



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

Application for a Permit to Use Ground Water

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

1. APPLICANT INFORMATION

A. Individuals

Applicant: James C. & Elia A. Shepherd
First Last

Mailing address: 476 N. Koa
Burns Oregon 97720
City State Zip

Phone: 541-573-3219 CELL 541-589-0167
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

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

Name of organization: _____

Name and title of person applying: _____

Mailing address of organization: N/A
City State Zip

Phone: _____
Day Evening

*Fax: _____ *E-Mail address: _____

* Optional information

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For Department Use	
App. No. _____	Permit No. _____
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2. PROPERTY OWNERSHIP

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

☒ Yes (Skip to section 3 "Ground water Development.")

☐ No (Please check the appropriate box below.)

☐ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

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

List the names and mailing addresses of all affected landowners.

N/A

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 1

Name of nearest surface water body: Willow Cr (+ 2 wk max. approx once every 3 yr)

Distance from well(s) to nearest stream or lake: 1) 3/4 mile

2) _____ 3) _____ 4) _____

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head. 1) 8'

2) _____ 3) _____ 4) _____

B. Well Characteristics

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

Well(s) will be constructed by: Tim Riley (Western Water Wells)

Address: Burns, Ore. 97720

Completion date: _____

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

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	14"	14"	80'±	0	18-20'	28'	60	pipe	380'

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

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

C. Artesian Flows

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

N/A

4. WATER USE

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

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

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

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B. Amount of Water

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

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	unknown	Irrigation	398.31 gpm	1346,559.36	unknown

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 1.8875 CFS
(The fees for your application will be based on this amount.)

D. Period of Use

Indicate the time of year you propose to use the water: March 1 thru Sept. 30
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

E. Acreage

If you will be applying water to land, please give the total number of acres where water will be applied or used: 71
(This number should be consistent with your application map.)

5. WATER MANAGEMENT

A. Diversion

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

- ☒ Pump (give horsepower and pump type): Turbine 50 HP
☐ Other means (describe): _____

B. Transport

How will you transport water to your place of use?

- ☐ Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? ☐ Yes ☐ No

- ☒ Pipe (give diameter and total length):

Diameter 8" Length 750'

- ☐ Other (describe) 720 mini pivot

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C. Application/Distribution Method

What equipment will you use to apply water to your place of use? low profile mini pivots, flow regulators, low pressure nozzles, drops; flow meter

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

- | | | |
|--|--|--|
| ☐ Flood | ☐ High-pressure sprinkler | ☒ Low pressure ^{spray nozzle} sprinkler |
| ☐ Drip | ☐ Water cannons | ☒ Center pivot system |
| ☐ Hand lines | ☐ Wheel lines | |
| ☐ Siphon tubes or gated pipe with furrows | | |
| ☐ Other, describe _____ | | |

Distribution method

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

D. Conservation

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

- Drop tubes, flow regulators, low pressure spray nozzles
- flow meter's
- reduce evaporation rates, effecient delivery of water to soil

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: Summer - fall 08, when permit received
Proposed date construction will be completed: 1 year after permit
Proposed date beneficial water use will begin: spring 2009

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.

① N R C S Contract # 7404365A393
" " # 7404364A239

② willow creek is an intermittent flow; no flow 2005, 2006, 2007

③ possible submersible pump if more effecient

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8. MAP REQUIREMENTS

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

9. SIGNATURE

By my signature below I confirm that I understand:

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

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

x James C. Shepherd & E. A. Shepherd 7/19/08
Signature of Applicant (If more than one applicant, all must sign.) Date

Before you submit your application be sure you have:

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



Oregon Water Resources Department

FORM I FOR IRRIGATION WATER USE

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

☒ Primary ☐ Supplemental

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

Primary: 71 Acres

Secondary: _____ Acres

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

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

- | | | |
|-------------------|---|---|
| 1. <u>Alfalfa</u> | ☒ Full season | ☐ Partial season (from: <u>3/1</u> to <u>10/31</u>) |
| 2. _____ | ☐ Full season | ☐ Partial season (from: _____ to _____) |
| 3. _____ | ☐ Full season | ☐ Partial season (from: _____ to _____) |
| 4. _____ | ☐ Full season | ☐ Partial season (from: _____ to _____) |

