



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): _____
First

Mailing Address: _____

City State Zip

Phone: _____
Home Work Other

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JAN 04 2016
SALEM, OR

PROPERTY BUYER INFORMATION

Applicant(s): Ditchen Land LLC
First Last

Mailing Address: 7385 Abwell Prairie Rd NE
Silverton OR 97381
City State Zip

Phone: 503-873-4541
Home Work Other

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Yamhill Township: 5S Range: 4W Section: 11

Tax Lot Number(s): 193604 193711

Street address of water right property: 9525 Starr Quarry Rd SE

Water Right Information (attach copy of water right permit or certificate & final proof map):
 Application #: G7616 Permit #: G7062 Certificate or Page #: 50065

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

Name of individual completing this form: DAVID DITCHEN Phone: 503-873-4541

Signature: David Ditchen Date: 12-11-15

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

Water Right Information Query Results

Contact Information

▼ Current contact information

OWNER:
▶ JOSEPH DITCHEN
6997 HAZELGREEN RD NE
SALEM, OR 97303

Documents

[View all scanned documents](#)

▶ **Application: G 7616**

▶ **Permit: G 7062 document**

▼ **Certificate: 50065 document ; paper map**

▶ Signature: 7/3/1981

▶ Type: Original

▶ [View right with Web Mapping](#)

▶ [View Places of Use from Water Rights in the Same Area](#)

Water Right Information

Status: Non-Cancelled

County: Yamhill

File Folder Location: Salem

[Watermaster District: 16](#)

Point(s) of Diversion

▶ **POD 1 - CASE WELL > SOUTH YAMHILL RIVER**

Place(s) of Use

[Add TRS grouping](#)

▶ **Use - IRRIGATION (Primary) - 241.0 acres; Priority Date: 12/23/1976**

Water Right Genealogy

....*No genealogy records available for this water right, try the family link below instead.*

[View Water Rights in same Family](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)

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STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOSEPH, JERRY JOE & DENNIS D. DITCHEN

of 6997 Hazelgreen Road NE, Salem, State of Oregon 97303, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Case Well

a tributary of South Yamhill River for the purpose of irrigation of 241.0 acres

under Permit No. G-7062 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 December 23, 1976

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 1.45 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within McDonald DLC 54, Section 11, T5S, R4W, WM; 2360 feet South and 1020 feet East from NW corner DLC 54.

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 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

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:

SEE NEXT PAGE

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SALEM, OR

2.6 acres SW $\frac{1}{2}$ SW $\frac{1}{2}$
as projected within McDonald DLC 54
Section 1

38.1 acres SW $\frac{1}{2}$ SE $\frac{1}{2}$
36.2 acres SE $\frac{1}{2}$ SE $\frac{1}{2}$
both as projected within McDonald DLC 54
Section 2

39.7 acres NE $\frac{1}{2}$ NE $\frac{1}{2}$
40.0 acres NW $\frac{1}{2}$ NE $\frac{1}{2}$
39.5 acres SW $\frac{1}{2}$ NE $\frac{1}{2}$
29.2 acres SE $\frac{1}{2}$ NE $\frac{1}{2}$
1.8 acres NE $\frac{1}{2}$ NW $\frac{1}{2}$
4.6 acres SE $\frac{1}{2}$ NW $\frac{1}{2}$
3.6 acres NE $\frac{1}{2}$ SE $\frac{1}{2}$
5.2 acres NW $\frac{1}{2}$ SE $\frac{1}{2}$
all as projected within McDonald DLC 54
Section 11

0.5 acre NW $\frac{1}{2}$ NW $\frac{1}{2}$
as projected within McDonald DLC 54
Section 12
Township 5 South, Range 4 West, WM

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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 use herein described.

WITNESS the signature of the Water Resources Director, affixed
this date. July 3, 1981


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44 , page 50065

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EXHIBIT "A"

JAN 04 2016

Legal Description

SALEM, OR

-----PARCEL 1: A tract of land in Sections 1, 2, 11, and 12, Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

