

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301
(503) 986-0900
www.wrd.state.or.us

Ownership Update For Certificated Rights Only

NO FEES ARE REQUIRED TO SUBMIT THIS FORM

NOTICE: A certificate of water right typically stays with the land. In order to track water right ownership, the Department requests that this form be submitted to the Department. **To update multiple rights, a separate form is required for each right.**

If you have any questions about this form, please contact your local watermaster, or call the Water Resources Department at (503) 986-0900.

This form is not for Applications, Permits, Transfers, Groundwater Registrations, or Limited Licenses. To notify the Department of changes in ownership to these types of authorizations, an Assignment is required.

Current Landowner Information

Name: Christopher R. Burke
Mailing Address: 1880 Owyhee Lake Road
City: Ontario State: OR Zip: 97914
Phone (Home): 503-706-8306 Work: _____ Other: _____

Property Description

County: Malheur Township: 215 Range: 45E Section: 35
Taxlot Number(s): #102
Street Address of water right property: 1880 Owyhee Lake Rd., Ontario, OR 97914
Water Right Information: Application: 5 - 53430 Permit: 5 - 40448 Certificate #: 87470

Are all the lands associated with this water right owned by the requester? Yes _____ No _____ If No, include a map showing the portion of the right involved. See copy of deed attached

Name of individual completing this form: Malheur County Title Co. Phone: 541-889-7625
on behalf of Christopher Burke
Signature of requestor: _____ Date: 9-3-19

The Department does not change names on certificates. This form will be placed in the file for future reference only. The Department does not provide acknowledgement that this form has been received.

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STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES CLOUSE
MARLENE KASTEN
1880 OWYHEE LAKE RD
NYSSA, OR 97913

confirms the right to use the waters of the OWYHEE RIVER AND OWYHEE RESERVOIR CONSTRUCTED UNDER PERMIT R-599 AND ENLARGED UNDER PERMIT R-1764, a tributary of THE SNAKE RIVER for IRRIGATION of 6.0 ACRES.

The date of priority is JULY 18, 1975. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.1 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
21 S	45 E	WM	35	SW NW	1822 FEET SOUTH AND 996 FEET EAST FROM THE NW CORNER, SECTION 35

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SIXTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
21 S	45 E	WM	35	SW NW	6.00

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
21 S	46 E	WM	18	SW NW	2	OWYHEE DITCH - 1950 FEET SOUTH AND 900 FEET EAST FROM THE NW CORNER, SECTION 18

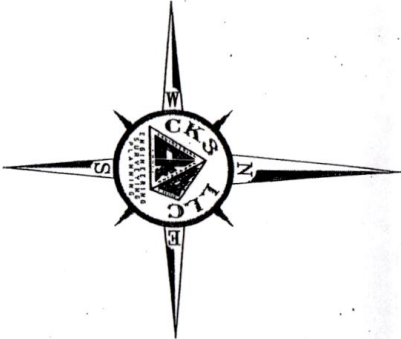
NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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LEGEND

DESCRIPTION	SYMBOLS
SECTION LINE	---
QUARTER-QUARTER LINE	---
TAX LOT LINE	---
SECTION CORNER	36 31 1 6
POINT OF DIVERSION	(C)
PLACE OF USE	[Hatched Box]



ALL DISTANCES SHOWN HERE ARE IN FEET UNLESS NOTED OTHERWISE



9/25/09

DISCLAIMER

I, STEWART R. EDWARDS, HEREBY CERTIFY THAT THIS MAP WAS BE PART OF THE APPLICATION FOR WATER RIGHTS. SECTIONAL LINES ARE APPROXIMATE AND THIS MAP IS NOT INTENDED FOR ANY OTHER DOES NOT GUARANTEE LAND OWNERSHIP.

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THIS DRAWING, & ALL INFORMATION HEREIN, REMAIN THE PROPERTY OF CK3, L.L.C. ALL RIGHTS ARE EXPRESSLY RESERVED & IT MAY NOT BE REPRODUCED IN WHOLE OR IN PART WITHOUT THE EXPRESSED WRITTEN CONSENT OF CK3, L.L.C.

COBU

SHEET: **1** OF **1**

JOB: CO-09010

CK3, LLC

368 S.W. 5th Avenue
Ontario, Oregon 97914
Phn: (541) 889-5411
Fax: (541) 889-2074

**CIVIL-STRUCTURAL-ELECTRICAL
ENGINEERING, SURVEYING & PLANNING**

**CLAIM OF
BENEFICIAL USE**

T 21S, R 45E, SEC. 35, W.M.
MALHEUR COUNTY, OREGON

James Clouse & Marlene Kasten
1880 Owyhee Lake Road
NYSSA OREGON 97913

#	REVISION	DATE
1		
2		
3		
4		

ENG. BY: _____

APR. BY: **STU EDWARDS**

DWG. BY: **PW**

DATE: **09/22/09**

After recording return to:
Malheur County Title Company
81 South Oregon St.
Ontario, OR 97914

Send tax statements to the
following address:

Christopher R. Burke
1880 Quiviver Lake Rd
Ontario, OR 97914

MCTC Escrow No. 33673 E

THIS SPACE RESERVED FOR RECORDER'S USE

MALHEUR COUNTY, OR 2019-3216
D-ST WD 08/28/2019 02:54:00 PM
Cnt=1 Pgs=1 \$92.00
I, Gayle V. Trotter, County Clerk for Malheur County, Oregon certify
that the instrument identified herein was recorded in the Clerk
records.
Gayle V. Trotter - County Clerk

2145

102

STATUTORY WARRANTY DEED

JAMES L. CLOUSE and MARLENE E. KASTEN, **Grantor**, conveys and warrants to CHRISTOPHER R. BURKE, **Grantee**, the following described real property free of liens and encumbrances, except as specifically set forth herein:

Land in Malheur County, Oregon, as follows:
In Twp. 21 S., R. 45 E., W.M.:
Sec. 35: SW ¼ NW ¼

Map 2145	Tax Lot 102	Account No. 10282	Code 33
Map 2145	Tax Lot 102	Account No. 10482	Code 34

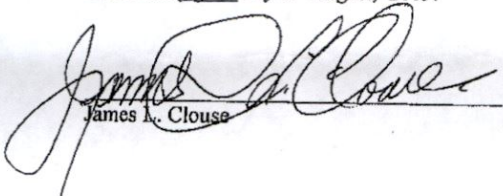
This property is free from liens and encumbrances, EXCEPT:

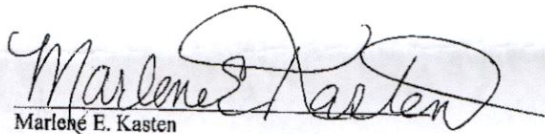
Current general taxes, easements, restrictions, mineral rights and rights of way, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey

The true consideration for this conveyance is: **\$585,000.00** (Here comply with requirements of ORS 93.030)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER SECTIONS ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007 AND 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

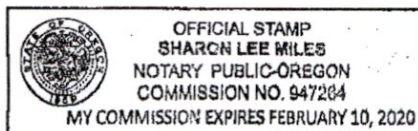
Dated this 28 day of August, 2019.

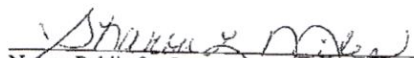

James L. Clouse


Marlene E. Kasten

STATE OF OREGON, Malheur County) ss.

On this 28th day of August, 2019, personally appeared before me JAMES L. CLOUSE and MARLENE E. KASTEN who acknowledged to me that they executed the same as their voluntary act and deed.




Notary Public for Oregon
Commission Expires: 2-10-20

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