



Letter of Transmittal

To: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Date: 06/10/2020

RE: Application for Permit for
Groundwater Use

We are sending you:

- Attached
Bidding Documents Specifications Change Orders Samples Other
Plans Pay Requests Submittals Sign & Return

Table with 3 columns: Copies, Date, Description. Row 1: 1, 05/27/2020, Check #573 for \$2910.00 to OWRD. Row 2: 1, 05/22/2020, Application for New Water Right.

These are transmitted as checked below:

- For approval
For your use
As requested
Revised
Approved as submitted
Approved as noted
Returned for corrections

Thank you,

Handwritten signature of Deborah Gilliland

Deborah Gilliland
Receptionist

cc: 3747-01
Delivered via: USPS

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JUN 15 2020
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1435 Esplanade Ave, Klamath Falls, OR 97601

541.884.4666 / 541.884.5335 / AdkinsEngineering.com

Application for a Permit to Use
Groundwater

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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 John Bourdet			PHONE (HM)
PHONE (WK) 831-801-2343	CELL		FAX
ADDRESS 1271 Los Viboras Rd.			
CITY Hollister	STATE CA	ZIP 95023	E-MAIL* jtbourdet@gmail.com

NAME Ken Fry			PHONE (HM)
PHONE (WK) 408-832-5379	CELL		FAX
ADDRESS P.O. Box 4062			
CITY San Jose	STATE CA	ZIP 95150	E-MAIL* garlicfry2@yahoo.com

Organization

NAME Josanne Pierce Irrevocable Trust			PHONE	FAX
ADDRESS 987 University Avenue, Suite 6			CELL	
CITY Los Gatos	STATE CA	ZIP 95032	E-MAIL*	

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

AGENT / BUSINESS NAME Adkins Engineering & Surveying			PHONE 541-884-4666	FAX
ADDRESS 1435 Esplanade Ave.			CELL	
CITY Klamath Falls	STATE OR	ZIP 97601	E-MAIL* dscalas@adkinsengineering.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.)

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.

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


John Bourdet
 Applicant Signature
Ken Fry
 Applicant Signature

John Bourdet Co-Trustee 5-30-2020
 Print Name and Title if applicable Date
Ken Fry Co-Trustee
 Print Name and Title if applicable Date
5/22/2020

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).*

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
Well 1	Sprague River	2.3 miles	56 feet

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).*

Well 1 (KLAM 1501) was constructed October 10, 1960. The well is located 1,270 feet south and 2,620 feet east from the northwest corner of section 21. The static water level measurement recorded on February 20, 2020 was 71.9 feet below land surface.

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 2.79 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.

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)
Well 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	KLAM 1501	<input type="checkbox"/>	18"	39 feet	N/A	39 feet	71.9 feet on 2/20/2020	Maset Coarse Sandy Loam	925 feet	2900 GPM	Unknown

* 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 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/

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

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

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

Yes No

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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.

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:

Statewide - OAR 690-033-0330 thru -0340

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

Yes No

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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)
Primary Irrigation	March 1 – October 31	669.9

For irrigation use only:

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

Primary: 223.3 Acres Supplemental: 0 Acres

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

N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 669.9 AF

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: N/A (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*): N/A

SECTION 6: WATER MANAGEMENT

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A. Diversion and Conveyance

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

- Pump (give horsepower and type): 125 HP
- 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.

The well will divert water to the southwest through aboveground pipe approximately 90 feet before dumping into an irrigation ditch. This ditch conveys water to a series of ditches that will flood irrigate the proposed place of use.

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)*

Flood irrigation using irrigation ditches.

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)*.

Prevent waste: The irrigation ditches will be properly maintained to reduce water waste.

Measure the amount of water diverted: If required by the Department, a totalizing flow meter or suitable measuring device will be installed by the water user.

Prevent damage to aquatic life and riparian habitat, prevent the discharge of contaminated water to a surface stream, and prevent adverse impact to public uses of affected surface waters: The nearest surface water is located approximately 2.3 miles away, so damage to any surface waters is not expected.

SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: Spring 2021
- b) Date construction will be completed: Fall 2021
- c) Date beneficial water use will begin: Spring 2022

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: This project utilizes flood irrigation through irrigation ditches which will result in minimal erosion disturbance. The nearest water surface is approximately 2.3 miles away from the site, so run-off of waste or chemical products should not be a concern.

