

Name Richtron Financial Corporation

By _____

Address 225 South 200 West Farmington, Utah, 84025Date filed September 12, 1980Priority September 12, 1980Action suspended until Oct cert

Return to applicant _____

Date of approval JAN 25 1981**CONSTRUCTION**Date for beginning JAN 26 1982Date for completion OCT 1 1982

Extended to _____

Date for application of water OCT 1 1983

Extended to _____

PROSECUTION OF WORK

Form "A" filed _____

Form "B" filed _____

Form "C" filed Completed**FINAL PROOF**Blank mailed JUL 30 1991

Proof received _____

Date certificate issued OCT 02 1991Application No. G G 9934Permit No. G G 9116Certificate No. 66775Ownership UpdateStream Index, Page No. 12-41**OWNERSHIP UPDATE****ASSIGNMENTS**

Date

To Whom

Address

Volume

Page

REMARKSFILED 83 A PAID & ALL POA WITHDRAWN**FEES PAID**

Date	Amount	Receipt No.
9/12/80	213.00	20440

Cert. Fee

FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

Tom Did you
ever get an
assignment.

2/22/91

✓ given to
Duke
7/25/91



Oregon

Kate Brown, Governor

G-9934

Water Resources Department

North Mall Office Building

725 Summer St NE, Ste A

Salem, OR 97301

Phone: 503-986-0900

Fax: 503-986-0904

www.Oregon.gov/OWRD

September 30, 2019

WHITBY BROTHERS LAND AND LIVESTOCK LLC
JEB WHITBY
62 W JUNIPER RD
MESA, WA 99343

REFERENCE: Transfer Application T-12864

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. **YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT.** The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact your caseworker, Arla Davis, by telephone at (503) 986-0806 or by e-mail at Arla.L.Davis@oregon.gov.

Sincerely,

Ashley N. Mosley
Water Right Services Support
Transfers and Conservation Section

cc: J R. Johnson, Watermaster Dist. #10 (via email)
Scott D. Montgomery, Agent
County Of Harney

Enclosure



**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application	)	FINAL ORDER APPROVING
T-12864, Harney County	)	ADDITIONAL POINTS OF
	)	APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WHITBY BROTHERS LAND AND LIVESTOCK LLC
JEB WHITBY
62 W JUNIPER RD
MESA, WA 99343

Findings of Fact

1. On March 8, 2018, WHITBY BROTHERS LAND AND LIVESTOCK LLC AND JEB WHITBY filed an application for additional points of appropriation under Certificates 66774, 66775, 67893, 67894, and 93575. The Department assigned the application number T-12864.
2. Notice of the application for transfer was published on March 13, 2018, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On September 7, 2018, the Department sent a copy of the draft Preliminary Determination proposing to approve Transfer Application T-12864 to the applicants. The draft Preliminary Determination cover letter set forth a deadline of October 8, 2018, for the applicant to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicants are authorized to pursue the transfer.
4. On December 27, 2018, the Department issued a Preliminary Determination proposing to approve Transfer T-12864 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on January 1, 2019, and in the Burns Times Herald newspaper on January 2, and 9, 2019, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

5. The first right to be transferred is as follows:

Certificate: 66774 in the name of RICHTRON FINANCIAL CORPORATION
(perfected under Permit G-9115)
Use: IRRIGATION of 124.8 ACRES
Priority Date: SEPTEMBER 12, 1980
Rate: 1.56 CUBIC FEET PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL within the ROCK CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	9	NE NE	WELL 1 - 1320 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 9

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	9	NE NE	32.0
33 S	31 E	WM	9	NW NE	32.4
33 S	31 E	WM	9	SW NE	30.0
33 S	31 E	WM	9	SE NE	30.4
Total					124.8

6. The table below describes the proposed additional points of appropriation with the approximate distances from the authorized point of appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft.)
33 S	31 E	WM	3	SE NW	WELL 2 - 60 FEET NORTH AND 1340 FEET EAST FROM THE W¼ CORNER OF SECTION 3	4884
33 S	31 E	WM	4	NW SE	WELL 3 - 1225 FEET SOUTH AND 1412 FEET WEST FROM THE E¼ CORNER OF SECTION 4	2706
33 S	31 E	WM	4	SE NE	WELL 4 - 60 FEET NORTH AND 1340 FEET WEST FROM THE E¼ CORNER OF SECTION 4	4026
33 S	31 E	WM	10	NE NW	WELL 5 - 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10	2442
33 S	31 E	WM	10	SE SW	WELL 6 - 1320 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 10	3564
33 S	31 E	WM	8	SW NE	WELL 9 - 2650 FEET SOUTH AND 1320 FEET EAST FROM THE N¼ CORNER OF SECTION 8	5610

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft.)
33 S	31 E	WM	9	SW NW	WELL 11 - 2730 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER OF SECTION 9	3570
33 S	31 E	WM	10	NW NW	WELL 12 - 860 FEET EAST FROM THE NW CORNER OF SECTION 10	2428

7. The second right to be transferred is as follows:

Certificate: 66775 in the name of RICHTRON FINANCIAL CORPORATION
(perfected under Permit G-9116)

Use: IRRIGATION of 524.6 ACRES

Priority Date: SEPTEMBER 12, 1980

Rate: 5.57 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL within the ROCK CREEK BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	4	SE NE	WELL 4 - 60 FEET NORTH AND 1340 FEET WEST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 4

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
33 S	31 E	WM	3	NE NW	3	31.2
33 S	31 E	WM	3	NW NW	4	37.2
33 S	31 E	WM	3	SW NW		34.0
33 S	31 E	WM	3	SE NW		28.8
33 S	31 E	WM	3	NE SW		32.6
33 S	31 E	WM	3	NW SW		34.0
33 S	31 E	WM	3	SW SW		32.8
33 S	31 E	WM	3	SE SW		32.4
33 S	31 E	WM	4	NE NE	1	33.2
33 S	31 E	WM	4	NW NE	2	34.4
33 S	31 E	WM	4	SW NE		32.0
33 S	31 E	WM	4	SE NE		31.2
33 S	31 E	WM	4	NE SE		32.8
33 S	31 E	WM	4	NW SE		34.4
33 S	31 E	WM	4	SW SE		32.0
33 S	31 E	WM	4	SE SE		31.6
Total						524.6

8. The table below describes the proposed additional points of appropriation with the approximate distances from the authorized point of appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft.)
33 S	31 E	WM	9	NE NE	WELL 1 - 1320 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 9	4026
33 S	31 E	WM	3	SE NW	WELL 2 - 60 FEET NORTH AND 1340 FEET EAST FROM THE W ¼ CORNER OF SECTION 3	2746
33 S	31 E	WM	4	NW SE	WELL 3 - 1225 FEET SOUTH AND 1412 FEET WEST FROM THE E¼ CORNER OF SECTION 4	1320
33 S	31 E	WM	10	NE NW	WELL 5 - 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10	4752
33 S	31 E	WM	10	SE SW	WELL 6 - 1320 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 10	7075
33 S	31 E	WM	8	SW NE	WELL 9 - 2650 FEET SOUTH AND 1320 FEET EAST FROM THE N¼ CORNER OF SECTION 8	7524
33 S	31 E	WM	9	SW NW	WELL 11 - 2730 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER OF SECTION 9	6204
33 S	31 E	WM	10	NW NW	WELL 12 - 860 FEET EAST FROM THE NW CORNER OF SECTION 10	3432

9. The third right to be transferred is as follows:

Certificate: 67893 in the name of CARL THOMAS (perfected under Permit G-10872)

