## Application for

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## Surface Water Allocation of Conserved Water



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

Part 1 of 4 – Minimum Requirements Checklist

## 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. RECEIVED Check all items included with this application. (N/A = Not Applicable) OCT 2 0 2022 Part 1 – Completed Minimum Requirements Checklist. Part 2 – Completed Applicant Information and Signature. UMRD Part 3 – Completed Water Right Information and Conservation Measures. Please include a separate Part 3 for each water right. List all water right certificates involved in this application here: 53090, 66607. Part 4 –Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation. Attachments: Fees – Amount enclosed: \$ 1,840.00 (From last page of application). Application Map. Must have sufficient detail to locate and describe the facilities and areas involved in the conservation measures. Must show the place of use where water is being used if the rate or duty are changing. (Attachment A) Land Use Information Form with approval and signature. (Not required if 100% of Conserved Water is

being transferred instream.) or (Attachment B)

Land Use Notice - Notice of the intent to create an instream water right must be provided to each affected county, city, municipal corporation, or tribal government along the proposed instream reach.

- Completed Evidence of Use Affidavit and Supporting Documentation. (Attachment C)
- N/A Affidavit(s) of Consent.

N/A Letter of approval from Irrigation or Water Control District. For water rights served by or issued in the name of a District; this must be provided when the applicant is not the District.

	🛾 N/A	Irrigation or Wat	er Control District's a	dopted policy on al	llocation of conserved water.
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🗌 🖂 N/A If construction of the project has begun or been completed and if more than 25 percent of the project costs have been expended before applying for allocation of conserved water, evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.

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 complete. No partial finalization will be recognized.)

## Part 2 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Sarbanand Enterprises, LLC			PHONE NO. (661) 725-6458	ADDITIONAL CONTACT NO.			
ADDRESS 786 ROAD 188				FAX NO.			
CITY DELANO	STATE CA	ZIP 93215	E-MAIL MATT.HOEZEE@MUNGERFARMS.COM				

The applicant is an irrigation district organized under ORS Chapter 545 or a water control district organized under ORS Chapter 553. The District's OAR 690-018-0025 allocation of conserved water policy was adopted: \_\_\_\_/ 20\_\_\_\_.

OR

The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for conservation measures is located?  $\bigotimes$  Yes  $\square$  No

If NO, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

LANDOWNER NAME		PHONE NO.			
ADDRESS					
CITY STATE ZIP E-MAIL					

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

REPRESENTATIVE/BUS	SINESS NAME NS, INC. ATTN: KIMBERLY GRIGS	ADDITIONAL CONTACT NO.		
ADDRESS 1600 SW WESTERN	BLVD, SUITE 240			FAX NO.
CITY CORVALLIS	STATE OR	ZIP 97333	E-MAIL KGRIGSBY@GSIWS.CO	M

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: <u>McMinnville News</u> <u>Register</u>.

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

Applicant signature

Matt Hoezee, Regional Ranch Manager Print Name (and Title if applicable)

9-15-2022

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):

The applicant is proposing to replace sprinkler irrigation with drip irrigation using high-efficiency emitters to establish and irrigate hazelnut trees. The application of less water per acre of irrigated land will enable the Applicant to use the water authorized under Certificates 53090 and 66607 more efficiently and use a lower total volume of water during the irrigation season. The place of use will be irrigated in zones (rotating through the zones sequentially) rather than irrigating the full place of use simultaneously, thereby further reducing the instantaneous rate needed for irrigation. Through the Allocation of Conserved Water program, the Applicant seeks to apply a portion of the conserved water to irrigate additional lands and to dedicate a portion of the conserved water instream to benefit water quality.

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					
YAMHILL COUNTY	525 NE 4 <sup>™</sup> Street					
CITY	STATE	ZIP				
McMinnville	OR	97128				

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### Part 3 of 4 – Water Right Information and Conservation Measures

Please use a separate Part 3 for <u>each</u> 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):

Certificated Right	66607	S-18862
	Certificate Number	Permit Number or Decree Name
Adjudicated, Un-certificated Right		말 집에 있는 것은 구경을 위해 집에 있는 것을 했다.
Adjudicated, on-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: Yamhill

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*. Water is diverted using a 75 hp motor and Cornell pump (model 6RB-cc), at approximately 60 psi. The water runs through a filtration system and is connected to two hose reel traveler irrigation systems using Nelson 150 Series Big Guns.

