

DISTRICT

Name Central Oregon Irrigation District
Mikaela Watson
 Address 1055 SW Lake Ct
Redmond, OR 97756
m.watson@coirid.org

Change in POU
 Date Filed 12/22/2025
 Initial notice date 12/30/2025
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO 4/3/2026 Vol 138 Page 18-624

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

Assignments: _____

Irrigation District _____

Agent _____

CWRE _____

CC's list _____

☐ - Oversized map - Location _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Deschutes River, Crane Prairie Reservoir
 Trib. of Columbia River, Deschutes River
 Use Dust Abatement, Irrigation, Municipal uses, County Crook, Deschutes, Jefferson
 Quantity of water (CFS) _____ No. of Acres _____
 Name of ditch _____
 App# Decree Per # Deschutes River Cert # 74956 PR Date _____
 App# 5-13180 Per # 5-23256 Cert # 76714 PR Date 2/28/1913
 App# _____ Per # _____ Cert # _____ PR Date _____
 App# _____ Per # _____ Cert # _____ PR Date _____
 App# _____ Per # _____ Cert # _____ PR Date _____
Quasi-Municipal Uses, Mining, Pond Maintenance, Industrial/Manufacturing Uses, Domestic Livestock
Supplemental Irrigation, Pollution Abatement

FEES PAID

Date	Amount	Receipt #
<u>12-22-25</u>	<u>\$2,955.00</u>	<u>146615</u>

FEES REFUNDED

Date	Amount	Receipt #
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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

July 2, 2026

Mikaela Watson
1055 Lake Ct
Redmond, OR 97756

Reference: Transfer Application T-14786

Enclosed is a copy of the Determination of Satisfactory Proof Final Order.

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,

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

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

Enclosure

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

In the Matter of the Completion of a	)	DETERMINATION OF SATISFACTORY
Change in Place of Use Under Transfer	)	PROOF OF COMPLETION FOR A
Application T-14786, Deschutes County	)	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

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

Findings of Fact

1. On April 3, 2026, the Department signed a final order, which was mailed on April 6, 2026, and recorded in Special Order Volume 138, Pages 618-624, approving Transfer Application T-14786 involving Certificates 94956 and 76714. The final order established October 1, 2027, as the date for completion of the authorized changes in place of use.
2. On June 15, 2026, the Department received a Claim of Beneficial Use (CBU) and associated maps from the applicant for Transfer Application T-14786 satisfying the requirements for providing proof of use under OAR 690-385-7400.

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. On June 23, 2026, the Department received the required CBU fee.
4. The Department reviewed the CBU and map(s) submitted by the applicant for Transfer Application T-14786.
5. 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.
6. The proposed place of use for Certificates 94956 for primary irrigation and 76714 for supplemental irrigation as approved the final order for Transfer Application T-14786, and as recorded in Special Order Volume 138, Pages 618-624 is shown in Table 1, below:

Table 1:

PRIMARY IRRIGATION and SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
14 S	13 E	WM	22	NE SW	0.48	1500	WELLE	11
14 S	13 E	WM	22	NW SW	0.02	1500	WELLE	11
15 S	12 E	WM	12	SE NW	0.34	602	BONNETT	11
15 S	15 E	WM	5	SW NW	1.84	102	HOLLIDAY REVOCABLE TRUST	1
15 S	15 E	WM	5	NW SW	1.56	102	HOLLIDAY REVOCABLE TRUST	1
17 S	12 E	WM	13	SW NE	1.16	1500	CHARLES AND FRANCES SCOTT LIVING TRUST	1
17 S	14 E	WM	26	NW SW	2.00	1200	MJB TRUST – BORLEN	1
Total					7.40			

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 shown in the CBU.

7. 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-14786 was completed to the extent authorized in the transfer as described in Table 1.

Conclusions of Law

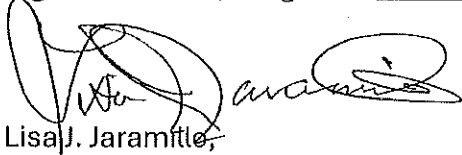
1. The Applicant has submitted proof of use pursuant to OAR 690-385-7400.
2. Application of water to a beneficial use under the terms of the transfer final order has been made to the extent shown in Table 1, above.
3. The applicant has demonstrated proof of completion under T-14786 to the satisfaction of the Department.

4. The Department is authorized to issue or modify certificates of water rights involved in Transfer T-14786 consistent with this determination of satisfactory proof of completion.

Now, therefore, it is ORDERED:

1. Water right Certificates 94956 and 76714 are modified as shown in Table 1, above. The Department will issue superseding certificates describing these rights when it determines it is necessary for record keeping.

Signed at Salem, Oregon on JULY 2, 2026.



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

Mailing Date: JULY 6, 2026

-
- If you have any questions about statements contained in this document, please contact Adam Frederick at Adam.M.Frederick@water.oregon.gov or 971-707-8400.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
-



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

April 3, 2026

Mikaela Watson
1055 Lake Ct
Redmond, OR 97756

REFERENCE: District Transfer T-14786

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 in the final order whichever comes first. If necessary, you may request more time by filing for a 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) 707-8400 or by e-mail at Adam.m.frederick@water.oregon.gov.

Sincerely,

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

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

Enclosure

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

In the Matter of Transfer Application	)	FINAL ORDER APPROVING A DISTRICT
T-14786, Deschutes and Crook Counties	)	PERMANENT TRANSFER FOR CHANGES IN
	)	A PLACE OF USE AND PLACE OF USE
	)	CHANGES DUE TO NON-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.

Oregon Revised Statutes (ORS) 540.572 to 540.580 establish the process in which a district may submit a request to permanently transfer a water right within district boundaries whenever land within the legal boundaries of a district is no longer irrigated or susceptible of irrigation. Oregon Administrative Rules (OAR) 690-385-5000 to 690-385-5900 implement the statutes and provide the Department's procedures and criteria for evaluating district permanent transfer applications for non-use.

Applicant

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE CT.
REDMOND, OR 97756

Findings of Fact

1. On November 1, 2024, Central Oregon Irrigation District (COID) sent by certified mail, notices advising one (1) water user that COID's records show that a portion or all of the user's water right had not been beneficially used for the previous four consecutive years, and furthermore, if the user does not use the water for a fifth consecutive year, the district may petition the Department for a transfer of water right due to non-use. All persons holding a recorded security interest in the appurtenant lands were also notified. The contents of the notices meet the requirements of ORS 540.572(2) and OAR 690-385-5100.

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).

2. On October 1, 2025, COID sent by certified mail, notices to the same water user stating COID's intent to confiscate the water right appurtenant to their lands due to five consecutive years of non-use, and file a petition with the Department to transfer the unused portions of the water right to other lands in the District. The notice also advised the water users of their opportunity to object in writing within a 30 day period that began October 1, 2025. All persons holding a recorded security interest in the affected lands were also notified. The contents of the notices meet the requirements of ORS 540.572(3)-(4) and OAR 690-385-5100.
3. COID did not submit to OWRD any written objections received by the district from any water user within 30 days of the notice described in Finding of Fact #2.
4. On December 19, 2025, COID sent by certified mail, notices to the water users of the district whose right of record is to be transferred and to those who are to receive the transferred right. The notice informed them that COID filed a petition with the Department to remove water rights due to five consecutive years of non-use. Copies of the permanent transfer application (petition) and maps submitted to the Department were included in the notice. The notice also informed the water users of their opportunity to submit to the Department, a protest consistent with OAR 690-385-5700 against approval of the permanent transfer. The contents of the notice meet the requirements of ORS 540.576 and OAR 690-385-5400. No protests were received within the 60 day protest period that began December 19, 2025.
5. On December 22, 2025, the Department received COID's district transfer application to permanently change the place of use under Certificates 94956 and 76714. The application includes lands to be evaluated under ORS 540.572 (2.0 acres) for non-use, and lands *not involved in a non-use process* (5.4 acres) to be evaluated under ORS 540.580. The Department assigned the application number T-14786.
6. Notice of the District Permanent Transfer Application was published on December 30, 2025, pursuant to ORS 540.574 and OAR 690-385-5500 with a 30 day comment period. No comments were filed in response to the notice.
7. The U.S. Bureau of Reclamation was notified of the transfer application on December 30, 2025; no comments were received within 90 days of the notification.
8. On February 10, 2026, 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-14786, in accordance with applicable law, and the Department's customary practice.
9. On March 30, 2026, COID provided the Department a copy of the certified letter sent to notify the non-use landowner of the District's intention to apply for a permanent transfer application.
10. The portion of the first right to be transferred is as follows:

Certificate: 94956 in the name of CENTRAL OREGON IRRIGATION DISTRICT
(confirmed by decree of the Circuit Court of the State of Oregon for
Deschutes County)

Use: IRRIGATION of 7.4 ACRES

Priority Dates: OCTOBER 31, 1900 and DECEMBER 2, 1907

Seasons of Use: Season 1: April 1 through April 30 & October 1 through October 31
 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 1/80 cubic foot per second (cfs) per acre

Season 2: Limited to 1/60 cfs per acre

Season 3: Limited to 1/32.4 cfs per acre

Maximum Duty that can be applied to an acre:

Not to exceed 9.91 acre-feet (af) per acre per year.

The above listed rates and duty reflect allowance of a 45% transmission loss as determined by decree of the Circuit Court of Deschutes County, dated March 24, 1933. Those lands not served from the district main canal systems, but by direct pumping from the Deschutes River, are not allowed the 45% transmission loss.

