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:	
g	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 use as depicted on the map.	
☑	Fees - Amount enclosed: \$1900 See the Department's Fee Schedule at 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	
3	Even map scale not less than $4'' = 1$ mile (example: $1'' = 400$ ft, $1'' = 1320$ ft, etc.)	
4	North Directional Symbol	
	Township, Range, Section, Quarter/Quarter, Tax Lots	
9	Reference corner on map	
4	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	
I	Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery	
9	Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)	
	Other RECEIVED	
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WATER RESOURCES DEPT SALEM ODECON

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 AMES FARMER, CHARLES WARREN FA	ARMFR	MARGAR	RETM FARMER	PHONE (HM)
PHONE (WK)	CE		ZE I WI. I MINITER	FAX
208-674-3200		HD		1700
ADDRESS				
P.O. Box 1585				
CITY	STATE	ZIP	E-MAIL	
NYSSA	OR	97913	JFARMER@FORTBOIS	SE.COM
Organization Information				
NAME			PHONE	FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL	
Agent Information – The agent is authorized	d to repre	esent the ap	plicant in all matters rel	ating to this application.
AGENT / BUSINESS NAME			PHONE	FAX
NANCY RORICK / NANCY RORICK CONSULTIN	1G		541-519-3644	
ADDRESS				CELL
645 L LOOP		7		Dras
CITY	STATE	ZIP	E-MAIL	バトリンド バー・アン・アン・アン・アン・アン・アン・アン・アン・アン・アン・アン・アン・アン・
A	On	1	NDODION CONTROL CO	'-UEIVE
Note: Attach multiple copies as needed By my signature below I confirm that I I am asking to use water specific		97814 stand:	nrorick@yahoo.co	AUG 2 4 20 WATER RESOUR
Note: Attach multiple copies as needed By my signature below I confirm that I I am asking to use water specific Evaluation of this application wi I cannot use water legally until the Oregon law requires that a permit the use is exempt. Acceptance of If I get a permit, I must not wasted If development of the water use if the water use must be compatible. Even if the Department issues a property of the water use if the water to which they are entired.	I undersally as dell be based to be issue this appearance water. is not acle with I permit, I titled.	stand: lescribed if the domain of the domain	n this application. primation provided in the series of the terms of the permorehensive land-use place to stop using water to	the application. a permit. on of any proposed well, unless ermit will be issued. nit, the permit can be cancelled. ans. o allow senior water-right holder
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Note: Attach multiple copies as needed By my signature below I confirm that I I am asking to use water specific Evaluation of this application wi I cannot use water legally until the Oregon law requires that a permit the use is exempt. Acceptance of If I get a permit, I must not wasted. If development of the water use in The water use must be compatible. Even if the Department issues a property to get water to which they are entired. I (we) affirm that the information	I undersally as dell be based as water. It is not acle with I permit, I titled. I contain the contain	stand: lescribed is ded on information described before collication described in the cording to ocal compart may have a standard arries Warrenard warrenard for the cordination of the c	n this application. formation provided in the services of the permonent issues a point of the permonent is the permonent in the permonent is the permonent is the permonent in the permonent in the permonent in the permonent is the permonent in	the application. a permit. on of any proposed well, unless ermit will be issued. nit, the permit can be cancelled. ans. o allow senior water-right holder and accurate. 8-18-11
Note: Attach multiple copies as needed By my signature below I confirm that I I am asking to use water specific Evaluation of this application wi I cannot use water legally until the Oregon law requires that a permit the use is exempt. Acceptance of If I get a permit, I must not waste If development of the water use if The water use must be compatible Even if the Department issues a proposed to get water to which they are entered to the compation of the water use in the department issues a proposed to get water to which they are entered to the compation of the water use in the department issues a proposed to get water to which they are entered to which they are entered to the compation of the water use in the department issues a proposed to get water to which they are entered to which	I undersally as dell be based as water. It is not accepted as a contain the co	stand: lescribed is ded on information described before polication described in the cording to ocal computation may have a rearrest warrent Name and the cordination described in the cordinat	n this application. primation provided in the set Department issues a beginning construction oes not guarantee a positive terms of the permorehensive land-use place to stop using water the sapplication is true and the interest of the permorehensive land-use place to stop using water the sapplication is true and the interest of the permorehensive land-use place in the	the application. a permit. on of any proposed well, unless ermit will be issued. nit, the permit can be cancelled. ans. o allow senior water-right holder and accurate. 8-18-11 Date 8-17-2011

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		
	\boxtimes	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.
	П	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	na	mes and mailing addresses of all affected landowners (attach additional sheets if necessary).

SECTION 3: WELL DEVELOPMENT

	IF LES	IF LESS THAN 1 MILE:					
WELL NO. NAME OF NEARES SURFACE WATER	DISTANCE TO NEARES' SURFACE WATER	T ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD					
1 Snake River	0.35 miles	about 5 feet					
		-					
	j						

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).

Existing well Malh 1867 was drilled on April 18, 1970. Well log is attached.

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Revised 3/4/2010

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Shallow alluvial aquifer.

Total maximum rate requested: 1.35 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.

_										PRO	POSED	USE	
OWNER: WELL NAME OF	OSE	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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
Well 1		\boxtimes	Malh 1867 (no well tag)		24 in 12 in	0-43 ft +1-82 fet	33 to 82 ft	0-20 feet	12 feet 4-18-1970	shallow alluvial aquifer	175 feet	600 gpm	153.3 acre feet
						5							
					SA	7							
					EM, C	AUG 2 4					_		
					HEGO	4 2011	3						
					SALEM, OREGON	= 6							

^{*} 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.

Revised 3/4/2010 Ground Water/5 WR

^{**} 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)
irrigation	March 1 through October 31	153.3 acre feet (3 acre-feet per acre)

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: 51.1 Acres					
List the Permit or Certificate nu	mber of the underlying primary water right(s): 45954					
Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 153.3 acre						

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

SECTION 5: WATER MANAGEMENT

Λ	Diversion	and	Conveyance
Α.	Diversion	anu	Conveyance

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

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WATER RESOURCES DEPT SALEM, OREGON

Pump (give horsepower and type): 20 hp

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

Water pumped from the well flows through a 6-inch diameter, 22-foot long pipe into a concrete lined irrigation ditch. The ditch has a bottom width of 1 foot, a top width of 4 feet, and a depth of 1.5 feet. A diversion box allows the water to be diverted either north into a 2,375 foot-long ditch or west into a 2,350 foot-long ditch. The water in the irrigation ditches is applied to the field via hand-set siphon tubes.

B. Application Method

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

Water from the ditch is applied to the field via hand-set siphon tubes.

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.

Revised 3/4/2010 G-17485 Ground Water/6 WR Water will be applied to the crops when needed, and will be based on soil moisture testing. The most water efficient method of irrigation will be used to for the crop being irrigated.

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: n/a Acreage inundated by reservoir: n/a

Use(s): n/a

Volume of Reservoir (acre-feet): n/a Dam height (feet, if excavated, write "zero"): n/a

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): n/a

USE OF STORED GROUND WATER	PERIOD OF USE
n/a	

SECTION 8: PROJECT SCHEDULE

Date construction will begin: existing well drilled 6-26-1967

Date construction will be completed: existing well_drilled 6-26-1967

Date beneficial water use will begin: March 1, 2012

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WATER RESOURCES DEPT SALEM, OREGON

SECTION 9: REMARKS

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

Water pumped from the well will be used as needed to supplement a primary water right. The water source for primary water right (Certificate 45954) is the Snake River.

The applicants are applying for a period of use from March 1 through October 31. They frequently plant the field in early March and require the water for irrigation.

Revised 3/4/2010 Ground Water/7 WR

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:	James, W	arren and l	Peggy First				Last	<u>Farmer</u>	
Mailing Ad	ldress: <u>P.O</u>	. Box 154:	5						
Nyssa	City			OR State	97913 Daytin	ne Phone: 20	<u>8-3</u> 67-3207		
A. Land a	and Loca	ation							
(transported	i), and/or ι	ised or dev	eloped. A	applicants for	s where water will be municipal use, or irri es for the tax-lot infor	gation uses w	ithin irrigatio		
Township	Range	Section	V4 V4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
198	47E	17		19S 47E 17 TL 100	EFU	■ Diverted	■ Conveyed	■ Used	IR
						☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	☐ Conveyed	Used	
					_	☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	☐ Conveyed	Used	
Malheur	County						F	RECEI	VED
							<i>_</i>	₩6 2 4	2011
B. Descr i Type of app			ith the W		es Department:		WATER I SAL	RESOURC EM, OREG	ES DEPT ON
■ Permit to U ☐ Limited V				r Right Transfe ation of Conse	_ _	Amendment on the second of Water	r Ground Wate	r Registration	on Modificat.
Source of w	ater: 🔲 F	Reservoir/Po	ond ■	Ground Water	Surface Wa	ter (name)	_		
Estimated q	uantity of	water need	led:		cubic feet	per second	gallons per	minute [acre-feet
Intended us	e of water:		ion icipal	Commerc Quasi-Mu	<u></u>		Domestic for Other	househ	old(s)
Briefly desc	cribe:								
Water pu	mped from	n a well v	vill be us	sed to irrigat	e 51.1 acres.				

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.

G-17485

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 be	low and provide the requested	d informat	<u>tion</u>
Land uses to be served by the proposed water regulated by your comprehensive plan. Cite			ed outright or are not
☐ Land uses to be served by the proposed wate approvals as listed in the table below. (Pleas already been obtained. Record of Action/lan have been obtained but all appeal periods	e attach documentation of applicable land-use decision and accompanying find	ınd-use appr lings are suff	ovals which have
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Lar	nd-Use Approval:
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
Name: Title: ASSI. Plann Signature: Bull Auveria Government Entity: Malkeur L Note to local government representative: Ple you sign the receipt, you will have 30 days from Use Information Form or WRD may presume th comprehensive plans.	ease complete this form or sign the recent the Water Resources Department's no	ipt below an tice date to r	return the completed Land er is compatible with local
Receipt for	Request for Land Use Inforr	nation	
Applicant name:			
City or County:	Staff contact:		
Signature:	Phone:	_ Date:	

G-17485

AFTER RECORDING RETURN TO:

AFTER RECORDING RETURN TO JUCO FOTO 22266

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

Charles Warren Farmer, James G. Farmer and Margaret D. Farmer P.O. Box 1585 Nyssa, OR 97913 INSTRUMENT NO. 2005 - 7787 Page____of___Pages

WARRANTY DEED

ALSCOTT FARMS, LLC, an Idaho limited liability company, called Grantor herein, hereby conveys and warrants to CHARLES WARREN FARMER, a single person, as to an undivided fifty (50%) percent interest, and JAMES G. FARMER and MARGARET D. FARMER, husband and wife, as to an undivided fifty (50%) percent interest, called Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE ATTACHED EXHIBIT "A"

WARNING: THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is: \$1,700,000.00.

Dated this 13th day of Orto lar, 2005

inst. No. 2005 - 7187

I certify that the within Instrument of writing was received for record on the 11 day of 2005

at 4:03 O'clook 2 M. FEE 46

STATE OF OREGON, County of Malheur DEBORAH R. DeLONG

By: Deputy

County Clerk

ALSCOTT FARMS, LLC

By: Alscott, Inc., Manager

Grantor

Page -1-

44600

6-17485

SCHEDULE "A" TO WARRANTY DEED

PARCEL 1:

Land in Malheur County, Oregon as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 8: All that portion of the East 1/2 lying West of the Nyssa Arcadia Drain Ditch right of way.

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

ALSO SUBJECT TO regulations, including levies, assessments, drainage rights and easements, of Nyssa-Arcadia Drainage District, which said assessments are collected as part of the general tax levy for Malheur County.

ALSO SUBJECT TO Right of Way Agreements between Kiesel, etal, recorded Feb. 1, 1922, Book 20, Pages 475 thru 478, Deed Records of Malheur County, Oregon, affecting pipelines.

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: May 29, 1970, as Instrument No. 110613, official records of Malheur County, Oregon in favor of Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 3400; Code 29; Reference No. 09629.

PARCEL 2:

Land in Malheur County, Oregon, as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 8: S1/2NW1/4 and SW1/4.

INSTRUMENT NO. 2005 - 7787 Page 5 of 2 Pages

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: Dec. 25, 1941, Book 53, Page 559, Deeds; Recorded: June 7, 1944, Book 60, Page 380, Deeds; Recorded: May 29, 1970, as Instrument No. 110612, official records of Malheur County, Oregon, in favor of Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 3402; Code 29; Reference No. 09631.

PARCEL 4:

Land in Malheur County, Oregon as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 16: All that portion of the NW1/4NW1/4 lying West of the Union Pacific Railroad right of way.

Sec. 17: All that portion of the East 1/2 lying and being West of the Union Pacific Railroad right of way

EXCEPTING THEREFROM that portion of the NW1/4NE1/4 lying West of the Arcadia Drain Ditch right of way,

ALSO, a parcel of land in the E1/2SW1/4 and SE1/4NW1/4 described as follows:

Beginning at the South 1/4 corner of said Sec. 17;

thence N. 0° 14′ E., to the Northeast corner of said SE1/4NW1/4;

thence West, coincident with the North boundary thereof, to the East boundary of the County road;

thence S. 0° 51' W., coincident with the said East right of way, to the South boundary of said Sec. 17;

thence S. 89° 46' E., 67 feet to the Point of Beginning.

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

ADAGO TO FILE Y	Section 1 Court and the property of the	tine in the second	
MY a VI	18600		
The original and first conv	OFCELVE	1	
of this report are to be filed with the RECEINGATER	$MAY = 4.107\Omega_{\rm T}$	19/47-17	16
STATE ENGINEER, SALEM, OREGON 8737 APR 27 1070 Plas tyr	or print STATE ENGINEER		
or well completion.	SALEM. OREGON	V. Martiness Statement Company	
	(11) LOCATION OF WELL:		
Name (1) ((Alteriate)	County MALHE UR Driller's well nu		777 S.F
Address 7/14 Address	SE 14 NW 14 Section 17 T. 19	- , .	<u> </u>
(2) TYPE OF WORK (check):	Bearing and distance from section or subdivision	n corner	
New Well Deepening Reconditioning Abandon			
If abandonment, describe material and procedure in Item 12.			
(3) TYPE OF WELL: (4) PROPOSED USE (check):	(12) WELL LOG: Diameter of well b	oelow casing	
Cable Jetted Donnestie Dindustrial Municipal U	Depth drilled / 75 ft. Depth of comple		ft.
Dug Bored Irrigation Test Well Other	Formation: Describe color, texture, grain size	and structure of m	aterials;
CASING INSTALLED: Threaded Welded	and show thickness and nature of each stratu- with at least one entry for each change of form		
Diam, tribit O tt. to 43 ft. Gage	in position of Static Water Level as drilling pro		
	MATERIAL	From To	SWL.
Diam. from tt. to ft. Gage	Soil HEAVY	03	
PERFORATIONS: Perforated? Yes No.	CLAY YELLOW	37/4	
De of perforator fixed To RCH + FACTORYPERFORATEd	GRAVEL CAMENICO	35 23	15
Size of perforationi T 36 in. by 6 in.	Brdu Ced to 16"		
perforations from tt. tott.			
800 pertorations from 30 tt. to 43 tt. 295 pertorations from 30 tt. to 83 tt.	CLAY, BLUE	43 78	_15
perforations fromft. toft.	SAND BLUE	78 94	13
perforations fromft. toft.	- CLAY BLUE	74 170	
(7) SCREENS: Well screen installed? Ves (DNo	Reduced to 12" at		
(7) SCREENS: Well screen installed? Yes Wes	781		
Type Model No.	SAU + TILLIA	(4.5)	· · · · · · · · · · · · · · · · · · ·
Diam. Slot size Set from ft. to ft.	_ SAND BLACK	170 775	<u>الغار</u>
Diam. Slot size Set from tt. to tt.			
(8) WATER LEVEL: Completed well.			
Static level = / 2 ft. below land surface Date 4-18-70	_ CRAVEL PACKED	Between	
sian pressure lbs. per square inch Date	-34"-16" Y-15"		17.4
(9) WELL TESTS: Drawdown is amount water level is			
Was a pump test mide Tyes No 11 yes, by whom DP/112.R			
Yield: 595 gal./min. with 100 ft. drawdown after 4 hrs.	Work started 4 - 9 1970 Complete	ed 4 - 18	19/10
Many mans with 7 St. the wild will alles	Date well drilling machine moved off of well	4-18	19 70
n	Drilling Machine Operator's Certification:		
Baller test gal./min. with ft. drawdown after hrs.	This well was constructed under my di	rect supervision.	Mate-
Artesian flow g.p.m." Date	rials used and information reported above knowledge and belief.		
Temperature of water 59 Was a chemical analysis made? Yes	[Signed] June July	Wate 4-25	. 19.7.0
	[Signed] (Drilling Mathine Operator)	() =	
(10) CONSTRUCTION: Well seal-Material used BENTONITE	Drilling Machine Operator's License No	102	
Depth of seal 20	Water Well Contractor's Certification:		,
Diameter of well bure to bottom of sealin.	This well was drilled under my jurisdi		eport is
Were any loose strata cemented off? Yes No Depth	true to the best-of my knowledge and belie	Tima Ca	
Was a drive shoe used? (Yes No	NAME / (Person, firm or corporation)	(Type or print)	
Did any strata contain unusable water? Yes No	Address ONTARIO C	REGON	
Type of water? depth of strats	Om1 11	! !	
Method of sealing strata off. Was well gravel packed! Wes No Size of gravel: MiNaS	[Signed] (Water Well Contract	Was	Married T.
	Contractor's License No. 44 Date	1-1/4	10 70
	Contractor's License No	·····,	19
COE ADDITIONAL SE			

AFTER RECORDING RETURN TO:

AFTER RECORDING RETURN TO TOUTO

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

Charles Warren Farmer, James G. Farmer and Margaret D. Farmer P.O. Box 1585 Nyssa, OR 97913 INSTRUMENT NO. 2005 - 7787 Page____ot__or__Pages

WARRANTY DEED

ALSCOTT FARMS, LLC, an Idaho limited liability company, called Grantor herein, hereby conveys and warrants to CHARLES WARREN FARMER, a single person, as to an undivided fifty (50%) percent interest, and JAMES G. FARMER and MARGARET D. FARMER, husband and wife, as to an undivided fifty (50%) percent interest, called Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE ATTACHED EXHIBIT "A"

WARNING: THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is: \$1,700,000.00.

Dated this 13th day of October, 2005

Inst. No. 2005 - 7787

I certify that the within Instrument of writing was received for record on the 1 day of 2005, 2005

at 4:03 O'clook & M. FEE 41

STATE OF OREGON, County of Malheur DEBORAH R. DeLONG

County Clerk

By: Deput

ALSCOTT FARMS, LLC

By: Alscott, Inc., Manager

Dennis Moyer Vice President

Grantor

Page -1-

#4600

6-17485

STATE OF <u>Idaho</u> County of Oda) INSTRUMENT NO. 2005 _ 1787 Page Z of L Pages) ss.
•	s acknowledged before me this 2th day of s Moyer as Vice President of Alscott, Inc.
STANTAL S	Notary Public for Idaho Residence: 10016, Idaho My Commission Expires: 14 945 24, 2011

SCHEDULE "A" TO WARRANTY DEED

PARCEL 1:

Land in Malheur County, Oregon as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 8: All that portion of the East 1/2 lying West of the Nyssa Arcadia Drain Ditch right of way.

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

ALSO SUBJECT TO regulations, including levies, assessments, drainage rights and easements, of Nyssa-Arcadia Drainage District, which said assessments are collected as part of the general tax levy for Malheur County.

ALSO SUBJECT TO Right of Way Agreements between Kiesel, etal, recorded Feb. 1, 1922, Book 20, Pages 475 thru 478, Deed Records of Malheur County, Oregon, affecting pipelines.

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: May 29, 1970, as Instrument No. 110613, official records of Malheur County, Oregon in favor of Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 3400; Code 29; Reference No. 09629.

PARCEL 2:

Land in Malheur County, Oregon, as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 8: S1/2NW1/4 and SW1/4.

INSTRUMENT NO. 2005 -7787

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

ALSO SUBJECT TO regulations, including levies, assessments, drainage rights and easements, of Nyssa-Arcadia Drainage District, which said assessments are collected as part of the general tax levy for Malheur County.

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: Dec. 25, 1941, Book 53, Page 559, Deeds; Recorded: June 7, 1944, Book 60, Page 380, Deeds; Recorded: May 29, 1970, as Instrument No. 110612, official records of Malheur County, Oregon, in favor of Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 3401; Code 29; Reference No. 09630.

PARCEL 3:

Land in Malheur County, Oregon, as follows: In Twp. 19 S., R. 47 E., W.M.: Sec. 8: NE1/4NW1/4.

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

ALSO SUBJECT TO regulations, including levies, assessments, drainage rights and easements, of Nyssa-Arcadia Drainage District, which said assessments are collected as part of the general tax levy for Malheur County.

INSTRUMENT NO. 2005 - 7787 Page 5 of Pages

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: Dec. 25, 1941, Book 53, Page 559, Deeds; Recorded: June 7, 1944, Book 60, Page 380, Deeds; Recorded: May 29, 1970, as Instrument No. 110612, official records of Malheur County, Oregon, in favor of Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 3402; Code 29; Reference No. 09631.

PARCEL 4:

Land in Malheur County, Oregon as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 16: All that portion of the NW1/4NW1/4 lying West of the Union Pacific Railroad right of way.

Sec. 17: All that portion of the East 1/2 lying and being West of the Union Pacific Railroad right of way

EXCEPTING THEREFROM that portion of the NW1/4NE1/4 lying West of the Arcadia Drain Ditch right of way,

ALSO, a parcel of land in the E1/2SW1/4 and SE1/4NW1/4 described as follows:

Beginning at the South 1/4 corner of said Sec. 17;

thence N. 0° 14′ E., to the Northeast corner of said SE1/4NW1/4;

thence West, coincident with the North boundary thereof, to the East boundary of the County road;

thence S. 0° 51' W., coincident with the said East right of way, to the South boundary of said Sec. 17;

thence S. 89° 46' E., 67 feet to the Point of Beginning.

SUBJECT TO regulations of the Owyhee Ditch Company, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals. Declaration for canal right of way, including the terms and provisions thereof, as filed by the Owyhee Ditch Company on October 19, 1916, Book 10, Page 45, Deed of Records of Malheur County, Oregon.

INSTRUMENT NO. 2005 - 7787

ALSO SUBJECT TO regulations, including levies, assessments, drainage rights and easements, of Nyssa-Arcadia Drainage District, which said assessments are collected as part of the general tax levy for Malheur County.

ALSO SUBJECT TO mineral conveyed to Royalties and Minerals, Inc., an Idaho corp. and all rights of said party and its successors in interest as owners thereof, in Deed Recorded: May 12, 1955, Book 100, Inst. 17817 Deed Records of Malheur County, Oregon.

ALSO SUBJECT TO an easement for power lines created by instrument, including the terms and provisions thereof: Recorded: Oct. 23, 1944, Book 61, Page 345, Deeds; Recorded: May 7, 1947, Book 74, Page 252, Deeds; Recorded: Nov. 26, 1958, Book 111, Page 224, official records of Malheur County, Oregon, in favor of: Idaho Power Company.

ALSO SUBJECT TO all easements, rights of way, reservations, roadways, both of record and those appearing upon the above-described premises.

TOGETHER WITH that certain Right of Way benefitting the said real property as evidenced by those certain Agreements between Kiesel, etal, recorded Feb. 1, 1922, Book 20, Pages 475 thru 478, Deed Records of Malheur County, Oregon, affecting pipelines.

ALSO TOGETHER WITH that certain easement between Donald Stults, etal, recorded May 29, 1969, Inst. 99438, Deeds, affecting a ditch.

ALSO TOGETHER WITH all water rights, ditch rights, and easements appurtenant thereto.

Assessor's Account No.: Map 1947B; Tax Lot 4300; Code 29; Reference No. 09641.

A A A A A A A A A A A A A A A A A	
ADDO TO FILE Y	18600 _
NOTICE TO WATER WELL CONTRACTOR	A CAPILLA
of this report are to be filed with the	ELEPOR ECEIVED John 1911
	OREGON MAY - 4 1970 VINO.
STATE ENGINEER, SALEM, OREGON STATE APR 27 1970 Plans typ within 30 days from the date	or print STATE ENGINEER
of west completion.	SALEM. OREGON
	(11) LOCATION OF WELL:
Name (1) (1) (1)	County MALHO, HR Driller's well number
Address This Address	SE 14 NW 14 Section 17 T. 19S R. 47E W.M.
(2) TYPE OF WORK (check):	Bearing and distance from section or subdivision corner
New Well Deepening Reconditioning Abandon []	
If abandonment, describe material and procedure in Item 12.	
(3) TYPE OF WELL: (4) PROPOSED USE (check):	(12) WELL LOG: Diameter of well below casing /2"
Rotary Driving Domestic Municipal Domestic Municipal Domestic	Depth drilled / 75 ft. Depth of completed well / 75 ft.
Dug Borei Irrigation Test Well Other	Formation: Describe color, texture, grain size and structure of materials;
CASING INSTALLED: Threaded Welded	and show thickness and nature of each stratum and aquifer penetrated,
A" Diam, tribiti O tt. to 4,3 tt. Gage	with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates =
/ 3." Diam. frjom / ft, to ft. Gage	MATERIAL From To SWL
" Dlam. frimft. toft. Gage	SOIL HEAVY @ 3'
(6) PERFORATIONS: Perforated? Yes No.	CLAY VELLOW 31/4"
The of perforator fised TORCHY FACTORVERFERINE d	GRAJEL COMENSED 14 25
Size of perforations in. by 6", in.	SANG+GRAVEL 3543 13
perforations from tt. to ft. to ft.	Reduced to 16
	CLAU Blue 43 781 15
995 depertorations from 56 ft. to 85 ft.	5 AND BLUE 781 941 12'
perforations fromft. toft.	CLAY BLUE 94 170 12'
perforations fromft, toft.	
(7) SCREENS: Well screen installed? Yes No	Reduced to 13" at
Manufacturer's Name	78
Type Model No.	SANG BLACK 170 175 12
Diam. Slot size Set from ft. to ft. Diam. Slot size Set from ft. to ft.	
(8) WATER LEVEL: Completed well.	CRAVEL PACKED BETWEEN
Static level 3 / 6 ft. below land surface Date 4-18-70	9 4" - 14" 7- 15"
sian pressure	3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
(9) WELL TESTS: Drawdown is amount water level is lowered below static level	
Was a pump test milder Yes \(\subseteq No \text{ If yes, by whom } \(\subseteq P_1 \) \(\left(P_1 \) \)	
Yield: 595 gal./min. with 100 ft. drawdown after 4 hrs.	Work started 4 - 9 1970 Completed 4 - 18 1970
Harris Ha	Date well drilling machine moved off of well 4
и и и	Drilling Machine Operator's Certification:
Bailer test gal./min. with ft. drawdown after hrs.	This well was constructed under my direct supervision. Materials used and information reported above are true to my best
Artesian flow g.p.m. Date	knowledge and belief.
Temperature of water 59 was a chemical analysis made? Yes 1240	[Signed] (Drilling Machine Operator) Bate 4-25, 1970
(10) CONSTRUCTION:	
Well seal-Material used BeNTONITE	Drilling Machine Operator's License No.
Depth of seal ft.	Water Well Contractor's Certification:
Diameter of well bore to bottom of seal	This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
Were any loose strata cemented off? Yes No Depth	NAME HOLLOWAY DRILLING Co.
Was a drive shoe used? ☐ Yes ☐ No Did any strata contain unusable water? ☐ Yes ☐ No	(Person, firm or corporation) (Type or print)
	Address CNTAPIO CREGON
Type of water? depth of strata	may al Danial
Method of sealing strata off. Was well gravel packed? Rice No Size of gravel: MINGS	[Signed] May (Water Well Contractor)
- 3/	Contractor's License No
	EETS IF NECESSARY)