

ASSIGNED

Name VALMONT INDUSTRIES, INC.

By _____

Address W. Highway #275Valley, NE 68064Date filed October 10, 1988Priority Oct 10, 1988Action suspended until OK Cert

Return to applicant _____

Date of approval MAR 14 1989

CONSTRUCTION

Date for beginning MAR 14 1990Date for completion OCT 1 1990

Extended to _____

Date for application of water OCT 1 1991

Extended to _____

PROSECUTION OF WORK

Form "A" filed startedForm "B" filed Sept. 1, 89Form "C" filed Sept. 1, 89

FINAL PROOF

Blank mailed _____

Proof received _____

Date certificate issued OCT 12 1992Application No. G11858Permit No. G10872Certificate No. 67893Ownership UpdateStream Index, Page No. 12-4312.0010.0060.0390

SEE FILE G-11859

*Pending Assignment
Dec 5 1989*

FEES PAID

Date	Amount	Receipt No.
10-10-88	600 ⁰⁰	56367

Cert. Fee

FEES REFUNDED

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

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
4-8-92	Carl Thomas	Las Vegas, NV 89119 4055 S. Spencer #124	7	2622

REMARKS

CWRE 128 Sent: 9-15-89 ✓
 CCWRE Sent 10/28/91

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-11858

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Eldon G. Crawford, the holder of Permit No. G-10872

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 1 day of May, 1989

Remarks: Acquired property in August 1988
irrigate alfalfa crops.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of August, 1989
Eldon Crawford (Signature of Applicant)
5195 E. Kirkway Dr. (Address)
Winnemucca, NV. 89445

Application No. _____

NOTICE OF COMPLETION OF CONSTRUCTION

I, Eldon G. Crawford, the holder of Permit No. G-10872

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 27 day of January, 1981.

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.
Well constructed by former owner and
is working fine.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of August, 1989
Eldon Crawford (Signature of Applicant)
5195 E. Kirkway Dr. (Address)
Winnemucca, NV. 89445

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

APPLICATION
CHECK-OFF LIST

~~RECEIPT POSTED~~
~~CONTENTS MARKED/STAMPED~~
~~FILE FOLDER TYPED~~
~~CALENDAR CARD TYPED~~
~~KARDEX TYPED~~
~~MAPS COPIED (4 COPIES)~~
~~APPLICATION COPIED (2)~~
~~STREAM INDEXED~~
~~ENTERED INTO WRIS~~
~~ACK LETTER TYPED~~



Oregon

Kate Brown, Governor

G-11858

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 W $\frac{1}{4}$ CORNER OF SECTION 3	4884
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	2706
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	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 N $\frac{1}{4}$ 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 E ¼ 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 N ¼ 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 W $\frac{1}{4}$ CORNER OF SECTION 3	4092
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	3825
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	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 N $\frac{1}{4}$ 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 N $\frac{1}{4}$ 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

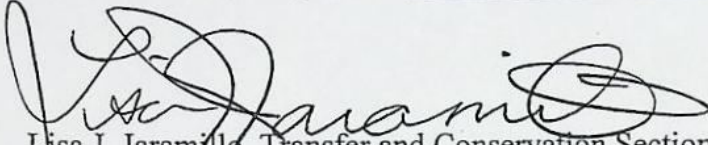
The additional points of appropriation proposed in Transfer Application T-12864 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

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,

A handwritten signature in black ink, appearing to read 'Lisa J. Jaramillo', is written over the printed name.

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

Mailing date: OCT 01 2019



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 **RECEIVED**
First Last
Mailing Address: _____
Crane OR **MAR 16 2009**
City State Zip
Phone: _____
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Holmgren Dairy LLC - Walden Holmgren
First Last
Mailing Address: 36605 Rock creek 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 Rock creek Ln Frenchglen, OR 97736

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

Application #: G 11858 Permit #: G 10872 Certificate or Page #: 67893

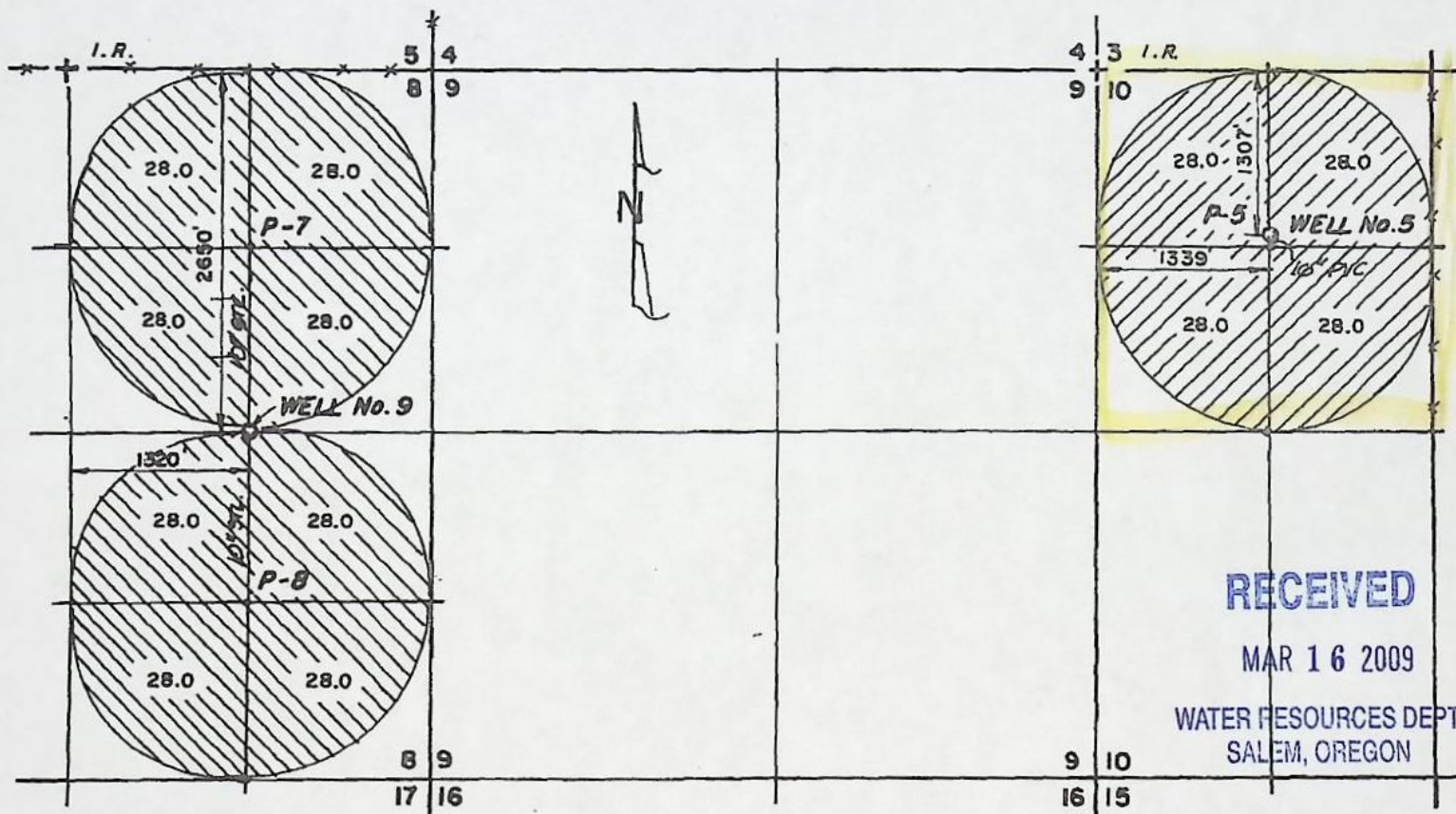
Will all the lands associated with this water right be owned by the buyer? ☒ Yes ☐ No

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.

T.33S., R.31E., W.M.
HARNEY CO., ORE.



RECEIVED

MAR 16 2009

WATER RESOURCES DEPT
SALEM, OREGON



PERMIT G-10872, APPL. G-11858



PERMIT G-10873, APPL. G-11859

IN THE NAME OF: VALMONT INDUSTRIES, INC.
W. HWY. 275
VALLEY, NEBRASKA 68064

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT. IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.

Cert 67893

	CARL THOMAS		LAS VEGAS, NEV.	
	FINAL PROOF MAP			
	IN SEC. 8 & 10 OF T.33S., R.31E., W.M., HARNEY CO., ORE.			
	Scale: 1" = 1320'	Date: FEB. 24, 1992	Job: 1224-92	
	Dsn: CORK	M. A. PALMER & SONS, INC. ENGINEERING & SURVEYING 254 N. Alder - Box 61 Bums, Oregon 97720		Sht. No.
Drn:			of 1	1
Ckd:				

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL THOMAS
4055 SOUTH SPENCER #124
LAS VEGAS, NEVADA 89119

confirms the right to use the waters of ONE WELL in the CATLOW VALLEY BASIN for IRRIGATION OF 112.0 ACRES.

This right was perfected under Permit G-10872. The date of priority is OCTOBER 10, 1988. This right is limited to not more than 1.4 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, SECTION 10, T 33 S, R 31 E, W.M.; 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10.

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.

The right shall be limited to appropriation of water only to extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others.

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

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4	28.0 ACRES
NW 1/4 NW 1/4	28.0 ACRES
SW 1/4 NW 1/4	28.0 ACRES
SE 1/4 NW 1/4	28.0 ACRES

