

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 RICHARD L. FLY		PHONE (HM) 541-493-2058	
PHONE (WK)	CELL		FAX
ADDRESS 36981 DUSTY LANE			
CITY BURNS	STATE OR	ZIP 97720	E-MAIL* N/A

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 DENNIS R. GLENDER DBA GLENDER'S HYDRO TECH SERVICES		541-219-0806	FAX N/A
ADDRESS 8664 SW SAND RIDGE RD			CELL SAME
CITY CROOKED RIVER RANCH	STATE OR	ZIP 97760	E-MAIL* DIGLENDER@MSN.COM

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

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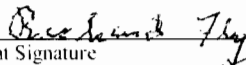
JUL 24 2013

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.

SALEM, OR

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


Applicant Signature

Richard L. Fly - Owner
Print Name and title if applicable

7-19-13
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>617704</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*).

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		
2	"		
3	"		
4	"		

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 - Alluvial

Total maximum rate requested: 9.67 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.

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	☐	X	HARN 1895	☐	12"		70-80'	0-18	17'	Alluvial	113'	1,200	480
#2	X	☐		☐	14'	n/a	n/a	"		"		1,200	480
#3	X	☐		☐	"	"	"	"		"		1,200	480
#4	X	☐		☐	"	"	"	"		"		750	300
				☐									
		☐		☐									
	☐	☐		☐									
	☐	☐		☐									

G-1724

- * 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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Revised 2/1/2012

Ground Water/5

JUL 24 2013

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SALEM, OR

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
IRRIGATION	4/1-11/31 ANNUALLY	1,740

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: 580 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 1,740 acft

- 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: _____

SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

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

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☒ Pump (give horsepower and type): 50-150 HP TURBINE PUMPS

SALEM, OR

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. _____

B. Application Method

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

LOW PRESSURE CENTER PIVOT SPRINKLE IRRIGATION

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.

LOW PRESSURE CENTER PIVOT SPRINKLE IRRIGATION WILL IRRIGATE MOST EFFICIENTLY

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

SECTION 8: PROJECT SCHEDULE

Date construction will begin: Water year permit is issued

Date construction will be completed: 2019

Date beneficial water use will begin: Water year permit is issued

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

SECTION 10: REMARKS

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

I requested a 1/60th diversion rate for good crop production in the Eastern Oregon Desert.

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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.

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NOTE TO LOCAL GOVERNMENTS

SALEM, OR

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.

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: Richard L.

First

Fly

Last

Mailing Address: 36981 Dusty Lane

Burns

City

OR

State

97720

Zip

Daytime Phone: 541-493-2058

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:
23 S	32.5 E	17		100, 200, 300, 500,600, 700, 800, 1000, & 1100	EFU	X ☐ Diverted	XX ☐ Conveyed	☐ Used	Irrigation
						☐ Diverted			
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

Harney, County

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B. Description of Proposed Use

SALEM, OR

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: 15.0 ☒ 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:

Applicant is going to develop the above described property for productive agricultural uses.

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): HC203.020 (EFW-2)
- ☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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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JUL 24 2013

Name: Brandon McMan Title: Planning Director

(541-573-6655)

SALEM, OR

Signature: [Signature] Phone: _____ Date: 7/19/2013

Government Entity: Harvey 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: _____

Witness my hand and seal of
County allied.
Robert L. Smith
By *Robert L. Smith* Deputy

G-17704

WARRANTY DEED

930904

KNOW ALL MEN BY THESE PRESENTS, That Lula M. Hubank Valczak, a single person, the Grantor, in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration to her paid, the receipt of which is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, the Grantees, their heirs and assigns, all the following described real property situated in the County of Harney, State of Oregon, to-wit:

Township 33 South, Range 32 1/2 East, WM
Section 17, North one-half of the Southeast
one-quarter of the Southeast one-quarter.

Reserving thereof an easement as recorded in that certain deed from BRADDOCKLAND RANCHES, INC. recorded in deed book 80 page 104, records of Harney County, Oregon.

To Have and to Hold the above described and granted premises unto the said grantees, their heirs and assigns forever.

And the grantor does covenant that it is lawfully seized in fee simple of the above granted premises free from all incumbrances, and that it will and its successors shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except as set forth above.

IN WITNESS WHEREOF, the grantor above-named have hereunto set her hand and seal this 23 day of November, 1993.