Source: The DESCHUTES RIVER, tributary to the COLUMBIA RIVER

Authorized Points of Diversion:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1	18 S	11 E	WM	13	SW NE	CENTRAL OREGON CANAL: 1520 FEET SOUTH AND 1535 FEET WEST FROM THE NE CORNER OF SECTION 13
11	17 S	12 E	WM	29	SE NE	COID NORTH CANAL: 850 FEET NORTH AND 630 FEET WEST FROM THE E1/4 CORNER OF SECTION 29

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
14 S	13 E	WM	22	NE SW	0.04	1500	WELLE	11
15 S	12 E	WM	12	SE NW	0.34	602	BONNETT	11
15 S	15 E	WM	5	SW SW	3.40	200	GOODMAN	1
16 S	12 E	WM	23	NW SE	0.20	305	COID – QUITCLAIM	11
17 S	12 E	WM	11	NW SE	0.26	1000	COID – QUITCLAIM	11
* 17 S	12 E	WM	14	SE SW	2.00	700	BLACK/ LANDING LIVING TRUST	1
17 S	12 E	WM	28	SW SE	0.50	204	COID – QUITCLAIM	1
17 S	13 E	WM	30	NW NW	0.58	200	COID – QUITCLAIM	1
17 S	13 E	WM	31	SE SW	0.08	2000	COID – QUITCLAIM	1
Total					7.40			

* Lands totaling 2.00 acres not involved in transfer due to non-use; transferred under ORS 540.580

11. Transfer Application T-14786 proposes to change the Place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
14 S	13 E	WM	22	NE SW	0.48	1500	WELLE	11
14 S	13 E	WM	22	NW SW	0.02	1500	WELLE	11
15 S	12 E	WM	12	SE NW	0.34	602	BONNETT	11

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
15 S	15 E	WM	5	SW NW	1.84	102	HOLLIDAY REVOCABLE TRUST	1
15 S	15 E	WM	5	NW SW	1.56	102	HOLLIDAY REVOCABLE TRUST	1
17 S	12 E	WM	13	SW NE	1.16	1500	SCOTT	1
* 17 S	14 E	WM	26	NW SW	2.00	1200	MJB TRUST – BORLEN	1
Total					7.40			

* Lands totaling 2.00 acres not involved in transfer due to non-use; transferred under ORS 540.580

12. The portion of the second right to be transferred is as follows:

Certificate: 76714 in the name of CENTRAL OREGON IRRIGATION DISTRICT (perfected under Permit S-23256)

Use: SUPPLEMENTAL IRRIGATION of 7.4 ACRES

Priority Date: FEBRUARY 28, 1913

Limit/Duty: Limited to 50,000 acre-feet of stored water only

Source: CRANE PRAIRIE RESERVOIR, constructed under Permit R-1687, a tributary of the DESCHUTES RIVER

The water right evidenced by Certificate 76714 allows the use of up to 50,000 acre-feet of water stored in Crane Prairie Reservoir, a tributary of the Deschutes River, for supplemental irrigation. The diversion rate is not specified and use is limited to the total volume of stored water to make up any deficiency in supply of the live flow water right appurtenant to specified lands.

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	POD Name
21 S	8 E	WM	17	NE NE	CRANE PRAIRIE RESERVOIR DAM

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
14 S	13 E	WM	22	NE SW	0.04	1500	WELLE	11
15 S	12 E	WM	12	SE NW	0.34	602	BONNETT	11
15 S	15 E	WM	5	SW SW	3.40	200	GOODMAN	1
16 S	12 E	WM	23	NW SE	0.20	305	COID – QUITCLAIM	11
17 S	12 E	WM	11	NW SE	0.26	1000	COID – QUITCLAIM	11
* 17 S	12 E	WM	14	SE SW	2.00	700	BLACK/ LANDING LIVING TRUST	1
17 S	12 E	WM	28	SW SE	0.50	204	COID – QUITCLAIM	1
17 S	13 E	WM	30	NW NW	0.58	200	COID – QUITCLAIM	1
17 S	13 E	WM	31	SE SW	0.08	2000	COID – QUITCLAIM	1
Total					7.40			

* Lands totaling 2.00 acres not involved in transfer due to non-use; transferred under ORS 540.580

13. Transfer Application T-14786 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Taxlot	Water User	POD
14 S	13 E	WM	22	NE SW	0.48	1500	WELLE	11
14 S	13 E	WM	22	NW SW	0.02	1500	WELLE	11
15 S	12 E	WM	12	SE NW	0.34	602	BONNETT	11
15 S	15 E	WM	5	SW NW	1.84	102	HOLLIDAY REVOCABLE TRUST	1
15 S	15 E	WM	5	NW SW	1.56	102	HOLLIDAY REVOCABLE TRUST	1
17 S	12 E	WM	13	SW NE	1.16	1500	SCOTT	1
* 17 S	14 E	WM	26	NW SW	2.00	1200	MJB TRUST – BORLEN	1
Total					7.40			

* Lands totaling 2.00 acres not involved in transfer due to non-use; transferred under ORS 540.580

Transfer Review Criteria for Lands Subject to Non-Use (2.0 acres) Transferred under ORS 540.572-540.580; OAR 690-385-5000 through 690-385-5800

14. COID is managed by a full-time manager. *ORS 540.572(1)(a) and OAR 690-385-5000(1).*
15. COID is implementing an approved water conservation plan. *ORS 540.572(1)(b) and OAR 690-385-5000(2).*
16. Transfer T-14786 involves the use of water on lands located within the boundaries of COID. *ORS 540.572(1) and OAR 690-385-5000(3).*
17. COID determined the users had not made beneficial use of water for four successive years as shown in Findings of Facts #1. *OAR 690-385-5000(4).*
18. Based on the evidence contained in the letters and required notices, water was not put to beneficial use during the 2021, 2022, 2023, 2024, and 2025 irrigation seasons on the authorized lands designated in Finding of Facts #10 and #12, above, as lands involved in the transfer due to non-use. *OAR 690-385-5000(4).* These authorized places of use are “no longer irrigated” as defined in ORS 540.572(7).
19. The district provided notice to the user of their intent to transfer and provided opportunity to resolve the matter in the manner described by ORS 540.272 and OAR 690-385-5400 and 690-385-5600. *OAR 690-385-5000(5). [See Findings of Facts 1-4.]*
20. COID filed Transfer Application T-14786 prior to the end of the fifth year of non-use as required by OAR 690-385-5600(5).
21. Transfer application T-14786 meets the application standards of ORS 540.574 and OAR 690-385-5200.
22. The maps meet the standards of ORS 540.574(1) and OAR 690-385-5300.
23. The water rights are subject to transfer as defined in OAR 690-385-0100(17). *OAR 690-385-5600(1).*

24. The proposed changes in place of use will not result in enlargement of the rights as defined in OAR 690-385-0100(4). *OAR 690-385-5600(2).*
25. The proposed changes in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6). *OAR 690-385-5600(3).*

Transfer Review Criteria for Lands (5.40 acres) Transferred under ORS 540.580 and OAR 690-385-4000.

26. The Department finds that the portion of the district permanent transfer application 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.
27. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
28. The water rights are subject to transfer as defined in OAR 690-385-0100(17).
29. The proposed changes in places of use will not result in enlargement of the rights as defined in OAR 690-385-0100(4).
30. The proposed changes in place of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
31. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

Conclusions of Law

The proposed changes in place of use as proposed in Transfer Application T-14786 satisfies the requirements of ORS 540.572 to 540.580 and OAR 693-385-5000 & 690-385-5600.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificates 94956 and 76714 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14786 shall no longer be irrigated and are cancelled from Certificates 94956 and 76714.
3. The right to the use of the water at the place of use NOT modified by this order is restricted to beneficial use and is subject to all other conditions and limitations contained in Certificates 94956 and 76714, 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, 2027**. A Claim of Beneficial Use shall be submitted by COID to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
6. Water right certificates 94956 and 76714 are modified. After satisfactory proof of completion has been determined by the Department, superseding water right certificates will be issued when the Department determines it is necessary for record keeping.

Dated in Salem, Oregon on **APRIL 3, 2026**.



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

Mailing Date: **APRIL 6, 2026**

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- If you have any questions about statements contained in this document, please contact Adam Frederick at Adam.M.Frederick@water.oregon.gov or 971-707-8400.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
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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 29, 2025

Mikaela Watson
1055 Lake Ct
Redmond, OR 97756

Reference: District Permanent Transfer T-14786

On December 22, 2025, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$2955.00. Your receipt number 146615 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 30, 2025, 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 29, 2026. 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*)
Tribe
File

Enclosure



December 19, 2025

Adam Frederick
Oregon Water Resources Department
725 Summer Street, NE Ste "A"
Salem, OR 97301-1266

Received
DEC 22 2025
OWRD

RE: District Transfer – **P-2025-002**

Dear Adam,

Please find enclosed our **District Petition Number P-2025-002**. Also enclosed is our check for **\$2,955.00** as payment of the transfer fee. Petition includes **2.0 acres** of irrigation forfeited per ORS 540.572. In addition, there are **5.40 acres** of irrigation transferred under ORS 540.580.

Please let me know if you have questions or need additional documentation.

Sincerely,

A handwritten signature in black ink that reads "Mikaela Watson".

Mikaela Watson
Water Rights Program Assistant

Encl.



Alison K. Toivola
Partner
(541) 318-9836
alison.toivola@bbklaw.com

December 17, 2025

VIA E-MAIL: MWATSON@COID.ORG

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

Received
DEC 22 2025
OWRD

Re: Notice of District Permanent Water Right Transfer Petition P- 2025-002

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 Notice of District Permanent Water Right Transfer Petition P-2025-002, identified in Appendix A hereto (the "Application").

The Tribe has reviewed the information about the Application 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 Application 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 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.

Sincerely,

Alison K. Toivola
of BEST BEST & KRIEGER LLP

INSTRUCTIONS:

This checklist is intended to facilitate the Department of Water Resources' ("Department") processing of water rights transfer applications within the Deschutes Basin for the 2025 calendar year. The Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe") has reviewed this checklist. The Tribe does not object to the Department's processing of any water rights transfer applications that meets a "Yes" of all applicable checklist items, and therefore satisfies the "Meets Requirements" category at the top of this checklist. When the checklist is so satisfied, the Department may process the application in accordance with applicable law, and the Department's customary practice.

