### Application for

## **Surface Water**

## **Allocation of Conserved Water**

Part 1 of 4 - Minimum Requirements Checklist



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

This application will be returned if Parts 1 through 4 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Allocation of Conserved Water Section.

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Check all item	s included with this application. (N/A = Not Applicable)	MAY 26 2
$\boxtimes$	Part 1 – Completed Minimum Requirements Checklist.	WAT 200
$\boxtimes$	Part 2 – Completed Applicant Information and Signature.	OWR
	Part 3 – Completed Water Right Information and Conservation Measures. Please include a se Part 3 for each water right. List all water right certificates involved in this application here: <u>Q</u> 49202.	
$\boxtimes$	Part 4 – Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation.	
Attachmen	ts:	
$\boxtimes$	Fees – Amount enclosed: \$ 1,360.00 (From last page of application).	
	Application Map. Must have sufficient detail to locate and describe the facilities and areas involved the conservation measures. Must show the place of use where water is being used if the rate are changing.	
$\boxtimes$	Land Use Information Form with approval and signature. (Not required if $100\%$ of Conserved being transferred instream.) <b>or</b>	Water is
	Land Use Notice - Notice of the intent to create an instream water right must be provided to affected county, city, municipal corporation, or tribal government along the proposed instrea	
$\boxtimes$	Completed Evidence of Use Affidavit and Supporting Documentation.	
⊠ □ N/A	Affidavit(s) of Consent.	
□ ⊠ N/A	Letter of approval from Irrigation or Water Control District. For water rights served by or issuname of a District; this must be provided when the applicant is <u>not</u> the District.	ed in the
□ N/A	Irrigation or Water Control District's adopted policy on allocation of conserved water.	
⊠ □ N/A	If construction of the project has begun or been completed <u>and</u> if more than 25 percent of the costs have been expended before applying for allocation of conserved water, evidence that ye attempted to identify and resolve the concerns of water right holders in the area, government entities or other organizations who have asked to be consulted regarding the allocation of conwater.	ou have tal
□ N/A	Evidence for Fee Waiver.	
□ N/A	Notice of Completion.	
□ N/A	Request for Finalization. (The entire conservation project listed on the application must be co No partial finalization will be recognized.)	mplete.

#### Part 2 of 4 - Applicant Information and Signature

#### **Applicant Information**

	ant information					
APPLI	CANT/BUSINESS NAME				PHONE NO.	ADDITIONAL CONTACT NO.
	or Ag LLC				(503) 428-2755	(503) 991-2772
ADDR						FAX NO.
5201	N SOONER RD.					
CITY		STATE	ZIP		E-MAIL	
EDMO	DND	OK	73034		KAREN@RAPTORAG.CO	M
	The applicant is an irrorganized under ORS policy was adopted:	Chapter !	istrict o 553. Th / 20	ne District	under ORS Chapte 's OAR 690-018-0	r 545 or a water control district 025 allocation of conserved water
R						
$\boxtimes$	The applicant is the s conservation measur					ght, or portion thereof, proposed for
		nd mailing				rent than the applicant's) or attach dividuals/entities to which the water
	LANDOWNER NAME				PHONE NO.	
	FarmTogether Shumal	cer LLC			(503) 428-	2755
	ADDRESS 16192 COASTAL HIGHWAY	(				
	CITY	5	STATE	ZIP	E-MAIL	
	LEWES	1	DE	19958		

**Representative Information** – The person(s) listed below is/are authorized to represent the applicant in all matters relating to this application.

REPRESENTATIVE/BUSINESS NA	ME	PHONE NO. ADDITIONAL CONTACT NO.		
WILL McGILL SURVEYING LLC		(503) 931-0210 (503) 510-3026		
ADDRESS			FAX NO.	
15333 PLETZER RD. SE				
CITY	STATE	E-MAIL		
TURNER	OR	WILLMCGILL.SURVEYING@GMAIL.COM		

I understand that I will be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: Albany, Democrat-Herald.

