

**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

RECEIVED

AUG 17 2022

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? 2 List them here: 96190 & 96192**
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: 2022 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 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):

- ☐ Application fee not enclosed/insufficient ☐ Map not included or incomplete
- ☐ Land Use Form not enclosed or incomplete
- ☐ Additional signature(s) required ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ Phone: _____ 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.

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°).

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1 (2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	\$310
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	0
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>153.7 (4a)</u> Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	\$414.99
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	\$1,647.99
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	6	
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	\$1674.99

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
2	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

RECEIVED

AUG 17 2022

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 Drive			FAX NO.	
CITY Redmond	STATE OR	ZIP 97756	E-MAIL kameron1959@gmail.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.				

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 character of use, the place of use, and the points of appropriation for a 47.6 acre/0.548 cfs portion of Certificate 96190 and a 106.1 acre/1.22 cfs portion of Certificate 96192 to meet initial **QM Municipal (MU)** 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	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

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.

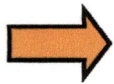
☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

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

RECEIVED
AUG 17 2022
OWRD

☐ 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	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

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 # **96190**

RECEIVED

Description of Water Delivery System

AUG 17 2022

System capacity: **1.81** cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

OWRD

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. **Piped from wells to pivots and wheel lines.**

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)
WELL #1 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2100	14	S	12	E	18	SW	SE	1406	1154.2' N, 1680.6' W OF SE COR SEC 18
WELL #3 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2087/ L-122702	"	"	"	"	17	SW	NE	1402	1772.1' S, 1706.6' W OF NE COR SEC 17
WELL #4 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2098/ L-122703	"	"	"	"	"	NW	NW	1404	240.7' S, 32.2' E OF NW COR SEC 17
WELL #7 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 768/ L-122706	"	"	"	"	9	SE	NW	1500	1571.4' S, 2862.6' W OF NE COR SEC 9
Well #1 "ON"	<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 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	NW	SE	7700	2958' S, 2316' W of NE Cor Sec 28
Well #3 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	SE	NW	7700	1752' S, 3044' W of NE Cor Sec 28
Well #4 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	29	NW	SE	7900	1677' N, 1466' W of SE Cor Sec 29
Well #5 "ON"	<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 "ON"	<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 "ON"	<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):

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

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.

RECEIVED

AUG 17 2022

OWRD

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 # 96190

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																											
14	S	12	E	3	SW	SW	1500		1.4	IR	"OFF" Wells 1, 3, 4, 7	4/13/1967	USE/POU/ POA	15	S	12	E	17	NW	NE	5000				QM	Wells 1-7	5/15/1989
"	"	"	"	4	SW	SE	"		7.7	"	"	"	"	"	"	"	"	"	SW	NE	"				"	"	"
"	"	"	"	9	NW	NE	"		17.3	"	"	"	"	"	"	"	"	"	NE	NW	"				"	"	"
"	"	"	"	"	NE	NW	1400/ 1500		9.8	"	"	"	"	"	"	"	"	"	SE	NW	"				"	"	"
"	"	"	"	"	NE	SW	"		4.8	"	"	"	"	"	"	"	"	"	SW	SW	"				"	"	"
"	"	"	"	17	NE	NE	1402		6.6	"	"	"	"	"	"	"	"	"	SE	SW	"				"	"	"
													"	"	"	"	"	"	NW	SE	"				"	"	"
													"	"	"	"	"	"	SW	SE	"				"	"	"
													"	"	"	"	"	20	NW	NE	"				"	"	"
													"	"	"	"	"	"	SW	NE	"				"	"	"
													"	"	"	"	"	"	NE	NW	"				"	"	"
													"	"	"	"	"	"	NW	NW	"				"	"	"

											USE/POU/ POA	15	S	12	E	29	NE	NE	7800				QM	Wells 1-7	5/15/1989
											"	"	"	"	"	"	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						47.6						TOTAL ACRES										N/A			

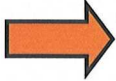
RECEIVED

Revised 7/1/2021

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 "ON" lands are associated with Permit G-17036 and Temporary Transfer T-13703 (Certificate 96029). As noted, this temporary transfer is intended for use while the extension for Permit G-17036 is pending. The "OFF" lands are associated with Certificate 97758, Certificate 96191, & Certificate 96192. Being 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.

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 "ON"	No		800-900'	14"	+1-800'	0-20'			Deschutes Formation	
Well 2 "ON"	No		"	"	"	"			Deschutes Formation	
Well 3 "ON"	No		900-1000'	"	+1-900'	"			Deschutes Formation	
Well 4 "ON"	No		"	"	"	"			Deschutes Formation	
Well 5 "ON"	No		800-900'	"	+1-800'	"			Deschutes Formation	
Well 6 "ON"	No		"	"	"	"			Deschutes Formation	
Well 7 "ON"	No		"	"	"	"			Deschutes Formation	

RECEIVED

AUG 17 2022

OWRD

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 # **96192**

RECEIVED

Description of Water Delivery System

AUG 17 2022

System capacity: **3.69** cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

OWRD

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. **Piped from wells to pivots and wheel lines.**

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)
WELL #1 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2100	14	S	12	E	18	SW	SE	1406	1154.2' N, 1680.6' W OF SE COR SEC 18
WELL #3 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2087/ L-122702	"	"	"	"	17	SW	NE	1402	1772.1' S, 1706.6' W OF NE COR SEC 17
WELL #4 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 2098/ L-122703	"	"	"	"	"	NW	NW	1404	240.7' S, 32.2' E OF NW COR SEC 17
WELL #7 "OFF"	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	DESC 768/ L-122706	"	"	"	"	9	SE	NW	1500	1571.4' S, 2862.6' W OF NE COR SEC 9
Well #1 "ON"	<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 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	NW	SE	7700	2958' S, 2316' W of NE Cor Sec 28
Well #3 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	"	SE	NW	7700	1752' S, 3044' W of NE Cor Sec 28
Well #4 "ON"	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		"	"	"	"	29	NW	SE	7900	1677' N, 1466' W of SE Cor Sec 29
Well #5 "ON"	<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 "ON"	<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 "ON"	<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):

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

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.

RECEIVED

AUG 17 2022

OWRD

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 # 96192

List only the part of the right that will be changed. For the acreage in each $\frac{1}{4}$ $\frac{1}{4}$, 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																											
14	S	12	E	3	SW	SW	1500		3.7	IR	“OFF” Wells 1, 3, 4, 7	4/13/1967	USE/POU/ POA	15	S	12	E	17	NW	NE	5000				QM	Wells 1-7	5/15/1989
“	“	“	“	4	SW	SE	“		1.2	“	“	“	“	“	“	“	“	“	SW	NE	“				“	“	“
“	“	“	“	“	SE	SE	“		29.8	“	“	“	“	“	“	“	“	“	NE	NW	“				“	“	“
“	“	“	“	9	NW	NE	“		3.9	“	“	“	“	“	“	“	“	“	SE	NW	“				“	“	“
“	“	“	“	“	SE	NW	1400		9.8	“	“	“	“	“	“	“	“	“	SW	SW	“				“	“	“
“	“	“	“	“	NE	SW	1500		1.2	“	“	“	“	“	“	“	“	“	SE	SW	“				“	“	“
“	“	“	“	“	SW	SW	1400/ 1500		4.3	“	“	“	“	“	“	“	“	“	NW	SE	“				“	“	“
“	“	“	“	“	SE	SW	“		7.7	“	“	“	“	“	“	“	“	“	SW	SE	“				“	“	“
“	“	“	“	“	NW	SE	1500		1.0	“	“	“	“	“	“	“	“	20	NW	NE	“				“	“	“
“	“	“	“	17	NE	NE	1402/ 1403		19.4	“	“	“	“	“	“	“	“	“	SW	NE	“				“	“	“
“	“	“	“	“	NW	NE	1402		15.9	“	“	“	“	“	“	“	“	“	NE	NW	“				“	“	“
“	“	“	“	“	SW	NE	“		1.4	“	“	“	“	“	“	“	“	“	NW	NW	“				“	“	“

RECEIVED

AUG 17 2022

OWRD

14	S	12	E	17	SE	NE	1402		0.2	IR	"OFF" Wells 1, 3, 4, 7	4/13/1967	USE/POU/ POA	15	S	12	E	20	SW	NW	5000			QM	Wells 1-7	5/15/1989
"	"	"	"	"	NE	NW	"		5.9	"	"	"	"	"	"	"	"	"	SE	NW	5000/ 5001			"	"	"
"	"	"	"	"	SE	NW	"		0.7	"	"	"	"	"	"	"	"	"	NE	SW	5000/ 5002			"	"	"
													"	"	"	"	"	"	NW	SW	5000			"	"	"
													"	"	"	"	"	"	SW	SW	"			"	"	"
													"	"	"	"	"	"	NE	SE	7700/ 7701			"	"	"
													"	"	"	"	"	"	SW	SE	7700			"	"	"
													"	"	"	"	"	"	SE	SE	"			"	"	"
													"	"	"	"	"	21	SW	SW	"			"	"	"
													"	"	"	"	"	28	NE	NE	"			"	"	"
													"	"	"	"	"	"	NW	NE	"			"	"	"
													"	"	"	"	"	"	SW	NE	"			"	"	"
													"	"	"	"	"	"	SE	NE	"			"	"	"
													"	"	"	"	"	"	NE	NW	"			"	"	"
													"	"	"	"	"	"	NW	NW	"			"	"	"
													"	"	"	"	"	"	SW	NW	"			"	"	"
													"	"	"	"	"	"	SE	NW	"			"	"	"
													"	"	"	"	"	"	NE	SW	"			"	"	"
													"	"	"	"	"	"	NW	SW	"			"	"	"
													"	"	"	"	"	"	NE	SE	"			"	"	"
													"	"	"	"	"	"	NW	SE	"			"	"	"

Revised 7/1/2021

Temporary Transfer Application – Page 16 of 19

RECEIVED

AUG 17 2022

TACS

OWRD

												USE/POU/ POA	15	S	12	E	29	NE	NE	7800				QM	Wells 1-7	5/15/1989											
												"	"	"	"	"		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												106.1												TOTAL ACRES												N/A	

Additional remarks: **The applicant is proposing to temporarily change the character of use to QM, place of use, & the points of appropriation for a 106.1 ac./1.22 cfs portion of Certificate 96192. The proposed place of use is described by the right side of Table 2.**

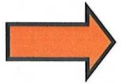
RECEIVED
AUG 17 2022
OWRD

Water Right Certificate # 96192

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 "ON" lands are associated with Permit G-17036 and Temporary Transfer T-13703 (Certificate 96029). As noted, this temporary transfer is intended for use while the extension for Permit G 17036 is pending. The "OFF" lands are associated with Certificate 96190, Certificate 96191, & Certificate 87758. Being 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.

