

Application for Permanent Water Right Transfer



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

Part 1 of 4 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

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

- Part 1 – Completed Minimum Requirements Checklist.
 - Part 2 – Completed Transfer Application Map Checklist.
 - Part 3 – Completed Applicant Information and Signature.
 - Part 4 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: 17083**
Please include a separate Part 4 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.
 - Application Fee** - payable by check to the Oregon Water Resources Department, the online fee calculator is located:
https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/permanent_transfer.aspx
- Attachments:**
- Completed Transfer Application Map.
 - Completed Evidence of Use Affidavit and supporting documentation.
 - N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
 - N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
 - N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
 - N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
 - N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500’ from the surface water source and more than 1000’ upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Evidence of Use Form not enclosed or incomplete
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 4 – Transfer Application Map

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

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

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

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Cody Iott & Carrie Iott		PHONE NO. 971.382.3679	ADDITIONAL CONTACT NO.
ADDRESS 11875 Clow Corner Road			FAX NO.
CITY Dallas	STATE Oregon	ZIP 97338	E-MAIL cody@owenconstructioninc.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

APPLICANT/BUSINESS NAME Randy Iott		PHONE NO. 971.301.0265	ADDITIONAL CONTACT NO.
ADDRESS 305 NW Ivy Avenue			FAX NO.
CITY Dallas	STATE Oregon	ZIP 97338	E-MAIL randyi@lakesideig.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME Jeanne Boatwright		PHONE NO. 503.363.9225	ADDITIONAL CONTACT NO.
ADDRESS Boatwright Engineering, Inc. 2613 12th Street SE			FAX NO.
CITY Salem	STATE Oregon	ZIP 97302	E-MAIL jeanne@boatwrightengr.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:

Selling a water right to our neighbor. Moving place of use and POD to his property and creek frontage.

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

Check One Box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm 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; **OR**
- I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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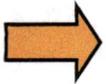
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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: **Polk County Itemizer-Observer**
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



[Signature]
Applicant signature

Cody Iott
Print Name (and Title if applicable)

9/17/25
Date

[Signature]
Applicant signature

Carrie Iott
Print Name (and Title if applicable)

9-17-25
Date

[Signature]
Applicant signature

Randy Iott
Print Name (and Title if applicable)

9/17/25
Date

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

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

Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

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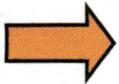
RECEIVING LANDOWNER NAME Gheorghe Rotaru and Brindusa Rotaru		PHONE NO. 503.877.0693	ADDITIONAL CONTACT NO.
ADDRESS 759 SE Birch Street			FAX NO.
CITY Dallas	STATE Oregon	ZIP 97338	E-MAIL propolis2007@yahoo.com
Describe any special ownership circumstances: None			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input checked="" type="checkbox"/> Receiving Landowner			

Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (**Tip: Complete and attach Supplemental Form D.**)

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Polk County Community Development – Planning Division	ADDRESS 850 Main Street	
CITY Dallas	STATE Oregon	ZIP 97338

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 4 of 4 – Water Right Information

Please use a separate Part 4 for each water right being changed. See instructions on page 6, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

CERTIFICATE # 17083

Description of Water Delivery System

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System capacity: **0.125** cubic feet per second (cfs) **OR**
 _____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **PTO pump, 3" and 2" above-ground pipelines, impact sprinklers.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	NA	8	S	5	W	2	SW	NW	TL 700 DLC 44	SW ¼-NW ¼, as projected on Henry Marshall D.L.C. No. 69, Section 2, Township 8 South, Range 5 West, W.M. (per Cert.) (200' N & 1080' W of SW Cor DLC 38)
POD 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA	8	S	5	W	2	SW	NE	TL 900 DLC 44	335' S & 655' E of SW Cor DLC 38

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input checked="" type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 17083

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
										POU/POD	8	S	5	W	2	NE	SW	900	44	0.8	NA	POD 2	1943
										POU/POD	8	S	5	W	2	NE	SW	900	68	9.2	NA	POD 2	1943
TOTAL ACRES:													TOTAL ACRES: 10.0										

Additional remarks: **The Final Proof Survey map prepared in 1947 for Appl. 19950, Pmt. 15526, Cert. 17083, does not represent what was listed on the Certificate. It illustrates and labels 18.4 acres, where the Certificate states that the right is for 10.0 acres, all in the SW-NW of Sec 2.**

The Final Proof Survey map prepared in 1954 for Appl. 22713, Pmt. 17850, Cert. 21070, notes that the unhatched area in the middle of the property map, and on both sides of the creek, is "10 a. cert 17083".

