

# Application for a Permit to Use Ground Water



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

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME DOUGLAS E. & DEBORAH L. ADKINS & SPLENDOR RIDGE INC.		PHONE (HM) 541-884-0734	
PHONE (WK) 541 884-4666	CELL 541-891-5553	FAX 541-884-5335	
ADDRESS 9338 HILL ROAD			
CITY KLAMATH FALLS	STATE OR	ZIP 97603	E-MAIL ADKINS@ADKINSENGINEERING.COM

### Organization Information

NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL
KLAMATH FALLS	OR	97603	ADKINS@ADKINSENGINEERING.COM

**Agent Information** – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME ADKINS CONSULTING ENGINEERS, INC.		PHONE 541-884-4666	FAX 541-884-5335
ADDRESS 2950 SHASTA WAY			CELL 541-891-5553
CITY KLAMATH FALLS	STATE OR	ZIP 97603	E-MAIL ADKINS@ADKINSENGINEERING.COM

RECEIVED

MAR 23 2010

WRD  
STATE OF OREGON  
97301-1266

Note: Attach multiple copies as needed

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.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- 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 cancelled.
- 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 (we) affirm that the information contained in this application is true and accurate.

Deborah Adkins  
Applicant Signature

Deborah Adkins, owner  
Print Name and title if applicable

3-17-10  
Date

DE Adkins  
Applicant Signature

DE Adkins, Owner  
Print Name and title if applicable

3-17-10  
Date

DE Adkins, Pres, Splendor Ridge

For Department Use		
App. No. <u>G-17319</u>	Permit No. _____	Date _____

**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- 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 irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

Douglas E. and Deborah L. Adkins 9338 Hill Road, Klamath Falls Or 97603

Splendor Ridge Inc. 9338 Hill Road, Klamath Falls Or 97603

**SECTION 3: WELL DEVELOPMENT**

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	Nuss Lake	3,300'	80'
2	Nuss Lake	2,750'	40'

RECEIVED  
MAR 22 2010  
DANCE COUNTY CLERK  
KELLY GALE

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

Well #1 is an existing well with a 12" steel casing approximately 150' deep. The total depth of the well is unknown, there is no well log and no information was found for this well.

The total rate of 1.62 cfs, and 389.1 A.F. being requested is for Supplemental water and will be appropriated from well #1, well #2 or a combination of both wells during the irrigation season of April 15 to October 15 and only during times of surface water shortages.

G-17319

**SECTION 3: WELL DEVELOPMENT, CONTINUED**

6-17319

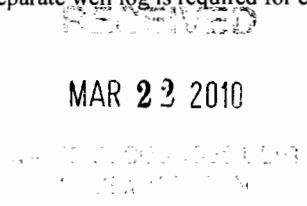
Source (aquifer), if known: Groundwater

Total maximum rate requested: 1.62cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. *(If a well log is available, please submit it in addition to completing the table.)* If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None	<input type="checkbox"/>	12"	±150'	unknown	unknown	unknown		>450'	727	389.1
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	None	<input type="checkbox"/>	16"	±150'	TBD	TBD	n/a		±500'	727	389.1
	<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"/>									
	<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"/>									

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.  
 \*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.  
 \*\*\* Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.



**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Supplemental Irrigation	April 15 – Oct. 15	389.1

**Exempt Uses:** Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: \_\_\_\_\_ Acres                      Supplemental: 129.7 Acres

List the Permit or Certificate number of the underlying primary water right(s): Currently under adjudication

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 389.1

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_\_
- If the use is **mining**, describe what is being mined and the method(s) of extraction: \_\_\_\_\_

**SECTION 5: WATER MANAGEMENT**

**A. Diversion and Conveyance**

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

Pump (give horsepower and type): 60hp, submersible or turbine

Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Existing buried mainline, wheel lines, handlines and spreader ditches.

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

See 'A' above

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

The amount of Supplemental water requested is consistent with State standards of 1/80 cfs per acre, and 3 A.F. per acre per year. Water will be used to replace surface water when short; a meter will be installed at each well for measurement; no aquatic life or riparian habitat on property; surface streams and waters will be enhanced because groundwater is cleaner than surface supply water.

RECEIVED

MAR 22 2010

**SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR**

G-1739  
Revised 3/4/2010

Ground Water/6

WATER RESOURCES DIVISION WR  
CR 5000 2-10-10

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*). n/a

Reservoir name: \_\_\_\_\_ Acreage inundated by reservoir: \_\_\_\_\_

Use(s): \_\_\_\_\_

Volume of Reservoir (acre-feet): \_\_\_\_\_ Dam height (feet, if excavated, write "zero"): \_\_\_\_\_

*Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.*

### SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*). n/a

Annual volume (acre-feet): \_\_\_\_\_

USE OF STORED GROUND WATER	PERIOD OF USE

### SECTION 8: PROJECT SCHEDULE

Date construction will begin: 2010-2012, depending on driller availability

Date construction will be completed: 2012

Date beneficial water use will begin: 2012-2013

### SECTION 9: REMARKS

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

This application is for a supplemental water use from groundwater when surface water is not available.

