



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: _____
First Last

Mailing Address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *Email Address: _____

B. Organizations

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

Name of Organization: Knife River

Name and Title of Person Applying: Jeff Steyaert; Environmental Manager

Mailing Address or Organization: 32260 Old Highway 34

Tangent OR 97389
City State Zip

Phone : (541) 928-6491
Day Evening

*Fax: (541) 928-6494 *Email Address: jeff.steyaert@kniferiver.com

*Optional

For Department Use		
App. No. <u>G-17190</u>	Permit No. _____	Date _____

Last Updated: 6/26/2008

Ground Water/1

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

WR

2. PROPERTY OWNERSHIP

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

- There are no encumbrances
This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

No (Please check the appropriate box below)

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

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

List the names and mailing addresses of all affected landowners.

NA

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 2

Name of nearest surface water body: Willamette River

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

- 1) LINN 56537 - 900 ft. 2) LINN 56538 - 1300 ft 3) 4)

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head:

- 1) 3 ft. (estimated) 2) 6 ft. (estimated) 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:

Jones Drilling Company

Mailing Address: 29400 Santiam Highway

Lebanon OR 97355
City State Zip

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

Completion Date: May 2005

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
		See LINN 56537							
		See LINN 56538							

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

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

C. Artesian Flows

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

NA

4. WATER USE

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

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

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

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

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)
LINN 56537	Deep Aquifer	Industrial	400*	18,720,000	100+
LINN 56538	Deep Aquifer	Industrial	400*	18,720,000	100+
			*from 1 or both wells		

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 400 gpm (0.89 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: Year-round

(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, indicate the total number of acres where water will be applied or used: NA

(This number should be consistent with your application map.)

5. WATER MANAGEMENT**A. Diversion**

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

Pump (give horsepower and pump type): To be selected after permit is issued

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 1 1/2 inch Length 2000 feet

other, describe: _____

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

C. Application/Distribution Method

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

Pipes, heat exchangers, boilers, sprinklers, and nozzles

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.

Water will be used in producing and curing ready mix concrete, for dust control, and for general cleanup.

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: As soon as permit is issued

Proposed date construction will be completed: 10/1/2013

Proposed date beneficial water use will begin: 10/1 2014

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON**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.

This application is intended to provide additional water to augment Permit G-1540 (Application G-15607).

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, 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:

Jeffrey R. Moschetti, Inc. Abaknife River
 Signature of Applicant (If more than one applicant, all must sign.)

3/3/09
 Date

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
 SALEM, OREGON

Before you submit your application be sure you have:

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

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



Oregon Water Resources Department

FORM Q
FOR COMMERCIAL AND INDUSTRIAL WATER USES
RECEIVED~~MAR 17 2009~~

1. Describe the goods and services you plan to provide:

Ready-mix concrete productsWATER RESOURCES DEPT
SALEM, OREGON

2. How will the water be used?

For wetting aggregate, batch mixing and curing concrete, dust control, and general cleanup

3. What is the maximum amount of water that will be used on any given day:

400 cfs gpm

4. Are there periods of the day, week, month, or year that the water will not be used?

(e.g. no use December-March) No Yes If so, when? _____5. Is there a particular time or period of day, week, month, or year when the use of water is absolutely essential for the project to continue? *(e.g. vegetable processing, Oct. 15-Nov. 15)* No Yes If so, when? Week days

6. Are there periods of the day week, month, or year where the amount of water used will be less than at peak times?

 No Yes If so, when? Winter months

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

(WELL I.D.) # L 77326
(START CARD) # 171910

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

(1) OWNER: Well Number **4027**
Name **Morse Bros**
Address **32260 Hwy 34**
City **Tangent** State **OR** Zip **97389**

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

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

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

(5) BORE HOLE CONSTRUCTION:
Special Construction approval Yes No Depth of Completed Well **132** ft.
Explosives used Yes No Type _____ Amount _____

HOLE		SEAL					
Diameter	From	To	Material	From	To	Sacks or pounds	
12"	0	140	Cement	0	100	200 Bags	
			Bentonite	0	10"	4 Bags	
8"	100	136					

How was seal placed. Method A B C D E
 Other **Poured Dry**
Backfill placed from **100** ft. to **116** ft. Material **3/8" Grits**
Gravel placed from **116** ft. to **136** ft. Size of gravel **8-12**

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing	8"	+16"	116	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of sheet(s) _____

(7) PERFORATIONS/SCREENS:

Method		Type		Material			
From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
116	136					<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Yield gal/min	Drawdown	Drill stem at	Time
100+		136	1 hr.

Temperature of water **54** 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 Muddy Odor Colored Other _____
Depth of strata _____

(9) LOCATION OF WELL by legal description:
County **Linn** Latitude _____ Longitude _____
Township **15** S Range **4** W WM
Section **9** SE 1/4 NE 1/4
Tax Lot **400** Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) **23505 Peoria Rd.**
Harrisburg, OR 97446

(10) STATIC WATER LEVEL:
18 ft below land surface. Date **5-6-05**
Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found **12'**

From	To	Estimated Flow Rate	SWL
12	64	50	11
Cased & Sealed Out			
118	140	100	18

(12) WELL LOG:
Ground Elevation _____

Material	From	To	SWL
Gravel Fill	0	3	
Brown Clay	3	10	
Gravel & Sand	10	42	11
Brown Sand + Gravel	42	57	11
Brown Sand	57	64	11
Blue Clay	64	84	
Blue sandy Clay	84	90	
Blue Clay	90	118	
Black Sand	118	140	

JONES DRILLING CO., INC. RECEIVED
29400 SANTIAM HWY.
LEBANON, OR 97355
541-367-2560 541-451-2686 WATER RESOURCES DEPT
1-800-915-8388 SALEM, OREGON

MAY 12 2005

Date started **5-02-05** Completed **5-06-05**

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, 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.
Signed **K. D. M...** WWC Number **1411**
Date **5/10/05**

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, 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.
Signed **B...** WWC Number **1684**
Date **5/10/05**

STATE OF OREGON
WATER SUPPLY WELL REPORT
 (as required by ORS 537.765)

(WELL I.D.) # **L 74197**
 (START CARD) # **171909**

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

(1) OWNER: Well Number **4026**
 Name **Morse Bros**
 Address **32280 Hwy 34**
 City **Tangent** State **OR** Zip **97389**

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

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

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

(5) BORE HOLE CONSTRUCTION:
 Special Construction approval Yes No Depth of Completed Well **132** ft.
 Explosives used Yes No Type _____ Amount _____

HOLE			SEAL				
Diameter	From	To	Material	From	To	Sacks or pounds	
10"	0	132	Cement	0	100	143 Bags	

How was seal placed: Method A B C D E
 Other _____
 Backfill placed from **100** ft. to **112** ft. Material **3/8" Grits**
 Gravel placed from **112** ft. to **132** ft. Size of gravel **8-12**

