



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

E-RECEIVED
 11/7/2024
OWRD

Ownership Update for Certificated Rights Only

NO FEES ARE REQUIRED TO SUBMIT THIS FORM

NOTICE: A certificate of water right typically stays with the land. To track water right ownership, the Department requests that this form be submitted to the Department. **To update multiple rights, a separate form is required for each right.** If you have any questions about this form, please contact your local watermaster, or call the Water Resources Department at (503) 986-0900.

Note: Use the [assignment](#) form to change ownership on pending applications, permits, transfers, groundwater registrations, or limited licenses.

Current Landowner Information				
Name:				
Mailing Address:				
City:		State:		Zip:
Phone:		Email:		

Property Information					
County:		Township:		Range:	
Section:					
Tax Lot #:					
Street Address of Water Right:					
<u>Water Right Information</u>					
Application:					
Permit:					
Certificate:					
Are all the lands associated with this water right owned by the requestor?		Yes		No	
(If no, include a map showing the portion of the water right involved)					

Signature and Date			
Name of individual completing form:			
Phone or email:		Date:	
Signature of requestor:			

The Department does not change names on water right certificates. This form will be placed in the file for future reference only. If mailed, the Department will not provide acknowledgment of receipt.

This form can be mailed to the address above or sent by email to wrd_dl_customerservice@water.oregon.gov

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AFTER RECORDING RETURN TO:
Wallowa Title Company
109 SE 1st Street
Enterprise, OR 97828

STATE OF OREGON
COUNTY OF WALLOWA
I certify that this instrument was received and recorded in the book of records of said county.
Sandra Rogers
Wallowa County Clerk

by: _____
Deputy

DOC#: 00083078
RCPT: 96710 99.00
12/09/2020 10:52 AM

STATUTORY WARRANTY DEED

JOSEPH PROPERTIES I, LLC, an Oregon limited liability company, Grantor, conveys and warrants to NEZ PERCE TRIBE, Grantee, all of Grantor's interest in the real property located in Wallowa County, Oregon, and more particularly described in Exhibit A attached hereto:

The true and actual consideration for this conveyance is \$3,300,000.00.

Until a change is requested, all tax statements are to be sent to the following address: Nez Perce Tribe, P.O. Box 305, Lapwai, ID 83540.

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 19 day of November, 2020.

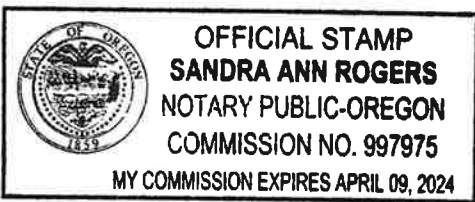
JOSEPH PROPERTIES I, LLC, an Oregon limited liability company

by *[Signature]*
Mark Hettervig, Member

by *[Signature]*
Cheryl Hettervig, Member

STATE OF OREGON)
)ss.
County of Clackamas)

Personally appeared before me this 19 day of November, 2020, the above-named MARK HETTERVIG, member of Joseph Properties I, LLC, an Oregon limited liability company, and acknowledged the foregoing instrument to be his voluntary act and deed.

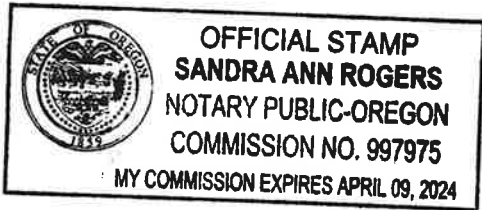


Sandra Rogers
Notary Public for Oregon
My commission expires: April 9, 2024

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STATE OF OREGON)
)ss.
County of Clackamas)

Personally appeared before me this 19 day of November, 2020, the above-named CHERYL HETTERVIG, member of Joseph Properties I, LLC, an Oregon limited liability company, and acknowledged the foregoing instrument to be her voluntary act and deed.



Sandra Rogers
Notary Public for Oregon
My commission expires: April 9, 2024

EXHIBIT ATRACT 1 - 2S45 31 TL1500

A tract situated in the W $\frac{1}{2}$ E $\frac{1}{2}$, Section 31, Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon, designated as UNSURVEYED PARCEL 1 on Minor Partition Plat No. 2011-66222 on file and of record in the Office of the Wallowa County Clerk of said County and State.

Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 31: W $\frac{1}{2}$ E $\frac{1}{2}$

ALSO the following tracts of land located in the Section 31, T2S, R45, EWM:

- 1) All land lying East of the two points described by the following described line: BEGINNING at a point, an andesite stone 8x10x12 inches, marked x 1/16, whence the Southwest corner of Section 31 bears West 2700 feet (variation 20°15' East); thence North 1°29' West 2629 feet to a point, a stone 6x10x12 inches, marked, as conveyed by instrument recorded in Book O of Deeds, Page 455.
- 2) A tract in the NE $\frac{1}{4}$, Section 31, T2S, R45 EWM, lying West of the existing fence line beginning at a point South 2°14'32" East, 663.00 feet from the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and continuing South 2°14'32" East, 2005 feet, as conveyed by instrument recorded as Microfiche No. 93-22866 and correction Deed recorded as Microfiche No. 94-26362.
- 3) A parcel situated in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, T2S, R45 EWM, with reference to Survey No. CS 01-003 on file and of record in the Office of the County Surveyor, more particularly described as follows: BEGINNING at a point on the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, said point being South 0°32'46" East, along said West line, a distance of 212.75 feet from the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, as monumented on said Survey; thence East, a distance of 12.27 feet, to the intersection of an existing North-South fence line; thence South 0°07'53" West, along said existing fence line, a distance of 173.00 feet; thence West, a distance of 10.23 feet to the intersection of the West line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence North 0°32'46" West, along said West line, a distance of 173.00 feet to the point of beginning, as conveyed by instrument recorded as Microfiche No. 2001-43087.
- 4) All that portion of the S $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, 2S45 EWM lying Northwesterly of the following described line: BEGINNING at a point a point which is North 89°59'03" East 974.27 feet from the North quarter corner of Section 6, Township 3 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon; thence North 03°24'55" West 31.97 feet to a 5/8" diameter rod marked "LS1015" as set by Survey No. CS 2007-011 on file and of record in the Office of the County Surveyor of said County and State; thence North 03°24'55" West 253.93 a distance of 253.93 feet to a 5/8" diameter rod marked "LS1015" as set by said survey; thence North 44°36'23" East 21.50 feet to a 5/8" diameter rod marked "LS1015" as set by said survey; thence North 44°36'23" East 72.43, more or less, to the center of the Wallowa River, being the terminus of said line, as conveyed by instrument recorded as Microfiche No. 2008-60646 and Microfiche No. 2010-64602.

EXCEPTING THEREFROM the following tracts located in the Section 31, T2S, R45, EWM:

- 1) All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, T2S, R45 EWM lying East of the center of the Wallowa River as conveyed to M.V. Knight by instrument recorded in Book C of Deeds, Page 315.
- 2) Tract of land conveyed to George W. Boner by instrument recorded in Book O of Deeds, Page 453 and Book O of Deeds, Page 454.
- 3) A tract in the NE $\frac{1}{4}$, Section 31, T2S, R45 EWM, with reference to Survey No. CS 01-003 on file and of record in the Office of the County Surveyor, more particularly described as follows: All that portion of property lying East of the existing fence line beginning at a point South 2°14'32" East, 663.00 feet from the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, of said Section 31, and continuing South 2°14'32" East, a distance of 200 feet, as conveyed by instrument recorded as 93-22867 and correction Deed recorded as Microfiche No. 94-26363.

- 4) All that portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying Northwesterly of the centerline of the County Road, Section 31, T2S, R45 EWM.

TRACT 2 - 2S45 31 TL 1505

A tract situated in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon, designated as **PARCEL 3** on Minor Partition Plat No. 2011-66222 on file and of record in the Office of the Wallowa County Clerk of said County and State.

SUBJECT TO:

Easement, including the terms and provisions thereof, created by instrument,

Recorded: Book M of Deeds, Page 246 and Book O of Deeds, Page 239
 In favor of: Walter Boner
 For: Right of way for ditch

Easement, including the terms and provisions thereof, created by instrument,

Recorded: Book 52 of Deeds, Page 108
 In favor of: Wallowa County
 For: Roadway (fka as Market Road, nka Airport Lane)

Easement, including the terms and provisions thereof, created by instrument,

Recorded: Book 75 of Deeds, Page 659
 In favor of: Cove Pipeline Association
 For: Installation and maintenance of buried sprinkler pipe water line and all necessary related facilities over and across the property, together with the right of ingress and egress over adjacent lands

RESERVATION, including the terms and provisions thereof, created by instrument,

Recorded: December 26, 2006, as Microfiche No. 2006-56881
 Re: Strip of land sixty feet for ingress, egress and utilities

