

INSTRUCTIONS:

This checklist is intended to facilitate the Department of Water Resources' ("Department") processing of water rights transfer applications within the Deschutes Basin for the 2025 calendar year. The Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe") has reviewed this checklist. The Tribe does not object to the Department's processing of any water rights transfer applications that meets a "Yes" of all applicable checklist items, and therefore satisfies the "Meets Requirements" category at the top of this checklist. When the checklist is so satisfied, the Department may process the application in accordance with applicable law, and the Department's customary practice.

Water rights transfer applications that meet all of the checklist criteria appear to present a low risk of injury to the Tribal Reserved Water Right as defined in the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended. The Tribe does not waive its right to dispute or challenge any transfer application, whether or not they satisfy this checklist, on the basis that the transfer injures the Tribal Reserved Water Right or other federally-reserved water right held by the Tribe. The Tribe expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the application, including, but not limited to, whether the application violates the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963, or the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended.

The Tribe further reserves the right to conduct additional analysis on any transfer that is submitted to the Department with a completed checklist. The Tribe reserves the right to consider, among other things, the risk of localized impacts, cumulative impacts, water quality, return flows, groundwater recharge, Habitat Conservation Plan flow augmentation agreements, water bank transactions, and additional analyses received from the Tribe's staff, Department, applicant, or third party.

A "temporary instream lease" is any instream lease lasting five (5) years or less.

This checklist applies to surface water transfers only. This checklist does not apply to groundwater transfers.

If you have any questions about this checklist, please contact:

Mikayla Schembari, on behalf of Swalley Irrigation District, via e-mail at:
mikayla@swalley.com

Alex Ehrens, on behalf of Deschutes River Conservancy, via e-mail at:
alex@deschutesriver.org

Alison K. Toivola or Josh Newton of Best Best & Krieger, LLP, on behalf of the Tribe, via e-mail at:
Alison.Toivola@bbklaw.com
Josh.Newton@bbklaw.com

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CTWS Low-Risk Transfer Checklist Requirements

Patron Name/Applicant Name : Swalley ID / DRC

Meets Requirements: ☒

Transfer Type: Temporary Instream Lease

Does Not Meet Requirements: ☐

Transfer #: SID 25-03

Review Date: 4/14/25

Checklist Completed By: Alex Ehrens

Water Right Transfer - Check Applicable Transfer Type

Own Lands Transfer ☐
Water Right Sale ☐

	YES	NO	Comments:
Transfer Within Same District Boundary	<input type="checkbox"/>	<input type="checkbox"/>	
On/Off Lands Balance	<input type="checkbox"/>	<input type="checkbox"/>	
On/Off Lands Within Five (5) Miles	<input type="checkbox"/>	<input type="checkbox"/>	
No Increase in Diversion Amount	<input type="checkbox"/>	<input type="checkbox"/>	
No Change in Type of use	<input type="checkbox"/>	<input type="checkbox"/>	
No Change in Point of Diversion or Appropriation	<input type="checkbox"/>	<input type="checkbox"/>	
On/Off Lands Served by Same Canal	<input type="checkbox"/>	<input type="checkbox"/>	Identify Canal:
NOT a Multi-Step Transfer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
NOT a Mitigation Credit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Temporary Instream Lease	YES	NO	Comments:
Decrease in Diversion - Increased River Flows	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Transfer of Surface Water ONLY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
No Potential for Measurable Impact to Crooked River	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
No Potential for Measurable Impact to Whychus Creek	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
No Potential for Measurable Impact to Deschutes River	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Summary of Transfer:

Instream lease water right transfer from SID quitclaim acres for the 2025 irrigation season. Expires 10/31/2025.

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District Instream Lease**Part 1 of 4 – Minimum Requirements Checklist**

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

This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization) Complete Parts 1 through 4 and any required attachments	OWRD #	IL-2107
	District #	SID 25-03

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

Fee in the amount of:

<input type="checkbox"/> \$610.00 for a lease involving four or more landowners or four or more water rights	Or <input checked="" type="checkbox"/> \$410.00 for all other leases
<input type="checkbox"/> Check enclosed <u>or</u> <input checked="" type="checkbox"/> Fee Charged to customer account <u>Deschutes River Conservancy</u> (Account name)	

☒ Yes ☐ N/A Pooled Lease—a lease with more than one Lessor (Landowner/water right interest holder)

☒ Part 1 – Completed Minimum Requirements Checklist

☒ Part 2 – Completed District and Other Party Signature Page

☒ Part 3 – Completed Place of Use and Lessor Signature Page

(Include a separate Part 3 for each Lessor.)

☒ Part 4 – Completed Water Right and Instream Use Information

(Include a separate Part 4 for each Water Right.)

☒ How many Water Rights are included in the lease application? 1 (# of rights)

List each water right to be leased instream here: 74145 (new replacement cert in process)

☐ Yes ☒ N/A Other water rights, if any, appurtenant to the lands involved in the lease application and not proposed to be leased instream.

List those other water rights here: _____

☐ Yes ☒ No Conservation Reserve Enhancement Program **CREP** – Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

Required Attachments:

☒ Yes ☐ N/A Instream lease application map(s). More than one QQ and property may be included on each map. A map is **not** required if an entire right is being leased or if the right is for use of municipal or quasi-municipal water use. The map should include the following:

- A north arrow and map scale (no smaller than 1" = 1320').
- Label township, range, section and quarter-quarter (QQ).
- If an irrigation right, the numbers of acres to be leased in each quarter-quarter identify and hachure/shade to differentiate between the acreage being leased and any remaining. If the place of use has more than one priority date, source stream, and/or point of diversion you **must identify each with separate hachuring or shading** and label.
- Tax lot lines and numbers must be included on the map and should clearly identify the property(s) involved.

☐ Yes ☒ N/A If the Lessor(s) is not the deeded land owner, include one of the following:

- A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation.

☐ Yes ☒ N/A If the right has **not** been used in the last five years; provide supporting documentation indicating why a right (or portion thereof) is **not** subject to forfeiture.

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Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: <u>month April year 2025</u> and end: <u>month October year 2025</u> .	
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
Validity of the rights to be leased: <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

SIGNATURES

The undersigned declare that the information contained in this application is true and accurate.


 _____ Date: 4/14/2025
 Signature of Co-Lessor

Printed name (and title): Jer Camarata, GM/Brd Sec

Business/Organization name: Swalley Irrigation District

Mailing Address (with state and zip): 64672 Cook Ave, Suite #1, Bend, OR 97703

Phone number (include area code): 541-388-0658 **E-mail address: mikayla@swalley.com

_____ Date: _____
 Signature of Co-Lessor

Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

See next page for additional signatures.

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Alex Ehrens

Date: 4/11/2025

Signature of Lessee

Printed name (and title): Alex Ehrens, Program Manager

Business/organization name: Deschutes River Conservancy

Mailing Address (with state and zip): 805 SW Industrial Way, Suite 5, Bend, OR 97702

Phone number (include area code): 541-382-4077 **E-mail address: alex@deschutesriver.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 TO THE LESSOR**

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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)						Water Right # <u>74145</u>	
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach. (cfs = cubic feet per second and af = acre-feet)							
Priority Date	POD #	Use	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
09/01/1899	3&15	IR	13.88	Season 1 rate/Total Volume	0.105	90.19	
09/01/1899	3&15	IR	13.88	Season 2 rate	0.140		
09/01/1899	3&15	IR	13.88	Season 3 rate	0.263		
				*SID calculator may be updated for Table 1 prior to lease finalizing.			
Total af from storage, if applicable: _____ AF or <input type="checkbox"/> N/A							
If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described: _____							

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Table 3

Instream Use created by the lease		River Basin: <u>Deschutes</u>		River/Stream Name: <u>Deschutes River, tributary to Columbia River</u>			
Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>3 (& 15)</u> to the mouth of the <u>Deschutes</u>				Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD			
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.)							
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.							
Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)	
09/01/1899	3&15	IR	13.88	Season 1 rate/Total Volume	0.095	75.80	
09/01/1899	3&15	IR	13.88	Season 2 rate	0.128		
09/01/1899	3&15	IR	13.88	Season 3 rate	0.237		
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>Instream flow allocated on daily average basis up to the described rate from April 1 through October 25</u> Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional information about the proposed instream use: <u>Swalley may be issued a new replacing certificate & updated instream calculator prior to this lease finalizing.</u>							

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**This table will calculate flow rate factors and duty for Swalley Irrigation District
Instream Leases & Transfers**

Canal Diversion - Enter Total Number of Acres to be Leased Instream Here →	13.880
Direct Diversion - Enter Total Number of Acres to be Leased Instream Here →	0.000
Starting Point - Direct Diversion total acres	117.950
Starting Point - Canal Diversion total acres	4192.620
Starting Point	Full Right
	Starting Point - Rate*
Season 1	32.419
Season 2	43.373
Season 3	81.472
Duty	27886.960

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	Direct Diversion only	Canal Diversion only
	Starting Point - Rate	Starting Point - Rate
Season 1	0.810	31.609
Season 2	1.084	42.289
Season 3	2.010	79.462
Duty	644.078	27,242.88

Information highlighted with purple font is to be entered on to the Instream Lease Application Form

For Primary Water Right - Certificate 74145

For Canal Diversion Only

Rate (CFS) associated with leased rights for Section 1.5 of the Lease Application Form		Rate and duty identified in this section includes the 43% transmission loss allowed by decree	
	Full Rate	Duty (AF) associated with leased right for Section 1.5 of the Lease Application Form	
Season 1*	0.105		
Season 2*	0.140	Duty AF/Acre* =	6.50
Season 3*	0.263		90.19

* Note - The rates and duty identified have been proportion to prevent enlargement of the right and to reflect the amount at which the diversion should be reduced. (for example, S3 = starting canal rate divided by 4441.765 canal acres)

Rates and volumes identified in this section do not include the 43% transmission loss		Volume (AF) leased instream for Section 2.2 of the Lease Application Form	
Rate (CFS) leased instream for Section 2.2 of the Lease Application Form		Duty (decree) AF/Acre =	5.46
	Full Rate	Total =	75.79
Season 1	0.095	# of Days in each Season	AF/ Season
Season 2	0.128	61	11.49
Season 3	0.237	30	7.62
		123	57.82
			76.93

Additional Conditions to Prevent Injury for Section 2.2 of the Lease Application Form

	# days	AF/Season	
Season 1*	55	10.36	
Season 2	30	7.62	
Season 3	123	57.82	
Season total =	208	75.80	Does not exceed duty
Water protected instream: April 1 through October 25			

* Note - The number of days that water may be protected instream in Season 1 has been reduced op revent enlargement of the right. The instream rates identified in this section are based upon the face value of the water right minus 43%.