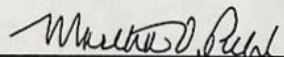
SECTION 10

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

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

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

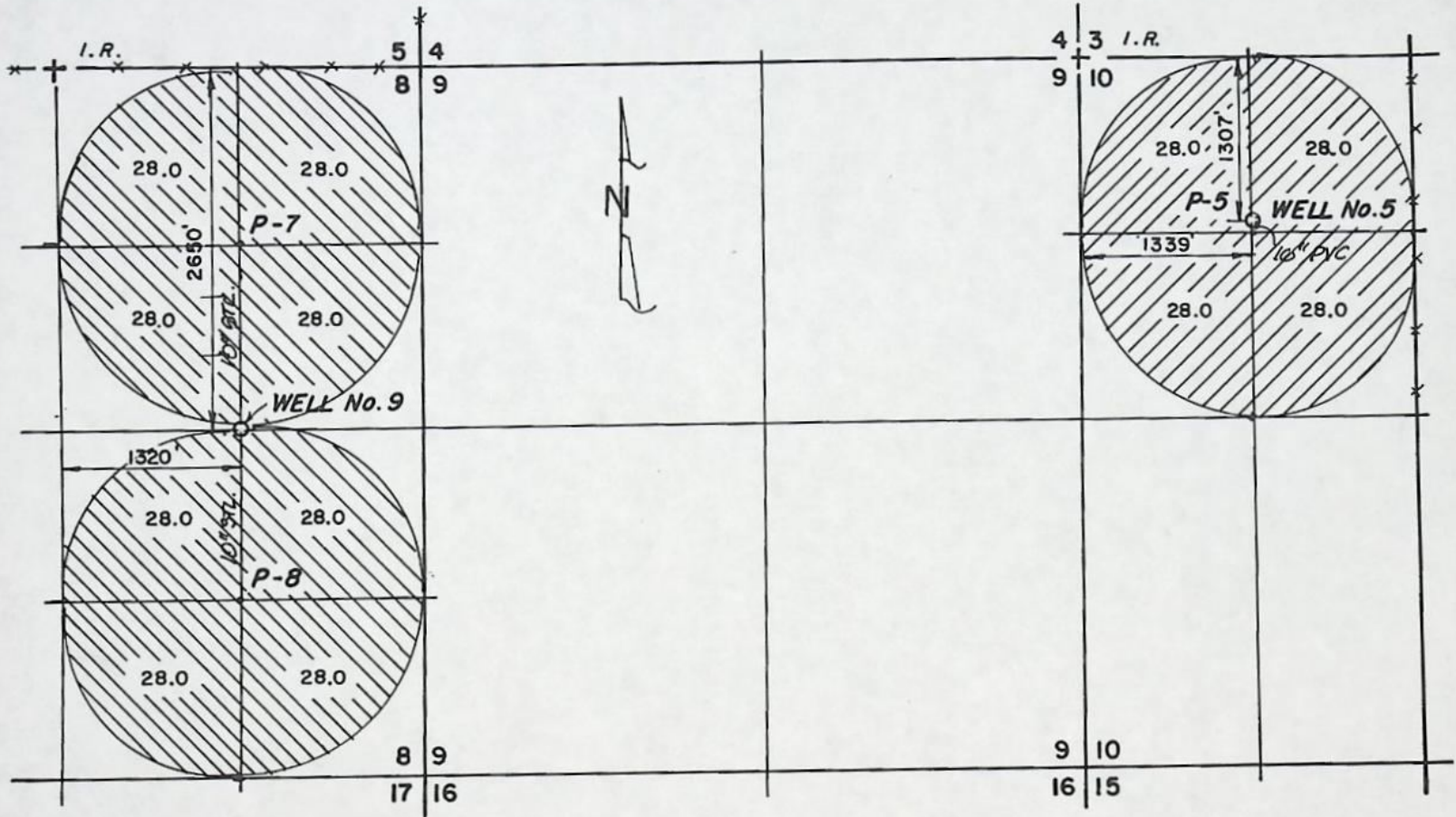
WITNESS the signature of the Water Resources Director, affixed OCTOBER 12, 1992.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67893.

G-11858.BXB

T.33S., R.31E., W.M. HARNEY CO., ORE.



PERMIT G-10872, APPL. G-11858



PERMIT G-10873, APPL. G-11859

IN THE NAME OF: VALMONT INDUSTRIES, INC.
W. HWY. 275
VALLEY, NEBRASKA 68064

THE PURPOSE OF THIS MAP IS TO
IDENTIFY THE LOCATION OF THE
WATER RIGHT, IT IS NOT INTENDED
TO PROVIDE INFORMATION RELATIVE
TO THE LOCATION OF PROPERTY
OWNERSHIP.

	CARL THOMAS		LAS VEGAS, NEV.
	FINAL PROOF MAP		
	IN SEC. S 8 & 10 OF T. 33 S., R. 31 E., W. M., HARNEY CO., ORE.		
	Scale: 1" = 1320'	Date: FEB. 24, 1992	Job: 1224-92
	Dsn: CORK		Sht. No.
Drn:	of 1		
Ckd:	M. A. PALMER & SONS, INC. ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720		

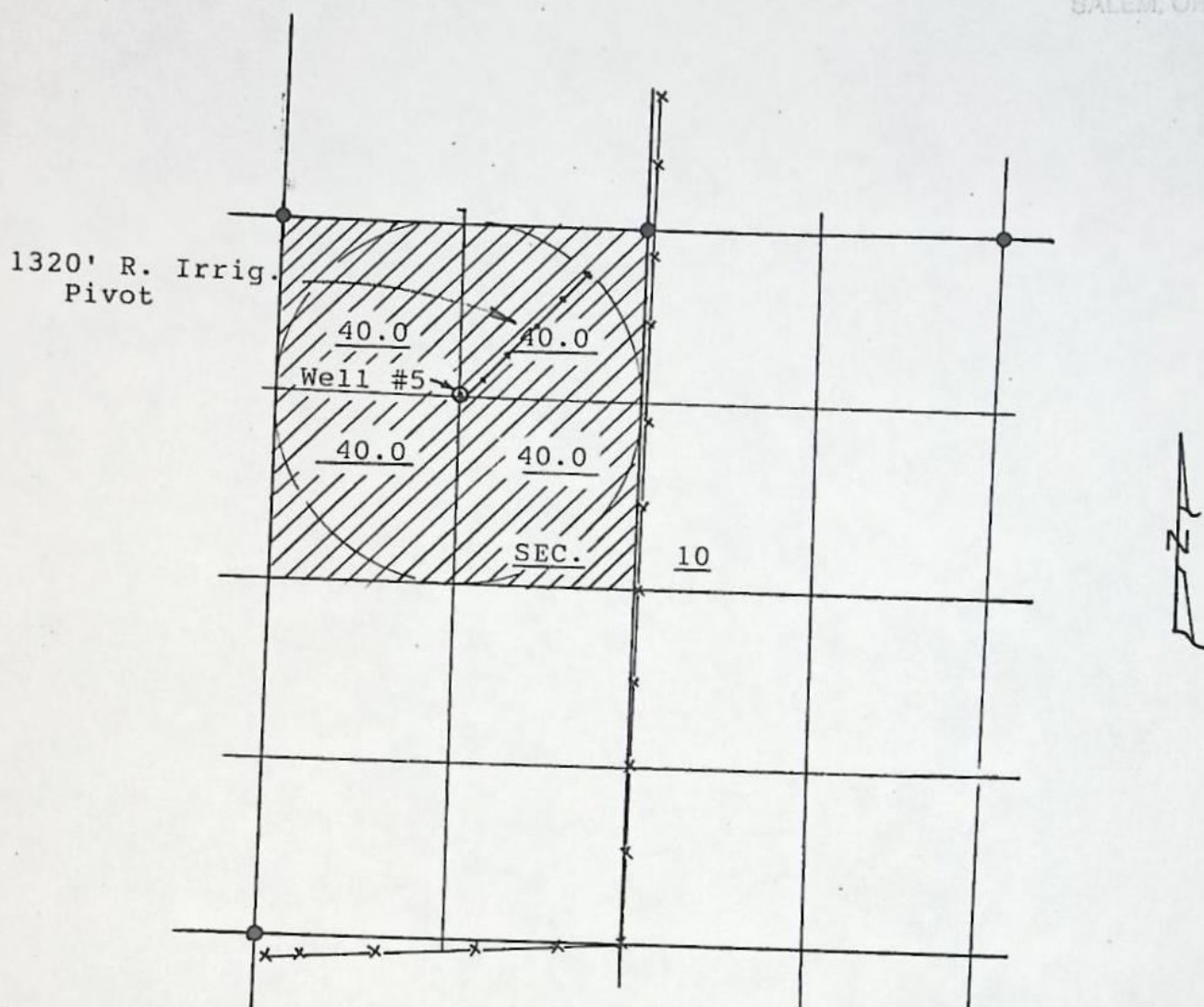
WATER RIGHTS APPLICATION MAP

Section 10, T.33S., R.31E., W.M.
Harney County, Oregon

RECEIVED

OCT 10 1988

WATER RESOURCES DEPT.
SALEM, OREGON



LEGEND

- U.S. Gov't Corner
- x—x— Fence Line
- ▨ Lands to be Irrigated
- Existing Well

Application No. *D-11858*
Permit No. *G-10872*

NOTES

- Well #5 is located 1307' South and 1339' East from the NW Corner of Section 10. See Attached well log, #33S/31E-10.

Valmont Credit Corp.

Valley, Nebraska

WATER RIGHTS APPLICATION MAP

Located in the NW1/4 of Sec. 10, T.33S., R.31E., W.M.

Scale: 1"=1320'

Date: Sept. 19, 1988

Job: 1133

Dsn: -

Drn: C.F.P.

Ckd:

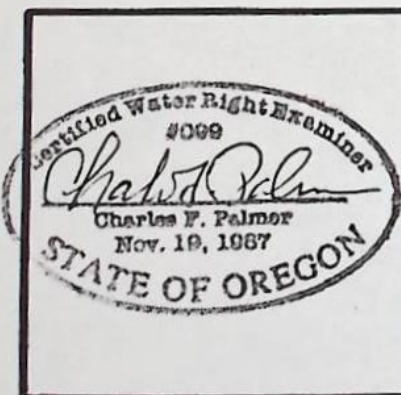
M.A.P.'s

M. A. Palmer & Sons
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

of 1

1



STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

VALMONT INDUSTRIES, INC.
WEST HIGHWAY 275
VALLEY, NEBRASKA 68064

402-359-2201

is hereby issued a permit to use the waters from ONE WELL, within Catlow Valley basin, for IRRIGATION OF 160.0 ACRES. The permit to the use of these waters has been issued under Application G-11858 with a date of priority of OCTOBER 10, 1988. The permit is limited to not more than 2.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, Section 10, T 33 S, R 31 E, WM;
1307 FEET SOUTH & 1339 FEET EAST FROM NW CORNER, SECTION 10.

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 permit shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others.

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The place of use is as follows:

	ACRES	1/4 1/4	SECTION	TOWNSHIP	RANGE, WM
primary	40.00	NE NW	10	33 S	31 E
primary	40.00	NW NW	10	33 S	31 E
primary	40.00	SW NW	10	33 S	31 E
primary	40.00	SE NW	10	33 S	31 E

Total: 160.00 acres.

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.

Actual construction work shall begin on or before March 14, 1990, and shall be completed on or before October 1, 1990. Complete application of the water to the use shall be made on or before October 1, 1991.

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Issued this date, March 14, 1989.

Water Resources Department
William H. Young
Director

STATE OF OREGON
COUNTY OF HARNEY
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL THOMAS
4055 SOUTH SPENCER #124
LAS VEGAS, NEVADA 89119

confirms the right to use the waters of ONE WELL in the CATLOW VALLEY BASIN for IRRIGATION OF 112.0 ACRES.

This right was perfected under Permit G-10872. The date of priority is OCTOBER 10, 1988. This right is limited to not more than 1.4 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, SECTION 10, T 33 S, R 31 E, W.M.; 1307 FEET SOUTH AND 1339 FEET EAST FROM THE NW CORNER OF SECTION 10.

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.

The right shall be limited to appropriation of water only to extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others.

