

Instream Lease Renewal Application (Standard or District)



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

Complete the questions below and include any required attachments Fill in or check boxes as indicated. (N/A= Not Applicable)	Instream Lease IL- 484 Renewal Fee included <input checked="" type="checkbox"/>
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The undersigned hereby request Instream Lease Number **IL-484** be renewed.

Fees: \$150.00 for an instream lease renewal application
 Check enclosed **or** Fee Charged to customer account _____ (Account name)

Term of the Lease: The lease is requested to begin in month <u>March</u> year <u>2024</u> and end month <u>October</u> year <u>2028</u>	
Validity of the Right(s) (check the appropriate box): <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream. <input type="checkbox"/> If the water right(s) have not been used for the last five years, right(s). Documentation describing why the water right(s) is not subject to forfeiture is provided. ORS 540.610(2).	Termination provision (for multiyear leases): The parties to the lease request: <input checked="" type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)

Yes **No** Conservation Reserve Enhancement Program **CREP** – Are some or all of the lands to be leased part of CREP or another Federal program (list here: CREP)?

The undersigned declare:

- The Lessor(s) agree during the term of this lease, to suspend use of water allowed under the subject water right(s) and under any appurtenant primary or supplemental water right(s) not involved in the lease application; and
- The Lessor(s) certify that I/we are the holders of the water right(s) involved in this Instream Lease. If not the deeded land owner, I/we have provided documentation demonstrating authorization to pursue the lease application and/or consent from the deeded landowner; and
- All parties affirm that information provided in this lease application is true and accurate. Circumstances have not changed and all matters involved with or affected by the original instream lease remain as they were when the lease was previously approved. We also acknowledge that the terms and conditions of the original lease, referenced herein, are incorporated by reference in their entirety.

Signature of Lessor

Date: 2-7-24

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Printed name (and title): Thomas E. Avinelis, Member
 Business name, if applicable: Looking Glass Organic Farms, LLC
 Mailing Address (with state and zip): PO Box 717, Jefferson, OR 97392
 Phone number (include area code): (541) 327-7853 **E-mail address: rick.poot@agricare.com

 Signature of Lessor Date: _____

Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

See next page for additional signatures.



Signature of Co-Lessor

Date: 2-7-24

Printed name (and title): Evan Barnes, District Manager

District/organization name: Lookingglass Olalla Water Control District

Mailing Address (with state and zip): PO Box 1579, Roseburg, OR 97470

Phone number (include area code): (541) 680-6702 **E-mail address: brranchlreb@gmail.com

Signature of Co-Lessor

Date: _____

Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

Signature of Lessee

Date: _____

Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR.**

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Business Registry Business Name Search

[New Search](#)

Business Entity Data

11-09-2016 11:45

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
855639-98	DLLC	ACT	OREGON	05-14-2012	05-14-2017	
Entity Name LOOKING GLASS ORGANIC FARMS, LLC						
Foreign Name						

[New Search](#)

Associated Names

Type						
PPB	PRINCIPAL PLACE OF BUSINESS					
Addr 1	9275 LOOKING GLASS RD					
Addr 2						
CSZ	ROSEBURG	OR	97471	Country	UNITED STATES OF AMERICA	

Please click here for general information about registered agents and service of process.

Type				Start Date	Resign Date
AGT	REGISTERED AGENT			05-14-2012	
Name	ERIC	M	POND		
Addr 1	35711 HELMS DR				
Addr 2					
CSZ	JEFFERSON	OR	97352	Country	UNITED STATES OF AMERICA

Type						
MAL	MAILING ADDRESS					
Addr 1	PO BOX 717					
Addr 2						
CSZ	JEFFERSON	OR	97352	Country	UNITED STATES OF AMERICA	

Type				Resign Date	
MEM	MEMBER				
Name	THOMAS	E	AVINELIS		
Addr 1	PO BOX 158				
Addr 2					
CSZ	STRATHMORE	CA	93267	Country	UNITED STATES OF AMERICA

[New Search](#)

Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
LOOKING GLASS ORGANIC FARMS, LLC	EN	CUR	05-14-2012	

