



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

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. *If for multiple rights, a separate form for each right will be required.*

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

PROPERTY SELLER INFORMATION

Applicant(s): Virginia Brown
First Last
 Mailing Address: 1602 NE Riverside Dr. 24
Mcminnville Or. 97128
City State Zip
 Phone: _____
Home Work Other

PROPERTY BUYER INFORMATION

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Applicant(s): Michael and Karolina Fallert
First Last
 Mailing Address: 7260 Rickreall Rd.
Rickreall Or. 97371
City State Zip
 Phone: 503-468-9051
Home Work Other

AUG 06 2015

SALEM, OR

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Polk Township: 7 South Range: 4 West Section: 28

Tax Lot Number(s): 7-4-28-0000502

Street address of water right property: 7260 Rickreall Rd. Rickreall, Or. 97371

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

Application #: _____ Permit #: 36309 Certificate or Page #: 41736

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

Name of individual completing this form: Mike Fallert Phone: 503-468-9051

Signature: *Mike Fallert* Date: 8-1-2015

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

APN: 229041

Statutory Warranty Deed
- continued

File No.: 7081-2317366 (ALS)

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Polk, State of Oregon, described as follows:

Beginning in the center of the Salem-Dallas Highway in Township 7 South, Range 4 West of the Willamette Meridian, Polk County, Oregon, at a point which is 100.00 feet Northeasterly along the center of the said Salem-Dallas Highway from a point which is equal distance from the intersection of the center line of Mud Creek with the center line of the Salem-Dallas Highway and the intersection of the center line of the said Salem-Dallas Highway with the East line of the Marcellus Dodson Donation Land Claim in the said Township and Range; thence Northeasterly along the center of the said Salem-Dallas Highway 150.00 feet; thence at right angles to the said Salem-Dallas Highway to the center of Rickreall Creek; thence Southwesterly along the center of the said creek to a line which is at right angles to the said Salem-Dallas Highway and passes through the point of beginning; thence Northerly at right angles to the said Salem-Dallas Highway to the point of beginning.

SAVE AND EXCEPT: That portion of the above described tract of land lying within the boundaries of public roads and roadways.

NOTE: This Legal Description was created prior to January 01, 2008.

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SALEM, OR

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That EMERY DENTEL

97371

of Route 1, Box 173, Rickreall, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Rickreall Creek

a tributary of Willamette River for the purpose of irrigation of 0.4 acre

under Permit No. 36309 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 24, 1971

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.01 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 4 (SE 1/4 SE 1/4), Section 28, T. 7 S., R. 4 W., W. M., 710 feet North and 1310 feet West from SE Corner, Section 28.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during

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

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

0.3 acre Lot 5 (SW 1/4 SE 1/4)
0.1 acre Lot 4 (SE 1/4 SE 1/4)
Section 28
T. 7 S., R. 4 W., W. M.

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SALEM, OR

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of

to the satisfaction of the STATE ENGINEER of Oregon. of a right to the use of the waters of Rickreall Creek

a tributary of Willamette River
irrigation of 0.4 acre

for the purpose of

under Permit No. 36309 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 24, 1971

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

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SALEM, OR

0.3 acre Lot 5 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)
0.1 acre Lot 4 (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
Section 28
T. 7 S., R. 4 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. February 13, 1975



State Engineer

CERTIFICATE OF
WATER RIGHT

STATE OF OREGON

to

STATE OF OREGON,

County of Polk } ss.

I CERTIFY, that the within was received
and duly recorded by me in Volume 69
of Record of Water Right Certificates, at
page 175 on the 17 day
of March, 1975.

ALLENE KETTLESON, Co. Clerk

By Amy Baker Deputy County Clerk

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SALEM, OR