

**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.

FOR ALL TEMPORARY TRANSFER APPLICATIONS

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

- 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.
- 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: 95746**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year: _____ End Year: _____.**
- 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 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/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: _____ Phone: _____ Date: ____/____/____

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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.

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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Temporary Transfer Application – Page 2 of 9

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC			PHONE NO. 541-350-8479	ADDITIONAL CONTACT NO.
ADDRESS 2477 NW CANYON DR				FAX NO.
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL KAMERON1959@GMAIL.COM	
<p>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.</p>				

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	
<p>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.</p>				

Explain in your own words what you propose to accomplish with this transfer application and why:
TEMPORARY DROUGHT TRANSFER OF 50 ACRES OF IRRIGATION UNDER C-95746 TO THE NORTH UNIT IRRIGATION DISTRICT.
 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	_____ Print Name (and Title if applicable)	_____ Date
_____ Applicant signature	_____ Print Name (and Title if applicable)	_____ Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No *See attached Deed - Deschutes Co. Official Records Document No. 2021-21099- applicant is water right owner of a 50.0 acre / 1.25 cfs portion of C-95746, appurtenant to the "off" lands.*

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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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC			PHONE NO. 541-350-8479	ADDITIONAL CONTACT NO.
ADDRESS 2477 NW CANYON DR			FAX NO.	
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL KAMERON1959@GMAIL.COM	
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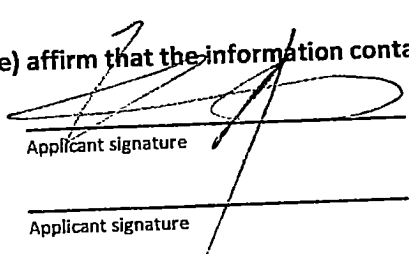
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ADDRESS PO BOX 1830			FAX NO.	
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM	
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If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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


 Applicant signature
 Kameron Delashmutt
 Print Name (and Title if applicable)
 7/25/22
 Date

 Applicant signature

 Print Name (and Title if applicable)

 Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? Yes No *See attached Deed - Deschutes Co. Official Records Document No. 2021-21099- applicant is water right owner of a 50.0 acre / 1.25 cfs portion of C-95746, appurtenant to the "off" lands.*

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 NORTH UNIT IRRIGATION DISTRICT	ADDRESS 2024 NW BEECH ST	
CITY MADRAS	STATE OR	ZIP 97741

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 LA PINE COOPERATIVE WATER ASSOCIATION	ADDRESS PO BOX 97	
CITY LA PINE	STATE OR	ZIP 97739

NOTE: THE LA PINE COOPERATIVE WATER ASSOCIATION IS "INACTIVE" PER OREGON SECRETARY OF STATE CORPORATION DIVISION



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	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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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 # 95746

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 Changes (see "CODES" from previous page)	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	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																											
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901							
"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2 SW NW	500		5.0		POD #6	1901							
22	S	10	E 34 NW NE	2803		16.9	IR	POD	1897	POU	SEE MAP OF NORTH UNIT IRRIGATION DISTRICT BOUNDARY																
"	"	"	"	"	NE NW	"	10.5	"	"	"																	
"	"	"	"	"	SE NW	"	16.7	"	"	"																	
"	"	"	"	"	NE SW	"	5.9	"	"	"																	
TOTAL ACRES						50.0															TOTAL ACRES						50.0

Additional remarks: THE APPLICANT PROPOSES TO MOVE THE 50 ACRES OF IRRIGATION TO THE DISTRICT BOUNDARY OF THE NORTH UNIT IRRIGATION DISTRICT, ADHERING TO THE ORIGINAL RATE AND DUTY LIMITATIONS OF THE 50 ACRE PORTION PROPOSED FOR TRANSFER. THE ORIGINAL POD WILL REMAIN IN PLACE FOR DELIVERY DOWNSTREAM TO THE NORTH UNIT IRRIGATION DISTRICT THROUGH THE DISTRICT DELIVERY SYSTEM.