Rate (CFS) associated with leased rights for Section 1.5 of the Lease Application Form		Rate and duty identified in this section does not include the 43% transmission loss	
	Full Rate	Duty (AF) associated with leased right for Section 1.5 of the Lease Application Form	
Season 1	0.000		
Season 2	0.000	Duty (decree) AF/Acre =	5.46
Season 3	0.000		0.00
Rates and volumes identified in this section do not include the 43% transmission loss		Volume (AF) leased instream for Section 2.2 of the Lease Application Form	
Rate (CFS) leased instream for Section 2.2 of the Lease Application Form		Duty (decree) AF/Acre =	5.46
		Max instream volume =	0.00
	Full Rate	# of Days in each Season	AF/ Season if full season
Season 1	0.000	61	0.00
Season 2	0.000	30	0.00
Season 3	0.000	123	0.00
			0.00
Additional Conditions to Prevent Injury for Section 2.2 of the Lease Application Form			
	# days	AF/Season	
Season 1*	55	0.00	
Season 2	30	0.00	
Season 3	123	0.00	
Season total =	208	0.00	Does not exceed duty
Water protected instream: April 1 through October 25			

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SID 25-03 - Quitclaim Lease

SID Mailing Address: 64672 Cook Ave, Suite 1, Bend, OR 97703

Reference #	Name	Acres	Term	Exp	Canal	Use	TRSQQTL	Quitclaim Deed #	Warranty Deed #	Prior Instream Lease #	EFU Zoned	
1	Swalley Irrigation Dist QC	0.40	1-year	10/31/2025	3&15	IR	171217NESW00800	2021-40625	2012-27969	None	190 - RESIDENTIAL	Daniel & Joani Kiesow
1	Swalley Irrigation Dist QC	1.36	1-year	10/31/2025	3&15	IR	171217NWSE00800	2021-40625	2012-27969	None	190 - RESIDENTIAL	Daniel & Joani Kiesow
2	Swalley Irrigation Dist QC	0.50	1-year	10/31/2025	3&15	IR	171220SENE00901	2021-61907	2014-29439	None	003	TDS Broadband Service, LLC / TDS Baja Broadband, LLC
3	Swalley Irrigation Dist QC	4.00	1-year	10/31/2025	3&15	IR	171217NESW00100	2022-19372	2021-22755	None	N/A	Venture Properties, Inc
4	Swalley Irrigation Dist QC	0.40	1-year	10/31/2025	3&15	IR	171217NESW01201	2022-19373	2021-22755	None	N/A	Venture Properties, Inc
4	Swalley Irrigation Dist QC	2.60	1-year	10/31/2025	3&15	IR	171217NWSE01201	2022-19373	2021-22755	None	N/A	Venture Properties, Inc
5	Swalley Irrigation Dist QC	0.32	1-year	10/31/2025	3&15	IR	171208SENE00700	2023-15750	2020-68693	None	N/A	Bertrand Combre & Julie Langou
6	Swalley Irrigation Dist QC	4.30	1-year	10/31/2025	3&15	IR	171208SWNW06201	2024-03608	2021-61292	IL-1820	400 - TRACT	Destiny Court Properties, LLC

Many of the Swalley ID Quitclaim (QC) TAXLOTS NOT MATCHING ON DIAL/CANNOT FIND - possibly cancelled for development or tax lot changes

Lease Total	13.88
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Part 3 of 4 – Place of Use – Lessor Information and Signatures

Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)

Table 1

Irrigation District or other Water Purveyor Name: Swalley Irrigation District

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.

Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
74145	9/1/1899	3	17 S	12 E	17	NE SW	00800		0.40	IR	21	
74145	9/1/1899	3	17 S	12 E	17	NW SE	00800		1.36	IR	21	
74145	9/1/1899	3	17 S	12 E	20	SE NE	00901		0.50	IR	22	
74145	9/1/1899	3	17 S	12 E	17	NE SW	00100		4.00	IR	20	
74145	9/1/1899	3	17 S	12 E	17	NE SW	01201		0.40	IR	21	
74145	9/1/1899	3	17 S	12 E	17	NW SE	01201		2.60	IR	21	
74145	9/1/1899	3	17 S	12 E	8	SE NE	00700		0.32	IR	16	
74145	9/1/1899	3	17 S	12 E	8	SW NW	06201		4.30	IR	16	IL-1820

Any additional information about the right:

TOTAL: 13.88

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.

Signature of Lessor

Date: 3/31/2025

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Printed name (and title): Jer Camarata, GM Business name, if applicable: Swalley Irrigation District

Mailing Address (with state and zip): 64672 Cook Ave. Suite 1, Bend, OR 97703

Phone number (include area code): 541-388-0658 **E-mail address: Mikayla@swalley.com

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Reference 1

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97703

Deschutes County Official Records
Nancy Blankenship, County Clerk

2021-40625



01384746202100406250020024

D-D Cnt=1 Pgs=2 Stn=4
\$10.00 \$11.00 \$61.00 \$10.00 \$6.00

07/08/2021 11:02 AM
\$98.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantor, Daniel & Joani Kiesow, releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for 2.46 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual ShortTerm Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Daniel & Joani Kiesow, shall no longer be liable for any district assessment or charges pertaining to 2.46 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located: T17S-R12E, WM-SEC17-SW/NE-00800 - .70 acre - T17S-R12E, WM-SEC17-NW/SE-00800 - 1.36 acres - T17S-R12E, WM-SEC17-NE/SW-00800 - .40 acre

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

Consideration for this Quitclaim is 0.00

Grantor: [Signature] Date 7/2/21
Daniel Kiesow

Grantor: [Signature] Date 7/8/21
Joani Kiesow

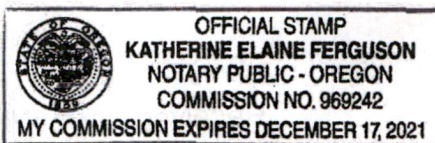
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State of Oregon SS.
County of Deschutes

Personally appeared: Daniel & Joani Kiesow and acknowledged the forgoing instrument to be his / her voluntary act and deed.

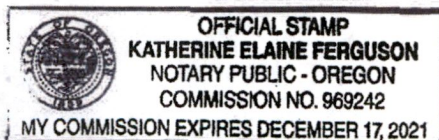


My commission expires 12-17-2021

Swalley Irrigation District: [Signature] Date 7/8/2021
Jer Camarata, General Manager

State of Oregon SS.
County of Deschutes

Personally appeared, Jer Camarata as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



My commission expires 7-8-2021

Tax statement: No change.

EXHIBIT A

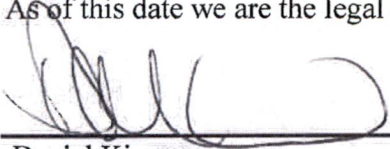
Account # KI 1228

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC17-NE/SE-00800	171217DB00800	154910	.70
T17S-R12E-WM-SEC17-NW/SE-00800	171217DB00800	154910	1.36 ✓ 14
T17S-R12E-WM-SEC17-NW/SW-00800	171217DB00800	154910	.40 ✓

Property located at 20214 Glen Vista Road in Deschutes County, Bend Oregon -
Glen Vista Subdivision, Lot 4 -

We are requesting the water rights on our property at 20214 Glen Visa Rd,
Bend, OR 97703 be quitclaimed back to Swalley Irrigation District.

As of this date we are the legal owners of this property.


Daniel Kiesow

7/8/21
Date


Joani Kiesow

Date 7/8/21

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BL

Reference 1

NO PART OF ANY STEVENS-NESS FORM MAY E

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2012-27959

\$53.00



00844552201200279590020021

07/20/2012 08:37:33 AM

D-D Cnt=1 Str=2 TM

\$10.00 \$11.00 \$16.00 \$10.00 \$6.00

carl E. Neff & Judith A. Neff

1312 NW Jacksonville St.

Bend, Or 97701

Grantor's Name and Address*

Daniel K. Kiesow & Joani K. Kiesow

20214 Glen Viata Rd.

Bend, Or 97701

Grantee's Name and Address*

After recording, return to (Name and Address):

Daniel Kiesow

20214 Glen Vista Rd.

Bend, or 97701

Until requested otherwise, send all tax statements to (Name and Address):

Daniel Kiesow

20214 Glen Vista Rd.

Bend, Or 97701

*ORS 205 requires the first page of a recorded document to show the names and addresses of all parties. Use Stevens-Ness Form No. 1256, Cover Sheet for Instrument to be Recorded, if you need additional space.

SPACE RESERVED
FOR
RECORDER'S USE

Received by OWRD

APR 14 2025

Salem, OR

QUITCLAIM DEED - STATUTORY FORM

Carl E. Neff and Judith A. Neff, husband and wife, as tenants by the entiraty

releases and quitclaims to daniel K. Kiesow and Joani K. Kiesow, husband and wife, as tenants
by the entiratyall right, title and interest in and to the following described real property situated in Deschutes County,
Oregon: a portion of Tract 4 of the plat of Glen Vista, Deschutes County, Oregon, being
described as follows: Begining at the Northeast corner of said Tract 4; thence South 00
degrees 06' 31" East along the east line of said tract a distance of 471.25 feet to the
Southeast corner of said tract; thence South 89 degrees 41' 44" West 250.64 feet; thence
North 17 degrees 30' 00" West 60.97 feet; thence North 05 degrees 50' 00" East 365.59 feet;
thence North 63 degrees 04' 22" West 60.98 feet; thence North 83 degrees 32' 27" West 127.21
(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)The true consideration for this conveyance is \$ (Here, comply with the requirements of ORS 93.030.)
other valuable consideration

DATED

7/9/12

; any signature on behalf of a business or other entity is made with the
authority of that entity.BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD
INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND
SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON
LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW
USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS
AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE
TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO
VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS
DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETER-
MINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND
TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300,
195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2
TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

STATE OF OREGON, County of Deschutes

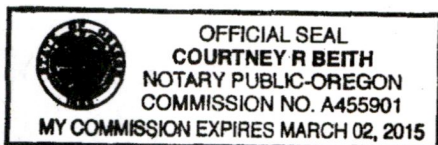
This instrument was acknowledged before me on 7-9-12
by Carl & Judith Neff

This instrument was acknowledged before me on

by

as

of

Notary Public for Oregon
My commission expires 3-2-15

continue property description
feet to the Northwest corner of said tract; thence North 89 degrees 52' 28"
East along the North line of said tract a distance of 414.76 feet to the
Point of the Beginning and there terminating; containing 2.78 acres, more
or less.

Received by OWRD

APR 14 2025

Salem, OR

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
 64672 Cook Avenue, Suite 1
 Bend, Oregon 97703

Deschutes County Official Records

Steve Dennison, County Clerk

2021-61907



01407773202100619070020025

D-D

Cnt=1

Pgs=2

Stn=6

11/03/2021 09:35 AM

\$10.00 \$11.00 \$61.00 \$10.00 \$6.00

\$98.00

**QUITCLAIM DEED
 FOR TRANSFER OF INTEREST IN A WATER RIGHT**

Grantor, **TDS Broadband Service LLC f/k/a TDS Baja Broadband LLC**, hereby releases and quitclaims to **Swalley Irrigation District (SID)** all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A ("Grantor Land"), release their claim and responsibility for a total of **0.50 acres** of water right that are appurtenant to Grantor Land, to SID. SID may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. SID may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, Grantor hereby notifies any subsequent purchaser of the Grantor Land that Grantor, as owner of such land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to Grantor Land; and that upon completion of a transfer, by election of SID, Grantor Land no longer will have **0.50 acres** of appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application, Grantor shall no longer be liable for any District assessment or charges pertaining to the total of **0.50 acres** of water right quit claimed hereunder and incurred after the date of signing of this agreement. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E, WM-SEC20-SE/NE-00901- 0.50 acres

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

Consideration for this Quitclaim is \$0.00

Grantor:
TDS Broadband Service LLC

Received by OWRD

APR 14 2025

Salem, OR Date 10/29/2021

Andrew J. Buchert
Andrew J. Buchert, Vice President - Authorized Signer for TDS Broadband Service LLC

State of **Wisconsin** SS. County of **Dane**

Personally appeared, **Andrew J. Buchert**, Vice President for TDS Broadband Service LLC, and acknowledged the foregoing instrument to be his voluntary act and deed.

