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Application for a Permit to Use

OWRD



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

Groundwater

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Organization

Form for Central Oregon Irrigation District, Attn: Leslie Clark. Includes fields for Name, Address, City, State, ZIP, Phone, Fax, and E-mail.

Organization

Form for River Bend Limited Partnership, LLC, Attn: Matt Smith. Includes fields for Name, Address, City, State, ZIP, Phone, Fax, and E-mail.

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

Form for GSI Water Solutions, Attn: Owen McMurtrey. Includes fields for Name, Address, City, State, ZIP, Phone, Fax, and E-mail.

\* 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.)

By my signature below I confirm that I understand:

- List of 8 terms and conditions regarding water use, permit issuance, and compliance with local land-use plans.



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

Applicant Signature (Handwritten signature)

Craig Horrell, Managing Director, Central Oregon Irrigation District
Print Name and Title if applicable

8-30-23
Date

**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 use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.



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

  
Applicant Signature

**Matt Smith, River Bend Limited Partnership**  
Print Name and Title if applicable

9/8/2023  
Date

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**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.

**Note: OMD either owns or controls most of the proposed POU, or a recorded easement or water supply agreement is in place for the remaining properties served by the system. COID is a public corporation for the purposes of ORS 537.211(6).**

**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).*

**See Attachment B for list of landowners within the proposed POU.**

**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.

**See Attachment D for legal descriptions. The descriptions included in the attachment predate the subdivision of some of the parcels within the POU.**

**SECTION 3: WELL DEVELOPMENT**

| WELL NO.      | NAME OF NEAREST SURFACE WATER | IF LESS THAN 1 MILE:              |  |
|---------------|-------------------------------|-----------------------------------|--|
|               |                               | DISTANCE TO NEAREST SURFACE WATER | ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD |
| <b>Well 1</b> | <b>Deschutes River</b>        | <b>0.02 mi</b>                    | <b>5 ft</b>  |

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials *(attach additional sheets if necessary).*

N/A

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**SECTION 3: WELL DEVELOPMENT, continued**

Total maximum rate requested: **0.92 cfs** (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

| OWNER'S WELL NAME OR NO. | PROPOSED                            | EXISTING                 | WELL ID (WELL TAG) NO.* OR WELL LOG ID** | FLOWING ARTESIAN         | CASING DIAMETER | CASING INTERVALS (IN FEET) | PERFORATED OR SCREENED INTERVALS (IN FEET) | SEAL INTERVALS (IN FEET) | MOST RECENT STATIC WATER LEVEL & DATE (IN FEET) | PROPOSED USE        |                  |                          |                           |
|--------------------------|-------------------------------------|--------------------------|--|--------------------------|-----------------|----------------------------|--|--------------------------|---|---------------------|------------------|--------------------------|---------------------------|
|                          |                                     |                          |  |                          |                 |                            |  |                          |   | SOURCE AQUIFER***   | TOTAL WELL DEPTH | WELL-SPECIFIC RATE (GPM) | ANNUAL VOLUME (ACRE-FEET) |
| Well 1                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A                                      | <input type="checkbox"/> | 8-10"           | +1-600'                    | 600-TD                                     | 0-600'                   | 569'  | Deschutes Formation | 700-775'         | N/A                      | N/A                       |

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.  
 \*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.  
 \*\*\* Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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**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 if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

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

Is the well or proposed well 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, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:**

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the 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 well or proposed well located in an area where the Lower Columbia rules apply?

Yes  No

**If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified** 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, you will be required to provide the following information, if applicable.**

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:

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

Is the well or proposed well located in an area where the Statewide rules apply?

Yes  No

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If **yes**, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that 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.

**SECTION 5: WATER USE**

| USE        | PERIOD OF USE                                  | ANNUAL VOLUME (ACRE-FEET) |
|------------|--|---------------------------|
| Irrigation | Irrigation Season (April 1 through November 1) | 165.6                     |

**For irrigation use only:**

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated (*must match map*).

Primary: **55.2** Acres

Supplemental: **N/A** Acres

Nursery Use: **N/A** Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

**N/A**

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: **165.6**

- If the use is **municipal or quasi-municipal**, attach **Form M N/A**
- If the use is **domestic**, indicate the number of households: **N/A** (Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.)
- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): **N/A**

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): **Technical specifications of the pump system have not yet been finalized.**



Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. **The water will be pumped from the well and conveyed to the place of use through the Old Mill District's existing drip and sprinkler irrigation system. Due to public use of the area throughout the day, and the need to convey water to many different areas simultaneously, the irrigation system can only be operated during a brief period overnight and in the early morning hours. The applicant is requesting a rate of 1/60 cfs/acre to account for these operational constraints.**

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) *(attach additional sheets if necessary)*

**The place of use will be irrigated using sprinklers and above-ground drip irrigation.**

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters *(attach additional sheets if necessary)*.

**The amount of water requested is needed to maintain healthy landscaping throughout the place of use. The applicant will prevent waste by conveying water via a closed pipe system and applying water with drip irrigation, with sprinklers used in some areas. The applicant plans to install a totalizing flow meter to track water use. No discharge of contaminated water to surface water bodies, damage to aquatic life and riparian habitat, or adverse effects to public uses of surface water are anticipated.**

**SECTION 7: PROJECT SCHEDULE**

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

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**SECTION 8: RESOURCE PROTECTION**

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent 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.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe: **Water will be applied only in amounts required, which will prevent erosion and run-off.**
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.**  
Describe planned actions and additional permits required for project implementation: **N/A – No excavation or clearing of banks will occur.**
- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:  
List: **N/A**

**SECTION 9: WITHIN A DISTRICT**

Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district. **The applicant is an irrigation district.**

|   |         |     |
|---|---------|-----|
| Irrigation District Name<br><b>Central Oregon Irrigation District</b> | 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 applicant currently distributes surface water through an existing drip and sprinkler irrigation system fed by the river under water rights held by Central Oregon Irrigation District (Certificates 94956 and 76714). This use of water is authorized by Central Oregon Irrigation District's water right Certificate 94956. The applicant is proposing to construct a well to provide groundwater to the existing system and properties already served by the system for irrigation only. A portion of the surface water rights under Certificate 94956 will be used to provide mitigation, consistent with Deschutes Basin Mitigation Program rules. A portion of the surface rights on the current point of diversion will be retained for use with the quasi-municipal service boundary of the Old Mill District.

As described above, due to public use of the area throughout the day, and the need to convey water to many different areas simultaneously, the irrigation system can only be operated during a brief period overnight and in the early morning hours. The applicant is requesting a maximum rate of 1/60 cfs/acre to account for these operational constraints.