Chart Acreage Location modified: December 8, 2025, by Jeanne Boatwright 

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SUPERSEDING

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For Place of Use or Character of Use Changes

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

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



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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

Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of Marion)

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I, **Cody Iott**, in my capacity as **Owner**,
 mailing address **11875 Clow Corner Road Dallas, Oregon 97338**
 telephone number **971.382.3679**, being first duly sworn depose and say:

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

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # **17083**; **OR**

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

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

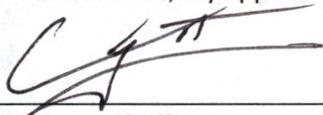
OR

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

(continues on reverse side)

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

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



Signature of Affiant

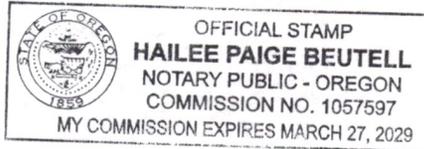
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9/18/25

Date

Salem, OR

Signed and sworn to (or affirmed) before me this 18th day of September, 2025.



Hailee Beutell

Notary Public for Oregon

My Commission Expires: March 27, 2029

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none">● Power usage records for pumps associated with irrigation use● Fertilizer or seed bills related to irrigated crops● Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none">● District assessment records for water delivered● Crop reports submitted under a federal loan agreement● Beneficial use reports from district● IRS Farm Usage Deduction Report● Agricultural Stabilization Plan● CREP Report
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph Ground level photos of irrigation and irrigation system taken 09/09/2024 by Cody Iott.	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



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PHOTOS TAKEN BY CODY IOTT, SEPTEMBER 9, 2024

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PHOTOS TAKEN BY CODY IOTT, SEPTEMBER 9, 2024

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6-18-2024

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Clow Corner Rd

SE Monmouth Cutoff Rd

Google Earth



800 ft

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Land Use Information Form



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

NAME Cody Iott, Carrie Iott, and Randy Iott			PHONE 971.382.3679		
MAILING ADDRESS 11875 Clow Corner Road					
CITY Dallas		STATE OR	ZIP 97338	EMAIL cody@owenconstructioninc.com	

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
8S	5W	2	SE-NE	900	AG/EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	FARMING
8S	5W	2	NE-SW	900	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	FARMING
8S	5W	2	NW-SE	900	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	FARMING
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Polk County

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

B. Description of Proposed Use

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

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

Source of water:
 Reservoir/Pond
 Ground Water
 Surface Water (name) **Ash Creek (North Fork)**

Estimated quantity of water needed: **0.125**
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water:
 Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other _____

Briefly describe:

Irrigation Water Right is being sold to neighboring property owner.

CARSHAW THREE

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

See Page 4 →

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Last Revised: 10/2023

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.

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Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 136.032 CA
- Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

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

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

Name: Ricky Mesa Title: Assistant Planner

Signature: [Signature] Date: 8/22/25

Governmental Entity: Polk County Community Development Dept. - Planning Division Phone: 503.623.9237

Receipt Acknowledging Request for Land Use Information

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

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

Received by OWRD

NOV 07 2025



Salem, OR

THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:
Cody Iott
11875 Clow Corner Rd
Dallas, OR 97338

Until a change is requested all tax
statements shall be sent to the
following address:
Cody Iott, Carrie Iott, Randy Iott
11875 Clow Corner Rd
Dallas, OR 97338

File No.: 7083-3857918 (LB)
Date: March 29, 2022

RECORDED IN POLK COUNTY
Valerie Unger, County Clerk

2022-004088

04/04/2022 10:44:00 AM

REC-BS Cnt=1 Stn=5 K. WILLIAMS
\$10.00 \$11.00 \$10.00 \$60.00 \$5.00

\$96.00

STATUTORY BARGAIN AND SALE DEED

Cody Iott and Carrie Iott, as tenants by the entirety , Grantor, conveys to Cody Iott, Carrie Iott, as tenants by the entirety and Randy Iott, not as tenants in common, but with the rights of survivorship, Grantee, the following described real property:

LEGAL DESCRIPTION: Real property in the County of Polk, State of Oregon, described as follows:

BEGINNING AT A POINT 24.02 CHAINS SOUTH AND 11.18 CHAINS EAST OF THE NORTHWEST CORNER OF SECTION 2 IN TOWNSHIP 8 SOUTH, RANGE 5 WEST OF THE WILLAMETTE MERIDIAN IN POLK COUNTY, OREGON; THENCE EAST 9.42 CHAINS TO A ROCK; THENCE SOUTH 27.38 CHAINS TO THE NORTH BOUNDARY OF THE COUNTY ROAD; THENCE NORTH 68°52' WEST ON THE NORTH BOUNDARY OF SAID ROAD 11.13 CHAINS; THENCE NORTH 20°00' EAST 3.08 CHAINS; THENCE NORTH 20.23 CHAINS TO THE PLACE OF BEGINNING.

NOTE: THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 01, 2008.

The true consideration for this conveyance is **\$To Change Vesting.** (Here comply with requirements of ORS 93.030)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE

FIRST AMERICAN - 3857918

APN: 172536

Bargain and Sale Deed
- continued

File No.: 7083-3857918 (LB)
Date: 03/29/2022

APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

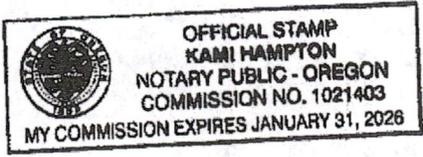
Dated this 30th day of March, 2022.

[Signature]
Cody Iott

[Signature]
Carrie Iott

STATE OF Oregon)
County of Polk)ss.
)

This instrument was acknowledged before me on this 30th day of March, 2022 by **Cody Iott and Carrie Iott.**



[Signature]
Notary Public for Oregon
My commission expires: 1/31/26

Received by OWRD
NOV 07 2025
Salem, OR

RECORDING COVER SHEET

(Per ORS 205.234 or ORS 205.244)

This cover sheet has been prepared by the person presenting the attached instrument for recording. Any errors in this cover sheet do not effect the Transaction(s) contained in the instrument itself

This space reserved for use by the County Recording Office

After recording return to:

First American Title Company
807 Main Street
Dallas, OR 97338

RECORDED IN POLK COUNTY Valerie Unger, County Clerk	2023-007165 09/21/2023 09:08:01 AM
REC-COR Cnt=1 Stn=5 O. DUTY \$35.00 \$11.00 \$10.00 \$60.00 \$5.00	\$121.00

1) Title(s) of Transaction(s) ORS 205.234(a)
Statutory Warranty Deed

2) Direct Party/Grantor(s) and address ORS 205.125(1)(b) and ORS 205.160

Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust as to a 50% interest for Parcel I and Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustees of the 1984 Breeze Living Trust as to a 50% interest, Parcel II

3) Indirect Party/Grantee(s) and address ORS 205.125(1)(a) and ORS 205.160
Gheorghe Rotaru and Brindusa Rotaru, husband and wife as tenants by the entirety

3a) Trustee and address, if any

True and Actual Consideration ORS 93.030

4) 420,000.00

5) Send Tax Statements to:

759 Birch St
Dallas, OR 97338

: **If this box is checked, then below applies:**

If this instrument is being Re-Recorded, complete the following statement, in accordance with ORS 205.244: "Rerecorded at the request of First American Title to Correct a scrivener's error of one of the grantees names, and to and their capacity in previously recorded in 2021-9959 and re-recorded 2021-10032.

Received by OWRD
NOV 07 2025
Salem, OR

This document is being re recorded
to correct the legal description



After recording return to:
Gheorghe Rotaru and ~~Brindusa~~
Rotaru *Brindusa
759 SE Birch St
Dallas, OR 97338

Until a change is requested all tax
statements shall be sent to the
following address:
Gheorghe Rotaru and ~~Brindusa~~
Rotaru *Brindusa
759 SE Birch St
Dallas, OR 97338

File No.: 7121-3733104 (KH)
Date: April 28, 2021

FIRST AMERICAN 3733104

THIS SPACE RESERVED FOR RECORDER'S USE

RECORDED IN POLK COUNTY **2021-010032**
Valerie Unger, County Clerk 06/17/2021 02:43:58 PM
REC-COR Cnt=1 Stn=5 K. WILLIAMS
\$30.00 \$11.00 \$10.00 \$60.00 \$5.00 **\$116.00**

