T-10411

Name Meduri Farms			FEES PAID	
Address PO Box 636	DESCRIPTION OF WATER RIGHT	L-26-07	350.00	88223
Dallas OR 97338 503 623-0308 503930-8802 Fax	Trib. of D. Santiam River County of Linn/Marion	TOTAL	7	
Change in AfoA	Use PC		Cert. Fee	
Date filed 6-20-2007	Quantity of water No. of acres			
Date of hearing	Name of ditch		FEES REFUNDED	
Place of hearing	Date of priority 1957, 1962, 1987, 1959	Date	Amount	Check No.
Date of order <u>6-18-10</u> Vol. <u>80</u> , page <u>989</u>	In name of William Uppotad Kenneth Curninghan	n		
Date for application of water	Adjudication, Vol. —, page —	APP per	Cert	
Proof mailed	App. No. — Per. No. — Cert. No. —	6-751 6-651	28351	
Proof received	Certificate cancelled —	G 2289 - G 2113	33450	
Certificate issued, page	Notation made on record by	G 11651 G-10727		
		G 1644 G 1501	30688	
REMAR	RKS			

1000/CWRE: James Schuette #117
Link + Marion County Planning Commissions
CLO RLO: Kenneth & Mary Curningham 36307 Jefferson-Scio Dr Jefferson on 97352
Public Notice 6/26/2007



Water Resources Department

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

July 21, 2011

MEDURI FARMS INC D JUSTIN MEDURI PO BOX 636 DALLAS OR 97338

Reference: Transfer Application T-10411

Enclosed is a copy of the Special Order Volume 84, Page 803 signed on July 20, 2011. The points of appropriation authorized under T-10411 are reverted to the points of appropriation authorized under the water rights prior to the transfer. The diminution of 4.3 acres of the right previously evidenced by Certificate 65496 from primary irrigation to supplemental irrigation is confirmed. Enclosed are the new superseding Certificate #87141, 87142, 87143 and 87144.

If you have any questions, please contact the transfer section at 503-986-0883.

Sincerely,

Jonnine Skaug

Executive Support

cc:

Watermaster Dist. # 16 James Schuette, CWRE

Junie Skang

Kenneth & Mary Cunningham

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application)	ORDER REVERTING POINTS OF
T-10411, Linn County, Oregon	APPROPRIATION AND
)	CONFIRMING A PARTIAL
)	DIMINUTION OF A WATER RIGHT

Authority

OAR 690-380-6010(6) provides that a point of diversion or appropriation shall revert to the last authorized point of diversion or appropriation if the changes authorized under a transfer are not completed.

Applicant

MEDURI FARMS INC. D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338

Findings of Fact

- 1. On June 20, 2007, D. Justin Meduri of Meduri Farms filed an application to add an additional point of appropriation under Certificates 28351, 30688, 33450, and 65496. The Department assigned the application number T-10411.
- On May 18, 2010, the Water Resources Department issued an order approving the proposed additional point of appropriation and a diminution of 4.3 acres under Certificate 65496 from primary irrigation to supplemental irrigation. The order was recorded in Special Order Volume 80, Page 989.
- 3. On July 19, 2011, Jason Meduri of Meduri Farms notified the Department that the additional point of appropriation authorized under T-10411 would not be completed and requested that the authorized points of appropriation revert back to the original points of appropriation, being Wells #3, #4, #5 and #6.

Now, therefore, it is ORDERED:

1. The points of appropriation authorized under Application T-10411 are reverted to the points of appropriation authorized under the water rights prior to the transfer.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

- 2. The diminution of 4.3 acres of the right previously evidenced by Certificate 65496 from primary irrigation to supplemental irrigation is confirmed.
- 3. Superseding certificates for the rights affected by the transfer shall be issued.

Dated at Salem, Oregon this 20 day of July, 2011

Dwight French, Water Right Services Administrator, for PHILLIP C. WARD, DIRECTOR

JUL 2 1 2011

Mailing date:

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. AND MARY M. CUNNINGHAM 36307 JEFFERSON SCIO DR. JEFFERSON, OR 97352

confirms the right to use the waters of UPPSTAD WELL #3, tributary to the NORTH SANTIAM RIVER for IRRIGATION of 33.2 ACRES.

This right was perfected under Permit G-651. The date of priority is SEPTEMBER 5, 1957. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.43 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SW	5	925 FEET NORTH AND 950 FEET EAST FROM THE SW CORNER OF SECTION 8

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

	IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres			
10 S	2 W	WM	8	NW SW	5	1.8			
10 S	2 W	WM	8	SWSW	5	31.2			
10 S	2 W	WM	8	SE SW	6	0.2			

This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a pen completed change in point of diversion approved by an order of the Water Resources Director entered ______, at Special Order Volume 84, Page 989, approving Transfer Application T-10411 and supersedes Certificate 28351, State Record of Water Right Certificates.

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

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

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

T-10411-revert.dip Page 1 of 2 Certificate 87141

JUL 2 0 2011

WITNESS the signature of the Water Resources Director, affixed _

Dwight French, Water Right Services Administrator, for PHILLIP C. WARD, DIRECTOR

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. AND MARY M. CUNNINGHAM 36307 JEFFERSON SCIO DR. JEFFERSON, OR 97352

confirms the right to use the waters of UPPSTAD WELL 5, tributary to the NORTH SANTIAM RIVER for IRRIGATION of 50.7 ACRES.

This right was perfected under Permit G-2113. The date of priority is APRIL 10, 1962. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.63 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SE	7	1010 FEET NORTH AND 3110 FEET EAST FROM THE SW CORNER OF SECTION 8

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

	IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres			
10 S	2 W	WM	8	SW SW	5	2.4			
10 S	2 W	WM	8	SE SW	6	12.4			
10 S	2 W	·WM	8	NW SE	8	8.4			
10 S	2 W	WM	8	SW SE	7	27.5			

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

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

T-10411-revert.dip Page 1 of 2 Certificate 87142

The right to the use of the water for the above purpose is restricted to b	eneficial use on the lands or place of use described.
WITNESS the signature of the Water Resources Director, affixed	JUL 2 0 2011

Dwight French, Water Right Services Administrator, for PHILLIP C. WARD, DIRECTOR

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. AND MARY M. CUNNINGHAM 36307 JEFFERSON SCIO DR. JEFFERSON, OR 97352

confirms the right to use the waters of WELL 6, tributary to the NORTH SANTIAM RIVER for IRRIGATION of 47.0 ACRES and SUPPLEMENTAL IRRIGATION of 4.3 ACRES.

This right was perfected under Permit G-10727. The date of priority is MAY 12, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.64 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

	IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres				
10 S	2 W	WM	8	NE SW	5	3.40				
10 S	2 W	WM	8	NE SW	3	6.80				
10 S	2 W	WM	8	NW SW	5	1.08				
10 S	2 W	WM	8	SW SW	3	1.70				
10 S	2 W	WM	8	SWSW	5	2.92				
10 S	2 W	WM	8	SE SW	5	1.90				
10 S	2 W	WM	8	SE SW	6	2.30				
10 S	2 W	WM	8	SE SW	3	20.10				
10 S	2 W	WM	8	NW SE	3	1.30				
10 S	2 W	WM	8	NW SE	8	4.10				
10 S	2 W	WM	8	SW SE	7	1.40				

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

T-10411-revert.dip Page 1 of 2 Certificate 87143

	SUPP	LEMEN	TAL IF	RRIGATION		
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
10 S	2 W	WM	8	NW SW	5	0.62
10 S	2 W	WM	8	SW SW	5	3.48
10 S	2 W	WM	8	SE SW	5	0.20

This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a non-completed change in point of diversion approved by an order of the Water Resources Director entered JUL 20 2011, at Special Order Volume 80, Page 989 which approved Transfer Application T-10411 and also a diminution of 4.3 acres from primary to supplemental irrigation. This certificate supersedes Certificate 65496, State Record of Water Right Certificates.

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

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

WITNESS the signature of the Water Resources Director, affixed ______ JUL 2 0 2011

Dwight French, Water Right Services Administrator, for

PHILLIRC WARD, DIRECTOR

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. AND MARY M. CUNNINGHAM 36307 JEFFERSON SCIO DR. JEFFERSON, OR 97352

confirms the right to use the waters of UPPSTAD WELL NO. 4, tributary to the SANTIAM RIVER for IRRIGATION of 34.0 ACRES.

This right was perfected under Permit G-1501. The date of priority is DECEMBER 16, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.43 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of appropriation is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SE SE	10	625 FEET NORTH AND 4325 FEET EAST FROM THE SW CORNER OF SECTION 8

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

	IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres		
10 S	2 W	WM	8	NE SE	9	10.4		
10 S	2 W	WM	8	NW SE	8	6.0		
10 S	2 W	WM	8	SW SE	7	8.4		
10 S	2 W	WM	8	SE SE	10	9.2		

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

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

T-10411-revert.dip Page 1 of 2 Certificate 87144

The right to the use of the water for the above purpose is restricted to	beneficial use on the lands or place of use described.
WITNESS the signature of the Water Resources Director, affixed	JUL 2 0 2011

Dwight French, Water Right Services Administrator, for PHILLIP C. WARD, DIRECTOR

Water Right Transfer Checklist

Kon Do WOED - Kera

Transfer T-10411

Transfer Specialist: NW Region Drawer

Transfer Type: Regular

Applicant Name/Address: Meduri Farms, PO Box 636; Dallas, OR 97338

Agent Name/Address: NONE

CWRE Name/Number: James Schuette #117

Rec Landowner Name/Address: Kenneth & Mary Cunningham; 36307 Jefferson-Scio Drive; Jefferson OR 97352

Irr. District Name/Address: <u>NONE</u>
Affected Gov'ts Name/Address: <u>NONE</u>
Commentors: Name/Address: <u>NONE</u>

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
	\boxtimes	G 751	G 651	28351	Yes No	
	\boxtimes	G 2289	G 2113	33450	Yes No	
	\boxtimes	G 11651	G 10727	65496	Yes No	
	\boxtimes	G 1644	G 1501	30688	Yes No	

Key Dates & Initial Actions

Rec'd: 06/20/2007	Proposed Action(s): POU POD HST A	POD USE OTHER: APOA
Fees Pd: 350.00	WM District: 16	ODFW District: NONE
Initial Notice: 06/26/2007	WM Review sent: <u>06/22/07</u>	ODFW Review sent: NONE
Acknowledgement Letter Sent	GW Review sent: <u>06/22/07</u>	

Acknowledgement Letter bent 2		GIT TECTION SCHOOL SCHOOL				
Processing Dates & Actions						
Deficiency Contacts:		Wewspaper Pub Affid Due: not required				
DPD Mailed:		Rec'd:				
ODFW contact sheet sent with DPI	D, or N/A Last Day Pu	blished:				
PD Mailed:	Affidavit Re	minder Sent:				
PD Weekly Notice:	Reminder D	eadline:				
Preliminary Determination Electronic Files uploaded PD Cover letter PD Notice File Assigned/ ModPod upon	Preliminary I Fee Refund I Remaining R	Preliminary Determination Fee Refund Due Remaining Rights				
DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)				
Reviewer:	Reviewer: KBM	Reviewer: PKS				
Date:	Date: 3/3/10	Date: 5/14/10				
Coordinator:	Coordinator:	Coordinator:				
Date:	Date: 3/3/10	Date:				
Comments/Special Issues: APOIT Special Order Volume: Vol 60 Pages 989 Final Order Signature Date: MAY 18 2010						
Notice of FO email'd to processors	W. 1. Wa 14.00.					
Notice of FO email a to processors	zen / m. ne / nelly					

Application
The type of change is clearly indicated.
The application is appropriately signed. ? D. JUSTEN MEDURI IS MANAGER.
Appropriate fees were paid. If overpayment, Refund Request to be sent with FO
Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's)
Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
All required attachments received.
Water right subject to transfer
Certificated right or Proof accepted "to the satisfaction"
The right been exercised according to terms & conditions of certificate.
Delivery system has the capacity to fully divert the rate/duty of the right.
No information in record that suggests forfeiture.
No conflicts identified on the plat cards and plat card reports printed.
Affidavits prepared for rights that need to be canceled of diminished.
Application Map
The map has an original CWRE signature.
The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
Metes and bounds for the POD's/POA's are properly described on the map.
The POD/POA dimensions & 1/4 1/4 on map match the transfer application and certificate descriptions.
Map acres match the tabulation on the certificate.
☐ Have final proof maps/decree maps for the rights. ☐ Application map matches certificate FPS.
Have necessary aerial photos.
Determining the "From" and "To" Lands (make working copy of application and certificates to mark on)
Only the authorized POD's/POA's and POUs to be transferred are listed.
Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4. Acc
Ownership
The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
Have current tax lot map. (If transfer application is several years old, contact assessor's office)
The applicant is the owner of the "from" lands. The applicant is the owner of the "from" lands.
☐ All owners on the deed/ROLI have signed the application.
If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
If necessary, there is a copy of written notification to each lien holder identified on ROLI.
Agent has authorization to make decisions.
Evaluation (materials needed for peer reviewer in bold)
application complete map FPS evidence of use land-use form
deed/ROLI certificates fees paid well logs plat card
□ audit
Reviews/comments/conditions received?
Headgate
Measuring Devices When in the judgment Prior to diverting Existing and maintain
Injury: Y (N) Enlargement: Y (N)
Conditions to avoid enlargement/injury –
drill now well thato same agritor

NO

JMS Engineering

Jim Schuette, P.E.
CONSULTANT CIVIL ENGINEER
CERTIFIED WATER RIGHTS EXAMINER

3000 Market St. N.E., Suite 426 Salem, Oregon 97301 *Tele:* 503.559.1146

Email: jmsengineering@qwestoffice.net

July 12, 2011

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

Re: Meduri Farms T-10411

Gentlemen;

This is to inform you that the additional Point of Appropriation(POA)-new well-applied for under the subject transfer will not be proved up on. Therefore I am requesting that the original water rights covered under said transfer-revert back to their original POA's IE: wells #3, 4, 5, & 6.

Please issue revision certificates for the original water rights at your earliest convenience as we will soon be re-filing a new transfer over the said property covered by the original water rights. The new transfer will apply to changes on all existing wells plus a new point of appropriation.

If you have any questions concerning this request, please contact my agent-Jim Schuette CWRE for any information.

Yours truly,

Justin Meduri-Meduri Farms

IJUL 19 2011
WATER RESOURCES DEPT
SALEM, OREGON

LINN County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2011

July 19, 2011 3:57:51 pm

Account # Map# Code - Tax #

10S02W08-00-00100

14015-34914 14017-925927 **Tax Status** Acct Status **ASSESSABLE**

Subtype

ACTIVE NORMAL

Legal Descr

Metes & Bounds - See legal report for full description.

Mailing Name

CUNNINGHAM KENNETH E & MARY M

Agent In Care Of Mailing Address Deed Reference # 2009-17916 Sales Date/Price

10-13-2009 / \$0

Appraiser

UNKNOWN

36307 JEFFERSON SCIO DR

JEFFERSON, OR 97352-9302

Prop Class RMV Class 501 MA SA 02

NH Unit 000 3307-1

Situs City

Situs Address(s) ID# 1 36307 JEFFERSON SCIO DR

JEFFERSON

			/alue Summary	,		
Code Are	a	AV	RMV		RMV Exception	CPR %
14015	Land	1,090	5,420	Land	0	
	Impr.	0	0	Impr.	0	
Code A	rea Total	1,090	5,420		0	
14017	Land	224,460	1,119,810	Land	0	
	Impr.	249,650	288,300	Impr.	0	
Code A	rea Total	474,110	1,408,110		0	
Gra	and Total	475,200	1,413,530		0	

Code			Plan		Land Breakdow	n				
Area	ID#	RFD Ex	Zone	Value Source	TD%	LS	Size	Land Class	Irr Class	Irr Size
14015	1	R		Farm Use Zoned	100	A	1.24	21		1000
					Code Area	Γotal	1.24			0.00
14017	11	R		Farm Site	100	A	2.00			
14017	1	R		Farm Use Zoned	100	Α	188.80	21		
14017	2	R		Farm Use Zoned	100	Α	45.85	31		
14017	3	R		Farm Use Zoned	100	A	13.94	41		
14017	4	R		Farm Use Zoned	100	A	10.85	7		
					Code Area	Total	261.44			0.00
					Grand T	otal	262.68			0.00

Code		Yr	Stat	Improvement Break	lown	Total		Trended
Area	ID#	Built	Class	Description	TD%	Sq. Ft.	Ex% MS Acct#	RMV
14017	100	1935	133	RES Two story	100	2,232		96,510
14017	101	0	110	Residential Other Improvements	100	0		820
14017	102	0	300	Farm Bldg	100	1,800		2,120
14017	103	0	300	Farm Bldg	100	1,740		7,200
14017	104	0	300	Farm Bldg	100	1,800		12,420
14017	105	0	300	Farm Bldg	100	1,500		12,310
14017	106	0	300	Farm Bldg	100	2,800		11,010
14017	200	1977	131	RES One story	100	1,593		109,790
14017	201	0	110	Residential Other Improvements	100	0		2,500
14017	301	1995	300	Farm Bldg	100	1,500		21,110
14017	302	0	300	Farm Bldg	100	2,120		12,510
				G	rand Total	17,085		288,300

Code Type Exemptions/Special Assessments/Potential Liability

Area 14015

NOTATION(S):

■ POT'L ADD'L TAX LIABILITY ADDED 2009 14017

Amount

0 Tax

0

Amount

0 Tax

0

Comments:

1999MX:PROPERTY DAMAGE FROM FLOOD, APPLICATION FOR PRORATION OF PROPERTY TAXES PROCESSED FOR 1995. CHECK FOR ANY CHANGES 1999MX. CHECK WITH OWNERS TO MAKE LAND VALUE REFLECT SITUATION AS OF JAN 1,1999 FOR THE 1999 ROLL, FIND OUT IF NO CHANGE FROM LAST YEAR OR GET ACREAGE OF FLOOD DAMAGE THAT MAY BE TEMPORARY OR PERMANENT. HAS MORE LAND BEEN REPAIRED & RETURNED TO PRODUCTION FROM CLASS 7 SOIL (NONTILLABLE)? HAS MORE LAND BEEN PUT UNDER IRRIGATION?....! SENT AN ASSESSMENT REPORT DATED 1998 SO THEY CAN COMPARE WITH THEIR RECORDS, THEN THEY WILL CONTACT US WITH INFO. DUS 8/99 I HAD PREVIOUSLY CALLED FOR SAME INFO DUS 6-16-99.1999 FLAG REMOVED, OWNERS HAVE NOT CONTACTED THIS OFFICE, SO MADE NO CHANGE FOR 99 & 2000. DUS 9-13-99..00&01MX:NO CHNG, SAW EXT, OWNRS HAVEN'T CONTACTED US. DUS1/01 2002MX:N/V MINT EQ SEE X NOTE.

7/13/2010: LLA W/TL 400, MOVED 173.22AC. 7/10 NB

95: SEQUENCE 0301 FOR NEWER GPB

97: SEQ 300 MINT EQUIPMENT WAS 3560 FOR 1996,NOW FOR 1997 ITS 3130,NO VALUE INCREASE.3/97

1998MX:MINT EQUIP TO \$2910.NO CHANGE IN REAL PPTY REPORT.DUS 1/99 2002MX:PER REAL PPTY FORM MINT EQ OF NO VALUE 2002 DUS4/02

CCO JAN 1 2 2010

AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A WATER RIGHT CERTIFICATE

State of	f Oregon)						
County	of Marion) ss						
	We, Kenneth E. & Mary M. Cunningham residing at 36307 Jefferson-Scio Dr., Jefferson, Oregon, 97352, telephone number 541-327-3859, being first duly sworn depose and say:						
1.	We are the legal owner(s) of the property described as tax lot number 100, within the SW 1/4, Section 8, Township 10 South, Range 2 West, of the Willamette Meridian, in Linn County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;						
2.	A portion of water right certificate number 65496 issued to KENNETH E. CUNNING with a date of priority of May 12, 1987 for use of 1/80 cubic foot per second of water from Well within the North Santiam River Basin, for the purpose of irrigation of 4.30 acres is appurtenan our property; and is not subject to ORS 540.610, forfeiture;	#6,					
3.	The portion of the water right shown on the attached map to be diminished to supplemental irrigat for an underlying primary water right in like amount is described as follows:	tion					
	The right to the use of 1/80 of one cubic foot per second of water per acre from Well #6 for irrigation of 4.30 acres is located:						
	Lot 5 (NW1/4 SW1/4) 0.62 acres Lot 5 (SW1/4 SW1/4) 3.48 acres Lot 5 (SE1/4 SW1/4) 0.20 acres Section 8 Township 10 South, Range 2 West, W.M.; and						
4.	We request the portion of the water right described above be diminished to supplemental irrigation.						
Signati	ture of legal owner as isted on deed, or authorized agent 1-8-10 Date						
Signatu	ture of legal co-owner as listed on deed (if applicable) 1-8-10 Date						
Subscr	ribed and Sworn to Before Me this day of January, 2010.						
MYCO	OFFICIAL SEAL CLORIA K HARMS Notary Public for Oregon COMMISSION NO. 415690 My Commission Expires My Commission Expires My Commission Expires	me					
.MY CC	My Commission Expires // /ag / / / / / / / / / / / / / / / /						

PLEASE ATTACH A LEGIBLE COPY OF: 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) AN ADJUDICATION MAP, WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE WATER RIGHT AND/OR LANDS TO BE DIMINISHED CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S) AS LISTED ON THE DEED.

A HACHMENT 1 - PROPERTY DEED ATTACHMENT 2 - DIMINISED ACTES MAP Affidavit-Partial Diminishment Page 1 of 1

TEC'N	10
Ken E. & Mary M. Cunningham 36307 Jefferson-Scio Drive	JAN 1 2 20 HINN COUNTY, OREGON 2009-17916 . Cnt=1 Stn=7 S. WILSON 10/13/2009 02:25:11 PM at was \$25,00 \$15.00 \$9.00 \$10.00 \$59.00 rded in
After recording, return to (Name, Address, Zip): Ken E. & Mary M. Cunningham 36307 Jefferson-Scio Drive Jefferson, OR 97352	SPACE RESEI FOR RECORDER'S Steve Druckenmiller - County Clerk 00120380200900179160050052 ception county, Oregon, certify that the instrument identified herein was recorded in the Clerk records. Steve Druckenmiller - County Clerk
Until requested otherwise, send all tax statements to (Name, Address, Zip): Ken E. & Mary M. Cunningham 36307 Jefferson-Scio Drive Jefferson, OR 97352	By, Deputy.
KNOW ALL BY THESE PRESENTS that Kenn	WARRANTY DEED / Property Line Adjustment neth E. and Mary M. Cunningham, busband and wife
hereinafter called grantor, for the consideration hereinaf husband and wife.	ter stated, to grantor paid by Kenneth E. and Mary M. Cunninghan
that certain real property, with the tenements, hereditar	ell and convey unto the grantee and grantee's heirs, successors and assigns, ments and appurtenances thereunto belonging or in any way appertaining. State of Oregon, described as follows, to-wit:
See attached Exhibit A for property de	escription
See attached Exhibit B for restrictive Department conditions of approval in 1	e covenant per Linn County Planning and Building File No. PD09-0048
. (IF SPACE INSUFFIC	CIENT. CONTINUE DESCRIPTION ON REVERSE)
	grantee's heirs, successors and assigns forever. ee and grantee's heirs, successors and assigns, that grantor is lawfully seized m all encumbrances except (if no exceptions, so state):
persons whomsoever, except those claiming under the a The true and actual consideration paid for this tr	ansfer, stated in terms of dollars, is \$ None . • However, the
which) consideration. (The sentence between the symbols) In construing this deed, where the context so recommende so that this deed shall apply equally to corporation	quires, the singular includes the plural, and all grammatical changes shall be
In witness whereof, the grantor has executed this	s instrument on; if grantor d its seal, if any, affixed by an officer or other person duly authorized to do
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TO FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, COREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USES TO THE PROPERTY OF THE PROPERTY OF THE PERSON OF APPLICABLE LAND USES THE PROPERTY OF THE PERSON OF APPLICABLE LAND USES THE PERSON OF THE PER	UNDER ORS CHAPTER 424 HE PROPERTY SE LAWS AND May Marine Law (1)
REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE ACCITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF TRANSFERRED IS A LAWFULLY ESTABIJISHED LOT OR PARCEL, AS DEF 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PARCEL.	THE PERSON 17 JOSEPH LUCUITY CONTROLLING C
DEFINED IN ORS 30.930, AND TO INDUIRE ABOUT THE RIGHTS OF N PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.30 AND SECTIONS 5 TO 11. CHAPTER 424, OREGON LAWS 2007. STATE OF OREGON, Coun This instrument was	5 TO 195.336
by	acknowledged before me on Uctural 13, 2009 acknowledged before me on Uctural 13, 2009 acknowledged before me on Uctural 13, 2009
as	
OFFICIAL SEAL BETTY J NELSON	Detty Melson
NOTABY PUBLIC-OREGON (COMMISSION NO. 409175 MY COMMISSION NO. 409175 MY COMMISSION NO. 409175	My commission expires October 34, 3010

REC'D JAN 1 2 2010

EXHIBIT A PROPERTY DESCRIPTION

AREA "B" CS_25118_ TAX LOT 100 AFTER ADJUSTMENT

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30,00 FEET TO A 5/8 INCH IRON ROD ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE AND THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTI© CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068: THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068: THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 418.52 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 43' 21" EAST 156.13 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068: THENCE NORTH 74° 07' 36" EAST 227.64 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED

BATEMAN LS 1068; THENCE NORTH 71° 17' 58" EAST 210.67 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 85° 45' 29" EAST 169.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE EAST BOUNDARY OF SAID SECTION 8: THENCE ON SAID EAST BOUNDARY SOUTH 00° 23' 15" EAST 244.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 ON THE NORTH BOUNDARY OF THE WILLIAM A. STARKWEATHER DONATION LAND CLAIM (DLC) NO .62; THENCE LEAVING SAID EAST BOUNDARY AND ON SAID NORTH BOUNDARY SOUTH 89° 55' 29" EAST 452.20 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AT THE NORTHWEST CORNER OF THE PROPERTY DESCRIBED IN BOOK B PAGE 415 LINN COUNTY DEED RECORDS: THENCE LEAVING SAID NORTH BOUNDARY AND ON THE WEST BOUNDARY OF SAID PROPERTY SOUTH 00° 23' 27" EAST 2632.68 FEET TO SAID NORTHERLY RIGHT-OF-WAY: THENCE LEAVING SAID WEST BOUNDARY AND ON SAID NORTHERLY RIGHT-OF-WAY SOUTH 89° 38' 43" WEST 987.13 FEET: THENCE 390.13 FEET ON THE ARC OF A 924.93 FOOT RADIUS CURVE TO THE RIGHT (THE LONG CHORD OF WHICH BEARS NORTH 78° 16' 16" WEST 387.25 FEET); THENCE NORTH 66° 11' 15" WEST 398.26 FEET: THENCE 413.59 FEET ON THE ARC OF A 984.93 FOOT RADIUS CURVE TO THE LEFT (THE LONG CHORD OF WHICH BEARS NORTH 78° 13' 01" WEST 410.56 FEET); THENCE SOUTH 89° 45' 12" WEST 3654.52 FEET TO THE POINT OF BEGINNING, CONTAINS 261.44 ACRES. THIS DESCRIPTION IS BASED ON COUNTY SURVEY NUMBER, CS 25118 BY DAVID K. BATEMAN.

SUBJECT TO A 30.00 FOOT WIDE EASEMENT FOR ACCESS AND THE INSTALLATION AND MAINTENANCE OF UTILITIES LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30.00 FEET TO A 5/8 INCH IRON ROD ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068: THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED

REC'D JAN 3 2 2010

BATEMAN LS 1068: THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068: THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 274.39 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE ON THE CENTERLINE OF SAID 30.00 FOOT WIDE EASEMENT SOUTH 17° 06' 53" EAST 90.25 FEET; THENCE SOUTH 00° 25' 43" EAST 1640.55 FEET; THENCE SOUTH 11° 05' 48" EAST 196.18 FEET; THENCE SOUTH 06° 07' 08" EAST 274.71 FEET; THENCE SOUTH 32° 17' 16" WEST 86.83 FEET; THENCE SOUTH 02° 21' 57" EAST 215.12 FEET; THENCE SOUTH 28° 58' 04" WEST 162.23 FEET TO THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE AND THE TERMINUS OF THIS DESCRIPTION. SAID TERMINUS BEING NORTH 14° 59' 47" WEST 114.79 FEET FROM THE SOUTHWEST CORNER OF THE WILLIAM A. STARKWEATHER DLC 62 IN SAID SECTION 8.

PROFESSIONAL
LAND SURVEYOR

OREGON
DAVID K. BATEMAN
1068

EXPIRED: 12/31/69

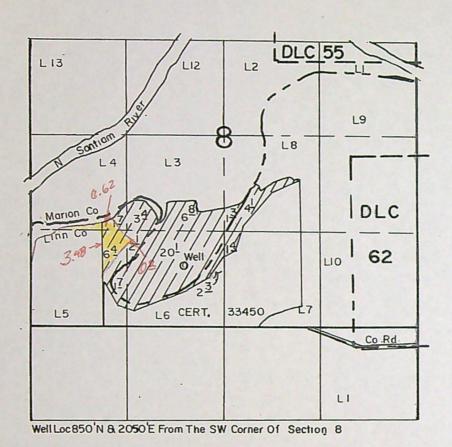
REC'D JAN 1 2 2010

EXHIBIT B RESTRICTIVE COVENANT PER PD09-0048

Grantees and their heirs, legal representatives, assigns and lessees hereby acknowledge by placement of this covenant, or the acceptance and recording of this instrument, that the property herein described is situated in an Exclusive Farm Use zoning district of Linn County, Oregon. As such, they may be subjected to common, customary and accepted farm or forest management activities for the operation of a commercial farm or forest that includes management and harvesting of agricultural products or timber, disposal of slash, reforestation, application of chemicals, road construction and maintenance, and any other accepted and customary farm or forest management activity conducted in accordance with federal and state laws. The above practices ordinarily and necessarily produce noise, dust, smoke and other types of visual, odor or noise impacts which grantees accept as normal and necessary farming or forestry management activities and as part of the risk of building a residential dwelling in an Exclusive Farm Use zoning district.

RECO JAN 1 2 2010

T. 10S., R.2W., W.M.



SEE CENT.* 28351 (OVERLAY)

SCALE: 1"= 1320'

FINAL PROOF SURVEY

UNDER

Application No. .G.J.165.1.. Permit No.G.10.7.27......
IN NAME OF

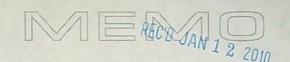
KENNETH E CUNNINGHAM

Surveyed AUG..25... 198.9., by R.W.KLASSEN......

AHACHMENT #Z

JMS ENGINEERING

3000 Market Street N.E., Suite #510 Salem, Oregon 97301



(503) 585-5578 • Fax (503) 585-1856 jmsengineering@qwestoffice.net

KEN Dowsen-Water Resources Pendleton, OR

1-11-2010 Transfer T. 10411 MEDURI FARMS

ENCLOSED FIND THE FOLLOWING FOR THE SUBJECT Transfer:

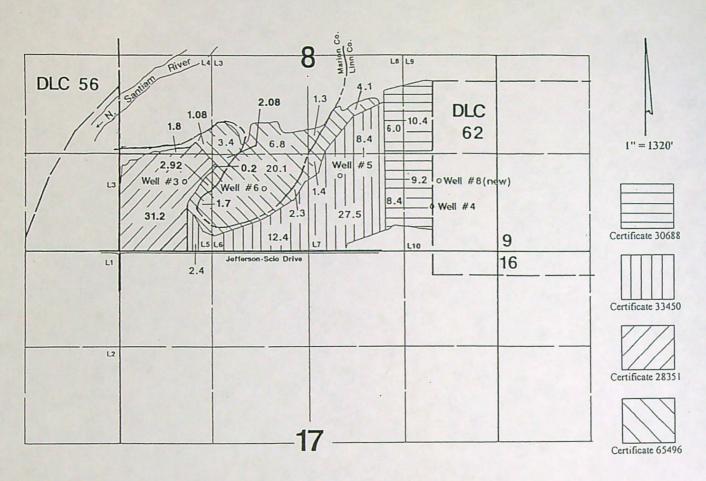
- 1. SIGNED AFFIDAVIT FOR PARCHAL DIMINUTION OF
- A WE CERTIFICATE SIGNED by the Cunning hams 2. Copy of Property DEED covering Diminution 3. Revised Transfer Map-Stamped / Signed 64 CWRE

PLEASE REPLY NO REPLY NECESSARY

K. Coming ham

SIGNED CONTROL SIGNED

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E
Well #4 is located 625' N & 4325' E
Well #5 is located !010' N & 3110' E
Well #6 is located 850' N & 2050' E
Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

Application Map

Meduri Farms

Transfer #: T-10411

This Map wasPrepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended to Provide Legal Dimensions or Location of Property Ownership Lines





Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1271 (503) 986-0900 www.wrd.state.or.us

Watermaster Review Form: Water Right Transfer

Trar	nsfer Application: T-10411		Rev	iew Due Date:	7/27/07
App	licant Name: Meduri Farms				
Prop	posed Changes: POU	POD	⊠ POA	USE	OTHER
Rev	iewer(s): Mlm		Date	e of Review:	Jul. 17, 2007
1.	Do you have information sug ☐ Yes ☐ No If "Yes", cancellation affidavit or if you should be filed:	describe the inf	ormation and i	indicate if you	intend to file a
2.	Is there a history of regulation has involved the right and do characterize the frequency of	wnstream water	rights? Ye	es 🛛 No	Generally
3.	Check here if it appears that of from the current use of the rig locations where the return flo	ght? [If you	check the box,	generally char	acterize the
4.	Are there upstream water right Yes No If "Yes", most affected:				
5.	For POD changes and instreat old and new PODs or within describe and, if possible, estimated to the possible of the possible o	the proposed ins	stream reach?		
6.	Would distribution of water for other water rights that would ☐ Yes ☐ No If "Yes",	not have occurr			
7.	For POU changes, would the source? Yes No	original place o			er from the same
8.	For POU or USE changes, we diversion of more water than If "Yes" explain:	ould use of the e	existing right a reficially and v	t "full face valu vithout waste?	ue," result in the Yes No

9. Are there other issues not identified through the above questions? X Yes "Yes", explain: At least one of the certificates involved in this transfer shows that some of the land is located in Marion county. This is due to a map reading error on WRD's part. I recommend that this be corrected through this transfer to show that all lands are located in Linn County. 10. What alternatives may be available for addressing any issues identified above: No. 11. Have headgate notices been issued for the source that serves the right? Yes 12. What water control and measurement conditions should be included in the transfer: Should be May be required Present and Measurement in the future. should be required prior to **Devices** maintained. diverting water.

