

# Application for a Permit to Use Surface Water



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

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JUL 15 2013

SALEM, OR

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME <i>FILIPOWICZ, JOHN DAVID</i>		PHONE (HM)	
<i>FEIL-FILIPOWICZ, SHARON LOUISE</i>		<i>541-450-1599</i>	
PHONE (WK)	CELL	FAX	
<i>-</i>	<i>541-840-8318</i>	<i>-</i>	
ADDRESS			
<i>13397 HIGHWAY 234</i>			
CITY	STATE	ZIP	E-MAIL *
<i>GOLD HILL</i>	<i>OR</i>	<i>97525</i>	<i>JOHNNYFLIPPER@GMAIL.COM</i>

### Organization Information

NAME		PHONE		FAX
ADDRESS		CELL		
CITY	STATE	ZIP	E-MAIL *	

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

AGENT / BUSINESS NAME		PHONE		FAX
ADDRESS		CELL		
CITY	STATE	ZIP	E-MAIL *	


Note: Attach multiple copies as needed

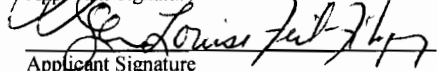
\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

### By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

  
Applicant Signature

  
Applicant Signature

*JOHN DAVID FILIPOWICZ* *7/11/13*  
Print Name and title if applicable Date

*SHARON LOUISE FEIL-FILIPOWICZ* *7/11/13*  
Print Name and title if applicable Date

Revise	For Department Use		
App. No.	Permit No.	Date	

**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

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Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

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No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

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List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

*You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.*

**SECTION 3: SOURCE OF WATER**

**A. Proposed Source of Water**

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

- Source 1: LOST CREEK RESERVOIR Tributary to: ROGUE RIVER - PACIFIC OCEAN  
PERMIT 8142
- Source 2: \_\_\_\_\_ Tributary to: \_\_\_\_\_
- Source 3: \_\_\_\_\_ Tributary to: \_\_\_\_\_
- Source 4: \_\_\_\_\_ Tributary to: \_\_\_\_\_

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

**B. Applications to Use Stored Water**

Do you, or will you, own the reservoir(s) described in item 3A above?

- Yes.
- No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water to you.

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**SECTION 4: WATER USE**

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Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

*(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)*

SOURCE	USE	PERIOD OF USE	AMOUNT
LOST CREEK RESERVOIR	IR	APRIL 1 to Oct. 31	2.0 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 0.40 Acres                      Supplemental: 0.00 Acres

List the Permit or Certificate number of the underlying primary water right(s): NONE

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 2.0

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_\_
- If the use is **mining**, describe what is being mined and the method(s) of extraction:  
\_\_\_\_\_

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## SECTION 5: WATER MANAGEMENT

### A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): 2.0HP

Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

\_\_\_\_ CENTRIFUGAL Pump FROM RIVER, PIPELINE to Place of USE

### B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

\_\_\_\_ MEDIUM PRESSURE Sprinklers AND DRIP IRRIGATION

### C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

\_\_\_\_ TIMED APPLICATION, EVENING OR NIGHT APPLICATION  
\_\_\_\_ AMOUNT MEASURED BY FLOW METER

## SECTION 6: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

Diversion will be screened to prevent uptake of fish and other aquatic life.

Describe planned actions: \_\_\_\_ INTAKE SUCTION PIPE SCREENED

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.

Describe planned actions: \_\_\_\_ MINIMUM CLEARING OF AREA, VEGETATION WILL BE RETAINED TO PROVIDE SHADE AND CONCEAL PUMP.

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.

Describe: \_\_\_\_ NO EQUIPMENT OTHER THAN INTAKE AND FISH SCREEN WILL BE IN RIVER.

Water quality will be protected by preventing erosion and run-off of waste or chemical products.

