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Date Received (Date Stamp Here)

## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: William Tenbusch - 3420 Hwy 228

Brownsville OR . 97327

Transaction Type: Ground Water

Fees Received: \$ 3610<sup>00</sup>

Cash

Check:

Check No. 1434

Name(s) on Check: Will McGill Surveying LLC

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by: Judy Ferrell  
(Name of OWRD staff)

### Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (*i.e., the application or other document*).
- Date-stamp all pages. (*NOTE: Do not stamp check.*)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (*i.e., "Fiscal Pick Up Drawer"*). Place the Submission Receipt with submission (*application/other document*) in the large bottom drawer.

OREGON



WATER RESOURCES  
DEPARTMENT

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Today's Date: Monday, March 11, 2019

Base Application Fee.		\$1,340.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	2.68	\$1,050.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	3	\$700.00
Permit Recording Fee. ***		\$520.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** 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.	<a href="#">Recalculate</a>	
Estimated cost of Permit Application		\$3,610.00

OWRD Fee Schedule

Fee Calculator Version B20170117
----------------------------------

# Application for a Permit to Use Groundwater



**Oregon Water Resources Department**  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
503-986-0900  
www.oregon.gov/OWRD

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME WILLIAM TENBUSCH			PHONE (HM)		
PHONE (WK)		CELL 541-409-2350		FAX	
ADDRESS 36420 HWY 228					
CITY BROWNSVILLE		STATE OR	ZIP 97327	E-MAIL* WTENBUSCH@HOTMAIL.COM	

### Organization

NAME			PHONE		FAX
ADDRESS					CELL
CITY		STATE	ZIP	E-MAIL*	

**Agent**– The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME WILLIAM E. MCGILL, CWRE			PHONE 503-510-3026		FAX
ADDRESS 15333 PLETZER RD. SE					CELL
CITY TURNER		STATE OR	ZIP 97392	E-MAIL* WILLMCGILL.SURVEYING@GMAIL.COM	

Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

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### 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.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- 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 cancelled.
- 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.

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**I (we) affirm that the information contained in this application is true and accurate.**

<u>William Tenbusch</u> Applicant Signature	<u>William Tenbusch</u> Print Name and Title if applicable	<u>3-7-2019</u> Date
_____ Applicant Signature	_____ Print Name and Title if applicable	_____ Date

**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

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**Affected Landowners:**List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

Edgar F & Barbara J Lafayette  
36898 Northern Dr.  
Brownsville, OR 97327

**Legal Description:**You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

**SECTION 3: WELL DEVELOPMENT**

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
POA 3	COURTNEY CREEK	1,950'	4'
POA 4	COURTNEY CREEK	1,560'	6'

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials*(attach additional sheets if necessary).*

**SECTION 3: WELL DEVELOPMENT, continued**

Total maximum rate requested: 0.2 CFS (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. *(If a well log is available, please submit it in addition to completing the table.)* If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
POA 3	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	12"					CLAY & GRAVEL	200' +/-		
POA 4	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	12"					CLAY & GRAVEL	200' +/-		
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

\*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

\*\*\*Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of appropriation (POA) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

If you need help to determine in which area the proposed POA is located, please call the customer service desk at (503) 986-0801.

**Upper Columbia - OAR 690-033-0115 thru -0130**

Is the well or proposed well located in an area where the Upper Columbia Rules apply?

Yes  No

**If yes, you are notified** that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

**If yes, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:**

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

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**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the well or proposed well located in an area where the Lower Columbia rules apply?

Yes  No

**If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified** that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as

appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

**If yes, you will be required to provide the following information, if applicable.**

Yes  No The proposed use is for more than one cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

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**Statewide - OAR 690-033-0330 thru -0340**

Is the well or proposed well located in an area where the Statewide rules apply?

Yes  No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

**SECTION 5: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	Mar. 1 – Oct. 31	242.5

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: 97.0 Acres                      Supplemental:        Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

\_\_\_\_\_

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 242.5

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_\_ (Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.)



- If the use is **mining**, describe what is being mined and the method(s) of extraction(*attach additional sheets if necessary*): \_\_\_\_\_

**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

What equipment will you use to pump water from your well(s)?

- Pump (give horsepower and type): 2-25HP submersibles
- Other means (describe): \_\_\_\_\_

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Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. POA 3 & 4 submersible pumps to 6" PVC buried mainline to drip irrigation and wheel lines

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)(*attach additional sheets if necessary*)  
Drip and wheel line.

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters(*attach additional sheets if necessary*).

The requested amount of water is needed for irrigation of crops. Equipment will be kept in good operating condition to minimize waste.

**SECTION 7: PROJECT SCHEDULE**

- a) Date construction will begin: Upon permit issuance
- b) Date construction will be completed: Request standard 5 year completion date
- c) Date beneficial water use will begin: 2019 irrigation season depending on permit issuance

**SECTION 8: RESOURCE PROTECTION**

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe: Care will be taken in operating the system and the system will be kept in good operating condition.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note:**If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.  
Describe planned actions and additional permits required for project implementation: No clearing will be required.
- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:

**SECTION 9: WITHIN A DISTRICT**

Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

\_\_\_\_\_

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# Land Use Information Form



**Oregon Water Resources Department**  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
503-986-0900  
www.oregon.gov/OWRD

## NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or groundwater registration modification, and all of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land use form and return it to the WRD. If no land use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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# Land Use Information Form



**Oregon Water Resources Department**  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 503-986-0900  
 www.oregon.gov/OWRD

**Applicant**

NAME WILLIAM TENBUSCH			PHONE (HM)		
PHONE (WK)		CELL 541-409-2350		FAX	
ADDRESS 36420 HWY 228					
CITY BROWNSVILLE		STATE OR	ZIP 97327	E-MAIL* WTENBUSCH@HOTMAIL.COM	

**A. Land and Location**

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
14S	2W	4	NESW SESW NWSE NESE SESE SWSE	1400	EFU	<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	3	SWSW	1400	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	10	NWNW	1400	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	10	NWNW SWNW	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	9	NENW NWNE NENE	1400	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	9	NWNE NENE SENE SWNE	100	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
14S	2W	9	NWNW SWNW NENW NWNE	200	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Farming

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Linn County

**B. Description of Proposed Use**

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
- Water Right Transfer
- Permit Amendment or Groundwater Registration Modification
- Limited Water Use License
- Allocation of Conserved Water
- Exchange of Water

Source of water:  Reservoir/Pond  Groundwater  Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 2.68  cubic feet per second  gallons per minute  acre-feet

Intended use of water:  Irrigation  Commercial  Industrial  Domestic for \_\_\_\_\_ household(s)  
 Municipal  Quasi-Municipal  Instream  Other \_\_\_\_\_

Briefly describe:

POA 1, 2, & 3 are proposed to irrigate crops in tax lot 100 and 1400.

