



Water Solutions, Inc.

August 1, 2011

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

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AUG 03 2011
WATER RESOURCES DEPT
SALEM, OREGON

Subject: Instream Transfer Application T-11090 Addendum

Dear Laura,

Enclosed are replacement pages for instream transfer application T-11090, and associated documentation. The original transfer application was submitted, on behalf of the City of Bend (City), in June 2010. This addendum increases the acres being transferred instream by 25 acres, for a total of 59.69 acres, from water right certificate 83571.

The following replacement pages for transfer application T-11090 are enclosed:

- Part 1 of 5 - Minimum Requirements Checklist
- New Signature Page
- Table 2 (for Certificates 83571 and 76714)
- Part 5 of 5 - Proposed Instream Use Info & COID Calculator for Certificate 83571
- Beneficial Use Affidavit and Documentation (IL-1138)
- Map Waiver and Maps
- Email Consent from COID Manager
- Quitclaim Deeds

Per our discussion, there is no additional fee to be paid for the added acreage as the rate only increases by a portion of a cubic foot per second (cfs) but is within the total cfs paid in 2010.

Please call me (541. 678.5117) with any questions that may arise.

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Sincerely,

A handwritten signature in cursive script that reads "Danielle MacBain".

Danielle MacBain
GSI Water Solutions, Inc.

MP 139

Enclosures
Cc: Patrick Griffiths, City of Bend

Application for Water Right Instream Transfer



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

FOR ALL INSTREAM TRANSFER APPLICATIONS

Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Map Checklist.
- Part 3 – Completed Instream Transfer Application – Applicant Information and Signature.
- Part 4 – Completed Instream Transfer Application – Water Right Information. Please include a separate Part 4 for each water right. List all water right certificates to be transferred here: **83571 and 76714**.
- Part 5 – Completed Instream Transfer Application - Proposed Instream Use Information.

Attachments:

- Completed Instream Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Fees – Amount enclosed: **\$1050 (\$2100 – 50% = \$1050)**.
See the Department’s Fee Schedule at www.wrd.state.or.us or call (503) 986-0883.
Note: Instream transfers are considered both a change in place of use and character of use. In addition, an automatic 50% fee waiver applies to all instream transfers.
- N/A Affidavit(s) of Consent.
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- Land Use Notice - Notice of the intent to file an instream transfer application must be provided to each affected local government along the proposed reach. Copies of the notices must be enclosed with the instream transfer application.

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(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

___ Application fee not enclosed/insufficient	___ Map not included or incomplete
___ Land Use Form not enclosed or incomplete	___ Land use notice not included or incomplete
___ Additional signature(s) required	___ Part ___ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____ Date: ___/___/___

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Part 3 of 5 – Applicant Information and Signature

Type of Instream Transfer		
<input checked="" type="checkbox"/> Permanent Instream Transfer	or	<input type="checkbox"/> Time-Limited Instream Transfer

Applicant Information

APPLICANT/BUSINESS NAME City of Bend Attn: Patrick Griffiths, Water Resources Coordinator		PHONE NO. 541-317-3008	ADDITIONAL CONTACT NO.
ADDRESS 62975 Boyd Acres Road			FAX NO. 541-317-3076
CITY Bend	STATE OR	ZIP 97701	E-MAIL pgriffiths@ci.bend.or.us

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

APPLICANT/BUSINESS NAME GSI Water Solutions, Inc. Attn: Adam Sussman		PHONE NO. 541-753-0745	ADDITIONAL CONTACT NO.
ADDRESS 1600 Western Blvd., Suite 240			FAX NO. 541-754-4211
CITY Corvallis	STATE OR	ZIP 97333	E-MAIL asussman@gsiws.com

If an agent is listed above, please check **one** of the following:

- Please send all correspondence to Agent. Send copies of correspondence to Applicant; **OR**
- Please send all correspondence to Applicant. Send copies of correspondence to Agent.

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No

If NO, include signatures of all landowners (and mailing address if different than the applicant's) or attach affidavits of consent (and mailing addresses) from all landowners or individuals/entities to which the water right(s) has been conveyed.

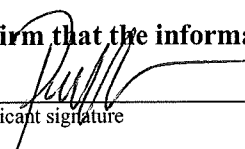
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Check one box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); **OR**
- I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I affirm that the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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


Applicant signature

Patrick Griffiths
Name (and title if applicable) (print)

7/27/11
Date

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Applicant signature

Name (and title if applicable) (print)

Date

Table 2. Description of Change to Water Right Certificate # 83571

List only the part of the right that will be changed. For the acreage in each quarter-quarter, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD, specify the acreage associated with each POD.

Twp	Rng	Sec	¼ ¼		Tax Lot	Gov't Lot or DLC	Acres if Applicable	Type of USE listed on Certificate	Priority Date (if not the same for all acres or type of use)	POD(s) (name or number from Table 1)		
2	S	9	E	14	NE	NW	100		15.0	Irrigation	4/1/1900	POD #1 POD #2
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"
15	S	13	E	19	NW	NE	100		9.65	IR		#11
15	S	13	E	04	NW	SE	100		2.80	IR		#11
15	S	13	E	30	NE	SW	1411		10.60	IR		#11
14	S	13	E	16	NE	SE	103		0.04	IR		#11
14	S	13	E	16	NW	SE	103		1.90	IR		#11
15	S	13	E	10	SE	SW	500		0.10	IR		#11
15	S	13	E	10	SE	SW	800		0.25	IR		#11
15	S	13	E	05	NE	SW	902		9.35	IR		#11
15	S	13	E	19	NE	NE	703		11.31	IR		#11
15	S	13	E	17	SW	SE	3001		5.2	IR		#11
13	S	13	E	33	NE	SW	500		5.0	IR		#11
13	S	13	E	33	NW	SW	500		3.2	IR		#11
13	S	13	E	33	SW	SW	500		0.45	IR		#11
TOTAL ACRES							59.69	MP 139				

Additional remarks: Water is being transferred instream and will be used to generate mitigation credits.

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Table 2. Description of Change to Water Right Certificate # 76714

List only the part of the right that will be changed. For the acreage in each quarter-quarter, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD, specify the acreage associated with each POD.

Twp	Rng	Sec	¼ ¼		Tax Lot	Gov't Lot or DLC	Acres if Applicable	Type of USE listed on Certificate	Priority Date (if not the same for all acres or type of use)	POD(s) (name or number from Table 1)		
2	S	9	E	14	NE	NW	100		15.0	Irrigation	4/1/1900	POD #1 POD #2
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"
15	S	13	E	19	NW	NE	100		9.65	IR		#11
15	S	13	E	04	NW	SE	100		2.80	IR		#11
15	S	13	E	30	NE	SW	1411		10.60	IR		#11
14	S	13	E	16	NE	SE	103		0.04	IR		#11
14	S	13	E	16	NW	SE	103		1.90	IR		#11
15	S	13	E	10	SE	SW	500		0.10	IR		#11
15	S	13	E	10	SE	SW	800		0.25	IR		#11
15	S	13	E	05	NE	SW	902		9.35	IR		#11
15	S	13	E	19	NE	NE	703		11.31	IR		#11
15	S	13	E	17	SW	SE	3001		5.2	IR	T 11090	#11
13	S	13	E	33	NE	SW	500		5.0	IR	MP 139	#11
13	S	13	E	33	NW	SW	500		3.2	IR	RECEIVED	#11
13	S	13	E	33	SW	SW	500		0.45	IR	AUG 03 2011	#11
TOTAL ACRES							59.69					

Additional remarks: Modification of this supplemental water right reduces the number of acres to which stored water may be applied for supplemental irrigation by 59.69 acres under the water right evidenced by Certificate 76714; however the maximum quantity of stored water that can be diverted for use under the right remains unchanged.

Part 5 of 5 – Proposed Instream Use Information

Identify the Public Use for which the instream right is requested (check at least one box):

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.
- Recreation
- Navigation
- Pollution Abatement

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Instream use proposed to be created by the instream transfer:

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Originating Water Right Number (as identified in Part 4)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
83571	10/31/1900	Deschutes River	4/1-4/30 & 10/1-10/26	0.410	
83571	10/31/1900	Deschutes River	5/1-5/14 & 9/16-9/30	0.547	
83571	10/31/1900	Deschutes River	5/15-9/15	1.013	
TOTAL VOLUME					325.34

***Tip:** To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

****Tip:** To calculate volume, multiply the rate by the number of days in the instream period and then multiply by 1.983471.

Note: The instream rate may not exceed the max rate allowed by the existing right(s) and the total volume may not exceed to max volume or duty allowed by the existing right(s).

Additional Information: The instream period has been modified to prevent enlargement and injury.

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Identify the location of the proposed instream water right.

- Water is requested to be protected at a point.
Location (i.e. the point of diversion (POD) – use the POD Name or Number from Table 1): _____
- Water is requested to be protected within a reach:
Location of proposed reach (If an instream water right reach is requested, identify the upstream and downstream extent of the reach): **From authorized POD (#11) to Lake Billy Chinook (~ RM 120).**

Recommendations for conditions on the instream use to avoid taking away or impairing existing water rights.

- None
- Other (such conditions may include, but are not limited to, reductions in the instream flow levels in cfs per month or total ac-ft, the effective reach(es) or lake levels of the instream flow, measuring locations and the strategy for monitoring the instream flow or lake levels): _____



Water Resources Department

**Central Oregon Irrigation District
Calculator for Certificate 83571**

Revised: 6/3/2010

This calculator is primarily designed to facilitate the calculation of how much water may be protected instream through instream leases and transfers. However, the calculator can also be used to determine the rate and duty associated with other transfers and cancellations. For questions regarding its use, please contact Laura Wilke at 503-986-0884.

Enter Total Number of Acres Involved from POD #1 (CO Canal)

Enter Total Number of Acres Involved from POD #11 (North Canal, also known as PB Canal)

Rate and duty for the acres by which the water right will be reduced by at the Point of Diversion (POD).

POD #1	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.000		
Season 2 Rate (CFS)	0.000		
Season 3 Rate (CFS)	0.000	0.000	0.000
Duty (AF)			0.00

POD #11	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.744		
Season 2 Rate (CFS)	0.992		
Season 3 Rate (CFS)	1.312	0.526	1.838
Duty (AF)			590.03

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The transmission loss associated with this right is not transferable or protectable instream. The following tables show the amount of water that is protectable for Instream Leases and Instream Transfers, under the October 31, 1900 priority date. (Please contact the Department if you prefer to protect water instream under the combined October 31, 1900 and December 2, 1907 priority dates.) To prevent enlargement and injury, the instream use has been modified from the authorized season of April 1 through October 31, to April 1 through October 26.

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From POD #11 to Lake Billy Chinook	
Season 1 Rate (CFS)	0.410
Season 2 Rate (CFS)	0.547
Season 3 Rate (CFS)	1.013
Maximum Volume (AF)	325.34

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CITY OF BEND - WATER BANK ALLOCATION 001-2010

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TRS QO TL	ACRES	QUITCLAIM	POD#	CERTIFICATE PAGE #	DE
15-13-19 NE NE 703**	11.31	2009-46615	11	26	HeadGate C-1-15 Wheel line_Hay
15-13-17 SW SE 3001* 9100	5.2	2010-03976	11	25	HeadGate C-14-1 pressurized Irrig
13-13-33 NE SW 500***	5	2010-001852	11	59	HeadGate H-12-#3 wheel lines_pai
13-13-33 NW SW 500	3.2	2010-001852	11	59	HeadGate H-12-#3 wheel lines_pai
13-13-33 SW SW 500	0.45	2010-001852	11	59	HeadGate H-12-16-1wheel lines_p
25.16					

*Property Line Adjustment LLA 09-10, LLA 09-11 filed in Deschutes County 11-12-09

**Transfer History: T-111110 removes 3.36 acres (not ordered); T-10826 removes 0.60 acres (not ordered); T-111158 r

***Transfer History: T-11248 removes 5.0 acres (not ordered)

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Application for Water Right Transfer

Evidence of Use Affidavit



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

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

State of Oregon)
) ss
 County of DESCHUTES)

I, CARY D. PENHOLLOW, in my capacity as DISTRICT WATERMASTER,
 mailing address 1055 S.W. LAKE COURT, REDMOND, OR 97756
 telephone number (541-)548-6047, 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	Gov't Lot or DLC	Acres (if applicable)
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- OR**
- Confirming Certificate # ____ has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: IL-1138 (VOL. 84 PAGE 488) (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- 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.
- 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)

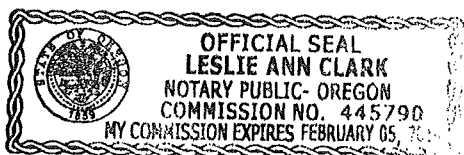
(continues on reverse side)

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

Cary D. Lumbellow
Signature of Affiant

6/17/11
Date

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



Leslie Ann Clark
Notary Public for Oregon

My Commission Expires: Feb 05, 2014

Supporting Documents	Examples
<input type="checkbox"/> 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
<input type="checkbox"/> 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
<input type="checkbox"/> 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 T 11090 ● CREP Report
<input type="checkbox"/> 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>
<input checked="" type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number <u>IL-1138</u>

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SALEM, OREGON

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Instream Lease Application) DETERMINATION and
IL-1138 and Preliminary and Final Award) FINAL ORDER ON PROPOSED
of Mitigation Credits, Certificate 83571,) INSTREAM LEASE and MITIGATION
Crook County) CREDIT PROJECT

Authority

ORS 537.348 establishes the process in which a water right holder may submit a request to lease an existing water right for instream purposes. OAR Chapter 690, Division 077 implements the statutes and provides the Department's procedures and criteria for evaluating instream lease applications.