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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 LAYERED WITH NORTH UNIT IRRIGATION DISTRICT WATER RIGHTS INCLUDING C-72280, C-72282, C-72281, C-72279, C-80936, C-80937, C-93422, C-94079, C-95488, & PERMIT S-54930.



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.

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

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Klamath Basin/County Drought Transfer Applications

Table 4. Klamath Basin/County Well Information (DROUGHT TRANSFER APPLICATIONS ONLY)

Is there currently a flowmeter installed on each of the POAs listed in Table 1 of this application? Yes No*

**Please note that watermaster staff will visit the well to confirm flowmeter presence. Where possible, watermaster staff will take a static water level measurement. Alterations to the well head may be required in order to make the water level measurements.*

For each well, please provide a description of the flowmeter location, the serial number, the current flowmeter reading and the date the reading was taken in the table below.

OWNER'S WELL NAME OR NUMBER	WELL TAG NUMBER (IF AVAILABLE)	WELL LOG ID (E.G., KLAM 1234)	FLOWMETER SERIAL NUMBER	FLOWMETER READING	FLOWMETER DATE	FLOWMETER LOCATION

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Deschutes County Property Information

Development Summary for account # [REDACTED]

The Deschutes County Community Development Department is responsible for land use and permits for properties in the County's jurisdiction. Contact this department if you need additional information or if you have questions.

Account Information

Mailing Name: LEBEAU, MICHAEL
Map and Taxlot: 2210000002803
Account: [REDACTED]
Situs Address: 50325 HWY 31, LA PINE, OR 97739
Tax Status: Assessable

Warning

This account may have potential additional tax liabilities, taxes due, or other special development conditions.

Property Details

Subdivision:
Lot: Block:
Acres: 136.59

Jurisdiction

Planning Jurisdiction: Deschutes County
Urban Growth Boundary: No
Urban Reserve Area: No

Zoning Designation

Jurisdiction	Zone	Description	Link to Zoning Code
COUNTY	EFULA	EXCLUSIVE FARM USE- LA PINE SUBZONE	View Document
COUNTY	F1	FOREST USE 1	View Document
COUNTY	FP	FLOOD PLAIN	View Document
COUNTY	LM	LANDSCAPE MANAGEMENT COMBINING ZONE	View Document
COUNTY	WA	WILDLIFE AREA COMBINING ZONE	View Document

County Development Details

Legal Lot of Record	Contact Community Development Department for information
Wetland (National or Local)	Yes
Conservation Easement	No Conservation Easement Recorded
FEMA 100 Year Flood Plain	Yes
TDC/PRC Restrictive Covenant	No TDC/PRC Restrictive Covenant Found
Ground Snow Load	55 #/sq. ft.
Subdivision Has Special Setbacks	NO
Is Historic Designated	NO
Fire Mitigation Required	NO

THE INFORMATION AND MAPS ACCESSED THROUGH THIS WEB SITE PROVIDE A VISUAL DISPLAY FOR YOUR CONVENIENCE. EVERY REASONABLE EFFORT HAS BEEN MADE TO ASSURE THE ACCURACY OF THE MAPS AND ASSOCIATED DATA. DESCHUTES COUNTY MAKES NO WARRANTY, REPRESENTATION OR GUARANTEE AS TO THE CONTENT, SEQUENCE, ACCURACY, TIMELINESS OR COMPLETENESS OF ANY OF THE DATA PROVIDED HEREIN. DESCHUTES COUNTY EXPLICITLY DISCLAIMS ANY REPRESENTATIONS AND WARRANTIES, INCLUDING, WITHOUT LIMITATION, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. DESCHUTES COUNTY SHALL ASSUME NO LIABILITY FOR ANY ERRORS, OMISSIONS, OR INACCURACIES IN THE INFORMATION PROVIDED REGARDLESS OF HOW CAUSED. DESCHUTES COUNTY ASSUMES NO LIABILITY FOR ANY DECISIONS MADE OR ACTIONS TAKEN OR NOT TAKEN BY THE USER OF THIS INFORMATION OR DATA FURNISHED HEREUNDER.

