



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: David G. Moore, Trustee
First Last

Mailing Address: 40117 Pine Town Lane
Halfway Oregon 97834
City State Zip

Phone: 541-742-7212 541-742-7212 n/a
Home Work Other

*Fax: 541-742-7213 *Email Address: pvrancher@gmail.com

B. Organizations

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

Name of Organization: n/a

Name and Title of Person Applying: n/a

Mailing Address or Organization: n/a

n/a n/a n/a
City State Zip

Phone : n/a n/a
Day Evening

*Fax: n/a *Email Address: n/a

*Optional

For Department Use		
App. No. <u>G-17225</u>	Permit No. _____	Date _____

Last Updated: 6/26/2008

Ground Water/1

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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)) See attached Warranty Deed

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. See attachment

List the names and mailing addresses of all affected landowners.

David G. Moore, Trustee (i.e., the Applicant)
40117 Pine Town Lane
Halfway, OR 97834

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): Five

Name of nearest surface water body: Pine Creek

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

- 1) 5480 ft 2) 4200 ft 3) 2800 ft 4) 5300 ft 5) 3030 ft

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

- 1) n/a (more than 1 mile) 2) 78 ft 3) 47 ft 4) n/a (>1mi) 5) 46 ft

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:

A licensed, bonded well constructor. Except for Well #1, the well constructor is not yet selected. Well #1 was constructed by Larry Burd Well Drilling, Inc., who's address is provided below.

Mailing Address: (for Well #1) 70732 SW Douglas Drive

Pendleton
City

Oregon
State

97801
Zip

Ground Water/2

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Completion Date: Dec. 1, 2008 (Well #1) - Others not drilled.

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

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	See attached well log for #L95696 (i.e., BAKE 51941)								
2	16"	-	Est. 160'	None	Est 160'	-	-	-	Est 1000'
3	16"	-	Est. 210'	None	Est 210'	-	-	-	Est 1000'
4	16"	-	Est. 135'	None	Est 135'	-	-	-	Est 1000'
5	16"	-	Est. 60'	None	Est 60'	-	-	-	Est 1000'

Note: Well numbers in this listing must correspond to well location(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:

There are no artesian flows in Well #1, and artesian flows are not expected in the proposed wells.

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: n/a
- 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	Basalt Aquifer	See attachment	See attachment	See attachment	>600 gpm
2	Basalt Aquifer	See attachment	See attachment	See attachment	Unknown
3	Basalt Aquifer	See attachment	See attachment	See attachment	Unknown
4 & 5	Basalt Aquifer	See attachment	See attachment	See attachment	Unknown

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 5209 gpm (11.61 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: Irrigation 4/1 - 9/30; General Ag Use 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: 928.5 acres
 (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): Probably deep-well turbine pumps, unknown hp
- other means (describe): n/a

B. Transport See attachment

How will you transport water to your place of use?

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

Width about 2-3 ft Depth about 12-18 inches

Is the ditch or canal to be lined? Yes No

- Pipe (give diameter and total length):

Diameter See attachment Length See attachment

- other, describe: n/a

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C. Application/Distribution Method

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

The design will be completed after well productivity is determined. At a minimum there would be well pumps, pipelines, sprinkler systems, and totalizing flow meters. A relatively small part of the area will be served with ditches and flooding. The checked items below may all be considered, but the final selections will not be made until the final design is performed.

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

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

Distribution method

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

E. Conservation

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

The water in the large majority of the area will be applied with sprinklers, which are an efficient irrigation method for the anticipated crops of alfalfa and pasture. Pipelines conveyance will eliminate conveyance losses through the large majority of the project area.

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: Within 3 years of issuance of permit

Proposed date construction will be completed: Within 5 years of issuance of permit

Proposed date beneficial water use will begin: Within 5 years of issuance of permit

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 for supplemental irrigation of 928.5 acres of land covers 455.8 acres of land that already have certificated primary rights, and 472.7 acres of land for which an application for a primary irrigation right is being submitted to OWRD to use 1000 acre-feet of stored water in Crow Reservoir. Groundwater would be utilized, within the limits of the right, to provide irrigation water to the 928.5 acres of land when water available under the primary rights is insufficient for irrigation needs.

Only one of the proposed wells is drilled, and the productivity of the individual wells is therefore unknown. Final design of the system will depend on the productivity of the wells, and on the outcome of the surface water application being submitted to OWRD to use stored in Crow Reservoir mentioned above.

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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, 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:

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

Date

Before you submit your application be sure you have:

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

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

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**Attachment to
Application for a Permit to
Use Ground Water**

Legal Description of 1) property from which the water is to be diverted, 2) property crossed by the proposed ditch, canal or other work, and 3) property on which the water is to be used.

