



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

Notice of District Permanent Water Right Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: **Tumalo Irrigation District**

Contact Person: **April L. Harris**

Phone: **541-382-3053**

Mailing Address: **64697 Cook Avenue**

City: **Bend** State: **OR** Zip: **97703**

*E-Mail address: **april@tumalo.org**

**Optional information*

District Internal Notice Number (DINN): **N16.005**

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2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
*74146	-	See Attachment A (3P)
	-	
	-	

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION - MEASURED DISTANCES
*74146	-	3P	See Attachment A (3P)
	-		
	-		

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*Formerly Certificate Number 76106, from CW-9

5. MAPS and AUTHORIZATIONS

- Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385.
- The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- The water rights affected by this change do not require a Land Use Compatibility Statement because ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation **only** and d) the use is located within an irrigation district or an exclusive farm use zone.
- The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

6. SIGNATURES

I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.



 Signature of District Manager
 or Authorized Representative

8-23-16

 Date

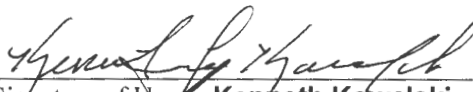
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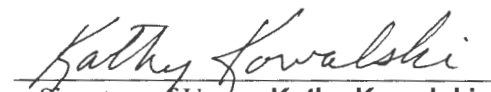
Kenneth B. Rieck

 Type or Print Name of District Manager
 or Authorized Representative

SALEM, OR



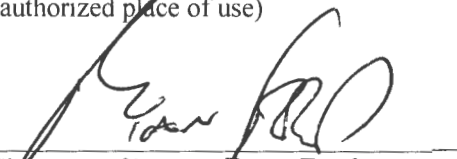
 Signature of User - **Kenneth Kowalski**
 (authorized place of use)



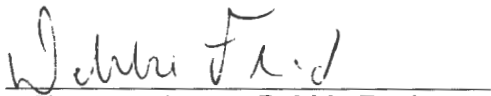
 Signature of User - **Kathy Kowalski**
 (authorized place of use)

8/22/16

 Date



 Signature of User - **Ryan Fred**
 (proposed place of use)



 Signature of User - **Debbie Fred**
 (proposed place of use)

8/19/16

 Date

INSTRUCTIONS FOR FILING NOTICE:

- 1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.
- 2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1271

**TUMALO IRRIGATION DISTRICT CERTIFICATES
SOURCE/POINT OF DIVERSION**

ID #	Primary Cert. #	Source	Location
1P	74146 <i>Tumalo Decree V1, P135 & V16, P188.</i>	Tumalo Creek, tributary to the Deschutes River 8/5/1900, Sept. 1900, 4/28/1905, 5/27/1907 & 6/1/1907	17S 11E W.M. 23 SW/NE - Tumalo Feed Canal - N 70° 21' W.; 1550 feet from East 1/4 corner of Section 23 (Tumalo Creek POD #1) 18S 10E W.M. 2 NW/SW - N. 14° 02' E.; 1713 feet from South 1/4 corner of Section 2 (Tumalo Creek POD #2)
2P	74147 <i>Permit #19628</i>	Tumalo Creek, tributary to the Deschutes River 10/29/1913	17S 11E W.M. 23 SW/NE - Tumalo Feed Canal (Tumalo Creek POD #1) - N. 70° 21' W.; 1550 feet from East 1/4 corner of Section 23
3P	76106 <i>Permit #27840</i>	Tumalo Creek and Upper Tumalo Reservoir, constructed under Permit R-2743, tributaries of the Deschutes River 12/8/1961	17S 11E W.M. 23 SE/NE - Tumalo Creek - 2080 feet South and 1310 feet West from NE Corner of Section 23 16S 11E W.M. 33 SE/SW - Upper Tumalo Reservoir
9P	83571	TID Bend Feed Canal 10/31/1900	2050 Feet West from NE Corner of Section 32 (POD #9)
Supp. Cert. #			
1S	74147 to 74146 <i>Permit #19628</i>	Tumalo Creek, tributary to the Deschutes River 10/29/1913	17S 11E W.M. 23 SW/NE - Tumalo Feed Canal (Tumalo Creek POD #1) - N 70° 21' W.; 1550 feet from East 1/4 corner of Section 23
2S	74148 to 74146, 74147, 74149 <i>Permit #624</i>	Crescent Lake Reservoir, constructed under Permit R-102, tributary to Crescent 4/7/1911	24S 6E W.M. 11 SE/SW and SW/SE
3S	74149 to 74146, 74147, 76106 <i>Duffy Decree V9, P362</i>	Deschutes River, tributary to the Columbia River 1905	17S 12E W.M. 32 NW/NE - Bend Feed Canal - 100 feet South and 550 feet East from N1/4 corner of Section 32
4S	76520 to 74146, 74147, 74148 74149, 76106 <i>Permit #27841</i>	Crescent Lake Reservoir, constructed under Permit R-2744, tributary to Crescent Creek and the Little Deschutes River 12/8/1961	17S 12E W.M. 32 NW/NE - Deschutes River (Tumalo ID Bend Feed Canal) - 2050 feet West from NE corner of Section 32 24S 6E W.M. 11 SE/SW - Crescent Lake Reservoir
11S	76714	Crane Prairie Reservoir, constructed under Permit R-1687, tributary of Deschutes River 2/28/1913	COID North Canal: 850 Feet North and 630 feet West from the E1/4 Corner of Section 29 (POD #11) RECEIVED BY OWRD