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Land Use Information Form

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7-18801

## 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 below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LCC 928.30(B)(1)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. (Please attach documentation of applicable land use approvals which have already been obtained. Record of Action/land use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

NAME <u>Jennifer Cepello</u>	TITLE: <u>Planner</u>
SIGNATURE 	PHONE: <u>541-967-3816</u>
GOVERNMENT ENTITY <u>Linn County</u>	DATE: <u>3/11/2019</u>

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**



Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

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LINN COUNTY, OREGON **2015-15715**  
**D-WD**  
 Stn=8 S. WILSON **09/25/2015 02:11:32 PM**  
 \$20.00 \$11.00 \$10.00 \$19.00 \$20.00 **\$80.00**

I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.  
 Steve Druckenmiller - County Clerk

**RECORDING REQUESTED BY:**

**GRANTOR:**  
 Testamentary Trust of George Alfred Wheeler  
 31565 Sand Ridge Road  
 Lebanon, OR 97355

**GRANTEE:**  
 Tenbusch Farms LLC, and William L. Tenbusch  
 and Molly A. Tenbusch  
 110 Field Ct  
 Brownsville, OR 97327

**SEND TAX STATEMENTS TO:**  
 Tenbusch Farms LLC  
 36420 Highway 228  
 Brownsville, OR 97327

**AFTER RECORDING RETURN TO:**  
 Tenbusch Farms LLC  
 36420 Highway 228  
 Brownsville, OR 97327

Escrow No: 471815043203-TTMIDWIL20

306023  
 306023  
 36420 Highway 228  
 Brownsville, OR 97327

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**STATUTORY WARRANTY DEED**

Betty N. Tart, Successor Trustee of the Testamentary Trust of George Alfred Wheeler , Grantor, conveys and warrants to

Tenbusch Farms LLC, and William L. Tenbusch and Molly A. Tenbusch as tenants by the entirety, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Linn, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$950,000.00. (See ORS 93.030)

**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.**

471815043203-TTMIDWIL20  
 Deed (Warranty-Statutory)

**RECEIVED**  
**MAR 11 2019**  
**OWRD**

TICOR TITLE 471815043203

A-18801

DATED: 9-17-15

Testamentary Trust of George Alfred Wheeler

BY: Betty M Tarr, Trustee  
Betty M. Tarr, Successor Trustee  
m BMT

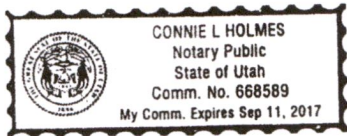
State of ~~OREGON~~ <sup>Utah</sup>

COUNTY of Davis

This instrument was acknowledged before me on 17<sup>th</sup> September 20 15

by Betty M. Tarr

Connie L Holmes Notary Public - State of ~~Oregon~~ <sup>Utah</sup>  
My commission expires: 9-11-17



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471815043203-TTMIDWIL20  
Deed (Warranty-Statutory)

9-18801



**EXHIBIT "A"**

**Legal Description:**

Parcel 1:

Beginning on the South boundary line of the Hugh Fields DLC Not. No. 2631, Township 14 South, Range 2 West of the Willamette Meridian, Linn County, Oregon, which is 2024.91 feet East of the Southwest corner of said DLC, and running thence East 850.41 feet to the East line of said DLC, the same being the West line of the Wm. T. Templeton and wife DLC, Claim No. 46 in said Township and Range; thence South along the West line of said Templeton DLC to the Southwest corner thereof; thence East along the South line of said DLC, 34.27 chains to a stone 5x6x8 inches, marked C.S.; thence North 48.83 chains to the center of a County Road to a stone 4x6x14 inches, marked CS.; thence along the center of said road North 83°35' West 16.10 chains to a stake; thence along the center of said road North 44°15' West 4.90 chains; thence along the center of said road North 71°41' West 15.61 chains to a stone 5x6x7 inches marked C.S. and in the West line of said Claim No. 46 and running thence Northwesterly along the center of said county road, the same being the North boundary line of a tract of land conveyed by Edgar F. Lafayette and Amy M. Lafayette, his wife, to George A. Wheeler, et al, by deed recorded in Volume 176, Page 347, Linn County Deed Records; to a point in the center of said road which is due North to the place of beginning; thence South to the place of beginning, in Linn County, Oregon.

EXCEPTING the east 18 feet as described in a deed recorded in Book 96, Page 68, Linn County Deed Records.

FURTHER EXCEPTING any portion lying Southerly of the South line and the Easterly extension thereof of the Hugh Fields DLC No. 62.

Parcel 2:

That portion of the William T. Templeton and wife Donation Land Claim No. 46 in Sections 3, 4, 9, and 10 in Township 14 South, Range 2 West, Willamette Meridian described as follows: Beginning at the Southwest corner of said Claim; thence East along the South line thereof 34.27 chain to a stone 5 x 6 x 8 inches, marked C.S.; thence North 48.83 chains to the center of a County road to a stone 4 x 6 x 14 inches, marked C.S.; thence along the center of said road North 83° 35' West 16.10 chains to a stake; thence along the center of said road North 44° 15' West 4.90 chains; thence along the center of said road North 71° 41' West 16.61 chains to a stone 5 x 6 x 7 inches, marked C.S. and in the West line of said Claim No. 46; thence along said West line South 59.17 chains to the place of beginning.

EXCEPTING THEREFROM the East 18 feet of the above described tract conveyed by Deed recorded in Book 96, Page 68 of the Linn County Deed Records, and being the same real estate conveyed to The Union Central Life Insurance Company by Sheriff's Deed dated October 24, 1933 and recorded in Volume 141, Page 57 of the Deed Records of Linn County, Oregon, except 30 foot roadway extending from this property to the South.

FURTHER EXCEPTING any portion lying Northerly of the South line and the Easterly extension thereof of the Hugh Fields DLC No. 62.

**Subject to and excepting:**

Property taxes in an undetermined amount, which are a lien but not yet payable, including any assessments collected with taxes to be levied for the fiscal year 2015-2016.

Any rights, liens, claims or equities, if any, in favor of Linn Soil and Water Conservation District.

471815043203-TTMDWIL20  
Deed (Warranty-Statutory)

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Rights of the public and governmental agencies in and to any portion of said land lying within the boundaries of streets, roads, and highways.

471815043203-TTMIDWIL20  
Deed (Warranty-Statutory)

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TICOR TITLE 471815043203

LINN COUNTY, OREGON 2015-15715  
D-WD  
Stn=8 S. WILSON 09/25/2015 02:11:32 PM  
\$20.00 \$11.00 \$10.00 \$19.00 \$20.00 \$80.00  
I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.  
Steve Druckenmiller - County Clerk

RECORDING REQUESTED BY:

GRANTOR:  
Testamentary Trust of George Alfred Wheeler  
31565 Sand Ridge Road  
Lebanon, OR 97355

GRANTEE:  
Tenbusch Farms LLC, and William L. Tenbusch  
and Molly A. Tenbusch  
110 Field Ct  
Brownsville, OR 97327

SEND TAX STATEMENTS TO:  
Tenbusch Farms LLC  
36420 Highway 228  
Brownsville, OR 97327

AFTER RECORDING RETURN TO:  
Tenbusch Farms LLC  
36420 Highway 228  
Brownsville, OR 97327

Escrow No: 471815043203-TTMIDWIL20

306023  
306023  
36420 Highway 228  
Brownsville, OR 97327

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Betty N. Tart, Successor Trustee of the Testamentary Trust of George Alfred Wheeler , Grantor, conveys and warrants to

Tenbusch Farms LLC, and William L. Tenbusch and Molly A. Tenbusch as tenants by the entirety, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Linn, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$950,000.00. (See ORS 93.030)

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.

