

**ASSIGNED**

Name Eagle Banner Ranches

Application No. G G 6727

Permit No. G G 5254

By .....

Address 1901 Avenue of the stars, Suite 650  
Los Angeles, CA 90067

Certificate No. ....

*FP MAP in FP. CABINET*

Stream Index, Page No. 12-35

See G-6726 thru and including G-6730

Date filed November 18, 1974

Priority November 18, 1974

Action suspended until 3-1-01-SB

Return to applicant .....

Date of approval November 20, 1974

**CONSTRUCTION**

Date for beginning November 20, 1975

Date for completion October 1, 1976

Extended to .....

Date for application of water October 1, 1977

Extended to .....

**PROSECUTION OF WORK**

Form "A" filed .....

Form "B" filed .....

Form "C" filed completed

**FINAL PROOF**

Blank mailed .....

Proof received .....

Date certificate issued .....

**FEES PAID**

| Date     | Amount | Receipt No. |
|----------|--------|-------------|
| 11-18-74 | 190.00 | 43863       |
| 6-3-05   | 10.00  | 74987       |
| 1-5-07   | 7.00   | 85827       |

\$1 Cert. Fee

**FEES REFUNDED**

| Date | Amount | Check No. |
|------|--------|-----------|
|------|--------|-----------|

*243/27E-15dc*

**ASSIGNED**

**ASSIGNMENTS**

| Date     | To Whom                      | Address                                   | Volume | Page |
|----------|------------------------------|---|--------|------|
| 6-21-76  | Vernon Morgan                | 97360                                     |        |      |
| 769-7724 | James Lowery, Robert Young   | 4600 SW Linn Blvd. Mill City              | 5      | 896  |
| 6-5-89   | <b>SOUTH RANCH</b>           | PO BOX 377 MILL CITY OR 97360             | 7      | 2199 |
| 12/8/97  | Denny Land + Cattle Co., LLC | 500 Boylston St. #1880<br>Boston MA 02116 | 8      | 78   |

*ph(617)536-6602*

**REMARKS**

8.6 c.f.s from two wells (Silver Cr.) for the irrigation and supplemental irrigation of 690.0 acres.

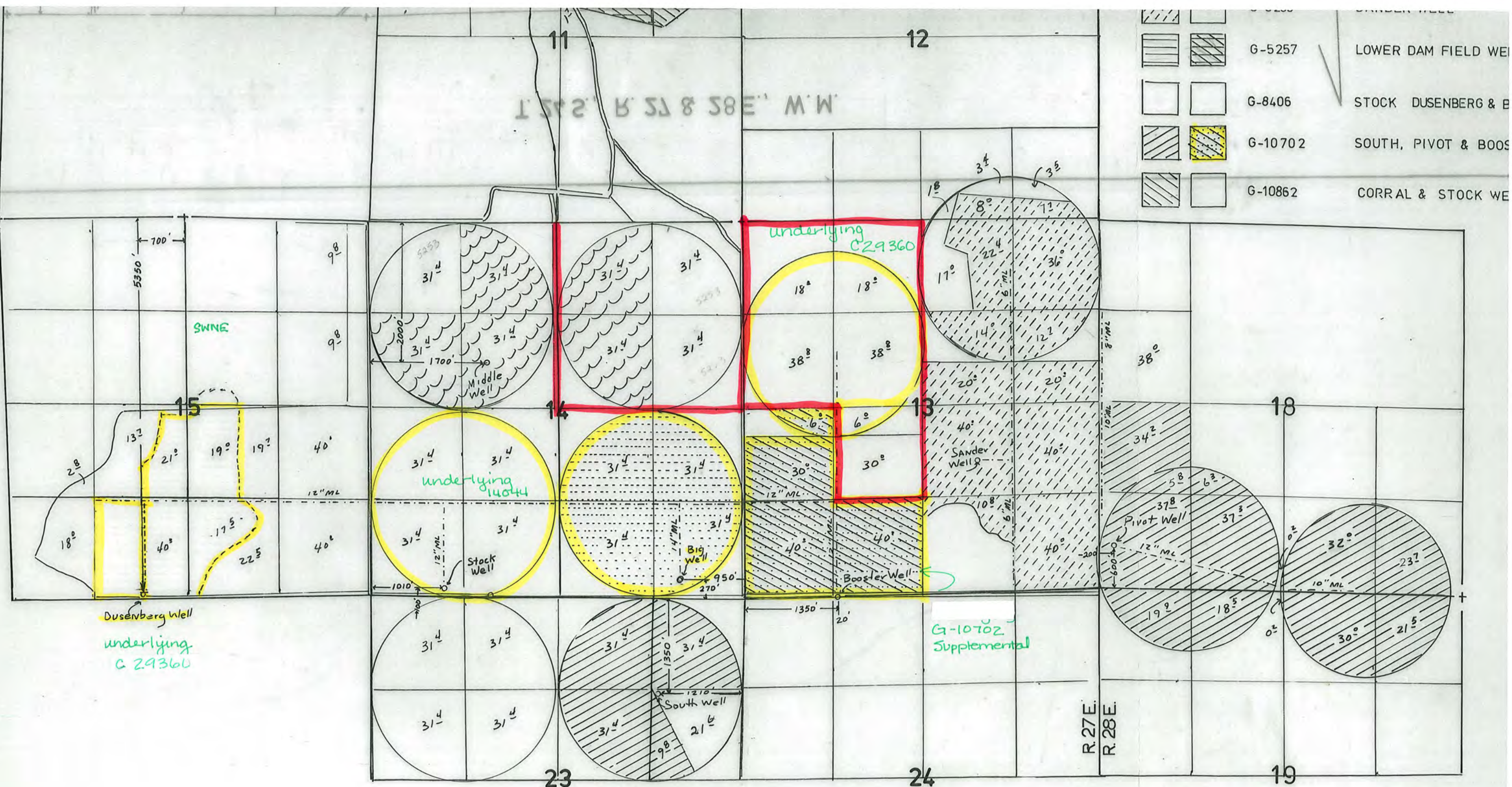
**ASSIGNED**

*6-3-05, Scott and Margie Runels, P.O. Box 160, Silverlake OR 97638*

*1/8/2007*  
PHILLIP & LORISSA SINGHOSE  
62425 COUNTY LINE RD  
BEND OR 97701

**COBU MAP # 0086**

Additional survey notes in G-6726



|  |  |         |                     |
|--|--|---------|---------------------|
|  |  | G-5257  | LOWER DAM FIELD WE  |
|  |  | G-8406  | STOCK DUSENBERG & B |
|  |  | G-10702 | SOUTH, PIVOT & BOOS |
|  |  | G-10862 | CORRAL & STOCK WE   |

= G-5254 Primary  
 = G-5254 Secondary

### FINAL PROOF SURVEY UNDER

APPLICATION NO. S-65353 PERMIT NO. S-50437  
 G 6726 G 5253  
 G 6727 G 5254  
 G 6728 G 5255

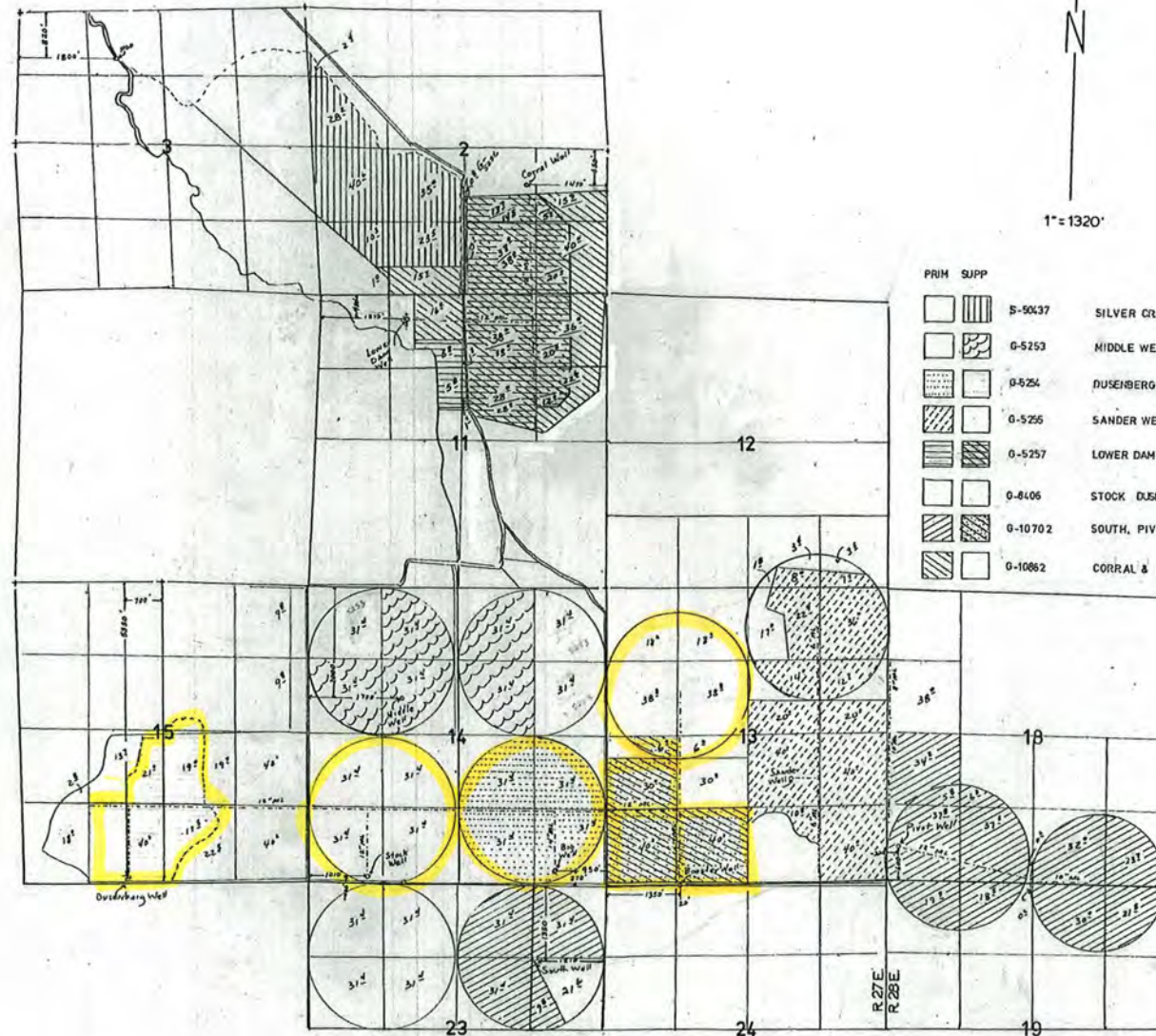
T. 24 S., R. 27 & 28 E., W. M.

RECEIVED

DEC 21 2008

WATER RESOURCES DEPT  
SALEM, OREGON

1" = 1320'



| PRIN     | SUPP    |                             |  |
|----------|---------|-----------------------------|--|
| [Symbol] | S-50437 | SILVER CR                   |  |
| [Symbol] | O-5253  | MIDDLE WELL                 |  |
| [Symbol] | O-5254  | DUSENBERG & BIG             |  |
| [Symbol] | O-5255  | SANDER WELL                 |  |
| [Symbol] | O-5257  | LOWER DAM FIELD WELL        |  |
| [Symbol] | O-8406  | STOCK DUSENBERG & BIG WELLS |  |
| [Symbol] | O-10702 | SOUTH, PIVOT & BOOSTER      |  |
| [Symbol] | O-10862 | CORRAL & STOCK WELLS        |  |

FINAL PROOF SURVEY  
UNDER

APPLICATION NO. S-65393 PERMIT NO. S-50437  
 O 6726 O 5253  
 O 6727 O 5254  
 O 6728 O 5255  
 O 6730 O 5257  
 O 8947 O 8406  
 O 11037 O 10702  
 O 11036 O 10862

IN THE NAME OF  
 DENNY LAND AND CATTLE COMPANY LLC  
 SURVEYED FEB. 25, 2000 BY J. MILLER

COBU MAP # 0086

REF. BY: JMS  
 DRAWN BY: JMS  
 NADA 41025-141-101K, 101K, 101K, 101K  
 11/25/01-11/25/01, 11/25/01, 11/25/01

9800



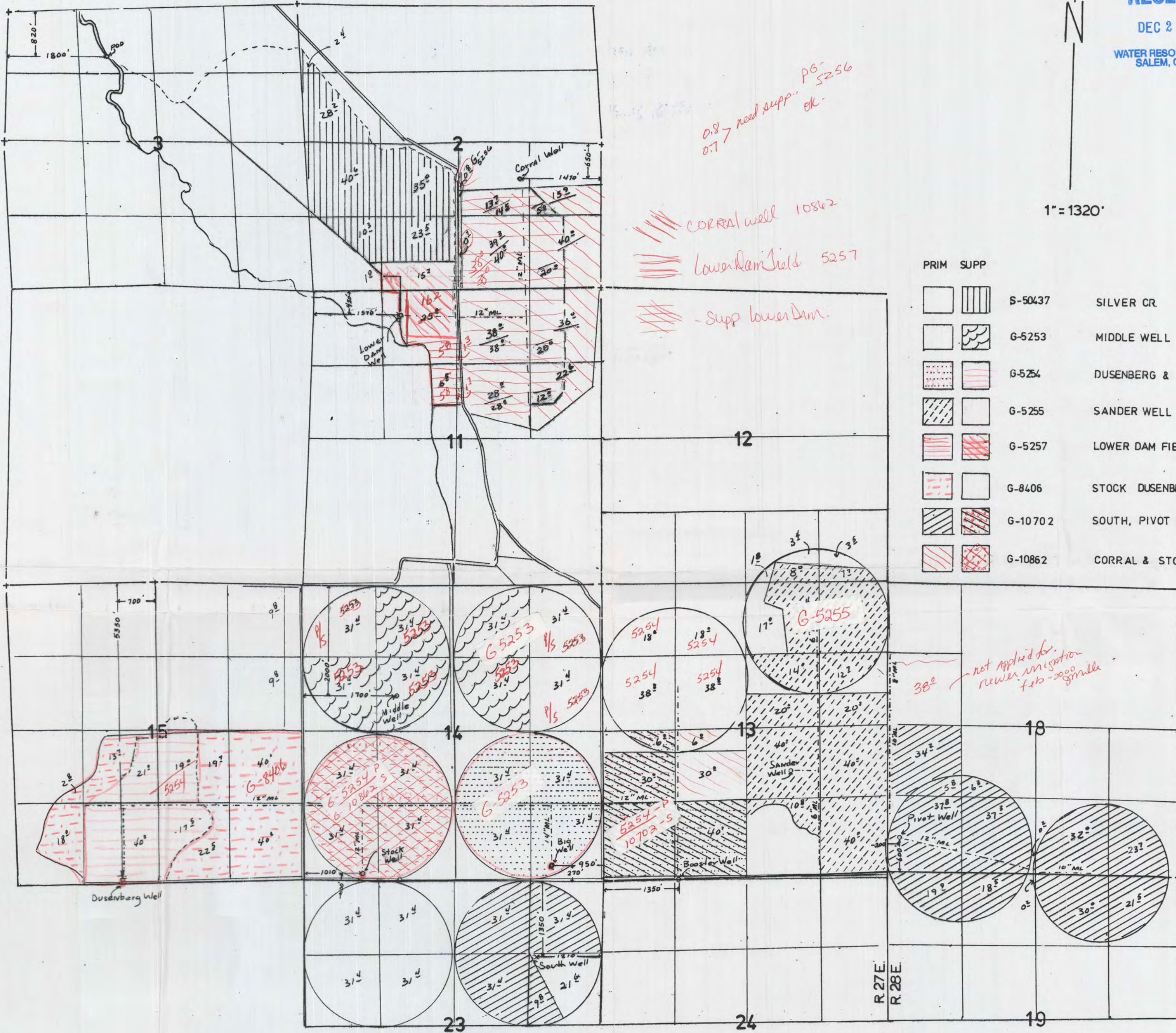
T. 24 S., R. 27 & 28 E., W. M.

RECEIVED

DEC 21 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

1" = 1320'



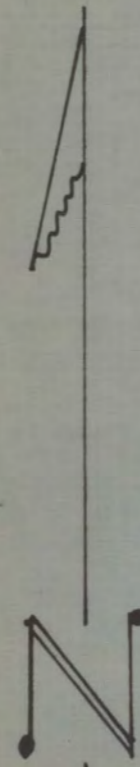
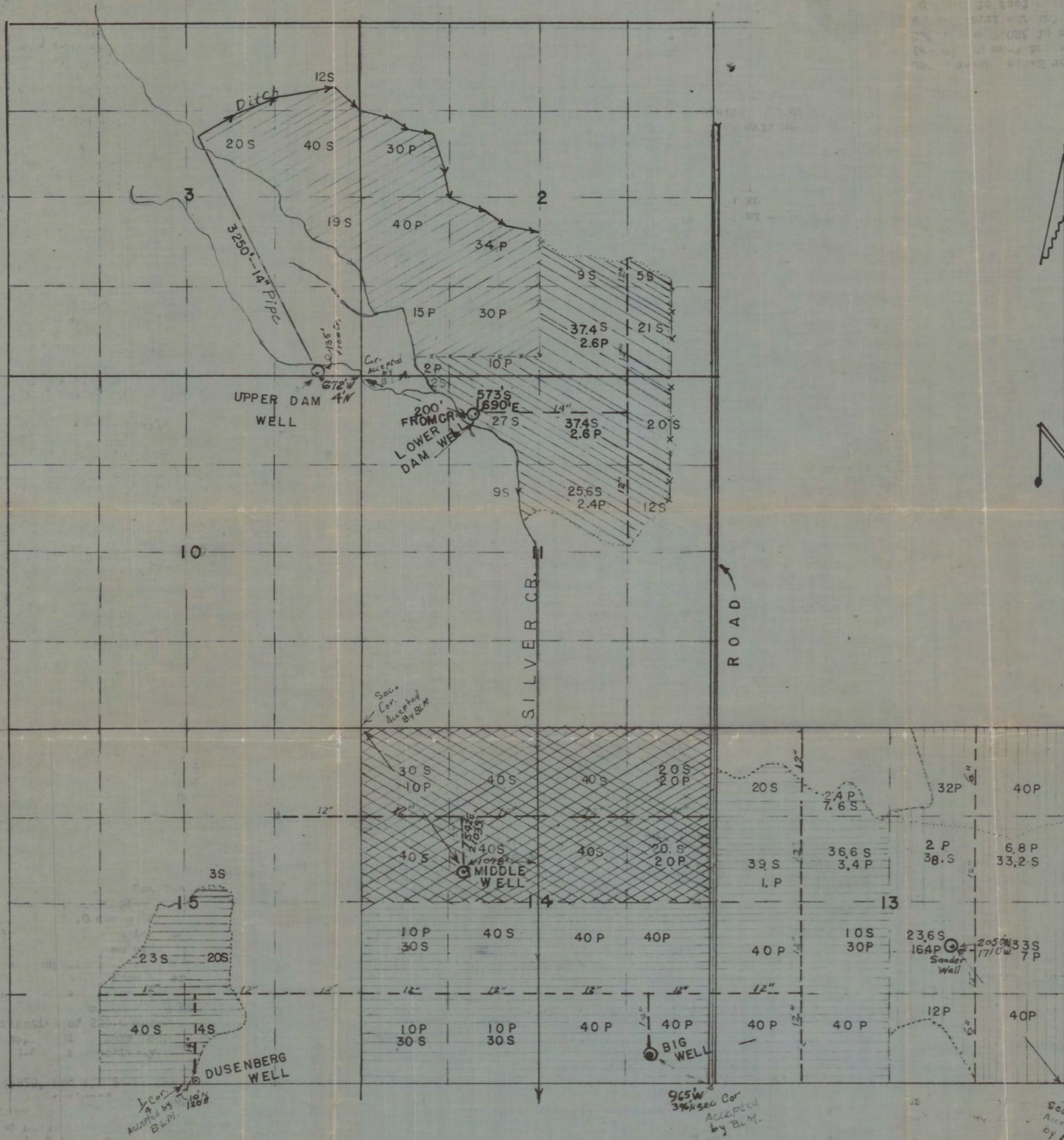
FINAL PROOF SURVEY  
UNDER

APPLICATION NO. S-65353 PERMIT NO. S-50437  
 G 6726 G 5253  
 G 6727 G 5254  
 G 6728 G 5255  
 G 6730 G 5257  
 G 8947 G 8406  
 G 11037 G 10702  
 G 11036 G 10862

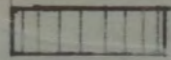
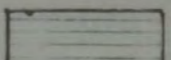
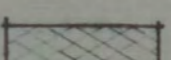
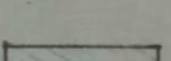
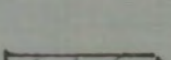
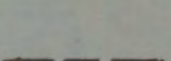
IN THE NAME OF  
 DENNY LAND AND CATTLE COMPANY LLC  
 SURVEYED FEB. 25, 2000, BY J. MILLER

EFI 5V-145  
 NAPP 41025-1213-54  
 NAPP 41025-1211-102R, 101R, 102R.  
 41025-579-142D, 179-132B, 132A.

J. Miller 12-18-2000



LEGEND

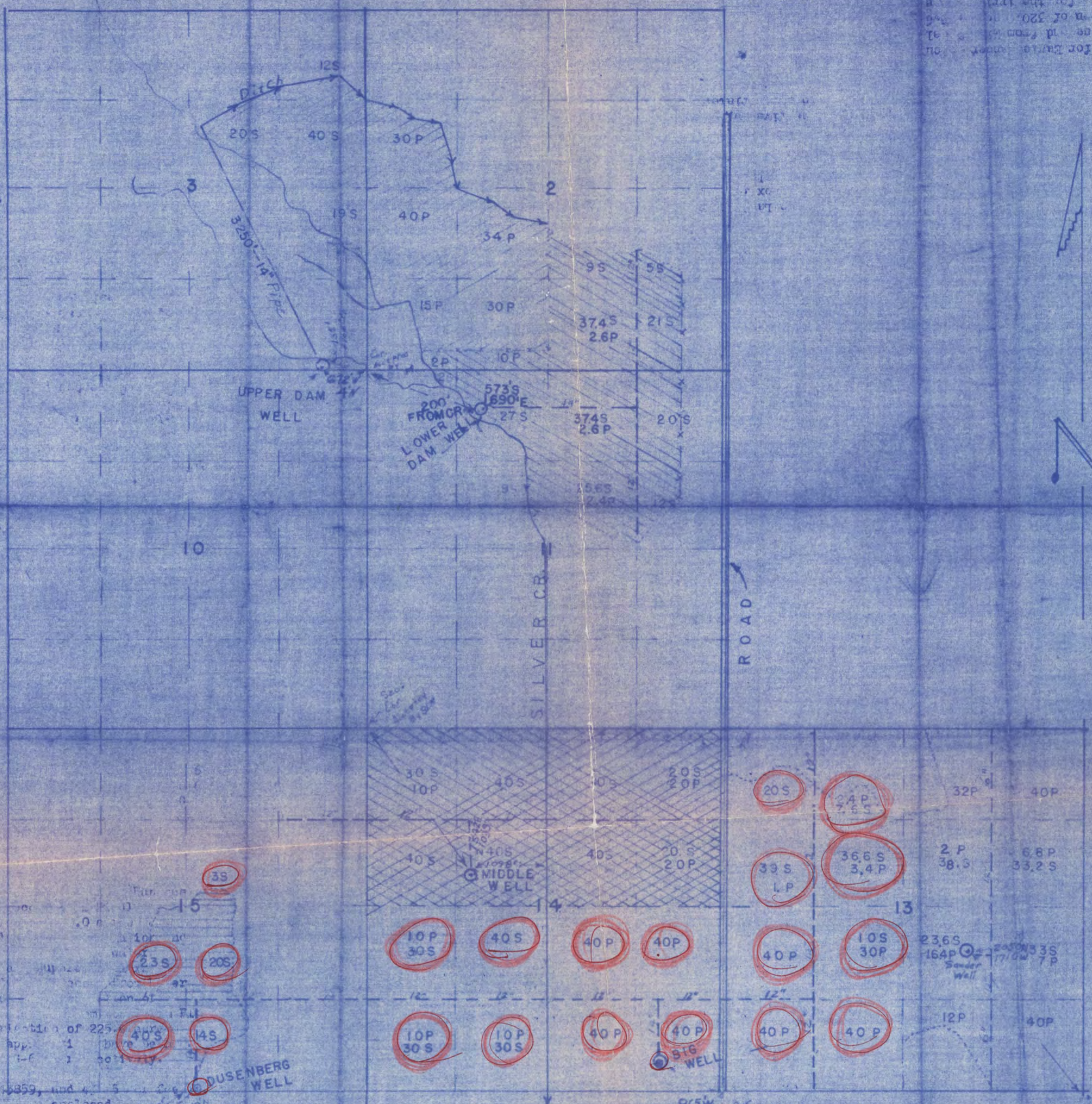
-  Sanders Well — 284 Ac.
-  Big Well & Dusenberg Well 690 Ac.
-  Middle Well — 320 Ac.
-  Lower Dam Well 225 Ac
-  Upper Dam Well 240 Ac
-  Buired Main lines

Application No. 6266727  
 Permit No. G-5254

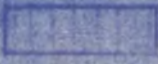
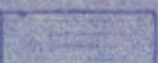




RECEIVED  
 NOV 18 1974  
 STATE ENGINEER  
 SALEM, OREGON

EAGLE BANNER RANCHES  
 LOWER RANCH  
 T. 24 S., R. 27 E., W. M.  
 HARNEY COUNTY, OREGON

SCALE: 4" = 1 MILE



LEGEND

-  Sanders Well — 284 Ac.
-  Big Well & Dusenberg Well 690 Ac.
-  Middle Well — 320 Ac.
-  Lower Dam Well 225 Ac.
-  Upper Dam Well 240 Ac.
-  Buried Main lines

G-5254

Application No. 626627  
 Permit No. G-5254

RECEIVED  
 NOV 18 1974  
 STATE ENGINEER  
 SALEM, OREGON

EAGLE BANNER RANCHES  
 LOWER RANCH  
 T. 24 S. R. 27 E. W.M.  
 HARNEY COUNTY, OREGON

SCALE: 4" = 1 MILE

**MEMO – 2014-2015 Certificate Project Proof to Satisfaction** (Aug 7, 2014)

|                                    |                        |            |
|------------------------------------|------------------------|------------|
| Application # <u>G-6727</u>        | Permit # <u>G-5254</u> | Transfer # |
| WRD Reviewer <u>Jessica Joye</u>   | Date <u>1.5.16</u>     |            |
| WRD Peer Reviewer <u>J Skating</u> | Date <u>2.9-16</u>     |            |

Dept. Survey 2-25-00

**Research**

- Organize file in chronological order
- Pull CBU Report & Map(s), Application Map, relevant Permit, Certificate, or Transfer Order, most recent Assignments, Extension Orders, SWL Measurements, Fish Screen Certification Documents, Water Use Reports & Pump Tests
- Search for Water Right Location using Interactive Mapper. Identify Tax Lots & check for Area of Interest (AOI)
- Water Organization identified using AOI?  No  Yes  
If "Yes" cc: \_\_\_\_\_ & Add to Mailing List
- Print Tax Lot Map from ormap.net for the original Place of Use, and confirm Current Ownership & Address with County Assessor  
If there is a new owner, Add to Mailing List, including the owner(s) name & tax lot number
- Print Platcard & check for Place of Use Conflict?  No  Yes C29360 & C14044 => No map on WRIS OR vault
- Print BLM Cadastral Survey
- Does Claim Map identify correct DLC, Gov't Lots, QQ's?  No  Yes  
If "No", either \_\_\_\_\_ WRD amend map OR \_\_\_\_\_ prepare Order of Certification

**Reviewing Claim**

Have conditions on relevant permit, certificate, or transfer order been complied with? Yes, No, OR N/A

- N/A Fish Conditions
- YES Meter/measuring device - dept did not survey for compliance
- N/A Water Use Reporting
- ↓ Pump Test (post December 19, 1988)
- ↓ Other Conditions \_\_\_\_\_
- ↓ SWL
- YES C-Date 10.1.77
- YES Run Capacity Calculator and Print Findings (for pump, sprinklers, pipes, ditches, as appropriate) 2.38 CFS Pivots

BIG DUSEN. -> 11.13 CFS each

**NOTES:**

- A. DATE - 1.20.75 (BIG 3.21.68) (DUSEN. 3.30.68)
- B. DATE - 10.1.76
- C. DATE - 10.1.77

Conflict letter w/draft Cert



**Determination**

\_\_\_ I've determined that the permit/transfer was fully developed as authorized and that a **FINAL** Certificate should be issued.

\_\_\_ I've determined that the permit/transfer was not fully developed as authorized and that a **PROPOSED** Certificate should be issued. A proposed Certificate should be issued for the following reason(s):

\_\_\_ I've determined that beneficial use was NOT made within the terms and conditions and that a **Proposed Order of Certification** (denial) should be issued. A proposed Order of Certification should be issued for the following reason(s):

✓ Draft cert w/ conflict letter

**Processing**

\_\_\_ Stamp PROPOSED or Assign CERT# \_\_\_\_\_ or ORDER OF CERTIFICATION (circle one)

\_\_\_ Draft Certificates or Proposed Order of Certifications are available in the Application directory.

\_\_\_ Prepare Mailing List. Include Applicant(s); Receiving Landowner(s); Current Owner(s); Water Organizations; CWRE. Indicate records to be marked.

|                     |           |              |            |
|---------------------|-----------|--------------|------------|
| ___ Record marking: | App _____ | Permit _____ | Cert _____ |
|                     | App _____ | Permit _____ | Cert _____ |
|                     | App _____ | Permit _____ | Cert _____ |
|                     | App _____ | Permit _____ | Cert _____ |

**NOTES:**

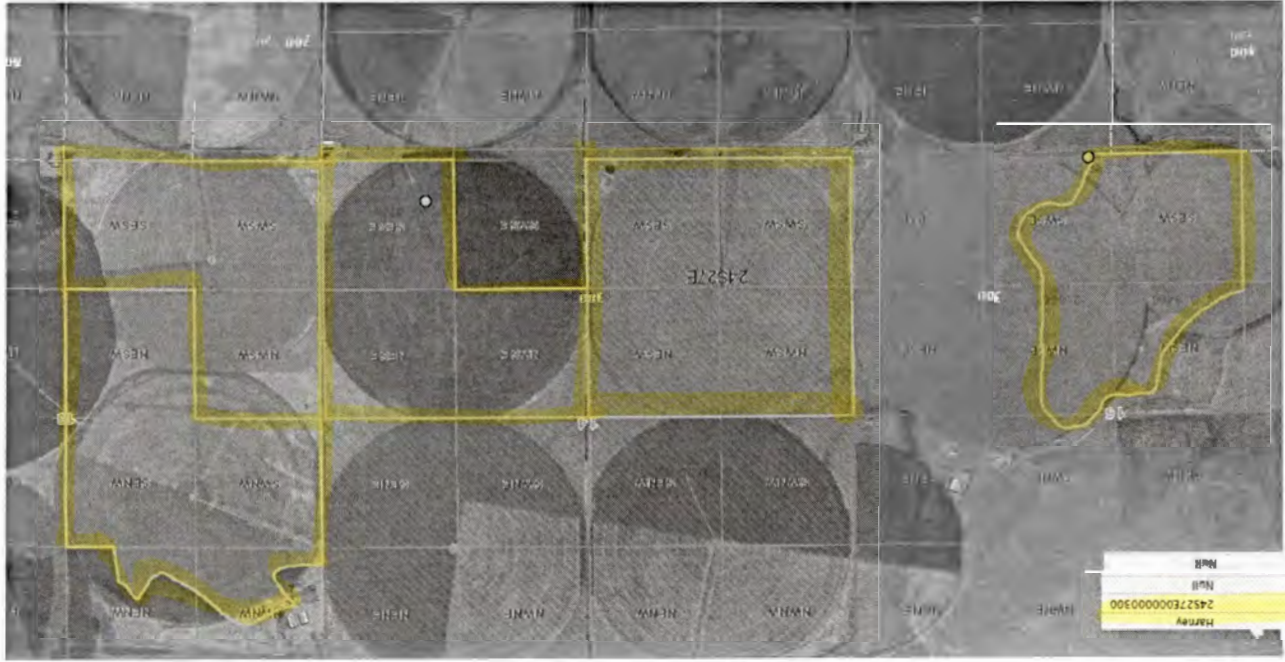
1- 1° IR lands in Sec. 13 (NW 1/4) in conflict w/ 29360 <sup>CERT</sup>

2- 1° IR lands in Sec. 14 (SW 1/4) in conflict w/ 14044

3- 1° IR lands in Sec. 15 in <sup>SESW</sup> NESW, NWSE, SWSE, in conflict w/ 29360

→ Files notes affidavits that were not sufficient and CERTS WERE NOT CANCELED.