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Summary History

Salem, OR

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	03-30-2016		FI		
	AMENDED ANNUAL REPORT	05-14-2015		FI		
	ANNUAL REPORT PAYMENT	04-15-2014		SYS		
	AMENDED ANNUAL REPORT	05-13-2013		FI		
	ARTICLES OF ORGANIZATION	05-14-2012		FI	Agent	

After recording return to:

Looking Glass Organic Farms, LLC
Attn: Thomas E. Avinelis
PO Box 158
Strathmore, CA 93267



\$53.00

00321523201200089240030031

06/01/2012 02:17:08 PM

DEED-WD Cnt=1 Str=18 RECORDINGDESK
\$15.00 \$11.00 \$17.00 \$10.00

Until a change is requested, all tax statements shall be sent to the following address:

Same as Above

Order Number: 58363

Reserved for Recorder's Use

STATUTORY WARRANTY DEED

Michael L. Ritchie and Tammy L. Ritchie, as tenants by the entirety, Grantors convey and warrant to

Looking Glass Organic Farms, LLC, Grantee the following described real property free of encumbrances except as specifically set forth herein:

SEE ATTACHED EXHIBIT "A"

Account No(s): **R44961; R49975; R44996; R45206; R44982; R45003**
Map/Tax Lot No(s): **28-07W-02-01702; 28-07W-02-01900; 28-07W-02-02000; 28-07W-11-00100;**

This property is free of encumbrances, EXCEPT: All those items of record, if any, as of the date of this deed, including any real property taxes due, but not yet payable.

The true consideration for this conveyance is **\$1,550,000.00**, which is paid to an Accommodator as part of an IRC 1031 Exchange. (Here comply with requirements of ORS 93.030.)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

WESTERN TITLE & ESCROW COMPANY 58363

Executed this 1st day of June, 2012

Michael L. Ritchie Tammy L. Ritchie
Michael L. Ritchie Tammy L. Ritchie

State of OREGON, County of Douglas) ss.

This instrument was acknowledged before me on this 1st day of June, 2012 by Michael L. Ritchie and Tammy L. Ritchie

Lonni K. Conopa
Notary Public for OREGON
My commission expires: 11-14-2015



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EXHIBIT "A"

Beginning at a point in the center of Lookingglass Creek, (also known as Olalla Creek), said point being 4296.05 feet West and 4703.96 feet South of the northeast corner of Donation Land Claim No. 40, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon; thence along centerline of said Lookingglass Creek, North 0° 31' 15" East 13.60 feet, North 12° 26' 30" East 804.79 feet, North 25° 31' 45" East 1034.97 feet, North 46° 36' 45" East 353.36 feet to a point in the east line of that tract of land described in Volume 123, Recorder's No. 51768, Deed Records of Douglas County, Oregon (Hodges, et al, to Dysert); thence along said east line South 0° 01' 30" West 1387.70 feet to a 5/8 inch iron rod, South 89° 42' West 294.44 feet to a 5/8 inch iron rod, South 1° 05' West 591.78 feet to a iron rod set at the southeast corner of said Dysert property; thence along the south line of said Dysert property, North 89° 32' 40" West 569.71 feet to the place of beginning, and being located in Sections 2 and 11, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

ALSO commencing at the southeast corner of the Joseph Huntley Donation Land Claim No. 40, in Township 28 South, Range 7 West, thence North along the east line of said Claim 107 rods and 4-1/2 feet to the southeast corner of Elijah Ollivant's land in said donation claim; thence West to the west boundary line of said claim; thence South on said line to the southwest corner of said claim; thence East to the place of beginning.

ALSO the following premises: Beginning 35-1/2 rods East from the northwest corner of the Donation Claim No. 60 of William McKnight in Section 11, Township 28 South, Range 7 West; thence West 35-1/2 rods to the east boundary of William Lyles Donation Claim No. 44; thence South 8.96 chains to the southeast corner of said claim; thence west 5.60 chains to the East boundary of the Donation Claim No. 46 of J.B.D. Lee; thence South 27.93 chains to the quarter section line; thence East 16.19 chains to the center of the Section; thence South 20 chains; thence East 2 rods; thence North 20 chains; thence in a straight line to the place of beginning.

ALSO the following premises: Beginning at the southwest corner of J.F. Sheffields Donation Claim No. 38 in Township 28 South, Range 7 West, running thence North 70 rods; thence East to the center of Lookingglass Creek; thence down the center of the said creek to the south boundary line of said Donation Land Claim No. 38; thence West to the place of beginning. All in Douglas County, Oregon.

