



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.

RECEIVED BY OWRD

PROPERTY SELLER INFORMATION

Applicant(s): Charles & Mary Tucker OCT 14 2014
First Last
 Mailing Address: 948 Railroad Ave SALEM, OR
Ontario OR 97914
City State Zip
 Phone: 541-889-6782 Same
Home Work Other

PROPERTY BUYER INFORMATION

Applicant(s): Eddy & Evelyn Sayers
First Last
 Mailing Address: 3590 Arabian Dr
Ontario OR 97914
City State Zip
 Phone: 541-889-0775 Same
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Malheur Township: 18S Range: 46E WM Section: 16
 Tax Lot Number(s): 600

Street address of water right property: 948 Railroad Ave

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

Application #: 58537 Permit #: 44422 Certificate or Page #: 61815
44422

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

Name of individual completing this form: Evelyn Sayers Phone: 541-889-0775

Signature: Evelyn Sayers Date: 10/9/14

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

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OCT 14 2014

SALEM, OR

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES G. AND MARY A. TUCKER
ROUTE 1, BOX 343
ONTARIO, OREGON 97914

confirms the right to use the DRAINAGE WATER FROM JORDAN LATERAL, a tributary of MALHEUR RIVER, for the purpose of IRRIGATING 51.6 ACRES.

The right has been perfected under Permit 44422. The date of priority is AUGUST 21, 1979. The right is limited to not more than 1.29 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SW 1/4, SECTION 16, T 18 S, R 46 E, W.M.; 310 FEET NORTH AND 1870 FEET EAST FROM SW CORNER SECTION 16.

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-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

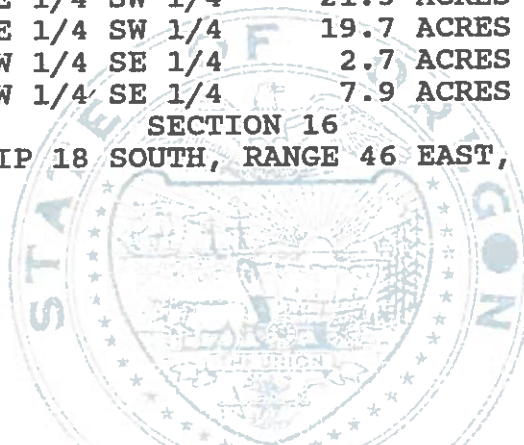
The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NE 1/4 SW 1/4	21.3 ACRES
SE 1/4 SW 1/4	19.7 ACRES
NW 1/4 SE 1/4	2.7 ACRES
SW 1/4 SE 1/4	7.9 ACRES

SECTION 16

TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.



The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources

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ONTARIO, OREGON 97914

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The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date JULY 7, 1989.


William N. Young
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61815

58537.SB

RECEIVED

AUG 21 1979

WATER RESOURCES DEPT
SALEM, OREGON

ctr Sec 18, Twp 18 S, R 16 W

Application No. 58537
Permit No. 44422

MAT. cgl

Application for Permit
Charles G. Tucker
Rt 1, Bx 343
Ontario, Oregon 97914

Application No. _____

Permit No. _____



Scale 1" = 300'

