

Store Water in a Reservoir

(Standard Review)

Standard Review Process (ORS 537): You must use this form for any reservoir storing more than 9.2 acre-feet and with a dam more than 10 feet high.

Use a separate form for each reservoir. However, to obtain authorization for multiple reservoirs, multiple forms may be combined into one application if filed at the same time.

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. A summary of review criteria and procedures that are generally applicable to these applications is available at a summary of total or us/OWRD/PUBS/forms.shtml

1. APPLICANT INFORMATION	N		NOV 3 0 20	016
Applicant: Triple 7 Ran	ch, LLC			
Mailing Address: PD BOX			WAS CHURESOURC SALEM, ORE	30N
Baker City		DR.	97814	W-10-2
Phone:	(971) 2	State 41-9134	Zip	
Fax:	E-Mail Addres	s*: <u>timberwe</u>	esta online	mac.com
* By providing an e-mail address, of electronically. (paper copies of the			from the departme	nt
I(We) make application for a permitthe State of Oregon. The name of the				rs of
2. SOURCE OF WATER for the a tributary of <u>North For</u> Is the proposed use an enlargement		,	lonwood(ree No)	<u>k</u>
	_) · · ·
Reservoirs NI NZ, 1	13 will be fille	d from Cotte	onwood Cree	k Via
If the reservoir is not in channel of Reservoirs NI NZ, 1 Dipeline from approved 700% (4810'N and 3820'Westervoirs SI, S2 S3 from approved pca # 3 which C1210'N and 4276'W	#2 which is as	s follows: rner of Sect	ion 19, T95.R	28E, WM
from approved ped # 3 which	will be filled from its as follows: est of the E14 co	mer section	19, T.98 R28E	, LUM)
	For Department U			•
App. No. R-88319	Permit No	Date		



Oregon Water Resources Department Permit to Appropriate Surface Water for Storage -Standard Reservoir Application

Main

Help

Return

Contact Us

Today's Date:	Monday, I	November	28, 2016
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Base Application Fee,	Andready West Control of the Control	\$800.00
Number of acre feet to be diverted for Storage.	129.5	** ***
Number of reservoirs.	6	\$625.00
Permit Recording Fee. ***		\$450.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$2,585.00

OWRD Fee Schedule

Fee Calculator Version: B20130709

RECEIVED NOV 3 0 2016

WATER RESOURCES DEPT SALEM, OREGON



1. APPLICANT INFORMATION

Applicant: Triple 7 Ranch, LLC

Application for a Permit to Store Water in a Reservoir

(Standard Review)

NOV 3 0 2016

Standard Review Process (ORS 537): You must use this form for any reservoir storing more than 9.2 acre-feet and with a dam more than 10 feet high.

Use a separate form for each reservoir. However, to obtain authorization for multiple reservoirs, multiple forms may be combined into one application if filed at the same time.

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml

Phone: Home Carlow Phone Phon	Mailing Address: PO BOX 787		WATER RESOURCES NOT SELEM, OREGON
*By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.) I(We) make application for a permit to construct a reservoir and store the following described waters of the State of Oregon. The name of the reservoir is N1, N2, N3, S1, S2, S3 2. SOURCE OF WATER for the proposed use: Spring and Cottonwood Creek a tributary of North Fork John Day River Is the proposed use an enlargement of an existing dam/reservoir? Yes No If the reservoir is not in channel of a stream, state how it is to be filled: Reservoirs N1, N2, N3 with be filled from Cottonwood Creek Via in a from approved 700 #2 which is as follows: (4810'N and 3820' West of the E1/4 corner of Section 19, T95.R28E, WM Reservoirs S1, S2, S3 will be filled from Cottonwood Creek Via pipeline approved poat #3 which is as follows: (1210' N and 4276' West of the E1/4 corner Section 19, T95.R28E, WM) For Department Use	Baker City	OR	97914
*By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.) I(We) make application for a permit to construct a reservoir and store the following described waters of the State of Oregon. The name of the reservoir is N1, N2, N3, S1, S2, S3. 2. SOURCE OF WATER for the proposed use: Spring and CoHonwood Creek a tributary of North Fork John Oay River. Is the proposed use an enlargement of an existing dam/reservoir? Yes No. If the reservoir is not in channel of a stream, state how it is to be filled: Reservoirs N1, N2, N3 will be filled from CoHonwood Creek Via the from approved 700 #2 which is as follows: (4810'N and 3820' West of the E1/4 corner of Section 19, T9S. R28E, WM Reservoirs S1, S2, S3 will be filled from CoHonwood Creek Via approved point 3 which is as follows: (1210'N and 4776' West of the E1/4 corner Section 19, T9S. R28E, WM) For Department Use		(971) 241-9134	Zip
electronically. (paper copies of the final order documents will also be mailed.) I(We) make application for a permit to construct a reservoir and store the following described waters of the State of Oregon. The name of the reservoir is N1, N2, N3, S1, S2, S3. 2. SOURCE OF WATER for the proposed use: Spring and Cottonwood Creek a tributary of North Fork John Day River Is the proposed use an enlargement of an existing dam/reservoir? Yes No If the reservoir is not in channel of a stream, state how it is to be filled: Reservoirs N1, N2, N3 will be filled from Cottonwood Creek Via and From approved ADD#2 which is as follows: (4810'N and 3826'West of the E1/4 corner of Section 19, T95.R28E, WM Reservoirs S1, S2 S3 will be filled from Cottonwood Creek via pipeline approved pod #3 which is as follows: (1210'N and 4276'West of the E1/4 Corner Section 19, T.95.R28E, WM) For Department Use		E-Mail Address*: timber	rwest a online mac. com
2. SOURCE OF WATER for the proposed use: Spring and Cottonwood Creek a tributary of North Fork John Day River Is the proposed use an enlargement of an existing dam/reservoir? Yes No If the reservoir is not in channel of a stream, state how it is to be filled: Reservoirs NI NZ, N3 will be filled from Cottonwood Creek Via from approved 700#2 which is as follows: (4810'N and 3820' West of the E1/4 corner of Section 19, T93.R28E, WM Reservoirs SI, S2 S3 will be filled from Cottonwood Creek Via pipeline approved pca #3 which is as follows: (1210' N and 4270' West of the E1/4 corner section 19, T.93.R28E, WM) For Department Use			
Is the proposed use an enlargement of an existing dam/reservoir? Yes No If the reservoir is not in channel of a stream, state how it is to be filled: Reservoirs NI NZ, N3 will be filled from Cottonwood Creek Via ne from approved foo#2 which is as follows: (4810'N and 3820'West of the E1/4 corner of Section 19, T9S.R28E, WM Reservoirs SI, S2 S3 will be filled from Cottonwood Creek via pipeline approved pca #3 which is as follows: (1210' N and 4270'West of the E1/4 Corner Section 19, T.98 R28E, WM) For Department Use	I(We) make application for a permit to constr the State of Oregon. The name of the reservo	ruct a reservoir and store the foir is N1, N2, N3, S1,	ollowing described waters of
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For Department Use	Is the proposed use an enlargement of an exis	ting dam/reservoir? Yes	No
For Department Use	If the reservoir is not in channel of a stream, s RESERVOIRS NI NZ, N3 WI ne from approved 700#Z wh (4810'N and 3820' West of t RESERVOIRS SI SZ S3 WILL be	state how it is to be filled: Li be filled from linch is as follows he E1/4 corner of s filled from Cottons	Pottonwood Creek Via Section 19, T95.R28E, WM Good Creek Via pipeline
For Department Use	approved pod # 3 which is as	he E14 corner secti	on 19, T.95 RZDE, WM)
App. No. <u>R-08319</u> Permit No Date	Fo	or Department Use	
	App. No. R-88319 Permit 1	No	Date

