

District

T-14582

Name Swalley Irrigation District
 c/o Mikayla Schembari
 Address 64672 Cook Ave, Suite 1
Bend, OR 97703
mikayla@swalley.com

Change in POU
 Date Filed 12/24/2024
 Initial notice date 12/31/2024
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO 9/2/2025 Vol 135 Page 428

C-Date _____
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

Assignments: _____

Irrigation District _____

Agent _____

CWRE _____
 CC's list _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Deschutes River

Trib. of Columbia River

Use Industrial/Manufacturing, Recreation, County Deschutes

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

Name of ditch _____

App# Decree Per # Desch. River Cert # 74145 PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

→ uses continued - Irrigation, Nursery, Pond Maintenance,
Pollution abatement

FEES PAID		
Date	Amount	Receipt #
<u>12-24-24</u>	<u>\$1,360-</u>	<u>144464</u>

FEES REFUNDED		
Date	Amount	Receipt #

STATE OF OREGON
WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

RECEIPT # 144464

INVOICE # _____

RECEIVED FROM: Swalley Irrigation
BY: DistrictAPPLICATION _____
PERMIT _____
TRANSFER T-14582CASH: ☐ CHECK: # 12026 OTHER: (IDENTIFY) _____TOTAL REC'D \$ 1,360.00

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

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ _____ RECORD FEE \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 1,360.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ _____ LICENSE FEE \$ _____

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: 144464

DATED: 12-24-24

BY: Lisa D. Miller

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

Received
DEC 24 2024
OWRD



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

September 2, 2025

SWALLEY IRRIGATION DISTRICT
64672 COOK AVE, SUITE 1
BEND, OR 97703

Reference: Transfer Application T-14582

Enclosed is a copy of the Determination of Satisfactory Proof of Completion for Transfer Application T-14582.

If you have any questions related to the completion of this Claim of Beneficial Use, you may contact Adam Frederick, by telephone at 971-707-8400 or by e-mail at Adam.M.Frederick@water.oregon.gov.

Sincerely,

Adam Frederick

Adam Frederick
District Transfer Program Advisor

Cc: Jeremy Giffin, Watermaster Dist. # 11 (via email)
File T-14582

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT
FOR THE
STATE OF OREGON**

In the Matter of the Completion of a Change)
in Place of Use Under Transfer Application) DETERMINATION OF SATISFACTORY PROOF
T-14582, Deschutes County) OF COMPLETION FOR A 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

SWALLEY IRRIGATION DISTRICT
64672 COOK AVE, SUITE 1
BEND, OR 97703

Findings of Fact

1. On July 17, 2025, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-14582 satisfying the requirements for providing proof of use under OAR 690-380-6030.
2. On August 27, 2025, the Department signed a final order, which was mailed on August 28, 2025, and recorded in Special Order Volume 135, Pages 428-431, approving Transfer Application T-14582 involving Certificate 74145. The final order established October 1, 2026, as the date for completion of the authorized changes in place of use.

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 map(s) submitted by the applicant for Transfer Application T-14582.
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 74145 as approved by the Final Order for Transfer Application T-14582, and as recorded in Special Order Volume 135, Pages 428-431 is shown in Table 1, below:

Table 1:

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	12 E	WM	29	SE SE	0.41	01202	MARILDA HERNANDEZ CHUNG	2024-04
16 S	12 E	WM	29	SE SE	0.19	01203	MARILDA HERNANDEZ CHUNG	2024-04
16 S	12 E	WM	33	NE NW	0.18	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
16 S	12 E	WM	33	NW NW	0.92	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
17 S	12 E	WM	4	SW NE	0.10	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	4	NE NW	0.06	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	4	SE NW	0.48	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	5	SW NW	0.68	01800	LUKE & ANNA SCARPULLA	2024-03
TOTAL					3.02			

¹Water users listed in **bold** are different from the water user that was listed in the transfer final order. They have been updated here to reflect the changes as shown in the CBU.

6. 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-14582 was completed to the extent authorized in the transfer as described in Table 1.

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 Table 1, above.
3. The applicant has demonstrated proof of completion under T-14582 to the satisfaction of the Department.

4. The Department is authorized to issue or modify certificates of water rights involved in Transfer T-14582 consistent with this determination of satisfactory proof of completion.

Now, therefore, it is ORDERED:

1. Water right Certificate 74145 is modified as shown in Table 1, above. The Department issued superseding Certificate 98289 on May 9, 2025, which incorporated the proposed place of use change in T-14582.

Signed at Salem, Oregon on **AUGUST 27, 2025**.

A handwritten signature in black ink, appearing to read 'Lisa J. Jaramillo', is written over a horizontal line.

Lisa J. Jaramillo
Transfer and Conservation Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

Mailing Date: **SEPTEMBER 2, 2025**



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone 503 986-0900
Fax 503 986-0904
www.oregon.gov/owrd

September 3, 2025

Swalley Irrigation District
64672 Cook Ave Suite 1
Bend, OR 97703

REFERENCE: District Transfer T-14582

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 Adam Frederick by telephone at (971) 717-8400 or by e-mail at Adam.m.frederick@water.oregon.gov.

Sincerely,

David V. Jones Jr
Water Right Services Support
Transfers and Conservation Section

cc: Robert L. Wood, Watermaster Dist. # 3 (via email)

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14582, Deschutes County)	A DISTRICT PERMANENT TRANSFER FOR A
)	CHANGE IN PLACE OF USE

Authority

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

Applicant

SWALLEY IRRIGATION DISTRICT
64672 COOK AVE, SUITE 1
BEND, OR 97703

Findings of Fact

1. On December 24, 2024, Swalley Irrigation District (SID) filed a district transfer application to permanently change the place of use under Certificate 74145. The Department assigned the application number T-14582.
2. Notice of the District Permanent Transfer Application was published on December 31, 2024, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. On March 12, 2025, the Department received correspondence from Alison K. Toivola, Attorney for the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribe). The Tribe does not object to the Department processing the Transfer Application T-14582, in accordance with applicable law, and the Department's customary practice.
4. The portion of the right to be transferred is as follows:
Certificate: 74145 in the name of SWALLEY IRRIGATION DISTRICT (confirmed by decree of the Circuit Court of the State of Oregon for Deschutes County)
Uses: IRRIGATION of 3.02 ACRES
Priority Date: SEPTEMBER 1, 1899
Seasons of Use: Season 1: April 1 through April 30 & October 1 through October 31

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).

Season 2: May 1 through May 14 & September 15 through September 30
Season 3: May 15 through September 14

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

Season 1: Limited to 1/83 cubic foot per second (cfs) per acre

Season 2: Limited to 1/62 cfs per acre

Season 3: Limited to 1/33.45 cfs per acre

Maximum Duty that can be applied to an acre:

Not to exceed 9.58 acre-feet (af) per acre per year.

The above listed rates and duty reflect allowance of a 43% transmission loss as determined by decree of the Circuit Court of Deschutes County, dated March 24, 1933. Those lands not served by direct pumping from the Deschutes River, are not allowed the 43% transmission loss and shall not exceed 5.46 af per acre irrigated during the irrigation season.