Should be

required prior to

diverting water.

Present and

maintained.

should be

Watermaster Review Form

Headgates

Transfer Application: T-10411

May be required

in the future.



Water Resources Department

North Mall Office Building 725 Summer Street NE, Suite A Salem, OR 97301-1266 503-986-0900 FAX 503-986-0904

May 19, 2010

MEDURI FARMS D. JUSTIN MEDURI PO BOX 636 DALLAS OR 97338

REFERENCE: Transfer Application T-10411

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

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.

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

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact me by telephone at (503) 986-0883 or by e-mail at Sarah.A.Henderson@wrd.state.or.us.

Sincerely,

Sarah Henderson Executive Support

Field Services Division

cc:

Watermaster Dist. #16 James Schuette, CWRE

Carah Henderson

Kenneth & Mary Cunningham

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE

STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING AN
T-10411, Linn County)	ADDITIONAL POINT OF
)	APPROPRIATION AND PARTIAL
)	DIMINUTION OF A WATER RIGHT

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

MEDURI FARMS INC. D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338

Findings of Fact

Background

- On June 20, 2007, D. Justin Meduri of Meduri Farms filed an application to add an additional point of appropriation under Certificates 28351, 30688, 33450, and 65496. The Department assigned the application number T-10411.
- 2. The first right to be transferred is as follows:

Certificate: 28351 in the name of WILLIAM UPPSTAD (perfected under Permit G-651)

Use: IRRIGATION of 33.2 ACRES

Priority Date: SEPTEMBER 5, 1957

Rate: 0.43 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

year.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Source:

UPPSTAD WELL #3 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	C Q - Q GLot Measured Distances		Measured Distances
10 S	2 W	WM	8	sw sw	5	925 FEET NORTH and 950 FEET EAST from the SW CORNER of SECTION 8

Authorized Place of Use:

	IRRIGATION											
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres						
10 S	2 W	WM	8	NW SW	5	1.8						
10 S	2 W	WM	8	SWSW	5	31.2						
10 S	2 W	WM	8	SE SW	6	0.2						

3. Transfer Application T-10411 proposes an additional point of appropriation approximately 3500 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8

4. The second right to be transferred is as follows:

Certificate: 30688 in the name of WILLIAM UPPSTAD (perfected under Permit

G-1501)

Use: IRRIGATION of 34.0 ACRES

Priority Date: DECEMBER 16, 1959

D / O AS GYED

Rate: 0.43 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

year.

Source: UPPSTAD WELL No.4 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

-	Twp	Rng Mer Sec		Q-Q	Q - Q GLot Measured Distances			
	10 S	2 W	WM	8	SE SE	10	625 FEET NORTH and 4325 FEET EAST from the SW CORNER of SECTION 8	

Authorized Place of Use:

	IRRIGATION												
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres							
10 S	2 W	WM	8	NE SE	9	10.4							
10 S	2 W	WM	8	NW SE	8	6.0							
10 S	2 W	WM	8	SW SE	7	8.4							
10 S	2 W	WM	8	SE SE	10	9.2							

5. Transfer Application T-10411 proposes an additional point of appropriation approximately 400 feet north to Well#8 located:

Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8

6. The third right to be transferred is as follows:

Certificate: 33450 in the name of WILLIAM UPPSTAD (perfected under Permit

G-2113)

Use: IRRIGATION of 50.7 ACRES

Priority Date: APRIL 10, 1962

Rate: 0.63 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

year.

Source: UPPSTAD WELL No. 5 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot Measured Distances	
10 S	2 W	WM	8	SW SE	7	1010 FEET NORTH and 3110 FEET EAST FROM the SW CORNER of SECTION 8

Authorized Place of Use:

	IRRIGATION											
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres						
10 S	2 W	WM	8	SW SW	5	2.4						
10 S	2 W	WM	8	SE SW	6	12.4						
10 S	2 W	WM	8	NW SE	8	8.4						
10 S	2 W	WM	8	SW SE	7	27.5						

7. Transfer Application T-10411 proposes an additional point of appropriation approximately 1350 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	
10 S	2 W	. WM	8.	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8	

8. The portion of the fourth right to be transferred is as follows:

Certificate: 65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use: IRRIGATION of 47.0 ACRES

Priority Date: MAY 12, 1987

Rate: 0.59 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of

ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source:

WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST FROM SW CORNER of SECTION 8

Authorized Place of Use:

		IR	RIGA	TION							
Twp	Twp Rng Mer Sec Q-Q GLot										
10 S	2 W	WM	8	NE SW	3	6.8					
10 S	2 W	WM	8	NE SW	5	3.4					
10 S	2 W	WM	8	NW SW	5	1.08					
10 S	2 W	WM	8	SWSW	5	2.92					
10 S	2 W	WM	8	SW SW	3	1.7					
10 S	2 W	WM	8	SE SW	6	2.3					
10 S	2 W	WM	8	SE SW	3	20.1					
10 S	2 W	WM	8	SE SW	5	1.9					
10 S	2 W	WM	8	NW SE	8 .	4.1					
10 S	2 W	WM	8	NW SE	3	1.3					
10 S	2 W	WM	8	SW SE	7	1.4					
				T	OTAL:	47.0					

9. Transfer Application T-10411 proposes an additional point of appropriation approximately 2400 feet east to Well#8 located:

1	Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
	10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8

- 10. There is an apparent scrivener's error in the description of the county listed on Certificate 65496. The county listed on the certificate as Marion County is in error. Based on the final proof maps and other water rights appurtenant to the same property, the name of the county should be listed as Linn County, consistent with the legal description attached to these lands, being south of the North Santiam River.
- 11. Notice of the application for transfer was published on June 26, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice
- 12. Upon review of the application and map, the Department finds that two of the four existing water rights overlap each other within the authorized place of use lands. A portion of water right Certificate 65496 overlaps approximately 4.3 acres of lands identified in Certificate 28351. On November 5, 2009, pursuant to OAR 690-380-2240, the Department mailed out a letter identifying the layered water rights and asked the applicant to either cancel a portion of one right or diminish a portion of the other water right to supplemental irrigation.

- 13. On January 21, 2010, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10411 to the applicant. The draft Preliminary Determination set forth a deadline of February 20, 2010, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
- 14. On March 5, 2010, the Department issued a preliminary determination proposing to approve Transfer T-10411 and mailed a copy to the applicant. Additionally, notice of the preliminary determination for the transfer application was published on the Department's weekly notice on March 9, 2010, and in the Jefferson Review newspaper on April 1, 8, and 15, 2010, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

Partial Diminution of a Certain Water Right

15. On January 12, 2010, Kenneth E. and Mary M. Cunningham, owners of lands under which a portion of water right Certificate 65496 is appurtenant to, have voluntarily submitted an affidavit for the partial diminution of the water right.

The portion of the water right to be diminished from primary irrigation to supplemental irrigation is described as follows:

Certificate:

65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use:

IRRIGATION of 4.30 ACRES

Priority Date:

MAY 12, 1987

Rate:

0.05 CUBIC FOOT PER SECOND

Limit/Duty:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation

season of each year.

Source:

WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST FROM the SW CORNER of SECTION 8

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
10 S	2 W	WM	8	NW SW	5	0.62
10 S	2 W	WM	8	SW SW	5	3.48
10 S	2 W	WM	8	SE SW	6	0.2

Transfer Review Criteria (OAR 690-380-4010)

- 13. Water has been used within the last five years prior to the submittal of Transfer Application T-10411 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- 14. Wells, pumps, buried mainline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10411.
- 15. The Department has determined that the proposed point of appropriation (POA), if properly conditioned, will develop the same source of water as the authorized existing wells:

 Uppstad Well #3
 [LINN 4086]
 Uppstad Well #4
 [LINN 4083]

 Uppstad Well #5
 [LINN 4087]
 Well #6
 [LINN 3137]

The existing wells produce water from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

- 16. The proposed changes would not result in enlargement of the rights.
- 17. The proposed change would not result in injury to other water rights.

Conclusions of Law

The additional point of appropriation proposed in Transfer Application T-10411 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000 and the diminished right will be diminished to supplemental irrigation.

Now, therefore, it is ORDERED:

- 1. The additional point of appropriation proposed in Transfer Application T-10411 is approved.
- 2. The water right for the irrigation of 4.3 acres under Certificate 65496 as described in Findings No. 12 & 13 is diminished from primary irrigation to supplemental irrigation.
- 3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 28351, 30688, 33450, and 65496 and any related decree.
- 4. Water right Certificates 28351, 30688, 33450, and 65496 are cancelled.
- 5. The quantity of water diverted at the new additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
- Water shall be acquired from the same aquifer (water source) as the original points of appropriation (Uppstad Well #3, LINN 4086, Uppstad Well #4, LINN 4083, Uppstad Well

#5, LINN 4087, Well #6, LINN 3137). The Department has determined that groundwater production from the new proposed well shall be limited to the equivalent water-bearing zone encountered in the original authorized wells, primarily from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

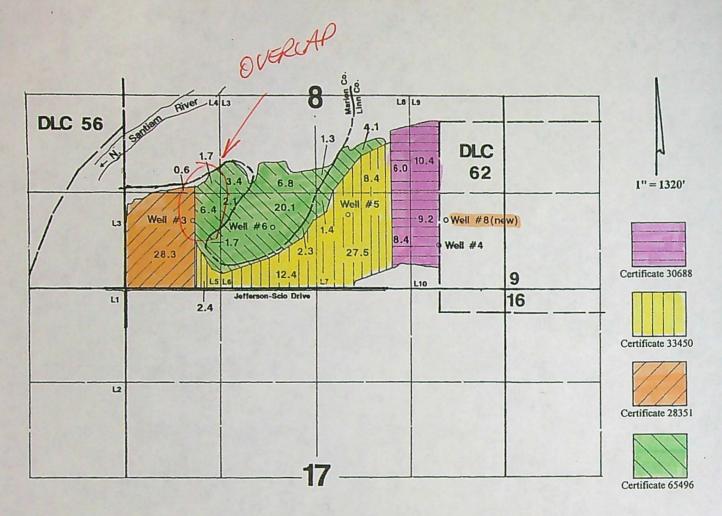
- 7. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation. The water user shall maintain the meter or measuring device in good working order. The water user shall allow the Watermaster access to the meter or measuring devices; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.
- 8. The approved changes shall be completed and full beneficial use of the water shall be made on or before October 1, 2011. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
- 9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this \(\begin{aligned} \begin{aligned} \lambda & \text{Ay} & \text{2010.} \\ \delta & \text{2010.} \\ \dext{2010.} \\ \delta & \text{2010.} \\ \delta & \text{2010.} \\ \d

Phillip C/Ward, Director

Mailing Date: MAY 2 0 2010

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E
Well #4 is located 625' N & 4325' E
Well #5 is located 1010' N & 3110' E
Well #6 is located 850' N & 2050' E
Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

Application Map

Meduri Farms

Transfer #:

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JUN 2 0 2007

WATER RESOURCES DEPT SALEM, OREGON Certified Water Right Examination #117

James M. Schuette
Nov. 19, 1987

TE OF OR S. G.

This Map wasPrepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended toProvide Legal Dimensions or Location of Property Ownership Lines.

~	Y	
Caseworl	ZOP**	Izhm
Cascwoll	ACI.	KUIII

	APPLICATION							
PR	CW		PR	CW				
		Appropriately signed			Appropriate Fees Paid			
Z		All required Attachments Received			Overpayment of Fees, Refund Request with FO			
Ø		Ditch Company, Irr. Dist. and/or BOR sent copies	D		Land Use Form matches Tax Lots, is signed by proper official and is APPROVED			
		WATER RIGHT SUE	BJEC	CTT	O TRANSFER			
PR	CW		PR	-CW				
		The right been exercised according to terms & conditions of certificate.			Delivery system has the capacity to fully divert the rate/duty of the right.			
		No information in record that suggests forfeiture.	×		No conflicts identified on conflict report and report is printed.			
		Affidavits for rights to be canceled /diminished.						
APPLICATION MAP								
PR	CW		PR	CW				
		Original CWRE Signature			The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).			
		All authorized and proposed POD's/POA's and POU's shown and clearly labeled.			Metes and bounds for the POD's/POA's are properly described on the map.			
		The POD/POA dimensions & ¼ ¼ on map match the transfer application and certificate descriptions.			Application map acres match the tabulation on the certificate and FPS and/or Decree map			
		Have necessary aerial photos, if applicable						
		DETERMINING THE "F						
DD	CIV	(Make working copy of application and certificates to mark on)						
PR	CW	Only the authorized POD's/POA's and POUs to be	PR	CW	Application & certificate tabulations match. (Mark on			
		transferred are listed.	Ø		appl. and cert. copies and note corrections needed)			
Ø		Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.	Ø		Marked on certificate the quantity of water being transferred, cancelled, and remaining			
PR	CW	INITIDV DEVIEWS	VCO	MM	ENTS/CONDITIONS			
M		ODFW Fish Screens Other:	,,,	11111	EN15/CONDITIONS			
D		Ground water						
Ø		Watermaster Headgate When in the			☐ Prior to diverting ☐ Existing and maintain ☐ Prior to diverting ☐ Existing and maintain			
	THE REAL PROPERTY.	Measuring Devices			Prior to diverting Existing and maintain Yes No			
JA,		Conditions to Avoid Enlargement/Injury	tent		165 2 140			
		Conditions to Avoid Emargement injury						
		OWNI	ERS	HIP				
PR	CW		PR	CW				
Z		The deed/ROI matches the <u>"from"</u> lands.	文		The applicant is the owner of the "from" lands.			
Ø		All owners on the deed/ROI have signed the application.	Ø		Have current tax lot map.			
Ø		If necessary, there is a notarized, signed statement of consent from landowners other than applicant.	A		Agent has authorization to make decisions.			

DP	DPD		PD		PD FO		O	DETERMINATION / FINAL OPDER		
PR	CW	PR	CW	PR	CW	DETERMINATION / FINAL ORDER				
		Ø				Format matches current template				
						Spell checked?				
		Ø				Correct address?				
		Ø				Authorized "from lands" info matches Certificate(s)?				
		D				Authorized POD(s)/POA(s) matches Certificate(s)?				
		Z				Proposed POD(s)/POA(s) matches transfer application and map?				
		Ø				Correct findings and conditions matching Watermaster review?				
		Z				Correct findings and conditions matching Ground water review?				
		X				Correct findings and conditions matching ODFW recommendations?				
		D				Hidden findings unveiled?				
	-	-	_							
PR	CW	PR	CW			COVER LETTER				
				Form	nat ma	tches current template				
					l check					
		Ø			ect add					
				Con	tent ma	atches determination?				
				Spec	cial fin	dings/conditions described?				
PR	CW			P	D PU	JBLIC NOTICE/NEWSPAPER NOTICE				
						emplate				
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		Corre	ect add	ress?						
PR	CW	1/1	2		R	EMAINING RIGHT CERTIFICATE				
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						original certificate				
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					match	nes originating certificate?				
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		Dete	rminati	on and	d rema	ining acres combined match acres under originating certificate?				
00	3.43.4	TO NOT	70							
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1 - 37										

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, COUNTY OF MARION-SS

I, Glen Albrethsen, being the first duly sworn depose and say that I am the Publisher of the JEFFERSON REVIEW. a newspaper of general circulation, published at Jefferson, in the aforesaid county and state, as defined by ORS 193.010 and 193.020, that

Preliminary Determination for Water Right a copy of which is hereto annexed, was published in the entire issue of said newspaper for successive and consecutive weeks in the following issues:

April 1, 2010 April 8, 2010 April 15, 2010

Glen Albrethsen (Publisher)

Subscribed and sworn to before me this 15th day

April , 2010.

NOTARY PUBLIC FOR OREGON

My Commission Expires: September 18, 2012

OFFICIAL SEAL LYNN MERTON NOTARY PUBLIC - OREGON COMMISSION NO. 429760 MY COMMISSION EXPIRES SEPTEMBER 18, 2012 Notice of Preliminary Determination for Water Right Transfer T-10411

T-10411, filed by Meduri Farms, P.O. Box 636, Dallas, OR 97338, proposes to add an additional point of appropriation under Certificates 28351, 30688, 33450 and 65496. Certificate 28351 allows the use of 0.43 cfs (priority date September 5, 1957) from Uppstad Well#3 located within the SW1/4 SW1/4 Sec. 8; Certificate 30688 allows the use of 0.43 cfs (priority date December 1, 1959) from Uppstad Well#4 located within Lot 10 (SE1/4 SE1/4), Sec. 8; Certificate 33450 allows the use of 0.43 cfs (priority date April 10, 1962) from 16, 1959) from Uppstad Well#4 located within Lot 10 (SE1/4 SE1/4), Sec. 8; Certificate 33450 allows the use of 0.63 cfs (priority date April 10, 1962) from Uppstad Well#5 located within Lot 7 (SW1/4 SE1/4), Sec. 8; and Certificate 65496 allows the use of 0.64 cfs (priority date May 12, 1987) from Well#6 located within Lot 3 (SE1/4 SW1/4), Sec. 8, all within T10S, R2W, W.M., and all for irrigation in Sec. 8. The applicant proposes to add an additional point of appropriation, Well #8, to all the rights described above approximately 1/2 mile east from the furthest authorized well located within DLC 62, within the SE1/4 SE1/4, Sec. 8, T10S, R2W, W.M., The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, iointly or severally, with the Department a protest or

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained. tained by calling (503) 986-0881. The last date of newspaper publication is April 15, 2010. If no protests are filed, the Department will issue a final order consistent with the preliminary determination. 543-10 Publish April 1, 8, 15, 2010

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WATER RESOURCES DEPT SALEM, OREGON

JMS Engineering

Jim Schuette, P.E. CONSULTANT CIVIL ENGINEER CERTIFIED WATER RIGHTS EXAMINER

3000 Market St. N.E., Suite510 Salem, Oregon 97301 503.585.5578 FAX 503.585.1856 email: jmsengineering@gwestoffice.net

February 18, 2010

Ken Dowden Water Resources Dept-North Central Region 116. SE Dorian Avenue Pendleton, Oregon 97801

Re: Meduri Farms Transfer T-10411

Ken;

Find the following attachments as per your request for the subject Transfer.

- A signed Affidavit (by the Cunningham's) Consenting to Proposed Water Rights Transfer.
- A Land Title Report showing the Cunningham's ownership of the concerned Property.
- A letter signed by the Applicant that they understand and concur with the Finds of Fact

If you require additional information or have any questions, feel free to give us a call.

Yours truly,

him Schuette, P.E., CWRE

February 17, 2010

To: Oregon Water Resources Department

From: Meduri Farms Inc.-Applicant

Subject: T-10411: DRAFT-Preliminary Determination Proposing Approval of an Additional Point of Appropriation and Diminution of a Water Right

Gentlemen;

I have read the DRAFT Preliminary Determination proposing approval of an Additional Point of Appropriation and Partial Diminution of a Water Right. for the subject transfer. I concur with the Findings of Fact as listed in the Preliminary Determination.

Yours truly,

Meduri Farms, Inc.-Applicant

D. Justin Meduri

AFFIDAVIT CONSENTING TO PROPOSED WATER RIGHT TRANSFER

State of Oregon)
) s
County of Marion)

We, Kenneth E. Cunningham and Mary M. Cunningham-in our capacity as legal owners of the subject land and the subject water rights-and residing at 36307 Jefferson-Scio Drive, Jefferson, Oregon 97352, telephone number 541-327-3859-duly sworn depose and say that We consent to the proposed changes to Water Right Certificate Numbers 28351, 30688, 33450 and 65496, as described in Transfer Application T-10411. on the property located on Tax Lot number 100, within the SW1/4, of Section 8, Township 10 South, Range 2 West, W.M.

Mary M. Cunningham

2-17-2010 Date

2-17-2010 Date

Subscribed and Sworn to before me this 17th day of Tebresary, 2010.

OFFICIAL SEAL

Glore a H. Warms Notary Public for Oregon

My commission expires May 10, 2011.



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

(503) 986-0900 www.wrd.state.or.us

OVER THE COUNTER Transfer

Application for Water Right

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

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		Please ch		ON	We
	Permanent Transfer Temporary Transfer total number of year (begin year: (end year:	rs:	Instream Tra	ent imited	C
= 104		PLICANT	INFORMATION		
Name:		FARN	15		
Address:	First PO Box		Last		
rudiess					
	DALLAS		DREGON State	91338 Zip	
Phone:		502		2.10	
10110.	Home	105	·623·0308 Work	Other	
(The age)	nt listed is authorized to represe		FORMATION cant in all matters relati	ng to this transfer a	pplication.)
	First		Last		
Address:	City		State	Zip	
Phone:	City		State	Zip	
none.	Home		Work	Other	
Fax:			E-Mail address:		
☐ Plea	ent is listed above, please se send all correspondence to se send all correspondence to	o Agent. Se	nd copies of correspo	THE PERSON NAMED IN COLUMN 1985	
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	1/4/2007	m c .	1: 4: (1)	ATER RESOURCES	DEFI

4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

List <u>all</u> water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	G-751	6.651	28351
2.	G-2289	6.2113	33450
3.	6-11651	G·10727	65496
4.	G-1644	6.1501	30688
5.			
6.			

tach a separate Supplemental Form A (Description of Proposed Change(s) to a Water R	ight)
	-8/
	Attach a <u>separate</u> Supplemental Form A (Description of Proposed Change(s) to a Water R for <u>each</u> water right listed above.

	Check all	proposed	change(s)	included	in this	transfer application:
--	-----------	----------	-----------	----------	---------	-----------------------

☐ Place of Use	☐ Point of Diversion	☐ Additional Point of Diversion
☐ Character of Use	☐ Point of Appropriation	☑ Additional Point of Appropriation
☐ Instream Transfer	☐ Surface Water source to C	Ground Water source
Reason(s) for change(s):	Add'I were will	ALLOW MORE
EFFICIENT	OPERATION	

5. WATER DELIVERY SYSTEM

Describe the *current* water delivery system <u>or</u> the system that *was in place* at some time <u>within the last 5 years</u>. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

WEUS USE CONTRIFUGAL DUMPS: #3: 15-HP; #4: 15-HP; #5: ZO-HP; #6: ZFHP

4" 45" MANNENE: HAND-LINES W/Speincher HEADS

System capacity: 2.13 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

G-751: 6.43 CFS G. 2289: 0.63 CFS G-1644: 0.43 CFS G.11651: 0.64 CFS

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more Evidence of Use Affidavits (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) must include supporting documentation such as the following:
 - ► Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; or
 - ▶ If the right has <u>not</u> been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7 AFFECTED DISTRICTS AND LOCAL COVERNMENT

	7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS
	are any of the water rights proposed for transfer located within or served by an irrigation of ther water district? Yes No
	Will any of the water rights be located within or served by an irrigation or other water distri- fter the proposed transfer? ☐ Yes ☒ No
	s water for any of the rights supplied under a water service agreement or other contract for tored water with a federal agency or other entity? Yes No
	f "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:
_	
-	
-	
n	ist the name and mailing address of all affected local governments (e.g., county, city, nunicipal corporation, and tribal governments within whose jurisdiction the rights are ocated).
_	LINA COUNTY & MARION COUNTY PLANNING COMMISSIONS
_	
-	
	DECTIVE

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8. LAND OWNERSHIP

Does the applicant own the lands FRO	OM which the right is b	eing transferred? Yes No
If "No", provide the following inform notarized statement granting consen		
Names of Current Landowner(s):	enneth & MARY First	CUNNING ham
Address: 36307 Jetters	ON. SCIO DR.	
JEFFERSON	OREGON	91352-9302
City	State	Zip
Does the applicant own the lands TO	which the right is being	g transferred?
☐ Yes 🔀 No	□ N/A - NOT APPLIC	ABLE TO INSTREAM TRANSFERS
If "No", provide the following inform	nation:	
Names of Receiving Landowner(s):	KennetH & MARY	LUNNINGHAM
Address: 36307 Jett	Acres Della	07257 0707
JEHTERSON	UZEGON	91356.9306
City	State	Zip
	State	Zip
	responsible for complet	ion of the proposed changes after
Check <u>one</u> of the following: The receiving landowner will be	responsible for complet ces and correspondence s sible for completion of o	ion of the proposed changes after should be sent to this landowner. changes. Notices and

RECEIVED

JUN 2 0 2007

9. ATTACHMENTS

Check each of the following attachments included with this application.

The application will be returned if all required attachments are not included.

	Description of Proposed Change(s) to a	Land Use Information Form:
	Description of Proposed Change(s) to a	Enclosed; or
M	Water Right A separate Supplemental Form A is enclosed	☐ Not Required if <u>all</u> of the following are met:
TH.	for each water right to be affected by this	• In EFU zone or irrigation district,
	transfer.	Change in place of use only,
		No structural changes needed, including
Su	pplemental Form B –	diversion works, delivery facilities, other
.,	Evidence of Use Affidavit(s)	structures, and
X	At least one Evidence of Use Affidavit	4 Irrigation only.
,	documenting that the right has been used	Fees:
	during the last five years or that the right is not	☐ Amount enclosed: \$
	subject to forfeiture under ORS 540.610 is	See the Department's Fee Schedule at
	attached. The affidavit provided must be the	www.wrd.state.or.us or call (503) 986-0900.
	original (not a copy), and	
A	The Evidence of Use Affidavit must be	
	accompanied by supporting documentation.	Instream Water Right Transfers, also
Ma	ар	include:
	Water Right Transfer	Supplemental Form C –
	The map must be prepared by a Certified Water	Instream Water Right Transfer
	Right Examiner and meet the requirements of	Complete this form to describe the desired
	OAR 690-380-3100 unless a waiver has been	nature and attributes for the proposed instream
	granted. The map provided must be the	water right.
	original, not a copy.	
	Temporary Transfer or Historical POD	Townson Townson - Indicated
	Change	Temporary Transfers, also include:
	A map meeting the requirements of OAR 690-	Recorded Deed:
	380-3100 must be included but need <u>not</u> be	☐ The applicant must submit a copy of the current
	prepared by a Certified Water Right Examiner.	deed of record for the land from which the
W	ater Well Report(s)/Well Log(s):	authorized place of use or point of
2.3	The application is for a change in point of	diversion/appropriation is being moved.
	appropriation or change from surface water to	Affidavit of Consent:
	ground water and copies of all water well	☐ If the applicant is NOT the owner of record for
	reports are attached.	the land from which the authorized place of
	Water well reports are not available and a	use or point of diversion/appropriation is being
	description of construction details including	moved, a notarized statement from the actual
	well depth, static water level, and information	owner of record consenting to the proposed
	necessary to establish the ground water body	transfer must be submitted.
	developed or proposed to be developed is	
	attached.	
	N/A. The application does <u>not</u> involve a	
1	change in point of appropriation or a change	
	from surface water to ground water, so water	
	well reports are <u>not</u> required.)	RECEIVED
		UIN 2 0 2007

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for <u>all</u> named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

		10. SIGNATURES
" Che	eck or	
		ne of the following, as appropriate, and sign the application in the signature box below:
V	for the	cordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department oval of a permanent transfer and upon my receipt of a draft Preliminary Determination he proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide ollowing landownership information and evidence demonstrating that I (we) are orized to pursue the transfer:
	(a)	A report of ownership and lien information that has been prepared by a title company within the last three months;
	(b)	A copy of written notification of the proposed transfer provided by the applicant to <u>all</u> lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; <u>and</u>
	(c)	If the landowner identified in the report of ownership and lien information is <u>not</u> the applicant, a notarized statement consenting to the transfer (attached) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.
	right 3000	e) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-(13)(b), the applicant is <u>NOT</u> required to provide the above described report of ownership and information.
	acqu cond There above	affirm that the applicant is an entity with the authority to condemn property and is iring the property to which the water right proposed for transfer is appurtenant by emnation. Documentation is provided with this application supporting this statement. For a pursuant to OAR 690-380-3000(13)(c), the applicant is NOT required to provide the edescribed report of ownership and lien information. (NOTE: Such an entity may only apply for insfer under this subsection if it has filed a condemnation action to acquire the property.)
* I (v		firm that the information contained in this application is true and accurate.

