

T-14135

District

T-14135

Name Tumalo Irrigation districtAddress 14169 Cook Avenue
Bend Oregon 97703
April@tumalo.orgChange in PO
Date Filed 12/29/2022
Initial notice date 1/9/2023
DPD issued date _____PD issued date _____
PD notice date _____Date of FO 2-16-2023 Vol 127 Page 443-451
129 275-278

C-Date _____

COBU due date _____

COBU Received date 9/11/2023

Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream DeschutesTrib. of Columbia riverUse mfg, Storage, Pond mix County Deschutes

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App# Decree Per # Deschutes Cert # 74149 PR Date _____App# Decree Per # tumalo or Cert # 95175 PR Date _____App# 532103 Per # 519128 Cert # 95176 PR Date _____App# 51343 Per # 5624 Cert # 95177 PR Date _____App# _____ Per # _____ Cert # 95178 PR Date _____

FEES PAID

Date	Amount	Receipt #
<u>12-29-2022</u>	<u>\$3,800.00</u>	<u>139829</u>
<u>2-21-2023</u>	<u>\$1610.00</u>	<u>140173</u>

FEES REFUNDED

Date	Amount	Receipt #
------	--------	-----------

Assignments: _____

Irrigation District _____

Agent _____

CWRE _____

CC's list _____

☐ - 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

November 16, 2023

Tumalo Irrigation District
64697 Cook Ave
Bend, OR 97703

Reference: Transfer Application T-14135

Enclosed is a copy of the Determination of Satisfactory Proof Final Order.

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

Sincerely,

Elyse Richman
Water Rights Services Support
Transfers and Conservation Section

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

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
FOR THE
STATE OF OREGON

In the Matter of the Completion of a Change)	DETERMINATION OF SATISFACTORY
in Place of Use Under Transfer Application)	PROOF OF COMPLETION FOR A
T-14135 County)	PERMANENT DISTRICT TRANSFER

Authority

Oregon Administrative Rule (OAR) 690-385-7400 describes the documentation the district must file with the Department in order to provide proof of use.

OAR 690-385-7600 provides in pertinent part that satisfactory proof shall be (a) a determination by the Department that application of water to beneficial use under the terms of the transfer final order was completed to the extent authorized, or (b) a determination by the Department that the application of water to a beneficial use under the terms of the transfer final order was completed to an extent less than authorized.

Oregon Revised Statute (ORS) 540.530(2)(a) and OAR 690-385-7600 authorize the Department to issue or modify a certificate of water right upon satisfactory proof of completion of the change or changes authorized by a final order approving a permanent district transfer.

Applicant

TUMALO IRRIGATION DISTRICT
64697 COOK AVE
BEND, OR 97703

Findings of Fact

1. On February 16, 2023, the Department signed a final order, which was mailed on February 17, 2023, and recorded in Special Order Volume 127, Pages 443-451, approving Transfer Application T-14135 involving Certificates 95175, 95176, 95177, 95178, 74149 and 79719. The final order established October 1, 2024, as the date for completion of the authorized changes in place of use.
2. On September 11, 2023, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-14135 satisfying the requirements for providing proof of use under OAR 690-385-7400.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either 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.

3. The Department reviewed the CBU and maps submitted by the applicant for Transfer Application T-14135.
4. The CBU did not contain a map of the point of diversion from the source. However, since the transfer involved the transfer of places of use only within an irrigation district and did not involve a change in the point of diversion, the existing maps on file with the Department are sufficient to identify the point of diversion from the source.
5. The proposed place of use for Certificate 95175 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 1, below:

Table 1:

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9/1900	16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
8/5/1900	17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
9/1900	17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
9/1900	17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total						11.54			

*Lands for primary irrigation formerly under Certificate 76106

6. The proposed place of use for Certificate 95176 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 2, below:

Table 2:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
Total:					1.65			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
Total					2.34			

7. The proposed place of use for Certificate 95177 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 3, below:

Table 3:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total					13.19			

*Lands for supplemental irrigation formerly described under Certificate 76106

8. The proposed place of use for Certificate 95178 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 4, below:

Table 4:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total					13.19			

*Lands for supplemental irrigation formerly described under Certificate 76106

9. The proposed place of use for Certificate 74149 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 5, below:

Table 5:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003*
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001
Total					13.19			

*Lands for supplemental irrigation formerly described under Certificate 76106

10. The proposed place of use for Certificate 79719 as approved the final order for Transfer Application T-14135, and as recorded in Special Order Volume 127, Pages 443-451 is shown in Table 6, below:

Table 6:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002

11. Based on the review of evidence submitted by the applicant, the Department finds that the application of water to beneficial use under the terms of the transfer final order for T-14135 was completed to the extent authorized in the transfer as described in Tables 1, 2, 3, 4, 5, and 6.

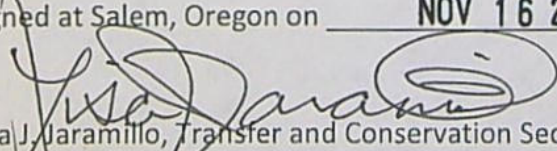
Conclusions of Law

1. The Applicant has submitted proof of use pursuant to OAR 690-385-7400.
2. Application of water to a beneficial use under the terms of the transfer final order has been made to the extent shown in Tables 1, 2, 3, 4, 5, and 6, above.
3. The applicant has demonstrated proof of completion under T-14135 to the satisfaction of the Department.
4. The Department is authorized to issue or modify certificates of water rights involved in transfer T-14135 consistent with this determination of satisfactory proof of completion.

Now, therefore, it is ORDERED:

1. Water right Certificate 97363 is issued to confirm the change in place of use under Certificate 79719, as shown in Table 6, above.
2. Water right Certificates 95175, 95176, 95177, 95178 and 74149 are modified as shown in Tables 1, 2, 3, 4, and 5, above. The Department will issue superseding certificates describing these rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon on NOV 16 2023.


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Mailing Date: NOV 17 2023

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN & MARILYN KINGERY
18690 PINEHURST RD
BEND, OR 97703

confirms the right to use the waters of A WELL in the DESCHUTES RIVER BASIN for
SUPPLEMENTAL IRRIGATION OF 1.14 ACRES.

This right was perfected under Water right G-13107. The date of priority is OCTOBER 24, 1995.
The amount of water to which this right is entitled is limited to an amount actually beneficially
used and shall not exceed 0.011 CUBIC FOOT PER SECOND, or its equivalent in case of rotation,
measured at the well. The period of use under this right for supplemental irrigation is April 1 to
November 1 each year.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	11 E	WM	27	SW SE	850 FEET NORTH AND 250 FEET EAST FROM S1/4 CORNER, SECTION 27

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, is limited to ONE-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.
This right is limited to any deficiency in the available supply of any prior right existing for the
same land.

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

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any
petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to
ORS 536.075 and OAR 137-004-0080 you may either 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.

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	11 E	WM	27	SW SE	1.14

Measurement, recording and reporting conditions:

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

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

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

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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

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

This right to use water for the above purpose is restricted to beneficial use, without waste, on the lands for place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

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

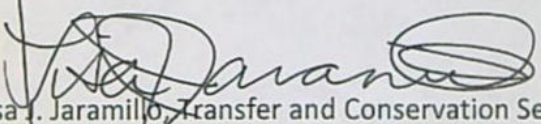
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds the use of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

This certificate confirms a change in PLACE OF USE approved by an order of the Water Resources Director entered February 16, 2023, at Special Order Volume 127, Page 443 approving Transfer Application T-14135, and together with Certificate 96910 supersedes Certificate 79719, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed

NOV 16 2023


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

TUMALO IRRIGATION DISTRICT

E-RECEIVED
09/11/2023
OWRD

September 11, 2023

Oregon Water Resources Department
Water Transfer Division
725 Summer Street NE, Suite A
Salem, OR 97301-1271

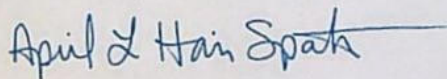
Re: 2022 Final Proof, District Permanent Transfer T-14135

Enclosed are the following:

1. Final Proof Report for T-14135, Tumalo Irrigation District's 2022, 540.580 District Permanent Petition.
2. Site reports for all "on" lands.
3. Maps for all "on" lands.

If you need more information, please call me at (541) 382-3053. Thank you for your help.

Sincerely,



April L. Harris Spath
Office Manager

TUMALO IRRIGATION DISTRICT

E-RECEIVED
09/11/2023
OWRD

CLAIM OF BENEFICIAL USE Site Report

Transfer Number: T-14135

District Internal Notice: N22.001

User Name: McClain Revocable Trust

Property: 19210 Tumalo Park Road, Bend OR 97703

Place of Use:

USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES
IR	1	17 S	11 E	12	NW SW	00900	9.00

District Conveyance System:

Description of Delivery System: Valves & Meter

Headgate: STR-0015 Canal: South Two Rivers

Beneficial Use:

Description of Beneficial Use (crop, etc.): Hay

Method Used to Apply Water: Pivot

Method Used to Calculate Beneficial Use: GPS & Aerial

User Interviewed: (x) Yes () No

Beneficial Use Made as Authorized: (x) Yes () No

Description of Beneficial Use if Less than Authorized: n/a

Final Proof Map is Attached.

Inspected By: Chris Schull, District Manager

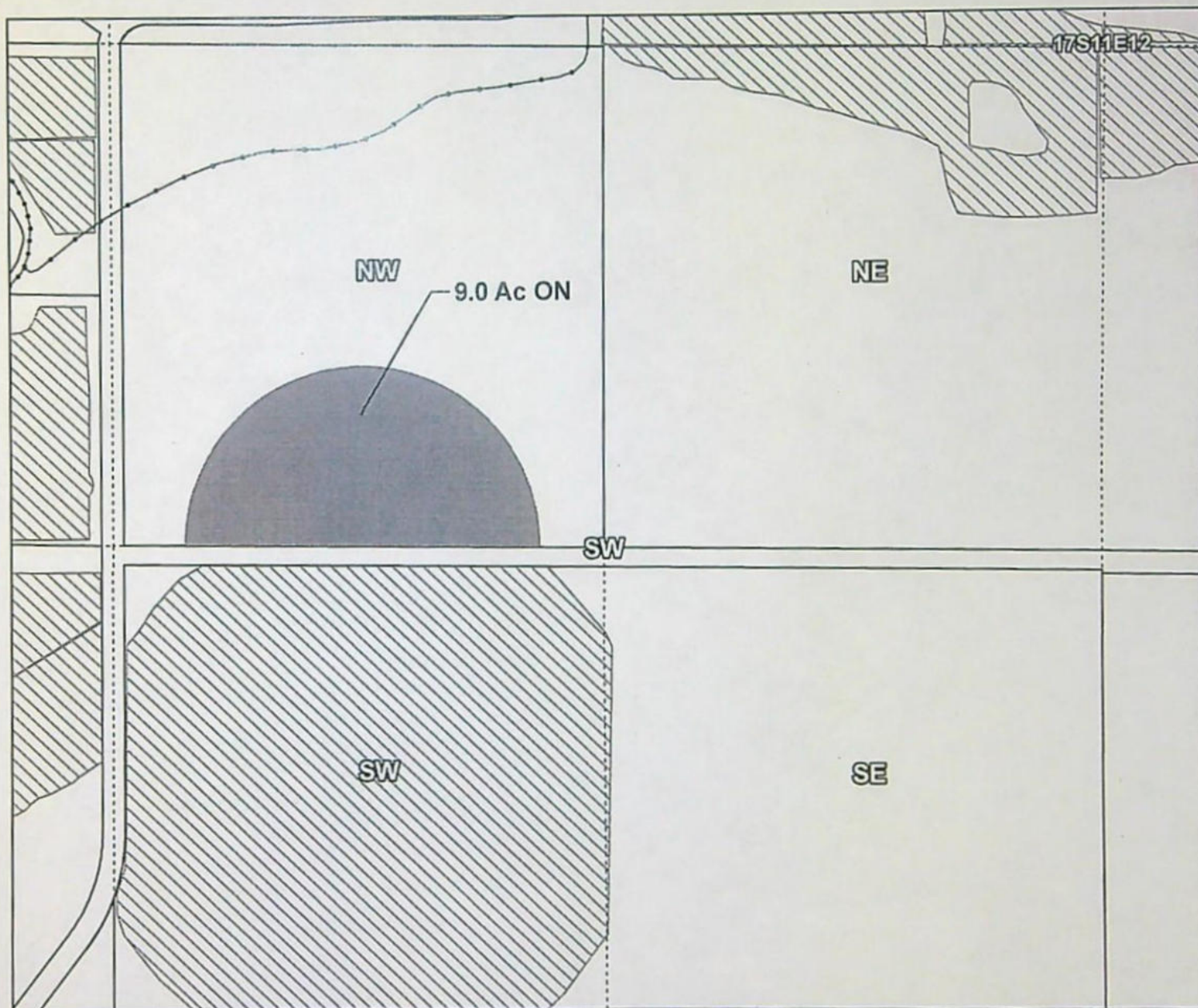
Date: 11/7/2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175* (IR), 95177 (IS), 95178 (IS), 74149 (IS)

for McClain Revocable Trust



Taxlot 1711120000900, 17-11-12-NW/SW: 9.0 Acres On, 9.0 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

TUMALO IRRIGATION DISTRICT

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09/11/2023
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CLAIM OF BENEFICIAL USE Site Report

Transfer Number: T-14135

District Internal Notice: N22.002

User Name: Kingery, John B. & Marilyn S.

Property: 18690 Pinehurst Road, Bend OR 97703

Place of Use:

USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES
IR	1	16 S	11 E	27	SW SE	502	1.14

District Conveyance System:

Description of Delivery System: Valves & Meters

Headgate: SA-0162 Canal: South Allen

Beneficial Use:

Description of Beneficial Use (crop, etc.): Grass

Method Used to Apply Water: In Ground Sprinklers

Method Used to Calculate Beneficial Use: GPS & Aerials

User Interviewed: (x) Yes () No

Beneficial Use Made as Authorized: (x) Yes () No

Description of Beneficial Use if Less than Authorized: n/a

Final Proof Map is Attached.

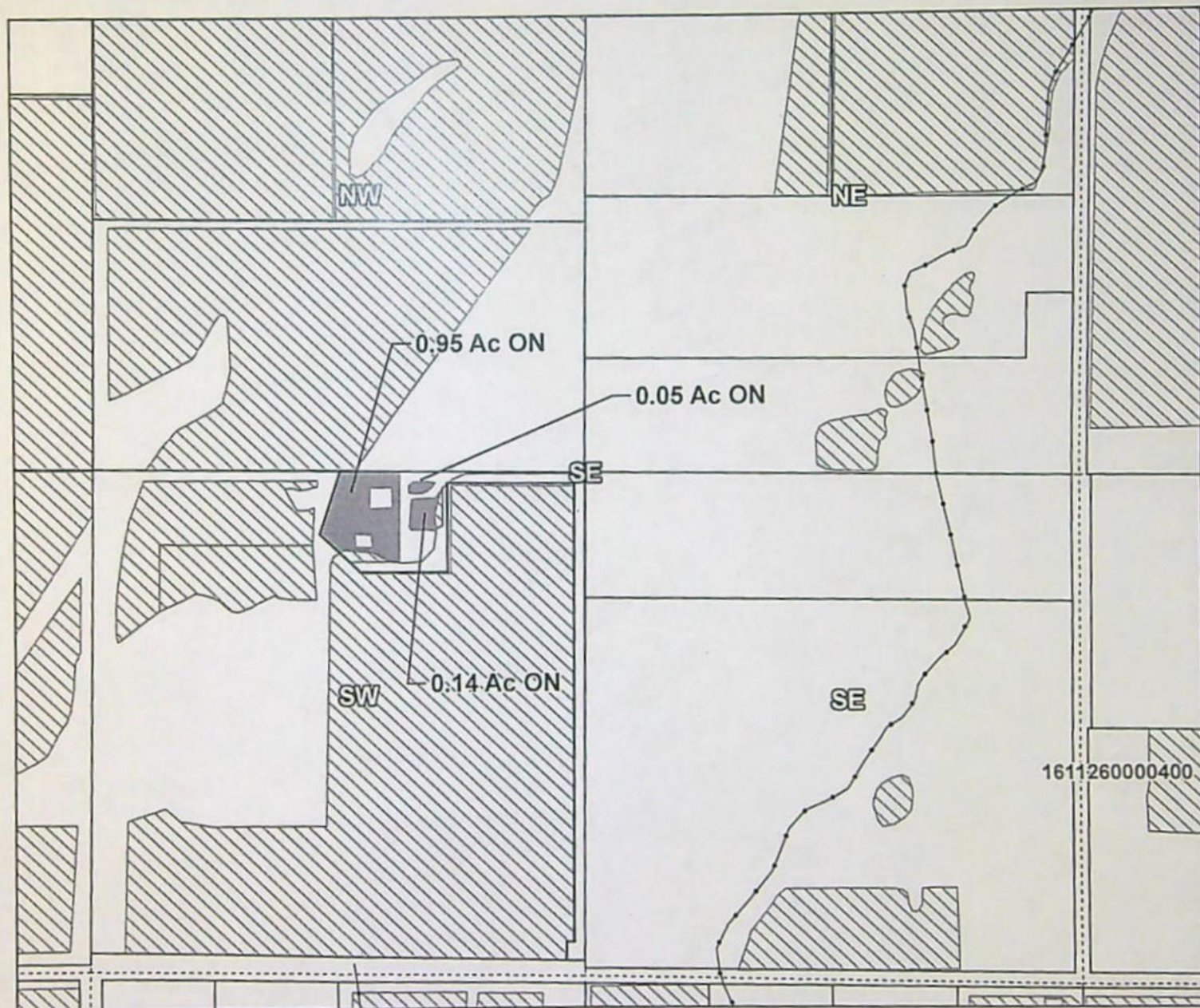
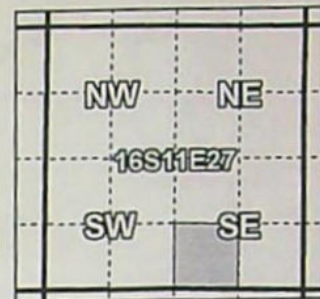
Inspected By: Chris Schull, District Manager

Date: 11/7/2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

TUMALO IRRIGATION DISTRICT

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CLAIM OF BENEFICIAL USE Site Report

Transfer Number: T-14135

District Internal Notice: N22.003

User Name: Dugan, David L. & Melissa A.

Property: 63875 Tyler Road, Bend OR 97703

Place of Use:

USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES
IR	1	17 S	11 E	11	SE NW	600	1.40

District Conveyance System:

Description of Delivery System: Valves & Meters

Headgate: SK-0010 Canal: South Kerns

Beneficial Use:

Description of Beneficial Use (crop, etc.): Hay

Method Used to Apply Water: In-Ground Sprinklers

Method Used to Calculate Beneficial Use: Aerial & GPS

User Interviewed: (x) Yes () No

Beneficial Use Made as Authorized: (x) Yes () No

Description of Beneficial Use if Less than Authorized: n/a

Final Proof Map is Attached.

