

State of Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900

Application for

CW-77

Allocation of Conserved Water Part 1 of 4 - Minimum Requirements Checklist

This application will be returned if Parts 1 through 4 and all required attachments are not completed and included. For questions, please call (503) 986-0900, and ask for Allocation of Conserved Water Section.

	To questions, preuse can (505) 700 0700, and ask for Amount of Conserved Water Section.
Check all items	included with this application. $(N/A = Not Applicable)$
\boxtimes	Part 1 – Completed Minimum Requirements Checklist.
\boxtimes	Part 2 – Completed Applicant Information and Signature.
	Part 3 – Completed Water Right Information and Conservation Measures. Please include a separate Part 3 for each water right. List all water right certificates involved in this application here: <u>C-74135</u> .
\boxtimes	Part 4 - Completed Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation.
Attachment	s:
\boxtimes	Fees – Amount enclosed: \$ 425 (From last page of application).
	Application Map. Must have sufficient detail to locate and describe the facilities and areas involved in the conservation measures. Must show the place of use where water is being used if the rate or duty are changing.
	Land Use Information Form with approval and signature. (Not required if 100% of Conserved Water is being transferred instream.) or
	Land Use Notice - Notice of the intent to create an instream water right must be provided to each affected county, city, municipal corporation, or tribal government along the proposed instream reach.
⊠ □ N/A	Completed Evidence of Use Affidavit and Supporting Documentation.
□ N/A	Affidavit(s) of Consent.
N/A □ N/A	Letter of approval from Irrigation or Water Control District. For water rights served by or issued in the name of a District, this must be provided when the transfer applicant is <u>not</u> the District.
⊠ □ N/A	Irrigation or Water Control District's adopted policy on allocation of conserved water.
□ N/A	If construction of the project has begun or been completed <u>and</u> if more than 25 percent of the project costs have been expended before applying for allocation of conserved water, evidence that you have attempted to identify and resolve the concerns of water right holders in the area, governmental entities or other organizations who have asked to be consulted regarding the allocation of conserved water.
⊠ □ N/A	Evidence for Fee Waiver.
□ N/A	Notice of Completion.
□ N/A	Request for Finalization. (Entire project listed on the application must be complete. No partial finalization will be recognized.)

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Part 2 of 4 - Applicant Information and Signature

	icant Informat	ion			A constitution of the same		
Thre	CANT/BUSINESS NA e Sisters Irrigation			Unicine	NE NO. -549-8815	ADDITIO	NAL CONTACT NO.
ADDR		II DISTrict		341	-349-0013	FAX NO.	N E D E
	SOX # 2230	47				Tructio.	
CITY		STATE	ZIP	E-M			
SISTE	ERS	OR	97759	MAI	NAGER@TSIDWE	B.ORG	
	organized und		ter 553. T				a water control district cation of conserved water
R							
		t is the sole ow measures is lo			h the water ri	ght, or port	ion thereof, proposed for
		onsent (and mail					the applicant's) or attach ntities to which the water
	LANDOWNER N	JAME	19		PHONE NO.		
	ADDRESS						
	CITY		STATE	ZIP	E-MAIL		
REPR	ESENTATIVE/BUSIN	rela NESS NAME		application.	PHONE N	0.	at the applicant in all matters ADDITIONAL CONTACT NO.
DESC ADDR	CHUTES RIVER CON	SERVANCY			541-382	4077 x.21	FAVNO
ADDR	NW HILL ST						FAX NO.
700 N							541-382-4078
CITY		STATE OR		ZIP 97701	E-MAIL ZACH@E	ESCHUTESRI	541-382-4078 VER.ORG
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Part 2 of 4 - Applicant Information and Signature

Applicant Information APPLICANT/BUSINESS NAME PHONE NO. ADDITIONAL CONTACT NO. **ADDRESS** FAX NO. CITY STATE E-MAIL The applicant is an irrigation district organized under ORS Chapter 545 or a water control district organized under ORS Chapter 553. The District's OAR 690-018-0025 allocation of conserved water policy was adopted: / / 20 OR The applicant is the sole owner of the land on which the water right, or portion thereof, proposed for conservation measures 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. LANDOWNER NAME PHONE NO. **ADDRESS** CITY STATE ZIP E-MAIL Representative Information - The person(s) listed below is/are authorized to represent the applicant in all matters relating to this application. REPRESENTATIVE/BUSINESS NAME PHONE NO. ADDITIONAL CONTACT NO. **ADDRESS** FAX NO. STATE ZIP E-MAIL CITY Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars) I understand that I will be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: I (we) affirm that the information contained in this application is true and accurate. Print Name (and Title if applicable)

Print Name (and Title if applicable) DRC Project Manager Print Name (and Title if applicable)

In your own words tell us what conservations measures you have made or propose to make and the reason for the change(s): TSID proposes to replace approximately 5,100 feet of open ditch on the Main Canal with 42" and 54" buried HDPE pipelines, conserving approximately 565 acre-feet of water from seepage or evaporation (TSID Main Canal Piping Phase 4). The amount of conserved water is based on a seepage loss study completed by Black Rock Consulting on April 30th, 2012. 100% of the conserved water will be allocated to the state (i.e. instream) and will carry a single priority date of 1895. The conserved water will be permanently protected instream any time TSID is diverting water from Whychus Creek. The project is anticipated to be constructed by December 31th, 2013.

This project does not affect the diversion structure or the amount of water available to district patrons on-farm.



To meet State Land Use Consistency Requirements, you must list <u>all</u> local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction the conservation project and/or proposed instream reach will be located.

ENTITY NAME DESCHUTES COUNTY PLANNING DEPARTMENT	ADDRESS 2577 NE COURTNEY DR						
CITY	STATE ZIP						
BEND	OR	97701					
ENTITY NAME CITY OF SISTERS	ADDRESS PO Box # 39						
CITY	STATE	ZIP					
SISTERS	OR	97759					
ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					
ENTITY NAME	ADDRESS						
СПУ	STATE	ZIP					
ENTITY NAME	ADDRESS						
CITY	STATE	ZIP					

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Part 3 of 4 – Water Right Information and Conservation Measures

SALEM, OR

Please use a separate Part 3 for <u>each</u> water right involved in the proposed allocation of conserved water.

WATER RIGHT INFORMATION:

	Water Right Subject to 1	ransfer (check and complete ONE	of the following):		
	Cartificated Dight	74135	see Vol.88, Pg.533		
	Certificated Right	Certificate Number	Permit Number or Decree Name		
	Adjudicated Up cartificated Dight				
Ш	Adjudicated, Un-certificated Right	Name of Decree	Page Number		
П	Permit for which Proof has been				
ш	Approved	Permit Number	Special Order Volume, Page		
	Transferred Right for which Proof has				
	been Filed	Previous Certificate / Transfer Number	Date Claim of Beneficial Use Submitted		

County: Deschutes

Describe the pre-project water delivery system. Include information on the diversion structure, pumps, and conveyance facilities (including canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use). *Provide sufficient detail for the Department to determine the system capacity*. The TSID Main Canal diversion structure is located south of the town of Sisters on Whychus Creek at river mile 23.5 at T.15S, R10E, Sec.21, SW/SW. Diverted water passes through a horizontal dual bay fish screen and into dual 54" buried pipelines. After approximately 3.8 miles, the water flows into Watson Reservoir at the TSID main office about 4 miles East of Sisters. From Watson Reservoir it runs through the Main Canal and Cloverdale Canal to the McKenzie Reservoir. Along the way, a series of private ditches is fed, each with its own head gates and measuring devices. From the McKenzie Reservoir water runs down the Association and Black Butte Pipelines where it serves the needs of McKenzie Canyon and Lower Bridge members. Of the 60 miles of canals and ditches over 40 miles are piped. Over 4000 of the 8000 irrigated acres are served by pipelines.

TSID's water right certificate (C-74135) has been altered since it was issued by OWRD due to an instream transfer and multiple allocations of conserved water. The starting point for C-74135 described in this application is the current water right as described in the Special Order Volume 88, Page 533 - 538 (the final order for the most recent allocation of conserved water, CW-66).

Table 1: Pre-Project Description

List: A) the maximum rate and annual duty (volume) of water that may be diverted as stated on the water right of record; and B) the maximum amount of water that can be diverted using the pre-project facilities ("system capacity"). If there are multiple priority dates on the water right, list the rate and duty associated with each priority date. (If the water right is only limited by rate, do not list a duty, and conversely, if the water is only limited by duty, do not list a rate.)

