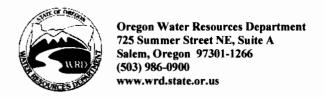
Application for a Permit to Use

Ground Water



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). 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 issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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Ground Water/1 OCT 13 2015 WR

G1 18(49)

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

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.

2	SECTION 1: applicant information and signature	
	SECTION 2: property ownership	
	SECTION 3: well development	
	SECTION 4: water use	
	SECTION 5: water management	
7	SECTION 6: storage of groundwater in a reservoir	
7	SECTION 7: use of stored groundwater from the reservoir	
]	SECTION 8: project schedule	
]	SECTION 9: within a district	
	SECTION 10: remarks	
		A. W.
	Attachments:	
]	Land Use Information Form with approval and signature (must be an original) or sign	ned receipt
	Land Use Information Form with approval and signature (<i>must be an original</i>) or signal. Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the as depicted on the map.	ed, (2) any property
	Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the	ed, (2) any property e water is to be used
]	Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the as depicted on the map. Fees - Amount enclosed: \$ 1900.00	ed, (2) any property e water is to be used
]	Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the as depicted on the map. Fees - Amount enclosed: \$\frac{1900.00}{200.00}\$ See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.	ed, (2) any property e water is to be used
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]	Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the as depicted on the map. Fees - Amount enclosed: \$\frac{1900.00}{5}\$ 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	ed, (2) any property e water is to be used
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	Provide the legal description of: (1) the property from which the water is to be diverted crossed by the proposed ditch, canal or other work, and (3) any property on which the ast depicted on the map. Fees - Amount enclosed: \$\frac{1900.00}{200.00}\$ 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 1 (distances north/south and east/west). Each well must be identified by a unique name 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 primal	ed, (2) any property e water is to be used RECEIVED BY OWN OCT 13 2015 SALEM, OR and survey corner and/or number. ary irrigation,

Revised 2/1/2012 Ground Water/2 WR

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

App. No. G-18148

oplicant Information ME				PHONE (HM)
ANDAL J. BROWN				
ONE (WK)	CE	LL		FAX
DDRESS				
47 TAKILMA ROAD				
TY	STATE	ZIP	E-MAIL*	
AVE JUNCTION	OR	97523		
rganization Information				
ME			PHONE	FAX
DDRESS				CELL
ГҮ	STATE	ZIP	E-MAIL*	
	L	L		
gent Information – The agent is authorize	d to repre	sent the ap	plicant in all matters relat	ting to this application.
GENT / BUSINESS NAME			PHONE	FAX
	JICES 1	541-389-2837		
OHN A. SHORT / WATER RIGHT SER	VICES, I			
DDRESS	VICE5, 1			CELL
DDRESS D. BOX 1830			E MAII *	CELL
DDRESS D. BOX 1830 TY END Dte: Attach multiple copies as needed By providing an e-mail address, conser	STATE OR nt is give	ZIP 97709	E-MAIL* JOHNSHORT@USA. ve all correspondence fivill also be mailed.)	.COM
DERESS D. BOX 1830 TY END Ote: Attach multiple copies as needed By providing an e-mail address, conservectronically. (paper copies of the final y my signature below I confirm that I am asking to use water specific Evaluation of this application wi I cannot use water legally until the oregon law requires that a permit the use is exempt. Acceptance of If I get a permit, I must not waste If development of the water use The water use must be compatib Even if the Department issues a to get water to which they are en	state OR It is give order do I unders ally as dell be base to be issue this appearance water. It is not accept the with lepermit, I titled.	zip 97709 en to receive ocuments vistand: escribed in ed on info Resource ed before olication de cording to ocal comp may have	JOHNSHORT@USA. The all correspondence for the supplication. The supplication of the supplication of the permit the terms of the permit rehensive land-use plane to stop using water to	com the department EIVED BY ON OCT 13 2015 e application. SALEM, OR permit. In of any proposed well, unless mit will be issued. t, the permit can be cancelled. ns. allow senior water-right holders
DDRESS D. BOX 1830 TY END Dote: Attach multiple copies as needed By providing an e-mail address, conservent controlly. (paper copies of the final of	state OR It is give order do I unders ally as de order do order	zip 97709 en to receive ocuments vistand: escribed in ed on info Resource ed before olication de cording to ocal comp may have	JOHNSHORT@USA. The all correspondence for the supplication. The supplication of the supplication of the permit the terms of the permit rehensive land-use plane to stop using water to	com the department EIVED BY ON OCT 13 2015 e application. SALEM, OR permit. In of any proposed well, unless mit will be issued. t, the permit can be cancelled. ns. allow senior water-right holders
DERESS D. BOX 1830 TY END Ote: Attach multiple copies as needed By providing an e-mail address, conservectronically. (paper copies of the final Y my signature below I confirm that I am asking to use water specific Evaluation of this application wi I cannot use water legally until the Oregon law requires that a permit the use is exempt. Acceptance of If I get a permit, I must not waste If development of the water use The water use must be compatib Even if the Department issues a to get water to which they are en I (we) affirm that the information	state OR It is give order do I unders ally as de order do order	zip 97709 en to receive cuments vertand: escribed in ed on information described before polication described cording to ocal comportal may have the med in this to Name and to	JOHNSHORT@USA. The all correspondence for the supplication. The supplication of the permit rehensive land-use plane to stop using water to the supplication is true as application is true as a possible to the supplication is true as a	com the department IVED BY ON OCT 13 2015 e application. SALEM, OR permit. It of any proposed well, unless mit will be issued. t, the permit can be cancelled. Ins. allow senior water-right holders and accurate.

