

Temporary

Name Sarbanand Enterprises, LLCAttn: Matt HoezeeAddress 786 Road 188Delano, CA 93215Matt.Hoezee@Mungerfarms.comChange in POU APODDate Filed 3/20/2023Initial notice date 3/28/2023

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 5/25/2023 Vol 128 Page 412-416

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

Irrigation District _____

Agent GSI Water Solutions Attn: Kimberly Grigsby - Kgrigsby@GSIWS.comCWRE Yamhill County

CC's list _____

☐ - Oversized map - Location _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream South Yamhill RiverTrib. of Yamhill RiverUse IrrigationCounty Polk, Yamhill

Quantity of water (CFS) _____

No. of Acres _____

Name of ditch _____

App# 5-61845Per # 5-46247Cert # 66583PR Date 9/29/1981

App# _____

Per # _____

Cert # _____

PR Date _____

App# _____

Per # _____

Cert # _____

PR Date _____

App# _____

Per # _____

Cert # _____

PR Date _____

App# _____

Per # _____

Cert # _____

PR Date _____

Date

FEES PAID

Amount

Receipt #

3-20-2023\$1,417.37140340

FEES REFUNDED

Date

Amount

Receipt #

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14192

Transfer Specialist: Scott

Transfer Type: Temporary Transfer

DROUGHT? ☐

Applicant: SARBANAND ENTERPRISES LLC MATT HOEZEE 786 ROAD 188 DELANO, CA 93215	Agent: KIMBERLY GRIGSBY 1600 SW WESTERN BLVD SUITE 240 CORVALLIS, OR 97333	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Yamhill County Planning Department	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
☐	S-61845	S-46247	66583
☐			
☐			

Key Dates & Initial Actions (Support Staff)

Rec'd: March 20, 2023	Proposed Action(s): ADDITIONAL POINT OF DIVERSION; PLACE OF USE	
Fees Pd: 1417.37	Acknowledgement Letter Sent ☐	Basin: 2 Willamette
Initial Public Notice:	County sent cc: of Ack Letter ☐	County: POLK, YAMHILL
WM District: 22 Joel M. Plahn	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>4/26/23</u> Initials: <u>Scott</u>	Date: <u>5/1/23</u> Initials: <u>ABD</u>	Date: <u>5/16/23</u> Initials: <u>PKS</u>	Date: <u>5/17/23</u> Initials: <u>Scott</u>	Date: <u>5/17/23</u> No. of docs for sig: <u>1</u> WM Sheet ☐	<u>5/25/2023</u> Date: <u>4/20</u>

Special Issues: _____

Special Order Volume: Vol. 128 Pages _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

May 25, 2023

MATT HOEZEE
786 ROAD 188
DELANO, CA 93215

REFERENCE: District Temporary Transfer Application T-14192

Enclosed is a copy of the final order approving your TEMPORARY water right transfer application.

The temporary change shall be effective at the beginning of the 2023 irrigation season. The use shall revert to the original authorized place of use at the end of the 2027 irrigation season.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 979-3511 or by e-mail at Scott.A.GREW@water.oregon.gov

Sincerely,

Flor Pena
Water Rights Services Support
Transfers and Conservation Section

cc: Joel M. Plahn, Watermaster Dist. # 22 (via email)
Kimberly Grigsby, Agent
Landowners (other or receiving)
Irrigation District: & Ann Reece (if in District)

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A TEMPORARY
T-14192, Yamhill County	)	CHANGE IN PLACE OF USE AND
	)	ADDITIONAL POINT OF DIVERSION

Authority

Oregon Revised Statute (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of diversion authorized under an existing water right.

Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

SARBANAND ENTERPRISES, LLC
ATTN: MATT HOEZEE
786 ROAD 188
DELANO, CA 93215

Findings of Fact

1. On March 20, 2023, SARBANAND ENTERPRISES, LLC, ATTN: MATT HOEZEE, filed an application to temporarily change the place of use and add a point of diversion to serve the proposed place of use under Certificate 66583 for a period of 5 years. The Department assigned the application number T-14192.
2. Notice of the application for transfer was published on March 28, 2023, pursuant to OAR 690-380-4000.
3. The right to be temporarily transferred is as follows:
Certificate: 66583 in the name of R. L. WALKER FARMS INC. (perfected under Permit S-46247)
Use: IRRIGATION of 173.1 ACRES

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may 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.

Priority Date: JUNE 29, 1981

Rate: 2.16 CUBIC FEET PER SECOND

Limit/Duty: The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

Source: SOUTH YAMHILL RIVER, a tributary of YAMHILL RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	5 W	WM	34	SE SE		SOUTH POD - 190 FEET NORTH AND 810 FEET WEST FROM THE SE CORNER OF SECTION 34
5 S	5 W	WM	35	SE NW	37	NORTH POD - 2360 FEET SOUTH AND 3000 FEET WEST FROM THE NE CORNER OF SECTION 35

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
5 S	5 W	WM	25	SW SW		70	0.7
5 S	5 W	WM	26	SE SE		70	2.8
5 S	5 W	WM	34	SW SE			0.2
5 S	5 W	WM	34	SE SE			0.2
5 S	5 W	WM	35	NE NE		70	3.4
5 S	5 W	WM	35	NE NE	6		5.0
5 S	5 W	WM	35	SW NE		37	11.6
5 S	5 W	WM	35	SE NE	7		8.5
5 S	5 W	WM	35	SE NE		37	11.4
5 S	5 W	WM	35	NE SE		37	0.4
5 S	5 W	WM	35	NW SE		37	6.5
6 S	5 W	WM	3	NE NE	1		0.3
6 S	5 W	WM	3	NW NE	2		38.0
6 S	5 W	WM	3	SW NE			20.9
6 S	5 W	WM	3	NE NW	3		25.4
6 S	5 W	WM	3	SE NW	4		25.9
6 S	5 W	WM	3	NE SW	5		11.2
6 S	5 W	WM	3	NW SE	7		0.7
Total							173.1

4. Temporary Transfer Application T-14192 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	5 W	WM	35	SE NE	71	0.8
5 S	5 W	WM	35	NW SW	37	2.9
5 S	5 W	WM	35	SW SW	37	12.9
5 S	5 W	WM	35	SE SW	37	10.6

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
5 S	5 W	WM	35	NE SE	37	0.3
5 S	5 W	WM	35	NE SE	37	2.3
5 S	5 W	WM	35	NE SE	37	4.3
5 S	5 W	WM	35	NE SE	38	0.3
5 S	5 W	WM	35	NE SE	71	0.6
5 S	5 W	WM	35	NE SE	71	6.1
5 S	5 W	WM	35	NW SE	37	1.2
5 S	5 W	WM	35	SW SE	37	0.3
5 S	5 W	WM	35	SW SE	37	3.1
5 S	5 W	WM	35	SW SE	37	6.4
5 S	5 W	WM	35	SW SE	37	0.1
5 S	5 W	WM	35	SE SE	37	19.3
5 S	5 W	WM	35	SE SE	37	20.9
5 S	5 W	WM	35	SE SE	38	0.5
5 S	5 W	WM	36	SW NW	71	2.5
5 S	5 W	WM	36	NW SW	38	0.3
5 S	5 W	WM	36	NW SW	38	2.0
5 S	5 W	WM	36	NW SW	71	0.5
5 S	5 W	WM	36	NW SW	71	8.4
5 S	5 W	WM	36	NW SW	71	15.0
5 S	5 W	WM	36	SW SW	38	1.4
5 S	5 W	WM	36	SW SW	38	15.6
5 S	5 W	WM	36	SW SW	42	2.1
5 S	5 W	WM	36	SW SW	42	1.0
6 S	5 W	WM	2	NE NE	42	1.5
6 S	5 W	WM	2	NE NE	42	0.8
6 S	5 W	WM	2	NW NE	42	4.0
6 S	5 W	WM	2	NW NE	42	9.7
6 S	5 W	WM	2	NW NE	42	0.6
6 S	5 W	WM	2	NE NW	42	1.7
6 S	5 W	WM	2	SE NW	67	11.0
6 S	5 W	WM	2	SE NW	42	2.1
					Total	173.1