Township	Range	Section	¼ ¼	Water to be:
8S	46E	13	SWSW	Used
8S	46E	13	SESW	Used
8S	46E	13	SWSE	Used
8S	46E	13	SESE	Used
8S	46E	23	SENE	Used
8S	46E	23	NESE	Used
8S	46E	23	SWSE	Used
8S	46E	23	SESE	Used
8S	46E	24	NWNE	Used
8S	46E	24	NENW	Used
8S	46E	24	NWNW	Used
8S	46E	24	SWNE	Used
8S	46E	24	SENW	Used
8S	46E	24	SWNW	Used
8S	46E	24	NWSE	Used
8S	46E	24	NESW	Used
8S	46E	24	NWSW	Used
8S	46E	24	SWSE	Used
8S	46E	24	SESW	Used & Diverted
8S	46E	24	SWSW	Used
8S	46E	25	NENE	Used & Diverted
8S	46E	25	NWNE	Used
8S	46E	25	SWNE	Used
8S	46E	25	SENE	Used
8S	46E	25	NENW	Used, Diverted, & Conveyed
8S	46E	25	NWNW	Used
8S	46E	25	SENW	Used
8S	46E	25	NESE	Used
8S	46E	25	NWSE	Used
8S	46E	26	NENE	Used, Diverted, & Conveyed

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Attachment related to Section 4 (Water Use), under 4B (Amount of Water)

Only Well #1 has been drilled, and the driller's log indicates the well to be capable of producing more than 600 gpm. The other four proposed wells are not yet drilled so the productivity of each well is not known. Assuming the application is granted, we intend to drill and construct as many of the four wells as needed to supply a maximum of 5209 gpm (i.e., 11.61 cfs) from the entire set of completed wells. Consequently, we request a maximum rate for the well field, not for individual wells. Similarly, for the total annual quantity, we request a total volume for the well field, not for individual wells. The total annual quantity requested is 4,213 acre-feet (i.e., 5209 gpm from April 1 through September 30), which is also equal to 1,372.7 million gallons. The requested use for this water right is Irrigation (up to 4,213 acre-feet per year) and General Agricultural Use (up to 1 acre-feet per year).

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Attachment to Section 5 (Water Management) under 5B (Transport)

The large majority of the distribution system would consist of pipelines of various sizes. Each of the constructed wells would be connected to this pipeline distribution system. The precise pipeline diameters and detailed layout will be determined after productivity of the wells is determined. It is anticipated that a relatively small portion of the proposed Place of Use would be served by ditches. These areas are on the east side of Pine Creek north of Pine Town Lane, and a small area along the south side of Pine Creek in the Northwest $\frac{1}{4}$ of Section 24.

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Oregon Water Resources Department

FORM I FOR IRRIGATION WATER USE

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

Primary Supplemental

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

Primary: 0 Acres

Secondary: 928.5 Acres

List the permit or certificate number See attachment

of the primary water right: No. 7954, 10228, 10335, 10336, 10337, 10338, 10392, 10469

10470, 39023, and 52583. Additionally, a surface water application is being submitted for primary irrigation water on 472.7 of the acres

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

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

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

4,213 acre-feet

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

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

- | | |
|--|---|
| <input type="checkbox"/> Daily during daytime hours | <input type="checkbox"/> Daily during nighttime hours |
| <input type="checkbox"/> Two or three times weekly during daytime | <input type="checkbox"/> Two or three times weekly during nighttime |
| <input type="checkbox"/> Weekly, during daytime hours | <input type="checkbox"/> Weekly, during nighttime hours |
| <input checked="" type="checkbox"/> Other, explain: <u>When used, use may be daily, both day and night</u> | |

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Last revision: October 2011

Attachment to Form I

In addition to the primary water rights listed on Form I, some of the area is also already covered by some existing supplemental water rights. These existing supplemental rights include Certificate Nos. 39023, 52584, and 52585.

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STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

12-02-2008

WELL LABEL # L 95696

START CARD # 1005766

(1) LAND OWNER Owner Well I.D. Well #2

First Name DAVID Last Name MOORE
Company PINE VALLEY RANCH
Address 40117 PINE TOWN LANE
City HALFWAY State OR Zip 97834

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

(3) DRILL METHOD
[X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE
[] Domestic [] Irrigation [] Community
[] Industrial/ Commercial [X] Livestock [] Dewatering
[] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] Attach copy
Depth of Completed Well 740.00 ft.

Table with columns: Dia, From, To, Material, SEAL From, To, Amt, sacks/lbs. Rows include Bentonite, Cement, Cement.

How was seal placed: Method [] A [] B [X] C [] D [] E

[X] Other Poured Bentonite

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing, Liner, Dia, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes a diagram of casing/liner connections.

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method
Screens Type Material

Perf/S Casing/ Screen green Liner Dia From To Scrm/slot width Slot length # of slots Tele/ pipe size

Table for perforations/screens with columns for various dimensions and slot sizes.

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

[] Pump [] Bailer [X] Air [] Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Table with 4 columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Rows show test results.

Temperature 75 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table for water quality concerns with columns: From, To, Description, Units.

(9) LOCATION OF WELL (legal description)

County Baker Twp 8.00 S N/S Range 46.00 E E/W WM
Sec 25 NE 1/4 of the NE 1/4 Tax Lot 4100
Tax Map Number Lot
Lat ' ' ' or ' ' ' DMS or DD
Long ' ' ' or ' ' ' DMS or DD
[] Street address of well [X] Nearest address
39774 PINE TOWN LANE

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Rows for Existing Well / Predeepening and Completed Well.

Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES

Depth water was first found 140

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Rows show water bearing zones.

(11) WELL LOG

Ground Elevation

Table with columns: Material, From, To. Lists geological layers like Clay/Gravel, Brown Clay, Black Basalt, etc.