Inspected By: Chris Schull, District Manager

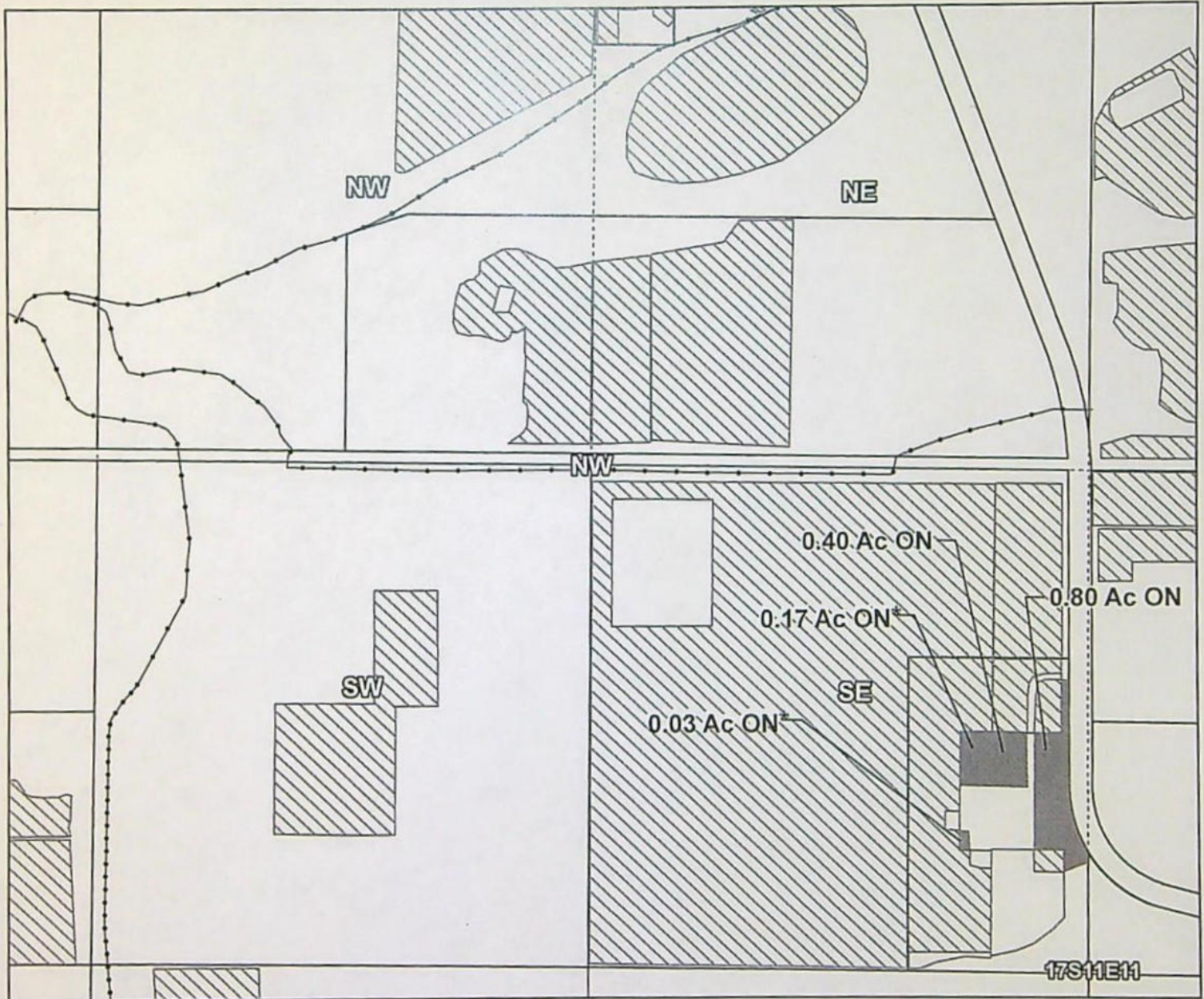
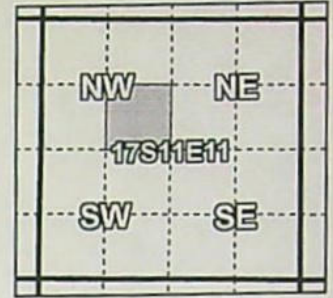
Date: 11/7/2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

for Dugan



Taxlot 1711110000600, 17-11-11-SE/NW: 1.4 Acres On, 5.35 Acres Total

*Incorporated CW-9 Lands

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

TUMALO IRRIGATION DISTRICT

E-RECEIVED
09/11/2023
OWRD

CLAIM OF BENEFICIAL USE Site Report

Transfer Number: T-14135

District Internal Notice: N22.004

User Name: Lahey, Neil D. & Hilary A.

Property: 64975 Hwy 20, Bend OR 97703

Place of Use:

USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES
IR	1	16 S	11 E	25	NE SW	913	0.60
IR	1	11 S	11 E	25	NW SE	913	1.05

District Conveyance System:

Description of Delivery System: Weir & Headgate

Headgate: SCS-0200 Canal: South Columbia Southern

Beneficial Use:

Description of Beneficial Use (crop, etc.): Barley

Method Used to Apply Water: Hand Line Sprinklers

Method Used to Calculate Beneficial Use: Aerial & GPS

User Interviewed: (x) Yes () No

Beneficial Use Made as Authorized: (x) Yes () No

Description of Beneficial Use if Less than Authorized: n/a

Final Proof Map is Attached.

Inspected By: Chris Schull, District Manager

Date: 11/7/2022

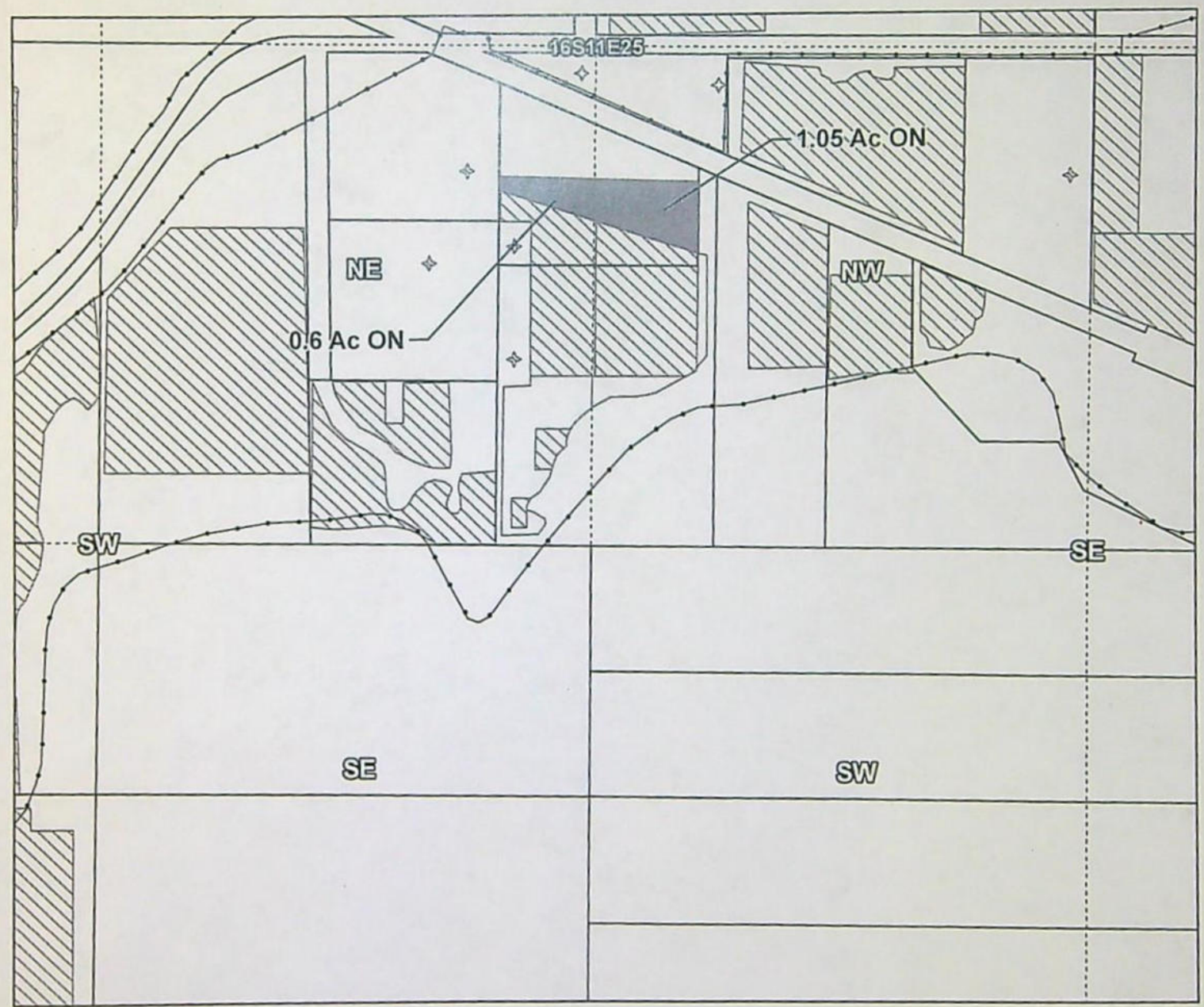
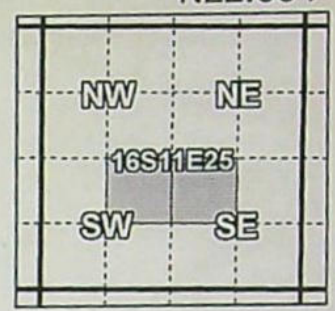
E-RECEIVED
09/11/2023
OWRD

N22.004

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95176 (IR), 95177 (IS), 95178 (IS), 74149 (IS)
for Lahey



Taxlot 1611250000913, 16-11-25-NE/SW: 0.60 Acres On, 1.50 Acres Total
Taxlot 1611250000913, 16-11-25-NW/SE: 1.05 Acres On, 1.55 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14135, Deschutes County)	A DISTRICT PERMANENT TRANSFER FOR
)	PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 to 540.580 establishes 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 IRRIGATION DISTRICT
64697 COOK AVE
BEND, OR 97703

Findings of Fact

1. On December 29, 2022, TUMALO IRRIGATION DISTRICT (TID) filed a district transfer application to permanently change the place of use under Certificates 95175, 95176, 95177, 95178, 74149, and 79719. The Department assigned the application number T-14135.
2. Notice of the District Permanent Transfer Application was published on January 10, 2023, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notices.
3. On February 7, 2023, TID modified the application to include an additional supplemental water right certificate.

This final order is 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).

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

Certificate: 95175 in the name of TUMALO IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County)

Use: IRRIGATION of 11.54 acres

Priority Dates: AUGUST 5, 1900, SEPTEMBER 1900 and MAY 27, 1907

Rate & Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-SEVENTIETH of one cubic foot per second (or its equivalent) and 1.8 acre-feet, measured at or within one-half mile of the land to be irrigated, for each acre irrigated during the irrigation season of each year.

Source: TUMALO CREEK, tributary of the DESCHUTES RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	23	SW NE	TUMALO FEED CANAL POD 1: NORTH 70° 21' WEST, 1550 FEET FROM THE EAST ¼ CORNER OF SECTION 23
18 S	10 E	WM	2	NW SW	TUMALO CREEK POD 2: NORTH 14° 02' EAST, 1713 FEET FROM THE SOUTH ¼ CORNER OF SECTION 2

Authorized Place of Use:

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9/1900	16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
8/5/1900	17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
9/1900	17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
9/1900	17 S	11 E	WM	13	NW SE	9.00	100	ERMK LLC	22.001*
Total						11.54			

*Lands for primary irrigation formerly under Certificate 76106

5. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION									
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
9/1900	16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
8/5/1900	17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
9/1900	17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
9/1900	17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total						11.54			

*Lands formerly under Certificate 76106

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

Certificate: 95176 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-19628)

Use: IRRIGATION of 1.65 acres; SUPPLEMENTAL IRRIGATION of 2.34 acres

Priority Date: OCTOBER 29, 1913

Maximum Quantity (Rate) that can be applied to an acre at the diversion:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands is limited as follows:

Apr 1 to May 1 and Oct 1 to Nov 1: 1/80 cfs

May 1 to May 15 and Sep 15 to Oct 1: 1/60 cfs

May 15 to Sep 15: 1/32.4 cfs

Maximum Duty that can be applied to an acre at the diversion during a season:

Not to exceed 9.91 acre-feet (af) per acre per year.

Sources: TUMALO CREEK, CRATER CREEK, LITTLE CRATER CREEK AND THREE SPRINGS BRANCHES, tributaries of the DESCHUTES RIVER.

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	11 E	WM	23	SW NE	TUMALO FEED CANAL POD 1: NORTH 70° 21' WEST, 1550 FEET FROM THE EAST ¼ CORNER OF SECTION 23

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	1.25	911	LAHEY	22.004
16 S	11 E	WM	25	NW SE	0.40	911	LAHEY	22.004
Total					1.65			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
Total					2.34			

7. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
Total:					1.65			

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
Total					2.34			

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

Certificate: 95177 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-624)

Use: SUPPLEMENTAL IRRIGATION of 13.19 acres

Priority Date: APRIL 7, 1911

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 to a diversion of the following amounts measured at the point of diversion from the Deschutes River for each acre irrigated during the periods indicated below during the irrigation season of each year.

Apr 1 to May 1 and Oct 1 to Nov 1: 0.75 acre-feet

May 1 to May 15 and Sep 15 to Oct 1: 0.50 acre-feet

May 15 to Sep 15: 7.40 acre-feet

Further limited to a total diversion of not to exceed 35,000 acre-feet stored water only during any one irrigation season.

Source: CRESCENT LAKE RESERVOIR, constructed under Permit R-102, a tributary of CRESCENT CREEK

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q
24 S	6 E	WM	11	SE SW
24S	6 E	WM	11	SW SE

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	1.25	911	LAHEY	22.004
16 S	11 E	WM	25	NW SE	0.40	911	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	13	NW SE	9.00	100	ERMK LLC	22.001*
Total					13.19			

*Lands for supplemental irrigation formerly described under Certificate 76106

9. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total					13.19			

*Lands formerly described under Certificate 76106

10. The portion of the fourth right to be transferred is as follows:

Certificate: 95178 in the name of TUMALO IRRIGATION DISTRICT (perfected under Permit S-27841)

Use: SUPPLEMENTAL IRRIGATION of 13.19 acres

Priority Date: DECEMBER 8, 1961

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 to a diversion of not to exceed 9.91 acre-feet per acre for each acre irrigated during the irrigation season of each year and the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein; and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

Source: CRESCENT LAKE RESERVOIR (constructed under Permit R-2744), tributary of CRESCENT CREEK and the LITTLE DESCHUTES RIVER, tributary to the DESCHUTES RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	32	NW NE	TUMALO ID BEND FEED CANAL: 2050 FEET WEST FROM THE NE CORNER OF SECTION 23
24 S	6 E	WM	11	SE SW	CRESCENT LAKE RESERVOIR – NONE GIVEN

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	1.25	911	LAHEY	22.004
16 S	11 E	WM	25	NW SE	0.40	911	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	13	NW SE	9.00	100	ERMK LLC	22.001*
Total					13.19			

11. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total					13.19			

12. The portion of the fifth right to be transferred is as follows:

Certificate: 74149 in the name of TUMALO IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County)

Use: SUPPLEMENTAL IRRIGATION of 13.19 acres

Priority Date: 1905

Limit/Duty: The use is limited to the amount beneficially used and shall not exceed 9.50 cubic feet per second for supplemental irrigation, industrial use and pond maintenance during the irrigation season from April 1 to November 1 and storage of said water in Crescent Lake Reservoir during the non-irrigation season, or its equivalent in case of rotation, measured at the point of diversion from the source.

Source: The DESCHUTES RIVER, tributary to the COLUMBIA RIVER

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	32	NW NE	BEND FEED CANAL: 100 FEET SOUTH AND 550 FEET EAST FROM THE N ¼ CORNER OF SECTION 32

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	1.25	911	LAHEY	22.004
16 S	11 E	WM	25	NW SE	0.40	911	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
17 S	11 E	WM	13	NW SE	9.00	100	ERMK LLC	22.001*
Total					13.19			

13. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	25	NE SW	0.60	913	LAHEY	22.004
16 S	11 E	WM	25	NW SE	1.05	913	LAHEY	22.004
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002
17 S	11 E	WM	11	SE NW	1.20	600	DUGAN	22.003
17 S	11 E	WM	11	SE NW	0.20	600	DUGAN	22.003*
17 S	11 E	WM	12	NW SW	9.00	900	MCCLAIN REVOCABLE TRUST	22.001*
Total					13.19			

14. The portion of the sixth right to be transferred is as follows:

Certificate: 79719 in the name of JULIA KENNEDY (perfected under Permit G-13107)

Use: SUPPLEMENTAL IRRIGATION of 1.14 acres

Priority Date: OCTOBER 24, 1995

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 to ONE-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

Source: A WELL WITHIN THE DESCHUTES RIVER BASIN

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	11 E	WM	27	SW SE	850 FEET NORTH AND 250 FEET EAST FROM THE SOUTH 1/4 CORNER OF SECTION 27

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002

15. Transfer Application T-14135 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
16 S	11 E	WM	27	SW SE	1.14	502	KINGERY	22.002

16. 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.
17. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
18. The water right is subject to transfer as defined in OAR 690-385-0100(17).
19. The proposed change in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
20. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
21. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

Conclusions of Law

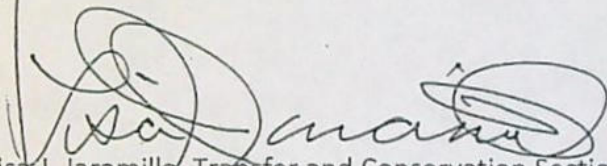
The proposed changes in place of use as proposed in Transfer Application T-14135 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificates 95175, 95176, 95177, 95178, 74149, and 79719 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14135 shall no longer be irrigated, and are cancelled from Certificates 95175, 95176, 95177, 95178, and 74149.
3. Water right Certificate 79719 is cancelled. Certificate 96910 will be issued describing that portion of the right NOT modified by this transfer.
4. 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 95175, 95176, 95177, 95178, and 74149 and any related decree.
5. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.

6. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2024**. A Claim of Beneficial Use shall be submitted by TID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
7. Water right Certificates 95175, 95176, 95177, 95178, and 74149 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.
8. After satisfactory proof of beneficial use has been received, a new certificate confirming the right transferred from Certificate 79719 will be issued.

Dated in Salem, Oregon on FEB 16 2023


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

Mailing Date: FEB 17 2023



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

February 16, 2023

TUMALO IRRIGATION DISTRICT

64697 COOK AVE

BEND, OR 97703

REFERENCE: District Transfer T-14135

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,

Nila Kamis

Water Right Services Support

Transfers and Conservation Section

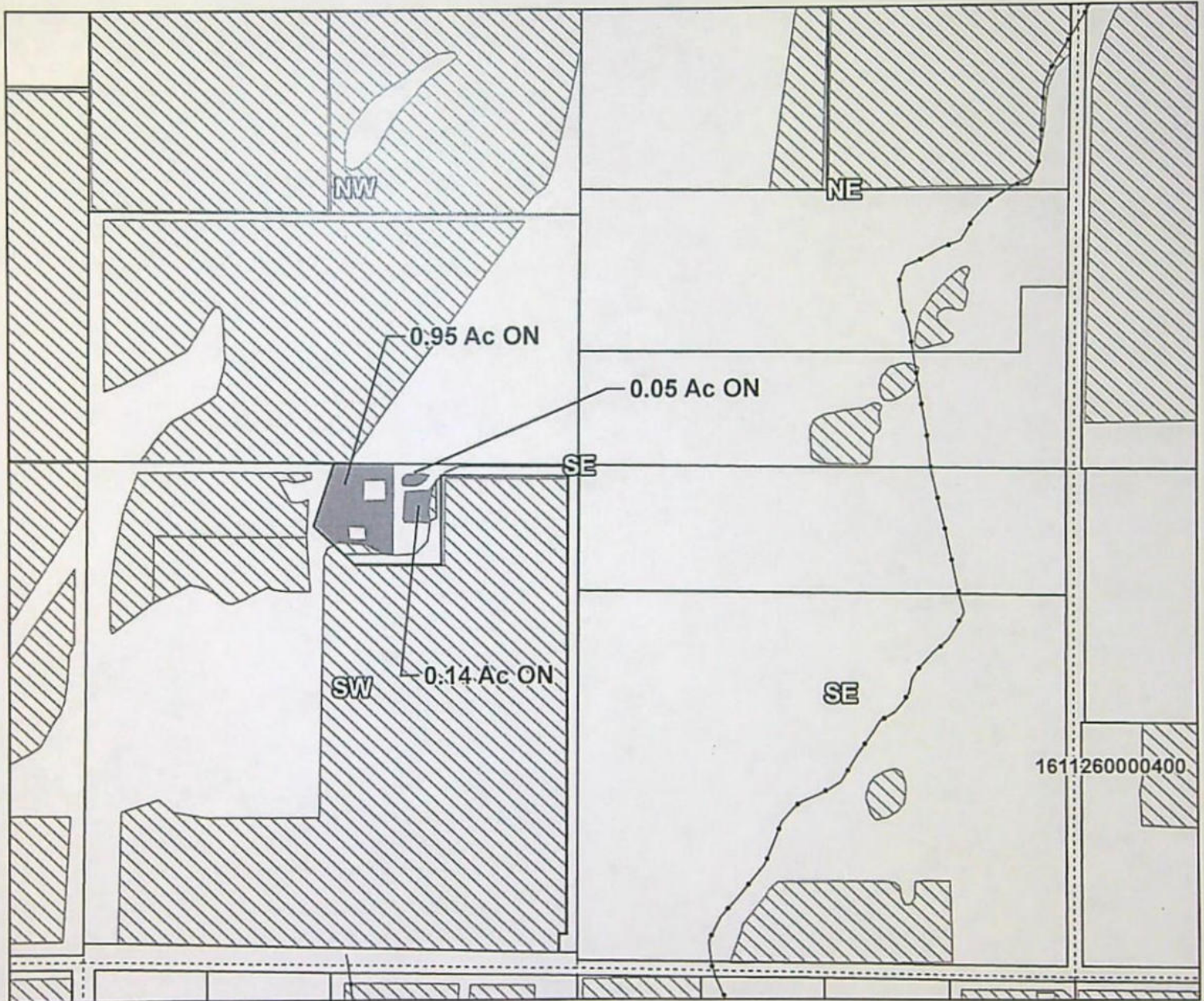
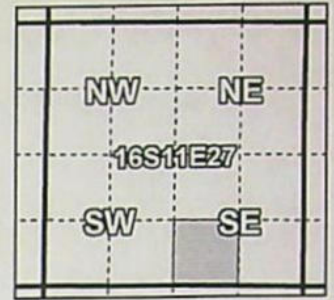
cc: Jeremy T. Giffin, Watermaster Dist. # 11 (via email)

