

Split - A - Permit

T-13909

Name Lake Farming Company, LLCAddress 435 W Madrone Street
Roseburg, OR 97470
chris.lake@live.com

* Additional Applicants Below

Change in SAPDate Filed 1-27-2022Initial notice date 2

DPD issued date

PD issued date

PD notice date

Date of FO 5/11/2022 Vol 126 Page 84-85Withdrawal

C-Date

COBU due date

COBU Received date

Certificate issued

DESCRIPTION OF WATER RIGHT(s)

Name of Stream A ReservoirTrib. of Calapooya CreekUse Irrigation County Douglas

Quantity of water (CFS) No. of Acres

Name of ditch

App# S-87856 Per # S-54810 Cert # — PR Date 1/7/2013

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

FEES PAID

Date	Amount	Receipt #
1-27-2022	\$960.00	137362

FEES REFUNDED

Date	Amount	Receipt #
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~~Assignments:~~ Additional Applicants:

Northwest Farm Credit Services, FLCA	/	Scott O. Goebel
2222 NW Kline Street		P.O. Box 441
Roseburg, OR 97471		Winchester, OR 97495
margaret.fabrizius@northwestfcs.com		

Irrigation District

Agent

CWRE

CC's list



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

May 11, 2022

LAKE FARMING COMPANY LLC
435 W MADRONE ST
ROSEBURG, OR 97470

ORDER ON WITHDRAWN APPLICATION

Reference: Transfer Application T-13909

The above referenced transfer application was withdrawn from the record of the Water Resources Department on May 11, 2022, by Special Order Volume 125, Page 84-85 (copy enclosed).

The transfer application is no further force or effect.

If you have any questions related to this transfer, you may contact your caseworker, Arla Davis, by telephone at 503-979-3129 or by e-mail at Arla.L.Davis@oregon.gov.

Sincerely,

Julie C. Baustian

Water Right Services Support
Transfers and Conservation Section

cc: Susan M. Douthit, Watermaster Dist. # 15 (via email)
Scott Goebel
NW Farm Credit Services, FLCA

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit S-54810,)	FINAL ORDER WITHDRAWING AN
Douglas County)	ASSIGNMENT OF A WATER RIGHT PERMIT
)	AND ISSUANCE OF REPLACEMENT WATER
)	RIGHT PERMITS

Authority

ORS 537.225 establishes the process in which a water right permit holder may submit a request for full or partial assignment of a water right permit and issuance of replacement permits. OAR Chapter 690, Division 325 establishes the requirements and procedures to be used by the Department to evaluate an application by a landowner of record holding a water right permit for irrigation, nursery, temperature control, stock watering or agricultural water use to assign all or part of the water right permit and to issue replacement permits to reflect an assignment from the current permit holder to one or more additional permit holders.

Applicant

LAKE FARMING COMPANY, LLC
435 W MADRONE STREET
ROSEBURG, OR 97470

SCOTT O. GOEBEL
PO BOX 441
WINCHESTER, OR 97495

NORTHWEST FARM CREDIT SERVICES, FLCA
2222 NW KLINE STREET
ROSEBURG, OR 97471

Findings of Fact

Background

1. On November 1, 2021, LAKE FARMING COMPANY, LLC, NORTHWEST FARM CREDIT SERVICES, FLCA, AND SCOTT O. GOEBEL, filed an application for partial assignment of Water Right Permit S-54810 and requested issuance of replacement permits. The Department assigned the application number T-13909.
2. On January 3, 2020, the Department approved an extension of time for complete application of water to October 1, 2028.

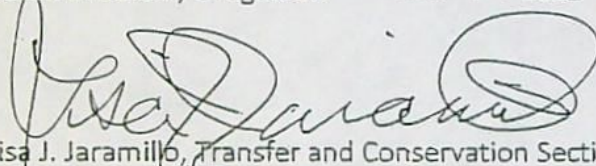
This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition 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.

3. On October 26, 2021, the Department approved a partial assignment of Permit S-54810 from Popeye's Girlfriend, LLC to Lake Farming Company, LLC, Northwest Farm Credit Services, FLCA, and Scott O. Goebel.
4. On March 8, 2022, applicants Northwest Farm Credit Services and Lake Farm Company, LLC requested by email that application for partial assignment of Water Right Permit S-54810 and the requested issuance of replacement permits T-13909 be withdrawn.
5. On April 6, 2022, applicant Scott O. Goebel requested by email that application for partial assignment of Water Right Permit S-54810 and the requested issuance of replacement permits be withdrawn.

Now, therefore, it is ORDERED:

Split a Permit Application T-13909 in the names of LAKE FARMING COMPANY, LLC, NORTHWEST FARM CREDIT SERVICES, FLCA, AND SCOTT O. GOEBEL, is withdrawn and of no further force or effect.

Dated in Salem, Oregon on **MAY 11 2022**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: **MAY 12 2022**

Split a Permit Cover Sheet

Transfer T-13909

Transfer Specialist: Aula

Transfer Type: Split a Permit Transfer

Applicant Name/Address: LAKE FARMING COMPANY LLC 435 W MADRONE ST ROSEBURG, OR 97470	Applicant Name/Address: NORTHWEST FARM CREDIT SERVICES FLCA 2222 NW KLINE ST ROSEBURG, OR 97471	Applicant Name/Address: SCOTT GOEBEL PO BOX 441 WINCHESTER, OR 97495
	Irr. District Name/Address:	Other Landowner Name/Address:
Commentors: Name/Address:		Other Landowner Name/Address:

Water Right Permit Affected

Records Marked	Records Copied	App File No. or Decree Name	Original Permit No.	Replacement Permit	Replacement Permit	Replacement Permit
<input type="checkbox"/>	<input type="checkbox"/>	S-87856	S-54810			

Key Dates & Initial Actions

Fees Paid: November 1, 2021		
125.00 Acknowledgement Letter Sent <input type="checkbox"/>	WM District: 15	Initial Notice:

Processing Dates & Actions

Draft PFO to Data w/draft Permits: _____	
Draft PFO Mailed: _____	Public Notice: _____ Comments Rec'd: Yes / No
Proposed Final Order: _____	Public Notice: _____ Protest Period Ends: _____
Final Order: _____	FO & Permits mailed: _____

DPFO Review (Optional) Reviewer: <u>Joan</u> <u>PKS</u> Date: <u>3/14/2022</u> <u>3/31/22</u> Changes Made: _____ Date: _____ Mailed: _____	PFO Review (Salem) Reviewer: _____ Date: _____ Changes Made: _____ Date: _____ Sig. Bin Date: _____	Final Order Review (Salem) Reviewer: <u>Joan</u> <u>PKS</u> Date: <u>4/11/22</u> <u>4/27/22</u> Changes Made: _____ Date: _____ Sig. Bin Date: _____
Comments/Special Issues: <div style="text-align: center; font-size: 1.5em; font-family: cursive;">Withdrawn</div>		

Special Order Volume: Vol 125 Pages 84-85

APPLICATION (OAR 680-325-0040)

CW		CW	
<input type="checkbox"/>	Appropriately signed	<input type="checkbox"/>	Appropriate Fees Paid
<input type="checkbox"/>	All required Attachments Received	<input type="checkbox"/>	Permit "C" Date has not expired
<input type="checkbox"/>	Use is for irrigation, nursery, agricultural, stock watering, or temperature control	<input type="checkbox"/>	Applicant is not a unit of local government, port, water authority, or a district
<input type="checkbox"/>	Is the Permit located within an Irrigation District? District Name and address provided?	<input type="checkbox"/>	Check for any other authorized Permit Amendments that are not reflected on the Permit

DETERMINING THE "SPLIT"

(Make working copy of application and permit to mark on)

PR	CW		PR	CW	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	The maps adequately show the lands assigned to each landowner and meet the requirements of OAR 690-325-0050	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Application & Permit tabulations match. (Mark on Permit and cert. copies and note corrections needed)

DEPARTMENT REVIEW (OAR 690-325-0070)

PR	CW		YES	NO	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	OAR 690-325-0070(1)(a) The mailing address of each owner of the authorized place of use has been verified	<input type="checkbox"/>	<input type="checkbox"/>	Notes: Use interactive mapper and assessor's page
<input checked="" type="checkbox"/>	<input type="checkbox"/>	OAR 690-325-0070(1)(b) The deed(s) supplied with the application match(es) the properties proposed for assignment	<input type="checkbox"/>	<input type="checkbox"/>	Notes:
<input checked="" type="checkbox"/>	<input type="checkbox"/>	OAR 690-325-0070(1)(c) The most recent water use under the permit, if any, has been exercised within the relevant terms and conditions of the water right permit.	<input type="checkbox"/>	<input type="checkbox"/>	Notes:
<input checked="" type="checkbox"/>	<input type="checkbox"/>	OAR 690-325-0070(1)(d) Will the splitting of the Permit result in enlargement of the original Permit?	<input type="checkbox"/>	<input type="checkbox"/>	Notes:
<input checked="" type="checkbox"/>	<input type="checkbox"/>	OAR 690-325-0070(1)(d) Will the splitting of the Permit result in Injury to other water right holders?	<input type="checkbox"/>	<input type="checkbox"/>	Notes:

REPLACEMENT PERMITS (OAR 690-325-0110)

PR	CW		PR	CW	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Are the same conditions from the original permit included on the replacement permits?	<input type="checkbox"/>	<input type="checkbox"/>	Notes:

**SPLIT A PERMIT and REQUEST FOR ISSUANCE
OF REPLACEMENT PERMITS
APPLICANT'S AGREEMENT**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel, hereafter Applicants, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Information
Contact: Kelly Starnes Title: Transfer Program Analyst Address: 725 Summer Street, NE Suite A Salem, OR 97301-1266 Phone: 503 979-3129 Email: arla.l.davis@oregon.gov	Name: Lake Farming Company, LLC Address: 435 W Madrone Street Roseburg, OR 97470 Phone: 541-580-2055 Email: chris.lake@live.com	Name: Scott O. Goebel Address: PO Box 441 Winchester, OR 97495 Phone: not provided Email: not provided
	Applicant's Information	Applicant's Agent
	Name: Northwest Farm Credit Services Contact: Margaret Fabrizio; Branch Manager Address: 2222 NW Kline Street Roseburg, OR 97471 Phone: 541-464-6700 Email: margarev.fabrizius@northwestfcs.com	Name: Dunn Carney, LLP Contact: Kate L. Moore Address: 851 SW Sixth Ave. Portland, OR 97204 Phone: 503-417-5375 Email: kmoore@dunnearney.com

Purpose: The purpose of this Agreement is to process the Split a Permit Application. (Permit Number: S-54810)

- 1. Authority** The OWRD has been authorized pursuant to ORS 537.225 to receive and review application for assignment of all or part of the water right permit and for the issuance of a replacement water right permit that reflects that assignment. In addition OAR 690-325-0010 through 0110 establishes the requirements and procedures for evaluating the application. In making this agreement, OWRD shall require the applicants to pay the full cost of evaluating the application.
- 2. Restrictions.** Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- 3. Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicants, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
- 4. Statement of Work.** The Statement of Work is contained in Exhibit A attached hereto and incorporated by reference into this Agreement. OWRD agrees to perform this work in accordance with the terms and conditions of this Agreement.
- 5. Consideration.**
 - a. Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel** shall pay OWRD in advance for actual costs incurred by OWRD as specified in the Statement of work attached and incorporated as Exhibit A. The estimated maximum reimbursement payable to OWRD under this Agreement is **\$960.00**. Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel, agrees to pay the full amount of **\$960.00** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicants can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - b.** The costs stated in this Agreement do not include the statutory application processing and filing fees.

6. **Contract Documents.** This Agreement consists of the following documents which are listed in descending order of precedence: this Agreement and the attached Exhibit A. All attached Exhibits are incorporated into this Agreement by reference.
7. **Confidentiality.** Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
8. **Indemnity.** Applicants shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature resulting from or arising out of, or relating to the activities of Applicants or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the service. The Applicants acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.
9. **Termination.** Applicants may request to terminate this agreement only in writing at anytime during the process. The Applicants agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicants will refund any unspent balance after paying the contractor for the work done.
10. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
11. **Duration of Estimate.** The Estimate of Time to complete the work in Exhibit A (Statement of Work) becomes null and void after thirty- (30) days from the date the Applicant's Agreement is mailed. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicants must re-apply for a new estimate.
12. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, statutory waiting periods, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
13. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define limit or describe the scope or intent of any provision of this Agreement.
14. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.

