



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrds.state.or.us/OWRD/PUBS/forms.shtml.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.09
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):
Name Thomas H Anderson
Mailing address PO Box 1498
City, State, Zip Code McMinnville, OR 97128
Telephone number 971.241.8862
Email address tha@viclink.com

If additional water right holders, enter water right holder information below

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WATER RESOURCES DEPT
SALEM, OREGON

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T	R	Sect	¼ ¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	16S	11E	27	swnw	00206	6.50	Irr	74146	7	9/1/1900
2.										
3.										
4.										
5.										

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Total number of acres, if for irrigation, by certificate and priority date: 6.50 priority date: 6.50

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Thomas H. Anderson Date: February 10, 2011
Thomas H. Anderson

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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SALEM, OREGON

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Thomas H. Anderson understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

Signature: Thomas H. Anderson Date: 2-10-11

This form must be signed and returned with state lease form.

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SALEM, OREGON

Tumalo Irrigation District

Anderson, T L11.09
16-11-27-SW/NW-00206

Cities



District Boundary



Highways



Major Roads



Road Labels



Township Range



Sections



Section Labels



Quarters



Quarter Labels



Quarter Quarters



Quarter Quarter Labels



Lot Labels



Taxlot Labels



Taxlots



Canal All



Canal Closed



Canal Open



Reservoir



Unmapped Rights Labels



Unmapped Rights



Mapped Rights Labels



Primary 74146 7



Primary 76106



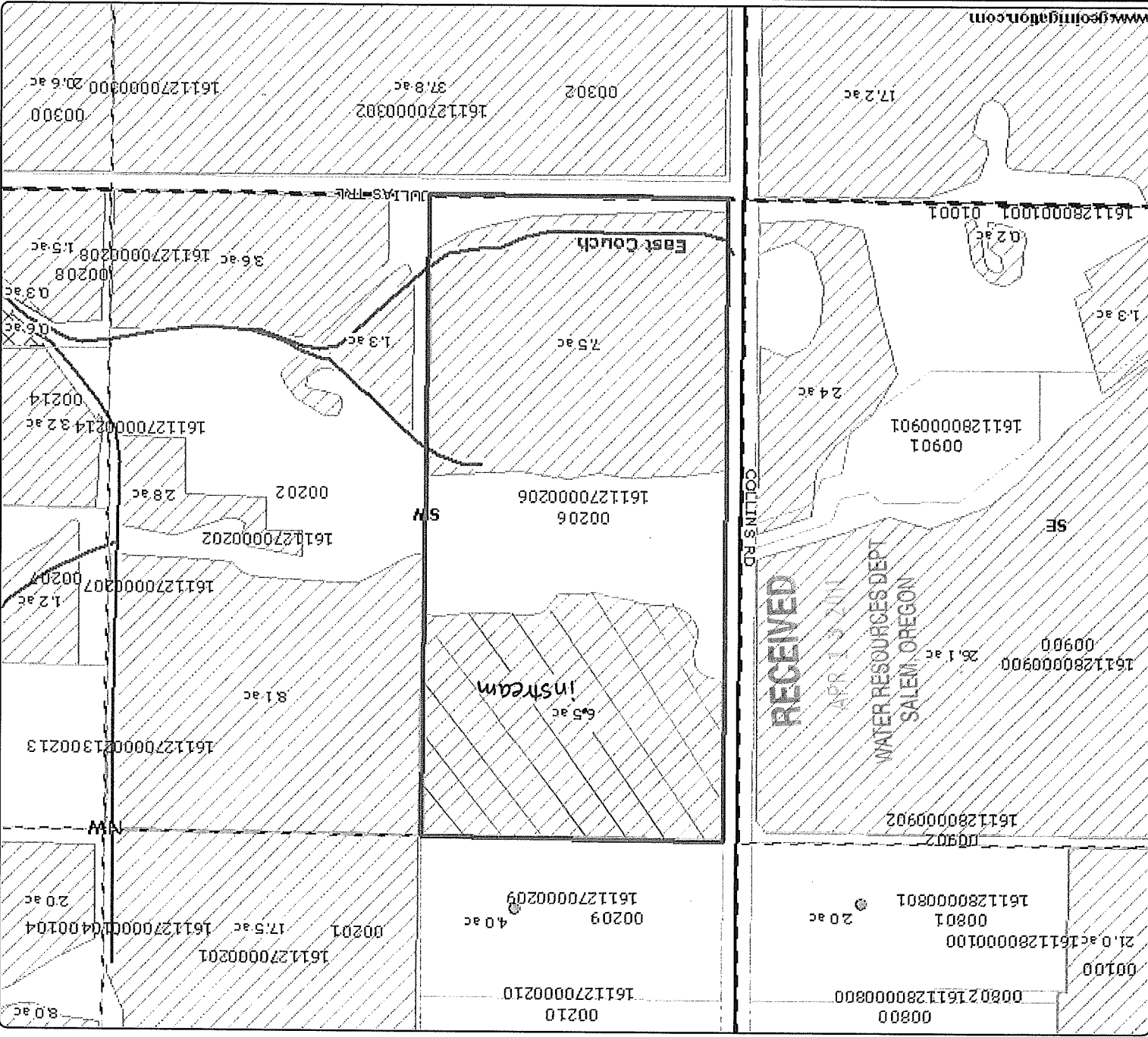
NHD Stream/River Area



Scale 1" = 300'

Created: 1/20/2011

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.



www.geonavigation.com

NW ¹ / ₄ NE ¹ / ₄	103	IR	0.1	Hayes, Edmond Jr.
NW ¹ / ₄ NE ¹ / ₄	109	IR	0.4	Oatman, Christopher & Karen
SW ¹ / ₄ NE ¹ / ₄	201	IR	6.5	Menefee/Mennesson/Malarkey
SW ¹ / ₄ NW ¹ / ₄	111	IR	12.0	Maloney, Michael & Linda
SW ¹ / ₄ NW ¹ / ₄	117	IR	13.0	Lemon, Leo & Carol
SE ¹ / ₄ NW ¹ / ₄	204	IR	25.0	Chandler, Yvette M.
NE ¹ / ₄ SW ¹ / ₄	300	IR	31.0	Masters, Richard & Judy
NW ¹ / ₄ SW ¹ / ₄	104	IR	34.67	Koehler, Alice
SW ¹ / ₄ SW ¹ / ₄	400	IR	3.0	OTS Wire & Insulation, Inc.
SE ¹ / ₄ SW ¹ / ₄	800	IR	7.0	Blank/Hitchcock
SE ¹ / ₄ SW ¹ / ₄	801	IR	4.18	Flannery/Nauer

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NE ¹ / ₄ NE ¹ / ₄	604	IR	1.5	Allen, Charlie & Wendy
NW ¹ / ₄ NE ¹ / ₄	100	IR	2.0	Barber, Murl
NW ¹ / ₄ NE ¹ / ₄	101	IR	3.5	Varco, Robert & Coleen
NW ¹ / ₄ NE ¹ / ₄	107	IR	3.0	Barber, Murl
NW ¹ / ₄ NE ¹ / ₄	108	IR	5.0	Wark, Russell & Sandra
NW ¹ / ₄ NE ¹ / ₄	109	IR	5.0	Hering, Eugene & Suellen
NW ¹ / ₄ NE ¹ / ₄	110	IR	3.5	Moser, Joyce
SW ¹ / ₄ NE ¹ / ₄	200	IR	12.0	Moore, Scott & Margaret
SW ¹ / ₄ NE ¹ / ₄	212	IR	11.0	Souther, David & Connie
SE ¹ / ₄ NE ¹ / ₄	604	IR	18.5	Allen, Charlie & Wendy
NE ¹ / ₄ NW ¹ / ₄	102	IR	9.35	Johnson, Thomas & Lois
NE ¹ / ₄ NW ¹ / ₄	103	IR	6.0	Kochera, Jack & Marilyn
NE ¹ / ₄ NW ¹ / ₄	104	IR	8.0	Kail/Rankin
NE ¹ / ₄ NW ¹ / ₄	105	IR	3.0	Wallace, Peter & Jeanette
NW ¹ / ₄ NW ¹ / ₄	201	IR	3.0	Davis, Ron & Elizabeth
NW ¹ / ₄ NW ¹ / ₄	210	IR	4.0	Costello/Olin
NW ¹ / ₄ NW ¹ / ₄	211	IR	5.5	Lowas, John & Nancy
SW ¹ / ₄ NW ¹ / ₄	202	IR	15.8	Parker, Deryl & Adeline
SW ¹ / ₄ NW ¹ / ₄	206	IR	14.7	O'Neal, Steven & Julianne
SE ¹ / ₄ NW ¹ / ₄	207	IR	2.0	Hanus, Jana
SE ¹ / ₄ NW ¹ / ₄	208	IR	1.7	Wilhelm, Diane
SE ¹ / ₄ NW ¹ / ₄	213	IR	0.1	McIntosh, Dotta J.
SE ¹ / ₄ NW ¹ / ₄	214	IR	0.6	Wilhelm, Diane
NE ¹ / ₄ SW ¹ / ₄	301	IR	0.7	Wilhelm, Diane
NW ¹ / ₄ SW ¹ / ₄	302	IR	17.0	Wilhelm, Diane
SE ¹ / ₄ SW ¹ / ₄	401	IR	5.92	Cardoza, Manuel & Linda
NE ¹ / ₄ SE ¹ / ₄	602	IR	0.8	Koehler, Alice
NE ¹ / ₄ SE ¹ / ₄	605	IR	7.8	Rola, Jeff & Susan
NE ¹ / ₄ SE ¹ / ₄	606	IR	0.33	Hampton, John & Carol
NE ¹ / ₄ SE ¹ / ₄	608	IR	1.4	Rola, Jeff & Susan
NW ¹ / ₄ SE ¹ / ₄	203	IR	8.8	Rola, Jeff & Susan
NW ¹ / ₄ SE ¹ / ₄	205	IR	12.0	Bauersfeld, James & Christine
SW ¹ / ₄ SE ¹ / ₄	500	IR	25.0	Bauersfeld, James & Christine
SE ¹ / ₄ SE ¹ / ₄	603	IR	3.0	Johnson, Eleanor B.

Section 27

NE ¹ / ₄ NE ¹ / ₄	100	IR	15.4	Hausner, Jill
NE ¹ / ₄ NE ¹ / ₄	800	IR	2.0	Hausner, Jill
NE ¹ / ₄ NE ¹ / ₄	801	IR	2.0	Barrick, James A.
SW ¹ / ₄ NE ¹ / ₄	900	IR	25.9	Hermens, Stanley & Ruth
SE ¹ / ₄ NE ¹ / ₄	900	IR	29.6	Hermens, Stanley & Ruth
NE ¹ / ₄ SE ¹ / ₄	1200	IR	6.0	Hermens, Stanley & Ruth
NW ¹ / ₄ SE ¹ / ₄	1000	IR	13.3	Hermens, Stanley & Ruth
NW ¹ / ₄ SE ¹ / ₄	1100	IR	4.3	Hermens, Stanley & Ruth

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SHEWS
14.7 ac

16 11 27

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Water Resources Department
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Application for Instream Lease

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www.wrd.state.or.us/OWRD/PUBS/forms.shtml.*

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.10
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Nathan & Penelope Levin
Mailing address PO Box 4174
City, State, Zip Code Salem, OR 97301
Telephone number 503.371.5468
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

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Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
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SALEM, OREGON

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

	T	R	Sect	¼	¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
1.	16S	11E	26	senw	00204	12.0	Irr	74146	7		9/1/1900
2.											
3.											
4.											
5.											

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Total number of acres, if for irrigation, by certificate and priority date: 12.0 APR 13 2011
 Conditions or other limitations, if any: WATER RESOURCES DEPT SALEM, OREGON

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)() (include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
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FSD

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3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1:  Date: FRU 26, 2011
Nathan Levin
 Date: 1-26-11
Penelope Levin

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

- Exhibit 5-A: Tax Lot Map. (See instructions.)
Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)
Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)
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EXHIBIT C

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Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

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Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Andrew & Stephanie Lewis

Print Name

understand the DRC weed policy and have

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been informed about farm deferral and donations.

APR 13 2011

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SALEM, OREGON

Signature: Andrew Lewis

Date: Jan 26, 2011

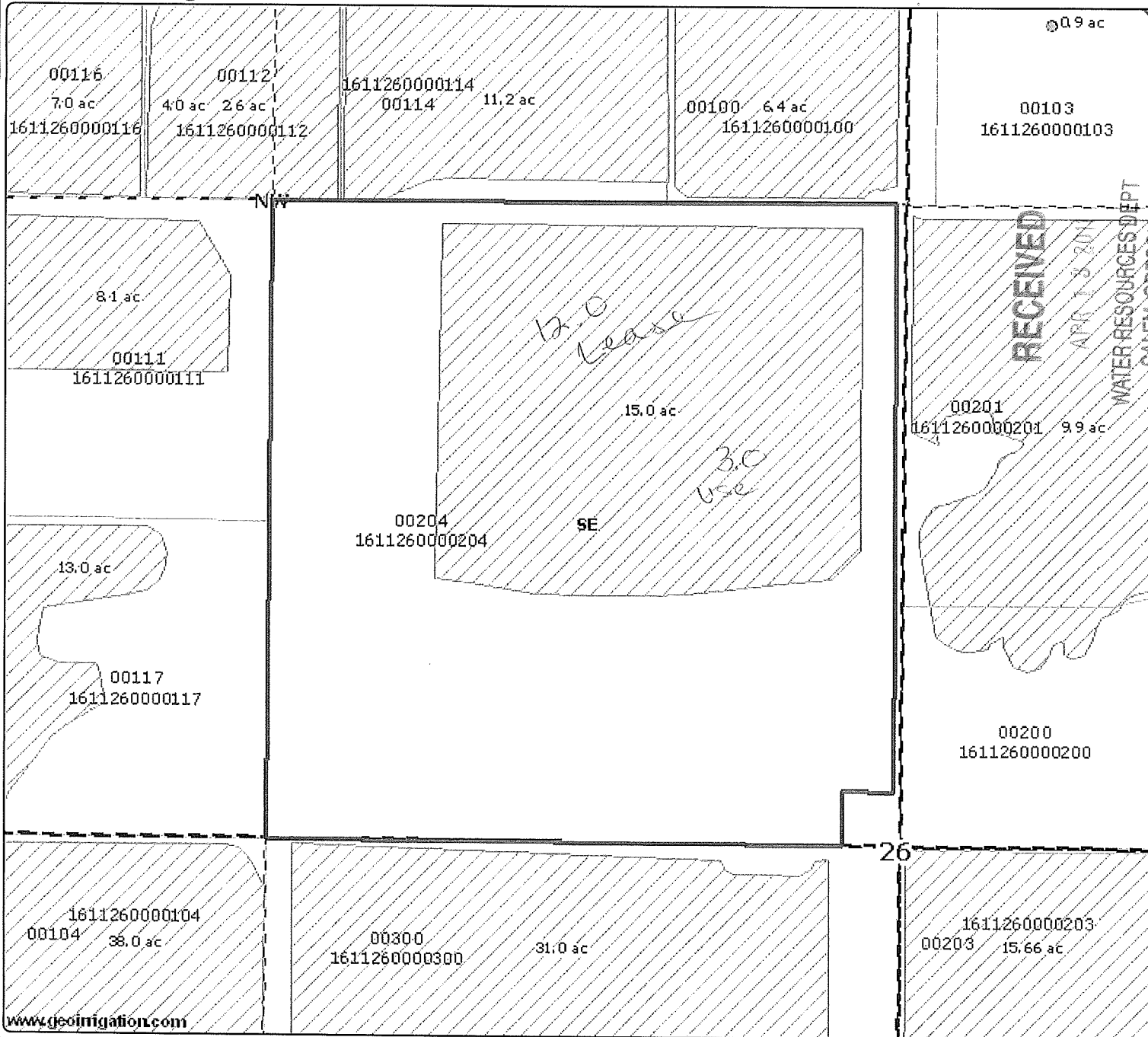
This form must be signed and returned with state lease form.

