

T-14071

District

T-14071

Name Tumalo Town District
Improvement Company
Address 164682 Cook Ave, Box 54
Bend, OR 97703

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Deschutes RiverTrib. of Columbia RiverUse IrrigationCounty Deschutes

Quantity of water (CFS)

No. of Acres

Name of ditch

App# S-25094Per # S-19750Cert # 76465PR Date 9/30/1952App# S-17540Per # S-13245Cert # 94175PR Date 8/25/1938

App#

Per #

Cert #

PR Date

Date

App#

Per #

Cert #

PR Date

App#

Per #

Cert #

PR Date

Change in POU
Date Filed 8-12-2022
Initial notice date 8-23-2022
DPD issued date
PD issued date
PD notice date
Date of FO 9/27/2024 Vol 133 Page 121-124

C-Date
COBU due date
COBU Received date
Certificate issued

FEES PAID

Date	Amount	Receipt #
<u>8-12-2022</u>	<u>\$1,970.00</u>	<u>138911</u>

FEES REFUNDED

Date	Amount	Receipt #
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Assignments:

Irrigation District Tumalo Irrigation DistrictAgent John A. Short - johnshort@usa.com

CWRE
CC's list Receiving Landowner: Cascades Academy of Central Oregon / Deschutes County
Attn: Mark Stamler
19860 Tumalo Reservoir Rd.
Bend, OR 97703
stamler@cascadeacademy.org

☐ - Oversized map - Location



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

September 27, 2024

Tumalo Town District Improvement Company
64682 Cook Ave 54
Bend, OR 97701

REFERENCE: District Transfer T-14071

Enclosed is a copy of the final order approving your District Transfer.

The time allowed to complete the transfer is specified in the final order. You are required to submit a claim of beneficial use to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized final order whichever comes first. If necessary, you may request more time by filing for transfer extension. All extensions are subject to approval.

To file a claim please include:

1. **A CLAIM OF BENEFICIAL USE form**
2. **A CLAIM OF BENEFICIAL USE SITE REPORT**
3. **A Claim of Beneficial Use Map** (this map does not need to be prepared by a Certified Water Rights Examiner (CWRE))

All forms needed to file a claim for a district transfer are available at

<https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/Forms.aspx>

If you have any questions related to the approval of this transfer, you may contact your caseworker Ann Reece by telephone at (503) 979-3214 or by e-mail at Ann.L.Reece@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Right Services Support
Transfers and Conservation Section

cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)
Tumalo Irrigation District, Irrigation District

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14071, Deschutes County)	A DISTRICT PERMANENT TRANSFER FOR
)	CHANGE IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 to 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

Applicant

TUMALO TOWN DISTRICT IMPROVEMENT COMPANY
64682 COOK AVE #54
BEND, OR 97703

Findings of Fact

1. On July 5, 2022, Tumalo Town District Improvement Company (TUMALO TOWN DIC) filed a transfer application to permanently change the places of use under Certificates 76465 and 94175. The Department assigned the application number T-14071.
2. Notice of the District Permanent Transfer Application was published on August 23, 2022, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. On August 22, 2024, Tumalo Town District Improvement Company (TUMALO TOWN DIC) submitted a superseding district transfer application to permanently change the places of use under Certificates 76465 and 94175.
4. Notice of the District Permanent Transfer Application was re-noticed as a district transfer on August 27, 2024, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
5. On August 20, 2024, the Department received correspondence from Josh Newton, Attorney for the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribe). The Tribe does not object to the Department processing the Transfer Application T-14071, in accordance with applicable law, and the Department's customary practice.

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, you may petition for judicial review or 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.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).

6. The portion of the first right to be transferred is as follows:

Certificate: 76465 in the name of TUMALO TOWN DISTRICT IMPROVEMENT COMPANY
(perfected under Permits 19750 & 21807)

Use: IRRIGATION of 0.29 acres

Priority Dates: SEPTEMBER 30, 1952

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited 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.

Source: The DESCHUTES RIVER, a tributary of the COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	6	NW SE	2230 FEET NORTH AND 1650 FEET WEST FROM THE SE CORNER OF SECTION 29

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User
16 S	12 E	WM	31	SW NE	0.29	5201	BETTY BURSS

7. Transfer Application T-14071 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User
16 S	12 E	WM	31	SW SE	0.29	4400	CASCADES ACADEMY OF CENTRAL OREGON

8. The portion of the second right to be transferred is as follows:

Certificate: 94175 in the name of TUMALO TOWN DISTRICT IMPROVEMENT COMPANY
(perfected under Permit S-13245)

Use: IRRIGATION and DOMESTIC USE on 0.49 acres

Priority Date: AUGUST 25, 1938

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated from April 1 to May 22, ONE-FORTIETH of one cubic foot per second or its equivalent for each acre irrigated from May 23 to August 20 of each year, and ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated after August 20 of each year 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 from April 1 to November 1.

Source: SEEPAGE FROM TUMALO CREEK, a tributary of THE DESCHUTES RIVER, and THE DESCHUTES RIVER a tributary of THE COLUMBIA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	POD Name/Measured Distances
17 S	12 E	WM	6	NW SE	DIVERSION 1 (ORIGINAL): 2230 FEET NORTH AND 1650 FEET WEST FROM THE SE CORNER OF SECTION 6

Authorized Place of Use:

IRRIGATION & DOMESTIC USE							
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User
16 S	12 E	WM	31	NW NE	0.23	1602	BEND-CITY OF TUMALO FIRE STATION
16 S	12 E	WM	31	NW NE	0.26	1602*	STEVE SCOTT
TOTAL					0.49		

*Formerly Taxlot 1700

9. Transfer Application T-14071 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION & DOMESTIC USE							
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User
16 S	12 E	WM	31	SW NE	0.04	5200	BRECK DANIEL PAUL ET. AL.
16 S	12 E	WM	31	SW NE	0.11	5205	PRIME PROPERTY MANAGEMENT SVS- BEND, LLC
16 S	12 E	WM	31	SW NE	0.07	5207	PRIME PROPERTY MANAGEMENT SVS- BEND, LLC
16 S	12 E	WM	31	SW SE	0.27	4400	CASCADES ACADEMY OF CENTRAL OREGON
TOTAL					0.49		

10. The Department finds that the district permanent transfer application was submitted according to ORS 540.580 and OAR 690-385-4000, contains the information required under OARs 690-385-4200 and 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
11. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
12. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
13. The proposed changes in places of use will not result in enlargement of the rights as defined in OAR 690-385-0100(4).
14. The proposed changes in places of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
15. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

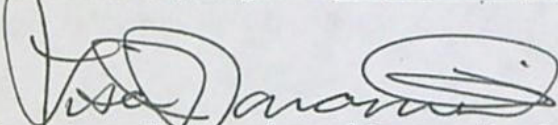
Conclusions of Law

The proposed changes in places of use as proposed in Transfer Application T-14071 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

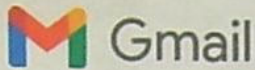
1. The proposed changes in places of use to the water rights evidenced by Certificates 76465 and 94175 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14071 shall no longer be irrigated and are cancelled from Certificates 76465 and 94175.
3. The right to the use of the water at the places of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificates 76465 and 94175, and any related decree.
4. The district shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use shall be submitted by TUMALO TOWN DIC to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. Water right Certificates 76465 and 94175 are modified. After satisfactory proof of completion has been determined by the Department, superseding water right certificates will be issued when the Department determines it is necessary for record keeping.

Dated in Salem, Oregon on SEP 27 2024.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

Mailing Date: SEP 30 2024



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AUG 14 2023

Bryce Withers <brycewrs@gmail.com>

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T-14071 Tumalo Town Dist Imp Transfer

10 messages

FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>

Thu, Jul 20, 2023 at 8:17 AM

To: "johnshort@usa.com" <johnshort@usa.com>, Bryce Withers <brycewrs@gmail.com>

Hi there,

I am working on this transfer and I found something that I would like some clarification on.

On Cert 94175, table 2 in the application says they want to move the POU of 0.49 acres. I see the note that says Tax Lots 1602 and 1700 are consolidated, but with the info I have, the acreage for those two tax lots combined would be 0.638 acres. What do you want me to do with the remaining 0.148 acres? I can put it on a remaining right, but which tax lot should I reference?

Thanks,

Kim French | Water Rights Transfer Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Phone: 503 979-9607 Email: kim.r.french@water.oregon.gov

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Life is too short to spend one minute unhappy! Be Happy!

The Salem office re-opened to the public on May 1, 2022. Given that many staff will continue teleworking remotely or have job duties that take them into the field on a regular basis, availability of staff in the office is not guaranteed 8 a.m. - 5 p.m. every day. **Customers and visitors are encouraged to schedule an appointment in advance if they wish to meet in person with specific staff members.** Alternative methods for meeting, such as by phone or virtually via Teams, are also available.

Bryce Withers <brycewrs@gmail.com>

Thu, Jul 20, 2023 at 10:20 AM

To: FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>

Cc: "johnshort@usa.com" <johnshort@usa.com>

I will look into this and get back to you.

[Quoted text hidden]

—
Bryce Withers

Water Right Specialist
(541)408-1400 cell

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

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FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>
Cc: "johnshort@usa.com" <johnshort@usa.com>

Thu, Jul 20, 2023 at 10:24 AM

Great! Thanks!

Kim French | Water Rights Transfer Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Phone: 503 979-9607 Email: kim.r.french@water.oregon.gov

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[Quoted text hidden]

FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>
Cc: "johnshort@usa.com" <johnshort@usa.com>

Fri, Jul 21, 2023 at 11:55 AM

Hi Bryce,

I found a few more things for you to look at...

1. In addition to what I said below, if they want to move 0.49 acres, then tax lot 1700 will need to be included in table 2, because our records show that tax lot 1602 only has 0.348 acres. Like I said below, if they only want to include 0.142 acres of tl 1700, then the balance of 0.148 acres would either go on the remaining right, or they could cancel it.
2. In the remarks section below table 2 for Certificate 94175, it says the off lands are being changed to tax lot 5205 (owned by Roark) and 5207 (owned by Brek et al), but on the "on" map it shows 5207 and 5205 are owned by Roark and 5200 is owned by Brek et al. I need to know which is correct (and the application needs to be amended to show that correction).

3. Also the maps shows tax lot 4400 is owned by Academy. I assume that means the receiving landowner, Cascades Academy of Central Oregon?
4. If Cascades is the receiving landowner, then I need their signature on the application as well as Tumalo's.

That's all I have for now. Talk to you soon!

Thanks,

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Kim French | Water Rights Transfer Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Phone: 503 979-9607 Email: kim.r.french@water.oregon.gov

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From: Bryce Withers <brycewrs@gmail.com>
Sent: Thursday, July 20, 2023 10:21 AM
To: FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
Cc: johnshort@usa.com
Subject: Re: T-14071 Tumalo Town Dist Imp Transfer

I will look into this and get back to you.

[Quoted text hidden]

Bryce Withers <brycewrs@gmail.com>
To: FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>

Mon, Jul 24, 2023 at 11:50 AM


Hi Kim,


I went through all this and here is what I have so far. Attached is a revised page 11 of the application showing the edits in red. Shouldn't we include the remaining right on the map (attached), if you approve we send you a signed copy?

Regarding the Cascades Academy of Central Oregon being the receiving landowner, I am still working on sorting this part out.

[Quoted text hidden]

2 attachments

 TTDIC_OFF_MAP_2_v3.pdf
457K

 permanent_wr_transfer_app_TTDIC_revised_07242023_pg11.pdf
84K

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FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>

Mon, Jul 24, 2023 at 1:43 PM

Hi Bryce!

Thanks for these changes. Yes, you can include the remining right on the map. That makes it clear when we send it to data to be mapped.

Let me know what you find out about the Academy.

Have a great week!

[Quoted text hidden]

Bryce Withers <brycewrs@gmail.com>
To: FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>


Thu, Jul 27, 2023 at 11:33 AM

Hi Kim,

RE: Receiving Landowner

I believe that submitting the transfer application in this manner was a mistake. Are we able to change the application so that the Tumalo Town District Improvement Company is the only applicant, removing Cascades Academy as the receiving landowner (the Cascades Academy will have the same standing as the other "ON" lands Brek, Roark etc)? The desire is for the resulting certificates to be issued like the current certificates, with the Tumalo Town District Improvement Company being the name on the certificate and the tax lot owners identified in the POU tables with the associated acreages. Can I resubmit the application page like the attached version (I can get Nena Close for TTDIC to sign again if needed too), changing the checkbox to " The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.", and leaving the Receiving Landowner Information blank.

[Quoted text hidden]

 permanent_wr_transfer_app_TTDIC_revised_07272023_pg5.pdf
74K

FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>

Thu, Jul 27, 2023 at 11:38 AM

That makes sense. Yes, I believe it would be ok to re-submit this page. Just have her sign again. You can email it to me, but I will also need the hard-copy.

When I get it, I will make sure to update WRIS and the other pertinent info.

Thanks for the clarification.

[Quoted text hidden]


Bryce Withers <brycewrs@gmail.com>
To: FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>

Thu, Jul 27, 2023 at 2:20 PM

Hi Kim,

Attached is the signed revised page 5 of the application. I will mail in the hard copy along with the revised signed maps.
Thank you!

[Quoted text hidden]

 TTDIC doc_revised_app_page5_signed..pdf
86K

FRENCH Kim R * WRD <Kim.R.FRENCH@water.oregon.gov>
To: Bryce Withers <brycewrs@gmail.com>

Thu, Jul 27, 2023 at 3:35 PM

Awesome! Thank you!

