

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 PAUL ZEHR		PHONE (HM) 541-938-2466
PHONE (WK) 541-938-2466	CELL 541-619-6173	FAX 541-938-2467
ADDRESS 52747 County Road		
CITY Milton Freewater	STATE OR	ZIP 97882
E-MAIL* paul@smithseed.com		

Organization Information

NAME N/A		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 N/A		PHONE	FAX RECEIVED BY OWRD
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL* OCT 31 2014

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
[Signature]
Applicant Signature

Print Name and title if applicable
PAUL ZEHR
Print Name and title if applicable

Date
10/21/14
Date

For Department Use		
App. No. G-17956	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.

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List the names and mailing addresses of all affected landowners (attach additional sheets if necessary).

Northwest Farm Credit Services ~~XXXXXXXXXXXXXXXXXXXX~~
Eugene, OR.

You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	Calapooia River	≈ 2775 ft	about 20 ft
2	Calapooia River	≈ 4870 ft.	about 20 ft
3	Muddy Creek	≈ 1550 ft	about 20 ft

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (attach additional sheets if necessary).

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SECTION 3: WELL DEVELOPMENT, CONTINUED

1.67 cfs

Total maximum rate requested: ~~300~~ ²⁴⁹ GPM (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.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input checked="" type="checkbox"/>	<input type="checkbox"/>	—	<input type="checkbox"/>	10	—	—	—	—	Willamette Est	100'	450	390
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	—	<input type="checkbox"/>	10	—	—	—	—	" Est	100'	450	11
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	10	—	—	—	—	Willamette Est	100'	450	210
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

Wells 1 & 2 - 390 Ac Ft total not 780.

Revised 2/1/2012

Ground Water/5

WR

well 3 - 210 Ac Ft.

GC-17956

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
well 1 & 2 IRRIGATION	MARCH - OCTOBER	390
well 3 IRRIGATION	MARCH - OCTOBER	210

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: 156.7 Acres 84 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: 390 210

- 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: _____

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SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

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

Pump (give horsepower and type): 17 hp Turbine

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Other means (describe): _____

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

Approx 80' deep - 10" casing

B. Application Method

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

Wheel Lines & ~~low pressure~~
LOW pressure

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.

will have water & will apply IRRIGATION based on soil moisture & crop needs

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
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SECTION 8: PROJECT SCHEDULE

Date construction will begin: June 2015

Date construction will be completed: August 2020

Date beneficial water use will begin: August 2020

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*).

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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

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NOTE TO APPLICANTS

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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.

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: PAUL ZEH
First Last
 Mailing Address: 52747 Cooney Rd.
Milton Freewater OR 97862 Daytime Phone: 54-619-6173
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
135	3W	35		400		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
145	4W	11		20022		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Linn	RECEIVED BY OWRD OCT 31 2014
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B. Description of Proposed Use

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Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) _____

Estimated quantity of water needed: 200 GPM
 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:

IRRIGATION FOR FARMING

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. →

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): CC 928. 310(BK1)

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Farm Use Only.

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Name: Olivia Glantz Title: Associate Planner
 Signature: [Signature] Phone: 541-967-3016 Date: 10/21/14
 Government Entity: Linn 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: _____

OK

SPECIAL WARRANTY DEED - STATUTORY FORM
INDIVIDUAL GRANTOR

VOL 0595 PAGE 944



GEORGE W. SMITH and WILMA SMITH, husband and wife Grantor,
conveys and specially warrants to Paul Zehr and Mary Zehr, husband and wife Grantee,
the following described real property free of encumbrances created or suffered by the Grantor except as specific-
ally set forth herein, situated in Linn County, Oregon to-wit:

See Exhibit A, attached hereto and incorporated here RECEIVED BY OWRD

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SALEM, OR

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free of all encumbrances created or suffered by the Grantor except (1) Regulations of the Muddy Creek Water Control District; (2) Mobil Oil and Gas Lease 9/5/75m MF 115 P. 729

The true consideration for this conveyance is \$125,000.00. (Here comply with the requirements of ORS 93.030)

Dated this 7 day of November, 1988

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 DEPARTMENT TO VERIFY APPROVED USES.

