



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

A. Individuals

Applicant: Leonard & Caroll Ferrara
First Last

Mailing address: 4258 Beagle Road

White City OR 97503
City State Zip

Phone: 541-826-8270
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of organization: _____

Name and title of person applying: _____

Mailing address of organization: _____

_____ City State Zip

Phone: _____ Day Evening

*Fax: _____ *E-Mail address: _____

* Optional information

RECEIVED

SEP 21 2007
 WATERRESOURCES DEPT
 SALEM OREGON

For Department Use		
App. No. <u>G-16934</u>	Permit No. _____	Date _____

2. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (Skip to section 3 "Ground water Development.")
- No (Please check the appropriate box below.)
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or easement permitting access.
 - Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 2

Name of nearest surface water body: Constance Creek

Distance from well(s) to nearest stream or lake: 1) 2251 (this creek goes dry in May or June)

2) 2193 3) _____ 4) _____

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head. 1) 80 feet above the creek elevation at nearest point

2) 80 feet above the creek 3) _____ 4) _____

B. Well Characteristics

Wells must be constructed according to standards set by the Department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to section 4 of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

Well(s) will be constructed by: See well log Jack 3425 existing (well 2 not drilled and driller not selected)

Address: _____

Completion date: Well 1 completed July 3, 1981. Well 2 drilled by October 2009 if needed.

RECEIVED

**SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON**

G-16934

Please provide a description of your well development. *(Attach additional sheets if needed.)*

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	6"	1/4" steel	20	NA	19'	18'	98	1/2" plug	160
2	6"	1/4" steel	20	NA	19'	18'	98	1/2" plug	250

Note: Well numbers in this listing must correspond to well locations(s) shown on accompanying map.

If well log is not available, or well is not yet constructed, you must provide: proposed total depth, depth of casing and seal, and the anticipated perforation and open intervals.

C. Artesian Flows

If your water well is flowing artesian, describe your water control and conservation works:

NA

4. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

RECEIVED

SEP 21 2007

**WATER RESOURCES DEPT
SALEM OREGON**

G-16934

B. Amount of Water

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	Sandstone Blue	irrigation	67.8	9.86 million	45
2	Sandstone Blue	irrigation	needed if	well 1 is	less than 67.8

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 0.15 CFS
(The fees for your application will be based on this amount.)

D. Period of Use

Indicate the time of year you propose to use the water: April 1 through October 31
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

E. Acreage

If you will be applying water to land, please give the total number of acres where water will be applied or used: 12.1 acres
(This number should be consistent with your application map.)

5. WATER MANAGEMENT

A. Diversion

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

- Pump (give horsepower and pump type): 2 HP submersible each well (or 4 HP if well 1 produces)
- Other means (describe): _____

B. Transport

How will you transport water to your place of use?

- Ditch or canal (give average width and depth):
Width _____ Depth _____
- Is the ditch or canal to be lined? Yes No
- Pipe (give diameter and total length):
Diameter 4 inch Length 600 feet
- Other (describe) _____

RECEIVED
SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

C. Application/Distribution Method

What equipment will you use to apply water to your place of use? _____

Irrigation or land application method (check all that apply):

- Flood
- High-pressure sprinkler
- Low pressure sprinkler
- Drip
- Water cannons
- Center pivot system
- Hand lines
- Wheel lines
- Siphon tubes or gated pipe with furrows
- Other, describe _____

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open canal

D. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

Use of in ground and hand mover sprinkler system. The irrigation is for pasture and landscape. Sprinkler system is the most practical for the terrain, slope and soil type of this property. The area to be irrigated is of uneven slope with scattered trees, the soil is high in clay.

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: March 2008

Proposed date construction will be completed: October 2009

Proposed date beneficial water use will begin: May 2010

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

It is hoped that well 1 will supply the required amount of water. Well 2 listed herein will be drilled only if the flow from well 1 is not adequate.

RECEIVED

SEP 21 2007

WATER RESOURCES DEPT
SALEM OREGON

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all information provided in this application is true and correct to the best of my knowledge:

Leonard Ferrara x *Carol L. Ferrara* Sept 18, 2007
Signature of Applicant (If more than one applicant, all must sign.) Date

Before you submit your application be sure you have:

- ✓ Answered each question completely.
- ✓ Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- ✓ Included a Land Use Information Form or receipt stub signed by a local official.
- ✓ Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us

Ground Water/6

RECEIVED
SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

G-116934

**WATER WELL REPORT
STATE OF OREGON**

*JACK
3425
nc*

RECEIVED

JUL 9 1981

State Well No.

355/2W-12 dc

**WATER RESOURCES DEPT
SALEM, OREGON**

Permit No.