Describe: \_\_\_\_ NO EROSION OR RUN-OFF IS ANTICIPATED

**SECTION 7: PROJECT SCHEDULE**

Date construction will begin: *OCTOBER 2013*

Date construction will be completed: *MARCH 2014*

Date beneficial water use will begin: *APRIL 1, 2014*

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**SECTION 8: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 9: REMARKS**

Use this space to clarify any information you have provided in the application.

— *EXISTING DOMESTIC WELL WILL NOT SUPPORT DESIRED IRRIGATION. PROPOSED WATER RIGHT WILL PROVIDE ADDITIONAL FIRE SUPPRESSION IN EMERGENCY SITUATIONS*

# Land Use Information Form



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

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## NOTE TO APPLICANTS

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In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

# Land Use Information Form



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-2266  
 (503) 986-0900  
 www.wrd.state.or.us

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Applicant: JOHN DAVID FILIPOWICZ  
SHARON LOUISE FEIL-FILIPOWICZ SALEM, OR  
First Last

Mailing Address: 13397 HIGHWAY 234  
GOLD HILL OR 97525 Daytime Phone: 541-450-1599  
City State Zip

## A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
36S	3W	10	SE NE NE SE	902	RR-5	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	RESIDENTIAL
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

JACKSON COUNTY, 10 SOUTH OAKDALE, MEDFORD, OR. 97501

## B. Description of Proposed Use

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

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

Source of water:  Reservoir/Pond   
 Ground Water   
 Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: MAX 9 AF   
 cubic feet per second   
 gallons per minute   
 acre-feet

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

Briefly describe:

WATER FROM LOST CREEK RESERVOIR WILL BE USED FOR IRRIGATION OF LAWN, GARDEN, ORCHARD AND LANDSCAPEING.

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

# For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. **RECEIVED BY OWRD**  
 only with the local land-use plan. Do not include approval for activities such as building or grading permits.

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**Please check the appropriate box below and provide the requested information**

**SALEM, OR**

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are regulated by your comprehensive plan. Cite applicable ordinance section(s): 631

Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

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

Also local case # Zon 2013-00811

Name: Charles Bennett Title: Planner II  
 Signature: Charles Bennett Phone: 774-6907 Date: 7/8/13  
 Government Entity: Jackson County

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**

Applicant name: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_



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SALEM, OR

July 11, 2013

U.S. Bureau of Reclamation  
1150 N. Curtis Road, Suite 100  
Boise, ID 83706  
Attn: Mr. Bill Parks

Dear Mr. Parks,


Enclosed please find our application for project irrigation water service contract data sheet, requested supplemental documentation and check for the \$100.00 contract administration fee.

We are currently submitting our application for a permit to use surface water to the Oregon Water Resources Department and have requested our application be completed using the expedited process.

Please contact us if you have any questions or require additional information.

Thank you,

  
John David Filipowicz  
13397 Highway No. 234  
Gold Hill, OR 97525  
541-450-1599

  
Sharon Louise Feil-Filipowicz  
13397 Highway No. 234  
Gold Hill, OR 97525  
541-450-1599

# CONTRACT DATA SHEET

JUL 15 2013



U.S. Bureau of Reclamation  
SALEM, OR  
Attn: PN-3324  
1150 North Curtis Road  
Boise, ID 83706-1234  
208-378-5344

## RECLAMATION *Managing Water in the West*

### I. Applicant Information:

#### A. Landowners

FILIPOWICZ, JOHN DAVID

- 1) Name of landowner(s): FEIL-FILIPOWICZ, SHARON LOUISE
- 2) Address: 13397 HIGHWAY 234
- 3) Mailing Address (if different): GOLD HILL, OR 97525
- 4) Taxpayer Identification Number(s): \_\_\_\_\_  
(Social Security Number or Employer Identification Number) <sup>1</sup>.
- 5) Do you own all of the land where you propose to divert and make use of water? YES

