



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

250 BASE
 150 10 Af
 96 90 Af
 \$ 490

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

A. Applicants

Applicant: Victor Schneider
First Last

Mailing Address: 37485 S Highway 213

Mt. Angel Oregon 97326
City State Zip

Phone: 503-829-9986 503-710-0128
Home Work Other

*Fax: _____ *Email Address: schnevi@molalla.net

B. Organizations

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

Name of Organization: N/A

Name and Title of Person Applying: _____

Mailing Address or Organization: _____

City State Zip

Phone : _____
Day Evening

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*Fax: _____ *Email Address: _____

**Optional*

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: <u>Remembrance Lake</u>	Tributary to: <u>Butte Creek</u>
Source 2: _____	Tributary to: _____
Source 3: _____	Tributary to: _____
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.

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.

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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. *SEE REMARKS*
- 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.

Phyllis Schneider (mother) 36612 S Farm Rd Mt Angel, OR 97326	Donadee Burns (sister) 8141 S. Drake Rd Mt Angel, OR 97326
<i>SEE REMARKS</i>	

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
Remembrance Lk	Irrigation	100 <input type="radio"/> cfs <input type="radio"/> gpm <input checked="" type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="text"/> <input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af

C. Period of Use

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

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 293.4
(This number should be consistent with your application map.)

4. WATER MANAGEMENT

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): _____

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): _____

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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

Pipe (give diameter and total length):

Diameter a) 8" b) 6" c) 5" _____ Length a) 3800', b) 2500', c) 3000' _____

other, describe: _____

D. Application/Distribution Method

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

3" aluminum hand lines, 40 foot lengths, 400 pieces (16,000')
Rainbird 30WSH, 3/16 nozzles (7gpm)(50 psi), 80 heads
Big Gun

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

- Flood High pressure sprinkler Low pressure sprinkler
- Drip Water Cannons Center pivot system
- Hand Lines Wheel Lines
- Siphon tubes or gated pipe with furrows
- other, describe: _____

Distribution method

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

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.

The method of distribution is the existing system which is operated under other, older water rights for these lands. Conservation is obtained by watering crops as required and weather conditions dictate.

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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:

Intake in reservoir will be screened if needed. There are no plans to stock the reservoir with any aquatic life.

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions:

No construction will take place in the riparian area of Butte Creek. Area disturbed by reservoir construction will be reseeded prior to fall rains.

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

All operating equipment associated with this right will be confined to the off-channel reservoir. No aquatic life will be present in the reservoir.

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

Butte Creek has an intact riparian buffer. Fertilizer and chemical application rates are calculated to meet plant uptake capabilities. Crops grown are edible commodities, i.e. green beans, and applications are carefully controlled.

- 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

Proposed date construction will be completed: October 2009

Proposed date beneficial water use will begin: Permit date + 3 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.

2.C. Property Ownership - The land south of Drake Road is owned by me. Tax lots 6 1E Sec 4 1000 and Sec 5 2000 are owned by my sister and I. Tax Lots 6 1E Sec 4 900 and Sec 5 1900 are owned by my mother. The irrigation system for all of the properties is interconnected and they are all farmed together.

4.D. Water for fields in Sec 4 are pumped to the small existing reservoir in Sec 5 for temporary storage and then a booster pump station (centrifugal, 2.5 hp pump and 30 hp motor) lifts it for delivery to the fields.

6. The irrigation system is already in place from previous water rights. Only the connection and pup at the new reservoir will need to be completed and connected.

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, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

Victoria Schneider

8-27-08

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.

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

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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: 10.0 Acres
Supplemental 293.4
Secondary: 283.4 Acres

List the permit or certificate number of the primary water right: No. See attached list

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

- | | | |
|------------------------------------|---|--|
| 1. <u>vegetables (green beans)</u> | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 2. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 3. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 4. _____ | <input type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |

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

100 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?