Tumalo Irrigation District

L11.10

Levin, N/P

16-11-26-SE/NW-00204



- ★ Cities
- District Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarter Labels
- Lot Labels
- Taxlot Labels
- Taxlots
- Canal All
- Canal Closed
- Canal Open
- ▣ Reservoir
- Unmapped Rights Labels
- Unmapped Rights
- Mapped Rights Labels
- ▣ Primary 74146 7
- ▣ Primary 76 106
- ⊗ NHD Stream/River Area

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SALEM, OREGON

X

N

Scale 1" = 300'
Created: 1/10/2011

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DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 103 Hayes, Edmond Jr.
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 109 Oatman, Christopher & Karen
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 201 Menefee/Memmeson/Malarkey
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 111 Maloney, Michael & Linda
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 117 Lemon, Leo & Carol
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 204 ²⁰ Chandler, Yvette M. ²⁰ Levin, N/P
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 300 Masters, Richard & Judy
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 104 Koehler, Alice
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 400 OTS Wire & Insulation, Inc.
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 800 Blank/Hitchcock
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 801 Flannery/Nauer

electronic
 Spoons
 25 ac
 15 ac
 map

Section 26

100-11-26

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 604 Allen, Charlie & Wendy
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 100 Barber, Murl
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 101 Varco, Robert & Coleen
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 107 Barber, Murl
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 108 Wark, Russell & Sandra
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 109 Hering, Eugene & Suellen
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 110 Moser, Joyce
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 200 Moore, Scott & Margaret
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 212 Souther, David & Connie
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 604 Allen, Charlie & Wendy
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 102 Johnson, Thomas & Lois
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 103 Kochera, Jack & Marilyn
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 104 Kail/Rankin
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 105 Wallace, Peter & Jeanette
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 201 Davis, Ron & Elizabeth
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 210 Costello/Olin
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 211 Lowas, John & Nancy
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 202 Parker, Deryl & Adeline
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 206 ^{13.7} ^{14.7} O'Neal, Steven & Jufamme
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 207 Hanus, Jana
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 208 Wilhelm, Diane
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 213 McIntosh, Dotta J.
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 214 Wilhelm, Diane
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 301 Wilhelm, Diane
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 302 Wilhelm, Diane
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 401 Cardoza, Manuel & Linda
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 602 Koehler, Alice
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 605 Rola, Jeff & Susan
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 606 Hampton, John & Carol
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 608 Rola, Jeff & Susan
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 203 Rola, Jeff & Susan
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 205 Buaersfeld, James & Christine
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 500 Buaersfeld, James & Christine
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 603 Johnson, Eleanor B.

Section 27

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100 Hausner, Jill
 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 800 Hausner, Jill
 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 801 Barrick, James A.
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 900 Hermens, Stanley & Ruth
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 900 Hermens, Stanley & Ruth
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1200 Hermens, Stanley & Ruth
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1000 Hermens, Stanley & Ruth
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1100 Hermens, Stanley & Ruth

Section 28

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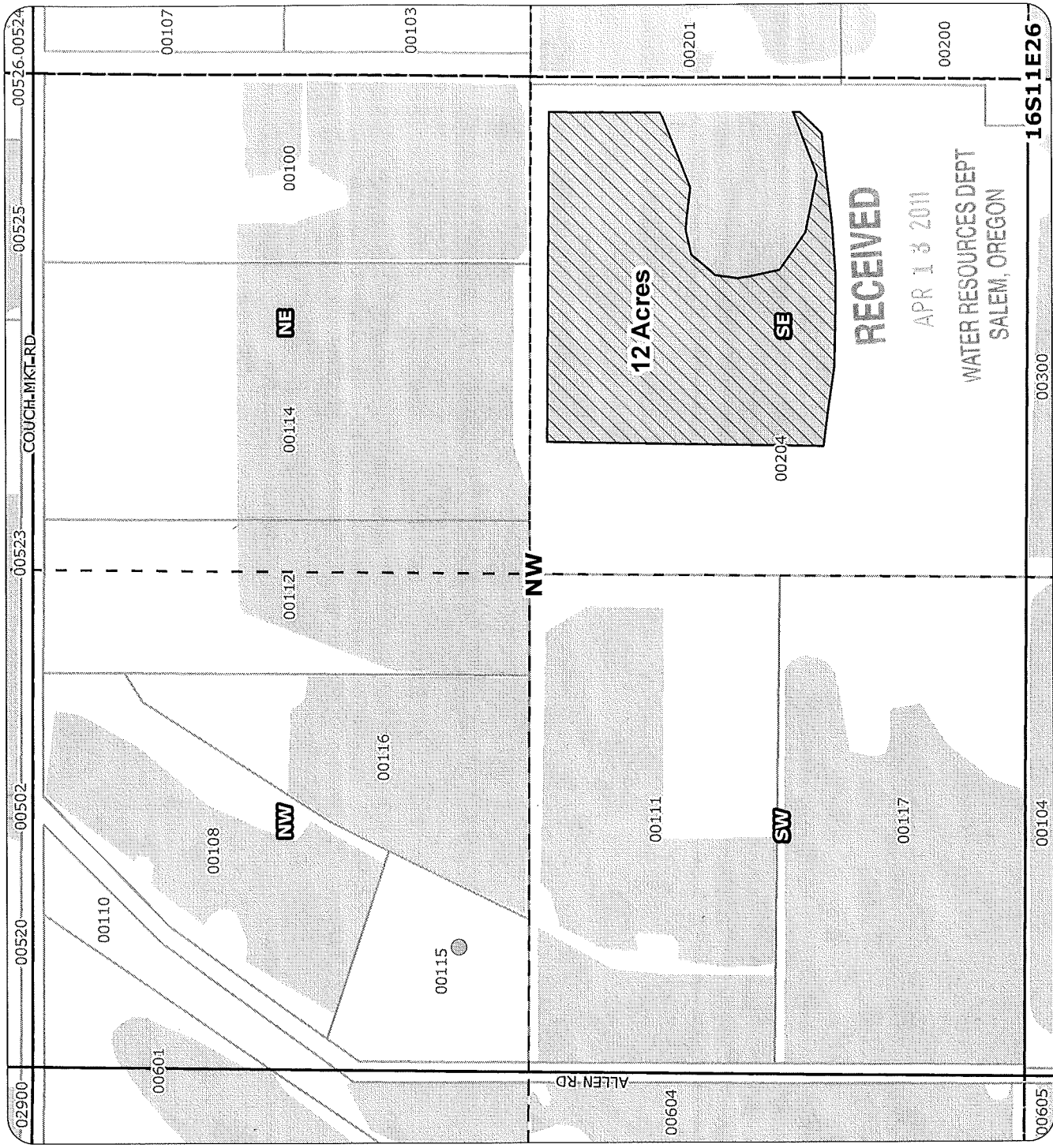
WATER RESOURCES DEPT
SALEM, OREGON

Anderson, T.






Hermens, Stanley & Ruth
Collector, Anderson, T.

SEE NEXT PAGE

2011 Tumalo Irrigation District Instream Lease Map



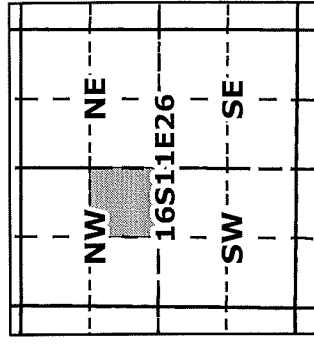
Application for 1-year Instream Lease Primary: Certificates 74146, 74147

-  Proposed Lease of Irrigation Rights
-  Unmapped Proposed Lease
-  Unmapped Water Rights
-  Cert 76106
-  Cert 74146 & 74147

for
Nathan Levin L11.10
Taxlot 204 - 12.0 Acres
3.0 Acres Remaining on Taxlot 204
in 161126SENW
Total Lease of 12.0 Acres

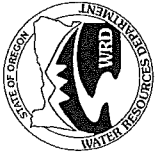


Geo-Spatial Solutions, Inc.
www.geospatialsolutions.com



Date Created: April 2011

1 inch = 400 feet



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to **ORS 537.348(2)** and **OAR 690-077**

Optional Identification by Lessor/Lessee: L11.12 (leased 6-8-15)
Lease Application Number (assigned by WRD): _____

This Lease is with: _____

Lessor #1 (Water Right Holder):

Name Crum, Laurel Ann
Mailing address PO Box 6541
City, State, Zip Code Bend, OR 97708
Telephone number (541) 410-7586
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1** Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3** For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4** Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5** **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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SALEM, OREGON

T	R	Sect	¼ ¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	16S	11E	34	swnw	00602	5.0	Irr	74146	14	8/5/1900
2.										
3.										
4.										
5.										

Total number of acres, if for irrigation, by certificate and priority date: 5.0

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

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~II~ Instream Water Right Information

APR 13 2011

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a ~~conflict~~ ^{WATER RESOURCES DEPT} between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.) EM, OREGON

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1:  Date: 2-1-11
Laurel Ann Crum

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

- Exhibit 5-A: Tax Lot Map. (See instructions.)
Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)
Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)
Exhibit 5-D: Split Season Instream Use Form

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EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Laurel Crum understand the DRC weed policy and have
Print Name

been informed about farm deferral and donations.

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Signature: Laurel Crum Date: 2-1-11

This form must be signed and returned with state lease form.

Tumalo Irrigation District

Crum, Laurel L11.12
16-11-34-SW/NW-00602

* Cities



— District Boundary



— Highway



— Major Roads



— Road Labels



□ Township Range



□ Sections



□ Section Labels



□ Quarters



□ Quarter Labels



□ Quarter Quarters



□ Quarter Quarter Labels



□ Lot Labels



□ Taxlot Labels



□ Taxlots



□ Canal All



□ Canal Closed



□ Canal Open



□ Reservoir



○ Unmapped Rights Labels



○ Unmapped Rights



□ Mapped Rights Labels



□ Primary 74146 7



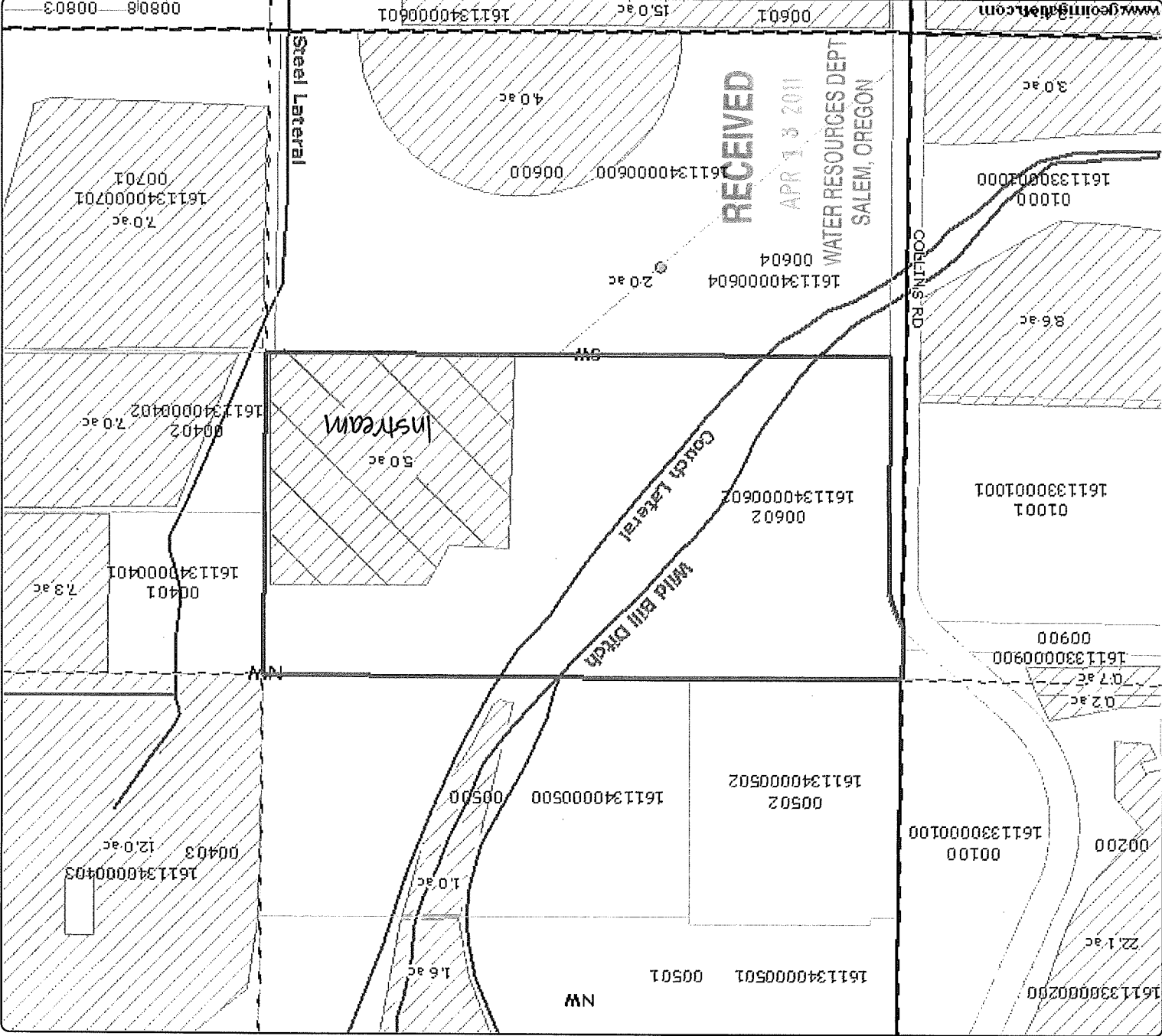
□ Primary 76106



□ NHD Stream/River Area



Scale 1" = 300'
Created: 1/31/2011



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SALEM, OREGON

SE 1/4 NE 1/4	503	IR	1.2	Tovey, Robert
NW 1/4 NW 1/4	1300	IR	2.0	Van Houewfing, Dirk
	Section 25			
SE 1/4 SW 1/4	800	IR	2.0	Blank/Hitchcock
SE 1/4 SW 1/4	801	IR	4.0	Flannery/Nauer
	Section 26			
SE 1/4 NW 1/4	213	IR	2.4	McIntosh, Dotta J.
NE 1/4 SW 1/4	300	IR	19.2	Wilhelm, Diane
NW 1/4 SW 1/4	302	IR	20.8	Wilhelm, Diane
SW 1/4 SW 1/4	400	IR	5.0	Hall, David & Joanne
SW 1/4 SW 1/4	402	IR	4.0	Davis, William M. III
SW 1/4 SW 1/4	403	IR	3.0	Henderson, Jeff & Chris
SW 1/4 SW 1/4	404	IR	5.0	Swisher, Frederick & Lisa
SW 1/4 SW 1/4	405	IR	3.0	Paterson, Mary Lou
SW 1/4 SW 1/4	406	IR	3.0	Danahy, Timothy & Vickie
SE 1/4 SW 1/4	401	IR	24.0	Cardoza, Manuel & Linda
	Section 27			

NE 1/4 SE 1/4	1001	IR	17.2	Hermens, Stanley & Ruth
NE 1/4 SE 1/4	1200	IR	9.0	Hermens, Stanley & Ruth
NW 1/4 SE 1/4	1100	IR	4.3	Hermens, Stanley & Ruth
SW 1/4 SE 1/4	1400	IR	2.0	Parker, Kenneth
SW 1/4 SE 1/4	1500	IR	3.4	Stringfield, Tom & Rick
SE 1/4 SE 1/4	1300	IR	8.9	Stringfield, Tom & Rick
SE 1/4 SE 1/4	1302	IR	20.0	Pederson, William & Martha
	Section 28			

NE 1/4 SW 1/4	600	IR	0.8	Wessinger, William & Pat
NE 1/4 SE 1/4	1100	IR	2.0	Batha, Marta
NE 1/4 SE 1/4	1200	IR	4.6	Batha, Marta
NE 1/4 SE 1/4	1300	IR	3.9	Batha, Marta
NE 1/4 SE 1/4	1403	IR	10.3	Rudolph, John & Melitta
SE 1/4 SE 1/4	1400	IR	2.0	Wagoner, Frances
SE 1/4 SE 1/4	1401	IR	2.0	Owens, Margueritte
SE 1/4 SE 1/4	1402	IR	2.0	Hays, Kenneth & Carolee
SE 1/4 SE 1/4	1403	IR	9.2	Rudolph, John & Melitta
SE 1/4 SE 1/4	1500	IR	4.0	Rudolph, John & Melitta
	Section 33			

NE 1/4 NW 1/4	400	IR	17.0	Steele, John & Louise
NE 1/4 NW 1/4	403	IR	13.0	Strong, James J.
SW 1/4 NW 1/4	600	IR	10.0	Johansen, Kirk & Judith
SW 1/4 NW 1/4	602	IR	5.0	Crum, Laurel Ann
SE 1/4 NW 1/4	401	IR	9.3	Lawyer, Donald & Paula
SE 1/4 NW 1/4	402	IR	7.0	Scott, Stephen H.
SE 1/4 NW 1/4	700	IR	7.0	Gscheidle, William & Meri
SE 1/4 NW 1/4	701	IR	7.0	Lyle, Boyd L.
NW 1/4 SW 1/4	601	IR	15.0	Johansen, Kirk & Judith
NW 1/4 SW 1/4	603	IR	15.0	Thomson, Richard & Patsy
SW 1/4 SW 1/4	1600	IR	1.9	Johnson, Jimmy Dean
SW 1/4 SW 1/4	1700	IR	1.9	Williams, Michael & Arletta
SW 1/4 SW 1/4	1800	IR	2.0	McFerran/Lynch, Don & Barbara
NW 1/4 SE 1/4	903	IR	6.0	Miller, Ken & Darlene
	Section 34			

SEE NEXT PAGE



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.13 Leased 815, 736
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Coats Rev Trust, Joyce Coats, Trustee, Eric Coats Trustee

Mailing address 63285 Skyline Ranch Rd.

City, State, Zip Code Bend, OR 97701

Telephone number 541.383.8826

Email address _____

If additional water right holders, enter water right holder information below _____

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Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 76106, S: 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T R Sect 1/4 Tax Lot Acres Type of Use Certificate # Page(s) # Priority*

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

1.	17	11	13	nesw	00500	11.20	Irr	76106	4	12/8/1961
2.	17	11	13	nese	00100	14.50	Irr	76106	4	12/8/1961
3.	17	11	13	nwse	00100	24.10	Irr	76106	4	12/8/1961
4.	17	11	13	sene	00100	25.60	Irr	76106	4	12/8/1961
5.	17	11	13	swne	00100	13.70	Irr	76106	4	12/8/1961

Total number of acres, if for irrigation, by certificate and priority date: 89.10

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(c) (include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

- 2.3 Term of lease.** This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

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SALEM, OREGON



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Jan 2007

Additional Water Right Form For Pooled Water Right Holder Instream Lease

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.

