



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: Andy Roet
First Last

Mailing address: 524 Hwy 20 N
Flines OR 97738
City State Zip

Phone: 541-573-3615 541-589-0107
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

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

Name of organization: RATTLE SNAKE CREEK LAND & CATTLE

Name and title of person applying: _____

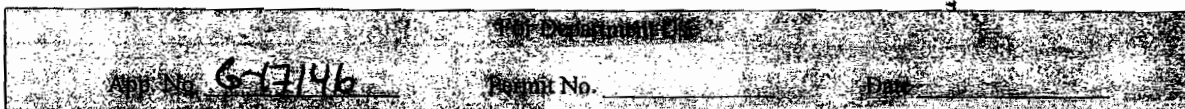
Mailing address of organization: _____

City State Zip

Phone: _____
Day Evening

*Fax: _____ *E-Mail address: _____

* Optional information



2. PROPERTY OWNERSHIP

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

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

No (Please check the appropriate box below.)

I have a recorded easement or written authorization permitting access.

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

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

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

List the names and mailing addresses of all affected landowners.

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 1

Name of nearest surface water body: Harmey Lake

Distance from well(s) to nearest stream or lake: 1) 3 miles

2) _____ 3) _____ 4) _____

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

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: Arthur Fry

Address: _____

Completion date: 5-01-08

Ground Water/2

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SALEM, OREGON

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
9	14"	Steel 14	92	-	20'	86	107'	2" P.P.C.	200

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:

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	BrN Basalt	IRR	280		4000

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? .47 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: Mar 1 - Oct - 31
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

E. Acreage

If you will be applying water to land, please give the total number of acres where water will be applied or used: 37.6
(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): 200 HP Turbin

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 6" Length 6204'

Other (describe) _____

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SALEM, OREGON

C. Application/Distribution Method

What equipment will you use to apply water to your place of use? Turbin Pump - Center Pivot

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

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

Distribution method

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

D. Conservation

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

Use Center Pivot with Low pressure drop Sprinklers To Prevent evaporation and better Crop Coverage

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: 4-14-08

Proposed date construction will be completed: Fall-08

Proposed date beneficial water use will begin: Spring-09

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.

New application For 37.6 acres
Application G-16983 For 630.4 acres

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8. MAP REQUIREMENTS

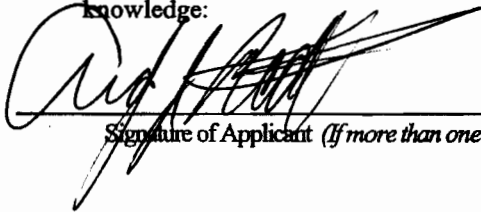
The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place 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:



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

11-7-08

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.

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WATER RESOURCES DEPT
SALEM, OREGON

6-7446

HARN 51448

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

owners well #9

WELL I.D. # L 93552

START CARD # 197372

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER RATTLESNAKE CR LAND & CATTLE CO Well Number _____
 Name RATTLESNAKE CR LAND & CATTLE CO
 Address 524 Hwy 20 N.
 City HINES State OR Zip 97138

(2) TYPE OF WORK New Well
 Deepening Alteration (repair/recondition) Abandonment Conversion

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Other _____

(4) PROPOSED USE
 Domestic Community Industrial Irrigation
 Thermal Injection Livestock Other _____

(5) BORE HOLE CONSTRUCTION Special Construction: Yes No
 Depth of Completed Well 200 ft.
 Explosives used: Yes No Type _____ Amount _____

BORE HOLE			SEAL		
Diameter	From	To	Material	From	To
20"	0'	20'	BARONITE	0	20
16"	20'	92'			
14"	92'	200'			

How was seal placed: Method A B C D E
 Other PAIRED DAY
 Backfill placed from _____ ft. to _____ ft. Material _____
 Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER
 Casing: Diameter 14" From +2' To 92' Gauge 250
 Steel Plastic Welded Threaded
 Liner: _____
 Drive Shoe used Inside Outside None
 Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS
 Perforations Method _____
 Screens Type _____ Material _____

From	To	Slot Size	Number	Diameter	Tele/pipe size	Casing	Liner

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailor Air Flowing Artesian
 Yield gal/min 400+ Drawdown 10' Drill stem at _____ Time 2 hr.