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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: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt. [See Attachment A](#)
- 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. [See Attachment B](#)
- Fees - Amount enclosed: **\$2,590.00**  
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: [See Attachment C](#)
  - 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 A**

Land Use Information Form

Application for Groundwater Permit –

Central Oregon Irrigation District (COID) & River Bend Limited Partnership, LLC



# 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 ground water registration modification, and **all** of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

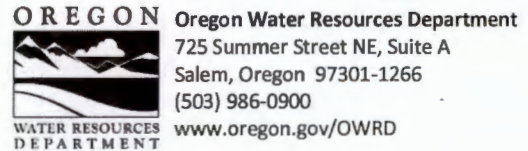
The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan.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

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# Land Use Information Form



Applicant(s): Central Oregon Irrigation District, Attn: Leslie Clark  
River Bend Limited Partnership

Mailing Address: 1055 SW Lake Court

City: Redmond State: OR Zip Code: 97756 Daytime Phone: 541-504-7576

## 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:          |
|---|------------|----------|--------------|------------|---|--|--|--|-----------------------------|
| <u>18S</u>  | <u>12E</u> | <u>5</u> | <u>SE NW</u> | <u>300</u> | <u>Mixed-Use Riverfront (MR)</u>                | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | <u>Landscape Irrigation</u> |
| <u>See the attached map and the list of tax lots served by the existing irrigation system</u> |            |          |              |            |   | <input type="checkbox"/> Diverted            | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used |                             |

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

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## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1.38    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 applying for a permit to use 1.38 cfs of groundwater for irrigation in the Old Mill District. The location of the proposed well is described in the above table and shown on the attached map along with the proposed place of use. The applicant currently distributes surface water through an existing irrigation system fed by the river to all of the tax lots shown on the map and listed in an attachment to this form. This use of water is authorized by Central Oregon Irrigation District's water right Certificate 94956. The applicant is proposing to construct a well to provide water to the existing system and properties already served by the system for irrigation.**

**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.

See bottom of Page 3. →



### For Local Government Use Only

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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):

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<br>(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<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|   |  | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|   |  | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|   |  | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|   |  | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><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.

The city of Bend encourages water conservation whenever possible and looks forward to Old Mill becoming a leader in this area.  
-MS

Name: Mike Buettnor Title: UTILITIES DIRECTOR

Signature: [Signature] Phone: 541-213-1911 Date: 8/28/2023

Government Entity: CITY OF BEND

**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: WOID / Under Bend Council Partnership

City or County: City of Bend Staff contact: Mike Buettnor

Signature: [Signature] Phone: \_\_\_\_\_ Date: 8/28/2023

#213-1911

## Tax Lots Within Proposed Place of Use

Central Oregon Irrigation District/River Bend Limited Partnership Groundwater Application

|               |               |               |
|---------------|---------------|---------------|
| 1812050000127 | 181205AC00400 | 181205B000900 |
| 1812050000139 | 181205AC00500 | 181205B001000 |
| 181205A000400 | 181205AC00600 | 181205B001100 |
| 181205A000500 | 181205AC00700 | 181205B001200 |
| 181205A000600 | 181205AC00800 | 181205B001300 |
| 181205A000800 | 181205AC00900 | 181205B001700 |
| 181205A000900 | 181205AC01000 | 181205B001701 |
| 181205A001000 | 181205AC01100 | 181205B001900 |
| 181205A001100 | 181205AC01200 | 181205BA00100 |
| 181205A001200 | 181205AC01400 | 181205BA00300 |
| 181205A001301 | 181205AC80000 | 181205BA00400 |
| 181205A001302 | 181205AC01700 | 181205BA00500 |
| 181205A001303 | 181205AC01900 | 181205BA00700 |
| 181205A001304 | 181205AC02000 | 181205BA00800 |
| 181205A001400 | 181205AC02100 | 181205BA00900 |
| 181205A001500 | 181205AC02200 | 181205BA01000 |
| 181205A001600 | 181205AC02400 | 181205BA01100 |
| 181205A001601 | 181205AC02600 | 181205BA01200 |
| 181205A001700 | 181205AC03000 | 181205BA01300 |
| 181205A001800 | 181205B000200 | 181205BA01400 |
| 181205A001900 | 181205B000201 | 181205BA01700 |
| 181205A005200 | 181205B000202 | 181205BA01800 |
| 181205A005300 | 181205B000300 | 181205BA02000 |
| 181205A005400 | 181205B000400 | 181205BA02100 |
| 181205A005500 | 181205B000500 | 181205BA02300 |
| 181205AC00100 | 181205B000600 | 181205BB00100 |
| 181205AC00200 | 181205B000700 | 181205BB00200 |
| 181205AC00300 | 181205B000800 | 181205C000101 |

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|               |               |               |
|---------------|---------------|---------------|
| 181205CD05400 | 181205BA02216 | 181205AC90066 |
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| 181205BA00600 | 181205AC02700 |               |
| 181205BA01600 | 181205AC02300 |               |

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## **Attachment B**

Legal Description

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Application for Groundwater Permit – COID & River Bend Limited Partnership, LLC

**RIVER BEND LIMITED PARTNERSHIP TO MILL SHOPS, LLC  
PAGE 1 OF 2**

**EXHIBIT A**

Eight (8) tracts of land located in Section 05, Township 18 South, Range 12 East, Willamette Meridian, City of Bend, Deschutes County, Oregon, being more particularly described as follows:

Tract 1: Parcel 3 of Partition Plat No. 2005-9 as recorded February 1, 2005 in partition cabinet 3, page 81 in the office of the Deschutes County Clerk. Contains 0.98 acres, more or less.

Tract 2: The lands described in deed recorded October 2, 2006 in Volume 2006, Page 66598 of Deschutes County Official Records, being a portion of Parcel 1 of said Partition Plat No. 2005-9. Contains 2.65 acres, more or less.

Tract 3: The lands described in deed recorded October 2, 2006 in Volume 2006, Page 66599 of Deschutes County Official Records, being Parcel 2 together with a portion of Parcel 1 of said Partition Plat No. 2005-9. Contains 1.74 acres, more or less.

Tract 4: Parcels 1 and 2 of Partition Plat No. 2006-19 as recorded April 25, 2006 in partition plat cabinet 3, page 249 in the office of the Deschutes County Clerk. Contains 4.14 acres, more or less.

Tract 5: The lands described in deed recorded September 11, 2000 in Volume 2000, Page 36503 of Deschutes County Official Records, being a portion of Lot 27 of the plat of Upper Terrace, Phase II as recorded January 15, 1999 in plat cabinet E, page 156 in the office of the Deschutes County Clerk. Contains 0.77 acres, more or less.

Excepting there from: The improvements located on a portion of the lands described in said deed being more particularly described as follows:

Beginning at the northernmost corner of the lands described in said deed; thence along the boundary of said deed the following two (2) courses;

South 47°00'00" East a distance of 67.00 feet;  
South 43°00'00" West a distance of 102.08 feet;

Thence leaving said boundary North 47°00'00" West a distance of 67.00 feet to a point on said boundary; thence along said boundary North 43°00'00" East a distance of 102.08 feet to the point of beginning, the terminus of this description.

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**RIVER BEND LIMITED PARTNERSHIP TO MILL SHOPS, LLC**  
**PAGE 2 OF 2**

Tract 6: The lands described in deed recorded September 11, 2000 in Volume 2000, Page 36501 of Deschutes County Official Records, being a portion of Lot 26 of said plat of Upper Terrace, Phase II. Contains 3.10 acres, more or less.

Tract 7: Lot 10 of the plat of Northside Terrace as recorded June 30, 1998 in plat cabinet E, page 60 in the office of the Deschutes County Clerk. Contains 0.80 acres, more or less.

Tract 8: Tract B of said plat of Upper Terrace, Phase II. Contains 0.09 acres, more or less.

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**VOL: 2000    PAGE: 27617**  
**RECORDED DOCUMENT**

**STATE OF OREGON**  
**COUNTY OF DESCHUTES**



\*2000-27617 \* Vol-Page

Printed: 07/11/2000 15:54:39

**DO NOT REMOVE THIS CERTIFICATE**

(This certificate constitutes a part of the original instrument in accordance with ORS 205.180(2). Removal of this certificate may invalidate this certificate and affect the admissibility of the original instrument into evidence in any legal proceeding.)