RECEIVED

AUG 17 2022

OWRD

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 "ON"	No		800-900'	14"	+1-800'	0-20'			Deschutes Formation	
Well 2 "ON"	No		"	"	"	"			Deschutes Formation	
Well 3 "ON"	No		900-1000'	"	+1-900'	"			Deschutes Formation	
Well 4 "ON"	No		"	"	"	"			Deschutes Formation	
Well 5 "ON"	No		800-900'	"	+1-800'	"			Deschutes Formation	
Well 6 "ON"	No		"	"	"	"			Deschutes Formation	
Well 7 "ON"	No		"	"	"	"			Deschutes Formation	

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.

RECEIVED

AUG 17 2022

OWRD

State of Oregon)
) ss

County of DESCHUTES

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	¼ ¼	Gov't Lot or DLC	Acres (if applicable)

OR

☒ Confirming Certificate # 96190 & 96192 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)

3. The water right was used for: (e.g., crops, pasture, etc.): HAY

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.

B. Whit

Signature of Affiant

June 14, 2022

Date

RECEIVED

AUG 17 2022

OWRD

Signed and sworn to (or affirmed) before me this 14 day of June, 2022.



Linda Lee Miller
Notary Public for Oregon

My Commission Expires: July 12, 2025

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.terraserver.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

RECEIVED

AUG 17 2022

OWRD

THIS CERTIFICATE ISSUED TO

BIG FALLS RANCH
ATTN: REX BARBER
PO BOX 434
TERREBONE OR 97760

confirms the right to use the waters of DEEP CANYON CREEK, TRIBUTARY TO DESCHUTES RIVER for IRRIGATION of 157.1 ACRES.

This right was perfected under Permit S-32049. The date of priority is APRIL 13, 1967. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.81 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the points of appropriation.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	12 E	WM	9	SE NW	WELL 7 - 1571.4 FEET SOUTH AND 2862.6 FEET WEST FROM NE CORNER, SECTION 9
14 S	12 E	WM	17	SW NE	WELL 3 - 1772.1 FEET SOUTH AND 1706.6 FEET WEST FROM NE CORNER, SECTION 17
14 S	12 E	WM	17	NW NW	WELL 4 - 240.7 FEET SOUTH AND 32.2 FEET EAST FROM NW CORNER, SECTION 17
14 S	12 E	WM	18	SW SE	WELL 1 - 1154.2 FEET NORTH AND 1680.6 FEET WEST FROM SE CORNER, SECTION 18

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet 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.

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

Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	12 E	WM	3	SW SW	1.4
14 S	12 E	WM	4	SW SE	7.7
14 S	12 E	WM	8	NE SE	3.3
14 S	12 E	WM	8	SE SE	7.6
14 S	12 E	WM	9	NW NE	20.2
14 S	12 E	WM	9	SE NE	10.3
14 S	12 E	WM	9	NE NW	9.8
14 S	12 E	WM	9	NE SW	35.0

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

RECEIVED

AUG 17 2022

OWRD

Twtp	Rng	Mer	Sec	Q-Q	Acres
14 S	12 E	WM	9	NW SW	40.0
14 S	12 E	WM	9	NE SE	1.6
14 S	12 E	WM	9	NW SE	13.6
14 S	12 E	WM	17	NE NE	6.6

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meters or other suitable measuring devices as approved by the Director in good working order at each well.
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twtp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	12 E	WM	9	SW SE	ORIGINAL POINT OF DIVERSION - 4440 FEET SOUTH AND 3020 FEET EAST FROM NW CORNER, SECTION 9

The use of water under this right shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original point of diversion.

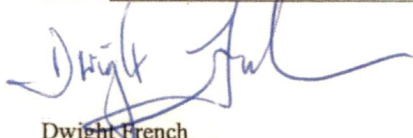
If within five year after approval of the transfer (November 20, 2018), the Department finds that the transfer results in substantial or undue interference with an existing ground water right due to use of the wells, that would not have occurred in the absence of the transfer, the new point of appropriation shall be subordinate to the existing right injured by the transfer.

The original point of diversion of surface water shall not be retained as an additional or supplemental point of diversion under the transferred portion of the right. However, if within five year after approval of the transfer (November 20, 2018), the Department receives a transfer application to return to the last authorized surface water point of diversion, the application shall be approved.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm a change from a SURFACE WATER POINT OF DIVERSION TO GROUNDWATER POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered NOVEMBER 20, 2018, at Special Order Volume 109, Page 999, approving Transfer Application T-12651, supersedes Certificate 76371, State Record of Water Right Certificates.

Issued APR 08 2022



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

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

RECEIVED

AUG 17 2022

OWRD

THIS CERTIFICATE ISSUED TO

BIG FALLS RANCH CO.
ATTN: REX BARBER
PO BOX 434
TERREBONE OR 97760

confirms the right to use the waters of DEEP CANYON CREEK, a tributary of the DESCHUTES RIVER, for IRRIGATION of 307.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 12.6 ACRES.

This right was perfected under Permit S-32049. The date of priority is APRIL 13, 1967. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.69 CUBIC FEET PER SECOND (CFS) IN ANY COMBINATION FROM THE WELLS, FURTHER LIMITED TO 3.69 CFS FROM WELL #1, 3.33 CFS FROM WELL #3, 3.69 CFS FROM WELL #4, AND 2.23 CFS FROM WELL #7, or its equivalent in case of rotation, measured at the points of appropriation.

The points of appropriation are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	12 E	WM	9	SE NW	WELL 7 - 1571.4 FEET SOUTH AND 2862.6 FEET WEST FROM NE CORNER, SECTION 9
14 S	12 E	WM	17	SW NE	WELL 3 - 1772.1 FEET SOUTH AND 1706.6 FEET WEST FROM NE CORNER, SECTION 17
14 S	12 E	WM	17	NW NW	WELL 4 - 240.7 FEET SOUTH AND 32.2 FEET EAST FROM NW CORNER, SECTION 17
14 S	12 E	WM	18	SW SE	WELL 1 - 1154.2 FEET NORTH AND 1680.6 FEET WEST FROM SE CORNER, SECTION 18

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, 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.

A description of the place of use is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	12 E	WM	3	SW SW	3.7
14 S	12 E	WM	4	SW SE	1.2
14 S	12 E	WM	4	SE SE	29.8
14 S	12 E	WM	8	SE NE	2.9
14 S	12 E	WM	8	NE SE	31.9
14 S	12 E	WM	8	SE SE	32.7

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	12 E	WM	9	NW NE	3.9
14 S	12 E	WM	9	SW NE	40.2
14 S	12 E	WM	9	SE NE	2.2
14 S	12 E	WM	9	SW NW	31.5
14 S	12 E	WM	9	SE NW	38.3
14 S	12 E	WM	9	NE SW	1.5
14 S	12 E	WM	9	SW SW	14.3
14 S	12 E	WM	9	SE SW	10.0
14 S	12 E	WM	9	NE SE	1.6
14 S	12 E	WM	9	NW SE	5.0
14 S	12 E	WM	17	NE NE	32.7
14 S	12 E	WM	17	NW NE	16.2
14 S	12 E	WM	17	SW NE	1.4
14 S	12 E	WM	17	SE NE	0.2
14 S	12 E	WM	17	NE NW	5.9
14 S	12 E	WM	17	SE NW	0.7

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	12 E	WM	17	NW NW	2.2
14 S	12 E	WM	17	SW SW	8.1
14 S	12 E	WM	18	SE SE	2.3

RECEIVED

AUG 17 2022

OWRD

The use shall conform to such reasonable rotation as may be ordered by the proper state officer.

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meters or other suitable measuring devices as approved by the Director in good working order at each well.
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	12 E	WM	9	SW SE	ORIGINAL POD - 4440 FEET SOUTH AND 3020 FEET EAST FROM NW CORNER, SECTION 9

The use of water under this right shall be subject to regulation consistent with other water rights from the surface water source and to all other applicable conditions and restrictions that existed at the original point of diversion.

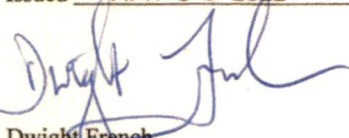
If within five year after approval of the transfer (November 20, 2018), the Department finds that the transfer results in substantial or undue interference with an existing ground water right due to use of the wells, that would not have occurred in the absence of the transfer, the new point of appropriation shall be subordinate to the existing right injured by the transfer.

The original point of diversion of surface water shall not be retained as an additional or supplemental point of diversion under the transferred portion of the right. However, if within five year after approval of the transfer (November 20, 2018), the Department receives a transfer application to return to the last authorized surface water point of diversion, the application shall be approved.

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.

This certificate is issued to confirm a change from a SURFACE WATER POINT OF DIVERSION TO GROUNDWATER POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered NOVEMBER 20, 2018, at Special Order Volume 109, Page 999, approving Transfer Application T-12651, supersedes Certificate 88027, State Record of Water Right Certificates.

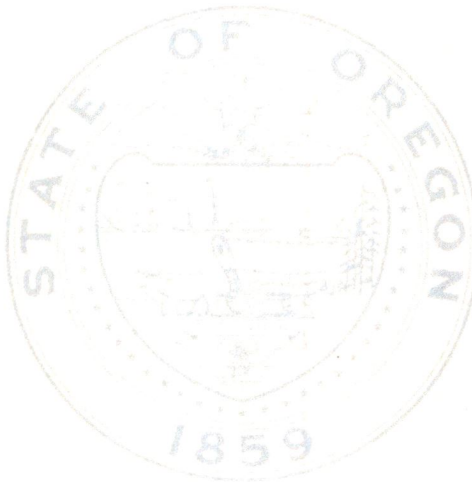
Issued **APR 08 2022**


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

RECEIVED

AUG 17 2022

OWRD





BARGAIN AND SALE DEED

Recording requested by and when recorded return to:

Robert S. Lovlien
Bryant, Lovlien & Jarvis, PC
PO Box 880
Bend, OR 97709

RECEIVED

AUG 17 2022

OWRD

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

LaFallotte Butte, LLC
1780 SW Advance Rd.
West Linn, OR 97068

The true consideration for this transfer is to effectuate that certain lot line adjustment, as approved in Deschutes County Community Development Department File No.: LL-07-92.

