

Exhibit A- Evidence of Use Affidavits

Participating Hurtlely Lateral Water Rights

TWP	RNG	SEC	Q-Q	Tax lot #	Acres	Type	Priority	Owner as listed on Certificate 74135
14	10	36	SE/SE	2500	6	IRR	1895	Affatati
14	11	31	SW/SW	2500	1.8	IRR	1895	Affatati
15	11	6	NE/NW	1000	5	IRR	1895	Carollo
14	10	36	SW/SE	1900	2	IRR	1895	Conner, Brian
14	10	36	SE/SE	2502	5	IRR	1895	Conner, Susan
14	11	31	NW/SW	500	3	IRR	1895	Duey
14	11	31	NW/NW	300	4	IRR	1895	Falco
14	11	31	SW/SW	200	7.3	IRR	1895	Gloeckner
14	10	36	NE/SE	800	1.5	IRR	1895	Hakes
14	11	31	NW/SW	800	2.5	IRR	1985	Hakes
14	11	31	NW/SW	700	4	IRR	1895	Harris
14	10	36	SE/SE	1800	2	IRR	1895	Hurtley
14	10	36	NE/SE	200	1	IRR	1895	Johnson
14	11	31	SW/SW	204	6	IRR	1895	Kelley
14	10	36	SE/SE	2503	4.2	IRR	1895	Kennedy
14	11	31	SW/SW	2503	3.8	IRR	1895	Kennedy
14	10	36	SE/NW	2400	2.5	IRR	1895	Krohn
14	10	36	NW/SE	2400	1.5	IRR	1895	Krohn
14	10	36	SE/SE	1700	2	IRR	1895	Larson
14	10	36	NW/SE	600	4	IRR	1895	Mickaelson
14	11	31	SW/SW	201	6	IRR	1895	Nelson
14	10	36	SE/SE	2501	4	IRR	1895	Small
14	11	31	NW/SW	600	2	IRR	1895	Swearingen
14	11	31	SW/SW	200	2.5	IRR	1895	Temple
14	10	36	NW/SE	500	2	IRR	1895	Ward
					85.6			

03/22/2011 11:55

5415498070

TSID

PAGE 02/04

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon

County of Deschutes

I, Ralph Appatati, in my capacity as Land owner

mailing address P.O. Box 598

telephone number (541) 598-0321, being first duly sworn depose and say:

- 1. My knowledge of the exercise or status of the water right is based on (check one):
 - Personal observation
 - Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

74135	14	S	10	EWM	30	SE/SE	2500	6
74135	14	S	11	EWM	31	SW/SW	2500	1.8

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): Pasture

(continues on reverse side)

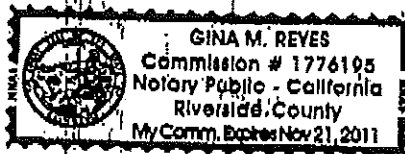
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Applicant

3.24.2011
Date

Signed and sworn to (or affirmed) before me this 24 day of March, 2011.



[Signature]
Notary Public for California

My Commission Expires: Nov 21, 2011

Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right.</p> <p>If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU - www.oregonexplorer.info/imagery OWRD - www.wrd.state.or.us Google Earth - earth.google.com Terria Server - www.terriasever.com</p>
Approved Lease establishing beneficial use within the last 3 years	Copy of irrigation lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, EDWARD N. CAROLLO, in my capacity as PROPERTY OWNER,
mailing address P.O. BOX 227 SISTERS OR 97759
telephone number (541) 923-6322, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # N/A; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
<u>7439</u>	<u>15</u>	<u>11</u>		<u>6</u>	<u>NE/NW</u>	<u>1000</u>	<u>500</u>

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Edward N. Carollo
Edward N. Carollo
 Signature of Affiant

2-3-11
 Date

Signed and sworn to (or affirmed) before me this 3 day of February, 2011.

See Attached

 Notary Public for Oregon
 My Commission Expires: _____

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

CALIFORNIA JURAT WITH AFFIANT STATEMENT

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)

Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

State of California

County of Santa Barbara

Subscribed and sworn to (or affirmed) before me on this

4th day of February, 2011, by
Date Month Year

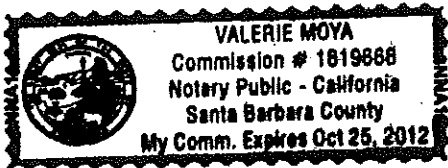
(1) Edward N. Corallo
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) (.)

(2) (and N/A)
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

Signature Valerie Moya
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: Water Right Transfer

Document Date: 2-3-2011 Number of Pages: 1

Signer(s) Other Than Named Above: N/A

RIGHT THUMBPRINT OF SIGNER #1
 Top of thumb here

RIGHT THUMBPRINT OF SIGNER #2
 Top of thumb here

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon

County of DESCAUTES)
) ss

I, BRIAN CONNER, in my capacity as OWNER,
mailing address 69278 LAKE DRIVE SISTERS, OR. 97759-9777,
telephone number (541) 549 1032, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:
 Water was used during the previous five years on the entire place of use for Certificate # 74135; OR
 My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	10	EWM	36	SW/SE	1900	2

OR

- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR
 Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)
 The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE - OCCASIONAL

(continues on reverse side)

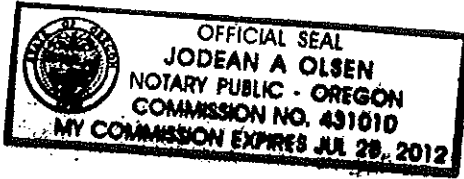
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

02/23/11
Date

Signed and sworn to (or affirmed) before me this 23 day of FEBRUARY 2011.



