

TRANSFER PROCEDURE
CHECK-OFF LIST

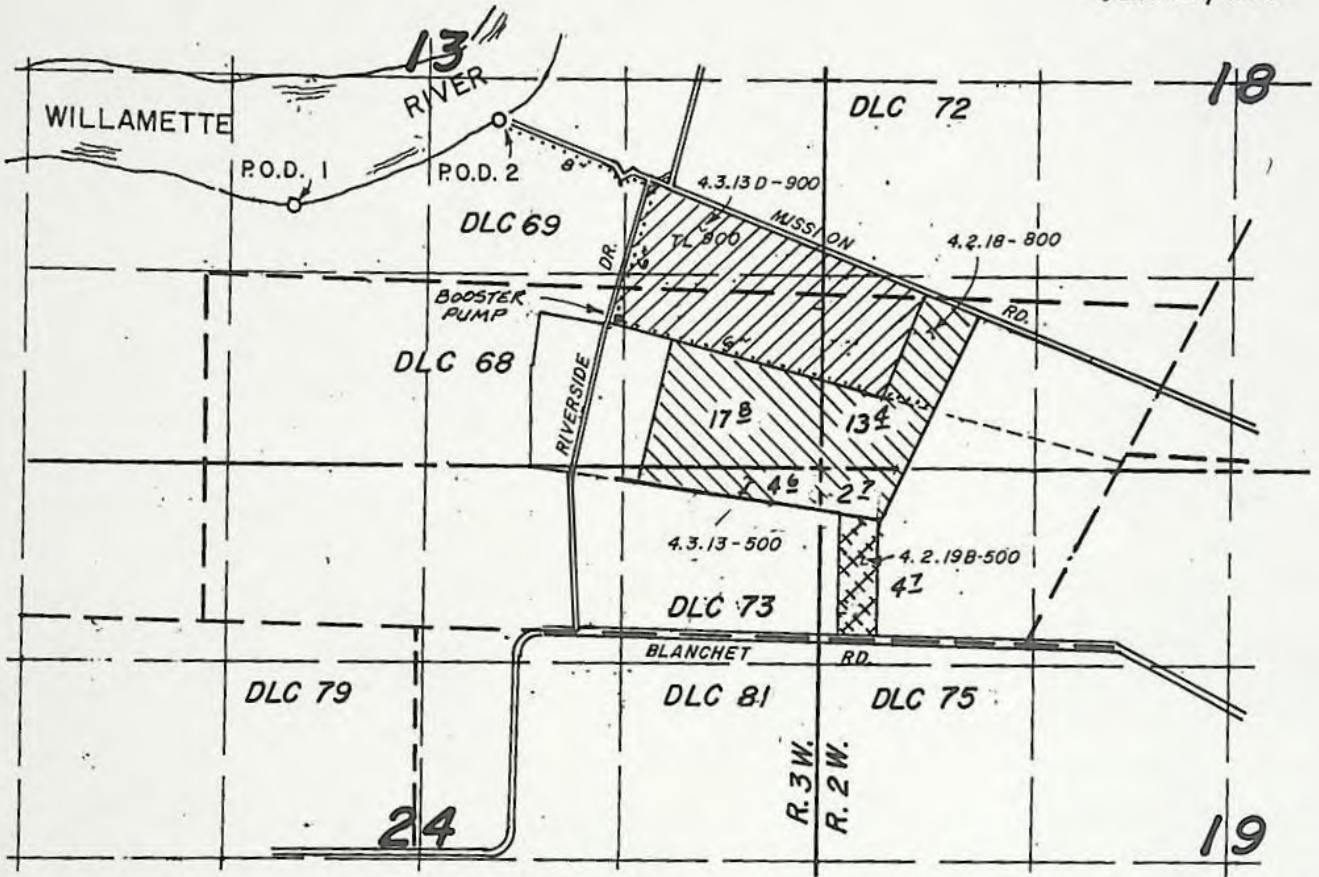
Plat Card Marked	()
Certificate Marked	(X)
Certificate Copied	(X)
Decree Marked (Vault)	()
Decree Page Copied	()
Transfer Folder Marked	(X)
Permit Folder Marked	()
Name Card Made	(X)
Stream Card Made	(X)
Entered in Log	(X)
Acknowledgment Drafted	()
Acknowledgment Mailed	()
PON Drafted	()
PON Mailed	()
Watermaster Report Sent/Date-	()
GW Report Sent/Date	()
Calendar Card Made	(X)
Order Drafted	()
Order to WPC	()
Special Order Pages Reserved	()
Volume & Page on Order	()
Order Signed by Director	()
Survey Card Made	()
Order Copied	()
Order Sent	()
Applicant	()
Watermaster Division	()
Watermaster	()
Folder	()
Special Order Book	()
Completion Form	()
Survey Form	()

10/1/99 CWRE took mylar to make connections and res data on map
JLB




APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT
T.4 S., R.2 & 3 W. W.M.
FINAL PROOF SURVEY



Scale: 1" = 1320'
June 12, 1993



P.O.D.-1 IS 490' N. & 590' E. OF THE NW COR. D.L.C. 68
P.O.D.-2 IS 1050' N. & 1870' E. OF THE NW COR. D.L.C. 68

-  NEW APPLICATION FOR WATER RIGHT FROM DIVERSION POINT NO. 2 (APPLICATION # 70326)
-  EXISTING WATER RIGHT FROM DIVERSION POINT NO. 2 (PENDING)
-  TRANSFER OF WATER RIGHT FROM DIVERSION POINT NO. 1 TO DIVERSION POINT NO. 2 (TRANSFER # 6386)
- 8" & 6" BURIED MAINLINE PIPE

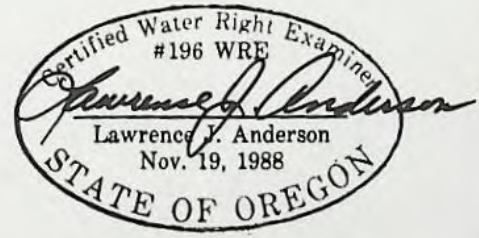
APPLICANT:
Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:
Lawrence Anderson PE, PLS
112 N. SPRINGBROOK RD.
NEWBERG, OR 97132
Ph. 538-9259

NOTE: This map was prepared for the purpose of identifying proposed water rights and is not intended to represent property lines.

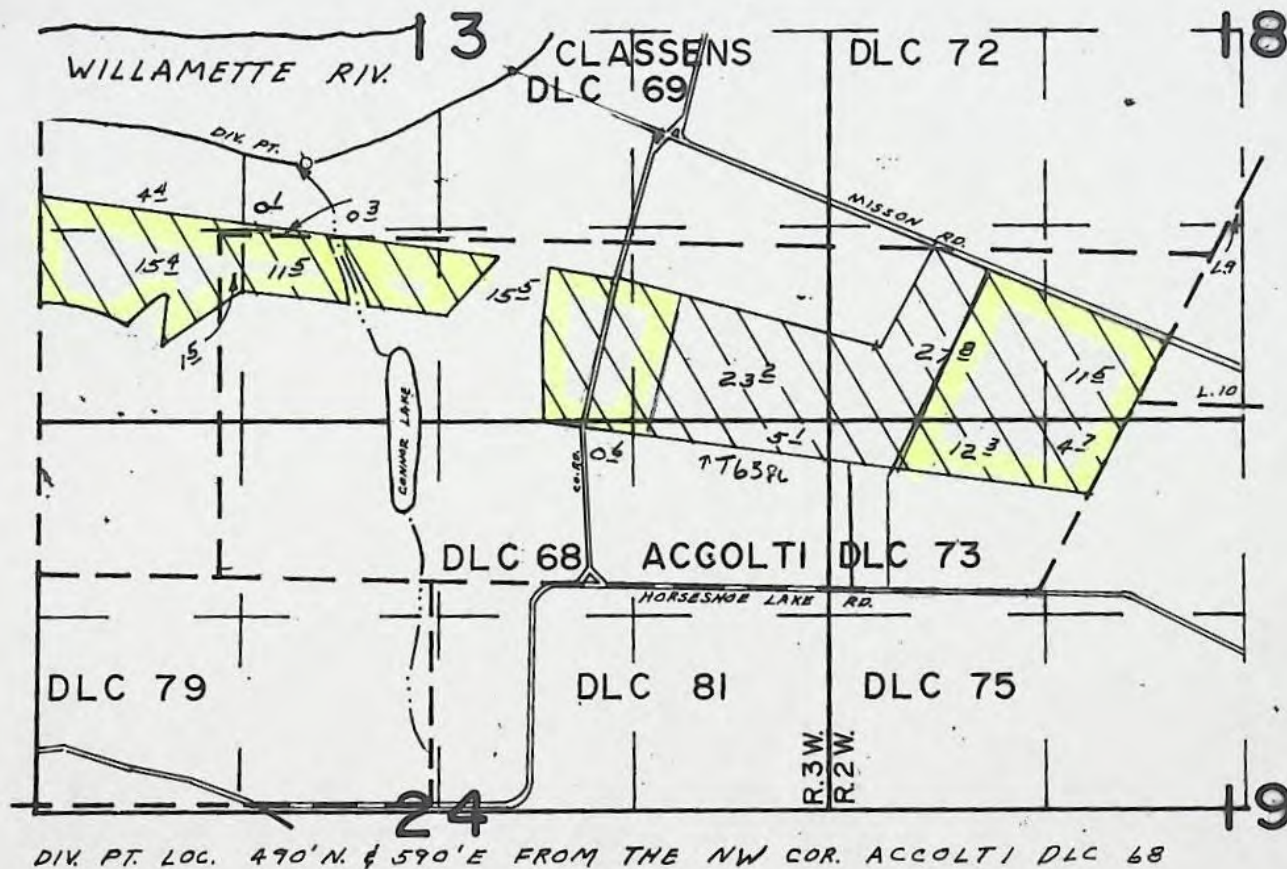
RECEIVED
JUN 24

WATER RESOURCES DEPT.
SALEM, OREGON



Remaining
Cert.
67380

T.4S. R.2&3W. W.M.



FINAL PROOF SURVEY UNDER

Application No. 46595... Permit No. 34822...
IN NAME OF

JOHN S. & ELAINE M. CONNOR

Surveyed MAY 22, 1974, by L.H. NUNN

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 12.2 ACRES
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 11.5 ACRES
 BOTH AS PROJECTED WITHIN ACCOLTI DLC 73
 SECTION 18

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.7 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.8 ACRES
 BOTH AS PROJECTED WITHIN ACCOLTI DLC 73
 SECTION 19
 TOWNSHIP 4 SOUTH, RANGE 2 WEST, W.M.

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.1 ACRE
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.4 ACRES
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.4 ACRES
 ALL AS PROJECTED WITHIN CLASSSENS DLC 69
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 1.5 ACRES
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 11.5 ACRES
 BOTH AS PROJECTED WITHIN ACCOLTI DLC 68
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.3 ACRE
 AS PROJECTED WITHIN CLASSSENS DLC 69
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 15.5 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.9 ACRES
 BOTH AS PROJECTED WITHIN ACCOLTI DLC 68
 SECTION 13

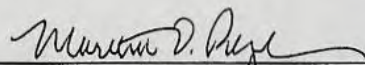
NE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.4 ACRE
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.6 ACRE
 BOTH AS PROJECTED WITHIN ACCOLTI DLC 68
 SECTION 24
 TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 43508, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered May 26, 1992, approving Transfer Application 6386.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAY 26, 1992.


 Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67380.

T-6386.LHN

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CASPER AND MATHILDA OTT
3568 BLAUCHET AVENUE
ST. PAUL, OREGON 97137

confirms the right to use the waters of the WILLAMETTE RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 90.8 ACRES.

This right was perfected under Permit 34822. The date of priority is DECEMBER 15, 1969. This right is limited to 1.13 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within CLASSENS DLC 69, SECTION 13, T 4 S, R 3 W, W.M.; 490 FEET NORTH AND 590 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68.

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) and 2 $\frac{1}{2}$ acre-feet 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:

SEE NEXT PAGE

Dallas Miller
Natural Resource Specialist 2
Water Resources Department
Commerce Building
158 12th St. NE
Salem, Oregon 97310-0210

VIA FAX: 503-378-8130

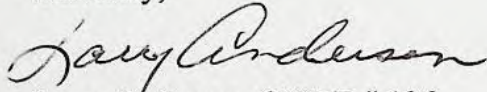
Dear Dallas,

Please accept this amended Final Proof Survey and Claim of Beneficial Use for compliance with the conditions in your December 10, 1998 letter.

At the time of my survey in 1993, the point of diversion had been made and water was being put to beneficial use on the 4.9 acres. The conditions have not changed. As I understand it, the problem is that date of my survey and the claim of beneficial use predated the permit, otherwise it is in order.

Please let me know if this will not suffice and I will make whatever changes are necessary.

Sincerely,



Larry Anderson, CWRE # 196
112 N. Springbrook Road
Newberg, Oregon 97132
(503) 538-9259

RECEIVED

OCT 01 1999

**WATER RESOURCES DEPT.
SALEM, OREGON**

CLAIM OF BENEFICIAL USE AND SITE REPORT

TRANSFER 6386

PERMIT #51699

Sept. 29, 1999

June 10, 1993

APPLICANT:

Casper and Mathilda Ott
3568 Blanced Avenue
St. Paul, Oregon 97137
Ph. (503) 633-8171

Permit #51699 JJA
This report is to document the compliance with the terms and conditions of ~~Application No. 70326~~ to Transfer Water Rights. The purpose of this Transfer is to relocate the point of diversion from the Willamette River; from a point perfected under Permit No. 34822. Certificate 43508 located 490 feet North and 590 feet East of the NW corner of DLC No. 68 in the south bank of the Willamette River. to a new point of diversion aproximately 1400 feet downstream.

