of Section 7    |

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

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Place of Use (POU)        | <input type="checkbox"/> Appropriation/Well (POA)                 |
| <input checked="" 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):

Received by GWPD  
AUG 08 2025

Salem, OR Revised 3/27/2025

☐ Place of Use (POU)

☐ Point of Appropriation/Well (POA)

☐ Character of Use (USE)

☐ Additional Point of Appropriation (APOA)

☐ Point of Diversion (POD)

☐ Additional Point of Diversion (APOD)

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

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

☐ No      Complete all of Table 2 to describe the portion of the water right to be changed.

Received by OWRD  
AUG 08 2025  
Salem, OR

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 # 91508**

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

| AUTHORIZED (the "from" or "off" lands)<br>The listing that appears on the Certificate BEFORE PROPOSED CHANGES<br>List only that part or portion of the water right that will be changed. |     |     |     |            |                      |       |   |   |                  |         | Proposed<br>Changes (see<br>"CODES" from<br>previous page) | PROPOSED (the "to" or "on" lands)<br>The listing as it would appear AFTER PROPOSED CHANGES<br>are made. |     |       |                      |                      |       |                    |  |                  |  |
|--|-----|-----|-----|------------|----------------------|-------|---|---|------------------|---------|--|---|-----|-------|----------------------|----------------------|-------|--------------------|--|------------------|--|
| Twp  | Rng | Sec | ¼ ¼ | Tax<br>Lot | Gvt<br>Lot or<br>DLC | Acres | Type of USE<br>listed on<br>Certificate | POD(s) or<br>POA(s) (name<br>or number<br>from Table 1) | Priority<br>Date | Twp     |  | Rng   | Sec | ¼ ¼   | Tax<br>Lot           | Gvt<br>Lot or<br>DLC | Acres | New Type<br>of USE | POD(s)/<br>POA(s) to<br>be used<br>(from<br>Table 1) | Priority<br>Date |  |
|  |     |     |     |            |                      |       |   |   |                  | POU/POD | 17 S   | 3 W   | 7   | SW SW | 400 &<br>700         | L4                   | N/A   | no change          | Proposed<br>POD                                      | 10/16/1963       |  |
|  |     |     |     |            |                      |       |   |   |                  | POU/POD | 17 S   | 4 W   | 12  | SE SE | 301,<br>400 &<br>700 | –                    | N/A   | no change          | Proposed<br>POD                                      | 10/16/1963       |  |
|  |     |     |     |            |                      |       |   |   |                  | POU/POD | 17 S   | 4 W   | 13  | NE NE | 400                  | –                    | N/A   | no change          | Proposed<br>POD                                      | 10/16/1963       |  |
|  |     |     |     |            |                      |       |   |   |                  | POU/POD | 17 S   | 3 W   | 18  | NW NW | 400 &<br>700         | –                    | N/A   | no change          | Proposed<br>POD                                      | 10/16/1963       |  |
| TOTAL ACRES  |     |     |     |            |                      |       |   |   |                  |         | TOTAL ACRES  |   |     |       |                      |                      | N/A   |                    |  |                  |  |

Additional remarks: The industrial/mining use authorized in the transferred right would remain unchanged.

Received by OWRD  
 AUG 08 2025  
 Salem, OR

**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: Certificate 67279

Pursuant to ORS 540.523, 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](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 |
|---|------------------------------------|--|------------------|-----------------|-------------------------|---------------------------|--|--|---|--|
| N/A                                       |                                    |  |                  |                 |                         |                           |  |  |   |  |

Received by OWRD

AUG 08 2025

Salem, OR

Received by OWRD  
AUG 08 2025  
Salem, OR

Received by OWRD  
AUG 08 2025  
Salem, OR

# Application for Water Right Transfer Evidence of Use Affidavit



Received by OWRD  
AUG 08 2025  
Salem, OR

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 Linn ) ss

I, JEFF STEYAERT, in my capacity as ENVIRONMENTAL, PERMITTING AND PROPERTY MANAGER,  
mailing address 32260 OLD HIGHWAY 34, TANGENT, OR 97389  
telephone number (541) 918-5142, 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 # \_\_\_\_\_; **OR** (Subject of T-13701 Final Order issued 9/2/21 for Certificate 91508)

☒ 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<br>or DLC | Acres<br>(if applicable) |
|---------------|----------|---|-------|---|-----|-----|-----|----|---------------------|--------------------------|
|               | 17       | W | 3     | W | WM  | 7   | SW  | SW | L4                  | N/A                      |
|               | 17       | W | 3     | W | WM  | 12  | SE  | SE | --                  | N/A                      |
|               | 17       | W | 3     | W | WM  | 13  | NE  | NE | --                  | N/A                      |
|               | 17       | W | 3     | W | WM  | 18  | NW  | NW | --                  | N/A                      |
|               |          |   |       |   |     |     |     |    |                     |                          |
|               |          |   |       |   |     |     |     |    |                     |                          |
|               |          |   |       |   |     |     |     |    |                     |                          |

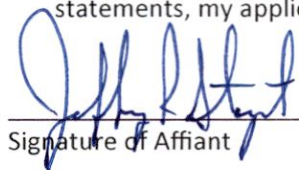
**OR**

- ☐ 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.): AGGREGATE PROCESSING AND DUST CONTROL

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.

