



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): Lawrence Jerome McElligott Trust
 Mailing Address: 61180 Hwy 74
 Ione OR 97843
 Phone: 541-422-7567
 City State Zip Home Work Other

PROPERTY BUYER INFORMATION

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Applicant(s): Mark & Cydney McElligott
 Mailing Address: PO Box 331
 Ione OR 97843
 Phone: 541-701-7772
 City State Zip Home Work Other

FEB 29 2016

SALEM, OR

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Morrow Township: 1S Range: 24 Section: 1 & 12
 Tax Lot Number(s): 200

Street address of water right property: 61180 Hwy 74, Ione, OR 97843

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

Application #: G-9842 Permit #: _____ Certificate or Page #: 82918

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

Name of individual completing this form: Renee J. Grace/Mid-Columbia Title Company Phone: 541-481-2280

Signature: _____ Date: _____

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

STATE OF OREGON
 COUNTY OF MORROW
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAWRENCE J AND MARYAN L MCELLIGOTT
 PO BOX 24
 IONE OR 97843

confirms the right to use the waters of A WELL in the Willow Creek Basin for IRRIGATION OF 31.7 ACRES, AND SUPPLEMENTAL IRRIGATION of 92.0 ACRES.

This right was perfected under Permit G-9502. The date of priority is OCTOBER 8, 1981. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.54 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | Survey Coordinates |
|-----|------|-----|-----|-------|--|
| 1 S | 24 E | WM | 12 | SE SW | 600 FEET NORTH AND 1800 FEET EAST FROM SW CORNER, SECTION 12 |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, 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 to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

A description of the place of use to which this right is appurtenant is as follows:

| IRRIGATION | | | | | |
|------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 1 S | 24 E | WM | 12 | SW NW | 1.4 |
| 1 S | 24 E | WM | 12 | SE NW | 0.8 |
| 1 S | 24 E | WM | 12 | NW SW | 5.7 |
| 1 S | 24 E | WM | 12 | SW SW | 7.8 |
| 1 S | 24 E | WM | 12 | SE SW | 16.0 |

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

| SUPPLEMENTAL IRRIGATION | | | | | |
|-------------------------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 1 S | 24 E | WM | 12 | SW NW | 17.0 |
| 1 S | 24 E | WM | 12 | SE NW | 5.0 |
| 1 S | 24 E | WM | 12 | NE SW | 28.0 |
| 1 S | 24 E | WM | 12 | NW SW | 29.0 |
| 1 S | 24 E | WM | 12 | SE SW | 13.0 |

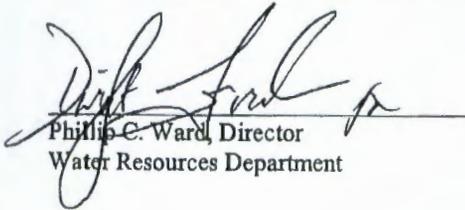
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

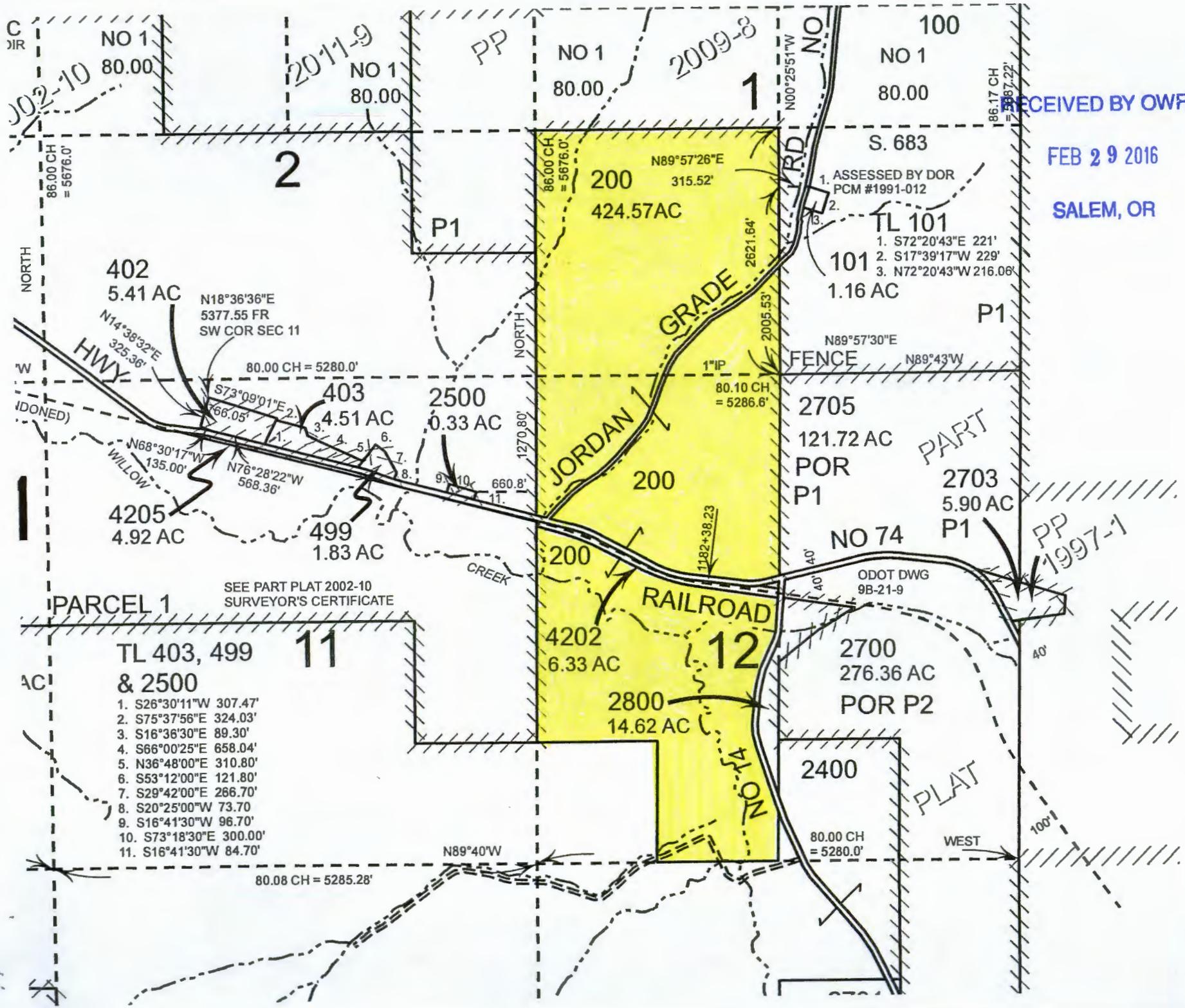
The water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