→ Go out with draft cert + conflict letter



APP G-6721  
P G-5254

AT 4-072  
P G-5254

THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

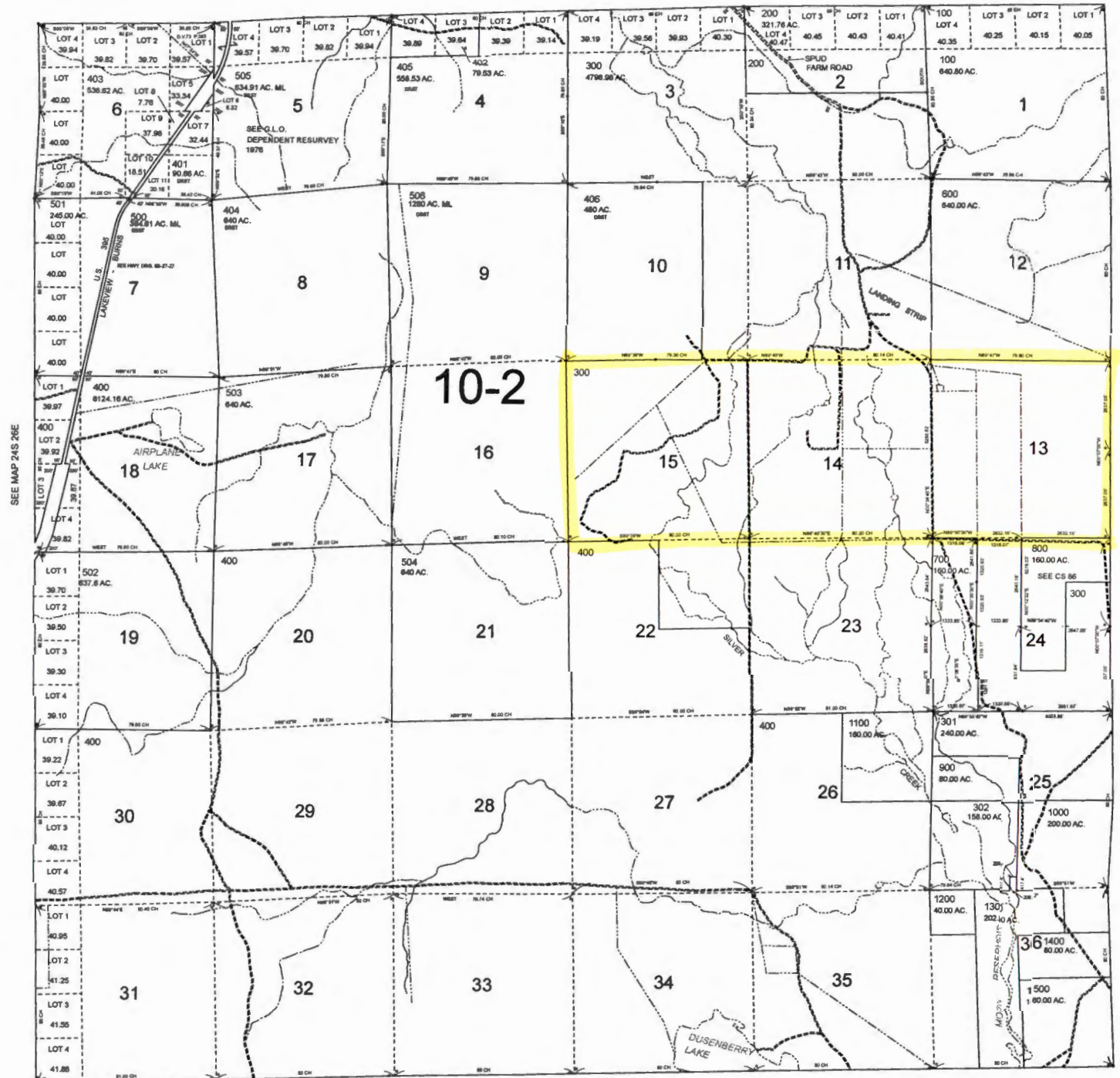
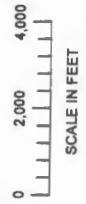
T.24S. R.27E. W.M.

HARNEY COUNTY

1" = 2000'  
SEE MAP 23S 27E

24S 27E

CANCELLED NO.  
1400 U1 (2007)  
1400 U2 (2007)



SEE MAP 24S 26E

SEE MAP 24S 28E

SEE MAP 25S 27E

PRINTED ON  
Jun 06, 2007  
24S 27E

# HARNEY County Assessor's Summary Report

## Real Property Assessment Report

FOR ASSESSMENT YEAR 2016

**NOT OFFICIAL VALUE**

January 12, 2016 3:08:27 pm

|              |                   |             |            |
|--------------|-------------------|-------------|------------|
| Account #    | 17574             | Tax Status  | ASSESSABLE |
| Map #        | 24S27E00-00-00200 | Acct Status | ACTIVE     |
| Code - Tax # | 1020-17574        | Subtype     | NORMAL     |

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name SINGHOSE, PHILLIP W & LORISSA L

Deed Reference # 2008-1735 (SOURCE ID(T): 20081735)

Agent

Sales Date/Price 09-30-2008 / \$0.00

In Care Of

Appraiser

Mailing Address P O BOX 55  
RILEY, OR 97758-0055

|            |     |    |    |     |        |
|------------|-----|----|----|-----|--------|
| Prop Class | 550 | MA | SA | NH  | Unit   |
| RMV Class  | 550 | 03 | 00 | 102 | 5263-1 |

|                  |            |
|------------------|------------|
| Situs Address(s) | Situs City |
|------------------|------------|

| Value Summary          |               |                |               |               |          |
|------------------------|---------------|----------------|---------------|---------------|----------|
| Code Area              | AV            | RMV            | MAV           | RMV Exception | CPR %    |
| 1020 Land              |               | 133,040        |               | Land          | 0        |
| Impr.                  |               | 0              |               | Impr.         | 0        |
| <b>Code Area Total</b> | <b>17,001</b> | <b>133,040</b> | <b>59,790</b> |               | <b>0</b> |
| <b>Grand Total</b>     | <b>17,001</b> | <b>133,040</b> | <b>59,790</b> |               | <b>0</b> |

| Land Breakdown     |     |     |    |           |                |     |    |               |            |      |                |
|--------------------|-----|-----|----|-----------|----------------|-----|----|---------------|------------|------|----------------|
| Code Area          | ID# | RFD | Ex | Plan Zone | Value Source   | TD% | LS | Size          | Land Class | LUC  | Trended RMV    |
| 1020               | 1   | R   |    | EFRU-1    | Farm Use Zoned | 100 | A  | 26.00         | 2          | 006* | 93,750         |
| 1020               | 2   | R   |    | EFRU-1    | Farm Use Zoned | 100 | A  | 30.00         | 6          | 006* | 6,420          |
| 1020               | 3   | R   |    | EFRU-1    | Farm Use Zoned | 100 | A  | 156.00        | 7A         | 006* | 22,500         |
| 1020               | 4   | R   |    | EFRU-1    | Farm Use Zoned | 100 | A  | 109.76        | 7B         | 006* | 10,370         |
| <b>Grand Total</b> |     |     |    |           |                |     |    | <b>321.76</b> |            |      | <b>133,040</b> |

| Improvement Breakdown |     |          |            |             |     |               |     |           |             |          |
|-----------------------|-----|----------|------------|-------------|-----|---------------|-----|-----------|-------------|----------|
| Code Area             | ID# | Yr Built | Stat Class | Description | TD% | Total Sq. Ft. | Ex% | MS Acct # | Trended RMV |          |
| <b>Grand Total</b>    |     |          |            |             |     |               |     |           |             | <b>0</b> |

# HARNEY County Assessor's Summary Report

## Real Property Assessment Report

FOR ASSESSMENT YEAR 2016

NOT OFFICIAL VALUE

January 12, 2016 3:08:55 pm

|                         |                       |
|-------------------------|-----------------------|
| Account # 16188         | Tax Status ASSESSABLE |
| Map # 24S27E00-00-00300 | Acct Status ACTIVE    |
| Code - Tax # 1020-16188 | Subtype NORMAL        |

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name SINGHOSE, PHILLIP W & LORISSA L

Deed Reference # 2008-1735 (SOURCE ID(T): 20081735)

Agent

Sales Date/Price 09-30-2008 / \$0.00

In Care Of

Appraiser AARON SCHEEN

Mailing Address P O BOX 55  
RILEY, OR 97758-0055

|                |    |    |     |        |
|----------------|----|----|-----|--------|
| Prop Class 559 | MA | SA | NH  | Unit   |
| RMV Class 559  | 03 | 00 | 102 | 5100-1 |

| Situs Address(s) |                      | Situs City |
|------------------|----------------------|------------|
| ID#              | 67449 SOUTH RANCH RD | RILEY      |
| ID#              | 67459 SOUTH RANCH RD | RILEY      |
| ID#              | 67476 SOUTH RANCH RD | RILEY      |
| ID#              | 67484 SOUTH RANCH RD | RILEY      |
| ID#              | 67547 SOUTH RANCH RD | RILEY      |

| Code Area              | Value Summary |                  |                  |                  | CPR %    |
|------------------------|---------------|------------------|------------------|------------------|----------|
|                        | AV            | RMV              | MAV              | RMV Exception    |          |
| 1020                   | Land          | 5,400,420        | Land             | 0                |          |
|                        | Impr.         | 1,171,270        | Impr.            | 0                |          |
| <b>Code Area Total</b> |               | <b>2,472,504</b> | <b>6,571,690</b> | <b>4,382,890</b> | <b>0</b> |
| <b>Grand Total</b>     |               | <b>2,472,504</b> | <b>6,571,690</b> | <b>4,382,890</b> | <b>0</b> |

| Code Area          | ID# | RFD | Ex | Plan Zone | Value Source   | Land Breakdown |    |                 |            | Trended RMV |                  |
|--------------------|-----|-----|----|-----------|----------------|----------------|----|-----------------|------------|-------------|------------------|
|                    |     |     |    |           |                | TD%            | LS | Size            | Land Class |             | LUC              |
| 1020               | 1   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 2,706.10        | 2          | 006*        | 4,133,250        |
| 1020               | 2   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 80.00           | 3          | 006*        | 108,000          |
| 1020               | 3   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 105.00          | 4          | 006*        | 105,000          |
| 1020               | 4   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 1,225.90        | 5          | 006*        | 674,250          |
| 1020               | 5   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 487.00          | 6          | 006*        | 194,800          |
| 1020               | 6   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 190.98          | 7A         | 006*        | 66,840           |
| 1020               | 9   | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 4.00            | HS         | 006*        | 4,280            |
| 1020               | 13  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 14  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 15  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 16  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 17  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 18  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 19  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 20  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 21  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 22  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               | 23  | R   |    | EFRU-1    | Farm Use Zoned | 100            | A  | 0.00            | IW         | 006*        | 6,000            |
| 1020               |     |     |    |           | SITE AMENTIES  | 100            |    |                 |            |             | 12,000           |
| 1020               |     |     |    |           | SITE AMENTIES  | 100            |    |                 |            |             | 12,000           |
| 1020               |     |     |    |           | SITE AMENTIES  | 100            |    |                 |            |             | 12,000           |
| 1020               |     |     |    |           | SITE AMENTIES  | 100            |    |                 |            |             | 12,000           |
| <b>Grand Total</b> |     |     |    |           |                |                |    | <b>4,798.98</b> |            |             | <b>5,400,420</b> |

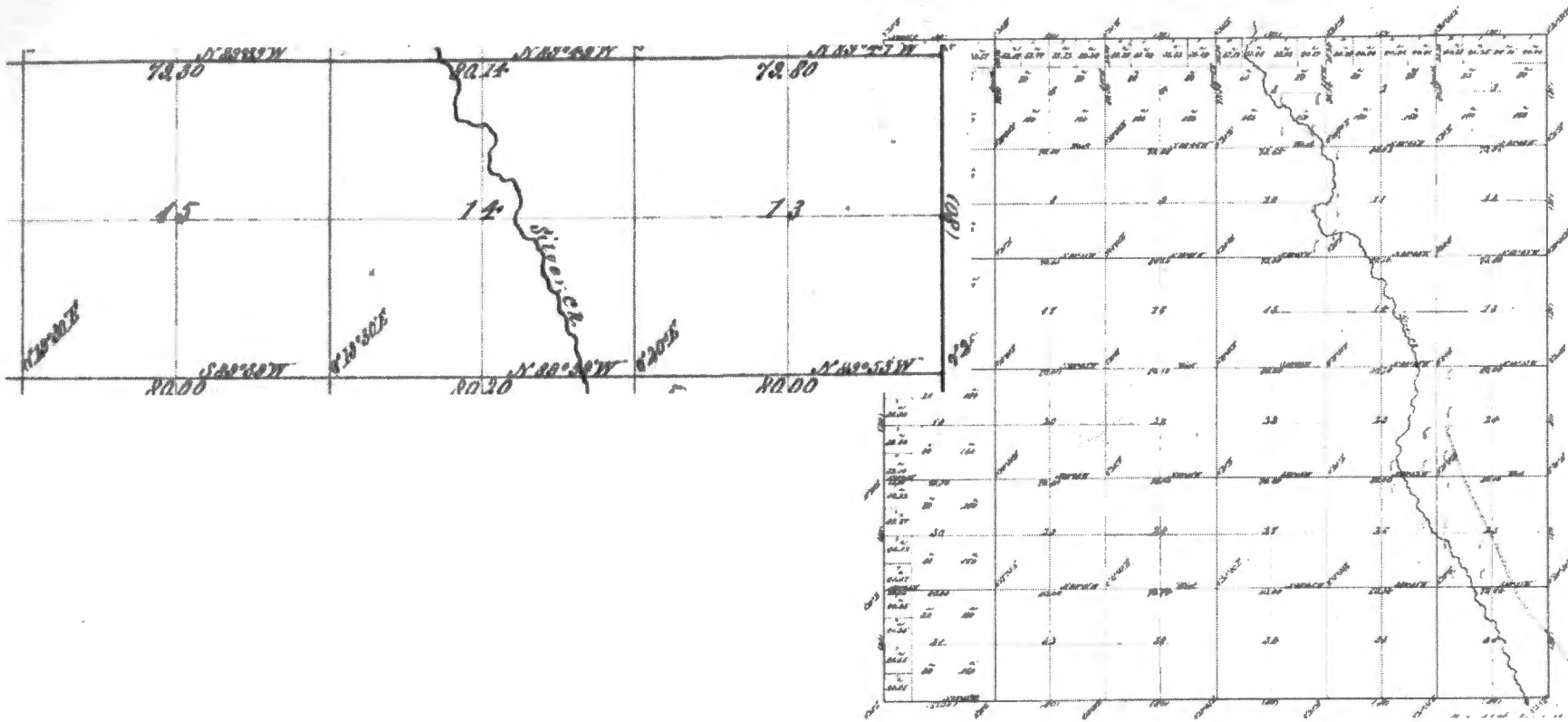
| Code Area | ID# | Yr Built | Stat Class | Description    | Improvement Breakdown |               |               | Trended RMV |
|-----------|-----|----------|------------|----------------|-----------------------|---------------|---------------|-------------|
|           |     |          |            |                | TD%                   | Total Sq. Ft. | Ex% MS Acct # |             |
| 1020      | 1   | 2007     | 151        | One story      | 100                   | 3,712         |               | 294,040     |
| 1020      | 6   |          | 131        | One story      | 100                   | 0             |               | 9,560       |
| 1020      | 7   | 2007     | 151        | One story      | 100                   | 0             |               | 44,590      |
| 1020      | 8   |          | 304        | GP Building    | 100                   | 924           |               | 8,070       |
| 1020      | 9   | 1975     | 304        | GP Building    | 100                   | 864           |               | 11,400      |
| 1020      | 10  |          | 390        | Misc Farm Bldg | 100                   | 0             |               | 19,140      |

| Account # |    | 16188    |                                |                    |                |           |                  |
|-----------|----|----------|--------------------------------|--------------------|----------------|-----------|------------------|
| 1020      | 11 | 337      | Hay Cover                      | 100                | 9,856          |           | 52,310           |
| 1020      | 12 | 337      | Hay Cover                      | 100                | 7,392          |           | 35,930           |
| 1020      | 13 | 337      | Hay Cover                      | 100                | 7,392          |           | 37,820           |
| 1020      | 14 | 337      | Hay Cover                      | 100                | 7,392          |           | 37,820           |
| 1020      | 15 | 337      | Hay Cover                      | 100                | 7,392          |           | 37,820           |
| 1020      | 16 | 337      | Hay Cover                      | 100                | 7,392          |           | 40,180           |
| 1020      | 17 | 390      | Misc Farm Bldg                 | 100                | 800            |           | 9,030            |
| 1020      | 18 | 390      | Misc Farm Bldg                 | 100                | 70             |           | 260              |
| 1020      | 19 | 361      | Livestock Shelter              | 100                | 1,600          |           | 12,720           |
| 1020      | 20 | 361      | Livestock Shelter              | 100                | 720            |           | 5,930            |
| 1020      | 21 | 390      | Misc Farm Bldg                 | 100                | 0              |           | 7,130            |
| 1020      | 22 | 390      | Misc Farm Bldg                 | 100                | 391            |           | 2,910            |
| 1020      | 23 | 390      | Misc Farm Bldg                 | 100                | 96             |           | 1,190            |
| 1020      | 24 | 390      | Misc Farm Bldg                 | 100                | 0              |           | 720              |
| 1020      | 25 | 304      | GP Building                    | 100                | 2,520          |           | 38,030           |
| 1020      | 26 | 346      | Seed Warehouse                 | 100                | 11,600         |           | 115,550          |
| 1020      | 27 | 390      | Misc Farm Bldg                 | 100                | 256            |           | 14,250           |
| 1020      | 28 | 390      | Misc Farm Bldg                 | 100                | 0              |           | 4,710            |
| 1020      | 29 | 2002 337 | Hay Cover                      | 100                | 9,936          |           | 56,320           |
| 1020      | 30 | 337      | Hay Cover                      | 100                | 9,936          |           | 56,320           |
| 1020      | 31 | 2001 337 | Hay Cover                      | 100                | 9,936          |           | 56,320           |
| 1020      | 32 | 110      | Residential Other Improvements | 100                | 0              |           | 3,040            |
| 1020      | 33 | 110      | Residential Other Improvements | 100                | 0              |           | 3,300            |
| 1020      | 34 | 110      | Residential Other Improvements | 100                | 0              |           | 3,150            |
| 1020      | 35 | 110      | Residential Other Improvements | 100                | 0              |           | 63,640           |
| 1020      | 2  | 1981 462 | MS Double wide                 | 100                | 1,512          | R - 70904 | 40,500           |
| 1020      | 3  | 1966 441 | MS Single wide                 | 100                | 677            | R - 75421 | 7,930            |
| 1020      | 4  | 1966 441 | MS Single wide                 | 100                | 650            | R - 75424 | 0                |
| 1020      | 5  | 441      | MS Single wide                 | 100                | 840            | R - 76484 | 4,650            |
| 1020      | 36 | 311      | UNDERGROUND MAIN LINE          | 100                | 2,940          |           | 34,990           |
|           |    |          |                                | <b>Grand Total</b> | <b>106,796</b> |           | <b>1,171,270</b> |

MS Account(s): 1020-R-76484, R-70904, R-75421, R-75424

APP G-6727  
P G-5254

Traverse of South Range, East T112.2





IR - 156<sup>0</sup> ACRES  
SI - 107 ACRES

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| Water Right   | Changing Xfers | Priority   | Use                     | Use Status | DLC | Gov't Lot | qq(40): NE | NW | SW  | SE   | NE NW SW SE | NE NW SW SE | NE NW SW SE | NE NW SW SE | NE NW SW SE | NE NW SW SE | NE NW SW SE | NE NW SW SE | Unkown QQ |      |    |
|---|----------------|------------|-------------------------|------------|-----|-----------|------------|----|-----|------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-----------|------|----|
| <a href="#">Select</a> Permit: G 5254 *   |                | 11/18/1974 | IRRIGATION              |            |     |           |            |    |     |      | 10          | 20          | 40          | 40          | 40          | 40          | 40          | 40          |           |      |    |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G6727<br>Permit: G5254   |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Permit: G 5255 *   |                | 11/18/1974 | IRRIGATION              |            |     |           | 40         | 32 | 40  | 40   |             |             |             |             |             |             |             | 40          | 40        | 12   | 40 |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G6728<br>Permit: G5255   |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Cert: 29360 OR *   |                | 5/31/1950  | IRRIGATION              |            |     |           |            |    | 38  | 33.2 | 7.6         | 20          | 39          | 36.6        | 40          |             |             |             | 33        | 23.6 |    |
| Additional Info:<br>FRANK CLUSTER<br>App: S24780<br>Permit: S19525<br>Cert: 29360<br><br>SOURCE - SILVER CREEK<br><br>A cancellation Request NOT Received |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Permit: G 15158 *  |                | 6/2/2000   | IRRIGATION              |            |     |           |            |    | 6   |      | 0.7         |             |             |             |             |             |             |             |           |      |    |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G15168<br>Permit: G15158   |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Permit: G 16583 *  |                | 7/21/2008  | IRRIGATION              |            |     |           |            |    | 3.5 |      |             |             |             |             |             |             |             |             |           |      |    |
| Additional Info:<br>SINGHOSE LAND AND CATTLE CO LLC<br>App: G17086<br>Permit: G16583  |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Permit: G 5254 *   |                | 11/18/1974 | SUPPLEMENTAL IRRIGATION |            |     |           |            |    |     |      | 7.6         | 20          | 39          | 36.6        | 10          |             |             |             |           |      |    |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G6727<br>Permit: G5254<br><br>BIG Well<br>DUSENBERG WELL<br>(Suppl'mtl)                                      |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |
| <a href="#">Select</a> Permit: G 5255 *   |                | 11/18/1974 | SUPPLEMENTAL IRRIGATION |            |     |           |            |    |     |      |             |             |             |             |             |             |             | 33          | 23.6      |      |    |
| Additional Info:<br>LORISSA SINGHOSE<br>(Suppl'mtl)   |                |            |                         |            |     |           |            |    |     |      |             |             |             |             |             |             |             |             |           |      |    |



|   |                          |           |  |  |    |      |     |    |    |      |    |    |    |  |  |  |    |      |  |  |
|---|--------------------------|-----------|--|--|----|------|-----|----|----|------|----|----|----|--|--|--|----|------|--|--|
| App: G6728<br>Permit: G5255   |                          |           |  |  |    |      |     |    |    |      |    |    |    |  |  |  |    |      |  |  |
| <u>Select</u>   | <b>Permit: G 10702 *</b> | 7/25/1983 | SUPPLEMENTAL IRRIGATION (Suppl'mtl)    |  |    |      |     |    |    | 40   | 40 | 40 | 40 |  |  |  |    |      |  |  |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G11037<br>Permit: G10702             |                          |           |  |  |    |      |     |    |    |      |    |    |    |  |  |  |    |      |  |  |
| <u>Select</u>   | <b>Cert:29362 OR CN</b>  | 9/17/1951 | SUPPLEMENTAL CN IRRIGATION (Suppl'mtl) |  | 38 | 33.2 | 7.6 | 20 | 39 | 36.6 | 40 |    |    |  |  |  | 33 | 23.6 |  |  |
| Additional Info:<br>FRANK CLUSTER<br>App: S26456<br>Permit: S20743<br>Cert: 29362 |                          |           |  |  |    |      |     |    |    |      |    |    |    |  |  |  |    |      |  |  |
| <u>Select</u>   | <b>Cert:61053 CF *</b>   | 9/17/1951 | SUPPLEMENTAL IRRIGATION (Suppl'mtl)    |  | 38 | 33.2 | 7.6 | 20 | 39 | 36.6 | 10 |    |    |  |  |  | 33 | 23.6 |  |  |
| Additional Info:<br>FRANK CLUSTER<br>App: S26456<br>Permit: S20743<br>Cert: 61053 |                          |           |  |  |    |      |     |    |    |      |    |    |    |  |  |  |    |      |  |  |

SOURCE - CHICKAHOMINEY CREEK AND RES.

Acreage Legend: 12.25 Regular acreage      ~~12.25~~ Acreage is on a canceled right      (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)      [12.25] Acreage has been suspended      \* Acreage is not specified



IR = 125<sup>6</sup>  
SI = 121<sup>4</sup> } 247<sup>0</sup> ACRES

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| Water Right   | Changing Xfers | Priority   | Use        | Use Status | DLC | Gov't Lot | QQ(40): | NE | NW | SW | SE | NE | NW | SW | SE  | NE | NW | SW | SE | Unkown |  |
|---|----------------|------------|------------|------------|-----|-----------|---------|----|----|----|----|----|----|----|-----|----|----|----|----|--------|--|
|   |                |            |            |            |     |           | Q(160): | NE | NE | NE | NE | NW | NW | NW | NW  | SW | SW | SW | SW | QQ     |  |
| Select Permit: G 5253 *   |                | 11/18/1974 | IRRIGATION |            |     |           |         | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40  |    |    |    |    |        |  |
| Additional Info:<br>PHILLIP SINGHOSE<br>App: G6726<br>Permit: G5253   |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| FOI Select Permit: G 5254 *   |                | 11/18/1974 | IRRIGATION |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G6727<br>Permit: G5254<br>Source: Big Well<br>Dusenbergs                             |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Select Permit: G 13886 CN   |                | 1/8/1999   | IRRIGATION | CN         |     |           |         |    |    |    |    |    |    |    | 2.1 |    |    |    |    |        |  |
| Additional Info:<br>DENNY LAND AND CATTLE CO. LLC<br>App: G14901<br>Permit: G13886  |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Select Permit: G 15032 *  |                | 1/8/1999   | IRRIGATION |            |     |           |         |    |    |    |    |    |    |    | 2.1 |    |    |    |    |        |  |
| Additional Info:<br>LORISSA SINGHOSE<br>App: G14901<br>Permit: G15032   |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Select Cert: 14044 OR *   |                | 12/31/1898 | IRRIGATION |            |     |           |         | 20 | 40 | 40 | 20 |    |    |    |     |    |    |    |    |        |  |
| Additional Info:<br>J S COOK<br>Decree: SILVER CREEK, HARNEY COUNTY<br>Cert: 14044  |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Select Cert: 14044 OR *   |                | 12/31/1902 | IRRIGATION |            |     |           |         |    |    |    |    | 40 | 30 | 40 | 40  | 40 | 30 | 30 | 30 |        |  |
| Additional Info:<br>J S COOK<br>Decree: SILVER CREEK, HARNEY COUNTY<br>Cert: 14044<br>PER SURVEY - SHOULD BE CANCELED FOR NON-USE |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |
| Select Cert: 14044 OR *   |                | 12/31/1898 | LIVESTOCK  |            |     |           |         | *  | *  | *  | *  |    |    |    |     |    |    |    |    |        |  |
| Additional Info:<br>J S COOK  |                |            |            |            |     |           |         |    |    |    |    |    |    |    |     |    |    |    |    |        |  |

\*conflict - per survey Not used shall be cancelled. Dept. Survey

|   |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |
|---|------------|-------------------------------------|----|----|----|----|----|----|----|----|----|----|----|----|--|--|--|--|
| Decree: SILVER CREEK, HARNEY COUNTY<br>Cert: 14044  |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |
| Select <b>Cert: 14044 OR *</b>  | 12/31/1902 | LIVESTOCK                           |    |    |    | *  | *  | *  | *  | *  | *  | *  |    |    |  |  |  |  |
| <u>Additional Info:</u><br>J S COOK<br>Decree: SILVER CREEK, HARNEY COUNTY<br>Cert: 14044                               |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |
| Select <b>Permit: G 5253 *</b>  | 11/18/1974 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) | 20 | 40 | 40 | 20 | 40 | 30 | 40 | 40 |    |    |    |    |  |  |  |  |
| <u>Additional Info:</u><br>PHILLIP SINGHOSE<br>App: G6726<br>Permit: G5253  |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |
| <i>FOI</i><br>Select <b>Permit: G 5254 *</b>  | 11/18/1974 | SUPPLEMENTAL IRRIGATION (Suppl'mtl) |    |    |    |    |    |    |    |    | 40 | 30 | 30 | 30 |  |  |  |  |
| <u>Additional Info:</u><br>LORISSA SINGHOSE<br>App: G6727<br>Permit: G5254  |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |
| <i>NCR</i><br>Select <b>Permit: G 10862 *</b>   | 7/25/1983  | SUPPLEMENTAL IRRIGATION (Suppl'mtl) |    |    |    |    |    |    |    |    | 40 | 40 | 40 | 40 |  |  |  |  |
| <u>Additional Info:</u><br>LORISSA SINGHOSE<br>App: G11036<br>Permit: G10862<br><i>SOURCE: CORRAL &amp; STOCK WATER</i> |            |                                     |    |    |    |    |    |    |    |    |    |    |    |    |  |  |  |  |

Acreage Legend:   12.25 Regular acreage      ~~42.25~~ Acreage is on a canceled right      (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)      [12.25] Acreage has been suspended      \* Acreage is not specified



SI = 100

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FOI

\*

| Water Right   | Changing Xfers | Priority   | Use        | Use Status | DLC | Gov't Lot | qq(40): | NE | NW | SW   | SE | NE | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW | SE | Unkwn |
|---|----------------|------------|------------|------------|-----|-----------|---------|----|----|------|----|----|----|------|------|------|------|----|------|----|------|----|----|-------|
|   |                |            |            |            |     |           | Q(160): | NE | NW | SW   | SE | NE | NW | SW   | SE   | NE   | NW   | SW | SE   | NE | NW   | SW | SE | QQ    |
| Select Permit: G 5254 *<br>Additional Info:<br>LORISSA SINGHOSE<br>App: G6727<br>Permit: G5254                  |                | 11/18/1974 | IRRIGATION |            |     |           |         |    |    | 23   |    |    |    |      | 40   |      |      |    |      | 20 | 14   |    |    |       |
| * C29360 underlying 1 <sup>o</sup> IR   |                |            |            |            |     |           |         |    |    |      |    |    |    |      |      |      |      |    |      |    |      |    |    |       |
| Select Permit: G 8406 *<br>Additional Info:<br>LORISSA SINGHOSE<br>App: G8947<br>Permit: G8406                  |                | 12/15/1978 | IRRIGATION |            |     |           | 23.8    | 43 | 30 | 17.2 |    |    |    | 3.4  | 30   | 15.4 |      |    | 0.2  |    | 1.2  | 6  |    |       |
| * Dim. Suppl. mtl   |                |            |            |            |     |           |         |    |    |      |    |    |    |      |      |      |      |    |      |    |      |    |    |       |
| Select Permit: G 13886 CN<br>Additional Info:<br>DENNY LAND AND CATTLE CO. LLC<br>App: G14901<br>Permit: G13886 |                | 1/8/1999   | IRRIGATION | CN         |     |           | 0.2     |    |    |      |    |    |    |      |      |      |      |    |      |    |      |    |    |       |
| Select Permit: G 15032 *<br>Additional Info:<br>LORISSA SINGHOSE<br>App: G14901<br>Permit: G15032               |                | 1/8/1999   | IRRIGATION |            |     |           | 0.2     |    |    |      |    |    |    |      |      |      |      |    |      |    |      |    |    |       |
| Select Cert: 29360 OR *<br>Additional Info:<br>FRANK CLUSTER<br>App: S24780<br>Permit: S19525<br>Cert: 29360    |                | 5/31/1950  | IRRIGATION |            |     |           | 19.2    |    | 10 | 22.8 |    |    |    | 0.1  | 36.6 | 10   | 24.6 | 40 | 39.8 | 40 | 38.8 | 34 |    |       |
| Select Permit: G 15158 *<br>Additional Info:<br>LORISSA SINGHOSE<br>App: G15168<br>Permit: G15158               |                | 6/2/2000   | IRRIGATION |            |     |           | 9.8     |    |    | 10   |    |    |    | 13.6 | 10   | 24.6 |      |    | 40   | 20 | 34.8 | 34 |    |       |
| Select App: G 17916 *<br>Additional Info:<br>SINGHOSE LAND AND CATTLE CO LLC<br>App: G17916                     |                | 9/2/2014   | IRRIGATION |            |     |           |         | 6  | 6  |      | 40 | 40 | 40 | 40   | 35   | 35   |      |    |      |    | 5    |    |    |       |

\* Underlying 1<sup>o</sup> Right - Conflict w/ G-5254 IR

|                                 |  |      |     |      |  |     |                     |    |      |      |      |                     |                     |    |
|---------------------------------|--|------|-----|------|--|-----|---------------------|----|------|------|------|---------------------|---------------------|----|
| <b>Select Permit: G 5254 *</b>  | 11/18/1974 SUPPLEMENTAL IRRIGATION (Suppl'mtl)   |      | 3 ✓ |      |  |     | <del>23</del><br>21 |    |      | 40 ✓ |      | <del>20</del><br>19 | <del>14</del><br>17 |    |
| <b>Select Permit: G 8406 *</b>  | 12/15/1978 SUPPLEMENTAL IRRIGATION (Suppl'mtl)   | 19.2 | 10  | 22.8 |  |     | 36.6                | 10 | 24.6 | 40   | 39.8 | 40                  | 38.8                | 34 |
| <b>Select Cert: 29362 OR CN</b> | 9/17/1951 SUPPLEMENTAL CN IRRIGATION (Suppl'mtl) | 19.2 | 10  | 22.8 |  | 0.4 | 36.6                | 10 | 24.6 | 40   | 39.8 | 40                  | 38.8                | 34 |
| <b>Select Cert: 61053 CF *</b>  | 9/17/1951 SUPPLEMENTAL IRRIGATION (Suppl'mtl)    | 19.2 | 10  | 22.8 |  | 0.1 | 36.6                | 10 | 24.6 | 40   | 39.8 | 40                  | 38.8                | 34 |

Acreage Legend: 12.25 Regular acreage      ~~12.25~~ Acreage is on a canceled right      (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)      [12.25] Acreage has been suspended      \* Acreage is not specified

## Pump Capacity Calculator

using Department designed formula: Dusenbury Well

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

### Data Entry (fill in underlined blanks)

HP = 200 ✓  
Efficiency = 7.04 ✓  
Lift = 20 ✓  
PSI = 42 ✓

### Results Calculated

(hp)(efficiency) = 1408  
Head based on psi = 106.7  
Total dynamic head = 126.7  
(head + lift)

**Pump Capacity = 11.113 cubic feet per second**

*Report does not give well capacity*

## Pump Capacity Calculator

using Department designed formula: **Big Well**

---

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

---

### Data Entry (fill in underlined blanks)

---

HP = 200  
Efficiency = 7.04  
Lift = 19  
PSI = 42

### Results Calculated

---

(hp)(efficiency) = 1408  
Head based on psi = 106.7  
Total dynamic head = 125.7  
(head + lift)

**Pump Capacity = 11.201 cubic feet per second**

## Sprinkler Capacity Calculator

### Data Entry (fill in underlined blanks)

Sprinkler group 1      Nozzle size = 11/64 inch (type an apostrophe before the size)  
   Pressure = 42 PSI  
   Number of heads = 198

Sprinkler group 2      Nozzle size = \_\_\_\_\_ inch (type an apostrophe before the size)  
(if applicable)                  Pressure = \_\_\_\_\_ PSI  
   Number of heads = \_\_\_\_\_

Sprinkler group 3      Nozzle size = \_\_\_\_\_ inch (type an apostrophe before the size)  
(if applicable)                  Pressure = \_\_\_\_\_ PSI  
   Number of heads = \_\_\_\_\_

### Results calculated

Sprinkler group 1 capacity =      1069.2 gpm, or      2.382 cfs  
Sprinkler group 2 capacity =      0 gpm, or      0.000 cfs  
Sprinkler group 3 capacity =      0 gpm, or      0.000 cfs

**Total sprinkler capacity =      1069.2 gpm, or      2.382 cfs**

$1.75 \text{ cfs} = (140 \text{ ac})(1/80)$

Note: If entered values return a result of 0 gpm or "#N/A", then the sprinkler capacity chart does not contain a rate for that nozzle size and PSI.

