

Application for a Permit to Use
Groundwater

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OCT 05 2020

OWRD



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 NELSON KUENZI			PHONE (HM)
PHONE (WK)	CELL (503) 932-3486		FAX
ADDRESS 10155 SUNNYVIEW RD NE			
CITY SALEM	STATE OR	ZIP 97317	E-MAIL*

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 Doann Hamilton / Pacific Hydro-Geology, Inc.			PHONE (503) 632-5016	FAX (503) 632-5983
ADDRESS 18487 S. Valley Vista Road			CELL (503) 349-6946	
CITY Mulino	STATE OR	ZIP 97042	E-MAIL* phgdmh@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.)

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.

		Nelson H Kuenzi	9-15-20
	Applicant Signature	Print Name and Title if applicable	Date
	_____	OWNER	_____
	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).*

NA

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 2	UNNAMED TRIBUTARY TO PUDDING RIVER	700 FEET	APPROXIMATELY 10 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).*

SEE WELL LOG MARI 66629

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.298 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 2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 66629	<input type="checkbox"/>	6 INCH	0 TO 345	245 TO 345	0 TO 240	86.0 (3-19-2019)	BASALT	345 FEET	240 GPM	59.5 AF
	<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"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* 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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For Department Use: App. Number: _____

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

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.

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:

NA

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Statewide - OAR 690-033-0330 thru -0340

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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)
Irrigation	March 1 through October 31	59.5 AF

For irrigation use only:

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

Primary: 23.8 Acres Supplemental: NA Acres

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

NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 59.5 AF

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

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): Submersible 30 Hp
 Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from the well using the 30 Hp pump to convey the water through a 6 inch main line to the 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*)
drip lines to irrigate blackberries

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*).

Irrigation will be done with drip irrigation system using best management practices to prevent waste. A flow meter will be used to measure the amount of water used.

SECTION 7: PROJECT SCHEDULE

- Date construction will begin: Within three years after the permit is issued
- Date construction will be completed: Within five years after the permit has been issued
- Date beneficial water use will begin: Within five years after the permit has been issued

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: Water will be applied at rate and duration to avoid excess watering
- 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:
There are no streams located near Proposed Well 2 or any other location requiring ground disturbance; therefore, no banks will need clearing.

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

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 NA	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*).

Once the permit final order is issued, we will submit a diminishment request for the underlying Certificate 23156.

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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: \$ 1,690.00
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)

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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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Applicant

NAME NELSON KUBENZI		PHONE (HM)	
PHONE (WK)	CELL (503) 932-3486	FAX	
ADDRESS 10155 SUNNYVIEW RD NE			
CITY SALBM	STATE OR	ZIP 97317	E-MAIL*

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:
7S	1W	17		1700	BPU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IR
7S	1W	19		300		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IR
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Marion County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.298 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:

New groundwater permit to irrigate blackberries.

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

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): MCU 17.136.020 (A)

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.

Farm use is allowed outright in the EFU zone

NAME: <u>Alyssa Schrems</u>	TITLE: <u>Associate Planner</u>
SIGNATURE: <u>Alyssa Schrems</u>	DATE: <u>9/30/20</u>
PHONE: <u>503-566-4165</u>	
GOVERNMENT ENTITY: <u>Marion County</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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REEL 3918 PAGE 261
MARION COUNTY
BILL BURGESS, COUNTY CLERK
03-02-2017 03:27 pm.
Control Number 448680 \$ 56.00
Instrument 2017 00010828

MAIL TAX STATEMENTS TO:
Nelson H. Kuenzi
10155 Sunnyview Rd. NE
Salem, OR 97317

AFTER RECORDING RETURN TO:
Nelson H. Kuenzi
10155 Sunnyview Rd. NE
Salem, OR 97317

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BARGAIN AND SALE DEED

Lyle J. Kuenzi ("Grantor"), for the consideration hereinafter stated, does hereby grant, bargain, sell, and convey unto *Nelson H. Kuenzi ("Grantee")*, Grantor's entire interest in that certain real property with the tenements, hereditaments, and appurtenances thereunto, belonging or in anywise appertaining, situated in the county of Marion, state of Oregon, described in *Exhibit A*, which is attached hereto and incorporated by this reference herein.