BEGINNING at a 5/8 inch iron rod which bears North 4°46'36" East, 641.13 feet along the East boundary of the James McDonald and Dorcas McDonald Donation Land Claim No. 54, Notification No. 1244, from the Northwest corner of the William M. Chrisman and Margaret E. Chrisman Donation Land Claim in Section 12, Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon; and running thence South 27°23'23" West along the center line of Yamhill County Road No. 461, for a distance of 472.50 feet to a 5/8 inch iron rod; thence South 38°19'03" West along the center line of said County Road, 1242.22 feet to a 5/8 inch iron rod; thence South 55°53'23" West along the center line of said County Road, 395.80 feet to a 5/8 inch iron rod; thence South 54°04'53" West along the center line of said County Road, 252.15 feet to a 5/8 inch iron rod; thence North 35°55'07" West, 914.25 feet to a 5/8 inch iron rod; thence North 84°16'36" West, 825.00 feet to a 5/8 inch iron rod in the West boundary of the said James McDonald and Dorcas McDonald Donation Land Claim; thence North 4°43'56" East along the West boundary of the said McDonald Claim, for a distance of 3848.00 feet to a 5/8 inch iron rod; thence South 85°18'07" East along the North boundary of said James McDonald and Dorcas McDonald Claim, for a distance of 2789.52 feet to a 5/8 inch iron rod; thence South 4°44'17" West along the East boundary of said McDonald Claim, for a distance of 2681.69 feet to the point of beginning.

EXCEPTING THEREFROM that portion conveyed to Yamhill County, a political subdivision of the State of Oregon, by instrument recorded June 5, 1978 in Film Volume 129, Page 1652, and re-recorded August 1, 1978 in Film Volume 131, Page 927, Deed and Mortgage Records.

PARCEL 2: A tract of land in Section 11, Township 5 South, Range 4 West of the Willamette Meridian in Yamhill County, Oregon, more particularly described as follows:

BEGINNING at a 5/8 inch iron rod in the center line of Yamhill County Road No. 461, which said iron rod is 1125.11 feet South and 1466.52 feet West from the Northwest corner of the William M. Chrisman and Margaret E. Chrisman Donation Land Claim in said Township and Range; running thence South 54°04'53" West, 556.36 feet along the center line of said County Road to a 5/8 inch iron rod; thence South 53°23'57" West, 492.37 feet along the center line of said County Road to a 5/8 inch iron rod; thence North 85°33'12" West, 399.70 feet along the center line of said County Road to a 5/8 inch iron rod; thence North 4°26'48" East, 350.00 feet to a 5/8 inch iron rod; thence North 13°03'12" West, 270.00 feet to a 5/8 inch iron rod; thence North 5°38'38" West, 803.57 feet to a 5/8 inch iron rod set in the West boundary of the James McDonald and Dorcas McDonald Donation Land Claim, Notification No. 1244, Claim No. 54; thence South 84°16'36" East, 825.00 feet to a 5/8 inch iron rod; thence South 35°55'07" East, 914.25 feet to the point of beginning.

EXCEPTING THEREFROM the following:

BEGINNING at a 5/8 inch iron rod in the center line of County Road No. 461, which said iron rod is 1125.11 feet South and 1466.52 feet West from the Northwest corner of the William M. Chrisman and Margaret E. Chrisman Donation Land Claim in said Township and Range; and running thence South 54°04'53" West, 556.36 feet along the center line of said County Road to a 5/8 inch iron rod; thence South 53°23'57" West, 344.92 feet along the center line of said County Road to the True Point of Beginning of the property to be described; thence South 53°23'57" West, 147.45 feet to a 5/8 inch iron rod in the center of the County Road; thence North 85°33'12" West, 399.70 feet to a 5/8 inch iron rod in the center of the County Road; thence North 4°26'40" East, 350.00 feet to a 5/8 inch iron rod; thence North 13°03'12" West, 170 feet; thence North 69°54'37" East, 275 feet; thence South 20°02'16" East, 308.95 feet; thence South 32°03'44" East, 308.95 feet to the point of beginning.

ALSO EXCEPTING THEREFROM that portion conveyed to Yamhill County, a political subdivision of the State of Oregon, by Deed recorded June 5, 1978 in Film Volume 129, Page 1652, and re-recorded August 31, 1978 in Film Volume 131, Page 927, Deed and Mortgage Records.-----

SUBJECT TO: As disclosed by the tax roll the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property will be subject to additional taxes or penalties and interest; Rights of the public in streets, roads and highways; Easement for electrical transmission lines etc. granted to Portland General Electric Company, a corporation of Oregon by Jess M & Arlis S Hockema h/w dated 9/17/53, recorded 9/18/53 in Bk 171, Pg 171, DR of Yamhill County, OR (affects Parcel 2).

BARGAIN AND SALE DEED

P.

KNOW ALL MEN BY THESE PRESENTS, That STEVEN B. TUBBS and JERRI L. TUBBS, husband and wife, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto ELDON D. DITCHEN and DAVID L. DITCHEN, equal tenants in common, hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of _____, State of Oregon, described as follows, to-wit:

See EXHIBIT "A" attached hereto and by reference made a part hereof.

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SALEM, OR

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

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

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$10.00

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols (1), if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this _____ day of _____, 19____; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

THIS INSTRUMENT WILL 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 APPROVED USES.

