

Application for a Permit to Use Surface Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME <i>Forest R. Sutton</i>		PHONE (HM)	
PHONE (WK)	CELL <i>541.601.6666</i>	FAX	
ADDRESS <i>436 Stealey Rd</i>			
CITY <i>Eagle Point</i>	STATE <i>OR</i>	ZIP <i>97524</i>	E-MAIL * <i>Forest@SPO.LLC</i>

Organization

NAME GONE ROGUE HOLDINGS LLC		PHONE		FAX
ADDRESS 680 W NYE LANE #201				CELL
CITY CARSON CITY	STATE NV	ZIP 89703	E-MAIL *	

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

AGENT / BUSINESS NAME RICK PARSONS / PARSONSWATER CONSULTING LLC		PHONE 541.499.0257		FAX
ADDRESS 1619 MINEAR ROAD				CELL 303.667.5067
CITY MEDFORD	STATE OR	ZIP 97501	E-MAIL * RICK.PARSONS@PARSONSWATER.COM	

Note: Attach multiple copies as needed

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

By my signature below I confirm that I understand:

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

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

Applicant Signature

Print Name and Title if applicable

Date

Applicant Signature

Print Name and Title if applicable

Date

For Department Use: App. Number: _____

Surface Water — Page 1

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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.

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).*

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.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: LOST CK LK	Tributary to: ROGUE RIVER
TRSQQ of POD: SECTION 26 T33S R1E	
Source 2: ROGUE RIVER	Tributary to: PACIFIC OCEAN
TRSQQ of POD: 35S 1W 9 SWSW	

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

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B. Applications to Use Stored Water

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

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

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

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

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

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

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

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

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

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

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

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

☐ Yes ☒ No

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

If yes,

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

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

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

☐ Yes ☒ No

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

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

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

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

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

Statewide - OAR 690-033-0330 thru -0340

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

☒ Yes ☐ No

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

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SECTION 5: WATER USE

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

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

SOURCE	USE	PERIOD OF USE	AMOUNT
ROGUE RIVER	IRRIGATION	APR 1 - OCT 31	192.85 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.

Primary: 77.14 Acres

Supplemental: _____ Acres

Nursery Use: _____ Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 192.85

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

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

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

- ☒ Pump (give horsepower and type): MULTIPLE 2 HP SUBMERSIBLE
☐ Other means (describe):

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

CURRENT PLANNING EFFORTS CALLS FOR 1-1/2" - 2" PVC LINE FROM RIVER FEEDING SPRINKLERS AND LATERAL LINES WITHIN IRRIGATED AREAS

B. Application Method

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

C. Conservation

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

WATER USE SCHEDULES WITHIN IRRIGATED AREAS WILL BE USED TO MINIMIZE WASTE OF WATER.

SECTION 7: RESOURCE PROTECTION

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

- ☒ Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.

Describe planned actions: PROPOSED PODS WILL BE OUTFITTED WITH ODFW-APPROVED FISH SCREEN

- ☒ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.

Describe planned actions and additional permits required for project implementation: NO IMPACTS ANTICIPATED TO RIPARIAN AREAS

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

Describe planned actions and additional permits required for project implementation: NO IMPACTS ANTICIPATED TO RIPARIAN AREAS

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

Describe planned actions: WATER USE IS MANAGED SO AS TO PROMOTE CONSERVATION OF WATER, AS NOTED IN SECTION 6.C

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

RECLAMATION CONTRACT FOR LOST CREEK LAKE WATER IS PENDING

SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: UPON RECEIPT OF PERMIT
b) Date construction will be completed: WITHIN FIVE YEARS OF ISSUANCE OF PERMIT
c) Date beneficial water use will begin: WITHIN FIVE YEARS OF ISSUANCE OF PERMIT

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SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name EAGLE POINT IRRIGATION DISTRICT	Address 2429 BROPHY RD	
City EAGLE POINT	State OR	Zip 97524

SECTION 10: REMARKS

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

PROPOSED USE WILL ALLOW BRINGING VALID WATER SUPPLY TO APPLICANT'S PROPERTY

Minimum Requirements Checklist

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

Include this checklist with the application

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

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

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

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Include the following additional items:

- ☒ Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
 - ☒ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
 - ☒ Fees - Amount enclosed: \$_____
- See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- ☒ Map that includes the following items:
 - ☒ Permanent quality and drawn in ink
 - ☒ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - ☒ North Directional Symbol
 - ☒ Township, Range, Section, Quarter/Quarter, Tax Lots
 - ☒ Reference corner on map
 - ☒ Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - ☒ Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - ☒ Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - ☐ Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

