

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 REDS CABIN, LLC		PHONE (HM)	
PHONE (WK)	CELL (541) 490-3700	FAX	
ADDRESS 1430 EASTSIDE ROAD			
CITY HOOD RIVER	STATE OR	ZIP 97031	E-MAIL DBOYDEN@GORGE.NET

Organization Information

NAME		PHONE		FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL	

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

AGENT / BUSINESS NAME DANIEL BOYDEN / MANAGER		PHONE		FAX
ADDRESS 1430 EASTSIDE ROAD				CELL (541) 490-3700
CITY HOOD RIVER	STATE OR	ZIP 97031	E-MAIL DBOYDEN@GORGE.NET	

Note: Attach multiple copies as needed

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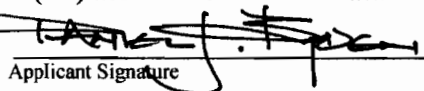
By my signature below I confirm that I understand:

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- 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.

WATER RESOURCES DEPT
SALEM, OREGON

I (we) affirm that the information contained in this application is true and accurate.


Applicant Signature

DANIEL BOYDEN, MANAGER 12.16.10
Print Name and title if applicable / Date

Applicant Signature

Print Name and title if applicable / Date

For Department Use		
App. No. _____	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*).

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
JACK 20370	GAERKY CREEK	3000'	+35'
	EMIGRANT CREEK	4,160'	+338'
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			DEC 27 2010
			WATER RESOURCES DEPT SALEM, OREGON

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*).

ATTACHED IS WELL LOG, RECENT PUMP TEST AND WATER ANALYSIS

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date of well completion.

WATER WELL REPORT

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(Please type or print)

Jack
20370

State Well No. 39/1E-12

State Permit No. _____

AUG 29 1977 (Do not write above this line)

(1) OWNER:

Name Mark Boyden
Address 2541 Sandy Terrace
Medford, Ore.

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SALEM, OREGON

(2) TYPE OF WORK (check):

New Well Deepening Reconditioning Abandon
If abandonment, describe material and procedure in Item 13.

(3) TYPE OF WELL:

Rotary Cable Bored Driven Jetted Other

(4) PROPOSED USE (check):

Domestic Industrial Municipal Irrigation Test Well Other

(5) CASING INSTALLED:

Threaded Welded
6" Diam. from 0 ft. to 40 ft. Gage 250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(6) PERFORATIONS:

Perforated? Yes No.

Type of perforator used _____

Size of perforations in. by in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? Yes No

Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? Yes No If yes, by whom?
_____ gal./min. with _____ ft. drawdown after _____ hrs.
" " " " " "
" AIR " " " " "
Baller test 15 gal./min. with 315 ft. drawdown after 1 1/2 hrs.
Artesian flow _____ g.p.m.

(9) CONSTRUCTION:

Well seal—Material used Cement
Well sealed from land surface to 38 ft.
Diameter of well bore to bottom of seal 10 in.
Diameter of well bore below seal 6 in.
Number of sacks of cement used in well seal 5 sacks
How was cement grout placed? poured

(10) LOCATION OF WELL:

County Jackson Driller's well number _____
1/4 Section 12 T. 39 R. 1E W.M.
Bearing and distance from section or subdivision corner _____

SECTION 1

(11) WATER LEVEL: Completed well.

Depth at which water was first found 260 ft.
Static level 85 ft. below land surface. Date 8/24/77
Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 6 ft.
Depth drilled 400 ft. Depth of completed well 400 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Soil--brown	0	3	
Claystone--brown	3	26	
Claystone--gray	26	33	
Sandstone--gray	33	40	
Basalt--gray	40	67	
" brown	67	69	
" gray	69	148	
" black	148	202	
" blue	202	214	
" gray	214	400	

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Work started 8/22 1977 Completed 8/24 1977
Date well drilling machine moved off of well 8/24 1977

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Wayne Milkowski Date 8/27, 1977
(Drilling Machine Operator)

Drilling Machine Operator's License No. 483

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name Virgle Gribble Well Drilling
(Person, firm or corporation) (Type of print)

Address 8380 Ramsey Rd., Gold Hill, Ore.