			PR	E-PROJE	CT DESCRI	PTION				
			v	Colui Vater Righ	nn A t of Record	Column B System Capacity				
			Rat	te	Dut	У	Ra	te	Duty	
Originating Water Right #	Priority	Acres	Maximum	CFS/AC	Maximum	AF/AC	Maximum	CFS/AC	Maximum	AF/AC
C-74135	1895	7638.49	129.68	.02	na	na	160	.02	na	na

4000000		F		200 - 200 - 100	17/80 TO 18/80 TO 18/		- Editor	
The state of the s		I .						
Totals								
BT - 4	1	1 1/40 /	C _ 110 0 -	1 1 1	002471 6	/ 1		

Note: 1 miner's inch = 1/40 cfs;

1 cfs = 448.8 gpm

1 cfs = 1.983471 ac-ft/day

CONSERVATION MEASURES:

Descri	be the type of conservation measures, check all that apply:
	On-Farm efficiency project
	Distribution project, such as a ditch piping or lining project
	Other:

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Describe the proposed changes to the physical system, operations and application methods that will result in the conservation of water. If these proposed changes will change the point of diversion, you must meet the ODFW fish screen and bypass requirements pursuant to ORS 540.525. *Provide sufficient detail for the Department to provide notice of the project.* TSID proposes to replace approximately 5,100 feet of open ditch on the Main Canal with 42" and 54" buried HDPE pipelines, conserving approximately 565 acre-feet of water from seepage or evaporation (TSID Main Canal Piping Phase 4). The amount of conserved water is based on a seepage loss study completed by Black Rock Consulting on April 30th, 2012. 100% of the conserved water will be allocated to the state (i.e. instream) and will carry a single priority date of 1895. The conserved water will be permanently protected instream any time TSID is diverting water from Whychus Creek. The project is anticipated to constructed by December 31st, 2013.

This project does not affect the diversion structure or the amount of water available to district patrons on-farm.

Place of Use Involved in Conservation Measures

List only the part of the right that will be affected. If the entire right is being affected, just state "entire Certificate."

Ty	wp	Rr	ıg	Sec	1/4	1/4	Tax Lot	Gvt Lot or DLC	Acres	Type of Use listed On Certificate	Priority Date
2	S	9	Е	15	NE	NW	153.0	100		EXAMPLE	1/1/1865
Entire Certif icate	RECEI	VED BY	OWR	D							
	11	N 047	013					Total			

Are there other water right certificates, water use permit	s, ground water registrations,	or uncertificated decreed
Are there other water right certificates, water use permit rights associated with the above lands? Yes No.		water use permits, ground
water registrations, or uncertificated decreed numbers:		

Is the project within the boundaries of an irrigation district or water control district? \boxtimes Yes \square No If YES, and applicant is <u>not</u> a District, you must provide a letter of approval from the District.

Table 2: Conserved Water

In Column A, list the smaller of A or B from Table 1 (Pre-Project Description). In Column B, list the amount of water that will be needed for the existing, authorized use(s) after implementing the conservation measures. In Column C, subtract Column B from Column A and enter the results (e.g., A - B = C). (If the water right is only limited by rate, do not list a duty; and conversely, if the water is only limited by duty, do not list a rate.)

				Cons	erved Wat	er Descrip	otion				
		Colui	nn A			Colui	mn B	Column C			
	Tab	le 1 – Sma	ller of A or	В	Needed				Conserved Water		
	Rate		Duty		Rate		Duty		Rate	Du	ty
Priority	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	CFS/AC	Maximum AF	AF/AC	Maximum CFS	Maximum AF	AF/AC
1895	129.68	.02	na	na	128.35	.02	na	na	1.33	na	na
Totals											

Table 3: Allocation of Conserved Water

List the portions of the conserved water that will be allocated to the state and applicant. Note: Column A plus Column B should total Column C (e.g., A + B + C).

	Conserved Water Allocation	
Column A	Column B	Column C

St	ate's Portion	ı	Ap	plicant's Porti	on	Conserved Water			
Percentage*	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	Percentage	Maximum Rate	Maximum Duty (Volume)	
100%	1.33	563.55	0%	0	0	100%	1.33	563.55	

* must be at least 25%	
The priority for the conserved water is requested to be:	RECEIVED BY OWRD
The same as the original right, or	THEORIVED BY OWNED
One minute junior to the original right.	JUN 0 4 2013
	SALEM OR
	SALEM, OR

Part 4 of 4 — Mitigation, Proposed Use, Project Schedule, Funding, and Fee Calculation

MITIGATION:

Describe any expected effects from the proposed allocation of conserved water on other water rights. Describe what currently happens to the water that is proposed to be conserved. The water to be conserved is lost from the system through seepage. The water that is lost from the system through seepage is generally not available to other appropriators on Whychus Creek. It eventually enters the Deschutes River or its tributaries around Lake Billy Chinook. Conservation projects that apply this conserved water to a new consumptive use have the potential to reduce stream flows entering the lower Deschutes River, potentially injuring instream water rights. This project expressly intends to produce no net change in consumptive use. As a whole, this project ensures that no harm to lower Deschutes River water rights will occur.

Describe any mitigation or other measures that are planned to avoid harm to other water rights. No harm to other water rights will occur from this project.

PR	OI	PO	SE	DI	IS	F.
1 1/	V				UD.	

□ N/A	For new out-of-stream uses, describe the boundaries of the expected area within which the	
and the season is the season	diversion structures and places of use of the applicants' conserved water right will be located.	This
	is land other than that to which this water right is appurtenant.	
M For:	estudent vess to be anasted.	

\boxtimes	For	instream	uses	to	be	created:	
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Originating Water Right (as identified in Part 3)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
C-74135	1895	Whychus Creek	4/1 - 11/1	1.33	563.55
			TOTAL	OLUME	563.55

^{*}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

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 maximum rate conserved and the total volume may not exceed to maximum volume or duty conserved (Table 3, Column C)

Location of the proposed instream water right.

\bowtie	Water is requested to be protected within a reach. Location of the proposed reach (identify the
	extent of the reach): (e.g., from the upstream POD located at RM to downstream location at the mouth at
	RM) The proposed permanent instream water right will be for 1.33 cfs and 563.55 acre-feet.
DECENTED DV	This quantity of water will be protected instream from the POD south of the town of Sisters on
JECEINED BY	Whychus Creek at river mile 23.5 at T.15S, R10E, Sec.21, SW/SW and permanently protected
	instream to the confluence of whychus Creek and the mainstem Deschutes River. The season of
JUN 0 4 201	use will be from April 1st through November 1st and any other time (such as during stock runs)
	that TSID is diverting water from Whychus Creek.

OR

Water is requested to be protected at a point at the following location (i.e. legal description of the point of diversion (POD))

Public Use for which conserved water right should be managed under an instream right (check at least one box):

Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, and other ecological values.

Recreation.

Pollution Abatement.

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			M	

List ony syle	tina inatra	am water rights	at the same point or within the	come requested reach(es)				
	None.	am water rights	at the same point of within the	same requested reactives).				
	Instream Water Right Certificates: There are multiple temporary (i.e. annual) and permanent							
			e requested reach. They are man					
established u conserved w	ander ORS ater) and r cation pro	537.348 (instre	am transfer application process) of any instream water right esta	dditive to any instream water right and ORS 537.470 (allocation of ablished under ORS 537.341 (state m perennial streamflows) with an earlier				
	Yes [No. If no, ple	ease explain your intent below:					
		nm flow intended inage system?	d to exceed the estimated average	ge natural flow or natural lake level				
\boxtimes	No; OF	L						
		ovide supporting		tes why additional flows are significant				
		Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:						
		applied for unde the requested pu	er ORS 537.338 (state agency in	am amount of any instream water right stream water right application process); use; and the requested reach covers a mam water right; and				
		The stream is in instream period		ority watershed during the requested				
		The stream is lis	sted as water quality limited by	DEQ.				
PROJECT	SCHEDU	LE:						
N/A □ N/A			been completed, please provide	the dates on which the applicant intend				
	to do the	following:	Complete Construction and File	Paguaget that Entire Consoured Water				
	Begin Co	nstruction	Complete Construction and File Notice of Completion	Request that Entire Conserved Water Allocation be Finalized				
	Date: 1/1/.		Date: 12/31/2013	*Date:12/31/2013				
	* Must be y	within 3 years from	the date of filing the Notice of Comple	elion.				
				f more than 25 percent of the project costs				
				bmit evidence that you have attempted to governmental entities or other organization				
			egarding the allocation of conserve					
□ N/A	For a pro	ject that has bee	n completed, provide the dates	when the conservation measures were				
	implemen	nted and the date	e by which the applicant intends	to request the allocation be finalized.				
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	Were Imp	tion Measures	Request that Entire Conserved Wat Allocation be Finalized	er				
JUN 0	4 *Date:		**Date:					
			r to the date of filing this application. m the date of filing this Application an	d Notice of Completion.				

