



SPF WATER
ENGINEERING

March 20, 2015

State of Oregon Water Resources Department
Attn: Kim French
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Subject: Application for Permit to Use Surface Water

Dear Kim,

Enclosed on behalf of J. C. Watson Company, is an Application for Permit to Use Surface Water for supplemental irrigation use. Please note the proposed season of use is 3/1 to 10/31 in accordance with ground water application G-17923 proposed on the same lands. Check No. 85092 for \$3,650 is enclosed for the application filing fee.

Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Lori Graves".

Lori Graves
Water Rights Specialist

Cc: Jon Watson

Enclosures

SPF file number: 1075.0040

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MAR 23 2015

SALEM, OR

Application for a Permit to Use Surface Water



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

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.our). 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 can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: source of water requested
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: resource protection
- SECTION 7: project schedule
- SECTION 8: within a district
- SECTION 9: remarks

Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ 3,650
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other:

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Application for a Permit to Use Surface 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 | | PHONE (HM) | |
| PHONE (WK) | CELL | FAX | |
| ADDRESS | | | |
| CITY | STATE | ZIP | E-MAIL * |

Organization Information

| | | | |
|------------------------------|-------------|-----------------------|------------------------------|
| NAME J. C. WATSON COMPANY | | PHONE 208-722-5141 | FAX |
| ADDRESS P.O. BOX 300 | | | CELL |
| CITY PARMA | STATE ID | ZIP 83660 | E-MAIL * JON@SOOBRAND.COM |

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

| | | | |
|-----------------------|-------|-------|----------|
| AGENT / BUSINESS NAME | | PHONE | FAX |
| ADDRESS | | | CELL |
| CITY | STATE | ZIP | E-MAIL * |

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 packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

SALEM, OR

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


Applicant Signature


Print Name and title if applicable


Date

Applicant Signature

Print Name and title if applicable

Date

Revised

| | | |
|----------------|--|------------|
| App. No. _____ | For Department Use 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*).

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: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

| | |
|-------------------------------|----------------------------------|
| Source 1: <u>Locket Gulch</u> | Tributary to: <u>Snake River</u> |
| Source 2: _____ | Tributary to: _____ |
| Source 3: _____ | Tributary to: _____ |
| Source 4: _____ | Tributary to: _____ |

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

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Do you, or will you, own the reservoir(s) described in item 3A above?

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- Yes. SALEM, OR
- No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

| SOURCE | USE | PERIOD OF USE | AMOUNT |
|--------------|-------------------------|---------------|--|
| Locket Gulch | 7.26 cfs for irrigation | 3/1 - 10/31 | <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af |
| | | | <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af |
| | | | <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af |
| | | | <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af |

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: _____ Acres Supplemental: 435 Acres

List the Permit or Certificate number of the underlying primary water right(s): 29394 OR, 44030 OR, 75671 CF, 75672 CF, 75690 RR, 75691 CF, 75699 RR, G 17923

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 1305

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- If the use is **municipal or quasi-municipal**, attach **Form M**

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- 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

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): 50 hp

Other means (describe): _____

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

Pumping station, pipe, distribution through existing irrigation system

B. Application Method

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

Drip, sprinkler and furrow irrigation

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

Crops consumptive irrigation requirements in this area are high enough to utilize the full diversion rate, even with high irrigation efficiency. Flow rates will be measured at the pumping station using a totalizing flow meter. Where surface gravity methods are utilized, sediment basins and other best management practices will be utilized to minimize waste and contamination of field run-off water. Diversion and use of irrigation return flow water from Locket Gulch, prior to discharge into the Snake River, will result in improved Snake River water quality through land application.

SECTION 6: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- Diversion will be screened to prevent uptake of fish and other aquatic life.
Describe planned actions: full compliance with acceptable standards
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: No clearing required at proposed location
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: compliance if proved necessary
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: sediment basins and other best management practices

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: upon approval

Date construction will be completed: during 2015 irrigation season if Dept. approval granted in time

Date beneficial water use will begin: during 2015 irrigation season if Dept. approval granted in time

SECTION 8: 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 1. Owyhee Irrigation District | Address 17 S. 1 st St. | |
| City Nyssa | State OR | Zip 97913 |

SECTION 9: REMARKS

Use this space to clarify any information you have provided in the application.

Section 8 Cont'd:

2. Owyhee Ditch Co., Ontario, OR 97914

Property in Sections 13 and 14 and the south fields in Section 18 currently use surface water delivered from Owyhee Irrigation District as the primary source and only source for irrigation. Property in Section 7 and the north fields in Section 18 currently use surface water delivered from Owyhee Ditch Company as the primary source for irrigation. Application G 17924 has been submitted for irrigation from ground water when surface water deliveries are limited or not available. Use of irrigation return flows in Locket Gulch will provide an additional irrigation source.