[Signed] Wayne Milkowski
(Water Well Contractor)

Contractor's License No. 461 Date 8/27, 1977

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
1. POND MAINTENANCE FOR WILDLIFE	YEAR-AROUND	13.00
2. IRRIGATION	MAR 1 - OCT 31	7.40

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: 2.0 Acres Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): _____

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 7.4

- 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): 2HP SUBMERSIBLE

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. PUMP TO A 4" MAIN LINE. GRAVITY WILL CREATE PRESSURE FOR DRIP SYSTEM ALONG LINE

B. Application Method

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

DRIP IRRIGATION OF TREES & SHRUBS - 0.5 AC IN EACH 1/4 1/4 SECTION ON THE ATTACHED MAP

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.

PROJECT IS TO IMPROVE WILDLIFE HABITAT

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SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

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*). **FOUR RESERVOIRS, SEE ATTACHED**

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*).

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: JUNE 1, 2011

Date construction will be completed: OCT 2013

Date beneficial water use will begin: APRIL 2012

SECTION 9: REMARKS

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

REMARKS AND PROJECT OVERVIEW IS ATTACHED AT THE BEGINNING AS A PROJECT OVERVIEW WITH TAX.

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SALEM, OREGON

WR

Herb Mosgar

From: Dan Boyden [dboyden@gorge.net]
Sent: Tuesday, December 28, 2010 10:22 PM
To: Herb Mosgar
Subject: Ground Water Right application G17446
Attachments: TL322 002.JPG; TL322 001.JPG

Herb,

Attached is a revised page 6 of the application showing 52.0 Acres of primary irrigation. Also attached is a map of Tax lot 322.

Let me know if you need any additional information.

Thanks,

Dan Boyden

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SALEM, OREGON

SECTION 4: WATER USE

	USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
1.	POND MAINTENANCE FOR WILDLIFE	YEAR-AROUND	13.00
2.	IRRIGATION	MAR 1 - OCT 31	7.40

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: 52.0 Acres Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): _____

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 7.4

- 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: _____

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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): 2HP SUBMERSIBLE

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. PUMP TO A 4" MAIN LINE. GRAVITY

WILL CREATE PRESSURE FOR DRIP SYSTEM ALONG LINE

B. Application Method

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

DRIP IRRIGATION OF TREES & SHRUBS - 0.5 GAL IN EACH

1/4 1/4 SECTION ON THE ATTACHED MAP

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.

PROJECT IS TO IMPROVE WILDLIFE HABITAT

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section

Reservoir name: Pond 1 Acreage inundated by reservoir: 0.5

Use(s): Wildlife Habitat

Volume of Reservoir (acre-feet): 2.5 Dam height (feet, if excavated, write "zero"): 5.0

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section

Reservoir name: Pond 2 Acreage inundated by reservoir: 0.30

Use(s): Wildlife Habitat

Volume of Reservoir (acre-feet): 1.5 Dam height (feet, if excavated, write "zero"): 8.0

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section

Reservoir name: Pond 3 Acreage inundated by reservoir: 1.3

Use(s): Wildlife Habitat

Volume of Reservoir (acre-feet): 6.5 Dam height (feet, if excavated, write "zero"): 9.0

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section

Reservoir name: Pond 4 Acreage inundated by reservoir: 0.50

Use(s): Wildlife Habitat

Volume of Reservoir (acre-feet): 2.5 Dam height (feet, if excavated, write "zero"): 3.0

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SALEM, OREGON

Land Use Information Form



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

Applicant: REDS CABIN, LLC
First Last

Mailing Address: 1430 EASTSIDE ROAD

HOOD RIVER OR 97031 Daytime Phone: (541) 490-3700
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), and/or used or developed. 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	1E	12	NW NW	1500/322	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
		11	NE NE	2200	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
		2	SE SE	1200	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU
		1	W SE	200	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	EFU

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

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
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

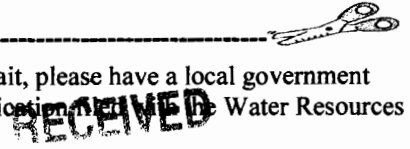
Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 15 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 POND MAINTENANCE

Briefly describe:

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application at the Water Resources Department.



See bottom of Page 3. →

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): 7.2-1, 7.2.1(C)(5) outside

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"/> 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
		<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
		<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.

Agricultural use only.