  
Signature of Affiant

7/10/2025  
Date

Signed and sworn to (~~or affirmed~~) before me this 10<sup>th</sup> day of July, 2025.



  
Notary Public for Oregon

My Commission Expires: Mar. 21, 2028

Received by OWRD  
AUG 08 2025  
Salem, OR

| 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 <b>confirming</b> 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"><li>• Power usage records for pumps associated with irrigation use</li><li>• Fertilizer or seed bills related to irrigated crops</li><li>• Farmers Co-op sales receipt</li></ul>   |
| <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"><li>• District assessment records for water delivered</li><li>• Crop reports submitted under a federal loan agreement</li><li>• Beneficial use reports from district</li><li>• IRS Farm Usage Deduction Report</li><li>• Agricultural Stabilization Plan</li><li>• CREP Report</li></ul>   |
| <input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph<br><br>(Subject of T-13701 Final Order issued 9/2/2021 for Certificate 91508)<br><br>Google Earth imagery from 2021, 2023 and 2025 | Multiple photos can be submitted to resolve different areas of a water right.<br>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.<br><br>Sources for aerial photos:<br>OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a><br>OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a><br>Google Earth – <a href="http://earth.google.com">earth.google.com</a><br>TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a> |
| <input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years  | Copy of instream lease or lease number   |

Received by OWRD

AUG 08 2025

Salem, OR



Received by OWRD

AUG 08 2025

Salem, OR



14719 -

Received by OWRD

AUG 08 2025

Salem, OR



Received by OWRD

AUG 08 2025

Salem, OR

Received by OWRD  
AUG 08 2025  
Salem, OR

# Land Use Information Form



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

Received by OWRD

AUG 08 2025

Salem, OR

## NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is **NOT** required if:

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

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD\_DL\_customerservice@water.oregon.gov.

**This page intentionally left blank.**

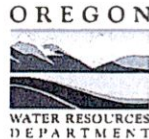
Received by OWRD  
AUG 08 2025  
Salem, OR

Received by OWRD

AUG 08 2025

# Land Use Information Form

Salem, OR



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

|   |             |                         |                                       |
|---|-------------|-------------------------|---------------------------------------|
| NAME<br>Knife River Corporation - Northwest Attn: Jeff Steyaert |             | PHONE<br>(541) 918-5142 |                                       |
| MAILING ADDRESS<br>32260 Old Highway 34                         |             |                         |                                       |
| CITY<br>Tangent   | STATE<br>OR | ZIP<br>97389            | EMAIL<br>jeff.steyaert@kniferiver.com |

## A. Land and Location

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

| Township | Range | Section | ¼ ¼   | Tax Lot #      | Plan Designation (e.g., Rural Residential/RR-5) | Water to be:   | Proposed Land Use: |
|----------|-------|---------|-------|----------------|---|--|--------------------|
| 17 S     | 3 W   | 7       | SW SW | 400 & 700      |   | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used |                    |
| 17 S     | 4 W   | 12      | SE SE | 301, 400 & 700 |   | <input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used            |                    |
| 17 S     | 4 W   | 13      | NE NE | 400            |   | <input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used            |                    |
| 17 S     | 3 W   | 18      | NW NW | 400 & 700      |   | <input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used            |                    |

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

Lane County; and, Eugene

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1.3 ☒ cubic feet per second    ☐ gallons per minute    ☐ acre-feet

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

Briefly describe:

The proposed transfer is intended to temporarily change the place of diversion and place of use of an industrial/mining right downriver from our Springfield quarry to our Eugene location.

**Note to applicant:** For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

14719 -

Received by OWRD  
AUG 08 2025

## For Local Government Use Only

Salem, OR

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

### Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LC 16.217(2)(b)(i)-(vii)
- ☐ Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."

| Type of Land-Use Approval Needed<br>(e.g., plan amendments, rezones,<br>conditional-use permits, etc.) | Cite Most Significant, Applicable Plan Policies<br>& Ordinance Section References | Land-Use Approval:   |  |
|--|---|--|--|
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|  |   | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |

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

Name: Marilyn Padilla Zavala Title: Planning Technician

Signature: Marilyn PADILLA ZAVALA Date: 8/7/2025

Governmental Entity: Lane County Phone: 541-682-6446

### Receipt Acknowledging Request for Land Use Information

#### Note to Local Government Representative:

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name:

Staff Name: \_\_\_\_\_ Title: \_\_\_\_\_

Staff Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Governmental Entity: \_\_\_\_\_ Phone: \_\_\_\_\_

WPT 171402

AFTER RECORDING, RETURN TO:

Metro Rock & Construction Co.

c/o Morse Bros., Inc.