I hereby certify that the attached instrument was received and duly recorded in Deschutes County records:

DATE AND TIME:        Jul. 11, 2000; 3:42 p.m.

RECEIPT NO:            23191

DOCUMENT TYPE:        Deed

FEE PAID:                \$41.00

NUMBER OF PAGES:    3

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A handwritten signature in cursive script that reads "Mary Sue Penhollow".

**MARY SUE PENHOLLOW**  
**DESCHUTES COUNTY CLERK**

↓ 27520 41-

RECORDING REQUESTED BY, AND  
WHEN RECORDED, RETURN TO:  
William Smith Properties, Inc.  
15 S.W. Colorado Avenue, Suite A  
Bend, OR 97702

2000-27617-1

UNTIL A CHANGE OF ADDRESS IS  
REQUESTED, SEND ALL TAX STATEMENTS TO:  
William Smith Properties, Inc.  
15 S.W. Colorado Avenue, Suite A  
Bend, OR 97702

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SPECIAL WARRANTY DEED

WILLIAM SMITH PROPERTIES, INC., an Oregon corporation ("Grantor"),  
conveys and specially warrants to SFP-B LIMITED PARTNERSHIP, an Oregon limited  
partnership ("Grantee"), the real property in Deschutes County, Oregon described in Exhibit A  
attached hereto.

The property is free of encumbrances except matters of record.

The true consideration paid for this conveyance is fulfillment of real estate  
contract.

THIS INSTRUMENT WILL 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 APPROVED  
USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR  
FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 6th day of July, 2000.

GRANTOR: WILLIAM SMITH PROPERTIES, INC.

By William L. Smith  
William L. Smith, President

STATE OF OREGON        )  
                                  ) ss  
COUNTY OF DESCHUTES )

This instrument was acknowledged before me on July 6, 2000 by William L.  
Smith, President of William Smith Properties, Inc., an Oregon corporation, on behalf of said  
corporation.

Sharon A. [unclear]

Exhibit A

PARCEL 1:

Lot Three (3) in Block Two (2) of MILL "A" AREA OF SHEVLIN CENTER, SECOND ADDITION, City of Bend, Deschutes County, Oregon. Together with an undivided 3/8 interest in the land shown as a Private Way (Industrial Way) on the official plat of MILL "A" AREA OF SHEVLIN CENTER, City of Bend, Deschutes County, Oregon.

Also together with a non-exclusive easement for road purposes over and across the West 30 feet of the North 100 feet of Lot 2 in said Block 2.

PARCEL 2:

A TRACT OF LAND LOCATED IN LOT 2 BLOCK 3 OF SHEVLIN CENTER, IN THE WEST 1/2 OF SECTION 5 AND THE SOUTHEAST 1/4 OF SECTION 6, TOWNSHIP 18 SOUTH, RANGE 12 EAST, WILLAMETTE MERIDIAN, CITY OF BEND, DESCHUTES COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST SOUTHERLY CORNER OF THE PLAT OF SHEVLIN CENTER BUSINESS PARK PHASE ONE AS RECORDED IN THE DESCHUTES COUNTY RECORDS; THENCE ALONG THE BOUNDARY LINE OF SAID PLAT, THE FOLLOWING FIVE COURSES; THENCE NORTH 23°17'45" EAST, 369.93 FEET; THENCE NORTH 06°55'00" EAST, 171.61 FEET; THENCE SOUTH 77°17'56" EAST, 50.04 FEET; THENCE NORTH 03°14'22" WEST, 84.96 FEET; THENCE NORTH 03°13'22" WEST, 336.60 FEET TO THE SOUTHWEST CORNER OF THE LAND DESCRIBED IN THE DEED TO THE OREGON MILITARY DEPARTMENT AS RECORDED IN BOOK 362 AT PAGE 842 DESCHUTES COUNTY OFFICIAL RECORDS; THENCE LEAVING SAID BOUNDARY LINE OF SAID PLAT AND FOLLOWING ALONG THE SOUTHERLY LINE OF THE LAND DESCRIBED IN SAID DEED, SOUTH 62°40'46" EAST, 412.49 FEET TO THE SOUTHEAST CORNER OF THE LAND DESCRIBED IN SAID DEED; THENCE NORTH 27°19'14" EAST, ALONG THE EAST LINE OF THE LAND DESCRIBED IN SAID DEED AND ALSO ALONG THE EAST LINE OF PARCEL "A" OF PARTITION PLAT NUMBER 1992-48, 363.91 FEET TO AN ANGLE POINT OF SAID PARCEL "A"; THENCE ALONG THE BOUNDARY LINE OF SAID PARCEL "A" THE NEXT FIVE COURSES; NORTH 62°40'46" WEST, 158.32 FEET; THENCE SOUTH 27°16'39" WEST, 13.22 FEET; THENCE NORTH 62°43'21" WEST, 100.00 FEET; THENCE NORTH 27°16'39" EAST, 172.29 FEET; THENCE NORTH 63°01'12" WEST, 277.72 FEET TO THE NORTHEAST CORNER OF THE RIGHT-OF-WAY OF SIMPSON AVENUE AS SHOWN ON SAID PARTITION PLAT NUMBER 1992-48; THENCE ALONG THE ARC OF A 225.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF 66°13'04", AN ARC DISTANCE OF 260.04 FEET (THE LONG CHORD OF WHICH BEARS NORTH 10°01'49" WEST, 245.80 FEET) TO A POINT OF TANGENCY; THENCE NORTH 43°08'21" WEST, 63.29 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF COLORADO AVENUE; THENCE NORTH 46°51'43" EAST, ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE, 422.85 FEET TO THE MOST NORTHERLY CORNER OF SAID LOT 2; THENCE LEAVING SAID SOUTHEASTERLY RIGHT-OF-WAY LINE AND FOLLOWING ALONG THE EASTERLY BOUNDARY AND SOUTHERLY BOUNDARY OF SAID LOT 2 THE FOLLOWING 18 COURSES; THENCE SOUTH 47°41'36" EAST, 524.87 FEET; THENCE SOUTH 63°45'14"