Date Started 11-24-2008 Completed 12-01-2008

(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.

License Number 1735 Date 12-02-2008

Electronically Filed

Signed CHAD COURTNEY (E-filed)

(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.

License Number 544 Date 12-02-2008

Electronically Filed

Signed LARRY BURD (E-filed)

Contact Info (optional)



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: David G. Moore, Trustee
Mailing Address: 40117 Pine Town Lane
City: Halfway State: OR Zip: 97834 Day Phone: 541-742-7212

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

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
See attached table						<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. Baker County

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: 5,209 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 General Agricultural Use

Briefly describe: This application is primarily being submitted to obtain a supplemental irrigation right. The proposed groundwater sources are one existing deep basalt well, and up to four additional deep basalt wells. Water would be used when primary rights are insufficient, and annual usage may consequently vary considerably.

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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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): BC70 Sec 314

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:	
	RECEIVED	<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
	MAY 22 2009	<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
	WATER RESOURCES DEPT SALEM, OREGON	<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<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.

BC70 Sec 314 - Not under Baker County Ordinance

BAKER COUNTY
PLANNING DEPARTMENT

Name: Laura J. Hayes Title: Planner
 Signature: [Signature] Phone: 523-8219 Date: 3-6-09
 Government Entity: Baker County Planning Dept.

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: _____

Attachment to Land Use Information Form

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
8S	46E	13	SWSW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	13	SESW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	13	SWSE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	13	SESE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	23	SENE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	23	NESE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	23	SWSE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	23	SESE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NWNE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NENW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NWNW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SWNE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SENW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SWNW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NWSE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NESW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	NWSW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SWSE	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SESW	2700	Exclusive Farm Use	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	24	SWSW	2700	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NENE	4100	Exclusive Farm Use	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NWNE	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	SWNE	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	SENE	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NENW	4100	Exclusive Farm Use	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NWNW	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	SENW	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NESE	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	25	NWSE	4100	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change
8S	46E	26	NENE	4100	Exclusive Farm Use	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	no change

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WARRANTY DEED

SEND TAX STATEMENTS TO:

David G. Moore, Trustee
88 Linda Isle

Newport Beach, CA 92660

AFTER RECORDING RETURN TO:

David G. Moore, Trustee
88 Linda Isle

Newport Beach, CA 92660

The true and actual consideration for this conveyance, stated in the terms of dollars, is:
\$5,250,000.00.-

J.B. TORRANCE, INCORPORATED, aka J.B. TORRANCE, INC., a California corporation, as to Tract I; JERRY B. TORRANCE and JEANNETTE J. TORRANCE, Trustees of the Jerry B. and Jeannette J. Torrance Trust u/v/a dated June 4, 1992, as to Tract II; JERRY B. TORRANCE and JEANNETTE J. TORRANCE, as tenants by the entirety, as to Tract III; and JEAN STEWART TORRANCE, a single woman, ELLEN TORRANCE SNOW, a married woman, STERLING JAY TORRANCE, a single man, and JERRY BADGLEY TORRANCE, JR., a married man, each as to an undivided one-fourth interest, as to Tract IV, Grantor, conveys and warrants to DAVID G. MOORE, Trustee of the David Gene Moore Trust u/v/a dated November 24, 1999, Grantee, the following described real property free of encumbrances except as specifically set forth herein:

Land in Baker County, Oregon, as follows:

SEE ATTACHED EXHIBIT "A" CONSISTING OF 13 PAGES.

TOGETHER WITH any and all tenements, hereditaments and appurtenances there unto belonging or used in connection therewith, and all water and water rights used upon or appurtenant to said property, however evidenced.

SUBJECT TO THE FOLLOWING EXCEPTIONS AS DISCLOSED IN THE BAKER COUNTY PUBLIC RECORDS:

TAGGART & TAGGART
ONCLE LARRY
399 S. OREGON STREET
ONTARIO, OREGON 97146
(541) 869-5372

B0052 0116

1. Any fact which could be ascertained by a physical inspection or correct survey of the above property; any fact which could be ascertained by making inquiry of persons owning or in possession of adjoining property; and reservations and exceptions in patents or in Acts authorizing the issuance thereof.

2. A portion of the within described land is specially assessed as Farm Use Land, and if the land becomes disqualified for the special assessment under the statute, an additional tax, interest and penalties thereon may be levied for the years in which the land was subject to the special land use assessment.

3. A portion of the within described land is specially assessed as Forest Land, and if the land becomes disqualified for the special assessment under the statute, an additional tax, interest and penalties thereon may be levied for the years in which the land was subject to the special land use assessment.

4. Any adverse claim based upon the assertion that the location of the Snake River has moved.

5. The rights of the public in and to that portion lying below the high water mark of the Snake River and numerous creeks.

