



# FORD & ASSOCIATES, LLC



*Continuing a legacy of serving the Northwest since 1945*

LAND SURVEYING - CIVIL ENGINEERING - CONSTRUCTION/PROJECT MANAGEMENT  
PO Box 22735, 630 S. Bertelsen Rd., Eugene, OR 97402 (541) 344-1852 Fax (541) 344-9923

December 13, 2013

4581

Ms. Jeana Eastman  
**OWRD - Water Right Division**  
725 Summer St, NE – Ste A  
Salem, OR 97301-1271

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SALEM, OR

RE: **Clarification of Water Right G-17563**

Dear Ms. Eastman,

Previously in 2012, Mr. Peter Graepel submitted an application (G-17563) to replace a surface water right with a ground water right. It is understood that that application was tentatively evaluated and approved in August, 2012, for 0.43 ft<sup>3</sup>/s (193 gal/min) with a priority date of June 13, 2012, but this application was not finalized due to a request for Stop Processing filed October 5, 2012.

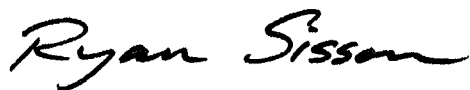
This application requests approval for the following:

- Cancellation of an existing surface water right #37989;
  - the following notarized Affidavit for the Cancellation of an entire Water Right Certificate is attached.
- Amendment of ground water right application G-17563, which included 34 acres, with an additional 16.7 acres originally served by surface water right #37989.
  - The application includes the entire 50.7 acres.
- The approved maximum flow equals: 0.64 ft<sup>3</sup>/s (313 gal/min), where maximum flow = 1/80 ft<sup>3</sup>/s/acre (5.61 gal/min/acre).
- One priority date will be assigned.

- Revised map (attached) showing two points of diversion at the following coordinates:
  - POD #1: south 5003' & west 2296' from NE corner of section 20.
  - POD #2: south 4652' & west 2496' from NE corner of section 20.
- The "Period of Use" season is indicated from March through October.

We assume that this clarification is covered by the original fee paid in June, 2012. We have also attached a check for \$250 for the additional well; though we believe the will driller may have previously paid this fee. Please refund this amount if the fee has been paid.

Sincerely,



Ryan Sisson, Oregon PE #52862

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*attachments*

- *application materials*
- *notarized - Affidavit for the Cancellation of an entire Water Right Certificate*
- *authorization for submittal from Mr. Peter Graepel*

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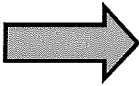
**SECTION 1: APPLICANT INFORMATION AND SIGNATURE**

**Applicant Information**

NAME PETER W. GRAEPEL		541-998-1675	
PHONE (WK)	CELL	FAX	
ADDRESS PO BOX 592			
JUNCTION CITY	OR	97448	E-MAIL*

**By my signature below I confirm that I understand:**

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.



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

*Peter Graepel*  
Applicant Signature

Peter W. Graepel  
Print Name and title if applicable

11-12-12  
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*).

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**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
#2	Willamette river	5300'	20'
#1	"	5000'	20'

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: \_\_\_\_\_

Total maximum rate requested: 100<sup>th</sup> cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).  
*↳ per acre.*

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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)	PROPOSED USE	
#2	<input type="checkbox"/>	<input type="checkbox"/>	Draft report	<input type="checkbox"/>	6"	none	0.5"	19'	13'	Gravel & Sand	38'	200	2.5		
#1	<input type="checkbox"/>	<input type="checkbox"/>	29283	<input type="checkbox"/>	6"	n/a	3/8 x 1"	18'	10' (9/10/98)	Gravel & Sand	39'	200			
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>											

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

\*\* A well log ID (e.g. MARU1234) 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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Revised 2/1/2012

Ground Water/6

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SALEM, OR

**DRAFT**

(ORS 537.765 & OAR 690-20)

WELL LABEL # L \_\_\_\_\_

START CARD # \_\_\_\_\_

ORIGINAL LOG # \_\_\_\_\_

Instructions for completing this report are on the last page of this form.

(1) LANDOWNER Owner Well I.D. #2  
First Name Pete Last Name Graepel  
Company \_\_\_\_\_  
Address 95102 Ayres Ln  
City Junction City State OR Zip 97448

(2) TYPE OF WORK  New  Conversion  Deepening  
 Alteration (complete Sections 2a & 10)  Abandonment (complete Section 5a)

(2a) PRE-ALTERATION: Well Depth \_\_\_\_\_ ft.

Seal Material \_\_\_\_\_

Casing Type:  Steel  Plastic  Other \_\_\_\_\_

Casing Gauge \_\_\_\_\_ Casing Diameter \_\_\_\_\_

(3) DRILL METHOD  Rotary Air  Rotary Mud  Auger

Cable  Cable Mud  Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community

Industrial/Commercial  Livestock  Dewatering  Injection

Thermal  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION

Depth of Completed Well 38' ft. Special Standard:  Yes (attach copy)

BORE HOLE			SEAL				
Dia	From	To	Material	From	To	Amount	Scks/lbs
10"	0'	19'	Bentonite	0'	19'	8	scks
6"	19'	38'					

How was seal placed: Method  A  B  C  D  E

Other Bentonite Placed @ 1 sck pr. 5 min rate

Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_

Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_

(5a) ABANDONMENT USING UNHYDRATED BENTONITE:

Calculated Amount Proposed to be Used: \_\_\_\_\_ sacks/lbs

Actual Amount Used: \_\_\_\_\_ sacks/lbs

(6) CASING/LINER

Csng	Linr	Dia	+	From	To	Gauge	Steel	Plastic	Welded	Thrd
X		6"		19'	38'	.250	X		X	

Shoe  Inside  Outside  Other Location of shoe(s) NONE

Temporary casing  Yes Diameter \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS

Perforations Method Air Perforator

Screens Type \_\_\_\_\_ Material \_\_\_\_\_

Perf	Scrn	Csng	Linr	Screen Dia	From	To	Screen/slot width	Slot length	# of slots	Tele/pipe size
X		X			21'	36'	5"	1"	600	

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

Pump  Bailer  Air  Flowing Artesian

Yield gal/min 200 gpm Drawdown 38' Drill stem/Pump depth 1 Hr Duration (hr)

Temperature 56° F Lab analysis  Yes By \_\_\_\_\_

Water quality concerns?  Yes (describe below) TDS \_\_\_\_\_ ppm

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County Lane Twp 15S N of 0 Range 04W E of W W.M.

Sec 20 SE 1/4 of the SE 1/4 Tax Lot 1901

Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_

Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD

Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD

Street Address of Well (or nearest address) Same

(10) STATIC WATER LEVEL

	Date	SWL (psi)	+	SWL (ft)
Existing Well/Pre-Alteration				
Completed Well	<u>9-18-12</u>			<u>13'</u>

Flowing Artesian?  Yes Dry Hole?  Yes

WATER BEARING ZONES Depth water was first found 18'

SWL Date	From	To	Est Flow	SWL (psi)	+	SWL (ft)
<u>9-18-12</u>	<u>18'</u>	<u>38'</u>	<u>200 gpm</u>			<u>15'</u>

(11) WELL LOG Ground Elevation \_\_\_\_\_

Material	From	To
<u>Top Soil</u>		<u>0.3</u>
<u>Brown Clays &amp; Loam</u>		<u>3.10</u>
<u>Cemented Gravel</u>		<u>10.18</u>
<u>Gravel &amp; Sand (Brown)</u>		<u>18.38</u>

Date Started 9-18-12 Completed 9-18-12

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number \_\_\_\_\_ Date \_\_\_\_\_

Signed \_\_\_\_\_

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 751 Date 9-18-12

Signed Donald J. Faring

Contact Info. (optional)

Mid Valley Drilling Inc  
541-847-5470

Lane  
55179

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STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765)

WELL I.D. # L 24283  
START CARD # 114613

Instructions for completing this report are on the last page of this form.

WATER RESOURCES DEPT.  
SALEM, OREGON

(1) OWNER: Well Number 1657  
Name Peter Graepel  
Address PO Box 190 / 95102 Ayres Ln  
City Tumtum City State OR Zip 97148

(2) TYPE OF WORK  
 New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well 39 ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE		SEAL		Sacks or pounds	
Diameter	From To	Material	From To	Sacks	pounds
10"	0' 18'	Bentonite	0' 15'	8	Sacks
6"	18' 39'				

How was seal placed: Method  A  B  C  D  E  
 Other Placed @ 1 Sack pr 5 minutes  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 6"	1'	39'	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner: None				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) None

(7) PERFORATIONS/SCREENS:

Perforations Method Air Perforator  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
20'	38'	3/8" x 1/2"	280			<input checked="" type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailor  Air  Flowing Artesian  
Yield gal/min 200+600 Drawdown \_\_\_\_\_ Drill stem at 39' Time 1 hr.

Temperature of water 55' Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County Lane Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 15S N or S Range 04W E or W WM. 0  
Section 20 SE 1/4 SE 1/4  
Tax Lot 1901 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) Same

(10) STATIC WATER LEVEL:  
10' ft. below land surface. Date 9-10-98  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 20'

From	To	Estimated Flow Rate	SWL
20'	39'	200+600 gpm	10'

(12) WELL LOG:  
Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Topsoil	0	2	
Brown Clay	2	10	
Cemental Gravel	10	21	
Sanded Gravel	21	39	

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NOV 04 1998

WATER RESOURCES DEPT.  
SALEM, OREGON

Date started 9-10-98 Completed 9-10-98

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed Kat D. [Signature] WWC Number 1411 Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed Donald [Signature] WWC Number 751 Date 9-11-98

**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
	<i>March through October</i>	2.5

**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: 50.7 Acres Supplemental: none Acres

List the Permit or Certificate number of the underlying primary water right(s): none

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 126.75 acre-ft

- If the use is **municipal or quasi-municipal**, attach **Form M**
  - If the use is **domestic**, indicate the number of households: none
- If the use is **mining**, describe what is being mined and the method(s) of extraction: na

**SECTION 5: WATER MANAGEMENT**

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**A. Diversion and Conveyance**

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

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Pump (give horsepower and type): 40 hp submersible

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

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Pump water via buried 6" dia. PVC pipe to supply Big Gun irrigator

**B. Application Method**

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

**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.

Water for irrigation of crops. No waste anticipated due to 1" per cycle applied.

**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: *n/a*

Date construction will be completed: *n/a*

Date beneficial water use will begin: May 2013

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**SECTION 9: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

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

\_\_\_\_\_

TOWNSHIP 15 SOUTH, RANGE 4 WEST, W.M.

18 17 17 16  
19 20 20 21

HORNBUCKLE DLC #57

LOT 8

HIGHWAY 99 EAST

AYRES RD

LOT 7

50.7 acres

SE 1/4  
SE 1/4

2 AC

POD #2  
PROPOSED  
NEW DIVERSION PT.

POD #1  
PROPOSED NEW  
DIVERSION POINT



SCALE  
1" = 1320'

20 20 21  
29 29 28

### GROUND WATER APPLICATION MAP

FOR  
**PETER GRAEPEL**

PO BOX 592

JUNCTION CITY, OREGON 97448

541-998-1675

**POD #1: SOUTH 5003'  
& WEST 2296' FROM  
NE CORNER OF SECTION 20.**

**POD #2: SOUTH 4652'  
& WEST 2496' FROM  
NE CORNER OF SECTION 20.**

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AFFIDAVIT FOR THE CANCELLATION OF AN ENTIRE WATER RIGHT CERTIFICATE

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State of Oregon )
County of Lane ) ss

SALEM, OR

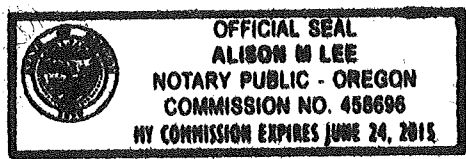
I/We (or authorized agent), Peter Graepel, residing at 95102 Ayres Ln, Junction City 97448, telephone number 541-521-9142, being first duly sworn depose and say:

- 1. I/We are the legal and deeded owner(s) of the property described as tax lot number 1901, within the SE 1/4 SE 1/4, Section 20, Township 15 N, Range 9 E, of the Willamette Meridian, in Lane County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
2. Water right certificate number 537989 issued to Peter Graepel, with a date of priority of for use of 0.16 cubic foot per second of water from Lancaster Slough (source) for the purpose of irrigation (use) is appurtenant to my/our property;
3. The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: n/a); and
4. I/We have abandoned any and all interest in this water right and request the right be canceled.

Peter Graepel Signature of legal owner as listed on deed, or authorized agent 12-12-12 Date

Signature of legal co-owner as listed on deed (If applicable) 12/12/12 Date

Subscribed and Sworn to Before Me this 12 day of December 2012



Notary Public for Oregon

My Commission Expires 10/24/15

PLEASE ATTACH A LEGIBLE COPY OF: 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) A COPY OF AN ADJUDICATION MAP, WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE ABANDONED RIGHT CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S).

Ms. Jeana Eastman  
Water Resources Department  
725 Summer St., NE Ste A  
Salem, OR 97301

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SALEM, OR

Dear Jeana

My signature below authorizes Ryan Sisson, Ford & Associates, LLC to coordinate with the Water Resources Department as well as to allow him to submit the water rights application on my behalf. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peter Gray".

# 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: within a district
- SECTION 10: remarks

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WATER RESOURCES DEPT  
SALEM, OREGON

### Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$1,914.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

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

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

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WATER RESOURCES DEPT  
SALEM, OREGON

# Application for a Permit to Use Ground Water



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

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**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
POD #2	WILLAMETTE RIVER	5,500 FT	20 FT

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**

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Source (aquifer), if known: \_\_\_\_\_

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Total maximum rate requested:  $1/40^{\text{th}}$  cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and ~~SALEM, OREGON~~ 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)
#2	<input type="checkbox"/>	<input type="checkbox"/>	24283	<input type="checkbox"/>	10"	18'	18'	18'	10'	Gravel&Sand	38'	200	■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									■

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

**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
	May thru September	2.5 ACRE FOOT PER ACRE PER YEAR

**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: 34 Acres                      Supplemental: none Acres

List the Permit or Certificate number of the underlying primary water right(s): none

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 2.5

- If the use is **municipal or quasi-municipal**, attach **Form M**
  - If the use is **domestic**, indicate the number of households: none
- If the use is **mining**, describe what is being mined and the method(s) of extraction: na

**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): 40 hp 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 water via buried 6" dia. PVC pipe to supply Big Gun irrigator

**B. Application Method**

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

Powered Big Gun irrigator

**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.

Water for irrigation of crops. No waste anticipated due to 1" per cycle applied.

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

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

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

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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: 6-1-12

Date construction will be completed: 6-30-12

Date beneficial water use will begin: 9-1-12

**SECTION 9: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

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

\_\_\_\_\_

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# 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

## NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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# 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

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Applicant: Peter W. Graepel

Mailing Address: PO Box

**WATER RESOURCES DEPT  
SALEM, OREGON**

Junction City  
City

OR  
State

97448  
Zip

Daytime Phone: 541-998-1675

## 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:
15S	4W	20	SW/SE	1901	E30	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

lane

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## 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: 1/80 cfs   
 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:

**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.

See bottom of Page 3. →

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## 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): LC 16.212(3)(c)
- 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

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Name: Timothy Richard Title: Land Management Tech.  
 Signature: T-R Phone: 541-682-6681 Date: 4/23/12  
 Government Entity: Lane County Land Management Division

**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**

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Applicant name: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_  
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Lane  
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POD # 2

SEP 15 1998

STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765)

WELL I.D. # L 24283  
START CARD # 114613

Instructions for completing this report are on the last page of this form.

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(1) OWNER: Well Number 1657  
Name Peter Graepel  
Address PO Box 190 / 95102 Ayneshin  
City Tumwater City State OR Zip 97148

(2) TYPE OF WORK  
 New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well 39 ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE		SEAL	
Diameter	From To	Material	From To Sacks or pounds
10"	0' 18'	Bentonite	0' 15' 8 Sacks
6"	18' 39'		

How was seal placed: Method  A  B  C  D  E  
 Other Placed @ 1 Sack per 5 minutes  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

Diameter	From	To	Gauge	SEAL			
				Steel	Plastic	Welded	Threaded
Casing: 6"	1'	39'	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner: None				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) None

(7) PERFORATIONS/SCREENS:

Perforations Method Air Perforator  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
20'	38'	1/8"	280			<input checked="" type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailor  Air  Flowing  
Yield gal/min 200+6pm Drawdown \_\_\_\_\_ Drill stem at 39' Time 1 hr.

Temperature of water 55' Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County Lane Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 15S N  Range 04W E  W.W.M.  
Section 20 SE 1/4 SE 1/4  
Tax Lot 1901 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) SAME

(10) STATIC WATER LEVEL:  
10' ft. below land surface. Date 9-10-98  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 20'

From	To	Estimated Flow Rate	SWL
20'	39'	200+6pm	10'

(12) WELL LOG:  
Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Topsoil	0	2	
Brown Clay	2	10	
Cemental Gravel	10	21	
Sand & Gravel	21	39	

Date started 9-10-98 Completed 9-10-98  
(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
Signed K. D. [Signature] WWC Number 1411  
Date \_\_\_\_\_

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
Signed Donald [Signature] WWC Number 751  
Date 9-11-98

G-7565

FirstAM #7191-1136233  
Map #s 15 04 20 00 01901  
APN 1033032

After Recording Return To  
First American Title  
PO Box 10146  
Eugene, OR 97440



Division of Chief Deputy Clerk  
Lane County Deeds and Records

2008-005830



\$41.00

00972892200800058300040049

01/31/2008 03:58:43 PM

RPR-DEED Cnt=1 Stn=6 CASHIER 07

\$20.00 \$11.00 \$10.00

After recording return to:  
Peter W. Graepel  
PO Box 592  
Junction City, OR 97448

Until a change is requested all tax statements  
shall be sent to the following address:  
Peter W. Graepel  
PO Box 592  
Junction City, OR 97448

File No.: 7191-1136233 (CGF)  
Date: January 27, 2008

### STATUTORY BARGAIN AND SALE DEED

Karen J. Graepel, Grantor, conveys to Peter W. Graepel, Grantee, the following described real property:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

The true consideration for this conveyance is as part of settlement of divorce case # 15-07-03465.. (Here comply with requirements of ORS 93.030)

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, OF CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES 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, OF CHAPTER 424, OREGON LAWS 2007.

Dated this 29 day of JANUARY, 2008.

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**EXHIBIT A**

**LEGAL DESCRIPTION:**

ALL THAT PORTION OF THE FOLLOWING DESCRIBED TRACT OF LAND LYING WESTERLY OF THE CENTER LINE OF LOVE LAKE ROAD (COUNTY ROAD NO.'S 892 AND 365):

BEGINNING AT THE IRON PIN MARKING THE SOUTHEAST CORNER OF SECTION 20, TOWNSHIP 15 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN, WHICH BEARS SOUTH 0° 22' 15" WEST 1300.092 FEET FROM THE IRON AXLE MARKING THE MEANDER CORNER ON THE LEFT BANK OF THE ABANDONED CHANNEL OF THE WILLAMETTE RIVER AND ON THE EAST LINE OF SAID SECTION 20; THENCE NORTH 89° 08' WEST 766.00 FEET TO THE TRUE POINT OF BEGINNING ON THE CENTERLINE OF LOVE LAKE ROAD; THENCE NORTH 89° 08' WEST 909.00 FEET TO A POINT MARKED BY AN IRON PIN; THENCE NORTH 88° 28' 18" WEST 945.92 FEET TO AN IRON PIN SET ON THE EASTERLY LINE OF THE RIGHT OF WAY OF THE PACIFIC HIGHWAY; THENCE NORTHEASTERLY ALONG SAID RIGHT OF WAY LINE (BEING A LINE PARALLEL OR CONCENTRIC WITH AND 30 FEET EASTERLY FROM THE CENTERLINE OF SAID HIGHWAY AS NOW CONSTRUCTED AND TRAVELLED) AS FOLLOWS: NORTH 0° 09' 30" EAST 623.29 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 2834.79 FEET TO A POINT WHICH BEARS NORTH 15° 19' 30" EAST 1483.33 FEET FROM THE LAST DESCRIBED POINT; THENCE NORTH 30° 29' 30" EAST 74.79 FEET TO AN IRON PIN MARKING THE INTERSECTION OF SAID RIGHT OF WAY LINE WITH THE CENTERLINE OF A COUNTY ROAD AS SAME IS NOW CONSTRUCTED AND TRAVELLED; THENCE SOUTH 89° 49' 10" EAST 517.14 FEET ALONG SAID CENTERLINE TO AN IRON PIN MARKING AN ANGLE POINT THEREIN; THENCE SOUTH 42° 34' 22" EAST 221.08 FEET CONTINUING ALONG SAID ROAD CENTERLINE TO A POINT MARKED BY AN IRON PIN; THENCE SOUTH 60° 20' 42" EAST 167.13 FEET CONTINUING ALONG SAID ROAD CENTERLINE TO A POINT MARKED BY AN IRON PIN; THENCE SOUTH 89° 08' EAST 477.17 FEET TO A POINT; THENCE SOUTH 0° 22' 15" WEST 1642.96 FEET TO A POINT ON THE CENTERLINE OF LOVE LAKE ROAD; THENCE SOUTH 40° 28' 15" EAST 90.00 FEET ALONG THE CENTERLINE OF LOVE LAKE ROAD TO A POINT; THENCE SOUTH 24° 09' EAST 210.00 FEET TO THE TRUE POINT OF BEGINNING, IN LANE COUNTY, OREGON.

EXCEPT ANY PORTION LYING WITHIN LOVE LAKE ROAD.

ALSO EXCEPT THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE IRON PIN MARKING THE SOUTHEAST CORNER OF SECTION 20, TOWNSHIP 15 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN; THENCE NORTH 89° 08' WEST 766.00 FEET TO AN IRON PIN SET ON THE CENTERLINE OF LOVE LAKE ROAD MARKING THE TRUE POINT OF BEGINNING; THENCE NORTH 89° 08' WEST 909.00 FEET TO A POINT MARKED BY AN IRON PIN; THENCE NORTH 0° 52' EAST 318.02 FEET TO A POINT MARKED BY AN IRON PIN; THENCE SOUTH 84° 40' 30" EAST 762.18 FEET TO A POINT (BEING REFERENCED ON THE GROUND BY AN IRON PIN BEARING NORTH 84° 40' 30" WEST 44.36 FEET) ON THE CENTERLINE OF LOVE LAKE ROAD; THENCE SOUTH 40° 28' 15" EAST 91.31 FEET ALONG SAID CENTERLINE TO A N IRON PIN; THENCE SOUTH 24° 09' EAST 210.00 FEET TO THE TRUE POINT OF BEGINNING, IN LANE COUNTY, OREGON.

ALSO EXCEPT THAT PORTION WITHIN THE FOLLOWING PARCEL OF LAND:

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APN: 1033032

Bargain and Sale Deed  
- continued

Date: 01/27/2008

BEGINNING AT THE SOUTHWEST CORNER OF LOT 8, IN SECTION 20, TOWNSHIP 15 SOUTH OF RANGE 4 WEST, WILLAMETTE MERIDIAN; AND RUNNING THENCE SOUTH 89° 45' EAST 11.21 CHAINS; THENCE NORTH 5° 45' EAST 4.121 CHAINS; THENCE WEST 11.21 CHAINS, MORE OR LESS, TO THE EAST LINE OF THE JOHN D. HORNBUCKLE DONATION LAND CLAIM NO. 57; AND THENCE SOUTH ALONG SAID EAST LINE, 4.121 CHAINS, MORE OR LESS, TO THE PLACE OF BEGINNING, IN LANE COUNTY, OREGON.

ALSO EXCEPT THAT PORTION CONVEYED TO ETHEL MAE AYRES, IN THE DEED RECORDED SEPTEMBER 15, 1993, RECEPTION NO. 93-58551, OFFICIAL RECORDS OF LANE COUNTY, OREGON, DESCRIBED AS FOLLOWS:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 15 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A SET "PK NAIL AND WASHER" IN COUNTY ROAD NO. 892 (LOVE LANE), SAID "PK NAIL" BEING NORTH 36° 57' 38" WEST, 2493.33 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 20, 21, 28 AND 29, IN TOWNSHIP 15 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN; THENCE ALONG SAID COUNTY ROAD THE FOLLOWING COURSES: SOUTH 60° 20' 42" EAST 190.34 FEET TO A FOUND 5/8 INCH REBAR; THENCE SOUTH 6° 34' 18" WEST, 481.14 FEET; THENCE SOUTH 2° 07' 23" EAST, 261.93 FEET; THENCE SOUTH 8° 59' 28" EAST, 223.92 FEET; THENCE SOUTH 19° 02' 15" EAST, 144.98 FEET; THENCE SOUTH 26° 14' 41" EAST, 108.93 FEET; THENCE LEAVING SAID ROAD, SOUTH 71° 20' 42" WEST, 103.40 FEET TO A SET 5/8 INCH REBAR; THENCE NORTH 86° 32' 35" WEST, 281.19 FEET TO A SET 5/8 INCH REBAR; THENCE NORTH 5° 36' 14" EAST, 1312.22 FEET TO THE POINT OF BEGINNING, ALL IN LANE COUNTY, OREGON.

THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 1, 2008.