Permit #51699 JJA
~~Application No. 70326~~ is also for new water rights to irrigate aproximately 4.9 acres from this new point of diversion.

FINDINGS:

The source of water is the Willamette River. The diversion is a 60 h.p. Cornell pump mounted on a permanent steel frame located on the SE'ly bank of the Willamette River. The Point of Diversion is at the westerly terminus of Mission Road right-of-way at the Willamette River.

The pump elevation is 60 feet m.s.l. The irrigated land is at a mean elevation of 170 feet. Basis of these elevations is the 1985 USGS St. Paul Quadrangle map.

The transmission line is a buried 8" and 6" pvc pipe that runs from the Point of Diversion aproximately 2300 feet along the County Road Right-of-Ways of Mission Road and Riverside Drive to the place of use. A 25 h.p. booster pump is located along Riverside Drive at elevation 170 feet. The line is allowed in the Right-of-Way by permit from Marion County. Vol. 77 Pg. 176

On the Ott property, the line is a 6" pvc pipe with risers every 180 feet. Two 4" wheel lines are used to irrigate the crops. The wheel lines have 29, 7 gpm sprinkler heads for a total capacity of 406 gpm. A 1.1" Big Gun is also use with a capacity of 300 gpm at 75 psi.

At the time of this survey, the crop being planted is field corn for a dairy operation.

RECEIVED

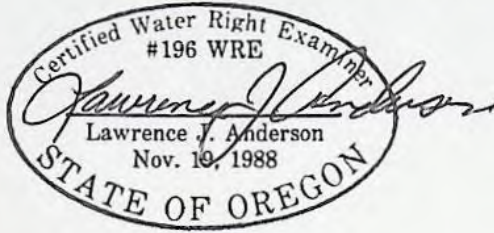
OCT 01 1999

WATER RESOURCES DEPT.
SALEM, OREGON

Permit # 51699 Jga

The Final Proof Survey and inspection of the use as found to be completed under the terms and conditions of Transfer No. 6386. ~~Application No. 70326~~, was completed by me on ~~June 6, 1993~~, and the facts contained in this report and accompanying Final Proof Map are correct to the best of my knowledge.

Sept. 29, 1999 Jga



Lawrence J. Anderson
Certified Water Rights Examiner
112 N. Springbrook Road
Newberg, Oregon 97132
(503) 538-9259

We, Casper and Mathilda Ott agree to the findings of the CWRE and do submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of our Transfer No. 6386.

Casper Ott
Casper Ott

Mathilda Ott
Mathilda Ott
by Casper Ott

RECEIVED

OCT 01 1999

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

OCT 01 1999

WATER RESOURCES DEPT.
SALEM, OREGON

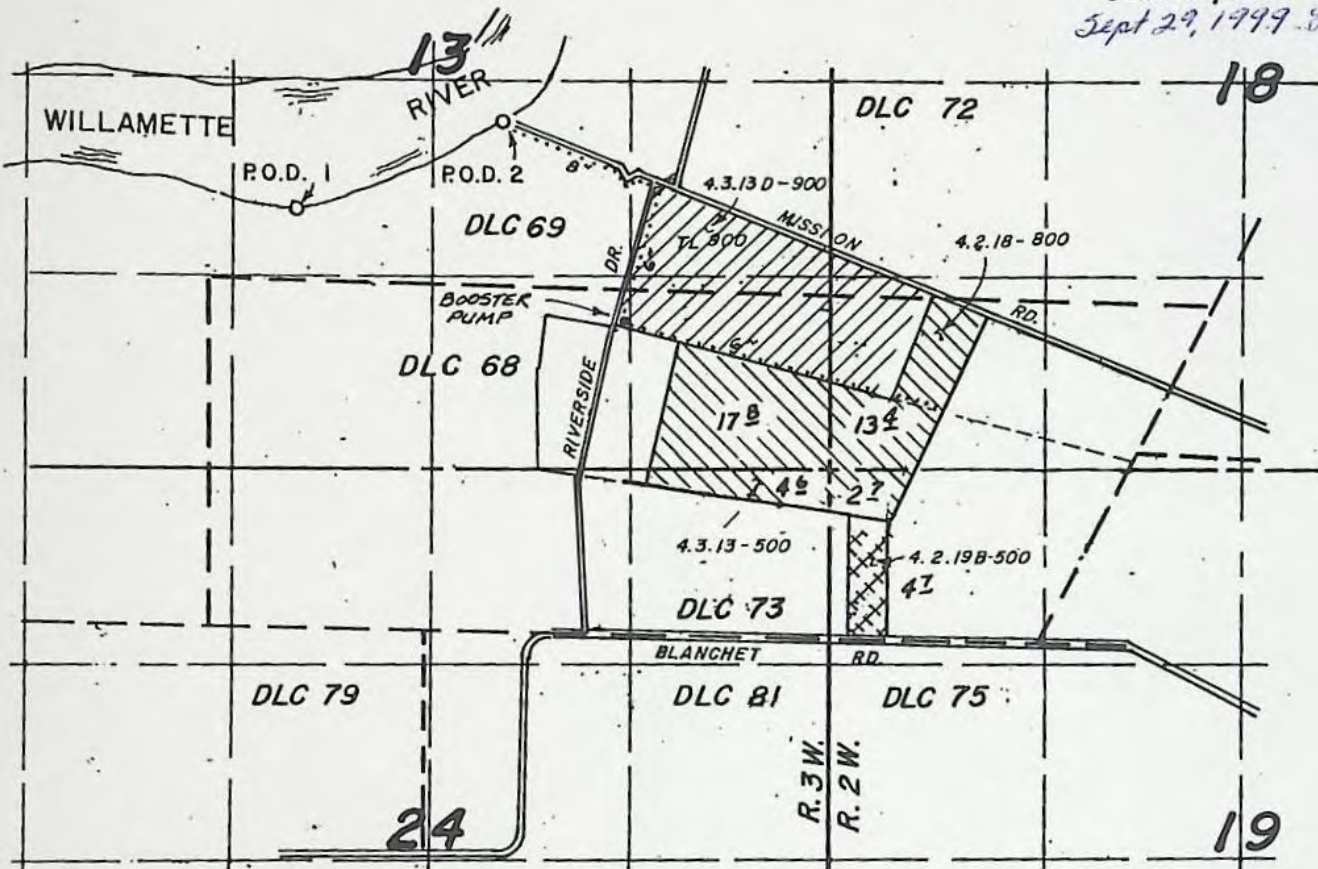
APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT

T.4 S., R.2 & 3 W. W.M.
FINAL PROOF SURVEY






Scale: 1" = 1320'

~~June 12, 1993~~
Sept 29, 1999 LJA



P.O.D.-1 IS 490' N. & 590' E. OF THE NW COR. D.L.C. 68
P.O.D.-2 IS 1050' N. & 1870' E. OF THE NW COR. D.L.C. 68'

-  NEW APPLICATION FOR WATER RIGHT FROM DIVERSION POINT NO. 2 (APPLICATION # 70326)
-  EXISTING WATER RIGHT FROM DIVERSION POINT NO. 2 (PENDING)
-  TRANSFER OF WATER RIGHT FROM DIVERSION POINT NO. 1 TO DIVERSION POINT NO. 2 (TRANSFER # 6386)
- 8" & 6" BURIED MAINLINE PIPE

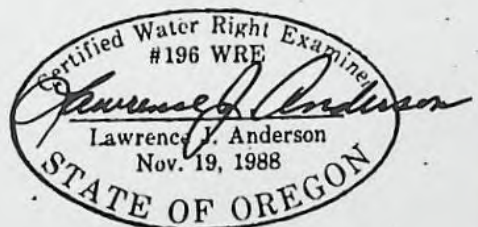
APPLICANT:

Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:

Lawrence Anderson PE, PLS
112 N. SPRINGBROOK RD.
NEWBERG, OR 97132
Ph. 538-9259

NOTE: This map was prepared for the purpose of identifying proposed water rights and is not intended to represent property lines.



June 30, 1993

LAWRENCE J ANDERSON CWRE
112 N SPRINGBROOK RD
NEWBERG OR 97132

REFERENCE: File T-6386

We received the Claim of Beneficial Use and map you submitted for Transfer 6386 in the name of Casper and Mathilda Ott.

A brief follow-up inspection may be conducted in the next few months.

If you have any questions, please call the Water Rights Section at 378-3739.

DSM:jh

cc: Casper and Mathilda Ott



CLAIM OF BENEFICIAL USE AND SITE REPORT

TRANSFER 6386

APPLICANT:

June 10, 1993

Casper and Mathilda Ott
3568 Blanced Avenue
St. Paul, Oregon 97137
Ph. (503) 633-8171

This report is to document the compliance with the terms and conditions of Application No.70326 to Transfer Water Rights. The purpose of this Transfer is to relocate the point of diversion from the Willamette River; from a point perfected under Permit No. 34822, Certificate 43508 located 490 feet North and 590 feet East of the NW corner of DLC No. 68 in the south bank of the Willamette River, to a new point of diversion approximately 1400 feet downstream.

Application No.70326 is also for new water rights to irrigate approximately 4.9 acres from this new point of diversion.

FINDINGS:

The source of water is the Willamette River. The diversion is a 60 h.p. Cornell pump mounted on a permanent steel frame located on the SE'ly bank of the Willamette River. The Point of Diversion is at the westerly terminus of Mission Road right-of-way at the Willamette River.

The pump elevation is 60 feet m.s.l. The irrigated land is at a mean elevation of 170 feet. Basis of these elevations is the 1985 USGS St. Paul Quadrangle map.

The transmission line is a buried 8" and 6" pvc pipe that runs from the Point of Diversion approximately 2300 feet along the County Road Right-of-Ways of Mission Road and Riverside Drive to the place of use. A 25 h.p. booster pump is located along Riverside Drive at elevation 170 feet. The line is allowed in the Right-of-Way by permit from Marion County dated July 8, 1963 and recorded in Vol.77 Page 176 of Marion County Deed Records.

On the Ott property, the line is a 6" pvc pipe with risers every 180 feet. Two 4" wheel lines are used to irrigate the crops. The wheel lines have twenty-nine (29), 7 gpm sprinkler heads each for a total capacity of 406 gpm. A 1.1" Big Gun is also use with a capacity of 300 gpm at 75 psi.

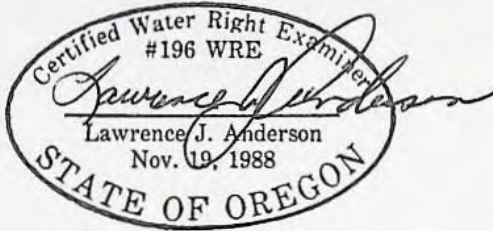
At the time of this survey, the crop being planted is field corn for a dairy operation.

RECEIVED

JUN 24 1993

WATER RESOURCES DEPT
SALEM, OREGON

The Final Proof Survey and inspection of the use as found to be completed under the terms and conditions of Transfer No. 6386. Application No. 70326, was completed by me on June 6, 1993. and the facts contained in this report and accompanying Final Proof Map are correct to the best of my knowledge.



Lawrence J. Anderson
Certified Water Rights Examiner
112 N. Springbrook Road
Newberg, Oregon 97132
(503) 538-9259

We, Casper and Mathilda Ott agree to the findings of the CWRE and do submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of our Transfer No. 6386.

