

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

Application for District Permanent Water Right

Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app criteria review.

Change in Place of Use Only

1A. APPLICANT INFORMATION

IRRIGATION DISTRICT			PHONE NO.	ADDITIONAL CONTACT NO.
Swalley Irrigation District			541-388-0658	
ADDRESS				COUNTY
64672 Cook Ave., Ste. 1				Deschutes
CITY	STATE	ZIP	E-MAIL	
Bend	OR	97703	kathy@swalley.con	1
BY PROVIDING AN E-MAIL	ADDRESS,	CONSENT IS G	IVEN TO RECEIVE ALL C	ORRESPONDENCE FROM THE
DEPARTMENT ELECTRONIC	CALLY, CO	PIES OF THE	FINAL ORDER DOCUMEN	ITS WILL ALSO BE MAILED

1B. AGENT INFORMATION

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO.
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL A DEPARTMENT ELECTRONICA	The second secon			

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

List <u>all</u> water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Certificate	Permit / Previous Transfer	Decree
1.	74145	-2020 -01	Swalley Irrigation District - Vol. 12 at page 282 and Vol. 16, at pape 148 and 396. Priority date is September 1, 1899
2.		-	
3.		-	
4.		-	
5.		-	
6.		-	

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3. ATTACHMENTS

Check each of the following attachments included with this application. The application will be returned if all required attachments are not included.

OWRD

Supplemental Form A –	Fees:
Description of Proposed Change(s) to	Amount enclosed: \$ 1,160
a Water Right	See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.
A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this	
transfer.	Land Use Compatibility Statement
Map □ Permanent Transfer A map meeting the requirements of OAR 690- 385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).	The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> 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.

4. SIGNATURES

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district;
- (3) For lands which are no longer irrigated or susceptible of irrigation that are included in this transfer under the authority of ORS 540.572 and OAR 690-385-5000, notices as required under ORS.572 and OAR 690-385-5100 have been given to the user and any security interest holder of record of intent to transfer the right and the user was provided an

opportunity to resolve the matter in the manner described by ORS 540.572 and OAR 690-385-5400 and 690-385-5600.

(4) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

District Manager signature	name (print)	12/16/20 date
OR		
Authorized District Representative signature	name (print)	date

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

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corrected page rec'd 4/20/2021

2017年1月1日	是的生态的	应性的是	温罗加速	TABLI	EI-AUT	HORIZ	ED PLACE	OF USE	(POU)			
CERTIFICATE					2. 电影	LEC	AL DESCR	IPTION				
DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT	ACRES	USER NAME
74145	3	9-1-1899	IRR	17	12	05	SW/SE			02200	.36	Keily Wiley
74145	3	9-1-1899	IRR	17	12	20	NW/NE			.00153	.07	Amy Steigman
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00100	.15	Tuscany Pines II Homeowners Association
74145	3	9-1-1899	IRR	17	12	20	NW/NE	V. (6		00161	.09	James Sinasek Trustee
74145	3	9-1-1899	IRR	17	12	16	SE/SW			01000	.50	Irvin Attenberger
74145	3	9-1-1899	IRR	17	12	-20	NW/NE			01500	.50	Michael Knoell
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00153	.03	Amy Steigman
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00157	.10	Kathleen Houlihan
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00156	.10	Kathleen Keaton
74145	3	9-1-1899	IRR	16	12	29	SE/NW			01300	.50	Katie Thraen
74145	3	9-1-1899	IRR	17	12	05	SW/SE			01901	.27	Norbert & Sheila Volny
74145	3	9-1-1899	IRR	17	12	04	SW/NE		7400	00205	1.54	James & Malia Mills
			-		-			-		- Leavening		
									Section Con .			China (Miller for Assessment Tolland Miller Assessment
unik,						438,000						Ф-бынского, подавление и выправления.
ಲ	7 30000000											
ST .												
D										Top occupant and a second and a		
A-ba-Marccana Wilde										TOTAL:	4.21	CENED

JEC 3 - 2120

		USER NAME	Tuscany Pines II Homeowner Association	Tuscany Pines II Homeowner Association	Kristopher Olson	James & Malia Mills							
		ACRES	.36	.31	2.00	1.54						4.21	
		TAXLOT	00000	00100	00219	00205						TOTAL	
(POU)	N	GOV'T LOT											
OF USE	RIPTIO	DLC											
TABLE II - PROPOSED PLACE OF USE (POU)	LEGAL DESCRIPTION	00	SW/SE	NW/NE	NW/NE	SW/NE							
ROPOSI	LE	SEC	05	20	04	04							
ЕП-Р		RNG	12	12	12	12							
TABL		TWP	17	17	17	17							
		USE	IRR	IRR	IRR	IRR							
		PRIORITY DATE	9-1-1899	6-1-1866	9-1-1899	6-1-1899							
		POD/ POA#	3	3	3	3							
	CERTIFICATE	DECREE or PERMIT	74145	74145	74145	74145							