6. The rights of the public in roads and highways.

7. Right of way recorded December 3, 1885, in Book 43, Page 151. (Effects Tract I, Parcel 1)

8. Right of way recorded April 30, 1907, in Book 63, Page 552. (Effects Tract II, Parcel 3)

9. Right of way recorded December 24, 1915, in Book 83, Page 618. (Effects Tract II, Parcel 5)

10. Right of way in instrument recorded May 11, 1923, in Book 99, Page 368. (Effects Tract I, Parcel 3)

11. Pole line easement recorded July 18, 1928, in Book 110, Page 453. (Effects Tract II, Parcel 7)

12. Pole line easement recorded July 18, 1928, in Book 110, Page 456. (Effects Tract II, Parcel 7)

13. Pole line easement recorded July 18, 1928, in Book 110, Page 460. (Effects Tract II, Parcel 7)

TAGGART & TAGGART
Attorneys at Law
399 S. OREGON STREET
ONTARIO, OREGON 97141
(503) 885-3372

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14. Right of way recorded July 30, 1928, in Book 110, Page 525. (Effects Tract II, Parcel 3)

15. Reservation by the United States of the right to enter upon, occupy and use any part or all of the Northwest quarter of the Northeast quarter of Section 21, Township 7 South, Range 48 East, by instrument recorded July 30, 1928, in Book 110, Page 525. (Effects Tract II, Parcel 3)

16. Pole line easement recorded September 28, 1933, in Book 118, Page 434. (Effects Tract II, Parcel 4)

17. Pole line easement recorded September 28, 1933, in Book 118, Page 435. (Effects Tract I, Parcel 1)

18. Pole line easement recorded September 28, 1933, in Book 118, Page 436. (Effects Tract I, Parcel 1 and Tract II, Parcel 4)

19. Pole line easement recorded September 28, 1933, in Book 118, Page 437. (Effects Tract I, Parcel 1)

20. Pole line easement recorded September 28, 1933, in Book 118, Page 438. (Effects Tract I, Parcel 1)

21. Pole line easement recorded December 23, 1935, in Book 121, Page 411. (Effects Tract I, Parcel 1)

22. Pole line easement recorded December 31, 1936, in Book 123, Page 227. (Effects Tract II, Parcel 4)

23. Pole line easement recorded May 15, 1939, in Book 127, Page 119. (Effects Tract II, Parcel 8)

24. Right of way recorded July 28, 1939, in Book 127, Page 307. (Effects Tract I, Parcel 1)

25. Pole line easement recorded August 14, 1939, in Book 127, Page 356. (Effects Tract I, Parcel 1)

26. Agreement recorded April 29, 1942, in Book "O", Page 327. (Effects Tract II, Parcel 4)

27. Right of way recorded February 16, 1944, in Book 134, Page 326. (Effects Tract II, Parcel 2)

JAGGART & JAGGART
 Attorneys at Law
 399 S. OREGON STREET
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28. Right of way in instrument recorded December 20, 1945, in Book 138, Page 195. (Effects Tract I, Parcel 3)

29. Power line easement recorded November 21, 1946, in Book 140, Page 652. (Effects Tract I, Parcel 1)

30. Power line easement recorded March 31, 1948, in Book 146, Page 489. (Effects Tract II, Parcel 8)

31. Power line easement recorded June 16, 1950, in Book 153, Page 458. (Effects Tract II, Parcel 4)

32. Agreement for easement and right of way recorded July 30, 1953, in Book 161, Page 574. (Effects Tract II, Parcels 7 and 8)

33. Telephone line easement recorded March 16, 1956, in Book 165, Page 566. (Effects Tract II, Parcels 2 and 5)

34. Telephone line easement recorded March 16, 1956, in Book 165, Page 567. (Effects Tract II, Parcel 5)

35. Telephone line easement recorded March 16, 1956, in Book 165, Page 570. (Effects Tract II, Parcels 2 and 3)

36. Telephone line easement recorded March 16, 1956, in Book 165, Page 571. (Effects Tract II, Parcel 5)

37. Power line easement recorded April 4, 1957, in Book 166, Page 992. (Effects Tract I, Parcel 3)

38. Power line easement recorded April 4, 1957, in Book 166, Page 999. (Effects Tract II, Parcel 7)

39. Power line easement recorded April 4, 1957, in Book 167, Page 325. (Effects Tract II, Parcel 5)

40. Right of way in instrument recorded January 23, 1963, in Book 173, Page 441. (Effects Tract II, Parcel 3)

41. Right of way easement recorded May 7, 1963, in Book 173, Page 924. (Effects Tract II, Parcel 4)

42. Easement recorded May 7, 1963, in Book 173, Page 925. (Effects Tract I,

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Parcel 3)

43. Right of way recorded May 7, 1963, in Book 173, Page 925. (Effects Tract II, Parcel 8)

44. Right to repurchase a portion of premises as reserved by John W. Densley and Belva D. Densley, their heirs and assigns, as reserved in instrument recorded May 7, 1963, in Book 173, Page 925. (Effects Tract II, Parcel 8)

45. Right of way recorded June 24, 1964, in Book 174, Page 892. (Effects Tract II, Parcel 3)

46. Easement and right of way recorded February 20, 1967, in Deed 67 08 010. (Effects Tract II, Parcel 3)

47. License Agreement recorded May 20, 1971, in deed 71 20 052. (Effects Tract II, Parcel 8)

48. License Agreement recorded August 19, 1971, in deed 71 33 048. (Effects Tract II, Parcel 8)

49. Road easement recorded September 9, 1971, in deed 71 36 087. (Effects Tract II, Parcel 1)

50. Underground power line easement recorded October 21, 1981, in deed 81 42 075. (Effects Tract IV)

51. Lack of deeded access to and from a portion of Tract II, parcel 3, and a portion of Tract II, Parcel 8.

"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 stated above and is incorporated herein by this reference.

