



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

Application for District Instream Lease

Part 1 of 4 – Minimum Requirements Checklist

This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization) Complete Parts 1 through 4 and any required attachments	OWRD #	IL-1399
	District #	

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

Yes N/A Pooled Lease—a lease with more than one Lessor (Landowner/water right interest holder)

Fee in the amount of:

<input type="checkbox"/> \$450.00 for a lease involving four or more landowners or four or more water rights	Or <input checked="" type="checkbox"/> \$300.00 for all other leases
<input type="checkbox"/> Check enclosed or <input type="checkbox"/> Fee Charged to customer account _____ (Account name)	

Part 1 –

Completed Minimum Requirements Checklist

Part 2 – Completed District and Other Party Signature Page

Part 3 – Completed Place of Use and Lessor Signature Page
 (Include a separate Part 3 for each Lessor.)

Part 4 – Completed Water Right and Instream Use Information
 (Include a separate Part 4 for each Water Right.)

How many Water Rights are included in the lease application? 1 (# of rights)

List each water right to be leased instream here: 74145

Yes N/A Other water rights, if any, appurtenant to the lands involved in the lease application and not proposed to be leased instream.

List those other water rights here: _____

Yes No Conservation Reserve Enhancement Program CREP—Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

Required Attachments:

Yes N/A Instream lease application map(s). More than one QQ and property may be included on each map. A map is **not** required if an entire right is being leased or if the right is for use of municipal or quasi-municipal water use. The map should include the following:

- A north arrow and map scale (no smaller than 1" = 1320').
- Label township, range, section and quarter-quarter (QQ).
- If an irrigation right, the numbers of acres to be leased in each quarter-quarter identify and hachure/shade to differentiate between the acreage being leased and any remaining. If the place of use has more than one priority date, source stream, and/or point of diversion you **must identify each with separate hachuring or shading** and label.
- Tax lot lines and numbers must be included on the map and should clearly identify the property(s) involved.

Yes N/A If the Lessor(s) is **not** the deeded land owner, include one of the following:

- A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation.

Yes N/A If the right has **not** been used in the last five years; provide supporting documentation indicating why a right (or portion thereof) is **not** subject to forfeiture.

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Part 2 of 4 –District and other party Signature

Term of the Lease: The lease is requested to begin in: <u>month April year 2014</u> and end: <u>month October 2014 year</u> _____.	
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
Validity of the rights to be leased: <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

SIGNATURES

The undersigned declare that the information contained in this application is true and accurate.

Suzanne Butterfield
 Signature of Co-Lessor

Date: 4-18-14

Printed name (and title): Suzanne Butterfield
 Business/Organization name: Swalley Irrigation District
 Mailing Address (with state and zip): 64672 Cook Ave., Bend, OR 97701
 Phone number (include area code): 541-388-0658 **E-mail address: _____

 Signature of Co-Lessor

Date: _____

Printed name (and title): _____
 Business/organization name: _____
 Mailing Address (with state and zip): _____
 Phone number (include area code): _____ **E-mail address: _____

See next page for additional signatures.

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Genevieve Hubert
Signature of Lessee

Date: 4/18/14

Printed name (and title): Genevieve Hubert, Program Manager

Business/organization name: Deschutes River Conservancy

Mailing Address (with state and zip): 700 NW Hill St., Bend, OR 97701

Phone number (include area code): 541-382-4077 **E-mail address: gen@deschutesriver.org

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR**

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Part 3 of 4 – Place of Use –Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: Swalley Irrigation District

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach. Any attached table should include reference to the Lessor.

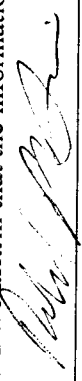
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #		
74145	1899	#3 & 15	17	S	12	E	5	sw	ne	2401	3.44	IRR	14	829

Any additional information about the right: 3.44 ac

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.



Date: 3/15/14

Signature of Lessor

Printed name (and title): Ron Davis Business name, if applicable:
 Mailing Address (with state and zip): 18455 Couch Market Rd., Bend, OR 97701
 Phone number (include area code): _____ **E-mail address: rondavis@equitygroup.com

Signature of Lessor _____ Date: _____

Printed name (and title): _____ Business name, if applicable: _____
 Mailing Address (with state and zip): _____ **E-mail address: _____
 Phone number (include area code): _____ **E-mail address: _____

District Instream Lease Application (revised 2/12/2014)

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Part 3 of 4 - Place of Use - Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

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Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
74145	1899	3	17	s 12	e 09	nw sw	00102		1.00	IRR	18	
74145	1899	3	17	s 12	e 09	ne se	00102		.50	IRR	18	
74145	1899	3	17	s 12	e 09	se sw	00102		1.01	IRR	18	
74145	1899	3	17	s 12	e 09	sw sw	00102		2.71	IRR	18	

Any additional information about the right: S. 22 ac

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

- I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
- I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
- I/We affirm that the information in this application is true and accurate.

→ Shawn P. Schell Signature of Lessor

Date: 3/18/14

→ Printed name (and title): SHAWN P. SAHLBERG, PASTOR Business name, if applicable: Community Church of Christ

Mailing Address (with state and zip): 20380 Cooley Rd., Bend, OR 97701

Phone number (include area code): 541/488-5660 **E-mail address: SSAHLBERG@AOL.COM

→ Shawn P. Schell Signature of Lessor

Date: 3/18/14

Printed name (and title): _____ Business name, if applicable: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

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Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: Swalley Irrigation District

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.

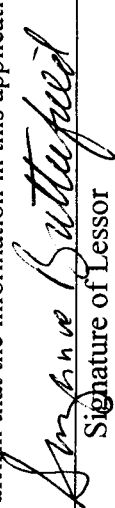
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
74145	1899	3	16	S 12	E 21	Nw SW	500		.44	IRR	7	
74145	1899	3	17	s 12	e 09	SW SE	3700		.50	IRR	18	
74145	1899	3	17	S 12	E 16	SE SW	1302		.10	IRR	20	
74145	1899	3	16	S 12	E 29	NE Nw	600		.46	IRR	10	
74145	1899	3	17	S 12	E 22	Nw NE	103		8.17	NUR	23	

Any additional information about the right: Total of quitclaim water rights is 9.67 acres

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.


Signature of Lessor Date: 4-18-14

Printed name (and title): Suzanne Butterfield, District Manager Business name, if applicable: Swalley Irrigation District
Mailing Address (with state and zip): 64672 Cook Ave., Ste 1, Bend, OR 97701
Phone number (include area code): 541-388-0658 **E-mail address: kathy@swalley.com

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Part 4 of 4—Water Right and Instream Use Information

SALEM, OR Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right #74145

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
1899	#3&15	IRR	18.33	Season 1	0.140	121.22
1899		IRR		Season 2	0.187	
1899		IRR		Season 3	0.354	

Total af from storage, if applicable: AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described: Main #3 & 15

Table 3

Instream Use created by the lease River Basin: Deschutes River/Stream Name: Deschutes, tributary to Columbia

Proposed Instream Reach:
 A reach typically begins at the POD and ends at the mouth of the source stream: From the POD main #3 to the mouth of the Deschutes
 Instream use protected at the POD

OR Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)

Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)
 Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.

Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
1899	3&15	IRR	18.33	Season 1	0.126	99.93
1899		IRR		Season 2	0.169	
1899		IRR		Season 3	0.312	

OR Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.

Yes **N/A** Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here IS - April 1 - October 25
 Note: The Department may identify additional conditions to prevent injury and/or enlargement.