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	e names and mailing addresses of all affected landowners (attach additional sheets if necessary).
N/A	

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

		IF LESS T	HAN 1 MILE:
WELL NO.	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
I	EAST FORK ILLINOIS RIVER	2050'	50'

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).

NA

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Revised 2/1/2012 G-18143 Ground Water/4

SALEM, OR

SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: _	0.033 CFS	(each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual
volumes in the table below).		

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.

										PRO	POSED I	U SE	
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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
WELL	Z		NA		6"	0 - 120	100 - 120*	0 - 20'	NA	SAND & MED. GRAVEL	140	15.0 GPM	24.0 AF
										RECEIVE	ED BY	OWRD	
					,					UCI	1 3 20	113	
										SAL	.EM, O	R	

^{*} Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

Revised 2/1/2012 Ground Water/5 WR

^{**} A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

^{***} Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
NURSERY	YEAR ROUND	24.0 AF

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	•	
	the number of primary and supplemental acres to be irrigated (must mate	en map).
Primary: N	A Acres Supplemental: NA Acres	
List the Permit	or Certificate number of the underlying primary water right(s): NA	
Indicate the ma	kimum total number of acre-feet you expect to use in an irrigation season	
• If the use is	municipal or quasi-municipal, attach Form M	
• If the use is	domestic, indicate the number of households: NA	
• If the use is	mining, describe what is being mined and the method(s) of extraction:	NA
SECTION 5: V	VATER MANAGEMENT	RECEIVED BY OWRD
	nd Conveyance	OCT 1 9 2015
What equip	ment will you use to pump water from your well(s)?	OCT 13 2015
☑ Pump (g	ve horsepower and type): SUBMERSIBLE PUMP. SIZE TBD	SALEM, OR
☐ Other m	eans (describe):	V
	escription of the proposed means of diversion, construction, and operation on the proposed means of diversion, construction, and operation of the proposed means of diversion, construction, and operation of the proposed means of diversion, construction, and operation of the proposed means of diversion, construction, and operation of the proposed means of diversion of the proposed means o	on of the diversion
WATER TO	BE PIPED TO NURSERY SYSTEM	
B. Application	Method	h maccoura consintdos)

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

DRIP 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 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.

