



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

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): JANICE GRAY
First Last
 Mailing Address: PO Box 777
STAYTON OREGON 97383
City State Zip
 Phone: 503.769.1948 _____
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Western Rivers Conservancy, Attn: Sue Daroff
First Last
 Mailing Address: 71 S.W. OAK St., #100
Portland OR 97204
City State Zip
 Phone: 503-241-0151 _____
Home Work Other

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WATER RESOURCES DEPT
 SALEM, OREGON

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: MARION Township: 9S Range: 1W Section: 20
 Tax Lot Number(s): 300

Street address of water right property: 12496 DISCKMAN LANE P.E. AARONVILLE, OR. 97325

Water Right Information (attach copy of water right permit or certificate & final proof map):

Application #: S-26807 Permit #: S-21054 Certificate or Page #: 68641
T-6853

Will all the lands associated with this water right be owned by the buyer? Yes No

Name of individual completing this form: Janice L. Gray Phone: 503-769-1948

Signature: Janice L. Gray Date: 12/21/11

Please be sure to attach a copy of your property deed or legal description of the property.

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LERA M. AND VERNON SNODDY
ROUTE 1, BOX 87 A
AUMSVILLE, OREGON 97325

confirms the right to use the waters of SIDE CHANNEL OF THE NORTH SANTIAM RIVER, a tributary of the NORTH SANTIAM RIVER, for IRRIGATION OF 4.7 ACRES.

This right was perfected under Permit 21054. The date of priority is JANUARY 24, 1952. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.06 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ AND NW $\frac{1}{4}$ NW $\frac{1}{4}$, AS PROJECTED WITHIN J. PRITCHARD DLC 43, SECTION 20, T 9 S, R 1 W, W.M..

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 0.7 ACRE
BOTH AS PROJECTED WITHIN J. PRITCHARD DLC 43
SECTION 17
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 26421, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered December 7, 1995, approving Transfer Application 6853.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

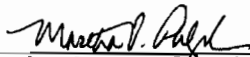
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SALEM, OREGON

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

December 7, 1995, WITNESS the signature of the Water Resources Director, affixed


Martha O. Pagel, Director

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SALEM, OREGON

Recorded in State Record of Water Right Certificates numbered 68641.

T-6853.PKS

N O T I C E

Each certificate enclosed confirms the water right established under the terms of a permit or transfer order issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The owner of the land is the owner of the water right. Oregon law does not allow the Director to reissue a certificate because of a change in the ownership.

The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion would be forfeited by the nonuse. However, land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. A water right may also be forfeited by any intentional act by the owner that would cause the water right to be unusable. For example, the land irrigated under the water right is made nonirrigable by covering it with pavement or buildings.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

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SALEM, OREGON

Application #
26807

New Certificate ~~ground~~ water

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LELA M. AND VERNON SNODDY
ROUTE 1, BOX 87 A
AUMSVILLE, OREGON 97325

confirms the right to use the waters of SIDE CHANNEL OF THE NORTH SANTIAM RIVER, a tributary of the NORTH SANTIAM RIVER, for IRRIGATION OF 4.7 ACRES.

This right was perfected under Permit 21054. The date of priority is JANUARY 24, 1952. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.06 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NE¼ NW¼ AND NW¼ NW¼, AS PROJECTED WITHIN J. PRITCHARD DLC 43, SECTION 20, T 9 S, R 1 W, W.M..

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2¼ acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW¼ SW¼ 4.0 ACRES
SE¼ SW¼ 0.7 ACRE
BOTH AS PROJECTED WITHIN J. PRITCHARD DLC 43
SECTION 17
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 26421, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered December 7, 1995, approving Transfer Application 6853.

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SALEM, OREGON

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

December 7, 1995, WITNESS the signature of the Water Resources Director, affixed


Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68641.

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ATTN: CARR, J.

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NOTICE OF COMPLETION OF CHANGE IN

place of use of water
point of diversion of water
use heretofore made of water

Under the Terms of TRANSFER APPLICATION T-22053

1, William S. Carr (print name) USED the water as provided by the

order of the Water Resources Director approving said water right transfer application
BY John S. Carr, 1996

Description of the land on which I use water: NE 1/4 NW 1/4 24th acres

S. J. Richard Dec 43 Taz. Riv. W. Pr.
7/9/96 (date)

William S. Carr (signature)
12141 Dickman Ln. Ammonia, OR 97006 (address)

(Mail to the Water Resources Department, Salem, Oregon 97310)

9163A

Water Resources Department
158 12th Street NE
Salem, OR 97310

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MAY 15 1997

**WATER RESOURCES DEPT.
SALEM, OREGON**

CLAIM OF BENEFICIAL USE

AND SITE REPORT

FOR

Transfer #6853

Special Order Volume 49, Page 454

INFORMATION: Warren S. and Janice L. Gray--Owners
12496 Dickman Lane SE
Aumsville, OR 97325
(503)769-1948

SOURCE: A side channel of the North Santiam River, a tributary of the North Santiam River in Marion County.