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Mar. 2015

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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. APP	LICANT INFORMATION		
District: Swalley Irrigation District			
Contact Person: Kathy Ferguson	P	hone:	<u>541-388-0658</u>
Mailing Address: 64672 Cook Ave.,	Ste. 1		
City: Bend	State: <u>OR</u> Zip: <u>97703</u>	<u>3</u>	RECEIVED
*Fax: *Optional information	*E-Mail address: kathy@s	walley.com	DEC 28 2020
District Internal Notice Number (DINN	v): 2020-02		OWRD
2. PROPOSED (CHANGE(S) TO WATER F	NGHT(S)	***************************************
uant to ORS 540 580 and OAR Chante	r 600 Division 385 the distri	ict is provid	ing the Weter

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 OF TRANSFER NUMBER	DECREE (name, volume, and page)
17145	2020 -01	Swalley Irrigation District – Vol. 12, at page 282. Priority date is September 1, 1899
	-	

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
74145	2017-01	3	Swalley Main Canal – 985 ft. North & 6 617 ft. West from the East SE Corner of Section 14

5. MAPS and AUTHORIZ	ATIONS	
Enclosed is a map for the proposed change in place of Chapter 690, Division 385.	f use meeting the standards o	f OAR
The water rights affected by this notice are not subject 540.610.	t to forfeiture for nonuse und	er ORS
Each user affected by the proposed transfer has provide transfer and such authorization is on file with the distr		the
The water rights affected by this change do not require because ALL of the following apply: a) a change in planot involve the placement or modification of structure only and d) the use is located within an irrigation distribution.	lace of use only, b) a change is, c) the use of water is for in	that does rigation
The undersigned understand and acknowledge that the subject to the approval of the Water Resources Depart understand and acknowledge that if the Water Resource place of use allowed by the district under this notice regist, the Department may direct the district to cease of use or direct the district to mitigate the injury.	tment. The undersigned also ces Department finds the char esults in injury to an existing	nge in water
6. SIGNATURES		
I certify that to the best of my knowledge the information	contained in this Notice of D	istrict
Permanent Transfer is true and accurate.	1 /	
Signature of District Manager	b/24/20 Date	RECEIVE
or Authorized Representative		DEC 2.8 2020
Type or Print Name of District Manager or Authorized Representative		OWRD
Signature of User (authorized place of use)	6-22-20 Date	ilia es en ca
Keely Wiley	6-22-20	

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 Department725 Summer Street NE, Suite A Salem, OR 97301-1271

13584

Mar. 2015

Date

Signature of User (proposed place of use)

District Internal Notice #: 2020-02

NOTICE OF DISTRICT PERMANENT TRANSFER (ORS 540.580)

DISTRICT: Swalley Irrigation District

ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703 PHONE: 541/388-0658

RECEIVED

1. WATER RIGHT:

SWALLEY IRRIGATION DISTRICT

PRIORITY DATE: September 1, 1899

DEC 28 2020

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

CERTIFICATE(S): 74145

3. APPLICANT (OFF):

OWRD

NAME:

Keily Wiley

ADDRESS: 20270 Rogers Rd., Bend, Oregon 97703

4. LOCATION OF USE: AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E.,W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S, R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T17S	R12E	05	SW/SE	02200	.36	IRR
- L. Thomas	20 9/1/2/35	tow in our	THE SECTION	contact on.	CONTRACTOR OF STAN	
		1			in or torrelle and le	

5. RECIPIENT (ON):

NAME: Keily Wiley

ADDRESS: 20270 Rogers Rd., Bend, Oregon 97703

6. LOCATION OF PROPOSED USE (On Lands)

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T17S	R12E	05	SW/SE	02200	.36	IRR
					Togoth 12 4	opalien
				1	SVIII IL I	

7. **EXHIBITS**: Maps showing the location of the present and proposed irrigated lands (On & Off Maps)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT: Keily Wiley

Date

District:

Jer Camarata, General Manager

Date

Date

Mar. 2015

4. PROPOSED CHANGES TO THE WATER RIGHT

The 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.