5. An additional point of diversion is necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14192 proposes the additional point of diversion with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Distance from Authorized POD in Miles (mi.)	
5 S	5 W	WM	35	SW SW	37	MIDDLE POD - 1050 FEET NORTH AND 300 FEET EAST FROM THE SW CORNER OF SECTION 35	North POD 0.7 mi.	South POD 0.4 mi.

Temporary Transfer Review Criteria

6. Water has been used within the last five years according to the terms and conditions of the right. There is no evidence available that would demonstrate that the right is subject to forfeiture under ORS 540.610.
7. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing right are present.
8. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred right, as required by ORS 540.523(7).
9. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

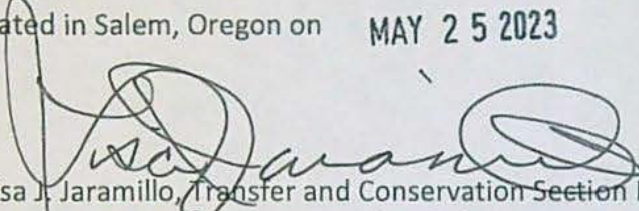
The temporary change in place of use and additional point of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-14192 is consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use and additional point of diversion to convey water to the temporary place of use proposed in Temporary Transfer Application T-14192 is approved.
2. The former place of use **shall not** be irrigated as part of this water right during the 2023, 2024, 2025, 2026 and 2027 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2027 irrigation season. The authorization to use the additional point of diversion shall be terminated concurrently.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The quantity of water diverted at the proposed temporary additional point of diversion (Middle POD), together with that diverted at the original points of diversion (North and South POD), shall not exceed the quantity of water lawfully available at the original points of diversion (North and South POD).

6. A subsequent application for permanent transfer of Certificate 66583 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificate 66583.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.

Dated in Salem, Oregon on **MAY 25 2023**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date: **MAY 26 2023**

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14192

Review Due Date:

Applicant Name: Sarbanand Enterprises LLC

Proposed Changes: ☒ POU ☒ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Joel Plahn

Date of Review: 04/03/2023

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

☒ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain:

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☐ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☐ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

☐ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter***, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

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

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

- ☐ In order to avoid enlargement of the right or injury to other rights, a _____ will
 be required to be installed prior to diversion of water, as a condition of this transfer:
- ☐ at each point of diversion/appropriation (new and existing) **OR**
☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device

T-

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable alternate measurement device:

 Watermaster signature

 District

 Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

March 23, 2023

SARBANAND ENTERPRISES LLC

MATT HOEZEE

786 ROAD 188

DELANO, CA 93215

Reference: Application T-14192

On March 20, 2023, the Department received your water right Temporary Transfer Application. The application was accompanied by \$1417.37. Receipt number 140340 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

Except as provided under ORS 540.510(3) for municipalities, you may not **temporarily** use water at the new place of use or from the new point of diversion until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be temporarily transferred and the land to which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

If the land is sold before the temporary transfer is approved, the buyer's consent to the temporary transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

Cc: Watermaster Dist. #22, Joel M. Plahn (via email)

Yamhill county

Kimberly Grigsby, Agent

Enclosure

Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 5 – Minimum Requirements Checklist



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

This temporary transfer 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.

RECEIVED

FOR ALL TEMPORARY TRANSFER APPLICATIONS

MAR 20 2023

Check all items included with this application. (N/A = Not Applicable)

OWRD

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. **\$1,417.37 is enclosed**
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: Certificate 66583 (Attachment A)**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2023 End Year: 2028**
- ☐ ☒ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map. **See Attachment B**
- ☒ Completed Evidence of Use Affidavit and supporting documentation. **See Attachment C**
- ☒ Current recorded deed for the land from which the authorized place of use is temporarily being moved. **See Attachment D**
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **See Attachment E**
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

☐ Application fee not enclosed/insufficient ☐ Map not included or incomplete

☐ Land Use Form not enclosed or incomplete

☐ Additional signature(s) required ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

Your temporary transfer application will be returned if any of the map requirements listed below are not met. OWRD

Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- ☐ ☒ N/A If more than three water rights are involved, separate maps are needed for each water right.
- ☒ 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, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy 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 Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); 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.
- ☒ Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- ☒ ☐ N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- ☒ ☐ N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

[illegible]

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »		
2		2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME SARBANAND ENTERPRISES, LLC ATTN: MATT HOEZEE		PHONE NO. 661-725-6485	ADDITIONAL CONTACT NO.
ADDRESS 786 ROAD 188		FAX NO.	
CITY DELANO	STATE CA	ZIP 93215	E-MAIL MATT.HOEZEE@MUNGERFARMS.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

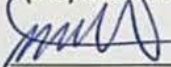
Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME GSI WATER SOLUTIONS, INC. ATTN: KIMBERLY GRIGSBY		PHONE NO. 541-257-9004	ADDITIONAL CONTACT NO.
ADDRESS 1600 SW WESTERN BLVD, SUITE 240		FAX NO.	
CITY CORVALLIS	STATE OR	ZIP 97333	E-MAIL KRIGSBY@GSIWS.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application and why:
The Applicant proposes to temporarily change the place of use and add an additional downstream point of diversion for Certificate 66583 to allow for irrigation of an orchard on higher elevation portions of Amity Farm.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


Applicant signature

Matt Hoezee, Regional Ranch Manager 3-2-2023
Print Name (and Title if applicable) Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No

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

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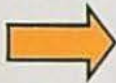
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☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.) N/A

DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

☐ Check here if water for any of the rights 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



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Yamhill County Planning and Development	ADDRESS 525 NE 4th St.	
CITY McMinnville	STATE OR	ZIP 97128

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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Water Right Certificate # 66583

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Description of Water Delivery System

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System capacity: _____ cubic feet per second (cfs) OR

1,000 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is diverted using a 100 hp centrifugal pump with a capacity of 1,000 gpm. A 10-inch main line conveys the water 2,000 feet and an 8-inch main line conveys water 6,000 feet. The orchard is irrigated using drip irrigation.

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	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)
North POD	☒ Authorized ☐ Proposed		5	S	5	W	35	SE	NW	37	2360 feet South and 3,000 feet West from the NE Corner of Section 35.
South POD	☒ Authorized ☐ Proposed		5	S	5	W	34	SE	SE	TL 200	190 feet North and 810 feet West from the SE corner of Section 34.
Middle POD	☐ Authorized ☒ Proposed		5	S	5	W	35	SW	SW	37	1050 feet North and 300 feet East from the SW corner of Section 35.

