Application for Water Right Temporary Transfer

OREGON WATER RESOURCES DEPARTMENT
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: 26578 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:** 2028
☑	**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	PHONE NO(S)	EMAIL ADDRESS	
Green Spring Farms	971-283-5087	rpoot@greenspringfarms.com	
ADDRESS	CITY	STATE	ZIP
8930 Suver Road	Monmouth	OR	97361

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	Print Name (and Title if applicable	Date
[signature]	Rick Poot, Farm Manager	8-24-2026

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

AGENT/BUSINESS NAME	PHONE NO(S)	EMAIL ADDRESS	
GSI Water Solutions, Inc. Attn: Mikaela Clarke	971-200-8501	mclarke@gsiws.com	
ADDRESS	CITY	STATE	ZIP
650 NE Holladay Street, Suite 900	Portland	OR	97232

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.**

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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: Complete Supplemental Form D.**

IRRIGATION DISTRICT NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL
N/A		

☐ 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

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
Polk County Planning Division	850 Main Street (Dallas, OR 97338)	cd.permits@polkcountyor.gov

ENTITY NAME	ADDRESS (CITY, STATE, ZIP)	EMAIL

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 Applicant proposes to temporarily change the place of use and point of diversion for a portion of Certificate 26578 for the 2026 through 2028 irrigation seasons. The proposed transfer would move 60 acres from the authorized place of use associated with the Mathany property to the Todd Farm property and change the point of diversion from the authorized M1 and M2 points of diversion to the Jack POD. Water has not been used on the portion of the authorized place of use to be transferred during the 2026 irrigation season.

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

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WATER RIGHT CERTIFICATE# 26578

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

System capacity: 1.75 ☑ Cubic Feet per Second (CFS) ☐ Gallons Per Minute (GPM) ☐ Acre-Feet (AF)

Source (live flow, stored water, etc.): Live flow from the Big Luckiamute River

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:

Water is pumped using a 75-hp pump into a 6-inch aluminum mainline, then into 4-inch hoses that distribute water to big guns.

Amount proposed for transfer: 0.70 ☑ 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 # S-19903 and the name(s) appearing on the permit: F. L. SPENCER and ELMER SPENCER

☐ 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
M2	9	S	6	W	24	SE	SE	700

Measured Distances (from a recognized survey corner)

(none provided in certificate)

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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Authorized POA/POD Name or Number	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot
M1	9	S	6	W	24	SW	SE	Lot 4

Measured Distances (from a recognized survey corner)

(none provided in certificate)

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

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

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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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
Jack POD	9	S	4	W	28	NW	SE	TL 200

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

Measured Distances (from a recognized survey corner)

1,787 feet North and 2,153 feet West from the SE corner, Section 28

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:

Information about the fish screen on the proposed POD is unavailable.

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

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

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:

SUPERSEDING

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WATER RIGHT CERTIFICATE # 26578

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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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.

Authorized POD/POA(s) Name(s) from Table 1A	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
M1, M2	9	S	5	W	19	SW	SW	600, 601	12.5	Irrigation	11/10/1950
M1, M2	9	S	6	W	24	SW	SE	700	11.8	Irrigation	11/10/1950
M1, M2	9	S	6	W	24	SE	SE	700	30.0	Irrigation	11/10/1950
M1, M2	9	S	6	W	25	NE	NE	400	5.7	Irrigation	11/10/1950
								TOTAL ACRES	60		

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Additional remarks:

The authorized place of use for Certificate 26578 has not been irrigated during the 2026 irrigation season.

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):

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# 26578

Table 2B - Description of the PROPOSED (the "to" or "on" lands) Place of Use and POD/APOD(s) or POA/APOA(s) to the Water Right Certificate AFTER PROPOSED CHANGES are made.