### 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**; <u>and</u> 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*).

	×	1	PRE-PROJECT	DESCRIPTIC	<b>N</b>			
-				Colu Water Righ	Column B System Capacity			
			Rat	Rate		Duty		Duty
Originating			Maximum		Maximum		Maximum	Maximum
Water Right #	Priority	Acres	CFS	CFS/AC	AF	AF/AC	CFS	AF
66607 7/23/1945		121.0	1.51	0.0125	302.5	2.5	1.51	302.5
Totals			1.51	0.0125	302.5	2.5	1.51	302.5

**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:

On-Farm efficiency project

Distribution project, such as a ditch piping or lining project

Other:

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.* 

The applicant will be installing a series of PVC conveyance lines (sizes range from 2.5 to 8 inches) connected to a drip irrigation system with multiple zones. Each zone will consist of PVC pipe attached to high-efficiency drip emitters, which will be spaced to provide irrigation water to hazelnut trees. The volume of water per acre of land irrigated will be decreased by using the more efficient drip irrigation system. Instead of irrigating the full place of use simultaneously, the applicant will rotate irrigation through the zones during the irrigation season. This will further decrease the instantaneous rate needed because only one zone will be watered at a time.

Certificate 66607 authorizes the use of up to 3.78 cfs for irrigation of 302.0 acres, further limited to a rate of 1/80 cfs per acre (0.0125 cfs/ac) and a duty of 2.5 AF/acre. The current system utilizes the full rate and duty authorized by the water right. The proposed conversion from sprinkler irrigation to drip irrigation will affect 121.0 acres of Certificate 66607's authorized place of use (currently using 1.51 cfs and 302.5 AF). The proposed irrigation system of zoned drip emitters will reduce the rate per acre needed to irrigate each zone to 0.007 cfs/ac and reduce the volume of water used per acre to 0.5 AF/acre. The largest zone to be irrigated at one time under this water right using the new system is 53.9 acres, so the maximum instantaneous rate needed will be 0.38 cfs (0.007 cfs/ac \* 53.9 acres). The total volume needed throughout the irrigation season will be 60.5 AF (0.5 AF/ac \* 121.0 acres).

In summary, this project will result in the following changes:

- <u>A reduction in rate from 1.51 cfs to a maximum instantaneous rate of 0.38 cfs, for a resulting</u>
   <u>conservation of 1.13 cfs.</u>
- <u>A reduction in volume from 302.5 AF to 60.5 AF, for a resulting conservation of 242.0 AF.</u>

Existing	Point(s)	of Diversion:
----------	----------	---------------

Τv	Twp Rng		ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude		
5	S	5	w	35	SW	SW	200	37	1050 feet North and 300 feet East from th SW Corner of Section 35		

### 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."

т	wp	R	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	200	43	153.0	EXAMPLE	1/1/1865
5	S	5	W	25	SW	SW	200	70	18.5	Irrigation	7/23/1945
5	S	5	W	25	SE	SW	200	70	1.0	Irrigation	7/23/1945
5	S	5	W	36	NE	NW	200	70	7.7	Irrigation	7/23/1945
5	S	5	W	36	NE	NW	200	68	18.2	Irrigation	7/23/1945
5	S	5	W	36	NW	NW	200	70	5.6	Irrigation	7/23/1945
5	S	5	W	36	NW	NW	200		5.2	Irrigation	7/23/1945
5	S	5	W	36	NW	NW	200	68	1.5	Irrigation	7/23/1945
5	S	5	W	36	SW	NW	200	68	2.6	Irrigation	7/23/1945
5	S	5	W	36	SW	NW	200		19.1	Irrigation	7/23/1945
5	S	5	W	36	SE	NW	200	68	28.2	Irrigation	7/23/1945
5	S	5	W	36	NE	SW	200	68	8.8	Irrigation	7/23/1945

