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August 1, 2024

**VIA E-MAIL ONLY:**

**JEREMY.T.GIFFIN@WATER.OREGON.GOV**

**ANN.L.REECE@WATER.OREGON.GOV**

**SARAH.A.HENDERSON@WATER.OREGON.GOV**

Jeremy Giffin  
Watermaster - District 11  
Oregon Water Resources Department  
231 SW Scalehouse Loop, Suite 103  
Bend, OR 97702

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

**Re: T-14365**

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

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon (“Tribe”). The Department of Water Resources (“Department”) has provided the Tribe with certain information concerning several transfer applications. This letter pertains to T-14365, which is further identified in **Appendix A** hereto (the “Application”).

The Tribe has reviewed the Application. Based on that information, the Tribe does not object to the Department processing the Application in accordance with applicable law, and the Department’s customary practice. The Tribe expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the Application, including, but not limited to, whether the Application violates the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963, or the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended.

Please let us know if you have any questions.

Sincerely,

Josh Newton  
of BEST BEST & KRIEGER LLP

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Ann Reece  
Sarah A. Henderson  
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JN

cc: Robert A. Brunoe  
Austin Smith, Jr.  
Brad Houslet  
David Filippi, Esq.  
Alison K. Toivola, Esq.