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

Proposed POD/APOD(s) or POA/APOA(s) Name(s) from Table 1B (SW or GW)	Twp		Rng		Sec	¼	¼	Tax Lot, DLC, or Gov-Lot	Acres	Authorized Use	Priority Date
Jack POD	9	S	4	W	21	SE	SW	DLC 51	16.3	Irrigation	11/10/1950
Jack POD	9	S	4	W	21	SE	SW	DLC 63	0.65	Irrigation	11/10/1950
Jack POD	9	S	4	W	21	SE	SW	GL 3	0.05	Irrigation	11/10/1950
Jack POD	9	S	4	W	21	SE	SW	DLC 50	1.05	Irrigation	11/10/1950
Jack POD	9	S	4	W	21	SW	SE	DLC 51	8.6	Irrigation	11/10/1950
Jack POD	9	S	4	W	21	SW	SE	DLC 50	0.4	Irrigation	11/10/1950
Jack POD	9	S	4	W	28	NE	NE	DLC 50	7.5	Irrigation	11/10/1950
Jack POD	9	S	4	W	28	NW	NE	DLC 50	14.1	Irrigation	11/10/1950
Jack POD	9	S	4	W	28	NE	NW	DLC 50	11.3	Irrigation	11/10/1950
Jack POD	9	S	4	W	28	NE	NW	GL 3	0.05	Irrigation	11/10/1950
								TOTAL ACRES	60		

Additional remarks:

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Attachment A

Certificate 26578

Application for a Temporary Transfer – Green Spring Farms

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Permit A—4M—3-59 State Printing 1953

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

This Is to Certify, That V. L. MATHARY

of Route 1, Box 225, Monmouth, 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 Big Luckiamute River a tributary of Willamette River for the purpose of irrigation of 150.0 acres,

under Permit No. 19903 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 November 10, 1950,

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 1.75 cubic feet 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 SE¼ SE¼ & Lot 4 (SW¼ SE¼), Section 24, Township 9 South, Range 6 West, 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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 1.75 cubic feet per second,

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:

4.4 acres NE¼ SW¼
3.3 acres NW¼ SW¼
35.8 acres SW¼ SW¼
11.4 acres SE¼ SW¼
Section 19
Township 9 South, Range 5 West, W.M.
0.4 acres NE¼ SE¼
31.4 acres Lot 4 (SW¼ SE¼)
30.0 acres SE¼ SE¼
Section 24
17.6 acres N½ NE¼ NE¼
15.7 acres N½ Lot 1 (NW¼ NE¼)
Section 25
Township 9 South, Range 6 West, W.M.

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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 date. FEBRUARY 23 1960

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 18, page 26578

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Attachment B

Temporary Transfer Application Maps

Application for a Temporary Transfer – Green Spring Farms

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Attachment C

Evidence of Use Affidavit

Application for a Temporary Transfer – Green Spring Farms

Application for Water Right Transfer
Evidence of Use Affidavit

OREGON WATER RESOURCES DEPARTMENT
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)
) ss
County of Polk)

I, Rick Poot, in my capacity as Farm Manager, Green Spring Farms,

mailing address 8930 Suver Road, Monmouth, OR 97361,

telephone no.(s) 971-283-5087, e-mail address rpoot@greenspringfarms.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:

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

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

I am responsible for managing Green Spring Farms' irrigation and am aware of water use occurring under Certificate 26578 after it was included in the previous temporary transfer (T-13815) through the 2025 irrigation season.

2. I attest that I have read and understand the terms and conditions of water use under Certificate # 26578 (T-13815), 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 # 26578 (T-13815) 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 # 26578 (T-13815) 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.

14921 -

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: Berkeley B6JQBM Centrifugal, 165 HP, 4.8 cfs capacity, 8-inch intake, 6-inch discharge

☐ 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):

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☐ Gravity Ditch:

☑ Pipeline: 12-inch buried PVC and 6-inch above-ground aluminum

☑ Sprinklers: 5/32" wheel lines and Nelson 150 Series Big Gun (and Valley Fab Corp hose reel)

☐ Other (also include its general location in the description):

6. Can you attest to beneficial water use under Certificate # 26578 (T-13815) 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	¼	¼	Gov't Lot or DLC	Acres (if applicable)
26578	9	S	5	W	WM	19	SW	SW	N/A	12.5
26578	9	S	6	W	WM	24	NE	SE	GL 4	0.4
26578	9	S	6	W	WM	24	SW	SE	GL 4	11.8
26578	9	S	6	W	WM	24	SE	SE	N/A	30.0
26578	9	S	6	W	WM	25	NE	NE	N/A	17.6
26578	9	S	6	W	WM	25	NW	NE	GL 1	15.5

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):

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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	Rick Poot Printed Name	8-24-2026 Date

Signed and sworn to (or affirmed) before me this ____ day of _____, 20____.