5	S	5	W	36	NW	SW	200	68	1.0	Irrigation	7/23/1945
5	S	5	W	36	NW	SW	200		3.6	Irrigation	7/23/1945
								Total	121.0		

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 <u>not</u> 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	rved Water	Descriptio	n			1.1
	Colun	nn A			Colur	Column C Conserved Water			
Tab	ole 1 – Sma	ller of A or	В		Nee				
Rate		Dut	ty	Ra	ate	Dut	ty	Rate	Duty
Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
1.51	0.0125	302.5	2.5	0.38	0.007	60.5	0.5	1.13	242.0
1.51	0.0125	302.5	2.5	0.38	0.007	60.5	0.5	1.13	242.0
	Ra Maximum CFS 1.51	Table 1 – Sma       Rate       Maximum       CFS     CFS/AC       1.51     0.0125	RateDutMaximumMaximumCFSCFS/AC1.510.0125302.5	Column A           Table 1 – Smaller of A or B           Rate         Duty           Maximum         Maximum         AF/AC           - CFS         CFS/AC         AF         AF/AC           1.51         0.0125         302.5         2.5	Column A           Table 1 – Smaller of A or B           Rate         Duty         Rate           Maximum         Maxim         Maximum         Maxim <t< td=""><td>Column A         Column           Table 1 – Smaller of A or B         Nee           Rate         Duty         Rate           Maximum         Maximum         Maximum         CFS           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC           1.51         0.0125         302.5         2.5         0.38         0.007</td><td>Table 1 - Smaller of A or S         Needel           Rate         Duty         Rate         Duty           Maximum         Maximum         Maximum         Maximum         Maximum           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC         AF           1.51         0.0125         302.5         2.5         0.38         0.007         60.5</td><td>Column A         Column B           Table 1 – Smaller of A or B           Needed           Needed           Rate         Duty         Rate         Duty           Maximum         Maximum         Maximum         Maximum         Maximum           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC         AF         AF/AC           1.51         0.0125         302.5         2.5         0.38         0.007         60.5         0.5</td><td>Column A         Column B         Column Column B           Table 1 – Smaller of A or B         Colspan="6"&gt;Colspan="6"&gt;Colspan="6"Colspan=</td></t<>	Column A         Column           Table 1 – Smaller of A or B         Nee           Rate         Duty         Rate           Maximum         Maximum         Maximum         CFS           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC           1.51         0.0125         302.5         2.5         0.38         0.007	Table 1 - Smaller of A or S         Needel           Rate         Duty         Rate         Duty           Maximum         Maximum         Maximum         Maximum         Maximum           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC         AF           1.51         0.0125         302.5         2.5         0.38         0.007         60.5	Column A         Column B           Table 1 – Smaller of A or B           Needed           Needed           Rate         Duty         Rate         Duty           Maximum         Maximum         Maximum         Maximum         Maximum           CFS         CFS/AC         AF         AF/AC         CFS         CFS/AC         AF         AF/AC           1.51         0.0125         302.5         2.5         0.38         0.007         60.5         0.5	Column A         Column B         Column Column B           Table 1 – Smaller of A or B         Colspan="6">Colspan="6">Colspan="6"Colspan=

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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).

			Conse	rved Water Allo	ocation				
Column A				Column B		Column C Conserved Water			
St	ate's Portion		Applicant's Portion						
		Maximum		1	Maximum			Maximum	
	Maximum	Duty	100	Maximum	Duty	14 4 6 10	Maximum	Duty	
Percentage*	Rate	(Volume)	Percentage	Rate	(Volume)	Percentage	Rate	(Volume)	
25%	0.28	60.5	75%	0.85	181.5	100%	1.13	242.0	

\* 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.

# OCT 2 0 2022

### Part 3 of 4 – Water Right Information and Conservation Measures

Please use a separate Part 3 for <u>each</u> 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):

Cartificated Dight	53090	S-45353		
Certificated Right	Certificate Number	Permit Number or Decree Name		
Adjudicated Up cortificated Pight				
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	1	85		
of the change has been filed	Previous Certificate / Transfer Number	Date Claim of Beneficial Use Submitted		

### County: Yamhill

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*. Water is diverted using a 75 hp motor and Cornell pump (model 4YB), at approximately 60 psi. The water runs through a filtration system and is connected to two hose reel traveler irrigation systems using Nelson 150 Series Big Guns.

### **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**; <u>and</u> 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*).

