

Application for a Permit to Use Groundwater



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 REMY FARMS LLC			PHONE (HM)
PHONE (WK)	CELL (210) 608-3525		FAX
ADDRESS 28902 GRACIES SKY			
CITY SAN ANTONIO	STATE TX	ZIP 78260	E-MAIL* BIPAUSTIN1952@GMAIL.COM

Organization

NAME		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*

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

AGENT / BUSINESS NAME WILL MCGILL SURVEYING LLC		PHONE (503) 510-3026	FAX
ADDRESS 15333 PLETZER RD. SE			CELL (503) 931-0210
CITY TURNER	STATE OR	ZIP 97392	E-MAIL* WILLMCGILL.SURVEYING@GMAIL.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.

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

Remy Farms LLC
Bill Pennington

Applicant Signature

Bill Pennington, Owner

Print Name and Title if applicable

7/20/2021

Date

Applicant Signature

Print Name and Title if applicable

Date

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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*).

DBQ, LLC
840 Beltline Rd., Suite 202
Springfield, OR 97477

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	Hill Creek	3,650'	30'

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*).

LANE 76746

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SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.41 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	☐	☒	LANE 76746	☐	6"	1.5-38.5'	45-65' 85-125'	0-38.5'	7/23/2019 25'	BLUE CLAYSTONE	125'		82.5
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

* 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

Is the well or proposed well 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, 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

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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

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	Mar. 1 – Oct. 31	82.5

For irrigation use only:

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

Primary: 33.0 Acres Supplemental: Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 82.5 af

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: ____ (**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.)

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

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): 10 HP submersible
☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. 10 HP submersible conveys water to drip irrigation system.

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*)

Drip

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 requested amount of water is needed for crop irrigation. An efficient system will be installed and carefully monitored to prevent waste or run-off.

SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: Upon permit issuance
- b) Date construction will be completed: Request standard 5-year completion time
- c) Date beneficial water use will begin: 2022 irrigation season if issued

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: Equipment will be kept in good operating condition to prevent waste or run-off.

- ☒ 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 clearing or excavation necessary.

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

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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	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*).

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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.

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 503-986-0801.

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Land Use Information Form



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

Applicant

NAME REMY FARMS LLC		PHONE (HM)	
PHONE (WK)	CELL (210) 608-3525	FAX	
ADDRESS 28902 GRACIES SKY			
CITY SAN ANTONIO	STATE TX	ZIP 78260	E-MAIL* BIPAUSTIN1952@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:
19S	3W	15	SWSE SESE	4202	EFU	☐ Diverted ☐ Conveyed ☒ Used	farming
19S	3W	22	NWNE	4202	EFU	☒ Diverted ☐ Conveyed ☒ Used	farming
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

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

Lane 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: 82.5 ☐ 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:

It is proposed to irrigate crops in tax lot 4202 with existing Well 1 (LANE 76746).

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.

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Land Use Information Form
Page 2 of 3

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): Lane Code 16.2/2-1, 1.1

☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

Building irrigation system itself may require permits; not covered under "farm use," which is permitted outright.

NAME <u>Gareth Warr</u>	TITLE: <u>LMO Tech</u>
SIGNATURE <u>Gareth Warr</u>	DATE: <u>8/5/21</u>
GOVERNMENT ENTITY <u>Lane County - Public Works</u>	PHONE: <u>541-682-6635</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.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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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

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: \$2,590.00
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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Business Registry Business Name Search

[New Search](#)

Business Entity Data

07-12-2021

11:10

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
1625399-94	DLLC	ACT	OREGON	12-18-2019	12-18-2021	
Entity Name	REMY FARMS LLC					
Foreign Name						

[New Search](#)

Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS				
Addr 1	82804 BUTTE RD					
Addr 2						
CSZ	CRESWELL	OR	97426		Country	UNITED STATES OF AMERICA

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT			Start Date	02-12-2021	Resign Date	
Name	ADAM	R	SCHULZ					
Addr 1	142 WEST 8TH AVE							
Addr 2								
CSZ	EUGENE	OR	97401		Country	UNITED STATES OF AMERICA		