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FUNDING

N/A ₪	Federal or state public funds that are not subject to repayment are to be used for the project. Refer to OAR 690-018-0040(18)(a)-(d) for further information in completing this section.
\boxtimes	Source of Funding:
	Total cost for project engineering \$ Total cost for construction \$2,208,922
	The present value of any incremental changes in the cost of operations and maintenance that are directly attributable to the project that would not be incurred or realized in the absences of the project is \$Pressurized deliveries will eliminate the need for TSID patrons to use 2-3 million kwh of electricity. Additionally, when future phases are complete (2015), TSID will have the ability to install a 0.3 MW in line hydroelectric turbine, generating 1 million kwh annually.
	The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental changes in the costs of operations and maintenance to be provided from federal or state public funds that are not subject to repayment is \$
	The amount of funding and the value of any in-kind contributions for project engineering and construction and for any incremental change since costs of operations and maintenance to be provided from other funds is \$1,358,922.
∏ N/A	Enter the percentage from Table 3, Column B (Applicant's Portion of Conserved Water) <u>0</u> %. If this is more than 25%, what portion of project funds (expressed as a percentage) come from federal or state public sources?%
⊠ N/A	The Oregon Watershed Enhancement Board (OWEB) have a contractual interest in this project. The OWEB project number is <u>212-4999-10253</u> .

FEE CALCULATION

Fee Schedule – ORS 536.050	http://ww	w.oregon.gov/owrd/pubs/docs/forms/fee_schedule_4_2012.pdf
\$850 - Base (1st Water Right)		Add \$300.00 for each additional right
	\$850 + (_x \$300) = Total Fee \$

	Fee Waiver Worksheet	
	alify for a waiver of up to 50%, you must provide evidence to establish your application meets the ing criteria:	
	(a) Will be converted to an instream right pursuant to ORS 537.348; or	
	(b) Is necessary to complete a project funded under ORS 541.375 (OWEB); or	
	(c) Is approved by the Oregon Department of Fish and Wildlife as a project that will result in a net benefit to fish and wildlife habitat. See OAR 690-018-0040(25).	VRD
If the p	project meets one of the above standards, use the following formula to calculate the fees:	0
	(d) Enter Percentage from Table 3, Column A = 100%	BY
	(e) Deduct 25% from percentage in (d) above = 75 %	0
	(f) Enter the lesser of (e) above or 50% <u>50</u>	2
	(g) Total Fee x % waived (f) = Fee Waiver \$425*	C
	Example: $(d) = 100\% - 25\%$ $(e) = 75\%$ $(max 50\% \text{ waived}) = Fee x 50\% = Fee Waiver$	ď



Total Fee \$850 – Fee Waiver (g) \$425 = Amount Due \$425

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List of Exhibits

TSID Conserved Water Application TSID Main Canal Piping Phase 4

Exhibit A C-74135

Exhibit B Special Order Volume 88, page 533

Exhibit C Project Map

Exhibit D TSID Conserved Water Policy

Exhibit E TSID Board Resolution

Exhibit F Deschutes County Land Use Form

Exhibit G Resolution of Potential Conflicts (Cyrus support letter)

Exhibit H DEQ Support Letter

Exhibit I OPRD Support Letter

Exhibit J Affidavit of Beneficial Use

Exhibit K Local Government Notification Letters

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Exhibit A CW-77

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SQUAW CREEK IRRIGATION DISTRICT PO BOX 2230 SISTERS, OREGON 97759

confirms the right to use the waters of SQUAW CREEK, a tributary of THE DESCHUTES RIVER, for IRRIGATING 7,567.76 ACRES, POND MAINTENANCE, INDUSTRIAL USE, AND STOCK WATER.

This right was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Pages 121, 122, 123, 124, 435, 438, 445, 472, and 473. The dates of priority are 1869, 1885, 1887, 1889, 1893, 1895, 1899, 1900, 1901, 1903, and 1904.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 153.02 CUBIC FEET PER SECOND, BEING 151.35 CFS FOR IRRIGATION, 1.57 CFS FOR POND MAINTENANCE AND 0.10 CFS FOR INDUSTRIAL USE, or its equivalent in case of rotation, measured at the point of diversion from the source. The maximum diversion rate by priority date is:

		Priority	Acres (equivalent)	Maximum CFS
		1869	48.00	0.96
		1885	79.05	1.58
		1887	150.00	3.00
		1889	201.50	4.03
		1893	39.50	0.79
- 11	-	1895	5716.75	114.34
		1899	108.80	2.18
		1900	54.00	1.08
		1901	22.30	0.45
		1903	360.60	7.21
		1904	870.60	17.41

The point of diversion is located as follows:

SW¼ SW¼, SECTION 21, T. 15 S., R. 10 E., W.M.; 998 FEET NORTH AND 1211 FEET EAST FROM THE SW CORNER OF SECTION 21.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FIFTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

A description of the place of use to which this right is appurtenant is as follows:

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SALEM, OR

Consider Sp. 0. W. 53 . 888

SEE NEXT PAGE

T-8392

SE% SE% 2501 4.00 IRR 1895 Hurtley, David & Judy SE% SE% 2502 5.00 IRR 1895 Hurtley, David & Judy SE% SE% 2503 3.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy Section 36	Page 3
SE% SE% 2501 4.00 IRR 1895 Hurtley, David & Judy SE% SE% 2502 5.00 IRR 1895 Hurtley, David & Judy SE% SE% 2503 3.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy	Page 3
SE% SE% 2501 4.00 IRR 1895 Hurtley, David & Judy SE% SE% 2502 5.00 IRR 1895 Hurtley, David & Judy SE% SE% 2503 3.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy	
SE% SE% 2502 5.00 IRR 1895 Hurtley, David & Judy SE% SE% 2503 3.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy	
SE% SE% 2503 3.00 IRR 1895 Hurtley, David & Judy SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy	
SE% SE% 2504 4.00 IRR 1895 Hurtley, David & Judy	
Section 36	
Manualis 14 Cauth Danie 10 Mant W M	
Township 14 South, Range 10 East, W.M.	
NE% SW% 101 5.00 IRR 1895 Long Hollow Ranch	
SW% SW% 101 18.00 IRR 1895 Long Hollow Ranch	
SW% SW% 101 4.00 IRR 1904 Long Hollow Ranch	
SE% SW% 101 32.00 IRR 1895 Long Hollow Ranch	
SE% SW% 101 2.00 IRR 1904 Long Hollow Ranch	
NW% SE% 101 16.00 IRR 1895 Long Hollow Ranch	
SW% SE% 101 36.50 IRR 1895 Long Hollow Ranch	
SE% SE% 101 26.00 IRR 1895 Long Hollow Ranch	
Section 1	
CDV CDV 101 11 00 TDD 1005 Feet Weller Devil	
SE% SE% 101 11.00 IRR 1895 Long Hollow Ranch Section 2	
Section 2	
NE% NE% 101 25.50 IRR 1895 Long Hollow Ranch	
NE% NE% 101 1.00 IRR 1904 Long Hollow Ranch	
NW% NE% 101 17.50 IRR 1895 Long Hollow Ranch	
NW% NE% 101 2.50 IRR 1904 Long Hollow Ranch	
NE% NW% 101 4.00 IRR 1895 Long Hollow Ranch	
Section 11	
makes and the second on the same property of	
NEW NEW 103 23.50 IRR 1895 Long Hollow Ranch	
NWW NEW 103 8.50 IRR 1895 Long Hollow Ranch	
NW% NW% 100 6.00 IRR 1895 Long Hollow Ranch NW% NW% 100 3.00 IRR 1904 Long Hollow Ranch	
Section 12	
NW% NE% 200 5.00 IRR 1895 Simon, Jim	
SW% NE% 300 0.68 IRR 1895 Friend, Chester & Pame	la
SE% NE% 401 14.00 IRR 1895 Friend, Chester & Pame	la
NE% NW% 200 19.50 IRR 1904 Simon, Jim	
SW% NW% 500 13.50 IRR 1895 Simon, Jim	
SE% NW% 500 5.50 IRR 1895 Simon, Jim	
NE% SW% 500 8.00 IRR 1895 Simon, Jim	
NW% SW% 500 33.00 IRR 1895 Simon, Jim	
SW% SW% 700 21.50 IRR 1895 Kavanagh, Geraldine SW% SW% 700 0.50 IRR 1904 Kavanagh, Geraldine	
SW% SW% 700 0.50 IRR 1904 Kavanagh, Geraldine SW% SW% 800 4.00 IRR 1895 Kavanagh, Geraldine	
SE% SW% 600 5.87 IRR 1895 Sanders, Ed & Betty	
NE% SE% 401 37.00 IRR 1895 Friend, Chester & Pame	la
NW% SE% 300 1.50 IRR 1895 Friend, Chester & Pame	
SW% SE% 400 22.00 IRR 1895 Sanders, Ed & Betty	1914
SE% SE% 400 12.00 IRR 1895 Sanders, Ed & Betty	
SE% SE% 401 12.00 IRR 1895 Friend, Chester & Pame	la
Section 13	
THE PERSON NAMED OF THE PE	
SE% SE% 700 3.50 IRR 1895 Kavanagh, Geraldine	
SEW SEW 700 3.10 IRR 1904 Kavanagh, Geraldine	
SE% SE% 800 2.00 IRR 1895 Kavanagh, Geraldine Section 14	
Section 14	RECE
NE% SW% 600 2.10 IRR 1895 Elmore, Michael	ILUE
NE% SW% /00 2.10 IRR 1895 Elmore, Michael	J
NE% SW% 700 2.10 IRR 1895 Elmore, Michael SE% SW% 600 2.90 IRR 1895 Elmore, Michael	U
SE% SW% 600 2.90 IRR 1895 Elmore, Michael	