Attn: Steve Frey

P.O. Box 7

Lebanon, Oregon 97355

Division of Chief Deputy Clerk  
Lane County Deeds and Records

2001-057607



\$56.00

00210063200100576070070073

RPR-DEED Cnt=1 Stn=3 CASHIER 02

\$35.00 \$11.00 \$10.00

09/04/2001 02:14:21 PM

UNTIL A CHANGE IS REQUESTED,

SEND ALL TAX STATEMENTS TO:

Metro Rock & Construction Co.

c/o Morse Bros., Inc.

Attn: Steve Frey

P.O. Box 7

Lebanon, Oregon 97355

After Recording Return To

Western Pioneer Title Co

P.O. Box 10146

Eugene, OR 97440

Received by OWRD

AUG 08 2025

Salem, OR

### STATUTORY BARGAIN AND SALE DEED

ROCK RESOURCES, LLC, an Oregon limited liability company ("Grantor"), conveys to METRO ROCK & CONSTRUCTION CO., an Oregon corporation ("Grantee"), the real property situated in Lane County, Oregon, more particularly described in Exhibit A attached hereto and by this reference incorporated herein.

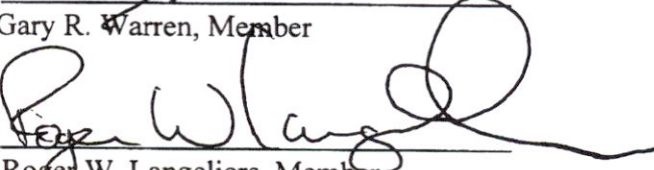
The true consideration for this conveyance is \$10,600,612.

THIS INSTRUMENT WILL 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 30.930.

Dated this 31 day of August, 2001.

ROCK RESOURCES, LLC,  
an Oregon limited liability company

By:   
Gary R. Warren, Member

By:   
Roger W. Langeliers, Member

Received by OWRD

AUG 08 2025

Salem, OR

STATE OF OREGON                    )  
  ) ss.  
County of Linn                    )

This instrument was acknowledged before me on this 31 day of August, 2001, by Gary R. Warren, as Member of Rock Resources, LLC, an Oregon limited liability company, on behalf of the company.



Stacey Harrison  
Notary Public for Oregon  
My Commission expires: 05-07-05

STATE OF OREGON                    )  
  ) ss.  
County of Linn                    )

This instrument was acknowledged before me on this 31 day of August, 2001, by Roger W. Langeliers, as Member of Rock Resources, LLC, an Oregon limited liability company, on behalf of the company.



Stacey Harrison  
Notary Public for Oregon  
My Commission expires: 05-07-05

Received by OWRD  
AUG 08 2025  
Salem, OR

EXHIBIT "A"

PARCEL I:

Government Lots 9, 10, 11 and 12 and that part of Government Lot 8 lying East of the East line and the East line extended South of the Elias M. Briggs Donation Land Claim No. 67, all in Section 2, Township 18 South, Range 3 West of the Willamette Meridian, in Lane County, Oregon.

EXCEPT THEREFROM: That tract described in Warranty Deed to J. W. Machen and Dora L. Machen, husband and wife, by instrument recorded March 2, 1911, in Book 92, Page 312, Lane County Oregon Deed Records, in Lane County, Oregon.

PARCEL II:

Government Lots 4, 10, 11 and 12 and the Southwest quarter of the Northwest quarter and the Northwest quarter of the Southwest quarter of Section 1, Township 18 South, Range 3 West of the Willamette Meridian, in Lane County, Oregon.

EXCEPT from said Government Lots 10 and 11, that tract conveyed to Pratt Holverson, et al, by deed recorded July 1, 1927, in Book 153, Page 508, as corrected by instrument recorded January 4, 1937, in Book 189, Page 149, Lane County Oregon Deed Records, and that tract conveyed to Booth Kelly Lumber Company by deed recorded in Book 60, Page 33, Lane County Oregon Deed Records, in Lane County, Oregon.

ALSO EXCEPT: Beginning at the center of Section 1 in Township 18 South, Range 3 West of the Willamette Meridian; and run thence North 00° 08' 04" West 471.30 feet along the East line of Lot 10 of said Section 1 to a point on the South line of the Isaac Briggs Donation Land Claim No. 39, in said Township and Range; thence following said claim line North 89° 22' 35" West 362.03 feet to the Southerly Southwest corner of said Briggs Claim; thence continuing North 89° 22' 35" West 10.00 feet to a point in the center of a drainage ditch; thence following said drainage ditch South 01° 25' 20" East 139.02 feet to a point; thence South 39° 22' 55" East 189.54 feet to a point; thence South 18° 59' 50" East 75.05 feet to a point; thence South 06° 29' 15" East 111.15 feet to a point on the South line of said Lot 10; thence leaving said ditch and following said Lot line South 87° 43' 00" East 212.60 feet to the place of beginning, all in said Section 1, Lane County, Oregon.

Received by OWRD

AUG 08 2025

Salem, OR

EXHIBIT "A" Cont.

