

# Application for a Permit to Use Surface Water



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

Received  
AUG 16 2024

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

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### Applicant

NAME PRINCESS PROPERTIES LLC, ATTN: LEE BISCHOFF			PHONE (HM)
PHONE (WK)	CELL 713-829-4118		FAX
ADDRESS 4038 TENNYSON STREET			
CITY HOUSTON	STATE TX	ZIP 77005	E-MAIL * LEE.BISCHOFF@GMAIL.COM

### Organization

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

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

AGENT / BUSINESS NAME TED RESSLER, RG, CWRE, / SUMMIT WATER RESOURCES LLC			PHONE 503-967-7050 x204	FAX
ADDRESS 4784 SE 17 <sup>TH</sup> AVENUE, SUITE 111			CELL 503-701-4535	
CITY PORTLAND	STATE OR	ZIP 97202	E-MAIL * TRESSLER@SUMMITWR.COM	

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 proposed and final order documents will also be mailed.)

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### 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.
- I cannot legally use water until the Water Resources Department issues a permit.
- 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 receive 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 receive water to which they are entitled.

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

	Lee Bischoff	7/22/24
Applicant Signature	Print Name and Title if applicable	Date
_____	_____	_____
Applicant Signature	Print Name and Title if applicable	Date

For Department Use: App. Number: \_\_\_\_\_

## 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.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, 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).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

**Affected Landowners:** List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

NA

**Legal Description:** 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.

PROVIDED IN ATTACHMENT 3

## 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), and the locations of the point of diversion (POD):

Source 1: <b>Reservoir #1</b>	Tributary to: <b>Unnamed Stream &gt; South Yamhill River</b>
TRSQQ of POD: <b>T6S R6W S14 NWSE</b>	
Source 2: <b>Reservoir #2</b>	Tributary to: <b>Unnamed Stream &gt; South Yamhill River</b>
TRSQQ of POD: <b>T6S R6W S14 NWSE</b>	

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).

**Reservoir 1: Certificate 41895 (see Transfer T-14478)**

**Reservoir 2: Permit R-15245**

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**B. Applications to Use Stored Water**

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

Yes.  No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 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 from the reservoir to you.

#### SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0900.

#### Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

**If yes, you are notified** that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes  No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

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**SECTION 5: WATER USE**

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
Reservoir #1	Irrigation	3/1 – 10/31	1.2 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
Reservoir #2	Irrigation	3/1 – 10/31	5.0 <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

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.  
 Primary: 107.5 Acres                      Supplemental: \_\_\_\_\_ Acres                      Nursery Use: \_\_\_\_\_ Acres  
 If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):  
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: \_\_\_\_\_

- 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:

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

- Pump (give horsepower and type): **Centrifugal pump, horsepower to be determined**
- Other means (describe):

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

**Stored water will be diverted at the proposed point of diversions by a bankside, skid mounted centrifugal pump. The diversion pump will deliver water to a buried PVC mainline that will deliver water via a closed pipe system to the lands to be irrigated.**

**B. Application Method**

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

**Water will be applied using drip irrigation**

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**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.

**The amount of water requested is for irrigation of up to 107.5 acres. Water will only be appropriated in the amount needed for irrigation operations without waste. It is anticipated that water for irrigation will be applied using drip irrigation, which will provide efficient irrigation and help to prevent runoff and adverse impacts to aquatic life, riparian habitat, or public uses of surface water.**

**SECTION 7: 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 per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.  
Describe planned actions: **Screening of the diversion intake is planned to prevent damage to the pumping equipment and minimize debris within the water conveyance system. If ODFW approved fish screening is required, ODFW will be contacted to confirm that the fish screening meets ODFW specifications.**

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.**  
Describe planned actions and additional permits required for project implementation: **The source of water for this application is stored water from existing, constructed reservoirs, Reservoir 1 (Certificate 41895) and Reservoir 2 (Permit R-15245). No excavation or clearing of banks will be required to divert water for use as requested by this application. The irrigation pump station to supply water under this permit will be installed as part of the construction under Permit R-15245.**

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.  
Describe planned actions and additional permits required for project implementation: **The source of water for this application is stored water from existing, constructed reservoirs. No in-water work is anticipated as part of the water use requested by this application.**

Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe planned actions: **Water will be conveyed through a closed pipe system, and will be applied using drip irrigation. The system will be designed to use water efficiently, and minimize erosion and runoff.**

List other federal and state permits or contracts to be obtained, if a water right permit is granted.

**SECTION 8: PROJECT SCHEDULE**

- a) Date construction will begin: **Within 5 years of permit issuance**
- b) Date construction will be completed: **Within 5 years of permit issuance**
- c) Date beneficial water use will begin: **Within 5 years of permit issuance**

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**SECTION 9: WITHIN A DISTRICT**

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

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

The storage right associated with Reservoir 1, Certificate 41895, authorizes a total storage volume of 1.2 AF, being 1.0 AF for irrigation and 0.2 for domestic use. The water right holder recently submitted a transfer application (T-14478) requesting to change the authorized purpose of storage under this right to be 1.2 AF for multiple uses including irrigation.

There is an existing secondary right associated with Reservoir 1, Certificate 41896. Affidavits of Voluntary Cancellation from each of the two holders of property appurtenant to Certificate 41896 are included with this application (Attachment 5). The applicant requests that the Department cancel Certificate 41896 simultaneously with the issuance of a permit resulting from this application.

Attachment List:

- Attachment 1 Minimum Requirements Checklist
- Attachment 2 Land Use information Form
- Attachment 3 Legal Description of Property
- Attachment 4 Map
- Attachment 5 Affidavits of Cancellation

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**Attachment 1**  
**Minimum Requirements Checklist**

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## Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

### Include this checklist with the application

**Check that each of the following items is included.** The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

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#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- 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.
- Fees - Amount enclosed: **\$1,507**  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:
  - Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North Directional Symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference corner on map
  - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
  - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
  - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
  - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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**Attachment 2**  
**Land Use Information Form**

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# Land Use Information Form



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

## NOTE TO APPLICANTS

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 groundwater 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 503-986-0900.

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# Land Use Information Form



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

**Applicant**

NAME <b>PRINCESS PROPERTIES LLC, ATTN: LEE BISCHOFF</b>			PHONE (HM)		
PHONE (WK)		CELL <b>713-829-4118</b>		FAX	
ADDRESS <b>7695 BLANCHARD ROAD</b>					
CITY <b>SHERIDAN</b>		STATE <b>OR</b>	ZIP <b>97378</b>	E-MAIL* <b>LEE.BISCHOFF@GMAIL.COM</b>	

**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:
<b>6S</b>	<b>6W</b>	<b>14</b>	<b>NESW, SESW, NWSE, NESE, SWSE, SESE,</b>	<b>700</b>	<b>EFU</b>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<b>Irrigation</b>

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

**Polk County**

**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 Groundwater Registration Modification
- Limited Water Use License
- Allocation of Conserved Water
- Exchange of Water

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

Estimated quantity of water needed: **6.2**  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:

**The applicant is proposing to use 6.2 acre-feet of stored water from the applicant's permitted reservoirs (5.0 AF under Permit R-15245 and 1.2 AF under Certificate 41895 as modified by T-14478) for irrigation of existing farm land.**

**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.

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## For Local Government Use Only

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

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

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): PCZO 136.030CA "Farm Use"
- 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
<b>Received</b>		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
<b>AUG 16 2024</b>		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
<b>OWRD</b>		<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.