LOCATIONS TBD

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Land Use Information Form

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

NAME GONE ROGUE HOLDINGS LLC				PHONE 541.778.6466	
MAILING ADDRESS 680 W NYE LANE #201					
CITY CARSON CITY	STATE NV	ZIP 89703	EMAIL JACOBFSEXTON1@GMAIL.COM		

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:
35S	1W	8	NENE NWNE SWNE SENE	101	RR-5 RR-5	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRIGATION
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

JACKSON

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

Source of water:
☐ Reservoir/Pond
☐ Ground Water
☒ Surface Water (name) LOST CK LAKE VIA ROGUE RIVER

Estimated quantity of water needed: 193
☐ 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:

PROVIDE IRRIGATION WATER TO APPLICANT'S PROPERTY. PASTURE, LAWNS, HAY

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

For Local Government Use Only

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

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Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 6.3.1 (A)
- ☐ Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
Type 1 Permit	6.3.1 (A)	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: Francisco Hernandez

Title: Planner III

Signature: [Signature]

Date: 06.06.2025

Governmental Entity: San. Services

Phone: 541.774.6907

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

RECORDING REQUESTED BY:



147 First St., Ste 102
Ashland, OR 97520

GRANTOR'S NAME:

Patrick Garfield Duffy as Trustee of the Duffy Family Trust,
under agreement dated August 15, 1994

GRANTEE'S NAME:

Gone Rogue Holdings, LLC

AFTER RECORDING RETURN TO:

Order No.: 470323087831-EV
Gone Rogue Holdings, LLC, an Oregon limited liability
company
680 W NYE LN Ste 201
Carson City, NV 89703

SEND TAX STATEMENTS TO:

Gone Rogue Holdings, LLC
680 W NYE LN Ste 201
Carson City, NV 89703

APN/Parcel ID(s): 10228481
10254831
10227411
10226935
10254823
10228472
10804262
10254840
10990265

Tax/Map ID(s): 351W09 700
351W08 101
351W05 2500
351W04 1300
351W05 2600
351W09600
351W09 808
351W08 600
351W09 1600
436 Staley Rd, Eagle Point, OR 97524

Jackson County Official Records **2024-000254**
R-WD
Stn=7 HALLEV 01/05/2024 10:21:02 AM
\$20.00 \$10.00 \$13.00 \$11.00 \$60.00 **\$114.00**

I, Christine Walker, County Clerk for Jackson County, Oregon, certify
that the instrument identified herein was recorded in the Clerk
records.
Christine Walker - County Clerk

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Patrick Garfield Duffy as Trustee of the Duffy Family Trust as to Parcel V and Patrick Garfield Duffy as Trustee of the Duffy Family Trust, under agreement dated August 15, 1994, as to the remainder, Grantor, conveys and warrants to Gone Rogue Holdings, LLC, an Oregon limited liability company, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Jackson, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Subject to:

Covenants, Conditions, Restrictions, Reservations, set back lines, Power of Special Districts, and easements of Record, if any.

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

STATUTORY WARRANTY DEED

(continued)

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.

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

Dated:

11/3/2024

Duffy Family Trust, under agreement dated August 15, 1994 and the Duffy Family Trust

BY:

Patrick Garfield Duffy, Trustee

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State of OR
County of Washington

This Instrument was acknowledged before me on 11/3/2024 by Patrick Garfield Duffy as Trustee of the Duffy Family Trust, under agreement dated August 15, 1994, and as Trustee of the Duffy Family Trust.

[Signature]
Notary Public, State of Oregon

My Commission Expires:

10/05/2027



Unofficial Copy

EXHIBIT "A"
Legal Description

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PARCEL I:

Government Lots One (1) and Two (2) in Section 8, Township 35 South, Range 1 West, of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM the following: Beginning at the East quarter corner of Section 8, Township 35 South, Range 1 West, of the Willamette Meridian in Jackson County, Oregon; thence North along the east line of said Section a distance of 330 feet to the East-Southeast corner of that tract described in Volume 269, Page 526, Jackson County, Oregon, Deed Records; thence West along the south line of said tract a distance of 660 feet to the interior ell of said tract; thence South along the easterly line of said tract, a distance of 330 feet to the East-West centerline of said Section 8; thence East along said East-West centerline, a distance of 660 feet to the point of beginning.

Tax Lot No. 35-1W-08-00-101

PARCEL II:

The Northwest quarter of the Northwest quarter of Section 9 in Township 35 South, Range 1 West of the Willamette Meridian, Jackson County, Oregon. Together with that portion of Staley Road vacated in Ordinance 47-91 and recorded as Document No. 91-03897 and as Document No. 91-06753.