The amount of water requested will be appropriated from well #1, well #2 or a combination of both wells.

The maximum amount of water to be appropriated will be 1.62 cfs or 389.1 A.F. per year, from April 15 to October 15.

RECEIVED

MAR 23 2010

G-17319



# 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: Douglas Adkins  
First Last  
Mailing Address: 9338 Hill Road  
Klamath Falls Or 97603 Daytime Phone: 541-884-4666  
City State Zip

### 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:
39S	10	33	NWNE	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NENW	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NENW	700	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NENW	800	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR

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

Klamath

### 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 of Ground Water Registration Modification

Source of water:  Reservoir/Pond  Ground Water  Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 389.1  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:

Groundwater will be used to supplement surface water supply in times of shortages

**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

RECEIVED

MAR 23 2010

G-17319

WATER RESOURCES DEPT  
Salem, OR



# 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: Douglas Adkins  
First Last  
Mailing Address: 9338 Hill Road  
Klamath Falls Or 97603 Daytime Phone: 541-884-4666  
City State Zip

### **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:
39S	10	33	NWNW	800	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NWNW	900	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NWNW	1000	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NWNW	1100	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR

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

Klamath

### **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 of Ground Water Registration Modification

Source of water:  Reservoir/Pond  Ground Water  Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 389.1  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:

Groundwater will be used to supplement surface water supply in times of shortages

**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

RECEIVED

MAR 23 2010

G-17319

STATE OF OREGON  
WATER RESOURCES DEPARTMENT



# 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: Douglas Adkins  
First Last

Mailing Address: 9338 Hill Road

Klamath Falls Or 97603 Daytime Phone: 541-884-4666  
City State Zip

### 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:
39S	10	33	SWNE	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	SENE	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NESW	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR
39S	10	33	NWSE	301	R-10	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	IRR

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

Klamath

### 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 of Ground Water Registration Modification

Source of water:  Reservoir/Pond  Ground Water  Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 389.1 \_\_\_\_\_  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:

Groundwater will be used to supplement surface water supply in times of shortages

**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

RECEIVED

MAR 23 2010

G-173A

WATER RESOURCES DEPARTMENT  
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): Article 51.120
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

**If approvals have been obtained but all appeal periods have not ended, check "Being pursued".**

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Mark Gallagher Title: Planner III  
 Signature: [Signature] Phone: 541-883-5121 ext. 3064 Date: 3-8-10  
 Government Entity: Klamath County Planning

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**

MAR 22 2010

Applicant Name: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff Contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

G-17319

2009-011650  
Klamath County, Oregon



08/31/2009 02:37:58 PM

Fee: \$26.00

After Recording Return to:  
SPLENDOR RIDGE INC.  
*7338 Hill Rd*  
*Klamath Falls, Or 97603*  
Until a change is requested all tax statements  
Shall be sent to the following address:  
SPLENDOR RIDGE INC.  
SAME AS ABOVE  
*ATE 67065*

**WARRANTY DEED**  
(INDIVIDUAL)

DOUGLAS E. ADKINS and DEBORAH L. ADKINS, herein called grantor, convey(s) to SPLENDOR RIDGE INC., an Oregon Corporation, herein called grantee, all that real property situated in the County of KLAMATH, State of Oregon, described as:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage

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 \$312,500.00.  
(here comply with the requirements of ORS 93.930)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER SECTIONS 2, 3 AND 5 TO 22 OF CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER SECTIONS 2, 3 AND 5 TO 22 OF CHAPTER 424, OREGON LAWS 2007.

Dated August 27, 2009.

\_\_\_\_\_  
\_\_\_\_\_

*Douglas E. Adkins*  
DOUGLAS E. ADKINS  
*Deborah L. Adkins*  
DEBORAH L. ADKINS

STATE OF OREGON, County of Klamath) ss.

On August 28, 2009 personally appeared the above named DOUGLAS E. ADKINS and DEBORAH L. ADKINS and acknowledged the foregoing instrument to be their voluntary act and deed.