[Signature]
Notary Public for Oregon

My Commission Expires: 07/28/2012

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of Deschutes) ss

I, Susan Conner, in my capacity as Owner,
mailing address 17270 Plainview Rd, Bend, OR 97701
telephone number (541) 312-4752 being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
74135	A	S 10 E	EUM	36	SWSE	2502	5

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): _____

(continues on reverse side)

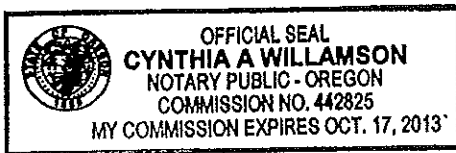
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Susan Conner
Signature of Affiant

2-14-11
Date

Signed and sworn to (or affirmed) before me this 14TH day of FEB., 2011.



Cynthia A. Williamson
Notary Public for Oregon

My Commission Expires: OCT. 17, 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
) ss
County of _____)

I, Doug Dwey + Laurie Dwey, in my capacity as landowner,
mailing address 1101 W. Marine Dr Astoria OR
telephone number (503) 791-6518, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	11		31	NW/9W	500	3

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): pasture

(continues on reverse side)

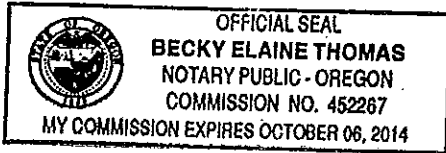
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Ray Dwyer
 Signature of Affiant

2-15-11
 Date

Signed and sworn to (or affirmed) before me this 15th day of February, 2011.



Becky Elaine Thomas
 Notary Public for Oregon

My Commission Expires: October 6, 2014

Clatsop County / Astoria, Oregon

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, KRISTINE L. FALCO, in my capacity as PROPERTY OWNER
mailing address 69320 SISTERS VIEW DRIVE SISTERS OREGON
telephone number (541) 480 4887, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

~~Water~~ Water was used during the previous five years on the **entire** place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74185	1	4S	1	1E	EWN 31	NW/NA 300	4

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): pasture

(continues on reverse side)

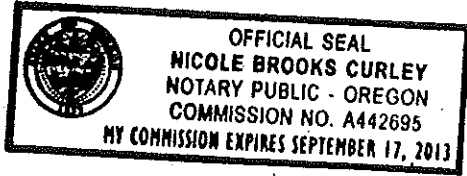
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4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Kristine L. Falco
Signature of Affiant

2/25/11
Date

Signed and sworn to (or affirmed) before me this 25th day of February 20 11.



Nicole Brooks Curley
Notary Public for Oregon

My Commission Expires: Sept 17th 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
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Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of Deschutes) ss

I, John Gloeckner, in my capacity as _____,
mailing address 17200 Emerald Valley Rd Sisters 97759
telephone number (541) 549-1078, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	S	11	E	EUM	31	SW/4	200	7.3

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); **OR**

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

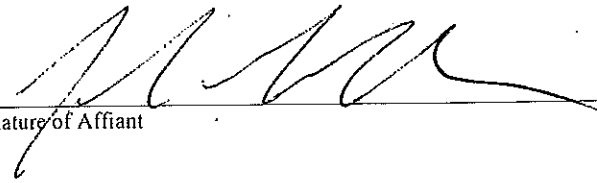
The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): pasture

(continues on reverse side)

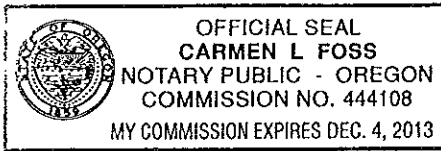
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.


 Signature of Affiant

2-1-2011
 Date

Signed and sworn to (or affirmed) before me this 1 day of February 2011.



Carmen L. Foss
 Notary Public for Oregon

My Commission Expires: Dec 4, 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> ● Power usage records for pumps associated with irrigation use ● Fertilizer or seed bills related to irrigated crops ● Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> ● District assessment records for water delivered ● Crop reports submitted under a federal loan agreement ● Beneficial use reports from district ● IRS Farm Usage Deduction Report ● Agricultural Stabilization Plan ● CREP Report
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Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of Deschutes) ss

I, Jerry W. Hakes, in my capacity as OWNER,
mailing address 69340 HINKLE BLTTE DR, SISTERS 97759
telephone number (541) 549-9383, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DEC	Acres (if applicable)
74135	14 S	10	EWM	36	NE/SE		1.5
74135	14 S	11	EWM	31	NW/SW		2.5

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): pasture & trees

(continues on reverse side)

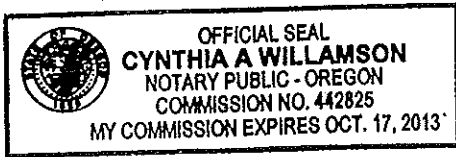
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

2/2/2011
Date

Signed and sworn to (or affirmed) before me this 2ND day of FEB., 20 11.