NAME <u>Michael Burns</u>	TITLE: <u>Associate Planner</u>
SIGNATURE <u>Michael C. Burns</u>	PHONE: <u>(503) 623-9237</u>
GOVERNMENT ENTITY <u>Polk County</u>	DATE: <u>7/9/2024</u>

**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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**Attachment 3**  
**Legal Description of Property**

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Polk County Parcel Information



First American Title

**Parcel Information**

**Parcel #:** 230267  
**Tax Lot:** 661400 700  
**Site Address:** 7695 Blanchard Rd  
 Sheridan OR 97378  
**Owner:** Princess Properties LLC  
**Owner 2:**  
**Owner Address:** 7695 Blanchard Rd  
 Sheridan, OR 97378  
**Phone:**  
**Twn/Range/Section:** T: 06S R: 06W S: 14  
**TCA:** 2110  
**Parcel Size:** 121.33 Acres ( 5285135 SqFt)  
**Plat/Subdivision:** Partition Plat 2012-0004  
**Lot:** PARCEL 1  
**Block:**  
**Census Tract/Block:** 020500/1062  
**Waterfront:**  
**Levy Code Area:** 2110  
**Levy Rate:** 10.9594  
**Market Value Land:** \$444,490  
**Market Value Imprv:** \$248,780  
**Market Value Total:** \$693,270  
**Assessed Value:** \$271,050



**Tax Information**

Tax Year	Annual Tax
2016	\$2,869.11
2015	\$118.70
2014	\$113.02

Exemption Description:

**Legal**

PARTITION PLAT 2012-0004

**Land**

**Land Use:** 481 - IMPRVD H&B TRACT, MLTPL SPEC ASMT, ZONING NOT SIGNIFICANT  
**Zoning:** County-EFU - Exclusive Farm Use Zone  
**Watershed:** Deep Creek-South Yamhill River  
**School District:** 21

**Improvement**

**Year Built:** 1979      **Eff Year Built:** 1986      **Build Type:** - Res - One story w/attic and basement  
**Bedrooms:** 4      **Bathrooms:** 3.00      **Fin SqFt:** 3176      **Floor 1 SqFt:** 2226  
**Full Baths:** 3      **Half Baths:** 0      **Stories:**      **Floor 2 SqFt:** 0  
**Garage:** 550      **Carpport SqFt:** 0      **Deck SqFt:** 0      **Porch SqFt:** 0  
**FirePlace:** 1      **Heat:** -FORCED AIR HEATING

**Transfer Information**

<b>Rec. Date:</b> 06/07/16	<b>Sale Price:</b> \$700,000	<b>Doc Num:</b> 201600005986	<b>Doc Type:</b> Warranty Deed
<b>Orig Loan Amt:</b>			
<b>Loan Type:</b>	<b>Finance Type:</b>	<b>Lender:</b>	

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy or completeness of information contained in this report.

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After recording return to:  
Princess Properties LLC  
7695 Blanchard Road  
Sheridan, OR 97378

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

Princess Properties LLC  
7695 Blanchard Road  
Sheridan, OR 97378

File No.: 1031-2660096 (LZ)  
Date: May 20, 2016

THIS SPACE RESERVED FOR RECORDER'S USE

RECORDED IN POLK COUNTY      **2016-005986**  
Valerie Unger, County Clerk      06/07/2016 01:01:56 PM  
REC-WD      Cnt=1 Stn=11 K. WILLIAMS  
\$15.00 \$11.00 \$10.00 \$5.00 \$20.00      **\$61.00**

FIRST AMERICAN TITLE 2460096-4C

### STATUTORY WARRANTY DEED

**Morris Engle Bart, III and Pamela F. Bart, as tenants by the entirety, Vincent Jude Bart and Lydia Bart, as tenants by the entirety and Anthony Benjamin Bart, Jr.**, Grantor, conveys and warrants to **Princess Properties LLC**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

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

**Parcel 1 of Partition Plat 2012-0004, recorded April 03, 2012, in Book of Partition Plats and in Book 2012, Page 04, Deed Records, Polk County, Oregon.**

**Subject to:**

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.
2. The assessment roll and the tax roll disclose that the premises herein described were specially assessed as Forest Land pursuant to O.R.S. 321.358 to 321.372. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last five (5) or lesser number of years in which the land was subject to the special land assessment.
3. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.

The true consideration for this conveyance is **\$700,000.00**. (Here comply with requirements of ORS 93.030)

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**AUG 16 2024**  
**OWRD**

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

Dated this 6<sup>th</sup> day of June, 2016.

Morris Engle Bart  
Morris Engle Bart III

Pamela F. Bart  
Pamela F. Bart

Vincent Jude Bart  
Vincent Jude Bart

Lydia Bart  
Lydia Bart

Anthony Benjamin Bart Jr. by Morris Engle Bart III Attorney in Fact  
Anthony Benjamin Bart Jr. by Morris Engle Bart  
III as attorney in fact

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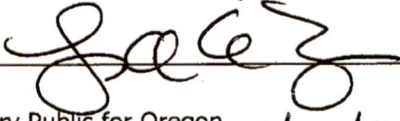
APN: 230267

Statutory Warranty Deed  
- continued

File No.: 1031-2660096 (LZ)

STATE OF Oregon )  
County of Yamhill )ss.  
)

This instrument was acknowledged before me on this 6 day of June, 2016  
by **Morris Engle Bart, III and Pamela F. Bart and Vincent Jude Bart and Lydia Bart and Anthony Benjamin Bart, Jr. by Morris Engle Bart III as attorney in fact.**

  
\_\_\_\_\_  
Notary Public for Oregon  
My commission expires: 5/13/2019



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**Attachment 4**  
**Map**

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**Attachment 5**  
**Affidavits of Cancellation**

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# Affidavit of Voluntary Cancellation or Diminution of a Water Right Certificate

**VOLUNTARY CANCELLATION** is how the legal holder(s) of a water right certificate may cancel an abandoned water right or an abandoned portion of a water right. Abandonment means water use has or will have ceased under the cancellation. A cancellation can apply to an entire certificate or to a specific place of use and acreage. The rate of water must be proportionately cancelled to match the portion of the right being cancelled. If a certificate is partially cancelled, a remaining water right certificate will be issued describing the uncanceled portion.

[see also Oregon Revised Statute (ORS) 540.621 and Administrative Rule (OAR) 690-017-0100.]

**VOLUNTARY DIMINUTION** is how the legal holder(s) of a water right certificate may diminish an entire water right or a portion of it from a primary purpose to a supplemental purpose. The overall authorized rate of water on the certificate will remain the same, but the proportions between primary use and supplemental use will change. In the diminution process, the originating water right will be cancelled, and a new water right will be issued describing the diminution. [see also Oregon Administrative Rule (OAR) 690-330-0040.]

**Describe in your own words what you want to accomplish with this affidavit: Cancel the portion of Certificate 41896 that is located on my property, being tax lot 700 (T6S, R6W, S14, NWSE)**

**Certificate of Water Right Information:**

Certificate Number: 41896

Issued for use within the State of Oregon, County of Polk.

Issued in the name of: Richard Nimrod.

