

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 | | | PHONE (HM) |
| PHONE (WK) | CELL | | FAX |
| ADDRESS | | | |
| CITY | STATE | ZIP | E-MAIL* |

Organization Information

| | | | | |
|-----------------------------------|-------------|--------------|---------------------------------------|-----|
| NAME DENNIS FLYNN RANCH | | | PHONE 541-947-2510 | FAX |
| ADDRESS 31259 CLOVER FLAT ROAD | | | CELL 541-219-2616 | |
| CITY LAKEVIEW | STATE OR | ZIP 97630 | E-MAIL* DENNISFLYNNRANCH@GMAIL.COM | |

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

| | | | | |
|--|-------------|--------------|---------------------------------|-----|
| AGENT / BUSINESS NAME HOLLIE CANNON | | | PHONE | FAX |
| ADDRESS 3146 HAMMER STREET | | | CELL 541-821-5848 | |
| CITY KLAMATH FALLS | STATE OR | ZIP 97603 | E-MAIL* H.K.CANNON@GMAIL.COM | |

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

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By my signature below I confirm that I understand:

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- 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.

SALEM, OR

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



Dennis J. Flynn
 Applicant Signature

Dennis J. Flynn
 Print Name and title if applicable

5-27-15
 Date

Applicant Signature

Print Name and title if applicable

Date

| | | |
|------------------------|------------------|------------|
| For Department Use | | |
| App. No. <u>618102</u> | Permit No. _____ | Date _____ |

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

Yes

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

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

NA

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

SECTION 3: WELL DEVELOPMENT

| 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 | Crooked Creek | 950 | 15 feet |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

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)*.

A test well was drilled in this location and is identified as L 94396 and Lake 52274

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 1.6 CFS (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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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) |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | K 52274 | <input type="checkbox"/> | 18" | 0 to 50 | NA | 0 to 50 | 16 | Basalt | 570 | 750 | 384 |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | 16" | 50 to 570 | 370 to 570 | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | RECEIVED BY OWRD | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | JUN 10 2015 | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | | <input type="checkbox"/> | | | | | | SALEM, OR | | | |
| | <input type="checkbox"/> | <input type="checkbox"/> | Revised 2/1/2012 | <input type="checkbox"/> | | | Ground Water/5 | | | | WR | | |

SECTION 4: WATER USE

| USE | PERIOD OF USE | ANNUAL VOLUME (ACRE-FEET) |
|---------|-----------------------|---------------------------|
| IR & IS | April 1 to October 15 | 383.9 |
| | | |
| | | |
| | | |

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: 67.96 Acres Supplemental: 60.00 Acres

List the Permit or Certificate number of the underlying primary water right(s): Certificate 55519

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 383.9

- 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: _____

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): 75

Other means (describe): _____

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Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from well and delivered directly to the pivot by pressure pipeline

B. Application Method

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

Low pressure pivot sprinkler

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.

The amount of water requested is less than the evapotranspiration of pasture grass, but about the amount needed for alfalfa.

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*).

G-1902

Reservoir name: NA Acreage inundated by reservoir: NA

Use(s): NA

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

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): NA

| USE OF STORED GROUND WATER | PERIOD OF USE |
|----------------------------|---------------|
| | |
| | |
| | |
| | |
| | |
| | |
| | |

SECTION 8: PROJECT SCHEDULE

Date construction will begin: June 2015

Date construction will be completed: August 2015

Date beneficial water use will begin: September 2015

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.

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| | | |
|---------------------------------------|---------|------------------------|
| Irrigation District Name <u>NA</u> | Address | |
| City | State | Zip <u>JUN 10 2015</u> |

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SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

The well Lake 52274 was a 8 inch test well. The irrigation well will be drilled at the same locaiton to the above specifications.

