

4462

Name Arthur M & Ruth L. Dunn  
 By COLD  
 Address P.O. Box 548  
Redmond, OR 97756  
 Change in POU  
 Date filed March 28, 1980  
 Date of hearing \_\_\_\_\_  
 Place of hearing \_\_\_\_\_  
 Date of order 5-8-80 Vol. 33, page 194  
 Date for application of water 10-1-81  
 Proof mailed \_\_\_\_\_  
 Proof received \_\_\_\_\_  
 Certificate issued \_\_\_\_\_ Vol. \_\_\_\_\_, page \_\_\_\_\_

DESCRIPTION OF WATER RIGHT

Name of stream Deschutes River  
 Trib. of \_\_\_\_\_ County of Deschutes  
 Use irrigation  
 Quantity of water \_\_\_\_\_ No. of acres 1.0  
 Name of ditch Pilot Butte Canal  
 Date of priority Oct 31, 1900 & Dec 2, 1907  
 In name of Robert L. Unger Tr # D-77  
Deschutes River Adjudication, Vol. 16, page 109  
 App. No. \_\_\_\_\_ Per. No. \_\_\_\_\_ Cert. No. 29052  
 Certificate cancelled \_\_\_\_\_  
 Notation made on record by \_\_\_\_\_

FEEES PAID

Date	Amount	Receipt No.
<u>3/28/80</u>	<u>30.00</u>	<u>16867</u>
TOTAL . . . .		
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

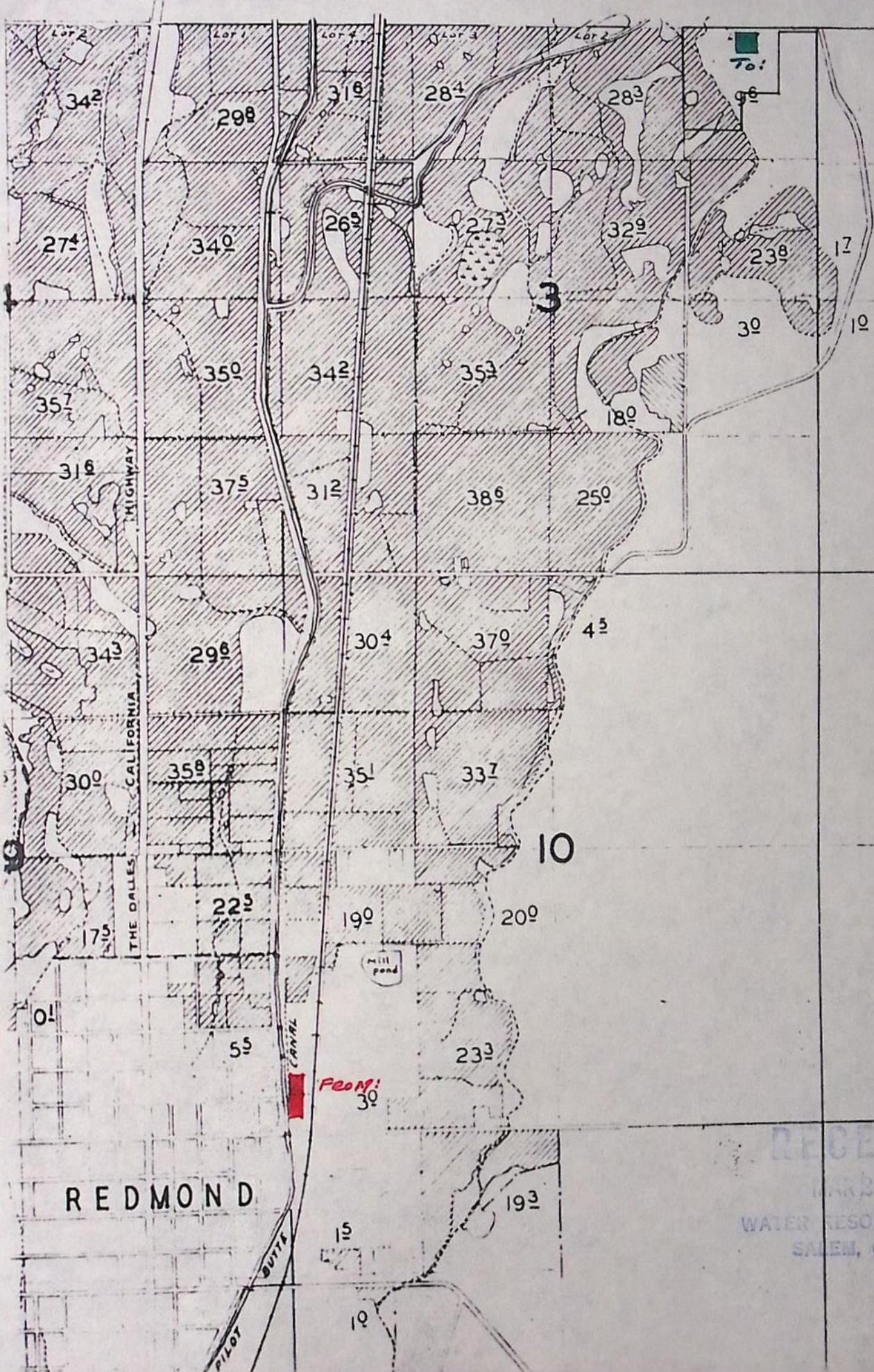
Surveyed 8-7-84 (Highland)  
to sur 12/81