Enclosure

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



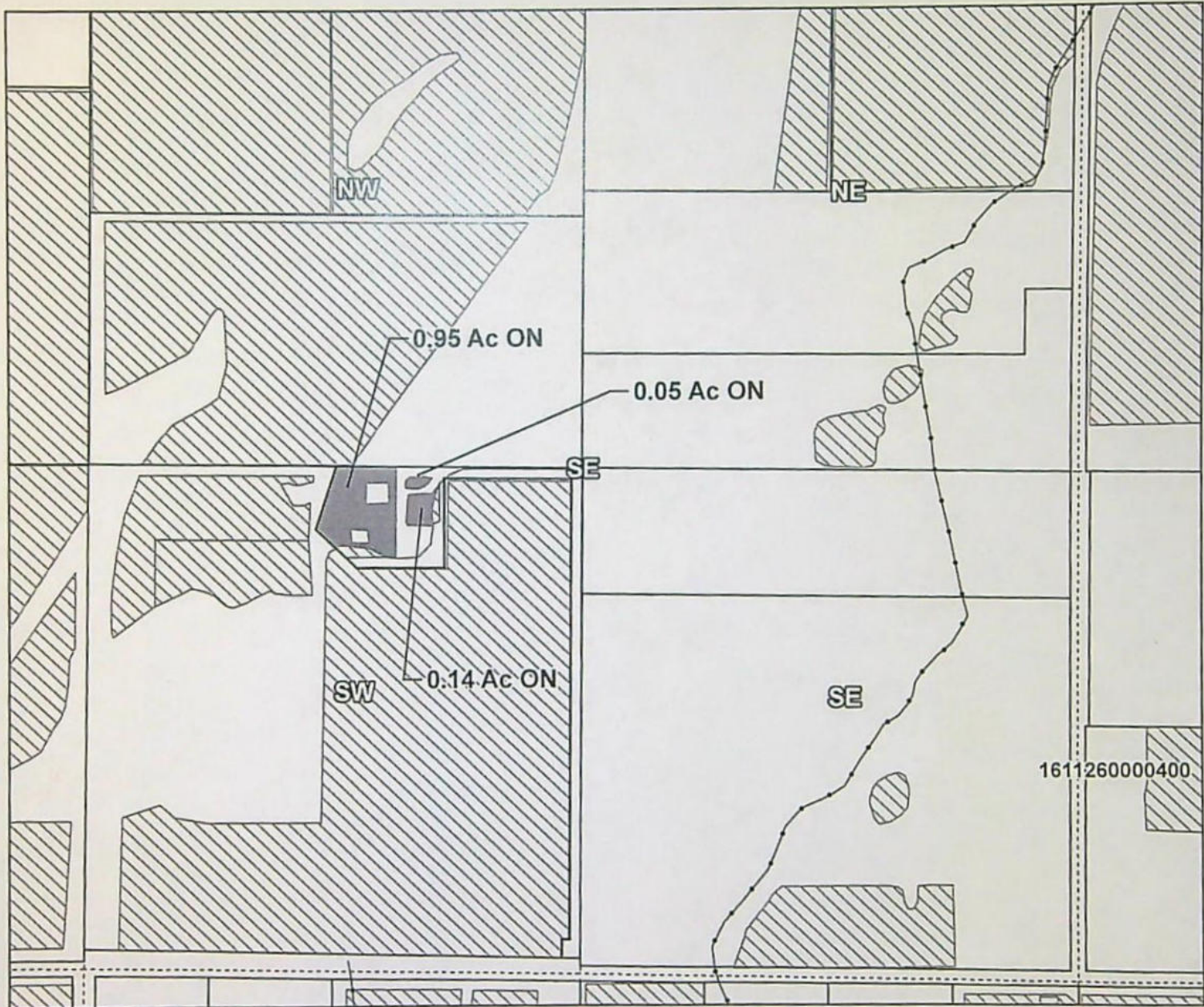
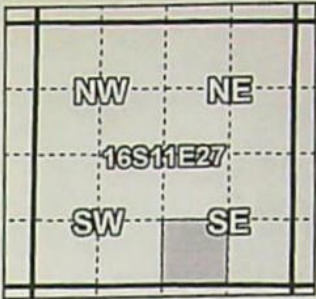
1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



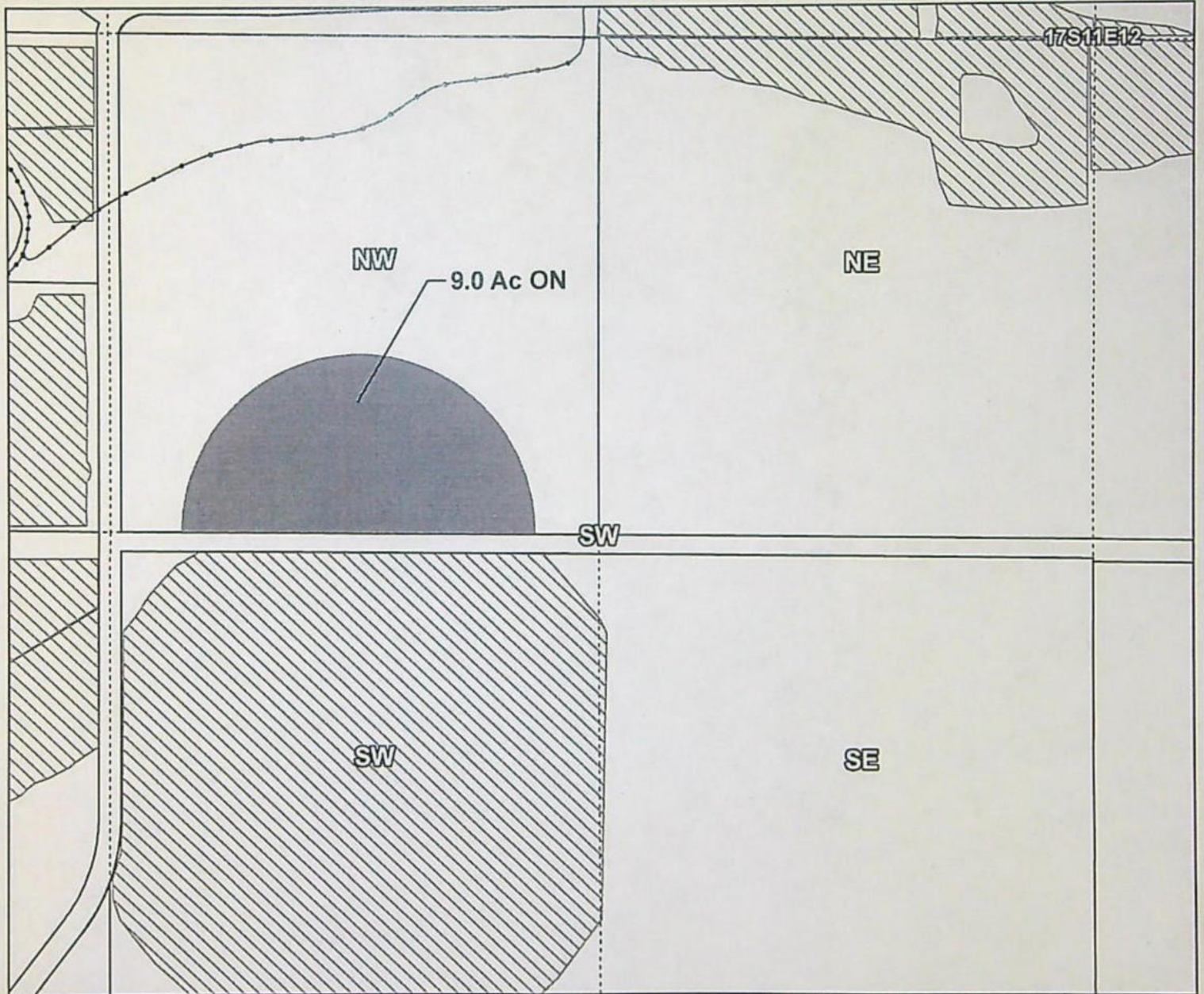
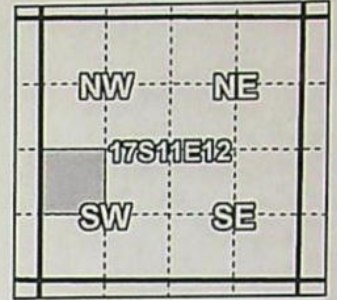
1 inch = 400 feet

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175* (IR), 95177 (IS), 95178 (IS), 74149 (IS)

for McClain Revocable Trust



Taxlot 1711120000900, 17-11-12-NW/SW: 9.0 Acres On, 9.0 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



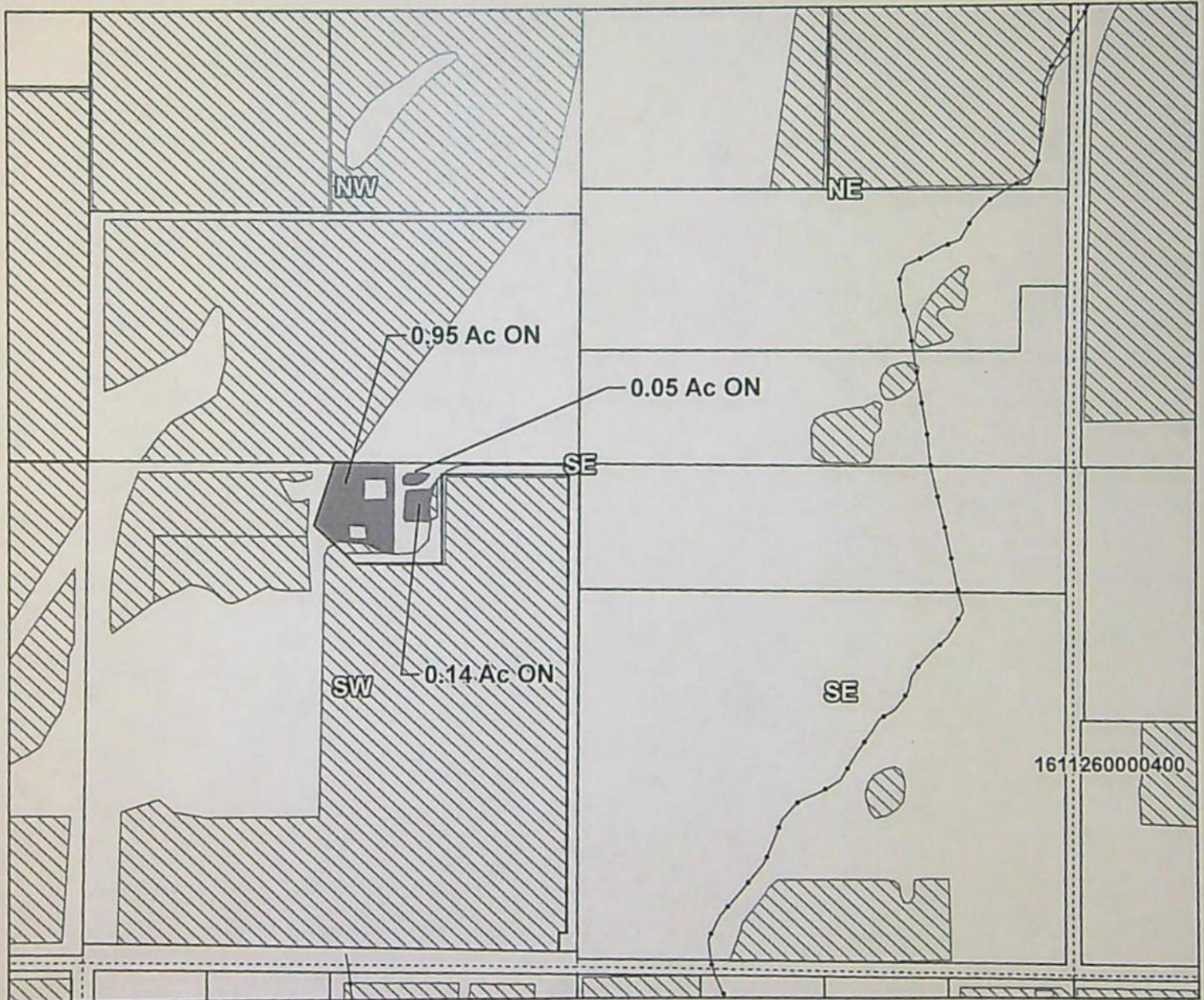
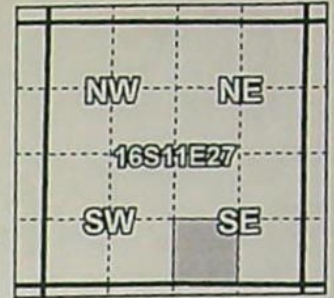
1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- Primary Water Right
- Taxlots



1 inch = 400 feet

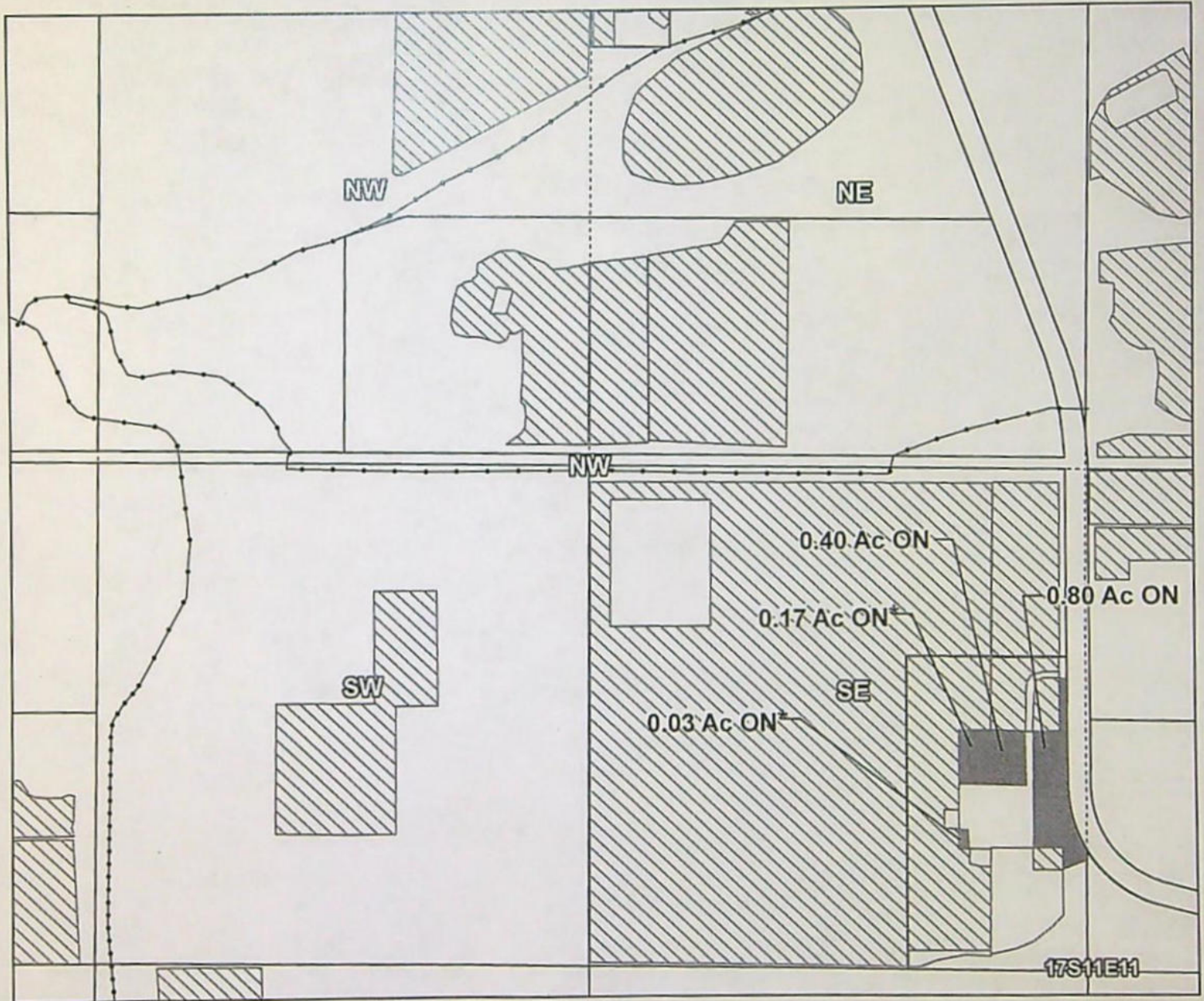
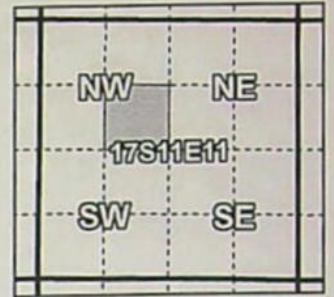
Prepared by Tumalo Irrigation District | October 2022

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

for Dugan



Taxlot 1711110000600, 17-11-11-SE/NW: 1.4 Acres On, 5.35 Acres Total

*Incorporated CW-9 Lands

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

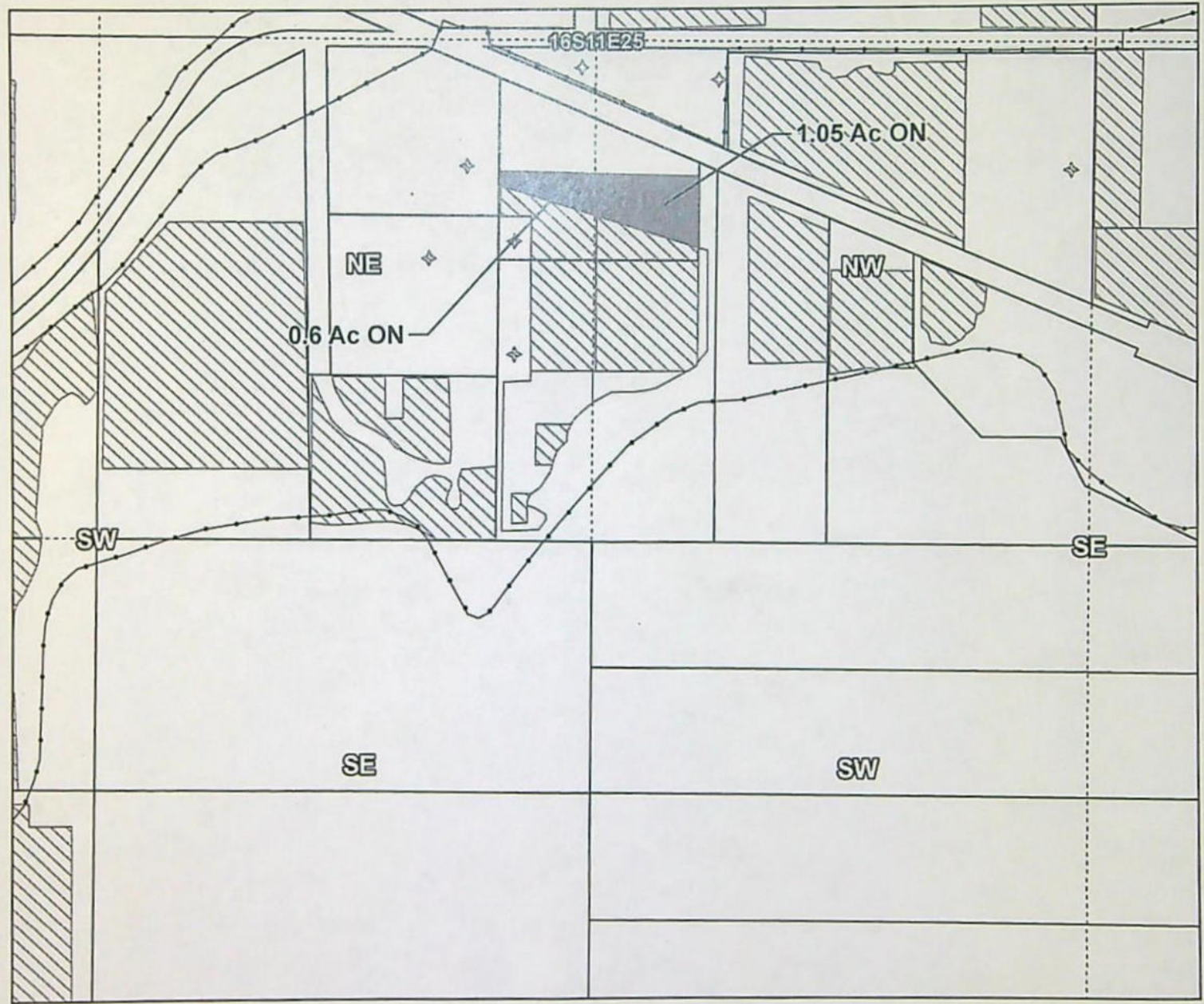
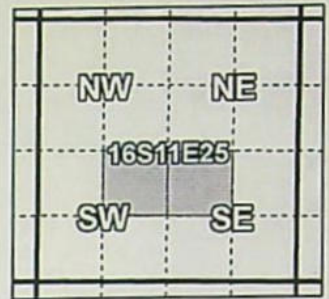
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N22.004

Tumalo Irrigation District

2022 Beneficial Use Map T-14135

Certificates: 95176 (IR), 95177 (IS), 95178 (IS), 74149 (IS)
for Lahey



Taxlot 1611250000913, 16-11-25-NE/SW: 0.60 Acres On, 1.50 Acres Total
Taxlot 1611250000913, 16-11-25-NW/SE: 1.05 Acres On, 1.55 Acres Total

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JULIA KENNEDY
PO BOX 826
MEDINA, WA 98039

confirms the right to use the waters of A WELL in the DESCHUTES RIVER BASIN for
SUPPLEMENTAL IRRIGATION OF 36.26 ACRES and WILDLIFE USE.