Page update for application 88319, see description of use number 6. WR Last updated: 3/12/2014 3. DAM HEIGHT AND COMPOSITION feet above streambed or ground surface at the The maximum height of the structure will be centerline of the crest of the dam. Attach preliminary plans, specifications and supporting information for the dam and impoundment area including dam height, width, crest width and surface area. Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved prior to storage of water. Flash board Other The dam will be (check one): Earthfill Concrete If "other" give description: 4. PRIMARY OUTLET WORKS Describe the location and the dimensions of the outlet conduit through the dam: NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater. 5. EMERGENCY SPILLWAY Describe the location and the dimensions of the spillway channel:

6. THE USE(s) of the impounded water will be: Irrigation, livestock, fire protection, fish life, wildlife pollution abatement, and recreation

* A secondary right may be filed by the applicant at later date for the irrigaton component*

Last updated: 3/12/2014					WR
3. DAM HEIGHT AND COM The maximum height of the strucenterline of the crest of the dam	cture will be _	0 fe	et above streambed	or ground su	ırface at the
Attach preliminary plans, specific including dam height, width, crease Note: If your dam height will store equal to or grease approved prior to storage	est width and so t is greater that eater than 9.2 c	urface area. n or equal to 10.	0' above land surfa	ce AND your	reservoir
The dam will be (check one):	Earthfill	Concrete	Flash board	Other	x
If "other" give description: T	his reservoir wi	ll be an excavate	d reservoir with no c	dam.	
4. PRIMARY OUTLET WOR Describe the location and the di Primary outlet will be evacuation	mensions of th		through the dam:		
NOTE: Most dams across a nat diameter of 8 inches or greater.	ural stream ch	annel will need o	an outlet conduit ha	ving a minim	um
5. EMERGENCY SPILLWAY Describe the location and the di Evacuation with trash pump.		e spillway chanr		NOV 3	7 8613
			М	VATER RESCU SALEM, OF	FCES OFF

6. THE USE(s) of the impounded water will be:

Last updated: 3/12/2014				WR	
3. DAM HEIGHT AND COM The maximum height of the stru centerline of the crest of the dan	cture will be _	0fe	eet above streambed	d or ground surface	at the
Attach preliminary plans, specificular dam height, width, cressing Note: If your dam height will store equal to or gressing approved prior to storage	est width and si t is greater than eater than 9.2 a	urface area. n or equal to 10.	0' above land surf	ace AND your rese	rvoir
The dam will be (check one):	Earthfill	Concrete	Flash board	Other X	
If "other" give description: T	his reservoir wil	ll be an excavate	ed reservoir with no	dam.	
4. PRIMARY OUTLET WOR Describe the location and the dir Primary outlet will be evacuation	mensions of the		through the dam:		
NOTE: Most dams across a nate diameter of 8 inches or greater.	ural stream cho	annel will need o	an outlet conduit h	aving a minimum	
5. EMERGENCY SPILLWAY Describe the location and the di Evacuation with trash pump.		e spillway chani			
				CEVE	
				NOV 3 0 2016	
			W	ATER RESCURCES D SALEM, OREGON	EPT

Storage Water/2

6. THE USE(s) of the impounded water will be:

SALEM, OREGON

Last updated: 3/12/2014 WR 3. DAM HEIGHT AND COMPOSITION The maximum height of the structure will be 0 feet above streambed or ground surface at the centerline of the crest of the dam. Attach preliminary plans, specifications and supporting information for the dam and impoundment area including dam height, width, crest width and surface area. Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved prior to storage of water. The dam will be (check one): Earthfill Concrete Flash board Other X This reservoir will be an excavated reservoir with as dam. If "other" give description: PER ATTACHED 5' MAX HEIGHT. 4. PRIMARY OUTLET WORKS Describe the location and the dimensions of the outlet conduit through the dam: Primary outlet will be evacuation of water with a trash pump. NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater. 5. EMERGENCY SPILLWAY Describe the location and the dimensions of the spillway channel: Evacuation with trash pump. RESEVED NOV 3 0 2016 WATER RESOURCES DEPT

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Last updated: 3/12/2014 WR 3. DAM HEIGHT AND COMPOSITION The maximum height of the structure will be 0 feet above streambed or ground surface at the centerline of the crest of the dam. Attach preliminary plans, specifications and supporting information for the dam and impoundment area including dam height, width, crest width and surface area. Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved prior to storage of water. The dam will be (check one): Earthfill Concrete Flash board Other X If "other" give description: This reservoir will be an excavated reservoir with no dam. 4. PRIMARY OUTLET WORKS Describe the location and the dimensions of the outlet conduit through the dam: Primary outlet will be evacuation of water with a trash pump. NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater. 5. EMERGENCY SPILLWAY Describe the location and the dimensions of the spillway channel: Evacuation with trash pump.