Water rights transfer applications that meet all of the checklist criteria appear to present a low risk of injury to the Tribal Reserved Water Right as defined in the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended. The Tribe does not waive its right to dispute or challenge any transfer application, whether or not they satisfy this checklist, on the basis that the transfer injures the Tribal Reserved Water Right or other federally-reserved water right held by the Tribe. 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.

The Tribe further reserves the right to conduct additional analysis on any transfer that is submitted to the Department with a completed checklist. The Tribe reserves the right to consider, among other things, the risk of localized impacts, cumulative impacts, water quality, return flows, groundwater recharge, Habitat Conservation Plan flow augmentation agreements, water bank transactions, and additional analyses received from the Tribe's staff, Department, applicant, or third party.

A "temporary instream lease" is any instream lease lasting five (5) years or less.

This checklist applies to surface water transfers only. This checklist does not apply to groundwater transfers.

If you have any questions about this checklist, please contact:

Jessi Talbott or Mikaela Watson, on behalf of Central Oregon Irrigation District, via e-mail at:

jtalbott@coid.org

mwatson@coid.org

Alison K. Toivola or Josh Newton of Best Best & Krieger, LLP, on behalf of the Tribe, via e-mail at:

Alison.Toivola@bbklaw.com

Josh.Newton@bbklaw.com

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CTWS Low-Risk Transfer Checklist Requirements

Patron Name/Applicant Name : COID - P-2025-002

Meets Requirements: ☐

Transfer Type: Forfeiture Petition

Does Not Meet Requirements: ☒

Transfer #: P-2025-002

Review Date: 12/10/2025

Checklist Completed By: M. Watson

Water Right Transfer - Check Applicable Transfer Type

Own Lands Transfer ☒

Water Right Sale ☒

	YES	NO	Comments:
Transfer Within Same District Boundary	☒	☐	
On/Off Lands Balance	☒	☐	
On/Off Lands Within Five (5) Miles	☐	☒	Differs between transfers
No Increase in Diversion Amount	☒	☐	
No Change in Type of use	☒	☐	
No Change in Point of Diversion or Appropriation	☒	☐	
On/Off Lands Served by Same Canal	☒	☐	Identify Canal:
NOT a Multi-Step Transfer	☒	☐	
NOT a Mitigation Credit	☒	☐	

Temporary Instream Lease	YES	NO	Comments:
Decrease in Diversion - Increased River Flows	☐	☐	
Transfer of Surface Water ONLY	☐	☐	
No Potential for Measurable Impact to Crooked River	☐	☐	
No Potential for Measurable Impact to Whychus Creek	☐	☐	
No Potential for Measurable Impact to Deschutes River	☐	☐	

Summary of Transfer:

COID Petition P-2025-002 including 2.0 acres of irrigation forfeited per ORS 540.572 in addition to 5.40 acres of irrigation water transferred under ORS 540.580.

2 of 2

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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 # 146615

INVOICE # _____

RECEIVED FROM:

BY:

CASH:

CHECK:#

OTHER: (IDENTIFY)

APPLICATION

PERMIT

TRANSFER

TOTAL REC'D

\$2,955.00

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:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$2955.00

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

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:

146615

DATED: 12/14/05

BY:

mm mild

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



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

P-2025-002

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 CENTRAL OREGON IRRIGATION DISTRICT			PHONE NO. 541-548-6047	ADDITIONAL CONTACT NO. MIKAELA WATSON
ADDRESS 1055 SW LAKE CT				COUNTY DESCHUTES
CITY REDMOND	STATE OR	ZIP 97756	E-MAIL mwatson@coid.org	
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.				

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.	94956	-	PRIMARY
2.	76714	-	SUPPLEMENTAL
3.		-	
4.		-	
5.		-	
6.		-	

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 ☒ A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> 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: \$ <u>2955⁰⁰</u> 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 <u>only</u> 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

Craig Horrell
name (print)

12/10/25
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.



OWRD

District Permanent Water Right Transfer Application
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

Water Right Subject to Transfer (check and complete one of the following):

☒ Certificated Right	94956	
	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	

- Name on Permit, Certificate, or Decree: CENTRAL OREGON IRRIGATION DISTRICT
- Priority Date(s): OCTOBER 31, 1900 & DECEMBER 2, 1907

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: DESCHUTES RIVER

Tributary to: COLUMBIA RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers? 76714

Any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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- Certificate Number or other identifying number: 94956

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)

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
1	18 S	11 E	13	SW			CENTRAL OREGON CANAL: 1520' SOUTH AND 1535' WEST FROM THE NE CORNER OF SECTION 13
11	17 S	12 E	29	SE NE			NORTH CANAL: 850' NORTH AND 630' WEST FROM THE E 1/4 CORNER OF SECTION 29

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District Permanent Water Right Transfer Application

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

Water Right Subject to Transfer (check and complete one of the following):

☒ Certificated Right	76714	
	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	

- Name on Permit, Certificate, or Decree: CENTRAL OREGON IRRIGATION DISTRICT
- Priority Date(s): FEBRUARY 28, 1913

If there are **multiple Priority Dates** identified on the water right, any information provided in Supplemental Form A of this application must identify which priority date is associated with each of the authorized points of diversion or appropriation and places of use.

Source(s) of Water to be Affected by Transfer: CRANE PRAIRIE RESERVOIR

Tributary to: DESCHUTES RIVER

- Are there **other water rights**, Permits or Ground Water Registrations associated with this land?
☒ Yes ☐ No

If "Yes", what are the Permit, Registration or Certificate Numbers? 94956

Any “layered” water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled.**

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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.

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

AUTHORIZED POINT(S) of DIVERSION (POD) or APPROPRIATION (POA)							
POD# or POA#	TWP	RNG	SEC	QQ	DLC	GOV'T LOT	MEASURED DISTANCES
	21 S	8 E	17	NE NE			CRANE PRAIRIE RESERVOIR DAM

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TABLE 1. - AUTHORIZED PLACE OF USE

WATER RIGHT Cert/Decree	LEGAL DESCRIPTION									USER NAME	
	PRIORITY DATE	USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES		
94956/76714	10/31/1900	IR	1	17	12	14	SESW	700	2.00	Black, Justin/Landing living Trust	ORS 540.572
Total Forfeiture Acres:									2.00		
94956/76714	10/31/1900	IR	1	15	15	5	SWSW	200	3.40	Goodman, Gary/Sally	ORS 540.580
94956/76714	10/31/1900	IR	11	15	12	12	SENW	602	0.34	Bonnett, Mark/Jaycine	ORS 540.580
94956/76714	10/31/1900	IR	1	17	12	28	SWSE	204	0.50	COID - Quitcliam account	ORS 540.580
94956/76714	10/31/1900	IR	1	17	13	30	NWNW	200	0.58	COID - Quitcliam account	ORS 540.580
94956/76714	10/31/1900	IR	1	17	13	31	SESW	2000	0.08	COID - Quitcliam account	ORS 540.580
94956/76714	10/31/1900	IR	11	14	13	22	NESW	1500	0.04	Welle, Luke/Kelsey	ORS 540.580
94956/76714	10/31/1900	IR	11	17	12	11	NWSE	1000	0.26	COID - Quitcliam account	ORS 540.580
94956/76714	10/31/1900	IR	11	16	12	23	NWSE	305	0.20	COID - Quitcliam account	ORS 540.580
Total Regular District Transfer Acres:									5.40		
Grand Total:									7.40		

TABLE 2. - PROPOSED PLACE OF USE

WATER RIGHT Cert/Decree	LEGAL DESCRIPTION									USER NAME	
	PRIORITY DATE	USE	POD #	TWP	RNG	SEC	QQ	TAX LOT	ACRES		
94956/76714	10/31/1900	IR	1	17	14	26	NWSW	1200	2.00	MJB Trust - Borlen, Matthew/Jennifer	ORS 540.572
Total Forfeiture Acres:									2.00		
94956/76714	10/31/1900	IR	1	15	15	5	SWNW	102	1.84	Holliday Revocable Trust	ORS 540.580
94956/76714	10/31/1900	IR	1	15	15	5	NWSW	102	1.56	Holliday Revocable Trust	ORS 540.580
94956/76714	10/31/1900	IR	11	15	12	12	SENW	602	0.34	Bonnett, Mark/Jaycine	ORS 540.580
94956/76714	10/31/1900	IR	1	17	12	13	SWNE	1500	1.16	Scott, Charles/Frances	ORS 540.580
94956/76714	10/31/1900	IR	11	14	13	22	NESW	1500	0.48	Welle, Luke/Kelsey	ORS 540.580
94956/76714	10/31/1900	IR	11	14	13	22	NWSW	1500	0.02	Welle, Luke/Kelsey	ORS 540.580
Total Regular District Transfer Acres:									5.40		
Grand Total:									7.40		

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Electronic Delivery Confirmation™

USPS CERTIFIED MAIL™

COID
1055 SW LAKE CT
REDMOND OR 97756-1469

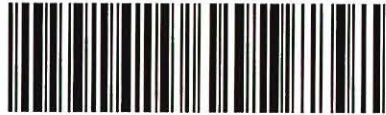
\$8.16 US POSTAGE
FIRST-CLASS IMI
Nov 01 2024
Mailed from ZIP 97756
1 OZ FIRST-CLASS MAIL LETTER
RATE
11923275



endicia

063S0010282496

USPS CERTIFIED MAIL



9414 8118 9876 5486 6039 61

Black, Justin/Landing Living Trust
63260 DESCHUTES MARKET RD
BEND OR 97701-8812



Reference

USPS #

9414811898765486603961

USPS Mail Class

Certified with Return Receipt (Signature)

USPS Status

Your item was delivered to an individual at the address at 8:52 am on November 4, 2024 in BEND, OR 97701.