~I~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:

[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T	R	Sect	1/4 1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
1.	17	11	13	swse 00100	2.50	Irr	76106	4	12/8/1961
2.									
3.									
4.									
5.									
6.									
7.									
8.									
9.									
0.									

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

[Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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Total number of acres, if for irrigation, by certificate and priority date: 2.50

Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 Termination provision.

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 Modification to prevent injury. Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: *Joyce Coats* Date: *2-6-11*
Joyce Coats Rev Trust, Joyce Coats, Trustee
Eric W. Coats Date: *2-6-11*
Joyce Coats Rev Trust, Eric Coats, Trustee

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Joyce E. Coats Print Name understand the DRC weed policy and have been informed about farm deferral and donations.

Signature: Joyce E. Coats Date: 2-6-11

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WATER RESOURCES DEPT
SALEM, OREGON

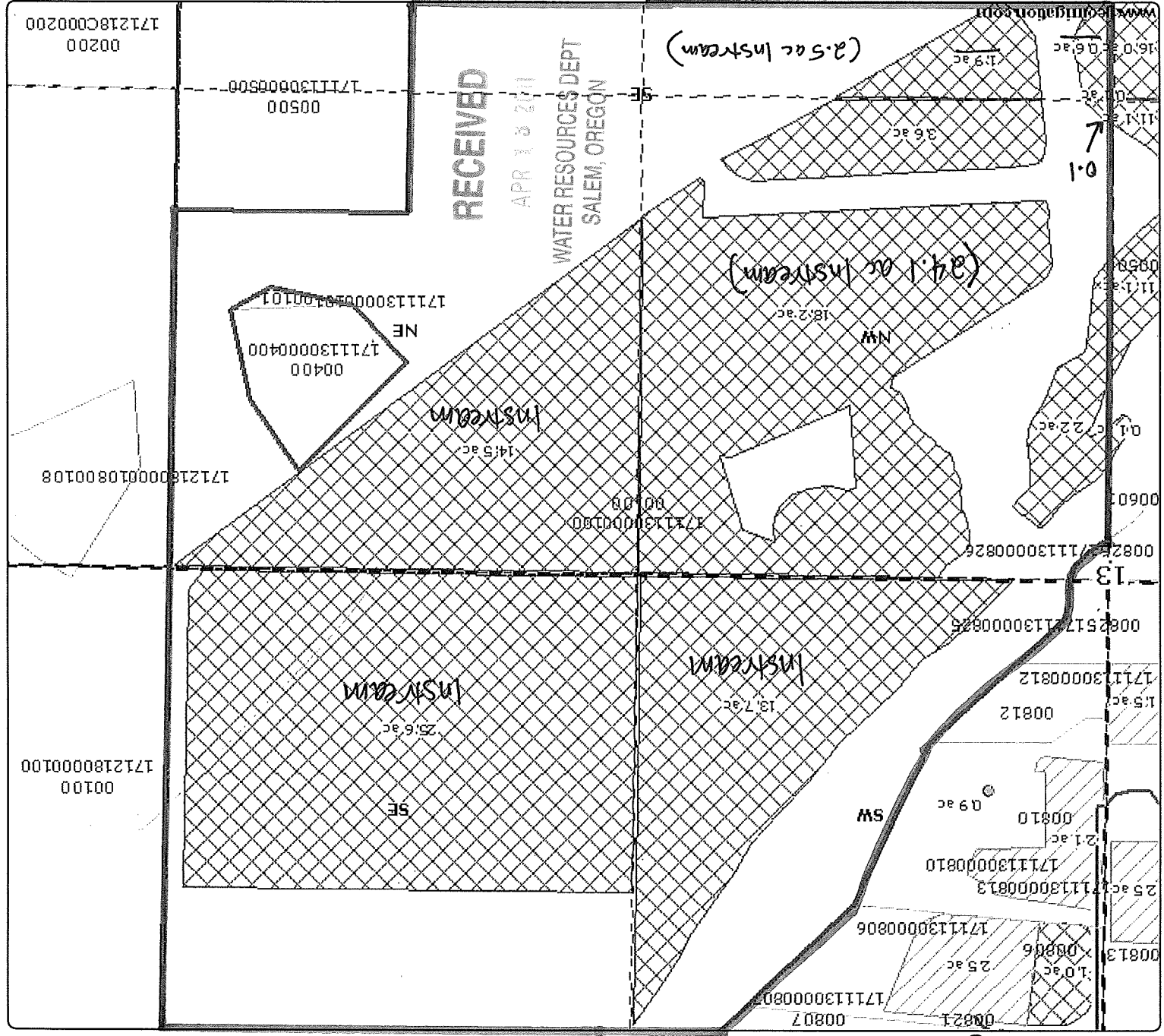
This form must be signed and returned with state lease form.

Tumalo Irrigation District

Coats Trust L11.13
17-11-13-TL-00100

- * Cities
- District Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarter Labels
- Lot Labels
- Taxlots
- Canal All
- ▨ Canal Closed
- ▨ Canal Open
- ▨ Reservoir
- Unmapped Rights
- Unmapped Rights Labels
- ▨ Mapped Rights Labels
- ▨ Primary 74146 7
- ▨ Primary 76106
- ▨ NHD Stream/River Area

Scale 1" = 400'
Created: 1/31/2011



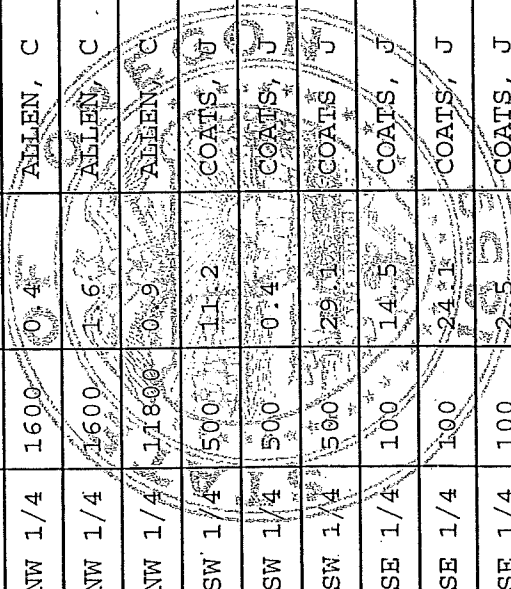
DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

17	11	2	NW 1/4 NW 1/4	400	3.0	WALKER, J & L
17	11	2	SE 1/4 NW 1/4	700	8.4	GILL, R & J
17	11	3	NW 1/4 NW 1/4	101	0.9	BRIZEE, H & J
17	11	4	NE 1/4 NE 1/4	100	0.9	LARSON/GILL, K & L
17	11	4	NW 1/4 NE 1/4	400	2.0	SHORES, D & D
17	11	4	SW 1/4 NW 1/4	2000	15.0	BRILES/LOOMIS
17	11	4	SE 1/4 NW 1/4	2000	25.0	BRILES/LOOMIS
17	11	11	SE 1/4 NE 1/4	900	4.6	PARKER, D
17	11	11	SE 1/4 NE 1/4	901	3.9	PARKER, D
17	11	11	NE 1/4 NW 1/4	300	5.0	OVERBAY, R
17	11	11	NE 1/4 NW 1/4	302	5.0	MILLER/JILES
17	11	11	NE 1/4 NW 1/4	400	0.9	GRAVES, D & D
17	11	11	SE 1/4 NW 1/4	600	32.8	COATS, J
17	11	11	NW 1/4 SW 1/4	1601	2.0	McCOOK, P & J
17	11	11	NE 1/4 SE 1/4	1000	2.0	DYER, L & A
17	11	11	NE 1/4 SE 1/4	1001	1.2	BELL, J
17	11	11	NE 1/4 SE 1/4	1002	0.1	BELL, J
17	11	11	NW 1/4 SE 1/4	1400	0.9	COOPER, R & B
17	11	11	SE 1/4 SE 1/4	1800	7.2	HORSMAN REVOCABLE TRUST
17	11	12	SW 1/4 SW 1/4	800	26.6	COATS, J
17	11	13	SW 1/4 NE 1/4	100	13.7	COATS, J
17	11	13	SW 1/4 NE 1/4	806	1.0	GRAHAM, K
17	11	13	SE 1/4 NE 1/4	100	25.6	COATS, J
17	11	13	NW 1/4 NW 1/4	1600	0.4	ALLEN, C
17	11	13	SW 1/4 NW 1/4	1600	1.6	ALLEN, C
17	11	13	SW 1/4 NW 1/4	11800	0.9	ALLEN, C
17	11	13	NE 1/4 SW 1/4	500	11.2	COATS, J
17	11	13	SW 1/4 SW 1/4	500	0.4	COATS, J
17	11	13	SE 1/4 SW 1/4	500	29.1	COATS, J
17	11	13	NE 1/4 SE 1/4	100	14.5	COATS, J
17	11	13	NW 1/4 SE 1/4	100	24.1	COATS, J
17	11	13	SW 1/4 SE 1/4	100	2.5	COATS, J
17	11	13	SW 1/4 SE 1/4	500	4.5	COATS, J
17	11	14	NE 1/4 NE 1/4	11000	2.0	STOLLER, E & G
17	11	14	NE 1/4 NE 1/4	11100	7.5	BAXTER, R
17	11	14	NE 1/4 NE 1/4	11200	0.5	BENDIS, J & D
17	11	14	NE 1/4 NE 1/4	11700	0.6	ALLEN, C
17	11	14	SE 1/4 NE 1/4	11800	0.5	ALLEN, C

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WATER RESOURCES DEPT
SALEM, OREGON





State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for

Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrds.state.or.us/OWRD/PUBS/forms.shtml.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.14 leased L-815
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Rotondi, Richard & Judy
Mailing address PO Box 6794
City, State, Zip Code Bend, OR 97708
Telephone number (541) 389-6707
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1** Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3** For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4** Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5** **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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WATER RESOURCES DEPT
SALEM, OREGON

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

1.	17	11	03	nwnw	00200	3.0	Irr	74146	12	9/1/1900
2.										
3.										
4.										
5.										

Total number of acres, if for irrigation, by certificate and priority date: 3.0

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

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WATER RESOURCES DEPT
SOUTH OREGON

~II~ Instream Water Right Information

3.2 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Richard Rotondi Date: 2/27/11
Richard Rotondi

Judy Rotondi Date: 2-27-11
Judy Rotondi

For additional Lessors, type in space for signature and date

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WATER RESOURCES DEPT
SALEM, OREGON

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, RICHARD ROTONDI understand the DRC weed policy and have
Print Name been informed about farm deferral and donations.

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WATER RESOURCES DEPT
SALEM, OREGON

Signature: Richard Rotondi Date: 2/27/11

This form must be signed and returned with state lease form.

Tumalo Irrigation District

Rotondi, R/J
17-11-03-NW/NW-00200

* Cities

□ District Boundary

— Highways

— Major Roads

— Road Labels

□ Township Range

□ Sections

□ Section Labels

□ Quarters

□ Quarter Labels

□ Quarters

□ Quarter Quarters

□ Quarter Quarter Labels

□ Lot Labels

□ Taxlot Labels

□ Taxlots

— Canal All

— Canal Closed

— Canal Open

□ Reservoir

○ Unmapped Rights Labels

○ Unmapped Rights

□ Mapped Rights Labels

□ Mapped Rights

□ Primary 74 146 7

□ Primary 76 106

○ NHD Stream/River Area

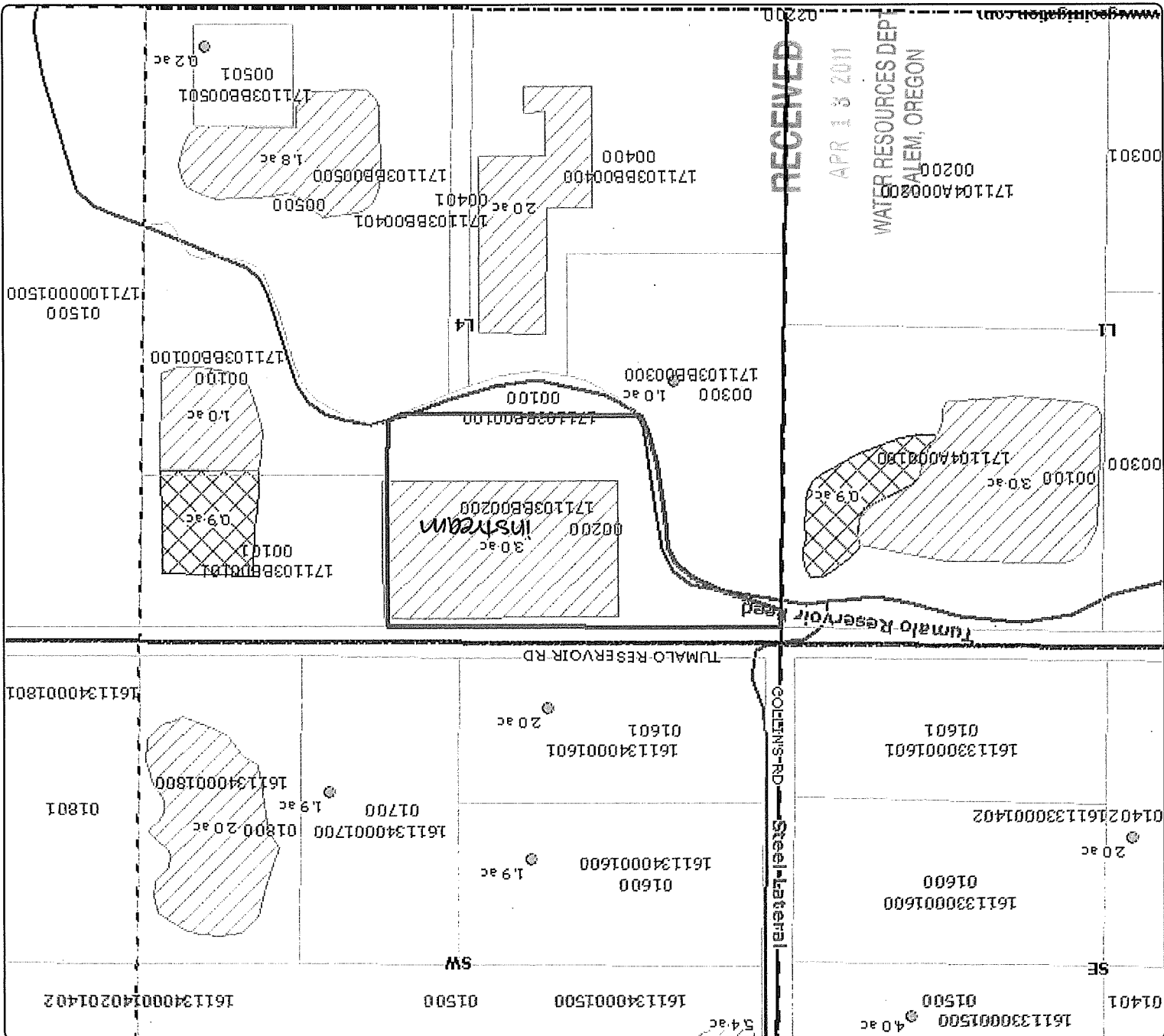
○ X

○ N

Scale 1" = 300'

Created: 2/7/2011

R. Rotondi



DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

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WATER RESOURCES DEPT
SALEM, OREGON

www.igeneration.com

7.11.14

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 703 Freeman/Triplett
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 700 Gislser, Patrick & Deborah
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 702 James, John & Dinah - Trustees
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 703 Freeman/Triplett
 Section 1

IR 5.8
 POND 0.1
 IR 2.7
 IR 32.0

2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 105 Haddix, Stephen J.
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 600 Gill, John
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 700 Gill, Rockne & Jane
 Section 2

IR 2.5
 IR 15.3
 IR 10.7

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 RESOURCES DEPT
 SALEM, OREGON

4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 100BB Brizee, Harry & JoAnn
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 200BB Rotondi, Richard & Judy
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 300BB Booth, Jerry & Judi
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 400BB Frederick, Roger & Leslie
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 500BB Johnson, David & Bette
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 501BB Johnson, David & Bette
 Section 3

IR 1.0
 IR 3.0
 IR 1.0
 IR 2.0
 IR 1.8
 IR 0.2

1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100A Larson/Gill, Kevin L. & Leslie E.
 2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 500A Cobb, Ann Wright
 Section 4

IR 1.0
 IR 10.0

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 200A Steinlicht, Mark & L. Diane
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 400A Coats, Doug
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 500A Coats, Doug
 Section 10

IR 1.0
 IR 1.2
 IR 3.8

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 200 Kearns, Daniel & Barbara
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 500 Coats, R.L. & Joyce
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1600 Lyster, Ted & Eloise
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 1601 McCook, Peter & Jacqueline
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1000 Johnson/Peticolas
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1001 Bell, John
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1400 Cooper, Robert & Beverly
 Section 11

IR 35.5
 IR 12.6
 IR 10.0
 IR 1.0
 IR 1.0
 IR 1.0
 IR 1.0

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 800 Coats, R.L. & Joyce
 Section 12

IR 4.4

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2300 Beightley/Taylor, Mark & Deborah
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2400 Moore, Bill & Mildred
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2400 Moore, Bill & Mildred
 Section 13

IR 1.0
 IR 0.9
 IR 1.1

Township 17 South, Range 11 East, W.M.