(1) OWNER:

Name Ernie Javier
Address 4258 Begal Road
City Wagle Point, State Or

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary Air Driven Rotary Mud Dug Cable Bored

(4) PROPOSED USE (check):

Domestic Industrial Municipal Irrigation Test Well Other Thermal: Withdrawal Reinjection

(5) CASING INSTALLED:

Steel Plastic Threaded Welded

6" Diam. from +1 ft. to 19 ft. Gauge 1.250
" Diam. from _____ ft. to _____ ft. Gauge _____

LINER INSTALLED:

" Diam. from _____ ft. to _____ ft. Gauge _____

(6) PERFORATIONS:

Perforated? Yes No

Type of perforator used _____

Size of perforations _____ in. by _____ in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No

Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot Size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot Size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom? _____
" _____ gal./min. with _____ ft. drawdown after _____ hrs.
Air test 45 gal./min. with drill stem at 160 ft. _____ hrs.
Bailer test _____ gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m.
Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Special standards: Yes No

Well seal—Material used Cement
Well sealed from land surface to 19 ft.
Diameter of well bore to bottom of seal 6 in.
Diameter of well bore below seal _____ in.
Number of sacks of cement used in well seal _____ sacks
How was cement grout placed? Pressure Grout
from the bottom of
Was pump installed? _____ Type _____ HP _____ Depth _____ ft.
Was a drive shoe used? Yes No Plug _____ Size: location _____ ft.
Did any strata contain unusable water? Yes No
Type of Water? _____ depth of strata _____
Method of sealing strata off _____
Was well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Jackson Driller's well number 514-1
SW 4 SE 4 Section 12 T. 35S R. 2W W.M.
Tax Lot # 415 Lot _____ Blk _____ Subdivision _____
Address at well location: 4258 Begal Rd.

(11) WATER LEVEL: Completed well.

Depth at which water was first found 98 ft.
Static level 18 ft. below land surface. Date 3 Jun 81
Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing _____ ft.

Depth drilled 160 ft. Depth of completed well 160 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
<u>Soil</u>	<u>0</u>	<u>1</u>	
<u>CLAY</u>	<u>1</u>	<u>4</u>	
<u>SANDSTONE</u>	<u>4</u>	<u>13</u>	
<u>SANDSTONE</u>	<u>13</u>	<u>96</u>	
<u>SANDSTONE</u>	<u>96</u>	<u>98</u>	
<u>SANDSTONE</u>	<u>98</u>	<u>101</u>	<u>18</u>
<u>SANDSTONE</u>	<u>101</u>	<u>133</u>	
<u>SANDSTONE</u>	<u>133</u>	<u>134</u>	<u>18</u>
<u>SANDSTONE</u>	<u>134</u>	<u>160</u>	

RECEIVED

SEP 21 2007

WATER RESOURCES DEPT
SALEM OREGON

Work started 3 Jun 81 1981, Completed 3 Jun 81 1981
Date well drilling machine moved off of well _____

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] _____ Date 3 Jun 1981
(Drilling Machine Operator)

Drilling Machine Operator's License No. 819

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name Herzold & Associates
(Person, firm or corporation) (Type or print)

Address 2691 W. Wagle Point Rd.

[Signed] _____
(Water Well Contractor)

Contractor's License No. 619 Date 2 Jun 1981

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date of well completion.

SP-12658-680



Oregon Water Resources Department

FORM I

FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

Primary Supplemental

If supplemental, please indicate the number of acres that will be irrigated for each type of use.

Primary: 12.1 Acres

Secondary: _____ Acres

List the permit or certificate number of the primary water right: No. _____

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

- 1. Pasture / hay [checked] Full season [] Partial season (from: Apr to Oct)
2. Landscape [checked] Full season [] Partial season (from: Apr to Oct)
3. [] Full season [] Partial season (from: to)
4. [] Full season [] Partial season (from: to)

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

30.25 acre-feet

(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

- [] Daily during daytime hours [] Daily during nighttime hours
[] Two or three times weekly during daytime [] Two or three times weekly during nighttime
[] Weekly, during daytime hours [] Weekly, during nighttime hours
[checked] Other, explain: as needed to replace evapotranspiration

RECEIVED

SEP 21 2007

WATER RESOURCES DEPT SALEM OREGON

G-16934

JACKSON COUNTY PLANNING
18 S OAKDALE AVE RM 100
MEDFORD, OR. 97501-2902

JACKSON COUNTY DEVELOPMENT SERVICES

9/18/2007

11:53:33AM

RECEIPT OF PAYMENT

TERMINAL I.D.: 0054070000000228224001

MERCHANT #: 000228224

MASTERCARD
*****0013

SALE
RECORD #: 4 INV: 000004
DATE: SEP 18, 07 TIME: 11:46
BATCH: 109 AUTH: 046554

10700000000007708

Receipt Date: 09/18/2007

TOTAL \$53.00

Description	Revenue Account No	Amount Paid
LUC Application Fee	3701040000.351149	53.00
Line Item Total:		\$53.00