This right was perfected under Permit G-13107. The date of priority is OCTOBER 24, 1995. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.354 CUBIC FOOT PER SECOND, BEING 0.354 CFS FOR SUPPLEMENTAL IRRIGATION AND 0.02 CFS FOR WILDLIFE USE, or its equivalent in case of rotation, measured at the well. The period of use under this right for supplemental irrigation is April 1 to November 1 each year. The use of water for wildlife may be at any time of year.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	11 E	WM	27	SW SE	850 FEET NORTH AND 250 FEET EAST FROM S1/4 CORNER, SECTION 27

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

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

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either 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.

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	11 E	WM	27	NW SE	12.00
16 S	11 E	WM	27	SW SE	24.26
TOTAL					36.26

WILDLIFE USE				
Twp	Rng	Mer	Sec	Q-Q
16 S	11 E	WM	27	SW SE

Measurement, recording and reporting conditions:

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

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

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

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

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

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

This right to use water for the above purpose is restricted to beneficial use, without waste, on the lands for place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

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

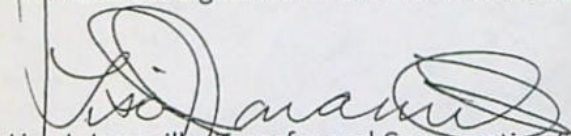
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds the use of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

This certificate describes that portion of water right Certificate 79719, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered FEB 16 2023, approving Transfer Application T-14135.

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

WITNESS the signature of the Water Resources Director, affixed FEB 16 2023.





Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

WATER RIGHTS SURVEY

In The SE 1/4 Section 27,
Township 16 South, Range 11 East, W.M.,
Deschutes County, Oregon

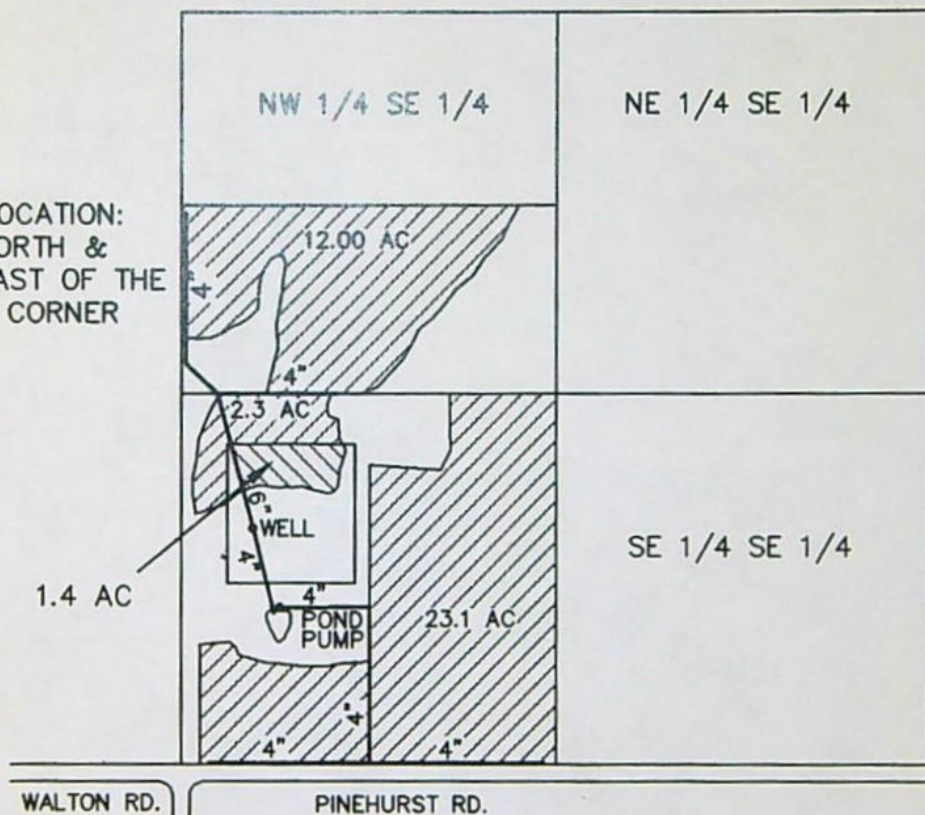
RECEIVED

APR 13 2000

-  = Supplemental Water Right JOOP Company, LLC
 = Existing Water Right Tax Lots 205, 500 & 502
not part of this permit

WATER RESOURCES DEPT
SALEM, OREGON

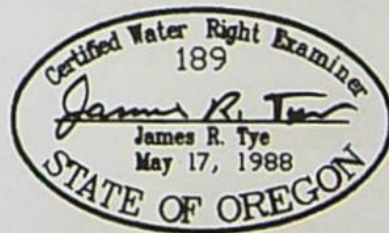
WELL LOCATION:
850' NORTH &
250' EAST OF THE
S. 1/4 CORNER



FINAL PROOF MAP FOR GROUND WATER PERMIT NO. G-13107

I, James R. Tye, Certified Water Right Examiner in the State of Oregon, hereby certify that this water rights survey map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying the location of the water right only and has no intent to provide dimensions or locations of property ownership lines.



SCALE 1"=660' DATE 3-20-00 SURVEY BY AERIAL DRAWN BY S.R.K. ORDER NO. 5043-22

SUN COUNTRY ENGINEERING & SURVEYING, INC.

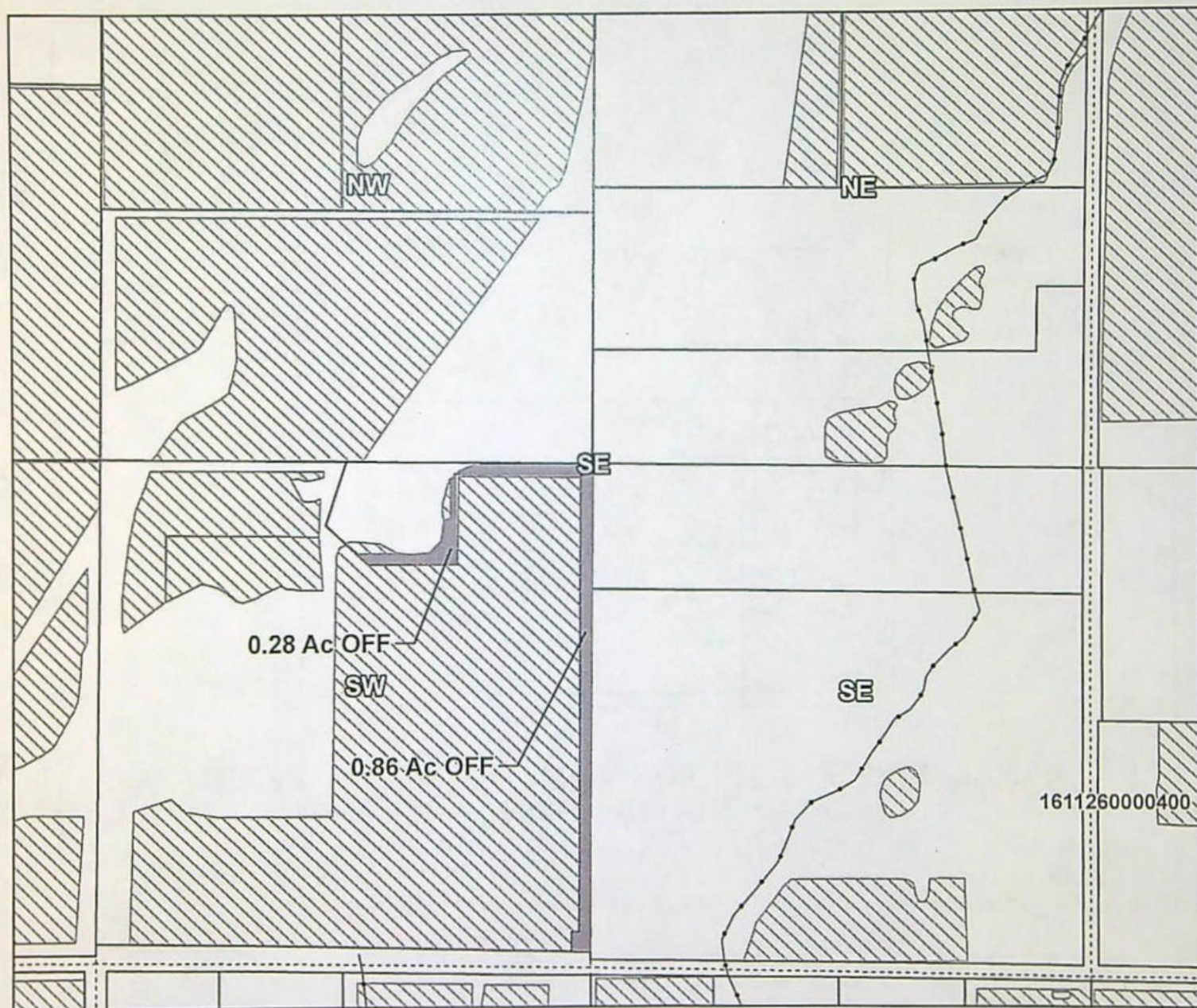
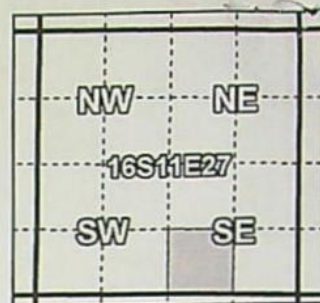
920 S.E. ARMOUR ROAD BEND, OREGON 97702

PHONE 382-8882

Tumalo Irrigation District

2022 District Transfer Application "Off" Map

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres Off, 0.34 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

TUMALO IRRIGATION DISTRICT

February 7, 2023

Oregon Water Resources Department
Transfer Section (T-14135)
725 Summer St. NE, Suite A
Salem, Oregon 97301-1271

Re: 2022 District Petition for Permanent Transfer

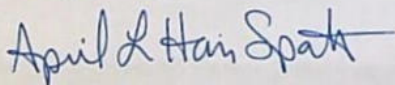
Ann,

Enclosed are the following:

- Supplemental Form A for certificate 79719.
- Revised maps for N22.002, with 79719 added.
- The District's check for \$610.00 for the cost of the additional certificate.

Please contact me by phone at 541-382-3053 or by e-mail at april@tumalo.org if you have any questions or need additional information. Thank you.

Respectfully,



April L. Harris Spath
Office Manager

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FEB 21 2023

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District Permanent Water Right Transfer Application
Supplemental Form A

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FEB 21 2023
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DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	79719	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Julia Kennedy
- Priority Date(s): October 24, 1995

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Well in the Deschutes River Basin

Tributary to: _____

- Are there other water rights, Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers? 95176, 95177, 74149, 95178

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

- Certificate Number or other identifying number: 79719

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TWP	RNG	SEC	QQ	MEASURED DISTANCES
1	16 S	11 E	27	SW SE	850 Feet North and 250 Feet East from the South ¼ Corner of Section 27

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FEB 21 2023

OWRD

▪ Certificate Number or other identifying number: 79719

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

TABLE I. – AUTHORIZED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/24/1995	S	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
TOTAL:									1.14		

TABLE II. – PROPOSED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/24/1995	S	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
TOTAL:									1.14		

RECEIVED
FEB 21 2023
OWRD

RECEIVED

N22.002

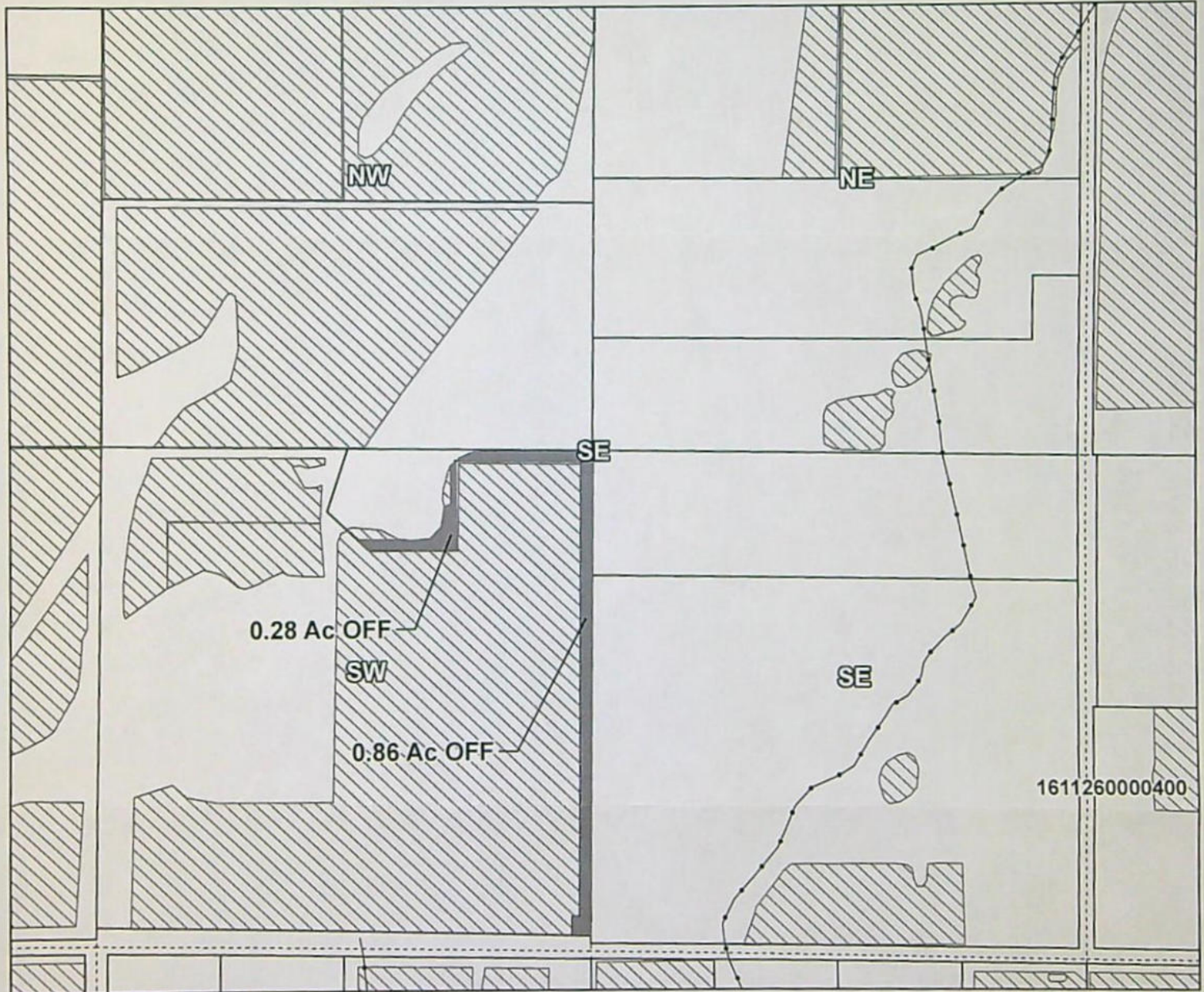
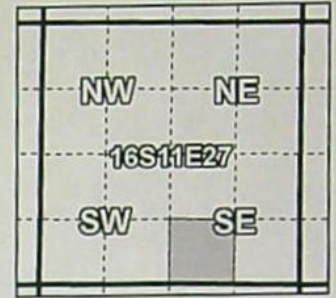
Tumalo Irrigation District

2022 District Transfer Application "Off" Map

FEB 21 2023

OWRD

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres Off, 0.34 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



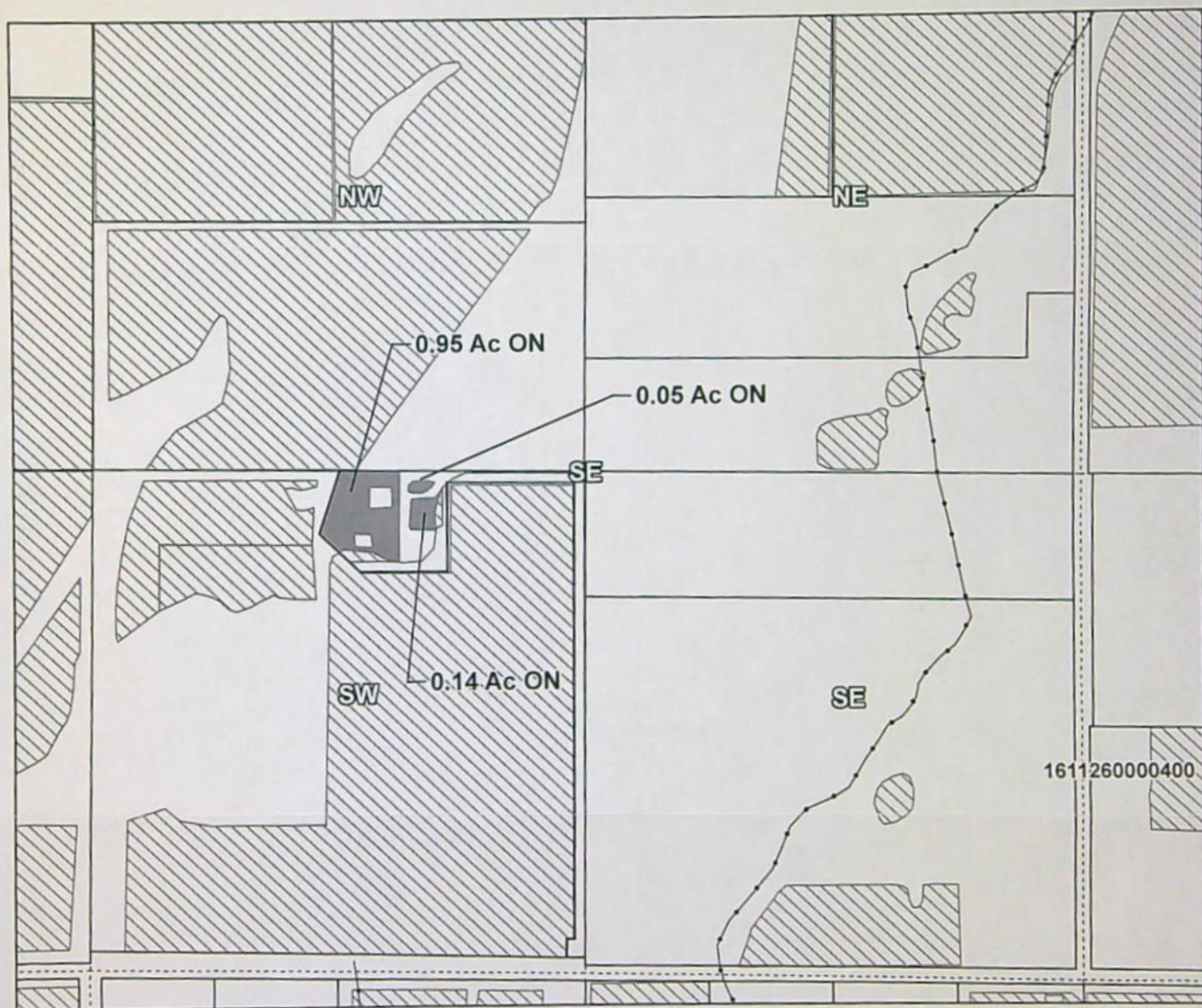
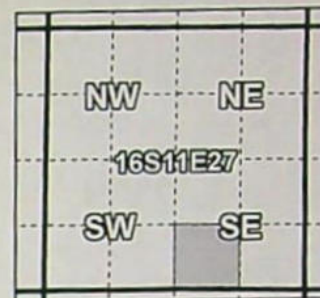
1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

Tumalo Irrigation District

2022 District Transfer Application "On" Map

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots

RECEIVED

FEB 21 2023

OWRD



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

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-14135

Review Due Date: 02/09/2023

Applicant Name: TID

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

Reviewer(s): Giffin

Date of Review: 01/17/2023

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 these right against the instream water rights with the same priorities that were derived from TID conserved water projects.
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:

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

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

January 11, 2023

TUMALO IRRIGATION DISTRICT
64697 COOK AVE
BEND, OR 97703

Reference: District Permanent Transfer T-14135

On December 29, 2022, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$3800.00. Your receipt number 139829 is enclosed.