RECEIVED

date

JUN 2 0 2007

SALEM OREGON

applicant signature

name (print)

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WM. UPPSTAD

of Rt. 1, Box 327, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppstad Well #3 a tributary of North Santiam River

irrigation of 33.2 scres

for the purpose of

under Permit No. G-651 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 5, 1957

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.43 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 5 (SW1 SW1), Section 8, T. 10 S., R. 2 W., W.M. Well is 925 ft. N. and 950 ft. E. from SW corner, Section 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 22 sore feet per sore for each sore irrigated during the irrigation season of each year,

conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

> 1.8 acres Lot 5 (NW SW) 31.2 acres Lot 5 (SW SW 0.2 acre Lot 6 (SET SWIT Section 8 T. 10 S., R. 2 W., W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. MARCH 22 1961

LEWIS A. STANLEY

State Engineer

Water Right Transfer Supplemental Form A <u>DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT</u>

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	28351	

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.)	All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation
Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.)		Substitution (A supplemental ground water right will be substituted for a primary surface water right.)
Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.)		Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)
Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		JUN 2 0 2007 WATER RESOURCES DEPTORES OF SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	28351	G.651
		Certificate Number	Permit Number or Decree Name
	Adjudicated, Non-certificated Right	Name of Decree	Dana Marakan
		Name of Decree	Page Number
	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted
	Transferred Right for which		
	Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted
	Name on Permit, Certificate, o	or Decree: WM. L	JPPSTAD
H	County: LINN		
			. /
	Authorized Use(s) to be Affect	eted by Transfer:	2164 tron (NO Chance
	Priority Date(s):	Sept 5, 1957	
	associated with each of the au		,
	appropriation and places of u Source(s) of Water to be Affe		PSTAD WELL#3
	Source(s) of Water to be Affe		
	Source(s) of Water to be Affe	cted by Transfer: UF Santiam Ru listed on the water right, n must identify which son	any information provided on urce is associated with each of
	Source(s) of Water to be Affe Tributary to: Nozth If there are multiple Sources pages 3 through 6 of this form	cted by Transfer: UF Santian Ru listed on the water right, n must identify which son points of diversion or app	any information provided on urce is associated with each of propriation and places of use.
	Source(s) of Water to be Affe Tributary to: Noz+H If there are multiple Sources pages 3 through 6 of this form the authorized and proposed p	cted by Transfer: UF Santian Ru listed on the water right, n must identify which son points of diversion or app	any information provided on urce is associated with each of oropriation and places of use.
	Source(s) of Water to be Affe Tributary to: North If there are multiple Sources pages 3 through 6 of this form the authorized and proposed pages of the authorized and proposed pages. Are there Other Water Right with this land?	cted by Transfer: UF Santian Ru listed on the water right, n must identify which son points of diversion or app	any information provided on urce is associated with each of propriation and places of use. or Character of Use: ater Registrations associated
	Tributary to: Nozth If there are multiple Sources pages 3 through 6 of this form the authorized and proposed pages 4. Are there Other Water Right with this land?	cted by Transfer: UF Santiam Pic listed on the water right, n must identify which son points of diversion or app Change in Place of Use ts, Permits or Ground Wa	any information provided on arce is associated with each of propriation and places of use. or Character of Use: ater Registrations associated of Use or Character of Use
	Source(s) of Water to be Affe Tributary to: Nozth If there are multiple Sources pages 3 through 6 of this form the authorized and proposed p For applications proposing a Are there Other Water Right with this land? Yes No If If "Yes", what are the Permit Pursuant to ORS 540.510, and a primary right proposed for	listed on the water right, in must identify which son points of diversion or appearance of Use ts, Permits or Ground Walls, Registration or Certification of Ce	any information provided on urce is associated with each of propriation and places of use. or Character of Use: ater Registrations associated of Use or Character of Use ate Numbers? a right that is supplemental to d in the transfer or be
	Source(s) of Water to be Affe Tributary to: Noz+H If there are multiple Sources pages 3 through 6 of this form the authorized and proposed p For applications proposing a Are there Other Water Righ with this land? Yes No I If "Yes", what are the Permit Pursuant to ORS 540.510, an	listed on the water right, in must identify which son points of diversion or appearance of Use ts, Permits or Ground Walls, Registration or Certification of Ce	any information provided on urce is associated with each of propriation and places of use. or Character of Use: ater Registrations associated of Use or Character of Use ate Numbers? a right that is supplemental to d in the transfer or be

JUN 2 0 2007

that are		he transfer	(i.e., <u>list</u> e					or appropria propose to tran	
	Government le						n the tables b	pelow only	
(i.e., the allo	of Existing	Authorized version or appro	Point(s)	of Diver	sion	or Approp		be Changed: e proposed transfe	r,
If Ground Water, OWRD Well Log D No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	(coordinates	Coordinates from a recognize ey corner)
	WELL#3 9-5.57	105	zwi	W	8	SWSW	Lo+5	925'N & 95 Sw Corner	Gection:
	If "Yes", for A. Supply labeled accomp	a copy of th	rized poil e well lo ated with lication i	nt of app g(s) for <u>e</u> the corr map. (<u>N</u> O	ropric each p espon OTE: Y	oint of app ding well in ou may seat	ropriation n the table	you must eithe that is clearly above and on logs on the	
	authori	ll log is <u>not</u> ized point of nal copies a	appropr	iation by					
	io- of Eviatio	ng Authoria	ed Poin	t(s) of A	pprop	oriation - (Only needed	if <u>no</u> well log is	
Wells in th	is listing must b ompanying appl	e clearly tied t	o correspo	onding wel	l locati	on(s) describ	ed in the tabl	e above and show	vailable.) vn
Wells in th	is listing must b	e clearly tied t	No. of	Intervals casing is perforated (in feet)	Seal depth	Est.	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
OWRD Well No. as identified in	is listing must b ompanying appl	e clearly tied to lication map. Type and size of	No. of feet of	Intervals casing is perforated	l locati Seal	Est. depth to	Est. depth to water bearing	Type of access port or measuring device	Total well

WATER RESOURCES DEPT SALEM, OREGON

	Certificate Number or other identifying number:	28351
--	---	-------

The following information must be provided only for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	V ₄ V ₄ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
					N SECTION		
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WATER RESOURCES DEPT SALEM, OREGON

	Certific	ate Nu	mber or o	ther idei	itily	ing nu	mber: _	_	LE	1 20			
Surve accor I	ribe propo ey coordin mpanying Location o i.e., the "TO" TE: Comple	3. osed chates de application of Prop	PROPOS anges to a escribed b ation map a Ad osed Poin of diversion	SED CH the wate below sho o. Attach d' nt(s) of I or appropr	IANer rigould addi	GES tht invaccuritional	ro THI olving prately copages as or App	E V original origina	WATE at(s) of espond ecessary priatio WA - Ins on or A x Lot, C or v't Lot	R RIGH diversio to the po n: tream Wa ppropriat (coordi	n and/or pints show ter Right T tion is being Survey Connates from a		d.) urvey
WELL	-		244	~	0	12.		المار	662	500 2	orner e	- rection	8
	well(s) listed a If "Yes well, o the tab	alread above. ", atta r if wel le belo	oposed poy y constru ach and cl ll log(s) a www. (NOTE d.state.or.)	early late re <u>not</u> are You may	Yel th	he cor	respond	lo ling the	well le	N/A - No og(s) for uction of	o proposo each pro the well	pposed (s) using	
	If "No followi		ribe the a le:	ınticipat	ed co	onstru	ction for	r th	ie prop	osed wel	ll(s) in th	e	
Wel	Construct l numbers in vn on the acc	this list	ing must be	clearly ti	s) of ed to	Appr	opriation	on vell	or We	ii(s) (s) describ	ped in the t	able above a	nd
Well already built? (Yes/No)	If an exist well, OWI Well Log II (or Well ID No. L-	ing RD O No.	Diameter	Type and size of casing	f	No. of eet of easing	Interval casing i perforate (in feet)	s ed	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
10			16"	12"5+1	_ ±	50'	25'-45 Est.	;`	±20	±20°	20-40	PLUS IN WELL SEAL	±50°
												RECE	IVED
												JUN 2	2007

Location of P	Attach additiona roposed Place lete this table on	of Use:	(i.e., the	"TO" lands)			Right Transfer
Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Damada							

WATER RESOURCES DEPT SALEM, OREGON Description of Proposed Change(s) to a Water Right

STATE OF OREGON

COUNTY OF

LINH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

WILLIAM UPPSTAD

of Route 1, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppstad Well No. 4

a tributary of Santiam River

for the purpose of

irrigation of 34.0 acres

under Permit No. G-1501 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 16, 1959,

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed

0.43 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 10 (SE 1/4), Section 8, T. 10 S., R. 2 W., W. M. Well located 625 feet North and 4325 feet East of SW corner, Section 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eight ieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed $2\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall

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

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

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date.

MARCH 6 1983

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume 22 , page 30688

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	30688	

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
Change (The old point of diversion or appropriation will not be used for the	☐ <u>All</u> of the right will be exercised at a different location than currently	Proposed new use:
portion of the water right affected by the transfer.) X Additional (Both the old	authorized (Use of water at the current location will be discontinued.)	☐ Municipal ☐ Quasi-municipal
and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)	Only a portion of the right will be exercised at a different location than	☐ Commercial ☐ Industrial
☐ Historic Point of Diversion or	currently authorized (Use of water at the current location will be discontinued.)	☐ Instream (complete and attach Supplemental Form C)
Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.)	discontinued.)	Domestic (indicate number of households) Other
Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.)		Substitution (A supplemental ground water right will be substituted for a primary surface water right.)
☐ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.)		☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)
Exchange (Water from another source will be used in exchange for supplying an		JUN 2 0 2007
equal amount of replacement water to that source.)		WATER RESOURCES DE SALEM, OREGON

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	30688	G-1501	
		Certificate Number	Permit Number or Decree Name	
	Adjudicated,			
	Non-certificated Right	Name of Decree	Page Number	
	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted	
	Transferred Right for which		- Commercial Commercia	
	Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted	
	Name on Permit, Certificate, o		1 UPPSTAD	
	County: LINN	County		
	Authorized Use(s) to be Affect	eted by Transfer:	FREIGATION (NO CHA	me)
	Priority Date(s):	comboe 16, 1	759	
	provided on pages 3 through associated with each of the an appropriation and places of a Source(s) of Water to be Affe	uthorized and proposed use.	points of diversion or	
	Tributary to: San	tiam River		
	If there are multiple Sources pages 3 through 6 of this for the authorized and proposed	m must identify which s	ource is associated with each	of
	For applications proposing a	Change in Place of Us	se or Character of Use:	
	Are there Other Water Right with this land?	ts, Permits or Ground V	Vater Registrations associated	
	☐ Yes ☐ No ☐	N/A – No Change in Plac	ce of Use or Character of Use	
	If "Yes", what are the Permi			
	Pursuant to ORS 540.510, and a primary right proposed for cancelled, except as provided	transfer must be include	led in the transfer or be	RECEIVED
	cancellea, except as provided	i in OAK 090-300-2240		JUN 2 0 2007

WATER RESOURCES DEPT SALEM, OREGON

•	Certificate Number or other identifying number:	30688
	or other real of the state of t	

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	NOLL#4 12-16.59	105	ZW	M	8	SESE	L0110	625'N \$ 4325'6 OF SW Corner Section B

	Does the v	water right	being	transferred	involve a	ground	water source	(s))?
--	------------	-------------	-------	-------------	-----------	--------	--------------	-----	----

▼ Yes □ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

- A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)
- B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown

on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth	
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									JUN 2 0	2007

WATER RESOURCES DEI SALEM, OREGON

Certificate Number or other identifying number:	30688

The following information must be provided <u>only</u> for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
						1-15-4	
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							JUN 2 0 2007
							WATER RESOURCES SALEM, OREGON

			lescribed b cation map גא	. Attach				_	-	oints sho	wn on the	
(i	.e., the "T	O" point(s,	posed Point posed Point of diversion s table only	nt(s) of or approp	riation)		N/A - In	stream Wa	ter Right T	ransfer ng propose	d.)
Sour		Township		Mer	Sec	1/4	1/4	Tax Lot, DLC or Gov't Lot	(coordi	Survey Conates from a	oordinates a recognized s ner)	urvey
Weu		105	2W	W	8	SES	SE D	DLC 62	950'N SW 6	orner e	of Section	N8 4HE
	YCAL			: +(-)	C .		ti- (II - \ I' - 4 -	1: 41 - 4	-1.11	.1	
	well		roposed pod dy constru		-00-7	100					ed well(s)	
	If "Y well the	Yes", att , or if we able bel	ach and cleated log(s) a cow. (NOTE or log) and comments of the comments of th	re <u>not</u> d E: You m us)	rvaila ay sea	ible, d arch fo	escribe t r well log	he consti gs on the	ruction of Departmen	f the well nt's web p	(s) using page at:	
Wel	l numbers	s in this lis	f Proposed sting must be sying applica	clearly t	ied to	Appr	opriatio	on or We	eli(s) n(s) describ	oed in the t	able above a	nd
Well already built? Yes/No)	If an exwell, C	xisting OWRD g ID No.	Diameter	Type an size of casing	d i	No. of feet of casing	Intervals casing is perforate (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
No			16"	12114	L ±	50	25'-45' Est.	120	± 20°	20-40	PLIS IN NELL SEAL	±50'
											REC	EIVED
											JUN	2 0 2007
		No.									WATER RE	SOURCES DEP

Certificate Number or other identifying number:

<u>3. PROPOSED CHANGES TO THE WATER RIGHT</u>

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation.

SALEM, OREGON

30688

Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
						1	
1							
marks:							DEAL
							RECE

30688

Certificate Number or other identifying number:

Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WM. UPPSTAD

of Route 1, Box 327, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppsted Well No. 5

a tributary of North Santiam River (Santiam River) irrigation of 50.7 acres

for the purpose of

under Permit No. G-2113 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from April 10, 1962

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.63 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 7 (SW SE 1), Section 8, T. 10 S., R. 2 W., W., M. Well located 1010 feet North and 3110 feet East from the SW Corner,

Section 8. The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2½ acre feet per acre for each acre irrigated during the irrigation seeson of each year;

and shall

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

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

2.h acres Lot 5 (SW 1/2 SW 1/4)
12.h acres Lot 6 (SE 1/4 SW 1/4)
8.h acres Lot 8 (NW 1/4 SE 1/4)
27.5 acres Lot 7 (SW 1/4 SE 1/4)
Section 8
T. 10 S., R. 2 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. December 19, 1966

CHRIS L WHEELER

State Engineer

Water Right Transfer Supplemental Form A <u>DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT</u>

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	33450	

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

	(Check iii diat appiy.)	
Point of Diversion or Appropriation	Place of Use	Character of Use
 □ Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) ☒ Additional (Both the old and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) □ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) □ Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.) □ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) □ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) 	All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	33450	6-2113
		Certificate Number	Permit Number or Decree Name
	Adjudicated,		
	Non-certificated Right	Name of Decree	Page Number
	Permit for which Proof has		
	been Approved	Permit Number	Date Claim of Beneficial Use Submitted
	Transferred Right for which		
	Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted
	Authorized Use(s) to be Affect Priority Date(s): April If there are multiple Priority provided on pages 3 through associated with each of the are appropriation and places of a Source(s) of Water to be Affect	Dates identified on the v 6 of this form must iden uthorized and proposed p use.	ntify which priority date is points of diversion or
•	pages 3 through 6 of this for the authorized and proposed For applications proposing of Are there Other Water Right with this land? Yes No If "Yes", what are the Permit	I listed on the water right on must identify which so points of diversion or ap a Change in Place of Us outs, Permits or Ground V N/A – No Change in Place it, Registration or Certification	Vater Registrations associated re of Use or Character of Use cate Numbers?
	Pursuant to ORS 540.510, at	ny "layered" water use o	or a right that is supplemental to
	a primary right proposed for cancelled, except as provide	d in OAR 690-380-2240	(5). REC
			IALII

JUN 2 0 2007

Certificate Number or other identifying number:	33450	

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1414	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey comer)
	4-10-6Z	105	ZW	W	8	SWSE	Lot 7	1010'N & 3110'E From Sw Corner of Gathon 8

	Does the	water right	being t	ransferred	involve a	ground	water source	(s)	?
--	----------	-------------	---------	------------	-----------	--------	--------------	-----	---

X Yes \(\sum \text{No (Surface water source only.)}

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (<u>NOTE</u>: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

or

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown

on the accompanying application map.

	I D I	production map.							
OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
								100,000	eb man / 100 000
								RE	CEIVED
								JUL	2 0 2007
									ESOURCES DERT

	Certificate Number or other identifying number:	33450
--	---	-------

The following information must be provided only for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)	
						N. W. C.		

			1					
				-				
					Tar Artes			
							Red time t	S Des 8 D D I
							HE	CEIVI
							JUN	2 0 20
							WATER RE	SOURCE

=	Certi	ficate Nu	imber or o	ther iden	ntifyii	ng nu	mber: _		3345	0		
		3.	PROPOS	SED CE	IANO	TES T	го тне	WATE	R RIGH	IT		
Surve accor L	ey coord mpanyi Location	oposed cidinates dang application of Prop	hanges to lescribed becation map Ad posed Poin of diversion	the wate below sho c. Attach d [ot(s) of] or appropr	r right ould a addited	nt inverse in the control of the con	olving po ately cor pages as or Appr	pint(s) of respond necessar opriation	diversio to the po y. on: stream Wa	n and/or oints sho		
Sour		Township		Mer	Sec	1/4	tion (Fax Lot, DLC or Gov't Lot	(coordi	Survey C nates from cor	oordinates a recognized s ner)	urvey
WELL	,	105	2W	W	8	SES	SE D	LC 6Z	970'N SW 6	orner of	5'E Fro	N8 M 4HE
	liste If " well the	(s) alread dabove. Yes", att. l, or if we table bel	roposed pody construach and class an	cted? [learly law re not a E: You ma	Yes	e cori	respondi	ng well l	N/A - No log(s) for ruction o	o propos <u>each</u> pro f the well	ed well(s) oposed l(s) using	
		No", des	cribe the d ble:	anticipat	ed co	nstru	ction for	the prop	oosed wei	ll(s) in th	e	
Wel	l number	s in this lis	f Proposesting must be anying application	clearly ti	ied to d	Appr	opriatio	n or We	eli(s) n(s) describ	bed in the l	table above a	and
Well dready built? ('es/No)	If an e	existing OWRD og ID No.	Diameter	Type and size of casing	d N	lo. of eet of asing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
No	NO. L		16"	12"5+	L ±	50'	25'-45' Est.	±20	± 20°	20-40	PLYS IN WELL SEAL	±50°
											RE	CEIVE

JUN 2 0 2007

ocation of P	roposed Place lete this table or	of Use:	(i.e., the ' ange in	"TO" lands) Place of l	□ N/A – Use is being p	Instream Water	r Right Transfer
Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)

WATER RESOURCES DEPT SALEM, OREGON STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRIVE JEFFERSON, OREGON 97352

confirms the right to use the waters of WELL 6 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R 2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

```
LOT 3 (NE 1/4 SW 1/4)
                       6.8 ACRES
                       3.4 ACRES
LOT 5
      (NE 1/4 SW 1/4)
                                             1.08
       (NW 1/4 SW 1/4)
                        1.7 ACRES - 0,62
LOT 5
       (SW 1/4 SW 1/4)
                       6.4 ACRES - 3.48
                                             2192
LOT 5
                       1.7 ACRES
LOT 3
      (SW 1/4 SW 1/4)
       (SE 1/4 SW 1/4)
                        2.3 ACRES - 0:2
                                             1-0
LOT 6
                       20.1 ACRES
       (SE 1/4 SW 1/4)
LOT 3
                                             1.9
                       2.1 ACRES - 0,2
      (SE 1/4 SW 1/4)
LOT 5
                        4.1 ACRES
LOT 8 (NW 1/4 SE 1/4)
                        1.3 ACRES
       (NW 1/4 SE 1/4)
LOT 3
      (SW 1/4 SE 1/4)
                        1.4 ACRES
LOT 7
             SECTION 8
TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.
```

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

WITNESS the signature of the Water Resources Director, affixed - APRIL 1, 1991.

/B/ WILLIAM H. YOUNG William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	65496	

1. TYPE OF CHANGE(S) PROPOSED

	(Check all that apply.)	
Point of Diversion or Appropriation	Place of Use	Character of Use
 □ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☑ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) □ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) □ Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will <u>not</u> be used.) □ Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) □ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.) 	All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	65496 Certificate Number	G-10777 Permit Number or Decree Name	
	Adjudicated, Non-certificated Right	Name of Decree	Page Number	
	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use	
	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted	
	Name on Permit, Certificate, o			
	Authorized Use(s) to be Affect	eted by Transfer: Te	ELGATION (NO CHANGE	=)_
	Priority Date(s):MAL			
•	provided on pages 3 through associated with each of the au appropriation and places of u Source(s) of Water to be Affe	athorized and proposed ase. Sected by Transfer:	points of diversion or	
	If there are multiple Sources pages 3 through 6 of this for the authorized and proposed. For applications proposing a	n must identify which s points of diversion or a	nt, any information provided on ource is associated with each oppropriation and places of use	of
	Are there Other Water Right with this land?	ts, Permits or Ground \	Water Registrations associated	
	☐ Yes ☐ No ☐]	N/A – No Change in Plac	ce of Use or Character of Use	
	If "Yes", what are the Permit	t, Registration or Certif	îcate Numbers?	
	Pursuant to ORS 540.510, and a primary right proposed for cancelled, except as provided	transfer must be include	led in the transfer or be	REC
	, , ,			JUN

JUN 2 0 2007

WATER RESOURCES DEPT SALEM, OREGON

	Certificate Number or other identifying number:	65496
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The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	WELL#4 5-12.87	10	ZW	W	8	SESW	Lot 3	870'N & ZOSO'E From SW Corner of Sec 8

	Does the water right	being transferred	involve a ground	water source(s)?
--	----------------------	-------------------	------------------	------------------

Yes No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

or

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

on the accor	mpanying ap	plication map.							
OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
								RI	ECEIVED
								JU	N 2 0 2007
								WATER	RESOURCES DEP

SALEM, OREGON

	Certificate Number or other identifying number:	65496
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The following information must be provided only for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

			, , ,					
	Acres (if applicable)	Tax Lot, DLC or Gov't Lot	1/4 1/4 Section	Sec	Mer	Range	Township	Source and Priority Date
				7				
		H W						
CEIVE	RE							
2 0 2007								
ESOURCES I	WATER RE							

•	Certi	ficate N	umber or o	ther ider	ntifying n	umber: _	6	5496			
Surve acco	ey coor mpanyi Locatio	oposed control of the	hanges to a described be cation map Add posed Poin of diversion is table only	the wate elow sho Attach d' nt(s) of l or appropr	r right involld accu additiona Diversion	volving po rately cor l pages as l or Appr	int(s) oj respond necessar opriatio N/A – In	f diversio l to the po y. On: stream Wa	n and/or pints show	wn on the	
Sou		Township		Mer	Sec '	4 1/4 T	ax Lot, DLC or ov't Lot		Survey C	oordinates a recognized s ner)	
NEU	-	105	2W	W	8 SE	SE D	_ 62	950'N SW 6	1 & 442 Corner o	5'E Front Section	N8 W 4HE
	wel liste If "wel the http	l(s) alrea ed above. Yes", att l, or if w table bel	oroposed pody construction and clipped and	cted? [early law re not a : You mo	Yes bel the convailable, on search f	™ No rresponding describe the for well log.	ng well is consti	N/A - No log(s) for ruction of Departme	o proposo e <u>each</u> pro f the well nt's web p	oposed (s) using page at:	
Wei	foll Constr	owing ta uction o		i Point(s) of App	ropriatio	or We	ell(s)			and
Vell ready uilt?	If an owell, Well Lo	existing OWRD og ID No. II ID Tag	Diameter	Type and size of casing		Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
	No. I		. "	. 15.7	4-,	25'-45'	ten	taci	20-40	PLYS IN	+

already built? (Yes/No)	well, OWRD Well Log ID No. (or Well ID Tag No. L-	Diameter	Type and size of casing	No. of feet of casing	casing is perforated (in feet)	Seal depth	Est. depth to water	depth to water bearing stratum	port or measuring device	Total well depth
10		16"	12"5+L	±50°	25'-45' Est.	±20	± 20°	20-40	PLIX IN MELL SEAL	±50°
									F	ECEIVED
										UN 2 0 2007

ocation map.	rately corresp Attach additiona roposed Place	of Use:	s neces. (i.e., the	sary. "TO" land	s) 🔲 N/A – .	Instream Water	ompanying - Right Transfer
Source	Township	lly if a <u>Ch</u> Range	Mer	Place of	Use is being pr	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
Remarks:							RECEIV



Applicant Name: _

Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

MEDUEL FARMS

				B	ox 63	6					
	City: _	Dau	- 8 5		State	OR	Zip: <u>973</u>	38	_ Day Phone: 💃	103.60	23,0308
	This	applicatio	n is relat	ed to a	Measure 37	claim. 🗆	Yes K No				
Α.	Land an	d Locati	<u>on</u>								
(tra	nsported)	, or used.	Applica	nts for	municipal us	se, or irriga		nin irriga	ed (taken from i		
	Township	Range	Section	%%	Tax Lot #		gnation (e.g. dential/RR-5)		Water to be:		Proposed Land Use:
	105	ZW	8		Let 3	Primon		Dive	rted (Conveyed	4 Used	Land Osc.
		10.00			Lot 6	1	7:7151 W		rted A Conveyed		
			<u> </u>		DT W			□ Dive	rted Conveyed	[] Used	
								□ Dive	rted 🗆 Conveyed	□ Used	1 1
	□ Pe □ Ex	rmit to Us change of rmit Ame	se or Ston Water ndment o	e Wate		Water-Right Allocation gistration h	nt Transfer of Conserved		(name)		
	imated qu				4				✓ gallons per n	ninute	□ acre-feet
Int	ended use	of water:	XIrriga □ Muni		□ Comme □ Quasi-n	rcial	□ Industri □ Instrean	ai 🗆	Domestic for		ousehold(s)
Bri	efly descr	ibe: 🔽	Ateiz	US	e D 40	irniga	ute cu	46E	ey Oeci	nand	60055
go				the rec	ceipt below o	and include		plicatio	you wait, please in filed with the		

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

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JUN 2 0 2007

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

ease check the appropriate box be			
And I and were to be somed by many			
∠ □ Land uses to be served by propose	sed water uses (including proposed c	onstruction)	are allowed outright or are
not regulated by your comprehen	sive plan. Cite applicable ordinance	section(s): /	36,020(0)
not regulated by your analysis and		· ()	
•			
C. I and were to be comed by prope	sed water uses (including proposed o	onetruction)	involve discretionary land-
☐ Land uses to be served by propo	e below. (Please attach documentati	on of annlica	ble landuice approvals whi
use approvals as listed in the tabl	ord of Action/land-use decision and	on or applica	a findings or aufficient
have already been obtained. Rec	ord of Action/land-use decision and	accompanym	"Daing numered"
If approvals have been obtaine	d but all appeal periods have not e	naea, caeck	Deing pursued.
Type of Land-Use Approval Needed (e.g. plan amendments, rezones,	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land	I-Use Approval:
conditional-use permits, etc.)	Tolleres & Ordinance Section Reservations		0001.pp.01
- Contained the person of		□ Obtained	☐ Being pursued
		□ Denied	□ Not being pursued
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Phone: _____ Date: _____

Signature: ____



Oregon Water Resources Department **Land Use Information Form**

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

	Applica	ınt Name:		15V	URI	FAE	MS					
	Mailing	Address:	Po	Be	x 636	<u>, </u>		<u></u> .	<u>.</u>			
	City: _	DAL	LAS		State:	OR	_Zip:_	9133	8	Day Phone:	503.0	623.030
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State of Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1266

RECEIVED

JUN 20 2007

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

	elow and provide the requested osed water uses (including proposed consive plan. Cite applicable ordinance	onstruction) section(s):	are allowed outright or are LCC 938. 310 (
use approvals as listed in the tal have already been obtained. Re	osed water uses (including proposed cole below. (Please attach documentaticord of Action/land-use decision and ed but all appeal periods have not e	on of applica accompanyir	ible land-use approvals which ng findings are sufficient.)
Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land	d-Use Approval:
		□ Obtained	☐ Being pursued
		☐ Denied	☐ Not being pursued
ļ	1	☐ Obtained	☐ Being pursued
	<u> </u>	☐ Denied ☐ Obtained	☐ Not being pursued
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et o local government representative licant. If you sign the receipt, you will	Title: SEA Phone: 541- O CUNTY Te: Please complete this form or sign if have 30 days from the Water Resource or WRD may presume the land use associations.	108 P 967-381 the receipt beces Departme	CANNER (6 Date: 6 1467 clow and return it to the ent's notice date to return the

City or County: ______ Staff contact: _____

Phone: Date:





Lawyers Title Insurance Corporation Albany Branch 220 6th Ave., SW, Suite 100 Albany, OR 97321 503-316-5842 FAX 503-316-5842

Attn: Kenneth Cunningham Kenneth and Mary Cunningham 36307 Jefferson Scio Road Jefferson, OR 97352

Date Prepared: February 16, 2010

TITLE PLANT RECORDS REPORT

Report of Requested Information from Title Plant Records Lawyers Title Insurance Corporation herein the Company,

Customer Ref:

Order No.

: 25g0036835

Effective Date: February 05, 2010

: \$200.00

The information contained in this report is furnished by Lawyers Title Insurance Corporation (the "Company") as an information service based on the records and indices maintained by the Company for the county identified below. THIS IS NOT TITLE INSURANCE, NOR IS IT A PRELIMINARY TITLE REPORT OR A COMMITMENT FOR TITLE INSURANCE. No examination has been made of the Company's records, other than as specifically set forth herein. Liability for any loss arising from errors and/or omissions is limited to the lesser of the fee paid or the actual loss to the customer, and the Company will have no greater liability by reason of this report.

County and Time Period

This report is based on a search of the Company's title plant records for Linn, Oregon, for the time period through February 05, 2010 (with the through date being the "Effective Date").

Ownership and Property Description

(The Company reports that, as of the Effective date and with respect to the following described property ("the Property"):

Owner. The apparent vested owner of the Property is:

Kenneth E. Cunningham and Mary M. Cunningham, as tenants by the entirety

Premises. The Property is:

Street Address

36307 Jefferson Scio Dr Jefferson, OR 97352

Title Plant Records Report ORRQ 9/2007 Page 1 of 8

(b) Legal Description

SEE ATTACHED EXHIBIT "A"

Encumbrances

Encumbrances. For the above stated time period, the Company reports that, as of the Effective Date, the Property appears subject to the following encumbrances, not necessarily in order of priority:

1.	CURRENT TAX INFORMATION
	SEE BELOW
2.	MUNICIPAL LIEN(S), IF ANY Not Applicable Info Not Provided
	NOTE: The report specifically does not include property located in the County of Marion, State of Oregon.
3.	NOTE: 2009-10 TAXES ARE PAID IN FULL and are being shown for informational purposes only. Original Amount : \$5,453.26 Account No. 0925927; Levy Code 140-17; Map 10S02W08 00 00100
4,	NOTE: 2009-10 TAXES ARE PAID IN FULL and are being shown for informational purposes only. Original Amount : \$9.01 Account No. 0034914; Levy Code 140-15
5.	Rights of fishing, navigation, commerce, flood control, propagation of anadromous fish, and recreation, and other rights of the public, Indian tribes or governmental bodies in and to the waters of North Santiam River.
6.	Rights of fishing, navigation, commerce, flood control, propagation of anadromous fish, and recreation, and other rights of the public, Indian tribes or governmental bodies in and to the waters of North Santiam River.
7.	Any right, interest or claim which may exist or arise by reason of the fact that a road, walk, trail, path or other means of access extends over a portion of the subject land and is used by the public for access to and from North Santiam River.
8.	The rights of the public in and to that portion of the herein described property lying within the limits of roads, steets or highways.
9.	An easement created by instrument, including the terms and provisions thereof, Recorded : October 17, 1961 As : B 279, P 207 In favor of : Pacific Power and Light Company For : Transmission and distribution of electricity, and other purposes

10. The life estate, including the terms and provisions thereof, created by instrument,

: January 23, 2003

As

: V 1377, P 398

In Favor of

: William Uppstad

Trust Deed, to secure an indebtedness in the amount shown below, and any other obligations 11.

secured thereby,

Recorded

: January 23, 2003

As

: V 1377, P 400

Grantor

: Kenneth E. Cunningham and Mary M. Cunningham, same person as Mary

Cunnu=ingham, husband and wife and William Uppstad, a single person

Trustee

: Oregon Title Insurance Company

Beneficiary : Northwest Farm Credit Services, FLCA Amount : \$171,000.00

Loan No.

: 45469-441

General Liens against Named Party

For the above stated county and time period, and as of the Effective Date, with respect to the following named party or parties:

Kenneth E. Cunningham and Mary M. Cunningham

The Company reports that the following general involuntary monetary liens, such as judgments, federal tax liens, state warrants or orders and county tax warrants, may be unsatisfied:

End of Reported Information

There will be additional charges for additional information or copies. For questions or additional requests, contact:

Title Officer: Robert May: 503-315-2000 315-2012

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED WISE PLS 50713 ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 418.52 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 43' 21" EAST 156.13 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 07' 36" EAST 227.64 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 17' 58" EAST 210.67 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 85° 45' 29" EAST 169.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE EAST BOUNDARY OF SAID SECTION 8; THENCE ON SAID EAST BOUNDARY NORTH 00° 23' 15" WEST 569.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 00°23'15" WEST 400 FEET MORE LESS TO THE CENTER OF THE NORTH SANTIAM RIVER; THENCE DOWNSTREAM ON THE CENTER OF THE NORTH SANTIAM RIVER 6900 FEET MORE OR LESS TO THE WEST BOUNDARY OF SAID SECTION 8; THENCE ON SAID WEST BOUNDARY OF SECTION 8, SOUTH 00° 03'02" EAST 290 FEET MORE OR LESS TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED WISE PLS 50713, SAID IRON ROD BEING 1750 FEET NORTH 00°03' WEST OF THE SOUTHWEST CORNER OF SAID SECTION 8: THENCE SOUTH 00° 03' 02" EAST 590,00 FEET TO A 5/8 INCH IRON ROD MARKED WISE PLS 50713; THENCE SOUTH 00° 02' 53" EAST

39.00 FEET TO THE POINT OF BEGINNING. CONTAINS 174.89 ACRES MORE OR LESS, ABOVE THE ORDINARY HIGH WATER MARK OF THE NORTH SANTIAM RIVER ON JANUARY 16, 2009. THIS DESCRIPTION IS BASED ON LINN COUNTY SURVEY NUMBER 25118 BY DAVID K. BATEMAN.

EXCEPTING THEREFROM THE PROPERTY DESCRIBED IN DOCUMENT NUMBER 2007-18338 LINN COUNTY RECORDS.

SUBJECT TO THE RIGHTS OF THE STATE OREGON TO THAT PORTION OF THE ABOVE DESCRIBED PROPERTY LYING BELOW THE ORDINARY HIGH WATER MARK.