NOV 3 0 2016

6. THE USE(s) of the impounded water will be:

Irrigation, aesthetic, wildlife, stock water, fire fighting, ect.

WATER RESOURCES DEPT SALEM, OREGON Last updated: 3/12/2014 WR 3. DAM HEIGHT AND COMPOSITION The maximum height of the structure will be 0 feet above streambed or ground surface at the centerline of the crest of the dam. Attach preliminary plans, specifications and supporting information for the dam and impoundment area including dam height, width, crest width and surface area. Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved prior to storage of water. The dam will be (check one): Concrete Flash board Other X Earthfill If "other" give description: This reservoir will be an excavated reservoir with no dam. 4. PRIMARY OUTLET WORKS Describe the location and the dimensions of the outlet conduit through the dam: Primary outlet will be evacuation of water with a trash pump.

NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.

5. EMERGENCY SPILLWAY

Describe the location and the dimensions of the spillway channel: Evacuation with trash pump.

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NOV 3 0 2016

WATER RESOURCES DEPT SALEM, OREGON

6. THE USE(s) of the impounded water will be:

7. THE AMOUNT OF WATER to be stored is:	129.5	acre-feet.
The area submerged by the reservoir, when filled, wil	l be	acres.
8. PROJECT SCHEDULE: (List Month and Year) Proposed date construction work will begin:	1ch 2017	
Proposed date construction work will be completed:	March 202	22
Proposed date construction work will be completed: Proposed date water use will be completed:	Hober 2022	
Is this project fully or partially funded by the American Redollars)	ecovery and Reinvestment Ac	et? (Federal stimulus
9. PROPERTY OWNERSHIP Do you own all the land where you propose to divert,	transport, and use water?	
Yes (Please check appropriate box below then skip	to section 10)	
There are no encumbrances		
*This land is encumbered by easements, rights of v copy of the recorded deed(s))	vay, roads or other encumbran	nces (please provide a
No (Please check the appropriate box below) I have a recorded easement or written authorize	zation permitting access.	
I do not currently have written authorization of	or an easement permitting a	access.
Written authorization or an easement is not no own are state-owned submersible lands, and t use only (ORS 274.040).	ecessary, because the only a his application is for irrigation	affected lands I do not ation and/or domestic
You must provide the legal description of: (1) the proposed of the proposed ditch, canal or other be used as depicted on the map.	operty from which the water r work, and (3) any proper	er is to be diverted, (2) any ty on which the water is to
List the names and mailing addresses of all affected l	andowners:	NOV 3 0 2013
11. WITHIN A DISTRICT		WATER RESOURCES DET SALEM, OREGEN
Check here if the point of diversion or place of us other water district.	se are located within or ser	ved by an irrigation or
Irrigation District Name	Address	
City	State	Zip

11. MAP REQUIREMENTS The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section and quarter/quarter section of the proposed reservoir location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

12. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

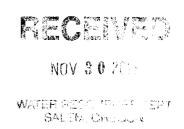
I certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

Applicant:

Signature (If more than one applicant, all must sign.

Before you submit your application be sure to:

- · Answer each question completely.
- · Attach a legible map that includes township, range, section, quarter/quarter and tax lot.
- Include a Land Use Information Form or receipt stub signed by a local official.
- Include the legal description of all the property involved with this application. You may include a copy of your deed land sales contract or title insurance policy to meet this requirement.
- Include a check payable to the Oregon Water Resources Department for the appropriate amount.
 The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.



Land Use Information Form



Applicant(s): <u>Triple</u>	7 Rancl	n, LLC						
Mailing Ad	ddress:	PO Box	787						
City: <u>Ba</u> l	ker City	··········		State: O	Zip Code:	97814	Daytime I	Phone: <u>(54</u>	1)241-9134
A. Land	and Loca	ation							
and/or used	l or develop	ed. Applie	cants for mi	unicipal use, o	here water will be dive r irrigation uses within on requested below.	rted (taken fr irrigation dis	om its source stricts may su	e), conveye bstitute ex	d (transported), isting and
Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
95	28E	19_	<u>sw</u>	1500	EPU	⊠ Diverted	X Conveyed	⊠ Used	
95	28E	18	<u>SW</u>	1500	_ EPU	M Diverted	Conveyed	Used	
95	<u> 38E</u>	18	NW	1500	EFU	Diverted	Conveyed	⊠ Used	
						Diverted	Conveyed	Used	
Type of app	iption of plication to to Use or Stad Water Use	be filed w	ith the Wat	er Resources I r Right Transfer ation of Conser	Permit	nge of Water			ion Modification
Source of v	vater: R	eservoir/Po	nd 🔲	Ground Water	Surface Water (r	name) <u>[</u>	DINOWE	CR Ed.	SPRINGS
Estimated of	quantity of v	water need	led:	. Cub	ic feet per second] gallons per m	ninute 🔲 a	acre-feet	
	se of water:		ation [Commercial Quasi-Munic		Other		Tic, wie	d(s) LDLIFE, STOCK WATER
Briefly de	escribe:					Fiz	E FIGHTI	x14	
	ive sign the				not be completed while ge and include it with t	he applicatio	n filed with tl	he Water R	lesources
o opai unon				Caa b - 44	om of Dono 2			V	