PARCEL III:

Lot 9, Block 13, AMENDED PLAT OF WILLAMETTE HEIGHTS ADDITION to Springfield, as platted and recorded in Book 4, Page 78, Lane County Oregon Plat Records, in Lane County, Oregon.

PARCEL IV:

Beginning at the stone marking the re-entrant corner of the Isaac Briggs Donation Land Claim No. 39, Township 18 South, Range 3 West of the Willamette Meridian; thence North 89° 50' 40" West 868.63 feet along the South line of said claim to the iron pin marking the Southwest corner of that tract described in instrument recorded in Book 438, Page 432, Lane County Oregon Deed Records, and the true point of beginning; thence North 89° 50' 40" West 501.86 feet continuing along said South line to the East line of that easement granted to the United States of America, by instrument recorded July 15, 1960, Reception No. 4706, being a line parallel with and 30.00 feet Easterly of the centerline described in said instrument; thence North 18° 35' 30" East 114.27 feet along said East line to an angle point opposite 234+00.90 Back = 243+00.00 Ahead; thence North 22° 31' 20" East 225 feet, more or less, to a point on the South bank of the Mill Race; thence Southeasterly 250 feet, more or less, along said South bank to a point on the West line of said tract described in Book 438, Page 432, Lane County Oregon Deed Records; thence South 0° 30' 20" West 270 feet, more or less, to the true point of beginning, in Lane County, Oregon.

PARCEL V:

Beginning at the stone marking the re-entrant corner of the Isaac Briggs Donation Land Claim No. 39, Township 18 South, Range 3 West of the Willamette Meridian; thence North 89° 50' 40" West 346.00 feet along the South line of said claim to the iron pin marking the Southeast corner of that tract described in Book 438, Page 432, Lane County Oregon Deed Records; thence North 0° 16' 20" East 150 feet, more or less, along the East line of said tract to a point on the South bank of the Mill Race; thence Southeasterly along said Mill Race to a point on the West line of the vehicular bridge giving access over the Mill Race to Springfield Quarry Rock Products, Inc.; thence Northeasterly 60 feet, more or less, along said West line to a point on the North line of said Mill Race; thence Southeasterly along the Northerly side of said Mill Race to a point on the East line of said bridge; thence Southwesterly along said East line to a point on Southerly side of said Mill Race; thence Southeasterly along said Southerly side to a point on the East line of the West one-half of said Briggs Claim No. 39; thence South 0° 02' 15" West 530 feet, more or less, along said East line to an iron pin set in that survey filed at the Lane County Surveyor's Office under No. 27718; thence North 89° 43' 48" West 1127.06 feet to an iron pin set in said Survey No. 27718; thence South 0° 48' 42" West 470.00 feet to an iron pin set in said survey; thence North 88° 16' 18" West 68.42 feet to a point; thence South 0° 21' 12" West 396.35 feet to an iron pin set in said survey; thence South 87° 13' 42" West 21.13 feet to an iron pin set in said survey on the West line of said claim; thence South 0° 22' 25" West 261.51 feet along said West line to an iron pin

Continued

14719 -

Received by OWRD

AUG 08 2025

Salem, OR

EXHIBIT "A" Cont.

set in said survey; thence North  $89^{\circ} 37' 35''$  West 168.90 feet to a point; thence North  $3^{\circ} 22' 25''$  East 306.14 feet to a point; thence North  $6^{\circ} 22' 25''$  East 322.05 feet to a point; thence North  $1^{\circ} 22' 35''$  West 204.75 feet to a point; thence North  $8^{\circ} 52' 35''$  West 122.59 feet to a point; thence North  $4^{\circ} 37' 25''$  East 109.33 feet to a point; thence North  $15^{\circ} 52' 25''$  East 135.18 feet to a point; thence North  $20^{\circ} 07' 25''$  East 127.90 feet to a point; thence North  $16^{\circ} 23' 30''$  East 209.20 feet to the point of beginning, in Lane County, Oregon.

PARCEL VI:

Beginning at a point on the South line of Donation Land Claim No. 39, in Township 18 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, 5.25 chains North  $89^{\circ} 52'$  West of the corner in the angle of said Donation Land Claim; and running thence North  $89^{\circ} 52'$  West 7.93 chains; thence North  $0^{\circ} 29'$  East 5.15 chains to the center line of the Booth Kelly Lumber Company Mill Race; thence South  $73^{\circ}$  East along said Mill Race center line 8.19 chains; thence South  $0^{\circ} 15'$  West 2.35 chains to the beginning point in Section 1, Township 18 South, Range 3 West of the Willamette Meridian, in Lane County, Oregon.