15. Signatures. All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant: _____
Name/Title: Lake Farming Company, LLC _____
Date

For Applicant: _____
Name/Title: Northwest Farm Credit Services
Margaret Fabrizius; Branch Manager _____
Date

For Applicant: _____
Name/Title: Scott O. Goebel _____
Date

For OWRD: _____
Dwight French – Administrator WRSD _____
Date

Mail signed Agreement to:

Arla L Davis
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Exhibit A

Statement of Work

Permit Number: S-54810

Name of Applicants: Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel

Split a Permit Process Itemized Estimate Sheet For Permit Application

Action Item	Est. Time (hr.)
Review Application for Completeness	2.0
Verify mailing address of each owner of the authorized place of use	0.5
Verify deed(s) match(es) properties proposed for assignment	1.5
Verify most recent water use under the permit has been exercised within relevant terms and conditions of permit	0.5
Assess application for enlargement of the original permit and injury to other water right holders	1.0
Review and prepare draft documents	6.0
Peer review, issue, mail, and publish draft PFO	1.5
Peer review, issue, mail, and publish PFO	1.5
Peer review, issue and mail Final Order	1.5
Total hours	16.0

Total estimated cost is 16.0 hours at \$60.00* per hour, totaling \$960.00.

* - This figure is representative of the average compensation for staff time, with benefits and overhead, for the staff persons working on this file. You may request a detailed accounting upon completion of this project.

Completion of Draft Proposed Final Order: **February 10, 2022**

**Dates are contingent on the Applicant's expeditious resolution of any deficiency and may be affected by Department's work load.*

**SPLIT A PERMIT and REQUEST FOR ISSUANCE
OF REPLACEMENT PERMITS**

APPLICANT'S AGREEMENT

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Contact: Kelly Starnes Title: Transfer Program Analyst Address: 725 Summer Street, NE Suite A Salem, OR 97301-1266 Phone: 503 979-3129 Email: arla.l.davis@oregon.gov	Name: Lake Farming Company, LLC Address: 435 W Madrone Street Roseburg, OR 97470 Phone: 541-580-2055 Email: chris.lake@live.com	Name: Scott O. Goebel Address: PO Box 441 Winchester, OR 97495 Phone: not provided Email: not provided
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4. **Statement of Work.** The Statement of Work is contained in Exhibit A attached hereto and incorporated by reference into this Agreement. OWRD agrees to perform this work in accordance with the terms and conditions of this Agreement.
5. **Consideration.**
 - a. Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel shall pay OWRD in advance for actual costs incurred by OWRD as specified in the Statement of work attached and incorporated as Exhibit A. The estimated maximum reimbursement payable to OWRD under this Agreement is **\$960.00**. Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel, agrees to pay the full amount of **\$960.00** to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicants can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
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9. **Termination.** Applicants may request to terminate this agreement only in writing at anytime during the process. The Applicants agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicants will refund any unspent balance after paying the contractor for the work done.
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Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 10, 2021

Dunn Carney, LLP
Attn: Kate L. Moore
851 SW Sixth Ave.
Portland, OR 97204

RE: Split a Permit Application for Permit S-54810

We are in receipt of your application to Split a Permit and Request for Issuance of Replacement Permits. Our Receipt 136750 for your \$125.00 for the estimated cost to process the application is enclosed.

Also enclosed is the Applicant's Agreement which includes the estimated cost of the work to be performed. In order to commence work, the Agreement must be signed and accompanied with the full payment (\$960.00) of the estimated maximum cost. Because there are multiple applicants, a separate letter and contract have been sent to each applicant. Each applicant may submit a separate check for their portion of the full amount if the cost of the work is to be split by the applicants along with their signed contract. All applicants are not required to sign a single contract. Please read the Agreement thoroughly and follow the instructions to proceed with the process.

Please mail the signed contract and checks(s) totaling the amount of \$960.00, prior to **January 10, 2022**, to:

Oregon Water Resources Department
Attn: Arla L Davis
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

If you have any questions, please contact me by e-mail at arla.l.davis@oregon.gov

Sincerely,

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

Enclosures



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

December 10, 2021

Scott O. Goebel
PO Box 441
Winchester, OR 97495

RE: Split a Permit Application for Permit S-54810

We are in receipt of your application to Split a Permit and Request for Issuance of Replacement Permits.

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Oregon Water Resources Department
Attn: Arla L Davis
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

If you have any questions, please contact me by e-mail at arla.l.davis@oregon.gov

Sincerely,

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

Enclosures

cc: Applicant: Lake Farming Company, LLC
Applicant: Northwest Farm Credit Services; Margaret Fabrizio; Branch Manager
Agent: Dunn Carney, LLP; Kate Moore



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 10, 2021

Northwest Farm Credit Services
Margaret Fabrizio; Branch Manager
2222 NW Kline Street
Roseburg, OR 97471

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Sincerely,

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

Enclosures

cc: Applicant: Lake Farming Company, LLC
Applicant: Scott O. Goebel
Agent: Dunn Carney, LLP; Kate Moore



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 10, 2021

Lake Farming Company, LLC
435 W Madrone Street
Roseburg, OR 97470

RE: Split a Permit Application for Permit S-54810

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Sincerely,

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

Enclosures

cc: Applicant: Scott o. Goebel
Applicant: Northwest Farm Credit Services; Margaret Fabrizio; Branch Manager
Agent: Dunn Carney, LLP; Kate Moore



Kate L. Moore

Admitted in Oregon and Washington

kmoore@dunnearney.com

Direct 503.417.5375

RECEIVED

NOV 01 2021

OWRD

October 29, 2021

Via First Class Mail

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Re: Split A Permit and Request for Issuance of Replacement Permits - Permit # S-54810

Dear Sir/Ma'am:

I represent Popeye's Girlfriend, LLC, and submit this letter and enclosures on its behalf, as well as on behalf of Scott O. Goebel; Lake Farming Company, LLC; and Northwest Farm Credit Services, FLCA. Enclosed please find an Application to Split A Permit and Request for Issuance of Replacement Permits regarding Permit # S-54810, together with a check in the amount of \$125.00.

Please note the recently submitted requests for assignment relating to this permit. For your convenience, copies of those requests are enclosed as Attachment E to this Application to Split a Permit.

Please do not hesitate to contact me with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Kate L. Moore".

Kate L. Moore

KLM:wms
Enclosures



Oregon
Kate Brown, Governor

8-87856
Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

February 9, 2022

SCOTT O. GOEBEL
PO BOX 441
WINCHESTER, OR 97495

Reference: Application T-13909

On January 1, 2022, OWRD received your signed contract to split a permit. The contract was accompanied by \$960.00. Our receipt number 137362 is enclosed.

The Department will issue a Draft Proposed Final Order with Draft Permits for your review within thirty days. Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #15 (via email)
Northwest Farm Credit Services, FLCA
Lake Farming Company, LLC

Enclosure

Split a Permit Process

ORS 537.225





Oregon
Kate Brown, Governor

RECEIVED

JAN 27 2022

OWRD

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 10, 2021

Northwest Farm Credit Services
Margaret Fabrizio; Branch Manager
2222 NW Kline Street
Roseburg, OR 97471

RE: Split a Permit Application for Permit S-54810

We are in receipt of your application to Split a Permit and Request for Issuance of Replacement Permits.

Enclosed is the Applicant's Agreement which includes the estimated cost of the work to be performed. In order to commence work, the Agreement must be signed and accompanied with the full payment (\$960.00) of the estimated maximum cost. Because there are multiple applicants, a separate letter and contract have been sent to each applicant. Each applicant may submit a separate check for their portion of the full amount if the cost of the work is to be split by the applicants along with their signed contract. All applicants are not required to sign a single contract. Please read the Agreement thoroughly and follow the instructions to proceed with the process.

Please mail the signed contract and checks(s) totaling the amount of \$960.00, prior to **January 10, 2022**, to:

Oregon Water Resources Department
Attn: Arla L Davis
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266

If you have any questions, please contact me by e-mail at arla.l.davis@oregon.gov

Sincerely,

Arla L Davis
Transfer Specialist
Transfer and Conservation Section

Enclosures

cc: Applicant: Lake Farming Company, LLC
Applicant: Scott O. Goebel
Agent: Dunn Carney, LLP; Kate Moore

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

RECEIPT # **137362**

(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Scott Goebel

BY: Alyssa N Goebel

CASH: ☐ CHECK: # 1006 OTHER: (IDENTIFY) ☐

APPLICATION _____

PERMIT _____

TRANSFER T-13909

TOTAL REC'D \$ 960.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 960.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____

0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **137362**

DATE: 1-27-2022 BY: [Signature]

RECEIVED

JAN 27 2022

OWRD

SPLIT A PERMIT and REQUEST FOR ISSUANCE
OF REPLACEMENT PERMITS

APPLICANT'S AGREEMENT

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel, hereafter Applicants, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Information
Contact: Kelly Starnes	Name: Lake Farming Company, LLC	Name: Scott O. Goebel
Title: Transfer Program Analyst	Address: 435 W Madrone Street	Address: PO Box 441
Address: 725 Summer Street, NE	Roseburg, OR 97470	Winchester, OR 97495
Suite A	Phone: 541-580-2055	Phone: not provided
Salem, OR 97301-1266	Email: chris.lake@live.com	Email: not provided
Phone: 503 979-3129		
Email: arla.l.davis@oregon.gov	Applicant's Information	Applicant's Agent
	Name: Northwest Farm Credit Services	Name: Dunn Carney, LLP
	Contact: Margaret Fabrizio;	Contact: Kate L. Moore
	Branch Manager	Address: 851 SW Sixth Ave.
	Address: 2222 NW Kline Street	Portland, OR 97204
	Roseburg, OR 97471	Phone: 503-417-5375
	Phone: 541-464-6700	Email:
	Email: margaret.fabrizius@northwestfcs.com	kmoore@dunnearney.com

Purpose: The purpose of this Agreement is to process the Split a Permit Application. (Permit Number: S-54810)

- Authority** The OWRD has been authorized pursuant to ORS 537.225 to receive and review application for assignment of all or part of the water right permit and for the issuance of a replacement water right permit that reflects that assignment. In addition OAR 690-325-0010 through 0110 establishes the requirements and procedures for evaluating the application. In making this agreement, OWRD shall require the applicants to pay the full cost of evaluating the application.
- Restrictions.** Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
- Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicants, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
- Statement of Work.** The Statement of Work is contained in Exhibit A attached hereto and incorporated by reference into this Agreement. OWRD agrees to perform this work in accordance with the terms and conditions of this Agreement.
- Consideration.**
 - Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel shall pay OWRD in advance for actual costs incurred by OWRD as specified in the Statement of work attached and incorporated as Exhibit A. The estimated maximum reimbursement payable to OWRD under this Agreement is ~~\$960.00~~. Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel, agrees to pay the full amount of ~~\$960.00~~ to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicants can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - The costs stated in this Agreement do not include the statutory application processing and filing fees.

15. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant:

[Signature]
Name/Title: Lake Farming Company, LLC

1/24/22
Date

For Applicant:

Margaret Fabrizio, Branch Manager
Name/Title: Northwest Farm Credit Services
Margaret Fabrizio; Branch Manager

12/22/2021
Date

For Applicant:

[Signature]
Name/Title: Scott O. Goebel

1-24-22
Date

For OWRD:

Dwight French – Administrator WRSD

Date

Mail signed Agreement to:

Arla L Davis
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

RECEIVED

JAN 27 2022

OWRD

Exhibit A

Statement of Work

Permit Number: S-54810

Name of Applicants: Lake Farming Company, LLC, Northwest Farm Credit Services, and Scott O. Goebel

**Split a Permit Process
Itemized Estimate Sheet
For
Permit Application**

Action Item	Est. Time (hr.)
Review Application for Completeness	2.0
Verify mailing address of each owner of the authorized place of use	0.5
Verify deed(s) match(es) properties proposed for assignment	1.5
Verify most recent water use under the permit has been exercised within relevant terms and conditions of permit	0.5
Assess application for enlargement of the original permit and injury to other water right holders	1.0
Review and prepare draft documents	6.0
Peer review, issue, mail, and publish draft PFO	1.5
Peer review, issue, mail, and publish PFO	1.5
Peer review, issue and mail Final Order	1.5
Total hours	16.0

Total estimated cost is 16.0 hours at \$60.00* per hour, totaling \$960.00.

* - This figure is representative of the average compensation for staff time, with benefits and overhead, for the staff persons working on this file. You may request a detailed accounting upon completion of this project.