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

Applicant signature

Print Name (and Title if applicable)

3/23/22 Date RECEIVED
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Applicant signature

Print Name (and Title if applicable)

Date

In your own words tell us what physical conservations measures you have made or propose to make and the reason for the change(s): Installed new drip system to improve yields on hazelnut orchards and maintain optimal pressure needed for irrigation while reducing waste.



To meet State Land Use Consistency Requirements, you must list <u>all</u> local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the conservation project and/or proposed instream reach will be located.

ENTITY NAME	ADDRESS						
LINN COUNTY	300 SW 4 <sup>TH</sup> AVE.	300 SW 4 <sup>TH</sup> AVE.					
CITY	STATE	STATE ZIP					
ALBANY	OR	97321					
ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					
ENTITY NAME	ADDRESS						
		T					
CITY	STATE	ZIP					
ENTITY NAME	ADDRESS						
ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					
	57.112						
	<u> </u>						
ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					

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Please use a separate Part 3 for each water right involved in the proposed allocation of conserved water.

#### WATER RIGHT INFORMATION:

Water Right Subject to Transfer (check and complete **ONE** of the following):

0 .: (	49202	S-31415	
Certificated Right	Certificate Number	Permit Number or Decree Name	
Adjudicated, Un-certificated Right	Name of Decree	Page Number	
Permit for which Proof has been			
Approved	Permit Number	Special Order Volume, Page	
Transferred Right for which Proper Proof			
of the change has been filed	Previous Certificate / Transfer Number	Date Claim of Beneficial Use Submitted	

#### County: Linn

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). Provide sufficient detail for the Department to determine the system capacity. 30 HP centrifugal pump conveyed water to big gun through 8" above ground mainline.

#### **Table 1: Pre-Project Description**

List: A) the maximum rate and annual duty (volume) of water that may be diverted as stated on the water right of record; and B) the maximum amount of water that can be diverted using the pre-project facilities ("system capacity"). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. (If the water right is only limited by rate, do not list a duty. Conversely, if the water is only limited by duty, do not list a rate).

	PRE-PROJECT DESCRIPTION											
				Colui Water Righ	mn A t of Record		Colu System	mn B Capacity				
			Rat	:e	Dut	У	Rate	Duty				
Originating			Maximum		Maximum		Maximum	Maximum				
Water Right #	Priority	Acres	CFS	CFS/AC	AF	AF/AC	CFS	AF				
49202	3/8/1966	132.8	1.66	0.0125	332	2.5	1.83	332				
Totals 132.8			1.66	0.0125	332	2.5	1.83	332				

**Note:** 1 miner's inch = 1/40 cfs;

1 cfs = 448.8 gpm

1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:	
Describe the type of conservation measures, check all that apply:	RECEIVED
On-Farm efficiency project	MAY 2 6 2022
Distribution project, such as a ditch piping or lining project	
Other:	OWRD

Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. If these proposed changes will change the point of diversion, you must meet the ODFW fish screen and bypass requirements pursuant to ORS 540.525. *Please include a description and details of how the estimate of water conserved was determined. Please provide sufficient detail for the Department to provide notice of the project.* No proposed changes to the POD itself. Addition of a variable frequency drive to the system will help maintain appropriate pressure. Installed buried PVC mainline and sub-mainline to reduce waste. Application method converted entirely to drip in order to irrigate trees accurately and efficiently.

#### **Existing Point(s) of Diversion:**

11 S 2 W 3 SW SW 1200 4 3550' S and 2170' W from NE corner, SENW, Section 3	Tw	/p	R	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
	11	S	2	W	3	SW	SW	1200	4	3550' S and 2170' W from NE corner, SENW, Section 3

#### Place of Use Involved in Conservation Measures:

List only the part of the right that will be affected. If the entire right is being affected, just state "entire Certificate."