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- ☒ Place of Use (POU)
 ☐ Appropriation/Well (POA)
 ☐ Point of Diversion (POD)
 ☐ Additional Point of Appropriation (APOA)
 ☒ Additional Point of Diversion (APOD)

Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses): N/A

- ☐ Place of Use (POU)
 ☐ Point of Appropriation/Well (POA)
 ☐ Character of Use (USE)
 ☐ Additional Point of Appropriation (APOA)
 ☐ Point of Diversion (POD)
 ☐ Additional Point of Diversion (APOD)

Will all of the proposed changes affect the entire water right?

- ☒ Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
 ☐ No Complete all of Table 2 to describe the portion of the water right to be changed.

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # 66583

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
"	"	"	" "	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
											See Attachment B for Application Map and "to" lands Table						173.1	Irrigation	North POD, South POD, Middle POD	June 29, 1981		
TOTAL ACRES											TOTAL ACRES						173.1					

Additional remarks: N/A

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For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? ☐ Yes ☒ No

If YES, list the certificate, water use permit, or ground water registration numbers: N/A

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide: N/A

- ☐ Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- ☐ Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R.L. WALKER FARMS, INC.
11955 BALLSTON ROAD
AMITY, OREGON 97101

confirms the right to use the waters of the SOUTH YAMHILL RIVER, a tributary of the YAMHILL RIVER, for the purpose of IRRIGATING 173.1 ACRES.

This right has been perfected under Permit 46247. The date of priority is JUNE 29, 1981. This right is limited to 2.16 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 34, SE 1/4 NW 1/4, AS PROJECTED WITHIN DLC 37, SECTION 35, T 5 S, R 5 W, W.M.; 190 FEET NORTH AND 810 FEET WEST FROM THE SE CORNER OF SECTION 34, 2360 FEET SOUTH AND 3000 FEET WEST FROM THE NE CORNER OF SECTION 35.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

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SW 1/4 SW 1/4 0.7 ACRE
AS PROJECTED WITHIN DLC 70
SECTION 25

SE 1/4 SE 1/4 2.8 ACRES
AS PROJECTED WITHIN DLC 70
SECTION 26

SW 1/4 SE 1/4 0.2 ACRE
SE 1/4 SE 1/4 0.2 ACRE
SECTION 34

NE 1/4 NE 1/4 3.4 ACRES
AS PROJECTED WITHIN DLC 70
LOT 6 (NE 1/4 NE 1/4) 5.0 ACRES
SW 1/4 NE 1/4 11.6 ACRES
SE 1/4 NE 1/4 11.4 ACRES
BOTH AS PROJECTED WITHIN DLC 37
LOT 7 (SE 1/4 NE 1/4) 8.5 ACRES
NE 1/4 SE 1/4 0.4 ACRE
NW 1/4 SE 1/4 6.5 ACRES
BOTH AS PROJECTED WITHIN DLC 37
SECTION 35
TOWNSHIP 5 SOUTH, RANGE 5 WEST, W.M.

LOT 1 (NE 1/4 NE 1/4) 0.3 ACRE
LOT 2 (NW 1/4 NE 1/4) 38.0 ACRES
SW 1/4 NE 1/4 20.9 ACRES
LOT 3 (NE 1/4 NW 1/4) 25.4 ACRES
LOT 4 (SE 1/4 NW 1/4) 25.9 ACRES
LOT 5 (NE 1/4 SW 1/4) 11.2 ACRES
LOT 7 (NW 1/4 SE 1/4) 0.7 ACRE
SECTION 3
TOWNSHIP 6 SOUTH, RANGE 5 WEST, W.M.

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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. This right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

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

/s/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 66583.
61845.TES

Proposed (the "to" or "on" lands): Certificate 66583
The listing as it would appear after proposed changes are made.

Twp		Rng		Sec	1/4 1/4		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/POA (s) to be used (from Table 1)	Priority Date
6	S	5	W	2	SE	NW	200	67	11.0	Irrigation	North POD; South POD; Middle POD	June 29, 1981
6	S	5	W	2	SE	NW	200	42	2.1			
6	S	5	W	2	NE	NW	200	42	1.7			
6	S	5	W	2	NW	NE	700	42	4.0			
6	S	5	W	2	NW	NE	1500	42	9.7			
6	S	5	W	2	NW	NE	800	42	0.6			
6	S	5	W	2	NE	NE	1500	42	1.5			
6	S	5	W	2	NE	NE	800	42	0.8			
5	S	5	W	35	SW	SW	200	37	12.9			
5	S	5	W	35	SE	SW	200	37	10.6			
5	S	5	W	35	NW	SW	200	37	2.9			
5	S	5	W	35	SW	SE	200	37	0.3			
5	S	5	W	35	SW	SE	200	37	3.1			
5	S	5	W	35	SW	SE	700	37	6.4			
5	S	5	W	35	SW	SE	200	37	0.1			
5	S	5	W	35	SE	SE	700	37	19.3			
5	S	5	W	35	SE	SE	800	37	20.9			
5	S	5	W	35	SE	SE	800	38	0.5			
5	S	5	W	35	NW	SE	200	37	1.2			
5	S	5	W	35	NE	SE	700	37	0.3			
5	S	5	W	35	NE	SE	800	37	2.3			
5	S	5	W	35	NE	SE	200	37	4.3			
5	S	5	W	35	NE	SE	800	38	0.3			
5	S	5	W	35	NE	SE	800	71	0.6			
5	S	5	W	35	NE	SE	200	71	6.1			
5	S	5	W	35	SE	NE	200	71	0.8			
5	S	5	W	36	SW	SW	800	42	2.1			
5	S	5	W	36	SW	SW	900	42	1.0			
5	S	5	W	36	SW	SW	800	38	1.4			
5	S	5	W	36	SW	SW	900	38	15.6			
5	S	5	W	36	NW	SW	800	38	0.3			
5	S	5	W	36	NW	SW	800	71	0.5			
5	S	5	W	36	NW	SW	900	38	2.0			
5	S	5	W	36	NW	SW	900	71	8.4			
5	S	5	W	36	NW	SW	200	71	15.0			
5	S	5	W	36	SW	NW	200	71	2.5			

Total Acres 173.1

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Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
County of YAMHILL

I, MATT HOEZE, in my capacity as REGIONAL RANCH MANAGER, SARBANAND ENTERPRISES LLC.

mailing address 786 ROAD 188, DELANO, CA 93215

telephone number (661)-725-6485, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

☐ Personal observation ☒ Professional expertise

2. I attest that:

☒ Water was used during the previous five years on the **entire** place of use for
Certificate # 66583 AS CHANGED BY TEMPORARY TRANSFER T-12777; OR

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

Certificate #	Township	Range	Mer	Sec	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

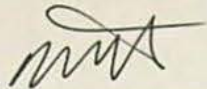
- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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

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

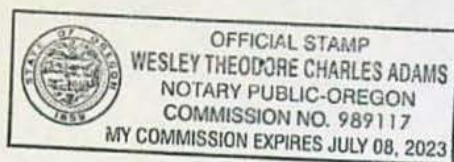


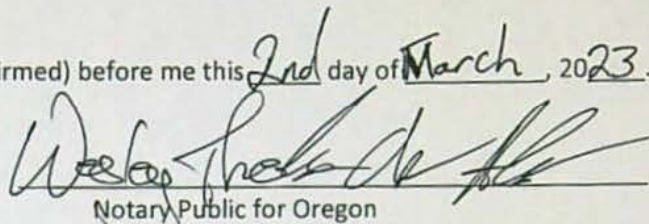
Signature of Affiant

03/02/2023

Date

Signed and sworn to (or affirmed) before me this 2nd day of March, 2023.