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Page 5
Lot
        QD
               Tax lot Acres
                              Type
                                     Priority
                                                Owner
     NW% SE%
                5300
                        1.60
                                IRR
                                      1899
                                             Leason, John
     SW% SE%
                5400
                       12.20
                                IRR
                                      1895
                                             Leason, John
     SE% SE%
                5500
                      39.10
                                IRR
                                      1895
                                             Leason, John
                            Section 31
     NE% NE%
                 100
                      29.00
                                IRR
                                      1895
                                             Longley, Tom
     NW1/4 NE1/4
                 100
                      32.50
                                IRR
                                      1895
                                             Longley, Tom
     SW1/4 NE1/4
                 100
                       7.00
                                IRR
                                      1895
                                             Longley, Tom
     SE% NE%
                 100
                      11.00
                                IRR
                                      1895
                                             Longley, Tom
     SW% SW%
                1200
                      16.00
                                IRR
                                      1895
                                             King, Robert & Nancy
     SE% SE%
                1700
                       6.00
                                IRR
                                      1895
                                             Hicks, John & Barbara
                1701
                      12.50
                                IRR
                                             Russell, Gordon
     SE% SE%
                                      1895
     SE% SE%
                1702
                       1.50
                                IRR
                                      1895
                                             Hicks, John & Barbara
                            Section 32
     NW1/4 NW1/4
                400
                      20.00
                                IRR
                                      1895
                                             Longley, Tom
                       1.00
                                POND 1895
     NW1/4 NW1/4
                 400
                                             Longley, Tom
                       5.00
     SE% NW%
                500
                                IND
                                      1904
                                             S.C.I.D., Mac. Pond
     NE% SW%
               3600
                        8.50
                                IRR
                                      1895
                                             Carmell, John P. & Ramona J
               3600
                       0.50
                                POND 1895
                                             Carmell, John P. & Ramona J
     NE% SW%
     NW% SW%
               1300
                       2.50
                                IRR
                                      1895
                                             Nicholson, Brad & Molly
     SW1/4 SW1/4
               1300
                       0.50
                                IRR
                                      1895
                                             Nicholson, Brad & Molly
     SW% SW%
                1400
                       7.00
                                IRR
                                      1895
                                             Johnson, Don
     SW% SW%
                1500
                       5.00
                                IRR
                                      1895
                                             Mason, Don R. & Willadean
     SW14 SW14
                1600
                       8.00
                                IRR
                                      1895
                                             Johnson, Don
     SW1/4 SW1/4
                       6.00
                1700
                                IRR
                                      1895
                                             Stephenson, Robert & Patricia
     SW% SW%
               3500
                       1.00
                                IRR
                                      1895
                                             Jewett, Daniel & Jeanne
     SE% SW%
               1700
                       1.00
                                      1895
                                IRR
                                             Stephenson, Robert & Patricia
     SE% SW%
               1800
                       5.00
                                IRR
                                      1895
                                             Sage, L. Gordon & Linda
     SE% SW%
               3500
                       4.00
                                IRR
                                      1895
                                             Jewett, Daniel & Jeanne
     NW% SE%
                500
                       9.10
                                POND 1895
                                             S.C.I.D., Mac. Pond
     SE% SE%
               2400
                       8.00
                                IRR
                                      1895
                                             McCullough, William & Shirly
     SE% SE%
               2500
                       7.50
                                IRR
                                      1895
                                             Gerland, Jacqueline
     SE% SE%
               2600
                       7.50
                                IRR
                                      1895
                                             Gerland, Jacqueline
                            Section 33
                Township 14 South, Range 11 East, W.M.
     NE% NE%
                800
                     15.50
                                IRR
                                      1895
1
                                             Williams, Don & Myrtle
2
     NW% NE%
                800
                      27.00
                                      1895
                                             Williams, Don & Myrtle
                                IRR
                800
     SW% NE%
                      25.00
                                IRR
                                      1895
                                             Williams, Don & Myrtle
     SE% NE%
                800
                      10.00
                                             Williams, Don & Myrtle
                                IRR
                                      1895
     NE% NW%
                800
                      10.50
                                IRR
                                      1895
                                             Williams, Don & Myrtle
     SE% NW%
                800
                       7.00
                                IRR
                                      1895
                                             Williams, Don & Myrtle
                            Section 5
     NE% NW%
                902
                      40.00
                                IRR
                                      1895
                                             Page, Richard
                902
     SE% NW%
                       1.50
                                IRR
                                      1895
                                             Page, Richard
     SE% NW%
                902
                       6.00
                                IRR
                                      1904
                                             Page, Richard
     NE% SW%
                900
                       5.00
                                      1895
                                             Wallace, Al
                                IRR
     NW% SW%
               1000
                       2.50
                                      1895
                               IRR
                                             Wallace, Al
     NW% SW%
               1000
                       6.00
                               IRR
                                      1904
                                             Wallace, Al
     SW14 SW14
               1000
                      35.00
                               IRR
                                      1895
                                             Wallace, Al
     SW1/4 SW1/4
               1000
                       5.00
                               IRR
                                      1904
                                             Wallace, Al
     SE' SW'
                900
                      25.50
                               IRR
                                      1895
                                             Wallace, Al
                                                                      RECEIVED BY OWRD
     SE% SW%
                900
                      6.00
                               IRR
                                      1904
                                             Wallace, Al
     SW% SE%
                800
                      18.00
                               IRR
                                     1895
                                             Williams, Don & Myrtle
                           Section 6
                800
     NW% NE%
                      11.00
                               IRR
                                      1895
                                             Williams, Don & Myrtle
    NW% NE%
                800
                      11.50
                                IRR
                                      1899
                                             Williams, Don & Myrtle
    NE% NW%
                999
                      17.50
                               IRR
                                      1895
                                             Wallace, Al
    NW1/4 NW1/4
               1000
                      31.00
                               IRR
                                      1895
                                             Wallace, Al
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			-			as anni			Page 7	
Lot	gΩ	Tax lot	ACTES	Type	Priorit	y Owne	r			
	SE% NE%	100	27.30	IRR	1900		on, Opal			
3	NE% NW%	100	1.00	IRR	1900	700	on, Opal			
4	NW% NW%	100	6.00	IRR	1900		on, Opal			H
	NE% SE%	100	1.70	IRR	1900	Thomps	on, Opal			111
			S	ection	2					
	NE¼ NE¼	100	7.00	IRR	1903		, Joan H			
	SE% NE%	100	11.00	IRR	1903		, Joan H		- 1]]]
	NE% SE%	100	23.00	IRR	1903		, Joan H)	
	NW% SE%	100	23.00	IRR	1903		, Joan H			
	SW% SE%	100	29.00	IRR	1903		, Joan H			
	SE% SE%	100	31.00 S	IRR	1903 11	Lazy Z	, Joan H	111		
		1.00	25.50		1000		**** 3 3 3			
	NE% NE%	100	35.50	IRR	1889		Willard	& Mae		H
	NW¼ NE¼	200	10.70	IRR	1895	-	l, Mary			
	NW¼ NE¼	302	8.40	IRR	1895		may, Anii		7	
	NW¼ NE¼ NW¼ NE¼	303 303	7.90	IRR POND	1895 1895		may, Anii may, Anii		1	
	SW% NE%	303	15.30	IRR	1895		, James		9	
	SE% NE%	100	6.20	IRR	1889		Willard			
	NE% NW%	302	6.70	IRR	1895		may, Anit			ill
	NE% NW%	303	9.40	IRR	1895		may, Ani			
	NE% NW%	304	3.00	IRR	1895		may, Anit		1	
	NE% NW%	304	0.10	POND	1895		may, Anit		1	
	NW1/4 SW1/4	500	19.00	IRR	1904		Keith &			Ш
	SW1/4 SW1/4	500	17.00	IRR	1904		Keith &			
	NE% SE%	100	6.60	IRR	1895	Cyrus,	Willard	& Mae		
	NE% SE%	100	10.40	IRR	1904	Cyrus,	Willard	& Mae		
	NW1/4 SE1/4	700	23.00	IRR	1904		Keith &			JII .
	SW1/4 SE1/4	700	15.00	IRR	1895		Keith &			111
	SE% SE%	700	39.00 Se	IRR	1895 12	Cyrus,	Keith &	Connie		
	SEED VILLED	0.00				141334111	11.00	uses.		
	NE¼ NE¼	100	6.50	IRR	1885		Keith &			
	NE% NE%	100	8.50	IRR	1895		Keith &			
	NE% NE%	100	10.00	IRR	1903		Keith &			
	NE% NE%	100	7.50	IRR	1904 1885		Keith &			
	NW% NE%	100	0.55 9.50	IRR	1895		Keith & Keith &		10	
	NW% NE%	100	26.00	IRR	1904		Keith &			
	SW¼ NE¼	100	6.00	IRR	1903		Keith &		1	
	SW% NE%	100	23.50	IRR	1904		Keith &			1
	SE% NE%	100	32.50	IRR	1903		Keith &			
	SE% NE%	100	3.50	IRR	1904		Keith &			
	NE% NW%	100	24.00	IRR	1903		Keith &			
	NW¼ NW¼	100	23.50	IRR	1904		Keith &			1
	SW% NW%	100	8.00	IRR	1904		Keith &			
	SE% NW%	100	11.30	IRR	1901		Keith &			
	SE% NW%	100	10.00	IRR	1904	1 2	Keith &			
	NE% SW%	500	0.50	IRR	1904	_	Keith &			1
	NEW SWW	500	5.50	POND	1904		Keith &			
	NEW SWW	501	1.50	POND	1904		Keith &			
	NE% SW%	701 702	1.00	POND	1903 1903	-	Keith & Keith &			
	SW% SW%	702	0.60	IRR	1895	-	Charles		OL V	
	SE' SW'	700	4.90	IRR	1895		Charles			
	SE% SW%	705	3.80	IRR	1895		Jerry 8			
	NE% SE%	702	19.60	IRR	1904		Keith &		DECE	Laurence and
	NW% SE%	500	0.50	IRR	1904		Keith &		RECEIV	D BY ON
	NW1/4 SE1/4	702	19.50	IRR	1904		Keith &			
	SW% SE%	704	4.50	IRR	1895	T7	James 8	D		0 4 2013