Source: The DESCHUTES RIVER, tributary of the COLUMBIA RIVER

Authorized Points of Diversion:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15	15 S	12 E	WM	14	NE SE	* 2065.82 FEET NORTH AND 1401.41 FEET EAST FROM THE S¼ CORNER OF SECTION 14
3	17 S	12 E	WM	29	SE NE	SWALLEY MAIN CANAL- 985 FEET NORTH AND 617 FEET WEST FROM THE E¼ CORNER OF SECTION 29

* Certificate 74145 contains an error in the location description for POD 15, which was corrected in Special Order Volume 61, Page 634. The corrections are shown in **bold** font.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	12 E	WM	29	SE SE	0.32	01202	JUSTIN & ANGELA PHILLIPS	2024-04
16 S	12 E	WM	29	SE SE	0.28	01203	JUSTIN & ANGELA PHILLIPS	2024-04
16 S	12 E	WM	33	NE NW	0.01	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
16 S	12 E	WM	33	NW NW	0.16	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
17 S	12 E	WM	4	SE NW	0.64	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	5	SW NW	0.68	01800	JEFFREY & KATHRYN GATES REVOCABLE LIVING TRUST	2024-03
17 S	12 E	WM	17	NW SE	0.93	01100	H&B DEVELOPERS, LLC	2024-05
TOTAL					3.02			

6. Transfer Application T-14582 proposes to change the place of use to:

Proposed Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	Notice
16 S	12 E	WM	29	SE SE	0.41	01202	JUSTIN & ANGELA PHILLIPS	2024-04
16 S	12 E	WM	29	SE SE	0.19	01203	JUSTIN & ANGELA PHILLIPS	2024-04
16 S	12 E	WM	33	NE NW	0.18	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
16 S	12 E	WM	33	NW NW	0.92	00800	IAN BERG & LISA AARTSEN-BERG	2024-05
17 S	12 E	WM	4	SW NE	0.10	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	4	NE NW	0.06	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	4	SE NW	0.48	00212	DENNIS SAYLOR & ANGELICA BIERNAT	2024-06
17 S	12 E	WM	5	SW NW	0.68	01800	JEFFREY & KATHRYN GATES REVOCABLE LIVING TRUST	2024-03
TOTAL					3.02			

7. 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.
8. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
9. The water right is subject to transfer as defined in OAR 690-385-0100(17).
10. The proposed change in place of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
11. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
12. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

Conclusions of Law

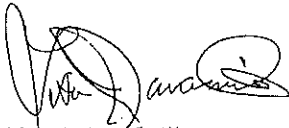
The proposed change in place of use as proposed in Transfer Application T-14582 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

1. The proposed change in place of use to the water right evidenced by Certificate 74145 is approved.
2. The place of use from which the water right is transferred off by Transfer T-14582 shall no longer be irrigated and is cancelled from Certificate 74145.

3. The right to the use of the water at the place of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificate 74145, and any related decree.
4. The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.
5. Full beneficial use of the water was to be made, consistent with the terms of this order, on or before **October 1, 2026**.
6. On July 17, 2025, the Department received a Claim of Beneficial Use and associated map from SID for Transfer Application T-14582, satisfying the requirements for providing proof of use under OAR 690-380-6030.
7. The applicant demonstrated proof of completion under T-14582 to the satisfaction of the Department, and superseding Certificate 98280 was issued on May 9, 2025.

Dated in Salem, Oregon on **AUGUST 27, 2025**.



Lisa J. Jaramillo

Transfer and Conservation Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

Mailing Date: **SEPTEMBER 2, 2025**

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-14582

Review Due Date: 01/26/2025

Applicant Name: Swalley ID

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

Reviewer(s): Giffin

Date of Review: 12/30/2024

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 back to 1900 on the driest of years, this particular water right is senior and never regulated.
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

December 27, 2024

Swalley Irrigation District
64672 Cook Ave., Suite 1
Bend, OR 97703

Reference: District Permanent Transfer T-14582

On December 24, 2024, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$1360.00. Your receipt number 144464 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 December 31, 2024, 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 January 30, 2025. 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) 986-0935.

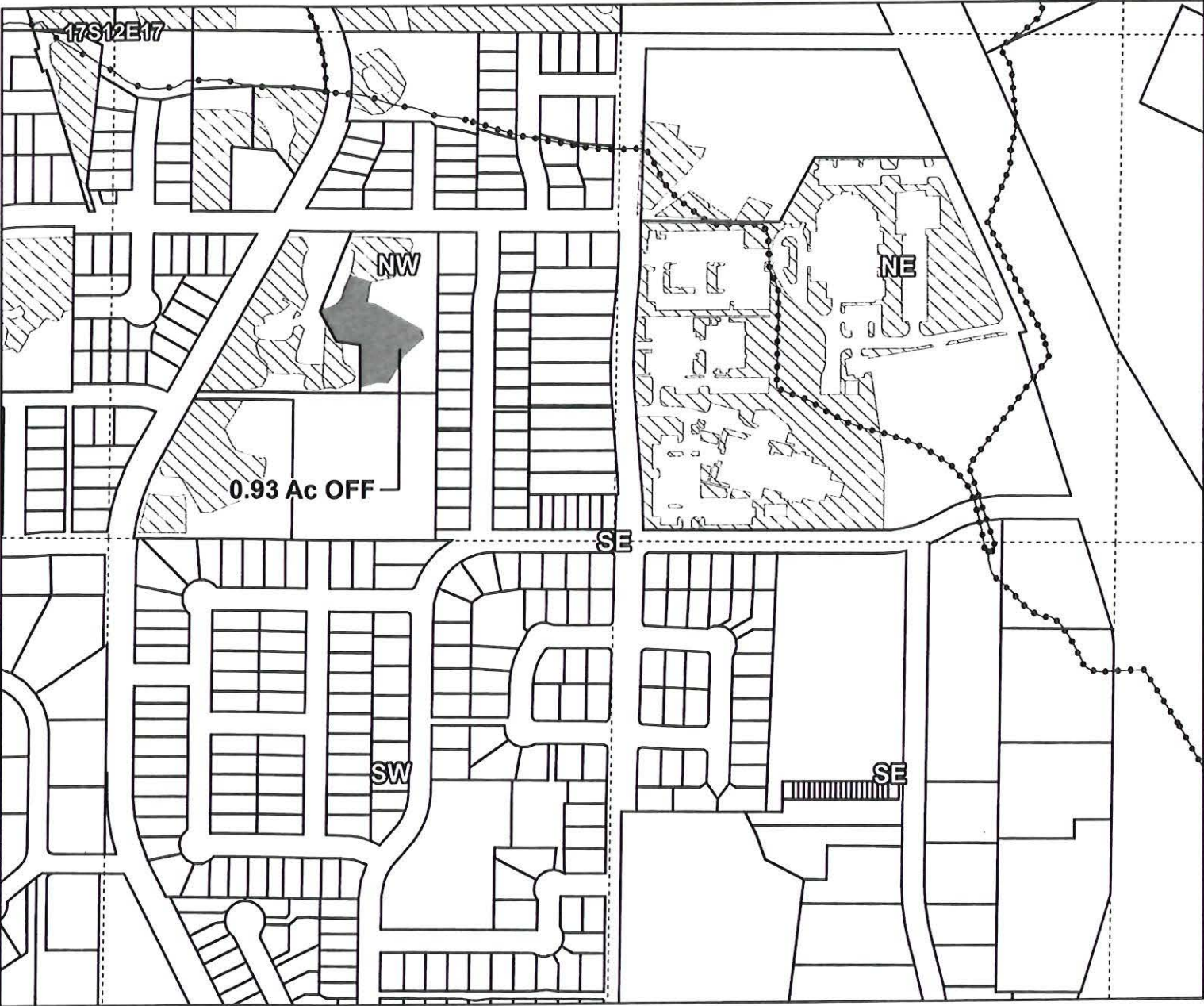
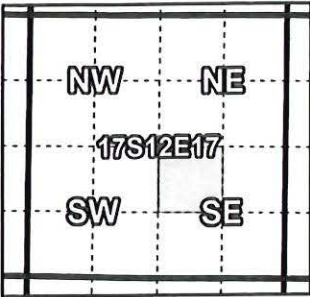
cc: Watermaster # 3, Robert L. Wood (*via email*)
File

