

April 3, 2015

Teri Hranac
Supply and Conservation Specialist
Oregon Water Resources Department
725 Summer St NE Ste A
Salem OR 97301-1271

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SALEM, OR

Re: CW-62/ 60-Day Notice of Use or Disposition
Our File No.: 119604-201593

Dear Teri:

Enclosed for filing on behalf of St. Hilaire Brothers Hermiston Farm, LLC is a 60-Day Notice of Use or Disposition for Applicant's Portion of Conserved Water for CW-62.

Thank you for your assistance with this matter. Please let me know if you have questions or need additional information to complete your review.

Best regards,



Shonee D. Langford

SDL:kdo
Enclosure
cc: Client (via email; w/encl.)



State of Oregon
Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Allocation of Conserved Water

60-Day Notice of Use or Disposition for Applicant's Portion of Conserved Water For CW 62

Applicant Information

APPLICANT/BUSINESS NAME* St. Hilaire Brothers Hermiston Farm, LLC Attn: Carl St. Hilaire, Manager		PHONE NO. 541-564-1000	ADDITIONAL CONTACT NO. SHONEE LANGFORD, ATTORNEY 503-540-4261
ADDRESS 84186 HIGHWAY 37		FAX NO.	
CITY HERMISTON	STATE OR	ZIP 97838-6393	E-MAIL slangford@schwabe.com (SHONEE LANGFORD, ATTORNEY)

* Applicant must be the same person(s)/entity as listed in the Finalization Order.

The Applicant provides this notice 60 days prior to changes being made to the utilization of the Applicant's Portion of Conserved Water.

List the portion of the conserved water allocated to the Applicant as listed in the Finalization Order recorded at Special Order Volume 89, Page 145.

Applicant's Portion of Conserved Water	
Maximum Rate (CFS)	Maximum Duty (Volume)/AF
5.72	807.00

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- N/A All or part of the Applicant's portion of the conserved water is to be:
- Leased (If water is to be temporarily leased instream, a separate Instream Lease Application and appropriate fee must be submitted);
 - Reserved instream for future out-of-stream use (temporary);
 - Dedicated instream (permanent);
 - Used out-of-stream.

Applicant's Conserved Water					Applicant's Conserved Water Remaining	
Certificate	Priority	Type of Use	Rate (CFS)	Volume (AF)	CFS	Volume
53117	8/18/1970	Irrigation	1.64	198.90	0.00	0.00
53118	8/17/1972	Irrigation	3.70	551.10	0.38	57.00
Totals			5.34	750.00	0.38	57.00

- Pursuant to ORS 537.490 and OAR 690-019-0090, the applicant is providing this notice 60 days prior to the following changes being made:
- Place of use (must be within the area identified in the Finalization Order (OAR 690-018-0050(4)(h)).
 - Point of diversion;
 - Type of use, from _____ to _____. The season of use is to be: _____ to _____;
 - Revert from use at place of use previously identified to being managed instream within the reach identified in the Finalization Order.

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Describe the point of diversion that will be used to deliver water to the new place of use:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5N	30E	WM	8	SWNW	2920 feet North and 150 feet East from the SW Corner of Section 8

Name and address of the person using the water: Threemile Canyon Farms, LLC and Cold Springs Dairy, LLC, Attn: Martin Myers, 75906 Threemile Road, Boardman, OR 97818

Description of the type of beneficial use of the water: Irrigation

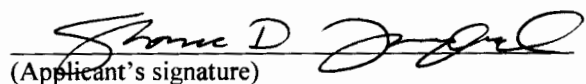
Description of the place of use:

Applicant's Conserved Water Out-of-Stream Use Location											
Priority Date	Twp		Rng		Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acres	Type of Use
1/1/1865	2	S	9	E	15	NE	NW	100	Example	153.0	Irrigation
See Attached Chart											
Total											