Casper Ott
Casper Ott

Mathilda Ott
Mathilda Ott

SALEM, OREGON
WATER RESOURCES DEPT.
JUL 1984

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RECEIVED

JUN 24 1993

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 68139
Permit No. 48832

PLOT PLAN

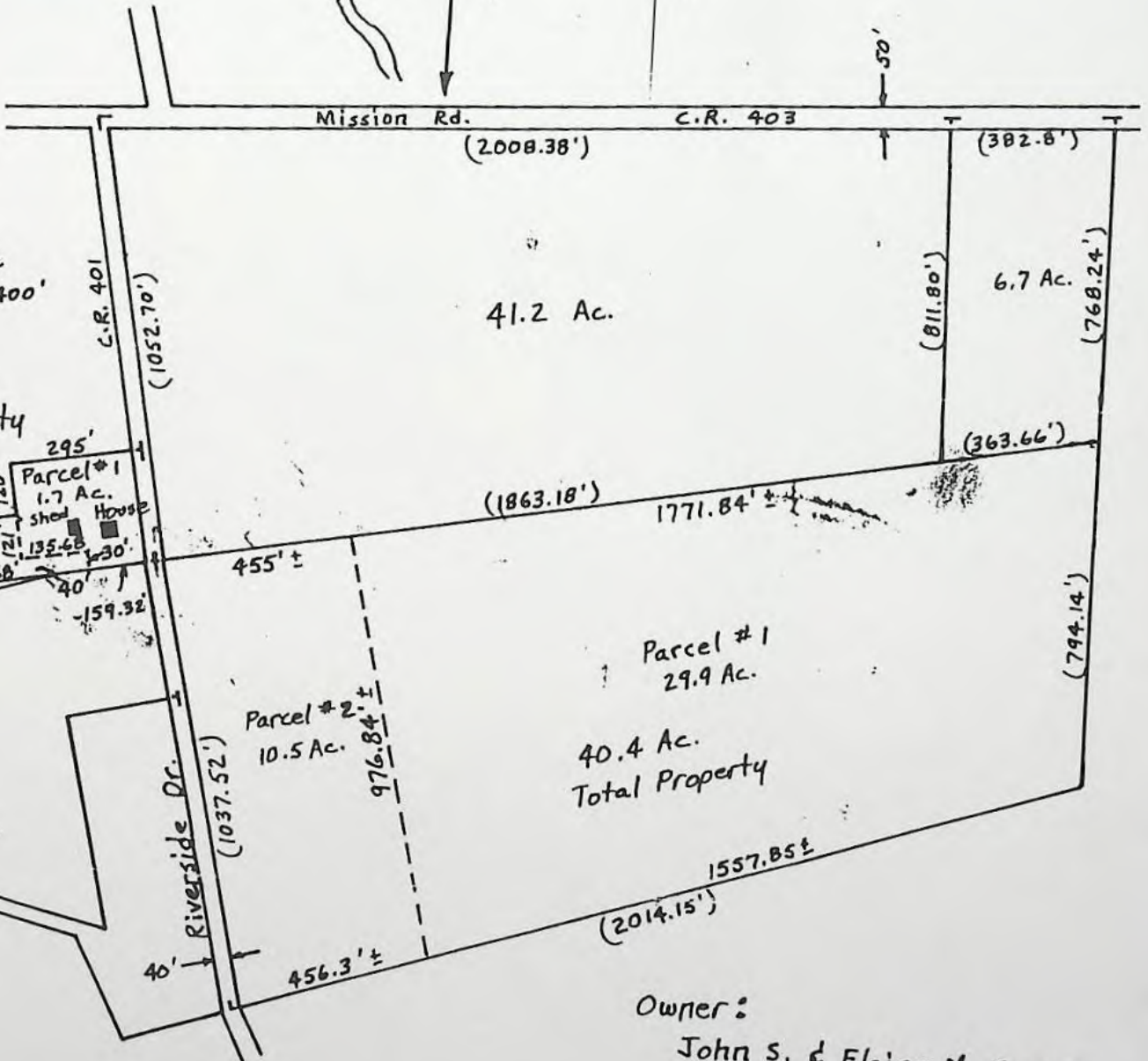
4 S 3 W
Sec. 13424

4 S 2 W
Sec. 18424

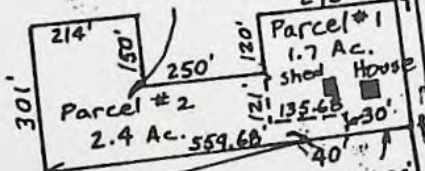
Water: Well
Sewer: Septic Tank
Zone:



Scale
1" = 400'



4.2 Ac.
Total Property



Parcel #2
2.4 Ac. 559.68'

Parcel #1
1.7 Ac.
Shed House

House

Parcel #2
10.5 Ac.

Parcel #1
29.9 Ac.
40.4 Ac.
Total Property

Owner:

John S. & Elaine M. Conner
20693 Riverside Dr. N.E.
St. Paul, Oregon 97137

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JUN 24 1993

ER RESOURCES DEPT
SALEM, OREGON

VOL 77 PAGE 176

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF MARION COUNTY, STATE OF OREGON

In the Matter of the Application of
Gerald P. and John S. Connor
for a permit to lay a 6" pipe
line over and upon or across certain
roads in Marion County, Oregon.

FILED
MARION COUNTY, OREGON

No. 12822 JUN 8 PM 2 18

T. HAROLD TOMLINSON
COUNTY CLERK

BY DEPUTY

On this day it appearing to the Board of County Commissioners that Gerald P.
and John S. Connor have
xxx filed an application with this Board for permission to
install a pipe line upon and along and/or across the right of way of roads as follows:

Along County Road #401, a paved road, for irrigation purposes. Beginning at an iron pipe
in the center line of CR #401, said County Road being the St. Paul to Newberg Road, also said
point being 10.24 chains South 26 deg. 49' West and 53.69 chains North 67 deg. 04' West from
the Northeast corner of Michel Accotti Donation Land Claim No. 68, Township 4 South, Range 3
West of the Willamette Meridian, Marion County, Oregon; thence North 67 deg. 04' West along
the center line of the old Mission landing Road 1220.00 feet more or less to the Easterly
bank of the Willamette River.

as shown on the map which is attached hereto and hereby is made a part hereof; and

WHEREAS, the matter has been fully considered by the Board of County Commissioners
and it appearing to the Board that the said application should be granted and a permit
as prayed for therein should be issued;

Therefore, it hereby is ORDERED, that the application of Gerald P. and John S.
Connor for permission to install the said pipe line upon and along and/or
across the right of way of the said roads as aforesaid be approved and a permit for
such purpose be and the same hereby is granted to the said Gerald P. and John S. Connor
subject, however, to and upon the general conditions, terms, requirements
and agreements found on Page 22 of Volume 30 of the Marion County Commissioners' Court
Journal, and not otherwise. The permit shall also be subject to the following special
provisions: The Road, Shoulder, or Ditch shall be restored to its original condition. Back-
fill as requested by inspector. The County Engineer's office to be notified at
the start of the operation so that a man can be on the job for inspection purposes: (Phone -
363-8813). One-way traffic shall be maintained at all times.

Dated at Salem, Oregon, this 8 day of July, 1961.

Recommended for approval:

John S. Connor
County Commissioner

County Commissioner

Henry Ahrens
County Commissioner

Attest:

T. HAROLD TOMLINSON County Clerk

Pat McCarthy
County Commissioner

By Deputy.

BY S. Simme
REGISTERED LAND SURVEYOR
NO. 13 OREGON

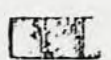
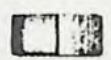
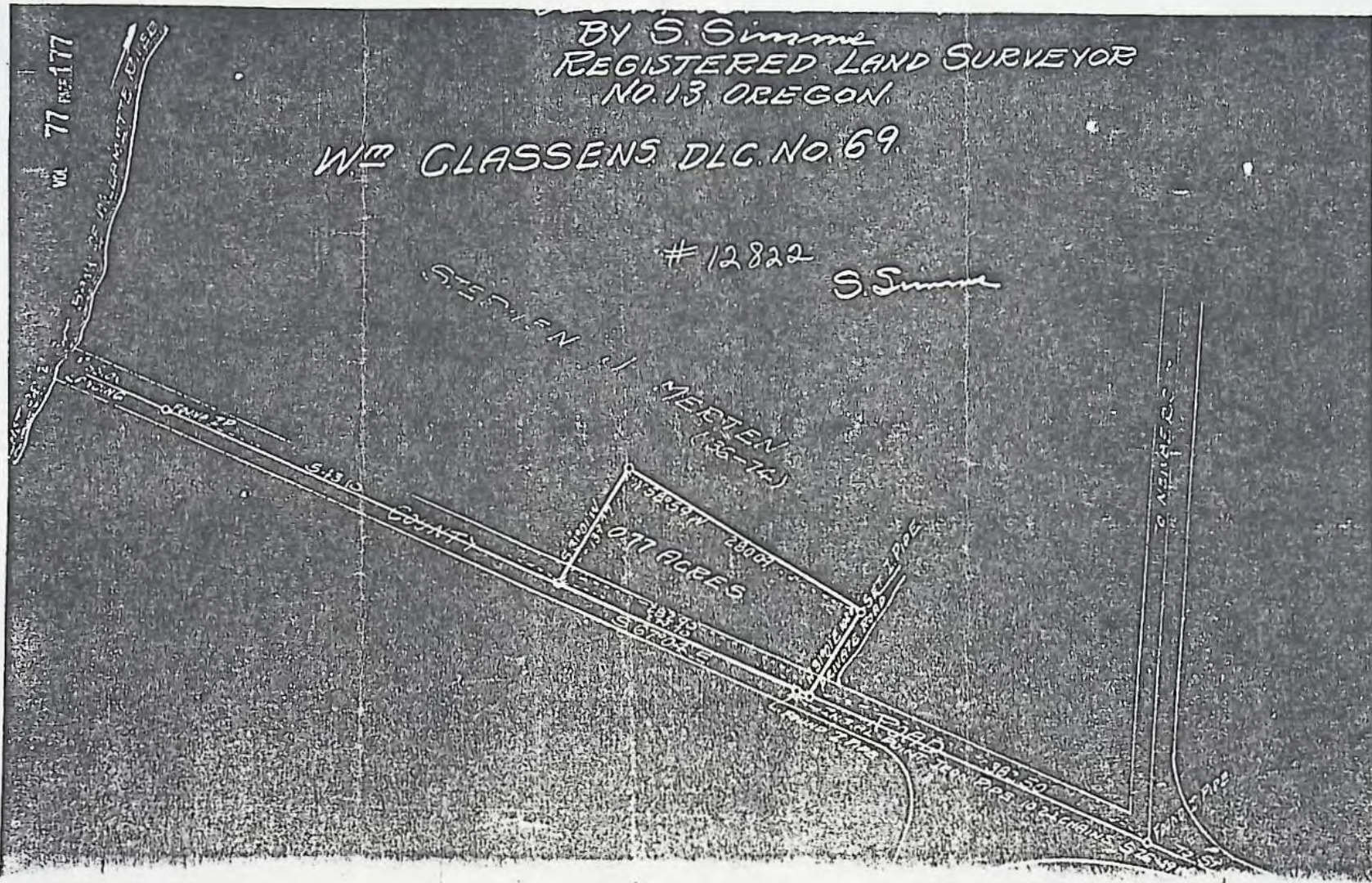
W¹² CLASSENS DLC. NO. 69.

12822

S. Simme

STEPHEN J. MEERTEN'S
(36-74)

0.17 ACRES



From: GIS2::JARRETT
To: nunn
CC:
Subj: transfer 6386

27-APR-1993 09:41

I called Mrs. Ott this a.m. and spoke to her about the transfer. She said they have sent the stuff to a cwre and were persuing it. I urged her to not let the deadline pass.

File in
T-6386

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Casper + Mathilda Ott
 3568 Blanchet Ave
 St. Paul OR 97137

4a. Article Number

P56674

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Return Receipt for Merchandise |

7. Date of Delivery

1/17/93 RB

5. Signature (Addressee)

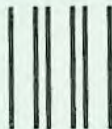
Mathilda Ott

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



+

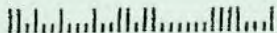
Official Business

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Print your name, address and ZIP Code here

• WATER RESOURCES DEPT.
3850 PORTLAND ROAD N.E.
SALEM, OREGON 97310 •



April 15, 1993

CASPER AND MATHILDA OTT
3568 BLANCHET AVENUE
ST PAUL OR 97137

REFERENCE: Transfer 6386

This letter is in regard to your water use Transfer 6386. As we pointed out to you in our letter of July 10, 1992, your claim of beneficial use must be received in this office by July 1, 1993.

Oregon Administrative Rule 690-14-190 states: "The claim of beneficial use shall be submitted to the Department within one year after the use was reported..as being complete...Failure to comply with this section shall cause the Director to initiate permit cancellation proceedings as provided by ORS 537.260."

The "claim" consists of a site report and map of the developed use prepared by a Certified Water Rights Examiner, which accompany a request from the permittee for issuance of a certificate of water right.

You are hereby notified that unless your claim is received in 90 days, by July 1, 1993, your transfer may be canceled without further notice.

If you have any questions, please contact the Water Rights Section at 378-3739.

LHN:jh

cc: Dave Jarrett, Watermaster, District 16

CERTIFIED MAIL - RETURN RECEIPT REQUESTED



STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN POINT OF DIVERSION

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6386 submitted by

CASPER AND MATHILDA OTT
3568 BLANCHET AVENUE
ST. PAUL, OREGON 97137.

The right to be modified, as evidenced by a PORTION of Certificate 43508, was perfected under Permit 34822 with a date of priority of DECEMBER 15, 1969. The right allows the use of water from the WILLAMETTE RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 43.1 ACRES. This right is limited to 0.54 cubic foot per second, if available at the authorized point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, as projected within CLASSENS DLC 69, SECTION 13, T 4 S, R 3 W, W.M.; 490 FEET NORTH AND 590 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation under this right is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2 $\frac{1}{2}$ acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

- SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.6 ACRES
SECTION 18
- NW $\frac{1}{4}$ NW $\frac{1}{4}$ 4.5 ACRES
SECTION 19
- BOTH AS PROJECTED WITHIN ACCOLTI DLC 73
TOWNSHIP 4 SOUTH, RANGE 2 WEST, W.M.
- SE $\frac{1}{4}$ SE $\frac{1}{4}$ 18.3 ACRES
SECTION 13
- NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.7 ACRE
SECTION 24
- BOTH AS PROJECTED WITHIN ACCOLTI DLC 68
TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

The applicant proposes to change the point of diversion to:

NW $\frac{1}{4}$ SE $\frac{1}{4}$, as projected within CLASSENS DLC 69, SECTION 13, T 4 S, R 3 W, W.M.; 1050 FEET NORTH AND 1870 FEET EAST OF THE NW CORNER OF ACCOLTI DLC 68.

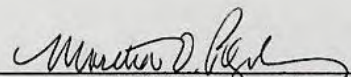
The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1993.
2. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the original point of diversion.
3. When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Certificate 43508 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources Director, affixed MAY 26, 1992.


Martha E. Pagel

Recorded in Special Order Records at Volume 46, Page 272 .

T-6386.LHN

July 10, 1992

CASPER & MATHILDA OTT
3568 BLANCHED AVE
ST PAUL OR 97137

REFERENCE: File T-6386

This will acknowledge receipt of your notice that complete application of water has been made under Transfer 6386.

You are required to hire a certified water right examiner (CWRE) to complete a Claim of Beneficial Use which must be submitted to this department by July 1, 1993. The Claim of Beneficial Use must include a map and site report prepared by the CWRE and signed by both the CWRE and the land owner. Enclosed is a list of CWRE's. Also enclosed is a copy of the order which approved Transfer 6386 and the application map for your CWRE's use.

You may claim only the beneficial use authorized and developed within the terms of the order. Any part of the use that was not completed will be excluded from the certificate of water right which will ultimately be issued to you.

In the meantime, the transfer order will be evidence of your right to the use of water provided you continue to use the water for the purpose authorized.

