

Name Tru-Mix Construction CompanyCh. B.P.D.E. #1168Address 202 N. Central AveMedford, OR 97501Change in POU, PODDate filed April 5, 1979Date of hearing June 7, 1979Place of hearing MedfordDate of order 6-28-79 Vol. 32, page 244Date for application of water 10-1-80

Proof mailed

Proof received

Certificate issued JUL 23 1979 Vol. 41, page 48360JAN 22 19875155444

4190

DESCRIPTION OF WATER RIGHT

Name of stream Rogue RiverTrib. of _____ County of Nackson

Use _____

Quantity of water _____ No. of acres 5.2

Name of ditch _____

Date of priority Nov. 30, 1914In name of W.G. Mayfield

_____ Adjudication, Vol. _____, page _____

App. No. 3998 Per. No. 2282 Cert. No. 3896

Certificate cancelled _____

Notation made on record by _____

FEES PAID

Date	Amount	Receipt No.
<u>4-5-79</u> <u>6-22-79</u>	<u>95-</u> <u>< 2.00 ></u>	<u>10101</u> <u>To Cur</u>
TOTAL . . .		
<u>6-22-79</u>	<u>#2 Cert. Fee</u>	<u>Transfr 10101</u>

Medford Mail Tribune # 31,443 pd 4/22/79 ch # 3482

FEES REFUNDED

Date	Amount	Check No.
<u>6-22-79</u>	<u>16.66</u>	<u>3483</u>

EX 20 -
POU 10 -
POD 15 -
CERT 2
POU 31.34
78.34

95 -
78.34
16.66

REMARKS

W.R.T.S.

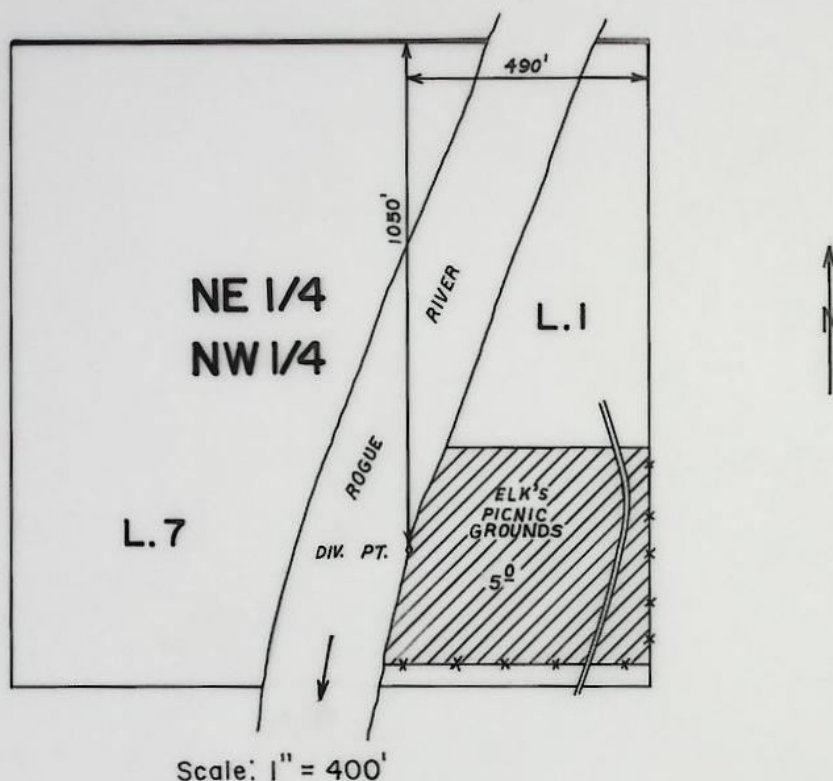
Assembled 10/18/84 by LLH

Entered _____ by _____

Verified _____ by _____

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	Entered	Checked
<input checked="" type="checkbox"/>	Name	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Stream	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Pt. of Div.	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Calendar	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	CHECKED TO RECORDS:	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Twp. & Rge.	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Decease-vault	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Decease-sale	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Cert. of W/R	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Per. Folder	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Chetindex	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Cross Ref.	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Power Claim	<u>Dej</u>	<u>LLH</u>
<input checked="" type="checkbox"/>	Abstracts	<u>Dej</u>	<u>LLH</u>