471815043203-TTMIDWIL20  
Deed (Warranty-Statutory)

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A-18801

DATED: 9-17-15

Testamentary Trust of George Alfred Wheeler

BY: Betty M Tart, Trustee  
Betty M. Tart, Successor Trustee  
m BMT

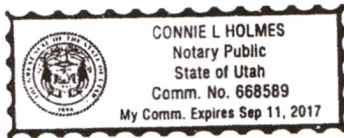
State of ~~OREGON~~ <sup>Utah</sup>

COUNTY of Davis

This instrument was acknowledged before me on 17<sup>th</sup> September, 20 15

by Betty M. Tart

Connie L Holmes Notary Public - State of ~~Oregon~~ <sup>Utah</sup>  
My commission expires: 9-11-17



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471815043203-TTMIDWIL20  
Deed (Warranty-Statutory)

9-18801

**EXHIBIT "A"**

**Legal Description:**

Parcel 1:

Beginning on the South boundary line of the Hugh Fields DLC Not. No. 2631, Township 14 South, Range 2 West of the Willamette Meridian, Linn County, Oregon, which is 2024.91 feet East of the Southwest corner of said DLC, and running thence East 850.41 feet to the East line of said DLC, the same being the West line of the Wm. T. Templeton and wife DLC, Claim No. 46 in said Township and Range; thence South along the West line of said Templeton DLC to the Southwest corner thereof; thence East along the South line of said DLC, 34.27 chains to a stone 5x6x8 inches, marked C.S.; thence North 48.83 chains to the center of a County Road to a stone 4x6x14 inches, marked CS.; thence along the center of said road North 83°35' West 16.10 chains to a stake; thence along the center of said road North 44°15' West 4.90 chains; thence along the center of said road North 71°41' West 15.61 chains to a stone 5x6x7 inches marked C.S. and in the West line of said Claim No. 46 and running thence Northwesterly along the center of said county road, the same being the North boundary line of a tract of land conveyed by Edgar F. Lafayette and Amy M. Lafayette, his wife, to George A. Wheeler, et al, by deed recorded in Volume 176, Page 347, Linn County Deed Records; to a point in the center of said road which is due North to the place of beginning; thence South to the place of beginning, in Linn County, Oregon.

EXCEPTING the east 18 feet as described in a deed recorded in Book 96, Page 68, Linn County Deed Records.

FURTHER EXCEPTING any portion lying Southerly of the South line and the Easterly extension thereof of the Hugh Fields DLC No. 62.

Parcel 2:

That portion of the William T. Templeton and wife Donation Land Claim No. 46 in Sections 3, 4, 9, and 10 in Township 14 South, Range 2 West, Willamette Meridian described as follows: Beginning at the Southwest corner of said Claim; thence East along the South line thereof 34.27 chain to a stone 5 x 6 x 8 inches, marked C.S.; thence North 48.83 chains to the center of a County road to a stone 4 x 6 x 14 inches, marked C.S.; thence along the center of said road North 83° 35' West 16.10 chains to a stake; thence along the center of said road North 44° 15' West 4.90 chains; thence along the center of said road North 71° 41' West 16.61 chains to a stone 5 x 6 x 7 inches, marked C.S. and in the West line of said Claim No. 46; thence along said West line South 59.17 chains to the place of beginning.

EXCEPTING THEREFROM the East 18 feet of the above described tract conveyed by Deed recorded in Book 96, Page 68 of the Linn County Deed Records, and being the same real estate conveyed to The Union Central Life Insurance Company by Sheriff's Deed dated October 24, 1933 and recorded in Volume 141, Page 57 of the Deed Records of Linn County, Oregon, except 30 foot roadway extending from this property to the South.

FURTHER EXCEPTING any portion lying Northerly of the South line and the Easterly extension thereof of the Hugh Fields DLC No. 62.

**Subject to and excepting:**

Property taxes in an undetermined amount, which are a lien but not yet payable, including any assessments collected with taxes to be levied for the fiscal year 2015-2016.

Any rights, liens, claims or equities, if any, in favor of Linn Soil and Water Conservation District.

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Rights of the public and governmental agencies in and to any portion of said land lying within the boundaries of streets, roads, and highways.

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471815043203-TTMIDWIL20  
Deed (Warranty-Statutory)

A-18801

After Recording Return To:  
John R. Wittwer  
P.O. Box 447  
Sweet Home, OR 97386-0447

Send Tax Statements To:  
There will be no change  
in the address to which tax  
statements are to be sent

Consideration Statement: There is no monetary consideration for this transfer, it being made to fund the below-described revocable living trust.

WARRANTY DEED

GRANTORS: Edgar F. Lafayette, Jr. (aka Edgar F. Lafayette) and Barbara J. Lafayette (aka Barbara Jean Lafayette), husband and wife as to (1), (3), (4), (5), (7), (8), (9), (10), (11), (12), (13), (14) and (15) below

and

Edgar F. Lafayette and Barbara J. Lafayette as to (2) below

and

Edgar F. Lafayette, Jr. and Barbara J. /, husband and wife as to (6) below

and

Edgar F. Lafayette, Jr. (aka Edgar F. Lafayette) as to (16) & (17) below

convey and warrant to

GRANTEES: an undivided 1/2 interest to Edgar F. Lafayette, Jr., Trustee of the Ed Lafayette Revocable Living Trust dated June 14, 2004 and an undivided 1/2 interest to Barbara J. Lafayette, Trustee of the Barbara Lafayette Revocable Living Trust dated June 14, 2004

the following described real property free of encumbrances except as specifically set forth herein:

I. - [Account #R309621 (school), Map 14S-2W-22, Tax Lot 100; Account #R305843, Map 14S-2W-3, Tax Lot 300 (home); Account #R309241, Map 14S-2W-15, Tax Lot 600 (Barn-Hill); and Account #R309258, Map 14S-2W-15, Tax Lot 700 (Hill), all from Deed recorded in MF Volume 581, Page 894]

PARCEL I: Beginning in the Calapooia River at a point that is North 50° West 11.22 chains from a point that is on the North line of and East 4.50 chains from the Northwest corner of the Donation Land Claim of David D. Templeton, Notification No. 2614, Claim No. 49, Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence North 26.00 chains to the South line of PARCEL II hereinafter described; thence West 25.95 chains to the Southwest corner of a Tract of land conveyed by Deed Record "45," Page 422 to J.W. McCormack; thence South 7.21 chains to the center of the Calapooia River as said river ran at the time of the execution to Jacob Rassi by J.H. Horney, et ux, of a Deed recorded in Deed Record "79," Page 565. and being at the present time. the most Southerly channel of said river; thence East up said river 5.50 chains; thence South 37° East up said river 5.00 chains; thence South 49° East up said river 1.83 chains to a point due North of a stone 6 x 8 x 16 inches set on the South line of and East 44.15 chains from the Southwest corner of the Wm. T. Templeton Donation Land Claim No. 46, in said Township and Range; thence up said River to the point of beginning. EXCEPTING THEREFROM that part conveyed to the State of Oregon by and through its State Highway Commission, by Deed recorded July 11, 1946 in Deed Record "181," Page 743.