**PUMPING
UNITS:**

1. Unimount 125 30 HP electric motor, 3520 rpms with Berkeley 2 1/2 "x 3" centrifugal pump.
2. Century 25 HP electric motor, 3500 rpm with a Berkeley 2 1/2" x 3" centrifugal pump, model # 22 1/2 ZPL.

PIPE: 2200' of 5" Aluminum Mainline.
2320' of 4" Aluminum Lateral.

HEADS: 1 Nelson Big Gun Model #150 with 1 inch nozzle.
1 Rain Bird Big Gun Model #105 with .99" nozzle.

**PUMPING
CALCULATIONS:** Using the following:

1. 30 HP motor (6.61 efficiency) 8 ft. lift.
Assumed operating pressure = 120 psi = 277.2 ft.

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SALEM, OREGON**

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$$Q \text{ pump} = \frac{30 \times 6.61}{8' + 277.2'} = \frac{198.3}{285.2} = 0.7 \text{ cfs} = 312 \text{ gpm}$$

Manufacturers chart shows a Model 150 with a 1" nozzle at 120 psi producing 320 gpm.

25 HP electric (6.61 efficiency). Assumed operating pressure = 100 psi = 239'.

$$Q \text{ pump} = \frac{25 \times 6.61}{8 + 231} = \frac{165.25}{239} = 0.69 \text{ cfs} = 309 \text{ gpm}$$

Manufacturers chart shows 290 gpm at 100 psi.

USE: Irrigation of row crops - mostly sweet corn.

LIFT: 8 ft. measured by hand level.

SURVEY TIE: Stone with iron pipe at SE Corner of DLC 43. Used WAC aerial photo and county tax maps.

REMARKS: This land is leased by Belden and Sons, Inc., 12053 Brick Rd. SE, Turner, OR 97392 (503)743-4252.

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MAY 15 1997

page 3

**WATER RESOURCES DEPT.
SALEM, OREGON**

The final proof survey and inspection of the use as found to be completed under the terms and conditions of T-6853 was completed by me on May 5, 1997, and the facts contained in this report and accompanying final proof map are correct to the best of my knowledge.



We, Warren S. and Janice L. Gray, agree to the findings of the CWRE and do submit this site report and map as my Claim of Beneficial Use of the water as provided under the terms and conditions of my T-6853.

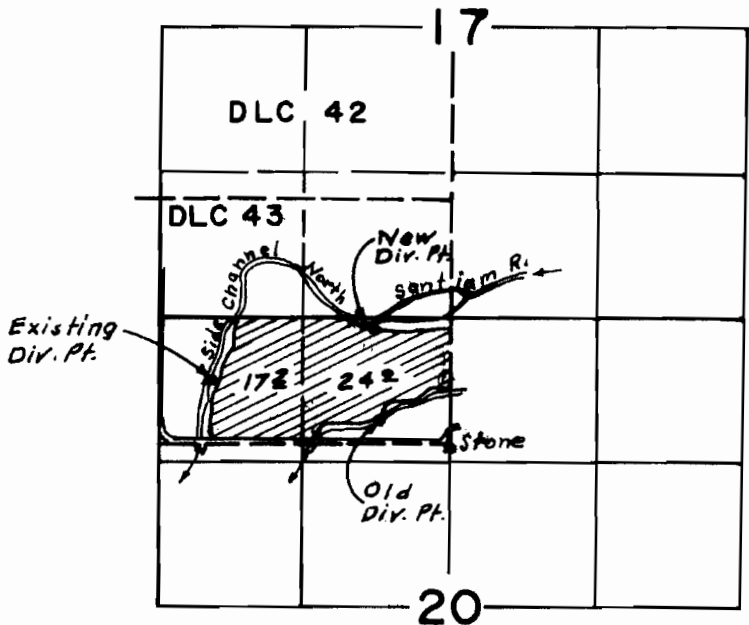
Warren S. Gray
Janice L. Gray

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T.9 S. R.1W. W.M.



N
N
Scale
4" = 1 Mi.