Temperature of water 63° Depth Artesian Flow Found _____
 Was a water analysis done? Yes By whom _____
 Did any strata contain water not suitable for intended use? Too little
 Salty Murky Oily Colored Other _____
 Depth of strata: _____

(9) LOCATION OF WELL (legal description)
 County HARNEY
 Tax Lot 3600 Lot _____
 Township 25 N of S Range 30 E of W WM
 Section 33 SW 1/4 SE 1/4

Lat _____ or _____ (degrees or decimal)
 Long _____ or _____ (degrees or decimal)

Street Address of Well (or nearest address) WEAVER SPRINGS RD
END OF PAVEMENT

(10) STATIC WATER LEVEL
85 ft. below land surface. Date 5-02-08
 _____ ft. below land surface. Date _____
 Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES
 Depth at which water was first found 107

From	To	Estimated Flow Rate	SWL'
107	182	4000+	86'

(12) WELL LOG

Material	From	To	SWL
TOPSOIL	0	3	
BROWN CLAY	3	12	
SOFT BLACK LOAM	12	46	
SOFT RED LOAM	46	107	
FRACT. BRN. BASALT	107	148	86
FRACT. YELLOW SANDSTONE	148	164	86
" BROWN SANDSTONE	164	182	86
BROWN SANDSTONE	182	200	

Date Started 4-24-08 Completed 5-01-08
 (unbonded) Water Well Constructor Certification
 I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number 1739 Date 5-02-08
 Signed Cherry J...

(bonded) Water Well Constructor Certification
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1355 Date 5-02-08
 Signed Arthur J...



Oregon Water Resources Department
Land Use Information Form

6-1746

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: Andy Root
Mailing Address: 524 Hwy 20N
City: Hines State: OR Zip: 97738 Day Phone: 573-3615

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.

Table with 8 columns: Township, Range, Section, 1/4, Tax Lot #, Plan Designation (e.g. Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use: (IRR). Rows include tax lots 25-5 30-E 34 SEM 2500, 25-5 30-E 34 NESW 2002, and 26-5 30-E 4 1/2 NW 2002.

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:

- [X] 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 [X] Ground Water [] Surface Water (name)

Estimated quantity of water needed: .47 cubic feet per second [] gallons per minute [] acre-feet

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

Briefly describe: Two of six Pivots irrigated by well # 9

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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WATER RESOURCES DEPT
SALEM, OREGON

For Local Government Use Only

6-7146

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): EPV-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:	
		<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: Brandon M. Miller Title: Planning Director
 Signature: [Signature] Phone: 577-6625 Date: 11-7-08
 Government Entity: Haney 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.

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

6-1746



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: 37.6 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. ALFA LFA Full season Partial season (from: _____ to _____)

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:

82.8 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: when the crop requires water

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WATER RESOURCES DEPT
SALEM, OREGON

WARRANTY DEED

6-17146

DENNY LAND & CATTLE CO., L.L.C., Grantor(s) hereby grant, bargain, sell, warrant and convey to: RATTLESNAKE CREEK LAND & CATTLE COMPANY, LLC, Grantee(s) and grantee's heirs, successors and assigns the following Described real property, free of encumbrances except as specifically set forth herein in the County of HARNEY and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TAX: SEE ATTACHED EXHIBIT B

Grantor is lawfully seized in fee simple on the above granted premises and SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any:

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

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

The true and actual consideration for this conveyance is \$1,200,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the following address: PO BOX 946, BURNS, OR 97720

Dated this 4th day of November, 2003

DENNY LAND & CATTLE CO., L.L.C., a California Limited Liability Company, by its Member-Managers:

By: GEORGE P. DENNY, III TRUST dated June 11, 1981, MEMBER

By: [Signature] George P. Denny, III, Trustee of the George P. Denny III Trust

By: DENNY TRUCKING CORP., a California Corporation, MEMBER

By: [Signature] George P. Denny, III, as its President

State of Massachusetts County of Essex

This instrument was acknowledged before me on 12/4/2003 by George P. Denny, III, as Trustee of the George P. Denny, III Trust dated June 11, 1981 as a MEMBER of DENNY LAND & CATTLE CO., L.L.C. and President of DENNY TRUCKING CORP., a California Corporation, as a MEMBER of DENNY LAND & CATTLE CO., L.L.C.

[Signature] (Notary Public)

My commission expires 12/2/05

ESCROW NO. BU0016503

Return to: RATTLESNAKE CREEK LAND & CATTLE COMPANY, LLC PO BOX 946 BURNS, OR 97720

STATE OF OREGON County of Harney I certify that this instrument was received for record on 12/4/2003 at 11:25 AM and recorded in the public records of said County. [Signature] Deputy



RECEIVED NOV 24 2008 WATER RESOURCES DEPT SALEM, OREGON

INSTRUMENT # 2003 2521

EXHIBIT "B"