OFFICIAL STAMP
FRANCISCO JAVIER PENA
NOTARY PUBLIC - OREGON
COMMISSION NO. 1017174
MY COMMISSION EXPIRES SEPTEMBER 21, 2025

Notary Public for Oregon

My Commission Expires: 09/21/2026

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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	***Table 2 from previous temporary transfer T-13815 is attached to show where the acres listed in Table 1 of this form were previously transferred (the To Lands). The attached imagery shows evidence of use on the To Lands under T-13815.***

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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 # 26578

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**
9	**S**	**5**	**W**	**19**	**SW**	**SW**	**601**		12.5	**Irrigation**	M2 M1	11/10/1950	**POU/POD**	**9**	**S**	**4**	**W**	**31**	**NE**	**NE**	**105**	1	0.6	**Irrigation**	Proposed POD	11/10/1950
9	**S**	**6**	**W**	**24**	**NE**	**SE**	**700**	4	0.4	"	"	"		**9**	**S**	**4**	**W**	**31**	**SE**	**NE**	**105**	2	9.2	"	"	"
9	**S**	**6**	**W**	**24**	**SW**	**SE**	**700**	4	11.8	"	"	"		**9**	**S**	**4**	**W**	**32**	**NE**	**NW**	**300**	1	5.9	"	"	"
9	**S**	**6**	**W**	**24**	**SE**	**SE**	**700**		30.0	"	"	"		**9**	**S**	**4**	**W**	**32**	**NW**	**NW**	**300**		27.4	"	"	"
9	**S**	**6**	**W**	**25**	**NE**	**NE**	**400**		17.6	"	"	"		**9**	**S**	**4**	**W**	**32**	**SW**	**NW**	**300**		40.0	"	"	"
9	**S**	**6**	**W**	**25**	**NW**	**NE**	**400**	1	15.5	"	"	"		**9**	**S**	**4**	**W**	**32**	**SE**	**NW**	**300**	2	4.7	"	"	"
TOTAL ACRES									87.8					TOTAL ACRES									87.8			

Additional remarks:_____

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Document Path: Y:\0445_Green_Spring_Farms\Source_Figures\003_Green_Spring\002_Temp_Transfer\EvidenceUse_Cert26578.aprx, EvidenceUse_Cert26578_2023_rpalmer

LEGEND

- T-13815 TO Lands
- Section
- Quarter Quarter
- Government Lot (GL)
- Donation Land Claim (DLC)

Evidence of Use for Certificate 26578

Temporary Transfer T-13815 TO Lands

Imagery Date: 06/13/2023

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

Date: July 24, 2026
Data Sources: BLM, ESRI, OWRD, USGS

N
0 200 400
1 INCH = 400 FEET

GSI Water Solutions, Inc.

14921 -

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Attachment D

Recorded Deeds for Current Place of Use

Application for a Temporary Transfer – Green Spring Farms

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RECORDED IN POLK COUNTY
Valerie Unger, County Clerk

2017-001478
02/06/2017 11:54:59 AM

REC-WD Cnt=1 Stn=0 C. PARIS
$20.00 $11.00 $10.00 $20.00 $5.00

$66.00

STATUTORY WARRANTY DEED

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO:

Mathany Family Farms, LLC
11600 Staats Road
Monmouth, OR 97361

AFTER RECORDING, RETURN TO:

Con P. Lynch, Attorneys at Law, PC
841 Saginaw St. S.
Salem, OR 97302

JULE A. MATHANY and ALLAN R. MATHANY, Trustees, or their successors in trust, under the JULE A. MATHANY LIVING TRUST, dated January 16, 2002, and any amendments thereto, Grantor, conveys and warrants to **MATHANY FAMILY FARMS, LLC**, an Oregon Limited Liability Company, **Grantee**, all right, title and interest in the real property owned by Grantor, located in Polk County, Oregon, and described as follows:

See the legal description attached hereto as Exhibit A and by this reference incorporated herein.

SUBJECT TO: All liens and encumbrances of record or apparent on the property by inspection.

