

June 25, 2008



Boatwright Engineering Inc.

2613 12th ST SE, SALEM, OREGON 97302
civil engineers • land surveyors

503 363-9225 FAX 363-1051

Lisa Jaramillo
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

Re: **GRAND RONDE COMMUNITY WATER ASSOCIATION
T-10247**

Dear Lisa,

The modified application that is attached proposes to change our previously filed Exchange Application, which is referenced above. That application sought to replace Cow Creek water with Spring water, tributary to Rock Creek. Today's application seeks to permanently transfer the Cow Creek water to Instream Use for the benefit of the Oregon Department of Fish and Wildlife.

This transfer is intended to serve as mitigation for our Surface Water application for the same Spring water, should it be approved. Our Surface Water application is also attached.

As such, we request that processing of this Transfer Application be delayed until it is deemed acceptable as mitigation for the year-round Surface Water request. We will not relinquish this Cow Creek right unless it serves to process a favorable Surface Water right for the Springs.

Please keep us informed as to any requirements we need to meet to make both the Surface and Transfer applications process smoothly.

Sincerely,

A handwritten signature in cursive script that reads "Jeanne Boatwright". The signature is written in black ink and includes a horizontal line extending to the right.

Jeanne Boatwright

Enclosure: Application for Water Right Transfer
Application for a Permit to Use Surface Water

CC: Karl Ekstrom, manager
Grand Ronde Community Water Association

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WATER RESOURCES DEPT
SALEM, OREGON



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

Application for a Permit to Use Surface 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

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A. Individuals

Applicant: _____
First Last

Mailing address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

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

Name of organization: Grand Ronde Community Water Association

Name and title of person applying: Karl Ekstrom, manager

Mailing address of organization: P.O. Box 253

Grand Ronde Oregon 97347
City State Zip

Phone: 503-879-5624
Day Evening

*Fax: 503-879-5449 *E-Mail address: grwater@viclink.com

* Optional information

For Department Use

App. No. _____ Permit No. _____ Date _____

2. SOURCE AND PROPERTY OWNERSHIP

A. The Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Spring A Tributary to: Rock Creek
Source 2: Spring B Tributary to: Rock Creek
Source 3: Spring C Tributary to: Rock Creek
Source 4: _____ Tributary to: _____

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

B. Applications to Use Stored Water

Complete this section if any source listed in item 2A above is stored water.

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Do you, or will you, own the reservoir(s) described in item 2A above?

- Yes.
- No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 2A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

- By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:
 - A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
 - A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

C. Property Ownership

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

Yes (Please check appropriate box below then skip to section 3 'Water Use')

There are no encumbrances

This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

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.

Stimson Lumber Company

P.O. Box 68

Forest Grove, Oregon 97116

*Water will be used within the Grand Ronde CWA Service Area

3. 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**

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B. Amount of Water

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

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

Source	Type of use	Amount
Spring A	QM	0.36* <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
Spring B	QM	0.36* <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
Spring C	QM	0.36* <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
* See Remarks		<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

C. Period of Use

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

D. Acreage

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

4. WATER MANAGEMENT

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A. Diversion

What method will you use to divert water from the source?

- Pump (give horsepower and pump type): _____
- Head-gate (give dimensions): _____
- Other means (describe): spring box to gravity pipeline

B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and duty) and you are not wasting water?

- Weir Meter Periodic Sampling
- Other means (describe): _____

C. 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

<input checked="" type="checkbox"/> Pipe (give diameter and total length):	12"	17,100'	(3.24 mi)
		16,500'	(3.13 mi)
Diameter	8"	61,200'	(11.59 mi)
	6"	136,400'	(25.83 mi)
	4"	19,000'	(3.6 mi)
<input type="checkbox"/> Other (describe)	2.3"		

D. Application/Distribution Method

What equipment will you use to apply water to your place of use? metered service connections

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 _____

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Distribution method

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

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E. Conservation

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

water will be collected in an underground spring box and immediately into the piped transport system to our reservoir

5. RESOURCE PROTECTION

A. Protection Practices

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

Diversion will be screened to prevent uptake of fish and other aquatic life.

Describe planned actions: N/A

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions: N/A - but upon completion of the

collection box and piping system the area will be replanted with grass and native vegetation to prevent erosion of the area.

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe: N/A

Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe: N/A

Other: _____

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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: Permit date + 5 years

Proposed date construction will be completed: Permit date + 50 years

Proposed date beneficial water use will begin: Permit date + 6 years

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.

3.B - Total right will not exceed 0.36 cfs, but we
do not know how much will be withdrawn from
any 1 spring at any given moment.

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 points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

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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:



Signature of Applicant (If more than one applicant, all must sign.)

6-12-08

Date

RON SMITH, CHAIRMAN
GRAND RONDE COMMUNITY WATER ASSOCIATION

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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



Oregon Water Resources Department

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FORM M

FOR MUNICIPAL AND QUASI MUNICIPAL WATER SUPPLIES

Unless otherwise noted, water use information should be in acre-feet per year (AFY).
1 acre-foot is equal to 325,851 gallons.

Background Information

Name of water supplier: Grande Ronde Community Water Association

Name and size of area to be served: Community of Grand Ronde and environs - 83 square miles
(in square miles)

Present population of service area: 2272 (909 x 2.5)
(Contact county planning staff, if needed.)

Projected population in 20 years: 2466 (yr-2030) Polk County Water Providers, Regional Water Needs Assessment Final Report June 2004
(Cite source and year. For example: "20,595 Based upon 1995 Portland State University projections.")

List present water rights and permits held:

Date of Issuance:	Natural Source of Water:	Amount Permitted:	Utilization:
T-3379 priority 9-22-1943	Springs, trib to Rock Ck	0.30 cfs	QM
Pmt 41436 priority 2-10-1975	Springs, trib to Rock Ck	0.44 cfs	DO & STK
Pmt 41437 priority 2-10-1975	Springs, trib to Rock Ck	0.44 cfs	QM

Water Use

Average yearly demand: 280 AFY Year: 2007

Per-capita daily consumption (in gallons): 100.25
(Divide average annual water sales by population to arrive at consumption, then divide by 365 to get daily values.)

Peak season (by month/day): 7/1 to 9/30 Total peak season demand: 113.62 Acre-feet

Peak season per-capita daily consumption: 161.62
(Divide total peak season demand by population and the number of days during the peak.)

Annual amount of water:

produced: 105,562,000 gal
(diverted or pumped)

delivered: 91,107,825 gal

Is your system fully metered? Yes No

Describe your rate structure: increasing rate
(e.g. flat rate, increasing or decreasing block rate or combination of different systems)

Request for Water

A. Discuss the reason(s) for your request for additional water
(e.g. loss of current supply, peak demand, growth, or other): _____

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Current and projected growth resulting in increasing peak demand.

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B. How long is the amount of water requested in this application expected to meet future needs?
(e.g. until the year 2040) _____ 2058 _____

C. Briefly discuss operation of water system and the most constraining component of the system:
Gravity fed system from spring source to storage and system. Pump stations to reservoirs and service areas across valley at higher elevations. Population and related water demand is the most constraining portion of system. Water rights are being acquired for future needs.

D. Percentage of water use by type:

Residential: <u>98.9%</u>	Commercial: <u>0.9%</u>
Public Authority: <u>0.0078%</u>	Agricultural: <u>0.19%</u>
Unaccounted for use: <u>0</u>	Industrial: <u>98.9%</u>
Other (specify use): _____	

E. List cost to implement proposed request.

Compare cost and benefits with other water supply, or combination of supply options. This should include water efficiency measures such as replacing current showerheads with low-flow types. (Attach documentation, as available.)

There are no other supply options available. Restrictions on the Yamhill River basin eliminate the availability of additional water rights on its tributaries. Ground water is not available in any quantity or quality to be a viable source. Estimated cost to develop springs and connect to existing system is \$100,000.00

F. How and by how much will your proposed water use efficiency programs increase efficiency?
(Express as a percentage of per-capita consumption.)

We do not have any efficiency programs proposed at this time.

Report for

Polk County Water Providers

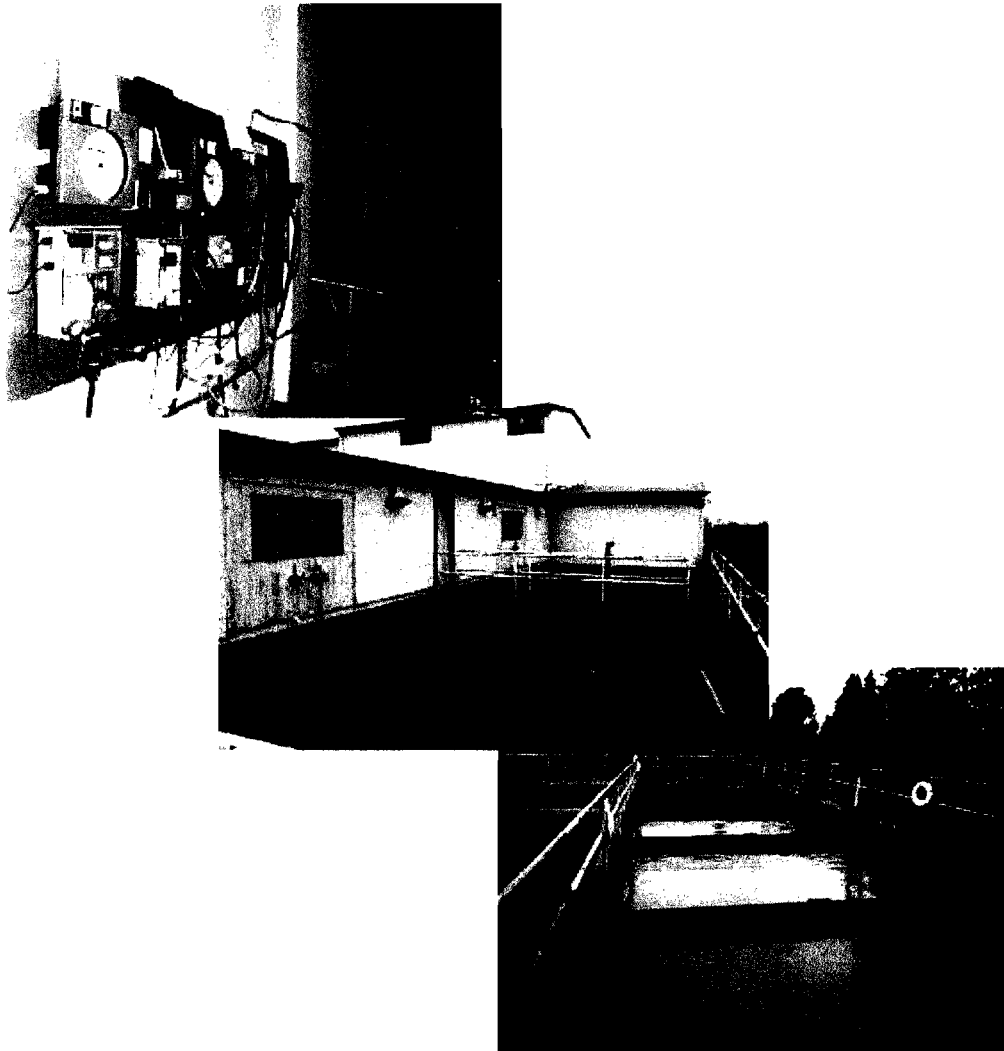
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**Regional Water Needs Assessment
Final Report**