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing 6"	+1'6"	112	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoot(s) _____

(7) PERFORATIONS/SCREENS:

Perforations Method _____
 Screens Type _____ Material **Stainless**

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
112	132	.20				<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Pump Bailor Air Flowing
 Artesian

Yield gal/min	Drawdown	Drill stem at	Time
100		132	1 hr

Temperature of water **54** 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 Muddy Odor Colored Other _____
 Depth of strata: _____

(9) LOCATION OF WELL by legal description:
 County **Linn** Latitude _____ Longitude _____
 Township **15** S Range **4** W WM
 Section **9** SE 1/4 NE 1/4
 Tax Lot **400** Lot _____ Block _____ Subdivision _____
 Street Address of Well (or nearest address) **23505 Peoria Rd.**
Harrisburg, OR 97446

(10) STATIC WATER LEVEL:
15 ft. below land surface. Date **4-28-05**
 Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found _____

From	To	Estimated Flow Rate	SWL
12	70	50	11
Cased & Sealed Out			
112	128	100	15

(12) WELL LOG:
 Ground Elevation _____

Material	From	To	SWL
Gravel Fill	0	2	
Brown Clay	2	10	
Gravel & Sand	10	35	11
Brown Sand	35	37	11
Brown Clay w/ Some Clay	37	70	11
Blue Clay	70	112	
Blue sandy w/ Clay	112	120	
Black Sand	120	128	15
Blue Clay	128	132	

JONES DRILLING CO., INC. **RECEIVED**
29400 SANTIAM HWY.
LEBANON, OR 97355 **MAY 12 2005**
541-367-2560 541-451-2680 WATER RESOURCES DEPT
1-800-915-8388 SALEM, OREGON

Date started **4-26-05** Completed **5-2-05**

(unbonded) Water Well Constructor Certification:
 I certify that the work I performed on the construction, 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.

Signed *[Signature]* WWC Number **1411**
 Date **5/10/05**

(bonded) Water Well Constructor Certification:
 I accept responsibility for the construction, 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.

Signed *[Signature]* WWC Number **1684**
 Date **5/10/05**



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: Knife River, Attention: Jeff Steyaert
 Mailing Address: 32260 Old Highway 34
 City: Tangent State: OR Zip: 97389 Day Phone: (541) 928-6491

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 Attachment						<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. Linn County, Junction City

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

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: 400 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: Ground water from 2 wells will be used for wetting aggregate, batch mixing concrete, curing concrete products, and for general site cleanup

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.*

ATTACHMENT TO:

Oregon Water Resources Department
Land Use Information Form

Applicant Name: Knife River

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	Water to be:	Proposed Land Use:
15S	4W	9	SW NE	604		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SW NE	900		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SW NE	1000		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SE NE	400		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SE NE	500		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SE NE	604		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SE NE	900		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	SE NE	1000		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NE SE	101		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NE SE	400		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NE SE	1000		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NE SE	1200		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NE SE	1202		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial
15S	4W	9	NW SE	1000		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Industrial

RECEIVED
 MAR 17 2009
 WATER RESOURCES DEPT
 SALEM, OREGON

For Local Government Use Only

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

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

Please check the appropriate box below and provide the requested information

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LCC 930.300 through 930.320

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:	
<u>No land use approval needed; allowed outright.</u>	<u>LCC ch 930</u>	<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.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

Name: Kate Foster Title: Assistant Planner
 Signature: Kate Foster Phone: 541-967-3816 Date: 03/12/09
 Government Entity: Linn County Planning and Building

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.

1-1-74

KNOW ALL MEN BY THESE PRESENTS, That MORSE BROS., INC., an Oregon corporation

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by MORSE BROS. PRESTRESS, INC., an Oregon corporation, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Linn and State of Oregon, described as follows, to-wit:

All of that real property more particularly described in Exhibit "A", consisting of two pages, attached hereto and by this reference incorporated herein.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever. And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

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

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ -0-

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 1st day of December, 1976; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

(If executed by a corporation, affix corporate seal)

MORSE BROS., INC.
By J. D. Morse, President
By F. W. Morse, Secretary

STATE OF OREGON,)
County of) ss.
19

STATE OF OREGON, County of Linn) ss.
December 1, 1976

Personally appeared J. D. Morse and F. W. Morse who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of Morse Bros. Inc.

Personally appeared the above named

and acknowledged the foregoing instrument to be voluntary act and deed.

Before me:
(OFFICIAL SEAL) Notary Public for Oregon
My commission expires:

Before me:
(OFFICIAL SEAL) Notary Public for Oregon
My commission expires: My Commission Expires Sept. 1, 1979

Morse Bros., Inc.
PO Box 7
Lebanon, Oregon 97355
GRANTOR'S NAME AND ADDRESS

Morse Bros. Prestress, Inc.
PO Box 7
Lebanon, Oregon 97355
GRANTEE'S NAME AND ADDRESS

After recording return to:
Morse Bros. Prestress, Inc.
PO Box 7
Lebanon, Oregon 97355
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:
Morse Bros. Prestress, Inc.
PO Box 7
Lebanon, Oregon 97355
NAME, ADDRESS, ZIP

STATE OF OREGON,) ss.
County of)
I certify that the within instrument was received for record on the day of 1976, at o'clock M., and recorded in book on page or as file/reel number Record of Deeds of said county. Witness my hand and seal of County affixed.

Recording Officer
By Deputy

RECEIVED
MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

South 12 degrees 57' East along said right-of-way line 137.82 feet; thence on a 686.3 foot radius curve to the left (the long chord of which bears South 21°16' East a distance of 198.54 feet) 199.22 feet; thence South 29°35' East along said right-of-way line a distance of 1018.24 feet to a 5/8" bolt which is 180.8 feet West of the center line of said Third Street extended; thence North 0°35' West parallel to said Third Street extended, a distance of 1210.43 feet to the place of beginning and containing 9.107 acres, more or less, EXCEPTING from said Parcel 2 that portion thereof conveyed by William F. Morse and Lois P. Morse, his wife, to C. W. Murphy and Norma E. Murphy by deed dated the 20th day of August, 1947, recorded in the deed records of Linn County, Oregon, on the 18th day of September, 1947, in Volume 195, Page 701 under Recorder's Reception No. 30112, which portion is described on said deed as follows, to-wit:

Beginning at a 3/4" iron pipe which is North 0°35' West, parallel to the center line of Third Street in the City of Harrisburg, Linn County, Oregon, a distance of 2911.92 feet from the Northwest corner of Lot 3 in Block 2 of Hydes Addition to said City of Harrisburg, and running thence South 89°28' West 593.29 feet to the East right-of-way line of Linn County Market Road No. 2; thence South 12°57' East along said right-of-way line 137.82 feet to a 1 1/2" pipe; thence on a 686.3 foot radius curve to the left (the chord of which bears South 21°01' East 192.54 feet) 193.22 to a 3/4" pipe; thence No. 89°28' East 496.71 feet to a 3/8" pipe; thence North 0°35' West 314.70 feet to the place of beginning and containing 4.00 acres.

