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July 24, 2024

VIA E-MAIL ONLY: MWATSON@COID.ORG

Mikaela Watson
Water Rights Project Assistant
Central Oregon Irrigation District
1055 SW Lake Rd
Redmond, OR 97756

Re: Notice of District Permanent Transfers T-2023-016, T-2023-018, and T-2023-024

Dear Ms. Watson,

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon (“Tribe”). Central Oregon Irrigation District (“COID”) has provided the Tribe with certain information concerning the water transfers identified as Notice of District Permanent Transfers T-2023-016, T-2023-018, and T-2023-024 identified in Appendix A hereto (the “Applications”).

The Tribe has reviewed the information about the Applications provided by COID. The Tribe is relying in good faith upon the information provided by COID. Based on that information, the Tribe does not object to the Department of Water Resources (“Department”) processing the Applications in accordance with applicable law, and the Department’s customary practice. The Tribe, however, expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the Applications, including, but not limited to, whether the Applications violate 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,

Alison K. Toivola
for BEST BEST & KRIEGER LLP

Mikaela Watson
July 24, 2024
Page 2

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