Completion of Draft Proposed Final Order: February 10, 2022

**Dates are contingent on the Applicant's expeditious resolution of any deficiency and may be affected by Department's work load.*

SPLIT A PERMIT
TIME TRACKING SHEET

T-13909

Date	Item	Caseworker	Time/hrs (¼ hrs)
3/8/22	Review Application, draft Draft PFO and replacement Permits	AUD	2.5
3/14/22	Peer Review of Draft PFO and replacement Permits	Kelly Joan	2.0 1.0
	Data: Review of replacement Permits	Data	
	Changes to Draft PFO and replacement Permits and issuance of Draft Proposed Final Order, prepare notice of application for weekly public notice.		
	Mail DRAFT PFO, cc of app, existing permit, and draft replacement Permits to all landowners. Weekly Public Notice and workflow	Support	
	Review comments received and draft Proposed Final Order w/draft replacement Permits and draft public notice		
	Peer review Proposed Final Order w/draft replacement Permits and public notice		
	Mail PFO with draft replacement permits to each landowner and commenter. Weekly Public Notice and workflow	Support	
	Verify no protests have been filed. Prepare Final Order and Replacement Permits.		
4/11/22	Peer review Final Order and Replacement Permits	Joan	0.25
5/2/22	Issue Final Order and Replacement Permits + Phone Calls w/applicants	Arla	6.0 hrs
	Mail Final Order and Replacement Permits to Landowners. Workflow	Support	

Withdrawn

DAVIS Arla L * WRD

From: Alayna Goebel <alaynic1@msn.com>
Sent: Wednesday, April 6, 2022 7:13 AM
To: Kate L. Moore; Margaret Fabrizio; chris.lake@live.com; DAVIS Arla L * WRD
Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Arla,

This email is to confirm we agree to cancel the split a permit process as discussed on the phone.

When this issue originally arose, it was our misunderstanding that we were powerless to have effect on how the water was used between the parties, regardless of whether it was split or not, and so we did not cancel initially. However, it does appear there is a viable option to honor our civil agreement if we continue as co-owners, and therefore wish to cancel and pursue this.

Scott Goebel

From: Ressler, Ted <tressler@summitwr.com>
Sent: Tuesday, April 5, 2022 4:14:47 PM
To: Alayna Goebel <alaynic1@msn.com>; Kate L. Moore <kmoore@dunncarney.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>; chris.lake@live.com <chris.lake@live.com>
Cc: Dennis Wilde <magycorp2@me.com>
Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Scott

I suggest reaching out to Gerry to discuss. If your discussion with Gerry does not resolve your question, then consider coordinating a conference call with additional staff. My conversation with Gerry was specific to this permit, and it was just the other week, so his conversation with me should still be fresh. Attached is the email I sent to him prior to our discussion, which mirrors closely what I described to you in my email.

Gerry Clark
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-979-9103
Gerald.E.CLARK@water.oregon.gov

Ted

From: Alayna Goebel <alaynic1@msn.com>
Sent: Tuesday, April 5, 2022 4:02 PM
To: Ressler, Ted <tressler@summitwr.com>; Kate L. Moore <kmoore@dunncarney.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>; chris.lake@live.com
Cc: Dennis Wilde <magycorp2@me.com>

Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Ted,

If that is the case, then that would be great, and it sounds like option 1 may be optimal. May we have Gerry Clark's contact information? Or could we include him and Arla in our conference call?

Scott

From: Ressler, Ted <tressler@summitwr.com>

Sent: Tuesday, April 5, 2022 3:46 PM

To: Alayna Goebel <alaynic1@msn.com>; Kate L. Moore <kmoore@dunnearney.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>; chris.lake@live.com <chris.lake@live.com>

Cc: Dennis Wilde <magycorp2@me.com>

Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Scott

The highlighted text is not my understanding from my discussion with Gerry Clark in the Certificates section at OWRD (he is the lead for reviewing claim of beneficial use reports and certificate requests) or my past experience during interfacing with OWRD during the certification process. My understanding is that OWRD will not reduce the 50 AF volume of this permit unless the total acreage developed under the permit (combination of both you and Lake Farming Co) is less than 20 acres (20 acres * 2.5 AF/ac/season = 50 AF). The 2.5 AF/ac seasonal duty is the only limit that applies. The 0.306 AF/ac limit referenced by Arla is only applicable to the split-a-permit process.

Ted

From: Alayna Goebel <alaynic1@msn.com>

Sent: Tuesday, April 5, 2022 2:59 PM

To: Kate L. Moore <kmoore@dunnearney.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>; chris.lake@live.com

Cc: Dennis Wilde <magycorp2@me.com>; Ressler, Ted <tressler@summitwr.com>

Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Kate and all,

Thank you for the information. I just got off the phone with Arla. I did have some confusion between the rate of .306 AF and 2.5 AF/acre/year. Option 1 is possible. It is possible to keep the permit shared, and we can have a private agreement in where the Lakes apply 40 acre feet and us 10 within our designated tax lots. The potential issue this poses will come when the permit goes through the certification process; there is a risk the whole right may be reduced for all parties because we would only be able to beneficially utilize the water on a smaller acreage based on our reduced supply. In other words, loss of maximum volume due to disproportionate distribution of the water on the total acres.

For example, If we apply 10AF on 4 acres at a rate of 2.5AF/acre/yr and show use on these 4 acres only, the maximum volume could be reduced for the entire permit. In this example, the volume would be recalculated at $0.306\text{AF} \times (90 + 4 \text{ acres})$ for a total of 28.7 AF maximum volume to share between our two lots.

I think it is very important for all parties to ask if this is a risk all parties wish to take? It is possible that all parties would end up with less water in the end.

I further think it would be unreasonable to expect me to invest in the infrastructure to apply a small amount of water to all 72.4 acres on my tax lot to prevent overall loss of rights.

Which brings us to option 2 which we also discussed with Arla. The way our permit is written, the rate is fixed and cannot be increased to the 0.441 as presented in option 2. She said if you cancel any land, you cancel the right associated with that acre. The right would be recalculated at (number of acres) x the fixed rate of 0.306 AF. So if we cancel 49.73 of our acres the maximum volume would again be reduced to approximately 35 AF between the two parcels.

Based on OWRD's evaluation of the permit we can't split and honor the terms of the civil agreement, however if we don't split it would violate the agreement we had between the Wildes at closing that a split would be completed.

I would be happy to set up a conference call to discuss the best way to resolve this.

From: Kate L. Moore <KMoore@dunncarney.com>
Sent: Tuesday, April 5, 2022 11:28 AM
To: Alayna Goebel <alaynic1@msn.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>;
chris.lake@live.com <chris.lake@live.com>
Cc: Dennis Wilde <magycorp2@me.com>; Ressler, Ted <tressler@summitwr.com>
Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Thank you for your response, Scott. Popeye's water consultant, Ted Ressler, spoke with the Watermaster (Susan Douthit) about what would be permissible. She indicated that an agreement between the parties would allow them to irrigate as they wish within the confines of the permit. I have copied Ted on this response, and attached a copy of his follow-up email exchange with Susan confirming the discussion. Arla was copied on that email exchange and did not raise any issue with the approach. My guess is that she was still thinking of it in the context of a split-a-permit application, to which different criteria apply.

Ted also spoke with Gerry Clark, Water Rights Specialist with the Department, who had the same response as Susan. The only limitations of the existing permit are: (1) no more than 163.1 acres can be irrigated; (2) the annual volume is limited to no more than 50 AF; and (3) the seasonal per acre duty limit is no more than 2.5 AF/ac. The permit holders may apply any amount of water to any of the authorized acres up to these limits.

It seems that setting up a group conference call with OWRD staff to talk this through and make sure everyone is comfortable with the approach would be helpful. Please let me know if you would like us to proceed with trying to schedule something along these lines. Thank you.

Kind Regards,

Kate L. Moore
kmoore@dunncarney.com
Direct 503.417.5375

From: Alayna Goebel <alaynic1@msn.com>

Sent: Monday, April 4, 2022 6:49 PM

To: Kate L. Moore <KMoore@dunncarney.com>; Margaret Fabrizio <Margaret.fabrizius@northwestfcs.com>; chris.lake@live.com

Cc: Dennis Wilde <magycorp2@me.com>

Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Kate, Chris, and Margaret

Based on our conversation with Arla Davis (our split a permit case worker with the water board), I don't see how either of these options are viable solutions. According to Arla the amounts, rates, and terms of the permit can't be modified. She stated the numbers are what they were as written in 2013. So, if we followed option 1 and remain as co-owners on the permit, each tax lot would still only be able to utilize water per that permit which is 0.306AF/acre outlined in Arla's email below. The same as it will be after the split.

Kate mentions usage of up to 2.5 AF per acre, but please note this is the maximum total allowed for irrigation from ALL sources, meaning the existing permit together with any additional water right/permit. The only way to use more water beyond the permitted 0.306 AF/acre of the existing permit, per our discussion with Arla, would be for the Lakes to secure an additional water permit to add to their existing permit.

It would seem that option 2 would also not work given the reasons above. We would further not consider voluntary cancellation of the permitted water usage designated to our tax lot at 72.4 acres under this permit.

If there is a solution to this it would need to be approved by the water board. Kate, you state these options have been run by the Department, but they seem to contradict our conversations with Arla. Who have you been in communication with?

It's important to note that Arla informed us that the Water Master has been made aware of our situation and she (the Water Master) will be overseeing water usage on both of our lots to ensure neither is overusing per the permit.

Scott

From: Kate L. Moore <KMoore@dunncarney.com>

Sent: Monday, April 4, 2022 3:51 PM

To: Margaret Fabrizio <Margaret.Fabrizius@northwestfcs.com>; chris.lake@live.com <chris.lake@live.com>; alaynic1@msn.com <alaynic1@msn.com>

Cc: Dennis Wilde <magycorp2@me.com>

Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

We have run a couple different approaches by the Department, both of which would accomplish the purposes of the Water Sharing and Easement Agreement. I provide a brief explanation of the two approaches below for your consideration, referring to the property owners as "Lake" and "Goebel" for ease of reference.

Option 1: Both Lake and Goebel continue to operate under the existing permit and allocate the water according to a private agreement between the parties. A revised Water Sharing and Easement Agreement

could serve this purpose, and it could also be recorded to avoid any confusion. The 50 AF could be split how the parties wish, and together the parties would not be able to exceed 50 AF in a year and a duty of 2 ½ AF per acre (which would have been the case with the split-a-permit anyways). The parties would have to coordinate timing of proving up the permit to get it certificated, so we'd want to include a provision in the Agreement that requires cooperation on this.

Option 2: A revised split-a-permit application could be filed; however, to avoid the issue of the proportional allocation per acre needing to remain the same, Goebel would have to agree to cancel a certain number of the acres currently designated for irrigation. The proportional breakdown the Department would approve utilizing the full acreage would look like this:

- Lake Farming @ 90.7 acres = $90.7 \text{ ac} * 0.307 \text{ AF/ac} = 27.81 \text{ AF}$
- Scott G @ 72.4 acres = $72.4 \text{ ac} * 0.307 \text{ AF/ac} = 22.19 \text{ AF}$

The alternative approach would be based on partial voluntary cancellation of 49.73 acres on Goebel's land, resulting in a total of 113.37 acres as follows:

- Lake Farming @ 90.7 acres = $90.7 \text{ ac} * 0.441 \text{ AF/ac} = 40.0 \text{ AF}$
- Scott G @ 22.67 acres = $22.67 \text{ ac} * 0.441 \text{ AF/ac} = 10 \text{ AF}$

Please let me know if you have any questions, and your preference for proceeding. Thanks.

Kate L. Moore
kmoore@dunncarney.com
Direct 503.417.5375

From: Margaret Fabrizio <Margaret.Fabrizius@northwestfcs.com>
Sent: Thursday, March 24, 2022 10:11 AM
To: Kate L. Moore <KMoore@dunncarney.com>; chris.lake@live.com; alaynic1@msn.com
Cc: Dennis Wilde <magycorp2@me.com>
Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

Thank you for your consideration. I have attached a Document recorded in Douglas County between the parties prior to the sale of the two properties in 2021. I believe this was the assumption and understanding how the water was going to be split.

Thank you, Margaret



Margaret Fabrizio
Branch Manager / Relationship Manager AVP
2222 NW Kline St, Roseburg, OR 97471
o 541-464-6700 | m 541-914-8757 | f 541-464-6705
northwestfcs.com

From: Kate L. Moore <KMoore@dunncarney.com>
Sent: Thursday, March 24, 2022 9:50 AM
To: chris.lake@live.com; alaynic1@msn.com; Margaret Fabrizio <Margaret.Fabrizius@northwestfcs.com>
Cc: Dennis Wilde <magycorp2@me.com>
Subject: FW: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

I wanted to reach out to let you know that we are looking into some possible approaches to remedy this situation and will reach out next week with an update. From our initial conversations with the Department and our independent analysis, it does appear that there should be a work around but we want to make sure we are looking at all of the angles before presenting the possible options to you all. If you have any questions in the meantime, please let me know.

