

# 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](http://www.wrd.state.or.us)

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## Water-Use Permit Application Processing

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### 1. Completeness Determination

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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](http://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](http://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.

# 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

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### 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: \$1065.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://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:

# Application for a Permit to Use Surface Water



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Salem Oregon 97301-1266  
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## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME LESLIE C. AND RACHAEL A. MARTIN		PHONE (HM) NONE	
PHONE (WK) 541-778-3982	CELL 541-778-3982	FAX NONE	
ADDRESS 11777 HIGHWAY NO. 238			
CITY JACKSONVILLE	STATE OR	ZIP 97530	E-MAIL * LES@REDLILYVINEYARDS.COM

### Organization Information

NAME		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.

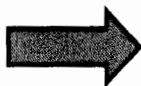
AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL *

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.)

### 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.



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

Les Martin  
Applicant Signature  
Rachael A. Martin  
Applicant Signature

Les Martin, Owner  
Print Name and title if applicable  
Rachael A. Martin,  
Print Name and title if applicable Owner

9-17-15  
Date  
9.17.15  
Date

Revised	App No. <u>5-0014</u>	For Department Use	Permit No. _____	Date _____
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**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.

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Yes

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There are no encumbrances.

This land is encumbered by easements, rights of way, roads or other encumbrances.

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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: Applegate Lake Reservoir R-7810

Tributary to: Rogue River

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**

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

Yes.

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
Applegate Lake Res.	IR	April 1 to Oct 31	<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" 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: 8.70 Acres                      Supplemental: 0 Acres

List the Permit or Certificate number of the underlying primary water right(s): N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 35

- 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**

**A. Diversion and Conveyance**

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

Pump (give horsepower and type): unknown at this time

Other means (describe): \_\_\_\_\_

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

Pump direct from the Applegate River, convey water by buried pipeline

**B. Application Method**

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

Apply by sprinkler, possible drip or low pressure sprinklers

**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.

Water application will be controlled by timer 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: intake screened and inspected by ODFW

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
Describe planned actions: None required

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.  
Describe: None required

Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe: native vegetation planting along Applegate River

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**SECTION 7: PROJECT SCHEDULE**

Date construction will begin: October 2015

Date construction will be completed: April 2017

Date beneficial water use will begin: May 2017

**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	Address	
City	State	Zip

**SECTION 9: REMARKS**

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

Project sechedule; would like to complete construction by April 2016 and apply water in May 2016.

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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

SEP 21 2015

Applicant(s): LESLIE C. MARTIN AND RACHAEL A. MARTIN

Mailing Address: 11777 HIGHWAY 238

SALEM, OR

City: JACKSONVILLE State: OR Zip Code: 97530 Daytime Phone: 541-7783982

## 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:
<u>38</u>	<u>4W</u>	<u>25</u>	<u>SENE</u>	<u>801</u>	<u>EFU</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>EFU</u>
---	---	---	---	---	---	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	---
---	---	---	---	---	---	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	---
---	---	---	---	---	---	<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:

JACKSON COUNTY

## 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) APPLEGATE RIVER/LAKE

Estimated quantity of water needed: 2.0 1/4  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:

Change in Point of Diversion for Existing Water Rights. ADDITION OF STORED WATER FROM Applegate Reservoir

**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

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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):

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:	
<i>farm use</i>	<i>JCLDO Section 4.3.3</i>	<input checked="" 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.

*N/A*

Name: *Kenneta D. Skyles* Title: *Planner II*  
 Signature: *[Signature]* Phone: *541-774-6958* Date: *4/6/15*  
 Government Entity: *Jackson County*

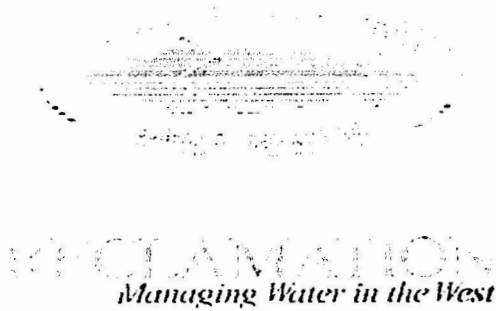
**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land 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: \_\_\_\_\_

*S-88131*

# CONTRACT DATA SHEET



U.S. Bureau of Reclamation  
Attn: PN-3324  
1150 North Curtis Road  
Boise, ID 83706-1234  
208-378-5344

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1. Applicant Information:

SALEM, OR

A. Landowners

- 1) Name of landowner(s): LESLIE C. MARTIN & RACHAEL A. MARTIN
- 2) Address: 11777 HIGHWAY 230 JACKSONVILLE, OR. 97530
- 3) Mailing Address (if different): \_\_\_\_\_
- 4) Taxpayer Identification Number(s): \_\_\_\_\_  
(Social Security Number or Employer Identification Number)<sup>1</sup>
- 5) Do you own all of the land where you propose to divert and make use of water? YES

B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: \_\_\_\_\_
- 2) Name & Title of Applicant: \_\_\_\_\_
- 3) Mailing Address of Organization: \_\_\_\_\_
- 4) Taxpayer Identification Number: \_\_\_\_\_  
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
  - (a) A description of the area served by the organization (location, total acreage, # of water users, prominent crops, etc.)
  - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of Water (name of stream, river): APPLEGATE RESERVOIR (LAKE)

3. Proposed point of diversion: 890 feet NORTH and 1350 feet EAST  
of CENTER 1/4 corner of Section 25, Township 38 SOUTH, Range 4 WEST,  
Willamette Meridian.