PARCEL NO. 3

Beginning at a 3/4" iron pipe which is North 0°35' West, parallel to the center line of Third Street in the City of Harrisburg, Linn County, Oregon, a distance of 2911.92 feet from the Northwest corner of Lot 3 in Block 2 of HYDE'S ADDITION to said City of Harrisburg, thence South 89°28' West 593.29 feet to the East right of way line of Linn County Market Road No. 2; thence South 12°57' East along said right of way line 137.82 feet to a 1-1/2" pipe; thence on a 686.3 foot radius curve to the left (the chord of which bears South 21°01' East 192.54 feet) 193.22 feet to a 3/4" pipe; thence North 89° 28' East 496.71 feet to a 3/8" pipe; thence North 0°35' West 314.70 feet to the place of beginning.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

This Indenture Witnesseth, THAT LYDIA L. MORSE and C. F.

MORSE, her husband, also known as Clinton F. Morse

for and in consideration of the sum of Ten Dollars and other valuable consideration to them paid, have bargained and sold, and by these presents do grant, sell and convey unto JOSEPH D. MORSE, FORREST W. MORSE, and WM. F. MORSE, co-partners doing business as Harrisburg Sand & Gravel Co.

their heirs and assigns, the following described premises, situated in Linn County, Oregon, to-wit: Beg. at a point on the S boundary line of the Perry Hyde DLC Not #2880

Claim # 51, Tp 15 S, R 4 W W M, State of Oregon, where same intersects the W. boundary line of 3rd St. in McCully's Addn to the city of Harrisburg, Ore., said point being also 28.13 chs. W of the SE corner of said Perry Hyde DLC #51; thence W along the S boundary line of the Perry Hyde DLC #51 10.47 chs. to the original SW corner of said DLC being at that time the meander line of the Willamette River, thence continuing W to the present meander line of the E bank of the Willamette River, thence meandering down the E bank of said river to a point due S of the most westerly NW corner of said DLC said meanders being in the year 1915, as follows: N 17° W 21.55 chs, th N 6°47' W 11.17 chs, intersecting the original meander line of said DLC thence N along said original meander line 30° W 10.46 chs th N 45° W 2.80 chs thence N 30° W 4.40 chs th N leaving said original meanders 2.46 chs to the most westerly NW corner of said Perry Hyde DLC #51, th S 88° E 16.42 chs to an interior corner of said Perry Hyde DLC thence E parallel with the S boundary line of said DLC 12.40 chs to an iron pipe at a point 2.74 chs W of the center of 3rd St. in McCully's Addn to the city of Harrisburg, Ore., extended N thence S parallel with the center line of 3rd St. extended 44.12 chs to the NW corner of Lot 3 in Block 2 of Hyde's Addition to the City of Harrisburg, Oregon; th E along the N boundary line of said Block 2 of Hyde's Addition 2.28 chs. to the NE corner thereof, th S along the E boundary line of said Block 2 of Hyde's Addn and extension thereof 3.73 chs. to the point of beg, saving and excepting therefrom that parcel of land known as Hyde's Addition to the City of Harrisburg, leaving 85 acres, more or less. ALSO Lots numbered 4, 5, and 6 in Block 2 and Lots 5, 6, 7, and 8, Block 1 in Hyde's Addition to Harrisburg, Linn County, Oregon, all of said land lying and being in Linn County, Oregon. SAVE AND EXCEPTING from the above, land therefrom, heretofore conveyed by the grantor to L. H. Sholtz and to Linn County and to D. G. Clark.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said grantee, their heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantee, their heirs and assigns, that they are the owners in fee simple of said premises; that they are free from all incumbrances,

and that they will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, WE have hereunto set our hands and seals this 12th day of June 1967

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT SALEM, OREGON

Clinton F. Morse (SEAL)

Lydia D. Morse (SEAL)

STATE OF OREGON, County of Linn SS.

On this 12th day of June, A. D. 1967, before me a notary public the undersigned officer, personally appeared the within named Lydia D. Morse and C. F. Morse also known as Clinton F. Morse who are known to me to be the identical person, described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and notarial seal the day and year last above written.

My Commission Expires Aug. 10, 1969

Notary Public for Oregon.

WARRANTY DEED

416398 STATE OF OREGON County of Linn

I hereby certify that the within was received and duly recorded by me in Linn County Records: Vol MF 124 Page 740

(Date)

DEC 30 4 27 PM '75

DELEW RILEY CLERK DEPUTY Recorder of Conveyances

WEATHERFORD & THOMPSON 130 WEST FIRST AVENUE ALBANY, OREGON

PARCEL NO. 4
 Beginning at a 5/8" iron rod on the East right-of-way of the Harrisburg-Peoria Market road, said rod being North 0° 35' East 1,311.17 ft. from the southwest corner of Block A. of Hugh Sherrill Addition to the City of Harrisburg, Linn County, Oregon; thence from said 5/8" rod northerly along the East right-of-way of said market road 182.0 ft. more or less to the north boundary line of the Corporate City limits of the City of Harrisburg; thence North 89° 28' East 322.44 ft. more or less to a 3/4" pipe on the westerly right-of-way line of the Oregon Electric Railway Company; thence South 1° 00' West along said right-of-way to the northwesterly boundary of Highway U. S. 99 E; thence southwesterly along said highway right-of-way to a point which bears South 62° 09' East from the place of beginning; thence North 62° 09' West 268.74 ft. more or less to the point of beginning and containing 1.92 acres more or less.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

902

470208

STATE OF OREGON, ss.
County of Linn

I hereby certify that the within was received and duly recorded by me in Linn County Records:

Vol. MF 198 Page 774

(Date)

MAY 3 4 01 PM '09

DELLA RILEY CLERK

[Signature]
CLERK

6-17190

No. ORA- 39319

POLICY OF TITLE INSURANCE
ISSUED BY
TRANSAMERICA TITLE INSURANCE COMPANY

Weatherford, Thompson, et al
P.O. Box 667
Albany, Oregon
Attn: Dennis D. Ashenfelter

a California corporation, hereinafter called the Company, for a valuable consideration paid for this policy of title insurance, the number, date, and amount of which are shown in Schedule A, does hereby insure the parties named as Insured in Schedule A, the heirs, devisees, personal representatives of such Insured, or if a corporation, its successors by dissolution, merger or consolidation, against direct loss or damage not exceeding the amount stated in Schedule A, together with costs, attorney's fees and expenses which the Company may be obligated to pay as provided in the Conditions and Stipulations hereof, which the Insured shall sustain by reason of:

1. Title to the land described in Schedule A being vested, at the date hereof, otherwise than as herein stated; or
2. Unmarketability, at the date hereof, of the title to said land of any vestee named herein, unless such unmarketability exists because of defects, liens, encumbrances, or other matters shown or referred to in Schedule B; or
3. Any defect in, or lien or encumbrance on, said title existing at the date hereof, not shown or referred to in Schedule B, or excluded from coverage in the Schedule of Exclusions from Coverage; or
4. Any defect in the execution of any mortgage or deed of trust shown in Schedule B securing an indebtedness, the owner of which is insured by this policy, but only insofar as such defect affects the lien or charge of such mortgage or deed of trust upon said land; or
5. Priority, at the date hereof, over any such mortgage or deed of trust, of any lien or encumbrance upon said land, except as shown in Schedule B such mortgage or deed of trust being shown in the order of its priority.

all subject, however, to the Schedule of Exclusions from Coverage and the Conditions and Stipulations hereto annexed, which, together with Schedules A and B are hereby made a part of this policy.

In Witness Whereof, the Company has caused its corporate name to be hereunto affixed by its duly authorized officers on the date shown in Schedule A.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

Countersigned:

By

[Signature]
AUTHORIZED SIGNATORY

Transamerica Title Insurance Company

By

David R. Porter

President

By

Frederic P. Franklin

Secretary

19) HARRISBURG
FIELD S. OF YORK HOUSE
15 4W 9 TL 1200

Weatherford, Thompson, et al
P.O. Box 667
Albany, Oregon
Attn: Dennis D. Ashenfelter

SCHEDULE A

Order No.	50623L		
Policy No.	ORA-39319	Amount \$	13,800.00
Effective Date	January 12, 1987 at 11:07 A.M.	Premium \$	150.00

INSURED

MORSE BROS., INC., an Oregon corporation

The fee simple title to said land is, at the date hereof, vested in

MORSE BROS., INC., an Oregon corporation

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

The land referred to in this policy is described as:

The property described in the Exhibit 'A' attached hereto and made a part hereof.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

SCHEDULE B

This policy does not insure against loss or damage, nor against costs, attorney's fees or expenses, any or all of which may arise by reason of the matters shown or referred to in this Schedule except to the extent that the owner of any mortgage or deed of trust is expressly insured on Page 1 of this policy,

PART I:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records; unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

PART II: Liens, encumbrances, defects and other matters affecting title to said land or to which said title is subject, as hereinafter set forth:

1. The rights of the public in and to that portion of the herein described property lying within the limits of public roads, streets or highways.
 2. Agreement, including the terms and provisions thereof,
Dated : June 1, 1944
Recorded : July 27, 1964 Book: 303 Page: 766
Between : Lydia D. Morse and C. F. Morse
And : Joseph D. Morse, Forrest W. Morse and Wm. F. Morse
For : Sand and gravel removal
 3. Memorandum of Oil, Gas and Mineral Lease, including the terms and provisions thereof,
Dated : May 21, 1975
Recorded : September 10, 1975 MF Volume: 116 Page: 228
Lessor : William F. Morse and Lois P. Morse
Lessee : Mobil Oil Corporation, a New York Corporation
- The lessee's interest in the above lease was assigned by instrument,
Recorded : March 2, 1983 MF Volume: 329 Page: 828
To : American Quasar Petroleum Company of New Mexico

Policy No. 50623L
Page No. 3

4. A judgment in the amount of \$78.00,
Entered : October 15, 1984 Suit No. : 800399
Against : Morse Bros. Inc.
In Favor Of: Esther L. Wallace, Gordon B. Wallace and Cederick
S. Wallace

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT 'A'

PARCEL I:

Beginning at a 1 1/4 inch pipe which is North 0°35' West parallel to the centerline of Third Street, City of Harrisburg, Linn County, Oregon, a distance of 1309.0 feet from the Northwest corner of Lot 3, Block 2, Hydes' Addition to said City of Harrisburg; thence North 0°35' West parallel to said Third Street extended, 269.04 feet to a 5/8 inch bolt on the Southwesterly right of way line of Linn County Market Road No. 2; thence North 29°35' West along said right of way line 348.91 feet to a one inch iron rod; thence South 76°48' West 204.63 feet; thence South 14°30' East 544.31 feet; thence North 89°28' East 237.69 feet to the place of beginning.

EXCEPTING THEREFROM: Beginning at a 1/2 inch iron rod North 0°35' West 1578.04 feet and North 29°35' West 124.57 feet from the Northwest corner of Lot 3, Block 2, Hydes' Addition to the City of Harrisburg, Linn County, Oregon, said 1/2 inch rod being on the Westerly right of way line of Linn County Market Road No. 2; and running thence North 29°35' West along said right of way 210.00 feet to a 1/2 inch iron rod; thence South 83°43' West 210.48 feet; thence South 14°30' East 200.0 feet; thence North 82°37' East 265.0 feet to the point of beginning.

