

Application for Water Right Temporary Transfer



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

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

Part 1 of 4 – Temporary Transfer Application Minimum Requirements Checklist

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Completed Applicant Information and Signature. **NOTE: If the applicant is a public agency, corporation or business, trust, or other organization, the title or authority of the person who signs the application on behalf of the entity and evidence of signatory authority or a signed statement that such authority exists must be included.**
- ☒ Part 4 – Information about Transferred Water Rights/Determined Claims: How many water rights/determined claims are to be transferred? 1
List them here: 22378
Please include a separate Part 4 for each water right. **NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.**
Temporary Transfer Period (one to five years) Begin Year: 2026 **End Year:** 2030
- ☒ **Application Fee** - payable by check to the Oregon Water Resources Department (OWRD). The online fee calculator is located:
https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/temporary_transfer.aspx

Required Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ YES ☐ N/A Completed Evidence of Use Affidavit and supporting documentation.
- ☒ YES ☐ 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. **NOTE: This form is 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.)**
- ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☒ YES ☐ N/A Affidavit(s) of Consent from Deeded Landowner(s) or Deeded Water Right Holder(s) **NOTE: only if the applicant does not own the land on which the water right is located or if the water right was severed from the land and conveyed separately to other individuals/ entities.**
- ☐ YES ☒ N/A Supplemental Form D –water rights/claims proposed for transfer are or will be located within or served by an irrigation or other water district **AND** the district **is not** the applicant

Required Groundwater Attachments:

- ☐ YES ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ YES ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

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**Part 2 of 4 – Temporary Transfer Application
Map Requirements Checklist**

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

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

Check all boxes that apply. The map need not be prepared by a Certified Water Right Examiner (CWRE)

☐ YES ☒ N/A	If more than three water rights are involved, a separate map for each water right is required.
☒	Permanent quality printed with dark ink on polyester film or good quality paper. Maps may also be submitted as a PDF (portable document format) if they meet all other requirements.
☒	The preferred size is 8½ x 11 inches and should be no larger than 30 x 30 inches (one extra map copy is required for 30 x 30 inch maps). To request a waiver for a map larger than 30 x 30 inches, please send an email to mapwaiver@water.oregon.gov .
☒	A north arrow and a legend.
☒	Include the scale, which must be even-numbered and not exceed 1 inch = 1,320 feet. To request a waiver for a map scale that exceeds 1 inch = 1,320 feet, please send an email to mapwaiver@water.oregon.gov .
☒	Township, Range, Section, ¼ ¼, tax lot boundaries (property lines) and tax lot numbers, DLC, Government Lot, and other recognized public land survey lines.
☒	Major physical features including rivers, creeks, streams, lakes, reservoirs, ponds, roads and railroads. For any surface water on the map, indicate the direction of flow.
☒	All point(s) of diversion (POD for surface water), point(s) of appropriation (POA for wells/ groundwater), or dam location(s) (or center of reservoir(s) if no dam exists) authorized by the water right(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner (this information can be found in the water right certificate or decree). In addition, include latitude and longitude for each POD or POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒ YES ☐ N/A	If it is necessary to change the point(s) of diversion (POD) or point(s) of appropriation (POA) to convey water to the new temporary place of use, include the proposed location(s), clearly labeled, shown by distance and bearing, or by coordinates (distance north/south and distance east/west) from a recognized public land survey corner. In addition, include latitude and longitude for each POD/POA in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒	General location of main canals, ditches, flumes, pipelines, pumps, or other water delivery features used to transport water from the point(s) of diversion, and/or reservoir/pond to the place of use, including delivery features at the place of use.
☒	Place of use (POU) by Township, Range, Section, and ¼ ¼, that includes separate hachuring for lands affected by changes proposed in this transfer application, for lands left unchanged and not affected by this transfer application, for each water right, for each priority date, for each use, and served by each point of diversion (POD), point of appropriation (POA), and/or reservoir/pond (POD).
☐ YES ☒ N/A	For a place of use limited to a point, like a stock watering tank, include latitude and longitude for the place of use in degrees-decimal with five or more digits after the decimal (example – 44.53764°) and the datum used (example – NAD 83, NAD 27 or WGS 84).
☒ YES ☐ N/A	If the use is irrigation, nursery, cranberry, or other similar uses with acreage associated with it, the place of use must include the number of acres in each quarter-quarter (¼ ¼) section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
☐ YES ☒ N/A	If the use is supplemental irrigation, include the location(s) and water right reference number of the underlying primary right, registration, or claim.

**Part 3 of 4 – Temporary Transfer Application
Applicant Information and Signature**

Applicant Information

APPLICANT/BUSINESS NAME Schmidt Limited Partnership	PHONE NO(S) 503-663-4128	EMAIL ADDRESS samd@jfschmidt.com	
ADDRESS PO Box 189	CITY Boring	STATE OR	ZIP 97009

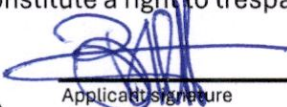
DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.