T.36 S., R.1W., W.M.
SEC. 6



FINAL PROOF SURVEY
UNDER

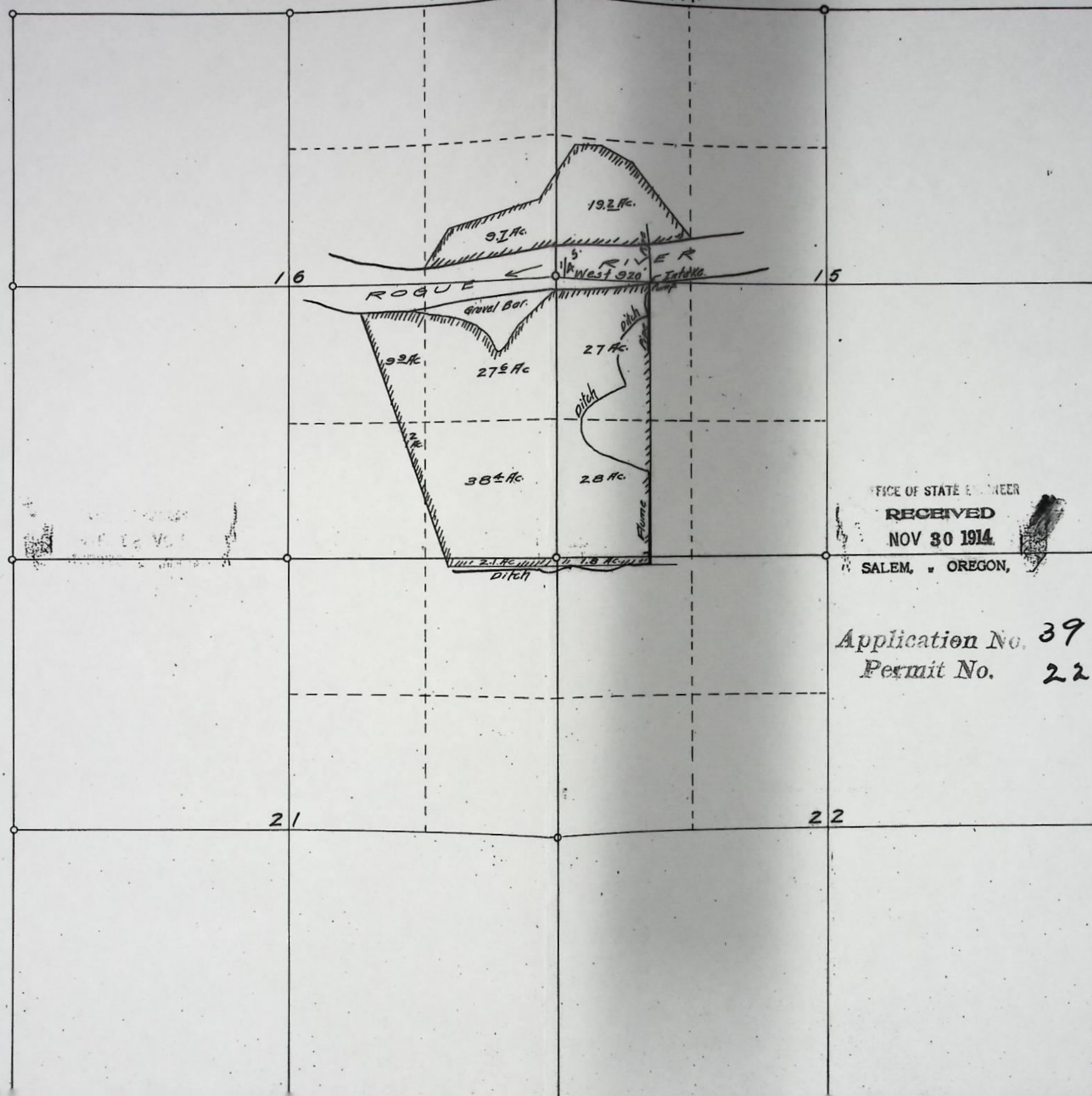
TRANSFER NO. 4190

Application No. Permit No.
IN NAME OF

TRU-MIX CONSTRUCTION CO.

Surveyed MAY 4 1983, by B. S. JAMES

T36 S. R2 W. W.M.



OFFICE OF STATE ENGINEER

RECEIVED

NOV 30 1914

SALEM, OREGON,

Application No. 3998
Permit No. 2282

W

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

JACKSON COUNTY

IN THE MATTER OF THE APPLICATION)
OF TRU-MIX CONSTRUCTION COMPANY)
FOR APPROVAL OF CHANGES IN PLACE)
OF USE AND POINT OF DIVERSION OF)
WATER - - - - -)

ORDER APPROVING
TRANSFER NO. 4190

On April 5, 1979, an application was filed in the office of the Water Resources Director by Tru-Mix Construction Company, c/o B.P.O.E. #1168, for approval of changes in place of use and point of diversion of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 3896, Volume 5, State Record of Water Right Certificates, in the name of W. G. Mayfield, describes a right which includes the use of not to exceed 0.063 cubic foot per second of water from Rogue River for irrigation of a certain 5.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Township 36 South, Range 2 West, W. M., with a date of priority of November 30, 1914.

The authorized point of diversion for said right is located 920 feet East from the West Quarter Corner of Section 15, being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Township 36 South, Range 2 West, W. M.

