



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 85

Applicant Information

| | | | |
|--|--------------------|------------------------------------|---|
| APPLICANT/BUSINESS NAME* Windy River | | PHONE NO. 1 541 449 8627 | ADDITIONAL CONTACT NO. |
| ADDRESS 1000 HIGHWAY 395 SOUTH #423 | | | FAX NO. |
| CITY HERMISTON | STATE OR | ZIP 97838 | E-MAIL 'BOB LEVY' <BOBLEVY@WINDYRIVERFARMS.COM> |

* 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 93, Page 463.

| Applicant's Portion of Conserved Water | |
|--|--------------------------|
| Maximum Rate (CFS) | Maximum Duty (Volume)/AF |
| 6.62 | 1205.00 |

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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.

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| Applicant's Conserved Water | | | | | Applicant's Conserved Water Remaining | |
|-----------------------------|--------------------------------------|--------------|-------------|-------------|---------------------------------------|----------|
| Certificate | Priority | Type of Use | Rate (CFS) | Volume (AF) | CFS | Volume |
| 89304 | 6/29/73 Plus 1 minute | Irrig | 6.62 | 1205 | 0 | 0 |
| Totals | | | 6.62 | 1205 | 0 | 0 |

- 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.

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

Columbia Improvement District Columbia River P.O.D.

| Twp | Rng | Mer | Sec | Q-Q | Measured Distances |
|-----|-----|-----|-----|------|--|
| 4N | 25E | WM | 2 | NENW | 2990' W and 150' S from the NE Corner of Sec 2 |

Name and address of the person using the water: **Robert Levy, 1000 Hwy 395 S. #423
423 Hermiston, OR 97838**

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

FEB 03 2020

Description of the place of use:

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| 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 |
| 6/29/73 | 2 | N | 28 | E | 4 | NE | NE | | 800 | 34.00 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NW | NE | | 800 | 33.90 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SW | NE | | 800 | 29.20 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SE | NE | | 800 | 29.20 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NE | NW | | 800 | 34.20 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NW | NW | | 800 | 34.30 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SW | NW | | 800 | 28.90 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SE | NW | | 800 | 28.90 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NE | SW | | 800 | 33.70 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NW | SW | | 800 | 33.70 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SW | SW | | 800 | 31.30 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SE | SW | | 800 | 27.90 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NE | SE | | 800 | 33.50 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | NW | SE | | 800 | 33.00 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SW | SE | | 800 | 28.50 | Irr |
| 6/29/73 | 2 | N | 28 | E | 4 | SE | SE | | 800 | 28.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 14 | SW | SE | | 100 | 1.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 14 | SE | SE | | 100 | 1.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NE | NE | | 7100 | 33.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NW | NE | | 7100 | 34.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SW | NE | | 7100 | 27.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SE | NE | | 7100 | 27.10 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NE | NW | | 7100 | 30.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NW | NW | | 7100 | 29.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SW | NW | | 7100 | 36.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SE | NW | | 7100 | 36.95 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NE | SW | | 7100 | 37.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NW | SW | | 7100 | 35.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SW | SW | | 7100 | 40.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SE | SW | | 7100 | 35.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NE | SE | | 7100 | 30.30 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | NW | SE | | 7100 | 31.30 | Irr |

