Application for a Permit to Use

Ground Water

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

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Water-Use Permit Application Processing

1. **Completeness Determination**

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 (www.oregon.gov/owrd/law). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus $200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is $350.00 for the applicant and $700.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME				PHONE (HM)
Roaring Springs Ranch Inc.				541-495-2263
PHONE (WK) 541-495-2263	CELL 541-589-1896			FAX 495-2266
ADDRESS 31437 Hwy 205				
CITY Frenchglen	STATE OR	ZIP 97736	E-MAIL* roaringspringsranch@gmail.com	

Organization Information

NAME			PHONE	FAX
ROARING SPRINGS RANCH, INC. / STACY DAVIES			495-2263 ~~541-410-3050~~	495-2263
ADDRESS 31434 HIGHWAY 205				CELL 589-1896
CITY FRENCHGLEN	STATE OR	ZIP 97736	E-MAIL* roaringspringsranch@gmail.com	

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

AGENT / BUSINESS NAME			PHONE	FAX
ANDERSON ENGINEERING & SURVEYING INC			541-947-4407	541-947-2321
ADDRESS P.O. BOX 28				CELL
CITY LAKEVIEW	STATE OR	ZIP 97630	E-MAIL* DARRYLA@ANDERSONENGINEERING.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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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	Print Name *and title if applicable*	Date
Stacy Davies	Manager	3/29/14

For Department Use		
App. No. G-17961	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)*.

NA

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

		IF LESS THAN 1 MILE:	
WELL NO.	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	Dry Creek	19,215	5'

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)*.

see Well Log HARN 1704

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 3.09cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the 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 to obtain the necessary information.

G-17861

										PROPOSED USE			
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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	☐	☒	HARN 1704	☐	16"	0-660	NA	0-25	59	black/grey rock, sandstone	1000	1387	740.49
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

* 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	Irrigation Season	740.49

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: 246.83 Acres Supplemental: 0 Acres

List the Permit or Certificate number of the underlying primary water right(s): NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 740.49

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- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: NA

  If the use is **mining**, describe what is being mined and the method(s) of extraction: NA

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): Turbine Pump, 100 HP (approx.)

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from the existing well through 1850' of buried mainline to the center of the pivot which will distribute the water on the place of use.

B. Application Method
What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)
center pivot irrigation system

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.
Water is needed to develop what is currently an undeveloped area into farmable land. The amount of water requested is necessary for crop growth needs in this area, and is consist with water rates for other water rights in the area. The well discharge will be fitted with a totalizing flow meter to measure water use. The water rate is appropriate for use in agricultural needs without having any waste or discharge that would adversely impact nearby waterways or riparian areas.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

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

Reservoir name: NA Acreage inundated by reservoir: NA

Use(s): NA

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

***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): NA

USE OF STORED GROUND WATER	PERIOD OF USE
NA	NA

SECTION 8: PROJECT SCHEDULE

Date construction will begin: April 2014

Date construction will be completed: May 2014

Date beneficial water use will begin: May 2014

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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 NA	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).*

Land Use Information Form

Oregon Water Resources Department
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(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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Land Use Information Form

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(503) 986-0900
www.wrd.state.or.us

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Applicant(s): Stacy Davies / Roaring Springs Ranch, Inc.

Mailing Address: 31434 Highway 205

City: Frenchglen State: OR Zip Code: 97736 Daytime Phone: 541-410-3050

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:
34 S	31E	22	NE SE	800	EFRU-1	☐ Diverted ☐ Conveyed ☒ Used	Irrigation
			SE SE	800			
34 S	31E	23	SW NW	700	EFRU-1	☒ Diverted ☒ Conveyed ☒ Used	Irrigation
			SE NW	700			
			NE SW	700			
			NW SE	700			
			SW SW	700			
			SE SW	700			
			NW SE	700			
			SW SE	700			
34 S	31E	26	NW NE	100	EFRU-1	☐ Diverted ☐ Conveyed ☒ Used	Irrigation
			NE NW	700			
			NWNW	700			
34 S	31E	27	NE NE	800	EFRU-1	☐ Diverted ☐ Conveyed ☒ Used	Irrigation

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

Harney County

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: 3.09 ☒ 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:

This water right application is for the development and installation of a new pivot irrigation system using an existing well.