T	wp	R	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
11	S	2	W	3	NE	NW	800	77	2.0	Irrigation	3/8/1966
11	S	2	W	3	NW	NW	800	77	2.0	Irrigation	3/8/1966
11	S	2	W	3	SW	NW	800	77	35.5	Irrigation	3/8/1966
11	S	2	W	3	SE	NW	800	77	39.3	Irrigation	3/8/1966
11	S	2	W	3	NE	SW	800	77	16.8	Irrigation	3/8/1966
11	S	2	W	3	NW	SW	800	77	17.6	Irrigation	3/8/1966
	***************************************	***************************************						Total	113.2		

Are there other water right certificates, water use permits, ground water registrations, or uncertificated decreed rights associated with the above lands?   Yes  No. If YES, list the certificates, water use
permits, groundwater registrations, or uncertificated decree numbers:
Is the project within the boundaries of an irrigation district or water control district?   Yes   No If YES,
and applicant is not a District, you must provide a letter of approval from the District.

#### **Table 2: Conserved Water**

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., A - B = C). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

				Conse	ved Water	Description	n						
		Colun	nn A			Colun	nn B		Colu	mn C			
	Tab	le 1 – Sma	ller of A or	В		Need	ded		Conserve	Conserved Water			
	Ra	ite	Dut	ty	Ra	ite	Dut	ty	Rate	Duty			
Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF			
1966	1.415	0.0125	283	2.5	0.76	0.0067	199	1.76	0.655	84			
Totals	1.415	0.0125	283	2.5	0.76	0.0067	199	1.76	0.655	84			

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**Table 3: Allocation of Conserved Water** 

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., A + B = C).

Conserved Water Allocation											
,	Column A			Column B			Column C				
St	State's Portion Applicant's Portion Conserved Water										
		Maximum			Maximum			Maximum			
	Maximum	Duty		Maximum	Duty		Maximum	Duty			
Percentage*	Rate	(Volume)	Percentage	Rate	(Volume)	Percentage	Rate	(Volume)			
25%	0.16375	21	75%	0.49125	63	100%	0.655	84			

<sup>\*</sup> must be at least 25%

The priority for the conserved water is requested to be:
☐ The same as the original right, or
One minute junior to the original right.

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Part 4 of 4 — Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation

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#### **MITIGATION:**

Describe any expected effects from the proposed allocation of conserved water on other water rights. Describe what currently happens to the water that is proposed to be conserved. The water was previously used in its entirety to run overhead irrigation. The newly installed drip system with a VFD will withdraw much less water from the source.

	y mitigation of			at are p	lanned	to avo	oid harm to othe	er water ri	ghts. <u>No</u>	
PROPOSED	USE:									
New Out-of	Stream Uses:									
⊠ □ n/a	N/A For new out-of-stream uses, describe the intended use and boundaries of the expected area within which the diversion structures and places of use of the applicants' conserved water right will be located. This is land other than that to which this water right is appurtenant. Intended Use: <a href="Irrigation">Irrigation</a> ; Boundaries: <a href="Diverted">Diverted</a> , conveyed, and used within T11S, R2W, <a href="Section 3">Section 3</a> .									
	Will the new	use require a	chang	ge or ad	ditiona	l point	of diversion/ap	propriatio	n?	
	Yes	⊠ No		Jnknow	n at thi	s time				
New Point	of Diversion:									
Twp	Rng	Sec	1/4	1/4	Tax Lot	Gvt L or Dl		asured Dist itude and L		
Origi Wa	nm Uses to be nating Surface ater Right (as tified in Part 3)	Created (State	ate's Portion):  Source				Proposed Instream Rate Volume Period (cfs)* (ac-ft)**			
(	ert. 49202	3/8/1966	South Santiam River				Apr. 1 – Sep. 30		21	
			L				TOTA	L VOLUME	21	
per ** To 1.9 <b>Note:</b>	iod and then divi calculate volume 83471. The instream ra exceed to maxi on of the prop	ide by 1.983471; , multiply the rante may not exc mum duty or v	or te by th ceed th colume m wat	ne numbe ne maxin conserv er right	r of days num rate ed (Tabl	in the i e conse le 3, Co	the volume by the instream period and erved and the totalumn C).	d then multi	ply by	