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

This application will be published on the Department's weekly notice dated January 10, 2023, viewable at http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21. A copy of the application can be assessed through this public notice link. Pursuant to Oregon administrative rules, the Department is requesting public comments on the recently filed district transfer application listed above. Comments may be submitted by any interested persons within 30 days of the weekly notice publication date. Comments must be received by the Department on or before February 9, 2023. For details on how to file comments please refer to the Department's weekly notice. Details for filing protests, if applicable, are also noted on the weekly notice.

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

cc: Watermaster # 11, Jeremy T. Giffin (*via email*)

File

Enclosure

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **140173** 725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172 INVOICE # _____
(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM: Tumalo Irrigation District APPLICATION _____
BY: _____ PERMIT _____
CASH: ☐ CHECK: # 220671 OTHER: (IDENTIFY) ☐ TRANSFER T-14135
TOTAL REC'D \$ 610.00

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 46110
0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) (Extra Fees owed) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____
WATER RIGHTS: EXAM FEE RECORD FEE
0201 SURFACE WATER \$ 0202 \$ _____
0203 GROUND WATER \$ 0204 \$ _____
0205 TRANSFER \$ 610.00
WELL CONSTRUCTION EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ 0219 \$ _____
LANDOWNER'S PERMIT 0220 \$ _____
OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE
0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____
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: **140173** DATE: 2-21-2023 BY: [Signature]
Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

Tumalo Irrigation District

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **140173** 725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172 INVOICE # _____
(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM: Tumalo Irrigation District APPLICATION _____
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CASH: ☐ CHECK: # 220671 OTHER: (IDENTIFY) ☐ TRANSFER T-14135
TOTAL REC'D \$ 610.00

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 46110
0407 COPY & TAPE FEES \$ _____
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0240 EXTENSION OF TIME \$ _____
WATER RIGHTS: EXAM FEE RECORD FEE
0201 SURFACE WATER \$ 0202 \$ _____
0203 GROUND WATER \$ 0204 \$ _____
0205 TRANSFER \$ 610.00
WELL CONSTRUCTION EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ 0219 \$ _____
LANDOWNER'S PERMIT 0220 \$ _____
OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE
0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____
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: **140173** DATE: 2-21-2023 BY: [Signature]
Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

20671

02/14/23

Vendor ID: OWRD

Vendor Name: Oregon Water Resources

Invoice No.	Date	Invoice Amt.	Amt. Paid	Discounts	Credits	Net Amount
T-14135	12/31/22	610.00	610.00	0.00	0.00	610.00

Net Check -----
Amt 610.00

RECEIVED

FEB 21 2023

OWRD

11/07/22

Vendor ID:OWRD

Vendor Name: Oregon Water Resources

Invoice No.

Date

Invoice Amt.

Amt. Paid

Discounts

Credits

Net Amount

2022 PETITION

11/01/22

3800.00

3800.00

0.00

0.00

3800.00

Net Check

Amt

3800.00

RECEIVED

DEC 29 2022

OWRD
SALEM, OREGON

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 139829

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

INVOICE # _____

RECEIVED FROM:

Tumalo Irrigation District

BY:

CASH:

☐

CHECK: #

☒

20534

OTHER: (IDENTIFY)

☐

APPLICATION

PERMIT

TRANSFER

T-14/35

TOTAL REC'D

\$3800.00

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

46110

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$3800.00

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD#

0210 MONITORING WELLS

\$

CARD#

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:

139829

DATED:

12-29-2022

BY:



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

Received by OWRD

DEC 29 2022

Salem, OR

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 Irrigation District			PHONE NO. (541) 382-3053	ADDITIONAL CONTACT NO.
ADDRESS 64697 Cook Avenue			COUNTY Deschutes	
CITY Bend	STATE OR	ZIP 97703	E-MAIL april@tumalo.org	
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 n/a			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.	95175	-	See Attachment A
2.	95176	-	See Attachment A
3.	95177	-	See Attachment A
4.	95178	-	See Attachment A
5.	74149	-	See Attachment A

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3. ATTACHMENTS

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

<p>Supplemental Form A –</p> <p>Description of Proposed Change(s) to a Water Right</p> <p><input checked="" type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.</p> <p>Map</p> <p><input checked="" type="checkbox"/> 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).</p>	<p>Fees:</p> <p><input checked="" type="checkbox"/> Amount enclosed: \$ 3,800.00 See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.</p> <p>Land Use Compatibility Statement</p> <p><input type="checkbox"/> The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation only and d) the use is located within an irrigation district or an exclusive farm use zone.</p>
---	--

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

Chris Schull
name (print)

11/7/2022
date

OR

Authorized District Representative signature

name (print)

date

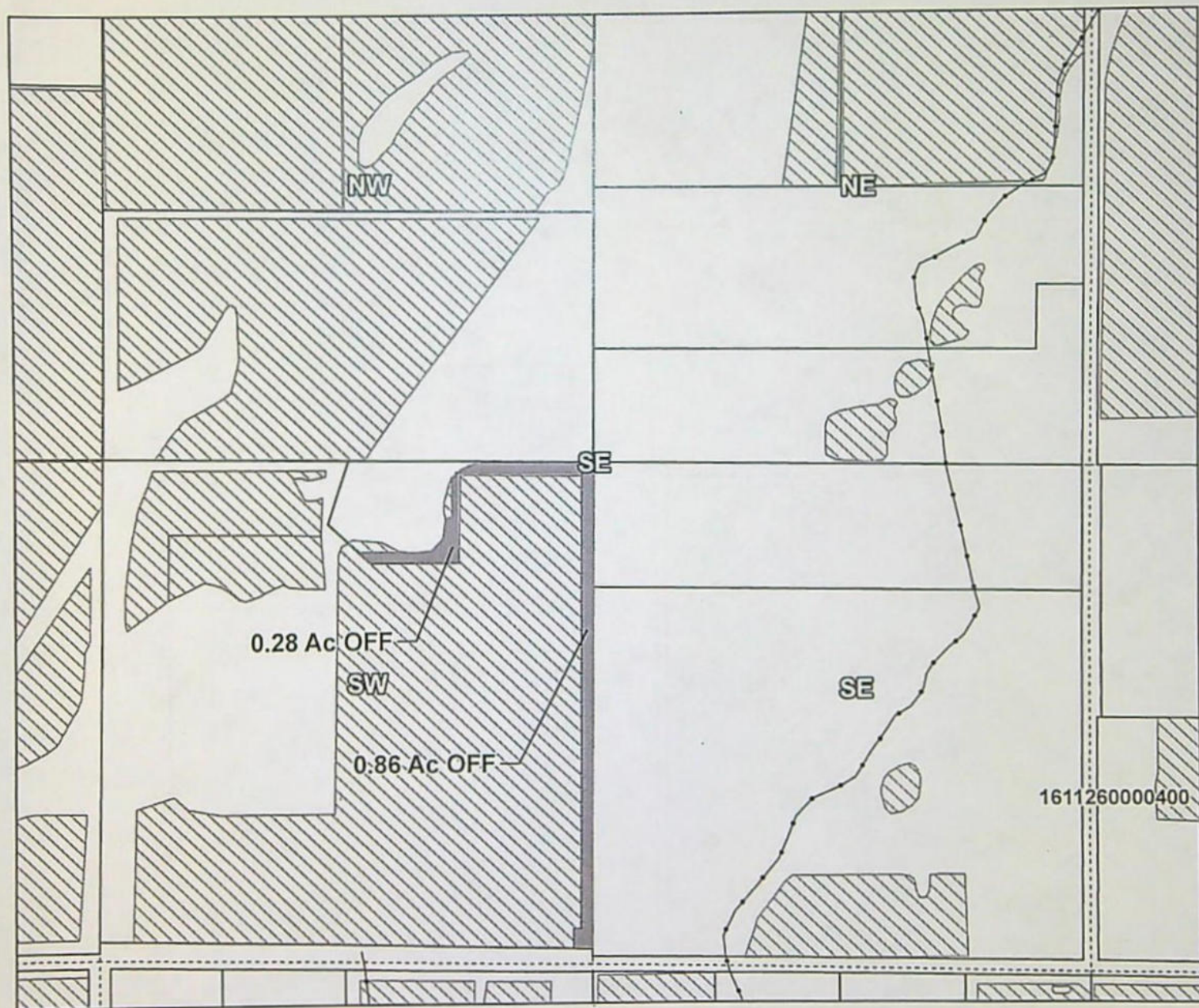
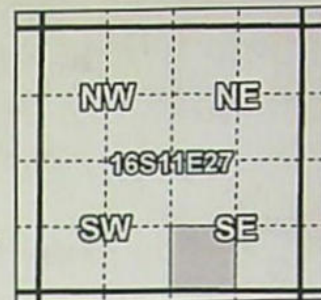
Before submitting your application to the Department, be sure you have:

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

Tumalo Irrigation District

2022 District Transfer Application "Off" Map

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres Off, 0.34 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots

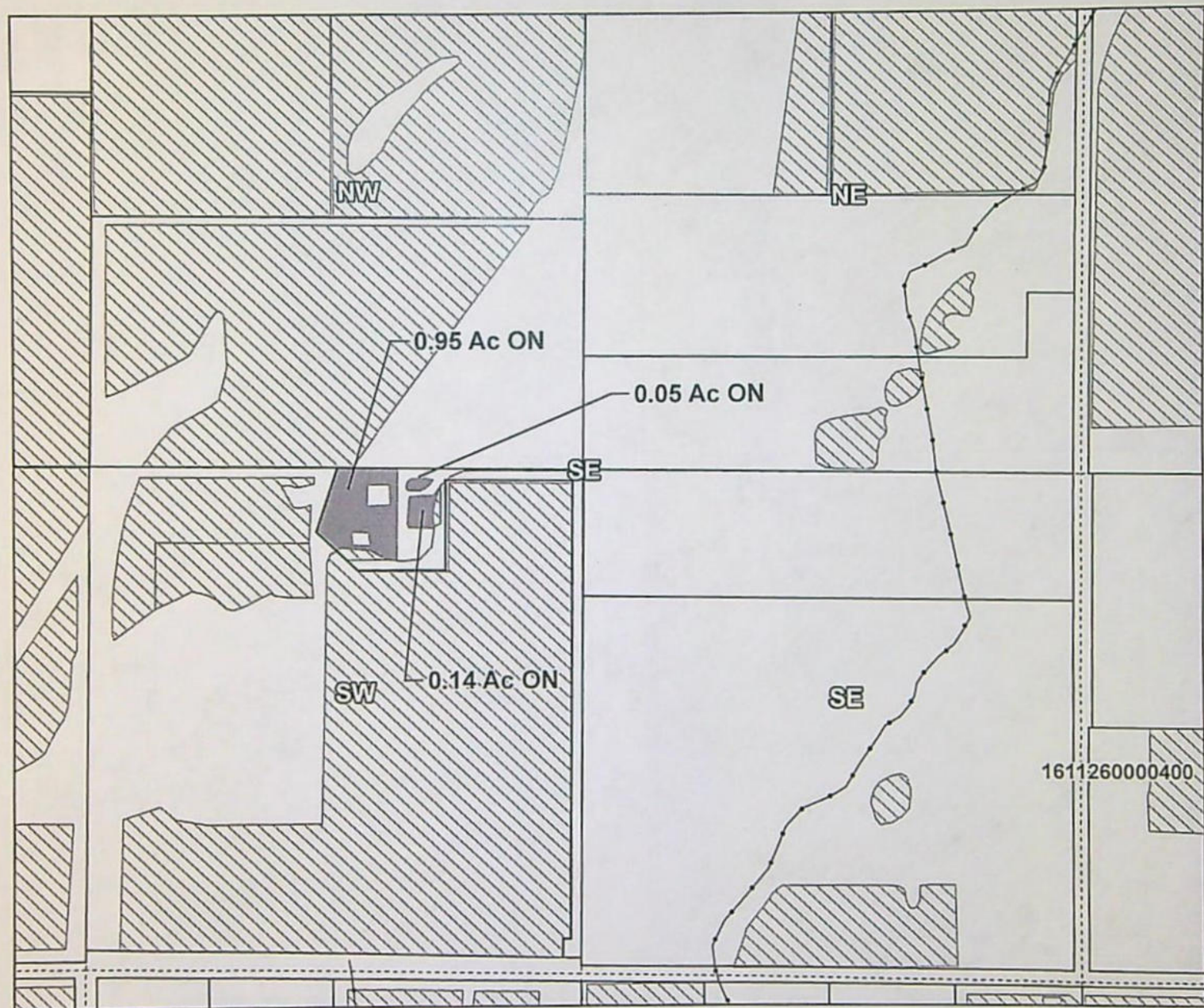
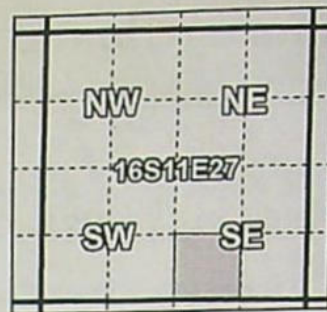


1 inch = 400 feet

Tumalo Irrigation District

2022 District Transfer Application "On" Map

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS),
79719 (S) for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

DEC 29 2022

Tumalo Irrigation District, 64697 Cook Avenue, Bend, OR 97703

DISTRICT PETITION FOR PERMANENT TRANSFER

Salem, OR

PROPOSED CHANGES TO THE WATER RIGHT: Tumalo Irrigation District proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

TABLE #3 – AUTHORIZED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175*	1	9/1/1900	IR	17 S	11 E	13	NW SE		100	9.00	ERMK, LLC
95175	1	9/1/1900	IR	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.
95175	1	8/5/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.
95175*	1	9/1/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.
95176	1	10/29/1913	IR	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.
95176	1	10/29/1913	IR	16 S	11 E	25	NW SE		911	0.40	Lahey, Neil D. & Hilary A.
*Incorporated CW-9 Lands										TOTAL:	13.19

TABLE #4 – PROPOSED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175*	1	9/1/1900	IR	17 S	11 E	12	NW SW		900	9.00	McClain Revocable Trust
95175	1	9/1/1900	IR	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.
95175	1	8/5/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.
95175*	1	9/1/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.
95176	1	10/29/1913	IR	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.
95176	1	10/29/1913	IR	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.
*Incorporated CW-9 Lands										TOTAL:	13.19

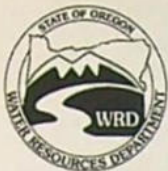
Primary (IR): Supplemental (IS):

95175 (IR): 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

95176 (IR): 95177 (IS), 95178 (IS), 74149 (IS)

95175* (IR): 95177 (IS), 95178 (IS), 74149 (IS)

14135



District Permanent Water Right Transfer Application

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Supplemental Form A

DEC 29 2022

Salem, OR

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	95175	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	-
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	-
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	-
	Permit Number	

- Name on Permit, Certificate, or Decree: Tumalo Irrigation District
- Priority Date(s): August 5, 1900. September 1, 1900. April 28, 1905. May 27, 1907. June 1, 1907.

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Tumalo Creek

Tributary to: Deschutes River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers? 95176, 95177, 74149, 95178

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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Salem, OR

▪ Certificate Number or other identifying number: 95175

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TWP	RNG	SEC	QQ	MEASURED DISTANCES
1P	17 S	11 E	23	SW NE	N. 70° 21' W.; 1,550 feet from the East ¼ corner of Section 23. (Tumalo Feed Canal)

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DEC 29 2022

Salem, OR

▪ Certificate Number or other identifying number: 95175

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV")

T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

TABLE I. – AUTHORIZED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	09/01/1900	IR	17 S	11 E	13	NW SE		100	9.00	ERMK, LLC	N22.001 *
1	09/01/1900	IR	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
1	08/05/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
1	09/01/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003 *
*Incorporated CW-9 Lands									TOTAL:	11.54	

TABLE II. – PROPOSED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	09/01/1900	IR	17 S	11 E	12	NW SW		900	9.00	McClain Revocable Trust	N22.001 *
1	09/01/1900	IR	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
1	08/05/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
1	09/01/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003 *
*Incorporated CW-9 Lands									TOTAL:	11.54	

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DEC 29 2022

Salem, OR



District Permanent Water Right Transfer Application Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	95176	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Tumalo Irrigation District
- Priority Date(s): October 29, 1913

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Tumalo Creek

Tributary to: Deschutes River

- Are there other water rights, Permits or Ground Water Registrations associated with this land?

☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers? 95177, 95178, 74149

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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- Certificate Number or other identifying number: 95176

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TWP	RNG	SEC	QQ	MEASURED DISTANCES
1	17 S	11 E	23	SW NE	N 70° 21' W, 1550 feet from the E¼ Corner of Section 23. (Tumalo Feed Canal)

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Salem, OR

▪ Certificate Number or other identifying number: 95176

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

TABLE I. – AUTHORIZED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/29/1913	IR	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.	N22.004
1	10/29/1913	IR	16 S	11 E	25	NW SE		911	0.4	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									1.65		

TABLE II. – PROPOSED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/29/1913	IR	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.	N22.004
1	10/29/1913	IR	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									1.65		

(Supplementals on Page 4)

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95176 (Supplementals)

TABLE I. – AUTHORIZED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/29/1913	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
1	10/29/1913	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
TOTAL:									2.34		

TABLE II. – PROPOSED PLACE OF USE											
POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
1	10/29/1913	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
1	10/29/1913	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
TOTAL:									2.34		

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District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A **separate Supplemental Form A must be completed for each** certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	95177	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	Date Claim of Beneficial Use Submitted
	Permit Number	
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	Date Claim of Beneficial Use Submitted
	Previous Transfer Number	
<input type="checkbox"/> Permit for Supplemental Irrigation	-	Date Claim of Beneficial Use Submitted
	Permit Number	

- Name on Permit, Certificate, or Decree: Tumalo Irrigation District
- Priority Date(s): April 7, 1911

, If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Crescent Lake Reservoir, constructed under Permit R-102.

Tributary to: Crescent Creek

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
☐ Yes ☒ No

If "Yes", what are the Permit, Registration or Certificate Numbers?