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

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

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

☒ Daily during daytime hours

☒ Daily during nighttime hours

☐ Two or three times weekly during daytime

☐ Two or three times weekly during nighttime

☐ Weekly, during daytime hours

☐ Weekly, during nighttime hours

☐ Other, explain: or as crop requires

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Last revision: October 31, 1996

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Hydrograph for State Well HARN 813, State Observation Well # 174

Well Location

24.00S30.00E7CDD

Oregon Water Resources Department Well Log ID

HARN 813

Oregon Water Resources Department State Observation Well Number

174

Well depth, in feet below land surface

347

Land surface elevation, in feet above mean sea level

Primary use of well

not determined

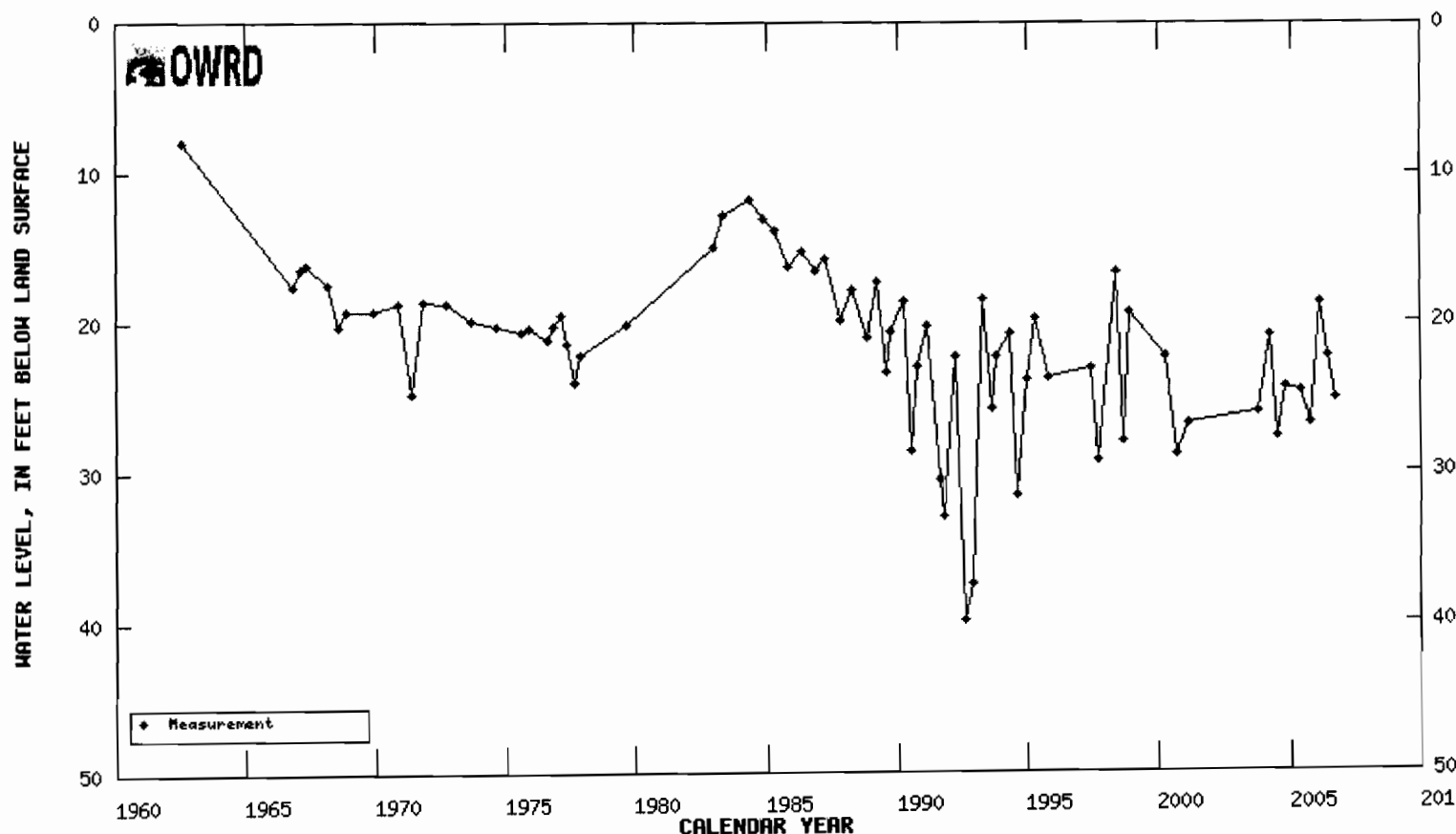


Table showing water-level data for State Well HARN 813, State Observation Well # 174

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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: James C. & Elia A Shepherd
Mailing Address: 476 N. Koa
City: Burns State: Or. Zip: 97720 Day Phone: 589-0167

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

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>24</u>	<u>30</u>	<u>7</u>	<u>NESW</u>	<u>802</u>	<u>EFRU-2</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>1 yr.</u>
			<u>NWSW</u>	<u>802</u>	<u>"</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>1 yr.</u>
			<u>SESW</u>	<u>802</u>	<u>"</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>1 yr.</u>
			<u>SESW</u>	<u>802</u>	<u>"</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>1 yr.</u>
			<u>NWSE</u>	<u>802</u>	<u>"</u>				<u>1 yr.</u>
			<u>SWSE</u>	<u>802</u>	<u>"</u>				<u>1 yr.</u>

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

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: .8875 ☒ 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: Low pressure - pivot irrigation

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.

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

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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): EF2V-2.