Use: IRRIGATION of 112.0 ACRES

Priority Date: OCTOBER 10, 1988

Rate: 1.4 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Source: A WELL within the CATLOW VALLEY BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	10	NE NW	WELL 5 - 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	10	NE NW	28.0
33 S	31 E	WM	10	NW NW	28.0
33 S	31 E	WM	10	SW NW	28.0
33 S	31 E	WM	10	SE NW	28.0
Total					112.0

10. The table below describes the proposed additional points of appropriation with the approximate distances from the authorized point of appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft.)
33 S	31 E	WM	9	NE NE	WELL 1 - 1320 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 9	2442
33 S	31 E	WM	3	SE NW	WELL 2 - 60 FEET NORTH AND 1340 FEET EAST FROM THE W¼ CORNER OF SECTION 3	4092
33 S	31 E	WM	4	NW SE	WELL 3 - 1225 FEET SOUTH AND 1412 FEET WEST FROM THE E¼ CORNER OF SECTION 4	3825
33 S	31 E	WM	4	SE NE	WELL 4 - 60 FEET NORTH AND 1340 FEET WEST FROM THE E¼ CORNER OF SECTION 4	4750
33 S	31 E	WM	10	SE SW	WELL 6 - 1320 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 10	2640
33 S	31 E	WM	8	SW NE	WELL 9 - 2650 FEET SOUTH AND 1320 FEET EAST FROM THE N¼ CORNER OF SECTION 10	8052
33 S	31 E	WM	9	SW NW	WELL 11 - 2730 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER OF SECTION 9	5950
33 S	31 E	WM	10	NW NW	WELL 12 - 860 FEET EAST FROM THE NW CORNER OF SECTION 10	1382

11. The fourth right to be transferred is as follows:

Certificate: 67894 in the name of CARL THOMAS (perfected under Permit G-10873)

Use: IRRIGATION of 224.0 ACRES

Priority Date: OCTOBER 10, 1988

Rate: 2.8 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent and 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL within the CATLOW VALLEY BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	8	SW NE	WELL 9 - 2650 FEET SOUTH AND 1320 FEET EAST FROM THE N¼ CORNER OF SECTION 8

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	8	NE NE	28.0
33 S	31 E	WM	8	NW NE	28.0
33 S	31 E	WM	8	SW NE	28.0
33 S	31 E	WM	8	SE NE	28.0

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	8	NE SE	28.0
33 S	31 E	WM	8	NW SE	28.0
33 S	31 E	WM	8	SW SE	28.0
33 S	31 E	WM	8	SE SE	28.0
Total					224.0

12. The table below describes the proposed additional points of appropriation with the approximate distances from the authorized point of appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft.)
33 S	31 E	WM	9	NE NE	WELL 1 - 1320 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 9	5610
33 S	31 E	WM	3	SE NW	WELL 2 - 60 FEET NORTH AND 1340 FEET EAST FROM THE W¼ CORNER OF SECTION 3	9715
33 S	31 E	WM	4	NW SE	WELL 3 - 1225 FEET SOUTH AND 1412 FEET WEST FROM THE E¼ CORNER OF SECTION 4	6600
33 S	31 E	WM	4	SE NE	WELL 4 - 60 FEET NORTH AND 1340 FEET WEST FROM THE E¼ CORNER OF SECTION 4	6204
33 S	31 E	WM	10	NE NW	WELL 5 - 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10	8052
33 S	31 E	WM	10	SE SW	WELL 6 - 1320 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 10	7986
33 S	31 E	WM	9	SW NW	WELL 11 - 2730 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER OF SECTION 9	2112
33 S	31 E	WM	10	NW NW	WELL 12 - 860 FEET EAST FROM THE NW CORNER OF SECTION 10	7925

13. The fifth right to be transferred is as follows:

Certificate: 93575 in the name of WHITBY BROTHERS LAND AND LIVESTOCK, LLC AND NORTHWEST FARM CREDIT SERVICES, FLCA (perfected under Permit G-16674)

Use: IRRIGATION of 230.4 ACRES

Priority Date: JUNE 2, 2009

Rate: 2.88 CUBIC FEET PER SECOND (CFS), BEING NO MORE THAN 2.23 CFS FROM WELL 11 AND 2.23 CFS FROM WELL 12

Limit/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31

Source: WELL 11 AND WELL 12 in the ROARING SPRINGS CANYON BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	31 E	WM	9	SW NW	WELL 11 - 2730 FEET NORTH AND 800 FEET EAST FROM THE SW CORNER OF SECTION 9
33 S	31 E	WM	10	NW NW	WELL 12 - 860 FEET EAST FROM THE NW CORNER OF SECTION 10

Authorized Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
33 S	31 E	WM	9	NE NW	25.5
33 S	31 E	WM	9	NW NW	32.0
33 S	31 E	WM	9	SW NW	32.0
33 S	31 E	WM	9	SE NW	25.7
33 S	31 E	WM	9	NE SW	28.3
33 S	31 E	WM	9	NW SW	28.2
33 S	31 E	WM	9	SW SW	29.5
33 S	31 E	WM	9	SE SW	29.2
Total					230.4

14. The table below describes the proposed additional points of appropriation with the approximate distances from the authorized points of appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from the authorized well measured in feet (ft)	
						WELL 11	WELL 12
33 S	31 E	WM	9	NE NE	WELL 1 - 1320 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 9	3604	2428
33 S	31 E	WM	3	SE NW	WELL 2 - 60 FEET NORTH AND 1340 FEET EAST FROM THE W $\frac{1}{4}$ CORNER OF SECTION 3	8026	2772
33 S	31 E	WM	4	NW SE	WELL 3 - 1225 FEET SOUTH AND 1412 FEET WEST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 4	5150	2640
33 S	31 E	WM	4	SE NE	WELL 4 - 60 FEET NORTH AND 1340 FEET WEST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 4	6138	3432
33 S	31 E	WM	10	NE NW	WELL 5 - 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10	6006	1382
33 S	31 E	WM	10	SE SW	WELL 6 - 1320 FEET NORTH AND 1330 FEET EAST FROM THE SW CORNER OF SECTION 10	5940	4025
33 S	31 E	WM	8	SW NE	WELL 9 - 2650 FEET SOUTH AND 1320 FEET EAST FROM THE N $\frac{1}{4}$ CORNER OF SECTION 8	2110	7925

Transfer Review Criteria (OAR 690-380-4010)

15. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.

16. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-12864.
17. The proposed change would not result in enlargement of the rights.
18. The proposed change would not result in injury to other water rights.
19. All other application requirements are met.

Conclusions of Law

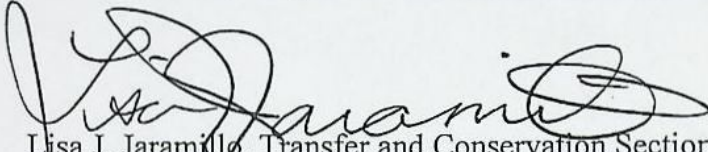
The additional points of appropriation proposed in Transfer Application T-12864 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

1. The additional points of appropriation proposed in Transfer Application T-12864 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificates 66774, 66775, 67893, 67894 and 93575 and any related decree.
3. Water right Certificates 66774, 66775, 67893, 67894 and 93575 are cancelled.
4. The quantity of water diverted at the additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
5. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
7. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2020**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.

8. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated at Salem, Oregon this SEP 30 2019,



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: OCT 01 2019

G-9934



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

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): Richtron Financial Corp
 Mailing Address: 225 South 200 West
Farmington UT 84025
 City State Zip
 Phone: _____
 Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Jeb Whitby
 Mailing Address: 62 W Juniper Rd
Mesa WA 99343
 City State Zip
 Phone: 509-269-4601
 Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Harney Township: 33S Range: 31E Section: 3
 Tax Lot Number(s): 3 & 4

AUG 14 2015

SALEM, OR

Street address of water right property: _____

Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: G-9934 Permit #: G-9116 Certificate or Page #: 66775

Will all the lands associated with this water right be owned by the buyer? ☒ Yes ☐ No

Name of individual completing this form: Denise Montgomery, All Points Engr & Surveying Phone: 541-548-5833

Signature: Denise Montgomery Date: 11 AUG 15

Please be sure to attach a copy of your property deed or legal description of the property.

HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2015
NOT OFFICIAL VALUE

August 11, 2015 1:03:59 pm

Account # 20192 Map # 33S31E00-00-01100 Code - Tax # 1620-20192 Legal Descr Metes & Bounds - See legal report for full description. Mailing Name WHITBY BROTHERS LAND & LIVESTOCK, LLC Agent In Care Of Mailing Address 720 W JUNIPER DR MESA, WA 99343-9656 Prop Class 559 MA SA NH Unit RMV Class 559 05 00 162 5819-1	Tax Status ASSESSABLE Acct Status ACTIVE Subtype NORMAL Deed Reference # 2011-1396 Sales Date/Price 11-09-2011 / \$3,150,000.00 Appraiser AARON SCHEEN
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Situs Address(s)	Situs City
ID# 36601 ROCK CREEK LN	FRENCHGLEN
ID# 36603 ROCK CREEK LN	FRENCHGLEN
ID# 36605 ROCK CREEK LN	FRENCHGLEN
ID# 36609 ROCK CREEK LN	FRENCHGLEN

Value Summary					
Code Area	AV	RMV	MAV	RMV Exception	CPR %
1620 Land		3,015,920		Land 139,430	100
Impr.		707,830		Impr. 33,680	
Code Area Total	1,337,909	3,723,750	1,894,900	173,110	
Grand Total	1,337,909	3,723,750	1,894,900	173,110	

Land Breakdown											
Code Area	ID#	RFD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
1620	1	R		EFRU-1	Farm Use Zoned	100	A	1,676.02	2	006*	2,758,530
1620	2	R		EFRU-1	Farm Use Zoned	100	A	31.82	3	006*	25,460
1620	3	R		EFRU-1	Farm Use Zoned	100	A	533.00	5	006*	159,900
1620	4	R		EFRU-1	Farm Use Zoned	100	A	2.00	HS	006*	2,030
1620	7	R		EFRU-1	Farm Use Zoned	100	A	0.00	IW	006*	7,000
1620	8	R		EFRU-1	Farm Use Zoned	100	A	0.00	IW	006*	7,000
1620	9	R		EFRU-1	Farm Use Zoned	100	A	0.00	IW	006*	7,000
1620	10	R		EFRU-1	Farm Use Zoned	100	A	0.00	IW	006*	7,000
1620	5	R		EFRU-1	Farm Use Zoned	100	A	0.00	IW	006*	7,000
1620					SITE AMENTIES	100					14,000
1620					SITE AMENTIES	100					14,000
1620					SITE AMENTIES	100					7,000
Grand Total								2,242.84			3,015,920

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown			Trended RMV
					TD%	Total Sq. Ft.	Ex% MS Acct #	
1620	1	1985	310	Machine Building	100	1,125		18,540
1620	3	2008	361	Livestock Shelter	100	504		4,880
1620	4	2008	337	Hay Cover	100	5,760		61,130
1620	5	2009	337	Hay Cover	100	7,200		73,580
1620	2	1993	462	MS Double wide	100	1,296	R - 76001	48,590
1620	6	2010	453	MS Triple wide	100	2,704	E - 76698	125,510
1620	8	2010	304	GP Building	100	1,200		22,750
1620	9	2010	390	Misc Farm Bldg	100	500		30,000
1620	10	2010	390	Misc Farm Bldg	100	0		4,000
1620	7	2008	474	MS Four wide	100	2,976	E - 76582	188,590
1620	8	1981	441	MS Single wide	100	924	E - 70564	8,610
1620	11	2010	311	UNDERGROUND MAIN LINE	100	10,560		87,970
1620	12		311	UNDERGROUND MAIN LINE	100	2,830		33,680
Grand Total						37,579		707,830

MS Account(s): 1620-P-75944, R-76001

AUG 14 2015

SALEM, OR

Harney County
Real Legal Descriptions

8/11/2015 1:04:35 PM

Account # 20192

Map 33S31E0000-01100

Effective Date 01-Aug-2010 12:00 AM

Disclaimer This information is maintained for assessment and taxation purposes only. The county is not responsible for possible errors, omissions, misuse, or misinterpretation. The legal description shown will not show any changes and/or modifications thereto subsequent to the EFFECTIVE DATE.

<u>Subdivision</u>	<u>Block</u>	<u>Lot</u>	<u>Direction</u>	<u>Part</u>	<u>Part Type</u>
--------------------	--------------	------------	------------------	-------------	------------------

Metes and Bounds

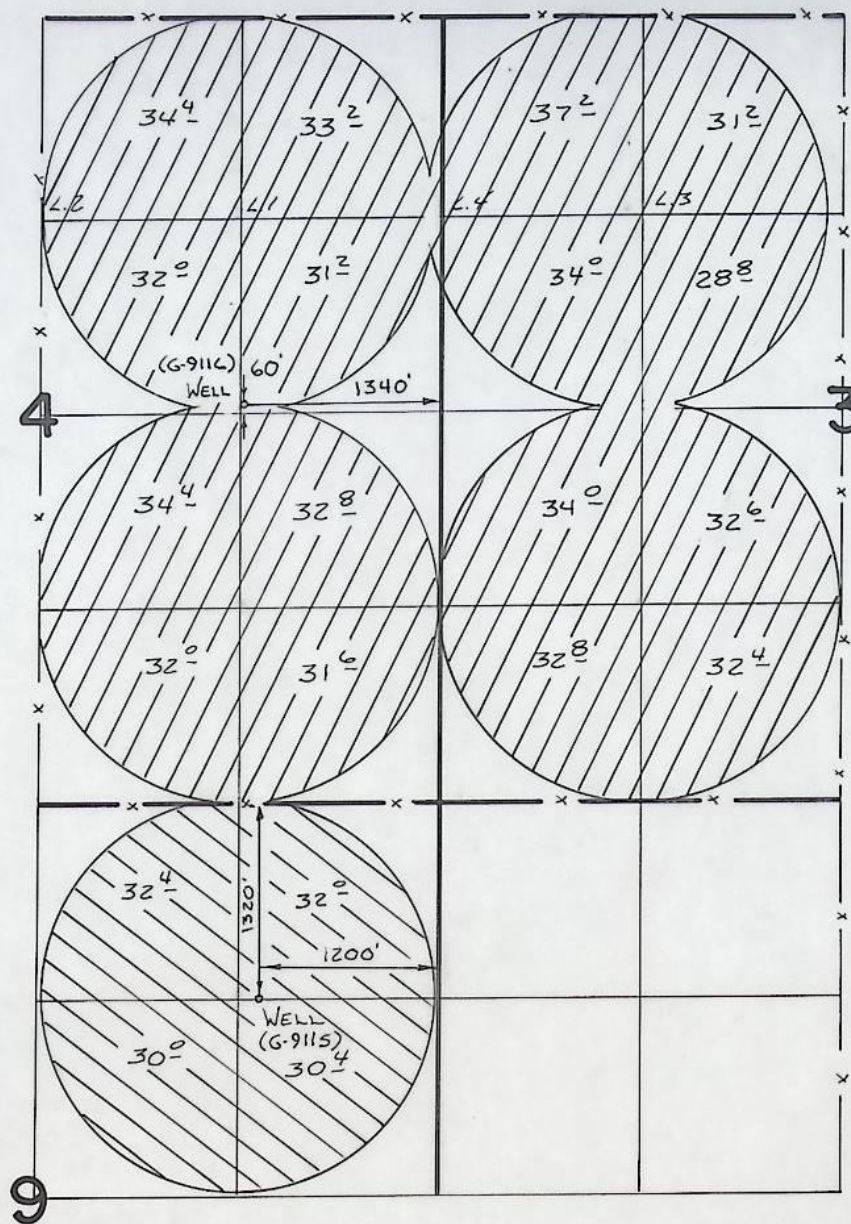
T 33 S., R 31 E., W.M. TL 1100
LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS:
IN TOWNSHIP 33 S., RANGE 31 E., W.M.
SECTION 3: LOTS 3 & 4; S1/2NW1/4; SW1/4
SECTION 4: LOTS 1,2,3 & 4; S1/2NW1/4; SW1/4; SE1/4; S1/2NE1/4
SECTION 8: E1/2
SECTION 9: ALL
SECTION 10: W1/2