2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 302 C.L.R. INC.
 Section 6

IR 3.0

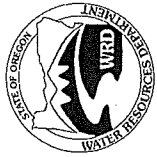
Township 17 South, Range 12 East, W.M.

Priority: 4/28/05

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 1401 Kirkhorn, Bruce
 Section 13

IR 0.44

SEE NEXT PAGE



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

*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.*

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.15 leased L-736
Lease Application Number (assigned by WRD): _____

This Lease is with: _____

Lessor #1 (Water Right Holder):

Name Miller/Jiles, Wesley & Vonda

Mailing address 14762 SW Antelope Drive

City, State, Zip Code Powell Butte, OR 97753

Telephone number 541.815.8447

Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

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WATER RESOURCES DEPT
SALEM, OREGON

~I~ Water Right Holder and Water Right Information

- 1.1** Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3** For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74147, 76106 S: 74148, 74149, 76520
- 1.4** Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5** **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T R Sect ¼ ¼ Tax Lot Acres Type of Use Certificate # Page(s) # Priority*

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

T	R	Sect	¼	¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
1.	I7S	11E	11	nwnw	00302	5.0	IRR	74147	16	10/29/1913
2.										
3.										
4.										
5.										

Total number of acres, if for irrigation, by certificate and priority date: 5.0

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for **POOLED** Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(c) (include necessary supporting documentation as Attachment 3).

APR 13 2011

WATER RESOURCES DEPT
 OREGON

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Wesley Miller Date: Feb. 22, 2011
Wesley Miller
Vonda Jiles Date: 2-23-2011
Vonda Jiles

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

- Exhibit 5-A: Tax Lot Map. (See instructions.)
Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)
Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)
Exhibit 5-D: Split Season Instream Use Form

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WATER RESOURCES DEPT
SALEM, OREGON



Additional Water Right Form For Pooled Water Right Holder Instream Lease

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

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.

~I~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:

[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ¼, tax lot number, map orientation and scale.]

T	R	Sect	¼	¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
1.	17S	11E	11	neww	00302	5.0	Irr	76106	4	12/8/1961
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

* (Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

[Attached map(s) must identify water right holder, township, range, section and ¼, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: 5.0

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WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Wesley J. Miller understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

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APR 13 2011

WATER RESOURCES DEPT
SALEM, OREGON

Signature: Wesley J. Miller Date: Feb. 22-2011

This form must be signed and returned with state lease form.

Tumalo Irrigation District

L11.15 Miller/Jiles
17-11-11-nw/nw,ne/nw-00302

* Cities

□ District Boundary

— Hghway

— Major Roads

□ Road Labels

□ Township Range

□ Sections

□ Section Labels

□ Quarters

□ Quarter Labels

□ Quarter Quarters

□ Quarter Quarter Labels

□ Lot Labels

□ Taxlot Labels

□ Taxlots

— Canal All

— Canal Closed

— Canal Open

□ Reservoir

○ Unmapped Rights Labels

○ Unmapped Rights

□ Mapped Rights Labels

□ Mapped Rights

□ Primary 74 148 7

□ Primary 76 106

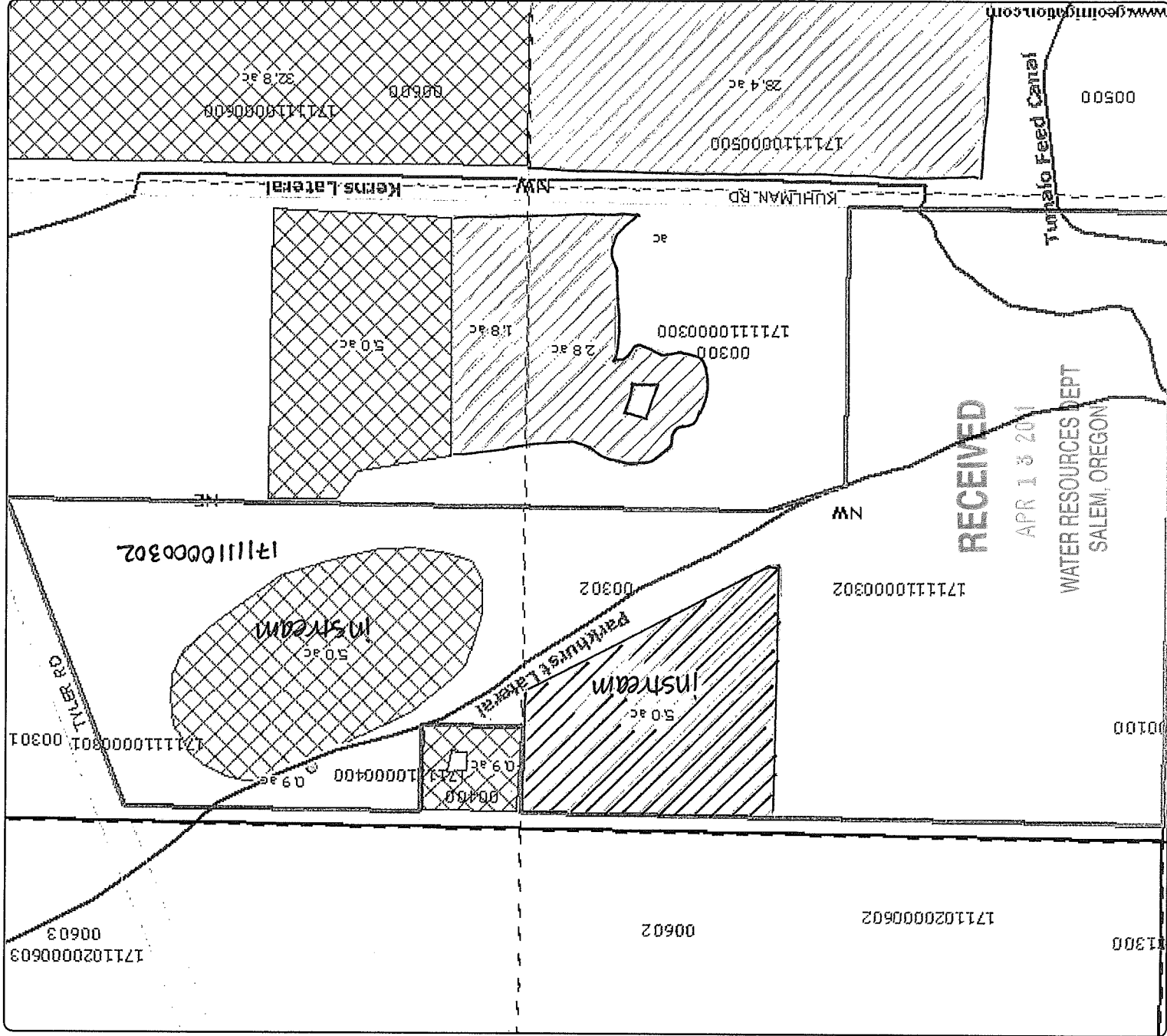
□ NHD Stream/River Area



Scale 1" = 300'

Created: 2/10/2011

W. Jiles



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2	NW ¹ / ₄ NE ¹ / ₄	200	A	Jacobs, Russell & Mary	IR	1.00
2	NW ¹ / ₄ NE ¹ / ₄	400	A	Peterson, Thomas & Claudia	IR	3.00
4	NW ¹ / ₄ NW ¹ / ₄	100	BB	Brizee, Harry & JoAnn	IR	1.00
4	NW ¹ / ₄ NW ¹ / ₄	200	BB	Rotondi, Richard & Judy	IR	3.00
4	NW ¹ / ₄ NW ¹ / ₄	300	BB	Booth, Jerry & Judi	IR	1.00
4	NW ¹ / ₄ NW ¹ / ₄	400	BB	Frederick, Roger & Leslie	IR	2.00
4	NW ¹ / ₄ NW ¹ / ₄	500	BB	Johnson, David & Bette	IR	1.80
4	NW ¹ / ₄ NW ¹ / ₄	501	BB	Johnson, David & Bette	IR	0.20
Section 3						
1	NE ¹ / ₄ NE ¹ / ₄	100	A	Larson/Gill, Kevin L. & Leslie E.	IR	2.00
2	NW ¹ / ₄ NE ¹ / ₄	400	A	Shores, Don & Jeannie	IR	1.00
2	NW ¹ / ₄ NE ¹ / ₄	500	A	Cobb, Ann Wright	IR	3.00
Section 4						
	NE ¹ / ₄ NE ¹ / ₄	200	A	Steinlicht, Mark & L. Diane	IR	1.00
	NW ¹ / ₄ NE ¹ / ₄	600	A	Cronin, John & Margaret	IR	2.00
	SE ¹ / ₄ NE ¹ / ₄	400	A	Coats, Doug	IR	3.00
	SE ¹ / ₄ NE ¹ / ₄	500	A	Coats, Doug	IR	10.00
Section 10						
	NW ¹ / ₄ NE ¹ / ₄	200		Kearns, Daniel & Barbara	IR	35.50
	SE ¹ / ₄ NE ¹ / ₄	901		Moore, Randall & Martha	IR	2.00
	NE ¹ / ₄ NW ¹ / ₄	300		Soliz, David & Vonda	IR	1.80
	NW ¹ / ₄ NW ¹ / ₄	300		Soliz, David & Vonda	PND	0.40
	NW ¹ / ₄ NW ¹ / ₄	300		Soliz, David & Vonda	IR	2.80
	NW ¹ / ₄ NW ¹ / ₄	302		Miller, Wesley	IR	5.00
	SW ¹ / ₄ NW ¹ / ₄	500		Coats, R.L. & Joyce	IR	28.40
	SE ¹ / ₄ NW ¹ / ₄	600		Coats, R.L. & Joyce	IR	5.40
	NE ¹ / ₄ SW ¹ / ₄	1600		Lyster, Ted & Eloise	IR	10.00
	NW ¹ / ₄ SW ¹ / ₄	1601		McCook, Peter & Jacqueline	IR	1.00
	NE ¹ / ₄ SE ¹ / ₄	1000		Johnson/Peticolas	IR	1.00
	NE ¹ / ₄ SE ¹ / ₄	1001		Bell, John	IR	1.00
	NE ¹ / ₄ SE ¹ / ₄	1100		Hyde/Marcinek, Geoffrey & Helenka	IR	5.00
	NW ¹ / ₄ SE ¹ / ₄	1400		Cooper, Robert & Beverly	IR	1.00
Section 11						
	NW ¹ / ₄ NE ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	30.50
	SW ¹ / ₄ NE ¹ / ₄	200		Murphy/Mark	IR	3.60
	SW ¹ / ₄ NE ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	6.80
	SW ¹ / ₄ NE ¹ / ₄	202		Parker, David & Denise	IR	5.60
	SE ¹ / ₄ NE ¹ / ₄	300		Twylla, Knake	IR	35.00
	NE ¹ / ₄ NW ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	26.60
	NW ¹ / ₄ NW ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	31.10
	SW ¹ / ₄ NW ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	10.10
	SE ¹ / ₄ NW ¹ / ₄	200		Murphy/Mark	IR	5.20
	SE ¹ / ₄ NW ¹ / ₄	201		Davenport, Craig & Peggy, Trustees	IR	9.00
	NE ¹ / ₄ SW ¹ / ₄	200		Murphy/Mark	IR	6.00
	SW ¹ / ₄ SW ¹ / ₄	800		Coats, R.L. & Joyce	IR	4.40
	NW ¹ / ₄ SE ¹ / ₄	200		Murphy/Mark	IR	2.90
	NW ¹ / ₄ SE ¹ / ₄	202		Parker, David & Denise	IR	6.60
Section 12						
	NW ¹ / ₄ NE ¹ / ₄	804		Coats, R.L. & Joyce	IR	0.40
	NW ¹ / ₄ NE ¹ / ₄	807		Coats, R.L. & Joyce	IR	5.40
	NW ¹ / ₄ NE ¹ / ₄	817		C.L.R. INC.	IR	6.10
	SW ¹ / ₄ NE ¹ / ₄	806		Graham, Kenneth & Joy	IR	3.50
	SW ¹ / ₄ NE ¹ / ₄	807		Coats, R.L. & Joyce	IR	1.00
	SW ¹ / ₄ NE ¹ / ₄	808		Niedzwiecke, Andrew & Judith	IR	2.10

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17	11	2	NW 1/4 NW 1/4	400	3.0	WALKER, J & L
17	11	2	SE 1/4 NW 1/4	700	8.4	GILL, R & J
17	11	3	NW 1/4 NW 1/4	101	0.9	BRIZEE, H & J
17	11	4	NE 1/4 NE 1/4	100	0.9	LARSON/GILL, K & L
17	11	4	NW 1/4 NE 1/4	400	2.0	SHORES, D & D
17	11	4	SW 1/4 NW 1/4	2000	15.0	BRILES/LOOMIS
17	11	4	SE 1/4 NW 1/4	2000	25.0	BRILES/LOOMIS
17	11	11	SE 1/4 NE 1/4	900	4.6	PARKER, D
17	11	11	SE 1/4 NE 1/4	901	3.9	PARKER, D
17	11	11	NE 1/4 NW 1/4	300	5.0	OVERBAY, R
17	11	11	NE 1/4 NW 1/4	302	5.0	MILLER/JILES
17	11	11	NE 1/4 NW 1/4	400	0.9	GRAVES, D & D
17	11	11	SE 1/4 NW 1/4	600	32.8	COATS, J
17	11	11	NW 1/4 SW 1/4	1601	2.0	MCCOOK, P & J
17	11	11	NE 1/4 SE 1/4	1000	2.0	DYER, L & A
17	11	11	NE 1/4 SE 1/4	1001	1.2	BELL, J
17	11	11	NE 1/4 SE 1/4	1002	0.1	BELL, J
17	11	11	NW 1/4 SE 1/4	1400	0.9	COOPER, R & B
17	11	11	SE 1/4 SE 1/4	1800	7.2	HORSMAN REVOCABLE TRUST
17	11	12	SW 1/4 SW 1/4	800	26.6	COATS, J
17	11	13	SW 1/4 NE 1/4	100	13.7	COATS, J
17	11	13	SW 1/4 NE 1/4	806	1.0	GRAHAM, K
17	11	13	SE 1/4 NE 1/4	100	25.6	COATS, J
17	11	13	NW 1/4 NW 1/4	1600	0.4	ALLEN, C
17	11	13	SW 1/4 NW 1/4	1600	1.6	ALLEN, C
17	11	13	SW 1/4 NW 1/4	11800	0.9	ALLEN, C
17	11	13	NE 1/4 SW 1/4	500	11.2	COATS, J
17	11	13	SW 1/4 SW 1/4	500	0.4	COATS, J
17	11	13	SE 1/4 SW 1/4	500	29.1	COATS, J
17	11	13	NE 1/4 SE 1/4	100	14.5	COATS, J
17	11	13	NW 1/4 SE 1/4	100	24.1	COATS, J
17	11	13	SW 1/4 SE 1/4	100	2.5	COATS, J
17	11	13	SW 1/4 SE 1/4	500	4.5	COATS, J
17	11	14	NE 1/4 NE 1/4	11000	2.0	STOLLER, E & G
17	11	14	NE 1/4 NE 1/4	11100	7.5	BAXTER, R
17	11	14	NE 1/4 NE 1/4	11200	0.5	BENDIS, J & D
17	11	14	NE 1/4 NE 1/4	11700	0.6	ALLEN, C
17	11	14	SE 1/4 NE 1/4	11800	0.5	ALLEN, C

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State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.16 Leased 1-815
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Rola, Jeffrey & Susan

Mailing address 64975 Allen Road

City, State, Zip Code Bend, OR 97701

Telephone number 541.382.1624

Email address _____

If additional water right holders, enter water right holder information below.

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5.
If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, 76106, S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

1.	16S	11E	27	nwse	00203	8.80	Irr	74146	7	9/1/1900
2.										
3.										
4.										
5.										

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Total number of acres, if for irrigation, by certificate and priority date: 8.80

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Jeffrey W. Rola Date: 2-23-11
Jeffrey Rola

Susan Rola Date: 2-23-11
Susan Rola

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Jan 2007

Additional Water Right Form For Pooled Water Right Holder Instream Lease

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.

~I~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
 [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ¼, tax lot number, map orientation and scale.]

	T	R	Sect	¼ ¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
1.	16	11	27	nwse	00203	10.0	Irr	76106	2	12/8/1961
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

* (Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

[Attached map(s) must identify water right holder, township, range, section and ¼ ¼, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: 10.0

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EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

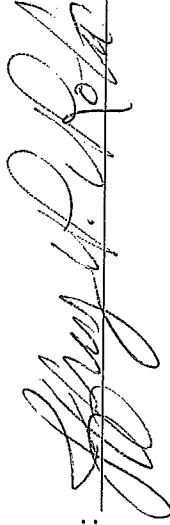
Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, JEFFREY P. RORA understand the DRC weed policy and have
/ Print Name

been informed about farm deferral and donations.

