

OREGON WATER RESOURCES DEPARTMENT
WATER RIGHT OWNERSHIP UPDATE FORM

NOTICE TO SELLERS & BUYERS:

By law all water belongs to the public (ORS 537.110). In almost every instance, a permit ("water right") from the Water Resources Department is needed before using, diverting, or storing any water (ORS 537.130). However, most domestic wells do not require water rights. A water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has a water right to: 1) provide evidence of the water right to the buyer and 2) notify the Water Resources Department of the water right involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

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)378-8455.

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

PROPERTY SELLER INFORMATION:

Name: JACA BROS., INC., AN OREGON CORPORATION C/O ELIAS JACA, PRESIDENT
Street Address: 817 BLAINE AVE.
City: NAMPA State: ID Zip: 83651
Phone: _____

PROPERTY BUYER INFORMATION:

Name: ROY HALL AND BEA MARIE HALL (COPIES OF 2 RECORDED DEEDS ATTACHED)
Street Address: P.O. BOX 299
City: JORDAN VALLEY State: OR Zip: 97910
Phone: _____

PROPERTY DESCRIPTION (attach additional pages if necessary):

County: MALHEUR Township: _____ Range: _____ Section: _____
Tax Lot number(s): _____
Meets & bounds description (or attach copy of property deed & tax lot map with the parcels highlighted):

SEE COPIES OF LEGAL DESCRIPTION AND MAPS ATTACHED

WATER RIGHT INFORMATION (attach copy of water right certificate or permit & final proof map if available):

Application #: _____ COPIES OF ALL CERTIFICATE ATTACHED
Permit # _____ Certificate # _____
Will all lands associated with the water right be owned by the buyer? Yes ☐ No ☐

Name of individual completing this form: SHARON L. MILES Phone: 1-541-889-7625
Signature: *Sharon L. Miles* Date: 11-15-02

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WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JACA BROTHERS, INC.
P.O. BOX 237
JORDAN VALLEY, OREGON 97910

confirms the right to use the waters of PARSNIP CREEK AND PARSNIP CREEK DIVERSION DAM RESERVOIR CONSTRUCTED UNDER PERMIT R-6446, a tributary of SOLDIER CREEK, for the purpose of the SUPPLEMENTAL IRRIGATION OF 220.7 ACRES.

This right has been perfected under Permit 40440. The date of priority is JUNE 20, 1973. This right is limited to 475.0 ACRE FEET STORED WATER ONLY or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NE 1/4, SECTION 11, T 32 S, R 45 E, W.M.; 1020 FEET SOUTH AND 620 FEET WEST FROM THE NE CORNER OF SECTION 11.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 4.0 acre-feet (or its equivalent) 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. This right is also subject to the terms and conditions of an agreement between the North Board of Control and the applicant, a copy of which is on file in the Records of the Water Resources Department.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

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NW 1/4 SW 1/4 5.1 ACRES
SW 1/4 SW 1/4 14.1 ACRES
SE 1/4 SW 1/4 10.4 ACRES
SECTION 2

SW 1/4 SW 1/4 17.9 ACRES
SE 1/4 SW 1/4 26.2 ACRES
NE 1/4 SE 1/4 1.3 ACRES
SW 1/4 SE 1/4 16.0 ACRES
SE 1/4 SE 1/4 12.8 ACRES
SECTION 3

NE 1/4 NE 1/4 12.8 ACRES
SW 1/4 NE 1/4 0.3 ACRE
SE 1/4 NE 1/4 15.1 ACRES
NE 1/4 SW 1/4 2.8 ACRES
SE 1/4 SW 1/4 16.8 ACRES
NE 1/4 SE 1/4 5.8 ACRES
NW 1/4 SE 1/4 25.3 ACRES
SW 1/4 SE 1/4 6.1 ACRES
SECTION 9

NE 1/4 NW 1/4 2.1 ACRES
NW 1/4 NW 1/4 15.7 ACRES
SW 1/4 NW 1/4 0.1 ACRE
SECTION 10

NW 1/4 NE 1/4 4.9 ACRES
NE 1/4 NW 1/4 9.1 ACRES
SECTION 11

TOWNSHIP 32 SOUTH, RANGE 45 EAST, W.M.

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.

WITNESS the signature of the Water Resources Director, affixed
JANUARY 3, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 65106.

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