Thank you,

Kate L. Moore
kmoore@dunncarney.com
Direct 503.417.5375

From: Chris Lake <chris.lake@live.com>
Sent: Tuesday, March 8, 2022 3:55 PM
To: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>
Cc: Margaret Fabrizio <Margaret.Fabrizius@northwestfcs.com>; Alayna Goebel <alaynic1@msn.com>; Kate L. Moore <KMoore@dunncarney.com>; STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; DOUTHIT Susan M * WRD <Susan.M.DOUTHIT@water.oregon.gov>; BJORK Mary F * WRD <Mary.F.BJORK@water.oregon.gov>
Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

All,
I agree with Northwest Farm Credit Services. This is not what we agreed. Do not proceed with this split of the permit.

Chris Lake

Sent from my iPhone

On Mar 8, 2022, at 2:55 PM, DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov> wrote:

Hello Margaret,

Thank you for your email. The Department is not able to stop the processing of and hold applications. If however you are requesting to stop the processing and withdraw the application for a partial refund (only the fees that we have not used yet will be refunded) I will need for all parties (Lake Farming Company, Northwest Farm Credit Services and Scott O. Goebel) involved to agree to the withdraw of T-13909 and will need to be notified in writing (email is fine). Permit S-54810 cannot be enlarged even if splitting the permit does not take place, the rate of the water can only be used in accordance with the conditions and limitations of Permit S-54810. If a larger rate is needed, a new water right will need to be applied for. If withdrawing the application is how everyone would like to proceed, I will need to be notified as soon as possible. I am setting a deadline of April 8, 2022 for the application to be withdrawn. I will continue to process the application (which means we will continue to use fees paid and will reduce the refund amount) and send it into review. I will not issue a draft of the order until after the April 8, 2022 date if I have not been notified that the application is being withdrawn. Please let me know if there are any other questions.

Arla L. Davis
Water Rights Transfer Specialist
Transfer and Conservation Section
725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

From: Margaret Fabrizio <Margaret.Fabrizius@northwestfcs.com>
Sent: Tuesday, March 8, 2022 2:42 PM
To: DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov>; Alayna Goebel <alaynic1@msn.com>; chris.lake@live.com; kmoore@dunncarney.com
Cc: STARNES Patrick K * WRD <Patrick.K.STARNES@water.oregon.gov>; JARAMILLO Lisa J * WRD <Lisa.J.JARAMILLO@water.oregon.gov>; DOUTHIT Susan M * WRD <Susan.M.DOUTHIT@water.oregon.gov>; BJORK Mary F * WRD <Mary.F.BJORK@water.oregon.gov>
Subject: RE: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

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Thank you, Margaret



Margaret Fabrizio
Branch Manager / Relationship Manager AVP
2222 NW Kline St, Roseburg, OR 97471
o 541-464-6700 | m 541-914-8757 | f 541-464-6705
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Use: IRRIGATION of 163.1 ACRES
Max Volume: 50.0 ACRE FEET
Priority Date: JANUARY 7, 2013
Limit/Duty: 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 not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Period of Use: MARCH 1 THROUGH OCTOBER 31
Source: FORD'S POND, CONSTRUCTED UNDER PERMIT R-1669, TRIBUTARY OF CALAPOOYA CREEK

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Use: IRRIGATION of 72.4 ACRES
Max Volume: 22.2 ACRE FEET
Priority Date: JANUARY 7, 2013
Limit/Duty: 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

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690-325-0030 – Definitions (1)

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Arla L. Davis

Water Rights Transfer Specialist
Transfer and Conservation Section

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Water Rights Transfer Specialist

Transfer and Conservation Section

725 Summer St. NE, Suite A | Salem, OR 97301 | Phone: 503-979-3129



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

CONFIDENTIALITY NOTICE: Unless specifically stated: (i) this email does not create a legal relationship between Northwest FCS, including its subsidiaries and affiliates (collectively "Northwest") and the recipient; (ii) Northwest disclaims any liability for the content of this email or for the consequences of any actions taken on the basis of the

DAVIS Arla L * WRD

From: Chris Lake <chris.lake@live.com>
Sent: Tuesday, March 8, 2022 3:55 PM
To: DAVIS Arla L * WRD
Cc: Margaret Fabrizio; Alayna Goebel; kmoore@dunncarney.com; STARNES Patrick K * WRD; JARAMILLO Lisa J * WRD; DOUTHIT Susan M * WRD; BJORK Mary F * WRD
Subject: Re: Split a Permit Application T-13909 for Lake Farming Company, Northwest Farm Credit Services, FLCA, and Scott O. Goebel

All,
I agree with Northwest Farm Credit Services. This is not what we agreed. Do not proceed with this split of the permit.

Chris Lake

Sent from my iPhone

On Mar 8, 2022, at 2:55 PM, DAVIS Arla L * WRD <Arla.L.DAVIS@water.oregon.gov> wrote:

Hello Margaret,

Thank you for your email. The Department is not able to stop the processing of and hold applications. If however you are requesting to stop the processing and withdraw the application for a partial refund (only the fees that we have not used yet will be refunded) I will need for all parties (Lake Farming Company, Northwest Farm Credit Services and Scott O. Goebel) involved to agree to the withdraw of T-13909 and will need to be notified in writing (email is fine). Permit S-54810 cannot be enlarged even if splitting the permit does not take place, the rate of the water can only be used in accordance with the conditions and limitations of Permit S-54810. If a larger rate is needed, a new water right will need to be applied for. If withdrawing the application is how everyone would like to proceed, I will need to be notified as soon as possible. I am setting a deadline of April 8, 2022 for the application to be withdrawn. I will continue to process the application (which means we will continue to use fees paid and will reduce the refund amount) and send it into review. I will not issue a draft of the order until after the April 8, 2022 date if I have not been notified that the application is being withdrawn. Please let me know if there are any other questions.

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STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

POPEYE'S GIRLFRIEND LLC
3720 SW BOND AVE UNIT 408
PORTLAND OR 97239

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-87856

SOURCE OF WATER: FORD'S POND, CONSTRUCTED UNDER PERMIT R-1669, TRIBUTARY
OF CALAPOOYA CREEK

PURPOSE OR USE: IRRIGATION OF 163.1 ACRES

MAXIMUM VOLUME: 50.0 ACRE FEET

DATE OF PRIORITY: JANUARY 7, 2013

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	6 W	WM	14	SW SE	715 FEET NORTH AND 1550 FEET WEST FROM SE CORNER, SECTION 14

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 not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	6 W	WM	14	SE SW	11.4
25 S	6 W	WM	14	SW SE	12.4
25 S	6 W	WM	23	NE NE	1.1
25 S	6 W	WM	23	NW NE	38.1
25 S	6 W	WM	23	SW NE	19.7
25 S	6 W	WM	23	SE NE	1.5
25 S	6 W	WM	23	NE NW	39.3
25 S	6 W	WM	23	NW NW	5.3
25 S	6 W	WM	23	SW NW	7.5
25 S	6 W	WM	23	SE NW	26.8

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion, and maintain the meter(s) in good working order.

- B. The permittee shall allow the watermaster access to the meter(s); where a meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use, and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

STANDARD CONDITIONS

- 1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
- 2. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.
- 3. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
- 4. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.
- 5. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
- 6. If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, shall be followed.
- 7. Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

8. Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued APRIL 18 2013.

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

Oregon Water Resources Department
Water Right Services Division

Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit S-54810, Water Right Application S-87856) FINAL ORDER
in the name of Popeye's Girlfriend, LLC)

Permit Information

Application:	S-87856
Permit:	S-54810
Basin:	Umpqua / Watermaster District 15
Date of Priority:	January 7, 2013
Source of Water:	Ford's Pond, Constructed under Permit R-1669, tributary of Calapooya Creek
Purpose or Use:	irrigation of 163.1 acres
Maximum Volume:	50.0 acre-feet (AF)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

Appeal Rights

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

Application History

Permit S-54810 was issued by the Department on April 18, 2013. The permit specified completion of construction and complete application of water to beneficial use by, April 18, 2019. On August 19, 2019, Dennis Wilde, co-manager of Popeye's Girlfriend, LLC, submitted an Application for Extension of Time for Permit S-54810. In accordance with OAR 690-315-0050(2), on November 5, 2019, the Department issued a Proposed Final Order proposing to

extend the time to complete construction from April 18, 2019, to October 1, 2028, and the time to apply water to full beneficial use from April 18, 2019, to October 1, 2028. The protest period closed December 22, 2019, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated November 5, 2019.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following condition:

LIMITATIONS AND CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2023 and 2027. A form will be enclosed with your Final Order.**

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

CONCLUSION OF LAW

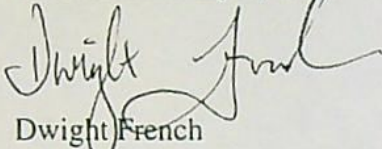
The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

continued on following page

ORDER

The extension of time for Application S-87856, Permit S-54810, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from April 18, 2019, to October 1, 2028. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from April 18, 2019, to October 1, 2028.

DATED: January 3, 2020



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

-
- If you have any questions about statements contained in this document, please contact Permit Extension Specialist at (503)986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Ste A

Salem, OR 97301

Phone: 503-986-0900

Fax: 503-986-0904

www.Oregon.gov/OWRD

October 26, 2021

Dunn Carney
Operating Account
851 SW 6th Ave Ste 1500
Portland, OR 97204

Reference: Application S-87856, Permit S-54810

The partial assignments from Popeye's Girlfriend, LLC to Lake Farming Company, LLC and Northwest Farm Credit Services, FLCA, and from Popeye's Girlfriend, LLC to Scott O. Goebel have been recorded in the records of the Water Resources Department.

The Departments records will now show Lake Farming Company, LLC and Northwest Farm Credit Services, FLCA, and Scott O. Goebel as the permit holders of record.

Our records have been changed accordingly and the original requests are enclosed. Receipt numbers 136665 and 136666 covering the recording fees is also enclosed.

A permit is not a perfected water right, and has conditions and timelines that must be satisfied prior to a Certificate of Water Right being issued. Please review the permit to be familiar with the conditions and timelines contained in the permit.

Please note that this permit requires complete application of water to the proposed use by October 1, 2028, and within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Sincerely,

Mary F. Bjork
Water Rights Program Analyst
Water Right Services Division

Enclosure: Original Request and Receipts 136665 & 136666

cc: Popeye's Girlfriend, LLC – 13801 Knaus Road, Lake Oswego, OR 97304
Lake Farming Company, LLC – 435 W Madrone Street, Roseburg, OR 97470
Northwest Farm Credit Services, FLCA – 2222 NW Kline Street, Roseburg, OR 97471
Scott O. Goebel – PO Box 441, Winchester, OR 97495
Data Center, OWRD (cover letter, requests & maps)
File





Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Ste A

Salem, OR 97301

Phone: 503-986-0900

Fax: 503-986-0904

www.Oregon.gov/OWRD

October 26, 2021

Dunn Carney
Operating Account
851 SW 6th Ave Ste 1500
Portland, OR 97204

Reference: Application S-87856, Permit S-54810

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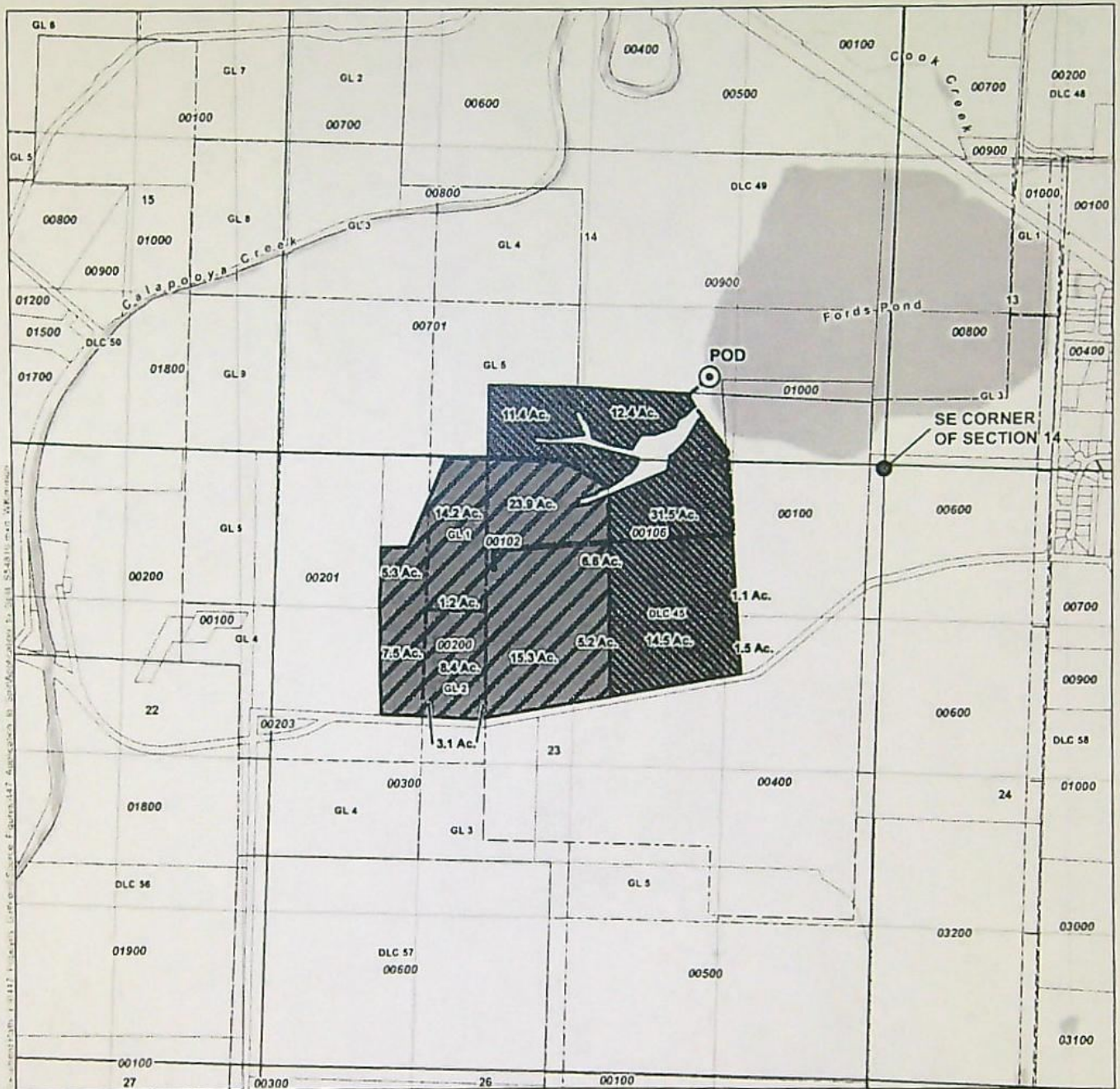
Sincerely,

Mary F. Bjork
Water Rights Program Analyst
Water Right Services Division












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cc: Popeye's Girlfriend, LLC – 13801 Knaus Road, Lake Oswego, OR 97304
Lake Farming Company, LLC – 435 W Madrone Street, Roseburg, OR 97470
Northwest Farm Credit Services, FLCA – 2222 NW Kline Street, Roseburg, OR 97471
Scott O. Goebel – PO Box 441, Winchester, OR 97495
Data Center, OWRD (cover letter, requests & maps)
File





LEGEND

-  Point of Diversion (POD)
-  Portion of Permit Assigned to Lake Farming Company, LLC (90.7 ac., 40.0 AF)
-  Portion of Permit Assigned to Scott O. Goebel (72.4 ac., 10.0 AF)
-  Mainline
-  Tax Lot
-  Government Lot (GL)
-  Donation Land Claim (DLC)
-  Railroad
-  Major Road
-  Watercourse
-  Waterbody

LOCATION DESCRIPTION

Point of Diversion
 Located 715 feet North and 1,550 feet West from the SE corner
 of Section 14, Township 25 South, Range 6 West (W.M.)

Application for an Assignment
Permit S-54810
 Douglas County, OR
 Township 25 South, Range 6 West (W.M.)

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DISCLAIMER

This map was prepared for the purpose of
 identifying the location of a water right only and
 it is not intended to provide legal dimensions
 or location of property ownership lines.

Date: October 4, 2021
 Data Sources: BLM, ESRI, OWRD, USGS



0 660 1,320
 1 inch = 1,320 feet





Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

February 9, 2022

SCOTT O. GOEBEL
PO BOX 441
WINCHESTER, OR 97495

Reference: Application T-13909

On January 1, 2022, OWRD received your signed contract to split a permit. The contract was accompanied by \$960.00. Our receipt number 137362 is enclosed.

The Department will issue a Draft Proposed Final Order with Draft Permits for your review within thirty days. Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

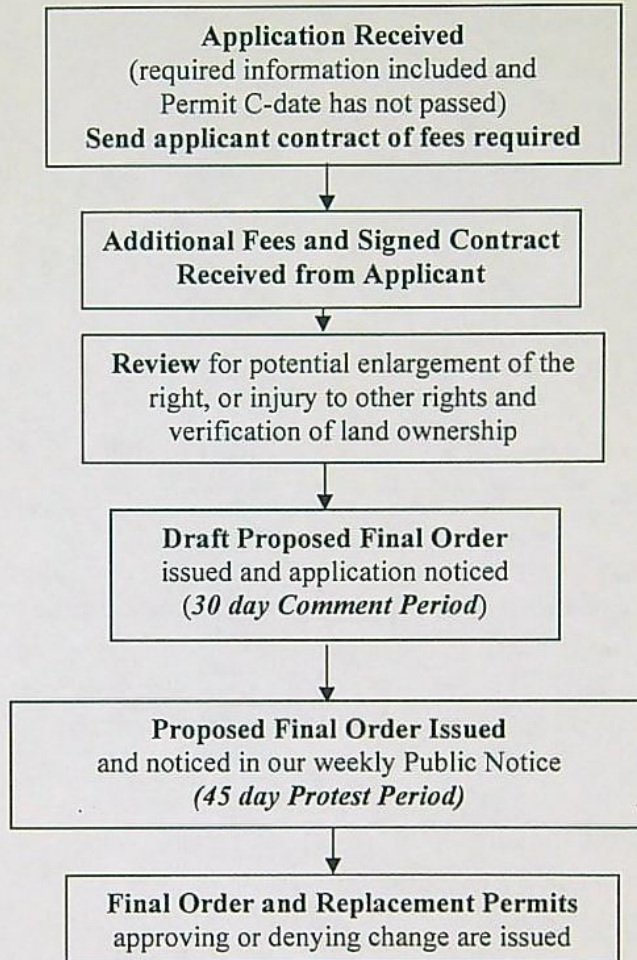
If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #15 (via email)
Northwest Farm Credit Services, FLCA
Lake Farming Company, LLC

Enclosure

Split a Permit Process

ORS 537.225



STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 136750

INVOICE # _____

RECEIVED FROM: Dunn Carney
BY: Operating Account

APPLICATION
PERMIT 5-54810
TRANSFER

CASH: ☐ CHECK: # 535194 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$

OTHER: (IDENTIFY) \$

0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$

0410 RESEARCH FEES \$

0408 MISC REVENUE: (IDENTIFY) Split-A-Permit \$ 125.00

TC162 DEPOSIT LIAB. (IDENTIFY) \$

0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER \$ 0202 \$

0203 GROUND WATER \$ 0204 \$

0205 TRANSFER \$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ 0219 \$

LANDOWNER'S PERMIT

OTHER (IDENTIFY) \$ 0220 \$

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#

0210 MONITORING WELLS \$ CARD#

OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$

0231 HYDRO LICENSE FEE (FW/WRD) \$

HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION \$

RECEIPT: 136750

DATED: 11-1-2021

BY: Mindy Carlson

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Bull Copy - Fiscal

Payee
Client
POPC/16

Oregon Water Resources Department

0001

Split A Permit application

Request Number:
Check Date:

51980
Oct 28/2021

Check Number:

535194

Amount
125.00

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DUNN CARNEY



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

Application to Split A Permit and Request for Issuance of Replacement Permits (ORS 537.225)

Part 1 of 5 – Minimum Requirements Checklist

This application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

Check all items included with this application.

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- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Completed Application with non-refundable \$125.00 Application Fee, Applicant(s) Information and Signature(s). Check enclosed in the amount of \$125.00
- ☒ Part 4 – Other Landowner Information and proportionate rate(s).
- ☒ Part 5 – Water Right Permit Information. List the permit number to be assigned here: S-54810. (Attachment A)

Attachments:

- ☒ Completed application map prepared by Certified Water Right Examiner (CWRE). (Attachment B)
- ☒ Completed Affidavit(s) from the applicant(s): (Attachment C)
 - ☒ Certifying the permit has not been conveyed or withheld, and remains appurtenant to the applicant's land.
 - ☒ Certifying the applicant has read the permit.
- ☒ Copy(s) of current recorded deed(s) showing that the applicant(s) is/are an owner of the land(s) to which the permit is appurtenant. (Attachment D)

INSTRUCTIONS for editing the Application Form

Photocopy pages or tables in Part 5, ~~mark through~~ any non-applicable information, insert/attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g., Page 5 of 9 10).

You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. You may contact the Department at 503-986-0900 and ask for Transfer Staff if you have questions.

For Staff Accounting Purposes Only – PCA #46110 Object # _____

Part 2 of 5 -Application Map Checklist

This application will be returned if any of the map requirements listed below are not met.

Please be sure that the map you submit is based upon the original water right application map or permit amendment map and includes all the items listed below and meets the requirements of OAR 690-325-0050. Check all boxes that apply.

The map shall not include any unauthorized change to the authorized place of use outside of its original perimeters as exhibited on the original water right application map or approved permit amendment map nor any unauthorized change to the location of the point(s) of diversion or appropriation as exhibited on the original water right application map or approved permit amendment map.

- ☒ Certified Water Right Examiner (CWRE) Stamp and Signature. For a list of CWRE's, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one additional paper copy and an electronic copy in a .pdf, .tiff or .jpg format is required.
- ☒ A north arrow, a legend, and scale. The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ The place of use of each applicant's portion of the water right permit shall be clearly defined by outline and shaded or hachured and shall show the number of acres for each portion in each quarter-quarter section, government lot, or quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If the permit has multiple priority dates or uses, the lands to be served by each priority date and on which use is authorized, must be separately identified.
- ☒ The place of use of any part of the permit **not** being assigned shall be clearly defined by outline and shaded or hachured and shall show the number of acres for each portion in each quarter-quarter section, government lot, or quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If the permit has multiple priority dates or uses, the lands to be served by each priority date and on which use is authorized, must be separately identified.
- ☒ Each applicant's portion of the permit shall be referenced, by either alphabet letter or number, to each applicant(s) listed in the application form.
- ☒ The rate and any applicable acre-feet allowance of water use under the permit for each applicant's portion of the permit shall be clearly labeled on the map.
- ☒ The location of each authorized point of diversion or appropriation.

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Please use additional pages as needed

Part 3 of 5 – Applicant Information and Signature

Applicant Information ****Note co-applicant contact information after this page.****

APPLICANT/BUSINESS NAME LAKE FARMING COMPANY, LLC			MAP ID (LETTER OR NUMBER) A	PHONE NO. 541.580.2055	ADDITIONAL CONTACT NO.
ADDRESS 435 W Madrone Street					FAX NO.
CITY Roseburg	STATE OR	ZIP 97470	E-MAIL chris.lake@live.com		
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER AND REPLACEMENT PERMIT DOCUMENTS WILL ALSO BE MAILED.					

Agent Information – This agent is authorized to represent the above applicant in all matters relating to this application

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER AND REPLACEMENT PERMIT DOCUMENTS WILL ALSO BE MAILED.				

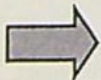
ORS 536.050(1)(aa) authorizes the Oregon Water Resources Department (OWRD) to collect fees based upon the actual cost of work to process an application under ORS 537.225.

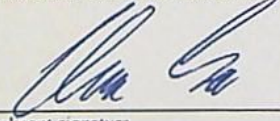
I (we) understand the following:

- Upon receipt of my complete application and the non-refundable application fee in the amount of \$125.00, OWRD will, within fifteen (15) days, notify me in writing of the estimate of the cost of work.
- The non-refundable \$125.00 fee covers the cost of OWRD's staff to evaluate and provide the cost of work estimate for processing the application.
- Upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost of work in advance to initiate the processing of the application.
- If I decline to enter into a formal contract, OWRD will close my application.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- OWRD does not guarantee a favorable review of the application.

I (we) affirm that the most recent water use (if any) under my (our) portion of the permit has been exercised within the relevant terms and conditions of the permit.