Enclosure

Swalley Irrigation District

2024 District Transfer Application "Off" Map

Certificates: 74145
for H&B Developers



Taxlot 171217DB01100, 17-12-17-NW/SE-01100: 0.93 Acres Off, 0.57 Acres Remaining

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

1 inch = 400 feet

Received
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Prepared by Swalley Irrigation District | Nov 2024

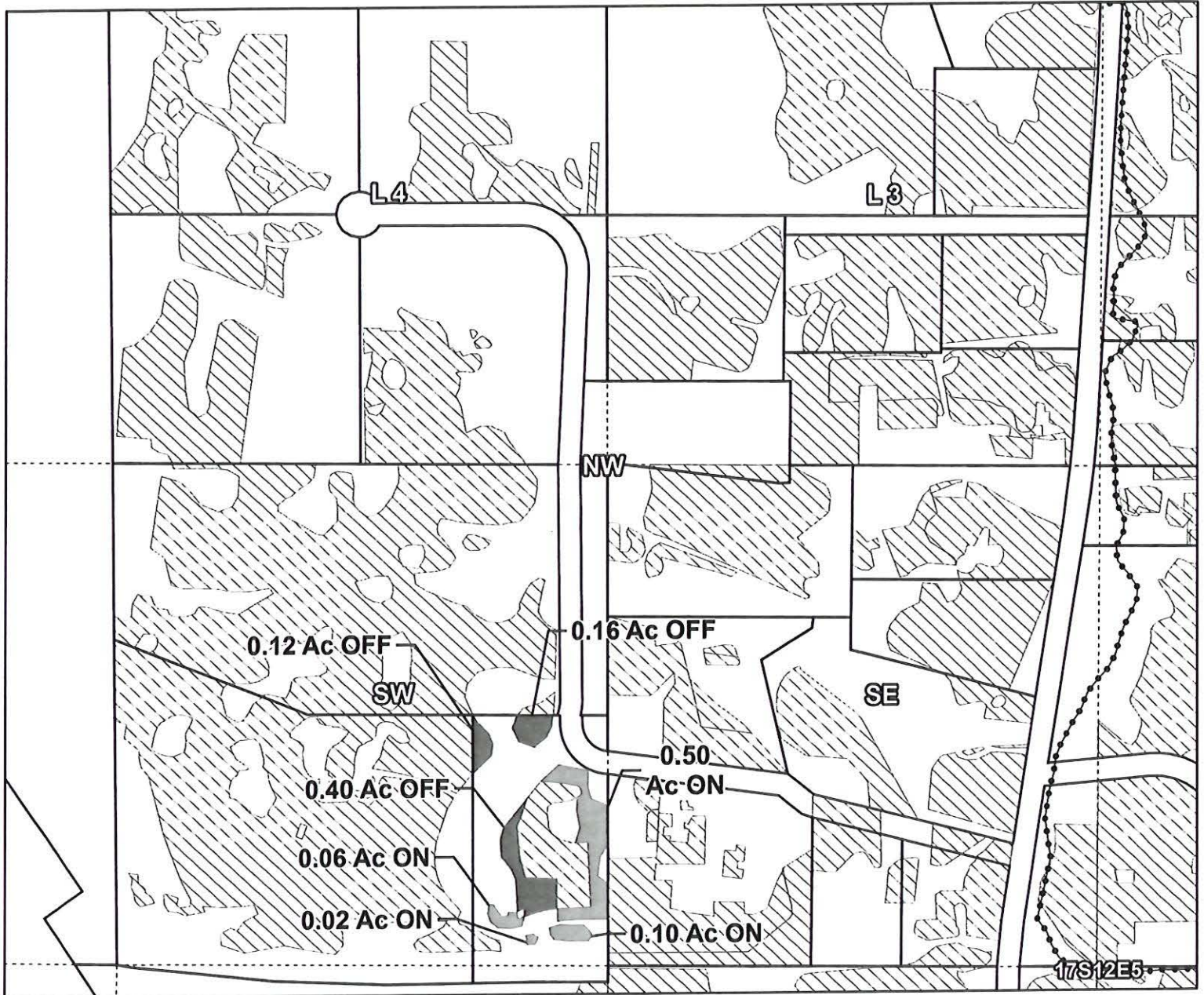
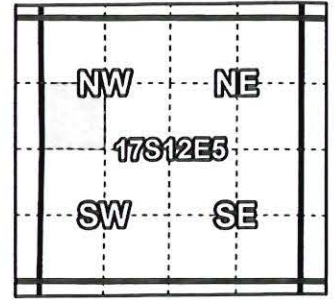
14582 -

Swalley Irrigation District

2024 District Transfer Application "On/Off" Map

Certificates: 74145

for Jeffrey & Kathryn Gates



Taxlot 171205B001800, 17-12-05-SW/NW-01800: 0.68 Acres On, 1.65 Acres Total
 Taxlot 171205B001800, 17-12-05-SW/NW-01800: 0.68 Acres Off, 0.97 Acres Remaining

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



1 inch = 400 feet

Received

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Prepared by Swalley Irrigation District | July 2024