- 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: This project should not impact riparian or streamside areas.

- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
List: _____

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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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

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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: \$ 2,910
See the Department's Fee Schedule at 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 tax lot 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.

For Department Use: App. Number: _____

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Water-Use Permit Application Processing

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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. 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

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

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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.

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

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Applicant

NAME John Bourdet				PHONE (HIM)	
PHONE (WK) 831-801-2343		CELL		FAX	
ADDRESS 1271 Los Viboras Rd.					
CITY Hollister	STATE CA	ZIP 95023	E-MAIL* jtbourdet@gmail.com		

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NAME Ken Fry				PHONE (HIM)	
PHONE (WK) 408-832-5379		CELL		FAX	
ADDRESS P.O. Box 4062					
CITY San Jose	STATE CA	ZIP 95150	E-MAIL* garlicfry2@yahoo.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:
35S	10E	17	NESE	1100	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	17	SWSE	2200, 2300	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	17	SESE	2300	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	20	NWNE	200	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	20	NENE	100	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	20	SENE	100	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	21	NWNW	300	Exclusive Farm Use	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	21	NENW	300	Exclusive	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Primary

					Farm Use		Irrigation
35S	10E	21	SWNW	300	Exclusive Farm Use	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	21	SENW	300	Exclusive Farm Use	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	21	NWSW	700, 800	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Primary Irrigation
35S	10E	21	NESW	600	Exclusive Farm Use	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Primary Irrigation

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

Klamath County, Oregon

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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: 2.79 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:

The well will divert water to the southwest through aboveground pipe approximately 90 feet before dumping into an irrigation ditch. This ditch conveys water to a series of ditches that will flood irrigate the proposed place of use.



Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

For Local Government Use Only

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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): _____.

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
		<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 <i>Lillian Gallagher</i>	TITLE: <i>Planner 2</i>
SIGNATURE <i>Lillian Gallagher</i>	PHONE: <i>541-951-3674</i>
GOVERNMENT ENTITY <i>Klamath County Planning Dept.</i>	DATE: <i>5-26-2020</i>

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: _____

ATTACHMENT A
Copies of Deeds and Legal Descriptions for
T35S, R10E, Sections 17, 20, & 21

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03 FEB 19 AM 11:38

Vol M03 Page 09921

After Recording Return to:

KURT R. AMMANN

GAIL WONG

17407 Mines Rd.

Livermore, CA 94550

State of Oregon, County of Klamath

Recorded 02/19/2003 11:38 a.m.

Vol M03 Pg 09921

Linda Smith, County Clerk

Fee \$ 21.00 # of Pgs 1

Until a change is requested all tax statements

Shall be sent to the following address:

KURT R. AMMANN

GAIL WONG

Same as Above

WARRANTY DEED

(INDIVIDUAL)

[Handwritten mark]

JIM SEVERIN AS TO PARCEL 1 AND JAMES M. SEVERIN AS TO PARCEL 2, herein called grantor, convey(s) to KURT R. AMMANN and GAIL WONG, all that real property situated in the County of KLAMATH, State of Oregon, described as:

PARCEL 1:

The SE 1/4 NE 1/4 and the NE 1/4 SE 1/4 of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 2:

The E 1/2 of the NW 1/4 of the SE 1/4 of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is \$85,000.00.

(here comply with the requirements of ORS 93.930)

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 February 12, 2003

[Signature]
JAMES M. SEVERIN

STATE OF OREGON, County of Klamath) ss.

On February 12, 2003 personally appeared the above named JAMES M. SEVERIN and acknowledged the foregoing instrument to be his voluntary act and deed.