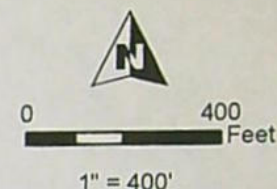
[Quoted text hidden]

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**T16S R12E, WM
DESCHUTES COUNTY, OR**



- C-94175 POU DM/IR "OFF" 8/25/1938 Priority
- C-94175 POU IR "Remaining" 8/25/1938 Priority
- Township
- Section
- Quarter Quarter
- Tax Lot

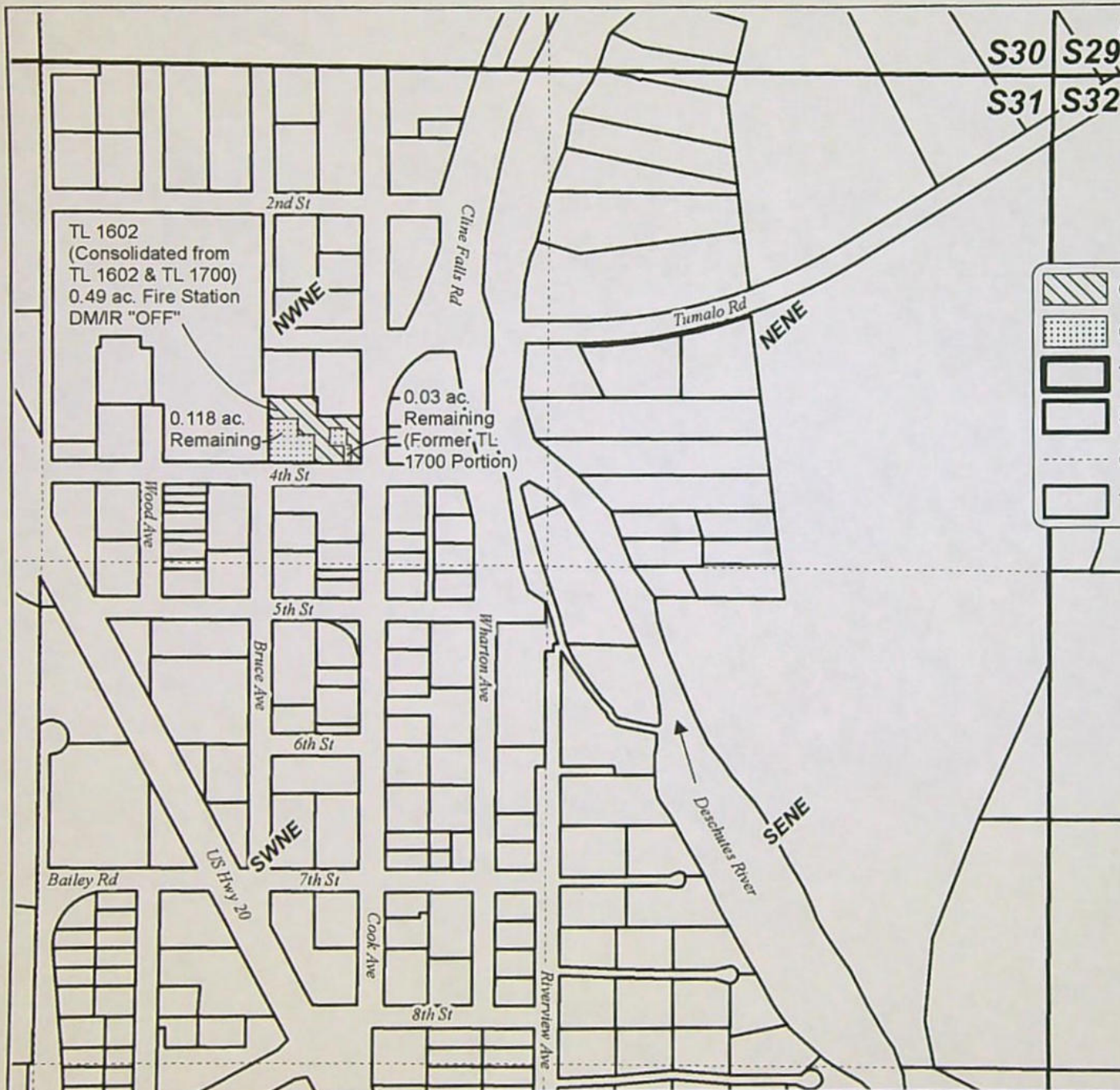


RENEWAL DATE 12/31/2024

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**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

"OFF" MAP 2 OF 2

Cert: 94175

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 7/24/2023

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 Changes to Water Right Certificate # 94175

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.															
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date								
EXAMPLE																												
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901		
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901		
16	S	12	E	31	NW	NE	1602		0.23	IR & DM	POD 1	1938	POU	16	S	12	E	31	SW	NE	5200		0.04	IR & DM	POD 1	1938		
"	"	"	"	"	"	"	1700 (former)		0.26	"	"	"	"	"	"	"	"	"	SW	NE	5205		0.11	IR & DM	POD 1	1938		
													"	"	"	"	"	"	SW	NE	5207		0.07	IR	POD 1	1938		
													"	16	S	12	E	31	SW	SE	4400		0.27	IR	POD 1	1938		
TOTAL ACRES:									0.49						TOTAL ACRES:									0.49				

Additional remarks: Tax Lot 1602 results from a consolidation of Tax Lot 1602 - listed on cert as "Bend-City of Tumalo Fire Station" AND Tax Lot 1700 - listed on cert as "Scott, Steve". The TL 1602 portion will retain 0.118 ac IR, the former TL 1700 will retain 0.03 ac. IR, however, due to the consolidation, the entirety (0.118 ac. + 0.03 ac. = 0.148 ac.) of the remaining right will be appurtenant to TL 1602. The two domestic uses associated with the "OFF" lands are being changed to Tax Lot 5205 - owned by "K & T Roark, LLC" and Tax Lot 5200 ~~5207~~ - owned by "Paul, Brek Daniel et al.".

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: BEND BULLETIN.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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



Nena E. Close
Applicant signature

Nena E. Close, Treasurer
Print Name (and Title if applicable)

7/27/2023
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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Check the following boxes that apply:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☐ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
Describe any special ownership circumstances:				
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

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AUG 14 2023

OWRD

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14071

Review Due Date: 09/21/2022

Applicant Name: Tumalo Town District Improvement Co.

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Giffin

Date of Review: 08/25/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☒ Yes ☐ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
We regulate the Deschutes River for instream and out of stream water rights every day of the year.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☒ Yes ☐ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

☐ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain:

From POU is now covered with Fire department and parking lot.

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☒ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☒ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

☐ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a **totalizing flow meter***, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

c. 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.

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install **staff gages***, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir
☐ Parshall Flume
☐ Other: ____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department
Measurement Condition Information for the Applicant
(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

☐ In order to avoid enlargement of the right or injury to other rights, a _____ will
 be required to be installed prior to diversion of water, as a condition of this transfer:
☐ at each point of diversion/appropriation (new and existing) **OR**
☐ at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

 Watermaster signature

 District

 Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, OR 97301-1266



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

Application for District Permanent Water Right

Transfer

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

Change in Place of Use Only

1A. APPLICANT INFORMATION

IRRIGATION DISTRICT Tumalo Town District Improvement Company			PHONE NO. 541-419-6408	ADDITIONAL CONTACT NO.
ADDRESS 64682 Cook Ave. #54			COUNTY Deschutes	
CITY Bend	STATE OR	ZIP 97703	E-MAIL ttldic2@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.				

1B. AGENT INFORMATION

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

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

	Certificate	Permit / Previous Transfer	Decree
1.	76465	-	
2.	94175	-	
3.		-	
4.		-	
5.		-	
6.		-	

3. ATTACHMENTS

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

Supplemental Form A –

Description of Proposed Change(s) to a Water Right

- ☐ A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

Map

- ☐ Permanent Transfer
A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).

Fees:

- ☐ Amount enclosed: \$ _____
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.


Land Use Compatibility Statement

- ☐ The Land Use Information Form is 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) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation only and d) the use is located within an irrigation district or an exclusive farm use zone.

4. SIGNATURES

The district certifies the following:

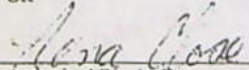
- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district;
- (3) For lands which are no longer irrigated or susceptible of irrigation that are included in this transfer under the authority of ORS 540.572 and OAR 690-385-5000, notices as required under ORS 572 and OAR 690-385-5100 have been given to the user and any security interest holder of record of intent to transfer the right and the user was provided an opportunity to resolve the matter in the manner described by ORS 540.572 and OAR 690-385-5400 and 690-385-5600.
- (4) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.


District Manager signature

Kelly Roark
name (print)

8/20/2024
date

OR


Authorized District Representative signature

Nena Close
name (print)

8/20/2024
date

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

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

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 additional rows to tables within the form.

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CERTIFICATE # 76465

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Description of Water Delivery System

JUL 05 2022

System capacity: 0.087 cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. DIRECT DIVERSION THROUGH HEADGATE TO DITCH TO PIPED DOMESTIC TYPE COMMUNITY SYSTEM SPRINKLERS.

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		17 S	12 E	6	NW SE	100	2230' N, 1650' W OF SE COR SEC 6
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of 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 type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

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

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08/22/2024
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Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

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

Table 2. Description of Changes to Water Right Certificate # 76465

List the change proposed for the acreage in each $\frac{1}{4}$ $\frac{1}{4}$. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, 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	Acre	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	Acre	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
16	S	12	E	31	SW	NE	5201		0.29	IR	POD 1	1952	POU	16	S	12	E	31	SW	SE	4400		0.29	IR	POD 1	1952
TOTAL ACRES:							0.29						TOTAL ACRES: 0.29													

Additional remarks: _____.

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # 94175

Description of Water Delivery System

System capacity: 0.8807 cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

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. **DIRECT DIVERSION THROUGH HEADGATE TO DITCH TO PIPED DOMESTIC TYPE COMMUNITY SYSTEM SPRINKLERS.**

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		17 S	12 E	6	NW SE	100	2230' N, 1650' W OF SE COR SEC 6
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of 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 type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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.

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 Changes to Water Right Certificate # 94175

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
EXAMPLE																								
2	S	9	E 15	NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1	NW NW	500	1	10.0		POD #5	1901		
												2	S	9	E 2	SW NW	500		5.0		POD #6	1901		
16	S	12	E 31	NW NE	1602		0.23	IR & DM	POD 1	1938	POU	16	S	12	E 31	SW NE	5200		0.04	IR & DM	POD 1	1938		
"	"	"	" "	" "	1700 (former)		0.26	"	"	"	"	"	"	"	"	SW NE	5205		0.11	IR & DM	POD 1	1938		
											"	"	"	"	"	SW NE	5207		0.07	IR	POD 1	1938		
											"	16	S	12	E 31	SW SE	4400		0.27	IR	POD 1	1938		
TOTAL ACRES:						0.49						TOTAL ACRES:						0.49						

Additional remarks: Tax Lot 1602 results from a consolidation of Tax Lot 1602 - listed on cert as "Bend-City of Tumalo Fire Station" AND Tax Lot 1700 - listed on cert as "Scott, Steve". The TL 1602 portion will retain 0.118 ac IR, the former TL 1700 will retain 0.03 ac. IR, however, due to the consolidation, the entirety (0.118 ac. + 0.03 ac. = 0.148 ac.) of the remaining right will be appurtenant to TL 1602. The two domestic uses associated with the "OFF" lands are being changed to Tax Lot 5205 - owned by "K & T Roark, LLC" and Tax Lot 5200 ~~5207~~ - owned by "Paul, Brek Daniel et al.".

REECE Ann L * WRD

From: Tumalo Town Dist. Improvement Co. <ttdic2@gmail.com>
Sent: Thursday, August 22, 2024 6:43 PM
To: REECE Ann L * WRD
Subject: Re: Division 385 District Transfer Form
Attachments: Transfer signature page.pdf; Transfer application pg 1.pdf

T-14071
August 20, 2024

Oregon Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301-1266

Re: T-14071

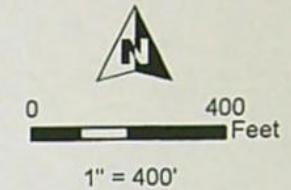
Ann Reece

Our District requests to change T-14071 from a Division 380 District Transfer to a Division 385 District Transfer. Our District will be responsible for the Claim of Beneficial Use.

Attached are the pages you forwarded to be filled out and signed. As always, advise if I have missed anything.

Nena Close, secretary/treasurer, 541-241-9585
Directors of TTDIC:
Kelly Roark, 503-319-0284

T16S R12E, WM
DESCHUTES COUNTY, OR



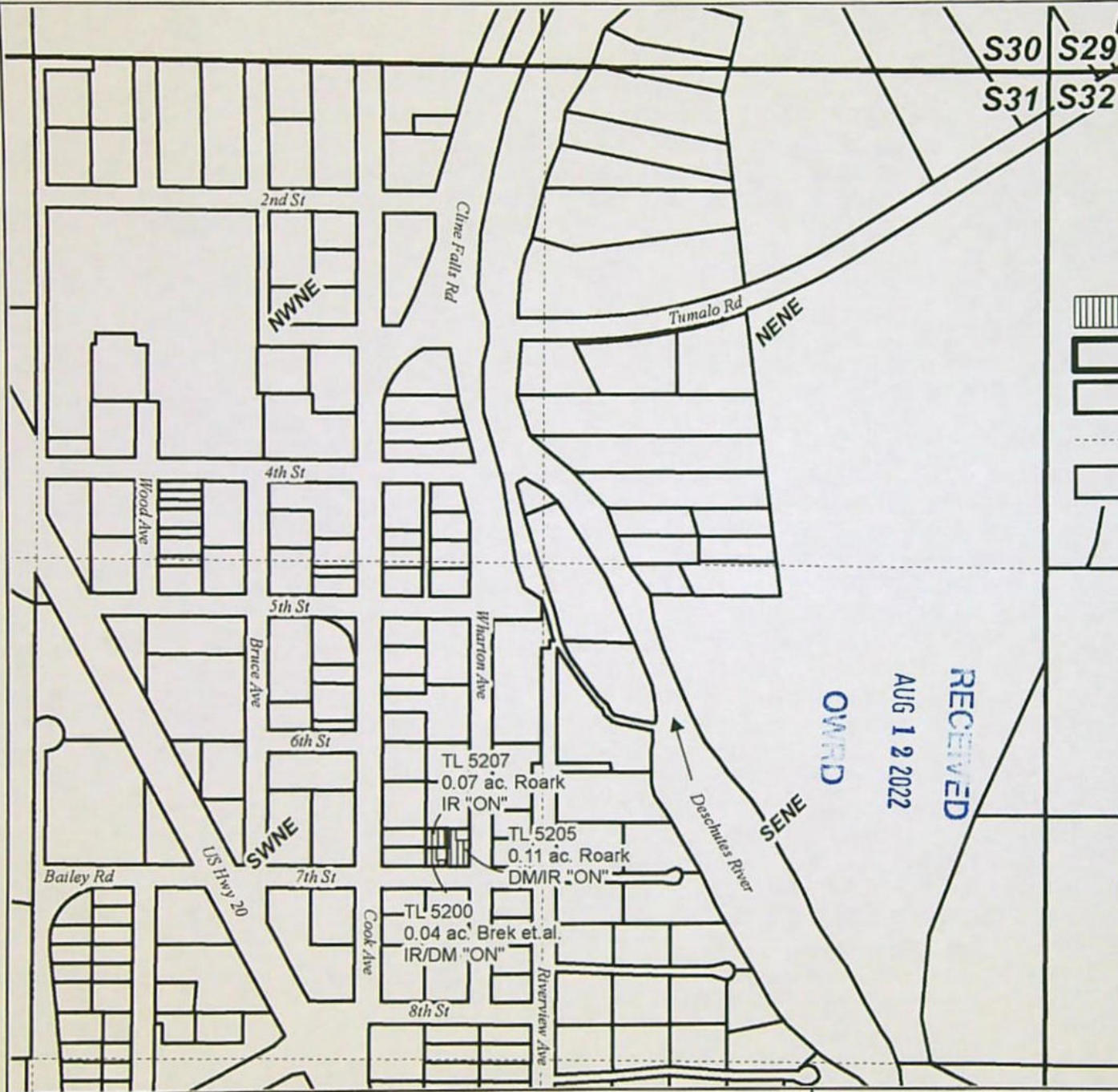
- C-94175 POU DM/IR "ON" 8/25/1938 Priority
- Township
- Section
- Quarter Quarter
- Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