IMPORTANT NOTE - Electronic forms of documents: Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system (wrd_automated_email@water.oregon.gov). **Consider adding this email address to your safe sender list.**

- ☐ The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located. **NOTE: If the applicant is not the sole owner, include signatures of all deeded landowners (and mailing and e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/ entities to which the water right(s) were conveyed.**
- ☒ The person signing this application is doing so on behalf of a public agency, corporation or business, trust, or other organization and must provide evidence of signatory authority or a signed statement that such authority exists must be attached to this application.

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

I (we) also affirm that I (we) understand that approval of the change(s) proposed in this application does not constitute a right to trespass upon property or ditches not owned or controlled by the applicant.

 Applicant signature	Ben Rough, CEO Print Name (and Title if applicable)	7/8/2026 Date
 Applicant signature	Print Name (and Title if applicable)	Date

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

AGENT/BUSINESS NAME Schmidt Limited Partnership	PHONE NO(S) 503-663-4128	EMAIL ADDRESS benr@jfschmidt.com	
ADDRESS PO Box 189	CITY Boring	STATE OR	ZIP 97009

DOCUMENTS AND NOTIFICATIONS WILL BE SENT BY E-MAIL UNLESS REQUESTED OTHERWISE.

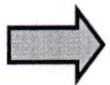
IMPORTANT NOTE - Electronic forms of documents: Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system (wrd_automated_email@water.oregon.gov). **Consider adding this email address to your safe sender list.**

- ☐ 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: Complete Supplemental Form D.**

IRRIGATION DISTRICT NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
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- ☐ 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	ADDRESS (CITY, STATE, ZIP)	EMAIL
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To meet state land use compatibility requirements, you must list the names and mailing addresses of all affected local governments, including but not limited to county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
Clackamas County	150 S Beavercreek RD, Oregon City, OR 97045	zoninginfo@clackamas.us

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
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PROPOSED CHANGES

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

NOTE: A change in Place of Use is Required.

- ☒ **Place of Use (POU)** - proposed changes to the place of use will replace the authorized place of use

Changes to Surface Water Point(s) of Diversion: **NOTE: only if necessary to convey water to the new temporary place of use.**

- ☒ Point of Diversion (POD) – proposed POD will replace the existing authorized POD –
☐ Additional Point of Diversion (APOD) – proposed POD will be in addition to the existing authorized POD

Changes to Point(s) of Groundwater Appropriation: **NOTE: only if necessary to convey water to the new temporary place of use.**

- ☐ Point of Appropriation (POA) – proposed POA will replace the authorized POA
☐ Additional Point of Appropriation (APOA) - proposed POA will be in addition to the authorized POA

Explain in your own words what you propose to accomplish with this transfer application, and why:

The December 19, 2025 Molalla River flood caused an avulsion to a revetment, resulting in a significant change in course.

The river no longer flows at our POD.

The closest point from our POD to the river is 1,900' "upstream".

We are requesting a temporary transfer for POU and a POD that allows access to the Molalla. If the river resumes its course, we will immediately cancel the temporary transfer and resume use of our current POD.

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

**Part 4 of 4 – Temporary Transfer Application
Water Right Information – Authorized POD/POA**

WATER RIGHT CERTIFICATE# 22378

Please use a separate Part 4 for each water right being changed.

System capacity: 0.34 ☒ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): live flow

Describe the current water delivery system. Include information on the capacity of pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Please provide as much detail as possible:

PTO powered pump @ 176-264 GPM, three 36" sand media filters, 4,000'+ of 4-6" mainline, 3" sprinkler pipe with Rainbird 30H heads (1/8" nozzles), drip irrigation manifolds @ 50 gpm each, above-ground and sub-surface drip tape with 0.13 gph emitters on 12" spacing. Additional infrastructure available from areas outside "To Land".

Amount proposed for transfer: 0.34 ☒ CFS ☐ GPM ☐ AF

Please check the appropriate box below and provide the requested information:

☐ If the water right was certificated under a decree, please indicate:

- Name of Decree: _____

☒ If the water right was certificated through the permit process, please indicate:

- Permit # 21383 and the name(s) appearing on the permit: Claude A. Pullen

☐ If Proof of Appropriation under the water right has been determined by the Department, please indicate:

Special Order Volume # _____, Page # _____

and the name(s) appearing on the Proof of Appropriation Special Order: _____

Table 1A – For Both SW and GW Rights - Location of Existing SW POD(s) or GW POA(s)

NOTE: If the POD/POA name is not specified on the Certificate, assign it a name or number below

Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POD #1	4	S	1	E	8	NE	SW	300
Measured Distances (from a recognized survey corner)								
2,520' @ 209° from NE Corner of Section 8								
If authorized point is groundwater:								
☐ Well log attached and associated with the well described above and on the accompanying application map.								
AND/OR								
☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

Part 4 of 4 continued – Temporary Transfer Application
Authorized POD/POA - Table 1A Continued

WATER RIGHT CERTIFICATE # 22378

Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
N/A								
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater: ☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
N/A								
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater: ☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Authorized POA/POD Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
N/A								
Measured Distances (from a recognized survey corner)								
If authorized point is groundwater: ☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

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Part 4 of 4 continued – Temporary Transfer Application
Proposed POD/APOD Information – Surface Water Right(s) ONLY

WATER RIGHT CERTIFICATE # 22378

Table 1B-SW - Location of Proposed Surface Water POD/APOD(s) - NOTE: only if necessary to convey water to the new temporary place of use.