USPS History

Arrived at USPS Regional Facility, November 2, 2024, 2:38 pm, EUGENE OR DISTRIBUTION CENTER

Arrived at USPS Facility, November 1, 2024, 6:59 pm, PORTLAND, OR 97215

Accepted at USPS Origin Facility, November 1, 2024, 5:44 pm, REDMOND, OR 97756

Shipping Label Created, USPS Awaiting Item, 10/30/2024, 2:29 pm, REDMOND, OR 97756

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DEC 22 2025
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Date Verified: 11/05/2024 00:27:37 (UTC)

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November 1, 2024

Patron ID: 6251

Black, Justin/Landing Living Trust
63260 Deschutes Market Rd.
Bend, OR 97701

Received
DEC 22 2025
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RE: Tax Map #:171214CD00700
3.50 acres total Irrigated Water Rights

Dear Patron,

One of Central Oregon Irrigation District's top priorities is to preserve and protect the water rights within our system. We want to work together with you, our patrons, to preserve this precious resource. The 2024 irrigation season has come to an end, and with that, the District has completed the yearly review of beneficial use of all water rights within our District.

Through this review process we have identified that a *portion* of, or all, the water right on the above-noted property has not been beneficially used for 4 consecutive years. Enclosed is an aerial photo taken in June 2024 with the quantity of appurtenant water rights noted next to a point (there may be multiple points). Over the last four years, the total area being irrigated is less than the amount of the water right.

Oregon Revised Statute 540.610 clearly states the requirement of beneficial use:

540.610 Use as measure of water right; presumption of forfeiture of right for nonuse; basis for rebutting presumption; confirmation of rights of municipalities. (1) Beneficial use shall be the basis, the measure and the limit of all rights to the use of water in this state. Whenever the owner of a perfected and developed water right ceases or fails to use all or part of the water appropriated for a period of five successive years, the failure to use shall establish a rebuttable presumption of forfeiture of all or part of the water right.

Failure to prove beneficial use as stated is a very serious matter and is cause for forfeiture of the unused water right. At this time, you have **3 options** to protect this water right, they are as follows:

1. You must use the full water right on the ground during the 2025 irrigation season,
2. Request an Instream Lease of the unused portion of the water right to the Deschutes River for the 2025 season (the District will accept requests for instream lease applications through February 15, 2025). The water will go back onto your property at the end of the irrigation season for you to use in 2026, or,
3. Request to remove the unused water through a water transfer. Requests should be made by March 15, 2025.

If you choose not to follow any of these options, the District will have no choice but to remove the unused water right at the end of the 2025 season by filing a petition with Oregon Water Resources Department (OWRD) to transfer the water rights to other lands in the District.

By this letter, the District is serving you notice of our intent to remove the unused water right in 2025 (see OAR 690-385-5000 and ORS 540.572 to 540.578). A copy of this letter is being sent to any security interest holders listed against your property (as required by statute).

If you have any evidence that you fully irrigated the required area at any time since 2020, please present the evidence to our office within 30 days from the date of this letter.

REMINDER: Whether you choose to use, lease, transfer, or not use your water rights in 2025, your 2025 assessments are due and payable to COID by the due date.

It is our hope that we can work together to maintain the water rights on your property. If you have any questions or concerns, please call us at 541-548-6047 or email: edu@coid.org as soon as possible so we can discuss your available options.

Please respond within 30 days from the date of this letter to confirm that the information provided in this notice is correct.

Sincerely,

COID Water Rights Team

Encl.

cc: OWRD, 725 Summer St NE Suite 100, Salem, OR 97301
Jeremy Giffin, District 11 Watermaster, 231 SW Scalehouse Lp, Ste 103, Bend, OR 97701
Lender(s)

Sent by certified mail and standard mail November 1, 2024

Received
DEC 22 2025
OWRD

14786 -

2024 BENEFICIAL USE MAP



Table of Contents

I ----- Irrigated Crop

OI ----- Over Irrigated

X ----- Non-Irrigated/Dry

NS ----- New Seed

S ----- Structure

R ----- Rock

D ----- Driveway

GH ----- Green House

P(1, 2,...) ----- Location of Pic with directional arrow

INFORMATION

290

NAME:

Landing, Kim Marie

TAXLOT(S):

171214CD00700

Received
DEC 22 2025
OWRD

2023 AERIAL

DISCLAIMER:
THIS MAP IS FOR REFERENCE PURPOSES ONLY.
COID MAKES NO GUARANTEES TO THE ACCURACY
OF THIS MAP OR ITS ASSOCIATED GIS DATA SHOWN
HEREIN. COID IS IN NO WAY RESPONSIBLE FOR THE
USAGE OF ANY DATA OR INFORMATION ASSOCIATED
WITH OR SHOWN ON THIS MAP.

1 inch = 108 feet

Date: 3/28/2024

User Name: GISTECH

PROJECTION COORDINATE SYSTEM:
NAD 1983 StatePlane Oregon_South_
FIPS 3602 INTL Feet


COID

Document Path: I:\AGIS\BENEFICIAL\2024\2024 DR MAPS\DR 2024 SITE REPORTS.mxd



November 1, 2024

S1L, Inc
3131 Camino Del Rio North, Ste 150
San Diego, CA 92108

Borrower: Black, Justin/Landing Living Trust
Patron: 6251
Tax Map #: 171214CD00700
Property Address: 63260 Deschutes Market Rd,
Bend, OR 97701

RE: Notice of Intent to Remove Water Rights Due to Nonuse

Please find enclosed a copy of the 4th year non-use letter that Central Oregon Irrigation District (COID) sent to the above noted property owner for failure to beneficially use the water rights for four consecutive years. This property is at risk of losing irrigation water rights if the property owner does not comply.

This letter is being sent to you as required by Oregon Water Resources Department, because you are shown as a security interest holder for the property that the water right is appurtenant to.

If you have any questions regarding the letter or beneficial use, please contact me at 541-548-6047 or edu@coid.org.

Sincerely,

COID Water Rights Team

Encl.

Received
DEC 22 2025
OWRD

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USPS CERTIFIED MAIL™

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE CT
REDMOND OR 97756-1469

\$8.86 US POSTAGE
FIRST-CLASS IMI
Sep 30 2025
Mailed from ZIP 97756
1 OZ FIRST-CLASS MAIL LETTER
RATE
ZONE 1
11923275



endicia

063S0010282496

USPS CERTIFIED MAIL



9414 8118 9876 5477 6525 34

Black, Justin / Landing Living Trust
63260 DESCHUTES MARKET RD
BEND OR 97701-8812



Reference	2025 Notice of Confiscation and Petition Filing
USPS #	9414811898765477652534
USPS Mail Class	Certified with Return Receipt (Signature)
USPS Status	Your item was delivered to an individual at the address at 10:01 am on October 2, 2025 in BEND, OR 97701. Your item was delivered to an individual at the address at 10:01 am on October 2, 2025 in BEND, OR 97701.
USPS History	Your item was delivered to an individual at the address at 10:01 am on October 2, 2025 in BEND, OR 97701. Arrived at USPS Regional Facility, October 1, 2025, 12:17 pm, EUGENE OR DISTRIBUTION CENTER Arrived at USPS Facility, October 1, 2025, 12:41 am, PORTLAND, OR 97215 Accepted at USPS Origin Facility, September 30, 2025, 11:26 pm, REDMOND, OR 97756 Shipping Label Created, USPS Awaiting Item, 09/25/2025, 11:42 am, REDMOND, OR 97756

Received
DEC 22 2025
OWRD

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Date Verified: 10/03/2025 (UTC)

14786 -



October 1, 2025

Patron #: 6251

Black, Justin/Landing Living Trust
63260 Deschutes Market Rd.
Bend, OR 97701

Received
DEC 22 2025
OWRD

RE: Tax Map #: 171214CD00700, 3.50 acres total unmapped water rights
2.0 acres water rights to be forfeited in 2025

Dear Patron,

Our records indicate that you did not beneficially use the full water right for the last 5 consecutive years. By this letter, the District is serving you notice of our intent to remove the water right, referenced above, for failure to beneficially use the water for the last 5 consecutive years (See OAR 690-385-5000 and ORS 540.572 to 540.578). A copy of this letter is being sent to any security interest holders listed in the county records for your property, as well as the Oregon Water Resources Department (OWRD), as required by statute. Enclosed with this letter is a copy of the water right map indicating where the water right pending forfeiture is appurtenant.

Certified letters were sent to you and any known security interest holders, following the end of the 2024 irrigation season informing you of the non-use of the water right, the options available to assist you in fulfilling OWRD's beneficial use requirements, and COID's intent to remove unused water at the end of the 2025 irrigation season. Available options included using the full water right beneficially; leasing, at a minimum, the unused portion of the water right instream; and transferring off or selling the unused water right. Site visits were completed during 2024 and 2025 to review any indication of beneficial use of the full water right. In addition, multiple years of aerial photos were also used to assist in the review of what may or may not have been irrigated between 2020 and 2025.

Failure to prove beneficial use is a very serious matter and is cause for forfeiture of the unused water right. Oregon Revised Statute 540.610 clearly states the requirement of beneficial use:

540.610 Use as measure of water right; presumption of forfeiture of right for nonuse; basis for rebutting presumption; confirmation of rights of municipalities. (1) Beneficial use shall be the basis, the measure and the limit of all rights to the use of water in this state. Whenever the owner of a perfected and developed water right ceases or fails to use all or part of the water appropriated for a period of five successive years, the failure to use shall establish a rebuttable presumption of forfeiture of all or part of the water right.

If you wish to dispute the forfeiture and permanent removal of the unused water right from your property, you have 30 days from the date this letter was mailed (see date below) to notify the District of your objection – in writing. If you object or wish to demonstrate that non-use is excusable under one of the provisions allowed in ORS 640.610(2)(a-n), a meeting will be scheduled with the Managing Director to try to resolve the issue with you; and if unable to do so, a District hearing before the COID Board of Directors may be held (at your request) in November to determine if a petition to transfer the water off the lands should be filed with the OWRD Director. Failure to contact the District within 30 days will cause the unused water to be permanently transferred off your property.