WR

PROGRAMMED WATERING USING CONTROLLED DRIP SYSTEM

Revised 2/1/2012 Ground Water/6

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoithis section for each reservoir).	ir, complete this section (if more than one reservoir, reproduce
Reservoir name: NA	Acreage inundated by reservoir: NA
Use(s): NA	
Volume of Reservoir (acre-feet): NA Dam h	height (feet, if excavated, write "zero"): NA
Note: If the dam height is greater than or equal to 10.0' engineered plans and specifications must be approved p	' above land surface AND the reservoir will store 9.2 acre feet or more prior to storage of water.
SECTION 7: USE OF STORED GROUND WAT	TER FROM THE RESERVOIR
If you would like to use stored ground water from the reproduce this section for each reservoir).	he reservoir, complete this section (if more than one reservoir,
Annual volume (acre-feet): NA	
USE OF STORED GROUND WATER	PERIOD OF USE
SECTION 8: PROJECT SCHEDULE	
Date construction will begin:10/01/2015	
Date construction will be completed:10/01/2020	20
Date beneficial water use will begin:10/01/2020	20
SECTION 9: WITHIN A DISTRICT	
Check here if the point of diversion or place of u district.	use are located within or served by an irrigation or other water
Irrigation District Name	Address
City	State Zip

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Revised 2/1/2012 **6-18/48**

Ground Water/7

SECTION 10: REMARKS

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

PROPOSED WELL TO BE SUBSTANTIALLY THE SAME AS JOSE 56462 EXISTING ON NEIGHBORING PROPERTY

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Revised 2/1/2012

Ground Water/8

SALEM, OR

Land Use Information Form



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 <u>all</u> 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.

NOTE TO LOCAL GOVERNMENTS

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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OCT **13** 2015

SEP 1 1 2015

JO CO PLANNING

Ground Water/9

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:		RA	NDAL J.	upo , haba			BROWN		
							Last		
Mailing A	ddress:	504	7 TAKILN	1A ROAD					
CA	AVE JUNC'	ΓΙΟΝ		ORState	97523 Zip	Daytime P	hone:		
A. Land	and Loca	ntion							
Please incl (transporte	ude the follo	owing info sed or dev	veloped. Ap	oplicants for	s where water will be d municipal use, or irriges for the tax-lot inform	ation uses w	ithin irrigatio		
Township	Range	Section	1/4 1/4	Tax Lot#	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
40 S	8 W	11	NW NE	204	RR-5	☑ Diverted	☑ Conveyed	☑ Used	NURSERY USE
						☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	☐ Conveyed	Used	
						Diverted	☐ Conveyed	☐ Used	
Type of ap Permit to	ription of plication to Use or Store Water Use Li	be filed w	vith the War	ter Resource Right Transfe tion of Conse			r Ground Water	r Registrati	on Modification
Source of v	water: R	eservoir/Po	ond 🔽	Ground Wate	er Surface Water	er (name)			_
Estimated of	quantity of v	water need	ded: 0.03	3	Cubic feet p	er second	gallons per	minute [acre-feet
Intended us	se of water:	☐ Irrig ☐ Mun	ation [icipal [Commerci Quasi-Mu	ial Industrial Instream	□ 1	Oomestic for Other <u>AGRICU</u>	hous	ehold(s)
Briefly des	cribe:								
NURSER	RY USE								
					************				Page 1
	ive sign the				cannot be completed with page and include it with	th the applic	ation filed wit	a local go	vernment
				See be	ottom of Page 3	HECEN	VED BY O	WRD	

OCT 13 2015

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 wat regulated by your comprehensive plan. Cite	applicable ordinance section(s): Art	ide 61,	Section 61.020	. B
☐ Land uses to be served by the proposed wat approvals as listed in the table below. (Plea already been obtained. Record of Action/la have been obtained but all appeal period	er uses (including proposed constructior se attach documentation of applicable la ind-use decision and accompanying find	nd-use appro ings are suff	scretionary land-use ovals which have	
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Lan	d-Use Approval:	
N/A Coutright us	e)	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
•		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
700 NW D Suite C	County Planning immick Street s. OR 97526		OCT 13 201 SALEM, OF	Ę
Name: Eric Porter	Title: Planner I			_
Signature: ESPT	Phone: 541.47	4.5420	Date: 9.18.15	
Government Entity: Josephine Cou	nty Planning			-
Note to local government representative: Pl you sign the receipt, you will have 30 days from Use Information Form or WRD may presume to comprehensive plans.	n the Water Resources Department's not	tice date to re	eturn the completed Lar	nd cal
Receipt for	Request for Land Use Inforn	nation		
Applicant name:				
City or County:	Staff contact:			
Signature:	Phone:	Da	ate:	

