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**From:** Rick Parsons [<mailto:rick.parsons@parsonswater.com>]  
**Sent:** Wednesday, March 18, 2020 12:34 PM  
**To:** GRAHAM Elisabeth A \* WRD <[Elisabeth.A.Graham@oregon.gov](mailto:Elisabeth.A.Graham@oregon.gov)>  
**Subject:** Water Right Application S-88741

Lisa -

Attached are Affidavits of Voluntary Cancellation to address the conflicts raised in your letter to Brian Thompson, dated February 24, 2020.

The cancellations will remove Skou Reservoir as a source for the lands under the two certificates but will not affect the direct flow sources in the permits. The cancellations will "free up" the storage water allocated to C283331 and C33346 and allow it to be allocated under the pending application (S-88741). The property deed and proof maps for C283331 and C33346 are included with the Affidavits. I also included the map for the S-88741 application that highlights the primary acreage (54.1 acs) and supplemental acreage (50.9 acres associated with C28331, C33346, C43838),

I would like to make one other clarification to the application. Please replace the language in the application in Section 10 with the following (changes highlighted):

**SECTION 10: REMARKS**

This application is for a new secondary permit for use of storage water on 105 acres of irrigable land located between Snider Creek and Hwy 234. **Per the attached Affidavits, Skou Reservoir as a primary source to Certificates 28331 and 33346 should be cancelled coincident with the approval of this application.** Use of water from Skou Reservoir should be limited to 3 acre-feet per acre, **not to exceed 114 acre-feet per year**, to address water requirements of current and future crops to be irrigated on property.

I hope you and your kids are weathering the storm.

Best,  
Rick

ParsonsWater Consulting LLC  
<http://parsonswater.com>  
[rick.parsons@parsonswater.com](mailto:rick.parsons@parsonswater.com)  
541.499.0257 303.667.5067



**AFFIDAVIT FOR THE VOLUNTARY CANCELLATION  
OF A PORTION OF A WATER RIGHT CERTIFICATE (ORS 540.621)**

State of Oregon )  
County of JOSEPHINE ) ss

I/We (or authorized agent), BRIAN THOMPSON, residing at 4025 WILLIAMS HWY  
GRANTS PASS, OR 97527

telephone number \_\_\_\_\_, being first duly sworn depose and say:

1. I/We are the legal and deeded owner(s) of the property described as taxlot number 1400 within the SE 1/4 X 1/4, Section 27, Township 35 S (N/S), Range 2 W (E/W), of the Willamette Meridian, in Central Point, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit.

2. I/We wish to cancel the following portion(s) of the water right certificate number Z8331 issued to VIGGO SIKOV with a date of priority of JULY 5, 1955

A place of use, or use.

REMOVE SIKOV RESERVOIR AS A PRIMARY SOURCE  
NO OTHER CHANGES TO C28331 REQUESTED

• For the use of (specify irrigation, domestic, etc.) \_\_\_\_\_

**FOR IRRIGATION OR NURSERY USE:**

o Total number of acres to be cancelled \_\_\_\_\_  
o Location of acres to be cancelled must be clearly identified on a copy of the final proof map.

• In the amount of \_\_\_\_\_ cubic foot per second

• From the water source (s) \_\_\_\_\_

**AND/OR (less common)**

One or more of the authorized points of diversion (surface water) or points of appropriation (groundwater) authorized under the certificate.

• For the use of (specify irrigation, domestic, etc.) \_\_\_\_\_

• From the water source (s) \_\_\_\_\_

• Located within the \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Section \_\_\_\_\_.

Township \_\_\_\_\_ (N/S), Range \_\_\_\_\_ (E/W), W.M.

Location Description (if given on the certificate) \_\_\_\_\_

3. The appurtenant water right is (is not) located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: \_\_\_\_\_)

4. The portion of the water right being cancelled is served by an irrigation district. The signature of the district manager on the line below indicates the concurrence of the district to the cancellation of the portion of the water right served by the district. N/A

\_\_\_\_\_  
Signature of district manager                      Printed Name                      Date

5. If the water right is issued in the name of an irrigation district then the affiant must have the concurrence of the district to the cancellation of the portion of the water right. (Signature of district manager on the line below documents consent of the district.) N/A

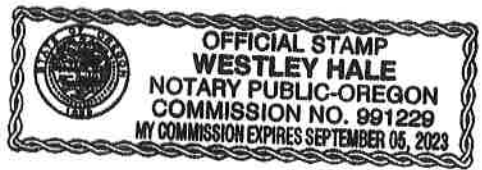
\_\_\_\_\_  
Signature of district manager                      Printed Name                      Date

6. I/We have abandoned any and all interest in the portion of the water right described in Item 2, above, and request that portion of the right be canceled.