A rough alternate calculation can be made using this formula:  
 $28.93 \times (\text{orifice size in decimal, squared}) \times (\text{square root of pressure})$   
(Source: rainbird.com)

2 pivots @ 800-900 GPM (1.78-2.00 CFS)

NW 1/4 Sec 13 - Pivot - 800-900 GPM

SW 1/4 Sec. 13 - 6 wheel lines w/ 33 heads/line

2816



### Rainbird Nozzle Size Reference

| <u>Nozzle #</u> | <u>Size (in)</u> |
|-----------------|------------------|
| 4               | 1/16             |
| 5               | 5/64             |
| 6               | 3/32             |
| 7               | 7/64             |
| 8               | 1/8              |
| 9               | 9/64             |
| 10              | 5/32             |
| 11              | 11/64            |
| 12              | 3/16             |
| 13              | 13/64            |
| 14              | 7/32             |
| 15              | 15/64            |
| 16              | 1/4              |
| 17              | 17/64            |
| 18              | 9/32             |
| 20              | 5/16             |
| 22              | 11/32            |
| 24              | 3/8              |
| 26              | 13/32            |
| 28              | 7/16             |
| 30              | 15/32            |
| 32              | 1/2              |
| 34              | 17/32            |
| 36              | 9/16             |
| 40              | 5/8              |
| 44              | 11/16            |

RECEIVED

NOV 18 1974  
STATE ENGINEER  
SALEM, OREGON

Permit No. G- G 5254

APPLICATION FOR A PERMIT

ASSIGNED See Misc. Rec., Vol. 7 Page 896

2199  
896

# To Appropriate the Ground Waters of the State of Oregon

I, Eagle Banner Ranches  
(Name of applicant)

of 1901 Avenue of the Stars, Suite 650, county of Los Angeles,  
(Postoffice Address)

state of Los Angeles, CA 90067, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

June 8, 1970 - State of California

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Silver Creek  
(Name of stream)

tributary of Harney Lake

2. The amount of water which the applicant intends to apply to beneficial use is 8.63 cubic feet per second or 387.0 gallons per minute.

3. The use to which the water is to be applied is supplemental and primary  
irrigation

4. The well or other source is located 396 ft. N and 965 ft. W from the SE corner of Sec. 14, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, T24S, R27E, AND Dusenbury  
(Section or subdivision)  
10 ft. N and 120 ft. E from the south quarter corner of Sec. 15, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15  
(If preferable, give distance and bearing to section corner)  
(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the of Sec. 24S, R. 27E, W. M., in the county of Harney

5. The buried pipeline is two miles in length, terminating in the of Sec. 24S, R. 27E, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Sec. 14 - SE $\frac{1}{4}$ SE $\frac{1}{4}$  = Big Well  
Sec. 15 - SW $\frac{1}{4}$ SE $\frac{1}{4}$  = Dusenbury Well

## DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of two wells having a diameter of 16 inches and an estimated depth of 487 feet. It is estimated that 37 feet of the well will require 1/8 gauge casing. Depth to water table is estimated 24 feet.

Big Well - 487  
Dusenbury - 400  
Big Well - 24  
Dusenbury - 10

ASSIGNED, See Misc. Rec., Vol. 8 Page 78

COPY

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, 18,074 ..... ft.; size at intake 14 ..... in.; in size at ..... ft. from intake ..... in.; size at place of use 12 ..... in.; difference in elevation between intake and place of use, ..... ft. Is grade uniform? ..... Estimated capacity, ..... sec. ft.

10. If pumps are to be used, give size and type 12" oil lube turbine .....  
 Big Well: Nema base #DC5252PB; Dusenbury: Nema base #DC4432PB .....  
 Give horsepower and type of motor or engine to be used Big Well: 350 hp electric .....  
 Dusenbury: 200 hp electric .....

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

| Township N. or S. | Range E. or W. of Willamette Meridian | Section                 | Forty-acre Tract        | Number Acres To Be Irrigated | Supplemental FPS                         |
|-------------------|---------------------------------------|-------------------------|-------------------------|------------------------------|--|
| 24S               | 27E                                   | 13                      | NE 1/4 NW 1/4           | 7 <sup>0</sup> 10            | 7.6 18 <sup>0</sup>                      |
|                   |                                       |                         | NW 1/4 NW 1/4           | 20 <sup>0</sup> 20           | 20.0 18 <sup>0</sup>                     |
|                   |                                       |                         | SW 1/4 NW 1/4           | 39 <sup>0</sup> 40           | 39.0 38 <sup>0</sup>                     |
|                   |                                       |                         | SE 1/4 NW 1/4           | 39 <sup>0</sup> 40           | 36.6 ✓                                   |
|                   |                                       | NE 1/4 SW 1/4           | 40 30 <sup>0</sup>      | 10.0 6 <sup>0</sup>          |  |
|                   |                                       | NW 1/4 SW 1/4           | 40 30 <sup>0</sup>      |                              |  |
|                   |                                       | SW 1/4 SW 1/4           | 40 ✓                    |                              |  |
|                   |                                       | SE 1/4 SW 1/4           | 40 ✓                    |                              |  |
|                   |                                       | 14                      | NE 1/4 SW 1/4           | 40 40                        | 40.0 31 <sup>1/2</sup>                   |
|                   |                                       |                         | NW 1/4 SW 1/4           | 30 40                        | 30.0 31 <sup>1/2</sup> → 30 <sup>0</sup> |
|                   |                                       |                         | SW 1/4 SW 1/4           | 30 40                        | 30.0 31 <sup>1/2</sup> → 30 <sup>0</sup> |
|                   |                                       |                         | SE 1/4 SW 1/4           | 30 40                        | 30.0 31 <sup>1/2</sup> → 30 <sup>0</sup> |
|                   |                                       | 15                      | NE 1/4 SE 1/4           | 40 31 <sup>1/2</sup>         |  |
|                   |                                       |                         | NW 1/4 SE 1/4           | 40 31 <sup>1/2</sup>         |  |
|                   |                                       |                         | SW 1/4 SE 1/4           | 40 31 <sup>1/2</sup>         |  |
|                   |                                       |                         | SE 1/4 SE 1/4           | 40 31 <sup>1/2</sup>         |  |
| 15                | SW 1/4 NE 1/4                         | 3 3.0                   |                         |                              |  |
|                   | NE 1/4 SW 1/4                         | 23 23.0 21 <sup>0</sup> |                         |                              |  |
|                   | SE 1/4 SW 1/4                         | 40 40.0 ✓               |                         |                              |  |
|                   | NW 1/4 SE 1/4                         | 20 20.0 19 <sup>0</sup> |                         |                              |  |
|                   |                                       | SW 1/4 SE 1/4           | 14 14.0 17 <sup>0</sup> |                              |  |
|                   |                                       |                         |                         | 271 <sup>0</sup> 690 AC      | 343.2 328 <sup>1</sup> AC                |

(If more space required, attach separate sheet)

Character of soil ..... Sandy Loam ..... (271<sup>0</sup> AC)(1/80) = 3.40 CFS IR  
 Kind of crops raised ..... Alfalfa, alfalfa and grass ..... (328<sup>1</sup> AC)(1/80) = 4.11 CFS S.IR  
 (600<sup>0</sup> AC)(1/80) = 7.51 CFS



MUNICIPAL SUPPLY—

13. To supply the city of \_\_\_\_\_  
in \_\_\_\_\_ county, having a present population of \_\_\_\_\_  
and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$...80,000.....
- 15. Construction work will begin on or before Holloway Drilling Co., Ontario, Oregon drilled both wells
- 16. Construction work will be completed on or before Big Well completed 3/21/68 Dusenbury completed 3/30/68
- 17. The water will be completely applied to the proposed use on or before has been used since completion of the wells
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. Certificates 14044, 29360, 29362

EAGLE BANNER RANCHES

BY \_\_\_\_\_  
(Signature of applicant)  
Attorney-in-Fact

Remarks: \_\_\_\_\_

~~Wells were drilled under permit G-4250, said permit was cancelled by request of Mr. Brown, President of Silver Oaks Company, through a misunderstanding.~~

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for \_\_\_\_\_

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_ ASSISTANT

STATE OF OREGON, }  
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 8.6 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from two wells

The use to which this water is to be applied is irrigation and supplemental irrigation.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is November 18, 1974

Actual construction work shall begin on or before November 20, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 20th day of November 1974

*[Signature]*

STATE ENGINEER

Application No. G-6727  
Permit No. G-G 5254

PERMIT

TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the  
office of the State Engineer at Salem, Oregon,  
on the 18th day of November  
1974, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

November 20, 1974

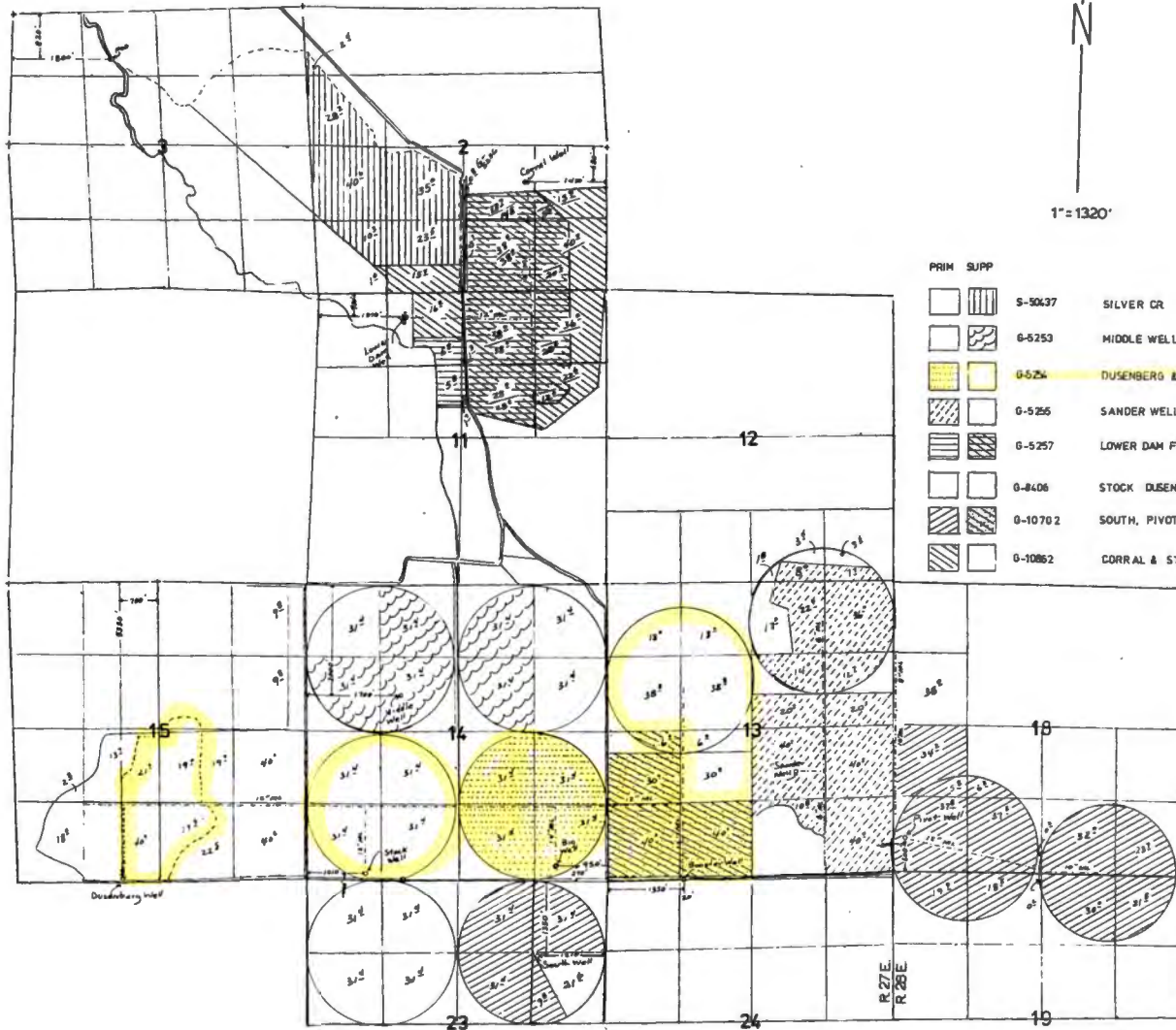
Recorded in book No.          of  
Ground Water Permits on page G 5254

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Bas in No. 12 page 35

Fee \$120.00

T. 24 S., R. 27 & 28 E., W. M.



| PRIM      | SUPP      |         |                             |
|-----------|-----------|---------|-----------------------------|
| [Pattern] | [Pattern] | S-50437 | SILVER CR                   |
| [Pattern] | [Pattern] | 0-5253  | MIDDLE WELL                 |
| [Pattern] | [Pattern] | 0-5254  | DUSENBERG & BIG             |
| [Pattern] | [Pattern] | 0-5255  | SANDER WELL                 |
| [Pattern] | [Pattern] | 0-5257  | LOWER DAM FIELD WELL        |
| [Pattern] | [Pattern] | 0-8406  | STOCK DUSENBERG & BIG WELLS |
| [Pattern] | [Pattern] | 0-10702 | SOUTH, PIVOT & BOOSTER      |
| [Pattern] | [Pattern] | 0-10862 | CORRAL & STOCK WELLS        |

FINAL PROOF SURVEY  
UNDER

APPLICATION NO. S-85253 PERMIT NO. S-50437  
 0 8726 0 5253  
 0 8727 0 5254  
 0 8728 0 5255  
 0 8730 0 5257  
 0 8947 0 8406  
 0 11037 0 10702  
 0 11038 0 10862

IN THE NAME OF  
 DENNY LAND AND CATTLE COMPANY LLC  
 SURVEYED FEB. 25, 2000, BY J. MILLER

CCSU MAP # 0086

201 5/1/05  
 MAPS 4/10/05-1800-00  
 MAPS 4/10/05-1800-0000, 101 R. 100 R. 100 R.  
 4/10/05-273-2450, 127-1320, 1324  
 J. Miller 10-13-2000

9800

STATE OF OREGON  
COUNTY OF HARNAY

CERTIFICATE OF WATER RIGHT

This Is To Certify, That FRANK CLUSTER

of Riley, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Silver Creek

a tributary of Harnay Lake for the purpose of irrigation of 668.6 acres under Permit No. 19525 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 31, 1950

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 8.5 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 $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 3, T. 24 S., R. 27 E., W. M.

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-sixtieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

2.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
29.2 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 10  
42.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
37.7 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 11  
38.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
33.2 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
7.6 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
20.0 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
39.0 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
10.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
33.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
23.6 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 13

19.2 acres NE NE  
10.0 acres SW NE  
22.8 acres SE NE  
0.1 acre SE NW  
36.6 acres NE SW  
10.0 acres NW SE  
24.6 acres SW SW  
40.0 acres SE SW  
39.8 acres NE SE  
40.0 acres NW SE  
38.8 acres SW SE  
34.0 acres SE SE  
Section 15

T. 24 S., R. 27 E., W. M.

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

WITNESS the signature of the State Engineer, affixed

this day of JANUARY 31 1962, 19

LEWIS A. STANLEY  
State Engineer



STATE OF OREGON  
COUNTY OF HARNEY  
**CERTIFICATE OF WATER RIGHT**

**This Is To Certify, That FRANK CLUSTER**

of Riley, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Silver Creek

a tributary of Harney Lake for the purpose of irrigation of 668.6 acres

under Permit No. 19525 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 31, 1950

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 8.5 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 $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 3, T. 24 S., R. 27 E., W. M.

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-sixtieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

2.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
29.2 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 10  
42.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
37.7 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 11  
38.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
33.2 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
7.6 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
20.0 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
39.0 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
10.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
33.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
23.6 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 13

19.2 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
22.8 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
0.1 acre SE $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
10.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
21.6 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
40.0 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
39.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
40.0 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
38.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
34.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$

Section 15

T. 24 S., R. 27 E., W. M.

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

WITNESS the signature of the State Engineer, affixed

this day of JANUARY 31 1962, 19

LEWIS A. STANLEY  
State Engineer

Adverse Report for C1404.4? No. PER Garry



February 25, 2000

FINAL PROOF SURVEY REPORT P # G-5254

I conducted the final proof for this permit on Feb 17, 2000. Bill Beal assisted in the survey.

Permit has been assigned to Denny Land and Cattle Co, LLC  
500 Boylston Street # 1880  
Boston, MA 02116  
phone 617-536-6602

Source: Two wells in the Harney Basin, known as **Big Well** and **Dusenbury Well**.  
The permit is for primary irrigation and supplemental irrigation.

The underlying primary for the supplemental portion is Silver Creek. **The primary source is not used and had not been used for several years.** There is no method in place to deliver the primary Silver Cr. here, as portions of the ditch system has been abandon.

**Big Well** is located in the SE SE Sec. 14. The well ID # is L 21459.  
Info from the well log, drilled 3/21 1968  
16" casing, to 37'  
depth drilled 487 feet  
static 19'

There is no access port on the well.

The well has a 200 HP Yaskawa Electric motor with a Worthington turbine pump mounted. The discharge from the pump is 12 inches out to 14" steel. The steel main line 20 feet from the well, is buried.

**Dusenbury Well** is located in the SW SE, Sec 15. The well ID # is L21466. I have no log for this well. There is no access port on the well.

There is a Newman Electric 200 HP Newman Electric motor with a Peerless turbine pump mounted on the well head.

The pump discharge is 12 inch out to 14 inch steel main line.

The main line is buried and may reduce in size. Diagrams on the application map indicate the buried ML was proposed to be 12".

There is a pressure guage on the main line a few feet from the pump. The Pump is not operating on this date.

Irrigation in S 1/2 section 14 is all with low pressure Zimmatic 1/4 mile 10 tower center pivots with big guns on the ends. There are 2 here. Irrigation in the NW quarter of section 13 is also with a low pressure Zimmatic 1/4 mile 10 tower pivot. The placement of this pivot is south of the north section line 500 feet. The pivot also covers some in the SW 1/4, Sec 13. They irrigate the majority of the SW 1/4, Sec 13 with six - four inch wheel lines with rainbird and weathertec heads. The sprinkler heads are a combination of 5/32, 9/32 and 11/64. I did not look at all of

$\rightarrow (140AC)(1/80) = 1.75CFS$

SW 1/4  
Sec. 14

them, but did look at 20 sprinklers on a line. There are 33 sprinkler heads on each line.

The most north part of the NW quarter of section 13 is not irrigated. This is a feed lot area. The corners are not irrigated and are out. They used to irrigate this section with all wheel lines, but have changes to center pivots. I don't know when they made the changes, some ten years ago and some just a few years ago, per info. from Mr. Beal.

This is an aerial survey # 41025-179-132A & 132B. The photos are a 1979-1980 series. These photos indicate the fields were irrigated with wheel line. Copies of newer photos from the ACSC office in Burns were used for the placement of the center pivots.

Use: irrigation and supplement irrigation of alfalfa and oats.

Lift: static water level in the wells in this area is about 20 feet.

June Miller  
Field Inspector

comments:

I need to make contact with Jim Shephard, as he was the manager of the place when most of the development went in. I do not know how the main line is connected to the different wells. (See separate report on meeting with Mr. Shephard, attached)..

This permit G-5254, was filed for primary for the lands in the SE 1/4, sec 14. This is ok., Both ~~primary of 160 acres~~ and supplemental irrigation of 130 acres was permitted for the acres in the SW 1/4, sec 14.

*never cancelled*

There is an underlying primary for the 130 acres from Silver Creek, certificate 14044, a decreed right that should be canceled, as it is no longer used.

Stock well is in the SW SW, Sec 14 and is under permit G-10862, for supplemental irrigation SW 1/4 Sec 14.

Need to identify if Big Well, Or Busenberg well is the primary here, under this permit. If both are the same aquifer, can they have primary from one and supplemental from the other? The same with supplemental from Stock well?

June Miller  
Field Inspector

March 3, 2000

To the file of A# G-6726, P # 5253  
G-6727, P # 5254  
G-6728 P # 5255  
G-6730, P # 5257

A # G-8947, P # G-8406  
A # G-11036, P # G-10862  
A # G-11037, P # G-10702  
A # 65353, P # 50437

I met with Jim Shephard yesterday to discuss the development of the irrigation systems on the Silver Cr. permits, assigned to Denny Land and Cattle Co.

Jim was the manager of the place these permits are on for about 20 years. He left in 1994 when when this place was sold to Denny Land.

Dusenberg well, Stock well and Big Well <sup>Booster (gr)</sup> are all connected with main line. and irrigate the acres on the West side of section 13, the south 1/2 of section 14 and the South 1/2 of section 15.

He used the surface water sources in 1979. And flood irrigated the lands on the west side of section 2 , 14 and the east side of section 15. The surface rights can still be used in the west side of Sec 2 and in section 3. The rest of the surface rights have not been used since Jim left.

Fish and game, assisted with funding to put in a lot of the wells on this place and the pumps and irrigation equipment. Frank Cluster, prior land owner made agreement with fish and game.

The groundwater development started in the last 1960's.

Pivot well was drilled in about 1979 and irrigates the lands in section 18 and 19. The land in the sw nw of 18 was not irrigated with Jim was here. This area now has as Wheel Line on it. The land owner should make application for irrigation ground water here. Both center pivots and 3 wheel lines can all be operated at the same time from this well.

Sanders well irrigates the East side of section 13. The high spot on the west side of NW NE, has been irrigated with the center pivot since the 1980's. The center pivot and the wheel lines on this can all be operated at the same time. The SW SE and the S 1/2 of the NW SE, Section 13. Were never irrigated when Jim managed this place.

Middle well irrigates the N 1/2 of section 14 and the strip along the east side of NE section 15. All this can be irrigated at the same time.

Corral Well and Lower Dam well are teed together with 12" main line and irrigates SE section 2, small strip in SW section 2 and North portion in section 11. Lower dam well was down for a while and not used. Denny Land has it back on line and use this and Corral together.

The pivots in section 2 and 3 have been there since the late 1980s.

All the pivots are low pressure type. Name brands are Pierce , Zimmatic and Rain cats. These To

COPY

page 2 of 2


|             |                     |                          |
|-------------|---------------------|--------------------------|
| the file of | A# G-6726, P # 5253 | A # G-8947, P # G-8406   |
|             | G-6727, P # 5254    | A # G-11036, P # G-10862 |
|             | G-6728, P # 5255    | A # G-11037, P # G-10702 |
|             | G-6730, P # 5257    | A # 65353, P # 50437     |

operate between 20 and 30 PSI and use 800 to 900 GPM. The wheel lines predominately have 1 1/4 size sprinkler heads and operate between 38 and 42 psi at 6 GPM.

The surface water from Silver Cr .has been canceled in some areas. However, there are more lands that should be canceled, along with the supplemental from Chickahominy.

Info from MR. Bill Beal on the date of the surveys was that the surface water is only used now in sections 2 and 3 and 11. The ditches to deliver these sources are no longer maintained to carry the flow.

The supplemental ground water permits need to be primary on the lands the surface water is not delivered to any longer.

June Miller  
Field Inspector 

G-5254

Big Well - Onsite well got info - G-8106

Silver 6 primary source not used.

Big Well

200 HP

Yaskawa Elec motor

Worthy for turbin pump

12" out to

4" Buried in

Well # L21459

PSI gauge

CRS/sandy w/ surface H<sub>2</sub>O







Zimmerman 1/4 mi CP

10 Tower low pressure w/ Big gear

COP



LEGEND

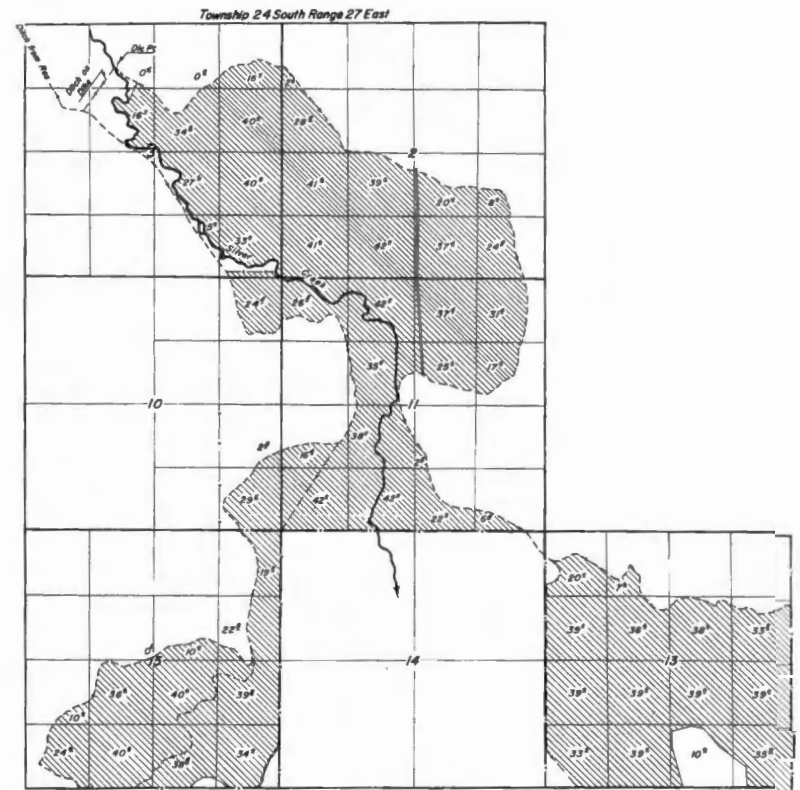
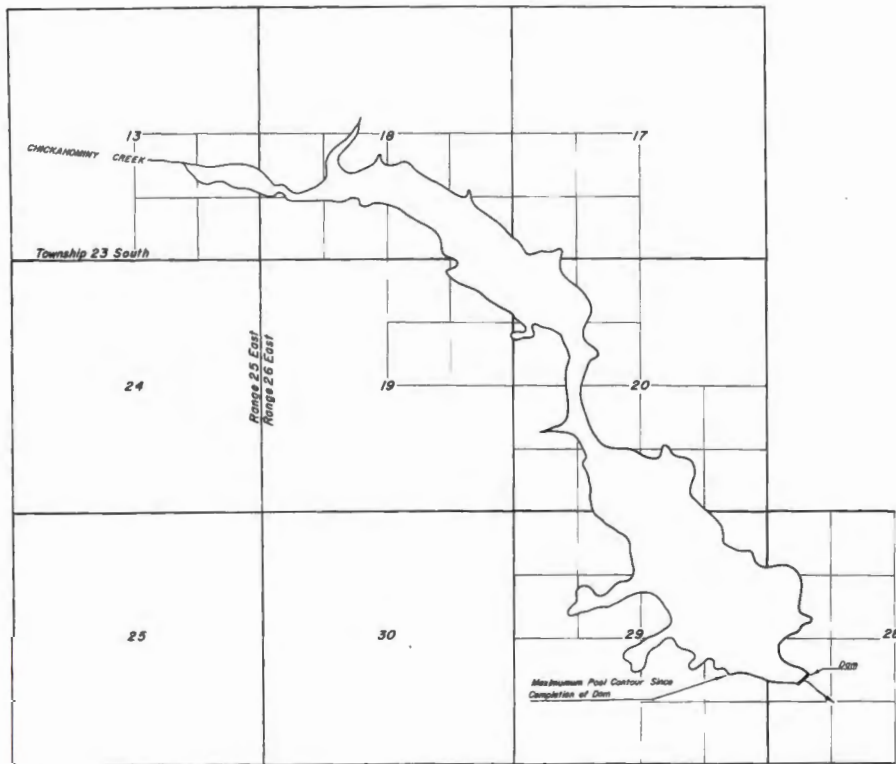
-  Sanders Well— 284 .Ac
-  Big Well & Dusenberg Well 690Ac.
-  Middle Well - 320 Ac
-  Lower Dam Well 225 Ac
-  Upper Dam Well 240 Ac
-  Buried Main line

Application No. 6-64107  
 Permit No. 2-524

RECEIVED  
 JUN 10 1974  
 HARNEY COUNTY, OREGON

EAGLE BANNER RANCHES  
 LOWER RANCH  
 T. 24 S. R. 27 E. W. M.  
 HARNEY COUNTY, OREGON  
 SCALE 4" = 1 MILE





**FINAL PROOF SURVEY**

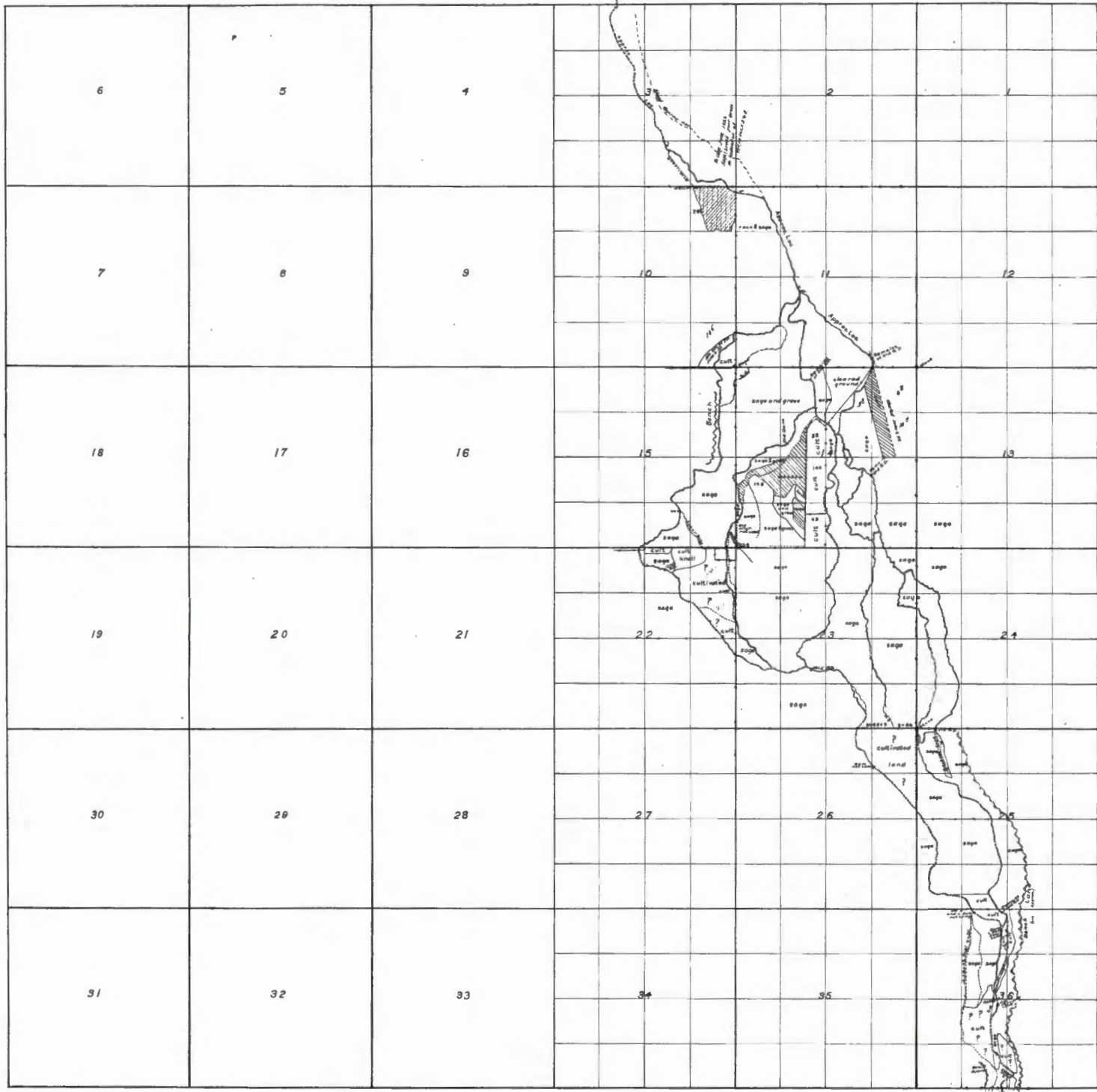
FOR

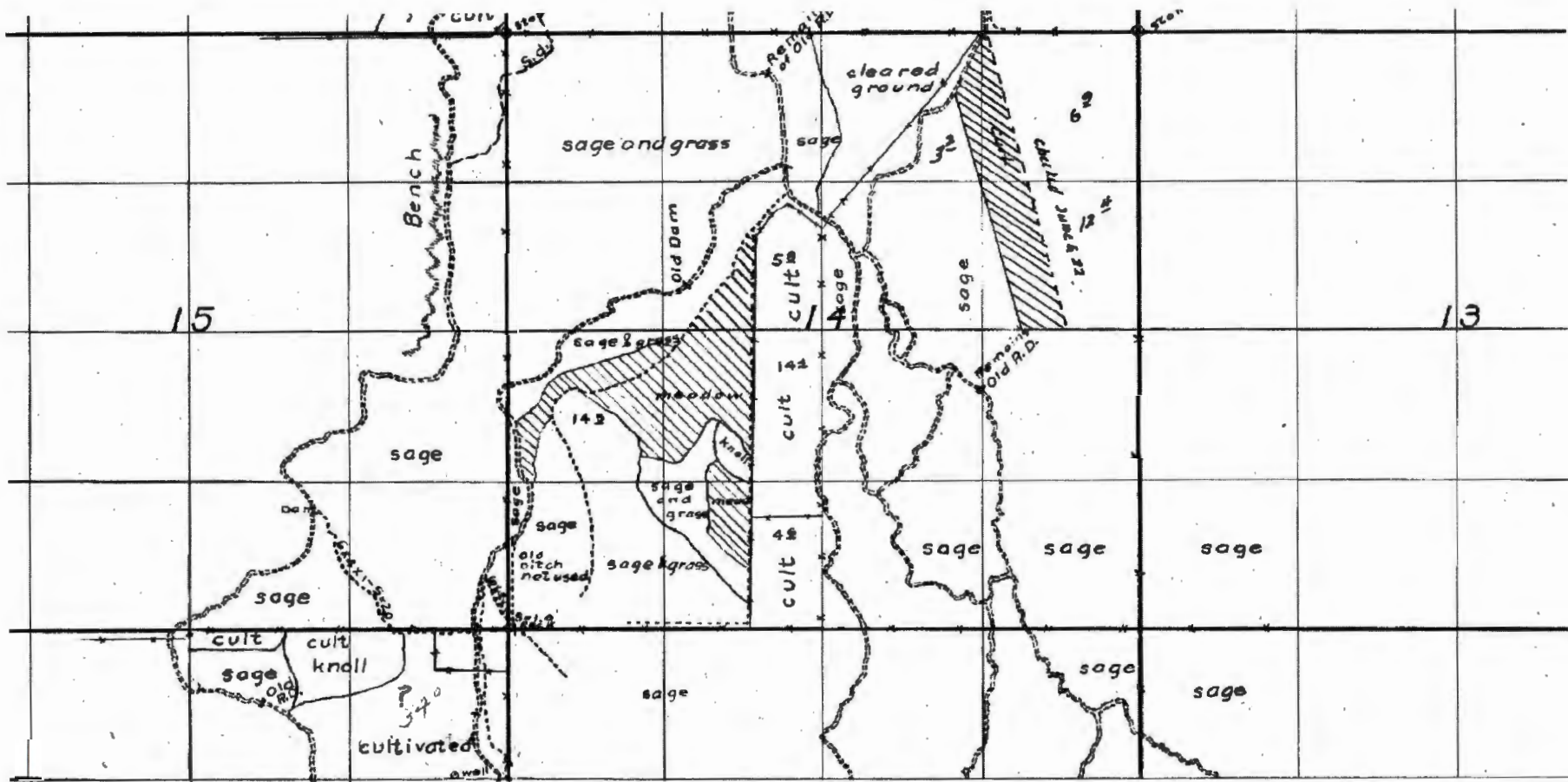
**FRANK CLUSTER**

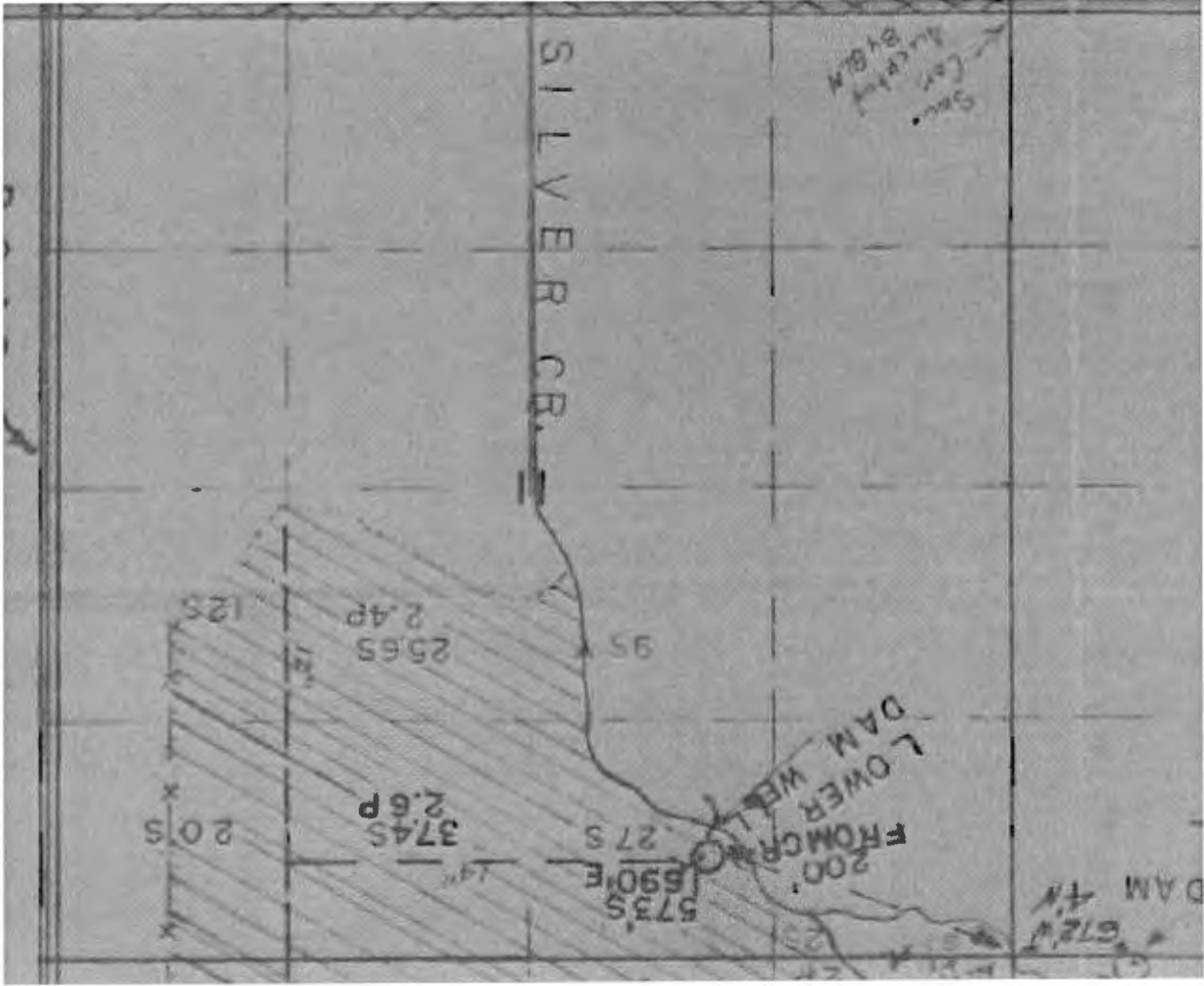
APPLICATION NO.  
24487  
24780  
R-20405  
20456