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2016 Transfers by Certificate Number

CERTIFICATE: 74146

AUTHORIZED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Priority Date	Notice
17 S	11 E	WM	13	NW/NW	1.50	817	KCDG	5/27/1907	16.001
16 S	11 E	WM	27	NE/NE	0.30	604	Stuermer	9/1/1900	16.001
16 S	11 E	WM	35	SW/SE	5.00	2100	Murri	9/1/1900	16.003
17 S	11 E	WM	11	SW/NW	14.00	500	DeSoto	8/5/1900	16.004

Total: 20.80

PROPOSED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Priority Date	Notice
16 S	11 E	WM	27	SE/NE	1.50	604	Stuermer	5/27/1907	16.001
16 S	11 E	WM	27	SE/NE	0.15	604	Stuermer	9/1/1900	16.001
16 S	11 E	WM	27	SE/NE	0.15	600	Stuermer	9/1/1900	16.001
16 S	11 E	WM	35	SW/SE	5.00	2100	Murri	9/1/1900	16.003
17 S	11 E	WM	2	SW/SE	1.20	604	B & R Bouma	8/5/1900	16.004
17 S	11 E	WM	2	SW/SE	0.40	1100	B & R Bouma	8/5/1900	16.004
17 S	11 E	WM	2	SE/SE	11.40	1100	B & R Bouma	8/5/1900	16.004
16 S	11 E	WM	33	SE/NE	1.00	900	O'Neal/Garber	8/5/1900	16.004

Total: 20.80

CERTIFICATE: 74146 (formerly 76106, CW-9) PRIORITY: 09/01/1900

AUTHORIZED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	22	NW/SE	1.00	1501	Kowalski	16.005

Total: 1.00

PROPOSED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	12 E	WM	8	NW/NW	0.25	500	Fred	16.005
16 S	12 E	WM	8	SW/NW	0.75	500	Fred	16.005

Total: 1.00

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2016 Transfers by Certificate Number

CERTIFICATE: 74147 PRIORITY: 10/29/1913

AUTHORIZED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
17 S	11 E	WM	14	NE/NE	3.50	817	KCDG	16.001
16 S	12 E	WM	7	SE/SE	0.20	1401	Schutt/Tuten	16.002
16 S	12 E	WM	7	SE/SE	0.80	1402	Schutt/Tuten	16.002
Total:					4.50			

PROPOSED PLACE OF USE:

IRRIGATION

Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	NE/NE	0.50	604	Stuermer	16.001
16 S	11 E	WM	27	SW/NE	3.00	200	Wheir	16.001
16 S	12 E	WM	7	SE/SE	1.00	1401	Schutt/Tuten	16.002
Total:					4.50			

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Tumalo Irrigation District

December 27, 2016

Oregon Water Resources Department
Transfer Section
721 Summer St. NE, Suite A
Salem, Oregon 97301-1271

Re: 2016 District Petition for Permanent Transfer
ORS 540.580 & OAR Chapter 690, Division 385

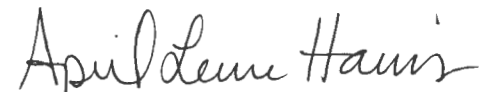
To Whom It May Concern:

Enclosed are the following:

1. 2016 District Petition for Permanent Transfer Application (ORS 540.580 and OAR Chapter 690, Division 385).
2. Five Notices of District Permanent Transfer (Place of Use) and associated maps.
3. The District's check for \$3,250.00 which represents fees & transfer costs.

Please contact me by phone at 541-382-3053 or by e-mail at april@tumalo.org if you have any questions or need additional information. Thank you.