LHN:wcm
1618W

Enclosures



NOTICE OF COMPLETION OF CHANGE IN
place of use of water
point of diversion of water
use heretofore made of water

RECEIVED

JUL 1 - 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Under the Terms of TRANSFER APPLICATION 6-96

I, Casper + Mathilda Ott, USED the water as provided by the
(print name)

order of the Water Resources Director approving said water right transfer application

BY May 20th, 1992

Description of the land on which I use water: Same as in order

6-29-92

(date)

Mathilda Ott

(signature)

3568 Blanchet Ave. St. Paul OR

(address)

97137

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

9163A

OK
WCM

ORDER and CERTIFICATE CHECK LIST

STEPS COMPLETED:

Order prepared, date, volume and page number assigned, order signed. Certificate prepared, date and number assigned, certificate signed.

STEPS TO BE COMPLETED:

RECORD MARKING (transfer section)

plat cards other _____ other _____

RECORD MARKING (support services)

file folder No. T-6386 permit () No. _____
46585

certificate No. 43508

Trans App Reg
Trans Name Index
Trans Stream Index

decree () Vol. _____, Page _____ Vol. _____, Page _____

COPIES MADE order certificate

file Data Center Watermaster
w/mop

applicant other CWRE

other _____ () () other _____ () ()

LETTER TO:

applicant other () _____

other () _____ other () _____

ENCLOSURES:

copy of order Vol. 46, Page _____ original certificate () _____

copy of order () Vol. _____, Page _____ remaining certificate 67380

refund check () No. _____ Completion Notice

<u>FILE SET-UPS</u>	<u>FILE NUMBER</u>	<u>SET-UP DATE</u>	<u>FOR WHOM</u>
<input checked="" type="checkbox"/>	<u>T-6386</u>	<u>C-93</u>	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

271
227

June 8, 1992

CASPER & MATHILDA OTT
3568 BLANCHED AVE
ST PAUL OR 97137

REFERENCE FILE: T-6386

Enclosed is a copy of the order approving your transfer for a change in point of diversion and a superseding certificate.

The order allows until October 1, 1993, to complete the change. Enclosed is a notice to be filed with this office when the change is complete.

If you have any questions, please contact the Water Right Section at the number below.

1457W

cc: Dave Jarrett, Watermaster #16
Lawrence J. Anderson, CWRE

Enclosures



T-6386

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN S. AND ELAINE M. CONNOR

of Star Rt., Box 57, St. Paul, State of Oregon, 97137, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Willamette River

1.67 / 133.9 = 1.13 / 90.8 = .54 / 43.1

a tributary of Columbia River for the purpose of irrigation of 133.9 acres

under Permit No. 34822 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 15, 1969 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 1.67 cubic feet 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 NE 1/4 SW 1/4, as projected within Classens DLC 69, Section 13, T. 4 S., R. 3 W., W. M., 490 feet North and 590 feet East from the NW Corner, Accolti DLC 68.

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-eighth 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 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:

SEE NEXT PAGE

T-6386

~~12.2-27.8~~ acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 15 $\frac{1}{2}$
11.5 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Both projected within Accolti DLC 73
Section 18
4.7 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
~~7.8-12.3~~ acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ - 4.5
Both projected within Accolti DLC 73
Section 19
T. 4 S., R. 2 W., W. M.

0.1 acre NE $\frac{1}{4}$ SW $\frac{1}{4}$
4.4 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
15.4 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
All projected within Classens DLC 69
1.5 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
11.5 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Both projected within Accolti DLC 68
0.3 acre SE $\frac{1}{4}$ SW $\frac{1}{4}$
As projected within Classens DLC 69
15.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
~~4.9-23.2~~ acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 18.3
Both projected within Accolti DLC 68
Section 13
~~0.4-5.1~~ acres NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.7
0.6 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
Both projected within Accolti DLC 68
Section 24
T. 4 S., R. 3 W., W. M.

43'

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed
this date. August 30, 1976

.....James E. Sexson.....
Water Resources Director

T-6386 RECEIVED

STATE OF OREGON
Water Resources Department

APR 27 1990

APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: Casper + Mathilda Ott
Mailing address: 3568 Blanchet Ave.
St. Paul OR Darion 97137 633-8171
City or town State County Zip Phone
WATER RESOURCES DEPT.
SALEM, OREGON

Type of change: point of diversion
(In point of diversion; place of use; use heretofore made of the water)

1. WATER RIGHT

A) Is the water right in your name? (no) If not, list name below:
CONNOR

B) Was the water right determined by a court decree? (no)
1. If yes, list the title of the proceedings: _____
2. Certificate No.: _____

C) Was the water right acquired by a water permit? (yes)
1. If yes, list the Permit No.: 34822
2. Certificate No.: 43508

D) Date of priority right: 12-15-69, 19__

E) To your knowledge, has any portion of the water right undergone a period of five or more consecutive years of nonuse? pasture + corn
Evidence that the water has been used over the last five years is required to accompany the application pursuant to OAR 690-15-060(10).

F) What are your reasons for the proposed changes? _____

more convenient

G) The water will be completely applied to the proposed use on or before: completed, 19__

2. LOCATION:

A) What is the source of water (river, stream, well)?: Willamette River

B) Describe the authorized point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>490' N & 590' E From NW DLR 68</u>	<u>NE 4 SW 4</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

C) What is the name of the ditch used?: N/A

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

D) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>2340' N & 2150' W FM SE COR S 13</u>	<u>NW 4 SE 4</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

E) Is the land within an irrigation district? Yes ___ No ✓

If Yes, which district? _____

F) What is the use to which the water is applied?: Irrigation

to agree with map
Plots OK

G) Give the location of the area irrigated or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
4 S	2 W	18	SW 1/4 SW 1/4	18.7 15.6
		19	NW 1/4 NW 1/4	4.5 ✓
	3 W	13	SE 1/4 SE 1/4	18.3 ✓
		24	NE 1/4 NE 1/4	4.7 ✓

43'
0.54

NOTE: Answer questions H, I, J, and K only if the application is for a change in use or place of use.

H) Are the lands from which you propose to transfer your water right free of all encumbrances?

(yes, no)

I) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

J) What is the use to which the water will be applied?

K) Give the proposed location of the area irrigated, or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

3. EXHIBITS: This application must be accompanied by a map or maps showing the existing and proposed locations of the point of diversion and/or place of use.

4. Name and address of receiving landowner(s) if other than applicant:

5. REMARKS: used to irrigate pasture + corn in the last 5 years.

I have no objections for the Ott's to move the pump from diversion 1 to diversion 2.

Elaine M. Connor

I, Casper + Mathilde Ott, applicant, hereby swear that I have read the above application for transfer of water right and that the statements made are true and correct.

what about John Connor
Ellen

Dated and signed this 26 day of April, 1990

Casper Ott Mathilde Ott
(signature)

Subscribed and sworn to before me this 26 day of April, 1990

(Notarial Seal)

Louisa R. Arnold
Notary Public for Oregon

My Commission expires: 07-31-91

APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT

RECEIVED

OCT 10 1991

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

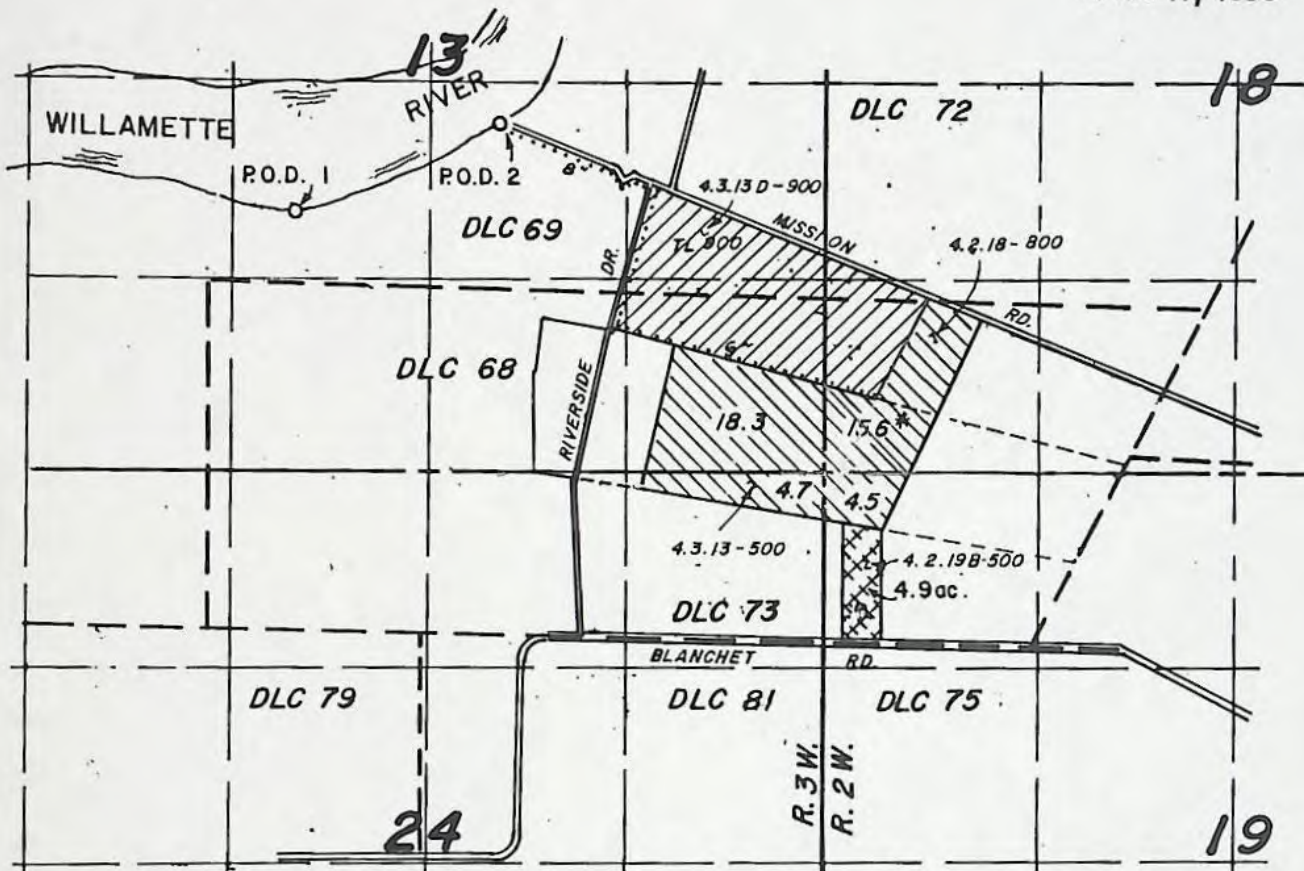
APR 27 1990

T. 4 S., R. 2 & 3 W. W.M.




WATER RESOURCES DEPT
SALEM, OREGON



Scale: 1" = 1320'
APRIL 17, 1990



P.O.D.-1 IS 490' N. & 590' E. OF THE NW COR. D.L.C. 68
P.O.D.-2 IS 1050' N. & 1870' E. OF THE NW COR. D.L.C. 68

-  NEW APPLICATION FOR WATER RIGHT FROM DIVERSION POINT NO. 2
-  EXISTING WATER RIGHT FROM DIVERSION POINT NO. 2 (PENDING)
-  TRANSFER OF WATER RIGHT FROM DIVERSION POINT NO. 1 TO DIVERSION POINT NO. 2
- 8" & 6" BURIED MAINLINE PIPE

APPLICANT:

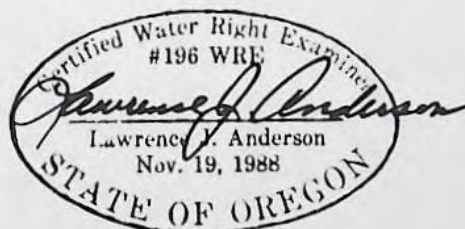
Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:

Lawrence Anderson PE, PLS
23881 Schultz Rd. NE
Aurora, OR 97002
Ph. 678-2786

NOTE: This map was prepared for the purpose of identifying proposed water rights and is not intended to represent property lines.

APPLICATION: 70326
PERMIT:



September 18, 1991

Casper and Mathilda Ott
3568 Blanchet Avenue
St. Paul OR 97137

REFERENCE: Transfer 6386 and 70326

On June 1, 1990, your Certified Water Right Examiner, Lawrence J. Anderson, was given the application map for transfer 6386 and surface water application 70326. He was going to correct the map. To date the map has not been returned.

Before we can process these applications the corrected map will need to be returned. Please return, or have your CWRE return the map.

If we do not receive the corrected map within 90 days, we may reject the transfer and surface water applications without further notice.

LHN:jh

cc: Lawrence J. Anderson, CWRE



ORIGINAL

ACTION CODE

STATE WARRANT NO. INDICATES CLAIM ALLOWED BY EXECUTIVE DEPARTMENT

AGENCY VOUCHER NO.

002299

AGENCY VOUCHER NO.

B

03-00-0

12.75

DATE 05-08-92

VENDOR NUMBER A69000

PAYEE AND ADDRESS

OTT DAIRY, INC.
CASPER & MATHILDA OTT

AUDITED BY

WATER RESOURCES
3850 PORTLAND RD NE
SALEM OR 97310

TOTAL

\$12.75

PAYMENT OF: INVOICE 0000000000 REFERENCE 002299 12.75
NET PAID \$12.75

MESSAGE: REV REFUND T-6386

ACCOUNT CODING: AGY 69000 BCH H88 INV 0000000000 TC 40 TD 920508 REF 002299
DESCRIPTION PCD PROJECT FUND BI COST CENTER ACCOUNT AMOUNT
OTT DAIRY, INC. 032300 423 3 03 23 00 01 [REDACTED] 12.75

Sent 5/12/92 can

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).