OK							
	point o	is requested to be protected at a point at the following location (i.e. legal description of the f diversion (POD)): in the SW ¼ SW ¼, Section 3, T11S, R2W, W.M.; 3550' S and 2170' W E Corner, SE ¼ NW ¼, Section 3.					
<b>Public U</b> least on		which conserved water right should be managed under an instream right (check at					
		vation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife, and other ecological values.					
	Recrea	tion and scenic attraction.					
	Water	Quality (e.g. pollution abatement).					
List any	existing	g instream water rights at the same point or within the same requested reach(es):					
	None.						
	Instrea	m Water Right Certificates:					
<ul> <li>N/A Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of any instream water right established under ORS 537.341 (state agency application process) and ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date?</li> <li>∑ Yes</li> <li>No. If no, please explain your intent below:</li> <li>Is the requested instream flow intended to exceed the estimated average natural flow or nature</li> </ul>							
lake le	evel occi	urring from the drainage system?					
$\boxtimes$	No; OR						
		ovide supporting documentation that demonstrates why additional flows are significant for blic use requested.); <b>OR</b>					
	Yes, and it is presumed that flows that exceed the estimated average natural flow or natural levels are significant because:						
		The requested flow does not exceed the maximum amount of any instream water right applied for under ORS 537.338 (state agency instream water right application process); the requested public use is for the same public use; and the requested reach covers a portion or same reach as the state agency instream water right; and					
		The stream is in an ODFW flow restoration priority watershed during the requested instream period; ${\bf or}$					
		The stream is listed as water quality limited by DEQ.					

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#### **PROJECT SCHEDULE:**

□ ⊠ N/A	For a project that has not been completed, please provide the dates on which the applicant
	intends to do the following:

Begin Construction	Complete Construction and File Notice of Completion	Request that Entire Conserved Water Allocation be Finalized
Date:	Date:	*Date:

<sup>\*</sup> Must be within 5 years from the date of filing the Notice of Completion.

**Note:** If construction of the project has begun or has been completed, and if more than 25 percent of the project costs have been expended before submitting this application, you must submit evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organization who have asked to be consulted regarding the allocation of conserved water.

□ N/A	For a project that has been completed, provide the dates when the conservation measures were
	implemented and the date by which the applicant intends to request the allocation be finalized.
	Complete and attach Notice of Completion form.

Conservation Measures	Request that Entire Conserved
Were Implemented	Water Allocation be Finalized
*Date: June 2021	**Date: October 2026

<sup>\*</sup> Must be within 5 years prior to the date of filing this application.

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<sup>\*\*</sup> Must be within 5 years from the date of filing this Application and Notice of Completion.

FUNDING										
□ ⊠ N/A	Federal or state public funds that <u>are not</u> subject to repayment are to be used for the project to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.	:. Refer								
	Source of Funding: Federal: State: State:									
	Total cost for project engineering \$  Total cost for construction \$									
	The present value of any incremental changes in the cost of operations and maintenance directly attributable to the project that would not be incurred or realized in the absence project is \$									
	The amount of funding and the value of any in-kind contributions for project engineering construction and for any incremental changes in the costs of operations and maintenanc provided from federal or state public funds that are not subject to repayment is \$									
	The amount of funding and the value of any in-kind contributions for project engineering construction and for any incremental change since costs of operations and maintenance provided from other funds is \$									
⊠ □ N/A	Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) this is more than 25%, what portion of project funds (expressed as a percentage) come federal or state public sources? $\underline{0}$ %									
□ ⊠ N/A	The Oregon Watershed Enhancement Board (OWEB) has a contractual interest in this pro The OWEB project number is	oject.								
FEE CALCUI	ATION									
	Fee Schedule – ORS 536.050 https://www.oregon.gov/OWRD/Forms/Pages/default.aspx									
\$1,3	60.00 - Base (1 <sup>st</sup> Water Right) Add \$480.00 for each additional right									
	\$1,360 + ( <u>0</u> x \$480) = Total Fee \$ 1,360									
	Fee Waiver Worksheet									
	ualify for a waiver of up to 50%, you must provide evidence to establish your application meets the wing criteria:									
	(a) Will be converted to an instream right pursuant to ORS 537.348; or									
	(b) Is necessary to complete a project funded under ORS 541.375 (OWEB); or									
	(c) Is approved by the Oregon Department of Fish and Wildlife as a project that will result in a net benefit to fish and wildlife habitat. See OAR 690-018-0040(25).									
If the	If the project meets one of the above standards, use the following formula to calculate the fees:									
	(d) Enter Percentage from Table 3, Column A =									
	(e) Deduct 25% from percentage in (d) above =%									
	(f) Enter the lesser of (e) above or 50%	RECEIVED								
	(g) Total Fee x % waived (f) = Fee Waiver \$	MAY 2 6 2022								
	Example: (d) = 100% - 25% (e) = 75% (max 50% waived) = Fee x 50% = Fee Waiver									
	Total Fee \$ – Fee Waiver (g) \$ = Amount Due \$	OWRD								

