



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

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

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

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

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

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

PROPERTY SELLER INFORMATION

Applicant(s): WILFRED R. DAGGETT
First Last

Mailing Address: P.O. BOX D
ENTERPRISE OR 97828
City State Zip

Phone: 541-432-5811 541-432-9580
Home Work Other

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PROPERTY BUYER INFORMATION

Applicant(s): DAGGETT PROPERTIES LLC FORMERLY DAGGETT 99 LLC MAR 17 2014
First Last

Mailing Address: P.O. BOX D SALEM, OR
ENTERPRISE OR 97828
City State Zip

Phone: 541-432-6060 541-432-9580 541-263-0853
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: WALLOWA Township: 1S Range: 45E Section: 21, 28
 Tax Lot Number(s): 2000

Street address of water right property: NONE AVAILABLE

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

Application #: 13370 Permit #: 9697 Certificate or Page #: 12224

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

Name of individual completing this form: JEAN M. STORY Phone: 541-263-0853

Signature: Jean M. Story Date: 3/13/14

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

CERTIFICATE NO. 8944
Correction Certif. no. 1222f

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Henry C. and Susanne Hansen (Name of applicant)
of Enterprise (Postoffice), County of Wallowa,
State of Oregon, do hereby make application for a permit to appropriate the
following described public waters of the State of Oregon, subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Wallowa River (Name of stream)
a tributary of Grande Ronde River

2. The amount of water which the applicant intends to apply to beneficial use is 1.6
cubic feet per second. (If water is to be used from more than one source, give quantity from each)

3. The use to which the water is to be applied is Irrigation and Domestic (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. and ft. from the corner of (N. or S.) (E. or W.)
(Section or subdivision)
(If preferable, give distance and bearing to Sec. Cor.)

(If there are more than one points of diversion, each must be described. Use separate sheet if necessary)

being within the NW1/4 of Sec. 5, Tp. 3 S., R. 45 E., W. M., in the county of Wallowa (Give smallest legal subdivision) (No. N. or S.)

5. The Canal (Main ditch, canal or pipe line) to be 8 miles completed. (No. miles or feet)
in length, terminating in the SE1/4 of Sec. 21, Tp. 1 S., R. 45 E., W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (No. N. or S.)

6. The name of the ditch, canal or other works is Farmers Canal

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam No dam feet, length on top feet, length at bottom feet; material to be used and character of construction (Loose rock, concrete, masonry, Timber and rock wing used to divert water. rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, Two openings 3' x 6' (Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

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CANAL SYSTEM OR PIPE LINE

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) 16' feet; width on bottom 12' feet; depth of water 1.5 feet; grade 15 feet fall per one thousand feet.

(b) At 3 miles from headgate: width on top (at water line) 8' feet; width on bottom 6' feet; depth of water 1.5 feet; grade 15' feet fall per one thousand feet.

(c) Length of pipe, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 25 acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
1 S	45 E	28	SE 1/4	15
1 S	45 E	28	NE 1/4	40
1 S	45 E	21	SE 1/4	40

(If more space required, attach separate sheet)

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(a) Character of soil sandy loam
(b) Kind of crops raised Hay and pasture

POWER OR MINING PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.
(b) Quantity of water to be used for power sec. ft.
(c) Total fall to be utilized feet.
(Head)
(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.
(Legal subdivision)
Tp., R., W. M.

(f) Is water to be returned to any stream?
(Yes or No)
(g) If so, name stream and locate point of return
....., Sec., Tp., R., W. M.

(h) The use to which power is to be applied is
(i) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 192.....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$400.00.....
- 13. Construction work will begin on or before May 1st, 1930.....
- 14. Construction work will be completed on or before June 1st, 1930.....
- 15. The water will be completely applied to the proposed use on or before August 1st, 1930.....

Henry C. Hansen
(Name of applicant)
Susanne Hansen
Enterprise, Oregon

Signed in the presence of us as witnesses:

- (1) Helen Heffling Enterprise, Oregon
(Name) (Address of witness)
- (2) K. W. Farnsworth Enterprise, Oregon
(Name) (Address of witness)

Remarks: The diversion from the Farmers Canal is located in the SW 1/4, Sec. 28,
Twp. 1 S., Rge. 45 E.W.M. Timber headgate 3' X 1.5' Canal to be 3' on bottom and 4'
at water line with 15' fall per 1000'. Capacity estimated 4 sec.ft. Canal to be one
miles in length.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying
maps and data, and return the same for
..... Maps and evidence of ownership in Farmers Ditch

In order to retain its priority, this application must be returned to the State Engineer, with
corrections on or before June 20, 1930....., 192.....