		PF	RE-PROJECT D	ESCRIPTIO	N			
				Colur Nater Righ	Column B System Capacity			
			Rat	e	Dut	y	Rate	Duty
Originating		5	Maximum		Maximum		Maximum	Maximum
Water Right #	Priority	Acres	CFS	CFS/AC	AF	AF/AC	CFS	AF
53090	9/23/1980	21.1	0.26	0.0125	52.75	2.5	0.26	52.75
Totals		21.1	0.26	0.0125	52.75	2.5	0.26	52.75

**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:

On-Farm efficiency project

Distribution project, such as a ditch piping or lining project

Other:

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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.* 

The applicant will be installing a series of PVC conveyance lines (sizes range from 2.5 to 8 inches) connected to a drip irrigation system with multiple zones. Each zone will consist of PVC pipe attached to high-efficiency drip emitters, which will be spaced to provide irrigation water to hazelnut trees. The volume of water per acre of land irrigated will be decreased by using the more efficient drip irrigation system. Instead of irrigating the full place of use simultaneously, the applicant will rotate irrigation through the zones during the irrigation season. This will further decrease the instantaneous rate needed because only one zone will be watered at a time.

Certificate 53090 authorizes the use of up to 0.26 cfs for irrigation of 21.1 acres, further limited to a rate of 1/80 cfs per acre (0.0125 cfs/ac) and a duty of 2.5 AF/acre. The current system utilizes the full rate and duty authorized by the water right. The proposed conversion from sprinkler irrigation to drip irrigation will affect the entire authorized place of use (21.1 acres). The proposed irrigation system of zoned drip emitters will reduce the rate per acre needed to irrigate each zone to 0.007 cfs/ac and reduce the volume of water used per acre to 0.5 AF/acre. The largest zone to be irrigated at one time under this water right using the new system is 14.65 acres, so the maximum instantaneous rate needed will be 0.10 cfs (0.007 cfs/ac \* 14.65 acres). The total volume needed throughout the irrigation season will be 10.6 AF (0.5 AF/ac \* 21.1 acres).

In summary, this project will result in the following changes:

- <u>A reduction in rate from 0.26 cfs to a maximum instantaneous rate of 0.10 cfs, for a resulting conservation of 0.16 cfs.</u>
- <u>A reduction in volume from 52.8 AF to 10.6 AF, for a resulting conservation of 42.2 AF.</u>

### Existing Point(s) of Diversion:

Tw	Тwp		Rng		1/4	1/4	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
5	S	5 🛠	W	35	SE	NW	200	37	2,360 feet South and 2,950 feet West from the NE corner of Section 35

### 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."

Τw	vp	R	ng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	E	15	NE	NW	200	43	153.0	EXAMPLE	1/1/1865
			En	tire certi	ficate				21.1	Irrigation	9/23/1980
					- 100 M			Total	21.1		

Are there other water right certificates, water use permits, ground water registrations, or uncertificated decreed rights associated with the above lands? 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 <u>not</u> 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.)

				Conser	ved Water	Descriptio	n			×.
	Column A				C. Land C. S. M.	Colur	nn B		Colu	mn C
	Tab	ole 1 – Sma	ller of A or	В		Nee	1.5	Conserved Water		
	Ra	ate	Dut	ty	Rate		Duty		Rate	Duty
Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF
9/23/80	0.26	0.0125	52.75	2.5	0.10	0.007	10.55	0.5	0.16	42.20
Totals	0.26	0.0125	52.75	2.5	0.10	0.007	10.55	0.5	0.16	42.20

### 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).

			Consei	ved Water Allo	ocation		1.1.1.1		
Column A				Column B			Column C	6.22	
St	ate's Portion		Applicant's Portion			Co	onserved Water		
		Maximum			Maximum	1.2.1.1.1		Maximum	
	Maximum	Duty		Maximum	Duty		Maximum	Duty	
Percentage*	Rate	(Volume)	Percentage	Rate	(Volume)	Percentage	Rate	(Volume)	
25%	0.04	10.55	75%	0.12	31.65	100%	0.16	42.20	

\* 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

#### 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. <u>No effects on other</u> <u>water rights are anticipated as a result of this project or the proposed allocation of conserved water. The</u> <u>water that is proposed to be conserved is currently used by the Applicant for irrigation.</u>

Describe any mitigation or other measures that are planned to avoid harm to other water rights. <u>The</u> <u>Applicant does not anticipate that any mitigation or other measures will be needed to avoid harm to</u> <u>other water rights.</u>

#### PROPOSED USE:

#### New Out-of Stream Uses:

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: Irrigation; Boundaries: The proposed place of use is located in T5S R5W Sections 25, 26, 35, and 36, and T6S R5W Section 2. Please see attached map showing boundaries of proposed irrigation use on the applicant's property.

Will the new use require a change or additional point of diversion/appropriation?

