

# 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 <b>STEVEN C. HELMS</b>		PHONE (HM) <b>541-979-0118</b>
PHONE (WK)	CELL	FAX
ADDRESS <b>287A MILLERSBURG DR. NE</b>		
CITY <b>ALBANY</b>	STATE <b>OR</b>	ZIP <b>97321</b>
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.

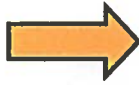
AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL*

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.)

### 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.

*Steve C Helms*  
Applicant Signature

Steve C. Helms  
Print Name and title if applicable

6/6/2013  
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>67-17681</u>	Permit No. _____	Date _____

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**SECTION 2: PROPERTY OWNERSHIP**

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

Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

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

*SEE ENCLOSED DEEDS - STEVEN G. & ELIZABETH D. HELMS - OWNERS*

You must 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.

**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	MALHEUR LAKE	7 MILES	+12 FT.

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

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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

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

Total maximum rate requested: 0.97 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.

*SEE ENCLOSED WELL LOG & PUMP TEST.*

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)
WELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	109957	<input type="checkbox"/>	12	270 TO 118 168 TO 176	18.5 TO 148.5 17.5 TO 147.5	0 TO 42	34	—	169	433	231.6
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

\* 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 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 TO OCTOBER 31	231.6

**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: 77.2 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: 231.6

- 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): 20 H.P., SUBMERSIBLE

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

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. 37.2 AC. CENTER PIVOT, 40.0 AC. FLOOD IRRIGATION.

**B. Application Method**

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

CENTER PIVOT W/ PVC PIPE FROM WELL TO CENTER PIVOT.  
FLOOD IRRIGATION W/ PVC PIPE & EARTHEN DIKES.

**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.

THERE IS NO AQUATIC LIFE OR RIPARIAN HABITAT ON THE PROPERTY. WATER WILL NOT BE DISCHARGED FROM THE PROPERTY. THERE IS NO SURFACE STREAMS WITH A NUMBER OF MILES.

**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: NA 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
NA	

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: \_\_\_\_\_

Date construction will be completed: 10/15/2012

Date beneficial water use will begin: Whenever Approved 8/25/2013

**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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**SECTION 10: REMARKS**

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

SEE ENCLOSED:

- 1- APPLICATION MAP.
- 2- DEEDS.
- 3- WELL LOG & WELL TEST.

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# Land Use Information Form



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

## NOTE TO APPLICANTS

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

**This form is NOT required if:**

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

## NOTE TO LOCAL GOVERNMENTS

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

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**WATER RESOURCES DEPT  
SALEM, OREGON**

# 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: STEVEN C. HELMS  
First Last

Mailing Address: 2874 MILLERSBURG DR. NE  
ALBANY OR 97321 Daytime Phone: 541-979-0118  
City State Zip

### 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:
27S	34E	7	NENE SENE	1200	EFRU1	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRI.
27S	34E	7	NENE SENE	1200	EFRU1	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRI.
27S	34E	8	NENE SENE	1203	EFRU1	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRI.
						<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 CO.

### 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: 0.97  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:

37.2 AC - CENTER PIVOT IRRIGATION  
40.0 AC - FLOOD IRRIGATION

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**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. →



## 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): HC20 3.00 (EFDV-1)
- 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

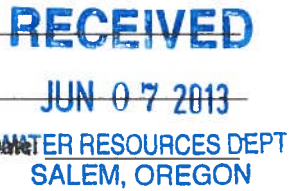
Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Brandon McMiller Title: Planning Director  
 Signature: [Signature] Phone: 541-573-6655 Date: 6/3/2013  
 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: \_\_\_\_\_  



**( ) LAND OWNER** Owner Well I.D. \_\_\_\_\_  
 First Name STEVE Last Name HELMS  
 Company \_\_\_\_\_  
 Address 2874 MILLERSBURG DRIVE NE  
 City ALBANY State OR Zip 97321

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

**( ) PRE-ALTERATION**  
 Dia + From To Gauge Stl Plstc Wld Thrd  
 Casing:          
 Material From To Amt sacks/lbs  
 Seal: \_\_\_\_\_

**DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

**PROPOSED USE**  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

**BORE HOLE CONSTRUCTION** Special Standard  (Attach copy)  
 Depth of Completed Well 169.00 ft.

BORE HOLE				SEAL			
Dia	From	To	Material	From	To	Amt	sacks/lbs
16	0	42	Bentonite Chips	0	42	30	S
12	42	200					

How was seal placed: Method  A  B  C  D  E  
 Other BENT CHIPS POURED  
 Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
 Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
 Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

**( ) ABANDONMENT USING UNHYDRATED BENTONITE**  
 Proposed Amount \_\_\_\_\_ Actual Amount \_\_\_\_\_

**CASING/LINER**

Casing	Liner	Dia	+ From	To	Gauge	Stl	Plstc	Wld	Thrd
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	12	2	118	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	12	168	176	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10	108.5	118.5	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	10	148.5	157.5	.250	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Shoe  Inside  Outside  Other Location of shoe(s) 176  
 Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

**PERFORATIONS/SCREENS**

Perforations Method \_\_\_\_\_  
 Screens Type V Wrapped Material Stainless Steel

Perf/ Screen	Casing/ Liner	Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/ pipe size
Screen	Liner	10	118.5	148.5	.03			10
Screen	Liner	10	157.5	167.5	.03			10

**WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailer  Air  Flowing Artesian  
 Yield gal/min 300 Drawdown 153 Drill stem/Pump depth 5 Duration (hr) \_\_\_\_\_  
 Temperature 56 °F Lab analysis  Yes By \_\_\_\_\_  
 Water quality concerns?  Yes (describe below) TDS amount \_\_\_\_\_  
 From \_\_\_\_\_ To \_\_\_\_\_ Description \_\_\_\_\_ Amount \_\_\_\_\_ Units \_\_\_\_\_

**(9) LOCATION OF WELL (legal description)**  
 County HARNEY Twp 27.00 S N/S Range 34.00 E E/W WM  
 Sec 7 NE 1/4 of the NE 1/4 Tax Lot 1200  
 Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
 Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Street address of well  Nearest address  
60110 ANDERSON VALLEY RD., PRINCETON, OR

**(10) STATIC WATER LEVEL**

Existing Well / Pre-Alteration	Date	SWL(psi)	+ SWL(ft)
Completed Well	9/26/2012		34

Flowing Artesian?  Dry Hole?

**WATER BEARING ZONES** Depth water was first found 27.00

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
9/19/2012	27	28	20		27
9/26/2012	95	200	400		34