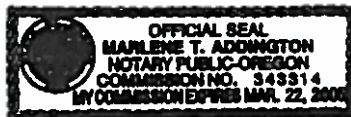
This document is filed at the request of:



525 Main Street
Klamath Falls, OR 97601
Order No.: 00056533

Before me: *[Signature]*
Notary Public for Oregon
My commission expires: 3-22-2005

Official Seal



RECEIVED
JUN 15 2020
OWRD

21 A

'01 MAY 24 PM 3:06

MT 53784-LB
WARRANTY DEED

Vol. MO1 Page 23981

ROBERT J. SANDERS AND JUNE G. SANDERS, AS TENANTS BY THE ENTIRETY, AS TO PARCEL 1; ROBERT J. SANDERS AND JUNE SANDERS, AS TENANTS BY THE ENTIRETY, AS TO PARCEL 2; ROBERT SANDERS AND JUNE SANDERS, AS TENANTS BY THE ENTIRETY, AS TO PARCEL 3, Grantor(s) hereby grant, bargain, sell, warrant and convey to: DON MOORE and PATTY MOORE, as tenants by the entirety, Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of KLAMATH and State of Oregon, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE
ACCT351000200000500 KEY #256403
ACCT351000200000600 KEY #256396
ACCT351000200000700 KEY #256350
ACCT351000200000800 KEY #256350

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any: and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

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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.

The true and actual consideration for this conveyance is 120,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the following address: 25210 SPRAGUE RIVER RD, SPRAGUE RIVER, OR 97639

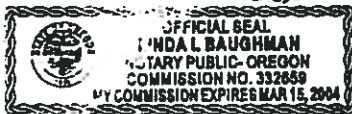
Dated this 4 day of MAY, 2001.

Robert J. Sanders
ROBERT J. SANDERS

June G. Sanders
JUNE G. SANDERS

State of Oregon
County of KLAMATH

This instrument was acknowledged before me on May 4, 2001 by ~~ROBERT J. SANDERS AND JUNE G. SANDERS.~~



Linda L. Baughman
(Notary Public for Oregon)

My commission expires 3-15-04

ESCROW NO. MT53784-LB

Return to:
DON MOORE
25210 SPRAGUE RIVER RD
SPRAGUE RIVER, OR 97639

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

West 1/2 of the Northeast 1/4 of the Southeast 1/4 of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 2:

The N1/2 SW1/4 and the NW1/4 SE1/4 of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

PARCEL 3:

The N1/2 S1/2 SW1/4 of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

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JUN 15 2020

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State of Oregon

County of Klamath

May 22, 2001

Personally appeared the above named Robert J. Sanders,
and acknowledged the foregoing instrument to be his voluntary act and
deed.

WITNESS My hand and official seal.

(seal)

Linda L. Baughman
Notary Public for Oregon
My Commission expires: 3-15-04



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JUN 15 2020
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State of Oregon, County of Klamath
Recorded 05/24/01, at 2:46 p m.
In Vol. M01 Page 23981
Linda Smith,
County Clerk Fee \$ 3.00

EE

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.



MTC-1396-6949

AMERICAN EXCHANGE SERVICES INC.
PO BOX 652
SALEM, OR 97308

Grantor's Name and Address
ANTHONY G. PIERCE
961-A MERIDIAN AVENUE
SAN JOSE, CA 95126

Grantee's Name and Address
After recording, return to (Name, Address, Zip):
AMERICAN EXCHANGE SERVICES, INC.
PO BOX 652
SALEM, OR 97308

Until requested otherwise, send all tax statements to (Name, Address, Zip):
ANTHONY G. PIERCE
961-A MERIDIAN AVENUE
SAN JOSE, CA 95126

M05-63910
Klamath County, Oregon
09/09/2005 02:51:48 PM
Pages 5 Fee: \$41.00

as
-
in
--

M05-64299
Klamath County, Oregon
09/15/2005 10:38:56 AM
Pages 5 Fee: \$41.00

RECEIVED
JUN 15 2020
OWRD

SPECIAL WARRANTY DEED - STATUTORY FORM
(CORPORATE GRANTOR)

^{services} AMERICAN EXCHANGE ~~ENTERIES~~ INC., a corporation duly organized and existing under the laws of the State of OREGON, Grantor, conveys and specially warrants to ANTHONY G. PIERCE, Grantee, the following described real property free of encumbrances created or suffered by the Grantor, except as specifically set forth herein, situated in KLAMATH County, Oregon, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

THIS INSTRUMENT IS BEING RE-RECORDED TO CORRECT TAX ACCOUNT NUMBER.