AREA "B" CS 25118 TAX LOT 100 AFTER ADJUSTMENT

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30.00 FEET TO A 5/8 INCH IRON ROD ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE AND THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194,80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 418.52 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 43' 21" EAST 156.13 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 07' 36" EAST 227.64 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 17' 58" EAST 210.67 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 85° 45' 29" EAST 169.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE EAST BOUNDARY OF SAID SECTION 8; THENCE ON SAID EAST BOUNDARY SOUTH 00° 23' 15" EAST 244.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 ON THE NORTH BOUNDARY OF THE WILLIAM A. STARKWEATHER DONATION LAND CLAIM (DLC) NO .62; THENCE LEAVING SAID EAST BOUNDARY AND ON SAID NORTH BOUNDARY SOUTH 89° 55'

29" EAST 452.20 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AT THE NORTHWEST CORNER OF THE PROPERTY DESCRIBED IN BOOK B PAGE 415 LINN COUNTY DEED RECORDS; THENCE LEAVING SAID NORTH BOUNDARY AND ON THE WEST BOUNDARY OF SAID PROPERTY SOUTH 00° 23' 27" EAST 2632.68 FEET TO SAID NORTHERLY RIGHT-OF-WAY; THENCE LEAVING SAID WEST BOUNDARY AND ON SAID NORTHERLY RIGHT-OF-WAY SOUTH 89° 38' 43" WEST 987.13 FEET; THENCE 390.13 FEET ON THE ARC OF A 924.93 FOOT RADIUS CURVE TO THE RIGHT (THE LONG CHORD OF WHICH BEARS NORTH 78° 16' 16" WEST 387.25 FEET); THENCE NORTH 66° 11' 15" WEST 398.26 FEET; THENCE 413.59 FEET ON THE ARC OF A 984.93 FOOT RADIUS CURVE TO THE LEFT (THE LONG CHORD OF WHICH BEARS NORTH 78° 13' 01" WEST 410.56 FEET); THENCE SOUTH 89° 45' 12" WEST 3654.52 FEET TO THE POINT OF BEGINNING. CONTAINS 261.44 ACRES. THIS DESCRIPTION IS BASED ON COUNTY SURVEY NUMBER, CS 25118 BY DAVID K. BATEMAN.

SUBJECT TO A 30.00 FOOT WIDE EASEMENT FOR ACCESS AND THE INSTALLATION AND MAINTENANCE OF UTILITIES LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE; COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30.00 FEET TO A 5/8 INCH IRON ROD ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 274.39 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE ON THE CENTERLINE OF SAID 30,00 FOOT WIDE EASEMENT SOUTH 17° 06' 53" EAST 90.25 FEET; THENCE SOUTH 00° 25' 43" EAST 1640.55 FEET; THENCE SOUTH 11° 05' 48" EAST 196.18 FEET; THENCE SOUTH 06° 07' 08" EAST 274.71 FEET; THENCE SOUTH 32° 17' 16" WEST 86.83 FEET; THENCE SOUTH 02° 21' 57" EAST 215.12 FEET; THENCE SOUTH 28° 58' 04" WEST 162.23 FEET TO THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE AND THE TERMINUS OF THIS DESCRIPTION. SAID TERMINUS BEING NORTH 14° 59' 47" WEST 114.79 FEET FROM THE SOUTHWEST CORNER OF THE WILLIAM A. STARKWEATHER DLC 62 IN SAID SECTION 8.

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED WISE PLS 50713 ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE; THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 418.52 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 43' 21" EAST 156.13 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 07' 36" EAST 227.64 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 17' 58" EAST 210.67 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 85° 45' 29" EAST 169.00 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068 AND THE EAST BOUNDARY OF SAID SECTION 8; THENCE ON SAID EAST BOUNDARY NORTH 00° 23' 15" WEST 569.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 00°23' 15" WEST 400 FEET MORE LESS TO THE CENTER OF THE NORTH SANTIAM RIVER; THENCE DOWNSTREAM ON THE CENTER OF THE NORTH SANTIAM RIVER 6900 FEET MORE OR LESS TO THE WEST BOUNDARY OF SAID SECTION 8; THENCE ON SAID WEST BOUNDARY OF SECTION 8, SOUTH 00° 03' 02" EAST 290 FEET MORE OR LESS TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED WISE PLS 50713, SAID IRON ROD BEING 1750 FEET NORTH 00°03' WEST OF THE SOUTHWEST CORNER OF SAID SECTION 8; THENCE SOUTH 00° 03' 02" EAST 590.00 FEET TO A 5/8 INCH IRON ROD MARKED WISE PLS 50713; THENCE SOUTH 00° 02' 53" EAST 39.00 FEET TO THE POINT OF BEGINNING. CONTAINS 192.7 ACRES MORE OR LESS, ABOVE THE ORDINARY HIGH WATER MARK OF THE NORTH SANTIAM RIVER ON JANUARY 16, 2009. THIS DESCRIPTION IS BASED ON LINN COUNTY SURVEY NUMBER 25118 BY DAVID K. BATEMAN.

SUBJECT TO THE RIGHTS OF THE STATE OREGON TO THAT PORTION OF THE ABOVE DESCRIBED PROPERTY LYING BELOW THE ORDINARY HIGH WATER MARK.

ALSO A 30,00 FOOT WIDE EASEMENT FOR ACCESS AND THE INSTALLATION AND MAINTENANCE OF UTILITIES LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE; COMMENCING AT THE SOUTHWEST CORNER OF SECTION 8, TOWNSHIP 10 SOUTH AND RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE NORTH 00°02'53" WEST ON THE WEST BOUNDARY OF SAID SECTION 8, 30,00 FEET TO A 5/8 INCH IRON ROD ON THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE: THENCE ON SAID WEST BOUNDARY NORTH 00° 02' 53" WEST 1090.99 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE LEAVING SAID WEST BOUNDARY NORTH 66° 48' 25" EAST 342.31 FEET TO 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 43' 53" EAST 182.82 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 42' 27" EAST 329.60 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 73° 09' 16" EAST 194.80 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 65° 32' 21" EAST 118.81 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 05' 32" EAST 86.72 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 43° 24' 47" EAST 249.54 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 60° 34' 08" EAST 70.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 84° 45' 47" EAST 135.11 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 65° 35' 51" EAST 103.68 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 83° 49' 31" EAST 274.27 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 87° 21' 45" EAST 152.65 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 86° 58' 04" EAST 183.51 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE SOUTH 74° 50' 39" EAST 358.45 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 80° 23' 04" EAST 273.25 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 52° 25' 14" EAST 74.77 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 59° 08' 55" EAST 979.04 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 71° 41' 56" EAST 324.85 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 74° 20' 44" EAST 102.35 FEET TO A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP MARKED BATEMAN LS 1068; THENCE NORTH 79° 35' 20" EAST 274.39 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE ON THE CENTERLINE OF SAID 30.00 FOOT WIDE EASEMENT SOUTH 17° 06' 53" EAST 90.25 FEET; THENCE SOUTH 00° 25' 43" EAST 1640.55 FEET; THENCE SOUTH 11° 05' 48" EAST 196.18 FEET; THENCE SOUTH 06° 07' 08" EAST 274.71 FEET; THENCE SOUTH 32° 17' 16" WEST 86.83 FEET; THENCE SOUTH 02° 21' 57" EAST 215.12 FEET; THENCE SOUTH 28° 58' 04" WEST 162.23 FEET TO THE NORTHERLY RIGHT-OF-WAY OF JEFFERSON-SCIO DRIVE AND THE TERMINUS OF THIS DESCRIPTION. SAID TERMINUS BEING NORTH 14° 59' 47" WEST 114.79 FEET FROM THE SOUTHWEST CORNER OF THE WILLIAM A. STARKWEATHER DLC 62 IN SAID SECTION 8.

LINN COUNTY ASSESSOR REAL PROPERTY ACCOUNT NAMES

3/3/2010 8:59:33 AM

Account #

Map

10S02W08-00-00100

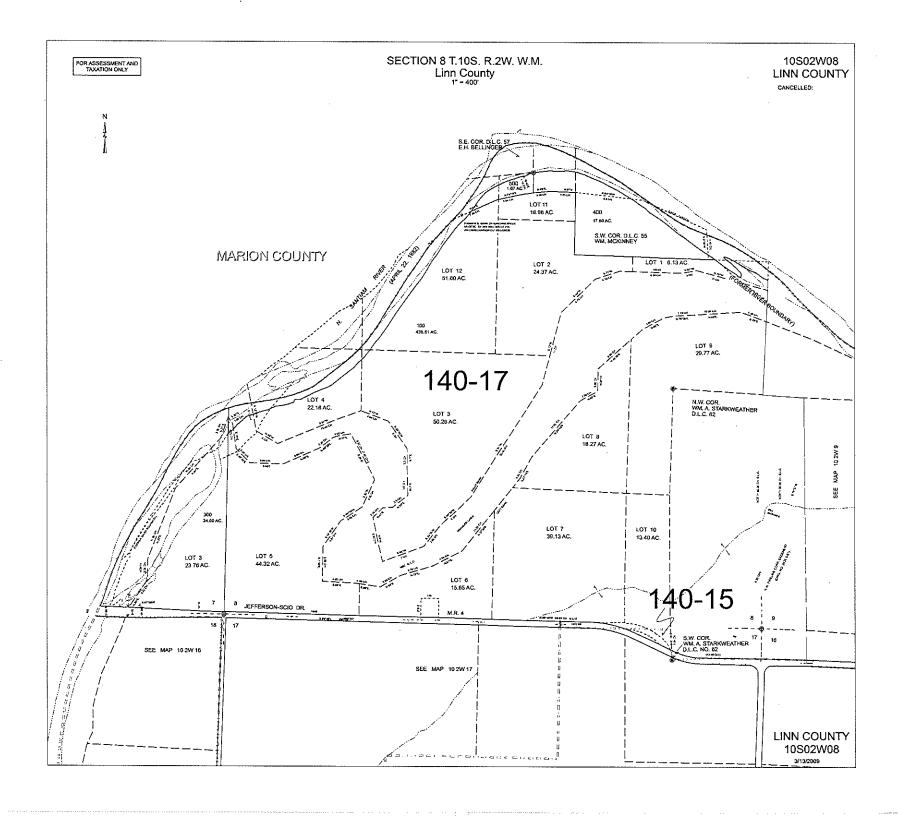
Owner

CUNNINGHAM KENNETH E & MARY M

Agent In Care Of Mailing Address

36307 JEFFERSON SCIO DR JEFFERSON, OR 97352-9302

Name Ownership Own Type Type Pct Name OWNER CUNNINGHAM, KENNETH E OWNER CUNNINGHAM, MARY M OWNER OWNER





March 3, 2010

MEDURI FARMS INC. D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338 Pd Notice 3-9-10 Water Resources Department

North Mall Office Building 725 Summer Street NE, Suite A Salem, OR 97301-1266 503-986-0900 FAX 503-986-0904

SUBJECT: Transfer Application T-10411

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10411. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

Because there are intervening points of appropriation between the new point of appropriation and the authorized points of appropriation, and because the new point of appropriation is more than ¼ mile from some of the authorized points of appropriation, the applicant is responsible for giving public notice of the transfer changes in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We have prepared the notice for you (enclosed). The deadline for individuals to file protests or standing statements is 30 days after the date of last publication. Please have the newspaper insert the date of last publication in the proper place. After publication, the Department needs to receive an affidavit specifying the dates the notice was published by April 19, 2010. Typically, the newspaper will prepare and mail an original affidavit of publication to the Department; however you will want to request specifically that they do so. The newspaper can mail the affidavit to me at the address above.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at 503-986-0898 or <u>Kara.B.Morris@wrd.state.or.us</u> if I may be of assistance.

Sincerely,

Kara Morris

Transfer Specialist Field Services Division

Kara Mouis

cc: T-10411

Mike L. McCord, District 16 Watermaster

James M. Schuette, CWRE → address: JMS Engineering, 3000 Market St., Suite #510, NE, Salem, OR 97301 Kenneth and Mary Cunningham

BEFORE THE WATER RESOURCES DEPARTMENT

OF THE

STATE OF OREGON

In the Matter of Transfer Application)	PRELIMINARY DETERMINATION
T-10411, Linn County)	PROPOSING APPROVAL OF AN
)	ADDITIONAL POINT OF
•)	APPROPRIATION AND PARTIAL
)	DIMINUTION OF A WATER RIGHT

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

MEDURI FARMS INC. D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338

Findings of Fact

Background

- On June 20, 2007, D. Justin Meduri of Meduri Farms filed an application to add an additional point of appropriation under Certificates 28351, 30688, 33450 and 65496. The Department assigned the application number T-10411.
- The FIRST right to be transferred is as follows:

Certificate:

28351 in the name of WILLIAM UPPSTAD (perfected under Permit G-651)

Use:

IRRIGATION of 33.2 ACRES

Priority Date: SEPTEMBER 5, 1957

Rate:

0.43 CUBIC FEET PER SECOND

Limit/Duty:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

Source:

UPPSTAD WELL #3 within the NORTH SANTIAM RIVER BASIN

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	sw sw	5	925 FEET NORTH and 950 FEET EAST from the SW CORNER of SECTION 8

Authorized Place of Use:

,	IRRIGATION											
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres						
10 S	2 W	WM	8	NW SW	5	1.8						
10 S	2 W	WM	8	SW SW	5	31.2						
10 S	2 W	WM	8	SE SW	6	0.2						

Transfer Application T-10411 proposes to add an additional point of appropriation approximately 3500 feet east to Well#8 located:

	Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances	
ĺ	10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8	

The SECOND right to be transferred is as follows:

Certificate:

30688 in the name of WILLIAM UPPSTAD (perfected under Permit

G-1501).

Use:

IRRIGATION of 34.0 ACRES

Priority Date: DECEMBER 16, 1959

Rate:

0.43 CUBIC FEET PER SECOND

Limit/Duty:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

Source:

UPPSTAD WELL No.4 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	GLot Measured Distances	
10 S	2 W	WM	8	SE SE	10	625 FEET NORTH and 4325 FEET EAST from the SW CORNER of SECTION 8

Authorized Place of Use:

IRRIGATION											
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres					
10 S	2 W	WM	8	NE SE	9	10.4					
10 S	2 W	WM	8	NW SE	8	6.0					
10 S	2 W	WM	8	SW SE	7	8.4					
10 S	2 W	WM	8	SE SE	10	9.2					

Transfer Application T-10411 proposes to add an additional point of appropriation approximately 400 feet north to Well#8 located:

Twp	Rng	Mer	Sec	.Q - Q	DLC	Measured Distances
10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8

The THIRD right to be transferred is as follows:

Certificate:

33450 in the name of WILLIAM UPPSTAD (perfected under Permit

G-2113)

Use:

IRRIGATION of 50.7 ACRES

Priority Date: APRIL 10, 1962

Rate:

0.63 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each

year.

Source:

UPPSTAD WELL No. 5 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SE	7.	1010 FEET NORTH and 3110 FEET EAST FROM the SW CORNER of SECTION 8

Authorized Place of Use:

IRRIGATION											
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres					
10 S	2 W	WM	8	SW SW	5	2.4					
10 S	2 W	WM	8	SE SW	6	12.4					
10 S	2 W	WM	8	NW SE	8	8.4					
10 S	2 W	WM	8	SW SE	7	27.5					

Transfer Application T-10411 proposes to add an additional point of appropriation approximately 1350 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q - Q	DLC	C Measured Distances	
10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8	

The portion of the FOURTH right to be transferred is as follows:

Certificate:

65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use:

IRRIGATION of 47.0 ACRES

Priority Date: MAY 12, 1987

Rate:

0.59 CUBIC FEET PER SECOND

Limit/Duty:

The amount of water used for irrigation, together with the amount secured

under any other right existing for the same lands, is limited to a diversion of

ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source:

WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST- FROM SW CORNER of SECTION 8

Authorized Place of Use:

		IR	RIGA	TION		
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres
10 S	2 W	WM	8	NE SW	3	6.8
10 S	2 W	WM	8.	NE SW	5	3.4
10 S	2 W -	WM	8	NW SW	5	1.08
10 S	2 W-	WM	8	SW SW	5	2.92
10 S	2 W	WM	8	SWSW	3	1.7
10 S	2 W	WM	8	SE SW	6	2.3
10 S	2 W	WM	8	SE SW	3	20.1
10 S	2 W	WM	8	SE SW	5	1.9
10 S	2 W	WM	8	NW SE	8	4.1
10 S	2 W	WM	8	NW SE	3	1.3
10 S	2 W	WM	8	SW SE	7	1.4
				T	OTAL:	47.0

9. Transfer Application T-10411 proposes to add an additional point of appropriation approximately 2400 feet east to Well#8 located:

ļ	Twp	Rng	Mer	Sec	Q - Q	DLC	Measured Distances
	10 S	2 W	WM	8	SE SE	62	950 FEET NORTH and 4425 FEET EAST from the SW CORNER of SECTION 8

- 10. There is an apparent scrivener's error in the description of the county listed on Certificate 65496. The county listed on the certificate as Marion County is in error. Based on the final proof maps and other water rights appurtenant to the same property, the name of the county should be listed as **Linn** County, consistent with the legal description attached to these lands, being south of the North Santiam River.
- 11. Notice of the application for transfer was published on June 26, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice
- 12. Upon review of the application and map, the Department finds that two of the four existing water rights overlap each other within the authorized place of use lands. A portion of water right Certificate 65496 overlaps approximately 4.3 acres of lands identified in Certificate 28351. On November 5, 2009, pursuant to OAR 690-380-2240, the Department mailed out a letter identifying the layered water rights and asked the applicant to either cancel a portion of one right or diminish a portion of the other water right to supplemental irrigation.

13. On January 21, 2010, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10411 to the applicant. The draft Preliminary Determination set forth a deadline of February 20, 2010, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

Partial Diminution of a Certain Water Right

14. On January 12, 2010, Kenneth E. and Mary M. Cunningham, owners of lands under which a portion of water right Certificate 65496 is appurtenant to, have voluntarily submitted an affidavit for the partial diminution of the water right.

The portion of the water right to be diminished from primary irrigation to supplemental irrigation is described as follows:

Certificate:

65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use:

IRRIGATION of 4.30 ACRES

Priority Date:

MAY 12, 1987

Rate:

0.05 CUBIC FOOT PER SECOND

Limit/Duty:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation

season of each year.

Source:

WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	´Q-Q	GLot	Survey Coordinates	
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST FROM the SW CORNER of SECTION 8	

Place	of Use t	to be Di	iminis	hed to Suppl	emental l	frrigation
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
10 S	2 W	WM	8	.NW SW	5	0.62
10 S	2 W	WM	8	SW SW	5	3.48
10 S	2 W	WM	8	SE SW	6	. 0.2
				TO'	TAL:	4,3

Transfer Review Criteria (OAR 690-380-4010)

- 13. Water has been used within the last five years prior to the submittal of Transfer Application T-10411 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- 14. Wells, pumps, buried mainline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10411.

15. The Department has determined that the proposed point of appropriation (POA), if properly conditioned, will develop the same source of water as the authorized existing wells:

 Uppstad Well #3
 [LINN 4086]
 Uppstad Well #4
 [LINN 4083]

 Uppstad Well #5
 [LINN 4087]
 Well #6
 [LINN 3137]

The existing wells produce water from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

- 16. The proposed changes would not result in enlargement of the rights.
- 17. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The changes to add an additional point of appropriation proposed in Transfer Application T-10411 appears to be with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000 and the diminished portion of Certificate 65496 should be diminished to supplemental irrigation. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved and the diminished right will be diminished to supplemental irrigation.

If Transfer Application T-10411 is approved, the final order will include the following:

- 1. The additional point of appropriation proposed in Transfer Application T-10411 is approved.
- 2. The water right for the irrigation of 4.3 acres under Certificate 65496 as described in Findings No. 12 & 13 is diminished from primary irrigation to supplemental irrigation.
- 3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 28351, 30688, 33450 and 65496 and any related decree.
- 4. Water right Certificates 28351, 30688, 33450 and 65496 are cancelled.
- 5. The quantity of water diverted at the new additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
- 6. Water shall be acquired from the same aquifer (water source) as the original points of appropriation (Uppstad Well #3, LINN 4086, Uppstad Well #4, LINN 4083, Uppstad Well #5, LINN 4087, Well #6, LINN 3137). The Department has determined that groundwater production from the new proposed well shall be limited to the equivalent water-bearing zone encountered in the original authorized wells, primarily from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

- 7. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation. The water user shall maintain the meter or measuring device in good working order. The water user shall allow the Watermaster access to the meter or measuring devices; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.
- 8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2011**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
- 9. When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this day of March 2010.

A Phillip C. Ward, Director

This Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or Ken.D.Dowden@wrd.state.or.us.

Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

Notice of Preliminary Determination for Water Right Transfer T-10411

T-10411, filed by Meduri Farms, P.O. Box 636, Dallas, OR 97338, proposes to add an additional point of appropriation under Certificates 28351, 30688, 33450 and 65496. Certificate 28351 allows the use of 0.43 cfs (priority date September 5, 1957) from Uppstad Well#3 located within the SW¼ SW¼, Sec. 8; Certificate 30688 allows the use of 0.43 cfs (priority date December 16, 1959) from Uppstad Well#4 located within Lot 10 (SE¼ SE¼), Sec. 8; Certificate 33450 allows the use of 0.63 cfs (priority date April 10, 1962) from Uppstad Well#5 located within Lot 7 (SW¼ SE¼), Sec. 8; and Certificate 65496 allows the use of 0.64 cfs (priority date May 12, 1987) from Well#6 located within Lot 3 (SE¼ SW¼), Sec. 8, all within T10S, R2W, W.M., and all for irrigation in Sec. 8. The applicant proposes to add an additional point of appropriation, Well #8, to all the rights described above approximately ½ mile east from the furthest authorized well located within DLC 62, within the SE¼ SE¼, Sec. 8, T10S, R2W, W.M.,. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0881. The last date of newspaper publication is [DATE OF LAST PUBLICATION]. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.



Water Resources Department

North Central Region 116 S.E. Dorian Avenue Pendleton, OR 97801 Phone (541) 278-5456 FAX (541) 278-0287

January 21, 2010

MEDURI FARMS attn: D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338

SUBJECT: Water Right Transfer Application T-10411

Your water right transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Transfer Application T-10411. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved.

Items needed before the next phase of processing...

Please review the draft carefully to familiarize yourself with any requirements and evaluate whether the document is consistent with your intent in seeking the transfer. Please respond in writing by the deadline provided below, whether you agree with the proposed action and whether there are any typographical errors that need to be corrected. You may respond by e-mail at the address below.

A report of landownership for the lands to which the water rights are appurtenant is required. The report must be prepared by a title company.

- 1) The title company's report must either be:
 - a) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - b) prepared within 3 months of recording of a water right conveyance agreement, or
 - c) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
- 2) The ownership report shall include:
 - a) Date reflected by the ownership information
 - b) List of owners at that time
 - c) Legal description of the property where the water right to be transferred is currently located.
- 3) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.

Conditions to your water right...

The Watermaster has required a flow-meter (water measurement device) be installed at the new (well) diversion point. If you should have questions or need assistance in determining what type of flowmeter must be installed, or if you are pursuing additional information or approval of any required (or alternate) devices, you may contact your Watermaster Mike McCord, in Salem at (503) 986-0889.

Please look at Condition #6 on page 6, which sets a date for completion of the changes. If the required completion date is insufficient to comply with any of the requirements listed in this document, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the preliminary determination is issued a publication period is required. Because there are intervening points of appropriation between the new point of appropriation and the authorized points of appropriation, and because the new point of appropriation is more than ¼ mile from some of the authorized points of appropriation, the applicant is responsible for publishing notice of the transfer in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We will provide a copy of the required notice to you at the next phase in the process, upon issuance of the Preliminary Determination.

Issuance of the Preliminary Determination will occur shortly after we receive the report of ownership and your written response to the conditions and proposed action in the draft Preliminary Determination (email is acceptable). If we do not receive your response and the report by February 20, 2010, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 541-278-5456 or Ken.D.Dowden@wrd.state.or.us if I may be of assistance.

Sincerely,

Ken Dowden
Transfer Specialist

Field Services Division

cc:

T-10411

Mike L. McCord, District 16 Watermaster

James M. Schuette, CWRE → address: JMS Engineering, 3000 Market St., Suite #510, NE, Salem, OR 97301

encs

BEFORE THE WATER RESOURCES DEPARTMENT

OF THE

STATE OF OREGON

In the Matter of Transfer Application)	DDAET
T-10411, Linn County)	DRAFT
)	PRELIMINARY DETERMINATION
)	PROPOSING APPROVAL OF AN
)	ADDITIONAL POINT OF
)	APPROPRIATION AND PARTIAL
	Ś	DIMINUTION OF A WATER RIGHT

Authority

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant:

MEDURI FARMS INC. D. JUSTIN MEDURI P.O. BOX 636 DALLAS, OR 97338

Findings of Fact

Background

- 1. On June 20, 2007, D. Justin Meduri of Meduri Farms, filed an application add an additional point of appropriation under Certificates 28351, 30688, 33450 and 65496. The Department assigned the application number T-10411.
- 2. The FIRST right to be transferred is as follows:

Certificate: 28351 in the name of WILLIAM UPPSTAD (perfected under Permit G-651)

Use: IRRIGATION of 33.2 ACRES
Priority Date: SEPTEMBER 5, 1957
Rate: 0.43 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for

each acre irrigated during the irrigation season of each year.

Source: UPPSTAD WELL #3 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q - Q	GLot	Lot Measured Distances	
10 S	2 W	WM	8	SW SW	5	925 FEET NORTH and 950 FEET EAST	
						from the SW CORNER of SECTION 8	

Authorized Place of Use:

	IRRIGATION									
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres				
10 S	2 W	WM	8	NW SW	5	1.8				
10 S	. 2 W	WM	8	SW SW	5	31.2				
10 S	2 W	WM	8	SE SW	6	0.2				

3. Transfer Application T-10411 proposes to add an additional point of appropriation approximately 3500 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SW	5	950 FEET NORTH and 4425 FEET EAST
						from the SW CORNER of SECTION 8

4. The SECOND right to be transferred is as follows:

Certificate: 30688 in the name of WILLIAM UPPSTAD (perfected under Permit G-1501)

Use: IRRIGATION of 34.0 ACRES
Priority Date: DECEMBER 16, 1959
Rate: 0.43 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: UPPSTAD WELL No.4 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

red Distances
EET NORTH and 4325 FEET EAST ne SW CORNER of SECTION 8

Authorized Place of Use:

	IRRIGATION										
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres					
10 S	2 W	WM	8	NE SE	9	10.4					
10 S	2 W	WM	8	NW SE	8	6.0					
10 S	2 W	WM	8	SW SE	7	8.4					
10 S	2 W	WM	8	SE SE	10	9.2					

5. Transfer Application T-10411 proposes to add an additional point of appropriation approximately 400 feet north to Well#8 located:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SW	5	950 FEET NORTH and 4425 FEET EAST
						from the SW CORNER of SECTION 8

6. The THIRD right to be transferred is as follows:

Certificate: 33450 in the name of WILLIAM UPPSTAD (perfected under Permit G-2113)

Use: IRRIGATION of 50.7 ACRES Priority Date: APRIL 10, 1962

Rate: 0.63 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: UPPSTAD WELL No. 5 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SE	7	1010 FEET NORTH and 3110 FEET EAST
						FROM the SW CORNER of SECTION 8

Authorized Place of Use:

,	IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres	
10 S	2 W	WM	8	SW SW	5-	2.4	
10 S	2.W	WM	8	SE SW	6	12.4	
10 S	2 W	WM	8	NW SE	8	8.4	
10 S	2 W	WM	8	SW SE	7	27.5	

7. Transfer Application T-10411 proposes to add an additional point of appropriation approximately 1350 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q - Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SW	5	950 FEET NORTH and 4425 FEET EAST
						from the SW CORNER of SECTION 8

8. The FOURTH right to be transferred is as follows:

Certificate: 65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use: IRRIGATION of 51.3 ACRES

Priority Date: MAY 12, 1987

Rate: 0.64 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST FROM SW CORNER of SECTION 8

Authorized Place of Use:

		IR	RIGA	TION		
Twp	Rng	Mer	Sec	Q - Q	GLot	Acres
10 S	2 W	WM	8	NE SW	3	6.8
10 S	2 W	WM	8	NE SW	5	3.4
10 S	2 W	WM	8	NW SW	5	1.7*
10 S	2 W	WM	8	SW SW	5	6.4*
10 S	2 W	WM	8	SW SW	3	1.7
10 S	2 W	WM	8	SE SW	6	2.3
10 S	2 W	WM	8	SE SW	3	20.1
10 S	2 W	WM	8	SE SW	5	2.1*
10 S	2 W	WM	8	NW SE	8	4.1
10 S	2 W	WM	8	NW SE	3	1.3
10 S	2 W	WM	8	SW SE	. 7	1.4
				TO	ΓAL:	51.3*

^{*} Note: portions of these lands will be diminished to supplemental irrigation (see Findings of Fact #12 and 13)

9. Transfer Application T-10411 proposes to add an additional point of appropriation approximately 2400 feet east to Well#8 located:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
10 S	2 W	WM	8	SW SW	5	950 FEET NORTH and 4425 FEET EAST
						from the SW CORNER of SECTION 8

- 10. There is an apparent scrivener's error in the description of the county listed on Certificate 65496. The county listed on the certificate as Marion County is in error. Based on the final proof maps and other water rights appurtenant to the same property, the name of the county should be listed as Linn County, consistent with the legal description attached to these lands, being south of the North Santiam River.
- 11. Notice of the application for transfer was published on June 26, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice
- 12. Upon review of the application and map, the Department finds that two of the four existing water rights overlap each other within the authorized place of use lands. A portion of water right Certificate 65496 overlaps approximately 4.3 acres of lands identified in Certificate 28351. On November 5, 2009, pursuant to OAR 690-380-2240, the Department mailed out a letter identifying the layered water rights and asked the applicant to either cancel a portion of one right or diminish a portion of the other water right to supplemental irrigation.

Partial Diminution of a Certain Water Right

13. On January 12, 2010, Kenneth E. and Mary M. Cunningham, owners of lands under which a portion of water right Certificate 65496 is appurtenant to, have voluntarily submitted an affidavit for the partial diminution of the water right.

The portion of the water right to be diminished from primary irrigation to supplemental irrigation is described as follows:

Certificate: 65496 in the name of KENNETH E. CUNNINGHAM (perfected under

Permit G-10727)

Use: IRRIGATION of 4.30 ACRES

Priority Date: MAY 12, 1987

Rate: 0.05 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WELL 6 within the NORTH SANTIAM RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	0-0	GLot	Survey Coordinates
10 S	2 W	WM	8	SE SW	3	850 FEET NORTH and 2050 FEET EAST
		}				FROM the SW CORNER of SECTION 8

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
10 S	2 W	WM	8 -	NW SW	5	0.62
10 S	2 W	WM	8	SW SW	5	3.48
10 S	2 W	WM	8	SE SW	6	0.20

Transfer Review Criteria (OAR 690-380-4010)

- 13. Water has been used within the last five years prior to the submittal of Transfer Application T-10411 according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
- 14. Wells, pumps, buried mainline, and sprinkler systems sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10411.
- 15. The Department has determined that the proposed point of appropriation (POA), if properly conditioned, will develop the same source of water as the authorized existing wells:

Uppstad Well #3 [LINN 4086] Uppstad Well #4 [LINN 4083] Uppstad Well #5 [LINN 4087] Well #6 [LINN 3137]

The existing wells produce water from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

- 16. The proposed changes would not result in enlargement of the rights.
- 17. The proposed change would not result in injury to other water rights.

Determination and Proposed Action

The changes to add an additional point of appropriation proposed in Transfer Application T-10411 appears to be with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000 and the diminished portion of Certificate 65496 should be diminished to supplemental irrigation. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved and the diminished right will be diminished.

If Transfer Application T-10411 is approved, the final order will include the following:

- 1. The additional point of appropriation proposed in Transfer Application T-10411 is approved. The portion of the right that has been requested to be diminished shall be diminished to supplemental irrigation.
- 2. The water right for the irrigation of 4.3 acres under Certificate 65496 as described in Findings No. 12 & 13 is diminished from primary irrigation to supplemental irrigation.
- 3. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 28351, 30688, 33450 and 65496 and any related decree.
- 4. Water right Certificates 28351, 30688, 33450 and 65496 are cancelled.
- 5. The quantity of water diverted at the new additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
- 6. Water shall be acquired from the same aquifer (water source) as the original points of appropriation (Uppstad Well #3, LINN 4086, Uppstad Well #4, LINN 4083, Uppstad Well #5, LINN 4087, Well #6, LINN 3137). The Department has determined that groundwater production from the new proposed well shall be limited to the equivalent water-bearing zone encountered in the original authorized wells, primarily from an unconfined alluvial aquifer composed of Quaternary sands and gravels. The proposed new well shall be constructed to produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.
- 7. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation. The water user shall maintain the meter or measuring device in good working order. The water user shall allow the Watermaster access to the meter or measuring devices; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.
- 8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2011**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

9.	When satisfactory proof of the completed changes is received, new certificates confirming the rights transferred will be issued.
Da	ted at Salem, Oregon this day of 2010.
D	RAFT
Phi	illip C. Ward, Director

This draft Preliminary Determination was prepared by Ken Dowden. If you have questions about the information in this document, you may reach me at 541-278-5456 or Ken.D.Dowden@wrd.state.or.us.