| | | | | | | | | | | | |
|---------|---|---|----|---|----|----|----|--|------|-------|-----|
| 6/29/73 | 3 | N | 28 | E | 23 | SW | SE | | 7100 | 23.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 23 | SE | SE | | 7100 | 21.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | NE | NE | | 7300 | 30.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | NW | NE | | 7300 | 35.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | SW | NE | | 7300 | 35.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | SE | NE | | 7300 | 28.10 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | NE | NW | | 7300 | 17.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | NW | NW | | 7300 | 22.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | SW | NW | | 7300 | 38.80 | Irr |
| 6/29/73 | 3 | N | 28 | E | 26 | SE | NW | | 7300 | 36.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NE | NE | | 7403 | 36.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NW | NE | | 7403 | 26.80 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SW | NE | | 7403 | 37.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SE | NE | | 7403 | 21.10 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NE | NW | | 7403 | 28.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NW | NW | | 7403 | 30.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SW | NW | | 7403 | 30.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SE | NW | | 7403 | 31.80 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NE | SW | | 7404 | 30.10 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NW | SW | | 7404 | 27.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SW | SW | | 7404 | 32.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SE | SW | | 7404 | 28.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NE | SE | | 7404 | 38.80 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | NW | SE | | 7404 | 40.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SW | SE | | 7404 | 16.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 27 | SE | SE | | 7404 | 13.60 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NE | NE | | 7500 | 33.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NW | NE | | 7500 | 33.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SW | NE | | 7500 | 29.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SE | NE | | 7500 | 29.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NE | NW | | 7500 | 31.30 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NW | NW | | 7500 | 31.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SW | NW | | 7500 | 31.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SE | NW | | 7500 | 30.80 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NE | SW | | 7500 | 30.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NW | SW | | 7500 | 30.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SW | SW | | 7500 | 39.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SE | SW | | 7500 | 39.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NE | SE | | 7500 | 27.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | NW | SE | | 7500 | 28.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SW | SE | | 7500 | 35.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 28 | SE | SE | | 7500 | 30.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | NE | SW | | 8105 | 28.30 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | NW | SW | | 8105 | 29.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | SW | SW | | 8105 | 33.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | SE | SW | | 8105 | 36.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | NE | SE | | 8105 | 30.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | NW | SE | | 8105 | 26.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | SW | SE | | 8105 | 34.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 29 | SE | SE | | 8105 | 36.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | NE | NE | | 8105 | 36.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | NW | NE | | 8105 | 36.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | SW | NE | | 8105 | 32.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | SE | NE | | 8105 | 32.00 | Irr |

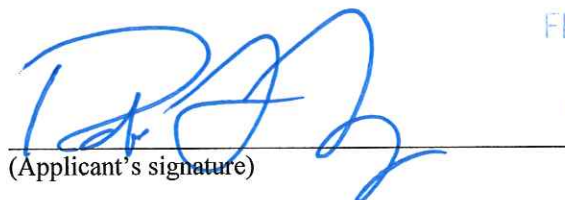
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|--------------|---|---|----|---|----|----|----|--|------|---------|------|
| 6/29/73 | 3 | N | 28 | E | 32 | NE | NW | | 8105 | 36.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | NW | NW | | 8105 | 31.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | SW | NW | | 8105 | 31.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 32 | SE | NW | | 8105 | 31.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NE | NE | | 8105 | 31.30 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NW | NE | | 8105 | 36.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SW | NE | | 8105 | 31.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SE | NE | | 8105 | 31.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NE | NW | | 8105 | 36.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NW | NW | | 8105 | 36.30 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SW | NW | | 8105 | 32.00 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SE | NW | | 8105 | 32.40 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NE | SW | | 8103 | 29.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NW | SW | | 8103 | 30.90 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SW | SW | | 8103 | 32.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SE | SW | | 8103 | 30.50 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NE | SE | | 8103 | 31.10 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | NW | SE | | 8103 | 31.20 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SW | SE | | 8103 | 32.70 | Irr |
| 6/29/73 | 3 | N | 28 | E | 33 | SE | NE | | 8103 | 32.30 | Irr |
| | | | | | | | | | | 3284.95 | |
| | | | | | | | | | | | 2314 |
| Total | | | | | | | | | | 2293.2 | |

- 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: [Windy River has leasing their conserved water under CW 85 to Madison Ranches, LLC for the purpose of irrigation the last 5 years and now Windy River desires to irrigate land under their own ownership.](#)
- 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).
- 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.
- N/A The water right has been sold. The contact information for the new owner is: : _____

Dated: 1-29-2020

Windy River
(Printed Applicant Name)


(Applicant's signature)

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