OWRD



PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

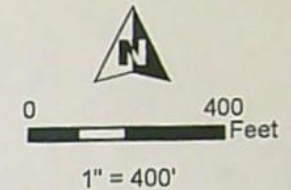
"ON" MAP 3 OF 3
Cert: 94175






This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

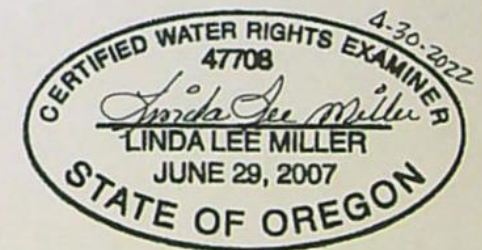
WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 4/29/2022

**T16S R12E, WM
DESCHUTES COUNTY, OR**



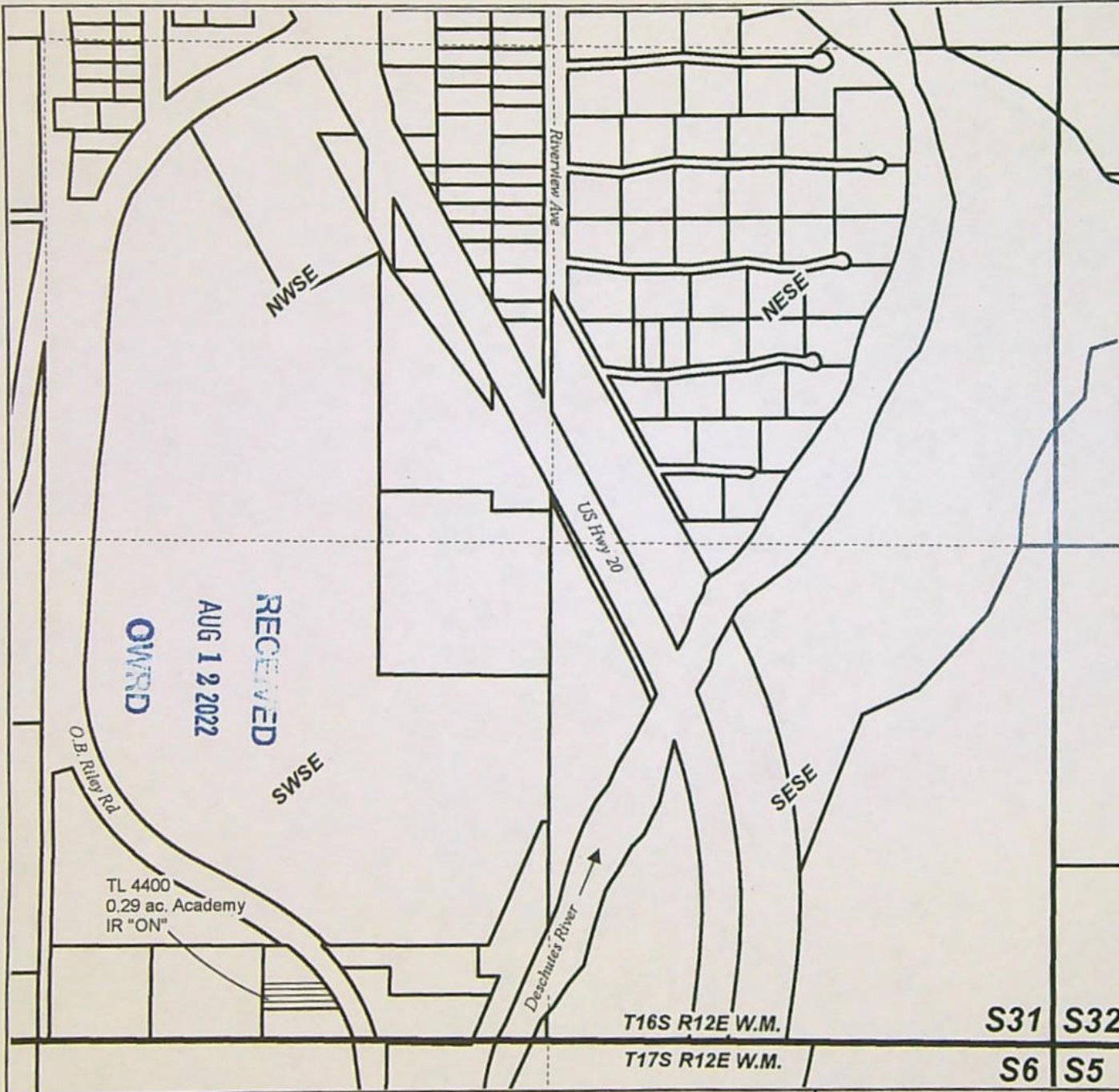
-  C-76465 POU IR "ON" 9/30/1952 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

OWRD



**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

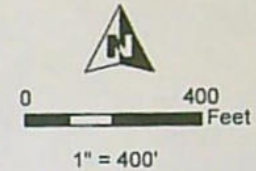
**"ON" MAP 1 OF 3
Cert: 76465**






This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 4/29/2022

**T16S R12E, WM
DESCHUTES COUNTY, OR**



-  C-76465 POU IR "ON" 9/30/1952 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RENEWAL DATE 12/31/2022



**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

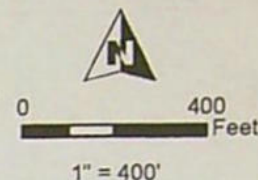
**"ON" MAP 1 OF 3
Cert: 76465**






This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

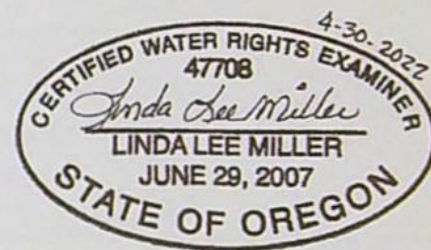
WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

4/29/2022

T16S R12E, WM
DESCHUTES COUNTY, OR



-  C-94175 POU DM/IR "ON" 8/25/1938 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

OWRD



PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

"ON" MAP 3 OF 3
Cert: 94175

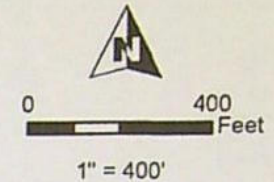
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


WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 4/29/2022



T16S R12E, WM
DESCHUTES COUNTY, OR



-  C-94175 POU IR "ON" 8/25/1938 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

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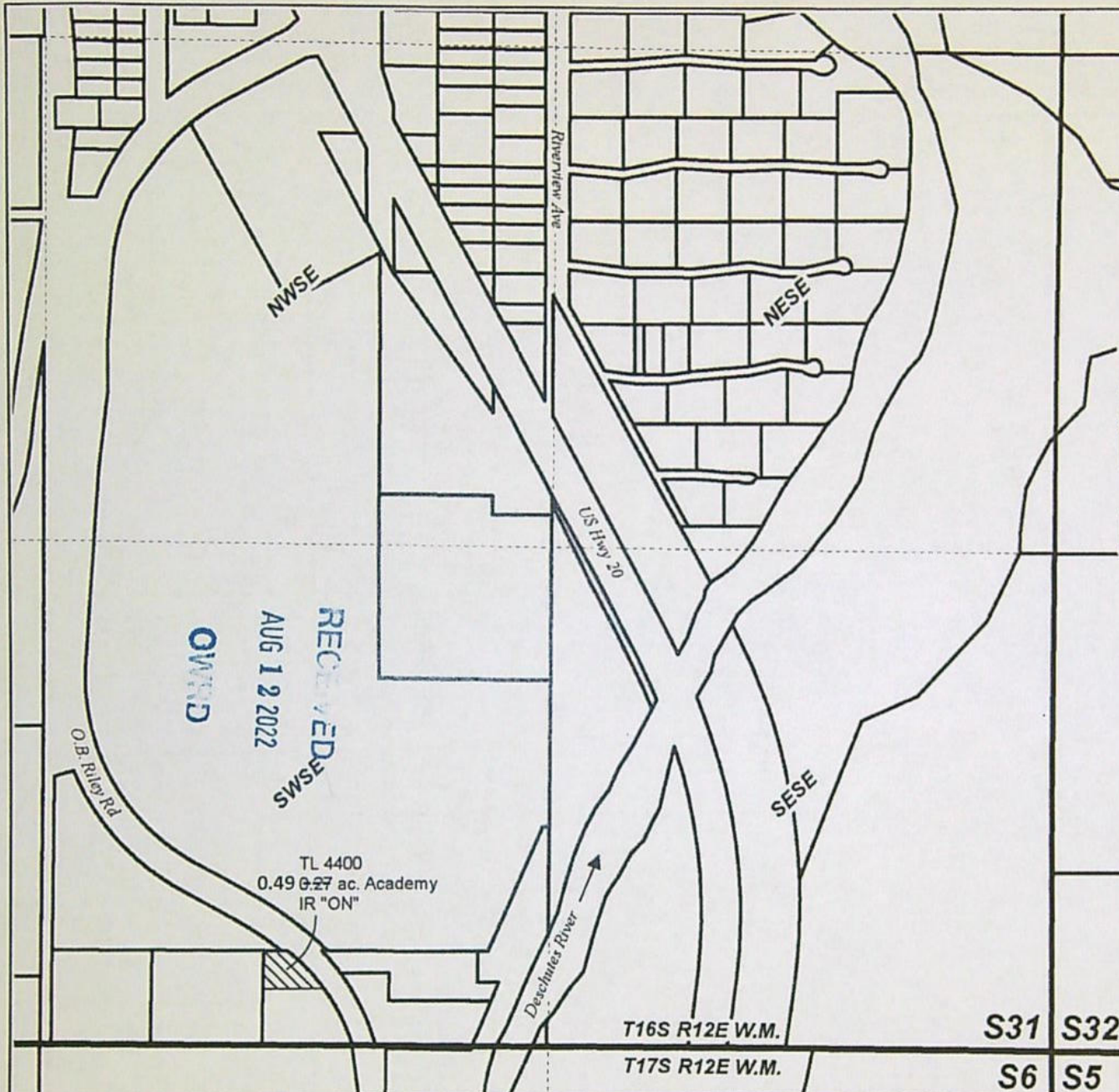
PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

"ON" MAP 2 OF 3
Cert: 94175

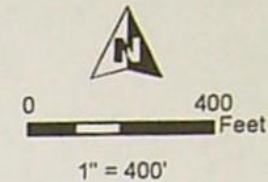
This map is not intended
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or locations of property
ownership lines.






WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

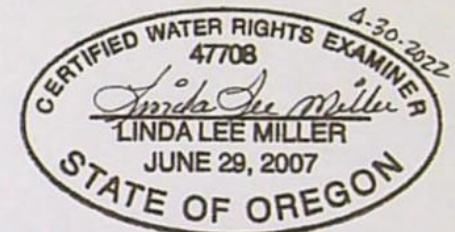
Date: 4/29/2022



**T16S R12E, WM
DESCHUTES COUNTY, OR**



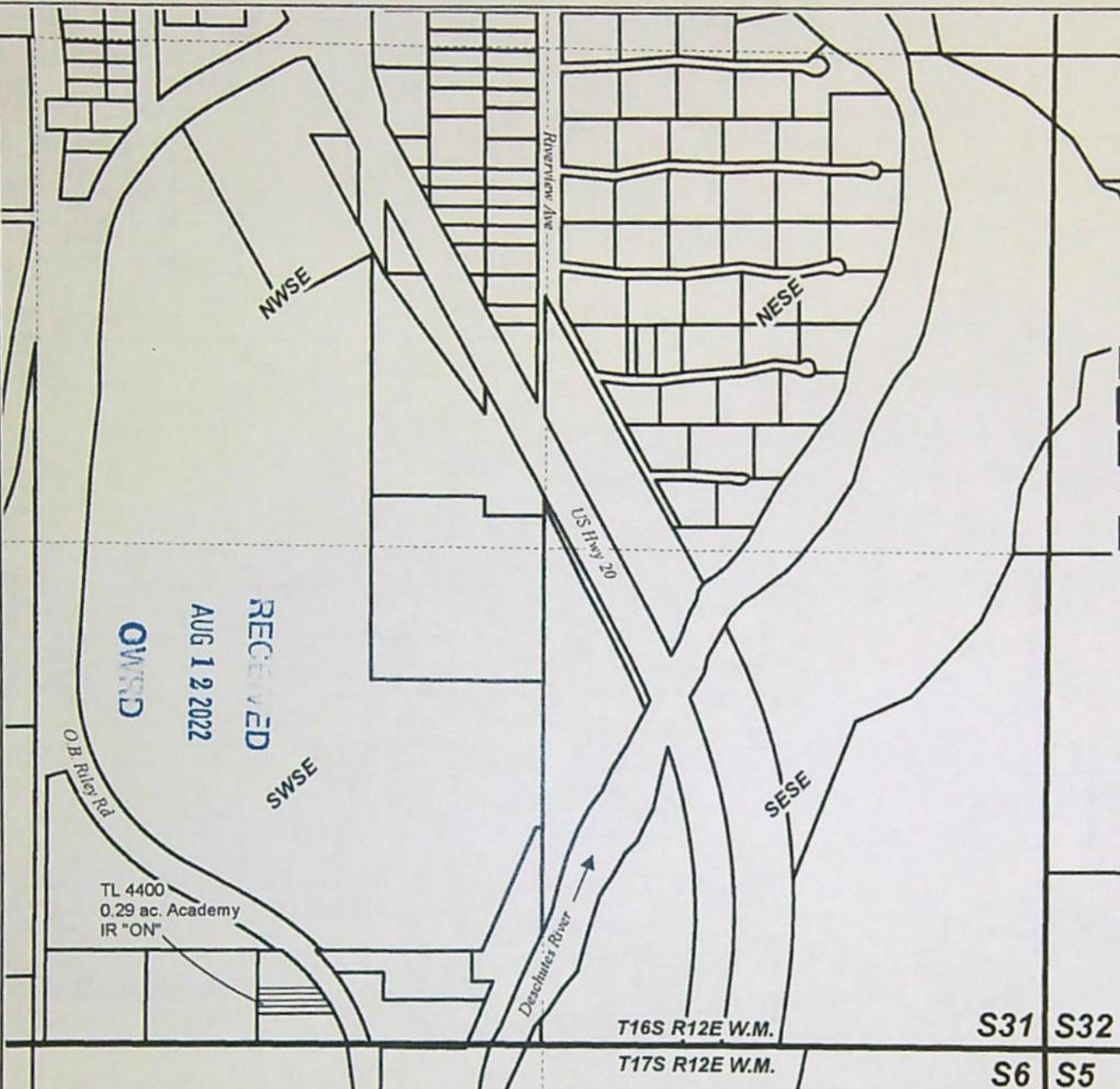
-  C-76465 POU IR "ON" 9/30/1952 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

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T16S R12E W.M.
T17S R12E W.M.