Name: Jeremy J. Lincicum

My commission expires 6/25/2022



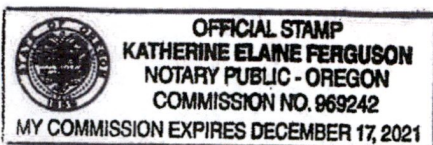
Swalley Irrigation District:

Jer Camarata
Jer Camarata, General Manager

Date 11/2/2021

State of **Oregon** SS. County of **Deschutes**

Personally appeared, **Jer Camarata**, as Manager for Swalley Irrigation District, and acknowledged the foregoing instrument to be her voluntary act and deed.



Name: Katherine Elaine Ferguson

My commission expires 12-17-2021

Tax statement: No change.

EXHIBIT A

Account # TE2488

TDS Broadband Service LLC f/k/a TDS Baja Broadband LLC
63070 Nels Anderson Rd.
Bend, OR 97703

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC20-SE/NE-00901	171220A000901	118157	0.50

Norwood Subdivision: Lot PT 15, Block 0 in Deschutes County, City of Bend, Oregon

Received by OWRD

APR 14 2025

Salem, OR

After Recording, Return To:

Telephone and Data Systems, Inc.
525 Junction Rd
Madison, WI 53717
Attn: Marcia Szabados

Deschutes County Official Records		2014-029439
D-D		
Stn=2 PG	09/05/2014 12:30:11 PM	
\$65.00 \$11.00 \$10.00 \$6.00 \$21.00	\$113.00	
<small>I, Nancy Blankenship, County Clerk for Deschutes County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.</small>		
Nancy Blankenship - County Clerk		

**Until A Change Is Requested,
Send All Tax Statements To:**

Same as above

Received by OWRD

APR 14 2025

Salem, OR

Space above reserved for recorder

STATUTORY SPECIAL WARRANTY DEED

TDS BROADBAND LLC, a Delaware limited liability company, ("**Grantor**"), conveys and specially warrants to TDS Baja Broadband LLC, a Delaware limited liability company ("**Grantee**"), the real property located in Deschutes County, Oregon, described on the attached **Exhibit A** (the "**Property**"), free of encumbrances created or suffered by the Grantor except as specifically set forth herein.

SUBJECT TO, and excepting and excluding from the covenants and warranties described herein and in ORS 93.855, the matters set forth on attached **Exhibit B**.

The true consideration for this conveyance stated in terms of dollars is \$7,859,000.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR

STATUTORY SPECIAL WARRANTY DEED
ACTIVE 203357476v.1

79240
Return To:
Deschutes County
Title Company
113

PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED effective as of September 1, 2014.

GRANTOR:

TDS BROADBAND LLC, a Delaware limited liability company

By: Michael A. Gasser

Printed Name: Michael A. Gasser

Title: Vice President

Received by OWRD

APR 14 2025

Salem, OR

STATE OF WISCONSIN)
County of Dane)ss.

The foregoing instrument is acknowledged before me this 28 day of August, 2014, by Michael A. Gasser as Vice President of TDS BROADBAND LLC.

[Signature]

Notary Public

Commission No.: _____

My commission expires: 5/24/15

STATUTORY SPECIAL WARRANTY DEED (Oregon)



Exhibit A

Legal Description of Property

Received by OWRD

APR 14 2025

Salem, OR

TRACT 1

Parcel 1

Lot 12, SHERMAN PARK, Deschutes County, Oregon

Except that portion conveyed to State of Oregon, by and through its Department of Transportation, recorded June 19, 1995, in Book 376, Page 1540, Deschutes County Records.

TOGETHER WITH a parcel of land located in a portion Northwest One-Quarter of Section 21, Township 17 South, Range 12, East of the Willamette Meridian, Deschutes County, Oregon, being more particularly described as follows: Beginning at a point on the Westerly right of way line of the Bend Parkway, which bears North 46° 53'15" East a distance of 812.98 feet from a 2" aluminum cap marking the West Quarter corner of said Section 21; thence North 89° 04'30" West a distance of 245.80 feet to the Easterly boundary line of the plat of Sherman Park; thence along said Easterly and the Southeasterly boundary line of said plat of Sherman Park the following four courses:

North 08° 28'37" East a distance of 130.87 feet (Record: North 07° 54'03" East); North 06° 09'20" West a distance of 280.89 feet (Record: North 06° 43'54" West, 280.89 feet); North 28° 31'27" East a distance of 78.11 feet (Record: North 27° 56'53" East, 78.11 feet); North 63° 38'37" East a distance of 120.35 feet (Record: North 63° 04'03" East) to the intersection of said Southeasterly boundary line of said plat of Sherman Park and said Westerly right of way line of said Bend Parkway;

Thence along said Westerly right of way line of said Bend Parkway the following three courses:

South 13° 48'49" East a distance of 11.23 feet;

South 13° 45'54" East a distance of 144.21 feet;

South 10° 58'49" East a distance of 390.93 feet to the point of beginning, the terminus of this description.

EXCEPT commencing at the Southeast corner of Lot 9, Sherman Park, Deschutes County; thence along the Easterly Lot line North 03° 52'17" West, 53.07 feet; thence North 07° 54'03" East, 7.12 feet to the True Point of Beginning; thence North 07° 54'03" East, 116.04 feet to the Southeast corner of Lot 10 said Sherman Park; thence leaving said Easterly line of said Lot 9 and along the Easterly line of said Lot 10, North 07° 54'03" East, 19.89 feet; thence North 06° 43'54" West, 131.26 feet to the Northeast corner of said Lot 10; thence leaving said Easterly line of said Lot 10; due East, 30.00 feet; thence South 06° 43'54" East, 131.26 feet; thence South 07° 54'03" West, 135.93 feet to a point due East of said point of beginning; thence due West, 30.00 feet to the point of beginning and terminus of this description.

APR 14 2025

Parcel 2

Salem, OR

Lot 13, SHERMAN PARK, Deschutes County, Oregon:

EXCEPTING THEREFROM that part conveyed to the State of Oregon, by and through its Department of Transportation by deed recorded January 27, 1995, in Book 364, Page 1236, Official Records, and correction deed recorded August 29, 1995, in Book 383, Page 603, Official Records of Deschutes County, Oregon.

TRACT 2

A tract of land in the Northeast One-Quarter of Section 20 and the Northwest One-Quarter of Section 21, Township 17 South, Range 12 East, Willamette Meridian, City of Bend, Deschutes County, Oregon, said tract being more particularly described as follows:

The Easterly 185 feet of Lot 15, NORWOOD, Deschutes County, Oregon;

ALSO and together with the following described parcel; Beginning at the Southeast corner of Lot 15, NORWOOD; thence North $89^{\circ} 58'36''$ East, 15.00 feet; thence North $00^{\circ} 15'29''$ East parallel to the East boundary of said Tract 15, 425.91 feet to the Southeasterly line of Nels Anderson Road; thence South $48^{\circ} 46'26''$ West, along said Southeasterly line, 20.02 feet to the East line of said Lot 15; thence South $00^{\circ} 15'29''$ West, 412.72 feet to the Point of Beginning;

AND ALSO together with that portion of Lot 14, NORWOOD, described as follows:

Beginning at the Northeast corner of said Lot 14; thence South $00^{\circ} 15'29''$ West, along the East line of said Lot 14, 130.56 feet; thence North $89^{\circ} 44'31''$ West, 215.12 feet to the West line of Parcel II as described in Exhibit "A" of Document No. 2004- 48332, Deschutes County Records; thence North $00^{\circ} 27'39''$ East, along said West line, 131.87 feet to the North line of said Lot 14; thence South $89^{\circ} 39'31''$ East, 29.66 feet to the West line of the aforementioned Easterly 185 feet of Lot 15, thence South $89^{\circ} 20'54''$ East, 185.00 feet to the Point of Beginning.

EXCEPTING THEREFROM that portion dedicated to the City of Bend recorded September 14, 2005 in Book 2005 Page 61574.

TRACT 3

A tract of land in the Northeast One-Quarter of Section 20, Township 17 South, Range 12 East, Willamette Meridian, Deschutes County, Oregon, said tract being more particularly described as follows:

Beginning at a point on the East line of Lot 14, NORWOOD, from which point the Northeast corner of said Lot 14 bears North $00^{\circ} 15'29''$ East, 130.56 feet; thence North $89^{\circ} 44'31''$ West, 215.12 feet to the West line of Parcel II as described in Exhibit "A" of Document No. 2004-48332, Deschutes County Records; thence South $00^{\circ} 27'39''$ West along said West line, 46.96 feet; thence continuing along said West line, South $00^{\circ} 08'57''$ West, 131.89 feet to the South line of said Lot 14; thence South $89^{\circ} 37'40''$ East along said South line, 215.04 feet to the Southeast corner of said Lot 14; thence North $00^{\circ} 15'29''$ East, 179.28 feet to the Point of Beginning.

TRACT 4

The land referred to in title report is situated in the County of Deschutes, State of Oregon, and is more fully described as follows:

Lot 4, SHERMAN PARK, Deschutes County, Oregon.

TRACT 7

A parcel of land located in a portion of the Northwest One-Quarter of the Southwest One-Quarter of Section 21, Township 17 South, Range 12, East of the Willamette Meridian, City of Bend, Deschutes County, Oregon, being more particularly described as follows:

Beginning at a point on the centerline of a buried pipeline which bears South 89°14'10" East a distance of 347.36 feet and South 43°50'18" West a distance of 33.07 feet from a 2" Aluminum Cap marking the West One-Quarter corner of said Section 21; thence along said centerline North 89°53'33" East a distance of 310.59 feet to the intersection of the centerline of said buried pipeline and the Westerly right of way line of the Bend Parkway; thence along said Westerly right of way line the following two courses:

South 02°14'44" West a distance of 365.48 feet to a 5/8" iron rod with no cap; South 03°33'36" East a distance of 150.20 feet to a 5/8" iron rod with a plastic cap stamped "HWA";

Thence North 61°35'21" West a distance of 87.91 feet to a 5/8" iron rod with a plastic cap stamped "KERN LS 1081"; thence North 84°06'15" West a distance of 49.50 feet to a 5/8" iron rod with a plastic cap stamped "HWA"; thence South 88°32'14" West a distance of 80.06 feet to a 5/8" iron rod with a plastic cap stamped "HWA"; thence South 62°49'25" West a distance of 79.17 feet to a 5/8" iron rod with a plastic cap stamped "KERN LS 1081"; thence North 89°26'23" West a distance of 103.63 feet; thence North 00°33'28" East a distance of 387.28 feet; thence North 46°10'04" West a distance of 30.00 feet; thence North 43°50' 18" East a distance of 134.16 feet to the "Point of Beginning", the terminus of this description.