PARCEL II: Beginning at a point that is South 6.58 chains and West 20.90 chains West from the Northeast corner of the William T. Templeton Donation Land Claim No. 46, in Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; thence South 16.23 chains; thence East 7.68 chains; thence North parallel with the East boundary line of said Claim 13.66 chains to a point which is North 66° West of a point on the East boundary line of said Claim, 15.00 chains South of the Northeast corner of said Claim; thence North 66° West 8.45 chains, more or less, to a point due East of the point of beginning; thence West 2.77 chains, more or less, to the point of beginning.

PARCEL III: Beginning at a point on the East boundary line of the Donation Land Claim of Wm. T. Templeton and wife, Notification No. 2619, Claim No. 46, in Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon, said point being 15.0 chains South of the Northeast corner of said Donation Land Claim; running thence South along the said boundary line of said Donation Land Claim 7.77 chains; thence West 13.22 chains; thence North parallel to said East line 13.66 chains to a point North 66° West of the

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place of beginning; thence South 66° East 14.50 chains to the place of beginning, all lying and being situate in Linn County, Oregon.

**PARCEL IV:** Beginning at the Southwest corner of the Donation Land Claim of Robert Montgomery and wife, same being Notification No. 2617, and Claim No. 50, in Township 14 South, Range 2 West of the Willamette Meridian, Oregon, said corner being situated in the Southeast quarter of Section 3, in said Township and Range, and running thence North 32.97 chains; thence West 13.09 chains parallel with the North line of Claim No. 46, in said Township and Range; thence South 26.00 chains to the center of Calapooia Creek; thence South 50° East 11.22 chains to the North line of Claim No. 49, in said Township and Range; thence East 4.50 chains to the place of beginning, all lying and being in Linn County, State of Oregon.

**PARCEL V:** Beginning at the most East Northeast corner of the Thomas Morgan Donation Land Claim No. 44 in Township 14 South, Range 2 West of the Willamette Meridian, Linn County, Oregon; and running thence North 89° 12' West along the North line of said Claim 17.943 chains to a stone; thence South 43° 18' West 37.660 chains to a 5/8" rod on the South line of said Claim; thence South 80° 43' East along said line 44.349 chains to the Southeast corner of said Claim; thence North 34.311 chains to the place of beginning. SAVE AND EXCEPT that portion of the above described tract of land lying within the boundaries of public roads and highways.

**PARCEL VI:**

**TRACT I:** Beginning at the SW corner of the DLC of James McHargue and wife, Not. No. 2615, Claim No. 48, Township 14 South, Range 2 West of the W.M. and running thence West 160 feet; thence South 26.47 chains to the South boundary line of the DLC of Thomas Morgan and wife, Not. No. 2620, Claim 44 in said township and range; thence South 81° 45' East 59.44 chains to the extreme SE corner of said DLC of Thomas Morgan and wife; thence North 35.00 chains to the NE corner of the east projection of said DLC of said Thomas Morgan and wife; thence West 56.40 chains to the place of beginning, EXCEPTING therefrom the East 100 acres heretofore sold to Robert Evans and wife.

**TRACT II:** Beginning at a point which is 160 feet West of the SW corner of the DLC of James McHargue and wife, Not. No. 2615, Claim 48 in Township 14 South, Range 2 West of the W.M.; thence West 15.50 chains to a stone 8x12x18 inches marked CS at an interior corner of a tract conveyed to Hugh W. Mallow et al by deed recorded Sept. 20, 1945 in Book 172, Page 423 Deed Records; thence South 23.03 chains along an East line of said tract to a stone 8x10x14 inches marked CS which is on the South line of the DLC of Thomas Morgan, Not. 2620 and Claim 44 in said Township and Range; thence South 81° 24' East along the South line of said Thomas Morgan Claim 15.66 chains to a stone 8x10x24 inches marked CS; thence North 25.37 chains to the place of beginning; SUBJECT to the rights of the public in roads.

**PARCEL VII:** Beginning at a stone 8 x 10 x 24" marked "CS" on the North line of and North 81° 45' West 16.079 chains from the Northeast corner of the Agnes B. Courtney D.L.C. No. 43 in Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence South 30° 32' West 8.012 chains to the center line of the County Road; thence North 26° 34' West along said center line and the extension thereof 9.031 chains to the North line of Claim 43; thence South 81° 45' East along said North line 8.194 chains to the place of beginning and containing 3.04 acres, more or less, of which 0.39 acre lies within the county road, and subject to the rights of the public in said county road.

2. - [Account #R432753, Map 14S-2W-22, Tax Lot 201, from Deed recorded in MF 903, Page 13]

Real property in Section 22 of Township 14 South, Range 2 West, Willamette Meridian, Linn County, Oregon, described as follows: Beginning at a stone 8"x 10"x 24" marked "CS" on the North line of and North 81° 45' West 16.079 chains from the Northeast corner of the Agnes B. Courtney D.L.C. No. 43 in Section 15 of Township 14 South, Range 2 West, Willamette Meridian; thence South 81° 45' East along that D.L.C. line 4.00 chains; thence South 8° 15' West 10.5 chains, more or less to the Northerly line of Courtney Creek Road; thence Westerly, along that Northerly road line, to a 1-1/2" axle which bears South 30° 32' West 7.52 chains from the point of beginning; thence North 30° 32' East 7.52 chains to the point of beginning.

3. - [Account # R305827 (James), Map 14S-2W-3, Tax Lot 100, from Deed Recorded in Book 318, Page 140]

**TRACT I:** Beginning at the Southwest corner of the Canady Montgomery Claim No. 51, Township 14 South, Range 2 West of the Willamette Meridian, and running thence East 80.57 chains; thence North 25.20 chains; thence West 25.57 chains; thence North 4.05 chains; thence West 55.25 chains; thence South 29.25 chains to the point of beginning.

**TRACT II:** Beginning at the Northeast corner of the William T. Templeton and wife, Claim No. 46, Township 14 South, Range 2 West of the Willamette Meridian; thence West 20.90 chains; thence South 5.33 chains; thence South 66° East 21.75 chains to the line of the said Claim; thence North 15.00 chains to the point of beginning.

**TRACT III:** Beginning at a point on the South boundary of and West 40.0 links from the Southeast corner of the William Alford and wife, Claim No. 58, Township 14 South, Range 2 West of the Willamette Meridian; thence West 19.53 chains; thence South 14.33 chains to the line of said Templeton Claim; thence East 19.53 chains to the Southeast corner of Lot 2, Section 3, said Township and Range; thence North 14.33 chains to the point of

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beginning.

TRACT IV: Lots 3, 4, Section 2, and Lots 3 and 4, of Section 3, Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon.