OAR 690-521-0100 to 690-521-0600 establishes the process in which anyone may submit a ground water mitigation project to the Department for the purpose of establishing mitigation credits in the Deschutes Ground Water Study Area.

Lessor #1

Pooled Instream Lease for several water right holders (described in Findings of Fact #3)

Lessor #2

Central Oregon Irrigation District (COID)
1055 SW Lake Court.
Redmond, OR 97756
laura@coid.org

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Lessee

Deschutes River Conservancy (DRC) Mitigation Bank
P.O. Box 1560
Bend, Oregon 97709
gen@deschutesriver.org

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Findings of Fact

1. On March 31, 2011, the DRC, COID, Robert DuPont, and Timothy Puckett filed an application to lease a portion of Certificate 83571 for instream use. The Department assigned the application number IL-1139.
2. Interest in a portion of the water right to be leased instream has been quit claimed from the original land owners. The lease application identifies COID as the interest holder for a portion of the water right to be leased. Individual conveyance agreements, along with supporting documentation, identify that interest in a portion of the right to be leased is held by COID. An additional portion of the right to be leased is on roadways owned and maintained by the City of Redmond. The City of Redmond has provided consent to the lease of the water right by COID. The Department has determined that COID is an interest holder in the right and is authorized to lease the pertinent portion of the water right instream.

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

5. Certificate 83571 is a deficient water right. If water were diverted simultaneously to all authorized lands and uses described in the right at the maximum rates and duty allowed (described in Finding of Fact #3), the total rate and duty for the water right would be exceeded. In the event water were diverted simultaneously to all authorized lands and uses described in the right at the maximum rates and duty allowed at the POD (described in Finding of Fact #3), the portion of the right involved in this instream lease would be limited as described in the table below. These rates and duty are also the quantities by which the diversion at POD #11 under Certificate 83571 shall be reduced, if this instream lease is approved.

Priority Date	Season 1	Season 2	Season 3	Duty
October 31, 1900	0.658 CFS	0.877 CFS	1.159 CFS	521.53 AF
December 2, 1907			0.465 CFS	

6. The lease application includes the information required under OAR 690-077-0076(3). The Department provided notice of the lease application pursuant to OAR 690-077-0077(1). No comments were received.

7. The instream use is as follows:
Deschutes River, tributary to the Columbia River

Instream Reach #1: From North Canal Dam POD #11 (as described in Finding of Fact #3) to Lake Billy Chinook.

Certificate	Priority Date	Instream Rate (cfs)	Instream Volume (AF)	Period Protected Instream
83571	10/31/1900	Season 1: 0.363 Season 2: 0.484 Season 3: 0.896	287.57	April 1 – October 26

8. Other conditions to prevent injury and enlargement are:

The amount of water to be leased instream under Certificate 83571 does not include a 45% transmission loss associated with this right when used for its originally authorized purpose. The transmission loss may not be leased and protected instream.

9. There is a supplemental water right, Certificate 76714, appurtenant to all or a portion of the lands described in Finding of Fact #3. The Lessor and Lessee have requested that this water right not be included as part of this lease application. During the term of the lease, water use under this right will also be suspended.
10. If approved, this instream lease is not reasonably expected to significantly affect land use as prescribed by ORS 197.180, OAR Chapter 660, Divisions 30 and 31, and OAR Chapter 690, Division 5.
11. Based upon review of the application, comments received, information provided by the Department's Watermaster, and other available information, the Department finds that the lease will not result in injury or enlargement. This finding is made through an abbreviated review recognizing that the lease may be modified or revoked under OAR 690-077-0077 if the Department later finds that the lease is causing injury to any existing water right or enlargement of the original right.

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This mitigation project results in mitigation credits pursuant to ORS 537.746 and OAR 690-521-0300 and 690-521-0400.

ORDER

Therefore, it is ORDERED:

1. That the Lease as described herein is APPROVED.
2. The former place of use will no longer receive water as part of these rights, any supplemental rights, or any other layered water rights for irrigation use, including ground water registrations during the term of the lease.
3. The lease will terminate on October 31, 2011.
4. **Final Award of Deschutes Basin Mitigation Credits:** Issuance of this Final Order results in completion of the project and verification by the Department that the project is complete. The Department concludes that the mitigation credit project is awarded mitigation credits, as described above, pursuant to OAR 690-521-0400 and ORS 537.746. Mitigation Credits, in the amount of **95.0 credits**, as described herein, are awarded to this mitigation project and assigned to the DRC Mitigation Bank. Mitigation Credits may be used to satisfy a mitigation obligation of a ground water permit applicant and/or ground water permit/certificate holder in the **Middle Deschutes and General Zones of Impact**.
5. Mitigation credits are valid until used (or until they expire or are terminated) to satisfy a mitigation obligation of a ground water permit applicant and/or ground water permit/certificate holder within the Deschutes Ground Water Study Area pursuant to the Deschutes Ground Water Mitigation Rules. Mitigation credits are used when a person submits to the Department documentary evidence that valid credits have been obtained and assigned to satisfy a mitigation obligation.
6. The mitigation credits shall expire on December 31, 2011.
7. The use and maintenance of the mitigation credits shall be subject to the terms and conditions of the DRC Mitigation Bank Charter.

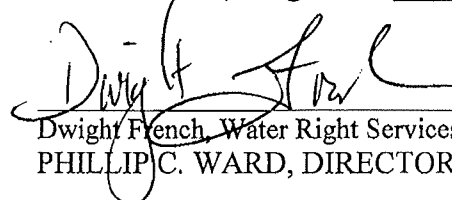
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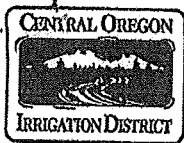
Dated at Salem, Oregon this 13 day of June, 2011.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

This document was prepared by Laura Wilke and if you have any questions, please call 503-986-0884.

Mailing date: JUN 13 2011

T 11090



DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2009-46615

\$53.00



00697899200900466150020028

11/03/2009 09:42:06 AM

D-D Cntml Strml BN

\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

After Recording return to:
Central Oregon Irrigation District
1055 S.W. Lake Court
Redmond, OR 97756

MAIL TAX STATEMENT
TO: NO CHANGE

**QUITCLAIM DEED
(WATER CONVEYANCE AGREEMENT)
FOR TRANSFER OF INTEREST IN A WATER RIGHT**

MP 139

Grantor, Whistler Dev LLC, the rightful owner of real property referenced herein, releases and quitclaims to Central Oregon Irrigation District (COID), Grantee, all rights, title and interest in water rights appurtenant the land described as: The North Half of the Northeast Quarter of the Northeast Quarter (N1/2 NE 1/4 NE1/4) of Section Nineteen (19), Township Fifteen (15) South, Range Thirteen (13), East of the Willamette Meridian, Deschutes County, Oregon.

EXCEPTING THEREFROM that portion deeded to the County for roadway and utility purposes, which deed was recorded in Volume 266 at Page 383 of Deschutes County Deed Records.

ALSO EXCEPTING THEREFROM that portion which is within the right of way of Obsidian Avenue.

ALSO EXCEPTING THEREFROM that portion deeded to City of Redmond by instrument recorded April 16, 2008, in Volume 2008, Page 16587, Deschutes County Records.

("Subject Land") commonly known as: 15-13-19 NE NE 00703. Grantor further releases claim and responsibility for all of the primary and supplemental irrigation water rights appurtenant to the Subject Land, being 15.67 acres, more or less, of water rights issued on Certificates in the name of Central Oregon Irrigation District and to any other water rights that are specifically appurtenant to the Subject Land.

By entry of this deed, Grantor hereby notifies any subsequent purchaser of the Subject Land that Grantor, as owner of the Subject Land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights referenced herein that are appurtenant to the Subject Land; that the interest in the water rights appurtenant to the Subject Land may not be conveyed in subsequent real estate transactions of the Subject Land; and that upon completion of a transfer, by election of COID, the Subject Land will no longer have an appurtenant water right.

Furthermore, upon signing of this agreement, Grantor shall no longer be liable for any district assessment or charges pertaining to the described 15.67 acres of water rights.

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

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

Consideration for this Quitclaim: \$14,103.00

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AUG 03 2011

(SIGNATURE PAGE ATTACHED) T 11090

WATER RESOURCES DEPT
SALEM, OREGON

DATED this 29th day of October, 2009.

Grantor:

[Signature]
Whistler Dev LLC

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on Oct. 29, 2009 by John Pewther as Manager for Whistler Dev LLC.



[Signature]
Notary Public for Oregon

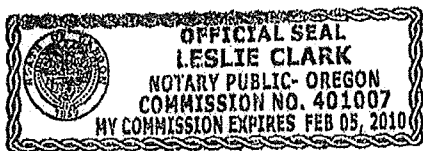
Grantee:

[Signature]
Steven C. Johnson, Secretary-Manager Central Oregon Irrigation District

Date Nov. 2009

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on November 2, 2009 by Steven C. Johnson as Secretary-Manager for Central Oregon Irrigation District.



[Signature]
Notary Public for Oregon

MP 139

T 11090

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AUG 08 2011

WATER RESOURCES DEPT
SALEM, OREGON



WATER TRANSFER REPORT

Central Oregon Irrigation District
1055 SW Lake Court
Redmond, Oregon 97756

October 23, 2009

Title Officer :
Fee : \$100.00

Attn: Leslie Clark

We have searched our Tract Indices as to the following described property:

The North Half of the Northeast Quarter of the Northeast Quarter (N1/2 NE 1/4 NE1/4) of Section Nineteen (19), Township Fifteen (15) South, Range Thirteen (13), East of the Willamette Meridian, Deschutes County, Oregon.

EXCEPTING THEREFROM that portion deeded to the County for roadway and utility purposes, which deed was recorded in Volume 266 at Page 383 of Deschutes County Deed Records.

ALSO EXCEPTING THEREFROM that portion which is within the right of way of Obsidian Avenue.

ALSO EXCEPTING THEREFROM that portion deeded to City of Redmond by instrument recorded April 16, 2008, in Volume 2008, Page 16587, Deschutes County Records.

and dated as of October 19, 2009 at 7:30 A.M.

We find that the last deed of record runs to:

WHISTLER DEV LLC


Taxes assessed under Code No. 2-001 Map and Tax Lot Number 15 13 19 00 00703
Account No. 130022

- 1. The 2008-2009 Taxes: \$4,081.90, plus interest, UNPAID.
- 2. The 2008-2009 Taxes: \$5,588.84, plus interest, UNPAID.

NOTE: This Water Transfer Report is being made with the understanding that it does not represent any form of title insurance and is not a commitment for a policy of insurance. The information provided herein is not a full examination of the subject property. Further, if any person, corporation or entity of any kind should use this report as a basis to produce a title insurance product, it should be understood that it is clearly outside of Oregon law. Any liability hereunder is limited to the amount paid for said report.

AmeriTitle

MP 139

By: 
Chuck Nichols, Title Officer
CN:kg

T 11090

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AUG 23 2011
WATER RESOURCES DEPT
SALEM, OREGON

"Superior Service with Commitment and Respect for Customers and Employees"

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, That Floyd O. Holt, husband, and Mary Katharina Holt his wife hereinafter called grantor, for the consideration hereinafter stated, does hereby remise, release and quitclaim unto Deschutes County Oregon hereinafter called grantee, and unto grantee's heirs, successors and assigns all of the grantor's right, title and interest in that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in any-wise appertaining, situated in the County of Deschutes State of Oregon, described as follows, to-wit:

The East 30.00 feet of the NE 1/4 of section 19, T15S., R13EWM., To be dedicated to the public forever and to be used for roadway and utility purposes only.

T 11090 MP 139

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0

However, the actual consideration consists of or includes other property or value given or promised which is the whole part of the consideration (indicate which). (The sentence between the symbols (H), if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 12 day of Jan., 1978; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

Floyd O Holt
Mary Katherine Holt

(If executed by a corporation, this space must be filled)

STATE OF OREGON, County of Deschutes ss. 12 Jan. 1978 Personally appeared the above named Mary Katherine and Floyd O. Holt

STATE OF OREGON, County of Deschutes ss. Personally appeared and who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Notary Public for Oregon My commission expires:

RECEIVED

(SEAL)

AUG 03 2011



and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: Ronald O Boyerth Notary Public for Oregon My commission expires: 7/7/79

STATE OF OREGON DEPT SALEM, OREGON County of Deschutes ss.

19563

I certify that the within instrument was received for record on the 23 day of Jan., 1978, at 3:26 o'clock P.M., and recorded in book 266 on page 383 or as file/roll number Record of Deeds of said county. Witness my hand and seal of County affixed.

Rosemary Patterson Recording Officer By Deputy

Form with fields for Grantor's Name and Address (Floyd O. Holt Husband, Mary Katherine Holt, Wife, 3670 SW Obsidian Ave., Redmond, Oregon) and Grantee's Name and Address (Floyd O. Holt, 3670 SW Obsidian Ave., Redmond, Oregon).