RECEIVED BY OWRD

AUG 14 2015

SALEM, OR

T. 33S., R. 31E., W.M.



G-9115



G-9116

FINAL PROOF SURVEY
UNDER

G-9934 G-9116
Application No. ~~G-9933~~ Permit No. ~~G-9115~~....
IN NAME OF

Surveyed 9-1-1988, by V.L. Church



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

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): MARK Owens
First Last

Mailing Address:

Crane OR
City State Zip

Phone:
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Holmgren Dairy LLC - Walden Holmgren
First Last

Mailing Address: 36605 Rockcreek Ln

Frenchglen OREGON 97736
City State Zip

Phone: 541-493-2510
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Harney Township: 33S Range: 31E Section:

Tax Lot Number(s): 700, 900, 1000, 1100

Street address of water right property: 36605 Rockcreek Ln Frenchglen, OR 97736

Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: G-9934 Permit #: G-9116 Certificate or Page #: 66775

Will all the lands associated with this water right be owned by the buyer? ☒ Yes ☐ No

Name of individual completing this form: Mike Holmgren Phone: 541-493-2510

Signature: Mike Holmgren Date: 3-1-09

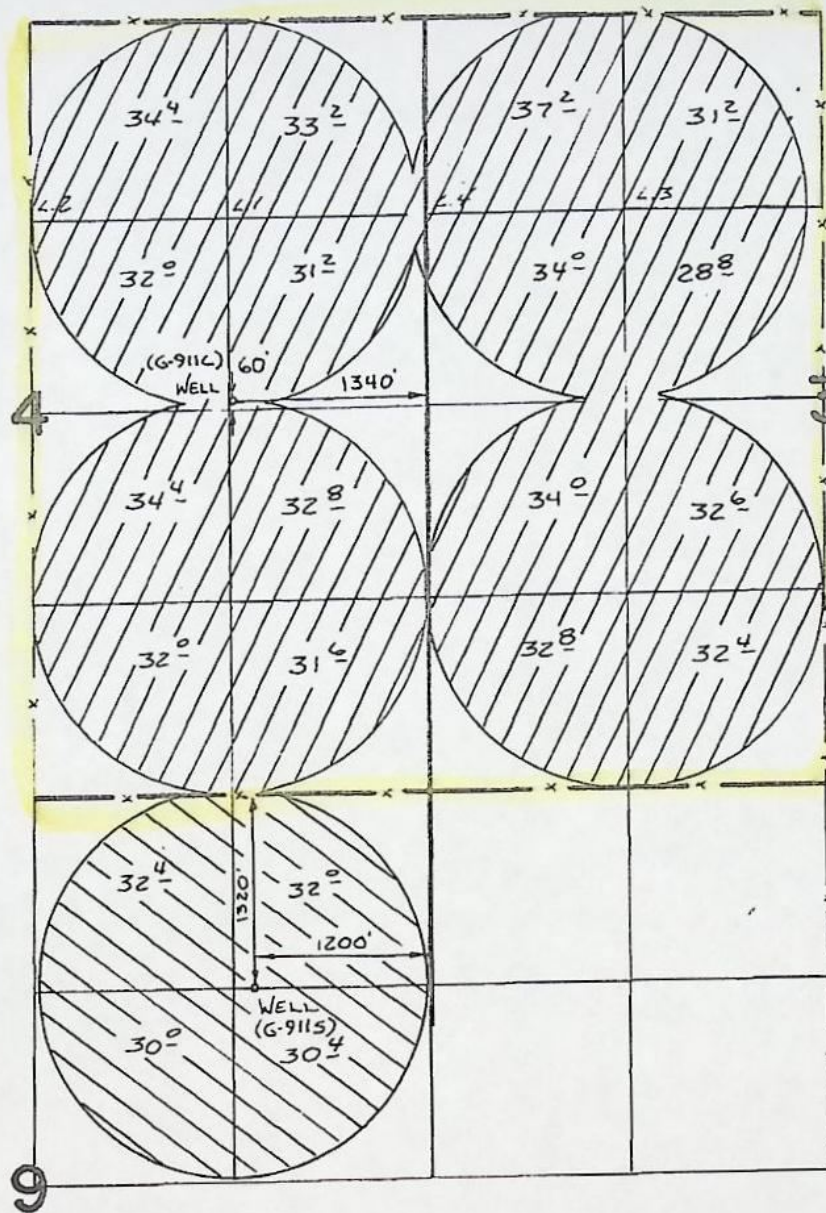
Please be sure to attach a copy of your property deed or legal description of the property.

RECEIVED

MAR 16 2009

WATER RESOURCES DEPT
SALEM, OREGON

T. 33S., R. 31E., W.M.



Cert 66775



SCALE 1" = 1320'



G-9115



G-9116

FINAL PROOF SURVEY UNDER

RECEIVED

MAR 16 2009

WATER RESOURCES DEPT
SALEM, OREGON

Application No. **G-9934** Permit No. **G-9116**
G-9933 **G-9115**
IN NAME OF

Surveyed 9-1-1988, by V.L. Church

STATE OF OREGON
COUNTY OF HARNEY
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHTRON FINANCIAL CORPORATION
225 SOUTH 200 WEST
FARMINGTON, UTAH 84025

confirms the right to use the waters of A WELL in the ROCK CREEK BASIN, for the purpose of IRRIGATING 524.6 ACRES.

The right has been perfected under Permit G-9116. The date of priority is SEPTEMBER 12, 1980. The right is limited to not more than 5.57 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 NE 1/4, SECTION 4, T 33 S, R 31 E, W.M.; 60 FEET NORTH AND 1340 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 4.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

(LOT 3)	NE 1/4 NW 1/4	31.2 ACRES
(LOT 4)	NW 1/4 NW 1/4	37.2 ACRES
	SW 1/4 NW 1/4	34.0 ACRES
	SE 1/4 NW 1/4	28.8 ACRES
	NE 1/4 SW 1/4	32.6 ACRES
	NW 1/4 SW 1/4	34.0 ACRES
	SW 1/4 SW 1/4	32.8 ACRES
	SE 1/4 SW 1/4	32.4 ACRES

SECTION 3

(LOT 1)	NE 1/4 NE 1/4	33.2 ACRES
(LOT 2)	NW 1/4 NE 1/4	34.4 ACRES
	SW 1/4 NE 1/4	32.0 ACRES
	SE 1/4 NE 1/4	31.2 ACRES
	NE 1/4 SE 1/4	32.8 ACRES
	NW 1/4 SE 1/4	34.4 ACRES
	SW 1/4 SE 1/4	32.0 ACRES
	SE 1/4 SE 1/4	31.6 ACRES