S31 S32
S6 S5

**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

"ON" MAP 1 OF 3
Cert: 76465

This map is not intended
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or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837







Date: 4/29/2022

T16S R12E, WM
DESCHUTES COUNTY, OR



0 400
Feet

1" = 400'

-  C-94175 POU DM/IR "OFF" 8/25/1938 Priority
-  C-94175 POU IR "Remaining" 8/25/1938 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RENEWAL DATE 12/31/2024



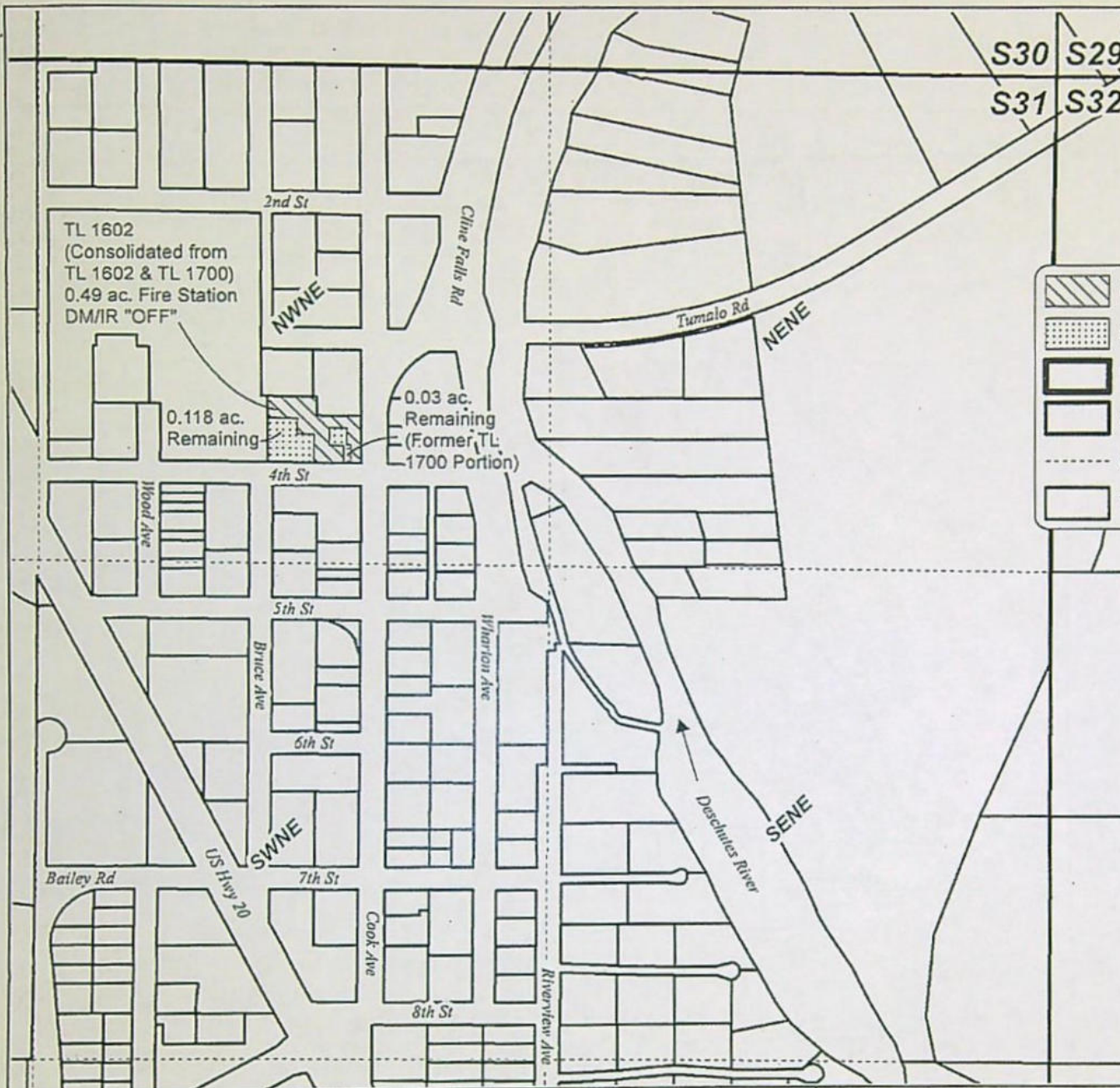
**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

"OFF" MAP 2 OF 2
Cert: 94175

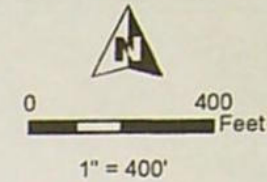
This map is not intended
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ownership lines.






WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2637

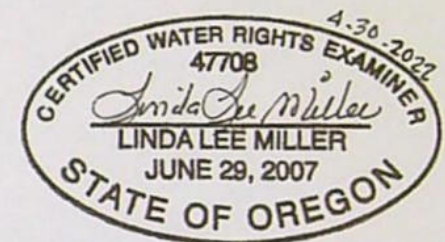
Date: 7/24/2023



T16S R12E, WM
DESCHUTES COUNTY, OR



-  C-94175 POU DM/R "OFF" 8/25/1938 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RECEIVED RENEWAL DATE 12/31/2022

JUL 05 2022

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PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

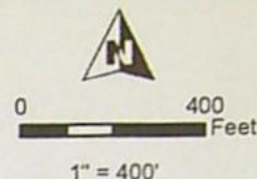
"OFF" MAP 2 OF 2
Cert: 94175

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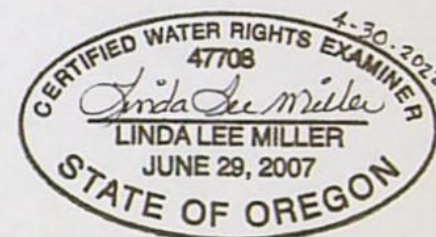
WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 4/29/2022

T16S R12E, WM
DESCHUTES COUNTY, OR



- C-76465 POU IR "OFF" 9/30/1952 Priority
- Township
- Section
- Quarter Quarter
- Tax Lot

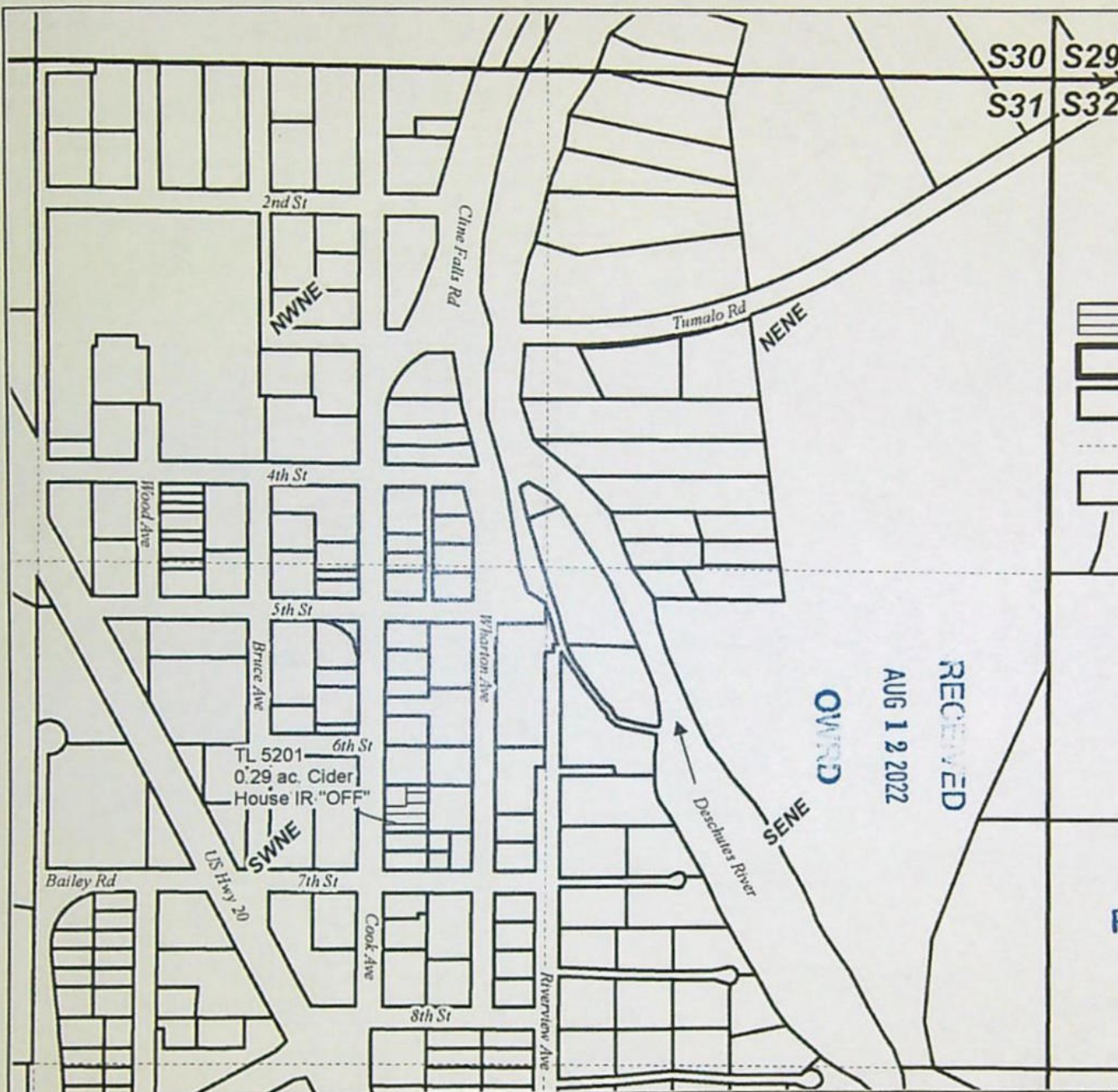


RENEWAL DATE 12/31/2022

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PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

Date: 4/29/2022

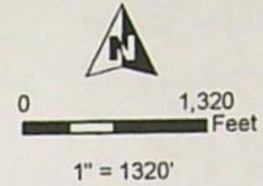
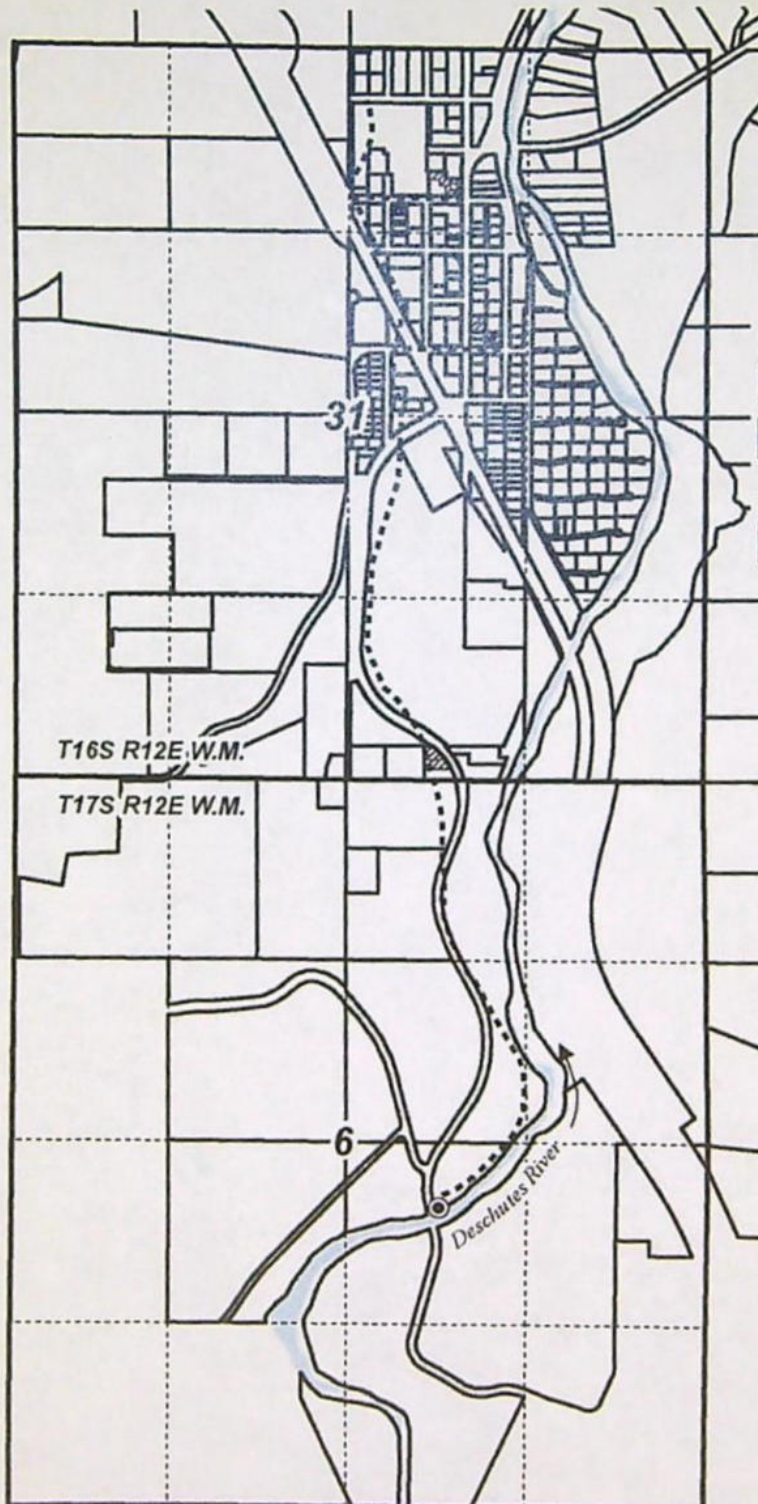
"OFF" MAP 1 OF 2
Cert: 76465

This map is not intended
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or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

POD Location: 2230' N, 1650' W of SE Cor Sec 6

**T16S R12E &
T17S R12E, WM
DESCHUTES COUNTY, OR**



● Authorized POD & Weir C-76465 & C-94175

----- Ditch/Pipelines

▨ POU

□ Section

----- Quarter Quarter

□ Tax Lot

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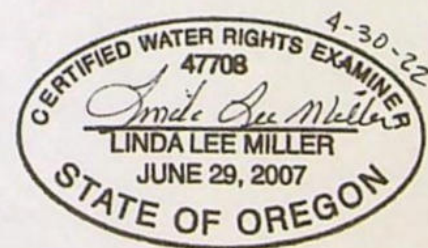
JUL 05 2022