REMARKS

W.R.I.S.		
Assembled _____	by _____	
Entered _____	by _____	
Verified _____	by _____	

TO BE ENTERED WHERE CHECKED	INDEX CARDS:	
	Entered	Checked
<input checked="" type="checkbox"/> Name	<u>DCJ</u>	_____
<input checked="" type="checkbox"/> Stream	<u>DCJ</u>	_____
<input checked="" type="checkbox"/> Pt. of Div.	<u>DCJ</u>	_____
<input checked="" type="checkbox"/> Calendar	<u>DCJ</u>	_____
CHECKED TO RECORDS:		
<input checked="" type="checkbox"/> Twp. & Rge.	<u>SRB</u>	_____
<input checked="" type="checkbox"/> Decree-vault	<u>SRA</u>	_____
<input checked="" type="checkbox"/> Decree-safe	_____	_____
<input checked="" type="checkbox"/> Cert. of W/R	<u>SRA</u>	_____
<input type="checkbox"/> Per. Folder	_____	_____
<input type="checkbox"/> Chainindex	_____	_____
<input checked="" type="checkbox"/> Cross Ref.	_____	_____
<input checked="" type="checkbox"/> Power Claim	_____	_____
<input checked="" type="checkbox"/> Abstracts	<u>SRA</u>	_____

T-4462



REDMOND

RECEIVED  
MAR 26 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON  
DESCHUTES COUNTY

IN THE MATTER OF THE APPLICATION OF )  
ARTHUR M. AND RUTH L. DUNN )  
(CENTRAL OREGON IRRIGATION DISTRICT))  
FOR APPROVAL OF A CHANGE IN PLACE OF )  
USE OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 4462

On March 28, 1980, an application was filed in the office of the Water Resources Director by Arthur M. and Ruth L. Dunn for approval of a change in place of use of water from Deschutes River, pursuant to the provisions of ORS 540.510 to 540.530.

The orders of the State Engineer approving transfer D-77, entered in Volume 9, pages 421 and 423, Special Order Record of the State Engineer, allowed a water right in the name of Central Oregon Irrigation District for the use of the waters of Deschutes River for irrigation of, among other lands, a certain 1.0 acre in SW 1/4 SW 1/4 of Section 10, Township 15 South, Range 13 East, W.M., with a date of priority of October 31, 1900, as evidenced by certificate of water right recorded at page 29052, Volume 21, State Record of Water Right Certificates. These lands also have a supplemental right under permit No. 23256 to the use of water stored in Crane Prairie Reservoir with a date of priority of February 28, 1913. These lands are irrigated by means of the Pilot Butte Canal.

The applicants herein, owners of the lands above described, propose to transfer the water right therefrom, without loss of priority, to a certain 1.0 acre in NE 1/4 NE 1/4 of Section 3, Township 15 South, Range 13 East, W.M.

The lands involved herein are within the boundaries of the Central Oregon Irrigation District and the Board of Directors of said District approved the proposed change in place of use of water at a regular meeting.

Mr. Robert F. Main, Jr., Watermaster, has filed a statement to the effect that the proposed change in place of use may be made without injury to existing rights.

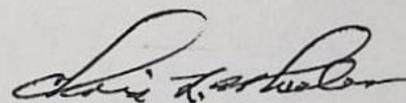
No objections having been filed and it appearing that the proposed change in place of use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested change in place of use, as described herein, without loss of priority, is approved.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1981.