George W. Smith
George W. Smith
Wilma Smith
Wilma Smith



STATE OF OREGON, County of Linn) ss. November 7, 1988
Personally appeared the above named George W. Smith and Wilma Smith and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: *Jonathan Trunk*
Notary Public for Oregon - My commission expires 12/26/88

WARRANTY DEED
GRANTOR
GRANTEE
GRANTEE'S ADDRESS, ZIP
After recording return to:
PAUL & MARY ZEHR
26734 Powerline Rd.
Nasley, Oregon 97548
NAME, ADDRESS, ZIP
Should a change be requested, all tax statements shall be sent to the following address:
SAME
NAME, ADDRESS, ZIP

STATE OF OREGON, } ss.
County of
I certify that the within instrument was received for record on the day of, 19....., at o'clock M., and recorded in book/reel/volume No..... on page or as fee/title/instrument/microfilm/reception No....., Record of Deeds of said county.
Witness my hand and seal of County attixed.
NAME TITLE
By Deput

TRACT I:

Beginning on the East line of Section 11, Township 14 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, distant thereon North 2129.16 feet from the Southeast corner thereof; thence North along the East line of said Section 11 a distance of 758 feet to a point which bears South 2415.00 feet from the Northeast corner of said Section 11; thence along the following courses which, for the purposes of this description, have been derived from an aerial photograph having a scale factor of 1": 400': West 2100 feet to an intersection with the center of a major overflow channel which flows into Muddy Creek; thence along the middle of said overflow channel, with the meanders thereof, North 11° West 100 feet, North 72° West 200 feet, South 84° West 320 feet and South 58° West 50 feet to the West line of the Northeast Quarter of said Section 11; thence South along said West line 350 feet to the Southwest corner of the Northeast Quarter of said Section 11; thence East along the South line of said Northeast Quarter of Section 11 a distance of 437.58 feet; thence South 100 feet to the center of said major overflow channel; thence along the middle of said overflow channel, with the meanders thereof, South 10° West 100 feet and South 20° East 330 feet to the Northwest corner of that 48 Acre tract described by deed from Josephene B. Smith to J.P. Ashton, recorded June 7, 1917 in Book 112, page 68, Linn County Oregon Deed Records; thence East along the North line of said Ashton tract 2145 feet to the place of beginning.

TRACT II:

Beginning on the East line of Section 11, Township 14 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, distant thereon South 2415.00 feet from the Northeast corner thereof, thence North 570.00 feet along said East line to a point herein designated 'point A'; thence along the following courses which, for the purposes of this description, have been derived from an aerial photograph having a scale factor of 1": 400': West 1770 feet to a point in the center of a major overflow channel flowing into Muddy Creek, said last mentioned point being herein designated 'point B'; thence along the middle of said overflow channel, with the meanders thereof, North 20° East 400 feet, North 9° East 320 feet and North 21° West 360 feet to an intersection with the center of Muddy Creek; thence up the center of said Muddy Creek, with the meanders thereof, South 57° West 280 feet, South 52° West 370 feet, South 54° West 320 feet and South 66° West 190 feet to the West line of the Northeast Quarter of said Section 11; thence South along said West line 850 feet to the center of a second major overflow channel; thence along the middle of the last mentioned channel, with the meanders thereof, North 58° East 50 feet, North 84° East 320 feet and South 72° East 200 feet to an intersection with the center of the hereinabove first mentioned overflow channel; thence along the center of the first mentioned channel South 11° East 100 feet, more or less, to a point which bears West from the place of beginning; thence East 2100 feet to the place of beginning.

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EXHIBIT "A" CONT.