G-18102

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: Dennis

First

Flynn

Last

Mailing Address: 31259 Clover Flat Road

Lakeview

City

OR

State

97630

Zip

Daytime Phone: 541-219-2616

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: |
|----------|-------|---------|-------|-----------|---|--|--------------------|
| 35 S | 21 E | 30 | SW SW | 2003 | EFU | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | IR |
| | | 30 | SW SE | 2003 | EFU | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | IR |
| | | 31 | NW NE | 2003 | EFU | <input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | IR |
| | | 31 | NW NW | 2003 | EFU | <input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | IR |

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

| | |
|-------------|---|
| Lake County | RECEIVED BY OWRD JUN 10 2015 |
|-------------|---|

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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) _____

Estimated quantity of water needed: 384 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:

Use a well to irrigate 127.96 acres



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 landuse 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): LAKE COUNTY ZONING ORD. ART. 2
- 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: DAVID JOHNSON Title: PLANNING DIRECTOR SALEM, OR

Signature: [Handwritten Signature] Phone: 541-947-6036 Date: 29 MAY 2015

Government Entity: LAKE COUNTY PLANNING DEPT

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: _____

G-18102

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

11-16-2010

WELL LABEL # L 94396

START CARD # 1004810

(1) LAND OWNER Owner Well I.D.

First Name DAVE Last Name ELDER
Company VALLEY FALLS RANCH, INC.
Address 31259 CLOVER FLAT ROAD
City LAKEVIEW State OR Zip 97630

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion
[] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD
[] Rotary Air [X] Rotary Mud [] Cable [] Auger [] Cable Mud
[] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [] Irrigation [] Community
[] Industrial/ Commercial [] Livestock [] Dewatering
[] Thermal [] Injection [X] Other Exploratory

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy)
Depth of Completed Well 600.00 ft.

Table with columns: Dia, From, To, Material, SEAL, Amt, lbs, Sacks. Includes data for Bentonite seal from 0 to 39 ft.

How was seal placed: Method [] A [] B [] C [] D [] E

[X] Other Poured Dry

Backfill placed from ft. to ft. Material

Filter pack from ft. to ft. Material Size

Explosives used: [] Yes Type Amount

(6) CASING/LINER

Table with columns: Casing Liner, Dia, From, To, Gauge, Stl, Plstc, Wid, Thrd. Includes data for 8 inch casing from 1 to 39 ft.

Shoe [] Inside [] Outside [] Other Location of shoe(s)

Temp casing [] Yes Dia From To

(7) PERFORATIONS/SCREENS

Perforations Method
Screens Type Material

Table with columns: Perf/S, Casing/Screen, Dia, From, To, Sem/slot width, Slot length, # of slots, Tele/pipe size.

(8) WELL TESTS: Minimum testing time is 1 hour

[] Pump [] Bailer [X] Air [] Flowing Artesian

Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr). Includes data for 200 gal/min yield.

Temperature 80 °F Lab analysis [] Yes By

Water quality concerns? [] Yes (describe below)

Table with columns: From, To, Description, Amount, Units.

(9) LOCATION OF WELL (legal description)

County Lake Twp 35.00 S N/S Range 21.00 E E/W WM
Sec 31 NW 1/4 of the SE 1/4 Tax Lot 2300
Tax Map Number Lot
Lat 0 " or DMS or DD
Long 0 " or DMS or DD
[] Street address of well [X] Nearest address

B1259 Clover Flat Rd., Lakeview, OR 97630

(10) STATIC WATER LEVEL

Table with columns: Date, SWL(psi), SWL(ft). Includes data for Existing Well / Predeepening and Completed Well (09-08-2008, 16 ft).

WATER BEARING ZONES Depth water was first found 18

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), SWL(ft). Includes data for 09-04-2008 tests.

(11) WELL LOG

Table with columns: Material, From, To, Ground Elevation. Lists soil and rock layers like Silty Clay, Sticky Brown Clay, etc.