Notary Public for Oregon

My Commission Expires: July 08, 2023

Supporting Documents	Examples
☐ Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
☐ Copies of receipts from sales of irrigated crops or for expenditures related to use of water	• Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
☐ Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	• District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
☒ Aerial photos containing sufficient detail to establish location and date of photograph	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
☐ Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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Evidence of Use – July 2020

Certificate 66583 as Changed by
Temporary Transfer T-12777

Township 5 & 6 South,
Range 5 West (W.M.)

LEGEND

 Tax Lot

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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.

MAP NOTES

Date: February 1, 2023
Data Sources: BLM, ESRI, Yamhill Co.,
USGS, NAIP



0 500 1,000
Feet



Date: February 1, 2023
Data Sources: BLM, ESRI, ODOT,
USGS, Aerial Photo 2020

RECORDING REQUESTED BY:

GRANTOR:

Evergreen Agricultural Enterprises, Inc.
3850 Three Mile Lane
McMinnville, OR 97128

GRANTEE:

Sarbanand Enterprises, LLC
786 Road 188
Delano, CA 93215

SEND TAX STATEMENTS TO:

Sarbanand Enterprises, LLC
786 Road 188
Delano, CA 93215

AFTER RECORDING RETURN TO:

Sarbanand Enterprises, LLC
786 Road 188
Delano, CA 93215

Escrow No: 471813029191-TTMIDWL36

Yamhill County Official Records

201318001

DMR-DDMR

11/27/2013 02:57:08 PM

Str=4 MILLSA

\$50.00 \$11.00 \$5.00 \$15.00

\$81.00

I, Brian Van Bergen, County Clerk for Yamhill County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Brian Van Bergen - County Clerk

RECORDED IN POLK COUNTY

2013-012365

Valerie Unger, County Clerk

11/27/2013 01:56:54 PM

REC-WD

Cnt=1 Str=1 K. WILLIAMS

\$45.00 \$11.00 \$10.00 \$5.00 \$15.00

\$86.00

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Evergreen Agricultural Enterprises, Inc., an Oregon Corporation, Grantor, conveys and warrants to Sarbanand Enterprises, 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 Yamhill and the County of Polk, State of Oregon:

See Attached Exhibit "A"

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$1.00 and other consideration (See ORS 93.030)

Subject only to encumbrances of record at the time of conveyance.

Further subject to and including the water rights appurtenant to the following described real property as referenced in exhibit "A".

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.

DATED: 11/24/13

Evergreen Agricultural Enterprises, Inc., an Oregon Corporation

Brian Crowe, President

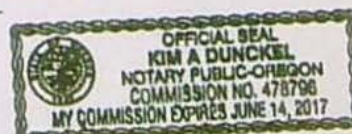
State of OREGON, COUNTY of YAMHILL

This instrument was acknowledged before me on November 26, 2013 by Brian Crowe, President for Evergreen Agricultural Enterprises, Inc., an Oregon Corporation.

Notary Public - State of Oregon

My commission expires:

471813029191-TTMIDWL36
Deed (Warranty-Statutory)



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EXHIBIT "A"

TRACT A ("AMITY"):

PARCEL 1:

Beginning at a point in the County Road, which point is 8.88 chains West of the Southeast corner of the William A. Culberson Donation Land Claim, said point being West 44.45 chains and South 9.00 chains from the Northeast corner of Section 36, Township 5 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon; thence South 22° East 15.53 chains to a rock set in the County Road; thence South 17° West 27.80 chains to a rock in the County Road; thence South 82° West 14.25 chains to post with bearing trees; thence South 44 links to post with bearing trees; thence South 0°32' West along the center of County Road to its intersection with the Northerly right of way line of the Southern Pacific Railroad; thence Southwesterly along the Northerly railroad right of way line to its intersection with the county line between Yamhill and Polk Counties; thence West along said county line to its intersection with the East line of the M. B. Burke Donation Land Claim; thence Northwesterly, along the Easterly line of said Burke Claim to the Northeast corner thereof; thence West along the North line of said Burke Claim to the Northwest corner thereof; thence South along the West line of said Burke Claim 12.63 chains to a point which is 20 chains North of the Southern boundary line of Section 3, Township 6 South, Range 5 West of the Willamette Meridian; thence West 8.06 chains to the East line of the Guilford F. Worden Donation Land Claim; thence North along the East line of said Worden Claim, 60 chains to the Northeast corner thereof; thence West along the North line of said Worden Claim 21.08 chains to the most Northerly Southwest corner of the Alanson Wing Certificate Claim; thence North along the West line of said Wing Claim, 21.20 chains to the Northwest corner thereof, also being the Southwest corner of the Jacob Hampton Donation Land Claim at a stake on the left bank of the Yamhill River from which an alder 8 inches in diameter half way down the bank, bears South 70° East 22 links distant; thence East along the North line of said Wing Claim 60.42 chains to a post in the Section line between Sections 34 and 35, Township 5 South, Range 5 West of the Willamette Meridian; thence South along the Section line 3.19 chains to a post on the North line of the Jacob Comegy Donation Land Claim South of the River; thence North 45° East along the North line of said Comegy Claim 2160.0 feet to the centerline of a private road; thence North 45° East along the North line of said Comegy Claim 808 feet to the center of the Yamhill River; thence Northerly along the center line of the Yamhill River to a point which is West 8.75 chains and South 1711.98 feet from the Northwest corner of the William A. Culberson Donation Land Claim; thence East 8.75 chains to the West line of said Culberson Claim; thence North along the West line of said Culberson Claim 3.33 chains to a post from which a white fir 20 inches in diameter bears East 23 links distant; thence East 67.08 chains to a corner in a lake (set at a stone 12 x 12 x 8) on the West bank of pond 120 links West from the true corner as witness to the corner; thence South 3.67 chains to a post on the South bank of the pond from which an ash 8 inches in diameter bears North 6° East 6 links distant, an ash 8 inches in diameter bears North 80° East 21 links distant; thence South 39° East 19.00 chains to the place of beginning.

ALSO:

A part of the Jacob Comegy Donation Land Claim, the Robert J. Hendricks Donation Land Claim, and the Joseph Sander Donation Land Claim in Township 5 South, Range 5 West of the Willamette Meridian, and Township 6 South, Range 5 West of the Willamette Meridian, in Yamhill County, Oregon, more particularly described as follows:

Beginning at a stone in the center of the County Road at a point South 70°30' West 32.28 chains from the Northeast corner of the Edwin T. Stone Donation Land Claim in Township 6 South of Range 5 West of the Willamette Meridian; thence North 19°30' West 18.41 chains to the true point of beginning; thence North 19°30' West 24.15 chains; thence North 76°15' East 46.37 chains; thence South 00°32' West 11.40 chains; thence South 42°34' West 24.33 chains; thence South 89°52' West 42 links to an iron pipe on the North boundary of the railroad right of way; thence South 77°25' West 20.54 chains to the true point of beginning.