TRACT V: Beginning at the quarter section corner on the South boundary of Section 35, Township 13 South, Range 2 West of the Willamette Meridian; thence West 75.00 chains to the East line of the William Alford and wife Claim No. 58; thence North 1.55 chains to the Southwest corner of a 1006.20 acre tract of land sold to John James by Deed Record 65, Page 24; thence East 75.00 chains; thence South 1.55 chains to the point of beginning.

EXCEPTING THEREFROM THE FOLLOWING: Beginning East 2.208 chains from the Southeast corner of the Canady Montgomery Claim No. 51, Township 14 South, Range 2 West of the Willamette Meridian; thence East 23.362 chains to a point 80.57 chains East of the Southwest corner of said Claim No. 51; thence North 25.20 chains to the North line of the Robert Montgomery Claim No. 50, said Township and Range; thence West 1.50 chains to the Southeast corner of Lot 3, in Section 2, said Township and Range; thence North 14.12 chains to the Northeast corner of the Northwest quarter of Section 2; thence West 4.10 chains to the Southeast corner of the Southwest quarter of Section 35, Township 13 South, Range 2 West of the Willamette Meridian; thence North 1.55 chains; thence North 89°58' West parallel to the South line of Section 35, 16.272 chains to a point North 2°28' East 40.666 chains from the point of beginning; thence South 2°28' West 40.666 chains to the point of beginning.

All in Linn County, Oregon

4. - [Account #R305884 (Steger), Map 14S-2W-3, Tax Lot 700, from Deed recorded in Book 316, Page 516 ]

Beginning at the Southwest corner of the Donation Land Claim of Robert Montgomery and wife, Not. No. 2617, Claim No. 50, in Township 14 South of Range 2 West of the Willamette Meridian, Oregon, situated in the Southeast quarter of Section 3 in said Township and Range; and running from thence East on the South line of said claim 20.97 chains; thence North parallel with the West boundary of said Claim 39.39 chains to the North line of said Claim; thence West 20.97 chains to the Northwest corner of said claim; thence South 39.30 chains to the place of beginning and containing 82.41 acres more or less, in Linn County, Oregon.

ALSO: Beginning at a point which is 20.97 chains East of the Southwest corner of the Donation Land Claim of Robert Montgomery and wife, Not. No. 2617, and Claim No. 50 in Township 14 South, of Range 2 West of the Willamette Meridian, Oregon, said corner being situated in the Southeast Quarter of Section 3, in said Township and Range, and running thence East 22.08 chains, thence North parallel with the West boundary of said Claim 39.30 chains to the North boundary of said Claim, thence West 22.08 chains, thence South 39.30 chains to the place of beginning, containing 86.77 acres, more or less, all lying and being in Linn County, State of Oregon.

ALSO: Beginning at an iron rod on the North line of and East 5 chains distant from the Northwest corner of the D.L.C. of D.E. Templeton and wife, Notification No. 2614, Claim No. 49 in Township 14 South, Range 2 West of the Willamette Meridian, Oregon, thence East along the North line of said Claim 1506 feet to the Calapooia River; thence South 61° West down said river 625 feet; thence North 80° West down said river 705 feet; thence North 58-1/2° West down said river 310 feet to a point due South of the place of beginning; thence North to the place of beginning containing 6.37 acres, more or less, all lying and being situated in Linn County, Oregon, reserving and excepting an easement of right of way described in a deed from H.W. Hughes and wife to Alfred E. Steger, recorded on May 27, 1929 in Book 136, Page 483, Linn County Deed Records. This easement affects Tract No. 3.

5. - [Account #R305900 (Mischler), Map 14S-2W-4, Tax Lot 100, from Deed recorded in MF Volume 264, Page 867]

Beginning at a point 59 rods and 9 feet East of the Northwest corner of the D.L.C. of William T. Templeton and wife Not. No. 2619, Claim No. 46 in Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence East 20.12 chains; thence South 15.50 chains; thence West 20.12 chains; thence North 15.50 chains to the place of beginning, containing 31.20 acres, more or less. SAVE AND EXCEPTING 22.75 acres, more or less, conveyed to William E. and Mary E. Bowers, husband and wife, by deed recorded at page 562, Volume 81, Deed Records for Linn County, Oregon. ALSO beginning on the right bank of the Calapooia River on the South boundary line of the D.L.C. of William Alford and wife, in Township 14 South, Range 2 West of the Willamette Meridian, Oregon and at a point 53.63 chains West of the Southeast corner of said D.L.C., and running thence East 33.70 chains; thence South 14.69 chains to the North line of the D.L.C. of William T. Templeton and wife in said Township and Range; thence West along the North boundary line of said D.L.C. of said William T. Templeton 25.50 chains to the right bank of the Calapooia River; thence Northwesterly along the right bank of said Calapooia River to the place of beginning and containing 40 acres in

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Linn County, Oregon, and being a part of the D.L. C. of Andrew J. Warren and wife, Not. No. 7973 in said Township and Range. EXCEPT that portion conveyed by Amos Mishler and Osie L. Mishler, husband and wife, to Charlie M. Mishler, husband and wife, by Deed record January 8, 1949 Book 206, Page 284, Deed Records.

6. - [Account #R308458 (Ruths), Map 14S-2W-9, Tax Lot 200, from Deed recorded in Book 321, Page 710]

Beginning at a point 8.35 chains East and 4.55 chains South of the Southeast corner of the Southwest Quarter of Section 4, in Township 14 South of Range 2 West of the Willamette Meridian, in Linn County, Oregon; and running from thence South 18.604 chains; thence West 43.00 chains, more or less, to the West boundary line of the DLC of William R. Findley, Not. No. 2616, Claim No. 45 in said Township and Range; thence North 18.604 chains to the Northwest corner of said claim; thence East 43.00 chains to the place of beginning. Subject to: Rights of the public in roads and highways.

7. - [Account #R308771 (T Ranch), Map 14S-2W-11, Tax Lot 1800, from Deed recorded in MF Volume 82 Page 369]

Beginning at a 1" by 24" iron pipe in the County Road and on the North line of and South 89°58' West 1308.91 feet from the Northeast corner of Josiah Osborn D.L.C. No. 53 in Sections 11 and 12, Township 14 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence South 26°13' East 1171.9 feet to a 1" x 24" iron pipe on the Southwesterly right of way line of aforesaid County Road; thence South 40°29' West 473.22 feet to a 1" by 24" iron pipe on the Northeasterly right of way line of State Highway No. 212, leading from Crawfordsville to Brownsville; thence North 49°31' West along said Highway line 2026.53 feet to a 1" by 24" iron pipe; thence North 0°02' East 94.64 feet to a 2" iron pipe on the North line of the aforesaid D.L.C. No. 53; thence North 89°58' East along said D.L.C. line 1331.09 feet to the place of beginning, and excepting out that portion conveyed to the State of Oregon by deed recorded August 26, 1957 in Volume 255, Page 645, Deed Records for Linn County, Oregon.