[Signature]
Notary Public for Oregon

My Commission Expires: Oct. 17, 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

EXTRA

Water Right Transfer
EVIDENCE OF USE AFFIDAVIT

State of Oregon)
County of Deschutes) ss

I, DONNA K. HARRIS, in my capacity as OWNER,
mailing address 69373 Sistersview Dr, Sisters OR 97755
telephone number (541) 549-0877, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
[X] Personal observation [] Professional expertise

2. I attest that:

[] Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

[X] My knowledge is specific to the use of water at the following locations within the last five years:

Table with 8 columns: Certificate #, Township, Range, Mer, Sec, 1/4 Section, Gov't Lot or DLC, Acres (if applicable). Row 1: 74135, 14 S, 11 E, 31, NW/SW, 700, 4.

OR

[] Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

[] Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # (For Historic POD/POA Transfers)

[] The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE - CROPS - MISC ?

(continues on reverse side)

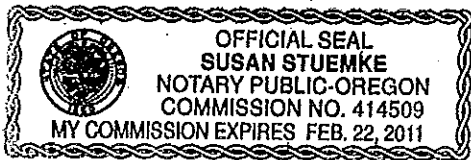
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Don K. Hill
Signature of Affiant

2-3-2011
Date

Signed and sworn to (or affirmed) before me this 03 day of FEB, 2011.



Susan Stuemke
Notary Public for Oregon

My Commission Expires: FEB. 22. 2011

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of Deschutes) ss

I, David F. Hurttley, in my capacity as owner,
mailing address PO Box 1511 Sisters Or 97759
telephone number (541) 548 7807, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	10		36	SE/SE		2

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); **OR**

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): _____

(continues on reverse side)

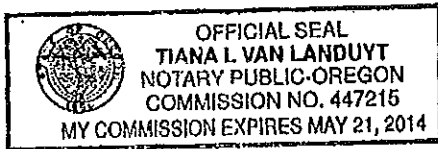
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Davis R. Woodley
Signature of Affiant

3-15-11
Date

Signed and sworn to (or affirmed) before me this 15 day of March, 2011.



Tianna L. Van Landuyt
Notary Public for Oregon

My Commission Expires: 5-21-2014

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
) ss
County of _____)

I, Carl Johnson, in my capacity as owner,
mailing address 12251 SE Winston Rd. Damascus Oregon 97089
telephone number (503) 658-3739, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	10		36	NE/SE	200	2

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): _____

(continues on reverse side)

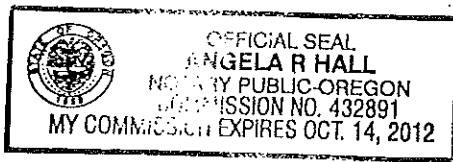
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Carl John
Signature of Affiant

2/9/11
Date

Signed and sworn to (or affirmed) before me this 9th day of Feb, 2011.



Angela R Hall
Notary Public for Oregon

My Commission Expires: Oct 14, 2012

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery. OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, MARK W. KELLY, in my capacity as LANDOWNER,
mailing address 17295 EMERALD VALLEY ROAD, SISTERS OR
telephone number (571) 519-1087, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acre (if applicable)
74135	14	S	11	E	EWM	31	SW/SW	204	6

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): Pasture

(continues on reverse side)

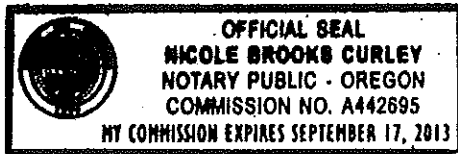
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

2/24/2011
Date

Signed and sworn to (or affirmed) before me this 24 day of February, 2011.



Nicole Brooks Curley
Notary Public for Oregon

My Commission Expires: Sept 17th 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, SANDRA G. KENNEDY, in my capacity as OWNER,
mailing address 17235 EMERALD VALLEY RD.
telephone number (541) 549-6237 being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14 S	11 E		31	SW/SW	2503	3.8
74135	14 S	10 E		36	SE/SE	2503	4.2

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

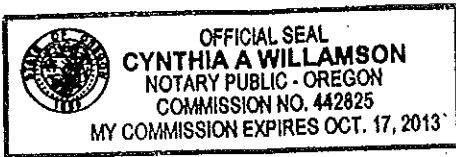
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Sandy K...
Signature of Affiant

2/2/2011
Date

Signed and sworn to (or affirmed) before me this 2nd day of FEB, 2011.



Cynthia A. Williamson
Notary Public for Oregon

My Commission Expires: Oct. 17, 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon CALIFORNIA)
County of ALAMEDA) SS

I, PHILIP KRAMAN, in my capacity as OWNER,
mailing address PO Box 698 CAMAS WEDMAN OR
telephone number (541) 231-0795, being first duly sworn depose and say: 97730

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that: DAVID STAMM (see below)
 Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4 Section	Gov't Lot or DLC	Acres (if applicable)
<u>74135</u>	<u>14</u>	<u>10</u>		<u>36</u>		<u>2400</u>	<u>4</u>

OR

plu Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): trees / pasture / instream

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

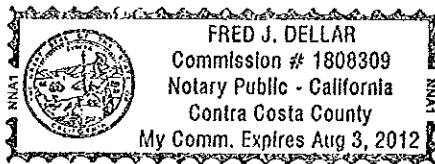
[Signature]
Signature of Affiant

2-24-11
Date

California
Alameda

Signed and sworn to (or affirmed) before me this 24th day of Feb, 2011.