Any additional information about the proposed instream use: _____

Phone number (include area code): 541-388-0658 **E-mail address: kathy@swalley.com

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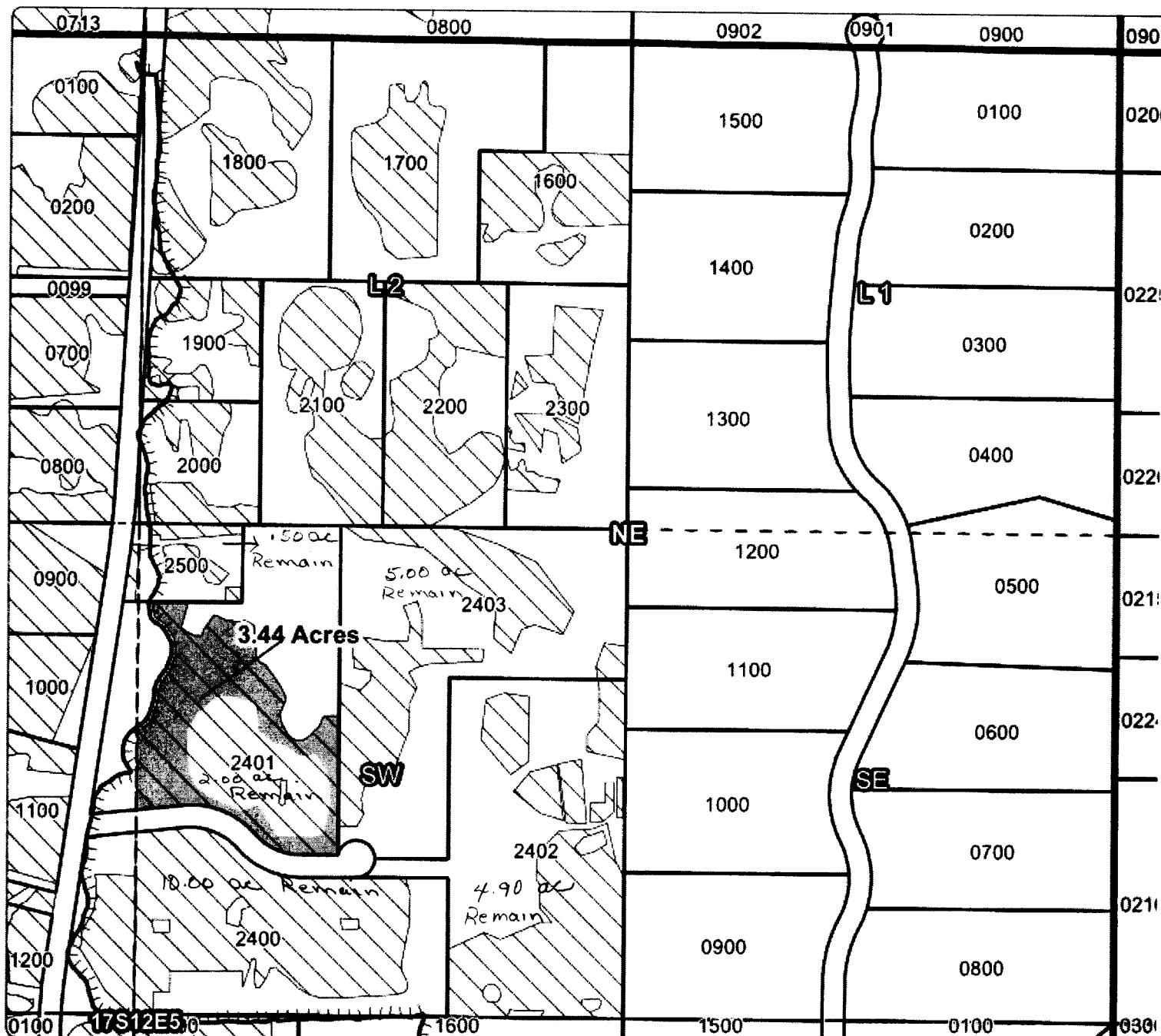
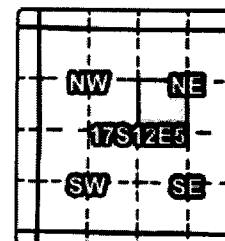
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Swalley Irrigation District

Application for Instream Lease

Cert #: 74145

For: Ron Davis



1 YEAR INSTREAM LEASE MAP

Taxlot 2401, 17S12E5SWNE: 3.44 Acres Leased, 2 Acres Remaining

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- Point of Diversion
- Canals
- Taxlots
- Lease
- Cert 74145

1 inch = 400 feet
April 2014



Swalley Irrigation District

Application for Instream Lease

Cert #: 74145

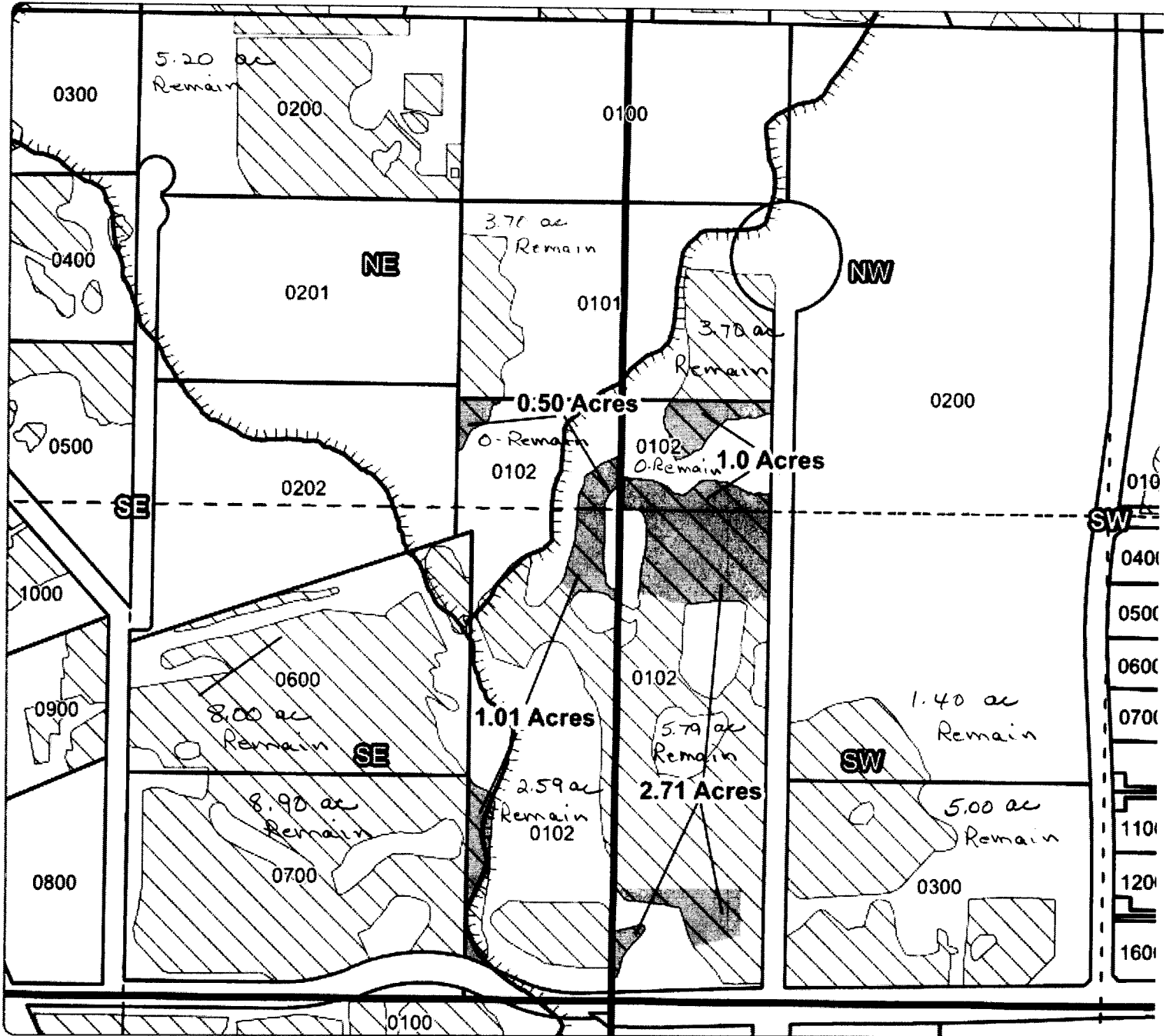
For: Community of Christ Church

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NE	NW
17S12E8	17S12E
SE	SW



1 YEAR INSTREAM LEASE MAP

- Taxlot 102, 17S12E8NESE: 0.50 Acres Leased, 0 Acres Remaining
- Taxlot 102, 17S12E8SESE: 1.01 Acres Leased, 2.59 Acres Remaining
- Taxlot 102, 17S12E9NWSW: 1.0 Acres Leased, 0 Acres Remaining
- Taxlot 102, 17S12E9SWSW: 2.71 Acres Leased, 5.79 Acres Remaining