ALSO:

Beginning at a stone in the center of the County Road South 70°30' West 32.28 chains from the Northeast corner of the E. T. Stone Donation Land Claim, Notice No. 1929, Claim 67, in Section 1, Township 6 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon; thence North 19°30' West to the point of intersection with the Northerly line of the railroad right of way and the true point of beginning of the tract to be described; thence continuing North 19°30' West to a point, which point is South 77°25' West 20.54 chains from a point on the Northerly line of said railroad right of way; thence North 77°25' East 20.54 chains to the intersection with said railroad right of way; thence Southwesterly, along said railroad right of way, to the true point of beginning.

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EXCEPT THEREFROM the following:

A strip of land 50 feet in width, being 25 feet either side of the center line, described as follows:

Beginning at a stone in the center of the County Road, South 70°30' West 32.28 chains from the Northeast corner of the E.T. Stone Donation Land Claim, Notice No. 1929, Claim 67 aforesaid; thence North 19°30' West to a stake on the fence line between the properties of Hawkins and Robertson, which stake is at the point of intersection of said line between the properties of Hawkins and Robertson and a line 25 feet long running at right angles to the Northerly line of the railroad right of way; thence North 42°34' East, parallel with and 25 feet distant from the said Northerly boundary line of the railroad right of way, a distance of 3184.0 feet to a stake in the center of the County Road, on the line between the Dennis Harty and Joseph Sanders Claims, at a point approximately 280.0 feet North from the Southwest corner of the Dennis Harty Claim.

SAVE AND EXCEPTING therefrom the following described tract:

Beginning at an iron pipe in the center of the County Road at a point 953.6 feet South and 227.6 feet West of the Southeast corner of the William A. Culberson Donation Land Claim; thence North 18°38' West 156.6 feet to an iron pipe for the North corner of this tract; thence South 26°31' West 592.4 feet to an iron pipe; thence South 10°50' West 244.8 feet to an iron pipe; thence South 76°55' East 183.1 feet to an iron pipe in the center of the County Road; thence North 16°11' East along the center of the County Road 690.6 feet to the point of beginning.

ALSO SAVING AND EXCEPTING therefrom that portion conveyed to H. M. Hawkins et ux to Baylis M. Fanning et ux by deed recorded January 12, 1965 in Film Volume 42, Page 709, Deed and Mortgage Records.

ALSO SAVING AND EXCEPTING therefrom that portion conveyed by H. M. Hawkins et ux to Glen A. Christensen et ux by deed recorded January 14, 1965 in Film Volume 42, Page 767, Deed and Mortgage Records.

ALSO SAVING AND EXCEPTING therefrom that portion conveyed to Frank Adams et ux by deed recorded in Book 179, Page 690, Deed Records.

ALSO SAVING AND EXCEPTING all railroad rights of way.

ALSO SAVING AND EXCEPTING therefrom that portion conveyed to The Briggittine Monks, recorded July 16, 1986 in Film Volume 204, Page 2138, Deed and Mortgage Records.

(APN R5535 00200, R5535 00700, R5535 00800, R5535 00900 and R 6502 01500)

PARCEL 2:

That part of the following described tract of land lying in Polk County, Oregon:

Beginning at a stone at the Northeast corner of the M.B. Burke Donation Land Claim in Section 3, Township 6 South, Range 5 West of the Willamette Meridian, Oregon, said point being also South 20° East 4.16 chains from the Northwest corner of the Edwin T. Stone Donation Land Claim in said Section; thence on the boundary line between the Burke Claim and Alanson Wing Claim, West 42.88 chains to the Northwest corner of the Burke Claim; thence South 12.63 chains to a stake and a stone on the subdivision line 20 chains North of the Southern boundary of Section 3, Township 6 South, Range 5 West of the Willamette Meridian; thence West 8.06 chains to a post and stone on the Eastern boundary line of the Guilford W. Worden Claim; thence on the boundary line between the Worden and Wing claims North 60.00 chains to a post on the Township line between Townships 5 and 6 South, which post is also the Northeast corner of the Guilford W. Worden Claim and from which an ash 10 inches in diameter bears South 16° West 20 links distant; and an ash 10 inches in diameter bears North 35° West 22 links distant, both old bearing trees; thence on the Township line West 21.05 chains to a corner of the Wing Claim and the R. Gaunt Claim from which there are old bearing trees, viz.: a maple 24 inches in diameter bears North 53° West 58 links distant, a fir 24 inches in diameter bears South 15° East 21 links distant; thence North 21.20 chains to the Southwest corner of the Jacob Hampton Claim to a stake in the left bank of the Yamhill River from which an alder 8 inches in diameter halfway down the bank bears South 70° East 27 links distant; thence East 60.42 chains to a post in the Section line between Section 34 and 35, Township 5 South of Range 5 West of the Willamette Meridian; thence on the Section line South 3.19 chains to a post in the North boundary line of the Jacob Comegy's Claim South of the River; thence North 45° East 2160 feet; thence South 34 1/2° East 1720 feet to a point in the center line of private roadway between the house and barn on the Broadmead Farm; thence South 12° East following the center line of said private roadway approximately 4160 feet to the Northerly side of the Southern Pacific Railroad right of way; thence Southwesterly following the Northerly margin of said right of way, approximately 2,360 feet to the intersection of the Westerly line of the Edwin T. Stone Donation Land Claim with the Northerly margin

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of said right of way; thence North 19° 25' West along the line between the Stone and Burke Donation Land Claim approximately 2720 feet, to the true point of beginning.

(APN 290931)

TRACT B ("BELLVUE"):

PARCEL 1:

Part of the Jesse Yocom Donation Land Claim No. 45 in Township 5 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon, described as follows:

Beginning at the Southwest corner of said claim; thence North 1665 feet, more or less, to a point that is 810 feet South of the Northwest corner of Parcel 3 of the Eugene J. Wolf contract recorded September 14, 1970 in Film Volume 80, Page 1923, the true point of beginning herein; thence continuing North along said Donation Land Claim line for 810 feet to the North line of said Parcel 3, mentioned above; thence East, along the North line of said Parcel 3, for 545 feet; thence South, parallel to the West line of said Donation Land Claim, for 810 feet; thence West, parallel to the North line of said Parcel 3 for 545 feet to the true point of beginning herein.

EXCEPTING the North 60 feet thereof for road purposes.

PARCEL 2:

Part of the Jesse Yocom Donation Land Claim No. 45 in Township 5 South, Range 5 West of the Willamette Meridian, in Yamhill County, Oregon, described as follows:

Beginning at the Southwest corner of said claim; thence East 40 chains to the center of the County Road; thence North, along the center of the road, 37.50 chains to a point; thence West, parallel with the South line of said Claim, 40 chains to the West line of said Claim; thence South 37.50 chains to the place of beginning.

EXCEPTING that part of the premises lying in the road.

AND FURTHER EXCEPTING THEREFROM that portion conveyed to Ted Reese, et ux, by Deed recorded in Film Volume 77, Page 434, Deed and Mortgage Records, Yamhill County, Oregon, on September 25, 1969.

ALSO EXCEPT part of the Jesse Yocom Donation Land Claim No. 45 in Township 5 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon, described as follows:

Beginning at the Southwest corner of said claim; thence North 1665 feet, more or less, to a point that is 810 feet South of the Northwest corner of Parcel 3 of the Eugene J. Wolf contract recorded September 14, 1970, in Film Volume 80, Page 1923, the true point of beginning herein; thence continuing North along said Donation Land Claim line for 810 feet to the North line of said Parcel 3, mentioned above; thence East, along the North line of said Parcel 3, for 545 feet; thence South, parallel to the West line of said Donation Land Claim, for 810 feet; thence West, parallel to the North line of said Parcel 3, for 545 feet to the true point of beginning herein.