It is FURTHER ORDERED that upon proof satisfactory to the Water Resources Director of complete application of water to beneficial use on the lands to which the water is transferred hereby, a certificate of water right shall be issued to Central Oregon Irrigation District confirming this and prior changes within the District.

Dated at Salem, Oregon this 9th day of May, 1980.



James E. Sexson  
Director  
by CHRIS L. WHEELER  
Deputy Director 5124

\*\*\* OREGON WATER RESOURCES DEPARTMENT \*\*\*  
\*\*\* WATER RIGHTS DIVISION \*\*\*  
\*\*\* WATER RIGHT DATA INPUT FORM \*\*\*

WATER RIGHT NO. T0000 *44621* PERMIT NO. 016 *109* CERTIF. NO. 029052  
ORIG. NO. C000290521 PREV. NO. ~~C000290521~~ SUPER. NO.  
*T00000 D771*

NAME: *ARTHUR & RUTH DUNN*  
ADDRESS: COID PO BOX548  
CITY/STATE/ZIP/COUNTY; REDMOND, OR 97756

*07*  
09

STREAM-ID 05 1980 RIV.MI. 0.0 WM.DIST. 11 W.R.TYPE SC STATUS V

CANCEL YEAR----> CONSTR.COMPLT--> *10 01 1981* YR.LAST USED-----> NEXT ACTION DUE-->  
PRIORITY-----> 10 31 1900 PUT TO USE-----> *10 01 1981* LAST TRANS.DATE--> LAST TRANS.TYPE-->  
APPLICATION---> *03 28 1980* SURVEYED-----> *08 07 1984* EXAM.FEE-----> RECORDING FEE---->  
PERMIT ISSUE--> *05 08 1980* CONCURRENCE-----> CYCLE STATUS-----> REPORTED FLAG---->  
CONSTR.STRT.--> *05 08 1980* CERTIFIED-----> CORRES.INIT.-----> CORRES.DATE----->

POINT-OF-DIVERSION DATA;

TWNSP	RNGE	SECT	QTR/QTR	STREAM-ID	RIV.MI.	RATE	STATUS	S OR P
170S	120E	29	A D	05 1980	<i>164.9</i>	<i>0.025</i>	V	P
<del>180S</del>	<del>120E</del>	<del>13</del>	<del>A C</del>	<del>05 1980</del>	<del>171.0</del>		<del>V</del>	<del>P</del>

0.0

\*\* REMARKS; - - - - -  
\*\* DATED-->  
\*\* ~~PRIORITY ALSO 12-2-1907. CHANGES POLL~~  
\*\* ~~PART OF C-29052 PILOT BUTTE CENTRAL~~  
\*\* ~~OREGON CANAL. TAB IN NAME OF B. L.~~  
\*\* *REYNOLDS. PART OF D-77.*  
\*\* - - - - -  
\*\* - - - - -  
\*\* - - - - -

PLACE-OF-USE DATA:

TWNSP	RNGE	SECT	QTR/QTR	CNTY	USE %	CNSMTV	ACRES	STATUS	S OR P
					IR	100.00	<i>1,00</i>	V	P

W.R.I.S.

Approved *2-17-85* by *[signature]*

Entered \_\_\_\_\_ by \_\_\_\_\_

Verified \_\_\_\_\_ by \_\_\_\_\_

RECEIVED

DEC 17 1981

WATER RESOURCES DEPT  
SALEM, OREGON

NOTICE OF COMPLETION OF CHANGE IN

Place of use

PURSUANT TO TRANSFER APPLICATION NO. 4462

I, Arthur m. Dunn, hereby certify that completion of works and use of water to the extent intended within the provisions of the order of the Water Resources Director approving said water right transfer application was accomplished by Apr. 15, 19 81.

*OK*  
*Qij*

12-14-81  
Date

Arthur m. Dunn  
Signature



*Podium*

TO: TRANSFERS, WATER RIGHTS DIVISION

DATE: 4-17, 1980

FROM: \*\* Robert F. Main, Jr., Watermaster

SUBJECT: WATER RIGHT TRANSFER APPLICATION NO. 4462

IN THE NAME OF Arthur M. & Ruth L. Dunn

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APR 23 1980

WATER RESOURCES DEPT  
SALEM, OREGON

In my opinion the proposed change in place of use of water from Deschutes River  
MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY\* to an existing water right.