Lula M. Hubank Valczak
(GRANTOR)

STATE OF OREGON)
) ss.
County of Douglas)

On this 23 day of November, 1993, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Lula M. Hubank Valczak, a single person, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same for the purposes therein contained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, the day and year last above written.

(Notary Seal)

James R. Sawyer
Notary Public for Oregon
My commission expires 12-21

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JUL 24 2013

SALEM, OR

Q-7704

930904



STATE OF OREGON }
County of Harney }

I certify that the within instrument was received for
recording on the 24th day of July 2013, and recorded
in Vol. 1246, at page 1246, and recorded
in the public records of said County.
Deputy County Clerk
Kathleen M. Smith

RECEIVED BY OWRD

JUL 24 2013

SALEM, OR

6-17764

890729

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS that ~~GRANT~~ political subdivision, hereinafter called Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns, all of that certain real property with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, situated in the County of Harney, State of Oregon, described as follows, to wit:

In Township 23 S. R. 32-1/2 E., W.M. 1
Section 17: 141/4SW1/4; SW1/4SW1/4

reserving to the County of Harney all gas, oil and mineral rights, geothermal or other energy sources, and right for County road right of way,

TO HAVE AND TO HOLD the same unto said Grantee and Grantee's heirs, successors and assigns, forever. The true and actual consideration for this transfer is \$4,800.00.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before 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.

DATED this 17 day of May, 1989.

Dale White
COUNTY JUDGE

H. L. Loefer
COUNTY COMMISSIONER

COUNTY COMMISSIONER

STATE OF OREGON)
County of Harney) ss.

PERSONALLY APPEARED before me the above county officials and acknowledged the foregoing to be their voluntary act, and the seal affixed hereto is the seal of the Harney County Court, and this Bargain and Sale Deed was signed and sealed on behalf of HARNEY COUNTY, by authority of its County Court, on May 17, 1989.

Robert L. Loefer
COUNTY CLERK

STATE OF OREGON
County of Harney
I certify that the within instrument was received for
recording on the 17 day of May 1989 at 11:11 A.M. and recorded
My official number 14218
Deborah S. Loefer, County Clerk
By: Robert L. Loefer, Deputy

BY OWRD

2013

SALEM, OR

G-17704



10364

WARRANTY DEED

STATE OF OREGON }
County of Harney }

Verify that the within instrument was presented for
recording on the 1st day of December, 1993, at 10:24 AM, and that it was
correctly recorded in the public records of Harney County, Oregon, in
book 10364, page 10364.

Deputy Sheriff, County Clerk
By: [Signature]

KNOW ALL MEN BY THESE PRESENTS, That Dwight L. Siebert & Emma L. Siebert husband and wife, the grantors does in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration paid to them, the receipt of which is hereby acknowledged, have granted, bargained and sold unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, the Grantees, their heirs and assigns, all the following described real property situated in the County of Harney, State of Oregon, to-wit:

The East 1/2 of the Southwest 1/4, Section 17, Township 23, South, Range 32 1/2 East, VII, containing 80 acres more or less.

Reserving thereof an easement as recorded in that certain deed from MEADOWLAND RANCHES, INC. recorded in deed book 109 page 366, records of Harney County, Oregon.

To Have and to hold the above described and granted premises unto the said grantees, their heirs and assigns forever.

And the grantor does covenant that it is lawfully seized in fee simple of the above granted premises free from all incumbrances, and that it will and its successors shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except as set forth above.

IN WITNESS WHEREOF, the grantor above-named have hereunto set their hand and seal this 1 day of December, 1993.

STATE OF COLORADO)
) ss.
County of Denver)

[Signature] (SEAL)
[Signature]

On this 1 day of December, 1993, before me, the undersigned, a Notary Public in and for said County and State, personally appeared known to me to be the persons whose names is subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this day and year last above written.



[Signature]
Notary Public for Oregon

My commission expires: 7/26/95

BY OWRD

JUL 24 2013

SALEM, OR

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JAN 5 1996

960044

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS that HARNEY COUNTY, a political subdivision, hereinafter called Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto RICHARD L. FLY AND DOROTHY M. FLY, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns, all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Harney, State of Oregon, described as follows, to wit:

Land in Harney County, Oregon as follows:

T.23S. R.32 1/2E. W.M.
SEC. 17: NW 1/4SE 1/4
REF #3222 MAP #2332 1/2 17 TL #500 CODE 1-2
MARKET VALUE \$2,400.00 MINIMUM VALUE \$2,000.00

Reserving to the County of Harney all gas, oil and mineral rights, geothermal or other energy sources, and right for County road right of way.