No Unknown at this time

New Point of Diversion:

Yes

007 2 (qWT)2	Rng	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Measured Distances or Latitude and Longitude
N/A			AN CASE	and the second	and the second	and the second second	
arrest 1825						Strange A.	

#### New Instream Uses to be Created (State's Portion):

Originating Surface Water Right (as identified in Part 3)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
66607	7/23/1945	South Yamhill River	April 1 – Sept. 30	0.28	60.5
53090	9/23/1980	South Yamhill River	April 1 – Sept. 30	0.04	10.55
			TOTAL	VOLUME	71.05

\* To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

\*\* To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

**Note:** The instream rate may not exceed the maximum rate conserved and the total volume may not exceed the maximum duty or volume conserved (Table 3, Column C).

## OWRD

### Location of the proposed instream water right.

Water is requested to be protected within a reach. Location of the proposed reach (identify the extent of the reach): (e.g., from the upstream POD located at RM \_\_\_\_\_ to downstream location at the mouth at RM \_\_\_\_\_) \_\_\_\_

OR

Water is requested to be protected at a point at the following location (i.e. legal description of the point of diversion (POD)): <u>Water conserved under Certificate 66607 is requested to be protected</u> at the Middle POD, located 1,050 feet North and 300 feet East from the SW corner of Section 35, T5S, R5W. Water conserved under Certificate 53090 is requested to be protected at the North POD, located 2,360 feet South and 2,950 feet West from the NE corner of Section 35, T5S, R5W.

Public Use for which conserved water right should be managed under an instream right (check at least one box):

Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, and other ecological values.

Recreation and scenic attraction.

Water Quality (e.g. pollution abatement).

### List any existing instream water rights at the same point or within the same requested reach(es):

None.

Instream Water Right Certificates: 72978

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?

No. If no, please explain your intent below:

Is the requested instream flow <u>intended</u> to exceed the estimated average natural flow or natural lake level occurring from the drainage system?

X Yes

No; **OR** 

Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); **OR** 

Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake 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; **or** 

The stream is listed as water quality limited by DEQ.

# PROJECT SCHEDULE:

N/A

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: 2023	Date: 2024	*Date: Within 5 years of Notice of Completion

\* 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:	**Date:

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

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

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### FUNDING

□ ⊠ N/A	Federal or state public funds that <u>are not</u> subject to repayment are to be used for the project. <i>Refer</i> to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.
	Source of Funding: 🗌 Federal: State:
	Total cost for project engineering \$ Total cost for construction \$
	The present value of any incremental changes in the cost of operations and maintenance that are directly attributable to the project that would not be incurred or realized in the absence of the project is \$
	The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental changes in the costs of operations and maintenance to be 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 and construction and for any incremental change since costs of operations and maintenance to be provided from other funds is \$
⊠	Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) <u>75</u> %. If this is more than 25%, what portion of project funds (expressed as a percentage) come from federal or state public sources? <u>0</u> %
□ ⊠ N/A	The Oregon Watershed Enhancement Board (OWEB) has a contractual interest in this project. The OWEB project number is

## FEE CALCULATION

Fee Schedule – ORS 536.050	https://www.oregon.gov/OWRD/Forms/Pages/default.aspx	OWRD
\$1,360.00 - Base (1 <sup>st</sup> Water Right)	Add \$480.00 for each additional right	
\$1,36	0 + (1 x \$480) = Total Fee \$ 1,840	

	Fee Waiver Worksheet							
To qualify following	y for a waiver of up to 50%, you must provide evidence to establish your application meets the griteria:							
	(a) Will be converted to an instream right pursuant to ORS 537.348; <b>or</b>							
	(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 pro	ject meets one of the above standards, use the following formula to calculate the fees:							
	(d) Enter Percentage from Table 3, Column A = <u>%</u>							
	(e) Deduct 25% from percentage in (d) above =%							
	(f) Enter the lesser of (e) above or 50%							
	(g) Total Fee x % waived (f) = Fee Waiver \$							
	Example: (d) = 100% - 25% (e) = 75% (max 50% waived) = Fee x 50% = Fee Waiver							
	Total Fee \$ Fee Waiver (g) \$= Amount Due \$							

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# **Attachment A**

Application Map Application for Allocation of Conserved Water – Sarbanand Enterprises LLC

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# **Attachment B**

Land Use Information Form and Land Use Notice Application for Allocation of Conserved Water – Sarbanand Enterprises LLC