AMERITITLE has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

The property is free of all encumbrances created or suffered by the Grantor except (if none, so state):

The true consideration for this conveyance is \$ 1031 EXCHANGE Here, comply with the requirements of ORS 93.030.)

Done by order of the grantor's board of directors with its corporate seal, if any, affixed on September 8, 2005

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.

AMERICAN EXCHANGE SERVICES, INC.
By Paula M. Frey, ASST. SECRETARY
By

STATE OF OREGON, County of MARION) ss.
This instrument was acknowledged before me on September 8, 2005
by PAULA M. FREY
as ASST. SECRETARY
of AMERICAN EXCHANGE SERVICES, INC.



Notary Public for Oregon
My commission expires 11/17/05

440
4/10/05

Alta Owner's Policy
Schedule A (6-1-87)
Policy #73106-37759
Order #0064273-KR

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JUN 15 2020

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EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

The NE1/4 of Section 19 and the SE1/4 of Section 18, all in Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01900-00100-000

Tax Account No: 3510-~~01900~~-00400-000
00000

PARCEL 2:

The NW1/4 of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-02000-00300-000

PARCEL 3:

The SW1/4 of the SW1/4 of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01700-02000-000

PARCEL 4:

The SE1/4 SW1/4 and W1/2 SW1/4 SE1/4 of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01700-02100-000

Tax Account No: 3510-01700-02200-000

PARCEL 5:

The E1/2 of the SW1/4 and Government Lots 3 and 4, Section 18, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-00000-00700-000

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JUN 15 2020

OWRD

Alta Owner's Policy
Schedule A (6-1-87)
Policy #73106-37759
Order #0064273-KR

PARCEL 6:

Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Section 31: S1/2 S1/2 N1/2 NE1/4, S1/2 NE1/4, SE1/4 and that portion of the S1/2 N1/2 SE1/4 NW1/4, S1/2 SE1/4 NW1/4, N1/2 SW1/4 and the SE1/4 SW1/4 lying East of the Sprague River.

Tax Account No: 3510-00000-01700-000
Tax Account No: 3510-00000-01800-000
Tax Account No: 3510-00000-02100-000
Tax Account No: 3510-00000-02200-000
Tax Account No: 3510-00000-02300-000

Section 32: That portion of the S1/2 SW1/4 lying West of the Sprague River.

Tax Account No: 3510-00000-02400-000

Township 36 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Section 5: Government Lot 4, SW1/4 NW1/4 and that portion of Lot 3 and the SE1/4 NW1/4 lying West of Sprague River.

Tax Account No: 3610-00000-01000-000

Section 6: Government Lots 1 and 2, S1/2 NE1/4

Tax Account No: 3610-00600-00100-000

PARCEL 7:

Township 36 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Section 6: That portion of Government Lot 3, SE1/4 NW1/4 and the NE1/4 SW1/4 lying East of the Sprague River.

Tax Account No: 3610-00600-00200-000

PARCEL 8:

The N1/2 NW1/4 SW1/4 of Section 16, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01600-00400-000

Alta Owner's Policy
Schedule A (6-1-87)
Policy #73106-37759
Order #0064273-KR

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JUN 15 2020

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PARCEL 9:

The N1/2 SE1/4 SW1/4 of Section 16, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01600-00900-000

PARCEL 10:

The W1/2 NE1/4 SW1/4 of Section 16, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01600-00300-000

PARCEL 11:

The W1/2 NW1/4 NE1/4 of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING an easement 60 feet wide on the North side for access

Tax Account No: 3510-02100-00200-000

PARCEL 12:

The NE1/4 SW1/4 of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-02100-00600-000

PARCEL 13:

The SE1/4 SE1/4 and the E1/2 SW1/4 SE1/4 of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-01700-02300-000

Alta Owner's Policy
Schedule A (6-1-87)
Policy #73106-37759
Order #0064273-KR

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JUN 15 2020

OWRD

PARCEL 14:

The NE1/4 of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-02000-00100-000

Tax Account No: 3510-02000-00200-000

PARCEL 15:

The NW1/4 of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

Tax Account No: 3510-02100-00300-000

PARCEL 16:

The SE1/4 of Section 19, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING therefrom that portion lying within the Sprague River Highway right of way.