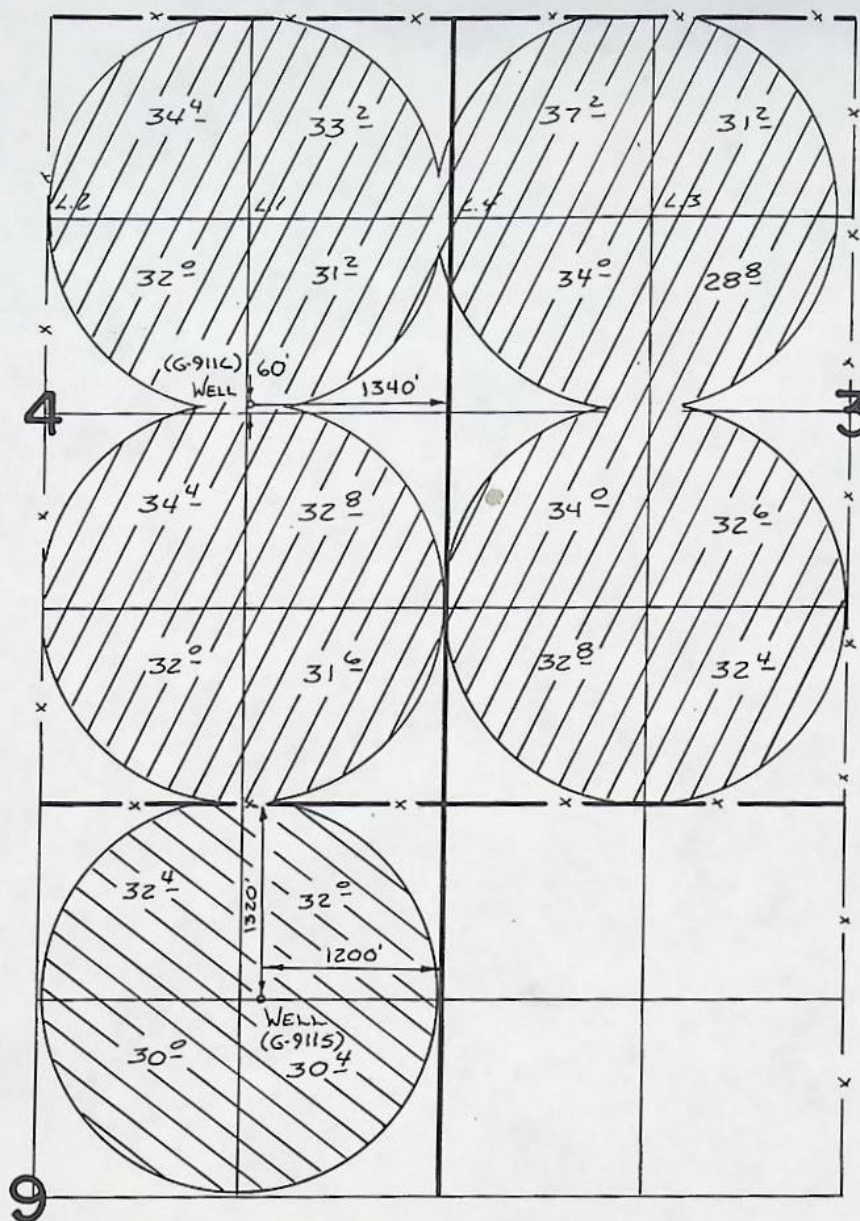
SECTION 4

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

G-9934.VC

T. 33S., R. 31E., W.M.



G-9115



G-9116

FINAL PROOF SURVEY UNDER

G-9934 G-9116
Application No. ~~G-9933~~ Permit No. ~~G-9115~~....
IN NAME OF

Surveyed 2-1-1988, by V.L. Church

Application No. D9934 SECTION PLAT

Permit No. 3 f 4 9116

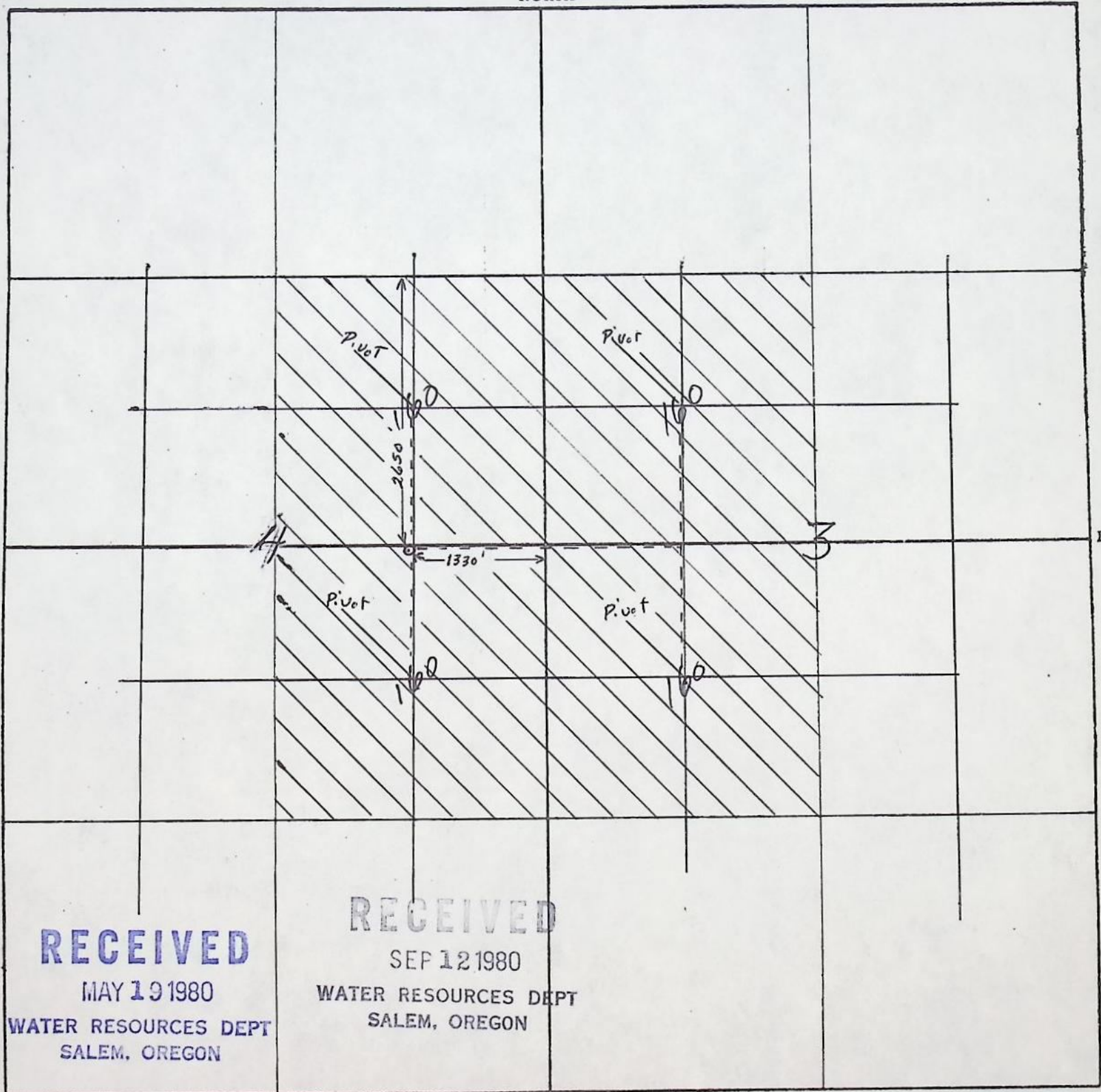
Township 33S

Range 31E

County of HARNEY

State of OREGON

NORTH



Remarks scale - 8" = 1 mile - 660) - WELL 2650' S and 1330' W From NE Cor SEC 4

STATE OF OREGON

COUNTY OF HARNEY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHTON FINANCIAL CORPORATION
225 SOUTH 200 WEST
FARMINGTON, UTAH 84025

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The well is located as follows:

SE 1/4 NE 1/4, SECTION 4, T 33 S, R 31 E, W.M.; 60 FEET NORTH & 1340 FEET WEST ~~EAST 1/4 CORNER~~ SECTION 4.