TO HAVE AND TO HOLD the same unto said Grantee and Grantee's heirs, successors and assigns, forever. The true and actual consideration for this transfer is \$2,000.00.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before 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.

DATED this 20 day of December, 1995.

Race White
COUNTY JUDGE



Steven E. Yost
COUNTY COMMISSIONER
Kenneth J. Bantz
COUNTY COMMISSIONER

STATE OF OREGON)
County of Harney) ss.

PERSONALLY APPEARED before me the above county officials and acknowledged the foregoing to be their voluntary act, and the seal affixed hereto is the seal of the Harney County Court, and this Bargain and Sale Deed was signed and sealed on behalf of HARNEY COUNTY, by authority of its County Court, on the 20 day of December, 1995.

Dolores L. Linder
COUNTY CLERK

Until further notice, send tax statements to:

RICHARD L. FLY AND
DOROTHY M. FLY
P.O. BOX 4056
BURNS, OR 97720



STATE OF OREGON)
County of Harney) ss.

I certify that the within instrument was acknowledged
before me on the 5 day of January, 1996.
At 19-16-02124 o'clock PM of the year 1996.
My file number 96-0044
Records of said County
Dolores L. Linder County Clerk
Dr. Malcolm H. Haggerty

Page 1/DEED

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JUL 24 2013

SALEM, OR

617704

WARRANTY DEED

900211

KNOW ALL MEN BY THESE PRESENTS, That Roy E. Dehn and Hazel B. Dehn, husband and wife, the Grantors, in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration to them paid, the receipt of which is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, the Grantees, their heirs and assigns, all the following described real property situated in the County of Harney, State of Oregon, to-wit:

W 1/2 of the NW 1/4 of Section 17, Township 23 South, Range 32 1/2 East WM

Reserving therefrom an easement of forty feet (40 feet) along all boundaries for public highway for use in common with others, with power to dedicate, and, excepting therefrom all petroleum, oil, minerals, and products derived therefrom, within or underlying said land or that may be produced therefrom and all rights thereto; and further reserving a right of way, with right of entry upon, over, under, along, across, and through the said land for the purpose of erecting, constructing, operating, repairing and maintaining pole lines with cross arms for transmission of electrical energy, and for telephone lines, and/or for laying, repairing, operating and renewing, any pipe line or lines for water, gas or sewerage, and conduits for electric or telephone wires, and reserving to the Seller the sole right to convey the rights hereby reserved.

As recorded in that certain deed from MEADOWLAND RANCHES, INC. recorded in deed book 87 page 522, records of Harney County, Oregon

To Have and to Hold the above described and granted premises unto the said grantees, their heirs and assigns forever.

And the grantors does covenant that it is lawfully seized in fee simple of the above granted premises free from all incumbrances, and that it will and its successors shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except as set forth above.

WARRANTY DEED - 1

BY OWRD

4 2013

EM, OR

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900211

IN WITNESS WHEREOF, the Grantors above-named have hereunto
set their hands and seals this 13 day of January, 1990.

Roy E. Dehn (SEAL)
Hazel B. Dehn (SEAL)

STATE OF CALIFORNIA)
) SS.
County of Orange)

On this 13 day of January, 1990, before me, the undersigned,
a Notary Public in and for said County and State, personally appeared
ROY E. DEHN and HAZEL B. DEHN, husband and wife, known to me to be
the persons whose names are subscribed to the within instrument, and
acknowledged that they executed the same for the purposes therein
contained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official
seal, the day and year last above written.



(Notary Seal)

Helga R. Bergthold
Notary Public for California
My Commission expires: 8-26-93

STATE OF OREGON }
County of Harney }

I certify that the within instrument was received for
record on the 13 day of January, 1990, at 11:11
A.M. and returned
Recording number 111111

Records of said County
Deputy Register, County Clerk
B. J. Smith, Jr.