EXCEPT THEREFROM: Beginning at a 5/8 inch iron rod set at the northwest corner of that tract of land conveyed to H. B. Kruse and Alice Kruse and D. B. Kruse and Sara L. Kruse (Recorder's No. 229230, Deed Records of Douglas County, Oregon); said corner being South 2332.24 feet and West 3419.87 feet from the northeast corner of Donation Land Claim No. 40, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon; thence along the north line of said Kruse property, South 89° 03' 30" East 800.87 feet to the center of Lookingglass Creek; thence South 64° 30' West along said centerline 887.41 feet to the west line of said Kruse property; thence North 0° 01' 30" East along said west line, 395.21 feet to the place of beginning. The above described property is situated in Section 2, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

ALSO all that portion of the following described property lying Southerly of the centerline of Lookingglass Creek in Sections 1 and 2, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, to-wit: Beginning at the northeast corner of the Joseph Huntley Donation Land Claim being Claim No. 40; thence South on the east line of said claim, 141 rods and 12 feet; thence West, parallel with the north line of said claim to the west boundary line of said claim; thence North on the west boundary line of said claim to the northwest corner of said claim; thence East on the north line of said claim to the place of beginning.

EXCEPTING THEREFROM: Beginning at a 1/2 inch iron pipe on the westerly line of the Lookingglass to Brockway, County Road which is South 10° 38' West 125.0 feet from the northeast corner of the Joseph Huntley Donation Land Claim No. 40, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon; thence running from said beginning point along the westerly line of said road, South 00° 09' West 1299.2 feet to a 3/4 inch iron pipe and South 20° East 60.9 feet to a 3/4 inch iron pipe at an intersection with a fence line on the east line of said Donation Land Claim; thence leaving the westerly line of said road and running South 00° 39' West 336.1 feet along the east line of said Donation Land Claim to the center of Lookingglass Creek; thence running upstream along the center of said creek, North 41° 27' West 284.5 feet; thence North 5° 40' West 296.3 feet and North 12° 48' West 374.1 feet to a point; thence leaving the center of said creek

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and running North 22° 03' East 60.3 feet to a 3/4 inch iron pipe; thence continuing North 22° 03' East 297.5 feet and North 5° 55' East 606.8 feet to an iron pipe on the south line of said road; thence running along the south line of said road South 89° 39' East 75.3 feet to an iron pipe and South 35° 54' East 121.0 feet to the place of beginning, all situated in Sections 1 and 2, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

ALSO EXCEPTING that portion in County Road.

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After recording return to:

Looking Glass Organic Farms, LLC
Attn: Thomas E. Avinelis
PO Box 717
Jefferson, OR 97352



\$48.00

06/01/2012 02:17:08 PM

DEED-WD Cnt=1 Stn=18 RECORDINGDESK
\$10.00 \$11.00 \$17.00 \$10.00

Until a change is requested, all tax statements shall be sent to the following address:

Same as Above

Order Number: 59422

Reserved for Recorder's Use

STATUTORY WARRANTY DEED

Diamond Meadows Ranch, LLC, an Oregon limited liability company, Grantors convey and warrant to

Looking Glass Organic Farms, LLC, Grantee the following described real property free of encumbrances except as specifically set forth herein:

SEE ATTACHED EXHIBIT "A"

Account No(s): **R46452, R46431, R46424, R46445**
Map/Tax Lot No(s): **28-07W-11-01400; 28-07W-12-00601**

This property is free of encumbrances, EXCEPT: All those items of record, if any, as of the date of this deed, including any real property taxes due, but not yet payable.

The true consideration for this conveyance is **\$1,350,000.00**, which is paid to an Accommodator as part of an IRC 1031 Exchange. (Here comply with requirements of ORS 93.030.)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

WESTERN TITLE & ESCROW COMPANY

Executed this 31st day of May, 2012

***Diamond Meadows Ranch, LLC, an Oregon limited liability company**

Gerald D. Chartier
By: **Gerald D. Chartier**
Its Member

Cynthia C. Chartier
By: **Cynthia C. Chartier**
Its Member

State of Oregon, County of Douglas) ss.