The true and actual consideration for this conveyance consists of or includes other property or value given as provided which is the whole consideration.

The liability and obligations of Grantor to Grantee and Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the extent of coverage that would be available to Grantor under any policy of title insurance issued to Grantee at the time Grantor acquired such property. The limitations contained herein expressly do not relieve Grantor of any liability or obligations under this instrument, but merely define the scope, nature, and amount of such liability or obligations.

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.

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SEP 03 2026
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JULE A. MATHANY LIVING TRUST dated January 16, 2002, and any amendments thereto

DATED: February 6, 2017

Allan R. Mathany
ALLAN R. MATHANY, Trustee

DATED: February 6, 2017

Jule A. Mathany
JULE A. MATHANY, Trustee

STATE OF OREGON)
) ss.
COUNTY OF MARION)

On February 6, 2017 personally appeared the above-named JULE A. MATHANY and ALLAN R. MATHANY, Trustees, or their successors in trust, under the JULE A. MATHANY LIVING TRUST dated January 16, 2002, and any amendments thereto, and acknowledged the foregoing instrument to be their voluntary act. Before me:

OFFICIAL STAMP
DONNA MARIE ISABELL
NOTARY PUBLIC - OREGON
COMMISSION NO. 938856
MY COMMISSION EXPIRES MAY 05, 2019

Donna Marie Isabell
Notary Public for Oregon
My Commission Expires: 5-5-2019

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SEP 03 2026
OWRD

Tax Acct# 564844

EXHIBIT A

Beginning at a rock at the Southeast corner of the John M. Zumwalt D.L.C., Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, running thence North on the East line of said D.L.C. No. 49, 22.00 chains to an iron pipe in the center of the County Road; thence West 13.75 chains to an iron pipe; thence South 22.00 chains to an iron pipe on the South line of said D.L.C. No. 49; thence East 13.75 chains to the place of beginning.

SAVE AND EXCEPTING from the above-described property the following: Beginning at a point which is 22 chains North of the Southeast corner of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, and running thence West 13.75 chains; thence South 3.64 chains; thence East 13.75 chains; thence North 3.64 chains to the place of beginning.

ALSO the following: Beginning at an iron pipe on the South line of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, range 6 West of the Willamette Meridian, which pipe is 13.75 chains West of the Southeast corner of said Claim No. 49; thence West 16.50 chains to the center of the channel of the Luckiamute River; thence down the center of said river following as of this date which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning 15.84 chains West of the place of beginning; thence North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; North 19° East 2.62 chains; North 22° 30' West 3.20 chains; North 76° West 3.27 chains; North 74° 15' West 1.23 chains; North 18° West 1.76 chains; North 6° 30' East 1.63 chains; North 52° 30' East 2.63 chains; North 48° East 2.69 chains; North 45° East 1.61 chains; North 31° East 1.85 chains; North 31° 30' East 2.41 chains; North 31° East 2.27 chains; North 58° 45' East 1.09 chains to an iron pipe on right bank of said river; thence leaving river South 0° 55' West 27.60 chains to the place of beginning, and being a part of said D.L.C. No. 49. SAVE AND EXCEPTING therefrom the following described tract: Beginning at an iron pipe on the South line of John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon, which iron pipe is 16.614 chains South 89° 40' West from the Southeast corner of said Zumwalt D.L.C., and also 9.905 chains North 89° 40' East from the Northwest corner of the William Sebring Claim No. 59; and running thence South 89° 40' West 13.636 chains to the center of the channel of the Luckiamute River; thence down the center of said river which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning at a point 12.976 chains South 89° 40' West of the place of beginning; North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; thence leaving river North 88° 55' East 1.387 chains to an iron pipe; thence South 0° 15' East 7.197 chains to the place of beginning, in the County of Polk and State of Oregon.

SUBJECT TO the rights of the public in and to any portion of said property lying within the boundaries of roads and highways.