Brian J. Thompson  
Signature of legal owner as listed on deed, or authorized agent                      3-18-2020  
Date

\_\_\_\_\_  
Signature of legal co-owner as listed on deed (If applicable)                      Date

Subscribed and Sworn to Before Me this 18th day of March, 2020.



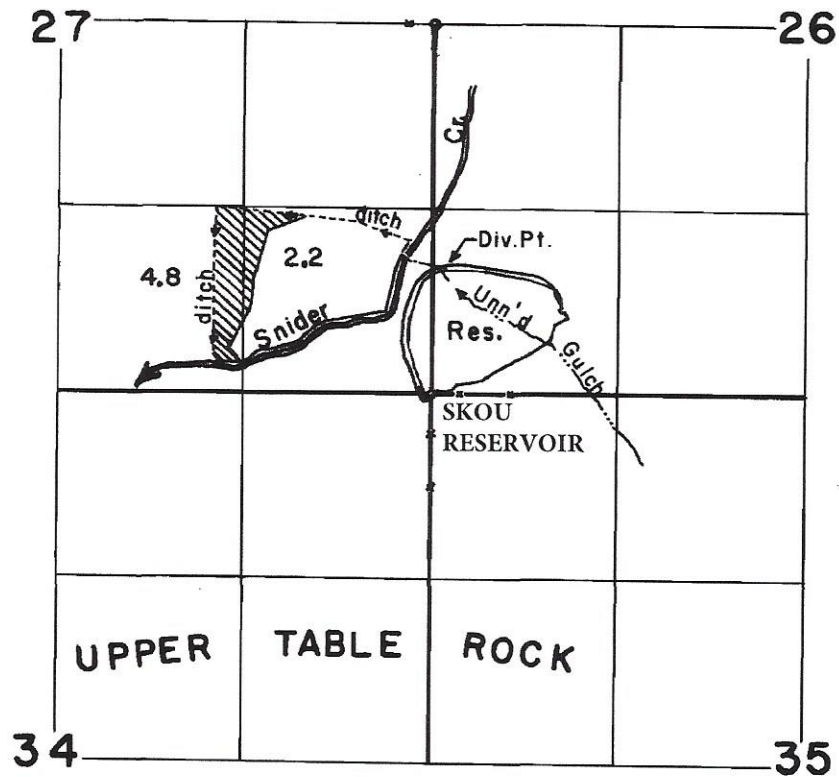
Westley Hale  
Notary Public for Oregon

My Commission Expires 09/05/2023

PLEASE ATTACH A LEGIBLE COPY OF:

- 1) A deed which lists landowners and includes a legal description of affected lands, and
- 2) A copy of a water right final proof map, or a tax lot map, or an adjudication map with the abandoned portion of the right clearly drawn and identified.
- 3) IF ACTING AS AN AUTHORIZED AGENT, include a copy of Power of Attorney or other documents granting authority to act on behalf of the legal owner(s).