Received by OWRD

APR 14 2025

Salem, OR

Reference 3

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97703

Deschutes County Official Records

Steve Dennison, County Clerk

2022-19372



01439025202200193720020023

D-D Cnt=1 Pgs=2 Str=4
\$10.00 \$11.00 \$61.00 \$10.00 \$6.00

05/11/2022 01:31 PM
\$98.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

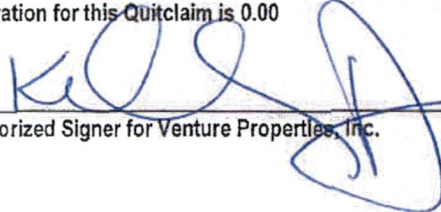
Grantors, Venture Properties, Inc., releases, and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for a total of 4.00 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have 4.00 acres of appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application shall no longer be liable for any District assessment or charges pertaining to the total of 4.00 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:
T17S-R12E,WM-SEC17-NE/SW-00100 - 4.00 acres

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.
Consideration for this Quitclaim is 0.00

Grantor:


Authorized Signer for Venture Properties, Inc.

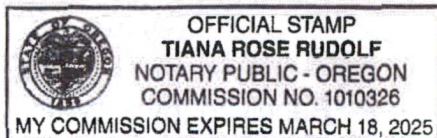
Date

5-3-2022

State of Oregon SS.

County of Clackamas

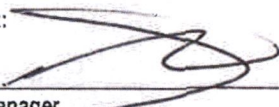
Personally appeared Kelly Ritz and acknowledged the forgoing instrument to be his / her voluntary act and deed.



Tiana Rose Rudolf
My commission expires March 18, 2025

Received by OWRD

Swalley Irrigation District:


Jer Camarata, General Manager

Date

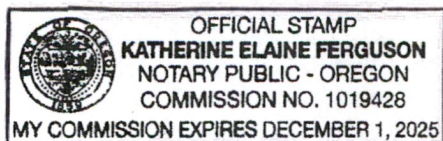
5/9/22

APR 14 2025

Salem, OR

State of Oregon SS. County of Deschutes

Personally appeared, Jer Camarata, as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson
My commission expires 12-1-2025

Tax statement: No change.

EXHIBIT A

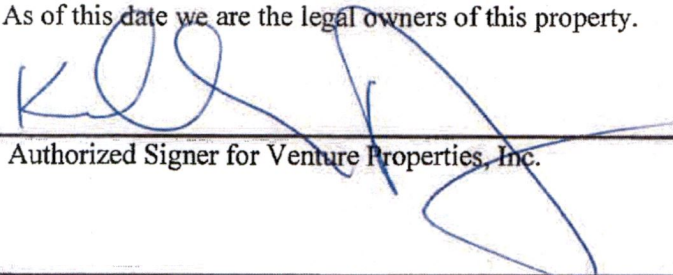
Account # VE2809

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC17-NE/SW-00100	171217C000100	117973	4.00

Property located at 20190 Glen Vista Road in Deschutes County, Bend Oregon -

We are requesting the water rights on our property at 20190 Glen Visa Rd,
Bend, OR 97703, to be quitclaimed back to Swalley Irrigation District.

As of this date we are the legal owners of this property.



Authorized Signer for Venture Properties, Inc.

5-3-2022

Date

Received by OWRD

APR 14 2025

Salem, OR

Reference 4

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97703

Deschutes County Official Records

Steve Dennison, County Clerk

2022-19373



01439026202200193730020020

D-D Cnt=1 Pgs=2 Str=4
\$10.00 \$11.00 \$61.00 \$10.00 \$6.00

05/11/2022 01:32 PM
\$98.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantors, Venture Properties, Inc., releases and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for a total of 3.00 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in Exhibit A, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Venture Properties, Inc. shall no longer be liable for any District assessment or charges pertaining to the total of 3.00 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E,WM-SEC17-NE/SW-01201 - .40 acres T17S-R12E,WM-SEC17-NW/SE-01201 - 2.60 acres

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.
Consideration for this Quitclaim is 0.00

Grantor:

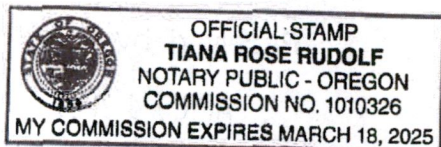
Authorized Signer for Venture Properties, Inc.

Date 5-3-2022

State of Oregon SS.

County of Clackamas

Personally appeared Kelly Ritz and acknowledged the forgoing instrument to be his / her voluntary act and deed.



Tiana Rose Rudolf

My commission expires March 18, 2025

Received by OWRD

Swalley Irrigation District:

Jer Camarata, General Manager

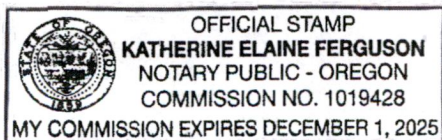
Date 5/9/22

APR 14 2025

Salem, OR

State of Oregon SS. County of Deschutes

Personally appeared, Jer Camarata, as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson

My commission expires 12-1-2025

Tax statement: No change.

EXHIBIT A

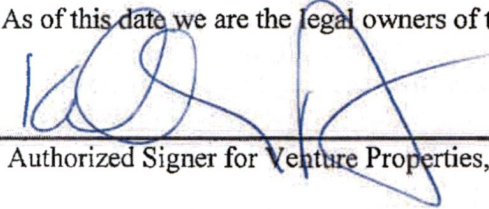
Account # VE2834

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC17-NE/SW-01201	171217C000100	118003	.40
T17S-R12E-WM-SEC17-NW/SE-01201	171217C000100	118003	2.60

Property located at 63355 OB Riley Rd., A portion of land described as Tract 17 and the East 100 feet of Tract 15 of Glen Vista, Deschutes County, Oregon.

We are requesting the water rights on our property at 63355 OB Riley Rd., Bend, OR 97703, to be quitclaimed back to Swalley Irrigation District.

As of this date we are the legal owners of this property.



Authorized Signer for Venture Properties, Inc.

5-3-2022

Date

Received by OWRD

APR 14 2025

Salem, OR

References 3 & 4

After recording return to:
First American Title
395 SW Bluff Drive, Suite 100
Bend, OR 97702



After recording return to:
Venture Properties, Inc.
4230 SW Galewood Street #100
Lake Oswego, OR 97035

Until a change is requested all tax
statements shall be sent to the
following address:
Venture Properties, Inc.
4230 SW Galewood Street #100
Lake Oswego, OR 97035

File No.: 7061-3285178 (JNR)
Date: April 09, 2021

THIS SPACE RESERVED FOR RECORDER'S USE

Deschutes County Official Records **2021-22755**
D-D
Stn=1 BN **04/12/2021 10:55 AM**
\$15.00 \$11.00 \$10.00 \$61.00 \$6.00 **\$103.00**

I, Nancy Blankenship, County Clerk for Deschutes County, Oregon,
certify that the instrument identified herein was recorded in the Clerk
records.

Nancy Blankenship - County Clerk

STATUTORY WARRANTY DEED

Gregory Wayne Klein and Patricia Anne Klein, Trustees of the Klein Living Trust, dated May 10, 2017, Grantor, conveys and warrants to **Venture Properties, Inc., an Oregon corporation**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$1,850,000.00**. (Here comply with requirements of ORS 93.030)

Received by OWRD

APR 14 2025

Salem, OR

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated this 9th day of April, 2021.

Gregory Wayne Klein and Patricia Anne Klein,
Trustees of the Klein Living Trust, dated May 10,
2017

Gregory Wayne Klein
Gregory Wayne Klein, Trustee

Patricia Anne Klein
Patricia Anne Klein, Trustee

Received by OWRD

APR 14 2025

Salem, OR

STATE OF Oregon)
County of Deschutes)ss.

This instrument was acknowledged before me on this 9 day of April, 2021
by ~~as~~ of Gregory Wayne Klein and Patricia Anne Klein, Trustees of the Klein Living Trust, dated May 10,
2017, on behalf of the .

[Signature]
Notary Public for Oregon
My commission expires: 6.4.23



APN: 117973

Statutory Warranty Deed
- continued

File No.: 7061-3285178 (JNR)

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Deschutes, State of Oregon, described as follows:

TRACT FIVE (5) OF GLEN VISTA, DESCHUTES COUNTY, OREGON, EXCEPT THAT PORTION OF FOLLOWING DESCRIBED PARCEL LYING WITHIN SAID TRACT FIVE (5); BEGINNING AT THE NORTHWEST CORNER OF SAID LOT FIVE (5); THENCE SOUTH A DISTANCE OF 30.0 FEET TO THE POINT OF BEGINNING; THENCE WEST A DISTANCE OF 135.0 FEET TO A POINT; THEN SOUTH A DISTANCE OF 174.45 FEET TO A POINT; THENCE EAST A DISTANCE OF 5.53 FEET TO A POINT; THENCE SOUTH A DISTANCE OF 368.16 FEET TO A POINT ON THE NORTH RIGHT OF WAY BOUNDARY OF GLEN VISTA ROAD; THENCE NORTH 75° EAST ALONG SAID RIGHT OF WAY BOUNDARY A DISTANCE OF 161.03 FEET TO A POINT; THENCE NORTH A DISTANCE OF 500.0 FEET TO A POINT; THENCE WEST A DISTANCE OF 26.08 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION CONVEYED IN BARGAIN AND SALE DEED RECORDED FEBRUARY 24, 1992 IN BOOK 257, PAGE 1344, DESCHUTES COUNTY, OREGON.

NOTE: THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 1, 2008.

Received by OWRD

APR 14 2025

Salem, OR

Deschutes County Official Records

Steve Dennison, County Clerk

2023-15750



01486200202300157500020021

D-D Cnt=1 Pgs=2 Stn=25
\$10.00 \$11.00 \$61.00 \$10.00 \$6.0006/28/2023 12:39 PM
\$98.00

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
 64672 Cook Avenue, Suite 2
 Bend, Oregon 97703

**QUITCLAIM DEED
 FOR TRANSFER OF INTEREST IN A WATER RIGHT**

Grantors, **Bertrand Combre & Julie Langou**, releases and quitclaims to **Swalley Irrigation District (SID)** all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for a total of .32 acres of Swalley Irrigation District water right that are appurtenant to the lands listed in **Exhibit A**, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the District's annual Short Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application **Bertrand Combre & Julie Langou** shall no longer be liable for any District assessment or charges pertaining to the total of .32 acres of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E,WM-SEC08-SE/NE-00700 - .32 acres

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

Consideration for this Quitclaim is 0.00

Grantors:

Bertrand Combre

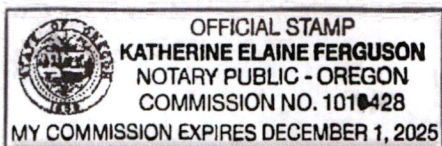
Date 06/20/2023

Julie Langou

Date 06/20/2023

State of Oregon SS.
 County of Deschutes

Personally appeared Bertrand Combre & Julie Langou and acknowledged the forgoing instrument to be his / her voluntary act and deed.



Katherine Elaine Ferguson

My commission expires 12-1-25

Swalley Irrigation District:

Jer Camarata, General Manager

Date 6/21/23

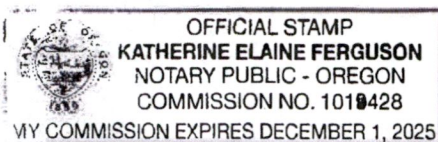
Received by OWRD

APR 14 2025

Salem, OR

State of Oregon SS. County of Deschutes

Personally appeared, Jer Camarata, as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson

My commission expires 12-1-25

Tax statement: No change.