This instrument may be executed in counter-parts, and when the pages of the counter-parts bearing original signatures with any requisite acknowledgments are assembled, they shall

WARRANTY DEED -5-

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OFFICE OF LAW
309 S. OREGON STREET
ONTARIO, OREGON 97144
(541) 869-6372

B0052 0120

constitute one and the same instrument.

DATED this 21st day of December, 2000.

GRANTOR:

J.B. TORRANCE, INCORPORATED, aka
J.B. TORRANCE, INC., a California corp.

By: [Signature]
Jerry B. Torrance, President

[Signature]
Jerry B. Torrance, Trustee of the Jerry B.
and Jeannette J. Torrance Trust u/t/a dated
June 4, 1992.

[Signature]
Jeannette J. Torrance, Trustee of the Jerry
B. and Jeannette J. Torrance Trust u/t/a
dated June 4, 1992.

[Signature]
Jerry B. Torrance

[Signature]
Jeannette J. Torrance

[Signature]
Jean Stewart Torrance by Jerry B.
Torrance, her attorney-in-fact.

[Signature]
Ellen Torrance Snow by Jerry B.
Torrance, her attorney-in-fact.

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SALEM, OREGON

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OFFICE OF LAW
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ONTARIO, OREGON 97114
(541) 868-6372

WARRANTY DEED -6-

B0052 0122

STATE OF *California*
County of *San Diego*) ss.

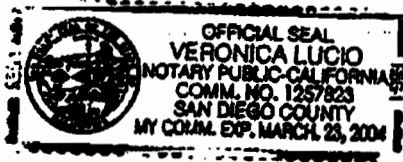
Personally appeared the above named Jeannette J. Torrance, in her individual capacity and as Trustee, and acknowledged the foregoing instrument to be her voluntary act and deed before me this 21st day of December, 2000.



Veronica Lucio
Notary Public for CALIFORNIA
My Commission Expires: 3/23/04

STATE OF *CALIFORNIA*
County of *SAN DIEGO*) ss.

On this 21st day of December, 2000, personally appeared Jerry B. Torrance who, being duly sworn, did say that he is the attorney in fact for Jean Stewart Torrance, Ellen Torrance Snow, Sterling Jay Torrance and Jerry Badgley Torrance, Jr., and that he executed the foregoing instrument by authority of and in behalf of said principals; and he acknowledged said instrument to be the act in deed of said principals.



Veronica Lucio
Notary Public for CALIFORNIA
My Commission Expires: 3/23/04

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Office of Law
389 S. OREGON STREET
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(541) 889-8372

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WATER RESOURCES DEPT
SALEM, OREGON

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Legal Description
File No. BA-21744
Page 1

TRACT I:

PARCEL 1:

The Northwest quarter and the West half of the Southwest quarter of Section 21, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, a parcel in the Northwest quarter of the Northeast quarter of Section 21, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, described as follows:

BEGINNING at a point in the center of the Cornucopia Stage Road, said point being 660 feet South and South 89°10' East 1152.4 feet from the North quarter corner of said Section 21; thence West, 660 feet South of and parallel to the North line of said Section 21, to the Northeast corner of the parcel described in deed recorded February 27, 1968, in Deed 68 09 021, Baker County Deed Records; thence South along the East line of the above-described tract to the Northwest corner of the tract described in deed recorded November 2, 1962, in Book 173, Page 117, Baker County Deed Records; thence South 89°44' East 261.2 feet to the Northeast corner of the last above-described tract; thence South 25°37' East along the East line of the last above-described tract, and said Easterly line extended, to the center of the Cornucopia Stage Road; thence Northeasterly along said center line to the POINT OF BEGINNING.

ALSO, the West half of Section 28, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half of the Southeast quarter of Section 29, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

EXCEPTING FROM the above described lands the following five parcels:

Parcel No. 1: Old Richland-Halfway Highway right of way.

Parcel No. 2: That portion of the Northeast quarter of the Northwest quarter of Section 28, Township 8 South, Range 46 East, lying East of the Old Richland-Halfway Highway right of way.

Parcel No. 3: Road right of way conveyed to Baker County, recorded January 10, 1920, in Book 92, Page 349, Baker County Deed Records.

Parcel No. 4: Highway right of way conveyed to the State of Oregon, by and through its State Highway Commission, recorded August 31, 1961, in Book 171, Page 1317, Baker County Deed Records.

Parcel No. 5: That portion of the Northwest quarter of Section 21, Township 8 South, Range 46 East, conveyed to Percy Laird and Aleta Laird, by deed recorded October 7, 1975, in Deed 75 41 041, Baker County Deed Records.