4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: Applied Sept 2015.

5. Include a map of lands and diversion points. [Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].

6. Do you currently hold a right to natural flows for irrigating the property described herein? No  
If yes, what is/are the priority date(s)? \_\_\_\_\_ RECEIVED BY OWRD

7. Total quantity of water from storage requested: 35 acre-feet. SEP 21 2015

8. Location of land to be irrigated in each 40-acre tract: SALEM, OR

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
38S	4W	25	GOVT. LOT 6 (SE 1/4 NE 1/4)	6.80	HAY - LANDSCAPING PASTURE
38S	4W	25	DLC 37 (SE 1/4 NE 1/4)	1.00	"
38S	4W	25	DLC 37 (SW 1/4 NE 1/4)	0.90	"

9. What is the present use of the land identified above? [Farming; idle (fallow cultivated land); native (appears never to have been tilled); planted pasture or other (please specify)].  
HAY AND PASTURE, LAWN AND LANDSCAPING

10. Is the land identified above currently being irrigated? No If yes, what is the source? (natural flows, wells, etc.) \_\_\_\_\_

11. Diversion must be screened to prevent uptake of fish and other aquatic life.  
Describe plan(s) to comply with State/Federal fish screen standards: INTAKE WILL BE SCREENED TO COMPLY WITH OREGON FISH/WILDLIFE REQUIREMENTS

12. Telephone number where you can be reached during the day: 541-778-3982

Before returning the completed Contract Data Sheet to the address provided on page 1, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE<sup>2</sup>, MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

<sup>1</sup> Section 31001.(i) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

<sup>2</sup> The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

S-00131



Water Resources Department

**Permit to Appropriate Only Stored Water - Expedited Secondary**

Today's Date: Monday, July 13, 2015

Base Application Fee.		\$450.00
Acre feet of Stored Water to be diverted.	35	\$615.00
Permit Recording Fee. ***		\$450.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$1,515.00

*\$ ST 1065*

[Return to Fee Calculator Options page](#)

[OWRD Fee Schedule](#)

Fee Calculator Version: B20130709

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*S-00131*



I, Christine Walker, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.  
Christine Walker - County Clerk

After recording return to:  
Daniel O'Connor  
Huycke O'Connor & Jarvis, LLP  
823 Alder Creek Drive  
Medford, Oregon 97504

Until a change is requested,  
all tax statements shall be sent  
to the following address:  
No Change.

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SEP 22 2015

WATER RESOURCES DEPT  
SALEM, OREGON

**BARGAIN AND SALE DEED  
(Property Line Adjustment)  
File No. SUB2014-00016-PLA  
(38-4W-25 Tax Lot 801)**

**Leslie C. Martin and Rachael A. Martin**, as tenants by the entirety, as Grantors, do hereby grant, bargain, sell and convey unto **Leslie C. Martin and Rachael A. Martin**, as tenants by the entirety, as Grantees, all of that certain real property described as follows:

**SEE EXHIBIT "A" ATTACHED HERETO.**

The true consideration for this conveyance consists of, in its entirety, value given other than monetary consideration, receipt of which is acknowledged and accepted by the undersigned. Specifically, this conveyance has been consummated pursuant to a property line adjustment approval issued by the Jackson County Department of Development Services (Jackson County File Number SUB2014-00016-PLA).

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS THAT, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND THAT LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, IN ALL ZONES. 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 SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

IN WITNESS WHEREOF, and executed this 3<sup>rd</sup> day of August, 2015.

Leslie C. Martin  
 Leslie C. Martin

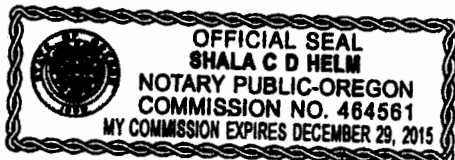
Rachael A. Martin  
 Rachael A. Martin

“Grantors”

State of Oregon )  
 ) ss  
 County of Jackson )

August 3, 2015

Personally appeared Leslie C. Martin who being duly sworn, acknowledged and said instrument to be his voluntary act and deed.