RECORDED IN POLK COUNTY **2021-009959**
Valerie Unger, County Clerk 06/16/2021 11:18:00 AM
REC-WD Cnt=1 Stn=5 K. WILLIAMS
\$25.00 \$11.00 \$10.00 \$60.00 \$5.00 **\$111.00**

STATUTORY WARRANTY DEED

Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust as to a 50% interest for Parcel I and Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust as to a 50% interest, Parcel II, Grantor, conveys and warrants to ~~Gheorghe Rotaru and Brindusa~~ *Brindusa Rotaru *Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein: *husband and wife as tenants by the entirety

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$420,000.00**. (Here comply with requirements of ORS 93.030)

Received by OWRD

NOV 07 2025

Salem, OR

This document is being re recorded
to correct the legal description



After recording return to:
Gheorghe Rotaru and ~~Brindusa~~
Rotaru *Brindusa
759 SE Birch St
Dallas, OR 97338

Until a change is requested all tax
statements shall be sent to the
following address:
Gheorghe Rotaru and ~~Brindusa~~
Rotaru *Brindusa
759 SE Birch St
Dallas, OR 97338

File No.: 7121-3733104 (KH)
Date: April 28, 2021

FIRST AMERICAN 3733104

THIS SPACE RESERVED FOR RECORDER'S USE

**E-RECORDING
ORIGINAL**

STATUTORY WARRANTY DEED

Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust as to a 50% interest for Parcel I and Betty Ann Breeze, Successor Trustee of the Charles D. Breeze Trust of July 29, 2002, and any amendments thereto, as to a 50% interest, and Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust as to a 50% interest, Parcel II, Grantor, conveys and warrants to ~~Gheorghe Rotaru and Brindusa~~ *Brindusa Rotaru, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

*husband and wife as tenants by the entirety

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$420,000.00**. (Here comply with requirements of ORS 93.030)

Received by OWRD

NOV 07 2025

Salem, OR

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 15th day of June, 2021.

Betty Ann Breeze, Successor Trustee

~~Charles D. Breeze, Trustee~~ of the Charles D. Breeze Trust of July 29, 2002,

Betty Ann Breeze
Betty Ann Breeze, Successor Trustee

Lawrence D. Breeze as Trustee of the 1984 Breeze Living Trust

Lawrence D. Breeze
Lawrence D. Breeze, Trustee

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached and not the truthfulness, accuracy, or validity of that document.

STATE OF ~~Oregon~~ CALIFORNIA)ss.
County of ~~Polk~~ MARIN)att

This instrument was acknowledged before me on this 15th day of June, 2021 by as of Betty Ann Breeze, ~~Trustee~~ Successor Trustee of the Charles D. Breeze Trust of July 29, 2002,, on behalf of the ~~Successor Trustee~~ Successor Trustee



Marcia G. Rey, Notary Public
Trust CALIFORNIA
Notary Public for Oregon
My commission expires: 01/18/2022

Received by OWRD
NOV 07 2025
Salem, OR

APN: 223726

Statutory Warranty Deed
- continued

File No.: 7121-3733104 (KH)

STATE OF ^{MCA} CALIFORNIA
Oregon
County of Polk ^{MCA})
MARIA) ss.

This instrument was acknowledged before me on this 15th day of June, 2021
by as of Lawrence D. Breeze, Trustee of the 1984 Breeze Living Trust, on behalf of the Trustee.



Marcia D. Rey, Notary Public
Trust
Notary Public for Oregon ^{CALIFORNIA MCA}
My commission expires: 01/18/2022

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached and not the truthfulness, accuracy, or validity of that document.

Received by OWRD
NOV 07 2025
Salem, OR

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Polk, State of Oregon, described as follows:

Parcel 1:

A part of the Donation Land Claim of Henry Marshall and wife, Notification No. 1965, Claim No. 69, and a part of the Donation Land Claim of Samuel F. Goff and wife, Notification No. 2605, Claim No. 68 in Township 8 South, Range 5 West of the Willamette Meridian in Polk County, Oregon, and more particularly described as: Beginning at a point 24.02 chains South and 20.60 chains East of the Northwest corner of Section 2 in said Township and Range; running thence East 12.08 chains; thence South 9.20 chains; thence East 9.70 chains; thence South 60.72 chains to the lands sold to Himes; thence West 21.95 chains; thence North 70.25 chains to the place of beginning.