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:	
		Obtained Denied	Being pursued Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ 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.

Name: Bryan M-Mullen Title: Planning Director
 Signature: [Signature] Phone: 541-573-6625 Date: 8-18-08
 Government Entity: Hamilton County Planning

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.

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Receipt for Request for Land Use Information

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Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

20081135

After recording return to:

The 1031 Exchange Experts, LLC, Qualified
Intermediary, through Goldenlarch Holdings,
LLC, its' Exchange Accommodation Titleholder
8101 EAST PRENTICE AVE., SUITE 400
GREENWOOD VILLAGE, CO 80111

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

The 1031 Exchange Experts, LLC, Qualified
Intermediary, through Goldenlarch Holdings,
LLC, its' Exchange Accommodation Titleholder
8101 EAST PRENTICE AVE., SUITE 400
GREENWOOD VILLAGE, CO 80111

Escrow No. BU0018813
Title No. 0018813
SWD

STATE OF OREGON } ss.
County of Harney

I certify that the instrument identified herein was
recorded on the 27th day of June 2008 at 9:10 o'clock A.M. in the
County Clerk's Records of Harney County, Oregon.
Maria Ibarra, County Clerk
By: [Signature] Deputy

STATUTORY WARRANTY DEED

JAMES C. SHEPHERD and ELIA A. SHEPHERD, as tenants by the entirety, Grantor(s) hereby convey and warrant to The 1031 Exchange Experts, LLC, Qualified Intermediary, through Goldenlarch Holdings, LLC, its' Exchange Accommodation Titleholder, Grantee(s) the following described real property in the County of HARNEY and State of Oregon free of encumbrances except as specifically set forth herein:

SEE EXHIBIT "A" CONSISTING OF ONE PAGE ATTACHED HERETO.

CODE # 30-2 ACCT. # 37045 MAP# 24S 30E TL 800
CODE # 30-2 ACCT. # 92985 MAP# 24S 30E TL 801
CODE # 30-2 ACCT. # 92986 MAP# 24S 30E TL 802

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2008-2009 Real Property Taxes a lien not yet due and payable.

The true and actual consideration for this conveyance is PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

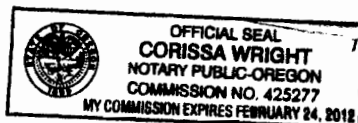
Dated this 27 day of June 2008.

