

Application for a Permit to Use Groundwater

OREGON

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 KOOS SEED COMPANY ATTN: DAWSEN KOOS | | PHONE (541) 905-3020 | FAX |
| ADDRESS 33953 LANGMACK ROAD | | | CELL |
| CITY LEBANON | STATE OR | ZIP 97355 | E-MAIL* DAWSENK@HOTMAIL.COM |

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

| | | | |
|--|-------------|-------------------------|----------------------------------|
| AGENT / BUSINESS NAME SHONEE LANGFORD | | PHONE (503) 540-4261 | FAX |
| ADDRESS 530 CENTER STREET, SUITE 730 | | | CELL |
| CITY SALEM | STATE OR | ZIP 97301 | E-MAIL* SLANGFORD@SCHWABE.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 use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get 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 get water to which they are entitled.



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

Dawson Koos
Applicant Signature

Dawson Koos
Print Name and Title if applicable
Dawson Koos, Owner

1/24/24
Date

For Department Use: App. Number: _____

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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).*

NA

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: WELL DEVELOPMENT

| WELL NO. | NAME OF NEAREST SURFACE WATER | IF LESS THAN 1 MILE: | |
|----------|-------------------------------|-----------------------------------|--|
| | | DISTANCE TO NEAREST SURFACE WATER | ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD |
| WELL 1 | UNNAMED SEASONAL DRAINAGE | 480 FEET (APPROX.) | <5 FEET |
| WELL 2 | UNNAMED SEASONAL DRAINAGE | 560 FEET (APPROX.) | <5 FEET |

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials *(attach additional sheets if necessary).*

THE UNNAMED DRAINAGE IS SEASONAL AND DRIES UP.

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SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.75 cfs (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (*If a well log is available, please submit it in addition to completing the table.*) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

| OWNER'S WELL NAME OR NO. | PROPOSED | EXISTING | WELL ID (WELL TAG) NO.* OR WELL LOG ID** | FLOWING ARTESIAN | CASING DIAMETER | CASING INTERVALS (IN FEET) | PERFORATED OR SCREENED INTERVALS (IN FEET) | SEAL INTERVALS (IN FEET) | MOST RECENT STATIC WATER LEVEL & DATE (IN FEET) | PROPOSED USE | | | |
|--------------------------|-------------------------------------|--------------------------|--|--------------------------|-----------------|----------------------------|--|--------------------------|---|-------------------|------------------|--------------------------|---------------------------|
| | | | | | | | | | | SOURCE AQUIFER*** | TOTAL WELL DEPTH | WELL-SPECIFIC RATE (GPM) | ANNUAL VOLUME (ACRE-FEET) |
| WELL 1 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | -- | <input type="checkbox"/> | 12-IN | +2 TO 160 FT | 60 TO 160 FT | 0 TO 25 FT | -- | ALLUVIAL AQUIFER | 160 FT | | |
| WELL 2 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | -- | <input type="checkbox"/> | 12-IN | +2 TO 160 FT | 60 TO 160 FT | 0 TO 25 FT | -- | ALLUVIAL AQUIFER | 160 FT | | |

- * Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
- ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
- *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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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 if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of appropriation (POA) 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 TRSQQ or the Lat/Long of a POA 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 POA is located, please call the customer service desk at (503) 986-0801.

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

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Is the well or proposed well located in an area where the Upper Columbia Rules apply?

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Yes No

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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, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the 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 well or proposed well located in an area where the Lower Columbia rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified 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, you will be required to provide the following information, if applicable.

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 well or proposed well located in an area where the Statewide rules apply?

Yes No

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If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that 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.

SECTION 5: WATER USE

| USE | PERIOD OF USE | ANNUAL VOLUME (ACRE-FEET) |
|------------|-----------------------|---------------------------|
| Irrigation | March 1 to October 31 | 150 |

For irrigation use only:

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated (*must match map*).