Exhibit "A"

Property ID Numbers: 184324, 451215, 451228, 451202, 417486, 417556

Parcel 1

Beginning at a point 26.50 chains South from the Northeast corner from the J. N. Zumwalt Donation land Claim No. 49 in Township 9 South, Range 6 West of the Willamette Meridian in Polk County, Oregon, at a stake on the south bank of the Luckiamute River; and running thence South along the east line of said Zumwalt Donation Land Claim No. 49, 2461.14 feet to the Southwest corner of that tract of land conveyed to Virgil L. Mathany and Frances L. Mathany by deed recorded in Book 144, Page 391, Deed Records of Polk County, Oregon; thence East along the South line of said Mathany tract, 2966.91 feet; thence North, parallel with the East line of said Zumwalt Donation Land Claim, 2845.58 feet to the North line of said Mathany tract; thence South 82°37' West 2991.71 feet to the point of beginning.

SUBJECT TO the rights of the public in and to that portion of the above described parcel lying within public roads and highways.

Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Parcel 2

A part of the Donation land Claim of John M. Zumwalt and wife, Notification No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, described as beginning at a point 34 chains North from the Southeast corner of said claim, and running thence West 13.75 chains; thence South 15.64 chains; thence East 13.75 chains; thence North 15.64 chains to the place of beginning.

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SEP 03 2026
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RECORDED IN POLK COUNTY
Valerie Unger, County Clerk
2017-001477
02/06/2017 11:53:59 AM
REC-WD Cnt=1 Stn=0 C. PARIS
$20.00 $11.00 $10.00 $20.00 $5.00
$66.00

STATUTORY WARRANTY DEED

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO:

Mathany Family Farms, LLC
11600 Staats Road
Monmouth, OR 97361

AFTER RECORDING, RETURN TO:

Con P. Lynch, Attorneys at Law, PC
841 Saginaw St. S.
Salem, OR 97302

ALLAN R. MATHANY and JULE A. MATHANY, Trustees, or their successors in trust, under the ALLAN R. MATHANY LIVING TRUST, dated January 16, 2002, and any amendments thereto, Grantor, conveys and warrants to **MATHANY FAMILY FARMS, LLC**, an Oregon Limited Liability Company, **Grantee**, all right, title and interest in the real property owned by Grantor, located in Polk County, Oregon and described as follows:

See the legal description attached hereto as Exhibit A and by this reference incorporated herein.

SUBJECT TO: All liens and encumbrances of record or apparent on the property by inspection.

The true and actual consideration for this conveyance consists of or includes other property or value given as provided which is the whole consideration.

The liability and obligations of Grantor to Grantee and Grantee's heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the extent of coverage that would be available to Grantor under any policy of title insurance issued to Grantee at the time Grantor acquired such property. The limitations contained herein expressly do not relieve Grantor of any liability or obligations under this instrument, but merely define the scope, nature, and amount of such liability or obligations.

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.

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SEP 03 2026
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ALLAN R. MATHANY LIVING TRUST dated January 16, 2002, and any amendments thereto

DATED: February 6, 2017

Allan R. Mathany
ALLAN R. MATHANY, Trustee

DATED: February 6, 2017

Jule A Mathany
JULE A. MATHANY, Trustee

STATE OF OREGON)
) ss.
COUNTY OF MARION)

On February 6, 2017 personally appeared the above-named ALLAN R. MATHANY and JULE A. MATHANY, Trustees, or their successors in trust, under the ALLAN R. MATHANY LIVING TRUST dated January 16, 2002, and acknowledged the foregoing instrument to be their voluntary act. Before me:

OFFICIAL STAMP
DONNA MARIE ISABELL
NOTARY PUBLIC - OREGON
COMMISSION NO. 938856
MY COMMISSION EXPIRES MAY 05, 2019

Donna Marie Isabell
Notary Public for Oregon
My Commission Expires: 5-5-19

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SEP 03 2026
OWRD

Tax Acct#
564844

EXHIBIT A

Beginning at a rock at the Southeast corner of the John M. Zumwalt D.L.C., Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, running thence North on the East line of said D.L.C. No. 49, 22.00 chains to an iron pipe in the center of the County Road; thence West 13.75 chains to an iron pipe; thence South 22.00 chains to an iron pipe on the South line of said D.L.C. No. 49; thence East 13.75 chains to the place of beginning.

SAVE AND EXCEPTING from the above-described property the following: Beginning at a point which is 22 chains North of the Southeast corner of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, and running thence West 13.75 chains; thence South 3.64 chains; thence East 13.75 chains; thence North 3.64 chains to the place of beginning.