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

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

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

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

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\* *Robert F. Main, Jr.*  
Watermaster's signature or initials

T-4462

RECEIVED  
MAR 20 1980  
WATER RESOURCES DEPT  
OREGON

# Application for Transfer of Water Right

To the WATER RESOURCES DIRECTOR OF OREGON:

I, Arthur M. Dunn and Ruth L. Dunn  
(Name of applicant)  
of 3173 N.E. Negus Way, Redmond  
(Mailing address) (City)  
State of Oregon, 97756, do hereby make application for change  
(Zip Code) (Phone number)  
in place of use  
(In point of diversion; place of use; use heretofore made of the water)

*Fr # D-77 (completed & posted)*

1. Is the water right recorded in your name? No. Robert L. Unger, transfer order of 8/6/58  
(If not, give name)
2. Was your water right determined by Decree of Court? Yes If so, give title of proceedings  
(Yes or No)  
Adjudication of the Deschutes River number of certificate 29052
3. Was your water right acquired by Water Right Permit? yes If so, give number  
(Yes or No)  
of permit ..... Number of certificate .....

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

4. The source of water is Deschutes River, Pilot Butte Canal
5. What is the date of priority of your water right? Oct. 31, 1900 and Dec. 2, 1907
6. The authorized point of diversion is located ..... ft. ..... and ..... ft. ..... from the .....  
(N. or S.) (E. or W.)  
corner of ..... being within the ..... 1/4 ..... 1/4 of Section ..... Tp. .... R. .... W. M.,  
(No. N. or S.) (No. E. or W.)  
in the county of Deschutes The name of the ditch used is .....

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

7. The proposed point of diversion is located ..... ft. ..... and ..... ft. ..... from the .....  
(N. or S.) (E. or W.)  
corner of ..... being within the ..... 1/4 ..... 1/4 of Section ..... Tp. .... R. .... W. M.,  
(No. N. or S.) (No. E. or W.)  
in the county of ..... The name of the ditch to be used is .....

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

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

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
15	13	10	SW¼ SW¼	1.0

(If more space required, attach separate sheet)

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

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

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

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

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

NATURE OF ENCUMBRANCE	HELD BY	AMOUNT
None		

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

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

Township North or South	Range E. or W. of Willamette Meridian	Section	List ¼-¼ of Section	Number Acres To Be Irrigated
15	13	3	NE¼ NE¼	1.0

(If more space required, attach separate sheet)

14. Reasons for the proposed changes are more beneficial use  
.....  
.....  
.....  
.....

15. Construction work will be completed on or before .....

16. The water will be completely applied to the proposed use on or before Oct. 31, 1981

Remarks This one acre of water right is being transferred onto lands owned by  
Arhtur M. Dunn and Ruth L. Dunn.

Approved by the Board of Directors of Central Oregon Irrigation District  
at a regular meeting held on March 11, 1980.

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

**AFFIDAVIT OF APPLICANT**

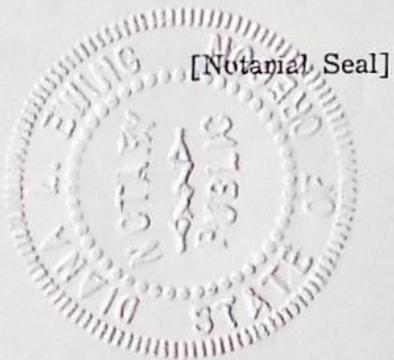
I, Arthur M. Dunn and Ruth L. Dunn, the applicant herein, being first duly sworn, depose and say that I have read the above and foregoing application for transfer of water right; that I know the contents thereof and that the statements therein made are true and correct to the best of my knowledge and belief.

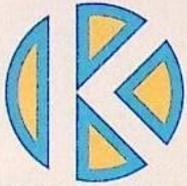
In Witness Whereof, I have hereunto set my hand this 2<sup>nd</sup> day of January, 1980  
x Arthur M. Dunn  
x Ruth L. Dunn  
(Name of applicant)

Subscribed and sworn to before me this 2<sup>nd</sup> day of January, 1980

Diana S. Ewin  
NOTARY PUBLIC FOR OREGON

My commission expires 11-18-83





**KORISH & CO., INC.**  
**REAL ESTATE**

RECEIVED

APR 11 1980

WATER RESOURCES DEPT  
SALEM, OREGON

63030 NORTH HIGHWAY 97 • BEND, OREGON 97701 • TELEPHONE 503/389-0125

April 8, 1980

RECEIVED

APR 9 1980

Central Oregon Irrigation District  
847 South Sixth  
Redmond Or 97756

CENT. ORE. IRRIG. DIST.  
REDMOND, OR

Attn: Jan~~e~~

Dear Jan~~e~~:

Pursuant to our phone conversation of last week, this letter shall serve as our authorization for the Dunns to transfer the water rights from the property we purchased from them, known as 121 E. Antler, Redmond Or 97756.

