

**Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 5 – Minimum Requirements Checklist**



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

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- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Temporary Transfer Application Map Checklist.
- Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: 94958**

Please include a separate Part 5 for each water right. (See instructions on page 6)

- N/A **Begin Year: 2021 End Year: 2026.**
- N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, 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.
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation (if necessary to convey water to the proposed place of use).

(For Staff Use Only)

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

<input type="checkbox"/> Application fee not enclosed/or is insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Part ____ is incomplete
<input type="checkbox"/> Additional signature(s) required	
Other/Explanation _____	
Staff: _____ 503-986-0 _____	Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

Your temporary transfer application will be returned if any of the map requirements listed below are not met.

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Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A If **more than three** water rights are involved, separate maps are needed for each water right.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet; the scale of the Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet; or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary place of use that includes separate hachuring for each water right, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Kameron DeLashmutt / Pinnacle Utilities, LLC		PHONE NO. 541-526-1235	ADDITIONAL CONTACT NO.
ADDRESS 2477 NW Canyon Drive			FAX NO.
CITY Redmond	STATE OR	ZIP 97756	E-MAIL
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.			

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

AGENT/BUSINESS NAME John A. Short / Water Right Services, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO Box 1830			FAX NO.
CITY Bend	STATE OR	ZIP 97709	E-MAIL johnshort@usa.com
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.			

Explain in your own words what you propose to accomplish with this transfer application and why:
The applicant is proposing to temporarily change the place of use, the point of appropriation, and add additional points of appropriation for a 0.453 cfs portion of Quasi-Municipal certificate 94958 to meet initial QM demand needs of the "ON" property, pending resolution of protest of OWRD order granting extension of Permit G-17036.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


 Applicant signature

 Applicant signature

Kameron DeLashmutt 5/6/21
 Print Name (and Title if applicable) Date

 Print Name (and Title if applicable) Date

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

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

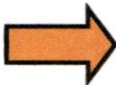
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Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME Tumalo Irrigation District	ADDRESS 64697 Cook Avenue	
CITY Bend	STATE OR	ZIP 97703
DISTRICT NAME Central Oregon Irrigation District	ADDRESS 1055 SW Lake Court	
CITY Redmond	STATE OR	ZIP 97756

Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME n/a	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed and/or used.

ENTITY NAME Deschutes County Community Development	ADDRESS 117 NW Lafayette Avenue	
CITY Bend	STATE OR	ZIP 97703

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

Water Right Certificate # 94958

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Description of Water Delivery System

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System capacity: 0.78 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **The water right was perfected by appropriating groundwater from Well #1 using a 60 HP submersible pump, pumping water into a distribution system, conveying it to a 12,000 gallon above-ground storage tank, and then beneficially using it for quasi-municipal purposes.**

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)

(Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Tree Farm Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 51145/ L-16358	17	S	11	E	35	NW	SE	400	1560' N, 2465' W of SE Cor Sec 35
Well #1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		15	S	12	E	28	SE	NE	7700	2519' S, 578' W of NE Cor Sec 28
Well #2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	NW	SE	7700	2958' S, 2316' W of NE Cor Sec 28
Well #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	SE	NW	7700	1632' S, 3425' W of NE Cor Sec 28
Well #4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	29	NW	SE	7900	1677' N, 1466' W of SE Cor Sec 29
Well #5	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	20	NE	SE	7700	205' S, 434' W of E 1/4 Cor Sec 20
Well #6	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	SW	NE	5000	244' N, 1667' W of E 1/4 Cor Sec 20
Well #7	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	17	SE	NW	5000	2446' S, 1180' W of N 1/4 Cor Sec 17

Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):

- Place of Use (POU)
- Point of Diversion (POD)
- Additional Point of Diversion (APOD)
- Appropriation/Well (POA)
- Additional Point of Appropriation (APOA)

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Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

Will all of the proposed changes affect the entire water right?

- Yes Complete only the Proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the water right to be changed.

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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer Staff.

Table 2. Description of Temporary Changes to Water Right Certificate # 94958

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Proposed Changes (see "CODES" from previous page)	Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date	
EXAMPLE																					
17 S	11 E	35	SW	NE	200/300		QM	Tree Farm Well	1/30/1995	POU/POA/APOA	15 S	12 E	17	NW	NE	5000		QM	Wells 1-7	1/30/1995	
"	"	"	SE	NE	100/300		"	"	"	"	"	"	"	SW	NE	"		"	"	"	
"	"	"	SE	NW	200		"	"	"	"	"	"	"	NE	NW	"		"	"	"	
"	"	"	NE	SW	200/00-400/DO-400/500		"	"	"	"	"	"	"	SE	NW	"		"	"	"	
"	"	"	NW	SW	00-400		"	"	"	"	"	"	"	SW	SW	"		"	"	"	
"	"	"	SW	SW	00-400		"	"	"	"	"	"	"	SE	SW	"		"	"	"	
"	"	"	SE	SW	00-400		"	"	"	"	"	"	"	NW	SE	"		"	"	"	
"	"	"	NE	SE	D0-400		"	"	"	"	"	"	"	SW	SE	"		"	"	"	
"	"	"	NW	SE	200/300/D0-400/500		"	"	"	"	"	"	20	NW	NE	"		"	"	"	
"	"	"	SW	SE	00-400/D0-400		"	"	"	"	"	"	"	SW	NE	"		"	"	"	
"	"	"								"	"	"	"	NE	NW	"		"	"	"	
"	"	"								"	"	"	"	NW	NW	"		"	"	"	

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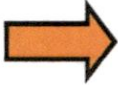
POU/POA/APOA	15 S	12 E	29 E	NE	NE	7800	QM	Wells 1-7	1/30/1995
"	"	"	"	NW	NE	"	"	"	"
"	"	"	"	SW	NE	"	"	"	"
"	"	"	"	SE	NE	"	"	"	"
"	"	"	"	SW	NW	"	"	"	"
"	"	"	"	SE	NW	"	"	"	"
"	"	"	"	NE	SW	"	"	"	"
"	"	"	"	NW	SW	"	"	"	"
"	"	"	"	NE	SE	"	"	"	"
"	"	"	"	NW	SE	7900	"	"	"
"	"	"	"	SE	SE	7801	"	"	"
"	"	"	30	NW	NE	8000	"	"	"
"	"	"	"	SW	NE	"	"	"	"
"	"	"	"	SE	NE	7800	"	"	"
"	"	"	"	NE	NW	8000	"	"	"
"	"	"	"	SE	NW	"	"	"	"
"	"	"	"	NE	SE	7800	"	"	"
TOTAL ACRES							TOTAL ACRES		N/A

Additional remarks: The applicant is proposing to temporarily change the place of use, the point of appropriation, and add additional points of appropriation for a 0.453 cfs portion of Certificate 94958. The proposed place of use is described by the right side of Table 2. The original authorized place of use will continue to be served by the authorized point of appropriation, the Tree Farm Well, using the remaining 0.327 cfs portion of the Certificate's rate (potentially reduced by an additional 0.23 cfs proposed by a separately pending transfer application, T-13583, if approved).