JAMES C. SHEPHERD

ELIA A. SHEPHERD

State of Oregon
County of HARNEY

This instrument was acknowledged before me on June 27th, 2008 by JAMES C. SHEPHERD and ELIA A. SHEPHERD.



My commission expires Feb 24, 2012

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2008 1135

EXHIBIT "A"

Three Parcels of land located in Sections 7, 8, 17, 18 and 20, in Twp. 24 S., R. 30 E., W.M., Harney County, Oregon, more particularly described as follows:

Parcels No 1, 2 and 3 of Partition Plat No. 04-02-158, recorded February 6, 2004, Instrument No. 20040231, Harney County Records.

SAVE & EXCEPT beginning at a point on the West boundary of Sec. 7, said point bearing N. 00°21'56" E. 217.52 feet from the Southwest corner of Sec. 7; thence S. 89°29'30" E. 1093.65 feet; thence N. 32°51'43" E. 411.58 feet; thence N. 02°11'30" E. 848.80 feet; thence S. 89°48'18" E. 1677.37 feet; thence N. 18°33'50" W. 580.69 feet; thence N. 11°57'23" W. 1297.93 feet; thence S. 75°43'24" W. 534.63 feet; thence N. 04°43'16" W. 485.15 feet; thence N. 20°49'10" W. 424.00 feet; thence N. 47°08'50" W. 324.76 feet; thence N. 56°48'31" W. 687.21 feet; thence N. 01°46'08" W. 651.61 feet to the Southerly boundary of the Central Oregon Highway right of way; thence along the Southern boundary of the Central Oregon Highway right of way S. 89°11'53" W. 13.74 feet to Station 1265+50.00; thence S. 00°48'07" E. 60.00 feet; thence N. 80°29'49" W. 335.41 feet; thence Westerly 675 feet, more or less, to the West boundary of Sec. 7; thence S. 00°12'08" W. along the West boundary of Sec. 7, 2543 feet, more or less, to the West one-quarter corner of Sec. 7; thence S. 00°21'56" W. 2445.90 feet to the point of beginning. ALSO SAVE & EXCEPT The William and Carolyn Kay Hart property as described in deed recorded in Book 82, Page 448, Deed Records and that portion of Highway Abandonment property as recorded in Book 73, Page 432, Deed Records, lying North of the William and Carolyn Kay Hart property.

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OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTIES
Office of County Assessor – Harney County

Reference # 92986

Code Area 30-2

Map # 24 30

Tax Lot # 802

Acres 206.32

Legal Description

Date

Deed Recorded

Land in Harney County, Oregon, as follows:

Township 24 S., Range 30 E., W.M.

That part of Parcel 2 & 3 of Partition Plat # 04-02-158

Recorded 2/6/04 #20040231

More Particularly described as follows:

Also Save & Except the following described Parcel:

Beginning at a point on the west boundary of Section 7,
Said point bearing N 00° 21' 56" E 217.52 feet from the
Southwest corner of Section 7,

thence S 89° 29' 30" E 1093.65 feet,

thence N 32° 51' 43" E 411.58 feet,

thence N 02° 11' 30" E 848.80 feet,

thence S 89° 48' 18" E 1677.37 feet,

thence N 18° 33' 50" W 580.69 feet,

thence N 11° 57' 23" W 1297.93 feet,

thence S 75° 43' 24" W 534.63 feet,

thence N 04° 43' 16" W 485.15 feet,

thence N 20° 49' 10" W 424.00 feet,

thence N 47° 08' 50" W 324.76 feet,

thence N 56° 48' 31" W 687.21 feet,

thence N 01° 46' 08" W 651.61 feet to the Southerly

boundary of the Central Oregon Highway right of
way,

thence along the Southerly boundary of the
Central Oregon Highway right of way

S 89° 11' 53" W 13.74 feet to station 1265+50.00

thence S 00° 48' 07" E 60.00 feet,

thence N 80° 29' 49" W 335.41 feet

thence westerly 675 feet, more or less, to the

West boundary of Section 7,

thence S 00° 12' 08" W along the West boundary
of Section 7 2543 feet, more or less, to the West

one quarter corner of Section 7,

thence S 00° 21' 56" W 2445.90 feet to the

Point of Beginning

Save and Except

The William and Carolyn Kay Hart property

As recorded in Book 82, Page 448 of the Harney
County Deed Records and that portion of