[Signature]
Notary Public for ~~Oregon~~ California



My Commission Expires: 3 Aug 12

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, ANGIE LARSON, in my capacity as OWNER,
mailing address PO Box 1624 SISTERS OR 97759
telephone number (541) 815-2780, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	10		36	SE/SE	1700	2

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

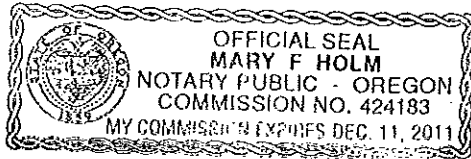
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Annie Lawson
Signature of Affiant

2/10/11
Date

Signed and sworn to (or affirmed) before me this 10th day of Feb, 2011.



Mary F. Holm
Notary Public for Oregon

My Commission Expires: December 11, 2011

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of Deschutes) ss

I, Karen Lin Mickaelson, in my capacity as land owner,
mailing address 69219 LAMMET SYSTEM, Oregon 97759
telephone number (541) 549 2870, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14	10		36	NW/SE	600	4

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): pasture irrigation

(continues on reverse side)

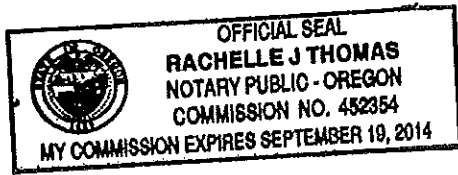
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Amarin Nickalson
Signature of Affiant

02-01-2011
Date

Signed and sworn to (or affirmed) before me this 1st day of Feb, 2011.



[Signature]
Notary Public for Oregon

My Commission Expires: 9-19-14

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, DAVID NELSON, in my capacity as OWNER,
mailing address 2467 SW SHERWOOD DR., PORTLAND, OR 97201
telephone number (503) 227-2260, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
74135	14 S	11 E	EWM	31	SW/SW	201	6

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

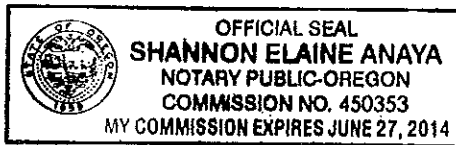
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

David Adams
Signature of Affiant

2/22/11
Date

Signed and sworn to (or affirmed) before me this 22 day of February, 2011.



Shannon Elaine Anaya
Notary Public for Oregon

My Commission Expires: 6-27-14

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, PETER W SMALL in my capacity as OWNER,
mailing address 69270 ENEWETAK LANE SISTERS, OR,
telephone number (541) 549 1432, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer.	Sec.	Section	Gov. Order or DEC	Acres (if applicable)
<u>74135</u>	<u>14</u>	<u>S</u>	<u>10</u>	<u>E</u>	<u>36</u>	<u>SE/SE</u>	<u>2501</u>

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): Pasture

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

[Signature]
Signature of Affiant

3/17/11
Date

Signed and sworn to (or affirmed) before me this 17 day of March, 2011.

[Signature]
Notary Public for Oregon



My Commission Expires: Sept 17, 2011

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, K. H. SWEORINGEN, in my capacity as OWNER,
mailing address 69374 SISTERS VIEW DR. SISTERS OR.
telephone number (541) 549-1852, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
<u>74135</u>	<u>145</u>	<u>11</u>	<u>EWM</u>	<u>31</u>	<u>NW/SW</u>		<u>2</u>

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Summitt H Swearingen
 Signature of Affiant

2-1-11
 Date

Signed and sworn to (or affirmed) before me this 1 day of Feb, 2011.



[Signature]
 Notary Public for Oregon

My Commission Expires: Sept 17 2014

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)
County of DESCHUTES) ss

I, BARBARA L. TEMPLE, in my capacity as LANDOWNER,
mailing address 69240 ENGWETAK LN SISTERS, OR 97759
telephone number (541) 549-8772, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):
 Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # _____; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	Section	Govt Lot of DEC	Acres (if applicable)
74135	14 S	10 E	WEM	36	SW/SW	200	2.5

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): PASTURE

(continues on reverse side)

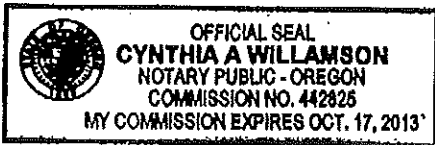
Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Barbara J Temple
Signature of Affiant

3-16-11
Date

Signed and sworn to (or affirmed) before me this 16th day of MARCH, 20 11.



[Signature]
Notary Public for Oregon

My Commission Expires: OCT. 17, 2013

Supporting Documents	Examples
Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

**Water Right Transfer
EVIDENCE OF USE AFFIDAVIT**

State of Oregon)

County of Deschutes) ss

I, Melissa Ward, in my capacity as landowner,

mailing address P O Box 1998 Sisters, OR 97759

telephone number (541) 549-8181, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # 74135; OR

My knowledge is specific to the use of water at the following locations within the last five years:

[REDACTED]									
74135	14	5	10	E	W	36	NW/SE		2

OR

Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for that portion not leased instream.); OR

Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

3. The water right was used for: (e.g., crops, pasture, etc.): Pasture

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing. Supporting documentation must be attached.

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Melissa Clarke Ward
Signature of Affiant

3/22/2011
Date

Signed and sworn to (or affirmed) before me this 22 day of March 2011.