BIG FALLS RANCH CO., an Oregon corporation, Grantor, conveys to LA FALLOTTE BUTTE, LLC, an Oregon limited liability company, Grantee, the following described real property:

See Exhibit "A", which is attached hereto and incorporated herein by reference.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

DATED this 28th day of November, 2007.

BIG FALLS RANCH CO.

By: *Rex Barber, Jr.*
Its: President

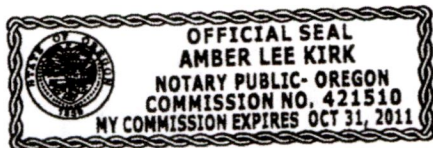
RECEIVED

AUG 17 2022

OWRD

STATE OF OREGON)
) ss.
COUNTY OF DESCHUTES)

The foregoing instrument was acknowledged before me this 28th day of Nov., 2007, by Rex Barber, Jr., who stated that he is the President of Big Falls Ranch Co., and that he is authorized to execute the foregoing instrument on behalf of the corporation.



Amber Lee Kirk
Notary Public for Oregon
My Commission Expires: 10/31/2011



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

RECEIVED

AUG 17 2022

OWRD

Exhibit "A"

Description

BIG FALLS RANCH (BARBER) to LA FALLOTTE BUTTE, LLC (SEELY)
Deschutes County Property Line Adjustment NO. LL-07- 92,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
TRANSFER PARCEL "A"

Description of a tract of land situate in Parcel 2 of
Partition Plat No. 1999-50, a partition located in the
Southeast Quarter (SE1/4) of Section 18, Township 14 South,
Range 12 East of the Willamette Meridian, Deschutes County,
Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834
monumenting the East 1/4 Corner of said Section 18, the
Initial Point;

thence along the boundary of said Parcel 2 as surveyed by
said CS13834 as follows: S00°25'20"E and along the East line
of said Section 18 - 1330.87 feet (cited in CS13834 as
S00°24'37"E - 1331.23 feet) to a 3/4" pipe;

thence S89°48'14"W and along the South line of the N1/2
SE1/4 of said section - 769.18 feet to a 1/2" pipe with
yellow plastic cap marked "Povey & Assoc." (hereafter called
"cap") and to the POINT OF BEGINNING;

thence S89°48'14"W and said South line - 518.47 feet to a
1/2" pipe per said CS13834 on the right-of-way (R/W) of
Lower Bridge Way, a County Road;

thence S89°48'14"W and said South line - 51.83 feet to the
centerline of said way;

thence S54°49'46"E along said centerline and leaving said
Parcel 3 boundary - 237.95 feet to the beginning of a curve
of said centerline, a point witnessed by a 1/2" pipe with
cap which bears N35°10'14"E - 30.00 feet;

thence 62.05 feet along the arc of a 1432.40 foot radius
curve of said centerline, concave Northeast, forming a
central angle of 02°28'55" and a long chord bearing
S56°04'14"E - 62.05 feet;

thence N61°50'01"E - 34.46 feet a 1/2" pipe with cap on the
R/W of said way;

thence N61°50'01"E - 333.41 feet to the POINT OF BEGINNING.

The same containing approximately 1.13 land acres, NOTING
30-foot wide Lower Bridge Way along the complete length of
the Southwest line of the above described parcel.

PAGE 1 DESCRIPTION

G: 07-016\REX2SELY.WPS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007

OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08



BARGAIN AND SALE DEED

Recording requested by and when recorded return to:

Robert S. Lovlien
Bryant, Lovlien & Jarvis, PC
PO Box 880
Bend, OR 97709

RECEIVED

AUG 17 2022

OWRD

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

Big Falls Ranch Co.
P.O. Box 434
Terrebonne, OR 97760

3 The true consideration for this transfer is to effectuate that certain lot line
adjustment, as approved in Deschutes County Community Development Department File
No.: LL-07-92.

LA FALLOTTE BUTTE, LLC, an Oregon limited liability company, Grantor,
conveys to BIG FALLS RANCH CO., an Oregon corporation, Grantee, the following
described real property:

See Exhibit "A", which is attached hereto and incorporated herein by reference.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S
RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW
USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF
APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR
ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE
PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY
PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE
ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS
DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF
NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

DATED this 10th day of December, 2007.

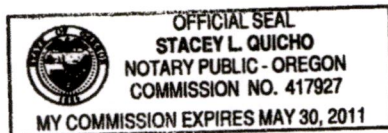
LA FALLOTTE BUTTE, LLC

By: [Signature]
Its: Member

STATE OF OREGON

COUNTY OF Clackamas ss.

The foregoing instrument was acknowledged before me this 10th day of Dec., 2007, by Herb Koss, who stated that he is the Member of La Fallotte Butte, LLC, and that he is authorized to execute the foregoing instrument on behalf of the company.



Stacey L. Quicho
Notary Public for Oregon
My Commission Expires: May 30, 2011

RECEIVED
AUG 17 2022
OWRD



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

RECEIVED

AUG 17 2022

OWRD

Exhibit "A"

Description

LA FALLOTTE BUTTE, LLC (SEELY) to BIG FALLS RANCH (BARBER)
Deschutes County Property Line Adjustment NO. LL-07- 92,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.

TRANSFER PARCEL "B"

Description of a tract of land situate in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 18, Township 14 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834 monumenting the East 1/4 Corner of said Section 18, the Initial Point;

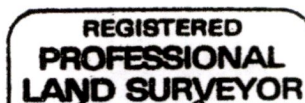
thence along the boundary of Parcel 2, Partition Plat No. 1999-50 as surveyed by said CS13834 as follows: S00°25'20"E and along the East line of said Section 18 (cited in CS13834 as S00°24'37"E) - 1048.52 feet to a 1/2" pipe with yellow plastic cap marked "Povey & Assoc." (hereafter called "cap") and to the **POINT OF BEGINNING**;

thence S00°25'20"E and along the East line of said Section 18 - 282.35 feet to a 3/4" pipe;

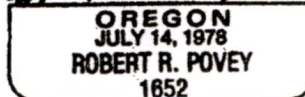
thence S89°48'14"W and along the South line of the N1/2 NE1/4 of said section - 349.95 feet to a 1/2" pipe with cap;

thence N50°49'01"E and leaving said Parcel 2 boundary - 448.78 feet to the **POINT OF BEGINNING**.

The same containing approximately 1.13 land acres.



Robert R. Povey 10-26-2007



Renews: 12/31/08



BARGAIN AND SALE DEED

Recording requested by and when recorded return to:

Robert S. Lovlien
Bryant, Lovlien & Jarvis, PC
PO Box 880
Bend, OR 97709

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

Big Falls Ranch Co.
P.O. Box 434
Terrebonne, OR 97760

RECEIVED

AUG 17 2022

OWRD

The true consideration for this transfer is to effectuate that certain lot line adjustment, as approved in Deschutes County Community Development Department File No.: LL-07-92.

BIG FALLS RANCH CO., an Oregon corporation, Grantor, conveys to BIG FALLS RANCH CO., an Oregon corporation, Grantee, the following described real property:

See Exhibit "A", which is attached hereto and incorporated herein by reference.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

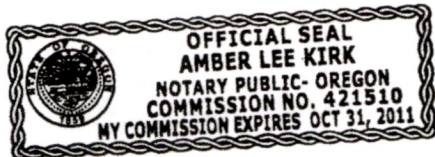
DATED this 28th day of November, 2007.

BIG FALLS RANCH CO.

By: *Rex Barber Jr*
Its: President

STATE OF OREGON)
) ss.
COUNTY OF DESCHUTES)

The foregoing instrument was acknowledged before me this 28th day of Nov., 2007, by Rex Barber, Jr., who stated that he is the President of Big Falls Ranch Co., and that he is authorized to execute the foregoing instrument on behalf of the corporation.



Amber Lee Kirk
Notary Public for Oregon
My Commission Expires: 10/31/2011

RECEIVED
AUG 17 2022
OWRD



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Exhibit "A"

Description

BIG FALLS RANCH CO (REX BARBER JR.)
Deschutes County Property Line Adjustment NO. LL-07- 92,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
NEW TAX LOT 1405 (PARCEL 2)

Description of a tract of land situate in a portion of
Parcel 2 of Partition Plat No. 1999-50 and a portion of the
NE1/4 of the SE1/4 (NE1/4 SE1/4) of Section 18, Township 14
South, Range 12 East of the Willamette Meridian, Deschutes
County, Oregon, more particularly described as follows:

Parcel 2 of Partition Plat No. 1999-50,
EXCEPTING Transfer Parcel "A" attached and
TOGETHER WITH Transfer Parcel "B" attached.

The same resulting tract containing approximately 199.84
land acres.