PERTIFICATE		が、大大大大	*			LE	LEGAL DESCRIPTION	RIPTIO	7			
DECREE or PERMIT	POD/ POA#	PRIORITY DATE	USE	TWP	RNG	SEC	00		DLC LOT	TAXLOT	ACRES	TICKE NAME
74145	3	6-1-1899	IRR	17	12	05	SW/SE			02200	.36	Keily Wiley
					g 127							6
				5	1 2 2							
				3.78								
	-11											
				9 1.F								
									1			
	ì											
				21								
		10								TOTAL	36	

CERTIFICATE PRIORITY USE TWP RNG SEC QQ DLC LOT TAX LOT ACRES USER NAME 74145 3 9-1-1899 IRR 17 12 05 SW/SE 02200 36 Keily Wiley 1445 3 9-1-1899 IRR 17 12 05 SW/SE 02200 36 Keily Wiley					TABI	E II - PI	SOPOSE	JE II - PROPOSED PLACE OF USE (POU)	OF USE	(POU)			*
PRIORITY USE TWP RNG SEC QQ DLC LOT TAX LOT ACRES 3 9-1-1899 IRR 17 12 05 SW/SE 02200 .36 Keily Wi 1	ERTIFICATE						LEC	SAL DESC	RIPTIO	Z			
3 9-1-1899 IRR 17 12 05 SW/SE 02200 36 Keily Wi	DECREE or PERMIT	POD/ POA#	PRIORITY DATE	USE	TWP		SEC	ACTOR SECTION	DIC	GOV'T	TAX LOT	ACBES	ficeb MANGE
.36	74145	3	6-1-1899	IRR	17	-	05	H	Y 31		02200	.36	Keily Wiley
				legacere.									
				State of the									
++++													
44			The second secon	F. 144									
					The state of the s	-					TOTAL:	.36	demisi spe prodicinguisti dammannis kampanis sichnistik, muannis dicisi kwenam yn idisi desertakin

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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: Swalley Irrigation District

RECEIVED

Contact Person: Kathy Ferguson

Phone: 541-388-0658

DEC 28 2020

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Mailing Address: 64672 Cook Ave., Ste. 1

Zip: 97703

*Fax:

City: Bend

State: OR

*Optional information

*E-Mail address: kathy@swalley.com

District Internal Notice Number (DINN): 2020-03

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)
74145	2019-01	Swalley Irrigation District – Vol. 12, at page 282 and Vol. 16 at page 148 and 396. Priority date is September 1, 1899
	-	
	-	

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
74145	2019-01	3	Swalley Main Canal – 985 ft. North & 617 ft West from the Ease SE Corner on Section 14
	-		
	-		

				TABL	EI-AUT	THORIZ	TABLE I – AUTHORIZED PLACE OF USE (POU)	E OF US	E (POU)			
OED THE CAME						LEC	LEGAL DESCRIPTION	RIPTIO	7			
DECREE or PERMIT	POD/	PRIORITY	15	TWP	RNG	SEC	00	DLC	GOVT	TAX LOT	ACRES	USER NAME
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00161	60.	James Sinasek, Trustee
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00153	.07	Amy Steigman
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00100	.15	Tuscany Pines II Homeowners Association
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3 5												
8												XECEIVED.
4												DEC 9.8 2020
												סברס
=												
										TOTAL:	.31	

4. PROPOSED CHANGES TO THE WATER RIGHT

The 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.

		USER NAME	Tuscany Pines II Homeowner Association									
		ACRES	.31								.31	
		TAX LOT ACRES	00100								TOTAL	
(POU)	Z	GOVT										
OF USE	RIPTIO	DIC										
TABLE II - PROPOSED PLACE OF USE (POU)	LEGAL DESCRIPTION	00	NW/NE									
ROPOSE	B 1	SEC	20									
E II - PI		RNG	12									
TABL		TWP	17									
		USE	IRR									
		PRIORITY DATE	9-1-1899									
		POD/ POA#	3									
	CEDTIFICATE	DECREE or PERMIT	74145									

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DEC 28 2020

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Notice of District Permanent Transfer Form

Notice # 2020-2

Written Consent for Transfer of Water Rights Swalley Irrigation District ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703 RECEIVED PHONE: 541-388-0658 1. WATER RIGHT: SWALLEY IRRIGATION DISTRICT CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1898 DEC 28 2020 2. TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE 3. LAND OWNER: (OFF LANDS): OWRD James & Ketherine Sinasek Rev Living Trust ADDRESS: 63148 NW Vie Palezzo, Bend, OF, 97703 AUTHORIZED POINT OF DIVERSION: MAILING ADDRESS: 84420 Russeron Rd, Seno, 97703 POD #3) N 985' & W 617' from the East 1/4 corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S, R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14. LOCATION OF AUTHORIZED PLACE OF USE Off Lands Range Section 1/4 1/4 Tax Lot # of acres irrigated T175 E12 Other Use 20 NW/NE 00161 90 IRR 4. RECIPIENT LANDOWNER (ON LANDS): NAME: Tuscary Pines Homeowners Association IL LOCATION OF PROPOSED USE (On Lands) 210 Wilson Aug Township Bend, OR 97702 Range Section 14 1/4 Tax Lot # of acres irrigated 1> Other Use 20 NWINE 00100 IRR 5. EXHIBITS: Maps showing the location of the present and proposed imigated lands (On & Off Maps) OSF LANDS: Landowner Consent to Transfel I am the deeded owner of thy above described properly in Item 3 and I hereby consent to the transfer of water right Landowner (OFF Lands) Landowner (CFF Lang) Pasiplent Landownfor Consunt to Treneful I am the deaded owner of the described property described in Item 4 and I hereby consent to the transfer of water Landowner (ON Lands) Languages (SW Langs) 11.4 By signing below, SWALLEY IRRIGATION DISTRICT AND the LANDOWNERS involved in the transfer of water right, District Notification to Landowners: NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources

HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSPER OF WATER RIGHT AND THE STATEMENTS

Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid

and and the	per water right holders. Department may reject the transfer or may	V FERTILIES PRICES
District:	The state of the s	Ledone undiagrou to avoid
	or Camarata, Manager, Swalley Irrigation Princt	Date 8/20/2020
	and a second sec	and the second

Notice # 2020-05

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Written Consent for Transfer of Water Rights

DISTRICT: Swalley Irrigation District

ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703

PHONE: 541-388-0658

RECEIVED

1. WATER RIGHT: SWALLEY IRRIGATION DISTRICT

CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

DEC 28 2020

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

OWRD

3. LAND OWNER: (OFF LANDS):

NAME: Amy Steigman ADDRESS: 63141 NW Via Palazzo, Bend, OR 97703

AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East 1/2 corner, SE/NE of Section 29, T17S, R12E.,W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.16S, R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Comer of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T179	E12	1	The state of the s	"		Conei use
	LIE	20	NWINE	00153	.10	IRR
THE PUBLICATION OF A STREET	THE PERSON NAMED IN COLUMN	-	Children Charles The Children			Desiration of the second secon
-				A	and the second s	K RESOURCE OF STREET,

Jer Camarata, Manager, Swalley Irrigation District

CATION C	RESS: CO	SED USE (s threat lake	s 210	wilson The	5te. 101
ownship	Range	Section	1414	Tex Lot	# of acres inigated	
-			1	THE LUL	W UI GUIES IMIGRIAN	Other Use

5. EXHIBITS: Maps showing the location of the present and proposed irrigated lands (On & Off Maps)

	OFF LANDS: Landowner Consent to Transfer
	I am the deeded owner of the above described property in Item 3 and I hereby consent to the transfer of water right
	Lendowner (OFF Lends) My May May Deta 6/11/21/2
	Landowner (OFF Lands) Date
	Recipient Landowner Consent to Transfer I am the deeded owner of the described property described in item 4 and I hereby consent to the transfer of water
\rightarrow	Landowner (ON Lands) ECHOLIN WOLD TOWN TPIT BOD Date 8/24/2020
	Landowner (ON Lands) Date
	By signing below, SWALLEY IRRIGATION DISTRICT AND the LANDOWNERS involved in the transfer of water right, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.
	District Notification to Landowners: NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.
	District

5. MAPS and AUTHORIZATIONS

- Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division
- 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
- 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
- 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.

certify that to the best of my knowledge the informat accurate.	IGNATURES ion contained in this Notice of District Permanent Transfer is true
gnature of District Manager Authorized Representative	8/17/7020 Date
pe or Print Name of District Manager Appropried Representative Control of User The State of User The State of User The State of User The State of User	8/24/2020 Date
mature of User thorized place of use) CHOW WOLL mature of User poposed place of use)	Date Blad 2020 Date
	gnature of District Manager Authorized Representative pe or Print Name of District Manager Authorized Representative pe or Print Name of District Manager Authorized Representative CHOWN Gld gnature of User thorized place of use) CHOWN Gld mature of User Authorized place of use)

INSTRUCTIONS FOR FILING NOTICE:

Signature of User

(proposed place of use)

- 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
- 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 Oregon Water Resources Department725 Summer Street NE, Suite A Salem, OR 97301-1271

Notice of District Permanent Transfer - Instructions

Page 1

Date

Mar. 2015

District Internal Notice #: T-2020-04

NOTICE OF DISTRICT INTERNAL TRANSFER (ORS 540.580)

DISTRICT: Swalley Irrigation District

ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703 PHONE: 541/388-0658

RECEIVED

1. WATER RIGHT: SWALLEY IRRIGATION DISTRICT

CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

DEC 28 2020

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

3. APPLICANT (OFF):

NAME: Swalley Irrigation District

ADDRESS: 64672 Cook Ave, Bend, OR 97703

OWRD

4. LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E,W.M. (Diversion for Swalley's canal system) POD #15)Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T17S	E12	16	SW/SW	01000	.50	IRR
T17S	E12	20	NW/NE	01500	.50	IRR
T17S	E12	20	NW/NE	00153	.03	IRR
T17S	E12	20	NW/NE	00157	.10	IRR
T17S	E12	20	NW/NE	00156	.10	IRR
T16S	E12	29	SE/NW	01300	.50	IRR
T17S	E12	05	SW/SE	01901	.27	IRR