FROM THE E 1/4 CORNER OF
The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

live up 1/4

← (LOT 3) NE 1/4 NW 1/4	31.2 ACRES
← (LOT 4) NW 1/4 NW 1/4	37.2 ACRES
SW 1/4 NW 1/4	34.0 ACRES
SE 1/4 NW 1/4	28.8 ACRES
NE 1/4 SW 1/4	32.6 ACRES
NW 1/4 SW 1/4	34.0 ACRES
SW 1/4 SW 1/4	32.8 ACRES
SE 1/4 SW 1/4	32.4 ACRES

SECTION 3

← (LOT 1) NE 1/4 NE 1/4	33.2 ACRES
← (LOT 2) NW 1/4 NE 1/4	34.4 ACRES
SW 1/4 NE 1/4	32.0 ACRES
SE 1/4 NE 1/4	31.2 ACRES
NE 1/4 SE 1/4	32.8 ACRES
NW 1/4 SE 1/4	34.4 ACRES
SW 1/4 SE 1/4	32.0 ACRES
SE 1/4 SE 1/4	31.6 ACRES

SECTION 4

TOWNSHIP 33 SOUTH, RANGE 31 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

May 22, 1992

WATER
RESOURCES
DEPARTMENT

Carl Thomas
4055 S Spencer 124
Las Vegas OR 89199

USER-ID: 12446

Dear Mr. Thomas,

With regard to the pump test requirements for the following wells and associated water rights:

POD-ID	Well	Application	Permit	Certificate	Status
18085	A Well	G-9933	G-9115	66774	Approved
18086	A Well	G-9934	G-9116	66775	Approved

The Water Resources Department has reviewed and accepted the pump test results you submitted. The Department requires no further testing of these wells at this time. However, you will be required to submit static water level measurements of the wells on the ten-year anniversary of the test you conducted.

We appreciate your cooperation in this program. If you have any questions, please contact Sam Allison or Bill Ferber at the address below or by calling 378-8455.

Sincerely,

Sam Allison

for FRED LISSNER, Manager
Groundwater/Hydrology Section

cc: Water Rights Section



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

$$\begin{array}{r} 93 \\ \hline 213 \end{array}$$

RECEIVED

SEP 12 1980

WATER RESOURCES DEPT
SALEM, OREGON

(Name of Applicant)

(Mailing Address)

(City)

(Zip Code)

379-2012
9-1-88 vlc

- (Give number of wells, tile lines, infiltration galleries, etc.)

16'

- (N. or S.)

(E. or W.)

(Public Land Survey Corner)

(If there is more than one well, each must be described

Ally

.....SF.....

4

70

335

R. 31 E

W. J.

the county of...

२५.....

3. Location of area to be irrigated, or place of use if use other than irrigation.

94 300 @ 1775

Aurora 10" & 12" dis
Marathon booster

Flow meter (383867 A.F. x .001)	
10' x 10' conc pad	

10'x10' conc pad

- (Kind

- (Feet)

y. Leemon White
(Highland Drilling)

3 May

Application No. 9 9934

Permit No. G 9116

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 250 gallons per minute ~~cubic feet per second~~ measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from one well

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year;

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

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

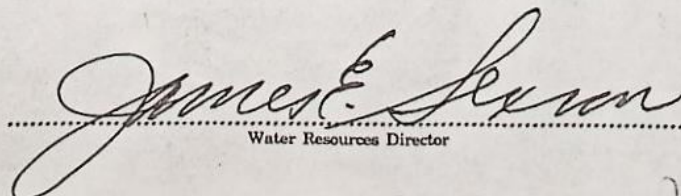
The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is September 12, 1980

Actual construction work shall begin on or before January 26, 1982 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982

Complete application of the water to the proposed use shall be made on or before October 1, 1983