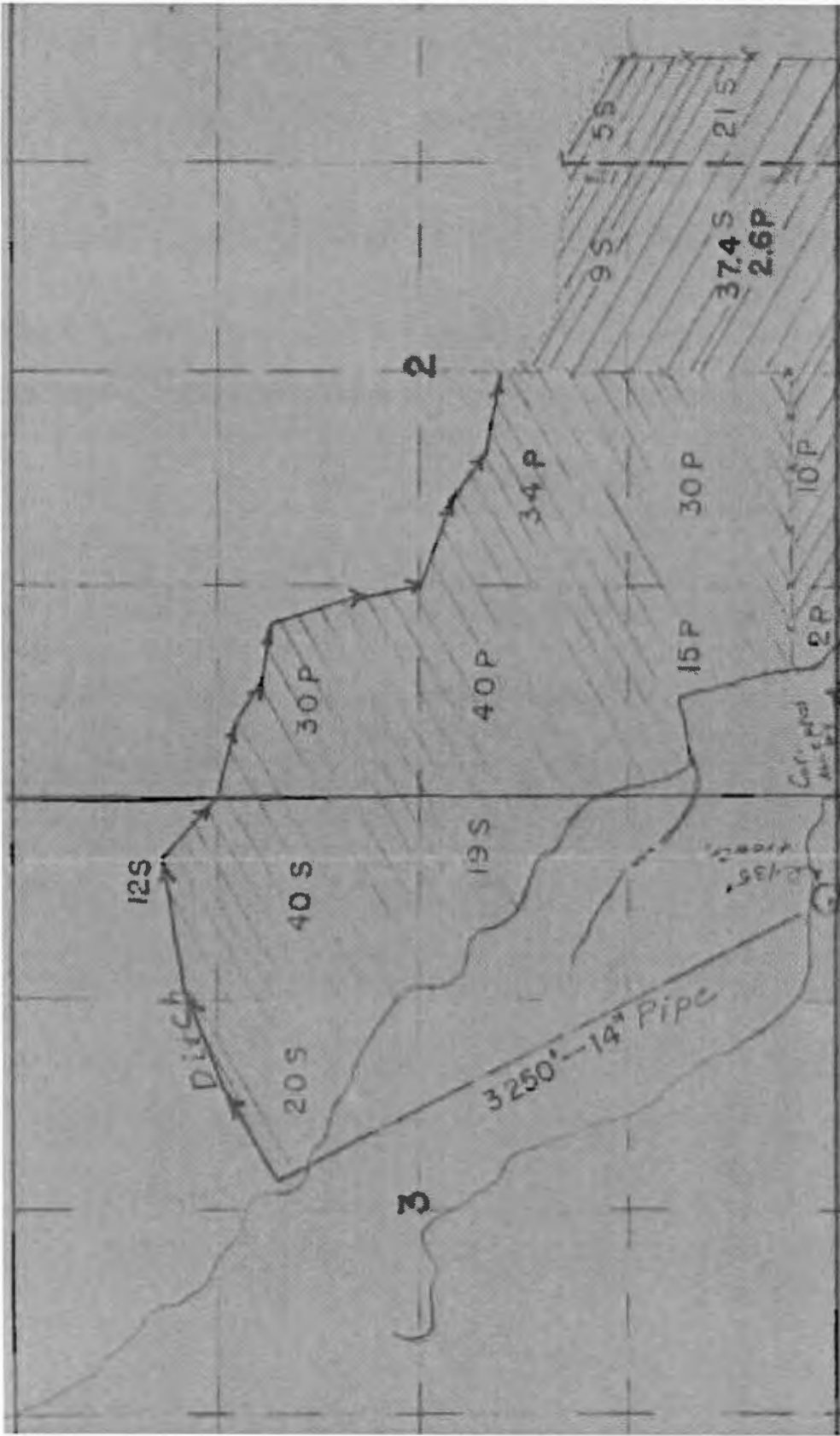
PERMIT NO.  
18462  
18525  
R-2556  
20743

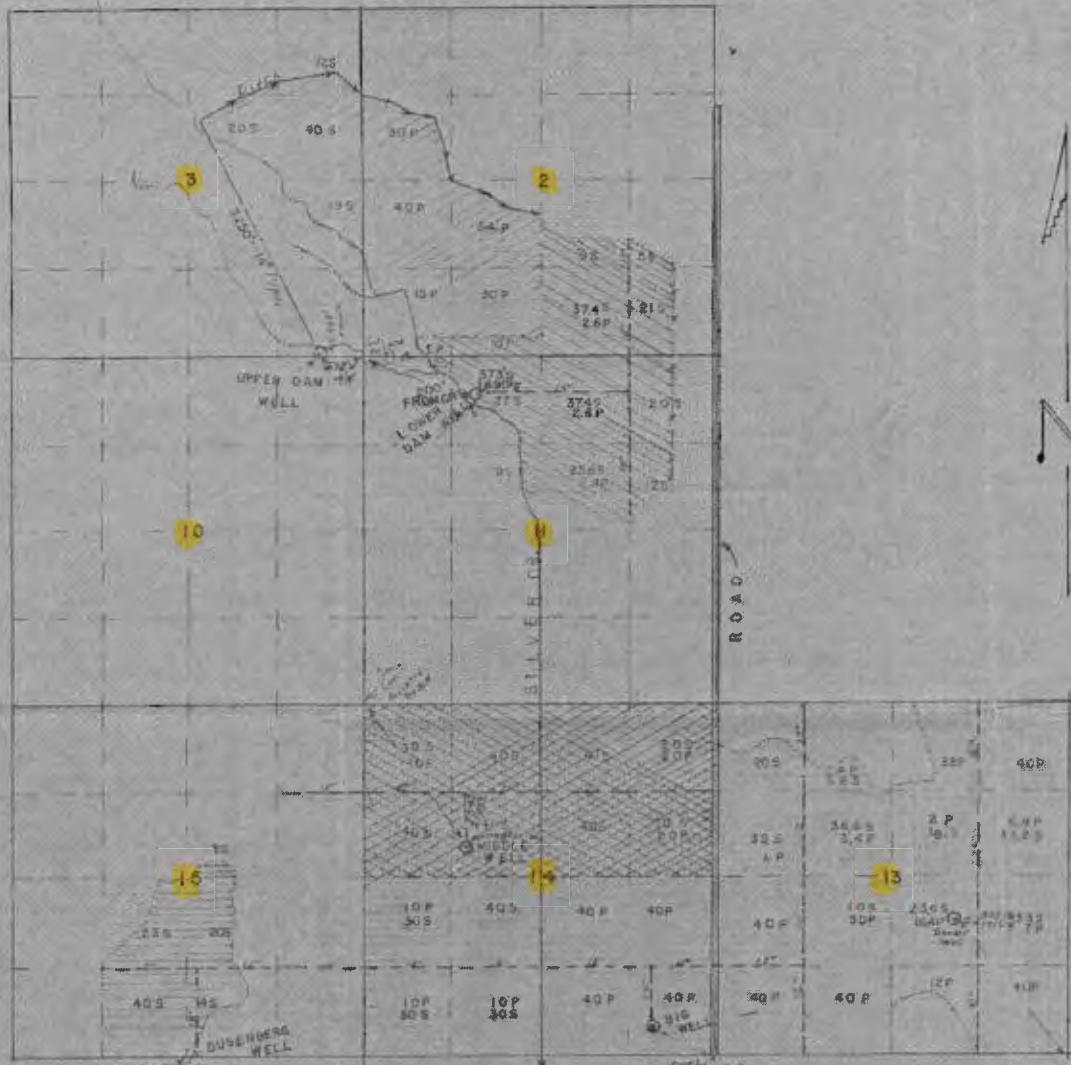
SURVEYED OCTOBER 19, 20, 1960 BY C.O. BARTELS











**LEGEND**

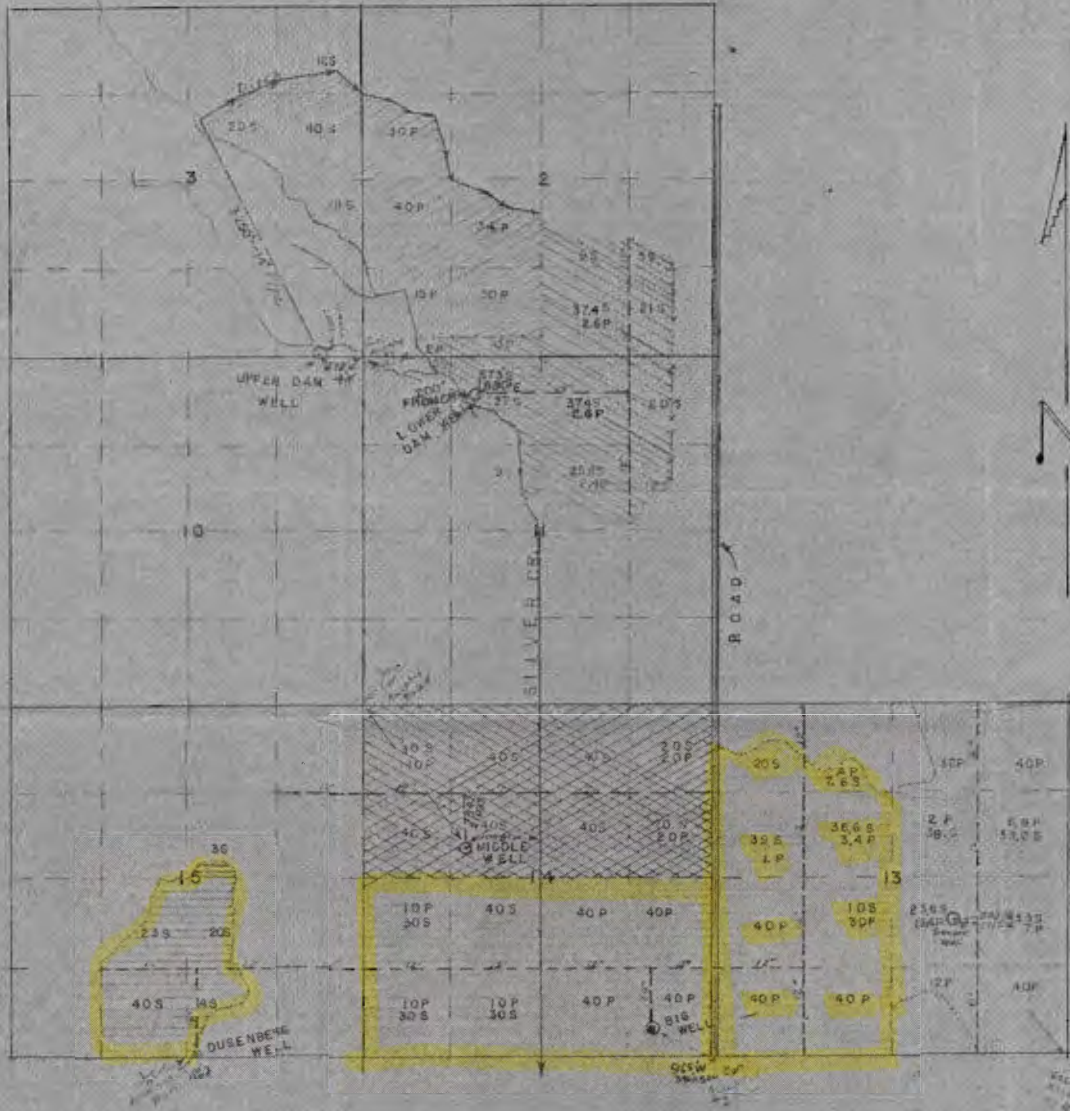
-  Sanders Well - 284 Ac.
-  Big Well & Dusenberg Well 690 Ac.
-  Middle Well - 320 ac.
-  Lower Dam Well 225 Ac.
-  Upper Dam Well 240 Ac.
-  Survey Main lines

Application No. 62661  
 Permit No. 14525

RECEIVED  
 NOV 19 1954  
 STATE ENGINEER  
 OREGON

EAGLE BANNER RANCHES  
 LOWER RANCH  
 T. 24 S., R. 27 E., W. M.  
 HARNEY COUNTY, OREGON

SCALE: 4" = 1 MILE



LEGEND

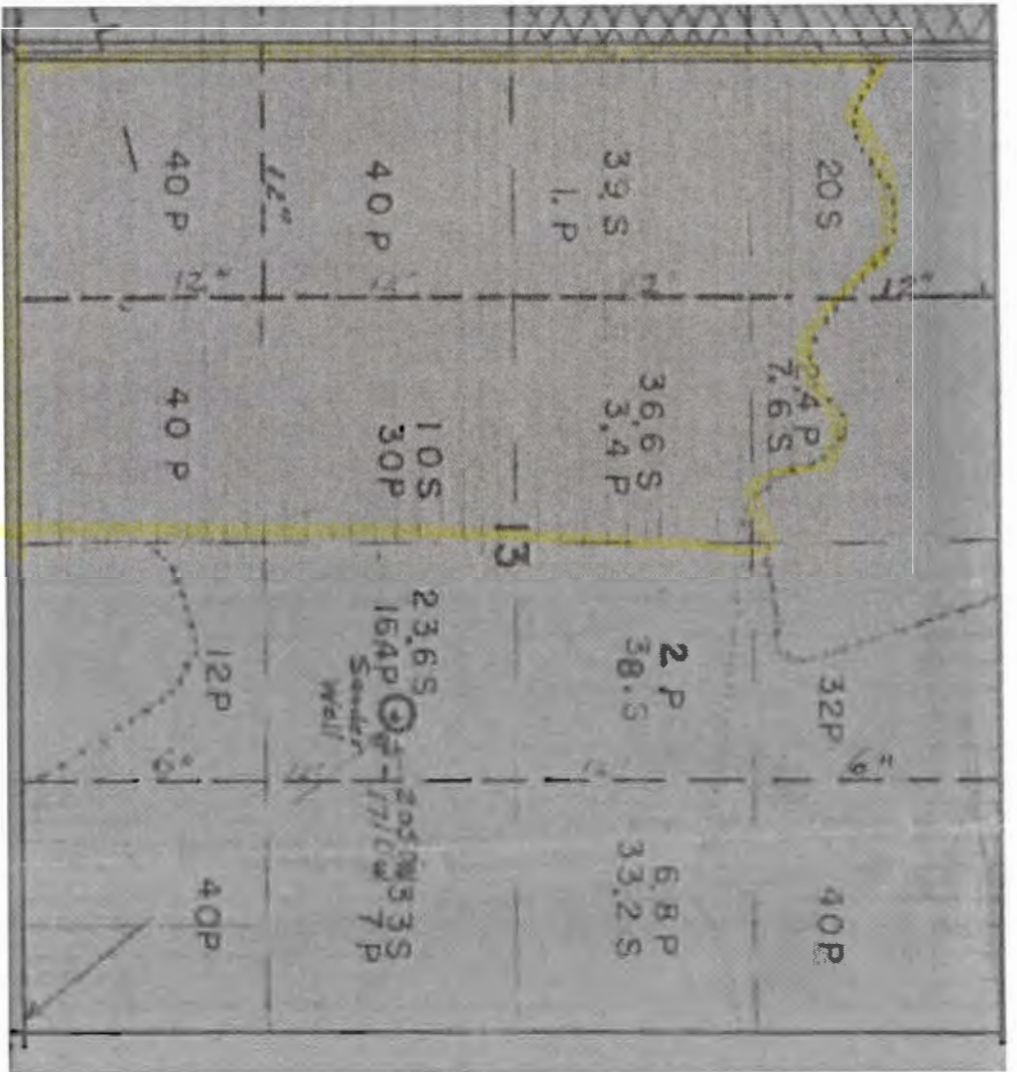
-  Sonders Well - 284 Ac.
-  Big Well & Dusenbergl Well 690 Ac.
-  Middle Well - 320 Ac.
-  Lower Dam Well 235 Ac.
-  Upper Dam Well 240 Ac.
-  Split Main Lines

Application No. 62-64121  
 Permit No. G-2257

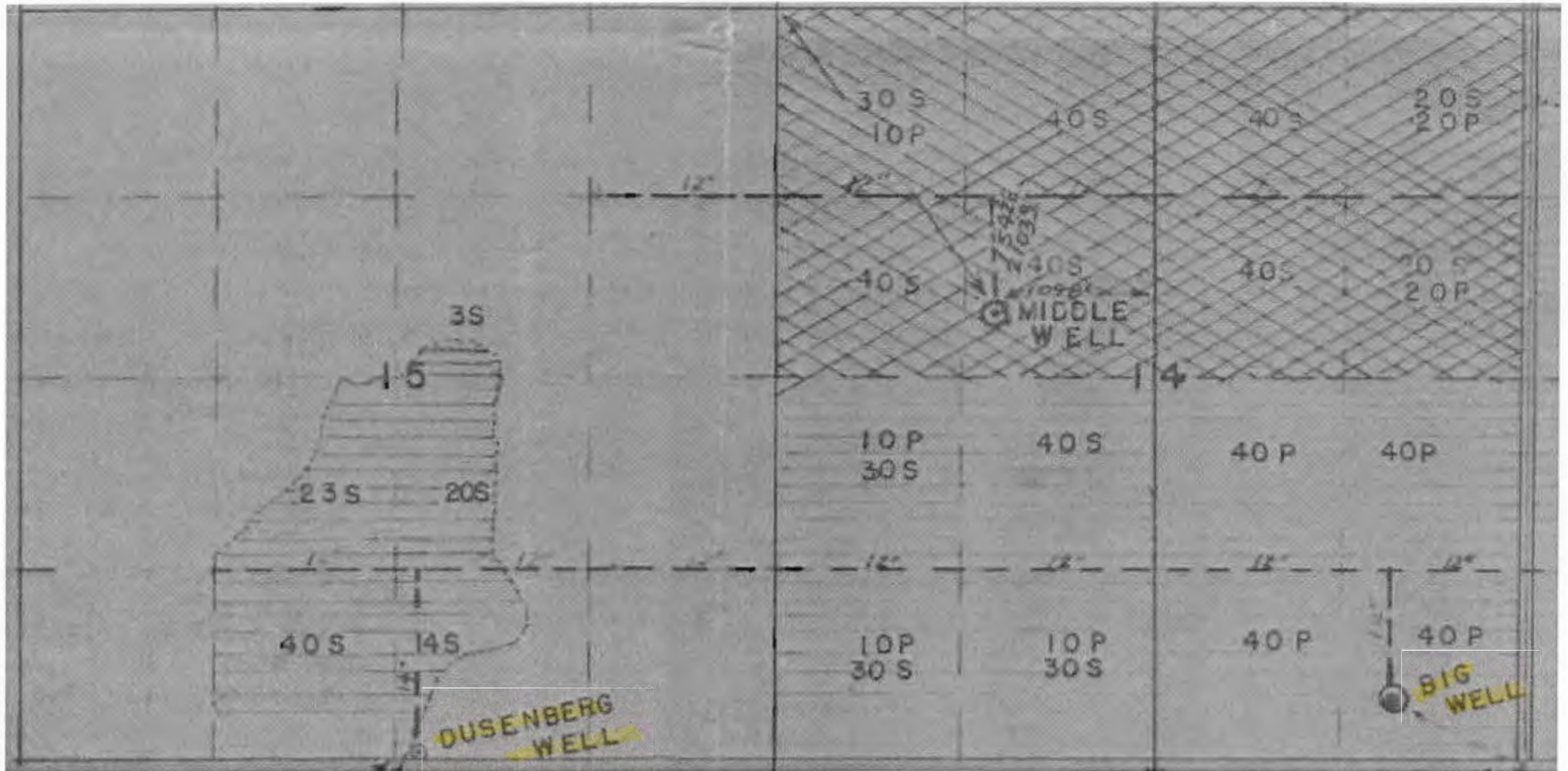
RECEIVED  
 NOV 10 1958  
 STATE ENGINEER  
 SALEM, OREGON

EAGLE BANNER RANCHES  
 LOWER RANCH  
 T. 24 S. R. 27 E. W. M.  
 HARNEY COUNTY, OREGON

SCALE: 4" = 1 MILE







STATE OF OREGON

Conflict

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. S. COOK

of Burns, State of Oregon, has a right to the use of the waters of Silver Creek for the purpose of irrigation and stock

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Harney County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 12, at page 298; that the priority of the right thereby confirmed dates from 1898 for Tract #1; 1902 for Tract #2;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes; and shall not exceed 1/60th of one cubic foot per second per acre irrigated from March 1 to April 30, and 1/80th of one cubic foot per second from May 1 to August 1; provided, that the total quantity diverted during the months of March, April, May, and June shall not exceed 2.5 acre-feet per acre.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

TRACT #1

20 acres in NE NE
40 acres in NW NE
40 acres in SW NE
20 acres in SE NE
Section 14,
T. 24 S., R. 27 E., W. M.

TRACT #2

40 acres in NE NW
30 acres in NW NW
40 acres in SW NW
40 acres in SE NW
40 acres in NE SW
30 acres in NW SW
30 acres in SW SW
30 acres in SE SW
Section 14,
T. 24 S., R. 27 E., W. M.

And said right shall be subject to all other conditions and limitations contained in said decree.

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

WITNESS the signature of the State Engineer,

affixed this 10th day

of November, 1941

CHAS. R. STRICKLIN
State Engineer.

**Conflict**

STATE OF OREGON  
COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is To Certify, That **FRANK CLUSTER**

of **Riley**, State of **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Silver Creek**

a tributary of **Harney Lake** for the purpose of irrigation of **668.6 acres**

under Permit No. **19525** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 31, 1950**

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 **8.5 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 NW 1/4, Section 3, T. 24 S., R. 27 E., W. M.**

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-sixtieth** 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:

- 2.8 acres NE 1/4 SE 1/4
- 29.2 acres SE 1/4 SE 1/4
- Section 10
- 42.0 acres SW 1/4 SW 1/4
- 37.7 acres SE 1/4 SW 1/4
- Section 11
- 38.0 acres SW 1/4 NE 1/4
- 33.2 acres SE 1/4 NE 1/4
- 7.6 acres NE 1/4 NW 1/4
- 20.0 acres NW 1/4 NW 1/4
- 39.0 acres SW 1/4 NW 1/4
- 36.6 acres SE 1/4 NW 1/4
- 10.0 acres NE 1/4 SW 1/4
- 33.0 acres NE 1/4 SE 1/4
- 23.6 acres NW 1/4 SE 1/4
- Section 13

*Already existing 1° ac.*

19.2 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
22.8 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
0.1 acre SE $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$  ←  
10.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
24.6 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
40.0 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$  ←  
39.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$  ←  
40.0 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$  ←  
38.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$  ←  
34.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$  ←  
Section 15

T. 24 S., R. 27 E., W. M.

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

WITNESS the signature of the State Engineer, affixed

this      day of JANUARY 31 1962      , 19

LEWIS A. STANLEY  
State Engineer

March 3, 2000

541-573-3219  
Jim Shepard

|                                    |                          |
|------------------------------------|--------------------------|
| To the file of A# G-6726, P # 5253 | A # G-8947, P # G-8406   |
| G-6727, P # 5254                   | A # G-11036, P # G-10862 |
| G-6728 P # 5255                    | A # G-11037, P # G-10702 |
| G-6730, P # 5257                   | A # 65353, P # 50437     |

I met with Jim Shephard yesterday to discuss the development of the irrigation systems on the Silver Cr. permits, assigned to Denny Land and Cattle Co.

Jim was the manager of the place these permits are on for about 20 years. He left in 1994 when when this place was sold to Denny Land.

Dusenberg well, Stock well and Big Well <sup>Boosted</sup> are all connected with main line. and irrigate the acres on the West side of section 13, the south 1/2 of section 14 and the South 1/2 of section 15.

He used the surface water sources in 1979. And flood irrigated the lands on the west side of section 2 , 14 and the east side of section 15. The surface rights can still be used in the west side of Sec 2 and in section 3. The rest of the surface rights have not been used since Jim left.

Fish and game, assisted with funding to put in a lot of the wells on this place and the pumps and irrigation equipment. Frank Cluster, prior land owner made agreement with fish and game.

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Sanders well irrigates the East side of section 13. The high spot on the west side of NW NE, has been irrigated with the center pivot since the 1980's. The center pivot and the wheel lines on this can all be operated at the same time. The SW SE and the S 1/2 of the NW SE, Section 13. Were never irrigated when Jim managed this place.

Middle well irrigates the N 1/2 of section 14 and the strip along the east side of NE section 15. All this can be irrigated at the same time.

Corral Well and Lower Dam well are teed together with 12" main line and irrigates SE section 2, small strip in SW section 2 and North portion in section 11. Lower dam well was down for a while and not used. Denny Land has it back on line and use this and Corral together.

The pivots in section 2 and 3 have been there since the late 1980s.

All the pivots are low pressure type. Name brands are Pierce , Zimmatic and Rain cats. These To

page 2 of 2

the file of A# G-6726, P # 5253  
G-6727, P # 5254  
G-6728, P # 5255  
G-6730, P # 5257

A # G-8947, P # G-8406  
A # G-11036, P # G-10862  
A # G-11037, P # G-10702  
A # 65353, P # 50437

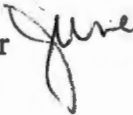
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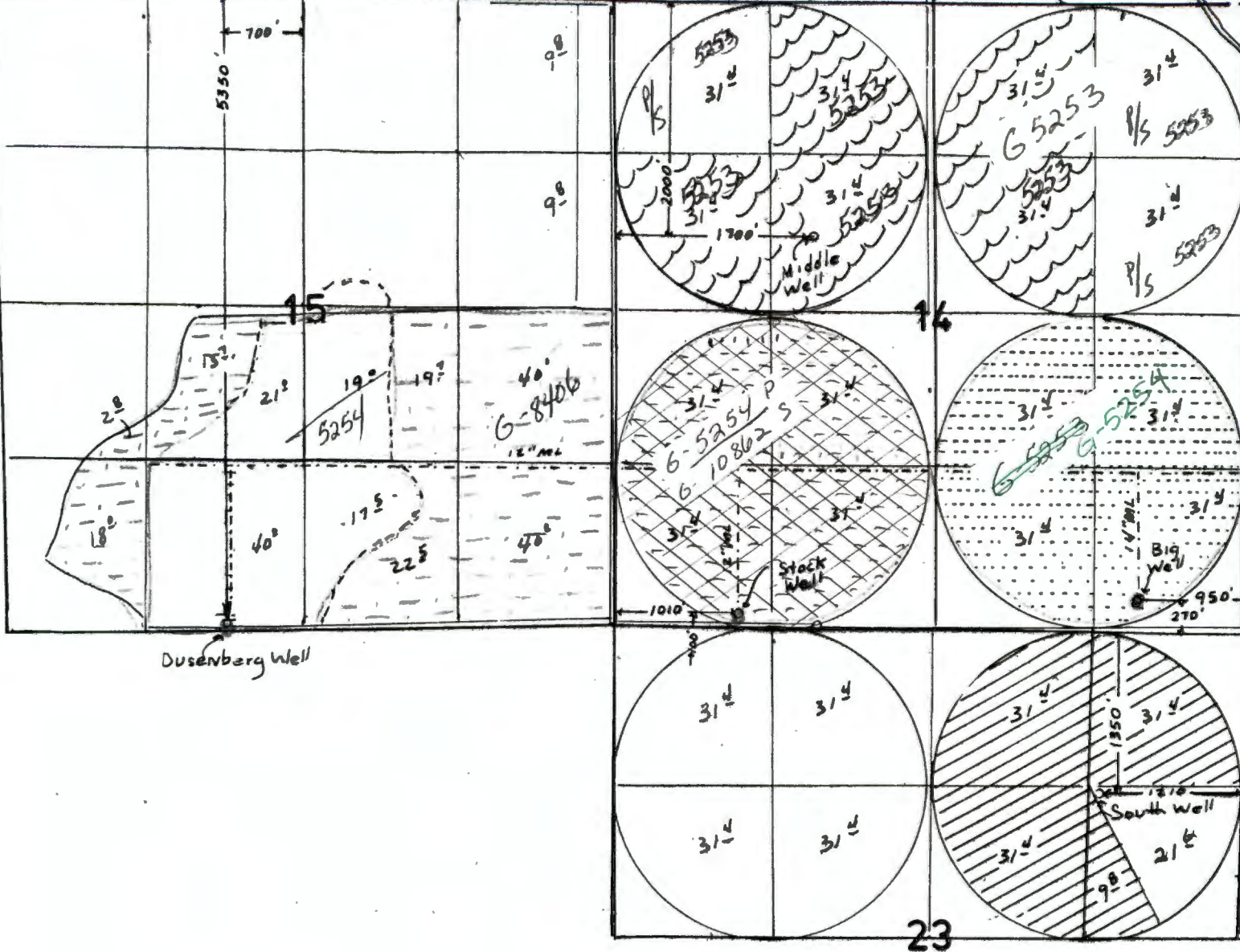
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The supplemental ground water permits need to be primary on the lands the surface water is not delivered to any longer.