ALSO the following: Beginning at an iron pipe on the South line of the John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, range 6 West of the Willamette Meridian, which pipe is 13.75 chains West of the Southeast corner of said Claim No. 49; thence West 16.50 chains to the center of the channel of the Luckiamute River; thence down the center of said river following as of this date which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning 15.84 chains West of the place of beginning; thence North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; North 19° East 2.62 chains; North 22° 30' West 3.20 chains; North 76° West 3.27 chains; North 74° 15' West 1.23 chains; North 18° West 1.76 chains; North 6° 30' East 1.63 chains; North 52° 30' East 2.63 chains; North 48° East 2.69 chains; North 45° East 1.61 chains; North 31° East 1.85 chains; North 31° 30' East 2.41 chains; North 31° East 2.27 chains; North 58° 45' East 1.09 chains to an iron pipe on right bank of said river; thence leaving river South 0° 55' West 27.60 chains to the place of beginning, and being a part of said D.L.C. No. 49. SAVE AND EXCEPTING therefrom the following described tract: Beginning at an iron pipe on the South line of John M. Zumwalt D.L.C. Not. No. 5076, Claim No. 49, in Township 9 South, Range 6 West of the Willamette Meridian, in Polk County, Oregon, which iron pipe is 16.614 chains South 89° 40' West from the Southeast corner of said Zumwalt D.L.C., and also 9.905 chains North 89° 40' East from the Northwest corner of the William Sebring Claim No. 59; and running thence South 89° 40' West 13.636 chains to the center of the channel of the Luckiamute River; thence down the center of said river which is 3 rods from the right bank of said river, the meander of which is as follows: Beginning at a point 12.976 chains South 89° 40' West of the place of beginning; North 56° 30' West 2.64 chains; North 24° East 2.42 chains; North 62° East 2.17 chains; North 72° 30' East 1.43 chains; South 86° 45' East 3.55 chains; North 75° 30' East 3.16 chains; South 86° 30' East 1.43 chains; North 42° East 2.19 chains; thence leaving river North 88° 55' East 1.387 chains to an iron pipe; thence South 0° 15' East 7.197 chains to the place of beginning, in the County of Polk and State of Oregon.

SUBJECT TO the rights of the public in and to any portion of said property lying within the boundaries of roads and highways.

EXHIBIT A EXHIBIT A PAGE 2 OF 2

Property ID Numbers: 562424, 219059, 219679

Beginning at a point which is 63.79 chains South and 2966.91 feet East from the Northeast corner of the J.N. Zumwalt Donation Land Claim No. 49 in Township 9 South, Range 6 West of the Willamette Meridian in Polk County, Oregon, said point being on the South line of that tract of land conveyed to Virgil L. Mathany and Frances L. Mathany by deed recorded on Book 144, Page 391, Deed Records of Polk County, Oregon; and running thence North, parallel with the East line of the said Zumwalt Donation Land Claim, 2845.58 feet to a point on the North line of said Mathany tract; thence North 82° 37' East 1353.45 feet to the Northeast corner of said Mathany tract; thence South 3019.50 feet to the Southeast corner of said Mathany tract; thence West 1342.23 feet to the point of beginning.

TOGETHER WITH an easement for ingress and egress on and upon an existing roadway as set forth in instrument dated November 4, 1986, and recorded December 1, 1986, in Book 199, Page 775, Book of Records, Polk County, Oregon.

SUBJECT TO:

1. Rights and easement of the public and governmental bodies for commerce, navigation and fishing in and to the waters of the Luckiamute River.

2. Any adverse claim based upon the assertion that the Luckiamute River has changed in location.

3. An easement crested by instrument, including the terms and provisions thereof, dated March 4, 1973, recorded June 20, 1973 in Book 45, Page 96, Book of Records, Polk County, Oregon, in favor of Consumer Powers, Inc. for electrical and telephone transmission and distribution lines.

