Receipt # 145542

Receipt #

FEES PAID

FEES REFUNDED

Amount 1, 360 20

Amount

DISTRICT

Name Three Sisters Irrigation District Address PO Box 2230	DESCRIPTION	ON OF WATER RIGHT(s)			Data
Sisters OR 97759 Office etsid web.org	Name of Stream W	nychus Creek			Date 6/30/202
Change in POU	Trib. of Deschutes	River			
Date Filed 6/30/2015	-Use Irrigation, pond	Maintenance Industrial Manufact	uring County Deschutes, 3	iefferson	
Initial notice date 7/8/2025		CFS)	No. of Acres_		
DPD issued date	Name of ditch		0.00		
PD issued date		Per # Squaw Creek	Cert #_ <u>95971</u>	PR Date 12/31/1904	
PD notice date	App#		Cert #		Data
Date of FO_1/1/2023 VOI_155_Page_5/73			Cert # Cert #		
	App#	Per #		PR Date	
C-Date	1	Ter "	CCI t #	TRDatc	
COBU due date					
COBU Received date				THE RESERVE OF THE PERSON OF T	
Certificate issued					
Assignments:					
Irrigation District					
Agent Dirk Durger - Tye Engineering & Surveying, dirketyeengineering. com	Inc.				
CWRE					
CC's list Tribe					
Oversized map – Location					

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIPT #

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED	FROM:	Kara	13.	Lap	nei	APPLIC	CATION	
BY:				17		PER	MIT	
						TRAN	SFER	Manager Land
CASH:	CHECK	(:#1110	OTHER: (ID	ENTIFY)				101
	X	1110			<u> </u>	TOTAL F	REC'D	\$ 1.360.00
1 40		= 1011511	4470					/
10	183 TH	EASURY	4170	WRD MI	SC CASH A	CCT		
0407	C	OPIES						\$
	0	THER:	(IDENTIFY)					\$
0243	I/S Lease	024	14 Muni Wate	er Mamt. Pla	n 024	45 Cons. Wa	ater	
					PERATING A			
	M	ISCELLANEOU				1001		
0407				16110				\$
0407		OPY & TAPE FE						\$
0410		ESEARCH FEE		0				S
0408		ISC REVENUE		()				\$
TC16		EPOSIT LIAB.						\$
0240		XTENSION OF						RECORD FEE
		ATER RIGHTS			EXAM FEE	-		\$
0201		URFACE WATE			\$	020		\$
0203		ROUND WATER	R		\$	020	4	Ψ
0205		RANSFER			\$1,360			LIOTNOT FEE
	W	ELL CONSTRU	JCTION		EXAM FEE	001	0	LICENSE FEE
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			0.407	1115110	ONOT OTAL	OT EEE		
05	36 TR	EASURY	0437	WELLC	ONST. STAI	RIFEE		
0211	W	ELL CONST ST	TART FEE		\$		CARD#	
0210	M	ONITORING W	ELLS		\$		CARD#	
	0	THER	(IDENTII	FY)				
06	07 TR	FASIIRY	0467	HYDRO	ACTIVITY	LIC NUM	BER	
0233		OWER LICENS						\$
0233		YDRO LICENSE						\$
0231								\$
		YDRO APPLICA						
	TR	EASURY		OTHER	/ RDX			
FUN	0		TITLE					
			VENDO	n#				\$
DES	CRIPTION							
						7		

RECEIPT: 145542 DATED 03025 BY: 45-0 Min



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 10, 2025

Three Sisters Irrigation District PO BOX 2230 Sisters, OR 97759

REFERENCE: District Transfer T-14692

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
- A Claim of Beneficial Use Map (this map does not need to be prepared by a Certified Water Rights Examiner (CWRE))

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

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

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

Sincerely,

David V. Jones Jr

Water Right Services Support

Transfers and Conservation Section

cc:

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

Dirk Duryee, Agent

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14692, Deschutes County)	A DISTRICT PERMANENT TRANSFER FOR A
)	CHANGE IN PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 through 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

THREE SISTERS IRRIGATION DISTRICT PO BOX 2230 SISTERS, OR 97759

Findings of Fact

- 1. On June 30, 2025, Three Sisters Irrigation District (TSID) filed a district transfer application to permanently change the place of use under Certificate 95971. The Department assigned the application number T-14692.
- 2. Notice of the District Permanent Transfer Application was published on July 8, 2025, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
- 3. On August 7, 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-14692, in accordance with applicable law, and the Department's customary practice.
- 4. The portion of the right to be transferred is as follows:

Certificate:

95971 in the name of THREE SISTERS IRRIGATION DISTRICT (confirmed by

the Squaw Creek [Whychus Creek] Decree)

Use:

IRRIGATION of 2.0 acres

Priority Date:

1903

Rate:

0.04 CUBIC FEET PER SECOND

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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

Rate / Duty: The amount of water used for irrigation, together with the amount

secured under any other right existing for the same lands, is limited to ONE-FIFTIETH of one cubic foot per second per acre, or its equivalent for

each acre during the irrigation season of each year.