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RENEWAL DATE 12/31/2022



Cert: 76465 & C-94175

Source: USGS, EPA

**PERMANENT TRANSFER POD MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

Date: 4/29/2022

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

TTDIC AERIAL

2017 GOOGLE EARTH IMAGERY

NWNE

NENE

Legend

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JUL 12 2022
OWRD

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JUL 05 2022
OWRD

AUG 12 2022

REC'D

SWNE

SENE



500 ft

Survey
Google Earth



TTDIC AERIAL
2017 GOOGLE EARTH IMAGERY

NWNE

NENE

Legend

Tumalo Rd

Good Ave

5th St

Good Ave

Wierman Ave

Deschutes River

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JUL 05 2022
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REC'D
AUG 12 2022

SWNE

SENE



500 ft

Survey
Google Earth

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

RECEIPT # **138911**

INVOICE # _____

(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM: <u>Tumalo Town District</u>	APPLICATION	
BY: _____	PERMIT	
	TRANSFER	<u>T-14071</u>
CASH: <input type="checkbox"/> CHECK: # <u>1373</u> OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D \$ <u>1,970.00</u>	

1083 TREASURY	4170 WRD MISC CASH ACCT
0407 COPIES	\$
OTHER: (IDENTIFY) _____	\$
0243 I/S Lease _____	0244 Muni Water Mgmt. Plan _____
	0245 Cons. Water _____

4270 WRD OPERATING ACCT	
MISCELLANEOUS	
0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY) _____	\$
TC162 DEPOSIT LIAB. (IDENTIFY) _____	\$
0240 EXTENSION OF TIME	\$
WATER RIGHTS:	
0201 SURFACE WATER	\$
0203 GROUND WATER	\$
0205 TRANSFER	\$ <u>1,970.00</u>
WELL CONSTRUCTION	
0218 WELL DRILL CONSTRUCTOR	\$
LANDOWNER'S PERMIT	\$
OTHER (IDENTIFY) _____	\$

0536 TREASURY	0437 WELL CONST. START FEE
0211 WELL CONST START FEE	\$
0210 MONITORING WELLS	\$
OTHER (IDENTIFY) _____	\$

0607 TREASURY	0467 HYDRO ACTIVITY	LIC NUMBER
0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HYDRO APPLICATION		\$

TREASURY	OTHER / RDX
FUND _____	TITLE _____
OBJ. CODE _____	VENDOR # _____
DESCRIPTION _____	\$

RECEIPT: **138911**

DATE: 08/12/22

BY: [Signature]

Application for **SUPERSEDED**
Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

This transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.

For questions, please call (503) 986-0900, and ask for Transfer Section.

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

JUL 05 2022

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed 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 new 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 Water Rights to be Transferred: **How many water rights are to be transferred? 3 List them here: C-76465 & C-94175**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

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Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☒ ☐ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☒ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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
- ☐ Evidence of Use Form not enclosed or incomplete
- ☐ Additional signature(s) required
- ☐ Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

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Part 2 of 5 – Transfer Application Map

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

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

- ☒ ☐ N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- ☐ ☒ 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 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), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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AUG 12 2022

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

[illegible]

*Example for Line 5a 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. For irrigation calculate cfs for each water right involved as follows:
 - a. 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 ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - b. 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, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
2. 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 5a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

FEE WORKSHEET for SUBSTITUTION

1	Base Fee (includes change to one well)	1	\$990.00
	Number of wells included in substitution _____ (2a) Subtract 1 from the number in 2a above: _____ (2b) <i>If only one well this will be 0</i>		
2	Multiply line 2b by \$480 and enter » » » » » » » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » Fee for Substitution:	3	

Revised 7/1/2021

Permanent Transfer Application Form — Page 3 of 12

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Application Form - Page 1
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AUG 12 2022

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME TUMALO TOWN DISTRICT IMPROVEMENT COMPANY		PHONE NO. 541-241-9585	ADDITIONAL CONTACT NO.
ADDRESS 64682 COOK AVE BOX 54			FAX NO.
CITY BEND	STATE OR	ZIP 97703	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1830			FAX NO.
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:

TRANSFER A PORTION OF 2 CERTIFICATES TO A NEW PLACE OF USE.

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

Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: **BEND BULLETIN**.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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


Nena Close
Applicant signature

Nena Close, Sec./Treasurer 6/22/22
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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

- ☐ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☒ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:
https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME TAX LOT 4400		PHONE NO.	ADDITIONAL CONTACT NO.
Cascades Academy of Central Oregon Attn: Mark Stamler		541-382-0699	
ADDRESS			FAX NO.
19860 TUMALO RESERVOIR RD			
CITY	STATE	ZIP	E-MAIL
BEND	OR	97703	stamler@cascadesacademy.org
Describe any special ownership circumstances:			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input checked="" type="checkbox"/> Receiving Landowner			

☒ 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. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME TUMALO IRRIGATION DISTRICT	ADDRESS 64697 COOK AVE	
CITY BEND	STATE OR	ZIP 97703

☐ 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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME DESCHUTES COUNTY COMMUNITY DEVELOPMENT	ADDRESS 117 NW LAFAYETTE AVE	
CITY BEND	STATE OR	ZIP 97703

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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

CERTIFICATE # **76465**

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Description of Water Delivery System

JUL 05 2022

System capacity: **0.087** cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **DIRECT DIVERSION THROUGH HEADGATE TO DITCH TO PIPED DOMESTIC TYPE COMMUNITY SYSTEM SPRINKLERS.**

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		17	S	12	E	6	NW	SE	100	2230' N, 1650' W OF SE COR SEC 6
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of 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 type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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.

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 Changes to Water Right Certificate # 76465

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date		
EXAMPLE																						
2	S	9	E 15 NE NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E 1 NW NW	500	1	10.0		POD #5	1901		
											2	S	9	E 2 SW NW	500		5.0		POD #6	1901		
16	S	12	E 31 SW NE	5201		0.29	IR	POD 1	1952	POU	16	S	12	E 31 SW SE	4400		0.29	IR	POD 1	1952		
TOTAL ACRES:						0.29					TOTAL ACRES:						0.29					

Additional remarks:_____.

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Certificate # 76465

For Place of Use or Character 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: _____.

Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # _____

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For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

- ☐ Well log(s) are attached 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 for any wells that do not have a well log. For *proposed wells 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

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 additional rows to tables within the form.

CERTIFICATE # 94175

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JUL 05 2022

Description of Water Delivery System

System capacity: 0.8807 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. DIRECT DIVERSION THROUGH HEADGATE TO DITCH TO PIPED DOMESTIC TYPE COMMUNITY SYSTEM SPRINKLERS.

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		17	S	12	E	6	NW SE	100	2230' N, 1650' W OF SE COR SEC 6
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed									
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed									

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of 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 type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 94175

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date							
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901	
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901	
16	S	12	E	31	NW	NE	1602		0.49	IR & DM	POD 1	1938	POU	16	S	12	E	31	SW	NE	5200		0.04	IR & DM	POD 1	1938	
													"	"	"	"	"	"	SW	NE	5205		0.11	IR & DM	POD 1	1938	
													"	"	"	"	"	"	SW	NE	5207		0.07	IR	POD 1	1938	
													"	16	S	12	E	31	SW	SE	4400		0.27	IR	POD 1	1938	
TOTAL ACRES:									0.49					TOTAL ACRES:									0.49				

Additional remarks: Tax Lot 1602 results from a consolidation of Tax Lot 1602 - listed on cert as "Bend-City of Tumalo Fire Station" AND Tax Lot 1700 - listed on cert as "Scott, Steve". The two domestic uses associated with the "OFF" lands are being changed to Tax Lot 5205 - owned by "K & T Roark, LLC" and Tax Lot 5207 - owned by "Paul, Brek Daniel et al."


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For Place of Use or Character 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:_____.

 Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

RECEIVED**JUL 05 2022****For a change from Supplemental Irrigation Use to Primary Irrigation Use**

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:**OWRD**

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right

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Tumalo Town District Improvement Company Tax Lots for Land Use Information Form:

1712060000100
1712060000200
1712060000301
1712060000302
161231D004400 Proposed for Irrigation Use
161231D002401
161231D002400
161231D000501
161231D000503
161231A006101
161231A006100
161231A006000
161231A005598
161231A005599
161231A004100
161231A003700
161231A003600
161231A003500
161231A001200
161231A005200 Proposed for Irrigation Use and Domestic Use
161231A005205 Proposed for Irrigation Use and Domestic Use
161231A005207 Proposed for Irrigation Use and Domestic Use

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All lots that are used for using, diverting, and conveying the water are included per OWRD requirements. Only 4 of the lots are being proposed for water use, the other lots have a diversion or pipeline or ditch conveying the water.

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

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NOTE TO APPLICANTS

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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.

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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

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Applicant(s): TUMALO TOWN DISTRICT IMPROVEMENT COMPANY

Mailing Address: 64682 COOK AVE #54

City: BEND

State: OR

Zip Code: 97703

Daytime Phone: 541-241-9585

OWRD

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>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>100</u>	<u>EFUTRB/MUA10/ FP</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>200</u>	<u>EFUTRB/MUA10/ FP</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>301</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>302</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>4400</u>	<u>SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2401</u>	<u>TUI</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2400</u>	<u>TUI/SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>501</u>	<u>TUR/SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>503</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6101</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6000</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5598</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5599</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>4100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3700</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3600</u>	<u>TUR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3500</u>	<u>TUR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>1200</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5200</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5205</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5207</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>

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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) DESCHUTES RIVER & SEEPAGE FROM TUMALO CREEK

Estimated quantity of water needed: 0.044 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 2 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other

Briefly describe:

The applicant is proposing to change the place of use for a portion of 2 certificates.

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. →

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For Local Government Use Only

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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: _____

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Transaction Receipt
Record ID: 247-22-000359-PS
IVR Number: 247023888806

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

Receipt Number: 486573

Receipt Date: 5/4/22

www.deschutes.org/cd

Worksite address: 64120 OB RILEY RD, BEND, OR 97703

Parcel: 161231A001200

Fees Paid					
Transaction date	Units	Description	Account code	Fee amount	Paid amount
5/4/22	1.00 Qty	Permit Sign-Off for Other Agency - LUCS sign off		\$98.00	\$98.00
Payment Method: Credit card authorization: 374552 Payer: John A. Short Payment Amount: \$98.00					
Paid through ePermitting website				Receipt Total:	\$98.00

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Mailing Date:
Wednesday, May 18, 2022

COMMUNITY DEVELOPMENT

May 17, 2022

247-22-000359-PS

Tax Map: 16-12-31D, Tax Lot 4400 – Zoned Surface Mining(SM)/Landscape Management (LM)

Tax Map: 16-12-31A, Tax Lot 5200 - Zoned Tumalo Commercial District (TUC)/Landscape Management/Surface Mining Impact Area (SMIA)

Tax Map: 16-12-31A, Tax Lot 5205 - Zoned Tumalo Commercial District (TUC)/Landscape Management/Surface Mining Impact Area (SMIA)

Tax Map 16-12-1A, Tax Lot 5207 - Zoned Tumalo Commercial District (TUC)/Landscape Management/Surface Mining Impact Area (SMIA)

Request: The applicant has requested a Land Use Compatibility Statement (LUCS) for a water right transfer permit pertaining to surface water from the Deschutes River and seepage from Tumalo Creek. The request form indicates 0.044 cubic feet per second of surface water is needed for the intended use of irrigation and domestic for up to three households. The application form lists a number of other tax lots. However, as the applicant notes, the other tax lots listed on the LUCS form are used for diverting and/or conveying. Only four of the lots are being proposed for water use, the other lots have a diversion, pipeline, or ditch conveying the water. Therefore, staff only addresses the four lots proposed for new water use as part of this LUCS.

Land Use Compatibility Statement: Staff interprets the applicant's request as a new proposal for irrigation and domestic use.

As noted above, Tax Lot 4400 is the only property within the SM Zone and water is proposed to be used for "irrigation" purposes. Farm use is allowed outright in this zone. Deschutes County Code (DCC) defines "farm use" as:

"Farm use" means the current employment of land for the primary purpose of obtaining a profit in money by raising, harvesting and selling crops or by the feeding, breeding, management and sale of, or the produce of, livestock, poultry, fur-bearing animals or honeybees or for dairying and the sale of dairy products or any other agricultural or horticultural use or animal husbandry or any combination thereof. "Farm use" includes the preparation, storage and disposal by marketing or otherwise of the products or by-products raised on such land for human or animal use. "Farm Use" also includes the current employment of the land for the primary purpose of obtaining a profit in money by stabling or training equines, including but not limited to, providing riding lessons, training clinics and schooling shows. "Farm use" also includes the propagation, cultivation, maintenance and harvesting of aquatic species and bird and animal species to the extent allowed by the rules adopted by the State Fish and Wildlife Commission. "Farm use" includes the on-site construction and maintenance of equipment and facilities used for the

activities described above. "Farm use" does not include the use of land subject to the provisions of ORS chapter 321, except land used exclusively for growing cultured Christmas trees as defined in ORS 215.203(3). Current employment of the land for farm use also includes those uses listed under ORS 215.203(2)(b).

Tax Lots 5200, 5205, and 5207 are located in the TUC Zone District. A single-family dwelling or duplex is a residential (domestic) use that is allowed outright in the TUC Zone District.

Deschutes County Code (DCC) defines "residential", "single-family dwelling" and "two-family dwelling" as:

- "Residential" means any dwelling unit or group of units built or used for human occupancy.
- "Dwelling, single family" means a detached building containing one dwelling unit and designed for occupancy by one family only, not including temporary structures such as tents, teepees, travel trailers and other similar structures.
- "Dwelling, two-family" means a building containing two dwelling units and designed for occupancy by two families.

The applicant notes that the irrigation uses would be for domestic lawn and garden purposes. Farm use is not a permitted use in the TUC Zone.

This LUCS only confirms that the use of irrigation water for "irrigation use" and "domestic use" is allowed outright on the subject properties. The applicant does not propose to establish any new land uses within Deschutes County as part of this LUCS. To the extent other uses or structures are included on the OWRD LUCS application sheet, this LUCS does not review or approve those uses.

To the extent the irrigation is for crops including marijuana/cannabis, staff notes this LUCS does not confirm compliance with State or Federal administered regulations for medical or recreational marijuana. Additionally, there are specific County regulations for both medical and recreational marijuana. This LUCS does not expressly or implicitly confirm the subject property could comply with the adopted rules governing medical or recreational marijuana. The applicant/property owner shall comply with all applicable regulations in place at the time of establishment of the use.