RECEIVED

AUG 17 2022

OWRD

PAGE 1 DESCRIPTION

G:07-016\NEWREX.WPS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007
OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Description

BIG FALLS RANCH (BARBER) to LA FALLOTTE BUTTE, LLC (SEELY)
Deschutes County Property Line Adjustment NO. LL-07-____,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
TRANSFER PARCEL "A"

RECEIVED

AUG 17 2022

OWRD

Description of a tract of land situate in Parcel 2 of Partition Plat No. 1999-50, a partition located in the Southeast Quarter (SE1/4) of Section 18, Township 14 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834 monumenting the East 1/4 Corner of said Section 18, the Initial Point;
thence along the boundary of said Parcel 2 as surveyed by said CS13834 as follows: S00°25'20"E and along the East line of said Section 18 - 1330.87 feet (cited in CS13834 as S00°24'37"E - 1331.23 feet) to a 3/4" pipe;
thence S89°48'14"W and along the South line of the N1/2 SE1/4 of said section - 769.18 feet to a 1/2" pipe with yellow plastic cap marked "Povey & Assoc." (hereafter called "cap") and to the **POINT OF BEGINNING**;
thence S89°48'14"W and said South line - 518.47 feet to a 1/2" pipe per said CS13834 on the right-of-way (R/W) of Lower Bridge Way, a County Road;
thence S89°48'14"W and said South line - 51.83 feet to the centerline of said way;
thence S54°49'46"E along said centerline and leaving said Parcel 3 boundary - 237.95 feet to the beginning of a curve of said centerline, a point witnessed by a 1/2" pipe with cap which bears N35°10'14"E - 30.00 feet;
thence 62.05 feet along the arc of a 1432.40 foot radius curve of said centerline, concave Northeast, forming a central angle of 02°28'55" and a long chord bearing S56°04'14"E - 62.05 feet;
thence N61°50'01"E - 34.46 feet a 1/2" pipe with cap on the R/W of said way;
thence N61°50'01"E - 333.41 feet to the **POINT OF BEGINNING**.

The same containing approximately 1.13 land acres, NOTING 30-foot wide Lower Bridge Way along the complete length of the Southwest line of the above described parcel.

PAGE 1 DESCRIPTION

G:07-016\REX2SELY.WPS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

ROBERT R. POVEY
JULY 14, 1978
1652

Renews: 12/31/08



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Description

LA FALLOTTE BUTTE, LLC (SEELY) to BIG FALLS RANCH (BARBER)
Deschutes County Property Line Adjustment NO. LL-07-____,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
TRANSFER PARCEL "B"

Description of a tract of land situate in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 18, Township 14 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834 monumenting the East 1/4 Corner of said Section 18, the Initial Point;
thence along the boundary of Parcel 2, Partition Plat No. 1999-50 as surveyed by said CS13834 as follows: S00°25'20"E and along the East line of said Section 18 (cited in CS13834 as S00°24'37"E) - 1048.52 feet to a 1/2" pipe with yellow plastic cap marked "Povey & Assoc." (hereafter called "cap") and to the POINT OF BEGINNING;
thence S00°25'20"E and along the East line of said Section 18 - 282.35 feet to a 3/4" pipe;
thence S89°48'14"W and along the South line of the N1/2 NE1/4 of said section - 349.95 feet to a 1/2" pipe with cap;
thence N50°49'01"E and leaving said Parcel 2 boundary - 448.78 feet to the POINT OF BEGINNING.

The same containing approximately 1.13 land acres.

RECEIVED

AUG 17 2022

OWRD

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007

OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08



BARGAIN AND SALE DEED

Recording requested by and when recorded return to:

Robert S. Lovlien
Bryant, Lovlien & Jarvis, PC
PO Box 880
Bend, OR 97709

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

La Fallotte Butte, LLC
1780 SW Advance Rd.
West Linn, OR 97068

RECEIVED

AUG 17 2022

OWRD

The true consideration for this transfer is to effectuate that certain lot line adjustment, as approved in Deschutes County Community Development Department File No.: LL-07-92.

LA FALLOTTE BUTTE, LLC, an Oregon limited liability company, Grantor, conveys to LA FALLOTTE BUTTE, LLC, an Oregon limited liability company, Grantee, the following described real property:

See Exhibit "A", which is attached hereto and incorporated herein by reference.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

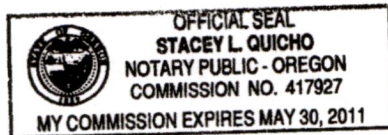
DATED this 10th day of December, 2007.

LA FALLOTTE BUTTE, LLC

By: [Signature]
Its: Member

STATE OF OREGON)
COUNTY OF Clackamas) ss.

The foregoing instrument was acknowledged before me this 10th day of Dec., 2007, by Herb Hoss, who stated that he is the member of La Fallotte Butte, LLC and that he is authorized to execute the foregoing instrument on behalf of the company.



[Signature]
Notary Public for Oregon
My Commission Expires: May 30, 2011

RECEIVED

AUG 17 2022

OWRD



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Exhibit "A"

Description

LA FALLOTTE BUTTE, LLC (DOUG SEELY)
Deschutes County Property Line Adjustment NO. LL-07- 92 ,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
NEW TAX LOT 2000

Description of a tract of land situate in a portion of
Parcel 2 of Partition Plat No. 1999-50 and a portion of the
NE1/4 of the SE1/4 (NE1/4 SE1/4) of Section 18, Township 14
South, Range 12 East of the Willamette Meridian, Deschutes
County, Oregon, more particularly described as follows:

The NE1/4 of the SE1/4 of Section 18, T.14S., R.12E., W.M.,
TOGETHER WITH Transfer Parcel "A" attached and
EXCEPTION Transfer Parcel "B" attached.

The same resulting tract containing approximately 40 land
acres.

RECEIVED

AUG 17 2022

OWRD

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007

OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08

PAGE 1 DESCRIPTION

G:07-016\NEWSEELY.WPS



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Description

BIG FALLS RANCH (BARBER) to LA FALLOTTE BUTTE, LLC (SEELY)
Deschutes County Property Line Adjustment NO. LL-07-_____,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
TRANSFER PARCEL "A"

Description of a tract of land situate in Parcel 2 of
Partition Plat No. 1999-50, a partition located in the
Southeast Quarter (SE1/4) of Section 18, Township 14 South,
Range 12 East of the Willamette Meridian, Deschutes County,
Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834
monumenting the East 1/4 Corner of said Section 18, the
Initial Point;

thence along the boundary of said Parcel 2 as surveyed by
said CS13834 as follows: S00°25'20"E and along the East line
of said Section 18 - 1330.87 feet (cited in CS13834 as
S00°24'37"E - 1331.23 feet) to a 3/4" pipe;

thence S89°48'14"W and along the South line of the N1/2
SE1/4 of said section - 769.18 feet to a 1/2" pipe with
yellow plastic cap marked "Povey & Assoc." (hereafter called
"cap") and to the POINT OF BEGINNING;

thence S89°48'14"W and said South line - 518.47 feet to a
1/2" pipe per said CS13834 on the right-of-way (R/W) of
Lower Bridge Way, a County Road;

thence S89°48'14"W and said South line - 51.83 feet to the
centerline of said way;

thence S54°49'46"E along said centerline and leaving said
Parcel 3 boundary - 237.95 feet to the beginning of a curve
of said centerline, a point witnessed by a 1/2" pipe with
cap which bears N35°10'14"E - 30.00 feet;

thence 62.05 feet along the arc of a 1432.40 foot radius
curve of said centerline, concave Northeast, forming a
central angle of 02°28'55" and a long chord bearing
S56°04'14"E - 62.05 feet;

thence N61°50'01"E - 34.46 feet a 1/2" pipe with cap on the
R/W of said way;

thence N61°50'01"E - 333.41 feet to the POINT OF BEGINNING.

The same containing approximately 1.13 land acres, NOTING
30-foot wide Lower Bridge Way along the complete length of
the Southwest line of the above described parcel.

PAGE 1 DESCRIPTION

G:07-016\REX2SELY.WPS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007

OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08

RECEIVED

AUG 17 2022

OWRD



POVEY & ASSOCIATES—LAND SURVEYORS

REGISTERED PROFESSIONAL LAND SURVEYORS, OREGON NO. 1652 and 2039
PARTNERSHIP I.D. #93-0738184

P.O. BOX 131 • OFFICE 338 S.W. 7th • REDMOND, OREGON 97756 • (541) 548-6778
Fax (541) 548-0478

Description

LA FALLOTTE BUTTE, LLC (SEELY) to BIG FALLS RANCH (BARBER)
Deschutes County Property Line Adjustment NO. LL-07-____,
in the SE1/4 of Section 18, T.14S., R.12E., W.M.
TRANSFER PARCEL "B"

Description of a tract of land situate in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 18, Township 14 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, more particularly described as follows:

Commencing at a 1/2" pipe per County Survey No. CS13834 monumenting the East 1/4 Corner of said Section 18, the Initial Point;
thence along the boundary of Parcel 2, Partition Plat No. 1999-50 as surveyed by said CS13834 as follows: S00°25'20"E and along the East line of said Section 18 - 1048.52 feet (cited in CS13834 as S00°24'37"E) to a 1/2" pipe with yellow plastic cap marked "Povey & Assoc." (hereafter called "cap") and to the **POINT OF BEGINNING**;
thence S00°25'20"E and along the East line of said Section 18 - 282.35 feet to a 3/4" pipe;
thence S89°48'14"W and along the South line of the N1/2 NE1/4 of said section - 349.95 feet to a 1/2" pipe with cap;
thence N50°49'01"E and leaving said Parcel 2 boundary - 448.78 feet to the **POINT OF BEGINNING**.

The same containing approximately 1.13 land acres.

RECEIVED

AUG 17 2022

OWRD

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert R. Povey 10-26-2007

OREGON
JULY 14, 1978
ROBERT R. POVEY
1652

Renews: 12/31/08

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

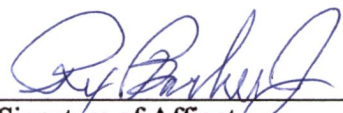


Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

State of Oregon)
)ss
County of Deschutes)

I REX BARBER JR. in my capacity as PRESIDENT OF BIG FALLS RANCH CO.,
mailing address PO BOX 434 TERREBONNE, OR 97760,
telephone number 541-948-6325, duly sworn depose and say that I, upon issuance of a Final
Order approving the proposed Transfers, consent to the proposed change(s) to Water Right
Certificate Numbers 87558, 96190, & 96192
described in a Transfer Application (T-td) submitted by Pinnacle Utilities, LLC,
(transfer number, if known)

on the property in tax lot number(s): 1412000001500, situs address 70480 NW LOWER
BRIDGE WAY TERREBONNE, OR 97760; 1412000001400, situs address 70460 NW LOWER
BRIDGE WAY TERREBONNE, OR 97760; 1412000001403, situs address UNKNOWN;
1412000001402, situs address 70470 NW LOWER BRIDGE WAY TERREBONNE, OR 97760;
1412000001404, situs address 70700 NW LOWER BRIDGE WAY TERREBONNE, OR 97760;
1412000001405, situs address 70504 NW LOWER BRIDGE WAY TERREBONNE, OR 97760;
1412000001406, situs address 70505 NW LOWER BRIDGE WAY TERREBONNE, OR 97760
(site address)



Signature of Affiant

8/16/2022

Date

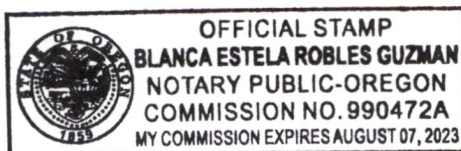
RECEIVED
AUG 17 2022

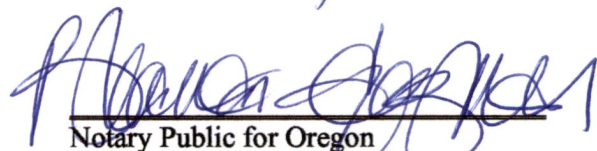
Signature of Affiant

Date

OWRD

Subscribed and Sworn to before me this 16 day of August, 2022.