June 2004



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Table 2-1
Polk County
Population Forecast

City/Water Association/Water District/Water Authority	2000	2020	2025	2030	2035	2040
Dallas ¹	12,278	19,207	21,414	23,876	26,621	29,681
Monmouth ¹	8,146	12,837	14,360	16,089	18,026	20,197
Independence ¹	6,035	9,480	10,570	11,785	13,140	14,650
Falls City ²	990	1,316	1,422	1,536	1,659	1,793
Willimina ²	602	894	987	1,090	1,204	1,329
Unincorporated Area Purveyors						
Buell Red Prairie ⁷	530	609	622	634	647	660
Rock Creek ⁶	370	450	450	450	450	450
Luckiamute Water Co-op ³	2,310	2,656	2,709	2,764	2,820	2,877
Grande Ronde Community Water Assoc. (minus Willimina) ⁹	2,000	2,299	2,381	2,466	2,553	2,644
Rickreall Water Association ⁸	1,190	1,368	1,396	1,424	1,453	1,482
Perrydale Water Association ¹⁰	1,625	4,170	4,170	4,170	4,170	4,170
Tanglewood Area ¹¹	180	220	231	243	255	268
Others	7,773	6,598	6,781	6,968	7,157	7,347
Total Unincorporated Population	15,978	18,370	18,740	19,118	19,504	19,897
Total (minus West Salem)	44,029	62,104	67,493	73,494	80,154	87,547
West Salem (UGB for all) ⁴	16,340	34,250	37,852	41,465	45,423	49,753
Total Polk County Population (MWVCOG)	60,369	96,354	105,345	114,959	125,577	137,300
Comparative Polk County Population Projections						
Polk County OEA Forecast	62,700	81,752	87,153	92,529	97,803	103,120
Polk County PSU Study Forecast (High)	62,380	84,901	90,766	96,453	101,994	107,385
Polk County PSU Study Forecast (Medium)	62,380	80,649	85,266	89,695	93,969	98,091
Polk County PSU Study Forecast (Low)	62,380	76,611	80,100	83,411	86,576	89,601
Population Projection Summary - (Study Participants Only)						
Study Participants Outside Polk County (Adair Village)	825	1,235	1,503	1,828	2,224	2,706
Polk County Study Participants	44,029	62,104	67,493	73,494	80,154	87,547
Total (Study Participants)	44,854	63,339	68,996	75,322	82,378	90,253

Notes:

1. From CH2M Hill Regional Water Supply Project, Phase 1 & 2, Summary Report, Feb 6, 2003
2. Falls City forecast based on a 1.6% growth rate. Willimina forecast based on a 1.1% growth rate.
3. 2000 Population taken from 1994 water master plan. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040.
4. 2000 and 2025 population from the SKATS RTSP 2002.
5. Adair Village 2000 population extrapolated from 2005 projection in water master plan. 2020 population as reported in water master plan. Population growth after 2020 assumed to be 1.04%.
6. Rock Creek projection from an additional 20 service connections. From an existing population of 370 and 94 connections there are approximately 4 people per connection, for a build-out population of 450.
7. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040. The District had a service population of 530 in 1997. This number was used as the base year.
8. Base year was estimated from a 2002 estimate of 1,200 from the 2002 Water Master Plan. 0.7% Growth Rate 2000-2020. 0.4% Growth Rate 2020-2040.
9. Assumes approximately 800 connections in year 2000 and a population/connection of 2.5 (800 x 2.5 = 2000). Growth rate is 0.7%
10. Perrydale's population estimated from 1992 addendum to Water Conservation Plan. The association reported a service area of 517 residences with a projected growth of 12 to 17 residences per year to a build-out of 150 additional connections to be reached by 2020.
11. Tanglewood service area assumes a total of 72 connections from Tanglewood Water Project Feasibility study. Population estimate calculated from an estimate of 2.5 persons per connection. Growth was assumed to be 1%.



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: Grand Ronde Community Water Association
Mailing Address: PO Box 253
City: Grand Ronde State: OR Zip: 97347 Day Phone: 503-879-5624

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

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SALEM, OREGON

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:
6S	8W	----	----	1800	Forest / Timber Conservation	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Community Water Supply
Assoc Boundary						<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Community Water Supply
						<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. Polk County and Yamhill 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

Source of water: Reservoir/Pond Ground Water Surface Water (name) 3 Unnamed Springs

Estimated quantity of water needed: 0.36 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: Springs are located on Stimson Lumber Co property leased to the Association

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.*

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): _____.

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
		<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.

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SALEM, OREGON

Name: Autumn Hillebrand Title: Assistant Planner
 Signature: [Signature] Phone: 503-623-9237 Date: 5-28-08
 Government Entity: Polk County

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.



YAMHILL 71838 35.02

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						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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- Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) 3 Unnamed Springs

Estimated quantity of water needed: 0.36 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: Springs are located on Stimson Lumber Co property leased to the Association

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.

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): 402, 403, 501 & 502 of T.C. 2.0.

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
RECEIVED		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
JUN 25 2008		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
WATER RESOURCES DEPT SALEM, OREGON		<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.

AN EXISTING ~~NEW~~ PUBLIC WATER SYSTEM.

Name: MARTIN CHIROUSHI MASIN Title: ASSOCIATE PLANNER
 Signature: *[Handwritten Signature]* Phone: 503-434-7516 Date: 6-18-08
 Government Entity: TAMMILL COUNTY

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.

Grand Ronde Community Water Association

PLACE OF USE

S - 87207

Section 31
Section 32
T5S, R6W, WM

Section 27
Section 28
Section 30
Section 31
Section 32
Section 33
Section 34
Section 35
Section 36

T5S, R7W, WM

Section 25
Section 29
Section 30
Section 32
Section 33
Section 34
Section 35
Section 36

T5S, R8W, WM

Section 5
Section 6
Section 7
Section 8
Section 15
Section 16
Section 17
Section 18
Section 19
Section 20
Section 21
Section 22
Section 27
Section 28
Section 29
Section 32
Section 33
Section 34
T6S, R6W, WM

NE-NW-SW ¼'s Section 1
Section 2
Section 3
Section 4
Section 5
Section 6
Section 7
Section 8
Section 9
Section 10
Section 11
Section 12
Section 13
Section 14
Section 15
Section 16
Section 17
Section 18
Section 21
Section 22
Section 23
Section 24
Section 26
Section 27
Section 28

T6S, R7W, WM

NOTE

**Place of Use DOES
NOT INCLUDE area
within the Willamina
UGB**

Section 1
Section 2
Section 3
Section 4
Section 5
Section 6
Section 10
Section 11
Section 12
Section 13
Section 14
Section 15
Section 23
Section 24
Section 26
Section 32
Section 33
Section 34
Section 35
T6S, R8W, WM

Section 4
T7S, R8W, WM

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SALEM, OREGON

RECORDED IN POLK COUNTY
VALERIE UNGER, COUNTY CLERK

2003-022333



\$86.00

00093953200300223330120122

11/05/2003 02:19:12 PM

REC-EAS Cnt=2 Stn=1 A. CAPTAIN

\$5.00 \$80.00 \$10.00 \$11.00

E A S E M E N T

(For Natural Spring Area Site and Access Thereto)

THIS EASEMENT AGREEMENT is made effective as of the 1st day of October, 2003, by and between **STIMSON LUMBER COMPANY**, an Oregon corporation, hereinafter referred to as the Grantor, and the **GRAND RONDE COMMUNITY WATER ASSOCIATION**, an Oregon cooperative corporation, hereinafter referred to as the Grantee.

WHEREAS Grantor is the owner of certain real property, which is located in Polk County, Oregon, and legally described on Exhibit "A" hereto, which is hereinafter referred to as the "Spring Site", which land is comprised of natural springs and access thereto; and

WHEREAS Grantee is a community water association providing domestic water to the Grand Ronde community and surrounding areas, which is in need of an additional supply of water to provide sufficient flow to offset losses from other sources, and to provide for future growth of the area served by Grantee; and

WHEREAS Grantee has a legal and binding water right it obtained from the Reid's which has a priority date going back to the 1930's for approximately 27 acres of land at a rate of 1/80 of a cubic feet per acre or 156 gallons per minute which covers property owned by Grantor. Grantee will be transferring the Reid Water Right to the point of diversion at the Spring Site. At such time as Grantee has identified the actual point of diversion, it will proceed in due course to transfer the Reid Water Right to the Spring Site. By moving the Reid Water Right from its existing location on Grantor's property to the Spring Site, both Grantor and Grantee benefit; and

WHEREAS Grantee has an original water source nearby that has been serving as the primary water source for the association since before 1960, which has successfully operated in harmony with the forestry practices of Grantor; and

WHEREAS Grantor recently removed the marketable timber from the tract surrounding the Spring Site, and has reforested the site, making this an opportune time to add the Spring Site to the resources of the Grantee; and

After Recording Return to:

Grand Ronde Community Water Assoc.
P.O. Box 253
Grand Ronde, Oregon 97347

Mail Tax Statements to:

Stimson Lumber Company
P.O. Box 67
Grand Ronde, Oregon 97347

WHEREAS the purpose of this Easement is to set forth the terms and conditions upon which Grantor shall extend Easement rights to Grantee for the operation, repair, maintenance, construction, reconstruction, monitoring, and ingress to and egress of a domestic water resource at and from the Spring Site; now

