



Deschutes County Board of Commissioners
1300 NW Wall Street, Suite 200, Bend OR 97701-1960
541.388.6570 – Fax 541.385.3202 – www.deschutes.org

AGENDA REQUEST AND STAFF REPORT

For Board Business Meeting of: February 25, 2015

DATE: February 2, 2015

FROM: Chris Doty, PE Road Department Phone: 541.322.7105

TITLE OF AGENDA ITEM:

Consideration of Board approval of a 0.03 acre waters right transfer to the Central Oregon Irrigation District.

PUBLIC HEARING ON THIS DATE? No

BACKGROUND AND POLICY IMPLICATIONS:

Central Oregon Irrigation District (COID) has discovered that a small section of NE Negus Way right-of-way contains water rights that were not properly transferred during the right-of-way dedication process. Deschutes County is unable to utilize the water right for beneficial use in its current location. COID has prepared a transfer document to enable transfer to COID to allow for continuance of use of the water right in accordance with State and Federal Law.

FISCAL IMPLICATIONS:

There is no fiscal impact associated with this action. The value of the water right is nominal.

RECOMMENDATION AND ACTION REQUESTED:

Approval, with suggested motion: “I move to authorize Chair signature of the consent for transfer document for water rights contained in NE Negus Way.”

ATTENDANCE: Chris Doty

DISTRIBUTION OF DOCUMENTS: Signed and notarized document to be sent to:

Leslie Clark
Water Right Manager
Central Oregon Irrigation District
1055 SW Lake Court
Redmond, OR 97756
541 504-7576

CONSENT FOR TRANSFER

I _____, as _____ for Deschutes County, do hereby give consent to Central Oregon Irrigation District to remove 0.03 acres, more or less, of water rights issued on Certificates in the name of Central Oregon Irrigation District and appurtenant to the lands described in attached Exhibit A (from Declaration of Dedication, Deschutes County Clerk recording #507-2185 dated August 7, 1998).

Upon completion of this transfer, there will be no Central Oregon Irrigation District water right remaining on this parcel.

_____ Dated _____

STATE OF OREGON)
) ss.
County of Deschutes)

This instrument was acknowledged before me on _____ by _____ as _____ for Deschutes County.

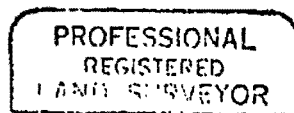
Notary Public

EXHIBIT "A"