Respectfully,



April Lenea Harris
Office Manager

Enclosures

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Tumalo Irrigation District

State of Oregon
WATER RESOURCES DEPARTMENT
2016 DISTRICT PETITION FOR PERMANENT TRANSFER
(ORS 540.580)

1. WATER RIGHT

CERTIFICATE: 74146 - PRIORITY: 08-05-1900, 09-01-1900, 05-27-1907
CERTIFICATE: 74147 - PRIORITY: 10-29-1913
CERTIFICATE: 74146 - PRIORITY: 09-01-1900 (Formerly 76106, from CW-9)

2. TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE

3. LOCATION OF AUTHORIZED PLACE OF USE: SEE ATTACHMENT; TABLE #3

4. LOCATION OF PROPOSED PLACE OF USE: SEE ATTACHMENT; TABLE #4

5. ITEMS ATTACHED:

1. COPY OF NOTICES FILED WITH SALEM AND REGIONAL OWRD OFFICES
Including maps of "Off" and "On" lands.
2. DISTRICT BOUNDARIES
Description and map on file with OWRD's Regional and Salem offices.
3. FEES
\$3,250.00 IS INCLUDED FOR FILING AND RECORDING FEES.

Each landowner affected by this transfer has authorized this transfer by a writing that is on file with the District. (N/A for 540.572)

Tumalo Irrigation District (PETITIONER) hereby certifies that this petition and attachments are accurate to the best of our knowledge and that the water rights referenced in this application have either been used within the last 5 years or is not subject to forfeiture.

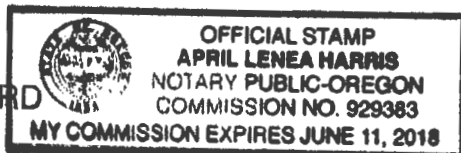


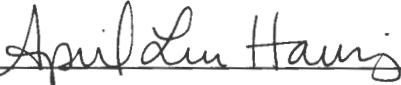
Kenneth B. Rieck, District Manager

12-27-2016

Date

Signed and sworn to (or affirmed) before me this 27th day of December, 2016.





Notary Public for Oregon
My Commission Expires June 11, 2018

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PROPOSED CHANGES TO THE WATER RIGHT: Tumalo Irrigation District proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

TABLE #3 – AUTHORIZED PLACE OF USE (POU)										
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION					ACRES	USER NAME
				TWP	RNG	SEC	QQ	TAX LOT		
74146	1P	5/27/1907	IR	17 S	11 E	13	NW/NW	817	1.5	KC Development Group
74147	2P	10/29/1913	IR	17 S	11 E	14	NE/NE	817	3.5	KC Development Group
74146	1P	9/1/1900	IR	16 S	11 E	27	NE/NE	604	0.3	Jeff & Amanda Stuermer
74147	2P	10/29/1913	IR	16 S	12 E	7	SE/SE	1401	0.2	Schutt/Tuten Family Trust
74147	2P	10/29/1913	IR	16 S	12 E	7	SE/SE	1402	0.8	Schutt/Tuten Family Trust
74146	1P	9/1/1900	IR	16 S	11 E	35	SW/SE	2100	5	Murri Family Trust
74146	1P	8/5/1900	IR	17 S	11 E	11	SW/NW	500	14	DeSoto, Alden & Cynthia
*74146	3P	12/8/1961	IR	16 S	11 E	22	NW SE	1501	1	Kowalski, Kenneth & Kathy
TOTAL:									26.3	

TABLE #4 – PROPOSED PLACE OF USE (POU)										
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION					ACRES	USER NAME
				TWP	RNG	SEC	QQ	TAX LOT		
74146	1P	5/27/1907	IR	16 S	11 E	27	SE/NE	604	1.5	Jeff & Amanda Stuermer
74146	1P	9/1/1900	IR	16 S	11 E	27	SE/NE	604	0.15	Jeff & Amanda Stuermer
74147	2P	10/29/1913	IR	16 S	11 E	27	NE/NE	604	0.5	Jeff & Amanda Stuermer
74146	1P	9/1/1900	IR	16 S	11 E	27	SE/NE	600	0.15	Jeff & Amanda Stuermer
74147	2P	10/29/1913	IR	16 S	11 E	27	SW/NE	200	3	William & Julie Wheir
74147	2P	10/29/1913	IR	16 S	12 E	7	SE/SE	1401	1	Schutt/Tuten Family Trust
74146	1P	9/1/1900	IR	16 S	11 E	35	SW/SE	2100	5	Murri Family Trust
74146	1P	8/5/1900	IR	17 S	11 E	2	SW/SE	604	1.2	B & R Bouma Trust
74146	1P	8/5/1900	IR	17 S	11 E	2	SW/SE	1100	0.4	B & R Bouma Trust
74146	1P	8/5/1900	IR	17 S	11 E	2	SE/SE	1100	11.4	B & R Bouma Trust
74146	1P	8/5/1900	IR	16 S	11 E	33	SE/NE	900	1	O'Neal, Steve/Garber, Nancy
*74146	3P	12/8/1961	IR	16 S	12 E	8	NW/NW	500	0.25	Fred, Ryan & Debbie
*74146	3P	12/8/1961	IR	16 S	12 E	8	SW/NW	500	0.75	Fred, Ryan & Debbie
TOTAL:									26.3	

*Formerly Certificate Number 76106, from CW-9

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