June Miller  
Field Inspector

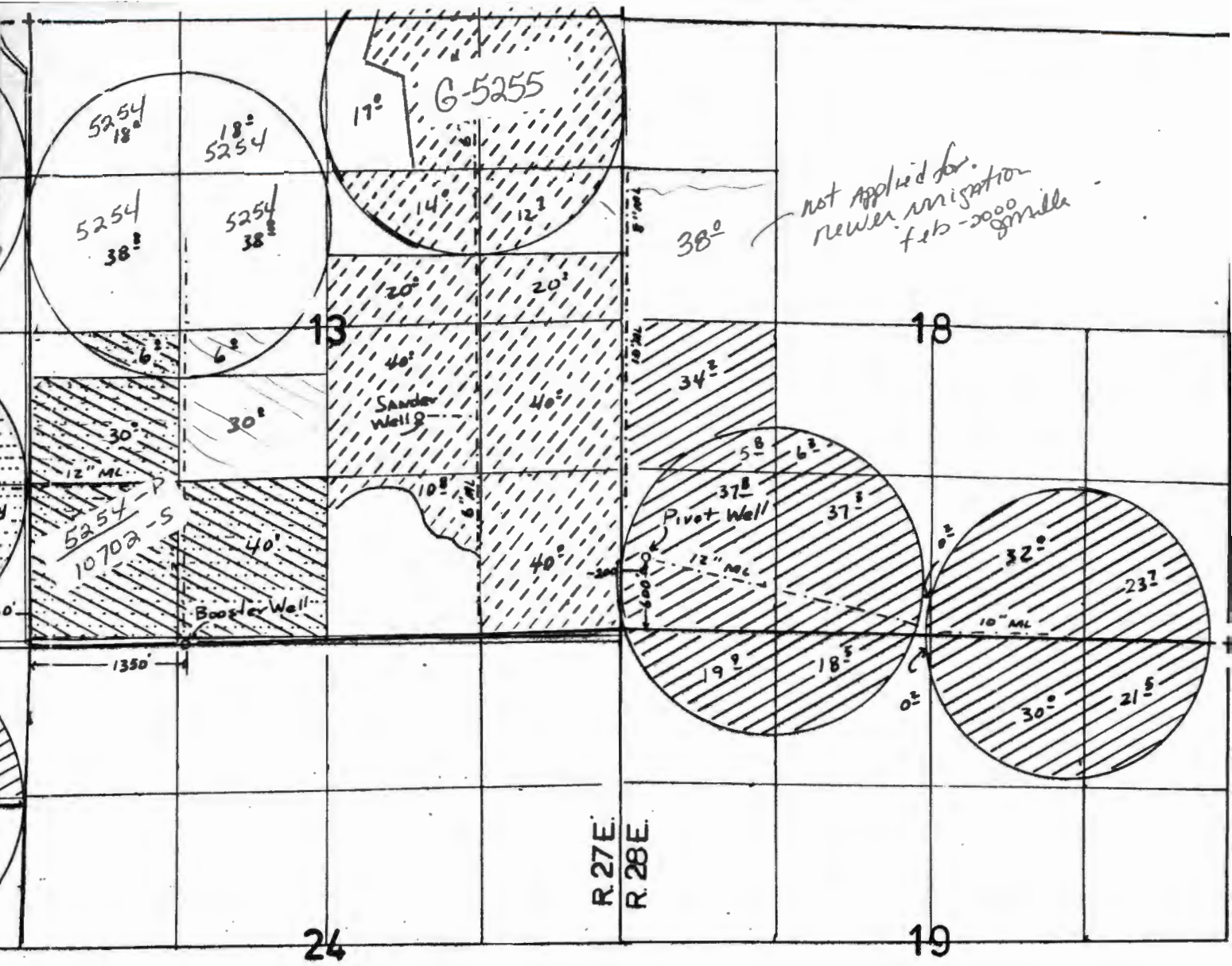




**FINAL PROOF**  
**UNDER**

APPLICATION NO. S-65353 PE  
 G 6726  
 G 6727  
 G 6728  
 G 6730  
 G 8947  
 G 11037  
 G 11036

**IN THE NA**  
**DENNY LAND AND CATT**  
**SURVEYED FEB. 25, 2000,**



F SURVEY  
ER

- PERMIT NO. S-50437  
 G 5253  
 G 5254  
 G 5255  
 G 5257  
 G 8406  
 G 10702  
 G 10862

NAME OF  
 TTLE COMPANY LLC  
 OO, BY J. MILLER

EFI 5V-145  
 NAPP 41025-1213-56  
 NAPP 41025-1211-102R, 101R, 102R.  
 41025-379=1420, 179-1320, 132A,

J Miller 12-13-2000



February 25, 2000

FINAL PROOF SURVEY REPORT P # G-5254

I conducted the final proof for this permit on Feb 17, 2000. Bill Beal assisted in the survey.

Permit has been assigned to Denny Land and Cattle Co, LLC  
500 Boylston Street # 1880  
Boston, MA 02116  
phone 617-536-6602

Source: Two wells in the Harney Basin, known as **Big Well** and **Dusenbury Well**.  
The permit is for primary irrigation and supplemental irrigation.

The underlying primary for the supplemental portion is Silver Creek. **The primary source is not used and had not been used for several years.** There is no method in place to deliver the primary Silver Cr. here, as portions of the ditch system has been abandon.

Big Well is located in the SE SE Sec. 14. The well ID # is L 21459.  
Info from the well log, drilled 3/21 1968  
16" casing, to 37'  
depth drilled 487 feet  
static 19'

There is no access port on the well.

The well has a 200 HP Yaskawa Electric motor with a Worthington turbine pump mounted.  
The discharge from the pump is 12 inches out to 14" steel. The steel main line 20 feet from the well, is buried.

Dusenbury Well is located in the SW SE, Sec 15. The well ID # is L21466. I have no log for this well. There is no access port on the well.

There is a Newman Electric 200 HP Newman Electric motor with a Peerless turbine pump mounted on the well head.

The pump discharge is 12 inch out to 14 inch steel main line.

The main line is buried and may reduce in size. Diagrams on the application map indicate the buried ML was proposed to be 12".

There is a pressure guage on the main line a few feet from the pump. The Pump is not operating on this date.

Irrigation in S ½ section 14 is all with low pressure Zimmatic 1/4 mile 10 tower center pivots with big guns on the ends. There are 2 here. Irrigation in the NW quarter of section 13 is also with a low pressure Zimmatic 1/4 mile 10 tower pivot. The placement of this pivot is south of the north section line 500 feet. The pivot also covers some in the SW 1/4, Sec 13. They irrigate the majority of the SW 1/4, Sec 13 with six - four inch wheel lines with rainbird and weathertec heads. The sprinkler heads are a combination of 5/32, 9/32 and 11/64. I did not look at all of

them, but did look at 20 sprinklers on a line. There are 33 sprinkler heads on each line.

The most north part of the NW quarter of section 13 is not irrigated. This is a feed lot area. The corners are not irrigated and are out. They used to irrigate this section with all wheel lines, but have changes to center pivots. I don't know when they made the changes, some ten years ago and some just a few years ago, per info. from Mr. Beal.

This is an aerial survey # 41025-179-132A & 132B. The photos are a 1979-1980 series. These photos indicate the fields were irrigated with wheel line. Copies of newer photos from the ACSC office in Burns were used for the placement of the center pivots.

Use: irrigation and supplement irrigation of alfalfa and oats.

Lift: static water level in the wells in this area is about 20 feet.

June Miller  
Field Inspector

comments:

I need to make contact with Jim Shephard, as he was the manager of the place when most of the development went in. I do not know how the main line is connected to the different wells. (See separate report on meeting with Mr. Shephard, attached)..

This permit G-5254, was filed for primary for the lands in the SE 1/4, sec 14. This is ok., Both primary of 160 acres and supplemental irrigation of 130 acres was permitted for the acres in the SW 1/4, sec 14.

There is an underlying primary for the 130 acres from Silver Creek, certificate 14044, a decreed right that should be canceled, as it is no longer used.

Stock well is in the SW SW, Sec 14 and is under permit G-10862, for supplemental irrigation SW 1/4 Sec 14.

Need to identify if Big Well, Or Busenberg well is the primary here, under this permit. If both are the same aquifer, can they have primary from one and supplemental from the other? The same with supplemental from Stock well?

June Miller  
Field Inspector

March 3, 2000

To the file of A# G-6726, P # 5253  
G-6727, P # 5254  
G-6728 P # 5255  
G-6730, P # 5257

A # G-8947, P # G-8406  
A # G-11036, P # G-10862  
A # G-11037, P # G-10702  
A # 65353, P # 50437

I met with Jim Shephard yesterday to discuss the development of the irrigation systems on the Silver Cr. permits, assigned to Denny Land and Cattle Co.

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page 2 of 2

|             |                     |                          |
|-------------|---------------------|--------------------------|
| the file of | A# G-6726, P # 5253 | A # G-8947, P # G-8406   |
|             | G-6727, P # 5254    | A # G-11036, P # G-10862 |
|             | G-6728, P # 5255    | A # G-11037, P # G-10702 |
|             | G-6730, P # 5257    | A # 65353, P # 50437     |

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June Miller  
Field Inspector 

G-5254

Big Well & Dushy well got info ← G-8406

Silver & primary some not used.

Big Well

200 HP

Yaskawa Elec motor

Worthington turbine pump

12" out to

14" Buried in

Well # L21459

PSI gauge

Catch can w/ surface H<sub>2</sub>O

Zimmerman 14 m CP

10 Tower low pressure w/ Big gauge

March 3, 2000

*Put these files  
back in file cabinet  
major problems - 541-573-3219  
work on after Jim Shepard  
# game.*

To the file of A# G-6726, P # 5253  
G-6727, P # 5254  
G-6728 P # 5255  
G-6730, P # 5257

A # G-8947, P # G-8406  
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STATE OF OREGON  
COUNTY OF LAKE  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH AND LESLIE HUFFORD REVOCABLE LIVING TRUST  
DBA HUFFORD ESTATE LLC  
PO BOX 99  
FORT ROCK OR 97735

KEN AND MARIA CADE  
PO BOX 26  
FORT ROCK OR 97735

confirms the right to the use of water perfected under the terms of Permit G-5878. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: EXISTING WELL 2 AND NEW WELL 1 IN FORT ROCK VALLEY BASIN

PURPOSE OR USE: IRRIGATION OF 33.4 ACRES, BEING 5.9 ACRES FROM EXISTING WELL 2 AND 27.5 ACRES FROM NEW WELL 1

MAXIMUM RATE: 0.40 CUBIC FOOT PER SECOND (CFS), BEING 0.07 CFS FROM EXISTING WELL 2 FOR IRRIGATION OF 5.9 ACRES AND 0.33 CFS FROM NEW WELL 1 FOR IRRIGATION OF 27.5 ACRES

DATE OF PRIORITY: DECEMBER 13, 1973

The wells are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances  |
|------|------|-----|-----|-------|---|
| 25 S | 15 E | WM  | 27  | NW NE | EXISTING WELL 2 - 830 FEET SOUTH AND 900 FEET EAST FROM N1/4 CORNER, SECTION 27 |
| 25 S | 14 E | WM  | 24  | SE NW | NEW WELL 1 - 1344 FEET SOUTH AND 1396 FEET EAST FROM NW CORNER, SECTION 24      |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 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.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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

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

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres | Well            | Tax Lot | Owner   |
|------|------|-----|-----|-------|-------|-----------------|---------|---------|
| 25 S | 14 E | WM  | 24  | SW NW | 10.9  | NEW WELL 1      | 400     | HUFFORD |
| 25 S | 14 E | WM  | 24  | SE NW | 16.6  | NEW WELL 1      | 400     | HUFFORD |
| 25 S | 15 E | WM  | 27  | NW NE | 5.9   | EXISTING WELL 2 | 1200    | CADE    |

The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available for the transferred portions (27.5 acres) of water at the original point of appropriation described as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 25 S | 15 E | WM  | 27  | SE NW | WELL 1 – 1720 FEET SOUTH AND 620 FEET WEST FROM N 1/4 CORNER, SECTION 27 |

When required by the Department, the water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

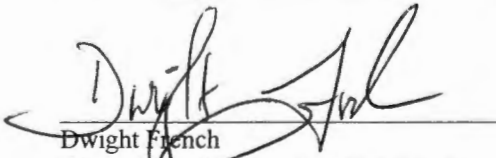
Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

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

This certificate is issued to confirm changes in POINT OF APPROPRIATION AND PLACE OF USE approved by an order of the Water Resources Director entered JUNE 16, 2006, at Special Order Volume 68, Page 743, approving Transfer Application 8468, supersedes Certificate 56225, State record of Water Right Certificates.

Issued APR 29 2016



Dwight French  
 Water Right Services Division Administrator, for  
 Thomas M. Byler, Director  
 Oregon Water Resources Department



STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH AND LESLIE HUFFORD REVOCABLE LIVING TRUST  
DBA HUFFORD ESTATE LLC  
PO BOX 99  
FORT ROCK OR 97735

confirms the right to the use of water perfected under the terms of Permit G-10708. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: NEW WELL 1 IN FORT ROCK VALLEY BASIN

PURPOSE OR USE: IRRIGATION OF 52.1 ACRES

MAXIMUM RATE: 0.65 CUBIC FOOT PER SECOND

DATE OF PRIORITY: APRIL 18, 1985

The well is located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 25 S | 14 E | WM  | 24  | SE NW | NEW WELL 1 - 1344 FEET SOUTH AND 1396 FEET EAST FROM NW CORNER, SECTION 24 |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres |
|------|------|-----|-----|-------|-------|
| 25 S | 14 E | WM  | 24  | NW NW | 31.5  |
| 25 S | 14 E | WM  | 24  | SW NW | 20.6  |

The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | GLot | Measured Distances   |
|------|------|-----|-----|-------|------|--|
| 26 S | 14 E | WM  | 1   | NW NE | 2    | ORIGINAL WELL - 40 FEET SOUTH AND 1330 FEET WEST FROM NE CORNER, SECTION 1 |

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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

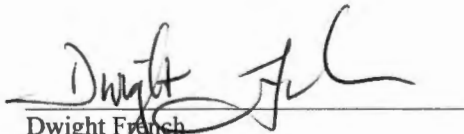
When required by the Department, the water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

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

This certificate is issued to confirm changes in POINT OF APPROPRIATION AND PLACE OF USE approved by an order of the Water Resources Director entered JUNE 16, 2006, at Special Order Volume 68, Page 743, approving Transfer Application 8468, together with Certificate 82158, supersedes Certificate 64045, State record of Water Right Certificates.

Issued APR 29 2016



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH AND LESLIE HUFFORD REVOCABLE LIVING TRUST  
 DBA HUFFORD ESTATE LLC  
 PO BOX 99  
 FORT ROCK OR 97735

confirms the right to the use of water perfected under the terms of Permit G-7105. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point(s) of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: NEW WELL 1 AND NEW WELL 2 IN FORT ROCK VALLEY BASIN

PURPOSE OR USE: IRRIGATION OF 136.8 ACRES, BEING IRRIGATION OF 11.0 ACRES FROM NEW WELL 1 AND IRRIGATION OF 125.8 ACRES FROM NEW WELL 2

MAXIMUM RATE: 1.715 CUBIC FEET PER SECOND (CFS), BEING 0.138 CFS FROM NEW WELL 1 FOR IRRIGATION OF 11.0 ACRES AND 1.577 CFS FROM NEW WELL 2 FOR IRRIGATION OF 125.8 ACRES

DATE OF PRIORITY: JANUARY 28, 1977

The wells are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 25 S | 14 E | WM  | 24  | SE NW | NEW WELL 1 - 1344 FEET SOUTH AND 1396 FEET EAST FROM NW CORNER, SECTION 24 |
| 25 S | 14 E | WM  | 24  | NW NE | NEW WELL 2 - 1308 FEET SOUTH AND 1330 FEET WEST FROM NE CORNER, SECTION 24 |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 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 is as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Acres | Well       |
|------|------|-----|-----|-------|-------|------------|
| 25 S | 14 E | WM  | 24  | SE NW | 11.0  | NEW WELL 1 |
| 25 S | 14 E | WM  | 24  | NE NE | 31.5  | NEW WELL 2 |
| 25 S | 14 E | WM  | 24  | NW NE | 31.5  | NEW WELL 2 |
| 25 S | 14 E | WM  | 24  | SW NE | 31.5  | NEW WELL 2 |
| 25 S | 14 E | WM  | 24  | SE NE | 31.3  | NEW WELL 2 |

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation described as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances   |
|------|------|-----|-----|-------|--|
| 25 S | 15 E | WM  | 27  | SW NW | WELL 3 (ORIGINAL) SOUTH 48 DEGREES, 30 MINUTES WEST, 2040 FEET FROM N 1/4 CORNER, SECTION 27 |

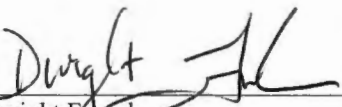
When required by the Department, the water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

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

This certificate is issued to confirm changes in POINTS OF APPROPRIATION AND PLACE OF USE approved by an order of the Water Resources Director entered JUNE 16, 2006, at Special Order Volume 68, Page 743, approving Transfer Application 8468, together with Certificate 82157, supersedes Certificate 56226, State record of Water Right Certificates.

Issued APR 29 2016

  
Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

**JOYE Jessica L**

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**From:** JOYE Jessica L  
**Sent:** Monday, April 25, 2016 12:18 PM  
**To:** 'Scott'  
**Cc:** Lorissa Singhose; [dwight.w.french@state.or.us](mailto:dwight.w.french@state.or.us); CLARK Gerry E  
**Subject:** RE: Postponement of Certificate Issuance Request

Thank you, Scott. I will place a copy of this email in each of the listed files.

Sincerely,

**Jessica L Joye** | Certificate Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301  
Ph: 503 986-0814 | Fax: 503 986-0901  
Email: [Jessica.L.Joye@wrд.state.or.us](mailto:Jessica.L.Joye@wrд.state.or.us) | Web: <http://www.wrд.state.or.us>



**From:** Scott [<mailto:Scott@apeands.com>]  
**Sent:** Monday, April 25, 2016 12:14 PM  
**To:** JOYE Jessica L  
**Cc:** Lorissa Singhose; [dwight.w.french@state.or.us](mailto:dwight.w.french@state.or.us); CLARK Gerry E  
**Subject:** Postponement of Certificate Issuance Request

Hello Jessica,

I've been asked by Phillip and Lorissa Singhose to assist them in preparing application forms and maps to arrange their water rights of record with the fields they either currently irrigate or plan to irrigate in the future. These applications would be to transfer certificated rights or offset permitted rights.

Last week, Lorissa Singhose and I met with Dwight French, Kim French, and J.R. Johnson in Burns regarding permit application G-17916. The application was proposed for denial. However, Division 512 rules may allow the Singhoses to be issued a permit if they're able to offset the credits needed and meet all other mitigating conditions specified. The following listed permits below could be used for offset credits before they are certificated:

G-5253  
G-5254  
G-5255  
G-5257  
G-8406  
G-10862  
G-10702

S-50437

We request that you suspend processing the permits into certificates until we have time to prepare applications and maps to offset credits for the new permit.

Please let me know if you have any questions or concerns regarding this matter.

Sincerely,

*Scott Montgomery, Owner/Principal  
All Points Engineering and Surveying, Inc.  
(541) 548-5833*

## JOYE Jessica L

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**From:** Lorissa Singhose <lsinghose@yahoo.com>  
**Sent:** Wednesday, April 20, 2016 11:00 AM  
**To:** JOYE Jessica L  
**Cc:** CLARK Gerry E  
**Subject:** Re: COBU drafts hold

We would like to have a 9 month hold. We have a lot of things to sort through.

Thank you,  
Lorissa

On Tuesday, April 19, 2016 3:11 PM, JOYE Jessica L <[jessica.l.joye@state.or.us](mailto:jessica.l.joye@state.or.us)> wrote:

Good Afternoon Lorissa-

Thank you for the update on the below listed Permits. Do you know about how long of a period of time you would like these files to be placed on hold? I will place a copy of this correspondence in each file you've listed.

Thank you-

**Jessica L Joye** | Certificate Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301  
Ph: 503 986-0814 | Fax: 503 986-0901  
Email: [Jessica.L.Joye@wrд.state.or.us](mailto:Jessica.L.Joye@wrд.state.or.us) | Web:<http://www.wrд.state.or.us>



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**From:** Lorissa Singhose [<mailto:lsinghose@yahoo.com>]  
**Sent:** Tuesday, April 19, 2016 10:01 AM  
**To:** JOYE Jessica L.; CLARK Gerry E.  
**Subject:** COBU drafts hold

Good morning,

We have some proposed certificates and COBU claims that need changes that have been sent to use for approval and changes. We would like to request a hold for all the water rights listed below. We are working on sorting them out and making changes, and possible offset credits.

Permits:  
G-10862  
G-5257  
S-50437  
G-8406  
G-15158

G-5253  
G-5254  
G-5255  
G-15032

Let me know if you need anything else for putting them on hold.

Thank you,  
Phillip and Lorissa Singhose





# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

March 4, 2016

LORISSA SINGHOSE  
PHILLIP SINGHOSE  
PO BOX 55  
RILEY, OR 97758

Reference: Application G-6727 Permit G-5254

The Department has been reviewing the Final Proof Survey Report completed by the Department on February 25, 2000, for the above referenced ground water permit G-5254 (priority date of November 18, 1974), the Department identified an issue that must be resolved before the issuance of a certificate confirming the use under the permit.

The Department has discovered a conflict with two existing primary irrigation water rights, Certificate 29360 (priority date of May 31, 1950) and Certificate 14044 (priority date of 1898 for Tract #1; 1902 for Tract #2). The place of use that is in question is described below for each Certificate.

**The following place of use for Certificate 29360:**

| IRRIGATION |      |     |     |       |       |
|------------|------|-----|-----|-------|-------|
| Twp        | Rng  | Mer | Sec | Q-Q   | Acres |
| 24 S       | 27 E | WM  | 13  | NE NW | 7.6   |
| 24 S       | 27 E | WM  | 13  | NW NW | 20.0  |
| 24 S       | 27 E | WM  | 13  | SW NW | 39.0  |
| 24 S       | 27 E | WM  | 13  | SE NW | 36.6  |
| 24 S       | 27 E | WM  | 13  | NE SW | 10.0  |
| 24 S       | 27 E | WM  | 15  | NE SW | 36.6  |
| 24 S       | 27 E | WM  | 15  | SE SW | 40.0  |
| 24 S       | 27 E | WM  | 15  | NW SE | 40.0  |
| 24 S       | 27 E | WM  | 15  | SW SE | 38.8  |

**The following place of use for Certificate 14044:**

| IRRIGATION |      |     |     |       |       |
|------------|------|-----|-----|-------|-------|
| Twp        | Rng  | Mer | Sec | Q-Q   | Acres |
| 24 S       | 27 E | WM  | 14  | NE SW | 40.0  |
| 24 S       | 27 E | WM  | 14  | NW SW | 30.0  |
| 24 S       | 27 E | WM  | 14  | SW SW | 30.0  |
| 24 S       | 27 E | WM  | 14  | SE SW | 30.0  |

It is the practice of the Department to **not** issue multiple primary water rights on identical lands.

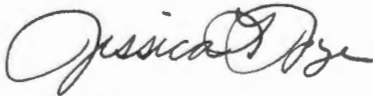
Before the Department can issue a certificate, the conflict between the rights must be resolved. It appears that you have a few options to consider in order to resolve the conflicts:

1. Diminish portions of the existing certificated right identified on the attached map to supplemental irrigation. Certificate 29360 is in the name of Frank Cluster and Certificate 14044 is in the name of J.S. Cook. Any diminishment request must be signed by the landowner of record.
2. Cancel portions of the existing certificated right identified on the attached map. Any cancellation must be signed by the landowner of record.
3. Choose to do nothing, and the Department may issue a proposed certificate describing the use under this ground water permit as supplemental irrigation in the area where an overlap occurs and another right exists.

Please be aware, that when the Department's water right records show two or more primary irrigation rights on the same lands, unless designated by the water user, the right with the oldest priority date will be considered the primary right (Oregon Administrative Rules 690-380-5120).

Please submit in writing your plan of action describing how the conflict will be resolved within 60 days. Again, if you choose to do nothing, the Department may issue a proposed certificate describing the use under this ground water permit as supplemental irrigation in the area where an overlap occurs and another right exists. If you have any questions please contact me at 503-986-0814.

Sincerely,



Jessica Joye  
Certificate Section

Enclosures

Cc: file  
WM #10  
Scott Montgomery, CWRE, All Points Engineering and Surveying

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LORISSA SINGHOSE  
PHILLIP SINGHOSE  
PO BOX 55  
RILEY OR 97758

confirms the right to the use of water perfected under the terms of Permit G-5254. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-6727

SOURCE OF WATER: TWO WELLS IN THE SILVER CREEK BASIN

PURPOSE or USE: IRRIGATION OF 271.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 325.4 ACRES

MAXIMUM RATE: 7.46 CUBIC FEET PER SECOND

DATE OF PRIORITY: NOVEMBER 18, 1974

The wells are located as follows:

| Twp  | Rng  | Mer | Sec | Q-Q   | Measured Distances  |
|------|------|-----|-----|-------|---|
| 24 S | 27 E | WM  | 14  | SE SE | BIG WELL - 270 FEET NORTH AND 950 FEET WEST FROM SE CORNER, SECTION 14          |
| 24 S | 27 E | WM  | 15  | SE SW | DUSENBERG WELL - 5350 FEET SOUTH AND 700 FEET WEST FROM N1/4 CORNER, SECTION 15 |

For irrigation, this appropriation shall be limited to ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

A description of the place of use is as follows:

| IRRIGATION |      |     |     |       |       |
|------------|------|-----|-----|-------|-------|
| Twp        | Rng  | Mer | Sec | Q-Q   | Acres |
| 24 S       | 27 E | WM  | 13  | NE SW | 30.0  |
| 24 S       | 27 E | WM  | 13  | NW SW | 36.0  |
| 24 S       | 27 E | WM  | 13  | SW SW | 40.0  |
| 24 S       | 27 E | WM  | 13  | SE SW | 40.0  |
| 24 S       | 27 E | WM  | 14  | NE SE | 31.4  |
| 24 S       | 27 E | WM  | 14  | NW SE | 31.4  |
| 24 S       | 27 E | WM  | 14  | SW SE | 31.4  |
| 24 S       | 27 E | WM  | 14  | SE SE | 31.4  |

| SUPPLEMENTAL IRRIGATION |      |     |     |       |       |
|-------------------------|------|-----|-----|-------|-------|
| Twp                     | Rng  | Mer | Sec | Q-Q   | Acres |
| 24 S                    | 27 E | WM  | 13  | NE NW | 18.0  |
| 24 S                    | 27 E | WM  | 13  | NW NW | 18.0  |
| 24 S                    | 27 E | WM  | 13  | SW NW | 38.8  |
| 24 S                    | 27 E | WM  | 13  | SE NW | 36.6  |
| 24 S                    | 27 E | WM  | 13  | NE SW | 6.0   |
| 24 S                    | 27 E | WM  | 14  | NE SW | 31.4  |
| 24 S                    | 27 E | WM  | 14  | NW SW | 31.4  |
| 24 S                    | 27 E | WM  | 14  | SW SW | 31.4  |
| 24 S                    | 27 E | WM  | 14  | SE SW | 31.4  |
| 24 S                    | 27 E | WM  | 15  | NE SW | 21.0  |
| 24 S                    | 27 E | WM  | 15  | SE SW | 40.0  |
| 24 S                    | 27 E | WM  | 15  | NW SE | 19.0  |
| 24 S                    | 27 E | WM  | 15  | SW SE | 14.0  |

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount ground water withdrawn.

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

Issued \_\_\_\_\_

Dwight French  
 Water Right Services Division Administrator, for  
 Thomas M. Byler, Director  
 Oregon Water Resources Department

STATE OF OREGON  
COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is To Certify, That **FRANK CLUSTER**

of **Riley**, State of **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Silver Creek** a tributary of **Harney Lake** for the purpose of irrigation of **668.6 acres** under Permit No. **19525** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 31, 1950**

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 **8.5 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 $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 3, T. 24 S., R. 27 E., W. M.**

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-sixtieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **2 $\frac{1}{2}$  acre feet per acre** for each acre irrigated during the irrigation season of each year,

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

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

2.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
29.2 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 10  
42.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
37.7 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 11  
38.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
33.2 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
7.6 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
20.0 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
39.0 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
10.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
33.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
23.6 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 13

19.2 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
10.0 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
22.8 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
0.1 acre SE $\frac{1}{4}$  NW $\frac{1}{4}$   
36.6 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
10.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
24.6 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
40.0 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
39.8 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
40.0 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
38.8 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
34.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 15

T. 24 S., R. 27 E., W. M.

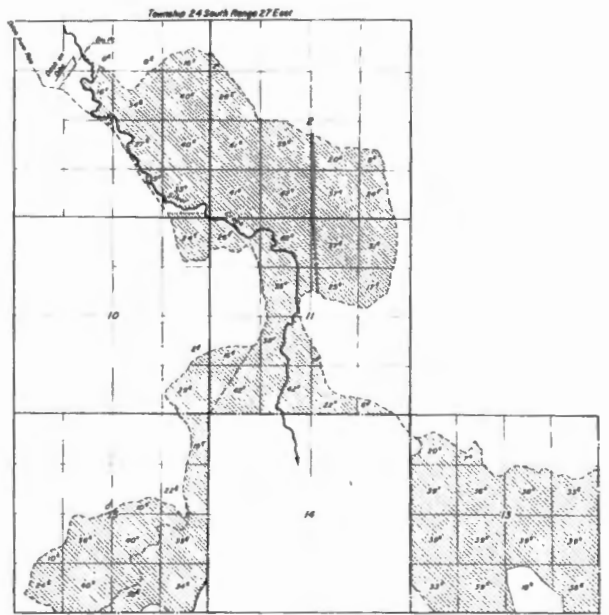
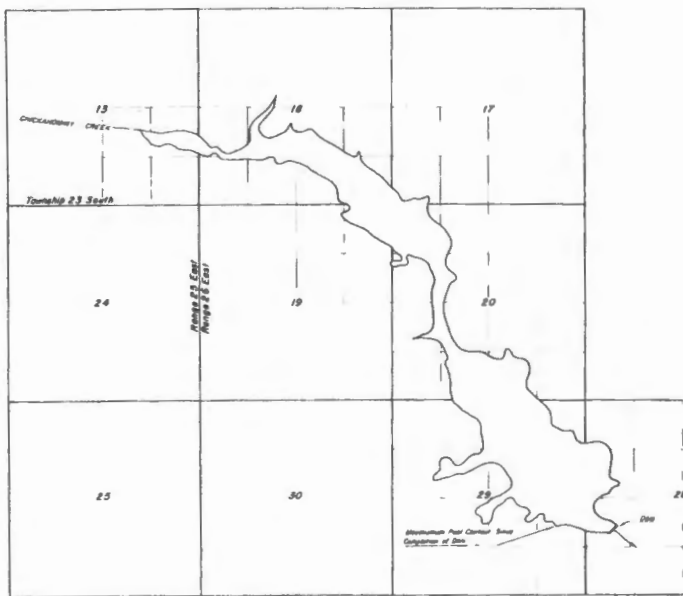
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this      day of      JANUARY      31      1962      , 19      .

LEWIS A. STANLEY  
State Engineer

Recorded in State Record of Water Right Certificates, Volume 21 , page 23360



**FINAL PROOF SURVEY**  
FOR  
**FRANK CLUSTER**

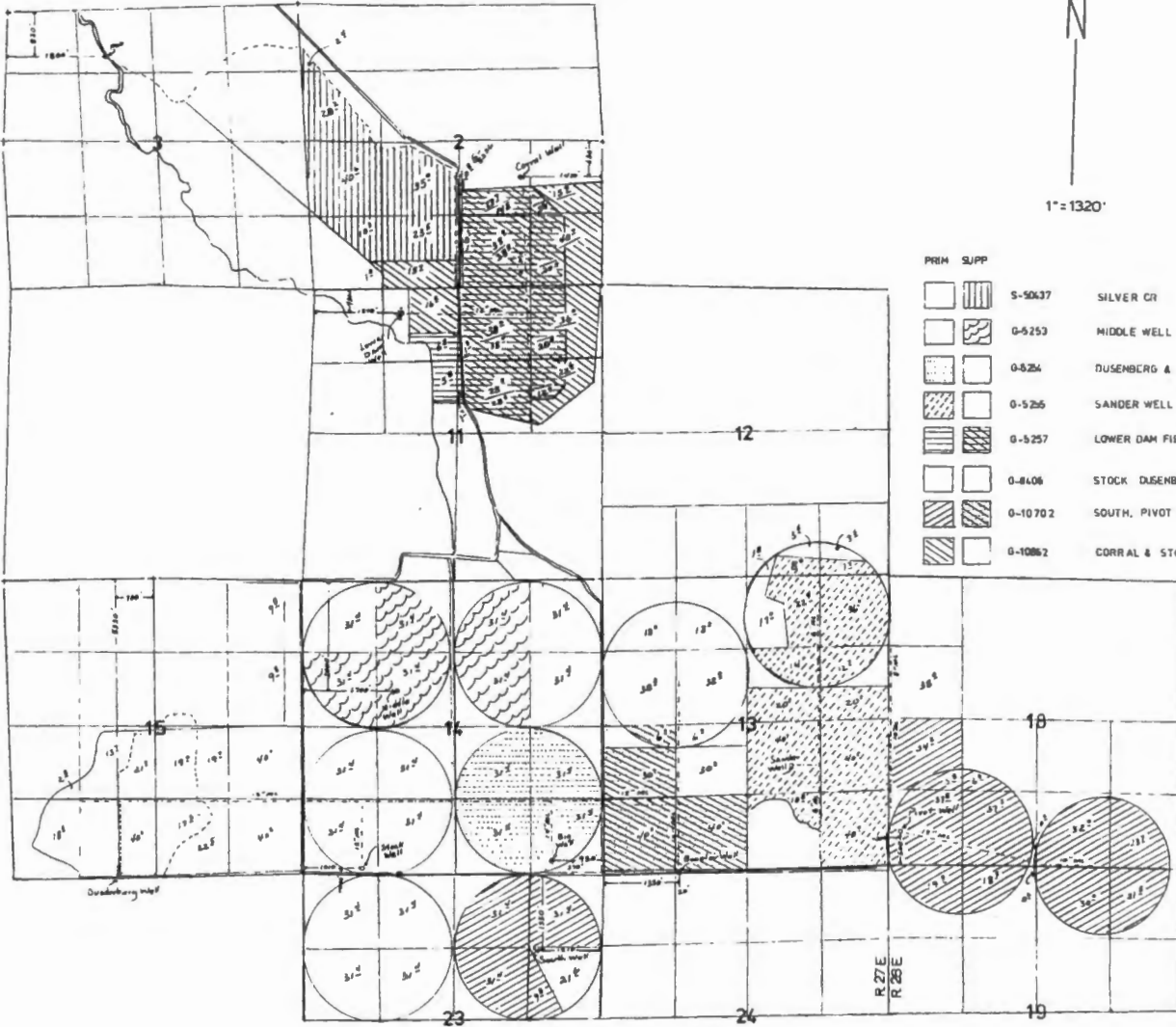
|                 |          |
|-----------------|----------|
| APPLICATION NO. | PLAT NO. |
| 24787           | 8023     |
| 24788           | 8024     |
| 24789           | 8025     |
| 24790           | 8026     |

PREPARED OCTOBER 18, 1904, AND BY C. G. SMITH

T. 24 S., R. 27 & 28 E., W. M.



1" = 1320'



| PRIM      | SUPP      | IDENTIFIER | DESCRIPTION                 |
|-----------|-----------|------------|-----------------------------|
| [Pattern] | [Pattern] | 5-50637    | SILVER CR                   |
| [Pattern] | [Pattern] | 0-5253     | MIDDLE WELL                 |
| [Pattern] | [Pattern] | 0-5264     | DUSENBERG & BIO             |
| [Pattern] | [Pattern] | 0-5266     | SANDER WELL                 |
| [Pattern] | [Pattern] | 0-5257     | LOWER DAM FIELD WELL        |
| [Pattern] | [Pattern] | 0-8406     | STOCK DUSENBERG & BIO WELLS |
| [Pattern] | [Pattern] | 0-10702    | SOUTH, PIVOT & BOOSTER      |
| [Pattern] | [Pattern] | 0-10862    | CORRAL & STOCK WELLS        |

FINAL PROOF SURVEY UNDER

APPLICATION NO. 5-05253 PERMIT NO. 5-50637

|         |         |
|---------|---------|
| 0 6726  | 0 5253  |
| 0 6727  | 0 5254  |
| 0 6728  | 0 5255  |
| 0 6730  | 0 5257  |
| 0 8047  | 0 8406  |
| 0 11037 | 0 10702 |
| 0 11038 | 0 10862 |

IN THE NAME OF  
DENNY LAND AND CATTLE COMPANY LLC  
SURVEYED FEB. 25, 2000, BY J. MILLER

000000 0086

9800

EXP. 50' W.B.  
MAPS 11/10/00 1823-84  
MAPS 11/10/00 1824-1000, 1010 1000, 1020  
11000-275-11400, 175-12308, 1825  
J.M.M. 12-13-2001



# Memo To File

To: File **G-6727**

From: Alyssa Mucken

Date: July 29, 2008

Re: Summary of voluntary data submitted for Application **G-6727**, Permit G-5254

BIG WELL(24S-27E-14-SE SE) 396 FEET NORTH & 965 FEET WEST FROM SE CORNER, SECTION 14

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul  | Aug | Sep |
|------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|
| 2003       | A    | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 32.4 | 0.0 | 0.0 |
| 2004       | A    | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 33.5 | 0.0 | 0.0 |
| 2005       | A    | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 23.2 | 0.0 | 0.0 |



# Oregon

John A. Kitzhaber, M.D., Governor

**Water Resources Department**Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130**CERTIFIED MAIL**  
**Return Receipt Requested**

January 6, 2000

Denny Land & Cattle Co., LLC  
George P. Denny, III  
500 Boylston St., Suite 1880  
Boston, MA 02116

Reference File Number: G-14901

12-7-00  
To Mike Lewis  
LKS

Dear Mr. Denny:

On December 1, 1999, the Department received your affidavit requesting the partial cancellation of four certificates. However, based upon review of your affidavit, the Department has determined that some additional information and clarification is necessary.