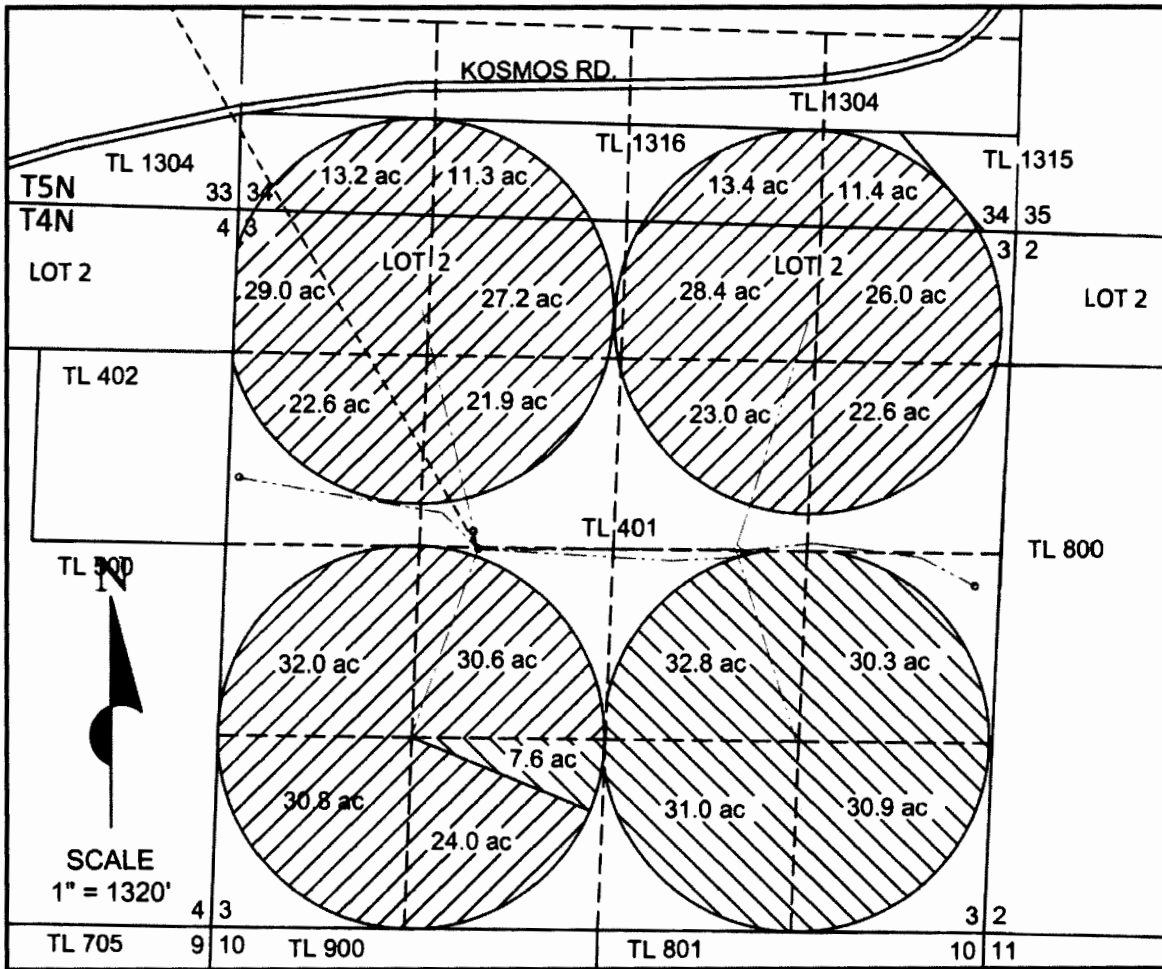
- N/A The terms of any agreement between the Applicant and the person using the conserved water. Attach a copy of the agreement, or explain the terms of the agreement: St. Hilaire Brothers Hermiston Farm, LLC ("St. Hilaire") has entered into an understanding with Threemile Canyon Farms, LLC ("Threemile") for temporary use of 750 acre-feet of St. Hilaire's conserved water. Threemile is purchasing land with a dairy and four irrigation circles and will be leasing the land to Cold Springs Dairy, LLC. The conserved water will be used by Threemile and Cold Springs Dairy for irrigation on the four circles. St. Hilaire will retain ownership of the conserved water rights and has reserved the right to remove them from the Threemile property when the parties' agreement terminates.
- N/A A map depicting the lands identified above that meets the standards in OAR 690-310-0050 (required if out-of-stream use table completed). See attached map for new place of use. The point of diversion is shown on the attached Final Proof Survey for App. S-49493/ Certificate 88069 (formerly Certificate 53118).
- N/A Land Use Information Form with approval and signature. Land use form not required if any of the following apply:
 - Water is to be diverted, conveyed, and/or used only on federal lands.
 - All of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. Water will be diverted from the authorized point of diversion and delivered by connection to the existing water system.
- N/A The water right has been sold. The contact information for the new owner is: : _____

Dated: 4/3/15

St. Hilaire Brothers Hermiston Farm, LLC
By: Shonee Langford, Attorney
(Printed Applicant Name)


(Applicant's signature)

Township 4 North, Range 30 East (W.M.) Section 3
 Township 5 North, Range 30 East (W.M.) S 1/4 Section 34
 UMATILLA COUNTY



POD - 2920' North and 150' East from the SW Corner of Section 8, T5N R30E, W.M.