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SALEM, OR

TRACT II CONT:

RESERVING THEREFROM to the Grantor, his heirs or assigns, a non-exclusive easement for road purposes within a strip of land 15 feet in width, said easement to run from 'point A' to 'point B', as said points are hereinabove designated and the North line of said strip to be the course lying between said 'point A' and 'point B'

TOGETHER WITH a non-exclusive easement for road purposes within a strip of land 15 feet in width, said easement to run from 'point A' to 'point B', as said points are hereinabove designated and the South line of said strip to be the course lying between 'point A' and 'point B'

STATE OF OREGON
County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

15
10
20

45
APR 20 2 52 PM '92

MP 595

By *[Signature]*, Deputy PAGE 944

G-17956

OK

SPECIAL WARRANTY DEED - STATUTORY FORM
INDIVIDUAL GRANTOR

VOL 0595 PAGE 944



GEORGE W. SMITH and WILMA SMITH, husband and wife Grantor,
conveys and specially warrants to Paul Zehr and Mary Zehr, husband and wife Grantee,
the following described real property free of encumbrances created or suffered by the Grantor except as specific-
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(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

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of the Muddy Creek Water Control District; (2) Mobil Oil and Gas
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Dated this 7 day of November, 1988

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DE-
SCRIBED 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 DEPARTMENT TO VERIFY APPROVED USES.

George W. Smith
George W. Smith

Wilma Smith
Wilma Smith



STATE OF OREGON, County of Linn) ss. November 7, 1988

Personally appeared the above named George W. Smith and
Wilma Smith

and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: *Jonathan Trench*
Notary Public for Oregon - My commission expires 12/26/88

SPECIAL WARRANTY DEED	
GRANTOR	GRANTEE
GRANTEE'S ADDRESS, ZIP	
After recording return to:	
<i>PAUL & MARY ZEHR</i>	
<i>26734 Powerline Rd.</i>	
<i>Nalsey, Oregon 97348</i>	
NAME, ADDRESS, ZIP	
Until a change is requested, all tax statements shall be sent to the following address:	
<i>SAME</i>	
NAME, ADDRESS, ZIP	

STATE OF OREGON, } ss.
County of }
I certify that the within instru-
ment was received for record on the
day of, 19.....,
at o'clock M., and recorded
in book/reel/volume No..... on
page or as fee/title/instru-
ment/microfilm/reception No.....,
Record of Deeds of said county.
Witness my hand and seal of
County affixed.

By Deputy

SPACE RESERVED FOR RECORDER'S USE

EXHIBIT "A" SMITH/ZEHR

TRACT I:

Beginning on the East line of Section 11, Township 14 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, distant thereon North 2129.16 feet from the Southeast corner thereof; thence North along the East line of said Section 11 a distance of 758 feet to a point which bears South 2415.00 feet from the Northeast corner of said Section 11; thence along the following courses which, for the purposes of this description, have been derived from an aerial photograph having a scale factor of 1": 400': West 2100 feet to an intersection with the center of a major overflow channel which flows into Muddy Creek; thence along the middle of said overflow channel, with the meanders thereof, North 11° West 100 feet, North 72° West 200 feet, South 84° West 320 feet and South 58° West 50 feet to the West line of the Northeast Quarter of said Section 11; thence South along said West line 350 feet to the Southwest corner of the Northeast Quarter of said Section 11; thence East along the South line of said Northeast Quarter of Section 11 a distance of 437.58 feet; thence South 100 feet to the center of said major overflow channel; thence along the middle of said overflow channel, with the meanders thereof, South 10° West 100 feet and South 20° East 330 feet to the Northwest corner of that 48 Acre tract described by deed from Josephene B. Smith to J.P. Ashton, recorded June 7, 1917 in Book 112, page 68, Linn County Oregon Deed Records; thence East along the North line of said Ashton tract 2145 feet to the place of beginning.