Old Div. Pt.: 200' N & 650' W from SE Cor. DLC 43
 New Div. Pt.: 1080' N & 740' W " " " " "
 Exist. Div. Pt.: 570' N & 2180' W " " " " "

FINAL PROOF SURVEY
 UNDER

Transfer No. 6853
 Application No. Permit No.
 IN NAME OF

WARREN S. & JANICE L. GRAY

Surveyed SEPT. 16 1982, by
 Inspected MAY 5, 1987



WAC Aerial Photo

THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

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 SALEM, OREGON

Water usage from:
side channel of the N. Santiam River
surface water

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN POINT OF DIVERSION

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6853 submitted by

WARREN S. AND JANICE L. GRAY
12496 DIECKMAN LANE SE
AUMSVILLE, OREGON 97325.

The right to be modified, as evidenced by a portion of Certificate 26421, was perfected under Permit 21054 with a date of priority of JANUARY 24, 1952. The right allows the use of a SIDE CHANNEL OF THE NORTH SANTIAM RIVER, a tributary of the NORTH SANTIAM RIVER, for IRRIGATION OF 41.2 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.52 cubic foot per second, if available at the authorized point of diversion: NE¼ NW¼ & NW¼ NW¼, as projected within PRITCHARD DLC 43, SECTION 20, T 9 S, R 1 W, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation, together with the amount secured under an other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2¼ acre-feet for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

NE¼ NW¼ 24.0 ACRES
NW¼ NW¼ 17.2 ACRES
SECTION 20
both as projected within J. PRITCHARD DLC 43
TOWNSHIP 9 SOUTH, RANGE 1 WEST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the point of diversion to:

NE¼ NW¼, as projected within J. PRITCHARD DLC 43, SECTION 20, T 9 S, R 1 W, W.M.; 1080 FEET NORTH AND 740 FEET WEST FROM SOUTHEAST CORNER DLC 43.

T-6853.PKS

Special Order Volume 49, Page 454 .

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SALEM, OREGON

GRANTOR'S NAME:
Gray Properties LLC

GRANTEE'S NAME:
Western Rivers Conservancy

SEND TAX STATEMENTS TO:
Western Rivers Conservancy
71 SW Oak Street Suite 100
Portland, OR 97204

AFTER RECORDING RETURN TO:
Western Rivers Conservancy
71 SW Oak Street Suite 100
Portland, OR 97204

Escrow No: 471811012841-TTMIDWIL20

12496 Dieckman Lane SE
Aumsville, OR 97325

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

11-17841
11-17841
11-17841

Gray Properties, LLC, an Oregon limited liability company, Grantor, conveys and warrants to Western Rivers Conservancy, an Oregon nonprofit public benefit corporation, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Marion, State of Oregon:

PARCEL 1:

Government Lots 5, 6, and 7, and the South Half (S1/2) of the Southeast Quarter (SE1/4) of Section 16, Township 9 South, Range 1 West of the Willamette Meridian, Marion County, Oregon.

EXCEPTING THEREFROM that parcel of land identified as a tract of land in Section 16, Township 9 South, Range 1 West of the Willamette Meridian which lies between the main channel and a secondary channel of the North Santiam River, and is part of the land conveyed to Dorsey B. and Aimee J. Gray by deed recorded in Volume 317, Page 494, Deed Records for Marion County, Oregon, and is bound by the following: Beginning at the intersection point of the South line of said Section 16 and the ordinary high water line on the Westerly bank of the main channel of the North Santiam River, said point being 757 feet, more or less, North 89°46'00" East from the South 1/4 corner of said Section 16; thence following the ordinary high water line of said main channel in a generally Northeasterly direction to its intersection with the West line of land described in Volume 438, Page 981, Deed Records for Linn County, Oregon; thence North 0°07'53" West 245 feet, more or less, to the South meander line of the North Santiam River as surveyed by E.T.T. Fisher for William Cochran in 1893; thence North 14°28'46" West 261.21 feet to the medial line between the South meander line and the North meander line of the North Santiam River as originally surveyed by the United States Government Land Office; thence following the said medial line Southwesterly 1735 feet, more or less, to its intersection with the ordinary high water line on the Easterly bank of a secondary channel of the North Santiam River; thence following the ordinary high water line of the said Easterly bank in a generally Southeasterly direction to its intersection with the South line of said Section 16; thence North 89°46'00" East along the said section line, 416 feet, more or less to the point of beginning.

ALSO EXCEPTING THEREFROM that portion conveyed to Norpac Foods by Deed recorded August 6, 1991 in Reel 874, Page 236.

PARCEL 2:

Government Lot 4 of Section 16, Township 9 South, Range 1 West of the Willamette Meridian, Marion County, Oregon.