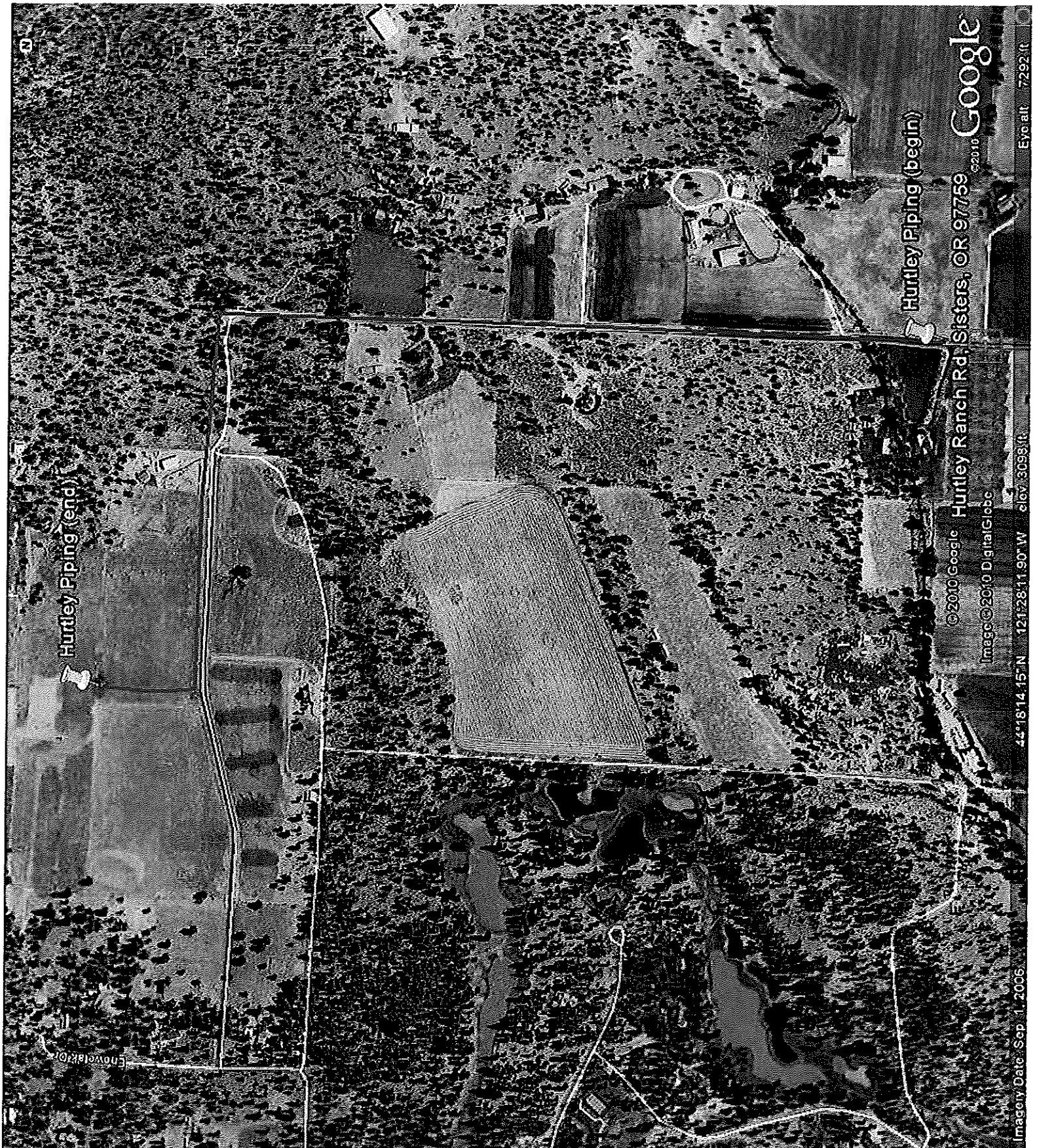


[Signature]
Notary Public for Oregon

My Commission Expires: Sep 17, 2014

Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with Irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com</p>
Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

Exhibit B- Maps



Hurley Piping (end)

Hurley Piping (begin)

Google

©2010 Google Hurley Ranch Rd, Sisters, OR 97759

Image © 2010 DigitalGlobe

Imagery Date: Sep 1, 2006 44°18'14.15"N 121°28'11.90"W elev: 3098 ft Eyeball: 7292 ft