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): Hzzo 3.010 - EFU - 1

☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ 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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Name: Brandon McMullen Title: Planning Director

Signature: [signature] Phone: (541) 573-6655 Date: 3/19/2014

Government Entity: Harney County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report are to be filed with the STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

WATER WELL REPORT
STATE OF OREGON
(Please type or print) (Do not write above this line)

RECEIVED
MAR 22 1968
STATE ENGINEER
SALEM, OREGON

State Well No. 34/31-23
State Permit No.

Harney 1704

(1) OWNER:
Name Derrill Morger
Address 234 Mt. Vernon Ave.
Bakersfield, California

(2) TYPE OF WORK (check):
New Well ☐ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:
Rotary ☐ Driven ☐
Cable ☒ Jetted ☐
☐ Bored ☐

(4) PROPOSED USE (check):
Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

(5) CASING INSTALLED:
Threaded ☐ Welded ☒
16" Diam. from 0 ft. to 660 ft. Gage .250
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(6) PERFORATIONS:
Perforated? ☐ Yes ☒ No.
Type of perforator used
Size of perforations in. by in.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

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(7) SCREENS:
Well screen installed? ☐ Yes ☒ No
Manufacturer's Name
Type Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

(8) WATER LEVEL: Completed well.
Static level 54' 8½" ft. below land surface Date 3-1-68
Artesian pressure lbs. per square inch Date

(9) WELL TESTS:
Drawdown is amount water level is lowered below static level
pump test made? ☒ Yes ☐ No If yes, by whom? owner
600 gal./min. with 120 ft. drawdown after 4 hrs.
" 1500 " 150 " 12 "
" ~~2200~~ 1700 " 150 ~~160~~ " 10 ~~12~~ "
Bailer test gal./min. with ft. drawdown after hrs.
Artesian flow g.p.m. Date
Temperature of water Was a chemical analysis made? ☐ Yes ☒ No

(10) CONSTRUCTION:
Well seal—Material used Puddled clay
Depth of seal 25 ft.
Diameter of well bore to bottom of seal 36 in.
Were any loose strata cemented off? ☐ Yes ☒ No Depth
Was a drive shoe used? ☒ Yes ☐ No
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? depth of strata
Method of sealing strata off
Was well gravel packed? ☐ Yes ☒ No Size of gravel:
Gravel placed from ft. to ft.

(11) LOCATION OF WELL:
County Harney Driller's well number
¼ ¼ Section 23 T. 34S R. ~~31E~~ 31E W.M.
Bearing and distance from section or subdivision corner
Located in center of section

(12) WELL LOG:
Diameter of well below casing 16"
Depth drilled 1000 ft. Depth of completed well 1000 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rates.

MATERIAL	From	To	SWL
brown soil	0	62	
tan clay w/sand & water	62	130	59
brown clay--gritty	130	166	
blue clay--gritty	166	206	
brown clay	206	222	
sticky green clay	222	249	
sticky red clay	249	250	
sticky brown clay	250	254	
grey clay w/fine to med sand	254	260	
sticky brown clay w/ occasional streaks sand	260	445	
olive green clay w/ streaks of sandstone	445	470	
green clay	470	540	
various colored clay w/ streaks of sand	540	852	
hard black & grey rock	852	875	54'
hard, dark grey sandstone	875	990	
hard black rock	990	1000	
Picked up water from 440'. Static leve remained same to 852'			

Work started 10-10- 1967 Completed 2-25 19 68
Date well drilling machine moved off of well 3-6 19 68

Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] Forest Skinner Date 3-20, 19 68
(Drilling Machine Operator)
Drilling Machine Operator's License No. 10

Water Well Contractor's Certification:
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.
NAME Skinner & Sons
(Person, firm or corporation) (Type or print)
Address Crane, Oregon 97732
[Signed] Catherine Skinner
(Water Well Contractor)
Contractor's License No. 372 Date 3-20-68, 19

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(USE ADDITIONAL SHEETS IF NECESSARY)

2005064

WARRANTY DEED

As consideration for this transfer, property or other value was either part or the whole consideration.