See bottom of Page 3. \rightarrow

NOV 3 0 2016

Triple 7 Ranch 95-28E sec 18419

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 be	<u>low and provide the requested info</u>	rmation	
Land uses to be served by the proposed wate your comprehensive plan. Cite applicable or	r uses (including proposed construction) are a dinance section(s): Article led CoC	llowed outrigh	t or are not regulated by
listed in the table below. (Please attach docu	er uses (including proposed construction) involved mentation of applicable land-use approvals who meanlying findings are sufficient.) If approvasued."	hich have alrea	dy been obtained.
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:
		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
Shaw 22 Ray	Till	Acced	<i>y y y y y y y y y y</i>
Name: Shannon Spring Signature: Whamulyn	Phone: 541 575,-1		nt Planner
Government Entity: Grant County		<u> </u>	(1100114
Note to local government representative: Ple sign the receipt, you will have 30 days from the Form or WRD may presume the land use associ	ase complete this form or sign the receipt belowater Resources Department's notice date to	return the com ible with local	pleted Land Use Informati comprehensive plans.
Receipt f	or Request for Land Use Informa	ation	
Applicant name:			
City or County:	Staff contact:		
Signature:	Phone:	Date:	V 3 0 2016

20162020

Until a change is requested, all tax statements shall be sent to the following address:

Triple 7 Ranch, LLC P.O. Box 787 Baker City, OR 97814

After recording return to: Triple 7 Ranch, LLC P.O. Box 787 Baker City, OR 97814

I, BRENDA J. PERCY, COUNTY (This spacCLERK FOR GRANT COUNTY, OR CERTIFY THAT THE INSTRUMENT information) IDENTIFIED HEREIN WAS RECORDED IN THE COUNTY CLERK'S RECORDS. BRENDA J PERCY, GRANT COUNTY CLERK DOC#: 20162020 PG: 5 \$63.50 01:42 PM

9/16/2016

WARRANTY DEED - STATUTORY FORM

Helen Davidson, Trustee of the Clyde Davidson Family Trust, Grantor, conveys and warrants to Triple 7 Ranch, LLC, Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in Grant County, Oregon, to-wit:

See Exhibit A for legal description attached hereto and made a part hereof

Subject to and excepting those encumbrances set forth in Exhibit B attached hereto and made a part hereof.

The true consideration for this conveyance stated in terms of dollars is \$592,000.00. However, the actual consideration includes other value or property given or promised which is part of the consideration.

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 left day of Supt, 2016. Alex Mandan Tructus Helen Davidson, Trustee STATE OF OREGON. County of Grant. NOV 3 0 2015 This instrument was acknowledged before me on 9/16, by Helen Davidson, Trustee of the Clyde WATER HIS COMMON TO THE PROPERTY OF THE PROPERTY O Davidson Family Trust. SALEM ORELIDIN OFFICIAL STAMP SANDRA MARIE GILSON Notary Public for Oregon

NOTARY PUBLIC-OREGON

COMMISSION NO. 928628 MY COMMISSION EXPIRES JUNE 09, 2018

R-883/9 Page 1 of 5 -- WARRANTY DEED - STATUTORY FORM

My Commission Expires: 6/9/2018

Exhibit "A"

Township 9 South, Range 27 East of the Willamette Meridian, Grant County, Oregon:

Section 13: S1/2NE1/4.

(Tax Acct. 8 9-27 TL3400; Ref. 5558)

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:

Section 7: S1/2SE1/4,

EXCEPTING THEREFROM the following:

All that part of the SW1/4SE1/4 of said Section 7 lying West of the following described line: .

Commencing at a 5/8" iron pin with an attached vellow plastic cap marked "BENCHMARK SURVEYING" said pin being 83.62 feet North and 805.33 feet East from the monumented S1/4 Corner of said Section 7, thence South, 85 feet, more or less, to a point on the South line of the SE1/4 of said Section 7 and the TRUE POINT OF BEGINNING of the herein described line. Thence along said line the following courses and distances:

North, 85 feet, more or less to a 5/8" iron pin with attached yellow plastic cap marked "BENCHMARK SURVEYING": North 23°44'11" East, 239.16 feet;

North 29°40'41" West, 376.77 feet; North 46°27'26" East, 789.96 feet;

North, 145 feet, more or less to the North line of the S1/2SE1/4 of said Section 7, and the terminus of the herein described line.

All according to Grant County Record Map of Survey No. 1877.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon: Section 8: SW1/4SW1/4.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon: Section 17: NW1/4NW1/4.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:

Section 18: Gov't Lots 1, 2, 3 and 4; NE1/4; SE1/4, E1/2W1/2,

EXCEPTING THEREFROM.

All that portion of the NE1/4NW1/4 described as follows: Beginning at the NE comer of the NE1/4NW1/4, thence South, 660.00 feet; thence West, 907.93 feet more or less to the centerline of the Kimberly-Long Creek Highway; thence Northerly, along the center line of the Kimberly-Long Creek Highway to the North line of the NE1/4NW1/4; thence Easterly, along the North line of the NE1/4NW1/4 to the point of beginning.

ALSO, EXCEPTING THEREFROM, that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948 in Grant County Deed Book 54, Page 36, for highway right of way.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon: Section 19: Gov't Lots 1, 2, 3 and 4, E1/2W1/2, E1/2,

EXCEPTING THEREFROM the following a, b and c:

- (a) That portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948 in Book 54, page 36, Deeds, for highway right of way.
- (b) That portion conveyed to Grant County, Oregon, by deed recorded December 19, 1960, Book 84, page 251, Deeds, for a public highway.
- (c) That portion conveyed to Grant County, Oregon, by deed recorded February 24, 1994, in the Records of Grant County, Oregon, as Instrument No. 940313, for public use and right-of-way.