Sincerely,

KORISH & CO., INC.

Kit J. Korish  
Broker

cg

VOL 165 PAGE 214

KNOW ALL MEN BY THESE PRESENTS, That AMOS J. PINCKARD and VIOLET PINCKARD, husband and wife,

hereinafter called the grantor, for the consideration hereinafter stated, grantor paid by ARTHUR M. DUNN and RUTH L. DUNN, husband and wife,

hereinafter called the grantee, hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Deschutes and State of Oregon, described as follows, to-wit:

TOWNSHIP 15 SOUTH, RANGE 13 EAST OF THE WILLAMETTE MERIDIAN, Deschutes County, Oregon:

Section 3: Commencing at the Northeast corner of the NE 1/4 NE 1/4; thence South 20.0 feet along the East line thereof; thence Westerly along a line parallel to the North line thereof a distance of 375.5 feet; thence Southerly along a line parallel to the East line thereof a distance of 580.0 feet; thence Westerly along a line parallel to the North line thereof a distance of 229.5 feet; thence Southerly along a line parallel to the East line thereof a distance of 508.0 feet; thence Westerly along a line parallel with the North line thereof a distance of 725.0 feet, more or less, to the West line thereof; thence Northerly along the West line thereof a distance of 1108.0 feet, more or less, to the North line thereof; thence Easterly along the North line thereof a distance of 1330.0 feet, more or less, to the point of beginning. AND ALSO an access easement over adjoining premises as reserved to Grantees in deed dated January 3, 1959 and recorded January 15, 1959 in Vol. 121 of Deeds at page 79; records of Deschutes County, Oregon. SUBJECT TO: (1) 1967-68 and 1968-69 taxes. (2) Existing telephone, telegraph and power lines, roads, railroads, highways, ditches, canals and pipelines. (3) Right of way easement from Roy Haddon & Buelah Haddon, husband and wife to Central Electric Cooperative, Inc. a cooperative corporation, dated Feb. 17, 1960 and recorded Feb. 29, 1960 in Vol. 124 of Deeds at page 227, to construct, operate and maintain an electric transmission or distribution line or system. To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, except as above stated and (4) Subject to Lateral E of the COI Canal as shown on the assessor's map.

and that grantor will warrant and forever defend the above granted premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$5,500.00

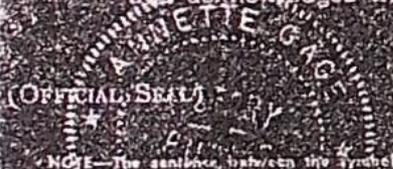
However, the true and actual consideration consists also of the following: (1) 1967-68 and 1968-69 taxes. (2) Existing telephone, telegraph and power lines, roads, railroads, highways, ditches, canals and pipelines. (3) Right of way easement from Roy Haddon & Buelah Haddon, husband and wife to Central Electric Cooperative, Inc. a cooperative corporation, dated Feb. 17, 1960 and recorded Feb. 29, 1960 in Vol. 124 of Deeds at page 227, to construct, operate and maintain an electric transmission or distribution line or system. To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural. WITNESS grantor's hand this 16th day of June, 1969

X Amos J. Pinckard Violet Pinckard

STATE OF OREGON, County of Crook ) ss. June 16, 1969 Personally appeared the above named Amos J. Pinckard and Violet Pinckard, husband and wife,

and acknowledged the foregoing instrument to be their voluntary act and deed. Before me: Annette Page Notary Public for Oregon My commission expires 10/11/71



NOTE - The sentence between the brackets ( ) if not applicable, should be deleted. See Chapter 462, Oregon Laws 1967, as amended by the 1967 Special Session.

WARRANTY DEED

STATE OF OREGON, County of Deschutes } ss.

I certify that the within instrument was received for record on the 20th day of June, 1969, at 11:00 o'clock A.M., and recorded in book 165 on page 214 Record of Deeds of said County. Witness my hand and seal of County affixed.

(DON'T USE THIS SPACE RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

Helen M. Deery County Clerk Title. By: Agnes Deery Deputy.