Type	MAL	MAILING ADDRESS					
Addr 1	28902 GRACIES SKY						
Addr 2							
CSZ	SAN ANTONIO	TX	78260		Country	UNITED STATES OF AMERICA	

Type	MEM	MEMBER				Resign Date	
Name	BILL	I	PENNINGTON				
Addr 1	28902 GRACIES SKY						
Addr 2							
CSZ	SAN ANTONIO	TX	78260		Country	UNITED STATES OF AMERICA	

[New Search](#)

Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
REMY FARMS LLC	EN	CUR	12-18-2019	

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NOTICE OF WITHDRAWAL

This NOTICE OF WITHDRAWAL (hereinafter "Notice") dated as of February _____, 2021, does hereby provide record of notice to Remy Farms, LLC (hereinafter the "Company") and Bill Pennington, Member (hereinafter the "Remaining Member"), that Shannon Jones (hereinafter the "Withdrawing Member") is hereby withdrawing from the Company, releasing and relinquishing all interest in the Company to the Company and the Remaining Member, and delivering all interests related to the Company to the Company and the Remaining Member, as follows:

RECITALS

- A. The Withdrawing Member owns beneficially and of record Seventy-Five Percent (75%) membership interest of the Company (hereinafter the "Withdrawing Member's Membership Interest").
- B. The Remaining Member owns beneficially and of record Twenty-Five Percent (25%) membership interest of the Company (hereinafter the "Remaining Member's Membership Interest").
- C. Together, the Withdrawing Member and the Remaining Member are the only two (2) members of the Company.
- D. The transactions contemplated in this Notice are referred to as the "Withdrawal."

NOTICE

1. The Withdrawing Member is withdrawing from the Company, and his Withdrawal is effective upon the waiver of the Mandatory Notice Period by the Remaining Member.
2. Upon Withdrawal, the Withdrawing Member waives, relinquishes, and otherwise releases all interest he has or may have in the Company.
3. Company shall retain the assets and assume the liabilities of the Company and Withdrawing Member that pertain to the operation of Company, namely:
 - a. For the real property located at 82804 Butte Road, Creswell, Lane County, Oregon, 97426;
 - i. Retention of the equity in said real property;
 - ii. Assumption of the trust deed to DBQ, LLC, secured by said real property;
 - b. Assumption of the encumbrances secured by the hemp dryer and mulching machine, if any.
4. Company and Remaining Member shall forgive the promissory note for a profit interest securing a debt owed by Seller to Buyer dated September 19, 2019, valued by the parties to be the greater of twenty percent (20%) profit interest or one hundred seventy-five thousand dollars (\$175,000).
5. Company and Remaining Member shall convey to Withdrawing Member the "smaller" hemp dryer and scales, free of any encumbrances.
6. Withdrawing Member shall undertake such steps as necessary to effect and complete Withdrawal, including delivery of chattels to the Company and execution of deeds to release his interest in real property.

Withdrawing Member makes no additional representations or warranties regarding the assets, liabilities, or market conditions regarding the Company. Remaining Member is already a member of Company with a twenty-five percent (25%) interest in same, and thus Remaining Member is deemed to have the same actual knowledge as Withdrawing Member and Company. Remaining Member has had sufficient opportunity to conduct his own research and due-diligence, and having satisfied himself as to the condition of the Company, HEREBY WAIVES the "Mandatory Notice Period" of six (6) months required by both ORS § 63.205(1)(b) and § 7.2 of the Operating Agreement dated December 18, 2019.

WHEREFORE, I, SHANNON JONES, Withdrawing Member, hereby give this Notice of Withdrawal to the Company, Remy Farms, LLC, and the Remaining Member, Bill Pennington.