Revised 2/1/2012



(For staff use only)



WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

	SECTION 1:
	SECTION 2:
	SECTION 3:
	SECTION 4:
	SECTION 5:
	SECTION 6:
	SECTION 7:
	SECTION 8:
	SECTION 9:
	SECTION 10:
	Land Use Information Form
	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
MAP	
	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). Each well must be identified by a unique name and/or number.
	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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Revised 2/1/2012 Ground Water/12 WR

6-19148





NAME OF THE PARTY OF THE PARTY

After recording return to: FIRST AMERICAN TITLE INSURANCE CO. 210 W. LISTER STREET

Until a change is requested all tax statements shall be sent to the following address:
Randal J. Brown
PO Box 1301
Cave Junction, OR 97523

File No.: 7152-1307825 (DY)
Date: November 26, 2008

CAVE JUNCTION, OR 97523

JOSEPHINE COUNTY OFFICIAL RECORDS ART HARVEY, COUNTY CLERK

2008-019447

00217748200800194470030035

\$30.00

12/29/2008 02:25:43 PM

DED-WRD Cnt=1 Stn=4 RECEIPTS \$15.00 \$11.00 \$4.00

30 ~

STATUTORY WARRANTY DEED

Edwin J. Marvin, Grantor, conveys and warrants to **Randal J. Brown**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

 Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is \$177,000.00. (Here comply with requirements of ORS 93.030)

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SALEM, OR

APN: R331925

Statutory Warranty Deed - continued

File No.: 7152-1307825 (DY) Date: 11/26/2008

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, OF CHAPTER 424, OREGON LAWS 2007. 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, OF CHAPTER 424, OREGON LAWS 2007.

Dated this 12 day of December 20 08

Edwin J. Marvin

STATE OF Oregon

))ss.

County of Josephine

This instrument was acknowledged before me on this 12 day of December, 20 08

by Edwin J. Marvin.

OFFICIAL SEAL

DE ANN YERGES

MOTARY PUBLIC - ORIGION COMMISSION NO. 490993 MY COMMISSION EXPIRES AUG. 24, 2012 Notary Public for Oregon

My commission expires: 8-24-2012

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SALEM, OR



APN: R331925

Statutory Warranty Deed - continued

File No.: 7152-1307825 (DY) Date: 11/26/2008

EXHIBIT A

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

A PARCEL OF LAND IN THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 40 SOUTH, RANGE 8 WEST OF THE WILLAMETTE MERIDIAN, JOSEPHINE COUNTY, OREGON AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE WEST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 11; THENCE SOUTH 0° 06' 56" WEST, 1510.50 FEET ALONG THE EAST LINE OF THE WEST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 11 TO AN IRON ROD WHICH IS THE TRUE POINT OF BEGINNING; THENCE NORTH 0° 06' 56" EAST, 450.50 FEET TO AN IRON ROD; THENCE NORTH 89° 45' 43" WEST, 409.00 FEET; THENCE SOUTH 0° 06' 56" WEST, 425.50 FEET; THENCE NORTH 89° 45' 43" WEST, 476.0 FEET, MORE OR LESS, TO THE EASTERLY RIGHT OF WAY LINE OF TAKILMA ROAD; THENCE SOUTH 4° 12' 55" WEST ALONG SAID RIGHT OF WAY LINE, 25.0 FEET, MORE OR LESS, TO A POINT THAT IS NORTH 89° 45' 43" WEST OF THE TRUE POINT OF BEGINNING; THENCE SOUTH 89° 45' 43" EAST, 886.58 FEET TO THE TRUE POINT OF BEGINNING.