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Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

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NOTE TO LOCAL GOVERNMENTS

SALEM, OR

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more

information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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SALEM, OR

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: J. C. Watson Company
First Last

Mailing Address: PO Box 300

Parma ID 83660 Daytime Phone: 208-722-5141
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: |
|----------|-------|---------|--------|------------|---|--|--|--|--------------------|
| 20S | 46E | 13 | N 1/2 | 100 | | <input type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | Irrig |
| 20S | 46E | 14 | E 1/2 | 100 | | <input type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | Irrig |
| 20S | 47E | 7 | SW SW | 100 & 1100 | | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | Irrig |
| 20S | 47E | 18 | W ½ NW | 100 | | <input type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | Irrig |

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

Malheur County near Nyssa

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B. Description of Proposed Use

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) Locket Gulch

Estimated quantity of water needed: 7.26 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:

Propose diverting water from Locket Gulch for supplemental irrigation

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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SALEM, OR

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): MCC Title 6 ch 6-6-3
- 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 |

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: W. Alvin Scott Title: Planning Director
 Signature: W. Alvin Scott Phone: 541-423-8185 Date: 3-17-15
 Government Entity: Malheur County Planning Department

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: _____

**RECORDING REQUESTED BY AND
AFTER RECORDING, RETURN TO:**

Nicole C. Snyder
Holland & Hart LLP
P.O. Box 2527
Boise, ID 83701-2527

MAIL TAX STATEMENTS TO:

Jon C. Watson
J.C. Watson Company
PO Box 300
Parma, ID 83660

MALHEUR COUNTY, OR **2014-2807**
DQCD **08/28/2014 01:18 PM**

Cnt=1 Pgs=3

Total:\$62.00



00025477201400028070030035

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

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

QUITCLAIM DEED

FOR VALUE RECEIVED, J.C. Watson Company, an Idaho corporation, successor in interest by merger to M.M. & W., Inc., an Idaho corporation, successor in interest by merger to J.C. Watson of Oregon, LLC, an Idaho limited liability company ("Grantor"), hereby conveys, releases, remises and forever quitclaims to J.C. Watson Company, an Idaho corporation, whose address is P.O. Box 300, Parma, Idaho 83660 ("Grantee"), and to its successors and assigns forever, all of Grantor's interest in and to that certain piece or parcel of land situated, lying and being in the County of Malheur, State of Oregon, as more particularly described on **Exhibit A** attached hereto and incorporated herein, together with all and singular tenements, hereditaments, and appurtenances thereunto appertaining.

QUITCLAIM DEED - 1

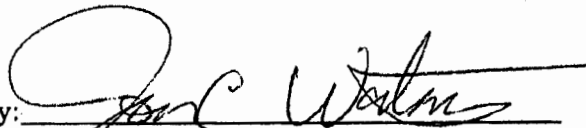
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MAR 24 2015

WATER RESOURCES DEPT
SALEM, OREGON

IN WITNESS WHEREOF, Grantor has hereunto set its hand this 26 day of August, 2014.

J.C. WATSON COMPANY,
an Idaho corporation

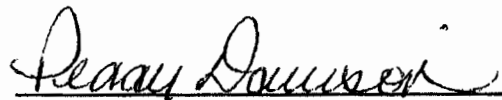
By: 
Jon C. Watson, President

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 26 day of August, 2014, before me, the undersigned notary public, personally appeared JON C. WATSON, known or identified to me (or proven on the basis of satisfactory evidence) to be the President of the corporation that executed the within instrument, or the person that executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public
Residing at: WILDER, ID
Commission Expires: 7-12-2018

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MAR 24 2015

WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT A

LEGAL DESCRIPTION

Township 20 South, Range 47 East, W.M., Malheur Co., Oregon.

Section 7: All that portion of Lot 6 and SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of Lockett Gulch Wasteway. EXCEPTING THEREFROM that portion conveyed to Oregon Short Line Railroad Company, a corporation, dated June 15, 1911, recorded September 1, 1911, Book Y, Page 145, Deeds, for right of way 150 feet wide over and across the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7. FURTHER EXCEPTING the highway right of way off the West side of the SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 18: Lots 1 and 2. EXCEPTING THEREFROM the South 330 feet of Lot 2 and the highway right of way off the West side of Lots 1 and 2. FURTHER EXCEPTING THEREFROM that portion conveyed to Oregon Short Line Railroad Company, a corporation, as follows:
a. Dated June 15, 1911, recorded Sept. 11, 1911, Book Y, Page 145, Deeds, for right of way 100 feet wide over and across Lot 1 and the North $\frac{1}{2}$ of Lot 2.
b. Dated June 26, 1911, recorded Sept. 1, 1911, Book Y, Page 148, Deeds, for right of way 100 feet wide over and across the N $\frac{1}{2}$ S $\frac{1}{2}$ of Lot 2.

Township 20 South, Range 46 East, W.M., Malheur Co., Oregon.

Section 13: N $\frac{1}{2}$

Section 14: NE $\frac{1}{4}$ SE $\frac{1}{4}$,
AND all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying and being East of U.S. Bureau of Reclamation Canal designated as NC No. 25.4-4.8 extended. ALL that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of the Ontario-Nyssa Irrigation Canal. EXCEPTING THEREFROM a right of way to Ontario-Nyssa Irrigation Company, a corporation, date March 14, 1923, recorded Sept. 8, 1925, Book 25, Page 558, Deed Records.