If you have any evidence that you have beneficially used the water right at any time during the last 5 years, please have the evidence ready to present at the time of your meeting with the Managing Director and, if necessary, at the hearing with the Board of Directors.

Please respond within 30 days from the date of this letter to confirm that the information provided in this notice is correct.

Sincerely,



Mikaela Watson
Water Rights Program Assistant

Enc

cc: OWRD, 725 Summer St N.E. Suite 100, Salem, OR 97301
Jeremy Giffin, District 11 Watermaster, 231 SW Scalehouse Lp, Ste 103, Bend, OR 97701
S1L, Inc., 3131 Camino Del Rio North, Ste 150. San Diego, CA 92108

Sent by certified mail and standard mail October 1, 2025

Received
DEC 22 2025
OWRD



October 1, 2025

S1L, Inc.
3131 Camino Del Rio North
Ste. 150
San Diego, CA 92108

Borrower: Black, Justin/Landing Living Trust : #6251
Tax Map #: 171214CD00700
Property Address: 63260 Deschutes Market Rd. Bend, OR 97701

RE: Notice of Transfer to Remove Water Rights Due to Nonuse

Please find enclosed a copy of the 5th year non-use letter that Central Oregon Irrigation District (COID) sent to the above noted property owner for failure to beneficially use all or a portion of the water rights for five consecutive years. The unused water will be transferred off the property prior to the end of this calendar year.

This letter is being sent to you as required by Oregon Water Resources Department because you are shown as a security interest holder for the property that the water right is appurtenant to.

If you have any questions regarding this notice, please contact COID at 541-548-6047.

Sincerely,

Mikaela Watson
Water Rights Project Assistant

Encl.

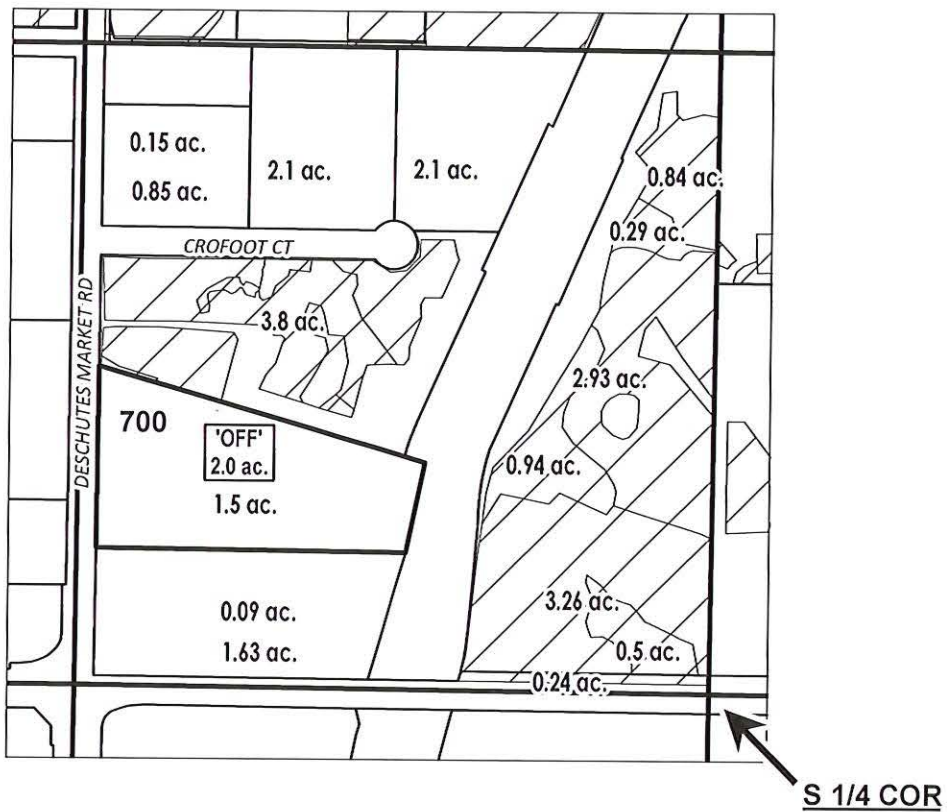
Received
DEC 22 2025
OWRD

DESCHUTES COUNTY SEC.14 T17S R12E

SCALE - 1" = 400'



SE 1/4 OF THE SW 1/4



Received
DEC 22 2025
OWRD

# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
# ac.	'OFF' LAND PARCELS

"OFF" MAP



WATER RIGHTS FORFEITURE MAP

ORS 540.572

NAME: Black, Justin/Landing Living Trust

TAXLOT #: 700

2.0 ACRES

DATE: 12/9/2025

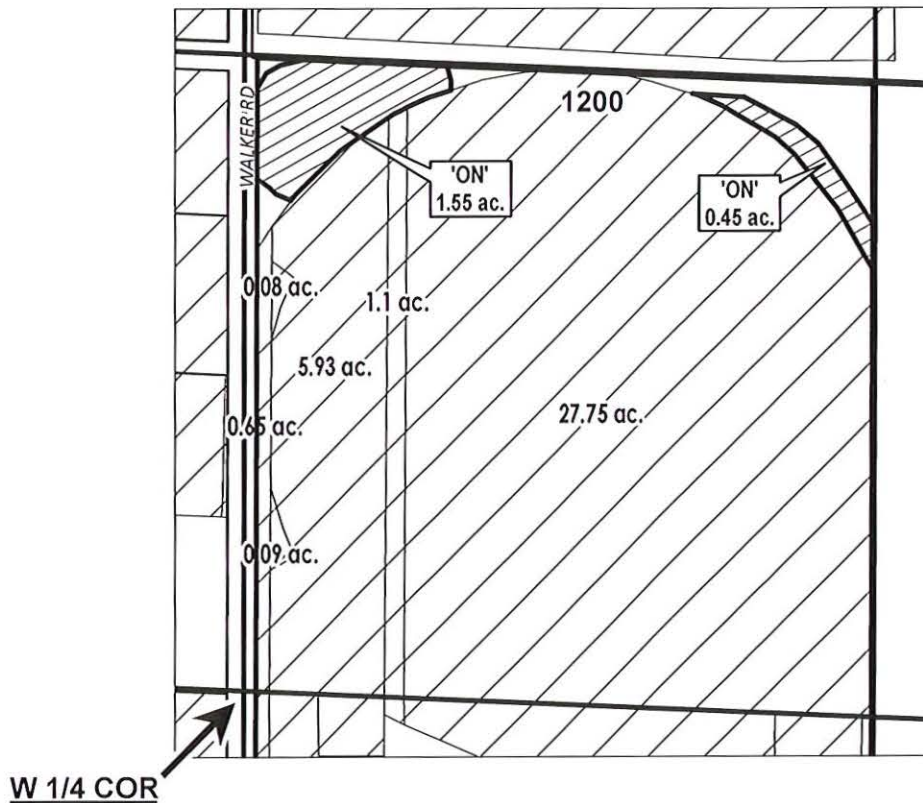
14786 -

DESCHUTES COUNTY SEC.26 T17S R14E

SCALE - 1" = 400'



NW 1/4 OF THE SW 1/4



Received
DEC 22 2025
OWRD

"ON" MAP

# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
	ON LANDS



WATER RIGHTS FORFEITURE MAP

ORS 540.572

NAME: Matthew R. Borlen

TAXLOT #: 1200

2.0 ACRES

14786 -

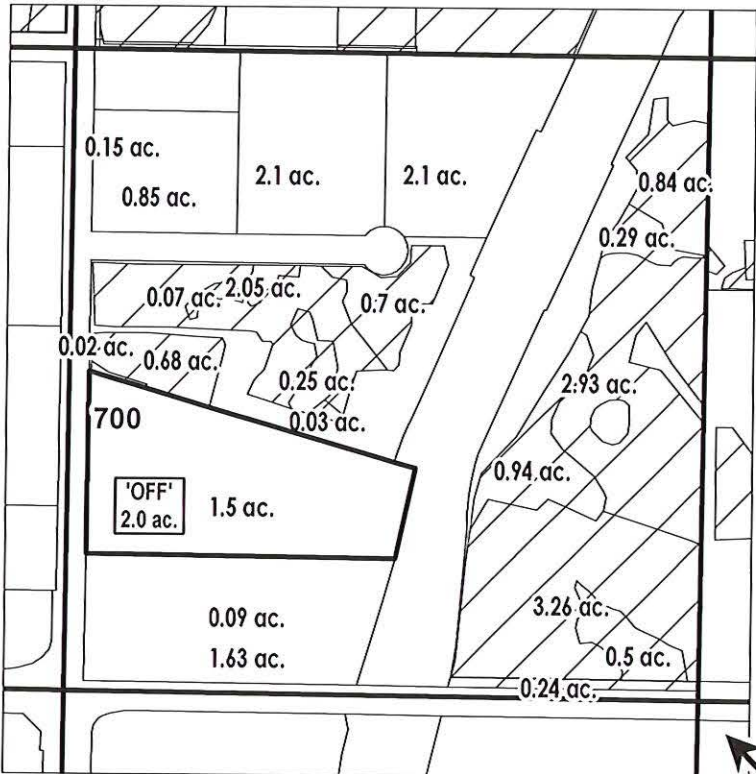
DATE: 12/9/2025

DESCHUTES COUNTY
SEC.14 T17S R12E

SCALE - 1" = 400'