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

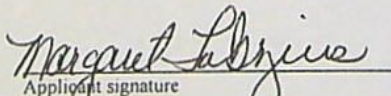



Applicant signature

For: Lake Farming Company, LLC

Cristopher Lake, Member/Authorized Signer
Name (and title if applicable) (print)

10/18/21
Date


Applicant signature

For: Northwest Farm Credit Services, **FLCA**

Margaret Fabrizius, Branch Manager
Name (and title if applicable) (print)

10/18/2021
Date

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NOV 01 2021
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APPLICANT/BUSINESS NAME NORTHWEST FARM CREDIT SERVICES, FLCA		MAP ID (LETTER OR NUMBER) A	PHONE NO. 541.464.6700	ADDITIONAL CONTACT NO.
ADDRESS 2222 NW Kline Street				FAX NO.
CITY Roseburg	STATE OR	ZIP 97471	E-MAIL Margaret.fabrizius@northwestfcs.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER AND REPLACEMENT PERMIT DOCUMENTS WILL ALSO BE MAILED.				

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NOV 01 2021

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RECEIVED

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Applicant Information

APPLICANT/BUSINESS NAME SCOTT O. GOEBEL			MAP ID (LETTER OR NUMBER) B	PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS PO Box 441					FAX NO.
CITY WINCHESTER	STATE OR	ZIP 97495	E-MAIL		
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER AND REPLACEMENT PERMIT DOCUMENTS WILL ALSO BE MAILED					

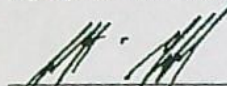
Agent Information – This agent is authorized to represent the above applicant in all matters relating to this application

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
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I (we) affirm that the most recent water use (if any) under my (our) portion of the permit has been exercised within the relevant terms and conditions of the permit.

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




Applicant signature

Scott O. Goebel, Owner
Name (and title if applicable) (print)

10-4-21
Date

Applicant signature

Name (and title if applicable) (print)

Date

NOV 01 2021

OWRD

Please use additional pages as needed

Part 4 of 5 – Other Landowner Information

Please list the owner(s) of land under the permit who are not submitting the assignment and request for issuance of replacement water right permit.

Landowner Information

LANDOWNER/BUSINESS NAME N/A		MAP ID (LETTER OR NUMBER)	
MAILING ADDRESS	CITY	STATE	ZIP
TOTAL NUMBER OF ACRES UNDER THE PERMIT (AS DEPICTED ON MAP)	PROPORTIONATE RATE		

Landowner Information

LANDOWNER/BUSINESS NAME		MAP ID (LETTER OR NUMBER)	
MAILING ADDRESS	CITY	STATE	ZIP
TOTAL NUMBER OF ACRES UNDER THE PERMIT (AS DEPICTED ON MAP)	PROPORTIONATE RATE		

Landowner Information

LANDOWNER/BUSINESS NAME		MAP ID (LETTER OR NUMBER)	
MAILING ADDRESS	CITY	STATE	ZIP
TOTAL NUMBER OF ACRES UNDER THE PERMIT (AS DEPICTED ON MAP)	PROPORTIONATE RATE		

Landowner Information

LANDOWNER/BUSINESS NAME		MAP ID (LETTER OR NUMBER)	
MAILING ADDRESS	CITY	STATE	ZIP
TOTAL NUMBER OF ACRES UNDER THE PERMIT (AS DEPICTED ON MAP)	PROPORTIONATE RATE		

Part 5 of 5 – Permit Information

PERMIT # S-54810

Completion date of the permit: 10/1/2028

Name(s) currently appearing on permit: Popeye's Girlfriend, LLC (assignments to Scott O. Goebel and Lake Farming Company, LLC/Northwest Farm Credit Services October 2021 – see Attachment E)

Type(s) of use as listed on permit: IRRIGATION

Note: Type of use must be one or more of the following uses approved for assignment under ORS 537.225(1) and OAR 690-325-0010: irrigation, nursery, temperature control, stock watering, or agricultural water use.

Table 1. Location of Authorized Point(s) of Diversion (POD) or Appropriation (POA)

POD/POA Name or Number	If POA, OWRD Well Log ID# (or Well ID Tag # L-__)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
POD	N/A	25 S	6 W	14	SW SE	900	715 feet North and 1550 feet West from the SE Corner of Section 14

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Please use additional pages of Table 2 as needed

Table 2. Description of Permit # S-54810.

List all parts of the permit (both assigned and unassigned). For the acreage or place(s) of use in each $\frac{1}{4}$ $\frac{1}{4}$, list the Map ID (letter or number from map and Parts 3 and 4) for each parcel. The acreage listed must equal the total acreage on the permit.

QWRD

Description of Permitted Lands											
Twp	Rng	Sec	$\frac{1}{4}$ $\frac{1}{4}$		Tax Lot	Gvt Lot or DLC	Acre (if applicable)	Type of Use	POD(s) or POA(s) (name or number from Table 1)	Map ID (letter or number from map and Parts 3 and 4)	
2	S	9	E	15	NE NW	100		15.0	IR	POD #1	"A"
2	S	9	E	15	NE NW	200		4.0	NU	POD #2	"B"
↑EXAMPLE↑											
25	S	6	W	23	NW NE	102	DLC 45	6.6	Irrigation	POD	"A"
25	S	6	W	23	NE NW	102	DLC 45	23.9	Irrigation	POD	"A"
25	S	6	W	23	NE NW	102	GL 1	14.2	Irrigation	POD	"A"
25	S	6	W	23	NE NW	200	GL 1	1.2	Irrigation	POD	"A"
25	S	6	W	23	NW NW	102		5.3	Irrigation	POD	"A"
25	S	6	W	23	SW NW	102		7.5	Irrigation	POD	"A"
25	S	6	W	23	SE NW	102	GL 2	3.1	Irrigation	POD	"A"
25	S	6	W	23	SE NW	200	GL 2	8.4	Irrigation	POD	"A"
25	S	6	W	23	SE NW	102	DLC 45	15.3	Irrigation	POD	"A"
25	S	6	W	23	SW NE	102	DLC 45	5.2	Irrigation	POD	"A"
25	S	6	W	14	SW SE	106	DLC 45	12.4	Irrigation	POD	"B"
25	S	6	W	14	SE SW	106	DLC 45	11.4	Irrigation	POD	"B"
25	S	6	W	23	NW NE	106	DLC 45	31.5	Irrigation	POD	"B"
25	S	6	W	23	SW NE	106	DLC 45	14.5	Irrigation	POD	"B"
25	S	6	W	23	SE NE	106	DLC 45	1.5	Irrigation	POD	"B"
25	S	6	W	23	NE NE	106	DLC 45	1.1	Irrigation	POD	"B"
TOTAL ACRES							163.1				

Check the appropriate box, if applicable:

- ☐ Check here if any portion of the permit is located within an irrigation or other water district.

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

- ☐ Check here if water for any portion of the permit is supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP

Additional Remarks:

Until recently, all of the land under Permit S-54810 was owned by Popeye's Girlfriend, LLC (Map ID A, tax lot 102 and 200) and a related entity, Popeye's Spinach, LLC (Map ID B, tax lot 106). The Popeye's Spinach, LLC parcel was sold to Scott O. Goebel in June 2021 and the Popeye's Girlfriend, LLC parcel to Lake Farming Company, LLC in October 2021. The Applicants are requesting that Permit S-54810 be split and two replacement permits issued. The first permit would be in the name of Lake Farming Company, LLC and would allow use of 40 AF of stored water for irrigation of 90.7 acres (Map ID A). The second permit would be in the name of Scott Goebel and would allow use of 10 AF of stored water for irrigation of 72.4 acres (Map ID B).

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Attachment A

Permit S-54810

Application to Split a Permit – Permit S-54810

STATE OF OREGON
COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

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THIS PERMIT IS HEREBY ISSUED TO:

POPEYE'S GIRLFRIEND LLC
3720 SW BOND AVE UNIT 408
PORTLAND OR 97239

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-87856

SOURCE OF WATER: FORD'S POND, CONSTRUCTED UNDER PERMIT R-1669, TRIBUTARY
OF CALAPOOYA CREEK

PURPOSE OR USE: IRRIGATION OF 163.1 ACRES

MAXIMUM VOLUME: 50.0 ACRE FEET

DATE OF PRIORITY: JANUARY 7, 2013

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	6 W	WM	14	SW SE	715 FEET NORTH AND 1550 FEET WEST FROM SE CORNER, SECTION 14

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 not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	6 W	WM	14	SE SW	11.4
25 S	6 W	WM	14	SW SE	12.4
25 S	6 W	WM	23	NE NE	1.1
25 S	6 W	WM	23	NW NE	38.1
25 S	6 W	WM	23	SW NE	19.7
25 S	6 W	WM	23	SE NE	1.5
25 S	6 W	WM	23	NE NW	39.3
25 S	6 W	WM	23	NW NW	5.3
25 S	6 W	WM	23	SW NW	7.5
25 S	6 W	WM	23	SE NW	26.8

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion, and maintain the meter(s) in good working order.

- B. The permittee shall allow the watermaster access to the meter(s); where a meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use, and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

STANDARD CONDITIONS

- 1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
- 2. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.
- 3. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
- 4. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.
- 5. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.
- 6. If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, shall be followed.
- 7. Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

8. Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued APRIL 18 2013.

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

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Attachment B

Map

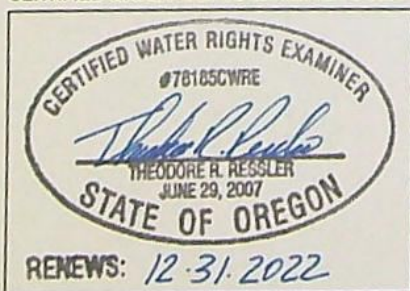
Application to Split a Permit – Permit S-54810



LEGEND

- Point of Diversion (POD)
- Portion of Permit Split for Lake Farming Company, LLC (40.0 AF) "A"
- Portion of Permit Split for Scott O. Goebel (10.0 AF) "B"
- Mainline
- Tax Lot
- Government Lot (GL)
- Donation Land Claim (DLC)
- Railroad
- Major Road
- Watercourse
- Waterbody

CERTIFIED WATER RIGHTS EXAMINER STAMP



Application to Split a Permit
Permit S-54810
 Douglas County, OR
 Township 25 South, Range 6 West (W.M.)

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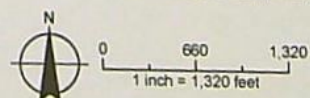
DISCLAIMER

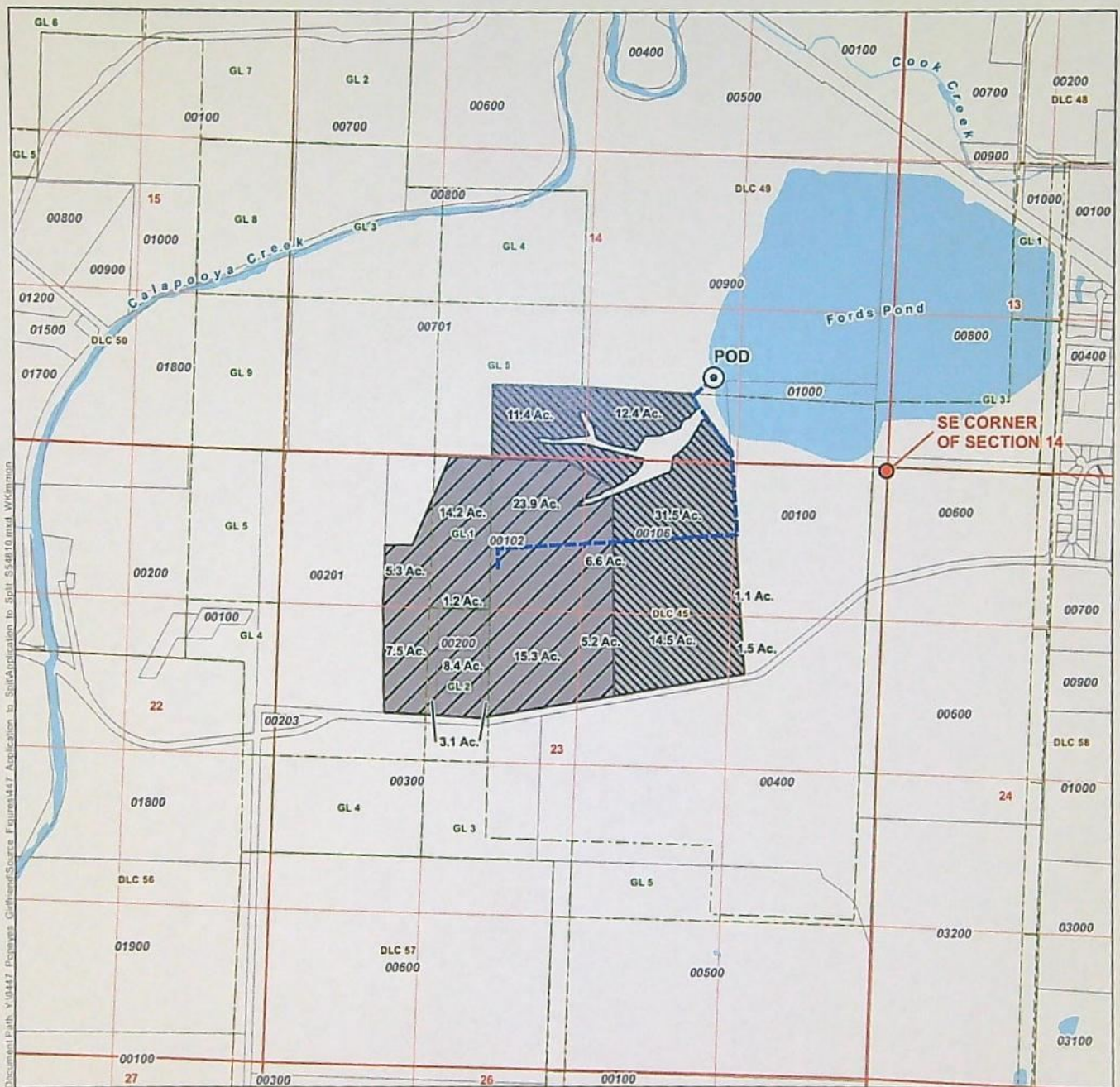
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: October 4, 2021
 Data Sources: BLM, ESRI, OWRD, USGS

LOCATION DESCRIPTION

Point of Diversion
 Located 715 feet North and 1,550 feet West from the SE corner of Section 14, Township 25 South, Range 6 West (W.M.)