TRACT II:

Beginning on the East line of Section 11, Township 14 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, distant thereon South 2415.00 feet from the Northeast corner thereof, thence North 570.00 feet along said East line to a point herein designated 'point A'; thence along the following courses which, for the purposes of this description, have been derived from an aerial photograph having a scale factor of 1": 400': West 1770 feet to a point in the center of a major overflow channel flowing into Muddy Creek, said last mentioned point being herein designated 'point B'; thence along the middle of said overflow channel, with the meanders thereof, North 20° East 400 feet, North 9° East 320 feet and North 21° West 360 feet to an intersection with the center of Muddy Creek; thence up the center of said Muddy Creek, with the meanders thereof, South 57° West 280 feet, South 52° West 370 feet, South 54° West 320 feet and South 66° West 190 feet to the West line of the Northeast Quarter of said Section 11; thence South along said West line 850 feet to the center of a second major overflow channel; thence along the middle of the last mentioned channel, with the meanders thereof, North 58° East 50 feet, North 84° East 320 feet and South 72° East 200 feet to an intersection with the center of the hereinabove first mentioned overflow channel; thence along the center of the first mentioned channel South 11° East 100 feet, more or less, to a point which bears West from the place of beginning; thence East 2100 feet to the place of beginning.

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G-77956

EXHIBIT "A" CONT.

TRACT II CONT:

RESERVING THEREFROM to the Grantor, his heirs or assigns, a non-exclusive easement for road purposes within a strip of land 15 feet in width, said easement to run from 'point A' to 'point B', as said points are hereinabove designated and the North line of said strip to be the course lying between said 'point A' and 'point B'

TOGETHER WITH a non-exclusive easement for road purposes within a strip of land 15 feet in width, said easement to run from 'point A' to 'point B', as said points are hereinabove designated and the South line of said strip to be the course lying between 'point A' and 'point B'

RECEIVED BY OWRD

OCT 31 2014

SALEM, OR

STATE OF OREGON
County of Linn

I hereby certify that the attached
was received and duly recorded
by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

By *[Signature]*, Deputy

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APR 20 2 52 PM '92

MP 595

PAGE 944

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G-179876

After Recording, Return to:
Paul Zehr
26734 Powerline Rd.
Halsey, Or. 97118-9736

Until a change is requested, tax statements
shall be sent to the following address:
See Above

STATUTORY WARRANTY DEED
(Individual)

(Above Space Reserved for Recorder's Use)

JOHN R. KOOS AND SONS, a partnership consisting of LEROY L. KOOS, HOWARD KOOS AND ROGER C. KOOS

conveys and warrants to

PAUL ZEHR AND MARIE ZEHR, husband and wife
L.

the following described real property in the State of Oregon and County of Linn
free of encumbrances, except as specifically set forth herein:

(Continued)

RECEIVED BY OWRD

OCT 31 2014

SALEM, OR

AFTER RECORDING RETURN TO:
OREGON TITLE INSURANCE CO

Tax Account Number of _____

This property is free of encumbrances, EXCEPT
(Continued)

The true consideration for this conveyance is \$250,000.00

THIS INSTRUMENT WILL NOT AFFECT ANY OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLA-
TION OF APPLICABLE ZONING OR LAND-USE REGULATIONS. BEFORE SIGNED OR ACCEPTING THIS INSTRU-
MENT, THE PERSON RECEIVING BENEFIT OF THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY
OR COUNTY PLANNING DEPARTMENT REGARDING ZONING USES AND DETERMINE ANY LIMITS ON LAW-
SUITS AGAINST EARNINGS AND PROFITS AS DEFINED IN ORS 30.

DATED this _____ day of _____, 2001

[Signature]
LEROY L. KOOS

[Signature]
HOWARD KOOS

[Signature]
ROGER C. KOOS

STATE OF OREGON, COUNTY OF LINN.
The foregoing instrument was acknowledged before me this _____ day of November, 2001, by
JOHN R. KOOS AND SONS, a partnership consisting of LEROY L. KOWWS, HOWARD KOOS AND ROGER C.
KOOS.