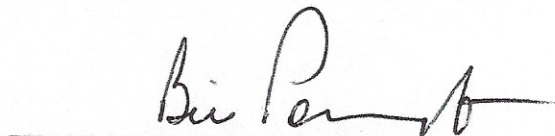

Shannon Jones, Member (withdrawn)
Remy Farms, LLC

Dated Feb-8th 2021

I, BILL PENNINGTON, Remaining Member, waive the requirement of six (6) months' notice as found in ORS § 63.205(1)(b) and § 7.2 of the Operating Agreement dated December 18, 2019; and accept the foregoing Notice of Withdrawal in my own capacity, and in my role as sole Remaining Member of Remy Farms, LLC.


Bill Pennington, Member
Remy Farms, LLC

Dated Feb 8th 2021


by Bill Pennington, Member
for Remy Farms, LLC

Dated Feb 8th 2021

After Recording Return to:
DBQ, LLC
840 Beltline Rd. Suite 202
Springfield, Or. 97477
ATTN: Richard D. Boyles

Tax Statements to:
DBQ, LLC
840 Beltline Rd. Suite 202
Springfield, Or. 97477

Grantor's Name and Address

Richard D. Boyles, Trustee of the
Durward L. Boyles Living Trust
840 Beltline Rd. Suite 202
Springfield, Or. 97477

Grantee's Name and Address

DBQ, LLC
840 Beltline Rd. Suite 202
Springfield, Or. 97477

STATE OF OREGON,)
County of _____) ss.

Space Reserved for Recorder's Use

Lane County Clerk
Lane County Deeds and Records

2013-062090



\$52.00

01409194201300620900030033

12/05/2013 03:43:28 PM

RPR-DEED Cnt=1 Stn=40 CASHIER 01
\$15.00 \$11.00 \$16.00 \$10.00

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Richard D. Boyles Trustee of the Durward L. Boyles Living Trust, hereinafter called grantor, for the consideration hereinafter stated, to grantor paid by DBQ, LLC, hereinafter called grantee, does hereby grant, bargain, sell and convey unto the grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Lane County, State of Oregon, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

To have and to hold the same unto grantee and grantee's heirs, successors and assigns forever.

And grantor hereby covenants to and with grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances, except those of record, and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$10.00. However, the actual consideration consists of or includes other property or value given or promised which is part of the whole consideration.

In construing this deed, whether the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporation and to individuals.

E-RECEIVED

August 5, 2021

OWRD

Exhibit A

Beginning at a point on the South line of the John Weiss Donation Land Claim No. 54, Township 19 South, Range 3 West of the Willamette Meridian, said point being 417.20 feet North 89° 47' West of the Southeast corner of said Donation Land Claim No. 54; running thence along the South line of said Donation Land Claim North 89° 47' West 15.0 feet; thence South 0° 05' West 1905.42 feet; thence East 1066.85 feet to the West right-of-way line of County Road No. 615 (Butte Road); thence along said right-of-way line North 10° 10' East 1335.61 feet; thence West 1.91 feet; thence North 0° 05' East 585.87 feet to the Point of Beginning, in Lane County, Oregon.

EXCEPTING: Beginning at a point on the South line of the John Weiss Donation Land Claim No. 54, Township 19 South, Range 3 West of the Willamette Meridian, said point being 417.20 feet North 89° 47' West of the Southeast corner of said Donation Land Claim No. 54; running thence along the South line of said Donation Land Claim North 89° 47' West 1295.80 feet; thence South 0° 05' West 680.0 feet; thence East 1280.0 feet, more or less, to the West right-of-way line of County Road No. 615 (Butte Road); thence along said right-of-way line North 10° 10' East to a point 1.91 feet West and 585.87 feet South 0° 05' West of the Point of Beginning; thence East 1.91 feet; thence North 0° 05' West 585.87 feet to the Point of Beginning, in Lane County, Oregon.

ALSO EXCEPTING THEREFROM any portion of the above described tract lying West of the East line of a tract described in a conveyance to Dean W.F. Kelly and Letha R. Kelly by deed recorded April 6, 1971, Reception No. 41858, Official Records of Lane County, Oregon.