Proposed POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
POD #2	4	S	1	E	9	NW	NW	N/A

Type of Change (from Page 4): ☒ POD or ☐ APOD From Authorized POD: ☒ UPSTREAM or ☐ DOWNSTREAM

Measured Distances (from a recognized survey corner)

1,105' @ 102° from NE Corner of Section 8

Fish Screen Information:

☐ Yes ☒ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532

If Yes, please submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter.

Additional Information/Remarks:

Proposed POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
N/A								

Type of Change (from Page 4): ☐ POD or ☐ APOD From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM

Measured Distances (from a recognized survey corner)

Fish Screen Information:

☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532

If Yes, please, submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter.

Additional Information/Remarks:

Proposed POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
N/A								

Type of Change (from Page 4): ☐ POD or ☐ APOD From Authorized POD: ☐ UPSTREAM or ☐ DOWNSTREAM

Measured Distances (from a recognized survey corner)

Fish Screen Information:

☐ Yes ☐ No The proposed POD/APOD has an existing approved fish screen pursuant to ORS 540.525 or 540.532

If Yes, please, submit documentation of the approved fish screen with your application, such as any Oregon Department of Fish and Wildlife (ODFW) fish screening certification letter and/or passage approval letter.

Additional Information/Remarks:

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**Part 4 of 4 continued –Temporary Transfer Application
Proposed POA/APOA Information – Groundwater Right(s) ONLY**

WATER RIGHT CERTIFICATE # 22378

Table 1B-GW - Location of Proposed Groundwater POA/APOA(s) - NOTE: only if necessary to convey water to the new temporary place of use.

Proposed POA/APOA(s) Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)			Type of Change (from Page 4): ☐ POA or ☐ APOA					
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Proposed POA/APOA(s) Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)			Type of Change (from Page 4): ☐ POA or ☐ APOA					
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM
Proposed POA/APOA(s) Name or Number	Twp	Rng	Sec	¼	¼	Tax Lot, DLC, or Gov-Lot		
Measured Distances (from a recognized survey corner)			Type of Change (from Page 4): ☐ POA or ☐ APOA					
☐ Well log attached and associated with the well described above and on the accompanying application map. AND/OR ☐ No well log is available - construction of the authorized well is provided in table below.								
OWRD Well ID Tag No.	Total well depth	Casing Diameter	Casing Intervals (in 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 if less than full rate of water right
L-								☐ CFS ☐ GPM

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Authorized POU "FROM" LANDS

WATER RIGHT CERTIFICATE# 22378

Will ALL of the change(s) proposed on Page 4 affect the entirety of the water right?

☐ Yes - Complete **only** Table 2B on page 10. ☒ No - Complete **both** Table 2A below **and** Table 2B on page 10.

Table 2A - Description of **Existing AUTHORIZED** (the “from” or “off” lands) Place of Use, Character of Use, and POD(s)/ POA(s) appearing on the Water Right Certificate **BEFORE PROPOSED CHANGES** are made.

NOTE: List only that part or portion of the Water Right Certificate that will be changed.

[illegible]

Additional remarks:

For Place of Use - Irrigation Water Rights ONLY

☒ Yes ☐ No Are there other water right certificates, water use permits or groundwater registrations associated with the "from" lands? If YES, list the certificate, water use permit, or ground water registration number(s):

G-12095

Pursuant to ORS 540.523, 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.

WATER RIGHT CERTIFICATE# 22378

NOTE: If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/APOD(s)/POA/APOA(s) involved in the proposed changes, specify the acreage associated with each POINT

Additional remarks:

RESOLUTION OF SCHMIDT LIMITED PARTNERSHIP

Dated March 28, 2022

The undersigned, being the duly authorized General Partner(s) of Schmidt Limited Partnership (the "Partnership"), hereby adopt the following resolution:

WHEREAS, the Partnership desires to designate an individual to act on its behalf in connection with the conduct of Partnership business; and

WHEREAS, the Partnership has determined that it is in its best interests to grant additional signing authority to Ben Rough.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization

Ben Rough is hereby authorized to sign, execute, acknowledge, and deliver documents, agreements, contracts, applications, correspondence, banking documents, and other instruments on behalf of the Partnership, as may be necessary or appropriate in the ordinary course of the Partnership's business.

2. Scope of Authority

This authority shall include the ability to:

- Execute contracts and agreements on behalf of the Partnership;
- Sign banking and financial documents;
- Sign vendor, customer, and service agreements;
- Execute government, tax, licensing, and regulatory filings;
- Take such other actions as are reasonably necessary to carry out the Partnership's business operations.

3. Effective Date

This authorization shall become effective immediately upon adoption of this Resolution and shall remain in effect until modified or revoked in writing by the Partnership.

Dated effective as of the date set forth in the preamble.