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Swalley Irrigation District

2024 District Transfer Application "On/Off" Map

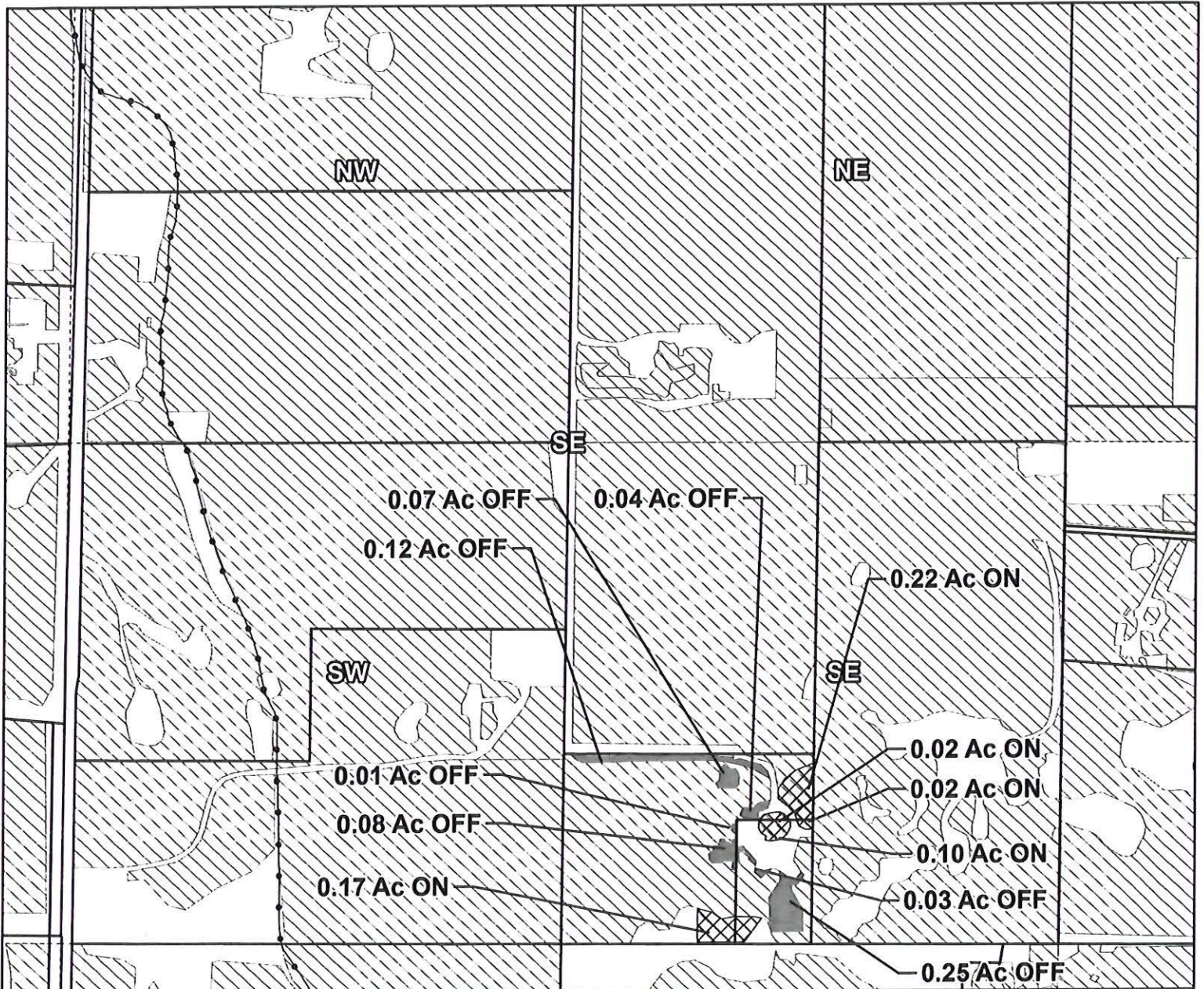
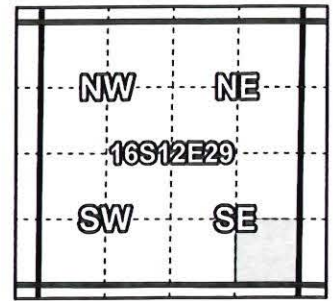
Certificates: 74145

for Phillips, Justin

Received

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Taxlot 1612290001202, 16-12-29-SE/SE-01202: 0.41 Acres On
 Taxlot 1612290001202, 16-12-29-SE/SE-01202: 0.32 Acres Off, 5.39 Acres Remaining
 Taxlot 1612290001203, 16-12-29-SE/SE-01202: 0.19 Acres On
 Taxlot 1612290001203, 16-12-29-SE/SE-01203: 0.28 Acres Off, 0.39 Acres Remaining

- Pipelines and Canals
- Off Transfer
- ▨ On Transfer
- ▤ Primary Water Right
- Taxlots



1 inch = 400 feet

14582 -

Prepared by Swalley Irrigation District | Nov 2024

Swalley Irrigation District

2024 District Transfer Application "On/Off" Map

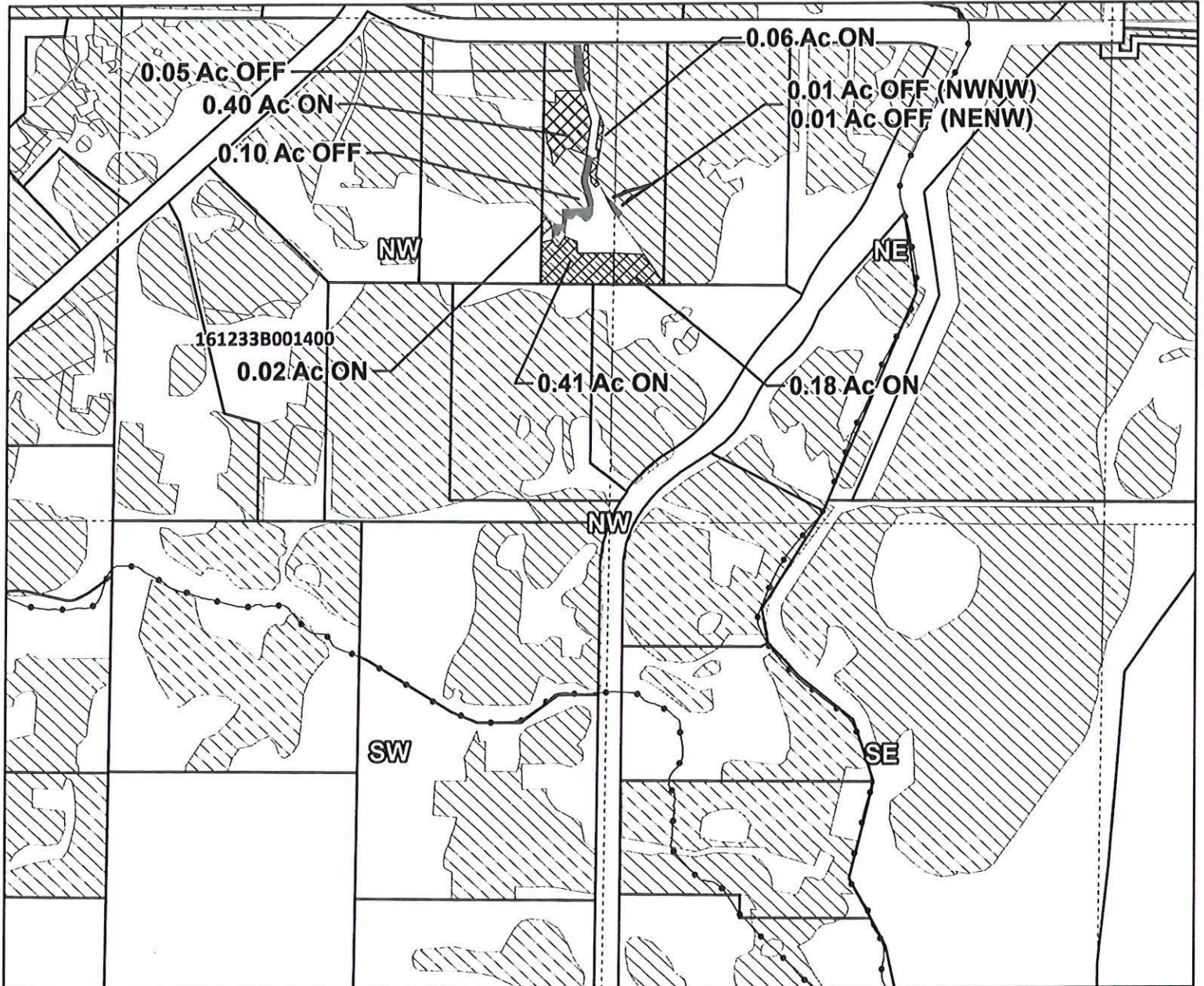
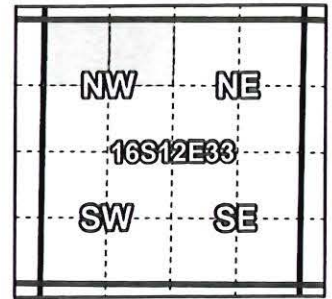
Certificates: 74145