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Attachment E

Affidavit of Consent from Landowner

Application for a Temporary Transfer – Green Spring Farms

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Consent by Deeded Landowner or Deeded Water Right Holder

(If the applicant is not the owner of the lands on which the water right is located or if the water right was severed from the lands and conveyed separately to other individuals or entities)

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

Consent by Deeded Landowner or Deeded Water Right Holder

State of Oregon)
)ss
County of Polk)

I Mathany Family Farms, LLC. in my/our capacity as landowners,

mailing address (city, state, zip) 11600 Staats Rd, Monmouth, OR 97361, e-mail cruzor123@gmail.com, phone number _____,

duly sworn depose and say that I/We consent to the proposed change(s) to Water Right Certificate Number 26578

described in a Water Right Transfer Application (T-_____), submitted by:
(transfer number, if known)

Table 1. Description of Water Use

Certificate #	Township		Range		Mer	Sec	¼	¼	Tax Lot	Location (site address)
26578	9	S	5	W	WM	19	SW	SW	600	11600 Staats Rd, Monmouth, OR
26578	9	S	5	W	WM	19	SW	SW	601	11600 Staats Rd, Monmouth, OR
26578	9	S	6	W	WM	24	SW	SE	700	11600 Staats Rd, Monmouth, OR
26578	9	S	6	W	WM	24	SE	SE	700	11600 Staats Rd, Monmouth, OR
26578	9	S	6	W	WM	25	NE	NE	400	11600 Staats Rd, Monmouth, OR
					WM					
					WM					

Allan R. Mathany — Affiant Signature
Allan Mathany — Printed Name
8-19-26 — Date

_____ — Affiant Signature
_____ — Printed Name
_____ — Date

Subscribed and Sworn to before me this 19 day of August, 2026.

OFFICIAL STAMP
FRANCISCO JAVIER PENA
NOTARY PUBLIC - OREGON
COMMISSION NO. 1017174
MY COMMISSION EXPIRES SEPTEMBER 21, 2028

_____
Notary Public for Oregon

My commission expires 09/21/2026.

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Attachment F

Land Use Information Form

Application for a Temporary Transfer – Green Spring Farms

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

NOTE TO APPLICANTS

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. Applications received by OWRD without the Land Use Information Form will be returned to you. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

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.

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 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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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	PHONE	EMAIL
Green Spring Farms	971-283-5087	rpoot@greenspringfarms.com

MAILING ADDRESS	CITY	STATE	ZIP
8930 Suver Road	Monmouth	OR	97361

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:
9 S	4 W	21	SE SW	600	EFU	☐ Diverted ☐ Conveyed ☑ Used	Irrigation
9 S	4 W	21	SW SE	600	EFU	☐ Diverted ☐ Conveyed ☑ Used	Irrigation
9 S	4 W	28	NE NE	600	EFU	☐ Diverted ☐ Conveyed ☑ Used	Irrigation
9 S	4 W	28	NW NE	600, 200	EFU	☐ Diverted ☑ Conveyed ☑ Used	Irrigation
9 S	4 W	28	NE NW	600, 200	EFU	☐ Diverted ☐ Conveyed ☑ Used	Irrigation
9 S	4 W	28	SW NE	200	EFU	☐ Diverted ☑ Conveyed ☐ Used	Irrigation
9 S	4 W	28	NW SE	200	EFU	☑ Diverted ☑ Conveyed ☐ Used	Irrigation
						☐ Diverted ☐ Conveyed ☐ Used	

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

Polk County

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) Luckiamute River

Estimated quantity of water needed: 0.70 ☑ 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 proposes to temporarily change the place of use and point of diversion for a portion of Certificate 26578 for the 2026 through 2028 irrigation seasons. The irrigation will be for farm use. The proposed point of diversion is an existing intake. See the attached map for areas where water is to be diverted, conveyed, and used.

See Page 4 ➔

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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 use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): PC20 136.030(A)

☐ 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 ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ Not Being Pursued
		☐ Obtained ☐ Being Pursued ☐ Denied ☐ 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.