8. - [Account #R308789 (Or. State Trans), Map 14S-2W-11, Tax Lot 1900, from Deed recorded in MF Volume 131, Page 870]

A parcel of land lying in the East ½ of Section 11 and in the West ½ of Section 12, Township 14 South, Range 2 West, W.M., Linn County, Oregon and being that property described in that deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 255, Page 645 of Linn County Record of Deeds, containing 1.125 acres, more or less.

SUBJECT TO: Covenants as disclosed on Bargain and Sale Deed recorded April 15, 1976 in Volume 131 Page 870, Deed Records for Linn County, Oregon.

9. - [Account #309274 (Rocky Pasture), Map 14S-2W-16, Tax Lot 100, from Deed recorded in MF Volume 12, Page 918]

Beginning at a stone 9 x 10 x 18 inches marked CS set 1.81 chains East of the most Northerly Northeast corner of the DLC of Thomas Morgan, No. 2620 and Claim 44 in Section 10, Township 14 South of Range 2 West of the Willamette Meridian in Linn County, Oregon; thence South 1° West parallel with the East boundary of said DLC, 24.53 chains to a stone 9 x 12 x 24 inches marked CS; thence West 1.81 chains to the East boundary of said DLC; thence South 1° West along the East boundary of said DLC 23.75 chains to the interior angle in the East boundary of said DLC; thence West 17.92 chains to a stone 8 x 12 x 18 inches marked CS; thence South 23.03 chains to a stone 8 x 10 x 14 inches marked CS in the South boundary of said DLC; thence North 81°45' West along the South boundary of said DLC to the Southwest corner of said DLC; thence North 8°15' East along the West boundary of said DLC 40.28 chains to a stone 9 x 12 x 18 inches marked CS set at the Southwest corner of a tract of land conveyed by Nathaniel G. Rice and wife to George Rice by deed recorded July 28, 1911 at Page 521 of Volume 96 of the Deed Records of said County; thence East 31.7 chains, more or less to the Southwest corner of a tract of land conveyed by said George Rice to Anna Lerwill and husband dated January 26, 1918 and recorded at Page 399, of Volume 113 of said Deed Records; thence North 1° east 24.53 chains to an iron pipe 1-1/4 inches by 18 inches driven on the North line of said DLC; and thence East along the North boundary of said Claim 31.17 chains to the place of beginning.

10. - [Account #R309639, (Roys), Map 14S-2W-22, Tax Lot 200, from Deed recorded in Book 277, Page 377]

The following described real property situated in the County of Linn State of Oregon, to-wit: Beginning at the Southeast corner of the Northwest Quarter of Northwest Quarter, Section 22, Township 14 South, Range 2 West of the Willamette Meridian; thence North 274 feet, more or less, to the South boundary of a county road; thence Southeasterly along the South boundary of said county road to the North line of said Southeast Quarter of Northwest Quarter; thence West along the North line of said Southeast Quarter of Northwest quarter to the place of beginning.

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11. - [Account #R310371, (Wilson), Map 14S-3W-5, Tax Lot 302, from Deed recorded in MF Volume 102, Page 348]

Beginning at a point on the East line of and South 1°01' East 30 feet from the Northeast corner of the Northwest quarter of Section 5, Township 14 South, Range 3 West, of the Willamette Meridian, in Linn County, Oregon; said beginning point being on the South line of the State Secondary Highway; and running thence South 1°01' East along the East line of the Northwest quarter of said Section 5 a distance of 508.88 feet; thence North 89°44' West, parallel to the North line of said Section 5, a distance of 1156.39 feet to the center of Spoon Creek; thence North 9°44' West, down the center of said Spoon Creek 218.27 feet to the Southwest corner of that certain tract conveyed to E.M. Porterfield et ux, by deed recorded in Book 299, Page 607, Linn County Deed Records; thence South 89°44' East 509.74 feet to a 1/2" iron rod at the Southeast corner of said Porterfield tract; thence North 0°16' East along the East line of said Porterfield tract 293.80 feet to a 1/2" iron rod on the South line of the State Secondary Highway; thence South 89°44' East along said South line 673.16 feet to the place of beginning. SUBJECT TO the rights of the public in the use of the county road.

ALSO SUBJECT TO the right, title and interest of Donald M. Wilson as one of purchasers in a certain contract for sale of real property dated August 1, 1957, by and between Frank H. Bunce, et ux, vendors, and Donald M. Wilson, et ux, purchasers, and covering the above-described tract.

12. - [Account #R310389 (Bunce), Map 14S-3W-5, Tax Lot 303, from Deed recorded in MF Volume 585, Page 958]

Beginning on the East line of and South 1°01' East 538.88 feet from the Northeast corner of the Northwest quarter of Section 5, Township 14 South, Range 3 West of the Willamette Meridian, Linn County, Oregon; and running thence North 89°44' West parallel to the North line of said Section 5, a distance of 1156.39 feet to the center of Spoon Creek, thence South 9°44' East, up the center of said Spoon Creek, 2193.09 feet to the South line of the Northwest quarter of said Section 5; thence South 89°51' East along said South line, 430.94 feet to a point North 89°51' West 393.0 feet from the Southeast corner of the Northwest quarter of said Section 5; thence North 1°01' West, parallel to the East line of the Northwest quarter of said Section 5, a distance of 600.0 feet; thence South 89°51' East parallel to the South line of the Northwest quarter of said Section 5, a distance of 393.0 feet to the East line of the Northwest quarter of Section 5; thence North 1°01' West, along said East line, 1558.67 feet to the point of beginning, and containing 43.666 acres, more or less, of which 1.073 acres lies within the existing county road.

SUBJECT TO:

1. Rights of the public in streets, roads and highways.
2. 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 and interest.
3. Easement for electric transmission and distribution lines, including the terms and provisions thereof, given by George McIntyre to Pacific Power & Light Co., by instrument recorded March 17, 1969, in Book 337, Page 466.

13. - [Account #R310397 (Wilson), Map 14S-3W-5, Tax Lot 400, from Deed recorded in MF Volume 102, Page 350]

TRACT I: Beginning at a point on the East line of and South 1°01' East 30 feet from the Northeast corner of the Northwest quarter of Section 5, Township 14 South, Range 3 West of the Willamette Meridian in Linn County, Oregon; said beginning point being on the South line of the State Secondary Highway; and running thence South 1°01' East along the East line of the Northwest Quarter of said Section 5 a distance of 508.88 feet; thence North 89°44' West, parallel to the North line of said Section 5, a distance of 1156.39 feet to the center of Spoon Creek; thence North 9°44' West, down the center of said Spoon Creek 218.27 feet to the Southwest corner of that certain tract conveyed to E. M. Porterfield, et ux, by deed recorded in Book 299, Page 607, Linn County Deed Records; thence South 89°44' East 509.74 feet to a 1/2" iron rod at the Southeast corner of said Porterfield tract; thence North 0°16' East along the East line of said Porterfield tract 293.80 feet to a 1/2" iron rod on the South line of the State Secondary Highway; thence South 89°44' East along said South line 673.16 feet to the place of beginning.