LEGEND

-  Place of Use (POU) - 132.6 acres From Certificate 53117
-  Place of Use (POU) - 367.4 acres From Certificate 53118
-  Existing Pipelines
-  New Pipeline
-  Tax Lots
-  Quarter-Quarter Section Lines

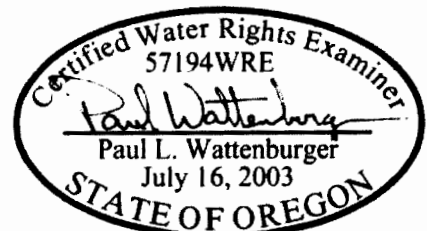
60-Day Notice of Use for CW-62

in the name of
St. Hilaire Brothers Hermiston Farm, LLC
 March 30, 2015

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THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

EXPIRES: 6/30/16

Allocation of Conserved Water from Certificate 53117

Priority Date	Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use
8/18/1970	4 N	30 E	3	SE	SW	401		7.6	Irrigation
8/18/1970	4 N	30 E	3	NE	SE	401		30.3	Irrigation
8/18/1970	4 N	30 E	3	NW	SE	401		32.8	Irrigation
8/18/1970	4 N	30 E	3	SW	SE	401		31.0	Irrigation
8/18/1970	4 N	30 E	3	SE	SE	401		30.9	Irrigation
								132.6	

Allocation of Conserved Water from Certificate 53118

Priority Date	Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use
8/17/1972	4 N	30 E	3	NE	NE	401		26.0	Irrigation
8/17/1972	4 N	30 E	3	NW	NE	401		28.4	Irrigation
8/17/1972	4 N	30 E	3	SW	NE	401		23.0	Irrigation
8/17/1972	4 N	30 E	3	SE	NE	401		22.6	Irrigation
8/17/1972	4 N	30 E	3	NE	NW	401		27.2	Irrigation
8/17/1972	4 N	30 E	3	NW	NW	401		29.0	Irrigation
8/17/1972	4 N	30 E	3	SW	NW	401		22.6	Irrigation
8/17/1972	4 N	30 E	3	SE	NW	401		21.9	Irrigation
8/17/1972	4 N	30 E	3	NE	SW	401		30.6	Irrigation
8/17/1972	4 N	30 E	3	NW	SW	401		32.0	Irrigation
8/17/1972	4 N	30 E	3	SW	SW	401		30.8	Irrigation
8/17/1972	4 N	30 E	3	SE	SW	401		24.0	Irrigation
								318.1	
8/17/1972	5 N	30 E	34	SW	SW	1316		13.2	Irrigation
8/17/1972	5 N	30 E	34	SE	SW	1316		11.3	Irrigation
8/17/1972	5 N	30 E	34	SW	SE	1316		13.4	Irrigation
8/17/1972	5 N	30 E	34	SE	SE	1316		11.4	Irrigation
								49.3	
								367.4	

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T. 5N., R. 30E., W.M.

FINAL PROOF SURVEY
UNDER

APPL. 49593 PER. 36418
IN NAME OF

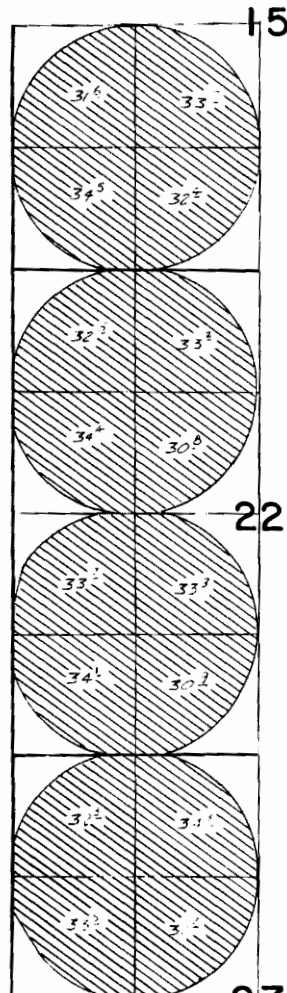
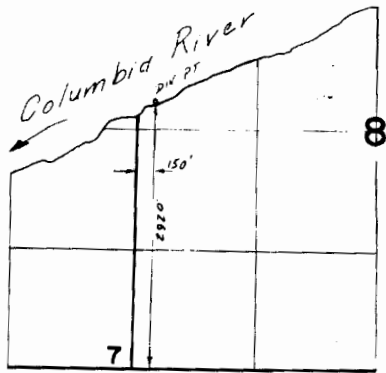
MUTUAL LIFE INSURANCE CO. OF
NEW YORK

SURVEYED 20 13 1982, BY V. J. Church

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