For Place of Use Changes

Are there other water right certificates, water use permits or ground water registrations associated with the "from" or the "to" lands? Yes No

If YES, list the certificate, water use permit, or ground water registration numbers: The "to" lands are associated with Permit G-17036. As noted, this temporary transfer is intended for use while the extension for Permit G-17036 is pending. The "from" lands are associated with Permit S-42781 / T-10582, Permit S-42782 / T-10582, Permit G-18124, Certificate 85414, & Certificate 95495. Being quasi-municipal rights, the rights are not "layered" as defined in OAR 690-380-0100(4).



Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

- Well log(s) for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

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Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the Department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well 1	No		800-900'	14"	+1-800'	0-20'			Deschutes Formation	
Well 2	No		"	"	"	"			Deschutes Formation	
Well 3	No		900-1000'	"	+1-900'	"			Deschutes Formation	
Well 4	No		"	"	"	"			Deschutes Formation	
Well 5	No		800-900'	"	+1-800'	"			Deschutes Formation	
Well 6	No		"	"	"	"			Deschutes Formation	
Well 7	No		"	"	"	"			Deschutes Formation	

Note: All proposed wells will be developed such that they access the same source aquifer as the authorized well (DESC 51145) under C-94958.

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Application for Water Right Transfer

Evidence of Use Affidavit



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

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

State of Oregon)
) ss
 County of DESCHUTES)

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 OWRD

I, BRYCE M. WITHERS, in my capacity as WATER RIGHT SPECIALIST,

mailing address PO BOX 1830 BEND, OR 97709

telephone number (541)389-2837, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation Professional expertise

2. I attest that:

Water was used during the previous five years on the **entire** place of use for Certificate # ____; **OR**

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township	Range	Mer	Sec	1/4 1/4	Gov't Lot or DLC	Acres (if applicable)

OR

- Confirming Certificate # 94958 has been issued within the past five years; **OR**
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: ____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # ____ (For Historic POD/POA Transfers)

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): QUASI-MUNICIPAL USES

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

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B. W. L.

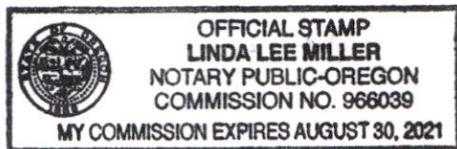
4-25-2021

Date

Signature of Affiant

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Signed and sworn to (or affirmed) before me this 25 day of APRIL, 2021.



Linda Lee Miller
Notary Public for Oregon

My Commission Expires: August 30, 2021

Supporting Documents	Examples
<input checked="" type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THE TREE FARM LLC
409 FRANKLIN AVE
BEND OR 97703

confirms the right to the use of water perfected under the terms of Permit G-13017. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-13965
SOURCE OF WATER: A WELL WITHIN THE DESCHUTES BASIN
PURPOSE OR USE: QUASI-MUNICIPAL
MAXIMUM RATE: 0.78 CUBIC FOOT PER SECOND
PERIOD OF USE: YEAR ROUND
DATE OF PRIORITY: JANUARY 30, 1995

WELL LOCATION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	35	NW SE	1560 FEET NORTH AND 2465 FEET WEST FROM THE SE CORNER, SECTION 35

THE PLACE OF USE IS LOCATED WITHIN:

Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	35	SW NE
17 S	11 E	WM	35	SE NE
17 S	11 E	WM	35	SE NW
17 S	11 E	WM	35	NE SW
17 S	11 E	WM	35	NW SW
17 S	11 E	WM	35	SW SW

Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	35	SE SW
17 S	11 E	WM	35	NE SE
17 S	11 E	WM	35	NW SE
17 S	11 E	WM	35	SW SE
17 S	11 E	WM	36	SW NW

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

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Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device as approved by the Director in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this certificate may be regulated if analysis of data available after the certificate is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

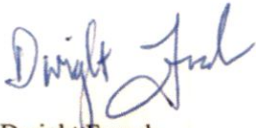
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

Issued MAR 06 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

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THIS SPACE RESERVED FOR RECORDER'S USE

After recording return to:

NWX2 LLC
409 NW Franklin Ave
Bend, OR 97701

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

NWX2 LLC
409 NW Franklin Ave
Bend, OR 97701

File No. 140227AM

Deschutes County Official Records		2017-005250
D-D		
Stn=0 BN		02/08/2017 03:02:00 PM
\$10.00 \$11.00 \$40.00 \$6.00 \$20.00		\$108.00
\$21.00		
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		

STATUTORY WARRANTY DEED

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Miller Tree Farm, LLC, an Oregon Limited Liability Company ,

Grantor(s), hereby convey and warrant to

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NWX2 LLC ,

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:

PARCEL 1:

A PARCEL OF LAND LOCATED IN THE SOUTH HALF OF THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 35 AND RUNNING IN A COUNTER-CLOCKWISE DIRECTION; THENCE NORTH 89°53'55" WEST, ALONG THE NORTH LINE OF SAID SOUTH HALF, A DISTANCE OF 1250.57 FEET TO A POINT ON SAID LINE, DISTANT THEREON 4062.17 FEET, MORE OR LESS, FROM THE NORTHWEST CORNER OF SAID SOUTH HALF; THENCE ALONG THE ARC OF A 1940.92 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 467.04 FEET, THROUGH A CENTRAL ANGLE OF 13°47'13", (THE CHORD OF WHICH BEARS SOUTH 11°49'41" WEST, 465.91 FEET) TO A POINT OF COMPOUND CURVATURE; THENCE ALONG THE ARC OF A 2966.41 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 852.16 FEET, THROUGH A CENTRAL ANGLE OF 16°27'34", (THE CHORD OF WHICH BEARS SOUTH 80°31'18" WEST, 849.23 FEET) TO A POINT OF NON-TANGENCY; THENCE SOUTH 18°17'15" EAST A DISTANCE OF 1350.13 FEET TO THE NORTHERLY TERMINUS OF THAT CERTAIN COURSE IN THE BOUNDARY LINE OF LOT 5 OF PROPERTY LINE ADJUSTMENT NO. LL-14-16, DESCRIBED IN SAID PROPERTY LINE ADJUSTMENT AS HAVING A BEARING AND DISTANCE OF, SOUTH 15°18'41" EAST, 116.58 FEET; THENCE ALONG SAID BOUNDARY LINE THE FOLLOWING NINE COURSES:

ALONG THE ARC OF A 1616.41 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 279.69 FEET, THROUGH A CENTRAL ANGLE OF 9°54'51", (THE CHORD OF WHICH BEARS NORTH 77°43'59" EAST, 279.34 FEET) TO A POINT OF REVERSE CURVATURE;

ALONG THE ARC OF A 105.00 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 92.25 FEET, THROUGH A CENTRAL ANGLE OF 50°20'12", (THE CHORD OF WHICH BEARS NORTH 57°31'18" EAST, 89.31 FEET) TO A POINT OF NON-TANGENCY;

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SOUTH 88°13'45" EAST A DISTANCE OF 97.41 FEET;

NORTH 55°25'49" EAST A DISTANCE OF 239.11 FEET;

NORTH 44°22'08" EAST A DISTANCE OF 81.09 FEET;

SOUTH 40°20'20" EAST A DISTANCE OF 520.50 FEET;

NORTH 49°39'40" EAST A DISTANCE OF 703.66 FEET TO A POINT OF CURVATURE;

ALONG THE ARC OF A 836.43 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 212.56 FEET, THROUGH A CENTRAL ANGLE OF 14°33'38", (THE CHORD OF WHICH BEARS NORTH 56°56'35" EAST, 211.99 FEET);

NORTH 00°00'28" WEST A DISTANCE OF 89.05 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 35;

NORTH 00°25'47" EAST A DISTANCE OF 1314.25 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER AND THE SOUTH HALF OF SECTION 35 OF TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 35; THENCE NORTH 89°58'56" EAST, ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 35, A DISTANCE OF 1559.60 FEET, TO THE TRUE POINT OF BEGINNING AND A POINT OF NON-TANGENT CURVATURE; THENCE IN A COUNTER CLOCKWISE DIRECTION, ALONG THE BOUNDARY LINES OF LOT 4 OF PROPERTY LINE ADJUSTMENT NO. LL-14-18 AND PROPERTY LINE ADJUSTMENT NO. LL-14-16 THE FOLLOWING TEN COURSES:

ALONG THE ARC OF A 3256.41 FOOT RADIUS CURVE TO THE LEFT AN ARC DISTANCE OF 420.46 FEET, THROUGH A CENTRAL ANGLE OF 07°23'53", THE CHORD OF WHICH BEARS SOUTH 36°46'39" WEST, 420.17 FEET, SAID CURVE BEING HERINAFTER REFERRED TO AS "CURVE A";

SOUTH 27°47'13" WEST A DISTANCE OF 60.21 FEET;

SOUTH 57°26'58" EAST A DISTANCE OF 1531.50 FEET TO A POINT OF CURVATURE;

ALONG THE ARC OF A 105.00 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 160.36 FEET, THROUGH A CENTRAL ANGLE OF 87°30'10", (THE CHORD OF WHICH BEARS NORTH 78°47'57" EAST, 145.22 FEET) TO A POINT OF REVERSE CURVATURE;

ALONG THE ARC OF A 1616.41 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 244.09 FEET, THROUGH A CENTRAL ANGLE OF 8°39'07", (THE CHORD OF WHICH BEARS NORTH 39°22'26" EAST, 243.86 FEET) TO A POINT OF NON-TANGENCY;

SOUTH 48°12'46" EAST A DISTANCE OF 116.58 FEET TO A POINT OF CURVATURE;

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ALONG THE ARC OF A 230.69 FOOT RADIUS CURVE TO THE LEFT AN ARC DISTANCE OF 202.46 FEET, THROUGH A CENTRAL ANGLE OF 50°17'04", (THE CHORD OF WHICH BEARS SOUTH 78°00'44" EAST, 196.02 FEET) TO A POINT OF COMPOUND CURVATURE;

ALONG THE ARC OF A 596.47 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 478.18 FEET, THROUGH A CENTRAL ANGLE OF 45°55'58", (THE CHORD OF WHICH BEARS NORTH 58°23'53" EAST, 465.48 FEET) TO A POINT OF COMPOUND CURVATURE;

ALONG THE ARC OF A 245.32 FEET RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 200.15 FEET, THROUGH A CENTRAL ANGLE OF 46°44'47", (THE CHORD OF WHICH BEARS NORTH 13°33'45" EAST, 194.64 FEET);

NORTH 15°18'41" WEST A DISTANCE OF 116.58 FEET;

THENCE NORTH 18°17'15" WEST, ALONG THE BOUNDARY LINE OF LOT 5 OF PROPERTY LINE ADJUSTMENT NO. LL-14-17, A DISTANCE OF 290.04 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 1906.41 FOOT CURVE TO THE LEFT, AN ARC DISTANCE OF 636.43 FEET, THROUGH A CENTRAL ANGLE OF 19°07'39", (THE CHORD OF WHICH BEARS SOUTH 63°03'02" WEST, 633.47 FEET) TO A POINT OF NON-TANGENCY; THENCE NORTH 35°36'42" WEST A DISTANCE OF 580.06 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 2486.41 FOOT CURVE TO THE LEFT, AN ARC DISTANCE OF 357.69 FEET, THROUGH A CENTRAL ANGLE OF 08°14'33", (THE CHORD OF WHICH BEARS SOUTH 49°34'33" WEST, 357.38 FEET) TO A POINT OF NON-TANGENCY; THENCE NORTH 45°14'12" WEST A DISTANCE OF 640.04 FEET; THENCE SOUTH 44°45'48" WEST A DISTANCE OF 60.00 FEET; THENCE NORTH 45°14'12" WEST A DISTANCE OF 130.01 FEET TO THE NORTHERLY CONTINUATION OF SAID "CURVE A"; THENCE ALONG SAID NORTHERLY CONTINUATION OF SAID CURVE, AN ARC DISTANCE OF 213.64 FEET, THROUGH A CENTRAL ANGLE OF 03°45'32", TO THE TRUE POINT OF BEGINNING.