00509137200800165870040045

04/16/2008 09:57:42 AM

D-DD Cnt=1 Str=1 BN
\$20.00 \$11.00 \$10.00 \$5.00

After recording return to:
City of Redmond
716 SW Evergreen Ave.
Redmond, Oregon 97756

DEED OF DEDICATION

Toscana Hills, LLC

_____, Grantor, does hereby dedicate to the **CITY OF REDMOND**, a Municipal Corporation of the State of Oregon, Grantee, real property situated in the City of Redmond, County of Deschutes, State of Oregon, as public right-of-way for roadway and utility purposes as described in **EXHIBIT "A" and "B"**, attached hereto and by this reference incorporated herein.

TRUE AND ACTUAL CONSIDERATION: Valuable consideration, but no dollars. This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person or entity acquiring fee title to the property should check with the appropriate City or County planning departments to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

Dated this 31 day of March, 2008.

GRANTOR:

By: *[Signature]*

T 11090

ATTEST:

State of Oregon)
) SS
County of Deschutes)

MP 139

Before me, a Notary Public, personally appeared the above named John H. Pewther, _____, who, being duly sworn, stated and acknowledged that the foregoing instrument was executed on behalf of Toscana Hills, LLC for the purpose stated therein; that the instrument was signed with proper authority and as a voluntary act of Toscana Hills, LLC.

Dated this 31 day of March, 2008.



By: *Tara Gardner*
NOTARY PUBLIC FOR OREGON

WATER RESOURCES DEPT
SALEM, OREGON

My Commission Expires: June 21, 2011

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AUG 9 2011

DEED OF DEDICATION ACCEPTANCE

CITY OF REDMOND, a Municipal Corporation of the State of Oregon, acting by and through its City Council, does hereby accept the foregoing dedication as public right-of-way for roadway and utility purposes pursuant to ORS 92.014.

Dated this 4th day of April, 2008.

GRANTEE: CITY OF REDMOND

ATTEST:

By: [Signature]
MICHAEL PATTERSON, City Manager

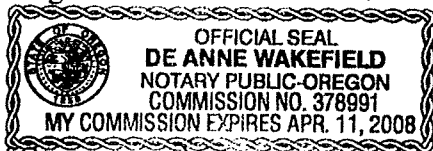
By: [Signature]
~~PATRICIA FREAUFF~~, City Recorder
Kelly Morse

State of Oregon)
County of Deschutes) SS

On APRIL 4, 2008, MICHAEL PATTERSON, City of Redmond City Manager, personally appeared before me,

who is personally known to me
 whose identity I proved on the basis of _____ I 11090
 whose identity I proved on the oath/affirmation of _____,
a credible witness

to be the signer of the above document, and he acknowledged that he signed it.



By: [Signature]
NOTARY PUBLIC FOR OREGON

State of Oregon)
County of Deschutes) SS

MP 139

On APRIL 7, 2008, ~~PATRICIA FREAUFF~~, City of Redmond City Recorder personally appeared before me, Kelly Morse

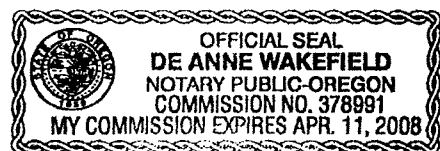
who is personally known to me
 whose identity I proved on the basis of _____
 whose identity I proved on the oath/affirmation of _____,
a credible witness

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AUG 9 2011

to be the signer of the above document, and she acknowledged that she signed it.

WATER RESOURCES DEPT
SALEM, OREGON



By: [Signature]
NOTARY PUBLIC FOR OREGON

Exhibit "A"

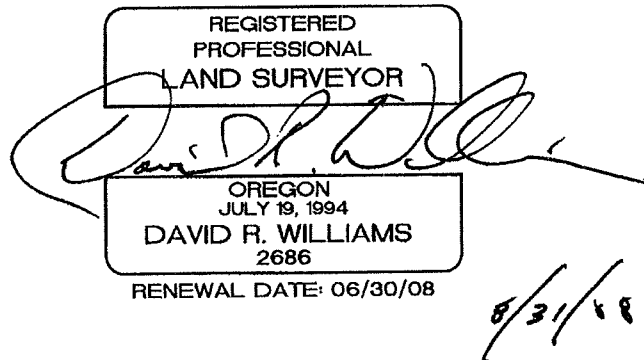
Three (3) strips of land, being portions of the North One-Half of the Northeast One-Quarter (N1/2 NE1/4) of Section 19, Township 15 South, Range 13 East, Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows:

S.W. Obsidian Avenue: The south 20.00 feet of the north 40.00 feet of said N1/2 NE1/4, except the easterly 30.00 feet thereof.

S.W. Quartz Avenue: The south 40.00 feet of said N1/2 NE1/4, except the easterly 30.00 feet thereof.

S.W. 35th Street: The west 10.00 feet of the east 40.00 feet of said N1/2 NE1/4, except the northerly 40.00 feet and the southerly 40.00 feet thereof.

See attached map titled "EXHIBIT B", hereby incorporated by reference.



MP 139

RECEIVED

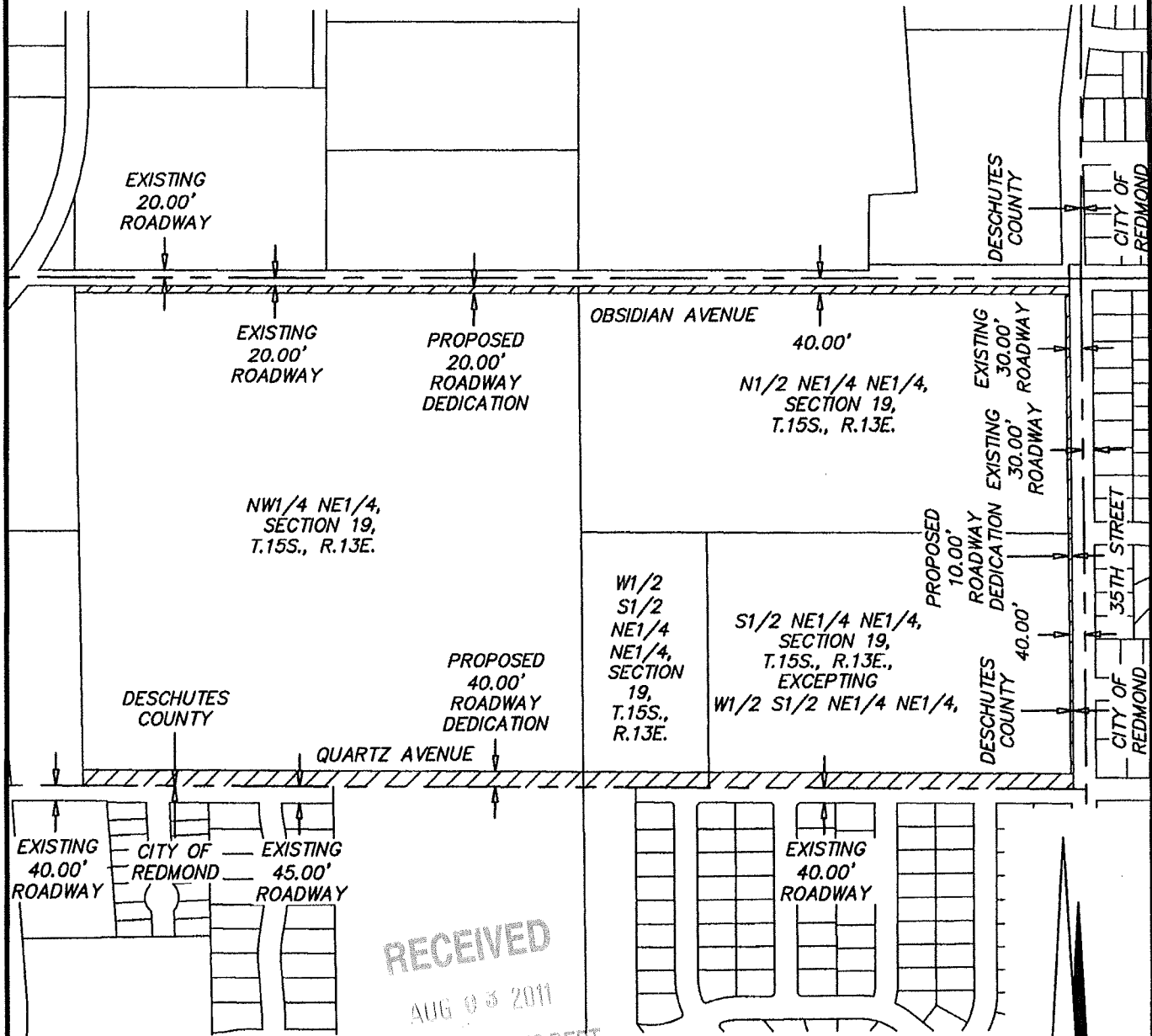
AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

T 11090

EXHIBIT "B"

LOCATED IN THE NE 1/4 OF SECTION 19, TOWNSHIP 15 SOUTH, RANGE 13 EAST,
W.M., DESCHUTES COUNTY, OREGON



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AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

MP 139

T 11090

REGISTERED
PROFESSIONAL
LAND SURVEYOR
David R. Williams
OREGON
JULY 19, 1994
DAVID R. WILLIAMS
2686
RENEWAL DATE: 06/30/08
3/31/08
SCALE:
1"=400'

BW
BUSSARD WILLIAMS
DEVELOPMENT CONSULTANTS
638 NW YORK DRIVE
BEND, OREGON 97701
PHONE: (541) 389-2351

TOSCANA HILLS
ANNEXATION
SCALE: 1" = 400' DRAWN BY: JAM DATE: 3/31/08

SHEET
1/1

CONSENT FOR TRANSFER

TO: CENTRAL OREGON IRRIGATION DISTRICT

We, City of Redmond, consent to the removal and transfer of water right appurtenant to dedicated roadway, recorded April 16, 2008 in the Deschutes County Clerk Record, #2008-16587, attached and incorporated herein.



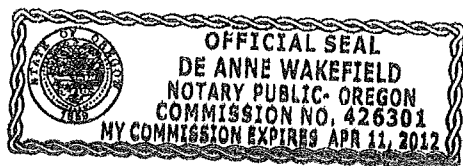
City of Redmond


5/4/11

Dated

STATE OF OREGON,)
) ss.
County of Deschutes)

Personally appeared this 4th day of May, ²⁰¹¹~~2010~~, DAVID BRANDT
as CITY MANAGER for City of Redmond, and acknowledges the foregoing to be his/her
voluntary act and deed.





Notary Public

MP 139

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AUG 05 2011
WATER RESOURCES DEPT
SALEM, OREGON

T 11090



DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2010-03976



\$58.00

00710993201000039760030033

01/26/2010 10:33:43 AM

D-D Cnt=1 Stn=1 BN

\$15.00 \$11.00 \$16.00 \$10.00 \$6.00

After Recording return to:
Central Oregon Irrigation District
1055 S.W. Lake Court
Redmond, OR 97756

MAIL TAX STATEMENT
TO: NO CHANGE

**QUITCLAIM DEED
(WATER CONVEYANCE AGREEMENT)
FOR TRANSFER OF INTEREST IN A WATER RIGHT**

3

Grantor, Green Pastures Senior Cooperative, an Oregon nonprofit cooperative, the rightful owner of real property referenced herein, releases and quitclaims to Central Oregon Irrigation District (COID), Grantee, all rights, title and interest in water rights appurtenant the land described in Exhibit "A" ("Subject Land") attached and incorporated by this reference and commonly known as: 15-13-17 SW SE 03001. Grantor further releases claim and responsibility for all of the primary and supplemental irrigation water rights appurtenant to the Subject Land, being 5.20 acres, more or less, of water rights issued on Certificates in the name of Central Oregon Irrigation District and to any other water rights that are specifically appurtenant to the Subject Land.

By entry of this deed, Grantor hereby notifies any subsequent purchaser of the Subject Land that Grantor, as owner of the Subject Land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights referenced herein that are appurtenant to the Subject Land; that the interest in the water rights appurtenant to the Subject Land may not be conveyed in subsequent real estate transactions of the Subject Land; and that upon completion of a transfer, by election of COID, the Subject Land will no longer have an appurtenant water right.

Furthermore, upon signing of this agreement, Grantor shall no longer be liable for any district assessment or charges pertaining to the described 5.20 acres of water rights.

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

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

Consideration for this Quitclaim: \$4,680.00

DATED this 20th day of January, 2010.

Grantor:

[Signature]
Al Eckerman, President, Green Pastures Senior Cooperative

[Signature]
Richard Martin, Secretary, Green Pastures Senior Cooperative

RECEIVED

AUG 08 2011

WATER RESOURCES DEPT
SALEM, OREGON

MP 139

(NOTARY PAGE ATTACHED)

T 11090

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on January 20, 2010 by Al Eckerman, President,
Green Pastures Senior Cooperative.



Leslie Clark
Notary Public for Oregon

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on January 20, 2010 by Richard Martin, Secretary,
Green Pastures Senior Cooperative.



Leslie Clark
Notary Public for Oregon

Grantee:

[Signature]

Date 22 Jan, 2010

Steven C. Johnson, Secretary-Manager Central Oregon Irrigation District

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on January 22, 2010 by Steven C. Johnson as
Secretary-Manager for Central Oregon Irrigation District.