***** WITNESSETH *****

FOR AND IN CONSIDERATION OF the mutual promises, covenants and agreements contained herein, the parties do hereby agree as follows:

1. Grantor, its heirs and assigns, does hereby grant, assign and set over unto the Grantee an exclusive Easement for the operation, repair, maintenance, construction, reconstruction, monitoring, and ingress to and egress from the Spring Site legally described in Exhibit "A" hereto.
2. Said Easement shall be effective in perpetuity, or until terminated by the terms of this Easement. This Easement shall terminate at such time as: A) the water generated from the natural springs in the Spring Site are no longer needed by Grantee as a water source as determined solely and exclusively by Grantee; or B) in the event the natural springs in the Spring Site dry up and no longer produce sufficient water to be utilized by Grantee as determined solely and exclusively by Grantee; or C) in the event Grantee ceases to exist or ceases to provide domestic water as its primary purpose; or D) Grantee ceases to pay the consideration specified in Section 4 hereof; or E) Grantee ceases to use the Easement for a continuous period of twelve (12) months.
3. This Easement shall run with the land, and shall be binding upon the Grantor, its heirs and assigns.
4. Grantee shall pay to Grantor as consideration for this Easement, the sum of two hundred fifty dollars (\$250) per acre per year this Easement is in effect. Beginning acreage is 14.15, based on the legal description contained in Exhibit "A", but acreage may fluctuate as provided herein or otherwise agreed to between the parties.
5. All annual payments due hereunder shall be paid in advance on or before December 31st of the preceding year. In the event of a partial year, such as will exist in the initial year and may exist in the year of termination, the charge shall be pro-rated to the date of termination using a 365 day year. The sum of \$891.48 ($\$3,537.50 \div 365 = 9.69 \times 92$) is paid by Grantee herewith, covering the partial year from October 1, 2003 through December 31, 2003, receipt of which is hereby acknowledged by Grantor.
6. Grantee shall, at its sole expense, construct and maintain a roadway for purposes of ingress

Page 2 - Easement (Stimson Lumber Company to Grand Ronde Community Water Association)

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SALEM, OREGON

and egress from Forest Access Road 203B to its operational site at the natural springs. Except as necessary to ensure operation of the Grantee's gravity flow system, said roadway shall be constructed pursuant to Grantor's Road Construction Standards, which are attached hereto as Exhibit "B" and by this reference are incorporated herein. Grantee shall be responsible for maintenance and upkeep of the roadway so long as Grantor is not using said roadway. In the event Grantor does use this roadway for commercial purposes, but not including periodic pick-up traffic for inspection purposes, then Grantor shall become responsible for the maintenance of this road for so long as its use lasts, and upon conclusion of said use, Grantor shall return this road to the condition it was in at the time the maintenance obligation shifted to Grantor.

7. Grantee, at its sole expense, shall have the right to fence the Easement area or any part thereof. If the property is fenced in such a manner as to restrict access to the Easement area, Grantee shall provide Grantor with access to the Spring Site. Grantor may access the Spring Site at reasonable times for inspection purposes, except in an emergency situation where Grantor may access any part of the Spring Site at any time as needed.
8. Grantee's use of this Easement shall conform to all laws, regulations, ordinances and rules of all applicable state, federal and local jurisdictions.
9. In the event Oregon law changes and the buffer zone required for timber harvest is greater than that which is the law at the time of entry into this Easement agreement (150'), the parties hereto will expand the Easement area to include sufficient additional acreage to ensure there is an adequate legal buffer between the harvesting activities and the water source. To the extent this adjustment in acreage is made in the future at the next harvest of timber from this area, the annual per acre charge shall be assessed against the added acreage in the same fashion as it is charged for the existing acreage. Ownership of all timber on the Spring Site remains with Grantor, and if the right to harvest said timber legally exists, Grantor may harvest said timber that is located in the Spring Site, but in so doing shall use all necessary precaution not to damage the water source, impede Grantee's operation of the water source, or any damage in any way any improvement constructed in the Spring Site by Grantee. Grantee shall fully reimburse Grantor for any and all timber damaged by Grantee in connection with the exercise of Grantee's rights under this Agreement.
10. Grantee acknowledges that Grantor has made no representations or warranties as to the condition or suitability of the Spring Site for any of Grantee's anticipated use or activities thereon. Grantor makes no representations as to the quantity or quality of the water which Grantee may obtain from or direct across the Spring Site, and Grantee shall take and use the water and the Spring Site **AS IS**, and with all faults and defects, known and unknown. In no event shall Grantor be liable in any way for the quality or quantity of water obtained from or directed across the Spring Site.

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11. Grantee shall ensure there is at least thirty six inches (36") of cover over all pipes constructed as a part of its new water facility. Grantor, and its agents and employees and contractors shall comply with all applicable laws regarding locate requirements of Oregon Revised Statute Chapter 691 prior to digging in and around the Spring Site.
12. Grantee shall assume all risk of, and indemnify and hold harmless, and at its expense defend Grantor and its agents, employees and contractors, and each of them, from and against any claims, losses, costs, legal actions, liabilities or expense on account of personal injury to or death of any persons whomsoever, including but not limited to employees of Grantor, or damage to or destruction of property to whomsoever belonging, including but not limited to property of Grantor, resulting partly or wholly, directly or indirectly from Grantee's activities on the Spring Site (including the activities of Grantee's agents, employees, contractors, lessees, permittees and subsidiaries), excepting only such claims, cost damage, injury or expense which may be caused by the negligence or willful misconduct of Grantor or its agents, employees, contractors, lessees, subsidiaries, licensees, purchasers of timber or other materials, and their agents. Grantee's duty to indemnify Grantor shall cover and include the value of any lost productivity, including the value of timber cut down or made unusable by Grantor's activities on the Spring Site.
13. Grantee shall maintain a public liability insurance policy covering its activities at the Spring Site in an amount of One Million (\$1,000,000) per occurrence, and Two Million (\$2,000,000) combined. Grantee shall cause Grantor to be listed on said policy as an additional named insured.
14. Upon termination of this Easement for whatever reason, Grantee shall remove all piping, vaults, valves or other associated structures from the Spring Site, and restore the Spring Site to the reasonable equivalent of its condition existing prior to the commencement of Grantee's activities on the Spring Site.
15. Grantee shall not be obligated for any real property tax for the Spring Site. The parties acknowledge that Grantee is an entity which is currently exempt from real property taxation. The parties shall cooperate in filing all necessary documents with the Polk County Assessor's office to qualify the Spring Site for tax exempt status.
16. To the extent utilities are extended to the Spring Site for use in Grantee's operation, Grantee shall be solely and exclusively responsible for the construction of said utilities and bringing the utility to the site, and shall be responsible for all periodic charges associated with the use of said utilities.
17. In the event of a dispute over this Easement agreement, the prevailing party shall be entitled

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to reimbursement of all reasonable attorney fees, costs and disbursements incurred in the dispute before litigation, at trial and on appeal, if any.

18. In construing this agreement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes shall be made or implied so that this instrument shall apply both to individuals and to corporations.

DATED and effective on the date first above written.

GRANTOR

GRANTEE

Stimson Lumber Company

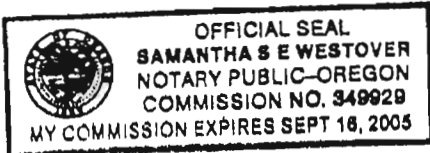
Grand Ronde Community
Water Association

By: W. E. Peressini
Its: Vice President - Finance

By: Douglas Littlejohn
Its: Chairman of Board

STATE OF OREGON)
) ss.
County of Multnomah)

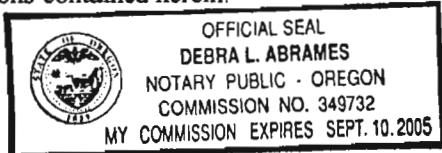
SUBSCRIBED AND SWORN to before me this 31 day of October, 2003, by William E. Peressini, who is the Vice President-Finance of Stimson Lumber Company who is duly authorized by said company to execute this Easement on behalf of said company, who has taken all necessary legal steps to have authorized this document and the rights and obligations contained herein.



Samantha S. E. Westover
Notary Public for Oregon
My Commission Expires: Sept. 16, 2005

STATE OF OREGON)
) ss.
County of Polk)

SUBSCRIBED AND SWORN to before me this 10th day of October, 2003, by Douglas E. Littlejohn, who is the Chairman of the Grand Ronde Community Water Association, and who is duly authorized by said association to execute this Easement on behalf of said association, which has taken all necessary legal steps to have authorized this document and the rights and obligations contained herein.



Debra L. Abrames
Notary Public for Oregon

Page 5 - Easement (Stimson Lumber Company to Grand Ronde Community Water Association)

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EXHIBIT "A"
(Legal Description of the Spring Site Easement Area)

That certain tract of land together with an access road located in Polk County, State of Oregon, which site is legally described as follows:

THE FOLLOWING LEGAL IS FOR THE SPRING SITE ONLY

Beginning at a point which bears North 886.9 feet and East 884.5 feet from the section corner common to Sections 32 and 33 of Township 8 South, Range 8 West and Sections 4 and 5 of Township 9 South, Range 8 West of the Willamette Meridian in Polk County, Oregon and running thence North 50° West 400 feet to a point; thence North 32° East 725 feet to a point; thence North 78° East 285 feet to a point; thence South 44° East 180 feet to a point; thence North 17° West 336 feet to a point; thence East 260 feet to a point; thence South 480.4 feet; thence West 193.4 feet, more or less, to the northerly terminus of the below described access easement; thence, continuing West, 450 feet to the point of beginning and containing 13.75 acres of land more or less, all being situated within Section 33 of Township 8 South, Range 8 West in Polk County, Oregon.

The access road for ingress and egress to the above described Spring Site is tentatively shown on the attached survey map. It is understood and agreed this Easement covers both the Spring Site (13.75 acres), which is specifically identified herein, and an access road (approximately .4 acres) at a location to be determined in the future based on the agreement of the parties as to its exact location. A legal description for the access road will be prepared and become a part hereof at such time as the parties hereto agree on a final location. The total easement area as shown on the attached map and as stated in this Easement is the sum of both the Spring Site and the access road (14.15 acres).