WITNESS my hand this 26th day of January, 1981


Water Resources Director

211x 5

Application No. D9934 SECTION PLAT

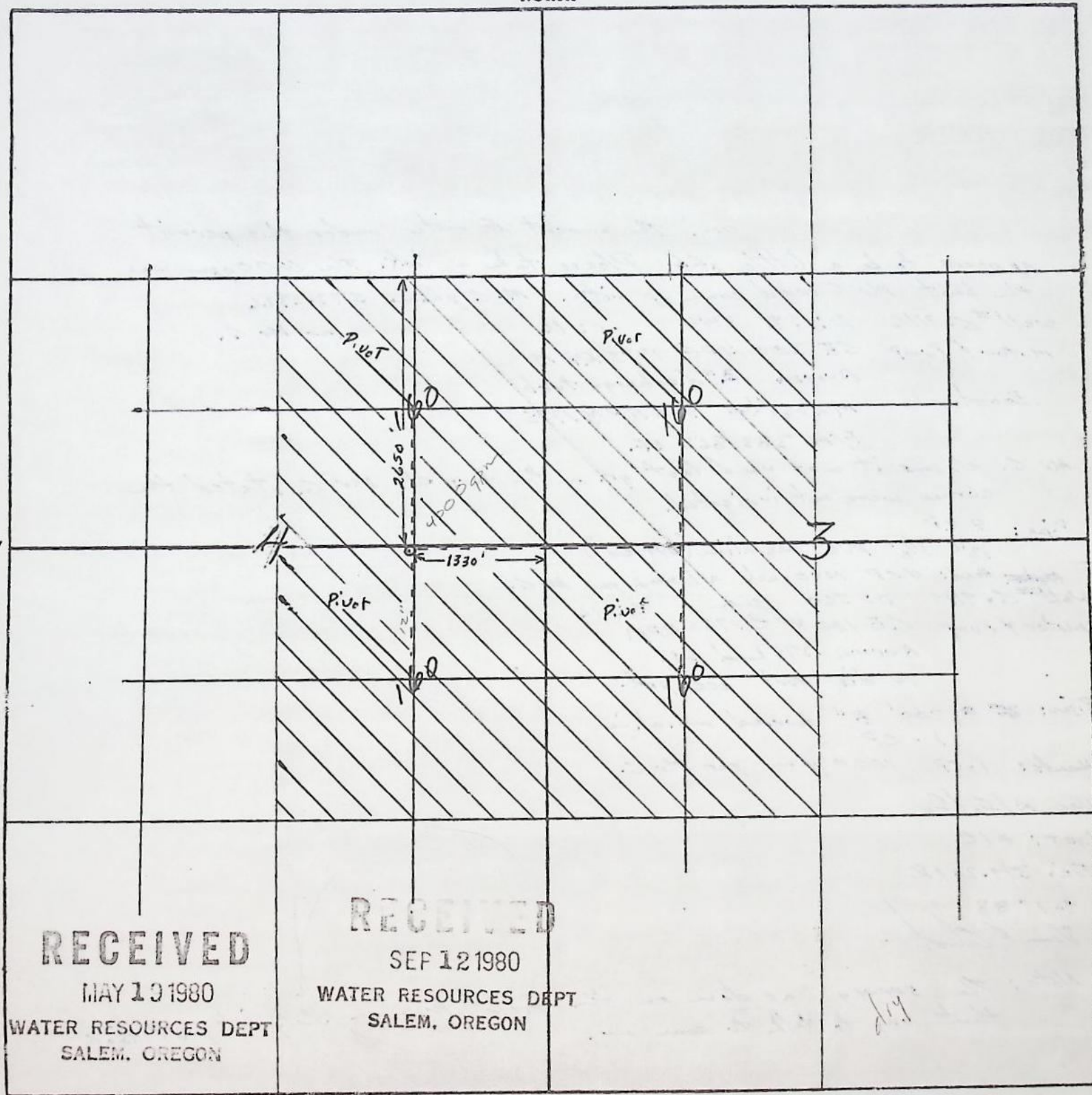
Permit No. 3 f G 9116

Township 33S

Range 31E

County of Harney State of OREGON

NORTH



Remarks scale - 8" = 1 mile - 660' - WELL 2650' S and 1330' W From NE Cor SEC 4

Info: New owner Valmont Credit 1-800-Valmont
 talked to Lee Salmons - He stated they got the land in 1984. He didn't know much of the history if any. He told me to talk to a neighbor in Burns who is trying to sell the place. I had sent them an assignment form which was a cover for Mr Salmons.

by phone
 F.H.(Bud) Garfield - Mr G. claims he didn't know any history either. He claimed 1000 gpm per C.P. under pvc G-911C Mr G. claims all 4 C.P. may for 4000gpm. The amount of water under this permit appears to be a little off. Please take a look. The 1000gpm was the best Mr G could come up with. Mr G phone 573-2322
 Motor & Pump GE 300HP @ 1775 RPM
 Aurora 12" discharge turb
 Booster
 Mares Horn 125HP @ 1775
 F/M 383.867 AF.
 Mr G. claims it was used last yr. on the four C.P. Mr G. stated the corns were not irrigated.

Pipe: 4 C.P.
 12" 1/2" PVC mainline (buried)
 Head: 4 C.P. 1000 each all went per Mr G.
 Well # G-9115 D: 560 SWL C: 12
 Motor & Pump GE 160HP @ 1765 RPM
 Aurora 375 kW 5T.
 10 dis turb acc part.
 Pipe: 200' 8" buried mainline
 1 - C.P.
 Heads: 1 - C.P. 1000 gpm per Mr G.

Lee A. Salmons
 LicT: +10
 TIE: 579-2012
 9-1-88
 New & don

Note: The survey was done on the field trip in July it just took that long to talk to some one.

To check with Salen on Q, they think it is suppose to be 2500gpm

Calculated 5.55 cfs or 2500 gpm
 Assumed 100
 QP $\frac{425(7.04)}{100+1.1(2.31)(6.5)} = 11.2$
 QH $\frac{4000}{8.89} = 450$
 Cakes $\frac{80}{524.6} = 6.56$

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. G-9934

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

_____, the holder of Permit No. G-9116
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 25th day of May, 1990

Remarks: _____

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of May, 1990

(Signature of Applicant)

5195 Kirkway, Winnemucca, NV 89445
(Address)

Form B (690-9-77)

Application No. G-9934

NOTICE OF COMPLETION OF CONSTRUCTION

_____, the holder of Permit No. G-9116
to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 29th day of December, 1987

Remarks: _____

If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-

ment, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of May, 1990

(Signature of Applicant)

5195 Kirkway, Winnemucca, NV 89445
(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

Form A (690-9-77)

Application No. G-9934

NOTICE OF BEGINNING OF CONSTRUCTION

_____, the holder of Permit No. G-9116
to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 17th day of October, 1987

Remarks: _____

The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of May, 1990

(Signature of Applicant)

5195 Kirkway, Winnemucca, NV 89445
(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

RECEIVED

JUN - 7 1990

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 9934

Permit No. G 9116

RECEIVED

SEP 12 1980

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RESOURCES DEPT.
SALEM, OREGON

of 825 SOUTH 200 WEST, FARMINGTON
(Mailing Address) (City)

State of Utah, 84025 Phone No. 867-2280 do hereby
(Zip Code)

make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. The development will consist of 1 DEEP IRRIGATION WELL
(Give number of wells, tile lines, infiltration galleries, etc.)

having a diameter of 16" and an estimated depth of 551 feet.

2. The well or other source is to be located 2650 ft. South and 1330 ft. West
(ft. or ft.) (ft. or ft.)

from the North East corner of Section 4 Township 33 South
(Public Land Survey Corner)

RANGE 31 E. W.M.
(If there is more than one well, each must be described)

being within the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of

Sec. 4 Tp. 33 S R. 31 E, W.M., in the county of HARNEY

3. Location of area to be irrigated, or place of use if use other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
33 South	31 E.	4	NE $\frac{1}{4}$	160 Acres
"	"	4	SE $\frac{1}{4}$	160 Acres
"	"	3	NW $\frac{1}{4}$	160 acres
"	"	3	SW $\frac{1}{4}$	160 acres
				160

4. It is estimated that 55 feet of the well will require 250 G.P.S. casing.
(ft.) (ft.)

5. Depth to water table is estimated 90 Well drilled by Lesman White
(ft.) (Name) (Highland Drilling)

Eldon Crawford

6. The amount of water which the applicant intends to apply to beneficial use is 2,500 cubic feet per second or 2,500 gallons per minute.

7. The use to which the water is to be applied is Agricultural Irrigation

8. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

N/A

9. If the location of the well, or other development work is less than one-fourth mile from a natural stream channel, give the distance to the channel and the difference in elevation between the stream bed and the ground surface at the source of development.

N/A

10.

DESCRIPTION OF WORKS

Include length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

2640 Feet steel 12" welded pipe main line, 5280

Feet 10" welded steel laterals feeding 4-1300'

Valley Pivots (ELECTRIC DRIVE) ONE 3.50 HP

Electric Well Pump, ONE 125 HP ELECTRIC BOOSTER

Pump

11. Construction work will begin on or before 10/17/77

12. Construction work will be completed on or before 12/29/77

13. The water will be completely applied to the proposed use on or before 5/25/80

14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right. N/A

Application No. 2-9934

Permit No. G 9116

Eldon Newford

Remarks:.....

Paul H. Perkins
Signature of Applicant

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this day of....., 19.....

Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the
12 day of Sept., 1980, at 11:00 o'clock
A.M.

Application No. B-9934

Permit No. G 9116

Edwin Howard

Application No.

D 9934

Permit No.

G 9116

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 250 gallons per minute ~~within first period~~ measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from one well.....

The use to which this water is to be applied is...irrigation.....

If for irrigation, this appropriation shall be limited to1/80th..... of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed3..... acre feet per acre for each acre irrigated during the irrigation season of each year;

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

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

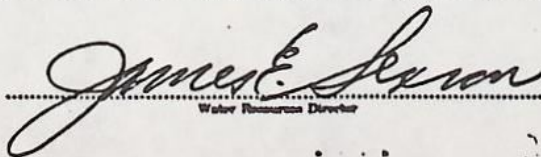
The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

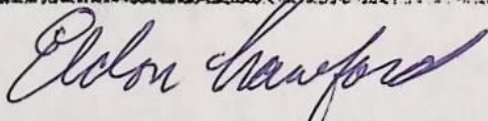
The priority date of this permit is...September 12, 1980.....

Actual construction work shall begin on or beforeJanuary 26, 1982..... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982.....

Complete application of the water to the proposed use shall be made on or before October 1, 1983.....

WITNESS my hand this26th... day of.....January....., 1981.....