						Page 9
Lot	ΦŌ	Tax lot	Acres	Type	Priority	Z Owner
4	NW% NW%	1101	30.00	IRR	1895	Sharp, Clay
			S	ection	3	
1	NE% NE%	600	15.00	IRR	1895	Kendrick, Jerry & Jo
2	NW% NE%	100	25.00	IRR	1895	Hermens, Marvin & Virginia
•	SW% NE%	100	40.00	IRR	1895	Hermens, Marvin & Virginia
3	NE% NW%	201	39.50	IRR	1895	Keeton, Arland & Jean
	NW% NW%	200	11.00	IRR	1895	Johnson, Don
1	NW% NW%	201	16.50	IRR	1895	Keeton, Arland & Jean
	NW¼ NW¼	202	4.50	IRR	1895	Hufstader, Rick
	SW% NW%	201	36.00	IRR	1895	Keeton, Arland & Jean
	SW1/4 NW1/4	201	3.00	POND	1895	Keeton, Arland & Jean
	SE% NW%	201	40.50	IRR	1895	Keeton, Arland & Jean
	NE% SW%	400	40.00	IRR	1895	Hahn, Frederick & Elaine
	NW% SW%	301	37.50	IRR	1895	Keeton, Arland & Jean
	SW% SW%	401	34.00	IRR	1895	Bauer, Kimerly
	SW% SW%	401	1.00	POND	1895	Bauer, Kimerly
	SE% SW%	402	40.00	IRR	1895	Brennan, Casey
	NE% SE% NW% SE%	100 100	18.00	IRR IRR	1895 1895	Hermens, Marvin & Virginia Hermens, Marvin & Virginia
	SW% SE%	100	39.00	IRR	1895	Hermens, Marvin & Virginia
	SE% SE%	100	25.00	IRR	1895	Hermens, Marvin & Virginia
	A 55A	200		ection		
						172.5
	NE% NE%	102	9.00	IRR	1895	Graham, Bonnie
	NE% NE%	103	13.00	IRR	1895	Wilson, Burt & Jackie
	NE% NE%	104	7.50	IRR	1895	Rogers, John & Sharon
	SW% NE%	100	4.50	IRR	1895	Simon, Cheryle
	SW% NE%	105	19.00	IRR	1895	Murphy/Berge, Janice/Dick
	SE% NE%	105 302	37.00	IRR	1895	Murphy/Berge, Janice/Dick
	NW% NW%	302	7.50	IRR	1895 1895	Barclay, David Tewalt, Richard & Norma
	NW% NW%	305	8.50	IRR	1895	Tewalt, Richard & Norma
	SW¼ NW¼	301	16.00	IRR	1895	Pardo, Sharon
	SW¼ NW¼	304	17.50	IRR	1895	York, Ervin
	SW% NW%	306	2.50	IRR	1895	York, Ervin
	SE% NW%	101	1.00	IRR	1895	Simon, Cheryle
	NE% SW%	400	36.00	IRR	1895	Redfield, Tygh
	NW% SW%	400	36.00	IRR	1895	Redfield, Tygh
	SW% SW%	400	36.00	IRR	1895	Redfield, Tygh
	SE% SW%	400	38.00	IRR		Redfield, Tygh
	SE% SW%	400	1.00	POND		Redfield, Tygh
	NEW SEW	500	18.00	IRR	1889	Clemens, Cecile
	NE% SE%	500	17.00	IRR		Clemens, Cecile
	NW14 SE14	500 500	7.00	IRR	1889	Clemens, Cecile
	NW% SE%	500	37.00	IRR IRR		Clemens, Cecile Clemens, Cecile
	SE% SE%	500	31.00	IRR		Clemens, Cecile
	DUA	500		ction 5		
	NEW MEN	200	37 00	TDD	1005	Salmon Boy & Marraia
	NE% NE%	100	0.30	IRR POND		Salmon, Roy & Marcia Salmon, Roy & Marcia
	NW% NE%	100	0.20	IRR		Salmon, Roy & Marcia
	SW% NE%		28.00	IRR		Sokol, Dorro
	SE% NE%	100	2.00	IRR		Salmon, Roy & Marcia
	SE% NE%	100	0.50	POND		Salmon, Roy & Marcia
	SE% NE%		12.00	IRR		Sokol, Dorro
	SE% NE%		20.00	IRR		Sokol, Dorro
	SE% NE%	101	5.50	IRR		Sokol, Dorro Carollo, Ed & Barbara
	NE% NW%	1000	5.00	IRR		
	NE% NW%	700	2.50	IRR		Hurtley, David & Judy
	NE% NW%	800	2.00	IRR	1895	Hurtley, David & Judy 0 4 2013

OAT ENA OR

Lot	QQ	Tax lot	Acres	Type	Priority	Page 11 Owner
	NW% NW%	200	29.00	IRR	1895	Tumalo Farms
	NW% NW%	200	1.00	POND	1895	Tumalo Farms
	SW% NW%	200	34.50	IRR	1895	Tumalo Farms
	SW% NW%	200	1.00	POND	1895	Tumalo Farms
	SE% NW%	200	40.00	IRR	1895	Tumalo Farms
	NE% SW%	300	41.00	IRR	1895	Jones, Aaron U.
	NW14 SW14	3-00	35.00	IRR		Jones, Aaron-U
	NW% SW%	300	1.00	POND	1895	Jones, Aaron U.
	SW% SW%	400 600	14.00	IRR IRR	1895 1895	Lambert, Bob & Sandy Brockway, Robert & Meg
	SW% SW%	600	1.00	POND	1895	Brockway, Robert & Meg
	SE% SW%	500	13.00	IRR	1895	Lambert, Bob & Sandy
	SE% SW%	500	1.00	POND	1895	Lambert, Bob & Sandy
	SE% SW%	600	19.00	IRR	1895	Brockway, Robert & Meg
	NE% SE%	100	38.50	IRR	1895	Tumalo Farms
	NW% SE%	100	41.00	IRR	1895	Tumalo Farms
	SW1/4 SE1/4	700	32.50	IRR	1895	Tumalo Farms
	SE% SE%	700	26.00	IRR	1895	Tumalo Farms
			Se	ection	8	
	NE% NE%	400	7.50	IRR	1895	Keeton, Arland & Jean
	NW% NE%	400	31.00	IRR	1895	Keeton, Arland & Jean
	NE% NW%	100	3.40	IRR	1885	Keeton, Arland & Jean
	NE% NW%	100	4.00	IRR	1889	Keeton, Arland & Jean
	NE% NW%	100	19.10	IRR		Keeton, Arland & Jean
	NE¼ NW¼	100 100	4.00	POND		Keeton, Arland & Jean Keeton, Arland & Jean
	NW% NW%	100	16.00	IRR IRR		Keeton, Arland & Jean
	NW¼ NW¼	100	17.90	IRR		Keeton, Arland & Jean
	SW% NW%	100	4.00	IRR		Keeton, Arland & Jean
	SE% NW%	100	2.00	IRR		Keeton, Arland & Jean
			Se	ection 9		
	NE% NW%	200	11.00	IRR	1895	Resnick, Bruce & Tracy
	NW¼ NW¼	200	36.00	IRR	1895	Resnick, Bruce & Tracy
	SW1/4 NW1/4	300	19.50	IRR	1895	Vavrinec, Michael & Jamie
	SW% NW%	400	3.50	IRR	1895	Vavrinec, Michael & Jamie
	SE% NW%	400	2.10	IRR		Vavrinec, Michael & Jamie
	SE% NW%	500	5.40	IRR		Vavrinec, Michael & Jamie
			Se	ection 1	L7	
	NE% NE%	100	38.00	IRR	1895	Friend, Robert & Sandra
	NW¼ NE¼	100	36.00	IRR		Friend, Robert & Sandra
	NW% NE%	100	1.00	POND		Friend, Robert & Sandra
	SW% NE%	800	23.50	IRR		Cyrus, Willard & Mae
	SW% NE%	800	0.04	POND		Cyrus, Willard & Mae
	SE% NE%	1000 800	1.50	IRR		Cochran, Gene & Mary Jo
	SE% NE%	900	12.50	IRR		Cyrus, Willard & Mae Cochran, Gene & Mary Jo
	NE% NW%	200	16.00	IRR		Stotts, Larry & Carol
	NE% NW%	300	7.50	IRR		Fetrow, Scott & Lisa
	NE% NW%	301	1.00	IRR		Fetrow, Scott & Lisa
	NE% NW%	400	3.90	IRR		Knott, Leonard & Kay
	NE% NW%	400	0.10	POND		Knott, Leonard & Kay
l	NW% NW%	300	6.00	IRR		Fetrow, Scott & Lisa
1	NW% NW%	300	0.50	POND		Fetrow, Scott & Lisa
L	NW% NW%		10.00	IRR		Knott, Leonard & Kay
)	SW% NW%		22.60	IRR		Cyrus, Willard & Mae Cyrus, Willard & Mae RECE VED BY OW
2	SW% NW%	700 700	4.16	IRR POND		Cyrus, Willard & Mae Cyrus, Willard & Mae
	SE% NW%		12.00	IRR		Circuia Willand C Man
	SE% NW%	700	4.50	IRR		Cyrus, Willard & Mae Cyrus, Willard & Mae 0 4 2013
					Trialle-0	