WITNESS the signature of the Water Resources Director, affixed JAN 05 2007.


 Phillip C. Ward, Director
 Water Resources Department

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SEE PART PLAT 2002-10 SURVEYOR'S CERTIFICATE

TL 403, 499 & 2500

1. S26°30'11"W 307.47'
2. S75°37'56"E 324.03'
3. S16°36'30"E 89.30'
4. S66°00'25"E 658.04'
5. N36°48'00"E 310.80'
6. S53°12'00"E 121.80'
7. S29°42'00"E 266.70'
8. S20°25'00"W 73.70'
9. S16°41'30"W 96.70'
10. S73°18'30"E 300.00'
11. S16°41'30"W 84.70'

1. ASSESSED BY DOR PCM #1991-012

- TL 101
1. S72°20'43"E 221'
 2. S17°39'17"W 229'
 3. N72°20'43"W 216.06'

ODOT DWG 9B-21-9

PP 1997-1

PLAT

C/O MID COLUMBIA TITLE CO.
P.O. BOX 290
BOARDMAN OR 97818

note 9563

After recording return to:
Timothy P. O'Rourke
Corey, Byler & Rew, L.L.P.
P.O. Box 218
Pendleton, Oregon 97801

**Until a change is requested,
all tax statements to:**
Mark and Cydney McElligott
P.O. Box 331
Ione, Oregon 97843

MORROW COUNTY, OREGON 2016-37712
D-WD 02/24/2016 01:48:39 PM
Cnt=1 Stn=23 KB \$61.00
\$20.00 \$11.00 \$20.00 \$10.00
00028179201600377120040046
I, Bobbi Childers, County Clerk for Morrow
County, Oregon, certify that the instrument
identified herein was recorded in the Clerk
records.
Bobbi Childers - County Clerk



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STATUTORY WARRANTY DEED

Lawrence Jerome McElligott, as Trustee of the Lawrence Jerome McElligott Revocable Living Trust U/T/A dated May 4, 1994, GRANTOR, conveys and warrants to Mark McElligott and Cydney McElligott, GRANTEES, husband and wife, as tenants by the entirety, the following described real property situated in Morrow County, Oregon, free of encumbrances except as specifically set forth herein:

See Exhibit "A" attached hereto and incorporated herein by this reference.

Subject to and excepting: See Exhibit "B" attached hereto and incorporated herein by this reference.

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.

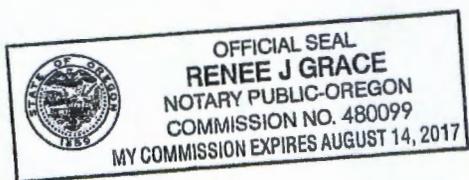
The true consideration for this conveyance is \$580,000.00.

DATED: February 23 2016.

Lawrence Jerome McElligott
Lawrence Jerome McElligott, Trustee of
the Lawrence Jerome McElligott
Revocable Living Trust U/T/A dated
May 4, 1994. *Trustee*

STATE OF OREGON)
County of Morrow) ss.

