

Jeana Eastman

From: Larry Toll [LToll@tennesoneng.com]
Sent: Wednesday, August 10, 2011 2:46 PM
To: Marc Norton
Cc: Jeana Eastman
Subject: RE: Groundwater Applicaiton G-17475 for Martin
Attachments: Amended_appl_pages.pdf; Amended_appl_map.pdf
 Marc (and Jeana),,

OOPS, Thank you for catching that mistake. I got the incorrect well log listed in the application. This application should have been filed on SHER 296, the same well that was denied under T-11027. I talked to William Martin and confirmed that the application is in error and that I would be making the corrections.

Attached are amended pages 4 and 5 of the application, a SHER 296 well log and a revised application map. (Jeana, originals are being mailed to you today)

Thanks again Marc and hope the deck work got completed.

Larry
 Larry Toll, P.E., W.R.E.
 Tenneson Engineering Corporation
 3313 West 2nd Street, Suite 100
 The Dalles, OR 97058
 Phone: 541-296-9177
 Fax: 541-296-6657
 E-mail: ltoll@tennesoneng.com

From: Marc Norton [mailto:nortonma@wrdd.state.or.us]
Sent: Monday, August 08, 2011 4:42 PM
To: Larry Toll
Subject: Groundwater Applicaiton for Martin

Hi Larry,

I would have called on Wednesday, but I will be home working on my deck. I am reviewing the application for the Martin Brothers near Rufus. This the same property that the Department denied a transfer because the wells were in different aquifers, but different well, correct? At first glance, it appears that the Martins are requesting supplemental use from two wells in the same aquifer, based on very little information.

Transfer 11027 Wells SHER 296 & SHER 50249

G-17475 Wells SHER 295 & SHER 50249

I know that when I met Mr. Martin (Bill) out at the wells, there was some confusion about which well log goes with which well. I was not able to measure SHER 296. I measured the water level in SHER 50249 and did not visit SHER 295.

I am going to out that way next week, it may be a good idea to try and measure water levels in the Martin wells, these three at least. Maybe more if time allows. What are your thoughts?

My next day in the office is next Monday, August 15th.

Marc

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WATER RESOURCES
 SALEM, OREGON

8/18/2011

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. **Own all irrigated land.**

☐ This land is encumbered by easements, rights of way, roads or other encumbrances.

☒ No

☒ I have a recorded easement or written authorization permitting access. **For crossing county roads**

☐ 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*).

Easement across County roads: Sherman County Community Development and Planning

PO Box 381

Moro, OR 97039

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WATER RESOURCES DIV.
SALEM, OREGON

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
SHER 296	Unnamed Drainage	200 feet	21 feet

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*).

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Basalt

Total maximum rate requested: 1.0 cfs (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)
Well	☐	☒	SHER 296	☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

* 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.

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 William, Douglas, and Thomson Martin			PHONE (HM)
PHONE (WK)	CELL 541-980-5979		FAX
ADDRESS PO BOX 201			
CITY RUFUS	STATE OR	ZIP 97050	E-MAIL

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 TENNESON ENGINEERING CORP (ATTENTION: LARRY TOLL)		PHONE 541-296-9177	FAX 541-296-6657
ADDRESS 3313 WEST SECOND STREET, SUITE 100			CELL
CITY THE DALLES	OR	97058	E-MAIL LTOLL@TENNESONENG.COM

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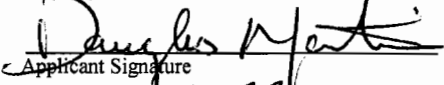
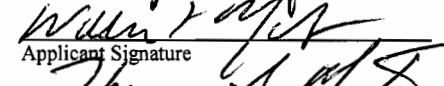
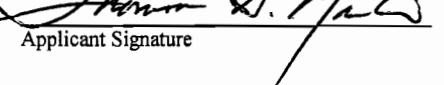
Note: Attach multiple copies as needed

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.

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SALEM, OREGON

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

 Applicant Signature	<u>Douglas Martin</u> Print Name and title if applicable	<u>6/28/11</u> Date
 Applicant Signature	<u>William Martin</u> Print Name and title if applicable	<u>6/28/11</u> Date
 Applicant Signature	<u>Thomson S. Martin</u> Print Name and title if applicable	<u>6/28/11</u> Date

For Department Use		
App. No. <u>617475</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. **Own all irrigated land.**
☐ This land is encumbered by easements, rights of way, roads or other encumbrances.