# T.35 S. R.2 W.W.M.



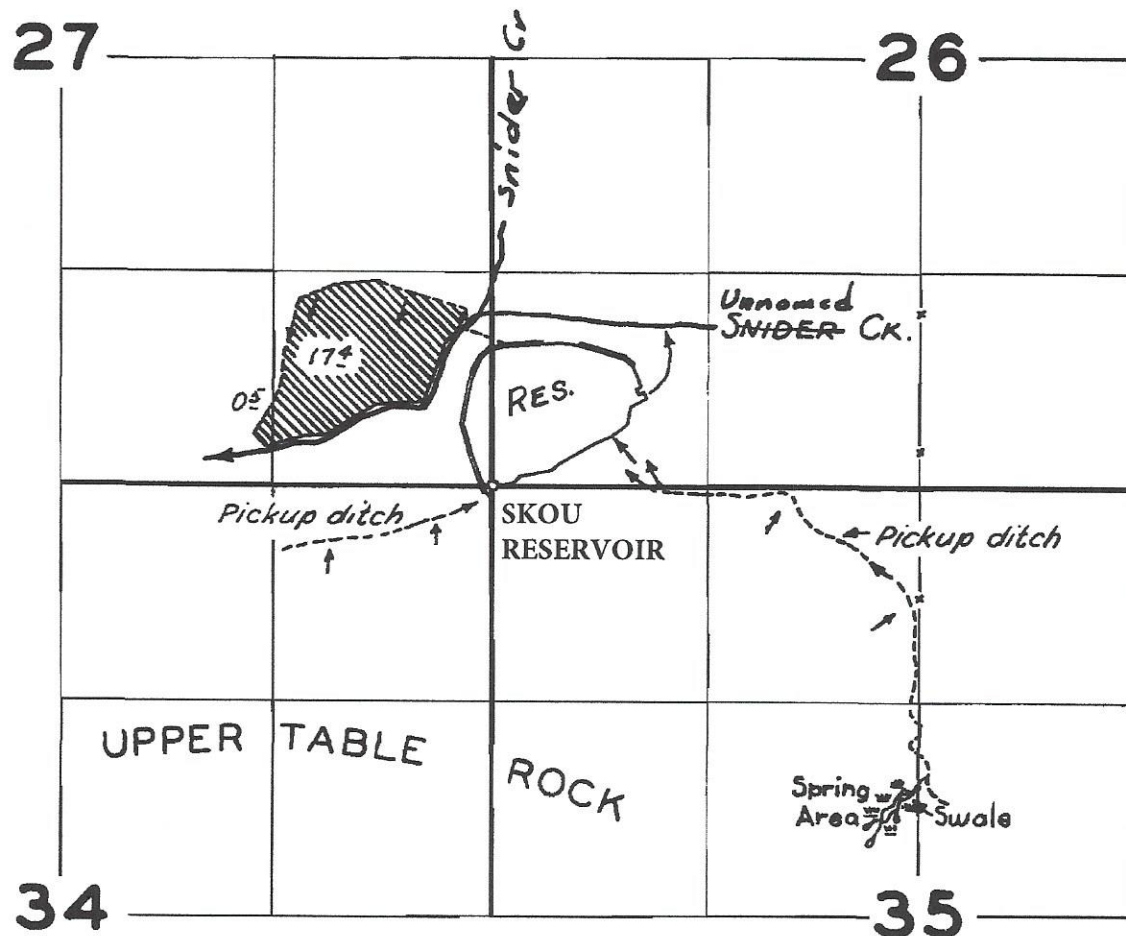
## FINAL PROOF SURVEY UNDER

Application No. 34638 Permit No. 27208 Certificate 33346  
IN NAME OF

Werner J. & Patricia A. Donat

Surveyed June 14 1966, by D.C. Hendrix

# T.35S. R.2W.W.M.



## FINAL PROOF SURVEY UNDER

Application No. R-30110 30111 Permit No. R-1774 23568  
IN NAME OF

Certificate 28331

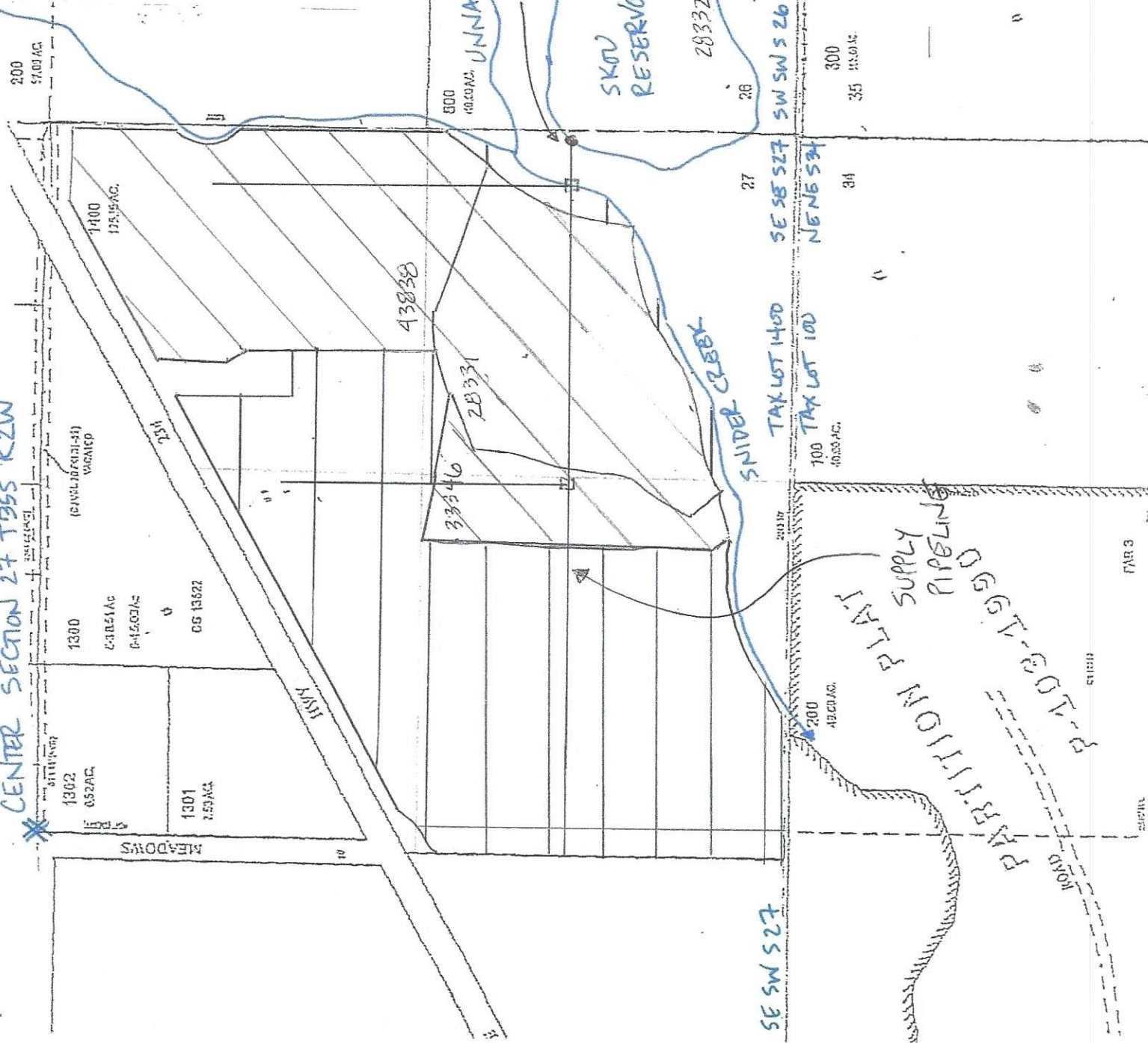
VIGGO SKOU

Surveyed 8 April, 1960, by R. H. Johnson

CENTER SECTION 27 T9SS R2W

SECTION 27  
T355 R2W

	Primary	Secondary	Total
SW SE	30.3	5.8	36.1
SE SE	2.2	21.4	23.6
NE SE	6.7	23.7	30.4
NW SE	12.4	0	12.4
SE SW	2.5	0	2.5
Total	54.1	50.9	105.0



TOWNSHIP 35 SOUTH  
RANGE 2 WEST



SCALE  
1" = 500'

SE SW 527

TAX LOT 1400

SE SW 527

TAX LOT 200

PARTITION PLAT  
SUPPLY PIPELINE  
P-103490-T-3

PAR 3

470319061499AC

RECORDING REQUESTED BY:



1555 E. McAndrews Road, Ste 100  
Medford, OR 97504

**GRANTOR'S NAME:**  
Dennis J. Chan and Alison B. Chan

**GRANTEE'S NAME:**  
Brian L. Thompson

**AFTER RECORDING RETURN TO:**  
Order No.: 470319061499-AC  
Brian L. Thompson, an estate in fee simple  
4025 Williams Hwy  
Grants Pass, OR 97527

**SEND TAX STATEMENTS TO:**  
Brian L. Thompson  
4025 Williams Hwy  
Grants Pass, OR 97527

APN: 10156686  
10156902  
10159334  
Map: 352W26 800  
352W27 1400  
352W34 100  
5943 Highway 234, Central Point, OR 97502

Jackson County Official Records	<b>2019-007645</b>
R-WD	03/22/2019 02:40:36 PM
Stn=10 SHINGLJS	\$10.00 \$10.00 \$8.00 \$11.00 \$60.00
	<b>\$99.00</b>

I, Christine Walker, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.  