ACCOUNT #	CODE #	MAP #	LOT #
59238	4-2	25S 30E	2002
23029	4-2	25S 30E	2500
23024	4-2	25S 30E	2600
23025	4-2	25S 30E	2700
23022	4-2	25S 30E	3200
23027	4-2	25S 30E	3300
23596	4-2	25S 30E	3400
23597	4-2	25S 30E	3500
23023	4-2	25S 30E	3600
23637	4-2	25S 30E	3700
45031	4-2	26S 30NE	700
45033	4-2	26S 30NE	800
45090	4-2	26S 30NE	900
47576	4-2	26S 30NE	1000
45035	4-2	26S 30NE	1200
45034	4-2	26S 30NE	1300
45046	4-2	26S 30NE	2200
47596	4-2	26S 30NE	2500

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WATER RESOURCES DEPT
SALEM, OREGON

6-12-06

6-1746

INSTRUMENT # 2003 2521

EXHIBIT "A"

Land in Harney County, Oregon, as follows:

TITLE "A"

In Twp. 25 S., R. 30 E., W.M.:

Sec. 28: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 29: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.

Sec. 32: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 33: W $\frac{1}{2}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$.

Sec. 34: A parcel of land located in the S $\frac{1}{2}$ of Sec. 34, more particularly described as follows:

Parcel No. 1 of Partition Plat No. 90-09-08, recorded September 6, 1990, Instrument No. 901262, Harney County, Plat Records.

SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, EXCEPTING THEREFROM right of way over the N $\frac{1}{2}$ NW $\frac{1}{4}$ conveyed to Harney County, Oregon, by deed recorded June 18, 1962, in Book 71, Page 355, Deed Records.

In Twp. 26 S., R. 30 E., W.M.:

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

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

Sec. 5: Government Lots 1, 2 and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

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

Sec. 9: All.

Sec. 10: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

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WATER RESOURCES DEPT
SALEM, OREGON

617146

20032521

WARRANTY DEED

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

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By: [Signature] George P. Denny, III, as its President

State of Massachusetts County of Essex

This instrument was acknowledged before me on 12 4 2003 by George P. Denny, III, as Trustee of the George P. Denny, III Trust dated June 11, 1981 as a MEMBER of DENNY LAND & CATTLE CO., L.L.C. and President of DENNY TRUCKING CORP., a California Corporation, as a MEMBER of DENNY LAND & CATTLE CO., L.L.C..

[Signature] (Notary Public)

My commission expires 12/2/05

ESCROW NO. BU0D16503

Return to: RATTLESNAKE CREEK LAND & CATTLE COMPANY, LLC PO BOX 946 BURNS, OR 97720

STATE OF OREGON } ss County of Harney I certify that the within instrument was received for record on the 5th day of December 2003 at 2:25 P.M. and recorded afterfilm number 20132521. [Signature] Records of said County. Maria J. [Signature] County Clerk Debuty



RECEIVED

NOV 24 2008

WATER RESOURCES DEPT SALEM, OREGON

253000 5, 6, 12, 17, 8, 9, 10
7, 14, 11

INSTRUMENT # 2003 2521

EXHIBIT "A"

1900
2500
3600
93

Land in Harney County, Oregon, as follows:

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WATER RESOURCES DEPT
SALEM, OREGON

TITLE "A"

268000
10, 11, 8, 9, 12,
13, 21, 14

In Twp. 25 S., R. 30 E., W.M.:

Sec. 28: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.

Sec. 29: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.

Sec. 32: NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 33: W $\frac{1}{2}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$.

Sec. 34: A parcel of land located in the S $\frac{1}{2}$ of Sec. 34, more particularly described as follows:

Parcel No. 1 of Partition Plat No. 90-09-08, recorded September 6, 1990, Instrument No. 901262, Harney County, Plat Records.
SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$, EXCEPTING THEREFROM right of way over the N $\frac{1}{2}$ NW $\frac{1}{4}$ conveyed to Harney County, Oregon, by deed recorded June 18, 1962, in Book 71, Page 355, Deed Records.

700
1000
1200
2200
107

In Twp. 26 S., R. 30 E., W.M.:

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

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

Sec. 5: Government Lots 1, 2 and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$.

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

Sec. 9: All.

Sec. 10: NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$.

6-12146

INSTRUMENT # 2003 2521

EXHIBIT "B"

6-17-46

ACCOUNT #	CODE #	MAP #	LOT #
59238	4-2	25S 30E	2002
23029	4-2	25S 30E	2500
23024	4-2	25S 30E	2600
23025	4-2	25S 30E	2700
23022	4-2	25S 30E	3200
23027	4-2	25S 30E	3300
23596	4-2	25S 30E	3400
23597	4-2	25S 30E	3500
23023	4-2	25S 30E	3600
23637	4-2	25S 30E	3700
45031	4-2	26S 30NE	700
45033	4-2	26S 30NE	800
45090	4-2	26S 30NE	900
47576	4-2	26S 30NE	1000
45035	4-2	26S 30NE	1200
45034	4-2	26S 30NE	1300
45046	4-2	26S 30NE	2200
47596	4-2	26S 30NE	2500

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