Date of priority: 7/27/1970

Rate or Volume on entire certificate: 1.2 AF (cubic foot per second *or* gallons per minute *or* acre-feet).

Source(s) of water on certificate: Reservoir constructed under Application R-47298, Permit R-5698.

Use(s) of water listed on certificate: 1.0 AF for irrigation and 0.2 AF for domestic (purposes),

If for irrigation (IR), total number of acres on certificate for primary IR 1.0, supplemental IR \_\_\_\_\_.

**Statements of Oath:**

I/We (or authorized agent), Lee Bishoff, owner of Princess Properties, LLC,

residing at 4038 Tennyson Street, Houston, Texas 77005,

with a mailing address of (if different) \_\_\_\_\_,

and a telephone number of 713-829-4118, being first duly sworn depose and say:

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1. I/We are the legal owners of property appurtenant to all  *or*  a portion (**check one box**) of the water right described above. My/Our property is described on a recorded property deed in my/our/an entity name(s). The property is located within the following legal description [*must include at a*

**Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate**

*minimum, township(s), range(s), section number(s), quarter- quarter(s) and tax lot number(s)].*

Examples:

- Township 3 South, Range 5 East, Section 12, NW¼, NW¼ SW¼ & SW¼ SW¼; Section 13 NWNW, SWNW, all within Tax Lot 700.
- T16S, R18E, Sec18, SWSE & SESE, TL 1700
- T6N, R35E, Sec 27, S½, TL 1100

Enter legal description here: Township 6 South, Range 6 West, Section 14, NWSE, tax lot 700.

2. I/We are requesting a [**check one box - the affidavit will be returned if more than one box is checked**]:

voluntary cancellation of and have abandoned any and all interest in the ENTIRE water right Certificate # \_\_\_\_\_.

voluntary cancellation of and have abandoned any and all interest a PORTION of water right Certificate # **41896**.

voluntary diminution of the ENTIRE water right Certificate # \_\_\_\_\_.

voluntary diminution of a PORTION of water right Certificate # \_\_\_\_\_.

3. The appurtenant water right  is **or**  is not (**check one box**) located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (district). If the right is located within a district or reclamation project, name it here: \_\_\_\_\_.

a. The water right, or portion thereof, being  cancelled **or**  diminished (**check one box**) is in the name of or served by a district. The signature of district manager on the line below documents the concurrence of the district to the changes to the water right specified in this affidavit, for the portion of the water right in the name of or served by the district.

\_\_\_\_\_  
Signature of district manager      Printed Name  
Date \_\_\_\_\_

**Received**  
**AUG 16 2024**  
**OWRD**

4. Complete this item (#4) only if this is a CANCELLATION for a PORTION of the water right.

I/We have abandoned any and all interest in and wish to cancel the following portion(s) of the water right certificate number listed in Item #2, above:

A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) **Irrigation**
- IF FOR IRRIGATION OR NURSERY USE: Total number of acres to be cancelled **0.11**
- In the amount of **0.11 acre-feet** cubic foot per second
- From the water source (s) **Reservoir constructed under Application R-47298, Permit R-5698**
- At the following location(s) (*attach a larger table if needed*):

ABANDONED PORTION TO BE CANCELLED										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
6	S	6	W	WM	14	=	=	NWSE	0.11	700



**Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate**

- Locations of the place of use or acres being cancelled are clearly identified on a copy of the certificate map of record (decree map, final proof map, or claim of beneficial use map); or, if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is to be cancelled)
- Locations of the place of use or acres **NOT** being cancelled are clearly identified on a copy of the certificate map of record; or if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is NOT to be cancelled.

**AND/OR (less common)**

- One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.
  - For the use of (specify irrigation, domestic, etc.) \_\_\_\_\_
  - From the water source (s) \_\_\_\_\_
  - Located within the \_\_\_\_\_<sup>1</sup>/<sub>4</sub>, Section \_\_\_\_\_, Township \_\_\_\_\_ (N or S), Range \_\_\_\_\_ (E or W, W.M.
  - Location Description (if given on the certificate) \_\_\_\_\_

**N/A 5. Complete this section (Item #5a-c) for a DIMINUTION of ALL or a PORTION of the water right.**

- I/We have found a more dependable source of primary water, and therefore request the water right certificate  in its entirety, **or**  as described in Item #6, below, (check one box) be diminished from a right for primary use to a right for supplemental use.
- I/We agree that if this change is approved, it is permanent and the right to the use of water from \_\_\_\_\_ (source) cannot be changed back to the primary use unless otherwise provided by law.
- I/We also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from \_\_\_\_\_ (source of water) for primary use on these lands.

**N/A 6. Complete this item (#6) for a DIMINUTION of a PORTION of the water right.**

I/We, being the legal owners of the property described below are requesting a partial diminution of the water right certificate (identified in Item #2 above in the amount of \_\_\_\_\_ (cfs) from \_\_\_\_\_ (sources) for irrigation (if applicable) of \_\_\_\_\_ acres at the following location(s) as listed on the certificate (attach a larger table if needed):

PORTION TO BE DIMINISHED FROM PRIMARY TO SUPPLEMENTAL IRRIGATION										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____

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Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

Signatures and Notary:

*[Handwritten signature]*

Signature of legal owner as listed on deed, or authorized agent

Printed Name Lee Bischoff

Date 4/30/24

Signature of legal co-owner as listed on deed (if applicable)

Printed Name \_\_\_\_\_

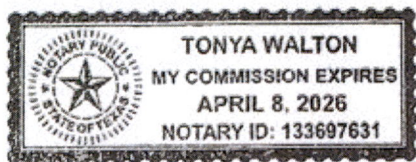
Date \_\_\_\_\_

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Subscribed and Sworn to Before Me this 30<sup>th</sup> day of April, 2024.



*[Handwritten signature]*  
Signature of Notary Public for Oregon-Texas

My Commission Expires April 8, 2026

**REQUIRED ATTACHMENTS (LEGIBLE COPIES):**

- 1) A recorded property deed which lists landowner(s) and includes a legal description of lands affected by this affidavit of cancellation or diminution.
- 2) An adjudication map, water right final proof map, or a tax lot map that clearly shows:
  - a. Location and acreages within each township, range and quarter-quarter of the lands described on the water right being cancelled or diminished, and
  - b. the remaining locations and acreages within each township, range and quarter-quarter of the lands described on entire water right NOT being cancelled or diminished, if any.
- 3) A list of names and addresses of other property owners with lands appurtenant to portions of the water right certificate not legally owned by the person(s) signing the affidavit.
- 4) If acting as an authorized agent, include a copy of the Power of Attorney or other documents granting authority to act on behalf of legal owner(s) as listed on the deed.

**MISSING ATTACHMENTS WILL RESULT IN THE AFFIDAVIT BEING RETURNED, AND NO ACTION TAKEN ON THE AFFIDAVIT.**



# Affidavit of Voluntary Cancellation or Diminution of a Water Right Certificate

**VOLUNTARY CANCELLATION** is how the legal holder(s) of a water right certificate may cancel an abandoned water right or an abandoned portion of a water right. Abandonment means water use has or will have ceased under the cancellation. A cancellation can apply to an entire certificate or to a specific place of use and acreage. The rate of water must be proportionately cancelled to match the portion of the right being cancelled. If a certificate is partially cancelled, a remaining water right certificate will be issued describing the uncanceled portion.