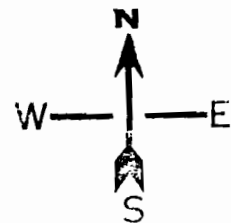
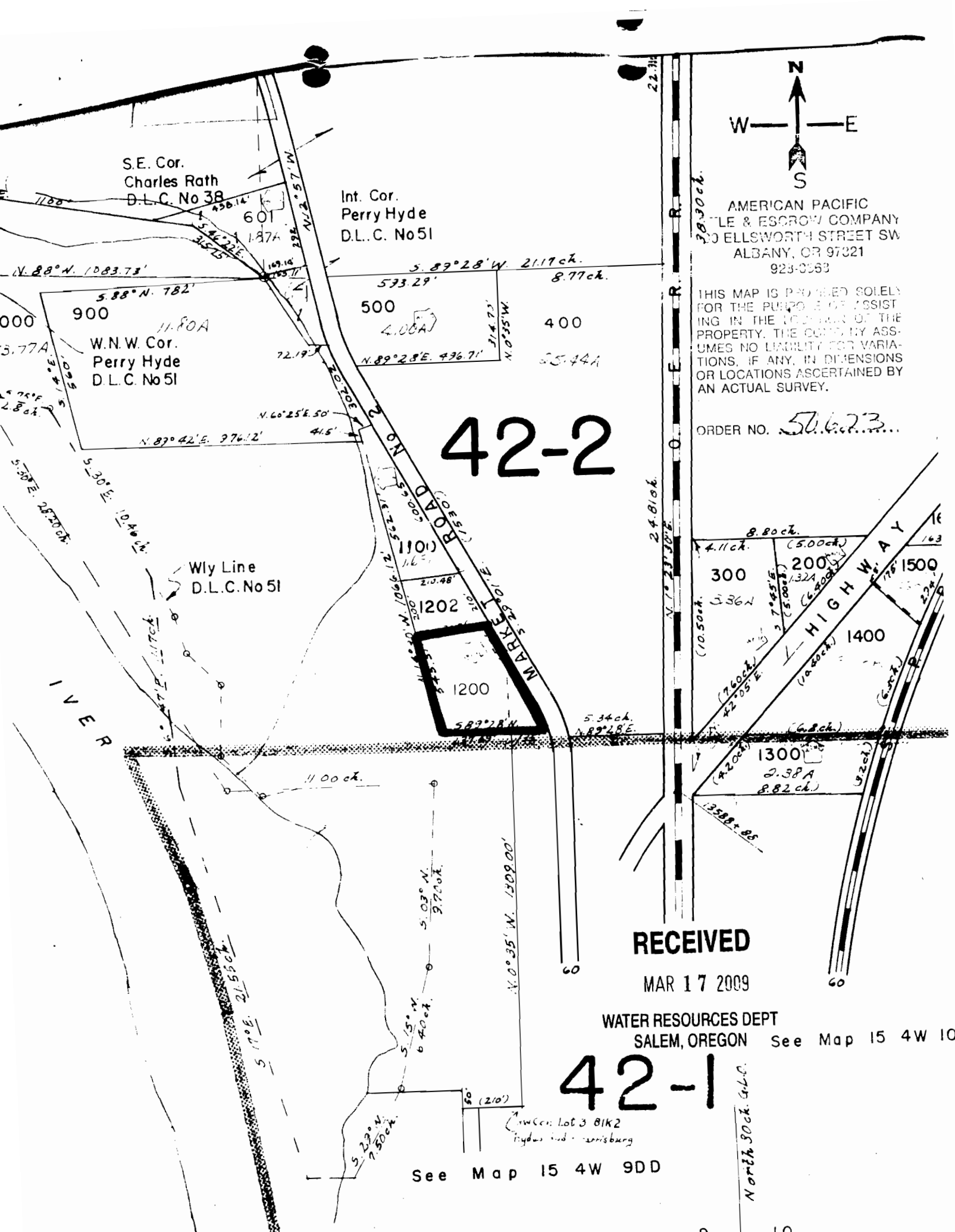
ALSO SAVE AND EXCEPT that property conveyed to Ernest G. McPhee et ux by deed recorded July 13, 1964, as Book 303, page 506, Deed Records of Linn County, Oregon. PARCEL II:

Beginning at a 1 1/4 inch pipe which is North 0°35' West parallel to the centerline of Third Street, City of Harrisburg, Linn County, Oregon, a distance of 13090 feet from the Northwest corner of Lot 3, Block 2, Hydes' Addition to the City of Harrisburg; thence North 0°35' West parallel to said Third Street extended, 269.04 feet to a 5/8 inch bolt on the Southwesterly right of way line of Linn County Market Road No. 2; thence Southeasterly along said right of way to a point North 89°28' East from the place of beginning; thence South 89°28' West to the place of beginning.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON



AMERICAN PACIFIC
 TITLE & ESCROW COMPANY
 30 ELLSWORTH STREET SW
 ALBANY, OR 97021
 923-0663

THIS MAP IS PROVIDED SOLELY
 FOR THE PURPOSE OF ASSISTING
 IN THE LOCATION OF THE
 PROPERTY. THE COMPANY ASSUMES
 NO LIABILITY FOR VARIATIONS
 OR LOCATIONS ASCERTAINED BY
 AN ACTUAL SURVEY.

ORDER NO. *50623*

42-2

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
 SALEM, OREGON See Map 15 4W 10

42-1

See Map 15 4W 9DD

Transamerica Title Insurance Company

HOME OFFICE
600 Montgomery Street
San Francisco, California 94111
(415) 983-4400

Arizona Division
34 West Monroe Street
Phoenix, Arizona 85003
(602) 262-0511

Northern California Division
1440 Maria Lane
Walnut Creek, California 94596
(415) 947-5701

Southern California Division
801 Civic Center Drive West
Santa Ana, California 92701
(714) 547-5777

Colorado Division
1800 Lawrence Street
Denver, Colorado 80202
(303) 291-4800

Eastern Agency Division
15 West Main Street
Somerville, New Jersey 08876
(201) 722-9777

Midwest Division
33762 Schoolcraft Road
Livonia, Michigan 48150
(313) 425-2500

Oregon Division
555 S.W. Oak Street
Portland, Oregon 97204
(503) 222-9931

Southwest Agency Division
12160 Abrams Road
Dallas, Texas 75243
(214) 234-3866

Washington-Alaska Division
Park Place
Sixth Avenue at University Street
Seattle, Washington 98101
(206) 628-4650

Policy of Title Insurance

Issued by

Transamerica Title Insurance Company

Transamerica Title Insurance Company

OREGON DIVISION

•
Headquarters For Oregon Division
Oregon Agency Operations
Clackamas - Multnomah - Washington Counties
555 S.W. Oak Street, Portland

TITLE AGENTS

•
Benton - Marion - Polk Counties
AMERICAN PACIFIC TITLE AND ESCROW
484 State Street, Salem

•
Curry County
CURRY COUNTY TITLE
425 N. Ellensburg Avenue, Gold Beach

•
Douglas County
UMPOUA TITLE AND ESCROW SERVICES INC.
308 S.E. Jackson Street, Roseburg

•
Jackson County
SOUTHERN OREGON TITLE CO.
245 South Grape Street, Medford

•
Lake County
LAKE COUNTY TITLE & ESCROW CO.
405 First Street North, Lakeview

•
Lincoln County
LINCOLN COUNTY TITLE & ESCROW CO.
140 West Olive Street, Newport

•
Linn County
AMERICAN PACIFIC TITLE & ESCROW
315 South Lyons Street, Albany

•
Morrow County
MORROW COUNTY ABSTRACT & TITLE COMPANY, INC.
Heppner, Oregon

•
Yamhill County
YAMHILL COUNTY TITLE & ESCROW INC.
601 North Evans Street, McMinnville

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

 **Transamerica**
Title Insurance Services

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That JOSEPH D. MORSE, WILLIAM F. MORSE, and FORREST W. MORSE hereinafter called Grantor(s), hereby grant and convey to MORSE BROS., INC., an Oregon corporation

all the real property together with its appurtenances situated in Linn County, State of Oregon, described as:

Beginning at the Northwest corner of Lot No. Three (3) in Block No. Two (2) of the Hyde's Addition to Harrisburg in Linn County, State of Oregon, as the same appears and is designated on the recorded plat of said addition to said city, and running thence North 1309.0 feet; thence East 180.8 feet to the center line of the County Road; thence South 1309.0 feet to the North line of said Block 2 extended; thence West 180.0 feet to the place of beginning. Also: Lots 1, 2 and 3 in Block 2 of said Hyde's Addition to Harrisburg, containing in all 5.82 acres, excepting therefrom the County Road which contains 0.97 acres, leaving 4.85 acres, situated in Linn County, State of Oregon.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT SALEM, OREGON

and covenant that Grantor(s) is/are the owner(s) of the above described property free of all encumbrances except those stated above, if any, and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above. The true and actual consideration for this transfer is \$ --0-- plus other property (or value) given or promised. The foregoing recitation of consideration is true as I verily believe.