5. RECIPIENT (ON):

NAME: Kristopher Olson

ADDRESS: 20600 Lowe Lane, Bend, OR 97701

6. LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M.(Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T17S	E12	04	NW/NE	00219	2.00	IRR

7. **EXHIBITS**: Maps showing the location of the present and proposed irrigated lands (On & Off Maps)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT:

Kristopher olson

Date

APPLICANT:

Date

RECIPIENT/DISTRICT:

Jer Camarata- Manager / Swalley Irrigation District

Date

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR

DEC 2.8 2020
OWRD

After Recording Return To: SWALLEY IRRIGATION DISTRICT 64672 Cook Avenue, Suite 1 Bend, Oregon 97701 DESCHUTES COUNTY OFFICIAL RECORDS NANCY BLANKENSHIP, COUNTY CLERK

00972729201400392910020021

\$58.00

11/21/2014 12:13:12 PM

D-D Cnt=1 Stn=4 SRB \$10.00 \$11.00 \$21.00 \$10.00 \$6.00

QUITCLAIM DEED FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Irvin Attenberger, 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 <u>Irvin Attenberger</u>, shall no longer be liable for any district assessment or 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-SEC16-SE/SW-01000

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement. Consideration for this Quitclaim is 0.00

Irvin Attenberger

State of Oregon SS.

uttefuld

RECEIVED

DEC 2/8 2020

State of <u>Oregon</u> SS. County of <u>Deschutes</u>

Grantor:

OWRD

Personally appeared From a Hen by and acknowledged the forgoing instrument to be his / her voluntary act and deed.

OFFICIAL SEAL
KURTIS B BOWER
NOTARY PUBLIC- OREGON
COMMISSION NO. 466600
WY COMMISSION EXPIRES MARCH 12, 2016

My commission expires Mach 12 2016

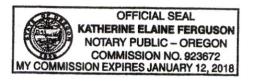
Swalley Irrigation District:

Suzanne Butterfied General Manager

Date 10/28/14

State of <u>Oregon</u> SS County of <u>Deschutes</u>

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



Kotherine Elaine Ferguson

My commission expires 1-12-2018

13584

Irvin Attenberger 63276 Vogt Rd. Bend, OR 97701

#2417

RECEIVED
DEC 2.8 2020

OWRD

EXHIBIT A

Legal Description: T17S-R12E-WM-SEC16-SE/SW-01000 Taxlot 171216CD01000 Serial#

WR Acres:

109003 .50

Lot 1, Block 1, BROOKSIDE, City of Bend, Deschutes County, Oregon.

EXCEPTING THEREFROM the following described portion of Lot 1:

Beginning at a point on the Northerly line of said Lot 1, said point being South 82°15'49" East, a distance of 91.68 feet from the Northwest corner of Lot 1; thence South 51°55"49" East for 80.0 feet, more or less, to the left bank of the Swalley Canal; thence North 62°18'23" East for 69.74 feet, more or less, to the Northeast corner of said Lot 1; thence North 82°15'49" West for 125.84 feet, more or less, to the Point of Beginning.

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

agreement. Consideration for this Quitclaim is 0.00

OFFICIAL SEAL

ATHERINE ELAINE FERGUSON NOTARY PUBLIC - OREGON COMMISSION NO. 923672 COMMISSION EXPIRES JANUARY 12, 2018

DESCHUTES COUNTY OFFICIAL RECORDS NANCY BLANKENSHIP, COUNTY CLERK



FF

11/21/2014 12:15:14 Pt

D-D Cnt=1 Stn=4 SRB \$10.00 \$11.00 \$21.00 \$10.00 \$5.00

QUITCLAIM DEED FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Michael Knoell, 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 Michael Knoell, shall no longer be liable for any district assessment or 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-SEC20-NW/NE-01500

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

Grantor:	RECEIVE
Michael Knoell	Date 1//7//9 DEC 2.8 202
State of Oregon SS. County of Deschutes Personally appeared 11/7/14 and	OWRD d acknowledged the forgoing instrument to be his / her voluntary act and deed.
OFFICIAL STAMP HEATHER JOY VANHOUTEN NOTARY PUBLIC-OREGON COMMISSION NO. 928214 MY COMMISSION EXPIRES MAY 07, 2018	Heather Joy Van Houten My commission expires 5-7-18
Swalley Irrigation District: Suzanne Butterfield, General Manager	Date 1/-12-14
State of Oregon SS. County of Deschutes	
Personally appeared, <u>Suzanne Butterfield</u> as Manager fo voluntary act and deed.	r Swalley Irrigation District, and acknowledged the forgoing instrument to be her
	Kathin CO: A

My commission expires 1-12-2018

13584

Tax statement: No change.