[see also Oregon Revised Statute (ORS) 540.621 and Administrative Rule (OAR) 690-017-0100.]

**VOLUNTARY DIMINUTION** is how the legal holder(s) of a water right certificate may diminish an entire water right or a portion of it from a primary purpose to a supplemental purpose. The overall authorized rate of water on the certificate will remain the same, but the proportions between primary use and supplemental use will change. In the diminution process, the originating water right will be cancelled, and a new water right will be issued describing the diminution. [see also Oregon Administrative Rule (OAR) 690-330-0040.]

**Describe in your own words what you want to accomplish with this affidavit: Cancel the portion of Certificate 41896 that is located on our property, being tax lot 701 (T6S, R6W, S14, NWSE)**

**Certificate of Water Right Information:**

Certificate Number: 41896

Issued for use within the State of Oregon, County of Polk.

Issued in the name of: Richard Nimrod.

Date of priority: 7/27/1970

Rate or Volume on entire certificate: 1.2 AF (cubic foot per second *or* gallons per minute *or* acre-feet).

Source(s) of water on certificate: Reservoir constructed under Application R-47298, Permit R-5698.

Use(s) of water listed on certificate: 1.0 AF for irrigation and 0.2 AF for domestic (purposes),

If for irrigation (IR), total number of acres on certificate for primary IR 1.0, supplemental IR \_\_\_\_\_.

**Statements of Oath:**

**I/We** (or authorized agent), David L. Tegtmeier and Mitzi A. Barber,

residing at 7705 Blanchard Road, Sheridan OR 97378,

with a mailing address of (if different) \_\_\_\_\_,

and a telephone number of 509-520-9357 and 509-901-6990, being first duly sworn depose and say:

1. I/We are the legal owners of property appurtenant to all  *or*  a portion (*check one box*) of the water right described above. My/Our property is described on a recorded property deed in my/our/an entity name(s). The property is located within the following legal description [*must include at a*

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**Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate**

minimum, township(s), range(s), section number(s), quarter-quarter(s) and tax lot number(s)].

Examples:

- Township 3 South, Range 5 East, Section 12, NW¼, NW¼ SW¼ & SW¼ SW¼; Section 13 NWNW, SWNW, all within Tax Lot 700.
- T16S, R18E, Sec18, SWSE & SESE, TL 1700
- T6N, R35E, Sec 27, S¼, TL 1100

Enter legal description here: NWSE and Lot 5 (SWSE), Township 6 South, Range 6 West, tax lot 701.

MB  
 DD  
 Replacements/Corrected page

2. I/We are requesting a [check one box - the affidavit will be returned if more than one box is checked]:

- voluntary cancellation of and have abandoned any and all interest in the ENTIRE water right Certificate # \_\_\_\_\_.
- voluntary cancellation of and have abandoned any and all interest a PORTION of water right Certificate # 41896.
- voluntary diminution of the ENTIRE water right Certificate # \_\_\_\_\_.
- voluntary diminution of a PORTION of water right Certificate # \_\_\_\_\_.

3. The appurtenant water right  is or  is not (check one box) located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (district). If the right is located within a district or reclamation project, name it here: \_\_\_\_\_.

a. The water right, or portion thereof, being  cancelled or  diminished (check one box) is in the name of or served by a district. The signature of district manager on the line below documents the concurrence of the district to the changes to the water right specified in this affidavit, for the portion of the water right in the name of or served by the district.

\_\_\_\_\_  
Signature of district manager      Printed Name  
Date \_\_\_\_\_

4. Complete this item (#4) only if this is a CANCELLATION for a PORTION of the water right.

I/We have abandoned any and all interest in and wish to cancel the following portion(s) of the water right certificate number listed in Item #2, above:

- A place of use, or use.
  - For the use of (specify irrigation, domestic, etc.) Irrigation and Domestic
  - IF FOR IRRIGATION OR NURSERY USE: Total number of acres to be cancelled 0.89
  - In the amount of 1.09 acre-feet (0.89 acre-feet for Irrigation and 0.2 acre-feet for Domestic) cubic-foot-per-second
  - From the water source (s) Reservoir constructed under Application R-47298, Permit R-5698
  - At the following location(s) (attach a larger table if needed):

ABANDONED PORTION TO BE CANCELLED										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
6	S	6	W	WM	14	--	--	NWSE	0.49	701
6	S	6	W	WM	14	--	5	SWSE	0.40	701
6	S	6	W	WM	14	--	5	SWSE	DQ	701

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**Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate**

T 6S  
R 6W  
Sec 14  
  
1/4 1/4  
NWSE  
- 49 acres  
tax lot 701

- Locations of the place of use or acres being cancelled are clearly identified on a copy of the certificate map of record (decree map, final proof map, or claim of beneficial use map); or, if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is to be cancelled)
- Locations of the place of use or acres **NOT** being cancelled are clearly identified on a copy of the certificate map of record; or if there is no certificate map of record, then an alternate map is being submitted with information sufficient to determine the lands on which the right is **NOT** to be cancelled.

**AND/OR (less common)**

- One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.
- For the use of (specify irrigation, domestic, etc.) \_\_\_\_\_
  - From the water source (s) \_\_\_\_\_
  - Located within the \_\_\_\_\_ 1/4, Section \_\_\_\_\_, Township \_\_\_\_\_ (N  or S )  
Range 6 (E  or W , W.M. Sec 14
  - Location Description (if given on the certificate) \_\_\_\_\_

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**N/A 5. Complete this section (Item #5a-c) for a DIMINUTION of ALL or a PORTION of the water right.**

- I/We have found a more dependable source of primary water, and therefore request the water right certificate  in its entirety, or  as described in Item #6, below, (check one box) be diminished from a right for primary use to a right for supplemental use.
- I/We agree that if this change is approved, it is permanent and the right to the use of water from \_\_\_\_\_ (source) cannot be changed back to the primary use unless otherwise provided by law.
- I/We also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from \_\_\_\_\_ (source of water) for primary use on these lands.

**N/A 6. Complete this item (#6) for a DIMINUTION of a PORTION of the water right.**

I/We, being the legal owners of the property described below are requesting a partial diminution of the water right certificate (identified in Item #2 above in the amount of \_\_\_\_\_ (cfs) from \_\_\_\_\_ (sources) for irrigation (if applicable) of \_\_\_\_\_ acres at the following location(s) as listed on the certificate (attach a larger table if needed):

PORTION TO BE DIMINISHED FROM PRIMARY TO SUPPLEMENTAL IRRIGATION										
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	WM	_____	_____	_____	_____	_____	_____

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Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate

Signatures and Notary:

[Signature]  
Signature of legal owner as listed on deed, or authorized agent  
Printed Name David Tegtmeier  
Date 3/1/24

[Signature]  
Signature of legal co-owner as listed on deed (if applicable)  
Printed Name Mitzi Barber  
Date 3/1/24

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MAR 06 2024  
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AUG 16 2024  
OWRD

Subscribed and Sworn to Before Me this 1 day of March, 2024.



