

Application for a Permit to Use
Surface Water

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JAN 11 2023
OWRD



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS			
CITY	STATE	ZIP	E-MAIL *

Organization

NAME OO AGRICULTURE, LLC ATTN: TODD SMITH		PHONE (503) 334-5117	FAX
ADDRESS P.O. BOX 824			CELL
CITY CORVALLIS	STATE OR	ZIP 97339	E-MAIL * TODD.OOaic@gmail.com

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

AGENT / BUSINESS NAME STEVEN R. BRUCE SKOOKUM WATER ASSOCIATES INC.		PHONE (503) 319-8926	FAX
ADDRESS 1626 VICTORIAN WAY			CELL
CITY EUGENE	STATE OR	ZIP 97401	E-MAIL * STEVE@SKOOKUMWATER.COM

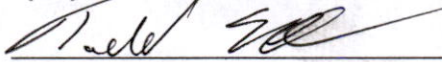
Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.

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

 _____ Todd Smith, Manager _____ 1/09/2023 _____
Applicant Signature Print Name and Title if applicable Date

Applicant Signature Print Name and Title if applicable Date

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

Greenberry Irrigation District Attn: Larry Venell 30742 Venell Place Corvallis, OR 97333

Vitality Farmland LP and VFO Corvallis, LLC (both now known as Green Spring Farms) 8930 Suver Road, Monmouth, OR 97361. Legal descriptions are attached.

Legal Description: You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: Willamette Basin Project Reservoirs Constructed under Certificate 72756 and certificates issued for Permit R-1625.	Tributary to: Willamette River
TRSQQ of POD: Greenberry Irrigation District POD: T13S, R4W, Section 19 SWNW O.O. Agriculture Rediversion Point: T12S, R5W, Section 32 SENW	
Source 2: NA	Tributary to:
TRSQQ of POD:	

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

Certificate 72756 and Permit R-1625 (a number of certificates are associated with this permit).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in Section 3A above?

- Yes. No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

- By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0900.

Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

- Yes No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes,

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For Department Use: App. Number: _____

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

Lower Columbia - OAR 690-033-0220 thru -0230

Is the POD located in an area where the Lower Columbia rules apply?

Yes No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

Statewide - OAR 690-033-0330 thru -0340

Is the POD located in an area where the Statewide rules apply?

Yes No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

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Rev. 07/21

For Department Use: App. Number: _____

SECTION 5: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
 (1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Willamette Basin Project Reservoirs Constructed under Permits R-1625 and R-5363	Irrigation	March 1 to October 31	0.97 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.

Primary: 77.5 Acres Supplemental: 0 Acres Nursery Use: 0 Acres

If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s): NA

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 193.75

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: NA
- If the use is **mining**, describe what is being mined and the method(s) of extraction: NA

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): Three 125-hp centrifugal pumps (Greenberry ID pumps) and a 75-hp centrifugal pump at the O.O. Ag Rediversion Point

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

O.O. Agriculture LLC has an existing wheeling agreement with the Greenberry Irrigation District (ID) for the delivery of Willamette Basin Project water to its rediversion point for the irrigation of other properties owned by O.O. Agriculture LLC. The Greenberry Irrigation District (ID) will divert the water from the Willamette River at the existing Greenberry ID POD and convey it to an outfall located on Muddy Creek in NWNW of Section 21, T13S, R5W, WM. The water will then flow downstream at least 4 miles in Muddy Creek to the O.O. Agriculture Rediversion Point where O.O. Agriculture will take control of the water and convey it by an existing 20-inch-diameter pipeline to the proposed places of use.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)
Water will be applied using driplines, wheel lines and/or high-pressure sprinklers.

C. Conservation

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For Department Use: App. Number: _____

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

The requested volume of water equates to a duty of 2.5 acre-feet/acre, which is consistent with other permits and certificated water rights in the Willamette basin. The irrigation system equipment will be new and the sprinklers efficient. The water stored in the Willamette River Project has been reviewed in a federal BiOp as part of protecting fisheries and related resources.