This instrument was acknowledged before me on this 31st day of May, 2012 by **Gerald D. Chartier**, as Member and **Cynthia C. Chartier**, as Member of **Diamond Meadows Ranch, LLC, an Oregon limited liability company**

Lonni K. Conopa
Notary Public for Oregon
My commission expires: 11-14-2015

****Chartier Family Investments, LLC, as sole member of**

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WESTERN TITLE & ESCROW COMPANY
629 S.E. MAIN ST.
ROSEBURG, OR 97470

EXHIBIT "A"

All that part of Sections 11 and 12, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, more particularly described as follows: Beginning at the northeast corner of the William McKnight Donation Land Claim No. 60; thence West along the north line of the said Donation Land Claim No. 60, 46.88 chains to the interior "L" corner of the property of Donald B. and Sara L. Kruse, husband and wife, as described in Volume 265, Recorder's No. 229230, Deed Records of Douglas County, Oregon; thence South 4° 04' East 36.96 chains along the said Kruse property line; thence South 20.0 chains along the said Kruse property line to a point on the north line of the South half of the Southeast quarter of the said Section 11; thence East 44.21 chains along the said north line of the South half of the Southeast quarter of Section 11 and along the south line of Lot 5 in said Section 12 to the southeast corner of the said Lot 5; thence North 20.0 chains along the east line of said Lot 5 to the northeast corner thereof; thence continuing North along the east line of Lot 4 and the east line of the said Donation Land Claim No. 60 to the point of beginning.

ALSO, beginning at the southwest corner of the J. Sheffield Donation Land Claim No. 38; thence East 7.32 chains to a point on the south line of said Donation Land Claim No. 38; thence South 1° 17' East 3.11 chains; thence South 15° 08' West 3.40 chains; thence South 72° 54' East 1.38 chains; thence North 6° 23' East 2.68 chains; thence East 8.27 chains to a point on the west line of Lot 2 in Section 12; thence South along the west line of said Lot 2 to the northwest corner of Lot 3, running thence South along the west line of said Government Lot 3 to a point, being an iron pipe from which the east quarter corner of Section 12, Township 28 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, bears South 78° 52' East 3891.4 feet; thence running South 53° 17' West 618.5 feet to an iron pipe; thence North 21° 8' West 79.8 feet to an iron pipe; thence South 49° 10' West 690.2 feet to an iron pipe on the west line of the A. L. Todd Donation Land Claim; thence North along the said west line of A. L. Todd Donation Land Claim to the point of beginning, all in Douglas County, Oregon.

EXCEPTING THEREFROM that part lying within the right of way of the County Road as described in Volume 9, Page 347 of Road Records of Douglas County, Oregon, described in Douglas County Court Docket 939.

ALSO EXCEPTING THEREFROM that portion thereof lying Easterly of the centerline of Lookingglass Creek.

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Salem, OR

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Instream Lease) DETERMINATION and
Application IL-484, Douglas County) FINAL ORDER ON PROPOSED
) INSTREAM LEASE

Authority

Oregon Revised Statute (ORS) 537.348 establishes the process in which a water right holder may submit a request to lease an existing water right for instream purposes. Oregon Administrative Rule (OAR) Chapter 690, Division 077 implements the statutes and provides the Department’s procedures and criteria for evaluating instream lease applications.

Lessor

Looking Glass Organic Farms LLC
P.O. Box 717
Jefferson, OR. 97352

Co-Lessor

Lookingglass Olalla Water Control District
P.O. Box 1579
Roseburg, OR. 97470

Findings of Fact

- On April 5, 2017 Looking Glass Organic Farms, LLC, and Lookingglass Olalla Water Control District filed an application to renew instream lease IL-484, involving portions of Certificates 37907, 38691 and 57718.
- The portion of the first right to be leased has been modified from the lease application to reflect the correct, total duty:

Certificate:	37907 in the name of JUANITA V. FORD	Received by OWRD FEB 1 2 2024 Salem, OR
Use:	IRRIGATION of 5.71 ACRES	
Priority Date:	JULY 29, 1965	
Quantity: Rate:	0.071 CUBIC FOOT PER SECOND (CFS)	
Volume:	14.28 acre-feet (AF)	
Limit:	ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre per year	
Source:	LOOKINGGLASS CREEK, tributary to SOUTH UMPQUA RIVER	