[Signature]  
Signature of Notary Public for Oregon

My Commission Expires April 15, 2025

**REQUIRED ATTACHMENTS (LEGIBLE COPIES):**

- 1) A recorded property deed which lists landowner(s) and includes a legal description of lands affected by this affidavit of cancellation or diminution.
- 2) An adjudication map, water right final proof map, or a tax lot map that clearly shows:
  - a. Location and acreages within each township, range and quarter-quarter of the lands described on the water right being cancelled or diminished, and
  - b. the remaining locations and acreages within each township, range and quarter-quarter of the lands described on entire water right NOT being cancelled or diminished, if any.
- 3) A list of names and addresses of other property owners with lands appurtenant to portions of the water right certificate not legally owned by the person(s) signing the affidavit.
- 4) If acting as an authorized agent, include a copy of the Power of Attorney or other documents granting authority to act on behalf of legal owner(s) as listed on the deed.

**MISSING ATTACHMENTS WILL RESULT IN THE AFFIDAVIT BEING RETURNED, AND NO ACTION TAKEN ON THE AFFIDAVIT.**

TRWO

**Affidavit for the VOLUNTARY CANCELLATION or DIMINUTION of a Water Right Certificate**

minimum, township(s), range(s), section number(s), quarter-quarter(s) and tax lot number(s)].

Examples:

- Township 3 South, Range 5 East, Section 12, NW¼, NW¼ SW¼ & SW¼ SW¼; Section 13 NWNW, SWNW, all within Tax Lot 700. - Lees
- T16S, R18E, Sec18, SWSE & SESE, TL 1700
- T6N, R35E, Sec 27, S¼, TL 1100

Enter legal description here: NWSE and Lot 5 (SWSE), Township 6 South, Range 6 West, tax lot 701.

2. I/We are requesting a [**check one box - the affidavit will be returned if more than one box is checked**]:

voluntary cancellation of and have abandoned any and all interest in the ENTIRE water right Certificate # \_\_\_\_\_.

voluntary cancellation of and have abandoned any and all interest a PORTION of water right Certificate # **41896**.

voluntary diminution of the ENTIRE water right Certificate # \_\_\_\_\_.

voluntary diminution of a PORTION of water right Certificate # \_\_\_\_\_.

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3. The appurtenant water right  is or  is not (**check one box**) located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (district). If the right is located within a district or reclamation project, name it here: \_\_\_\_\_.

a. The water right, or portion thereof, being  cancelled or  diminished (**check one box**) is in the name of or served by a district. The signature of district manager on the line below documents the concurrence of the district to the changes to the water right specified in this affidavit, for the portion of the water right in the name of or served by the district.

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\_\_\_\_\_  
Signature of district manager      Printed Name

\_\_\_\_\_  
Date

4. Complete this item (#4) only if this is a CANCELLATION for a PORTION of the water right.

I/We have abandoned any and all interest in and wish to cancel the following portion(s) of the water right certificate number listed in Item #2, above:

A place of use, or use.

- For the use of (specify irrigation, domestic, etc.) Irrigation and Domestic - 89 for total
- IF FOR IRRIGATION OR NURSERY USE: Total number of acres to be cancelled 0.8
- In the amount of 1.0 acre-feet (0.8 acre-feet for Irrigation and 0.2 acre-feet for Domestic) cubic foot per second
- From the water source (s) Reservoir constructed under Application R-47298, Permit R-5698
- At the following location(s) (attach a larger table if needed):

ABANDONED PORTION TO BE CANCELLED											
Township	N or S	Range	E or W	Mer	Section #	DLC #	G-LOT #	Quarter-Quarter	Acres	Tax Lot #	
6	S	6	W	WM	14	=	=	NWSE	0.49	701	
6	S	6	W	WM	14	=	5	SWSE	0.4	701	
6	S	6	W	WM	14	=	5	SWSE	DO	701	

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**Exhibit A**  
**Property Deeds**

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Property Deed for Portion of  
Certificate on Tax Lot 700

Received  
AUG 16 2024  
OWRD

**Polk County Parcel Information**



*First American Title*

**Parcel Information**

**Parcel #:** 230267  
**Tax Lot:** 661400 700  
**Site Address:** 7695 Blanchard Rd  
 Sheridan OR 97378  
**Owner:** Princess Properties LLC  
**Owner 2:** -  
**Owner Address:** 7695 Blanchard Rd  
 Sheridan, OR 97378  
**Phone:**  
**Twn/Range/Section:** T: 06S R: 06W S: 14  
**TCA:** 2110  
**Parcel Size:** 121.33 Acres ( 5285135 SqFt)  
**Plat/Subdivision:** Partition Plat 2012-0004  
**Lot:** PARCEL 1  
**Block:**  
**Census Tract/Block:** 020500/1062  
**Waterfront:**  
**Levy Code Area:** 2110  
**Levy Rate:** 10.9594  
**Market Value Land:** \$444,490  
**Market Value Imprv:** \$248,780  
**Market Value Total:** \$693,270  
**Assessed Value:** \$271,050



**Tax Information**

Tax Year	Annual Tax
2016	\$2,869.11
2015	\$118.70
2014	\$113.02

Exemption Description:

**Legal**

PARTITION PLAT 2012-0004

**Land**

**Land Use:** 481 - IMPRVD H&B TRACT, MLTPL SPEC ASMT, ZONING NOT SIGNIFICANT  
**Zoning:** County-EFU - Exclusive Farm Use Zone  
**Watershed:** Deep Creek-South Yamhill River  
**School District:** 21

**Improvement**

**Year Built:** 1979      **Eff Year Built:** 1986      **Build Type:** - Res - One story w/attic and basement  
**Bedrooms:** 4      **Bathrooms:** 3.00      **Fin SqFt:** 3176      **Floor 1 SqFt:** 2226  
**Full Baths:** 3      **Half Baths:** 0      **Stories:**      **Floor 2 SqFt:** 0  
**Garage:** 550      **Carpport SqFt:** 0      **Deck SqFt:** 0      **Porch SqFt:** 0  
**FirePlace:** 1      **Heat:** -FORCED AIR HEATING

**Transfer Information**

<b>Rec. Date:</b> 06/07/16	<b>Sale Price:</b> \$700,000	<b>Doc Num:</b> 201600005986	<b>Doc Type:</b> Warranty Deed
<b>Orig Loan Amt:</b>			
<b>Loan Type:</b>	<b>Finance Type:</b>	<b>Lender:</b>	

Sentry Dynamics, Inc. and its customers make no representations, warranties or conditions, express or implied, as to the accuracy or completeness of information contained in this report.

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After recording return to:  
Princess Properties LLC  
7695 Blanchard Road  
Sheridan, OR 97378

Until a change is requested all tax  
statements shall be sent to the  
following address:  
Princess Properties LLC  
7695 Blanchard Road  
Sheridan, OR 97378

File No.: 1031-2660096 (LZ)  
Date: May 20, 2016

THIS SPACE RESERVED FOR RECORDER'S USE

RECORDED IN POLK COUNTY **2016-005986**  
Valerie Unger, County Clerk  
06/07/2016 01:01:56 PM  
REC-WD Cnt=1 Stn=11 K. WILLIAMS  
\$15.00 \$11.00 \$10.00 \$5.00 \$20.00 **\$61.00**

FIRST AMERICAN TITLE 2-4660096-4C

### STATUTORY WARRANTY DEED

**Morris Engle Bart, III and Pamela F. Bart, as tenants by the entirety, Vincent Jude Bart and Lydia Bart, as tenants by the entirety and Anthony Benjamin Bart, Jr.,** Grantor, conveys and warrants to **Princess Properties LLC**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

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

**Parcel 1 of Partition Plat 2012-0004, recorded April 03, 2012, in Book of Partition Plats and in Book 2012, Page 04, Deed Records, Polk County, Oregon.**

**Subject to:**

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.
2. The assessment roll and the tax roll disclose that the premises herein described were specially assessed as Forest Land pursuant to O.R.S. 321.358 to 321.372. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last five (5) or lesser number of years in which the land was subject to the special land assessment.
3. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.