Name: Hannah Brickner Title: Senior Planner

Signature: Hannah R. Brickner Date: 8/28/2026

Government Entity: Polk County Phone: 503 623 9237

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Attachment G

Evidence of Signatory Authority

Application for a Temporary Transfer – Green Spring Farms

14921 -

From: Mikaela Clarke
To: Mikaela Clarke
Subject: FW: Rick Poot water rights signing authority
Date: Wednesday, August 5, 2026 4:38:00 PM
Attachments: image001.png

From: Craig Wichner <craig@farmlandlp.com>
Sent: Wednesday, 05 August 2026 15:12:49
To: Rick Poot <rpoot@greenspringfarms.com>
Cc: Jessica Hanks <jessica@farmlandlp.com>
Subject: Rick Poot water rights signing authority

Dear Oregon Water Resources Department (or similar organization in Oregon),

My name is Craig Wichner, I'm the managing partner of Farmland LP. We manage farmland in Oregon in entities such as Vital Farmland Reit LLC, VFO Oregon LLC, VF Ag LLC, and Green Spring Farms LLC.

Rick Poot is hereby authorized to sign on behalf of GSF and related organizations regarding water rights.

Let me know if you have any questions.

Thank you,
Craig

Craig Wichner
Managing Partner

FARMLAND LP
Investing In Sustainability™

Farmland LP
(415) 677-7060

Craig@FarmlandLP.com
www.FarmlandLP.com

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AMENDED ANNUAL REPORT

Corporation Division
sos.oregon.gov/business

E-FILED
Dec 06, 2025
OREGON SECRETARY OF STATE

REGISTRY NUMBER

128092095

REGISTRATION DATE

01/05/2017

BUSINESS NAME

MATHANY FAMILY FARMS, LLC

BUSINESS ACTIVITY

RENEWAL OF BUSINESS REGISTRATION FOR MATHANY FAMILY FARMS, LLC

MAILING ADDRESS

11600 STAATS RD
MONMOUTH OR 97361 USA

TYPE

DOMESTIC LIMITED LIABILITY COMPANY

PRIMARY PLACE OF BUSINESS

11600 STAATS RD
MONMOUTH OR 97361 USA

JURISDICTION

OREGON

REGISTERED AGENT

ALLAN MATHANY
11600 STAATS RD
MONMOUTH OR 97361 USA
If the Registered Agent has changed, the new agent has consented to the appointment.

MANAGER

ALLAN MATHANY
11600 STAATS RD
MONMOUTH OR 97361 USA

MANAGER

JULE MATHANY
11600 STAATS RD
MONMOUTH OR 97361 USA

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I declare, under penalty of perjury, that this document does not fraudulently conceal, fraudulently obscure, fraudulently alter or otherwise misrepresent the identity of the person or any officers, managers, members or agents of the limited liability company on behalf of which the person signs. This filing has been examined by me and is, to the best of my knowledge and belief, true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment, or both.

By typing my name in the electronic signature field, I am agreeing to conduct business electronically with the State of Oregon. I understand that transactions and/or signatures in records may not be denied legal effect solely because they are conducted, executed, or prepared in electronic form and that if a law requires a record or signature to be in writing, an electronic record or signature satisfies that requirement.

ELECTRONIC SIGNATURE

NAME

ALLAN MATHANY

TITLE

OWNER

DATE

12-06-2025

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GSI
Water Solutions, Inc.

August 31, 2026

Lisa Jaramillo
725 Summer Street NE, Suite A
Salem, OR 97301

Re: Temporary Transfer Application for Certificate 26578 on behalf of Green Spring Farms

Dear Lisa:

Green Spring Farms is applying for a temporary transfer to change the place of use and points of diversion for a 60-acre portion of Certificate 26578 for the 2026 through 2028 irrigation seasons. Water has not been used during the 2026 irrigation season on the portion of the authorized place of use under Certificate 26578 to be changed by this transfer.

Please find enclosed a temporary transfer application, attachments, and a check for the application fee in the amount of $1,671.

If you have any questions regarding this application, please contact me at mclarke@gsiws.com or 971-200-8501.

Sincerely,

Mikaela Clarke

Mikaela Clarke
Water Resources Analyst

Enclosures: Temporary transfer application
Check in the amount of $1,671

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WATER RIGHT CERTIFICATE # 26578

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
Jack POD	9	S	4	W	28	NW	SE	TL 200

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

Measured Distances (from a recognized survey corner)

2155 feet West and 1805 feet North from the SE corner, Section 28

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:

Information about the fish screen on the proposed POD is unavailable.

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

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

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:

SUPERSEDED

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SEP 03 2026
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