The description of the lands to be canceled is not clearly presented on the attachment you provided with the affidavit of partial cancellation. Based upon review of this attachment, it is not clear which certificated lands belong to which certificate. In order to process your affidavit, the lands to be canceled under each certificate must be clearly defined. This can be accomplished in a couple of ways. You can fill out a separate affidavit and attachment(s) for each certificate. Or if you do not wish to submit new affidavits, you can modify the attachment to your existing affidavit to more clearly represent what you intend to have canceled, e.g. by using a table or chart. I have attached an example table which would help you describe the lands associated with each certificate that are to be canceled.

Also, a map (one for each certificate) clearly showing the lands to be canceled under each certificate must be submitted to the Department along with your revised attachment or with your new affidavits. The maps are required to identify with certainty the lands on which rights will and will not be canceled so that the Department can issue new certificates accurately describing the land parcels to be irrigated according to the remaining rights. You may want to use the existing Final Proof maps to show which parts of each certificate are to be canceled by hatchuring or shading in the affected areas. In addition, a copy of the deed(s) showing ownership by Denny Land and Cattle of all lands identified in the affidavit needs to be submitted as part of the affidavit. The Memorandum of Contract of Sale submitted with the affidavit does not meet this requirement.



In the latest affidavit, there appears to be some certificated lands left out of the description of what is to be canceled, specifically in Section 11. The affidavit describes primary rights to be canceled but does not include the supplemental rights. Please clarify whether you intend to cancel the supplemental rights on these lands in addition to the primary. If so, please include a description of those supplemental lands in the affidavit. I noticed this discrepancy specifically in the NE 1/4 NW 1/4, NW 1/4 NW 1/4, SW 1/4 SW 1/4, and SE 1/4 SW 1/4, of section 11.

In the letter attached to the affidavit, it is identified that Denny Land and Cattle does not intend to prove up on those portions of the supplemental groundwater rights, being Permits G-5243 and G-8406, which underlie lands requested under your pending application. This will take care of the conflict with your pending application. A copy of the letter you submitted will be placed in each permit file. However, a map showing which lands you do not intend to prove up on, under each permit, needs to be submitted to the Department. These maps will also be included in the appropriate permit files.

In addition to requesting to cancel certificates on lands overlapping with your current application, you have requested to cancel certificates on additional acreage. Specifically lands which are covered by supplemental rights under Permits G-5243 & G-8406. You have identified that you wish to use water under these existing supplemental permits as the primary source for these lands. When the primary water right is canceled the supplemental rights are not automatically canceled. They remain as supplemental rights. However, there is a process through which supplemental rights can be made primary when the primary rights are canceled. In order for you to use groundwater as the primary source for these lands, you will need to file a transfer application to transfer these rights from supplemental to primary use. This is a separate application process. Also, likely before you could transfer these rights to primary, you would need to make final proof on them as supplemental. If you wish to pursue a transfer to change the character of use from supplemental to primary, please contact Larry Nunn, Transfer Specialist, for further information on this process. Larry can be reached at (503) 378-8455 or toll free within Oregon at 1 (800) 624-3199, extension 275. If you do not wish to pursue a transfer and/or cancel the primary surface water rights on these lands, please amend your description of the certificated lands, accordingly, to be canceled under the affidavit submitted to the Department.

Please submit this information by **February 7, 2000**. If we do not receive the information requested above by this date, we may proceed with review of your application based upon information that is available in the file. This would negatively affect the review of your application. Or the Department may reject your application consistent with ORS 537.153. If your application is rejected, any fees submitted in excess of the examination fee will be refunded; however, the examination fee is non-refundable and will not be returned. In addition, the priority date associated with your application will be lost.

If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted. Your request must demonstrate that an additional administrative hold is reasonable and necessary. The request must also show that substantial progress is being made towards resolving the issues that led to the request for administrative hold, including what actions have been, are being, and will be taken in order for the application process to proceed. You must also include a general timeline, which identifies when you anticipate being ready to continue with the application process.

If you have any questions, please give me a call at (503) 378-8455 or toll free within Oregon at 1 (800) 624-3199, extension 331.

Sincerely,

*Laura K. Snedaker*  
 Laura K. Snedaker  
 Senior Water Rights Specialist

Enclosure: Copy of Affidavit  
 Blank Affidavit Forms  
 Example Table

cc: Mitch Lewis, Watermaster District 10  
 Bob deBraga, Denny Land & Cattle  
 Bill Beal  
 Greg Nelson, WRD

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Denny Land & Cattle Co., LLC  
 George P. Denny, III  
 500 Boylston St., Suite 1880  
 Boston, MA 02116

G-14901

2. Article Number (Copy from service label)

56527

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) *SEGALINI* B. Date of Delivery *7-10-00*

C. Signature *C. Segalini*  Agent  Address

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

972030

## EXHIBIT "A" (continued)

## TITLE "A" (continued)

Sec. 8: All.  
Sec. 9: All.  
Sec. 10: All.  
Sec. 11: All.  
Sec. 12: All.  
Sec. 13: All.  
Sec. 14: All.  
Sec. 15: All.  
Sec. 16: All.  
Sec. 22: NE $\frac{1}{4}$ .  
Sec. 23: All.  
Sec. 24: E $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{4}$ .

RECEIVED

DEC 01 1999

WATER RESOURCES DEPT.  
SALEM, OREGON

In Twp. 24 S., R. 28 E., W.M.:  
Sec. 18: Lots 2, 3 and 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
Sec. 19: Lot 1, N $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

## TITLE "B"

Land in Harney County, Oregon, as follows:

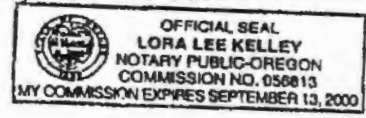
In Twp. 24 S., R. 27 E., W.M.:  
Sec. 24: W $\frac{1}{2}$ W $\frac{1}{4}$ .

972030

STATE OF OR )  
County of Wagon ) ss.

September 26, 1997

Personally appeared the above named Thomas <sup>G</sup>Windedahl Independent Special Trustee of the G.J.M. Charitable Remainder Trust, and acknowledged the foregoing instrument to be his voluntary act and deed as Trustee of and for said Trust.

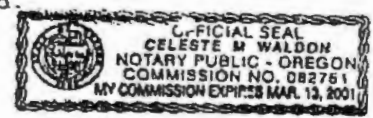


Lora Lee Kelley  
Notary Public for OR  
My commission expires: 9/13/2000

STATE OF Oregon )  
County of Lin ) ss.

September 26, 1997

Personally appeared the above named James D. Morgan and acknowledged the foregoing instrument to be his voluntary act and deed.

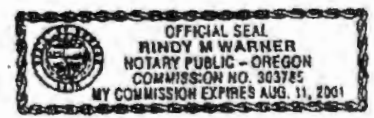


Celeste M. Waldon  
Notary Public for Oregon  
My commission expires: 3/13/2001

STATE OF Oregon )  
County of Marion ) ss.

September 26, 1997

Personally appeared the above named Susanne L. McMillan and acknowledged the foregoing instrument to be her voluntary act and deed.



Rindy M. Warner  
Notary Public for Oregon  
My commission expires: 8/11/2001

STATE OF MASSACHUSETTS )  
County of Suffolk ) ss.

September 25, 1997

Personally appeared the above named George P. Denny, III, as Trustee of the George P. Denny, III Trust of June 11, 1981, and acknowledged this instrument to be his voluntary act and deed as Trustee; and said George P. Denny, III, further acknowledged this instrument to be his act and deed as President of Denny Trucking Corporation, a California Corporation, by authorization of its Board of Directors, on whose behalf he executed this instrument, both entities being Member-Managers of Denny Land & Cattle Company, LLC, a California Limited Liability Company.

Before me:

Blunburga Robin Eastman  
Notary Public for Massachusetts  
My commission expires: 1/16/98

RECEIVED

DEC 01 1999

WATER RESOURCES DEPT  
SALEM OREGON



972030

MEMORANDUM OF CONTRACT OF SALE

RECEIVED

DATED: September 26, 1997.

DEC 01 1999

BETWEEN:

THOMAS WINDEDAHL, Independent Special Trustee of the G.J.M. CHARITABLE REMAINDER TRUST, as to a 66% interest in Title A, and as to 100% interest in Title B, JAMES D. MORGAN, as to a 17% interest in Title A, and SUSANNE L. McMILLAN, as to a 17% interest in Title A, SELLERS

DENNY LAND & CATTLE COMPANY, LLC, BUYER

Pursuant to a Contract of Sale dated September 29, 1997, Sellers sold to Buyer the following described real property in Harney County, Oregon:

See attached Exhibit "A"

Subject to exceptions and conditions contained in the contract of sale. If not earlier paid, all amounts under the Contract of Sale shall be due and payable September 30, 2017.

Tax: Code 10-2, 30-2; Map Nos. 23-27, 24-27, 24-28, Lots 700, 1700, 2000, 2100, 100, 200, 300, 401, 500, 600, 800, 101, 200 Ref. Nos. 16189, 16186, 17584, 16260, 16187, 17574, 16188, 16284, 16265, 17589, 17590, 37134, 37000

The true and actual consideration for this conveyance stated in dollars is the sum of \$1,000,000.00

SELLER:

Thomas Windedahl  
THOMAS WINDEDAHL, Independent Special Trustee of the G.J.M CHARITABLE REMAINDER TRUST  
James D. Morgan  
JAMES D. MORGAN  
Susanne L. McMilla  
SUSANNE L. McMILLAN

BUYER:

DENNY LAND & CATTLE COMPANY, LLC, a California Limited Liability Company, by its Member-Managers:

George P. Denny, III, Trust of June 11, 1981

By: George P. Denny, III, Trustee  
George P. Denny, III, as its Trustee

Denny Trucking Corporation, a California Corporation

By: George P. Denny, III, President  
George P. Denny, III, as its President

Until further notice, all tax statements should be sent to the following address:

Denny Land & Cattle Company, LLC.  
500 Boylston Street, Boston, MA 02116



STATE OF OREGON }  
County of Harney }  
I certify that the within instrument was received for record on the 26th day of September, 1997, at 2:17 o'clock P.M. and recorded Microfilm number 972030. Debra Records of said County. Debra Harney County Clerk Debra Deputy

November 13, 1999

Water Resources Dept

ATT: LAURA SNEDEKER

In response to your October 15th letter we request you to CANCEL the water rights noted on the attached pages of the Affidavit. We would like to leave the water in the stream to benefit the fish and downstream users. We do not want to transfer it to an instream right.

The permits G-5243<sup>5253</sup> and G-8406 will not be proved up on the area covered by the App # G-14901. See attached map.

Permit G-5243<sup>5253</sup> will be primary to the NW 1/4 of Section 14, T-24-S R-27-E

Permit G-8406 will be primary to acreages in Section 15, T-24-S R-27-E except for the primary rights of Permit G-5254. See acreages on the attached map.

RECEIVED

DEC 01 1999

WATER RESOURCES DEPT.  
SALEM, OREGON



AFFIDAVIT FOR THE PARTIAL CANCELLATION OF A WATER RIGHT CERTIFICATE

RECEIVED

DEC 01 1999

State of Oregon )
County of HARNEY ) ss

WATER RESOURCES DEPT. SALEM, OREGON

I/We, DENNY LAND & CATTLE CO, LLC, residing at 500 BOYLSTON ST. STE 1880 BOSTON, MA 02116, phone, being first duly sworn depose and say:

- 1. I/We are the legal owner(s) of the property described as tax lot number 300/401, within the 1/4 1/4, Section 10, Township 24 N/S, Range 27 E/W, of the Willamette Meridian, in HARNEY County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
2. A portion of water right certificate number \* issued to Frank Cluster with a date of priority of \* for use of \* cubic foot per second of water from (sources) for the purpose of IRRIGATION (uses) is appurtenant to my/our property;
3. I/We have abandoned any and all interest in the portion of this water right shown on the attached map and described as follows: The right to the use of \* cubic foot per second from \* for the irrigation of acres located: 1/4 1/4 Acres \* See Attached sheet 1/4 1/4 Acres Section 10, 11, 14, 15 Township 24 N/S, Range 27 E/W, WM; and
4. I/We request that said portion of the right described above be canceled.
5. My/Our property is / X is not within an irrigation district. If within, the name of the district is
6. There are / X are not encumbrance holders for my/our property. If there are, a list of encumbrance holders with their addresses is attached

Denny Land & Cattle Co., LLC by it's Member-Manager George P. Denny, III Trust of 6/11/81

By: [Signature]

Signature of Legal Owner George P. Denny, III, Trustee

11/30/99 Date

Signature of Co-Owner

Date

Subscribed and Sworn to Before Me this 30 day of November, 1999.

Christine Fifield [Signature] Notary Public for Oregon Massachusetts

My Commission Expires 12/02/05

PLEASE ATTACH MAP AND DEED WITH LEGAL DESCRIPTION

RECEIVED

Page 1 of 2

Attachment To Partial Cancellation

DEC 01 1999

WATER RESOURCES DEPT.  
SALEM, OREGON

|                |       |          |           |          |
|----------------|-------|----------|-----------|----------|
| 2. Certificate | 14044 | Priority | 1902      | Silver C |
|                | 29360 | "        | 5-31-1950 | Silver C |
|                | 61053 | "        | 9-17-1951 | Silver C |
|                | 61054 | "        | 9-17-1951 | Silver C |

For irrigation use

|                       |       |       |      |       |     |      |
|-----------------------|-------|-------|------|-------|-----|------|
| 3. Section 10 - Cert. | 14044 | Prim  | 29.2 | SE-SE | Sup | 29.2 |
|                       | 29360 | Prim. | 2.8  | NE-SE | Sup | 2.8  |
|                       | 61053 | Sup.  |      |       |     |      |
| Section 11 - Cert.    | 29360 | Prim. | 20.6 | NE-NW |     |      |
| Supplemental/Cert     | 61054 | Prim  | 22.0 | NW-NW |     |      |
|                       |       | Prim  | 6.6  | SE-NW | Sup | 6.6  |
|                       |       | Prim  | 29.6 | NE-SW | Sup | 29.6 |
|                       |       | Prim  | 16.4 | NW-SW | Sup | 16.4 |
|                       |       | Prim  | 42.0 | SW-SW |     |      |
|                       |       | Prim  | 26.0 | SE-SW |     |      |
| Section 14 Cert       | 14044 | Prim  | 40.0 | NE-NW |     |      |
|                       |       | Prim  | 30.0 | NW-NW |     |      |
|                       |       | Prim  | 40.0 | SW-NW |     |      |
|                       |       | Prim  | 40.0 | SE-NW |     |      |
|                       |       | Prim  | 40.0 | NE-SW |     |      |
|                       |       | Prim  | 30.0 | NW-SW |     |      |
|                       |       | Prim  | 30.0 | SW-SW |     |      |
|                       |       | Prim  | 30.0 | SE-SW |     |      |

Page 2 of 2

## Attachment To Partial Cancellation Affidavit

3. cont.

|                         |      |      |       |     |      |
|-------------------------|------|------|-------|-----|------|
| SECTION 15 Cert 29360   | Prim | 19.2 | NE-NE | Sup | 19.2 |
| Supplemental Cert 61053 | Prim | 10.0 | SW-NE | Sup | 10.0 |
|                         | Prim | 22.8 | SE-NE | Sup | 22.8 |
|                         | Prim | 0.1  | SE-NW | Sup | 0.1  |
|                         | Prim | 36.6 | NE-SW | Sup | 36.6 |
|                         | Prim | 10.0 | NW-SW | Sup | 10.0 |
|                         | Prim | 24.6 | SW-SW | Sup | 24.6 |
|                         | Prim | 40.0 | SE-SW | Sup | 40.0 |
|                         | Prim | 39.8 | NE-SE | Sup | 39.8 |
|                         | Prim | 40.0 | NW-SE | Sup | 40.0 |
|                         | Prim | 38.8 | SW-SE | Sup | 38.8 |
|                         | Prim | 34.0 | SE-SE | Sup | 34.0 |

Total

791.1

400.5

9.9 CFS From Silver Creek

RECEIVED

DEC 01 1999

WATER RESOURCES DEPT.  
SALEM, OREGON

STATE OF OREGON

COUNTY OF HARNEY

D R A F T

EAGLE BANNER RANCHES

of 1901 AVE OF THE STARS LOS ANGELES , CA 90067  
has a right to the use of the waters of TWO WELLS, TRIBUTARIES OF SILVER CREEK

for the purpose of IRRIGATION AND SUPPLEMENTAL IRRIGATION.

The right to the use of these waters has been perfected under Permit G 5254. The date of priority is NOVEMBER 18, 1974. The right is limited to not more than 8.6 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well. The well is located as follows:

- (well # 1) SE 1/4 SE 1/4, Section 14, T 24 S, R 27 E, WM;  
396 FEET NORTH & 965 FEET WEST FROM SE CORNER, SECTION 14
- (well # 2) SW 1/4 SE 1/4, Section 15, T 24 S, R 27 E, WM;  
10 FEET NORTH & 120 FEET EAST FROM S1/4 CORNER, SECTION 15

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

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

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

|              | ACRES | 1/4 | 1/4 | SECTION | TOWNSHIP | RANGE, | WM |   |
|--------------|-------|-----|-----|---------|----------|--------|----|---|
| well 1       |       |     |     |         |          |        |    |   |
| supplemental | 7.60  | NE  | NW  | 13      | 24       | S      | 27 | E |
| primary      | 10.00 | NE  | NW  | 13      | 24       | S      | 27 | E |
| supplemental | 10.00 | NE  | SW  | 13      | 24       | S      | 27 | E |
| primary      | 40.00 | NE  | SW  | 13      | 24       | S      | 27 | E |
| primary      | 40.00 | NE  | SE  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | NE  | SW  | 14      | 24       | S      | 27 | E |
| supplemental | 40.00 | NE  | SW  | 14      | 24       | S      | 27 | E |
| primary      | 23.00 | NE  | SW  | 15      | 24       | S      | 27 | E |
| supplemental | 23.00 | NE  | SW  | 15      | 24       | S      | 27 | E |
| primary      | 20.00 | NW  | NW  | 13      | 24       | S      | 27 | E |
| supplemental | 20.00 | NW  | NW  | 13      | 24       | S      | 27 | E |
| primary      | 40.00 | NW  | SW  | 13      | 24       | S      | 27 | E |
| supplemental | 30.00 | NW  | SW  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | NW  | SE  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | NW  | SW  | 14      | 24       | S      | 27 | E |
| primary      | 20.00 | NW  | SE  | 15      | 24       | S      | 27 | E |
| supplemental | 20.00 | NW  | SE  | 15      | 24       | S      | 27 | E |
| supplemental | 36.60 | SE  | NW  | 13      | 24       | S      | 27 | E |
| primary      | 40.00 | SE  | NW  | 13      | 24       | S      | 27 | E |
| primary      | 40.00 | SE  | SW  | 13      | 24       | S      | 27 | E |
| supplemental | 30.00 | SE  | SW  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | SE  | SE  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | SE  | SW  | 14      | 24       | S      | 27 | E |
| primary      | 40.00 | SE  | SW  | 15      | 24       | S      | 27 | E |
| supplemental | 40.00 | SE  | SW  | 15      | 24       | S      | 27 | E |
| supplemental | 39.00 | SW  | NW  | 13      | 24       | S      | 27 | E |

6-6727

|              |       |    |    |    |    |   |    |   |
|--------------|-------|----|----|----|----|---|----|---|
| primary      | 40.00 | SW | NW | 13 | 24 | S | 27 | E |
| primary      | 40.00 | SW | SW | 13 | 24 | S | 27 | E |
| supplemental | 30.00 | SW | SW | 14 | 24 | S | 27 | E |
| primary      | 40.00 | SW | SW | 14 | 24 | S | 27 | E |
| primary      | 3.00  | SW | NE | 15 | 24 | S | 27 | E |
| supplemental | 3.00  | SW | NE | 15 | 24 | S | 27 | E |
| primary      | 14.00 | SW | SE | 15 | 24 | S | 27 | E |
| supplemental | 14.00 | SW | SE | 15 | 24 | S | 27 | E |

Total: 650.00 primary and 343.20 supplemental acres.

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.

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, 18,074 ..... ft.; size at intake 14 ..... in.; in size at ..... ft. from intake ..... in.; size at place of use 12 ..... in.; difference in elevation between intake and place of use, ..... ft. Is grade uniform? ..... Estimated capacity, ..... sec. ft.

10. If pumps are to be used, give size and type 12" oil lube turbine

Big Well: Nema base #DC5252PB; Dusenbury: Nema base #DC4432PB

Give horsepower and type of motor or engine to be used ..Big Well: 350 hp electric  
Dusenbury: 200 hp electric

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

| Township N. or S. | Range E. or W. of Willamette Meridian | Section | Forty-acre Tract | Prim  | Number Acres To Be Irrigated | Supplemental |
|-------------------|---------------------------------------|---------|------------------|-------|------------------------------|--------------|
| 24S               | 27E                                   | 13      | NE 1/4 NW 1/4    | 2.4   | 10                           | 7.6          |
|                   |                                       |         | NW 1/4 NW 1/4    |       | 20                           | 20.0         |
|                   |                                       |         | SW 1/4 NW 1/4    |       | 40                           | 39.0         |
|                   |                                       |         | SE 1/4 NW 1/4    | 3.4   | 40                           | 36.6         |
|                   |                                       |         | NE 1/4 SW 1/4    | 30    | 40                           | 10.0         |
|                   |                                       |         | NW 1/4 SW 1/4    | 40    | 40                           |              |
|                   |                                       |         | SW 1/4 SW 1/4    | 40    | 40                           |              |
|                   |                                       | 14      | SE 1/4 SW 1/4    | 40    | 40                           |              |
|                   |                                       |         | NE 1/4 SW 1/4    |       | 40                           | 40.0         |
|                   |                                       |         | NW 1/4 SW 1/4    | 10    | 40                           | 30.0         |
|                   |                                       |         | SW 1/4 SW 1/4    | 10    | 40                           | 30.0         |
|                   |                                       |         | SE 1/4 SW 1/4    | 10    | 40                           | 30.0         |
|                   |                                       |         | NE 1/4 SE 1/4    | 40    | 40                           |              |
|                   |                                       |         | NW 1/4 SE 1/4    | 40    | 40                           |              |
| 15                | SW 1/4 SE 1/4                         | 40      | 40               |       |                              |              |
|                   | SW 1/4 NE 1/4                         |         | 3                | 3.0   |                              |              |
|                   | NE 1/4 SW 1/4                         |         | 23               | 23.0  |                              |              |
|                   | SE 1/4 SW 1/4                         |         | 40               | 40.0  |                              |              |
|                   | NW 1/4 SE 1/4                         |         | 20               | 20.0  |                              |              |
|                   |                                       |         | SW 1/4 SE 1/4    |       | 14                           | 14.0         |
|                   |                                       |         |                  | 346.8 | 690                          | 343.2        |

(If more space required, attach separate sheet)

Character of soil Sandy Loam  
Kind of crops raised Alfalfa, alfalfa and grass

G-6727

Loan No. 3743225

NOTICE OF PLEDGE

Oregon State Water Resources Department  
Division of Water Rights  
158 12th NE  
Salem, Oregon 97301-4172

RECEIVED

OCT 07 2004

WATER RESOURCES DEPT  
SALEM, OREGON

Please be notified that the undersigned have this date executed a deed of trust in favor of the Northern California Production Credit Association, a corporation, covering certain land in Harney County, State of Oregon, together with the Trustor's right to use water for irrigation pursuant to permit numbers Permit Numbers G-8406, 50437, G-10862, G-10702, G-5253, G-5254, G-5255, G-5257, 22926, 956, 47094; which said deed of trust is given to secure a promissory note of even date, evidencing the indebtedness identified on the records of the said association by the above loan number.

Please file this notice with your records of the above-numbered permits, and direct one copy of any correspondence which could materially affect the beneficiary's security interest to the Northern California Production Credit Association, P.O. Box 929, Chico, California 95927.

Dated this September 16, 2004

Denny Land & Cattle Company, LLC,  
a California Limited Liability Company

By: ✓ [Signature]  
George P. Denny, III, Trustee of the George P. Denny, III  
Trust of June 11, 1981, also known as the Denny Family  
Trust, as amended, as its Member-Manager

By: Denny Trucking Corp., a California Corporation,  
as its Member-Manager

By: ✓ [Signature]  
George P. Denny, III, President

Receipt of the Notice of Pledge, of which this is a copy, is acknowledged. A notation of the Association's interest in the referred to Permit Numbers G-8406, 50437, G-10862, G-10702, G-5253, G-5254, G-5255, G-5257, 22926, 956, 47094 has been made in the records of the Oregon State Water Resources Department.

10/24/05  
(date)

[Signature]  
(signature) (title)  
Office Specialist I



The Farm Credit System

## Northern California Farm Credit, ACA

### CHICO OFFICE

P.O. Box 929, 3435 Silverbell Road  
Chico, CA 95927



Oregon State Water Resources Department  
Division of Water Rights  
158 12th NE  
Salem, Oregon 97301-4172

37301+4172 



## Gerry Clark

---

**From:** Gerry Clark  
**Sent:** Wednesday, July 25, 2012 11:32 AM  
**To:** Pam Tennant (ptennant@tyeengineering.com)  
**Subject:** FPS Notes for Permit G-5254  
**Attachments:** FPS Notes for Permit G-5254.pdf

Pam,

As we discussed, I have attached the Final Proof Survey Notes for the above referenced permit.

Gerry

Gerry Clark  
Water Right Services Division  
Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301

Phone: 503-986-0811  
Fax: 503-986-0901

WRD Home Page: [www.wrd.state.or.us](http://www.wrd.state.or.us)

WELL CONTRACTOR  
 Original and first copy  
 report are to be  
 filed with the  
 ENGINEER, SALEM, OREGON 97310  
 within 30 days from the date  
 of well completion.

**WATER WELL REPORT**  
 STATE OF OREGON  
 (Please type or print)  
 (Do not write above this line)

State Well No. 24/27-14 R  
 State Permit No. L-21459  
BIG Well

OWNER:  
SILVER CREEK RANCH  
RILEY OREGON

(11) LOCATION OF WELL: LAMARS # 2  
 County HARNEY Driller's well number # 5  
SE 1/4 Section 14 T 29 R 27E W.M.  
 Bearing and distance from section of subdivision corner  
2500' EAST of SECTION CORNER  
14+13  
23+24

(2) TYPE OF WORK (check):  
 New Well  Deepening  Reconditioning  Abandon   
 If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:  
 Rotary  Driven   
 Cable  Jetted   
 Dug  Bored

(4) PROPOSED USE (check):  
 Domestic  Industrial  Municipal   
 Irrigation  Test Well  Other

(12) WELL LOG: Diameter of well below casing 16"  
 Depth drilled 487 ft. Depth of completed well 487 ft.  
 Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

CASING INSTALLED:  
 Threaded  Welded   
16" Diam. from 1 ft. to 37' ft. Gage 1/4"

PERFORATIONS:  
 Perforated?  Yes  No.  
 Type of perforator used \_\_\_\_\_  
 Size of perforations in. by in.  
 \_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
 \_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
 \_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
 \_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

| MATERIAL                | From | To   | SWL |
|-------------------------|------|------|-----|
| SOIL                    | 0    | 3'   |     |
| CLAY SOME GRAVEL        | 3'   | 22'  |     |
| GRAVEL                  | 22'  | 24'  | 24' |
| CLAY Red + BROWN        | 24'  | 60'  | 24' |
| ROCK BROWN              | 60'  | 95'  | 24' |
| ROCK BLACK HARD         | 95'  | 130' | 24' |
| ROCK GREY HARD          | 130' | 159' | 24' |
| CLAY BROWN SANDY        | 159' | 285' | 24' |
| CLAY BLUE               | 285' | 312' | 24' |
| CLAY BROWN              | 312' | 330' | 24' |
| SAND BLACK              | 330' | 332' | 24' |
| CLAY GREEN              | 332' | 345' | 24' |
| CLAY BROWN              | 345' | 357' | 24' |
| GRAVEL SMALL            | 357' | 359' | 24' |
| CLAY BLACK GREEN + Blue | 359' | 480' | 24' |
| SAND + PEAGRAVEL        | 480' | 481' | 24' |
| CLAY GREEN              | 481' | 487' | 24' |

(7) SCREENS:  
 Well screen installed?  Yes  No  
 Manufacturer's Name \_\_\_\_\_  
 Type \_\_\_\_\_ Model No. \_\_\_\_\_  
 Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
 Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) WATER LEVEL: Completed well.  
 Static level 19' ft. below land surface Date 3-21-68  
 Artesian pressure \_\_\_\_\_ lbs. per square inch Date \_\_\_\_\_

(9) WELL TESTS:  
 Drawdown is amount water level is lowered below static level  
 Was a pump test made?  Yes  No If yes, by whom? DRILLER  
 Yield: 1130 gal./min. with 1.04 ft. drawdown after 1.5 hrs.  
 Baller test \_\_\_\_\_ gal./min. with \_\_\_\_\_ ft. drawdown after \_\_\_\_\_ hrs.  
 Artesian flow \_\_\_\_\_ g.p.m. Date \_\_\_\_\_  
 Temperature of water 59° Was a chemical analysis made?  Yes  No

Work started 2-29 1968 Completed 3-21 1968  
 Date well drilling machine moved off of well 3-21 1968

Drilling Machine Operator's Certification:  
 This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.  
 (Signed) Tom Mallick Date 4/29, 1968  
 (Drilling Machine Operator)

(10) CONSTRUCTION:  
 Well seal—Material used BENTONITE  
 Depth of seal 30 ft.  
 Diameter of well bore to bottom of seal 20 in.  
 Were any loose strata cemented off?  Yes  No Depth \_\_\_\_\_  
 Was a drive shoe used?  Yes  No  
 Did any strata contain unusable water?  Yes  No  
 Type of water? \_\_\_\_\_ depth of strata \_\_\_\_\_  
 Method of sealing strata off \_\_\_\_\_  
 Was well gravel packed?  Yes  No Size of gravel: \_\_\_\_\_  
 Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

Drilling Machine Operator's License No. 101

Water Well Contractor's Certification:  
 This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
 NAME HOLLOWAY DRILLING CO  
 (Person, firm or corporation) (Type or print)  
 Address ONTARIO OREGON  
 (Signed) Max Holloway  
 (Water Well Contractor)  
 Contractor's License No. 16 Date 2-29, 1968

#627

# FIELD FORM

TO: June Murrel

STATE ENGINEER  
SALEM, OREGON

Permit No. G-5254

3/9/98

## APPLICATION FOR A PERMIT

ASSIGNED. See Misc. Rec., Vol. 7 Page 596

Assi  
Denny land

### To appropriate the Ground Waters of the State of Oregon

rec  
field form  
3/98

I, Eagle Banner Ranches  
(Name of applicant)  
of 1901 Avenue of the Stars, Suite 650  
(Postoffice Address), county of Los Angeles  
state of Los Angeles, CA 90067, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

June 8, 1970 - State of California

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Silver Creek  
(Name of stream)

tributary of Harney Lake

2. The amount of water which the applicant intends to apply to beneficial use is 8.63 cubic feet per second or 387.0 gallons per minute.

