

AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A WATER RIGHT PERMIT

**RECEIVED BY OWRD
8/27/24**

State of Oregon)
) ss
County of Lake)

I/We (or authorized agent), Daniel Decker, Barry Ranch LLC,
residing at 97099 Crane Creek Lane, Lakeview, Oregon 97630,
being first duly sworn depose and say:

1. I/We are the legal owner(s) of the property described as tax lot number 5100,
within Section 27: NW1/4 NW1/4, SW1/4 NW1/4, Section 28: Lots 1, 2, 3, 4, 5, 6, 7, NE1/4
NE1/4, S1/2 NE1/4, SE1/4 NW1/4, Township 39 S, Range 20 E, of the
Willamette Meridian, in Lake County, Oregon, as
shown on the attached map and described in the attached deed and legal description and
made part of this affidavit;

2. A portion of water right permit number 4740 issued to
M.P.J. Barry, with a date of priority of December 2,
1926 for use of 1.0 CFS of water from
effluent for the City of Lakeview's Septic Tank (sources) for
the purpose of primary and supplemental irrigation (uses) is
appurtenant to my/our property;

3 The appurtenant water right is not located within the boundaries of an irrigation,
drainage, water improvement, or water control district, or federal reclamation project (if the
right is located within a district or reclamation project, name it here:
N/A);

4. If the water right is issued in the name of an irrigation district, then the affiant must have
the concurrence of the district to the diminishment of the portion of the water right. (Signature
of District Manager on the line below documents concurrence of the district.)

Signature of District Manager Printed Name Date

5. I/We have obtained a Proposed Water Right Transfer (e.g., better, more
economical) source of water for the primary irrigation of the portion of this water right shown
on the attached map and described as follows: The right to the use of 0.126 CFS from
effluent for the City of Lakeview's Septic Tank for the irrigation of 39.10 acres located:

NW ¼ NW ¼ 13.80 Acres
SW ¼ NW ¼ 25.30 Acres
Section 27
Township 39 S, Range 20 E, WM;

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(CONTINUED)**

6. I/we request the water right be diminished from a right for supplemental irrigation of the lands described above in item #5;

7. I/We agree that if this change is approved, it is permanent and the right to the use of water from effluent for the City of Lakeview's Septic Tank (source) cannot be changed back to the primary source unless otherwise provided by law. I/We also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from effluent for the City of Lakeview's Septic Tank (source) for primary irrigation of these lands.

[Signature]
Signature of legal owner as listed on deed, or authorized agent

8-27-24
Date

Signature of legal co-owner as listed on deed
(if applicable)

Date

Subscribed and Sworn to Before Me this 27th day of August, 2024.



Cathy Lynn Hedlund
Notary Public for Oregon

My Commission Expires 5/17/2027

PLEASE ATTACH A LEGIBLE COPY OF : 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND 2) AN ADJUDICATION MAP, WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE WATER RIGHT AND/OR LANDS TO BE DIMINISHED CLEARLY DRAWN AND IDENTIFIED. IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S) AS LISTED ON THE DEED.