TRACT II: Beginning on the North line of and South 89°44' East 1966.84 feet from the Northwest corner of Section 5, Township 14 South, Range 3 West of the Willamette Meridian in Linn County, Oregon; and running thence South 0°16' West 323.8 feet to a 1/2" iron rod; thence North 89°44' West parallel to the North line of said Section 5, a distance of 509.74 feet to the center of Spoon Creek; thence North 9°44' West, down said Spoon Creek 328.79 feet to the North line of said Section 5; thence South 89°44' East 566.84 feet to the place of beginning; SUBJECT to the rights of the public in the use of the county road.

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14. - [Account #R379822, (Bunce), Map 14S-3W-5, Tax Lot 305, from Deed recorded in MF Volume 278, Page 564]

Beginning on the East line of and South 1°01' East 538.88 feet from the Northeast corner of the Northwest quarter of Section 5, Township 14 South, Range 3 West of the Willamette Meridian, Linn County, Oregon; and running thence North 89°44' West, parallel to the North line of said Section 5, a distance of 1156.39 feet to the center of Spoon Creek; thence South 9°44' East up the center of said Spoon Creek, 2193.09 feet to the South line of the Northwest quarter of said Section 5; thence South 89°51' East along said South line, 430.94 feet to a point North 89°51' West 393.0 feet from the Southeast corner of the Northwest quarter of said Section 5; thence North 1°01' West, parallel to the East line of the Northwest quarter of said Section 5, a distance of 600.0 feet; thence South 89°51' East, parallel to the South line of the Northwest quarter of said Section 5, a distance of 393.00 feet to the East line of the Northwest quarter of said Section 5, thence North 1°01' West along said East line, 1558.67 feet to the point of beginning.

SUBJECT TO the rights of the public in and to that portion of the above-property lying within the limits of public roads and highways.

SUBJECT TO: As disclosed by the assessment and tax roll, the premises herein have been specifically assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.

SUBJECT TO an easement, created by instrument, including the terms and provisions thereof, recorded August 31, 1931 in Book 139, Page 238, Deed Records, in favor of Mountain States Power Co.

SUBJECT TO an Oil and Gas Lease, including terms and provisions thereof, dated June 18, 1975, recorded August 28, 1975 in Microfilm Volume 114, Page 988, in favor of Mobil Oil Corporation.

Grantors hereby transfer all right, title and interest to Grantees in that portion of said Oil, Gas and Mineral Lease between Grantors and Mobil Oil Corporation which covers the herein described property.

SUBJECT TO Reservation for use of well by adjoining land owners as disclosed by instrument, dated November 12, 1974, recorded November 27, 1974 in Microfilm Volume 99, Page 62.

15. - [Account #R754818 (Walrod), Map 14S-2W-9 Tax Lot 301 / from Deed recorded in MF Volume 330, Page 443 ]

Beginning at a point on the East line of and South, 1227.73 feet from the Northeast corner of the William R. Findley D.L.C. No. 45 in Township 14 South, Range 2 West of the Willamette Meridian, in Linn County, Oregon; running thence North 89°29'45" West, parallel to the North line of said D.L.C., 2350.71 feet to an iron rod which is 519.36 feet East of the West line of said D.L.C.; thence South, parallel to the West line of said D.L.C. 445.07 feet to an iron rod; thence North 89°29'45" West, 519.36 feet to the West line of said D.L.C.; thence South along said West line 475.83 feet; thence South 89°29'45" East 2840.07 feet to a point 30.00 feet West of the East line of said D.L.C.; thence South parallel to the East line of said D.L.C. 544.50 feet; thence East, 30.00 feet to the East line of said D.L.C.; thence North 1465.40 feet to the point of beginning. Containing 55.74 acres, less 0.33 acres in county roads leaving 55.41 acres net.

SUBJECT TO that portion of the above described property lying in county roads.  
Encumbrances:

1. The rights of the public and to that portion of the premises herein described lying within the limits of the roads and roadways.
2. The assessment roll and the tax roll disclose that the premises herein described have been specially assessed as Farm Use Land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied in addition thereto a penalty may be levied if notice of disqualification is not timely given.
3. No liability is assumed if a financing statement is filed in the office of the Secretary of State of the County Clerk covering growing crops or fixtures wherein the land is described other than by metes and bounds, the rectangular survey system or by recorded lot and block.

16. - [Account #R308474, (Creighton), Map 14S-2W-9 Tax Lot 400, from Deed recorded in MF Volume 743, Page 45 ]

Beginning at a point on the West line of the William R. Findley and wife Donation Land Claim No. 45, Notification No. 2616, in Township 14 South, Range 2 West of the Willamette Meridian, which is 13.918 chains North of the most Westerly Southwest corner of said Donation Land Claim, and running thence North 24.025 chains; thence East 42.546 chains to a point which is 30 feet West of the East line of said Donation Land Claim; thence South parallel with said East line 24.025 chains to a point due East of the place of beginning; thence West 42.546 chains to the place of beginning, all lying and being in Linn County, State of Oregon. SAVE AND EXCEPT that portion of the above-described tract of land lying within the boundaries of public roads and highways.

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17. - [Account #R310413 - (Bierly), Map 14S-3W-5 Tax Lot 600, from Deed recorded in MF Volume 1045, Page 780]

The Southeast quarter of Section 5 in Township 14 South, Range 3 West of the Willamette Meridian in Linn County, in the State of Oregon

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

DATED: June 14, 2004

Edgar F. Lafayette, Jr.  
Edgar F. Lafayette, Jr.

Barbara J. Lafayette  
Barbara J. Lafayette

STATE OF OREGON )  
County of Linn ) ss.

On June 14, 2004, the above-named Edgar F. Lafayette, Jr. and Barbara J. Lafayette acknowledged the foregoing instrument before me.

Karen Marchbanks  
Notary Public for Oregon  
My Commission Expires: Feb 22, 2005



STATE OF OREGON  
County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records.

STEVE DRUCKENMILLER  
Linn County Clerk

By [Signature] Deputy PAGE 949

M 35  
J 20  
S 27  
A 11  
O —

8:30 O'clock a.m. <sup>56</sup>

JUL 27 2004

MF 1605

(1) **LAND OWNER** Owner Well I.D. DR-3214  
First Name William Last Name TENBUSCH  
Company \_\_\_\_\_  
Address 110 Fields Court  
City Brownsville State ORE Zip 97327

(2) **TYPE OF WORK**  New Well  Deepening  Conversion  
 Alteration (complete 2a & 10)  Abandonment (complete 5a)

(2a) **PRE-ALTERATION**  
Dia + From To Gauge Stl Plstc Wld Thrd  
Casing: \_\_\_\_\_  
Material From To Amt sacks/lbs  
Seal: \_\_\_\_\_

(3) **DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other

(4) **PROPOSED USE**  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other

(5) **BORE HOLE CONSTRUCTION** Special Standard  (Attach copy)  
Depth of Completed Well 200 ft.