This LUCS does not review or approve:

- Construction of buildings or fencing,
- Earthmoving or construction in floodplains,
- Earthmoving, construction, or vegetation changes in wetlands,
- Surface mining, and/or
- Other primary or accessory uses regulated by the Deschutes County Code

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Each of the listed uses above would require separate land use permits and/or building permits, which are not covered by this LUCS. On-site sales and on-site processing of farm crops may require additional permits. Any development on the property are subject to all requirements of Title 18 of the Deschutes County Code (DCC), the requirements of Environmental Soils and Building Safety Divisions, and the Deschutes County Road Department for access to public roads.

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

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NOTE TO APPLICANTS

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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.

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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): TUMALO TOWN DISTRICT IMPROVEMENT COMPANYMailing Address: 64682 COOK AVE #54City: BENDState: ORZip Code: 97703Daytime Phone: 541-241-9585

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>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>100</u>	<u>EFUTRB/MUA10/ FP</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>200</u>	<u>EFUTRB/MUA10/ FP</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>301</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>302</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>4400</u>	<u>SM</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>IR</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2401</u>	<u>TUI</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2400</u>	<u>TUI/SM</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>501</u>	<u>TUR/SM</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>503</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>101</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6000</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5598</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5599</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>4100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3700</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3600</u>	<u>TUR</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3500</u>	<u>TUR</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>1200</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5200</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5205</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5207</u>	<u>TUC</u>	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>IR & DM</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) DESCHUTES RIVER & SEEPAGE FROM TUMALO CREEK

Estimated quantity of water needed: 0.044 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☒ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 2 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other

Briefly describe:

The applicant is proposing to change the place of use for a portion of 2 certificates.

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. →

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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 18.52, 18.67
- ☐ 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.

See attached statement

Name: Haleigh King Title: Associate Planner
 Signature: Haleigh King Phone: 541-383-6710 Date: 5-17-22
 Government Entity: Deschutes County CDD

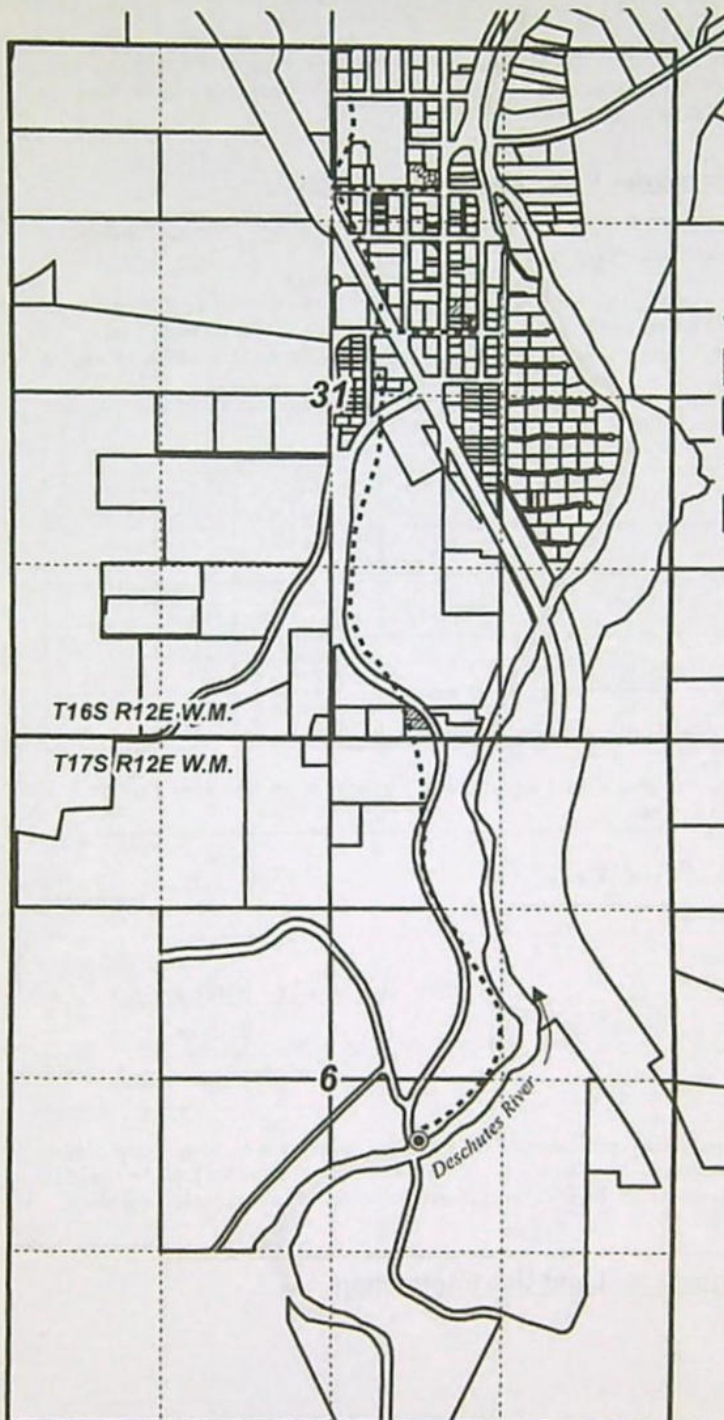
Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use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

POD Location: 2230' N, 1650' W of SE Cor Sec 6

**T16S R12E &
T17S R12E, WM
DESCHUTES COUNTY, OR**



- Authorized POD & Weir C-76465 & C-94175
- Ditch/Pipelines
- ▨ POU
- Section
- Quarter Quarter
- Tax Lot

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RENEWAL DATE 12/31/2022



Cert: 76465 & C-94175

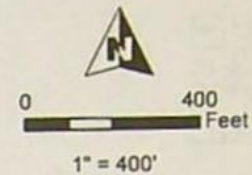
**PERMANENT TRANSFER POD MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

Date: 4/29/2022

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

T16S R12E, WM
DESCHUTES COUNTY, OR



- C-94175 POU DM/IR "ON" 8/25/1938 Priority
- Township
- Section
- Quarter Quarter
- Tax Lot



RENEWAL DATE 12/31/2022



PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.

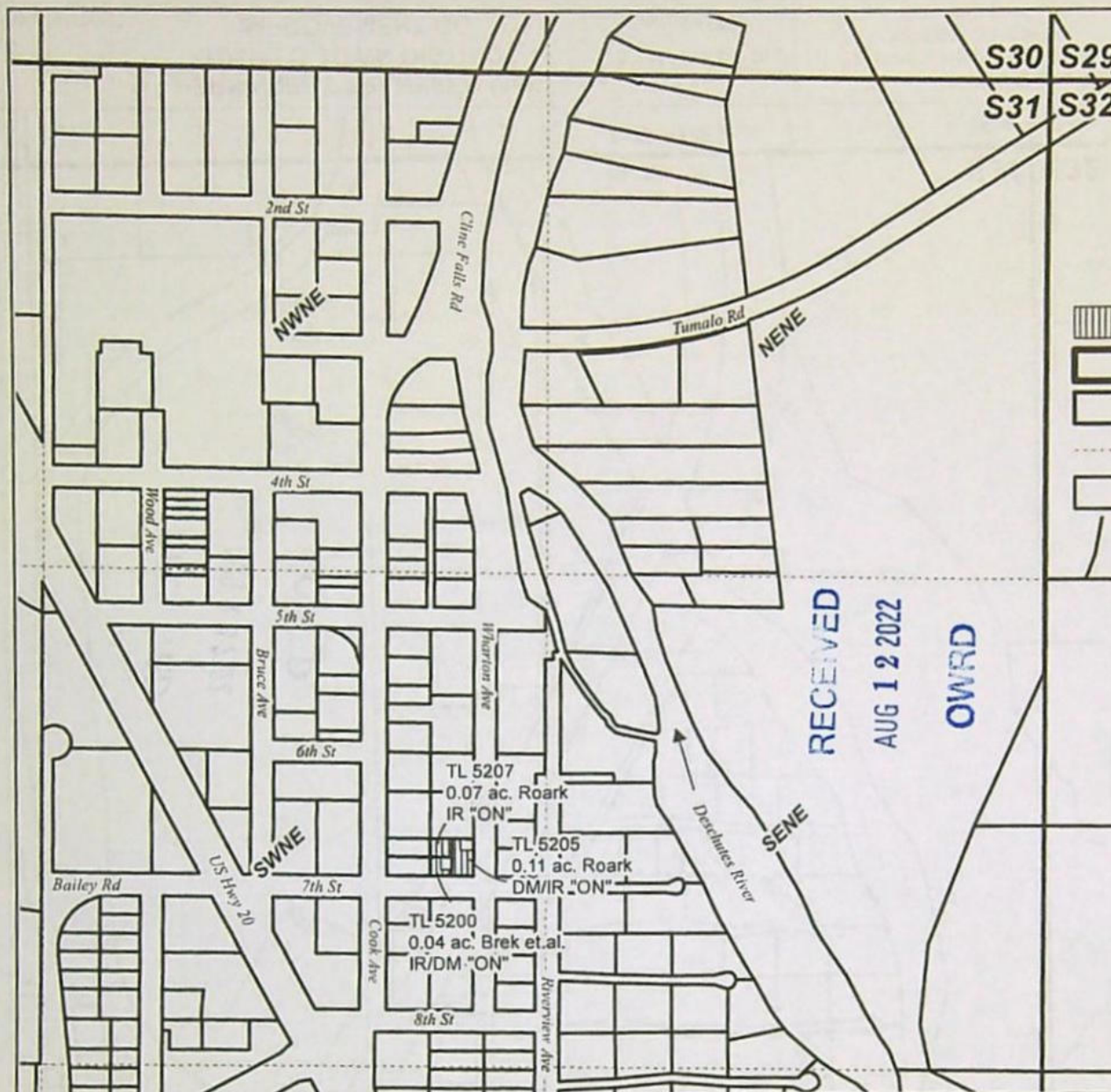
"ON" MAP 3 OF 3
Cert: 94175

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

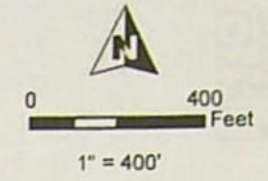
WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837






4/29/2022

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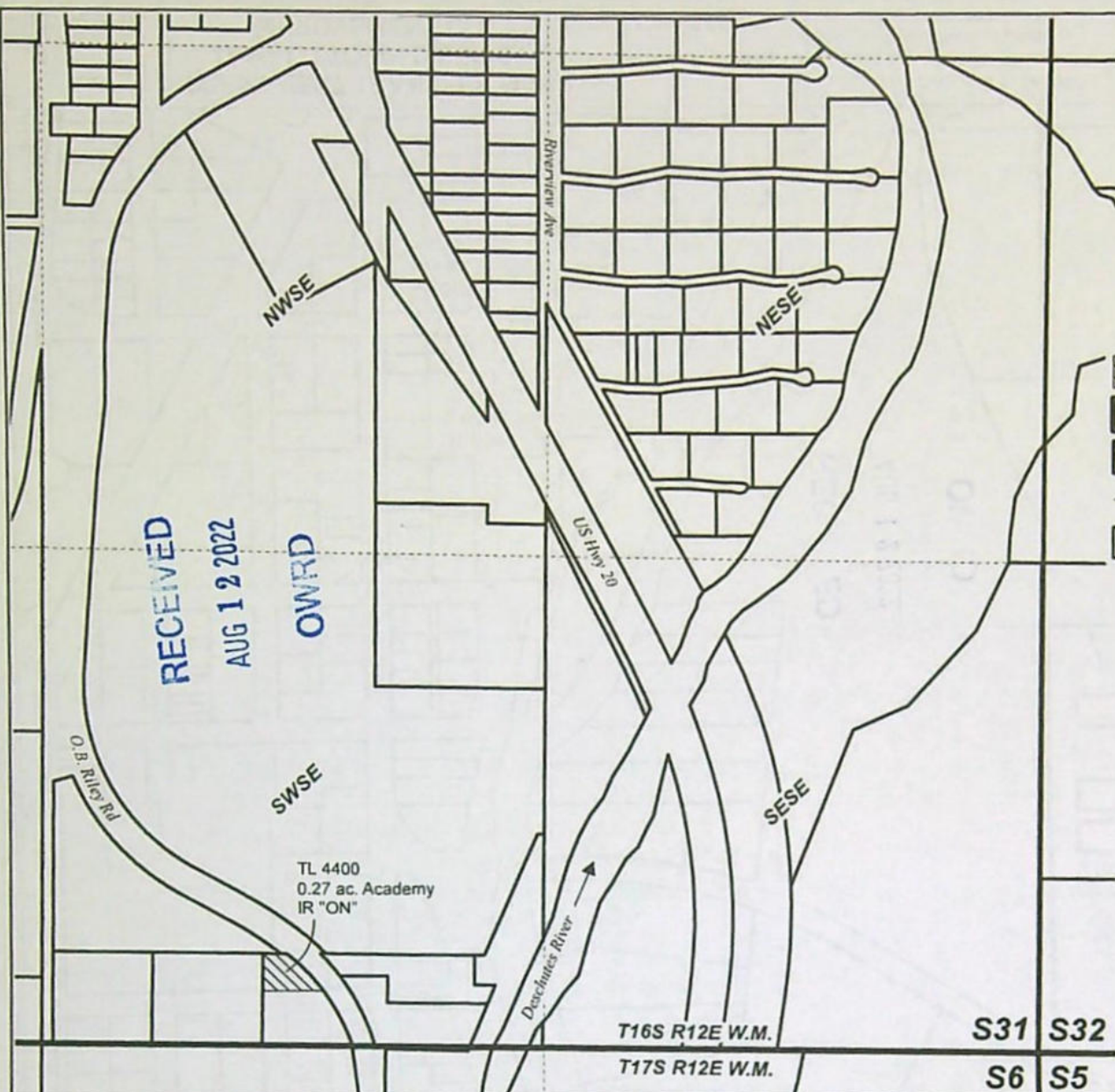
**T16S R12E, WM
DESCHUTES COUNTY, OR**



-  C-94175 POU IR "ON" 8/25/1938 Priority
-  Township
-  Section
-  Quarter Quarter
-  Tax Lot



RENEWAL DATE 12/31/2022



**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

**"ON" MAP 2 OF 3
Cert: 94175**

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

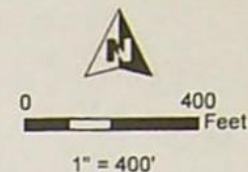
WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Date: 4/29/2022

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TL 4400
0.27 ac. Academy
IR "ON"

**T16S R12E, WM
DESCHUTES COUNTY, OR**



- C-76465 POU IR "ON" 9/30/1952 Priority
- Township
- Section
- Quarter Quarter
- Tax Lot



RENEWAL DATE 12/31/2022



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O.B. Riley Rd

TL 4400
0.29 ac. Academy
IR "ON"

SWSE

NWSE

SESE

NESE

US Hwy 20

Deschutes River

T16S R12E W.M.
T17S R12E W.M.