SECTION 7: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources:

- Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.
Describe planned actions: The Greenberry ID POD has approved fish screens. The O.O. Ag Rediversion Point also has an approved fish screen in place because the rediversion is used under other Oregon Water Resources Department irrigation and storage certificated rights.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: The infrastructure needed to divert and convey the water already exists so no disturbance will occur.
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe planned actions and additional permits required for project implementation: See above comment
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe planned actions: Irrigation water will be applied at agronomic rates using efficient sprinklers.
- List other federal and state permits or contracts to be obtained, if a water right permit is granted.
We are concurrently applying for a U.S. Bureau of Reclamation water-service contract.

SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: As soon as a permit is issued.
- b) Date construction will be completed: July 1, 2027
- c) Date beneficial water use will begin: July 1, 2028
- d)

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SECTION 9: WITHIN A DISTRICT

- Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name Greenberry Irrigation District	Address 30742 Venell Place	
City	State	Zip

Corvallis	OR	97333
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SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

The Greenberry ID POD and O.O. Agriculture LLC Rediversion Point pumps and pipelines that will be used for this project already exist and serve other O.O. Agriculture LLC water rights.

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$2,283.60
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or groundwater 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.

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NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land use form and return it to the WRD. If no land use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0900.

Land Use Information Form



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

Applicant

NAME OO AGRICULTURE, LLC ATTN: TODD SMITH			PHONE (HM)		
PHONE (WK) (503) 334-5117		CELL		FAX	
ADDRESS P.O. BOX 824					
CITY CORVALLIS		STATE OR	ZIP 97339	E-MAIL* TODD.OOAIC@GMAIL.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:
See Attached List						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

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

Benton County

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B. Description of Proposed Use

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

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

Source of water: Reservoir/Pond Groundwater Surface Water (name) _____

Estimated quantity of water needed: 0.97 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:

Water obtained under a U.S. Bureau of Reclamation contract for stored water will be diverted at the Greenberry Irrigation District Point of Diversion and conveyed to us using part of the District's existing infrastructure and our existing rediversion pump and pipeline. The water will be used to irrigate 77.5 acres of hazelnuts.



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

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): BCC Chapter 55
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. (Please attach documentation of applicable land use approvals which have already been obtained. Record of Action/land use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

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

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

NAME <u>Inga Williams</u>	TITLE: <u>Planner</u>
SIGNATURE <u>Inga Williams</u>	PHONE: <u>591 266 6027</u>
GOVERNMENT ENTITY <u>Benton County</u>	DATE: <u>1/6/23</u>

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

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Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Grantor:
25203 LLEWELLYN RD
O.O. AGRICULTURE, LLC
Corvallis OR 97333

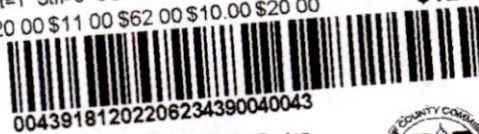
Grantee:
O.O. AGRICULTURE, LLC
25203 LLEWELLYN RD
Corvallis OR 97333

After recording return to:
O.O. AGRICULTURE, LLC
25203 LLEWELLYN RD
Corvallis OR 97333

**Until a change is requested,
send tax statements to:**

No Change

BENTON COUNTY, OREGON 2022-623439
DE-LLA
Cnt=1 Stn=5 COUNTER1 01/10/2022 02:05:08 PM
\$20 00 \$11 00 \$62 00 \$10.00 \$20 00 \$123.00



I, James V. Morales, County Clerk for Benton
County, Oregon, certify that the instrument
identified herein was recorded in the Clerk
records
James V. Morales - County Clerk



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RESULTANT PROPERTY LINE ADJUSTMENT DEED

O.O. Agriculture, LLC, Grantor, conveys and warrant to O.O. Agriculture, LLC, Grantee, the following described real property free of encumbrances, except as stated herein:

See Attached Exhibit A

The true consideration for this conveyance is \$-0-. However the true and actual consideration includes other property or value given or promised which is the whole of the consideration.