PARCEL VII:

Beginning at a point on the North line of Lot 3 in Section 1 in Township 18 South, Range 3 West of the Willamette Meridian, 212.60 feet North  $87^{\circ} 43' 00''$  West from the center of said Section 1; and run thence along the center of a drainage ditch South  $10^{\circ} 24' 00''$  East 152.65 feet to a point; thence South  $26^{\circ} 49' 40''$  West 163.88 feet to a point; thence South  $03^{\circ} 46' 50''$  West 231.48 feet to a point; thence South  $05^{\circ} 47' 25''$  East 150.60 feet to a point; thence South  $12^{\circ} 50' 00''$  East 213.93 feet to a point on the meander line of the right bank of the Willamette River; thence North  $89^{\circ} 51' 00''$  West 63.41 feet to a point; thence North  $09^{\circ} 51' 00''$  West 907.60 feet to a point on the North line of said Lot 3; thence following said Lot line South  $87^{\circ} 43' 00''$  East 217.32 feet to the point of beginning, all in said Lot 3, Section 1, Lane County, Oregon.

Continued

Received by OWRD

AUG 08 2025

Salem, OR

EXHIBIT "A" Cont.

PARCEL VIII:

A tract of land beginning at the 3/4 inch iron pipe marking the Northeast corner of the Northwest quarter of the Southwest quarter of Section 1 in Township 18 South, Range 2 West of the Willamette Meridian, said pipe bearing South 87° 43' 00" East 1358.16 feet from the West one-quarter corner of said Section 1; and run thence South 87° 43' 00" East 929.57 feet along the North line of Lot 3 of said Section 1 to a 5/8 inch pin; thence South 09° 51' 00" East 907.60 feet to a point; thence South 89° 51' 00" East 63.41 feet to a point on the meander line of the right bank of the Willamette River hereinafter referred to as Point A; thence following said meander line South 01° 43' 52" West 277.81 feet to a point; thence South 26° 43' 52" West 394.05 feet to a point; thence South 36° 43' 52" West 737.77 feet to a point; thence South 78° 43' 52" West 554.78 feet to a point on the West line of said Lot 3 hereinafter referred to as Point B; thence North 00° 35' 40" East 2260.87 feet along the West line of said Lot 3 to the point of beginning, all in said Section 1, Lane County, Oregon.

EXCEPT: From the above described tract a strip of land 63 feet in width extending along and parallel with said meander line from said Point A to said Point B and bounded on the Easterly and Southerly sides by said meander line, in Lane County, Oregon.

PARCEL IX:

Beginning at a point in the center of a creek, said creek being the overflow from the Booth-Kelly Mill Race to the Willamette River, said beginning point begin 360.0 feet West of the Southeast corner of Lot 10, said Southeast corner of Lot 10 being also the center of Section 1, Township 18 South, Range 3 West of the Willamette Meridian; thence West 56.0 feet; thence North 22° 53' West 1100.0 feet; thence East 370.0 feet to the center of said creek; thence Southerly along center of said creek to the place of beginning, in Section 1, Township 18 South, Range 3 West of the Willamette Meridian, in Lane County, Oregon.

Continued

14719 -

Received by OWRD

AUG 08 2025

Salem, OR

EXHIBIT "A" Cont.

PARCEL X:

Beginning at the Southerly Southwest corner of the Isaac Briggs Donation Land Claim No. 39, in Section 1, Township 18 South, Range 3 West of the Willamette Meridian; thence South  $89^{\circ} 30' 49''$  East 1228.36 feet along the South boundary of Isaac Briggs Donation Land Claim No. 39 to the Southeast corner of the West one-half of said claim; thence North  $00^{\circ} 02' 27''$  East 1436.80 feet along the East line of the West one-half of said claim to a point; thence North  $89^{\circ} 43' 48''$  West 1126.95 feet to a point; thence South  $00^{\circ} 48' 42''$  West 470 feet to a point; thence North  $88^{\circ} 16' 18''$  West 68.42 feet to a point; thence South  $00^{\circ} 21' 12''$  West 396.35 feet to a point; thence South  $87^{\circ} 13' 42''$  West 21.00 feet to a point; thence South  $00^{\circ} 24' 47''$  West 566.44 feet to the point of beginning, in Lane County, Oregon.



Phone: (503) 986-2200  
Fax: (503) 378-4381

Secretary of State  
Corporation Division  
255 Capitol St NE, Suite 151  
Salem, OR 97310-1327

Check the appropriate box below:

☐ MULTI ENTITY MERGER

(Complete only 1, 2, 3, 4, 10, 11)

☒ FOR PARENT AND 90% OWNED SUBSIDIARY

WITHOUT SHAREHOLDER APPROVAL

(Complete only 5, 6, 7, 8, 9, 10, 11)

Articles of Merger

10/23/01 3:22PM 000#6641 For office use only  
BUSINESS REG \$20.00

**FILED**

**OCT 23 2001**

**OREGON  
SECRETARY OF STATE**

Survivor Registry Number: 068610-17

Attach Additional Sheet if Necessary  
Please Type or Print Legibly in Black Ink

1) NAMES AND TYPES OF THE ENTITIES PROPOSING TO MERGE

| NAME | TYPE | REGISTRY NUMBER |
|------|------|-----------------|
|      |      |                 |
|      |      |                 |
|      |      |                 |
|      |      |                 |
|      |      |                 |

2) NAME AND TYPE OF THE SURVIVING ENTITY

☐ Check here if there is a name change in this plan of merger.