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EAST, 96.70 FEET; THENCE SOUTH 45°13'51" EAST, 629.33 FEET; THENCE SOUTH 18°26'43" EAST, 280.19 FEET; THENCE SOUTH 07°30'02" WEST, 321.75 FEET; THENCE SOUTH 11°33'20" EAST, 274.57 FEET; THENCE SOUTH 71°02'09" WEST, 273.87 FEET; THENCE SOUTH 06°28'54" EAST, 144.84 FEET; THENCE SOUTH 20°29'22" WEST, 155.23 FEET; THENCE SOUTH 55°57'23" WEST, 189.20 FEET; THENCE SOUTH 34°45'46" WEST, 221.18 FEET; THENCE SOUTH 47°14'37" WEST, 250.52 FEET; THENCE SOUTH 74°06'58" WEST, 215.77 FEET; THENCE SOUTH 04°38'00" EAST, 241.74 FEET; THENCE SOUTH 14°14'48" EAST, 264.12 FEET; THENCE SOUTH 86°01'55" WEST, 520.25 FEET; THENCE NORTH 74°00'18" WEST, 854.98 FEET; THENCE NORTH 01°46'12" EAST, 174.85 FEET TO AN ANGLE POINT ON SAID LOT 2; THENCE LEAVING SAID LOT 2 BOUNDARY LINE, SOUTH 82°21'44" EAST, 76.91 FEET; THENCE NORTH 80°49'15" EAST, 47.70 FEET; THENCE SOUTH 86°46'08" EAST, 96.60 FEET; THENCE NORTH 82°12'49" EAST, 132.38 FEET; THENCE NORTH 64°29'13" EAST, 123.21 FEET; THENCE NORTH 74°29'09" EAST, 69.18 FEET; THENCE NORTH 40°50'45" EAST, 203.26 FEET; THENCE NORTH 02°34'29" EAST, 158.80 FEET; THENCE NORTH 75°39'10" WEST, 130.47 FEET; THENCE NORTH 48°19'14" WEST, 58.43 FEET; THENCE NORTH 82°28'23" WEST, 102.97 FEET; THENCE NORTH 18°25'08" EAST, 68.77 FEET; THENCE NORTH 51°26'19" EAST, 81.69 FEET; THENCE NORTH 38°57'34" EAST, 185.95 FEET TO A POINT ON THE SOUTH LINE OF SAID SHEVLIN CENTER BUSINESS PARK PHASE ONE; THENCE ALONG SAID SOUTH LINE, SOUTH 50°37'34" EAST, 72.19 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH appurtenant easements.

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Recording Requested By and  
After Recording Return to  
William Smith Properties, Inc.  
15 Colorado Ave., Suite A  
Bend, OR 97702

DESCHUTES COUNTY OFFICIAL RECORDS  
NANCY BLANKENSHIP, COUNTY CLERK

2003-84324



\$41.00

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D-D Cnt=1 Stn=4 TRACY  
\$15.00 \$11.00 \$10.00 \$5.00

M/27

Recorded By  
Western Title & Escrow Co.  
10-0401903

**BARGAIN & SALE DEED**  
(Old Mill - RBLP)

41'

OLD MILL DISTRICT SHOPS, LLC, a Delaware limited liability company,  
Grantor, hereby conveys to RIVER BEND LIMITED PARTNERSHIP, an Oregon limited  
partnership, Grantee, an undivided 50.0% interest in that certain real property in Deschutes  
County, Oregon, legally described on the attached Exhibit A.

The true and actual consideration for this conveyance consists of property or value  
other than money.

THIS INSTRUMENT WILL 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 APPROVED  
USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR  
FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED as of December 3, 2003.

OLD MILL DISTRICT SHOPS, LLC,  
a Delaware limited liability company

By: River Bend Limited Partnership,  
an Oregon limited partnership,  
Managing Member

By: The Bend Company, an Oregon  
corporation, General Partner

By:   
William L. Smith, President

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STATE OF OREGON     )  
                                  ) ss.  
County of Deschutes    )

The foregoing instrument was acknowledged before me on December 3, 2003  
by William L. Smith, as President of The Bend Company, an Oregon corporation, in its capacity  
as General Partner of River Bend Limited Partnership, an Oregon corporation, in its capacity as  
Managing Member of Old Mill District Shops, LLC, a Delaware limited liability company.



Notary Public for Oregon

**EXHIBIT "A"****FEE PARCEL:**

A parcel of land located in a portion of Section 05, Township 18 South, Range 12 East, Willamette Meridian, City of Bend, Deschutes County, Oregon, being more particularly described as follows:

A portion of Lot 26, Lot 27, and Tract D of the plat of Upper Terrace, Phase II as recorded on January 15, 1999 in plat cabinet E, page 156 in the office of the Deschutes County Clerk being more particularly described as follows:

Beginning at the corner common to said Lots 27 and 28 which falls on the westerly right-of-way line of Powerhouse Drive; thence along the boundary of said Lot 27 South 74°25'41" East a distance of 55.83 feet to the southwest corner of Lot 26 of said plat; thence leaving said boundary and along the boundary of said Lot 26 the following 2 curves and 2 courses:

46.62 feet along a non-tangent curve to the left with a radius of 227.50 feet, the chord of which bears North 01°06'14" East a distance of 46.54 feet; North 04°45'59" West a distance of 96.23 feet; 91.25 feet along the arc of a tangent curve to the right with a radius of 272.50 feet, the chord of which bears North 04°49'38" East for a distance of 90.83 feet; South 75°34'46" East a distance of 6.86 feet;

Thence leaving said boundary South 01°19'17" West a distance of 23.99 feet; thence South 47°00'00" East a distance of 329.83 feet to a point on the boundary common to Lot 26 and Tract C of said plat; thence along said boundary South 34°41'29" West a distance of 52.36 feet to the corner common to Lot 26, Lot 27, and Tract C of said plat; thence along the boundary common to said Tract C and Lot 27 South 47°33'18" East a distance of 51.42 feet to the corner common to Tract C, Lot 27, and Lot 30 of said plat; thence along the boundary common to Lot 27 and Lot 30 of said plat South 47°33'18" East a distance of 29.14 feet to the corner common to Lot 30, Lot 37, and Lot 27 of said plat; thence along the boundary common to said Lot 27 and Lot 37 the following 10 courses:

South 29°08'16" West a distance of 81.45 feet; South 09°50'25" East a distance of 22.67 feet; South 34°48'19" West a distance of 103.12 feet; South 41°56'28" West a distance of 129.60 feet; South 37°44'13" West a distance of 203.63 feet; South 20°20'06" West a distance of 24.27 feet; South 09°15'21" West a distance of 61.76 feet; South 10°37'59" East a distance of 21.65 feet; South 22°10'16" East a distance of 64.79 feet; South 65°37'22" East a distance of 55.29 feet to the corner common to Lot 27, Lot 37, and Tract D of said plat;

Thence along the boundary common to said Tract D and Lot 37 North 53°07'54" East a distance of 129.41 feet; thence leaving said boundary South 46°32'35" East a distance of 42.09 feet to the westernmost corner of Lot 36 of said plat; thence along the boundary common to said Tract D and Lot 36 continuing South 46°32'35" East a distance of 41.09 feet to the corner common to Lot 36, Lot 32, and Tract D of said plat; thence along the boundary common to said Lot 32 and Tract D South 42°00'38" West a distance of 63.30 feet to the corner common to Tract D, Tract E, and Lot 32 of said plat; thence along the boundary of said Tract E the following 3 courses:

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North 47°59'14" West a distance of 47.97 feet; South 42°00'46" West a distance of 207.93 feet; South 47°53'25" East a distance of 47.98 feet to the corner common to Tract E, Lot 27, and Lot 32 of said plat;

Thence along the boundary common to said Lot 27 and Lot 32 the following 4 courses:

South 42°00'46" West a distance of 42.01 feet; South 47°01'39" East a distance of 62.94 feet; South 42°31'26" West a distance of 139.99 feet; South 47°01'39" East a distance of 225.48 feet to the corner common to said Lot 27 and Lot 32 which falls on the northeasterly right-of-way line of Powerhouse Drive; thence along the boundary of said Lot 27 South 42°31'03" West a distance of 63.50 feet; thence leaving said boundary North 47°01'39" West a distance of 286.61 feet; thence South 42°58'21" West a distance of 95.11 feet; thence North 47°00'00" West a distance of 58.62 feet; thence South 80°33'35" West a distance of 58.09 feet; thence North 07°57'23" East a distance of 56.25 feet; thence North 47°00'00" West a distance of 105.73 feet to a point on the west boundary of said Lot 27; thence along said west boundary the following 3 courses:

North 07°11'35" West a distance of 320.39 feet; North 11°37'14" West a distance of 274.04 feet; North 07°26'08" East a distance of 160.26 feet;

Thence leaving said west boundary North 87°56'04" East a distance of 220.65 feet; thence 30.88 feet along a non-tangent curve to the right with a radius of 74.71 feet, the chord of which bears North 09°11'48" East a distance of 30.66 feet; thence North 01°21'42" West a distance of 37.26 feet; thence North 43°00'00" East a distance of 17.94 feet; thence South 47°00'00" East a distance of 11.00 feet; thence North 43°00'00" East a distance of 208.94 feet; thence 35.65 feet along the arc of a tangent curve to the left with a radius of 62.26 feet, the chord of which bears North 26°35'40" East for a distance of 35.17 feet; thence 18.03 feet along the arc of a compound curve to the left with a radius of 172.50 feet, the chord of which bears North 07°11'41" East for a distance of 18.02 feet to the point of beginning, the terminus of this description.