Township 9 South, Range 28 East of the Willamette Meridian, Grant County, Oregon:

Section 20: W1/2NW1/4, SE1/4NW1/4, N1/2SW1/4; All that portion of the S1/2SW1/4 lying Southwesterly of the centerline of an un-named fork of Cottonwood Creek described as follows:

Beginning at a point on the West line of the S1/2SW1/4 and on the center line of an un-named fork of Cottonwood Creek which is 587.77 feet North of the SW corner of said Section 20; Thence along the centerline of the un-named fork of Cottonwood Creek as follows:

nece

NOV 3 0 2014

WATER RESOURCES DEPT

SALEM OBECON

S63°00'00"E, 90.00 feet;

N56°30'00"E, 60.00 feet;

S43°00'00"E, 245.00 feet;

S87°00'00"E, 75.00 feet;

S46°25'00"E, 152.00 feet;

S33°00'00"E, 105.00 feet;

S53°00'00"E, 140.00 feet;

N83°20'00"E, 45.00 feet;

S46°00'00"E, 120.89 feet;

S30°00'00"E, 47 feet more or less, to the South line of said Section 20 and the terminus of this line.

The bearings for this description are based on Grant County Survey No. 1945.

ALSO DESCRIBED AS FOLLOWS:

Land in Grant County, Oregon, as follows:

T9S, R27E, W.M. Section 13: S1/2NE1/4.

T9S, R28E, W.M.

Section 7: S1/2SE1/4, EXCEPTING THEREFROM, All that portion of the SW1/4SE1/4 lying West of the following described line: Beginning at a 5/8" iron pin which is 83.62 feet North and 805.33 feet East of the SW corner of the SW1/4SE1/4 of said Section 7;

Thence South, 85 feet more or less, to the South line of the SW1/4SE1/4 of said Section 7 and the TRUE POINT OF BEGINNING:

Thence North, 85 feet more or less, to a 5/8" iron pin which is 83.62 feet North and 805.33 feet East of the SW corner of the SW1/4SE1/4 of said Section 7;

Thence N23°44'11"E, 239.16 feet;

Thence N29°40'41"W, 376.77 feet;

Thence N46°27'26"E, 789.96 feet;

Thence North, 145 feet more or less, to the North line of the SW1/4SE1/4 of said Section 7 and the terminus of this line. All according to Grant County Record Map of Survey No. 1877.

Section 8: SW1/4SW1/4.

Section 17: NW1/4NW1/4.

Section 18: Gov't Lots 1, 2, 3 and 4; NE1/4; SE1/4; E1/2W1/2, EXCEPTING THEREFROM, All that portion of the NE1/4NW1/4 described as follows: Beginning at the NE corner of the NE1/4NW1/4, thence South, 660.00 feet; thence West, 907.93 feet more or less to the centerline of the Kimberly-Long Creek Highway; thence Northerly, along the center line of the Kimberly-Long Creek Highway to the North line of the NE1/4NW1/4; thence Easterly, along the North line of the NE1/4NW1/4 to the point of beginning.

ALSO, EXCEPTING THEREFROM, that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948, in Grant County Deed Book 54, Page 36, for highway right of way.

Section 19: Gov't Lots 1, 2, 3 and 4; E1/2W1/2; E1/2.

EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its State Highway Commission, by deed dated March 26, 1948, recorded April 5, 1948, in Grant County Deed Book 54, Page 36, for highway right of way.

ALSO EXCEPTING THEREFROM that portion conveyed to Grant County, Oregon, by deed recorded December 19, 1960, in Grant County Deed Book 84, Page 251, for public right of way. ALSO EXCEPTING THEREFROM that portion conveyed to Grant County, Oregon, by deed recorded February 24, 1994, in Grant County Deed Records Instrument No. 940313 for public right of way.

Section 20: W1/2NW1/4; SE1/4NW1/4; N1/2SW1/4; All that portion of the S1/2SW1/4 lying Southwesterly of the centerline of an un-named fork of Cottonwood Creek described as follows: Beginning at a point on the West line of the S1/2SW1/4 and on the center line of an un-named fork of Cottonwood Creek which is 587.77 feet North of the SW corner of said Section 20;

Thence along the centerline of the un-named fork of Cottonwood Creek as follows:

S63°00'00"E, 90.00 feet

N56°30'00"E, 60.00 feet;

S43°00'00"E, 245.00 feet:

S87°00'00"E, 75.00 feet;

S46°25'00"E, 152.00 feet;

S33°00'00"E, 105.00 feet;

REGENED

NOV 3 0 2018

WATER RESOURCES DEPT SALEM ORGGON \$53°00'00"E, 140.00 feet; N83°20'00"E, 45.00 feet; \$46°00'00"E, 120.89 feet;

S30°00'00"E, 47 feet more or less, to the South line of said Section 20 and the terminus of this line.

Exhibit "B"

- 1. Unpatented mining claims, if any.
- 2. Minerals of whatsoever kind, subsurface and surface substances, including but not limited to coal, lignite, oil, gas, uranium, clay, rock, sand and gravel in, on, under and that may be produced from the Land, together with all rights, privileges, and immunities relating thereto, whether or not appearing in the Public Records or listed in Schedule B. The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.
- 3. 2016-2017 taxes, a lien not yet payable.
- 4. As disclosed by the tax roll the premises here described have been zoned or classified for farm use. At any time that said land is disqualified for such use, the property may be subject to additional taxes or penalties and interest.
- 5. Rights of the public in and to any portion of the herein described premises lying within the boundaries of streets, roads or highways.
- 6. Any and all matters, including easements and assessments, if any, pertaining to irrigation ditches that may traverse the herein described property.
- Rights of the public and governmental bodies in and to any portion of the premises herein described lying below the high water mark of Cottonwood Creek or the East Fork of Cottonwood Creek, including any ownership rights which may be claimed by the State of Oregon below the high water mark.
- 8. Such rights and easements for navigation and fishing as may exist over that portion of the property lying beneath the waters of Cottonwood Creek or the East Fork of Cottonwood Creek.
- 9. Any adverse claim based upon the assertion that:
 - (a) Said land or any part thereof is now or at any time has been below the ordinary HIGH water mark of Cottonwood Creek or the East Fork of Cottonwood Creek.
 - (b) Some portion of said land has been created by artificial means or has accreted to such portion so created.
 - (c) Some portion of said land has been brought within the boundaries thereof by an avulsive movement of Cottonwood Creek or the East Fork of Cottonwood Creek, or has been formed by accretion to any such portion.
- 10. Easement, including the terms and provisions thereof:

For

: ditch right of way

Granted to

: Beymer Irrigation Company, a corportion

Recorded

: March 31, 1910

Book

: 27

Page

: 471

11. Easement, including the terms and provisions thereof:

For

: a road



NOV 8 0 21 -

: Grant County, Oregon Granted to Recorded

Book

: January 21, 1954

Page

: 69 : 288

Conveyance of property in deed, including the terms and provisions thereof: 12.