The following is the notice as required by Oregon law: "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."

The true and actual consideration paid for this conveyance is Zero Dollars (\$0). The actual consideration consists of or includes other property or value given or promised, which is the whole of the consideration.

[Signature Page to Follow]

EXHIBIT A

Parcel I:

A tract of real property described in that certain deed from E. L and Maude Pooler to Elmer E. and Edna Christina Hansen, recorded May 2, 1961 in Volume 428, Page 634, Deed Records, Marion County, Oregon, and more particularly described as follows:

The North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the Southwest quarter of the Southwest quarter of Section 17, Township 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon.

Parcel II:

A tract of real property described in that certain deed from Myrtle Meyer Vanwoert, et al to Elmer E. and Edna Christina Hansen, recorded February 11, 1949 in Volume 400, Page 471, Deed Records, Marion County, Oregon, and more particularly described as follows:

Beginning at the Northeast corner of the sixty acre tract of land sold by John Kissling and wife to Samuel Beutler recorded in Volume 23, Page 521, Record of Deeds for Marion County, Oregon; thence South $39^{\circ} 15'$ West 8.55 chains; thence North $32^{\circ} 10'$ East 8.68 chains; thence East 1.37 chains to the place of beginning.

ALSO the following described premises to wit: Being a portion of the Southwest quarter of the Donation Land Claim of C. W. Scriber and wife in Township No. 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon and bounded as follows, to wit: Beginning at a point 40.00 chains North and 33.53 chains East of the Southwest corner of said Donation Land Claim and running thence South $39^{\circ} 1/4'$ West 34.22 chains to the center of the County Road; thence South $70^{\circ} 1/4'$ east 1.75 chains along said road to a point; thence South $45^{\circ} 3/4'$ East 5.20 chains to a point; thence North $42^{\circ} 1/2'$ East 32.73 chains to the East line of said $\frac{1}{4}$ section; thence North 7.25 chains to a point; thence West 6.47 chains to the place of beginning.

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REEL: 4353

PAGE: 272

June 30, 2020, 02:55 pm.

CONTROL #: 606883

**State of Oregon
County of Marion**

**I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:**

FEE: \$ 126.00

**BILL BURGESS
COUNTY CLERK**

THIS IS NOT AN INVOICE.

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EXHIBIT "A"

Legal Description For:
Original Property "A"

Beginning at a point 10.00 chains north of the southeast corner of Section 18 in Township 7 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; and running thence north 10.00 chains; thence west 20.00 chains; thence south 10.00 chains; thence east 20.00 chains to the place of beginning.

EXHIBIT "B"

Legal Description For:
Original Property "B"

A tract of real property described in that certain deed from Myrtle Meyer Vanwoert, et al to Elmer E. and Edna Christina Hansen, recorded February 11, 1949 in Volume 400, Page 471, Deed Records, Marion County, Oregon, and more particularly described as follows:

Beginning at the Northeast corner of the sixty acre tract of land sold by John Kissling and wife to Samuel Beutler recorded in Volume 23, Page 521, Record of Deeds for Marion County, Oregon; thence South $39^{\circ}15'$ West 8.55 chains; thence North $32^{\circ}10'$ East 8.68 chains; thence East 1.37 chains to the place of beginning.

ALSO the following described premises to wit: Being a portion of the Southwest quarter of the Donation Land Claim of C. W. Scriber and wife in Township No. 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon and bounded as follows, to wit: Beginning at a point 40.00 chains North and 33.53 chains East of the Southwest corner of said Donation Land Claim and running thence South $39\frac{1}{4}^{\circ}$ West 34.22 chains to the center of the County Road; thence South $70\frac{1}{4}^{\circ}$ east 1.75 chains along said road to a point; thence South $45\frac{3}{4}^{\circ}$ East 5.20 chains to a point; thence North $42\frac{1}{2}^{\circ}$ East 32.73 chains to the East line of said $\frac{1}{4}$ section; thence North 7.25 chains to a point; thence West 6.47 chains to the place of beginning.