#### B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: \_\_\_\_\_
- 2) Name & Title of Applicant: \_\_\_\_\_
- 3) Mailing Address of Organization: \_\_\_\_\_
- 4) Taxpayer Identification Number: \_\_\_\_\_  
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
  - (a) A description of the area served by the organization (location, total acreage, # of water users, prominent crops, etc.)
  - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of Water (name of stream, river): LOST CREEK RESERVOIR - ROQUE RIVER
3. Proposed point of diversion: 295 feet SOUTH and 440 feet WEST of EAST 1/4 corner of Section 10, Township 36 SOUTH, Range 3 WEST, Willamette Meridian.
4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: YES.
5. Include a map of lands and diversion points. [Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].

6. Do you currently hold a right to natural flows for irrigating the property described herein? No  
If yes, what is/are the priority date(s)? \_\_\_\_\_ RECEIVED BY OWRD

7. Total quantity of water from storage requested: 2.0 acre-feet.

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8. Location of land to be irrigated in each 40-acre tract:

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
36 S	3 W	10	Gout. Lot 5 (SE 1/4 NE 1/4 - NE 1/4 SE 1/4)	0.40	LAWN, GARDEN, LANDSCAPING, ORCHARD

9. What is the present use of the land identified above? [*Farming; idle (fallow cultivated land); native (appears never to have been tilled); planted pasture or other (please specify)*].

RUAL RESIDENTIAL, EXISTING LAWN, GARDEN, ORCHARD

10. Is the land identified above currently being irrigated? YES If yes, what is the source? (*natural flows, wells, etc.*) DOMESTIC WELL - (WELL DOES NOT SUPPORT IRRIGATION NEEDS)

11. Diversion must be screened to prevent uptake of fish and other aquatic life.

Describe plan(s) to comply with State/Federal fish screen standards: DIVERSION INTAKE  
TO BE SCREENED TO COMPLY WITH ODFW REQUIREMENTS

12. Telephone number where you can be reached during the day: 541-450-1599 OR 541-840-8318 <sup>CELL</sup>

Before returning the completed Contract Data Sheet to the address provided on page 1, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE <sup>2</sup>, MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

<sup>1</sup> Section 31001.(i) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

<sup>2</sup> The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

WATER RIGHT APPLICATION MAP  
FOR  
JOHN DAVID FILIPOWICZ  
AND

SHARON LOUISE FEIL-FILIPOWICZ  
13397 OREGON STATE HIGHWAY NO. 234  
GOLD HILL, OR 97525

GOVERNMENT LOT 5 (SE1/4NE1/4, NE1/4SE1/4) SECTION 10  
TOWNSHIP 36 SOUTH, RANGE 3 WEST, W.M.  
JACKSON COUNTY, OREGON

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Scale: 1"=400'  
Date: July 3, 2013