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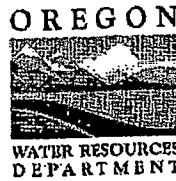
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Supplemental Form D

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) 541-350-8479		
PHONE (WK)		CELL		FAX	
ADDRESS 2477 NW CANYON DR					
CITY REDMOND		STATE OR	ZIP 97756	E-MAIL** KAMERON1959@GMAIL.COM	

2. DISTRICT or WATER SUPPLIER INFORMATION

DISTRICT/WATER SUPPLIER NAME NORTH UNIT IRRIGATION DISTRICT			PHONE (HM)		
PHONE (WK) 541-475-3625		CELL		FAX	
ADDRESS 2024 NW BEECH ST					
CITY MADRAS		STATE OR	ZIP 97741	E-MAIL** NUID@NORTHUNITID.COM	

** 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.		-	95746	YES <input checked="" 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

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4. APPLICANT'S SIGNATURE

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(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.

Kameron DeLashmutt

Kameron DeLashmutt

July 25, 2022

Applicant Signature

Name (print)

Date

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).

Josh Bailey
Signature of District Manager / Water Supplier

Josh Bailey
Name (print), Title

7/26/22
Date

Drought TFR for NUID - Kameron DeLashmutt

Bryce Withers <brycewrs@gmail.com>
To: Mike Britton <mbritton@northunitid.com>
Cc: Kameron DeLashmutt <kameron1959@gmail.com>

Mon, Jul 25, 2022 at 10:40 AM

Hi Mike,

Can you please review and sign the Supplemental Form D for the Temporary Drought Transfer Kam is arranging to the NUID. I attached a draft of the application. Let me know if you have any questions.

—
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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2 attachments

 Supplemental_Form_D_non-district_transfer_within_District_LEBEAU_PINNACLE_NUID.pdf
130K

 temporary_wr_transfer_app_LEBEAU_PINNACLE_NUID.pdf
373K

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)

I, BRYCE M. WITHERS / WATER RIGHT SERVICES, LLC, in my capacity as WATER RIGHT SPECIALIST,
 mailing address P.O. 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	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
95746	22	S	10	E	WM	34	NW	NE		16.9
"	"	"	"	"	"	"	NE	NW		10.5
"	"	"	"	"	"	"	SE	NW		16.7
"	"	"	"	"	"	"	NE	SW		5.9

OR

- Confirming Certificate # ____ 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.): PASTURE

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.

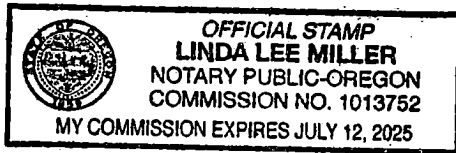
BWH

Signature of Affiant

7-26-2022

Date

Signed and sworn to (or affirmed) before me this 7 day of July, 2022.



Linda Lee Miller
Notary Public for Oregon

My Commission Expires: July 12, 2025

Supporting Documents	Examples
<input 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 checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph <p style="text-align: center;">RECEIVED JUL 28 2022 OWRD</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. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

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DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2009-48507



\$53.00

0068892020000485070020023

11/16/2009 03:39:14 PM

D-D Cnta1 Strs2 TM

\$10.00 \$11.00 \$15.00 \$10.00 \$5.00

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UNTIL A CHANGE IS REQUESTED ALL TAX STATEMENTS SHALL BE
SENT TO:

Michael LeBeau
2225 NW Glisan St #1
Portland OR 97210

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AND AFTER RECORDING RETURN TO:

Michael B. McCord
65 NW Greeley Ave
Bend, OR 97701

CORRECTED STATUTORY BARGAIN AND SALE DEED

This Deed is recorded to correct Bargain and Sale Deed dated May 22, 2009, recorded in Volume 2009 at Page 21515 in Deschutes County, Oregon.