WITNESS my hand this 19th day of May, 1930....., 192.....

RHEA LUPER
L STATE ENGINEER

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SALEM, OR

Application No. 13370

Permit No. 9697

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 11th day of April 1930, at 1:00 o'clock P.M.

Returned to applicant:

May 19, 1930.

Corrected application received:

June 13, 1930.

Approved:

July 30, 1930.

Recorded in book No. 32 of

Permits on page 9697

RHEA LUPER STATE ENGINEER

Drainage Basin No. 8, Page 208 b.

Fees paid \$24.25

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SALEM, OR

STATE OF OREGON, } ss. County of Marion, }

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.24 cubic feet per second, or its equivalent in case of rotation with other water users, from Wallowa River

The use to which this water is to be applied is Irrigation and Domestic

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is April 11, 1930.

Actual construction work shall begin on or before July 30, 1931 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1932.

Complete application of the water to the proposed use shall be made on or before October 1, 1933.

WITNESS my hand this 30th day of July, 1930.

RHEA LUPER STATE ENGINEER

Permits for power development are subject to the limitation of franchise as provided in section 5728, Oregon Laws, and the payment of annual fees as provided in section 5803, Oregon Laws.

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **HENRY C. & SUSANNE HANSEN**
of **Enterprise** , State of **Oregon** , has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Wallowa River
a tributary of **Grande Ronde River** for the purpose of
Irrigation and Domestic
under Permit No. **9697** of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from **April 11, 1950;**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
1.24 cubic feet per second;

The point of diversion is located in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$** of Section 5, Township 5 South, Range
45 East, W. M. or its equivalent in case of rotation.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to **one-eighth** of one cubic foot per second
per acre, or its equivalent in case of rotation,

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

A description of the place of use under the right hereby confirmed, and to which such right
is appurtenant, is as follows:

- 15 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
- 50 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
- 20 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 28
- 50 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 21
- Township 1 South, Range 45 East, W. M.

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This certificate is to correct and supersede that certain water right certificate issued by the State Engineer on November 28, 1950 to Henry C. and Susanne Hansen, which certificate is recorded in State Record of Water Right Certificates, Volume 8, Page 8944, so as to correctly record and describe the place of use.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years' notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have the right to take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon condition that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and dependable property of the holder of this certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of section 47-508, Oregon Code 1930.