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NE% SW%
               1601
                      4.00
                              IRR
                                   1895
                                           Currie, Albert Lee & Marcy
     NE% SW%
                700
                      7.00
                              IRR
                                   1869
                                           Cyrus, Willard & Mae
                     2.00
                                   1895
                                         Cyrus, Willard & Mae
     NE% SW%
               700
                              IRR
                    10.00
3
     NW1/4 SW1/4
               1800
                              IRR
                                   1901
                                           Nulton, Karl & Patricia
     NW1/4 SW1/4
                    12.50
                              IRR
3
              1900
                                   1895
                                           Pray, Donald & Corrine
3
     NW% SW%
                     1.00
                              IRR
                                   1901
               1900
                                           Pray, Donald & Corrine
3
                      6.40
                              IRR
                                   1869
     NW% SW%
                700
                                           Cyrus, Willard & Mae
3
     NW14 SW14
                700
                      2.20
                              IRR
                                   1895
                                           Cyrus, Willard & Mae
                                   1895
     SW14 SW14
               2000
                     17.00
                              IRR
                                           MJM Ranch, Gatlin & MacNeill
     SW1/4 SW1/4
               2000
                      0.50
                              POND 1895
                                           MJM Ranch, Gatlin & MacNeill
     SW1/4 SW1/4
               2100
                     11.00
                              IRR
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     SE% SW%
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     NW% NE%
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     SE% NE%
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                                           Vetterlein, Don
     NE% NW%
               3303
                    3.50 IRR 1895
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     NE% NW%
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                     2.00
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     NW1/4 NW1/4
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     NW1/4 NW1/4
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                                           Whitehead, Ron
     NW1/4 NW1/4
                201
                    10.00
                                    1895
                                           Kolbe, Eugene & Julie
                              IRR
     NW1/4 NW1/4
                201
                      3.50
                              IRR
                                    1904
                                           Kolbe, Eugene & Julie
     NW1/4 NW1/4
                99
                    11.00
                              IRR
                                    1895
                                           Buell, Jerry & Nancy
2
     SW1/4 NW1/4
               302
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                                           Keith, Whitehead
2
     SW% NW%
                    10.50 IRR
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2
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                                           Buell, Jerry & Nancy
     SE% NW%
               302
                    11.50
                              IRR
                                    1895
                                           Keith, Whitehead
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Section 30 Township 15 South, Range 11 East, W.M.

1904

1895

1904

Keith, Whitehead

Keith, Whitehead

Keith, Whitehead

IRR

IRR

IRR

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SE% NW%

SE% NW%

SE% NW%

302

304

304

4.00

11.50

1.50

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This certificate is issued to confirm changes in use and place of use approved by an order of the Water Resources Director entered <u>DEC 2 9 1997</u>, in Special Order Volume 1, Page 1407, approving the Squaw Creek Irrigation District petition for water rights mapping under ORS 541.325 to 541.333. This certificate also confirms the transfers and supersedes the certificates listed in the above order.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed ____

12/29/97

Martha O. Pagel, Director

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Recorded in State Record of Water Right Certificates numbered 74135.

HB-3111.BWB

Exhibit B CW-77

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of the Allocation of Conserved Water Application CW-66, Certificate 74135, Deschutes and Jefferson Counties

-) ORDER FINALIZING THE FINAL
-) PORTION OF INCREMENT III OF
-) ALLOCATION OF CONSERVED
-) WATER PROJECT CW-66

Authority

ORS 537.455 to 537.500 as amended by 2003 HB 2456, authorize and establish the process in which a water right holder may submit a request for an allocation of conserved water. OAR Chapter 690, Division 018 implements the statutes and provides the Department's procedures and criteria for evaluating allocation of conserved water applications.

Applicant

THREE SISTERS IRRIGATION DISTRICT PO BOX 2230 SISTERS, OR 97759 Agent

DESCHUTES RIVER CONSERVANCY 700 NW HILL BEND, OR 97701

Findings of Fact

- On December 22, 2009 the Deschutes River Conservancy (DRC), acting as the agent for Three Sisters Irrigation District (TSID) filed an allocation of conserved water application. The Department assigned the application number CW-66.
- On August 11, 2010 the Department issued Special Order Volume 81, Page 693, approving Allocation of Conserved Water Application CW-66. The Order also determined the approximate starting point for CW-66 was as follows:

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This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

A tidina?

Priority	Maximum CFS
1869	0.96
1885	1.30
1887	3.00
1889	4.03
1893	0.79
1895	104.83
1899	2.03
1900	0.75
1901	0.45
1903	6.88
1904	12.66
Total:	137.68

- 3. The order approving Allocation of Conserved Water Application CW-66 indicated the Applicants anticipated the project would conserve a total of 6.00 CFS of water. However, the order provided that the total quantity of water to be conserved would be adjusted by the actual results achieved by each increment of the project.
- 4. On October 20, 2010 the Department issued Special Order Volume 82, Page 1154, which approved the Increment I of Allocation of Conserved Water Project CW-66. The order determined that completion of Increment I of CW-66 had resulted in the conservation of 2.00 CFS of water. The order also determined that 100% of the conserved water would be protected instream and that the quantity of water lawfully available under the remaining portion of Certificate 74135 would be reduced as follows:

Priority Date	Rate (cfs)
1895	2.00

The acreage, rate, duty, and priority dates are subject to modification by any previously approved transfers, cancellations, corrections, allocations of conserved water, or other prior modification to Certificate 74135. The associated priority date and rate of the remaining right shall be approximately:

Priority	Maximum CFS
1869	0.96
1885	1.30
1887	3.00
1889	4.03
1893	0.79
1895	102.83
1899	2.03
1900	0.75
1901	0.45
1903	6.88
1904	12.66
Total:	135.68

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5. On May 25, 2011 the Department issued Special Order Volume 84, Page 321, which approved Increment II of Allocation of Conserved Water Project CW-66. The order determined that completion of Increment II of Allocation of Conserved Water Application CW-66 resulted in the conservation of 2.00 CFS of water. The order also determined that 100% of the conserved water would be protected instream and that the quantity of water lawfully available under the remaining portion of Certificate 74135 would be reduced as follows:

Priority Date	Rate (cfs)
1895	2.00

The acreage, rate, duty, and priority dates are subject to modification by any previously approved transfers, cancellations, corrections, allocations of conserved water, or other prior modification to Certificate 74135. The associated priority date and rate of the remaining right shall be approximately:

Priority	Maximum CFS
1869	0.96
1885	1.30
1887	3.00
1889	4.03
1893	0.79
1895	100.83
1899	2.03
1900	0.75
1901	0.45
1903	6.88
1904	12.66
Total:	133.68*

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6. On October 21, 2011 the Department issued Special Order Volume 85, Page 579, which approved the first portion of Increment III of Allocation of Conserved Water Project CW-66. The order determined that completion of the first portion of Increment III of CW-66 resulted in the conservation of 2.00 CFS of water. The order also determined that 100% of the conserved water would be protected instream and that the quantity of water lawfully available under the remaining portion of Certificate 74135 would be reduced as follows:

Priority Date	Rate (cfs)
1895	2.00

The acreage, rate, duty, and priority dates are subject to modification by any previously approved transfers, cancellations, corrections, allocations of conserved water, or other prior

^{* 133.68} CFS represents the quantity of water remaining under Certificate 74135 and corrects a scriveners' error recorded in Special Order Volume 84 at Page 322, which incorrectly indicated total remaining rate was 135.68 CFS.