Handwritten signatures of Steven B. Tubbs and Jerri L. Tubbs.

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)

(ORS 194.570)

STATE OF OREGON, County of Marion. The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by STEVEN B. TUBBS and JERRI L. TUBBS, husband and wife

STATE OF OREGON, County of _____, The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____ president, and by _____ secretary of _____ corporation, on behalf of the corporation.

(SEAL) Notary Public for Oregon My commission expires: _____

Notary Public for Oregon My commission expires: 10/12/93 (If executed by a corporation, affix corporate seal)

Steven B. & Jerri L. Tubbs GRANTOR'S NAME AND ADDRESS

Eldon D. & David L. Ditchen 7385 Howell Prairie Road Silverton, Oregon 97381 GRANTEE'S NAME AND ADDRESS

After recording return to: Eldon D. & David L. Ditchen 7385 Howell Prairie Road Silverton, Oregon 97381 NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address. Eldon D. and David L. Ditchen 7385 Howell Prairie Road Silverton, Oregon 97381 NAME, ADDRESS, ZIP

STATE OF OREGON, County of _____ 03031 I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as fee/file/instrument/microfilm/reception No. _____ Record of Deeds of said county. Witness my hand and seal of County affixed. Instrument # _____ OF OREGON CHARLES STERN, COUNTY CLERK

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOSEPH, JERRY JOE & DENNIS D. DITCHEN

of 6997 Hazelgreen Road NE, Salem, State of Oregon 97303, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Case Well

a tributary of South Yamhill River for the purpose of irrigation of 241.0 acres

under Permit No. G-7062 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 December 23, 1976

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 1.45 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as projected within McDonald DLC 54, Section 11, T5S, R4W, WM; 2360 feet South and 1020 feet East from NW corner DLC 54.

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4.6 acres SE $\frac{1}{2}$ NW $\frac{1}{2}$
3.6 acres NE $\frac{1}{2}$ SE $\frac{1}{2}$
5.2 acres NW $\frac{1}{2}$ SE $\frac{1}{2}$
all as projected within McDonald DLC 54
Section 11

0.5 acre NW $\frac{1}{2}$ NW $\frac{1}{2}$
as projected within McDonald DLC 54
Section 12
Township 5 South, Range 4 West, WM

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 Water Resources Director, affixed

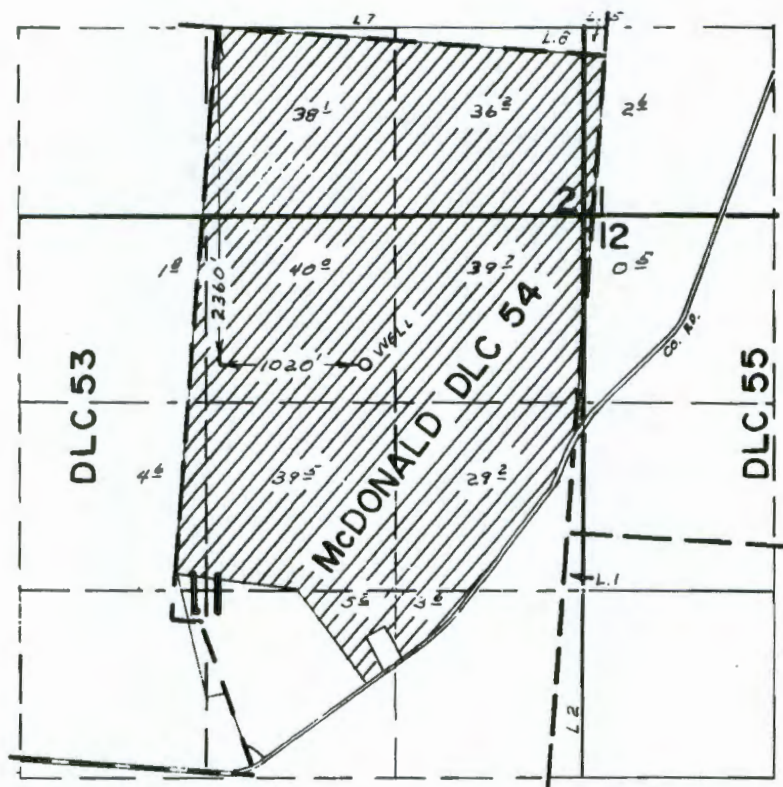
this date.

July 3, 1981


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44 , page 50065

T.5S. R.4W. W.M.



FINAL PROOF SURVEY
UNDER

Application No G-7616... Permit No. G-7062..
IN NAME OF

JOSEPH, JERRY JOE, & DENNIS D. DITCHEN

Surveyed MAR. 23. 1978, by L.H. NUNN.....