for Berg, Ian

Received

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Taxlot 161233B000800, 16-12-33-NW/NW-00800: 0.92 Acres On
 Taxlot 161233B000800, 16-12-33-NW/NW-00800: 0.16 Acres Off, 2.16 Acres Remaining
 Taxlot 161233B000800, 16-12-33-NE/NW-00800: 0.18 Acres On
 Taxlot 161233B000800, 16-12-33-NE/NW-00800: 0.01 Acres Off, 1.81 Acres Remaining

- Pipelines and Canals
- ▨ Off Transfer
- ▩ On Transfer
- - Primary Water Right
- Taxlots



1 inch = 400 feet

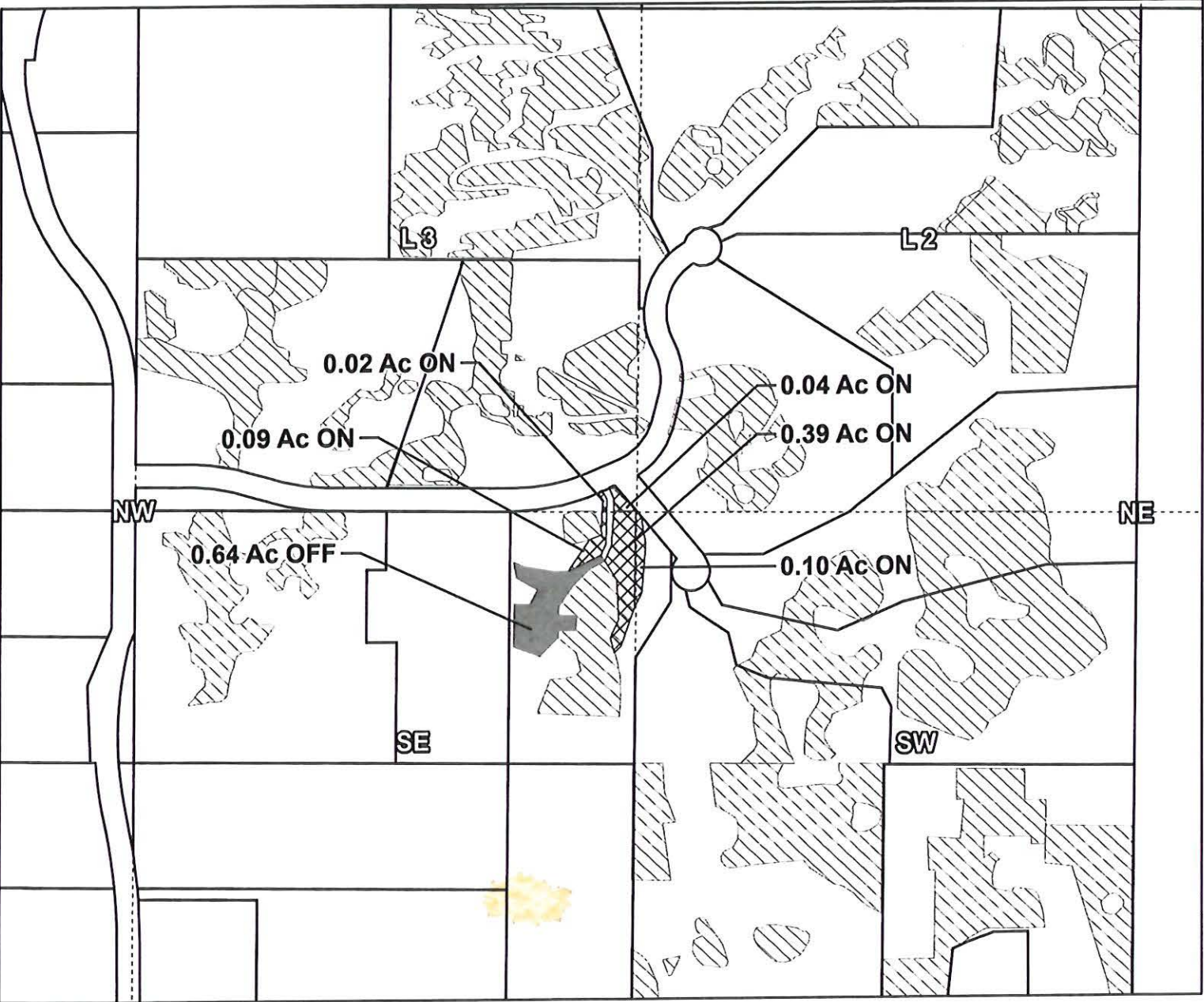
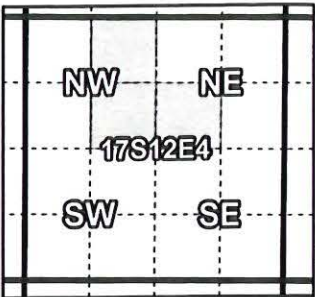
14582 -

Prepared by Swalley Irrigation District | Nov 2024

Swalley Irrigation District

2024 District Transfer Application On/Off Map

Certificates: 74145
for Saylor, Dennis & Biernat, Angelica



Taxlot 1712040000212, 17-12-04-SE/NW-00212: 0.48 Acres On
Taxlot 1712040000212, 17-12-04-SE/NW-00212: 0.64 Acres Off, 1.84 Acres Remaining
Taxlot 1712040000212, 17-12-04-SW/NE-00212: 0.10 Acres On
Taxlot 1712040000212, 17-12-04-NE/NW-00212: 0.06 Acres On

- Pipelines and Canals
- Off Transfer
- ▨ On Transfer
- ▤ Primary Water Right
- Taxlots

1 inch = 400 feet

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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

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 Swalley Irrigation District		PHONE NO. 541-388-0658	ADDITIONAL CONTACT NO.
ADDRESS 64672 Cook Ave, Ste 1			COUNTY Deschutes
CITY Bend	STATE OR	ZIP 97703	E-MAIL mikayla@swalley.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

1B. AGENT INFORMATION

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

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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.	74145	-2024-1	Swalley Irrigation District - Vol. 12 at pg 282 and Vol. 16 at pg 148 & 396. Priority date is September 1, 1899
2.		-	
3.		-	
4.		-	
5.		-	
6.		-	

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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.