EXHIBIT A

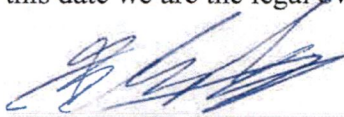
Account # CO2791

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC08-SE/NE-00700	171208A000700	113120	.32

Property located at 63805 W. Quail Haven Dr. in Deschutes County, Bend Oregon –
A tract of land lying in the Southeast / Northeast of Section 08, Township 17 South,
Range 12 East of the Willamette Meridian, Deschutes County, Oregon.

We are requesting the water rights on our property at 63805 W. Quail Haven Dr.,
Bend, OR 97703 be quitclaimed back to Swalley Irrigation District.


As of this date we are the legal owners of this property.



Bertrand Combre

06/20/2023

Date



Julie Langou

06/20/2023

Date

Received by OWRD

APR 14 2025

Salem, OR

Return To:



After Recording Return to:
Bertrand Combre and Julie Langou
63805 W Quail Haven Drive
Bend, OR 97703

Until a change is requested all tax statements
Shall be sent to the following address:
(same as above)

File No. DE12777

Deschutes County Official Records	2020-68693
D-D	
Stn=1 BN	12/18/2020 11:32 AM
\$10.00 \$11.00 \$10.00 \$61.00 \$6.00	\$98.00
I, Nancy Blankenship, County Clerk for Deschutes County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.	
Nancy Blankenship - County Clerk	

STATUTORY WARRANTY DEED

Received by OWRD

Darlene G. Woods and Charles R. Woods,

APR 14 2025

herein called grantor, convey(s) and warrant(s) to

Salem, OR

Bertrand Combre and Julie Langou, as tenants by the entirety,

herein called grantee, all that real property situated in the County of Deschutes, State of Oregon,
described as:

Lot 9 of the unrecorded plat of HUNNELL HILLS, more particularly described as tract of land lying in the Southeast Quarter of the Northeast Quarter of Section 8 and the Southwest Quarter of the Northwest Quarter of Section 9, Township 17 South, Range 12 East of the Willamette Meridian, Deschutes County, Oregon, described as follows:

COMMENING at the Northeast corner of said Section 8; thence South 89°45'46" West along the North line of said Section 8, 1324.07 feet to the West line of the East Half of the Northeast Quarter of Section 8; thence South 00°06'31" East along said West line, 2644.10 feet to the South line of the Northeast Quarter of Section 8; thence North 89°50'04" East along said South line, 1077.55 feet to the TRUE POINT OF BEGINNING for this description; thence North 716.18 feet to the Southerly right-of-way line of Quail Haven Drive; thence South 88°25'01" East along the Southerly right-of-way line, 306.56 feet; thence South, 706.52 feet to the South line of the Northwest Quarter of said Section 9; thence South 89°32'31" West along said South line, 61.85 feet to the 1/4 corner common to said Sections 8 and 9; thence South 89°50'04" West along the South line of the Northeast Quarter of said Section 8. 244.59 feet to the true TRUE POINT OF BEGINNING.

(Account: 113120, Map and Taxlot: 171208A000700)

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage; and except any real property taxes due but not yet payable; and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is **\$773,000.00.**

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

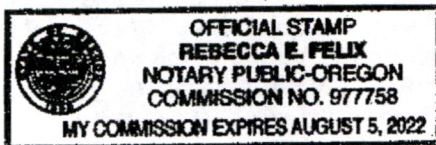
Dated: December 17, 2020

Darlene G. Woods
Darlene G. Woods

Charles R. Woods by Darlene G. Woods, Attorney in Fact
Charles R. Woods by Darlene G. Woods, Attorney in Fact

STATE OF OREGON, County of Deschutes) ss.

On December 17, 2020, personally appeared the above named **Darlene G. Woods and Charles R. Woods by Darlene G. Woods, Attorney in Fact**, and acknowledged the foregoing instrument to be their voluntary act and deed.



Before me: R. Felix
Notary Public for Oregon
My commission expires: 8/5/2022

Official Seal

Received by OWRD

APR 14 2025

Salem, OR

Reference 6

After Recording Return To:
SWALLEY IRRIGATION DISTRICT
64672 Cook Avenue, Suite 1
Bend, Oregon 97703

Deschutes County Official Records

Steve Dennison, County Clerk

2024-03608



01509390202400036080020023

D-D Cnt=1 Pgs=2 Stn=6
\$10.00 \$11.00 \$61.00 \$10.00 \$6.00

02/14/2024 10:42 AM
\$98.00

QUITCLAIM DEED
FOR TRANSFER OF INTEREST IN A WATER RIGHT

Grantors Destiny Court Properties, LLC, releases, and quitclaims to Swalley Irrigation District (SID) all rights, title and interest in the following: By this agreement and signed transfer application form, Grantor, the owner of the lands listed in Exhibit A, release their claim and responsibility for a total of **4.30 acres irrigation rights** of Swalley Irrigation District water right that are appurtenant to the lands listed in **Exhibit A**, to Swalley Irrigation District. Swalley Irrigation District may elect to complete the transfer application and submit it to the Water Resources Department for approval of use of the water right at a new location and/or use. Swalley Irrigation District may attach this agreement to the Oregon Water Resources Department's lease form and file with the district's annual Short-Term Water Right Lease Agreement.

By entry of this deed, grantor hereby notifies any subsequent purchaser of the lands listed in Exhibit A that grantor, as owner of the subject land, approved the transfer (including a change in the place and type of use and point of diversion) of the water rights that are appurtenant to the subject land; and that upon completion of a transfer, by election of SID, the subject land no longer will have an appurtenant water right, if the transfer includes a change in the place of use.

Furthermore, upon signing of this agreement and the accompanying transfer application Destiny Court Properties, LLC shall no longer be liable for any District assessment or charges pertaining to the total of **4.30 acres irrigation rights** of water right incurred after the date of signing. The water right in question is further described as a portion of certificate # 74145, priority of 1899, located:

T17S-R12E,WM-SEC08-SW/NW-06201- 4.30 acres

This agreement is binding upon the heirs, executors, administrators, successors, and permitted assigns of the parties to this agreement.

Consideration for this Quitclaim is 0.00

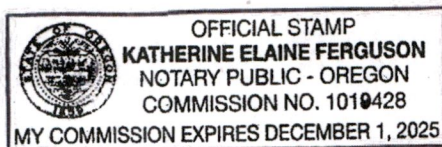
Grantors:

Queda Kennedy Cochran Ronald D Cochran
Destiny Court Properties, LLC / Authorized Signers

Date 2-12-24

State of Oregon SS.
County of Deschutes

Personally appeared Destiny Court Properties, LLC – Authorized Signers and acknowledged the forgoing instrument to be his / her voluntary act and deed.



Katherine Elaine Ferguson

My commission expires 12-1-2025

Swalley Irrigation District:

Jer Camarata, General Manager

Date 2/12/24

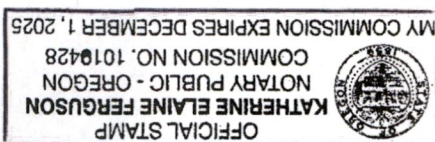
Received by OWRI

APR 14 2025

Salem, OR

State of Oregon SS. County of Deschutes

Personally appeared, Jer Camarata, as Manager for Swalley Irrigation District, and acknowledged the forgoing instrument to be her voluntary act and deed.



Katherine Elaine Ferguson

My commission expires 12-1-2025

Tax statement: No change.

EXHIBIT A

Received by OWRD

APR 14 2025

Salem, OR

Account # DE2860

Legal Description:

17-12-08-SW/NW-06201

Taxlot

17-12-08-SW/NW-06201

Serial#

188168

WR Acres:

4.30 ac IRR

I am requesting that 4.30 acres of water rights at 19995 Destiny Court, Bend, OR., 97703 to be quitclaimed back to Swalley Irrigation District.

EXHIBIT "A"

Parcel 3 of Partition Plat 1995-5, being a portion of the Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of Section Eight (8), Township Seventeen (17) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon.

EXCEPTING THEREFROM that portion described as follows:

Commencing at the One-Quarter corner common to Sections 7 and 8, thence South 89° 19' 03" East along the East-West center line on said Section 8, a distance of 869.58 feet; thence leaving said line North 00° 43' 09" East 299.29 feet to the Southwest corner of that tract of land as recorded in Volume 279, Page 186, Deschutes County Records; said point being the true point of beginning of this description; thence North 89° 20' 34" West 100.00 feet; thence North 00° 39' 26" East 174.69 feet; thence South 89° 17' 21" East 267.31 feet to a point on the Westerly right of way line of O.B. Riley Road; thence along said right of way line South 18° 51' 45" East 26.00 feet; thence leaving said right of way line North 89° 17' 21" West 176.00 feet; thence South 00° 39' 26" West 150.10 feet to the point of beginning and there terminating.

As of this date Destiny Court Properties, LLC is the legal owner of this property.

Julia Kennedy Cochran

Destiny Court Properties, LLC / Authorized Signers

2/12/24

Date

Ronald W. Cochran

2/12/24

[Signature]
GM - Swalley Irrigation District

2/12/24

Reference 6

Deschutes County Official Records	2021-61292
D-D	
Stn=1 BN	10/29/2021 02:20 PM
\$10.00 \$11.00 \$10.00 \$61.00 \$6.00	\$98.00
I, Steve Dennison, County Clerk for Deschutes County, Oregon, certify that the instrument identified herein was recorded in the Official Records.	
Steve Dennison - County Clerk	

After Recording Return To:

Estana Law Group, LLC
c/o Ryan P. Correa & Heather J. Turk
2685 NW Crossing Drive
Bend, Oregon 97703

Until a change is requested, send tax statements to:

Destiny Court Properties, LLC
18624 Pinehurst Road
Bend, Oregon 97703

Received by OWRD

APR 14 2025

Salem, OR

STATUTORY BARGAIN AND SALE DEED

Q.R.R. Properties, LLC, Grantor, hereby conveys to Destiny Court Properties, LLC, an Oregon limited liability company, Grantee, the following-described real property:

Parcel 3 of Partition Plat 1995-5, being a portion of the Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of Section Eight (8), Township Seventeen (17) South, Range Twelve (12) East of the Willamette Meridian, Deschutes County, Oregon.

EXCEPTING THEREFROM that portion described as follows:

Commencing at the One-Quarter corner common to Sections 7 and 8, thence South 89° 19' 03" East along the East-West center line on said Section 8, a distance of 869.58 feet; thence leaving said line North 00° 43' 09" East 299.29 feet to the Southwest corner of that tract of land as recorded in Volume 279, Page 186, Deschutes County Records; said point being the true point of beginning of this description; thence North 89° 20' 34" West 100.00 feet; thence North 00° 39' 26" East 174.69 feet; thence South 89° 17' 21" East 267.31 feet to a point on the Westerly right of way line of O.B. Riley Road; thence along said right of way line South 18° 51' 45" East 26.00 feet; thence leaving said right of way line North 89° 17' 21" West 176.00 feet; thence South 00° 39' 26" West 150.10 feet to the point of beginning and there terminating.

(Commonly known as 19995 Destiny Court, Bend, Oregon)

The above-described property is free of encumbrances except: (a) all covenants, conditions, restrictions, reservations, easements and any other items of record and those apparent upon the land, if any, as of the date of this deed; and (b) liens for taxes not yet due as of the date of this deed.