**LEGEND**

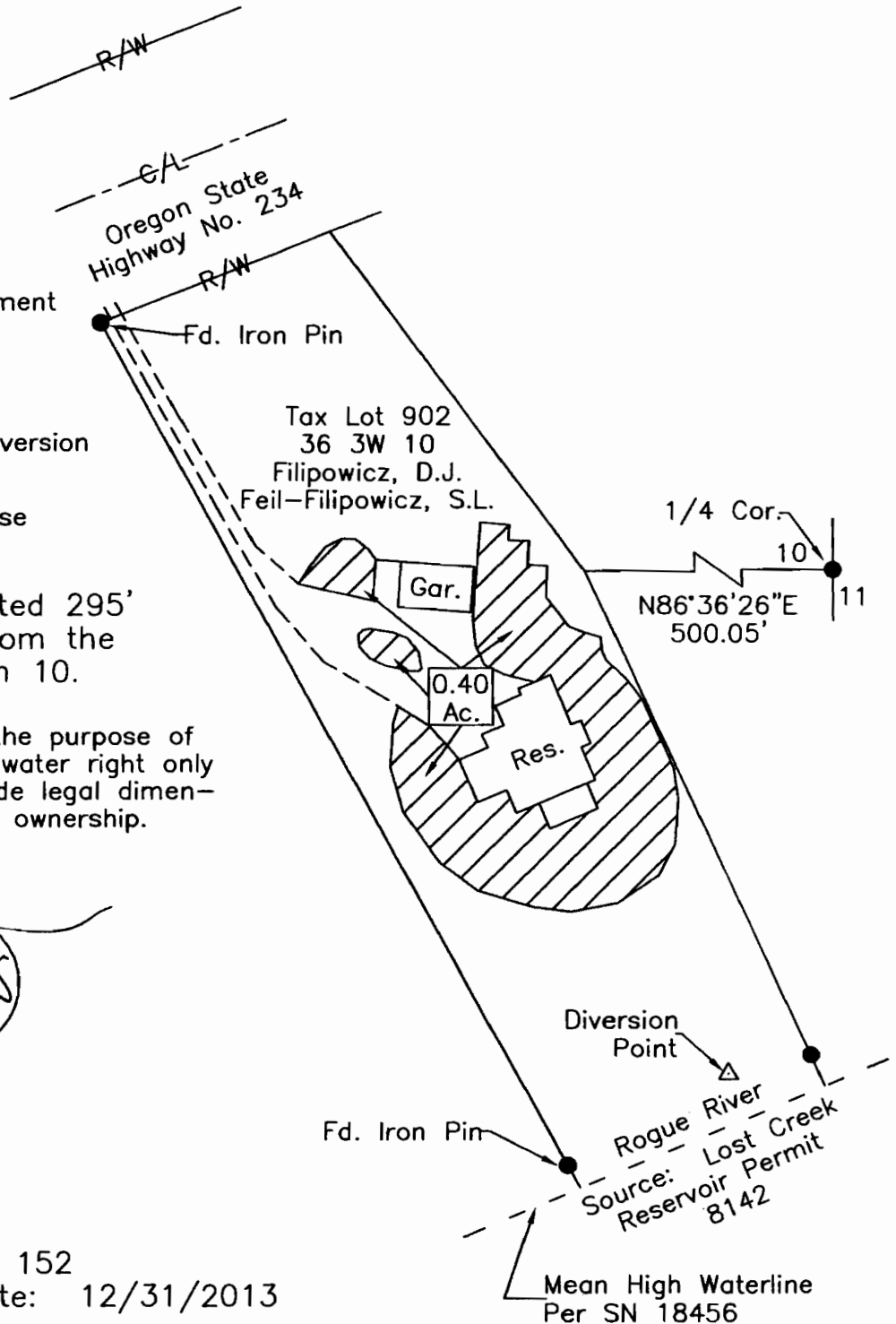
- Found Survey Monument  
SN 18456
- Denotes Building
- === Denotes Driveway
- △ Denotes Point Of Diversion  
Pump Location
- ▨ Denotes Place Of Use  
0.40 Acres

Point of Diversion—Situated 295'  
South and 440' West from the  
East 1/4 Corner Section 10.

This map was prepared for the purpose of  
identifying the location of a water right only  
and is not intended to provide legal dimen-  
sions or location of property ownership.



HAROLD L. CENTER  
2604 David Lane  
Medford, OR. 97504  
Phone 541-535-6108  
Oregon Certificate No. 152  
Certificate Renewal Date: 12/31/2013



RE

NO PART OF ANY STEVENS-MESS FORM MAY BE REPRODUCED IN ANY FC

R-BSD  
Cnt=1 SHAWBJ 04/20/2011 01:35:55 PM  
\$10.00 \$10.00 \$5.00 \$11.00 \$15.00 Total:\$54.00

John David Filipowicz  
13397 Hwy 234 Gold Hill OR  
97525

Grantor's Name and Address  
John David Filipowicz and  
Sharon Louise Feil-Filipowicz  
13397 Hwy 234 Gold Hill OR 97525