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	SW NE	40	860 FEET SOUTH AND 1520 FEET EAST FROM THE NORTHWEST CORNER OF DLC 40
28 S	7 W	WM	2	NW SE	40	1620 FEET SOUTH AND 1310 FEET EAST FROM THE NORTHWEST CORNER OF DLC 40

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	1	NW SW	40	2.74
28 S	7 W	WM	2	SW NE	40	0.20
28 S	7 W	WM	2	NE SE	40	1.97
28 S	7 W	WM	2	NW SE	40	0.80
Total:						5.71

3. The portion of the second right to be leased is as follows:

Certificate: 38691 in the name of DONALD B. KRUSE and H. B. KRUSE
Use: IRRIGATION of 4.14 ACRES
Priority Date: APRIL 11, 1967
Quantity: Rate: 0.05 CUBIC FEET PER SECOND
Volume: 10.35 AF
Limit: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre per year

Source: LOOKINGGLASS CREEK, tributary to SOUTH UMPQUA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	NW SE	40	1650 FEET NORTH AND 2600 FEET WEST FROM THE SE CORNER OF DLC 40

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	2	NW SE	40	2.07
28 S	7 W	WM	2	SW SE	40	2.07
Total:						4.14

4. The portion of the third right to be leased is as follows:

Certificate: 57718 in the name of FRED SCHULZE
Use: IRRIGATION of 9.23 ACRES
Priority Date: DECEMBER 17, 1958
Quantity: Rate: 0.115 CUBIC FOOT PER SECOND
Volume: 23.08 AF
Limit: ONE-EIGHTIETH cfs per acre, not to exceed 2.5 acre-feet per acre per year

Source: LOOKINGGLASS CREEK, tributary to SOUTH UMPQUA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	SW NE	40	NOT DESCRIBED
28 S	7 W	WM	2	NW SE	40	NOT DESCRIBED

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	2	SE NE	40	5.07
28 S	7 W	WM	2	NE SE	40	0.46
28 S	7 W	WM	2	NW SE	40	3.70
Total:						9.23

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5. The lease application includes the information required under OAR 690-077-0076(3). The Department provided notice of the lease application pursuant to OAR 690-077-0077(1). No comments were received.
6. The instream has been modified from the application to reflect the corrections made in Finding of Fact #2:

Instream Reach #1: From the POD as described in Finding of Fact #3 at approximate river mile 7.05 to approximately river mile 6.6.

Certificate	Priority Date	Instream		Period Protected Instream
		Rate-CFS	Volume-AF	
38691	April 11, 1967	0.052	10.35	July 23 through October 31

Instream Reach #2: From approximate River mile, 6.6 and the PODs as described in Finding of Facts #2 and #4 to the mouth of Lookingglass Creek

Certificate	Priority Date	Instream		Period Protected Instream
		Rate-CFS	Volume- AF	
37907	July 29, 1965	0.071	14.28	July 23 through October 31
38691	April 11, 1967	0.052	10.35	July 23 through October 31
57718	December 17, 1958	0.115	23.08	July 23 through October 31
Totals:		0.238	47.71	

by OWRD

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7. Other conditions to prevent injury and enlargement are:

Salem, OR

 The amount of water to be leased instream under Certificate 57718 may only be protected when the flow rate in the South Umpqua is 60 cfs or more, measured at the mouth.
8. The amount and timing of the proposed instream flow is allowable within the limits and use of the original water rights.
9. The protection of flows within the proposed reach is appropriate, considering:
 - a. The instream water use begins at the recorded point of diversion;
 - b. The location of confluences with other streams downstream of the point of diversion.
 - c. There are no known areas of natural loss of streamflow to the river bed downstream from the point of diversion; and
10. The total monthly quantities of water to be protected under the existing and proposed instream rights in the reaches will provide for a beneficial purpose.
11. The total monthly quantities of water to be protected under the existing and proposed instream rights within the reaches do not exceed the estimated average natural flow.
12. If approved, this instream lease is not reasonably expected to affect land use significantly as prescribed by ORS 197.180, OAR Chapter 660, Divisions 30 and 31, and OAR Chapter 690, Division 5.
13. Based upon review of the application, information provided by the Department's Watermaster, and other available information, the Department finds that the lease will not result in injury or enlargement. This finding is made through an abbreviated review recognizing that the lease may be modified or revoked under OAR 690-077-0077 if the Department later finds that the lease is causing injury to any existing water right or enlargement of the original right.