WITNESS the signature of the State Engineer, affixed

this **26th** **April** , 193 **9**
day of

CHAS. E. STRICKLIN

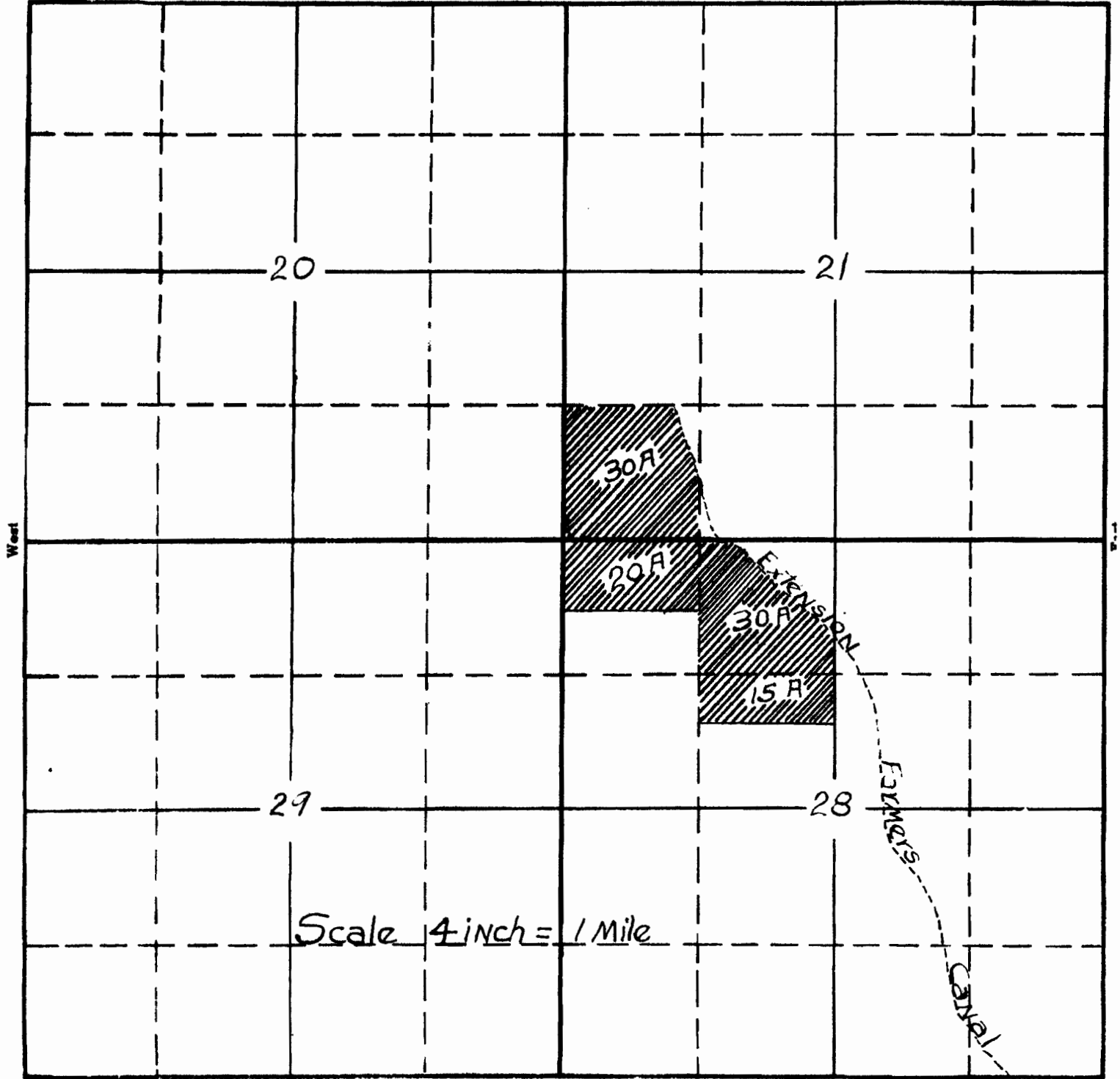
State Engineer

Recorded in State Record of Water Right Certificates, Volume **11** , page **1224**

SECTION

TOWNSHIP 15 , RANGE 45E, W. M.

North



South

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APR 24 1939

STATE ENGINEER
SALEM, OREGON

Permit # 9697
Construction Co # 12224

APPLICATION No.
PERMIT No.

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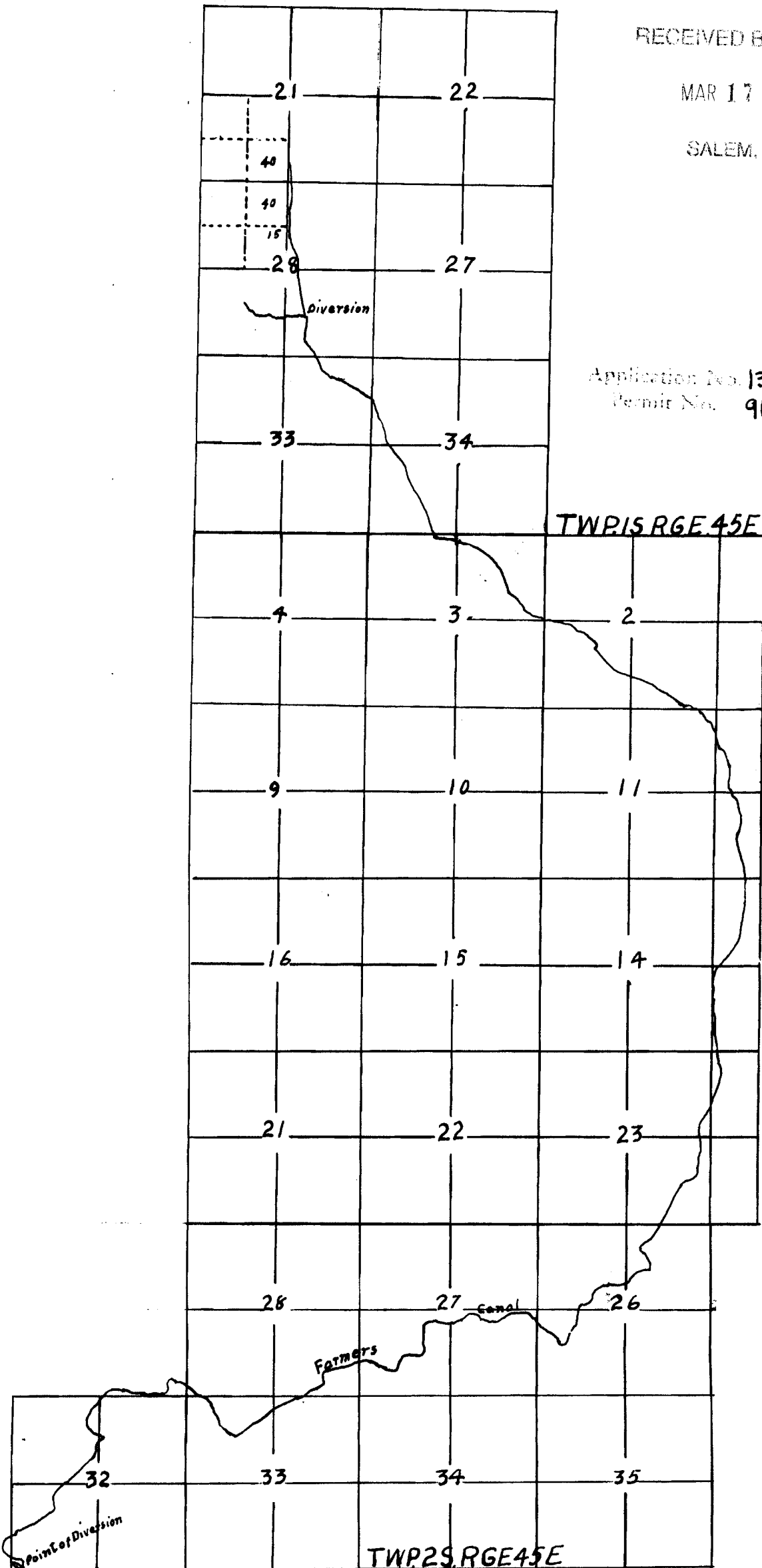
SALEM, OR