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Date Started 09-03-2008 Completed 09-08-2008

(unbonded) Water Well Constructor Certification

I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

License Number Date
Electronically Filed
Signed

(bonded) Water Well Constructor Certification

I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

License Number 1385 Date 11-16-2010
Electronically Filed
Signed ROBERT BUCKNER (E-filed)
Contact Info (optional)

G-18102

GRANTOR'S NAME AND ADDRESS: :
 Valley Falls Ranch, Inc. :
 26245 Horsell Road :
 Bend, OR 97701 :

GRANTEE'S NAME AND ADDRESS: :
 Dennis J. Flynn & Andrea R. Flynn :
 31259 Clover Flat Road :
 Lakeview, OR 97630 :

AFTER RECORDING RETURN TO: :
 AmeriTitle :
 405 North 1st Street :
 Lakeview, OR 97630 :

SEND TAX STATEMENTS TO: :
 Dennis J. Flynn & Andrea R. Flynn :
 31259 Clover Flat Road :
 Lakeview, OR 97630 :

LAKE COUNTY, OREGON **2014-000742**
 D-WDEED
 Crt# 1 Pgs# 6 06/03/2014 03:14:16 PM
 \$30.00 \$11.00 \$20.00 \$10.00 Total: \$71.00



I, Stacie Geaney, County Clerk for Lake County, Oregon
 certify that the instrument identified herein was
 recorded in the Clerk's records.
 Stacie Geaney - County Clerk

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Valley Falls, Ranch, Inc., an Oregon corporation, hereinafter called the Grantor, for the consideration hereinafter stated, to Grantor paid by Dennis J. Flynn and Andrea R. Flynn, husband and wife as tenants by the entirety, hereinafter called the Grantee, does hereby grant, bargain, sell and convey unto the said Grantee and Grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Lake and State of Oregon, described as follows, to-wit:

SEE EXHIBIT "A" ATTACHED

81978

RESERVING TO GRANTOR, ITS SUCCESSORS AND ASSIGNS, HOWEVER, ONE-HALF OF ALL REMAINING MINERAL RIGHTS, INCLUDING OIL, GAS AND COAL, ON, IN OR UNDER THE LAND DESCRIBED IN EXHIBIT "A".

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTION 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTION 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

To Have and to Hold the same unto the said Grantee and Grantee's heirs, successors and assigns forever.

And said Grantor hereby covenants to and with said Grantee and Grantee's heirs, successors and assigns, that Grantor is lawfully seized in fee simple of the above granted premises free from all exceptions except those set forth herein, and that Grantor will warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except those claiming under the above described exceptions.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$4,300,000.00.

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In construing this deed, and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, grantor has executed this instrument this 27th day of May, 2014; any signature on behalf of a corporation or other entity is made with the authority of that entity.

VALLEY FALLS RANCH, INC.

David W. Elder
By: David W. Elder, President

Susan F. Elder
By: Susan F. Elder, Secretary

STATE OF OREGON, County of Lake) ss.

This instrument was acknowledged before me on May 27th, 2014, by David W. Elder as President and Susan F. Elder as Secretary of Valley Falls Ranch, Inc.



Kristen C. Wells
Notary Public for Oregon
My Commission Expires: 6-18-2016

EXHIBIT "A"
LEGAL DESCRIPTION

In the County of Lake, State of Oregon as follows:

Township 35 South, Range 20 East of the Willamette Meridian,

- Section 12: The South 40 feet of the N $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$.
The S $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$.
- Section 13: The W $\frac{1}{2}$.
The W $\frac{1}{2}$ of the E $\frac{1}{2}$.
- Section 14: ALL
- Section 15: The E $\frac{1}{2}$.
The E $\frac{1}{2}$ of the NW $\frac{1}{4}$.
- Section 23: ALL
- Section 24: The W $\frac{1}{2}$.
The W $\frac{1}{2}$ of the E $\frac{1}{2}$.
- Section 25: ALL, EXCEPT the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, and EXCEPTING THEREFROM that portion of the SW $\frac{1}{4}$ lying South and West of Lake County Road No. 2-10.
- Section 26: ALL
- Section 35: The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$.
The W $\frac{1}{2}$ of the NE $\frac{1}{4}$.
The N $\frac{1}{2}$ of the NW $\frac{1}{4}$.
The SE $\frac{1}{4}$ of the NW $\frac{1}{4}$.
The NW $\frac{1}{4}$ of the SE $\frac{1}{4}$.
The S $\frac{1}{2}$ of the SE $\frac{1}{4}$.
- Section 36: That portion of said section lying Easterly of County Road No 2-10.