Vicki LeBeau, Grantor, conveys and warrants to Michael LeBeau, Grantee, the following described real property:

That portion of the Southwest Quarter of the Southeast Quarter of Section 27 lying Westerly of the Fremont Highway, and the Northwest Quarter of the Northeast Quarter lying Westerly of the Fremont Highway, and the East half of the Northwest Quarter, and the Northeast Quarter of the Southwest Quarter of Section 34, Township 22 South, Range 10 East of the Willamette Meridian, Deschutes County, Oregon, together with the water rights appurtenant thereto.

The property is free from all encumbrances except easements, reservations, and restrictions of record.

The true and actual consideration for this conveyance is love and affection.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING 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. THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO

VERIFY THAT THE UNIT OR 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.

DATED June 26, 2009

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Vikki LeBeau, Grantor

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STATE OF TEXAS)


)ss.

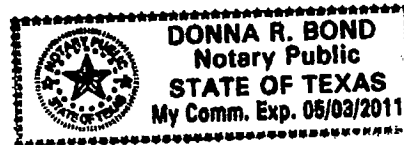
County of MONTGOMERY)

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Personally appeared this 26 day of JUNE, 2009, the above named Vikki LeBeau, and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:


Notary Public for Texas
My Commission Expires:
5/3/2011



Deschutes County Official Records	2021-21099
D-D	
Stn=1 BN	04/02/2021 03:14 PM
\$30.00 \$11.00 \$10.00 \$61.00 \$6.00	\$118.00
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	

AFTER RECORDING RETURN TO:

Kameron DeLashmutt
Pinnacle Utilities, LLC and Central Land & Cattle Co., LLC
2447 NW Canyon Drive
Redmond, OR 97756

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JUL 28 2022	AUG 11 2022
OWRD	OWRD

This space is reserved for recorder's use.

STATUTORY BARGAIN AND SALE DEED

MICHAEL LEBEAU, an individual, whose address is 2838 N Jackson Street, Denver, CO 80205 ("Grantor"), conveys jointly to PINNACLE UTILITIES, LLC, an Oregon limited liability company, and CENTRAL LAND & CATTLE COMPANY, LLC, an Oregon limited liability company, (together "Grantee"), whose address is 2447 NW Canyon Drive, Redmond, OR 97756, all of Grantor's right, title, and interest in the following described real property, situated in Deschutes County, State of Oregon:

A portion of that certain Oregon Water Right described within the Order Record of the Oregon Water Resources Director in Volume 16, at Page 185, and reflected in Oregon Water Resources Department Certificate 90239 (a true and correct copy of which certificate is attached hereto and incorporated herein as *Exhibit A*) or any superseding certificate; said portion consisting of 50 acres and 1.25 cubic feet per second of the water and water right appurtenant to Tax Lot 101 in Section 22 and Tax Lot 2803 in Section 34, both in Township 22 South, Range 10 East, WM, as depicted in *Exhibit B*, attached hereto and incorporated herein; and said portion constituting an annual maximum amount of 200 acre feet of water.

The true consideration for this conveyance is Three Hundred Thirty Five Thousand and 00/100 Dollars (\$335,000.00) and other good and valuable consideration.

[CONTINUES ON FOLLOWING PAGE]

PAGE 1 -- STATUTORY BARGAIN AND SALE DEED

Return To:
Deschutes County
Title Company
 357676

**THIS DOCUMENT FILED FOR RECORD BY
 DESCHUTES COUNTY TITLE COMPANY AS AN
 ACCOMMODATION ONLY. IT HAS NOT
 BEEN EXAMINED AS TO ITS EXECUTION OR
 AS TO ITS EFFECT UPON THE TITLE.**

DATED this 31 day of March, 2021.

MICHAEL LEBEAU

Michael Lebeau

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STATE OF Colorado)
County of Denver) ss.

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JUL 28 2022

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This instrument was acknowledged before me on this 31 day of March, 2021, by Michael LeBeau.