- | | |
|--|---|
| <input type="checkbox"/> Daily during daytime hours | <input type="checkbox"/> Daily during nighttime hours |
| <input type="checkbox"/> Two or three times weekly during daytime | <input type="checkbox"/> Two or three times weekly during nighttime |
| <input type="checkbox"/> Weekly, during daytime hours | <input type="checkbox"/> Weekly, during nighttime hours |
| <input checked="" type="checkbox"/> Other, explain: <u>As weather and plant conditions dictate</u> | |

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FORM I
SUPPLEMENTAL INFORMATION

Primary Water Rights:

Certificates:

23256

26167

21135

41481

41483

51364

51427

64380

Permits:

S-53124

Vic Schneder
Application S- _____



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: Victor Schneider, Jr.
Mailing Address: 37485 S. Highway 213
City: Mt. Angel State: OR Zip: 97326 Day Phone: 503-829-9986

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:
See	Attached	List			<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<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. Clackamas County

B. Description of Proposed Use

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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: 100 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: Water from an off-channel reservoir will be used to irrigate 293.4 acres of vegetable crops

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): 401.04(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
		<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.

200 401.04 (0) primary use - Irrigation - water.

Name: Sandy Ingalls Title: Planner II
 Signature: Sandy Ingalls Phone: 503-353-4500 Date: 8/25/08
 Government Entity: Clatsop 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.

RECORDED IN CLACKAMAS COUNTY
JOHN KAUFFMAN, COUNTY CLERK

2000-055538



\$31.00

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08/28/2000 11:46:32 AM

DD - 1 - 2 TRISH
\$10.00 \$11.00 \$10.00

CLACKAMAS COUNTY RECORDING DEPT. CERTIFICATE PAGE



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if document is re-recorded.
Do Not remove from original document.

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After Recording Return to:
ALAN J. BELL, P.C.
P. O. Box 497
Stayton, OR 97388

Send Tax Statements to:
No Change

BARGAIN AND SALE DEED

PHYLLIS SCHNEIDER, Grantor, hereby grants, bargains, sells and conveys to PHYLLIS SCHNEIDER, Trustee of the PHYLLIS SCHNEIDER FAMILY TRUST, Grantee, that certain real property situated in Clackamas County, Oregon, more particularly described as follows:

See Exhibit A, attached hereto and made a part hereof as though fully set forth.

The true and actual consideration for this conveyance is \$1.00 and other good and valuable consideration.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved use.

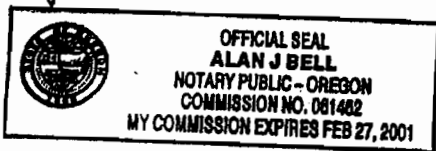
The property described in this instrument may not be within fire protection district protecting structures. The property is subject to land use laws and regulations, which, in farm or forest zones, may not authorize construction or siting of a residence. Before signing or accepting the instrument, a person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and existence of fire protection for structures.

DATED this 8 day of August, 2000.

Phyllis Schneider
Phyllis Schneider

STATE OF OREGON)
County of Medion) ss.

This instrument was acknowledged before me on the 8 day of August, 2000, by Phyllis Schneider.



Alan J. Bell
Notary Public for Oregon

EXHIBIT A

Parcel 1 (G&Y)

A tract of land in the Thomas Ross DLC located in Sections 4 and 5, T. 6, S. R. 1 E. of W. M., Clackamas County, Oregon, and more particularly described as follows:

Beginning at a stone from which an iron pipe bears N. 88° 33' E. 20 feet at the N. W. corner of the Thomas Ross DLC, said stone is also the S. W. corner of the J. M. Drake DLC and is at the North 1/16th corner of the S. E. 1/4 of Section 5, T. 6, S. R. 1 E. of the W. M.; thence N. 89° 33' E. along the northerly line said Ross DLC and center 1/4 section line 1324.1 feet to a stone at the 1/4 section corner between Sections 4 and 5; thence N. 89° 07' E. along said Ross north line and 1/4 section line through Section 5 1884.75 feet to an iron pipe; thence South 1270 feet to an iron pipe; thence S. 88° 08' W. (crossing the section line between sections 4 and 5 at 1861.21 feet) 3183.03 feet to an iron pipe set in the center of county road and West line said Ross claim from which an iron pipe bears N. 88° 52' E. 20 feet; thence N. 1° 12' E. along said road and claim line 1270 feet to the place of beginning.