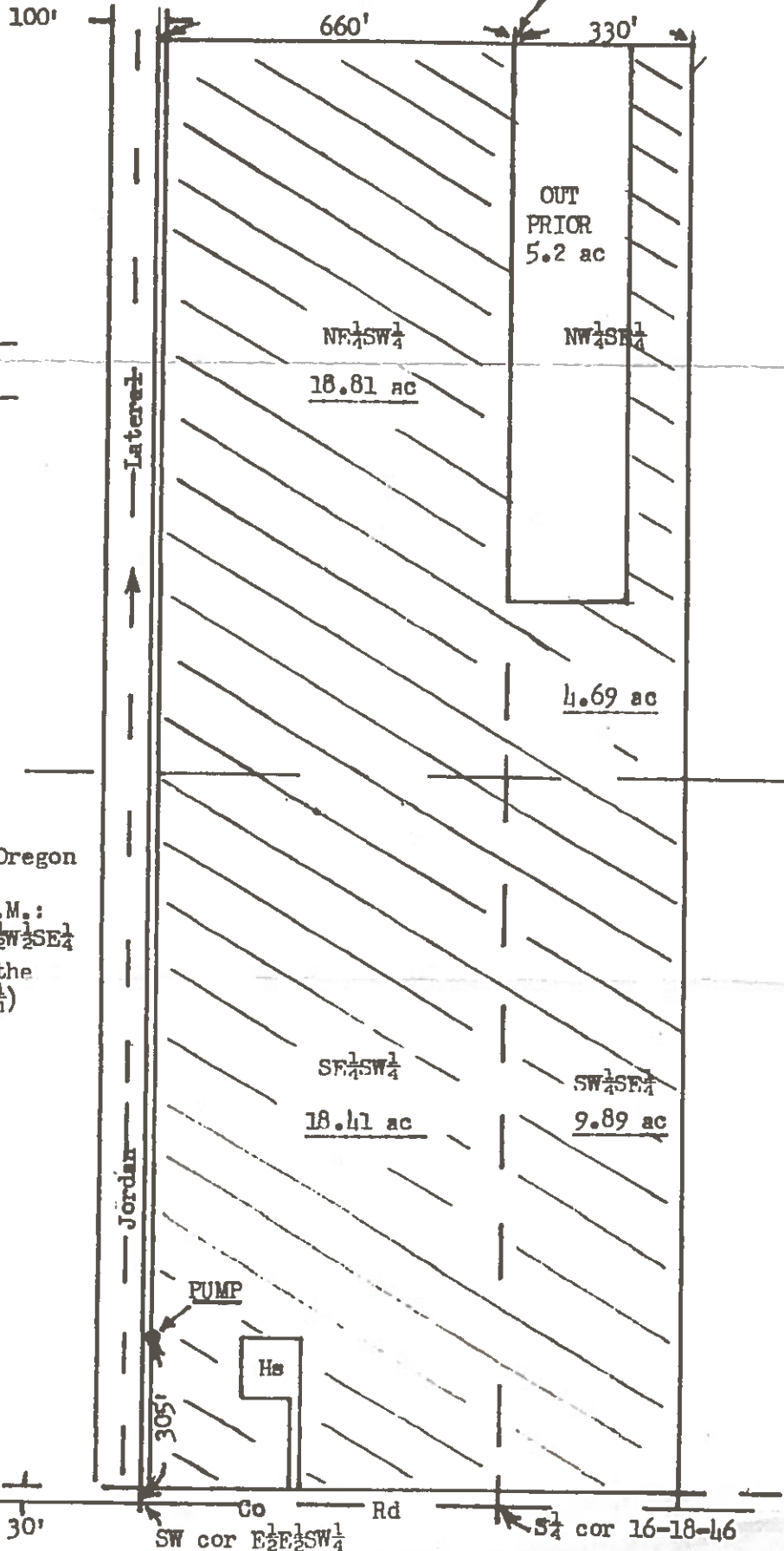
Land in Malheur County, Oregon

In Twp. 18 S., R. 16 W., S. 16:
E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$
(being part of the
E $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$)

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OCT 14 2014

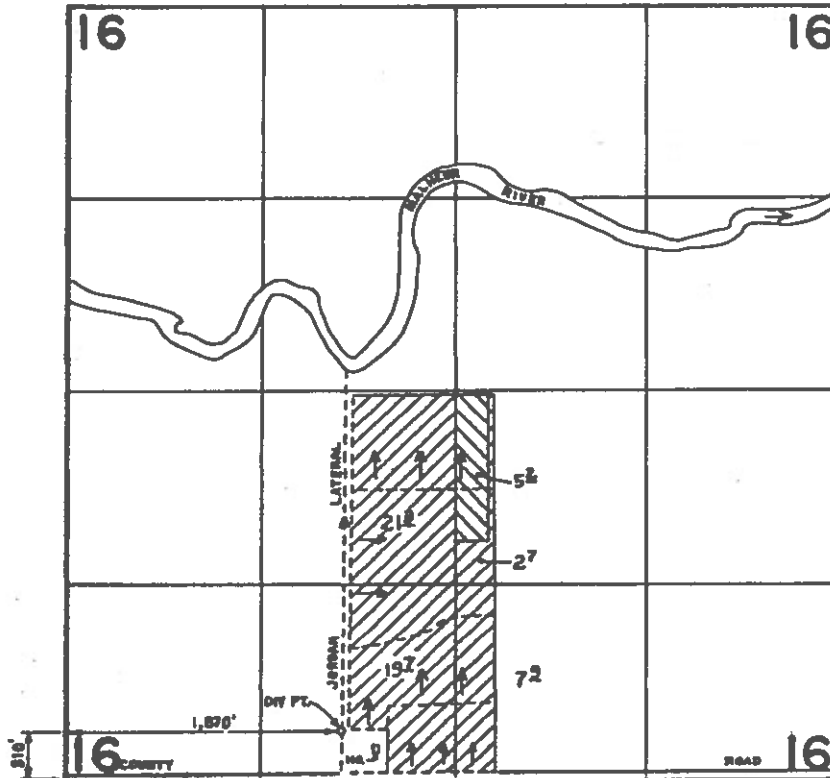
SALEM, OR



SW cor E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$

S $\frac{1}{4}$ cor 16-18-46

T. 18 S., R. 46 E., W. M.



▨ P# 44422 ▨ T-2824

1" = 1,320'

FINAL PROOF SURVEY UNDER

Application No. 58537..... Permit No. 44422.....
IN NAME OF

TUCKER, CHARLES G. & MARY A.

