



**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): MD Butte Investments LLC  
First Last

Mailing Address: P O Box 4

Riley Oregon 97758-0004  
City State Zip

Phone: 541-408-7534    
Home Work Other

### PROPERTY BUYER INFORMATION

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Applicant(s): Dry Mountain Ranch LLC  
First Last

**FEB 04 2016**

Mailing Address: 70194 Silvercreek Rd

**SALEM, OR**

Riley Oregon 97758-9611  
City State Zip

Phone: 541-493-2392 541-589-1202   
Home Work Other

### PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Harney Township: 23s Range: 27e Section: 19

Tax Lot Number(s): 900

Street address of water right property: \_\_\_\_\_

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

Application #: \_\_\_\_\_ Permit #: \_\_\_\_\_ Certificate or Page #: 14068 & 63570

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

Name of individual completing this form: Curt Blackburn Phone: 541-573-7206

Signature: \_\_\_\_\_ Date: 2-2-16

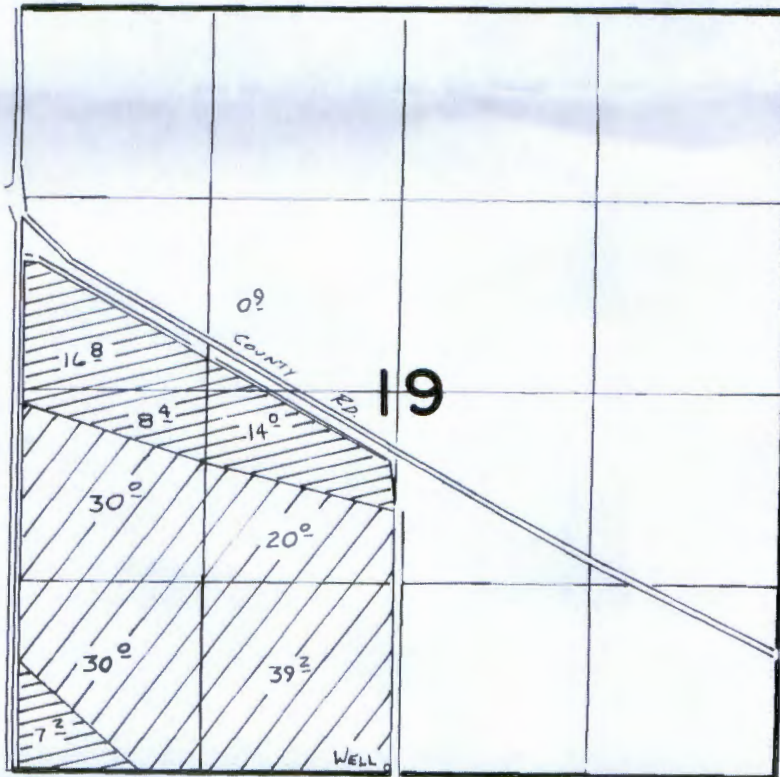
**Please be sure to attach a copy of your property deed or legal description of the property.**

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T. 23S., R. 27E., W. M.



WELL LOC: 40'N. & 30'W. FROM S1/4 CORNER SEC. 19

Scale 1" = 1320'

### FINAL PROOF SURVEY UNDER

-  PRIM.
-  SUPPL.

Application No. **G:8643** Permit No. **G:8056**  
IN NAME OF

**MEADOW CREEK ENTERPRISES**

Surveyed **5-6** 19**88**, by **B.W. Bishop**



STATE OF OREGON

COUNTY OF HARNEY

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CERTIFICATE OF WATER RIGHT

FEB 04 2016

SALEM, OR

THIS CERTIFICATE ISSUED TO

MEADOW CREEK ENTERPRISES  
C/O RICHARD RANEY  
HC 74, BOX 40  
RILEY, OREGON 97758

confirms the right to use the waters of A WELL in the SILVER CREEK BASIN for the purpose of PRIMARY IRRIGATION OF 47.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 119.2 ACRES.