Township 35 South, Range 21 East of the Willamette Meridian,

Parcels 1 and 2 of Partition Plat No. 2007-B-149 recorded June 7, 2007 and formerly described as follows:

- Section 30: Government Lot 4.
The S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$.
The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$.
- Section 31: The S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$.
The NW $\frac{1}{4}$.
The N $\frac{1}{2}$ of the SW $\frac{1}{4}$.
The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$.
The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel:
Beginning at a point 35 feet North and 213 feet West of the Southeast corner of the SW $\frac{1}{4}$ of said Section 31, Township 35 South, Range 21 East of the Willamette Meridian; Thence West 211 feet; Thence North 221 feet; Thence East 211 feet; Thence South 221 feet to the point of beginning.
ALSO EXCEPTING THEREFROM beginning at a point on the Northerly right of way of County Road No. 2-10 that bears North 56 feet from the South Quarter Corner of Section 31, Township 35 South, Range 21 East of the Willamette Meridian; Thence North 185 feet; Thence West 213 feet; Thence South 185 feet to the Northerly right of way of County Road No. 2-10; Thence East along said right of way 213 feet to the point of beginning.
- The NW $\frac{1}{4}$ of the SE $\frac{1}{4}$.
The N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$.
The N $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$.

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Township 36 South, Range 20 East of the Willamette Meridian,

- Section 1: The East ½ of Government Lot 1, now known as Parcel III of Partition Plat 1994-063 recorded December 23, 1994.
- Section 2: Government Lot 1, now known as Parcel II of Partition Plat 1994-063 recorded December 23, 1994.

Township 36 South, Range 21 East of the Willamette Meridian,

- Section 6: The W ½.
 The SW ¼ of the NE ¼.
 The SW ¼ of the SE ¼.
 The N ½ of the S ½ of the NW ¼ of the SE ¼.
 The S ½ of the N ½ of the NW ¼ of the SE ¼.
 The N ½ of the N ½ of the NW ¼ of the SE ¼, EXCEPTING THEREFROM the following described property, to wit: Beginning at a fence corner located on the Westerly right of way of U.S. Highway #395, said point being located South 25°43'16" East a distance of 2935.28 feet from the Northwest corner of the NE ¼ of Section 6, Township 36 South, Range 21 East of the Willamette Meridian; THENCE South 89°11'53" West, along an existing fence a distance of 261.66 feet to a fence corner; THENCE South 02°06'40" East, along an existing fence a distance of 200.69 feet to a fence corner; THENCE North 88°24'32" East, along an existing fence a distance of 253.5 feet to a fence corner located on the Westerly right of way of said highway; THENCE North 00°14'33" East, along said right of way a distance of 197.18 feet to the point of beginning.

Township 36 South, Range 21 East of the Willamette Meridian,

- Section 6: The S ½ of the NW ¼ of the NE ¼.
 The S ½ of the N ½ of the NW ¼ of the NE ¼, EXCEPTING THEREFROM the following described parcel: Beginning at the Northeast corner of the NW ¼ of the NE ¼ of Section 6, Township 36 South, Range 21 East of the Willamette Meridian, THENCE running south 300 feet; THENCE West 60 feet to the true Point of Beginning; THENCE South 100 feet; THENCE West 100 feet; THENCE North 100 feet; THENCE East 100 feet.
- Section 7: The NW ¼ of the NE ¼.
 The N ½ of the NW ¼.
 The N ½ of the N ½ of the SW ¼ of the NW ¼.

SUBJECT TO all easements, reservations, restrictions and rights of way of record or apparent on the ground, including but not limited to the following:

1. The assessment roll and the tax roll disclose that the premises herein described have been specially assessed as Farm Use Land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied; in addition thereto a penalty may be levied if notice of disqualification is not timely given.
2. Rights of the public in and to those portions of the herein described property lying within the limits of public roads and highways.
3. Rights of the public and governmental bodies in and to that portion of the herein described property lying beneath the ordinary high water mark of the Chewaucan River.