Leslie Clark
Notary Public for Oregon
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AUG 03 2011
WATER RESOURCES DEPT
SALEM, OREGON

MP 139

EXHIBIT "A"

A parcel of land situate in a portion of the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Seventeen (17), Township Fifteen (15) South, Range Thirteen (13), East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at the South Quarter corner of Section 17, Township 15 South, Range 13, East of the Willamette Meridian, Deschutes County, Oregon; thence North 88°54'00" East along the South line of Section 17, 57.00 feet to the centerline of the Central Oregon Irrigation District's (C.O.I.D.) Lateral "C"; thence North 08°26'21" East for 25.35 feet to the True Point of Beginning; thence North 08°26'21" East for 584.62 feet; thence South 86°44'00" East for 339.44 feet; thence South 04°11'54" West for 125.97 feet; thence South 67°10'39" East for 104.65 feet; thence South 67°32'05" East for 232.32 feet; thence South 83°04'13" East for 317.06 feet; thence South 01°06'00" East for 240.65 feet; thence South 88°54'00" West for 6.00 feet; thence South 01°06'00" East for 5.00 feet; thence South 88°54'00" West for 1040.27 feet to the point of beginning.

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AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

MP 139

T 11090



WATER TRANSFER REPORT

Central Oregon Irrigation District
1055 SW Lake Court
Redmond, Oregon 97756

January 19, 2010
Title Officer : CHUCK NICHOLS
Fee : \$100.00

Attn: Leslie Clark

We have searched our Tract Indices as to the following described property:

A parcel of land situate in a portion of the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Seventeen (17), Township Fifteen (15) South, Range Thirteen (13), East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at the South Quarter corner of Section 17, Township 15 South, Range 13, East of the Willamette Meridian, Deschutes County, Oregon; thence North 88°54'00" East along the South line of Section 17, 57.00 feet to the centerline of the Central Oregon Irrigation District's (C.O.I.D.) Lateral "C"; thence North 08°26'21" East for 25.35 feet to the True Point of Beginning; thence North 08°26'21" East for 584.62 feet; thence South 86°44'00" East for 339.44 feet; thence South 04°11'54" West for 125.97 feet; thence South 67°10'39" East for 104.65 feet; thence South 67°32'05" East for 232.32 feet; thence South 83°04'13" East for 317.06 feet; thence South 01°06'00" East for 240.65 feet; thence South 88°54'00" West for 6.00 feet; thence South 01°06'00" East for 5.00 feet; thence South 88°54'00" West for 1040.27 feet to the point of beginning.

and dated as of January 12, 2010 at 7:30 A.M.

We find that the last deed of record runs to:

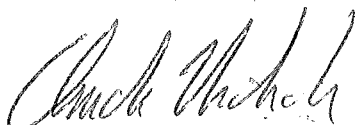
GREEN PASTURES SENIOR COOPERATIVE,
an Oregon nonprofit cooperative

Taxes assessed under Code No. 2-001 Map and Tax Lot Number 15 13 17 00 03001
Account No. 129844

NOTE: The 2009-2010 Taxes: \$6,409.36, PAID IN FULL.

NOTE: This Water Transfer Report is being made with the understanding that it does not represent any form of title insurance and is not a commitment for a policy of insurance. The information provided herein is not a full examination of the subject property. Further, if any person, corporation or entity of any kind should use this report as a basis to produce a title insurance product, it should be understood that it is clearly outside of Oregon law. Any liability hereunder is limited to the amount paid for said report.

AmeriTitle

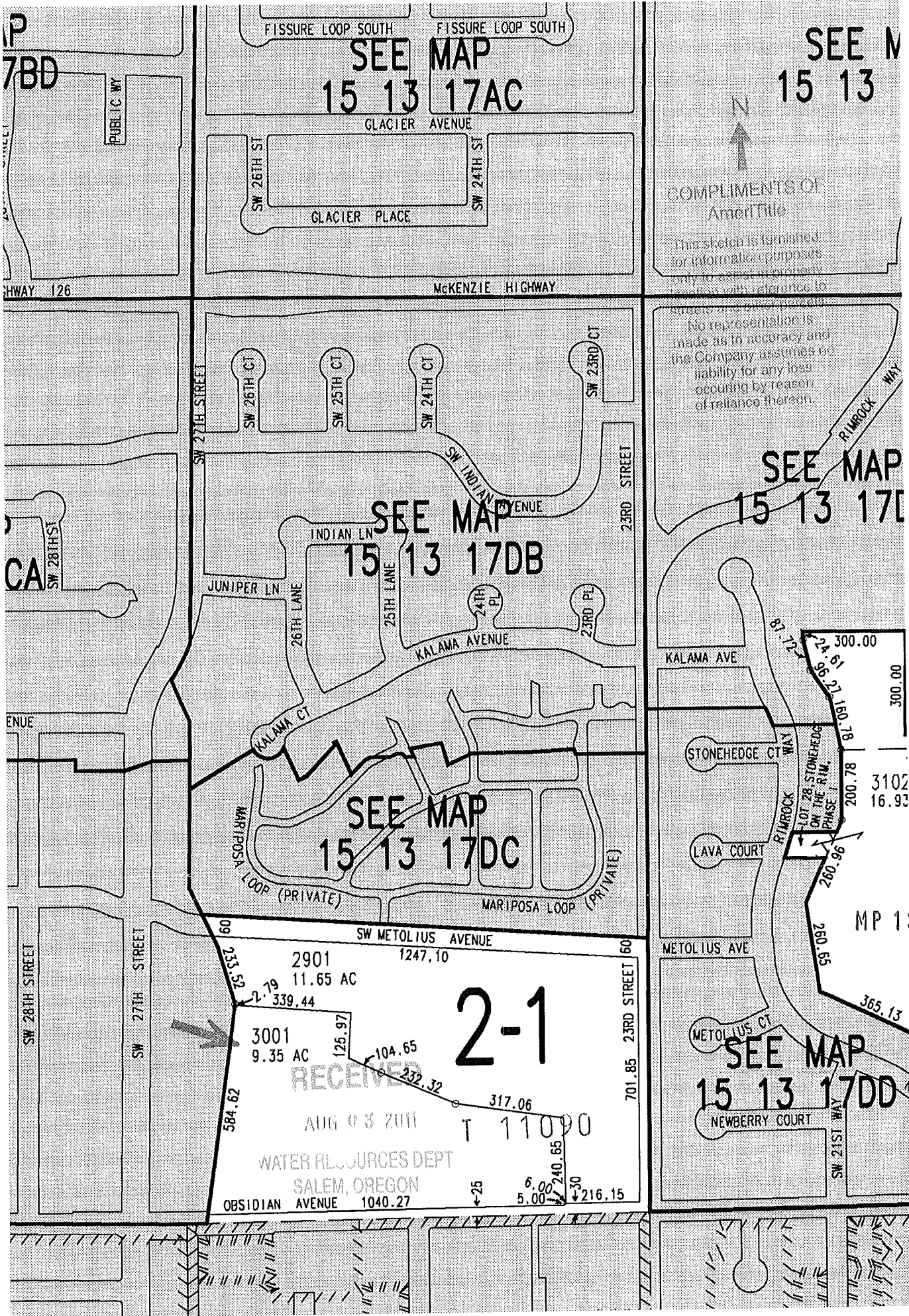
By: 
Chuck Nichols, Title Officer
CN:kg

MP 139

T 11090

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AUG 03 2011
WATER RESOURCES DEPT
SALEM, OREGON

"Superior Service with Commitment and Respect for Customers and Employees"





Do not remove this page from original document.

Deschutes County Clerk

Certificate Page



T 11090 MP 139

If this instrument is being re-recorded, please complete the following statement, in accordance with ORS 205.244:

RECEIVED

AUG 03 2011

Re-recorded to correct [give reason] _____
previously recorded in Book _____ and Page _____
or as Fee Number _____

WATER RESOURCES DEPT
SALEM, OREGON

53
13
18

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2009-44312



\$73.00

00885428200900443120020028

10/16/2009 01:53:16 PM

RECORDING REQUESTED BY:
Fidelity National Title Company of Oregon

D-D Cnt=1 Stn=1 BN

\$10.00 \$11.00 \$16.00 \$10.00 \$6.00 \$20.00

2
C

GRANTOR'S NAME:
Arlis Trust dated April 12, 1982

This document is being re-recorded to correct the legal description in that document recorded 10/16/09 as Document No, 2009-44312, Deschutes County Records.

GRANTEE'S NAME:
Green Pastures Senior Cooperative, an Oregon nonprofit cooperative

SEND TAX STATEMENTS TO:
Green Pastures Senior Cooperative, an Oregon nonprofit cooperative
PO Box 1915
Redmond, OR 97756

3
C

AFTER RECORDING RETURN TO:
Martha Taylor
C/O Community Development Law Center
921 SW Washington Suite 454
Portland, OR 97205-2822

Escrow No: 20080011693-FTPOR01

165761 & 180062

2633 SW Obsidian Avenue
Redmond, OR 97756

SPACE ABOVE THIS LINE FOR RECORDER'S USE

BARGAIN AND SALE DEED -- STATUTORY FORM
(INDIVIDUAL or CORPORATION)

T 11090

Dennis C. Karnopp, Successor Trustee of the Arlis Trust, pursuant to Trust Agreement dated April 12, 1982, Grantor, conveys to

Green Pastures Senior Cooperative, an Oregon nonprofit cooperative, Grantee, the following described real property, situated in the County of Deschutes, State of Oregon including any appurtenant water rights,

SEE ATTACHED EXHIBIT A

~~A parcel of land situate in a portion of the Southwest Quarter of the Southeast Quarter of Section 17, Township 15 South, Range 13 East of the Willamette Meridian, City of Redmond, Deschutes County, Oregon, more particularly described as follows:~~

~~Commencing at the South Quarter corner of Section 17, Township 15 South, Range 13 East of the Willamette Meridian; thence North 88°54'00" East along the South line of Section 17, 57.00 feet to the centerline of the Central Oregon Irrigation District's (C.O.I.D.) Lateral "C"; thence North 08°26'21" East for 25.35 feet to the True Point of Beginning.~~

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AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

MP 139

RECORDED BY
WESTERN TITLE & ESCROW CO.

13131

Thence North 08°26'21" East for 584.62 feet; thence South 86°44'00" East for 339.44 feet; ~~thence South 04°11'54" West for 125.97 feet; thence South 67°10'39" East for 104.65 feet; thence South 67°32'05" East for 232.32 feet; thence South 83°04'13" East for 317.06 feet; thence South 01°06'00" East for 245.65 feet; thence South 88°54'00" West for 1046.27 feet to the True Point of Beginning.~~

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

The true consideration for this conveyance is \$1,400,000.00. (See ORS 93.030).

Dated: Oct. 13, 2009

Arlis Trust dated April 12, 1982

BY: [Signature]
Dennis C. Karnopp, Successor Trustee

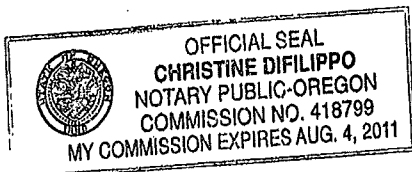
State of OREGON

County of Deschutes

This instrument was acknowledged before me on 10/13, 2009 by Dennis C. Karnopp as Successor Trustee of the Arlis Trust.

[Signature]
Notary Public - State of Oregon

My commission expires: 8/4/11



T 11090

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AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

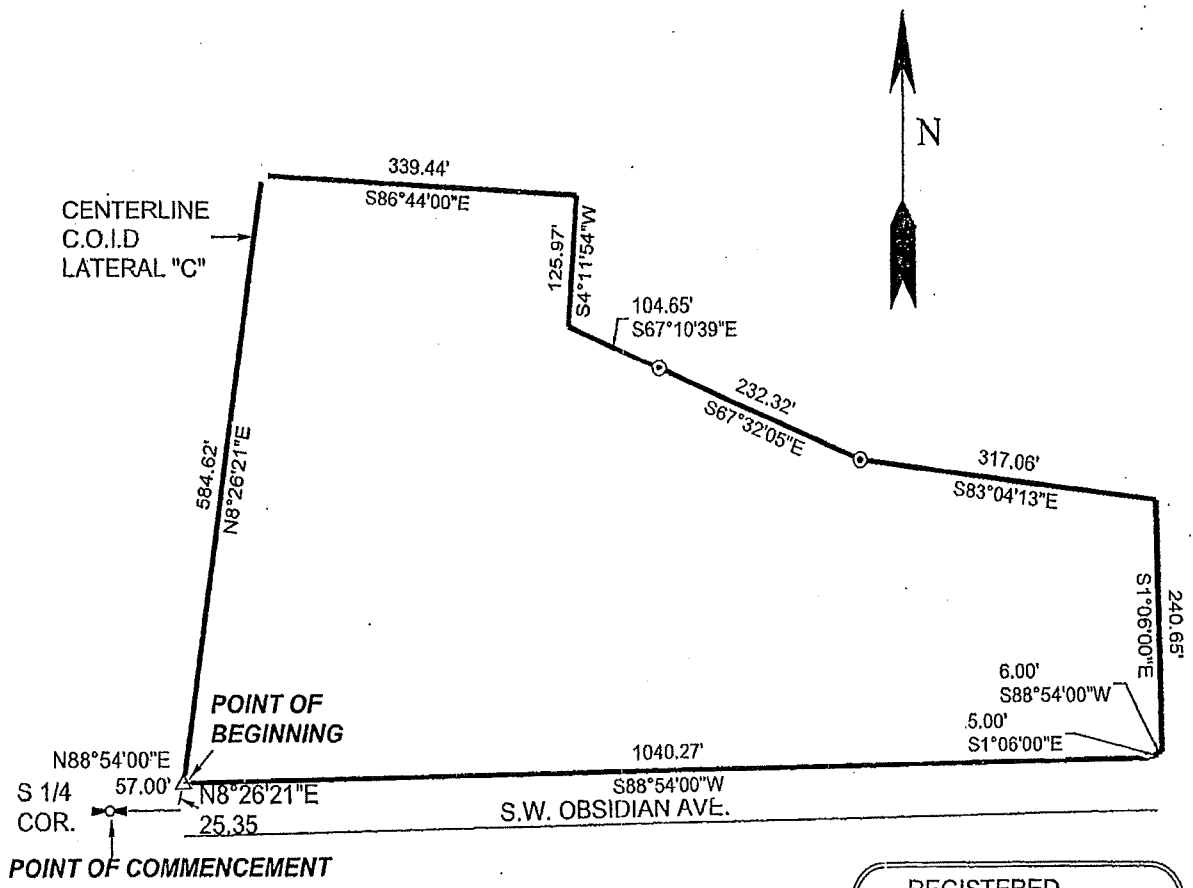
MP 139

EXHIBIT A

PROPERTY DESCRIPTION ADJUSTED TAX LOT 3000
MAP 15-13-17

A parcel of land situate in a portion of the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section 17, Township 15 South, Range 13 East of the Willamette Meridian, City of Redmond, Deschutes County, Oregon, more particularly described as follows:

Commencing at the South Quarter corner of Section 17, Township 15 South, Range 13 East of the Willamette Meridian,; thence North 88°54'00" East along the South line of Section 17 57.00 feet to the centerline of the Central Oregon Irrigation District's (C.O.I.D.) Lateral "C"; thence North 08° 26' 21" East for 25.35 FT., to the True Point of Beginning;
thence North 08° 26' 21" East for 584.62 FT.; thence South 86° 44' 00" East for 339.44 FT.; thence South 04° 11' 54" West for 125.97 FT.; thence South 67° 10' 39" East for 104.65 FT.; thence South 67° 32' 05" East for 232.32 FT.; thence South 83° 04' 13" East for 317.06 FT.; thence South 01° 06' 00" East for 240.65 FT.; thence South 88° 54' 00" West for 6.00 FT.; thence South 01° 06' 00" East for 5.00 FT.; thence South 88° 54' 00" West for 1040.27 FT., to the True Point of Beginning, the Area being 9.351 Acres



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WATER RESOURCES DEPT
SALEM, OREGON

T 11090

REGISTERED
PROFESSIONAL
LAND SURVEYOR.

Glenn Eastman
OREGON
JANUARY 19 1993
GLENN J EASTMAN
2575

RENEWAL DATE: 12/31/09



Secretary of State
Corporation Division
255 Capitol Street NE, Suite 151
Salem, OR 97310-1327

Phone:(503)986-2200
Fax:(503)378-4381
www.filinginoregon.com

Registry Number: 529143-98
Type: COOPERATIVE

Next Renewal Date: 07/10/2010

GREEN PASTURES SENIOR COOPERATIVE
PO BOX 1915
REDMOND OR 97756

Acknowledgment Letter

The document you submitted was recorded as shown below. Please review and verify the information listed for accuracy.

If you have any questions regarding this acknowledgement, contact the Secretary of State, Corporation Division at (503)986-2200. Please refer to the registration number listed above. A copy of the filed documentation may be ordered for a fee of \$5.00. Submit your request to the address listed above or call (503)986-2317 with your Visa or MasterCard number.

Document

ARTICLES OF AMENDMENT

Filed On

10/02/2009

Jurisdiction

OREGON

Name

GREEN PASTURES SENIOR COOPERATIVE

Principal Place of Business

2633 SW OBSIDIAN AVE
REDMOND OR 97756

Registered Agent

AL ECKERMAN
2633 SW OBSIDIAN AVE
REDMOND OR 97756

Mailing Address

PO BOX 1915
REDMOND OR 97756

President

AL ECKERMAN
2633 SW OBSIDIAN AVE UNIT 14
REDMOND OR 97756

Secretary

RICHARD MARTIN
2633 SW OBSIDIAN AVE UNIT 8
REDMOND OR 97756

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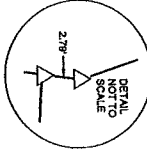
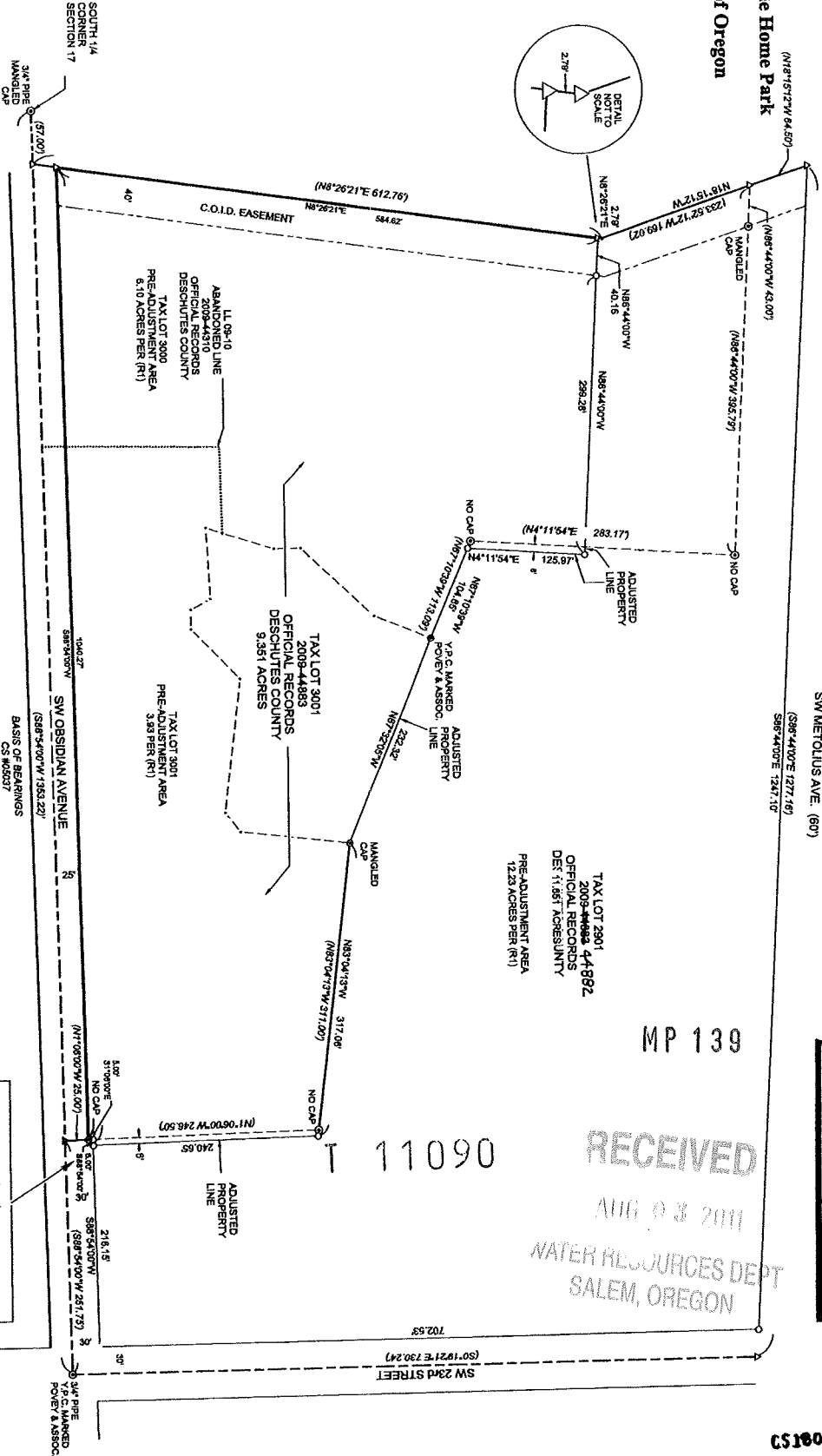
WATER RESOURCES DEPT
SALEM, OREGON

T 11090

Property Line Adjustment Survey
City Of Redmond LLA 09-10, LLA 09-11
 Located in the SW 1/4 of the SE 1/4
 of Section 17, T. 15 S., R. 13 E., W.M.
 Deschutes County, Oregon

For: Green Pastures Mobile Home Park
 At the Request of: CASA of Oregon

NOTE:
 AREA CALCULATIONS
 PER (R1) DID NOT
 DEDUCT PORTIONS
 OF LAY
 OF LAY



Narrative

THE PURPOSE OF THIS SURVEY IS TO ADJUST THE PROPERTY LINES AND ABANDON/EXTINGUISH THE PROPERTY LINE AS DEPICTED HEREON. DEED REFERENCE 2008-44310 & 2008-44883 DESCHUTES COUNTY OFFICIAL RECORDS, THE BASIS OF BEARING IS DERIVED BY MEASUREMENT BETWEEN BEARING FROM CS #405937. SAID COUNTY SURVEY WAS HELD FOR BOUNDARY RESOLUTION PURPOSES. MEASUREMENTS TO FOUND MONUMENTS FIT EXTREMELY WELL, SO IT WAS DECIDED TO HOLD SURVEY RECORD DIMENSIONS AS BEING EQUAL TO MEASURED DIMENSIONS. HOWEVER, NO UNUSUAL CIRCUMSTANCES WERE ENCOUNTERED DURING THE PERFORMANCE OF THE SURVEY.

SURVEY REFERENCES:
 (R1) CS #405937

LEGEND

- Found 1 1/2" Iron Pipe (or as noted) Per CS #405937
- △ Calculated Position-Not Monumented
- Sat 5/8" Rebar with Pink Plastic Cap Stamped L.S2575
- Extinguished/Abandoned Property Line Pair
- 2008-44310 Official Records Deschutes County
- 2008-44883 Previous Property Line Data Of Record CS 050307
- (xxxx) By Power Oct. 1991



DESCHUTES COUNTY SURVEYOR
 FILED 11/15/10 BY: JODIE

RECEIVED
 AUG 23 2011
 WATER RESOURCES DEPT
 SALEM, OREGON

MP 139

11090

REGISTERED PROFESSIONAL LAND SURVEYOR
 JENNIFER EASTMAN
 2010
 RENEWAL DATE: 12/31/09

OREGON LAND SURVEYORS
 No. 5245 2010
 JENNIFER EASTMAN
 11-10-2009
 11



Jefferson County Official Records
Kathleen B. Marston, County Clerk

2010-001852



\$56.00

00075048201000018520030031

05/24/2010 02:28:36 PM

D-D Cnt=1 Stn=2 KATE
\$15.00 \$11.00 \$15.00 \$10.00 \$5.00

After Recording return to:
Central Oregon Irrigation District
1055 S.W. Lake Court
Redmond, OR 97756

MAIL TAX STATEMENT
TO: NO CHANGE

**QUITCLAIM DEED
(WATER CONVEYANCE AGREEMENT)
FOR TRANSFER OF INTEREST IN A WATER RIGHT**

Grantor, Sondra D. Braden, Trustee of the Survivor's Trust under the Braden Family Trust U/T/A dated December 30, 1991, as to an undivided one-half interest and to Sondra D. Braden, Trustee of the Family Trust under the Braden Family Trust, U/T/A dated December 30, 1991, as to an undivided one-half interest, the rightful owner of real property referenced herein, releases and quitclaims to Central Oregon Irrigation District (COID), Grantee, all rights, title and interest in water rights appurtenant the land described as: The North Half of the Southwest Quarter (N 1/2 SW 1/4) and the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4), all being in Section Thirty-three (33), Township Thirteen (13) South, Range Thirteen (13), East of the Willamette Meridian, Jefferson County, Oregon ("Subject Land") and commonly known as: 13-13-33 00 00500. Grantor further releases claim and responsibility for all of the primary and supplemental irrigation water rights appurtenant to the Subject Land, being 13.65 acres, more or less, of water rights issued on Certificates in the name of Central Oregon Irrigation District and to any other water rights that are specifically appurtenant to the Subject Land.

By entry of this deed, Grantor hereby notifies any subsequent purchaser of the Subject Land that Grantor, as owner of the Subject Land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights referenced herein that are appurtenant to the Subject Land; that the interest in the water rights appurtenant to the Subject Land may not be conveyed in subsequent real estate transactions of the Subject Land; and that upon completion of a transfer, by election of COID, the Subject Land will no longer have an appurtenant water right.

Furthermore, upon signing of this agreement, Grantor shall no longer be liable for any district assessment or charges pertaining to the described 13.65 acres of water rights.

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.
BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS AND 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

Consideration for this Quitclaim: \$12,285.00

DATED this 18 day of May, 2010.