Supplemental Form A – Description of Proposed Change(s) to a Water Right <input type="checkbox"/> A separate Supplemental Form A is enclosed for each water right to be affected by this transfer. Map <input 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).	Fees: <input checked="" type="checkbox"/> Amount enclosed: \$ <u>1,360.00</u> See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900. Land Use Compatibility Statement <input type="checkbox"/> The Land Use Information Form is not required if water is to be diverted, conveyed and/or used only on federal lands or if ALL of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation only and d) the use is located within an irrigation district or an exclusive farm use zone.
---	--


4. SIGNATURES

The district certifies the following:

- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district;
- (3) For lands which are no longer irrigated or susceptible of irrigation that are included in this transfer under the authority of ORS 540.572 and OAR 690-385-5000, notices as required under ORS.572 and OAR 690-385-5100 have been given to the user and any security interest holder of record of intent to transfer the right and the user was provided an

opportunity to resolve the matter in the manner described by ORS 540.572 and OAR 690-385-5400 and 690-385-5600.

- (4) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.


District Manager signature

OR

JER CANARATA
name (print)

12/18/24
date

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.

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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 DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	17	12	05	SW/NW			01800	.68	Jeffrey & Kathryn Gates Revocable Living Trust
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01202	.32	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01203	.28	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	17	12	17	NW/SE			01100	.93	H&B Developers, LLC
74145	3&15	September 1, 1899	IRR	16	12	33	NW/NW			00800	.16	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	16	12	33	NE/NW			00800	.01	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	17	12	04	SE/NW			00212	.64	Dennis Saylor & Angelica Biernat
TOTAL:											3.02	

TABLE II – PROPOSED PLACE OF USE (POU)												
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	17	12	05	SW/NW			01800	.68	Jeffrey & Kathryn Gates Revocable Living Trust
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01202	.41	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01203	.19	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	16	12	33	NW/NW			00800	.92	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	16	12	33	NE/NW			00800	.18	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	17	12	04	SW/NE			00212	.10	Dennis Saylor & Angelica Biernat
74145	3&15	September 1, 1899	IRR	17	12	04	NE/NW			00212	.06	Dennis Saylor & Angelica Biernat
74145	3&15	September 1, 1899	IRR	17	12	04	SE/NW			00212	.48	Dennis Saylor & Angelica Biernat
										TOTAL	3.02	



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

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: Swalley Irrigation District

Contact Person: Mikayla Schembari

Phone: 541-388-0658

Mailing Address: 64672 Cook Ave., Ste. 1

City: Bend

State: OR

Zip: 97703

*Fax: _____

*E-Mail address: mikayla@swalley.com

*Optional information

District Internal Notice Number (DINN): 2024-03

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)
74145	2024-I	Swalley Irrigation District – Vol. 12, at page 282 and Vol. 16 at page 148 and 396. Priority date is September 1, 1899
	-	
	-	

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
74145	2024-I	3 & 15	Swalley Main Canal – 985 ft. North & 617 ft West from the Ease SE Corner on Section 14
	-		
	-		

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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 DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3 & 15	September 1, 1899	IRR	17	12	05	SW/NW			01800	.68	Jeffrey & Kathryn Gates Revocable Living Trust
TOTAL:											.68	

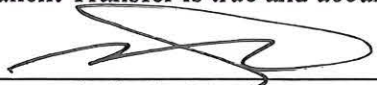
TABLE II – PROPOSED PLACE OF USE (POU)												
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3 & 15	September 1, 1899	IRR	17	12	05	SW/NW			01800	.68	Jeffrey & Kathryn Gates Revocable Living Trust
TOTAL:											.68	

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.



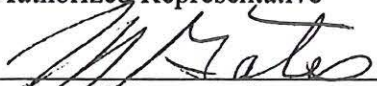
Signature of District Manager
or Authorized Representative

11/13/24

Date

Jer Camarata

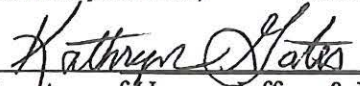
Type or Print Name of District Manager
or Authorized Representative



Signature of User - Jeffrey & Kathryn Gates Revocable Living Trust
(authorized place of use) Jeffrey Gates - Trustee

6-27-24


Date



Signature of User - Jeffrey & Kathryn Gates Revocable Living Trust
(authorized place of use) Kathryn Gates - Trustee

6-27-24

Date



Signature of User - Jeffrey & Kathryn Gates Revocable Living Trust
(proposed place of use) Jeffrey Gates - Trustee

6-27-24

Date



Signature of User - Jeffrey & Kathryn Gates Revocable Living Trust
(proposed place of use) Kathryn Gates - Trustee

6-27-24

Date

District Internal
Notice: 2024-03

**NOTICE OF DISTRICT INTERNAL TRANSFER
(ORS 540.580)**

Received
DEC 24 2024
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DISTRICT: **Swalley Irrigation District**
ADDRESS: **64672 Cook Avenue, Suite 1, Bend, OR 97703** PHONE: **541/388-0658**

1. **WATER RIGHT: SWALLEY IRRIGATION DISTRICT**
CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

2. **TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE**

3. **APPLICANTS(OFF):**

NAME: **Jeffrey & Kathryn Gates Revocable Living Trust**
ADDRESS: **64227 Schibel Rd. Bend, OR 97703**

4. **LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system) POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S17	E12	05	SW/NW	01800	.68	IRR

5. **RECIPIENT (ON):**

NAME: **Jeffrey & Kathryn Gates Revocable Living Trust**
ADDRESS: **64227 Schibel Rd, Bend, OR 97703**

6. **LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S17	E12	05	SW/NW	01800	.68	IRR

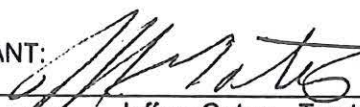
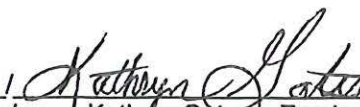
7. **EXHIBITS:** Maps showing the location of the present and proposed irrigated lands (*On & Off Maps*)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.


NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT:

  6/27/24
Jeffrey Gates – Trustee, Kathryn Gates – Trustee
Jeffrey & Kathryn Gates Revocable Living Trust Date

RECIPIENT/DISTRICT:

 11/13/24
Jer Camarata / Manager / Swalley Irrigation District Date

14582 -



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

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: Swalley Irrigation District

Contact Person: Kathy Ferguson

Phone: 541-388-0658

Mailing Address: 64672 Cook Ave., Ste. 1

City: Bend

State: OR

Zip: 97703

*Fax: _____

*E-Mail address: kathy@swalley.com

*Optional information

District Internal Notice Number (DINN): 2024-04

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)
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	-	
	-	

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
74145	2024-1	3 & 15	Swalley Main Canal – 985 ft. North & 617 ft West from the Ease SE Corner on Section 14
	-		
	-		

Received

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4. PROPOSED CHANGES TO THE WATER RIGHT

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TABLE I – AUTHORIZED PLACE OF USE (POU)

CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
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74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01202	.32	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01203	.28	Justin & Angela Phillips
TOTAL:											.60	

TABLE II – PROPOSED PLACE OF USE (POU)

CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01202	.41	Justin & Angela Phillips
74145	3&15	September 1, 1899	IRR	16	12	29	SE/SE			01203	.19	Justin & Angela Phillips
TOTAL											.60	

Received

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14582 -

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

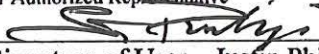
I certify that to the best of my knowledge the information contained in this Notice of District Permanent Transfer is true and accurate.