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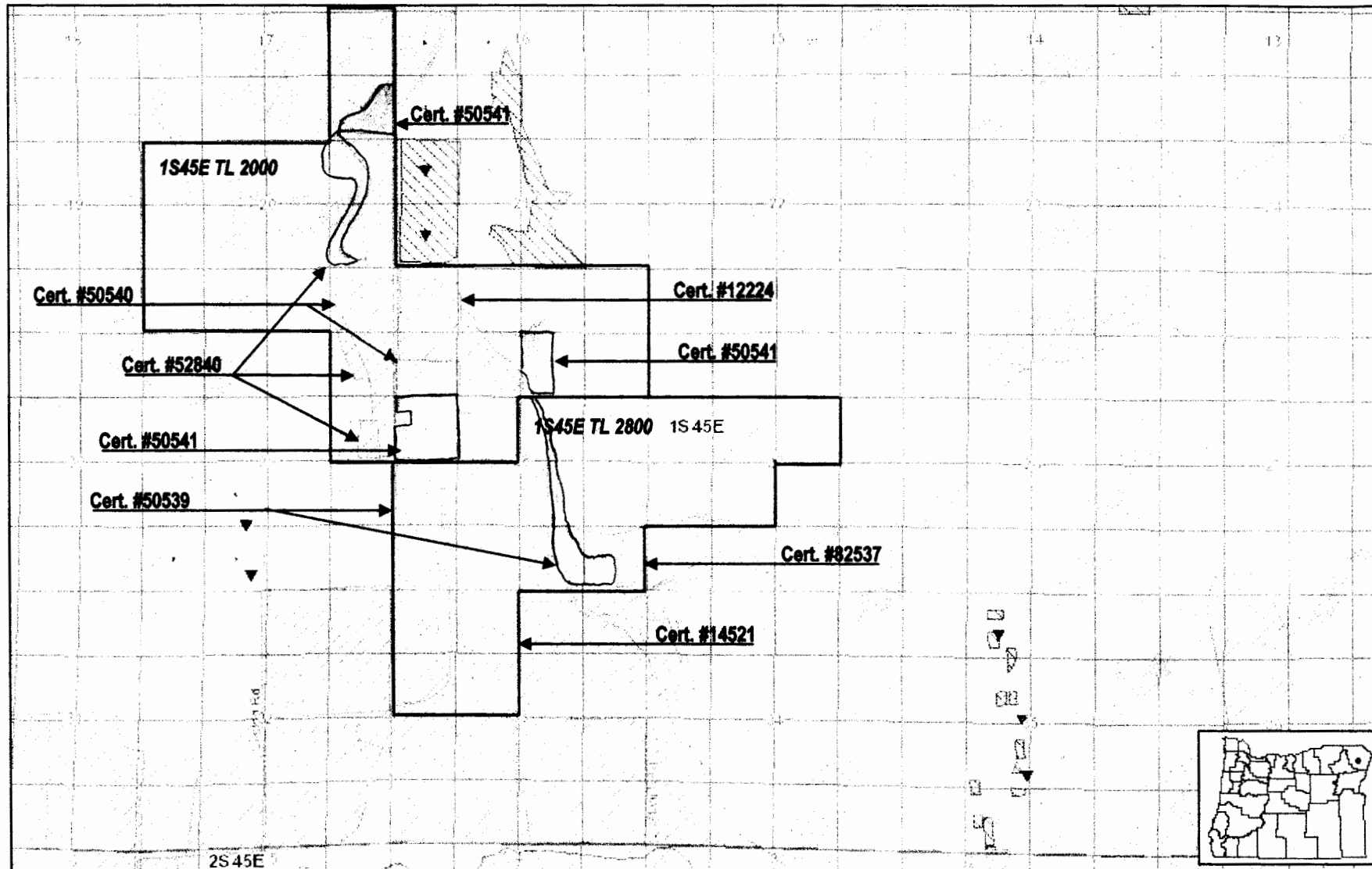
SALEM, OR