The applicant herein, owner of the lands above described, proposes to change the place of use and point of diversion therefrom and, without loss of priority, to irrigate in lieu thereof a certain 5.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, Township 36 South, Range 1 West, W. M., from a point of diversion located 800 feet South and 430 feet West from the North Quarter Corner of Section 6, being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, Township 36 South, Range 1 West, W. M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Medford Mail Tribune, a newspaper printed and having general circulation in Jackson County, Oregon, for a period of three weeks in the issues of April 16, 23 and 30, 1979.

Mr. David C. Hendrix, Watermaster, has filed a statement to the effect that the proposed changes in place of use and point of diversion may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes in place of use and point of diversion may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested changes in place of use and point of diversion, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgment of the watermaster it becomes necessary to install headgates and measuring devices:

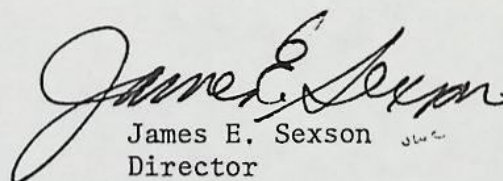
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made and that said water so transferred shall be applied to beneficial use on or before October 1, 1980.

It is FURTHER ORDERED that the certificate recorded at page 3896, Volume 5, State Record of Water Right Certificates, is canceled; and in lieu thereof a new certificate be issued covering the balance of the right NOT involved in this proceeding; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicants herein.

Dated at Salem, Oregon, this 28th day of June, 1979.


James E. Sexson
Director

REPORT ON INSPECTION UNDER TRANSFER
OF WATER RIGHT FOR CHANGE IN:

POD
POU
USE
Add'l POD

Transfer NO. 4190

County Jackson

Old Certificate NO. 3896 777-6304

1. Name Tru-mix Construction Company (ELK'S CLUB)
Address 90 B.P.O.E #1168 202 N. Central Ave. Medford, OR 97501
2. Source of Supply Rogue River, Trib of Ocean
3. Use irrigation of 5⁰ Acres
4. Amount of Water _____ Priority Date NOV. 30, 1914
5. Proposed Point of Diversion ^{1050'}800 FT. S. & 430 FT. W. from N 1/4
Corner, Sec. 6, being 1/4 NE 1/4 NW 1/4, Sec. 6, T. 36S, R. 1W,
W.M.
6. Completion Date October 1, 1980
7. Place of Use:

Township	Range	Section	Forty Acre Tract	Use for Which Transfer Made
<u>36S</u>	<u>1W</u>	<u>6</u>	<u>lot 1 (NE 1/4 NW 1/4)</u>	<u>5.0</u>

19294 ✓

66: 49
EVID PHOTO
5-4-85

FINAL PROJECT ON

APPLICATION NO.

PERMIT NO.

SURFACE WATER IRRIGATION

TRANSFER NO. 4190

INFO: NAMES: B.P.O.E. (ELK'S CLUB) # 1168

ADDRESS: 202 N. CENTRAL AVE, MEDFORD

IRRIGATION SITE: OFF OF AGATE RD., EAGLE POINT.

TALKED TO: MR. GUCHS, CHRETAHER & GROUNDS KEEPER.

SOURCES: ROGUE RIVER

SYSTEM: PUMPS DIRECT.

PUMP: MAKE: BYRON JACKSON

@ 50 PSI

TYPE: CENT.

SUCTION SIZE: 3"

$$\frac{(6.6)(5)}{127.0 + 15} = 0.23 \text{ ft}$$

DISCHARGE SIZE: 2"

MODEL NO.:

$$\frac{(10)(1.8 + 50)}{450} = 0.15 \text{ ft}$$

RATING:

MOTOR: MAKE: WESTINGHOUSE

TYPE: ALCE.

HP: 5

RPM: 3475

CONNECTED DIRECT OR PULLEYS:

SPRINKLER SYSTEM:

MAINLINE: NO. FEET: 400'

SIZE: 3"

TYPE: P.V.C.

LATERALS: NO. FEET: 1200'

SIZE: 1"

TYPE: P.V.C.

SPRINKLERS: NO. HEADS: 75

MAKE: BUCKNER

MODEL #:

NOZZLE SIZES: 5/32 X 3/32

MAXIMUM: 10

IN OPERATION: MEAN PRESSURE:

NO. OF HEADS:

LIFT: SUCTION: 10'

DISCHARGE: 5'

USE: PARENK AREA, LANN.

DIVERSION: DIRECT

STRUCTURE:

TIE: MONUMENTS: NE 1/4 COR. SEC. 6 B.C. (J.A.CO.)