## Application for Water Right

## Transfer

## **Evidence of Use Affidavit**



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900 www.wrd.state.or.us

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.

Supporting documentation must be attached.

County of LINN  I, KEVIN PORTER, in my capacity as MANAGER, mailing address 5201 N SOONER RD., EDMOND, OK 73034  telephone number (503)991-2772, being first duly sworn depose and say:  1. My knowledge of the exercise or status of the water right is based on (check one):  Personal observation Professional expertise  2. I attest that:  Water was used during the previous five years on the entire place of use for Certificate #; OR  My knowledge is specific to the use of water at the following locations within the last five years  Certificate # Township Range Mer Sec					Sup	porting	docume	ntation i	must be	attacne	ea.		Staff from July Street St. Advantage
SS   County of Linn	State o	f Oregon			)								RECEIVED
I, KEVIN PORTER, in my capacity as MANAGER, mailing address \$\frac{5201 \text{ N SOONER RD., EDMOND, OK 73034}}{1}\$  telephone number (\$\frac{503}{991-2772}\$, being first duly sworn depose and say:  1. My knowledge of the exercise or status of the water right is based on (check one):  Personal observation Professional expertise  2. I attest that:  Water was used during the previous five years on the entire place of use for Certificate #; OR  My knowledge is specific to the use of water at the following locations within the last five years  Certificate # Township Range Mer Sec % % Gov't tot (if applicable)  49202 11 \$ 2 W WM 3 NE NW 77 2.0  49202 11 \$ 2 W WM 3 NW NW 77 3.5.5  49202 11 \$ 2 W WM 3 SW NW 77 39.3  49202 11 \$ 2 W WM 3 SE NW 77 39.3  49202 11 \$ 2 W WM 3 NE SW 77 16.8  49202 11 \$ 2 W WM 3 NE SW 77 17.6  OR  Confirming Certificate # has been issued within the past five years; OR  Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); O  The water right is not subject to forfeiture and documentation that a presumption of forfeiture for now would be rebutted under ORS 540.610(2) is attached.  Water has been used at the actual current point of diversion or appropriation for more than					)	SS							MAY 2 6 2022
telephone number (503)991-2772, being first duly sworn depose and say:  1. My knowledge of the exercise or status of the water right is based on (check one):  Personal observation Professional expertise  2. Lattest that:  Water was used during the previous five years on the entire place of use for Certificate #; OR  My knowledge is specific to the use of water at the following locations within the last five years  Certificate # Township Range Mer Sec 1/2 1/2 Gov't Lot (if applicable)  49202 11 S 2 W WM 3 NE NW 77 2.0  49202 11 S 2 W WM 3 NW NW 77 35.5  49202 11 S 2 W WM 3 SE NW 77 39.3  49202 11 S 2 W WM 3 SE NW 77 39.3  49202 11 S 2 W WM 3 NE SW 77 16.8  49202 11 S 2 W WM 3 NE SW 77 16.8  49202 11 S 2 W WM 3 NE SW 77 17.6  OR  Confirming Certificate # has been issued within the past five years; OR  Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); O  The water right is not subject to forfeiture and documentation that a presumption of forfeiture for no would be rebutted under ORS 540.610(2) is attached.  Water has been used at the actual current point of diversion or appropriation for more than													CONTRA