# 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

## OWRD

# NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

#### This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; OR
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and <u>all</u> of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

# NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

# Land Use **Information Form**

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**GRWO** 



OREGON Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900 www.oregon.gov/OWRD

Applicant(s): Sarbanand Enterprises, LLC

Mailing Address: 786 Road 188

City: Delano

State: CA Zip Code: 93215 Daytime Phone: (661) 725-6458

#### 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	Х Х	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
<u>55</u>	<u>5W</u>	<u>25,</u> <u>26,</u> <u>35, 36</u>	Multiple; please see attached	<u>200</u>	<u>EF80</u>	🛛 Diverted	🛛 Conveyed	🛛 Used	<u>Irrigation</u>
<u>65</u>	<u>5W</u>	2	map			Diverted	Conveyed	🛛 Used	
<u>55</u>	<u>5W</u>	<u>35</u>	<u>NESE</u> <u>SWSE</u> <u>SESE</u>	<u>700</u>	<u>EF80</u>	Diverted	🛛 Conveyed	🛛 Used	<u>Irrigation</u>
<u>6S</u>	<u>5W</u>	2	NWNE			Diverted	🛛 Conveyed	🛛 Used	Irrigation
<u>55</u>	<u>5W</u>	<u>35, 36</u>	Multiple; please	800	<u>EF80</u>	Diverted	🛛 Conveyed	🛛 Used	Irrigation
<u>65</u>	<u>5W</u>	2	see attached map			Diverted	🖾 Conveyed	🛛 Used	Irrigation
<u>55</u>	<u>5W</u>	<u>36</u>	<u>NWSW</u> <u>SWSW</u>	<u>900</u>	<u>EF80</u>	Diverted	🛛 Conveyed	🛛 Used	Irrigation
<u>65</u>	<u>5W</u>	2	<u>NENE</u> <u>NWNE</u>	<u>1500</u>	<u>EF80</u>	Diverted	🛛 Conveyed	🛛 Used	<u>Irrigation</u>

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

Yamhill County

#### **B. Description of Proposed Use**

Type of application to be filed with the Water Resources Department:
Permit to Use or Store Water Water Right Transfer
Limited Water Use License Allocation of Conserved Water Exchange of Water
Source of water: Reservoir/Pond Ground Water Surface Water (name) South Yamhill River
Estimated quantity of water needed: 0.97 🛛 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:

Revised 2/8/2010

The applicant proposes to conserve water on a portion of the applicant's farm by switching from sprinkler irrigation to drip irrigation, and to use the conserved water to irrigate additional acreage under the Allocation of Conserved Water program.

Restrict Form connect to completed while you wait please have a local government

**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.

See bottom of Page 3.  $\rightarrow$ 

2



## 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

Tand 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):  $402 \text{ of } + \text{he} \sqrt{C7C}$ 

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:		
	ORWAD	Obtained Denied	Being Pursued	
		Obtained Denied	Being Pursued	
		Obtained  Denied	Being Pursued	
		Obtained  Denied	Being Pursued Not Being Pursued	
		Obtained  Denied	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.

Name: Ken Friday	Title Phone: SDZ 448	e: <u>P. D.</u> 34-7516 Date: <u>10/12/2027</u>
Signature:	Yamhill County.	57-1516 Date
Note to local government representative: I sign the receipt, you will have 30 days from Information Form or WRD may presume the comprehensive plans.	Please complete this form or sign the receip the Water Resources Department's notice d	ate to return the completed Land Use
		Tour Ro
Rece	eipt for Request for Land Use Inform	nation
Applicant name:		
City or County:	Staff contact:	
Signature:	Phone:	Date:

Land Use Information Form - Page 4 of 4

Revised 2/8/2010



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October 11, 2022

Yamhill County Department of Planning and Development 525 NE 4<sup>th</sup> Street McMinnville, OR 97128

**RE: Proposed Instream Water Right** 

To Whom It May Concern:

The Oregon Water Resources Department requires applicants intending to create an instream water right 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.

On behalf of Sarbanand Enterprises, LLC, I am providing such notification of intent to create an instream water right as part of an application for an Allocation of Conserved Water. Water would be protected instream in the South Yamhill River at two points of diversion. Water conserved under Certificate 66607 would be protected at a point of diversion located 1,050 feet North and 300 feet East from the SW corner of Section 35, T5S, R5W. Water conserved under Certificate 53090 would be protected at a point of diversion located 2,360 feet South and 2,950 feet West from the NE corner of Section 35, T5S, R5W. The proposed rate to be protected instream is 0.32 cubic feet per second with a total volume of 71.05 acre-feet protected between April 1 and September 30 of each year.