Dated this 2nd day of April, 1973.

Joseph D. Morse
William F. Morse
William F. Morse

STATE OF OREGON

County of ss.

Forrest W. Morse
Forrest W. Morse

STATE OF OREGON,

County of Linn ss.

On the date noted above, personally appeared the above named Grantor(s) and acknowledged the foregoing instrument to be his/her/their voluntary act. Before me:

Notary Public for Oregon

My Commission expires My Commission Expires Sept. 1, 1975

359301

STATE OF OREGON
County of Linn

I hereby certify that the within was received and duly recorded by me in Linn County Records:

Vol. MF59 Page 485 on:

MAR 24 24 1973

DEPUTY CLERK
S. Thompson

WEATHERFORD, THOMPSON, HORTON & JORDAN P.C.
ATTORNEYS AT LAW
POST OFFICE BOX 667
ALBANY, OREGON 97321

RECEIVED

165-287

to
Joseph D. Morse, et al.

Stella E. Hoover, Recorder of Conveyances.

KNOW ALL MEN BY THESE PRESENTS, That we, Nida E. Scott, a widow and unmarried, and Beulah Bennett, a single person, in consideration of Ten Dollars and other valuable consideration to us paid by Joseph D. Morse, William F. Morse and Forrest W. Morse, do hereby grant, bargain, sell and convey unto said Joseph D. Morse, William F. Morse and Forrest W. Morse, their heirs and assigns, all the following real property, with the tenements, hereditaments and appurtenances situated in the County of Linn and State of Oregon, bounded and described as follows, to-wit:

Beginning at the Northwest corner of Lot No. Three (3) in Block No. Two (2) of Hyde's Addition to Harrisburg in Linn County, State of Oregon, as the same appears and is designated on the recorded plat of said addition to said city, and running thence North 1309.0 feet; thence East 180.5 feet to the center line of the County Road; thence South 1309.0 feet to the North line of said Block 2 extended; thence West 180.0 feet to the place of beginning. Also: Lots 1, 2 and 3 in Block 2 of said Hyde's Addition to Harrisburg, containing in all 5.82 acres, excepting therefrom the County

Road which contains 0.97 acres, leaving 4.85 acres, situated in Linn County, State of Oregon.

165-287

To Have and to Hold, the above described and granted premises unto the said grantees, their heirs and assigns forever.

And we, the grantors above named do covenant to and with the above named grantees, their heirs and assigns that we are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all encumbrances, except for taxes levied for the fiscal year beginning July 1, 1944, commonly known as 1944-1945 taxes, and that we will and our heirs, executors and administrators, shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except the taxes above mentioned.

Witness our hands and seals this 26th day of August, 1944.

Beulah Bennett (SEAL)
Nida E. Scott (SEAL)

STATE OF OREGON)
County of Linn) ss.

On this the 26 day of August, 1944, before me, Allan L. McAfee, the undersigned officer, personally appeared Nida E. Scott, a widow and unmarried, and Beulah Bennett, a single person, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF I hereunto set my hand and official seal.

(L. S.)

Allan L. McAfee, Notary Public for Oregon
My Commission Expires: December 30 - 1945

-----00000000000000-----

Handwritten signature

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON



Premium \$ 110.00

POLICY OF TITLE INSURANCE

ISSUED BY

Pioneer National Title Insurance Company

a California corporation, hereinafter called the Company, for a valuable consideration paid for this policy of title insurance, the number, date, and amount of which are shown in Schedule A, does hereby insure the parties named as Insured in Schedule A, the heirs, devisees, personal representatives of such Insured, or if a corporation, its successors by dissolution, merger or consolidation, against direct loss or damage not exceeding the amount stated in Schedule A, together with costs, attorneys' fees and expenses which the Company may be obligated to pay as provided in the Conditions and Stipulations hereof, which the Insured shall sustain by reason of:

- Title to the land described in Schedule A being vested, at the date hereof, otherwise than as herein stated; or
- Unmarketability, at the date hereof, of the title to said land of any vestee named herein, unless such unmarketability exists because of defects, liens, encumbrances, or other matters shown or referred to in Schedule B; or
- Any defect in, or lien or encumbrance on, said title existing at the date hereof, not shown or referred to in Schedule B, or excluded from coverage in the Conditions and Stipulations; or
- Any defect in the execution of any mortgage or deed of trust shown in Schedule B securing an indebtedness, the owner of which is insured by this policy, but only insofar as such defect affects the lien or charge of such mortgage or deed of trust upon said land; or
- Priority, at the date hereof, over any such mortgage or deed of trust, of any lien or encumbrance upon said land, except as shown in Schedule B such mortgage or deed of trust being shown in the order of its priority,

all subject, however, to the Conditions and Stipulations hereto annexed, which Conditions and Stipulations, together with Schedules A and B are hereby made a part of this policy.

This policy shall not be valid or binding until countersigned below by a validating officer of the Company.

In Witness Whereof, Pioneer National Title Insurance Company has caused its corporate name and seal to be hereunto affixed by its duly authorized officers.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

Pioneer National Title Insurance Company

by *George B. Garbar*
PRESIDENT

Attest: *Richard H. Bonlett*
SECRETARY

Countersigned: TITLE AND TRUST DIVISION

By *Richard J. Williams*
Validating Signatory

18) HARRISBURG
YORK HOUSE (BILL'S OLD HOME)
15 4W 9 TL 1202

SCHEDULE A

Amount \$ 18,000.00

Date August 21, 1968 At 8:00 A.M.

INSURED

MORSE BROS., INC.

The fee simple title to said land is, at the date hereof, vested in

MORSE BROS., INC., a corporation
fee simple estate

The land referred to in this policy is described as:

The following described real property situated in the County of Linn and State of Oregon, to-wit:

Beginning at a $\frac{1}{2}$ inch iron rod North $0^{\circ}35'$ West 1578.04 feet and North $29^{\circ}35'$ West 124.57 feet from the Northwest corner of Lot 3, Block 2 of HYDES' ADDITION TO THE CITY OF HARRISBURG, Linn County, Oregon, said $\frac{1}{2}$ inch rod being on the Westerly right of way line of Linn County Market Road No. 2; and running thence North $29^{\circ}35'$ West along said right of way 210.00 feet to a $\frac{1}{2}$ inch iron rod; thence South $83^{\circ}43'$ West 210.48 feet; thence South $14^{\circ}30'$ East 200.0 feet; thence North $82^{\circ}37'$ East 265.0 feet to the place of beginning.

