

February 24, 2020

Teri Hranac
Supply and Conservation Specialist
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301-1266

Re: CW-62 / 60-Day Notice of Use or Disposition

Dear Teri:

Enclosed for filing on behalf of the 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 processing of this notice. Please let me know if you have questions or need additional information to complete your review.

Sincerely,



Paul Wattenburger, PE, CWRE
IRZ Engineering Consultants

Enclosure

cc: Client (*via email; w/encl.*)

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

Groundwater 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. PAUL WATTENBURGER, PE, CWRE 541-567-0252 |
| ADDRESS 84186 HIGHWAY 37 | | | | FAX NO. |
| CITY HERMISTON | STATE OR | ZIP 97838 | E-MAIL CARL@JSHFARMS.COM PAUL@IRZ.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 107, Page 182.

| Applicant's Portion of Conserved Water | |
|--|--------------------------|
| Maximum Rate (CFS) | Maximum Duty (Volume)/AF |
| 11.01 | 2013.38 |

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- X 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);
- X 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 | 5.71 | 1044.23 | 0.00 | 0.00 |
| 53118 | 8/17/1972* | Irrigation | 5.30 | 969.15 | 0.00 | 0.00 |
| Totals | | | 11.01 | 2013.38 | 0.00 | 0.00 |

*-plus one minute

- X 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:

X 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:

| 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: St. Hilaire Brothers Hermiston Farm LLC, 84186 Highway 37, Hermiston, OR 97838-6393

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 table | | | | | | | | | | | |
| | | | | | | | | | | | |
| Total | | | | | | | | | | | |

- X 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 has entered into an understanding with Rupp Ranches for the temporary use of a non-specific portion of CW-62 in order to fully irrigate the properties listed in the Revised Authorized Place of Use attached, located within Sections 12 and 13, Township 5 North, Range 30 East, and Section 18, Township 5 North, Range 31 East. St. Hilaire Brothers Hermiston Farm currently leases said properties from Rupp Ranches. The remaining portion of CW-62 shall continue to be utilized on portions of Sections 22, 23, 26 and 27, Township 5 North, Range 30 East currently owned by St. Hilaire Brothers Hermiston Farm as listed in the Revised Authorized Place of Use attached. St. Hilaire Brothers Hermiston Farm will retain the ownership of CW-62, and has the right to remove the right from the Rupp Ranches property at such time as it is deemed warranted.

- X 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).

- X 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.
 - X 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.

- X N/A The water right has been sold. The contact information for the new owner is: _____

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Dated: 2/21/2020

Carl St. Hilaire, Manager
St. Hilaire Brothers Hermiston Farm, LLC

Carl St. Hilaire
(Printed Applicant Name)


(Applicant's signature)

(Printed Applicant Name)

(Applicant's signature)