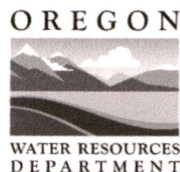
Notary Public for Oregon

My commission expires 8/07/2023

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.

1. APPLICANT INFORMATION

NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC			PHONE (HM)	
PHONE (WK)		CELL 541-350-8479		FAX
ADDRESS 2447 NW CANYON DRIVE				
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL** kameron1959@gmail.com	

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	

RECEIVED

AUG 17 2022

OWRD

**** 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.		-	96190	YES <input type="checkbox"/>
2.		-	96192	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 CHARACTER OF USE, PLACE OF USE, THE POINTS OF APPROPRIATION FOR A 47.6 ACRE/0.548 CFS PORTION OF CERTIFICATE 96190 AND A 106.1 ACRE/1.22 CFS PORTION OF CERTIFICATE 96192 TO MEET INITIAL QM DEMAND NEEDS OF THE "ON" PROPERTY 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.

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.

RECEIVED

AUG 17 2022

OWRD

- 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

RECEIVED

AUG 17 2022

OWRD



Bryce Withers <brycewrs@gmail.com>

District Notification of Water Right Temporary Transfers

1 message

Bryce Withers <brycewrs@gmail.com>

Thu, Jun 16, 2022 at 3:21 PM

To: LeslieClark <Lesliec@coid.org>

Hi Leslie,

Just sending the required notification for two temporary transfers, the "ON" lands are 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 Withers

Water Right Specialist
(541)408-1400 cell

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

RECEIVED

AUG 17 2022

OWRD

3 attachments



Supplemental_Form_D_non-district_transfer_within_District_COID_87558.pdf
132K



Supplemental_Form_D_non-district_transfer_within_District_COID_96190_96192.pdf
132K

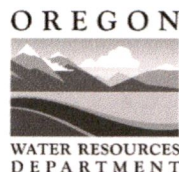


REX_BARBER_WATER_PINNACLE_TEMP_TFR_MAP_ON.pdf
274K

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.

1. APPLICANT INFORMATION

NAME KAMERON DELASHMUTT / PINNACLE UTILITIES, LLC			PHONE (HM)	
PHONE (WK)		CELL 541-350-8479	FAX	
ADDRESS 2447 NW CANYON DRIVE				
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL** kameron1959@gmail.com	

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** APRIL@TUMALO.ORG	

RECEIVED
AUG 17 2022
OWRD

**** 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.		-	96190	YES <input type="checkbox"/>
2.		-	96192	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 CHARACTER OF USE, PLACE OF USE, THE POINTS OF APPROPRIATION FOR A 47.6 ACRE/0.548 CFS PORTION OF CERTIFICATE 96190 AND A 106.1 ACRE/1.22 CFS PORTION OF CERTIFICATE 96192 TO MEET INITIAL QM DEMAND NEEDS OF THE "ON" PROPERTY 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.

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.

RECEIVED

AUG 17 2022

OWRD

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

RECEIVED

AUG 17 2022

OWRD



Bryce Withers <brycewrs@gmail.com>

District Notification of Water Right Temporary Transfers

1 message

Bryce Withers <brycewrs@gmail.com>

Thu, Jun 16, 2022 at 3:11 PM

To: April Harris <april@tumalo.org>

Hi April,

Just sending the required notification for two temporary transfers, the "ON" lands are 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 Withers

Water Right Specialist
(541)408-1400 cell

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

<https://oregonwater.us>

RECEIVED

AUG 17 2022

OWRD

3 attachments



REX_BARBER_WATER_PINNACLE_TEMP_TFR_MAP_ON.pdf
274K



Supplemental_Form_D_non-district_transfer_within_District_TID_96190_96192.pdf
132K



Supplemental_Form_D_non-district_transfer_within_District_TID.pdf
132K



Land Use Information Form



Mailing Date:
Oregon Water Resources Department
Wednesday, February 03, 2025
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

RECEIVED 2/25/25 OWRD

SUPERSEDING

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form

RECEIVED 2/25/25 OWRD



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

Applicant(s): Kameron DeLashmutt / Pinnacle Utilities, LLC

SUPERSEDING

Mailing Address: 2477 NW Canyon Drive

City: Redmond

State: OR

Zip Code: 97756

Daytime Phone: 541-350-8479

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>15 S</u>	<u>12 E</u>	<u>17 & 20</u>		<u>5000</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5001</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5002</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>20, 21, & 28</u>		<u>7700</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>7701</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>29 & 30</u>		<u>7800</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7801</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7900</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>
<u>15 S</u>	<u>12 E</u>	<u>30</u>		<u>8000</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>MUNI</u>

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Deschutes County.



Description of Proposed Use

RECEIVED 2/25/25 OWRD

SUPERSEDING

0305500

Type of application to be filed with the Water Resources Department:

- | | | |
|---|--|---|
| <input type="checkbox"/> Permit to Use or Store Water | <input checked="" type="checkbox"/> Water Right Transfer | <input type="checkbox"/> Permit Amendment or Ground Water Registration Modification |
| <input type="checkbox"/> Limited Water Use License | <input type="checkbox"/> Allocation of Conserved Water | <input type="checkbox"/> Exchange of Water |

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: **1.22 / 0.548** ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☒ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The applicant is proposing to temporarily change the character of use, place of use, the points of appropriation for a 47.6 acre/0.548 cfs portion of Certificate 96190 and a 106.1 acre/1.22 cfs portion of Certificate 96192.



Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 4. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

SUPERSEDING

Please check the appropriate box below and provide the requested information

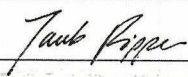
- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): **DCC 18.16.020(A)**
- ☒ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
Please see attachment		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Please see attachment

Name: Jacob Ripper Title: Principal Planner

Signature:  Phone: 541-385-1759 Date: 02/04/2025

Government Entity: Deschutes County

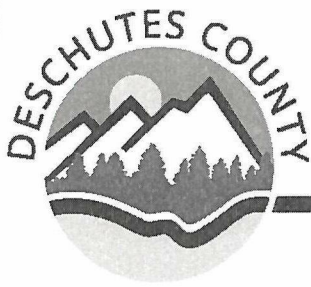
Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____



The following land use approvals have been issued in relation to the Thornburgh destination resort. This may not be an exhaustive list, but staff has attempted to capture as many decisions as possible. The summaries below are provided to orient the reader to these decisions and do modify or interpret those decisions. As the amount of documentation is large, any specific details can be found on dial.deschutes.org or feel free to contact us for additional information:

Jacob Ripper, Principal Planner
Jacob.Ripper@deschutes.org
541-385-1759

The Thornburgh Destination Resort has a lengthy and complex history that began in 2005, and includes decisions by Hearings Officers, the Board of County Commissioners (BOCC), the Land Use Board of Appeals (LUBA), the Oregon Court of Appeals, and the Oregon Supreme Court.

The subject property consists of approximately 1,970 acres near Cline Buttes. The resort will consist of up to 950 lots with 425 residential overnight lodging units ranging in size from 3,200 square feet to 97,300 square feet. The first village, The Tribute at Thornburgh ("The Tribute"), will be located primarily in the southern half of the property, with access from Cline Falls Highway. The Tribute will include 1,240 acres of land. The second village, The Pinnacle at Thornburgh ("The Pinnacle"), will be located primarily in the northern half of the property. The Pinnacle at Thornburgh will include approximately 730 acres of land.

Summary of Deschutes County Land Use Decisions:

Conceptual Master Plan (File No. CU-05-20): On February 16, 2005, Thornburgh Resort Company, LLC (TRC) applied for the Resort Conceptual Master Plan (CMP) approval for the Thornburgh Destination Resort. The application was denied by the Hearings Officer on November 9, 2005. The BOCC issued Order Nos. 2005-143 and 2006-016 to call-up the Hearings Officer decision for review. On May 11, 2006, the BOCC approved the CMP. Annunziata Gould ("Gould") and Steve Munson ("Munson") appealed the BOCC decision to the Land Use Board of Appeals (LUBA Nos. 2006-100 and 2006-101). LUBA remanded the BOCC decision on May 14, 2007 (Gould v. Deschutes County, 54 Or LUBA 2005 (2007)). The LUBA decision was appealed to the Court of Appeals. On November 7, 2007, the Court of Appeals reversed and remanded LUBA's decision (Gould v. Deschutes County, 216 Or App 150, 171 P3d 1017 (2007)). The result was the BOCC decision in CU-05-20 approving the CMP was remanded to the County for further proceedings.

On April 15, 2008, the BOCC issued its decision on remand, again approving the CMP (Order No. 2008-151). Gould and Munson appealed the BOCC remand decision to LUBA on May 6, 2008 (LUBA No. 2008-068). On September 11, 2008, LUBA affirmed the BOCC decision (Gould v. Deschutes County, 57 Or LUBA 403 (2008)). That decision was appealed to the Court of Appeals (A140139). On April 22, 2009, the Court affirmed LUBA's decision (Gould v. Deschutes County, 227 Or App 601, 206 P3d 1106 (2009)). On October 9, 2009, the Supreme Court denied review (Gould v. Deschutes County, 347 Or 258, 218 P3d 540 (2009)). On December 9, 2009, the Court of Appeals issued its appellate judgement and the CMP received final approval as of December 9, 2009.