ALSO EXCEPTING the North 60 feet thereof for road purposes.

PARCEL 3:

Beginning at a point 11.25 chains North of the Southeast corner of the Wellington Fletcher and Laura Ann Fletcher Claim, Certificate No. 515, Notification No. 6678 in Township 5 South, Range 5 West of the Willamette Meridian, in Yamhill County, Oregon; thence West, parallel with the South line of said Claim, 11.531 chains; thence North, parallel with the East line of said Claim, 27.75 chains; thence East, parallel with the South line of said Claim, 11.531 chains to the West line of the Jesse Yocom Donation Land Claim No. 45; thence South 27.75 chains to the place of beginning.

EXCEPTING THEREFROM that portion of the premises conveyed to Malinda S. Lambright and Isaac Lambright by deed recorded December 8, 1923, in Book 89, Page 171, Deed Records.

EXCEPT a 60-foot strip for road purposes over the Northeasterly portion of Parcel 3, described as follows:

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Land Use Information Form



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

Applicant(s): Sarbanand Enterprises, LLC Attn: Matt Hoezee

Mailing Address: 786 Road 188

City: Delano

State: CA

Zip Code: 93215

Daytime Phone: 661-725-6485

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>See Attached Map and Table</u>						☒ Diverted ☒ Conveyed ☒ Used	<u>Irrigation</u>

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

Yamhill County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) South Yamhill River

Estimated quantity of water needed: 2.16 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The Applicant is proposing to temporarily change the place of use and add an additional point of diversion for Certificate 66583. This proposed additional point of diversion has already been constructed.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 402 of the Y.C.Z.O.
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Ken Fridy Title: P.D.
 Signature: [Signature] Phone: 434-7516 Date: 3/15/2023
 Government Entity: Yamhill Co.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

A. Land and Location								
Township	Range	Section	1/4 1/4	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5_	Water to be:	Proposed Land Use:
6S	5W	2	SE	NW	200	EF-80	Conveyed and Used	Irrigation
6S	5W	2	SE	NW	200		Conveyed and Used	Irrigation
6S	5W	2	NE	NW	200		Conveyed and Used	Irrigation
6S	5W	2	NW	NE	700		Conveyed and Used	Irrigation
6S	5W	2	NW	NE	1500		Conveyed and Used	Irrigation
6S	5W	2	NW	NE	800		Conveyed and Used	Irrigation
6S	5W	2	NE	NE	1500		Conveyed and Used	Irrigation
6S	5W	2	NE	NE	800		Conveyed and Used	Irrigation
5S	5W	34	SE	SE	200		Diverted, Conveyed, and Used	Irrigation
5S	5W	35	SW	SW	200		Diverted, Conveyed, and Used	Irrigation
5S	5W	35	SE	SW	200		Conveyed and Used	Irrigation
5S	5W	35	NW	SW	200		Conveyed and Used	Irrigation
5S	5W	35	SW	SE	200		Conveyed and Used	Irrigation
5S	5W	35	SW	SE	200		Conveyed and Used	Irrigation
5S	5W	35	SW	SE	700		Conveyed and Used	Irrigation
5S	5W	35	SE	SE	700		Conveyed and Used	Irrigation
5S	5W	35	SE	SE	800		Conveyed and Used	Irrigation
5S	5W	35	NW	SE	600		Conveyed and Used	Irrigation
5S	5W	35	NW	SE	200		Conveyed and Used	Irrigation
5S	5W	35	NE	SE	700		Conveyed and Used	Irrigation
5S	5W	35	NE	SE	800		Conveyed and Used	Irrigation

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A. Land and Location

5S	5W	35	NE	SE	200		Conveyed and Used	Irrigation
Township	Range	Section	1/4 1/4	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5_	Water to be:	Proposed Land Use:
5S	5W	35	NE	SE	800	EF-80	Conveyed and Used	Irrigation
5S	5W	35	NE	SE	800		Conveyed and Used	Irrigation
5S	5W	35	NE	SE	200		Conveyed and Used	Irrigation
5S	5W	35	SE	SE	800		Conveyed and Used	Irrigation
5S	5W	35	SE	NW	200		Diverted and Conveyed	Irrigation
5S	5W	35	SE	NE	200		Conveyed and Used	Irrigation
5S	5W	36	SW	SW	800		Conveyed and Used	Irrigation
5S	5W	36	SW	SW	900		Conveyed and Used	Irrigation
5S	5W	36	SW	SW	800		Conveyed and Used	Irrigation
5S	5W	36	SW	SW	900		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	800		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	800		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	900		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	900		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	900		Conveyed and Used	Irrigation
5S	5W	36	NW	SW	200		Conveyed and Used	Irrigation
5S	5W	36	SW	NW	200		Conveyed and Used	Irrigation

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March 16, 2023

Kelly Starnes
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

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RE: Temporary Transfer Application – Sarbanand Enterprises, LLC

Dear Kelly:

Sarbanand Enterprises, LLC (Sarbanand) is seeking to temporarily change the place of use and add a point of diversion for Certificate 66583. The proposed change will allow irrigation of a different portion of Sarbanand's Amity Farm. Certificate 66583 was previously changed by temporary transfer T-12777, which terminated at the end of the 2022 irrigation season.

Please find enclosed a temporary transfer application and related documents. Also enclosed is a check for the required processing fee of \$1,417.37.

Please contact me if you have any questions or concerns. My email address is KGrigsby@gsiws.com.

Sincerely,

A handwritten signature in black ink that reads "Kimberly Grigsby". The signature is fluid and cursive, with the first name and last name clearly legible.

