



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

Application for Water Right 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 these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF TRANSFER APPLICATION

Please check one	
<input type="checkbox"/> Permanent Transfer	<input checked="" type="checkbox"/> Instream Transfer
<input type="checkbox"/> Temporary Transfer (1 to 5 yrs.)	<input checked="" type="checkbox"/> Permanent
<ul style="list-style-type: none"> total number of years: _____ (begin year: _____) (end year: _____) 	<input type="checkbox"/> Time-Limited
	<input type="checkbox"/> Drought Transfer
	<input type="checkbox"/> Other

2. APPLICANT INFORMATION

Name: Deschutes River Conservancy & Central Oregon Irrigation District
First Last

Address: 700 NW Hill St
Bend, OR 97701
City State Zip

Phone: 541-382-4077 x.21
Home Work Other

Fax: 541-382-4078 E-Mail address: zach@deschutesriver.org

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

Name: _____
First Last

Address: _____

City State Zip

Phone: _____
Home Work Other

Fax: _____ E-Mail address: _____

- If an agent is listed above, please check one of the following:
 - Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
 - Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

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4. 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.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.			C-83571
2.			
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:

- Place of Use Point of Diversion (POD) Additional Point of Diversion
- Character of Use Point of Appropriation (POA, or well) Additional POA
- Instream Transfer Surface Water POD to Ground Water POA
- Substitution of Supplemental Groundwater right for Primary Surface water right
- Historic POD change Other

- Reason(s) for change(s): Permanent instream transfer. 4.9 acres are for Restoration (instream reach to the mouth). The remainder is for mitigation.

5. WATER DELIVERY SYSTEM

- Describe the **current** water delivery system **or** the system that **was in place** at some time **within the last 5 years**. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.

See "Supplemental Form B - Beneficial Use Attachment"

- System capacity: _____ cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
 - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
 - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
 - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
 - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district? Yes No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer? Yes No
- Is water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity? Yes No

If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:

Bureau of Reclamation
1150 N. Curtis Rd. Ste. 100
Boise, ID 83706

8. LOCAL GOVERNMENTS

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

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9. LAND OWNERSHIP

- Does the applicant own the lands FROM which the right is being transferred? Yes No

If "No", provide the following information. For Temporary Transfers, also include a notarized statement granting consent to the transfer from each of the landowners (for Permanent Transfers see Section 12(c)):

Names of Current Landowner(s): See Quitclaim Packets
First Last

Address: _____

City State Zip

- Does the applicant own the lands TO which the right is being transferred?
 Yes No N/A - NOT APPLICABLE TO INSTREAM TRANSFERS

If "No", provide the following information:

Names of Receiving Landowner(s): _____
First Last

Address: _____

City State Zip

- Check one of the following:
 The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
 The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.
 N/A. (Not applicable. Application is for an Instream Water Right Transfer.)

10. Other Remarks (optional)

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11. ATTACHMENTS

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

<p>Supplemental Form A – Description of Proposed Change(s) to a Water Right</p> <p><input checked="" type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.</p> <p>Supplemental Form B – Evidence of Use Affidavit(s)</p> <p><input checked="" type="checkbox"/> At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), <u>and</u></p> <p><input checked="" type="checkbox"/> The Evidence of Use Affidavit must be accompanied by supporting documentation.</p>	<p>Land Use Information For Proposed Changes:</p> <p><i>For Instream Transfers:</i></p> <p><input checked="" type="checkbox"/> Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (<i>For instream transfers a Land Use Information Form is not required.</i>)</p> <p><i>For All Other Transfers:</i></p> <p><input type="checkbox"/> Land Use Information Form is enclosed; <i>or</i></p> <p><input type="checkbox"/> <u>All</u> of the following criteria are met, therefore a Land Use Information Form is not required:</p> <ul style="list-style-type: none"> ❶ In EFU zone or irrigation district, ❷ Change in place of use only, ❸ No structural changes needed, including diversion works, delivery facilities, other structures, <i>and</i> ❹ Irrigation only.
<p>Map</p> <p><input checked="" type="checkbox"/> <i>Water Right Transfer</i> The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.</p> <p><input type="checkbox"/> <i>Temporary Transfer or Historical POD Change</i> A map meeting the requirements of OAR 690-380-3100 must be included but need <u>not</u> be prepared by a Certified Water Right Examiner.</p>	<p>Fees: $[(400 + 400) \div 2] + 200 = \underline{\underline{\\$600}}$</p> <p><input type="checkbox"/> Amount enclosed: \$ _____ See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.</p> <p><u>Instream Water Right Transfers, also include:</u></p> <p>Supplemental Form C – Instream Water Right Transfer</p> <p><input type="checkbox"/> Complete this form to describe the desired nature and attributes for the proposed instream water right.</p>
<p>Water Well Report(s)/Well Log(s):</p> <p><input type="checkbox"/> The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.</p> <p><input type="checkbox"/> Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.</p> <p><input type="checkbox"/> N/A. The application does <u>not</u> involve a change in point of appropriation or a change from surface water to ground water, so water well reports are <u>not</u> required.)</p>	<p><u>Temporary Transfers, also include:</u></p> <p>Recorded Deed:</p> <p><input type="checkbox"/> The applicant must submit a copy of the current deed of record for the land from which the authorized place of use or point of diversion/appropriation is being moved.</p> <p>Affidavit of Consent:</p> <p><input type="checkbox"/> If the applicant is NOT the owner of record for the land from which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.</p>