ROCK CREEK RANCH, INC, an Oregon Corporation, is the Grantor. ROARING SPRINGS RANCH, INC, an Oregon Corporation, is the Grantee. Grantor conveys and warrants to Grantee the real property located in Harney County, Oregon, and more particularly described in Exhibit "1" attached hereto, free of encumbrances except as specifically set forth therein. Gary Miller acknowledges that he is authorized to execute this instrument on behalf of ROCK CREEK RANCH, INC as President.

"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."

DATED this 14 day of March, 2005.

ROCK CREEK RANCH, INC
By:

Gary Miller, President

OFFICIAL SEAL
LESLIE H. ODAM
NOTARY PUBLIC-OREGON
COMMISSION NO. 345250
MY COMMISSION EXPIRES APRIL 25, 2005

STATE OF OREGON)
) ss.
County of Harney)

Personally appeared Gary Miller as President of ROCK CREEK RANCH, INC and acknowledged the foregoing instrument to be voluntary act and deed before me this 14 day of MARCH, 2005.

Notary Public for Oregon
My Commission Expires: 4/25/2005

AFTER RECORDING RETURN TO:

AmeriTitle
111 W Washington
Burns, OR 97720

SEND TAX STATEMENTS TO:

CAUTIONARY NOTICE ABOUT LIENS*—Under certain circumstances, a person who performs construction-related activities may claim a lien upon real property after a sale to the purchaser for a transaction or activity that occurred before the sale. A valid claim may be asserted against the property that you are purchasing even if the circumstances that give rise to that claim happened before your purchase of the property. This includes, but is not limited to, circumstances where the owner of the property contracted with a person or business to provide labor, material, equipment or services to the property and has not paid the persons or businesses in full.
*Required by ORS 93.125(1)(c).

STATE OF OREGON }
County of Harney } *ss*

I certify that the within instrument was received for record on the 1 day of April, 20 05 at 3:44 o'clock P M. and recorded Microfilm number 2005064 1 Deed Records of said County.

Maria Iturriaga, County Clerk

By Deputy

Larry Sullivan ■ P.O. Box 220 ■ Vale, OR 97918 ■ (541)473-3141

C-17861

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EXHIBIT "1"
(Rock Creek trade to Roaring Springs)

INST. #2005 0041

Land in Harney County, Oregon, as follows:

In Twp. 34 S., R. 31 E., W.M.:

Section 14: W ½
Section 15: SW ¼ SE ¼, S ½ SW ¼, EXCEPTING THEREFROM beginning at the Northwest corner of the SW ¼ SW ¼ of said section, thence South along said Section line 320 feet to the point of beginning, thence continuing South along said Section line 200 feet, thence East 200 feet, thence North 200 feet, West 200 feet to the point of beginning.
Section 22: W ½, NW ¼ NE ¼, W ½ SE ¼.
Section 23: W ½, SE ¼, S ½ NE ¼.
Section 26: W ½.
Section 34: S ½.
Section 35: W ½.

Account No. 92504 Map No. 33S 31E Code No. 16-2 Tax Lot 2100
Account No. 20219 Map No. 34S 31 E Code No. 16-2 Tax Lot 1600
Account No. 20220 Map No. 34S 31E Code No. 16-2 Tax Lot 900
Account No. 20214 Map No. 34S 31 E Code No. 16-2 Tax Lot 700

SUBJECT TO THE FOLLOWING EXCEPTIONS:

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

2. Reservation of minerals, in deed from J.H. Galanter, aka J. H. Gallanter and Fannie L. Galanter, husband and wife, as to a full interest therein.
   Recorded: April 4, 1958
   Book/Page: 64/551, Deed Records. (Affects the S ½ SW ¼, and the West 54 rods of the SW ¼ SE ¼ of Section 23, Twp. 34 S., R. 31 E., W.M.)

3. Reservations, including the terms and provisions thereof, in deed from Paydrex Inc., to Francis W. Cornett and Diana L. Cornett, husband and wife recorded February 1, 1973, in Book 94, Page 222, Deed Records. (Affects the S ½ SW ¼ and the West 54 rods of the SW ¼ SE ¼ of Section 23, Twp. 34 S., R. 31 E., W.M.)