Surveyed MAR...A... 1986.., by J.M. IRL.....

RECORDING INFORMATION:

Prepared by:
BUTLER & LOONEY, P.C.
PO BOX 430 VALE OR 97918

After recording return to:
Malheur County Title
83 S. Oregon
Ontario, OR 97914

Until a change is requested, all tax statements shall be sent to:
Eddy OE Sayers & Evelyn A. Sayers

30629
3590 Arabian Dr.
ONTARIO, OR 97914

MALHEUR COUNTY, OR 2014-2943
DST WD 09/11/2014 04:07 PM
Cnt=1 Pgs=2 Total:\$57.00



I, Deborah R. DeLong, County Clerk for Malheur County, Oregon certify that the instrument identified herein was recorded in the Clerk records.
Deborah R. DeLong - County Clerk

Ray

The true consideration for this conveyance is: \$447,000.00, which is the whole consideration.

STATUTORY WARRANTY DEED

CHARLES G. TUCKER and MARY A. TUCKER, husband and wife, Grantor, conveys and warrants to EDDY OE SAYERS and EVELYN A. SAYERS, husband and wife, Grantee, the following described real property, free of encumbrances except as specifically set forth herein:

Land in Malheur County, Oregon, described as follows:

In Twp. 18 S., R. 46 E., W.M.:
Sec. 16: E1/2E1/2SW1/4, W1/2W1/2W1/2SE1/4.

Map 18S4616 Tax Lot 600 Code 43 Reference 14218

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This conveyance is subject to the following exceptions:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
2. Facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
3. Easements, or claims of easement, not shown by the public records; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
4. Any encroachment (of existing improvements located on the subject land onto adjoining land or of existing improvements located on adjoining land onto the subject land), encumbrance, violation, variation, or adverse circumstance affecting the title that would be disclosed by an accurate and complete land survey of the subject land.
5. Additional taxes or penalties and interest, if any, by reason of the disqualification of said lands for farm use purposes.
6. Regulations of the Warmsprings Irrigation District, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals.
7. Rights of the public in and to county road right of ways.
8. An easement for the Jordan Drainage Ditch created by instrument, including the terms and provisions thereof dated July 27, 1928, recorded November 13, 1929, as Instrument No. 74549

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In Twp. 18 S., R. 46 E., W.M.:

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Sec. 16: E1/2E1/2SW1/4, W1/2W1/2W1/2SE1/4.

Map 18S4616 Tax Lot 600 Code 43 Reference 14218

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2. Facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
3. Easements, or claims of easement, not shown by the public records; reservations or exceptions in patents or in Acts authorizing the issuance thereof; water rights, claims or title to water.
4. Any encroachment (of existing improvements located on the subject land onto adjoining land or of existing improvements located on adjoining land onto the subject land), encumbrance, violation, variation, or adverse circumstance affecting the title that would be disclosed by an accurate and complete land survey of the subject land.
5. Additional taxes or penalties and interest, if any, by reason of the disqualification of said lands for farm use purposes.
6. Regulations of the Warmsprings Irrigation District, within which the above property lies, including levies, assessments, water and irrigation rights and easements for ditches and canals.
7. Rights of the public in and to county road right of ways.
8. An easement for the Jordan Drainage Ditch created by instrument, including the terms and provisions thereof dated July 27, 1928, recorded November 13, 1929, as Instrument No. 74549 in book 31, page 63, official records of Malheur County, Oregon in favor of United States of America.
9. Mineral Deed and all rights of said Brehm Investment Group, Inc., and its successors in interest as owners thereof, in Deed recorded August 24, 1989, Instrument No. 89-36864 official records of Malheur County, Oregon.
10. Mineral Deed and all rights of said Sylvia Brehm Neal and her successors in interest as owners thereof, in Deed recorded August 24, 1989, Instrument No. 89-36865 official records of Malheur County, Oregon.
11. Mineral Deed and all rights of said Karen Brehm Allison and her successors in interest as owners thereof in Deed recorded August 24, 1989, Instrument No. 89-36866 official records of Malheur County, Oregon.