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

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NW 1/4	28.0 ACRES
NW 1/4 NW 1/4	28.0 ACRES
SW 1/4 NW 1/4	28.0 ACRES
SE 1/4 NW 1/4	28.0 ACRES

SECTION 10

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

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

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

STATE OF OREGON
COUNTY OF HARNEY
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL THOMAS
4055 SOUTH SPENCER #124
LAS VEGAS, NEVADA 89119

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NW 1/4 NW 1/4	28.0 ACRES
SW 1/4 NW 1/4	28.0 ACRES
SE 1/4 NW 1/4	28.0 ACRES

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

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



M. A. PALMER & SONS, INC.
ENGINEERING & SURVEYING

254 N. Alder
P.O. Box 61
Burns, Oregon 97720

RECEIVED

APR 13 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Phone 573-6451

Chris Palmer, P.E., P.L.S.
Cork Palmer, P.E., P.L.S.

April 10, 1992

Water Resources Dept.
3850 Portland Rd. NE
Salem, Oregon 97310

G-11858 + G-11859
RE: Permit No. G-10872 & 10873, - C-C Ranch; JO 1224

Attention: Larry Nunn

Dear Larry;

I have just recieved a letter from the state regarding the two permits. A copy was sent to Valmont Industries, Inc. who are no longer owners of this system. In my letter of April 6th I had included an assignment of ownership from Valmont to Carl Thomas, who is the present owner. Enclosed is another copy of that assignment.

Very truly yours,

Cork Palmer, C.W.R.E.
M.A. PALMER & SONS, INC.

encl: noted

cc: Carl Thomas
4055 S. Spencer
No. 124
Las Vegas, Nevada 89119

RECEIVED

APR 13 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Oregon

WATER
RESOURCES
DEPARTMENT

April 9, 1992

M.A. Palmer & Sons, Inc.
Engineering & Surveying
PO Box 61
Burns, Oregon 97720

REFERENCE: File G-11858 and G-11859

We received the Claim of Beneficial Use and map you submitted for Permit G-10872 and G-10873 in the name of ~~Valmont Industries, Inc.~~

A brief follow-up inspection may be conducted in the next few months.

If you have any questions, please call the Water Rights Section at 378-3739.

DSM:cam

cc: ~~Valmont Industries, Inc.~~
~~West Highway 275~~
~~Valley, Nebraska 68064~~

Should be: Carl Thomas
4055 S. Spencer
#124
Las Vegas, NEV
89119



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

RECEIVED

APR 13 1992

WATER RESOURCES DEPT.
SALEM, OREGON

A S S I G N M E N T

I, VALMONT INDUSTRIES, INC., West Highway 275, Valley,
Nebraska 68064, do hereby assign all my interest in and to water
right Application Number G-11858 and G-11859, Permit Number
G-10872 and G-10873, as filed in the office of the Water
Resources Director, to:

Carl Thomas
4055 So. Spencer, #124
Las Vegas, NV 89119

TELEPHONE NUMBER 702/733-2900

SUBJECT TO the terms and conditions of Exhibit "A", herewith
attached.

WITNESS my hand this 2nd day of APRIL, 1992.

J. Lee Submaro
Assistant Corp Secretary
Valmont Industries, Inc.

The completed assignment must be submitted to the Water
Resources Director, 3850 Portland Road, N.E., Salem, OR
97310, together with a recording fee of \$10.

4/2/92
JLB
RECEIVED
APR 13 1992
WATER RESOURCES DEPT.
SALEM, OREGON

EXHIBIT "A"

THIS ASSIGNMENT is subject to the terms and conditions of the land sale contract, a memorandum of which was recorded under Instrument No. 881840 in the Deed Records of Harney County, Oregon, and subsequent assignments thereof, including the rights to reacquire said water rights in event of default.

April 15, 1992

Carl Thomas
2055 South Spencer #124
Las Vegas NV 89119

REFERENCE: Files G-11858 and G-11859

The assignment of Permits G-10872 and G-10873 from Valmont Industries, Inc. to you have been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original assignment is enclosed.

Our receipt number 59381 covering the \$10 recording fee has been sent to Valmont Industries, Inc..

Sincerely,

THOMAS E. SHOOK
Water Rights Specialist

TES:jh

enclosure

cc: Valmont Industries, Inc.
Palmer Surveying



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

The completed assignment must be submitted to the Water
Resources Director, 3850 Portland Road, N.E., Salem, OR
97310, together with a recording fee of \$10.

10-20-89
RECEIPT 59381
\$10

1 - ASSIGNMENT
w71/28

MULTIFAMILY DEVELOPMENTS CO.

4055 South Spencer, Suite 106
Las Vegas, Nevada 89109

RECEIVED
APR 8 1992

WATER RESOURCES DEPT.
SALMON, OREGON

COPY

March 24, 1992

Mr. J. Lee Salmans
Assistant Corporate Secretary
Valmont Irrigation
Valley, Nebraska 68064

Re: Catlow Valley, Oregon
Contract of Sale

Dear Mr. Salmans:

During the past year, I have had substantial work done on the wells on the above property including tests, drilling, geological surveys, etc.. In the process, I have also hired Mr. Cork Palmer to straightened out all of the water rights currently on file, and request additional water rights.

Please see attached correspondence from Mr. Palmer indicating the need for your signature on an assignment. If you would sign the enclosed and return the documents to Mr. Palmer, I would appreciate it.

If you have any questions on the work I have had done, please feel free to contact me, or Mr. Palmer.

Sincerely,

CARL & KENNY DIGGERS, INC.

Carl W. Thomas

Carl W. Thomas
President

CWT:jr

enclosures: as stated

cc: Mr. Cork Palmer



Valmont Irrigation • Valley, Nebraska 68064 U.S.A.

APR -8 1992

WATER RESOURCES DEPT.
SALMONSON

April 2, 1992

M.A. Palmer & Sons, Inc.
254 N. Alder
P. O. Box 61
Burns, OR 97720

Dear Mr. Palmer:

I have executed the water rights assignment as requested by Mr. Carl Thomas. You will note that we have added "Exhibit A" to protect Valmont's rights on its contract for sale of the property.

I have also included the original site report (3 pages) with Mr. Thomas' signature affixed.

If you have questions concerning "Exhibit A," please telephone.

Sincerely,

VALMONT INDUSTRIES, INC.

J. Lee Salmans
Assistant Corp. Secretary

JLS:ljl

c Mr. Carl W. Thomas

4/2/92
JLJ

EXHIBIT "A"

THIS ASSIGNMENT is subject to the terms and conditions of the land sale contract, a memorandum of which was recorded under Instrument No. 881840 in the Deed Records of Harney County, Oregon, and subsequent assignments thereof, including the rights to reacquire said water rights in event of default.

April 9, 1992

M.A. Palmer & Sons, Inc.
Engineering & Surveying
PO Box 61
Burns, Oregon 97720

REFERENCE: File G-11858 and G-11859

We received the Claim of Beneficial Use and map you submitted for Permit G-10872 and G-10873 in the name of Valmont Industries, Inc..

A brief follow-up inspection may be conducted in the next few months.

If you have any questions, please call the Water Rights Section at 378-3739.

DSM:cam

cc: Valmont Industries, Inc.
West Highway 275
Valley, Nebraska 68064



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

October 28, 1991

VALMONT INDUSTRIES INC
W HIGHWAY #275
VALLEY NE 68064

REFERENCE: File G-11858

The date for the complete application of water to a beneficial use for your water use Permit G-10872 was October 1, 1991. To date we have not received notice that your project was completed.

If the project was completed, you should promptly submit the notice of complete application of water (Form C), which is enclosed. If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. Forms will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before October 1, 1992. A list of certified water right examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the permit.

If you have any questions, please contact the Water Rights Section at 378-3739.

1079W

Enclosures



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



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

January 18, 1991

Ken Lee
% M. Mark Kemp, Attorney At Law
76 E. Washington
Burns, OR 97720

REFERENCE: Files G-11858 and G-11859

Dear Mr. Lee:

We received your January 15, 1991 letter. We have marked the notices of complete application of water submitted by Eldon Crawford for permits G-10872 and G-10873 as "premature".

You may disregard the notice sent to Valmont Industries on September 15, 1989.

Your permits are conditioned so that the date for the complete application of water is October 1, 1991. Enclosed are new notices of complete application of water (form C). Please notify us when you have made complete application of water.

These permits are in the name of Valmont Industries. They should be assigned to you. Enclosed are form for you to use to have the permits assigned. The forms need to be signed by an authorized representative of Valmont Industries, including the title of the person signing the form. The forms should then be submitted along the \$10 recording fees.

Sincerely,

LARRY H. NUNN
Water Rights Specialist
011

enclosure

cc: M. Mark Kemp
Cork Palmer, CWRE

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery
(Extra charge) (Extra charge)

3. Article Addressed to:

Kendee
90 M. Mark Kemp, Attorney
76 E. Washington
Burns, OR 97720

4. Article Number

P-57704

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt
for Merchandise

Always obtain signature of addressee
or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if
requested and fee paid)

5. Signature — Address

X

6. Signature — Agent

X

P. Whipple

7. Date of Delivery

1/23/91

65811285811-6

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



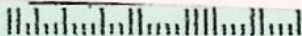
PENALTY FOR PRIVATE
USE, \$300

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

WATER RESOURCES DEPARTMENT
3850 PORTLAND ROAD NE
SALEM OR 97310



cc: Eugene P. Durbin
Live Oak Corporation
9648 Masterwood Dr.
Vienna, VA 22180

James and Rina Winkelman
9480 Garden Valley
Roseburg, OR 97470

Donna Curtiss
P.O. Box 188
Oxford, CA 45056

William and Barbara Blatt
166 Barlock Ave.
Los Angeles, CA 90049

CERTIFIED -- RETURN RECEIPT REQUESTED

LHN:cam
010

RECEIVED

JAN 17 1991

WATER RESOURCES DEPT.
SALEM, OREGON

January 15, 1991

Water Resources Department

ATT: Larry Nunn

3850 Portland Rd., N.E.

Salem, OR 97310

G-11858 + G-11859

RE: Permit Nos. G-10872 and 10873

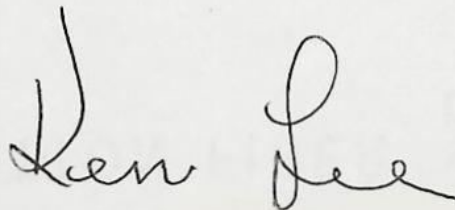
Dear Mr. Nunn:

Regarding the water rights permits referred to above, I wish to inform you that the C forms, "notice of complete application of water to a beneficial use", previously submitted on August 28, 1989 were in error. Having recently acquired the property from Eldon Crawford, who acquired it from Valmont Industries in August of 1988, it appears that the water was not ready for application in accordance with the permits.

I would therefore like to notify your office that the water is now being applied in a beneficial use and I will submit the final proof survey and claim of beneficial use by October 1, 1991.