The consideration for this transfer is other value given or promised.
This deed is given for estate and business planning purposes.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336

AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

By execution of this instrument, Grantor certifies that they it is not a "foreign person" as that term is defined in the Internal Revenue Code, Section 1445.

QRR PROPERTIES, LLC, an Oregon limited liability company

Julia Kennedy Cochran
By: Julia Kennedy Cochran, as Trustee of the
Julia Cochran Trust dated 9/21/2005, as
amended, Member

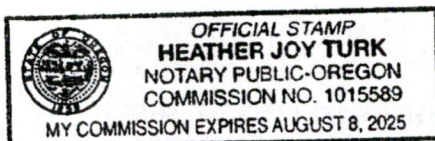
Dated: 10-29, 2021

Ronald W Cochran
By: Ronald Warren Cochran, as Trustee of the
Ronald Cochran Trust dated 9/21/2005, as
amended, Member

Dated: 10-29, 2021

STATE OF OREGON)
) ss.
County of Deschutes)

This Statutory Bargain and Sale Deed was acknowledged before me on this 29th day of October, 2021, by Julia Kennedy Cochran and Ronald Warren Cochran.



ANG-1
Notary Public for Oregon

STATUTORY BARGAIN AND SALE DEED — PAGE 2 OF 2

estana
LAW GROUP

Received by OWRD

APR 14 2025

Salem, OR

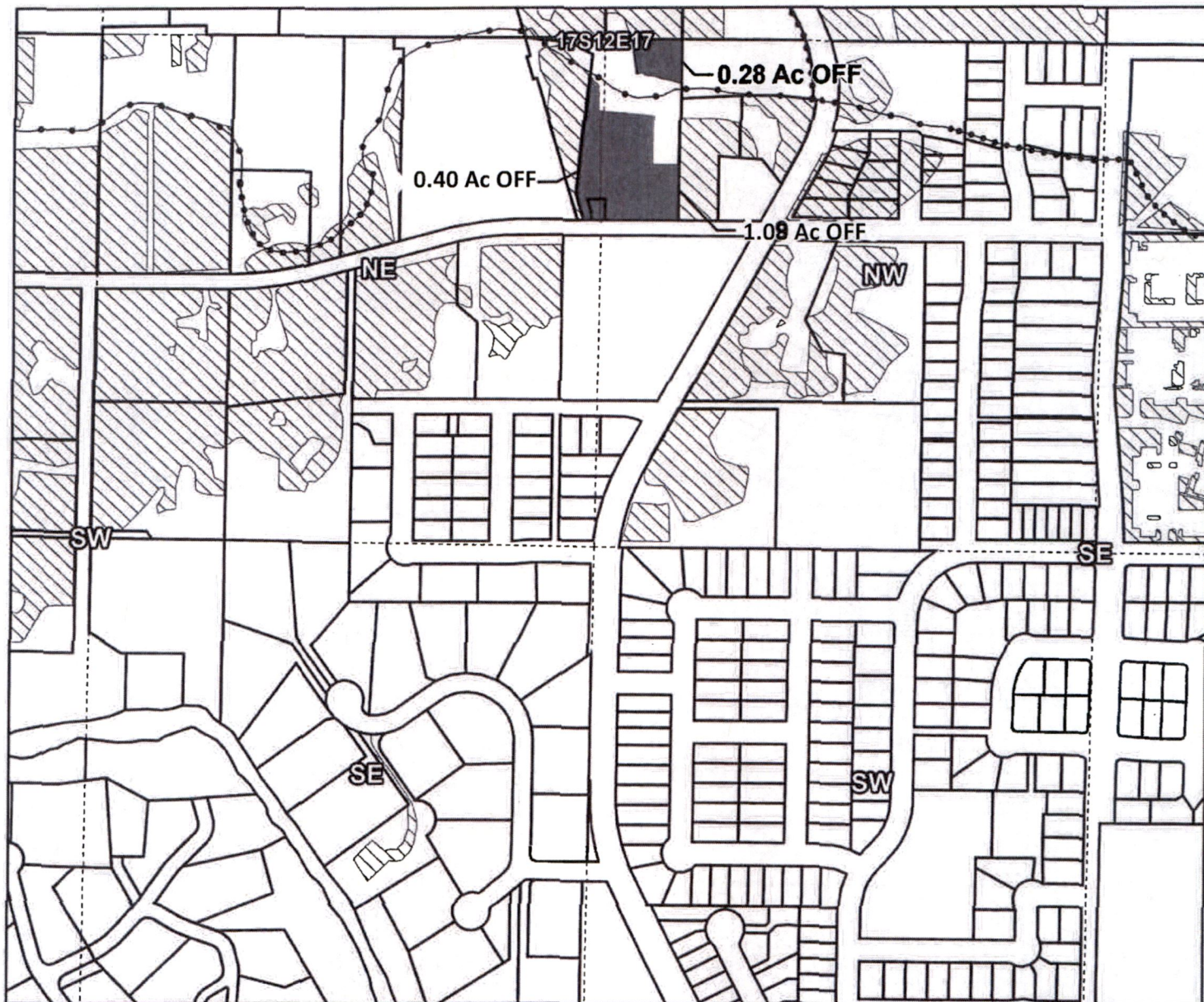
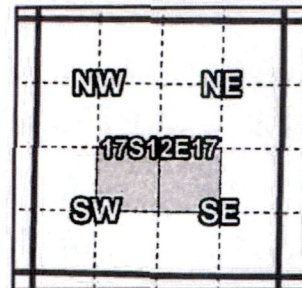
Swalley Irrigation District

2022 District Transfer Application Quitclaim Map

Certificates: 74145

for Kieso

Reference 1



Taxlot 171217DB00800, 17-12-17-NW/SE-00800: 1.36 Acres Off, 0 Acres Remaining
Taxlot 171217DB00800, 17-12-17-NE/SW-00800: 0.40 Acres Off, 0 Acres Remaining

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

Received by OWRD

APR 14 2025

Salem, OR



1 inch = 400 feet

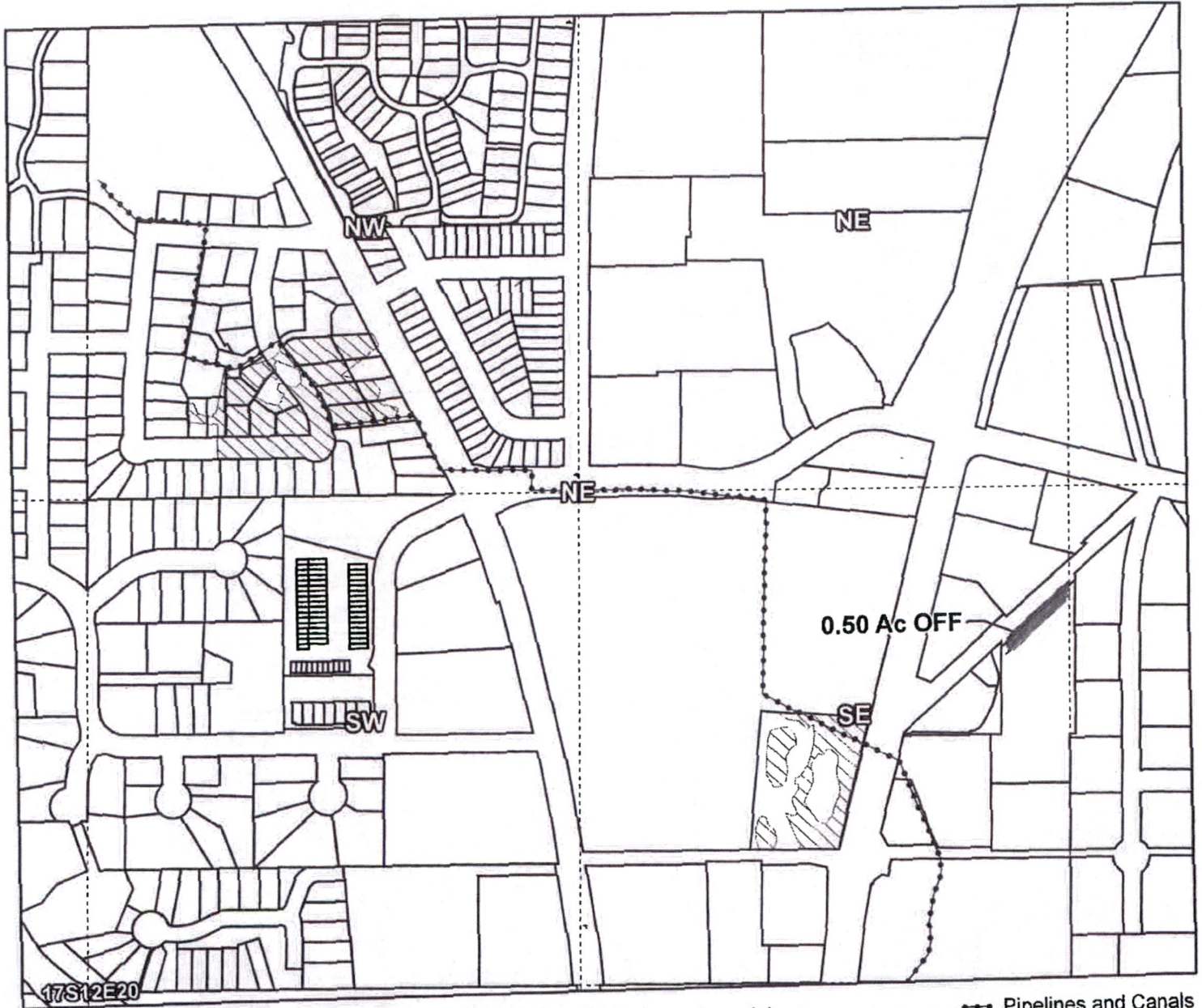
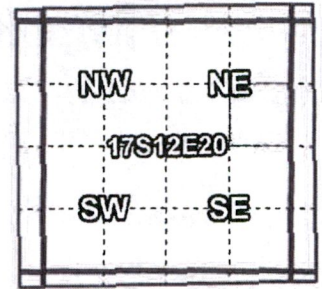
Prepared by Swalley Irrigation District | December 2022