- Point of Diversion
- ▤ Canals
- ▭ Taxlots
- ▨ Lease
- ▧ Cert 74145



Swalley Irrigation District

Application for Instream Lease

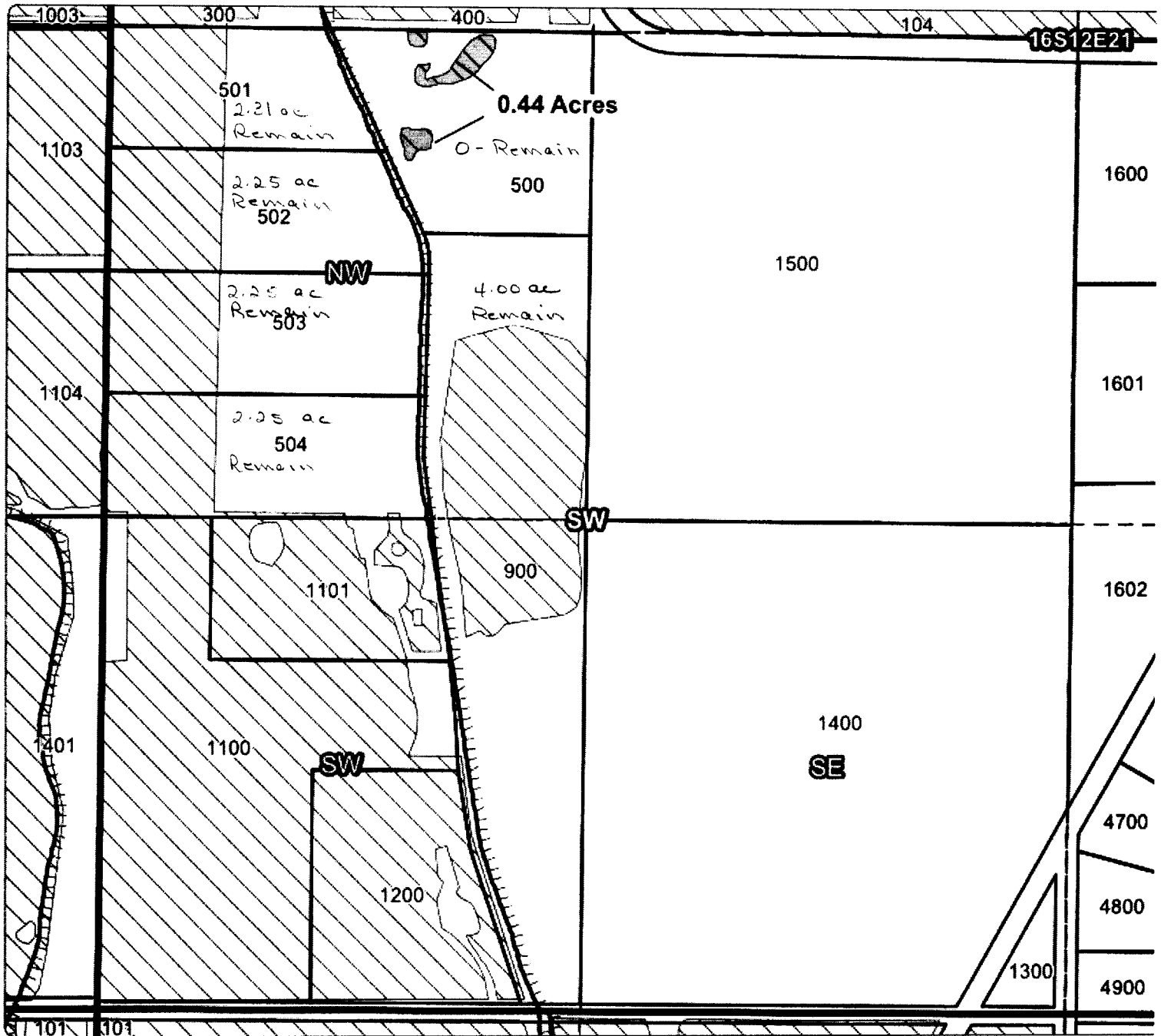
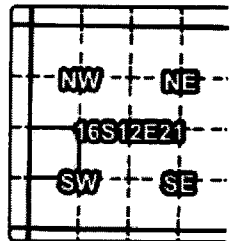
Cert #: 74145

For: John Schimuller

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1 YEAR INSTREAM LEASE MAP

Taxlot 500, 16S12E21NWSW: 0.44 Acres Leased, 0 Acres Remaining

- Point of Diversion
- Canals
- Taxlots
- Lease
- Cert 74145



BT079202CF-51

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:

John Schimmoller

20525 Swalley Road

Bend, OR 97701

Until a change is requested all

tax statements shall be sent to

The following address:

John Schimmoller

20525 Swalley Road

Bend, OR 97701

Escrow No.

BT079202CF

Title No.

079202

S:W:O

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2005-54409



\$31.00

00389632200500544090010016

08/17/2005 02:56:16 PM

D-D Cnt=1 Stn=1 BECKEY

\$5.00 \$11.00 \$10.00 \$5.00

STATUTORY WARRANTY DEED

Michael A. Hoffman and Linda S. Hoffmann, as tenants by the entirety, Grantor(s) hereby convey and warrant to John Schimmoller and Sarah Schimmoller, as tenants by the entirety, Grantee(s) the following described real property in the County of Deschutes and State of Oregon free of encumbrances except as specifically set forth herein:

A portion of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Twenty-one (21), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Beginning at the Northeast corner of said NW1/4SW1/4; thence South along the East boundary of said NW1/4SW1/4, 550 feet to a point; thence West parallel to the North boundary of said NW1/4SW1/4 to the main Swalley Canal; thence Northerly along the main Swalley Canal to the North boundary of said NW1/4SW1/4; thence East along the North boundary of said NW1/4SW1/4 to the point of beginning.

Account No. 132594

1612210000500

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is ~~\$673,800.00~~ \$680,000.00.

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 11th day of AUGUST, 2005

Michael A. Hoffman

Michael A. Hoffman

Linda S. Hoffmann

Linda S. Hoffmann

State of Idaho)

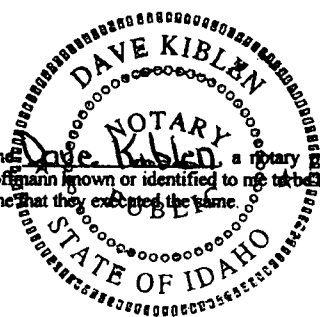
County of Latah)

On this 11 day of Aug, 2005 before me, Dave Kiblen, a Notary Public in and for said State, personally appeared Michael A. Hoffman and Linda S. Hoffmann known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Dave Kiblen

Notary Public

Residing at: MOSCOW, ID.



EXPIRES 7-20-2006

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SALEM, OR

me Dave Kiblen a Notary public

Hoffman known or identified to me to be that they executed the same

After recording, return to AmeriTitle 15 OREGON AVENUE, BEND



00021456201300456130020025

11/01/2013 01:40:51 PM

D-D Cnt=1 Stn=2 JS
\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97701

Grantor, John and Sarah Schimmoller, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for .44 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A 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 that are appurtenant to the subject land; and that upon completion of a transfer by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application John and Sarah Schimmoller shall no longer be liable for any district assessment or charges pertaining to the .44 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T16S-R12E WM-SEC21-NW/SW-00500

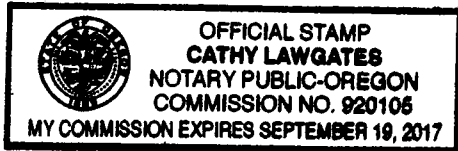
This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement. Consideration for this Quitclaim is \$0

Grantor: [Signature] Date 10-31-13
John Schimmoller

[Signature] Date 10-31-13
Sarah Schimmoller

State of Oregon SS.
County of Deschutes

Personally appeared John and Sarah Schimmoller, acknowledged the forgoing instrument to be his / her voluntary act and deed.