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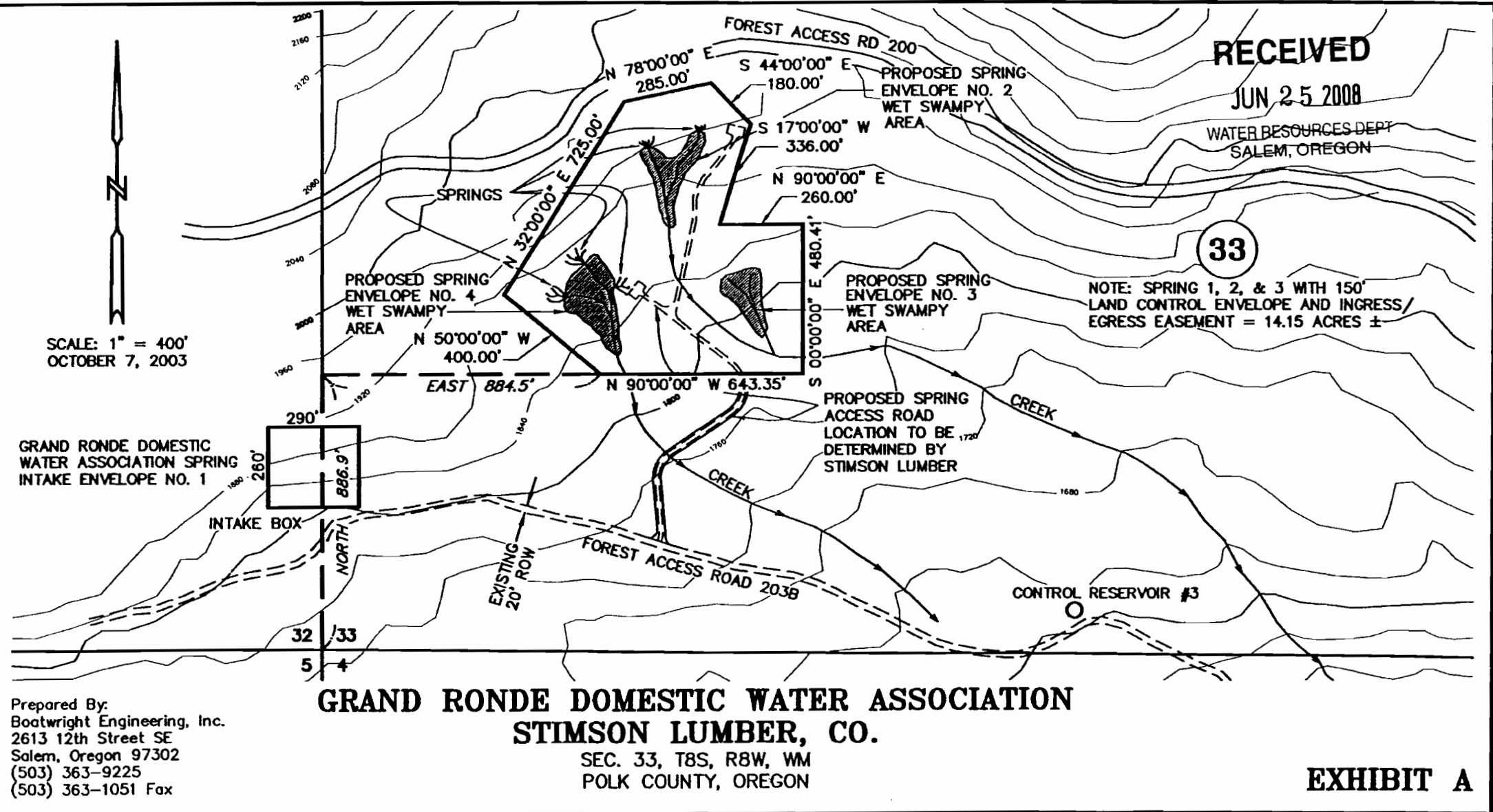
SCALE: 1" = 400'
OCTOBER 7, 2003

GRAND RONDE DOMESTIC
WATER ASSOCIATION SPRING
INTAKE ENVELOPE NO. 1

INTAKE BOX

GRAND RONDE DOMESTIC WATER ASSOCIATION STIMSON LUMBER, CO.

SEC. 33, T8S, R8W, WM
POLK COUNTY, OREGON



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33

NOTE: SPRING 1, 2, & 3 WITH 150'
LAND CONTROL ENVELOPE AND INGRESS/
EGRESS EASEMENT = 14.15 ACRES ±

PROPOSED SPRING
ACCESS ROAD
LOCATION TO BE
DETERMINED BY
STIMSON LUMBER

Prepared By:
Boatwright Engineering, Inc.
2613 12th Street SE
Salem, Oregon 97302
(503) 363-9225
(503) 363-1051 Fax

EXHIBIT A

EXHIBIT "B"
(Stimson Road Construction Standards)

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SALEM, OREGON

SEE ATTACHED DOCUMENT

Exhibit B
Page 1 of 4
Road Specifications

I. GENERAL SPECIFICATIONS

A. Road Location

Construction will follow center line location as marked in the field. Should Contractor find it unfeasible to construct the road as flagged (i.e. unexcavatable rock, springs, etc.), Contractor shall stop work and notify Company forester.

B. Logging, Clearing, and Grubbing

1. Logging

- a. Trees within the clearing boundaries shall be felled and skidded to minimize damage to timber outside the clearing boundaries.
- b. Log lengths shall conform to company specifications.
- c. Snags outside the clearing boundaries, which could reach the road, shall be felled.
- d. Trees damaged during the logging or construction operation outside of the clearing boundaries shall be removed.

2. Clearing and Grubbing

Vegetation and other organic debris shall not be incorporated in the road structure.

C. Excavation and Embankments

1. All earthwork is to be in reasonably close conformity to the lines, grades, dimensions, typical cross sections and locations shown on the plans and as marked in the field.
2. Excess excavated, unsuitable, or slide materials shall not be disposed of in unstable areas or where the material will encroach upon a stream course or other body of water.
3. Fills are to be constructed in lifts not to exceed one (1) foot and are to be compacted with several passes of the crawler tractor or with special compaction equipment as may be required by Company.
4. In the construction of channel changes and stream-crossing embankment sections, natural stream flow shall be maintained at all times unless otherwise provided.

D. Culvert Installation

1. Company shall supply all culverts, bands, flumes, and hardware unless otherwise specified.
2. Individual pipe culvert lengths and locations shown on the plans are approximate; final lengths and locations will be determined by Company upon completion of the road bed. Additional pipe may be required at the option of Company.
3. Trenches necessary for the installation of pipe culverts shall conform to the lines, grades, dimensions, and typical diagram on the Culvert Installation Detail sheet.

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SALEM, OREGON

POOR CONDITION

Exhibit B
Page 2 of 4
Road Specifications

I. GENERAL SPECIFICATIONS (Cont.)

4. Where ledge rock, boulders, soft or sponge soils are encountered, they shall be excavated a minimum of six (6) inches below the invert grade for a width of at least one pipe diameter or span on each side of the pipe and shall be backfilled with gravel or other selected granular or fine, readily compactible, soil material.
5. Pipe culverts shall be bedded in accordance with the requirements, details, and diagram shown on the Culvert installation detail sheet.
6. Sidefill material within one pipe diameter of the sides of the pipe barrel, and to one foot over the pipe shall be fine, readily compactible, soil or granular fill material, free of excess moisture, muck, frozen materials, roots sod or other deleterious material and devoid of rocks or stones, of sizes which may impinge upon and damage the pipe or otherwise interfere with proper compaction. Material that will cause serious corrosion of the pipe shall not be used for side fill.
7. Catch basins shall be constructed for all grade culverts conforming to the lines, grades, dimensions and typical diagram shown on the culvert installation detail sheet.

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POOR ORIGINAL

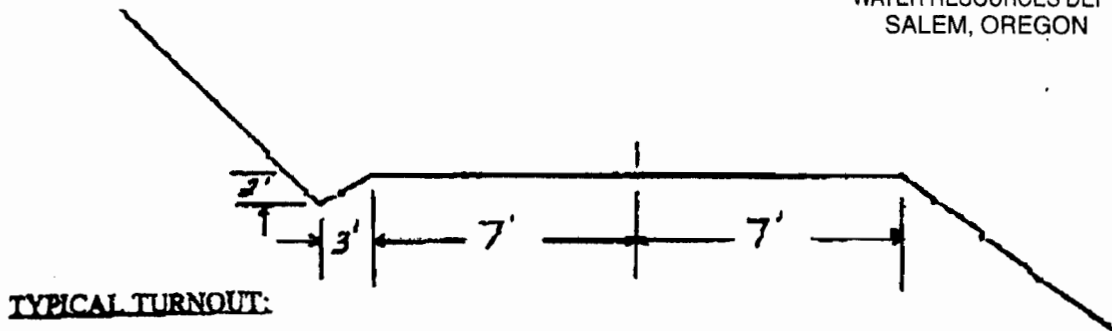
II. PLAN AND DETAIL SHEETS

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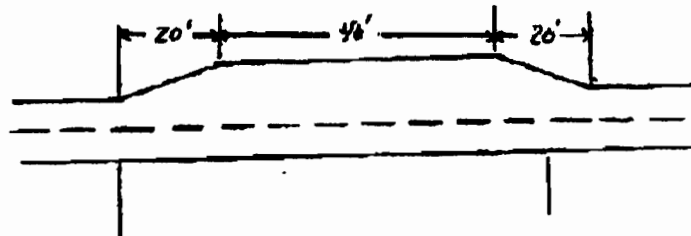
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SALEM, OREGON

TYPICAL GRADING SECTION



TYPICAL TURNOUT:



1. Road Width:

As indicated above with extra width for curves, turnouts, and landings as necessary.

3. Backslopes:

Solid Rock 1/4:1
Soft rock, shale 1/2:1
Slopes under 55% 1:1
Slopes over 55% 3/4:1

2. Clearing:

As posted or
3ft. beyond cut
5ft beyond fills.

4. Fillslopes:

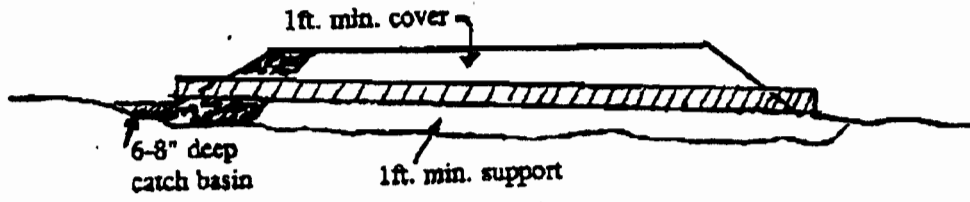
Slopes under 60% 1 1/2:1
Slopes over 60% full bench
Full bench aeries will be end hauled.
Fills to be constructed in lifts not to exceed 2 ft.