Swalley Irrigation District

2023 District Transfer Application Quitclaim Map

Certificates: 74145

for TDS Baja Broadband LLC



Taxlot 171220A000901, 17-12-20-SE/NE-00901: 0.50 Acres Off, 0 Acres Remaining

Received by OWRD

APR 14 2025

Salem, OR



1 inch = 400 feet

Prepared by Swalley Irrigation District | May 2023

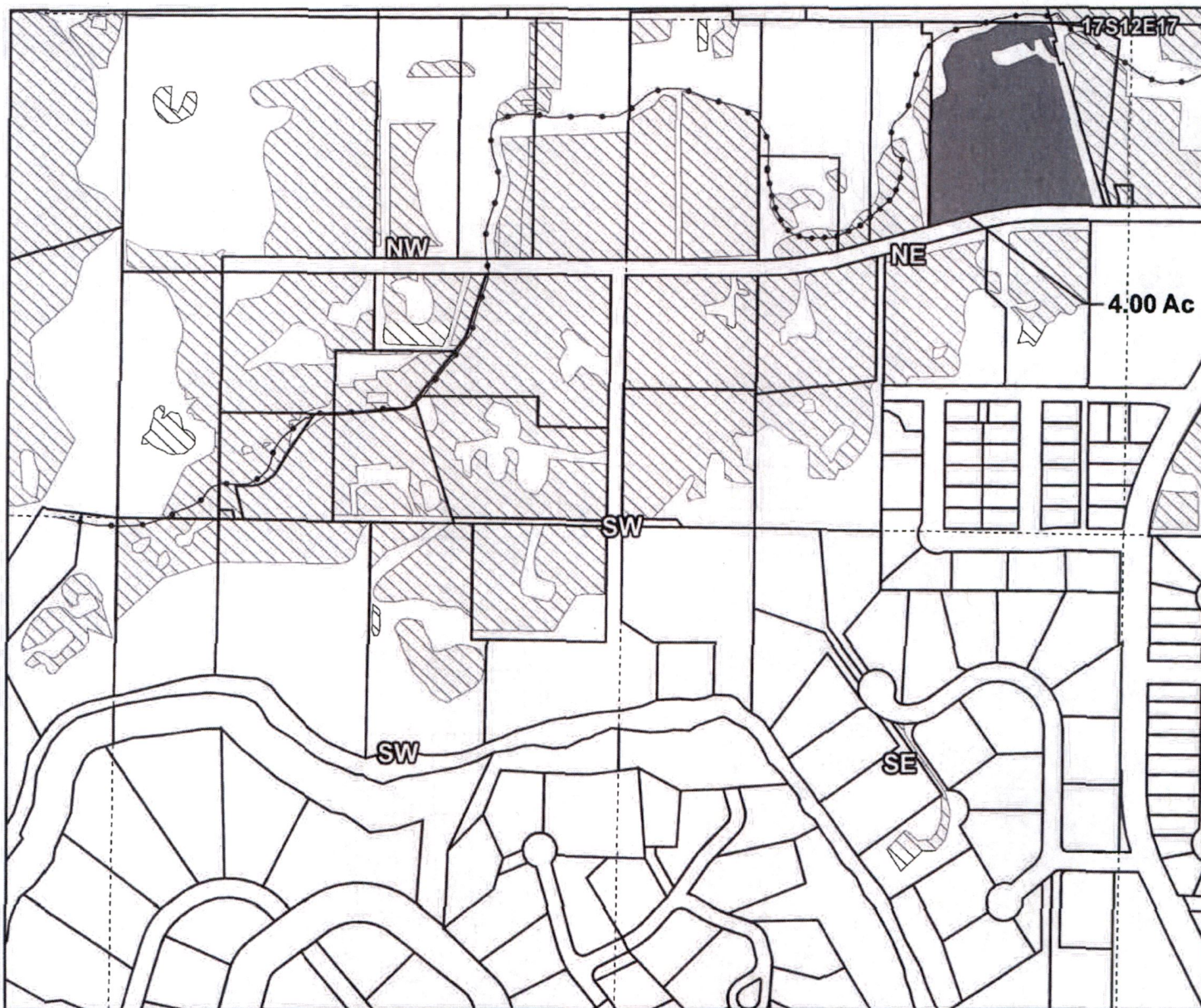
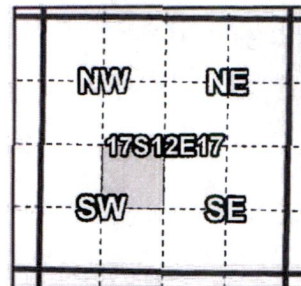
Swalley Irrigation District

Reference 3

2022 District Transfer Application Quitclaim Map

Certificates: 74145

for Venture Properties LLC



Taxlot 171217C000100, 17-12-17-NE/SW: 4.00 Acres Quitclaim, 0.0 Acres Remaining

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

Received by OWRD

APR 14 2025

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1:4,800

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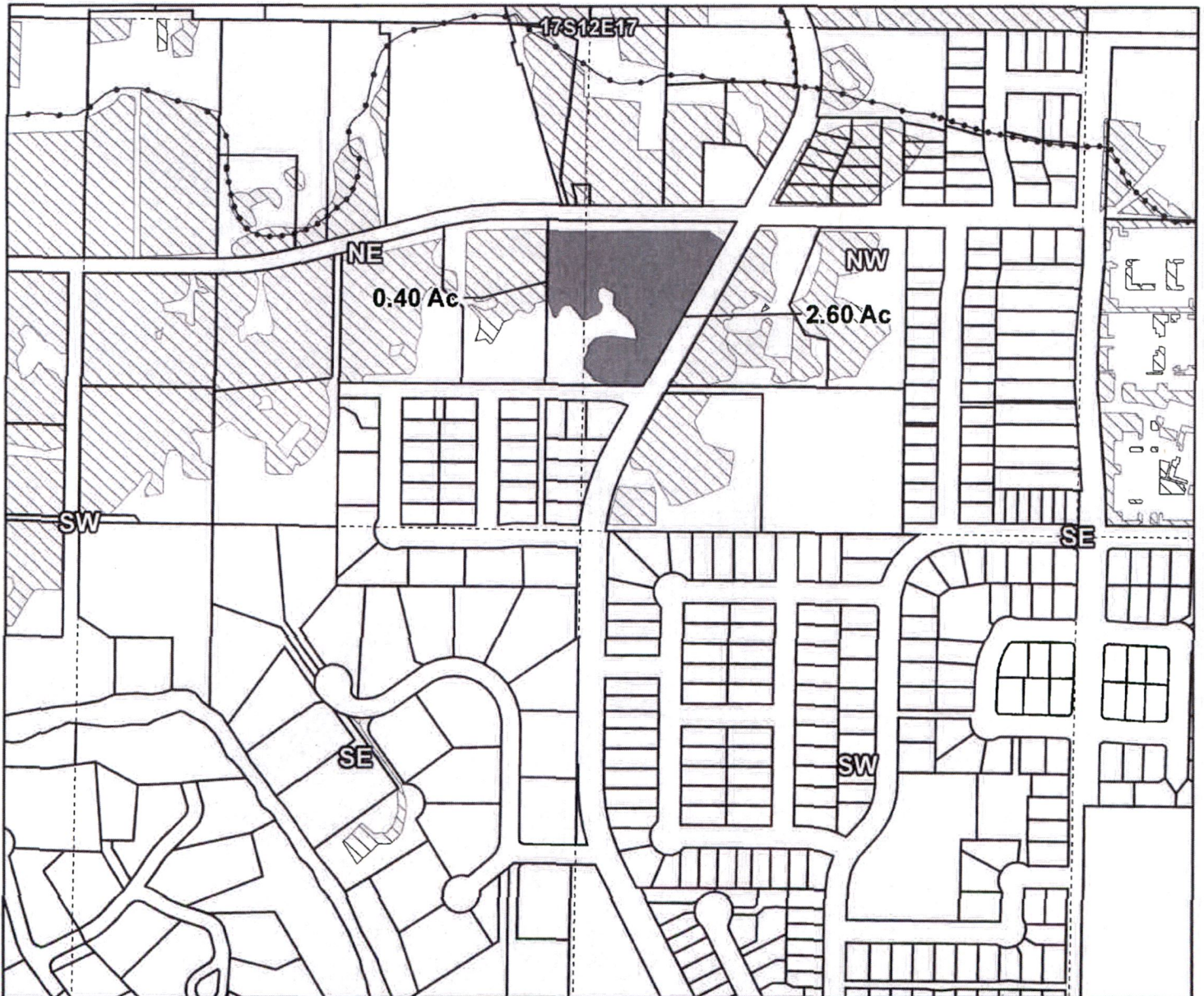
Swalley Irrigation District

Reference 4

2022 District Transfer Application Quitclaim Map

Certificates: 74145

for Venture Properties LLC



Taxlot 171217C001201, 17-12-17-NE/SW: 0.40 Acres Quitclaim, 0.0 Acres Remaining
Taxlot 171217C001201, 17-12-17-NW/SE: 2.60 Acres Quitclaim, 0.0 Acres Remaining

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

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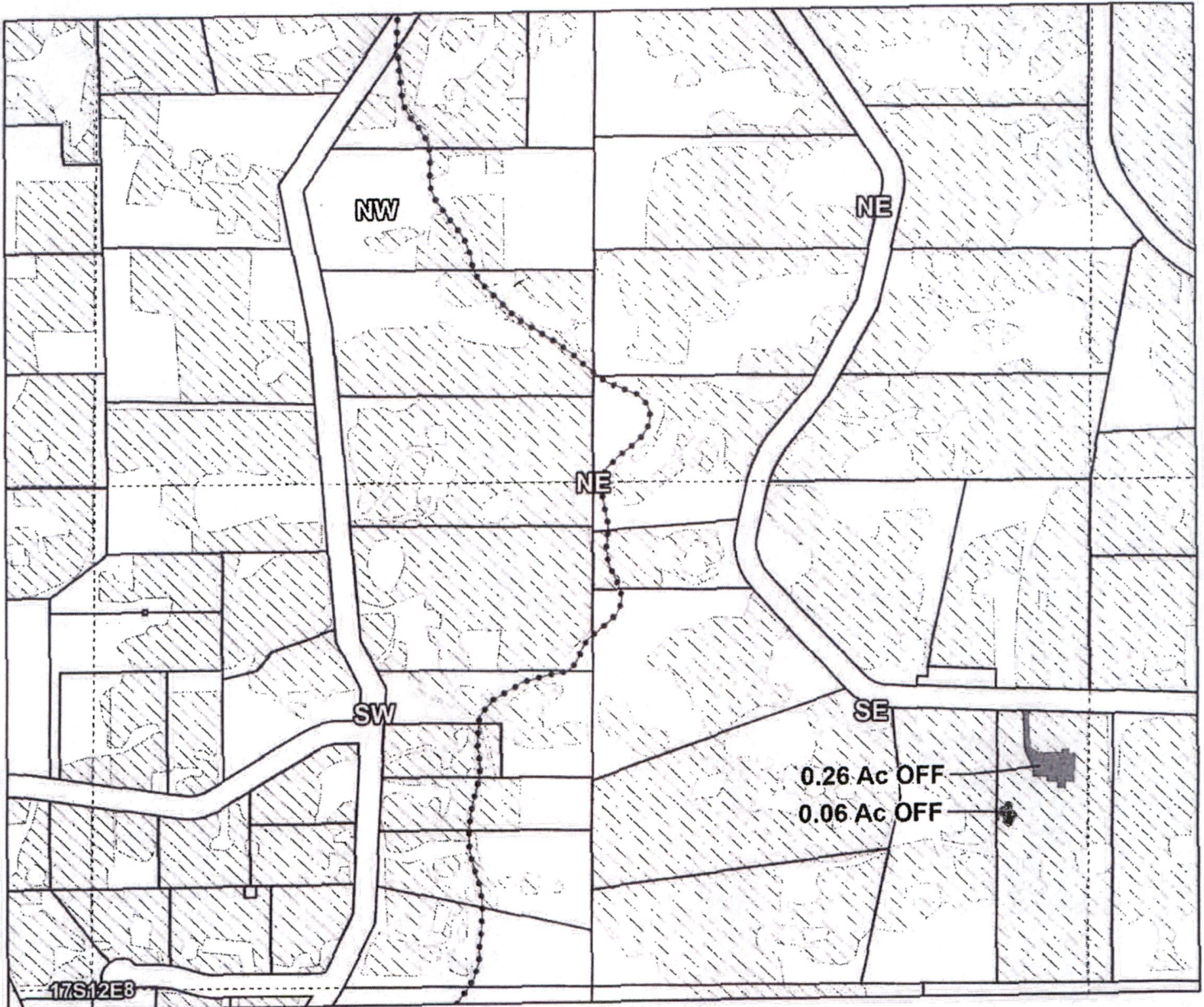
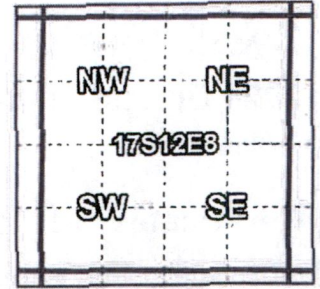
Salem, OR