Between

: Fred Shank, a single man : Grant County, Oregon

And Recorded

: January 21, 1954

Book

Page

: 69 : 289

Easement, including the terms and provisions thereof, as disclosed by instrument: 13.

: a highway and material site right-of-way

Granted to

: the Oregon State Department of Transportation

Recorded

: December 29, 2000

Instr. No.

: 203166

14. Easement, including the terms and provisions thereof, as disclosed by instrument:

For

: a telephone line right-of-way

Granted to

: CenturyTel of Eastern Oregon, Inc.

Recorded

: December 29, 2000

Instr. No.

: 203166

15. Easement, including the terms and provisions thereof:

For

: road

Granted to : Wilburn Ranches

Recorded: May 4, 2001

Instr. No.

: 211046

16. Terms and provisions contained in Right of Way Deed:

Grantor

: Clyde Davidson

Grantee

: Grant County, Oregon, a political subdivision of the State of Oregon

Recorded

: February 24, 1994

Instr. No.

: 940313

17. Easement, including the terms and provisions thereof:

For

: road

Granted to

: Wilburn Ranches, Inc.

Recorded

: December 2, 2005

Instr. No.

: 20053171

Said Instrument was

Re-recorded: January 6, 2006

Instr. No.

: 20060046

18. Easement, including the terms and provisions thereof:

For

: access and utilities

Granted to

: Cora M. Stubblefield and James M. Stubblefield, Trustees of the

: George M. And Cora M. Stubblefield Trust, uad November 28, 1990.

Recorded

: July 3, 2006

Instr. No.

: 20061502

RECENTO

NOV 3 0 2018





WATER RESOURCES DEPT SALEM OREGON

REV. 11/20/03

State of Oregon

Water Resources Department
725 Summer Street NE, Suite A
Salem, OR. 97301-1271
(503) 986-0900

www.wrd.state.or.us

SPRING DESCRIPTION SHEET

1.	Is the spring on the property owned by the applicant? YES NO
2.	If not, give name and address of legal owner:
3.	Have you secured consent of the legal owner of the spring to appropriate water and for construction of your delivery system? YES NO
4.	If you do not have such consent, do you expect to secure right-of-way through condemnation? YES NO
5.	What is the maximum flow from the spring in gallons per minute or cubic feet of water per second? What is the maximum flow? 10 gpm Is flow measured or estimated? MEASURED ESTIMATED
6.	Does the stream flowing from the spring form a well defined natural channel? YES \(\subseteq \text{NO } \(\subseteq \text{V} \)
7.	Does the water flow off the lands on which it first arises? YES NO
8.	Give the name of the stream or other body of water into which the water from the spring flows: N/A
9.	If the water from the spring sinks or evaporates before reaching other water, give the distance water flows from spring before vanishing: N/A
10. <i>Cen</i>	Remarks: The spring is subsurface and does not flow above ground. Spring Locate a ter of Reservoir SI, S2, S3
knowle	cant TRINE 7 RINCH, LIC by: What MGR
Signat	1/2 -/16

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.	
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC, PO Box 787, Bake	er City, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com	
Reservoir Name: S1 Unnamed Springs & Source: Ex. POD Cottonwood Creek Vo	lume (AF):_12.4
T9S, R28E, W.M. Grant County, OR Twp Rng Sec QQ: Section 19 Gov't Lot 3 & NE 1/4 SW 1/4 Basin Name: John Day	☐ in-channel 图 off-channel
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we reappointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instruction	
This portion to be completed by Oregon Department of Fish and Wildlife (ODI	FW) District staff.
(if yes then proceed to #4; if no then proceed to #2) Is the proposed project or AO located where NMF ² are or were historically present? (if yes then proceed to #3; if no then proceed to #4) If NMF are or were historically present: a. Is there an ODFW-approved fish-passage plan?	
fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must ward with the application. If responses to 3(a) and 3(b) are "No", then the proposed re requirements of Oregon Fish Passage Law and shall not be constructed as proposed. Would the proposed project pose any other significant detrimental impact to an existing the state of the proposed project pose.	eservoir <u>does not meet</u> ng fishery resource
eally or downstream? Explain below (for example, list STE species or other existing fishery resources that we negatively.)	
Any diversion or appropriation of water for storage during the period through poses a significant detrimental impact to exist (For example, if diversion of water for storage during a certain time period would a detrimental impact to an existing fishery resource, then ODFW should recommend of If NMF fish are present at the project site or point of water diversion then the application that a fish screen consistent with screening criteria will be required.	ause a significant conditions or limitations.)
This proposed pond or reservoir contemplates impounding water in the Columbia Barbam. ODFW has determined that additional diversions of water in this area pose a	significant detrimental
impact to existing fishery resources during the period April 15 through September 3	10.
	NOV 3 0 20
	WATER RESOURCE SALEM, OREA

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

If YES, can conditions be applied to mitigate the significant detrimental impact to an ex NO (explain) XYES (select from Menu of Conditions on next page)	
Fishapprove = IF source is from an existing POD.	
ODFW Signature: Trevor Watton Print Name: TREVOR W	ATSON
ODFW Signature: TPCVOV Wattoo Print Name: TREVOR W	_
NOTE: This completed form must be returned to the applicant.	
Revised 10/4/12	BULLATER