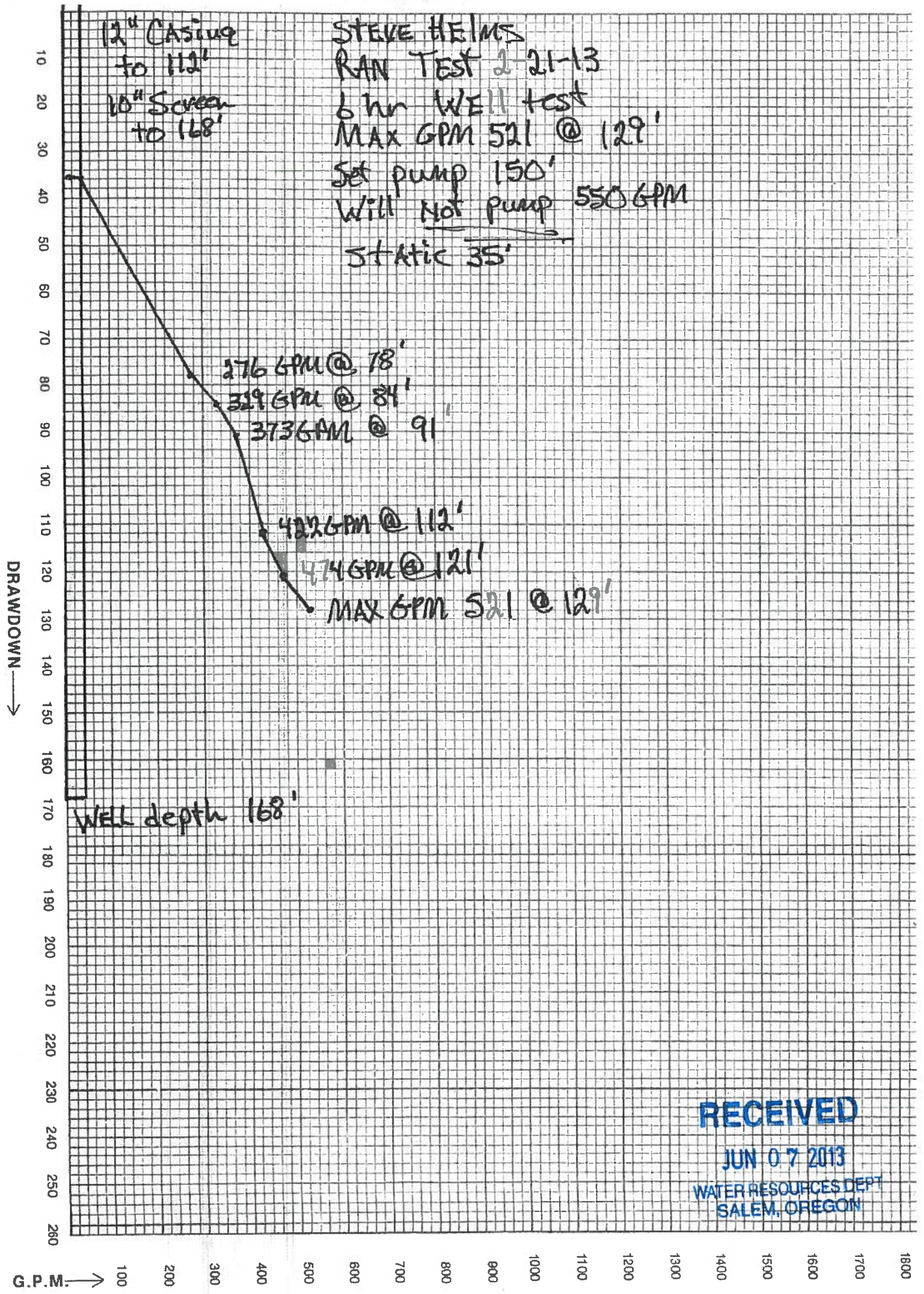
**(11) WELL LOG** Ground Elevation \_\_\_\_\_

Material	From	To
brown sandy top soil	0	2
brown sandy clay	2	10
brown clay	10	24
grey clay	24	27
crack	27	28
grey sandy clay	28	95
conglomerate of gravel, sand, sandstone &	95	200

Date Started 9/18/2012 Complete 9/26/2012

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

**(bonded) Water Well Constructor Certification**  
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
 License Number 1899 Date 10/15/2012  
 Signed SAM P KINGREY (E-filed)  
 Contact Info (optional) \_\_\_\_\_



12" Casing  
to 112"  
10" Screen  
to 168"

STEVE HELMS  
RAN TEST 2-21-13  
6 hr Well test  
MAX GPM 521 @ 129'  
Set pump 150'  
Will Not pump 550 GPM  
Static 35'

DRAWDOWN →

G.P.M. →

WELL depth 168'

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1200  
1203  
127

20100165!

After recording, return to:  
Elizabeth D. Helms  
35711 Helms Drive  
Jefferson, OR 97352

STATE OF OREGON  
County of Harney

I certify that the instrument identified herein was recorded on the 12th day of February 2010 at 2:00 o'clock P.M. In the County Clerk's Records of Harney County, Oregon.  
Mária Amriago, County Clerk

By: [Signature] Deputy

ASSIGNMENT OF BUYERS' INTEREST IN  
LAND SALE CONTRACT

Assignment made this 9th day of February, 2010, by and between Steven C. Helms and Steven E. Helms, as Assignors, and Elizabeth D. Helms, as Assignee.

RECITALS

A. Assignors are the Buyers under a Land Sale Contract with Daryl Atwood dated August 20, 2006, with respect to the property described in Exhibit A attached hereto; and

B. Assignors have agreed to assign all of their right, title and interest in and to said Land Sale Contract to Assignee; and

C. Assignee has agreed to assume all of the obligations of Assignors under the Land Sale Contract in connection with the purchase of the subject property; Now, Therefore,

FOR VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, Assignors hereby assign, transfer, and convey to Assignee all of their right, title, and interest as Buyers under the Land Sale Contract dated August 26, 2006, and Assignee hereby assumes the obligations and agrees to perform and discharge such obligations in accordance with the terms of the Land Sale Contract.

