

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TUMALO TOWN DISTRICT IMPROVEMENT COMPANY
64682 COOK AVE #54
BEND, OR 97701

confirms the right to use the waters of SEEPAGE from TUMALO CREEK, a tributary of the DESCHUTES RIVER, and the DESCHUTES RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 13.35 ACRES and DOMESTIC USE.

This right was perfected under Permit S-13245. The date of priority is AUGUST 25, 1938. The amount of water to which this right is entitled is limited to an amount actually used beneficially and shall not exceed 0.3338 CUBIC FOOT PER SECOND for IRRIGATION and 0.5244 CFS for DOMESTIC USE, or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q - Q	Measured Distances
17 S	12 E	WM	6	NW SE	DIVERSION 1 (ORIGINAL) - 2230 FEET NORTH AND 1650 FEET WEST FROM THE SE CORNER OF SECTION 6
16 S	12 E	WM	31	NW NE	PUMP DIVERSION # 1
16 S	12 E	WM	31	SE NE	DIVERSION 2 (ORIGINAL) - 1860 FEET SOUTH AND 1105 FEET WEST FROM THE NE CORNER OF SECTION 31
16 S	12 E	WM	31	SE SE	DIVERSION 3 (ADDITIONAL) - 1149 FEET NORTH AND 943 FEET WEST FROM THE SE CORNER OF SECTION 31

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated from April 1 to May 22, ONE-FORTIETH of one cubic foot per second or its equivalent for each acre irrigated from May 23 to August 20 of each year, and ONE-EIGHTIETH of one cubic foot per second for each acre irrigated after August 20 of each year, and shall be further limited to a diversion of not to exceed 4.0 acre-feet for each acre irrigated during the irrigation season of each year from April 1 to November 1.

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

A description of the place of use is as follows:

IRRIGATION and DOMESTIC USE FROM POD #1						
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot ^{1,2}
16 S	12 E	WM	31	NW NE	0.696	1000
16 S	12 E	WM	31	NW NE	0.148	1602
16 S	12 E	WM	31	NW NE	0.406	1800
16 S	12 E	WM	31	NW NE	0.116	1900
16 S	12 E	WM	31	NW NE	0.232	1901
16 S	12 E	WM	31	NW NE	0.696	2000
16 S	12 E	WM	31	NW NE	0.219	2300
16 S	12 E	WM	31	NW NE	0.116	2400
16 S	12 E	WM	31	NW NE	0.116	2401
16 S	12 E	WM	31	NW NE	0.172	2602
16 S	12 E	WM	31	NW NE	0.290	3401
16 S	12 E	WM	31	NW NE	0.406	3402
16 S	12 E	WM	31	NW NE	0.348	3600
16 S	12 E	WM	31	NW NE		--
16 S	12 E	WM	31	NW NE		--
16 S	12 E	WM	31	NW NE	4.400 ²	--
16 S	12 E	WM	31	NW NE		--
16 S	12 E	WM	31	NW NE		--
16 S	12 E	WM	31	NW NE	0.348	3601
16 S	12 E	WM	31	NW NE	0.174	2500
16 S	12 E	WM	31	SW NE	0.058	4300
16 S	12 E	WM	31	SW NE	0.253	4000
16 S	12 E	WM	31	SW NE	0.348	4600
16 S	12 E	WM	31	SW NE	0.754	4701
16 S	12 E	WM	31	SW NE	0.174	4800
16 S	12 E	WM	31	SW NE	0.174	5101
16 S	12 E	WM	31	SW NE	0.040	5200
16 S	12 E	WM	31	SW NE	0.110	5205
16 S	12 E	WM	31	SW NE	0.070	5207

IRRIGATION and DOMESTIC USE FROM POD #1						
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot ^{1,2}
16 S	12 E	WM	31	SW SE	0.270	4400
TOTAL					11.134	

¹Supplemental information

²All in the Townsite of Laidlaw

Acres	User
4.400	BLOCK 3, LOTS 2, 3, 5, & 6
	BLOCK 4, LOTS 1, 2, 11 & 12
	BLOCK 4, LOTS 3-9
	BLOCK 7, LOTS 1-12
	BLOCK 8, LOTS 1-12

IRRIGATION and DOMESTIC USE FROM POD #2						
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot ^{1,2}
16 S	12 E	WM	31	SE NE	0.500	6600
16 S	12 E	WM	31	SE NE	0.500	6800
TOTAL					1.000	

¹Supplemental information

²All in the Townsite of Laidlaw

IRRIGATION and DOMESTIC USE FROM POD #3						
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot ^{1,2}
16 S	12 E	WM	31	SW NE	0.022	202
16 S	12 E	WM	31	NW SE	0.025	202
16 S	12 E	WM	31	NW SE	0.081	200
16 S	12 E	WM	31	NW SE	0.094	201
16 S	12 E	WM	31	NW SE	0.107	203
16 S	12 E	WM	31	NW SE	0.121	204
16 S	12 E	WM	31	NW SE	0.081	1104
16 S	12 E	WM	31	NW SE	0.066	1105
16 S	12 E	WM	31	NW SE	0.101	1107
16 S	12 E	WM	31	NW SE	0.092	1200
16 S	12 E	WM	31	NW SE	0.078	1201
16 S	12 E	WM	31	NW SE	0.028	1202
16 S	12 E	WM	31	NW SE	0.096	1203
16 S	12 E	WM	31	NW SE	0.112	1204
16 S	12 E	WM	31	NW SE	0.112	1205
TOTAL					1.216	

¹Supplemental information

²All in the Townsite of Laidlaw

Measurement, recording and reporting conditions for Diversion 1 and Diversion 3:

- A. The water user shall maintain, in good working order, a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at each point of diversion.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The quantity of water diverted at the additional point of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

The water user shall maintain and operate fish screening at Diversion 3 as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Water Right Actions Confirmed by this Certificate

The issuance of this certificate confirms satisfactory proof of completion of changes authorized by the orders listed in Table 1, below.

TABLE 1					
WATER RIGHT ACTIONS CONFIRMED BY THIS CERTIFICATE					
Transaction File #	Water Right Action	Number of Acres Confirmed	Special Order		
			Order Date	Volume	Page
T-9596 ¹	Transfer	0.058	1/9/2006	67	683
T-14071	Transfer	0.490	9/27/2024	133	121

¹Beneficial use under the terms of the this transfer final order was completed to the extent less than authorized in the transfer, resulting in a loss of right of 0.350 acre.

In addition, this Certificate includes the portion of the originating water right Certificate 94175, NOT modified by the provisions of orders listed in Table 1, above.

This certificate supersedes Certificate 94175. The issuance of this superseding certificate confirms only the status of the portion of the water right affected by water right actions listed as confirmed in Table 1, above. The issuance of this superseding certificate does not confirm any other portion of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The use described herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 94175.

Signed at Salem, Oregon on MARCH 17, 2026.



Lisa J. Jaramillo
Transfer and Conservation Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