WATER PESOURCES DEPT 5 USM OREGON

ODFW Reservoir Application Review Sheet

This portion to be completed by the applicant.	
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC . PO Box 787, Baker Cit	ty, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com	
Reservoir Name: S3 Unnamed Springs & Source: Ex. POD Cottonwood Creek Volume	(AF):_12.4
T9S, R28E, W.M. Grant County, OR Twp Rng Sec QQ: Section 19 Gov't Lot 4 Basin Name: John Day	☐ in-channel K off-channel
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommappointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for	
This portion to be completed by Oregon Department of Fish and Wildlife (ODFW)	District staff.
Is the proposed project and AO¹ off channel? (if yes then proceed to #4; if no then proceed to #2)	XYES □ NO
Is the proposed project or AO located where NMF ² are or were historically present?	□ YES □ NO
If NMF are or were historically present: a. Is there an ODFW-approved fish-passage plan? b. Is there an ODFW-approved fish-passage waiver or exemption?	
fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "ward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reserve requirements of Oregon Fish Passage Law and shall not be constructed as proposed.	
Would the proposed project pose any other significant detrimental impact to an existing fis	
Explain below (for example, list STE species or other existing fishery resources that would be negatively.)	
Any diversion or appropriation of water for storage during the period through poses a significant detrimental impact to existing (For example, if diversion of water for storage during a certain time period would cause detrimental impact to an existing fishery resource, then ODFW should recommend condit If NMF fish are present at the project site or point of water diversion then the applicant sthat a fish screen consistent with screening criteria will be required.	a significant tions or limitations.)
This proposed pond or reservoir contemplates impounding water in the Columbia Basin a Dam. ODFW has determined that additional diversions of water in this area pose a significant proposed pond or reservoir contemplates impounding water in the Columbia Basin and Dam.	
impact to existing fishery resources during the period April 15 through September 30.	
	NOV 3 0 2 016
	WATER RESOURCES DE

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

If YES, can conditions be applied to mitigate the significant detrimental impact to an exist	ing fishery resource?
Fish approve = If source is from an existing POD.	
7.03.03.03.03.03.03.03.03.03.03.03.03.03.	
	11.00
ODFW Signature: Trevov Wolfow Print Name: TREVOR WA	MOSTA
ODFW Title: John Day District Fish Biologist Date: 11/23/2016	
NOTE: This completed form must be returned to the applicant.	
Revised 10/4/12	O TO A STATE OF THE STATE OF TH

WATER RESOURCES DEPT SALEM, OREGON

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC, PO Box 787, Baker City, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com
Reservoir Name: S2 Unnamed Springs & Source: Ex. POD Cottonwood Creek Volume (AF): 12.4
T9S, R28E, W.M. Grant County, OR Twp Rng Sec QQ: Section 19 Gov't Lot 3 Basin Name: John Day In-channel & off-channel
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.
This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.
Is the proposed project and AO¹ off channel? (if yes then proceed to #4; if no then proceed to #2) Is the proposed project or AO located where NMF² are or were historically present? (if yes then proceed to #3; if no then proceed to #4)
If NMF are or were historically present: a. Is there an ODFW-approved fish-passage plan?
Would the proposed project pose any other significant detrimental impact to an existing fishery resource cally or downstream? Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)
Any diversion or appropriation of water for storage during the period through poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations. If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.
NOV 3 0 20
WATER CESOURCE SALEM, OREG

R-88119

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing NO (explain) YES (select from Menu of Conditions on next page)	g fishery resource?
Fishapprove : If source is from an existing POD.	****
	1.22
ODFW Signature: TIEVOV WOLLOW Print Name: TREVOR WATE	50N
ODFW Title: John Day District Fish Biologist Date: 11/23/2016	
NOTE: This completed form must be returned to the applicant.	-
Revised 10/4/12	

WATER RESOURCES DEPT SALEM, OREGON

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.	
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC, PO Box 787, Baker Ci	ty, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com	
Reservoir Name: N1 Source: Ex. POD Cottonwood Creek Volume	e (AF): 12.4
T9S, R28E, W.M. Grant County, OR Fwp Rng Sec QQ: Section 18 SE 1/4 SW 1/4 Basin Name: John Day	
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommand the submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for	nend making an contact information.
This portion to be completed by Oregon Department of Fish and Wildlife (ODFW)	District staff.
(if yes then proceed to #4; if no then proceed to #2) (s the proposed project or AO located where NMF ² are or were historically present? (if yes then proceed to #3; if no then proceed to #4) (If NMF are or were historically present: a. Is there an ODFW-approved fish-passage plan?	I YES INO
ish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be ward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reserve requirements of Oregon Fish Passage Law and shall not be constructed as proposed. Would the proposed project pose any other significant detrimental impact to an existing fire.	oir <u>does not meet</u>
ally or downstream?	,XYES □NO
Explain below (for example, list STE species or other existing fishery resources that would negatively.)	ъе ітрасіва
Any diversion or appropriation of water for storage during the period through poses a significant detrimental impact to existing (For example, if diversion of water for storage during a certain time period would cause detrimental impact to an existing fishery resource, then ODFW should recommend conducted in the project site of point of water diversion then the applicant of that a fish screen consistent with screening criteria will be required.	a significant tions or limitations.)
This proposed pond or reservoir contemplates impounding water in the Columbia Basin and Dam. ODFW has determined that additional diversions of water in this area pose a significant impact to existing fishery resources during the period April 15 through September 30.	
	NOV 8 0 2016