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Signature: 

Date: 2-23-11

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This form must be signed and returned with state lease form.

Tumalo Irrigation District

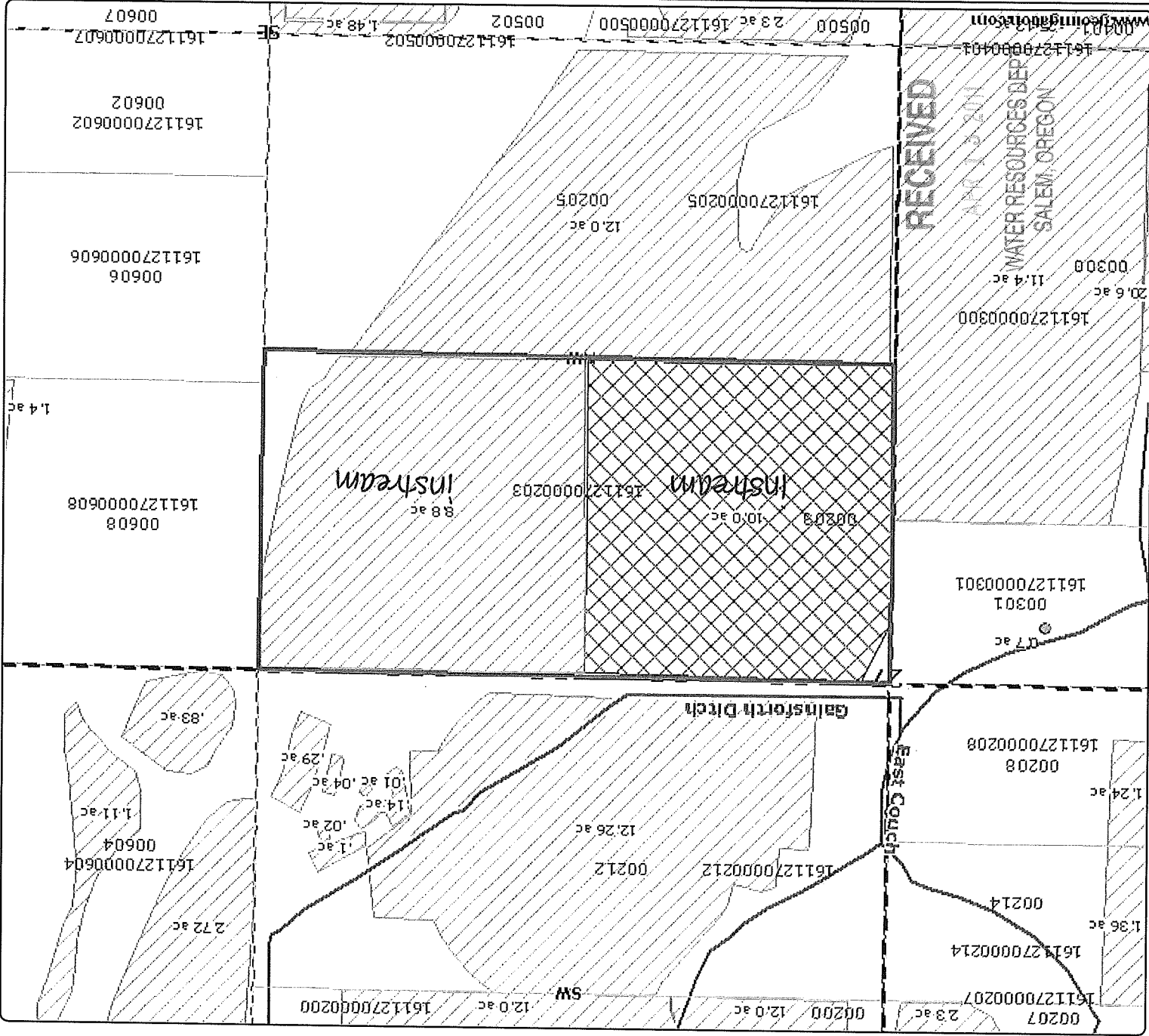
L11.16 Rola, J/S
16-11-27-NW/SE-00203

- Cities
- District Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarter Labels
- Lot Labels
- Taxlot Labels
- Taxlots
- Canal All
- Canal Closed
- Canal Open
- Reservoir
- Unmapped Rights
- Unmapped Rights Labels
- Mapped Rights Labels
- Primary 74146 7
- Primary 76106
- NHD Stream/River Area

Scale 1" = 300'
Created: 2/10/2011

North arrow pointing up with 'N' above it.

Handwritten signature 'J/S' with an 'X' to its right.



DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

NW¼ NE¼	103	IR	0.1	Hayes, Edmond Jr.
NW¼ NE¼	109	IR	0.4	Oatman, Christopher & Karen
SW¼ NE¼	201	IR	6.5	Menefee/Mennesson/Malarkey
SW¼ NW¼	111	IR	12.0	Maloney, Michael & Linda
SW¼ NW¼	117	IR	13.0	Lemon, Leo & Carol
SE¼ NW¼	204	IR	25.0	Chandler, Yvette M.
NE¼ SW¼	300	IR	31.0	Masters, Richard & Judy
NW¼ SW¼	104	IR	34.67	Koehler, Alice
SW¼ SW¼	400	IR	3.0	OTS Wire & Insulation, Inc.
SE¼ SW¼	800	IR	7.0	Blank/Hitchcock
SE¼ SW¼	801	IR	4.18	Flannery/Nauer

Section 26

NE¼ NE¼	604	IR	1.5	Allen, Charlie & Wendy
NW¼ NE¼	100	IR	2.0	Barber, Muri
NW¼ NE¼	101	IR	3.5	Varco, Robert & Coleen
NW¼ NE¼	107	IR	3.0	Barber, Muri
NW¼ NE¼	108	IR	5.0	Wark, Russell & Sandra
NW¼ NE¼	109	IR	5.0	Hering, Eugene & Suellen
NW¼ NE¼	110	IR	3.5	Moser, Joyce
SW¼ NE¼	200	IR	12.0	Moore, Scott & Margaret
SW¼ NE¼	212	IR	11.0	Souther, David & Connie
SE¼ NE¼	604	IR	18.5	Allen, Charlie & Wendy
NE¼ NW¼	102	IR	9.35	Johnson, Thomas & Lois
NE¼ NW¼	103	IR	6.0	Kochera, Jack & Marilyn
NE¼ NW¼	104	IR	8.0	Kail/Rankin
NE¼ NW¼	105	IR	3.0	Wallace, Peter & Jeanette
NW¼ NW¼	201	IR	3.0	Davis, Ron & Elizabeth
NW¼ NW¼	210	IR	4.0	Costello/Olin
NW¼ NW¼	211	IR	5.5	Lowas, John & Nancy
SW¼ NW¼	202	IR	15.8	Parker, Deryl & Adeline
SW¼ NW¼	206	IR	14.7	O'Neal, Steven & Julianne
SE¼ NW¼	207	IR	2.0	Hanus, Jana
SE¼ NW¼	208	IR	1.7	Wilhelm, Diane
SE¼ NW¼	213	IR	0.1	McIntosh, Dotta J.
SE¼ NW¼	214	IR	0.6	Wilhelm, Diane
NE¼ SW¼	301	IR	0.7	Wilhelm, Diane
NW¼ SW¼	302	IR	17.0	Wilhelm, Diane
SE¼ SW¼	401	IR	5.92	Cardoza, Manuel & Linda
NE¼ SE¼	602	IR	0.8	Koehler, Alice
NE¼ SE¼	605	IR	7.8	Rola, Jeff & Susan
NE¼ SE¼	606	IR	0.33	Hampton, John & Carol
NE¼ SE¼	608	IR	1.4	Rola, Jeff & Susan
NW¼ SE¼	203	IR	8.8	Rola, Jeff & Susan
NW¼ SE¼	205	IR	12.0	Bauersfeld, James & Christine
SW¼ SE¼	500	IR	25.0	Bauersfeld, James & Christine
SE¼ SE¼	603	IR	3.0	Johnson, Eleanor B.

Section 27

NE¼ NE¼	100	IR	15.4	Hausner, Jill
NE¼ NE¼	800	IR	2.0	Hausner, Jill
NE¼ NE¼	801	IR	2.0	Barrick, James A.
SW¼ NE¼	900	IR	25.9	Hermens, Stanley & Ruth
SE¼ NE¼	900	IR	29.6	Hermens, Stanley & Ruth
NE¼ SE¼	1200	IR	6.0	Hermens, Stanley & Ruth
NW¼ SE¼	1000	IR	13.3	Hermens, Stanley & Ruth
NW¼ SE¼	1100	IR	4.3	Hermens, Stanley & Ruth

Section 28

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16	11	23	SW 1/4 NE 1/4	509	1.5	BYRUM, D & T
16	11	23	NE 1/4 SE 1/4	500	1.0	MOE, L & M
16	11	23	NE 1/4 SE 1/4	521	3.0	WEHDE, B & J
16	11	23	NE 1/4 SE 1/4	522	1.0	MOE, L & M
16	11	23	NW 1/4 SE 1/4	505	2.7	BIOCINI, J
16	11	23	SE 1/4 SE 1/4	510	0.6	BJERK, L & D
16	11	23	SE 1/4 SE 1/4	512	1.0	POAGE, L & C
16	11	24	NW 1/4 SW 1/4	1801	0.9	NIEBAUER, D
16	11	24	SW 1/4 SW 1/4	2001	0.4	BJERK, L & D
16	11	24	NW 1/4 SE 1/4	1403	1.2	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2201	1.3	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2500	1.3	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2600	1.34	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2700	1.3	HELLE, J & S
16	11	25	NW 1/4 NE 1/4	200	20.0	ANLIKER, M
16	11	25	NW 1/4 NE 1/4	204	0.9	MAYEA, J
16	11	25	SW 1/4 NE 1/4	500	10.0	RUCKS, E
16	11	25	SE 1/4 NE 1/4	501	6.0	SCHUMACHER, W & D
16	11	25	SE 1/4 NE 1/4	502	5.0	NOLAN, J & J
16	11	25	SE 1/4 NE 1/4	503	2.0	TOYEV, R & K
16	11	25	SE 1/4 NE 1/4	504	1.0	PIMENTEL, K & V
16	11	25	NW 1/4 NW 1/4	1300	1.0	VANHOEWLING, D
16	11	26	NE 1/4 SW 1/4	300	2.0	MASTER, R & J
16	11	26	SE 1/4 SW 1/4	801	3.5	FLANNERY/NAUER
16	11	27	NW 1/4 SW 1/4	302	1.0	MCGINNIS, T & M
16	11	27	NW 1/4 SE 1/4	203	10.0	ROLA, J & S
16	11	33	SE 1/4 NW 1/4	600	3.0	WESSINGER, W & P
16	11	33	SE 1/4 SW 1/4	600	4.0	WESSINGER, W & P
16	11	34	SW 1/4 NE 1/4	906	1.0	LOVISCO, J AND S
16	11	34	NE 1/4 SW 1/4	807	1.0	HATCH, G
16	11	35	NW 1/4 NE 1/4	807	3.7	COOLEY, O & S
16	11	35	NE 1/4 NW 1/4	900	35.0	FLOYD, M & S
16	11	35	NE 1/4 SW 1/4	1900	20.0	SCHLUETER, J & P
16	11	35	NE 1/4 SE 1/4	2000	15.0	TID
16	11	36	SE 1/4 SE 1/4	1501	1.0	CULLMAN, R
16	12	6	NW 1/4 SW 1/4	1800	1.2	BLAKE, G & L
16	12	6	NW 1/4 SW 1/4	1801	8.8	BLAKE, G & L
16	12	7	NE 1/4 NE 1/4	100	21.5	GOBEILLE, D & C

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State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

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Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.18
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Thwing, David
Mailing address 19495 Dayton Road
City, State, Zip Code Bend, OR 97701
Telephone number 541-388-8854 610-8029
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1** Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3** For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4** Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5** **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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T	R	Sect	¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	16S	11E	24	nwse	01300	2.50	Irr	74146	6	9/1/1900
2.										
3.										
4.										
5.										

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Total number of acres, if for irrigation, by certificate and priority date: 2.50 WATER RESOURCES DEPT
SALEM, OREGON

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)() (include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: David Thwing Date: 2/22/2011
David Thwing

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, David Thwing _____ understand the DRC weed policy and have
been informed about farm deferral and donations.
Print Name

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Signature: David Thwing _____ Date: 2/22/2011

This form must be signed and returned with state lease form.

Tumalo Irrigation District

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David Thwing L11.18
16-11-24-NW/SE-01300



- Cities
- District Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarter Labels
- Lot Labels
- Taxlot Labels
- Taxlots
- Canal All
- ▨ Canal Closed
- Canal Open
- ▨ Reservoir
- Unmapped Rights Labels
- Unmapped Rights
- Mapped Rights Labels
- ▨ Primary 74146 7
- ▨ Primary 76 106
- ▨ NHD Stream/River Area

X



Scale 1" = 300'
Created: 2/17/2011

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

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SW ¹ / ₄ SW ¹ / ₄	520	IR	1.7	Allen, Lawrence
SW ¹ / ₄ SW ¹ / ₄	523	IR	9.9	Coyote Ridge, Inc.
SE ¹ / ₄ SW ¹ / ₄	523	IR	7.6	Coyote Ridge, Inc.
SE ¹ / ₄ SW ¹ / ₄	524	IR	14.2	Lucas, Lee & Karen
NW ¹ / ₄ SE ¹ / ₄	515	IR	5.3	Vincent, Kenneth & Karen
SW ¹ / ₄ SE ¹ / ₄	524	IR	14.9	Lucas, Lee & Karen
Section 23				
SW ¹ / ₄ NE ¹ / ₄	1000	IR	14.9	Sheehan, Thomas & Mimi
SW ¹ / ₄ NE ¹ / ₄	1100	IR	5.0	Day, Matt & Lesley
SW ¹ / ₄ NE ¹ / ₄	1101	IR	8.1	Doherty, Barbara
SW ¹ / ₄ NW ¹ / ₄	501	IR	5.0	Page, John & Carol
SE ¹ / ₄ NW ¹ / ₄	600	IR	4.0	Anderson, Robert & Bonita
SE ¹ / ₄ NW ¹ / ₄	700	IR	2.4	Day, Matt & Lesley
SE ¹ / ₄ NW ¹ / ₄	800	IR	2.6	Day, Matt & Lesley
SE ¹ / ₄ NW ¹ / ₄	900	IR	14.0	Ahem, Robert & Lisa
NE ¹ / ₄ SW ¹ / ₄	1500	IR	5.0	Brand, Donald
NE ¹ / ₄ SW ¹ / ₄	1600	IR	2.0	Hays, Kenneth & Karen
NE ¹ / ₄ SW ¹ / ₄	1601	IR	2.0	Wilson, Lawrence & Joann, Trustees
NE ¹ / ₄ SW ¹ / ₄	1701	IR	6.0	Curley, Richard & Beverly
NW ¹ / ₄ SW ¹ / ₄	1801	IR	2.3	Niebauer, Douglas W.
NW ¹ / ₄ SW ¹ / ₄	1805	IR	2.8	Wegner, Eugene & Sally
NW ¹ / ₄ SW ¹ / ₄	1900	IR	0.7	Niebauer, Douglas W.
SE ¹ / ₄ SW ¹ / ₄	2200	IR	1.18	Susac, John A.
SE ¹ / ₄ SW ¹ / ₄	2800	IR	1.82	Susac, John A.
NE ¹ / ₄ SE ¹ / ₄	1200	IR	7.0	Valverde, Daniel & Jeanette
NE ¹ / ₄ SE ¹ / ₄	1204	IR	8.0	Barker, Dennis & Doris
NW ¹ / ₄ SE ¹ / ₄	1300	IR	2.5	Kashner, Richard & Carrie
NW ¹ / ₄ SE ¹ / ₄	1301	IR	2.5	Siano, Vince & Ruth
NW ¹ / ₄ SE ¹ / ₄	1302	IR	5.0	Hoover, Bruce & Priscilla
NW ¹ / ₄ SE ¹ / ₄	1400	IR	5.0	Walker, Derald & Linda
NW ¹ / ₄ SE ¹ / ₄	1403	IR	3.0	Helle, John & Stephanie
SW ¹ / ₄ SE ¹ / ₄	2201	IR	3.0	Helle, John & Stephanie
SW ¹ / ₄ SE ¹ / ₄	2300	IR	10.0	Van Sooy, Lance & Alene
SW ¹ / ₄ SE ¹ / ₄	2500	IR	1.5	Helle, John & Stephanie
SW ¹ / ₄ SE ¹ / ₄	2600	IR	1.0	Helle, John & Stephanie
SW ¹ / ₄ SE ¹ / ₄	2700	IR	3.0	Helle, John & Stephanie
SE ¹ / ₄ SE ¹ / ₄	2400	IR	19.0	Weitzman, Lawrence & Kimberly
SE ¹ / ₄ SE ¹ / ₄	2401	IR	11.0	Weitzman, Lawrence & Kimberly
Section 24				
NW ¹ / ₄ NE ¹ / ₄	205	IR	2.5	Pitmon, William & Elizabeth
SW ¹ / ₄ NE ¹ / ₄	500	IR	0.5	Mahoney, Dan & Martha
SW ¹ / ₄ NE ¹ / ₄	505	IR	16.0	Hastings, Martha G.
SE ¹ / ₄ NE ¹ / ₄	502	IR	5.0	Nolan, James
SE ¹ / ₄ NE ¹ / ₄	504	IR	3.0	Pimentel, Kenneth & Virginia
NE ¹ / ₄ NW ¹ / ₄	302	IR	3.4	Richardson Family 1990 Trust
NE ¹ / ₄ NW ¹ / ₄	306	IR	2.6	Holling, Barry & Barbara
SE ¹ / ₄ NW ¹ / ₄	405	IR	0.3	Wonser, Michael & Mary
SE ¹ / ₄ NW ¹ / ₄	406	IR	2.7	Hughes, Marion & Maureen
SE ¹ / ₄ NW ¹ / ₄	407	IR	2.5	Larson, Mark & Katharyn
SW ¹ / ₄ SW ¹ / ₄	902	IR	1.0	Aldridge, Daniel & Deborah
SW ¹ / ₄ SW ¹ / ₄	904	IR	9.1	Vincent Family Farms Inc.
SW ¹ / ₄ SW ¹ / ₄	906	IR	11.0	Vincent, Tim & Teresa
Section 25				

Thwing
David



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Jan 2007

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to **ORS 537.348(2)** and **OAR 690-077**

Optional Identification by Lessor/Lessee: L11.19 Leased L-991
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Ellis Rev Living Trust, Robert L and Susan M, Trustees
Mailing address 5344 SE Hillwood Avenue
City, State, Zip Code Milwaukie, OR 97267-5013
Telephone number 503.659.1664
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

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SALEM, OREGON

~I~ Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

T	R	Sect	1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
1.	16S	11E	35	nwnw	01000	19.70	Irr	74146	16	6/1/1907
2.										
3.										
4.										
5.										