November 5, 2009

Water Resources Department

North Central Region 116 S.E. Dorian Avenue Pendleton, OR 97801 Phone (541) 278-5456 FAX (541) 278-0287

MEDURI FARMS P.O. BOX 636 DALLAS, OR 97338

SUBJECT: Water Right Transfer Application T-10411

Dear Applicant,

You submitted a transfer application (T-10411) to the Department that proposes to add an additional point of appropriation to existing water right Certificates 28351, 30688, 33450 and 65496 in Linn County. Based upon review of your application map describing the four different groundwater rights, I find that the furthest west water right, Certificate number 28351, is not fully described according to the total number of acres it authorizes. In looking at the certificate and original Final Proof Survey map (enclosed) for this right, it is obvious that a portion of the right on its eastern edge runs into and overlaps the water right Certificate 65496 as seen on your transfer application map prepared by James Schuette. In other words, there is a portion of two water rights for primary irrigation stacked up on top of each other. By the use of our measurement tool on our website in "interactive mapper", there is approximately 0.62 acres in the NW¼ SW¼, 3.48 acres within the SW¼ SW¼, and 0.2 acres within the SE¼ SW¼ which appear to overlap a portion of Certificate 65496.

At this point, pursuant to OAR 690-380-2240, because of this overlap (layering) situation described above, you must decide whether to either:

- 1. Submit an affidavit to voluntary cancel the portion of water right Certificate 28351 that overlays water right Certificate 65496 for the same use (primary irrigation); or
- 2. Submit an affidavit to voluntary diminish the portion of Certificate 65496 (being overlapped) to supplemental irrigation, because its priority date is junior to the water right certificate number 28351.

Please review the two enclosed final proof maps, one of which shows the extent of which the right overlaps on the other in red, and determine which option best fits your overall use of water. Also enclosed are both affidavits to assist you in either way you choose to deal with the 4.30 acres of overlap. Please work with your CWRE if need be to determine if the acreage numbers I have calculated are accurate.

Please be aware that your pending transfer application should be amended to remove the portion of the right (or portion to be diminished) and must be provided prior to issuance of a draft of the preliminary determination. Once we determine the action and associated amount of acres, we will amend your application to move forward with issuance of the draft of the Preliminary Determination.

Please submit the appropriate affidavit as per instructions described above and contact me to amend your application to reflect these changes. Please send your response to the Department by **December 4, 2009**, in order to proceed with the issuance of the draft Preliminary Determination.

Please feel free to contact me at (541) 278-5456 or <u>Ken.D.Dowden@wrd.state.or.us</u> if you should have any questions or concerns regarding the information being requested.

Sincerely,

Ken Dowden
Transfer Specialist
Field Services Division

94

cc: file T-10411

Mike McCord, District #16 Watermaster

James M. Schuette, CWRE

→ address: 2245 Linwood St., NW, Salem, OR 97304-1911

encs: Copy of Transfer T-10411 application and map (& suppl. form A for Cert's #28351 & 65496)

Copy of Certificates 28351 & 65496 and associated Final Proof maps

Affidavit for voluntary cancellation and affidavit for partial diminution of a water right

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, that WA. UPPSTAD

of Rt. 1, Box 327, Jafferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppsted Well #3
a tributary of North Santiam River for the purpose of irrigation of 33.2 nores

under Permit No. G-651 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 5, 1957

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.43 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 5 (SW SW), Section 8, T. 10 S., R. 2 W., W.M.
Well is 925 ft. N. and 950 ft. E. from SW corner, Section 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 22 acre feet per acre for each acre irrigated during the irrigation sesson of each year,

and shall

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

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

1.8 acres Lot 5 (NH1 SW1 31.2 acres Lot 5 (SW1 SW1 0.2 acre Lot 6 (SE1 SW1 Section 8 T. 10 S., R. 2 W., W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

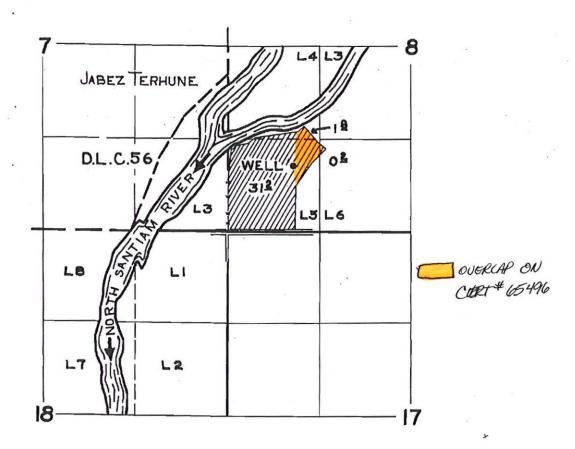
WITNESS the signature of the State Engineer, affixed

this date. MARCH 22 1961

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 20 , page 28351

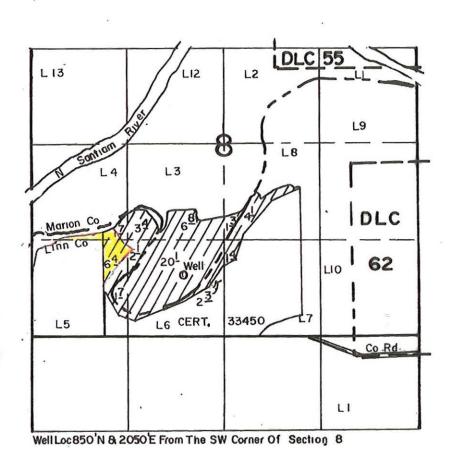
T.IOS. R.2W.W.M.



FINAL PROOF SURVEY

Application	No. GTS!	Permit No. E OF	G651
	WM UPP	8TAD	
Surveyed .	JUNE 211960	by M.B	ISH

T. 10S, R.2W, W.M.



SEE CENT. # 2835 ((OVERLIN)

SCALE: 1"= 1320'-

FINAL PROOF SURVEY

Application No. .G.J.1651.. Permit No.G.10222......
IN NAME OF

KENNETH E CUNNINGHAM

Surveyed AUG..25... 198.9., by R.W.KLASSEN......

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRIVE JEFFERSON, OREGON 97352

confirms the right to use the waters of WELL 6 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R 2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

DEMANDENMENT CONSTRUCTOR ROCHIT 6.8 ACRES LOT 3 (NE 1/4 SW 1/4) LOT 5 (NE 1/4 SW 1/4) 3.4 ACRES B (primary) 0.62 (SUPP. IRR.) (NW 1/4 SW 1/4) 1.7 ACRES LOT 5 3.48 (soppl. Ital) (SW 1/4 SW 1/4) (SW 1/4 SW 1/4) 6.4 ACRES LOT 5 1.7 ACRES LOT 3 12 (sape icc.) 2.3 ACRES LOT 6 (SE 1/4 SW 1/4) 1.9 (SE 1/4 SW 1/4) 20.1 ACRES (primary) LOT 3 2.1 ACRES 0.2 (Supplier) (SE 1/4 SW 1/4) LOT 5 (NW 1/4 SE 1/4) 4.1 ACRES LOT 8 1.3 ACRES (NW 1/4 SE 1/4) LOT 3 (SW 1/4 SE 1/4) 1.4 ACRES LOT 7 SECTION 8 TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.

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

WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

/s/ WILLIAM H. YOUNG William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

AFFIDAVIT FOR THE PARTIAL CANCELLATION OF A WATER RIGHT CERTIFICATE

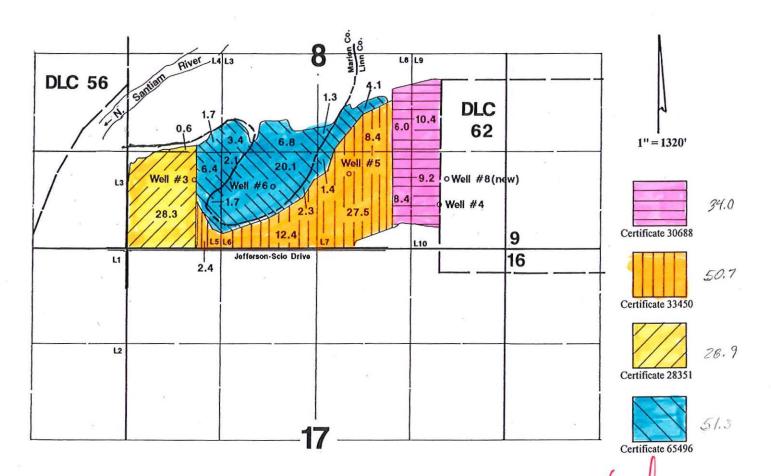
State	of Oregon)
Coun) ss y of)
We,_	, residing at
91 4	OREGON 97 , phone, being first duly sworn depose and says
1.	We are the legal owners of the property described as tax lot number, in the SW¼ of Section 8, within Township 10 South, Range 2 West, of the Willamette Meridian, in Linn County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
2.	A portion of water right certificate number 28351, issued to WILLIAM UPPSTAD, with a date of priority of September 5, 1957, for the use of 1/80 of one cubic feet per second of water per acre from the waters of Uppstad Well#3, within the North Santiam River Basin, for the purpose of irrigation of 4.30 acres is appurtenant to our property;
3.	We have abandoned any and all interest in the portion of this water right shown on the attached map and described as follows: Lot 5 (NW¼ SW¼) 0.62 acres Lot 5 (SW¼ SW¼) 3.48 acres Lot 6 (SE¼ SW¼) 0.20 acres Section 8 Township 10 South, Range 2 West, W.M.; and,
4.	We request that said portion of the right described above be canceled.
Signa	ture of Legal Owner Date
Signa	ture of Co-Owner Date
	Subscribed and Sworn to Before Me this day of, 2009.
	Notary Public for Oregon
	My Commission Expires

AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A WATER RIGHT CERTIFICATE

State of Oregon)			
County of) ss)			
We,	re	siding at		v
		, Oregon, 97	telephone	
being first duly sworn depose and say:		*	And and References	
 We are the legal owner(s) of the prop Township 10 South, Range 2 West, o attached map and described in the attached 	f the Willamette	e Meridian, in Linn	County, Oregon, as shown or	
 A portion of water right certificate nu priority of May 12, 1987, for use of WELL #6, within the North Santiam property; and is not subject to ORS 5. 	1/80 of one cubi River Basin, for	c foot per second of the purpose of irrig	f water per acre from the wat	er from
3. The portion of the water right shown underlying primary water right in like			ed to supplemental irrigation	for an
The right to the use of 1/80 of on 4.30 acres is located:	:=	•	r acre from Well #6 for irriga	tion of
Lot 5 (NW1/4 SW1/4) SW1/4 SW1/4) SE1/4 SW1/4)	3.48 acres		
То		h, Range 2 West, W	.M.; and,	
5. We request the portion of the water ri	ght described at	pove be diminished	to supplemental irrigation.	
Signature of legal owner as listed on dee	d		Date	
Signature of legal co-owner as listed on o	deed		Date	
Subscribed and Sworn to Befo	ore Me this	day of		, 200
e		-	Notary Public for Oreg	on
		My Commissio	n Expires	

PLEASE ATTACH A LEGIBLE COPY OF: 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) A WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE DIMINISHED RIGHT CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S).

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E
Well #4 is located 625' N & 4325' E
Well #5 is located 1010' N & 3110' E
Well #6 is located 850' N & 2050' E
Well #8 (new) is located 950' N & 4425' E –all from the SW corner of Section 8.

Application Map

Meduri Farms

Transfer #:

RECEIVED

JUN 2 0 2007

WATER RESOURCES DEPT SALEM, OREGON



1 10411

This Map wasPrepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended toProvide Legal Dimensions or Location of Property Ownership Lines.

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WM. UPPSTAD

97352

of Rt. 1, Box 327, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppstad Well #3 a tributary of North Santiam River for the purpose of irrigation of 33.2 acres

under Permit No. **G-651** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **September 5, 1957**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.43 cubic foot per second

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed $2\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall

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

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

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. MARCH 22 1961

LEWIS A. STANLEY

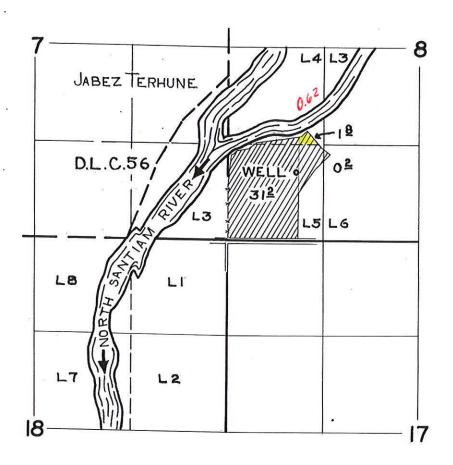
State Engineer

Recorded in State Record of Water Right Certificates, Volume 20

, page

28351

T.10S. R.2W.W.M.



FINAL PROOF SURVEY

Application	on No. G751 IN NAM	Permit NoG.651 E OF
***************************************	WM UPP	STAD
Surveyed	June 211960	by M.Bish

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRIVE JEFFERSON, OREGON 97352

confirms the right to use the waters of WELL 6 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R 2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

```
LOT 3
        (NE 1/4 SW 1/4)
                          6.8 ACRES
        (NE 1/4 SW 1/4)
LOT 5
                          3.4 ACRES
                          1.7 ACRES - 0.62 DETENDED TO SUPPLE
LOT 5
       (NW 1/4 SW 1/4)
LOT 5
        (SW 1/4 SW 1/4)
                          6.4 ACRES - 3.48
                                               ti it ii
LOT 3
        (SW 1/4 SW 1/4)
                          1.7 ACRES
LOT 6
        (SE 1/4 SW 1/4)
                          2.3 ACRES
LOT 3
       (SE 1/4 SW 1/4)
                         20.1 ACRES
LOT 5
                                               11
                                                        44
        (SE 1/4 SW 1/4)
                          2.1 ACRES -0.20
LOT 8
        (NW 1/4 SE 1/4)
                          4.1 ACRES
        (NW 1/4 SE 1/4)
LOT 3
                          1.3 ACRES
LOT 7
       (SW 1/4 SE 1/4)
                          1.4 ACRES
              SECTION 8
```

TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.

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

WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

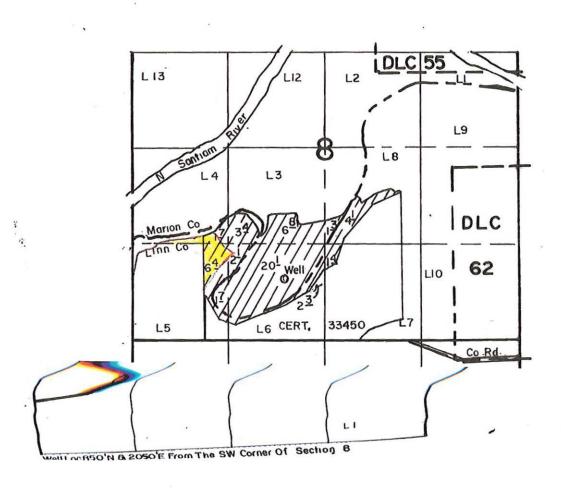
/B/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

F10411

T. 10S., R.2W., W.M.



SCALE:1"= 1320'

FINAL PROOF SURVEY

Application No. .G.J.1651.. Permit No.G.107.27......
IN NAME OF

KENNETH E CUNNINGHAM

Surveyed AUG. 25... 1989., by R.W.KLASSEN.....

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WM. UPPSTAD

97352

of Route 1, Box 327, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppstad Well No. 5

a tributary of North Santiam River (Santiam River) irrigation of 50.7 acres

for the purpose of

under Permit No. G-2113 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from April 10, 1962

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.63 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 7 (SW_{4}^{1} SE_{4}^{1}), Section 8, T. 10 S., R. 2 W., W., M. Well located 1010 feet North and 3110 feet East from the SW Corner, Section 8. The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed $2\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall

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

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

2.h acres Lot 5 $(SW_{\frac{1}{4}}^{\frac{1}{4}}SN_{\frac{1}{4}}^{\frac{1}{4}})$ 12.h acres Lot 6 $(SE_{\frac{1}{4}}^{\frac{1}{4}}SW_{\frac{1}{4}}^{\frac{1}{4}})$ 8.h acres Lot 8 $(NN_{\frac{1}{4}}^{\frac{1}{4}}SE_{\frac{1}{4}}^{\frac{1}{4}})$ 27.5 acres Lot 7 $(SW_{\frac{1}{4}}^{\frac{1}{4}}SE_{\frac{1}{4}}^{\frac{1}{4}})$ Section 8
T. 10 S., R. 2 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

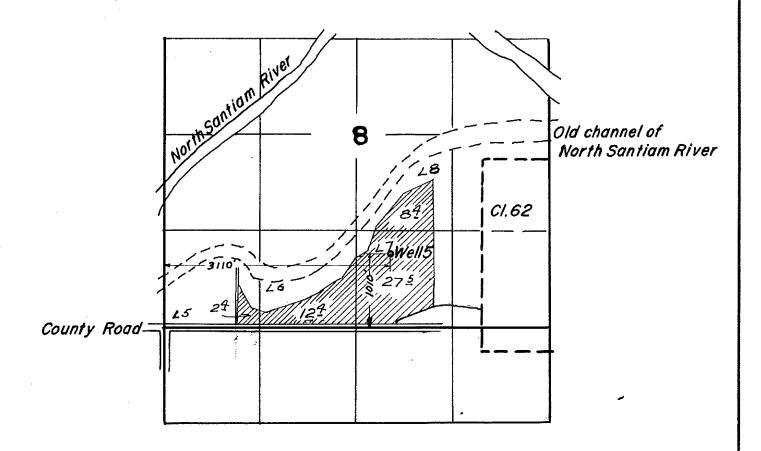
this date. December 19, 1966

CHRIS L. WHEELER State Engineer

Recorded in State Record of Water Right Certificates, Volume 25, page 33,50

T-10411

T.10 S.R. 2 W.W.M.



FINAL PROOF SURVEY

Application No. G-2289 Permit No. G-2113 IN NAME OF

William Uppstad

Surveyed Dec. 11 1962, by F. Slegmund

Jan. 13, 1966

COUNTY OF

LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

WILLIAM UPPSTAD

Route 1, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of

Uppstad Well No. 4

for the purpose of

a tributary of Santiam River irrigation of 34.0 acres

under Permit No. of the State Engineer, and that said right to the use of said waters G-1501 has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from December 16, 1959.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed

0.43 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 10 ($SE_4^{\frac{1}{4}}SE_4^{\frac{1}{4}}$), Section 8, T. 10 S., R. 2 W., W. M. Well located 625 feet North and 4325 feet East of SW corner, Section 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eight ieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 22 acre feet per acre for each acre irrigated during the irrigation season of each year,

conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

> 9.2 acres Lot 10 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Section 8 T. 10 S., R. 2 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date.

MARCH

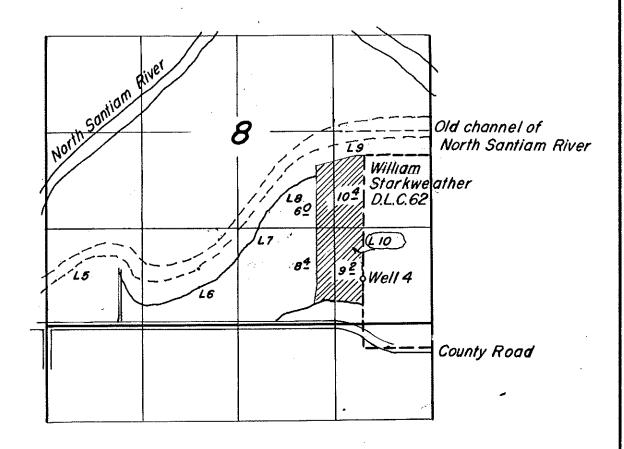
6 1989

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume

T. 10 S.R. 2 W. W.M.

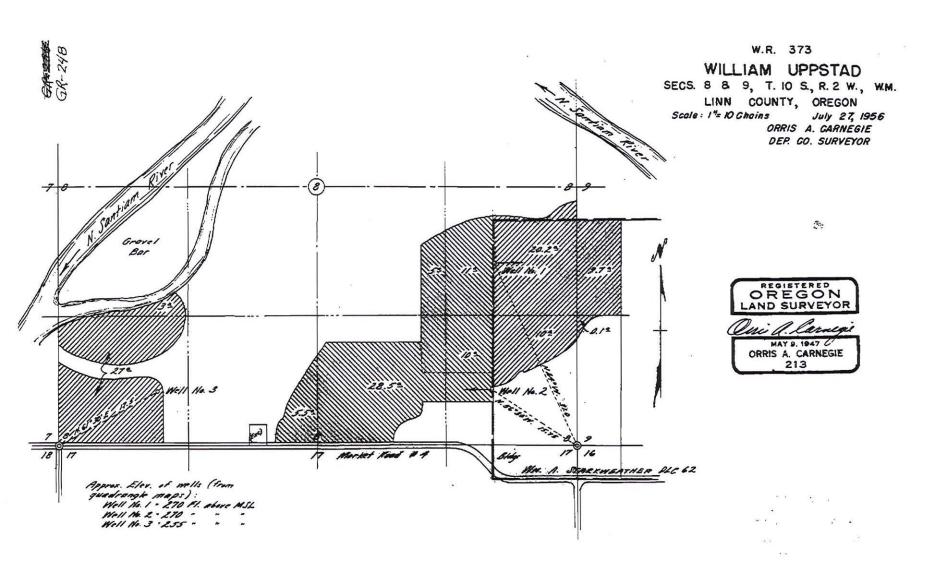


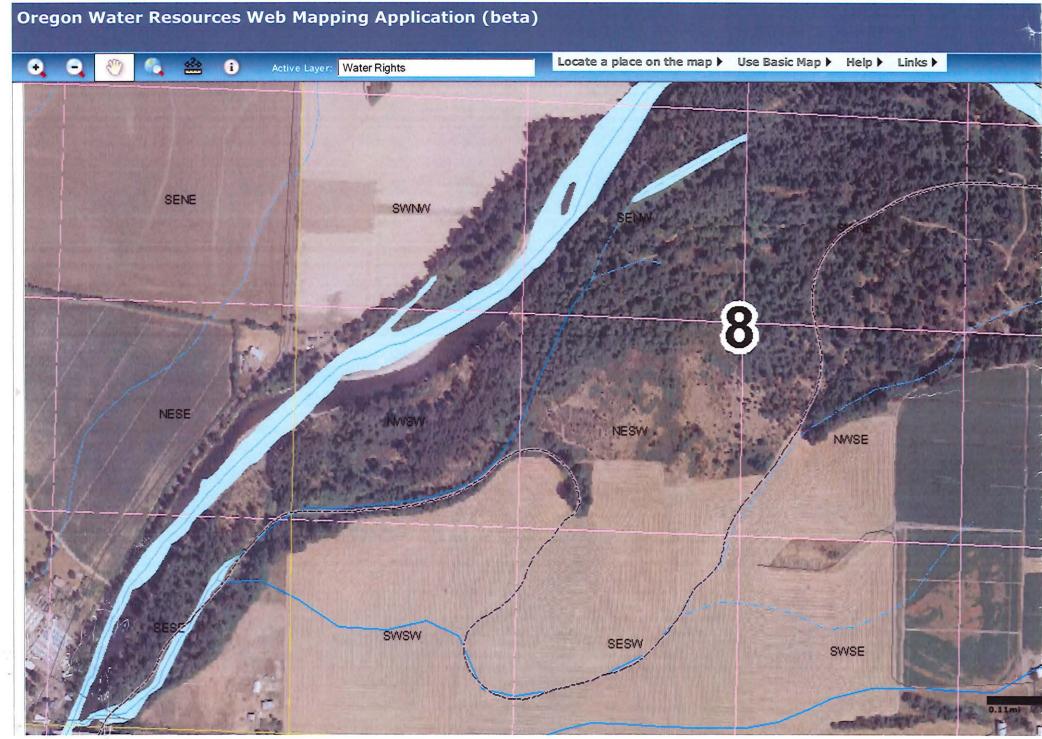
FINAL PROOF SURVEY UNDER

Application	No.	G-1644	Permit	No.	G-1501
• 1		IN NAME			

William Uppstad
Surveyed Dec. 11. 1962, by Floya I Siegmund

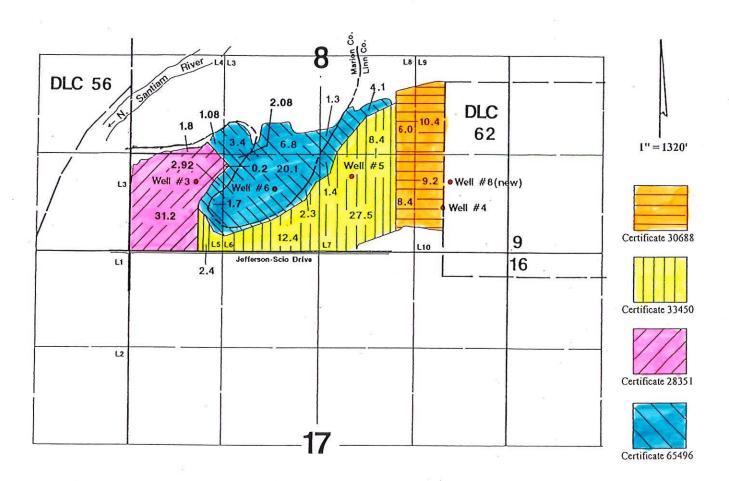
GR ON PROPERTY





MELY JAM Z 2 2010

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E

Well #4 is located 625' N & 4325' E

Well #5 is located 1010' N & 3110' E

Well #6 is located 850' N & 2050' E

Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

Application Map

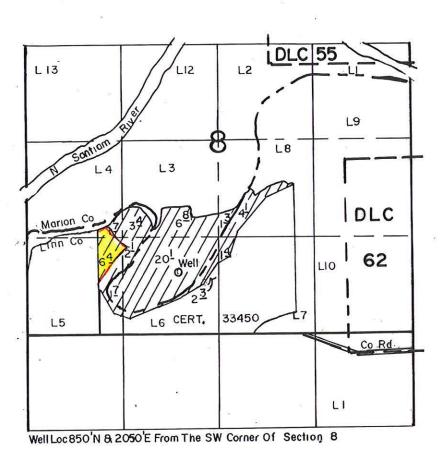
Meduri Farms

Transfer #: T-10411

This Map was Prepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended to Provide Legal Dimensions or Location of Property Ownership Lines



T. 10S, R.2W, W.M.



ON C# 28351

SCALE: 1"= 1320'

FINAL PROOF SURVEY

Application No. .G.J.1651.. Permit No.G..10727......
IN NAME OF

KENNETH E CUNNINGHAM

Surveyed AUG..25... 198.9., by R.W.KLASSEN......

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRIVE JEFFERSON, OREGON 97352

confirms the right to use the waters of WELL 6 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R 2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

LOT	3	/ NE	1/4	Cta	1/4)	6.8 ACRES
LOI	3	•	•			0.0 ACRES
LOT	5	(NE	1/4	SW	1/4)	3.4 ACRES
LOT	5	(NW	1/4	SW	1/4)	1.7 ACRES
LOT	5	(SW	1/4	SW	1/4)	6.4 ACRES
LOT	3	(SW	1/4	SW	1/4)	1.7 ACRES
LOT	6	(SE	1/4	SW	1/4)	2.3 ACRES
LOT	3	(SE	1/4	SW	1/4)	20.1 ACRES
LOT	5	(SE	1/4	SW	1/4)	2.1 ACRES
LOT	8	(NW	1/4	SE	1/4)	4.1 ACRES
LOT	3	(NW	1/4	SE	1/4)	1.3 ACRES
LOT	7	(SW	1/4	SE	1/4)	1.4 ACRES
			S	ECT	TON 8	

TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.

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

WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

/s/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

141.278.0287

STATE OF OREGON

COUNTY OF MARION

12.10.09 to: Ken Dowdon

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRÍVE JEFFERSON, OREGON 97352

TE OF WATER RIGHT FROM: Sim Schwette CWES Ken: Shouldn't theo. 2 come from the z.1 Ac (SE SW) instead of z.3? Let me know

confirms the right to use the waters of WELL 5 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R 2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

NEU DAMANDELHENT CONSPICANCE REGILT 6.8 ACRES LOT 3 (NE 1/4 SW 1/4) LOT 5 (NE 1/4 SW 1/4) 3.4 ACRES 0.62 (Suppl. TRR.) 1.7 ACRES LOT 5 (NW 1/4 SW 1/4) (SW 1/4 SW 1/4) LOT 5 6.4 ACRES (SW 1/4 SW 1/4) LOT 3 1.7 ACRES (SE 1/4 SW 1/4) LOT 6 2.3 ACRES (SE 1/4 SW 1/4) LOT 3 20.1 ACRES (SE 1/4 SW 1/4) LOT 5 2.1 ACRES 4.1 ACRES LOT B (NW 1/4 SE 1/4) LOT 3 (NW 1/4 SE 1/4) 1.3 ACRES (SW 1/4 SE 1/4) 1.4 ACRES SECTION 8

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

WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.

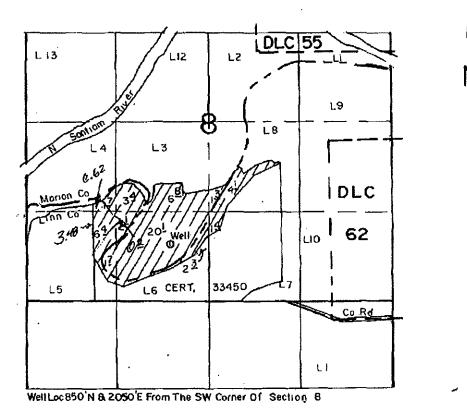
/e/ WILLIAM H. YOUNG William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

B (Brimary)

TIOS, R.2W, W.M.



CEKT. \$ 28351 (OVERLAY)

SCALE:1"= 1320"

FINAL PROOF SURVEY

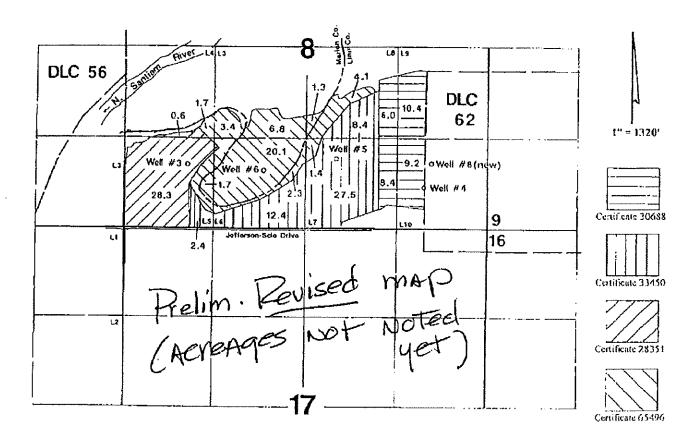
UNDER

Application No., .G.).1651., Permit No.G.:107.27..... IN NAME OF

KENNETH E CUNNINGHAM

Surveyed AUG...25... 1989... by R.W.KLASSEN......

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' @

Well #4 is located 625' N & 4325' E

Well #5 is located 1010' N & 3110' E

Well #6 is located 850' N & 2050' E

Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

Application Map

Meduri Farms

Transfer #:

This litter wertherpried for the Purpose of Interestina, the Lazartina of a Wallin Right Only and a thin Interest of infrances. Legal Direct those on Location of Property Owicestan Linux.

Bill Ferber

From: Elisabeth Graham

Sent: Tuesday, December 01, 2009 4:27 PM

To: Bill Ferber

Subject: Message for Ken Dowden

Hi Bill,

I just wanted to make sure that Ken Dowden receives the message to call Jim Schutte at 503-585-5578 when he has a chance while he is here in Salem.

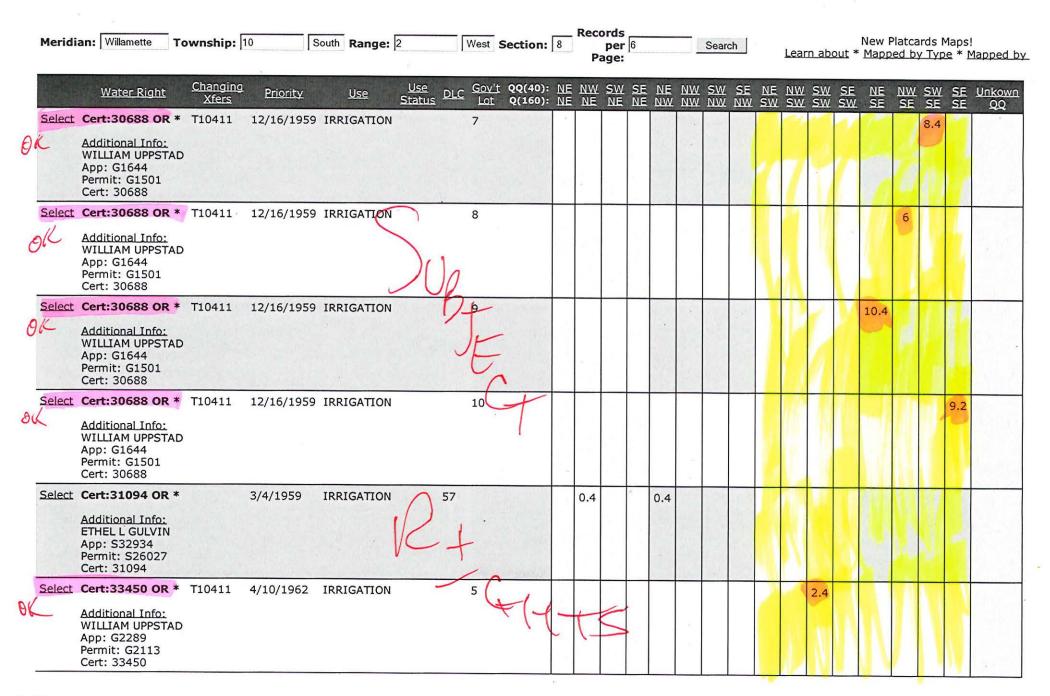
I will not be covering reception tomorrow and would hate for this to slip through the cracks.