EXCEPTING THEREFROM: that portion of Lot 27 of said plat as described in Bargain and Sale Deed recorded on September 11, 2000 in Volume 2000, Page 36503 of Deschutes County Records in the office of the Deschutes County Clerk, described as follows:

A portion of Lot 27 of the plat of UPPER TERRACE, PHASE II as recorded on January 15, 1999 in Plat Cabinet E, Pages 156-166 in the office of the Deschutes County Clerk being more particularly described as follows:

Beginning at a point which bears South 50°37'50" West, 165.65 feet from the corner common to Lot 26, Lot 27, and Tract C of said plat; thence South 43°00'00" West, 231.00 feet; thence South 46°59'57" East, 15.00 feet; thence 7.85 feet along the arc of a 5.00 foot radius curve to the right, the long chord of which bears South 01°59'59" East, 7.07 feet; thence South 43°00'00" West, 2.91 feet; thence 11.40 feet along the arc of a 16.00 foot radius curve to the right, the long chord of which bears South 63°24'46" West, 11.16 feet; thence South 83°49'33" West, 76.60 feet; thence 13.45 feet along the arc of a 10.00 foot radius curve to the right the long chord of which bears North 57°38'03" West, 12.46 feet; thence 10.39 feet along the arc of a 74.00 foot radius curve to the left, the long chord of which bears North 23°07'06" West, 10.39 feet; thence North 27°08'33" West, 84.93 feet; thence 48.97 feet along the arc of a 40.00 foot radius curve to the right, the long chord of which bears North 07°55'44" East, 45.97 feet; thence North 43°00'00" East, 4.36 feet; thence South 47°00'00" East, 18.01 feet; thence North 43°00'00" East, 111.60 feet to a point which bears South 08°04'59" East, 194.81 feet from the Northernmost corner of Lot 27 of said plat; thence South 47°00'00" East, 77.00 feet; thence North 43°00'00" East, 123.00 feet; thence South 47°00'00" East, 67.00 feet to the Point of Beginning.





RECORDING REQUESTED BY, AND  
WHEN RECORDED, RETURN TO:

River Bend Limited Partnership  
15 SW Colorado Avenue, Ste 1  
Bend, OR 97702

DESCHUTES COUNTY OFFICIAL RECORDS  
NANCY BLANKENSHIP, COUNTY CLERK

2007



00518743200700001390030036

01/02/2007 12:38:

D-D Cnt=1 Stn=23 BN  
\$15.00 \$11.00 \$10.00 \$5.00

**BARGAIN AND SALE DEED**

RIVER BEND LIMITED PARTNERSHIP, an Oregon limited partnership("Grantor"), conveys to MILL SHOPS, LLC, an Oregon limited liability company ("Grantee"), the following described real property in Deschutes County, Oregon:

The land described in legal description attached as Exhibit "A" hereto.

The true consideration for this conveyance is other consideration.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS THAT, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND THAT LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)). 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 APPROVED USES, THE EXISTENCE OF FIRE PROTECTION FOR STRUCTURES AND THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER CHAPTER 1, OREGON LAWS 2005 (BALLOT MEASURE 37 (2004)).

Dated this 29<sup>th</sup> day of December, 2006.

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GRANTOR: RIVER BEND LIMITED PARTNERSHIP, an  
Oregon limited partnership

By: THE BEND COMPANY, an Oregon corporation,  
General Partner

By: William L. Smith  
William L. Smith, President

**RIVER BEND LIMITED PARTNERSHIP TO MILL SHOPS, LLC**  
**PAGE 1 OF 2**

**EXHIBIT A**

Eight (8) tracts of land located in Section 05, Township 18 South, Range 12 East, Willamette Meridian, City of Bend, Deschutes County, Oregon, being more particularly described as follows:

Tract 1: Parcel 3 of Partition Plat No. 2005-9 as recorded February 1, 2005 in partition cabinet 3, page 81 in the office of the Deschutes County Clerk. Contains 0.98 acres, more or less.

Tract 2: The lands described in deed recorded October 2, 2006 in Volume 2006, Page 66598 of Deschutes County Official Records, being a portion of Parcel 1 of said Partition Plat No. 2005-9. Contains 2.65 acres, more or less.

Tract 3: The lands described in deed recorded October 2, 2006 in Volume 2006, Page 66599 of Deschutes County Official Records, being Parcel 2 together with a portion of Parcel 1 of said Partition Plat No. 2005-9. Contains 1.74 acres, more or less.

Tract 4: Parcels 1 and 2 of Partition Plat No. 2006-19 as recorded April 25, 2006 in partition plat cabinet 3, page 249 in the office of the Deschutes County Clerk. Contains 4.14 acres, more or less.

Tract 5: The lands described in deed recorded September 11, 2000 in Volume 2000, Page 36503 of Deschutes County Official Records, being a portion of Lot 27 of the plat of Upper Terrace, Phase II as recorded January 15, 1999 in plat cabinet E, page 156 in the office of the Deschutes County Clerk. Contains 0.77 acres, more or less.

Excepting there from: The improvements located on a portion of the lands described in said deed being more particularly described as follows:

Beginning at the northernmost corner of the lands described in said deed; thence along the boundary of said deed the following two (2) courses;

South 47°00'00" East a distance of 67.00 feet;  
South 43°00'00" West a distance of 102.08 feet;

Thence leaving said boundary North 47°00'00" West a distance of 67.00 feet to a point on said boundary; thence along said boundary North 43°00'00" East a distance of 102.08 feet to the point of beginning, the terminus of this description.

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**RIVER BEND LIMITED PARTNERSHIP TO MILL SHOPS, LLC**  
**PAGE 2 OF 2**

Tract 6: The lands described in deed recorded September 11, 2000 in Volume 2000, Page 36501 of Deschutes County Official Records, being a portion of Lot 26 of said plat of Upper Terrace, Phase II. Contains 3.10 acres, more or less.

Tract 7: Lot 10 of the plat of Northside Terrace as recorded June 30, 1998 in plat cabinet E, page 60 in the office of the Deschutes County Clerk. Contains 0.80 acres, more or less.

Tract 8: Tract B of said plat of Upper Terrace, Phase II. Contains 0.09 acres, more or less.