The quantities of water listed under each priority were correctly shown and total 133.68 CFS.

CW-66.KJT

Page 3 of 6

Special Order Volume 88 Page 535

CW-77

modification to Certificate 74135. The associated priority date and rate of the remaining right shall be approximately:

Priority	Maximum CFS
1869	0.96
1885	1.30
1887	3.00
1889	4.03
1893	0.79
1895	98.83
1899	2.03
1900	0.75
1901	0.45
1903	6.88
1904	12.66
Total:	131.68

7. Also on October 21, 2011 the Department issued Special Order Volume 85, Page 582, which approved the second portion of Increment III of Allocation of Conserved Water Project CW-66. The order determined that completion of the second portion of Increment III of CW-66 resulted in the conservation of 1.00 CFS of water. The order also determined that 100% of the conserved water would be protected instream and that the quantity of water lawfully available under the remaining portion of Certificate 74135 would be reduced as follows:

Priority Date	Rate (cfs)			
1895	1.00			

The acreage, rate, duty, and priority dates are subject to modification by any previously approved transfers, cancellations, corrections, allocations of conserved water, or other prior modification to Certificate 74135. The associated priority date and rate of the remaining right shall be approximately:

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Priority	Maximum CFS		
1869	0.96 1.30 3.00		
1885			
1887			
1889	4.03		
1893	0.79 97.83		
1895			
1899	2.03 0.75		
1900			
1901	0.45		
1903	6.88		
1904	12.66		
Total:	130.68		

8. On August 28, 2012 Three Sisters Irrigation District (TSID) notified the Department that the final portion of Increment III of Allocation of Conserved Water Project CW-66 had been completed and resulted in the conservation of 1.0 CFS of water. The notification also

requested the Department to finalize the final portion of Increment III of Allocation of Conserved Water Project CW-66 and issue a new instream certificate for 1.0 CFS.

Now, therefore, it is ORDERED:

Certificate 74135 shall be modified. A new superseding certificate shall be issued to Three
Sisters Irrigation District for the remaining portion of Certificate 74135 upon a determination
that it is necessary to produce a certificate to confirm that remaining portion of the water
right. Approval of this allocation of conserved water reduces the amount of water lawfully
available under the remaining portion of Certificate 74135 as described below:

Priority Date	Rate (cfs)	
1895	1.00	

The acreage, rate, duty, and priority dates are subject to modification by any previously approved transfers, cancellations, corrections, allocations of conserved water, or other prior modification to Certificate 74135. The associated priority date and rate of the remaining right shall be approximately:

Priority	Maximum CFS 0.96	
1869		
1885	1.30 3.00	
1887		
1889	4.03	
1893	0.79 96.83 2.03 0.75 0.45	
1895		
1899		
1900		
1901		
1903	6.88	
1904	12.66	
Total:	129.68	

The maximum per acre rate for lands served under this right will not be affected by this allocation of conserved water.

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SALEM, OR

CW-77

2. Department shall issue a new Instream Water Right Certificate, which shall be for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values in Whychus Creek from the authorized point of diversion (approximately River Mile 23.5) for Certificate 74135 at:

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
15 S	10 E	WM	21	SW SW	998 FEET NORTH AND 1211 FEET EAST FROM THE SW CORNER OF SECTION 21

to the mouth of the Whychus Creek, at River Mile 0.0.

The instream water right shall be for a total of 1.0 cfs, with an 1895 priority date, and shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to any instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right. The rights shall allow for the use and protection of flows from April 1 through October 31 and at other times when Three Sisters Irrigation District, or its successor, is diverting water.

Dated at Salem, Oregon this 12 day of September 2012.

Dwigh Brench, Water Rights Services Administrator for

Phillip C Ward, Director

Mailing date: SEP 1 3 2012

Kody Thurgood prepared the order approving this instream lease. If you have any questions about the information in this order, you may reach Mr. Thurgood at 503-986-0892 or thurgodi@wrd.state.or.us.

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Three Sisters Irrigation District

Conserved Water Policy

Adopted July 5th, 2005 Reviewed & Adopted July 6, 2010

- A. Authority & Purpose. The Board of Directors (the "Board") of the Three Sisters Irrigation District (the "District") is required to adopt this Conserved Water Policy (this "Policy") pursuant to Oregon Administrative Rule ("OAR") 690-018-0025 if the district wants to allocate conserved water. The rule requires that if the District seeks allocations of conserved water pursuant to ORS 537.455 to 537.500, then it must adopt a policy that, at a minimum:
 - Describes how water saved by conservation measures will be allocated by the District
 - Describes how the District will address the allocation of conserved water percentages under ORS 537.470
 - Provides District patrons the opportunity to fund a share of the conservation project that
 is proportionate to the patron's share of the water rights involved in the allocation of
 conserved water and to receive a corresponding share of the conserved water
 - Provides District patrons an opportunity to petition for a vote by all District patrons on this Policy
 - Provides District patrons an opportunity to appeal a proposed District conservation project to the Board for failure to follow this Policy

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

- **B.** Definitions. The following definitions shall apply in this Policy.
 - 1. "Commission" means the Water Resources Commission.
 - "Conservation" means the reduction of the amount of water diverted to satisfy an
 existing beneficial use achieved either by improving the technology or method for
 diverting, transporting, applying or recovering the water or by implementing other
 approved conservation measures.
 - 3. "Conserved Water" means that amount of water that results from conservation measures, measured as the difference between:
 - a. The smaller of the amount stated on the water right or the maximum amount of water that can be diverted using the existing facilities; and RECEIVED BY OWRD

JUN 0 4 2013

- b. The amount of water needed after implementation of conservation measures to meet the beneficial use under the water right certificate.
- 4. "District Allocation" means the amount of Conserved Water allocated to the District by the Commission.
- 5. "Funding Patron" means a patron or patrons of the District that funds all or a portion of a water conservation project as provided in paragraph C of this Policy.
- 6. "Funding Partner" means a granting agency including Federal, State or local agencies as well as non-profits that fund a portion of the water conservation project. Examples include but not limited to DRC- Deschutes River Conservancy, OWEB-Oregon Watershed Enhancement Board, NFWF- National Fish and Wildlife Foundation, BOR- Bureau of Reclamation, NRCS- National Resources Conservation Service, USFS United States Forest Service, Soil & Water Conservation Districts, Watershed Councils, PGE, Tribes of Warm Springs, Bonneville Environmental Foundation, Northwest Power Conservation Council, Oregon Water Trust, etc.
- C. Applicability. This Policy applies only to applications for allocations of conserved water filed with the Oregon Water Resources Department by the District after November 5, 2004. This Policy does not apply to applications for allocations of conserved water filed by individuals, including District patrons.
- D. Conservation Projects with Funding Partners. For funding partners, conserved water will be divided into 2 portions. Saved water portion and conserved water application portion. The saved water will be used to firm up supply of the deliveries to existing water rights in the district. The conserved water application portion will be used to secure grant funding from funding partners to pay for the materials needed for the conservation project.

For a Funding Partner:

Total project cost	\$600,000.00	
Total conserved water	1,000 acre feet	
Funding partners contribution	\$300,000.00	
Conserved water portion	500 acre feet	
(covers 25% in stream required b	RECEIVED BY OWRD	
District in-kind Contribution	\$300,000.00	
Saved water portion (shared by all patrons)	500 acre feet	JUN 0 4 2013
For funding partners cost per acre ft	\$600.00	SALEM, OR

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

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

For a Patron Funding 100% of Project:

Total project costs \$600,000.00

Total conserved water 1,000 acre feet 250 acre feet - 25%

(required by statute)

Net available acre feet to funding patron

For funding patrons cost per acre ft \$800.00

\$600,000.00

1,000 acre feet - 25%

250 acre feet - 25%

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SALEM, OR

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

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

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

Don Boyer, President

Pattie Apregan, Vice President

Thayne Dutson, Secretary/Treasurer

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THREE SISTERS IRRIGATION DISTRICT BOARD OF DIRECTORS MEETING

JUN 0 4 2013

MINUTES July 6, 2010 SALEM, OR

E. Review Conserved Water Policy

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

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

Three Sisters Irrigation District

P. O. Box 2230 541-549-8815 (phone) Sisters, Oregon 97759 541-549-8070 (fax)

Three Sisters Irrigation District

Resolution No. 2013-01
Conserved Water Agreement & Conserved Water Application
Between Three Sisters Irrigation District and Deschutes River Conservancy
Watson/McKenzie Project Main Canal Piping (Phase 4)

WHEREAS, the Board of Directors ("Board") of the Three Sisters Irrigation District ("District") has reviewed and is in support of the Conserved Water Agreement and the Conserved Water Application for the Three Sisters Irrigation District's Watson/McKenzie Main Canal Piping Project (Phase 4) between Three Sisters Irrigation District and Deschutes River Conservancy

NOW THEREFORE, BE IT RESOLVED that the <u>Board of Directors</u> agrees and authorizes this resolution to approve the Conserved Water Agreement and the Conserved Water Application for the Three Sisters Irrigation District's Watson/McKenzie Main Canal Piping Project (Phase 4) between Three Sisters Irrigation District and Deschutes River Conservancy.