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PARCEL 3:

A PARCEL OF LAND LOCATED IN THE SOUTH HALF OF THE NORTH HALF and the north half of the south half OF SECTION 35, TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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COMMENCING AT THE NORTHWEST CORNER OF THE SOUTH HALF OF THE NORTH HALF OF SAID SECTION 35; THENCE SOUTH 89°53'55" EAST, ALONG THE NORTH LINE OF SAID SOUTH HALF, A DISTANCE OF 4062.17 FEET TO A POINT OF NON-TANGENT CURVATURE AND A POINT LYING ON THE BOUNDARY OF LOT 5 OF PROPERTY LINE ADJUSTMENT NO. LL-14-17; THENCE ALONG SAID BOUNDARY LINE THE FOLLOWING THREE COURSES:

ALONG THE ARC OF A 1940.92 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 467.04 FEET, THROUGH A CENTRAL ANGLE OF 13°47'13", (THE CHORD OF WHICH BEARS SOUTH 11°49'41" WEST, 465.91 FEET) TO A POINT OF COMPOUND CURVATURE;

ALONG THE ARC OF A 2966.41 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 852.16 FEET, THROUGH A CENTRAL ANGLE OF 16°27'34", (THE CHORD OF WHICH BEARS SOUTH 80°31'18" WEST, 849.23 FEET) TO A POINT OF NON-TANGENCY;

SOUTH 18°17'15" EAST A DISTANCE OF 130.01 FEET TO A POINT ON SAID BOUNDARY LINE, DISTANT THEREON 1220.12 FEET FROM THE SOUTHERLY TERMINUS OF THAT CERTAIN COURSE DESCRIBED IN SAID PROPERTY LINE ADJUSTMENT AS HAVING A BEARING AND DISTANCE OF "SOUTH 18°17'15" EAST, 1350.13 FEET", SAID POINT BEING THE TRUE POINT OF BEGINNING;

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THENCE, CONTINUING ALONG SAID BOUNDARY LINE, SOUTH 18°17'15" EAST A DISTANCE OF 930.08 FEET TO A POINT OF NON-TANGENT CURVATURE LYING ON THE NORTHERLY BOUNDARY LINE OF LOT 4 OF PROPERTY LINE ADJUSTMENT NO. LL-14-18; THENCE ALONG SAID NORTHERLY BOUNDARY LINE THE FOLLOWING FOUR COURSES:

ALONG THE ARC OF A 1906.41 FOOT CURVE TO THE LEFT, AN ARC DISTANCE OF 636.43 FEET, THROUGH A CENTRAL ANGLE OF 19°07'39", (THE CHORD OF WHICH BEARS SOUTH 63°03'02" WEST, 633.47 FEET) TO A POINT OF NON-TANGENCY;

NORTH 35°36'42" WEST A DISTANCE OF 580.06 FEET TO A POINT OF NON-TANGENT CURVATURE;

ALONG THE ARC OF A 2486.41 FOOT CURVE TO THE LEFT, AN ARC DISTANCE OF 357.69 FEET, THROUGH A CENTRAL ANGLE OF 08°14'33", (THE CHORD OF WHICH BEARS SOUTH 49°34'33", 357.38 FEET) TO A POINT OF NON-TANGENCY;

NORTH 45°14'12" WEST A DISTANCE OF 480.03 FEET TO A POINT OF NON-TANGENT CURVATURE;

THENCE ALONG THE ARC OF A 2966.41 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 637.63 FEET, THROUGH A CENTRAL ANGLE OF 12°18'56", (THE CHORD OF WHICH BEARS NORTH 51°30'02" EAST, 636.40 FEET) TO A POINT OF NON-TANGENCY; THENCE SOUTH 31°45'44" EAST A DISTANCE OF 130.01 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 2833.88 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 727.06 FEET, THROUGH A CENTRAL ANGLE OF 14°41'59", (THE CHORD OF WHICH BEARS NORTH 64°58'31" EAST, 725.07 FEET) TO THE TRUE POINT OF BEGINNING.

PARCEL 4:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 35 OF TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 35; THENCE SOUTH 89°08'30" EAST, ALONG THE SOUTH LINE OF SAID SECTION 35, A DISTANCE OF 1274.88 FEET, MORE OR LESS, TO THE NORTHERLY LINE OF SKYLINERS ROAD (60.00 FEET WIDE) TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 5867.46 FOOT RADIUS CURVE TO THE RIGHT, SAID CURVE BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID SKYLINERS ROAD, AN ARC DISTANCE OF 101.79 FEET, AND THROUGH A CENTRAL ANGLE OF 00°59'38" (THE CHORD OF WHICH BEARS NORTH 69°58'16" EAST, 101.79 FEET TO A POINT OF COMPOUND CURVATURE AND TO THE TRUE POINT OF BEGINNING; THENCE ALONG THE ARC OF A 71.00 FOOT CURVE TO THE RIGHT, AN ARC DISTANCE OF 56.43 FEET, THROUGH A CENTRAL ANGLE OF 45°32'28", THE CHORD OF WHICH BEARS NORTH 21°57'50" EAST, 54.96 FEET TO A POINT OF COMPIUND CURVATURE; THENCE ALONG THE ARC OF A 619.98 FOOT CURVE TO THE RIGHT, AN ARC DISTANCE OF 593.49 FEET, THROUGH A CENTRAL ANGLE OF 54°50'52" (THE CHORD OF WHICH BEARS NORTH 14°21'30" EAST, 571.09 FEET TO A POINT OF NON-TANGENCY; THENCE NORTH 01°50'48" EAST A DISTANCE OF 26.37 FEET TO A POINT OIF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 332.86 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 276.48 FEET, THROUGH A CENTRAL ANGLE OF 47°35'24" (THE CHORD OF WHICH BEARS NORTH 15°30'01" WEST, 268.60 FEET) TO A POINT OF COMPOUND CURVATURE THENCE ALONG THE ARC OF A 2546.41 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 992.57 FEET, THROUGH A CENTRAL ANGLE OF 22°20'01" (THE CHORD OF WHICH BEARS NORTH 20°42'32" EAST, 986.30 FEET TO A POINT OF NON-TANGENCY; THENCE SOUTH 57°26'58" EAST A DISTANCE OF 826.46 FEET TO A POINT OF

CURVATURE; THENCE ALONG THE ARC OF A 105.00 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 85.06 FEET, MORE OR LESS, THROUGH A CENTRAL ANGLE OF 46°24'55" TO A POINT OF NON-TANGENCY AND THE EAST LINE OF SAID SOUTHWEST QUARTER OF SAID SECTION 35 (THE CHORD OF WHICH BEARS SOUTH 80°39'25" EAST, 82.75 FEET); THENCE SOUTH 00°22'35" WEST, ALONG SAID EAST LINE, A DISTANCE OF 1064.44 FEET, MORE OR LESS, TO A POINT OF NON-TANGENT CURVATURE AND THE NORTHERLY LINE OF SAID SKYLINERS ROAD; THENCE ALONG AN ARC OF A 5867.46 FOOT RADIUS CURVE TO THE LEFT, SAID CURVE BEING THE NORTHERLY RIGHT OF WAY LINE OF SAID SKYLINERS ROAD, AN ARC DISTANCE OF 1247.77 FEET, THROUGH A CENTRAL ANGLE OF 12°11'04" (THE CHORD OF WHICH BEARS SOUTH 76°33'37" WEST, 1245.42 FEET) TO THE TRUE POINT OF BEGINNING.