Tax Lot 35-1W-09-00-700

PARCEL III:

Beginning at a 1 inch iron pipe with bronze cap located at the quarter corner common to Sections 4 and 9 in Township 35 South, Range 1 West, Willamette Meridian, Jackson County, Oregon; thence South $0^{\circ}14'40''$ West 1291.17 feet; thence North $89^{\circ}59'$ West 1328.48 feet to a 5/8 inch iron pin; thence North $125^{\circ}05'$ West 1256.85 feet to a 5/8 inch iron pin; thence continue North 30 feet, more or less, to the North line of said Section 9; thence East, along said North line, 1328.48 feet, more or less, to the point of beginning.

Together with that portion of Staley Road vacated in Ordinance 47-91 and recorded as Document No. 91-06753.

EXCEPTING THEREFROM that portion lying within the boundaries of Hammel Road (County Road).

Tax Lot 35-1W-09-00-600

PARCEL IV:

Commencing at the quarter corner common to Sections 8 and 9, Township 35 South, Range 1 West of the Willamette Meridian, Jackson County, Oregon; thence North 755.2 feet; thence East 557.3 feet to a 3/4 inch iron pin; thence North $57^{\circ}22'50''$ East, 530.70 feet to the true point of beginning; thence North $60^{\circ}02'30''$ West, 527.96 feet to the South boundary of that dedicated public road as described in Document No. 66-04352, Official Records of Jackson County, Oregon; thence along the South boundary of said road South $89^{\circ}59'$ East to a point 25 feet West of the East line of the Southwest quarter of the Northwest quarter of said Section 9; thence Southwesterly to the point of beginning.

Together with that portion of Staley Road vacated in Ordinance 47-91 and recorded as Document No. 91-06753.

Tax Lot 35-1W-09-00-808

PARCEL V:

Beginning at a point 1195 feet West of the northeast corner of the Northwest Quarter of the Southwest Quarter of Section 9, Township 35 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence West 125 feet to the southeast corner of Government Lot 2, Section 8, said Township and Range; thence North 5 chains; thence West 10 chains; thence South 5 chains; thence West along the south line of said Lot 2 to the east line of Rogue River; thence Southeasterly along the easterly line of Rogue River to the south line of Section 9, said Township and Range; thence East along the south line of Section 9 to a point that bears West 335 feet from the southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 9; thence Northwesterly to the point of beginning.

EXCEPTING THEREFROM the following: A tract of land lying in the Southwest Quarter of the Southwest Quarter of Section 9, Township 35 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, the said tract being that portion of said property described as follows: Commencing at a 3/4" iron pipe set 7.76 feet South and 1633.47 feet West of the quarter corner common to Sections 9 and 16, said Township and Range; thence North $18^{\circ}21'30''$ West a distance of 477.66 feet to a 5/8" iron pin for the True Point of Beginning; thence South $71^{\circ}38'30''$ West a distance of 300.00 feet; thence North $18^{\circ}21'30''$ West a distance of 150.00 feet; thence North $71^{\circ}38'30''$ East a distance of 300.00 feet to a 5/8" iron pin; thence South $18^{\circ}21'30''$ East, a distance of 150.00 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM the following: A tract of land lying in the Southwest Quarter of the Southwest Quarter of Section 9, Township 35 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon, the said tract being that portion of said property described as follows: Commencing at a 3/4" iron pipe set 7.76 feet South and 1633.47 feet West of the quarter corner common to Sections 9 and 16, said Township and Range; thence North $18^{\circ}21'30''$ West a distance of 477.66 feet to a 5/8" iron pin for the True Point of Beginning; thence South $71^{\circ}38'30''$ West a distance of 300.00 feet; thence South $18^{\circ}21'30''$ East a distance of 150.00 feet; thence North $71^{\circ}38'30''$ East a distance of 300.00 feet to a 5/8" iron pin; thence North $18^{\circ}21'30''$ West a distance of 150.00 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM the following: A tract of land lying in the Southwest Quarter of the Southwest Quarter of Section 9, Township 35 South, Range 1 West of the Willamette Meridian, Jackson County, Oregon; the said tract being that portion of said property described as follows: Commencing at a 3/4" iron pipe, set 7.76 feet

EXHIBIT "A"
Legal Description

South and 1633.47 feet West of the one quarter corner common to Sections 9 and 16, said Township and Range; thence North 18°21'30" West, a distance of 477.66 feet to a 5/8" iron pin; thence South 71°38'30" West, a distance of 300 feet; thence North 18°21'30" West, a distance of 150 feet, the true point of beginning; thence North 71°38'30" East, a distance of 300.00 feet to a 5/8" iron pin; thence North 18°21'30" West, a distance of 110 feet; thence South 71°38'30" West, a distance of 300 feet; thence South 18°21'30" East, a distance of 110 feet to the true point of beginning.