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PARCEL 2:

The North half of the South half, the South half of the North half, and all that portion of the North half of the Northwest quarter and the Northwest quarter of the Northeast quarter lying South of the Southerly right of way line of the Baker-Homestead Highway, all in Section 13, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the North half of the Southeast quarter of Section 14, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lot 2 (the Southwest quarter of the Northwest quarter) of Section 18, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

PARCEL 3:

The North half, the North half of the South half, the South half of the Southwest quarter, the Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southeast quarter, all in Section 36, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 1, 2, 3 and 4, the South half of the North half, the North half of the South half, and the Southeast quarter of the Southeast quarter, all in Section 1, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 1, 2, 3 and 4, the East half of the Southwest quarter, the North half of the Southeast quarter, the Southwest quarter of the Northeast quarter, and the East half of the Northwest quarter, all in Section 6, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half of the Northwest quarter, the West half of the Southeast quarter, the Northeast quarter of the Southwest quarter, the Southeast quarter of the Northeast quarter, and the Northeast quarter of the Southeast quarter, all in Section 8, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the South half of the Northwest quarter, and the Northwest quarter of the Southwest quarter, all in Section 9, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

EXCEPTING FROM the above-described lands that portion of the Southeast quarter of the Southeast of Section 36, Township 8 South, Range 46 East, the Northeast quarter of the Northeast quarter of Section 1, Township 9 South, Range 46 East, and the Northwest quarter of Section 6, Township 9 South, Range 47 East of the Willamette Meridian, described as follows:

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BEGINNING at the Southeast corner of Township 8 South, Range 46 East of the Willamette Meridian; thence North 600.5 feet; thence West 482 feet; thence South 10°45' East 1320 feet; thence South 65°40' East 2020 feet; thence South 72°30' East 1160 feet; thence North 28°20' East 260 feet; thence North 26°15' West 1000 feet; thence North 43°15' West 1032 feet to the North line of Section 6, Township 9 South, Range 47 East of the Willamette Meridian; thence West 1685 feet to the POINT OF BEGINNING.

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TRACT II:

PARCEL 1:

The Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast quarter of Section 4, Township 6 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

PARCEL 2:

The East half of the Southwest quarter, the West half of the Southeast quarter, and the Southeast quarter of the Southeast quarter, all in Section 23, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half of the West half, the South half of the Northeast quarter, the North half of the Southeast quarter, the Northeast quarter of the Northeast quarter, and the Southeast quarter of the Southwest quarter, all in Section 25, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half, and the East half of the West half, all in Section 26, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northeast quarter of the Southeast quarter of Section 32, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Southeast quarter, the North half of the Southwest quarter, and the Southeast quarter of the Southwest quarter, all in Section 33, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half, the Southeast quarter, and the Southwest quarter of the Northeast quarter, all in Section 34, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half, the East half of the West half, the West half of the Southwest quarter, and the Southwest quarter of the Northwest quarter, all in Section 35, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter of the Northwest quarter of Section 36, Township 7 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

EXCEPTING FROM said lands the following three parcels:

Parcel No. 1: All that portion of the Northeast quarter of the Northeast quarter of Section 35, Township 7 South, Range 47 East, lying North of the channel of Pine Creek and South of Highway 86 (Pine Creek Road) right of way.

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Parcel No. 2: A parcel in the South half of the Southwest quarter of Section 25, and the Northwest quarter of the Northwest quarter of Section 36, Township 7 South, Range 47 East, described as follows:

BEGINNING at Engineer's Center Line Station 285+04.53 of the Baker-Homestead Highway right of way, said Station being approximately 50 feet South and 500 feet East of the Southwest corner of said Section 25; thence North 26°26'53" West 50 feet; thence North 21°11' East 229 feet; thence North 46°07'11" East 495.62 feet; thence South 78°28' East 380 feet; thence South 20°38'30" East 120 feet to Station 275+68.42 on said center line; thence Westerly along said center line to the POINT OF BEGINNING.

Parcel No. 3: Highway right of way conveyed to the State of Oregon, by and through its State Highway Commission, recorded August 31, 1961, in Book 171, Page 1317, Baker County Deed Records.

PARCEL 3:

All that portion of the East half of the Northeast quarter, the West half of the Southeast quarter, the East half of the Southwest quarter, the Southwest quarter of the Northeast quarter, and the Southwest quarter of the Southwest quarter of Section 17, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying Easterly of Pine Creek.

ALSO, the West half of the Southeast quarter, the Southeast quarter of the Southwest quarter, and all that portion of the Northeast quarter of the Southeast quarter lying Southerly of Pine Creek, all in Section 19, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter of the Northeast quarter, all that portion of the Northwest quarter of the Southwest quarter lying Southeasterly of Pine Creek, and all that portion of the Northwest quarter lying Easterly of Pine Creek, all in Section 20, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter, the West half of the Southeast quarter, the Southwest quarter of the Northeast quarter, the West half of the Northwest quarter of the Northeast quarter, and the Southeast quarter of the Northwest quarter of the Northeast quarter, all in Section 21, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Southwest quarter, and the West half of the Southeast quarter, all in Section 28, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half of the Southeast quarter, and the West half of the Northwest quarter, all in Section 29, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter, the Northwest quarter of the Northeast quarter, and the Northwest quarter of the Southwest quarter, all in Section 30, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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ALSO, the West half, the Northwest quarter of the Northeast quarter, the West half of the Southwest quarter of the Northeast quarter, and the West half of the East half of the Southwest quarter of the Northeast quarter, all in Section 33, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, all that portion of Government Lot 1 in Section 33, Township 7 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying West of the following described line:

BEGINNING at a point on the South line of said Government Lot 1, 175 feet East of the Southwest corner thereof; thence North 25°10' East to the North line of said Government Lot 1 and the POINT OF TERMINATION of said line.