Total number of acres, if for irrigation, by certificate and priority date: 19.70

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.

3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.

3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

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SALEM, OREGON

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
- Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Robert L. Ellis, Trustee Date: Feb 27, 2011
Robert L. Ellis, Trustee

Susan M. Ellis, Trustee Date: Feb. 24, 2011
Susan M. Ellis, Trustee

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Robert L. Ellis

1, Robert L. Ellis / Susan M. Ellis

Print Name

understand the DRC weed policy and have

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APR 13 2011

been informed about farm deferral and donations.

WATER RESOURCES DEPT
SALEM, OREGON

Signature: Robert L. Ellis / Susan M. Ellis Date: Feb 24, 2011

This form must be signed and returned with state lease form.

Tumalo Irrigation District

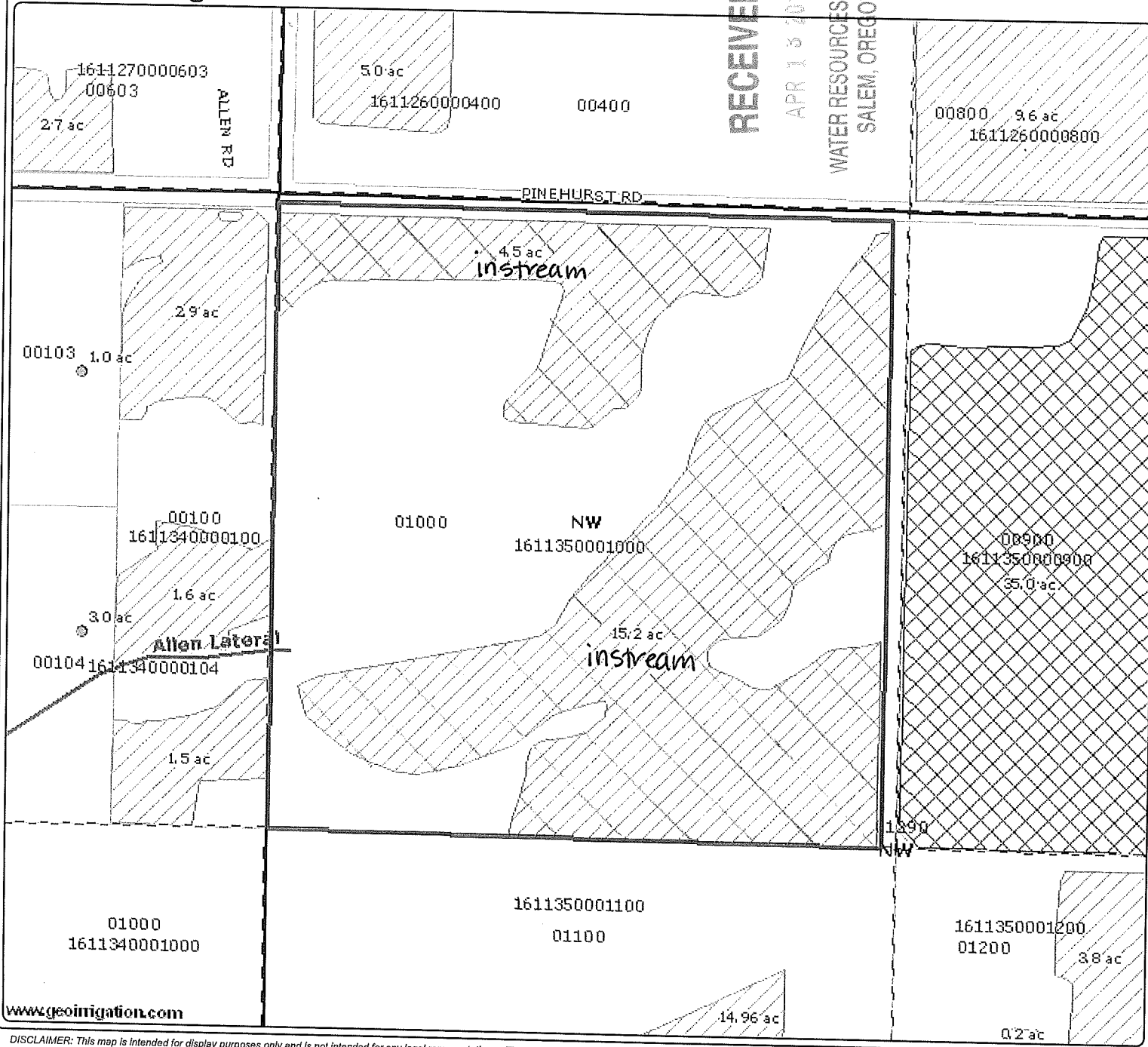
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APR 13 2011

WATER RESOURCES DEPT
SALEM, OREGON

Ellis Rev Trust, R/S
L11.19

16-11-35-NW/NW-01000



- ◆ Cities
 - ▭ District Boundary
 - Highways
 - Major Roads
 - Road Labels
 - ▭ Township Range
 - ▭ Sections
 - Section Labels
 - ▭ Quarters
 - Quarter Labels
 - ▭ Quarter Quarters
 - Quarter Quarter Labels
 - Lot Labels
 - Taxlot Labels
 - ▭ Taxlots
 - Canal All
 - ▨ Canal Closed
 - Canal Open
 - ▨ Reservoir
 - Unmapped Rights Labels
 - Unmapped Rights
 - Mapped Rights Labels
 - ▨ Primary 74146 7
 - ▨ Primary 76 106
 - ▨ NHD Stream/River Area
- X *Robert L. Ellis*
Jason A. Ellis



Scale 1" = 300'
Created: 2/18/2011

www.geoirrigation.com

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

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WATER RESOURCES DEPT
SALEM, OREGON

NE¹/₄ NE¹/₄ 601 Martin, Jack W.
 NW¹/₄ NW¹/₄ 201 Davis, Ron & Elizabeth
 NW¹/₄ NW¹/₄ 209 Plows, Richard & Marcia
 NW¹/₄ NW¹/₄ 211 Lowas, John & Nancy
 SW¹/₄ NW¹/₄ 206 O'Neal, Steven & Julianne
 SW¹/₄ SE¹/₄ 500 Bauersfeld, James & Christine
 SW¹/₄ SE¹/₄ 501 Bauersfeld, James & Christine

Section 27

NE¹/₄ NE¹/₄ 100 Hausner, Jill
 SW¹/₄ NE¹/₄ 900 Hermens, Stanley & Ruth

Section 28

NE¹/₄ NE¹/₄ 101 Granet, Peter & Carol
 NE¹/₄ NE¹/₄ 102 Anderson, Rev. Robert & Ruth
 NE¹/₄ NE¹/₄ 103 Tavares, Louis III & Deborah
 NE¹/₄ NE¹/₄ 104 Grant, Cloyce & Catherine
 SW¹/₄ NE¹/₄ 908 Payer, Melanie
 NW¹/₄ SE¹/₄ 901 Martin, Charles & Susan
 NW¹/₄ SE¹/₄ 904 Mills, Max & Lori

Section 34

NW¹/₄ NE¹/₄ 805 Miller, G. J.
 SE¹/₄ NE¹/₄ 204 Dvorak, Louis
 NW¹/₄ NW¹/₄ 1000 McGinnis (EE), Harold Ellis Rev. Trust
 NE¹/₄ SW¹/₄ 1900 Schlueter, James & Patricia
 SW¹/₄ SW¹/₄ 1700 Schlueter, James & Patricia
 SE¹/₄ SW¹/₄ 1700 Schlueter, James & Patricia

Section 35

Township 16 South, Range 11 East, W.M.

6 NW¹/₄ SW¹/₄ 1800 Daniels, James & Karen
 7 SW¹/₄ SW¹/₄ 1801 A.K.A. Productions, Inc.

Section 6

NW¹/₄ NE¹/₄ 400 Duntley, Carole A.
 NE¹/₄ NW¹/₄ 402 Duntley, Carole A.
 SW¹/₄ NW¹/₄ 900 Chapman, Drexal & Katheryn
 SW¹/₄ SW¹/₄ 1100 Booth, Loran & Toni
 SW¹/₄ SW¹/₄ 1101 Pledger, Jeffery & Karen

Section 7

SE¹/₄ NE¹/₄ 800 Cronen, Lowell & Ila
 SE¹/₄ NE¹/₄ 801 Houshmand, Shamsolmoulouk
 NE¹/₄ SE¹/₄ 1300 POND Turner, Gerald & Judith
 NE¹/₄ SE¹/₄ 1300 Turner, Gerald & Judith
 NE¹/₄ SE¹/₄ 1301 McInfosh, Thomas & Tamara
 NE¹/₄ SE¹/₄ 1302 Cordimer, Robert & Peggy
 NW¹/₄ SE¹/₄ 1404 Wyman, Harold & Jane
 SW¹/₄ SE¹/₄ 1401 Wyman, Harold & Jane

Section 8

NW¹/₄ SW¹/₄ 900 Pacific NW Development
 SW¹/₄ SW¹/₄ 1000 Day, Matt & Lesley
 SW¹/₄ SW¹/₄ 900 Pacific NW Development

Section 9



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 984-0900

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

Jan 2007

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.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.20
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Greenholz, Stephen
Mailing address 6456 Landis Ave.
City, State, Zip Code Carmichael, CA 95608
Telephone number 916.482.2904
Email address _____

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1** Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5.
If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3** For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.

Certificate No. P 74146, S: 74147, 74148, 74149, 76520

- 1.4** Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No

- 1.5 Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and $\frac{1}{4}$ $\frac{1}{4}$, tax lot number, map orientation and scale.]

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T	R	Sect	1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority**	
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	16S	11E	35	swse	02100	5.0	Irr	74146	8	9/1/1900
2.										
3.										
4.										
5.										

Total number of acres, if for irrigation, by certificate and priority date: 5.0

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to **RECEIVED** forfeiture under ORS 540.610(2)()(include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

- 2.3 Term of lease.** This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

APR 13 2011

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SALEM, OREGON

3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

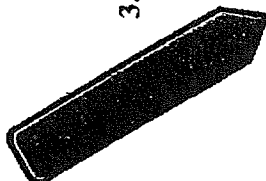
3.5 **Termination provision.**

For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:

- Written notice to the Department with original signatures;
- Consent by all parties to the lease; and/or
- Written notice to the Watermaster's office.

For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.



Lessor #1: *[Signature]* Date: 2/25/11
Stephen Greenholz

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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EXHIBIT C

**Deschutes River Conservancy
2011 Instream Leasing Program
Policy Concerning Weeds & Instream Leases
Information on Farm Deferral & Lease Payment**

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Stephen Greenholz understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

Signature: _____

Date: _____

2/25/11**RECEIVED**

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This form must be signed and returned with state lease form.

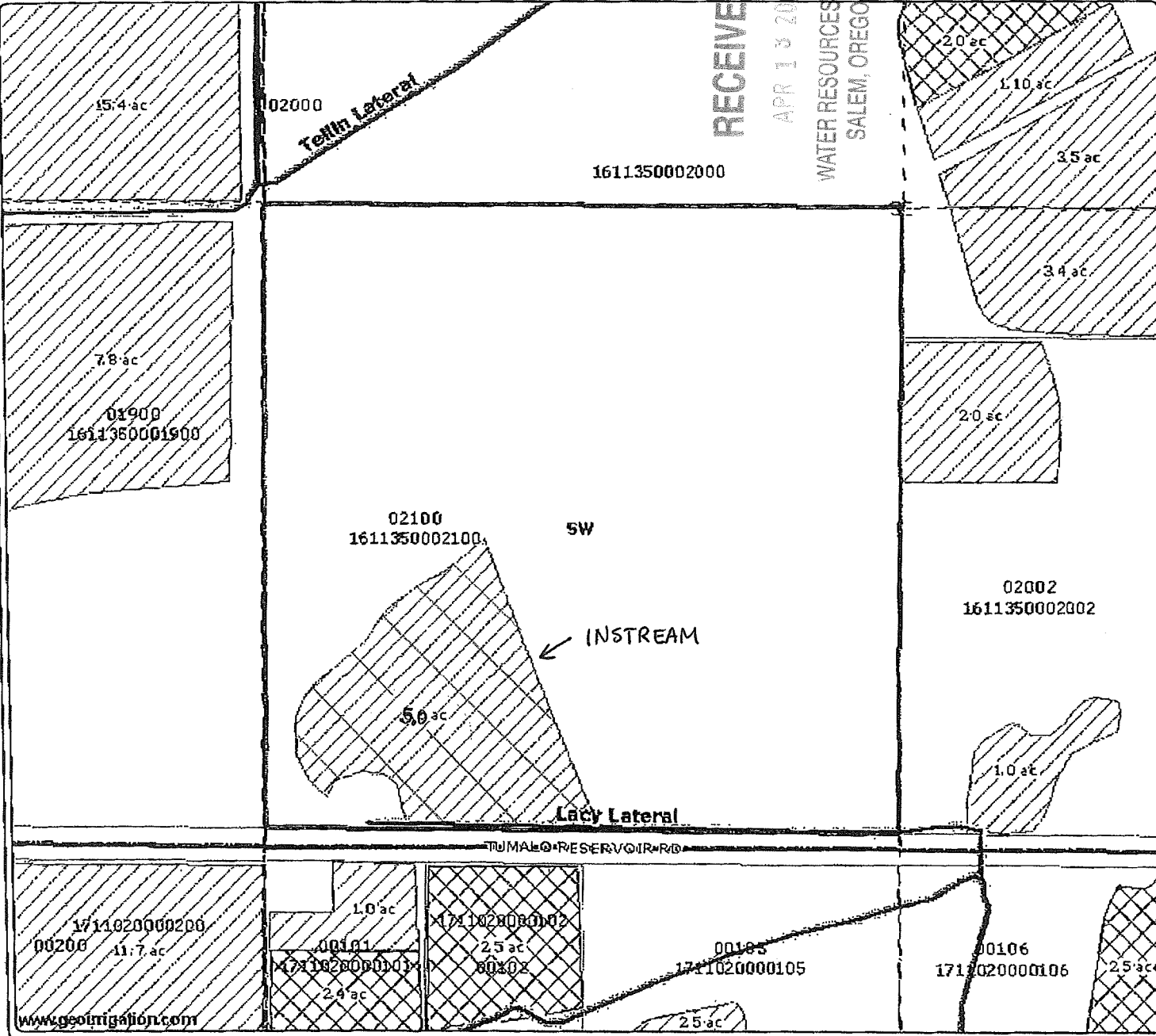
Tumalo Irrigation District

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Greenholz S L11.20
16-11-35-SWSE-02100



- Cities
- ▭ District Boundary
- Highways
- Major Roads
- Road Labels
- ▭ Township Range
- ▭ Sections
- ▭ Section Labels
- ▭ Quarters
- ▭ Quarter Labels
- ▭ Quarter Quarters
- ▭ Quarter Quarter Labels
- ▭ Lot Labels
- ▭ Textlot Labels
- ▭ Taxlots
- Canal All
- ▭ Canal Closed
- Canal Open
- ▭ Reservoir
- ▭ Unmapped Rights Labels
- Unmapped Rights
- ▭ Mapped Rights Labels
- ▭ Primary 74148 7
- ▭ Primary 76106
- ▭ NHD Stream/River Area