PARCEL 5:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 35 OF TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF LOT 4 OF PROPERTY LINE ADJUSTMENT NO. LL-14-19, SAID POINT BEING DISTANT NORTH 28°51'18" EAST, 2519.95 FEET FROM THE SOUTHWEST CORNER OF SAID SECTION 35; THENCE ALONG THE BOUNDARY LINE OF SAID PROPERTY LINE ADJUSTMENT, SOUTH 57°26'58" EAST A DISTANCE OF 704.04 FEET TO A POINT OF NON-TANGENT CURVATURE LYING ON THE WESTERLY LINE OF LOT 10 OF PROPERTY LINE ADJUSTMENT NO. LL-14-21; THENCE ALONG THE WESTERLY LINE OF SAID PROPERTY LINE ADJUSTMENT THE FOLLOWING 4 COURSES:

ALONG THE ARC OF A 2546.41 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 992.57 FEET, THROUGH A CENTRAL ANGLE OF 22°20'01", (THE CHORD OF WHICH BEARS SOUTH 20°42'32" WEST, 986.30 FEET) TO A POINT OF COMPOUND CURVATURE;

ALONG THE ARC OF A 332.86 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 276.48 FEET, THROUGH A CENTRAL ANGLE OF 47°35'24", (THE CHORD OF WHICH BEARS SOUTH 15°30'01" EAST, 268.60 FEET) TO A POINT OF NON-TANGENCY;

SOUTH 01°50'48" WEST A DISTANCE OF 26.37 FEET TO A POINT OF NON-TANGENT CURVATURE;

ALONG THE ARC OF A 619.98 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 97.68 FEET, THROUGH A CENTRAL ANGLE OF 09°01'37", (THE CHORD OF WHICH BEARS SOUTH 37°16'07" WEST, 97.58 FEET) TO A POINT OF NON-TANGENCY;

THENCE NORTH 57°09'31" WEST A DISTANCE OF 176.01 FEET; THENCE SOUTH 63°19'11" WEST A DISTANCE OF 175.65 FEET; THENCE SOUTH 63°19'11" WEST A DISTANCE OF 175.65 FEET; THENCE NORTH 89°47'06" WEST A DISTANCE OF 117.96 FEET; THENCE NORTH 85°21'59" WEST A DISTANCE OF 351.80 FEET; THENCE NORTH 79°44'20" WEST A DISTANCE OF 111.35 FEET; THENCE NORTH 48°08'56" WEST A DISTANCE OF 158.31 FEET; THENCE NORTH 29°30'12" WEST A DISTANCE OF 36.61 FEET; THENCE NORTH 14°48'33" WEST A DISTANCE OF 55.05 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 3556.55 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 1559.55 FEET, THROUGH A CENTRAL ANGLE OF 25°07'27", (THE CHORD OF WHICH BEARS NORTH 17°40'48" EAST, 1547.08 FEET) TO A POINT OF NON-TANGENCY; THENCE SOUTH 61°38'50" EAST A DISTANCE OF 130.58 FEET; THENCE NORTH 30°57'34" EAST A DISTANCE OF 160.06 FEET; THENCE SOUTH 57°26'58" EAST A DISTANCE OF 162.11 FEET; THENCE SOUTH 27°47'13" WEST A DISTANCE 60.21 FEET TO THE POINT OF BEGINNING.

PARCEL 6:

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A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING A PORTION OF PARCEL 1 OF PARTITION PLAT NO. 2007-83, RECORDED IN CABINET 3, PAGE 545, DESCHUTES COUNTY PARTITION RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1 OF PROPERTY LINE ADJUSTMENT LL-13-50 AS SHOWN ON SURVEY RECORDED AS CS18708, DESCHUTES COUNTY RECORDS, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 17 SOUTH, RANGE 11 EAST OF THE WILLAMETTE MERIDIAN, DESCHUTES COUNTY, STATE OF OREGON, BEING A PORTION OF PARCEL 1 OF PARTITION PLAT NO. 2007-83, RECORDED IN CABINET 3, PAGE 545, DESCHUTES COUNTY PARTITION RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 35, SAID POINT BEING THE NORTHEAST CORNER OF SAID PARCEL 1; THENCE ALONG THE EAST LINE OF SAID SECTION, SOUTH 00°00'28" EAST 89.05 FEET; THENCE ALONG THE SOUTHEASTERLY LINE OF PARCEL 1 OF PROPERTY LINE ADJUSTMENT NO. LL-13-50 AS SHOWN ON SURVEY RECORDED AS CS18708, DESCHUTES COUNTY RECORDS, THE FOLLOWING 2 COURSES:

ALONG THE ARC OF A 836.43 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 212.56 FEET, THROUGH A CENTRAL ANGLE OF 14°33'38", (THE CHORD OF WHICH BEARS SOUTH 56°56'35" WEST, 211.99 FEET) TO A POINT OF TANGENCY;

SOUTH 49°39'40" WEST A DISTANCE OF 703.66 FEET;

THENCE LEAVING SAID SOUTHEASTERLY LINE OF PARCEL 1, NORTH 40°20'20" WEST A DISTANCE OF 520.50 FEET; THENCE SOUTH 44°22'08" WEST A DISTANCE OF 81.09 FEET; THENCE SOUTH 55°25'49" WEST A DISTANCE OF 239.11 FEET; THENCE NORTH 88°13'45" WEST A DISTANCE OF 97.41 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 105.00 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 92.25 FEET, THROUGH A CENTRAL ANGLE OF 50°20'12", (THE CHORD OF WHICH BEARS SOUTH 57°31'18" WEST, 89.31 FEET) TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE ARC OF A 1616.41 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 279.69 FEET, THROUGH A CENTRAL ANGLE OF 9°54'51", (THE CHORD OF WHICH BEARS SOUTH 77°43'59" WEST, 279.34 FEET) TO A POINT OF NON-TANGENCY; THENCE SOUTH 15°18'41" EAST A DISTANCE OF 116.58 FEET TO A POINT OF CURVATURE; THENCE ALONG THE ARC OF A 245.32 FEET RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 200.15 FEET, THROUGH A CENTRAL ANGLE OF 46°44'47", (THE CHORD OF WHICH BEARS SOUTH 13°33'45" WEST, 194.64 FEET) TO A POINT OF COMPOUND CURVATURE; THENCE ALONG THE ARC OF A 596.47 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 478.18 FEET, THROUGH A CENTRAL ANGLE OF 45°55'58", (THE CHORD OF WHICH BEARS SOUTH 58°23'53" WEST, 465.48 FEET) TO A POINT OF COMPOUND CURVATURE; THENCE ALONG THE ARC OF A 230.69 FOOT RADIUS CURVE TO THE RIGHT AN ARC DISTANCE OF 202.46 FEET, THROUGH A CENTRAL ANGLE OF 50°17'04", (THE CHORD OF WHICH BEARS NORTH 78°00'44" WEST, 196.02 FEET); THENCE NORTH 48°12'46" WEST A DISTANCE OF 116.58 FEET TO A POINT OF NON-TANGENT CURVATURE; THENCE ALONG THE ARC OF A 1616.41 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 244.09 FEET, THROUGH A CENTRAL ANGLE OF 8°37'07", (THE CHORD OF WHICH BEARS SOUTH 39°22'26" WEST, 243.86 FEET) TO A POINT OF REVERSE CURVATURE; THENCE ALONG THE ARC OF A 105.00 FOOT RADIUS CURVE TO THE RIGHT, AN ARC DISTANCE OF 75.30 FEET, THROUGH A CENTRAL ANGLE OF 41°05'15", THE CHORD OF WHICH BEARS SOUTH 55°35'29" WEST, 73.69 FEET TO THE WEST LINE OF SAID PARCEL 1; THENCE ALONG SAID WEST LINE NORTH