NOTICE TO VENDOR

REMITTANCE ADVICE

Enclosed is warrant in full payment of claim listed above. Please refer to Voucher Number indicated if you have any question regarding this payment.

FOR STATE AGENCY USE ONLY

This certifies that the materials, services, cash advanced, or expenses covered by this claim have been furnished, rendered or expended on behalf of the State of Oregon. The provision for payment is made by law and appropriation, the obligation or expenditure is authorized by law and the claim otherwise satisfies the requirements as provided by ORS 293.295. This claim has been approved for payment in the above amount.

By

By

ORIGINAL

ACTION CODE

STATE WARRANT NO. INDICATES CLAIM ALLOWED BY EXECUTIVE DEPARTMENT

AGENCY VOUCHER NO. 000000

002300

AGENCY VOUCHER NO.

B

03-00-0

107.25

DATE 05-08-92

VENDOR NUMBER A69000

PAYEE AND ADDRESS

NEWBERG GRAPHIC

AUDITED BY *ca*

WATER RESOURCES
3850 PORTLAND RD NE
SALEM OR 97310

TOTAL

\$107.25

PAYMENT OF: INVOICE 0000000000 REFERENCE 002300 107.25
NET PAID \$107.25

MESSAGE: PON T-6386

ACCOUNT CODING: AGY 69000 BCH H88 INV 0000000000 TC 60 TD 920508 REF 002300
DESCRIPTION PCD PROJECT FUND BI COST CENTER ACCOUNT AMOUNT
NEWBERG GRAPHIC 032300 423 3 03 23 00 01 [REDACTED] 107.25

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).

*Sent 5/12/92
can*

NOTICE TO VENDOR

REMITTANCE ADVICE

Enclosed is warrant in full payment of claim listed above. Please refer to Voucher Number indicated if you have any question regarding this payment.

FOR STATE AGENCY USE ONLY

This certifies that the materials, services, cash advanced, or expenses covered by this claim have been furnished, rendered or expended on behalf of the State of Oregon. The provision for payment is made by law and appropriation, the obligation or expenditure is authorized by law and the claim otherwise satisfies the requirements as provided by ORS 293.295. This claim has been approved for payment in the above amount.

By

By *[Signature]*

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

DATE: 4/27/92

TO: Fiscal Section

FROM: Larry Nunn *Larry Nunn*

SUBJECT: Request for payment or refund

Please pay / refund \$ 107²⁵ to Newberg Graphic
file T-6386, receipt 62885. These funds are paid /
refunded due to:

- File Rejected / Withdrawn / Mis-filed
- Excess fees collected for application / PON
- Payment of PON
- Protest filing fee
- other: _____

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

DATE: 4/27/92

TO: Fiscal Section

FROM: Larry Nunn *Larry Nunn*

SUBJECT: Request for payment or refund

Please pay / refund \$ 12⁷⁵ to Casper & Mathilda Off
file T-6386, receipt 62885. These funds are paid /
refunded due to:

- File Rejected / Withdrawn / Mis-filed
- Excess fees collected for application / PON
- Payment of PON
- Protest filing fee
- other: _____

NEWBERG GRAPHIC

109 N. School St. • P.O. Box 110 • Newberg, Oregon 97132 • (503)538-2181

APRIL 30, 1992

DATE

PAGE 1 OF 1

NUMBER

STATE OF OREGON (OREMAT)
 WATER RESOURCES DEPT
 3850 Portland Road NE
 Salem, OR 97310

AGING ANALYSIS:

CURRENT	\$107.25
OVER 30 DAYS .	\$0.00
OVER 60 DAYS .	\$0.00
OVER 90 DAYS .	\$0.00
OVER 120 DAYS .	\$0.00

DATE	RATE	QTY	TYPE	DESCRIPTION	ZONES	AMOUNT	BALANCE
				PREVIOUS BALANCE			\$0.00
04/22	A	6.50	1	Water Right #6366	3 WKS A	\$107.25	\$107.25

RECEIVED

MAY -1 1992

WATER RESOURCES DEPT.
 SALEM, OREGON

TERMS: YOU MAY DEDUCT \$0.00 DISCOUNT ALLOWED IF PAID BY THE 10TH

Make plans now to be part of the.....1992 YAMHILL COUNTY TOURISM GUIDE!

Please return yellow copy with payment.

All accounts DUE & PAYABLE in 30 days. 1.5 % Service Charge (Minimum \$1.00)

NEWBERG GRAPHIC



109 N. School St. • P.O. Box 110 • Newberg, Oregon 97132 • (503)538-2181

APRIL 24, 1992

DATE

NUMBER

LEGAL INVOICE FORM

STATE OF OREGON
3850 Portland Road NE
Salem, OR 97310

TRANSACTION	DATE	QUANTITY	DESCRIPTION	ORIG AMT	AMT OPEN
52397.00	04/22	6.50	Water Right #6386 3 WNS	\$107.25	

RECEIVED

APR 27 1992

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAR 23 1992

WATER RESOURCES DEPT.
Salem, Oregon

St. Paul 3-18-92

Water Resources Dept.
Salem OR

Transfer 6386

We received your letter dated 2-18-92. It is OK to use the map dimensions. The map got revised, see note on the bottom of map referring to the 15.6 acres shaped like this



So use the ammended acreage of 15.6 acres. We made the change and mailed a copy of the original to you. John Conner is no longer alive and you said you have written permission from Elaine Conner. John Conners contract is paid off. This were two different contracts.

Tel. 633-8171

Mallinda Ott
St. Paul OR 97137

AFFIDAVIT OF PUBLICATION

STATE OF OREGON, COUNTY OF YAMHILL

I, David Thouvenel

being first duly sworn, depose and say that I am the publisher of the Newberg Graphic, a newspaper of general circulation, as defined by Secs. 1-509, 1-5-10, Oregon Code; printed and published at Newberg in the aforesaid county and state; that the

Notice of Water Right Transfer

6386: Casper and Mathilda

Ott

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for

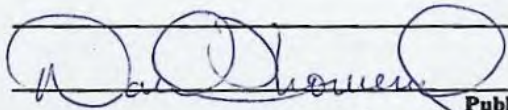
three (3) successive and consecutive weeks in the

following issues: _____

April 8, 1992

April 15, 1992

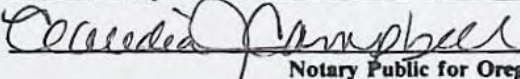
April 22, 1992



Publisher

Subscribed and sworn to before me this

22nd day of April, 1992



Notary Public for Oregon.

(My Commission expires 3/20/94)

NOTICE OF WATER RIGHT TRANSFER 6386

Casper and Mathilda Ott filed an application with the Water Resources Department for a change in point of diversion of water from the Willamette River as provided by ORS 540.510 to 540.530.

Certificate 43508, in the name of John S. and Elaine M. Conner, includes a right limited to 0.54 cubic foot per second from the Willamette River, with a priority date of December 15, 1969, for irrigation of 43.1 acres.

The point of diversion for this right is in the NE $\frac{1}{4}$, SW $\frac{1}{4}$, AS PROJECTED WITHIN CLASSES DLC 69, SECTION 13, T4S, R3W, W.M.; 490 FEET NORTH AND 590 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68.

The applicant proposes to change the point of diversion to the NW $\frac{1}{4}$, SE $\frac{1}{4}$, AS PROJECTED WITHIN CLASSES DLC 69, SECTION 13, T4S, R3W, W.M.; 1050 FEET NORTH AND 1870 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68.

Protests may be filed by persons who think their water right may be injured by this change. Additional information or forms and rules for filing protests are available from the Water Resources Department by calling 378-3937. If a protest is filed a hearing may be held.

IF NO PROTEST IS FILED BY MAY 12, 1992, THE CHANGE MAY BE APPROVED WITHOUT A HEARING.

Date of First Publication: April 8, 1992

Date of Last Publication: April 22, 1992

APR 27 1992

WATER RESOURCES DEPT.
SALEM, OREGON

February 18, 1992

Casper and Mathilda Ott
3568 Blanchet Avenue
St. Paul, Oregon 97002

REFERENCE: Transfer 6386

We are examining your transfer application 6386. We have a few minor problems which need to be cleared up.

The location of the diversion listed on your application and shown on your application map are different. They plot at the same point, so we will use the dimensions shown on the map. If this is not correct, please let us know.

The acreage on place of use listing shown on the application and the acreage shown on the map do not agree. The map was amended after the application was filed. We will use the amended acreage of 15.6 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 18. If this is not correct, please let us know.

The rules require the application be accompanied by a copy of the current deed. You submitted a copy of a memorandum of contract for a land sales contract between you and John and Elaine Conner. We need a copy of the deed.

The rules also require that we have permission from all land owners. If John Conner still has an interest in the land, we need a statement from him allowing the transfer. Elaine Conner gave her permission on the application.

Due to staffing, we are not able to process your water right application and your transfer application together. I am sorry for the inconvenience.

We will withhold action on your transfer application for sixty (60) days to allow time for you to gather the additional information.

LHN:tcb

cc: Lawrence J. Anderson, CWRE



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

RECORDED

MAR 23 1952

WATER RESOURCES DIV
SALEM, OREGON

COPY

STATUTORY SPECIAL WARRANTY DEED

JOHN S. CONNOR and ELAINE M. CONNOR, husband and wife, grantor, conveys and specially warrants to CASPER OTT and MATHILDA OTT, husband and wife, each as to an undivided one-half interest, as tenants in common and not as tenants by the entirety, grantee, the following described real property located in Marion County, Oregon, free of encumbrances created or suffered by the grantor except as specifically set forth herein:

Parcel 1

Beginning at a point on the North boundary of Feldman Acres Subdivision in Section 19, Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point being North 25° 30' East 693.00 feet and North 82° 15' West 1390.47 feet from the S.E. corner of the Michael Accotti Donation Land Claim No. 73, said point of beginning being also South 82° 19' East 25.97 feet from the Northwest corner of Lot 9 of said subdivision; thence North 82° 19' West 1560.84 feet to a 3/4" iron pipe on the North line of said subdivision; thence North 12° 50' East 980.95 feet to a 3/4" iron pipe on the North line of Tract no. 2 as described in Volume 545, Page 282 of the Marion County record of deeds; thence South 74° 37' East 1740.80 feet along said North line to the West line of the City of St. Paul property; thence South 26° 25' 23" West 785.37 feet to the point of beginning.

Parcel 2

Beginning at a point in the center of the County Road in the Southwest 1/4 of Section 18, Township 4 South, Range 2 West of the Willamette Meridian in Marion County, Oregon, said point also being North 26° 26' East 1898.59 feet and North 67° 30' West 1320.00 feet from the Southeast corner of the Michael Accotti Donation Land Claim No. 73; thence North 67° 30' West 382.80 feet along the center of the County Road; thence South 26° 25' 23" West 825.49 feet to the North boundary line of Tract No. 2 as described in Volume 545, Page 282 of the Marion County record of deeds; thence South 74° 37' East 389.11 feet along said North line to the West line of the City of St. Paul property; thence North 26° 25' 23" East 777.08 feet to the point of beginning.

SUBJECT TO: As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.

ALSO SUBJECT TO: An easement created by instrument, including the terms and provisions thereof, dated August 4, 1953, recorded December 18, 1953, Volume 458, Page 207, in favor of Portland General Electric.

KLEIN & HAND, P.C.
ATTORNEYS AT LAW
397 N. FIRST ST. - WOODBURN, ORE 97071
TELEPHONE 981-0101

DECLINED

MAR 23 1962

WATER RESOURCES DEPT.
SALMON DIVISION

COPY

STATUTORY SPECIAL WARRANTY DEED

JOHN S. CONNOR, grantor, conveys and specially warrants to CASPER OTT and MATHILDA OTT, husband and wife, each as to an undivided one-half interest, as tenants in common and not as tenants by the entirety, grantee, the following described real property located in Marion County, Oregon, free of encumbrances created or suffered by the grantor except as specifically set forth herein:

Parcel 1

Beginning at a point on the North line of John S. and Elaine M. Connor property described in Volume 545, Page 282 of the Marion County record of deeds said point being in the center of the County Road and also being South 25° 30' West 100.32 feet and North 74° 30' West 3565.98 feet more or less from the Southwest corner of Donation Land Claim No. 61 in Township 4 South, Range 2 West, Willamette Meridian, Marion County, Oregon; thence North 74° 37' West 159.32 feet along said North line; thence North 14° 48' East 30.00 feet; thence North 74° 37' West 135.68 feet; thence North 14° 48' East 105.89 feet to a 3/4" iron pipe said point being the most Southeasterly corner of that land deeded to G. & C. Martines in Volume 651, Page 601 of the Marion County record of deeds; thence North 14° 48' East 120.00 feet to a 3/4" iron pipe; thence South 74° 30' East 295.00 feet to the center of the County Road; thence South 14° 48' West 255.35 feet to the point of beginning.

Parcel 2

Beginning at the Northwest corner of Tract 1 as deeded to John S. and Elaine M. Connor and described in Volume 545 Page 282 of the Marion County record of deeds, said point being in the Southwest 1/4 of Section 18, Township 4 South, Range 2 West of the Willamette Meridian in Marion County, Oregon, said point also being North 26° 26' East 1898.59 feet and North 67° 30' West 1702.80 feet from the southeast corner of the Michael Accotti Donation Land Claim No. 73; thence North 67° 30' West 1988.92 feet along the center of the county road to the intersection of County Roads 403 and 401; thence South 14° 48' West 1057.11 feet along the center of the County Road; thence South 74° 37' East 1804.95 feet along the North line of Tract 2 as described in said deed; thence North 26° 25' 23" East 825.49 feet along the West line of said Tract 1 to the point of beginning.