Application No. 13370
Permit No. 9697



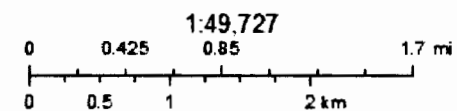
OR Water Resources Map

Oregon Water Resources Department
 725 Summer St NE, Suite A, Salem, OR 97301
 (503)986-0900



- POD - Storage water
- POU - Surface water
- POD - Storage water
- POU - Groundwater
- POD - Surface Water
- POU - Groundwater

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National Geographic, Esri, DeLorme, NAVTEQ, UNEP-WCNC, USGS, NASA, ESA, METI, NRCAN, GEBCO, NOAA, IPC

January 22, 2014

Disclaimer: <http://www.oregon.gov/owrd/pages/MAPS/index.aspx#D> is claimer

Map generated by Or Water Resources Department

MAR 17 2014

SALEM, OR

STATE OF OREGON
COUNTY OF WALLOWA

I certify that this instrument was received and recorded in the book of records of said county.

CHARLOTTE MCIVER
Wallowa County Clerk

by: Jamie Gilmore
County Clerk/Deputy

Doc#: 2000-40577
Rcpt: 37363 21.00
02/11/2000 4:29 pm

Send Tax Statements To:

No Change

After Recording Return To:

D. Charles Mauritz
1300 S.W. Fifth Avenue, Suite 2300
Portland, Oregon 97201

WARRANTY DEED

Wilfred R. Daggett and _____,
Grantors, convey and warrant to Daggett 99 LLC, Ore limited liability co., Grantee, the real property situated in Wallowa County, Oregon, and described on Exhibit A attached hereto.

See attached Exhibit A.

This property is subject to all restrictions, easements, encumbrances, liens and obligations of record as of the date hereof; provided, however, the liability and obligations of Grantors to Grantees and Grantees' heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the amount, nature and terms of any indemnification available to Grantors under any title insurance policy. The limitations contained herein expressly do not relieve Grantors of any liability or obligations under this instrument, but merely define the scope, nature and amount of such liability or obligations.

The true consideration for this conveyance is none.

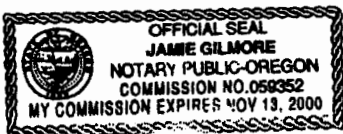
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 5th day of November, 1998.

Wilfred R. Daggett

STATE OF OREGON)
) ss.
County of Multnomah)

ACKNOWLEDGED before me on Nov. 5, 1998 by Wilfred R. Daggett
and _____



Jamie Gilmore
NOTARY PUBLIC FOR OREGON
My Commission Expires: 11-13-00

040577

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SALEM, OR

Exhibit A

Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 17: SE1/4SE1/4
Section 20: NE1/4NE1/4, S1/2N1/2, N1/2S1/2, SE1/4SE1/4
Section 21: S1/2S1/2
Section 28: N1/2N1/2, S1/2NW1/4
Section 29: E1/2NE1/4

Township 1 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 25: W1/2SW1/4
Section 26: S1/2NE1/4, SE1/4NW1/4, S1/2
Section 27: SW1/4NE1/4, S1/2NW1/4, N1/2SW1/4
Section 28: S1/2NE1/4, S1/2
Section 33: NW1/4
Section 34: NE1/4, W1/2SE1/4
Section 35: W1/2NW1/4

Township 2 South, Range 45 East of the Willamette Meridian, Wallowa County, Oregon

Section 3: That portion of Lot 3 (NE1/4NW1/4) lying North and East of the Farmers Water Ditch

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