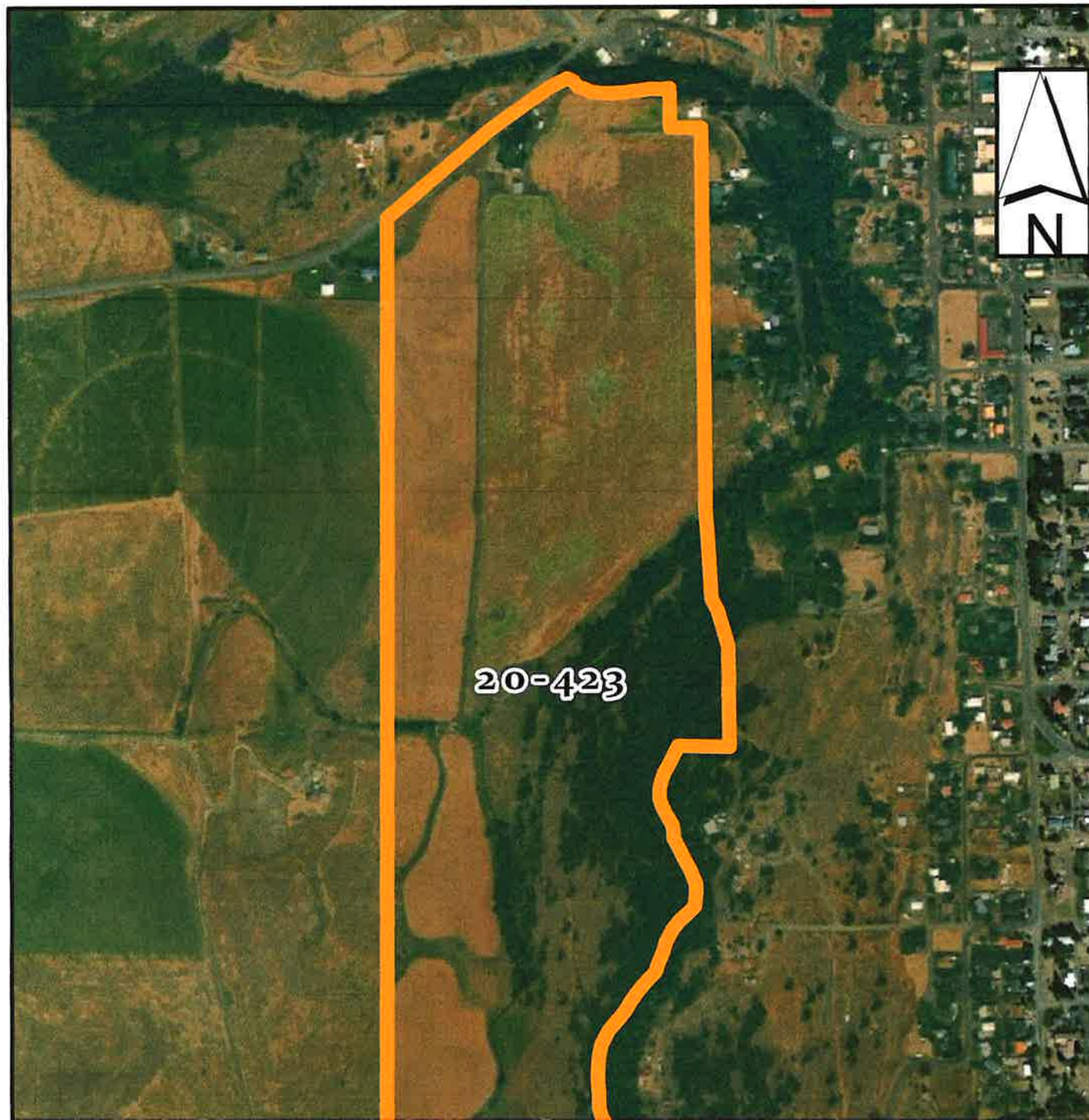
Easement Agreement for Access, Utilities, and Sewer Drain Field Purposes, including the terms and provisions thereof, created by instrument,

Recorded: March 10, 2011, as Microfiche No. 2011-65112
 Between: Boulder Fields, LLC
 And: Mary L. Hayes
 And: Hayes Family Ranch, LLC

Easement Agreement, including the terms and provisions thereof, created by instrument,

Recorded: Microfiche No. 2020-81359
 Between: Scott Reinhardt and Patricia Bufford
 And: Joseph Properties I, LLC
 For: Underground water pipeline

20-423 Hayes Property



STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

This Is to Certify, That KIRK HAYES

of **Route 1, Box 10, Joseph**, State of **Oregon**, **97846**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Wallowa River**

a tributary of **Grande Ronde River** for the purpose of **irrigation of 35.0 acres**

under Permit No. **32228** 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 **December 16, 1966**

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 **0.88 cubic foot per second**.

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **Lot 5 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 5, T. 3 S., R. 45 E., W.M. 30 feet South and 270 feet East from NW Corner, Section 5.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **one-fortieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **3 $\frac{1}{2}$ acre** per acre for each acre irrigated during the irrigation season of each year;

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

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

**3.1 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
5.2 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
10.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
16.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 31
T. 2 S., R. 45 E., W. M.**

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

WITNESS the signature of the State Engineer, affixed

this date. **December 11, 1974**

.....**Chris L. Wheeler**.....

State Engineer