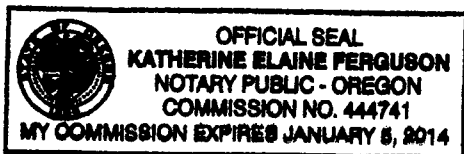
[Signature]
My commission expires 9/19/2017

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Swalley Irrigation District:
[Signature] Date 11-1-13
Suzanne Butterfield, Manager

State of Oregon SS.
County of Deschutes

Personally appeared, Suzanne Butterfield as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



[Signature]

Acct: # 2115

EXHIBIT A

Legal Description:	Taxlot	Serial#	WR Acres:
T16S-R12E-WM-SEC21-NW/SW-00500	161221CB00500	132594	.44

A portion of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Twenty-one (21), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Beginning at the Northeast corner of said NW1/4SW1/4; thence South along the East boundary of said NW1/4SW1/4, 550 feet to a point; thence West parallel to the North boundary of said NW1/4SW1/4 to the main Swalley Canal; thence Northerly along the main Swalley Canal to the North boundary of said NW1/4SW1/4; thence East along the North boundary of said NW1/4SW1/4 to the point of beginning.

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Swalley Irrigation District

Application for Instream Lease

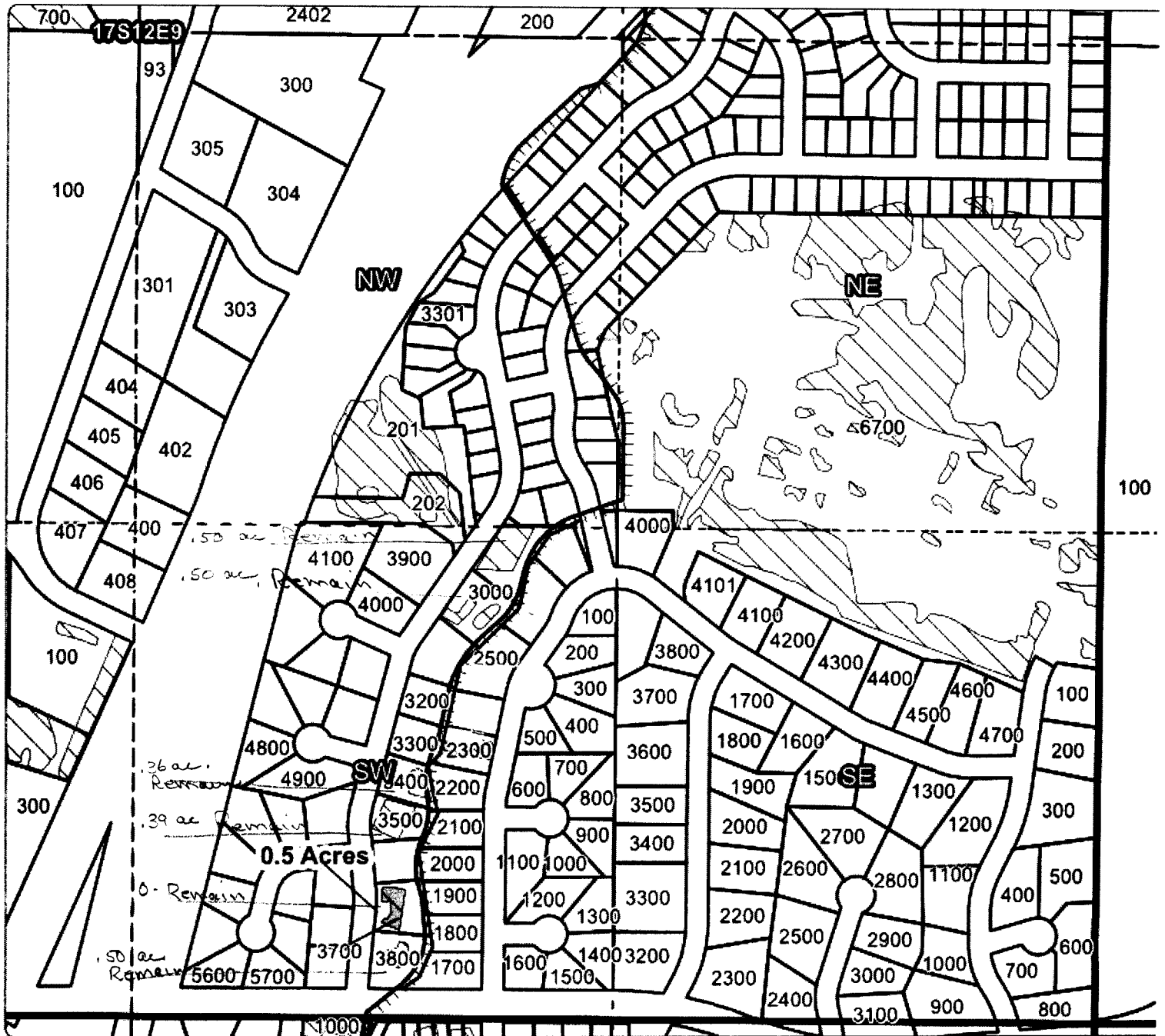
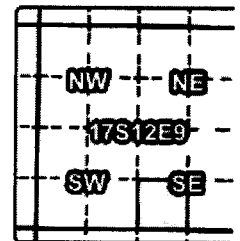
Cert #: 74145

For: Robert & Trudi Stagg

RECEIVED BY OWRD

APR 24 2014

SALEM, OR



1 YEAR INSTREAM LEASE MAP

Taxlot 3700, 17S12E9SWSE: 0.5 Acres Leased, 0 Acres Remaining

- Point of Diversion
- Canals
- Taxlots
- Lease
- Cert 74145



After recording return to:

ROBERT W. STAGG
109 CHANNEL WAY
CLINTON, TN 37716



\$31.00

09/13/2002 11:17:35 AM

D-D Cnt=1 Str=11 PAM
\$5.00 \$11.00 \$10.00 \$5.00

Until a change is requested tax statements shall be sent to the following address:
SAME AS ABOVE

TITLE ORDER NO: 02-51350
ESCROW NO: 02-51350

WARRANTY DEED -- STATUTORY FORM
(INDIVIDUAL or CORPORATION)

AMERICAN STATES TITLE COMPANY
3P 1245 SE 3RD ST. STE A-1
BEND, OREGON 97702

02-51350 BW

THELMA A. REETZ Grantor,

conveys and warrants to:

ROBERT W. STAGG and TRUDI C. STAGG, husband and wife, Grantee,

the following described real property free of encumbrances except as specifically set forth herein:

Lot Two (2), Block Five (5), HUNTERS CIRCLE,
Deschutes County, Oregon

THIS PROPERTY IS FREE OF LIENS AND ENCUMBRANCES, EXCEPT:

All those items of record, as of the date of this Deed, including easements, covenants, conditions and restrictions of record, if any; and including any real property taxes due but not yet payable.

Tax Account No: 108668

Map No: 171209 DC 03700

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is \$139,000.00 .

If grantor is a corporation, this has been signed by authority of the Board of Directors.

Dated this 27 day of August, 2002.

RECEIVED BY OWRD

GRANTOR(S):

Thelma A Reetz
THELMA A. REETZ

APR 24 2014

STATE OF OREGON, County of Deschutes) ss.