If you have questions regarding the proposed Allocation of Conserved Water and associated instream water right, or if you are interested in receiving additional information, please contact me at 541-257-9004.

Sincerely,

Kimberly Grigsby Principal Water Resources Consultant

CC: Matt Hoezee, Sarbanand Enterprises, LLC

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# Attachment C

Evidence of Use Affidavit Application for Allocation of Conserved Water – Sarbanand Enterprises LLC

# 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

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Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

State of Oregon

SS

County of YAMHILL)

I, MATT HOEZEE, in my capacity as REGIONAL RANCH MANAGER, SARBANAND ENTERPRISES,

)

mailing address 786 ROAD 188, DELANO, CA 93215

telephone number (661)725-6458, 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:
  - $\bowtie$

Water was used during the previous five years on the **entire** place of use for Certificate # 53090; **OR** 

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Tow	Township		Range		Sec	1/4 1/4		Gov't Lot or DLC	Acres (if applicable)
66607	5	S	5	W	WM	25	SW	SW	70	18.5
66607	5	S	5	w	WM	25	SE	SW	70	1.0
66607	5	S	5	w	WM	36	NE	NW	70	7.7
66607	5	S	5	w	WM	36	NE	NW	68	18.2
66607	5	S	5	w	WM	36	NW	NW	70	5.6
66607	5	S	5	W	WM	36	NW	NW		5.2
66607	5	S	5	w	WM	36	NW	NW	68	1.5
66607	5	S	5	W	WM	36	SW	NW	68	2.6
66607	5	S	5	w	WM	36	SW	NW		19.1
66607	5	S	5	w	WM	36	SE	NW	68	28.2
66607	5	S	5	W	WM	36	NE	SW	68	8.8
66607	5	S	5	W	WM	36	NW	SW	68	1.0
66607	5	S	5	w	WM	36	NW	SW		3.6

### 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 <u>not</u> leased instream.); **OR** 

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use 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 10 years for Certificate # \_\_\_\_\_(For Historic POD/POA Transfers)

- 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

OF NO

10/05/2022 Date

Signed and sworn to (or affirmed) before me this  $5^{\pm n}$  day of <u>October</u>, 2022.



mo

Notary Public for Oregon

My Commission Expires: 12/10

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul> <li>Power usage records for pumps associated with irrigation use</li> <li>Fertilizer or seed bills related to irrigated crops</li> <li>Farmers Co-op sales receipt</li> </ul>
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul> <li>District assessment records for water delivered</li> <li>Crop reports submitted under a federal loan agreement</li> <li>Beneficial use reports from district</li> <li>IRS Farm Usage Deduction Report</li> </ul>
Aerial photos containing sufficient detail to establish location and date of photograph	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
	OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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# Attachment D Certificates 53090 and 66607 Application for Allocation of Conserved Water – Sarbanand Enterprises LLC

### STATE OF OREGON

COUNTY OF

YAMHILL

### CERTIFICATE OF WATER RIGHT

### This is to certify, That

R. L. WALKER FARMS, INC. by DON L. WALKER, PRESIDENT

of Route 1, Box 41, Amity , State of Uregon 97101 , has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Yamhill River

a tributary of Willamette River irrigation of 21.1 acres for the purpose of

under Permit No. 45353 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from

September 23, 1980 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.26 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE 1/4 NW 1/4 as projected within J. Comegy DLC 37, Section 35, T5S, R5W, WM; 2360 feet South and 2950 feet West from NE Corner, Section 35.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

> 7.8 acres Lot 7 (SE 1/4 NE 1/4) Section 35

13.3 acres SW 1/4 WW 1/4 Section 36 Township 5 South, Range 5 West, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. May 7, 1985

/s/ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48 , page 53090

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MARD

STATE OF OREGON COUNTY OF YAMHILL CERTIFICATE OF WATER RIGHT THIS CERTIFICATE ISSUED TO R.L. WALKER FARMS, INC. 11955 BALLSTON ROAD AMITY, OREGON 97101 Confirms the right to use the waters of the SOUTH YAMHILL RIVER, a tributary of the YAMHILL RIVER, for the purpose of IRRIGATING 302.0 ACRES.