SE 1/4 OF THE SW 1/4



S 1/4 COR

Received
DEC 22 2025
OWRD

	EXISTING WATER RIGHTS
	PARCELS W/ WATER RIGHTS
	'OFF' LAND PARCELS

"OFF" MAP



WATER RIGHTS PENDING FORFEITURE MAP
ORS 540.572

NAME: Black, Justin/Landing Living Trust
TAXLOT #: 700
2.0 ACRES

Date: 9/24/2025

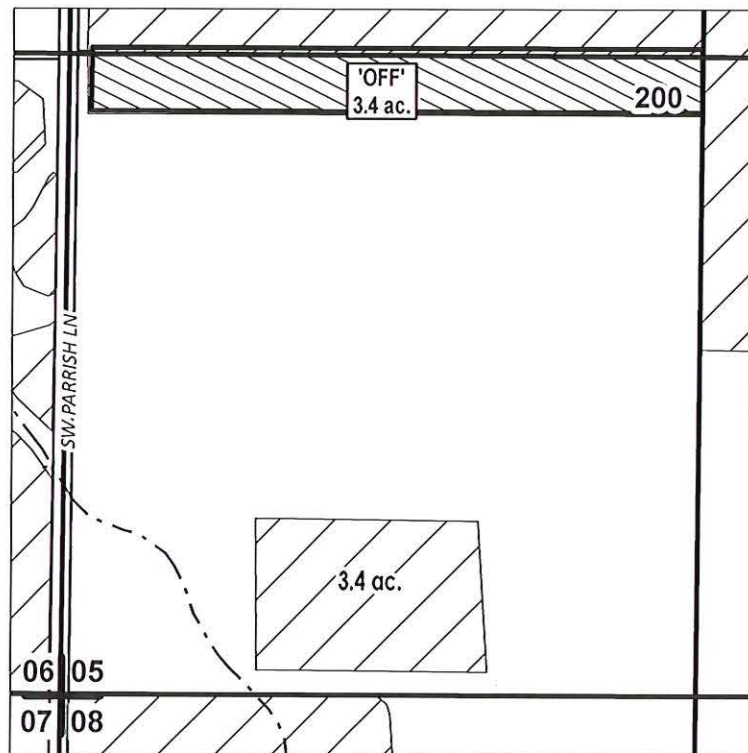
14786 -

CROOK COUNTY SEC.05 T15S R15E

SCALE - 1" = 400'



SW 1/4 OF THE SW 1/4



Received

DEC 22 2025

OWRD

 EXISTING WATER RIGHTS
 OFF LANDS

"OFF" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: Goodman, Gary/Sally

TAXLOT #: 200

3.4 ACRES

DATE: 6/20/2025

14786 -

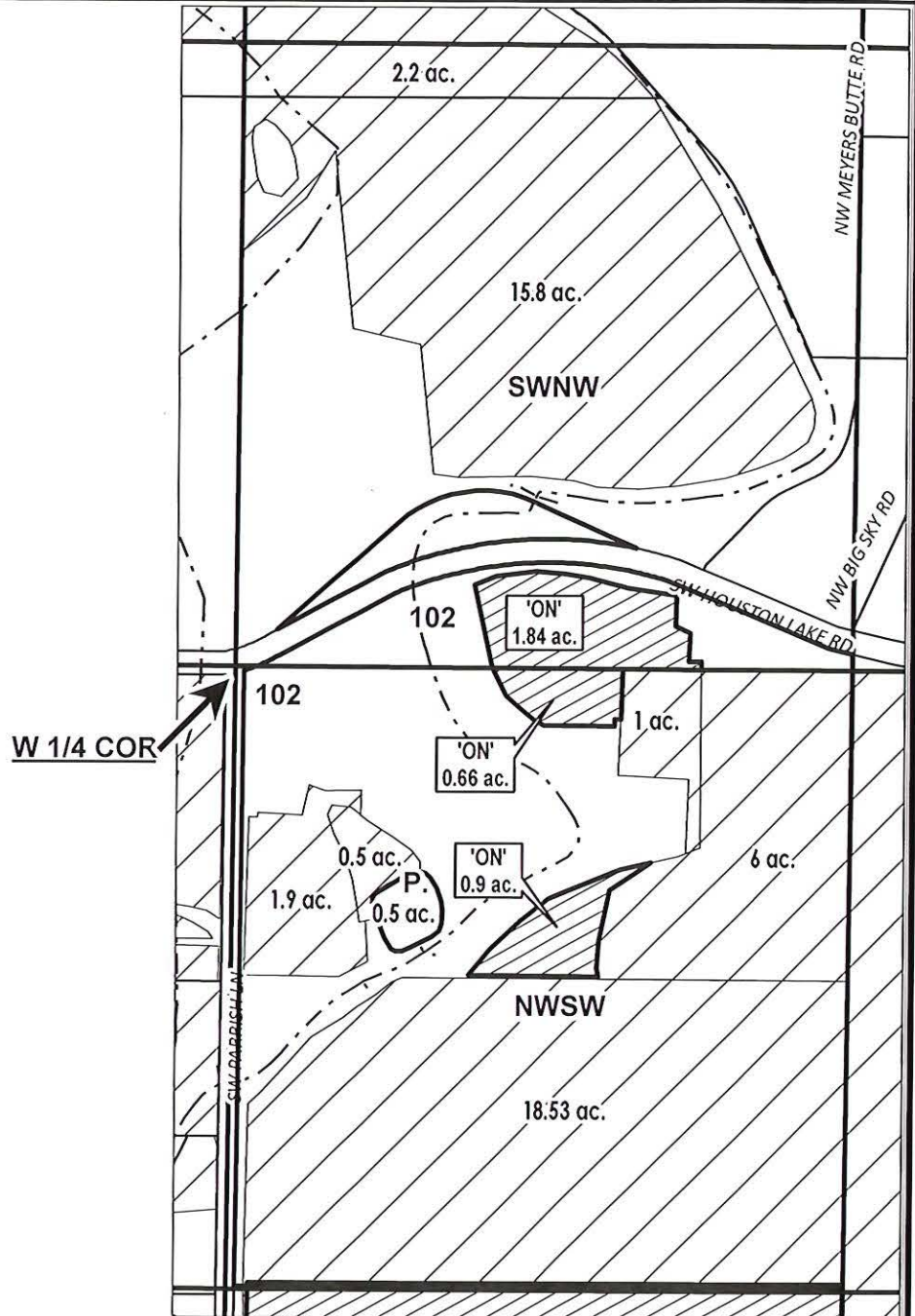
Received
DEC 22 2025
OWRD

CROOK COUNTY SEC.05 T15S R15E

SCALE - 1" = 400'



SW 1/4 OF THE NW 1/4; NW 1/4 OF THE SW 1/4



"ON" MAP



POND



EXISTING WATER RIGHTS



ON LANDS



COID

APPLICATION FOR WATER RIGHTS TRANSFER

NAME: Holliday Revocable Trust

TAXLOT #: 102

3.4 ACRES

DATE: 6/20/2025

14786 -

DESCHUTES COUNTY SEC.12 T15S R12E

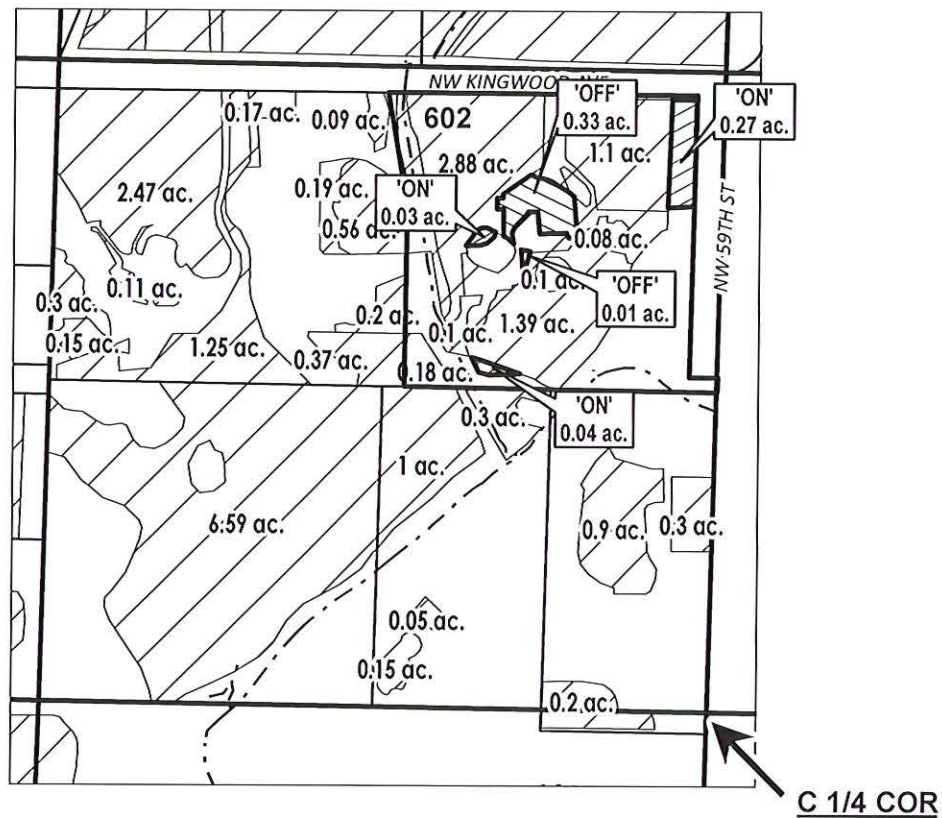
Received
DEC 22 2025

OWRD

SCALE - 1" = 400'



SE 1/4 OF THE NW 1/4



"OFF/ON" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: Bonnett, Mark/Jaycine