Together with: Seller's rights under Pipeline Permit No. 12822 granted by Marion County on July 8, 1963.

SUBJECT TO: As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.

KLEIN & HAND, P.C.
ATTORNEYS AT LAW
397 N. FIRST ST. - WOODBURN, ORE. 97071
TELEPHONE 981-0101

ALSO SUBJECT TO: An easement created by instrument, including the terms and provisions thereof, dated August 4, 1953, recorded December 18, 1953, Volume 458, Page 207, in favor of Portland General Electric Co., a corporation.

ALSO SUBJECT TO: 1984-85 real property taxes, a lien, not yet payable.

ALSO SUBJECT TO: Rights of the public in and to that portion lying within public roads.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for this conveyance is \$202,050.00.

Until a change is requested, all tax statements are to be sent to the following address: 3568 Blanchet Avenue, St. Paul, Oregon 97137.

Dated this _____ day of _____, 1984.

John S. Connor

STATE OF OREGON)
)ss.
County of Marion)

The foregoing instrument was acknowledged before me this _____ day of _____, 1984, by JOHN S. CONNOR.

NOTARY PUBLIC FOR OREGON
My Commission Expires: _____

KLEIN & HAND, P.C.
ATTORNEYS AT LAW
397 N. FIRST ST. - WOODBURN, ORE. 97071
TELEPHONE 981-0101

March 27, 1992

NEWBERG GRAPHIC
PO BOX 110
NEWBERG OR 97132

REFERENCE: File T-6386

Enclosed is a notice for publication in the April 8, April 15, and April 22, 1992, issues of your newspaper.

If, for any reason, the notice cannot be published on the three dates specified above, please return it to this office.

Upon completion, please forward an affidavit of publication and statement for this service to this office.

LHN:wcm
1236W

cc: Dave Jarrett, Watermaster
Lawrence J. Anderson, CWRE
Casper and Mathilda Ott

Enclosure



NOTICE OF WATER RIGHT TRANSFER 6386

Casper and Mathilda Ott filed an application with the Water Resources Department for a change in point of diversion of water from the Willamette River as provided by ORS 540.510 to 540.530.

Certificate 43508, in the name of John S. and Elaine M. Conner, includes a right limited to 0.54 cubic foot per second from the Willamette River, with a priority date of December 15, 1969, for irrigation of 43.1 acres.

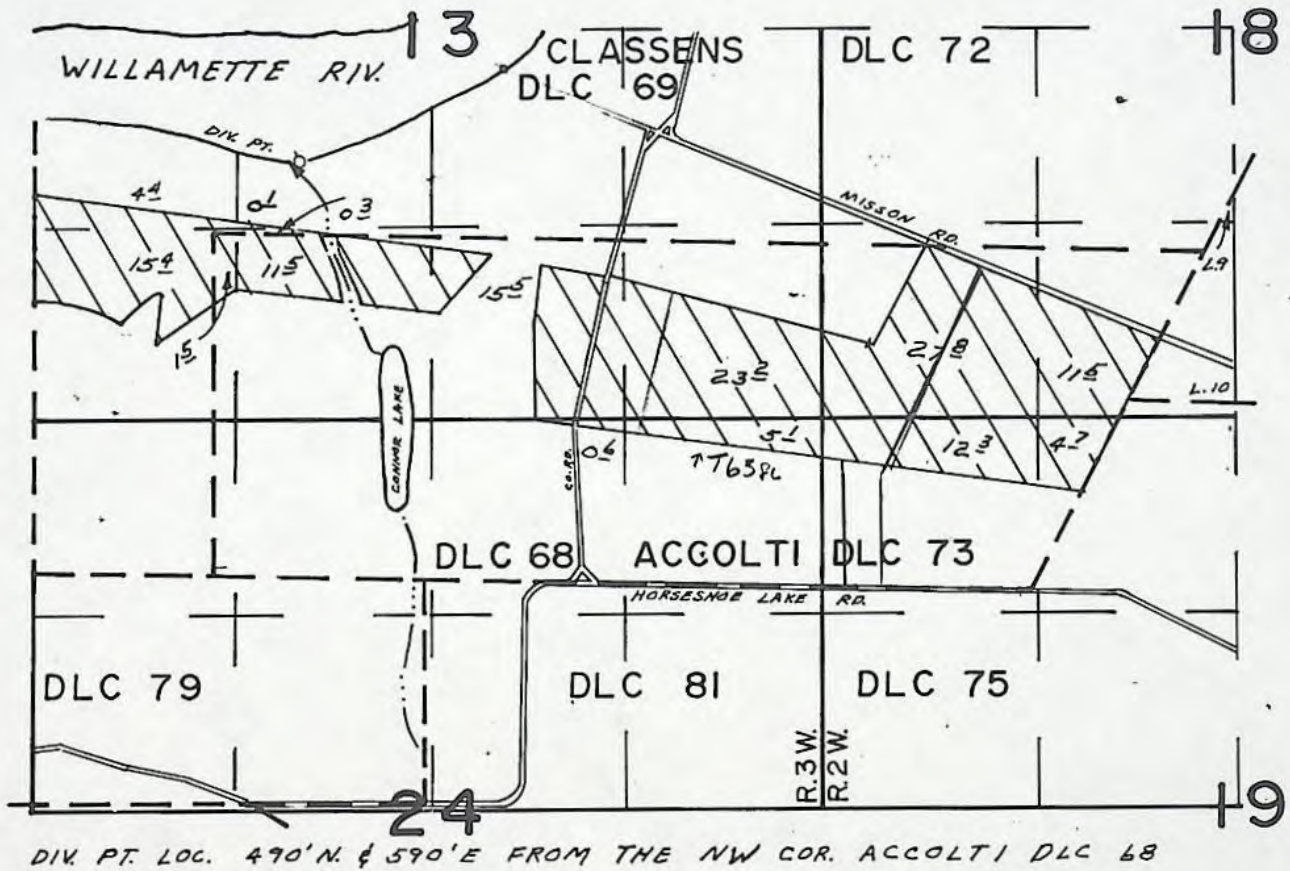
The point of diversion for this right is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, AS PROJECTED WITHIN CLASSENS DLC 69, SECTION 13, T 4 S, R 3 W, W.M.; 490 FEET NORTH AND 590 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68.

The applicant proposes to change the point of diversion to the NW $\frac{1}{4}$ SE $\frac{1}{4}$, AS PROJECTED WITHIN CLASSENS DLC 69, SECTION 13, T 4 S, R 3 W, W.M.; 1050 FEET NORTH AND 1870 FEET EAST FROM THE NW CORNER OF ACCOLTI DLC 68.

Protests may be filed by persons who think their water right may be injured by this change. Additional information or forms and rules for filing protests are available from the Water Resources Department by calling 378-3937. If a protest is filed a hearing may be held.

IF NO PROTEST IS FILED BY MAY 12, 1992, THE CHANGE MAY BE APPROVED WITHOUT A HEARING.

T.4S. R.2&3W. W.M.



FINAL PROOF SURVEY
UNDER

Application No. 46595..... Permit No. 34822...
IN NAME OF

JOHN S. & ELAINE M. CONNOR

Surveyed MAY 22, 1974, by L.H. NUNN.....

COPY

T-6386 RECEIVED

STATE OF OREGON
Water Resources Department

APR 27 1990

APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: Casper + Mathilda Ott
Mailing address: 3568 Blanchet Ave.
St. Paul OR Marion 97137 633-8171
City or town State County Zip Phone

WATER RESOURCES DEPT.
SALEM, OREGON

Type of change: point of diversion
(In point of diversion; place of use; use heretofore made of the water)

1. WATER RIGHT

A) Is the water right in your name? (yes) If not, list name below:

B) Was the water right determined by a court decree? (yes, no)
1. If yes, list the title of the proceedings: _____
2. Certificate No.: _____

C) Was the water right acquired by a water permit? (yes, no)
1. If yes, list the Permit No.: 34822
2. Certificate No.: 43508

D) Date of priority right: 12-15-69, 19____

E) To your knowledge, has any portion of the water right undergone a period of five or more consecutive years of nonuse? pasture + corn
(yes, no) Evidence that the water has been used over the last five years is required to accompany the application pursuant to OAR 690-15-060(10).

F) What are your reasons for the proposed changes? _____

more convenient

G) The water will be completely applied to the proposed use on or before: completed, 19____

2. LOCATION:

A) What is the source of water (river, stream, well)?: Willamette River

B) Describe the authorized point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>490' N & 590' E From NW D.C. 68</u>	<u>NE⁴ SW²</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

C) What is the name of the ditch used?: N/A

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

D) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>2340' N & 2150' W FM SE COR S 13</u>	<u>NN⁴ SE 4</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

E) Is the land within an irrigation district? Yes _____ No ✓

If Yes, which district? _____

F) What is the use to which the water is applied?: Irrigation

Fees OK

46595

G) Give the location of the area irrigated or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
4 S	2 W	18	SW 1/4 SW 1/4	18.7
		19	NW 1/4 NW 1/4	4.5
	3 W	13	SE 1/4 SE 1/4	18.3
		24	NE 1/4 NE 1/4	4.7

NOTE: Answer questions H, I, J, and K only if the application is for a change in use or place of use.

H) Are the lands from which you propose to transfer your water right free of all encumbrances?

(yes, no)

I) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

J) What is the use to which the water will be applied? _____

K) Give the proposed location of the area irrigated, or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

3. EXHIBITS: This application must be accompanied by a map or maps showing the existing and proposed locations of the point of diversion and/or place of use.

4. Name and address of receiving landowner(s) if other than applicant: _____

5. REMARKS: used to irrigate pasture + corn in the last 5 years.
I have no objections for the Ott's to move the pump from diversion 1 to diversion 2.

Elaine M. Connor

I, Casper + Mathilde Ott, applicant, hereby swear that I have read the above application for transfer of water right and that the statements made are true and correct.

Dated and signed this 26 day of April, 1990

Casper Ott Mathilde Ott
(signature)

Subscribed and sworn to before me this 26 day of April, 1990

(Notarial Seal)

Sonja R. Amodei
 Notary Public for Oregon

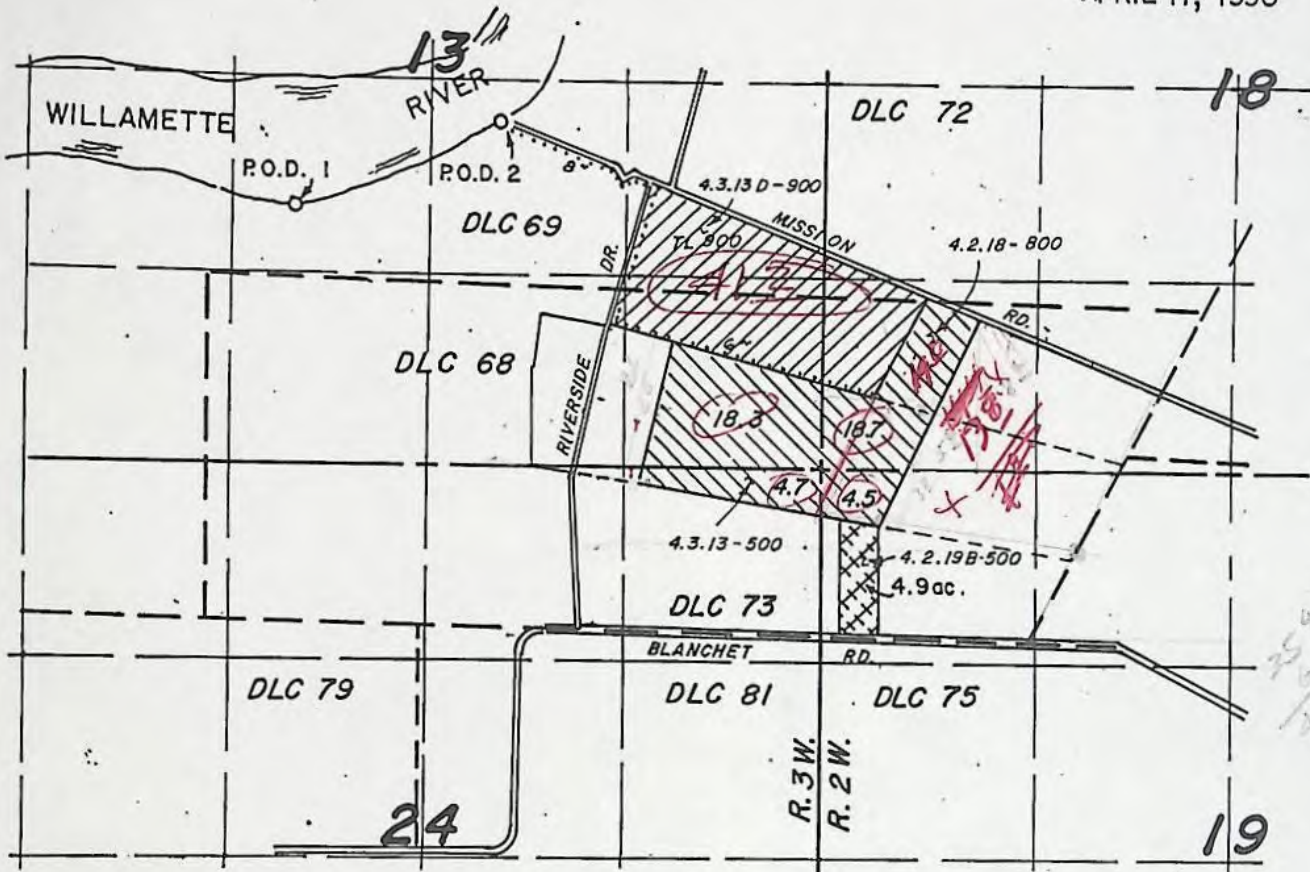
My Commission expires: 07-31-91

APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT




T.4 S., R.2 & 3 W. W.M.