SCHMIDT LIMITED PARTNERSHIP

By: Jan Barkley

Name: Jan Barkley

Title: General Partner

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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.oregon.gov/OWRD

Use a separate affidavit for each water right included in the transfer application.

NOTE: Supporting documentation must be attached.

State of Oregon)
County of Clackamas) ss
)

I, Ben Rough, in my capacity as Manager and CEO Schmidt Limited Partnershi,
mailing address PO Box 189,
telephone no.(s) 503-663-4128, e-mail address benr@jfschmidt.com,

being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on:

Check only the box that applies:

☒ Personal observation. Explain the specific grounds for your knowledge:

Routine visits to the farm during irrigation events over the past five years.

☐ Professional expertise. Explain the specific grounds for your knowledge:

2. I attest that I have read and understand the terms and conditions of water use under Certificate # 22378, and that I have attached copies of documents demonstrating beneficial water use consistent with those terms and conditions (i.e., documentation showing compliance with the terms and conditions of the right).

Examples of documentation demonstrating compliance with the terms and conditions include, but are not limited to:

- Information showing that a required water meter was installed
- Copies of submitted static water level measurement reports (for groundwater sources)
- Copies of submitted annual water use reports
- Written confirmation from Oregon Department of Fish & Wildlife (ODFW) documenting installation of required fish screen(s)

3. I attest that water was beneficially used under Certificate # 22378 for the following purpose (e.g., crops, pasture, commercial, industrial, etc.): crops

4. I attest that water from the authorized source was diverted/appropriated, conveyed, and applied to the authorized place of use under Certificate # 22378 through the current water delivery system used to apply water or the system that was in place at some point within the five years prior to submittal of this Transfer Application.

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5. I attest that the following is a description of the water delivery system attested to in Item #4 above. Please check all applicable boxes below and include information that describes the type, model, dimensions (size/diameter, length, etc.) and delivery capacity, in cubic feet per second (cfs) or gallons per minute (gpm):

- ☒ Pump(s) in stream: PTO driven Bauer F3/60 pump with 176-264 gpm capacity
- ☐ Pump(s) in reservoir/pond:
- ☐ Pump(s) in well(s):
- ☐ Headgate in stream/canal:
- ☐ Headgate in reservoir pond:
- ☒ Other (describe also include its general location in the description):
3 Everfilt 36" sand media filters adjacent to river
- ☐ Gravity Ditch:
- ☒ Pipeline: 4000'+ of 4-6 inch mainline
- ☒ Sprinklers: Rainbird 30H (1/8" nozzles) delivering 4.4 gpm @ 60 PSI
- ☒ Other (also include its general location in the description):
Subsurface and above-ground drip irrigation manufactured by Irritec. Product numbers P1-5131312F-500 and P1-7131312F-400 with a flow rate of 0.13 gph per linear foot of tape.

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6. Can you attest to beneficial water use under Certificate # 22378 consistent with the terms and conditions of the water right, during the past five years on the **entire** place of use or a **portion** of the place of use?

- ☐ No [skip to Question 7]
- ☐ Yes, my knowledge is specific to only the **portion** of the place use described below: [complete **Table 1** below, then go to Question 8]
- ☒ Yes, water was used on the **entire** place of use [skip to Question 8]

Table 1. Description of Water Use

Certificate #	Township	Range	Mer	Sec	1/4	1/4	Gov't Lot or DLC	Acres (if applicable)
			WM					
			WM					
			WM					
			WM					
			WM					
			WM					

7. I attest, as indicated under either **Item a.** or **Item b.** below, that:

a. Beneficial water use is evidenced by one of the following:

- ☐ Certificate # _____ confirming beneficial water use to perfect Permit # _____ was issued within the past five years.

NOTE: This cannot be a remaining right certificate.

- ☐ Certificate # _____ confirming completion of a change in place of use, point(s) of diversion/ appropriation, or character of use authorized under Transfer Application #T-_____ was issued within the past five years.

- ☐ Part or all of the water right was leased instream at some point within the last five years. The instream lease number is: _____

NOTE: If the entire right proposed for transfer was not leased, then additional evidence of use is needed for the portion not leased instream.

- ☐ Water has been diverted at the actual current point of diversion for more than 10 years for beneficial use under Certificate # _____ (For Historic POD Transfers).

-OR-

b. Water was not used in the past 5 years, but the water right is not subject to forfeiture and documentation is attached to support the assertion that the presumption of forfeiture for nonuse would be rebutted under ORS 540.610(2) due to the following:

- ☐ Consistent with ORS 540.610(2)(e), the period of nonuse occurred during a period of time within which land was withdrawn from use in accordance with the Federal Conservation Reserve Program.
- ☐ Consistent with ORS 540.610(2)(h), the nonuse occurred during a period of time when I/we was/were using reclaimed water in lieu of using water under the water right.
- ☐ Consistent with ORS 540.610(2)(j), I/we was/were unable to make full beneficial use of the water because water was not available. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(L), the nonuse occurred during a period of time within which the exercise of the water right was not necessary due to climatic conditions. During this time I/we had a facility capable of handling the full allowed rate and duty, and I/we was/were otherwise ready, willing and able to beneficially use the entire amount of water allowed under the water right.
- ☐ Consistent with ORS 540.610(2)(n), the nonuse of the supplemental water right occurred during a period of time when the primary water right used in conjunction with the supplemental water right was leased as an in-stream water right pursuant to ORS 537.348.
- ☐ Other (please explain and cite the statutory reference under ORS 540.610(2) that applies):

8. I understand that if I do not attach one or more of the documents shown in **Table 2** to support the above statements, my application will be considered incomplete.