The right has been perfected under Permit G-8056. The date of priority is FEBRUARY 14, 1978. The right is limited to not more than 2.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 SW 1/4, SECTION 19, T 23 S, R 27 E, W.M.; 40 FEET NORTH & 30 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 19.

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

The right 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, and to which such right is appurtenant, is as follows:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 NW 1/4	16.8 ACRES	
SE 1/4 NW 1/4	0.9 ACRE	
NE 1/4 SW 1/4	14.0 ACRES	20.0 ACRES
NW 1/4 SW 1/4	8.4 ACRES	30.0 ACRES
SW 1/4 SW 1/4	7.2 ACRES	30.0 ACRES
SE 1/4 SW 1/4		39.2 ACRES

SECTION 19

TOWNSHIP 23 SOUTH, RANGE 27 EAST, W.M.

63570

The right to the use of the water for the above purpose is restricted



STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

OREGON & WESTERN COLONIZATION COMPANY

of St. Paul, State of Minnesota, has a right to the use of the waters of Silver Creek for the purpose of irrigation and stock

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Harney County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 12, at page 298; that the priority of the right thereby confirmed dates from 1899;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1/60th of one cubic foot per second per acre irrigated from March 1 to April 30, and 1/80th of one cubic foot per second from May 1 to August 1; provided, that the total quantity diverted during the months of March, April, May, and June shall not exceed 2.5 acre-feet per acre.

A description of the lands irrigated under such right; and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use); is as follows:

20 acres in NE 1/4 SW 1/4
30 acres in NW 1/4 SW 1/4
30 acres in SW 1/4 SW 1/4
40 acres in SE 1/4 SW 1/4
Section 19,
T. 23 S., R. 27 E., W. M.

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And said right shall be subject to all other conditions and limitations contained in said decree.

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

WITNESS the signature of the State Engineer,

affixed this 10th day of November, 1947.

CHAS. E. STRICKLIN
State Engineer.



HARNEY COUNTY, OR 2016-0082  
DEEDWD  
Total:\$46.00 01/28/2016 03:50 PM

THIS SPAC



00011507201600000820020022

I, Derrin Robinson, County Clerk for Harney County, Oregon certify that the instrument identified herein was recorded in the Co. Clerk's records.

*Derrin Robinson*

Derrin E. Robinson, Harney County Clerk



After recording return to:  
Dry Mountain Ranch LLC  
70194 Silver Creek Rd.  
Riley, OR 97758

Until a change is requested all tax statements shall be sent to the following address:  
Dry Mountain Ranch LLC  
70194 Silver Creek Rd.  
Riley, OR 97758  
File No. 83096AM

**STATUTORY WARRANTY DEED**

**MD Butte Investments, LLC,**

Grantor(s), hereby convey and warrant to

**Dry Mountain Ranch LLC,**

Grantee(s), the following described real property in the County of Harney and State of Oregon free of encumbrances except as specifically set forth herein:

**Land in Harney County, Oregon, as follows:**

**In Twp. 23 S., R. 27 E., W.M.:**

**Sec. 19: Lots 2, 3 and 4, E½W½, SAVE & EXCEPT that portion lying Northerly of the Riley Market Lane and that portion of the NW¼NW¼ of Lot 2, lying Southerly of Riley Market Lane.**

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

23S 27E 900

The true and actual consideration for this conveyance is **\$376,950.00**.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

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Page 2 Statutory Warranty Deed  
Escrow No. 83096AM

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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 28 day of January, 2016

MD Butte Investments LLC

Dan Brown  
Dan Brown, General Manager

State of  
County of

OR} ss  
Harney}

On this 28 day of January, in the year 2016, before me, a Notary Public in and for said state, personally appeared Dan Brown known or identified to me to be the Managing Member in the Limited Liability Company known as MD Butte Investments, LLC, who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Sharla Dawn Calkins  
Notary Public for the State of OR  
Residing at: Harney  
Commission Expires: June 17, 2016



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