LEGEND

- Point of Diversion (POD)
- Portion of Permit Assigned to Lake Farming Company, LLC (90.7 ac., 40.0 AF)
- Portion of Permit Assigned to Scott O. Goebel (72.4 ac., 10.0 AF)
- Mainline
- Tax Lot
- Government Lot (GL)
- Donation Land Claim (DLC)
- Railroad
- Major Road
- Watercourse
- Waterbody

LOCATION DESCRIPTION

Point of Diversion
Located 715 feet North and 1,550 feet West from the SE corner of Section 14, Township 25 South, Range 6 West (W.M.)

Application for an Assignment Permit S-54810

Douglas County, OR
Township 25 South, Range 6 West (W.M.)

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DISCLAIMER

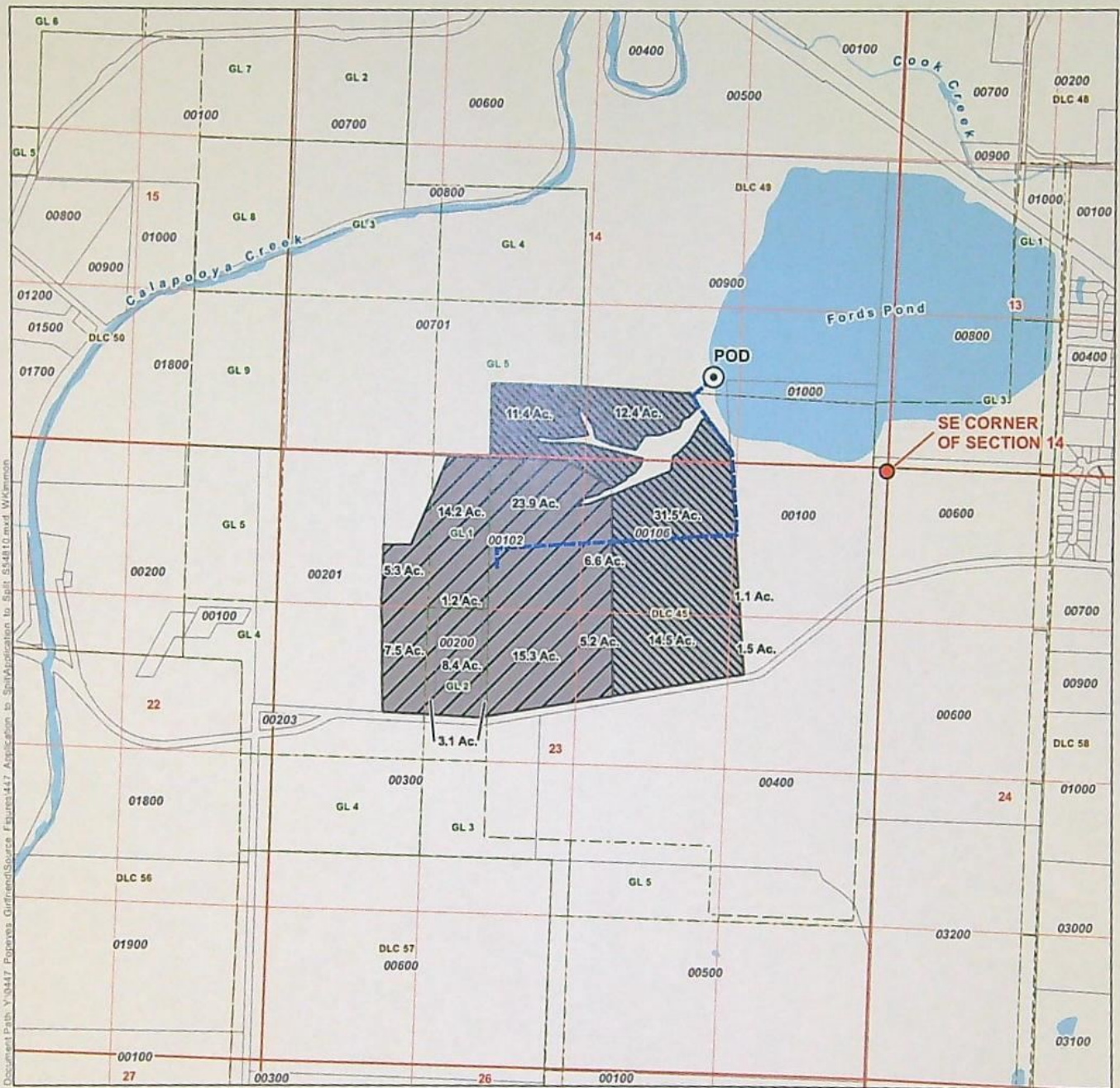
This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: October 4, 2021
Data Sources: BLM, ESRI, OWRD, USGS



0 660 1,320
1 inch = 1,320 feet





LEGEND

- Point of Diversion (POD)
- Portion of Permit Assigned to Lake Farming Company, LLC (90.7 ac., 40.0 AF)
- Portion of Permit Assigned to Scott O. Goebel (72.4 ac., 10.0 AF)
- Mainline
- Tax Lot
- Government Lot (GL)
- Donation Land Claim (DLC)
- Railroad
- Major Road
- Watercourse
- Waterbody

LOCATION DESCRIPTION

Point of Diversion
Located 715 feet North and 1,550 feet West from the SE corner of Section 14, Township 25 South, Range 6 West (W.M.)

Application for an Assignment

Permit S-54810

Douglas County, OR

Township 25 South, Range 6 West (W.M.)

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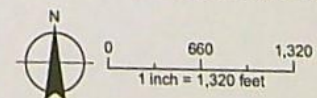
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DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

Date: October 4, 2021

Data Sources: BLM, ESRI, OWRD, USGS



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Attachment C

Affidavit of Non-Conveyance

Application to Split a Permit – Permit S-54810



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

Application to Split A Permit and Request for Issuance of Replacement Permits

Affidavit of Non-Conveyance and Reading of Permit S-54810

State of Oregon)
County of Douglas) ss
)

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I/We, LAKE FARMING COMPANY, LLC, mailing address 435 W MADRONE STREET, ROSEBURG, OR 97470
telephone number (541) 580-2055, being first duly sworn depose and say:

1. Permit S-54810, has not been conveyed or withheld and remains appurtenant to my/our land.
2. I/We attest that I/we have read Permit S-54810.

Signature of Affiant

Date

Signature of Affiant

Date

Signed and sworn to (or affirmed) before me this 18 day of Oct, 20 21.



Marquita Brown
Notary Public for Oregon

My Commission Expires: 11/26/21



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

Application to Split A Permit and Request for Issuance of Replacement Permits

Affidavit of Non-Conveyance and Reading of Permit S-54810

State of Oregon)

)

RECEIVED

County of Douglas)

) ss

NOV 01 2021

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I/We, SCOTT O. GOEBEL, mailing address PO Box 441, WINCHESTER, OR 97495, telephone number
() , being first duly sworn depose and say:

1. Permit S-54810, has not been conveyed or withheld and remains appurtenant to my/our land.
2. I/We attest that I/we have read Permit S-54810.

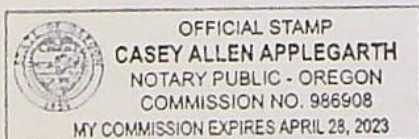
Signature of Affiant

10-4-21
Date

Signature of Affiant

Date

Signed and sworn to (or affirmed) before me this 4th day of Oct., 2021.



Notary Public for Oregon

My Commission Expires:

4/28/23

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Attachment D

Property Deeds

Application to Split a Permit – Permit S-54810

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**Property Deed - Unit 1, Tax Lot 102 & 200, 2201 Fort
McKay Rd., Map ID "A" (Lake Farming Company, LLC)**

Douglas County Official Records
Daniel J. Loomis, County Clerk

2021-020541

10/19/2021 01:40:02 PM

DEED-WD Cnt=1 Stn=41 DDWILKIN
\$35.00 \$11.00 \$10.00 \$60.00

\$116.00

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DOUGLAS COUNTY CLERK, OREGON



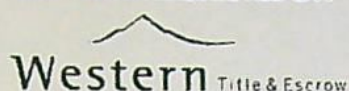
CERTIFICATE PAGE

IAW ORS 205.180

DO NOT REMOVE THIS PAGE
FROM ORIGINAL DOCUMENT

THIS PAGE MUST BE INCLUDED
IF DOCUMENT IS RE-RECORDED

RECORDING REQUESTED BY:



2365 NW Kline Street, Suite 101
Roseburg, OR 97471

AFTER RECORDING RETURN TO:

Order No.: WT0220761-MB
Marquita Brown
Western Title & Escrow Company
2365 NW Kline Street, Suite 101
Roseburg, OR 97471

SEND TAX STATEMENTS TO:

Lake Farming Company, LLC
435 W Madrone Street
Roseburg, OR 97470

APN: R26384
M142050
M142051
R46916
Map: 25-06W-23-00102
25-06W-23-00200

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Popeye's Girlfriend, LLC, an Oregon limited liability company, Grantor, conveys and warrants to Lake Farming Company, LLC, an Oregon limited liability company, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Douglas, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS ONE MILLION TWO HUNDRED THOUSAND AND NO/100 DOLLARS (\$1,200,000.00). (See ORS 93.030).

Subject to:

SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

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.

STATUTORY WARRANTY DEED

(continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

Dated: Oct 8, 2021

Popeye's Girlfriend, LLC

BY: [Signature]
Dennis J. Wilde
Manager

BY: [Signature]
Jean B. Wilde
Manager

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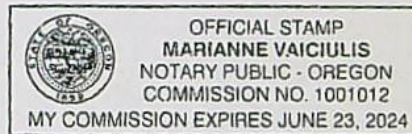
State of OREGON

County of Clackamas

This instrument was acknowledged before me on Oct 8, 2021 by Dennis J. Wilde, as Manager for Popeye's Girlfriend, LLC and Jean B. Wilde, as Manager for Popeye's Girlfriend, LLC.

[Signature]
Notary Public - State of Oregon

My Commission Expires: 6/23/2024



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EXHIBIT "A"
Legal Description

PARCEL 1:

A tract of land being a portion of Parcel 1 and Parcel 2 of Partition Plat 2019-0011, recorded May 16, 2019, Recording No. 2019-007726, Plat Records of Douglas County, located in the Northwest and Northeast Quarters of Section 23, Township 25 South, Range 6 West, Willamette Meridian, Douglas County, Oregon, more particularly described as follows:

All of said Parcel 1 of Partition Plat 2019-0011, recorded May 16, 2019, Recording No. 2019-007726, Plat Records of Douglas County, Oregon.

EXCEPTING that portion of said Parcel 1 lying Westerly and Northerly of the following described line: Beginning at the most Northerly Northeast corner of said Parcel 1; Thence Southerly along the Easterly boundary of said Parcel 1, South 02° 18' 05" West, 702.06 feet; Thence leaving said Easterly boundary North 88° 41' 49" West, 488.65 feet to the internal "L" corner of said Parcel 1, being the point of termination, from which the Northwest corner of said Parcel 1 bears North 89° 07' 15" West, 903.11 feet.