Name: Frank Hernandez Title: Planner III
 Signature: Frank Hernandez Phone: 541-774-6903 Date: 10-19-2010
 Government Entity: Clatsop County Development Services

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.

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Receipt for Request for Land Use Information

WATER RESOURCES DEPT
 CLATSOP COUNTY, OREGON

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

UNLESS A CHANGE IS REQUESTED,
ALL TAX STATEMENTS SHALL BE
SENT TO THE FOLLOWING ADDRESS:

Reds Cabin, LLC
Dan Boyden, Manager
1430 East Side Road
Hood River, OR 97031

AFTER RECORDING, RETURN TO:

Foster Denman, LLP
Post Office Box 1667
Medford, OR 97501

Jackson County Official Records 2010-013068
R-PRD
Cnt=1 ALONZOKM 04/26/2010 03:50:13 PM
\$15.00 \$10.00 \$5.00 \$11.00 \$15.00 Total:\$56.00



01423552201000130680030039
I, Christine Walker, County Clerk for Jackson County, Oregon, certify
that the instrument identified herein was recorded in the Clerk
records.

Christine Walker - County Clerk

PERSONAL REPRESENTATIVE'S DEED

MARK E. BOYDEN, Personal Representative of the ESTATE OF JOAN NEIL BOYDEN, deceased,
Grantor, conveys to REDS CABIN, LLC, an Oregon limited liability company, Grantee, in the real property located
in Jackson County, Oregon, more particularly described on Exhibit "A" attached hereto and made a part hereof.

The true consideration for this conveyance is other value given.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING
FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300,
195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND
SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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 OF THE LOT OR PARCEL, 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 ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11,
CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON
LAWS 2009.

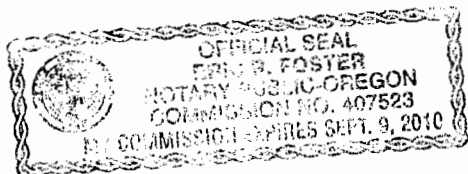
Dated this 26 day of April, 2010.

ESTATE OF JOAN NEIL BOYDEN

By: Mark E. Boyden
MARK E. BOYDEN, Personal Representative

STATE OF OREGON)
) ss.
County of Jackson)

On this 26 day of April, 2010, personally appeared the above named MARK E. BOYDEN and stated
that he is the duly appointed and acting personal representative of the Estate of Joan Neil Boyden, deceased, and
acknowledged the foregoing instrument to be his voluntary act and deed for the estate.



Ernest Foster
Notary Public for Oregon

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INFORMATION SERVICES DEPT
SALEM, OREGON

EXHIBIT "A"

PARCEL 1:

Beginning at the Quarter corner on the north line of Section 1 in Township 39 South, Range 1 East, of the Willamette Meridian in Jackson County, Oregon; thence South 15° 15' West 7210.44 feet; thence North 77° 47' West 1616.47 feet to a point on the west line of Donation Land Claim No. 49 in said Township and Range; thence along said Claim line, North 0° 11' East 5159.20 feet to the southeast corner of Lot 1 in Section 2, said Township and Range; thence West along the south line of said Lot, a distance of 495.0 feet to the southwest corner thereof; thence North 0° 02' 37" West along the west line of said Lot, a distance of 1455.30 feet to the northwest corner thereof; thence East, along the north line of Sections 2 and 1 in said Township and Range, a distance of 3956.04 feet to the Point of Beginning. TOGETHER WITH that portion lying north and west of the boundary line described in agreement recorded June 11, 1969, as No. 69-05569 of the Official Records of Jackson County, Oregon. ALSO TOGETHER WITH that portion lying east and north of that boundary line described in agreement recorded September 26, 1979, as No. 79-21341 of the Official Records of Jackson County, Oregon. EXCEPTING THEREFROM that portion lying east and south of that boundary line described in agreement recorded June 11, 1969, as No. 69-05569 of the Official Records of Jackson County, Oregon. ALSO EXCEPTING THEREFROM that portion lying west and south of that boundary line described in agreement recorded September 26, 1979, as No. 79-21341 Official Records.