Grantor's Name and Address  
After recording, return to (Name, Address, Zip):

Until requested otherwise, send all tax statements to (Name, Address, Zip):  
John David Filipowicz and  
Sharon Louise Feil-Filipowicz  
13397 Hwy 234 Gold Hill OR  
97525

STATE \$3.00  
County: [Barcode]  
I received 01477491201100121870020020  
at Christine Walker, County Clerk for Jackson County, Oregon, certify  
book/ records that the instrument identified herein was recorded in the Clerk  
and/or Christine Walker - County Clerk  
No. \_\_\_\_\_

SPACE RESERVED  
FOR  
RECORDER'S USE

Witness my hand and seal of County affixed.

NAME TITLE  
By \_\_\_\_\_, Deputy.

BARGAIN AND SALE DEED - STATUTORY FORM

John David Filipowicz Grantor,  
conveys to John David Filipowicz and Sharon Louise Feil-Filipowicz  
husband and wife Grantee,  
the following real property situated in Jackson County, Oregon, to-wit:

See Exhibit A attached hereto.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

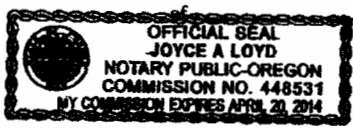
The true consideration for this conveyance is \$ other value (Here, comply with the requirements of ORS 93.030.)

DATED April 20, 2011; if a corporate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

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

[Signature]  
JOHN DAVID FILIPOWICZ

STATE OF OREGON, County of Jackson ss.  
This instrument was acknowledged before me on April 20, 2011  
by John David Filipowicz  
This instrument was acknowledged before me on  
by  
as



[Signature]  
Notary Public for Oregon  
My commission expires 4-20-2014

PUBLISHER'S NOTE: If using this form to convey real property subject to Oregon Laws 2007, Chapter 866, Section 3, include the required reference.

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SALEM, OR

EXHIBIT A

Commencing at a point on the easterly right of way line of State Highway #234, said point being North 19.70 feet and West 1059.28 feet from the brass-capped government monument marking the Quarter Section corner common to Sections 10 and 11 in Township 36 South, Range 3 West of the Willamette Meridian in Jackson County, Oregon; thence North 61°30' East, along said right of way line, 288.0 feet to an iron pipe for the true point of beginning; thence continue North 61°30" East, along said right of way line, 144.28 feet; thence South 38°00' East 266.70 feet to an iron pipe; thence South 24°35' East 230.37 feet to an iron pipe; thence continue South 24°35' East 49.75 feet, more or less, to Rogue River; thence South 76°04' West, along the northwesterly bank of Rogue River, 160.0 feet to a point South 30°08' East of the true point of beginning; thence North 30°08' West, 502.47 feet, more or less, to the true point of beginning. EXCEPTING THEREFROM that portion, if any, lying east of the centerline of Jamison Race.

(Code 6-04, Account #1-016354-4, Map #363W10, Tax Lot #902)

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SALEM, OR

July 11, 2013

Oregon Water Resources Department  
725 Summer Street N.E., Suite A  
Salem, Oregon 97301-1271

Attn: Surface Water

Enclosed please find our surface water application for stored water from Lost Creek Reservoir. We have enclosed our check in the amount of \$450.00 (\$400.00 plus \$50.00 for the two acre feet of stored water). ~~We prefer to pay the recording fee at the time the permit is issued.~~

*The recording fee is enclosed.*

We are currently submitting our application to the U.S. Bureau of Reclamation for a project irrigation water service contract. A copy of the application is included.

Please contact us if you have any questions or require additional information.

Thank you,



John David Filipowicz  
13397 Highway No. 234  
Gold Hill, OR 97525  
541-450-1599



Sharon Louise Feil-Filipowicz  
13397 Highway No. 234  
Gold Hill, OR 97525  
541-450-1599