Thank you.

Lisa

Meridi	an: Willamette Township: 10	South Range: 2	Records per 6 Page:						New Platcards Maps! Learn about * Mapped by Type * Mapped by Use										
	Water Right	Changing Priority	Use Use DLC	Gov't QQ(40): Lot Q(160):	NE NE	NW S	W S	E NE	NW NW	SW I	SE NE NW SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE ! SE	Unkown QQ
Select	Claim:GR 170 * Additional Info: PEARL PLETZER Claim: GR170	IRR	IGATION		20.98		5.0	67					7	9	M		l)		
Select	Claim: GR 248 * Additional Info: WILLIAM UPPSTAD Claim: GR248	IRR	IGATION					8		42	and the second	3	27	5.5	31.2	5	28.5	20	
Select	Permit:S 53344 * Additional Info: SIDNEY IRRIGATION COOPERATIVE App: S70576 Permit: S53344	2/13/1991 IRR	IGATION			4.1			14.2			1					-		
Select	Cert:16663 OR CN Additional Info: PEARL F PLETZER App: \$18889 Permit: \$14505 Cert: 16663	7/26/1940 IRR	IGATION CN 55		4			5							2			V	
Select	Cert:28351 OR * Additional Info: WILLIAM UPPSTAD App: G751 Permit: G651 Cert: 28351	T10411 9/5/1957 IRR	EGATION. SET REALT	5								1.8	31.2			The state of the s			
Select	Cert:28351 OR * Additional Info: WILLIAM UPPSTAD App: G751 Permit: G651 Cert: 28351	T10411 9/5/1957 IRR	T. Possit	6									V	0.2					
Acreag	e Legend: 12.25 Regular 12.2 acreage	5 Acreage is on a (12.25 canceled right	5) Acreage is part of a has not been prove (inchoate)	1 2 3 4 5 transfer and n up on yet	[12.25]		ige ha suspe			reage i speci							A TO		

NO CONFLECTS of EXISTERIC MR'S



12345

Acreage Legend: 12.25 Regular acreage

Regular 12.25 Acreage cancel

12.25 Acreage is on a canceled right

(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)

[12.25] Acreage has been suspended

* Acreage is not specified

acreage

canceled right

New Platcards Maps! Meridian: Willamette Township: 10 West Section: 8 South Range: 2 per 6 Search Learn about * Mapped by Type * Mapped by Use Page: Gov't QQ(40): NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE Unkown Lot Q(160): NE NE NE NE NW NW NW NW SW SW SW SE SE SE SE SE QQ Changing DLC Water Right **Priority** Use Xfers Status Select Cert:33450 OR * T10411 4/10/1962 IRRIGATION 6 12.4 Additional Info: WILLIAM UPPSTAD App: G2289 Permit: G2113 Cert: 33450 Select Cert:33450 OR * T10411 4/10/1962 IRRIGATION 27.5 Additional Info: WILLIAM UPPSTAD App: G2289 Permit: G2113 Cert: 33450 Select Cert:33450 OR * T10411 4/10/1962 IRRIGATION 8 Additional Info: WILLIAM UPPSTAD App: G2289 Permit: G2113 Cert: 33450 Select Cert:39921 OR * 5/22/1967 IRRIGATION 57 14.1 7.1 Additional Info: J REX/FRANCIS JONES App: S43630 Permit: S32206 Cert: 39921 Select Cert:53543 OR * 3/26/1976 IRRIGATION 57 9.1 Additional Info: **BEVERLY K HAVEN** App: G7307 Permit: G6755 Cert: 53543 Select Cert:53768 OR * 5/5/1959 IRRIGATION 11 4.8 Additional Info: SIDNEY IRRIGATION COOPERATIVE App: S16790 Permit: S27631 Cert: 53768 12345 12.25 Acreage is on a (12.25) Acreage is part of a transfer and Acreage Legend: 12.25 Regular [12.25] Acreage has * Acreage is

has not been proven up on yet

(inchoate)

not specified

been suspended

acreage

canceled right

New Platcards Maps! Meridian: Willamette Township: 10 South Range: 2 West Section: 8 per 6 Search Learn about * Mapped by Type * Mapped by Use Page: NW SW SE NE NW SW SE NE NW SW SE NE NE NE NW NW NW NW SW SW SW SW SW NE NE NE NW SW SE Unkown SE SE SE SE QQ Changing Use Gov't QQ(40): DLC Water Right Priority Use Lot Q(160): Xfers Status Select Cert:53768 OR * 5/5/1959 IRRIGATION 55 0.4 Additional Info: SIDNEY IRRIGATION COOPERATIVE App: S16790 Permit: S27631 Cert: 53768 Select Cert:65384 OR * 5/4/1982 IRRIGATION 11 4.9 Additional Info: FLOYD L BAILEY JR App: S63511 Permit: S46823 Cert: 65384 Select Cert:65384 OR * 55 13.6 6.3 5/4/1982 IRRIGATION Additional Info: FLOYD L BAILEY JR App: S63511 Permit: S46823 Cert: 65384 Select Cert:65384 OR * 57 0.4 5/4/1982 IRRIGATION Additional Info: FLOYD L BAILEY JR App: S63511 Permit: S46823 Cert: 65384 Select Cert:65496 OR * 5/12/1987 IRRIGATION 3 T10411 6.8 1.7 20.1 1.3 Additional Info: KENNETH E CUNNINGHAM App: G11651 Permit: G10727 Cert: 65496 Select Cert:65496 OR * T10411 5/12/1987 IRRIGATION 3.4 1.7 6.4 2.1 Additional Info: KENNETH E CUNNINGHAM App: G11651 Permit: G10727 Cert: 65496 12345 12.25 Acreage is on a (12.25) Acreage is part of a transfer and Acreage Legend: 12.25 Regular [12.25] Acreage has * Acreage is

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been suspended

Meridian:	Willamette Township): 10	South R	ange: 2	West Section	on: 8 Reco	per 6		s	earch		Lea	n abou				s Map ype *		oped b	y Us	e
	Water Right	Changing Xfers	Priority	<u>Use</u>	Use Status DLC	Gov't QQ(40): Lot Q(160):	NE NE	NW NE	SW SE	NE NW	NW WW	SW NW	SE NI NW SV	E NW V SW	SW SW	SE SW	NE I SE	NW SE	SW S	E L	Jnko OO
Add KEI	crt:65496 OR * Iditional Info: INNETH E CUNNINGHAM ID: G11651	T10411	5/12/1987 OKAY	IRRIGATION SUBJECT		6										2.3					
Per	rmit: G10727 ert: 65496									į į				4	1	2					
elect Cer	ert:65496 OR *	T10411	5/12/1987	IRRIGATION	0	7													1.4		
KEI App Per	ditional Info: NNETH E CUNNINGHAM p: G11651 rmit: G10727 ert: 65496		Ollar ,	SUBJE	CT KEG	HT									1			1			
elect Cer	ert:65496 OR *	T10411	5/12/1987	IRRIGATION		8					- 41							4.1		100	
KEI App Per	Iditional Info: NNETH E CUNNINGHAM pp: G11651 rmit: G10727 ert: 65496		OKAY	1 500	BJEET R	TGHT															
elect Cer	ert:83829 OR *		10/29/1990	IRRIGATION	62													П	9	.1	
KEI App Per	Iditional Info: INNETH CUNNINGHAM p: G12274 rmit: G11163 ert: 83829									9							1				
Add PEA App Per	ert: 24690 OR * Iditional Info: ARL F/ERNEST PLETZER Ip: G347 rmit: G226 ert: 24690		5/4/1956	SUPPLEMENTAL IRRIGATION (Suppl'mtl)			20.6		2.4	1											
THE STATE						12345					N. T.										
creage Le	egend: 12.25 Regular acreage	12.2	5 Acreage is o canceled rig	ht ` ´h	creage is part of as not been pro inchoate)			12.25	5] Acre been	age ha			Acreag not sp		d						

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH E. CUNNINGHAM 36307 JEFFERSON-SCIO DRIVE JEFFERSON, OREGON 97352

confirms the right to use the waters of WELL 6 in the NORTH SANTIAM RIVER BASIN for the purpose of IRRIGATING 51.3 ACRES.

The right has been perfected under Permit G-10727. The date of priority is MAY 12, 1987. The right is limited to not more than 0.64 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

LOT 3 (SE 1/4 SW 1/4), SECTION 8, T 10 S, R.2 W, W.M.; 850 FEET NORTH AND 2050 FEET EAST FROM THE SW CORNER OF SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use of water shall be limited when it interferes with the prior surface water rights of others.

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

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

								DAMALDSHMENT	CONSTRUCT	NG KI
LOT	3	(NE	1/4	SW	1/4)	6.8	ACRES			
LOT	5				1/4)	3.4	ACRES	(11 -00)	1.0	3 Opina
LOT					1/4)	1.7	ACRES	0.62 (suff. tex.)	- 111	
LOT					1/4)	6.4	ACRES	0.62 (suppl. IRR.) 3.48 (suppl. IRR.)	2.134	(branched)
LOT					1/4)	1.7	ACRES		1113	LL
LOT					1/4)	2.3	ACRES	o.2 (eapt. irr.)	2.19	printing)
LOT					1/4)	20.1	ACRES		111	
LOT					1/4)	2.1	ACRES		111	
LOT					1/4)	4.1	ACRES		111	
LOT					1/4)	1.3	ACRES			
LOT					1/4)		ACRES		111	7
101	10.00	,			ION 8					
			errena?			the course because			111	1

TOWNSHIP 10 SOUTH, RANGE 2 WEST, W.M.

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

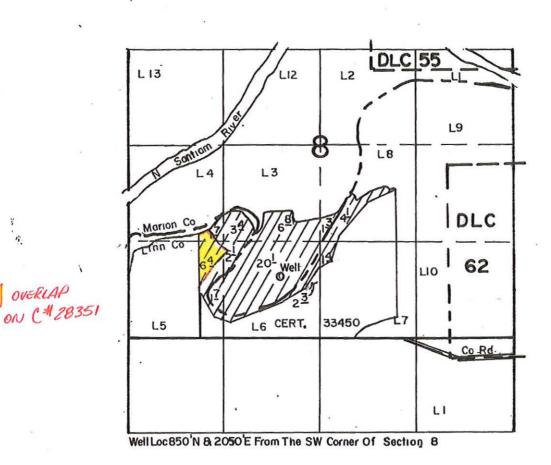
WITNESS the signature of the Water Resources Director, affixed APRIL 1, 1991.

/s/ WILLIAM H. YOUNG William H. Young

Recorded in State Record of Water Right Certificates numbered 65496.

G-11651.DM

T. 10S, R.2W, W.M.



OVERLAP

SCALE: 1"= 1320'

FINAL PROOF SURVEY UNDER

Application No. .G.11651.. Permit No.G.10727..... IN NAME OF

KENNETH E CUNNINGHAM

Surveyed AUG...25... 198.9., by R.W.KLASSEN......

STATE OF OREGON

COUNTY OF LINN

CERTIFICATE OF WATER RIGHT

This Is to Certify, That WAL WESTAD

of Rt. 1, Box 327, Jefferson , State of Oregon , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Uppstad Well #3
a tributary of North Santian River for the purpose of irrigation of 33.2 acres

under Permit No. G-651 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from September 5, 1957

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.43 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 5 (SN\(\frac{1}{2}\) SN\(\frac{1}{2}\)), Section 8, T. 10 S., R. 2 W., Well 18 925 ft. N. and 950 ft. E. from SW corner. Section 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightioth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 25 acre feet per acre for each acre irrigated during the irrigation sesson of each year,

and shall

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

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

1.8 acres Lot 5 (NH SW)
31.2 acres Lot 5 (SH SW)
0.2 acre Lot 6 (SE SW)
Section 8
T. 10 S., R. 2 W., W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. MARCH 22 1961

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 20 , page 28351

AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A WATER RIGHT CERTIFICATE

State of Oregon	
County of	SS
We,	residing at, Oregon, 97 telephone,
being first duly sworn depose and say:	, Orogon, 77 telephone,
Township 10 South, Range 2 West, of the Wil	ibed as tax lot number within the SW¼, Section 8, amette Meridian, in Linn County, Oregon, as shown on the d and legal description and made part of this affidavit;
priority of May 12, 1987, for use of 1/80 of o	96 issued to KENNETH E. CUNNINGHAM, with a date of e cubic foot per second of water per acre from the water from in, for the purpose of irrigation of 4.30 acres is appurtenant to our rfeiture;
3. The portion of the water right shown on the at underlying primary water right in like amount	iched map to be diminished to supplemental irrigation for an is described as follows:
The right to the use of 1/80 of one cubic f 4.30 acres is located:	ot per second of water per acre from Well #6 for irrigation of
Lot 5 (SW1/4 S)	V/4) 0.62 acres V/4) 3.48 acres V/4) 0.20 acres Section 8
Township 1	South, Range 2 West, W.M.; and,
	bed above be diminished to supplemental irrigation.
Signature of legal owner as listed on deed	Date
Signature of legal co-owner as listed on deed (if applicable)	Date
Subscribed and Sworn to Before Me th	day of, 200
	Notary Public for Oregon
	My Commission Expires

PLEASE ATTACH A LEGIBLE COPY OF: 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) A WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE DIMINISHED RIGHT CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S).

State Well No. 10/2w-8 E (SW NW)

State Permit No.

STATE ENGINEER, SALEM, GEGOVIEW ENGINEESTATE OF OREGON within 30 days from the date ALEM OREGON
of well completion. SALEM OREGON

(1) OWNER:	(11) WELL	TESTS:	Drawd	lown is amount d below static le	water leve	l is
Name Gary Barna	Was a pump te	est made?		If yes, by whom		
Address	Yield:	gal./mi	n. with	ft. drawdov	yn after	hrs.
Jefferson, Ore.		"		n.		"
(2) LOCATION OF WELL:		"		,,		
	Bailer test	25 gal./	min, with	14 ft. drawde	own after	1 hrs.
SW 14 NW 14 Section 8 T. 10S R. 2W W.M.	Artesian flow		g.p.m.	Date		
Bearing and distance from section or subdivision corner	Temperature o	f water	Was a ch	emical analysis	made? 🔲 Y	(es. X No
Pearing and distance from section of subdivision corner	(12) WELL	LOG:	Diameter	of well below ca	sing	
_	Depth drilled	67 (t. Depth o	of completed we	11	61ft.
	-					
	show thickness stratum penetr	of aquifers a ated, with at	nd the kind least one	r, size of materia i and nature of entry for each c	the materi hange of	al in each formation.
		MATE			FROM	то
(3) TYPE OF WORK (check):	Top so				01	7 1
Well ₩ Deepening □ Reconditioning □ Abandon □		leavy &	Pinm)	brown	7 1	141
and procedure in Item 12.	Cement		11111	DIONII	141	23'
(4) PROPOSED USE (check): (5) TYPE OF WELL:	Clay &		(so	Pt.)	231	271
Retern C Pulsan C	Cement	-			271	351
Dolliestic Like Industrial Municipal Cable It Jetted	Clay &	gravel	(so:	ft)	351	371
Irrigation Test Well Other Dug Bored	Cement	gravel			371	571
(6) CASING INSTALLED: Threaded ☐ Welded ₩	Silted	gravel			571	61'
6						
					\vdash	
(7) PERFORATIONS: Perforated? ★ Yes □ No						
Type of perforator used Mills	-				i	
Size of perforations in. by 2' in.	-					
18perforations from60ft. to55ft.						
perforations from ft. to ft.						
perforations from						
perforations from ft. to ft.						
perforations from	-					
(8) SCREENS: Well screen installed? ☐ Yes 10 No					1-1	
Manufacturer's Name					1-1	
Model No.						
Slot size Set from ft. to ft.	Work started	10/14/0	3510	Completed 10)/18/6	5 10
Diam, Slot size Set from ft. to ft.				f well 10/18		19
(9) CONSTRUCTION:	(13) PUMP		noved out o	T WON TO TO	3/00	
	(13) 1 0111	•			8.	
Well seal—Material used in seal Bentonite	Manufacturer's	Name				
Depth of seal	Туре:				H.P	
Diameter of well bore to bottom of seal	Water Well C	ontractor's	Certificati	on;		
Were any loose strata cemented off? ☐ Yes 🍱 No Depth	This wall	was dulled	under m	r innigation	and this	nonont is
Was well gravel packed? ☐ Yes 15 No Size of gravel:	true to the be			y jurisdiction and belief.	and this	report is
Gravel placed from ft. to ft.	WAREN TO	m		Watt Day	177120	_
Did any strata contain unusable water? Yes No	NAME	erson, firm or	corporation)	Well Dr	pe or print	Ş
Type of water? depth of strata		rner, (***************************************		
Method of sealing strata off						
(10) WATER LEVELS:	Drilling Mac	nine Operate	or's Licen	se No3.20.		
(AU) TITLERY LIETERS.	[Signed]	Ketu	10°h-	Jolman	4	
Static level 25 ft. below land surface Date 10/18/6	5		. V	Well Contractor)	10	
Artesian pressure lbs. per square inch Date	Contractor's	License No	410 I	Date 10/21	/65	., 19

Oregon Water Resources
Department

Memo

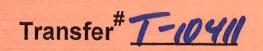
Date: June 20, 2007

To: Transfer File T-10411

From: Lisa Jaramillo, Transfer Specialist

Re: Acceptance of Transfer Application

Jim Schuette submitted a transfer application today on behalf of his client, Mediera Farms (sp?). I reviewed the application and it appeared to be complete except for copies of well logs for the existing authorized points of appropriation. Mr. Schuette will be gathering the information and sending it to myself or Sarah Henderson with Transfer T-10411 noted on the paperwork.



ORIGINALS

Transfer Application and Map (incl. Suppl. Form "A")

Amendments/Revision to Appl. & Map

Evidence of Use Affidavit

Notarized Consent Affidavit

Land Use Information Form

Deed or Lot Book Report (temporary transfer)

Other Supporting Documentation

Receipt

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

Application for Water Right

OVER THE COUNTER Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

2	1. TYPE OF T	RANSFER APPLIÇA	ITON
	<u>P</u>	lease check one	
	Permanent Transfer Temporary Transfer total number of years:) Drought T	anent -Limited
	2. APPLIC	CANT INFORMATION	N
Name:	MEDURI F	AEMS	
	First	Last	
Address: _	PO Box 6	34	
	DALLAS	OPECON	91338
	City	OPEGON State	Zip
Phone:		903.623.030B	
	Home	Work	Other
Fax: 50	3.930.8802	E-Mail address:	
(The ager	nt listed is authorized to represent the		nting to this transfer application.)
Address.			
	City	State	Zip
Phone:			*-00° * -0
-	Home	Work	Other
ax:		E-Mail address:	
☐ Pleas	ent is listed above, please checkse send all correspondence to Age se send all correspondence to App	ent. Send <i>copies</i> of correspondent. Send <i>copies</i> of conficient.	rrespondence to Agent.
10411	Competence	- D	JUN 2 0 2007

Last revised: 1/4/2007

Transfer Application/1

WATER RESOURCES DEPT SALEM, OREGON

4. PROPOSED CHANGE(S) TO WATER RIGHT(S)

List <u>all</u> water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Application / Decree	Permit / Previous Transfer	Certificate
1.	G-751	6.651	28351
2.	6.2289	G.Z113	33450
s.	6-11651	G·10727	65496
1.	6-1644	6.1501	30688
i.			
5.		V.	

	3.		
	6.	8	
•	Attach a separate Suppler for each water right list		ion of Proposed Change(s) to a Water Right)
	Check all proposed cha	ange(s) included in this trans	fer application:
	☐ Place of Use	☐ Point of Diversion	☐ Additional Point of Diversion
	☐ Character of Use	☐ Point of Appropriation	Additional Point of Appropriation
	☐ Instream Transfer	☐ Surface Water source	to Ground Water source
	Reason(s) for change(s): Add'I well will	LL ALLOW MORE
	EFFICIENT	OPERATION	
	_	5. WATER DELIVERY	Y SYSTEM
•	within the last 5 years. used to divert, convey a	Include information on the and apply the water at the au	ystem that <i>was in place</i> at some time pumps, canals, pipelines and sprinklers thorized place of use. If the transfer ems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

WIEUS USE CONTRIFUGAL DUMPS: #3: 15-HP; #4: 15-HP; #5: 20-HP; #6: 75-HP 4" 95" MANNINE; HAND-LINES W/ Speinkler HEADS

System capacity: 2.13 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

G-751: 6.43 CFS G. 2789: 0.63 CFS

G-1644: 0.43 CFS G-11651: 0.64 CFS

10411

WELL#6	(MEDURI	FArms	•
V-7	(1.00-0)		3

WELL#6: NO WELL LOG AVAILABLE

25' JEEP 7 TAKEN From GIELD 12' Static WIL DATA - FINAL PROOF

WELL #5 (MEDUE! FARMS

Dia WAREIVED	1:1nn 51751	
First Copy with the	FOREGON G2259 State Permit No.	2w-80
(1) OWNER: Keyno WM. U POSTAD Address Ptl. Bak 127 TREPERSON, OREGON	(11) WELL TESTS: Drawdown is amount to lowered below static let was a pump test made? EYes No If yes, by whom Yield: 550 gal/min. with f. ft. drawdow	at Milker
(2) LOCATION OF WELL: County LINN Owner's number, if eny— SW & SE & Section S T. 10 S R. 2 W W.M. Bearing and distance from section or subdivision corner N. 14 15 W. 38 5 CHAINS FROM	Bailer test gal./min. with ft. drawdow. Artesian flow g.p.m. Date Temperature of water 2 Wes a chemical analysis me (12) WELL LOG: Diameter of well	
SE CORNER OF S. Y, T. /oS., K. & W	Depth drilled ft. Depth of completed w Formation: Describe by color, character, size of materia show thickness of squijers and the kind and nature of stratum penetrated, with at least one entry for each of	
TYPE OF WORK (check): New Well B Deepening Reconditioning Abandon If shandonment, describe material and procedure in Rem 11.	Sur FaceRockellay Sandy Laan Sandy Laan With Charles Debiste	16h 14-18
PROPOSED USE (check): (5) TYPE OF WELL: leastic Industrial Municipal	With Very Little Chan	18 24/1
(6) CASING INSTALLED: Threaded Welded A Communication of the to State of the Gage of the Communication of the Comm		
(7) PERFORATIONS: Perforated? Yes No Type of perforation used ()		
perforations fromft. toft. SCREENS: Well screen installed Yes No		
Type Model No. Bot size Set from ft. to ft. Slot size Set from ft. to ft.	Work started 10-1 19 61 Completed 1	10-3 16
Was well gravel packed? Yes No Size of gravel:	(13) PUMP: Manufacturer's Name Type: CENTRIFO 6BL B	LP. 40_
Meterial used in seal— Did any strata contain unusable water? Type of water? Depth of strata Method of sealing strata off	Well Driller's Statement: This well was drilled under my jurisdiction at true to the best of my knowledge and belief.	ad this report is
(10) WATER LEVELS: Static level /5 ft. below land surface Date /0-3-4 / Artesian pressure lbs. per square inch. Date	NAME Address Driller's well number	or or print)
Log Accepted by: [Signed] Limiliffed Date 1 - 29, 1962	[Signed] Bu Hamila (Well Driller) License No. 57 — Date 10—	<u> </u>

ALEXANDER OF THE PARTY OF THE PARTY OF

LEM, OREGON SALERII C.	TE OF OREGON COLOR State Permit No.
OWNER:	(11) WELL TESTS: Drawdown is amount water level is lowered below static level
me WH UPPSTAD	Was a pump test made? Yes No 12 yes, by whom? -
Mross PH, TBEFBELON, DREGON	Yield: LOO gal/min, with T ft. drawdown after 3 hrs
) LOCATION OF WELL:	Bailer test gal./min, with ft. drawdown after hrs
unty LIMM Owner's number, if any	W.M. Artesian flow g.p.m. Date
SF 14 SE 14 Section 8 T. /6 S. R. 200 sering and distance from section or subdivision corner	Temperature of water, 5 2 Wes a chemical analysis made! Yes No
	S (12) WELL LOG Diameter of well / O deches
N. 56 30' W. 15.75 CHAINS FROM Th	
er.	Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation
	MATERIAL FROM TO
TOPE (-la-L).	Heary Spil tob 4
TYPE OF WORK (check): Wall of Despending Reconditioning Aber	don D SAN Browny 4 7
well beepening Reconditioning Aber abandonment, describe material and procedure in Rem 11.	malle + River Grand 9. 14
· · · · · · · · · · · · · · · · · · ·	- Park " 14 20
PROPOSED USE (check): (5) TYPE OF WE	AL:
Prestic Industrial Municipal Rotary Driver Cable Jetted	
gation Test Well Other Cable Jetted	
CASING INSTALLED: Throughd Welded	
M Diam. from TAP 11. to 25 11. Gage 2	
" Dism. from ft. to ft. Gege	(An immerical)
" Diam. from ft, to ft. Gage	
PERFORATIONS: Perforated! WYes D	
rpe of perforator uses 0/075	
ZE of perforations (in. by in.	
periorations from	
perforations from ft. to	_ n
3 le perforations from ft. to	#L
perforations from ft. to	
perforations from ft. to	
SCREENS: Well screen installed Yes	io i
ufacturer's Name	
pe Model No.	y-amplification
To Slot size Set from ft. to	_n'
Slot size Set from ft, to	ft. Work started 1/20 1954. Completed 11/24 196
	Contractor.
) CONSTRUCTION:	(13) PUMP:
as well gravel packed? Yes No Size of gravel:	MADDINGCHIEF MAINS C
ravel placed fromft. toft.	
as a surface seal provided? [] Yes [] No 'Yo what deput?	Well Driller's Statement:
d shy strata contain unusable water? Yes No	This well was drilled under my jurisdiction and this report is
pe of water? KINK Depth of strata	true to the best of my knowledge and belief.
sthod of sealing strate off	- NAME Bill HAMISTON Well Drilling
	(Cerson, tlym, or corporation) (Cerson print)
(e) WATER LEVELS:	Address \$38 E3 June Hlbange
atic level 2 ft, below land surface Date//-	7 22
tesian pressure Ibs. per square inch Date	Driller's well number
	[Signed] Bull Hamilton
og Accepted by:	Driller's well number [Signed] Bull (Well briller) License No. 5 2 Date 19

	WATER WELL DRILL		Do Not State Well No. 2W-YN 12
Pile Original, and Duplicate with the Duplicate with the SALEH, OREGON OBSERVATION	WELL STATE OF OR	EGON C751	Fill In State Permit No
- 30 - 10 - 10 - 10 - 10 - 10 - 10 - 10	MEGE VE	(10) WELL TES	impel.
Number of the State of the Stat	GEN : 6 1057	131	iet X Yes No R yes, by whom? UPSTEAD
Wash Mi	SET UTION		/min. with / tt. draw down after / hrs.
Address (Jefferness 11)	STATE	M "	н н н
	SALLIM CALL	**	и и
(2) LOCATION OF WELL:	8700*1 MAG	Artesian flow	g.p.m.
County I NA Owner's number	, if any—	Shut-in pressure	lbs, per square inch.
R. F. D. or Street No.		Bailer test	g.p.m. with ft. drawdown
Bearing and distance from section or subdivision	F9 144 - A A	Temperature of water	The state of the s
THE SU CORNER	S. 8. T. 10S.		e of well? Yes WNo
R. J. W. WM.		(11) WELL LO	G:
A Paragraphic Control of the Control		Diameter of well,	inches.
(3) TYPE OF WORK (check):	لـــــــــــــــــــــــــــــــــــــ	Total depth	/ . ft. Depth of completed well 2/ ft.
New well by Deepening Reconditions and Recondition and Reconditions and Re	tioning Abandon A	Formation: Describe	by color, character, size of material and structure, and uifers and the kind and nature of the material in each with at least one entry for each change of formation.
	(5) EQUIPMENT:	stratum penetrated,	with at least one entry for each change of formation.
(4) PROPOSED USE (check):		ft. to	the second
nestic 🗆 Industrial 🗆 Municipal 🗆	Cable	2 . 70	" Consul
Irrigation Test Well Other	Dug Well	70 . 112	" Misit Boldene
CASING INSTALLED:	If gravel packed	27 . 21	" Water angul & Sand
Threaded Welded	at Brates known	"	"
Gage or	Diameter from to		"
FROM ft. to ft. Diam. Wall	of Bore ft. ft.		n
700 " " " " "	- n		
H H H H	— н		H .
10 to 11 to 11	н н		#
н н н н н	и н		n
Type and size of shoe or well ripe and see	Size of gravel:		n .
Describe joint Wildlest		"	н
(7) PERFORATIONS:			n
Type of perforator used	- 12 8/4	Land Name of the Control of the Cont	
	per foot No. of rows		
FROM /5 ft. to 2 ft. 6 pers	# # # # # #	·	"
H H H	n n n n	<u></u>	
" " "	n n n n		n
- H H H	n n n n		"
SCREENS:			
Give Manufacturer's Name, Model No.	and Size	•	
_ te			1)
(6) CONSTRUCTION:			<i>n</i>
Was a surface sanitary seal provided? ☐ Yes ☐			
Were any strata sealed against poliution? ☐ Yes, note depth of strata	NO NO	Work started	well sitefeet above mean sea level.
FROM ft. to	ft.	Well Driller's Stat	
10			ement: drilled under my jurisdiction and this report is
METHOD OF SEALING	*	true to the best of	my knowledge and belief.
		NAME BILL	milton Well Drilling Co.
(9) WATER LEVELS: Depth at which water was first found	14 st.		n, firm, or corporation) (Typed or wrinted)
Standing level before perforating CASIMO		Address 838	E 3 Hre HORNA Dream
Standing level after perforating	14 11.	Driller's well num	ber # 2
Log Accepted by:		[Signed]	. 7
	ary 24, 1057	Forkned1www.	Well Drille
[Signed] Min. Will Date	Land The Town	License No	Dated ### 19.5

6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
 - ► Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has <u>not</u> been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

	Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? Yes No
•	Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? ☐ Yes ☑ No
	Is 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? Yes No
	If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:
ľ	List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the rights are located).
	LINA COUNTY & MARION COUNTY PLANNING COMMISSIONS

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8. LAND OWNERSHIP

B	Does the applicant own the lands FROM which the right is being transferred? ☐ Yes ☒ No			
	If "No", provide the following information. For Temporary Transfers, also include a <u>notarized statement granting consent</u> to the transfer from <u>each</u> of the landowners:			
	Names of Current Landowner(s): Kenneth & MARY LUNNING ham First Last			
	Address: 36307 Jetterson. Scio Dz.			
	Address: 36307 Jetterson. Scio Dz. JEFFERSON OREGON 97352-9302 City State Zip			
	City State Zip			
	Does the applicant own the lands TO which the right is being transferred?			
	☐ Yes ☐ N/A - NOT APPLICABLE TO INSTREAM TRANSFERS			
	If "No", provide the following information:			
	Names of Receiving Landowner(s): Lenneth & MARY LUNNINGHAM			
	Address: 36307 Jefferson - Scio Dr. Jefferson Oregon 97357.9302 City State Zip			
	JEFFERSON ORGON 97352.9302			
	City State Zip			
•	Check <u>one</u> of the following:			
	☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.			
	The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.			
	□ N/A. (Not applicable. Application is for an Instream Water Right Transfer.)			

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Last revised: 1/4/2007

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Transfer Application/4

WATER RESOURCES DEPT SALEM, OREGON

9. ATTACHMENTS

Check each of the following attachments included with this application.

The application will be returned if all required attachments are not included.