Jon Pool
NOTARY PUBLIC FOR Colorado

My Commission Expires: July 29, 2024

JONATHAN D POOL
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20204026061
MY COMMISSION EXPIRES JULY 29, 2024

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Exhibit A

AUG 11 2022

STATE OF OREGON

COUNTY OF DESCHUTES AND KLAMATH

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CERTIFICATE OF WATER RIGHT

JUL 28 2022

THIS CERTIFICATE ISSUED TO

LA PINE COOPERATIVE WATER ASSOCIATION
PO BOX 97
LA PINE, OR 97739

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confirms the right to use the waters of the LITTLE DESCHUTES RIVER, a tributary to the DESCHUTES RIVER, for IRRIGATION of 1074.95 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 16, at Page 185. The date of priority is 1897 for 699.9 acres, 1900 for 48.9 acres, and APRIL 30, 1902, for 326.15 acres.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, FROM MAY 23 TO AUGUST 20, AND ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, FROM APRIL 1 TO MAY 23 AND FROM AUGUST 20 TO NOVEMBER 1, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. 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.

The amount of water to which this right is entitled is limited to an amount actually used beneficially measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	9 E	WM	34	SW SW	550 FEET NORTH AND 1150 FEET EAST FROM THE SW CORNER OF SECTION 34

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

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres	Owner
1897 Priority								
22 S	10 E	WM	15	SE SE		2802	7.80	Barney, Joyce
22 S	10 E	WM	22	NE NE		100	3.60	Barney, Joyce
22 S	10 E	WM	22	SE NE		101	28.80	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	NE SE		101	38.70	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SW SE		101	3.30	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SW SE		103	1.80	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SE SE		101	20.30	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SE SE		103	0.90	Wanek, Gordon & Henrietta
22 S	10 E	WM	23	NW SW		2400	1.00	Wanek, Gordon & Henrietta
22 S	10 E	WM	23	NW SW		2401	8.10	Wanek, Gordon & Henrietta
22 S	10 E	WM	23	SW SW		2401	4.80	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	NE NE		103	15.20	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	NW NE		103	36.80	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	SW NE		103	12.80	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	SW NE		108	26.80	Wanek, Gordon & Henrietta