SURVEYED ON: EPID PHOTO: NO. 49

B. S. G. Jones

ENGINEERING TECH. I

DATE 5-4-83

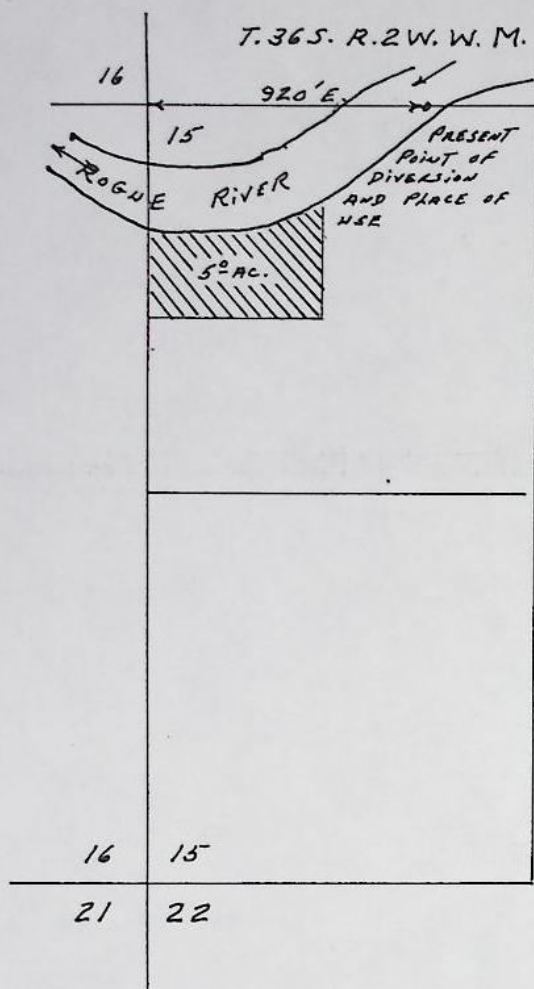
NOTE:

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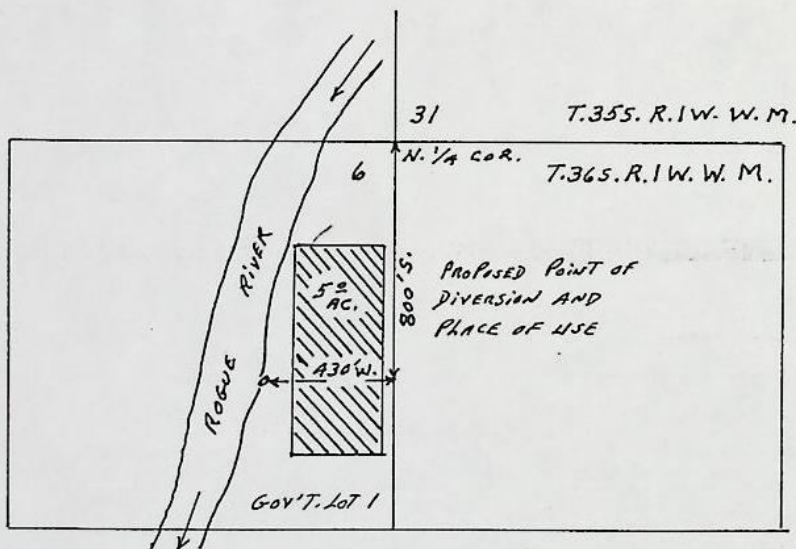
APR 10 1984

WATER RESOURCES DEPT.
SALEM, OREGON

T-4190

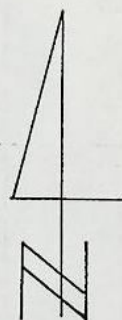


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APR 05 1979
WATER RESOURCES DEPT.
SALMON, OREGON



SCALE 8" = 1 MILE

MAP TO ACCOMPANY APPLICATION OF
TRU-MIX CONSTRUCTION COMPANY C/O
B.P.O.E. #1168 FOR CHANGE IN POINT OF
DIVERSION AND CHANGE IN PLACE OF
USE ON PERMIT #2282 PRIORITY 11-30-14



3-26-79

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AUG 20 1979

WATER RESOURCES DEPT
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

place of use & point of diversion of water from Rogue River

PURSUANT TO TRANSFER APPLICATION NO. 4190

I, Pete Hale, hereby certify that completion
of works and use of water to the extent intended within the provisions
of the order of the Water Resources Director approving said water
right transfer application was accomplished by 8-27-, 1979

8-27-79

Date

Pete Hale

Signature

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

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APR 05 1979

WATER RESOURCES DEPT.
SALEM, OREGON**Application for Transfer of Water Right**

T-4190

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Tru-Mix Construction Company, c/o B.P.O.E. #1168
(Name of applicant)
 of 202 North Central Avenue, Medford,
(Mailing address) (City)
 State of Oregon, 97501, 779-3933, do hereby make application for change
(Zip Code) (Phone number)
in place of use and change in point of diversion.
(In point of diversion; place of use; use heretofore made of the water)

1. Is the water right recorded in your name? No, W. G. Mayfield.
(If not, give name)

2. Was your water right determined by Decree of Court? No. If so, give title of proceedings
(Yes or No)

..... number of certificate
 3. Was your water right acquired by Water Right Permit? Yes. If so, give number
(Yes or No)
 of permit 2282 Number of certificate 3896.