The right has been perfected under Permit 18862. The date of priority is JULY 23, 1945. The right is limited to not more than 3.78 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 SW 1/4, SECTION 35, T 5 S, R 5 W, W.M.; 1050 FEET NORTH AND 300 FEET EAST FROM THE SW CORNER OF SECTION 35.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NW 1/4 NE 1/4 7.1 ACRES SW 1/4 NE 1/4 2.6 ACRES BOTH AS PROJECTED WITHIN DLC 42 SW 1/4 NE 1/4 0.4 ACRE AS PROJECTED WITHIN DLC 67 NE 1/4 NW 1/4 20.6 ACRES SE 1/4 NW 1/4 18.3 ACRES BOTH AS PROJECTED WITHIN DLC 42 5.3 ACRES SE 1/4 NW 1/4 NE 1/4 SW 1/4 20.0 ACRES NW 1/4 SW 1/4 30.0 ACRES SW 1/4 SW 1/4 32.7 ACRES SE 1/4 SW 1/4 4.6 ACRES ALL AS PROJECTED WITHIN DLC 67 SECTION 2

NE 1/4 SE 1/4 3.8 ACRES AS PROJECTED WITHIN DLC 67 SECTION 3

NW 1/4 NW 1/4 1.7 ACRES AS PROJECTED WITHIN DLC 67 SECTION 11 TOWNSHIP 6 SOUTH, RANGE 5 WEST, W.M.

SEE NEXT PAGE

PAGE TWO

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SE 1/4 SW 1/4 1.0 ACRE SW 1/4 SW 1/4 18.5 ACRES BOTH AS PROJECTED WITHIN DLC 70 SECTION 25

NE 1/4 NE 1/4 0.2 ACRE AS PROJECTED WITHIN DLC 70 LOT 6 (NE 1/4 NE 1/4) 1.6 ACRES SW 1/4 SE 1/4 1.0 ACRE AS PROJECTED WITHIN DLC 37 SECTION 35

NE 1/4 NW 1/4 7.7 ACRES AS PROJECTED WITHIN DLC 70 NE 1/4 NW 1/4 18.2 ACRES NW 1/4 NW 1/4 1.5 ACRES BOTH AS PROJECTED WITHIN DLC 68 NW 1/4 NW 1/4 18.8 ACRES AS PROJECTED WITHIN DLC 70 LOT 4 (NW 1/4 NW 1/4) 22.2 ACRES SW 1/4 NW 1/4 20.0 ACRES SW 1/4 NW 1/4 2.6 ACRES SE 1/4 NW 1/4 28.2 ACRES NE 1/4 SW 1/4 8.8 ACRES NW 1/4 SW 1/4 1.0 ACRE ALL AS PROJECTED WITHIN DLC 68 LOT 3 (NW 1/4 SW 1/4) 3.6 ACRES SECTION 36 TOWNSHIP 5 SOUTH, RANGE 5 WEST, W.M.

This certificate describes that portion of the water right confirmed by certificate 23198, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered MAY 18, 1977 and APRIL 3, 1979, approving transfer applications 3625 and 4137 and is issued to confirm a change in PLACE OF USE approved by the same orders and supersedes certificate 23198.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed AUGUST 12, 1991.

William H. Young

Recorded in State Record of Water Right Certificates numbered 66607.

T-3625.TES



October 18, 2022

Corey Courchane Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301

Dear Corey:

GSI Water Solutions, Inc. is submitting the enclosed application for an Allocation of Conserved Water on behalf of Sarbanand Enterprises LLC. The Applicant is proposing to replace sprinkler irrigation with drip irrigation and to irrigate the place of use authorized for Certificates 53090 and a 121-acre portion of Certificate 66607 in zones, reducing the instantaneous rate needed for irrigation. The Applicant is requesting to apply a portion of the conserved water to irrigate additional lands and to dedicate a portion of the conserved water instream. The application fee of \$1,840 is enclosed.

If you have any questions regarding this application, please contact me at 541-257-9004.

Sincerely,

Liberty

Kimberly Grigsby Principal Water Resources Consultant

CC: Matt Hoezee, Sarbanand Enterprises LLC

Enclosures: Allocation of Conserved Water Application Check in the amount of \$1,840.00 RECEIVED OCT 2 0 2022 OWRD

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OCT 2 0 2022