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres	Owner
22 S	10 E	WM	27	SE NE		103	5.90	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	SE NE		108	11.10	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	NE SE		108	5.70	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	NW SE		108	34.20	Wanek, Gordon & Henrietta
22 S	10 E	WM	27	SW SE		100	1.80	Hunt, Rod
22 S	10 E	WM	27	SW SE		101	5.60	LeBeau, Donald & Suzanne
22 S	10 E	WM	34	NW NE		2803	18.70	LeBeau, Donald & Suzanne
22 S	10 E	WM	34	NW NE		2805	0.70	Hunt, Rod
22 S	10 E	WM	34	NE NW		2803	39.70	LeBeau, Donald & Suzanne
22 S	10 E	WM	34	SE NW		2803	36.70	LeBeau, Donald & Suzanne
22 S	10 E	WM	34	NE SW		2803	24.30	LeBeau, Donald & Suzanne
23 S	9 E	WM	11	SW NE		700	2.50	Cliff, Theresa
23 S	9 E	WM	11	SE NE		800	28.70	Cliff, Theresa
23 S	9 E	WM	11	NE SE		1300	39.20	Cliff, Theresa
23 S	9 E	WM	11	NW SE		1300	8.60	Cliff, Theresa
23 S	9 E	WM	11	SW SE		1300	24.00	Cliff, Theresa
23 S	9 E	WM	11	SE SE		1300	32.50	Cliff, Theresa
23 S	9 E	WM	14	NE NE		1500	7.70	Cliff, Theresa
23 S	9 E	WM	14	NW NE		1500	34.20	Cliff, Theresa
23 S	9 E	WM	14	SW NE		1500	29.10	Cliff, Theresa
23 S	9 E	WM	14	SE NE		1500	2.10	Cliff, Theresa
23 S	9 E	WM	14	NW SE		1500	5.40	Cliff, Theresa
23 S	9 E	WM	14	SW SE		1500	13.30	Cliff, Theresa
23 S	9 E	WM	23	NW NE		2300	8.80	Cliff, Theresa
23 S	9 E	WM	23	SW NE		2300	7.60	Cliff, Theresa
23 S	9 E	WM	23	NW SE		2300	12.40	Cliff, Theresa
23 S	9 E	WM	23	SW SE		2300	8.30	Cliff, Theresa
23 S	10 E	WM	3	NE SW		400	4.90	Wood, Joyce
23 S	10 E	WM	3	NE SW		500	3.00	Wood, Joyce
23 S	10 E	WM	3	NE SW		600	2.10	Lewis, David & Laurie
23 S	10 E	WM	3	NE SW		700	1.80	Severson, Arlene
23 S	10 E	WM	3	SE SW		800	2.50	Falconer, Neil & Pam
23 S	10 E	WM	3	SE SW		1200	2.60	Jarman, Edwin
23 S	10 E	WM	3	SE SW		1300	2.70	Strunk, Vance
23 S	10 E	WM	3	SE SW		1400	2.90	Wicks, Curtis
23 S	10 E	WM	10	NE NW		400	3.00	Wicks, Curtis
23 S	10 E	WM	10	NE NW		200	8.60	Thomas, Tom
23 S	10 E	WM	10	SE NW		500	2.10	Mickle, Christopher D. and Hollister, Janet M.
23 S	10 E	WM	10	SE NW		600	2.10	Thomas, Robert
23 S	10 E	WM	10	SE NW		700	2.10	Mort, Michael
1900 Priority								
23 S	10 E	WM	3	NE NW	3	400	21.00	Yager, James
23 S	10 E	WM	3	SE NW		400	27.90	Yager, James
April 30, 1902 Priority								
22 S	10 E	WM	22	SW NE		101	37.40	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SE NE		101	1.00	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	NW SE		101	39.30	Wanek, Gordon & Henrietta
22 S	10 E	WM	22	SW SE		101	34.20	Wanek, Gordon & Henrietta
22 S	10 E	WM	28	SW NW		3400	39.40	Cliff, Theresa
22 S	10 E	WM	28	NW SW		3400	39.80	Cliff, Theresa
23 S	9 E	WM	23	SW SE		2300	1.70	Cliff, Theresa
23 S	9 E	WM	26	NW NE		200	12.50	Cliff, Theresa

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres	Owner
23 S	9 E	WM	26	NE NW		200	2.05	Cliff, Theresa
23 S	9 E	WM	26	SE NW		200	12.00	Cliff, Theresa
23 S	9 E	WM	26	NE SW		200	22.80	Cliff, Theresa
23 S	9 E	WM	26	NW SW		200	1.10	Cliff, Theresa
23 S	9 E	WM	26	SW SW		200	3.20	Cliff, Theresa
23 S	9 E	WM	26	SE SW		400	13.30	Cliff, Theresa
23 S	9 E	WM	35	NE NW		3600	4.10	Cliff, Theresa
23 S	9 E	WM	35	NW NW		3600	7.20	Cliff, Theresa
23 S	10 E	WM	3	NE SW		500	0.70	Wood, Joyce
23 S	10 E	WM	3	NE SW		400	1.30	Wood, Joyce
23 S	10 E	WM	3	SE SW		1200	2.00	Jarman, Edwin
23 S	10 E	WM	6	NE NE	1	700	32.70	Havlik, Ann K.
23 S	10 E	WM	6	NW NE	2	700	5.00	Havlik, Ann K.
23 S	10 E	WM	6	SE NE		700	6.40	Havlik, Ann K.
23 S	10 E	WM	10	NE NW		200	7.00	Wicks, Curtis

This certificate describes that portion of the water right confirmed by Certificate 87048, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 04 2015 approving Transfer Application T-11365.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

This right is subject to all other terms and conditions contained in the said decree.

WITNESS the signature of the Water Resources Director, affixed May 4, 2015


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

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