DESCHUTES COUNTY TITLE INSURANCE CO. 1030 BOND STREET BEND, OREGON 97701

WAIVER RECORDS DEPT  
CLERK, OREGON

1-1-74

BARGAIN AND SALE DEED

VCL 216 PAGE 277

KNOW ALL MEN BY THESE PRESENTS, That ROBERT L. Unger and Pauline M. Unger, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto Arthur M. and Ruth L. Lunn hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Deschutes, State of Oregon, described as follows, to-wit:

beginning at the intersection of the east boundary line of the right-of-way of the Pilot Butte Canal with the north boundary line of "A" Street; thence northerly along said east boundary line of said Canal right-of-way to a point 110.5 feet distant, measured southerly along said east boundary line of said canal right-of-way, from the southwest corner of that certain parcel of land owned by the Union Oil Company under deed recorded on June 3, 1927 in book 44 at page 42 of deed records of Deschutes County; thence easterly to a corner fence post on the west boundary of the right-of-way of Oregon Trunk Railway, said fence post being at a distance of 131 feet, more or less, measured southerly along said west boundary of said Railway right-of-way, from the southeast corner of said parcel of land owned by said Union Oil Company; thence southerly along said west boundary of said Railway right-of-way to the intersection of said right-of-way with the north boundary of "A" Street; thence westerly along the north boundary of "A" Street a distance of sixty (60) feet to place of beginning; all in Oregon Trunk addition to City of Redmond and according to recorded plat thereof; Containing 1.1 acres, more or less; together with appurtenant water right.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$0,000.00

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 3 day of May, 1974, if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

(If executed by a corporation, affix corporate seal)

Robert L. Unger  
Pauline M. Unger

STATE OF OREGON, }  
County Deschutes }

STATE OF OREGON, County of Deschutes ) ss.  
May 3, 1974

May 3, 1974

Personally appeared \_\_\_\_\_ and \_\_\_\_\_ who, being duly sworn, each for himself and not one for the other, did say that the former is the \_\_\_\_\_ president and that the latter is the \_\_\_\_\_ secretary of \_\_\_\_\_

Personally appeared the above named \_\_\_\_\_ and acknowledged the foregoing instrument to be \_\_\_\_\_ voluntary act and deed.

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

Before me:  
(SEAL) Notary Public for Oregon  
My commission expires: \_\_\_\_\_

Before me:  
Mildred J. McElroy (SEAL)  
Notary Public for Oregon  
My commission expires: July 24-1975

GRANTOR'S NAME AND ADDRESS  
GRANTEE'S NAME AND ADDRESS  
After recording return to:  
A. M. Dunn  
3173 NE Negus Way  
Redmond, Ore 97756  
NAME ADDRESS ZIP  
Until a change is requested all fee statements shall be sent to the following address:  
NAME ADDRESS ZIP

STATE OF OREGON, }  
County of Deschutes } ss.  
11529  
I certify that the within instrument was received for record on the 28 day of Feb, 1975, at 11:10 o'clock AM, and recorded in book 216 on page 277 or as file/reel number \_\_\_\_\_ Record of Deeds of said county.  
Witness my hand and seal of County affixed.  
By \_\_\_\_\_ Recording Officer  
By \_\_\_\_\_ Deputy

SPACE RESERVED FOR RECORDER'S USE

RECEIVED

MAR 2 1980

WATER RESOURCES DEPT CONTRACT OF SALE  
SALEM, OREGON

THIS CONTRACT is made as of this 1<sup>st</sup> day of July, 1978, by and between ARTHUR M. DUNN and RUTH L. DUNN, husband and wife, herein called "Seller", and KIT KORISH, GORDON IVERSON and MARTIN DOUGLASS, herein called "Purchaser".

W I T N E S S E T H :

AGREEMENT TO BUY AND SELL

Seller agrees to sell to Purchaser and Purchaser agrees to purchase from Seller for the price and on the terms and conditions set forth below that certain real property, and all improvements thereon, situated in Deschutes County, State of Oregon, described as follows:

Beginning at the intersection of the East boundary line of the right of way of the Pilot Butte Canal with the North boundary line of "A" Street; thence northerly along said East boundary line of said Canal right of way to a point 110.6 feet distant, measured southerly along said East boundary line of said canal right of way, from the Southwest corner of that certain parcel of land owned by the Union Oil Company under deed recorded on June 3, 1927 in Book 44, Page 42, Deed Records of Deschutes County, Oregon; thence easterly to a corner fence post on the West boundary of the right of way of Oregon Trunk Railway, said fence post being at a distance of 131.0 feet, more or less, measured southerly along said West boundary of said Railway right of way, from the Southeast corner of said parcel of land owned by said Union Oil Company; thence southerly along said West boundary of said Railway right of way to the intersection of said right of way with the North boundary of "A" Street; thence westerly along the North boundary of "A" Street a distance of sixty (60) feet to place of beginning; all in Oregon Trunk Addition to City of Redmond and according to recorded plat thereof.