00°22'35" EAST A DISTANCE OF 1227.63 FEET TO THE NORTHWEST CORNER OF SAID PARCEL 1; THENCE ALONG THE NORTH LINE OF SAID PARCEL 1 SOUTH 89°48'27" EAST A DISTANCE OF 2647.62 FEET TO THE POINT OF BEGINNING.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

- 17113500 00100
- 17113500 00300
- 17113500 00200
- 17113500 00500

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The true and actual consideration for this conveyance is other consideration.
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:

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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 7th day of FEBRUARY, 2017.

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Miller Tree Farm, LLC

by: [Signature]
Charley C. Miller, Co-Manager

[Signature]
Connie Marshall, Co-Manager

State of Oregon } ss
County of Deschutes }

On this 7th day of February, 2017, before me, a Notary Public in and for said state, personally appeared Charley C. Miller and Connie Marshall, Co-Managers, Miller Tree Farm, LLC, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of Oregon
Residing at: OR
Commission Expires: 8/6/18



13703 -

**Application for Water Right
Transfer
Consent by Deeded Landowner**



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

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State of Oregon)
)ss
County of Deschutes)

I Kirk Schueler in my capacity as Managing Member of The Tree Farm, LLC,

mailing address 409 NW Franklin Avenue Bend, OR 97703,

telephone number 541-749-2936, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 94958

described in a Transfer Application (T-tbd) submitted by Pinnacle Utilities, LLC,
(transfer number, if known)

on the property in tax lot number(s) 171135-D0-00400; 171135-00-00100; 171135-00-00200;
171135-00-00300; 171135-00-00400; & 171135-00-00500, Section 35, Township 17 S, Range
11E, W.M., located respectively at 19100 Skyliners Rd; 62200 Forest Service Rd 4606, no situs
address; no situs address, no situs address, & 19100 Skyliners Rd, Bend, OR 97703.

(site address)

Signature of Affiant

4/20/2021
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 29 day of April, 2021 ck



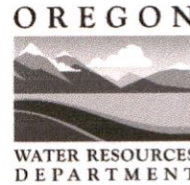
Notary Public for Oregon

My commission expires 2-4-2023

Supplemental Form D

Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 503-986-0900
 www.oregon.gov/OWRD

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

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 MAY 10 2021

1. APPLICANT INFORMATION

NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC		PHONE (HM)	
PHONE (WK) 541-526-1235	CELL	FAX	
ADDRESS 2447 NW CANYON DRIVE			
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL**

OWRD

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME TUMALO IRRIGATION DISTRICT		PHONE (HM)	
PHONE (WK) 541-382-3053	CELL	FAX	
ADDRESS 64697 COOK AVE			
CITY BEND	STATE OR	ZIP 97703	E-MAIL**

** By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	94958	YES <input type="checkbox"/>
2.		-		YES <input type="checkbox"/>
3.		-		YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

CURRENT ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.

YES NO All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

PROPOSED ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.

YES NO All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION : THE APPLICANT IS PROPOSING TO TEMPORARILY CHANGE THE PLACE OF USE, THE POINT OF APPROPRIATION, AND ADD ADDITIONAL POINTS OF APPROPRIATION FOR A 0.453 CFS PORTION OF QM C- 94958, UNDER OAR 690-380-8000.

4. APPLICANT'S SIGNATURE

(1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

email, phone, postal mail, in person, or other (please specify) _____

(2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

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MAY 10 2021

Applicant Signature

Name (print)

Date

OWRD

5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

(1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

(2) The district/water supplier consents to the proposed water right transfer application.

YES NO After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES NO The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

Signature of District Manager /Water Supplier

Name (print), Title

Date

13703 -



Bryce Withers <brycewrs@gmail.com>

District Notification of Temporary Transfer

2 messages

Bryce Withers <brycewrs@gmail.com>
To: april@tumalo.org

Mon, Apr 26, 2021 at 10:34 AM

Hi April,

Just sending the required notification as the "ON" lands I believe to be within your boundary, but not currently any water being delivered to my knowledge. Please let me know if you have any questions or concerns or need any additional information. I have also attached a draft "ON" map for your reference.

Thank you!

—
Bryce Withers

Water Right Specialist
(541)408-1400 cell

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
<https://oregonwater.us>

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MAY 10 2021

OWRD

2 attachments

 **Supplemental_Form_D_non-district_transfer_within_District_TID.pdf**
131K

 **Tree_Farm_TFR_MAP_ON.pdf**
268K

April Harris <april@tumalo.org>
To: Bryce Withers <brycewrs@gmail.com>

Mon, Apr 26, 2021 at 11:05 AM

Thank you Bryce.

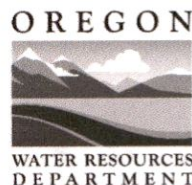
[Quoted text hidden]

13703 -

Supplemental Form D

Water Right Transfers Within the Boundaries of or Served by an Irrigation District or other Water Supplier (Association, Ditch Co., etc.)

[For transfers submitted under OAR Chapter 690 Division 380]



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 503-986-0900
 www.oregon.gov/OWRD

The Department requires non-district applicants to communicate with districts/water suppliers during the planning and preparation of transfer applications involving water rights having a point of diversion or appropriation (POD/POA) or place of use (POU) served by or located within the boundaries of an irrigation district, or other type of water supplier to which assessments are paid. In some cases consent will be required from the district or water supplier.

This form must be included with any transfer application that involves rights served by or located within the boundaries of a district or other type of water supplier.