Scale: 1" = 1320'
APRIL 17, 1990



P.O.D.-1 IS 490' N. & 590' E. OF THE NW COR. D.L.C. 68
P.O.D.-2 IS 1050' N. & 1870' E. OF THE NW COR. D.L.C. 68.

-  NEW APPLICATION FOR WATER RIGHT FROM DIVERSION POINT NO. 2
-  EXISTING WATER RIGHT FROM DIVERSION POINT NO. 2 (PENDING)
-  TRANSFER OF WATER RIGHT FROM DIVERSION POINT NO. 1 TO DIVERSION POINT NO. 2
- 8" & 6" BURIED MAINLINE PIPE

APPLICANT:

Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:

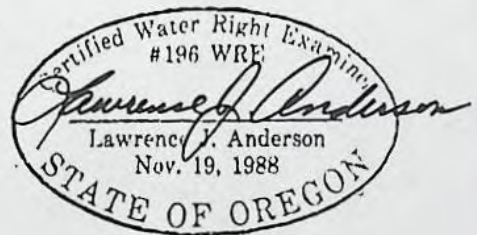
Lawrence Anderson PE, PLS
23881 Schultz Rd. NE
Aurora, OR 97002
Ph. 678-2786

NOTE: This map was prepared for the purpose of identifying proposed water rights and is not intended to represent property lines.

RECEIVED

APR 27 1990

WATER RESOURCES DEPT.
SALEM, OREGON



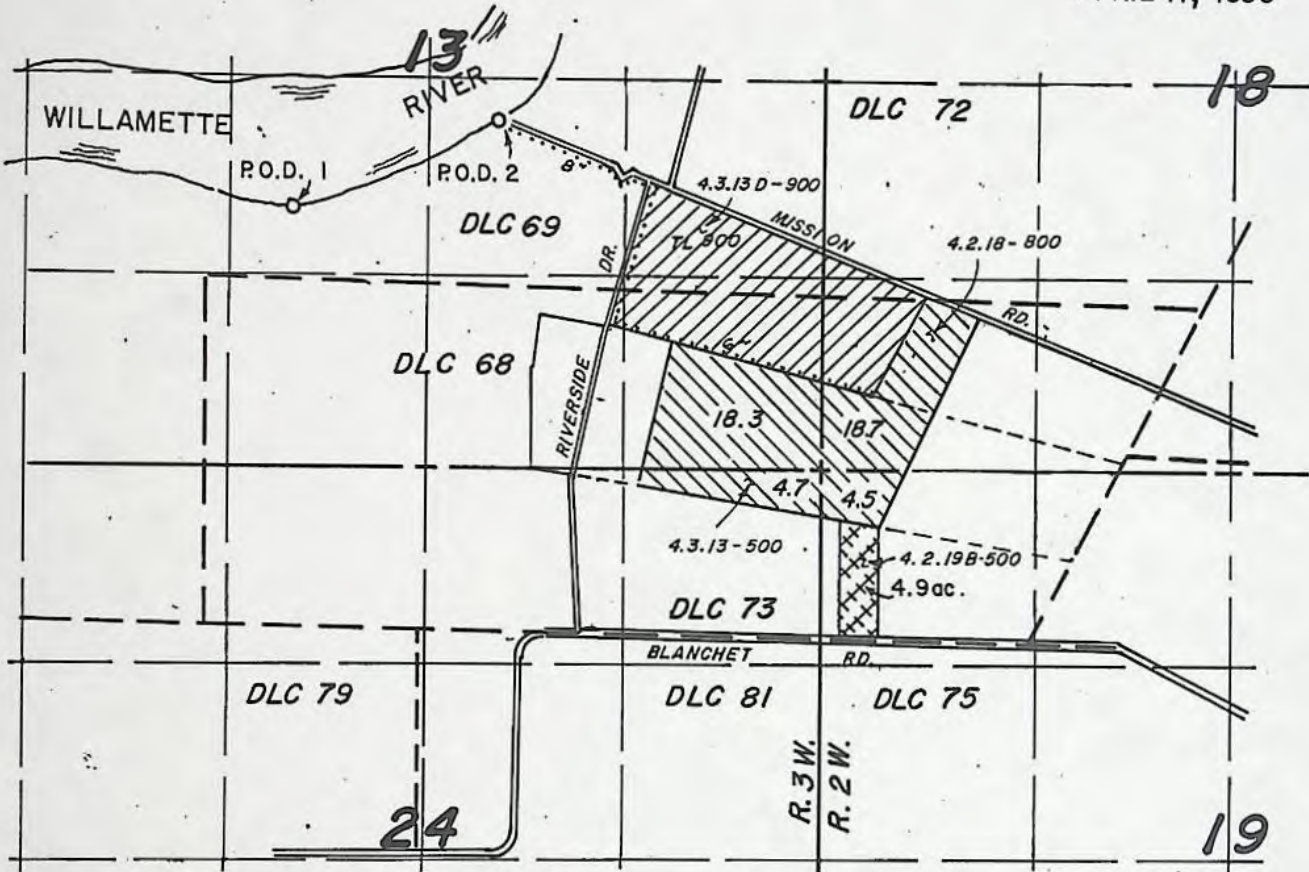
T-6386

APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT




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APRIL 17, 1990



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APPLICANT:

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3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:

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APR 27 1990

WATER RESOURCES DEPT.
SALEM, OREGON



T-6386

NOTICE OF WATER RIGHT TRANSFER 6386

CASPER AND MITHILDA OTT filed an application with the Water Resources Department for a change in POINT OF DIVERSION of water from the WILLAMETTE RIVER, as provided by ORS 540.510 to 540.530.

Certificate 43508, in the name of JOHN S. AND ELAINE M. CONNER, INCLUDES a right limited to cubic foot per second from the WILLAMETTE RIVER, for the irrigation of acres in Section 18, 4.5 acres in Sec 19, T 4 S, R 2 W, WM and 18.3 acres in Sec 13, 4.7 acres in Sec 24, T 4 S, R 3 W, WM, with a priority date of December 15, 1969.

The point of diversion for this right is in the NE 1/4 SW 1/4, AS PROJECTED WITHIN DLC 69, SEC 13, T 4 S, R 3 W, WM; 490 FEET NORTH AND 590 FEET EAST FROM THE NW CORNER OF DLC 68.

CASPER AND MITHILDA OTT propose to change the location of the diversion to a point located 1050 feet north and 1870 feet east from the NW corner of DLC 68.

Protests may be filed by persons who think their water right may be injured by this change. Additional information or forms and rules for filing protests are available from the Water Resources Department by calling 378-3739. If a protest is filed a hearing may be held.

IF NO PROTEST IS FILED BY 1990, THE CHANGE MAY BE APPROVED WITHOUT A HEARING.

COPY

T-6386 RECEIVED

STATE OF OREGON Water Resources Department

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 27 1990

Applicant: Casper + Mathilda Ott
Mailing address: 3568 Blanchet Ave.
St. Paul OR Marion 97137 633-8171

Type of change: point of diversion
(In point of diversion; place of use; use heretofore made of the water)

1. WATER RIGHT

A) Is the water right in your name? (yes, no) If not, list name below:

B) Was the water right determined by a court decree? (yes, no)

1. If yes, list the title of the proceedings:
2. Certificate No.:

C) Was the water right acquired by a water permit? (yes, no)

1. If yes, list the Permit No.: 34822
2. Certificate No.: 43508

D) Date of priority right: 12-15-69, 19

E) To your knowledge, has any portion of the water right undergone a period of five or more consecutive years of nonuse? (yes, no) Evidence that the water has been used over the last five years is required to accompany the application pursuant to OAR 690-15-060(10).

F) What are your reasons for the proposed changes? - more convenient

G) The water will be completely applied to the proposed use on or before: completed, 19

2. LOCATION:

A) What is the source of water (river, stream, well)? Willamette River

B) Describe the authorized point of diversion:

Table with 5 columns: Location in Reference to Survey Corner, 1/4, 1/4 of Section, Section, Township, Range. Row 1: 490' N & 590' E From NW D.C. 68, NE 1/4 SW 1/4, 13, 4 S, 3 W

C) What is the name of the ditch used?: N/A

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

D) Describe the proposed point of diversion:

Table with 5 columns: Location in Reference to Survey Corner, 1/4, 1/4 of Section, Section, Township, Range. Row 1: 2340' N & 2150' W FM SE COR S 13, NW 1/4 SE 1/4, 13, 4 S, 3 W

E) Is the land within an irrigation district? Yes No

If Yes, which district?

F) What is the use to which the water is applied?: Irrigation

G) Give the location of the area irrigated or place of use if other than for irrigation.

Twp.	Range	Section	¼, ¼ of Section	No. of acres irrigated
4 S	2 W	18	SW ¼ SW ¼	18.7
		19	NW ¼ NW ¼	4.5
	3 W	13	SE ¼ SE ¼	18.3
		24	NE ¼ NE ¼	4.7

NOTE: Answer questions H, I, J, and K only if the application is for a change in use or place of use.

H) Are the lands from which you propose to transfer your water right free of all encumbrances?

(yes, no)

I) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

J) What is the use to which the water will be applied? _____

K) Give the proposed location of the area irrigated, or place of use if other than for irrigation.

Twp.	Range	Section	¼, ¼ of Section	No. of acres irrigated

3. EXHIBITS: This application must be accompanied by a map or maps showing the existing and proposed locations of the point of diversion and/or place of use.

4. Name and address of receiving landowner(s) if other than applicant: _____

5. REMARKS: used to irrigate pasture + corn in the last 5 years.

I have no objections for the Ott's to move the pump from diversion 1 to diversion 2.

Elaine M. Connor

I, Casper + Mathilde Ott, applicant, hereby swear that I have read the above application for transfer of water right and that the statements made are true and correct.

Dated and signed this 26 day of April, 1990

Casper Ott Mathilde Ott
(signature)

Subscribed and sworn to before me this 26 day of April, 1990

(Notarial Seal)

Louisa R. Ansd
Notary Public for Oregon

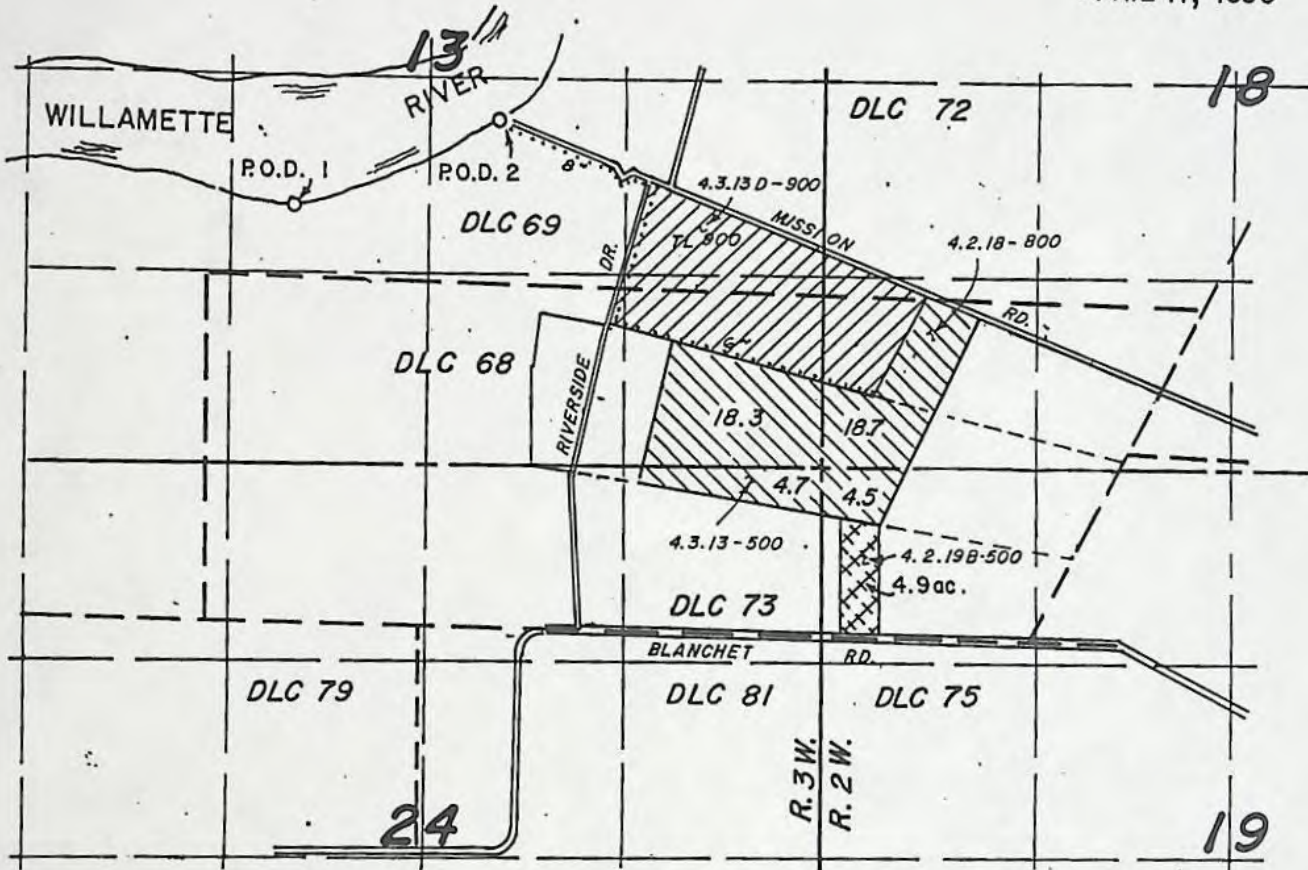
My Commission expires: 07-31-91

APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT





T.4 S., R.2 & 3 W. W.M.