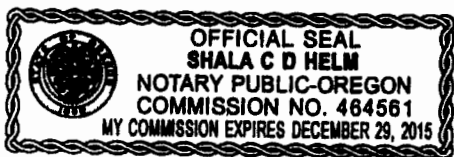


Shala C D Helm  
 Notary Public of Oregon  
 My commission expires: 12/29/15

State of Oregon )  
 ) ss  
 County of Jackson )

August 3, 2015

Personally appeared Rachael A. Martin who being duly sworn, acknowledged and said instrument to be her voluntary act and deed.



Shala C D Helm  
 Notary Public of Oregon  
 My commission expires: 12/29/15

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SEP 22 2015

EXHIBIT "A"  
Property Line Adjustment  
Jackson County Development Services File No. SUB 2014 -00016  
Description of Adjusted Tax Lot 801, Map No. 38-4W-25

**TRACT A:**

That portion of the following described tracts lying Southerly of the centerline of the Applegate River: Beginning at the Northwest corner of Donation Land Claim No. 37, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence East on the North boundary 18.5 chains to a stake; thence South 7.00 chains to the center of the County Road; thence West 9.48 chains to a stake; thence South across the Applegate River 22.00 chains to a stake on the South line of said claim; thence West on said claim line 9.02 chains to the Southwest corner of said claim; thence North, along the West line of said claim 29.00 chains to the point of beginning. EXCEPTING THEREFROM the following: Beginning at the Northwest corner of said Donation Land Claim No. 37; thence East, along the North line of said claim 18.50 chains to a stake; thence South 330.00 feet, more or less, to a point on the Northerly right of way line of the now existing Oregon State Highway No. 238; thence in a westerly direction along the North line of said Highway right of way to the West line of said Donation Land claim No. 37; thence North, along said West claim line to the point of beginning. Also EXCEPTING THEREFROM the following: Commencing at the Southwest Corner of Donation Land Claim No. 37, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence North 0° 03' 55" West (record North) 293.00 feet more or less to the point of beginning situated in the center of Keeler Creek and the intersection of the East line of Government Lot 7, thence Northeasterly along the center of Keeler Creek 224.00 feet more or less to a point in the center of Keeler Creek, said point being situated South 635.44 feet and East 239.53 feet from the Northwest One-Sixteenth Corner of Section 25, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence continue Northerly along the following courses; North 14° 38' 26" East 222.26 feet; thence North 5° 53' 07" East 322.80; thence North 4° 26' 05" East 430.00 feet more or less to intersect the centerline of the Applegate River; thence westerly along the centerline of the Applegate River to its intersection with the West line of Donation Land Claim No. 37; thence South along the West line of Claim No. 37 to the point of beginning. ALSO; Beginning at the most Southerly Southeast Corner of Donation Land Claim No. 37, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence North on the East line of said claim, 12.5 chains to the Southerly line of Applegate River; thence in a Northwesterly direction along said river 23.00 chains to a stake; thence North 3.00 chains to an iron bolt in the center of the County Road; thence West 9.48 chains to a stake; thence South 22.00 chains to a stake on the south line of said claim, which stake is 9.02 chains East from the Southwest Corner of said claim; thence East along the South line said Claim 32.48 chains to the point of beginning. EXCEPTING from the above described tracts the following: Beginning at a point on the Southerly right of way line of the now existing Oregon State Highway No. 238, said point being 18.50 chains East and 7.00 chains South more or less, of the Northwest Corner of Donation Land Claim No. 37, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon; thence Northwesterly along the Southerly right of way line of said Oregon State Highway No. 238 a distance of 200.00 feet; thence South 198.00 feet more or less to the Northerly line of the Applegate River; thence Southeasterly along said Northerly Applegate River line 200.00 feet, more or less to a point South of the point of beginning; thence North 198.00 feet, more or less to the point of beginning.

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SEP 22 2015

WATER RESOURCES DEPT  
SALEM, OREGON

S-88131

**TRACT B:**

That portion of Government Lot 6, Section 25, Township 38 South, Range 4 West, of the Willamette Meridian, Jackson County, Oregon lying Southerly of the thread of the Applegate River. EXCEPTING THEREFROM the following: Beginning at the Quarter Section Corner common to Section 25, Township 38 South, Range 4 West and Section 30, Township 38 South, Range 3 West, Willamette Meridian, Jackson County, Oregon; thence West 219.5 feet to a 2 inch x 41 inch iron pipe; thence North 8° 55' East 700.0 feet more or less to the Southwesterly bank of the Applegate River; thence Southeasterly along the Southwesterly bank of the Applegate River to a point 350 feet North of the point of beginning; thence South 350.0 feet to the point of beginning.

**TRACT C:**

Government Lot 5, The East Half of the Southwest Quarter, and the West Half of the Southeast Quarter Section 25, Township 38 South, Range 4 West, Willamette Meridian, Jackson County, Oregon.

Description Prepared:  
HAROLD L. CENTER  
Professional Land Surveyor  
Oregon Certificate No. 1071



Renews: 12/31/15

ref: Redlily\_Martin\_pla\_des\_801

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SEP 22 2015

WATER RESOURCES DEPT  
SALEM, OREGON