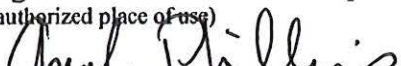
Signature of District Manager
or Authorized Representative



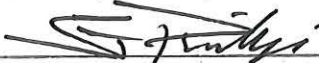
Type or Print Name of District Manager
or Authorized Representative

* 


Signature of User – Justin Phillips
(authorized place of use)

* 

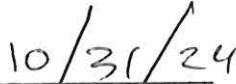
Signature of User – Angela Phillips
(authorized place of use)

* 


Signature of User – Justin Phillips
(proposed place of use)

* 

Signature of User – Angela Phillips
(proposed place of use)



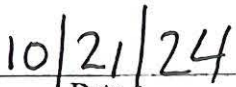
Date



Date



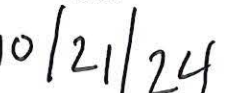
Date



Date



Date



Date

Received
DEC 24 2024
OWRD

District Internal
Notice: 2024-04

**NOTICE OF DISTRICT INTERNAL TRANSFER
(ORS 540.580)**

Received
DEC 24 2024
OWRD

DISTRICT: **Swalley Irrigation District**
ADDRESS: **64672 Cook Avenue, Suite 1, Bend, OR 97703** PHONE: **541/388-0658**

1. **WATER RIGHT: SWALLEY IRRIGATION DISTRICT**
CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

2. **TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE**

3. **APPLICANTS(OFF):**

NAME: Justin & Angela Phillips
ADDRESS: 20355 Tumalo Rd, Bend OR 97703

4. **LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system) POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S16	E12	29	SE/SE	01202	.32	IRR
S16	E12	29	SE/SE	01203	.28	IRR

5. **RECIPIENT (ON):**

NAME: Justin & Angela Phillips
ADDRESS: 20355 Tumalo Rd, Bend, OR 97703

6. **LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.



Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S16	E12	29	SE/SE	01202	.41	IRR
S16	E12	29	SE/SE	01203	.19	IRR

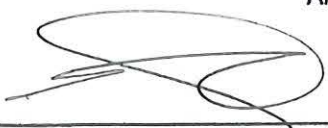
7. **EXHIBITS:** Maps showing the location of the present and proposed irrigated lands (*On & Off Maps*)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

* APPLICANT:   10/21/24
Justin Phillips Angela Phillips Date

RECIPIENT/DISTRICT:  10/31/24
Jer Camarata / Manager / Swalley Irrigation District Date

14582 -



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

Berg

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: Swalley Irrigation District

Contact Person: Mikayla Schembari

Phone: 541-388-0658

Mailing Address: 64672 Cook Ave., Ste. 1

City: Bend

State: OR

Zip: 97703

*Fax: _____

*E-Mail address: mikayla@swalley.com

*Optional information

District Internal Notice Number (DINN): 2024-05

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)
74145	2024-I	Swalley Irrigation District – Vol. 12, at page 282 and Vol. 16 at page 148 and 396. Priority date is September 1, 1899
	-	
	-	

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
74145	2024-I	3 & 15	Swalley Main Canal – 985 ft. North & 617 ft West from the Ease SE Corner on Section 14
	-		
	-		

Received

DEC 24 2024

OWRD

District Internal
Notice: 2024-05

**NOTICE OF DISTRICT INTERNAL TRANSFER
(ORS 540.580)**

DISTRICT: **Swalley Irrigation District**
ADDRESS: **64672 Cook Avenue, Suite 1, Bend, OR 97703** PHONE: **541/388-0658**

1. **WATER RIGHT: SWALLEY IRRIGATION DISTRICT**
CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

2. **TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE**

3. **APPLICANTS(OFF):**

NAME: H&B Developers, LLC
ADDRESS: 20255 Hardy Rd. Bend, OR 97703

4. **LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system) POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S17	E12	17	NWSE	01100	.93	IRR

APPLICANTS (OFF)

NAME: Ian Berg & Lisa Aartsen-Berg
ADDRESS: 20497 Pohaku Rd, Bend, OR 97703

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S16	E12	33	NWNW	00800	.16	IRR
S16	E12	33	NENW	00800	.01	IRR

5. **RECIPIENT (ON):**

NAME: Ian Berg & Lisa Aartsen-Berg
ADDRESS: 20497 Pohaku Rd, Bend, OR 97703

6. **LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S16	E12	33	NWNW	00800	.92	IRR
S16	E12	33	NENW	00800	.18	IRR

7. **EXHIBITS:** Maps showing the location of the present and proposed irrigated lands (*On & Off Maps*)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

★ APPLICANT:

Ian Berg

Lisa Aartsen-Berg

11/5/24
Date

RECIPIENT/DISTRICT:

Jer Camarata / Manager / Swalley Irrigation District

11/5/24
Date

14582 -

Received

DEC 24 2024

OWRD

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 DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	17	12	17	NW/SE			01100	.93	H&B Developers, LLC
74145	3&15	September 1, 1899	IRR	16	12	33	NW/NW			00800	.16	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	16	12	33	NE/NW			00800	.01	Ian Berg & Lisa Aartsen-Berg
TOTAL:											1.10	

TABLE II – PROPOSED PLACE OF USE (POU)												
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	16	12	33	NW/NW			00800	.92	Ian Berg & Lisa Aartsen-Berg
74145	3&15	September 1, 1899	IRR	16	12	33	NE/NW			00800	.18	Ian Berg & Lisa Aartsen-Berg
TOTAL											1.10	

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

11/5/24
Date



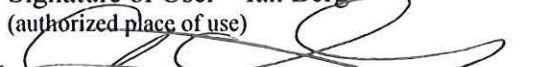
Type or Print Name of District Manager
or Authorized Representative

11/5/24
Date




Signature of User – Ian Berg
(authorized place of use)

11/5/24
Date




Signature of User – Lisa Aartsen-Berg
(authorized place of use)

11/5/24
Date



Signature of User – Ian Berg
(proposed place of use)

11/5/24
Date



Signature of User – Lisa Aartsen-Berg
(proposed place of use)

11/5/24
Date

Received
DEC 24 2024
OWRD

Deschutes County Official Records

Steve Dennison, County Clerk

2024-29342



01539188202400293420020022

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

11/07/2024 01:38 PM
\$98.00

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

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

Grantors, **H&B Developers, 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 **0.57 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 **H&B Developers, LLC** shall no longer be liable for any District assessment or charges pertaining to the total of **1.50 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-NW/SE-01100 - 1.50 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

Grantors:

H&B Developers - Huffman Financial Inc

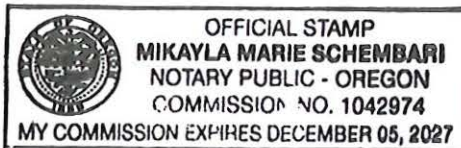
Date 11-5-24

H&B Developers - Ian Berg

Date 11/5/24

State of Oregon SS.
County of Deschutes

Personally appeared Mark Huffman + Ian Berg and acknowledged the forgoing instrument to be his voluntary act and deed.