However, excepting from the above described tract that part thereof that lies within the boundaries of the County Roads.

Parcel 2 (R)

Part of the Jeremiah Jack D. L. C. in Township 6 South, Range 1 East, Willamette Meridian, Clackamas County, Oregon, described as follows:

Beginning at the Northeast corner of the Jeremiah Jack DLC: thence along the North boundary of said Jack DLC, North 89° 15' West 437.50 feet; thence South 00° 45' West 500.00 feet to a 5/8" iron rod; thence North 89° 15' West 730.00 feet to a 5/8" iron rod; thence North 00° 45' East 500.00 feet to the North boundary of said Jack DLC; thence along the North boundary of said Jack DLC North 89° 15' West 265.90 feet to a 3/4" iron pipe set at the corner of Section 4, 5, 8 and 9 of Township 6 South, Range 1 East, Willamette Meridian; thence still along the North boundary of said Jack DLC, North 89° 40' 36" West 622.24 feet to an iron pipe which is the Northeast corner of that property described in Document #70-17354, Clackamas County Deed Records; thence South 00° 01' East 1027.34 feet to the Southeast corner of said Document # 70-17354 and the North line of Document #75-25306; thence along the North line of said Document #75-25306, South 89° 32' 11" East 2055.22 feet to the Northeast corner of said Document #75-25306; thence North 00° 00' 12" East 1021.64 feet to the place of beginning.

RECORDED IN CLACKAMAS COUNTY
JOHN KAUFFMAN, COUNTY CLERK

2000-055637



\$31.00

0006662420000055637003

08/28/2000 11:46:32 AM

DD - 1 - 2 TRISH
\$10.00 \$11.00 \$10.00

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if document is re-recorded.**

Do Not remove from original document.

2P
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After Recording Return to:
ALAN J. BELL, P.C.
P. O. Box 497
Stayton, OR 97383

Send Tax Statements to:
No Change

BARGAIN AND SALE DEED

PHYLLIS SCHNEIDER, Grantor, hereby grants, bargains, sells and conveys to VICTOR H. SCHNEIDER, Trustee of the VICTOR H. SCHNEIDER FAMILY TRUST, Grantee, that certain real property situated in Clackamas County, Oregon, more particularly described as follows:

See Exhibit A, attached hereto and made a part hereof as though fully set forth.

The true and actual consideration for this conveyance is \$1.00 and other good and valuable consideration.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved use.

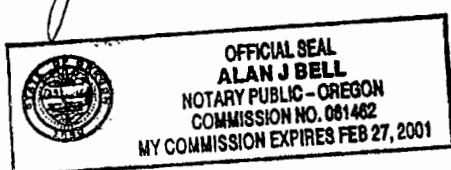
The property described in this instrument may not be within fire protection district protecting structures. The property is subject to land use laws and regulations, which, in farm or forest zones, may not authorize construction or siting of a residence. Before signing or accepting the instrument, a person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and existence of fire protection for structures.

DATED this 8 day of August, 2000.

Phyllis Schneider
Phyllis Schneider

STATE OF OREGON)
County of Marion) ss.

This instrument was acknowledged before me on the 8 day of August, 2000, by Phyllis Schneider.



Alan J. Bell
Notary Public for Oregon

**EXHIBIT A
(BL)**

Beginning at a point on the east line of the Jeremiah Jack and wife D. L. C. No. 41, in T. 6 S., R. 1 E., of the W. M., which point is 1023.00 feet South of the Northeast corner of said claim; running thence North 89° 31' West 2992.57 feet; thence South 1091.44 feet; thence South 89° 34' East 2794.57 feet; thence South 622.00 feet to the center of the Oregon City and Silverton Road; thence North 43° 22' East along the center of said Road 289.9 feet to the East line of said Claim No. 41; thence North along the east line of said Claim No. 41, a distance of 1499.9 feet to the place of beginning.

EXCEPTING THEREFROM that portion lying within public roads.

SUBJECT TO: Easement, including the terms and provisions thereof, in favor of Portland General Electric Company, a corporation of Oregon, recorded May 2, 1953, in Book 468, Page 443, Fee No. 5806, Deed Records.