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Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

12. SIGNATURES

▪ Check **one** of the following, as appropriate, and sign the application in the signature box below:

In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to **all** lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*

(c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** (*attached*) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.


I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. (*NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.*)

I (we) affirm that this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

▪ I (we) affirm that the information contained in this application is true and accurate.

 applicant signature	Zachary Tillman DRC Program Manager name and title if applicable (print)	2-11-09 date
_____ applicant signature	_____ name and title if applicable (print)	_____ date

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Water Right Transfer 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.

▪ Certificate Number or other identifying number: C-83571

1. TYPE OF CHANGE(S) PROPOSED

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<input checked="" type="checkbox"/> Change (The old point of diversion or appropriation will not be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Additional (Both the old and new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.) <input type="checkbox"/> Historic Point of Diversion or Appropriation Change (Unauthorized point of diversion or appropriation used for more than 10 years.) <input type="checkbox"/> Surface Water to Ground Water (A new point of appropriation will be used instead of the old point of diversion. The old point of diversion will not be used.) <input type="checkbox"/> Point of Diversion Change due to Government Action (The old point of diversion or appropriation can no longer be used due to government action.) <input type="checkbox"/> Exchange (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)	<input type="checkbox"/> All of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.) <input checked="" type="checkbox"/> Only a portion of the right will be exercised at a different location than currently authorized (Use of water at the current location will be discontinued.)	Proposed new use: <input type="checkbox"/> Irrigation <input type="checkbox"/> Municipal <input type="checkbox"/> Quasi-municipal <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Instream (complete and attach <i>Supplemental Form C</i>) <input type="checkbox"/> Domestic (indicate number of households) _____ <input type="checkbox"/> Other _____ <input type="checkbox"/> Substitution (A supplemental ground water right will be substituted for a primary surface water right.) <input type="checkbox"/> Supplemental Use to Primary Use (Primary water right shall be cancelled and the supplemental water right will change to primary use.)

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Supplemental Form A

- 1 -

Description of Proposed Change(s) to a Water Right

2. CURRENT WATER RIGHT INFORMATION

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

<input checked="" type="checkbox"/> Certified Right	<u>C-83571</u>	
	Certificate Number	Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right		
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved		
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed		
	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Central Oregon Irrigation District
- County: Deschutes
- Authorized Use(s) to be Affected by Transfer: Irrigation

▪ Priority Date(s): 10/31/1900 & 12/2/1907

If there are multiple Priority Dates identified on the water right, any information provided on pages 3 through 6 of this form must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- Source(s) of Water to be Affected by Transfer: Deschutes River

Tributary to: Columbia River

If there are multiple Sources listed on the water right, any information provided on pages 3 through 6 of this form must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For applications proposing a Change in Place of Use or Character of Use:

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

Yes No N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? See Exhibit D

Pursuant to ORS 540.510, 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, except as provided in OAR 690-380-2240(5).