(Code 5-02, Account #1-009972-5, Map #391E01, Tax Lot #200)

PARCEL 2:

Commencing at the northeast corner of Donation Land Claim No. 48 in Township 39 South, Range 1 East, of the Willamette Meridian in Jackson County, Oregon; thence along the east boundary of said Claim, South 0° 00' 50" East 724.9 feet; thence along the boundary line as established by Agreement described in No. 69-05569 of the Official Records of Jackson County, Oregon, South 77° 58' 30" East 414.8 feet to a 1" galvanized iron pipe for the True Point of Beginning; thence continue South 77° 58' 30" East 1200.0 feet to a 7/8" iron pin located at a corner of said Agreement boundary line; thence South 15° 14' West 275.1 feet to a 5/8" iron pin found to be set for the southwest corner of that additional parcel of that corrected Addenda to Contract of Sale described in No. 70-06289, said Official Records; thence South 71° 02' 50" East 1605.7 feet to a 5/8" iron pin found to be set for the southeast corner of said additional parcel; thence continue South 71° 02' 50" East 31.2 feet to intersect the centerline of Dead Indian (County) Road; thence along said Road centerline, South 34° 48' 40" West 31.2 feet; thence North 71° 02' 50" West 2060.4 feet to a 1" galvanized iron pipe; thence South 85° 33' West 227.5 feet to a 1" galvanized iron pipe; thence North 47° 17' 30" West 620.9 feet to the True Point of Beginning.

(Code 5-04, Account #1-011557-3; Map #391E12, Tax Lot #322)

(Code 5-08, Account #1-057397-2, Map #391E12, Tax Lot #322)

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WATER RESOURCES DEPT
SALEM, OREGON

PARCEL 3:

Commencing at the northeast corner of Donation Land Claim No. 48 in Township 39 South, Range 1 East, of the Willamette Meridian in Jackson County, Oregon; thence along the east boundary of said Claim, South 0° 00' 50" East 724.9 feet to a 1" galvanized iron pipe for the True Point of Beginning; thence continue, along said Claim boundary, South 0° 00' 50" East 826.28 feet; thence East 123.48 feet to a 5/8" iron pin; thence South 40° 23' 30" East, 144.04 feet; thence South 16° 56' 50" East 313.41 feet; thence South 59° 45' East 298.20 feet to a 1" galvanized iron pipe; thence North 18° 37' East 927.0 feet to a 1" galvanized iron pipe; thence North 47° 17' 30" West 620.9 feet to a 1" galvanized iron pipe located on the boundary line as established by Agreement described in No. 69-05569 of the Official Records of Jackson County, Oregon; thence, along said Agreement boundary line, North 77° 58' 30" West 414.8 feet to the True Point of Beginning.

(Code 5-08, Account #1-011556-8, Map #391E12, Tax Lot #321)

TOGETHER WITH the easement described in the deed recorded in Volume 575, Page 453 of the Official Records of Jackson County, Oregon.

Subject to the right of Fineview Farms, LLC to purchase all of the real property described above pursuant to a Purchase and Sale Agreement dated May 17, 2007 as modified by an Addendum to Purchase and Sale Agreement dated January 11, 2009 and a Second Addendum to Purchase and Sale Agreement dated March 5, 2010.

Dan Boyden

From: Steve Frey [stevfreygvpinc@qwestoffice.net]
Sent: Tuesday, March 02, 2010 5:40 PM
To: dboyden@gorge.net
Subject: 2nd Well Report
Attachments: image003.jpg

Green Valley Pump Inc.



www.greenvalleypump.com

Dan: I have some much better news concerning the upper well today for you. We ran about 4 hours and started at about 33-34 gpm. Starting water level was 84'. We drew it down pretty quickly to about 250', so we started slowing are rate of descent until we got down to about 350'. We had the pump set at 380'...we scoped the bottom at 402'. At the end of 4 hours we were holding pretty steady at about 360' pumping 23 gpm. It was still dropping but not more than a couple inches every 15 minutes. My conclusion is that there is every bit of the 15 gpm that the driller logged. Maybe even more. What we don't know is how much storage there is that we were pulling from (fractured formation that does not produce but can store water). We went back and checked recovery after 1 hour and the water level was back to 86'!!!!....so, that makes me feel that the well is not a "perch"...since historically a perched well will not recover static like that...and tends to not recover much at all. I don't know about applying for water rights for a 15 to 20 gpm well since 10 is exempted and the costs and procedures for maintaining the right are expensive. But I will let you talk to Harold about that. What I know is that this will make a nice well for someone.