BORE HOLE			SEAL			Amt	sacks/lbs
Dia	From	To	Material	From	To		
10"	0	19	BENTONITE	0	19	23	20
6"	19	200				9	

How was seal placed: Method  A  B  C  D  E  
 Other Poured & Probed  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(5a) **ABANDONMENT USING UNHYDRATED BENTONITE**  
Proposed Amount \_\_\_\_\_ Pounds Actual Amount \_\_\_\_\_ Pounds

(6) **CASING/LINER**  
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd  
  6"  1 119 250

Shoe  Inside  Outside  Other Location of shoe(s) 119'  
Temp casing  Yes Dia 10" From 0 To 19'

(7) **PERFORATIONS/SCREENS**  
Perforations Method HOLTE  
Screens Type 3LET Material STEEL  
Perf/S Casing Screen Dia From To Scrn/slot Slot # of Tele/  
green Liner Dia From To width length slots pipe size

	<input checked="" type="checkbox"/>	6"	90	112	1/4"	1"	528	
--	-------------------------------------	----	----	-----	------	----	-----	--

(8) **WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailer  Air  Flowing Artesian  
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)  
60 110' 2 HRS

Temperature 54 °F Lab analysis  Yes By \_\_\_\_\_  
Water quality concerns?  Yes (describe below) TDS amount 258  
From To Description Amount Units

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(9) **LOCATION OF WELL (legal description)** Linn 61779  
County Lin Twp 14 Range 2  W  M  
Sec 4 NE 1/4 of the SW 1/4 Tax Lot 1400  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Street address of well  Nearest address

36420 Hwy 228 Brownsville, Ore.

(10) **STATIC WATER LEVEL**  
Date SWL(psi) + SWL(ft)  
Existing Well / Pre-Alteration \_\_\_\_\_  
Completed Well 8-22-16 -20  
Flowing Artesian?  Dry Hole?

WATER BEARING ZONES Depth water was first found 95'  
SWL Date From To Est Flow SWL(psi) + SWL(ft)

8-19-16	95	107	60 GPM	-20'
---------	----	-----	--------	------

(11) **WELL LOG** Ground Elevation \_\_\_\_\_

Material	From	To
TOP SOIL	0	1
CLAY - DK BROWN	1	5
CLAY - DK BROWN w/ GRAVEL	5	15
SAND & GRAVEL w/ CLAY - HARD	15	34
CLAY - GRAY w/ GRAVEL	34	36
CLAY - GRAY - HARD	36	41
CLAY - BLUE GRAY	41	50
CONCRETE - CLAY	50	88
CLAY - GRAY - SANDY	88	91
GRAVEL w/ CLAY - GRAY	91	95
SAND & GRAVEL - BLACK	95	107
CLAY - BROWN / GRAY	107	112
CLAY - GRAY	112	121
CLAY - BROWN / GRAY	121	127
CLAY - GRAY w/ GRIT	127	136
CLAY - BROWN w/ GRIT	136	157
CLAY - GRAY w/ GRIT	157	202
CONCRETE CLAY	202	205
HOLE CAVED BACK 200'		

Date Started 8-18-16 Completed 8-22-16

(unbonded) **Water Well Constructor Certification**  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
License Number 1974 Date 8-22-16  
Signed C.J. NUBERT

(bonded) **Water Well Constructor Certification**  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
License Number 664 Date 8-22-16  
Signed Chad D. Lupton  
Contact Info (optional) \_\_\_\_\_

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## Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

### Include this checklist with the application

**Check that each of the following items is included.** The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$3610  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:
  - Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North Directional Symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference corner on map
  - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
  - Indicate the area of use by Quarter/Quarter and taxlot identified clearly.
  - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
  - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

Note: In addition to a groundwater application, a standard reservoir application is required to store groundwater in a reservoir. If an applicant proposes to divert water from a reservoir, a surface water application is also required.

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# Water-Use Permit Application Processing

## 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

## 2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

## 3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives [public notice](#) of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

## 4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

## 5. Public Notice

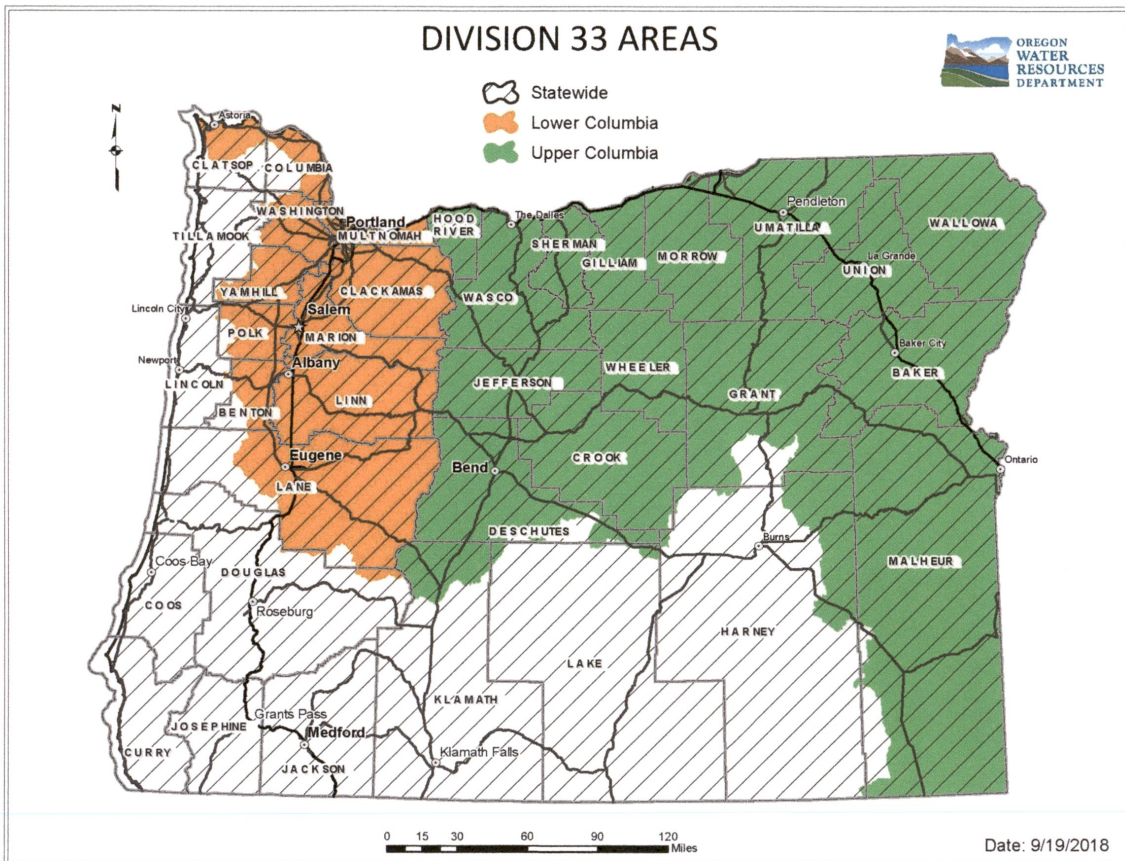
Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

## 6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

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Figure 1: Map of Division 33 Areas



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For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the Division 33 rules apply: [https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

A-18801