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▪ Certificate Number or other identifying number: C-83571

3. PROPOSED CHANGES TO THE WATER RIGHT

Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation:

(i.e., the "TO" point(s) of diversion or appropriation)

N/A - Instream Water Right Transfer

(NOTE: Complete this table **only** if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	1/4 1/4 Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? Yes No N/A - No proposed well(s) listed above.

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s)

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

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Water Right Transfer Supplemental Form C

INSTREAM WATER RIGHT TRANSFER

- Permanent Instream Transfer** or **Time-Limited Instream Transfer**
 Please contact the Department with any questions on filling out this form. Attach additional pages, if necessary.

1. Identify the public use for which the instream right is requested (check one).

- Conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values. Recreation
 Navigation Pollution Abatement

2. Instream use proposed to be created by the instream transfer:

Originating Water Right Number (as identified in the transfer application)	Priority Date	Source	Proposed Instream Period	Rate (cfs)*	Volume (ac-ft)**
C- 83571	10/31/1900	Deschutes R.	4/1 → 10/26	2.374	762.36
" "	" "	Lower Reach	" "	0.022 0.083	8.90
Total Volume:					771.26

* To calculate rate (if other than the rate allowed by the right), divide the volume by the number of days in the period and then divide by 1.983471; or

** To calculate volume, multiply the rate by the number of days in the period and then multiply by 1.983471.

The quantity allocated during any period may not exceed the quantity that may be used under the existing right during that period. The total volume of water for the year may not exceed the total volume of water that may be used during the year under the existing right.

Additional information: CWRD to calc. middle reach. Lower reach = (4.95ac * 1.8 AF/ac)

3. Identify the location of the proposed instream water right.

Water is requested to be protected at a point.
 Location (i.e. the point of diversion (POD), or if the water right has more than one POD or if a POD is not described on the water right, please provide the legal description): _____

Water is requested to be protected within a reach.
 Location of proposed reach (if an instream water right reach is requested, identify the upstream and downstream extent of the reach): See Exhibits B & C

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4. Recommendations for conditions on the instream use to avoid taking away or interfering with existing water rights.

- None
 Other (such conditions may include, but are not limited to, reductions in the instream flow levels in cfs per month or total ac-ft, the effective reach(es) or lake levels of the instream flow, measuring locations and the strategy for monitoring the instream flow or lake levels): _____

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5. Are there any existing instream water rights at the same point or within the same requested reach(es) or lake, or on a portion thereof:

No Yes (identify other instream water rights): _____

OWRD maintains a current list of instream water rights

New instream water rights generally (but not always) are additive to instream water rights established under ORS 537.348 (instream transfer application process) and ORS 537.470 (allocation of conserved water) and replace a portion of instream water rights established under ORS 537.341 (state agency application process) or ORS 537.346 (conversion of minimum perennial streamflows) with an earlier priority date.

Is it your intent to have the proposed instream water right transfer be additive to any instream water right established under ORS 537.348 and ORS 537.470 and replace a portion of any instream water right established under ORS 537.341 and ORS 537.346 with an earlier priority date?

Yes No. If no, please explain your intent below.

If the proposed conversion would add to the amounts of an existing instream water right(s) established under ORS 537.341 or 537.346, provide documentation demonstrating why additional instream flows are necessary. Supporting documentation should include information from the Dept. of Fish and Wildlife (ODFW) (fish life), Dept. of Environmental Quality (DEQ) (pollution abatement), and/or Parks and Recreation Dept. (recreation).

6. Is the requested instream flow intended to exceed the estimated average natural flow or level occurring from the drainage system?

No; or
 Yes (Provide supporting documentation that demonstrates why additional flows are significant for the public use requested.); or

Yes, and it is presumed that flows that exceed the estimated average natural flow or natural lake levels are significant because:

The requested flow does not exceed the maximum amount of any instream water right application applied for under ORS 537.341 (state agency instream water right application process) for the same reach or portion thereof, and the requested public use is for the same public use as the aforementioned instream water right application;

and

For the specified time period that flows are requested to exceed the estimated average natural flow or lake level, the stream is in an ODFW flow restoration priority watershed (A copy of the priority watershed map indicating the specific watershed involved should be included with the application. Priority watershed maps may be found on the OWRD web page); or

The stream is listed as water quality limited and DEQ has provided scientific information that demonstrates that increased flows would improve water quality. (The scientific information provided by DEQ should be included with the transfer application.)