Primary: 60 Acres Supplemental: NA Acres Nursery Use: NA Acres

If you listed supplemental acres, list 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: 150

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: **NA** (**Exempt Uses:** Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.)

- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): NA

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

- Pump (give horsepower and type): Horsepower and type to be determined when wells are completed
 Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be pumped from the wells using either submersible or centrifugal pumps. The pump horsepower will be determined based on the well yields. After passing through flowmeters at each well, the water will be conveyed to the place of use via a mainline. Construction disturbances will be limited because the land is already farmed. Water will be applied at agronomic rates.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)

Water will be applied using a pivot, wheel lines and/or high-pressure sprinklers.

C. Conservation

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 aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters (*attach additional sheets if necessary*).

The amount of water being requested is consistent with other water rights in the Willamette basin. The rate will be 1/80th cfs/acre and the duty will be 2.5 AF/acre. A totalizing flowmeter will be installed at each well to measure the amount of water being pumped. Water will be applied at agronomic rates. Both the seasonal drainage that crosses the site and the unnamed creek to the northeast of the parcel are seasonal and dry up; therefore, no discharges to these waters will occur because they are dry when irrigation is needed.

SECTION 7: PROJECT SCHEDULE

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- Date construction will begin: As soon as a permit is issued
- Date construction will be completed: Within 5 years of the date the permit is issued.
- Date beneficial water use will begin: Within 5 years of the date the permit is issued.

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SECTION 8: RESOURCE PROTECTION

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent 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.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: Water will be applied at agronomic rates.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.

Describe planned actions and additional permits required for project implementation: No other permits are needed because the area has been farmed for a number of years. There are no riparian zones.

Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
List: NA

SECTION 9: WITHIN A DISTRICT

Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district.

| | | |
|--------------------------------|---------|-----|
| Irrigation District Name NA | Address | |
| City | State | Zip |

SECTION 10: REMARKS

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

The Department's online water-level measurements and hydrograph for well LINN 51015 indicate groundwater levels have remained stable from March 1998 to March 2020. This well, located in the NE SE of Section 5, Township 12S, Range 3 W, WM., is approximately ¼ mile east of the wells proposed under this application.

The unnamed seasonal drainage that crosses our property only conveys water during the winter and is part of the drainage network that allows farming of the low-lying valley floor that exists in this area.

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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: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

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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: \$3,000
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
 - NA – proposed wells are inside POU Location – of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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

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Applicant

| | | | | | |
|---|--|-------------|--------------|--------------------------------|--|
| NAME Koos Seed Company Attn: Dawsen Koos | | | PHONE (HM) | | |
| PHONE (WK) (541) 905-3020 | | CELL | | FAX | |
| ADDRESS 33953 Langmack Road | | | | | |
| CITY LEBANON | | STATE OR | ZIP 97355 | E-MAIL* DAWSENK@HOTMAIL.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: |
|----------|-------|---------|-------|-----------|---|--|--|--|--------------------|
| 12 S | 3 W | 5 | SW NW | 900 | | <input checked="" type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | No Change |
| 12 S | 3 W | 5 | SE NW | 900 | | <input type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | No Change |
| 12 S | 3 W | 6 | SE NE | 900 | | <input type="checkbox"/> Diverted | <input checked="" type="checkbox"/> Conveyed | <input checked="" type="checkbox"/> Used | No Change |

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

Linn County

B. Description of Proposed Use

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

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or 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: 0.75 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:

We are requesting Oregon Water Resources Department approval to use two wells to irrigate 60 acres that we own.