3. The use to which the water is to be applied is supplemental and primary  
irrigation

4. The well or other source is located 396 ft. N and 965 ft. W from the SE corner of Sec. 14, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, T24S, R27E, AND 10 ft. N and 120 ft. E from the south quarter corner of Sec. 15, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15  
(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. 24S, R. 27E, W. M., in the county of Harney

5. The buried pipeline is \_\_\_\_\_ to be two miles in length, connecting the two wells, see attached map.  
(Canal or pipe line)  
terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. \_\_\_\_\_, R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Sec. 15 - SW $\frac{1}{4}$ SE $\frac{1}{4}$  - Dusenbury Well  
Sec. 14 - SE $\frac{1}{4}$ SE $\frac{1}{4}$  = Big Well

#### DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of two wells having a diameter of 16 inches and an estimated depth of 487 feet. It is estimated that 37 feet of the well will require 1/4 gauge casing. Depth to water table is estimated \_\_\_\_\_  
(Give number of wells, tunnels, etc.)  
Big Well - 487  
Dusenbury - 400  
Big Well - 24  
Dusenbury - 10  
(Kind)

ASSIGNED, See Misc. Rec., Vol. 8 Page 18

MUNICIPAL SUPPLY—

13. To supply the city of .....  
in ..... county, having a present population of .....  
and an estimated population of ..... in 19.....

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$...80,000.....
- 15. Construction work will begin on or before ...Holloway Drilling Co.,... Ontario, Oregon  
drilled both wells
- 16. Construction work will be completed on or before Big Well completed 3/21/68.....  
Dusenbury completed 3/30/68
- 17. The water will be completely applied to the proposed use on or before ...has been used since  
completion of the wells
- 18. If the ground water supply is supplemental to an existing water supply, identify any appli-  
cation for permit, permit, certificate or adjudicated right to appropriate water, made or held by the  
applicant. Certificates 14044, 29360, 29362.....

EAGLE BANNER RANCHES

BY [Signature]  
(Signature of applicant)  
Attorney-in-Fact

Remarks: .....

~~Wells were drilled under permit G-4250, said permit was  
cancelled by request of Mr. Brown, President of Silver Oaks  
Company, through a misunderstanding.~~

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying  
maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with correc-  
tions on or before ....., 19.....

WITNESS my hand this ..... day of ....., 19.....

STATE ENGINEER

By ..... ASSISTANT

STATE OF OREGON, }  
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 8.6 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from two wells

The use to which this water is to be applied is irrigation and supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is November 18, 1974

Actual construction work shall begin on or before November 20, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 20th day of November 1974

*Chris L. Wheeler*  
STATE ENGINEER

Application No. G-6727  
Permit No. G-5254

PERMIT  
TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 12th day of November, 1974, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

November 20, 1974

Recorded in book No. 5254 of  
Ground Water Permits on page 12

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 12, page 35

Fee \$120.00

NEED CHECKS TO SEE IF PAID

BEING USED in a well

# Abstract of Permit No. G-5254

ASSIGNED Application No. G-6727 Certificate No.

Name: **Eagle Banner Ranches** James Towery  
 Address: 1901 Avenue of the Stars Suite 630 Robert Young  
 Los Angeles, CA 90067 Vernon Morgan  
 Source of water supply: Two well, trib., Silver Creek (Harney Lake) 4600 SW Lenin B  
 Use: Irrigation & Supplemental Irrigation Mall City, OR 9736

Point of diversion: SE 1/4, sec. 13, T. 24 S., R. 27 E., W. 1/2; 919 396 ft N and 965 ft W from the SE corner, sec. 14; #2: 10 ft N and 120 ft E from the SE corner, sec. 15; Harney County.

Number of acres: 690.0 - Primary  
 343.2 - Suppl.  
 1,033.2 - Total

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

| Twp. | Range | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 24 S | 27 E  | 13   |        |        | 20.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   |        |        |        |        |        |        |
|      |       | 14   |        |        | 10.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   |        |        | 40.0   | 40.0   | 40.0   | 40.0   |
|      |       | 15   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 14.0   |
|      |       | 13   |        |        | 7.6    | 30.0   | 36.6   | 10.0   | 30.0   | 30.0   | 30.0   | 30.0   |        |        |        |        |        |        |
|      |       | 14   |        |        |        |        |        |        |        | 40.0   | 30.0   | 40.0   |        |        |        |        |        |        |
|      |       | 15   |        |        | 3.0    |        |        |        |        | 23.0   |        | 40.0   |        |        |        | 20.0   |        | 14.0   |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

1976-Z-3  
8-12,13,14-76  
R. G. M.

SEE BK.  
8-24-76  
R. G. M.

RECEIVED  
JUL 26 1983

Priority date: **November 10, 1974**

Amount of water: **8.6 c.f.s.**

Time limit to begin construction: **11-20-75**

Time limit to complete construction: **10-1-76 extended to**

Time limit to completely apply water: **10-1-77 extended to**

WATER RESOURCES DEPT.  
SALEM, OREGON

Remarks: This appropriation shall be limited to 1/80<sup>th</sup> of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Basin 12, Volume

INFO: Richard Towary

Land is irrigated filed. Wells are manifested. Land is

irrigated from no other source. The would like to retain Abstract of Permit No. 5-5232 the old site - probably on Silver Creek. Ditch is unusable now. & filled-in in many places.

460024  
Well 90, 92, 93, 94

Richard Towary  
Robert Towary  
Lawrence Towary

Earle Banner Ranches  
1901 Avenue of the Stars  
Suite 620  
Los Angeles, CA 90007

Name  
Address  
Use

SOURCE OF WATER SUPPLY Two wells, Trip., Silver Creek (Hannay Lake) Casing

MOTOR - NEWMAN 350 HP @ 1800 RPM @ 60 PSI

Point of diversion SEWER, SEWER, TURBINE, etc. 250 ft W from the SE corner, sec. 14; 45: 10 ft N and 120 ft E from the SE corner, sec. 14; Hannay County.

DOZENBERG WELL - Casing 16

MOTOR - NEWMAN 350 HP @ 1800 RPM @ 65 PSI

| Item  | Quantity | Unit      | Notes  |
|-------|----------|-----------|--|
| PIPE  | 0.00     | 26' x 33' | FROM BIG WELL tied into DOZENBERG WELL                     |
| HEADS | 0.00     | 15' x 33' | 1/4" x 0 Rainrod 30's, 3/4" x 23 max from wells manifested |
| CROP  |          |           | GRAIN & ALFALFA  |
| TIE   | 1976     | 2-3       |  |
| LIFT  | 0.00     |           | 8-12, 13, 14-76  |
|       | 0.00     |           | R.C. Muck  |

INFO: JIM SHEPHERD, Manager NOT USED 8-12, 13, 14-76

SILVER CREEK SINCE MY LAST INSPECTION. R.C. Muck  
PLD. STATION FOR PORTABLE PUMP WHERE  
MAINLINE CROSSES CREEK CHANNEL & UNDER

WATER RESOURCES DEPT.  
SALEM, OR

Amount of water 8.0 c.f.s.  
8-24-79  
Time limit to complete construction 11-20-79

Time limit to complete construction 10-1-76 extended to  
Time limit to completely apply water 10-1-77 extended to

Remarks: This appropriation shall be limited to 180% of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

5-5-76  
5-15-76  
5-20-76

SALEM 15

**ASSIGNED**

Name Eagle Banner Ranches  
By \_\_\_\_\_  
Address 1901 Avenue of the stars, Suite 650  
Los Angeles, CA 90067

Application No. G G 6727  
Permit No. G G 5254  
Certificate No. \_\_\_\_\_

| FEES PAID     |               |            |
|---------------|---------------|------------|
| Date          | Amount        | Receipt No |
| 11-18-74      | 190.00        | 4386       |
|               |               |            |
|               |               |            |
|               |               |            |
|               | \$1 Cert. Fee |            |
| FEES REFUNDED |               |            |
| Date          | Amount        | Check No   |
|               |               |            |

Stream Index, Page No. 12-35  
See G-6726 thru and including G-6730

245/27E-15dc

Date filed November 18, 1974  
Priority November 18, 1974  
Application suspended until 1/7/93 JS  
Return to applicant \_\_\_\_\_  
Date of approval November 20, 1974

**ASSIGNED**

**ASSIGNMENTS**

| Date               | Assigned to Whom                               | Address                                   | Volume | Page |
|--------------------|--|---|--------|------|
| 6-21-76            | Vernon Morgan<br>James Lowery, Robert Young    | 97360<br>4600 SW Linn Blvd. Mill City     | 5      | 896  |
| 769-7724<br>6-5-89 | <b>ASSIGNED</b><br><b>SOUTH RANCH</b>          | P.O. BOX 377 MILL CITY OR 97360           | 7      | 2199 |
| 12/8/97            | Denny Land + Cattle Co. LLC<br>ph(617)536-6602 | 500 Boylston St. #1880<br>Boston MA 02116 | 8      | 78   |

**CONSTRUCTION**

Date for beginning November 20, 1975  
Date for completion October 1, 1976  
Extended to \_\_\_\_\_  
Date for application of water October 1, 1977  
Extended to \_\_\_\_\_

**REMARKS**

8.6 c.f.s from two wells (Silver Cr.) for the irrigation and supplemental irrigation of 690.0 acres.

Set up for Re survey Jan 81 SB

**PROSECUTION OF WORK**

Form "A" filed \_\_\_\_\_  
Form "B" filed \_\_\_\_\_  
Form "C" filed completed

**FINAL PROOF**

Check mailed \_\_\_\_\_  
Copy received \_\_\_\_\_  
Certificate issued \_\_\_\_\_



RECEIVED

JAN 05 2007



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

WATER RESOURCES DEPT.
SALEM, OREGON

Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Scott & Margie Runels
(Name of Applicant / Permit / Transfer Holder)

P.O. Box 6 Riley OR 97758 541-493-2213
(Mailing address) (City) (State) (Zip) (Phone #)

- checkbox ...hereby assign all my interest in and to application/permit/transfer;
checkbox ...hereby assign all my interest in and to a portion of application/permit/transfer;
checkbox ...hereby assign a portion of my interest in and to the entire application/permit/transfer;

Application # G-6727, Permit # G-5254; Transfer #
-OR-
GR Statement #, GR Certificate of Registration #

as filed in the office of the Water Resources Director, to:

Phillip & Lorissa Singhose
(Name of New Owner)
62425 County Line Rd. Bend OR 97701 541-317-0977
(Mailing address) (City) (State) (Zip) (Phone #)

NOTE: If there are other owners of the property described in this Application, Permit, Transfer or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 29 day of Dec, 20 06.
Applicant/Permit holder [Signature]
Applicant/Permit holder Margie B Runels

OK AS/ST/70
1/20/07

DO NOT WRITE IN THIS BOX
- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 85827
- For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the appropriate recording fees:
\$25 for the first page, and
\$5 for each additional page.
[as required by ORS 536.050(1)(d)]

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **85827**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: South Silver Creek Ranch  
BY: \_\_\_\_\_

|             |                  |
|-------------|------------------|
| APPLICATION | <u>See Below</u> |
| PERMIT      |                  |
| TRANSFER    |                  |

CASH:  CHECK:# 1935 OTHER: (IDENTIFY)

TOTAL REC'D \$ 75.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

|      |                       |    |
|------|-----------------------|----|
| 0407 | COPIES                | \$ |
|      | OTHER: (IDENTIFY)     | \$ |
| 0243 | I/S Lease             |    |
| 0244 | Muni Water Mgmt. Plan |    |
| 0245 | Cons. Water           |    |

**4270 WRD OPERATING ACCT**

|       |                          |                     |                     |                   |                 |
|-------|--------------------------|---------------------|---------------------|-------------------|-----------------|
| 0407  | MISCELLANEOUS            | <u>6-6726-7.00</u>  | <u>6-11037-7.00</u> | <u>Assignment</u> | \$              |
|       |                          | <u>6-6727-7.00</u>  | <u>6-14798-7.00</u> |                   | \$              |
| 0407  | COPY & TAPE FEES         | <u>6-6728-7.00</u>  | <u>6-14901-7.00</u> |                   | \$              |
| 0410  | RESEARCH FEES            | <u>6-6730-7.00</u>  | <u>6-15168-7.00</u> |                   | \$              |
| 0408  | MISC REVENUE: (IDENTIFY) | <u>6-8147-7.00</u>  | <u>5-65353-5.00</u> |                   | \$ <u>75.00</u> |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | <u>6-11036-7.00</u> |                     |                   | \$              |
| 0240  | EXTENSION OF TIME        |                     |                     |                   | \$              |

|                          |                        |                 |      |                    |
|--------------------------|------------------------|-----------------|------|--------------------|
| <b>WATER RIGHTS:</b>     |                        | <b>EXAM FEE</b> |      | <b>RECORD FEE</b>  |
| 0201                     | SURFACE WATER          | \$              | 0202 | \$                 |
| 0203                     | GROUND WATER           | \$              | 0204 | \$                 |
| 0205                     | TRANSFER               | \$              |      |                    |
| <b>WELL CONSTRUCTION</b> |                        | <b>EXAM FEE</b> |      | <b>LICENSE FEE</b> |
| 0218                     | WELL DRILL CONSTRUCTOR | \$              | 0219 | \$                 |
|                          | LANDOWNER'S PERMIT     |                 | 0220 | \$                 |
|                          | OTHER (IDENTIFY)       |                 |      |                    |

**0536 TREASURY 0437 WELL CONST. START FEE**

|      |                      |    |
|------|----------------------|----|
| 0211 | WELL CONST START FEE | \$ |
| 0210 | MONITORING WELLS     | \$ |
|      | OTHER (IDENTIFY)     |    |

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

|      |                            |    |
|------|----------------------------|----|
| 0233 | POWER LICENSE FEE (FW/WRD) | \$ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | \$ |
|      | HYDRO APPLICATION          | \$ |

**TREASURY OTHER/RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
 OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
 DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **85827** DATED: 1-5-07 BY: L. Pasolunke

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal



# Oregon

Theodore R. Kulongoski, Governor

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

January 8, 2007

South Silver Creek Ranch  
P.O. Box 6  
Riley, Oregon 97758

Reference: Application G-6726, Permit G-5253    Application G-11037, Permit G-10702  
Application G-6727, Permit G-5254    Application G-14798, Permit G-13698  
Application G-6728, Permit G-5255    Application G-14901, Permit G-15032  
Application G-6730, Permit G-5257    Application G-15168, Permit G-15158  
Application G-8947, Permit G-8406    Application S-65353, Permit S-50437  
Application G-11036, Permit G-10862

The assignments from Scott and Margie Runels to Phillip and Lorissa Singhose, have been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 85827 covering the recording fee of \$75.00 is also enclosed.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst

Enclosure: Receipt 85827

cc: Watermaster 10  
Phillip and Lorissa Singhose  
Data Center, OWRD  
Water Availability  
File

INFO: Richard Towery

Land is ir. as filed. Wells are manifested. Land is ir. from no other source. Towery says they would like to retain the old site - probably on Silver Creek. Ditch is unusable now. & filled-in in many places.

BIG WELL - 12" casing  
MOTOR - NEWMAN 250 HP @ 1800 RPM, 60 PSI @ PUMP

PUMP - PEERLESS TURBINE, 12" discharge

DOSENBERG WELL - Casing 16"  
MOTOR - NEWMAN 200 HP @ 1800 RPM, 65 PSI @ PUMP

PUMP - PEERLESS TURBINE, 12" discharge

PIPE - 11" FROM BIG WELL, tied into DOSENBERG WELL  
12" " DOSENBERG tapering to 6"  
26x4 mile 5" head & wheel time.

HEADS - 26x33 1/64 x 0 Rumbold 30's, 33x23 max from wells manifested  
15x33 BIG WELL, 8 & 10x33 DOSENBERG WELL ALONE

CROP - GRAIN & ALFALFA

TIE - 1976 2-3

LIFT - 0  
8-12, 13, 14-76  
R.C. Muck

INFO: Jim SHEPHERD, MGR., HAVE NOT USED 8-12, 13, 14-76

SILVER CR. SINCE MY LAST INSPECTION R.C. Muck

PLACEMENT OF PORTABLE PUMP WHERE MAINLINE CROSSES CREEK CHANNEL & USING SILVER CR.

WATER RESOURCES DEPT.  
SALEM, OR

8-24-79  
R.C. Muck

This appropriation shall be limited to 1987 of one cubic foot per second at the outlet for each acre irrigated and shall be further limited to a diversion of not more than one foot per second for each acre irrigated during the irrigation season of each year provided further that the right allowed herein shall be limited to any delivery in the available supply of any prior right allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

NEED CHECKS TO SEE IF PRIM RT. BEING USED

5-1197

# Abstract of Permit No. G-5254

**ASSIGNED**

Application No. **G-6727**

Certificate No.

Name

**Eagle Banner Ranches**

*James Towery  
Robert Young  
Veron Morgan*

4600 SW Lenin Blvd,  
Hull City, OR 97360

Address

1901 Avenue of the Stars  
Suite 650  
Los Angeles, CA 90067

Source of water supply

Two well, trib., Silver Creek (Harney Lake)

Use

Irrigation & Supplemental Irrigation

Point of diversion

SE1/4 sec. 14, SW1/4 sec. 15, T. 24 S., R. 27 E., W.M.; #1: 396 ft N and 965 ft W from the SE corner, sec. 14; #2: 10 ft N and 120 ft E from the SE corner, sec. 15; Harney County.

Number of acres

690.0 - Primary

343.2 - Suppl.

1,033.2 - Total

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

| Twp. | Range | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |              | SW 1/4 |        |        |        | SE 1/4 |        |        |        |      |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------------|--------|--------|--------|--------|--------|--------|--------|--------|------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4       | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |      |
| 24 S | 27 E  | 13   |        |        |        |        | 10.0   | 20.0   | 40.0   | 40.0         | 40.0   | 40.0   |        |        |        |        |        |        |      |
|      |       | 14   |        |        |        |        |        |        |        | 40.0         | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0   | 40.0 |
|      |       | 15   |        |        | 3.0    |        |        |        |        | 23.0         |        |        |        |        |        |        |        |        | 14.0 |
|      |       |      |        |        |        |        |        |        |        | Primary      |        |        |        |        |        |        |        |        |      |
|      |       | 13   |        |        |        |        | 7.6    | 20.0   | 36.6   | 10.0         |        |        |        |        |        |        |        |        |      |
|      |       | 14   |        |        |        |        |        |        |        | 40.0         | 30.0   | 30.0   |        |        |        |        |        |        |      |
|      |       | 15   |        |        | 3.0    |        |        |        |        | 23.0         |        |        |        |        |        |        | 20.0   |        | 14.0 |
|      |       |      |        |        |        |        |        |        |        | Supplemental |        |        |        |        |        |        |        |        |      |

1976-Z-3  
 8-12, 13, 14-76  
 R. G. M.  
 SEE BK.  
 8-24-74  
 R. G. Morgan

**RECEIVED**

JUL 26 1983

WATER RESOURCES DEPT.  
SALEM, OREGON

Priority date

November 18, 1974

Amount of water

8.6 c.f.s.

Time limit to begin construction

11-20-75

Time limit to complete construction

10-1-76 extended to

extended to

Time limit to completely apply water

10-1-77 extended to

extended to

Remarks: This appropriation shall be limited to 1/80<sup>th</sup> of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right allowed herein, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Basin 12, Volume

$$\begin{array}{r}
 690.20 \\
 - 343.00 \\
 \hline
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 \end{array}$$

001

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28

24

3.69

3.82

05

03

14

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18

1.16

83

90

4.03

+05

3.78

3.53

3.88

16

28.235

28.231

+ 0.201

28251

+05

Sub total X =

$$\begin{array}{r}
 50.00 \\
 - 46.00 \\
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$$\begin{array}{r}
 28.00 \\
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 \hline
 1.00
 \end{array}$$

$$\begin{array}{r} 379 \frac{1}{2} \\ - 343 \frac{2}{5} \\ \hline 36 \frac{3}{5} \end{array}$$

remove sup  
 Need to omit 3<sup>8</sup> Primary



00S  
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RECEIVED

NOV 18 1974  
STATE ENGINEER  
SALEM, OREGON

6-6727  
Permit No. G- G 5254

APPLICATION FOR A PERMIT

DESIGNED See Misc. Rec., Vol. 5 Page 896

## To Appropriate the Ground Waters of the State of Oregon

I, Eagle Banner Ranches  
(Name of applicant)  
of 1901 Avenue of the Stars, Suite 650, county of Los Angeles,  
(Postoffice Address)  
state of Los Angeles, CA 90067, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

June 8, 1970 - State of California

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Silver Creek  
(Name of stream)

tributary of Harney Lake

2. The amount of water which the applicant intends to apply to beneficial use is 8.63 cubic feet per second or 3870 gallons per minute.

3. The use to which the water is to be applied is supplemental and primary

irrigation

4. The well or other source is located 396 ft. N and 965 ft. W from the SE corner of Sec. 14, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, T24S, R27E, AND 10 ft. N and 120 ft. E from the south quarter corner of Sec. 15, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15  
(Section or subdivision)  
(If preferable, give distance and bearing to section corner)

(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. 24S, R. 27E, W. M., in the county of Harney

5. The buried pipeline is \_\_\_\_\_ to be two miles in length, (Canal or pipe line) connecting the two wells, see attached map, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. \_\_\_\_\_, R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.  
(Smallest legal subdivision)

6. The name of the well or other works is Sec. 14 - SE $\frac{1}{4}$ SE $\frac{1}{4}$  = Big Well  
Sec. 15 - SW $\frac{1}{4}$ SE $\frac{1}{4}$  = Dusenbury Well

### DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of two wells having a diameter of 16 inches and an estimated depth of \_\_\_\_\_ feet. It is estimated that \_\_\_\_\_ feet of the well will require 1/4 gauge casing. Depth to water table is estimated \_\_\_\_\_  
(Give number of wells, tunnels, etc.)  
Big Well - 487  
Dusenbury - 400  
Big Well - 24  
Dusenbury - 10  
(Kind) (Feet)



CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, 18.074 ..... ft.; size at intake 14 ..... in.; in size at ..... ft. from intake ..... in.; size at place of use 12 ..... in.; difference in elevation between intake and place of use, ..... ft. Is grade uniform? ..... Estimated capacity, ..... sec. ft.

10. If pumps are to be used, give size and type 12" oil lube turbine

Big Well: Nema base #DC5252PB; Dusenbury: Nema base #DC4432PB

Give horsepower and type of motor or engine to be used Big Well: 350 hp electric

Dusenbury: 200 hp electric

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

| Township N. or S.                 | Range E. or W. of Willamette Meridian | Section                           | Forty-acre Tract                  | Number Acres To Be Irrigated | Supplemental |
|-----------------------------------|---------------------------------------|-----------------------------------|-----------------------------------|------------------------------|--------------|
| 24S                               | 27E                                   | 13                                | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | 10                           | 7.6          |
|                                   |                                       |                                   | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | 20                           | 20.0         |
|                                   |                                       |                                   | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                           | 39.0         |
|                                   |                                       |                                   | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                           | 36.6         |
|                                   |                                       |                                   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 10.0         |
|                                   |                                       |                                   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           |              |
|                                   |                                       |                                   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           |              |
|                                   |                                       | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                                |                              |              |
|                                   |                                       | 14                                | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 40.0         |
|                                   |                                       |                                   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                                   |                                       |                                   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                                   |                                       |                                   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                                   |                                       |                                   | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
|                                   |                                       |                                   | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
| SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                                    |                                   |                                   |                              |              |
| 15                                | SE $\frac{1}{4}$ SE $\frac{1}{4}$     | 40                                |                                   |                              |              |
|                                   | SW $\frac{1}{4}$ NE $\frac{1}{4}$     | 3                                 | 3.0                               |                              |              |
|                                   | NE $\frac{1}{4}$ SW $\frac{1}{4}$     | 23                                | 23.0                              |                              |              |
|                                   | SE $\frac{1}{4}$ SW $\frac{1}{4}$     | 40                                | 40.0                              |                              |              |
|                                   | NW $\frac{1}{4}$ SE $\frac{1}{4}$     | 20                                | 20.0                              |                              |              |
|                                   |                                       | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 14                                | 14.0                         |              |
|                                   |                                       |                                   | 690                               | 343.2                        |              |

(If more space required, attach separate sheet)

Character of soil Sandy Loam

Kind of crops raised Alfalfa, alfalfa and grass

MUNICIPAL SUPPLY—

13. To supply the city of \_\_\_\_\_  
in \_\_\_\_\_ county, having a present population of \_\_\_\_\_  
and an estimated population of \_\_\_\_\_ in 19.....

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$...80,000.....
- 15. Construction work will begin on or before Holloway Drilling Co., Ontario, Oregon  
drilled both wells
- 16. Construction work will be completed on or before Big Well completed 3/21/68  
Dusenbury completed 3/30/68
- 17. The water will be completely applied to the proposed use on or before has been used since  
completion of the wells
- 18. If the ground water supply is supplemental to an existing water supply, identify any appli-  
cation for permit, permit, certificate or adjudicated right to appropriate water, made or held by the  
applicant. Certificates 14044, 29360, 29362

EAGLE BANNER RANCHES

BY [Signature]  
(Signature of applicant)  
Attorney-in-Fact

Remarks: .....

Wells were drilled under permit G-4250, said permit was  
cancelled by request of Mr. Brown, President of Silver Oaks  
Company, through a misunderstanding.

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying  
maps and data, and return the same for .....

In order to retain its priority, this application must be returned to the State Engineer, with correc-  
tions on or before ....., 19.....

WITNESS my hand this ..... day of ....., 19.....

STATE ENGINEER  
By ..... ASSISTANT

STATE OF OREGON, }  
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 8.6 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from two wells

The use to which this water is to be applied is irrigation and supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is November 18, 1974

Actual construction work shall begin on or before November 20, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 20th day of November 1974

*Chris L. Wheeler*  
STATE ENGINEER

Application No. G-6727  
Permit No. G-G 5254

PERMIT

TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the  
office of the State Engineer at Salem, Oregon,  
on the 21th day of November  
1974, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

November 20, 1974

Recorded in book No. \_\_\_\_\_ of  
Ground Water Permits on page G 5254

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 12 page 35

Fees \$120.00

# Water Rights Information Query Results

| <u>Name</u>  | <u>Application</u> | <u>Permit</u> | <u>Certificate</u> | <u>Decree</u> | <u>Claim</u> | <u>Transfer</u> | <u>Status</u> |
|--|--------------------|---------------|--------------------|---------------|--------------|-----------------|---------------|
| SCOTT RUNELS<br>PO BOX 160<br>SILVER LAKE OR 97638   |                    |               |                    |               |              |                 |               |
| MARGIE RUNELS<br>PO BOX 160<br>SILVER LAKE OR 97638  | G6727              | <u>G5254</u>  |                    |               |              |                 | NC            |
| <b><u>Prior Owner</u></b><br>ROBERT C YOUNG<br>VERNON R MORGAN; SOUTH RANCH<br>PO BOX 377<br>MILL CITY OR 97360<br>( <a href="#">details</a> ) |                    |               |                    |               |              |                 |               |

Page:1

[Download Place of Use Data, Point of Diversion Data, or Owner Data](#)

[Definition of codes and abbreviations](#)

[Return to the Water Right Information search screen](#)

# Water Rights Information Query Results

**Owner(s) Information**

SCOTT RUNELS  
 PO BOX 160  
 SILVER LAKE OR 97638

MARGIE RUNELS  
 PO BOX 160  
 SILVER LAKE OR 97638

**Prior Owner**

ROBERT C YOUNG  
 VERNON R MORGAN; SOUTH RANCH  
 PO BOX 377  
 MILL CITY OR 97360



[View All Associated Scanned Documents](#)

**Application(s)**

| Application | Received |     |
|-------------|----------|-----|
| G 6727      |          | Map |

**Permit(s)**

| Permit | Signature  |     |
|--------|------------|-----|
| G 5254 | 11/20/1974 | Map |

**Certificate(s)**

n/a

**Claim(s)**

n/a

**Decree(s)**

n/a

**Order(s)**

n/a

**Transfer(s)**

n/a

**Misc. Info**

| Authority | File Location |
|-----------|---------------|
|           | Salem         |

**Document Process**

| Action        | Completed Date | Staff Person | Proposed Action |
|---------------|----------------|--------------|-----------------|
| Permit G 5254 |                |              |                 |

|                                  |            |             |  |
|----------------------------------|------------|-------------|--|
| Claim of Beneficial Use Received | 12/21/2000 | June MILLER |  |
|----------------------------------|------------|-------------|--|

**Point(s) of Diversion**

| Location (T-R-S-QQ) | DLC/Lot | Source   | Tributary to | Max Rate | Rate | Max Acre Feet | Acre Feet | Legal Description   | Remarks |
|---------------------|---------|----------|--------------|----------|------|---------------|-----------|---|---------|
| 24.0S-27.0E-14-SESE |         | BIG WELL | SILVER CR    | 8.6      | 8.6  |               |           | 396 FEET NORTH & 965 FEET WEST FROM SE CORNER, SECTION 14 |         |

**Uses from this Point of Diversion**

| Use | P/S | Priority Date | Start Date | End Date | Acres | Rate/Acre | Duty | Max Rate | Rate | Max Acre Feet | Acre Feet | Status | Remarks |
|-----|-----|---------------|------------|----------|-------|-----------|------|----------|------|---------------|-----------|--------|---------|
| IC  | P   | 11/18/1974    | 1/1        | 12/31    |       | 1/80      | 3.0  | 8.6      | 8.6  |               |           | NC     |         |

| Location (T-R-S-QQ) | DLC/Lot | Source         | Tributary to | Max Rate | Rate | Max Acre Feet | Acre Feet | Legal Description  | Remarks |
|---------------------|---------|----------------|--------------|----------|------|---------------|-----------|--|---------|
| 24.0S-27.0E-15-SWSE |         | DUSENBURY WELL | SILVER CR    | 8.6      |      |               |           | 10 FEET NORTH & 120 FEET EAST FROM S1/4 CORNER, SECTION 15 |         |

**Uses from this Point of Diversion**

| Use | P/S | Priority Date | Start Date | End Date | Acres | Rate/Acre | Duty | Max Rate | Rate      | Max Acre Feet | Acre Feet | Status | Remarks |
|-----|-----|---------------|------------|----------|-------|-----------|------|----------|-----------|---------------|-----------|--------|---------|
| IC  | P   | 11/18/1974    | 1/1        | 12/31    |       | 1/80      | 3.0  | 8.6      | 0.0 (est) |               |           | NC     |         |

**Place of Use**

| Use | P/S | Priority Date | Location (T-R-S-QQ) | DLC/Lot | Acres | Status | Remarks |
|-----|-----|---------------|---------------------|---------|-------|--------|---------|
| IR  | P   | 11/18/1974    | 24.0S-27.0E-13-NENW |         | 10.0  | NC     |         |
| IS  | S   | 11/18/1974    | 24.0S-27.0E-13-NENW |         | 7.6   | NC     |         |
| IR  | P   | 11/18/1974    | 24.0S-27.0E-13-NWNW |         | 20.0  | NC     |         |
| IS  | S   | 11/18/1974    | 24.0S-27.0E-13-NWNW |         | 20.0  | NC     |         |
| IS  | S   | 11/18/1974    | 24.0S-27.0E-13-SWNW |         | 39.0  | NC     |         |

|    |   |            |                     |  |      |    |  |
|----|---|------------|---------------------|--|------|----|--|
| IR | P | 11/18/1974 | 24.0S-27.0E-13-SWNW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-13-SENW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-13-SENW |  | 36.6 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-13-NESW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-13-NESW |  | 10.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-13-NWSW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-13-SWSW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-13-SESW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-NESW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-14-NESW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-14-NWSW |  | 30.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-NWSW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-14-SWSW |  | 30.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-SWSW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-SESW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-14-SESW |  | 30.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-NESE |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-NWSE |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-14-SESE |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-15-SWNE |  | 3.0  | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-15-SWNE |  | 3.0  | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-15-NESW |  | 23.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-15-NESW |  | 23.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-15-SESW |  | 40.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-15-SESW |  | 40.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-15-NWSE |  | 20.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-15-NWSE |  | 20.0 | NC |  |
| IS | S | 11/18/1974 | 24.0S-27.0E-15-SWSE |  | 14.0 | NC |  |
| IR | P | 11/18/1974 | 24.0S-27.0E-15-SWSE |  | 14.0 | NC |  |

**Water Right Genealogy**

***No genealogy records available for this water right, try the family link below instead. If you are aware of the correct genealogy, please forward this information to WRIS Genealogy***

[View Water Rights in same Family](#)

[Definition of codes and abbreviations](#)

[Report Errors with Water Right Data](#)

[Return to the Water Right Information search screen](#)



RECEIVED

NOV 18 1974  
STATE ENGINEER  
SALEM, OREGON

Permit No. G-5254

APPLICATION FOR A PERMIT

ASSIGNED See Misc. Rec., Vol. 7 Page 2199  
5 896

# To Appropriate the Ground Waters of the State of Oregon

I, Eagle Banner Ranches  
(Name of applicant)  
of 1901 Avenue of the Stars, Suite 650, county of Los Angeles,  
(Postoffice Address)  
state of Los Angeles, CA 90067, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

June 8, 1970 - State of California

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Silver Creek  
(Name of stream)

tributary of Harney Lake

2. The amount of water which the applicant intends to apply to beneficial use is 8.63 cubic feet per second or 3870 gallons per minute.

3. The use to which the water is to be applied is supplemental and primary irrigation

4. The well or other source is located 396 ft. N and 965 ft. W from the SE corner of Sec. 14, being within the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 14, T24S, R27E, AND 10 ft. N and 120 ft. E from the south quarter corner of Sec. 15, being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 15  
(If preferable, give distance and bearing to section corner)  
(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the \_\_\_\_\_ of Sec. \_\_\_\_\_, Twp. 24S, R. 27E, W. M., in the county of Harney

5. The buried pipeline is \_\_\_\_\_ to be two miles in length, connecting the two wells, see attached map.  
(Canal or pipe line)  
(Smallest legal subdivision)

R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.  
Sec. 14 - SE $\frac{1}{4}$ SE $\frac{1}{4}$  = Big Well

6. The name of the well or other works is Sec. 15 - SW $\frac{1}{4}$ SE $\frac{1}{4}$  = Dusenbury Well

## DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of two wells having a diameter of 16 inches and an estimated depth of 487 feet. It is estimated that 37 feet of the well will require 1/8 gauge casing. Depth to water table is estimated  
(Kind)  
Big Well - 487  
Dusenbury - 400  
Big Well - 24  
Dusenbury - 10

ASSIGNED, See Misc. Rec., Vol. 8 Page 78

CANAL SYSTEM OR PIPE LINE—

9. (a) Give dimensions at each point of canal where materialy changed in size, stating miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, 18,074 ..... ft.; size at intake 14 ..... in.; in size at ..... ft. from intake ..... in.; size at place of use 12 ..... in.; difference in elevation between intake and place of use, ..... ft. Is grade uniform? ..... Estimated capacity, ..... sec. ft.