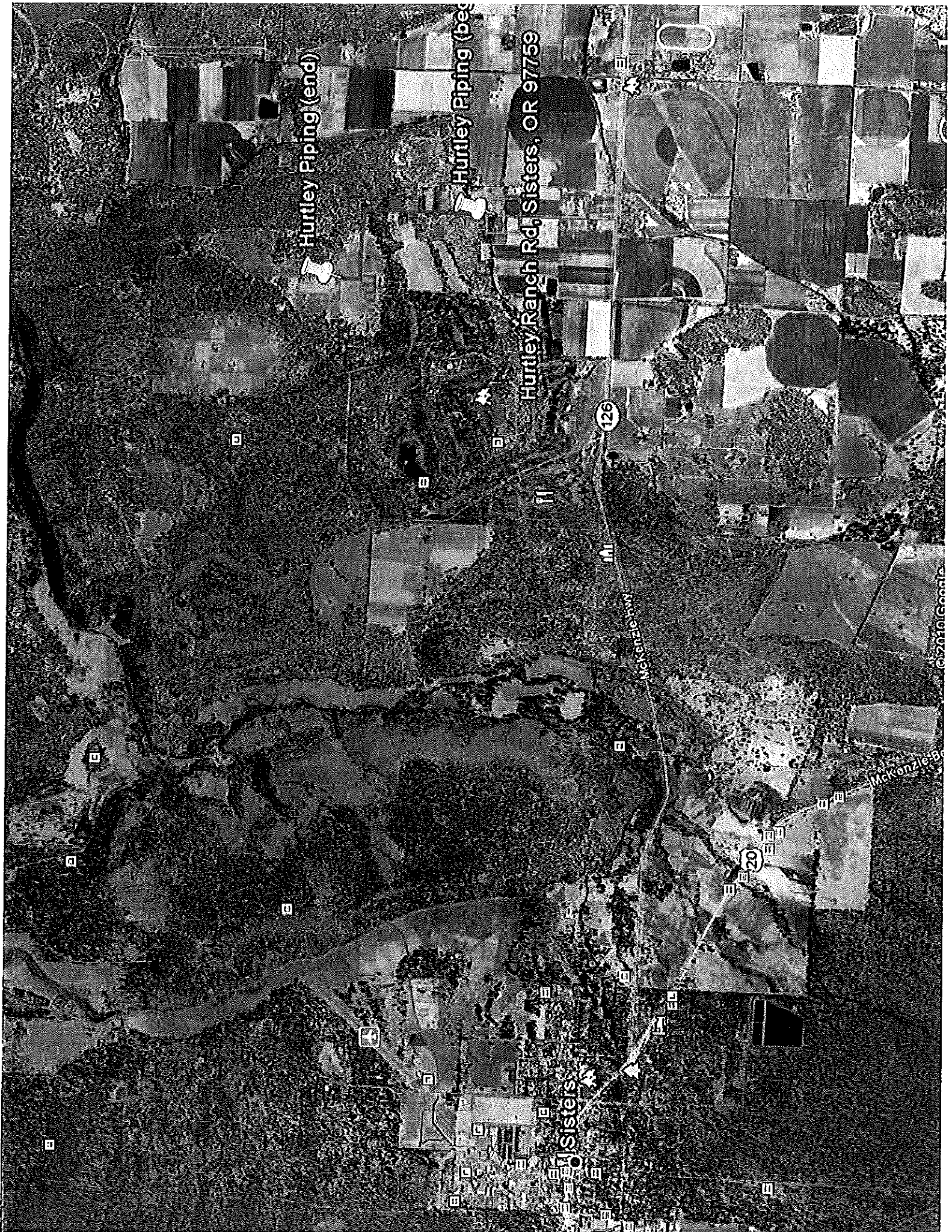


Exhibit F- District Conserved Water Policy

Three Sisters Irrigation District

Conserved Water Policy

Adopted July 5th, 2005

Reviewed & Adopted July 6, 2010

A. Authority & Purpose. The Board of Directors (the “**Board**”) of the Three Sisters Irrigation District (the “**District**”) is required to adopt this Conserved Water Policy (this “**Policy**”) pursuant to Oregon Administrative Rule (“**OAR**”) 690-018-0025 if the district wants to allocate conserved water. The rule requires that if the District seeks allocations of conserved water pursuant to ORS 537.455 to 537.500, then it must adopt a policy that, at a minimum:

- Describes how water saved by conservation measures will be allocated by the District
- Describes how the District will address the allocation of conserved water percentages under ORS 537.470
- Provides District patrons the opportunity to fund a share of the conservation project that is proportionate to the patron’s share of the water rights involved in the allocation of conserved water and to receive a corresponding share of the conserved water
- Provides District patrons an opportunity to petition for a vote by all District patrons on this Policy
- Provides District patrons an opportunity to appeal a proposed District conservation project to the Board for failure to follow this Policy

The purpose of this Policy is to provide District patrons with the information required by OAR 690-018-0025 and to set the procedures by which this Policy will be implemented.

B. Definitions. The following definitions shall apply in this Policy.

1. “**Commission**” means the Water Resources Commission.
2. “**Conservation**” means the reduction of the amount of water diverted to satisfy an existing beneficial use achieved either by improving the technology or method for diverting, transporting, applying or recovering the water or by implementing other approved conservation measures.
3. “**Conserved Water**” means that amount of water that results from conservation measures, measured as the difference between:
 - a. The smaller of the amount stated on the water right or the maximum amount of water that can be diverted using the existing facilities; and

b. The amount of water needed after implementation of conservation measures to meet the beneficial use under the water right certificate.

4. **“District Allocation”** means the amount of Conserved Water allocated to the District by the Commission.
5. **“Funding Patron”** means a patron or patrons of the District that funds all or a portion of a water conservation project as provided in paragraph C of this Policy.
6. **“Funding Partner”** means a granting agency including Federal, State or local agencies as well as non-profits that fund a portion of the water conservation project. Examples include but not limited to DRC- Deschutes River Conservancy, OWEB- Oregon Watershed Enhancement Board, NFWF- National Fish and Wildlife Foundation, BOR- Bureau of Reclamation, NRCS- National Resources Conservation Service, USFS – United States Forest Service, Soil & Water Conservation Districts, Watershed Councils, PGE, Tribes of Warm Springs, Bonneville Environmental Foundation, Northwest Power Conservation Council, Oregon Water Trust, etc.