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

SCHEDULE B

This policy does not insure against loss by reason of the matters shown or referred to in this Schedule except to the extent that the owner of any mortgage or deed of trust is expressly insured on page 1 of this policy.

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; pending proceedings for vacating, opening or changing of streets or highways preceding entry of the ordinance or order therefor.

2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.

3. Easements, claims of easement or encumbrances which are not shown by the public records; unpatented mining claims; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.

4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

5. Conditions and restrictions, including the terms and provisions thereof, contained in deed conveying said property from William F. Morse and wife to Norman N. York and wife, recorded August 6, 1964 in Book 304, page 120, Deed Records, as follows:

The herein described parcel of real property and the adjoining parcel immediately South of the above described parcel and consisting of approximately three acres shall also be subject to the following restrictions:

a. Neither of said parcels of real property shall be used to pile gravel thereon, nor for operating crushing equipment thereon, nor used for parking heavy equipment thereon, nor for other heavy industrial purposes making said parcels unfit for use for residential purposes.

b. No trailer park shall be installed or operated on the said parcels, nor shall the premises be used for parking of trailers to be used as a residence or residences for more than 30 days at any time.

2. Mortgage, including the terms and provisions thereof, executed by Norman N. York and Jeanne D. York, husband and wife, to State of Oregon, represented and acting by the Director of Veterans' Affairs, dated March 21, 1966, recorded April 5, 1966 in Book 262, page 236, Mortgage Records, given to secure the payment of a note for \$15,300.00

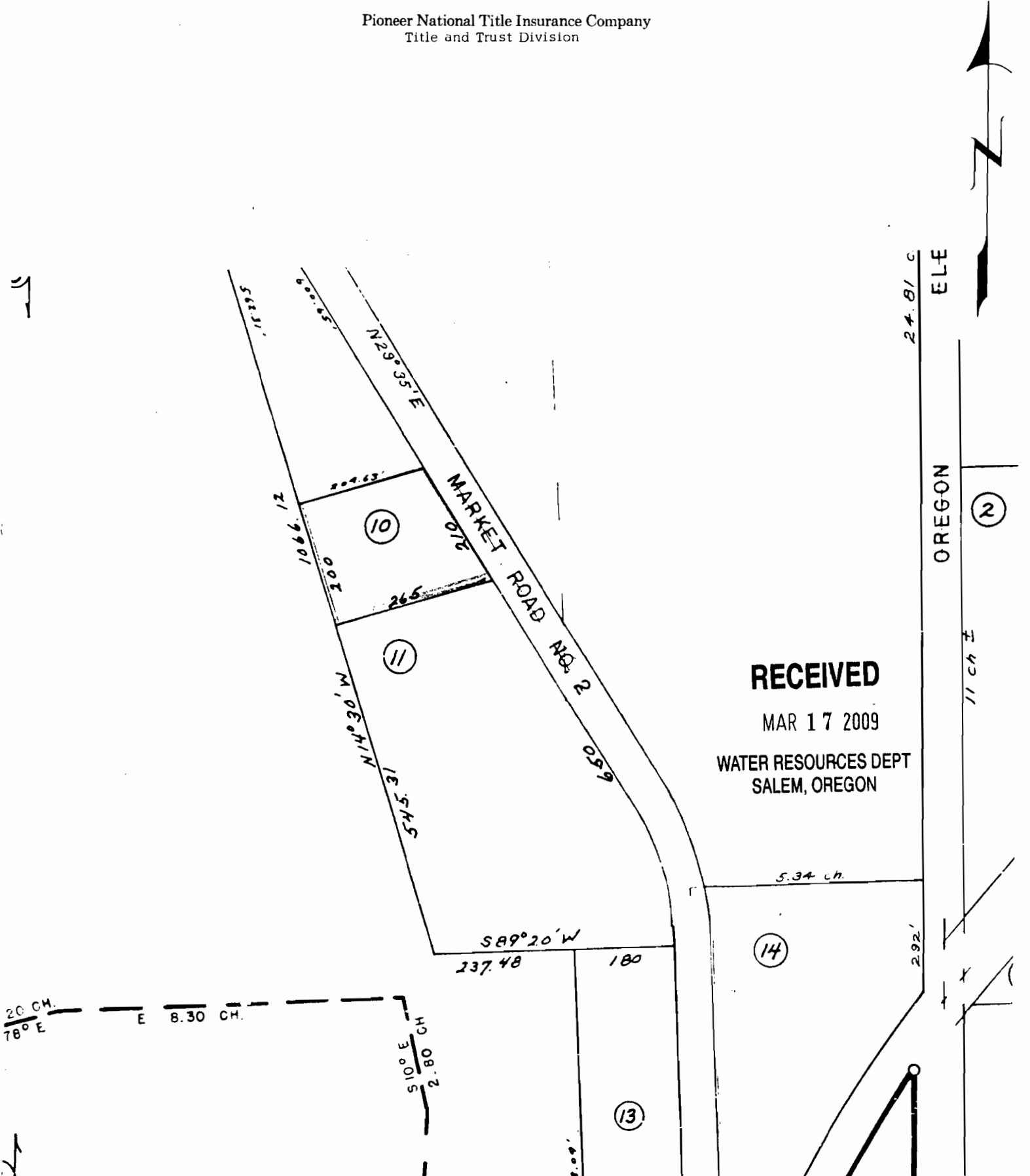
RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

The sketch below is made solely for the purpose of assisting in locating said premises and the Company assumes no liability for variations, if any, in dimensions and location ascertained by actual survey.

Pioneer National Title Insurance Company
Title and Trust Division



POLICY
OF
TITLE
INSURANCE



*Providing direct title services or referral
services throughout the United States and
the territory of Guam.*

Issuing Office
Title and Trust Division
By
Linn County Branch
Third and Broadalbin
Albany, Oregon 97321

Pioneer National
Title Insurance Company

Home Office
433 South Spring Street
Los Angeles, California 90054

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON



After Recording, Return to:
Morse Bros., Inc.
32260 Old Highway 34
Tangent, OR 97389

Until a change is requested, tax statements shall be sent to the following address:
Morse Bros., Inc.
32260 Old Highway 34
Tangent, OR 97389

STATUTORY WARRANTY DEED
(Corporation/Partnership)

(Above Space Reserved for Recorder's Use)

PACIFIC NW TRUST PROPERTIES, LLC

conveys and warrants to
MORSE BROS., INC., an Oregon Corporation

the following described real property in the State of Oregon and County of LINN free of encumbrances, except as specifically set forth herein:

The North 8.0 acres of Parcel I, according to the duly filed plat of Partition Plat No. 2003-56, filed October 29, 2003, records of the County of Linn, State of Oregon, the South line of which is parallel to the North line of Parcel I.