NOTE: Table 2 is located on Page 5



Affiant Signature

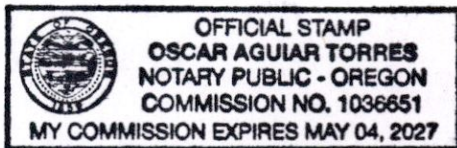
Ben Rought

Printed Name

7/6/26

Date

Signed and sworn to (or affirmed) before me this 6TH day of JULY, 2026.



Notary Public for Oregon

My Commission Expires: MAY 4, 2027

Table 2. Supporting Documentation

Supporting Documents	Examples
☐ A confirming water right certificate that was issued within the last five years. (NOT a remaining right certificate.)	• Copy of a water right certificate confirming the beneficial use of water under a Water Use Permit that shows date of issuance • Copy of a water right certificate confirming completion of a change in place of use, point of diversion/appropriation, or character of use authorized by an approved Water Right Transfer showing issuance date
☐ Records such as Farm Service Agency (FSA) crop reports, irrigation district records, Natural Resources Conservation Service (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 • Conservation Reserve Enhancement Program (CREP) Report
☒ Dated satellite imagery, aerial photos or other photographs containing sufficient detail to establish location and date of photograph (i.e., dated aerial photographs)	• Multiple photos can be submitted to show different areas of a water right • If photograph does not print with a "date stamp" or without the source identified, the date of the photograph and source should be added Sources for dated aerial photos: OSU – https://www.oregonexplorer.info OWRD – https://www.oregon.gov/owrd Google Earth – https://earth.google.com/
☐ Approved instream lease establishing beneficial use for instream purposes within the last 5 years	Copy of final order approving an instream lease that shows instream lease number and date of issuance
☐ If water has not been beneficially used in the past 5 years, documentation showing the right is not subject to forfeiture under ORS 540.610. (NOTE: Refer to ORS 540.610(2) for rebuttals to the presumption of forfeiture.)	• Copy of an agreement or contract for the use of reclaimed municipal water • Contract showing the authorized place of use enrolled in the Conservation Reserve Enhancement Program (CREP). • Copy of the Governor's executive order declaring a drought in the county within which the water right is located
☐ Any other documentation with sufficient detail to support the affidavit attesting to beneficial use during the past 5 years	

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JUL 14 2026

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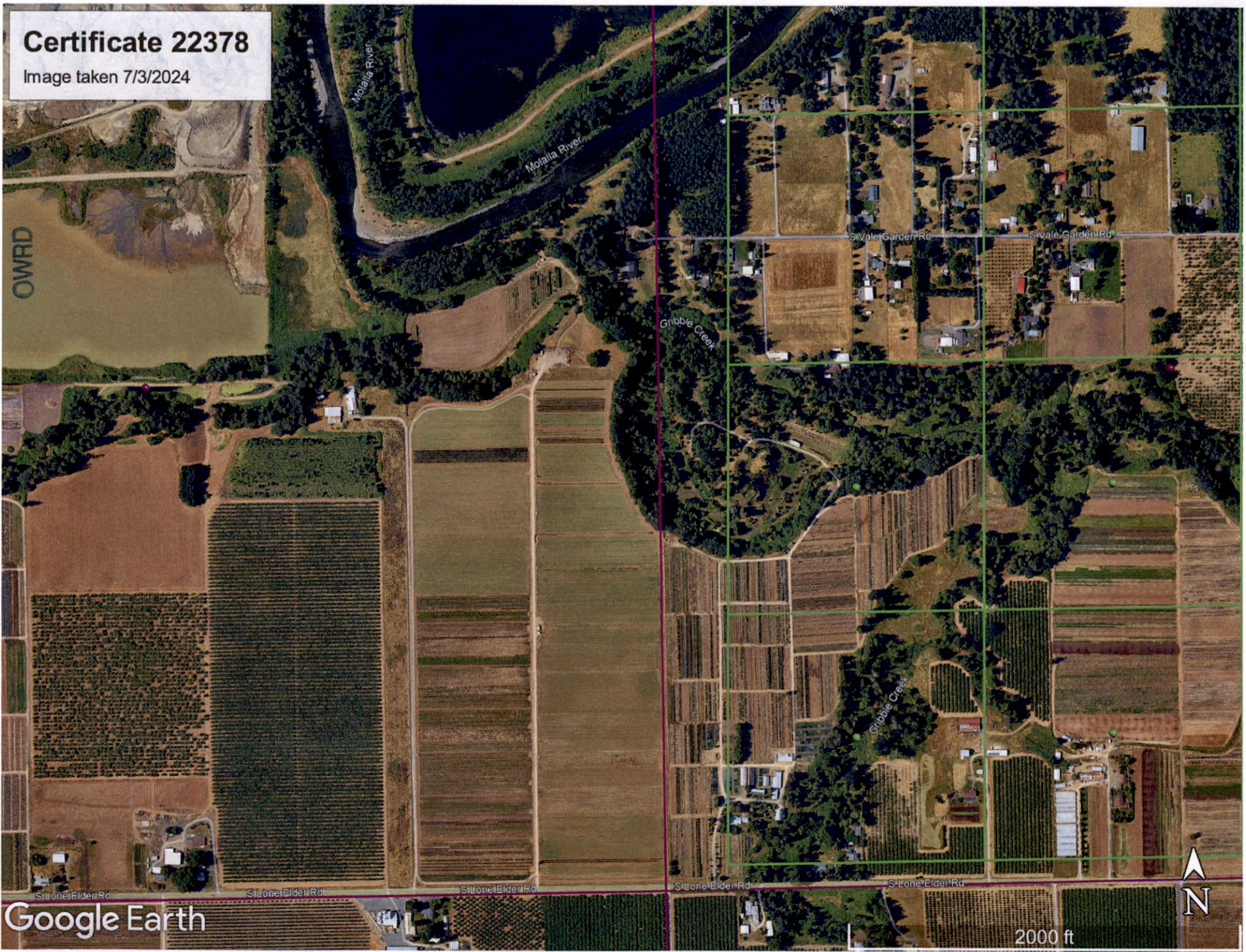
TACS