The true consideration for this conveyance is **\$700,000.00**. (Here comply with requirements of ORS 93.030)

**Received**  
**AUG 16 2024**  
**OWRD**

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

Dated this 6<sup>th</sup> day of June, 2016.

Morris Engle Bart  
Morris Engle Bart III

Pamela F. Bart  
Pamela F. Bart

Vincent Jude Bart  
Vincent Jude Bart

Lydia Bart  
Lydia Bart

Anthony Benjamin Bart Jr. by Morris Engle Bart III Attorney in Fact  
Anthony Benjamin Bart Jr. by Morris Engle Bart  
III as attorney in fact

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APN: 230267

Statutory Warranty Deed  
- continued

File No.: 1031-2660096 (LZ)

STATE OF Oregon )  
County of Yamhill )  
 )ss.  
 )

This instrument was acknowledged before me on this 6 day of June, 2016  
by **Morris Engle Bart, III and Pamela F. Bart and Vincent Jude Bart and Lydia Bart and Anthony Benjamin Bart, Jr. by Morris Engle Bart III as attorney in fact.**

*Laurel E Barnes*  
Notary Public for Oregon  
My commission expires: 5/13/2019



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Property Deed for Portion of  
Certificate on Tax Lot 701

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RECORDING REQUESTED BY:  
**Fidelity National Title**  
Company of Oregon

500 Liberty St. SE, Ste 200  
Salem, OR 97301

**AFTER RECORDING RETURN TO:**  
Order No.: 60221702706-RE  
David L Tegtmeier and Mitzi A Barber  
7705 Blanchard Road  
Sheridan, OR 97378

**SEND TAX STATEMENTS TO:**  
David L Tegtmeier and Mitzi A Barber  
7705 Blanchard Road  
Sheridan, OR 97378

APN: 575134  
575135  
Map: 06614-00-00701

RECORDED IN POLK COUNTY      **2017-009138**  
Valerie Unger, County Clerk  
07/31/2017 04:22:27 PM  
REC-WD      Cnt=1 Stn=0 C. PARIS      \$56.00  
\$10.00 \$11.00 \$10.00 \$20.00 \$5.00

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**STATUTORY WARRANTY DEED**

**Morris Engle Bart III and Pamela F Bart and Lydia Bart and Anthony Benjamin Bart, Jr**, Grantor, conveys and warrants to **David L Tegtmeier and Mitzi A Barber**, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Polk, State of Oregon:

Parcel 2, PARTITION PLAT NO. 2012-0004, Polk County, Oregon, according to the official plat thereof, recorded April 3, 2012 Volume 2012 Page 04 of Polk County Partition Plat Records.

TOGETHER WITH access and utility easement as delineated on recorded PARTITION PLAT NO. 2012-0004 THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS THREE HUNDRED FORTY THOUSAND AND NO/100 DOLLARS (**\$340,000.00**). (See ORS 93.030).

**Subject to:**

Property taxes, which are a lien not yet due and payable, including any assessments collected with taxes to be levied for the fiscal year 2017-2018.

Tax Identification No.: 575134 and 575135

Easement(s) for the purpose(s) shown below and rights incidental thereto as delineated or as offered for dedication, on the map of said tract/plat;

Purpose: Waterline, communications and overhead powerline  
Affects: As delineated on plat

Easement(s) for the purpose(s) shown below and rights incidental thereto as delineated or as offered for dedication, on the map of said tract/plat;

Purpose: Access and utility  
Affects: As delineated on plat

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

Fidelity National Title #60221702706

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AUG 16 2024  
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**STATUTORY WARRANTY DEED**  
(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: 7-31-17

Morris Engle Bart III  
Morris Engle Bart III

Pamela F Bart  
Pamela F Bart

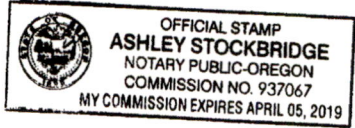
Lydia Bart  
Lydia Bart

Anthony Benjamin Bart Jr. by Morris Engle Bart III, his power of attorney  
Anthony Benjamin Bart, Jr by Morris Engle Bart, III, his power of attorney

State of Oregon, County of Marion

This instrument was acknowledged before me on 7/31, 2017 by Pamela F Bart and Lydia Bart, and Morris Engle Bart III, personally and as attorney in fact for Anthony Benjamin Bart, Jr.

Notary Public - State of Oregon  
My Commission Expires: 4/5/19



Received  
JG 16 2024  
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PARTITION PLAT No. 2012 - 0001  
for

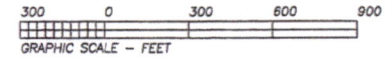
MORRIS & PAMELA BART,  
VINCENT & LYDIA BART,  
and ANTHONY BART

in the  
SOUTH HALF OF SECTION 14,  
T 6 S, R 6 W, W.M.  
POLK COUNTY, OREGON

FEBRUARY 16, 2012  
FILE No. LP-11-10  
PAGE 1 OF 2

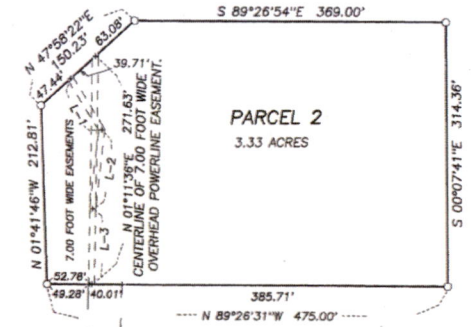
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OREGON  
JULY 26, 1988  
ROBERT ALAN COOK  
2336  
RENEWS: 12/31/2013