Tax Account No: 3510-01900-01900-002
OU2

RECORDING COVER SHEET

ORS 205.234

This cover sheet has been prepared by:



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JUN 15 2020

OWRD

2019-009668

Klamath County, Oregon



06/22/2019 03:13:45 PM

Fee: \$112.00

Any error in this cover sheet DOES NOT affect the transaction(s) contained in the instrument itself.

Reference: _____

This document is being re-recorded at the request of * to *. as previously recorded in *.

Please print or type information.

- 1. **AFTER RECORDING RETURN TO -**
Required by ORS 205.180(4) & 205.238:

Name: Brandsness, Brandsness & Rudd, P.C.

Address: 411 Pine Street

City, ST Zip: Klamath Falls, OR 97601

Re-recorded at request of Trustee to correct legal description and percentage ownership interest as previously recorded in 2013-010354

- 2. **TITLE(S) OF THE TRANSACTION(S) -** Required by ORS 205.234(1)(a)
Note: "Transaction" means any action required or permitted by law to be recorded, including, but not limited to, any transfer, encumbrance or release affecting title to or an interest in real property. Enter descriptive title for the instrument

Document Title(s): Deed of Personal Representative

- 3. **DIRECT PARTY / GRANTOR Names and Addresses -** Required by ORS 205.234(1)(b)
for Conveyances list Seller; for Mortgages/Liens list Borrower/Debtor

Grantor Name: Salvatore P. LaBarbera, P.O Box 26190, San Jose, CA 95159

Grantor Name: _____

- 4. **INDIRECT PARTY / GRANTEE Names and Addresses -** Required by ORS 205.234(1)(b)
for Conveyances list Buyer; for Mortgages/Liens list Beneficiary/Lender/Creditor

Grantee Name: Salvatore LaBarbera, Trustee of the Josanne Pierce Irrev. Trust

Grantee Name: _____

- 5. For an instrument conveying or contracting to convey fee title, the information required by ORS 93.260:

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING ADDRESS:

Name: NO CHANGE

Address: _____

City, ST Zip: _____

- 6. **TRUE AND ACTUAL CONSIDERATION -** Required by ORS 93.030 for an instrument conveying or contracting to convey fee title or any memorandum of such instrument

\$ 0

- 7. **TAX ACCOUNT NUMBER OF THE PROPERTY if the instrument creates a lien or other interest that could be subject to tax foreclosure. -** Required by ORS 312.125(4)(b)(B)

Tax Acct. No.: N/A

2013-010354

Klamath County, Oregon



08/18/2013 03:13:04 PM

Fee: \$47.00

Returned @ Unclaimed

RETURN TO: Brandsness & Rudd P.C. 411 Pine Street Klamath Falls, OR 97601	MAIL TAX STATEMENTS: Salvatore LaBarbera, Trustee P.O. Box 26190 San Jose, CA 95159
---	--

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JUN 15 2020

OWRD

GRANTOR:
Salvatore P. LaBarbera,
Personal Representative
P.O. Box 26190
San Jose, CA 95159

GRANTEE:
Salvatore LaBarbera, Trustee
of the Josanne Pierce
Irrevocable Trust
P.O. Box 26190
San Jose, CA 95159

DEED OF PERSONAL REPRESENTATIVE

Salvatore P. LaBarbera, Personal Representative of the Estate of Anthony George Pierce, deceased, Grantor, conveys to Salvatore P. LaBarbera, Trustee of the Josanna Pierce Irrevocable Trust, Grantee, as to a 44.45% interest in the following described real property located in Klamath County, Oregon:

SEE ATTACHED EXHIBIT "A"

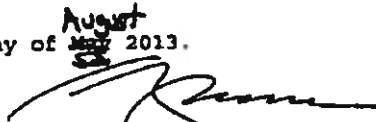
The true and actual consideration for this conveyance is an inheritance.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTIN STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS THAT, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND THAT LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, IN ALL ZONES. 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, 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 PRSPOERTY 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. THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY BE SUBJECT TO SPECIAL ASSESSMENT UNDER ORS 358.505.

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JUN 15 2020
OWRD

DATED this 20th day of ^{August} ~~May~~ 2013.