Water Resources Director



Application No. D9134 SECTION PLAT

Permit No. 3 f G 9116

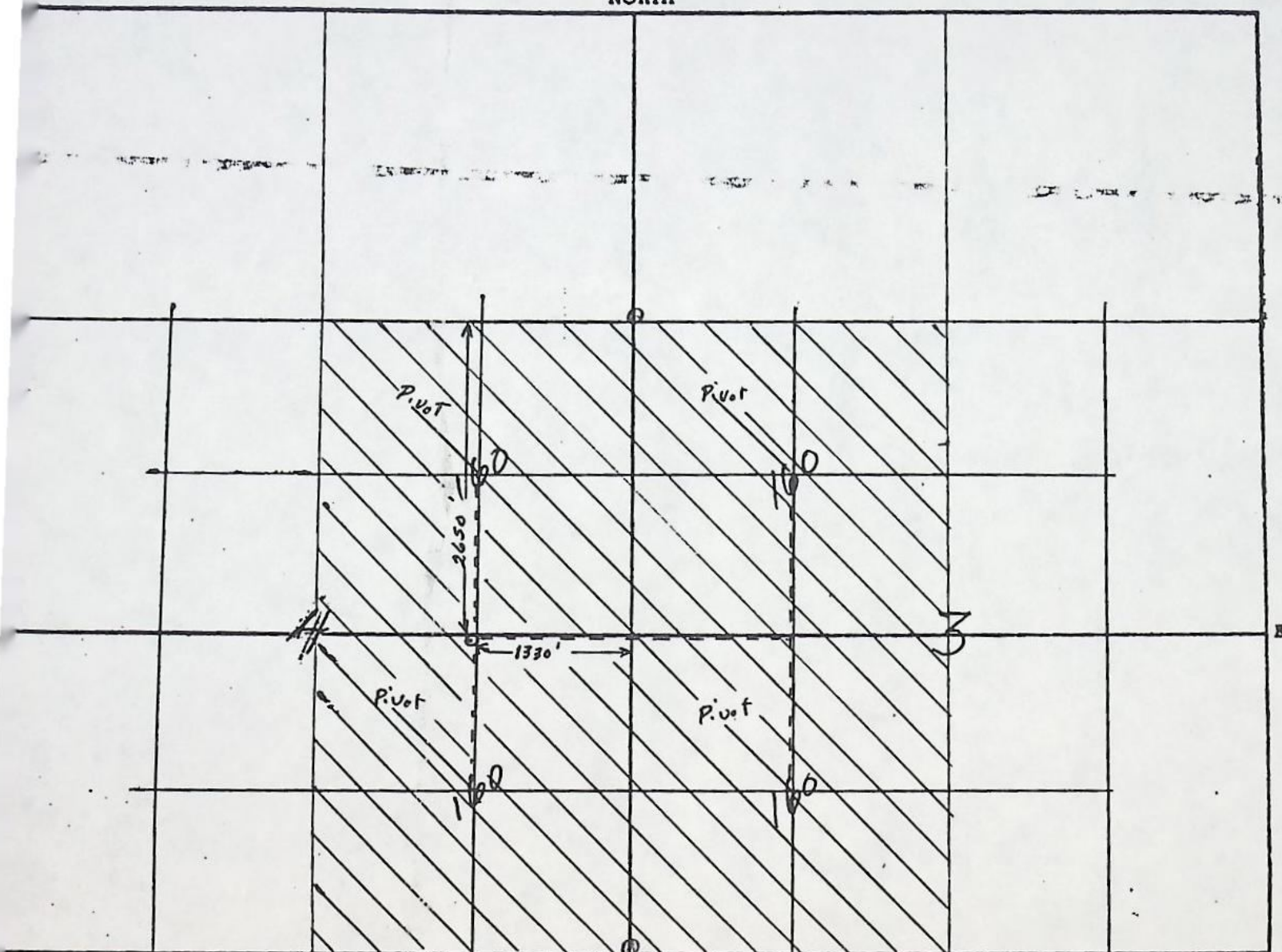
Township 33S

Range 31E

County of Harney

State of OREGON

NORTH



RECEIVED

MAY 19 1980

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

SEP 12 1980

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

JUN - 7 1990

WATER RESOURCES DEPT
SALEM, OREGON

S

Remarks scale - 8" = 1 mile - 660' - WELL 2650' S and 1330' W From NE Cor SEC 4

PHONE MEMO

TO

Larry N.

DATE

1-8

TIME

1:54

AM

PM

FROM

Cork Palmer

AREA CODE

NO.

573-6451

OF

EXT.

MESSAGE

G-9115

F#

G-9933

G-9116

9934

G-10872

11858

G-10873

11859

SIGNED

PHONED



CALL BACK



RETURNED CALL



WANTS TO SEE YOU



WILL CALL AGAIN



WAS IN



URGENT



1/10/94

Jake -

Cork Palmer, CWPE, is working on
a transfer for the SW pivot.

Could you run this through.

New Owners are

Carl and Kenny Digger, Inc.

an assignment is coming.

Thank

J. L. Funn



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

September 16, 1980

Richtron Financial Corporation
225 South 200
West Farmington, Utah 84025

Dear Sirs:

REFERENCE: Files numbered G-9933 and G-9934

We have received your applications for use of water for irrigation of agricultural land along with the supporting data and fees. Our receipt numbers 20440 and 20439 are enclosed. Your applications have been filed and assigned numbers G-9933 and G-9934.

Because of the many applications which have been filed in recent months, we are temporarily behind in our processing. Your applications will be examined in detail as soon as possible. We will contact you if we need any additional information. If a permit is required to satisfy the conditions of a loan or land sale or if other emergency conditions exist, please let us know and we will attempt to process your application in the shortest possible time.

The permits approving your applications will be issued without further correspondence if no additional information is required. The proposed appropriation will be subject to existing minimum flows and demands of prior rights during periods of low water.

Thank you for your patience.

Sincerely,

RALPH H. JACKSON
Supervisor, Application/Permit Section
Water Rights Division

RHJ:wpc
Enclosures
0427A
2299A

C O P Y

Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

July 23, 1980

Richtron Financial Corporation
225 South 200 West
Farmington, Utah 84025

Dear Sirs:

On May 28, 1980 I sent you a letter stating that we had received your applications for the use of 2500 gallons per minute from two wells for the irrigation of a total of 800 acres, and that they could not be filed because total fees of \$282 were not included.

Since we have not received the required fees, I am returning your applications, maps and well logs. They can be filed and will receive a priority date as of the day they are received in this office with the required fees.

Sincerely,

DONALD R. BUELL
Water Rights Engineer

DRB:wpc
Enclosures
1592A

~~Application No. A 9867~~
~~Permit No.~~

COPY



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066
1-800-452-7813

May 28, 1980

Richtron Financial Corporation
225 South 200 West
Farmington, UT 84025

Dear Sirs:

We have received two applications from you for the use of 2500 gallons per minute from two deep wells. One for the irrigation of 160 acres and the other for the irrigation of 640 acres.

Your applications could not be filed at this time, because they were not accompanied by the statutory examination fees of \$20 each. The application for the irrigation of 160 acres also requires a permit recording fee of \$49, for a total of \$69. The one for the irrigation of 640 acres requires a permit recording fee of \$193, for a total of \$213. This makes a grand total of \$282.

Your applications appear to be in proper form, therefore, I will hold them in this office for a reasonable length of time, pending receipt of the required fees. The applications can be filed and will receive a priority date as of the day the required fees are received in this office.

Sincerely,

DONALD R. BUELL
Water Rights Engineer

DRB:dm
1070A

COPY

January 30, 1981

Richtron Financial Corporation
225 South 200 West
Farmington, Utah, 84025

G-9934

G-9116