A# 3898

NOTE: If the entire right of record is not directly involved in the requested change, only that part of the right that is directly involved should be considered in answering the balance of the questions on this form.

4. The source of water is Rogue River.

5. What is the date of priority of your water right? Nov. 30, 1914.

6. The authorized point of diversion is located ft. and 920 ft. E. from the N¹/₄
(N. or S.) (E. or W.)
 corner of Sec. 15 being within the NW ¹/₄ SW ¹/₄ of Section 15 Tp. 36 S. R. 2 W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Jackson. The name of the ditch used is pump.

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

7. The proposed point of diversion is located 800 ft. S. and 430 ft. W. from the N¹/₄
(N. or S.) (E. or W.)
 corner of Sec. 6 being within the NE ¹/₄ NW ¹/₄ of Section 6 Tp. 36 S. R. 1 W. W. M.,
(No. N. or S.) (No. E. or W.)
 in the county of Jackson. The name of the ditch to be used is pump.

RECEIVED

8. The use to which the water is applied is irrigation.
(Irrigation, Mining, Power, Manufacturing, etc.)

Location of area irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
36 S.	2 W.	15	NW¼ SW¼	5.0 acres

(If more space required, attach separate sheet)

9. Are you the legal owner of the above described lands? Yes.
(If not owner, explain your interest)

10. To your knowledge, has any portion of the water right above described undergone a period of five or more consecutive years of nonuse? No.
(Yes or No)

NOTE: Answer questions 11, 12 and 13 if application is for change in use or place of use.

11. Are the lands from which you propose to transfer your water right free of all encumbrances, including taxes, mortgages, liens, etc.? Yes.
(Answer Yes or No)

12. If not, give below a description of existing encumbrances:

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT

13. The use to which the water is to be applied is irrigation.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

Location of area to be irrigated, or place of use if other than irrigation:

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
36 S.	1 W.	6	NE¼ NW¼	5.0 acres

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are to better facilitate the use of water.

15. Construction work will be completed on or before October 1, 1980.

16. The water will be completely applied to the proposed use on or before October 1, 1981.

Remarks _____

NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A MAP OR MAPS SHOWING THE BEFORE AND AFTER LOCATIONS OF THE POINT OF DIVERSION AND/OR PLACE OF USE, AS THE CASE MAY BE.

AFFIDAVIT OF APPLICANT

Secretary

I, Richard F. Hensley, Pres. and Colin R. Larson, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

In Witness Whereof, I have hereunto set my hand this 28th day of MARCH, 1979

Richard F. Hensley

Colin R. Larson
(Name of applicant)

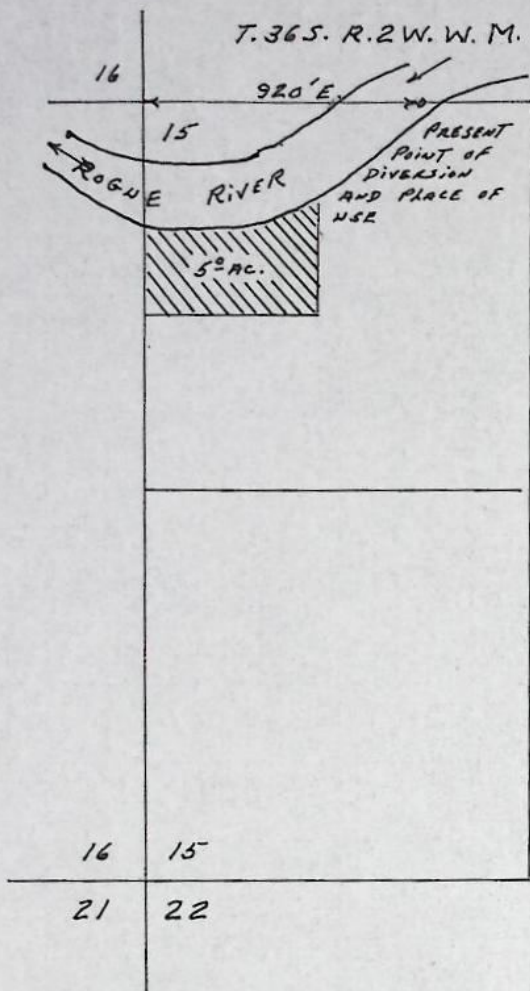
Subscribed and sworn to before me this 29th day of March, 1979

[Notarial Seal]