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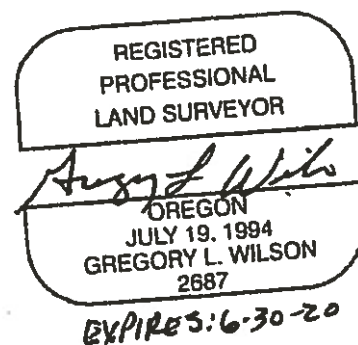
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EXHIBIT "C"

Legal Description For:
Adjusted Property "A"

A tract of land situated in the southeast one-quarter of Section 18, Township 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, being a portion of that property described in Reel 7, Page 1014, Marion County Deed Records, said tract being more particularly described as follows:

Beginning at the southeast corner of the said property, said point being North 635.25 feet from the southeast corner of said Section 18; and running thence:
South 89°23'53" West 330.00 feet along the south line of said property to a 5/8-inch iron rod with yellow plastic cap stamped "Wilson PLS 2687";
thence leaving said south line, North 660.15 feet to a like iron rod on the north line of said property;
thence North 89°24'19" East 330.00 feet along said north line to the Northeast corner of said property, said point being on the east line of said Section 18;
thence South 660.11 feet along the east line of said property and the east line of said Section 18 to the Point of Beginning, containing 5.00 acres of land, more or less.



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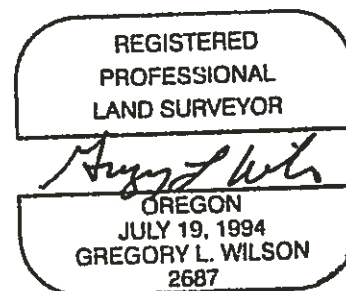
EXHIBIT "D"

Legal Description For:
Adjusted Property "B"

A tract of land situated in the southeast one-quarter of Section 18 and the northeast one-quarter of Section 19, Township 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, being a portion of that property described in Reel 7, Page 1014, and all of that property described as Parcel II in Reel 3918, Page 261, Marion County Deed Records, said tract being more particularly described as follows:

Beginning at the most easterly southeast corner of said property described as Parcel II in Reel 3918, Page 261, said point being North 156.75 feet from the Southeast corner of said Section 18; and running thence along the boundary of said property the following five courses:

South 43°49'00" West 2179.32 feet;
thence North 45°26'00" West 343.20;
thence North 60°07'00" West 118.22 feet;
thence North 39°17'00" East 1630.11 feet;
thence North 32°19'37" East 572.88 feet to a point on the south line of the
aforementioned property described in Reel 7, Page 1014;
thence South 89°23'53" West 814.70 feet along said south line to the southwest corner
thereof;
thence North 0°11'41" East 660.30 feet along the west line of said property to the
northwest corner thereof;
thence North 89°24'19" East 999.90 feet along the north line of said property to a 5/8-
inch iron rod with yellow plastic cap marked "WILSON PLS 2687";
thence leaving said north line, South 660.15 feet to a like iron rod on the south line of
said property;
thence North 89°23'53" East 330.00 feet along said south line to the southeast corner of
said property, said point being on the east line of said Section 18;
thence South 478.50 feet along said east line to the Point of Beginning, containing
45.69 acres of land, more or less.



EXPIRES: 6-30-20

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EXHIBIT "E"

Legal Description For:
Transferred Property (Property "A" to Property "B")

A tract of land situated in the southeast one-quarter of Section 18, Township 7 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, being a portion of that property described in Reel 7, Page 1014, Marion County Deed Records, said tract being more particularly described as follows:

Beginning at a 5/8-inch iron rod with yellow plastic cap stamped "WILSON PLS 2687" on the south line of said property, said point being North 635.25 feet and South 89°24'19" West 330.00 feet from the southeast corner of said Section 18; and running thence:
South 89°23'53" West 1002.14 feet along said south line to the southwest corner of said property;
thence North 0°11'41" East 660.30 feet along the west line of said property to the northwest corner thereof;
thence North 89°24'19" East 999.90 feet along the north line of said property to a like iron rod;
thence leaving said north line, South 660.15 feet to the Point of Beginning, containing 15.17 acres of land, more or less.

