

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 Tom & Fawn Kerns		PHONE (HM) 541-403-0824	
PHONE (WK)	CELL 541-403-0824	FAX	
ADDRESS 13974 Launchpad Ln.			
CITY Haines	STATE OR	ZIP 97833	E-MAIL* fawnkerns@gmail.com

Organization Information

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

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

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

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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.) **SALEM, OR**

By my signature below I confirm that I understand:

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

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


Applicant Signature

Thomas L Kerns owner
Print Name and title if applicable

7-1-13
Date


Applicant Signature

Fawn Kerns owner
Print Name and title if applicable

7/1/13
Date

For Department Use		
App. No. _____	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)*.

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	Salmon Creek	Approx. .4 miles	+ 4 ft.
#2	Salmon Creek	Approx. .4 miles	+ 6 ft.
#3	Salmon Creek	Approx. .25 miles	+ 2 ft.
#4	Salmon Creek	Approx. .8 miles	+ 16 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)*.

All of the wells will be at a higher elevation than the nearest stream, Salmon Creek.

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Alluvial

Total maximum rate requested: 7.24cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
#1	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>	10"	0-500'	100'-500'	0-40'	N/A	Alluvial	500'	3251 gpm	3.5 AF/AC
#2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>	10"	0-500'	100'-500'	0-40'	N/A	Alluvial	500'	3251 gpm	3.5 AF/AC
#3	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>	10"	0-500'	100'-500'	0-40'	N/A	Alluvial	500'	3251 gpm	3.5 AF/AC
#4	<input checked="" type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>	10"	0-500'	100'-500'	0-40'	N/A	Alluvial	500'	3251 gpm	3.5 AF/AC
	<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 a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1st - October 31st	3.5 AF / AC
Supplemental Irrigation	March 1st - October 31st	3.5 AF / AC

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: 301.6 Acres Supplemental: 133 Acres

List the Permit or Certificate number of the underlying primary water right(s): C-38137 & C-82921

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 3.5 AF / AC

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

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SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

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

Pump (give horsepower and type): I would like to install a submersible 100 horsepower pump.

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. I plan on having a buried main line for the wells that will allow me to irrigate the entire piece of property.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) I am planning to install center pivots for the main irrigation of the entire ground and then I will have wheel lines or hand lines to irrigate the corner pieces that the center pivot cannot irrigate.

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.

I am requesting 7.24 cubic feet per second. I am asking for this amount of water so I will be able to install center pivots with large end guns. I would like to have the option of using a center pivot and have the correct amount of water to be able to use it legally. I am also wanting to plant potatoes on this ground and they require more water later in the season. With the irrigation system that I plan on installing we will use water more efficiently with less loss. I will install a flow meter on each of the wells to monitor and record the amount of water used. I will have all the diverted water in a pipe system so the waste will be little to none from the well sites to the

irrigated ground. There will be no damage to aquatic life or riparian habitat or any co mingling of the ground water or surface water due to the mainline pipe system that will be installed.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: N/A Acreage inundated by reservoir: N/A

Use(s): N/A

Volume of Reservoir (acre-feet): N/A Dam height (feet, if excavated, write "zero"): N/A

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): N/A

USE OF STORED GROUND WATER	PERIOD OF USE
N/A	N/A

SECTION 8: PROJECT SCHEDULE

Date construction will begin: September 2013

Date construction will be completed: September 2018

Date beneficial water use will begin: October 2018

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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 N/A	Address N/A	
City N/A	State N/A	Zip N/A

SECTION 10: REMARKS

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

I am currently applying for 7.24 cfs for primary and supplemental irrigation. I would like to be able to use well #1, well #2, well #3, or well #4 or a combination of well #1, well #2, well #3, and well #4 to acquire the full amount of water that I am applying for in my application. I am applying for a rate of 1/60th which is a greater rate than a standard ground water application. With the possibility to run center pivots that require a greater rate than 1/80th per acre. The crop that I would like to plant also requires more water later in the season.

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SALEM, OR

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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SALEM, OR

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: Tom & Fawn
First

Kerns
Last

Mailing Address: 13974 Launchpad Ln.

Haines

City

OR

State

97833 Daytime Phone: 541-403-0824

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:
8S	39E	15	SE	600-900		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
8S	39E	14	SW	400-500		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
8S	39E	23	NW	4400, 5800, 5900		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
						<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:

Baker County	RECEIVED BY OWRD JUL 03 2013
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B. Description of Proposed Use

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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: 7.24cfs 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:

I am applying for a new ground water irrigation right. This will be some primary irrigation and some supplemental irrigation.



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. →

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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): 301.01 BCZSD
- 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
	RECEIVED BY OWRD	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	JUL 03 2013	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	SALEM, OR	<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.

Applicant states no construction is proposed. At the time construction is required, please contact the Baker City County Planning Dept.

Name: Laura J. Hoopes, Planner (Baker Co)
 Signature: *[Signature]* Phone: 541-523-8219 Date: 7/1/13
 Government Entity: _____

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: _____

WARRANTY DEED

FLYING J FARMS, LLC, an Oregon limited liability company, Grantor, warrants and conveys to TOM KERNS and FAWN KERNS, husband and wife, Grantees, all of Grantor's right, title and interest in and to that certain real property situate in Baker County, Oregon, described more fully on Exhibit "A" attached hereto and by this reference incorporated herein.

This legal description was created prior to January 1, 2008.