1. My knowledge of the exercise or status of the water right is based on (check one):    Personal observation	I, <u>KEVIN</u>	PORTER, IN MY	capacıı	ty as <u>iv</u>	IANAGE	<u>R</u> ,							OWRD
1. My knowledge of the exercise or status of the water right is based on (check one):    Personal observation	mailing	address <u>5201</u>	N Soon	NER RD.	, EDMO	ND, OK	73034						
2. I attest that:  Water was used during the previous five years on the entire place of use for Certificate #; OR  My knowledge is specific to the use of water at the following locations within the last five years  Certificate # Township Range Mer Sec	telepho	one number ( <u>5</u> 0	03)991	<u>-2772</u> ,	being	first du	uly swor	n depos	se and s	ay:			
2. I attest that:  Water was used during the previous five years on the entire place of use for Certificate #; OR  My knowledge is specific to the use of water at the following locations within the last five years.  Certificate # Township Range Mer Sec	1.	My knowledg	e of th	e exer	cise or	status	of the v	vater rig	ht is ba	sed on	(check one):		
Water was used during the previous five years on the entire place of use for Certificate #; OR   My knowledge is specific to the use of water at the following locations within the last five years		Perso	nal ob	servat	ion			Profess	sional e	xpertis	e		
Water was used during the previous five years on the entire place of use for Certificate #; OR   My knowledge is specific to the use of water at the following locations within the last five years	2.	Lattest that:											
Certificate #			r was ı	used di	uring t	he prev	ious fiv	e vears	on the e	entire p	place of use for	or	
Certificate # Township Range Mer Sec ½ ¼ ¼ Gov't Lot or DLC (if applicable)  49202 11 S 2 W WM 3 NE NW 77 2.0  49202 11 S 2 W WM 3 NW NW 77 2.0  49202 11 S 2 W WM 3 SW NW 77 35.5  49202 11 S 2 W WM 3 SE NW 77 39.3  49202 11 S 2 W WM 3 NE SW 77 16.8  49202 11 S 2 W WM 3 NE SW 77 16.8  49202 11 S 2 W WM 3 NE SW 77 17.6  OR  Confirming Certificate # has been issued within the past five years; OR  Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); O  The water right is not subject to forfeiture and documentation that a presumption of forfeiture for no would be rebutted under ORS 540.610(2) is attached.  Water has been used at the actual current point of diversion or appropriation for more than					_			,		•			
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											priation for r	more than	

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): CROPS

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Signature of Affiant

5/23/2022 Date

Signed and sworn to (or affirmed) before me this  $\frac{23}{}$  day of  $\frac{May}{}$ ,  $20\frac{22}{}$ .