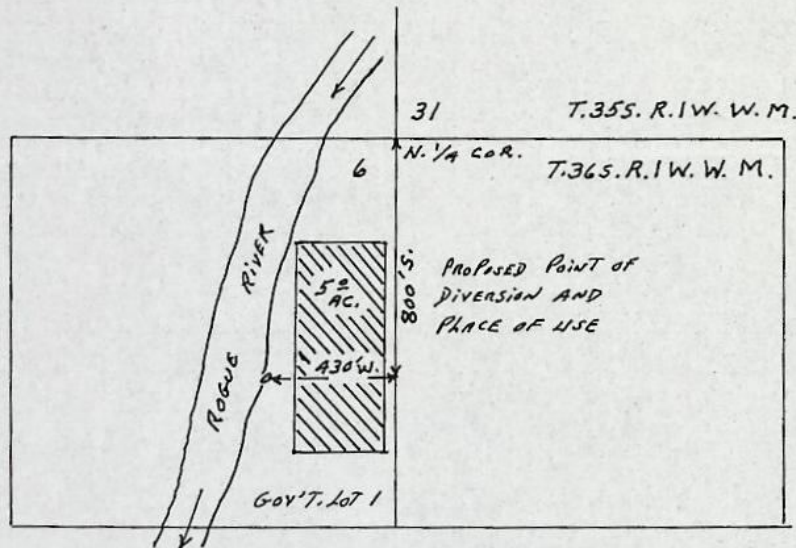
Karen J. Muir
NOTARY PUBLIC FOR OREGON

My commission expires 5-24-82

T-4190

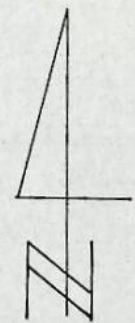


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APR 05 1979
WATER RESOURCES DEPT.
SALEM, OREGON



SCALE 8" = 1 MILE

MAP TO ACCOMPANY APPLICATION OF
TRU-MIX CONSTRUCTION COMPANY C/O
B.P.O.E. #1168 FOR CHANGE IN POINT OF
DIVERSION AND CHANGE IN PLACE OF
USE ON PERMIT #2282 PRIORITY 11-30-14



3-26-79



STATE OF OREGON

INTEROFFICE MEMO

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: April 16, 1979.FROM: ** David C. Hendrix, Watermaster**RECEIVED**

APR 17 1979

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4190**WATER RESOURCES DEPT.
SALEM, OREGON**IN THE NAME OF Tru-Mix Construction Company

In my opinion the proposed changes in place of use & point of diversion from Rogue River
MAY BE MADE WITHOUT INJURY ~~WOULD RESULT IN INJURY*~~ to an existing water right.

Headgate notices ~~HAVE~~ HAVE NOT been issued for diversion from the sources which
serves this right.

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

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

- (1) PRIOR to the diverting of water at the new point of diversion . . .
X (2) When in the judgment of the watermaster it becomes necessary . . .

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

**

David C. Hendrix
Watermaster's signature or initials

NOTICE OF WATER RIGHT TRANSFER
APPLICATION NO. 4190

Notice is given hereby that an application has been filed in the office of the Water Resources Director by Tru-Mix Construction Co., c/o B.P.O.E. #1168, for approval of changes in place of use & point of diversion of water from Rogue River, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 3896, Volume 5, State Record of Water Right Certificates, in the name of W. G. Mayfield, describes a right which includes the use of not to exceed 0.063 cubic foot per second from Rogue River for irrigation of a certain 5.0 ac in NW 1/4 SW 1/4 of Sec 15, T 36S, R 2W, WM, with a date of priority of Nov. 30, 1914.

The authorized point of diversion for said right is located 920 ft E from the W 1/4 Corner of Sec 15, being within the NW 1/4 SW 1/4 of Sec 15, T 36S, R 2W, WM.

The applicant herein, owner of the lands above described, proposes to change the place of use & point of diversion therefrom and, without loss of priority, to irrigate in lieu thereof a certain 5.0 ac in NE 1/4 NW 1/4 of Sec 6, T 36S, R 1W, WM, from a p.o.d. located 800 ft S & 430 ft W from the N 1/4 Corner of Sec 6, being within the NE 1/4 NW 1/4 of Sec 6, T 36S, R 1W, WM.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Medford, Oregon on June 7, 1979 at 9:30 a.m. All objections to the proposed changes, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing: one copy to be served on Tru-Mix Construction Co., c/o B.P.O.E. #1168, 202 N Central Ave, Medford, OR 97501; and one copy filed with the Water Resources Department, Salem, OR 97310, together with a \$10 filing fee, at least 10 days prior to the date set for hearing. IF NO OBJECTIONS ARE FILED, THE APPLICATION MAY BE APPROVED BY THE WATER RESOURCES DIRECTOR WITHOUT A HEARING. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Dept. upon request.

Dated at Salem, Oregon this 11th day of April, 1979.

James E. Sexson, Director

Affidavit of Publication

State of Oregon,

County of Jackson

ss.

I, Joann Alldredge, being first duly

sworn, depose and say that I am the.....

(OWNER, EDITOR, PUBLISHER, MANAGER.)