C. **Applicability.** This Policy applies only to applications for allocations of conserved water filed with the Oregon Water Resources Department by the District after November 5, 2004. This Policy does not apply to applications for allocations of conserved water filed by individuals, including District patrons.

D. **Conservation Projects with Funding Partners.** For funding partners, conserved water will be divided into 2 portions. Saved water portion and conserved water application portion. The saved water will be used to firm up supply of the deliveries to existing water rights in the district. The conserved water application portion will be used to secure grant funding from funding partners to pay for the materials needed for the conservation project.

For a Funding Partner:

Total project cost	\$600,000.00
Total conserved water	1,000 acre feet
Funding partners contribution	\$300,000.00
Conserved water portion (covers 25% in stream required by statute)	500 acre feet
District in-kind Contribution	\$300,000.00
Saved water portion (shared by all patrons)	500 acre feet
For funding partners cost per acre ft	\$600.00

E. **Patrons May Fund Part of Water Conservation Project.** Patrons may fund a water conservation project in an amount that is proportionate to the patron’s share of the water rights involved in the allocation of Conserved Water. Patrons that provide funding to the District for a water conservation project in advance, or within one year of, the District

first making expenditures for the conservation project shall be a Funding Patron and receive the portion of the District Allocation to which Funding Patron is entitled under this Policy. Proportionate costs will include all costs associated not only with the completion of the project, but those costs associated with the planning and design of the project, all accompanying and necessary application and processing fees, including but not limited to legal and consulting fees to secure the Final Order from the Oregon Water Resources Department, and/or to respond to any legal challenges subsequent to receipt of the Final Order until conclusively resolved as determined by the Board of Directors.

For a Patron Funding 100% of Project:

Total project costs	\$600,000.00
Total conserved water	1,000 acre feet
Minimum in-stream contribution (required by statute)	250 acre feet – 25%
Net available acre feet to funding patron	750 acre feet
For funding patrons cost per acre ft	\$800.00

- F. **Allocation of Conserved Water.** Except for a Funding Patron, no patron shall be entitled to any of the District Allocation other than the amount necessary to maintain the patron's full delivery rate at its regular turn out(s). A Funding Patron shall be entitled to a portion of the District Allocation equal to the percentage of the funding for the water conservation project paid to the District by the Funding Patron.
- G. **Petitions to Vote on Policy.** District patrons may petition the Board to hold a vote of all District patrons on the approval of this Policy. The petition must be signed by fifty or more qualified electors within the District pursuant to ORS 545.199(1)(b) to be valid and to cause the District to hold a vote. Upon receiving a valid petition, the District shall hold a vote of all District patrons. The vote shall be whether to approve or reject this Policy. The vote shall be conducted according to the laws and procedures that govern District elections.
- H. **Approval of Project by Board.** Proposed water conservation projects shall be discussed and approved by the Board at any one of its regularly scheduled Board meetings. The Board shall limit its consideration to whether the proposed water conservation project complies with this Policy. Patrons may comment on the compliance of the proposed water conservation project with the conservation policy during the Board meeting at which it is discussed.
- I. **Appeal of Water Conservation Projects.** If the Board approves the proposed water conservation project, any patron in good standing may appeal the Board's decision in writing within two weeks from the date of the Board's decision. The appeal shall include the name, address, and telephone number of the patron appealing the Board's decision, a concise statement of the reasons the patron believes the proposed water conservation project does not comply with this Policy, and a concise statement of how the water conservation project should be modified to comply with this Policy. The Board shall consider a properly filed appeal at its next regularly scheduled meeting. The patron

appealing the Board's decision shall have an opportunity to address the Board concerning the patron's appeal. The Board may take any of the following actions: (1) grant the appeal and reject the proposed water conservation project, (2) modify the proposed water conservation project as proposed by the appealing patron to comply with this Policy, (3) direct the District Manager to modify the proposed water conservation project so as to comply with this Policy, or (4) reject the appeal and approve the proposed water conservation project as proposed.

- J. Policy Review and Updates.** The Board shall review and update this Policy at the first regularly scheduled Board meeting following every fifth anniversary of the Board either adopting or reviewing and updating this Policy. The Board may, in its sole discretion, review and update this Policy at any other Board meeting. The Board shall follow the process and provisions of this Policy, as required by OAR 690-018-0025(2), whenever reviewing and updating this Policy.

Don Boyer, President

Pattie Apregan, Vice President

Thayne Dutson, Secretary/Treasurer

**THREE SISTERS IRRIGATION DISTRICT
BOARD OF DIRECTORS MEETING**

**MINUTES
July 6, 2010**

E. Review Conserved Water Policy

The District has a Conserved Water Policy and every 5 years the Board is to review the policy. Marc is not looking to make any changes to the policy, we did spend about 6 months writing this policy and feels no changes are needed at this time. Marc will make copies for the audience and we will come back to this at the end of the meeting when everyone has had a chance to review it.

Marc answered questions the audience members had. Don Boyer moved to accept the policy as written with review again in 5 years or sooner. Thayne Dutson seconded the motion. Motion carried unanimously.