Assignee further agrees to indemnify and hold Assignors harmless against any losses, claims, damages, or liabilities to which either or both may become subject, arising out of, related to, or in any way connected with, this Assignment and Assignee's performance of the Land Sale Contract.

DATED 2/9, 2010.

[Signature]  
Steven C. Helms

DATED 2-9-10, 2010.

[Signature]  
Steven E. Helms

DATED 2-9-2010, 2010.

[Signature]  
Elizabeth D. Helms

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Harney County Recording No.

20100165

STATE OF OREGON )  
 ) ss.  
County of Marion )

On this 9 day of Feb, 2010, personally appeared the above-named Steven C. Helms and acknowledged the foregoing to be his voluntary act and deed.



Renee Gonzalez  
Notary Public for Oregon  
My Commission Expires:

STATE OF OREGON )  
 ) ss.  
County of Marion )

On this 9 day of Feb, 2010, personally appeared the above-named Steven E. Helms and acknowledged the foregoing to be his voluntary act and deed.



Renee Gonzalez  
Notary Public for Oregon  
My Commission Expires:

STATE OF OREGON )  
 ) ss.  
County of Marion )

On this 9 day of Feb, 2010, personally appeared the above-named Elizabeth D. Helms and acknowledged the foregoing to be her voluntary act and deed.



Renee Gonzalez  
Notary Public for Oregon  
My Commission Expires:

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WATER RESOURCES DEPT  
SALEM, OREGON

ASACETRA ROZANNE LDI1 ACCOUNT LEGAL DESCRIPTION  
ACCOUNT # 59219 OWNER ATWOOD, DARYL

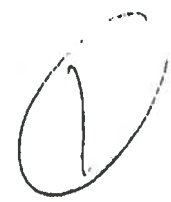
CHANGE 7/10/06  
Harley County Recording No.  
10:15:41

20100165

OPTIONS: D=Delete I=Insert Before

? LEGAL/REMARKS DATE DFFD REC-REM ACRE  
T 27 S., R 34 E., W.M. TL 1703  
A PORTION OF THE SW1/4NW1/4 AND THE N1/2NW1/4SW1/4 OF SECTION 8,  
TOWNSHIP 27 S., RANGE 34 E., W.M., MORE PARTICULARLY DESCRIBED AS  
FOLLOWS:  
BEGINNING AT THE NORTHWEST CORNER OF THE SW1/4NW1/4 OF SAID  
SECTION 8;  
THENCE EAST ALONG THE NORTH LINE OF SAID SW1/4NW1/4 A DISTANCE OF  
775.0 FEET;  
THENCE SOUTH ALONG A LINE PARALLEL TO THE WEST BOUNDARY OF SAID  
SW1/4NW1/4 A DISTANCE OF 1320 FEET, MORE OR LESS, TO THE SOUTH LINE  
OF SAID SW1/4NW1/4;  
THENCE SOUTHWESTERLY TO THE SOUTHWEST CORNER OF THE N1/2NW1/4SW1/4  
OF SAID SECTION 8;

More...  
F1=LN 2=IM 3=EN 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=OH  
13=MS 14=SI 15=XC 16=OT 17=TX 18=SL 19=QP 20=PR 21=MX 22=AP 24=DL



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EXHIBIT A PAGE 1 OF 3

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20100165

ASACETRA ROZANNE FDI ACCOUNT LEGAL DESCRIPTION CHANGE 7/10/06  
ACCOUNT # 59219 OWNER ATWOOD, DARYL 10:15:41

OPTIONS: D-Delete I-Insert Before

? LEGAL/REMARKS DATE DEED REC-REM ACRE  
THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 8 TO THE POINT OF  
BEGINNING.

Bottom  
1=LN 2=IM 3=EN 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=CM  
13=MS 14=SI 15=XC 16=OT 17=TX 18=SL 19=QP 20=PR 21=MX 22=AP 24=DL



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EXHIBIT A PAGE 2 OF 3

G-17681

20100165

ASACETRA ROZANNE EDIT ACCOUNT LEGAL DESCRIPTION CHANGE 7/10/06  
ACCOUNT # 10843 OWNER AIWOOD, DARYL 10:15:25

OPTIONS: D=Delete I=Insert Before

7 LEGAL/REMARKS DATE DEED REC-REM ACRES  
T 27 S., R 34 E., W.M. TL 1200  
LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS:  
IN TOWNSHIP 27 S., RANGE 34 E., W.M.  
SECTION 7: E1/2NE1/4; N1/2NE1/4SE1/4 - SAVE & EXCEPT COUNTY ROAD  
RIGHT OF WAY.