TAXLOT #: 602

0.34 ACRES

DATE: 12/8/2025

14786 -

DESCHUTES COUNTY SEC.28 T17S R12E

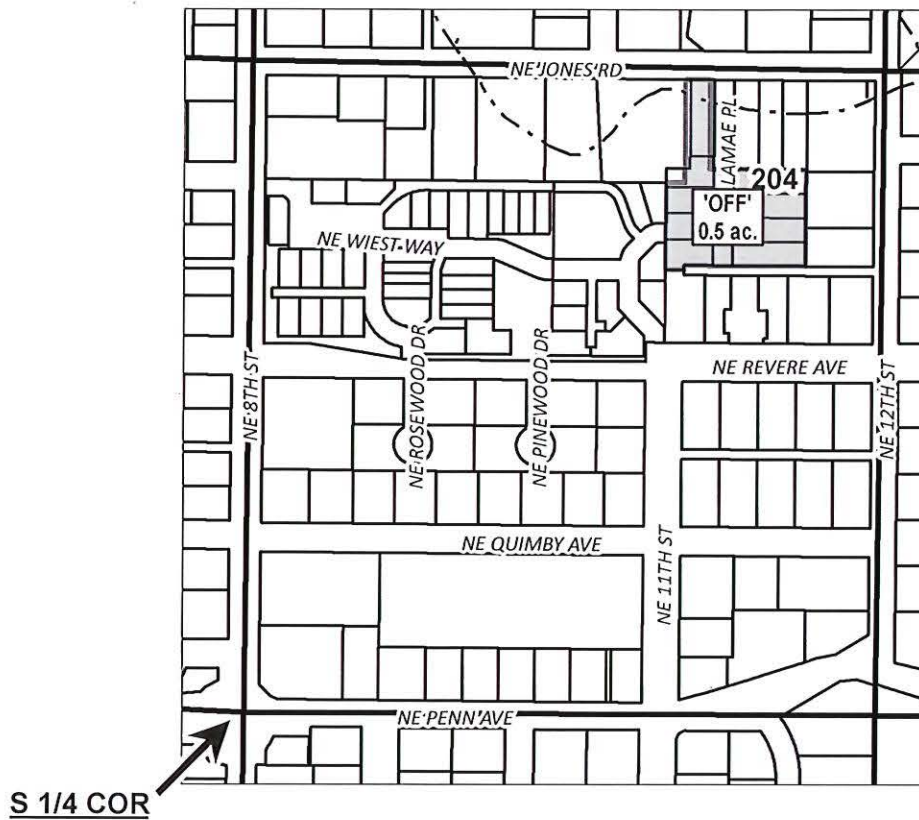
Received
DEC 22 2025

OWRD

SCALE - 1" = 400'



SW 1/4 OF THE SE 1/4



	EXISTING WATER RIGHTS
	OFF LANDS

"OFF" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: COID/Quitclaim

TAXLOT #: 204

0.5 ACRES

14786 -

DATE: 12/9/2025

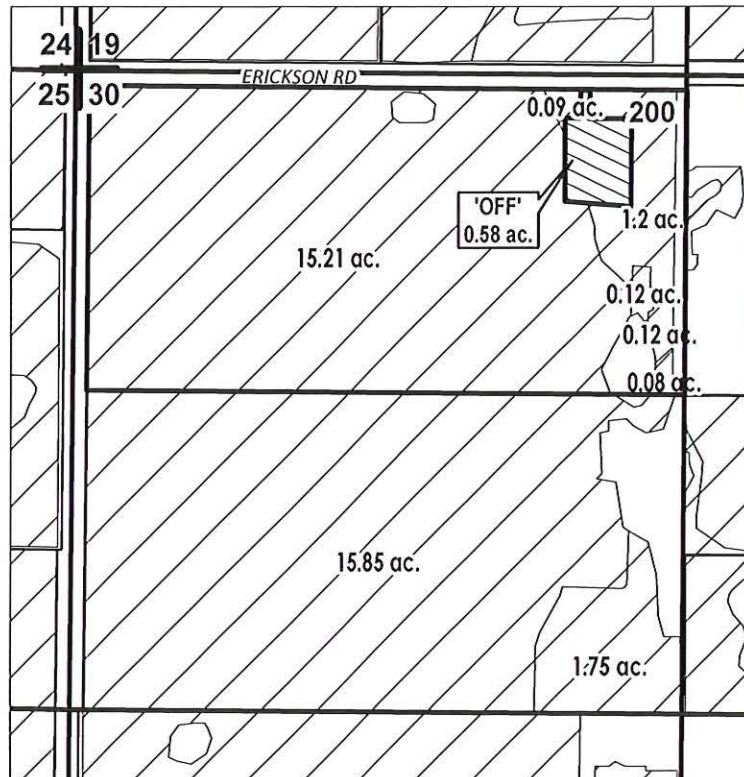
DESCHUTES COUNTY SEC.30 T17S R13E

Received
DEC 22 2025
OWRD

SCALE - 1" = 400'



NW 1/4 OF THE NW 1/4



"OFF" MAP

	EXISTING WATER RIGHTS
	OFF LANDS



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: COID/Quitclaim

TAXLOT #: 200

0.58 ACRES

DATE: 12/9/2025

14786 -

DESCHUTES COUNTY SEC.31 T17S R13E

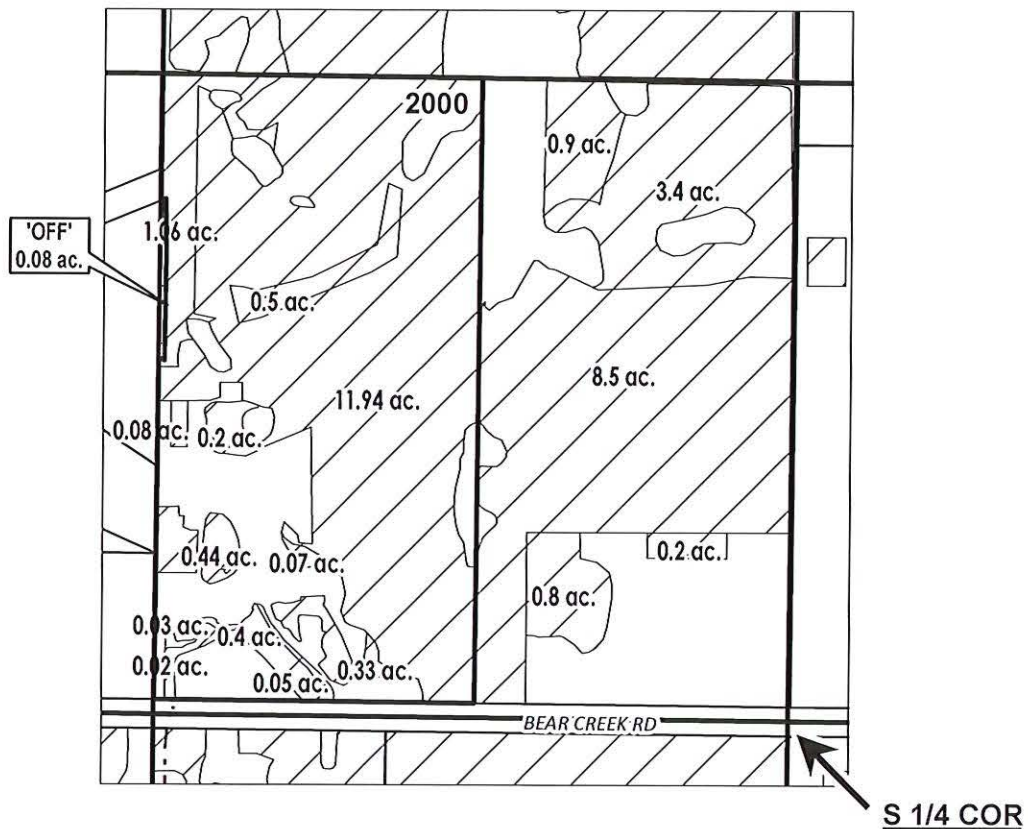
Received
DEC 22 2025

OWRD

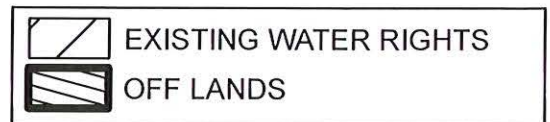
SCALE - 1" = 400'



SE 1/4 OF THE SW 1/4



"OFF" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: COID/Quitclaim

TAXLOT #: 2000

0.08 ACRES

DATE: 12/9/2025

14786

DESCHUTES COUNTY SEC.13 T17S R12E

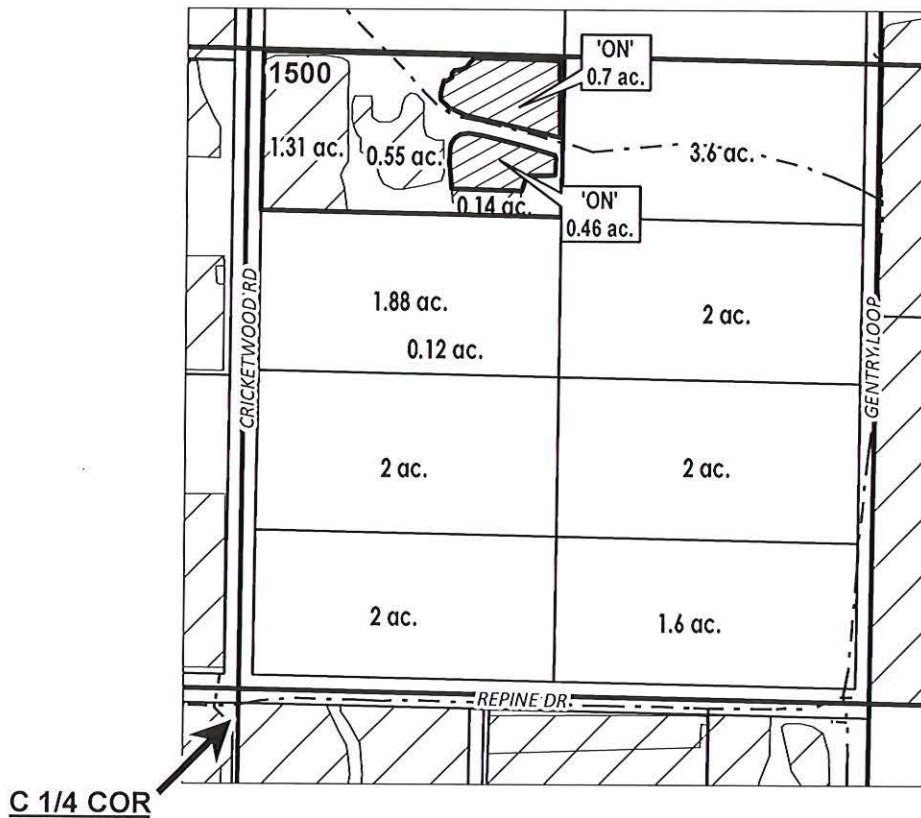
Received
DEC 22 2025

OWRD

SCALE - 1" = 400'