3) A COPY OF THE MERGER PLAN IS ATTACHED.

4) THE PLAN OF MERGER WAS DULY AUTHORIZED AND APPROVED BY EACH ENTITY THAT IS A PARTY TO THE MERGER.

☐ A copy of the vote required by each entity is attached.

Received by OWR

AUG 08 2025

Salem, OR

FOR PARENT AND 90% OWNED SUBSIDIARY WITHOUT SHAREHOLDER APPROVAL

5) NAME OF PARENT CORPORATION Morse Bros., Inc.

Oregon Registry Number 068610-17

6) NAME OF SUBSIDIARY CORPORATION Metro Rock & Construction Co.

Oregon Registry Number 087438-17

7) NAME OF SURVIVING CORPORATION Morse Bros., Inc.

8) COPY OF PLAN

☒ A copy of the plan of merger setting forth the manner and basis of converting shares of the subsidiary into shares, obligations, or other securities of the parent corporation or any other corporation or into cash or other property is attached.

9) CHECK THE APPROPRIATE BOX

☐ A copy of the plan of merger or summary was mailed to each shareholder of record of the subsidiary corporation on or before \_\_\_\_\_

Date

☒ The mailing of a copy of the plan or summary was waived by all outstanding shares.

10) EXECUTION

Printed Name

Terry D. Hildestad

Signature

Title

Chief Executive Officer

**FEES**

Make check for \$10 payable to  
"Corporation Division."

NOTE: Filing fees may be paid  
with VISA or MasterCard. The  
card number and expiration date  
should be submitted on a separate  
sheet for your protection.

11) CONTACT NAME

Bruce J. Gallagher

DAYTIME PHONE NUMBER - INCLUDING AREA CODE

701-222-7852

14719 - 10/23

VOID WITHOUT WATERMARK OR IF ALTERED OR ERASED

Received by OWRD

AUG 08 2025

Salem, OR

## PLAN OF MERGER

THIS PLAN OF MERGER, dated October 19, 2001 (the "Agreement"), is between Metro Rock & Construction Co., an Oregon corporation (hereinafter called "Metro Rock"), and MORSE BROS., INC., an Oregon corporation (hereinafter sometimes called "MBI" and sometimes called the "surviving corporation"). The parties are collectively referred to herein as "constituent corporations."

### WITNESSETH:

That in consideration of the premises and mutual covenants and promises herein made, the constituent corporations agree as follows:

1. Merger. On the effective date of the merger, Metro Rock shall be merged with and into MBI and the constituent corporations shall become a single corporation. Metro Rock shall cease to exist as a separate corporate entity, and MBI shall continue to exist as the surviving corporation under the name of "Morse Bros., Inc." (hereinafter the "Merger").

2. Effective Date. The Merger shall become effective upon (1) the approval of this Agreement by the Board of Directors of the constituent corporations in accordance with Section 60.491 of the Oregon Revised Statutes, as amended, and (2) the execution, acknowledgment, filing, issuance, and recording of this Agreement and the articles of merger as required under the laws of Oregon. Pursuant to Section 60.491, O.R.S., approval of the Merger by the shareholders of the constituent corporations is not required. The term "Effective Date", as used in this Agreement, means the time and date on which the last act required to make the Merger effective under the laws of Oregon shall have been performed.

3. Cancellation of Metro Rock Shares. The manner and basis of canceling the shares of Metro Rock is as follows: On the Effective Date, the sole stockholder of shares of common stock

in Metro Rock shall surrender said shares. Upon surrender of the Metro Rock share certificates, each share of common stock of Metro Rock that is issued and outstanding or in its treasury on the Effective Date shall be cancelled.

4. Rights and Obligations. On the Effective Date, the surviving corporation shall possess all the rights, privileges, powers, and franchises, of a public or private nature, of each of the constituent corporations, and the surviving corporation shall be subject to all restrictions, disabilities, and duties of each of the constituent corporations; and all and singular, the rights, privileges, powers, and franchises of each of the constituent corporations, and all property (real, personal, and mixed), and all debts due to each of the constituent corporations on whatever account, as well as for stock subscriptions and all other things in action or belonging to or due to each of the constituent corporations, shall be vested in the surviving corporation without further act or deed; and all property, assets, rights, privileges, powers, franchises, and all and every other interest shall be thereafter as effectively the property of the surviving corporation as they were of their respective constituent corporations, and the title to any real estate vested by deed or otherwise in either of the constituent corporations shall not revert or be in any way impaired by reason of the Merger; provided, however, that all rights of creditors and all liens upon any property of either constituent corporation shall be preserved unimpaired, and all debts, liabilities, obligations, and duties of the respective constituent corporations shall thenceforth attach to the surviving corporation, and may be enforced against it to the same extent as if said debts, liabilities, obligations and duties had been incurred or contracted by the surviving corporation.