Revised Authorized Place of Use CW-62

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| Originating Certificate | Twp | Rng | Mer | Sec | Q-Q | Tax Lot | Acres |
|-------------------------|-----|------|-----|-----|-------|---------|-------|
| 53117 | 5N | 30 E | WM | 13 | NW NE | 100 | 1.10 |
| 53117 | 5N | 30 E | WM | 13 | SW NE | 100 | 1.20 |
| 53117 | 5N | 30 E | WM | 13 | NE NE | 100 | 31.90 |
| 53117 | 5N | 30 E | WM | 13 | SE NE | 100 | 34.00 |
| 53117 | 5N | 30 E | WM | 22 | NE NE | 1500 | 4.90 |
| 53117 | 5N | 30 E | WM | 22 | SW NE | 1500 | 16.28 |
| 53117 | 5N | 30 E | WM | 22 | SE NE | 1500 | 28.00 |
| 53117 | 5N | 30 E | WM | 22 | SE SW | 1390 | 3.67 |
| 53117 | 5N | 30 E | WM | 22 | NE SE | 1380 | 40.35 |
| 53117 | 5N | 30 E | WM | 22 | NW SE | 1380 | 32.56 |
| 53117 | 5N | 30 E | WM | 22 | SW SE | 1380 | 33.78 |
| 53117 | 5N | 30 E | WM | 22 | SE SE | 1380 | 21.87 |
| 53117 | 5N | 30 E | WM | 23 | NE NW | 1380 | 20.13 |
| 53117 | 5N | 30 E | WM | 23 | NW NW | 1500 | 36.55 |
| 53117 | 5N | 30 E | WM | 23 | SW NW | 1500 | 37.63 |
| 53117 | 5N | 30 E | WM | 23 | SE NW | 1380 | 20.91 |
| 53117 | 5N | 30 E | WM | 23 | NE NW | 1380 | 12.05 |
| 53117 | 5N | 30 E | WM | 23 | NW SW | 1380 | 22.15 |
| 53117 | 5N | 30 E | WM | 23 | SW SW | 1380 | 40.12 |
| 53117 | 5N | 30 E | WM | 23 | SE SW | 1380 | 11.55 |
| 53117 | 5N | 31 E | WM | 18 | NW NW | 100 | 26.70 |
| 53117 | 5N | 31 E | WM | 18 | SW NW | 100 | 28.30 |
| 53118 | 5N | 30 E | WM | 12 | SE SW | 100 | 7.80 |
| 53118 | 5N | 30 E | WM | 12 | SW SE | 100 | 5.50 |
| 53118 | 5N | 30 E | WM | 23 | SE SW | 1380 | 21.97 |
| 53118 | 5N | 30 E | WM | 23 | NE SE | 1380 | 18.31 |
| 53118 | 5N | 30 E | WM | 23 | NW SE | 1380 | 29.56 |
| 53118 | 5N | 30 E | WM | 23 | SW SE | 1380 | 38.66 |
| 53118 | 5N | 30 E | WM | 23 | SE SE | 1380 | 27.34 |
| 53118 | 5N | 30 E | WM | 26 | NE NE | 1380 | 1.17 |
| 53118 | 5N | 30 E | WM | 26 | NW NE | 1380 | 33.95 |
| 53118 | 5N | 30 E | WM | 26 | SW NE | 1380 | 20.98 |
| 53118 | 5N | 30 E | WM | 26 | NE NW | 1380 | 27.72 |
| 53118 | 5N | 30 E | WM | 26 | NW NW | 1380 | 30.91 |
| 53118 | 5N | 30 E | WM | 26 | SW NW | 1380 | 15.66 |
| 53118 | 5N | 30 E | WM | 26 | SE NW | 1380 | 14.55 |
| 53118 | 5N | 30 E | WM | 26 | NW SW | 1380 | 1.96 |
| 53118 | 5N | 30 E | WM | 27 | NE NE | 1380 | 10.14 |
| 53118 | 5N | 30 E | WM | 27 | NW NE | 1380 | 8.57 |
| 53118 | 5N | 30 E | WM | 27 | SW NE | 1380 | 0.39 |

| | | | | | | | |
|-------|----|------|----|----|-------|------|-------|
| 53118 | 5N | 30 E | WM | 27 | SE NE | 1380 | 27.97 |
| 53118 | 5N | 30 E | WM | 27 | NE NW | 1304 | 4.34 |
| 53118 | 5N | 30 E | WM | 27 | NE SE | 1380 | 20.55 |
| 53118 | 5N | 30 E | WM | 27 | NW SE | 1380 | 0.30 |
| 53118 | 5N | 31 E | WM | 18 | SE NW | 790 | 34.30 |
| 53118 | 5N | 31 E | WM | 18 | NE NW | 790 | 33.80 |
| 53118 | 5N | 31 E | WM | 18 | NW NE | 790 | 25.60 |
| 53118 | 5N | 31 E | WM | 18 | SW NE | 790 | 25.30 |

| | |
|--------------|---------------|
| TOTAL | 993.00 |
|--------------|---------------|

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