Tax Account Number(s): Part of #322251

This property is free of encumbrances, EXCEPT:

- As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.
Account No. : 322251, 328571

(Continued)

The true consideration for this conveyance is \$32,000.00

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.

DATED this 26 day of November, 2003.

Pacific NW Trust Properties, LLC

By: Timothy B Marshall
~~KC Klosterman~~ Timothy B Marshall
Member

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON, COUNTY OF LINN) ss.

The foregoing instrument was acknowledged before me this 26 day of November, 2003, by Timothy B Marshall, as Member, of PACIFIC NW TRUST PROPERTIES, LLC, on behalf of the corporation.

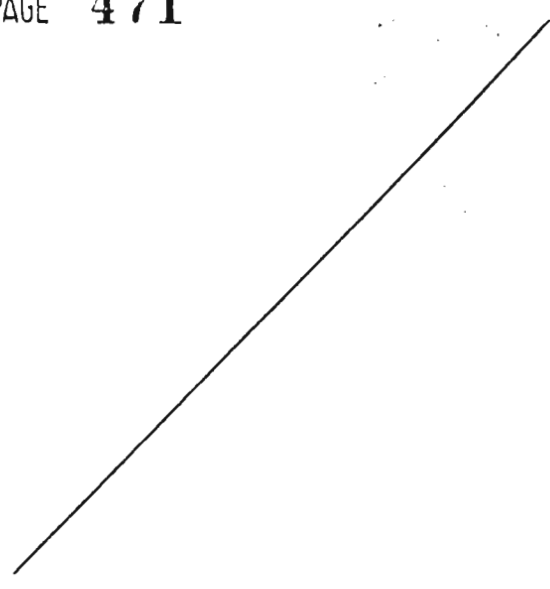
[Signature]
Notary Public for Oregon
My Commission Expires: 4/8/04



Order No.: 71675ieo

AFTER RECORDING RETURN TO:
LAWYERS TITLE INSURANCE CORP.

PART OF 154W-91600
#322251



ENCUMBRANCES (Continued)

Order No.: 71675ieo

- 2. The subject property lies within the boundaries of the Linn Soil and Water District and is subject to the levies and assessments thereof.
- 3. The rights of the public in and to that portion of the herein described property lying within the limits of roads, streets or highways.

RECEIVED
 MAR 17 2009
 WATER RESOURCES DEPT
 SALEM, OREGON

STATE OF OREGON
 County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records.

STEVE DRUCKENMILLER
 Linn County Clerk

By WAD Deputy MF 1521
 PAGE 471

M
R
S
A
O

DEC - 1 P 2: 38

31

10-20

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS, That MORSE BROS., an Oregon Partnership of JOSEPH D. MORSE, WILLIAM F. MORSE and FORREST W. MORSE, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto MORSE BROS., INC., an Oregon corporation, 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 Linn, State of Oregon, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A", incorporated herein by this reference.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever subject to all liens, easements, restrictions and encumbrances of record.

The true and actual consideration paid for this transfer consists of or includes other property or value given or promised which is the whole consideration.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 17th day of JUNE, 1992; if a corporate grantor, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized to do so by order of its board of directors.

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.

MORSE BROS., an Oregon Partnership

Joseph D. Morse

William F. Morse

Forrest W. Morse

STATE OF OREGON, County of Linn) ss.

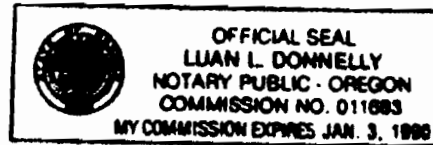
This instrument was acknowledged before me on

June 17, 1992,

by Joseph D. Morse, William F. Morse and Forrest W. Morse as Partners of Morse Bros., an Oregon Partnership

Luan L. Donnelly Notary Public for Oregon

My commission expires June 3, 1996



Morse Bros., an Oregon Partnership
Lebanon, OR 97355, Grantor
TO

Morse Bros., Inc., an Oregon Corporation
Lebanon, OR 97355, Grantee

X After Recording Return To:
Dennis D. Ashenfelter, P.O. Box 667, Albany, OR 97321
Until requested otherwise send all tax statement to:
Morse Bros., Inc., P. O. Box 7, Lebanon, OR 97355

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT "A"

PARCEL I: Part of Charles Roth DLC No. 38 in Township 15 South, Range 4 West of the Willamette Meridian, described as follows: Beginning 10 chains South of the Northwest corner of the North projection of the Perry Hyde DLC No. 51, Notification No. 2880, in Township 15 South, Range 4 West of the Willamette Meridian; thence West 20 chains; thence South 484 feet more or less to the Northwest corner of Tract conveyed to Morse by deed recorded in Book 217, page 841, Deed Records of Linn County, Oregon; thence South 83° East on the North line of said Morse tract 990 feet, more or less, to the most Westerly corner of tract conveyed to Lutz by deed recorded in Book 278, page 114, Deed Records of Linn County, Oregon; thence on the North line of said Lutz tract North 78°23' East 458.43 feet to the Westerly right of way line of Linn County Market Road No. 2; thence Northerly on said right of way line 510 feet, more or less, to the point of beginning; Excepting therefrom the tract described in Contract of Sale recorded in Book 27, page 997, Microfilm records of Linn County, Oregon, which is more particularly described as follows:

Beginning at a point in the center of Linn County Market Road No. 2 which is normal to a point bearing South 660.00 feet from the Northwest corner of the Perry Hyde DLC No. 51 in Section 9, Township 15 South, Range 4 West of the Willamette Meridian, Linn County, Oregon; thence South 12°57' East along said road 285.26 feet; thence West 503.93 feet; thence North 278.00 feet; thence East 440.00 feet to the point of beginning. SUBJECT to the rights of the public within said Market Road No. 2.

PARCEL II: All that part of the following described property lying Easterly of Linn County Market Road No. 2:

Beginning at the Northwest corner of the North projection of the Perry Hyde DLC No. 51, Notification No. 2880, in Township 15 South, Range 4 West of the Willamette Meridian; thence South along the West line of said DLC No. 51, a distance of 22.70 chains to an interior corner of said DLC NO. 51; thence East parallel with the South line of said DLC No. 51, a distance of 21.17 chains to an iron pipe on the West line of the Oregon Electric Railway Company right-of-way; thence North 1°35' East 22.93 chains along the West line of said Railway right-of-way to the North line of the said DLC No. 51; thence West 21.78 chains along the North line of said DLC No. 51 to the place of beginning.

P:\MBI\Partner.Lg\06-06-92\

RECEIVED

MAR 17 2009

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
County of Linn

I hereby certify that the attached
was received and duly recorded
by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

By [Signature], Deputy

M
R
70
S
70
A
J
O

JUN 26 3 35 PM '92

MP 603

PAGE 842

EXHIBIT "A"
Page 1 of 1