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7. For a time-limited instream transfer, please answer the following:

The time-limited instream transfer is for a specific number of years:
Begin Year _____ to End Year _____

The time-limited instream transfer is to terminate based upon other conditions:
Conditions: _____

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Water Resources Department

**Central Oregon Irrigation District
Calculator for Certificate 83571**

Revised: 12/06/2007

This calculator is primarily designed to facilitate the calculation of how much water may be protected instream though instream leases and transfers. However, the calculator can also be used to determine the rate and duty associated with other transfers and cancellations. For questions regarding its use, please contact Laura Snedaker at 503-986-0884.

Enter Total Number of Acres Involved from POD #1 (CO Canal)

Enter Total Number of Acres Involved from POD #11 (North Canal, also known as PB Canal)

Rate and duty for the acres by which the water right will be reduced by at the Point of Diversion (POD).

POD #1	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.000		
Season 2 Rate (CFS)	0.000		
Season 3 Rate (CFS)	0.000	0.000	0.000
Duty (AF)			0.00

POD #11	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	1.744		
Season 2 Rate (CFS)	2.325		
Season 3 Rate (CFS)	3.074	1.232	4.306
Duty (AF)			1,382.67

The transmission loss associated with this right is not transferable or protectable instream. The following tables show the amount of water that is protectable for Instream Leases and Instream Transfers, under the October 31, 1900 priority date. (Please contact the Department if you prefer to protect water instream under the combined October 31, 1900 and December 2, 1907 priority dates.) To prevent enlargement and injury, the instream use has been modified from the authorized season of April 1 through October 31, to April 1 through October 26.

From POD #11 to Lake Billy Chinook	
Season 1 Rate (CFS)	0.962
Season 2 Rate (CFS)	1.282
Season 3 Rate (CFS)	2.374
Maximum Volume (AF)	762.36

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Exhibit A
Place of Use info & Purpose (Mitigation or Restoration)