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

SUBJECT TO regulations, including levies, assessments,

water and irrigation rights and easements for  
ditches and canals of Central Oregon Irrigation  
District.

RECEIVED  
MAY 2 1980  
WATER RESOURCES DEPT  
OREGON

~~SUBJECT TO an easement, including the terms and  
provisions thereof, granted to the City of Redmond  
and affecting the northerly twenty (20) feet,  
dated June 24, 1977 and recorded July 1, 1977 in  
Book 253, Page 284, Deed Records of Deschutes  
County, Oregon.~~

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

PURCHASE PRICE AND PAYMENT

Purchaser promises to pay as the total purchase price for  
the property the sum of FORTY THOUSAND and NO/100 (\$40,000.00)  
Dollars. Such amount shall be paid as follows:

ONE THOUSAND FIVE HUNDRED FORTY FIVE  
(a) The sum of ~~ONE THOUSAND FOUR HUNDRED NINETY FOUR~~  
and 24/100 (\$1,545.24)  
~~and 03/100 (\$1,494.03)~~ DOLLARS which is paid on execution hereof.

EIGHT THOUSAND FOUR HUNDRED FIFTY FOUR  
(b) The sum of ~~EIGHT THOUSAND FIVE HUNDRED FIVE~~ and  
and 76/100 (\$8,454.76)  
~~577/100 (\$8,505.97)~~ DOLLARS additional down payment by assignment

from Purchaser to Seller of that certain Contract of Sale dated  
August 30, 1977 between Martin Douglass, Gordon Iverson and  
Kit Korish, as Seller, and Peter J. Imbs, as Purchaser, payable  
at not less than ONE HUNDRED FIFTEEN and NO/100 (\$115.00) DOLLARS  
per month including interest at nine percent (9%) per annum.

(c) The remaining balance of THIRTY THOUSAND and NO/100  
(\$30,000.00) DOLLARS shall be paid in monthly installments of  
THREE HUNDRED THIRTY SEVEN and 86/100 (\$337.86) DOLLARS, including  
interest at the rate of nine percent (9%) per annum on the unpaid  
balance, the first of said installments to be paid on the first (1st)  
day of August, 1978, and subsequent installments to be paid on or

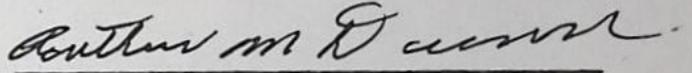
include the masculine, feminine and neuter, as the context requires. All captions used herein are intended solely for convenience of reference and shall in no way limit any of the provisions of this contract.

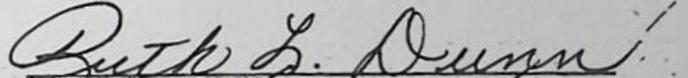
MISCELLANEOUS

It is understood between the parties hereto that Kit Korish is a licensed real estate broker.

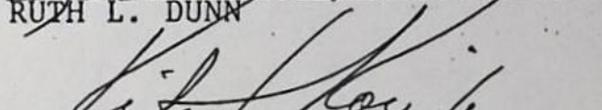
IN WITNESS WHEREOF, the parties have caused this contract to be executed as of the day and year first above written.

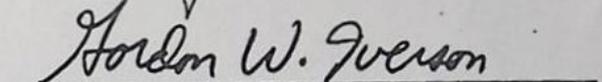
SELLERS:

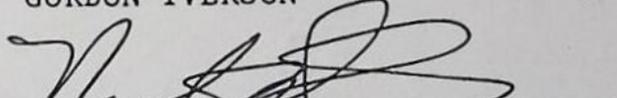
  
ARTHUR M. DUNN

  
RUTH L. DUNN

PURCHASERS:

  
KIT KORISH

  
GORDON IVERSON

  
MARTIN DOUGLASS

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MAR 2 1980  
WATER RESOURCES DEPT  
SALEM, OREGON

10 and last - CONTRACT OF SALE

BRYANT, ERICKSON & JAQUA

P. O. BOX 487  
REDMOND, OREGON 97756  
TELEPHONE (503) 548-2151



Section 3, T.15S. R.13E.W.M.