Su	pplemental Form A – Description of Proposed Change(s) to a	Land Use Information Form: Enclosed; or
Ø	Water Right A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.	 Not Required if <u>all</u> of the following are met: In EFU zone or irrigation district, Change in place of use only, No structural changes needed, including
×	Pplemental Form B — Evidence of Use Affidavit(s) At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and	diversion works, delivery facilities, other structures, and Irrigation only. Fees: Amount enclosed: \$
•	The Evidence of Use Affidavit must be accompanied by supporting documentation.	Instream Water Right Transfers, also include:
M		Supplemental Form C –
X	Water Right Transfer The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.	Instream Water Right Transfer ☐ Complete this form to describe the desired nature and attributes for the proposed instream water right.
	Temporary Transfer or Historical POD Change A map meeting the requirements of OAR 690-380-3100 must be included but need <u>not</u> be prepared by a Certified Water Right Examiner.	Temporary Transfers, also include: Recorded Deed: ☐ The applicant must submit a copy of the current deed of record for the land from which the
W	ater Well Report(s)/Well Log(s):	authorized place of use or point of
	The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.	diversion/appropriation is being moved. Affidavit of Consent: ☐ If the applicant is NOT the owner of record for the land from which the authorized place of
	Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.	use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.
	N/A. The application does <u>not</u> involve a change in point of appropriation or a change from surface water to ground water, so water well reports are <u>not</u> required.)	RECEIVED
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Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for <u>all</u> named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

		3	10. SIGNATURES			
Che	olr or		ate, and sign the application in the sign	acture hox below:		
	In accapprofor the fo	ccordance with OAR 690-380-300 roval of a permanent transfer an the proposed transfer, I (we) will	nate, and sign the application in the sign $00(13)(a)$, I (we) understand that prior to a draft Preliminal be required [pursuant to OAR 690-386] nation and evidence demonstrating that	to Department ary Determination <i>0-4010(5)]</i> to provide		
((a)	A report of ownership and lien the last three months;	n information that has been prepared by	a title company within		
((b)	holders on the subject lands unle water right conveyance agreeme conveyance agreement has been	of the proposed transfer provided by the a less the report of ownership and lien infor ent has been recorded for the subject lands a recorded for the subject lands, a copy of the lands at the time the agreement was re	rmation shows that a ls. If a water right f the agreement and		
((c)	a notarized statement consenti- identified in the report or an auth- water right has been conveyed as	ing to the transfer (attached) signed by the thorized representative of the entity to who as identified in a water right conveyance anat the applicant is authorized to pursue the indowner.	the landowner com the interest in the agreement or other		
1	I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is <u>NOT</u> required to provide the above described report of ownership and lien information.					
8	acqui conde There above a tran	lemnation. Documentation is provefore, pursuant to OAR 690-380-3 re described report of ownership armsfer under this subsection if it has	water right proposed for transfer is appointed with this application supporting this 3000(13)(c), the applicant is NOT require and lien information. (NOTE: Such an enternal as filed a condemnation action to acquire	is statement. ed to provide the tity may only apply for the property.)		
I (w	e) aff	firm that the information contain	nined in this application is true and accu	arate.		
a	applical	ant signature	name (print) Meduri Farms Enc.	6 - 20 ~07 date		
- a	annlica	ant signature	name (print)	date		

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Applicant Name:

Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

TARMS

MEDUEL

N	Aailing	Address	: PC	B	ox 63	6					
C	City:	DAU	AS		State:	OR Zi	p: 973	38 I	Day Phone: 50	3.62	3.0308
	This a	pplicatio	n is relat			claim. □Ye				9	
A. Lan	id and	Location	<u>on</u>								
(transpe	orted),	or used.	Applicar	nts for r	nunicipal us	t lots where wee, or irrigation	n uses with	in irrigatio	(taken from its on districts may	source y substi), conveyed tute existing
То	wnship	Range	Section	1/4 1/4	Tax Lot #	Plan Design Rural Reside			Water to be:		Proposed Land Use:
V	5	ZW	8		Lot 3	(:mon)	ASTEFO	Diverted	Conveyed &	Used	Land Osc.
					Lot 6	1	11		Conveyed M		
								□ Diverted		Used	
								□ Diverted	□ Conveyed □	Used	
Type o	□ Pem	nit to Use nange of	e or Store Water	Water	×	ources Depart Water-Right Allocation of gistration Mo	Fransfer Conserved	Water			
Source	of wate	r: 🗆 Re	eservoir/l	Pond	★ Ground	Water	□ Surface	Water (na	me)		
Estimat	ted quar	ntity of v	vater nee	ded:	400	🗆 cubic	feet per se	cond 🗶	gallons per mii	nute	□ acre-feet
Intende	d use o	f water:	XIrriga □ Muni		□ Commer □ Quasi-m	rcial nunicipal	□ Industria □ Instream		omestic for ther	ho	ousehold(s)
Briefly	describ	e: _W	Ateiz	US	sp 40	irrigal	E CH	HERE'	dechi	neved,	GRASS
Note to governi Departi	ment re	ant: If t	he Land tive sign	Use Inf the rece	formation Fo eipt below a	orm cannot be nd include it	completed with the app	while you	wait, please hiled with the W	ave a lo ater Re	ocal sources
•••••••				Recei	nt for Rec	uest for L	and Hee	Informa	tion		

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

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate	box below and provide the requested information
I and uses to be served l	by proposed water uses (including proposed construction) are allowed outright or are

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary landuse 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".

(e.g. plan ame	f Land-Use Approval Needed an amendments, rezones, onal-use permits, etc.) Cite Most Significant, Applicable Plan Policies & Ordinance Section References		Land-Use Approval:		
			□ Obtained	☐ Being pursued	
			□ Denied	☐ Not being pursued	
			□ Obtained	☐ Being pursued	
			□ Denied	☐ Not being pursued	
	360 · **	p **c	□ Obtained	☐ Being pursued	
741		a reg	□ Denied	☐ Not being pursued	
			☐ Obtained	☐ Being pursued	
			☐ Denied	☐ Not being pursued	
			□ Obtained	☐ Being pursued	
			□Denied	☐ Not being pursued	

3 <u>-</u>	Department regarding this pr				
-			Ţ,		
ı	Name:	or beich Noise	Title: A	1) u (6-15-
	applicant. If you sign the rec	epresentative: Please comple eipt, you will have 30 days fron ation Form or WRD may presun ehensive plans.	n the Water Resource	s Department's noti	ce date to retur
41	1	Receipt for Request f	or Land Use Info		
	Applicant name:				
	City or County:		_ Staff contact:		
	Signature:		Phone:	Date:	



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applica	nt Name:		VED	UEI	FAEL	MS					
Mailing	Address	Po	Bo	x 636)						
City: _						Zip:	913	38	Day Phone:	503.6	623.030E
This a				Measure 37							
A. Land and	Locatio	on									
		====									
	or used.	Applicar	nts for r	nunicipal us	e, or irrig	ation 1	ises wit	hin irri	rted (taken fron igation districts 7.		
Township	Range	Section	44	Tax Lot #	Plan De Rural Re				Water to be:		Proposed Land Use:
105	ZW	8	TL	ot 3,4	AGRIC			₩ Di	verted Conveye	d B Used	
100				LOT 5,6					verted MConveye		
				Lot 7, 8		14		₩ Di	verted &Conveye	d X Used	
The state of the s				bt 9,10				M Di	verted &Conveye	d K Used	
□Exc	mit to Use	e or Store Water	e Water	×	Water-Ri Allocatio	ght Tr	ansfer onserve		er		
Source of wat	er: 🗆 Re	eservoir/	Pond	X Ground	Water		Surface	e Wate	r (name)		
Estimated qua	ntity of v	vater nee	ded:	300	🗆 c	ubic fe	eet per s	econd	X gallons pe	r minute	□ acre-feet
Intended use o	of water:	☐ Irriga ☐ Muni		□ Commer □ Quasi-m			Industr Instream		☐ Domestic for ☐ Other		
Briefly descri	be: 4	Neu	س ر	ell 15	desi	ned	to	60	etter of	eva-	re
22500000000000000000000000000000000000	the	Irn	SA	HON S	syste	em					
									e you wait, plea		
			Recei	pt for Rec	uest fo	r Lar	nd Use	Info	rmation		

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

RECEIVED

JUN 2 0 2007

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

ease check the appropriate b		The same of the sa	
	· V - 1 - 1 - 1		
<i>W</i> ,			

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LCC 928. 310 (6)C1

☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary landuse 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 (e.g. plan amendments, rezones, conditional-use permits, etc.)		n amendments, rezones, Policies & Ordinance Section References		
			□ Obtained	☐ Being pursued
			☐ Denied	☐ Not being pursued
			☐ Obtained	☐ Being pursued
			□ Denied	☐ Not being pursued
* .			☐ Obtained	□ Being pursued
Q1	i,	1.00 v y_	☐ Denied	☐ Not being pursued
e de la companya de l			☐ Obtained	☐ Being pursued
1.		1.4	□ Denied	☐ Not being pursued
140	30	114 1	☐ Obtained	☐ Being pursued
	-		□ Denied	☐ Not being pursued

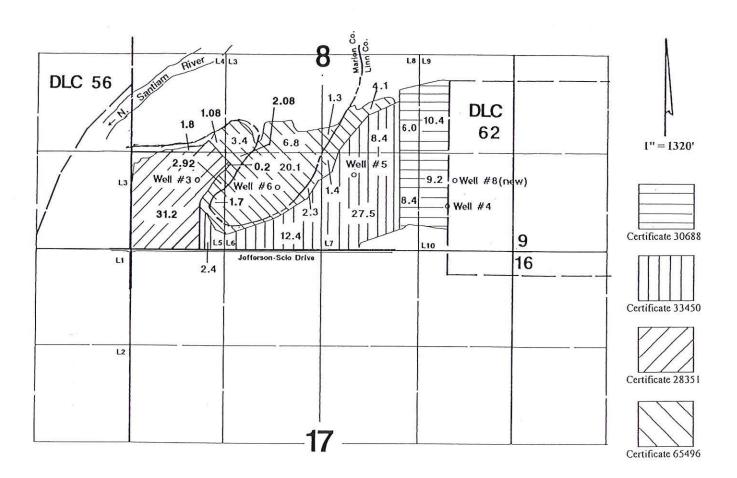
	express special land-use concerns or make recommendations to the Water Resources sed use of water below, or on a separate sheet.
Agricultural	use is allowed ordinglit.
	75
	31
Name: ROBERT WI	TELLOW Title: SENIOR PLANNER
Signature: Robert 7 . L	Nhaeldh Phone: 541-967-3816 Date: 6/14/87
Government Entity:	Short Phone: 541-967-3816 Date: 6/14/67
	and the transfer of
applicant. If you sign the receipt,	escutative: Please complete this form or sign the receipt below and return it to the you will have 30 days from the Water Resources Department's notice date to return the Form or WRD may presume the land use associated with the proposed use of water is asive plans.
<u> </u>	Receipt for Request for Land Use Information
Applicant name:	
City or County:	Staff contact:
G.	EU E

Last updated 12/01/06 WR

10411

RECO JAN I 2 2010

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E

Well #4 is located 625' N & 4325' E

Well #5 is located 1010' N & 3110' E

Well #6 is located 850' N & 2050' E

Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

NEWEST REVISED MAP

Application Map

Meduri Farms

Transfer #: T-10411

This Map was Prepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended to Provide Legal Dimensions or Location of Property Ownership Lines



Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	28351	
---	-------	--

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
☐ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) ☐ Historic Point of	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current least the current location will be	Proposed new use: Irrigation
Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.)	location will be discontinued.)	□ Domestic (indicate number of households) □ Other □ Substitution (A supplemental ground water right will be substituted for a primary surface water right.)
Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.)		☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)
☐ Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		JUN 2 0 2007 WATER RESOURCES DEF

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	28351	6.651
(Z-L)		Certificate Number	Permit Number or Decree Name
П	Adjudicated,		
	Non-certificated Right	Name of Decree	Page Number
	Permit for which Proof has	¥ ,	
	been Approved	Permit Number	Date Claim of Beneficial Use Submitted
	Transferred Right for which		
Ш	Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use
		·····	Submitted
	Name on Permit, Certificate, o	or Doorge: V/M IIPP	STAD
-	Name on Femili, Certificate, C	of Decree. MM. STP	21 AV
	County: LINN		
_	Authorized Use(s) to be Affect	4-11-T	1 hay (100 charan)
•	Authorized Use(s) to be Affect	ted by Transfer:	region (NO Change)
•	Priority Date(s):	Sept 5, 1957	
	If there are multiple Priority 1	Dates identified on the water	right any information
	provided on pages 3 through		
	associated with each of the au	thorized and proposed points	of diversion or
	appropriation and places of us	se.	
	Source(s) of Water to be Affect	cted by Transfer: UPST	AD WELL 3
	.1		(
	Tributary to: NORTH	Santiam River	•
	If there are multiple Sources i	listed on the water right, any i	nformation provided on
	pages 3 through 6 of this form		
	the authorized and proposed p		
	1 1 1	3 11 1	ı
	For applications proposing a	Change in Place of Use or C	haracter of Use:
	Are there Other Water Right		
*	Are there Other Water Right with this land?	s, Permits or Ground Water R	egistrations associated
	Are there Other Water Right with this land?		egistrations associated
•	Are there Other Water Right with this land?	s, Permits or Ground Water R	e or Character of Use
1	Are there Other Water Right with this land? Yes No No	s, Permits or Ground Water R NA – No Change in Place of Use Registration or Certificate No	egistrations associated e or Character of Use umbers?
	Are there Other Water Right with this land? Yes No No No Mare the Permit, Pursuant to ORS 540.510, any	s, Permits or Ground Water R I/A – No Change in Place of Use Registration or Certificate Notes of the control	egistrations associated e or Character of Use umbers? ht that is supplemental to
•	Are there Other Water Right with this land? Yes No No If "Yes", what are the Permit, Pursuant to ORS 540.510, any a primary right proposed for t	s, Permits or Ground Water R I/A – No Change in Place of Use Registration or Certificate No "layered" water use or a right ransfer must be included in the	egistrations associated e or Character of Use umbers? ht that is supplemental to he transfer or be
	Are there Other Water Right with this land? Yes No No No Mare the Permit, Pursuant to ORS 540.510, any	s, Permits or Ground Water R I/A – No Change in Place of Use Registration or Certificate No "layered" water use or a right ransfer must be included in the	egistrations associated e or Character of Use umbers? ht that is supplemental to

JUN 2 0 2007

	Certificate Number or other identifying number:	28351	
_			

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	WELL#3 9-5.57	105	ZW	W	8	SWSW	Lot5	925'N & 950'E from Sw Corner Gection 8

	Does the	water right	being tra	nsferred i	involve a	ground	water	source(s)	?
--	----------	-------------	-----------	------------	-----------	--------	-------	---------	----	---

¥ Yes ☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

or

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.) Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

JUN 2 0 2007	OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
									DEC	FIVED

1 10411

	Certificate Number or other identifying number:	28351
2,400	Certificate realified of other identifying number.	40011

The following information must be provided <u>only</u> for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	¼¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
					V4		
					5		
					12"		
							RECEIVE
11							JUN 2 0 200

	Certi	ificate N	Number or	other ide	entify	ing n	number:	2:	8351			
Sur acc	vey coor ompanyi Locatio	oposed dinates ing appl n of Pro	described ication ma A oposed Po	the water below shap. Attach	er rig hould h addi Dive	ht in accu itiona	volving p trately co al pages a. 1 or App	point(s) o orrespond s necessar ropriati	f diversid to the pry. on:	on and/or	r appropri own on the	ation.
			(s) of diversion				ut of Dive	N/A - Ir	stream W	ater Right	Transfer ing propose	ad I
	urce	Townshi		Mer	Sec .	į,	4 ¼	Tax Lot, DLC or Gov't Lot		Survey C linates from	Coordinates a recognized rner)	
WEL	L	105	214	W	8	SE	SE I)LC 6Z	950'1 SW 6	U & 44: Corner	25'E Front Section	on 4HE
			proposed p				ation (we	35			ve, are the	
	listed If "Y well, the to http:// If "N follo	d above. Yes", att or if we able bel //www.w No", des wing ta	tach and call log(s) a low. (NOT) or a low. (NOT) or a low. Scribe the a low. The low of	learly late are <u>not</u> are E: You ma us) anticipate d Point(s	bel the vailable of constant of a second constant o	e con ble, a rch fo nstru	respondi lescribe to or well log action for	ing well l he consti gs on the l the prop	og(s) for cuction of Departme posed we	each prof the well nt's web p	oposed l(s) using page at:	
		isting	nying musi be nying applice Diameter	ation map. Type and	No	o. of	Intervals		Est.	Est. depth	Type of access	Total
built? 'es/No)	Well Log (or Well No. L-		enemonores sept of 100 Sept of	size of casing		et of sing	perforated (in feet)		depth to water	to water bearing stratum	port or measuring device	well depth
lo			16"	12"5+1	_ ±1	50'	25'-45' Est.	120	± 20°	20-40	PLUG IN MELL SEAL	±50°

JUN 2 0 2007

Location of Property (NOTE: Comple						Instream Water roposed.)	r Right Trans
Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicab
Remarks:	2						

WATER RESOURCES DEPT
SALEM, OREGON
Description of Proposed Change(s) to a Water Right

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

н	Certificate Number or other identifying number:	30688
-	98 957 A	

1. TYPE OF CHANGE(S) PROPOSED

	(Check <i>all</i> that apply.)		
Point of Diversion or Appropriation	Place of Use	Character of Use	
□ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.) ■ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) □ Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.)	☐ All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) ☐ Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation	
☐ Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.)		☐ Other	
Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.)		☐ Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)		JUN 2 0 2007 WATER RESOURCES DE SALEM, OREGON	PT

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

	30688	G-1501
A 1:- 1:1	Certificate Number	Permit Number or Decree Name
Adjudicated, Non-certificated Right		
	Name of Decree	Page Number
Permit for which Proof has	D	
been Approved	Permit Number	Date Claim of Beneficial Use Submitted
Transferred Right for which		
Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted
Name on Permit, Certificate, o	or Decree: William	LI PASTAD
County:LINN		
<u> </u>		
Authorized Use(s) to be Affect	eted by Transfer:	- REIGATION (NO Chame)
Priority Date(s):	CEMBER 16, 19	59
appropriation and places of use Source(s) of Water to be Affective		
	Ĭ,	STAD WASCO -1
Tributary to:		
Tributary to:	isted on the water right, must identify which sou	any information provided on arce is associated with each of
If there are multiple Sources is pages 3 through 6 of this form	listed on the water right, a must identify which sou	any information provided on arce is associated with each of ropriation and places of use.
If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed p	Isted on the water right, a must identify which sout oints of diversion or app	any information provided on arce is associated with each of arcpriation and places of use. or Character of Use:
If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed pages. For applications proposing a Are there Other Water Right with this land?	Isted on the water right, a must identify which sout oints of diversion or app	any information provided on arce is associated with each of ropriation and places of use. or Character of Use: ter Registrations associated
If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed pages. For applications proposing a Are there Other Water Right with this land?	isted on the water right, a must identify which source of diversion or appoints of diversion or appoints of Brange in Place of Use of U	any information provided on arce is associated with each of aropriation and places of use. or Character of Use: ter Registrations associated of Use or Character of Use
If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed positive authorized and proposing a Are there Other Water Right with this land? Yes No No If "Yes", what are the Permit, Pursuant to ORS 540.510, any	isted on the water right, a must identify which so to oints of diversion or appoints of diversion or appoints or Ground Wass, Permits or Ground Wass, Permits or Ground Wass, Registration or Certification or Cer	any information provided on arce is associated with each of aropriation and places of use. or Character of Use: ter Registrations associated of Use or Character of Use ate Numbers?
If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed pages. For applications proposing a Are there Other Water Right with this land? Yes No No	listed on the water right, a must identify which sound or appoints of diversion or appoints of diversion or appoints or Ground Wall A – No Change in Place of Registration or Certification or Ce	any information provided on arce is associated with each of ropriation and places of use. or Character of Use: ter Registrations associated of Use or Character of Use ate Numbers? a right that is supplemental to in the transfer or be

10411

WATER RESOURCES DEPT SALEM, OREGON

Certificate Number or other identifying number:	30688
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The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	12-16.59	105	ZW	M	8	SESE	L0410	625'N & 4325'6 OF SW Corner Section B

Does the water right being transferred involve a ground water source(s)?

¥ Yes ☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

- A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (<u>NOTE:</u> You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)
- B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth	
*										
									RECEI	VE
10411									JUN 20	200

WATER RESOURCES DEP SALEM, OREGON

н	Certificate Number or other identifying number:	30688	

The following information must be provided only for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/ ₄ 1/ ₄ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)	
					8			
					-			
#							Da. *	
							RECEI	VI
1-1-							JUN 20	20
L L							WATER RESOUR SALEM, OR	

	Cert	ificate N	umber or	other ide	entifyi	ing nu	mber: _	:	3068	8		
		3	. PROPO	OSED CI	HAN	GES T	го тні	E WAT	ER RIG	НТ		
Sui	rvey coor companyi	dinates d ing appli	lescribed cation ma	below sh ip. Attacl	iould h addi	accur tional	ately con pages as	respond necessar	d to the pry.		r appropri own on the	
(No	(i.e., the "	TO" point(s) of diversion	n or approp	riation))		N/A - Ir	istream W	ater Right ation is be	Transfer ing proposi	ed.)
	ource	Township		Mer	Sec	1/4	tion (Tax Lot, DLC or Gov't Lot	(coord	Survey (linates from co	Coordinates a recognized mer)	survey
WE	L	105	2W	W	8	SES	SE D	LC 6Z	950'1 SW 1	U & 44 Corner	25'E Front Sectua	on 8
	well liste If "" well the t http: If "I	(s) alreadd above. Yes", atta Or if we able beld WWW.W.	dy constru ach and c ll log(s) c ow. (<u>NOT)</u> cd.state.or.	learly later are <u>not</u> aver you mand us)	∃ Yes bel the vailab ny sear	e corr ole, de rch for	⊠ No espondin scribe th well logs	ng well l ne constr	N/A - N log(s) for ruction o Departme	o propos c <u>each</u> pro f the well nt's web p	l(s) using page at:	
We sho	Constri ell numbers	ection of	Propose	e clearly tid						bed in the t	able above a	nnd
Well already built? Yes/No)	If an exwell, O Well Log (or Well No. L-	WRD ID No. ID Tag	Diameter	Type and size of casing	fee	o. of et of sing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
No			16"	12"5+L	<u>.</u> ± 5	50'	25'-45' Est.	±20	± 20°	20-40	PLIS IN WELL SEAL	±50'
					-						REC	EIVED
)41											JUN	2 0 2007

SALEM, OREGON

cation of P	Attach addition roposed Place lete this table or						Right Transfer
Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
					0		

1 10411

WATER RESOURCES DEPT SALEM, OREGON

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	33450	
---	-------	--

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use	
Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) Additional (Both the old and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.) Point of Diversion Change due to Government Action (The old point of diversion can no longer be used due to government action.) Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation	200

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	33450	6-2113							
M	Confinence regin	Certificate Number	Permit Number or Decree Name							
П	Adjudicated,									
	Non-certificated Right	Name of Decree	Page Number							
	Permit for which Proof has									
Ш	been Approved	Permit Number	Date Claim of Beneficial Use Submitted							
П	Transferred Right for which									
Ш	Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted							
	Name on Permit, Certificate, o	or Decree: Wm. UPP	STAD							
ш	Authorized Use(s) to be Affec	ted by Transfer: Tizas	Atton (No CHANGE)							
•	Priority Date(s):	L 10, 196Z								
 	If there are multiple Priority I provided on pages 3 through associated with each of the au appropriation and places of us Source(s) of Water to be Affective.	6 of this form must identif y w thorized and proposed points se.	which priority date is of diversion or							
	Tributary to: Loran Sam	HIAM ELVER								
	If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.									
	For applications proposing a	Change in Place of Use or C	Character of Use:							
•	Are there Other Water Right with this land?	s, Permits or Ground Water	Registrations associated							
	☐ Yes ☐ No ☐ N	NA – No Change in Place of U	se or Character of Use							
	If "Yes", what are the Permit,	Registration or Certificate	lumbers?							
	Pursuant to ORS 540.510, any a primary right proposed for t cancelled, except as provided	ransfer must be included in								

JUN 2 0 2007

п	Certificate Number or other identifying number:	33450	

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed: (i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer,

the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1414	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	4.10.6Z	105	ZW	W	8	SWSE	Lot 7	SW Corner of Gation 8

Does the water right being transferred involve a ground water source(s)?

X Yes

☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (<u>NOTE</u>: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

or

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.)

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
								RE	CEIVED
								JUL	2 0 2007
									ESOURCES DE

Certificate Number or other identifying number:

33450

The following information must be provided <u>only</u> for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer.</u>) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)	
					(8			
		,						
							REC	EIVE
							JUN	2 0 20

	Certi	ficate N	lumber or	other ider	ntifyin	ng nur	nber: _		334	50				
Surv	cribe propey coord ompanyin Location (i.e., the "T TE: Com	oposed of linates of applications of Pro	changes to described ication ma ication ma posed Poi s) of diversion is table only	the water below sho p. Attach dd' int(s) of I or appropri	(ANG r righ ould a additi Diversiation)	GES Tot invo	lving postely corposes as	WATE oint(s) of respond necessar opriatio	ER RIGI f diversic to the p y. on: stream Wa	HT on and/or oints sho other Right Telegraphics Survey Contacts from	Transfer ing propose oordinates a recognized s	d.)		
Weu	-	105	2W	W	8	SES			950'N SW 0		ner) 25'E Fro of Section	N8 M 4HE		
	If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☐ Yes ☐ No ☐ N/A - No proposed well(s) listed above. If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are not available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: http://www.wrd.state.or.us) If "No", describe the anticipated construction for the proposed well(s) in the following table: Construction of Proposed Point(s) of Appropriation or Well(s) Well numbers in this listing must be clearly lied to corresponding well location(s) described in the table above and													
Well already built? (Yes/No)	If an ex well, O Well Log (or Well No. L-	WRD ID No.	Diameter	Type and size of casing	No. feet casi	t of	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth		
No			16"	12"5+L	±5		25'-45' Est.	120	120	20-40	PLIS IN MELL SEAL	±50°		

- 5 -

	oposed Place te this table or						Right Transfer
Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
					7		
	+						

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WATER RESOURCES DEPT SALEM, OREGON

- 6 -

Water Right Transfer Supplemental Form A DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only <u>one</u> water right per page. A <u>separate Supplemental Form A</u> must be completed for <u>each</u> certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

Certificate Number or other identifying number:	65496	

1. TYPE OF CHANGE(S) PROPOSED

(Check all that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
	Place of Use All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: Irrigation

2. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

X	Certificated Right	G-10727 Permit Number or Decree Na	ame	
	Adjudicated,	Certificate Number		
_	Non-certificated Right	Name of Decree	Page Number	
	Permit for which Proof has been Approved	Permit Number	Date Claim of Beneficial Use Submitted	B
	Transferred Right for which Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted	2
•	Name on Permit, Certificate, of County:			<u> </u>
	•			
	Authorized Use(s) to be Affect	ted by Transfer: Tep	CLEATION (NO CHANGE	G G)
	Priority Date(s):MA	12, 1987		
	If there are multiple Priority I provided on pages 3 through associated with each of the au appropriation and places of us	6 of this form must iden thorized and proposed p se.	tify which priority date is coints of diversion or	ı
	Source(s) of Water to be Affect	cted by Transfer:/	113U #6	
	Tributary to: NORTH S If there are multiple Sources is pages 3 through 6 of this form the authorized and proposed p	must identify which so	any information provided urce is associated with eac	ch of
	For applications proposing a	Change in Place of Use	or Character of Use:	
•	Are there Other Water Right with this land?	s, Permits or Ground W	ater Registrations associate	:d
	☐ Yes ☐ No ☐ N	N/A – No Change in Place	of Use or Character of Use	
	If "Yes", what are the Permit,	Registration or Certific	ate Numbers?	
	Pursuant to ORS 540.510, any a primary right proposed for t cancelled, except as provided	<u>ransfe</u> r <mark>must be includ</mark> e	d in the transfer or be	al to RECEIVED
	**	•	777	111M 9 0 2007

JUN 2 0 2007

	Certificate Number or other identifying number:	65496	
--	---	-------	--

The following information must be provided <u>only</u> for those points of diversion or appropriation that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed: (i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer,

the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L)	Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
	WEU#4 5-12-87	10	ZW	W	8	SESW	Lot 3	870'N & ZOSO'E From SW Corner of Sec 8

Does the water right being transferred involve a ground water source(s)?

Y Yes

☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for <u>each</u> point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. (<u>NOTE:</u> You may search for well logs on the Department's web page at: http://www.wrd.state.or.us)

or

B. If a well log is <u>not</u> available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if <u>no</u> well log is available.) Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
								RI	ECEIVED
								JU	N 2 0 2007
								WATER	RESOURCES E

1041 Supplemental Form A

H	Certificate Number or other identifying number:	65496	
---	---	-------	--

The following information must be provided only for those places of use that are involved in the transfer (i.e., <u>list only the portion of the water right you propose to transfer</u>.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

Location of Existing Authorized Place of Use to be Affected:

(i.e., the allowed lands listed on the water right that will be affected by the proposed transfer, the "FROM" lands)

Source and Priority Date	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)	
								1
								1
								-
			-			1		
								1
								}
					*			}
			-					
								*
1915 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 - 1916 -							OF	OFWE
							rtc	CEIVE
							JUt	2 0 2007
								SOURCES M, OREGON

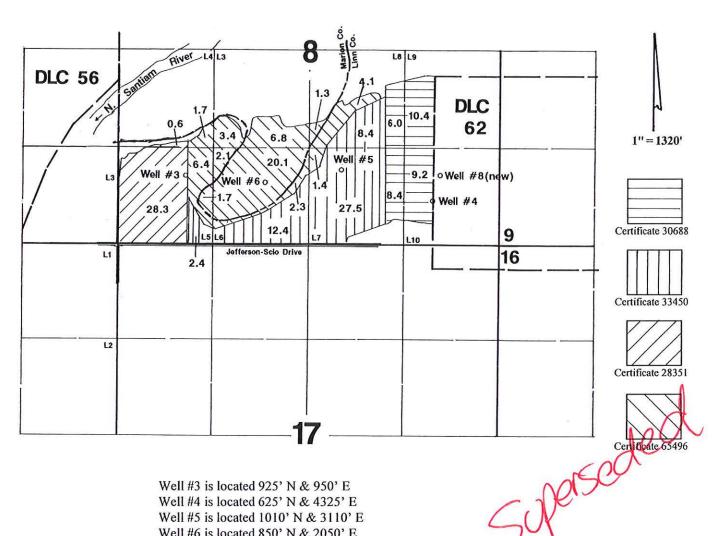
,	Cert	ificate N	lumber or o	other ide	entify	ing n	umber:	. 6	5496	9		1
_			3. PROPO									J
Desc	cribe pr		changes to			EVI EVI					appropri	ation.
			described						-	oints sho	wn on the	
acco	трапуі	ng appi	ication ma	b. Attac.	n adai	itionai	pages a	is necessa	y.			
			posed Poi	nt(s) of			or App			D:-1.1'	r	
			s) of diversion is table only				nt of Div	☐ N/A – In ersion or A				rd.)
Sou		Townshi		Mer	Sec	1/2	tion	Tax Lot, DLC or Gov't Lot	(coord	Survey C inates from cor	coordinates a recognized s mer)	survey
	WELL 105 2W W 8 SESE DLC 62 SW Corner of Section 8											
WELL		105	2W	W	8	SEG	SE	DLC 62	SW 0	Corner o	ot Section	NB
	well liste	(s) alrea d above	proposed pody construction	cted? [∃ Ye	S	X N	1o 🗆	N/A - N	o propos	ed well(s)	
	the i	able bel	ell log(s) a low. <u>(NOTI</u> rd.state.or.	E: You me								
		No", des	scribe the d ble:	anticipa	ed co	nstru	ction fo	r the prop	oosed we	ll(s) in th	e	
Wel	l number:	s in this li	f Propose sting must be trying applications	clearly t	ed to					bed in the t	able above a	ınd
Well already built? Yes/No)	well, C Well Lo	g ID No. I ID Tag	Diameter	Type and size of casing	fe	lo. of eet of asing	Interval casing i perforate (in feet	is Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
No			16	1215+	L±	50'	25'-45 Est.	120	120	20-40	PLIS IN MELL SEAL	±50°
		1										

	roposed Place tete this table on						Right Transfer
Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
-							
		<u> </u>					

1 10411

WATER RESOURCES DEPT SALEM, OREGON

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E

Well #4 is located 625' N & 4325' E

Well #5 is located 1010' N & 3110' E

Well #6 is located 850' N & 2050' E

Well #8 (new) is located 950' N & 4425' E -all from the SW corner of Section 8.

Application Map

Meduri Farms

Transfer #:

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WATER RESOURCES DEPT SALEM, OREGON



10411

This Map wasPrepared for the Purpose of Identifying the

Location of a Water Right Only and is Not Intended to Provide Legal Dimensions or Location of Property Ownership Lines.