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## **Attachment C**

Application Map

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Application for Groundwater Permit – COID & River Bend Limited Partnership, LLC

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## Attachment D

List of Property Owners

---

Application for Groundwater Permit – COID & River Bend Limited Partnership, LLC

| <b>Taxlot</b>        | <b>Owner</b>                   |
|----------------------|--------------------------------|
| <b>181205AC80301</b> | 291 BLUFF INVESTMENTS LLC      |
| <b>181205AC80302</b> | MFT MOUNTAIN VIEW LLC          |
| <b>181205AC80303</b> | 291 BLUFF INVESTMENTS LLC      |
| <b>181205AC01600</b> | RIVER BEND LIMITED PARTNERSHIP |
| <b>181205B002201</b> | MILL SHOPS LLC                 |
| <b>181205B000100</b> | RIVER BEND LIMITED PARTNERSHIP |
| <b>181205B002202</b> | MILL SHOPS LLC                 |
| <b>181205B002200</b> | MILL SHOPS LLC                 |
| <b>181205BA01900</b> | RIVER BEND LIMITED PARTNERSHIP |
| <b>181205CA07900</b> | J2 MILL VIEW LLC               |
| <b>181205CA07701</b> | PAULSON,JANE                   |
| <b>181205CA07600</b> | RIVER BEND LIMITED PARTNERSHIP |
| <b>181205CA07700</b> | J2 MILL VIEW LLC               |
| <b>181205CA07702</b> | RICHARDS,SCOTT C               |
| <b>181205CA07703</b> | PYERS,PAULA MARLIS ELISABETH   |
| <b>181205CA07704</b> | J2 MILL VIEW LLC               |
| <b>181205DB06600</b> | 600 BOND LLC                   |
| <b>181205DB06700</b> | HDM LLC                        |
| <b>181205BA01500</b> | MILL VIEW LLC                  |
| <b>181205AC01300</b> | RIVER BEND LIMITED PARTNERSHIP |
| <b>181205AC02500</b> | GALLAA O LLC                   |
| <b>181205AC02700</b> | OMP LLC                        |
| <b>181205AC02300</b> | RIVER BEND INVESTORS I LLC     |
| <b>181205AC02900</b> | 499 UPPER TERRACE LLC          |

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| <b>Taxlot</b> | <b>Owner</b>                               |
|---------------|--|
| 181205AC90402 | IDEAL PLAZA HOLDINGS LLC                   |
| 181205AC90404 | PELHAM,ANABEL O                            |
| 181205AC90405 | O'NEILL,PATRICIA                           |
| 181205BA90001 | FIVE BARRISTERS LLC                        |
| 181205BA90003 | MILL A DEVELOPMENT CORP                    |
| 181205BA90004 | MILL A DEVELOPMENT CORP                    |
| 181205BA90005 | MILL A DEVELOPMENT CORP                    |
| 181205BA90008 | MILL A DEVELOPMENT CORP                    |
| 181205AC90204 | RAMIREZ,SANDRA M                           |
| 181205CA05600 | ESMER,SAMANTHA M                           |
| 181205CA05800 | JAKSE,ROBERT                               |
| 181205CB00500 | BABINEAU,DAVID R                           |
| 181205CB00600 | DESCHUTES LANDING OWNERS ASSOC             |
| 181205CB00700 | DESCHUTES LANDING OWNERS ASSOC             |
| 181205CB00400 | STEINER,TIMOTHY A                          |
| 181205CB00200 | PEOPLES,MARY ANN ZANNON                    |
| 181205CB00100 | LANE LAND LLC                              |
| 181205CA04900 | DESCHUTES LANDING OWNERS ASSOC             |
| 181205CA05200 | DESCHUTES LANDING OWNERS ASSOC             |
| 181205CA05400 | MAYER,MERLE S                              |
| 181205CA05500 | PETRY,MELODIE K                            |
| 181205C000900 | RIVER BEND LIMITED PARTNERSHIP             |
| 181205AC01800 | BLUFF BEND HOTEL LLC                       |
| 181205B002000 | RESTAURANT DEVELOPMENT COMPANY OF BEND LLC |
| 181205B002100 | MILL SHOPS LLC                             |
| 181205A005900 | BEND TWO DEVELOPMENT LLC                   |
| 181205DB00100 | RIVER BEND INVESTORS I LLC                 |
| 181205A005800 | IOU INVESTMENTS LLC                        |
| 181205B001702 | RIVER BEND LIMITED PARTNERSHIP             |
| 181205B001703 | COLUMBIA BEND HOTEL LLC                    |
| 181205CA08300 | HATCH,LAWRENCE                             |
| 181205CA08000 | RIVERSIDE LANDING LLC                      |
| 181205CA08100 | THEATER DRIVE RENTALS LLC                  |
| 181205CA08200 | GODDARD,STEPHEN P                          |
| 181205BA00600 | BD BEND DEVELOPMENT GROUP LLC              |
| 181205BA01600 | HUNTER FAMILY TRUST                        |
| 181205BA00601 | CRANE SHED LLC                             |
| 181205AC80101 | MERET-ICARMEN,MARJORIE                     |
| 181205AC80102 | MAHER,JOE R                                |
| 181205AC80103 | QUAS LLC                                   |
| 181205AC80201 | KOOS,RONALD L                              |
| 181205AC80202 | REED,WILLIAM J                             |
| 181205AC80203 | HAMLIN,MATTHEW E                           |

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| Taxlot        | Owner  |
|---------------|--|
| 181205BA02227 | HAWLEY,NANCY G                                     |
| 181205BA02228 | CREEKMORE,JOHN R                                   |
| 181205AC90000 | HARVEST LLC  |
| 181205AC90102 | BOGAN,PATRICIA                                     |
| 181205AC90104 | AYLING LIVING TRUST                                |
| 181205AC90105 | BRYANT,DANIEL JAMES                                |
| 181205B090000 | MILL SHOPS LLC                                     |
| 181205AC90048 | PHILLIPS,MARY MUNDT                                |
| 181205AC90049 | GOETZ,PHILIP J                                     |
| 181205AC90050 | GOETZ,PHILIP J                                     |
| 181205AC90051 | PEKKOLA ENTERPRISES LLC                            |
| 181205AC90052 | PEKKOLA ENTERPRISES LLC                            |
| 181205AC90053 | IDEAL PLAZA HOLDINGS LLC                           |
| 181205AC90054 | IDEAL PLAZA HOLDINGS LLC                           |
| 181205AC90055 | O'NEILL,PATRICIA                                   |
| 181205AC90056 | BREEDEN,JENNY P                                    |
| 181205AC90057 | BREEDEN,JENNY P                                    |
| 181205AC90058 | ONEILL,PATRICIA                                    |
| 181205AC90059 | MARITAL TRUST CONTAINED WITHIN THE SENA 1995 TRUST |
| 181205AC90066 | JUDY BOAZ TRUST                                    |
| 181205AC90067 | WILLIAMSON,MICHAEL A                               |
| 181205AC90068 | WILLIAMSON,LETICIA J                               |
| 181205AC90069 | AVLING,MARY LOU                                    |
| 181205AC90070 | MAZZOLINI,KIM C                                    |
| 181205AC90071 | BOGAN,PATRICIA                                     |
| 181205AC90072 | HERZIG,STEPHEN PAUL                                |
| 181205AC90077 | HARDER,JULIANNA C                                  |
| 181205AC90078 | KELLY & JULIANNA HARDER TRUST                      |
| 181205AC90080 | WEAVER,PAMELA C                                    |
| 181205AC91001 | RICK & SANDRA NEGUS TRUST                          |
| 181205AC91002 | WEAVER,PAMELA C                                    |
| 181205AC91003 | PLAZA CONDOMINIUMS OWNERS ASSOCIATION              |
| 181205AC91004 | MONTELEONE,JOE                                     |
| 181205AC91005 | JRRM LLC   |
| 181205AC91006 | SENA,TERRY A                                       |
| 181205AC91007 | SHIN,YOON  |
| 181205AC91008 | NYGARD,LINDA S                                     |
| 181205AC91009 | MAZZOLINI,EDWARD GEORGE PAUL                       |
| 181205AC90202 | SUNDQUIST,DIANNE M                                 |
| 181205AC90205 | GOETZ,PHILIP J                                     |
| 181205AC90302 | FITZMAURICE,JAMES                                  |
| 181205AC90304 | STOSIK,RAYMOND JOHN                                |
| 181205AC90305 | JUDICE,ROSS D                                      |