Principal Clerk

ADVERTISING MANAGER, PRINCIPAL CLERK, PRINTER OR PRINTER'S FOREMAN

of Medford Mail Tribune, a newspaper of general circulation, as defined by ORS 193,010 and 193,020; printed and published at Medford in the aforesaid county and state:

that the Notice of Water Right Transfer

Application No. 4190

copy of which is hereto annexed, was published in the entire issue of said newspaper for 3 successive and consecutive weeks in the

following issues April 16, 23, 30, 1979

(HERE SET FORTH DATES OF ISSUES IN WHICH THE SAME WAS PUBLISHED)

Subscribed and sworn to before me this 30th day of April, 1979

RECEIVED

MAY 02 1979

WATER RESOURCES DEPT.
SALEM, OREGON

My Commission expires 21st day of May, 1981

NOTARY PUBLIC FOR OREGON

RECEIVED

APR 03 1979

WATER RESOURCES DEPT.
SALEM, OREGON

73-01281

transfer from

T-4190

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM, made and executed this 26 day of January, 1973, by and between JOHN F. MACE and MILDRED E. MACE, husband and wife, "Seller", and TRU MIX CONSTRUCTION CO., "Purchaser",

W I T N E S S E T H

1. The parties hereto have contemporaneously herewith entered into an Agreement by the terms of which Seller has agreed to sell and Purchaser has agreed to purchase the following described real property situate in Jackson County, Oregon, to-wit:

TRACT 1

Commencing at the southeast corner of Donation Land Claim No. 45, Township 36 South, Range 2 West of the Willamette Meridian, Jackson County, Oregon, thence North 0°26'20" West along the easterly boundary of said Claim 1139.72 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the right 118.03 feet, the chord of which bears North 25°34'16" East 114.02 feet, to a 5/8" iron pin for the true point of beginning; thence North 0°26'20" West 273.10 feet to a 5/8" iron pin; thence South 89°07'40" West 263.84 feet to a 5/8" iron pin; thence South 11°54'20" West 231.35 feet to a 5/8" iron pin; thence North 80°11'50" West 263.76 feet to a 5/8" iron pin; thence continue North 80°11'50" West 336.04 feet; thence South 47°47'05" West 889.95 feet to a 5/8" iron pin; thence North 69°08'10" West 267.26 feet to a 5/8" iron pin; thence North 82°18'10" West 209.95 feet to a 5/8" iron pin; thence North 84°11'40" West 274.14 feet to a 5/8" iron pin; thence North 40°41'30" West 173.74 feet to a 5/8" iron pin; thence North 19°10'00" West 82.17 feet, more or less, to a point which bears South 80°44'45" West 26.85 feet, more or less, from a 5/8" iron pin; thence North 80°44'45" East 26.85 feet to said 5/8" iron pin; thence continue North 80°44'45" East 301.69 feet to a 5/8" iron pin; thence North 66°25'00" East 156.40 feet to a 5/8" iron pin; thence North 45°42'30" East 261.85 feet to a 5/8" iron pin; thence South 89°49'40" East 817.22 feet to a 5/8" iron pin; thence North 42°01'50" East 75.67 feet; thence North 89°07'40" East 135.39 feet to a 5/8" iron pin; thence North 38°20'40" East 416.20 feet to a 5/8" iron pin; thence North 78°53'45" East 76.44 feet to a 5/8" iron pin; thence

T-4190

'73-01261

South 58°36'15" East 525.76 feet to a 5/8" iron pin; thence South 7°31'05" East 54.90 feet to a 5/8" iron pin; thence South 0°26'20" East 263.92 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the left 18.10 feet, the chord of which bears South 55°34'16 1/2" West 18.09 feet, to the true point of beginning, and containing 19.15 acres, more or less.

TRACT 2

Commencing at the southeast corner of Donation Land Claim No. 45, Township 36 South, Range 2 West of the Willamette Meridian, Jackson County, Oregon, thence North 0°26'20" West along the easterly boundary of said Claim 1139.72 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the right 118.03 feet, the chord of which bears North 25°34'16" East 114.02 feet, to a 5/8" iron pin; thence continue along said curve 18.10 feet, the chord of which bears North 55°34'16 1/2" East 18.09 feet, to a 5/8" iron pin for the true point of beginning; thence North 0°26'20" West 263.92 feet to a 5/8" iron pin; thence North 7°31'05" West 54.90 feet to a 5/8" iron pin; thence North 58°36'15" West 525.76 feet to a 5/8" iron pin; thence South 78°53'45" West 76.44 feet to a 5/8" iron pin; thence South 38°20'40" West 416.20 feet to a 5/8" iron pin; thence South 89°07'40" West 135.39 feet; thence South 42°01'50" West 75.67 feet to a 5/8" iron pin; thence North 89°49'40" West 817.22 feet to a 5/8" iron pin; thence North 25°31'30" East 422.35 feet to a 5/8" iron pin which bears South 25°31'30" West 288.44 feet from a 5/8" iron pin; thence North 88°42'40" East 1001.54 feet to a 5/8" iron pin; thence North 61°58'00" East 138.69 feet to a 5/8" iron pin; thence North 26°34'40" East 62.65 feet to a 5/8" iron pin; thence North 82°28'50" East 410.07 feet to a 5/8" iron pin; thence South 7°31'05" East 513.26 feet to a 5/8" iron pin; thence South 0°26'20" East 257.42 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the left 16.75 feet, the chord of which bears South 63°15'04" West 16.74 feet, to the true point of beginning, and containing 12.23 acres, more or less.

