

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 BONITA I. & ERWIN E. SCHMIDT			
PHONE (WK)	CELL 1-541-788-0605	FAX	
ADDRESS 3990 NE 33			
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL* GSBUSHWACKER@GMAIL.COM

Organization Information

NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*

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

AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

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

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SALEM, OR

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

Erwin E. Schmidt
Applicant Signature

ERWIN E SCHMIDT
Print Name and title if applicable

9/21/2012
Date

Bonita Irene Schmidt
Applicant Signature

Bonita Irene Schmidt
Print Name and title if applicable

September 21, 2012
Date

For Department Use		
App. No. <u>G-17588</u>	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

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

☒ Yes

☐ There are no encumbrances.

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

☐ No

☐ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).

☐ Water is to be diverted, conveyed, and/or used only on federal lands.

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

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
	Crooked River	2.6 miles	~166 feet

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

We have lived there 20 years, we have had to replace the pump one time. Depth of the well is 192' deep.

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: _____

Total maximum rate requested: 0.0425 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	☐	☒	L94922	☐	6in	7	?	?	257' 9-25-2012		~280		102
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

- * 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)
Irrigation	April 1 – Oct 31	10.2

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: 3.4 Acres Supplemental: Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 10.2

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

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

☐ Pump (give horsepower and type): 3 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.

B. Application Method

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

Automatic Drip line irrigation system currently growing lavender

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.

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:



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301
(503) 986-5969
www.wat.state.or.us

Application for Well ID Number

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Do not complete if the well already has a Well ID Number.

OWNER INFORMATION

Current Owner Name (please print): Eva Schmidt SALEM, OR
Mailing Address: PO Box 572
City: Refron State: OR Zip: 97156
Mailing Address (for well ID): Same as above
City: _____ State: _____ Zip: _____

WELL INFORMATION (Do not complete this section if the well report is attached)

Well Name: M5 Well Depth Range: 13 Well Type: Drilled
Well ID: 000 County: Deschutes Area: 14 in 34
Well Diameter: 7.75 (16.25) Well Construction: Drilled
When was the well constructed? (if known): Eva Schmidt
Is there a different owner of the well?

WELL INFORMATION (Do not complete this section if the well report is attached)

Well Name: _____ Well Depth Range: _____ Well Type: _____
Well ID: _____ County: _____ Area: _____ in _____
Well Diameter: _____ Well Construction: _____
When was the well constructed? (if known): _____
Is there a different owner of the well?

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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G-17588

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: Already started

Date construction will be completed: _____

Date beneficial water use will begin: A soon as possible

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*).

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: Erwin E. Schmidt and Sonita Irene Schmidt
First Last

Mailing Address: PO Box 572

Redmond
City

OR
State

97756 Zip Daytime Phone: 541-788-0605

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:
<u>14S</u>	<u>3E</u>	<u>36C</u>	<u>NWSW</u>	<u>900</u>		☒ Diverted	☒ Conveyed	☒ Used	<u>I.R. Farm</u>
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Deschutes

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B. Description of Proposed Use

SALEM, OR

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: 0.0425 ☒ 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:

Drip Irrigation Lavender Farm

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-17598

See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 18.32.020(A)

☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ 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

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

Name: KEVIN HARRISON Title: PRINCIPAL PLANNER
 Signature: [Signature] Phone: 541-385-1401 Date: 9/20/12
 Government Entity: DESCHUTES COUNTY

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



Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

DESCHUTES COUNTY PLANNING DIVISION

* * LAND USE APPLICATION * *

PS1230 Taxmap 14-13-36C0 900 SERIAL 128875 11:17:16 20 SEP 2012
Request LAND USE COMPATIBILITY STATEMENT FOR OREGON WATER RESOURCES DEPT.
BONITA AND ERWIN SCHMIDT
Location 3990 NE 33RD ST,RE
Zone MUA10
Other affected property NONE

Submitted date 09/20/12 Accepted date _____ Assigned Planner NONE
Expiration date _____ 120th day _____ Counter Person KMH

Applicant BONITA AND ERWIN SCHMIDT Owner SCHMIDT,ERWIN E
Address 3990 NE 33RD STREET Phone (541) 788-0605
City REDMOND, OR 97756
Receipts 467780 Amount Paid 55.00

Status P Status date 09/20/12 Other Permit's 4 Permits
TN Due to staff _____ Due in mail _____ Mailed _____
Notice Due to staff _____ Due in mail _____ Mailed _____
Admn decision due _____ Due Plan Dir _____
Admn dec Admn decision mailed _____ Admin decision appealed _____

HO Hearing date _____ Staff rpt due _____ Staff rpt mailed _____
HO decision _____ HO Decision mailed _____ Appealed _____

BOC hearing _____ BOC decision _____
BOC decision mailed _____ BOC decision appealed _____

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SALEM, OR

G-17582

DESCHUTES COUNTY COMMUNITY DEVELOPMENT
117 NW LAFAYETTE
BEND, OREGON 97701
(541) 388-6575

* * RECEIPT * RECEIPT * RECEIPT * RECEIPT * RECEIPT * RECEIPT * RECEIPT * *

RECEIPT# 467780 BATCH 6427 INIT KMH 11:17:14 20 SEP 2012 Page 1
TRANSIT# PS1230

Taxmap# 14-13-36C0 900 Serial# 128875
Situs: 3990 NE 33RD ST,RE

DESCRIPTION	FEE
PLANNING FEE	55.00

CHECK NUMBER 1026	AMOUNT APPLIED	55.00	STILL WATERS LAVENDAR, LLC
	TOTAL AMOUNT RECEIVED	55.00	

This is a receipt and does NOT constitute a permit or license

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SALEM, OR

G-17588

**REAL PROPERTY TAX STATEMENT
JULY 1, 2010 TO JUNE 30, 2011
DESCHUTES COUNTY, OREGON
1300 NW WALL ST., SUITE 200
BEND OR 97701**

**ACCOUNT NO:
128875**

PROPERTY DESCRIPTION

CODE: 2004
MAP: 141336-C0-00900
CLASS: 401
SITUS: 3990 NE 33RD ST REDMOND
LEGAL: LAKE PARK ESTATES 15 2

SCHMIDT,ERWIN E & BONITA I
PO BOX 572
REDMOND, OR 97756

VALUES:	LAST YEAR	THIS YEAR
REAL MARKET (RMV)		
LAND	160,360	89,500
STRUCTURES	137,370	96,160
TOTAL RMV	297,730	185,660
TOTAL ASSESSED VALUE	139,240	143,410
EXEMPTIONS		
NET TAXABLE:	139,240	143,410
TOTAL PROPERTY TAX:	2,157.68	2,188.49

SCHOOL DISTRICT #2J	720.65
HIGH DESERT ESD	13.82
C O C C	88.97

EDUCATION TOTAL: 823.44

DESCHUTES COUNTY	183.32
COUNTY LIBRARY	78.88
COUNTYWIDE LAW ENFORCEMENT	131.94
RURAL LAW ENFORCEMENT	200.77
COUNTY EXTENSION/4H	3.21
911	23.20
911 LOCAL OPTION 2008	32.98
RURAL FIRE DISTRICT #1	251.57
REDMOND AREA PARK & REC DISTRICT	53.31

GENERAL GOVT TOTAL: 959.18

JAIL BOND	19.48
FAIRGROUNDS BOND	21.00
REDMOND LIBRARY	8.00
SCHOOL #2J BOND 2004	132.04
SCHOOL #2J BOND 2008	209.09
C O C C BOND	16.26

BONDS - OTHER TOTAL: 405.87

This is your copy and not a bill if your mortgage company is responsible for paying your taxes. This statement was sent to: Bank of America - Commercial Loan Service
Lender Reference #: 0000000000

ASSESSMENT QUESTIONS (541) 388-6508
TAX QUESTIONS (541) 388-6540

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SALEM, OR

2010-11 TAX (Before Discount) 2,188.49

PAYMENT OPTIONS			
Date Due	3% Option	2% Option	Trimester Option
11/15/10	2,122.84	1,429.81	729.50
02/15/11			729.50
05/16/11		729.50	729.49
Total	2,122.84	2,159.31	2,188.49

TOTAL DUE (After Discount and Pre-payments) 2,122.84

↑ Tear Here

* COURTESY STATEMENT IF LENDER IS SCHEDULED TO PAY *

Tear Here ↑

2010-2011 PROPERTY TAXES

DESCHUTES COUNTY REAL

ACCOUNT NO. 128875

PAYMENT OPTIONS	Discount	Date Due	Amount	Date Due	Amount	Date Due	Amount
Full Payment Enclosed	3%					11/15/10	2,122.84
or 2/3 Payment Enclosed	2%	05/16/11	729.50			& 11/15/10	1,429.81
or 1/3 Payment Enclosed	0%	05/16/11	729.49	& 02/15/11	729.50	& 11/15/10	729.50

DISCOUNT IS LOST & INTEREST APPLIES AFTER DUE DATE

☐ Mailing address change on back

Enter Payment Amount
\$

MAKE PAYMENT TO:

SCHMIDT,ERWIN E & BONITA I
PO BOX 572
REDMOND, OR 97756

DESCHUTES COUNTY TAX COLLECTOR

POWER LINE EASEMENT

Dan H. Heierman and Aultice A. Heierman; Everett O. Ethredge and Lois M.

The undersigned, Ethredge; Gerald L. Jennings and Patricia E. Jennings, Grantor, conveys to CENTRAL ELECTRIC COOPERATIVE, INC., A Cooperative Corporation, Grantee, an easement on the following described real property in Deschutes County, State of Oregon:

A strip of land five (5) feet in width lying parallel and adjacent to that Westerly property boundary of Lot 7, Block 8, Lake Park Estates with said property bearing N37°24'05"W.

This easement is granted on the following terms and conditions:

1. **SCOPE.** This easement shall be of a width reasonably necessary for the installation, construction, reconstruction, maintenance and operation of an electric transmission or distribution line of one or more wires and all necessary or desirable appurtenances (including, but not limited to towers, poles, props, guys, guy stubs, anchors and other supports); and includes the right to place all or any part of such lines underground and the right to place guys and guy stubs and anchors outside of the easement. Central Electric Cooperative shall also have the right to permit other utilities such as telephone and T.V. cable to use the facilities installed in this easement. This easement also gives Central Electric Cooperative the right to go upon adjacent lands of the grantor for the purpose of constructing, reconstructing, stringing new wires on, maintaining, inspecting and removing such lines and appurtenances. Central Electric Cooperative has the right to clear the easement of brush, trees and structures; and the right to top, trim, clear or cut away trees outside of the easement which might endanger such lines.

2. **LOCATION.** The centerline of said easement shall be located as determined by Central Electric Cooperative, Inc.

3. **GRANTOR'S WARRANTIES.** Grantor warrants that grantor has the right, title and ability to convey valid title to this easement.

4. **GRANTOR'S RIGHTS.** Grantor shall have the right to use the land subject to this easement so long as grantor's use does not interfere with this easement; provided that grantor shall not place any structure upon the easement without the prior written consent of Central Electric Cooperative.

Dated this 10th day of May, 1988.

FOR INDIVIDUALS:

Dan H. Heierman
Dan H. Heierman

Aultice A. Heierman
Aultice A. Heierman

STATE OF _____)
County of _____) ss.

The foregoing instrument was acknowledged before me
this _____ day of _____, 19____,
by _____.

Gerald L. Jennings
Gerald L. Jennings

Patricia E. Jennings
Patricia E. Jennings

Everett O. Ethredge
Everett O. Ethredge

Lois M. Ethredge
Lois M. Ethredge

Notary Public for Oregon
My Commission expires: _____

After recording return to Right of Way Agent,
Central Electric Cooperative, Inc.
P.O. Box 646, Redmond, OR 97756

T _____ R _____ S _____

055 500/P25/P27/3-88

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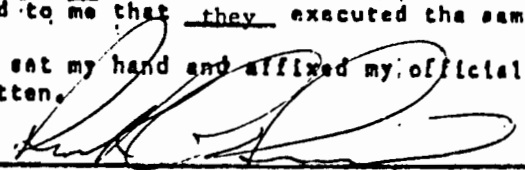
SEP 27 2012

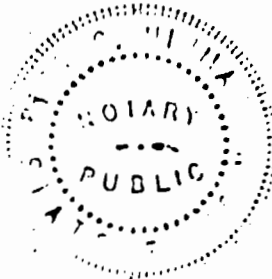
C.E.C. Easement No. _____

SALEM, OR

STATE OF Oregon
 COUNTY OF Deschutes

BE IT REMEMBERED, That on this 10th day of May, 19 88, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Dan H. Heierman, Aultice A. Heierman, Gerald L. Jennings, Patricia E. Jennings, Everett O. Ethredge and Lois M. Ethredge known to me to be the identical individual s described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.
 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.


 Notary Public in and for the State of Oregon
 My Commission expires: 3-11-91



STATE OF OREGON)
 COUNTY OF DESCHUTES) SS.

I, MARY SUE PENHOLLOW, COUNTY CLERK AND
 RECORDER OF CONVEYANCES, IN AND FOR SAID
 COUNTY, DO HEREBY CERTIFY THAT THE WITHIN
 INSTRUMENT WAS RECORDED THIS DAY:

88 OCT -5 AM 10:41

MARY SUE PENHOLLOW
 COUNTY CLERK

RECEIVED BY OWRD

BY B. Beck DEPUTY
 NO. 88-22851 FEE 15-
 DESCHUTES COUNTY OFFICIAL RECORDS

SEP 27 2012

SALEM, OR

6-17-88

RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Mary A. Peden and A. L. Peden, wife and husband, for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto CENTRAL ELECTRIC COOPERATIVE, INC., a cooperative corporation, whose postoffice address is Redmond, Oregon, and to its successors or assigns, the right to enter upon the lands of the undersigned, situated in the County of Deschutes, State of Oregon, and more particularly described as follows:

Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 19, Township 15 South, Township 13

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SALEM, OR

East of the Willamette Meridian, and to construct, operate and maintain on the above-described lands and/or in or upon all streets, roads or highways abutting said lands, an electric transmission or distribution line or system, and to cut and trim trees and shrubbery to the extent necessary to keep them clear of said electric line or system and to cut down from time to time all dead, weak, leaning or dangerous trees that are tall enough to strike the wires in falling.

The undersigned covenant that they are the owner^s of the above-described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following:

IN WITNESS WHEREOF, the undersigned have set their hands and seals this first day of March, 1957.

Mary A. Peden (SEAL)
A. L. Peden (SEAL)

STATE OF OREGON

County of Deschutes

SS

BE IT REMEMBERED, That on this first day of March A.D. 1957 before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Mary A. Peden and A. L. Peden who are known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the day and year last above written.



[Signature]
Notary Public for Oregon
My Commission expires May 10, 1957

TRANSFER OF RIGHTS IN THE PROPERTY

This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the _____ COUNTY of DESCHUTES _____ :

[Type of Recording Jurisdiction]

[Name of Recording Jurisdiction]

THE FOLLOWING DESCRIBED PROPERTY: LOT 2, IN BLOCK 15, OF LAKE PARK ESTATES, DESCHUTES COUNTY, OREGON. SITUATE IN THE COUNTY OF DESCHUTES, STATE OF OREGON. BEING ALL OF THAT CERTAIN PROPERTY CONVEYED TO ERWIN E. SCHMIDT AND BONITA I. SCHMIDT, HUSBAND AND WIFE FROM BARBARA A. RICHMOND BY DEED DATED 07/09/92 AND RECORDED 07/16/92 IN BOOK 271, PAGE 0572 IN THE LAND RECORDS OF DESCHUTES COUNTY, OREGON.

which currently has the address of

3990 NE 33RD STREET
REDMOND

[Street]

[City], Oregon 97756-9716 [Zip Code]

("Property Address"):

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. Payment of Principal, Interest, Escrow Items, Prepayment Charges, and Late Charges.

Borrower shall pay when due the principal of, and interest on, the debt evidenced by the Note and any prepayment charges and late charges due under the Note. Borrower shall also pay funds for Escrow Items pursuant to Section 3. Payments due under the Note and this Security Instrument shall be made in U.S. currency. However, if any check or other instrument received by Lender as payment under the Note or this Security Instrument is returned to Lender unpaid, Lender may require that any or all subsequent payments due under the Note and this Security Instrument be made in one or more of the following forms, as selected by Lender: (a) cash; (b) money order; (c)

OREGON - Single Family - Fannie Mae/Freddie Mac UNIFORM INSTRUMENT

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Initials: _____

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