Christine Walker - County Clerk

TICOR TITLE

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**STATUTORY WARRANTY DEED**

**Dennis J. Chan and Alison B. Chan**, Grantor, conveys and warrants to **Brian L. Thompson**, an estate in fee simple, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Jackson, State of Oregon:

The Southwest Quarter of the Southwest Quarter of Section 26; all that portion of the Southeast Quarter of Section 27 lying Southeasterly of tract conveyed to State of Oregon (by and through its State Highway Commission), by deed recorded in Volume 296 page 113 of the Deed Records of Jackson County, Oregon; and the Northeast Quarter of the Northeast Quarter of Section 34; all in Township 35 South, Range 2 West of the Willamette Meridian in Jackson County, Oregon.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS [REDACTED] (See ORS 93.030).

**Subject to:**

Covenants, Conditions, Restrictions, Reservations, set back lines, Power of Special Districts, and easements of Record, if any.

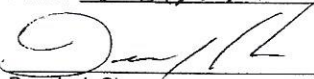
**BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS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

**STATUTORY WARRANTY DEED**

(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

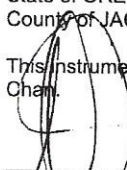
Dated: 3-22-19

  
\_\_\_\_\_  
Dennis J. Chan

  
\_\_\_\_\_  
Alison B. Chan

State of OREGON  
County of JACKSON

This instrument was acknowledged before me on 3/22/19 by Dennis J. Chan and Alison B. Chan.

  
\_\_\_\_\_  
Alisha L Chubb, Notary Public - State of Oregon

My Commission Expires: 1-17-21