POOR ORIGINAL

Exhibit "B"
Pg. 4 of 4
Road Specifications

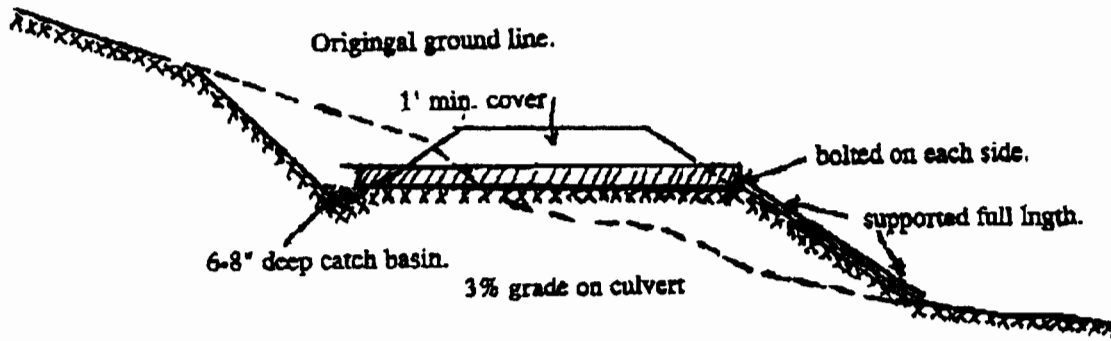
II. PLAN AND DETAIL SHEETS:

Typical Culvert Installation:



Where soil is undesirable remove and replace with compact fill.

Culvert Installation with Flume:



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PG 03 01/11/08

154 1506

SPECIAL WARRANTY DEED

INTERNATIONAL PAPER COMPANY, a New York corporation, Grantor, conveys and specially warrants to STIMSON LUMBER COMPANY, an Oregon corporation, Grantee, the following described real property, free of encumbrances created or suffered by the grantor except as specifically set forth herein:

Yamhill County

PARCEL 1:

The East half of the Northeast Quarter of Section 18 in Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

EXCEPTING THEREFROM a strip of land conveyed by R. P. Nixon and wife to County of Yamhill, State of Oregon, by Deed recorded June 1, 1938 in Book 114, Page 245, Deed Records.

PARCEL 2:

The Southeast Quarter of Section 18 in Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

EXCEPTING THEREFROM tracts conveyed by T. E. Brown, et al., to the City of Carlton by Deed recorded August 6, 1912 in Book 64, Page 37, Deed Records, to the City of McMinnville by Deed recorded July 6, 1917 in Book 72, Page 486, Deed Records and to County of Yamhill, Oregon, by Deed recorded June 1, 1938 in Book 114, Page 245, Deed Records.

PARCEL 3:

The Northeast Quarter of the Northeast Quarter of Section 19 in Township 3 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 4:

The West one-half of the Northwest Quarter, the West one-half of the Southeast Quarter of the Northwest

SEE PARCEL 3/
ON PAGE 116
FOR SPRING SITE

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Quarter, and the Southwest Quarter of the Northeast Quarter of the Northwest Quarter of Section 20 of Township 3 South, Range 5 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 5:

The Northwest Quarter of the Northeast Quarter of Section 4, Township 5 South, Range 6 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 6:

The East Half of Section 16 and the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of Section 21, in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 7:

The West Half of the West Half of Section 22 in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, excepting that part thereof within the Adam Kohl Donation Land Claim #38 as located on the ground and as established by Suit in the State Circuit Court for Yamhill County, Oregon, entitled F. B. Churchman vs. George J. Douglas et al., #6613.

PARCEL 8:

A part of Lot 4 in Section 22, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, described as follows:

Beginning at a point 20 chains East of the Northwest corner of said Section; thence South 6.00 chains to the North line of the Adam Kohl Donation Land Claim #38 as located on the ground and as established by Suit in the State Circuit Court for Yamhill County, Oregon, entitled F. B. Churchman vs. George J. Douglas, et al., #6613; thence East along the North line of said Donation Land Claim 20 chains to the Quarter corner Section line; thence North 6.00 chains to the North line of said Section; thence West 20 chains to the place of beginning.

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SALEM, OREGON

PARCEL 9:

Part of Section 22 of Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon more particularly described as follows:

Beginning at a point 16.60 chains East and 6.00 chains South of the Northwest corner of Section 22, in Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon, said point being the Northwest corner of the Adam Kohl Donation Land Claim No. 38 as the same exists on the ground in said Township and Range, and running thence East 23.40 chains to the most Westerly Southwest corner of Lot No. 3 in said Section 22, Township 5 South, Range 7 West of the Willamette Meridian; thence North 6.00 chains to the North line of said Section 22; thence East 20 chains to the Northeast corner of said Lot No. 3 in said Section 22; thence South along the regular subdivisional line, 31 chains to the North line of said Adam Kohl Donation Land Claim; thence East 25.66 chains to the Northwest corner of the 89.57 acre tract of land conveyed by F. B. Churchman and wife to Adolf Majeske and wife on October 12, 1921 by Deed recorded in Book 83, Page 514, Deed Records; thence South 26.50 chains to the South line of said Adam Kohl Donation Land Claim; thence West along the South line of said Claim, 69.875 chains to the Southwest corner of said Claim as the same exists on the ground; thence North 51.50 chains to the place of beginning.

EXCEPTING THEREFROM a parcel of land described as follows:

Beginning at the North Quarter corner of Section 22, Township 5 South, Range 7 West of the Willamette Meridian, thence East 1320.0 feet along the North line of Section 22, to the Northeast corner of Lot No. 3; thence South 2046.0 feet to the North line of said Adam Kohl Donation Land Claim; thence East 221.8 feet along the Donation Land Claim to an iron bolt and the TRUE point of beginning; thence continuing along the Donation Land Claim line East a distance of 1471.76 feet to the most Easterly Northeast corner of above parcel; thence South 1749.0 feet to the South line of the Adam Kohl Donation Land Claim;

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thence West along said South line a distance of 3280.51 feet; thence North a distance of 1866.19 feet to an iron bolt; thence South 75°28'30" East 1775.81 feet to an iron bolt; thence North 16°30' East 115.48 feet to an iron bolt and the TRUE point of beginning.

PARCEL 10:

The West half of the Southwest Quarter of the Northwest Quarter and the West half of the Northwest Quarter of the Southwest Quarter of Section 32, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 11:

The Northeast Quarter of the Northeast Quarter, and the East half of the Northwest Quarter of the Northeast Quarter of Section 32, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 12:

The East half of the Northeast Quarter of the Northwest Quarter, and the West half of the Northwest Quarter of the Northeast Quarter of Section 32, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 13:

The West half of the Northwest Quarter of the Northwest Quarter, the East half of the Southwest Quarter of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter: the East half of the Northwest Quarter of the Southwest Quarter and the South half of the Northeast Quarter of Section 32, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 14:

The Northeast Quarter of the Northeast Quarter, the South half of the Northeast Quarter, and the East half of the Northeast Quarter of the Southeast Quarter of Section 31, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

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PARCEL 15:

The Northeast Quarter, the North half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 30, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 16:

All of Section 29, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 17:

The South half of the Southeast Quarter of Section 20, Township 5 South, Range 7 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 18:

The South half of the Northeast Quarter of Section 4, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 19:

Being a part of the Northeast Quarter of the Northeast Quarter of Section 4, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon, and more particularly described as beginning at a point 35 rods South of the Northwest corner of said Northeast Quarter of the Northeast Quarter of Section 4, of said Township and Range, said point being on the West line of the said Northeast Quarter of the Northeast Quarter, and running South 45 rods; thence East 80 rods; thence North 22 rods and 2-1/2 feet to the Southeast corner of the lands sold by George Lano to Francis Houck; thence West 21 rods on the South line of the land sold by Lano to said Francis Houck; thence North 22 rods and 14 feet to the Southwest corner of the land sold by George Lano to Arthur Mereier; thence West 59 rods to the place of beginning, being the Southwest corner of the land sold by George Lano to N. D. Lachance, and being the same premises described in the Deed from George Lano to Alma S. Danning, recorded in Volume 65, Page 430, Deed Records of Yamhill County, Oregon.

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PARCEL 20:

The Southwest Quarter of Section 32, Township 5 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

PARCEL 21:

The North one-half of the Southwest Quarter, the North one-half of the Southeast Quarter, the Southeast Quarter of the Northeast Quarter, the West one-half of the Southeast Quarter of the Southeast Quarter and the East half of the Southeast Quarter of the Southeast Quarter of Section 35 in Township 5 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 22:

The Northwest Quarter of the Southwest Quarter, the East half of the Southwest Quarter of the Southwest Quarter and the West half of the Southeast Quarter of the Southwest Quarter of Section 36, Township 5 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

PARCEL 23:

Part of Section 2, Township 6 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon described more particularly as follows:

The West half of Government Lot 2, the East half of Government Lot 3 and the East half of the Northwest Quarter of the Northeast Quarter.

EXCEPT the following described tract:

Beginning at the Southeast corner of said East half of the Northwest Quarter of the Northeast Quarter; thence North 500 feet to a point; thence West 330 feet to a point; thence South 500 feet to a point; thence East 300 feet to the place of beginning, all being in Section 2, Township 6 South, Range 8 West of the Willamette Meridian, Yamhill County, Oregon.

ALSO EXCEPTING that portion conveyed to Neil Brouwer and Doris Brouwer, by Deed from International Paper Company recorded June 19, 1980 in Film Volume 151, Page 1388, Deed and Mortgage Records.

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PARCEL 24:

Non-exclusive easements, over portions of the Northeast Quarter of Section 2, Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon, as described in instruments recorded November 2, 1979, in Film Volume 145, Page 1107, and in Film Volume 145, Page 1110, Deed and Mortgage Records of Yamhill County, Oregon.