3

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS, That DAVID A. SCHNEIDER

hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto VICTOR A. SCHNEIDER, JR.

hereinafter called grantee and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Clackamas, State of Oregon, described as follows, to-wit: A tract of land in the Thomas Ross D.L.C. located in Sections 4 and 5, T. 6 S., R. 1 E. of W.M., Clackamas County, Oregon, and more particularly described as follows: Beginning at a bolt set in the center of J. M. Drake Road at the S.W. corner of the Thomas Ross D.L.C. said stone is also the south 1/16th corner of the S.E. 1/4 of Section 4, T. 6 S. R. 1 E. of W.M.; running thence N. 1° 12' W. along the westerly line of said claim and the 1/16th section line 1361.1 feet to an iron pipe; (from which an iron pipe bears N. 88° 08' E. 20 feet), in the center of the County Road; thence N. 88° 08' E. 1183.03 feet crossing the section line between Sections 4 and 5 at 1321.8 feet; thence South 750.35 feet to an iron pipe the center of the County Road and south line of said Ross land claim; thence S. 89° 25' W. along said claim line 115 feet to a stone at re-entrant corner said Ross claim and the N.W. corner of the Robert Allen DLC; thence S. 1° 16' E. along said Ross and Allen claim lines 633.4 feet to an iron pipe at the most southerly southeast corner of said Ross DLC and is also the N.W. corner of the Jeremiah Jack DLC and also on the south line of Section 5; thence S. 89° 27' W. along said claim and section lines 1433.6 feet to an iron pipe at section corner common to Sections 4,5,8 and 9, T. 6 S. R. 1 E. of W.M., thence S. 89° 03' W. along said County Road and claim and section lines 1319.4 feet to the place of beginning, however excepting from the above described property that part thereof that lies within the boundaries of County Roads.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever. The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 50,000.00. However, the actual consideration consists of or includes other property or value given or promised which is ~~XXXX~~ (some means to indicate which). (The sentence between the symbols X, if not applicable, should be deleted. See ORS 9.030.) In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be applied so that the provisions hereof apply equally to corporations and to individuals. In Witness Whereof, the grantor has executed this instrument this 17 day of March, 19 88.

David A. Schneider
David A. Schneider

THIS INSTRUMENT AFFECTS ALL OR USE OF THE PROPERTY DE-
TERMINED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND
USE AND ZONING ORDINANCES BEFORE SIGNING OR ACCEPTING
THIS INSTRUMENT THE PERSON ACQUIRING FEEL TITLE TO THE
PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR
COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES

STATE OF OREGON, County of Marion
The foregoing instrument was acknowledged before me this 17 day of March, 19 88 by DAVID A. SCHNEIDER

STATE OF OREGON, County of [blank]
The foregoing instrument was acknowledged before me this 19, by [blank] president, and by [blank] secretary of [blank] corporation, on behalf of the corporation.

Notary Public for Oregon
My commission expires 10-29-1990

Notary Public for Oregon
My commission expires [blank]

RECEIVED

AUG 27 2008
WATER RESOURCES DEPT
SALEM, OREGON

John F. Kauffman
Recording Certificate
CCP 04 (Rev. 12-96)
88 11110

Victor A. Schneider, Jr.
14495 S. Highway 213
Mt. Hood, OR 97362
Victor A. Schneider, Jr.
14495 S. Highway 213
Mt. Hood, OR 97362

STATE OF OREGON
County of Clackamas
John F. Kauffman, County Clerk for the County of Clackamas do hereby certify that the instrument of writing was received for recording in the records of said County at

1988 MAR 23 PM 3:37

88 11110

37

This Indenture Witnesseth: That Martin Schneider and

Veronica Schneider, husband and wife,

hereinafter called the "GRANTORS", in consideration of the sums of

Ten and no/100- - - - - Dollars

to them paid, the receipt of which is hereby acknowledged, have bargained and sold, and by these presents do grant, bargain, sell and convey unto

Donna Dee Schneider, Victor A. Schneider, Jr., and David A. Schneider,

hereinafter called the "GRANTEES", the following described real property, to-wit:

A tract of land in the Thomas Ross D.L.C. located in Sections 4 and 5, T. 6 S., R. 1 E. of W.M., Clackamas County, Oregon, and more particularly described as follows:

Beginning at a bolt set in the center of J. M. Drake Road at the S.W. corner of the Thomas Ross D.L.C. said stone is also the south 1/16th corner of the S.E. 1/4 of Section 4, T. 6 S. R. 1 E. of W.M.; running thence N. 1° 12' W. along the westerly line of said claim and the 1/16th section line 1361.1 feet to an iron pipe; (from which an iron pipe bears N. 88° 08' E. 20 feet), in the center of the County Road; thence N. 88° 08' E. 3183.03 feet crossing the section line between Sections 4 and 5 at 1321.8 feet; thence South 750.35 feet to an iron pipe the center of the County Road and south line of said Ross land claim; thence S. 89° 25' W. along said claim line 415 feet to a stone at re-entrant corner said Ross claim and the N.W. corner of the Robert Allen DLC; thence S. 1° 16' E. along said Ross and Allen Claim lines 633.4 feet to an iron pipe at the most southerly southeast corner of said Ross DLC and is also the N.W. corner of the Jeremiah Jack DLC and also on the south line of Section 5; thence S. 89° 27' W. along said claim and section lines 1433.6 feet to an iron pipe at section corner common to Sections 4, 5, 8 and 9, T. 6 S. R. 1 E. of W.M., thence S. 89° 03' W. along said County Road and claim and section lines 1319.4 feet to the place of beginning, however excepting from the above described property that part thereof that lies within the boundaries of County Roads.

Reserving unto grantors so long as either shall be alive, a life estate in and to the real property described herein.

RECEIVED

AUG 27 2008

WATER RESOURCES DIV.
SALEM, OREGON

The true and actual consideration for this transfer is \$1.00.

together with the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining.

To Have and to Hold said real property, unto said grantees, their heirs and assigns forever.

872798

69-26045

And said grantors do hereby covenant to and with said grantees, their heirs and assigns, that we are lawfully seised in fee simple of said premises; that said premises are free from all encumbrances;

and that we will, and our heirs and personal representatives shall, forever warrant and defend the same against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, said grantors have hereunto set our hands and seals this 29 day of September, 1969.

Martin Schneider (Seal)
Veronica Schneider (Seal)

STATE OF OREGON,
County of Clatsop,

I, George D. Poppen, County Clerk, Ex-Officio Recorder of Conveyances and Ex-Officio Clerk of the Circuit Court of the State of Oregon, for the County of Clatsop, do hereby certify that the within instrument of writing was received for full recording in this office.

DEED
1969 DEC 17 PM 12 08

1969 DEC 17 PM 12 08
In Book _____ On Page _____
WITNESS my hand and seal in testimony whereof, I have hereunto set my hand and seal of office, this 17th day of December, 1969.



In Book _____ On Page _____
WITNESS my hand and seal in testimony whereof, I have hereunto set my hand and seal of office, this 17th day of December, 1969.

George D. Poppen
County Clerk
Deputy
Recording Certificate

872788
MICHELE PHOTOGRAPHICAL
INDEXES
CUMFAGE

Warranty Deed

FROM
Martin Schneider, et ux,

TO
Donna Dee Schneider, et al.

STATE OF OREGON } ss
County of MARION

I hereby certify that the within instrument was received and duly recorded in Book 672, Record of Deeds of said county, on Page 183, on the 29 day of SEP 30 1969, at 8:36 o'clock A.M.

Marianne L. Bell
Recorder of Conveyances

By _____ Deputy
BELL & BELL
ATTORNEYS AT LAW
STAYTON, OREGON 97383

872788
300
Marianne L. Bell

STATE OF OREGON, } ss
County of Marion

On this 29 day of September, 1969 before me personally appeared Martin Schneider and Veronia Schneider, husband and wife, to me known to be the persons described in and who executed, the foregoing instrument, and acknowledged to me that they executed it as their free act and deed.

My commission expires 8-21-70

Marianne L. Bell
NOTARY PUBLIC FOR OREGON

872788

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