NOTE: This legal description was created prior to January 1, 2008.

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SALEM OF

STATE OF OREGON WATER SUPPLY WELL REPORT (as required by ORS 537.765)

Neighboring Well

WELL LD. # I	, 75746
WELL LD. # I	75746

START CARD # 173165

Instructions for completing this report are on the last page of this form.			
(1) LAND OWNER Well Number 173165 (9) LOCATION OF WELL (legal description) Name Charles & Namey Characters (2) LOCATION OF WELL (legal description)			
Name Charles & Nancy Chambers County Josephine Address \$151 Takilms Rd Tex Lot 266 Lot			
City Cave Junction State OR Zip 97523	Township 40 S Range 8 W WM		
	Section 11 SW 1/4 NE 1/4		
(2) TYPE OF WORK			
	Long or (degrees or decimal)		
(3) DRILL METHOD Rotary Air Rotary Mud Cable Auger Cable Mud	Street Address of Well (or nearest address) 5151 Takilima Rd		
Other	Cave Junction, OR		
(10) STATIC WATER LEVEL			
(4) PROPOSED USE Domestic Community Industrial Irrigation	13' ft. below land surface. Date 6/1/05		
☐ Thermal ☐ Injection ☐ Livestock ☐ Other	ft. below land surface. Date		
(5) BORE HOLE CONSTRUCTION Special Construction: Yes V No	Artesian pressure Ib. per square inch Date		
Denth of Completed Well 130 ft. (11) WATER READING ZONES			
Explosives used: Yes No Type Amount	Depth at which water was first found 102"		
BORE HOLE SEAL Disputer From To 1 Material From To Secks or Pounds	From To Estimated Flow Rate SWL		
Diameter From To Material From To Secks or Pounds 10" 0' 20' Bentonite 0' 20' 16 Secks	102' 134' 100+ GPM 13'		
<u>4" 20" 130" </u>			
How was seel placed: Method			
Other Bentonite Dry Poured (12) WELL LOG Ground Elevation			
Beckfill placed fromft. toft. Material	Material From To SWL Brown Clay & Cobbie 0' 7'		
Gravel placed from ft. to ft. Size of gravel	Storm only & count		
(6) CASING/LINER	Brown Clay & Med. Gravel 7' 21'		
Diameter From To Gauge Steel Plastic Welded Threaded Casing: 6" +1' 118' .280 7	Brown Clay w/Gravel & Boulders 21' 71'		
Casing: 6" +1" 119" 289			
	Brown Clay wiSend & Med. GVI 71' 139' 13'		
Liner:	PECEIVED		
	I'LUEIVED		
Drive Shoe used ☐ Inside ☑ Outside ☐ None	IIIN O o soor		
Final location of shoe(s) 118'	JUN 0 9 2005		
(7) PERFORATIONS/SCREENS	WATER RESOURCES DEPT		
	ONCLIM, UNEQUA		
•	Date Started 5/31/05 Completed 5/31/05		
From To Slot Number Diameter Tela/pipe Casing Liner	(unbonded) Water Well Constructor Certification		
118' 3/16xd 60			
			the best of my knowledge and belief.
	WWC Number Date		
(8) WELL TESTS: Minimum testing time is 1 hour	Signed		
☐ Pump ☐ Bailer ☑ Air ☐ Flowing Artesian			
Yield gal/min Drawdown Drill stem at Time 100+ 119' 1 Hr	(bended) 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		
Temperature of water 622 Depth Artesian Flow Found	and belief.		
Did any strata contain water not suitable for intended use?	WWC Number 1835 Date 6/6/05		
Salty Muddy Odor Colored Other			
Depth of strata:	Signed Katto & State Clouser Drilling LLC		

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SECOND COPY - CUSTOMER

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ORIGINAL - WATER RESOURCES DEPARTMENT