☒ No

- ☒ I have a recorded easement or written authorization permitting access. **For crossing county roads**
☐ 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*).

Easement across County roads: Sherman County Community Development and Planning

PO Box 381

Moro, OR 97039

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
SHER 295	Unnamed Drainage	200 feet	21 feet

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*).

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Basalt

Total maximum rate requested: 1.0 cfs (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)
Well	☐	☒	SHER 295	☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

* 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 Tag 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.

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 SALEM REGION

G-17475

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Supplemental Irrigation	April 1 to October 31	360

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: 120.0 Acres

List the Permit or Certificate number of the underlying primary water right(s): G-16285 (Permit Amendment T-11027)

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 360

- 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): a total of about 60 hp if a submersible in well and centrifugal at the well head is used.

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Well will pump into existing mainlines that connect an existing

full circle pivot and 2 existing half circle pivots

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) existing full circle pivot and 2 existing half circle pivots

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.

Flow meter and center pivots

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G-17475
Revised 3/4/2010

Ground Water/6

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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*).

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: Started (Well constructed in 1970)

Date construction will be completed: Complete

Date beneficial water use will begin: 10/1/2011

SECTION 9: REMARKS

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

This is well is to be used to make up any deficiency in the well under Application G-16803.

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SALEM, OREGON

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G - 174 75

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: William, Douglas, and Thomson Martin
First Last

Mailing Address: PO Box 201

Rufus OR 97050 Daytime Phone: 541-980-5979
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:
2 N	16 E	11	NE ¼	1400		☒ Diverted	☒ Conveyed	☒ Used	Irrigation
		11	SE ¼	1500, 1501		☐ Diverted	☒ Conveyed	☒ Used	Irrigation
		12	NW ¼	100, 202		☐ Diverted	☒ Conveyed	☒ Used	Irrigation
						☐ Diverted	☐ Conveyed	☐ Used	

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

Sherman 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 ☐ 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: 1.0 ☒ 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:

An existing well that will be used in addition to another well to irrigate 120 acres of ground under an existing Full circle pivot and 2 half circle pivots.

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 filed with the Water Resources Department.

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See bottom of Page 3. →

6-17475

Revised 3/4/2010

Ground Water/9

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SALEM, OREGON

WR

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 the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Art. 3, Sec. 3.1 (a).
- ☐ Land uses to be served by the 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:	
None - permitted use	SCZO Art. 3, Sec. 3.1 (a)	☒ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued

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

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Name: Georgia L. Maenab Title: Planning Director

Signature: Georgia L. Maenab Phone: 541-565-3601 Date: 6-29-11

Government Entity: Sherman County

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

Receipt for Request for Land Use Information

Applicant name: William Douglas & Tom Martin

City or County: Sherman Staff contact: Georgia L. Maenab

Signature: Georgia L. Maenab Phone: 541-565-3601 Date: 6-29-11

6-17475

EXHIBIT A**PARCEL 1:**

Beginning at the Southwest corner of Section 1, Township 2 North, Range 16 East of the Willamette Meridian; thence North 1000 feet; thence Northeasterly in a straight line to a point which is 1670 feet, more or less, North of the Southeast corner of the Southwest quarter of said Section 1; thence South 1670 feet, more or less, to the Southeast corner of the Southwest quarter of said Section 1; thence West along said South line to the point of beginning.

X PARCEL 2:

The Easterly 90 acres of the Northeast quarter of Section 11, Township 2 North, Range 16 of the Willamette Meridian, in the County of Sherman and State of Oregon.

X PARCEL 3:

The Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in the County of Sherman and State of Oregon, EXCEPTING THEREFROM the South 1485 feet, more or less, as conveyed to Charles Allen Tom et ux., by deed recorded in Book 42, page 98, Sherman County Deed Records.