LEONARD FERRARA

I AGREE TO PAY ABOVE TOTAL AMOUNT
ACCORDING TO CARD ISSUER AGREEMENT
(MERCHANT AGREEMENT IF CREDIT VOUCHER)

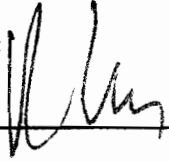
CUSTOMER COPY

Bank No	Account No	Confirm No	How Received	Amount Paid
ARA		rmi	In Person	53.00
Payment Total:				\$53.00

Balance

Payment Received By:

(staff signature)



RECEIVED

SEP 21 2007

WATER RESOURCES DEPT
SALEM OREGON

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

* Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.

table 4.2-1 Use # 1

- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

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

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

Farm use is allowed outright
in the EFCU zone

ZON2007-01986

RECEIVED

SEP 21 2007

WATER RESOURCES DEPT
SALEM OREGON

Name: Robert McKay Title: Planner I
 Signature: R McKay Phone: 541 774 6959 Date: 9.18.07
 Government Entity: Jackson County Development Services

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Leonard Ferrara
Mailing Address: 4258 Beagle Road
City: White City State: OR Zip: 97503 Day Phone: 541-826-8270

This application is related to a Measure 37 claim. Yes No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
35 S	2 W	12	NW SE	352W12-415	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
35 S	2 W	12	SW SE	352W12-402	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Jackson County

B. Description of Proposed Use

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

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

Exchange of Water

RECEIVED
SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

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

Estimated quantity of water needed: 30.25 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-municipal Instream Other _____

Briefly describe: The application is for the use of ground water to irrigate 12.1 acres of pasture and landscape.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.



LAND-USE COMPATABILITY STATEMENT

THIS DOCUMENT IS SOLELY FOR THE PURPOSES OF REPLYING TO ANOTHER AGENCY'S REQUEST FOR COMMENTS! THIS IS NOT A LAND-USE PERMIT.

ZONING:

ZIS NUMBER: ZON2007-01986

SITE ADDRESS: 4258 BEAGLE RD

PROJECT: ZON2007-01986

PRIMARY PARCEL NUMBER: 35-2W-12-415

PRINT DATE: 09/18/2007

ASSOCIATED LOTS:

LAST UPDATED: 09/18/2007 12:00:00AM

FERRARA LEONARD C/CAROL L
Address: 4258 BEAGLE RD WHITE CITY, OR 97503

Primary Owner

FERRARA LEONARD C/CAROL L
4258 BEAGLE Unit WHITE CITY, OR 97503

Owner

FERRARA LEONARD C/CAROL L
4258 BEAGLE Unit WHITE CITY, OR 97503

Owner

FERRARA LEONARD C/CAROL L

PURPOSE OF LUC/ PROJECT DESCRIPTION:

LUCS for WRD

GENERAL LUC INFORMATION:

09/18/2007: APPLICATION FOR WATER RIGHTS OT IRIGATE PASTURE USE FOR FALLOW DEER. OPERATION IS REGISTERED WITH ODF&W. FARM USE IS PERMIITED BY RIGHT IN THE EFU ZONE DISTRICT. RIVY

There are no overlays currently identified for this case. This does not necessarily mean there are no overlays applicable to this property.

There are no structures / improvements identified under the Structure/Size section of this case.

RECEIVED

There are no structures / improvements identified under the Height / Setback section of this case.

SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

CONDITION DETAILS:

<u>Condition</u>	<u>Hold Level</u>	<u>Edited</u>	<u>Status</u>
			

9-18-07

00 25750

JACKSON COUNTY TITLE
DIVISION OF OREGON TITLE INSURANCE COMPANY
502 W. Main Street (P. O. Box 218) Medford, OR 97501 (541) 779-2811

93093cs

1100

TENANTS BY ENTIRETY
WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that ,

Ernesto Javier

hereinafter called the Grantor, for the consideration hereinafter stated, to Grantor paid by

Leonard C. Ferrara and Carol L. Ferrara

husband and wife, Grantees, do hereby grant, bargain, sell and convey unto the Grantees, as tenants by the entirety, the heirs of the survivor and their assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of JACKSON , State of Oregon, described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof

TO HAVE AND TO HOLD the same unto the said Grantee and Grantee's heirs, successors and assigns forever.