TOGETHER WITH that portion of said Parcel 2 lying Westerly and Southerly of the following described line: Beginning at the most Easterly Northeast corner of said Parcel 1; Thence on a Northerly extension of the Westerly boundary of said Parcel 2 North 02° 06' 00" West, 440.00 feet; Thence North 64° 03' 54" West, 373.18 feet; Thence North 88° 41' 49" West, 243.37 feet to the point of termination being on the West boundary of said Parcel 2 from which the Southwest corner of said Parcel 2 bears, South 02° 18' 05" West, 674.20 feet.

PARCEL 2:

Lot 3, Block 2, CALAPOOIA WALNUT FARMS, Douglas County, Oregon.

EXHIBIT "B"
Exceptions

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Subject to:

1. Property taxes in an undetermined amount, which are a lien but not yet payable, including any assessments collected with taxes to be levied for the fiscal year 2021-2022.
2. The Land has been classified as Farm Land, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties.

Account No.: R26384 and R46916

3. A manufactured home situated on the subject land is classified as personal property, as disclosed by the ownership records of the Building Codes Division. Unless a manufactured home is reclassified from personal to real property, a manufactured housing endorsement (ALTA End. 7-06, 7.1-06 or 7.2-06) is not available until reclassification is completed and an appropriate approval is recorded. NOTE: Depending on circumstances, a manufactured home may be classified as personal property but assessed as real property under ORS 308.875.
4. Rights of the public to any portion of the Land lying within roads and highways.

5. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Grant of Right of Way
In favor of: The California Oregon Power Company
Purpose: electric transmission and distribution lines
Recording Date: September 24, 1929
Recording No: 77330 (Volume 91, Page 501)

6. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Transmission Line Easement and Access Road Easement
In favor of: United States of America
Purpose: as stated on document
Recording Date: September 27, 1956
Recording No: 223950 (Volume 259, Page 949)

7. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Grant of Right of Way
In favor of: Pacific Power & Light Co
Purpose: electric transmission and distribution lines
Recording Date: January 6, 1964
Recording No: 333338 (Volume 330, Page 771)

8. Terms, provisions and conditions of Well and Pipeline Easement, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in instrument,

Recording Date: August 29, 1997
Recording No.: 97-17836

9. Boundary Line Agreement, including the terms and provisions thereof,

Recording Date: February 27, 2007
Recording No.: 2007-5076
and Re-Recording Date: April 10, 2007
and Re-Recording No: 2007-8410
and Re-Recording Date: August 18, 2008
and Re-Recording No: 2008-15660

EXHIBIT "B"
Exceptions

10. Declaration of Boundary Line Clarification and Abstract, including the terms and provisions thereof,

Recording Date: May 24, 2012

Recording No.: 2012-8542

11. Boundary Line Clarification Agreement, including the terms and provisions thereof,

Recording Date: May 24, 2012

Recording No.: 2012-8543

12. Restrictive Covenant, including the terms and provisions thereof,

Recording Date: July 24, 2012

Recording No.: 2012-11878

13. Terms, provisions and conditions, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in Covenant and Easement Agreement Regarding Stored Water,

Recording Date: August 20, 2012

Recording No.: 2012-13339

First Amendment to Covenant and Easement Agreement Regarding Stored Water, including the terms and provisions thereof,

Recording Date: February 19, 2014

Recording No.: 2014-002979

14. Restrictive Covenant for Resource Management, including the terms and provisions thereof,

Recording Date: August 30, 2012

Recording No.: 2012-13978

15. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Underground Right of Way Easement

In favor of: PacifiCorp

Purpose: electric transmission and distribution lines

Recording Date: October 19, 2012

Recording No.: 2012-16785

16. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Easement

In favor of: United States of America

Purpose: as stated on document

Recording Date: August 19, 2014

Recording No.: 2014-010898

17. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Right of Way Easement

In favor of: PacifiCorp

Purpose: electric transmission and distribution lines

Recording Date: May 15, 2015

Recording No.: 2015-007600

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EXHIBIT "B"
Exceptions

18. Easement(s) for the purpose(s) shown below and rights incidental thereto as set forth in a document:

Entitled: Easement
In favor of: Douglas Services, Inc.
Purpose: communication equipment and related facilities
Recording Date: October 25, 2018
Recording No: 2018-017203

19. Easements, conditions, restrictions and notes as delineated on the recorded plat.

Name of Plat: Partition Plat No. 2019-0011
Recording Date: May 16, 2019
Recording No.: 2019-007726

20. Terms, provisions and conditions, including, but not limited to, maintenance provisions, and a covenant to share the costs of maintenance, contained in Water Sharing and Easement Agreement,

Recording Date: June 21, 2021
Recording No.: 2021-012965

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**Property Deed - Unit 2, Tax Lot 106, 1625 Fort McKay Rd.,
Map ID "B" (Scott O. Goebel)**

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Douglas County Official Records
Daniel J. Loomis, County Clerk

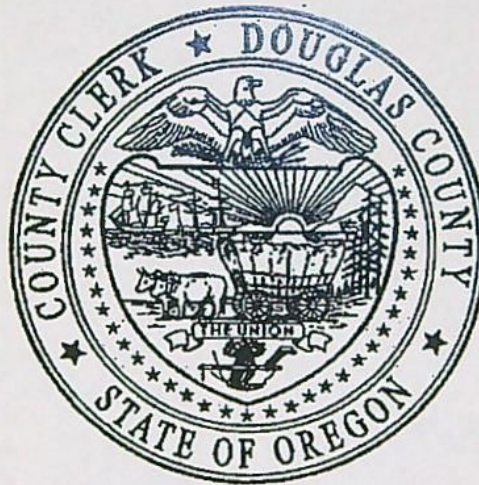
2021-012966

06/21/2021 03:33:02 PM

DEED-WD Cnt=1 Stn=40 JLGOODWI
\$20.00 \$11.00 \$10.00 \$60.00

\$101.00

DOUGLAS COUNTY CLERK, OREGON



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CERTIFICATE PAGE

IAW ORS 205.180

DO NOT REMOVE THIS PAGE
FROM ORIGINAL DOCUMENT

THIS PAGE MUST BE INCLUDED
IF DOCUMENT IS RE-RECORDED



3709978sj

Escrow: _____ Doc: WD

Parties: Popeyes Spinach, LLC - Goebel



After recording return to:
Scott Goebel and Alayna N Goebel
PO Box 441
Winchester, OR 97495

Until a change is requested all tax
statements shall be sent to the
following address:
Scott Goebel and Alayna N Goebel
PO Box 441
Winchester, OR 97495

File No.: 7391-3709978 (sj)
Date: June 04, 2021

THIS SPACE RESERVED FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Popeye's Spinach, LLC, an Oregon limited liability company, Grantor, conveys and warrants to **Scott Goebel and Alayna N Goebel, husband and wife**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$392,000.00**. (Here comply with requirements of ORS 93.030)

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EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Douglas, State of Oregon, described as follows:

A tract of land being a portion of Parcel 1 and Parcel 2 of Partition Plat 2019-0011, plat records of Douglas County, Oregon, located in the Southwest and Southeast quarters of Section 14 and the Northwest and Northeast Quarters of Section 23, Township 25 South, Range 6 West, Willamette Meridian, Douglas County, Oregon, being more particularly described as follows:

Parcel 2 of Partition Plat 2019-0011, as recorded in "Record of Partition Plats," records of Douglas County, Oregon.

TOGETHER WITH that portion of said Parcel 1 lying Westerly and Northerly of the following described line:

Beginning at the most Northerly Northeast corner of said Parcel 1; thence Southerly along the Easterly boundary of said Parcel 1, South 02°18'05" West, 702.06 feet; thence leaving the Easterly boundary North 88°41'49" West, 488.65 feet to the internal "L" corner of said Parcel 1, being the point of termination, from which the Northwest corner of said Parcel 1 bears North 89°07'15" West, 903.11 feet.

EXCEPTING THEREFROM that portion of said Parcel 2 lying Westerly and Southerly of the following described line:

Beginning at the most Easterly Northeast corner of said Parcel 1; thence on a Northerly extension of the Westerly boundary of said Parcel 2 North 02°06'00" West, 440.00 feet; thence North 64°03'54" West, 373.18 feet; thence North 80°41'49" West, 243.37 feet to the point of termination being on the West boundary of said Parcel 2 from which the Southwest corner of said Parcel 2 bears South 02°18'05" West, 674.20 feet.

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Attachment E
October 2021 Assignment
Application to Split a Permit – Permit S-54810

Request for Assignment

OREGON



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

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

If for multiple rights, a separate form and fee for each right will be required.

I, Popeye's Girlfriend, LLC

(Name of Current Holder of Record)

13801 Knaus Road

Lake Oswego, OR

97304

503.720.0066

(Mailing Address)

(City)

(State)

(Zip)

(Phone #)

- ☐ hereby assign all my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, sold all the land authorized under the right)
- ☒ hereby assign all my interest in and to a portion of application/permit/transfer order/limited license/groundwater statement; *(You must include a map showing the portion of the application/permit/transfer order/limited license/groundwater statement to be assigned. Example, sold a portion of the land authorized under the right)*
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, adding an additional person)

Application # _____; Permit # S-54810; Transfer Order # _____;

Limited License # _____; Groundwater Statement # _____;

as filed in the office of the Water Resources Director, to:

Lake Farming Company, LLC

(Name of New Owner)

435 W Madrone Street

Roseburg, OR

97470

541.580.2055

(Mailing Address)

(City)

(State)

(Zip)

FLCA

(Phone #)

and also to, as co-holder of this portion of the permit: Northwest Farm Credit Services, 2222 NW Kline Street, Roseburg, OR 97471

Note: If there are other owners of the property described in the application, permit, transfer order, limited license, or groundwater statement, you must provide a list of all other owners' names and mailing addresses and attach it to this form. Write the initials (first letters) of your first and last names at the spot indicated below.

DW I hereby certify that I have notified all other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement of this Request of Assignment.

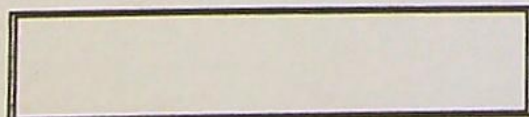
Witness my hand this 8 day of October, 2021.
(Day) (Month) (Year)

Signature of Current Holder of Record

Dennis Wilde, Popeye's Girlfriend

Failure to provide any of the required information will result in the return of your application.

DO NOT WRITE IN THIS BOX



The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$120.

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Additional owner of property described in permit, to whom the remaining portion is being assigned:

Scott O. Goebel

P.O. Box 441

Winchester, OR 97495

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Request for Assignment

OREGON



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

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

If for multiple rights, a separate form and fee for each right will be required.

I, Popeye's Girlfriend, LLC

(Name of Current Holder of Record)

13801 Knaus Road

Lake Oswego, OR

97304

503.720.0066

(Mailing Address)

(City)

(State)

(Zip)

(Phone #)

- ☐ hereby assign all my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, sold all the land authorized under the right)
- ☒ hereby assign all my interest in and to a portion of application/permit/transfer order/limited license/groundwater statement; (*You must include a map showing the portion of the application/permit/transfer order/limited license/groundwater statement to be assigned. Example, sold a portion of the land authorized under the right*)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, adding an additional person)

Application # _____; Permit # S-54810; Transfer Order # _____;

Limited License # _____; Groundwater Statement # _____;

as filed in the office of the Water Resources Director, to:

Scott O. Goebel

(Name of New Owner)

PO Box 441

Winchester, OR

97495

(Mailing Address)

(City)

(State)

(Zip)

(Phone #)

Note: If there are other owners of the property described in the application, permit, transfer order, limited license, or groundwater statement, you must provide a list of all other owners' names and mailing addresses and attach it to this form. Write the initials (first letters) of your first and last names at the spot indicated below.

DW I hereby certify that I have notified all other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement of this Request of Assignment.

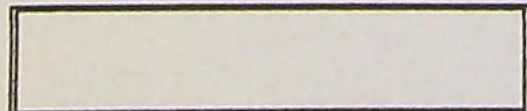
Witness my hand this 8 day of October, 20 21.
(Day) (Month) (Year)

Signature of Current Holder of Record

Dennis Wilde, Popeye's Girlfriend

Failure to provide any of the required information will result in the return of your application.

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OWRD

Additional owner of property described in permit, to whom the remaining portion is being assigned:

Lake Farming Company, LLC
435 W Madrone Street
Roseburg, OR 97470

And co-holder of that portion of permit:

Northwest Farm Credit Services, FLCA
2222 NW Kline Street
Roseburg, OR 97471

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