CMP Initiation of Use (File No. DR-11-8): On November 1, 2011, TRC applied for a Declaratory Ruling to demonstrate the CMP had been timely initiated. The Hearings Officer found the CMP was timely initiated. The BOCC declined to hear the appeal and Gould filed a LUBA appeal. On appeal, LUBA remanded that decision (LUBA No 2012-042). LUBA's decision was affirmed by the Court of Appeals, without opinion (Gould v. Deschutes County, 256 Or App 520, 301 P3d 978 (2013)). On remand, the Hearings Officer found the CMP was not timely initiated. TRC appealed the Hearings Officer's decision to the BOCC. The BOCC issued a decision finding the CMP was "initiated" before the two-year deadline expired (Document No. 2014-431). Gould appealed the BOCC decision to LUBA. On appeal, LUBA remanded this decision back to the BOCC decision on January 30, 2015 (LUBA No 2015-080). However, LUBA's decision was appealed and the Court of Appeals reversed and remanded stating that the express language of the County Code requires Defendant to substantially exercise the permit conditions as a whole, and any failure to initiate development by fully complying with the conditions should not be the fault of the applicant, a determination of which must be based on more than just the complexity of the process. The Court also held that the County could not interpret the County Code contrary to a prior LUBA order in this same litigation, as the lower tribunal was bound to follow the appellate Court's Ruling (Gould v Deschutes County, 272 Or App 666 (2015)). Later, as part of the submitted application materials for the Golf Course Site Plan review, the applicant included the following clarification on the status of the remand:

"Loyal Land has not initiated a review on remand. This application is moot, however, because the Resort's Final Master Plan (FMP) incorporates and satisfies all conditions of the CMP and has received final approval."

Final Master Plan (File Nos. M-07-2/MA-08-6): Thornburgh Resort Company filed for approval of the Resort Final Master Plan (FMP) in 2007, which was later amended in 2008. The application was approved by the County, appealed by Gould, and subsequently remanded by LUBA to address issues regarding the Thornburgh Wildlife Mitigation Plan (LUBA No. 2008-203). The LUBA decision was appealed to the Court of Appeals. The Court affirmed LUBA's decision (Gould v. Deschutes County, 233 Or App 623, 227 P3d 759 (2010)). In 2015, on remand, the County denied approval of the FMP. Central Land and Cattle Company, LLC ("Central") successfully appealed the denial and LUBA remanded the County decision (Central Land and Cattle Company v. Deschutes County, 74 Or LUBA 326 (2016)). The Court of Appeals affirmed LUBA's decision without opinion (A163359). On the second remand, the FMP was approved by the County. The County decision was appealed by Gould. The County's approval was affirmed by LUBA (LUBA No. 2018-008, August 21, 2018) and the FMP is now final.

Tentative Plan & Site Plan - Phase A-1 Residential/OLU Lots & Utility Facilities (File Nos. 247-18-000386-TP/247-18-000454-SP/247-18-000592-MA): In May 2018, Central filed for approval of its Phase A-1 Tentative Plan and Site Plan review for utility facilities authorized by the CMP and FMP. The Hearings Officer approved the request with conditions. The BOCC declined review of an appeal (Order No. 2018-073). Gould filed an appeal to LUBA (LUBA No. 2018-140). LUBA remanded the County's decision on following issue:

"On remand, the county must consider whether, without TP Condition 17, the tentative plan for Phase A-1 satisfies the no net loss/degradation standard and whether a change in the source of mitigation water constitutes a substantial change to the FMP approval, requiring a new application, modification of the application, or other further review consistent with FMP and DCC destination resort regulations."

The LUBA remand decision was appealed to the Court of Appeals (A171603), but the appeal was dismissed based on the filing deadline. The Court of Appeals denied reconsideration of said order of dismissal. The Oregon Supreme Court accepted review of Court of Appeals order denying reconsideration of the order-dismissing petition for review (S067074). The Supreme Court agreed with Gould and instructed the Court of Appeals to hear that matter. The Court of Appeals subsequently affirmed LUBA's decision in LUBA No. 2018-140 (A171603). In August 2021, Central initiated a second remand application (file no. 247-21-000731-A). The Hearings Officer issued a remand decision approving 247-21-000731-A (the Tentative Plan for Phase A-1 of the Thornburgh Destination Resort), thus clarifying and affirming the County's past approval of 247-18-000386-TP, 18-000454-SP, and 18-000542-MA. The BOCC declined review of an appeal (Order No. 2021-059). The County's decision has been appealed to LUBA and the Oregon Court of Appeals by Gould. Both LUBA and the Court of Appeals affirmed the County's decision (LUBA No. 2021-112 / A178963) and the Oregon Supreme Court declined review (S069988). Therefore, the Tentative Plan and Site Plan approvals for the Phase A-1 Residential/OLU Lots & Utility Facilities is final.

Site Plan - Phase A Golf Course (File No. 247-19-000881-SP): In December 2019, Central filed for Site Plan approval for a golf course authorized by the CMP and FMP. In April 2020, the Deschutes County Planning Division administratively approved the application. The BOCC called up an appeal filed by Gould and Central Oregon LandWatch (Order No. 2020-016). The BOCC affirmed the administrative approval on August 31, 2020. The County's decision was appealed to LUBA, the Oregon Court of Appeals, and the Oregon Supreme Court by Gould. Both LUBA and the Oregon Court of Appeals affirmed the County's decision (LUBA No. 2020-095 / A176353) and the Oregon Supreme Court declined review (S069050). Therefore, the Site Plan approval for the golf course is final.

Site Plan - Phase A 80 OLU's (File No. 247-21-000508-SP): In May 2021, Central filed for site plan approval for 80 overnight lodging units authorized under the CMP and FMP. In September 2021, the Deschutes County Planning Division administratively approved the site plan. An appeal was filed by Gould, and the Hearings Officer denied the issues on appeal (file no. 247-21-000849-A) and approved the site plan. The BOCC declined review of an appeal of the Hearing's Officers decision (Order No. 2022-002). The County's decision was appealed to LUBA, the Oregon Court of Appeals, and the Oregon Supreme Court by Gould. Both LUBA and the Oregon Court of Appeals affirmed the County's decision (LUBA No. 2022-013 / A178949) and the Oregon Supreme Court declined review (S069882). Therefore, the Site Plan approval for 80 overnight lodging units is final.

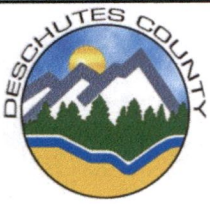
Site Plan - Phase A-1 Resort Facilities (File No. 247-21-000537-SP): In May 2021, Central filed for Site Plan approval for a Welcome Center, Gatehouse, Golf Clubhouse and Community Hall authorized under the CMP and FMP. In November 2021, the Deschutes County Planning Division administratively approved the Site Plan. An appeal was filed by Gould, and the Hearings Officer denied the issues on appeal (file no. 247-21-001009-A) and approved the site plan. The BOCC declined review of an appeal of the Hearing's Officers decision (Order No. 2022-012). The County's decision has been appealed to LUBA, the Oregon Court of Appeals, and the Oregon Supreme Court by Gould. Both LUBA and the Court of Appeals affirmed the County's decision (LUBA No. 2022-026 / A179306) and the Oregon Supreme Court declined review (S070002). Therefore, the Site Plan approval for the Phase A-1 Resort Facilities is final.

Modification of FMP – OLU Ratio (File No. 247-21-000553-MC): In June 2021, Central filed a Modification to amend the ratio of OLUs per single-family dwelling unit (from 2:1 to 2.5:1) and related bonding requirements. In October 2021, the Deschutes County Planning Division administratively approved the modification. An appeal was filed by Gould, and the Hearings Officer denied the issues on appeal (file no. 247-21-000920-A) and approved the Modification. The BOCC declined review of the of the Hearing's Officers decision (Order No. 2022-003). The County's decision was appealed to LUBA, the Oregon Court of Appeals, and the Oregon Supreme Court by Gould. Both LUBA and the Court of Appeals affirmed the County's decision (LUBA No. 2022-011 / A179002) and the Oregon Supreme Court declined review (S069813). Therefore, this Modification approval is final.

Tentative Plan - Phase A-2 Residential Lots (File No. 247-21-000637-TP): In June 2021, Central filed for Tentative Plan approval for 108 single-family dwelling lots authorized under the CMP and FMP. In October 2021, the Deschutes County Planning Division administratively approved the application. An appeal with filed by Christine Larson, and the Hearings Officer denied the issues on appeal (file no. 247-21-00948-A) and approved the Tentative Plan. The BOCC declined review of an appeal of the Hearing's Officers decision (Order No. 2022-011). The County's decision was appealed to LUBA and the Oregon Court of Appeals by Gould. Both LUBA and the Court of Appeals affirmed the County's decision (LUBA No. 2022-025 / A179620) and the Oregon Supreme Court declined review (S070037). Therefore, the Tentative Plan for the Phase A-2 Residential Lot is final.

Modification of FMP – FWMP (247-22-000678-MC): In September 2022, Central filed a Modification to amend the Resort's Fish and Wildlife Mitigation Plan ("FWMP") and impose limitations on the scope of development and water use allowed by the Resort. In December 2022, the Hearings Officer denied the Modification request. Two appeals of the Hearings Officer's decision were filed (file nos. 247-22-000984-A/247-23-000003-A). The BOCC accepted review of the appeals and reversed the Hearings Officer's decision and approved the Modification (Document No. 2023-382). Multiple appeals of the County's decision were filed to LUBA and subsequently the Court of Appeals. There is a pending remand proceeding related to the FWMP.

Additional land use approvals may be necessary.