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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Salem, OR

- Certificate Number or other identifying number: 95177

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TWP	RNG	SEC	QQ	MEASURED DISTANCES
2S	24 S	6 E	11	SE SW & SW SE	

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▪ Certificate Number or other identifying number: 95177

Received by OWRD

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

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Salem, OR

TABLE I. - AUTHORIZED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
2S	04/07/1911	IS	17 S	11 E	13	NW SE		100	9.00	ERMK, LLC	N22.001
2S	04/07/1911	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
2S	04/07/1911	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
2S	04/07/1911	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
2S	04/07/1911	IS	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.	N22.004
2S	04/07/1911	IS	16 S	11 E	25	NW SE		911	0.40	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		

TABLE II. - PROPOSED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
2S	04/07/1911	IS	17 S	11 E	12	NW SW		900	9.00	McClain Revocable Trust	N22.001
2S	04/07/1911	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
2S	04/07/1911	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
2S	04/07/1911	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
2S	04/07/1911	IS	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.	N22.004
2S	04/07/1911	IS	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		

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District Permanent Water Right Transfer Application

Supplemental Form A

Received by OWRD

DEC 29 2022

Salem, OR

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	95178	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right		
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	
	Permit Number	

- Name on Permit, Certificate, or Decree: Tumalo Irrigation District
- Priority Date(s): December 8, 1961

, If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Crescent Lake Reservoir, constructed under Permit R-2744.

Tributary to: Crescent Creek and the Little Deschutes River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
☐ Yes ☒ No

If "Yes", what are the Permit, Registration or Certificate Numbers?

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

by UWRD
DEC 29 2022
Salem, OR

▪ Certificate Number or other identifying number: 95178

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):

(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TW P	RN G	SE C	QQ	MEASURED DISTANCES
4S	17 S	12 E	32	NW NE	2050 feet West from the NE corner of Section 32; Deschutes River (Bend Feed Canal)
4S	24 S	6 E	11	SE SW	(Crescent Lake Reservoir)

14135

DEC 29 2022

▪ Certificate Number or other identifying number: 95178

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer. **Salem, OR**

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the existing water right.

TABLE I. – AUTHORIZED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
4S	12/8/1961	IS	17 S	11 E	13	NW SE		100	9.00	ERMK, LLC	N22.001
4S	12/8/1961	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
4S	12/8/1961	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
4S	12/8/1961	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
4S	12/8/1961	IS	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.	N22.004
4S	12/8/1961	IS	16 S	11 E	25	NW SE		911	0.40	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		

TABLE II. – PROPOSED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
4S	12/8/1961	IS	17 S	11 E	12	NW SW		900	9.00	McClain Revocable Trust	N22.001
4S	12/8/1961	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
4S	12/8/1961	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
4S	12/8/1961	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
4S	12/8/1961	IS	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.	N22.004
4S	12/8/1961	IS	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		

DEC 29 2022

Salem, OR



District Permanent Water Right Transfer Application

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

1. CURRENT WATER RIGHT INFORMATION

Water Right Subject to Transfer (check and complete one of the following):

<input checked="" type="checkbox"/> Certificated Right	74149	
	Certificate Number	
<input type="checkbox"/> Adjudicated, Non-certificated Right	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved	-	-
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed	-	-
	Previous Transfer Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Permit for Supplemental Irrigation	-	-
	Permit Number	

- Name on Permit, Certificate, or Decree: Tumalo Irrigation District

- Priority Date(s): 1905

, If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: Deschutes River

Tributary to: Columbia River

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?

☐ Yes ☒ No

If "Yes", what are the Permit, Registration or Certificate Numbers?

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

Reviewed by CARD

DEC 29 2022

Salem, OR

▪ Certificate Number or other identifying number: 74149

The following information must be provided only for those points of diversion or appropriation that are involved in the transfer.

If a point of diversion or appropriation is not numbered on the decree or water right certificate or permit, assign it a unique number in the following table (e.g. POD #1 or POA(well) #1). Use the number to refer to the point of diversion or appropriation serving the place of use described in Tables I and II. Note: Permanent district transfers do not allow for a change in point of diversion or appropriation to serve the proposed place of use.

Government lot and donation land claim numbers must be included in the table below **only** if the information is reflected on the existing water right.

Location of Existing Authorized Point(s) of Diversion (POD) or Appropriation (POA):
(i.e., the allowed point(s) of diversion or appropriation listed on the water right for the "FROM" or "OFF" lands)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)					
POD ID#	TW P	RN G	SE C	QQ	MEASURED DISTANCES
3S	17 S	12 E	32	NW NE	100 Feet South and 550 Feet East from the N¼ corner of Section 32. (Bend Feed Canal)

14135

▪ Certificate Number or other identifying number: 74149

Received by OWRD

Provided the district filed notice of a change in place of use pursuant to OAR 690-385-4100, reference the District Internal Notice Number (DINN) used to describe the change(s) to be made permanent by this transfer.

Government lot (GOV'T LOT) and donation land claim numbers (DLC) must be included in the tables below **only** if the information is reflected on the original right.

TABLE I. - AUTHORIZED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
3S	1905	IS	17 S	11 E	13	NW SE		100	9.00	ERMK, LLC	N22.001
3S	1905	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
3S	1905	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
3S	1905	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
3S	1905	IS	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.	N22.004
3S	1905	IS	16 S	11 E	25	NW SE		911	0.40	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		

TABLE II. - PROPOSED PLACE OF USE

POD	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME	Notice #
			TWP	RNG	SEC	QQ	GLot	TAX LOT			
3S	1905	IS	17 S	11 E	12	NW SW		900	9.00	McClain Revocable Trust	N22.001
3S	1905	IS	16 S	11 E	27	SW SE		502	1.14	Kingery, John B. & Marilyn S.	N22.002
3S	1905	IS	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.	N22.003
3S	1905	IS	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.	N22.003
3S	1905	IS	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.	N22.004
3S	1905	IS	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.	N22.004
TOTAL:									13.19		



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

Received by OWRD
DEC 29 2022
Salem, OR
Notice of District
Permanent Water Right
Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: **Tumalo Irrigation District**

Contact Person: **April L. Harris Spath**

Phone: **541-382-3053**

Mailing Address: **64697 Cook Avenue**

City: **Bend** State: **OR** Zip: **97703**

*E-Mail address: **april@tumalo.org**

**Optional information*

District Internal Notice Number (DINN): **N22.001**

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

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
95175*	-	See Attachment A (1P)

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION – MEASURED DISTANCES
95175*	-	1	See Attachment A (1P)

*Incorporated CW-9 Lands

Received by OWRD

DEC 29 2022

Salem, OR

4. PROPOSED CHANGES TO THE WATER RIGHT

The district proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

TABLE I – AUTHORIZED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175*	1	9/1/1900	IR	17 S	11 E	13	NW SE		00100	9.00	ERMK, LLC
TOTAL:										9.00	

TABLE II – PROPOSED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175*	1	9/1/1900	IR	17 S	11 E	12	NW SW		00900	9.00	McClain Revocable Trust
TOTAL:										9.00	

Primary (IR): Supplemental (IS):

95175* (IR): 95177 (IS), 95178 (IS), 74149 (IS)

*Incorporated CW-9 Lands

14135

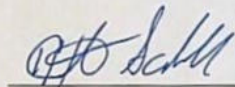
DEC 29 2022

5. MAPS and AUTHORIZATIONS

- ☒ Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385.
- ☒ The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- ☒ Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- ☒ The water rights affected by this change do not require a Land Use Compatibility Statement because ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation **only** and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

6. SIGNATURES

I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.

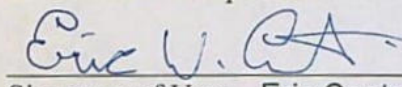


Signature of District Manager
or Authorized Representative

Chris Schull

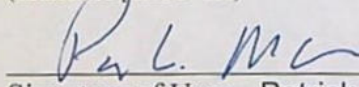
Type or Print Name of District Manager
or Authorized Representative

11/24/21
Date



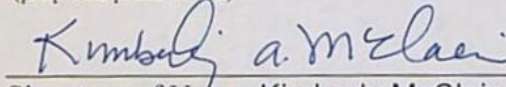
Signature of User – Eric Coats
(authorized place of use)

11-24-21
Date



Signature of User – Patrick McClain
(proposed place of use)

11-10-21
Date



Signature of User – Kimberly McClain
(proposed place of use)

11-12-21
Date

INSTRUCTIONS FOR FILING NOTICE:

1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.

2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to Oregon Water Resources Department 725 Summer Street NE, Suite A
Salem, OR 97301-1271

DEC 29 2022

Attachment A:

Certificate	Use	Permit/Decree	Priority Date, OR	POD
95175	IR	Tumalo 1911 Decree V1, P135 & V16, P188	8/5/1900, 9/1/1900, 4/28/1905, 5/27/1907, 6/1/1907	1
95176	IR	Permit #19628	10/29/1913	1
83571	IR	Deschutes 1926 Decree V8, P405	10/31/1900	9
95176	IS	Permit #19628	10/29/1913	1
95177	IS	Permit #624	4/7/1911	2S
74149	IS	Deschutes 1928 Decree V9, P362	1905	3S
95178	IS	Permit #27841	12/8/1961	4S
76714	IS	Permit #23256	2/28/1913	11S

*Incorporated CW-9 Lands

POD	Source	Location
1	Tumalo Creek, tributary to the Deschutes River	SW¼ NE¼, Section 23, T. 17 S., R. 11 E., W.M.; N. 70° 21' W.; 1550 feet from the E ¼ corner of Section 23. (Tumalo Feed Canal)
9	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
2S	Crescent Lake Reservoir, constructed under Permit R-102, tributary to Crescent Creek:	SE¼ SW¼ & SW¼ SE¼ Section 11, T. 24 S., R. 6 E., W.M.
3S	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
4S	Crescent Lake Reservoir, constructed under Permit R-2744, tributary to Crescent Creek and the Little Deschutes River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32; Crescent Lake Reservoir - SE¼ SW¼, Section 11, T. 24 S., R. 6 E., W.M.;
11S	Crane Prairie Reservoir, constructed under Permit R-1687, tributary of Deschutes River	POD #11-SE¼ NE¼, Section 29, T. 17 S., R. 12 E., W.M.; 850 Feet North and 630 Feet East from the N¼ Corner, Section 29. (Bend Feed Canal)

Bend Feed Canal, Station ID: 14068500



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

Received by OWN

DEC 29 2022

Salem, OR

Notice of District Permanent Water Right Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: **Tumalo Irrigation District**

Contact Person: **April L. Harris Spath**

Phone: **541-382-3053**

Mailing Address: **64697 Cook Avenue**

City: **Bend** State: **OR** Zip: **97703**

*E-Mail address: **april@tumalo.org**

*Optional information

District Internal Notice Number (DINN): **N22.002**

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

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
95175	-	See Attachment A (1P)

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION – MEASURED DISTANCES
95175	-	1	See Attachment A

4. PROPOSED CHANGES TO THE WATER RIGHT

Received by OWRD

The district proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

Salem, OR

TABLE 1 – AUTHORIZED PLACE OF USE (POU)											
CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175	1	9/1/1900	IR	16 S	11 E	27	SW SE		00502	1.14	Kingery, John B. & Marilyn S.
TOTAL:										1.14	

TABLE II – PROPOSED PLACE OF USE (POU)											
CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175	1	9/1/1900	IR	16 S	11 E	27	SW SE		00502	1.14	Kingery, John B. & Marilyn S.
TOTAL:										1.14	

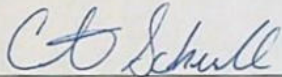
Primary (IR):	Supplemental (IS):
95175 (IR):	95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

5. MAPS and AUTHORIZATIONS

- ☒ Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385. Salem, OR
- ☒ The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- ☒ Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- ☒ The water rights affected by this change do not require a Land Use Compatibility Statement because ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation **only** and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

6. SIGNATURES

I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.

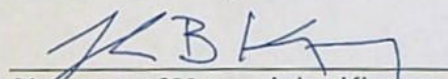


Signature of District Manager
or Authorized Representative

Chris Schull

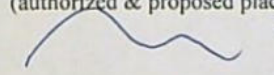
Type or Print Name of District Manager
or Authorized Representative

3/1/22
Date



Signature of User – John Kingery
(authorized & proposed place of use)

3/1/22
Date



Signature of User – Marilyn Kingery
(authorized & proposed place of use)

1 March 2022
Date

INSTRUCTIONS FOR FILING NOTICE:

- 1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.
- 2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1271

14135

DEC 29 2022

Attachment A:

Certificate	Use	Permit/Decree	Priority Date	Salem, OR POD
95175	IR	Tumalo 1911 Decree V1, P135 & V16, P188	8/5/1900, 9/1/1900, 4/28/1905, 5/27/1907, 6/1/1907	1
95176	IR	Permit #19628	10/29/1913	1
83571	IR	Deschutes 1926 Decree V8, P405	10/31/1900	9
95176	IS	Permit #19628	10/29/1913	1
95177	IS	Permit #624	4/7/1911	2S
74149	IS	Deschutes 1928 Decree V9, P362	1905	3S
95178	IS	Permit #27841	12/8/1961	4S
76714	IS	Permit #23256	2/28/1913	11S

*Incorporated CW-9 Lands

POD	Source	Location
1	Tumalo Creek, tributary to the Deschutes River	SW¼ NE¼, Section 23, T. 17 S., R. 11 E., W.M.; N. 70° 21' W.; 1550 feet from the E ¼ corner of Section 23. (Tumalo Feed Canal)
9	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
2S	Crescent Lake Reservoir, constructed under Permit R-102, tributary to Crescent Creek:	SE¼ SW¼ & SW¼ SE¼ Section 11, T. 24 S., R. 6 E., W.M.
3S	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
4S	Crescent Lake Reservoir, constructed under Permit R-2744, tributary to Crescent Creek and the Little Deschutes River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32; Crescent Lake Reservoir - SE¼ SW¼, Section 11, T. 24 S., R. 6 E., W.M.;
11S	Crane Prairie Reservoir, constructed under Permit R-1687, tributary of Deschutes River	POD #11-SE¼ NE¼, Section 29, T. 17 S., R. 12 E., W.M.; 850 Feet North and 630 Feet East from the N¼ Corner, Section 29. (Bend Feed Canal)

Bend Feed Canal, Station ID: 14068500

14135



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

Received by OWRD

DEC 29 2022

Salem, OR

Notice of District Permanent Water Right

Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: **Tumalo Irrigation District**

Contact Person: **April L. Harris Spath**

Phone: **541-382-3053**

Mailing Address: **64697 Cook Avenue**

City: **Bend** State: **OR** Zip: **97703**

*E-Mail address: **april@tumalo.org**

*Optional information

District Internal Notice Number (DINN): **N22.003**

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

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
95175	-	See Attachment A (1P)

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION – MEASURED DISTANCES
95175	-	1	See Attachment A (1P)

14135

4. PROPOSED CHANGES TO THE WATER RIGHT

DEC 29 2022

The district proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

Salem, OR

TABLE I – AUTHORIZED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175	1	8/5/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.
95175*	1	9/1/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.
*Incorporated CW-9 Lands										TOTAL: 1.40	

TABLE II – PROPOSED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95175	1	8/5/1900	IR	17 S	11 E	11	SE NW		600	1.20	Dugan, David L. & Melissa A.
95175*	1	9/1/1900	IR	17 S	11 E	11	SE NW		600	0.20	Dugan, David L. & Melissa A.
*Incorporated CW-9 Lands										TOTAL: 1.40	

Primary (IR):	Supplemental (IS):
95175 (IR):	95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)
95175* (IR):	95177 (IS), 95178 (IS), 74149 (IS)

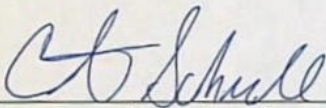
14135

5. MAPS and AUTHORIZATIONS

- ☒ Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385.
- ☒ The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- ☒ Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- ☒ The water rights affected by this change do not require a Land Use Compatibility Statement because ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation **only** and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

6. SIGNATURES

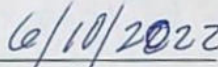
I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.



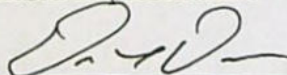
Signature of District Manager
or Authorized Representative

Chris Schull

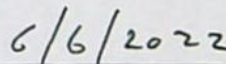
Type or Print Name of District Manager
or Authorized Representative



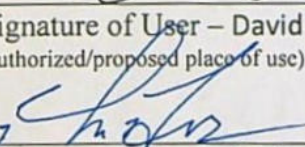
Date



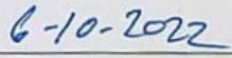
Signature of User – David L. Dugan
(authorized/proposed place of use)



Date



Signature of User – Melissa A. Dugan
(authorized/proposed place of use)



Date

INSTRUCTIONS FOR FILING NOTICE:

- 1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.
- 2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1271

Received by OWRD

DEC 29 2022

Salem, OR

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Attachment A:

Certificate	Use	Permit/Decree	Priority Date	POD
95175	IR	Tumalo 1911 Decree V1, P135 & V16, P188	8/5/1900, 9/1/1900, 4/28/1905, 5/27/1907, 6/1/1907	1
95176	IR	Permit #19628	10/29/1913	1
83571	IR	Deschutes 1926 Decree V8, P405	10/31/1900	9
95176	IS	Permit #19628	10/29/1913	1
95177	IS	Permit #624	4/7/1911	2S
74149	IS	Deschutes 1928 Decree V9, P362	1905	3S
95178	IS	Permit #27841	12/8/1961	4S
76714	IS	Permit #23256	2/28/1913	11S

**Incorporated CW-9 Lands*

POD	Source	Location
1	Tumalo Creek, tributary to the Deschutes River	SW¼ NE¼, Section 23, T. 17 S., R. 11 E., W.M.; N. 70° 21' W.; 1550 feet from the E ¼ corner of Section 23. (Tumalo Feed Canal)
9	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
2S	Crescent Lake Reservoir, constructed under Permit R-102, tributary to Crescent Creek:	SE¼ SW¼ & SW¼ SE¼ Section 11, T. 24 S., R. 6 E., W.M.
3S	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
4S	Crescent Lake Reservoir, constructed under Permit R-2744, tributary to Crescent Creek and the Little Deschutes River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32; Crescent Lake Reservoir - SE¼ SW¼, Section 11, T. 24 S., R. 6 E., W.M.;
11S	Crane Prairie Reservoir, constructed under Permit R-1687, tributary of Deschutes River	POD #11-SE¼ NE¼, Section 29, T. 17 S., R. 12 E., W.M.; 850 Feet North and 630 Feet East from the N¼ Corner, Section 29. (Bend Feed Canal)

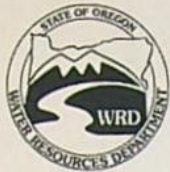
Bend Feed Canal, Station ID: 14068500

Received by OWRD

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Salem, OR

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

DEC 29 2022

Salem, OR

Notice of District Permanent Water Right Transfer

Filing of this notice must occur prior to making the change and must be included in the district's permanent transfer application, which is due no later than the end of the calendar year.

1. APPLICANT INFORMATION

District: **Tumalo Irrigation District**

Contact Person: **April L. Harris Spath**

Phone: **541-382-3053**

Mailing Address: **64697 Cook Avenue**

City: **Bend** State: **OR** Zip: **97703**

*E-Mail address: **april@tumalo.org**

*Optional information

District Internal Notice Number (DINN): **N22.004**

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

Pursuant to ORS 540.580 and OAR Chapter 690, Division 385, the district is providing the Water Resources Department this notice of a proposed change in place of use prior to making the change. The district proposes to change the place of use for the following water rights:

CERTIFICATE NUMBER	PERMIT or TRANSFER NUMBER	DECREE (name, volume, and page)
95176	-	See Attachment A (1P)

3. AUTHORIZED POINTS OF DIVERSION (POD) OR APPROPRIATION (POA)

The authorized point(s) of diversion (POD) or appropriation (POA) for the water rights affected by this notice are as follows:

DECREE or CERTIFICATE	PERMIT or TRANSFER	POD / POA #	LOCATION – MEASURED DISTANCES
95176	-	1	See Attachment A (1P)

14135

DEC 29 2022

4. PROPOSED CHANGES TO THE WATER RIGHT

The district proposes to change the place of use of the described water rights from the authorized location listed in Table I to the location listed in Table II.