SW 1/4 OF THE NE 1/4



# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
	'ON' LANDS

"ON" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: Scott, Charles/Frances

TAXLOT #: 1500

1.16 ACRES

DATE: 12/9/2025

14786 -

DESCHUTES COUNTY SEC.11 T17S R12E

Received
DEC 22 2025

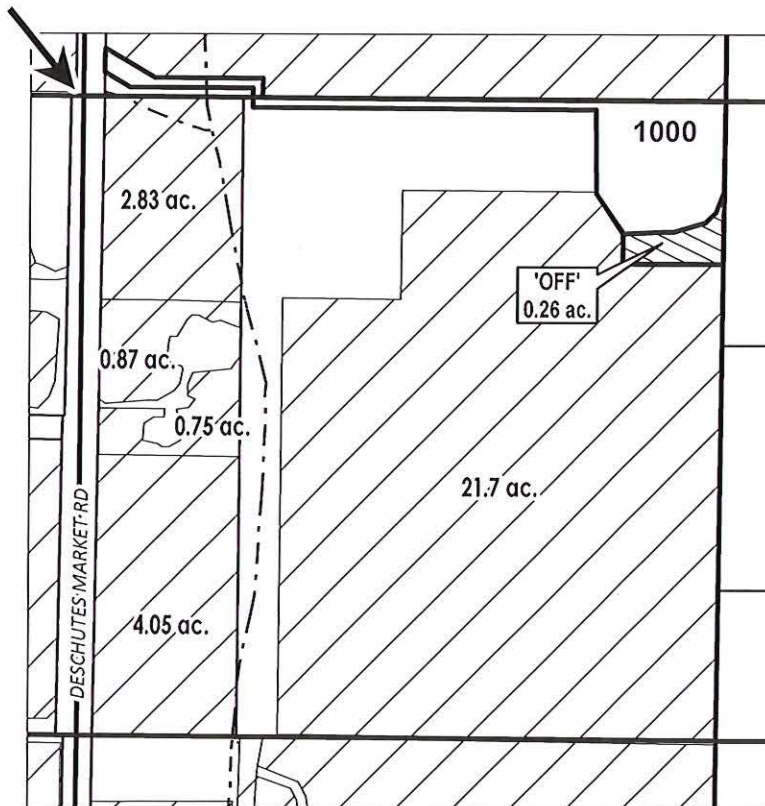
OWRD

SCALE - 1" = 400'



NW 1/4 OF THE SE 1/4

C 1/4 COR



	EXISTING WATER RIGHTS
	OFF LANDS

"OFF" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: COID/Quitclaim

TAXLOT #: 1000

0.26 ACRES

DATE: 12/9/2025

14786 -

DESCHUTES COUNTY
SEC.23 T16S R12E

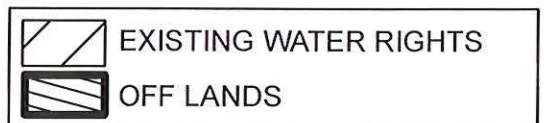
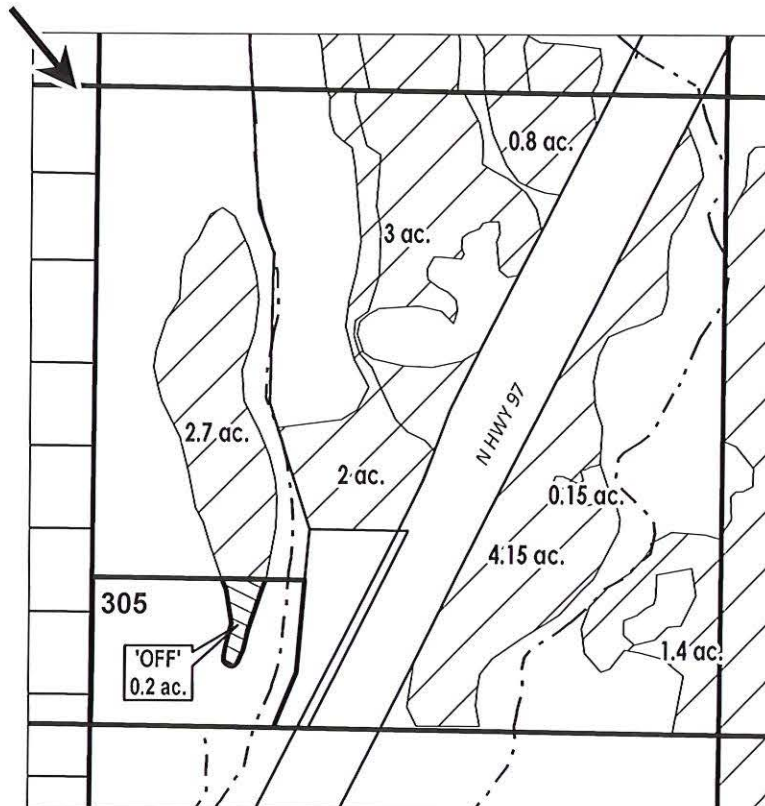
Received
DEC 22 2025
OWRD

SCALE - 1" = 400'



NW 1/4 OF THE SE 1/4

C 1/4 COR



"OFF" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: COID/Quitclaim

TAXLOT #: 305

0.2 ACRES

DATE: 12/9/2025

14786 -

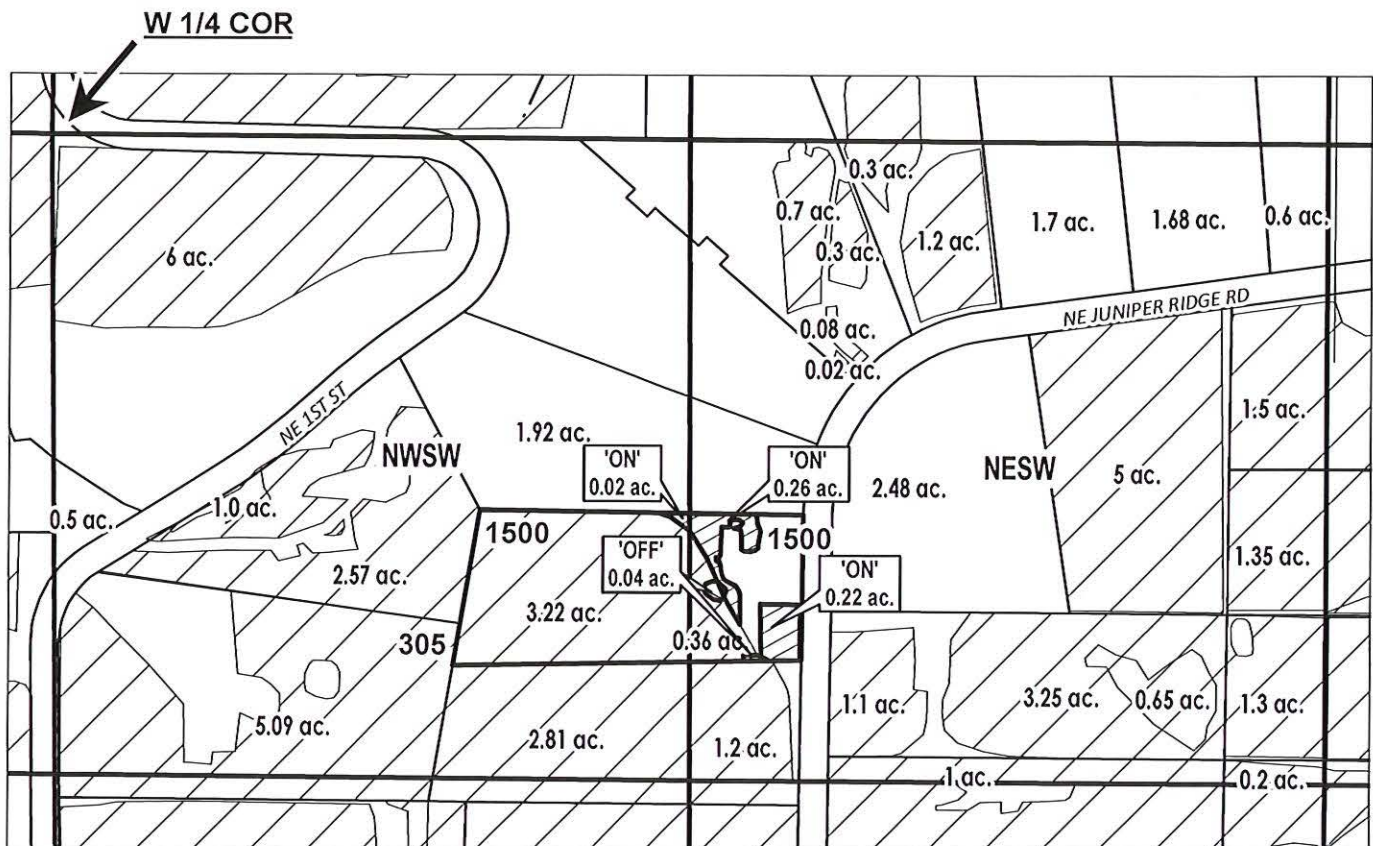
DESCHUTES COUNTY SEC.22 T14S R13E

Received
DEC 22 2025
OWRD

SCALE - 1" = 400'



NW 1/4 OF THE SW 1/4; NE 1/4 OF THE SW 1/4



# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
	'ON' LANDS
	OFF LANDS

"OFF/ON" MAP



APPLICATION FOR WATER RIGHTS TRANSFER

NAME: Welle, Luke/Kelsey

TAXLOT #: 1500

0.5 ACRES "ON"

0.04 ACRES "OFF"

DATE: 12/10/2025

14786 -