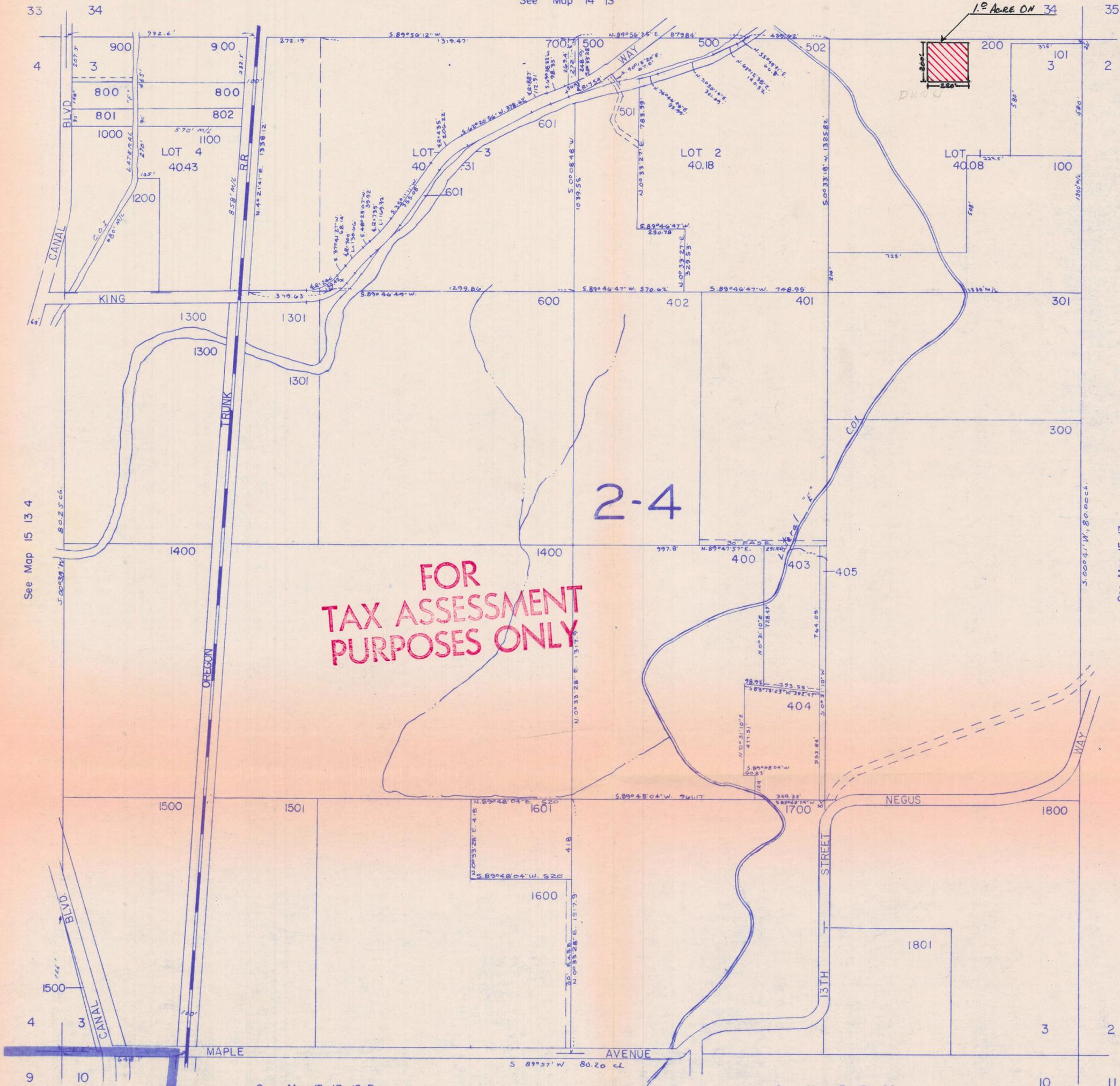
DESCHUTES COUNTY

1" = 400'

T-4462

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WATER RESOURCES DEPT  
SALEM, OREGON

See Map 14 13



See Map 15 13 4

See Map 15 13

See Map 15 13 10 B

See Map 15 13 10 A