Sources: WHYCHUS CREEK, a tributary of the DESCHUTES RIVER

Authorized Point of Diversion:

Twp	Rng	Mer		Q-Q	Measured Distances
15 S	10 E	WM	21	SW SW	998 FEET NORTH AND 1211 FEET EAST FROM THE SW CORNER OF SECTION 21

Authorized Place of Use:

					IRRIGAT	ION		
Priority	Twp	Rng	Mer	Sec		Acres	Tax Lot	Water User
1903	15 S	10 E	WM	11	NW SE	2.0	1200	DAVID HELM
					Total:	2.0		

5. Transfer Application T-14692 proposes to change the place of use to:

Proposed Place of Use:

					IRRIGAT	ION		
Priority	Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User
1903	14 S	11 E	WM	33	SW SE	2.0	1400	DALE LAPPE
					Total:	2.0		

- 6. 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.
- 7. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
- 8. The water right is subject to transfer as defined in OAR 690-385-0100(17).
- 9. The proposed change in place of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
- 10. The proposed change in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
- 11. 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-14692 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 95971 is approved.
- 2. The place of use from which the water right is transferred off by Transfer T-14692 shall no longer be irrigated and is cancelled from Certificate 95971.
- 3. The right to the use of the water at the places of use NOT modified by this order is restricted to beneficial and is subject to all other conditions and limitations contained in Certificate 95971 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 shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use shall be submitted by TSID to the Department within one year after the deadline for completion of the change and full beneficial use of the water.
- 6. Water right Certificate 95971 has been modified. After satisfactory proof of completion has been determined by the Department, a new water right certificate will be issued when the Department determines it is necessary for record keeping.

Dated in Salem, Oregon on **SEPTEMBER 8, 2025**.

Lisa J. Jaramillo

Transfer and Conservation Section Manager, for

Ivan Gall, Director

Oregon Water Resources Department

Mailing Date: SEPTEMBER 10, 2025



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

July 3, 2025

Three Sisters Irrigation District PO BOX 2230 Sisters, OR 97759

Reference: District Permanent Transfer T-14692

On June 30, 2025, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$1360.00. Your receipt number 145542 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 July 8, 2025, viewable at http://apps.wrd.state.or.us/apps/misc/wrd notice http://apps.wrd.state.or.us/apps/misc/wrd notice <a href="http://apps.wrd.state.or.us/apps/misc/wrd notice <a href="http://apps.wrd.state.or.us/apps/misc/wrd 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 August 7, 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 # 11, Jeremy T. Giffin (via email)

Dirk Duryee, Agent

Tribe

File

Enclosure



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

Received

JUN 3 0 2025

Application for District Permanent Water Right

Transfer

OWRD

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

COUNTY DESCHUTES
@TSIDWEB.ORG
(

1B. AGENT INFORMATION

541-389-6959	ADDITIONAL CONTACT NO.	
	FAX NO.	
E-MAIL DIRK@TYEENGIN	EERING.COM	
	E-MAIL	

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

List <u>all</u> 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.	95971		Volume 1, Page 121, 122, 123, 124, 435, 438, 445, 472, 473
2.			
3.			
4.			
5.			
6.			

Received JUN 3 0 2025

3. ATTACHMENTS

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

OWRD

Supplemental	Form A –	
Description	of Proposed	Change(s) to

a Water Right

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

Map

Permanent Transfer

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

Fees:

Amount enclosed: \$ \(\frac{1}{3} \) \(\frac{1}{3} \)
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Land Use Compatibility Statement

☐ The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation only and d) the use is located within an irrigation district or an exclusive farm use zone.

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	name (print)	date
OR ()		
	Dirk P. Duryee	06-11-2025
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.