Tax Lot 35-1W-08-00-600 & 35-1W-09-00-1600

PARCEL VI

PARCEL A:

Commencing at the South quarter corner of Section 5, in Township 35 South, Range 1 West, Willamette Meridian, Jackson County, Oregon; thence South 89°39' East along South line of said Section, 837.54 feet; thence North 21° East, 247.50 feet; thence North 39°15' East 250.80 feet; thence North 43°30' East, 244.20 feet, more or less, to a point in the centerline of the present channel of Rogue River (as of December 1952) for the true point of beginning; thence North 59° East, 112.56 feet, more or less, to an iron pin on the ordinary high water line of Rogue River; thence continue North 59° East 534.24 feet; thence North 84°45' East 396.9 feet; thence North 52°45' East, 283.80 feet; thence North 14° West 165.0 feet; thence North 49° West, 29.14 feet to the North line of Government Lot 4 in said Section; thence North 89°37' West along said line, 1097.08 feet; thence continue North 89°37' West 100.0 feet, more or less, to the centerline of Rogue River; thence Southerly along said line 760.0 feet, more or less, to the Northeast corner of tract described in Volume 376, Page 62, Jackson County, Oregon, Deed Records; thence continue Southerly along the East line of said tract, to the true point of beginning.

PARCEL B:

Being that portion of Government Lot 4 and a portion of Government Lot 3, of section 4, Township 35 South, Range 1 West, Willamette Meridian, Jackson County, Oregon, described as follows: Beginning at the section corner common to Sections 4, 5, 8, and 9 in Township 35 South, Range 1 West, Willamette Meridian, Jackson County, Oregon, and running thence East, 1320 feet along the section line common to Sections 4 and 9 to the Southwest corner of the Southeast quarter of the Southwest quarter of said Section 4; thence North along the West line of said Southeast quarter of the Southwest quarter and the West line of the Northeast quarter of said Southwest quarter of Section 4, a distance of 1679.93 feet; thence South 56°09' West, 409.40 feet; thence South 69°30' West, 435.25 feet; thence South 69°54' West, 391.10 feet; thence North 52°29' West, 254.64 feet; thence South, 1320 feet to the point of beginning.

ALSO, all of Government Lot 3, in Section 5 in said Township and Range.

ALSO, all the Southeast quarter of the Southwest quarter of Section 4, Township 35 South, Range 1 West, Willamette Meridian, Jackson County, Oregon.

Tax Lot 35-1W-05-00-2500, 35-1W-05-00-2600 & 35-1W-04-00-1300

Received by OWRD

JUN 20 2025

Salem OR



Jacob Sexton <jacobfsexton1@gmail.com>

E-2 Application

BENHAM Sarah L * WRD <Sarah.L.BENHAM@water.oregon.gov>
 To: Rick Parsons <rick.parsons@parsonswater.com>, WRD_DL_customerservice
 <WRD_DL_customerservice@water.oregon.gov>
 Cc: Jacob Sexton <jacobfsexton1@gmail.com>

Thu, Jun 12, 2025 at 3:12 PM

Hello,

OWRD has received and accepted the surface water e-application for **Forest R. Saxton** (we are unable to determine the correct spelling of the last name based on the application so I apologize if this is the incorrect spelling). The temporary application number is: SB-01

Please print this email and include a copy of it when mailing in the payment. The fees due for this application are: **\$ 1,672.20** (If opting to include recording fee: **\$2,282.20**).

A copy of the fee calculator is included for your reference

Today's Date: Thursday, June 12, 2025

Base Application Fee.		\$610.00
Acre feet of Stored Water to be diverted.	193	\$1,062.20
Subtotal:		\$1,672.20
Permit Recording Fee. ***		\$610.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.		Recalculate
Estimated cost of Permit Application		\$2,282.20

Thank you,

Sarah Benham
 Customer Service Representative
 Water Right Services Division
 725 Summer Street NE Ste A
 Salem, Oregon 97301

Received
JUN 20 2025
OWRD

(503) 986-0810



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

NOTE: The Salem office is now open to the public. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day. The Salem office of OWRD is closed for customer service drop-ins from Noon – 1pm. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

From: Rick Parsons <rick.parsons@parsonswater.com>

Sent: Wednesday, June 11, 2025 4:27 PM

To: WRD_DL_customerservice <WRD_DL_customerservice@water.oregon.gov>

Cc: Jacob Sexton <jacobfsexton1@gmail.com>

Subject: E-2 Application

[Quoted text hidden]

Received
JUN 20 2025
OWRD