Name	Location(s)				T/L	Acres	Purpose	
	T	S	R	QQ			Restoration	Mitigation
Cental Oregon Canal (COC) POD #1								
Pilot Butte Canal (PBC) POD#11								
Jose Mendoza	14	13	16	NESE	300	0.2	0.2	
Jose Mendoza	14	13	16	NESE	300	0.1	0.1	
Jackson Brown LLC	14	13	16	SESE	300	1	1.0	
Jackson Brown LLC	14	13	16	SESE	302	0.92		0.92
Jackson Brown LLC	14	13	16	SWSE	100	2	2.0	
Jackson Brown LLC	14	13	16	SWSE	105	1.2		1.2
Jackson Brown LLC	14	13	16	SWSE	106	0.66		0.66
Jackson Brown LLC	14	13	16	SWSE	107	0.4		0.4
Rob Jackson/Tim Brown	14	13	16	SWSE	200	0.22		0.22
Denver S. Duncan	14	13	16	SWSW	2304	0.2		0.2
C. Richard Barnett	14	13	21	NESW	1703	0.6		0.6
Danny Kluser	14	13	33	SWNW	3100	0.2		0.2
James Brock	15	12	24	SESW	900	1.5		1.5
James Brock	15	12	24	SWSE	900	0.4		0.4
Harry Family Revocable	15	12	25	NENE	100	0.3		0.3
Hutchinson/Flaherty	15	12	25	SWNE	605	0.75		0.75
Gary Johnson	15	12	35	SESE	100	0.45		0.45
Fieldstone Construction	15	13	3	NWSW	1400	2		2
Watson Family LP	15	13	4	NESE	1000	0.5		0.5
Redmond Canal Lot 200LLC	15	13	4	NESE	200	4.5		4.5
Redmond Canal Lot 200LLC	15	13	4	NESE	400	0.7		0.7
Redmond Canal Lot 200LLC	15	13	4	NESE	500	1.3		1.3
Watson Family LP	15	13	4	SENE	400	8.5		8.5
Michael Ivancovich	15	13	4	SESE	800	0.65	0.65	
Michael Ivancovich	15	13	4	SESE	900	0.6		0.6
HAVNIP Investments	15	13	4	SWSE	200	1	1.00	
Tri-Co Investors	15	13	4	SWSW	704	6.31		6.31
Whispering Winds Ent	15	13	8	NESW	701	0.6		0.6
Redmond Free Methodist	15	13	8	NWSW	501	5.6		5.6
Doug & Christine Gray	15	13	8	SESW	1200	0.25		0.25
Monticello Homes	15	13	8	SESW	700	0.4		0.4
Monticello Homes	15	13	8	SESW	800	0.53		0.53
Bryant Burgess	15	13	8	SESW	900	0.35		0.35
SunTrust Land Co LLC	15	13	8	SWNE	800	26.1		26.1
SunTrust Land Co LLC	15	13	8	SWNE	801	2		2
SunTrust Land Co LLC	15	13	8	SWNE	803	9.9		9.9
Phillips, Frank	15	13	9	NWNW	300	0.57		0.57
Kingswood Crossing	15	13	9	SWNW	501	0.8		0.8
Boulder Brook OA	15	13	9	SWSW	1429	0.5		0.5
Lauren Stutz	15	13	17	NENW	101	2.5		2.5
DeHMc, LLC	15	13	17	NENW	1100	0.65		0.65
Eldon Stutz	15	13	17	SENE	3300	5.2		5.2
McClellan Dev Inc	15	13	17	SESE	2918	5.85		5.85
Eldon Stutz	15	13	17	SWNW	3400	4.74		4.74
Burgess Meadows LLC	15	13	19	NESW	1001	1.6		1.6
John Pewther	15	13	19	NESW	1003	2		2
Burgess Meadows LLC	15	13	19	NESW	1004	1		1
Burgess Meadows LLC	15	13	19	NESW	1006	1		1
Kimberly Mt Development	15	13	19	SWNE	600	1.75		1.75
Stearns, Marcy	15	13	20	NESW	6400	0.7		0.7
Nanaline McLaren	15	13	29	NENE	3400	0.37		0.37
Darrell & Glona Brill	15	13	29	NENW	1100	0.55		0.55
Badger Investments	15	13	30	NESE	1405	2.2		2.2
Canyon Park Inc	15	13	30	NWNW	906	1.5		1.5
Badger Investments	15	13	30	NWSE	1405	0.3		0.3
Badger Investments	15	13	30	NWSE	700	5		5
Badger Investments	15	13	30	NWSE	702	2.5		2.5
Badger Investments	15	13	30	NWSE	704	1.5		1.5
Gregory Madesh	15	13	30	NWNW	907	1.7		1.7
Robert Owen	16	12	10	SESW	901	1		1
Jack Holt	16	12	26	NWSE	300	2.4		2.4
Jack Holt	16	12	26	SWNE	300	0.1		0.1
View Lane LLC	17	12	14	SENE	800, 801	9		9

139.9 4.95 134.92

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Exhibit B - Reach #1

From: North Canal Dam (POD#11) to Lake Billy Chinook (RM 120)