DESCHUTES COUNTY

117 NW Lafayette Avenue

PO Box 6005

Bend, OR 97703

541-388-6575

TRANSACTION RECEIPT

Set Receipt Number: 59634

Receipt Date: 7/26/22

Office: Bend

Set ID: OWRD LUCS

www.deschutes.org/cd

Cashier: RACHELV

cdd-webmaster@deschutes.org

Record No:	247-22-000607-PS	Record Receipt No:	490166
Parcel No:	1512000005000		
Address:	11800 EAGLE CREST BLVD, REDMOND, OR 97756		

Description	Account Code	Fee Amt	Applied Amt
Permit Sign-Off for Other Agency - LUCS sign off	2956150 341301	\$103.00	\$103.00
		\$103.00	\$103.00

Record No:	247-22-000608-PS	Record Receipt No:	490166
Parcel No:	1512000005000		
Address:	11800 EAGLE CREST BLVD, REDMOND, OR 97756		

Description	Account Code	Fee Amt	Applied Amt
Permit Sign-Off for Other Agency - LUCS sign off	2956150 341301	\$103.00	\$103.00
		\$103.00	\$103.00

Payee	Payment Type	Check/CC Auth	Payment Amount
Kameron K DeLashmutt	Credit Card	071627	\$206.00
Credit Card Transaction Code	260722A43-CEF3ABB8-52B0-49AD-9F9A-4070F7815D3B		

RECEIVED

AUG 17 2022

OWRD

#11
STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.765)

DESC 224

(START CARD) # 24889

(1) OWNER:

Name Rex Barber Well Number: _____
Address 2045 S.W. 21st
City Redmond State OR Zip 97756

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD

☒ Rotary Air ☐ Rotary Mud ☐ Cable
☐ Other _____

(4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval Yes ☐ No ☐ Depth of Completed Well 340 ft.
Explosives used Yes ☐ No ☐ Type _____ Amount _____

HOLE		SEAL		Amount	
Diameter	To	Material	From	To	sacks or pounds
12	0	Benonite	0	18 1/2	11 sacks
8	18 1/2				

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E
☐ Other Poured in

Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	8	+1/2	18 1/2	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoets) _____

(7) PERFORATIONS/SCREENS:

☐ Perforations Method _____
☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

☐ Pump ☐ Bailer ☒ Air ☐ Flowing
☐ Artesian

Yield gal/min	Drawdown	Drill stem at	Time
500	5	330	1 hr.

Temperature of water _____ 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 Desch Latitude _____ Longitude _____
Township 14 N or S, Range 12 E or W, WM.
Section 9 NE 1/4 NW 1/4
Tax Lot 1400 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) lower bridge

(10) STATIC WATER LEVEL:

170 ft. below land surface. Date 11-10-90
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 170

From	To	Estimated Flow Rate	SWL
170	340		

(12) WELL LOG:

Material	From	To	SWL
Sand & gravel	0	60	
Sand Stone	60	62	
Red lava	62	77	
Brown Sand Stone Congl.	77	147	
Red fine Sand Stone	147	213	
lava Broken	213	231	
lava	231	276	
Red Sand Stone	276	280	
Black Sand Stone	280	340	
RECEIVED			
AUG 17 2022			
OWRD			
NOV 26 1990			
WATER RESOURCES DEPT			
SALE OF WELLS			

Date started 11-9-90 Completed 11-10-90

(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 well construction standards. Materials used and information reported above are true to my best knowledge and belief.

WWC Number _____
Signed _____ Date _____

(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 well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1255
Signed William D. Knap Date _____



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

Application for Well ID Number

bigfalls@cbbmail.com

POA 4
Well #7

Do not complete if the well already has a Well Identification Number.

RECEIVED

DEC 11 2017

I. OWNER INFORMATION

Current Owner Name (please print): BIG FALLS RANCH CO. (REX BARBER)
Mailing Address: P.O. Box 434
City, State, Zip: TERREBONNE, OR 97760
Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (C/O) _____
Name & Address: _____
City, State, Zip: _____

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 17 2022

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / South) Range: 12 (East / West) Section: 9 SE 1/4 of the NW 1/4
Tax Lot (usually last 3-5 numbers of Tax Map #): 1500 County DESCHUTES
GPS Coordinates: 44.37438, -121.30203
Street Address of Well, City: 70480 NW LOWER BRIDGE WAY, TERREBONNE, OR
If the property had a different street address in the past: _____

OWRD

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION
Date Well Constructed (or property built): 11/10/90 Total Well Depth: 340' Casing Diameter: 12"
Owner at time the well was constructed (if known): Rex Barber Well Log # (if known): DESC 224
Other Information: POA #4, WELL #7; WELL ALSO RECONDITIONED IN 1991 → DESC 768

SUBMITTED BY (please print): WILLIAM D. NAGHEM - WELL INSPECTOR - SCR
PHONE: 541/639-4109 EMAIL &/or FAX: _____

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 224 + DESC 768

Well Identification #:

L122706

9809C 3/88



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

Application for Well ID Number

bigfalls@cbbmail.com

POA #4
Well #7

Do not complete if the well already has a Well Identification Number.

RECEIVED

DEC 11 2017

I. OWNER INFORMATION

Current Owner Name (please print): BIG FALLS RANCH CO. (REX BARBER)

Mailing Address: P.O. Box 434

City, State, Zip: TERREBONNE, OR 97760

Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (C/O) _____

Name & Address: _____

City, State, Zip: _____

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 17 2022

OWRD

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / ~~South~~) Range: 12 (~~East~~ / West) Section: 9 SE 1/4 of the NW 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 1500 County PERCHUTES

GPS Coordinates: 44.37438, -121.30203

Street Address of Well, City: 70480 NW LOWER BRIDGE WAY, TERREBONNE, OR

If the property had a different street address in the past: _____

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION

Date Well Constructed (or property built): 11/10/90 Total Well Depth: 340' Casing Diameter: 12"

Owner at time the well was constructed (if known): Rex Barber Well Log # (if known): DESC 224

Other Information: POA #4, WELL #7; WELL ALSO RECONDITIONED IN 1991 → DESC 768

SUBMITTED BY (please print): WILLIAM D. NASHAM - WELL INSPECTOR - SCR

PHONE: 541/639-4109

EMAIL &/or FAX: _____

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 224 + DESC 768

Well Identification #:

L122706

MS/12E-17ac
Second.

(DESC 2086

SP*12658-690



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

Application for Well ID Number

RECEIVED

DEC 11 2017

WATER RESOURCES DEPT
SALEM, OREGON

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

Current Owner Name (please print): BIG FALLS RANCH CO., (REX BARBER)

Mailing Address: P.O. Box 434

City, State, Zip: TERREBONNE, OR 97760

Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (C/O)

Name & Address: _____

City, State, Zip: _____

RECEIVED

AUG 17 2022

OWRD

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / South) Range: 12 (East / West) Section: 17 SW 1/4 of the NE 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 1402 County DESCHUTES

GPS Coordinates: 44.35900, -121.31786

Street Address of Well, City: 70470 NW LOWER BRIDGE WAY, TERREBONNE, OR

If the property had a different street address in the past: _____

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION

Date Well Constructed (or property built): 1/5/1979 Total Well Depth: 262' Casing Diameter: 16"

Owner at time the well was constructed (if known): BOB BOESLEY Well Log # (if known): DESC 2087

Other Information: POA #2, WELL #3; Also, there is a cleanout log - DESC 2086

SUBMITTED BY (please print): WILLIAM D. NASHAM - WELL INSPECTOR - SCR

PHONE: 541/639-4109

EMAIL &/or FAX: _____

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 2087 + 2086

Well Identification #:

L122702

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

WATER RESOURCES DEPARTMENT
SALEM, OREGON 97310
within 30 days from the date
of well completion.

DESC 2087
WATER WELL REPORT

RECEIVED

STATE OF OREGON
(Please type or print)

FEB 1 1979 (Do not write above this line)

DESC
2087

State Well No. 145/12E-Mac

State Permit No.

(1) OWNER: WATER RESOURCES DEPT.
SALEM, OREGON

Name Bobby Beesley

Address Culver, Ore. 97734

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☒ Driven ☐
Cable ☐ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐
Irrigation ☒ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☐

16" Diam. from 2 ft. to -19 ft. Gage 250

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used

Size of perforations in. by in.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield gal./min. with ft. drawdown after hrs.

" " " "

" " " "

Bailer test 8 gal./min. with no ft. drawdown after 1 hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used cement

Well sealed from land surface to -19 ft.

Diameter of well bore to bottom of seal 20 in.

Diameter of well bore below seal 15 in.

Number of sacks of cement used in well seal 12 sacks

How was cement grout placed? gravity flow

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel:

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Deschutes Driller's well number

SW ¼ NE ¼ Section 17 T. 14S R. 12E W.M.

Bearing and distance from section or subdivision corner

800 ft. north and 1,540 ft. west from the
east quarter corner of Section 17

(11) WATER LEVEL: Completed well.

Depth at which water was first found 191 ft.

Static level 171 ft. below land surface. Date 1-3-79

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 15

Depth drilled 262 ft. Depth of completed well 262 ft.

Formation: Describe color, texture, grain size and structure of materials;
and show thickness and nature of each stratum and aquifer penetrated,
with at least one entry for each change of formation. Report each change in
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
brown soil & small boulders	0	5	
brown coarse sandstone	5	76	
brown coarse sandstone & large boulders	76	191	171
black fine sand & gravel WB	191	223	
black doarse sand & gravel			
W.B.	223	252	
red soft rock	252	262	

Work started 12-26 1978 Completed 1-4 1979

Date well drilling machine moved off of well 1-5 1979

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] Larry K. Crawford Date 1-8, 1979.
(Drilling Machine Operator)

Drilling Machine Operator's License No. 678

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name Crawford Well Drilling, Inc.
(Person, firm or corporation) (Type or print)

Address 1245 N.W. Lower Bridge Terrebonne, Ore.

[Signed] Larry K. Crawford
(Water Well Contractor)

Contractor's License No. 570 Date 1-8, 1979



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

Application for Well ID Number

RECEIVED

DEC 11 2017

WATER RESOURCES DEPT
SALEM, OREGON

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

Current Owner Name (please print): BIG FALLS RANCH CO., (REX BARBER)
Mailing Address: P.O. Box 434
City, State, Zip: TERREBONNE, OR 97760
Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (CIO)
Name & Address: _____
City, State, Zip: _____

RECEIVED

AUG 17 2022

OWRD

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / ~~South~~) Range: 12 (~~East~~ / West) Section: 17 SW 1/4 of the NE 1/4
Tax Lot (usually last 3-5 numbers of Tax Map #): 1402 County DESCHUTES
GPS Coordinates: 44.35900, -121.31786
Street Address of Well, City: 70470 NW LOWER BRIDGE WAY, TERREBONNE, OR
If the property had a different street address in the past: _____

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION
Date Well Constructed (or property built): 1/5/1979 Total Well Depth: 262' Casing Diameter: 16"
Owner at time the well was constructed (if known): BOB BRESLEY Well Log # (if known): DESC 2087
Other Information: POA#2, WELL #3; Also, there is a cleanout log - DESC 2086
SUBMITTED BY (please print): WILLIAM D. NASHAM - WELL INSPECTOR - SCR
PHONE: 541/639-4109 EMAIL &/or FAX: _____

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 2087 + 2086

Well Identification #:

L122702

DESC 2098



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

Application for
Well ID Number
POA 3, Well #4

RECEIVED

DEC 11 2017

Do not complete if the well already has a Well Identification Number.