Certificate 22378

Image taken 7/3/2024

Received

JUL 14 2026



Google Earth



14900 -

Certificate 22378

Image taken 9/25/25

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JUL 14 2026
OW

Google Earth

Image © 2025 Airbus

St Lone Elder Rd

St Lone Elder Rd

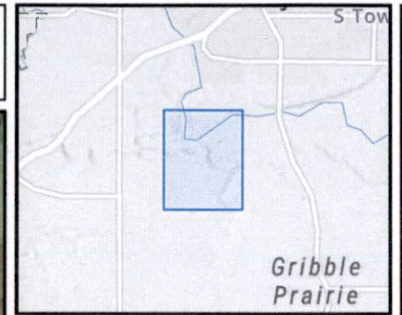
St Lone Elder Rd

St Lone Elder Rd

2000 ft

14900 -





Legend

RGB

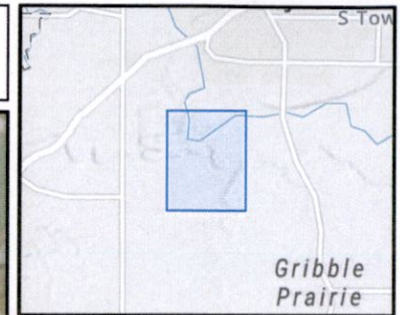
- Red: Band_1
- Green: Band_2
- Blue: Band_3

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JUL 14 2026
OWRD

Notes



This is a user generated, static output map, data layers may or may not be accurate, current, or otherwise reliable.



Legend

RGB

-  Red: Band_1
-  Green: Band_2
-  Blue: Band_3

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JUL 14 2026
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Notes



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

Received
MAY 13 2026

NOTE TO APPLICANTS

OWRD

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

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JUL 14 2026

This form is **NOT** required if:

OWRD

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

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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MAY 13 2026
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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

NAME J Frank Schmidt and Son, Co			PHONE 503-663-4128		
MAILING ADDRESS PO Box 189					
CITY Boring	STATE OR	ZIP 97009	EMAIL samd@jfschmidt.com		

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:
4S	1E	9	NW NW	N/A	Molalla River Channel	☒ Diverted ☒ Conveyed ☐ Used	Point of Diversion
4S	1E	8	SE SE	300	EFU	☐ Diverted ☐ Conveyed ☒ Used	Agriculture
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

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

County of Clackamas

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.34 ☒ 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:

Temporary Transfer of Water Right: New POD and POU. Existing POD has no water due to Molalla River course change after 12/19/25 flood damaged revetment. New POD is in river channel

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

Received

JUL 14 2026

OWRD

Received

MAY 13 2026

OWRD

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 use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): ZDO 401 Farm & Forest table of Uses
- ☐ Land uses to be served by the proposed water use(s), 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

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

Farm Use: As defined in ORS 215.203

Received

JUL 14 2026

Name: Roman Sierra Title: Planner

Signature:  Date: 5/5/2026

OWRD

Governmental Entity: Clackamas County Phone: 503-742-4500

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. **For new water right applications only**, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Received

Staff Name: _____ Title: _____

MAY 13 2026

Staff Signature: _____ Date: _____

OWRD

Governmental Entity: _____ Phone: _____

BARGAIN AND SALE DEED	
Schmidt Company P.O. Box 189 Boring, Oregon 97009-0189	Grantor
Schmidt Limited Partnership P.O. Box 189 Boring, Oregon 97009-0189	Grantee
After recording return to: Hanna, Kerns & Strader 1300 S.W. Sixth Avenue, Suite 300 Portland, OR 97201	
Until a change is requested, all tax statements shall be sent to the following address: Schmidt Limited Partnership P.O. Box 189 Boring, Oregon 97009-0189	

Received
Received MAY 13 2026
JUL 14 2026 OWRD
OWRD

BARGAIN AND SALE DEED - STATUTORY FORM

Schmidt Company, an Oregon general partnership, Grantor, conveys to Schmidt Limited Partnership, an Oregon limited partnership, Grantee, the following real property situated in Clackamas County, Oregon, to-wit:

SEE EXHIBIT A ATTACHED HERETO.