2/25/11

Scale 1" = 300'
Created: 2/24/2011

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

SE $\frac{1}{4}$ NE $\frac{1}{4}$	900	IR	3.0	Russell, Barbara H.
NE $\frac{1}{4}$ SW $\frac{1}{4}$	600	IR	1.0	Wessinger, William & Pat
SW $\frac{1}{4}$ SE $\frac{1}{4}$	700	IR	6.0	Moody, Steven
SW $\frac{1}{4}$ SE $\frac{1}{4}$	800	IR	10.0	McNulty, Ralph & Dee
SW $\frac{1}{4}$ SE $\frac{1}{4}$	806	IR	10.0	Cullman, Ruth

Section 33

NE $\frac{1}{4}$ NE $\frac{1}{4}$	100	IR	0.6	Stokoe, Barbara L.
NE $\frac{1}{4}$ NE $\frac{1}{4}$	101	IR	1.4	Granet, Peter & Carol <i>Bryant Trust</i>
NE $\frac{1}{4}$ NE $\frac{1}{4}$	102	IR	1.0	Anderson, Rev. Robert & Ruth
NE $\frac{1}{4}$ NE $\frac{1}{4}$	103	IR	0.5	Tavares, Louis III & Deborah
NW $\frac{1}{4}$ NE $\frac{1}{4}$	200	IR	3.0	Taylor, Jerry & Janet
NW $\frac{1}{4}$ NE $\frac{1}{4}$	201	IR	6.5	Laidlaw, Douglas
NW $\frac{1}{4}$ NE $\frac{1}{4}$	202	IR	3.5	Margo, Mark & Desiree
NW $\frac{1}{4}$ NE $\frac{1}{4}$	300	IR	5.0	Berg, Michael
NW $\frac{1}{4}$ NE $\frac{1}{4}$	301	IR	6.0	Petrie, Thomas & Helen
NW $\frac{1}{4}$ NE $\frac{1}{4}$	302	IR	3.0	Parker, Daniel & Jeanette
SW $\frac{1}{4}$ NE $\frac{1}{4}$	900	IR	3.0	Cole, Jennifer
SW $\frac{1}{4}$ NE $\frac{1}{4}$	906	IR	1.0	Van Cleave, Sherman & Vicki
SW $\frac{1}{4}$ SW $\frac{1}{4}$	1500	IR	5.4	Harlow, James
NW $\frac{1}{4}$ SE $\frac{1}{4}$	901	IR	1.0	Martin, Charles & Susan
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1300	IR	12.6	Sohn, Ray & Sheila
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1301	IR	3.4	Duhn, Jessica R.
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1302	IR	2.0	Horton, Richard & Karen
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1303	IR	7.0	McAllister/Burke
SW $\frac{1}{4}$ SE $\frac{1}{4}$	1304	IR	4.5	Schmidt, Robert & Carolyn

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SALEM, OREGON

Section 34

NE $\frac{1}{4}$ NE $\frac{1}{4}$	100	IR	10.0	Leonard, Ronald <i>Vezirova, LIR</i>
NE $\frac{1}{4}$ NE $\frac{1}{4}$	202	IR	7.5	Jermaczonak, Tony & Laurie
NE $\frac{1}{4}$ NE $\frac{1}{4}$	203	IR	3.3	Bottger, James & Bea
NE $\frac{1}{4}$ NE $\frac{1}{4}$	206	IR	1.7	Bottger, James & Bea
NE $\frac{1}{4}$ NE $\frac{1}{4}$	800	IR	0.6	Michael, Loreen
NW $\frac{1}{4}$ NE $\frac{1}{4}$	800	IR	4.4	Michael, Loreen
NW $\frac{1}{4}$ NE $\frac{1}{4}$	804	IR	2.5	O'Brien, James & Patricia
NW $\frac{1}{4}$ NE $\frac{1}{4}$	805	IR	2.5	Miller, G. J.
NW $\frac{1}{4}$ NE $\frac{1}{4}$	806	IR	5.0	Rush, Lucy K.
NW $\frac{1}{4}$ NE $\frac{1}{4}$	807	IR	5.0	Cooley, Orrin & Stephanie
SW $\frac{1}{4}$ NE $\frac{1}{4}$	801	IR	5.0	Ome, Alan G. & Deborah
SW $\frac{1}{4}$ NE $\frac{1}{4}$	802	IR	5.0	Masters, John
SW $\frac{1}{4}$ NE $\frac{1}{4}$	808	IR	5.0	Gonce, William & Carolyn
SW $\frac{1}{4}$ NE $\frac{1}{4}$	809	IR	3.0	Sheaffer, William & Annie
SE $\frac{1}{4}$ NE $\frac{1}{4}$	201	IR	2.0	Hall, Thomas & Faith
SE $\frac{1}{4}$ NE $\frac{1}{4}$	204	IR	4.8	Dvorak, Louis
SE $\frac{1}{4}$ NE $\frac{1}{4}$	205	IR	2.0	Hall, Thomas & Faith
SE $\frac{1}{4}$ NE $\frac{1}{4}$	300	IR	2.5	Harrison, Daniel
SE $\frac{1}{4}$ NE $\frac{1}{4}$	400	IR	2.0	Tellin, Mahlon & Patricia
SE $\frac{1}{4}$ NE $\frac{1}{4}$	600	IR	4.1	Dvorak, Louis
SE $\frac{1}{4}$ NE $\frac{1}{4}$	700	IR	4.0	Dvorak, Louis
NE $\frac{1}{4}$ SW $\frac{1}{4}$	1900	IR	6.4	Schlueter, James & Patricia } <i>T-74466 + 5.0</i> N95.008
SW $\frac{1}{4}$ SW $\frac{1}{4}$	1700	IR	24.0	Schlueter, James & Patricia
SE $\frac{1}{4}$ SW $\frac{1}{4}$	1700	IR	13.2	Schlueter, James & Patricia
SE $\frac{1}{4}$ SW $\frac{1}{4}$	1900	IR	5.8	Schlueter, James & Patricia
SW $\frac{1}{4}$ SE $\frac{1}{4}$	2100	IR	5.0	Cascade Materials <i>Greenholz, S</i>
SW $\frac{1}{4}$ SE $\frac{1}{4}$	2100	IND	2.0	Cascade Materials

Section 35

SEE NEXT PAGE



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to ORS 537.348(2) and OAR 690-077

Optional Identification by Lessor/Lessee: L11.21
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Peter McCook & Jacqueline K.H. McCook
Mailing address 10305 SW 64th Avenue
City, State, Zip Code Miami, FL 33156
Telephone number 305.663.5450
Email address PMCCOOK@AOL.COM

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If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~1- Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P 74146, 76106, S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T	R	Sect	¼ ¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	17S	11E	11	nsws	01601	1.0	Irr	74146	12	9/1/1900
2.										
3.										
4.										
5.										

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APR 13 2011

Total number of acres, if for irrigation, by certificate and priority date: 1.0 WATER RESOURCES DEPT
SALEM, OREGON

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)() (include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy.** The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease.** Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent.** If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Jan 2007

Additional Water Right Form For Pooled Water Right Holder Instream Lease

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.

~I~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
 [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4, tax lot number, map orientation and scale.]

T	R	Sect	1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*	
1.	17S	11E	11	nsw	01601	2.0	IRR	76106	4	12/8/1961
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

* (Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

[Attached map(s) must identify water right holder, township, range, section and 1/4, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: 2.0

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 SALEM, OREGON

3.4

Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5


Termination provision.

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
 - Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6

Modification to prevent injury. Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1:  Date: 2-28-11

Peter N. McCook
 Date: 2/28/11

Jacqueline K.H. McCook

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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SALEM, OREGON

EXHIBIT C

Deschutes River Conservancy 2011 Instream Leasing Program

Policy Concerning Weeds & Instream Leases Information on Farm Deferral & Lease Payment

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.
Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

Donated Leases: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, Peter McCook / JACQUELINE K. H. McCook,
Print Name understand the DRC weed policy and have
been informed about farm deferral and donations.

Signature:  Date: 2-28-11

RECEIVED

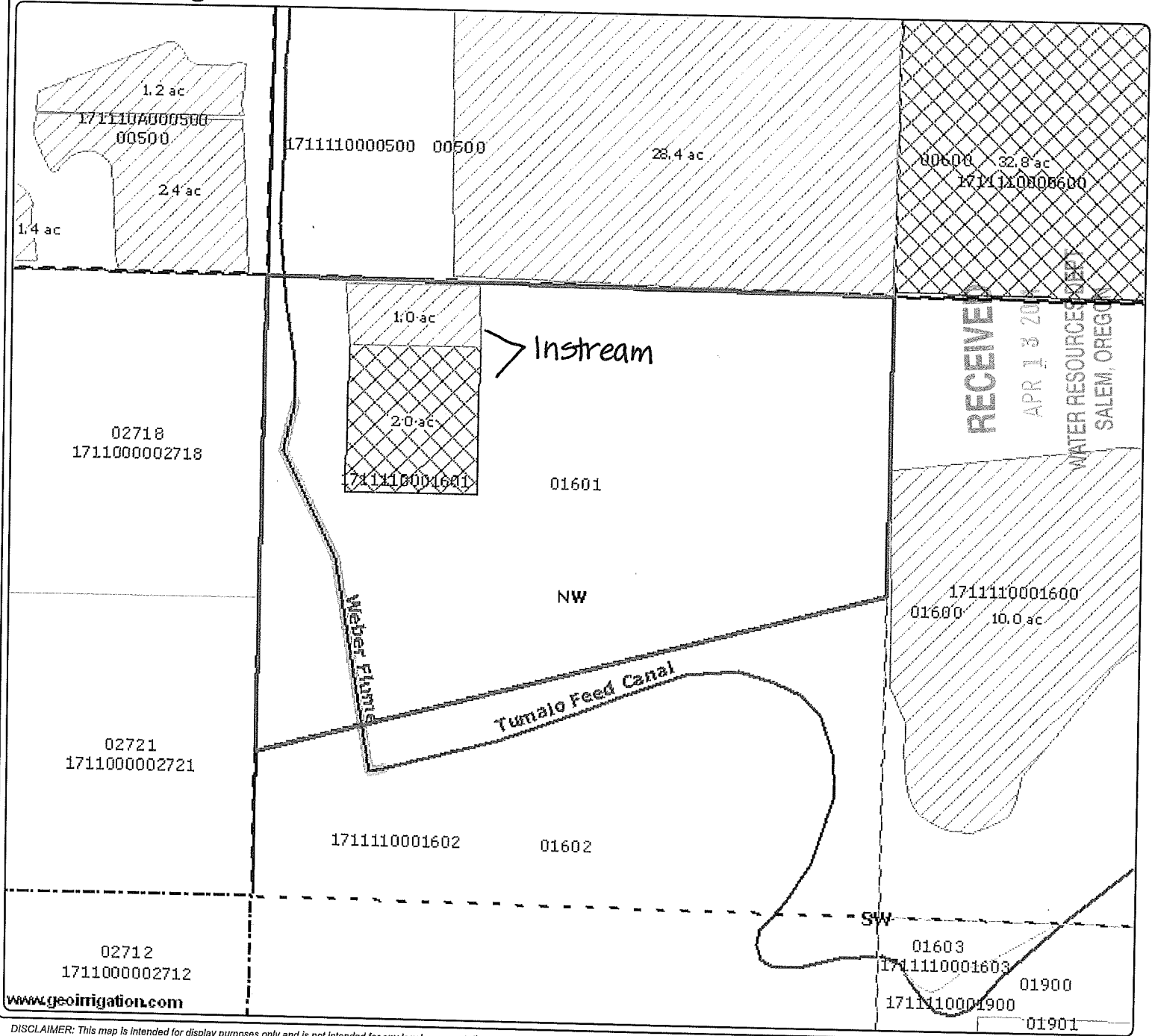
APR 13 2011

WATER RESOURCES DEPT
SALEM, OREGON

This form must be signed and returned with state lease form.

Tumalo Irrigation District

McCook L11.21
17-11-11-NW/SW-01601



- Cities
- District Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarter Labels
- Lot Labels
- Taxlot Labels
- Taxlots
- Canal All
- ▨ Canal Closed
- Canal Open
- ▣ Reservoir
- Unmapped Rights Labels
- Unmapped Rights
- Mapped Rights Labels
- ▣ Primary 74146 7
- ▣ Primary 76 106
- ▨ NHD Stream/River Area

Scale 1" = 300'
Created: 2/24/2011

www.geoirrigation.com

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

Handwritten signature and initials

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WATER RESOURCES DEPT
SALEM, OREGON

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 703 IR 5.8 Freeman/Triplett
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 700 POND 0.1 Gisler, Patrick & Deborah
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 702 IR 2.7 James, John & Dinah - Trustees
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 703 IR 32.0 Freeman/Triplett

Section 1

2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 105 IR 2.5 Haddix, Stephen J.
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 600 IR 15.3 Gill, John
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 700 IR 10.7 Gill, Rockne & Jane

Section 2

4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 100BB IR 1.0 Brizee, Harry & JoAnn
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 200BB IR 3.0 Rotondi, Richard & Judy
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 300BB IR 1.0 Booth, Jerry & Judi
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 400BB IR 2.0 Frederick, Roger & Leslie
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 500BB IR 1.8 Johnson, David & Bette
 4 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 501BB IR 0.2 Johnson, David & Bette

Section 3

1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100A IR 1.0 Larson/Gill, Kevin L. & Leslie E.
 2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 500A IR 10.0 Cobb, Ann Wright

Section 4

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 200A IR 1.0 Steinlicht, Mark & L. Diane
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 400A IR 1.2 Coats, Doug
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 500A IR 3.8 Coats, Doug

Section 10

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 200 IR 35.5 Kearns, Daniel & Barbara
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 500 IR 12.6 Coats, R.L. & Joyce
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1600 IR 10.0 Lyster, Ted & Eloise
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 1601 IR 1.0 McCook, Peter & Jacqueline
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1000 IR 1.0 Johnson/Peticolas
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 1001 IR 1.0 Bell, John
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1400 IR 1.0 Cooper, Robert & Beverly

Section 11

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 800 IR 4.4 Coats, R.L. & Joyce

Section 12

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2300 IR 1.0 Beightley/Taylor, Mark & Deborah
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 2400 IR 0.9 Moore, Bill & Mildred
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 2400 IR 1.1 Moore, Bill & Mildred

Section 13

Township 17 South, Range 11 East, W.M.

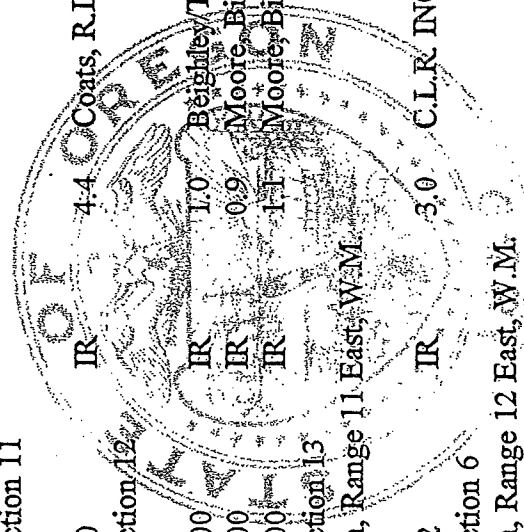
2 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 302 IR 3.0 C.L.R. INC.

Section 6

Township 17 South, Range 12 East, W.M.

Priority: 4/28/05

SE $\frac{1}{4}$ SE $\frac{1}{4}$ 1401 IR 0.44 Kirkhorn, Bruce
 Section 13



SEE NEXT PAGE

17	11	2	NW 1/4 NW 1/4	400	3.0	WALKER, J & L
17	11	2	SE 1/4 NW 1/4	700	8.4	GILL, R & J
17	11	3	NW 1/4 NW 1/4	101	0.9	BRIZEE, H & J
17	11	4	NE 1/4 NE 1/4	100	0.9	LARSON/GILL, K & L
17	11	4	NW 1/4 NE 1/4	400	2.0	SHORES, D & D
17	11	4	SW 1/4 NW 1/4	2000	15.0	BRILES/LOOMIS
17	11	4	SE 1/4 NW 1/4	2000	25.0	BRILES/LOOMIS
17	11	11	SE 1/4 NE 1/4	900	4.6	PARKER, D
17	11	11	SE 1/4 NE 1/4	901	3.9	PARKER, D
17	11	11	NE 1/4 NW 1/4	300	5.0	OVERBAY, R
17	11	11	NE 1/4 NW 1/4	302	5.0	MILLER/JILES
17	11	11	NE 1/4 NW 1/4	400	0.9	GRAVES, D & D
17	11	11	SE 1/4 NW 1/4	600	32.8	COATS, J
17	11	11	NW 1/4 SW 1/4	1601	2.0	MCCOOK, P & J
17	11	11	NE 1/4 SE 1/4	1000	2.0	RECEIVED DYER, L & A
17	11	11	NE 1/4 SE 1/4	1001	1.2	BELL, J APR 13 2011
17	11	11	NE 1/4 SE 1/4	1002	0.1	BELL, J WATER RESOURCES DEPT SALEM, OREGON
17	11	11	NW 1/4 SE 1/4	1400	0.9	COOPER, R & B
17	11	11	SE 1/4 SE 1/4	1800	7.2	HORSMAN REVOCABLE TRUST
17	11	12	SW 1/4 SW 1/4	800	26.6	COATS, J
17	11	13	SW 1/4 NE 1/4	100	13.7	COATS, J
17	11	13	SW 1/4 NE 1/4	806	1.0	GRAHAM, K
17	11	13	SE 1/4 NE 1/4	100	25.6	COATS, J
17	11	13	NW 1/4 NW 1/4	1600	0.4	ALLEN, C
17	11	13	SW 1/4 NW 1/4	1600	1.6	ALLEN, C
17	11	13	SW 1/4 NW 1/4	11800	0.9	ALLEN, C
17	11	13	NE 1/4 SW 1/4	500	11.2	COATS, J
17	11	13	SW 1/4 SW 1/4	500	0.4	COATS, J
17	11	13	SE 1/4 SW 1/4	500	29.1	COATS, J
17	11	13	NE 1/4 SE 1/4	100	14.5	COATS, J
17	11	13	NW 1/4 SE 1/4	100	24.1	COATS, J
17	11	13	SW 1/4 SE 1/4	100	2.5	COATS, J
17	11	13	SW 1/4 SE 1/4	500	4.5	COATS, J
17	11	14	NE 1/4 NE 1/4	11000	2.0	STOLLER, E & G
17	11	14	NE 1/4 NE 1/4	11100	7.5	BAXTER, R
17	11	14	NE 1/4 NE 1/4	11200	0.5	BENDIS, J & D
17	11	14	NE 1/4 NE 1/4	11700	0.6	ALLEN, C
17	11	14	SE 1/4 NE 1/4	11800	0.5	ALLEN, C

Jan 2007



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for
Instream Lease
Attachment 5: Pooled Water Right Holder Form

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.