F1=LN 2=IM 3=EN 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=CM Bottom  
13=MS 14=SY 15=XC 16=OT 17=TX 18=SL 19=OP 20=PR 21=MX 22=AP 24=DL

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SALEM, OREGON

EXHIBIT A PAGE 3 OF 3



1200  
1203/127  
273400 12, 15

20061993 20061909

After recording, return to:  
William D. Brandt  
Attorney at Law  
1820 Commercial Street SE  
Salem, OR 97302

STATE OF OREGON }  
County of Harney } ss  
I certify that the within instrument was received  
for record on the 6<sup>th</sup> day of September  
2006 at 1:15 o'clock P.M. and  
recorded Microfilm number 20061909  
Deed Records of said County.  
By [Signature] Maria Iturriaga, County Clerk  
Depury

MEMORANDUM OF SALE

RE-RECORDED

KNOW ALL MEN BY THESE PRESENTS that there was executed on the 20<sup>th</sup> day of August, 2006, between Daryl Atwood, as "Seller", and Steve C. Helms and Steven E. Helms, jointly referred to as "Buyer", a Land Sale Contract for the sale of real property for a consideration of the sum of \$80,000.00, covering the real property described as follows:

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

Buyer agrees to assume the following encumbrances upon the title, both now and at the time of receipt of Deed: None.

Until a change is requested, all tax statements shall be sent to the following address:

Steve C. Helms  
35711 Helms Drive  
Jefferson, OR 97352

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. 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 EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

DATED this 20<sup>th</sup> day of August, 2006. [Signature]

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SELLER:  
[Signature]  
Daryl Atwood

BUYER:  
[Signature]  
Steve C. Helms  
[Signature]  
Steve E. Helms

G-17681

# 2006<sup>1993</sup>

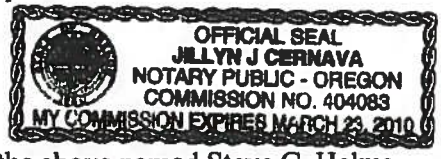
# 2006<sup>1909</sup>

STATE OF OREGON )  
 ) ss. *WJG*  
County of Marion ) *J. H.*  
 *August 2006*

On this 20 day of ~~July~~, 2006, personally appeared before me the above named Daryl Atwood and acknowledged the foregoing instrument to be his voluntary act and deed.

*Jillyn J. Cernava*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires:

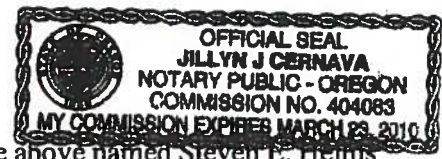
STATE OF OREGON )  
 ) ss. *WJG*  
County of Marion ) *J. H.*  
 *August*



On this 20 day of ~~July~~, 2006, personally appeared before me the above named Steve C. Helms and acknowledged the foregoing instrument to be his voluntary act and deed.

*Jillyn J. Cernava*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires:

STATE OF OREGON )  
 ) ss. *WJG*  
County of Marion ) *J. H.*  
 *August*



On this 20 day of ~~July~~, 2006, personally appeared before me the above named Steven E. Helms and acknowledged the foregoing instrument to be his voluntary act and deed.

*Jillyn J. Cernava*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires:

STATE OF OREGON } ss  
County of Harney }  
I certify that the within instrument was received  
for record on the 18 day of September  
2006 at 3:10 o'clock P. M. and  
recorded Microfilm number 20061993  
*Dea* Records of said County.  
*Maria Iturriaga*, County Clerk  
By *[Signature]* Deputy