The true consideration for this conveyance is: -0- However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration. Grantor, an Oregon general partnership, was converted to an Oregon limited partnership. The purpose of this deed is to show correct title on the record.

Effective date: August 19, 1998.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

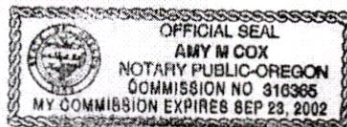
Schmidt Company

Jan E. Barkley

J. Frank Schmidt, III

State of Oregon)
County of Clackamas) ss.

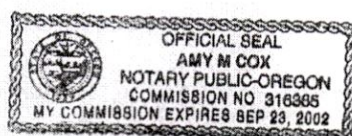
This instrument was acknowledged before me on Feb 8, 1999 by Jan E. Barkley, as a partner of Schmidt Company, a general partnership.



Amy M. Cox
Notary Public in and for Oregon
My Commission Expires: Sep 23, 2002

State of Oregon)
County of Clackamas) ss.

This instrument was acknowledged before me on Feb 8, 1999 by J. Frank Schmidt, III, as a partner of Schmidt Company, a general partnership.



99-034131
Amy M. Cox
Notary Public in and for Oregon
My Commission Expires: Sep 23, 2002

EXHIBIT A

The East one-half of the East one-half of Section 8, Township 4 South, Range 1 East, of the Willamette Meridian, in the County of Clackamas and State of Oregon:

EXCEPTING THEREFROM that portion conveyed to John I. Gale, et ux, recorded July 18, 1945 in Deed Book 347, page 659, Records of Clackamas County, Oregon, described as follows:

Beginning at the Northeast corner of Section 8, in Township 4 South, Range 1 East, of the Willamette Meridian; thence South on the section line 1180 feet to the center line of the Molalla River as the same flowed on June 1, 1945; thence Southwest in the center of the Molalla River as the same flowed June 1, 1945, to the West line of the Southeast quarter of the Northeast quarter where said Section 8 is crossed by the Molalla River as the same flowed June 1, 1945; thence North on the 1/16th section line 2270 feet, more or less, to the North line of said Section 8; thence East on the section line 1320 feet, more or less, to the place of beginning;

EXCEPTING THEREFROM that portion conveyed to B.W. Battelson et ux recorded July 18, 1945 in Deed Book 347, page 661, Records of Clackamas County, Oregon, described as follows:

Beginning at an iron bar in the East boundary of said Section 8 that is North 0° 25' East 378.39 feet distant from a stone located at the one-quarter section corner common to Sections 8 and 9, Township 4 South, Range 1 East of the Willamette Meridian, from said beginning point; thence South 75° 04' 40" West, 232.77 feet to an iron bar; thence North 44° 42' 30" West 438.65 feet to an iron bar located at the top of the present rock rip-rap along the Molalla River; thence continuing North 44° 42' 30" West, 168.00 feet to the center of the main channel of the Molalla River; thence Northeasterly (North 42° 32' 45" East, 975.49 feet) following the main channel of the Molalla River to its intersection with the East boundary of said Section 8, which intersection is North 0° 25' East, 1467.30 feet distant from the aforesaid one-quarter, section corner common to Sections 8 and 9; thence following the East boundary of said Section 8, South 0° 25' West, 1088.91 feet to the point of beginning of the tract herein described.

The said property is free from encumbrances EXCEPT: 1991-92 taxes, a lien not yet payable; Any additional taxes if land is disqualified from farm use classification; Rights of the public to any portion lying within boundaries of roads & highways, and to any portion lying below high water mark of Molalla River for recreation purposes; Easements, recorded: 6/2/38, Book 247, Page 309, and recorded: 11/27/51, Book 451, Page 84, and recorded: 2/15/55, Book 491, Page 720; Unrecorded Lease, as disclosed by instrument recorded: 3/7/89, Fee #89-09589; and assignment thereof recorded: 9/6/89, Fee #89-39600; Unrecorded Sublease as disclosed by instrument assigning said sublease recorded: 9/6/89, Fee #89-39600; Assignment of lease for collateral purposes, recorded 3/7/89, Fee #89-09589; which by memorandum recorded: 3/2/89, Fee #89-08995 was subordinated to Bank of America National Trust & Savings Assoc; Consent recorded: 4/13/89, Fee #89-15506; Trust Deed recorded: 9/6/89, Fee #89-39607; Assignments of Lease for Collateral Security, recorded: 9/6/89, Fee #89-39612, & #89-39613.