Salem, OR

TABLE I – AUTHORIZED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95176	1	10/29/1913	IR	16 S	11 E	25	NE SW		911	1.25	Lahey, Neil D. & Hilary A.
95176	1	10/29/1913	IR	16 S	11 E	25	NW SE		911	0.40	Lahey, Neil D. & Hilary A.
TOTAL:										1.65	

TABLE II – PROPOSED PLACE OF USE (POU)

CERTIFICATE	POD #	PRIORITY DATE	USE	LEGAL DESCRIPTION						ACRES	USER NAME
				TWP	RNG	SEC	QQ	GLot	TAX LOT		
95176	1	10/29/1913	IR	16 S	11 E	25	NE SW		913	0.60	Lahey, Neil D. & Hilary A.
95176	1	10/29/1913	IR	16 S	11 E	25	NW SE		913	1.05	Lahey, Neil D. & Hilary A.
TOTAL:										1.65	

Primary (IR): Supplemental (IS):

95176 (IR): 95177 (IS), 95178 (IS), 74149 (IS)

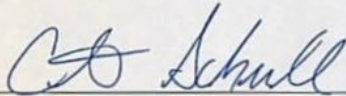
14135

5. MAPS and AUTHORIZATIONS

- ☒ Enclosed is a map for the proposed change in place of use meeting the standards of OAR Chapter 690, Division 385.
- ☒ The water rights affected by this notice are not subject to forfeiture for nonuse under ORS 540.610.
- ☒ Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district.
- ☒ The water rights affected by this change do not require a Land Use Compatibility Statement because ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation **only** and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ The undersigned understand and acknowledge that the proposed change in place of use is subject to the approval of the Water Resources Department. The undersigned also understand and acknowledge that if the Water Resources Department finds the change in place of use allowed by the district under this notice results in injury to an existing water right, the Department may direct the district to cease delivery of water to the proposed place of use or direct the district to mitigate the injury.

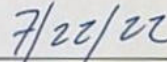
6. SIGNATURES

I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.



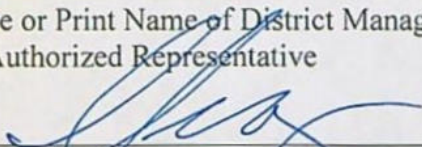
Signature of District Manager
or Authorized Representative

Chris Schull

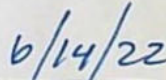


Date

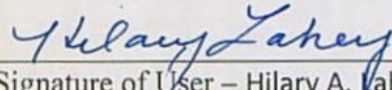
Type or Print Name of District Manager
or Authorized Representative



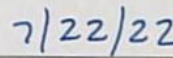
Signature of User – Neil D. Lahey
(authorized/proposed place of use)



Date



Signature of User – Hilary A. Lahey
(authorized/proposed place of use)



Date

INSTRUCTIONS FOR FILING NOTICE:

1) Pursuant to OAR 690-385-4100(3), the district shall deliver this Notice Form and Map(s) to the local Watermaster prior to delivering water to the proposed place of use.

2) Pursuant to OAR 690-385-4100(4), the district also shall concurrently deliver a copy of only the Notice Form (the inclusion of maps is not necessary) to Oregon Water Resources Department 725 Summer Street, Suite A
Salem, OR 97301-1271

Received by OWRD

DEC 29 2022

Salem, OR

14135

Attachment A:

DEC 29 2022

Certificate	Use	Permit/Decree	Priority Date	POD
95175	IR	Tumalo 1911 Decree V1, P135 & V16, P188	8/5/1900, 9/1/1900, 4/28/1905, 5/27/1907, 6/1/1907	Salem, OR
95176	IR	Permit #19628	10/29/1913	1
83571	IR	Deschutes 1926 Decree V8, P405	10/31/1900	9
95176	IS	Permit #19628	10/29/1913	1
95177	IS	Permit #624	4/7/1911	2S
74149	IS	Deschutes 1928 Decree V9, P362	1905	3S
95178	IS	Permit #27841	12/8/1961	4S
76714	IS	Permit #23256	2/28/1913	11S

*Incorporated CW-9 Lands

POD	Source	Location
1	Tumalo Creek, tributary to the Deschutes River	SW¼ NE¼, Section 23, T. 17 S., R. 11 E., W.M.; N. 70° 21' W.; 1550 feet from the E ¼ corner of Section 23. (Tumalo Feed Canal)
9	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
2S	Crescent Lake Reservoir, constructed under Permit R-102, tributary to Crescent Creek:	SE¼ SW¼ & SW¼ SE¼ Section 11, T. 24 S., R. 6 E., W.M.
3S	Deschutes River, tributary to the Columbia River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32;
4S	Crescent Lake Reservoir, constructed under Permit R-2744, tributary to Crescent Creek and the Little Deschutes River	Deschutes River (Tumalo ID Bend Feed Canal) - NW¼ NE¼, Section 32, T. 17 S., R 12 E., W.M.; 2050 feet West from the NE corner of Section 32; Crescent Lake Reservoir - SE¼ SW¼, Section 11, T. 24 S., R. 6 E., W.M.;
11S	Crane Prairie Reservoir, constructed under Permit R-1687, tributary of Deschutes River	POD #11-SE¼ NE¼, Section 29, T. 17 S., R. 12 E., W.M.; 850 Feet North and 630 Feet East from the N¼ Corner, Section 29. (Bend Feed Canal)

Bend Feed Canal, Station ID: 14068500

TUMALO IRRIGATION DISTRICT

T-14135

December 27, 2022

Received by OWRD

DEC 29 2022

Salem, OR

Oregon Water Resources Department
Transfer Section
725 Summer St. NE, Suite A
Salem, Oregon 97301-1271

Re: 2022 District Petition for Permanent Transfer
ORS 540.580 & OAR Chapter 690, Division 385

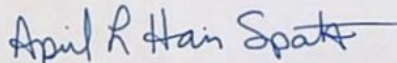
Ann,

Enclosed are the following:

- 2022 District Permanent Transfer Application
- Supplemental Form A for the following certificates: 95175, 95176, 95177, 95178, and 74149.
- Four Notices of District Permanent Transfer (Place of Use) and associated maps.
- The District's check for \$3,800.00 which represents fees & transfer costs.

Please contact me by phone at 541-382-3053 or by e-mail at april@tumalo.org if you have any questions or need additional information. Thank you.

Respectfully,



April L. Harris Spath
Office Manager

14135

Tumalo Irrigation District

2022 District Transfer Application "Off" Map

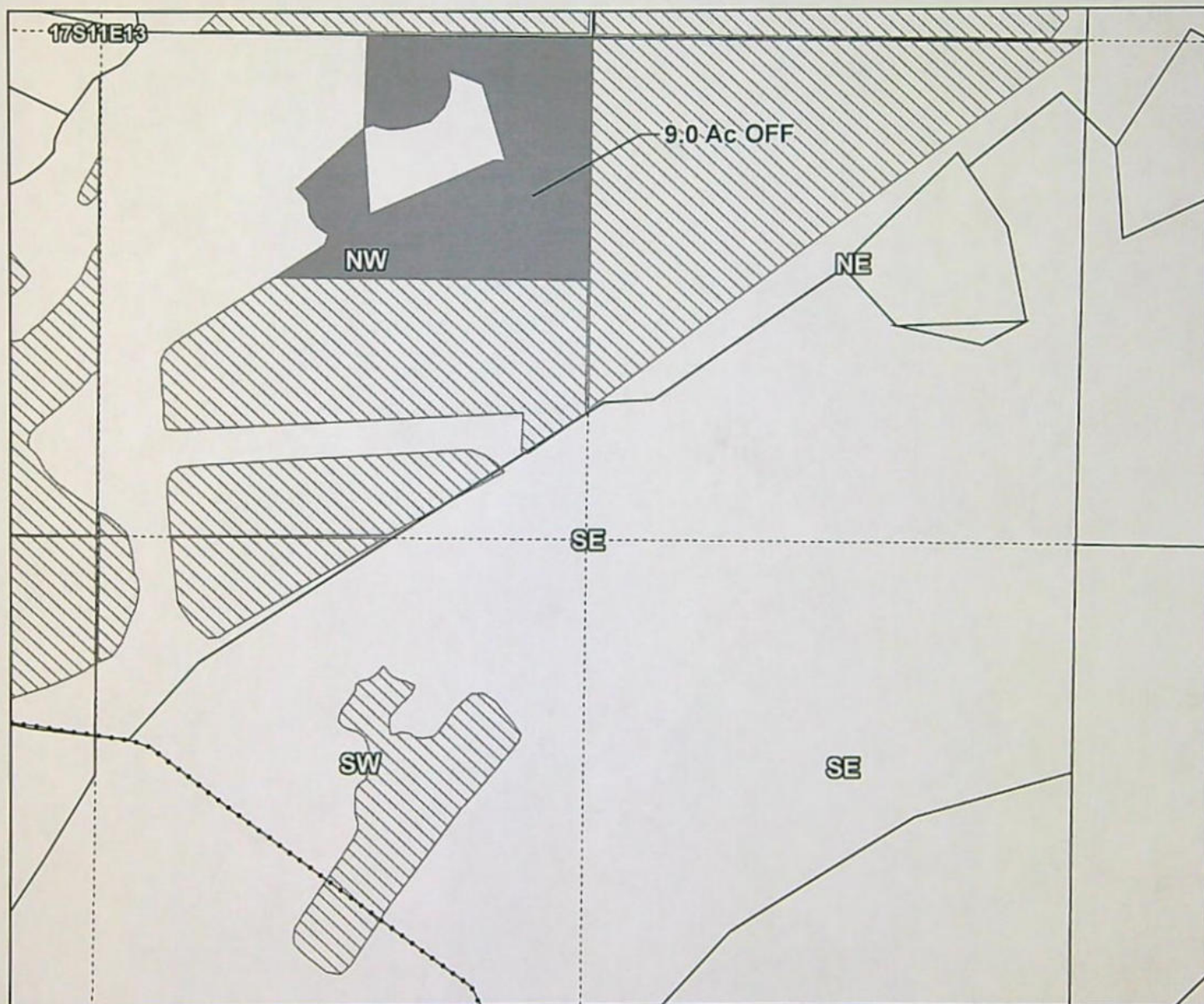
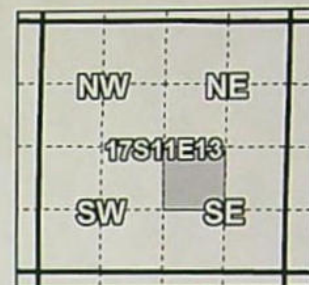
Received by OWRD

DEC 29 2022

Salem, OR

Certificates: 95175*(IR), 95177 (IS), 95178 (IS), 74149 (IS)

for ERMK LLC



Taxlot 1711130000100, 17-11-13-NW/SE: 9.0 Acres Off, 10.6 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

14135

Received by OWRD

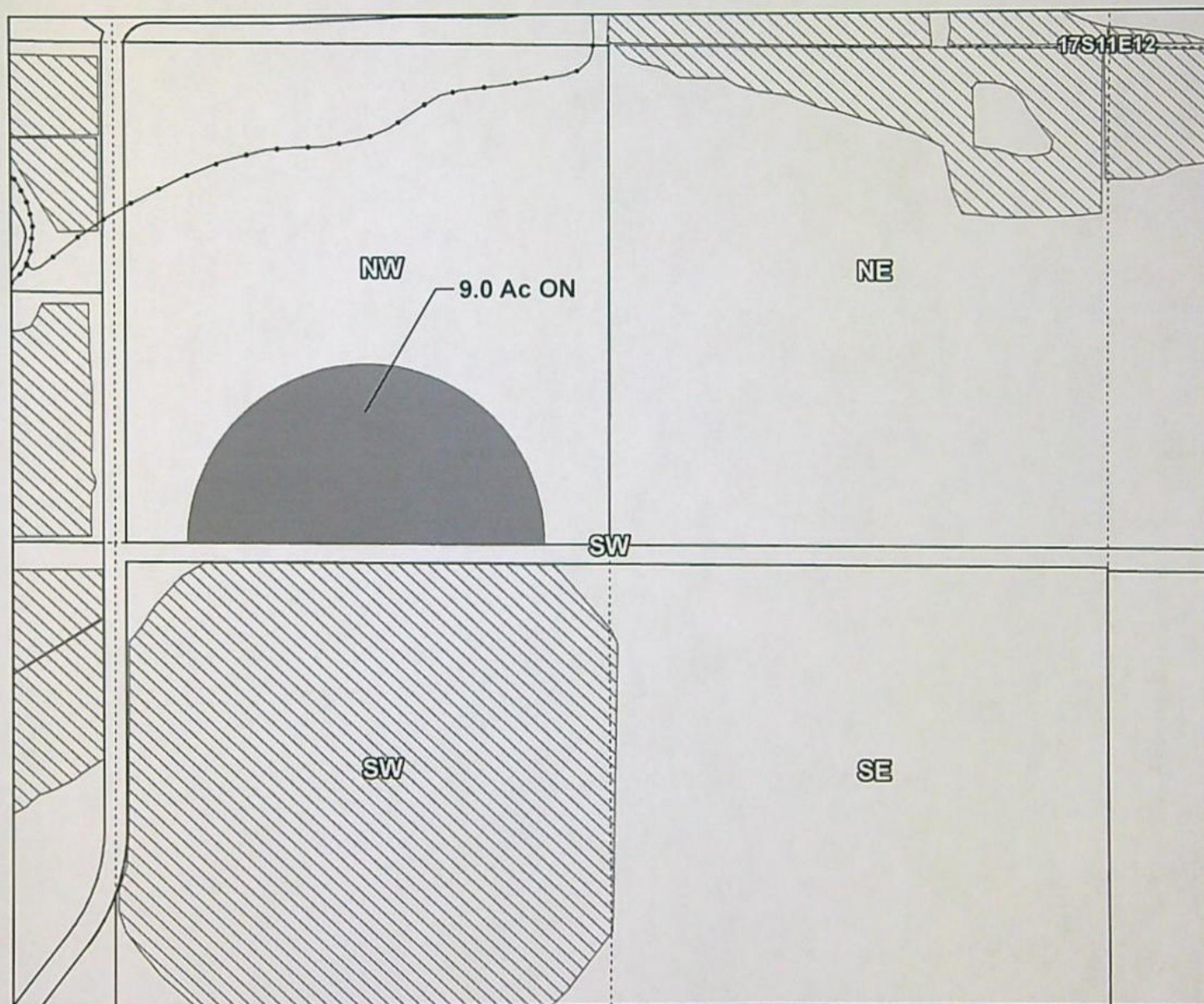
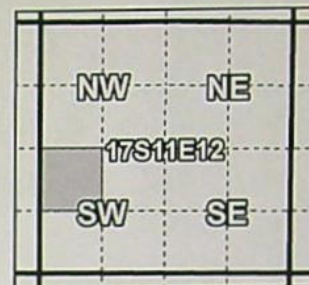
Tumalo Irrigation District**2022 District Transfer Application "On" Map**

DEC 29 2022

Salem, OR

Certificates: 95175* (IR), 95177 (IS), 95178 (IS), 74149 (IS)

for McClain Revocable Trust



Taxlot 1711120000900, 17-11-12-NW/SW: 9.0 Acres On, 9.0 Acres Total

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

14135

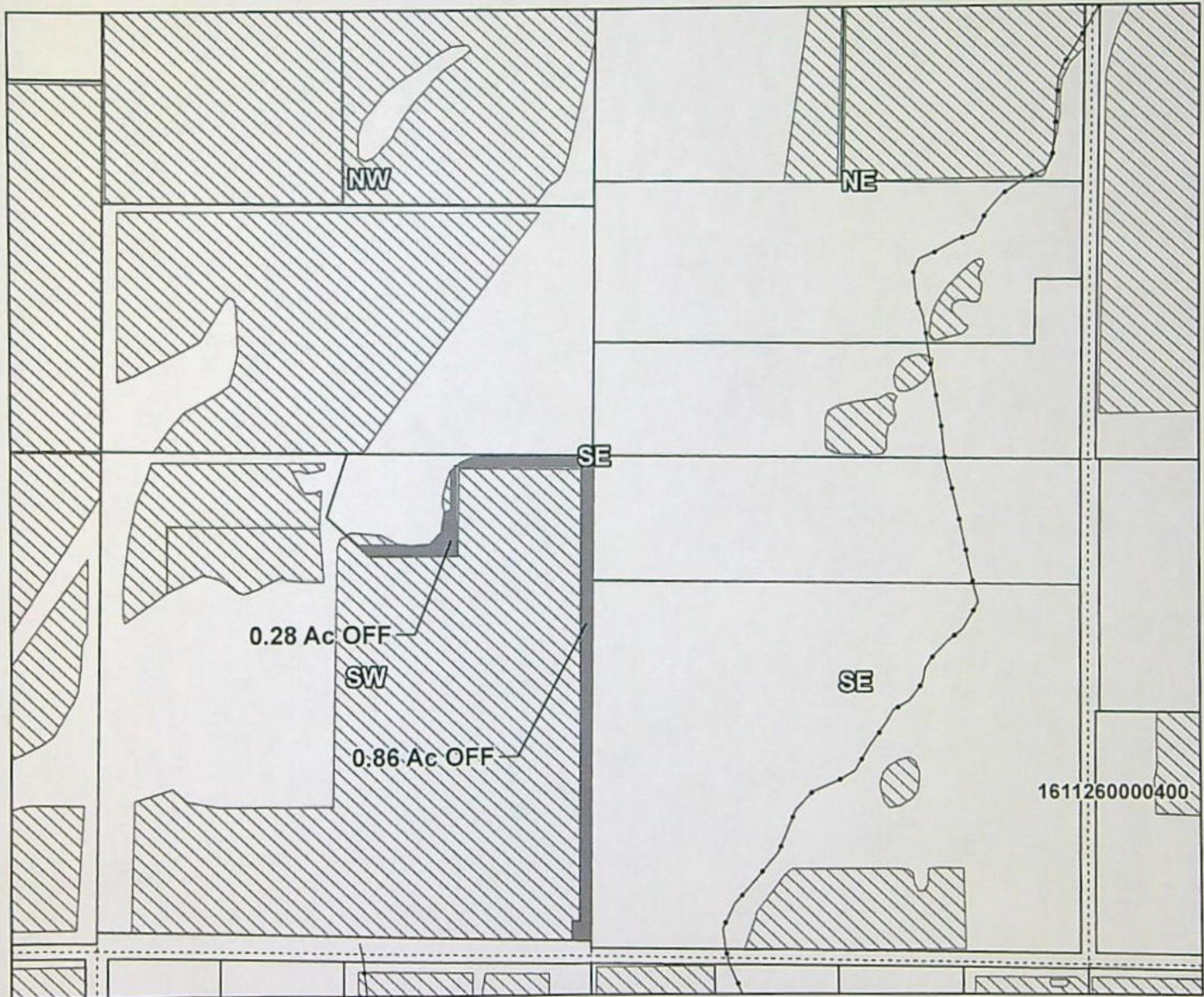
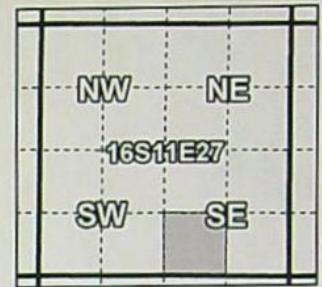
Tumalo Irrigation District**2022 District Transfer Application "Off" Map**

DEC 29 2022

Salem, OR

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres Off, 0.34 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