Salvatore P. LaBarbera, Personal
Representative of the Estate of
Anthony George Pierce, deceased

STATE OF CALIFORNIA)
) ss. August 20, 2013
County of Santa Clara)

Personally appeared, Salvatore P. LaBarbera, and acknowledged the foregoing to be his true act and deed. Before me:





Notary public for California
My commission expires: _____

EXHIBIT "A"

PARCEL 1:

The NE $\frac{1}{4}$ of Section 19 and the SE $\frac{1}{4}$ of Section 18, all in Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-01900-00100-000)

(Tax Account No. 3510-00000-00400-000)

PARCEL 2:

The NW $\frac{1}{4}$ of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-02000-00300-000)

PARCEL 3:

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-01700-02000-000)

PARCEL 4:

The SE $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-01700-02100-000)

(Tax Account No. 3510-01700-02200-000)

PARCEL 5:

The E $\frac{1}{2}$ of the SW $\frac{1}{4}$ and Government Lots 3 and 4, Section 18, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-00000-00700-000)

PARCEL 6:

The W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING an easement 60 feet wide on the North side for access.

(Tax Account No. 3510-02100-00200-000)

PARCEL 7:

The NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-02100-00600-000)

PARCEL 8:

The SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-01700-02300-000)

RECEIVED

JUN 15 2020

OWRD

EXHIBIT "

A

Page

1 of 2

PARCEL 9:

The NE¼ of Section 20, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-02000-00100-000)

(Tax Account No. 3510-02000-00200-000)

PARCEL 10:

The NW¼ of Section 21, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

(Tax Account No. 3510-02100-00300-000)

PARCEL 11:

The SE¼ of Section 19, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING therefrom that portion lying within the Sprague River Highway right of way.

(Tax Account No. 3510-01900-01900-002)

RECEIVED

JUN 15 2020

OWRD

EXHIBIT A

Page 2 of 2

NOTARY ACKNOWLEDGMENT FOR
DEED OF PERSONAL REPRESENTATIVE

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

On this 20TH day of August, 2013, before me, Stuart G. Schmidt, Notary Public, personally appeared SALVATORE P. LaBARBERA, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
WITNESS my hand and official seal.



Stuart G. Schmidt, Notary Public



RECEIVED

JUN 15 2020

OWRD



State of Oregon
County of Klamath
I hereby certify that instrument #2013-010354,
recorded on 9/10/2013, consisting of 5 page(s),
is a correct copy as it appears on record at the
Klamath County Clerk's office.

Rochelle Long, Klamath County Clerk

Date: August 22nd, 2019



Paula Harris

EXHIBIT A

The SE1/4 of Section 19, Township 35 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

RECEIVED

JUN 15 2020

OWRD

RECEIVED

JUN 15 2020

OWRD

ATTACHMENT B
Copy of Well Log KLAM 1501

35/10-21E



E. E. STOREY Well Drilling

TUredo 4-3990

4237 Summers Lane
KLAMATH FALLS, OREGON

THEODORE CRUME
BOX 382
SPRAGUE RIVER, OREGON

JUN 15 1960
STATE ENGINEER



Started 5/31/60

Finished 10/10/60

LOG	
0	- 4 top soil
4	- 12 gravel and sand
6	- 18 yellow clay
18	- 35 green clay
35	- 85 blue green clay
85	- 125 blue shale
125	- 147 blue green shale
147	- 153 gray basalt
153	- 300 gray shale
300	- 335 gray basalt
335	- 399 gray shale
399	- 415 gray basalt
415	- 455 green shale
455	- 715 gray basalt
715	- 755 black basalt
755	- 760 blue shale
760	- 765 black basalt
765	- 767 ashes
767	- 773 black basalt
773	- 785 blue shale
785	- 796 gray basalt
796	- 800 gray shale
800	- 805 lava ashes
805	- 820 black basalt
820	- 830 blue shale
830	- 835 brown cinders
835	- 915 black basalt
915	- 920 blue shale
920	- 925 black basalt

RECEIVED

JUN 15 2020

OWRD

Static water level 63'
Pumped 2,700 GPM from 114'
40' casing 18" OD X 1/2 wall with rolled shoe 3/4 X 6
Temperature 60 degrees
Cut size of well from 18 to 16 at 400' - 16 to 12 at 697'