SALEM OR

This instrument was acknowledged before me on Aug 27, 2002,
by THELMA A. REETZ

Bonnie C. Wilkins
Notary Public for Oregon

My commission expires: 2-19-2006





\$53.00

10/11/2013 12:13:04 PM

D-D Cnt=1 Str=2 TM \$10.00 \$11.00 \$16.00 \$10.00 \$6.00

After Recording Return To: SWALLEY IRRIGATION DISTRICT 64672 Cook Avenue, Suite 1 Bend, Oregon 97701

QUITCLAIM DEED FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Robert and Trudi Stagg, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for .50 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A 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 that are appurtenant to the subject land; and that upon completion of a transfer by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Robert and Trudi Stagg shall no longer be liable for any district assessment charges pertaining to the .50 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E WM-SEC09-SW/SE-03700

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

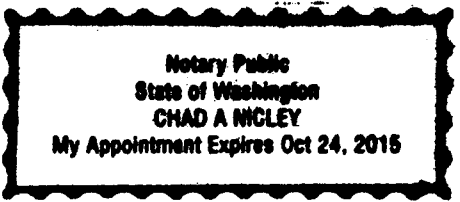
Quitclaim is \$0

Grantor: [Signature] Date 10/7/13 Robert Stagg

[Signature] Date 10/7/13 Trudi Stagg

State of Washington or Oregon SS. County of Deschutes or Benton

Personally appeared Robert and Trudi Stagg, acknowledged the forgoing instrument to be his / her voluntary act and deed.



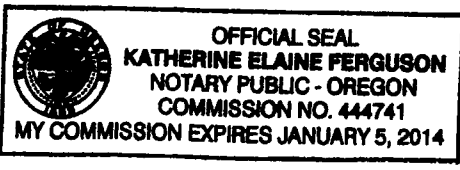
[Signature] My commission expires Oct 24, 2015

RECEIVED BY OWRD APR 24 2014 SALEM, OR

Swalley Irrigation District: [Signature] Date 10/10/13 Suzanne Butterfield, Manager

State of Oregon SS. County of Deschutes

Personally appeared, Suzanne Butterfield as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



[Signature] Katherine Elaine Ferguson

Tax statement: No change

My commission expires 1-5-2014

Acct: # 1940

EXHIBIT A

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC09-SW/SE-03700	171209DC03700	108668	.50

Lot 2 Block 5 Hunter's Circle, Deschutes County Oregon, more commonly known as
63618 Hunter's Circle, Bend, OR 97701

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APR 24 2014

SALEM, OR

Swalley Irrigation District

Application for Instream Lease

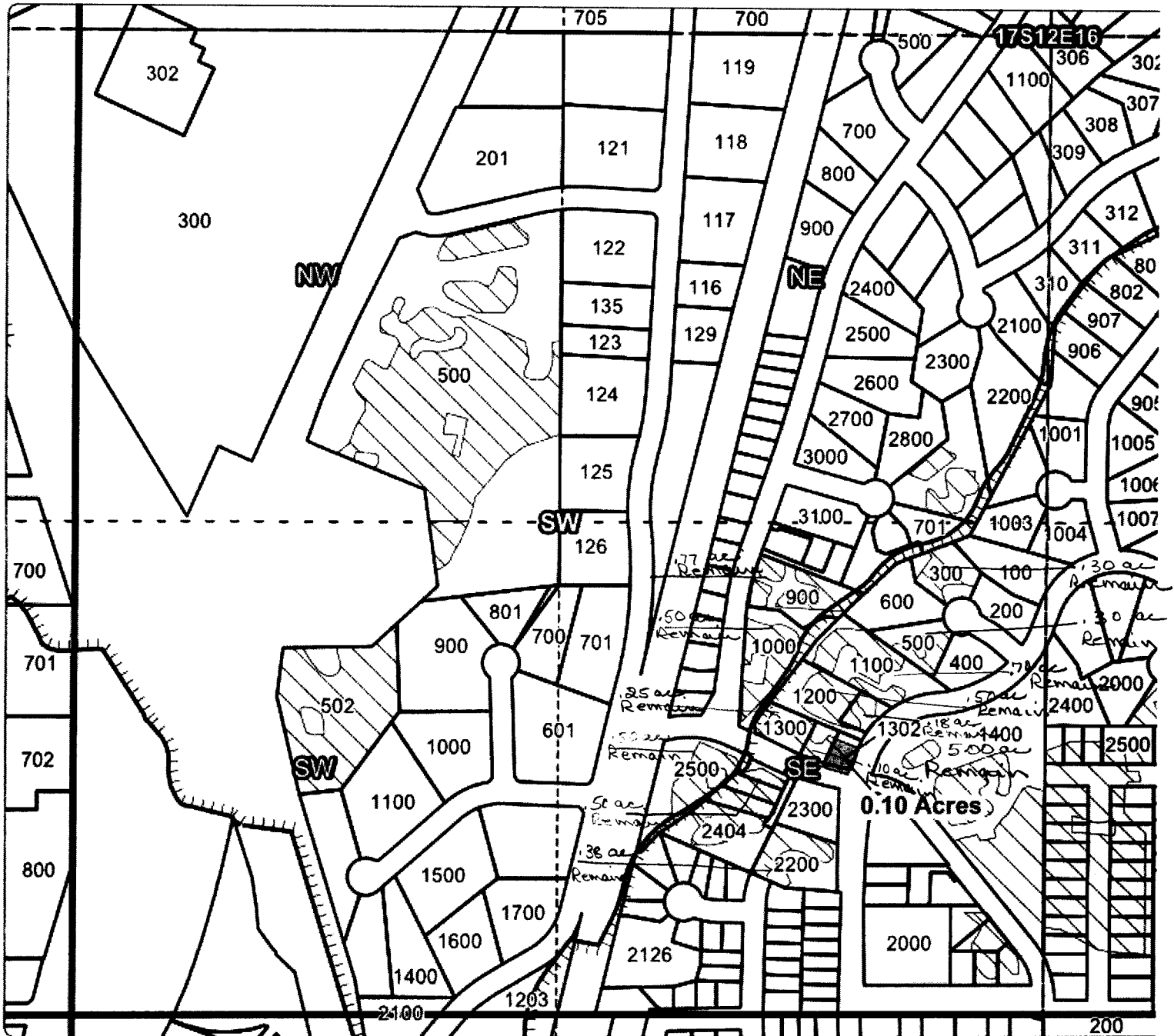
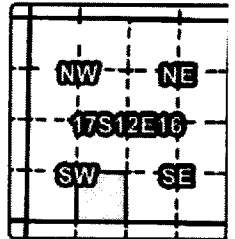
Cert #: 74145

For: Joyce Thompson

RECEIVED BY OWRD

APR 24 2014

SALEM, OR



1 YEAR INSTREAM LEASE MAP

Taxlot 1302, 17S12E16SESW: 0.10 Acres Leased, 0 Acres Remaining

- Point of Diversion
- Canals
- Taxlots
- Lease
- Cert 74145



13465458
RECORDING REQUESTED BY:

Deschutes County Official Records **2011-035401**
D-D
Stn=1 BECKEYN **10/07/2011 03:05:55 PM**
\$10.00 \$11.00 \$10.00 \$16.00 \$6.00 **\$53.00**
I, Nancy Blankenship, County Clerk for Deschutes County, Oregon,
certify that the instrument identified herein was recorded in the Clerk
records.
Nancy Blankenship - County Clerk

GRANTOR'S NAME:
Ron Varcoe

GRANTEE'S NAME:
Joyce J. Thompson Estate in fee simple

RECEIVED BY OWRD

SEND TAX STATEMENTS TO:
Joyce J. Thompson Estate in fee simple
805 Wolfe Lane
Ada, OK 74820

APR 24 2014

AFTER RECORDING RETURN TO:
Joyce J. Thompson
63253 NE Boyd Acres Rd
Bend, OR 97701

SALEM, OR

Escrow No: 470311015649-TTJA37

63253 NE Boyd Acres Rd
Bend, OR 97701

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Ron Varcoe, Grantor, conveys and warrants to

Joyce J. Thompson Estate in fee simple, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Deschutes, State of Oregon:

Parcel 3 of Partition Plat No 2005-8, recorded January 31, 2005, n Partition Cabinet 3, Page 80, Deschutes County, Oregon.