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

	20.10.10.10.10.10.10.10.10.10.10.10.10.10
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TOTAL	
If YES, can conditions be applied to mitigate the significant detrimental impact to an exist NO (explain) YES (select from Menu of Conditions on next page)	sting fishery resource?
Fishapprove- If source is from an existing POI) _
TISHEAPPINE 3) SOURCE IS SHOWN WIT CHIST TO	
	V-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1
ODFW Signature: TRYW WOLLOW Print Name: TREVOR V	DATSON 1
obi w signature.	
ODFW Title: John Day District Fish Biologist Date: 11/23/2016	-
NOTE: This completed form must be returned to the applicant.	Band Co., Changliff, School Man
Revised 10/4/12	

WATER PESCURCES DEPT SALEM, OREGON

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.	
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC, PO Box 787, Baker City	, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com	
Unnamed Springs & Reservoir Name: N2 Source: Ex. POD Cottonwood Creek Volume ((AF): 12.4
T9S, R28E, W.M. Grant County, OR Twp Rng Sec QQ: Section 18 SE 1/4 SW 1/4 Basin Name: John Day	☐ in-channel S off-channel
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommen appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for complete this provide any necessary clarifications.	
This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) D	istrict staff.
Is the proposed project and AO¹ off channel? (if yes then proceed to #4; if no then proceed to #2) Is the proposed project or AO located where NMF² are or were historically present? (if yes then proceed to #3; if no then proceed to #4)	
If NMF are or were historically present: a. Is there an ODFW-approved fish-passage plan? b. Is there an ODFW-approved fish-passage waiver or exemption?	
fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoe requirements of Oregon Fish Passage Law and <u>shall not</u> be constructed as proposed.	
Would the proposed project pose any other significant detrimental impact to an existing fish ally or downstream? Explain below (for example, list STE species or other existing fishery resources that would be negatively.)	XYES □ NO
Any diversion or appropriation of water for storage during the period through poses a significant detrimental impact to existing fise (For example, if diversion of water for storage during a certain time period would cause a detrimental impact to an existing fishery resource, then ODFW should recommend condition of NMF fish are present at the project site or point of water diversion then the applicant should a fish screen consistent with screening criteria will be required.	significant ons or limitations.)
This proposed pond or reservoir contemplates impounding water in the Columbia Basin ab Dam. ODFW has determined that additional diversions of water in this area pose a significant of the columbia basin ab Dam.	ove Bonneville
impact to existing fishery resources during the period April 15 through September 30.	
	NOV 3 0 20
	WATER RESOURCE SALEM, OREG

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

If YES, can conditions be applied to mitigate the significant detrimental impact to an \[\text{NO} \text{ (explain)} \] \[\text{YES} \text{ (select from Menu of Conditions on next page)}	existing fishery	resource'?
Fishappoue: If source is from an existing f	20D	
DDFW Signature: Trend Watson Print Name: Trevole DDFW Title: John Day District Fish Bulgist Date: 11/23/2016	WATEON)
DDFW Title: John Day District Fish Bulggist Date: 11/23/2016		
NOTE: This completed form must be returned to the applicant.		

WATER RESOURCES DEPT SALEM, OREGON

ODFW Reservoir Application Review Sheet

This portion to be completed by the applicant.	
Applicant Name/Address/Phone/Email: Triple 7 Ranch LLC, PO Box 787, Baker City	, OR 97814
Phone (971) 241-9134 Email: timberwest@onlinemac.com	
Unnamed Springs & Reservoir Name: N3 Source: Ex. POD Cottonwood Creek Volume (AF): 12.4
T9S, R28E, W.M. Grant County, OR Twp Rng Sec QQ: Section 18 SE 1/4 NW 1/4 Basin Name: John Day	☐ in-channel
Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommen appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for complete this form while you wait, nevertheless we recommend to submit the form so as to provide any necessary clarifications.	
This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) D	istrict staff.
s the proposed project and AO¹ off channel?	×YES □ NO
(if yes then proceed to #4; if no then proceed to #2)	
(if yes then proceed to #3; if no then proceed to #4)	□YES □NO
If NMF are or were historically present:	
a. Is there an ODFW-approved fish-passage plan? b. Is there an ODFW-approved fish-passage waiver or exemption?	
ward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservo requirements of Oregon Fish Passage Law and <u>shall not</u> be constructed as proposed. Would the proposed project pose any other significant detrimental impact to an existing fish ally or downstream?	ery resource X YES □ NO
Explain below (for example, list STE species or other existing fishery resources that would be negatively.)	impacted
Any diversion or appropriation of water for storage during the period	
through poses a significant detrimental impact to existing fis (For example, if diversion of water for storage during a certain time period would cause a	
detrimental impact to an existing fishery resource, then ODFW should recommend condition If NMF fish are present at the project site or point of water diversion then the applicant should a fish screen consistent with screening criteria will be required.	ons or limitations.)
This proposed pond or reservoir contemplates impounding water in the Columbia Basin ab Dam. ODFW has determined that additional diversions of water in this area pose a signific impact to existing fishery resources during the period April 15 through September 30.	
	the control of the second
	NOV 3 0 2019
	VIA TER RESOURCES D SALEM, OREGON

¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing NO (explain) FISH approve: IF source is from an existing POD.	sting fishery resource?
	A Marie Mari
ODFW Signature: Trevor Wolfson Print Name: JREVOR WASTRICT Fish Biologist Date: 1/23/2016	1750N
ODFW Title: John Day District Fish Biologist Date: 11/23/2016	-
NOTE: This completed form must be returned to the applicant.	
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WATER RESOURCES DEPT SALEM, OREGCA

ATTENTION:

Dear Customer Service Group,

The Staff off the Watermaster's Office in District 4 has assisted with the preparation of this application or map.

If there are any questions or problems with this application or map please contact the following staff person Hailey Boethin at 541-575-0119 for additional information.

Boother Date: 11/28/2016

Thank you for your assistance,

Sincercly,

RECEIVED

NOV 3 0 2016

WATER RESOURCES DEPT SALEM, OREGON

Watermaster Office, District 4 201 South Humbolt St., Ste 180 Canyon City, Or 97820

Voice: 541-575-0119 Fax: 541-575-0641