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Received by OWRD

N22.002

Tumalo Irrigation District

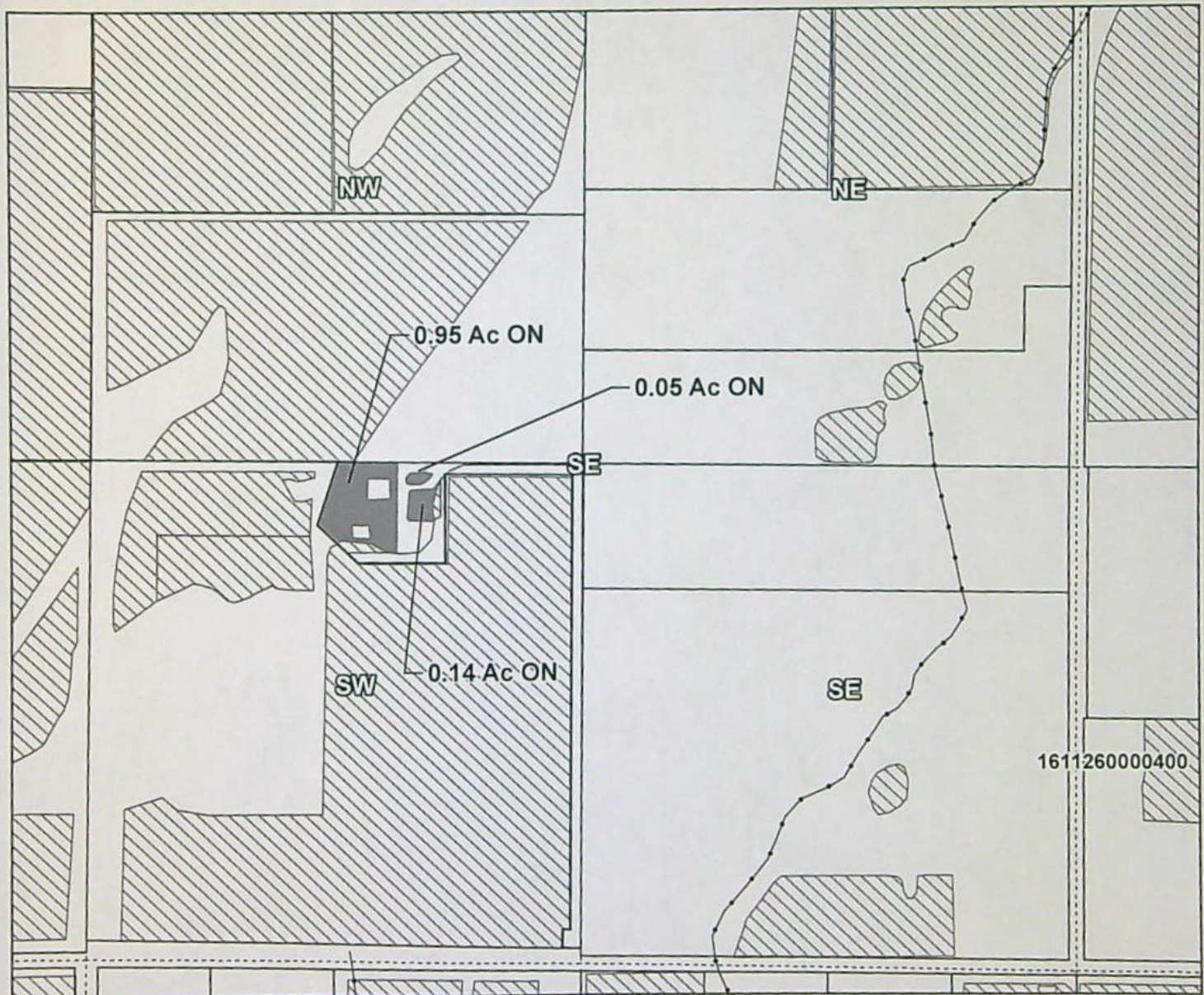
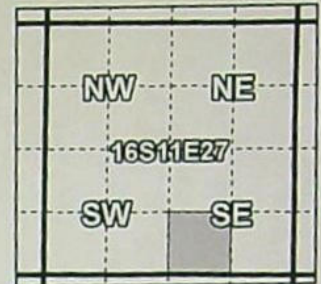
2022 District Transfer Application "On" Map

DEC 29 2022

Salem, OR

Certificates: 95175 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

for Kingery, John



Taxlot 1611270000502, 16-11-27-SW/SE: 1.14 Acres On, 1.48 Acres Total

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

14135

N22.003

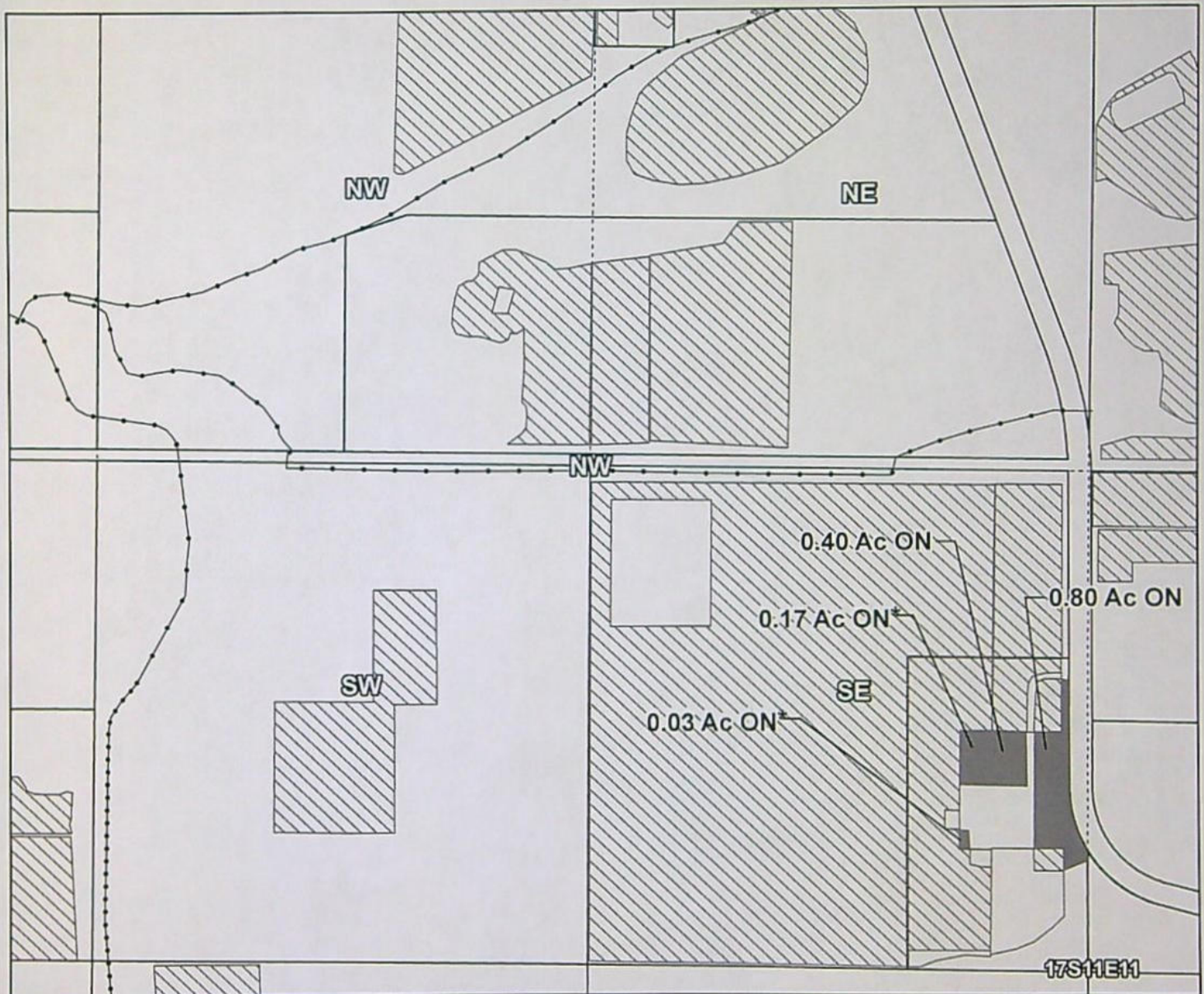
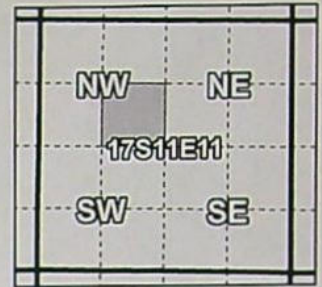
Tumalo Irrigation District

2022 District Transfer Application "On" Map

Salem, OR





Certificates: 95176 (IR), 95176 (IS), 95177 (IS), 95178 (IS), 74149 (IS)

for Dugan



Taxlot 1711110000600, 17-11-11-SE/NW: 1.4 Acres On, 5.35 Acres Total

*Incorporated CW-9 Lands

-  Pipelines and Canals
-  Transfer
-  Primary Water Right
-  Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

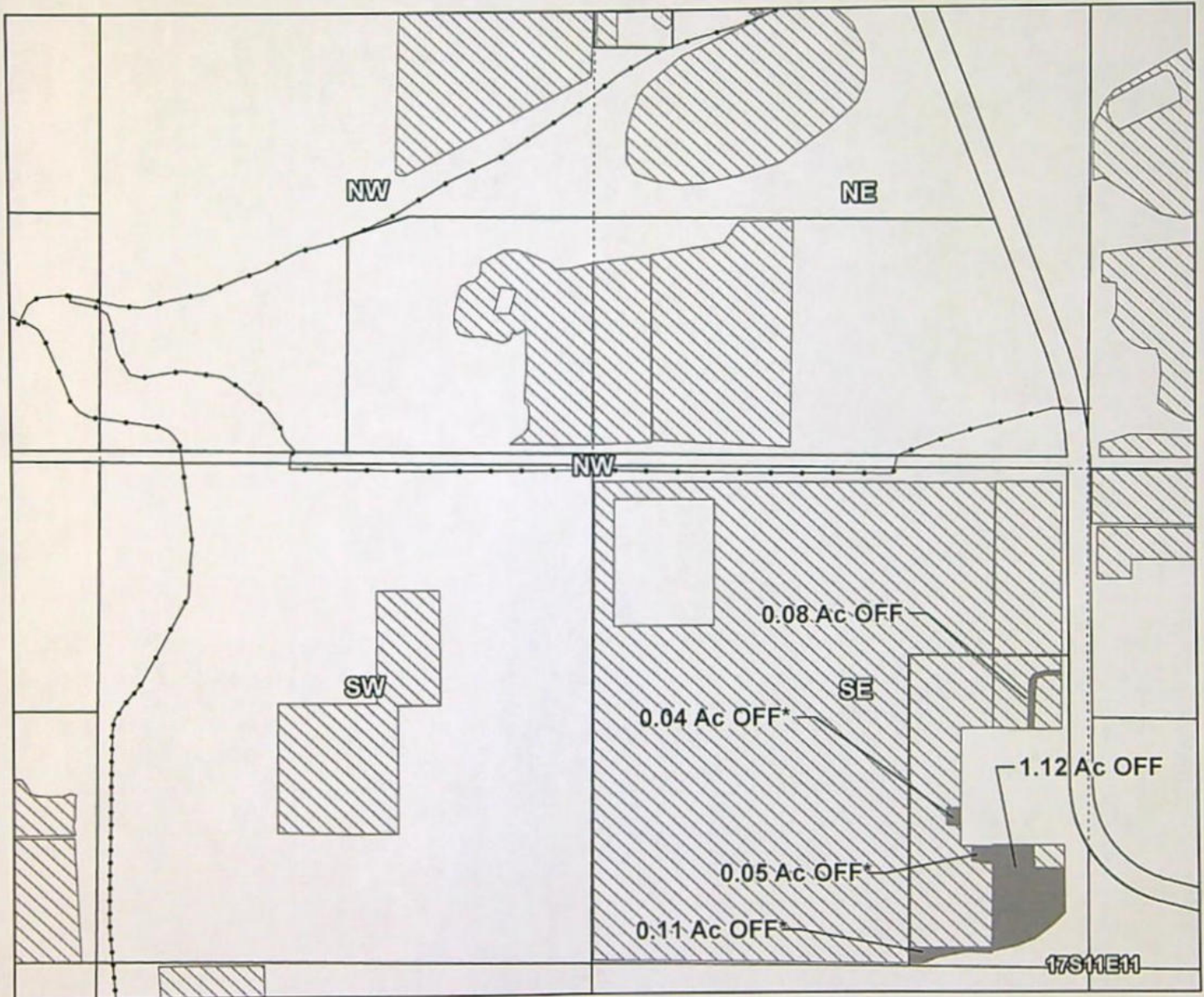
14135

N22.003

DEC 29 2022

Salem, OR

A 2x2 grid diagram with quadrants labeled NW, NE, SW, and SE. The center is labeled 17S11E11. The NW quadrant is shaded gray.



*Incorporated CW-9 Lands

☐ Taxlots



Prepared by Tumalo Irrigation District | October 2022

14135

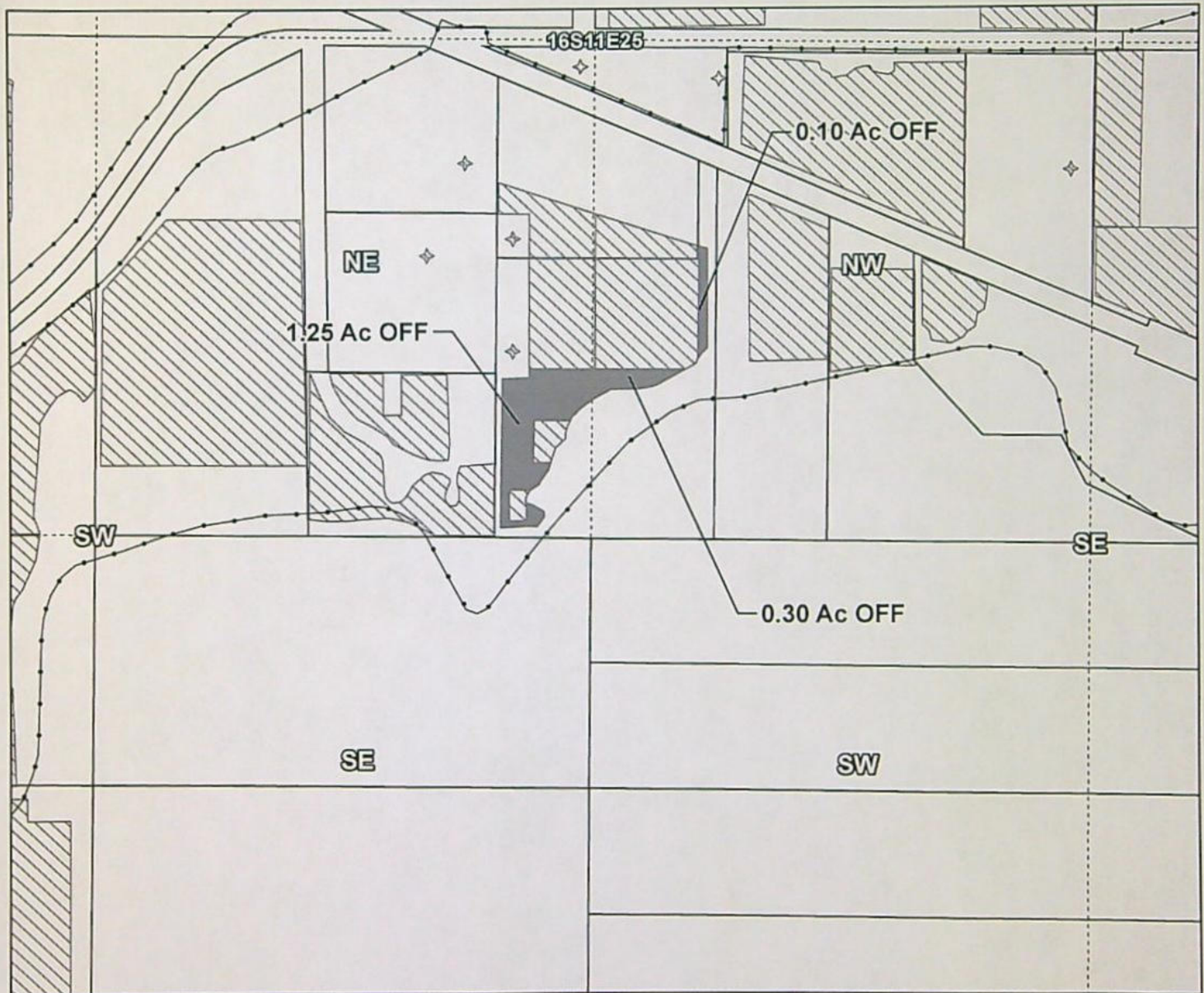
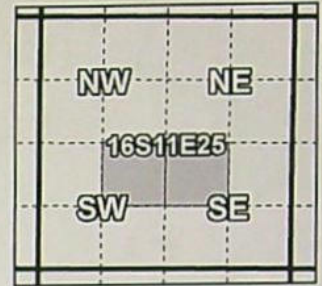
Tumalo Irrigation District**2022 District Transfer Application "Off" Map**

DEC 29 2022

Salem, OR

Certificates: 95176 (IR), 95177 (IS), 95178 (IS), 74149 (IS)

for Lahey



Taxlot 1611250000911, 16-11-25-NE/SW: 1.25 Acres Off, 2.05 Acres Remaining

Taxlot 1611250000911, 16-11-25-NW/SE: 0.40 Acres Off, 1.9 Acres Remaining

- Pipelines and Canals
- Transfer
- ▨ Primary Water Right
- Taxlots



1 inch = 400 feet

Prepared by Tumalo Irrigation District | October 2022

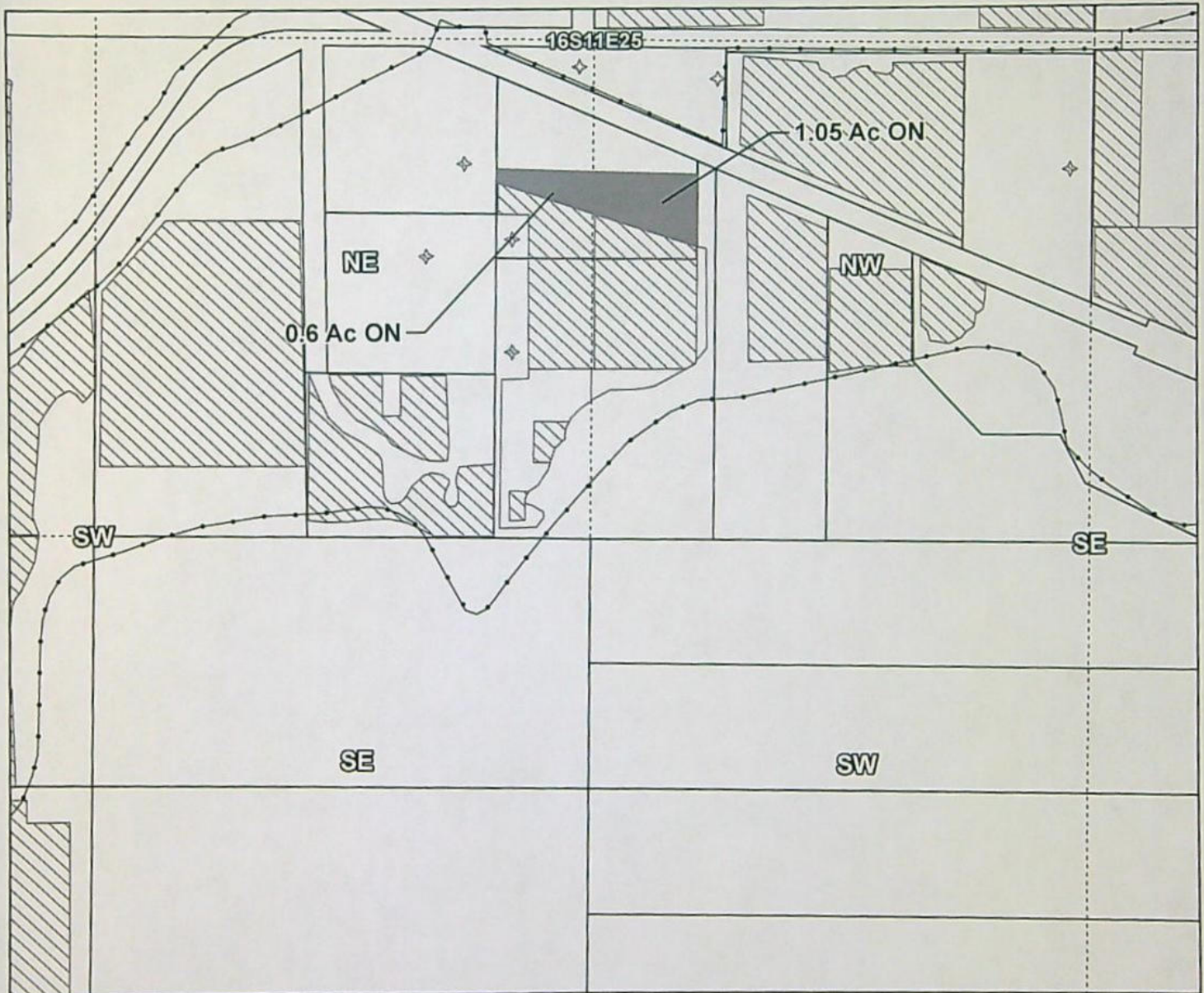
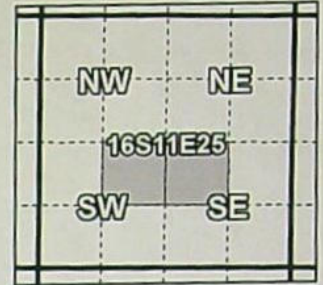
14135

N22.004

DEC 29 2022


Salem, OR

for Lahey



→ Pipelines and Canals

☐ Transfer

 Primary Water Right

☐ Taxlots



Prepared by Tumalo Irrigation District | October 2022

14135



RECEIVED

DEC 29 2022

OWRD

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Tumalo Irrigation District
104697 Cook Ave. Bend OR 97703

Transaction Type: District transfer

Fees Received: \$ 3,800

☐ Cash

☒ Check:

Check No. 20534

Name(s) on Check: Same as above

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by:

Conie Cornien
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.