**NORTHSTAR SURVEYING, INC.**  
720 N.W. 4th Street  
Corvallis, Oregon 97330  
Phone: 541-757-9050

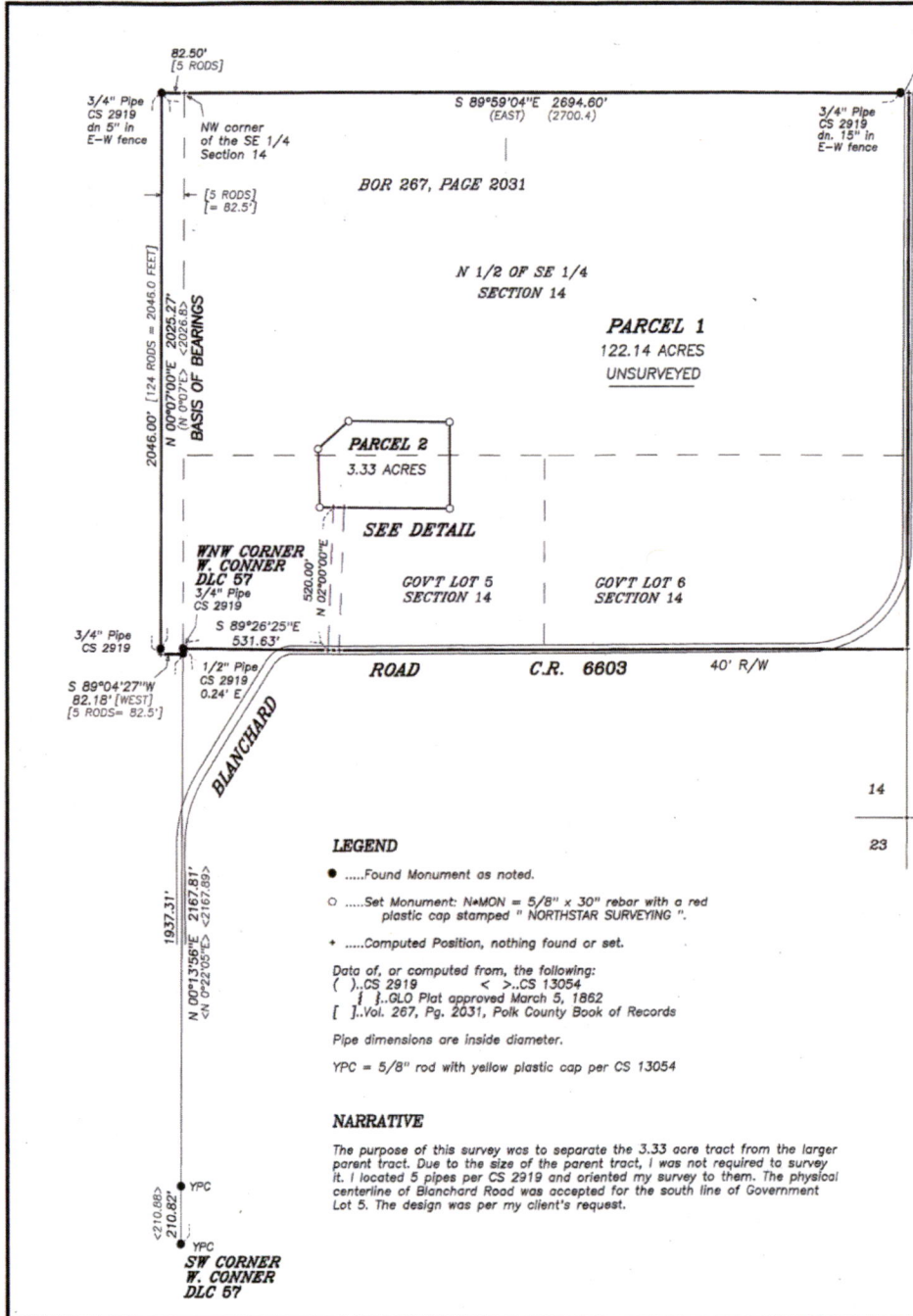
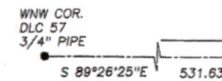
DETAIL  
SCALE: 1" = 100'



COURSE	BEARING	DISTANCE
L-1	S 30°58'49"E	71.33'
L-2	S 06°53'26"W	94.62'
L-3	S 00°58'24"W	89.91'

L-1 AND L-2 ARE CENTERLINE OF 7.00 FOOT WIDE WATERLINE AND COMMUNICATIONS LINE EASEMENTS.  
L-3 IS CENTERLINE OF 7.00 FOOT WIDE WATERLINE, COMMUNICATIONS AND OVERHEAD POWERLINE EASEMENT.

40.00' TYP.  
40.00 FOOT WIDE ACCESS AND UTILITY EASEMENT.



**LEGEND**

- .....Found Monument as noted.
- .....Set Monument: N+MON = 5/8" x 30" rebar with a red plastic cap stamped " NORTHSTAR SURVEYING ".
- + .....Computed Position, nothing found or set.

Data of, or computed from, the following:  
( ) CS 2919 < > CS 13054  
[ ] G.L.O Plat approved March 5, 1862  
[ ] Vol. 267, Pg. 2031, Polk County Book of Records  
Pipe dimensions are inside diameter.  
YPC = 5/8" rod with yellow plastic cap per CS 13054

**NARRATIVE**

The purpose of this survey was to separate the 3.33 acre tract from the larger parent tract. Due to the size of the parent tract, I was not required to survey it. I located 5 pipes per CS 2919 and oriented my survey to them. The physical centerline of Blanchard Road was accepted for the south line of Government Lot 5. The design was per my client's request.

14	13
23	24

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PARTITION PLAT No. 2012 - 0004  
for

**MORRIS & PAMELA BART,  
VINCENT & LYDIA BART,  
and ANTHONY BART**  
in the

SOUTH HALF OF SECTION 14,  
T 6 S, R 6 W, W.M.  
POLK COUNTY, OREGON

FEBRUARY 16, 2012  
FILE No. LP-11-10  
PAGE 2 OF 2

**SURVEYOR'S CERTIFICATE**

I, Robert A. Cook, a Registered Professional Land Surveyor in the State of Oregon, hereby depose and say that I have correctly surveyed and marked with proper monuments the land represented as "Parcel 2" on this partition plat, the boundary of "Parcel 1" was not surveyed for this partition, and the courses shown along the boundary of said "Parcel 1" is based on existing surveys and deed record; therefore the boundary of the parent tract is described as follows:

That tract of land conveyed to Morris Engle Bart III, Pamela F. Bart, Vincent Jude Bart, Lydia Bart, and Anthony Benjamin Bart, Jr. per Volume 267, Page 2031, Polk County Book of Records, lying in the South Half of Section 14, Township 6 South, Range 6 West, Willamette Meridian, Polk County, Oregon, being more particularly described as follows:

The North Half of the Southeast Quarter, and Lots Five (5) and Six (6) of Section 14, Township 6 South, Range 6 West, Willamette Meridian.

ALSO: Beginning at the Northwest Corner of the Southeast Quarter of Section 14, Township 6 South, Range 6 West, Willamette Meridian, thence West 5 rods (82.50 feet); thence South 124 rods (2046.00 feet); thence East 5 rods (82.50 feet); thence North 124 rods (2046.00 feet) to the place of beginning, all in Section 14, Township 6 South, Range 6 West, Willamette Meridian, Polk County, Oregon.

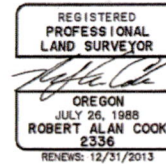
**DECLARATION**

Know all men by these presents Morris Engle Bart III, Pamela F. Bart, Vincent Jude Bart, Lydia Bart, and Anthony Benjamin Bart, Jr. are the recorded owner of the lands represented on this map, and more particularly described in the accompanying surveyor's certificate, and have caused same to be partitioned and surveyed into parcels as shown hereon.

We hereby create the 40 foot wide access and utility easement as shown hereon over Parcel 1 for the benefit of Parcels 1 and 2.

We hereby create the waterline, power, communications and access easement as shown hereon over Parcel 2 for the benefit of Parcel 1.