I. OWNER INFORMATION

WATER RESOURCES DEPT
SALEM, OREGON

Current Owner Name (please print): BIG FALLS RANCH CO. (REX BARBER)

Mailing Address: P.O. Box 434

City, State, Zip: TERREBONNE, OR 97760

Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (C/O)

Name & Address:

City, State, Zip:

RECEIVED

AUG 17 2022

OWRD

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / South) Range: 12 (East / West) Section: 17 NW 1/4 of the NW 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 1404 County DESCHUTES

GPS Coordinates: 44.36325, -121.33143

Street Address of Well, City: 70700 NW LOWER BRIDGE WAY, TERREBONNE, OR

If the property had a different street address in the past:

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION

Date Well Constructed (or property built): 12/22/1977 Total Well Depth: 288' Casing Diameter: 16"

Owner at time the well was constructed (if known): BOB BEESLEY Well Log # (if known): DESL 2098

Other Information: POA #3, Well #4

SUBMITTED BY (please print): WILLIAM D. NASHAM - WELL INSPECTOR - SCR

PHONE: 541/639-4109

EMAIL &/or FAX:

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 2098

Well Identification #:

L122703

NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report are to be filed with the

STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

WATER WELL REPORT

STATE OF OREGON (Please type or print)

State Well No.

OREGON

State Permit No.

(1) OWNER: BOB. RIEMENSCHNEIDER

Name DOUBLE R. C. RANCH

Address RT-1 BOX 238

TERRE-BONNE ORE.

(2) LOCATION OF WELL:

County DESC. Driller's well number

1/4 1/4 Section T. R. W.M.

Bearing and distance from section or subdivision corner

SEC-18-T 14 S- RANGE 12 E

(3) TYPE OF WORK (check):

Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
Indonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐ Rotary ☐ Driven ☐
Irrigation ☒ Test Well ☒ Other ☐ Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(5) TYPE OF WELL:

(6) CASING INSTALLED:

Threaded ☐ Welded ☒

12" Diam. from 8 ft. to 232 ft. Gage 250

24" Diam. from 8 ft. to 16 ft. Gage 312

" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used CUTTING TORCH

Size of perforations 1/2 in. by 3 in.

130 perforations from 170 ft. to 232 ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(8) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Model No.

Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(9) CONSTRUCTION:

Well seal—Material used in seal

Depth of seal ft. Was a packer used?

Diameter of well bore to bottom of seal 24 in.

Were any loose strata cemented off? ☐ Yes ☒ No Depth

Was a drive shoe used? ☒ Yes ☐ No

Was well gravel packed? ☒ Yes ☐ No Size of gravel 1/4 in. to 3/4

Gravel placed from 160 ft. to 232 ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

(10) WATER LEVELS:

Static level 170 ft. below land surface Date 11-12-66

Artesian pressure lbs. per square inch Date

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? EASTERN ORE.

Yield: 2000 gal./min. with NO ft. drawdown after 20 hrs.

" " " "

" " " "

Bailer test 100 gal./min. with NO ft. drawdown after 3 hrs.

Artesian flow g.p.m. Date

Temperature of water 56 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well below casing CASED TO BOTTOM

Depth drilled 232 ft. Depth of completed well 232 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
OVER BURDEN	0	5
SAND STONE	5	45
RED CLINDENS	45	70
BOULDER CONG.	70	120
SANDSTONE	120	171
WATER BEARING BLACK		
SAND MIXED WITH		
LARGE RIVER AGGREGATE	171	232

RECEIVED

AUG 17 2022

OWRD

Work started 10-28 1966 Completed 11-12 1966

Date well drilling machine moved off of well 11-14 1966

(13) PUMP:

Manufacturer's Name NONE

Type: H.P.

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME JACKSON DRILLING SERVICE
(Person, firm or corporation) (Type or print)

Address REDMOND ORE.

Drilling Machine Operator's License No. 350

[Signed] Thomas D. Jackson
(Water Well Contractor)

Contractor's License No. 442 Date 11-17 1966

(USE ADDITIONAL SHEETS IF NECESSARY)



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

Application for Well ID Number

POA 1, Well #1

RECEIVED

Do not complete if the well already has a Well Identification Number.

DEC 11 2017

WATER RESOURCES DEPT
SALEM, OREGON

I. OWNER INFORMATION

Current Owner Name (please print): BIG FALLS RANCH CO. (REX BARBER)

RECEIVED

Mailing Address: P.O. Box 434

City, State, Zip: TERREBONNE, OR 97760

AUG 17 2022

Mail Well ID Tag to: ☐ SAME AS ABOVE ☐ In Care Of (C/O)

Name & Address:

OWRD

City, State, Zip:

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 14 (North / South) Range: 12 (East / West) Section: 18 SW 1/4 of the SE 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 1406 County DESCHUTES

GPS Coordinates: 44.35252, -121.33788

Street Address of Well, City: 70505 LOWER BRIDGE WAY, TERREBONNE, OR

If the property had a different street address in the past:

III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Log, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION

Date Well Constructed (or property built): 11/14/1966 Total Well Depth: 232' Casing Diameter: 12"

Owner at time the well was constructed (if known): BOB REHMENSCHEIDER Well Log # (if known):

Other Information: POA #1, WELL #1

SUBMITTED BY (please print): WILLIAM D. NASHUM - Well Inspector - SCIR

PHONE: 541/639-4109 EMAIL &/or FAX:

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

12-11-17

Well Log Number:

DESC 2100

Well Identification #:

#1/22705

Part 4 of 5 – Applicant Information and Signature**SUPERSEDED****Applicant Information**

APPLICANT/BUSINESS NAME Kameron DeLashmutt / Pinnacle Utilities, LLC			PHONE NO. 541-350-8479	ADDITIONAL CONTACT NO.
ADDRESS 2477 NW Canyon Drive			FAX NO.	
CITY Redmond	STATE OR	ZIP 97756	E-MAIL kameron1959@gmail.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.				


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 character of use, place of use, the points of appropriation for a 47.6 acre/0.548 cfs portion of Certificate 96190 and a 106.1 acre/1.22 cfs portion of Certificate 96192 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.

	KAMERON DELASHMUTT, Manager	8/1/22
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

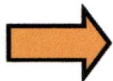
If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

RECEIVED**AUG 17 2022****OWRD**

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 "ON" 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 "OFF" lands are associated with Certificate 96191, Certificate 96192, & Certificate 87558. 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.

RECEIVED

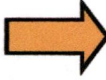
AUG 17 2022

OWRD

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 "ON" 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 "OFF" lands are associated with Certificate 96190, Certificate 96191, & Certificate 87558. 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.

Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



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

Applicant(s): Kameron DeLashmutt / Pinnacle Utilities, LLC

Mailing Address: 2477 NW Canyon Drive

City: Redmond

State: OR

Zip Code: 97756

Daytime Phone: 541-350-8479

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	$\frac{1}{4}$ $\frac{1}{4}$	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>15 S</u>	<u>12 E</u>	<u>17 & 20</u>		<u>5000</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5001</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5002</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20, 21, & 28</u>		<u>7700</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>7701</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29 & 30</u>		<u>7800</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7801</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7900</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>30</u>		<u>8000</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Deschutes County.

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- ☐ Permit to Use or Store Water ☒ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____Estimated quantity of water needed: **1.22 / 0.548** ☒ cubic feet per second ☐ gallons per minute ☐ acre-feetIntended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
☒ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The applicant is proposing to temporarily change the character of use, place of use, the points of appropriation for a 47.6 acre/0.548 cfs portion of Certificate 96190 and a 106.1 acre/1.22 cfs portion of Certificate 96192.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 4. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): DCC 18.16.020.A, DCC 18.56.040 and DCC 18.88.030
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Will Groves Title: Planing Manager

Signature:  Phone: 541-388-6518 Date: 10/16/24

Government Entity: Deschutes County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Land Use Information Form

SUPERSEDED



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

RECEIVED

AUG 17 2022

OWRD

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form

SUPERSEDED



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

RECEIVED

AUG 17 2022

OWRD

Applicant(s): Kameron DeLashmutt / Pinnacle Utilities, LLC

Mailing Address: 2477 NW Canyon Drive

City: Redmond

State: OR

Zip Code: 97756

Daytime Phone: 541-350-8479

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>15 S</u>	<u>12 E</u>	<u>17 & 20</u>		<u>5000</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5001</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>5002</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20, 21, & 28</u>		<u>7700</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>20</u>		<u>7701</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29 & 30</u>		<u>7800</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7801</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>29</u>		<u>7900</u>	<u>EFUSC & DR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>
<u>15 S</u>	<u>12 E</u>	<u>30</u>		<u>8000</u>	<u>EFUSC & DR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>QM</u>

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Deschutes County.

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- | | | |
|---|--|---|
| <input type="checkbox"/> Permit to Use or Store Water | <input checked="" type="checkbox"/> Water Right Transfer | <input type="checkbox"/> Permit Amendment or Ground Water Registration Modification |
| <input type="checkbox"/> Limited Water Use License | <input type="checkbox"/> Allocation of Conserved Water | <input type="checkbox"/> Exchange of Water |

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: **1.22 / 0.548** ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Domestic for _____ household(s)
 ☐ Municipal ☒ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The applicant is proposing to temporarily change the character of use, place of use, the points of appropriation for a 47.6 acre/0.548 cfs portion of Certificate 96190 and a 106.1 acre/1.22 cfs portion of Certificate 96192.



Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 4. →

RECEIVED
AUG 17 2022
OWRD

For Local Government Use Only**OWRD**

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☐ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____