MP 139

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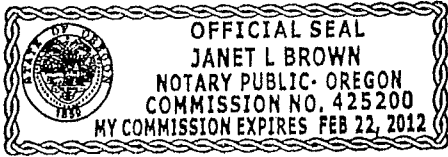
WATER RESOURCES DEPT
SALEM, OREGON

Grantor: Sondra D. Braden
Sondra D. Braden, Trustee

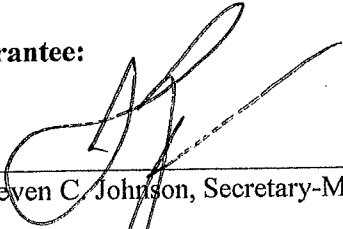
T 11090

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on May 18, 2010 by Sondra D. Braden, Trustee of the Survivor's Trust under the Braden Family Trust U/T/A dated December 30, 1991 and Trustee of the Family Trust under the Braden Family Trust U/T/A dated December 30, 1991.



Janet L. Brown
Notary Public for Oregon

Grantee:


Date 20 May 2010

Steven C. Johnson, Secretary-Manager Central Oregon Irrigation District

State of Oregon)
) ss.
County of Deschutes)

This instrument was acknowledged before me on May 20, 2010 by Steven C. Johnson as Secretary-Manager for Central Oregon Irrigation District.



Leslie Ann Clark
Notary Public for Oregon

MP 139

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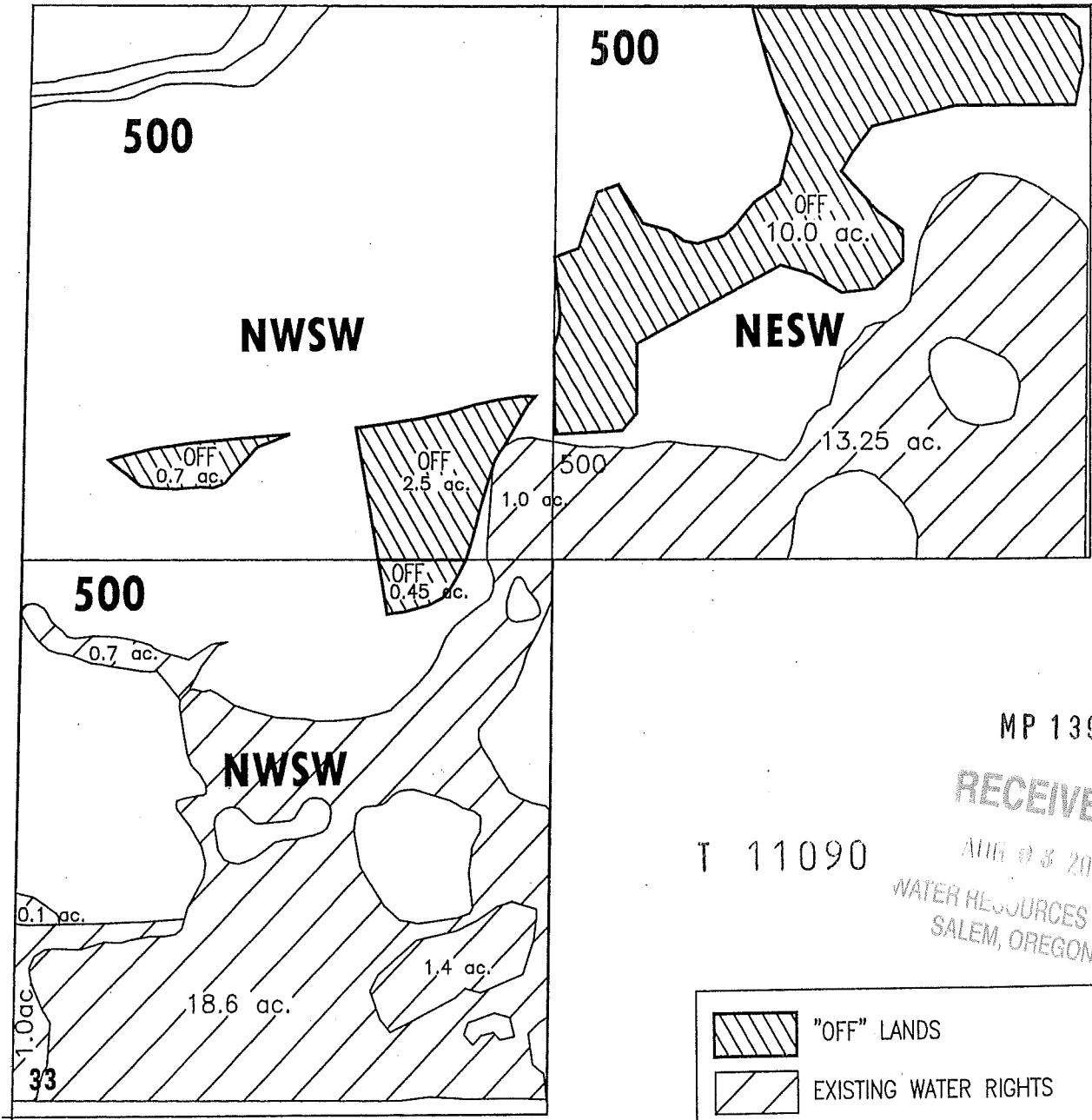
WATER RESOURCES DEPT
SALEM, OREGON

**JEFFERSON COUNTY
SEC.33 T13S. R13E. W.M.**

SCALE - 1" = 400'



SW 1/4





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WATER RESOURCES DEPT
SALEM, OREGON

	"OFF" LANDS
	EXISTING WATER RIGHTS

CENTRAL OREGON



IRRIGATION DISTRICT

QUITCLAIM DEED FOR WATER RIGHTS TRANSFER
QUITCLAIM MAP

NAME: SONDR A. BRADEN, TRUSTEE BRADEN FAMILY TRUST

TAXLOT #: 500

13.65 ACRES 'QC'

DATE: 05-18-10

FILE NO: E:\TRANSFER\WRTRAN10\131333_SW



15 Oregon Avenue
Bend, OR 97701
(541) 389-7711 * Fax (541) 389-0506

IRRIGATION DISTRICT REPORT

Leslie Clark
Central Oregon Irrigation District
1055 SW Lake Court
Redmond, OR 97756

April 23, 2010
Fee \$150.00

Title Number : 0001886
Title Officer : Hope Bridges

We have searched our Tract Indices as to the following described property:

The North Half of the Southwest Quarter (N1/2SW1/4) and the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4), all being in Section Thirty-three (33), Township Thirteen (13) South, Range Thirteen (13), East of the Willamette Meridian, Jefferson County, Oregon.

and dated as of April 16, 2010 at 8:00 A.M.

We find that the last deed of record runs to:

SONDRA D. BRADEN, Trustee of the
Survivor's Trust under the Braden Family Trust U/T/A dated December 30, 1991,
as to an undivided one-half interest and to
SONDRA D. BRADEN, Trustee of the Family Trust under the Braden Family Trust,
U/T/A dated December 30, 1991, as to an undivided one-half interest.

We also find the following apparent encumbrances within ten years prior to the effective date hereof:

- 1. Irrigation Contract, including the terms and provisions thereof, recorded October 20, 2008, as Instrument No. 2008-003829, Official Records of Jefferson County.

MP 139

We have also searched our General Index for judgments and state and federal tax liens against the above named grantees and find the following:

None

We also find the following unpaid taxes and city liens:

Taxes assessed under Code No. 0232 Account No. 6005 Serial No. 13 13 33 00 00500

NOTE: The 2009-2010 Taxes: \$233.83; Paid in Full.

According to the Jefferson County Assessor's Roll, the subject property does not lie within any city limit.

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AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

T 11090

NOTE: Any map or sketch enclosed as an attachment herewith is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

NOTE: This Irrigation District Report is being made with the understanding that it does not represent any form of title insurance and is not a commitment for a policy of insurance. The information provided herein is not a full examination of the subject property. Further, if any person, corporation or entity of any kind should use this report as a basis to produce a title insurance product, it should be understood that it is clearly outside of Oregon law. Any liability hereunder is limited to the amount paid for said report.

THIS IS NOT A TITLE REPORT, A COMMITMENT TO ISSUE TITLE INSURANCE OR A GUARANTEE OF ANY KIND. No liability is assumed with this report. Our search was limited to our tract indices and no examination of the public record was made. The fee charged for this service does not include supplemental reports or other services. Further dissemination of the information in this report in a form purporting to insure title to the herein described land is prohibited by law.

AmeriTitle

By: Hope Bridges
Hope Bridges, Title Examiner

MP 139

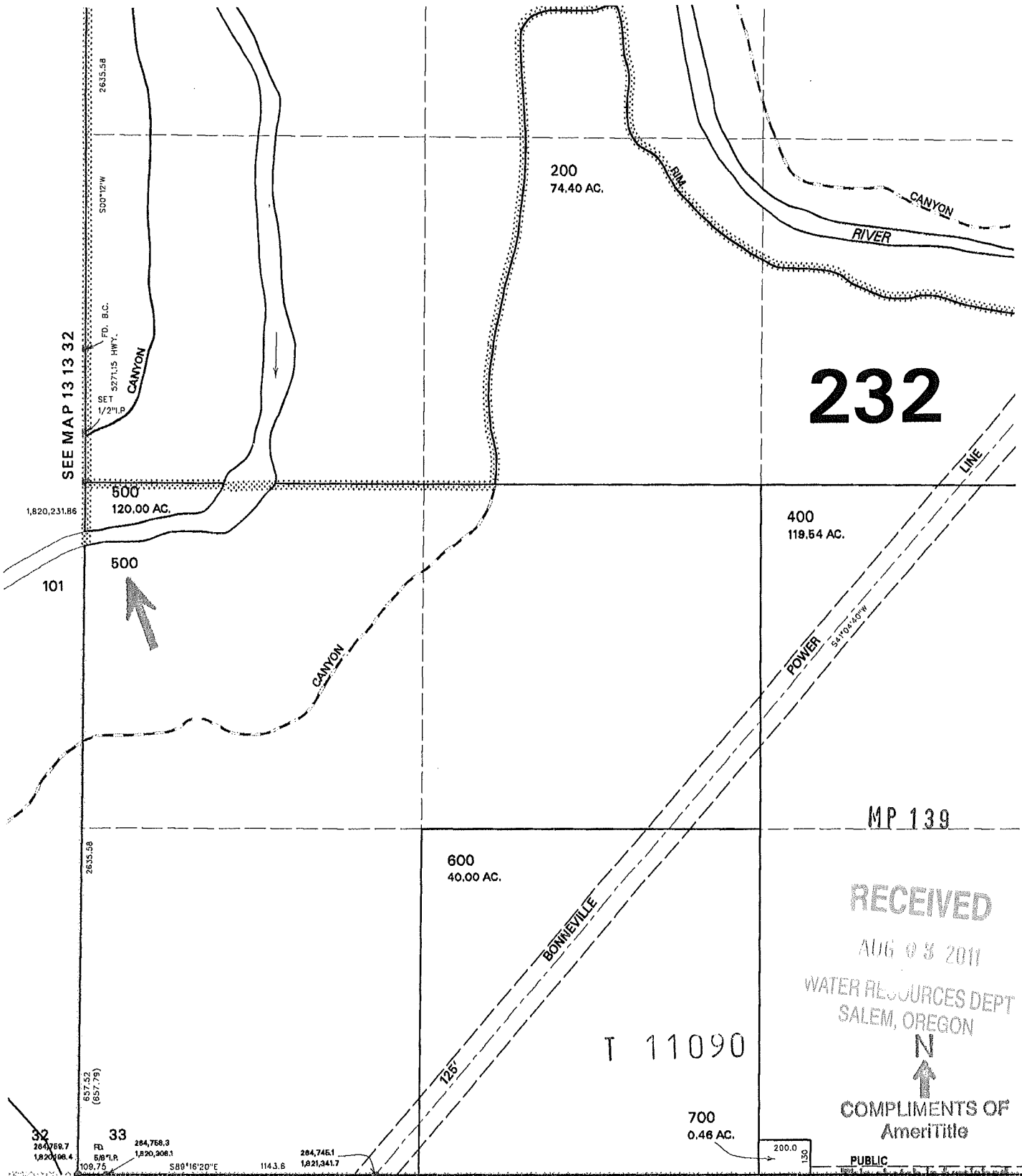
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WATER RESOURCES DEPT
SALEM, OREGON

"Superior Service with Commitment and Respect for Customers and Employees"

T 11090



232

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SALEM, OREGON



COMPLIMENTS OF
AmeriTitle

PUBLIC

DESCHUTES

This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason of reliance thereon.

92-01955

254 - 2925

BARGAIN AND SALE DEED

Until a change is requested,
all tax statements shall be
sent to the following address:

P. O. Box 40
Terrebonne, Oregon 97760

JAMES M. ("JACK") BRADEN and SONDR A D. BRADEN, husband and
wife, Grantors, convey to JAMES M. BRADEN and SONDR A D. BRADEN, Co-
Trustees of the Braden Family Trust U/T/A dated December 30,
1991, Grantees, whose address is P. O. Box 40, Terrebonne, Oregon
97760, the following described property:

See attached Exhibit "A"

Tax Account No.: _____

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED
IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND
REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE
PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE
APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED
USES.

The true consideration for this conveyance is for estate
planning purposes.

DATED this 30 day of December, 1991.

MP 139

James M. Braden

JAMES M. ("JACK") BRADEN

Sondra D. Braden

SONDR A D. BRADEN

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AUG 23 1991

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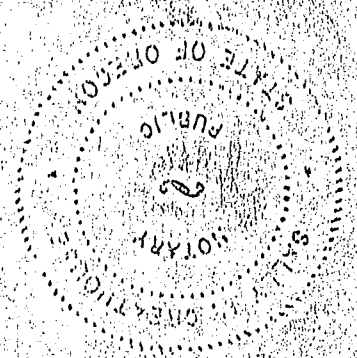
WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON)
County of Deschutes) ss.