1:4,800

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for Bertrand Combre & Julie Langou



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

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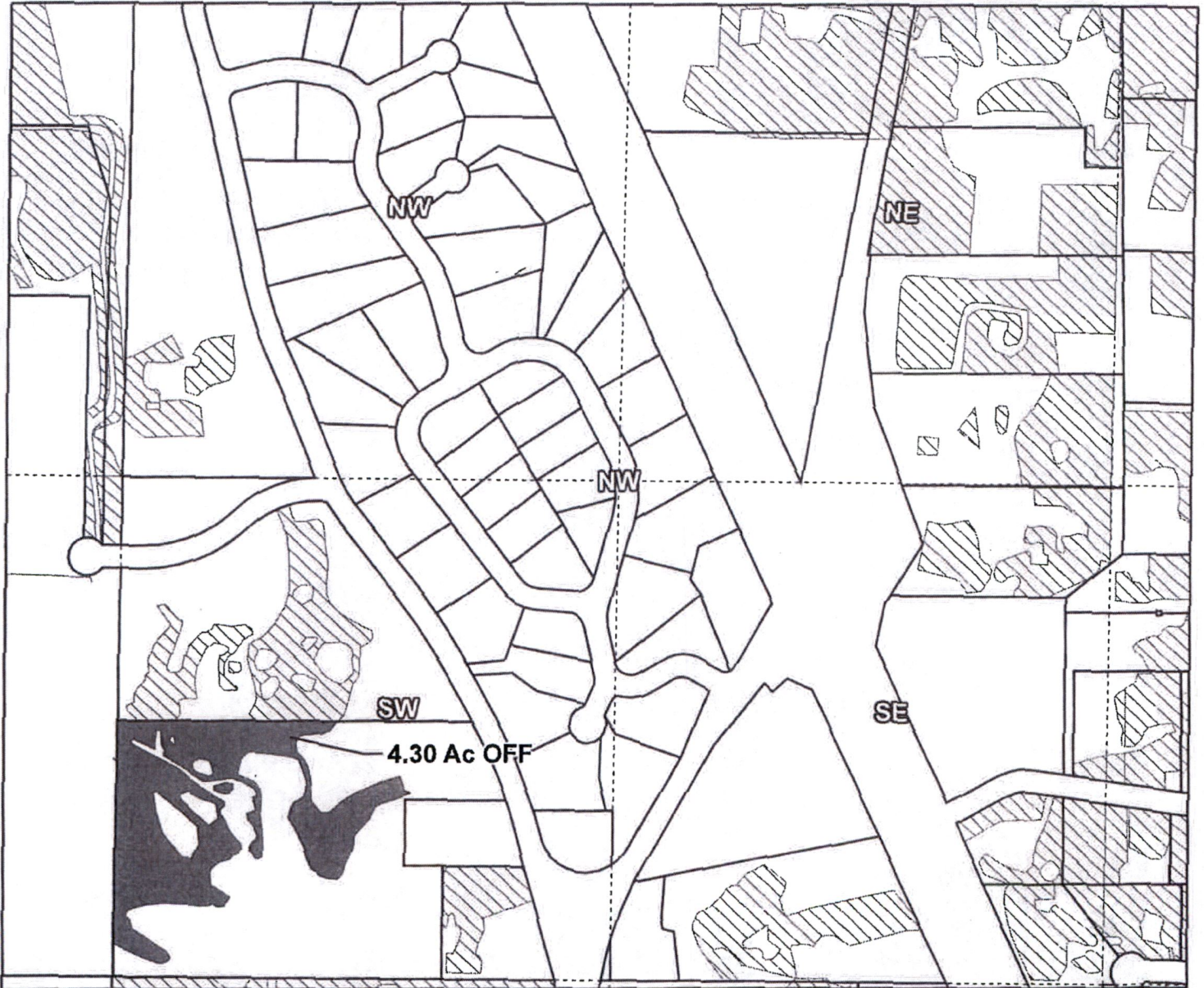
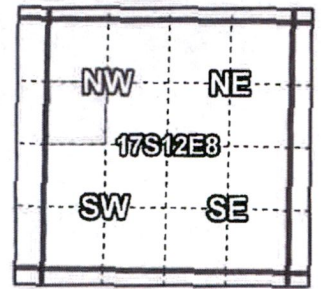
Prepared by Swalley Irrigation District | July 2023

Swalley Irrigation District

2024 District Transfer Application Quitclaim Map

Certificates: 74145

for Destiny Court Properties LLC



Taxlot 171208B006201, 17-12-08-SW/NW-06201: 4.30 Acres Off, 0 Acres Remaining

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

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1 inch = 400 feet

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January 31, 2025

VIA E-MAIL ONLY:

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Watermaster - District 11
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Bend, OR 97702

Ann Reece
Sarah A. Henderson
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

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Re: 2025 Water Rights Transfer Applications in the Deschutes Basin

Dear Mr. Giffin, Ms. Reece, and Ms. Henderson:

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe"). We write to provide the Department of Water Resources ("Department") with an update on the process for administering water rights transfer applications for the 2025 calendar year.

As you know, the Tribe, the State of Oregon, and the United States are all parties to the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended ("Settlement Agreement"). The Settlement Agreement requires the three sovereign parties "to meet and describe in the memorandum of understanding the process for determining injury to the Tribal Reserved Water Right." Agmt. at Art. IX, § A. The ability to determine such an injury is a prerequisite to administering water rights transfers¹ in the Deschutes Basin, as "[n]o transfer of a State water right in the Deschutes Basin shall be made *unless the State finds that no injury to the Tribal Reserved Water Right shall result.*" Agmt. at Art. V, § (B) (emphasis added). The Tribe emphasizes that the contractual obligation to make a finding of no injury resides with the State, not the Tribe.

The parties to the Settlement Agreement have not yet developed the process for determining injury to the Tribal Reserved Water Right. In the absence of the injury determination process required by the Settlement Agreement, the Tribe reviewed numerous water rights transfer applications in 2024. During this process, the Tribe expended substantial resources to review certain information concerning water rights transfer applications in the Deschutes Basin. In particular, the Tribe has received and reviewed hundreds of

¹ A "Transfer" means any change in the nature of use, place of use, or point of diversion of a water right." Agmt. at Art. III, § 25.

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applications from various irrigation districts, including the Central Oregon Irrigation District ("COID"); the Deschutes River Conservancy ("DRC"); the Department of Water Resources ("Department"); and numerous other applicants and entities.

The Tribe's review of the 2024 applications was both time- and resource-intensive. It was also informative. The Tribe has considered the information learned, and has now identified certain categories of applications that present, respectively, a low-risk, medium-risk, and high-risk of injury to Tribal Reserved Water Rights as defined in the Settlement Agreement. Certain factors have been identified as presenting a low risk of injury to the Tribal Reserved Water Right. The Tribe believes that those factors indicating a low risk of injury to the Tribal Reserved Water Right can be used in the upcoming 2025 calendar year to simplify, and expedite, the process for administering said applications.

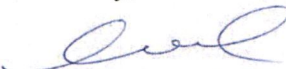
The Tribe has identified the applicable low-risk factors and believes that those factors are adequately represented in the "CTWS Low-Risk Transfer Checklist Requirements" document attached hereto as Exhibit A. In close coordination with COID, the Tribe has approved the attached checklist for use in the upcoming 2025 calendar year as a way to facilitate and expedite the processing of water rights transfer applications within the Deschutes Basin. The Tribe agrees that all transfer applications that fully satisfy this checklist may be processed by the Department without prior Tribal review. Accordingly, the Tribe does not object to the Department processing any applications that are submitted to the Department with a completed and signed checklist. The Department should process such applications in accordance with applicable law, and the Department's customary practice.

The Tribe expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with such applications, including, but not limited to, whether such applications violate the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963 ("1855 Treaty"), or the Settlement Agreement. To be clear, this letter, and the use of the enclosed checklist, does not remove or absolve the State of Oregon from fulfilling its obligations under the 1855 Treaty and the Settlement Agreement. It is the Tribe's position that the Settlement Agreement requires that the Department affirmatively confirm that each and every water rights transfer application will not injure the Tribal Reserved Water Right or any undetermined vested water right claimed by the Tribe or the United States acting as trustee for the Tribe, including, but not limited to, instream flows necessary to maintain harvestable populations of treaty-protected fish in the Deschutes Basin. The checklist is not a replacement for that affirmative obligation and finding.

We would be happy to meet with the Department to discuss the checklist and proposed process moving forward.

Please let us know if you have any questions.

Sincerely,



Alison K. Toivola
of BEST BEST & KRIEGER LLP

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AKT

cc: Robert A. Brunoe
Austin Smith, Jr.
Brad Houslet
Josh Newton, Esq.
David Filippi, Esq.
Jessi Talbott
Mikaela Watson

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Exhibit A

INSTRUCTIONS:

This checklist is intended to facilitate the Department of Water Resources' ("Department") processing of water rights transfer applications within the Deschutes Basin for the 2025 calendar year. The Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe") has reviewed this checklist. The Tribe does not object to the Department's processing of any water rights transfer applications that meets a "Yes" of all applicable checklist items, and therefore satisfies the "Meets Requirements" category at the top of this checklist. When the checklist is so satisfied, the Department may process the application in accordance with applicable law, and the Department's customary practice.

Water rights transfer applications that meet all of the checklist criteria appear to present a low risk of injury to the Tribal Reserved Water Right as defined in the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended. The Tribe does not waive its right to dispute or challenge any transfer application, whether or not they satisfy this checklist, on the basis that the transfer injures the Tribal Reserved Water Right or other federally-reserved water right held by the Tribe. The Tribe expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the application, including, but not limited to, whether the application violates the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963, or the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended.

The Tribe further reserves the right to conduct additional analysis on any transfer that is submitted to the Department with a completed checklist. The Tribe reserves the right to consider, among other things, the risk of localized impacts, cumulative impacts, water quality, return flows, groundwater recharge, Habitat Conservation Plan flow augmentation agreements, water bank transactions, and additional analyses received from the Tribe's staff, Department, applicant, or third party.

A "temporary instream lease" is any instream lease lasting five (5) years or less.

This checklist applies to surface water transfers only. This checklist does not apply to groundwater transfers.

If you have any questions about this checklist, please contact:

Mikayla Schembari, on behalf of Swalley Irrigation District, via e-mail at:
mikayla@swalley.com

Alex Ehrens, on behalf of Deschutes River Conservancy, via e-mail at:
alex@deschutesriver.org

Alison K. Toivola or Josh Newton of Best Best & Krieger, LLP, on behalf of the Tribe, via e-mail at:
Alison.Toivola@bbklaw.com
Josh.Newton@bbklaw.com

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