5. Certificate of Incorporation. The Certificate of Incorporation of MBI on the Effective Date shall be the Certificate of Incorporation of the surviving corporation following the Effective Date unless and until the same shall be amended or repealed in accordance with the provisions thereof.

Received by OWRD

2 14719 - AUG 08 2025

Salem, OR

VOID WITHOUT WATERMARK OR IF ALTERED OR ERASED

6. Bylaws. The Bylaws of MBI as they exist on the Effective Date shall be the Bylaws of the surviving corporation following the Effective Date unless and until the same shall be amended or repealed in accordance with the provisions thereof.

7. Directors and Officers. The members of the Board of Directors and the officers of MBI immediately prior to the Effective Date shall the members of the Board of Directors and the officers of the surviving corporation immediately after the Effective Date and such persons shall serve in such offices, respectively, for the terms provided by law or in the Bylaws, or until their respective successors are elected and qualified.

8. Execution of Instruments. If, at any time after the Effective Date, MBI shall consider or be advised that any further assignment or assurance is desirable to vest in MBI the title of any property or rights of Metro Rock in accordance with the Merger, the appropriate directors and officers of the constituent corporations are hereby authorized to execute and make all such proper assignments and assurances, and to do such other acts or things, either in the name of the constituent corporations or in the name of MBI, as may be requisite or desirable to carry out the purposes of this Agreement as herein expressed; and the officers and directors of the surviving corporation are fully authorized in the name of Metro Rock, or otherwise, to take any and all such actions.

9. Termination or Amendment of Agreement. Anything herein or elsewhere to the contrary notwithstanding, this Agreement may be terminated or amended, in accordance with law, without action by the stockholders of either constituent corporation, at any time before it becomes effective, by action of the Board of Directors of the constituent corporations.

Received by OWRD

AUG 08 2025

Salem, OR

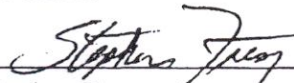
AUG 08 2025

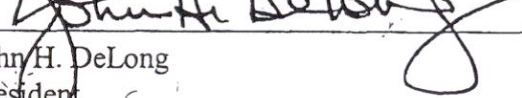
Salem, OR

IN WITNESS WHEREOF, this Agreement is executed on behalf of the parties by their officers, respectively, pursuant to the authorization of their respective board of directors, on the date first written above.

METRO ROCK & CONSTRUCTION, INC.  
an Oregon corporation

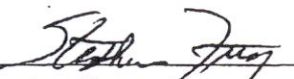
ATTEST:

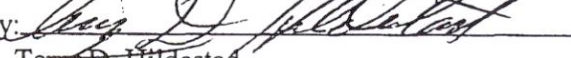
  
Stephen Frey  
Secretary

By:   
John H. DeLong  
President

MORSE BROS., INC.  
an Oregon corporation

ATTEST:

  
Stephen Frey  
Assistant Secretary

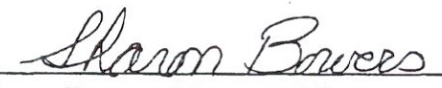
By:   
Terry D. Hildestad  
Chief Executive Officer

STATE OF OREGON                     )  
  : ss.  
COUNTY OF LINN                     )

On this 19th day of October, 2001, before me personally appeared John H. DeLong and Stephen Frey, known to me to be the President and the Secretary, respectively, of Metro Rock & Construction Co., an Oregon corporation, described in and which executed the within and foregoing instrument, and acknowledged to me that said corporation executed the same.



(SEAL)

  
Sharon Bowers, Notary Public  
Linn County, Oregon  
My Commission Expires: 2/20/2003

68610-17

Received by OWN

AUG 09 2001

Salem, OR

STATE OF NORTH DAKOTA)  
: ss.  
COUNTY OF BURLEIGH )

On this 19th day of October, 2001, before me personally appeared Terry D. Hildestad and Stephen Frey, known to me to be the Chief Executive Officer and the Assistant Secretary, respectively, of Morse Bros., Inc., an Oregon corporation, described in and which executed the within and foregoing instrument, and acknowledged to me that said corporation executed the same.

*Bruce J. Gallagher*

Bruce J. Gallagher, Notary Public  
Burleigh County, North Dakota  
My Commission Expires: 8/23/2007

(SEAL)

WAIVER OF MAILING REQUIREMENT

The undersigned, being the owner and holder of all the issued and outstanding shares of capital stock of Metro Rock & Construction Co. does hereby waive all requirements of mailing a copy or summary of the Plan of Merger between Metro Rock & Construction Co. and Morse Bros., Inc. to each shareholder of the subsidiary constituent corporation.

Dated: October 19, 2001.

MORSE BROS., INC.