This is a property line adjustment deed. In compliance with ORS 92.190 the following information is furnished:

1. The names of the parties to this deed are as set forth.
2. The deed whereby Grantor acquired title before this property line adjustment was recorded as Instrument No. 2020-596393, Deed Records for Benton County, Oregon.
3. The description of the resulting property held by Grantee following this property line adjustment is attached hereto as Exhibit A and by this reference incorporated herein.
4. Until a change is requested, all tax statements for all accounts are to be sent to the addresses noted above.

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 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

IN WITNESS WHEREOF, the Grantor has duly executed this instrument this ____ day of October, 2021.

Grantor: O.O. Agriculture, LLC

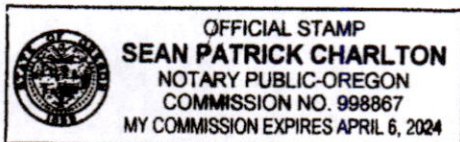
By: *[Signature]*
Its: Managing Member

STATE OF OREGON)
)
COUNTY OF SEWTON) ss.

The foregoing instrument was acknowledged before me on this 22nd day of October, 2021, by COMPTON CHASE as MANAGING MEMBER of O.O. Agriculture, LLC, who acknowledged such instrument to be its free and voluntary act and deed, and on oath stated that he/she was duly authorized to execute such instrument.

[Signature]

Printed Name: SEAN PATRICK CHARLTON
Notary Public in and for the State of Oregon



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Exhibit A

RESULTANT PROPERTY 2

A portion of the tract conveyed to O. O. Agriculture per Document 2020-596393, Benton County Records, lying in the South Half of Section 31, Township 12 South, Range 5 West, and the Southeast Quarter of Section 36, Township 12 South, Range 6 West, Willamette Meridian, Benton County, Oregon, more particularly described as follows:

Beginning at a 5/8" iron rod on the O.O. Agriculture South line lying N 90°00'00"E 4239.30 feet from the brass capped monument at the Southwest Corner of the Jacob Martin DLC No. 42, said rod also being the Northeast Corner of Parcel 1, Partition Plat No. 2015-23, Benton County Records; THENCE S 90°00'00"W 4239.30 feet to the O.O. Agriculture Southwest Corner; THENCE along the west line thereof, N 00°19'07"W 970.20 feet to the Northwest Corner thereof; THENCE along the O.O. Agriculture North line, N 90°00'00"E 4339.47 feet, more or less, to the Northeast corner thereof being the intersection of the centerline of County Road No, 25100 (Bellfountain Road) and a line parallel to and 970.20 feet North of the South Line of said Jacob Martin Claim; THENCE along said centerline, S 12°00'00"E 823.17 feet to the Northeast corner of that tract conveyed to Katrina Neber and Reed Wilson per Document M-301419-01, Benton County Records; THENCE along the Neber/Wilson North line and extension thereof, S 90°00'00"W 266.00 feet to a 5/8" iron rod; THENCE S 00°01'37"E 164.00 feet to a 5/8" iron rod; thence N 90°00'00"E 1.00 foot to a 5/8" iron rod; thence S 00°01'37"E 1.00 foot to a 5/8" iron rod on the Neber / Wilson South line; thence N 90°00'00"E 299.99 feet to a 1/2" iron pipe; thence S 12°00'00"E 30.67 feet; thence N 89°59'24"W 307.49 feet to a 5/8" iron rod; thence N 00°14'07"E 29.95 feet to the point of beginning, containing 98.02 acres, more or less.

Planning File No. LU-20-077

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BENTON COUNTY
SURVEYOR'S OFFICE

C.S FILE NO. _____
FILING DATE: _____
FILE SIZE: _____

DETAIL
1" = 100'

RECORD OF SURVEY
FOR
REED WILSON
IN THE
SE 1/4 & SW 1/4 OF SECTION 31
T 12 S, R 5 W, W.M.,
the SE 1/4 OF SECTION 36,
T 12 S, R 6 W, W.M. AND
the NE 1/4 & NW 1/4 OF SECTION 6
T 13 S, R 5 W, W.M.
BENTON COUNTY, OREGON

AUGUST 19, 2021

PLANNING FILE No. LU-20-077

LEGEND

- Found Monument: 5/8" rod with red cap per Partition Plat No. 2015-23 or as noted.
 - Set Monument: 5/8" x 30" rebar with red plastic cap stamped "NORTHSTAR SURVEYING".
 - + Computed position, nothing found or set.
- Date of, or computed from, the following:
 () ... Partition Plat No. 2015-23
 [] ... Document 2020-596393, Benton County Records
 < > ... Document M-301419-01, Benton County Records
 () ... CS 6611

All monuments found or set are within 1" of the ground surface unless otherwise stated.