4. An outstanding interest in the Nolte-Utley Realty Company, a corporation for one-half of the oil, gas, coal and minerals on, in or under said land, reserved under that certain deed, including the terms and provisions thereof, recorded in Book 53 at Page 618, deed records, covering the N½ of the S½ of the SE¼ of the NW¼ of Section 6, Township 36 South, Range 21 East of the Willamette Meridian.
5. An outstanding interest in the Southern Oregon Investment Company, a corporation, for one-half of the oil, gas, coal and minerals on, in or under said land, reserved under that certain deed, including the terms and provisions thereof, recorded in Book 54 at Page 401, deed records, covering the S½ of the N¼ of the SW¼ of the SE¼ of Section 13, Township 35 South, Range 20 East of the Willamette Meridian.
6. An outstanding interest in the Favell-Utley Realty Company, a corporation, for one-half of the oil, gas, coal and minerals on, in or under said land, reserved under that certain deed, including the terms and provisions thereof, recorded in Book 58 at Page 528, Book 59 at Page 178, Book 64 at Page 411, Book 68 at Page 324, Book 70 at Page 58, and Book 74 at Page 218, deed records.
7. Location of power and telephone lines and public roads and highways, and stock pile sites, including but not limited to those certain instruments, including the terms and provisions thereof, recorded in Book 73 at Page 165, Book 74 at Page 65, Book 77 at Pages 458, 470, 471, 550 and 628, Book 78 at Pages 137, 211, 324 and 525, and Book 142 at Page 557, deed records.
8. Rights of way for roads and highways, reserved by Lake County, Oregon, a municipal corporation, under that certain deed, including the terms and provisions thereof, recorded in Book 71 at Page 227, Book 74 at Pages 125 and 145, Book 76 at Page 258, Book 176 at Pages 162 and 176, and Book 179 at Pages 443 and 446, deed records.
9. Rights of way for roads and highways, and all of the coal, oil, gas and minerals on, in or under the land described herein, reserved by Lake County, Oregon, a municipal corporation, under that certain deed, including the terms and provisions thereof, recorded in Book 89 at Page 596, Book 92 at Page 53, Book 94 at Pages 45 and 96, Book 95 at Page 511, Book 97 at Page 12, Book 100 at Page 397, Book 102 at Page 84, Book 105 at Page 570, Book 110 at Page 94, Book 112 at Page 303, Book 114 at Page 236, and Book 116 at Page 43, deed records.
10. Interest of S. V. Carroll and Bessie Carroll, husband and wife, for one-half of the minerals on, in or under the following described property, reserved under that certain deed, including the terms and provisions thereof, recorded in Book 103 at Page 454, deed records, covering the E¼ of Section 1, Township 36 South, Range 20 East of the Willamette Meridian.
11. An Easement created by instrument, including the terms and provisions thereof, dated October 6, 1965, recorded April 12, 1966 in Book 143 at Page 472, deed records, in favor of The State of Oregon, by and through its State Highway Commission for Channel Change, over the following described property: the N½ of the S½ of the NW¼ of the SE¼ of Section 6, Township 36 South, Range 21 East of the Willamette Meridian.
12. An outstanding interest in Helen C. Weeks, for all of the oil, gas, coal and minerals on, in or under said land, reserved under that certain deed, including the terms and provisions thereof, recorded in Book 191 at Page 428, deed records, covering the following described property: the S½ of the S½ of the NW¼ of the SE¼ of Section 13, Township 35 South, Range 20 East of the Willamette Meridian.
13. An Easement created by instrument, including the terms and provisions thereof, dated May 24, 1983, recorded May 24, 1983 in Book 195 at Page 242, deed records, in favor of L. C. Bliss and Sons Livestock Corp., a California corporation, aka L. C. Bliss and Son, Inc., for

EXHIBIT "A"
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