254 - 2926

The foregoing instrument was acknowledged before me this 30th day of December, 1991, by JAMES M. (JACK) BRADEN and SONDR A. BRADEN.

Lucy M. Cresthouse
Notary Public for Oregon
My Commission Expires: 4/30/94



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T 11090

AUG 23 1991
WATER RESOURCES DEPT.
SALEM, OREGON

Page 2. BARGAIN AND SALE DEED

brad1291.bas/1ep15/r

Marceau, Karnopp, Petersen, Noteboom & Hubel
ATTORNEYS AT LAW

Riverpointe One 1201 N.W. Wall Street, Suite 300 Bend, Oregon 97701-1936 (503) 382-3011

EXHIBIT "A"

254 - 2927

Real property together with all improvements thereon and appurtenances thereto situated in Jefferson and Deschutes Counties and described as follows:

In Jefferson County

TRACT 1: North half of the Southwest Quarter; Southwest Quarter of the Southwest Quarter, all being in Section 33, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon.

TRACT 2: Beginning at the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 32, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon; thence South 660 feet along the Section line; thence West at right angles 330 feet; thence North parallel to the East line of Section 32, to the North line of said Southeast Quarter of the Southeast Quarter; thence East along said North line to the point of beginning.

In Deschutes County

TRACT 3: All that part of Lot 4 and the Southwest one-quarter of the Northwest one-quarter of Section 4, Township 14 South, Range 13 East of the Willamette Meridian, Deschutes County, Oregon, lying Northeasterly of the Northeasterly right-of-way line of Oregon State Highway 97 as described in the certain deed recorded in Book 165, Page 348, Deed Records.

TOGETHER WITH 52 acres Central Oregon Irrigation District water rights.

All cattle and equipment located on or utilized in connection with said property.

MP 139

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MAR 24 2011

WATER RIGHTS DIVISION
SALEM, OREGON

STATE OF OREGON)
COUNTY OF DESCHUTES) SS.

I, MARY SUE PENHOLLOW, COUNTY CLERK AND
RECORDER OF CONVEYANCES, IN AND FOR SAID
COUNTY, DO HEREBY CERTIFY THAT THE WITHIN
INSTRUMENT WAS RECORDED THIS DAY.

92 JAN 22 AM 10:27

MARY SUE PENHOLLOW
COUNTY CLERK

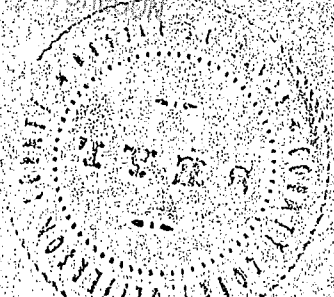
BY:  DEPUTY
NO. 92-01955 FEE 43
DESCHUTES COUNTY OFFICIAL RECORDS

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AUG 23 1992
WATER RESOURCES DEPT
SALEM, OREGON

T 11090



STATE OF OREGON)
COUNTY OF JEFFERSON) ss

I hereby certify that the within instrument was received for the record on
the 27th day of January of A.D. 1992 at 10:44 o'clock

A M. and recorded in Deeds 920237 of said county.
ELAINE L. HENDERSON, County Clerk by Elaine L. Henderson Deputy

JEFFERSON COUNTY

92 JAN 27 AM 10:44
ELAINE HENDERSON
COUNTY CLERK

DEPUTY
BY

920237

961180

INDEXED

*After Recording Return to:
Andra Braden-Kiercia
P.O. Box 65, Terrebonne, Or. 97760
All copy statements to go to
above address.*

STATUTORY SPECIAL WARRANTY DEED

GEORGE E. PAYNE and MINNIE L. PAYNE, GRANTOR, convey and specially warrant to JACK M. BRADEN and SONDR A D. BRADEN, husband and wife, GRANTEE, the following described real property, free of encumbrances created or suffered by the Grantor except as specifically set forth herein:

IN JEFFERSON COUNTY

TRACT 1: North half of the Southwest Quarter; Southwest Quarter of the Southwest Quarter, all being in Section 33, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon.

TRACT 2: Beginning at the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 32, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon; thence South 660 feet along the Section line; thence West at right angles 330 feet; thence North parallel to the East line of Section 32, to the North line of said Southeast Quarter of the Southeast Quarter; thence East along said North line to the point of beginning.

IN DESCHUTES COUNTY

TRACT 3: All that part of Lot 4 and the Southwest one-quarter of the Northwest one-quarter of Section 4, Township 14 South, Range 13 East of the Willamette Meridian, Deschutes County, Oregon, lying Northeasterly of the Northeasterly right-of-way line of Oregon State Highway 97 as described in the certain deed recorded in Book 165, Page 348, Deed Records.

TOGETHER WITH 52 acres Central Oregon Irrigation District water rights.

"THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE

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WATER RESOURCES DEP
SALEM, OREGON

MP 139

T 11090

T 11090

DAVID M. JAQUA, P.C.
ATTORNEY AT LAW
1665 West Highland Avenue
P.O. Box 130
Redmond, Oregon 97766

CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED
USES."

RECEIVED

AUG 03 2011

WATER RESOURCES DEPT
SALEM, OREGON

SUBJECT TO AND EXCEPTING:

JEFFERSON COUNTY PROPERTY:

- (a) The assess. roll and the tax roll disclose that the within described premises were specially assessed as farm land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the previous years in which the land was subject to the special land use assessment;
- (b) Rights of the public in and to that portion of the herein described property lying in roads;
- (c) The property lies within the boundaries of North Unit Irrigation District and is subject to contracts with the United States of America relative thereto, and to any charges or assessments levied by said District;
- (d) The property lies within the boundaries of Central Oregon Irrigation District, and is subject to contracts with the United States of America relative thereto, and to any charges or assessments levied by said District;
- (e) An easement, for electrical transmission lines, including the terms and provisions thereof, recorded August 3, 1951 in Jefferson County Miscellaneous Book 5, Page 267, in favor of United States of America;
- (f) Power line easement created by instrument, including the terms and provisions thereof, dated October 31, 1951, recorded November 26, 1951 in Jefferson County Deed Book 23, Page 466, in favor of the United States of America;
- (g) Public rights of navigation and fishing and to the rights of the State of Oregon in and to that portion thereof lying below the high water mark of the Crooked River;
- (h) Requirements and provisions of ORS Chapter 481 pertaining to the registration and transfer of ownership of a mobile home, and any interest or liens disclosed thereby.

MP 139

11090

DESCHUTES COUNTY PROPERTY:

- (a) The assessment roll and the tax roll disclose that the premises herein described have been specially assessed as farm use land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last ten (10) or lesser number of years in which the farm use assessment was in effect for the land and in addition thereto a penalty may be levied if notice of disqualification is not timely given;
- (b) Regulations, including levies, assessments, water and irrigation rights and easements for ditches and canals of Central Oregon Irrigation District;
- (c) the existence of roads, railroads, irrigation ditches and canals, telephone, telegraph and power transmission facilities;
- (d) An easement created by instrument, including the terms and provisions thereof dated January 7, 1952, recorded January 17, 1952 in Book 99, Page 546, Deschutes County Deed Records in favor of United States of America for transmission line and access road purposes, together with other rights and easements appurtenant thereto;
- (e) Access restrictions including the terms and provisions thereof, as set forth in deed from Walter H. McCain, et ux to the State of Oregon by and through its State Highway Commission dated October 19, 1953 and recorded October 24, 1953 in Book 105, Page 348, Deschutes County Deed Records;
- (f) An easement created by instrument, including the terms and provisions thereof dated May 18, 1954, recorded August 26, 1954 in Book 108, Page 144, Deschutes County Deed Records in favor of State of Oregon for right to use power line easement and right of way, including the terms and provisions thereof;
- (g) An easement created by instrument, including the terms and provisions thereof, dated October 10, 1984, recorded January 22, 1985 in Book 87, Page 1253, Deschutes County Records, in favor of United States of America, Department of Energy, Bonneville Power Administration, for access road purposes, together with other rights and easements

DAVID M. JAQUA, P.C.
ATTORNEY AT LAW
1655 West Highland Avenue
P.O. Box 130
Redmond, Oregon 97756

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WATER RESOURCES DIV
SALEM, OREGON

MP 139

appurtenant thereto.

The true and actual consideration for this transfer is TWO HUNDRED FORTY THOUSAND AND NO/100 (\$240,000.00) DOLLARS and other value and property given and exchanged.

Until a change is requested, all tax statements are to be sent to the following address: _____

DATED this 17 day of March, 1986.

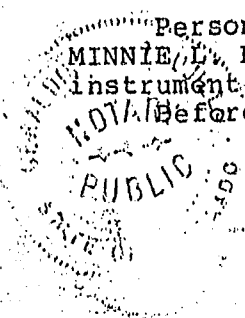
George E. Payne
GEORGE E. PAYNE

Minnie L. Payne
MINNIE L. PAYNE

STATE OF COLORADO)
County of Las Animas) ss.

March 17, 1986

Personally appeared the above-named GEORGE E. PAYNE and MINNIE L. PAYNE, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.
Before me:



Geraldine M. Zujillo
Notary Public for Colorado
My Commission Expires: 2-8-87

Box 759 100 E. Main St. Trinidad, CO 81082



MP 139

STATE OF OREGON)
COUNTY OF JEFFERSON) ss.

I hereby certify that the within instrument was received for the record on the 22nd day of March of A.D. 19 96 at 4:02 o'clock P M. and recorded in Deed MF# 961160 of said county.
BE LAINE L. HENDERSON, County Clerk by hynne Weisen Deputy.

DAVID M. JAQUA, P.C.
ATTORNEY AT LAW
1655 West Highland Avenue
P.O. Box 130
Redmond, Oregon 97756

T 11090

961160

JEFFERSON COUNTY, OREGON
1996 MAR 22 PM 4:02
ELAINE HENDERSON
COUNTY CLERK

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WATER RESOURCES DEPT
SALEM, OREGON

930666

291 - 2592

93-06490

BARGAIN AND SALE DEED

Recording requested by and when recorded return to:

Until a change is requested, all tax statements shall be sent to the following address:

JAMES E. PETERSEN
Karnopp, Petersen, Notaboom,
Hubel, Hansen & Arnett
1201 N.W. Wall Street
Suite 300
Bend, OR 97701

NO CHANGE

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SALEM, OREGON

The true consideration for this conveyance is for estate planning purposes

SONDRA D. BRADEN, Trustee U/T/A dated December 30, 1991,

Grantor, conveys to SONDRA D. BRADEN, Trustee of the Survivor's

Trust under the Braden Family Trust U/T/A dated December 30, 1991,

as to an undivided one-half interest and to SONDRA D. BRADEN,

Trustee of the Family Trust under the Braden Family Trust U/T/A

dated December 30, 1991, as to an undivided one-half interest,

Grantee, whose address is P.O. Box 40, Terrebonne, Oregon 97760,

the following described property:

See attached Exhibit "A"

Tax Account No.:

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

MP 139

111090

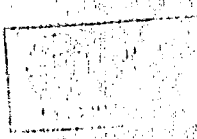
291 - 2593

DATED this 16 day of August, 1993.

Sondra D. Braden
SONDRA D. BRADEN, Trustee

STATE OF OREGON)
) ss.
County of Deschutes)

The foregoing instrument was acknowledged before me this 16th day of August, 1993, by SONDRA D. BRADEN.



David J. [Signature]
Notary Public for Oregon
My Commission Expires: _____

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AUG 23 2011

WATER RESOURCES DEPT
SALEM, OREGON

T 11090

MP 139

Page 2. - BARGAIN AND SALE DEED

Karopp, Petersen, Netycom, Hubel, Hansen & Amett
ATTORNEYS AT LAW

Reverse Side Only • 1201 N.W. Wall Street, Suite 300 • Bend, Oregon 97701-1936 • (504) 382-3011

291 4 2594

EXHIBIT "A"

Real property together with all improvements thereon and appurtenances thereto situated in Jefferson and Deschutes Counties and described as follows:

In Jefferson County

TRACT 1: North half of the Southwest Quarter; Southwest Quarter of the Southwest Quarter, all being in Section 33, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon.

TRACT 2: Beginning at the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 32, Township 13 South, Range 13 East of the Willamette Meridian, Jefferson County, Oregon; thence South 660 feet along the Section line; thence West at right angles 330 feet; thence North parallel to the East line of Section 32, to the North line of said Southeast Quarter of the Southeast Quarter; thence East along said North line to the point of beginning.

In Deschutes County

TRACT 3: All that part of Lot 4 and the Southwest one-quarter of the Northwest one-quarter of Section 4, Township 14 South, Range 13 East of the Willamette Meridian, Deschutes County, Oregon, lying Northeasterly of the Northeasterly right-of-way line of Oregon State Highway 97 as described in the certain deed recorded in Book 165, Page 348, Deed Records.

TOGETHER WITH 52 acres Central Oregon Irrigation District water rights.

All cattle and equipment located on or utilized in connection with said property.