Subject to and excepting:

Covenants, Conditions, Restrictions, Reservations, set back lines, Power of Special Districts, and easements of Record, if any.

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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$99,900.00. (See

470311015649-TTJA37
Deed (Warranty-Statutory)

After recording, return to
Amerititle
15 OREGON AVENUE, BEND

ORS 93.030)

DATED: 10-9-11

R. Varcoe
Ron Varcoe

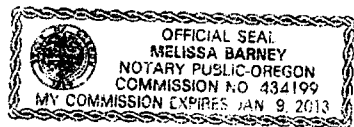
State of OREGON

COUNTY of Jackson

This instrument was acknowledged before me on October, 2011

by Ron Varcoe

Melissa Barney Notary Public - State of Oregon
My commission expires: Jan 9, 2013



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APR 24 2014

SALEM, OR

RECEIVED BY OWRD

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2013-45614

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97701

APR 24 2014
SALEM, OR



\$53.00

11/01/2013 01:44:00 PM

D-D Cnt=1 Stn=2 JS
\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Joyce J. Thompson, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for .10 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A 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 that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Joyce J. Thompson shall no longer be liable for any district assessment or charges pertaining to the .10 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E WM-SEC16-SE/SW-01300

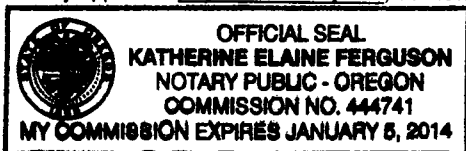
This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement. Consideration for this Quitclaim is \$0

Grantor:

Joyce Thompson Date 01 November 2013
Date _____

State of Oregon SS.
County of Deschutes

Personally appeared Joyce J. Thompson, acknowledged the forgoing instrument to be his / her voluntary act and deed.



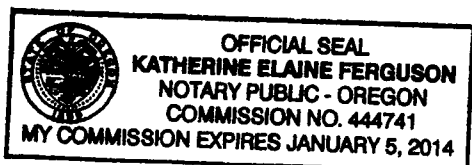
Katherine Elaine Ferguson
My commission expires 1-5-2014

Swalley Irrigation District:

Suzanne Butterfield Date 11-1-13
Suzanne Butterfield, Manager

State of Oregon SS.
County of Deschutes

Personally appeared, Suzanne Butterfield as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson
My commission expires 1-5-2014

Joyce J. Thompson
Acct: # 2341

EXHIBIT A

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC16-SE/SW-01300	171216CD0 1300	108987	.10

Address : 63253 Boyd Acres Rd, Bend, OR 97701
Assessor Property Description: PP2005-08 Lot: Block: 08

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APR 24 2014

SALEM, OR

Swalley Irrigation District

Application for Instream Lease

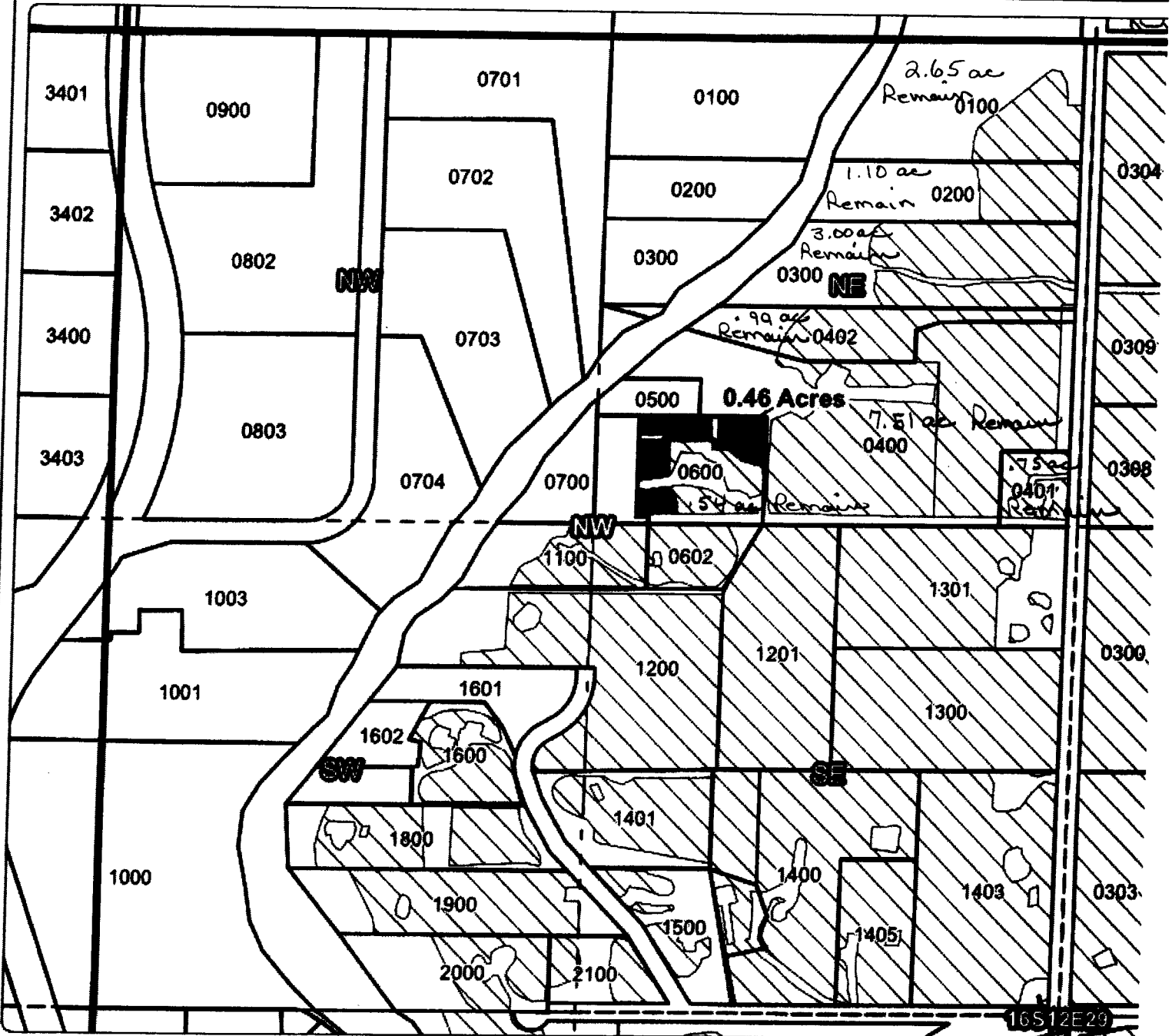
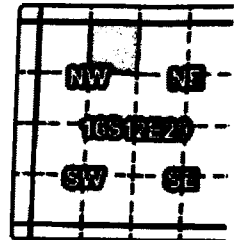
RECEIVED BY OWRD

APR 24 2014

Cert #: 74145

SALEM, OR

For: Karen Wilson & Michael DeShane



1 YEAR INSTREAM LEASE MAP

Taxlot 600, 16S12E29NENW: 0.46 Acres Leased, 0.54 Acres Remaining

- Point of Diversion
- Canals
- Taxlots
- Lease
- Cert 74145



2777

45-

97-02955

436 - 1147

WARRANTY DEED

CONSTANCE K. LONSDALE,

Grantor(s) hereby grant, bargain, sell and convey to: KEREN B. WILSON AND MICHAEL R. DESHANE, WITH SURVIVORSHIP, Grantee(s) and grantee's heirs, successors and assigns the following described real property, free of encumbrances except as specifically set forth herein in the County of DESCHUTES and State of Oregon, to wit:

THAT PORTION OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (E 1/2 NW 1/4 NW 1/4) OF SECTION TWENTY-NINE (29), TOWNSHIP SIXTEEN (16) SOUTH, RANGE TWELVE (12) EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, OREGON, LYING EASTERLY AND SOUTHERLY OF THE CENTER LINE OF THE DESCHUTES RIVER. (See attached for complete legal description)

SUBJECT TO: all those items of record and those apparent upon the land, if any, as of the date of this deed and those shown below, if any: and the grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true and actual consideration for this conveyance is \$ 281,000.00.