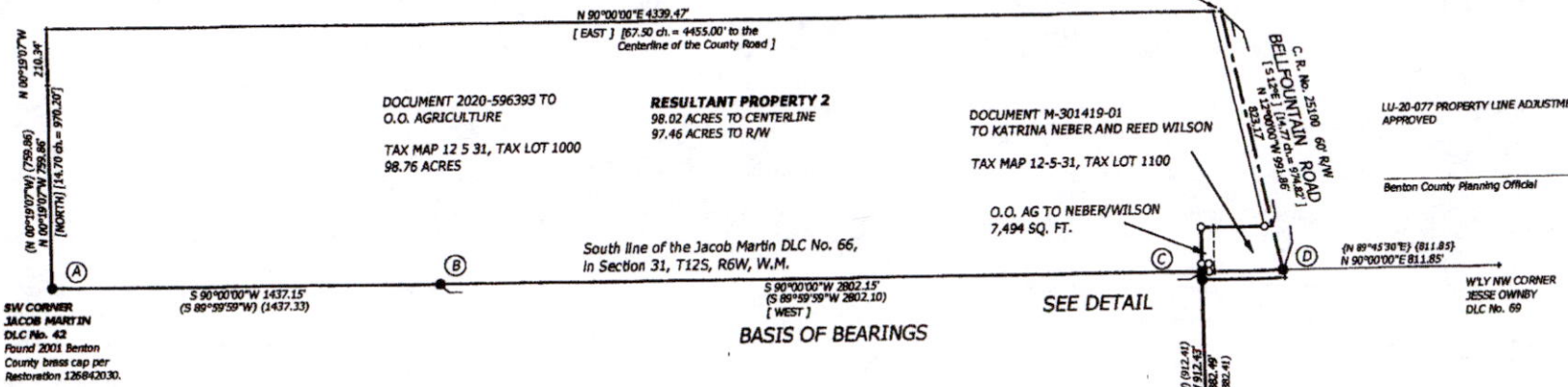
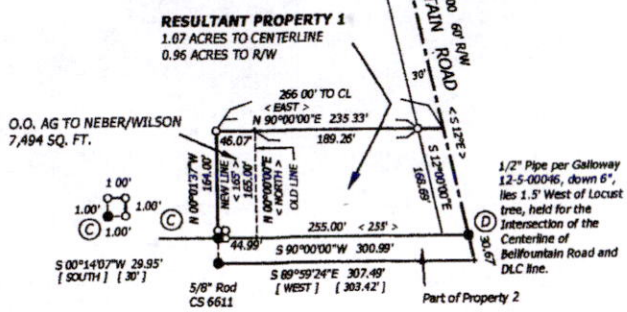
NARRATIVE

The purpose of this survey was to adjust the property line as shown, to satisfy Benton County Planning Decision LU-20-077.

I located 4 monuments along this DLC line, (A), (B), (C) and (D), and found them to all line right up nicely. I hold (D) as the intersection of the centerline (now extension) of Bellfountain Road and the DLC line as shown on Hardcopy 12-6-00046.

Both of the deed descriptions go to the centerline of Bellfountain Road, but the Tax Map acreage and Planning Decision both go to the line 30 feet Westery of this centerline (the R/W line). I calculated Document M-301419-01 beginning at the pipe at (D) and held record angles and distances.

The 30 foot strip South of the Wilson/Neber property is described separately in "Tract 8" of Document 2020-596393 and is currently part of the Northerly O.O. Ag tract. This is still connected to it by the 1.00 foot by 1.00 foot as monumented.