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WATER RESOURCES DEPT
SALEM, OREGON

T 11090

STATE OF OREGON)
COUNTY OF DESCHUTES)

I, MARY SUE PENHOLLOW, COUNTY CLERK AND
RECORDER OF CONVEYANCES, IN AND FOR SAID
COUNTY, DO HEREBY CERTIFY THAT THE WITHIN
INSTRUMENT WAS RECORDED THIS DAY

MP 133

Mary Sue Penhollow
NO. 93-06490 FEE 439
BY

DESCHUTES COUNTY OFFICIAL RECORDS

Kathopp, Petersen, Notelvsom, Hulbel, Hansen & Arnett
ATTORNEYS AT LAW

1201 NW Will Street, Suite 600, Bend, Oregon 97701-1946 (503) 382-0111

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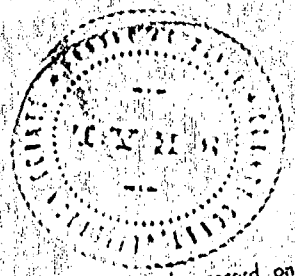
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DEPUTY
NO. 93-06490
DECKETS COUNTY OFFICIAL RECORDS
43

MP 139



STATE OF OREGON
COUNTY OF JEFFERSON

This instrument was received for the record on
the 12th day of March 19 93 at 1:01 o'clock
P.M. of said county.
Deeds 930666
LAINE L. HENDERSON, County Clerk by David Ingles Deputy.

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WATER RESOURCES DEPT
SALEM, OREGON

T 11090

930666

001684

MP 130

JEFFERSON COUNTY
CLERK
1996 MAY 24 AM 9:48
ELAINE L. HENDERSON
COUNTY CLERK
DEPUTY

T 11090

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WATER RESOURCES DEPT
SALEM, OREGON



STATE OF OREGON)
COUNTY OF JEFFERSON) ss

I hereby certify that the within instrument was received for the record on
the 24th day of May of A.D. 19 96 at 9:48 o'clock
A.M. and recorded in deed M# 962177 of said county.
ELAINE L. HENDERSON, County Clerk by hymie Weiser Deputy.

962177

Danielle MacBain

From: SteveJ [stevej@coid.org]
Sent: Thursday, July 14, 2011 1:39 PM
To: Danielle MacBain
Cc: Leslie
Subject: Re: 25 acre Bend allocation

COID recognizes and approves adding the additional 25 acres to the T-11090 application.

Danielle MacBain <DMacBain@gsiws.com> wrote:

>Hi Steve -
>
>Hope all is well with you.
>
>As Leslie mentioned, we are adding a 2010 City of Bend water allocation (25 acres) to an already pending instream transfer application (T-11090). The pending transfer application was originally for a 2009 Bend allocation of 34.69 acres and was submitted to the Department in June 2010. For the original application you signed the District consent to transfer form. Instead of signing a new form, the Department has said that a reply email acknowledging the additional COID acres being added to the application would suffice. Will that work for you? The total COID acres that will now be proposed for transfer under T-11090 is 59.69.
>
>Thank you and please let me know if you have any questions.
>
>Danielle MacBain
>GSI Water Solutions
>147 SW Shevlin Hixon Dr., Suite 201
>Bend, OR 97702
>Office: 541-678-5117, ext. 2
>Direct: 541-306-6663
>

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SALEM, OREGON



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Water Right Transfer Supplemental Form Map Waiver

The Director may waive or assist a transfer applicant in satisfying the map requirement (OAR 690-380-3100) for certain transfers if the criteria described in this form are met pursuant to OAR 690-380-3410.

This form must be prepared by the transfer applicant and the appropriate Regional Manager for the Oregon Water Resources Department. To prepare the form, a copy of the complete transfer application, including a description of the water rights to be transferred, must be provided to the Regional Manager.

This map waiver form must be signed by the Regional Manager and submitted with the transfer application.

Transfer Applicant: City of Bend

MP 139

Water Right(s) to be transferred: 83571

1. The transfer **must** be one of the following. Please check the appropriate box.

- An instream transfer application filed pursuant to ORS 537.348.
- A transfer application necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.375; or
- The transfer application is determined and endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat.

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 SALEM, OREGON

2. For an **instream transfer application filed pursuant to ORS 537.348**, a map waiver shall only be approved if the application meets one of the following additional criteria. Please check the appropriate box.

- The entirety of the right is being transferred to an instream water right and the location of the instream water right can be clearly delineated through reference to the existing point of diversion for the transferred right and other points of diversion or geographic reference points such as the mouth of the stream; or
- A map meeting the requirements of the transfer rules (OAR 690-380-3100) is available showing the lands not included in the transfer and the location of the instream water right can be clearly delineated through reference to the existing point of diversion for the transferred right and other points of diversion or geographic reference points such as the mouth of the stream. (Please include copy of map(s) with transfer application.)

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 SALEM, OREGON

T 11090

T 11090

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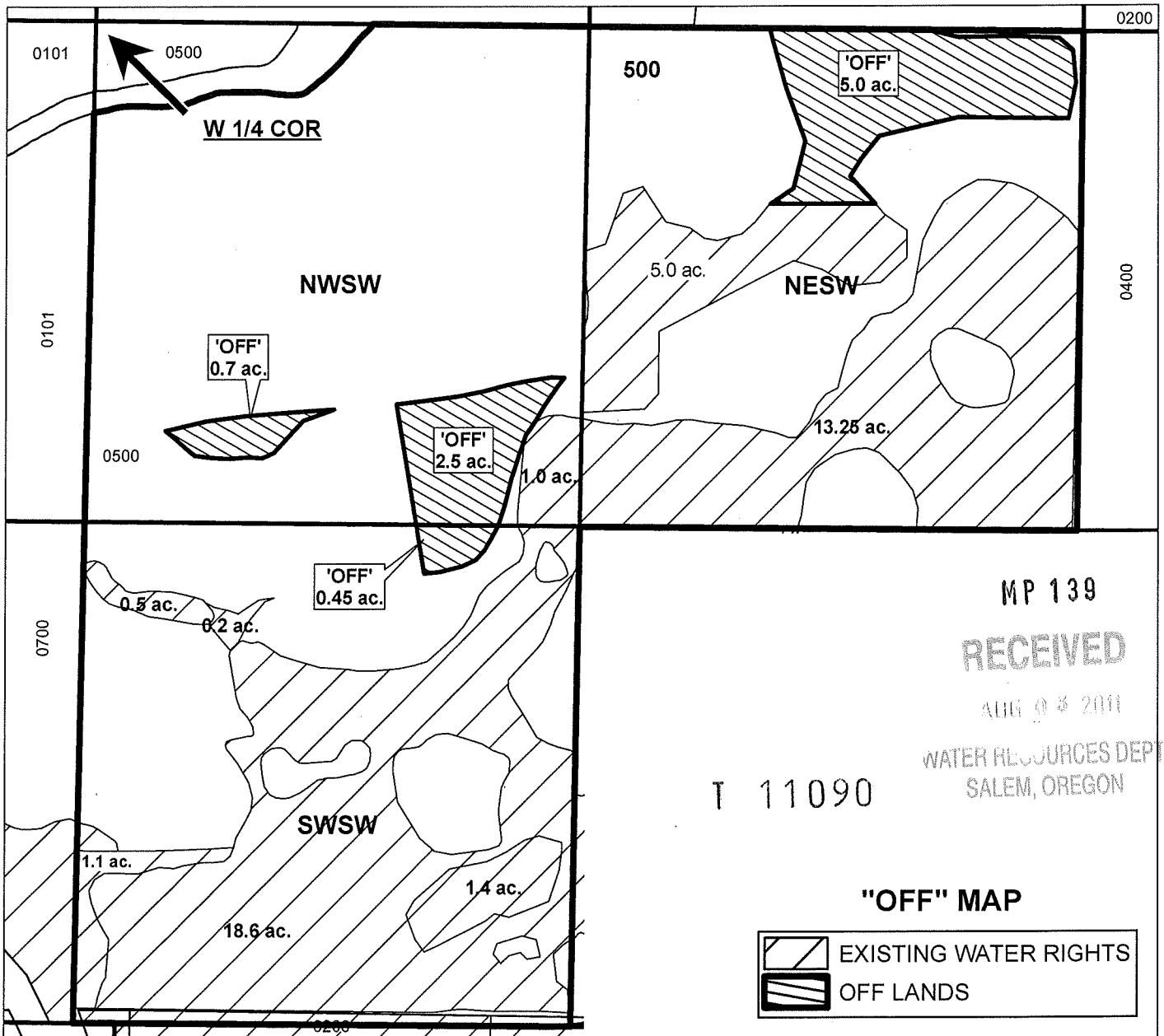
JEFFERSON COUNTY SEC.33 T13S R13E

SCALE - 1" = 400'



OWRD #: T-11090

SW 1/4



APPLICATION FOR PERMANENT INSTREAM TRANSFER

NAME: CITY OF BEND

TAXLOT #: 500

8.65 ACRES

DATE: 07-07-11

FILE: E:\TRANSFER\WRTRANS11\COB131333_SW

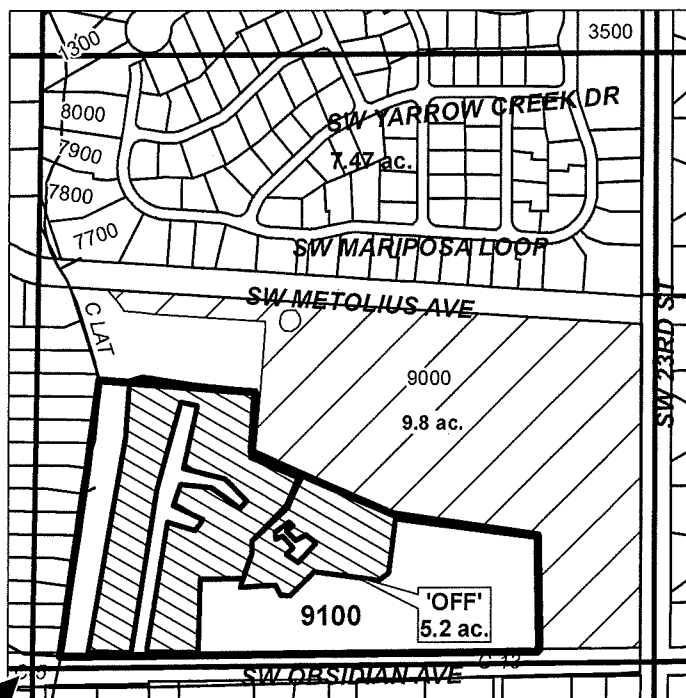
DESCHUTES COUNTY SEC.17 T15S R13E

SCALE - 1" = 400'



SW 1/4 OF THE SE 1/4

DISTRICT INTERNAL
NOTICE #: E-2010-002



MP 139




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WATER RESOURCES DEPT
SALEM, OREGON

T 11090

S 1/4 COR

	EXISTING WATER RIGHTS
	OFF LANDS
	PARCELS W/ WATER RIGHTS

"OFF" MAP



APPLICATION FOR PERMANENT INSTREAM TRANSFER

NAME: CITY OF BEND

TAXLOT #: 9100

5.2 ACRES

DATE: 07-07-11

FILE: E:\TRANSFER\WR\TRANS11\COBI151317_SWSE

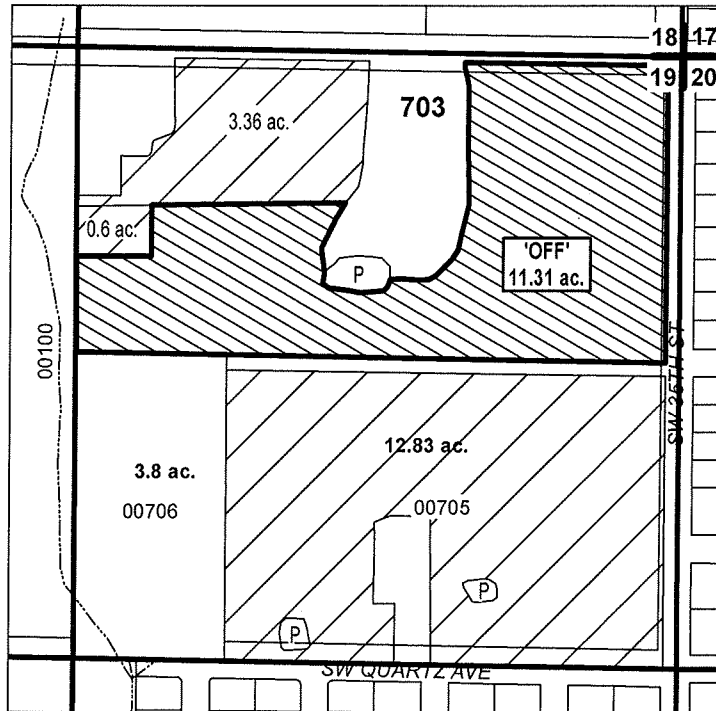
DESCHUTES COUNTY SEC.19 T15S R13E

SCALE - 1" = 400'



NE 1/4 OF THE NE 1/4

OWRD #: T-11090



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WATER RESOURCES DEPT
SALEM, OREGON

T 11090

"OFF" MAP

	EXISTING WATER RIGHTS
	OFF LANDS
	PARCELS W/ WATER RIGHTS



APPLICATION FOR PERMANENT INSTREAM TRANSFER

NAME: CITY OF BEND

TAXLOT #: 703

11.31 ACRES

DATE: 07-11-11

FILE: I:\TRANSFER\WRT\ran11\COBY151319_NENE