Sincerely yours,

Ken Lee



MMK:tw

cc Mark Kemp
Cork Palmer

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMORANDUM

MEMORANDUM OF PERSONAL OR TELEPHONE CONTACT

TO: Files G-11858 & 11859

DATE: 1/8/91

FROM: L. Nunn

SUBJECT: PRE C

NAME: Cork Palmer CURE

New owners on these are not ready for proof.
I told Cork that the owners would have to write to
us recinding C-form. then they could submit proof
when they are ready

If letter not received w/in 60 days start cancellation

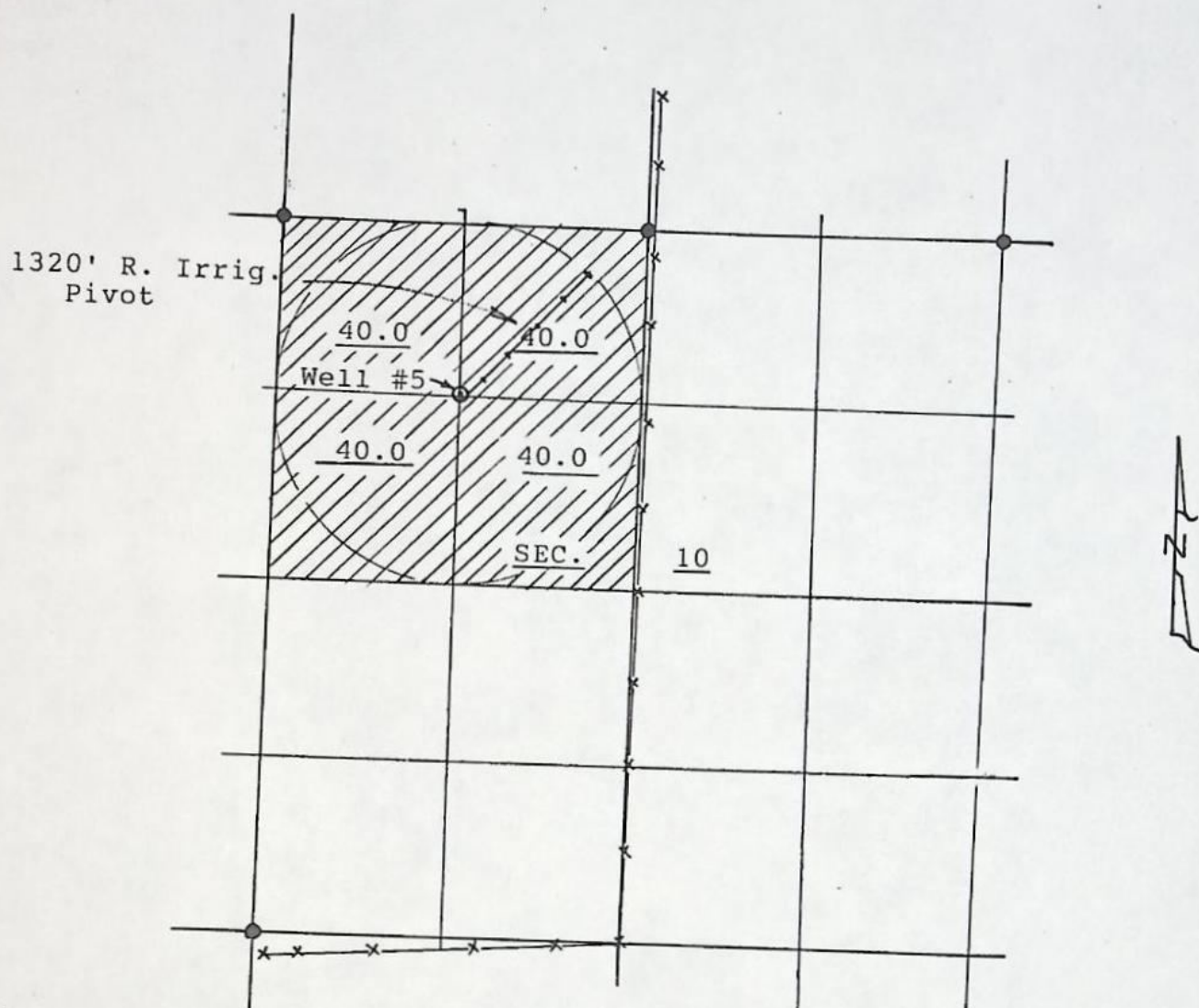
RECEIVED

OCT 10 1988

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RIGHTS APPLICATION MAP

Section 10, T.33S., R.31E., W.M.
Harney County, Oregon



LEGEND

- U.S. Gov't Corner
- x—x— Fence Line
- ▨ Lands to be Irrigated
- Existing Well

Application No. *G-11858*
Permit No. *G-10872*

NOTES

1. Well #5 is located 1307' South and 1339' East from the NW Corner of Section 10. See Attached well log, #33S/31E-10.

Valmont Credit Corp.

Valley, Nebraska

WATER RIGHTS APPLICATION MAP

Located in the NW1/4 of Sec. 10, T.33S., R.31E., W.M.

Scale: 1"=1320'

Date: Sept. 19, 1988

Job: 1133

Dsn: -

Drn: C.F.P.

Ckd:

M.A.P.'s

M. A. Palmer & Sons
ENGINEERING & SURVEYING
254 N. Alder - Box 61
Burns, Oregon 97720

Sht. No.

of 1

1





Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 503 378-3739

November 8, 1989

ELDON CRAWFORD
5195 EAST KIRWAY DR
WINNEMUCCA, NV. 89445

REFERENCE: File G-11858 and G-11859

We have received your check in the amount of \$10 along with a request to assign permits G-10872 and G-10873.

The assignment form will have to be signed by an officer for Valmont Industries, Inc. The assignment form is enclosed for that signature and title.

Our records do not show that we have made a survey of the projects described in these permits. Our field work will be done the next time our representative is in the area. If time is a factor, you could hire a Certified Water Right Examiner to prepare the claim of beneficial use of water statement.

I have enclosed application forms, pamphlet, and a list of examiners.

Sincerely,

Thomas E. Shook
Water Right Specialist



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 503 378-3739

October 23, 1989

ELSON CRAWFORD
5195 EAST KIRKWAY DR
WINNEMUCCA, NEVADA 89445

REFERENCE: Files G-11858 and G-11859

We have received your check in the amount of \$10 along with your request to assign permits G-10872 and G-10873.

An authorized signatory with title will have to sign the assignment form. It is returned for this reason.

Sincerely,

Thomas E. Shook
Water Right Specialist

cc: Valmont Industries, Inc.

ELDON CRAWFORD

5195 Kirkway Drive
Winnemucca, Nevada 89445



Water Resources Director
3850 Portland Road, NE
Salem, OR
97310



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-3739

September 15, 1989

Valmont Industries, Inc.
West Highway #275
Valley, NE 68064

Reference Files: G-11858 and G-11859

We have received your notice that complete application of water has been made under permits G-10872 and G-10873.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before September 1, 1990. A list of certified examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

In the meantime, the permit you hold is valid evidence of your right to use the water.

If you have any questions, please contact the Survey/Mapping Section at 378-3739.

cc: Eldon Crawford



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

SEP 1 1989 PHONE 378-3066

WATER RESOURCES DEPT.
SALEM, OREGON

March 27, 1989

Valmont Industries, Inc.
West Highway 275
Valley, Nebraska 68064

REFERENCE: File G-11858

ENCLOSED: Permit G-10872

PLEASE READ THE FOLLOWING INSTRUCTIONS CAREFULLY

Your permit has been recorded in this office, but you should hold the original permit as evidence of your water right. If the land is sold, an assignment to the new owner must be recorded in this office. Assignment blanks will be furnished upon request.

The permit fixes time limits for beginning of construction, completion of construction and complete application of water to beneficial use. The law requires that you begin actual construction within one year from the date of issuance of the permit or your right will be lost. The Water Resources Director is authorized to extend the time for completion of construction and for complete application of water upon proper showing, but has no authority to extend the time limit for beginning of construction.

Forms A, B and C may be attached for submitting (A) Notice of Beginning of Construction, (B) Notice of Completion of Construction and (C) Notice of Complete Application of Water. If your application has stated that construction has already been started, or that construction work is completed, or that complete application of water has been made, only the required forms will be attached.

The start of the drilling operation or other means of constructing the well will be considered as beginning of construction. If no canal system or other permanent type of distribution works is employed, the acquisition and installation of all the machinery or equipment necessary for the project will be considered as completion of construction.

When complete application of water has been made, Form C should be submitted as the first step in proof of appropriation. When proof satisfactory to the Water Resources Director has been made, the right will be confirmed by issuance of a certificate. The certificate will limit the right to the extent that water has been applied to beneficial use in accordance with the terms of the permit.

The permit requires that an access port or other installation be provided to allow the measurement of the water level within the well at any time. Sketches of suggested methods of installation are attached.

Sincerely,

William H. Young
WILLIAM H. YOUNG
Director

WHY:wpc
enclosures
nn32R/1

RECEIVED

MAR 30 1989

RECEIVED

SEP 1 1989

PHONE 378-3066

COPY

STATE OF OREGON

COUNTY OF HARNEY

COPY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

VALMONT INDUSTRIES, INC.
WEST HIGHWAY 275
VALLEY, NEBRASKA 68064

402-359-2201

is hereby issued a permit to use the waters from ONE WELL, within Catlow Valley basin, for IRRIGATION OF 160.0 ACRES. The permit to the use of these waters has been issued under Application G-11858 with a date of priority of OCTOBER 10, 1988. The permit is limited to not more than 2.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NW 1/4, Section 10, T 33 S, R 31 E, WM;
1307 FEET SOUTH & 1339 FEET EAST FROM NW CORNER, SECTION 10.

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 permit shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights as well as prior ground water rights of others.

The use of water allowed under this permit shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The place of use is as follows:

	ACRES	1/41/4	SECTION	TOWNSHIP	RANGE, WM
primary	40.00	NE NW	10	33 S	31 E
primary	40.00	NW NW	10	33 S	31 E
primary	40.00	SW NW	10	33 S	31 E
primary	40.00	SE NW	10	33 S	31 E
Total:	160.00 acres.				

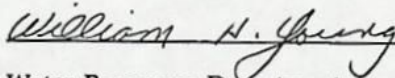
COPY

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.

Actual construction work shall begin on or before March 14, 1990, and shall be completed on or before October 1, 1990. Complete application of the water to the use shall be made on or before October 1, 1991.