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): LCC 928.310(B)(1)
- 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 |
| Received by OWRD | | <input type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| JAN 31 2024 | | <input type="checkbox"/> Obtained <input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued |
| Salem, OR | | <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 | Alyssa Boles | TITLE: | Planning mgr. |
| SIGNATURE | <i>Alyssa Boles</i> | PHONE: | DATE: 1/24/24 |
| GOVERNMENT ENTITY | Linn County | | |

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

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____



4020350
FIRST AMERICAN

After recording return to:
Koos Seed Company
38115 Scrael Hill Road NE
Albany, OR 97322

Until a change is requested all tax
statements shall be sent to the
following address:
Koos Seed Company
38115 Scrael Hill Road NE
Albany, OR 97322

File No.: 7091-4020350 (TM)
Date: December 07, 2022

THIS SPACE RESERVED FOR RECORDER'S USE

LINN COUNTY, OREGON **2023-04669**
D-WD
Stn=10120 K. PETERSON 05/01/2023 09:11:00 AM
\$20.00 \$11.00 \$10.00 \$60.00 \$19.00 **\$120.00**

I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify
that the instrument identified herein was recorded in the Clerk
records.

Steve Druckenmiller - County Clerk

STATUTORY WARRANTY DEED

Schrock Farms, Inc., Grantor, conveys and warrants to **Koos Seed Company, an Oregon Corporation**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

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

Subject to:

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

The true consideration for this conveyance is **\$1,643,850.00**. (Here comply with requirements of ORS 93.030)

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Salem, OR



THIS SPACE RESERVED FOR RECORDER'S USE

4020350
FIRST AMERICAN

After recording return to:
Koos Seed Company
38115 Scrael Hill Road NE
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Schrock Farms, Inc., Grantor, conveys and warrants to **Koos Seed Company, an Oregon Corporation**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

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

Subject to:

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

The true consideration for this conveyance is **\$1,643,850.00**. (Here comply with requirements of ORS 93.030)

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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 18 day of April, 2023

Schrock Farms, Inc.

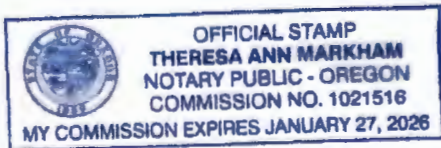
By: Jeanette C Banta
Name: Jeanette C. Banta
Title: President

By: Vickie Bailey
Name: Vickie Bailey
Title: Secretary

STATE OF Oregon)
County of Linn)ss.
)

This instrument was acknowledged before me on this 18 day of April, 2023 by Jeanette C. Banta as President of Schrock Farms, Inc., on behalf of the Corporation.

[Signature]



Notary Public for Oregon
My commission expires: 1.27.26

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JAN 31 2024

Salem, OR

APN: 0222303

Statutory Warranty Deed
continued

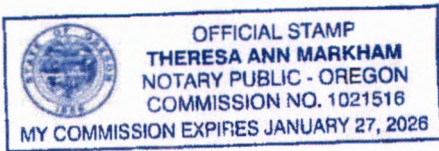
File No.: 7091-4020350 (TM)

STATE OF Oregon)
County of Linn)ss.
)

This instrument was acknowledged before me on this 18 day of April, 2023
by Vickie Bailey as Secretary of Schrock Farms, Inc., on behalf of the Corporation.



Notary Public for Oregon
My commission expires: 1.27.24



Received by OWRD
JAN 31 2024
Salem, OR

EXHIBIT A

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

THE SOUTH HALF OF THE NORTHWEST QUARTER, THE NORTH HALF OF THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON, ALSO BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5, AND RUNNING THENCE WEST 3.80 CHAINS, THENCE NORTH PARALLEL WITH THE WEST BOUNDARY LINE OF SAID SECTION 5, 39.35 CHAINS, MORE OR LESS, TO THE CENTER OF A COUNTY ROAD, THENCE EAST IN THE CENTER OF SAID COUNTY ROAD 3.80 CHAINS TO THE WEST BOUNDARY LINE OF SAID SECTION 5, THENCE SOUTH ON THE SECTION LINE BETWEEN SECTIONS 5 AND 6 IN SAID TOWNSHIP AND RANGE TO THE PLACE OF BEGINNING.