[Signature]
Notary Public
My Commission Expires _____

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Order No. 22451

G-17906

13-3W-35-400

MSHEX

EXHIBIT A

PARCEL I:

Commencing at a point 10.47 chains North from the Southeast corner of the Donation Land Claim of Thomas R. Hall, Notification No. 2108, Claim 48 in Township 13 South, Range 3 West of Willamette Meridian, Linn County, Oregon, and on the line between Townships 13 and 14 South, Range 3 West; running thence West on said line 52 chains; thence North 30 chains and 77 links thence East 52 chains; thence South 30.77 chains to the place of beginning. EXCEPTING THEREFROM that portion of the above described property conveyed to Linn County, Oregon, by deed recorded July 18, 1930 in Deed Book 138, Page 82, Linn County Records.

FURTHER EXCEPTING THEREFROM that portion conveyed to Kenneth W. Perrott, et ux, by deed recorded July 27, 1980 in Volume 265, Page 810, Linn County Microfilm Records.

FURTHER EXCEPTING THEREFROM, any portion of the above described premises lying within the limits of Linn County Road No. 428, (aka Fisher Road).

RECEIVED BY OWRD

OCT 31 2014

SALEM, OR

OCT 31 2014

ENCUMBRANCES CONTINUED:

SALEM, OR

1. The assessment roll and the tax roll disclose that the subject premises were or are specially assessed as farm land. If the land has become or becomes disqualified for the special assessment under the statute, an additional tax may be levied.
Account Nos. 289682, 728663
2. An easement created or disclosed by instrument, including the terms and provisions thereof,
Dated : July 18, 1911
Recorded : August 21, 1911, Book 96, page 581
In favor of : Tri-State Railway and Power Company
For : two guy anchors and appurtenances
Affects : Exact location cannot be determined from the information provided in the recorded easement instrument, may affect Parcel I
3. An easement created or disclosed by instrument, including the terms and provisions thereof,
Dated : July 29, 1925
Recorded : August 31, 1931, Book 139, page 238
In favor of : The Pacific Telephone and Telegraph Company
For : one anchor and appurtenances
Affects : Exact location cannot be determined from the information provided in the recorded easement instrument, may affect Parcel I
4. An easement created or disclosed by instrument, including the terms and provisions thereof,
Dated : August 7, 1991
Recorded : August 20, 1991 in Vol. 573, page 160
In favor of : Telephone Utilities of Oregon, Inc.
For : Underground telephone utilities
Affects : South 20 feet of Parcel I
5. An easement created by instrument, including the terms and provisions thereof,
Dated : January 7, 1987
Recorded : February 23, 1987 in Volume 435, Page 636
In favor of : Pacific Power & Light Company, a corporation
For : 10 feet in width for electric underground distribution line of one or more conductors and all necessary or desirable appurtenances
6. An easement created or disclosed by instrument, including the terms and provisions thereof,
Dated : April 27, 1937
Recorded : April 28, 1937, Book 146, page 57
In favor of : Mountain States Power Company
For : one anchor and appurtenances
Affects : exact location cannot be determined from the information provided in the recorded instrument
7. An easement created or disclosed by instrument, including the terms and provisions thereof,
Dated : March 29, 1994
Recorded : April 26, 1994, Vol. 693, page 225
In favor of : Pacific Power & Light Company
For : electric transmission lines, distribution lines and communication lines and appurtenances
Affects : see recorded document for details

STATE OF OREGON
County of LinnI hereby certify that the attached
was received and duly recorded
by me in Linn County records.STEVE DRUCKENMILLER
Linn County ClerkBy JK, DeputyM
R/S
S/10
A/T
O

MF 1243

PAGE 688

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