And Grantor hereby covenants to and with Grantees and the heirs of the survivor and their assigns, that Grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, EXCEPT

See Exhibit "A" attached hereto and made a part hereof

and that Grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

THE TRUE AND ACTUAL CONSIDERATION paid for this transfer, stated in terms of dollars is \$ 325,000.00

WHERE THE CONTEXT SO REQUIRES, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to individuals and to corporations.

IN WITNESS WHEREOF, the grantor has executed this instrument this 15 day of June, 2000.

"THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930."

Ernesto Javier

[Handwritten signature of Ernesto Javier]

STATE OF OREGON
COUNTY OF Jackson

The foregoing instrument was acknowledged before me this 15 day of June, 2000.

by Ernesto Javier

[Handwritten signature of Notary Public]
Notary Public for Oregon
My commission expires 9/22/00

Mail Tax Statements to:

Grantees
4358 Beagle Rd
White City, OR 97503



RECEIVED

SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

6-16934

EXHIBIT A

TRACT A: The West 1100.0 feet of the South 421.0 feet of the Northwest Quarter of the Southeast Quarter, and the North 170.0 feet of the Southwest Quarter of the Southeast Quarter, less the East 220.0 feet of said North 170.0 feet, all in Section 12, Township 35 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon. EXCEPTING THEREFROM the West 60.0 feet.

(Code 6-03, Account #1-15259-5, Map #352W12, Tax Lot #415)
(Code 6-04, Account #1-60597-5, Map #352W12, Tax Lot #415)
(Code 6-03, Account #1-15246-3, Map #352W12, Tax Lot #402)

TRACT B: Commencing at the quarter corner on the south line of Section 12, Township 35 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North along the center Section line 40.0 feet to the North line of Beagle Road (County Road); thence continue North along said center Section line 555.0 feet to the true point of beginning; thence East 485.0 feet; thence North 555.0 feet; thence West 485.0 feet, more or less, to the center Section line of said Section 12; thence South along said line, 555.0 feet, more or less, to the true point of beginning. EXCEPTION THEREFROM the West 60 feet thereof.

(Code 6-03, Account #1-15257-9, Map #352W12, Tax Lot #413)

TRACT C: Commencing at the intersection of the north line of Beagle Road and the west line of the Southeast Quarter of Section 12, Township 35 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon; thence North along said west line of the Northeast Quarter of Section 12, a distance of 555.0 feet to the true point of beginning; thence East 60.0 feet; thence North and parallel with the west line of said Northeast Quarter of Section 12, a distance of 1149.22 feet; thence West 60.0 feet to the west line of said Northeast Quarter of Section 12; thence South 1149.22 feet to the true point of beginning.

(Code 6-03, Account #1-57134-9, Map #352W12, Tax Lot #421)

SUBJECT TO:

1. The premises herein described have been zoned or qualified for "Farm Use" tax assessment. At such time as said land is disqualified for such "Farm Use", the property will be subject to additional taxes and interest, and possible statutory penalty.
2. The premises herein described are within the Sams Valley Irrigation District, notice of which appears in instrument recorded May 29, 1980 as No. 80-10053 of the Official Records of Jackson County, Oregon, and are subject to the statutory powers thereof, including the power of assessment.
3. Water and mineral rights, all rights of way for canals and ditches, reserved in deed recorded July 13, 1948 in Volume 301 page 170 of the Deed Records of Jackson County, Oregon.
4. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to PacifiCorp, an Oregon corporation, or its predecessor in interest, by instrument(s) recorded November 7, 1958 in Volume 463, page 368, of the Deed Records of Jackson County, Oregon.
5. Right(s) of way for the transmission and distribution of electricity, and for other purposes, granted to PacifiCorp, an Oregon corporation, or its predecessor in interest, by instrument(s) recorded September 5, 1967 as No. 67-08720 of the Official Records of Jackson County, Oregon.
6. Easement for ingress and egress granted by instrument recorded November 9, 1970 as No. 70-11231 of the Official Records of Jackson County, Oregon. (Affects Tract C)
7. Covenant to bear a share in the cost of construction, maintenance, or repair of Road Use and Maintenance Agreement which was granted over adjacent property by instrument, subject to the terms and provisions thereof, recorded August 29, 1973 as No. 73-13441, Official Records, Jackson County, Oregon.

RECEIVED
SEP 21 2007
WATER RESOURCES DEPT
SALEM OREGON

Jackson County, Oregon
Recorded
OFFICIAL RECORDS

JUN 20 2000

2:10 PM

Stephen J. Reed
COUNTY CLERK