SAVE AND EXCEPT A TRACT IN THE NORTHWEST CORNER OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 5, IN TOWNSHIP 12 SOUTH OF RANGE 3 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT AND RUNNING EASTERLY 750 FEET MORE OR LESS ALONG THE EXISTING COUNTY ROADWAY AND THENCE SOUTHERLY 450 FEET AND THENCE WESTERLY PARALLEL TO THE COUNTY ROAD 750 FEET, MORE OR LESS, THENCE NORTHERLY 450 FEET MORE OR LESS TO THE POINT OF BEGINNING.

FURTHER SAVE AND EXCEPT ALL THE ABOVE DESCRIBED PREMISES LYING NORTHERLY OF THE SOUTH BOUNDARY LINE OF ROADWAY DEED TO LINN COUNTY, OREGON; BY DEED RECORDED DECEMBER 28, 1953, IN BOOK 235, PAGE 569, DEED RECORDS.

FURTHER SAVE AND EXCEPT THAT PORTION AWARD TO THE STATE OF OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION IN LINN COUNTY CIRCUIT COURT CASE NO 900148 AND RECORDED FEBRUARY 19, 1998 AS VOLUME 922, PAGE 824, MICROFILM RECORDS OF LINN COUNTY.

FURTHER SAVE AND EXCEPT BEGINNING AT A POINT WHICH IS SOUTH 01°26'00" EAST 660.00 FEET AND NORTH 89°46'59" WEST 330.00 FEET FROM THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; AND RUNNING THENCE NORTH 01°26'00" WEST A DISTANCE OF 112.07 FEET TO THE SOUTHERLY RIGHT OF WAY OF STATE HIGHWAY NO. 34; THENCE SOUTH 45°32'00" EAST 160.54 FEET; THENCE NORTH 89°46'59" WEST 111.77 FEET TO THE TRUE PLACE OF BEGINNING.

NOTE: This Legal Description was created prior to January 01, 2008.

Received by OWRD

JAN 31 2024

Salem, OR

January 30, 2024
Project No. 10197.001



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

Via UPS Delivery

**Application for a Groundwater Permit
Linn County, Oregon**

To Whom It May Concern,

Skookum Water Associates Inc. is filing this Application for a Permit to Use Groundwater on behalf of Koos Seed Company. As indicated in the application form, Shonee Langford of Schwabe, Williamson & Wyatt is Koos Seed Company's designated agent. **Please note we are concurrently filing a separate groundwater application for the related portion of Tax Lot 900 that lies south of Highway 34 in Township 12 South, Range 3, West, WM.**

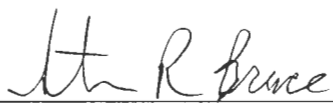
The enclosed application package consists of the following documents:

- An Application for a Permit to Use Groundwater signed by Dawsen Koos, Owner, on January 24, 2024;
- A January 25, 2024 Figure 1 Application Map prepared by Skookum Water Associates Inc.;
- Check Number 3973 issued by Koos Seed Co. pay the \$3,000 application fee;
- A Land Use Information Form signed on January 24, 2024 by Alyssa Boles of the Linn County Planning Department;
- A First American Title Statutory Warranty Deed dated December 7, 2022.

Thank you for your assistance.

Sincerely,

SKOOKUM WATER ASSOCIATES INC.



Steven R. Bruce, RG, CWRE
Principal Hydrogeologist

Received by OWRD

JAN 31 2024

Salem, OR

Enclosures

cc. Dawsen Koos (via email)
Shonee Langford; Schwabe Williamson & Wyatt (via email)



Received by OWRD
JAN 31 2024
Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Koos Seed Company
33953 Langmack Rd, Lebanon OR 97355
Transaction Type: Groundwater
Fees Received: \$ 3000⁰⁰

Cash Check: Check No. 3973
Name(s) on Check: Koos Seed Co.

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: Nick R.
(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.