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SALEM, OREGON

617601

AXROZANN01 - ROZANNec - 019471

# 2006 ~~1999~~ # 2006 1909

ASACETRA ROZANNE EDIT ACCOUNT LEGAL DESCRIPTION CHANGE 7/10/06  
ACCOUNT # 59219 OWNER ATWOOD, DARYL 10:15:41

OPTIONS: D=Delete I=Insert Before

? LEGAL/REMARKS DATE DEED REC-REM ACRE

T 27 S., R 34 E.,W.M. TL 1203

A PORTION OF THE SW1/4NW1/4 AND THE N1/2NW1/4SW1/4 OF SECTION 8,  
TOWNSHIP 27 S., RANGE 34 E.,W.M., MORE PARTICULARLY DESCRIBED AS  
FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SW1/4NW1/4 OF SAID  
SECTION 8;

THENCE EAST ALONG THE NORTH LINE OF SAID SW1/4NW1/4 A DISTANCE OF  
775.0 FEET;

THENCE SOUTH ALONG A LINE PARALLEL TO THE WEST BOUNDARY OF SAID  
SW1/4NW1/4 A DISTANCE OF 1320 FEET, MORE OR LESS, TO THE SOUTH LINE  
OF SAID SW1/4NW1/4;

THENCE SOUTHWESTERLY TO THE SOUTHWEST CORNER OF THE N1/2NW1/4SW1/4  
OF SAID SECTION 8;

More...

F1=LN 2=IM 3=EN 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=CM  
13=MS 14=SI 15=XC 16=DT 17=TX 18=SL 19=QP 20=PR 21=MX 22=AP 24=DL

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SALEM, OREGON

EXHIBIT A PAGE 1 OF 3

# 2006 <sup>FFB</sup> # 2006 1909

ASACETRA ROZANNE EDIT ACCOUNT LEGAL DESCRIPTION CHANGE 7/10/06  
ACCOUNT # 59219 OWNER ATWOOD, DARYL 10:15:41

OPTIONS: D=Delete I=Insert Before

? LEGAL/REMARKS DATE DEED REC-REM ACRE  
THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 8 TO THE POINT OF  
BEGINNING.

Bottom  
F1=LN 2=IM 3=EN 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=OM  
13=MS 14=SI 15=XC 16=DT 17=TX 18=SL 19=QP 20=PR 21=MX 22=AP 24=DL



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EXHIBIT A PAGE 2 OF 3

# 2006 1993 # 2006 1909

ASACETRA ROZANNE EDIT ACCOUNT LEGAL DESCRIPTION CHANGE 7/10/06  
ACCOUNT # 10843 OWNER ATWOOD, DARYL 10:15:25

OPTIONS: D=Delete I=Insert Before

? LEGAL/REMARKS DATE DEED REC-REM ACRE  
T 27 S., R 34 E., W.M. TL 1200  
LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS:  
IN TOWNSHIP 27 S., RANGE 34 E., W.M.  
SECTION 7: E1/2NE1/4; N1/2NE1/4SE1/4 - SAVE & EXCEPT COUNTY ROAD  
RIGHT OF WAY.

Bottom  
F1=LN 2=IM 3=EM 4=OW 5=SA 6=EX 7=OH 8=ET 10=LG 11=FL 12=OK  
13=MS 14=SI 15=XC 16=DT 17=TX 18=SL 19=QP 20=PR 21=MX 22=AP 24=DL

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**Well Log Query Results** *NEW! GPS points, where available, have been added to the far right of the table. [Click link](#) to view on map*

**Township: 27 S, Range: 34 E, Sections: 7, Owner Last Name: Helms**

Well Log	T-R-S/ QQ-Q	Taxlot	Street of Well	Owner	Company	Special Standards	Well Type	First Water	Completed Depth	Static Water Level	Yield	Completed Date	Received Date	Bonded Constructor	Startcard	Well Id #	New	Abandon	Deepen	Alteration	Conversion	
HARN 51888	27.00S-34.00E-7 NE-NE	1200	60110 ANDERSON VALLEY RD., PRINCETON, OR	HELMS, STEVE 2874 MILLERSBURG DRIVE NE ALBANY OR 97321			W	27.00	169.00	34.0	300.0	09/28/2012	10/25/2012	KINGREY, SAM P DOWN RIGHT DRILLING & PUMP INC	1017768	109951	√					

[Download Data](#)

[Return to Well Log Query](#)

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 SALEM, OREGON

G-176B1

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: \_\_\_\_\_
- SECTION 10: \_\_\_\_\_
- 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 \_\_\_\_\_

**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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