

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 SSD LANDS, LLC - SHARON DERUYTER			PHONE (HM)
PHONE (WK) (509) 542-2255	CELL		FAX
ADDRESS 2300 KRUSE ROAD			APR 12 2013
CITY PASCO	STATE WA	ZIP 99301	E-MAIL* 5DFARMSPASCO@GMAIL.COM

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WATER RESOURCES DEPARTMENT
SALEM, OREGON

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 MOLLY REID, GSI WATER SOLUTIONS, INC.			PHONE (509) 735-7135	FAX (509) 735-7067
ADDRESS 8019 W. QUINAULT AVENUE, SUITE 201			CELL	
CITY KENNEWICK	STATE WA	ZIP 99336	E-MAIL* MREID@GSIWS.COM	

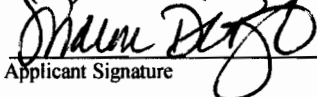
Note: Attach multiple copies as needed

* 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.

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


Applicant Signature

Sharon DeRuyter
Print Name and title if applicable

4/9/13
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>G-17652</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*).

Northwest Farm Credit Services (ATTN: Diane Daniels), 9530 Bedford Street, Pasco, WA 99301

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
1	Wolf Creek – 1.7 miles south and slightly west		
2	Wolf Creek – 1.6 miles directly South		

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*).

The basalt/bedrock aquifer will be targeted for this application.

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Basalt/Bedrock aquifer

Total maximum rate requested: 3.32 cfs to be used interchangeably between the wells (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.

27-1-7652

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	n/a	<input type="checkbox"/>	16				n/a	Basalt/Other Bedrock Aquifer	850'	1490	
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	n/a	<input type="checkbox"/>	16				n/a	Basalt/Other Bedrock Aquifer	850'	1490	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						Wells used in combination with one another would not exceed 1490 gpm or 796.5 acre feet			

* 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.

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1-October 31	496.5
Supplemental Irrigation	March 1-October 31	300.0

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: 165.5 Acres Supplemental: 100 Acres
 List the Permit or Certificate number of the underlying primary water right(s): Permits S-35791, S-42690, S-50717
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 500 to 796.5 depending on whether surface water is available for primary use on the supplemental acres.

- 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

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

Pump (give horsepower and type): Will not know until the wells are drilled and capacity is determined

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from wells into 16" to 12" buried PVC pipe to circles and wheel lines.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) Water will be applied through wheel lines, and drop lines with wind fighter nozzles and low pressure regulators.

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.

Various crops (alfalfa and Timothy grass) will be planted that require a range of water throughout the irrigation season. Water will be metered at the wells and irrigation will be applied with optimal conditions for minimum evaporation loss.

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	n/a

SECTION 8: PROJECT SCHEDULE

Date construction will begin: Upon issuance of groundwater permit

Date construction will be completed: Within 4 years of permit issuance (October 2017)

Date beneficial water use will begin: Within 5 years of issuance of permit (October 2018)

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 Powder Valley Water Control District	Address 690 E Street	
City North Powder	State OR	Zip 97867

SECTION 10: REMARKS

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

Supplemental groundwater will only be used when the surface water source is limited or not available. Combined surface water rights and primary groundwater will not exceed 3 acre feet per acre. In the event that the water control district does not make complete proof on any portion of the primary surface water permits related to this application, we would then want the supplemental groundwater to become primary.

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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

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: \$2,650.00
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
- 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 Attachment A: table listing acres by section and quarter-quarter.

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Groundwater Application for DeRuyter
 Attachment A - Table of Proposed Irrigation

Primary Irrigation					Supplemental Irrigation				
TWP	RNG	Section	1/4 1/4	Acres	TWP	RNG	Section	1/4 1/4	Acres
6S	39E	6	NWNE	17.50	6S	39E	5	NWNW	25.00
6S	39E	6	SWNE	17.50	6S	39E	6	NENE	6.20
6S	39E	6	NENW	11.00	6S	39E	6	NWNE	4.80
6S	39E	6	SENE	11.00	6S	39E	6	SWNE	4.80
6S	39E	6	NESW	28.50	6S	39E	6	NESW	2.50
6S	39E	6	NWSW	21.50	6S	39E	6	NESE	3.50
6S	39E	6	SWSW	23.50	6S	39E	6	NWSE	8.75
6S	39E	6	SESW	35.00	6S	39E	6	SWSE	27.45
		TOTAL	PRIMARY	165.50	6S	39E	6	SESE	17.00
							TOTAL	SUPPL	100.00

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G-17652



Water Solutions, Inc.

8019 W. Quinault Avenue, Suite 201, Kennewick, Washington 99336
Ph: 509.735.7135 Fax: 509.735.7067

April 11, 2013

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

RE: Groundwater Application for SSD Lands, LLC (DeRuyter)

To Whom It May Concern:

Enclosed please find a groundwater application with supporting documents submitted on behalf of my client, SSD Lands, LLC. A check in the amount of \$2,650.00 for application fees is also enclosed.

Should you have any questions regarding this application packet, please do not hesitate to contact me.

Sincerely,

Molly Reid
Water Resources Analyst

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SALEM, OREGON

Cc: Steve and Sharon DeRuyter, SSD Lands, LLC
File

Enclosures: Groundwater Application
Supporting Documents
Check #149

G-17682

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(s): Steve DeRuyter

Mailing Address: 2300 Kruse Road

City: Pasco

State: WA

Zip Code: 99301

Daytime Phone: (509) 542-2255

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>5S</u>	<u>39E</u>	<u>32</u>	<u>SW 1/4</u>	<u>3800</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>supplemental irrigation</u>
<u>5S</u>	<u>39E</u>	<u>32</u>	<u>SE 1/4</u>	<u>3800</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>supplemental irrigation</u>
<u>6S</u>	<u>39E</u>	<u>5</u>	<u>all</u>	<u>800</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>supplemental irrigation</u>
<u>6S</u>	<u>39E</u>	<u>6</u>	<u>all</u>	<u>801</u>	<u>EFU</u>	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>supplemental irrigation</u>

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

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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: 14 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 supplemental irrigation

Briefly describe:

Lands are currently covered by a surface water right from several reservoirs and surface water sources; this application proposes to use groundwater as a supplemental source in the event that the primary surface water is unavailable.



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.

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):

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:	
Ministerial	UCZPSO Section 24.01	<input checked="" 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
RECEIVED		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
APR 12 2013		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
WATER RESOURCES DEPT SALEM, OREGON		<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.

Name: Scott Hartell Title: Associate Planner
 Signature: Scott Hartell Phone: 5419631014 Date: 2-26-13
 Government Entity: Union County Planning Dept.

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: _____

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. →

EXHIBIT "A"

IN TOWNSHIP 5 SOUTH, RANGE 39 EAST OF THE WILLAMETTE MERIDIAN, UNION COUNTY, OREGON:

Section 31: The South half of Government Lots 1 and 2 of the Southwest quarter (commonly called the South half of the Southwest quarter).

Section 32: The entire South half.

(05S39-3700; Ref. #9852)

(05S39-3800; Ref. #9853)

IN TOWNSHIP 6 SOUTH, RANGE 39 EAST OF THE WILLAMETTE MERIDIAN, UNION COUNTY, OREGON:

Section 5: The entire section.

Section 6: The entire section.

(06S39-800; Ref. #9963)

(06S39-801; Ref. #17431)

EXHIBIT "B"

1. The assessment roll and the tax roll disclosed that the within described premises were specially assessed as farm land. If the land has become or becomes disqualified for the special assessment under the statute, an additional tax may be levied for the years in which the land was subject to the special land use assessment.
2. Right-of-Way Easement, including the terms and provisions thereof, granted to California-Pacific Utilities Company, a corporation, dated August 10, 1949, recorded September 16, 1949, in Book 120, Page 70, Deed Records of Union County, Oregon, for the right to construct, reconstruct, operate and maintain electric power lines and/or gas or water mains, and all necessary poles, towers and appurtenances over, under and upon a strip of land 10 feet in width.
3. Right-of-Way Easement, including the terms and provisions thereof, granted to Pacific Northwest Pipeline Corporation, a Delaware corporation, its successors and assigns, dated July 11, 1955, recorded August 13, 1955, in Book 135, Pages 322 and 323, Deed Records of Union County, Oregon, for the right to select route for, construct, operate and pipeline(s) over, under or upon this property.

By Amendment to Right of Way Contract, including the terms and provisions thereof, dated May 17, 1979, recorded April 30, 1980, as Microfilm Document No. 92003, Records of Union County, Oregon, the above Right of Way Easement was amended to provide right of way limited to a width of 75 feet with an additional 20 feet "working space" during construction of pipeline.

4. A portion of this property is within the Powder Valley Water Control District and Pilcher Creek Subdistrict, and is subject to the provisions, conditions, assessment and liens, rights-of-way, and ditches and irrigation contracts of said water district.
5. Easement, granted to Powder Valley Water Control District, including the terms and provisions thereof, dated May 29, 1975, recorded May 30, 1975, as Microfilm Document No. 55931, Deed Records of Union County, Oregon, for the right to construct, reconstruct, operate and maintain an irrigation pipeline, including right of ingress and egress.
6. Easement, granted to Gerald H. Gray and June H. Gray, including the terms and provisions thereof, dated December 15, 1992, recorded June 14, 1993, as Microfilm Document No. 147704, Deed Records of Union County, Oregon, for "for a roadway, 30 feet in width, along a roadway that now exists and is in use" as more particularly described therein.
7. Any improvement located upon the insured property, which is described or defined as a manufactured home under the provisions of Chapters 803 and 820, Oregon Revised Statutes, is subject to registration as therein provided. The tax assessments reveal that personal property in the form of 2 manufactured homes are located on this property. The policy of Title Insurance excludes these manufactured homes and all matters relating thereto.
 - (a) Records in the Assessor's Office show that a New Moon Manufactured Home is located on this property with Serial No.GJ223450; LOIS #164585, Old X # 80531. Located on Tax Lot 800, with an address of 52276 Lampkin Lane, North Powder, Oregon 97867.
 - (b) Records in the Assessor's Office show that a Bendix Manufactured Home is located on this property with Serial No.24JGDS1069; LOIS #186055, Old X # 109051. Located on Tax Lot 801, with an address of 52278 Lampkin Lane, North Powder, Oregon 97867

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