S31 S32
S6 S5

**PERMANENT TRANSFER MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

4/29/2022

"ON" MAP 1 OF 3
Cert: 76465

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

Tumalo Town District Improvement Company Tax Lots for Land Use Information Form:

1712060000100
1712060000200
1712060000301
1712060000302
161231D004400 Proposed for Irrigation Use
161231D002401
161231D002400
161231D000501
161231D000503
161231A006101
161231A006100
161231A006000
161231A005598
161231A005599
161231A004100
161231A003700
161231A003600
161231A003500
161231A001200
161231A005200 Proposed for Irrigation Use and Domestic Use
161231A005205 Proposed for Irrigation Use and Domestic Use
161231A005207 Proposed for Irrigation Use and Domestic Use

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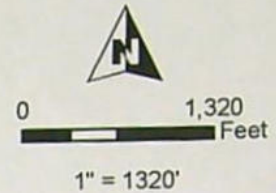
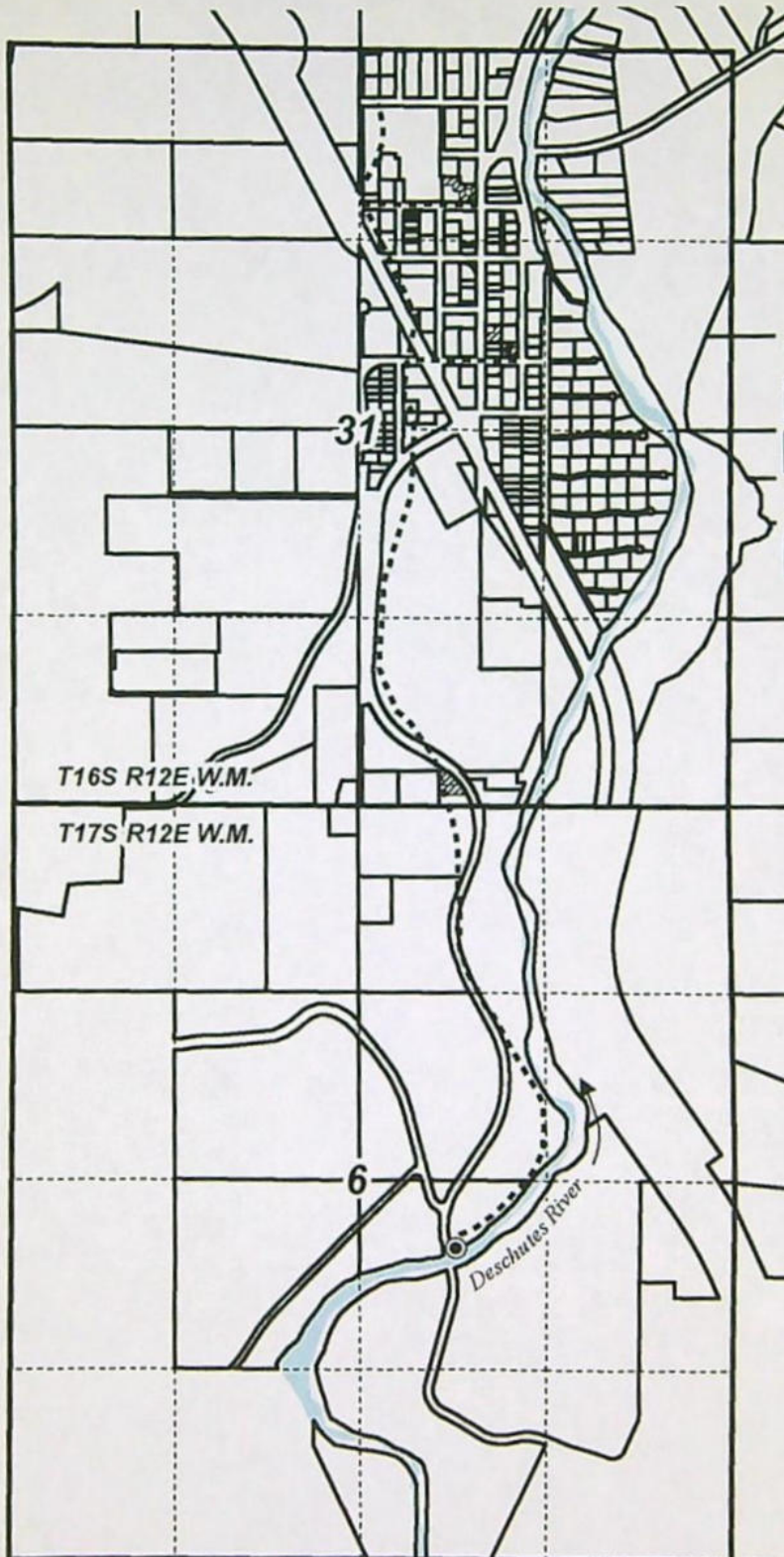
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All lots that are used for using, diverting, and conveying the water are included per OWRD requirements. Only 4 of the lots are being proposed for water use, the other lots have a diversion or pipeline or ditch conveying the water.

POD Location: 2230' N, 1650' W of SE Cor Sec 6

**T16S R12E &
T17S R12E, WM
DESCHUTES COUNTY, OR**



- Authorized POD & Weir C-76465 & C-94175
- Ditch/Pipelines
- ▨ POU
- Section
- Quarter Quarter
- Tax Lot

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RENEWAL DATE 12/31/2022



Cert: 76465 & C-94175

Source: USGS, EPA

**PERMANENT TRANSFER POD MAP
TUMALO TOWN DISTRICT
IMPROVEMENT CO.**

Date: 4/29/2022

This map is not intended
to provide legal dimensions
or locations of property
ownership lines.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
WWW.OREGONWATER.US CCB # 197121
johnshort@usa.com 541-389-2837

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 TUMALO TOWN DISTRICT IMPROVEMENT COMPANY		PHONE (HM)	
PHONE (WK)	CELL 541-241-9585	FAX	
ADDRESS 64682 COOK AVE #54			
CITY BEND	STATE OR	ZIP 97703	E-MAIL**

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2. DISTRICT or WATER SUPPLIER INFORMATION

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

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

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

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

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	76465	YES <input checked="" type="checkbox"/>
2.		-	94175	YES <input checked="" type="checkbox"/>

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

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- 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 :

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.

Nena E. Close
Applicant Signature

Nena E. Close
Name (print)

8/16/2022
Date

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

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

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and
- (2) The district/water supplier consents to the proposed water right transfer application.
- YES ☐ NO ☐ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.
- YES ☐ NO ☐ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

Signature of District Manager /Water Supplier

Name (print), Title

Date

Received 8/16/22
95

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

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

- YES ☐ NO ☒ One or more of the current POD(s) / POA(s) involved in the transfer are served by a district/water supplier or rely on BOR water.
- YES ☐ NO ☒ All or a portion of the current POU involved in this proposed transfer receives water for either primary or supplemental irrigation from the district/water supplier; i.e., the POU is currently layered with a district or BOR water supplied water right(s).

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

- YES ☐ NO ☒ One or more of the proposed POD(s) / POA(s) involved in the transfer are currently served or will be served by a district/water supplier if the transfer is approved, or rely on BOR water.
- YES ☐ NO ☒ All or a portion of the proposed POU involved in this proposed transfer currently receives or will receive either primary or supplemental irrigation from the district/water supplier; i.e., the POU will be layered with a district/water supplier or BOR water supplied water right(s).

COMMENTS OR ADDITIONAL INFORMATION :

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4. APPLICANT'S SIGNATURE

- (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.

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



Bryce Withers <brycewrs@gmail.com>

District Notification of Water Right Transfer

1 message

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

Mon, May 2, 2022 at 8:22 AM

Hi April,

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

Thank you!

—
Bryce Withers

Water Right Specialist
(541)408-1400 cell

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

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7 attachments

TTDIC_OFF_MAP_2_v2.pdf
319K

TTDIC_OFF_MAP_1.pdf
314K

TTDIC_ON_MAP_2.pdf
301K

TTDIC_ON_MAP_1.pdf
301K

TTDIC_ON_MAP_3.pdf
320K

TTDIC_POD_MAP_1.pdf
346K

Supplemental_Form_D_non-district_transfer_within_District_TID.pdf
128K

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss

County of DESCHUTES

I, NENA CLOSE, in my capacity as SECRETARY/TREASURER TUMALO TOWN DIST. IMPROVEMENT CO.,

mailing address 64682 COOK AVE BOX 54

telephone number (541)241-9585, being first duly sworn depose and say:

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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)
76465	16	S	12	E	WM	31	SW	NE		0.29
94175	16	S	12	E	WM	31	NW	NE		0.49

OR

☐ Confirming Certificate # _____ has been issued within the past five years; **OR**

☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: _____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**

☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use
would be rebutted under ORS 540.610(2) is attached.

☐ Water has been used at the actual current point of diversion or appropriation for more than
10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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TACS

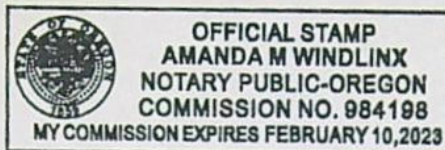
OWRD

3. The water right was used for: (e.g., crops, pasture, etc.): DOMESTIC USES, LANDSCAPING, LAWN & GARDEN
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.

Arena Close
Signature of Affiant

06/22/22
Date

Signed and sworn to (or affirmed) before me this 22 day of June, 2022.



Amanda Windlinx
Notary Public for Oregon

My Commission Expires: 2/10/2023

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

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

June 24, 2023**OWRD**

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 Changes to Water Right Certificate # 94175List the change proposed for the acreage in each $\frac{1}{4}$ $\frac{1}{4}$. If more than one change is proposed, specify the acreage associated with each change.

If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.													
Twp	Rng	Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
EXAMPLE																											
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901	
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901	
16	S	12	E	31	NW	NE	1602		0.23	IR & DM	POD 1	1938	POU	16	S	12	E	31	SW	NE	5200		0.04	IR & DM	POD 1	1938	
"	"	"	"	"	"	"	1700 (former)		0.26	"	"	"	"	"	"	"	"	"	SW	NE	5205		0.11	IR & DM	POD 1	1938	
													"	"	"	"	"	"	SW	NE	5207		0.07	IR	POD 1	1938	
													"	16	S	12	E	31	SW	SE	4400		0.27	IR	POD 1	1938	
TOTAL ACRES:									0.49					TOTAL ACRES:									0.49				

Additional remarks: Tax Lot 1602 results from a consolidation of Tax Lot 1602 - listed on cert as "Bend-City of Tumalo Fire Station" AND Tax Lot 1700 - listed on cert as "Scott, Steve". The TL 1602 portion will retain 0.118 ac IR, the former TL 1700 will retain 0.03 ac. IR, however, due to the consolidation, the entirety (0.118 ac. + 0.03 ac. = 0.148 ac.) of the remaining right will be appurtenant to TL 1602. The two domestic uses associated with the "OFF" lands are being changed to Tax Lot 5205 - owned by "K & T Roark, LLC" and Tax Lot 5200 ~~5207~~ - owned by "Paul, Brek Daniel et al.".

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.

SUPERSEDED

Table 2. Description of Changes to Water Right Certificate # 94175

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
16	S	12	E	31	NW	NE	1602	.348	0.49	IR & DM	POD 1	1938	POU	16	S	12	E	31	SW	NE	5200		0.04	IR & DM	POD 1	1938
							1700	.29					"	"	"	"	"	"	SW	NE	5205		0.11	IR & DM	POD 1	1938
								.638					"	"	"	"	"	"	SW	NE	5207		0.07	IR	POD 1	1938
									.148				"	16	S	12	E	31	SW	SE	4400		0.27	IR	POD 1	1938
TOTAL ACRES:									0.49					TOTAL ACRES:									0.49			

Additional remarks: Tax Lot 1602 results from a consolidation of Tax Lot 1602 - listed on cert as "Bend-City of Tumalo Fire Station" AND Tax Lot 1700 - listed on cert as "Scott, Steve". The two domestic uses associated with the "OFF" lands are being changed to Tax Lot 5205 - owned by "K & T Roark, LLC" and Tax Lot 5207 - owned by "Paul, Brek Daniel et al.".

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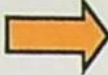
SUPERSEDED

Certificate # **94175**

For Place of Use or Character 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: _____.

 Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation)

Ground water supplemental Permit or Certificate # _____;

Surface water primary Certificate # _____.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

JUL 05 2022

Identify the primary certificate to be cancelled. Certificate # _____

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation:

OWRD

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened Intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right

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AUG 12 2022

OWRD



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

SUPERSEDED

August 23, 2022

TUMALO TOWN DISTRICT IMPROVEMENT CO.
64682 COOK AVE 54
BEND, OR 97701

Reference: Application T-14071

On August 12, 2022, OWRD received your water right Permanent Transfer Application. The application was accompanied by \$1970.00. Our receipt number 138911 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water in the new place of use until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

If the land is sold before the application is approved, the buyer's consent to the application will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

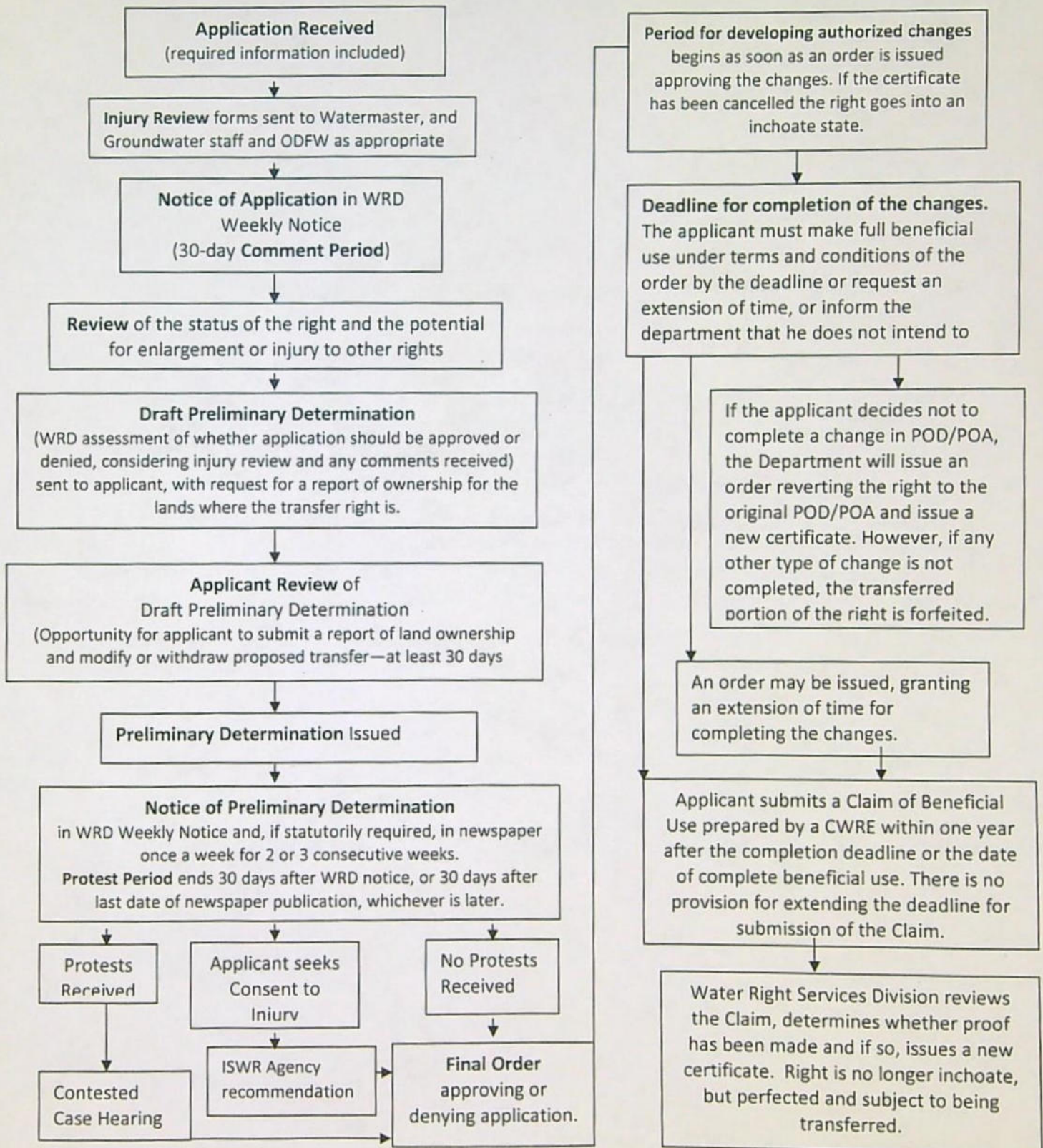
Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 979-9931.