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1. APPLICANT INFORMATION

NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC			PHONE (HM)	
PHONE (WK) 541-526-1235		CELL		FAX
ADDRESS 2447 NW CANYON DRIVE				
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL**	

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME CENTRAL OREGON IRRIGATION DISTRICT			PHONE (HM)	
PHONE (WK) 541-548-6047		CELL		FAX
ADDRESS 1055 SW LAKE CT				
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL** LESLIEC@COID.ORG	

** By providing an e-mail address, the applicant and/or the district/water supplier consents to receive all correspondence from the Department electronically. Copies of final order documents will also be mailed.

3. WATER RIGHTS ISSUED IN THE NAME OF, or LOCATED WITHIN, or SERVED BY AN IRRIGATION DISTRICT, OTHER DISTRICT, OR WATER SUPPLIER

a. List the water right(s) involved in this transfer:

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	94958	YES <input type="checkbox"/>
2.		-		YES <input type="checkbox"/>
3.		-		YES <input type="checkbox"/>

Attach additional pages for additional water rights if necessary.

13702
 Bureau of Reclamation

b. Determine a district's/water supplier's connection to your points of diversion (POD) or appropriation (POA) and places of use (POU). [You may need to consult with your district/water supplier.]

CURRENT ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.

YES NO All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

PROPOSED ASSOCIATIONS Please answer the following "yes" or "no" questions:

YES NO One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.

YES NO All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION : THE APPLICANT IS PROPOSING TO TEMPORARILY CHANGE THE PLACE OF USE, THE POINT OF APPROPRIATION, AND ADD ADDITIONAL POINTS OF APPROPRIATION FOR A 0.453 CFS PORTION OF QM C- 94958, UNDER OAR 690-380-8000.

4. APPLICANT'S SIGNATURE

(1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:

email, phone, postal mail, in person, or other (please specify) _____

(2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

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MAY 10 2021

Applicant Signature

Name (print)

Date

QWRD

5. (WHEN REQUIRED) DISTRICT or WATER SUPPLIER CONSENT TO THE PROPOSED WATER RIGHT TRANSFER

District Manager or Water Supplier consent is required if any box on this form is marked "YES."

The district/water supplier certifies the following:

(1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and

(2) The district/water supplier consents to the proposed water right transfer application.

YES NO After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.

YES NO The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

Signature of District Manager /Water Supplier

Name (print), Title

10703 -
Date

District Notification of Temporary Transfer

2 messages

Bryce Withers <brycewrs@gmail.com>
To: LeslieClark <Lesliec@coid.org>

Mon, Apr 26, 2021 at 10:25 AM

Hi Leslie,

Just sending the required notification as the "ON" lands I believe to be within your boundary, but not currently any water being delivered. Please let me know if you have any questions or concerns or need any additional information. I have also attached a draft "ON" map for your reference.


Thank you!

—
Bryce WithersWater Right Specialist
(541)408-1400 cellWater Right Services, LLC
PO Box 1830
Bend, OR 97709<https://oregonwater.us>

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2 attachments **Tree_Farm_TFR_MAP_ON.pdf**
268K **Supplemental_Form_D_non-district_transfer_within_District_COID.pdf**
131K

LeslieClark <Lesliec@coid.org>
To: Bryce Withers <brycewrs@gmail.com>

Mon, Apr 26, 2021 at 11:36 AM

Thank you for the notice!

Leslie Clark

Director of Water Rights

1055 SW Lake Court

Redmond, OR 97756

lesliec@coid.org

541-504-7576



13703 -



Bryce Withers <brycewrs@gmail.com>

Water LUCS

Bryce Withers <brycewrs@gmail.com>
To: Kameron DeLashmutt <kameron@bendcable.com>
Cc: William Groves <William.Groves@deschutes.org>

Tue, May 4, 2021 at 9:15 AM

Hi Will,

Attached is an Oregon Water Resources Department Land Use Information Form regarding a Temporary Transfer of a Quasi-Municipal water to Kameron's property. Can you please complete the form and email the completed form back to Kameron and me? If you have to send a paper copy of the completed form, please mail a copy of it to:

Water Right Services, LLC
PO Box 1830
Bend, OR 97709

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MAY 10 2021

Let me know if you have any questions about the form.

Thank you!

[Quoted text hidden]

—


Bryce Withers

OWRD

Water Right Specialist
(541)408-1400 cell

Water Right Services, LLC
PO Box 1830
Bend, OR 97709

<https://oregonwater.us>

 **land_use_form_fillable_3_01_10_treefarm_temp_tfr.pdf**
156K

13703 -



Deschutes County

Transaction Receipt
Record ID: 247-21-000467-PS
IVR Number: 247058125461

Office: Bend
117 NW Lafayette Ave
PO Box 6005
Bend, OR 97708
541-388-6575
cdd-webmaster@deschutes.org

Receipt Number: 471416

Receipt Date: 5/7/21

www.deschutes.org/cd

Worksite address: 11800 EAGLE CREST BLVD, REDMOND, OR 97756

Parcel: 1512000005000

Fees Paid					
Transaction date	Units	Description	Account code	Fee amount	Paid amount
5/7/21	1.00 Qty	Permit Sign-Off for Other Agency - LUCS sign off	2956150 341301	\$95.00	\$95.00

Payment Method: Credit card authorization: 041947 Payer: Kameron DeLashmutt Payment Amount: \$95.00

Cashier: Matt Martin **Receipt Total: \$95.00**

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OWRD

51145

OCT 10 1997 Page 1 of 2

AMENDED LOG

STATE OF OREGON WATER RESOURCES DEPT. SALEM, OREGON

L16358

(START CARD) # 104259 104263

Instructions for completing this report are on the last page of this form.

1) OWNER: Well Number Name Central Oregon Pumice Co. Address 1 NW Greenwood Ave City Bend State OR Zip 97701

(2) TYPE OF WORK [X] New Well [] Deepening [] Alteration (repair/recondition) [] Abandonment

(3) DRILL METHOD: [X] Rotary Air [] Rotary Mud [] Cable [] Auger [] Other

(4) PROPOSED USE: [] Domestic [] Community [] Industrial [X] Irrigation [] Thermal [] Injection [] Livestock [X] Other Quasi Mun.

(5) BORE HOLE CONSTRUCTION: Special Construction approval [] Yes [X] No Depth of Completed Well 503 ft. Explosives used [] Yes [X] No Type Amount

Table with columns: HOLE Diameter, From, To, Material, SEAL From, To, Sacks or pounds. Includes handwritten entries for cement seal.

How was seal placed: Method [] A [] B [X] C [] D [] E Backfill placed from ft. to ft. Material Gravel placed from ft. to ft. Size of gravel

(6) CASING/LINER: Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes handwritten entries for casing and liner.