So, we took samples and got them to the Neilson Research for their results. We will let you know what the results are in about a week to 10 days. Then you can plan your next move. Regards, Steve

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SALEM, OREGON

Dan Boyden

From: Steve Frey [stevfreygvpinc@qwestoffice.net]
Sent: Tuesday, March 16, 2010 12:37 PM
To: dboyden@gorge.net
Attachments: image003.jpg; Boyden UpprWell 800 Dead Indian Memorial Rd.pdf; DanBoydenUpperWell Purity.pdf

Green Valley Pump Inc.



www.greenvalleypump.com

Dan: Attached is a copy of the Neilson Research Top 30. I asterisked the things over the limit...mostly stain issues which could be handled by a water softener (if well is to be used for household purposes). I also am enclosing a copy of the Purity Testing, which also passed. So, that well is ready for use.

As soon as you make up your mind about doing a full test for water rights, or not, let us know. We will probably partial bill for the upper well and the Neilson charges. Robin will send copies of all the attached by mail today or tomorrow. If you have any questions, don't hesitate to call or email...Regards, Steve

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Section 9: Remarks and Project Overview

Ground Water Use Permit

Reds Cabin, LLC

Boyden Ranch, Jackson County, Ashland, OR

Description of Project:

This application is for a project to enhance wildlife habitat. Ground water from an existing well will be used to maintain ponds and irrigate trees and shrubs. Ground water from JACK 20370 will be distributed by a main irrigation line extending the length of the property. The water will be used to maintain four small ponds and to operate drip systems to irrigate tree and shrub plantings. The ponds will total approximately 13 acre feet and the total area irrigated will be approximately 2 acres.

The goal is to create a corridor for wildlife with trees, shrubs and ponds.

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Project Overview

Ground Water Use Permit

Reds Cabin, LLC

Boyden Ranch, Jackson County, Ashland, OR

Description of Project:

This application is for a project to enhance wildlife habitat on approximately 440 acres near Ashland Oregon.

Wildlife needs sheltered access to water. Ground water from an existing well will be used to maintain ponds and irrigate trees and shrubs. Ground water from JACK 20370 will be distributed by a main irrigation line extending the length of the property. The water will be used to maintain four ponds and to operate drip systems to irrigate tree and shrub plantings. The four ponds with a surface area totaling 2.6 acres will store approximately 13 acre feet. The trees and shrubs will be planted along the main irrigation line and the total area irrigated by drip will be 2 acres. The attached "Pond Location" map shows irrigated areas that are 0.5 acres in each of four $\frac{1}{4}$ $\frac{1}{4}$ sections.

The following map is an overview showing the location of the existing well, the main irrigation line, ponds and habitat plantings. The goal is to create a corridor for wildlife with trees, shrubs and ponds.

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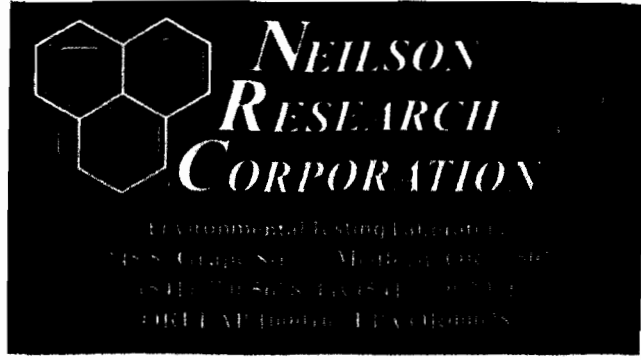
CLIENT INFORMATION

Sample location:

Name: DANIEL BOYDEN
Address: 800 DEAD INDIAN
City, State, Zip: ASHLAND, OR 97520
Phone: _____ Fax: _____

Return address for report:

Name: GREEN VALLEY FUND
Address: 609 S. FERRIS HWY.
City, State, Zip: TALAMOUNT, OR



Bottle#: 18354

Lab Sample ID#: 1003053-01A

Sample Collection Date/Time: 03/02/10 3:15 PM TOP 30

Collected By: DAN MAITREAN

Faucet Location: WELL HEAD 2nd Well

Water Source: Spring Well Stream Other: _____
Treatment: None Ioninator UV Light Other: _____
 Chlorinator Free Chlorine: _____ mg/L