Kimberly Grigsby
Water Resources Consultant

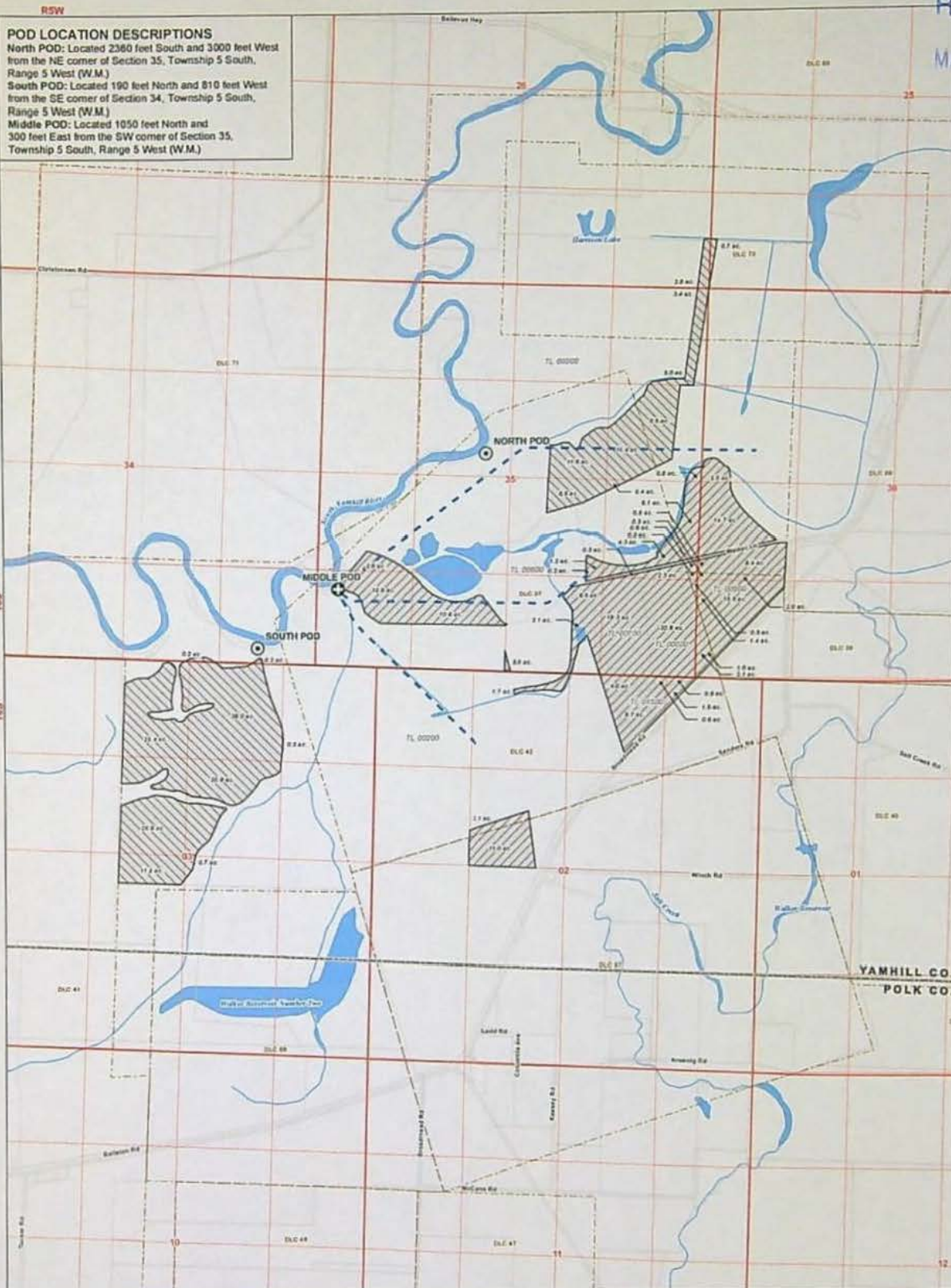
Enclosures: Water Right Temporary Transfer Application
Check for application fee in the amount of \$1,417.37

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**LEGEND****Point of Diversion (POD)**

○ Current Authorized POD

⊕ Proposed APOD

Place of Use (POU)

▨ FROM 173.1 ac.

▨ TO 173.1 ac.

All Other Features

▨ Tax Lot

▨ Donation Land Claim (DLC)

▨ County Line

▨ Pipeline

▨ Watercourse

▨ Waterbody

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.

MAP NOTES

Date: February 1, 2023

Data Sources: BLM, ESRI, Yamhill Co., Polk Co., USGS

Application for Temporary Water Right Transfer

in the name of Sarbanand Enterprises, LLC.

Certificate 66583

Township 5 & 6 South, Range 5 West (W.M.)



0 600 1,320 1,980
1 inch = 1,320 Feet

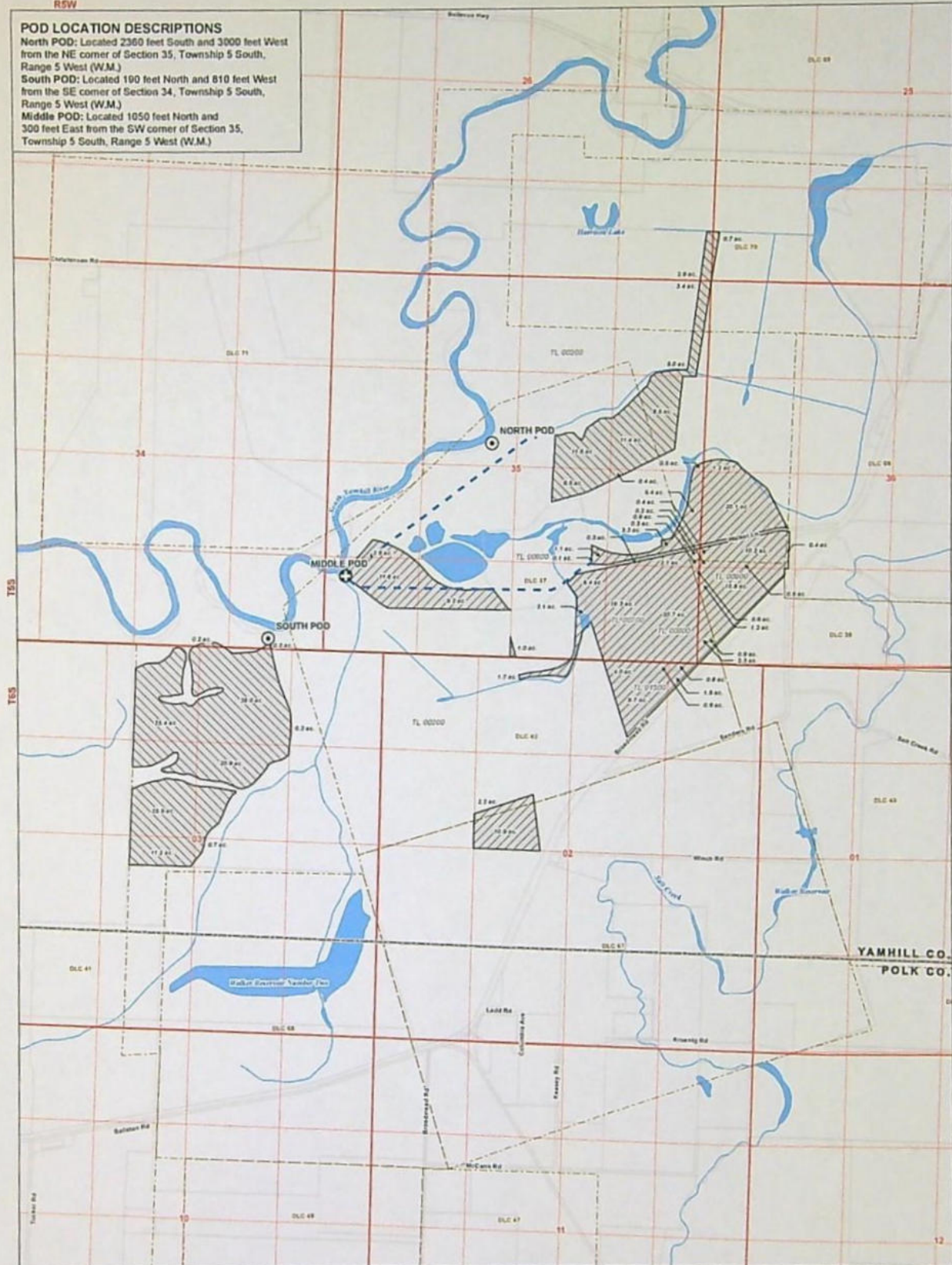


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RSW

POD LOCATION DESCRIPTIONS

North POD: Located 2360 feet South and 3000 feet West from the NE corner of Section 35, Township 5 South, Range 5 West (W.M.)
 South POD: Located 100 feet North and 810 feet West from the SE corner of Section 34, Township 5 South, Range 5 West (W.M.)
 Middle POD: Located 1050 feet North and 300 feet East from the SW corner of Section 35, Township 5 South, Range 5 West (W.M.)