**Exhibit G- Land Use Notifications
(sent 3.24.2011)**



**DESCHUTES RIVER
CONSERVANCY**

Date: 3/24/11

TO: Jefferson County Planning Department
66 SE D Street
Madras, OR 97741

FROM: Andy Fischer
The Deschutes River Conservancy
700 NW Hill St.
Bend, OR 97701

SUBJECT: Proposed Instream Water Right Transfer In Your Jurisdiction

We are notifying you of our intent to transfer a water right to instream use. We will be submitting an application to the Oregon Water Resources Department changing the place of use to Whychus Creek at the Three Sisters Irrigation District Diversion (approx RM 23.5) to the mouth of Whychus Creek (RM 0) where it joins the middle Deschutes River to Lake Billy Chinook (RM 120).

The project is known as the "TSID Hurtley Canal Piping Project," is piping nearly 6000' of TSID Hurtley lateral canal. As a result of irrigation canal piping, we propose to transfer approximately .419 cfs instream with an 1895 priority date. If you have any questions regarding the proposed application, or are interested in receiving additional information, please call me at 541.382.4077x17.

Sincerely,

Andy Fischer
Conservation Program Manager
The Deschutes River Conservancy



**DESCHUTES RIVER
CONSERVANCY**

Date: 3/24/11

TO: Deschutes County Planning Department
1300 NW Wall Street, Suite 200
Bend, OR 97701-1947

FROM: Andy Fischer
The Deschutes River Conservancy
700 NW Hill St.
Bend, OR 97701

SUBJECT: Proposed Instream Water Right Transfer In Your Jurisdiction

We are notifying you of our intent to transfer a water right to instream use. We will be submitting an application to the Oregon Water Resources Department changing the place of use to Whychus Creek at the Three Sisters Irrigation District Diversion (approx RM 23.5) to the mouth of Whychus Creek (RM 0) where it joins the middle Deschutes River to Lake Billy Chinook (RM 120).

The project is known as the "TSID Hurtlely Canal Piping Project," is piping nearly 6000' of TSID Hurtlely lateral canal. As a result of irrigation canal piping, we propose to transfer approximately 0.419 cfs instream with an 1895 priority date. If you have any questions regarding the proposed application, or are interested in receiving additional information, please call me at 541.382.4077.

Sincerely,

Andy Fischer
Conservation Program Manager
The Deschutes River Conservancy

Exhibit I- Support Letters from ODWF, ODEQ and OPRD

**(ODEQ has a standing letter of support on file at WRD for
conserved water projects)**



Oregon

John A. Kitzhaber, MD, Governor

Parks and Recreation Department
Region 3 Office
1645 NE Forbes Road, Suite 112
Bend, OR 97701
(541) 388-6211
FAX (541) 388-6391
www.oregonstateparks.org



February 1, 2011

Andy Fisher
Conservation Program Manager
Deschutes River Conservancy
PO Box 1560
Bend, OR 97709

Re: Conserved Water for TSID Hurtley Canal Piping Project

Dear Mr. Fisher,

Thank you for the opportunity to comment on the Three Sisters Irrigation District (TSID) Hurtley Canal Piping Project.

According to the information provided, it is our understanding that TSID will be piping approximately 6000' of lateral canal to eliminate up to 0.5cfs of seepage losses. The result of this project is to produce up to 0.5cfs of conserved water, 100% of this placed in stream in Whychus Creek for fish, wildlife, and recreation benefit. The conserved water will be transferred instream through the use of the Oregon Conserved Water Statute (see ORS 537.455 to 537.500).

Furthermore, TSID assures all conserved water will be permanently protected instream at the TSID diversion around RM 23.5 to the mouth of Whychus Creek from April to November and retain an 1895 priority date. The instream water is for restoration purposes only. Project expectations include improved water quality and quantity for the benefit of aquatic species including, but not limited to, reintroduced steelhead, spring Chinook, and resident trout.

Oregon Parks and Recreation Department generally supports projects aimed at permanently protecting water instream, and is in full support of the Hurtley Canal Piping Project.

Greg Ciannella
Program Coordinator



Oregon

John Kitzhaber, Governor

Department of Fish and Wildlife

High Desert Region

61374 Parrell Road

Bend, OR 97702

(541) 388-6363

FAX (541) 388-6281

February 16, 2011

Aaron Maxwell
Deschutes River Conservancy
700 NW Hill Street
Bend, Oregon 97701

Re: Three Sisters Irrigation District Conserved Water Application

Dear Aaron;

The Oregon Department of Fish and Wildlife (ODFW) is writing in support of the conserved water application for the Three Sisters Irrigation District (TSID) Hurlley Piping Project.

It is ODFW's understanding that the piping project will result in piping of 6000' of TSID lateral canals and eliminate 0.50 cfs of seepage losses. The applicant and agent propose to transfer and permanently protect 0.5 cfs (100%) of the conserved water instream from the point of diversion (RM 23.5) downstream to the mouth of Whychus Creek for the benefit of fish, wildlife, and other aquatic resources. Flows would be protected from April 1 through November 1 during the normal irrigation season and retain the 1895 priority date. ODFW further understands that adequate monitoring will be in place to ensure the conserved 0.5 cfs remains instream. This instream transfer will result in improved habitat and productivity for redband trout, bull trout, summer steelhead and spring Chinook in Whychus Creek and the Deschutes River.

Thank you for the opportunity to provide comments.

Sincerely,

A handwritten signature in cursive script, appearing to read "Brett Hodgson".

Deschutes District Fish Biologist
541-388-6009
brett.l.hodgson@state.or.us