Highway abandonment property as recorded in

Book 73, Page 432 of the Harney County Deed

Records lying North of the William and Carolyn
Kay Hart Property

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2/6/56	61	339
11/20/57	64	194
10/10/63	74	181
9/16/63	74	70
9/16/63	74	58
6/1/66	80	153
9/15/72	93	436
4/19/74	96	384
8/6/74	97	9
7/26/76	101	418
5/18/77	103	654
12/20/77	105	367
11/3/78	108	92
5/29/79	109	474
5/29/79	109	477
6/13/80	112	383
12/2/80	113	502
6/16/81	115	91
2/8/82	116	300
2/8/82	116	302
6/21/82	117	88
1/17/83	118	40
1/17/83	118	45
10/3/83	119	515

WD: David B. & Madeleine M. Clark, as to an undivided ½ interest & Joel D. & Judith L. Hollingshead, as to an undivided ½ interest to:

Debra Fitzpatrick

4/5/95 950530

WD: Debra Fitzpatrick to:

James C. & Elia A. Shepherd

4/5/95 950533

Well Ownership # L11941

1/13/98 980074

Findings & Decision File # 03-16

6/19/03 20031197

Partition Plat # 04-02-158

2/6/04 20040231

Harney County Findings & Decisions: Property Line Adjustment

6/25/08 20081112

Corrected Harney County Findings & Decisions: Property Line Adjustment

7/16/08 20081235

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May 20, 2008

Jim Shepherd
476 N. Koa Ave.
Burns, OR 97720

LEGAL DESCRIPTIONS

for a

PROPERTY LINE ADJUSTMENT

New description for Tax Lot 802, T 24 S, R 30 E, WM

Beginning at a point on the west boundary of Section 7, said point bearing N 00°21'56"E 217.52 feet from the southwest corner of Section 7, thence S 89°29'30"E 1093.65 feet, thence N 32°51'43"E 411.58 feet, thence N 02°11'30"E 848.80 feet, thence S 89°48'18"E 1677.37 feet, thence N 18°33'50"W 580.69 feet, thence N 11°57'23"W 1297.93 feet, thence S 75°43'24"W 534.63 feet, thence N 04°43'16"W 485.15 feet, thence N 20°49'10"W 424.00 feet, thence N 47°08'50"W 324.76 feet, thence N 56°48'31"W 687.21 feet, thence N 01°46'08"W 651.61 feet to the southerly boundary of the CENTRAL OREGON HIGHWAY right of way, thence along the southerly boundary of the CENTRAL OREGON HIGHWAY right of way S 89°11'53"W 13.74 feet to station 1265+50.00 thence S 00°48'07"E 60.00 feet, thence N 80°29'49"W 335.41 feet, thence westerly 675 feet, more or less, to the west boundary of Section 7, thence S 00°12'08"W along the west boundary of Section 7 2543 feet, more or less, to the west one-quarter corner of Section 7, thence S 00°21'56"W 2445.90 feet to the point of beginning.

Save & Except The William and Carolyn Kay Hart property as recorded in Book 82, Page 448 of the Harney County Deed Records and that portion of Highway abandonment property as recorded in Book 73, Page 432 of the Harney County Deed Records lying north of the William and Carolyn Kay Hart property.

Containing 206.32 acres, more or less, and subject to all conditions, reservations, and restrictions of record.

New description for Tax Lot 800, T 24 S, R 30 E, WM

The current Tax Lots 800 and 802, T 24 S, R 30 E, WM.

Save & Except The new description for Tax Lot 802 as described above.

Containing 1942.82 acres, more or less, and subject to all conditions, reservations, and restriction of record.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
SEPTEMBER 23, 1977
CHRIS T. PALMER
1 2 8 8

RENEW 1-1-2009

RECEIVED

AUG 19 2008
WATER RESOURCES DEPT
SALEM, OREGON