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

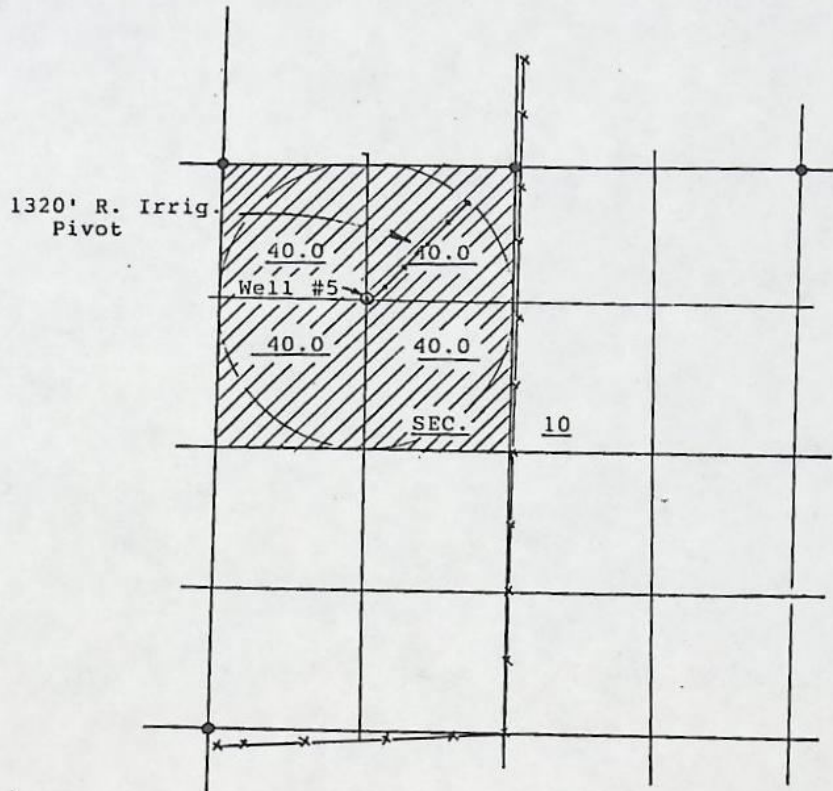
Issued this date, March 14, 1989.



Water Resources Department
William H. Young
Director

WATER RIGHTS APPLICATION MAP

Section 10, T.33S., R.31E., W.M.
Harney County, Oregon



LEGEND

- U.S. Gov't Corner
- x—x— Fence Line
- ▨ Lands to be Irrigated
- Existing Well

Application No. D-11858
Permit No. G-10872

NOTES

1. Well #5 is located 1307' South and 1339' East from the NW Corner of Section 10. See Attached well log, #33S/31E-10.

WATER RESOURCES DEPT.
SALEM, OREGON
SEP - 1 1988
RECEIVED

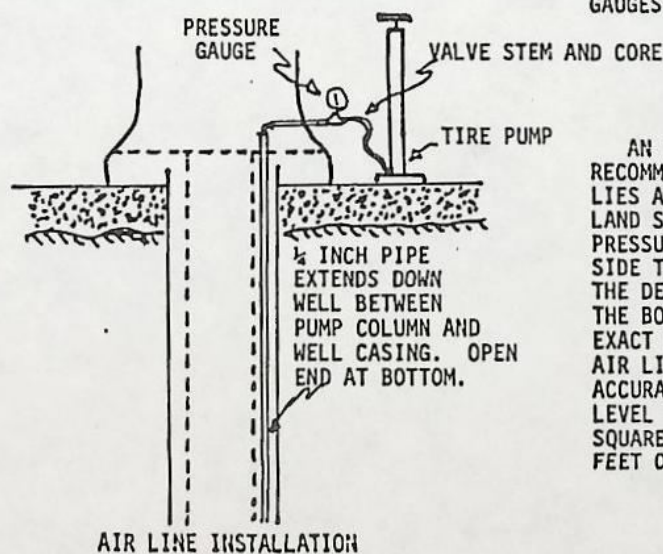
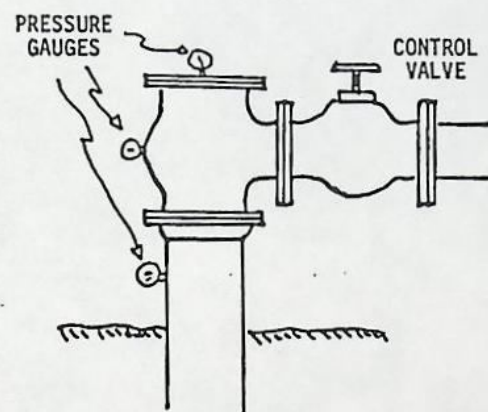
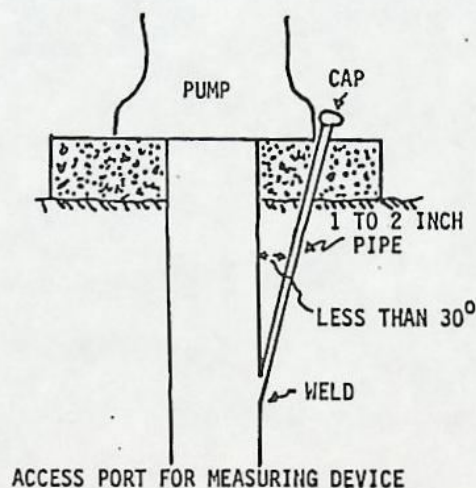
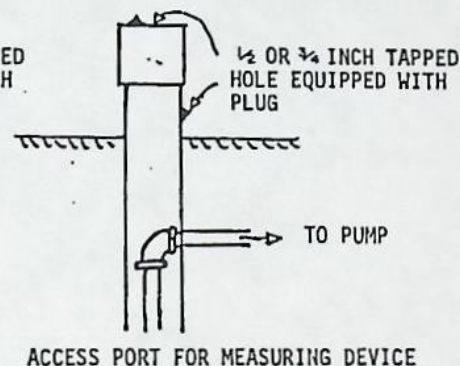
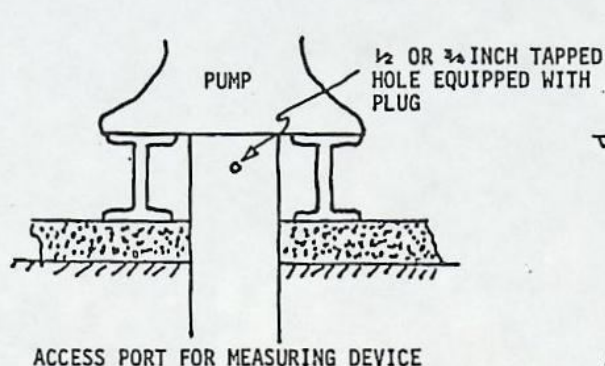
	Valmont Credit Corp. Valley, Nebraska	
	<u>WATER RIGHTS APPLICATION MAP</u>	
	Located in the NW1/4 of Sec. 10, T.33S., R.31E., W.M.	
	Scale: 1"=1320'	Date: Sept. 19, 1988
	Dsn: -	Job: 1133
Drn: C.F.P.		
Ckd:	M. A. Palmer & Sons ENGINEERING & SURVEYING 254 N. Alder - Box 61 Burns, Oregon 97720	
	Sht. No.	1
	of 1	

RECEIVED

SEP - 1 1989

WATER RESOURCES DEPT.
SALEM, OREGON

SUGGESTED METHODS OF INSTALLING ACCESS PORTS, PRESSURE GAUGES,
AND AIR LINES FOR MEASURING WATER LEVELS IN WELLS



AN AIR LINE INSTALLATION IS RECOMMENDED WHERE THE WATER LEVEL LIES AT A CONSIDERABLE DEPTH BELOW LAND SURFACE. THE AMOUNT OF AIR PRESSURE THAT CAN BE BUILT UP INSIDE THE AIR LINE WILL BE EQUAL TO THE DEPTH OF WATER STANDING ABOVE THE BOTTOM OF THE AIR LINE. THE EXACT DEPTH OF THE BOTTOM OF THE AIR LINE IS REQUIRED TO OBTAIN AN ACCURATE MEASUREMENT OF THE WATER LEVEL IN THE WELL. ONE POUND PER SQUARE INCH PRESSURE EQUALS 2.31 FEET OF WATER.



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

March 27, 1989

Valmont Industries, Inc.
West Highway 275
Valley, Nebraska 68064

REFERENCE: File G-11858

ENCLOSED: Permit G-10872

PLEASE READ THE FOLLOWING INSTRUCTIONS CAREFULLY

Your permit has been recorded in this office, but you should hold the original permit as evidence of your water right. If the land is sold, an assignment to the new owner must be recorded in this office. Assignment blanks will be furnished upon request.

The permit fixes time limits for beginning of construction, completion of construction and complete application of water to beneficial use. The law requires that you begin actual construction within one year from the date of issuance of the permit or your right will be lost. The Water Resources Director is authorized to extend the time for completion of construction and for complete application of water upon proper showing, but has no authority to extend the time limit for beginning of construction.

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The permit requires that an access port or other installation be provided to allow the measurement of the water level within the well at any time. Sketches of suggested methods of installation are attached.

Sincerely,

William H. Young

WILLIAM H. YOUNG
Director

WHY:wpc
enclosures
0032B/1



Application No. *G-11858 & G-11859*
Permit No.

RECEIVED

OCT 10 1988

WATER RESOURCES DEPT.
(By Courier) SALEM, OREGON

October 5, 1988

Water Rights Division
Water Resources Department
3850 Portland Road NE
Salem, OR 93710

RE: Two applications for water permit certifications,
Catlow Valley, Oregon, located near French Glen

Gentlemen:

Enclosed are two water certificate applications, check (fees) and exhibits.

You will note that the application is in the name of Valmont Industries, Inc., however the original water well reports were in the name of Richtron Financial Corp. of Ogden, Utah. Please note the following:

1. Richtron Financial et al became insolvent, filed Chapter 7 Bankruptcy on May 26, 1983. See Exhibit A.
2. Richtron Financial et al defaulted on its financial obligations to Merrill Glenn and Valmont Credit Corp. On August 15, 1983 a final judgement was entered in behalf of Glenn foreclosing his interest in the property and returning title. See Exhibits(s) B.
3. Valmont Credit Corp. initiated the foreclosure proceeding in behalf of Mr. Glenn and October 27, 1983 a warranty deed conveyed the property to Valmont Credit Corp. See Exhibit C.
4. On September 12, 1988 Valmont Credit Corp. (Grantor), conveyed the property to Valmont Industries, Inc., Exhibit D; (applicant for Water Certificates).

Since time is critical, I would appreciate the prompt handling of these applications. Please telephone me at (800) 825-6668 if you require additional explanation.

Sincerely,
VALMONT INDUSTRIES INC.

J. Lee Salmans
J. Lee Salmans
Assistant Secretary

cc/ Terry McClain
William D. Cramer, Atty.
F. H. Garland Real Estate
M. A. Palmer & Sons, Inc.

VALMONT INDUSTRIES, INC.

Valley, Nebraska 68064

Telephone (402) 359-2201

VENDOR NO.

V002 8240

VALMONT INDUSTRIES, INC.
VALLEY, NEBRASKA 68064

CHECK NO.