LU-20-077 PROPERTY LINE ADJUSTMENT
APPROVED
Benton County Planning Official

Northstar
SURVEYING
720 NW 4TH ST. CORVALLIS, OR 97330
EMAIL: bcook@northstarsurveying.com
(541) 757-9050 PROJECT No. 20302

REGISTERED
PROFESSIONAL
LAND SURVEYOR

CREATION
JULY 28, 1988
ROBERT ALAN COOK
2336

RENEWS: 12/31/2021

PRELIMINARY

PRELIMINARY

BENTON COUNTY, OREGON **2018-574835**
DE-BS
Stn=63 LG **09/25/2018 08:37:23 AM**
\$20.00 \$11.00 \$10.00 \$62.00 \$20.00 **\$123.00**

I, James V. Morales, County Clerk for Benton County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
James V. Morales - County Clerk

After Recording, Return To:
Melinda Leaver Roy
Sherman, Sherman, Johnnie & Hoyt, LLP
693 Chemeketa St. NE
Salem OR 97308

Send Tax Statements to:
VFO Independence, LLC
8930 Suver Road
Monmouth, OR 97361

BARGAIN AND SALE DEED

Vital Farmland II, LLC, a Delaware limited liability company, Grantor, hereby conveys to VFO Independence, LLC, a Delaware limited liability company, Grantee, all of Grantor's interest in the following described real property located in Benton County, Oregon:

See attached Exhibit A.

The true consideration for this conveyance is \$0.

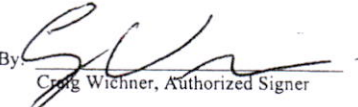
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2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

Dated this 17 day of September, 2018.

VITAL FARMLAND II, LLC, a Delaware limited liability company

By: VITAL FARMLAND MANAGEMENT, LLC, a Delaware limited liability company, as Managing Member

By: VITAL FARMLAND HOLDINGS, LLC, a Delaware limited liability company, as Managing Member

By: 
Craig Wichner, Authorized Signer

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ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of SAN FRANCISCO)

On September 17, 2018 before me, DANITA G. WRIGHT-SCOTT
(insert name and title of the officer)

personally appeared CRAIG WICHNER
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Danita G. Wright-Scott (Seal)



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Exhibit A

PARCEL XVIII:

THAT PROPERTY DESCRIBED IN STATUTORY BARGAIN AND SALE DEED RECORDED MARCH 27, 2015 AS RECORDING NO. 2015-529183, BEING SITUATED IN SECTION 31, TOWNSHIP 12 SOUTH, RANGE 5 WEST OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF BENTON AND STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PORTION OF THAT PROPERTY DESCRIBED AS TRACT I IN THE DEED TO VFO CORVALLIS, LLC, RECORDED AS DOCUMENT NO. 2014-524249, DEED RECORDS OF BENTON COUNTY, OREGON, AND BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE CLAIM LINE 28.12 CHAINS SOUTH OF THE NORTHEAST CORNER OF THE JACOB MARTIN AND WIFE DONATION LAND CLAIM NO 66 IN TOWNSHIP 12 SOUTH, RANGE 5 WEST, WILLAMETTE MERIDIAN, BENTON COUNTY, OREGON; THENCE WEST 32.67 CHAINS, MORE OR LESS, TO THE CENTER OF THE COUNTY ROAD LEADING FROM CORVALLIS TO THE LLOYD SETTLEMENT (NOW BELLFOUNTAIN ROAD, NO. 25100), THENCE ALONG THE CENTER OF SAID ROAD LINE SOUTH 12°00'28" EAST 2359 FEET, MORE OR LESS, TO A POINT SOUTH 74°22'41" WEST 30.06 FEET FROM A 5/8 INCH IRON ROD ON THE EAST RIGHT-OF-WAY LINE OF SAID ROAD; THENCE NORTH 74°22'41" EAST 30.06 FEET TO SAID IRON ROD; THENCE NORTH 74°22'41" EAST 473.77 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 38°36'12" EAST 54.31 FEET TO A 2 INCH IRON PIPE AT THE NORTHEAST CORNER OF THAT PROPERTY DESCRIBED IN THE DEED TO JOHN L. DAVIS AND GLENDA A. DAVIS RECORDED AS M-89408 (1978), DEED RECORDS; THENCE ALONG THE EAST LINE OF SAID DAVIS PROPERTY SOUTH 38°36'12" EAST 249.91 FEET TO A 5/8 INCH IRON ROD AT THE SOUTHEAST CORNER OF SAID DAVIS PROPERTY; THENCE ALONG THE NORTH LINE OF THAT PROPERTY DESCRIBED IN THE DEED TO CHARLES E. SMITH AND MARIAN L. SMITH RECORDED IN BOOK 189 PAGE 554, DEED RECORDS, NORTH 72°26'25" EAST 88.00 FEET TO A 3/4 INCH IRON ROD; THENCE ALONG THE EAST LINE OF SAID SMITH PROPERTY SOUTH 22°42'18" EAST 368.25 FEET TO A BRASS CAP AT THE WESTERLY NORTHWEST CORNER OF THE JESSIE OWNBY DONATION LAND CLAIM NO. 69 AND ON THE SOUTH LINE OF SAID MARTIN DONATION LAND CLAIM; THENCE EAST ALONG THE SOUTH LINE OF SAID MARTIN DONATION LAND CLAIM TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH ALONG THE EAST LINE OF SAID CLAIM 2715 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN THE BOUNDARIES OF BELLFOUNTAIN ROAD.