This instrument was acknowledged before me on this 23rd day of
February, 2016.



Renee J. Grace
/s/ Notary Public for Oregon
My commission expires: 8-14-2017

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EXHIBIT "A"
LEGAL DESCRIPTION

A parcel of land located in Section's 1 and 12, Township 1 South, Range 24, East of the Willamette Meridian, in the County of Morrow and State of Oregon more particularly described as follows:

Section 1: The Southwest Quarter

Section 12: The Northwest Quarter; the North Half of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter.

EXCEPTING therefrom, all those strips, tracts or parcels of land comprising the "Heppner Branch" right of way of the Union Pacific Railroad Company deeded to Jordan Elevator Company, an Oregon corporation by deed recorded September 22, 1995 in Microfilm No. M-46074 Morrow County Microfilm Records.

ALSO EXCEPTING therefrom property deeded to State of Oregon, by and through its State Highway Commission by deed recorded July 17, 1967 in Microfilm No. M-53 Morrow County Microfilm Records.

ALSO EXCEPTING therefrom property deeded to State of Oregon, by and through its Department of Transportation, Highway Division by deed recorded July 21, 1983 in Microfilm No. M-21964 Morrow County Microfilm Records.

ALSO EXCEPTING therefrom property deeded to John W. Jepsen and Betty Jean Jepsen, as tenants in common by deed recorded January 08, 2002 in Microfilm No. 2002-3072 Morrow County Microfilm Records. Described as follows:

A tract of land located in the West Half of Section 12, Township 1 South, Range 24 East of the Willamette Meridian, Morrow County, Oregon Which is bound on the West by the Easterly Right-of-way line of Morrow County Road No. 14 (Rhea Creek Road,) Bound on the East by the North-South Center line of said Section 12, and Bound on the North by Southerly Right-of-Way line of the Oregon-Washington Railroad and Navigation Co. abandoned railroad line.

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EXHIBIT B
Exceptions

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Any lien, or right to a lien, for services, labor, material, equipment rental or workers compensation heretofore or hereafter furnished, imposed by law and not shown by the public records.

Reservations and conditions, contained in Patents or Deeds, including the terms and provisions thereof, including, but not limited to, any vested and accrued water rights for mining, agriculture, manufacturing or other purposes, rights to ditches, canals and reservoirs used in connection with such water rights, established or constructed by the authority of the United States or said mineral reservations that may have been reserved in Deeds from Northern Pacific Railroad Company, and rights of the proprietor of a vein or lode, to extract and remove his ore therefore should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

Water rights, claims to water or title to water, whether or not such rights are a matter of public record.

Any additional taxes which may become a lien if said property loses its Veterans Exemption.

The assessment roll and the tax roll disclose that the within described premises were specially assessed as Farm Use Land. If the land has become disqualified for the special assessment under the statute, an additional tax, interest and penalties thereon may be levied for the years in which the land was subject to the special land use assessment.

The rights of the public in roads and highways.

Mineral Reservations, including the terms and provisions thereof, as reserved in deed from Northern Pacific Railway Company, to Laxton McMurray, recorded March 22, 1920, in Book 33, Page 497, Morrow County Deed Records.

Easement including the terms and provisions thereof, in favor of Pacific Power and Light Co., recorded March 24, 1946, in Book 50, Page 66, Morrow County Deed Records.

Easement including the terms and provisions thereof, in favor of Pacific Power and Light Company, recorded March 30, 1949, in Book 52, Page 192, Morrow County Deed Records.

Easement including the terms and provisions thereof, in favor of Pacific Power and Light Co., recorded May 7, 1951, in Book 54, Page 192, Morrow County Deed Records.

Exception's No. 12, 13 & 14 listed above were assigned by the following document:

Assignment of the easements created by instrument, including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative Association, recorded April 23, 1964, in Book 70, Page 533, Morrow County Deed Records

Easement including the terms and provisions thereof, in favor of Pacific Northwest Bell Telephone Company, a corporation, recorded October 20, 1971, as Microfilm No. M-4018, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative, Inc., recorded November 24, 1975, as Microfilm No. M-8850, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative, Inc., recorded December 31, 1980, as Microfilm No. M-18299, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative, Inc., recorded September 20, 1989, as Microfilm No. M-33729, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative, Inc., recorded October 01, 1999, as Microfilm No. M-1999-59398, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Morrow County, a political subdivision of the State of Oregon, recorded February 11, 2000, as Microfilm No. M-2000-362, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Columbia Basin Electric Cooperative, Inc., recorded September 26, 2001, as Microfilm No. M-2001-2317, Morrow County Microfilm Records.

Easement including the terms and provisions thereof, in favor of Morrow Development Corporation, an Oregon corporation, recorded May 19, 2003, as Microfilm No. M-2003-7693, Morrow County Microfilm Records.