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| <b>Taxlot</b> | <b>Owner</b>   |
|---------------|--|
| 181205CD05200 | BENNETT,DEBRA ANN  |
| 181205CD05300 | LOUIE,BENJAMIN MOON                                      |
| 181205CD05400 | LIN,HUI-LING   |
| 181205CD05500 | JENS,JEFFREY L   |
| 181205CD05600 | DICKERHOOF,DARREN  |
| 181205CD05700 | KENDRYNA TRUST   |
| 181205CD05800 | CLEMONS,RUSSELL S  |
| 181205CD05900 | DUNN,KATHY J   |
| 181205DB00199 | RIVER BEND INVESTORS I LLC                               |
| 181205DB06400 | MILLVIEW PROPERTIES LLC                                  |
| 181205A060000 | ASSOCIATION OF UNIT OWNERS OF CENTURY PLAZA CONDOMINIUMS |
| 181205A070000 | ASSOCIATION OF UNIT OWNERS OF CENTURY PLAZA CONDOMINIUMS |
| 181205A080000 | ASSOCIATION OF UNIT OWNERS OF CENTURY PLAZA CONDOMINIUMS |
| 181205A080001 | CP 1234 LLC  |
| 181205A090000 | ASSOCIATION OF UNIT OWNERS OF CENTURY PLAZA CONDOMINIUMS |
| 181205A090001 | CP 89 LLC  |
| 181205A090002 | CP 89 LLC  |
| 181205BA02201 | WINSOR,BONNY M   |
| 181205BA02202 | HESS,DAVID M   |
| 181205BA02203 | HOOSON,JOHN  |
| 181205BA02204 | LAURIE,DEBORAH LORRAINE                                  |
| 181205BA02205 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02206 | PERSINGER,KATHLEEN C                                     |
| 181205BA02207 | SHELDON,REBECCA  |
| 181205BA02208 | KAMBE,JOSEPH C   |
| 181205BA02209 | IVES,DONALD L  |
| 181205BA02210 | BOOTH,TAMERA LYNN  |
| 181205BA02211 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02212 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02213 | FULTON,ROBERT A  |
| 181205BA02214 | OLIPHANT,DENNIS D  |
| 181205BA02215 | COVEY,MARLENE A  |
| 181205BA02216 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02217 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02218 | WARD,MARTA HILLGEN                                       |
| 181205BA02219 | CHICOLA,CATHRYN L  |
| 181205BA02220 | JAMES AND LOUISE BELL TRUST                              |
| 181205BA02221 | GABBE,STEVEN G   |
| 181205BA02222 | ECHO DST LLC   |
| 181205BA02223 | GLEN & JUDY HORD REVOCABLE LIVING TRUST                  |
| 181205BA02224 | OTTER RUN HOMEOWNERS ASSOCIATION INC                     |
| 181205BA02225 | JOHN D & CATHRYN K JORDAN REVOCABLE LIVING TRUST         |
| 181205BA02226 | PAPE,CHRISTIAN   |

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| <b>Taxlot</b> | <b>Owner</b>                                  |
|---------------|---|
| 181205CA04100 | SMITH,SHIDEH SHAYAN                           |
| 181205CA04200 | BEDNARK,JAMES R                               |
| 181205CA04300 | LANGER,BRETT R                                |
| 181205CA04400 | COLEMAN,SHANE M                               |
| 181205CA04500 | SWANSON,TIMOTHY DEAN                          |
| 181205CA04600 | SWINDELLS,WILLIAM P                           |
| 181205CA04700 | DAVID HITE TRUST                              |
| 181205CA04800 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CA05000 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CA05100 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CA05900 | ALTMAN,VERNON E                               |
| 181205CA07300 | MILL SHOPS LLC                                |
| 181205CA07400 | RIVER BEND LIMITED PARTNERSHIP                |
| 181205CA07500 | MILL SHOPS LLC                                |
| 181205CB00800 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CB00900 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CA06000 | NEAL,ROBERT S                                 |
| 181205CA06200 | LESTER & JUNKO BIVENS TRUST                   |
| 181205CA06300 | DEANA M FRERES LIVING TRUST                   |
| 181205CA06400 | IGNATOWSKI,GERALD C                           |
| 181205CA06500 | BRITTINGHAM,TERRI                             |
| 181205CA06600 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CA06700 | VONNIE BLUE FAMILY TRUST                      |
| 181205CA06800 | CAM INVESTMENTS LLC                           |
| 181205CA06900 | BARSS,ANDREA S                                |
| 181205CA07000 | PRIDAY,COURTNEY                               |
| 181205CA07100 | HANSEN LIVING TRUST                           |
| 181205CA07200 | DESCHUTES LANDING OWNERS ASSOC                |
| 181205CD03400 | PACIFICORP                                    |
| 181205CD03700 | RIVER BEND LIMITED PARTNERSHIP                |
| 181205CD03900 | ALMQUIST,SARAH ANITA                          |
| 181205CD04000 | GAFFEY,MATTHEW H                              |
| 181205CD04100 | ORTMAN,BENJAMIN D                             |
| 181205CD04200 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CD04300 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CD04400 | PLAZA-GILBO,ERIN V                            |
| 181205CD04500 | ROSS,PAUL E                                   |
| 181205CD04600 | HOWELL,VICTORIA M                             |
| 181205CD04700 | TAYLOR,RONALD D                               |
| 181205CD04800 | VORONAEFF,KENT D                              |
| 181205CD04900 | KEERY,BARBARA                                 |
| 181205CD05000 | CHURCHILL,SHARLENE                            |
| 181205CD05100 | LANE,DEBRA MORTIMORE                          |