This document is filed at the request of:



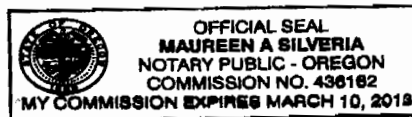
525 Main Street  
Klamath Falls, OR 97601  
Order No.: 67065MS

Before me: *Ma Silver*  
Notary Public for Oregon  
My commission expires: 3/10/2013

Official Seal

RECEIVED

MAR 23 2010



*47319*  
*\$26 ATE*

*Exhibit A*

Lots 1, 2, 3, 4 and 5, Tract 1419, SPLENDOR RIDGE PHASE 1, according to the official plat thereof recorded on March 27, 2009, in Volume 2009 of Plats on page 4390 in the office of the Clerk of Klamath County, Oregon.

CODE: 165      MAP: 3910-03300 TL: 01100 KEY: 895545  
CODE: 165      MAP: 3910-03300 TL: 01000 KEY: 895544  
CODE: 165      MAP: 3910-03300 TL: 00900 KEY: 895543  
CODE: 165      MAP: 3910-03300 TL: 00800 KEY: 895542  
CODE: 165      MAP: 3910-03300 TL: 00700 KEY: 895541

RECEIVED

MAP 23 2010

WATER RECORDS SECTION  
CLERK OF CLAMATH COUNTY

G-17319

03 MAR 21 AM 10:05

BARGAIN AND SALE DEED (Individual or Corporate).

After Recording Return to:  
Mr. And Mrs. Douglas E. Adkins  
9338 Hill Road  
Klamath Falls, OR. 97603

Vol M03 Page 17068

State of Oregon, County of Klamath  
Recorded 03/21/2003 10:05 A.M.  
Vol M03 Pg 17068-69  
Linda Smith, County Clerk  
Fec \$ 26 # of Pgs 2

Until a change is requested all tax statements shall be sent to the address shown above.

**BARGAIN AND SALE DEED**

KNOW ALL MEN BY THESE PRESENTS, That ISAKSON & CO. CPA'S P.C., hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto DOUGLAS E. ADKINS and DEBORAH L. ADKINS, husband and wife, 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, State of Oregon, described as follows, to-wit:

See Exhibit A attached hereto and made a part hereof.

RECEIVED

MAR 22 2010

STATE OF OREGON  
COUNTY OF KLAMATH  
LINDA SMITH, CLERK

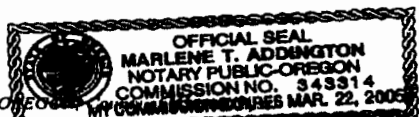
To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever. The true and actual consideration paid for this transfer, stated in terms of dollars, is equitable value. (here comply with the requirements of ORS 93.930)

**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.**

In Witness Whereof, the grantor has executed this instrument March 20, 2003; 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.

ISAKSON & CO. CPA'S P.C.

BY: E. Ronald Isakson  
E. RONALD ISAKSON, PRESIDENT



STATE OF OREGON, )  
County of ) ss.  
The foregoing instrument was acknowledged before me this )  
by Marlene T. Addington  
(SEAL) Notary Public for Oregon  
My commission expires:

STATE OF OREGON, )  
County of ) ss.  
The foregoing instrument was acknowledged before me this 20th day of )  
March, 2003, by E. Ronald Isakson, as president of Isakson & Co. CPA's )  
P.C. Marlene T. Addington  
Notary Public for Oregon  
(SEAL)  
My commission expires: March 22, 2005  
(If executed by a corporation, affix corporate seal)

**BARGAIN AND SALE DEED**  
ISAKSON & CO. CPA'S P.C., as grantor  
and  
DOUGLAS E. ADKINS and DEBORAH L. ADKINS,  
husband and wife, as grantee

This document is recorded at the request of:  
Aspen Title & Escrow, Inc.  
525 Main Street  
Klamath Falls, OR 97601  
Order No.: 00056767

G-17319

Exhibit "A"

17069

Parcel 1 of Land Partition 42-96, situated in Section 33, Township 39 South, Range 10 East of the Willamette Meridian, according to the official plat thereof recorded in the office of the County Clerk, Klamath County, Oregon;

AND that portion of the Southwest quarter of the Southeast quarter of Section 28, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, lying Southerly of Hill Road.

RECEIVED

MAR 22 2010

WASCO COUNTY CLERK  
KAMATH COUNTY, OREGON

G-17319

EA

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.