ATTEST:

*Paul K. Sandness*  
PAUL K. SANDNESS  
Assistant Secretary

By: *Terry D. Hildestad*  
TERRY D. HILDESTAD  
Chief Executive Officer

AUG 08 2025

Salem, OR



Phone: (503) 986-2200  
Fax: (503) 378-4381

## Articles of Amendment—Business/Professional/Nonprofit

Secretary of State  
Corporation Division  
255 Capitol St. NE, Suite 151  
Salem, OR 97310-1327  
FilingInOregon.com

## Check the appropriate box below:

- ☐ BUSINESS/PROFESSIONAL CORPORATION  
(Complete only 1, 2, 3, 4, 6, 7)  
☐ NONPROFIT CORPORATION  
(Complete only 1, 2, 3, 5, 6, 7)

FILED

DEC 30 2009

OREGON  
SECRETARY OF STATE

REGISTRY NUMBER: 068610-17

In accordance with Oregon Revised Statute 192.410-192.490, the information on this application is public record.  
We must release this information to all parties upon request and it will be posted on our website.

For office use only

Please Type or Print Legibly in Black Ink.

1) ENTITY NAME: Morse Bros., Inc.

2) STATE THE ARTICLE NUMBER(S) AND SET FORTH THE ARTICLE(S) AS IT IS AMENDED TO READ. (Attach a separate sheet if necessary.)

ARTICLE I - The name of this Corporation shall be Knife River Corporation - Northwest and its duration shall be perpetual.3) THE AMENDMENT WAS ADOPTED ON: 12/18/2009 Effective January 1, 2010

(If more than one amendment was adopted, identify the date of adoption of each amendment.)

## BUSINESS/PROFESSIONAL CORPORATION ONLY

## 4) CHECK THE APPROPRIATE STATEMENT

- ☐ Shareholder action was required to adopt the amendment(s). The vote was as follows:

| Class or series of shares | Number of shares outstanding | Number of votes entitled to be cast | Number of votes cast FOR | Number of votes cast AGAINST |
|---------------------------|------------------------------|-------------------------------------|--------------------------|------------------------------|
|                           |                              |                                     |                          |                              |

- ☒ Shareholder action was not required to adopt the amendment(s). The amendment(s) was adopted by the board of directors without shareholder action.  
☐ The corporation has not issued any shares of stock. Shareholder action was not required to adopt the amendment(s). The amendment(s) was adopted by the incorporators or by the board of directors.

## NONPROFIT CORPORATION ONLY

## 5) CHECK THE APPROPRIATE STATEMENT

- ☐ Membership approval was not required. The amendment(s) was approved by a sufficient vote of the board of directors or incorporators.  
☐ Membership approval was required. The membership vote was as follows:

| Class(es) entitled to vote | Number of members entitled to vote | Number of votes entitled to be cast | Number of votes cast FOR | Number of votes cast AGAINST |
|----------------------------|------------------------------------|-------------------------------------|--------------------------|------------------------------|
|                            |                                    |                                     |                          |                              |

## 6) EXECUTION

Signature

Printed Name

William S. Schneider

Title

Chief Executive Officer

## 7) CONTACT NAME (To resolve questions with this filing.)

Mary W. Davison

DAYTIME PHONE NUMBER (Include area code.)

(701) 530-1042

## FEES

Required Processing Fee \$50  
Confirmation Copy (Optional) \$5  
No Fee for Nonprofit Type Change  
No Fee for President/Secretary Change  
Processing Fees are nonrefundable.

Please make check payable to "Corporation Division."

## NOTE:

Fees may be paid with VISA or MasterCard. The card number and expiration date should be submitted on a separate sheet for your protection.

14719 -



Secretary of State  
Corporation Division  
255 Capitol Street NE, Suite 151  
Salem, OR 97310-1327

Phone:(503)986-2200  
Fax:(503)378-4381  
www.filinginoregon.com

Registry Number: 068610-17  
Type: DOMESTIC BUSINESS CORPORATION

Next Renewal Date: 04/16/2010

Received by OWRD

AUG 08 2025

Salem, OR

KNIFE RIVER CORPORATION - NORTHWEST  
PO BOX 5650  
BISMARCK ND 58506-5850

### Acknowledgment Letter

The document you submitted was recorded as shown below. Please review and verify the information listed for accuracy.

If you have any questions regarding this acknowledgement, contact the Secretary of State, Corporation Division at (503)986-2200. Please refer to the registration number listed above. A copy of the filed documentation may be ordered for a fee of \$5.00. Submit your request to the address listed above or call (503)986-2317 with your Visa or MasterCard number.

#### Document

ARTICLES OF AMENDMENT

| Filed On   | Effective Date | Jurisdiction |
|------------|----------------|--------------|
| 12/30/2009 | 01/01/2010     | OREGON       |

#### Name

KNIFE RIVER CORPORATION - NORTHWEST

#### Principal Place of Business

32260 OLD HWY 34  
TANGENT OR 97389

#### Registered Agent

C T CORPORATION SYSTEM  
388 STATE ST STE 420  
SALEM OR 97301

#### Mailing Address

PO BOX 5650  
BISMARCK ND 58506-5850

#### President

DAVE BULL  
32260 OLD HWY 34  
TANGENT OR 97389

#### Secretary

STEPHEN FREY  
1300 E GRANT ST  
LEBANON OR 97355