OFFICIAL STAMP
GRANT MCGILL
NOTARY PUBLIC - OREGON
COMMISSION NO. 993314
MY COMMISSION EXPIRES NOVEMBER 13, 2023

Motary Public for Oregon

My Commission Expires: 11/13/2023

ssued within the last five years. (not a remaining right certificate)  Copies of receipts from sales of irrigated crops or for expenditures related to use of water  Power usage records for pumps associated with irrigation use  Fertilizer or seed bills related to irrigated crops Farmers Co-op sales receipt  District assessment records for water delivered Crop reports submitted under a federal loan agreement Beneficial use reports from district IRS Farm Usage Deduction Report Agricultural Stabilization Plan CREP Report  Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or	Supporting Documents	Examples
Fertilizer or seed bills related to irrigated crops Farmers Co-op sales receipt  District assessment records for water delivered Crop reports submitted under a federal loan agreement Beneficial use reports from district IRS Farm Usage Deduction Report Agricultural Stabilization Plan CREP Report  Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.  Sources for aerial photos: OSU —www.oregonexplorer.info/imagery	ssued within the last five years. (not a remaining	Copy of confirming water right certificate that shows issue date
district records, NRCS farm management plan, or records of other water suppliers  ■ Crop reports submitted under a federal loan agreement  ■ Beneficial use reports from district  ■ IRS Farm Usage Deduction Report  ■ Agricultural Stabilization Plan  ■ CREP Report  Multiple photos can be submitted to resolve different areas of a water right.  If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.  Sources for aerial photos:  OSU —www.oregonexplorer.info/imagery	Copies of receipts from sales of irrigated crops	Fertilizer or seed bills related to irrigated crops
a water right.  If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.  Sources for aerial photos:  OSU —www.oregonexplorer.info/imagery	listrict records, NRCS farm management plan, or	<ul> <li>Crop reports submitted under a federal loan agreement</li> <li>Beneficial use reports from district</li> <li>IRS Farm Usage Deduction Report</li> <li>Agricultural Stabilization Plan</li> </ul>
Google Earth – earth.google.com  TerraServer – www.terraserver.com		a water right.  If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.  Sources for aerial photos: OSU –www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com
Approved Lease establishing beneficial use Copy of instream lease or lease number		



# Application for Allocation of Conserved Water

## **Consent by Deeded Landowner**

RECEIVED

MAY 2 6 2022

State of Oregon )	<b>OWRD</b>
County of Linn )	
I/We, FarmTogether Shumaker LLC, in our capacity as owner,	
mailing address, 16192 Coastal Highway, Lewes, DE 19958,	
telephone number 59-149-9233, duly sworn depose and say,	
I/We consent to the proposed change(s) to water right Certificate number(s) 49202, in the	
conserved water application submitted by Raptor Ag LLC, for the property located in tax lot	:
number(s): 800, Section 3, Township 11S, Range 2W, W.M., located at:	
36700 Gilkey Rd., Scio, OR 97374 (site address).	
The change(s) is/are for: $\boxtimes$ rate reduction, $\square$ point of diversion, $\boxtimes$ place of use.	
Da/1 M Althur 5/23/22	
Signature of Affiant Date	
Signature of Affiant Date	
Subscribed and Sworn to before me this $\frac{23}{23}$ day of $\frac{22}{20}$ , $\frac{2020}{20}$ .	
OFFICIAL STAMP  KAREN MARIE PORTER  NOTARY PUBLIC - OREGON  COMMISSION NO. 1003782  COMMISSION NO. 1003782	
My COMMISSION EXPIRES SEPTEMBER 23, 2024  My commission expires: 4/23/24	•

MAY 2 6 2022

DATE:

May 6, 2022

OWRD

TO:

**Linn County** 

Planning and Building Department

300 SW 4<sup>th</sup> Ave. Albany, OR 97321

FROM:

Will McGill Surveying LLC

15333 Pletzer Rd. SE Turner, OR 97392

ON BEHALF OF:

Raptor Ag LLC

c/o FarmTogether Shumaker LLC

5201 N Sooner Rd. Edmond, OK 73034

SUBJECT:

Proposed Instream Water Right Transfer in Your Jurisdiction

The Water Resources Department requires applicants intending to file an application to transfer a water right to instream purposes to notify local governments that could be affected, so that the local government can make sure that the proposed new use does not result in a land use that would be incompatible with its comprehensive plan.

As such, we are notifying you that we intend to submit an Allocation of Conserved Water application to the Oregon Water Resources Department proposing to transfer a conserved portion of water right Certificate 49202 to instream use. The proposed place of instream use would be at the authorized point of diversion located in Township 11S, Range 2W, Section 3, SW ½ SW ½ on the South Santiam River.

If you have any questions regarding the proposed application, or are interested in receiving additional information, please call us at (503) 931-0210 or email willmcgill.surveying@gmail.com.

Sincerely,

William E. McGill, CWRE

William E. Mrsill