Scale: 1" = 1320'
APRIL 17, 1990



P.O.D.-1 IS 490' N. & 590' E. OF THE NW COR. D.L.C. 68
P.O.D.-2 IS 1050' N. & 1870' E. OF THE NW COR. D.L.C. 68

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-  8" & 6" BURIED MAINLINE PIPE

APPLICANT:
Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:
Lawrence Anderson PE, PLS
23881 Schultz Rd. NE
Aurora, OR 97002
Ph. 678-2786

NOTE: This map was prepared for the purpose of identifying proposed water rights and is not intended to represent property lines.

RECEIVED

APR 27 1990

WATER RESOURCES DEPT.
SALEM, OREGON



T-6386

RECEIPT
CHANGED TO
M. OTR

1500
1320

180

\$200 GRAM
100 RBE

300
205

505

RECEIVED

APR 27 1990
WATER RESOURCES DEPT.
SALEM, OREGON

\$ 50 GRAM
35 POD
120 DEPOSIT

8090 \$205

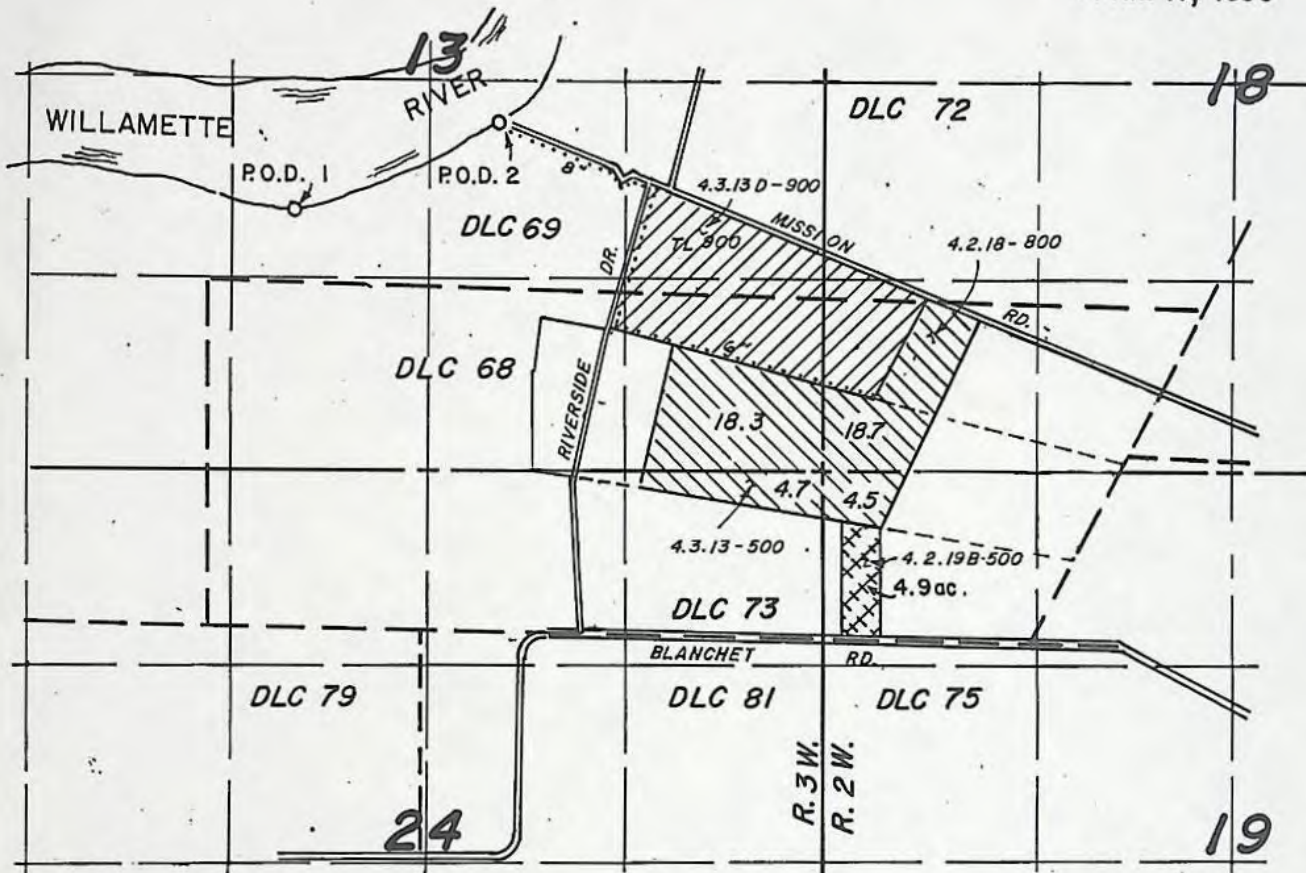
~~WATER RESOURCES NEWS~~
NEWBERG
GRAPHIC

APPLICATION FOR WATER RIGHT
&
TRANSFER OF WATER RIGHT
for
CASPER OTT




T.4 S., R.2 & 3 W. W.M.



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APPLICANT:

Casper & Mathilda Ott
3568 Blanchet Avenue
St. Paul, OR. 97137
Ph. 633-8171

PREPARED BY:

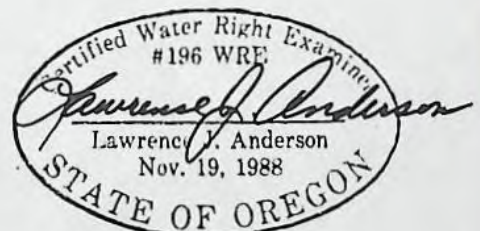
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WATER RESOURCES DEPT.
SALEM, OREGON



T-6386

RECEIVED

T-6386

APR 27 1990

WATER RESOURCES DEPARTMENT
SALEM, OREGON

By Contract dated August 3, 1984, JOHN S. CONNOR and ELAINE M. CONNOR, husband and wife, agreed to sell and CASPER OTT and MICHELLE OTT, husband and wife, each as to an undivided one-half interest, as tenants in common and not as tenants by the entirety, agreed to purchase the property located in Marion County, Oregon described as:

Parcel 1

Beginning at a point on the North boundary of Feldman Acres Subdivision in Section 19, Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point being North 25° 30' East 693.00 feet and North 82° 15' East 1390.47 feet from the S.E. corner of the Michael Accotti Donation Land Claim No. 73, said point of beginning being also South 82° 19' East 25.97 feet from the Northwest corner of Lot 9 of said subdivision; thence North 82° 19' West 1560.84 feet to a 3/4" iron pipe on the North line of said subdivision; thence North 12° 50' East 980.95 feet to a 3/4" iron pipe on the North line of Tract no. 2 as described in Volume 545, Page 252 of the Marion County record of deeds; thence South 74° 37' East 1740.80 feet along said North line to the West line of the City of St. Paul property; thence South 26° 25' 23" West 785.37 feet to the point of beginning.

Parcel 2

Beginning at a point in the center of the County Road in the Southwest 1/4 of Section 18, Township 4 South, Range 2 West of the Willamette Meridian in Marion County, Oregon, said point also being North 26° 26' East 1898.59 feet and North 67° 30' West 1320.00 feet from the Southeast corner of the Michael Accotti Donation Land Claim No. 73; thence North 67° 30' West 382.80 feet along the center of the County Road; thence South 26° 25' 23" West 825.49 feet to the North boundary line of Tract No. 2 as described in Volume 545, Page 282 of the Marion County record of deeds; thence South 74° 37' East 389.11 feet along said North line to the West line of the City of St. Paul property; thence North 26° 25' 23" East 777.08 feet to the point of beginning.

SUBJECT TO: As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.

ALSO SUBJECT TO: An easement created by instrument, including the terms and provisions thereof, dated August 4, 1953, recorded December 18, 1953, Volume 458, Page 207, in favor of Portland General Electric.

ALSO SUBJECT TO: 1984-85 real property taxes, a lien, not yet payable.

Page 1 - MEMORANDUM OF CONTRACT.

41696-000 = 1 04 2 18 0 1432 - 1305 00

545-282

ADD CONT.

SEG-

42025-000 = 1 04 3 13 0 1000 1000 00

545-282

352
1884

W 42025 000 = 1 04 3 13 0 1000 1000 00 62.78 AC.

TL 42023 500 = 1 04 3 14 0 6284 5230 00 32.91 AC

ADD CONT.

A.T.S.

SEE SURVEY 30047

AUG 7 1984

KEELING & HAND, P.C.
ATTORNEYS AT LAW
217 N. FIRST ST., WOODBURN, OREGON 97149
TEL: 971-961-1100

MEMORANDUM OF CONTRACT
THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

MEMORANDUM OF CONTRACT

within public roads.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

The true and actual consideration for the transfer is \$119,490.00.

Until a change is requested, all tax statements are to be sent to the following address: 3568 Blanchet Avenue, St. Paul, Oregon 97137.

DATED this 3 day of August, 1984.

Seller:

John S. Connor
John S. Connor
Elaine M. Connor
Elaine M. Connor

Buyer:

Casper Ott
Casper Ott
Mathilda Ott
Mathilda Ott

AUG 7 1984

STATE OF OREGON)
) ss.
County of Marion)

The foregoing instrument was acknowledged before me this 3 day of August, 1984, by JOHN S. CONNOR and ELAINE M. CONNOR.



Luigi S. Hill
NOTARY PUBLIC FOR OREGON
My Commission Expires: 10-4-85

STATE OF OREGON)
) ss.
County of Marion)

The foregoing instrument was acknowledged before me this 3 day of August, 1984, by CASPER OTT and MATHILDA OTT.



Luigi S. Hill
NOTARY PUBLIC FOR OREGON
My Commission Expires: 10-4-85

KLEIN & HANCOCK, P.C.
ATTORNEYS AT LAW
311 N. FRONT STREET, SUITE 100
TAMPA, FLORIDA 33602
TELEPHONE 813-281-1111

352
1885

T-6386

1 A ✓ FEES OK

A ✓

B ✓

C ✓

1 ✓

2 ✓

D ✓

E ✓

F COMPLETE

2A ✓

B ✓

C ✓

D ✓

G CHANGE

F ✓

G ✓

3A ✓

B C D E

4 A MAP ACCRUE - ALSO BALANCE

B ✓

C ✓

D ✓

CALL ANDERSON
@ 678-2786

change 70N
c/i

He took ~~his~~ ^{HIS} my/cr
to office & discussed project w/ me
AFTER CHANGE, OTIS WILL BE
NOTIFIED
JES
WHEN RETURNED, PUBLISH

T-6386
RECEIVED

STATE OF OREGON
Water Resources Department

APR 27 1990

APPLICATION FOR TRANSFER OF WATER RIGHT

WATER RESOURCES DEPT.
SALEM, OREGON

Applicant: Casper + Mathilda Ott
Mailing address: 3568 Blanchet Ave.
St. Paul OR Marion 97137 633-8171
City or town State County Zip Phone

Type of change: point of diversion
(In point of diversion; place of use; use heretofore made of the water)

1. WATER RIGHT

A) Is the water right in your name? (no). If not, list name below:

B) Was the water right determined by a court decree? (no)

1. If yes, list the title of the proceedings: _____
2. Certificate No.: _____

C) Was the water right acquired by a water permit? (no)

1. If yes, list the Permit No.: 34822
2. Certificate No.: 43508

D) Date of priority right: 12-15-69, 19__

E) To your knowledge, has any portion of the water right undergone a period of five or more consecutive years of nonuse? pasture + corn
(yes, no)

Evidence that the water has been used over the last five years is required to accompany the application pursuant to OAR 690-15-060(10).

F) What are your reasons for the proposed changes? _____

more convenient

G) The water will be completely applied to the proposed use on or before: completed, 19__

2. LOCATION:

A) What is the source of water (river, stream, well)?: Willamette River

B) Describe the authorized point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>490' N & 590' E From NW D.C. 68</u>	<u>NE⁴ SW²</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

C) What is the name of the ditch used?: N/A

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

D) Describe the proposed point of diversion:

Location in Reference to Survey Corner	1/4, 1/4 of Section	Section	Township	Range
<u>2340' N & 2150' W FM SE COR S 13</u>	<u>NW⁴ SE 4</u>	<u>13</u>	<u>4 S</u>	<u>3 W</u>

E) Is the land within an irrigation district? Yes ___ No

If Yes, which district? _____

F) What is the use to which the water is applied?: Irrigation

G) Give the location of the area irrigated or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
4 S	2 W	18	SW 1/4 SW 1/4	18.7
		19	NW 1/4 NW 1/4	4.5
	3 W	13	SE 1/4 SE 1/4	18.3
		24	NE 1/4 NE 1/4	4.7

NOTE: Answer questions H, I, J, and K only if the application is for a change in use or place of use.

H) Are the lands from which you propose to transfer your water right free of all encumbrances?

(yes, no)

I) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

J) What is the use to which the water will be applied?

K) Give the proposed location of the area irrigated, or place of use if other than for irrigation.

Twp.	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

3. EXHIBITS: This application must be accompanied by a map or maps showing the existing and proposed locations of the point of diversion and/or place of use.

4. Name and address of receiving landowner(s) if other than applicant:

5. REMARKS: used to irrigate pasture + corn in the last 5 years. I have no objections for the Ott's to move the pump from diversion 1 to diversion 2.

Elaine M. Connor

I, Casper + Mathilde Ott, applicant, hereby swear that I have read the above application for transfer of water right and that the statements made are true and correct.

Dated and signed this 26 day of April, 1990

Casper Ott Mathilde Ott
(signature)

Subscribed and sworn to before me this 26 day of April, 1990

(Notarial Seal)

Sonja R. Amos
Notary Public for Oregon

My Commission expires: 07-31-91