MTG-1390-7193

Adventures West, LLC, an Oregon limited liability company  
9338 Hill Rd. Klamath Falls, OR 97603

M05-70001  
Klamath County, Oregon  
11/29/2005 03:13:23 PM  
Pages 1 Fee: \$21.00

Grantor's Name and Address  
Douglas E. Adkins & Deborah L. Adkins  
9338 Hill Rd.  
Klamath Falls, OR 97603

Grantee's Name and Address  
After recording, return to (Name, Address, Zip):  
Douglas E. Adkins & Deborah L. Adkins  
9338 Hill Rd.  
Klamath Falls, OR 97603

Until requested otherwise, send all tax statements to (Name, Address, Zip):  
Douglas E. Adkins & Deborah L. Adkins  
9338 Hill Rd.  
Klamath Falls, OR 97603

RECEIVED

MAR 23 2010

WATERBURY COUNTY CLERK  
CLERK'S OFFICE

By \_\_\_\_\_, Deputy.

WARRANTY DEED

KNOW ALL BY THESE PRESENTS that Adventures West, LLC, an Oregon limited liability company hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by Douglas E. Adkins & Deborah L. Adkins, as tenants by the entirety hereinafter called grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Klamath County, State of Oregon, described as follows, to-wit:

Parcels 2 and 3 of Land Partition 42-96, situated in Section 33, Township 39 South, Range 10 East of the Willamette Meridian, according to the official plat thereof recorded in the office of the County Clerk of Klamath County, Oregon

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever. And grantor hereby covenants to and with 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 except (if no exceptions, so state): those of record and those apparent upon the land, if any, as of the date of this deed

and that grantor will warrant and forever defend the 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 \$ 1.00. However, the actual consideration consists of or includes other property or value given or promised which is the whole part of the (indicate which) consideration. (The sentence between the symbols @, if not applicable, should be deleted. See ORS 9.3.030.)

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

In witness whereof, the grantor has executed this instrument on November 29, 2005; if grantor is a corporation, it has caused its name to be signed and its seal, if any, 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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Adventures West, LLC, an Oregon limited liability company  
by: *Deborah L. Adkins - Member*  
*Douglas E. Adkins - Member*

STATE OF OREGON, County of Klamath ) ss.

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_

This instrument was acknowledged before me on November 29, 2005, by Deborah L. Adkins & Douglas E. Adkins as Members of Adventures West, LLC, an Oregon limited liability company

G-17319



*Kristi L. Redd*  
Notary Public for Oregon  
My commission expires 11/16/2007

21.00

# ADKINS

CONSULTING  
ENGINEERS, INC

Engineers ▲

Planners ▲

Surveyors ▲

Testing

## Letter of Transmittal

**To:** Oregon Water Resources Department  
Attn: Jerry Sauter  
725 Summer Street N.E., Suite A  
Salem, Oregon 97301-0904  
(503) 986-0837

**Date:** March 17, 2010

**RE:** Application for Permit to use  
Ground Water

**Project Name:** Adkins Water Right Application

We are sending you:

- Attached       Under separate cover via \_\_\_\_\_ the following items:
- Shop Drawings       Prints       Plans       Samples
- Specifications       Submittals       Change orders       Other-CD

RECEIVED

MAR 22 2010

WATER RESOURCES DEPT  
SALEM, OREGON

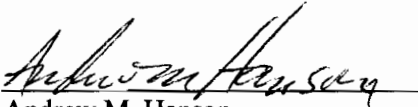
RECEIVED  
OVER THE COUNTER

Copies	Date	Description
1	3/4/2010	Application for a Permit to Use Ground Water
1	3/10/10	Fee check for Application, check # 42426, in the amount of \$1,750.00
1	3/8/10	Land Use Information Form signed by Klamath County Planning
1		Copy of Klamath County Tax Maps
1		Copy of Deeds to property
4	2/21/97	Copies of Klamath River Adjudication Claim map showing irrigated lands, existing well #1, proposed well #2 and proposed meter locations

These are transmitted as checked below:

- For approval       Approved as submitted       Resubmit \_\_\_\_\_ copies for approval

This information is being submitted in support of the above application. Should you have any questions, or require additional information, please call me at the number below.

Signed:   
Andrew M. Hanson  
for Adkins Consulting Engineers, Inc.

Cc: Doug Adkins  
2926-01 File

# Application for a Permit to Use Ground Water



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

RECEIVED

MAR 22 2010

WATER RESOURCES DEPT  
SALEM, OREGON

## Water-Use Permit Application Processing

### 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 ([www.oregon.gov/owrd/law](http://www.oregon.gov/owrd/law)). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

### 2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

### 3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

### 4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

### 5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$300.00 for the applicant and \$600.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

### 6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.



# Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

## Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: storage of groundwater in a reservoir
- SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: remarks

---

### Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- 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.
- Fees - Amount enclosed: \$1,750.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

---

### Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other \_\_\_\_\_

RECEIVED

MAR 23 2010

WATER RIGHTS SECTION  
S.W. BAKER