Dated: January 15, 2013

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SALEM, OR

Don Boyer, President

Pattie Apregan, Vice President

Thayne Dutson, Secretary/Treasurer

CW-77



Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land, Use Information Form must be completed by a local government planning official in the jurisdictions where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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Oregon Water Resources Department **Land Use Information Form**

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

	cant ivair	Applicant Name: Three Sisters Irrigation District					Deschutes River Conservancy			
Maili					First	ANTINY C	Last			
Mailing Address: 700 NW Hill St Bend			OR	97701	Daytime Phor	541-38	382-4077x21			
	•	City		 	Sta		Daytille Filor	ic	*	
Please transp	ported), o	the follor used.	owing in Applican	ts for 1	nunicipal u		will be diverted (taken to within irrigation districts to below.			
[·	Township	Range	Section	1414	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:		Proposed Land Use:	
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Receipt for Request for Land Use Information

representative sign the receipt below and include it with the application filed with the Water Resources Department.

State of Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1266

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested Information

(e.g.	e of Land-Use Approval Needed plan amendments, rezones, litional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References		Land-	Use Approval:
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May 15, 2012

Keith Cyrus 17204 Hwy 126 Sisters, OR 97759

To Whom It May Concern,

Subject to review, I am fully in support of the Three Sisters Irrigation District Watson-McKenzie project. I am looking forward to eliminating my pumping costs through the use of the pressurized water that the project will produce.

Keeth Cym

RECEIVED BY OWRD

5-15-12

JUN 0 4 2013



Department of Environmental Quality

Eastern Region Bend Office 475 NE Bellevue Drive, Suite 110 Bend, OR 97701-7415 (541) 388-6146 Fax (541) 388-8283

December 18, 2012

Zachary Tillman
Deschutes River Conservancy
700 NW Hill Street
Bend, Oregon 97701

Re: Three Sisters Irrigation District Main Canal Piping Project

Dear Zachary;

The Oregon Department of Environmental Quality (DEQ) is writing in support of the Three Sisters Irrigation District (TSID) Main Canal Piping Project.

It is our understanding that there are three phases of this piping project which will cumulatively result in piping of 14,210 feet (2.69 miles) of TSID's Main Canal between Watson Reservoir and McKenzie Reservoir and eliminate 4.0 cfs of seepage losses. The applicant and agent propose to transfer and permanently protect 4.0 (100%) of the conserved water instream from the point of diversion (RM 23.5) downstream to the mouth of Whychus Creek for the benefit of fish, wildlife, and other aquatic resources. Each phase of the project will result in 1.33 cfs of protected instream flow.

Whychus Creek is included on the state's list of impaired water bodies ("303d list") for not meeting state water quality criteria for temperature. Preliminary temperature modeling done by DEQ and Watershed Sciences, Inc indicates that reduced stream flows resulting from diversions are responsible for a large portion of the anthropogenic heating that occurs in the creek. Water quality monitoring and analysis done by the Upper Deschutes Watershed Council also supports this; the Watershed Council found a direct relationship between increased stream flow and decreased stream temperature.

Because of this relationship between instream flow and temperature, DEQ is supportive of projects, such as this one, which restore flow to streams that are impaired for temperature. While the 1.33 cfs seen instream after the completion of Phase 4 may not seem like much water, the cumulative amount of 4.0 cfs at the end of the three phases will be significant. As indicated in the proposal, adequate monitoring will be in place to ensure that the conserved water does remain instream and DEQ supports this.

Thank you for the opportunity to provide comments, and please let me know if you have any questions.

Sincerely,

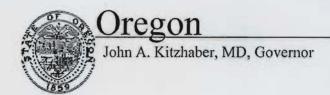
Bonnie Lamb

Deschutes Basin Coordinator

RECEIVED BY OWRD

JUN 0 4 2013

CW-77



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



December 17, 2012

Zachary Tillman Deschutes River Conservancy 700 NW Hill Street Bend, Oregon 97701

Re: Three Sisters Irrigation District Conserved Water Application

Dear Zachary;

The Oregon Parks and Recreation Department (OPRD) is writing in support of the conserved water application for the Three Sisters Irrigation District (TSID) Main Canal Piping Project.

It is OPRD's understanding that the piping project will result in piping of 14,210 feet (2.69 miles) of TSID's Main Canal between Watson Reservoir and McKenzie Reservoir and eliminate 4.0 cfs of seepage losses. The applicant and agent propose to transfer and permanently protect 4.0 (100%) of the conserved water instream from the point of diversion (RM 23.5) downstream to the mouth of Whychus Creek for the benefit of fish, wildlife, and other aquatic resources. Flows would be protected from April 1 through November 1 during the normal irrigation season and retain a single priority date of 1895. OPRD understands that adequate monitoring will be in place to ensure the conserved 4.0 cfs remains instream. This instream transfer will result in improved habitat and productivity for redband trout, bull trout, summer steelhead and spring Chinook in Whychus Creek.

OPRD understands that this project will be constructed and finalized in three phases (1.33 cfs each), with the final phase reaching completion by April 1st, 2015. OPRD generally supports projects aimed at permanently protecting water instream, and is in full support of the TSID Main Canal Piping Project.

Thank you for the opportunity to provide comments,

Sincerely,

RECEIVED BY OWRD

JUN 0 4 2013

SALEM, OR

Strag Cumulla

Greg Ciannella

Program Coordinator

Exhibit J

2013 TSID Conserved Water Application

EXHIBIT A - EVIDENCE OF USE AFFIDAVIT

State of Oregon)	
)	SS
County of Deschutes)	

I, Marc Thalacker, in my capacity as Manager of the Three Sisters Irrigation District, mailing address PO Box #2230, Sisters, OR, 97759, telephone number (541) 549-8815, being first duly sworn depose and say:

The Three Sisters Irrigation District diverts water from the Whychus Creek at a point of diversion located on Whychus, with the location as follows:

The TSID Main Canal diversion structure is located south of the town of Sisters on Whychus Creek at river mile 23.5 at T.15S, R10E, Sec.21, SW/SW.

Water is diverted into the TSID Main Canal at this point of diversion at a maximum rate of 129 cubic feet per second as authorized under State of Oregon Water Right Certificate 74135. The point of diversion currently diverts water for delivery to approximately 7,500 acres of land. Water under Certificate 74135 was beneficially delivered through the TSID Main Canal or temporarily leased through the Oregon Water Resources Department Instream Lease Program during the last five years.

DATED: February 27, 2013

Marc Thalacker, TSID Manager

SUBSCRIBED AND AFFIRMED before me this 2 7 day of February, 2013.

RECEIVED BY OWRD

JUN 0 4 2013

SALEM, OR

NOTARY PUBLIC FOR OREGON

NOTART TOBLIC FOR ORLGO!

My Commission Expires: 10-27-15



Exhibit K
CW-77



3/28/2013

City of Sisters Planning Department P.O. Box 39 Sisters, OR 97759

RE: PROPOSED INSTREAM WATER TRANSFER IN YOUR JURISDICTION

We are notifying you of our intent to transfer a water right to instream use. Three Sisters Irrigation District will be submitting an application to the Oregon Water Resources Department changing the place and type of use of a water right from Whychus Creek from an out of stream use to permanent instream use, creating an instream water right from the Three Sisters Irrigation District's diversion structure upstream of Sisters to the confluence of Whychus Creek and the mainstem Deschutes River.

Three Sisters Irrigation District Main Canal Piping Project will pipe approximately 15,000 feet of its main canal between Watson and McKenzie Reservoirs in three phases, with construction occurring during the winter/spring of 2013, 2014 and 2015. The projects will collectively generate 1,695 acre-feet of conserved water that will be allocated permanently instream, restoring streamflows by 4 cfs (1.33 cfs per phase). If you have any questions regarding the proposed application, or are interested in receiving additional information, please call me at the number below.

Sincerely,

Zachary Tillman, DRC 541-382-4077 x.21

& Billiam

zach@deschutesriver.org

RECEIVED BY OWRD

JUN 04 2013



3/28/2013

Deschutes County Planning Department 1300 NW Wall St, Suite 200 Bend, OR 97701

RE: PROPOSED INSTREAM WATER TRANSFER IN YOUR JURISDICTION

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Sincerely,

Zachary Tillman, DRC 541-382-4077 x.21

Bollown

zach@deschutesriver.org

RECEIVED BY OWRD

JUN 04 2013