Mikayla Marie Schembari
My commission expires 12-5-27

Swalley Irrigation District:

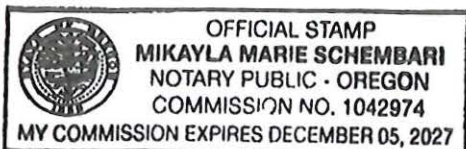
Jer Camarata, General Manager

Date 11/5/24

Received
DEC 24 2024
OWRD

State of Oregon SS. County of Deschutes

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



Mikayla Marie Schembari
My commission expires 12-5-27

14582 -

Tax statement: No change.

EXHIBIT A

Account # HB2916

Legal Description:	Taxlot	Serial#	WR Acres:
T17S-R12E-WM-SEC17-NW/SE-01100	171217DB01100	118065	1.50


Property located at 20255 Hardy Road in Deschutes County, Bend Oregon

We are requesting the water rights on our property at 20255 Hardy Rd, Bend, OR 97703 be quitclaimed back to Swalley Irrigation District.

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


H&B Developers, LLC – Mark Huffman

11-5-24
Date


H&B Developers, LLC – Ian Berg

11/5/24
Date

Received
DEC 24 2024
OWRD

14582 -

Notice #: 2024-QC

District Internal
NOTICE OF DISTRICT PERMANENT TRANSFER
(ORS 540.580)

DISTRICT: **Swalley Irrigation District**
ADDRESS: **64672 Cook Avenue, Suite 1, Bend, OR 97703** PHONE: **541-388-0658**

1. **WATER RIGHT: SWALLEY IRRIGATION DISTRICT**
CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

2. **TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE**

3. **APPLICANT (OFF):**

NAME: **H&B Developers, LLC**
ADDRESS: **20255 Hardy Rd., Bend, OR 97703**

4. **LOCATION OF USE: AUTHORIZED POINT OF DIVERSION:**

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E., W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S, R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
T17S	E12	17	NW/SE	01100	1.50	IRR

5. **RECIPIENT (ON):**

NAME: **Swalley Irrigation District**
ADDRESS: **64672 Cook Ave., Ste. 1, Bend, OR 97703**

6. **LOCATION OF PROPOSED USE (On Lands)**

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
T17S	E12	17	NW/SE	01100	1.50	IRR

7. **EXHIBITS** : Maps showing the location of the present and proposed irrigated lands (*On & Off Maps*)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT:


H&B Developers, LLC – Mark Huffman

Date:

11-5-24

APPLICANT:


H&B Developers, LLC – Ian Berg

Date:

11/5/24

DISTRICT:


Jer Camarata, Manager, Swalley Irrigation District

Date:

11/6/24

14582



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

Saylor

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: Swalley Irrigation District

Contact Person: Mikayla Schembari

Phone: 541-388-0658

Mailing Address: 64672 Cook Ave., Ste. 1

City: Bend

State: OR

Zip: 97703

*Fax: _____

*E-Mail address: mikayla@swalley.com

*Optional information

District Internal Notice Number (DINN): 2024-06

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)
74145	2024-1	Swalley Irrigation District – Vol. 12, at page 282 and Vol. 16 at page 148 and 396. Priority date is September 1, 1899
	-	
	-	

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
74145	2024-1	3 & 15	Swalley Main Canal – 985 ft. North & 617 ft West from the Ease SE Corner on Section 14
	-		
	-		

Received

DEC 24 2024

OWRD

14582 Mar 2015

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 DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	17	12	04	SE/NW			00212	.64	Dennis Saylor & Angelica Biernat
TOTAL:											.64	

TABLE II – PROPOSED PLACE OF USE (POU)												
CERTIFICATE DECREE or PERMIT	POD / POA #	PRIORITY DATE	USE	LEGAL DESCRIPTION							ACRES	USER NAME
				TWP	RNG	SEC	QQ	DLC	GOV'T LOT	TAX LOT		
74145	3&15	September 1, 1899	IRR	17	12	04	SW/NE			00212	.10	Dennis Saylor & Angelica Biernat
74145	3&15	September 1, 1899	IRR	17	12	04	NE/NW			00212	.06	Dennis Saylor & Angelica Biernat
74145	3&15	September 1, 1899	IRR	17	12	04	SE/NW			00212	.48	Dennis Saylor & Angelica Biernat
TOTAL											.64	

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

12/11/24


Date



Type or Print Name of District Manager
or Authorized Representative

12/11/24

Date



Signature of User – Dennis Saylor
(authorized place of use)

12/11/24


Date



Signature of User – Angelica Biernat
(authorized place of use)

12/11/24

Date



Signature of User – Dennis Saylor
(proposed place of use)

12/11/24

Date



Signature of User – Angelica Biernat
(proposed place of use)

12/11/24

Date

Received
DEC 24 2024
OWRD

District Internal
Notice: 2024-06

**NOTICE OF DISTRICT INTERNAL TRANSFER
(ORS 540.580)**

DISTRICT: Swalley Irrigation District
ADDRESS: 64672 Cook Avenue, Suite 1, Bend, OR 97703 **PHONE:** 541/388-0658

1. WATER RIGHT: **SWALLEY IRRIGATION DISTRICT**
CERTIFICATE(S): 74145 PRIORITY DATE: September 1, 1899

2. TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE

3. APPLICANTS(OFF):

NAME: Dennis Saylor & Angelica Biernat
ADDRESS: 20565 Lowe Ln Bend, OR 97701

4. LOCATION OF USE: (Off Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system) POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

LOCATION OF AUTHORIZED PLACE OF USE (Off Lands)

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S17	E12	04	SE/W	00212	.64	IRR

5. RECIPIENT (ON):

NAME: Dennis Saylor & Angelica Biernat
ADDRESS: 20565 Lowe Ln Bend, OR 97701

6. LOCATION OF PROPOSED USE (On Lands) AUTHORIZED POINT OF DIVERSION:

POD #3) N 985' & W 617' from the East ¼ corner, SE/NE of Section 29, T17S, R12E, W.M. (Diversion for Swalley's canal system), POD #15) Additional district diversion: NW1/4SE1/4, Section 14, T.15S., R. 12E, W.M.; 2170 feet North and 1350 feet West from the SE Corner of Section 14.

Township	Range	Section	¼ ¼	Tax Lot	# of acres irrigated	Other Use
S17	E12	04	SW/NE	00212	.10	IRR
S17	E12	04	NE/NW	00212	.06	IRR
S17	E12	04	SE/NW	00212	.48	IRR

7. EXHIBITS: Maps showing the location of the present and proposed irrigated lands (*On & Off Maps*)

Swalley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

SWALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.



APPLICANT:

Dennis Saylor

Angelica Biernat

12/11/24

Date

RECIPIENT/DISTRICT:

Jer Camarata / Manager / Swalley Irrigation District

12/11/24
Date

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