EXCEPTING FROM said lands Highway right of way conveyed to the State of Oregon, by and through its State Highway Commission, recorded August 31, 1961, in Book 171, Page 1317, Baker County Deed Records.

PARCEL 4:

A parcel in the Southwest quarter of the Southeast quarter of Section 16, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, described as follows:

BEGINNING at a point on the Easterly right of way line of the relocated Baker-Homestead Highway, 310 feet North and 100 feet East of the South quarter corner of said Section 16; thence East 294.35 feet to a point 5 feet East of the East bank of the McMullen Ditch; thence Northerly, 5 feet Easterly of and parallel to said East ditch bank, to the intersection of said ditch with the Westerly right of way line of the Old Baker-Cornucopia Highway; thence Northwesterly along said Westerly right of way line to intersect the Easterly right of way line of the relocated Baker-Homestead Highway; thence South 0°04' East along said Easterly right of way line of said highway to the POINT OF BEGINNING.

ALSO, all that portion of the Southeast quarter of the Southwest quarter of Section 21, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying West of the Old State Highway No. 86 (County Road) right of way.

ALSO, all that portion of the Northeast quarter of the Southwest quarter of Section 21, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying East of the Baker-Homestead Highway right of way and West of the Old State Highway No. 86 (County Road) right of way.

ALSO, all of Section 25, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the South half, the Northeast quarter, and the South half of the Northwest quarter, all in Section 26, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half, the Southeast quarter, and the South half of the Northeast quarter, all in Section 27, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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ALSO, the North half of the Northeast quarter, the South half of the Northeast quarter, the East half of the Southeast quarter, and the West half of the Southeast quarter, all in Section 28, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Southwest quarter, the West half of the Northwest quarter, the East half of the Northeast quarter, the North half of the Southeast quarter, the East half of the Northwest quarter, the West half of the Northeast quarter, and all that portion of the Southeast quarter of the Southeast quarter lying Northeasterly of the Old Baker-Halfway Highway right of way, all in Section 33, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the North half of the North half, the South half of the Northwest quarter, and the Northwest quarter of the Southwest quarter, all in Section 34, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the North half of the North half of Section 35, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

EXCEPTING FROM said lands the following four parcels:

Parcel No. 1: BEGINNING at the Northwest corner of the Northeast quarter of Section 28, Township 8 South, Range 46 East; thence South along the half section line to intersect with the Easterly right of way line of the Baker-Halfway Highway (County Road); thence Southeasterly along said Easterly right of way line to the South line of the Northwest quarter of the Northeast quarter of said Section 28; thence East along said section line to a point on the fence line which is North 40°53' East 325 feet and North 26°33' East 100 feet from a point on the Westerly right of way line of said County Road, said point being 280 feet East and 980 feet North of the center of said Section 28; thence North 26°13' East 169 feet, more or less; thence North 33°58' East 424 feet; thence North 36°41' East 217 feet; thence North 37°41' East to the North line of said Section 28; thence West along said North line to the POINT OF BEGINNING.

Parcel No. 2: A parcel in the Southwest quarter of the Northeast quarter of Section 33, Township 8 South, Range 46 East, described as follows:

BEGINNING at a point on the Northeasterly right of way line of the Old Baker-Halfway Highway, said point being opposite and 30 feet distant from Engineer's Station 174+92.6, said point being 2420.8 feet South and 3131.0 feet East of the Northwest corner of said Section 33; thence South 47°21' East 300 feet along said Northeasterly right of way line; thence North 42°39' East 120 feet; thence North 47°21' West 300 feet; thence South 42°39' West 120 feet to the POINT OF BEGINNING.

Parcel No. 3: Road right of way conveyed to Baker County, recorded January 10, 1920, in Book 92, Page 349, Baker County Deed Records.

Parcel No. 4: Road right of way conveyed to Baker County, recorded May 7, 1920, in Book 93, Page 215, Baker County Deed Records.

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PARCEL 5:

Government Lots 5, 6, 11, 12, 13 and 14, all in Section 1, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lot 2, the Southeast quarter, and the South half of the Northeast quarter, all in Section 2, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 3 and 4, and the Southeast quarter of the Northwest quarter, all in Section 3, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 1, 2 and 3, the South half of the North half, the North half of the South half, and the South half of the Southwest quarter, all in Section 4, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Southeast quarter, and the South half of the Northeast quarter, all in Section 5, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 3 and 4, and the Southeast quarter of the Southwest quarter, all in Section 7, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, all that portion of Government Lots 1 and 2 of Section 7, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying West of the County Road right of way.

ALSO, all that portion of the South half of the Southeast quarter of Section 7, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying South of State Highway No. 86 (Pine Creek Road) right of way.

ALSO, all that portion of the Northwest quarter of the Southeast quarter and the Northeast quarter of the Southwest quarter of Section 7, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying South of State Highway No. 86 (Pine Creek Road) right of way.