LEGEND

- | | |
|--|---|
| <p>Point of Diversion (POD)</p> <ul style="list-style-type: none"> Current Authorized POD Proposed APOD <p>Place of Use (POU)</p> <ul style="list-style-type: none"> FROM, 173.1 ac. TO, 173.1 ac. | <p>All Other Features</p> <ul style="list-style-type: none"> Tax Lot Donation Land Claim (DLC) County Line Pipeline Watercourse Waterbody |
|--|---|

DISCLAIMER

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MAP NOTES

Date: April 6, 2017
 Data Sources: BLM, ESRI, Yamhill Co., Polk Co., USGS

Application for Temporary Water Right Transfer

in the name of Sarbanand Enterprises, LLC.

Certificate 66583

Township 5 & 6 South, Range 5 West (W.M.)

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0 600 1,320 1,980
 1 Inch = 1,320 Feet

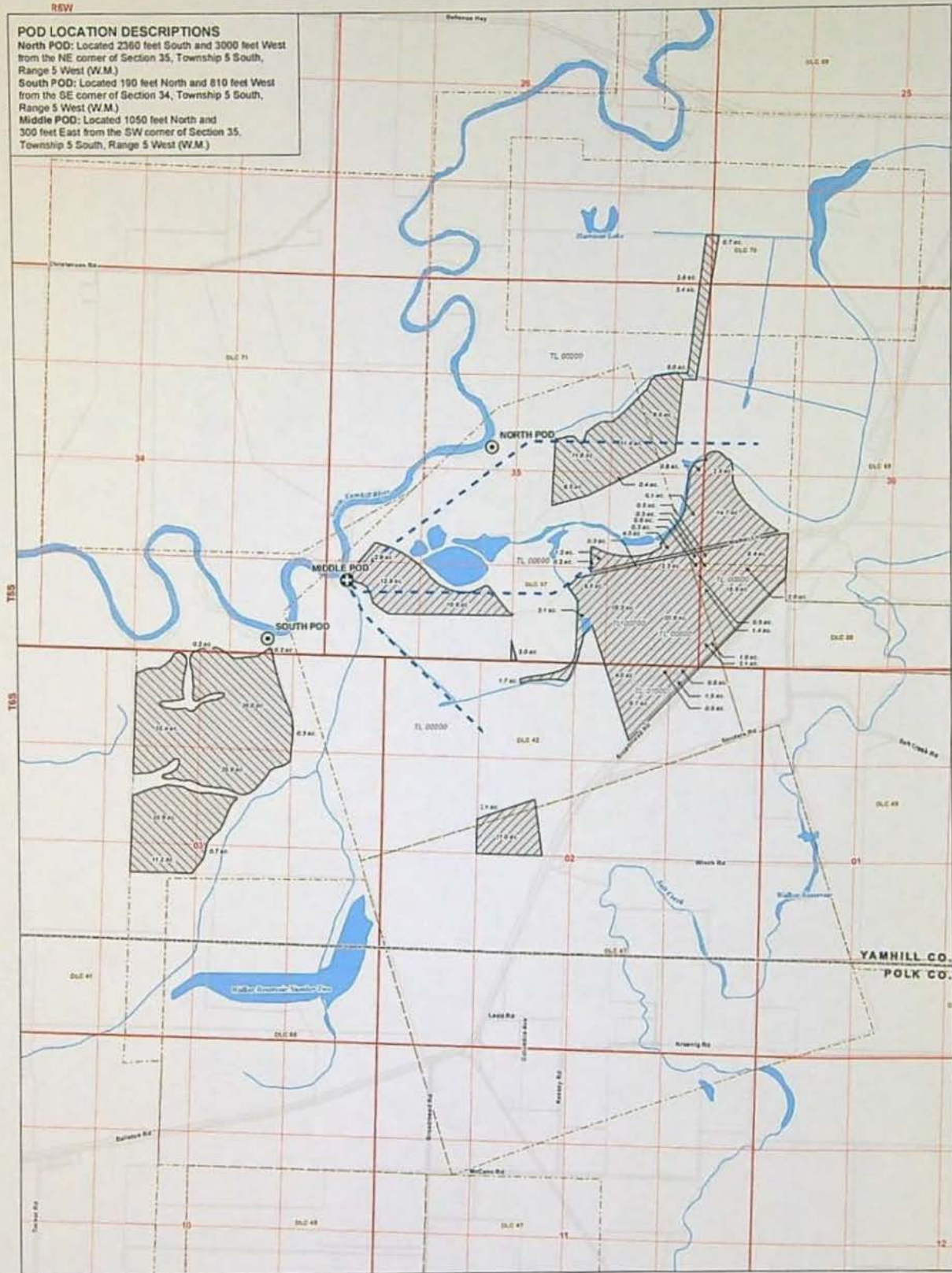


14192

RSW

POD LOCATION DESCRIPTIONS

North POD: Located 2360 feet South and 3000 feet West from the NE corner of Section 35, Township 5 South, Range 5 West (W.M.)
 South POD: Located 190 feet North and 810 feet West from the SE corner of Section 34, Township 5 South, Range 5 West (W.M.)
 Middle POD: Located 1050 feet North and 300 feet East from the SW corner of Section 35, Township 5 South, Range 5 West (W.M.)



LEGEND

Point of Diversion (POD)

Current Authorized POD

Proposed APOD

Place of Use (POU)

FROM, 173.1 ac.

TO, 173.1 ac.

All Other Features

Tax Lot

Donation Land Claim (DLC)

County Line

Pipeline

Watercourse

Waterbody

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.

MAP NOTES

Date: February 1, 2023
 Date Issued: BLM, ESR1, Yamhill Co., Polk Co., USGS

Application for Temporary Water Right Transfer

in the name of Sarbanand Enterprises, LLC.

Certificate 66583

Township 5 & 6 South, Range 5 West (W.M.)

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0 660 1,320 1,980
 1 inch = 1,320 Feet



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Regular Temporary Water Right Transfer Application Checklist

Checked by Aula

Date 3/22/23

A temporary transfer must be for a change in place of use. A temporary change in POD/POA or APOD/APOA cannot be accepted as a stand-alone change.

A change in POD/POA can accompany the temporary change in place of use, only if the proposed temporary POD/POA is supplying water to the proposed temporary place of use.

OK, check box to left; if not, fill in the blank)

- ☒ 1. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____
- ☒ 2. Are fees included and correct?
If not, the correct fee would be: _____, so the amount missing is: _____
- ☒ 3. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?
If not, whose signature is missing? _____
- ☒ 4. Are all listed certificates shown by WRIS as non-cancelled?
If not; which are cancelled? _____
For each cancelled certificate, if there has been a remaining right certificate issued that covers the lands in the left side of Table 2, list its number _____ and check the #4 box at left on this checklist.
- ☒ 5. If any certificate is in the name of a "district", is a Supplemental Form D from that district enclosed?
☒ N/A ☐ Form D needed from _____ (district)
- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application cannot be accepted. It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.