District Permanent Water Right Transfer Application

OWRD

Supplemental Form A

DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT

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

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

1. CURRENT WATER RIGHT INFORMATION

✓ Certificated Right	95971	95971				
Certificated Right	Certificate Number					
Adjudicated,						
☐ Non-certificated Right	Name of Decree	Page Number				
Permit for which Proof has						
been Approved	Permit Number	Date Claim of Beneficial Use Submitted				
Transferred Right for which	•					
Proof has been Filed	Previous Transfer Number	Date Claim of Beneficial Use Submitted				
Permit for Supplemental						
☐ Irrigation	Permit Number					
date is associated with each of and places of use.	the authorized points of	f diversion or appropriation				
Source(s) of Water to be Affec	ted by Transfer. WHY	CHUS CREEK				
Tributary to: DESCHUTES F	RIVER					
Tributary to.						
 Are there other water rights, I Yes No 		Registrations associated with this land				

District Permanent Transfer Application Supplemental Form A

Page 1 of 4

Jan 2024

Certificate Number or other identifying number: 95971

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

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

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

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

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

والأساليا	AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)									
POD# or POA#	TWP (N or S)	RNG (E or W)	SEC	Q-Q	DLC	GOV'T LOT	MEASURED DISTANCES			
1	15S	10E	21	SW SW			998 ft North and 1211 ft East of SW corner Sec. 21			

Heceived IUN 3 0 2025 OWRD Certificate Number or other identifying number 95971

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

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

					14.1	TABLE	I AL	JTHORIZE	D PLACE OF	F USE		
POD# or POA#	PRIORITY DATE			LEGAL DESCRIPTION								
		USE	TWP (N or S)	RNG (E or W)	SEC	QQ	DLC	GOV'T LOT	TAX LOT	ACRES	USER NAME DI	
1	1903	IRR	158	10E	11	NW SE			1200	2.00	DAVID HELM	
		-			-							
										v		
										-	+	
		1			_							
	,				-							
									TOTAL:	2.00	Received	

District Permanent Transfer Application Supplemental Form A Page 3 of 4

JUN 3 0 2025

Jan 2024

Certificate Number or other identifying number: 95971

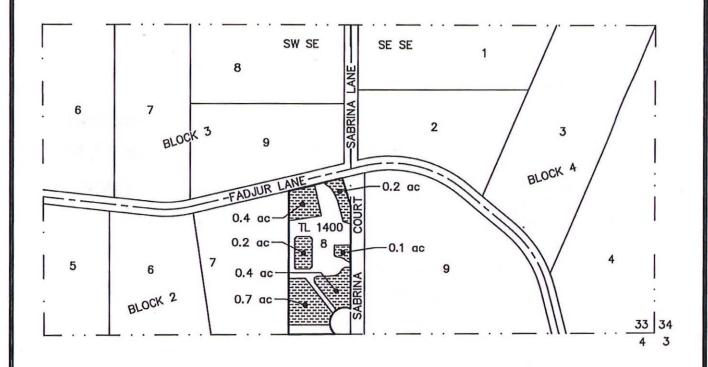
						TABL	E II. – P	ROPOSEI	PLACE OF	USE		
POD# or POA#	PRIORITY DATE			LEGAL DESCRIPTION								
		USE	TWP (N or S)	RNG (E or W)	SEC	QQ	DLC	GOV'T LOT	TAX LOT	ACRES	USER NAME	DINN
1	1903	IRR	148	11E	33	SW SE			1400	2.00	DALE LAPPE	
			<u></u>									
		-										
	4											-
							91					
			-									
			-									
							7					
											2	
									TOTAL:	2.00		

Received

JUN 3 0 2025

OWRD

IN-DISTRICT TRANSFER MAP LOCATED IN A PORTION OF LOT 8, BLOCK 2, DESERT SAND ARABIAN RANCH LOCATED IN THE SW 1/4 SE 1/4 OF SECTION 33, T. 14 S., R. 11 E., W.M., DESCHUTES COUNTY, OREGON



2.00 AC "ON" (1903)

Received

JUN 3 0 2025

OWRD

I, DIRK P. DURYEE, CERTIFIED WATER RIGHT EXAMINER IN THE STATE OF OREGON, HEREBY CERTIFY THE ABOVE APPLICATION MAP WAS PREPARED UNDER MY DIRECT SUPERVISION.

THE PREPARATION OF THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

DIRK P. DURYEE
APRIL 23, 2015
OF OREGON

RENEWS: 12-31-25



TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97703 (541) 389-6959

DATE: 06-11-2025

SCALE: 1"=400'

DRAWN BY: P.A.T.

JOB: 3403-LAPPE