14. If a right, which has been leased later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077-0070 or OAR 690-077-0075 a new injury review shall be required. Transfers will be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380 and Division 077. Approval of this lease does not establish a precedent for approval of future leases or transfers.
15. The Lessor and Co-Lessor have requested that the lease commence upon approval and terminate on October 31, 2021. The lease may commence on the date this final order is signed.
16. The Lessor and Co-Lessor have requested the option of terminating the lease early with written notice to the Department.

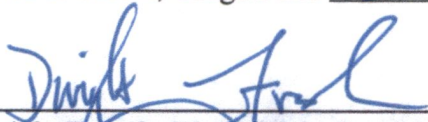
Conclusions of Law

The Department concludes that the lease will not result in injury or enlargement, OAR 690-077-0077. The lease conforms to the applicable provisions of OAR 690-077-0015.

Now, Therefore, it is ORDERED:

1. That the Lease as described herein is APPROVED.
2. During each year of the term of the lease, the former place of use will no longer receive water as part of these rights, any supplemental rights, or any other layered irrigation water rights, including ground water registrations and permits.
3. The term of the lease will commence upon approval of the instream lease and terminate on October 31, 2021. For multiyear leases, the lessor *shall* have the option of terminating the lease any time each year with written notice to the Department. However, if the termination request is received less than 30-days prior to the instream use period (July 23 through October 31) or after the water rights' original period of allowed use has begun, the Department may issue an order terminating the lease but use of water may not be allowed until the following calendar year, unless the Director determines that enlargement would not occur

Dated at Salem, Oregon this 5 day of June 2017.



 Dwight French, Water Right Services Administrator for
 Thomas M. Byler, Director
 Oregon Department of Water Resources

Received by OWRD
 FEB 12 2024
 Salem, OR

Mailing date: JUN 06 2017

This document was prepared by Joan Smith if you have any questions; please call 503-986-0892.

STATE OF OREGON
 COUNTY OF DOUGLAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOOKING GLASS ORGANIC FARMS LLC
 PO BOX 717
 JEFFERSON OR 97352

confirms the right to use the waters of LOOKINGGLASS CREEK, a tributary of UMPQUA RIVER for IRRIGATION of 35.4 ACRES.

This right was perfected under Permit S-30686. The date of priority is JULY 29, 1965.

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 0.44 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	NW SE	40	POD 2 (ORIGINAL) - 1620 FEET SOUTH AND 1310 FEET EAST FROM NW CORNER, HUNTLEY DLC 40
28 S	7 W	WM	2	NW SE	40	APOD 39A (ADDITIONAL) - 2630 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 2

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:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	1	NW SW	40	5.2
28 S	7 W	WM	2	SW NE	40	0.2
28 S	7 W	WM	2	SE NE	40	1.1
28 S	7 W	WM	2	NE SE	40	28.0
28 S	7 W	WM	2	NW SE	40	0.9

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Salem, OR

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each new point of diversion.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The quantity of water diverted at the additional point of diversion (APOD 39A), together with that diverted at the original point of diversion (POD 2), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 2).

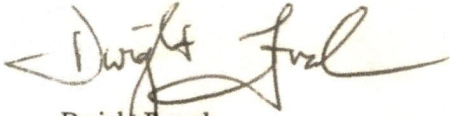
The water user shall maintain and operate a fish screening at the additional point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm a change in ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 26, 2021, at Special Order Volume 118, Page 421, approving Transfer Application T-13405, as further modified by a correcting order of the Water Resources Director entered APRIL 15, 2021, at Special Order Volume 120, Page 130, and as further modified by a second correcting order of the Water Resources Director entered MAY 26, 2021, at Special Order Volume 120, Page 675 and supersedes Certificate 37907, State Record of Water Right Certificates.

JAN 26 2024

Issued _____



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Received by OWRD

FEB 12 2024

Salem, OR

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOOKING GLASS ORGANIC FARMS LLC
PO BOX 717
JEFFERSON OR 97352

confirms the right to use the waters of LOOKINGGLASS CREEK, a tributary of SOUTH UMPQUA RIVER for IRRIGATION of 94.8 ACRES.