PARCEL 3:

Beginning at a point on the East line of the Southwest Quarter of the Southwest Quarter of

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WATER RESOURCES DEPT
SALEM, OREGON

Section 16; thence Northeasterly along the center of said creek channel as follows: North 61°02'05" East 118.18 feet and North 57°27'03" East 130.59 feet and North 54°51'16" East 85.30 feet and North 67°11'23" East 108.56 feet and North 87°02'02" East 72.15 feet and North 36°20'18" East 117.38 feet and North 20°26'12" East 126.47 feet to the center of a second channel, being a secondary channel of the North Santiam River, thence Easterly along the center of said secondary channel as follows: South 83°06'47" East 113.40 feet and North 73°55'18" East 51.87 feet, more or less, to the medial line between the North and South meander lines of the North Santiam River as originally surveyed by the United States Government Land Office; thence Southwesterly along said medial line as follows: South 18°08'06" West 163.09 feet and South 54°01'49" West 429.12 feet and South 64°29'09" West 288.53 feet and South 72°31'36" West 68.50 feet to a point on the aforesaid East line of the Southwest Quarter of the Southwest Quarter of Section 16; thence North 00°08'25" East along said East line, 104.5 feet, more or less, to the point of beginning.

PARCEL 4:

Beginning on the section line between Sections 19 and 20 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, at a point which is 1.20 chains South from the Northwest corner of said Section 20; thence North 89°42' East 13.793 chains; thence South 7.25 chains; thence Westerly parallel with the North line of said tract 13.793 chains to a point due South of the place of beginning; thence North 7.25 chains to the place of beginning.

ALSO: Beginning at a point on the section line between Sections 19 and 20 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, 8.45 chains South from the Northwest corner of said Section 20; thence North 89°42' East 13.793 chains; thence North 7.25 chains; thence North 89°42' East 26.397 chains to the East line of the J.M. Pritchard Donation Land Claim No. 43 in said township and range; thence South 0°42' West along the East line of said claim 15.388 chains to the most Easterly Southeast corner thereof; thence South 89°46' West along the South line of said Claim 40.002 chains to the reentrant corner on said South line, said point being in the West line of said Section 20; thence North along the West line of the said Section 8.087 chains to the place of beginning.

SAVE AND EXCEPT THEREFROM the South 20 feet conveyed to Marion County, Oregon, by deed recorded in Book 330, Page 333, and in Deed Book 330, Page 335, Deed Records for Marion County, Oregon.

ALSO SAVE AND EXCEPT that portion conveyed to Ernest H. Lafky and Elsie C. Lafky by deed recorded June 15, 1962, in Volume 559, Page 693, Deed Records for Marion County, Oregon, as follows: Beginning at a stone at the most Easterly Southeast corner of the John M. Pritchard Donation Land Claim No. 43 in Section 20, Township 9 South, Range 1 West of the Willamette Meridian, in Marion County, Oregon; thence North 0°37' West 321.07 feet along the claim line to an iron pipe; thence North 61°59' West 158.60 feet to an iron pipe; thence South 86°15' West 89.50 feet to an iron pipe; thence South 0°37' East 401.95 feet to the South line of said Pritchard claim; thence Easterly along said South line 231.70 feet to the place of beginning.

PARCEL 5:

Government Lot 1 of Section 21, Township 9 South, Range 1 West of the Willamette Meridian, Marion County, Oregon.

Subject to and excepting: See attached exceptions.

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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

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WATER RESOURCES DEPT
SALEM, OREGON

DATED: December 19, 2011

Gray Properties LLC

BY: Janice L. Gray
Janice L. Gray
Managing Member

State of OREGON

COUNTY of Marion

This instrument was acknowledged before me on December 21, 2011, by Janice L. Gray, Managing Member of the Gray Properties, LLC, an Oregon limited liability company, on behalf of the company.

Della Jean Sene
Notary Public - State of Oregon

My commission expires: 11-18-13



EXCEPTIONS

1. The Land has been classified as Farm, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties.
2. Any rights, liens, claims or equities, if any, in favor of Santiam Water Control District.
3. Any rights, liens, claims or equities, if any, in favor of Marion Soil and Water Conservation District.
4. Rights of the public and governmental agencies in and to any portion of said land lying within the boundaries of streets, roads, and highways.
5. Any adverse claim based upon the assertion that:
 - a) Some portion of said Land has been created by artificial means, or has accreted to such portion so created.
 - b) Some portion of said Land has been brought within the boundaries thereof by an avulsive movement of North Santiam River or has been formed by accretion to any such portion.

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SALEM, OREGON

REEL: 3343

PAGE: 401

December 21, 2011, 03:48 pm.

CONTROL #: 306907

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$ 51.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

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SALEM, OREGON