PARCEL 25:

A 20 foot non-exclusive easement beginning at the Southeast corner of the West half of the Southwest Quarter of the Northwest Quarter of Section 1, Township 6 South, Range 8 West of the Willamette Meridian, running North along the East line of said West one-half of Southwest Quarter of Northwest Quarter of Section 1 to the North line thereof; thence Northwesterly over an existing logging road situated in the Northwest Quarter of Northwest Quarter of said Section to a point of intersection with the North line of said Section 1, said point being approximately 350 feet East of the Northwest corner of said Section 1, being situated in Yamhill County, Oregon.

PARCEL 26:

The North half of the Southeast Quarter of Section 5 in Township 6 South, Range 8 West of the Willamette Meridian in Yamhill County, Oregon.

Polk County

PARCEL 1:

The Southeast one-quarter of the Southeast one-quarter of Section 18, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 2:

All of Section 19, Township 6 South, Range 7 West, Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 3:

Government Lots 16, 17 and 32 of Section 20, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 4:

The West one-half of the Northwest one-quarter; the Northwest one-quarter of the Southwest one-quarter and the South one-half of the Southwest one-quarter of Section 21, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 5:

The Southwest one-quarter of Section 27, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 6:

The North one-half of the Northwest one-quarter; the Southwest one-quarter of the Northwest one-quarter and the South one-half of Section 28, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 7:

The South one-half of the Northeast one-quarter; the East one-half of the Northeast one-quarter of the Northeast one-quarter and the Southeast one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 8:

The South one-half of the Northwest one-quarter; and the East one-half of the Southwest one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 9:

The West one-half of the Southwest one-quarter of Section 29, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 10:

All of Section 30, Township 6 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 11:

All of Section 31, Township 6 South,
Range 7 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 12:

All of Section 32, Township 6 South,
Range 7 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 13:

The North one-half of Section 33,
Township 6 South, Range 7 West of the
Willamette Meridian, in the County of
Polk, State of Oregon.

PARCEL 14:

TRACT A:

The following described premises in the
County of Polk and State of Oregon:

BEGINNING at the Southeast corner of the
Southwest one-quarter of the Northwest
one-quarter of Section 13, Township 6
South, Range 8 West, Polk County,
Oregon; thence North along the East
boundary of the West one-half of the
Northwest one-quarter to a point on the
North bank of Rock Creek; thence North-
westerly along the North bank of said
Rock Creek to an intersection with a
line that bisects the Northwest one-
quarter and the Southwest one-quarter of
the Northwest one-quarter of Section 13,
Township 6 South, Range 8 West, said
line being approximately 660 feet
West; thence South along the bisecting
line to the South line of the Northwest
one-quarter thence along the South
line of the Northwest one-quarter of
Section 13 to the place of beginning.

SAVE AND EXCEPT a strip of land 80 feet
wide, deeded by George A. Ramsey and
Alice R. Ramsey to Charles K. Spaulding
for railroad right-of-way and recorded
in Volume 73, page 408, June 16, 1921,
Polk County, Oregon.

FURTHER SAVE AND EXCEPT that portion of
the above described tract of land lying
within the boundaries of public roads
and highways.

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TRACT B:

A portion of the West one-half of the Southwest one-quarter of the Northwest one-quarter of Section 13, Township 6 South, Range 8 West more particularly described as follows:

BEGINNING at the Southeast corner of the West half of the Southwest quarter of the Northwest quarter of Section 13 in Township 6 South, Range 8 West, of the Willamette Meridian, in Polk County, Oregon; thence North to the East line of the county road as now surveyed and dedicated; thence in a Southwesterly direction along the East side of said county road to a point due West of the place of beginning; said point being on East and West quarter section line of said Section 13; thence East to the place of beginning.

TRACT C:

All that portion of the West one-half of the Southeast one-quarter of the Northwest one-quarter of Section 13, Township 6 South, Range 8 West, of the Willamette Meridian, lying west of a line 80 feet Easterly from and parallel to the following described line, which is the centerline of a railroad one time known as the Charles K. Spaulding Logging Railroad and situated in Polk County, Oregon.

BEGINNING at a point on the North line of the West half of the Southeast quarter of the Northwest quarter of Section 13 a distance of 90.2 feet more or less East of the Northwest corner of said tract said point being one time known as Engineer's Station 691+77.6 on the Charles K. Spaulding Logging Railroad; thence in a Southerly direction on a 6°30' curve to the left through an angle of 28°10' a distance of 432.4 feet more or less; thence South 11°48' West a distance of 477.2 feet; thence on a 12° curve to the left a distance of 304.2 feet more or less to a point one time known as Engineer's Station 703+91.4; thence South 22°48' East a distance of 90.0 feet more or less; thence on a 12° curve to the right a distance of 84.4 feet more or less to a point one time known as Engineer's Station 705+65.8 which said point is on the South Boundary line of said Section

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13 and 1022 feet more or less East of the Southwest corner of said Section 13.

TRACT D:

A tract of land in the Southwest corner in the Northeast quarter of the Northwest quarter of Section 13, Township 6 South, Range 8 West, of the Willamette Meridian, described as:

BEGINNING at the 1/16th post, 20 chains South and 20 chains East of the Northwest corner of said section and running thence North 5.25 chains; thence East 6 chains to the Charles K. Spaulding railroad right of way; thence Southwesterly along said right of way to a point 1 chain East of the point of beginning; thence West to the point of beginning, containing one acre more or less all in Polk County, State of Oregon.

PARCEL 15:

That portion of the Southwest quarter of the Southeast quarter of Section 14, Township 6 South, Range 8 West, Willamette Meridian, lying East of the center of Rock Creek.

PARCEL 16:

TRACT A:

A tract of land in Section 23, Township 6 South, Range 8 West, Willamette Meridian, described as follows:

BEGINNING at the South quarter corner of said Section 23; thence West on the South line of said Section, 325.0 feet; thence North 56°20'40" West 506.15 feet; thence North 67°37'10" West 367.70 feet; thence North 44°14'10" West 212.15 feet; thence North 12°20'30" East 131.03 feet; thence North 72°50' East 999.53 feet; thence North 36°09'30" East 161.01 feet; thence North 26°33' West 201.24 feet; thence North 21°48' West 296.18 feet; thence North 205.00 feet; thence North 19°46'30" East 472.89 feet, thence North 9°16' East 385.07 feet; thence North 49°23'50" West 322.69 feet; thence North 22°15' West 213.93 feet; thence North 0°58'40" West 352.05 feet; thence North 11°51' West 694.32 feet to a point in the South line of the Northeast

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quarter of the Northwest quarter of said Section 23; thence South $88^{\circ}59'40''$ East along said South line 565.0 feet to the Southeast corner of the Northeast quarter of the Northwest quarter of said section; thence South $0^{\circ}37'30''$ East along the center line of said Section 4040.37 feet to the point of beginning.

TRACT A:

The West one-half of the Northwest one-quarter of the Northeast one-quarter, and the Northeast one-quarter of the Northwest one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

SAVE AND EXCEPT:

A tract of land in Section 23, Township 6 South, Range 8 West, Willamette Meridian, described as follows:

BEGINNING at the North quarter corner of said Section 23; thence North $81^{\circ}03'40''$ West along the North line of said section a distance of 1324.88 feet to the Northwest corner of the Northeast quarter of the Northwest quarter of said section; thence South $0^{\circ}50'50''$ West along the West line of said Northeast quarter of the Northwest quarter a distance of 1344.71 feet to the Southwest corner of the Northeast quarter of the Northwest quarter of said section; thence South $88^{\circ}59'40''$ East along the South line of said Northeast quarter of the Northwest quarter a distance of 794.46 feet to a point; thence North $2^{\circ}42'20''$ East 584.13 feet to a point; thence North $79^{\circ}21'50''$ East 417.17 feet to a point; thence North $3^{\circ}07'30''$ East 453.68 feet; thence North $21^{\circ}52'30''$ East 235.25 feet to the point of beginning.

TRACT C:

The West one-half of the Southeast one-quarter and the Southwest one-quarter of the Northeast one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 17:

The East one-half of the Northwest one-quarter of the Northeast one-quarter

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of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCELS 18 and 19:

The East one-half of the Northeast one-quarter of the Northeast one-quarter of Section 23, in Township 6 South, Range 8 West of the Willamette Meridian in Polk County, Oregon and that portion of the Southeast one-quarter of the Northeast one-quarter of said Section 23, lying Northwesterly of the North line of the private road.

PARCEL 20:

A strip or tract of land 30 feet on either side of the following described center line through the East one-half of the Northeast one-quarter of Section 23, Township 6 South, Range 8 West of the Willamette Meridian, in Polk County, Oregon.

COMMENCING at a point distant 1740 feet, more or less, due South of the Northeast corner of said Section 23, said point being known as Engineer Station 757+06 on the Charles K. Spaulding Logging Railroad; thence 242.5 feet, more or less, along a 12° curve to the left; thence running an angle of 29°6' to Engineer Station 759+52.5; thence 107 feet, more or less, South 30°21' West to Engineer Station 760+59.5; thence 278.5 feet, more or less, along a 12° curve to the right; thence running an angle of 33°25' to Engineer Station 763+38; thence 130 feet, more or less, South 63°46' to Engineer Station 764+68; thence 198.1 feet, more or less, along a 12° curve to the left; thence running an angle of 23°50' to Engineer Station 766+66.6; thence 288.4 feet, more or less, South 39°56' West to Engineer Station 769+55; said Engineer Station 769+55 being on the South boundary line of said East one-half of the Northeast one-quarter of said Section 23 and 830 feet, more or less, West of the quarter corner on the East boundary line of said Section 23.

PARCEL 21:

A strip or tract of land lying equally 30 feet on either side of the following described center line through the West

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one-half of the Northwest one-quarter of Section 24, Township 6 South, Range 8 West of the Willamette Meridian, Polk County, Oregon.