Cc: Watermaster Dist. #11, Jeremy T. Giffin (*via email*)
Receiving Landowner: Mark Stampler
John A. Short, Agent
Tumalo Irrigation District
Enclosure

Regular Transfer Process (including "Proving Up" on the changes)

OAR 690 Division 380





Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

SUPERSEDED

July 15, 2022

Tumalo Town District Improvement Company

64682 Cook Avenue, Box 54

Bend OR, 97703

RE: Incomplete Transfer Application – Land Use Form is not signed by the County

Dear Applicant,

The Water Resources Department has received an application for a permanent transfer for certificated water rights 76465 and 94175. The application is considered incomplete as the Department does not have the authority to process the transfer without a Land Use Form that has been approved by the county.

We are hereby returning the permanent transfer application and the fees submitted. If you would still like to apply for a Permanent Transfer, please resubmit the completed application in its entirety.

Please contact the customer service number at 503-986-0801 if you need assistance with your application.

Transfer and Conservation Section
Oregon Department of Water Resources

Cc: OWRD Fiscal

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**Tumalo Town District
Improvement Company**

64682 Cook Ave. #54
Bend, OR 97703
541-241-9585

Water Resources Dept.
State of Oregon
Transfer and Conservation Section

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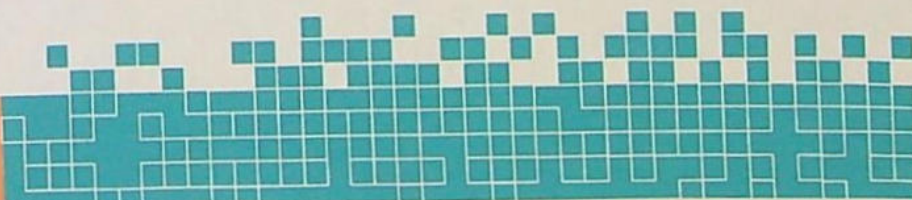
The signed Land Use form requested is included. We apologize for the inconvenience.

Sincerely,

Nena Close, Secretary/Treasurer

(cell) 541-419-6408

ttdic2@gmail.com



Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME TUMALO TOWN DISTRICT IMPROVEMENT COMPANY		PHONE NO. 541-241-9585	ADDITIONAL CONTACT NO.
ADDRESS 64682 COOK AVE BOX 54		FAX NO.	
CITY BEND	STATE OR	ZIP 97703	E-MAIL
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

AGENT/BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE NO. 541-389-2837	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1830		FAX NO.	
CITY BEND	STATE OR	ZIP 97709	E-MAIL JOHNSHORT@USA.COM
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this transfer application, and why:

TRANSFER A PORTION OF 2 CERTIFICATES TO A NEW PLACE OF USE.

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

Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

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By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: **BEND BULLETIN**.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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


Nena Close
Applicant signature

Nena Close, Sec./Treasurer 6/22/22
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 deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.*

Check the following boxes that apply:

- ☐ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- ☒ Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? ☐ Yes ☒ No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

RECEIVING LANDOWNER NAME TAX LOT 4400		PHONE NO.	ADDITIONAL CONTACT NO.
Cascades Academy of Central Oregon Attn: Mark Stamler		541-382-0699	
ADDRESS		FAX NO.	
19860 TUMALO RESERVOIR RD			
CITY	STATE	ZIP	E-MAIL
BEND	OR	97703	stamler@cascadesacademy.org
Describe any special ownership circumstances:			
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input checked="" type="checkbox"/> Receiving Landowner			

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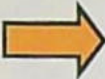
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☒ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME TUMALO IRRIGATION DISTRICT	ADDRESS 64697 COOK AVE	
CITY BEND	STATE OR	ZIP 97703

☐ 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 county, city, municipal corporation, or tribal governments within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME DESCHUTES COUNTY COMMUNITY DEVELOPMENT	ADDRESS 117 NW LAFAYETTE AVE	
CITY BEND	STATE OR	ZIP 97703

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Right Information

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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 additional rows to tables within the form.

CERTIFICATE # 76465

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Description of Water Delivery System

JUL 05 2022

System capacity: 0.087 cubic feet per second (cfs) OR

_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **DIRECT DIVERSION THROUGH HEADGATE TO DITCH TO PIPED DOMESTIC TYPE COMMUNITY SYSTEM SPRINKLERS.**

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)
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		17 S	12 E	6	NW SE	100	2230' N, 1650' W OF SE COR SEC 6
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed							

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

- | | |
|--|---|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of 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 type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- ☐ Yes Complete only the Proposed ("to" or "on" 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.

Supplemental Form D

SUPERSEDED

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 TUMALO TOWN DISTRICT IMPROVEMENT COMPANY		PHONE (HM)	
PHONE (WK)	CELL 541-241-9585	FAX	
ADDRESS 64682 COOK AVE #54			
CITY BEND	STATE OR	ZIP 97703	E-MAIL**

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2. DISTRICT or WATER SUPPLIER INFORMATION

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

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

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

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

	Application / Decree	Permit / Previous Transfer	Certificate	Is the water right in the name of a district, water supplier, or BOR*?
1.		-	76465	YES <input checked="" type="checkbox"/>
2.		-	94175	YES <input checked="" type="checkbox"/>

Attach additional pages for additional water rights if necessary.

*Bureau of Reclamation

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- 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 :

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.

Nena E. Close
Applicant Signature

Nena E. Close
Name (print)

8/16/2022
Date

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

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

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and
- (2) The district/water supplier consents to the proposed water right transfer application.
- YES ☐ NO ☐ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.
- YES ☐ NO ☐ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

Signature of District Manager /Water Supplier

Name (print), Title

Date

Received 8/16/22
95

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- 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).

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COMMENTS OR ADDITIONAL INFORMATION :

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4. APPLICANT'S SIGNATURE

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- (1) I certify that I have notified the district/water supplier about the proposed water right transfer application by [check one]:
☒ email, ☐ phone, ☐ postal mail, ☐ in person, or ☐ other (please specify) _____
- (2) I certify that to the best of my knowledge the information contained in this Supplemental Form D is true and accurate.

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Applicant Signature

Name (print)

Date

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

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

The district/water supplier certifies the following:

- (1) The district/water supplier has reviewed the applicant's proposed water right transfer application and maps; and
- (2) The district/water supplier consents to the proposed water right transfer application.
- YES ☐ NO ☐ After proof of completion, the confirming water right certificate is to remain in the name of the U.S. Bureau of Reclamation or the district/water supplier.
- YES ☐ NO ☐ The district/water supplier will be responsible for submitting the claim of beneficial use prepared by a Certified Water Rights Examiner (CWRE).

Signature of District Manager /Water Supplier

Name (print), Title

Date



SUPERSEDED

Bryce Withers <brycewrs@gmail.com>

District Notification of Water Right Transfer

1 message

Bryce Withers <brycewrs@gmail.com>

Mon, May 2, 2022 at 8:22 AM

To: April Harris <april@tumalo.org>

Hi April,

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

Thank you!

—
Bryce Withers

Water Right Specialist
(541)408-1400 cell

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

<https://oregonwater.us>

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7 attachments



TTDIC_OFF_MAP_2_v2.pdf
319K



TTDIC_OFF_MAP_1.pdf
314K



TTDIC_ON_MAP_2.pdf
301K



TTDIC_ON_MAP_1.pdf
301K



TTDIC_ON_MAP_3.pdf
320K



TTDIC_POD_MAP_1.pdf
346K



Supplemental_Form_D_non-district_transfer_within_District_TID.pdf
128K

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

SUPERCEDED

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

State of Oregon)
) ss
County of DESCHUTES

I, NENA CLOSE, in my capacity as SECRETARY/TREASURER TUMALO TOWN DIST. IMPROVEMENT CO.,
mailing address 64682 COOK AVE BOX 54
telephone number (541)241-9585, being first duly sworn depose and say:

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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)
76465	16	S	12	E	WM	31	SW	NE		0.29
94175	16	S	12	E	WM	31	NW	NE		0.49

OR

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

(continues on reverse side)

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3. The water right was used for: (e.g., crops, pasture, etc.): DOMESTIC USES, LANDSCAPING, LAWN & GARDEN
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.

Aena Close
Signature of Affiant

SUPERSEDED

06/22/22
Date

Signed and sworn to (or affirmed) before me this 22 day of June, 2022.



Amanda Windlinx
Notary Public for Oregon

My Commission Expires: 2/10/2023

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

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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): TUMALO TOWN DISTRICT IMPROVEMENT COMPANYMailing Address: 64682 COOK AVE #54City: BENDState: ORZip Code: 97703Daytime Phone: 541-241-9585

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>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>100</u>	<u>EFUTRB/MUA10/ FP</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>200</u>	<u>EFUTRB/MUA10/ FP</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>301</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>17 S</u>	<u>12 E</u>	<u>6</u>	<u>00</u>	<u>302</u>	<u>EFUTRB</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>4400</u> ✓	<u>SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2401</u>	<u>TUI</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>2400</u>	<u>TUI/SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>501</u>	<u>TUR/SM</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>D0</u>	<u>503</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>101</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>6000</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5598</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5599</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>4100</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3700</u>	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3600</u>	<u>TUR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>3500</u>	<u>TUR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>1200</u>	<u>TUR/TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5200</u> ✓	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5205</u> ✓	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>
<u>16 S</u>	<u>12 E</u>	<u>31</u>	<u>A0</u>	<u>5207</u> ✓	<u>TUC</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR & DM</u>

RECEIVED

AUG 12 2022

SUPERSEDED

OWRD

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 18.52, 18.67
- ☐ 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.

See attached statement

Name: Haleigh King Title: Associate Planner
 Signature: Haleigh King Phone: 541-383-6710 Date: 5-17-22
 Government Entity: Deschutes County CDD

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: _____

Permanent Transfer Application Intake Completion Checklist

Check the Certificate(s) in WRIS

Transfer # T-14071

Checked by: <u>Joan</u> Date: <u>8/16/22</u> Fee Received: <u>1970.00</u> Calculated Fee: <u>1970.00</u>	Type of Change(s) Proposed: Mark the Proposed Changes	Substitution Gov Action	Supplemental to Primary Surface to Ground	<input checked="" type="checkbox"/> POU USE	POD POA	APOD APOA
Additional Observations: <u>was missing signature - Received 8/16/22 of 1 "D" form.</u>		How many rights to be Transferred? Certificate # <u>716465</u> <u>94175</u>				

If OK and complete, check box to the left; if NOT, fill in.

- ☒ 1. Is applicant information complete? Have all applicants listed at the top of the page signed at the bottom?
If no, what is missing? Whose signature is missing? _____
- ☒ 2. Does applicant indicate the place of use is in or near an irrigation district? Is a Form D included? ☐ N/A.
Name of the district: Tumalo Town applicant
- ☒ 3. Part 5 of application, has the applicant(s) completed the entire page and does the information match the description of the explanation of the reasons for transfer on Part 4 of the application?
If no, you may need to contact the applicant or agent? _____
- ☒ 4. Is there only one (1) water right included in this transfer application?
If no, are the criteria of OAR 690-380-3220 for more than one WR met? Yes or No _____
If no, then the transfer application CANNOT be accepted. See attached "3220" Decision Tree Flowchart.
- ☒ 5. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If no, which certificate(s) are missing a separate Part 5 tables 1 & 2? _____
- ☒ 6. Is the map prepared and signed by a CWRE? Does the map meet requirements?
If no, what is missing? _____. Map waiver included? ☐ Yes ☐ No
- ☒ 7. If a change in point of appropriation (POA), have the well logs been included? ☒ N/A.
- ☒ 8. If a change in place of use (POU) within Umatilla County, have the applicant(s) provided a Supplemental Form U? ☒ N/A.
- ☒ 9. If all boxes on this checklist are checked (with no remaining deficiencies identified), ACCEPT the application.
Put this application intake completeness check sheet in the transfer folder.

OR: ☐ If all boxes to the left are NOT checked, then this application is deficient and CANNOT be accepted.
It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken: _____ Date: _____

Permanent Transfer Application Intake Completion Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) If only one change, this will be 0. 2 Multiply line 2b by \$1,090 and enter » » » » » » » » » » » » » » » »	2	0
	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) If only one water right this will be 0 3 Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » » »	3	0
	Do you propose to add or change a well, change from a surface water POD to a well, or Substitute a Suppl GW right for a Primary SW right? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes = \$480 (4a) If YES: enter the number of wells being proposed: _____ (4b) Subtract 1 from the number in line 4b = _____ (4c) If only one well this will be 0. Multiply line 4c by \$410 = _____ (4d) 4 Add lines 4a and 4d and enter » » » » » » » » » » » » » » » »	4	0
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » » » » » » » » 5	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0
	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 6 by 0.5 and enter on line 7 » » » 7 If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » » Transfer Fee:	8	