WARRANTY DEED -- 2

BY OWRD

2013

OR

G-17704

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JAN 5 1996

960043

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS that HARNEY COUNTY, a political subdivision, hereinafter called Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto RICHARD L. FLY AND DOROTHY M. FLY, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns, all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Harney, State of Oregon, described as follows, to wit:

Land in Harney County, Oregon as follows:

T.23S. R.32 1/2E. W.M.
SEC. 17: E1/2NW1/4
REF #5723 MAP #2332 1/2 1/2 IL #200 CODE 1-2
MARKET VALUE \$4,800.00 MINIMUM VALUE \$4,000.00

Reserving to the County of Harney all gas, oil and mineral rights, geothermal or other energy sources, and right for County road right of way.

TO HAVE AND TO HOLD the same unto said Grantee and Grantee's heirs, successors and assigns, forever. The true and actual consideration for this transfer is \$4,000.00.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before 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.

DATED this 30 day of December, 1995.

Dale White
COUNTY JUDGE



Shirley H. Harty
COUNTY COMMISSIONER
Kenneth J. Burtz
COUNTY COMMISSIONER

STATE OF OREGON }
County of Harney }

PERSONALLY APPEARED before me the above county officials and acknowledged the foregoing to be their voluntary act, and the seal affixed hereto is the seal of the Harney County Court, and this Bargain and Sale Deed was signed and sealed on behalf of HARNEY COUNTY, by authority of its County Court, on the 30 day of December, 1995.

Norm Swisher
COUNTY CLERK

Until further notice, send tax statements to

RICHARD L. FLY AND
DOROTHY M. FLY
P.O. BOX 1056
BURNS, OR 97720



Page UNDEED

STATE OF OREGON }
County of Harney }

I certify that the within instrument was duly recorded on the 5 day of January, 1996 at 2:24 PM. The fee recorded was \$4,000.00. Received by Notary Public, Notary Public, County Clerk, Burns, Oregon.

RECEIVED BY OWRD

JUL 24 2013

SALEM, OR

G-17704

100/68K
2332N17 Z

20020288

WARRANTY DEED

KNOW ALL MEN BY THOSE PRESENTS, That Hiram G. Keeler and Rayola M. Keeler, husband and wife, the Grantors, in consideration of the sum of Six Thousand Four Hundred Dollars (\$6,400.00) to them have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, the Grantees, their heirs and assigns, all the following described real property situated in the County of Harney, State of Oregon, to-wit:

The Northeast Quarter of Section 17, Township 23 South, Range 32 1/2 East, WM, containing 160 acres more or less

Reserving therefrom an easement as recorded in that certain deed from MEADOWLAND RANCHES, INC. recorded in deed book 112 page 320, records of Harney County, Oregon

To Have and to Hold the above described and granted premises unto the said grantees, their heirs and assigns forever.

And the grantors does covenant that it is lawfully seized in fee simple of the above granted premises free from all incumbrances, and that it will and its successors shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except as set forth above.

WARRANTY DEED - 1

STATE OF OREGON
County of Harney
I certify that the within instrument was received
for record on the 17th day of February
2002 at 1:30 P.M. and
recorded in deed book 20020288
of said County.
D. J. [Signature] County Clerk
B. [Signature] Deputy

RECEIVED BY OWRD

G-17704

JUL 24 2013

SALEM, OR

INSTRUMENT # 20020286

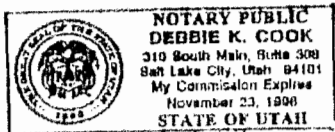
IN WITNESS WHEREOF, the Grantors above-named have hereunto
set their hands and seals this ^{28 June 98} day of ~~July~~, 1996

Hiram G. Keeler (SEAL)
Rayola M. Keeler (SEAL)

STATE OF Utah)
County of Davis) SS.

On this 28 day of ^{June 1998} ~~July~~, 1996, before me, the undersigned,
a Notary Public in and for said County and State, personally appeared
Hiram G. Keeler and Rayola M. Keeler, husband and wife, known to me
to be the persons whose names are subscribed to the within instrument,
and acknowledged that they executed the same for the purposes therein
contained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official
seal, the day and year last above written.