COMMENCING at a point distant 1022 feet, more or less, due East of the Northwest corner of said Section 24, said point being known as Engineer Station 736+14.5 on the Charles K. Spaulding Logging Railroad; thence 5.2 feet, more or less, along a 12° curve to the right; thence running an angle of no degrees and 37' to Engineer Station 736+19.7; thence 98.4 feet, more or less, South 5°37' West to Engineer Station 737+18.1; thence 183.3 feet, more or less, along a 12° curve to the right; thence running an angle of 22° to Engineer Station 739+01.4; thence 175 feet, more or less, along a 12° curve to the left; thence running an angle of 21° to Engineer Station 740+76.7; thence 56.8 feet, more or less, South 6°37' West to Engineer Station 741+33.5; thence 287.5 feet, more or less, along a 12° curve to the right; thence running an angle of 34°30' to Engineer Station 744+21; thence 25 feet, more or less, South 41°7' West to Engineer Station 744+26; thence 326 feet, more or less, along a 12° curve to the left; thence running an angle of 39°6' to Engineer Station 748+72; thence 708.3 feet, more or less, along a 12° curve to the right; thence running an angle of 85° to Engineer Station 754+80.3; thence 225.7 feet, more or less, along a 12° curve to the left; thence running an angle of 27°5' to Engineer Station 757+06, said Engineer Station 757+06 being on the West boundary line of said Section 24 and 1740 feet, more or less, South of the Northwest corner of said Section 24.

PARCEL 22:

The Southwest one-quarter, the Southeast one-quarter of the Northwest one-quarter and the East one-half of Section 24, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 23:

The East one-half of the Southeast quarter of Section 23 of Township 6 South, Range 8 West of the Willamette Meridian in Polk County, Oregon.

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SAVING AND EXCEPTING THEREFROM a strip of land 60 feet in width running through the Northwest portion of the tract, said strip having 30 feet on either side of a center line as located and staked on the ground, February 23, 1951, out of Deed from Polk Operating Company to The Long Bell Lumber Company.

PARCEL 24:

All of Section 25, Township 6 South, Range 8 West of the Willamette Meridian, County of Polk, State of Oregon.

PARCEL 25:

The East one-half of Section 26, Township 6 South, Range 8 West of the Willamette Meridian in the County of Polk, State of Oregon.

PARCEL 26:

All of Section 35, Township 6 South Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 27:

All of Section 36, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 28:

The East one-half of the Southwest one-quarter and the Southwest one-quarter of the Southwest one-quarter of Section 26, Township 6 South, Range 8 West, Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 29:

All of Section 31, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 30:

All of Section 32, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

EXCEPTING that portion thereof conveyed to Grand Ronde Community Water Association, an Oregon corporation, by deed dated May 28, 1975, and recorded June 18, 1975 in Book 73, page 298, Book of Records for Polk County, Oregon.

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PARCEL 31:

All of Section 33, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

EXCEPTING that portion thereof conveyed to Grand Ronde Community Water Association, an Oregon corporation, by deed dated May 28, 1975, and recorded June 18, 1975, in Book 73, page 298, Book of Records for Polk County, Oregon.

PARCEL 32:

All of Section 34, Township 6 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 33:

All of Section 6, Township 7 South, Range 7 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 34:

All of Section 2, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 35:

The Southwest one-quarter of the Northwest one-quarter of Section 4, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 36:

All of Section 3, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 37:

Government Lots 1, 2, 3, 4, 5, 6 and 7; the Southwest one-quarter of the Northeast one-quarter; the Southeast one-quarter of the Northwest one-quarter; the Southwest one-quarter and the West one-half of the Southeast one-quarter of Section 4, Township 7 South, Range 8 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 38:

All of Section 5, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 39:

All of Section 6, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 40:

All of Section 7, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 41:

All of Section 8, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 42:

All of Section 9, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 43:

All of Section 10, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 44:

All of Section 11, Township 7 South,
Range 8 West of the Willamette Meridian,
in the County of Polk, State of Oregon.

PARCEL 45:

The west one-half of the Southwest
one-quarter of Section 12, Township 7
South, Range 8 West of the Willamette
Meridian, in the County of Polk, State
of Oregon.

PARCEL 46:

The North one-half and the East one-half
of the Southwest one-quarter of Section
12, Township 7 South, Range 8 West of
the Willamette Meridian, in the County
of Polk, State of Oregon.

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PARCEL 47:

The West one-half of the Northwest quarter and Lot 2 of Section 31 in Township 9 South, Range 5 West of the Willamette Meridian and that portion of the Jno. E. Murphy Donation Land Claim in said Section 31, described as follows:

BEGINNING at the Southwest corner of said Donation Land Claim (which is also the Southeast corner of said Lot 2); thence North 1320 feet, more or less, along the Donation Land Claim line to the Northeast corner of said Lot 2; thence East 660 feet; thence South 1320 feet, more or less, to the South line of the Jno. E. Murphy Donation Land Claim; thence West 660 feet, along the South line of the Jno. E. Murphy Donation Land Claim to the Southwest corner of said Donation Land Claim and the place of beginning.

PARCEL 48:

The East one-half of the Donation Land Claim of John Aldridge and wife, Notification No. 5074, Claim No. 47, in Section 14, Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon.

ALSO government Lots 1 and 2, of Section 14, in Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon.

SAVE AND EXCEPT that portion of the above described property lying within the boundaries of public roads and highways.

PARCEL 49:

The Southeast one-quarter of Section 35, Township 9 South, Range 6 West of the Willamette Meridian, in the County of Polk, State of Oregon.

PARCEL 50:

The North one-half and the Southwest one-quarter of Section 36, Township 9 South, Range 6 West of the Willamette Meridian, in the County of Polk, State of Oregon.

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PARCEL 51:

A strip of land lying equally 30 feet on either side of the following described center line through the East one-half of the Southwest one-quarter of Section 13 of Township 6 South, Range 8 West of the Willamette Meridian, and the East one-half of the West one-half of the Southwest one-quarter of Section 13 of Township 6 South, Range 8 West, of the Willamette Meridian, in Polk County, Oregon:

Beginning at a point distant 137 feet, more or less due East of the Northwest corner of the East one-half of the Southwest one-quarter of said Section 13, said point being known as Engineer Station 705+65.8 on the Chas. K. Spaulding Logging Railroad; thence 288.2 feet, more or less, along a 12° curve to the right thence running an angle of 34°41' to a point known as Engineer Station 708+54; thence 309.9 feet, more or less, South 14°3' West to a point known as Engineer Station 711+63.9; thence 183.3 feet, more or less, along a 12° curve to the right; thence running an angle of 22°36' to a point known as Engineer Station 713+52.2; thence 280.5 feet, more or less, South 36°39' West to a point known as Engineer Station 716+32.7; thence 241.8 feet, more or less, along a 12° curve to the left thence running an angle of 29°1' to a point known as Engineer Station 718+74.5; thence 7.9 feet, more or less, South 7°38' to a point known as Engineer Station 718+84.8; thence 131.7 feet, more or less, along a 12° curve to the right thence running an angle of 15°48' to a point known as Engineer Station 720+16.5; thence 173.5 feet, more or less, along a 12° curve to the left thence running an angle of 20°48' to a point known as Engineer Station 721+90; thence 110.0 feet, more or less, along a 12° curve to the right thence running an angle of 13°12' to a point known as Engineer Station 723+00; thence 450 feet, more or less, along a 12° curve to the left thence running an angle of 54° to a point known as Engineer Station 728+00; thence 268.3 feet, more or less, along a 12°12' curve to the right thence running an angle of 32°42' to a point known as Engineer Station 730+68.3; thence 282.7 feet, more or less, South 5°28' to a point known as Engineer Station 733+51.0; thence 86.1 feet, more or less, along a 12° curve to the left thence running an angle of 10°20' to a point known as Engineer Station 734+37.1; thence 177.4 feet, more or less, along a 12° curve to the right thence running an angle of 21°17' to a point known as Engineer Station 736+14.5. said station 736+14.5 being on the boundary line of said Section 13, 1022 feet, more or less, East of the Southwest corner of said Section 13.

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Lincoln County

PARCEL 1:

All of Section 26, T 6 S, R 9 W, W.M.,
in Lincoln County, Oregon.

PARCEL 2:

The southwest quarter, and the west half
of the southeast quarter of Section 24,
T 6 S, R 9 W, W.M., in Lincoln County,
Oregon;

Together with a strip of land 100 feet
in width, being 50 feet on each side of
the following center line in the east
half of the southeast quarter of Section
24, T 6 S, R 9 W, W.M., in Lincoln
County, Oregon, to-wit:

Beginning at a point where the center-
line of a road enters the said Section
24, said point being south 2°20' west,
195 feet from the east quarter corner of
said Section 24, thence south 72° west,
285 feet to a point from which center of
the road is 30 feet left; thence south
3° east, 450 feet to a point on center
of road; thence south 25° east, 180 feet
to a point on center of road; thence
south 15° east, 360 feet to a point on
center of road; thence south 30° west,
200 feet to a point on center of road;
thence south 18° west, 180 feet to a
point from which center of road is 23
feet left; thence south 22° east, 450
feet to a point on center of road
which is 10 feet east of the line
bearing south 2°20' west between the
quarter section corner mentioned above,
and the southeast corner of said Section
24; thence south 9° west, 174 feet to a
point on center of road; thence south
41°30' west, 180 feet to a point from
which center of road is 20 feet right;
thence south 83°30' west, 189 feet to a
point from which center of road is 7
feet left, being at the west end of the
Bridge across the Salmon River, tying in
to the southeast corner of Section 24
from this immediately above mentioned
point south 25° east, 360 feet; thence
south 65°30' east, 123 feet; thence 12
feet due east to corner at edge of
Salmon River, witnessed by a large cedar
tree on west bank. Resuming road
traverse from the aforementioned point
at the west end of the bridge across
Salmon River, continue south 83°30'

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west, 104.5 feet to a point on the north edge of a road; thence north 58° west, 264 feet to a point from which center of road is 7 feet left; thence north 81° west, 260 feet to a point from which center of road is 7 feet left; thence south 86°30' west, 420 feet to a point from which center of road is 7 feet left, and which point is north 1° east, 545 feet from the southwest corner of the said east half of the southeast quarter of Section 24.

PARCEL 3:

Government Lots 6 and 7, (also known as the east half of the southeast quarter) of Section 24, T 6 S, R 9 W, W.M., in Lincoln County, Oregon;

EXCEPT THEREFROM that certain 100 foot strip described in Parcel 2, above.

PARCEL 4:

The west half and the west half of the east half of Section 25, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 5:

Lots 1, 2, 3 and 4, of Section 25, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 6:

All of Sections 35 and 36, T 6 S, R 9 W, W.M., in Lincoln County, Oregon.