**Negus Road Railroad Crossing
Description of Additional Right-of-Way from Carpenter (Tax Lot 15-13-03CC 100)**

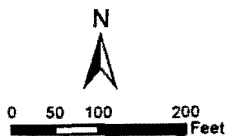
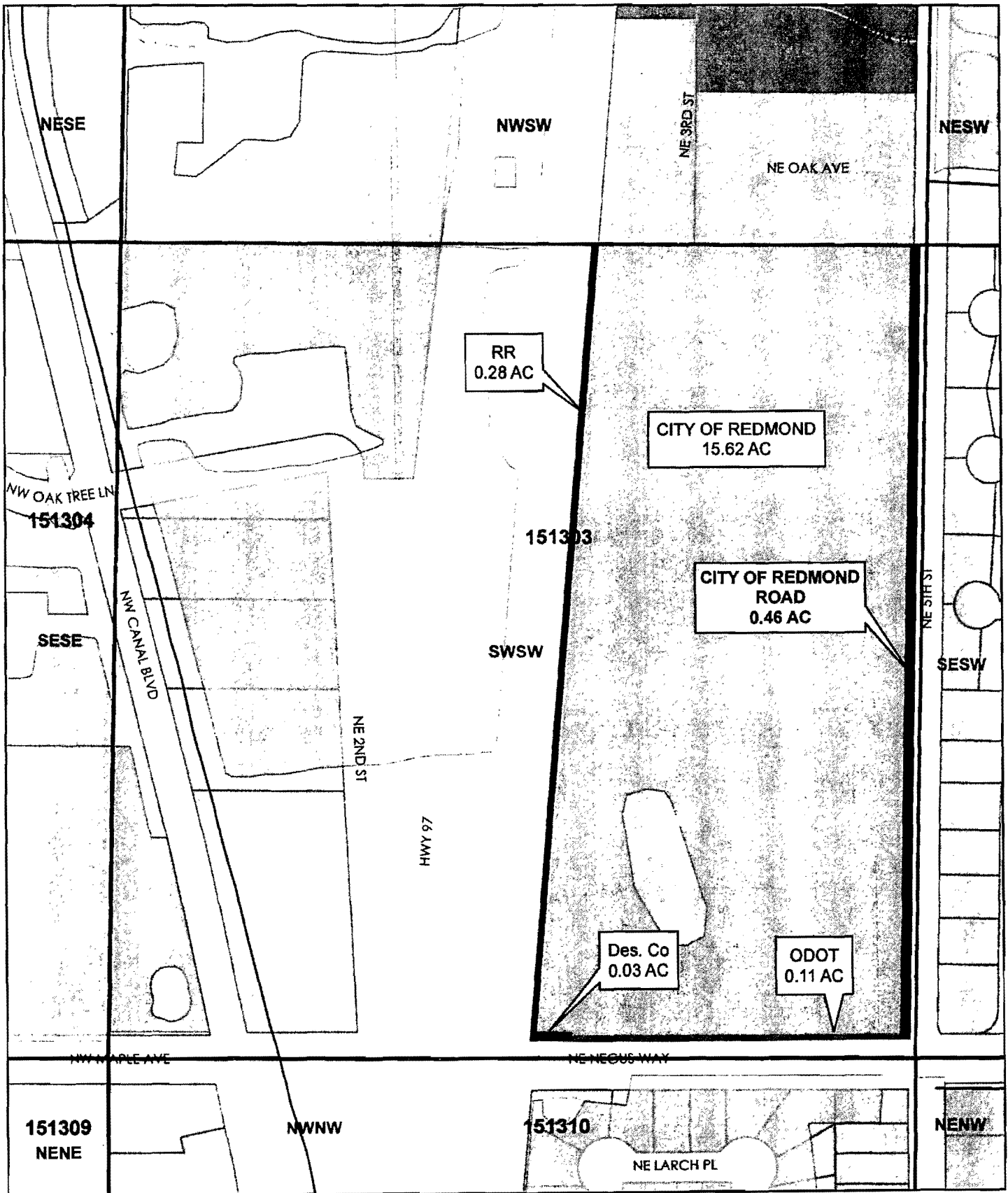
A parcel of land located in the SW1/4 SW1/4 of Section 3, Township 15 South, Range 13 East, W.M., Deschutes County, Oregon, said parcel being a portion of that property described in the Bargain and Sale Deed recorded August 18, 1994 in Volume 349 Page 204 of Deschutes County Official Records, being more particularly described as follows:

Commencing at the southwest corner of said Section 3, a 3 1/4" Deschutes County Surveyor's Office aluminum cap; thence along the south line of said section N89°47'48"E 699.52 feet to the easterly 50 foot right-of-way line of the Oregon Trunk Railway, being the southwest corner of said property; thence leaving said Section line and along said easterly 50 foot line N04°20'34"E 25.08 feet to a line 25.00 feet north of and parallel with said Section line, the **Point of Beginning**; thence leaving said easterly 50 foot line and along said parallel line N89°47'48"E 60.01 feet; thence leaving said parallel line N00°12'12"W 20.00 feet; thence S89°47'48"W 58.42 feet to said easterly 50 foot right-of-way line of the Oregon Trunk Railway; thence along said easterly 50 foot line S04°20'34"W 20.06 feet to the **Point of Beginning**. Containing 1,184 sq.ft. (0.03 acres) more or less.



Michael J. Berry
 OREGON
 MICHAEL J. BERRY
 JULY 26, 1989
 2390

Renewal Date: 12/31/99



WATER RIGHTS MAP

151303
SWSW
TL: 100

	Des. Co.
	ODOT
	City of Redmond
	RR

Date: 12/30/2014