Morris Engle Bart III Pamela F. Bart  
Morris Engle Bart III Pamela F. Bart  
Vincent Jude Bart Lydia Bart  
Vincent Jude Bart Lydia Bart



**APPROVALS:**

AUTHORIZATION NO.: LP 11-10

[Signature] 4/2/12  
date  
Polk County Planning Director  
E. B. 3/26/12  
date  
Polk County Surveyor

I hereby certify that all taxes and assessments on the above described property have been paid in full to June 30, 2012

Lynna Fox by Susan Alvis 4-2-2012  
date  
Polk County Tax Collector  
Douglas Schmitt 4/2/2012  
date  
Polk County Assessor

The above described property  
Needs  Has  an approved access permit to a public road.  
Needs  Has  an approved access permit to a county road.  
E. B. 3/26/12  
date  
County Road Official

State of Oregon )  
County of Polk ) ss

I hereby certify that the within instrument was received and duly recorded by me in the Polk County Records Book of Partition Plats  
Vol. 2012, Page 04, on this 3 day of  
April, 2012.

[Signature]  
Polk County Clerk Recorder



**ACKNOWLEDGEMENTS**

State of Oregon )  
County of Benton ) s.s.  
Signed or attested before me on this 22nd day of March, 2012, by  
Morris Engle Bart III and Pamela F. Bart.

Linda K Vehrs Linda K Vehrs  
Notary public for Oregon Printed Name  
My commission expires Dec 19, 2011 Commission No. 435018

State of Oregon )  
County of Benton ) s.s.  
Signed or attested before me on this 2nd day of March, 2012, by  
Vincent Jude Bart and Lydia Bart.

Linda K Vehrs Linda K Vehrs  
Notary public for Oregon Printed Name  
My commission expires Dec 19, 2011 Commission No. 435018

A CONSENT AFFIDAVIT has been filed by Anthony Benjamin Bart, Jr. per Document  
2012- 3135, Polk County Records.

**NORTHSTAR SURVEYING, INC.**  
720 N.W. 4th Street  
Corvallis, Oregon 97330  
Phone: 541-757-9050

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AUG 16 2024  
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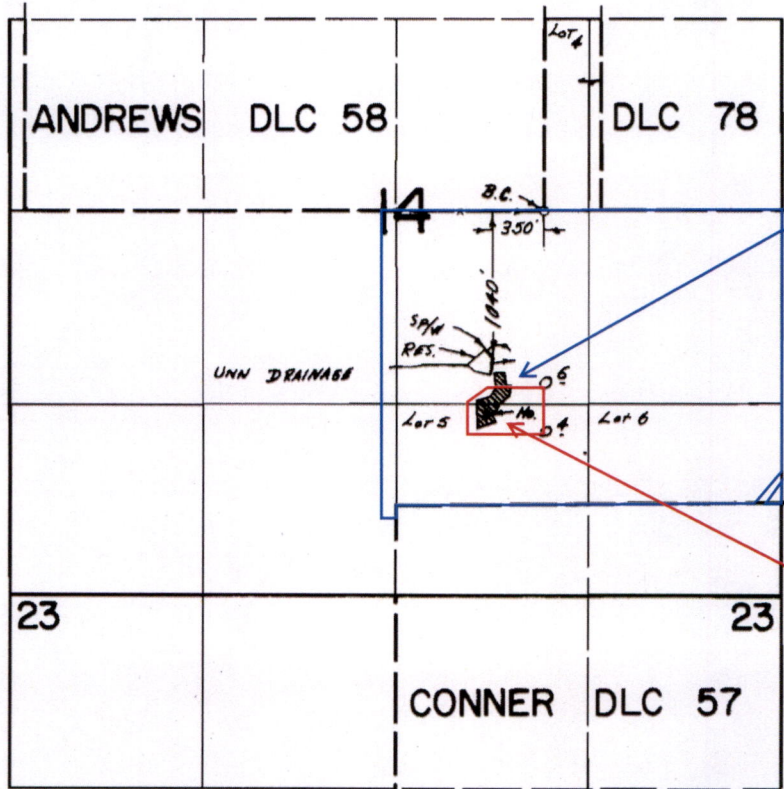
**Exhibit B**  
**Map and Water Right**

---

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03/18/2024  
OWRD

# T.6S. R.6W. W.M.

Cancellation Map for Certificate 41896  
Cancel 0.6 acres in NWSE  
Cancel 0.4 acres in SWSE, Lot 5  
Cancel Domestic Use in SWSE, Lot 5



Portion of Certificate 41896  
located on Tax lot 700:  
0.11 ac IR in NWSE

Portion of Certificate 41896  
located on tax lot 701:  
0.49 ac IR in NWSE  
0.40 ac IR in SWSE, Lot 5  
DO in SWSE, Lot 5

## FINAL PROOF SURVEY UNDER

R-47298                      R-5698  
Application No. ....47299 Permit No. ....35440  
IN NAME OF

.....RICHARD NIMROD.....

Surveyed June 20 1974, by T. J. PAUL.....

Received  
AUG 16 2024

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

**This Is to Certify, That RICHARD NIMROD**

of **Route 1, Box 106 A, Sheridan**, State of **Oregon**, <sup>97378</sup> has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of reservoir constructed under Application No. R-47298, Permit No. R-5698

a tributary of **Yamhill River** for the purpose of **irrigation of 1.0 acre, and domestic use for one family (sanitary facilities)**

under Permit No. **35440** 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 **July 27, 1970**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **1.2 acre feet being 1.0 a.f. for irrigation and 0.2 a.f. for domestic**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 14, T. 6 S., R. 6 W., W. M., 1040 feet South and 350 feet West from SE Corner, Andrews DLC 58.**

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 ~~per-acre;~~ <sup>of one cubic foot per second</sup> a diversion of **2 $\frac{1}{2}$  acre feet 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:

**0.6 acre NW $\frac{1}{4}$  SE $\frac{1}{4}$   
Domestic and 0.4 acre Lot 5 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 14  
T. 6 S., R. 6 W., W. M.**

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**AUG 16 2024**  
**OWRD**

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 date. **March 18, 1975**

**Chris L. Wheeler**

State Engineer

**Received**  
AUG 16 2024  
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**Exhibit C**  
**Other Property Owners**

---

## Other owners of property associated with Certificate 41896

None

There are only two owners of property associated with the water right. Affidavits of Voluntary Cancellation from each of the two owners are included with this submittal.

**Received**  
**AUG 16 2024**  
**OWRD**



*[Faint, illegible handwritten notes or stamps]*

August 13, 2024

Ms. Katie Ratcliffe  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1271

**Subject:** Application for a Permanent to Use Surface Water (Stored Water Only)  
Princess Properties LLC

Ms. Ratcliffe:

On behalf of the applicant, Princess Properties LLC, please find enclosed an Application for a Permit to Use Surface Water accompanied by a check in the amount of \$1,507 for payment of the application filing fee.

If you have any questions regarding the enclosed application, you can reach me at 503-967-7050 x204. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Theodore Ressler, RG, CWRE  
Summit Water Resources LLC.

Cc: Lee Bischoff – Princess Properties LLC

Enclosures:  
Application for a Permit to Use Surface Water (Stored Water Only)  
Check # 82256 in the amount of \$1,507

**Received**  
**AUG 16 2024**  
**OWRD**





**Oregon Water Resources Department**  
**Stored Water Only Applications - Expedited Secondary**

[Main](#)

[Help](#)

[Return](#)

[Contact Us](#)

Today's Date: Thursday, June 13, 2024

Base Application Fee.		\$610.00
Acre feet of Stored Water to be diverted.	6.2	\$287.00
	Subtotal:	\$897.00
Permit Recording Fee. ***		\$610.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,507.00

**Received**  
**AUG 16 2024**  
**OWRD**