7008344_1

QUITCLAIM DEED - 3

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2014-2807

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MALHEUR COUNTY, OREGON

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WATER RESOURCES DEPT
SALEM, OREGON

**RECORDING REQUESTED BY AND
AFTER RECORDING, RETURN TO:**

Nicole C. Snyder
Holland & Hart LLP
P.O. Box 2527
Boise, ID 83701-2527

MAIL TAX STATEMENTS TO:

Jon C. Watson
J.C. Watson Company
PO Box 300
Parma, ID 83660

MALHEUR COUNTY, OR 2014-2806
DQCD

08/28/2014 01:14 PM

Cnt=1 Pgs=4

Total:\$67.00



00026476201400028060040045

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

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

QUITCLAIM DEED

FOR VALUE RECEIVED, J.C. Watson Company, an Idaho corporation, successor in interest by merger to M.M. & W., Inc., an Idaho corporation, successor in interest by merger to J.C. Watson of Oregon, LLC, an Idaho limited liability company ("Grantor"), hereby conveys, releases, remises and forever quitclaims to J.C. Watson Company, an Idaho corporation, whose address is P.O. Box 300, Parma, Idaho 83660 ("Grantee"), and to its successors and assigns forever, all of Grantor's interest in and to that certain piece or parcel of land situated, lying and being in the County of Malheur, State of Oregon, as more particularly described on Exhibit A attached hereto and incorporated herein, together with all and singular tenements, hereditaments, and appurtenances thereunto appertaining.

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MAR 24 2015

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WATER RESOURCES DEPT
SALEM, OREGON

IN WITNESS WHEREOF, Grantor has hereunto set its hand this 26 day of August, 2014.

J.C. WATSON COMPANY,
an Idaho corporation

By: *Jon C Watson*
Jon C. Watson, President

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 26 day of August, 2014, before me, the undersigned notary public, personally appeared JON C. WATSON, known or identified to me (or proven on the basis of satisfactory evidence) to be the President of the corporation that executed the within instrument, or the person that executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Peggy Davison
Notary Public
Residing at: WILDER, ID
Commission Expires: 7-12-2018

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WATER RESOURCES DEPT
SALEM, OREGON

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SALEM, OREGON

EXHIBIT A

LEGAL DESCRIPTION

- Tax Lot 5700: Beginning at a point 253.3 feet east of the southeast corner of Block 63 of Green's Addition; thence north 150 feet; thence east 55 feet; thence south 150 feet; thence west 55 feet to the point of beginning.
- Tax Lot 5800: Beginning at a point 198.5 feet east of the southeast corner of Block 63 of Green's Addition; thence north 150 feet; thence east 55 feet; thence south 150 feet; thence west 55 feet to the point of beginning.
- Tax Lot 5900: Beginning at a point 136.5 feet east of the southeast corner of Block 63 of Green's Addition; thence north 150.84 feet; thence east 62 feet; thence south 150.84 feet; thence west 62 feet to the point of beginning.
- Tax Lot 9000: Lots 15 & 16 in Block 61 of Green's Addition to the City of Nyssa, Malheur County, Oregon, according to the revised general map thereof.
- Tax Lot 9100: Lots 11, 12, 13 & 14 in Block 61, Green's Addition, City of Nyssa, Malheur County, Oregon, according to the revised general map thereof.
- Tax Lot 9400: Lots 8, 9 and 10 in Block 61 of Green's Addition, to the City of Nyssa, Oregon, as set forth in the revised general map of the said City on file and of record in the office of the County Clerk of Malheur County, Oregon.
- Tax Lot 9500: Lots 6 & 7 of Block 61, of Green's Addition to Nyssa, Oregon, the same being platted from and a part of the southwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 29, Township 19 South, Range 47 East, W.M.
- Tax Lot 9600: Lots 1-5 Block 61, of Green's Addition to the City of Nyssa, Malheur County, Oregon, the same being platted from and a part of the southwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 29, Township 19 South, Range 47 East, W.M.

TOGETHER WITH that portion of a vacant alley described as follows:

Beginning at a point 182.5 feet west and north 5° 50' east 162.85 feet from the southeast corner of the southwest $\frac{1}{4}$ southeast $\frac{1}{4}$ of Section 29; thence west 38.55 feet; thence north 84° 10' west 19.7 feet;

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thence south 5° 50' west 2.0 feet; thence west 6.65 feet; thence north 5° 50' east 8.05 feet; then east 65.0 feet; thence south 5° 50' west 8.05 feet to the point of beginning.

Tax Lot 9800: The east ½ of Lot 28 of Block 61 of Green's Addition to the City of Nyssa, Malheur County, Oregon, the same being platted from and a part of the southwest ¼ of southeast ¼ of Section 29, Township 19 South, Range 47 East, W.M.

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