(Notary Seal)

Debbie K. Cook
Notary Public for Utah
My Commission expires: 11-23-98

WARRANTY DEED - 2

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JUL 24 2013

SALEM, OR

G-17704

APR 21 2000

20000825

1000
60K ✓
23 3217 185-171

WARRANTY DEED

KENNETH R. WATKINS and NORMA C. WATKINS, husband and wife, called Grantors herein, hereby convey and warrant to RICHARD L. FLY and DOROTHY M. FLY, called Grantees herein, the following described real property in Harney County, Oregon:

In Township 23 South, Range 32½ East, Willamette Meridian
Section 17: E½SW¼SE¼

SUBJECT TO: The rights of the public in roads and highways; Mineral Reservations as reserved in deed from H. C. Vogler, Jr. and Pearl E. Vogler, as to a one-half interest therein, recorded August 8, 1962, in Book 71, Page 543, Harney County Deed Records; Mineral Reservations, as reserved in deed from Meadowland Ranches, Inc., as to a one-half interest therein, recorded February 14, 1978, in Book 105, Page 625, Harney County Deed Records; Reservations recorded February 14, 1978, in Book 105, Page 625, Harney County Deed Records, pertaining to utilities, ditches and public right of way; and easements, reservations and restrictions of record

(Acct. No. 1-2 23-321/2-17 1000) (Tax ID No. 5823)

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.

The true consideration for this transfer is: \$2,500.00.

Dated: April 15, 2000.

Kenneth R. Watkins
Kenneth R. Watkins

Until further notice, send all tax statements to:

Richard Dorothy Fly

PO Box 1056

Burns, OR 97720

Norma C. Watkins
Norma C. Watkins

STATE OF OREGON (WAS H)

) ss

County of ~~Harney~~ SPOKANE

(FOR RECORDER'S USE)

Personally appeared the above named Kenneth R. Watkins and Norma C. Watkins and acknowledged the foregoing instrument voluntary act

Before me:

Edmund L. Swadlow

Notary Public for Oregon WAS

My commission expires: Mar 14



STATE OF OREGON

County of Harney

I certify that the within instrument was received

for record on the 16th day of April, 2000.

20.00 at 11:00 A.M. and

recorded Microfilm Number 1720825.

1999

County Clerk

By [Signature] Deputy

Prepared by
STEPHEN D. FINLAYSON, P.C. ATTORNEY
709 Ponderosa Village
Burns OR 97720 541 573-2151

Return to
Richard & Dorothy Fly
PO Box 1056
Burns, OR 97720

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JUL 24 2013

[redacted] watkins-fly wardeel@ppj

SALEM, OR

G-17704

WARRANTY DEED

930904

KNOW ALL MEN BY THESE PRESENTS, That Lula M. Bubank Valozak, a single person, the Grantor, in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration to her paid, the receipt of which is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto RICHARD L. FLY and DOROTHY M. FLY, husband and wife, the Grantees, their heirs and assigns, all the following described real property situated in the County of Harney, State of Oregon, to-wit:

Township 28 South, Range 32 1/2 East, 10th
Section 17, North one-half of the Southeast
one-quarter of the Southeast one-quarter.

Reserving thereof an easement as recorded in that certain deed from HEADWATER RANCHES, INC. recorded in deed book 60 page 104, records of Harney County, Oregon.

To Have and to Hold the above described and granted premises unto the said grantees, their heirs and assigns forever.

And the grantor does covenant that it is lawfully seized in fee simple of the above granted premises free from all incumbrances, and that it will and its successors shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except as set forth above.

IN WITNESS WHEREOF, the grantor above-named have hereunto set her hand and seal this 23 day of November, 1992.

Lula M. Bubank Valozak
(SEAL)

STATE OF OREGON)
County of Douglas) SS.

On this 23 day of November, 1992, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Lula M. Bubank Valozak, a single person, known to me to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same for the purposes therein contained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, the day and year last above written.

James H. Sanger
Notary Public for Oregon
My commission expires 12-31-94

(Notary Seal)

RECEIVED BY OWRD

JUL 24 2013

SALEM, OR

G-17704

930904



STATE OF OREGON
County of Harney

I certify that the within judgment was received for
recording on the 10th day of July 1934 at 10:00
A.M. of said County and recorded
in Book 10, Page 10, of the records of said County.
Deputy County Clerk
By *[Signature]*

RECEIVED BY OWRD

JUL 24 2013

SALEM, OR

Q-1770X

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 _____

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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JUL 24 2013

SALEM, OR