This right was perfected under Permit S-32511. The date of priority is APRIL 11, 1967.

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 1.19 cubic feet per second, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	NW SE	40	POD 1 (ORIGINAL) - 1650 FEET NORTH AND 2600 FEET WEST FROM SE CORNER, DLC 40
28 S	7 W	WM	2	NW SE	40	APOD 39A (ADDITIONAL) - 2630 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 2

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:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	1	SW SW	40	2.8
28 S	7 W	WM	2	SE SW	40	2.2
28 S	7 W	WM	2	NE SE	40	0.5
28 S	7 W	WM	2	NW SE	40	2.4
28 S	7 W	WM	2	SW SE	40	39.5
28 S	7 W	WM	2	SE SE	40	33.6
28 S	7 W	WM	11	NE NE	40	6.1
28 S	7 W	WM	11	NW NE	40	6.1
28 S	7 W	WM	11	NE NW	40	0.3
28 S	7 W	WM	12	NW NW	40	1.3

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FEB 12 2024
Salem, OR

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each new point of diversion.
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

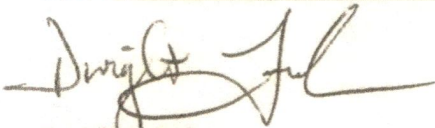
The quantity of water diverted at the additional point of diversion (APOD 39A), together with that diverted at the original point of diversion (POD 1), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 1).

The water user shall maintain and operate a fish screening at the additional point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm a change in ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 26, 2021, at Special Order Volume 118, Page 421, approving Transfer Application T-13405, as further modified by a correcting order of the Water Resources Director entered APRIL 15, 2021, at Special Order Volume 120, Page 130, and as further modified by a second correcting order of the Water Resources Director entered MAY 26, 2021, at Special Order Volume 120, Page 675, and supersedes Certificate 38691, State Record of Water Right Certificates.

Issued JAN 26 2024



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Received by OWRD
FEB 12 2024
Salem, OR

STATE OF OREGON
 COUNTY OF DOUGLAS
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOOKING GLASS ORGANIC FARMS LLC
 PO BOX 717
 JEFFERSON OR 97352

confirms the right to use the waters of LOOKINGGLASS CREEK, a tributary of SOUTH UMPQUA RIVER for IRRIGATION of 21.1 ACRES.

This right was perfected under Permit S-25902. The date of priority is DECEMBER 17, 1958.

The right is limited to not more than 0.262 cubic foot per second (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
28 S	7 W	WM	2	NW SE	40	POD 3 (ORIGINAL) - NONE GIVEN
28 S	7 W	WM	2	NW SE	40	APOD 39A (ADDITIONAL) - 2630 FEET NORTH AND 1630 FEET WEST FROM SE CORNER, SECTION 2

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 a diversion of 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; provided further that the right to the use of water is limited to the period when the flow of water in the South Umpqua River is 60.0 CFS or more at its mouth.

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:

Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
28 S	7 W	WM	2	SE NE	40	12.1
28 S	7 W	WM	2	NE SE	40	4.0
28 S	7 W	WM	2	NW SE	40	5.0

Received by OWRD
 FEB 12 2024
 Salem, OR

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable measuring device as approved by the Director in good working order at each new point of diversion.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The quantity of water diverted at the additional point of diversion (APOD 39A), together with that diverted at the original point of diversion (POD 3), shall not exceed the quantity of water lawfully available at the original point of diversion (POD 3).

The water user shall maintain and operate a fish screening at the additional point of diversion consistent with the Oregon Department of Fish and Wildlife's operational and maintenance standards.

This certificate is issued to confirm a change in ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 26, 2021, at Special Order Volume 118, Page 421, approving Transfer Application T-13405, as further modified by a correcting order of the Water Resources Director entered APRIL 15, 2021, at Special Order Volume 120, Page 130, and as further modified by a second correcting order of the Water Resources Director entered MAY 26, 2021, at Special Order Volume 120, Page 675, and together with Certificate 95304, supersedes Certificate 57718, State Record of Water Right Certificates.

Issued JAN 26 2024



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Received by OWRD

FEB 12 2024

Salem, OR