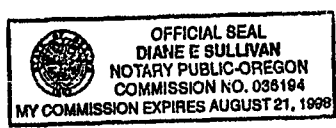
Until a change is requested, all tax statements shall be sent to Grantee at the following address: 65095 Swalley Rd., Bend, OR 97701

Dated this 28th day of January, 1997

Constance K. Lonsdale
CONSTANCE K. LONSDALE

STATE OF Oregon
COUNTY OF Deschutes
Personally appeared the above named Constance K. Lonsdale
SS. January 28 19 97

and acknowledged the foregoing instrument to be her voluntary act.



Before me:
Diane E Sullivan
Notary Public for Oregon
My commission expires 8/21/98

(seal)

ESCROW NO. SB002777DS

Return to:
KEREN B. WILSON

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APR 24 2014

SALEM, OR

APR 24 2014

436 - 1148

SALEM, OR

DESCRIPTION SHEET

PARCEL 1

A portion of the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Twenty-nine (29), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, described as follows:

Beginning at a point South 89°36'09" West, a distance of 865.10 feet from the Southeast corner of the North Half of the Northwest Quarter (N1/2NW1/4) of said Section 29, Township 16 South, Range 12, E.W.M., D.C.O.; thence South 89°36'09" West a distance of 310 feet; thence North 0°08'09" East, a distance of 17 feet; thence South 89°36'09" West a distance of 35 feet; thence North 0°08'09" East a distance of 273 feet; thence South 89°36'09" West a distance of 115 feet; thence North 0°08'09" East a distance of 100 feet; thence North 89°36'09" East a distance of 280 feet; thence South 0°08'09" West a distance of 100 feet; thence North 89°36'09" East a distance of 180 feet; thence South 0°08'09" West a distance of 290 feet to the Point of Beginning, RESERVING THEREFROM an easement for roadway purposes across the South Seventeen feet (S.17') thereof, ALSO RESERVING an easement for access to the Deschutes River along the extreme Westerly portion of the above described premises.

PARCEL 2

That portion of the Northeast Quarter of the Northwest Quarter (NE-1/4 NW-1/4) of Section Twenty-nine (29), Township Sixteen (16) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon, described as follows:

Beginning at a point which is South 89°36'09" West a distance of 1175.10 feet from the Southeast corner of the North Half of the Northwest Quarter (N-1/2 NW-1/4) of Section 29, Township 16 South, Range 12 E.W.M.; thence North 0°08'09" East a distance of 17 feet; thence South 89°36'09" West a distance of 35 feet; thence North 0°08'09" East a distance of 273 feet; thence South 89°36'09" West a distance of 115 feet; thence South 0°08'09" West a distance of 290 feet to an established 1/16 corner marker; thence North 89°36'09" East a distance of 150 feet to the point of beginning.

TOGETHER WITH an easement for travel, utilities and pipeline along a roadway established from the Southeast corner of said tract to Swalley Road, which right of way is 17 feet in width extending from the Southeast corner of said tract for a distance of 310 feet and then being 34 feet in width continuing to a point on Swalley Road on a bearing North 89°36'09" East.

ALSO a right of way from the last mentioned point Southerly along Swalley Road to Deschutes Road for transmission of irrigation water. Within said right of way for transmission of water, the Grantor grants to Grantee the right to transmit the equivalent of one acre of water through an existing pipeline in common with other users transmitting water through the same pipeline.

TOGETHER with an easement for travel along a trail to the Deschutes River in a Northerly direction from the Northwest corner of the above described tract.

CONTINUED

⑥

436 - 1149

PARCEL 3

That portion of the East Half of the Northwest Quarter of the Northwest Quarter (E-1/2 NW-1/4 NW1/4) of Section Twenty-nine (29), Township Sixteen (16) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon, lying Easterly and Southerly of the center line of the Deschutes River.

X/S

END

RECEIVED BY OWRD

APR 24 2014

SALEM, OR

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:

97 JAN 29 PM 3:00

MARY SUE PENHOLLOW
COUNTY CLERK

BY: M. Sains DEPUTY
NO. 97-02955 FEE 45-
DESCHUTES COUNTY OFFICIAL RECORDS



00017630201300421090020024

10/07/2013 12:09:36 PM

D-D Cnt=1 Stn=2 TM
\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97701

Grantor, Keren B. Wilson and Michael DeShane, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for .46 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach the agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A 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 that are appurtenant to the subject land; and that upon completion of a transfer by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Keren Wilson Trust and Michael DeShane shall no longer be liable for any district assessment or charges pertaining to the .46 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T16S-R12E WM-SEC29-NE/NW-00600

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement. Consideration for this Quitclaim is \$0

Grantor: Keren B. Wilson
Keren B. Wilson

Date 8-22-13

RECEIVED BY OWRD

Michael DeShane
Michael DeShane

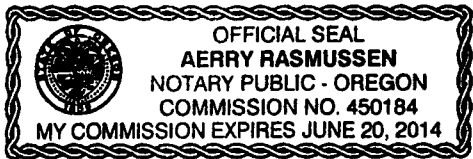
Date 8/22/13

APR 24 2014

SALEM, OR

State of Oregon SS.
County of Deschutes Clackamas

Personally appeared Keren Wilson & Michael DeShane, acknowledged the forgoing instrument to be his / her voluntary act and deed.



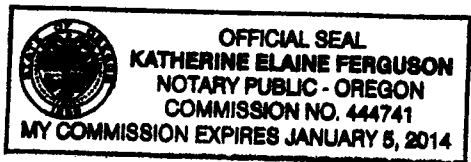
Aerry Rasmussen
My commission expires 6-20-14

Swalley Irrigation District:
Suzanne Butterfield
Suzanne Butterfield, Manager

Date 8-23-13

State of Oregon SS.
County of Deschutes

Personally appeared, Suzanne Butterfield as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson

Keren B. Wilson
Michael DeShane
Acct: # 1583

EXHIBIT A

Legal Description:	Taxlot	Serial#	WR Acres:
T16S-R12E-WM-SEC29-NE/NW-00600	161229BA00600	133331	.46

PARCEL 1:

A portion of the Northeast Quarter of the Northwest Quarter (NE ¼ NW1/4) of section twenty-nine (29), township sixteen (16) South, range twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, described as follows:

Beginning at a point South 89° 36' 09" West, a distance of 865.10 feet from the Southeast corner of the North half of the Northwest quarter (N1/2 NW1/4) of said section 29, township 16 South, Range 12, E.W.M., D.C.O., thence South 89° 36' 09" West a distance of 310 feet; thence North 0° 08' 09" East, a distance of 17 feet; thence South 89° 36' 09" West a distance of 35 feet; thence North 0° 08' 09" East, a distance of 273 feet; thence South 89° 36' 09" West a distance of 115 feet; thence North 0° 08' 09" East a distance of 100 feet; thence North 89° 36' 09" East a distance of 280 feet; thence South 0° 08' 09" West a distance of 100 feet; thence North 89° 36' 09" East a distance of 180 feet; thence South 0° 08' 09" West a distance of 290 feet to the Point of Beginning, RESERVING THEREFROM an easement for roadway purposes across the South Seventeen feet (5.17') thereof, ALSO RESERVING an easement for access to the Deschutes River along the extreme Westerly portion of the above described premises.