ALSO, the East half, and the Southeast quarter of the Southwest quarter, all in Section 8, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter, the South half of the South half, the Northwest quarter of the Northeast quarter, the Northeast quarter of the Southeast quarter, the North half of the Southwest quarter, the Northwest quarter of the Southeast quarter, the Southwest quarter of the Northeast quarter, and all that portion of the Southeast quarter of the Northeast quarter lying South of Lower Pine Creek Road right of way, all in Section 9, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the South half of the Southeast quarter, and the Southeast quarter of the Southwest quarter, all in Section 11, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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ALSO, Government Lot 13 in Section 12, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 2, 3, 4, 5, 6, 7, 12 and 13, all in Section 13, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, all of Section 14, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the Northwest quarter, and the North half of the Northeast quarter, all in Section 16, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the South half of the Northwest quarter, and the North half of the Northwest quarter, all in Section 17, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lot 1, the East half of the Northwest quarter, the South half of the Northeast quarter, and all that portion of the North half of the Northeast quarter lying South of State Highway No. 86 (Pine Creek Road) right of way, all in Section 18, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lot 1 in Section 19, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, all of Section 23, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the North half of Section 26, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 2, 3 and 4, the East half of the Southwest quarter, and the West half of the Southeast quarter, all in Section 31, Township 8 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

EXCEPTING FROM said lands the following two parcels:

Parcel No. 1: All that portion of Government Lot 3 in Section 7, Township 8 South, Range 47 East, lying East of the County Road right of way and North of the Baker-Homestead State Highway (Pine Creek Road).

Parcel No. 2: Highway right of way conveyed to the State of Oregon, by and through its State Highway Commission, recorded August 31, 1961, in Book 171, Page 1317, Baker County Deed Records.

PARCEL 6:

The South half of the North half, the North half of the South half, the Northwest quarter of the Northwest quarter, the Southwest quarter of the Southwest quarter, and the Southwest quarter of the Southeast quarter, all in Section 18, Township 8 South, Range 48 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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PARCEL 7:

All that portion of Government Lot 4 of Section 3, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying Northeasterly of the County Road right of way.

ALSO, all that portion of the West half of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter, and the Northeast quarter of the Southwest quarter lying Northeasterly of the County Road right of way, all in Section 11, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, all that portion of the Northeast quarter of the Northeast quarter of Section 21, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying above and North of the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum.

ALSO, the Northwest quarter of the Northeast quarter, and all that portion of the East half of the Northwest quarter and the South half of the Northeast quarter lying above and North of the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum, all in Section 22, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon

PARCEL 8:

The Southwest quarter, the West half of the Southeast quarter, and the Southwest quarter of the Northwest quarter, all in Section 5, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the North half of the Northeast quarter, and the Southeast quarter of the Northeast quarter, all in Section 6, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half of the Southeast quarter, and the Southwest quarter of the Southeast quarter, all in Section 7, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half of the Northeast quarter, the Northwest quarter of the Northwest quarter, the West half of the Southwest quarter, and the Southwest quarter of the Northwest quarter, all in Section 8, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half of the West half, the North half of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Southeast quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter, and the Northeast quarter of the Southwest quarter, all in Section 17, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, Government Lots 1 and 2, the Northeast quarter, and the East half of the Northwest quarter, all in Section 18, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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ALSO, all that portion of Government Lots 1 and 3 in Section 20, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying above the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum.

ALSO, all that portion of Government Lot 4 in Section 21, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying above the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum.

ALSO, all that portion of Government Lots 2 and 3 in Section 29, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying above the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum.

ALSO, all that portion of Government Lots 1, 2 and 3 in Section 30, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, lying above the 2085 foot elevation contour, U.S.G.S. Mean Sea Level Datum.

ALSO, a tract of land located in the Southeast quarter of the Southeast of Section 36, Township 8 South, Range 46 East, the Northeast quarter of the Northeast quarter of Section 1, Township 9 South, Range 46 East, and the Northwest quarter of Section 6, Township 9 South, Range 47 East of the Willamette Meridian, in the County of Baker and State of Oregon, described as follows:

BEGINNING at the Southeast corner of Township 8 South, Range 46 East of the Willamette Meridian; thence North 600.5 feet; thence West 482 feet; thence South $10^{\circ}45'$ East 1320 feet; thence South $65^{\circ}40'$ East 2020 feet; thence South $72^{\circ}30'$ East 1160 feet; thence North $28^{\circ}20'$ East 260 feet; thence North $26^{\circ}15'$ West 1000 feet; thence North $43^{\circ}15'$ West 1032 feet to the North line of Section 6, Township 9 South, Range 47 East of the Willamette Meridian; thence West 1685 feet to the POINT OF BEGINNING.

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TRACT III:

The Southeast quarter and the East half of the Southwest quarter, all in Section 12, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the East half of the West half, the West half of the East half, and the East half of the Northeast quarter, all in Section 13, Township 9 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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TRACT IV:

The South half of the South half of Section 13, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the South half of the Southeast quarter, the Northeast quarter of the Southeast quarter, and the Southeast quarter of the Northeast quarter, all in Section 23, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

ALSO, the West half, the West half of the East half, and the Northeast quarter of the Northeast quarter, all in Section 24, Township 8 South, Range 46 East of the Willamette Meridian, in the County of Baker and State of Oregon.

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STATE OF OREGON

County of Baker

SS

I certify that this instrument was received and recorded in the book of records of said county.

Tamara J. Green
Baker County Clerk

by *Paulok J. Jansenburg* Deputy.

DOC# 005201758

RCPT: 61835 121.00

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REFUND: *AAJ* *Ang* .00