SAVE AND EXCEPT that certain tract of land conveyed to the County of Polk from Southern Pacific Company, a corporation, by deed recorded July 24, 1936, in Volume 100, Page 120, Deeds Records for Polk County, Oregon.

FURTHER SAVE AND EXCEPT that portion of the above described tract of land lying within the boundaries of public roads and highways.

FURTHER SAVE AND EXCEPT: Beginning at a point 24.02 chains South and 20.60 chains East of the Northwest corner of Section 2, Township 8 South, Range 5 West of the Willamette Meridian, in Polk County, Oregon; and running thence South 89°54'31" East 807.59 feet to an iron bar on the West line of Donation Land Claim Number 38; thence South 0°11'55" West 715.10 feet to an iron bar; thence North 77°45'13" West 814.27 feet to an iron bar; thence North 0°59'15" West 543.75 feet to the place of beginning.

(DELETE)

FURTHER SAVE AND EXCEPT: Beginning at a point which is 639.44 feet North 89°26'30" East and 1925.03 feet South 01°06'35" East of the Southwest corner of the James Andrews Donation Land Claim No. 38, Township 8 South, Range 5 West of the Willamette Meridian, Polk County, Oregon, thence South 01°06'35" East 2077.40 feet to an iron road; thence North 89°48'42" West 1443.16 feet to a point from which an iron road bears South 89°48'42" East 25.00 feet; thence North 00°59'15" West 2810.42 to a point in the center of the existing County Road No. 852 as said road is monumented and shown on the official county map dated March, 1978, and filed in the office of the Polk County Surveyor, and from which an iron road bears South 19°18'50" East 79.51 feet; thence along the arc of a (1) one degree curve to the right, the chord of which bears South 65°03'17" East 702.30 feet to the point of tangency of said centerline; thence South 61°32'28" East still along said centerline a distance of 926.55 feet to the point of beginning from which an iron road bears South 01°06'25" East 68.98 feet.

ROD

ROD

SAVE AND EXCEPT the rights of the public in and to that portion which lies within public roads and right-of-ways.

Parcel 2:

Received by OWRD

NOV 07 2025

Salem, OR

8 5 2 9 0 1

APN: 223726

Statutory Warranty Deed
- continued

File No.: 7121-3733104 (KH)

Beginning at a point 24.02 chains South and 20.60 Chains East of the Northwest corner of Section 2, Township 8 South, Range 5 West of the Willamette Meridian, in Polk County, Oregon; and running thence South 89°54'31" East, 807.59 feet to an iron bar on the West line of Donation Land Claim No. 38; thence South 0°11'55" West, 715.10 feet to a iron bar; thence North 77°45'13" West, 814.27 feet to an iron bar; thence North 0°59'15" West, 543.75 feet to the place of beginning. ALSO: An easement for ingress and egress, 30 feet in width, the West line of which is described as follows: Beginning at the Southwest corner of the above described parcel; and running thence South 0°59'15" East, 1230 feet, more or less, to the County road.

NOTE: This Legal Description was created prior to January 01, 2008.

Received by OWRD
NOV 07 2025
Salem, OR

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

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

Table 2. Description of Changes to Water Right Certificate # 17083

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
										POU/POD	8	S	5	W	2	NE	SW	900	68	6.8	NA	POD 2	1943
										POU/POD	8	S	5	W	2	NW	SE	900	68	3.2	NA	POD 2	1943
TOTAL ACRES:													TOTAL ACRES: 10.0										

Additional remarks: The Final Proof Survey map prepared in 1947 for Appl. 19950, Pmt. 15526, Cert. 17083, does not represent what was listed on the Certificate. It illustrates and labels 18.4 acres, where the Certificate states that the right is for 10.0 acres, all in the SW-NW of Sec 2.

The Final Proof Survey map prepared in 1954 for Appl. 22713, Pmt. 17850, Cert. 21070, notes that the unhatched area in the middle of the property map, and on both sides of the creek, is "10 a. cert 17083".

SUPERSEDED

Received by OWRP
NOV 07 2025
Salem, OR