PARCEL XIV:

BEGINNING AT THE NORTHEAST CORNER OF THE JACOB MARTIN DONATION LAND CLAIM, IN TOWNSHIP 12 SOUTH, RANGE 5 WEST OF THE WILLAMETTE MERIDIAN IN BENTON COUNTY, OREGON, AND RUNNING THENCE SOUTH ALONG THE EAST LINE OF SAID CLAIM 28.12 CHAINS, THENCE WEST 32.67 CHAINS TO THE CENTER OF THE COUNTY ROAD, THENCE NORTH ALONG THE CENTER OF SAID COUNTY ROAD TO A STAKE ON THE NORTH LINE OF SAID CLAIM, WHICH SAID STAKE IS 38.45 CHAINS WEST OF THE NORTHEAST CORNER OF SAID CLAIM, THENCE EAST ALONG THE NORTH LINE OF SAID CLAIM TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING PROPERTY:

BEGINNING AT THE SOUTHWEST CORNER OF THE TRACT DESCRIBED IN DEED RECORDED IN BOOK 84, PAGE 218, BENTON COUNTY DEED RECORDS, SAID POINT BEING 2542.32 FEET WEST ALONG THE CLAIM LINE AND 1887.38 FEET SOUTH 12° EAST ALONG THE CENTERLINE OF COUNTY ROAD NO. 1 FROM THE NORTHEAST CORNER OF THE JACOB MARTIN DONATION LAND CLAIM NO. 66, TOWNSHIP 12 SOUTH, RANGE 5 WEST OF THE WILLAMETTE MERIDIAN, BENTON COUNTY, OREGON; THENCE EAST ALONG THE SOUTH LINE OF SAID TRACT 348.93 FEET; THENCE NORTH 217.15 FEET; THENCE SOUTH 85° 07' WEST 389.44 FEET TO THE CENTER OF SAID ROAD; THENCE SOUTH 12° EAST 188.07 FEET TO THE POINT OF BEGINNING.

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PARCEL XX:

ALL THAT PROPERTY DESCRIBED IN DEED RECORDED IN BOOK 108, PAGE 366, LYING NORTH OF LLEWELLYN ROAD (COUNTY ROAD NO. 25260), BENTON COUNTY, OREGON, AND BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT A 3 1/4 INCH DIAMETER BENTON COUNTY BRASS CAP AT THE WESTERLY NORTHWEST CORNER OF THE JESSE OWNBY DONATION LAND CLAIM NO. 69, TOWNSHIP 12 SOUTH, RANGE 5 WEST, WILLAMETTE MERIDIAN, BENTON COUNTY, OREGON; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID CLAIM NO. 69 AND THE JESSE OWNBY DONATION LAND CLAIM NO. 57 IN TOWNSHIP 13 SOUTH, RANGE 5 WEST, 1363 FEET, MORE OR LESS, TO THE NORTH LINE OF COUNTY ROAD NO. 25260, A 60 FOOT RIGHT-OF-WAY; THENCE ALONG THE NORTH LINE OF SAID COUNTY ROAD ON A 924.93 FOOT RADIUS CURVE LEFT (THE LONG CHORD OF WHICH BEARS APPROXIMATELY NORTH 65°14'56" EAST 46.23 FEET) A DISTANCE OF 46.24 FEET, MORE OR LESS, TO THE BEGINNING OF SAID CURVE; THENCE CONTINUING ON SAID RIGHT-OF-WAY LINE NORTH 63°49'00" EAST 1867.47 FEET, TO A 5/8 INCH IRON ROD; THENCE ON THE NORTH LINE OF THAT PROPERTY CONVEYED TO BENTON COUNTY DESCRIBED IN THE DEED RECORDED AS M295821-01, DEED RECORDS, NORTH 52°54'13" EAST 66.82 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 58°06'28" EAST 131.89 TO A 5/8 INCH IRON ROD; THENCE NORTH 63°49'00" EAST 162.73 TO A 5/8 INCH IRON ROD; THENCE NORTH 66°29'52" EAST 280.49 TO A 5/8 INCH IRON ROD; THENCE NORTH 71°47'54" EAST 91.10 TO A 5/8 INCH IRON ROD LYING NORTHERLY 30 FEET FROM CENTERLINE; THENCE NORTH 63°49'00" EAST 547.04 FEET TO A 5/8 INCH IRON ROD; THENCE ON THE NORTH LINE OF THAT PROPERTY CONVEYED TO BENTON COUNTY BY THE DEED RECORDED AS M370057-04, DEED RECORDS, NORTH 26°11'00" WEST 20.00 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 63°49'00" EAST 80 FEET TO A 5/8 INCH IRON ROD; THENCE ON THE NORTH LINE OF THAT PROPERTY CONVEYED TO BENTON COUNTY BY THE DEED RECORDED AS M363358-04, DEED RECORDS, NORTH 63°49'00" EAST 126.5 FEET, MORE OR LESS, TO THE CENTER OF MUDDY CREEK; THENCE NORTH WITH THE MEANDERING OF MUDDY CREEK TO THE NORTH LINE OF THE JESSE OWNBY DONATION LAND CLAIM NO. 69; THENCE SOUTH 89°10' WEST 36.45 CHAINS, MORE OR LESS, TO THE NORTH-NORTHWEST CORNER OF SAID CLAIM; THENCE SOUTH 33.50 CHAINS TO THE INTERIOR CORNER OF SAID CLAIM; THENCE WEST 11.88 CHAINS, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL XXII:

TRACT 1:

COMMENCING AT THE SOUTHWEST CORNER OF THE DONATION LAND CLAIM OF JACOB MARTIN IN SECTION 36, TOWNSHIP 12 SOUTH, RANGE 6 WEST, WILLAMETTE MERIDIAN IN BENTON COUNTY, OREGON, WHICH POINT IS 10.50 CHAINS WEST AND 7.64 CHAINS NORTH OF THE SOUTHEAST CORNER OF SAID TOWNSHIP; AND RUN THENCE NORTH 14.70 CHAINS; THENCE EAST 67.50 CHAINS TO THE CENTER OF THE COUNTY ROAD; THENCE SOUTH 12° EAST 14.77 CHAINS; THENCE WEST 68.25 CHAINS TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM: BEGINNING AT THE SOUTHEAST CORNER OF THE ABOVE DESCRIBED TRACT; THENCE WEST ON THE SOUTH LINE OF SAID TRACT 255 FEET, THENCE NORTH 165 FEET; THENCE EAST PARALLEL TO THE SOUTH LINE OF SAID TRACT TO A POINT IN THE CENTER OF THE COUNTY ROAD ON THE EAST LINE OF SAID TRACT; THENCE SOUTH 12° EAST TO THE PLACE OF BEGINNING.