TRACT 3

Commencing at the southeast corner of Donation Land Claim No. 45, Township 36 South, Range 2 West of the Willamette Meridian, Jackson County, Oregon, thence North 0°26'20" West along the easterly boundary of said Claim 1139.72 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the right 152.89 feet (the chord of which bears North 33°15'10" East 144.23 feet) to a 5/8" iron

5.0 acres in T-4190
in Tract #3

73-01281

pin for the true point of beginning; thence North 0°26'20" West 257.42 feet to a 5/8" iron pin; thence North 7°31'05" West 513.26 feet to a 5/8" iron pin; thence South 82°28'50" West 410.07 feet to a 5/8" iron pin; thence South 26°34'40" West 62.65 feet to a 5/8" iron pin; thence South 61°58'00" West 138.69 feet to a 5/8" iron pin; thence South 88°42'40" West 1001.54 feet to a 5/8" iron pin; thence South 25°31'30" West 422.35 feet to a 5/8" iron pin; thence South 45°42'30" West 261.85 feet to a 5/8" iron pin; thence South 66°25'00" West 156.40 feet to a 5/8" iron pin; thence South 80°44'45" West 301.69 feet to a 5/8" iron pin; thence continue South 80°44'45" West 26.85 feet, more or less, to a point of intersection with the westerly boundary of tract described in Volume 169, page 525 of Deed Records, Jackson County, Oregon; thence North 19°10' West along said westerly boundary 1670.90 feet to a point of intersection with the East - West center line of Section 16, said Township and Range; thence North 89°38'30" East along said center line 667.48 feet to the center - east 1/16 corner of said Section 16; thence North 92.62 feet to a point of intersection with line described in Volume 261, pages 159162 of Deed Records, Jackson County, Oregon; thence along said line as follows: South 38°06'30" East 35.24 feet; thence North 76°00' East 300.00 feet; thence North 66°30' East 420.00 feet; thence North 61°00' East 290.00 feet; thence North 85°30' East 270.00 feet; thence South 64°15' East 390.00 feet; thence South 89°15' East 200.00 feet; thence North 81°45' East 49.53 feet, more or less, to a point which bears North 27°42'50" West from a 3/4" iron pipe; thence leave said line and run South 27°42'50" East 524.04 feet to a 3/4" iron pipe; thence continue South 27°42'50" East 176.21 feet to a 5/8" iron pin; thence South 44°49'35" West 139.81 feet to a 5/8" iron pin; thence South 67°17'50" East 264.65 feet to a 5/8" iron pin; thence South 0°01' West 184.25 feet to a 5/8" iron pin; thence South 7°31'05" East 514.19 feet to a 5/8" iron pin; thence South 0°26'20" East 253.16 feet to a 5/8" iron pin; thence along the arc of a 130.00 foot radius curve to the left 15.88 feet (the chord of which bears South 70°26'30" West 15.87 feet) to the true point of beginning.

Contains 78.29 acres, more or less.

Subject to interest of Gladys M. Boner pursuant to Agreement of July 3, 1964.

TRACT 4

Commencing at the southeast corner of Donation land Claim No. 45, Township 36 South, Range

T-4190

94449

67 10:28

DEED

Transfer To

WHEREAS, the real property described as follows,
to-wit:

Government Lot One (1) in Section 6,
Township 36 South, Range 1 West of the
Willamette Meridian in Jackson County,
Oregon;

was conveyed to T. E. Daniels, as Trustee for the
Benevolent and Protective Order of Elks, Number 1168,
Medford, Oregon, and

WHEREAS, the undersigned are the successors in
interest of the said T. E. Daniels as said Trustee, and

WHEREAS, it is desired that the title to said
property so held in trust as aforesaid should be conveyed
of record to Medford Lodge Number 1168, Benevolent and
Protective Order of Elks, an Oregon Corporation,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS,
that the undersigned Trustees, as the successors in interest
of the said T. E. Daniels, as aforesaid, and as the
Trustees of Medford Lodge Number 1168, Benevolent and
Protective Order of Elks, an Oregon Corporation, in
consideration of One Dollar and other good and valuable
consideration to them in hand paid by said Corporation,
have bargained and sold, and by these presents do grant,
bargain, sell and convey unto said Corporation, its successors
and assigns, the real property above described.

TO HAVE AND TO HOLD the same unto the said Grantee,
its successors and assigns, forever.

IN WITNESS WHEREOF, We have hereunto set our

(WIMER)

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15 MINUTE S