RECEIVED BY OWRD

APR 24 2014

SALEM, OR

Swalley Irrigation District Application for Instream Lease

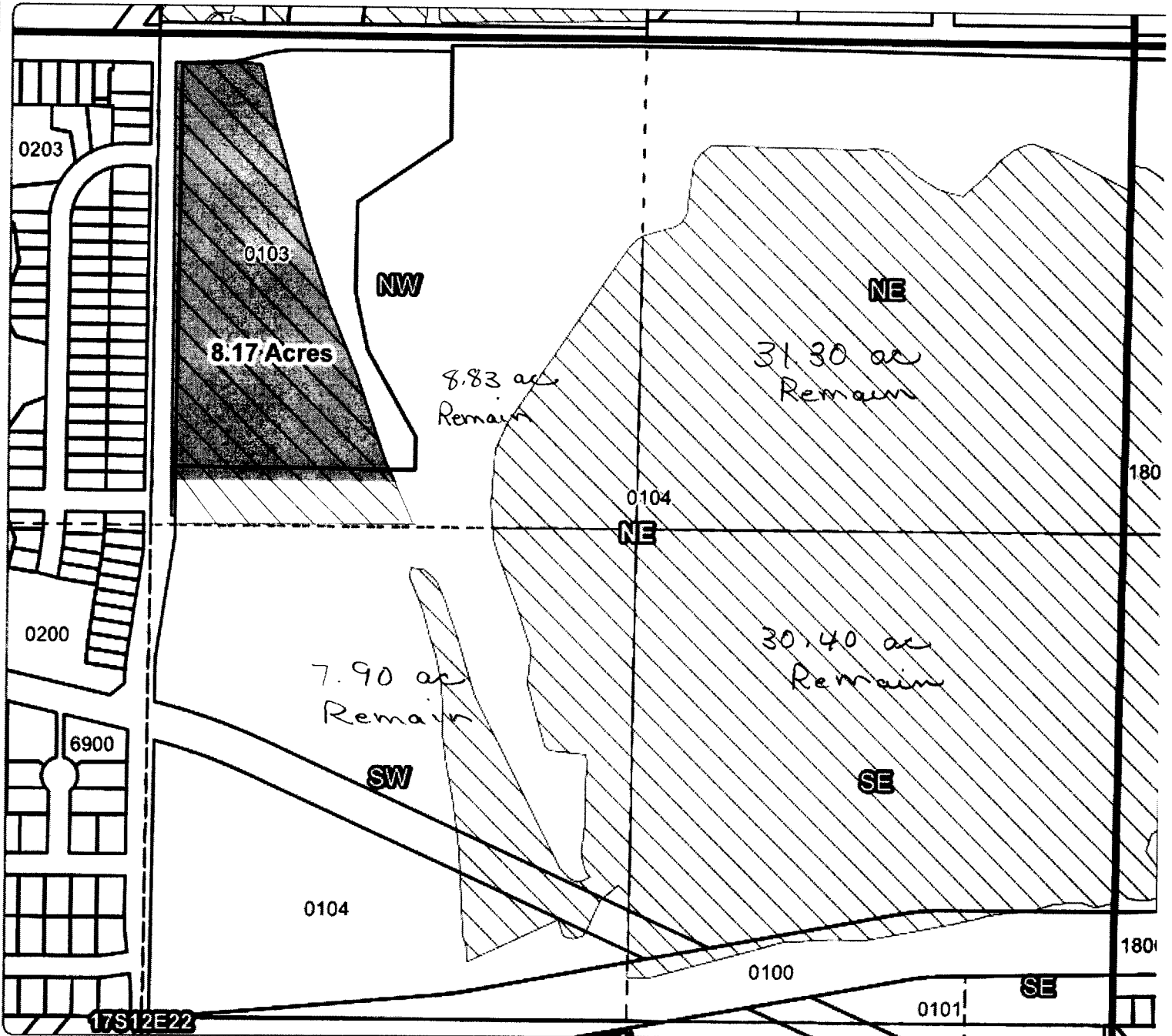
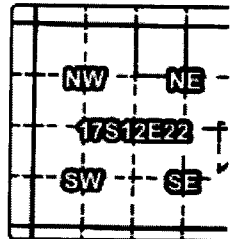
Cert #: 74145

For: Bend La Pine School District

RECEIVED BY OWRD

APR 24 2014

SALEM, OR



1 YEAR INSTREAM LEASE MAP

Taxlot 103, 17S12E22NWNE: 8.17 Acres Leased, 0 Acres Remaining

- Point of Diversion
- ▬ Canals
- ▭ Taxlots
- ▨ Lease
- ▭ Cert 74145





00000304200700013200030030

11/27/2007 02:21:04 PM

D-D Cnt=1 Str=23 CLERK
\$15.00 \$11.00 \$10.00 \$5.00

Recording requested by and when
recorded return to:

Sharon R. Smith
Bryant, Lovlien & Jarvis, PC
PO Box 880
Bend, OR 97709-1151

Unless a change is requested,
all tax statements shall be sent to:

Bend-La Pine Schools
520 NW Wall Street
Bend, Oregon 97701

BARGAIN AND SALE DEED

The true consideration for this transfer is other than money.

BEND METRO PARK & RECREATION DISTRICT, an Oregon special district,

Grantor, conveys to BEND-LA PINE ADMINISTRATIVE SCHOOL DISTRICT NO. 1,

Grantee, the following described real property:

SEE ATTACHED EXHIBIT "A"

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES, 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 197.352.

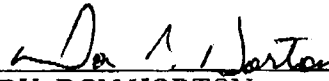
DATED this 16 day of November, 2007.

GRANTOR:

RECEIVED BY OWRD

BEND METRO PARK &
RECREATION DISTRICT

APR 24 2014



SALEM, OR

BY: DON HORTON
ITS: EXECUTIVE DIRECTOR

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this 15th day of November 2007, by Don Horton, who stated that he is the Executive Director of the Bend Metro Park & Recreation District, an Oregon special district and that he is authorized to execute the foregoing instrument on behalf of said entity.



Blanche I Taber
Notary Public for Oregon
My Commission Expires: 12/11/2010

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APR 24 2014

SALEM, OR

**LEGAL DESCRIPTION
BEND – LAPINE SCHOOL DISTRICT
PINE NURSERY ELEMETARY SCHOOL SITE**

A portion of property lying in the northeast one-quarter of Section 22, Township 17 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, being more particularly describes as follows:

Parcel 2, Partition Plat No. 2007- 74, recorded November 27, 2007 in the Deschutes County Official Records.

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APR 24 2014

SALEM, OR

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After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97701

APR 24 2014



\$53.00

11/01/2013 01:40:42 PM

SALEM, OR

D-D Cnt=1 Str=2 JS
\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Bend LaPine Administrative School District No. 1, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for 9.48 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A 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 that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Bend LaPine Administrative School District No. 1 shall no longer be liable for any district assessment or charges pertaining to the 9.48 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E WM-SEC22-NW/NE-0010.3

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement. Consideration for this Quitclaim is \$0

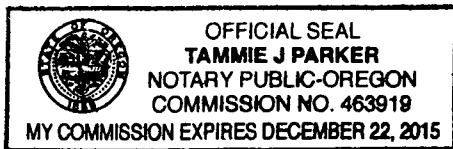
Grantor:

Date 8-28-2013

Authorized Signer for Bend LaPine Administrative School District No. 1

State of Oregon SS.
County of Deschutes

Personally appeared Authorized Signer for Bend LaPine Administrative School District No. 1, acknowledged the forgoing instrument to be his / her voluntary act and deed.



My commission expires December 22, 2015

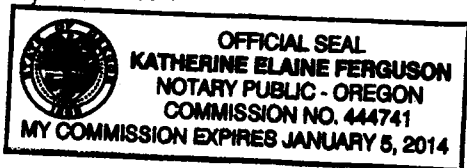
Swalley Irrigation District:

Date 9-10-2013

Suzanne Butterfield, Manager

State of Oregon SS.
County of Deschutes

Personally appeared, Suzanne Butterfield as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



My commission expires 1-5-2014

Acct: # 2269

EXHIBIT A

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC22-NW/NE-00103	171222AB0 103	260311	9.48

**LEGAL DESCRIPTION
BEND – LAPINE SCHOOL DISTRICT
PINE NURSERY ELEMETARY SCHOOL SITE**

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APR 24 2014

SALEM, OR