TRACT 2:

BEGINNING AT A POINT THAT IS 315 FEET WEST AND 9.90 CHAINS NORTH OF THE NORTHWEST CORNER OF LOT 8 IN SECTION 6, TOWNSHIP 13 SOUTH, RANGE 5 WEST AND RUN THENCE SOUTH 30 FEET; THENCE WEST 303.42 FEET; THENCE NORTH 30 FEET; AND THENCE EAST 303.42 FEET TO THE PLACE OF BEGINNING.

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CONTRACT DATA SHEET



U.S. Bureau of Reclamation
Attn: PN-3324
1150 North Curtis Road
Boise, ID 83706-1234
208-378-5344



1. Applicant Information:

A. Landowners

- 1) Name of landowner(s): O.O. Agricultural, LLC Attn: Todd Smith
- 2) Address: P.O. Box 824 Corvallis, OR 97339
- 3) Mailing Address (if different): _____
- 4) Taxpayer Identification Number(s): 45-4629669
(Social Security Number or Employer Identification Number)¹
- 5) Do you own all of the land where you propose to divert and make use of water? No

B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: NA
- 2) Name & Title of Applicant: _____
- 3) Mailing Address of Organization: _____
- 4) Taxpayer Identification Number: _____
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
 - (a) A description of the area served by the organization (location, total acreage, # of water users, prominent crops, etc.)
 - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of Water (name of stream, river): Willamette River

3. Proposed point of diversion: 1,700 feet south and 980 feet east
of NW corner of Section 19, Township 13 South, Range 4 West,
Willamette Meridian.

4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: Pending.

5. Include a map of lands and diversion points. *[Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].*

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6. Do you currently hold a right to natural flows for irrigating the property described herein? No
If yes, what is/are the priority date(s)? _____

7. Total quantity of water from storage requested: 193.75 acre-feet.

8. Location of land to be irrigated in each 40-acre tract:

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
12 South	5 West	31	NE SW	3.0	Hazelnuts
12 South	5 West	31	NW SW	3.5	Hazelnuts
12 South	5 West	31	SW SW	28.5	Hazelnuts
12 South	5 West	31	SE SW	21.0	Hazelnuts
12 South	5 West	31	NW SE	1.5	Hazelnuts
12 South	5 West	31	SW SE	20.0	Hazelnuts

9. What is the present use of the land identified above? [*farming; idle* (fallow cultivated land); *native* (appears never to have been tilled); *planted pasture or other* (please specify)].
Idle

10. Is the land identified above currently being irrigated? No If yes, what is the source? (*natural flows, wells, etc.*) _____

11. Diversion must be screened to prevent uptake of fish and other aquatic life. Describe plan(s) to comply with State/Federal fish screen standards: The proposed point of diversion will be an existing structure on the Willamette River owned and operated by the Greenberry Irrigation District. This structure has approved fish screens. The District will wheel the water from the diversion point to O.O. Agricultural Investment Company, LLC using an existing pipeline.

12. Telephone number where you can be reached during the day: (503) 334-5117

Before returning the completed Contract Data Sheet to the address provided on page 1, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE ², MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

¹ Section 31001.(i) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

² The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

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JAN 11 2023
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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: OO Agriculture, LLC ATTN: Todd Smith
P.O. Box 824, Corvallis OR 97339

Transaction Type: Surface water

Fees Received: \$ 2283.60

Cash Check: Check No. 1942

Name(s) on Check: Same as above

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

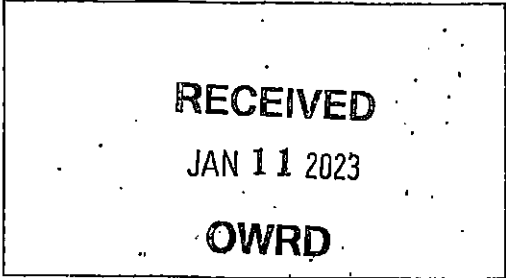
If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,
OWRD Customer Service Staff

Submission received by: Corie Lounien
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.



Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

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P.O. Box 824, Corvallis OR 97339

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