Final location of shoe(s)

(7) PERFORATIONS/SCREENS: Table with columns: From, To, Slot size, Number, Diameter, Material, Casing, Liner. Includes handwritten entries for perforations.

(8) WELL TESTS: Minimum testing time is 1 hour. [] Pump [] Bailer [X] Air [] Flowing Artesian. Yield gal/min, Drawdown, Drill stem at, Time.

Temperature of water 54 Depth Artesian Flow Found Was a water analysis done? [] Yes By whom Did any strata contain water not suitable for intended use? [] Too little [] Salty [] Muddy [] Odor [] Colored [] Other Depth of strata:

(9) LOCATION OF WELL by legal description: County Deschutes Latitude Longitude Township 17S N or S Range 11E E or W. WM. Section 35 NW 1/4 SE 1/4 Tax Lot 6201 Lot Block Subdivision Street Address of Well (or nearest address) Skyliner Rd

(10) STATIC WATER LEVEL: 340 ft. below land surface. Date 10/1/97 Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES: Depth at which water was first found 448

Table with columns: From, To, Estimated Flow Rate, SWL. Includes handwritten entries and a 'RECEIVED' stamp.

(12) WELL LOG: Ground Elevation OWRD

Table with columns: Material, From, To, SWL. Lists geological layers such as Top Soil, Basalt, Pumice, etc.

Date started Completed

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

Signed [Signature] WWC Number 11761 Date 10/16/97

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above.

Signed [Signature] WWC Number 1123 Date 10/16/97



51145

STATE OF OREGON WATER RESOURCES DEPT. WATER SUPPLY WELL REPORT SALEM, OREGON

L16358 (START CARD) # H-4059-104263

Instructions for completing this report are on the last page of this form.

1) OWNER: Well Number Name Central Oregon Municode Co Address 1 NW Greenwood Ave City Bend State OR Zip 97701

(2) TYPE OF WORK: New Well [] Deepening [] Alteration (repair/recondition) [] Abandonment []

(3) DRILL METHOD: Rotary Air [] Rotary Mud [] Cable [] Auger [] Other []

(4) PROPOSED USE: Domestic [] Community [] Industrial [] Irrigation [] Thermal [] Injection [] Livestock [] Other []

(5) BORE HOLE CONSTRUCTION: Special Construction approval [] Yes [] No Depth of Completed Well [] ft. Explosives used [] Yes [] No Type [] Amount []

Table with columns: HOLE Diameter, SEAL From, To, Material, From, To, Sacks or pounds

How was seal placed: Method [] A [] B [] C [] D [] E [] Other [] Backfill placed from [] ft. to [] ft. Material [] Gravel placed from [] ft. to [] ft. Size of gravel []

(6) CASING/LINER: Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded

PERFORATIONS/SCREENS: [] Perforations Method [] [] Screens Type [] Material []

(8) WELL TESTS: Minimum testing time is 1 hour [] Pump [] Bailer [] Air [] Flowing Artesian []

Temperature of water [] Depth Artesian Flow Found [] Was a water analysis done? [] Yes By whom []

(9) LOCATION OF WELL by legal description: County Deschutes Latitude [] Longitude [] Township 17S N or S Range 11E E or W. WM. Section 35 NW 1/4 SE 1/4 Tax Lot [] Lot [] Block [] Subdivision [] Street Address of Well (or nearest address) Skyliner Rd

(10) STATIC WATER LEVEL: [] ft. below land surface. Date [] Artesian pressure [] lb. per square inch. Date []

(11) WATER BEARING ZONES: Table with columns: From, To, Estimated Flow Rate, SWL

(12) WELL LOG: Ground Elevation []

Table with columns: Material, From, To, SWL. Includes handwritten entries: Basalt + gray med, Lava Clusters gray, red brn sand, Basalt + gray med hrd, Lava Clusters hrd, Basalt + gray med hrd.

RECEIVED MAY 10 2021 OWRD

Date started 9/23/97 Completed 10/6/97

(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief. Signed [Signature] WWC Number 1701 Date 10/6/97

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief. Signed [Signature] WWC Number 123 Date 10/6/97





Bryce Withers <brycewrs@gmail.com>

Quasi-Municipal Use Question for Temporary Transfer

STARNES Patrick K * WRD <Patrick.K.Starnes@oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>

Fri, Apr 30, 2021 at 4:47 PM

Hi Bryce,

The left side of the table needs to describe the "from" place of use and should be filled out. The acreage column can be left blank as the water right is for Quasi-Municipal use and acreage is not used to describe the place of use of that type of use.

Kelly

Kelly Starnes, Transfer Program Analyst
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Telephone: 503-986-0886 Fax: 503-986-0903
E-mail: patrick.k.starnes@oregon.gov

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MAY 10 2021

OWRD

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

From: Bryce Withers <brycewrs@gmail.com>
Sent: Friday, April 30, 2021 3:24:50 PM
To: STARNES Patrick K * WRD <Patrick.K.Starnes@oregon.gov>
Subject: Quasi-Municipal Use Question for Temporary Transfer

[Quoted text hidden]

13703 -

Map Scale Waiver Request

3 messages

Bryce Withers <brycewrs@gmail.com>
To: STARNES Patrick K * WRD <patrick.k.starnes@oregon.gov>

Mon, Apr 26, 2021 at 1:51 PM

Hi Kelly,

Can the department please grant a waiver for an atypical map scale for this property? Attached is a copy of an "ON" map that is drawn to the same scale as the tax map (1"=2000'), allowing for a single map instead of 3 pages. We will be completing several transfers related to this site and it would be nice to get a blanket approval for this map scale if that is possible.


Thank you.

—
Bryce WithersWater Right Specialist
(541)408-1400 cellWater Right Services, LLC
PO Box 1830
Bend, OR 97709<https://oregonwater.us>

RECEIVED

MAY 10 2021

OWRD

 **Tree_Farm_TFR_MAP_ON.pdf**
268K

STARNES Patrick K * WRD <Patrick.K.Starnes@oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>

Mon, Apr 26, 2021 at 2:43 PM

Hi Bryce-

The Department grants a map scale waiver for the attached transfer application map. Please include a copy of this e-mail when you send in the transfer application.

The Department will not grant a blanket or standing map scale waiver for future transfer application maps. Please submit those waiver requests separately as the transfers are filed

Kelly

Kelly Starnes, Transfer Program Analyst
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Telephone: 503-986-0886 Fax: 503-986-0903
E-mail: patrick.k.starnes@oregon.gov

13703 -

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

From: Bryce Withers <brycewrs@gmail.com>
Sent: Monday, April 26, 2021 1:51:09 PM