990 0215365

01

9900215365

26366-

DATE	INVOICE NO.	VOUCHER	GROSS	DISCOUNT	NET
10/04/88	10/3 CKRQ	101419 IN	920.00	.00	920.00
10/04/88	CKRQ 10/3	101421 IN	600.00	.00	600.00
RECEIVED OCT 10 1988 WATER RESOURCES DEPT. SALEM, OREGON			Application No. Permit No.		Y-11858 & Y-11859
IN - INVOICE DM - DEBIT MEMO	CM - CREDIT MEMO CH - CHECK CR - CASH RECEIPTS	***1,520.00		*****.***	***1,520.00

Purolator courier®

Purolator Account No. to be billed: Date:

423452416

Service - Check One - See reverse side for detail

☐ Purolator
Overnight Letter☐ PurePak
Overnight Pack☐ Priority National
Overnight Service Nationwide☐ Priority Regional
Overnight Service☐ Standard 2-day
Service

Optional Service

☐ Saturday Deliv.
Extra Charge☐ Hold for
Pick-up

Payment

☐ Sender
Prepaid☐ Third
Party☐ Collect☐ Cash/
Check

From Sender's Name

Sender's Area Code/Phone Number

To Recipient's Name

Recipient's Area Code/Phone Number

Company Name

Company Name

Dept./Suite

Street Address

Street Address (P.O. Box numbers not deliverable)

City

State

Zip Code - Required

City

State

Zip Code - Required

Sender's Signature

P.O. or Reference Number

Third Party Billing Name/Address

Weight

L

W

H

Tariff	Rate Item	SM	Origin Airport	Destination Airport
Advance	Valuation	Code Amount	Code Amount	Total Charge
Special Charge	☐ DB	Route	Courier Guard Initial	S.S. - Last 4 digits
PUROLATOR USE ONLY				

BL-3 Rev. 4-86

Applicant
Permit No.

RECIPIENT'S COPY

9-11858

82-11859

LIAM D CRAMER
JUANE PINKERTON II

WILLIAM D CRAMER, JR

CRAMER & PINKERTON
ATTORNEYS AT LAW
BURNS OREGON 97720

B
P O BOX 646
PHONE 503 573 2066

August 16, 1983

Application No. D-11858
Permit No.

Mr. Merrill Glenn
Frenchglen, OR 97736

RE: Glenn v. Richtron, et al
Our File No. 3901

Dear Merrill:

I am happy to announce that the Judge signed the final decree yesterday. A copy of that decree which was filed yesterday with the circuit court clerk is enclosed.

While there is a statutory period of sixty days within which people can ordinarily appeal a decree, this can not be done when the decree is based upon that party's default. That is the case we have here. The only possibility of any further action by any of the defendants would be a motion to set aside the final decree. Since this strategy was attempted against the interlocutory decree, it is exceedingly unlikely that it will be attempted again.

In accordance with the instructions of Mr. Knowles, I have ordered a title report which should be out in approximately two weeks. I will let you know when this has happened.

Very truly yours,

CRAMER & PINKERTON

William D. Cramer

WDC:pg
enc.

cc: Leo Knowles
cc: John Sampson

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON
2 FOR THE COUNTY OF HARNEY

3 MERRILL H. GLENN and GLADYS)
4 G. GLENN, husband and wife,)
5 Plaintiffs,)

6 vs.)

Case No. 82-09-8270

7 RICHTRON FINANCIAL CORPORA-)
8 TION, a Utah corporation,)
9 MILTON R. GOFF, Trustee, ALLAN)
10 DANCE and RITA DANCE, UNITED)
11 STATES OF AMERICA (INTERNAL)
12 REVENUE SERVICE), FRONTIER)
13 INVESTMENTS, a Utah corpora-)
14 tion, BLACKFOOT FARMS, BURLEY)
15 FARMS, VERNON L. SEAMAN, CATLOW)
16 VALLEY FARMS #1, CATLOW VALLEY)
17 FARMS #2, CATLOW VALLEY FARMS)
18 #3, CATLOW VALLEY FARMS #4,)
19 CATLOW VALLEY FARMS #5, CATLOW)
20 VALLEY FARMS #6, CATLOW VALLEY)
21 FARMS #7, and all other persons,)
22 firms or corporations who may)
23 claim any right, title or inter-)
24 est in and to the real property)
25 described in this Complaint,)

FINAL DECREE OF STRICT
FORECLOSURE OF REAL
ESTATE CONTRACT

26 Defendants.)

27 Upon application of the plaintiff and it appearing to the
28 Court that on May 6, 1983, the Court made and entered herein its
29 interlocutory decree requiring the defendants to pay to plaintiff,
30 through the Clerk of the Court, certain sums of money within thirty
31 (30) days from the date of said interlocutory decree, or otherwise
32 forfeit and be foreclosed of all of their interest in the real
33 property described therein and to the money heretofore paid by
34 the defendants on the purchase price of said property; and

35 IT FURTHER APPEARING to the Court that the defendants have

1 failed to pay said money and that the time for so doing has expired
2 and that plaintiff is now entitled to a final decree of strict
3 foreclosure, and the Court being advised in the premises;

4 NOW, THEREFORE, IT IS HEREBY ADJUDGED AND DECREED:

5 (1) That the defendants, and each of them, are hereby
6 forever strictly foreclosed of all interest in the following real
7 property:

8 Land in Harney County, Oregon, to-wit:

9 In Twp. 33 South, Range 31 East, W.M.:

10 Section 3: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$.

11 Section 4: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{2}$.

12 Section 8: E $\frac{1}{2}$.

13 Section 9: All.

14 Section 10: W $\frac{1}{2}$.

15 that all interest, both at law and in equity, of defendants in
16 the real property is hereby vested absolutely in the plaintiff;
17 and

18 (2) That all moneys heretofore paid by the defendants upon
19 the purchase price of said property belong to plaintiff, free
20 from all claims of the defendants; and

21 (3) That this decree shall stand as the cancellation of the
22 contract described in plaintiff's complaint; and

23 (4) That the plaintiff have judgment against the defendant
24 Richtron Financial Corporation for \$12,500⁰⁰ attorney fees
25 and plaintiff's costs herein incurred taxes at \$162.00; and

26 (5) That the Sheriff of Harney County, Oregon place plain-
tiff in the immediate possession of said real property.

DATED this 15th day of May, 1983.

August

F. J. YRAQUEN

Circuit Judge

DISTRICT OF UTAH

RECEIVED

A

IN RE

OTHER NAMES USED:

Application No. *11858*
 Permit No. *G10872*

RICHTRON INC.
 2650 WASHINGTON BLVD. #102
 OGDEN , UT 84401

CHAPTER 7N
 CASE NUMBER

83-01488

WATER RESOURCES DEPT.
 SALEM, OREGON

ID NO: 87-0304083

ORDER FOR MEETING OF CREDITORS, COMBINED WITH NOTICE THEREOF AND OF AUTOMATIC STAY

To the debtor, his creditors and other parties in interest

An order for relief under 11 USC Chapter 7 having been entered on a petition filed by (or against) the above named debtor on **MAY 26, 1983** IT IS ORDERED, AND NOTICE IS HEREBY GIVEN, THAT:

1. A meeting of creditors pursuant to 11 U.S.C. § 341(a) shall be held at

FEDERAL BLDG ROOM 6026
 324 25TH STREET
 OGDEN, UT 84401

DATE
 JUNE 21, 1983
 HOUR
 12:00P.M.

2. The debtor shall appear in person (or, if the debtor is a partnership, by a general partner, or, if the debtor is a corporation, by its president or other executive officer) at that time and place for the purpose of being examined.

NON-APPEARANCE WILL RESULT IN THE
 DISMISSAL OF VOLUNTARY CASES.

YOU ARE FURTHER NOTIFIED THAT:

The meeting may be continued or adjourned from time to time by notice at the meeting, without further written notice to creditors. At the meeting the creditors may file their claims, elect a trustee as permitted by law, elect a committee of creditors examine the debtor and transact such other business as may properly come before the meeting.

As a result of the filing of the petition certain acts and proceedings against the debtor and his property are stayed as provided in 11 USC § 362(a).

Unless the court extends the time, any objection to the debtor's claim of exempt property (schedule B4) must be filed **WITHIN 30 DAYS AFTER THE ABOVE DATE SET FOR THE MEETING OF CREDITORS.**

IF THE DEBTOR IS AN INDIVIDUAL, **NOT APPLICABLE** IS FIXED AS THE LAST DAY FOR THE FILING OF COMPLAINTS OBJECTING TO THE DISCHARGE OF SAID DEBTOR UNDER 11 U.S.C. SEC. 727(c)(1) OR COMPLAINTS TO DETERMINE THE DISCHARGEABILITY OF ANY DEBT PURSUANT TO 11 U.S.C. SEC. 523(a). IF NO COMPLAINT UNDER SEC. 727(c)(1) IS FILED WITHIN THE TIME FIXED, THE DEBTOR WILL BE GRANTED A DISCHARGE.

PURSUANT TO 11 U.S.C. SEC. 554(a), SEC. 725, THE TRUSTEE MAY, AT THE MEETING OF CREDITORS, GIVE NOTICE OF HIS INTENTION TO ABANDON PROPERTY OF THE ESTATE THAT IS BURDENSOME OR OF INCONSEQUENTIAL VALUE TO THE ESTATE. THE TRUSTEE MAY ALSO, PURSUANT TO SEC. 363(b), GIVE NOTICE OF HIS INTENTION TO USE, SELL, OR LEASE, OTHER THAN IN THE ORDINARY COURSE OF BUSINESS, PROPERTY OF THE ESTATE. PARTIES IN INTEREST WITH OBJECTIONS MAY RAISE SAID OBJECTIONS AT THE MEETING OF CREDITORS, AND SET THE SAME FOR HEARING BEFORE THE COURT AT A LATER TIME.

PURSUANT TO THE COURT'S STANDING ORDER #19, A VOLUNTARY CASE WILL BE DISMISSED WITHOUT A HEARING WHERE: THE DEBTOR (OR DEBTOR'S ATTORNEY) FAILS TO ATTEND THE MEETING OF CREDITORS; OR WHERE SCHEDULES AND STATEMENT OF AFFAIRS ARE NOT TIMELY FILED AT LEAST SEVEN DAYS BEFORE THE MEETING OF CREDITORS (5 WORKING DAYS).

ATTORNEY FOR DEBTOR:
 GEORGE B. HANDY
 2650 WASHINGTON BLVD. #102
 OGDEN, UT 84401
 801-621-4015

APPOINTED INTERIM TRUSTEE:
 STEVEN R. BAILEY
 2564 WASHINGTON BLVD.
 OGDEN, UT 84401
 801-621-4430

IMPORTANT TO READ

DO NOT FILE CLAIMS

SEE REVERSE SIDE.

Dated: JUNE 7, 1983

By The Court

MICHAEL M. SHEPPARD
 CLERK, U.S. BANKRUPTCY COURT
 ROOM 361, U.S. COURTHOUSE
 350 S. MAIN
 SALT LAKE CITY, UT 84101

JUN 08 1983

XXXXXXXXXXXX

SUMMARY OF PROPERTY

0

SUMMARY OF DEBTS

0

87088

480575

*****\$567663

SPECIAL NOTICE It appears from the schedules of the debtor that there are assets from which any dividend can be paid to creditors. It is unnecessary for any creditor to file his claim at this time in order to share in any distribution from the estate. If it subsequently appears that there are assets from which a dividend may be paid, creditors will be so notified and given an opportunity to file their claims.