ALSO EXCEPTING THEREFROM any portion of the above described tract lying West of the East line of Parcel No. 3 in a conveyance to Jerry R. Edwards and Armida B. Edwards, Recorded October 10, 1986, Reception No. 86-40286, Official Records of Lane County, Oregon.

E-RECEIVED

August 5, 2021

OWRD



Lane County Clerk
Lane County Deeds & Records

2018-053977

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RPR-CONT Cnt=1 Stn=40 CASHIER 01 3pages
\$15.00 \$11.00 \$10.00 \$61.00

\$97.00

TITLE NO. 0310115
ESCROW NO. EU18-2500
TAX ACCT. NO. 0838530

SHANNON JONES
82415 Butte Rd.
Creswell, OR 97426
GRANTEE'S NAME AND ADDRESS

MAIL ALL TAX STATEMENTS TO: GRANTEES

MEMORANDUM OF LAND SALE CONTRACT

BE IT REMEMBERED that on Nov. 20, 2018, DBQ, LLC, an Oregon Limited Liability Company, hereinafter known as SELLER(S), and SHANNON JONES, hereinafter known as BUYER(S), made and entered into a certain agreement wherein and whereby the Sellers agreed to sell and the Buyers agreed to purchase the following described real property, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) 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 (Definitions for ORS 92.010 to 92.192) OR 215.010 (Definitions), 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 (Definitions for ORS 30.930 to 30.947), AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) 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.

The terms and conditions of said sale are fully set forth in said agreement and reference thereto is hereby made. The consideration for this sale is \$300,000.00.

IN WITNESS WHEREOF the parties hereto have executed this instrument on the date and year first above written.

DBQ, LLC

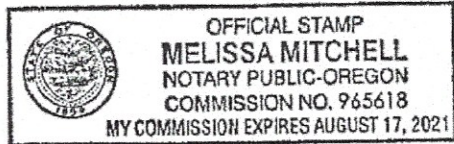
BY:

RICHARD D. BOYLES, MANAGER

SHANNON JONES

State of Oregon
County of Lane

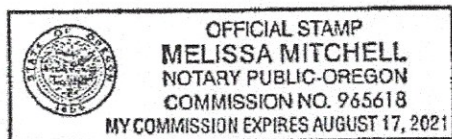
This instrument was acknowledged before me on NOV. 20, 2018 by RICHARD D. BOYLES, MANAGER OF DBQ, LLC.



Melissa Mitchell
(Notary Public for Oregon)
My commission expires 8/17/21

State of Oregon
County of Lane

This instrument was acknowledged before me on NOV. 20, 2018 by SHANNON JONES.



Melissa Mitchell
(Notary Public for Oregon)
My commission expires 8/17/21

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EXCEPTING: Beginning at a point on the South line of the John Weiss Donation Land Claim No. 54, Township 19 South, Range 3 West of the Willamette Meridian, said point being 417.20 feet North 89° 47' West of the Southeast corner of said Donation Land Claim No. 54; running thence along the South line of said Donation Land Claim, North 89° 47' West, 1295.80 feet; thence South 0° 05' West, 680.0 feet; thence East 1280.0 feet, more or less, to the West right-of-way line of County Road No. 615 (Butte Road); thence along said right-of-way line North 10° 10' East to a point 1.91 feet West and 585.87 feet South 0° 05' West of the point of beginning; thence East 1.91 feet; thence North 0° 05' West 585.87 feet to the point of beginning, in Lane County, Oregon.

ALSO EXCEPTING THEREFROM any portion of the above described tract lying West of the East line of a tract described in a conveyance to Dean W. F. Kelly and Letha R. Kelly by deed recorded April 6, 1971, Reception No. 1971-041858, Lane County Official Records, in Lane County, Oregon.

ALSO EXCEPTING THEREFROM any portion of the above described tract lying West of the East line of Parcel No. 3 in a conveyance to Jerry R. Edwards and Armida B. Edwards, recorded October 10, 1986, Reception No. 1986-040286, Lane County Official Records, in Lane County, Oregon.