LAB USE ONLY

Sample Received: 3/2/10 16:29 PM Initials: DD Temp 14.1 °C On Ice? Yes No

Payment Method: Cash Visa/MC Check # _____ Amount _____ Invoice

Analysis Start Date/Time: 3/2/10 16:55 PM Initials: DLK

ORELAP Method(s): SM 9222 B (MF) 9221F
Check all that apply: SM 9223 Collert® Collert-18® Other: _____

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Results do not meet NELAC Standards because: Other: SALEM, OREGON
 Not received in lab-supplied bottle Not incubated at proper temperature

Test Results:

Total Coliforms: Present Absent
E. coli: Present Absent

Analysis Complete Date/Time: 3/3/10 17:20 PM

Analyst: DI Kuchane

Review by: DLK 3/4/10

Reported By: [Signature]

Report Date: 3/4/10

Sample Invalidation:
 over 30 hours
 leak
 heavy non-colliform growth
 other: _____

Test results relate only to the parameters tested and to the samples as received by the laboratory. Test results meet all requirements of NELAC unless otherwise noted. This report shall not be reproduced, except in full, without written consent of this laboratory.

Neilson Research Corporation

245 South Grape Street, Medford, Oregon 97501 541-770-5678 Fax 541-770-2901

Analysis Report

ORELAP 100016
EPA OR00028

Green Valley Pump, Inc.
609 South Pacific Hwy
Talent, OR 97540

Lab Order: **1003053**
NRC Sample ID: **1003053-01B**
Collection Date: **3/2/10 3:15:00 PM**
Received Date: **3/2/10 4:29:00 PM**
Reported Date: **3/12/10 12:49:41 PM**

Sample Information:

Daniel Boyden
800 Dead Indian Memorial Road
Ashland, OR 97520

Client Sample ID: 800 Dead Indian Mem
Collectors Name: Dan Maitrejean
Sample Location: 2nd Well- Well Head
Source: 2nd Well

TOP 30 ANALYSIS TM

Analyses	Method	NELAC		Qual	MRL	Units	EPA Limit	Date
		Accredited	Result					Analyzed
Specific Conductance	SM 2510B	A	324		1	µmhos/cm		3/2/10
Sulfate	EPA 300.0	A	7.96		0.5	mg/L	250	3/2/10 7:25:18 PM
Thallium	EPA 200.8	A	ND		0.0005	mg/L	0.002	3/10/09
Zinc	EPA 200.7	A	ND		0.05	mg/L	5.0	3/9/10

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SALEM, OREGON

Notes: MRL - Minimum Reporting Limit ND - Not Detected at the MRL N.L. - No Limit
TM - Top 30 is a registered trade mark of Neilson Research Corporation, Oregon Accredited Laboratory: ORELAP 100016, OR-028
Please Note: If the test results indicate a need for water treatment or conditioning, additional testing may be required.

Neilson Research Corporation

245 South Grape Street, Medford, Oregon 97501 541-770-5678 Fax 541-770-2901

Analysis Report

ORELAP 100016
EPA OR00028

CLIENT: Green Valley Pump, Inc.
Project: Daniel Boyden
Lab Order: 1003053

Date: 12-Mar-10

CASE NARRATIVE

The analyses were performed according to the guidelines in the Neilson Research Corporation Quality Assurance Program. This report contains analytical results for the sample(s) as received by the laboratory.

Neilson Research Corporation certifies that this report is in compliance with the requirements of NELAP. No unusual difficulties were experienced during analysis of this batch except as noted below or qualified with data flags on the reports.

GENERAL CHEMISTRY

Holding Time

Acceptance criteria were met

Digestion Exceptions:

None

Analysis:

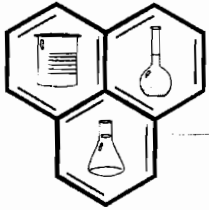
- A. Method Blank(s): MB
MB criteria were met.
- B. Matrix Spike Sample(s): MS
MS criteria were met
- C. Duplicate Sample(s) Dup and/or MSD
Dup and/or MSD criteria were met
- D. Lab Control Sample(s) LCS
LCS criteria were met

Elevated Iron

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SALEM, OREGON



NEILSON RESEARCH CORPORATION

Environmental Testing Laboratory

3/12/10

Steve Frey
Green Valley Pump, Inc.
609 South Pacific Hwy
Talent, OR 97540

TEL: (541) 535-4275
FAX: (541) 535-3984

RE: Daniel Boyden

Order No.: 1003053

Dear Steve Frey:

Neilson Research Corporation received 1 sample(s) on 3/2/10 for the analyses presented in the following report.