DISTRICT OF UTAH

OTHER NAMES USED:

CASE NUMBER

RICHTRON FINANCIAL CORPORATION
2650 WASHINGTON BLVD. #102

93-01489

OGDEN , UT 84401 ID NO: 87-0346559

ORDER FOR DISCHARGE HEARING COMBINED WITH NOTICE THEREOF

To the debtor, his creditors, and other parties in interest:

IT IS ORDERED AND NOTICE IS HEREBY GIVEN THAT:

1. A discharge hearing pursuant to 11 U.S.C. 524(d) shall be held at

BANKRUPTCY COURT
FEDERAL BLDG ROOM 6026
324 25TH STREET
OGDEN, UT 84401

ON NOT APPLICABLE

TIME:

2. Motions for approval of voluntary agreements to repay, on forms provided by the Court, must be filed with the Court, if at all, at least five days prior to the above discharge hearing date. The creditor's signature must appear either on the form motion or on attached documentation.
3. Contested redemption proceedings, under 11 U.S.C. sec. 722 must be scheduled on the Court's motion calendar, with the debtor providing at least 10 day's notice of the hearing to all interested parties.
4. The DEBTOR, unless a corporation or a partnership, MUST APPEAR AT THIS HEARING, and may be found in contempt of court for non-appearance. Attorneys need not appear.

DATED: JUNE 7, 1983

MICHAEL M. SHEPPARD

CLERK, U.S. BANKRUPTCY COURT
U.S. COURTHOUSE
350 S. MAIN
ROOM 361
SALT LAKE CITY, UT 84101

DISTRICT OF UTAH

OTHER NAMES USED:

IN RE

CHAPTER 7N
CASE NUMBERRICHTRON GENERAL INC.
2650 WASHINGTON BLVD. #102

83-01487

OGDEN , UT 84401 ID NO: 87-03246505

ORDER FOR MEETING OF CREDITORS, COMBINED WITH NOTICE THEREOF AND OF AUTOMATIC STAY

To the debtor, his creditors and other parties in interest.

An order for relief under 11 U.S.C. Chapter 7 having been entered on a petition filed by (or against) the above named debtor on MAY 26, 1983 IT IS ORDERED, AND NOTICE IS HEREBY GIVEN, THAT:

1. A meeting of creditors pursuant to 11 U.S.C. § 341(a) shall be held at

FEDERAL BLDG ROOM 6026
324 25TH STREET
OGDEN, UT 84401DATE
JUNE 21, 1983
HOUR
12:00P.M.

2. The debtor shall appear in person (or, if the debtor is a partnership, by a general partner, or, if the debtor is a corporation, by its president or other executive officer) at that time and place for the purpose of being examined.

NON-APPEARANCE WILL RESULT IN THE
DISMISSAL OF VOLUNTARY CASES.

YOU ARE FURTHER NOTIFIED THAT:

The meeting may be continued or adjourned from time to time by notice at the meeting, without further written notice to creditors. At the meeting the creditors may file their claims, elect a trustee as permitted by law, elect a committee of creditors, examine the debtor and transact such other business as may properly come before the meeting.

As a result of the filing of the petition, certain acts and proceedings against the debtor and his property are stayed as provided in 11 U.S.C. § 362(a).

Unless the court extends the time, any objection to the debtor's claim of exempt property (schedule B4) must be filed WITHIN 30
DAYS AFTER THE ABOVE DATE SET FOR THE MEETING OF CREDITORS.IF THE DEBTOR IS AN INDIVIDUAL, NOT APPLICABLE IS FIXED AS
THE LAST DAY FOR THE FILING OF COMPLAINTS OBJECTING TO THE DISCHARGE
OF SAID DEBTOR UNDER 11 U.S.C. SEC. 727(c)(1) OR COMPLAINTS TO DETERMINE
THE DISCHARGEABILITY OF ANY DEBT PURSUANT TO 11 U.S.C. SEC. 523(a). IF
NO COMPLAINT UNDER SEC. 727(c)(1) IS FILED WITHIN THE TIME FIXED, THE
DEBTOR WILL BE GRANTED A DISCHARGE.PURSUANT TO 11 U.S.C. SEC. 554(a), SEC. 725, THE TRUSTEE MAY, AT THE
MEETING OF CREDITORS, GIVE NOTICE OF HIS INTENTION TO ABANDON PROPERTY
OF THE ESTATE THAT IS BURDENSOME OR OF INCONSEQUENTIAL VALUE TO THE
ESTATE. THE TRUSTEE MAY ALSO, PURSUANT TO SEC. 363(b), GIVE NOTICE
OF HIS INTENTION TO USE, SELL, OR LEASE, OTHER THAN IN THE ORDINARY
COURSE OF BUSINESS, PROPERTY OF THE ESTATE. PARTIES IN INTEREST WITH
OBJECTIONS MAY RAISE SAID OBJECTIONS AT THE MEETING OF CREDITORS, AND
SET THE SAME FOR HEARING BEFORE THE COURT AT A LATER TIME.PURSUANT TO THE COURT'S STANDING ORDER #19, A VOLUNTARY CASE WILL BE
DISMISSED WITHOUT A HEARING WHERE: THE DEBTOR (OR DEBTOR'S ATTORNEY)
FAILS TO ATTEND THE MEETING OF CREDITORS; OR WHERE SCHEDULES AND
STATEMENT OF AFFAIRS ARE NOT TIMELY FILED AT LEAST SEVEN DAYS BEFORE
THE MEETING OF CREDITORS (5 WORKING DAYS).ATTORNEY FOR DEBTOR:
GEORGE B. HANDY
2650 WASHINGTON BLVD. #102
OGDEN, UT 84401
801-621-4015APPOINTED INTERIM TRUSTEE:
STEVEN R. BAILEY
2564 WASHINGTON BLVD.
OGDEN, UT 84401
801-621-4430

IMPORTANT TO READ

DO NOT FILE CLAIMS

SEE REVERSE SIDE.

SPECIAL NOTICE It appears from the schedules of the debtor that there are
no assets from which any dividend can be paid to creditors. It is unnecessary
for any creditor to file his claim at this time in order to share in any distribution
from the estate. If it subsequently appears that there are assets from which a
dividend may be paid, creditors will be so notified and given an opportunity to
file their claims.

Dated: JUNE 7, 1983

By The Court

MICHAEL M. SHEPPARD
CLERK, U.S. BANKRUPTCY COURT
ROOM 361, U.S. COURTHOUSE
350 S. MAIN
SALT LAKE CITY, UT 84101

JUN 08 1983

XXXXXXXXXXXX

SUMMARY OF PROPERTY

0

0

87738

374838

*****\$462576

SECURED

PRIORITY

UNSECURED

TOTAL DEBTS

DISTRICT OF UTAH

OTHER NAMES USED:

CASE NUMBER

RICHTRON INC.
2650 WASHINGTON BLVD. #102 83-01488
OGDEN , UT 84401 ID NO: 87-0304083

ORDER FOR DISCHARGE HEARING COMBINED WITH NOTICE THEREOF

To the debtor, his creditors, and other parties in interest:

IT IS ORDERED AND NOTICE IS HEREBY GIVEN THAT:

1. A discharge hearing pursuant to 11 U.S.C. 524(d) shall be held at
BANKRUPTCY COURT
FEDERAL BLDG ROOM 6026
324 25TH STREET
OGDEN, UT 84401
ON NOT APPLICABLE TIME:
2. Motions for approval of voluntary agreements to repay, on forms provided by the Court, must be filed with the Court, if at all, at least five days prior to the above discharge hearing date. The creditor's signature must appear either on the form motion or on attached documentation.
3. Contested redemption proceedings, under 11 U.S.C. sec. 722 must be scheduled on the Court's motion calendar, with the debtor providing at least 10 day's notice of the hearing to all interested parties.
4. The DEBTOR, unless a corporation or a partnership, MUST APPEAR AT THIS HEARING, and may be found in contempt of court for non-appearance. Attorneys need not appear.

DATED: JUNE 7, 1983

MICHAEL M. SHEPPARD
CLERK, U.S. BANKRUPTCY COURT
U.S. COURTHOUSE
350 S. MAIN
ROOM 361
SALT LAKE CITY, UT 84101

DISTRICT OF UTAH

OTHER NAMES USED:

IN RE

CHAPTER 7N
CASE NUMBERRICHTRON FINANCIAL CORPORATION
2650 WASHINGTON BLVD. #102

83-01489

OGDEN , UT 84401 ID NO: 87-0346559

ORDER FOR MEETING OF CREDITORS, COMBINED WITH NOTICE THEREOF AND OF AUTOMATIC STAY

To the debtor, his creditors and other parties in interest:

An order for relief under 11 USC Chapter 7 having been entered on a petition filed by (or against) the above named debtor on MAY 26, 1983 IT IS ORDERED, AND NOTICE IS HEREBY GIVEN, THAT:

1. A meeting of creditors pursuant to 11 U.S.C. § 341(a) shall be held at

FEDERAL BLDG ROOM 6026
324 25TH STREET
OGDEN, UT 84401DATE
JUNE 21, 1983
HOUR
12:00P.M.

2. The debtor shall appear in person (or, if the debtor is a partnership, by a general partner, or, if the debtor is a corporation, by its president or other executive officer) at that time and place for the purpose of being examined.

NON-APPEARANCE WILL RESULT IN THE
DISMISSAL OF VOLUNTARY CASES.

YOU ARE FURTHER NOTIFIED THAT:

The meeting may be continued or adjourned from time to time by notice at the meeting, without further written notice to creditors. At the meeting the creditors may file their claims, elect a trustee as permitted by law, elect a committee of creditors, examine the debtor and transact such other business as may properly come before the meeting.