2

Received
JUL 14 2026
OWRD
Received
MAY 13 2026
OWRD

STATE OF OREGON 99-034131
CLACKAMAS COUNTY
Received and placed in the public
records of Clackamas County
RECEIPT# AND FEE: 80484 \$40.00
DATE AND TIME: 04/06/99 12:13 PM
JOHN KAUFFMAN, COUNTY CLERK

14900 -



AFFIDAVIT CONSENTING TO PROPOSED TEMPORARY WATER RIGHT TRANSFER

State of Oregon)
)ss
County of Clackamas)

I, Ben Rough, mailing address PO Box 189, phone (503) 663-4128, duly sworn depose and say that in my capacity as Manager and CEO of Schmidt Limited Partnership, I consent to the proposed changes to Water Right Certificate 22378, on the property located on tax lot number 300, Section 8, Township 4S, Range 1E, W.M.



Signature of Affiant

4/27/26

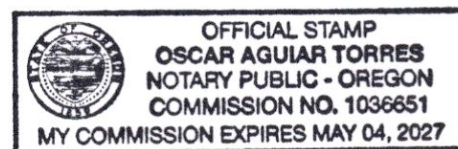
Date

Subscribed and Sworn to before me on this 27TH day of APRIL, 2026



Notary Public for Oregon

My commission expires MAY 4, 2027



Received Received
JUL 14 2026 MAY 13 2026
OWRD OWRD

RESOLUTION OF SCHMIDT LIMITED PARTNERSHIP

Dated March 28, 2022

The undersigned, being the duly authorized General Partner(s) of Schmidt Limited Partnership (the "Partnership"), hereby adopt the following resolution:

WHEREAS, the Partnership desires to designate an individual to act on its behalf in connection with the conduct of Partnership business; and

WHEREAS, the Partnership has determined that it is in its best interests to grant additional signing authority to Ben Rough.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization

Ben Rough is hereby authorized to sign, execute, acknowledge, and deliver documents, agreements, contracts, applications, correspondence, banking documents, and other instruments on behalf of the Partnership, as may be necessary or appropriate in the ordinary course of the Partnership's business.

2. Scope of Authority

This authority shall include the ability to:

- Execute contracts and agreements on behalf of the Partnership;
- Sign banking and financial documents;
- Sign vendor, customer, and service agreements;
- Execute government, tax, licensing, and regulatory filings;
- Take such other actions as are reasonably necessary to carry out the Partnership's business operations.

3. Effective Date

This authorization shall become effective immediately upon adoption of this Resolution and shall remain in effect until modified or revoked in writing by the Partnership.

Dated effective as of the date set forth in the preamble.

SCHMIDT LIMITED PARTNERSHIP

By: Jan Barkley

Name: Jan Barkley

Title: General Partner

Received

JUL 14 2026

OWRD

14900 -

AFFIDAVIT CONSENTING TO PROPOSED TEMPORARY WATER RIGHT TRANSFER

State of Oregon)

)ss

County of Marion)

I, Todd Hatley, mailing address 380 Farm Credit Dr, Salem, OR 97301, phone (503) 930-3259, duly sworn depose and say that in my capacity as Relationship Manager and VP of AgWest Farm Credit, FLCA, successor in interest to Northwest Farm Credit Services, FLCA, I consent to the proposed changes to Water Right Certificate 22378, on the property located on tax lot number 300, Section 8, Township 4S, Range 1E, W.M.

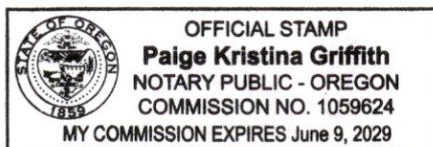
Todd R Hatley

Signature of Affiant

4/27/26

Date

Subscribed and Sworn to before me on this 27th day of April, 2026



Paige Kristina Griffith
Notary Public for Oregon

My commission expires June, 9 2029

Received

JUL 14 2026

OWRD

Received

MAY 13 2026

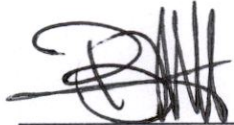
OWRD

14900 -

6/10/2026

Documentation Showing Compliance with Terms and Conditions of Certificate #22378

Certificate #22378 does not have any terms or conditions associated with beneficial use. A copy of the Certificate is attached.



Ben Rough, Manager and CEO
Schmidt Limited Partnership

7/6/26

Date

Received
JUL 14 2026
OWRD

14900 -

STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CLAUDE A. PULLEN

of Route 3, Box 216, Canby, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Molalla River a tributary of Willamette River for the purpose of irrigation under Permit No. 21383 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 11, 1952

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.34 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8, Township 4 South, Range 1 East, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed $2\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

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

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

6.8 acres in Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
5.2 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$
15.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 8
Township 4 South, Range 1 East, W. M.

Received

JUL 14 2026

OWRD

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

WITNESS the signature of the State Engineer, affixed

this 10th day of April, 1957

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 16, page 22378.