SUBJECT TO reservations in federal patents and state deeds, covenants, conditions, restrictions, reservations and easements for roads and utility installations all as the same appear of record or are visible thereon, including without limit, rights of the public in and to any portion of the property lying within the boundaries of roads or highways or lying below the mean high water mark of any creeks crossing the Property.

SUBJECT TO regulations, including levies, assessments, easements, and other matters of record or are visible upon inspection concerning ditches, canals and other irrigation works, including without limit, any and all matters pertaining to ditches crossing the property and also statutory powers, including easements and assessments of the Powder Valley Water Control District and the Wilcox Subdistrict.

SUBJECT TO rights of the public and of governmental bodies in and to any portion of the Property lying below the mean high water mark of creeks or ditches crossing the Property.

SUBJECT TO rights of the public in and to any portion of the Property lying within the boundaries of roads or highways.

SUBJECT TO the classification of the property as farm use. Buyer shall be responsible for any additional taxes or interest resulting from any disqualification of the property from such classification which arise as a consequence of actions of Buyer during Buyer's ownership; provided, Seller shall be responsible for any such additional taxes or interest resulting from any such disqualification which arise as a consequence of actions of Seller during Seller's ownership.

SUBJECT TO discrepancies, conflicts in boundary lines, shortage in area, encroachments in area or any other fact which a correct survey would disclose.

The true consideration for this conveyance is \$722,670.00.

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, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED THIS 9 day of May, 2013.

FLYING J FARMS, LLC

[Signature]
Title: managing member

STATE OF OREGON }
County of Baker } ss:

The foregoing instrument was acknowledged before me this 9 day of May, 2013, by JOHN TAYLOR ROHNER, aka J. T. Rohner, as member on behalf of FLYING J FARMS, LLC.



[Signature]
Notary Public for Oregon
My Commission Expires: 12/26/16

AFTER RECORDING RETURN TO:
Elkhorn Title Compar /
1725 Main Street
Baker City, Oregon

SEND TAX STATEMENTS TO:
Tom & Fawn Kerns
13974 Launchpad Lane
Haines, OR 97833

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Elkhorn Title Co. #20145

EXHIBIT "A"

Parcel I:

In Township 8 South, Range 39 East, Willamette Meridian, In County of Baker and State of Oregon, as follows:

Section 14: Southwest quarter of the Southwest quarter,
All that portion of the Northwest quarter of the Southwest quarter
lying Southwesterly of the railroad right of way.

(8S39 portion 4400)(8S3914 400)

Section 15: Southwest quarter of the Southeast quarter,
North half of the Southeast quarter, EXCEPTING THEREFROM the
following:

Beginning at a point 902 feet West of the quarter corner common to
Sections 14 and 15, said township and range.:
thence South 510 feet;
thence West 574 feet;
thence North 510 feet;
thence East 574 feet to the Point of Beginning.

(8S3915 600)

Section 23: West half of the Northwest quarter.

(8S39 portion 4400)

Parcel II:

In Township 8 South, Range 39 East, Willamette Meridian, in County of Baker and State of Oregon, as follows:

Section 15: Southeast quarter of the Southeast quarter.

(8S3915 900)

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Parcel III:

A parcel of land lying in the North half of the Southeast quarter of Section 15, Township 8 South, Range 39 East, Willamette Meridian, in County of Baker and State of Oregon, and being that property described in that deed to the State of Oregon, by and through its State Highway Commission, dated September 17, 1927, and recorded in Deeds Volume 108, page 629, and re-recorded in Deeds Volume 109, page 227, Records of Baker County, Oregon; the said parcel being more particularly described as follows:

Beginning at the Northwest corner of the county gravel pit in the Northeast quarter of the Southeast quarter of Section 15, Township 8 South, Range 39 East, Willamette Meridian, which corner is 1324.0 feet West of the quarter corner common to Sections 14 and 15, Township 8 South, Range 39 East, Willamette Meridian; thence South along the West boundary of said gravel pit a distance of 360.0 feet; thence East along the South boundary of said gravel pit a distance of 424.0 feet; thence South 150.0 feet; thence West a distance of 574.0 feet; thence North 510.0 feet; thence East a distance of 150.0 feet to the Point of Beginning.

(8S3915 700)

Parcel IV:

Beginning at a point 902 feet West of the East quarter corner of Section 15, Township 8 South, Range 39 East, Willamette Meridian, in County of Baker and State of Oregon; thence West along the center of the section line 424 feet; thence South 360 feet; thence East 424 feet; thence North 360 feet to the Point of Beginning.

(8S3915 800)

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PARCEL V:

In Township 8 South, Range 39 East of the Willamette Meridian, County of Baker and State of Oregon:

Section 14: All that portion of the East half of the Southwest quarter lying West of the Westerly right of way line of the Oregon Railroad & Navigation Co.

(8S3914 500)

Section 23: All that portion of the West half of the Northeast quarter, and the East half of the Northwest quarter lying West of the Westerly right of way line of the Oregon Railroad & Navigation Co.

(8S39 5800, 5900)

STATE OF OREGON }
 COUNTY OF BAKER }
 I CERTIFY THAT THIS
 INSTRUMENT WAS RECEIVED
 AND RECORDED IN THE BOOK
 OF RECORDS OF SAID COUNTY
 TAMARA J. GREEN, BAKER CO. CLERK
 BY *Tara Phillips* DEPUTY
 DOC#: 13190037B
 5/10/2013 3:30 PM
 REF .00 56.00
ETC *CHG*

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