MARTIN Chicken Farm Legal

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WATER RESOURCES DEPT
SALEM, OREGON

G-17475

LEGAL DESCRIPTION

Rufus Ranch Legal Description

TOWNSHIP 2 NORTH, RANGE 16 E.W.M., Sherman County, Oregon

- Section 1: The South half of the Southeast quarter (S1/2 SE1/4); the South half of the Southwest quarter (S1/2 SW1/4), and a triangular piece following the bluff in the North half of the Southwest quarter (N1/2 SW1/4), excepting therefrom that certain property conveyed by Charles A. Tom and Lorraine V. Tom, husband and wife, grantors, unto Tom Farms, Inc., an Oregon corporation, by a warranty deed dated June 26, 1974, and recorded in Book 42, page 79, Sherman County Deed Records.
- Section 2: The Southeast quarter of the Southeast quarter (SE1/4 SE1/4).
- Section 11: The Southwest quarter (SW1/4); the West 70 acres of the West half of the Northeast quarter (W1/2 NE1/4); the East half of the Northwest quarter (E1/2 NW1/4); and the East 20 acres of the West half of the Northwest quarter (W1/2 NW1/4).
- Section 12: The Northwest quarter (NW1/4) and the Northeast quarter (NE1/4).

TOWNSHIP 2 NORTH, RANGE 17 E.W.M., Sherman County, Oregon

- Section 5: The Southwest quarter (SW1/4).
- Section 6: The Southeast quarter (SE1/4); the South half of the Northwest quarter of the Southwest quarter (S1/2 NW1/4 SW1/4); the South half of the Southwest quarter (S1/2 SW1/4) and the Northeast quarter of the Southwest quarter (NE1/4 SW1/4).
- Section 7: The Northwest quarter (NW1/4); the Northeast quarter (NE1/4) and the Southeast quarter (SE1/4).
- Section 8: The Northwest quarter (NW1/4); the Southwest quarter (SW1/4) and the West half of the East half (W1/2 E1/2) lying West of the county road.
- Section 17: All.
- Section 18: The Northeast quarter (NE1/4).

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WATER RESOURCES DEPT
SALEM, OREGON

G-17475

LEGAL DESCRIPTION

Property #1

Rufus Ranch Legal Description (cont'd)

ALSO, the Southerly 1,485 feet, more or less, of the Southeast quarter of Section 11, Township 2 North, Range 16 E.W.M., containing 90 acres, more or less, and also an easement for ingress and egress over the Easterly 75 feet of that portion of the Southeast quarter of Section 11, Township 2 North, Range 16 E.W.M. not herein conveyed.

EXCEPTING therefrom, a parcel of land being a portion of Sections 6 and 7, Township 2 North, Range 17 E.W.M., Sherman County, Oregon, described as follows with reference to the Oregon State Coordinate System, North Zone:

Beginning at a point which is South 89° 23' 14" East 2390.0 feet from the corner of Sections 1, 6, 7 and 12, Twp. 2 North, Ranges 16 and 17 E.W.M.; (Y=733,694.1, and X=1,936,325.8 U.S. Engineers) from the initial corner of notes and bounds North 56° 30' 30" East 1856.1 feet to the Northerly corner, South 0° 22' 50" East 1678.0 feet to the easterly corner, South 41° 08' 40" 1050.00 feet to Southerly corner, North 28° 51' 20" West 1325.00 feet to Westerly corner and point of beginning.

ALSO excepting therefrom, a parcel of land in the Southwest quarter of Section 6, Township 2 North, Range 17 E.W.M., Sherman County, Oregon, containing 0.06 of an acre, more or less, and described as follows:

Beginning at a point which is North 52° 17' 00" East, 2110.3 feet from the Southwest corner of Section 6, Twp. 2 North, Range 17 E.W.M.; thence North 10° 41' 20" West 50 feet; thence North 79° 18' 40" East 50 feet; thence South 10° 41' 20" East 50 feet; thence South 79° 18' 40" West, 50 feet to the point of beginning. The bearings refer to the Oregon Coordinate System, North Zone. The Survey is shown on D.P.A. Drawing 141358, dated September 15, 1970.

STATE OF OREGON }
County of Sherman }

I hereby certify that this document was received and recorded

on June 19, 1970 at 2:30 P.M.

and assigned No. 960237

In the Office of Deed

Recorded said county

DATE 20 10 70 Recording 15

Public County Clerk

by James Buck

- 2 -

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WATER RESOURCES DEPT
SALEM, OREGON

G-17475

After Recording Deliver to:

Annala, Carey, Baker, Thompson & VanKoten, P.C.
Attorneys at Law, 305 Cascade Street
P.O. Box 325, Hood River, Oregon 97031

EASEMENTS FOR UNDERGROUND WATER PIPELINES

KNOW ALL MEN BY THESE PRESENTS, that **SHERMAN COUNTY, OREGON**, a political subdivision of the State of Oregon, hereinafter called "grantor," does hereby grant, bargain and convey unto **Thomson S. Martin, Douglas T. Martin, and William F. Martin**, as tenants in common, all hereinafter called "grantees," and unto grantees' heirs, successors and assigns, three nonexclusive, perpetual easements for underground water pipelines, to be used in common with grantor, grantees and others, 10 feet in even width, 5 feet on either side of the center line of three existing underground water pipelines going under the County Road known as Tom Lane for pipeline #1 and #2, and China Hollow Road for pipeline #3, and serving grantees' property lying on both sides of the County Road and contiguous therewith. Said easements shall be located as follows:

Pipeline Easement No. 1 intersects Tom Lane at a point approximately 690 feet West of the Northeast corner of the Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in Sherman County, Oregon.

Pipeline Easement No. 2 intersects the intersection of Tom Lane and Greenberry Road diagonally running SW to NE at a point approximately 30 feet West of the Northeast corner of the Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in Sherman County, Oregon.

Pipeline Easement No. 3 intersects China Hollow Road at a point approximately 10 feet South of the Northwest corner of the Southwest quarter, of the Northeast quarter of Section 7, Township 2 North, Range 17 East of the Willamette Meridian, in Sherman County, Oregon.

Said easements shall run with the land and be binding upon grantor, its successors and assigns, and shall be for the benefit of grantees' real property lying on both sides of the County Road and contiguous therewith.

TO HAVE AND TO HOLD said easements and rights of way unto the said grantees herein and unto grantees' heirs, successors and assigns, forever.

Grantees, by accepting this easement and the recordation thereof, agree to pay for the repair of the County Road and replace it in like condition should grantees find it necessary to disturb the roadway in order to repair any of the above described water pipelines.

The true and actual consideration given for this easement is \$10.00 and other good and valuable consideration.

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 SALEM, OREGON

080017

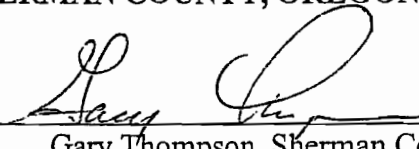
G-17475

IN WITNESS WHEREOF, the grantor has executed this instrument this 16
day of JAN., 2008.

GRANTOR:

SHERMAN COUNTY, OREGON

By


Gary Thompson, Sherman County Judge

STATE OF OREGON)

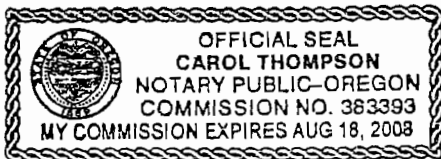
) ss.

County of Sherman)

January 16, 2008

Personally appeared **GARY THOMPSON**, who, being duly sworn, did say that he is the County Judge for **SHERMAN COUNTY, OREGON**, and that said instrument was signed and sealed in behalf of and by authority of the County Court of **SHERMAN COUNTY, OREGON**, and he acknowledged said instrument to be its voluntary act and deed.

Before Me:


Carol Thompson
Notary Public for Oregon
My Commission Expires: Aug 18, 2008
 STATE OF OREGON }
County of Sherman } ss.

I hereby certify that this document was received and recorded

on 1-16-2008 at 4:20 P.M.

and assigned No. 080017

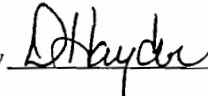
in the Microfilm Deed

Records of said county

A&T 11 LC 10 Recording 10/15

Linda Cornie, County Clerk

by



Deputy

RECEIVED

JUL 07 2011

 WATER RESOURCES DEPT
SALEM, OREGON

080017

G-17475