The results relate only to the parameters tested or to the sample as received by the laboratory. This report shall not be reproduced except in full, without the written approval of Neilson Research Corporation. If you have any questions regarding these test results, please feel free to call.

Sincerely,
Neilson Research Corporation

Fay L. Fowler
Project Manager

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Neilson Research Corporation

245 South Grape Street, Medford, Oregon 97501 541-770-5678 Fax 541-770-2901

Analysis Report

ORELAP 100016
EPA OR00028

Green Valley Pump, Inc.
609 South Pacific Hwy
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Lab Order: **1003053**
NRC Sample ID: **1003053-01B**
Collection Date: **3/2/10 3:15:00 PM**
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Sample Information:

Daniel Boyden
800 Dead Indian Memorial Road
Ashland, OR 97520

Client Sample ID: 800 Dead Indian Mem
Collectors Name: Dan Maitrejean
Sample Location: 2nd Well- Well Head
Source: 2nd Well

TOP 30 ANALYSIS TM

Analyses	Method	NELAC		Qual	MRL	Units	EPA Limit	Date Analyzed
		Accredited	Result					
Aluminum	EPA 200.7	A	0.160		0.01	mg/L	0.05 - 0.2	3/9/10
Antimony	EPA 200.8	A	ND		0.002	mg/L	0.006	3/10/09
Arsenic	EPA 200.8	A	0.00189		0.001	mg/L	0.010	3/10/09
Barium	EPA 200.7	A	ND		0.05	mg/L	2.0	3/9/10
Beryllium	EPA 200.7	A	ND		0.0001	mg/L	0.004	3/9/10
Boron	EPA 200.7	A	1.20		0.05	mg/L	N.L.	3/9/10
Cadmium	EPA 200.8	A	ND		0.0001	mg/L	0.005	3/10/09
Calcium	EPA 200.7	A	8.78		1	mg/L	N.L.	3/9/10
Chloride	EPA 300.0	A	3.91		1	mg/L	250	3/2/10 7:25:18 PM
Chromium	EPA 200.8	A	ND		0.001	mg/L	0.1	3/10/09
Copper	EPA 200.7	A	ND		0.01	mg/L	1.3 AL	3/9/10
Fluoride	EPA 300.0	A	0.671		0.2	mg/L	2 - 4	3/2/10 7:25:18 PM
Hardness	EPA 200.7	A	30.6		3.8	mg/L	250	3/9/10
Iron	EPA 200.7	A	0.443	*	0.015	mg/L	0.3	3/9/10
Lead	EPA 200.8	A	0.000181		0.0001	mg/L	0.015 AL	3/10/09
Lithium	EPA 200.7	A	ND		0.1	mg/L	N.L.	3/9/10
Magnesium	EPA 200.7	A	2.11		1	mg/L	N.L.	3/9/10
Manganese	EPA 200.7	A	0.0347		0.02	mg/L	0.05	3/9/10
Nickel	EPA 200.8	A	ND		0.0005	mg/L	0.1	3/10/09
Nitrate Nitrogen	EPA 300.0	A	ND		0.2	mg/L	10	3/2/10 7:25:18 PM
Nitrite Nitrogen	EPA 300.0	A	ND		0.05	mg/L	1	3/2/10 7:25:18 PM
pH	SM 4500H-B	A	8.34		0.1	pH Units	6.5 - 8.5	3/2/10 4:45:00 PM
Potassium	EPA 200.7	A	ND		1	mg/L	N.L.	3/9/10
Selenium	EPA 200.8	A	ND		0.0005	mg/L	0.05	3/10/09
Silver	EPA 200.8	A	ND		0.0001	mg/L	0.1	3/10/09
Sodium	EPA 200.7	A	84.8		1	mg/L	N.L.	3/9/10

Notes: MRL - Minimum Reporting Limit ND - Not Detected at the MRL N.L. - No Limit
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