Water Right Transfer Supplemental Form B AFFIDAVIT ATTESTING TO THE USE OF WATER

State of Oregon
County of Linn-Marion) ss
I, Mary Cunningham, in my capacity as <u>owner</u> , mailing address <u>36307 Jefferson-Scio Dr Jefferson, ORq1</u> 362 telephone number (541) 327-3859, being first duly sworn depose and say:
1. I attest that:
Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; or
☐ The water right was leased instream at some time within the last five years. The instream lease number is as follows:; 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.
2. My knowledge of the exercise or status of the water right is based on (check one):
Personal observation Professional expertise
3. My knowledge is specific to the use of water at the following locations:

Tow	nship	Ra	inge	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
10	S	Z	W	W	8	MSM	Lot 4	2.3
						SW SW	Lot5	38.8
						HE SW	Lot 3	10.2
						SE SW	Lot 6	36.9
						NW SE	Lot 8	19.8
						SWSE	Lo+ 7	37.3
						NG SE	lot9	10.4
						SE SE	Po+ 10	9.2
							total	164.9

RECEIVED

JUN 2 0 2007

(continues on reverse side)

WATER RESOURCES DEPT SALEM, OREGON

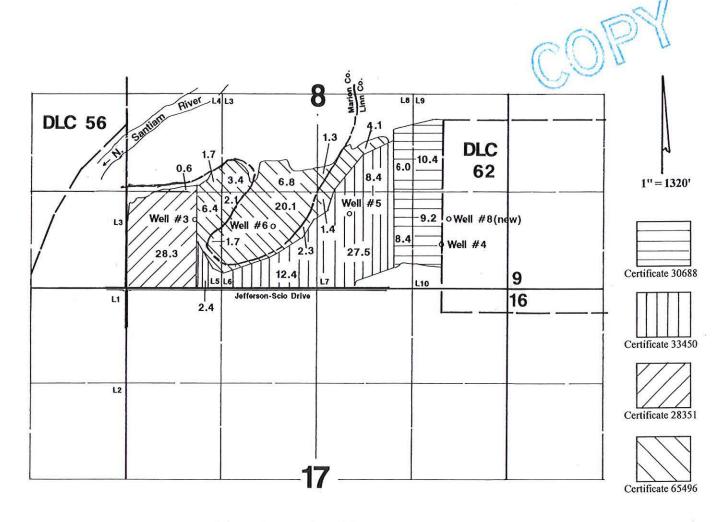
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.

T 10411

	4. The water right was exercised for the authorized purpose described I Strawberries, corn, grass seed woon this property.	below (e.g., crops grown) eve irrigated
	5. The water delivery system used to apply water as authorized by the water was delivered by overhead in using hand lines, wheel lines and gu	
	6. One or more of the following documentation supporting the above s	tatements is attached:
	Copy of a water right certificate that was issued within the last five right certificate),	
?	Copies of receipts from sales of irrigated crops or for expenditures water,	relating to the use of
2.	Records such as Farm Service Agency crop reports, irrigation distr farm management plan, or records of other water suppliers,	ict records, an NRCS
	☐ Dated aerial photographs of the lands or other photographs contain establish the location and date of the photograph,	ing sufficient detail to
2.	Dedicated power usage records or receipts,	
	☐ Instream lease number,	
	Other:	
	Mary Cumuncham Signature of Affiant Date	6/19/07
	Signed and sworn to (or affirmed) before me this 19th day	of <u>June</u> , 20 <u>07</u> .
M	OFFICIAL SEAL K WUSSTIG NOTARY PUBLIC - OREGON COMMISSION NO. 394034 MY COMMISSION EXPIRES JUNE 19, 2009 ATER RESOURCES DEPT SALEM, OREGON Y Commission Expires	ty Public for Oregon s: 6-19-2009
1	SALEM, OREGON J STATE OF THE ST	

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

T.10S., R.2W., W.M.



Well #3 is located 925' N & 950' E

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Application Map

Meduri Farms

1 10411

This Map wasPrepared for the Purpose of Identifying the Location of a Water Right Only and is Not Intended toProvide

Transfer #:

RECEIVED

JUN 2 0 2007

Legal Dimensions or Location of Property Ownership Lines.

WATER RESOURCES DEPT
SALEM, OREGON

This fax was sent with GFI FAX haker fax server. For more information, visit: http://www.gfi.com

Meter Reading History

Meter # 23744944

Site Address: 1002 088001/27HP /EFFERSON OR 97352

Pump #4

Billing Month	Read Date	Read Type	Cycle	Status	Source (*)	Condition Codes	Days	Daily KWH	KWH	KWH Usage	KW	KW Usage	ON KWH	ON KWH Usage	OFF KWII	OFF KWH Usage	Invoice
05	05/25/2007		20		S	NUSD	29		995	0	0	0					\$0.00
04	04/26/2007		20		S	LRNUSU	28		995	0	0	0					\$0.00
93	03/29/2007		20		S	NUSD	31		995	0	0	0	1				\$0.00
02	02/26/2007		20		S	NUSD	28		995	0	0	0	†				\$0.00
01	01/29/2007		20		S	SDSU	31		995	0	0	0					\$0.00
12	12/29/2006		20		ī		31		995	ı	1809	2					\$0.06
11	11/28/2006		20		S	SDSU	35		994	0	0	0				_	\$21.73
10	10/24/2006		20		ī		28		994	5	3784	4					\$0.24
09	09/26/2006		20	C+ 1200E/NSSSSSS	1		11		989	0	6111	6				Access 640 (1)	\$0.00
	09/15/2006	0			M				989		6111						\$0.00
	09/07/2006	S	20		M				950		6111						\$0.00
	09/05/2006	C			M		12	5	950	59	6111	6	<u> </u>				\$83.15
08	08/24/2006		20		I		29	15	891	440	6255	ó	†	1			\$21.18
07	07/26/2006		20		I		30	14	451	423	6291	Ó					\$20.22
06	06/26/2006		20		I		31	1	28	27	6268	6					\$1.29
05	05/26/2006		20 -		I		30		1	0	0	0					\$0.60
04	04/26/2006		20		I		29		1]	3127	3	-				\$0.05
03	03/28/2006		20		S	NUSD	27		0	0	0	0	İ				\$0.00
02	03/01/2006		20		S	SD	28		0	0	0	0					\$0.00
10	02/01/2006		20	-	S	SD	29		0	0	0	0					\$0.00
12	01/03/2006		20		S	SDSU	36		0	0	0	0	 				\$0.00

Comments:



P.O. Box 400 Portland, Oregon 97207-0400 1-888-221-7070 fax i-888-800-285i

Meter Reading History

Meter # 21288241

Site Address:

JEFFERSON OR 97352

Pump # 3

30 hp.

Billing Month	Read Date	Read Type	Cycle	Status	Source (*)	Condition Codes	Days	Daily KWH	KWH	KWH Usage	KW	KW Usage	ON KWH	ON KWH Usage	OFF KWH	OFF KWH Usage	Invoice
05	05/25/2007		20		1		29	34	19127	999	22450	22					\$52.17
04	04/26/2007		20		S	LRNUSU	28		18128	0	0	0					\$0.00
03	03/29/2007		20		S	NUSD	31		18128	0	0	0					\$0.00
02	02/26/2007		20		S	NUSD	28		18128	0	0	0					\$0.00
01	01/29/2007		20		S	SDSU	27		18128	0	0	0					\$0.00
12	01/02/2007		20		S	SDSU	35		18128	0	0	0					\$0.00
11	11/28/2006		20		S	SDSU	35		18128	0	0	0					\$21.73
10	10/24/2006		20		1		28		18128	0	0	0			1100		\$0.00
09	09/26/2006		20		I		11		18128	0	0	0	1				\$0.00
	09/15/2006	0			M				18128		0		1				\$0.00
	09/07/2006	S	20		М				13128		0		T				\$0.00
	09/05/2006	C			M		11		18128	0	0	0					\$254.31
08	08/25/2006		20		I		30		18128	0	0	0					\$0.00
07	07/26/2006		20		1		30		18128	0	0	0	1				\$0.00
06	06/26/2006		20		I		31	42	18128	1313	19300	19	1				\$62.64
05	05/26/2006		20		S	SDSU	30		16815	0	0	0					\$0.00
04	04/26/2006		20		S	NUSD	29		16815	0	0	0	1				\$0.00
03	03/28/2006		20		S	NUSD	27		16815	0	0	0	1				\$0.00
02	03/01/2006		20		S	SD	28		16815	0	0	0	1				\$0.00
01	02/01/2006	T	20	1	S	SD	29		16815	0	0	0	1	1			\$0.00
12	01/03/2006	1	20		S	SDSU	36		16815	0	0	0	1	1			\$0.00

Meter Reading History

Pamp #5

Meter # 90130707 Vamp # 5

Site Address: 36307 JEFFERSON SCIO DR (# 20HP) JEFFERSON OR 97352 9331 99

Billing Month	Read Date	Read Type		Status	Source (*)	Condition Codes	Days	Daily KWH	KWH	KWH Usage	KW	KW Usage	ON KWH	ON KWH Usage	OFF KWH	OFF KWH Usage	Invoice
05	05/25/2007		20		S	NUSD	29		72319	0	0	0					\$0.00
0:4	04/26/2007		20		S	LRNUSU	28		72319	0	0	0					\$0.00
03	03/29/2007		20		S	NUSD	31		72319	0	0	0					\$0.00
02	02/26/2007		20		S	NUSD	28		72319	0	0	0					\$0.00
01	01/29/2007		20		S	SDSU	31		72319	0	0	0	 		T-130		\$0.00
12	12/29/2006		20		S	BRTM	31		72319	0	0	0					\$0.00
11	11/28/2006		20		S	SDSU	35		72319	0	0	0	 				\$21.73
10	10/24/2006		20		1	SU	28		72319	0	0	0					\$0.00
09	09/26/2006		20		1	DK	11		72319	0	0	0					\$0.00
	09/15/2006	0			M				72319		0			1			\$0.00
	09/07/2006	S	20		M				72319		0				X 1, 1		\$0.00
	09/05/2006	C			M.		12		72319	0	0	0					\$75.46
08	08/24/2006		20		I	SU	29		72319	0	0	0					\$0.00
07	07/26/2006		20		1	DK	30		72319	0	0	0					\$0.00
06	06/26/2006		20		I	SU	31		72319	0	0	0		 			\$0.00
	06/01/2006	S	20		F				72319		0						\$0.00
05	03/26/2006		20		M		30		72319	0	0	0	 		-		\$0.00
05	05/26/2006		20	Z.	1	VR	30	2000	32319	60000	0	0					\$0.00
04	04/26/2006		20		I	SU	29		72319	0	0	0					\$0.00
03	03/28/2006		20		S	NUSD	27		72319	0	0	0					\$0.00
02	03/01/2006		20		S	SD	28		72319	0	0	0					\$0.00
01	02/01/2006		20		S	SD	29		72319	0	0	0					\$0.00
12	01/03/2006		20		S	SDSU	36		72319	0	0	0		 			\$0.00

Comments:





JEFFERSON OR 97352

Site Address:

P.O. Box 400 Portland, Oregon 97207-0400 1-888-221-7070 fax 1-888-800-2851

Meter Reading History

Meter # 64399180

Pamp 46

Billing Month	Read Date	Read Type	Cycle	Status	Source (*)	Condition Codes	Days	Daily KWH	KWH	KWH Usage	KW	KW Usage	ON	ON KWH Usage	OFF KWH	OFF KWH Usage	Invoice
05	05/25/2007		20		1	DK	29		14203	0	0	0					\$0.00
04	04/26/2007		20		I	SU	28		14203	0	5	0					\$0.00
03	03/29/2007		20		S	NUSD	31		14203	0	0	0					\$0.00
02	02/26/2007		20		S	NUSD	28		14203	0	0	0					\$0.00
01	01/29/2007		20		S	SDSU	27		14203	0	0	0					\$0.00
12	01/02/2007		20		S	SDSU	35		14203	0	0	0					\$0.00
11	11/28/2006		20		S	SDSU	35		14203	0	0	0	1				\$21.73
10	10/24/2006		20		I	SU	28		14203	()	0	0					\$0.00
09	09/26/2006		20		I	DK	11		14203	0	0	0					\$0.00
	09/15/2006	0			Mi				14203		0						\$0.00
	09/07/2006	S	20	Ī	М				14203		0						\$0.00
	09/05/2006	C			M		11		14203	0	0	0					\$281.07
08	08/25/2006		20		I	SU	30		14203	0	2029	20					\$0.00
07	07/26/2006		20		1	VR	30	7	14203	199	2029	20					\$9.50
06	06/26/2006		20		1	VR	31	102	14004	3170	2106	21					\$151.25
05	05/26/2006		20		1	VR	30	124	10834	3716	2033	20	T				\$177.63
04	04/26/2006		20		ī	SU	29		7118	0	0	0					\$0.00
03	03/28/2006		20		S	NUSD	27		7118	0	0	0					\$0.00
02	03/01/2006		20		S	SD	28		7118	0	0	0					\$0.00
01	02/01/2006		20		S	SD	29		7118	0	0	0					\$0.00
12	01/03/2006		20		S	SDSU	36		7118	0	0	0	1				\$0.00

RECEIVED

WATER RESOURCES DEPT SALEM, OREGON JIIN 2 0 2007



Water Resources Department

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

INTEROFFICE MEMO
FORWARD TO: FIELD PROCESSOR WORKING ON THIS TRANSFER DATE:
FROM: WATERMASTER, DISTRICT #
GROUNDWATER SECTION
(SIGNATURE) // date signed 10/15/2007
SUBJECT: WATER RIGHT TRANSFER #_/04//
A change in: POU POD APOA USE of water.
In the name(s) of Meduri farms.
In my opinion (assuming the right is valid), the proposed change
MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water
right. See a Hacked memo
*The approval of this transfer application would result in injury to other water rights because
The existing right may not be valid because
Headgate notices <u>HAVE</u> <u>HAVE NOT</u> Been issued for diversion from the source(s)which serve(s) this right.
If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No)
In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:
(1) PRIOR to the diverting of water at the new point of diversion
(2) WHEN IN the judgement of the watermaster it becomes necessary
The enclosed copy of the transfer application and map(s) is for your records.

State of Oregon Water Resources Department

Interoffice Memorandum

October 15, 2007

To:

Water Rights

From:

Karl Wozniak

Subject:

T-10411

Findings

The current POAs on the rights affected by this transfer produce water from Quaternary sand and gravel beds within the alluvial aquifer system. These POAs correspond to the wells in the following table:

Certificate	Well	Well Log ID	Total Depth	Completion Date
28351	Uppstad Well #3	LINN 4086	21	08/27/1957
30688	Uppstad Well #4	LINN 4083	28	11/24/1959
33450	Uppstad Well #5	LINN 4087	27	10/03/1961
65496	Well #6	LINN 3137	25	10/28/1976

The proposed POA (Proposed well #8) will produce water from the same aquifer as the existing wells if it is completed in the alluvial aquifer system.

The transfer is unlikely to injure existing rights because of the high specific yield and high permeability of the aquifer in this area.

Proposed Conditions for Final Order

The new well shall produce ground water from the alluvial ground water reservoir only which occurs at depths less than about 120 feet below land surface.

Discussion

The existing wells produce water from an unconfined alluvial aquifer composed of Quaternary sands and gravels that lie within the North Santiam River floodplain. Wells completed in this unit have high specific capacities. Since pumping will be buffered by the adjacent river, drawdowns are likely to be relatively small over the course of the irrigation season and hydraulic impacts with nearby wells should be relatively small.

NOTICE TO WATER WELL CONTRACTOR Placed in file T- 10411 by WATER WELL REPORCE The original and first copy of this report are to be STATE OF OREGON DEC 31976 State Well No. 75 filed with the STATE ENGINEER, SALEM, OREGON 97310 (Do not write above WATER RESOURCES DEPFermit No. 6-1072 within 30 days from the date of well completion. SALEM, OREGON Address correspon (10) LOCATION OF WELL: to 105/2W-8. (1) OWNER: Driller's well number Name 14 SA 14 Section 8 Bearing and distance from section or subdivision corner (2) TYPE OF WORK (check): Deepening 🗆 🕆 . Reconditioning 🖸 New Well Abandon [7] If abandonment, describe material and procedure in Item 12. (11) WATER LEVEL: Completed well. (3) TYPE OF WELL: (4) PROPOSED USE (check): Depth at which water was first found Rotary Driven [] Domestic 📋 Industrial 🔲 Municipal 🗎 ft. below land surface, Cable Jetted [] Bored | Test Well | Other Irrigation Dug Artesian pressure lbs. per square inch. Date CASING INSTALLED: Threaded | Welded (12) WELL LOG: Diameter of well below casing " Diam. from O ft. to 25 ft. Gage ... Depth drilled ft. Depth of completed well. Formation: Describe color, texture, grain size and structure of materials; " Dlam, from _____ ft. to ____ ft. Gage . and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata. PERFORATIONS: Perforated? Yes | No. Durch tida GRAVE Size of perforations _ tt. to2.5 A apaval 2,5 ._ perforations from perforations from perforations from . (7) SCREENS: Well screen installed? | Yes Manufacturer's Name ... Model No. . . Set from ft. to ... Diam. Slot size Set from ft. to Drawdown is amount water level is lowered below static level (8) WELL TESTS: Was a pump test made? W Yes No If yes, by whom? 300 Yield: gal./min. with ft. drawdown after Bailer test gal./min. with ft. drawdown after hrs. Artesian flow g.p.m. Work started /0/ Completed 10/28 perature of water Depth artesian flow encountered 19 Date well drilling machine moved off of well (9) CONSTRUCTION: Drilling Machine Operator's Certification: Well seal-Material used This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief. Well sealed from land surface to Diameter of well bore to bottom of seal Diameter of well bore below seal 10 [Signed]/ Number of sacks of cement used in well seal .. Drilling Machine Operator's License No. ...Q. Number of sacks of bentonite used in well seal Brand name of bentonite ATANA

> This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief DOBERS Wel

Water Well Contractor's Certification:

Contractor's License No. Date (USE ADDITIONAL SHEETS IF NECESSARY)

...... lbs./100 gals.

Number of pounds of bentonite per 100 gallons

Type of water?

Method of sealing strata off Was well gravel packed?

Yes

Gravel placed from

Did any strata contain unusable water? D Yes [No

Was a drive shoe used? Wes No Plugs Size: location

depth of strata

Size of gravel: ..

No

. ft. to

State Well No. 10/26-8 E

State Permit No. ...

NOTICE TO WATER WELL CONTRACTOR EN EN CONTRACTOR The original and first can of this report are to be of filed with the filed with the STATE ENGINEER, SALEM, GEGON FIND ENGINEER ATE OF OREGON within 30 days from the date of well completion. SALEM OREGON

(1) OWNER:	(11) WELL TESTS: Drawdown is amount lowered below static le	water level is
Name Gary Barna	Was a pump test made? Yes No If yes, by whon	
Address	Yield: gal./min. with ft. drawdow	n after hrs.
Jefferson, Ore.	" " "	
(2) LOCATION OF WELL:	" "	
County Marion Driller's well number 144	Bailer test 25 gal./min, with 14 ft. drawdo	own after L hrs.
SW 14 NW 14 Section 8 T. 10S R. 2W W.M.	Artesian flow g.p.m. Date Temperature of water Was a chemical analysis i	made? [] Ves (V No
Bearing and distance from section or subdivision corner	(40) WHITE FOO	
	(12) WELL LOG: Dlameter of well below ca	sing
	Depth drilled 61 ft. Depth of completed we	
	Formation: Describe by color, character, size of materia show thickness of aquifers and the kind and nature of t stratum penetrated, with at least one entry for each c	l and structure, and he material in each hange of formation.
	MATERIAL	FROM TO
(3) TYPE OF WORK (check):	Top soil	0' 1'
Well ₩ Deepening □ Reconditioning □ Abandon □	Clay (heavy & firm) brown	1" 14"
2 bandonment, describe material and procedure in Item 12.	Cement gravel	14' 23'
(4) PROPOSED USE (check): (5) TYPE OF WELL:	Clay & gravel (soft)	23' 27'
Domestic K Industrial Municipal Rotary Driven	Cement Gravel	27' 35'
Irrigation Test Well Other Dug Bored	Clay & gravel (soft)	35° 37° 37° 37° 37° 37° 37° 37° 37° 37° 37
(A) CLACYNC TAYOMAYY HD	Cement gravel Silted gravel	57' 61'
(6) CASING INSTALLED: Threaded Welded	DII ved graver	01 03.
6		
(7) PERFORATIONS: Perforated? ▼ Yes □ No		
Type of perforator used Mills		-
Size of perforations in, by 2 in.		
18perforations from60ft. to55ft		
perforations from		
perforations fromft. toft.		
perforations from		
(8) SCREENS: Well screen installed? ☐ Yes № No	, , ,	
Manufacturer's Name		
Model No.		
m, Slot size Set from ft, to ft,	Work started 10/14/6519 Completed 10	0/18/65 19
Diam Slot size Set from ft. to ft.	Date well drilling machine moved off of well 10/18	
(9) CONSTRUCTION:	(13) PUMP:	3700 10
	(10) I CMII.	h
Well seal—Material used in seal Bentonite	Manufacturer's Name	
Depth of seal 25 ft. Was a packer used? no	Type:	I.P
Diameter of well bore to bottom of seal	Water Well Contractor's Certification:	
Were any loose strata cemented off? ☐ Yes 🕱 No Depth	This well was drilled under my jurisdiction :	and this report is
Was well gravel packed? ☐ Yes ¼ No Size of gravel:	true to the best of my knowledge and belief.	ma timb report is
Gravel placed from ft. to ft.	NAME Pete Tolmasoff Well Dri	lling
Did any strata contain unusable water? Yes No	(Person, firm or corporation) (Ty	pe or print)
Type of water? depth of strata	Address Turner, Ore.	
Method of sealing strata off	Drilling Machine Charater's License No. 200	
(10) WATER LEVELS:	Drilling Machine Operator's License No3.20.	10
Static level 25 ft. below land surface Date 10/18/6	[Signed] (Water Well Contractor)	10
Artesian pressure lbs. per square inch Date	Contractor's License No. 410 Date 10/21	/65 , 19

Du PRECEIVED	LINA 545+ 4087 = X.L. Wazarak
lest Come with the	FOREGON G2289 State Permit No.
1) OWNER: Lamb WM. U POSTAD Garage PH, Bak 327	(11) WELL TESTS: Drawdown is amount water level is, lowered below static level was a pump test made? Myes No Myes, by whom? No Myes, by whom? Yield: 350 gal/min. with
TREFERSON, OREGON 2) LOCATION OF WELL: ounty LINN Owner's number, if eny— OW 4 8 E 4 Section 8 T. 10 S R 2 W W.M.	Bailer test gal./min. with ft. drawdown after hru
earing and distance from section or subdivision corner N.LL. 15 W. 38.5 CHAINS FROM SE CORNER OF S. 8. T. 105, R. 9 W	Temperature of waters & Wes a chemical analysis made? Yes PNN (12) WELL LOG: Diameter of well Depth drilled Log of the Depth of completed well Log of the Depth
	Formation: Describe by color, character, size of material and structure, and show thickness of squifers and the kind and nature of the material in each stratum penetrated, tolik at least one entry for each change of formation
TYPE OF WORK (check): Well Despening Beconditioning Abandon sebandonment, describe material and procedure in Item 11.	Sur Face Rock + Chay Top 1
PROPOSED USE (check): (5) TYPE OF WELL: actio Industrial Municipal Cable & Jetted inguition & Test Well Other Dury Rored	With Chan Debists in a.
CASING INSTALLED: Threeded E Welded & CO. " Diam. from I st. to 2/4/1 st. Gago 250	
" Dism. fromft. toft. Gage	
pe of perforations (A y / 9 in. by 1 in. 22 perforations from 22 ft. to 23 ft.	
perforations fromft. toft. toft. perforations fromft. toft.	
perforations fromft. toft. SCREENS: Well screen installed Yes No No No No No No No N	
Blot size Set from ft, to ft.	
CONSTRUCTION:	Work started 10-1 19 6 Completed 10-3 186 (13) PUMP:
a surface seal provided? Tyes No To what depth?ft.	Manufacturer's Name Type: CENTRIEO GOL HP. 40
any strata contain unusable water? Depth of strata thod of sealing strata off	Well Driller's Statement: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
the level /5 tt. below land surface Date /0-3-6	NAME Program / firm, or corporation (Type or print)
A counted have	Driller's well number [Signed] Sull Mannille.

DEC 16 1950	WATER WE	LL REPORT	5174	B state We	4 No	2W-	<u>N</u>
1) OWNER:		(11) WELL			ra is amount pelow static is		Le
some WH UPPSTAD	, PRECON	Was a pump test Yield: L.OO	madef [] Ye		tt. drawdor		3 hrs.
	mber, if any 4	Relier test Artesian flow	gal./min.	with g.p.m.	ft. drawdov Date	n after	hrs.
sering and distance from section or subdivisi	OR COTTOET NO. 2 WHICH / S	Temperature of (12) WELL			el enalysis m	10	es <u>ATNo</u>
	T. 10 S. R. 2 W.	Depth drilled	<u> </u>	t. Depth of	completed T		<u>8 a.</u>
		Formation: Des	ted, with at I		ry for each	PROM	TO
TYPE OF WORK (check): Well Despening Reconstruction Reconstruction	ditioning [] Abendon [] ure in Rem 11.	- Hz	ary ard i FR	Brown	my my	136	7
PROPOSED USE (check):	(5) TYPE OF WELL:	large		11/	, 1	14	28-
pastio Industrial Municipal	Rotary [] Driven [] Cable & Jetted [] Dug [] Bored []						
CASING INSTALLED: The Diam. trong Top ft. to	readed Welded # 280						
fi. to	ft. Gage						-
PERFORATIONS: Per	rforetedf Pyses No						·
of perforations in, by							
34 perforations from 25	Z * * 2 7 *				•		
perforations from	n to a						
N SCREENS: Well screen i	nstalled Yes No						<u> </u>
	Model No.						-
Siot size, Set from	ft, to ft.	Work started	1/20	10 54.	Completed /	1/24	. 100
CONSTRUCTION:		(13) PUMP: Manufacturer's Type: 3 Cd	Name P	CIFIC	# **** - 1 - 10 - 20 - 20 - 20 - 20 - 20 - 20	н.р	SHP
as a surface seal provided? Yes No sterial used in seal	To what depth? 2t.	Well Driller's	Statement:				
id any strate contain unusable water? Ye repe of water? Ye Ve Pepth of strong of sealing strate off		This well true to the bee	was drilled at of my kno	under my wiedge an	jurisdiction is belief. w We!	and this	report is
(0) WATER LEVELS:	surisce Date//- 53	Address 2.4	Serson, la	3	m s	FBA	190
rtesian pressure Ibs. per squ	nare inch Date	Driller's well	number	3 21 -		Ž	
og Accepted by:	10-4 59	[Signed]	Sell !	(Well Dr	THE STATE OF THE S		

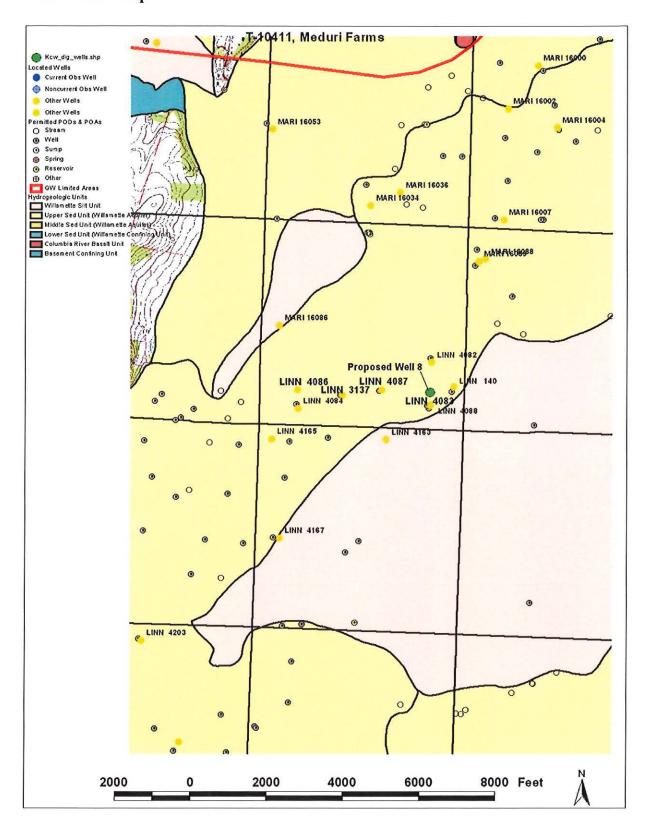
Depth at which water was first found

Standing level after perforating

Log Accepted by:

Standing level before perforating CASING PARFORATEG

Well Location Map





Water Resources Department

North Mall Office Building 725 Summer Street NE, Suite A Salem, OR 97301-1266 503-986-0900 FAX 503-986-0904

June 21, 2007

MEDURI FARMS PO BOX 636 DALLAS OR 97338

Reference: Transfer 10411

On June 20, 2007 we received your water right transfer application. The application was accompanied by \$350.00. Our receipt 88223 is enclosed.

By copy of this letter, we are asking the Watermaster for his report regarding the potential for injury to existing water rights which may be caused by the change.

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. A number of other transfer applications are also awaiting review. As a result, it may be some time before we are able to process your application. If you wish to have your application processed more quickly, you may want to consider use of the Department's reimbursement authority. Under this authority an applicant may receive expedited review by paying the full cost for a pre-qualified contractor to process the applications. For more information on the Reimbursement Authority program, see our website at http://www.wrd.state.or.us/OWRD/mgmt_reimbursement.shtml or call the transfer section.

Except as provided under ORS 540.510(3) for municipalities, you may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right. If the land is sold before the transfer is approved, the buyer's consent to the transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

If you have any questions, please call the Transfer Section, (503)986-0883.

cc:

Watermaster #16
James Schuette, CWRE
Groundwater
Kenneth & Mary Cunningham

enclosure



Water Resources Department

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

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 06/26/2007

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County:

Linn

Transfer:

T -10411

Water Right:

Cert:28351 OR *, Cert:30688 OR *, Cert:33450 OR *, Cert:65496

OR *

Priority Date: 1957, 1962, 1987, 1959

Name:

MEDURI FARMS

Address:

PO BOX 636; DALLAS OR 97338

Change:

APOA

Source:

UPPSTAD WELL #3 > NORTH SANTIAM RIVER

UPPSTAD WELL 4 > SANTIAM RIVER

UPPSTAD WELL 5 > NORTH SANTIAM RIVER

WELL 6 > NORTH SANTIAM RIVER

Authorized APOA: T10S R2W 8 APOA: T10S R2W 8 Proposed

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office,

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIPT # 88223

725 Summer St. N.E. Ste. A SALEM, OR 97301-4172 503) 986-0900 / (503) 986-0904 (fa

INVOICE # _

			(503) 98	66-09007 (50	3) 986-0904 (1	ax)					
RECEIVED FROM: NEGLICI FACILIS, JUL							APPLICATION				
BY:							PERMIT				
TR.								T-10411			
CASH: CHECK:# OTHER: (IDENTIFY)							0711 0500	10-11			
		A 76429					OTAL REC'D	\$356.00			
	1083	TREASURY	4170	WRD M	ISC CASH	ACC	T				
	0407	COPIES	THE RE					\$			
		OTHER: (II	DENTIFY)					\$			
	0243 1/5 1	ease 0244	Muni Wate	ar Mamt Pla		2045.0	ana Matar	7			
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water 4270 WRD OPERATING ACCT											
		MICOELLANGOUG					1				
	0407	MISCELLANEOUS			ECEIVE			•			
	0407	COPY & TAPE FEE		JVER	THE CO	UN.	TER	\$			
	0410	RESEARCH FEES									
	0408	MISC REVENUE:		Y)				\$			
>	TC162	DEPOSIT LIAB. (IE	-					\$			
	0240	EXTENSION OF TI	ME					\$			
		WATER RIGHTS:			EXAM FE	E		RECORD FEE			
	0201	SURFACE WATER			\$		0202	\$			
	0203	GROUND WATER			\$		0204	\$			
	0205	TRANSFER			\$350.0	0					
		WELL CONSTRUC	TION		EXAM FEI			LICENSE FEE			
	0218	WELL DRILL CONS	TRUCTO	R	\$		0219	\$			
	LANDOWNER'S PERMIT						0220	\$			
		OTHER	(IDENTI	FY)							
	T										
	0536	TREASURY	0437	WELL	CONST. ST	ART	FEE				
	0211 WELL CONST START FEE \$				CARD#						
	0210	MONITORING WEL	LS		\$		CARD#				
		OTHER	(IDENTII	FY)							
	0607	TREASURY	0467	HYDRO	ACTIVITY	LIC	NUMBER				
	0233	POWER LICENSE						\$			
	0231 HYDRO LICENSE FEE (FWWRD)						\$				
	020,	HYDRO APPLICATI				111		\$			
		TREASURY		OTHER	/ RDX						
	FUND		TITLE _								
	OBJ. COD	E	VENDOR	R #							
	DESCRIPT	TION						\$			
1											

Distribution – White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal