

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

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

SALEM, OR

NAME Jeff Hussey, Sherri Hussey		PHONE (HM) 541-493-2452
PHONE (WK) 541-493-2452	CELL 541-589-2057	FAX 541-493-2452
ADDRESS P.O. Box 224 81850 Otis Valley RD		
CITY Drewsey	STATE OR	ZIP 97904
E-MAIL*		

Organization Information

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

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

AGENT / BUSINESS NAME		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.)

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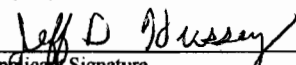
By my signature below I confirm that I understand:

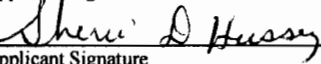
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- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- 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.

SALEM, OR

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


Applicant Signature


Applicant Signature

Jeff D. Hussey
Print Name and title if applicable

Sherri D. Hussey
Print Name and title if applicable

4-8-13
Date

4-8-13
Date

For Department Use		
App. No. <u>G-17669</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).

Jeff and Sherri Hussey
 P.O. Box 224
 Drewsey OR 97904

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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
1	220' Otis Creek	250'	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).

Do to the elevation of proposed site flooding doesn't occur. Flood plane is north of Otis Creek when spring runoff comes.

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
March 1	Oct 1	720

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: 240 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: 720

- 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: _____

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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): propane depends on water
 Other means (describe): Solar

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. pipe, pivot and or wheel line

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B. Application Method

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

pivot or/and wheel line

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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. Area proposed is outside riparian areas. The are

existing ditches to catch any run-off. Habitat will be enhanced by developing more foliage for bird and other animal habitat.

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

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SECTION 8: PROJECT SCHEDULE

Date construction will begin: n/a as soon as possible

Date construction will be completed: n/a

Date beneficial water use will begin: n/a

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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

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Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- SECTION 1: _____
- SECTION 2: _____
- SECTION 3: _____
- SECTION 4: _____
- SECTION 5: _____
- SECTION 6: _____
- SECTION 7: _____
- SECTION 8: _____
- SECTION 9: _____
- Land Use Information Form _____
- 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.
- Fees _____

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MAP

- 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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SECTION 10: REMARKS

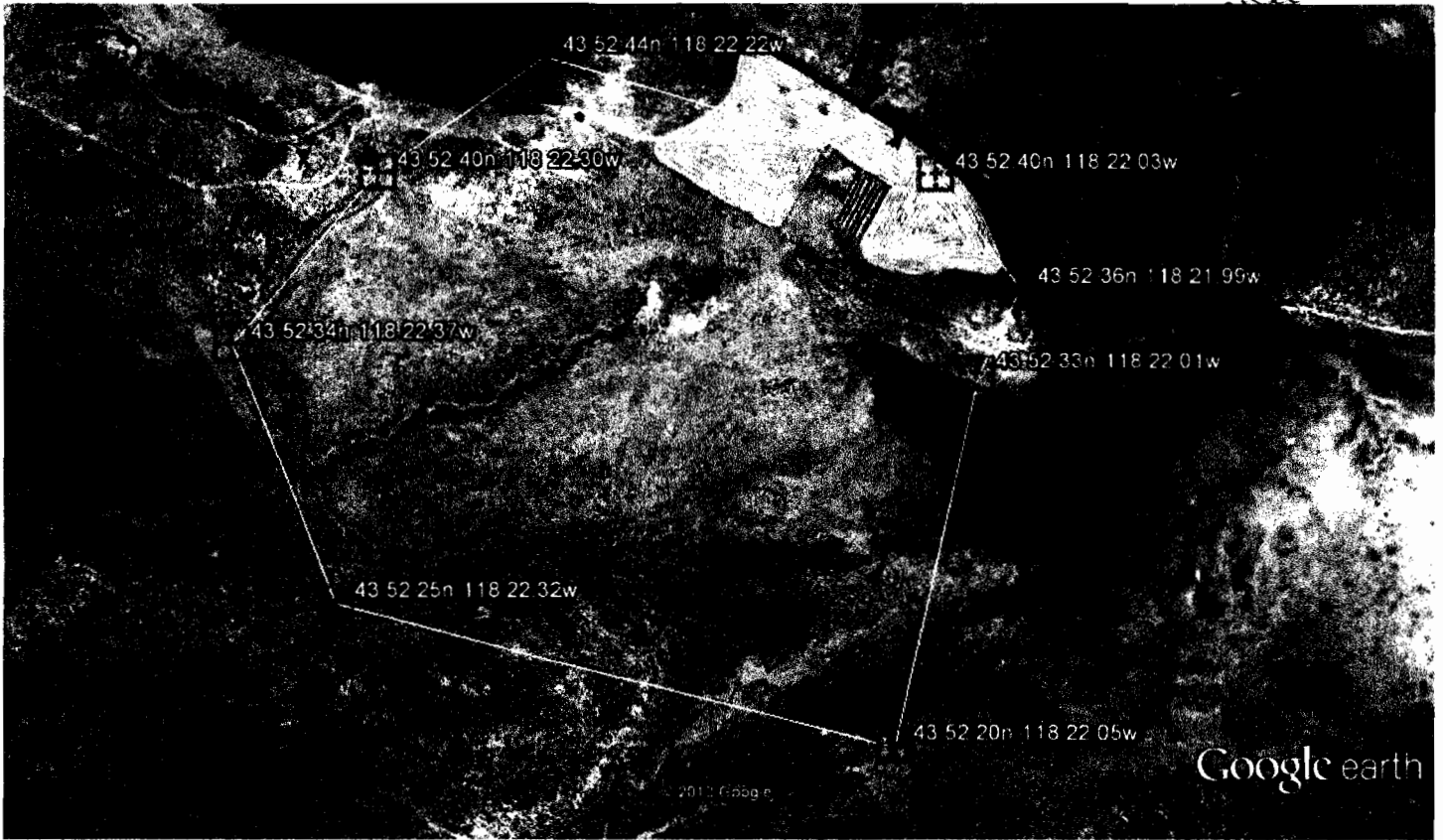
Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

The OWRD Maps I've used show streams that run through 19S 35 E 35. These only have water during snow melt and are completely dry the rest of the year.

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sect well



Google earth



Elephant Butte

These are drainages shown to be water
in proposed area.

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G-17669

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
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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.

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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

Applicant: Jeff First Hussey Last

Mailing Address: P.O. Box 224

Drewsey City OR State 97904 Zip Daytime Phone: 541-493-2452

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:
19	35	35		1300		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
19	35	36		1000	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
20	35	1		100		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<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	

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

Harney

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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: 1346.4
 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:

we would like to run wheel line and/or pivot depending on water supply

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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See bottom of Page 3. →

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): Ord 3.010

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
		<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: Bryce Mertz Title: GIS

Signature: Bryce Mertz Phone: 541-573-8195 Date: 5/3/13

Government Entity: Harney 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

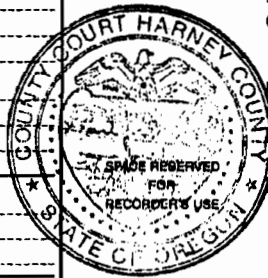
Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

20020781

NN



STATE OF OREGON, County of Harney } ss.

I certify that the within instrument was received for recording on April 19, 2002 at 3:25 o'clock P.M., and recorded in book/reel/volume No. _____ on page _____ and/or as fee/file/instrument/microfilm/reception No. 20020781, Records of this County.

Witness my hand and seal of County affixed.

Maiva L. Iturriaga / TITLE

By Maiva L. Iturriaga, Deputy.

Grantor's Name and Address

Grantee's Name and Address

After recording, return to (Name, Address, Zip):

Until requested otherwise, send all tax statements to (Name, Address, Zip):

Jeff D. and Sherri D. Hussey
P.O. Box 224
Drewsey, OR 97904

BARGAIN AND SALE DEED - STATUTORY FORM (INDIVIDUAL GRANTOR)

Sherri D. Hussey formerly known as Sherri D. Harris, Grantor,
conveys to Jeff D. and Sherri D. Hussey Husband and wife, Grantee,
the following real property situated in _____ County, Oregon, to-wit:

See exhibit A

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

The true consideration for this conveyance is \$ _____ (Here, comply with the requirements of ORS 93.030.)

DATED April 19, 2002

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

Sherri D. Hussey

STATE OF OREGON, County of Harney
This instrument was acknowledged before me on April 19, 2002
by Sherri D. Hussey



Maiva L. Iturriaga
Notary Public for Oregon
My commission expires 6/25/04

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GI-17669

Land in Harney County, Oregon, as follows:

TUDOR LAKE

In Twp. 31 S., R. 35 E., W.M.:
Sec. 2: Lots 32, 33, 39 & 40.

DIAMOND CRATERS

In Twp. 28 S., R. 32 E., W.M.:
Sec. 16: E½.

OTIS PLACE

In Twp. 19 S., R. 35 E., W.M.:
Sec. 22: NE¼, E½SE¼.
Sec. 23: W½NE¼, W½SE¼, SW¼, NW¼.
Sec. 25: E½SE¼.
Sec. 26: SE¼, N½NW¼, SE¼NW¼.
Sec. 35: NE¼, N½SE¼, NE¼SW¼, E½NW¼.
Sec. 36: NE¼NE¼, S½NE¼, S½, NW¼.

In Twp. 19 S., R. 36 E., W.M.:
Sec. 7: SE¼SW¼.
Sec. 18: Lots 2, 3 & 4, E½W½, SW¼SE¼.
Sec. 19: Lots 1, 2, 3 & 4, E½W½, E½.
Sec. 20: SW¼SE¼, SE¼SW¼.
Sec. 28: SW¼, S½NW¼.
Sec. 29: N½, N½SE¼, SE¼SE¼.
Sec. 30: Lots 1, 2, 3 & 4, E½W½, NE¼.
Sec. 31: Lots 1, 3 & 4, SE¼, E½SW¼, NE¼NW¼.
Sec. 33: NE¼NW¼.

MISCELLANEOUS FRACTIONAL INTEREST PROPERTIES

Twp. 18 S., R. 35 E., W.M.:
Sec. 24: NE¼SW¼; and the East 330 feet of the NW¼SW¼.
Save and Except the South 233 feet of the SW¼NE¼NE¼SW¼
and the North 164 feet of the NW¼SE¼NE¼SW¼.

In Twp. 18 S., R. 35 E., W.M.:
Sec. 36: E½.

In Twp. 20 S., R. 35 E., W.M.:
Sec. 12: NW¼NE¼, NE¼NW¼.
Sec. 13: NE¼NE¼.

In Twp. 20 S., R. 36 E., W.M.:
Sec. 11: SW¼SW¼.
Sec. 14: NW¼NW¼.

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G-17669

OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTIES
Office of County Assessor – Harney County

Reference # 18204

Code Area 13-2

Map # 19 35

Tax Lot # 1000

Acres 1320.00

Legal Description	Date	Deed Recorded
Land in Harney County, Oregon, as follows:		
Township 19 S., Range 35 E., W.M.		
Section 25: E1/2SE1/4		
Section 26: SE1/4, N1/2NW1/4, SE1/4NW1/4		
Section 35: NE1/4, E1/2NW1/4, N1/2SE1/4, NE1/4SW1/4		
Section 36: W1/2, SE1/4, S1/2NE1/4, NE1/4NE1/4		
Glenn Sitz	4/18/81	115 471
	4/18/81	115 473
WD: Chester H. Stallard & Julia H. Stallard to: Lewis Glenn Sitz, Viola Ellen Sitz & Gerald G. Sitz	11/13/84	840545
Renunciation of Interest in Estate: Gerald Glenn Sitz to: The Public	4/1/91	910463
Personal Representative's Deed: Sherri D. Harris, Personal Representative of the Estate of Lewis Glenn Sitz, deceased to: Sherri D. Harris	7/13/92	921083
B&S: Sherri D. Harris to: Glenn A. Harris & Sherri D. Harris, each as to an undivided ½ interest as tenants in common	8/3/92	921223
Death Certificate: Viola Ellen Sitz	2/21/97	970347
Order Approving First & Final Account & Decree of Distribution – Malheur County Probate Records # 92-4663 Lewis Glen Sitz to: Sherri D. Harris	2/21/97	970348
=====		
B&S: Glen A. Harris, aka Glenn Alan Harris to: Sherri D. Harris, aka Sherri Dawn Harris	8/17/01	20011478
Memorandum of Rights of First Refusal: Case # 00-06-126DO	11-14-01	20012107
=====		
B&S: Sherri D. Hussey, fka Sherri D. Harris to: Jeff D. & Sherri D. Hussey, husband & wife	4/19/02	20020781

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SALEM, OR

20080373

20080408

Until a change is requested, all tax statements shall be sent to:
Jeff and Sherri Hussey
Drewsey OR 97904

After recording return to:
Jeff and Sherri Hussey
Drewsey OR 97904

STATE OF OREGON }
County of Harney } ss

I certify that the instrument identified herein was recorded on the _____ day of _____, 2008, at _____ o'clock P.M. in the County Clerk's Office, Harney County, Oregon.

Maria Baraga
Maria Baraga, County Clerk
By: *[Signature]* Deputy

**STATUTORY WARRANTY DEED
(Harney County Property)**

Richard K. Edmunson, Trustee of the Richard K. Edmunson Family Trust, u/t/d October 3, 2005 and Mona Patricia Edmunson, Trustee of the Mona Patricia Edmunson Family Trust, u/t/d October 3, 2005, Grantors, convey and warrant to Jeff D. Hussey and Sherri D. Hussey, as tenants by the entirety, Grantees, the following described real property free of encumbrances except as specifically set forth herein:

**See Exhibit A attached hereto and
by this reference incorporated herewith**

SUBJECT TO AND TOGETHER WITH:

1. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.

**See Exhibit B attached hereto and
by this reference incorporated herewith**

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, 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, CHAPTER 424, OREGON LAWS 2007.

The true consideration for this conveyance is: Other value or property is part of or the whole consideration which a part of or all is to be paid by a qualified intermediary as part of an IRC §1031 deferred exchange.

Dated this 27th day of February, 2008.

YTURKI ROSE LLP
ATTORNEYS AT LAW
P.O. BOX "B"
ONTARIO, OR 97114
(541) 869-6369

STATUTORY WARRANTY DEED - Page 1 of 4
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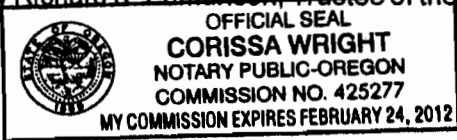
2008 0373

Richard K. Edmunson Trustee
Richard K. Edmunson, Trustee of the Richard K. Edmunson Family Trust, u/t/d October 3, 2005

Mona Patricia Edmunson Trustee
Mona Patricia Edmunson, Trustee of the Mona Patricia Edmunson Family Trust, u/t/d October 3, 2005

State of Oregon)
) ss
County of ~~Malheur~~)
 Harney

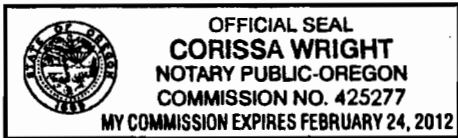
The foregoing instrument was acknowledged before me this 27th day of February, 2008, by ~~Richard K. Edmunson, Trustee of the~~ Richard K. Edmunson Family Trust, u/t/d October 3, 2005.



Corissa Wright
Notary Public for Oregon
My commission expires: FEB 24, 2012

State of Oregon)
) ss
County of ~~Malheur~~)
 Harney

The foregoing instrument was acknowledged before me this 27th day of February, 2008, by Mona Patricia Edmunson, Trustee of the Mona Patricia Edmunson Family Trust, u/t/d October 3, 2005.



Corissa Wright
Notary Public for Oregon
My commission expires: FEB 24, 2012

STATE OF OREGON)
County of Harney) ss

I certify that the instrument identified herein was recorded on the 27th day of February 2008 at 2:55 o'clock P.M. In the County Clerk's Records of Harney County, Oregon.

Maria Iturraga
By: Maria Iturraga Clerk
Marta Iturraga, County Clerk

2008 0408

Exhibit A

2008 0373

Land in Harney County, Oregon, as follows:

In Twp. 19 S., R. 35 E., W.M.:
Sec. 35: S $\frac{1}{2}$ SE $\frac{1}{4}$.

In Twp. 20 S., R. 35 E., W.M.:
Sec. 1: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$.
Sec. 2: Lots 1 and 2.

In Twp. 20 S., R. 36 E., W.M.:
Sec. 1: Lots 2 and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
Sec. 5: Lots 1, 2, 3 and 4, S $\frac{1}{2}$ N $\frac{1}{2}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$.
Sec. 6: Lot 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$.
Sec. 7: Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$.
Sec. 8: NE $\frac{1}{4}$, SAVE AND EXCEPT road right of way conveyed to Harney County, Oregon, by deed recorded November 7, 1961, in Book 70, Page 335, Deed Records.
Sec. 9: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SAVE AND EXCEPT road right of way conveyed to Harney County, Oregon, by deed recorded November 7, 1961, in Book 70, Page 335, Deed Records.

In Twp. 20 S., R. 35 E., W.M.:
Sec. 12: NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$.
Sec. 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$.
(as to an undivided one-half interest)

In Twp. 20 S., R. 36 E., W.M.:
Sec. 11: SW $\frac{1}{4}$ SW $\frac{1}{4}$.
Sec. 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$.
(as to an undivided one-third interest)

G-17669

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SALEM, OR

2008 0408

2008 0373

Exhibit B

2. Easements, encumbrances, or claims thereof, not shown by the public records, reservations or exceptions in patents or in acts authorizing the issuance thereof, water rights, claims or title to water.

3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose.

4. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.

5. The rights of the public in and to that portion of the herein described property lying within the limits of public roads, streets or highways.

6. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as granted to Idaho Power Company recorded July 6, 1972 in Book/Page 93/226, Deed Records.

7. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as granted to Centurytel of Eastern Oregon, Inc., dba Centurytel recorded March 23, 1999 as Instrument No. 990587.

8. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein as granted to Centurytel of Eastern Oregon, Inc., dba Centurytel recorded March 23, 1999 as Instrument No. 990588.

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SALEM, OR

2008 0468

Legal description correction (correction of a portion of 20080373)

Land in Harney County, Oregon, as follows:

In Twp. 20 S., R. 35 E., W.M.:

Sec. 12: NE $\frac{1}{4}$ NE $\frac{1}{4}$.

In Twp. 20 S., R. 35 W., W.M.:

Sec. 12: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$.

(as to an undivided one-half interest)

G-17669

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SALEM, OR

OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTIES
Office of County Assessor – Harney County

Reference # 18036

Code Area 13-2

Map # 19 35

Tax Lot # 1300

Acres 80.00

Legal Description	Date	Deed Record
Land in Harney County, Oregon, as follows: Township 20 S., Range 35 E., W.M. Section 35: S1/2SE1/4	10/24/50	52 785
Everett & Anna Grace Edmunson	4/27/57	63 305
Contract of Sale to Richard K. Edmunson	6/19/75	98 555
Land Sale Contract: Richard K. Edmunson	9/29/92	921597
Death Certificate: Anna Grace Edmunson	5/12/94	940871
Corrected Notice of Sale: Janice E. Stevenson, as Claiming Successor to Everett Edmunson, aka E.A. Edmunson, as vendor & Richard K. Edmunson, as vendee (regarding notice of sale recorded June 19, 1975, in Book 98, Page 555, Deed Records)	9/12/96	961814
Claiming Successor;s Deed: Janice E. Stevenson, as Claiming Successor to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, to Janice E. Stevenson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common	12/30/96	962571
Memorandum of Assignment: Janice E. Edmunson, as Claiming Successor to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, as Assignor to Janice E. Edmunson & Carol Sue Pierce, each as to an undivided ½ interest, as tenants in common	12/30/96	962572
Corrected Memorandum of Assignment: Janice E. Stevenson, as Claiming Successor to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, as Assignor to Janice E. Stevenson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common	1/27/97	970148
WD: Janice E. Stevenson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common to Richard K. Edmunson	3/23/99	990596

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SALEM, OR

B&S: Richard K. Edmunson & Mona Patricia Edmunson to:
Richard K. Edmunson, Trustee of the Richard K. Edmunson
Family Trust, u/t/d October 3, 2005 and Mona Patricia
Edmunson, Trustee of the Mona Patricia Family Trust,
u/t/d October, 3, 2005 as tenants in common each as to
an undivided one-half interest
(wrong legal)

10/19/05

20052014

B&S: Richard K. Edmunson & Mona Patricia Edmunson to:
Richard K. Edmunson, Trustee of the Richard K. Edmunson
Family Trust, u/t/d October 3, 2005 and Mona Patricia
Edmunson, Trustee of the Mona Patricia Family Trust,
u/t/d October, 3, 2005 as tenants in common each as to
an undivided one-half interest
(corrected)

1/17/06

20060091

2/29/08

20080373

=====
WD: Richard K. Edmunson, Trustee of the Richard K. Edmunson
Family Trust, u/t/d October 3, 2005 and Mona Patricia
Edmunson, Trustee of the Mona Patricia Family Trust,
u/t/d October, 3, 2005 as tenants in common each as to
an undivided one-half interest to:

Jeff D Hussey and Sherri D Hussey, tenants by the entirety

3/7/08

20080408

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MAY 06 2008

SALEM, OR

OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTIES
Office of County Assessor – Harney County

Reference # 18037

Code Area 13-2

Map # 20 35

Tax Lot # 100

Acres 559.33

Legal Description	Date	Deed Record
Land in Harney County, Oregon, as follows: Township 20 S., Range 35 E., W.M. Section 1: Lots 1, 2 3 & 4, S1/2N1/2, N1/2S1/2 Section 2: Lots 1 & 2		
Everett & Anna Grace Edmunson	10/24/50	52 785
Notice of Sale: Everett & Anna Grace Edmunson to Richard K. Edmunson	4/27/57 6/19/75	63 305 98 555 110 257
Land Sale Contract: Everett & Anna Grace Edmunson to Richard K. Edmunson	9/29/92	921597
Death Certificate: Anna Grace Edmunson	5/12/94	940871
Correction Notice of Sale: Janice E. Stevenson, as Claiming Successor to Everett A. Edmunson, aka Everett A. Edmunson, aka E.A. Edmunson, deceased, as vendor & Richard K. Edmunson, as vendee (regarding notice of sale recorded June 19, 1975, in Book 98, Page 555, Deed Records	9/12/96	961814
Claiming Successor's Deed: Janice E. Stevenson, as Claiming Successor, to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, to Janice E. Stevenson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common	12/30/96	962571
Memorandum of Assignment: Janice E. Edmunson, as Claiming Successor to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, as Assignor to Janice E. Edmunson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common	12/30/96	962572
Corrected Memorandum of Assignment: Janice E. Stevenson, as Claiming Successor to Everett A. Edmunson, aka Everett Edmunson, aka E.A. Edmunson, deceased, as Assignor to Janice E. Stevenson & Carol Sue Pierce , each as to an undivided ½ interest as tenants in common	1/27/97	970148

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SALEM, OR

WD: Janice E. Stevenson & Carol Sue Pierce, each as to an undivided ½ interest as tenants in common, to Richard K. Edmunson	3/23/99	990596
B&S: Richard K. Edmunson & Mona Patricia Edmunson to: Richard K. Edmunson, Trustee of the Richard K. Edmunson Family Trust, u/t/d October 3, 2005 and Mona Patricia Edmunson, Trustee of the Mona Patricia Family Trust, u/t/d October, 3, 2005 as tenants in common each as to an undivided one-half interest (wrong legal)	10/19/05	20052014
B&S: Richard K. Edmunson & Mona Patricia Edmunson to: Richard K. Edmunson, Trustee of the Richard K. Edmunson Family Trust, u/t/d October 3, 2005 and Mona Patricia Edmunson, Trustee of the Mona Patricia Family Trust, u/t/d October, 3, 2005 as tenants in common each as to an undivided one-half interest (corrected)	1/17/06	20060091
	2/29/08	20080373
=====		
WD: Richard K. Edmunson, Trustee of the Richard K. Edmunson Family Trust, u/t/d October 3, 2005 and Mona Patricia Edmunson, Trustee of the Mona Patricia Family Trust, u/t/d October, 3, 2005 as tenants in common each as to an undivided one-half interest to: Jeff D Hussey and Sherri D Hussey, tenants by the entirety	3/7/08	20080408

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SALEM, OR