Michael Knoell 63145 OB Riley Rd. Bend, OR 97701

#2470

Kenned of

RECEIVED
DEC 2.8 2020

OWRD

EXHIBIT A

Legal Description: T17S-R12E-WM-SEC20-NW/NE-01500 Taxlot 171220AB01500 Serial# 160584 WR Acres: .50 ac.

A tract of land located in the Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section 20, Township 17 South, Range 12, East of the Willamette Meridian, Deschutes County, Oregon, said tract also being a portion of Tract One of NORWOOD recorded June 19, 1935, in Cabinet A, Page 257, Deschutes County Records, Deschutes County, Oregon., being described as follows: Commencing at the Southwest corner of said Tract One of NORWOOD, said point also being the center North 1/16 corner of said Section 20; thence North 00°30'00" East along the North-South center section line of said Section 20, a distance of 231,30 feet; thence North 00°03'00" East along said line, 100.00 feet; thence leaving said line South 82°57'49" East, 256.20 feet; thence North 10°20'51" East, 370.50 feet; thence South 87°47'29" East, 201.90 feet to the true point of beginning of this description; thence South 87°47'29" East, 135.00 feet to a point on the Westerly right of way line of 0. B. Riley Road; thence South 27°12'08" East along said line, a distance of 249.91 feet; thence leaving said line South 87°30'34" West, 203.63 feet; thence along the arc of a 41.79 foot radius curve concave to the Southeast, a distance of 48.12 feet (long chord bears South 54°31'42" West, 45.50 feet); thence North 68°28'36" West, 15.00 feet; thence North 06°02'50" West, 156.89 feet to a 5/8" iron rod; thence North 12°10'31" East, 103.54 feet to the point of beginning and there terminating.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:
Acct# 160584 17 12 20 AB 01500

Notice # 2020-05

X

DISTRICT: Swalley Irrigation District
ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703

Written Consent for Transfer of Water Rights

PHONE: 541-388-0658

POD #3) N Swalley's c 2170 feet N	RESS: 6314 ED POINT (985' & W 61 anal system) lorth and 135	OF DIVERS 17' from the E), POD #15) A 50 feet West	ast 1/4 corner, SE	I/NE of Section diversion: NW ner of Section 1	29, T17S, R12E.,W.M. 1/4SE1/4, Section 14, 1 4.	. (Diversion for f.158, R. 12E,W.M.;	;
Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use	
T17S	E12	20	NW/NE	00153	.03	IRR	
Township	Range E 12	Section D4	Nw/NE	Tax Lot 00-219	# of acres irrigated	Other Use	
OFF LANDS: I am the deeder off my property:	d owner of th	ne above des	cribed property in		nereby consent to the tr	ansfer of water right	1 /21
I am the deede off my property:	d owner of the	ne above des	cribed property in		nereby consent to the tr	Date Date	1/2
I am the deede off my property. Landowner (OF Landowner (OF Recipient Land I am the deeded	d owner of the control of the contro	sent to Tran	cribed property in	qui	nereby consent to the tr	Date Colla	1 /21
I am the deede off my property. Landowner (OF Landowner (OF Recipient Land I am the deeded	d owner of the control of the contro	sent to Tran	cribed property in	qui		Date Date e transfer of water	1/21
I am the deeder off my property. Lendowner (OF Landowner (OF Recipient Land I am the deeder right onto my property).	d owner of the control of the control owner Control owner of the coperty:	sent to Tran	cribed property in	ed in Item 4 and	d I hereby consent to th	Date Date e transfer of water Date	1. /24 1. /24

RECEIVED

Written Consent for Transfer of Water Rights Notice # 2020-07 Swalley Irrigation District DISTRICT: 64872 Cook Avenue, Suite 1, Bend, OR 97703 PHONE: 541-388-0658 ADDRESS: RECEIVED 1. WATER RIGHT: **SWALLEY IRRIGATION DISTRICT** CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899 DEC 28 2020 2. TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE OWRD 3. LAND OWNER: (OFF LANDS): NAME: Kathleen Houlihan Trust ADDRESS: 63149 NW Via Palazzo, Bend, OR 97703 **AUTHORIZED POINT OF DIVERSION:** POD #3) N 985' & W 617' from the East 1/2 comer, SE/NE of Section 29, T17S, R12E., W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S, R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14. LOCATION OF AUTHORIZED PLACE OF USE (Off Lands) Tax Lot # of acres imigated Other Use 1/4 1/4 Section Township Range 00157 .10 IRR 20 NWINE T175 E12 4. RECIPIENT LANDOWNER (ON LANDS): ADDRESS: LOCATION OF PROPOSED USE (On Lands) # of acres imigated Other Use 1/4 1/4 Tax Lot Range Section Township IRB 00219 NWINE 010 T175 OU 5. EXHIBITS: Maps showing the location of the present and proposed irrigated lands (On & Off Maps) OFF LANDS: Landowner Consent to Transfer I am the deeded owner of the above described property in Item 3 and I hereby consent to the transfer of water right off my property: Landowner (OFF Lands Date Landowner (OFF Lands) Recipient Landowner Consent to Transfer I am the deeded owner of the described property described in Item 4 and I hereby consent to the transfer of water right onto my property: Landowner (CN Lands) X Date Landowner (ON Lands) By signing below, SWALLEY IRRIGATION DISTRICT AND the LANDOWNERS involved in the transfer of water right, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid

District Notification to Landowners:

Jer Camarata, Manager, Swalley Imigation District

injury to other water right holders

District:

13584 ---

Written Consent for Transfer of Water Rights

DISTRICT: ADDRESS:		y Irrigation District Cook Avenue, Sult		id, OR 97703	PHONE: 541-388-0658
1. WATER RI	GHT:	SWALLEY IRRIGA CERTIFICATE(S): 7			September 1, 1899
2. TYPE OF C	CHANG	E: PERMANENT CH	IANGE I	N PLACE OF US	E
B. LAND OW	NER: (O	FF LANDS):			

RECEIVED

DFC 28 2020

OWRD

NAME: Kathleen Keston Trust

ADDRESS: 63094 NW Via Cambria, Bend, OR 97703

AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East 1/4 corner, SE/NE of Section 29, T17S, R12E., W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S, R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Range	Section	14 14	Tax Lot	# of acres irrigated	Other Use
E12	20	NW/NE	00156	.10	IRR

4. RECIPIENT LANDOWNER (ON LANDS):

NAME:

ADDRESS:

LOCATION OF PROPOSED USE (On Lands)

Range	Section	1414	Tax Lot	# of acres irrigated	Other Use
Ela	04	NWINE	00219	0.10	IRR
	Εla	•			

5. EXHIBITS: Maps showing the location of the present and proposed irrigated lands (On & Off Maps)

OFF LANDS: Landowner Consent to Transfer

I am the deeded owner of the above described property in Item 3 and I hereby consent to the transfer of water right off my property:

Karleen Keeton, Trustee Landowner (OFF Lands)

Landowner (OFF Lands)

Recipient Landowner Consent to Transfer

I am the deeded owner of the described property described in Item 4 and I hereby consent to the transfer of water right onto my property:

Landowner (ON Lands)

Date 12-12-10

Landowner (ON Lands)

By signing below, SWALLEY IRRIGATION DISTRICT AND the LANDOWNERS Involved in the transfer of water right, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

District Notification to Landowners:

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

District:

Jer Camarata, Manager, Swalley Imgation District

Printed with the free version of GreenCloud Printer

13584

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

\$58.00



11/21/2014 12:16:12 PM

D-D Cnt=1 Stn=4 SRB \$10.00 \$11.00 \$21.00 \$10.00 \$5.00

QUITCLAIM DEED FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, <u>Katie Thraen</u>, 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.

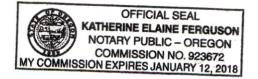
By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; 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 <u>Katie Thraen</u>, shall no longer be liable for any district assessment or 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:

T16S-R12E,WM-SEC29-SE/NW-01300

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the partiagreement. Consideration for this Quitclaim is 0.00	es to this
Grantor: Katie Thraen Date Date	DEC 2/8 2020
State of Oregon SS. County of Deschutes	OWRD
Personally appeared KATIE THEREN and acknowledged the forgoing instrument to be his her coluntary act OFFICIAL SEAL MELISSA JANE LANDAGE NOTARY PUBLIC - OREGON COMMISSION NO. 932160 My commission expires Lypt. 22, 2018	and deed.
Swalley Irrigation District: Suzanne Butterfield, General Manager Date 10 22 14	

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



My commission expires 1-12-2018

Katie Thraen 65035 Swalley Rd. Bend, OR 97701

#2455

RECEIVED

DEC 28 2020

OWRD

EXHIBIT A

Legal Description:

Taxlot

Serial#

WR Acres:

T16S-R12E-WM-SEC29-SE/NW-01300

161229B001300

133342

.50 ac

The South Half of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter (S1/2 NE1/4 SE1/4 NW1/4) of Section Twenty-nine (29), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon.

After Recording Return To: SWALLEY IRRIGATION DISTRICT 64672 Cook Avenue, Suite 1 Bend, Oregon 97703 Deschutes County Official Records
Nancy Blankenship, County Clerk

2020-41079

D-D Cnt=1 Stn=3 STFCLK \$10.00 \$11.00 \$61.00 \$10.00 \$6.00

\$98.00

08/17/2020 12:57 PM

QUITCLAIM DEED FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantors, Norbert & Sheila Volny , 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 a total of 1.30 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 use.