As a result of the filing of the petition, certain acts and proceedings against the debtor and his property are stayed as provided in 11 USC § 362(a)

Unless the court extends the time, any objection to the debtor's claim of exempt property (schedule B4) must be filed * WITHIN 30
DAYS AFTER THE ABOVE DATE SET FOR THE MEETING OF CREDITORS.IF THE DEBTOR IS AN INDIVIDUAL, NOT APPLICABLE IS FIXED AS
THE LAST DAY FOR THE FILING OF COMPLAINTS OBJECTING TO THE DISCHARGE
OF SAID DEBTOR UNDER 11 U.S.C. SEC. 727(c)(1) OR COMPLAINTS TO DETERMINE
THE DISCHARGEABILITY OF ANY DEBT PURSUANT TO 11 U.S.C. SEC. 523(a). IF
NO COMPLAINT UNDER SEC. 727(c)(1) IS FILED WITHIN THE TIME FIXED, THE
DEBTOR WILL BE GRANTED A DISCHARGE.PURSUANT TO 11 U.S.C. SEC. 554(a), SEC. 725, THE TRUSTEE MAY, AT THE
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OF THE ESTATE THAT IS BURDENSOME OR OF INCONSEQUENTIAL VALUE TO THE
ESTATE. THE TRUSTEE MAY ALSO, PURSUANT TO SEC. 363(b), GIVE NOTICE
OF HIS INTENTION TO USE, SELL, OR LEASE, OTHER THAN IN THE ORDINARY
COURSE OF BUSINESS, PROPERTY OF THE ESTATE. PARTIES IN INTEREST WITH
OBJECTIONS MAY RAISE SAID OBJECTIONS AT THE MEETING OF CREDITORS, AND
SET THE SAME FOR HEARING BEFORE THE COURT AT A LATER TIME.PURSUANT TO THE COURT'S STANDING ORDER #19, A VOLUNTARY CASE WILL BE
DISMISSED WITHOUT A HEARING WHERE: THE DEBTOR (OR DEBTOR'S ATTORNEY)
FAILS TO ATTEND THE MEETING OF CREDITORS; OR WHERE SCHEDULES AND
STATEMENT OF AFFAIRS ARE NOT TIMELY FILED AT LEAST SEVEN DAYS BEFORE
THE MEETING OF CREDITORS (5 WORKING DAYS).ATTORNEY FOR DEBTOR:
GEORGE B. HANDY
2650 WASHINGTON BLVD. #102
OGDEN, UT 84401
801-621-4015APPOINTED INTERIM TRUSTEE:
STEVEN R. BAILEY
2564 WASHINGTON BLVD.
OGDEN, UT 84401
801-621-4430

IMPORTANT TO READ

DO NOT FILE CLAIMS

SEE REVERSE SIDE.

Dated: JUNE 7, 1983

By The Court

MICHAEL M. SHEPPARD
CLERK, U.S. BANKRUPTCY COURT
ROOM 361, U.S. COURTHOUSE
350 S. MAIN
SALT LAKE CITY, UT 84101

JUN 08 1983

XXXXXXXXXXXX

SUMMARY OF PROPERTY

0

SUMMARY OF DEBTS

0

85088

367800

*****\$452888

DISTRICT OF UTAH

OTHER NAMES USED:

CASE NUMBER

RICHTRON GENERAL INC.
2650 WASHINGTON BLVD. #102

83-01487

OGDEN , UT 84401 ID NO: 87-03246505

ORDER FOR DISCHARGE HEARING COMBINED WITH NOTICE THEREOF

To the debtor, his creditors, and other parties in interest:

IT IS ORDERED AND NOTICE IS HEREBY GIVEN THAT:

1. A discharge hearing pursuant to 11 U.S.C. 524(d) shall be held at

BANKRUPTCY COURT
FEDERAL BLDG ROOM 6026
324 25TH STREET
OGDEN, UT 84401

ON NOT APPLICABLE

TIME:

2. Motions for approval of voluntary agreements to repay, on forms provided by the Court, must be filed with the Court, if at all, at least five days prior to the above discharge hearing date. The creditor's signature must appear either on the form motion or on attached documentation.
3. Contested redemption proceedings, under 11 U.S.C. sec. 722 must be scheduled on the Court's motion calendar, with the debtor providing at least 10 day's notice of the hearing to all interested parties.
4. The DEBTOR, unless a corporation or a partnership, MUST APPEAR AT THIS HEARING, and may be found in contempt of court for non-appearance. Attorneys need not appear.

DATED: JUNE 7, 1983

MICHAEL M. SHEPPARD

CLERK, U.S. BANKRUPTCY COURT
U.S. COURTHOUSE
350 S. MAIN
ROOM 361
SALT LAKE CITY, UT 84101

WARRANTY DEED

MERRILL H. GLENN, called Grantor herein, hereby conveys to VALMONT CREDIT CORPORATION, called Grantee herein, the following described real property:

Land in the County of Harney, State of Oregon, to-wit:

In Twp. 33 S., R. 31 E., W.M.:

Sec. 3: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$.

Sec. 4: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 8: E $\frac{1}{2}$.

Sec. 9: All.

Sec. 10: W $\frac{1}{2}$.

Application No. 2-11858

Permit No. G10872

and covenants that Grantor is the owner of the above described real property, free of all encumbrances, except:

SUBJECT TO (1)RESERVATIONS in deeds from Harney County, Oregon, recorded Sept. 5, 1953, in Book 57, Page 212, and recorded Sept. 5, 1953 in Book 57, Page 214, Deeds, reserving a right for a right of way for county roads; (2)MINERALS reserved by Sam E. Smiley and Wanza D. Smiley, husband and wife, as to an undivided one-fourth interest therein, in Deed recorded on Aug. 1, 1960, in Book 68, Page 48 of Deeds, and all rights of the said Sam E. Smiley and Wanza D. Smiley, husband and wife; (3)ANY CLAIMS of Valmont Credit Corporation by reason of judgment in Case No. 8228, Valmont Credit Corporation vs. Richtron Financial Corporation, et al, in Circuit Court of Harney County; Oregon; (4)AS DISCLOSED by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest;

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The consideration for this transfer is THREE HUNDRED EIGHTY THOUSAND DOLLARS (\$380,000.00) including Mortgage.

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

DATED: Oct 27, 1983.

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

Merrill H. Glenn
MERRILL H. GLENN

STATE OF UTAH)
County of Salt Lake) ss.

Personally appeared the above named Merrill H. Glenn and acknowledged the foregoing instrument to be his voluntary act and deed. October 27, 1983

(SEAL) Before Me:

Kim A. Soper
Notary Public for Salt Lake City, Utah
My commission expires: June 25, 1987

TA

BARGAIN AND SALE DEED—STATUTORY FORM
CORPORATE GRANTOR

VALMONT CREDIT CORPORATION

duly organized and existing under the laws of the State of Nebraska a corporation
 VALMONT INDUSTRIES, INC. Grantor, conveys to
 Grantee,

the following described real property situated in Harney County, Oregon, to-wit:
 In Twp. 33 South, Range 31 East, W.M.:

- Sec. 3: Lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$.
 Sec. 4: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$.
 Sec. 8: E $\frac{1}{2}$.
 Sec. 9: All.
 Sec. 10: W $\frac{1}{2}$.

COPY

together with personal property consisting of 4 wells, 3-100 horsepower motors and pumps,
 1-300 horsepower motor and 125 horsepower booster motor and pump, 8 Valley Center Pivot
 Irrigation Systems and connecting mainline pipes and electrical system complete.

Application No. 9-11858
 Permit No. G10872

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The true consideration for this conveyance is \$ 1. (Here comply with the requirements of ORS 93.030)
 To correct ownership records.

Done by order of the grantor's board of directors with its corporate seal affixed on September 12, 19 88

(CORPORATE SEAL)

VALMONT CREDIT CORPORATION

By Lee Salmans President
 Lee Salmans, Attorney in Fact
 By Secretary

NEBRASKA

STATE OF OREGON, County of Douglas ss: September 12, 19 88
 Personally appeared Lee Salmans, attorney in fact and xxx

~~was, each being first duly sworn, did say that the foregoing is the true and correct copy of the original instrument as the same appears from the records of the County of Douglas, State of Oregon, and that the seal~~
~~affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed~~
~~and sealed by the board of directors of said corporation by authority of its board of directors; and each of them acknowledged~~
~~said instrument and deed.~~

(OFFICIAL SEAL)

NOTARY PUBLIC, State of Nebraska
 THOMAS P. EGAN, JR.
 My Comm. Exp. Oct 31, 1991

Before me: Thomas P. Egan, Jr.
 Notary Public for Oregon; My commission expires: 10/31/91
 Nebraska

BARGAIN AND SALE DEED

Valmont Credit Corporation
 Valmont Industries, Inc.
 Valley, NE 68064

GRANTOR

GRANTEE

GRANTEE'S ADDRESS, ZIP

After recording return to:

Cramer & Cramer, Attorneys
 P.O. Box 646
 Burns, OR 97720

NAME, ADDRESS, ZIP

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

Valmont Industries, Inc.
 Valley, NE 68064

NAME, ADDRESS, ZIP

SPACE RESERVED
 FOR
 RECORDER'S USE

STATE OF OREGON

County of ss.

I certify that the within instru-
 ment was received for record on the
 day of , 19 ,
 at o'clock M., and recorded
 in book on page or as
 file/reel number ,
 Record of Deeds of said County.

Witness my hand and seal of
 County affixed.

Recording Officer
 By Deputy

Application No. 9-11858

Permit No.

RECEIVED

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Ground Water

ASSIGNED

I, VALMONT INDUSTRIES, INCCarl Thomas2055 S. Spencer #124Las Vegas, NV 89119
(Name of Applicant)of W. Highway #275

(Mailing Address)

Valley

(City)

State of Nebraska68064

(Zip Code)

Phone No. (402) 359-2201

do hereby

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

1. The development will consist of One Well

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

having a diameter of 16 in.s and an estimated depth of 575 feet.2. The well or other source is to be located 1307 ft. South and 1339 ft. East

(N. or S.)

(E. or W.)

from the NW corner of Section 10, T.33S., R.31E., W.M., Harney

(Public Land Survey Corner)

County, Oregon

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

being within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ ofSec. 10 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 $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
<u>33 S.</u>	<u>31 E.</u>	<u>10</u>	<u>NW, NW</u>	<u>40.0</u>
			<u>NE, NW</u>	<u>40.0</u>
			<u>SE, NW</u>	<u>40.0</u>
			<u>SW, NW</u>	<u>40.0</u>
			<u>Total =</u>	<u>160.0 acres</u>

4. It is estimated that 575 feet of the well will require .16" dia. stl. casing.
(Kind)5. Depth to water table is estimated 90 ft., Well drilled by Highland Drilling Co.

(Feet)

Lawen, Oregon 97740License No. 577

200⁰⁰ 27
 100⁰⁰ 10
 300⁰⁰ 150
 600⁰⁰

6. The amount of water which the applicant intends to apply to beneficial use is2.00.... cubic feet per second or898..... gallons per minute.

7. The use to which the water is to be applied island irrigation of alfalfa.....
.....and other hay crops.....

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.

Development consists of an existing 16" well, drilled in 1978, connected
to a 1320 ft. radius irrigation pivot, and as shown on the attached
Water Rights Application Map.

11. Construction work will begin on or before.....Well was drilled as of Dec. 21, 1977.

12. Construction work will be completed on or before.....Dec. 21, 1977.....

13. The water will be completely applied to the proposed use on or before.....Fall 1988 or 1989 Crop Season

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

Application No. 9-11858

Permit No.

Remarks: Please note exhibits and letter enclosed with this application regarding the insolvency of Richtron Financial, subsequent foreclosure and transition to the current owner, Valmont Industries, Inc.

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

J. Lee Sumner
Signature of Applicant

Asst. Secretary

Valmont Industries, Inc.

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 10th day of October, 1988, at 3 o'clock P.M.

Application No. 2-11858

Permit No.

Application No. 2-11858

Permit No.

PC
NCR

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 2.0 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 of 160.0 acres

If for irrigation, this appropriation shall be limited to 1/20 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 Oct 10, 1988

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

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