PARCEL 7:

Southeast quarter of the southeast quarter of the northwest quarter; northeast quarter of the southwest quarter; south half of the northeast quarter of the southeast quarter; northwest quarter of the northeast quarter of the southeast quarter; southwest quarter of the northeast quarter; and northwest quarter of the southeast quarter of Section 24, T 7 S, R 10 W, W.M., in Lincoln County, Oregon;

EXCEPT the following tracts:

- a) Tract conveyed to Kenneth B. Jones and Love M. Jones, by deed recorded November 27, 1942 in Book 92, page 377, Deed Records.

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b) Beginning at the northeast corner of the northwest quarter of the southeast quarter; thence north 206 feet; thence west 206 feet; thence south 412 feet; thence east 206 feet; thence north 206 feet to the point of beginning.

c) Right of way conveyed to Charles L. Patton and Lowell E. Patton, recorded April 24, 1952 in Book 159, page 23, Deed Records.

PARCEL 8:

The northwest quarter of Section 36, T 6 S, R 10 W, W.M., in Lincoln County, Oregon. Excepting a tract therefrom described as: Beginning at a point 1230 feet east of the northwest corner of the northwest quarter of Section 36, T 6 S, R 10 W, W.M.; thence east on the said section line 495 feet; thence south 600 feet; thence west 595 feet; thence northwesterly 657.95 feet, more or less, on an angle to the north line of said Section 36 and to a point 370 feet west of the point of beginning; thence east on said north line of Section 36 to the point of beginning.

TOGETHER WITH an easement over all existing roads and bridges between said property and the Oregon State Highway, said easement being more specifically described as crossing the Southwest quarter of Section 25 and the Northwest quarter of Section 36, Township 6 South, Range 10 West of the Willamette Meridian, Lincoln County, Oregon.

PARCEL 9:

The N1/2 of the SW1/4 of Section 36, T 6 S, R 10 W, W.M., in Lincoln County, Oregon; Excepting therefrom the W1/4 of the SW1/4 of the NW1/4 of the SW1/4 of said Section, Township and Range. The E1/2 of the NE1/4 of the NE1/4 of the SE1/4 of Section 35, T 6 S, R 10 W, W.M.; Excepting therefrom any portion which lies within the boundaries of the Slick Rock Road.

PARCEL 10:

Government Lot 3 and the east half of the northeast quarter of Section 20, T 8 S, R 10 W, W.M., in Lincoln County, Oregon; Except therefrom any portion falling in public roads or highways.

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PARCEL 11:

Government Lots 2, 3 and 4 and the southeast quarter of the northwest quarter; south half of the northeast quarter; the east half of the southwest quarter; and southeast quarter of Section 21, T 8 S, R 10 W, W.M., in Lincoln County, Oregon.

Tillamook County

The West half of the West half of Section 10, Township 6 South, Range 9 West in Tillamook County, Oregon.

Marion County

The Northwest quarter of the Southwest quarter and the South half of the Southwest quarter of Section 2; and the West half of the Southeast quarter of the Northeast quarter and the Southwest quarter of the Northeast quarter and the Southeast quarter of Section 3; and the Northeast quarter of Section 10; and the West half of the Northwest quarter of Section 11; all in Township 7 South of Range 1 East of the Willamette Meridian, Marion County, Oregon.

AND an easement forty (40) feet in width following the location of and including all the roads located in that portion of the West half of the Northwest quarter (W1/2 NW1/4) of Section Two (2) lying South and West of the County Road and in the East half of the Southeast quarter of the Northeast quarter (E1/2 SE1/4 NE1/4) of Section Three (3), all in Township Seven (7) South of Range One (1) East of the Willamette Meridian, which easement and roads are required for access to the premises above granted from the County Road, for ingress to and egress from said premises above granted for all purposes whatsoever including, but not limited to, the transportation of men, machinery and equipment and of logs, timber and forest products in connection with the use, management and control of, and the logging of, and the removal of logs, timber and forest products from and the reforestation of, said premises above granted, together with the right to use, repair, maintain, reconstruct and widen said roads; provided, however, that the grantors above named reserve to themselves and their heirs and to grantees of the premises subject to said easement, and

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to their invitees, the right to use said roads.

Subject to easements, restrictions, servitudes, covenants, rights-of-way, mineral leases and reservations, and other encumbrances on the ground to the extent that the encumbrance does not materially affect the use of the real property for the growing and harvesting of timber or of record as of December 10, 1980; and further subject to 1) that certain Road Use Agreement dated July 12, 1954 and as supplemented on July 1, 1955 between the Long-Bell Lumber Company and Miami Corporation, 2) that certain Water Pipeline Easement dated January 15, 1975 between International Paper Company and Ted R. South, which Agreement was assigned to David Phelps on June 1, 1975, 3) that certain Agreement dated June 29, 1960 between International Paper Company and Crown Zellerbach Corporation, 4) that certain Road Easement dated May 17, 1971 between International Paper Company and the United States Department of the Interior, Bureau of Land Management and 5) that certain Road Use Agreement dated September 16, 1954 between the Long-Bell Lumber Company and Harry C. Murphy, Edward J. Murphy and Peter C. Murphy, partners doing business as "Murphy Lumber Company, and further reserving unto the Grantor its successors, and assigns, the following:

"All of the oil, gas, associated hydrocarbons, lead, zinc, copper, coal, lignite, sulphur, phosphate, iron ore, sodium, salt, uranium, thorium, molybdenum, vanadium, titanium and other fissionable materials, gold, silver, bauxite, limestone, geothermal energy and all other mineral substances and ore deposits of any kind or character, whether solid, liquid or gaseous, and without limitation by enumeration of the minerals expressly mentioned above (but not including sand, gravel and

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pit run rock), presently owned by Grantor (International Paper Company) in, on or under any of the property conveyed hereby, together with full rights of ingress and egress and use of the surface to the extent reasonably necessary for the purpose of exploring, drilling, mining, developing, producing, removing, transporting and owning all of said minerals and mineral rights herein reserved to Grantor (International Paper Company).

"However, Grantor (International Paper Company) recognizes that the timberlands conveyed to Stimson Lumber Company will be held by Stimson Lumber Company for the primary purpose of growing timber thereon, and cutting, removing and otherwise utilizing the same from time to time. International Paper Company will so conduct its operations relating to the removal of the minerals reserved to it hereunder so as not to interfere unreasonably with Stimson Lumber Company in the operation of its business, will build and use only such roads as are reasonably necessary to conduct its operations, such roads to be built and used in such manner as to avoid, insofar as possible, disturbance of Stimson Lumber Company's growing timber and operations and International Paper Company agrees that by no later than thirty (30) days prior to the construction of any such road, pipe line or power line or other facility, or prior to the commencement of its operations in or about any drilling or other removal site, it will furnish to Stimson Lumber Company a map or plat showing the proposed location thereof and obtain Stimson Lumber Company's approval thereof, which approval shall not be unreasonably withheld. In any event Stimson Lumber Company's response to International Paper Company's request for approval shall be promptly and timely given. International Paper Company will provide at International Paper Company's expense all necessary protective measures to prevent any loss or damage to the property of Stimson Lumber Company on account of any operations by International Paper Company including, but not limited to, protection for pipe line and telephone lines. These protective measures shall also include the utilization of Stimson Lumber

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Company's personnel, at International Paper Company's expense, to cut and remove all timber, pulpwood, sawlogs, trees, forest growth (standing, cut or fallen) which International Paper Company is authorized to do pursuant hereto. If there may be an unreasonable delay resulting from the use of Stimson personnel or if the price to be charged by Stimson exceeds the going rate for such work, then Grantor is not required to use Stimson personnel, but must employ experienced and qualified personnel acceptable to Stimson Lumber Company. Stimson's approval will not be unreasonably withheld. In any event Stimson Lumber Company's response to International Paper Company's request for approval shall be promptly and timely given. International Paper Company will pay for all damage to Stimson Lumber Company's timber, pulpwood, sawlogs, trees, forest growth (standing, cut or fallen) or other properties of any kind, caused by, or arising out of its operations relating to it hereunder, including, but not by way of limitation, damage by forest fires originating on the land conveyed to Stimson Lumber Company or on any adjacent or contiguous premises under the control of, or being operated by International Paper Company. International Paper Company will promptly notify Stimson Lumber Company's nearest fire crew of, and will use its best efforts to extinguish, any fire which may result from International Paper Company's operations hereunder. Pits and excavations made during drilling operations will be filled by International Paper Company and the surface restored, as nearly as reasonably possible, to its original condition; and if International Paper Company shall fail to do so the cost to Stimson Lumber Company of such filling and restoration shall be paid to Stimson Lumber Company by International Paper Company," and further

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Reserving unto Grantor the right to remove by August 31 1981 any timber which was felled on December 10, 1980. However, Grantor shall indemnify and hold Grantee harmless from any loss, cost or liability arising in

connection with the activities of Grantor, or those acting for it, on the above described property in connection with such removal.

The true and actual consideration for this conveyance is Seventy-Three Million (\$73,000,000.00) Dollars.

Dated this 26th day of January, 1961.

International Paper Company

By: John Stephens Title
VICE PRESIDENT

CM

Attest: A. C. Kearney Title
ATTORNEY AT LAW

Until a change is requested, all tax statements shall be sent to the following address: Stimson Lumber Company, 308 Pacific Building, Portland, Oregon 97204.

After recording return to:

Stimson Lumber Company
c/o Wm. F. Martson, Jr.
Tonkon, Torp, Galen, Marmaduke & Booth
1800 Oranco Bldg.
1001 S. W. 5th
Portland, Oregon 97204

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STATE OF NEW YORK)
County of New York) ss.

Personally appeared John J. Stephens, who,
being duly sworn, did say that he is the Vice President
of INTERNATIONAL PAPER CORPORATION and that the seal affixed
to the foregoing instrument is the corporate seal of said
corporation and that said instrument was signed and sealed
in behalf of said corporation by authority of its Board of
Directors; and he acknowledged said instrument to be its
voluntary act and deed.

Before me:

Frank H. Arcenzio
Notary Public for New York
My Commission Expires: _____
FRANK H. ARCENZIO
NOTARY PUBLIC, State of New York
No. 03-5029617
Qualified in Bronx County
Cert filed in New York County
Commission Expires March 30, 1999

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266655

STATE OF OREGON)
County of Polk) ss.

I hereby certify that the
withn was received and duly
recorded by me in Polk
County records:

B.O.R. 154 Page 1506

FILED
POLK COUNTY OREGON
JAN 29 11 45 AM '81
VIOLET DODD HILL STRENGTH
COUNTY CLERK
BY [Signature] DEPUTY