4. Reservation, in deed from Harney County, Oregon recorded September 7, 1946, in Book 44, Page 240, Deed Records, reserving a right for a right of way for county roads. (Affects the S ½ NE ¼ of Section 23, Twp. 34 S., R. 31 E., W.M.)

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SALEM, OR

INST. #2005 0641

5. Reservation in deed from Harney County, Oregon, recorded June 24, 1960, in Book 67, Page 641, Deed Records. (Affects the W ½ of Section 14, NW ¼ of Section 23, Twp. 34 S., R. 31 E., W.M.)

6. Reservation of minerals, in deed from Harney County, Oregon, as to a full interest therein:
   Recorded: June 24, 1960
   Book/Page: 67/641, Deed Records. (Affects the W ½ of Section 14, NW ¼ of Section 23, Twp. 34 S., R. 31 E., W.M.)

7. Reservations in deed from Harney County, Oregon, recorded January 4, 1963, in Book 72, Page 342, Deed Records. (Affects a parcel of land 5 rods by 16 rods in the SW ¼ NW ¼ of Section 22, Twp. 34 S., R. 31 E., W.M.)

8. Reservation of minerals, in deed from Harney County, Oregon, as to a full interest therein:
   Recorded: January 4, 1963
   Book/Page: 72/342, Deed Records. (Affects a parcel of land 5 rods by 16 rods in the SW ¼ NW ¼ of Section 22, Twp. 34 S., R. 31 E., W.M.)

9. Rights of the United States Air Force, including terms and provisions thereof, as disclosed by Contract of Sale recorded in Book 83, Page 33, Deed Records.

10. Reservations and exceptions in patent, charges and assessments of any taxing district or districts within the boundaries of which said premises are situate, roadway pole line and ditch easements, if any, and zoning ordinances, if any.

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SALEM, OR

ANDERSON

ENGINEERING & SURVEYING, INC.

PO Box 28
17681 Hwy 395
Lakeview, Oregon 97630
541-947-4407
541-947-2321 FAX

TRANSMITTAL LETTER

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, Oregon 97301

DATE: 5/13/2014	**JOB NO: 2013-111**
ATTENTION: Scott Grew	
RE: Water Right	

WE ARE SENDING YOU ATTACHED:

☐ **PRINTS** ☐ **PLANS**

☐ **OTHER** _____

COPIES	DATE	DESCRIPTION
1		Application for a Permit to Use Ground Water with attachments
1		Letter 5/6/2014 with Checklist

THESE ARE TRANSMITTED AS CHECKED BELOW:

☐ **FOR APPROVAL** ☐ **FOR REVIEW AND COMMENT**

☐ **AS REQUESTED** ☒ **FOR SIGNATURE**

☐ **OTHER** _____

RECEIVED BY OWRD
MAY 15 2014
SALEM, OR

REMARKS

Scott;

If there are any questions, please contact Adam Kershaw at 541-947-4407 or adamk@andersonengineering.com.

Thank you!

COPY TO _____ **SIGNED** *Barb Thompson*

If enclosures are not as noted, please notify us at once

G-1786

Oregon
John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

May 6, 2014

Anderson Engineering & Survey
PO Box 28
Lakeview, OR 97630

Dear Anderson Engineering & Survey:

The Water Resources Department has received your application to use or store water. At this time however, we are unable to accept your application, because the minimum filing requirements are not met according to the Oregon Administrative Rules (OAR 690-310-0040 and 0050).

We are hereby returning the incomplete application and the fees submitted. Please return the application, the required information, and this checklist, so the Department may begin processing your application in a timely manner.

This review is based only on the completeness of your application. Any determination of water availability, compliance with basin plan rules, or any other water related issues has not been made.

Should you have any questions, please do not hesitate to contact Customer Service at the address above or by telephone at 503-986-0801.

Sincerely,

Scott Grew
Customer Service Group

Cc: OWRD Fiscal

RECEIVED BY OWRD

MAY 15 2014

SALEM, OR

G-17861