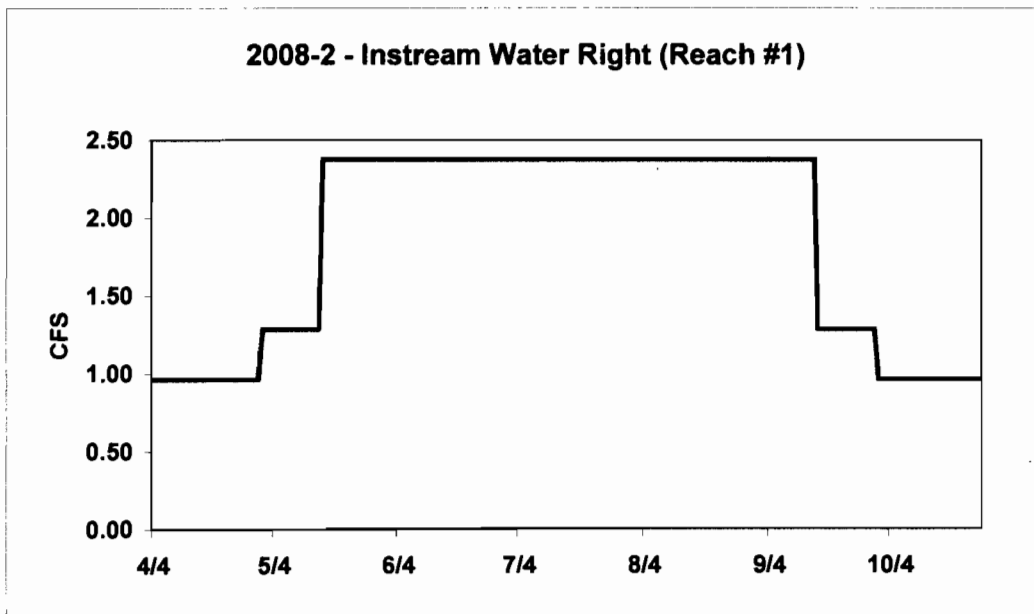
Instream Water Right

DWA Bank Allocation: 2008-2

Instream Rates	1900
Season 1	0.962 CFS
Season 2	1.282 CFS
Season 3	2.374 CFS

Instream Duty 762.36 Acre-Feet

Seasons are as follows:	
Season 1	4-1 through 5-1 & 10-1 through 10-26
Season 2	5-1 through 5-15 & 9-15 through 10-1
Season 3	5-15 through 9-15



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Exhibit C - Reach #2

From: Lake Billy Chinook (RM 120) to the Mouth (RM 0)

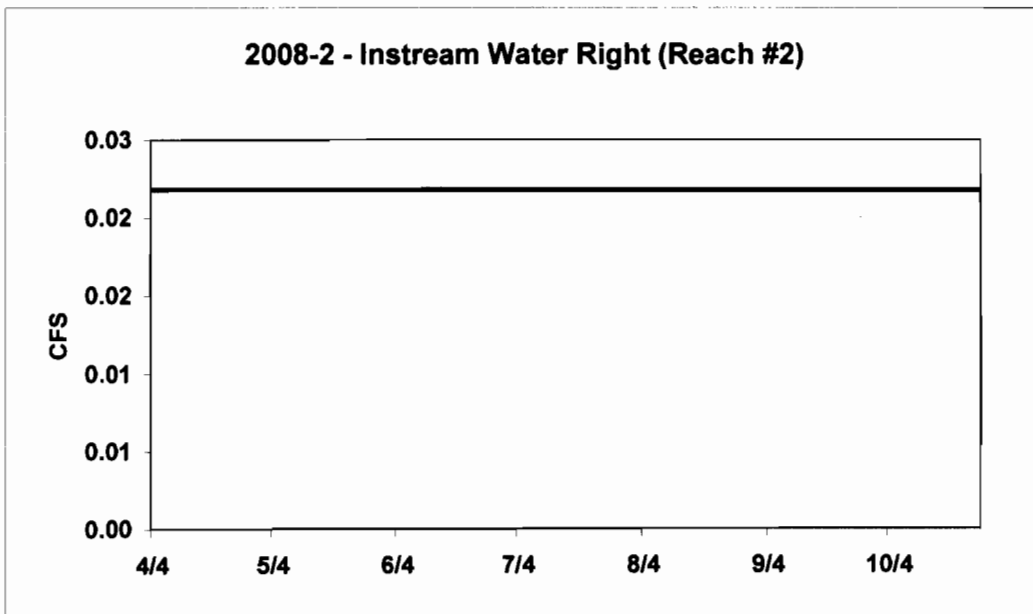
Instream Water Right

DWA Bank Allocation: 2008-2

Instream Rates	1900
Season 1	0.022 CFS
Season 2	0.022 CFS
Season 3	0.022 CFS

Instream Duty 8.90 Acre-Feet

Seasons are as follows:	
Season 1	4-1 through 5-1 & 10-1 through 10-26
Season 2	5-1 through 5-15 & 9-15 through 10-1
Season 3	5-15 through 9-15



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Exhibit D

**Cancellation of supplemental water right (IS)
2008-2**

Modification of this supplemental water right reduces by 139.87 acres the number of acres to which stored water may be applied for supplemental irrigation under the right evidenced by Certificate 83571; however, the maximum quantity of stored water that can be diverted for use under the right remains unchanged.

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