Furthermore, upon signing of this agreement and the accompanying transfer application **Norbert & Sheila Volny** shall no longer be liable for any District assessment or charges pertaining to the total of **1.30 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-SEC05-SW/SE-01901- 1.30 acres

OFFICIAL STAMP

KATHERINE ELAINE FERGUSON

NOTARY PUBLIC - OREGON COMMISSION NO. 969242

MY COMMISSION EXPIRES DECEMBER 17, 2021

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

Consideration for this Quitclaim is 0.00

Χ	Norbert Volny Date 8/12/2020	RECEIVE
	Grantor: Shulal Why Date 8/12/2020	DEC 2.8 202
X	Shella Volny Date 8/10/2020	OWRD
	State of <u>Oregon</u> SS. County of <u>Deschutes</u>	
	Personally appeared NORBART AND SHETLA VOLNY and acknowledged the forgoing instrument to be his / her deed.	oluntary act and
	OFFICIAL STAMP ETHAN RYAN HANEY HOTARY PUBLIC - OREGON COMMISSION NO. 995616 MY COMMISSION EXPIRES JANUARY 13, 2024 My commission expires My commission expires	
	Swalley Irrigation District: Date 8/17/7070	
	State of Oregon SS.County of Deschutes Personally appeared, Jer Camarata, as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and and descent of the forgoing instrument to be her voluntary and descent of the forgoing instrument to be her voluntary and descent of the forgoing instrument to be her voluntary and descent of the forgoing instrument to be her voluntary and descent of the forgoing instrument to be her voluntary and descent of the forgoing instrument to be a second of the forgoing instrument.	4

My commission expires

13584

Tax statement: No change.

EXHIBIT A

RECEIVED

DEC 28 2020

Account # VO2196

OWRD

Norbert & Sheila Volny 20250 Rogers Rd. Bend, OR 97703

Legal Description:

T17S-R12E-WM-SEC05-SW/SE-01901

Taxlot 171205D001901

Serial# 248572

WR Acres: 1.30

We are giving our permission to have 1.30 acres of water rights

Quitclaimed off the property at 20250 Rogers Road.

As of this date we are the legal owners of this property.

Norbert Volny

District Internal Notice #: T-2020-05

NOTICE OF DISTRICT INTERNAL TRANSFER (ORS 540.580)

DISTRICT: Swalley Irrigation District

ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703 PHONE: 541/388-0658

RECEIVED

1. WATER RIGHT: SWALLEY IRRIGATION DISTRICT

CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

DEC 2.8 2020

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

OWRD

3. APPLICANT (OFF):

NAME: Jam

James & Malia Mills

ADDRESS: 20690 Fort Thompson Lane, Bend, OR 97703

4. LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E,W.M. (Diversion for Swalley's canal system) POD #15)Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
T17S	E12	04	SW/NE	00205	1.54	IRR

5. RECIPIENT (ON):

NAME:

James & Malia Mills

ADDRESS: 20690 Fort Thompson Lane, Bend, OR 97701

6. LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E.,W.M.(Diversion for Swalley's canal system),POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E,W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

Township	Range	Section	1/4 1/4	Tax Lot	# of acres irrigated	Other Use
S17	E12	04	SW/NE	00205	1.54	IRR

7. **EXHIBITS**: Maps showing the location of the present and proposed irrigated lands (On & Off Maps)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT:

James Mills

Date

APPLICANT:

Malia Mills

Date

RECIPIENT/DISTRICT:

Jer Camarata- Manager / Swalley Irrigation District

DEC 2.8 2020

OWRD

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SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT:	
James Mills	Date
APPLICANT:	
Malia Mills	Date
RECIPIENT/DISTRICT:	12/16/20
Jer Camarata- Manager / Swalley Irrigation District	Date /
	RECEIVED
	DEC 2/8 2020
	OWRD

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	TABLE I – AUTHORIZED PLACE OF USE (POU)												
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE		LEGAL DESCRIPTION									
			USE	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT	ACRES	USER NAME	
74145	3	9-1-1899	IRR	17	12	05	SW/SE			02200	.36	Keily Wiley	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00153	.07	Amy Steigman	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00100	.15	Tuscany Pines II Homeowners Association	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00161	.09	James Sinasek Trustee	
74145	3	9-1-1899	IRR	17	12	16	SW/SW			01000	.50	Irvin Attenberger	
74145	3	9-1-1899	IRR	17	12	20	NE/NE			01500	.50	Michael Knoell	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00153	.03	Amy Steigman	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00157	.10	Kathleen Houlihan	
74145	3	9-1-1899	IRR	17	12	20	NW/NE			00156	.10	Kathleen Keaton	
74145	3	9-1-1899	IRR	16	12	29	SE/NW			01300	.50	Katie Thraen	
74145	3	9-1-1899	IRR	17	12	05	SW/SE			01901	.27	Norbert & Sheila Volny	
74145	3	9-1-1899	IRR	17	12	04	SW/NE			00205	1.54	James & Malia Mills	
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