10. If pumps are to be used, give size and type 12" oil lube turbine

Big Well: Nema base #DC5252PB; Dusenbury: Nema base #DC4432PB

Give horsepower and type of motor or engine to be used Big Well: 350 hp electric

Dusenbury: 200 hp electric

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

| Township N. or S. | Range E. or W. of Willamette Meridian | Section                           | Forty-acre Tract                  | Number Acres To Be Irrigated | Supplemental |
|-------------------|---------------------------------------|-----------------------------------|-----------------------------------|------------------------------|--------------|
| 24S               | 27E                                   | 13                                | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | 10                           | 7.6          |
|                   |                                       |                                   | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | 20                           | 20.0         |
|                   |                                       |                                   | SW $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                           | 39.0         |
|                   |                                       |                                   | SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                           | 36.6         |
|                   |                                       |                                   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 10.0         |
|                   |                                       |                                   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           |              |
|                   |                                       |                                   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           |              |
|                   |                                       |                                   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           |              |
|                   |                                       | 14                                | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 40.0         |
|                   |                                       |                                   | NW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                   |                                       |                                   | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                   |                                       |                                   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 30.0         |
|                   |                                       |                                   | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
|                   |                                       |                                   | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
|                   |                                       |                                   | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
|                   |                                       |                                   | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | 40                           |              |
|                   |                                       | 15                                | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 3                            | 3.0          |
|                   |                                       |                                   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | 23                           | 23.0         |
|                   |                                       |                                   | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                           | 40.0         |
|                   |                                       |                                   | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 20                           | 20.0         |
|                   |                                       | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 14                                | 14.0                         |              |
|                   |                                       |                                   | 690                               | 343.2                        |              |

(If more space required, attach separate sheet)

Character of soil Sandy Loam

Kind of crops raised Alfalfa, alfalfa and grass

MUNICIPAL SUPPLY—

13. To supply the city of \_\_\_\_\_  
in \_\_\_\_\_ county, having a present population of \_\_\_\_\_  
and an estimated population of \_\_\_\_\_ in 19\_\_\_\_\_

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

14. Estimated cost of proposed works, \$ 80,000

15. Construction work will begin on or before Holloway Drilling Co., Ontario, Oregon  
drilled both wells

16. Construction work will be completed on or before Big Well completed 3/21/68  
Dusenbury completed 3/30/68

17. The water will be completely applied to the proposed use on or before has been used since  
completion of the wells

18. If the ground water supply is supplemental to an existing water supply, identify any appli-  
cation for permit, permit, certificate or adjudicated right to appropriate water, made or held by the  
applicant. Certificates 14044, 29360, 29362

EAGLE BANNER RANCHES

BY \_\_\_\_\_  
(Signature of applicant)  
Attorney in Fact

Remarks:

~~Wells were drilled under permit G-4250, said permit was  
cancelled by request of Mr. Brown, President of Silver Oaks  
Company, through a misunderstanding.~~

STATE OF OREGON, }  
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying  
maps and data, and return the same for \_\_\_\_\_

In order to retain its priority, this application must be returned to the State Engineer, with correc-  
tions on or before \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_ ASSISTANT

STATE OF OREGON, }  
County of Marion, } ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 2.6 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from two wells

The use to which this water is to be applied is irrigation and supplemental irrigation.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is November 18, 1974

Actual construction work shall begin on or before November 20, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 20th day of November, 1974

*[Signature]*  
STATE ENGINEER

Application No. G- 6727  
Permit No. G- G 5254

**PERMIT**  
TO APPROPRIATE THE GROUND  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the  
office of the State Engineer at Salem, Oregon,  
on the 18th day of November  
1974, at 8:00 o'clock A. M.

Returned to applicant: \_\_\_\_\_

Approved: \_\_\_\_\_  
November 20, 1974

Recorded in book No. \_\_\_\_\_ of  
Ground Water Permits on page G 5254

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 12, page 35

*Fee \$120.00*



# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

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

June 8, 2005

Amerititle  
attn: Leslie Odam  
111 W. Washington St.  
Burns, Oregon 97720

Reference: Assignment of Water Rights from Denny Land and Cattle Co. LLC., to Scott and Margie Runels.

Dear Amerititle:

The assignment from Denny Land and Cattle Co. LLC., to Scott and Margie Runels regarding the following water rights, has been recorded in the records of the Water Resources Department:

- |                               |                                |
|-------------------------------|--------------------------------|
| 1) App. G-15168, Per. G-15158 | 7) App. G-11036, Per. G-10862  |
| 2) App. G-11037, Per. G-10702 | 8) App. G-14798, Per. G-13698  |
| 3) App. G-6726, Per. G-5253   | 9) App. G-6727, Per. G-5254    |
| 4) App. G-6728, Per. G-5255   | 10) App. G-6730, Per. G-5257   |
| 5) App. G-8947, Per. G-8406   | 11) App. G-14901, Per. G-15032 |
| 6) App. S-65353, Per. S-50437 |                                |

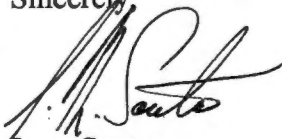
Our records have been changed accordingly and the original request is enclosed. Receipt number 74987 covering the recording fee of \$100.00 is also enclosed.

Research on the following rights showed that certificates have been issued and an assignment is not needed, but an ownership update may be submitted:

- 1) App. S-24780, Per. S-19525, Cert. 29360
- 2) App. S-26456, Per. S-20743, Cert. 61053
- 3) App. S-24497, Per. S-19162, Cert. 61054
- 4) App. G-6729, Per. G-5256, Cert. 51445
- 5) App. R-77435, Cert. 71026
- 6) App. S-34966, Per. S-27423, Cert. 36885

- 7) Silver Creek Decree Cert. 14044
- 8) Silver Creek Decree Cert. 14047
- 9) Silver Creek Decree Cert. 14071

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Sauter". The signature is stylized with a large, sweeping initial "J" and "S".

Jerry Sauter  
Water Rights Program Analyst

Enclosure: Receipt 74987

cc: Watermaster 10  
Denny Land and Cattle Co., LLC.  
Scott and Margie Runels  
Data Center, OWRD  
Mary Rohling  
File

# REQUEST FOR ASSIGNMENT

Scott Runels

I, Denny Land & Cattle Co. LLC  
(Name of Applicant / Permit / Transfer Holder)

500 Boylston St. Boston OR MA 02116 617/536-6602  
(mailing address) (City) (State) (Zip) (Phone #)

## CHECK ONE

- ...hereby assign **all my interest** in and to application/permit/transfer;
- ...hereby assign **all my interest** in and to a **portion** of application/permit/transfer;  
(You must include a map showing the portion of the application/permit to be assigned.)
- ...hereby assign **a portion of my interest** in and to the **entire** application/permit/transfer;

SEE ATTACHED PLATCARD REPORTS

Application # \_\_\_\_\_, Permit # \_\_\_\_\_, Transfer # \_\_\_\_\_

-OR-

GR Statement # \_\_\_\_\_, GR Certificate of Registration # \_\_\_\_\_

as filed in the office of the Water Resources Director, to:

Scott and Margie Runels

(Name of New Owner)

PO Box 160 Silverlake OR 97638 541/576-2822  
(mailing address) (City) (State) (Zip) (Phone #)

**NOTE:** If there are other owners of the property described in this Application, Permit, Transfer or Certificate of Ground Water Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 9th day of May, 2005.

Applicant/Permit holder [Signature]

Applicant/Permit holder \_\_\_\_\_

9th Assign  
1/15/05  
J. D. C. 6/10/05

### DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.  
 - Fee receipt # 74987  
 - For Director by Jerry Sauter, Program Analyst in Water Rights Division [Signature]

The completed "Request for Assignment" form must be submitted to the Department along with the appropriate recording fees:

- ◆ \$25 for the first page, and
- ◆ \$5 for each additional page.  
[as required by ORS 536.050(1)(d)]

RECEIVED

JUN 03 2005

WATER RESOURCES DEPT  
SALEM, OREGON

WATER RESOURCES DEPARTMENT  
725 SUMMER STREET NE, SUITE A  
SALEM, OREGON 97301-1271

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **74987**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: AmeriTitle

|             |                  |
|-------------|------------------|
| APPLICATION | <u>See below</u> |
| PERMIT      |                  |
| TRANSFER    |                  |

BY: \_\_\_\_\_

CASH:  CHECK: # 6312 OTHER: (IDENTIFY)

\$ 100.00

**0407 MISCELLANEOUS CASH ACCT**

|      |                   |    |
|------|-------------------|----|
| 0407 | COPIES            | \$ |
|      | OTHER: (IDENTIFY) | \$ |

0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**0407 MISCELLANEOUS**

|       |  |                    |
|-------|--|--------------------|
| 0407  | COPY & TAPE FEES                           | \$                 |
| 0410  | RESEARCH FEES                              | \$                 |
| 0408  | MISC REVENUE: (IDENTIFY) <u>assignment</u> | \$ <u>100.00</u>   |
| TC162 | DEPOSIT LIAB                               | \$                 |
| 0240  | EXTENSION G1568 G11036 G11037              | \$                 |
|       | WATER RIG G14798 G6727 G6728               | <b>RECORD FEE</b>  |
| 0201  | SURFACE W G6730 G8947 G6726 G14901         | \$                 |
| 0203  | GROUND W S 65353                           | \$                 |
| 0205  | TRANSFER                                   |                    |
|       | <b>WELL CONSTRUCTION</b>                   | <b>LICENSE FEE</b> |
| 0218  | WELL DRILL CONSTRUCTOR \$ _____ 0219       | \$                 |
|       | LANDOWNER'S PERMIT _____ 0220              | \$                 |
|       | OTHER (IDENTIFY) _____                     |                    |

**0536 TREASURY 0437 WELL CONST. START FEE**

|      |                      |          |
|------|----------------------|----------|
| 0211 | WELL CONST START FEE | \$ _____ |
| 0210 | MONITORING WELLS     | \$ _____ |
|      | OTHER (IDENTIFY)     |          |

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

|      |                            |          |
|------|----------------------------|----------|
| 0233 | POWER LICENSE FEE (FW/WRD) | \$ _____ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | \$ _____ |
|      | HYDRO APPLICATION          | \$ _____ |

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **74987**

DATED: 6/3/05 BY: Linda Doucette



RECEIVED

FEB 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

Feb. 27, 2000

Laura Smedcar  
Water Right Specialist

As a representative for the Denny Land  
and Cattle Co owner of the South Silver Creek  
Ranch near Riley I am requesting a  
six week extension of time to resolve  
some cancellations, applications and transfers  
because. G-14901

I helped June Miller February 17<sup>th</sup> 2000  
do final proof surveys on Permits, G-5253,  
G-5254, G-5255, G-5256, G-5257, G-10862,  
G-8406, 50437, G-10702, G-12129.

We have to have her final proof map  
in order to file on lands needing water  
rights, canceling water rights that are subject  
to cancellation from non use and changing  
Supplemental rights to Cuminary rights.

I am sending you this request as per  
our telephone conversation this morning.

cc Denny Land & Cattle Co  
Bob Debraga  
File

Sincerely,  
Bill Beal  
HC 71 Box 41  
Burns, OR 97720



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

December 29, 1997

DENNY LAND & CATTLE CO, LLC  
500 BOYLSTON ST STE 1880  
BOSTON MA 02116

REFERENCE: Files G-8947, 65353, G-11036, G-11037, G-6726, G-6727, G-6728, & G-6730

The assignment of Permits G-8406, 50437, G-10862, G-10702, G-5253, G-5254, G-5255, and G-5257 from South Ranch to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original assignment is enclosed.

Our receipt number 17882 covering \$15 of the recording fee has been sent to Jett Blackburn Real Estate. Our receipt number 16538 covering \$10 of the recording fee has been sent to Land Title and Insurance Escrow Company.

Sincerely,

Dallas S. Miller  
Water Rights Specialist

DSM:jh

enclosure

cc: Carrie Jones, Watermaster  
June Miller, Field Office  
South Ranch  
Land Title & Insurance Escrow Company  
Jett Blackburn Real Estate, Inc.

RECEIVED

OCT - 8 1997

WATER RESOURCES DEPT.  
SALEM, OREGON

ASSIGNMENT

I, South Ranch  
(NAME)  
P.O. Box 377 Stayton Oregon 97383  
(MAILING ADDRESS) (CITY) (STATE) (ZIP)

do hereby assign all my interest in and to water right  
\* See attached  
Application Number \_\_\_\_\_, Permit Number \_\_\_\_\_,  
as filed in the office of the Water Resources Director, to:

Denny Land & Cattle Co., LLC  
(NAME)  
500 Boylston Street, Suite 1880 Boston MA 02116  
(MAILING ADDRESS) (CITY) (STATE) (ZIP)

TELEPHONE NUMBER 617-536-6602

WITNESS my hand this 26 day of September 1997.

South Ranch  
by: James D Moya

The completed assignment must be submitted to the Water Resources Director, 3850 Portland Road, N.E., Salem, OR 97310, together with a recording fee of \$10.

STATE OF OREGON, )  
                          ) as  
County of Marion. )  
I certify that the within was  
received by me on the 8th day of  
December, 1997, at 8 o'clock  
A. m., and was recorded in the  
Miscellaneous Records, Vol. 8  
Page 78  
Water Resources Director

OK ASSIGN  
Permits  
50437  
G 10862  
G 10702  
G 5253  
G 5254  
G 5255  
G 5257  
G 8406 / DSR



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

October 13, 1997

DENNY LAND AND CATTLE CO, LLC  
500 BOYLSTON ST, SUITE 1880  
BOSTON, MA 02116

REFERENCE: Files 65353, G 11036, G 11037, G 6726, G 6727, G 6728, G 6730

The assignment of Permits 50437, G 10862, G 10702, G 5253, G 5254, G 5255, G 5257 from South Ranch to Denny Land and Cattle Co, LLC can be assigned.

Two of the permits in the area are in other names than South Ranch and the assignment form should be signed by the permit holder. If that isn't possible you can provide us with a copy of the deed or contract that puts your company in title to the land under the permits. The two permits are in the following names.

Permit G 12129 Sheldon Arnett

Permit G 8406 Connecticut General Life Insurance Co

The rest of the water rights on the property outlined are certificated and decreed rights. Certificated and Decreed rights are perfected and cannot be assigned. And it isn't necessary to assign them to another name, because under Oregon Water Law the rights are appurtenant to the land and whoever owns the land owns the rights.

| Permits                     | Certificate                |
|-----------------------------|----------------------------|
| G 6729                      | 51445                      |
| 19525                       | 29360                      |
| U 667                       | 31699                      |
| R 4577                      | 39436                      |
| G 5256                      | 51445                      |
| 19162                       | 27359                      |
| 20743                       | 61053                      |
| Decreed Rights              | Certificate                |
| Volume 12 Pg 323            | 14044                      |
| Volume 12 Pg 324            | 14047                      |
| Volume 9 Pg 539             | 14047                      |
| Volume 9 Pg 143,169,170,178 | certificate not yet issued |

We received the \$10 fee you submitted, however the fee for recording assignments have been raised to \$25.

If you have questions please contact me at the address below or phone 1-800-624-3199 ext. 272.

Sincerely,

A handwritten signature in cursive script that reads "Dallas Miller".

Dallas Miller  
Water Rights Specialist

cc: Watermaster Dist 10, Jett Blackburn Real Estate

WATER  
RESOURCES  
DEPARTMENT

November 8, 1995

South Ranch  
PO Box 377  
Mill City, OR 97360

USER-ID: 13175

With regard to the pump test requirements for the following wells and associated water rights:

|               |                       |
|---------------|-----------------------|
| POD-ID: 26928 | PERMIT: G-5255        |
| POD-ID: 26927 | PERMIT: G-5254 G-6726 |
| POD-ID: 26926 | PERMIT: G-5254 G-6728 |
| POD-ID: 26925 | PERMIT: G-5253        |
| POD-ID: 26929 | PERMIT: G-5257 G-6730 |

The Water Resource Department has received your exemption request for POD-ID 26928, 26927, 26926, 26925, and 26929 based on a previously tested wells, POD-ID 25769, 25773, and 25772. Because of the large volume of correspondence we receive regarding this program, we are not able to respond as promptly to your request as we would like.

Our review indicates that the well to be tested and the well proposed for exemption:

- are located within a five-mile radius and
- appear to be completed in the same water-bearing zone.

Therefore, the Department is granting the exemption. This means that the additional well(s) need not be tested. This exemption is valid **only if both wells are owned by the same landowner.**

We appreciate your cooperation in this program. If you have any questions, please contact Marilyn Baker at 378-8455, ext 289, or myself at the address or phone number listed below.

Sincerely,

*Marilyn Baker*  
for  
FRED LISSNER, Manager  
Groundwater/Hydrology Section

cc: Water Rights Section



Commerce Building  
158 12th Street NE  
Salem, OR 97310-0210  
(503) 378-3739  
FAX (503) 378-8130

378-3066

File G6726  
G-6727  
G-6728  
G-6729  
G-6730

July 6, 1976

Hawley Troxell Ennis & Hawley  
P.O. Box 1617  
Bosie, ID 83701

ATTENTION: Richard Goodson

Dear Mr. Goodson,

The assignment of permit numbers G-5253, G-5254, G-5255, G-5256 and G-5257 from Eagle Banner Ranches to Jim Towery, Robert Young, Vernon Morgan has been recorded in the records of the Water Resources Department. Our records have been changed accordingly, and the original is enclosed along with our receipt number 53786, covering the recording fee of \$2.00 submitted by Barbara D. Smith.

Sincerely,

Vestal R. Garner  
Water Rights Engineer

VRG:jt

Encl.

cc: Connecticut General Life Insurance Co.  
Agricultural Investment Division  
910 Stemmons Tower North  
Dallas, TX 75207

James Towery, Robert Young; Vernon Morgan  
4600 S.W. Linn Blvd.  
Mill City, OR 97360



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 503 378-3739

July 20, 1989

HELTZEL, UPJOHN, SHAW, WILLIAMS, AND YANDELL  
PO BOX 1048  
SALEM, OR 97308-1048

REFERENCE: Files 65353, G-6726, G-6727, G-6728, G-6730,  
G-11036, and G-11037  
Your MO8128-1

The assignment of permits 50437, G-5253, G-5254, G-5255, G-5257, G-10862, and G-10702 from James R. Towery to South Ranch, a partnership consisting of Robert C. Young and Vernon R. Morgan, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original assignment is enclosed along with our receipt 58139 covering the \$10 recording fee.

Application 8947, permit 8406 was not assigned.

Under the terms of permit 50437, a substantial beginning of construction of the water system must be made by January 31, 1990. An adequate irrigation system is to be on hand or completed by October 1, 1990 and water used from Silver Creek to the fullest extent intended on or before October 1, 1991.

Under the terms of permit G-10862, water from two wells is to be used to the fullest extent intended on or before October 1, 1991.

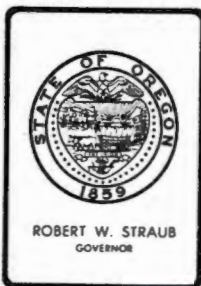
Forms for reporting are enclosed.

Sincerely,

Thomas E. Shook  
Water Right Specialist

cc: Bill Beal, Watermaster District 10





## *Water Resources Department*

### MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File G-6726  
G-6728  
G-6729  
G-6730  
G-6727

October 30, 1978

Vernon Morgan  
James Lowery  
Robert Young  
4600 SW Linn Blvd.  
Mill City, OR 97360

Gentlemen,

On August 12, 13, and 14, 1976 a representative of this office made a field inspection of your permits G-5253, G-5254, G-5255, G-5256 and G-5257. Each of these filings were for irrigation and supplemental irrigation of certain lands which had, in part, previous water rights from Silver Creek and Chickahominy Creek and reservoir.

The information found by the field engineer at the time of the survey was that the ditch from Silver Creek had been plugged very near the point of diversion from the Creek and the bulk of the remainder of the ditch had been destroyed. This means that the primary irrigation, the waters of Silver Creek in this case, were not being utilized and we therefore, could not issue you a water right from the wells for the supplemental irrigation to a primary right which is now non-existent. The field engineer mentioned this to Richard Towery at the time. Mr. Towery informed him that you intended to keep the old rights on Silver Creek in any case. We now have the problem that we cannot issue the water right certificate for the lands that you proved up on without knowing that the primary source is still usable.

Please let us know at your earliest convenience what the situation with the ditch is so that we will be able to determine if we can issue the water right certificates based on the field engineers report that we had. If the surface water is no longer being used we can issue these permits for the total of the primary right which was filed on under each of the permits and which was found. You would then be required to refile on the lands which we designated supplemental if the wells are to be primary to those lands now.

Thank you for any information that you can give us.

Sincerely,

Bruce A. Estes, Supervisor  
Survey-Certificate Section

BAE:jt

378-3066

G 6726  
G 6727  
G 6728  
G 6729  
G 6730

May 25, 1976

Mr. Thomas A. Miller  
Box 1617  
Boise, Idaho 83701

Dear Mr. Miller:

Enclosed are copies of permits Nos. G 5253, G 5254, G 5255,  
G 5256 and G 5257. Prints of maps will be mailed as soon as  
received from the duplicator.

You will note that use of water has been reported as completed.  
We will make the usual final proof survey as soon as possible.

Also enclosed are assignment forms.

Sincerely,

Trevor Jones

TJ:whh  
Enclosures

November 22, 1974

G-6726  
G-6727  
G-6728  
G-6729  
G-6730

Idaho Land and Appraisal Service  
P.O. Box 1603  
Boise, ID 83700

Gentlemen:

The five applications for permits submitted for Eagle Banner Ranches to appropriate: 4.0 cubic feet of water per second from Middle Well for the irrigation and supplemental irrigation of 320.0 acres, 8.6 cubic feet of water per second from two wells for the irrigation and supplemental irrigation of 690.0 acres, 3.6 cubic feet of water per second from Sanders Well for the irrigation and supplemental irrigation of 284.0 acres, 3.0 cubic feet of water per second from Upper Dam Field Well for the irrigation and supplemental irrigation of 240.0 acres, and 2.8 cubic feet of water per second from Lower Dam Field Well for the irrigation and supplemental irrigation of 225.0 acres and maps have been received and filed. The applications have been numbered G-6726, G-6727, G-6728, G-6729, and G-6730 respectively.

Our receipts numbered 43864, 43865, 43860, 43859, and 43855 for fees of \$97.50, \$190.00 \$88.50, \$77.50, and \$73.75 are enclosed.

The applications are in satisfactory form and have been approved by the issuance of permits numbered G-5253, G-5254, G-5255, G-5256, and G-5257. The permits will be mailed as soon as the necessary entries have been completed in the records of this office.

Very truly yours,

TREVOR JONES  
Assistant

TJ:mm  
enc:  
cc: Eagle Banner Ranches

December 2, 1974

Eagle Banner Ranches  
1901 Ave. of the Stars, Suite 650  
Los Angeles, CA 90067

G-6726  
G-6727  
G-6728  
G-6729  
G-6730

Gentlemen:

G-6726, G-6727, G-6728, G-6729 & G-6730  
permit No. B-5253, 5254, 5255, 5256, 5257 with a map print.

December 2, 1974

Alpine Land and Cattle Company  
Route 4, Box 526GG  
Evergreen, Colorado 80439

Gentlemen:

I am enclosing a copy of a letter mailed to Idaho Land and Appraisal Service regarding applications filed by Eagle Banner Ranches.

The permits include time limits to begin and complete construction and complete the use of water. These are November 20, 1975, October 1, 1976 and October 1, 1977 respectively. The applications indicate that the use of water has been completed so the next time we have a field engineer in the area the usual final proof survey will be made to determine the extent of use of water. Following this, a proof of appropriation form will be sent to the record holder of the permits defining the rights to the extent found completed.

On return of this, a certificate of water right in evidence of a perfected right is issued. A perfected right remains in force subject only to loss by failure to exercise the right for a period of five successive years.

Very truly yours,

Trevor Jones  
Assistant

TJ:whh  
Enc: Copy ltr 11/22/74

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

**RECEIVED**

WATER WELL REPORT

NOV 18 1974

STATE ENGINEER SALEM, OREGON

STATE OF OREGON

(Please type or print)

Write above this line

*Dusenberry*

State Well No. 24/27-15 C

State Permit No.

(1) OWNER:

Name SILVER CREEK RANCH  
Address Rikey OREGON

(2) TYPE OF WORK (check):

New Well  Deepening  Reconditioning  Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary  Driven   
Cable  Jetted   
Dug  Bored

(4) PROPOSED USE (check):

Domestic  Industrial  Municipal   
Irrigation  Test Well  Other

CASING INSTALLED:

16" Diam. from +1 ft. to 37 ft. Gage 1/4"  
" Diam. from ft. to ft. Gage  
" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated?  Yes  No.

Type of perforator used

| Size of perforations | in. by | in. |
|----------------------|--------|-----|
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |

(7) SCREENS:

Well screen installed?  Yes  No

Manufacturer's Name  
Type Model No.  
Diam. Slot size Set from ft. to ft.  
Diam. Slot size Set from ft. to ft.

(8) WATER LEVEL: Completed well.

Static level 10 ft. below land surface Date  
A. sian pressure lbs. per square inch Date

(9) WELL TESTS:

Drawdown is amount water level is lowered below static level.

Was a pump test made?  Yes  No If yes, by whom? LA HARRA PUMP CO  
Yield: 2000 gal./min. with 140 ft. drawdown after 2 hrs.

Baller test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date

Temperature of water 58 Was a chemical analysis made?  Yes  No

(10) CONSTRUCTION:

Well seal—Material used Bentonite  
Depth of seal 20 ft.  
Diameter of well bore to bottom of seal 20" in.  
Were any loose strata cemented off?  Yes  No Depth  
Was a drive shoe used?  Yes  No  
Did any strata contain unusable water?  Yes  No  
Type of water? depth of strata  
Method of sealing strata off  
Was well gravel packed?  Yes  No Size of gravel:  
Gravel placed from ft. to ft.

(11) LOCATION OF WELL: JIMS # 3

County Harney Driller's well number 5 (4)  
NE 1/4 N14 Section 15 T. 9 N R. 9 E W.M.

Bearing and distance from section or subdivision corner  
325° EAST of SECTION CORNER  
2.46 of 14 + 15  
32 + 23

(12) WELL LOG: Diameter of well below casing 16"  
Depth drilled 400 ft. Depth of completed well 400 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

| MATERIAL               | From | To   | SWL |
|------------------------|------|------|-----|
| SOLK                   | 0    | 3'   |     |
| CLAY                   | 3'   | 9'   |     |
| GRAVEL                 | 9'   | 10'  | 10' |
| CLAY YELLOW            | 10'  | 20'  | 10' |
| SAND + GRAVEL          | 20'  | 33'  | 10' |
| ROCK BLACK HARD        | 33'  | 65'  | 10' |
| ROCK Red               | 65'  | 70'  | 10' |
| SAND SMALL GRAVEL      | 70'  | 75'  | 10' |
| CLAY BROWN             | 75'  | 130' | 10' |
| SAND STONE             | 130' | 134' | 10' |
| CLAY YELLOW            | 134' | 153' | 10' |
| CLAY BLUE              | 153' | 180' | 10' |
| SAND ROCK BROWN        | 180' | 253' | 10' |
| CLAY STICKY            | 253' | 297' | 10' |
| SAND GRAY              | 297' | 302' | 10' |
| CLAY GREEN BROWN       | 302' | 341' | 10' |
| SAND BROWN             | 341' | 347' | 10' |
| CLAY GREEN             | 347' | 384' | 10' |
| SAND STONE WITH GRAVEL | 384' | 400' | 10' |

Work started 3-18 1968 Completed 3-30 1968  
Date well drilling machine moved off of well 4-2 1968

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Jim Gillmore Date 4/29, 1968  
(Drilling Machine Operator)

Drilling Machine Operator's License No. 102

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME HOLLOWAY DRILLING CO  
(Person, firm or corporation) (Type or print)

Address ONTARIO OREGON

[Signed] May Holloway  
(Water Well Contractor)

Contractor's License No. 16 Date 4-29, 1968

Application No. G6727  
Permit No.

RECEIVED

NOV 18 1974

STATE ENGINEER  
SALEM, OREGON

Application No. G6727  
Permit No.

The undersigned hereby nominates and appoints Idaho Land & Appraisal Service, whose address is P. O. Box 1603, Boise, Idaho, as attorney-in-fact with full authority to act for and on behalf of the undersigned in all matters pertaining to the attached application for a permit to appropriate the ground waters of the State of Oregon. Such acts shall include, but not be limited to the filing of applications for extension of time and for amendment of said permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 5th day of November, 1974.

Eagle Banner Ranches

By [Signature]  
Peter S. Brown, President

By [Signature]  
J. Frank Martin, Jr. Secretary

State of )

TO 449 C  
(Corporation)

(TI)

STATE OF CALIFORNIA }  
COUNTY OF Los Angeles } SS.

On November 5, 1974 before me, the undersigned, a Notary Public in and for said State, personally appeared Peter S. Brown known to me to be the President, and J. Frank Martin, Jr.

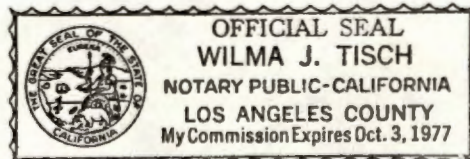
known to me to be Secretary of the corporation that executed the within Instrument, known to me to be the persons who executed the within Instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.

Signature Wilma J. Tisch

Wilma J. Tisch

Name (Typed or Printed)



(This area for official notarial seal)

STAPLE HERE



NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filled with the

STATE ENGINEER, SALEM, OREGON within 30 days from the date of well completion.

RECEIVED

NOV 18 1974

WATER WELL REPORT

STATE OF OREGON

STATE ENGINEER SALEM, OREGON

(Please type or print)

1968

State Well No. 24/27-14 R

State Permit No.

Big well

(1) OWNER:

Name SILVER CREEK RANCH  
Address RILEY OREGON

(2) TYPE OF WORK (check):

New Well  Deepening  Reconditioning  Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary  Driven   
Cable  Jetted   
Dug  Bored

(4) PROPOSED USE (check):

Domestic  Industrial  Municipal   
Irrigation  Test Well  Other

(5) CASING INSTALLED:

Threaded  Welded   
8 1/2" Diam. from ..... ft. to ..... ft. Gage .....  
16" Diam. from +1 ft. to 37' ft. Gage 1/4"

PERFORATIONS:

Perforated?  Yes  No.

Type of perforator used

| Size of perforations | in. by | in. |
|----------------------|--------|-----|
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |
| perforations from    | ft. to | ft. |

(7) SCREENS:

Well screen installed?  Yes  No

Manufacturer's Name ..... Model No. ....  
Type ..... Slot size ..... Set from ..... ft. to ..... ft.  
Diam. Slot size ..... Set from ..... ft. to ..... ft.

(8) WATER LEVEL: Completed well.

Static level 19' ft. below land surface Date 3-21-68  
Artesian pressure lbs. per square inch Date

(9) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made?  Yes  No If yes, by whom? DRILLER  
Yield: 1130 gal./min. with 104 ft. drawdown after 12 hrs.

Bailer test gal./min. with ft. drawdown after hrs.  
Artesian flow g.p.m. Date  
Temperature of water 57° Was a chemical analysis made?  Yes  No

(10) CONSTRUCTION:

Well seal—Material used BENTONITE  
Depth of seal 30 ft.  
Diameter of well bore to bottom of seal 20 in.  
Were any loose strata cemented off?  Yes  No Depth .....  
Was a drive shoe used?  Yes  No  
Did any strata contain unusable water?  Yes  No  
Type of water? depth of strata  
Method of sealing strata off  
Was well gravel packed?  Yes  No Size of gravel:  
Gravel placed from ..... ft. to ..... ft.

(11) LOCATION OF WELL: LAMARS # 3

County HARNEY Driller's well number #5  
SE 1/4 SE 1/4 Section 14 T. 27 R. 27E W.M.  
Bearing and distance from section or subdivision corner  
2500' EAST of SECTION CORNER  
(2.12) 14+13  
23124

(12) WELL LOG:

Diameter of well below casing 16"

Depth drilled 487 ft. Depth of completed well 487' ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

| MATERIAL                | From | To   | SWL |
|-------------------------|------|------|-----|
| Soil                    | 0    | 3'   |     |
| CLAY SOME GRAVEL        | 3'   | 22'  |     |
| GRAVEL                  | 22'  | 24'  | 24' |
| CLAY Red + BROWN        | 24'  | 60'  | 24' |
| ROCK BROWN              | 60'  | 95'  | 24' |
| ROCK BLACK HARD         | 95'  | 130' | 24' |
| ROCK GRAY HARD          | 130' | 159' | 24' |
| CLAY BROWN SANDY        | 159' | 285' | 24' |
| CLAY BLUE               | 285' | 312' | 24' |
| CLAY BROWN              | 312' | 330' | 24' |
| SAND BLACK              | 330' | 332' | 24' |
| CLAY GREEN              | 332' | 345' | 24' |
| CLAY BROWN              | 345' | 357' | 24' |
| GRAVEL SMALL            | 357' | 359' | 24' |
| CLAY BLACK GREEN + BLUE | 359' | 480' | 24' |
| SAND + PEAGRAVEL        | 480' | 481' | 24' |
| CLAY GREEN              | 481' | 487' | 24' |

Work started 2-29 1968 Completed 3-21 1968  
Date well drilling machine moved off of well 3-21 1968

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] J. Tom Hall Date 4/29, 1968  
(Drilling Machine Operator)

Drilling Machine Operator's License No. 101

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME Holloway Drilling Co  
(Person, firm or corporation) (Type or print)  
Address ONTARIO OREGON  
[Signed] Max Holloway  
(Water Well Contractor)

Contractor's License No. 16 Date 4-29, 1968

**Application No.** G6727  
**Permit No.**