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| <b>Taxlot</b> | <b>Owner</b>                                  |
|---------------|---|
| 181205C000801 | BEND METRO PARK AND RECREATION DISTRICT       |
| 181205C000802 | JC 52 LLC                                     |
| 181205C001100 | WILLIAM SMITH PROPERTIES INC                  |
| 181205C001200 | WILLIAM SMITH PROPERTIES INC                  |
| 181205CA00100 | RIVER BEND LIMITED PARTNERSHIP                |
| 181205CA00200 | RIVER BEND LIMITED PARTNERSHIP                |
| 181205CA00300 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CA00400 | KENNETH L RYAN REVOCABLE TRUST                |
| 181205CA00500 | MILLIKEN,DEBBIE L                             |
| 181205CA00600 | SMOCK,PAUL THOMSEN                            |
| 181205CA00700 | SHINE,JOHN F                                  |
| 181205CA00800 | NEAL,DAN E                                    |
| 181205CA00900 | LYNN,JASON K                                  |
| 181205CA01000 | CHAVEZ-HANSEN,HELEN                           |
| 181205CA01100 | LYNN,CURTIS V                                 |
| 181205CA01200 | LAWSON,FRANK JAY                              |
| 181205CA01300 | DAVALOS,MARTHA J                              |
| 181205CA01400 | DEUTSCHE BANK NATIONAL TRUST CO               |
| 181205CA01500 | PARDI,TONY V                                  |
| 181205CA01600 | CAMPBELL,JOHN L                               |
| 181205CA01700 | BETTENCOURT,LISA                              |
| 181205CA01800 | KELLDANO RANCH LLC                            |
| 181205CA01900 | KELLDANO RANCH LLC                            |
| 181205CA02000 | STAFFORD,MARY M                               |
| 181205CA02200 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CA02300 | FIELD,PAM ARLYN                               |
| 181205CA02400 | MCBROOM,ALISON L                              |
| 181205CA02500 | HUTCHINGS,DAVID H                             |
| 181205CA02600 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CA02700 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CA02800 | EDGAR,ROBERT A                                |
| 181205CA02900 | COHAN,EDWARD MICHAEL                          |
| 181205CA03000 | CHARLES & ANN PFINGSTEN TRUST                 |
| 181205CA03100 | PARKWOOD TOWNHOMES HOMEOWNERS ASSOCIATION INC |
| 181205CA03200 | SERENITY ON THE BLUFFS LLC                    |
| 181205CA03300 | LISICAK,ALAN                                  |
| 181205CA03400 | SULLIVAN,KAREN A                              |
| 181205CA03500 | FRAZIER,JOHN D                                |
| 181205CA03600 | LARSEN,ANDREA                                 |
| 181205CA03700 | DENZEL,MICHAEL B                              |
| 181205CA03800 | WOOD,HELEN MARQUIS                            |
| 181205CA03900 | THOMAS,DAWN MICHELLE                          |
| 181205CA04000 | PEARISO,MICHELLE L                            |

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| <b>Taxlot</b> | <b>Owner</b>                                   |
|---------------|--|
| 181205AC02200 | BLUFF DRIVE INVESTMENTS LLC                    |
| 181205AC02400 | RIVER BEND INVESTORS I LLC                     |
| 181205AC02600 | OMP LLC  |
| 181205AC03000 | BOND-WILSON ASSOCIATES LLC                     |
| 181205B000200 | MILL SHOPS LLC                                 |
| 181205B000201 | MILL SHOPS LLC                                 |
| 181205B000202 | MILL SHOPS LLC                                 |
| 181205B000300 | MILL SHOPS LLC                                 |
| 181205B000400 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B000500 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B000600 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B000700 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B000800 | STATE OF OREGON OREGON MILITARY DEPARTMENT     |
| 181205B000900 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B001000 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B001100 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B001200 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B001300 | DESCHUTES BREWERY INC                          |
| 181205B001700 | SANDLOT PARTNERS LLC                           |
| 181205B001701 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205B001900 | OLD MILL DISTRICT SHOPS LLC                    |
| 181205BA00100 | OLD MILL RETAIL LLC                            |
| 181205BA00300 | OLD MILL PROPERTIES LLC                        |
| 181205BA00400 | MILL A ASSOCIATED LIMITED PARTNERSHIP          |
| 181205BA00500 | VISCOM LLC                                     |
| 181205BA00700 | WARMING HUT LLC                                |
| 181205BA00800 | 530 SW MILL VIEW WAY LLC                       |
| 181205BA00900 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205BA01000 | PELTON PROPERTIES LLC                          |
| 181205BA01100 | S MARCO LLC                                    |
| 181205BA01200 | VIRGINIA E PFEIFER TRUST                       |
| 181205BA01300 | MILL SHOPS LLC                                 |
| 181205BA01400 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205BA01700 | DANKRIS COMPANY                                |
| 181205BA01800 | GP&B INVESTMENTS LLC                           |
| 181205BA02000 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205BA02100 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205BA02300 | RIVER BEND LIMITED PARTNERSHIP                 |
| 181205BB00100 | FIFTEEN SW COLORADO LLC                        |
| 181205BB00200 | WILLIAM SMITH PROPERTIES INC                   |
| 181205C000101 | BEND METROPOLITAN PARK AND RECREATION DISTRICT |
| 181205CA07800 | RIVER BEND INVESTORS I LLC                     |
| 181205C000800 | RIVER BEND LIMITED PARTNERSHIP                 |

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| <b>Taxlot</b> | <b>Owner</b>                        |
|---------------|-------------------------------------|
| 1812050000127 | RIVER SHOPS II LLC                  |
| 1812050000139 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205A000400 | OM INVESTORS LLC                    |
| 181205A000500 | MCKENZIE CREEK DEVELOPMENT LLC      |
| 181205A000600 | WILLIAM SMITH PROPERTIES INC        |
| 181205A000800 | RIO BRAVO PROPERTIES LLC            |
| 181205A000900 | MCKENZIE CREEK DEVELOPMENT LLC      |
| 181205A001000 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205A001100 | TYVAND,SUSAN M                      |
| 181205A001200 | SELCO COMMUNITY CREDIT UNION        |
| 181205A001301 | CHANNEL LLC                         |
| 181205A001302 | STRICKFADEN OR LLC                  |
| 181205A001303 | STRICKFADEN OR LLC                  |
| 181205A001304 | CHANNEL LLC                         |
| 181205A001400 | BACKSEN ENTERPRISES LLC             |
| 181205A001500 | AZURE INVESTMENTS LLC               |
| 181205A001600 | NJW PROPERTIES LLC                  |
| 181205A001601 | MILLSIDE PARTNERS LLC               |
| 181205A001700 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205A001800 | 360 BOND HOLDING LLC                |
| 181205A001900 | 360 BOND HOLDING LLC                |
| 181205A005200 | RIVER BEND INVESTORS I LLC          |
| 181205A005300 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205A005400 | RIVER BEND INVESTORS II LLC         |
| 181205A005500 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205AC00100 | 320 BOND LLC                        |
| 181205AC00200 | RIVER BEND INVESTORS I LLC          |
| 181205AC00300 | WILSON PROFESSIONAL CENTER LLC      |
| 181205AC00400 | BLACKWELL DEVELOPMENT LLC           |
| 181205AC00500 | PIONEER BUILDING COMPANY OREGON LLC |
| 181205AC00600 | BROWN,NANCY DIANE                   |
| 181205AC00700 | 333 SW UPPER TERRACE LLC            |
| 181205AC00800 | SMITH,RONALD A                      |
| 181205AC00900 | STEPHENSON ENTERPRISES INC          |
| 181205AC01000 | JEAN A POZZI TRUST                  |
| 181205AC01100 | BEND INVESTMENT GROUP LLC           |
| 181205AC01200 | HALL FAMILY HOLDINGS LLC            |
| 181205AC01400 | WOODSIDE DEVELOPMENT LLC            |
| 181205AC80000 | 291 BLUFF INVESTMENTS LLC           |
| 181205AC01700 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205AC01900 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205AC02000 | RIVER BEND LIMITED PARTNERSHIP      |
| 181205AC02100 | LOVEJOY,TRAVIS S                    |

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