Pursuant to **ORS 537.348(2) and OAR 690-077**

Optional Identification by Lessor/Lessee: L11.23
Lease Application Number (assigned by WRD): _____

This Lease is with:

Lessor #1 (Water Right Holder):

Name Gilman/Owenby, Christopher & Louise

Mailing address 1870 Poplar Drive

City, State, Zip Code Walnut Creek, CA 94595

Telephone number 925.937.3066 ALTERNATE phone: 925.216.3066

Email address Chris@cgilmanarchitect.com audiovonne@comcast.net

If additional water right holders, enter water right holder information below

Note: The section numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same information as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.

~I~ Water Right Holder and Water Right Information

- 1.1 Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5.
If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
- 1.3 For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
Certificate No. P. 74146, 74147, 76106 S: 74147, 74148, 74149, 76520
- 1.4 Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
- 1.5 **Water Right(s) Proposed to be Leased Instream.** Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

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State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Additional Water Right Form For Pooled Water Right Holder Instream Lease

Jan 2007

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.

~|~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:
 [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T	R	Sect	1/4	1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority**
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)										
1.	16S	11E	25	swnc	00500	3.0	IRR	74147	5	10/29/1913
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

[Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: 3.0

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 SALEM, OREGON

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State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 946-0900

Additional Water Right Form For Pooled Water Right Holder Instream Lease

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/DWRD/PUBS/forms.shtml.

~1~

Section 1.5 continued from Pooled Leasing Water Right Holder Form.

Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:

[This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

T	R	Sect	1/4	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority ^{1/2}	
1.	16S	11E	25	sw1/4	00500	10.0	IRR	76106	2	12/8/1961
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)

[Attached map(s) must identify water right holder, township, range, section and 1/4 1/4, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: 10.0

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 SALEM, OREGON

T	R	Sect	1/4	TaxLot	Acres	Type of Use	Certificate #	Page(s) #	Priority
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)									
1.	16S	11E	25	00500	.50	lrr	74146	6	9/1/1900
2.									
3.									
4.									
5.									

Total number of acres, if for irrigation, by certificate and priority date: .50

Conditions or other limitations, if any: _____

If you need to enter another leased right, please use the Additional Water Right Form for Pooled Water Right Holder.

1.6 Validity of rights. Lessor(s) attests (mark one) that:

- The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
- The water has not been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)() (include necessary supporting documentation as Attachment 3).

~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 15, 2011. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

~III~ Other Information

3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.

3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.

3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

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3.4 **Suspension of original use.** During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 **Termination provision.**

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less than 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
 - Written notice to the Department with original signatures;
 - Consent by all parties to the lease; and/or
 - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.

3.6 **Modification to prevent injury.** Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1:  _____ Date: 2/28/11
Christopher Gilman

Louise Owenby _____ Date: 2/28/11

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is checked)

Exhibit 5-D: Split Season Instream Use Form

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SALEM, OREGON

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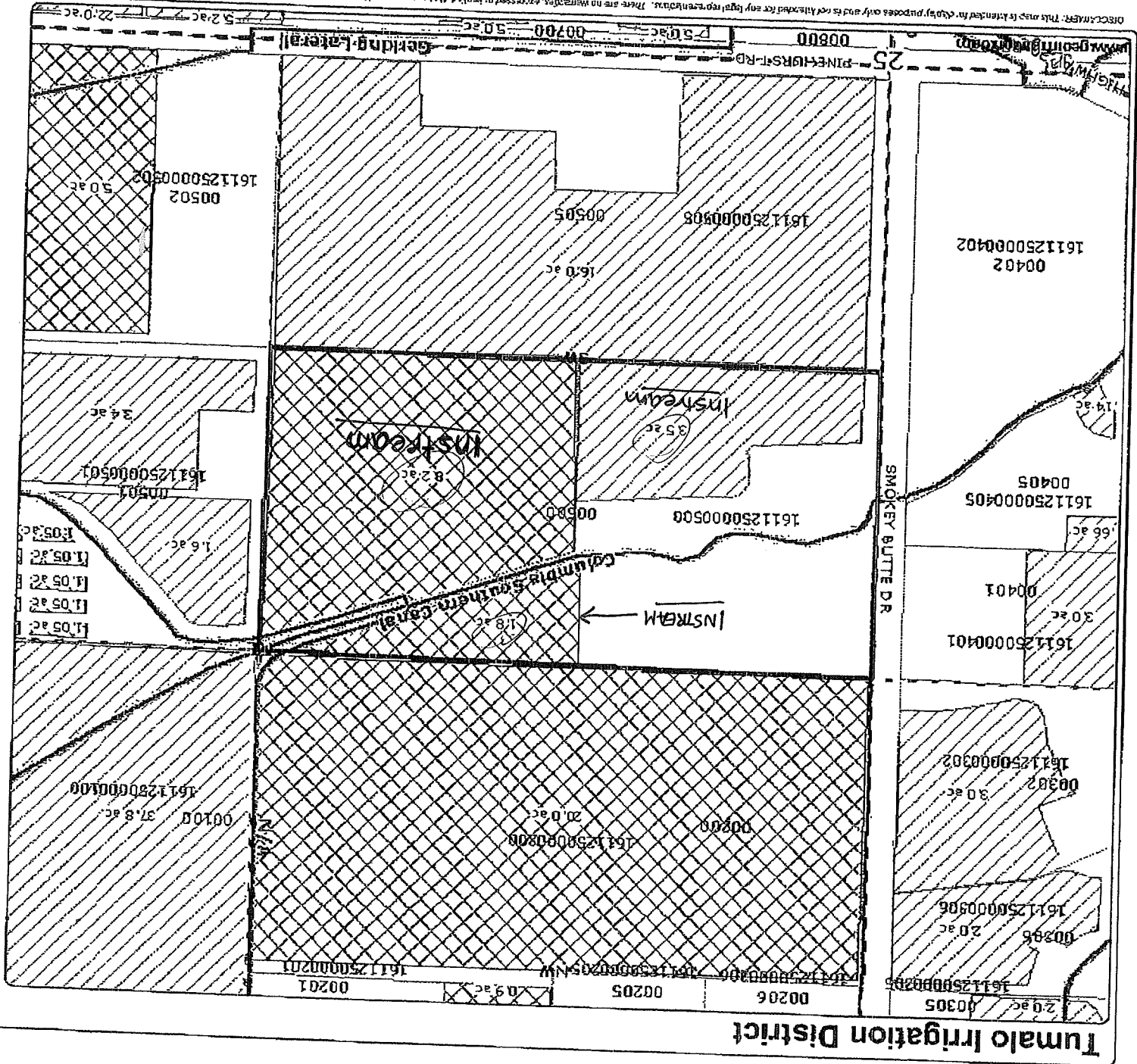
Gilman/Owenby L11.23
16-11-25-SW/NE-00500

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SALEM, OREGON

Scale 1" = 300'
Created: 2/28/2011

*CC #10

- Cities
- Distric Boundary
- Highways
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Labels
- Lot Labels
- Texton Labels
- Taxlots
- Canal All
- Canal Closed
- Canal Open
- Reservoir
- Unmapped Rights Labels
- Unmapped Rights
- Mapped Rights Labels
- Primary 76 106
- Primary 74 149 7
- NHD Stream/River Area



DISCLAIMER: This map is intended to display purposes only and is not intended for any legal requirements. There are no warranties, expressed or implied, that accompany this product.

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SALEM, OREGON

1.7 Allen, Lawrence
9.9 Coyote Ridge, Inc.
7.6 Coyote Ridge, Inc.
14.2 Lucas, Lee & Karen
5.3 Vincent, Kenneth & Karen
14.9 Lucas, Lee & Karen

Section 23

SW ¹ / ₄ SW ¹ / ₄	520	IR	14.9	Sheehan, Thomas & Mimi
SW ¹ / ₄ SW ¹ / ₄	523	IR	5.0	Day, Matt & Lesley
SE ¹ / ₄ SW ¹ / ₄	523	IR	8.1	Doherty, Barbara
SE ¹ / ₄ SW ¹ / ₄	524	IR	5.0	Page, John & Carol
NW ¹ / ₄ SE ¹ / ₄	515	IR	4.0	Anderson, Robert & Bonita
SW ¹ / ₄ SE ¹ / ₄	524	IR	2.4	Day, Matt & Lesley
		IR	2.6	Day, Matt & Lesley
		IR	14.0	Ahern, Robert & Lisa
		IR	5.0	Brand, Donald
		IR	2.0	Hays, Kenneth & Karen
		IR	2.0	Wilson, Lawrence & Joann, Trustees
		IR	6.0	Curley, Richard & Beverly
		IR	2.3	Niebauer, Douglas W.
		IR	2.8	Wegner, Eugene & Sally
		IR	0.7	Niebauer, Douglas W.
		IR	1.18	Susac, John A.
		IR	1.82	Susac, John A.
		IR	7.0	Valverde, Daniel & Jeanette
		IR	8.0	Barker, Dennis & Doris
		IR	2.5	Kashner, Richard & Carrie
		IR	2.5	Siano, Vince & Ruth
		IR	5.0	Hoover, Bruce & Priscilla
		IR	5.0	Walker, Derald & Linda
		IR	3.0	Helle, John & Stephanie
		IR	3.0	Helle, John & Stephanie
		IR	10.0	Van Sooy, Lance & Alene
		IR	1.5	Helle, John & Stephanie
		IR	1.0	Helle, John & Stephanie
		IR	3.0	Helle, John & Stephanie
		IR	19.0	Weitzman, Lawrence & Kimberly
		IR	11.0	Weitzman, Lawrence & Kimberly

Section 24

NW ¹ / ₄ NE ¹ / ₄	205	IR	2.5	Pimion, William & Elizabeth
SW ¹ / ₄ NE ¹ / ₄	500	IR	0.5	Mahoney, Dan & Martha
SW ¹ / ₄ NE ¹ / ₄	505	IR	16.0	Hastings, Martha G.
SE ¹ / ₄ NE ¹ / ₄	502	IR	5.0	Nolan, James
SE ¹ / ₄ NE ¹ / ₄	504	IR	3.0	Pimentel, Kenneth & Virginia
NE ¹ / ₄ NW ¹ / ₄	302	IR	3.4	Richardson Family 1990 Trust
NE ¹ / ₄ NW ¹ / ₄	306	IR	2.6	Holling, Barry & Barbara
SE ¹ / ₄ NW ¹ / ₄	405	IR	0.3	Wonser, Michael & Mary
SE ¹ / ₄ NW ¹ / ₄	406	IR	2.7	Hughes, Marion & Maureen
SE ¹ / ₄ NW ¹ / ₄	407	IR	2.5	Larson, Mark & Katharyn
SW ¹ / ₄ SW ¹ / ₄	902	IR	1.0	Aldridge, Daniel & Deborah
SW ¹ / ₄ SW ¹ / ₄	904	IR	9.1	Vincent Family Farms Inc.
SW ¹ / ₄ SW ¹ / ₄	906	IR	11.0	Vincent, Tim & Teresa

Section 25

16-11

SEE NEXT PAGE

IR 4.00
IR 1.75 5.75
IR 6.50
IR 3.45 26.35
IR 8.20

Moe, L.C. & Mary
Vincent, Kenneth & Karen
Einbund, James
Lucas, Lee & Karen
Lucas, Lee & Karen

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 522
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 515
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 519
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 524
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 524

Section 23

IR 14.20
IR 18.10
IR 0.30
IR 3.70
IR 14.90
IR 7.70
IR 8.10
IR 0.50
IR 15.60
IR 15.30
IR 5.00

Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Sheehan, Thomas & Mimi
Day, Matt & Lesley
Doherty, Barbara
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Page, John & Carol
Mayer, Harry
Johnson, Ken & Tracy
Anderson, Robert & Bonita
Day, Matt & Lesley
Day, Matt & Lesley
Ahem, Robert & Lisa
Brand, Donald
Hays, Kenneth & Karen
Wilson, Lawrence & Joann, Trustees
Curley, Richard & Beverly
Niebauer, Douglas W.
Hensley, Wayne & Irene
Wegner, Eugene & Sally
Niebauer, Douglas W.
Hensley, Wayne & Irene
Susac, John A.
Susac, John A.
Valverde, Daniel & Jeanette
Martin, William & Dorothy
Henrikson, Terry
Martin, William & Dorothy
Barker, Dennis & Doris
Kasimer, Richard & Carrie
Slano, Vince & Raith
Hoyer, Bruce & Priscilla
Walker, Derald & Linda
Helle, John & Stephanie
Helle, John & Stephanie
Van Scoy, Lance & Alene
Helle, John & Stephanie
Helle, John & Stephanie
Helle, John & Stephanie
Weitzman, Lawrence & Kimberly
Weitzman, Lawrence & Kimberly

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NW $\frac{1}{4}$ NE $\frac{1}{4}$ 100
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SE $\frac{1}{4}$ SE $\frac{1}{4}$ 2401

IR 1.00
IR 1.60
IR 4.00
IR 2.40
IR 2.60
IR 14.00
IR 5.00
IR 2.00
IR 2.00
IR 6.00
IR 6.00
IR 2.30
IR 0.80
IR 2.80
IR 0.70
IR 0.20
IR 1.18
IR 1.82
IR 7.00
IR 4.70
IR 6.40
IR 4.30
IR 8.00
IR 2.50
IR 2.50
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IR 3.00
IR 11.50
IR 1.50
IR 1.00
IR 3.00
IR 19.00
IR 11.00

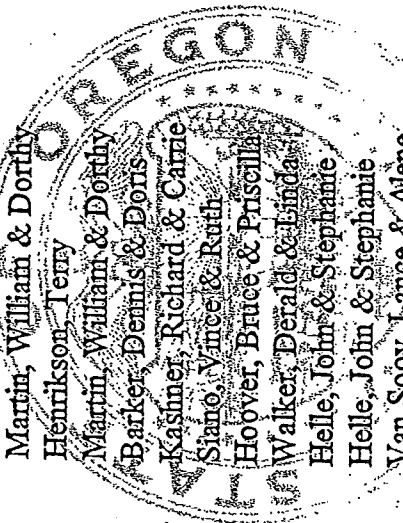
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Sheehan, Thomas & Mimi
Day, Matt & Lesley
Doherty, Barbara
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Page, John & Carol
Mayer, Harry
Johnson, Ken & Tracy
Anderson, Robert & Bonita
Day, Matt & Lesley
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Ahem, Robert & Lisa
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Wegner, Eugene & Sally
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Kasimer, Richard & Carrie
Slano, Vince & Raith
Hoyer, Bruce & Priscilla
Walker, Derald & Linda
Helle, John & Stephanie
Helle, John & Stephanie
Van Scoy, Lance & Alene
Helle, John & Stephanie
Helle, John & Stephanie
Helle, John & Stephanie
Weitzman, Lawrence & Kimberly
Weitzman, Lawrence & Kimberly

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 204
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NW $\frac{1}{4}$ NE $\frac{1}{4}$ 206
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 500

IR 37.80
IR 2.00
IR 3.00
IR 2.00
IR 3.00
IR 0.50

Anliker, Mrs. R. J.
Mayea, James & Cherie
Pitmon, William & Elizabeth
Palmer, Vernon & Edna
Mahoney, Dan & Martha
Carmain, Owenby

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 204
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 205
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 206
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 500



IR 4.00
IR 1.75 5.75
IR 6.50
IR 3.45 26.35
IR 8.20

Moe, L.C. & Mary
Vincent, Kenneth & Karen
Einbund, James
Lucas, Lee & Karen
Lucas, Lee & Karen

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 522
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 515
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 519
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 524
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 524

Section 24

IR 14.20
IR 18.10
IR 0.30
IR 3.70
IR 14.90
IR 7.70
IR 8.10
IR 0.50
IR 15.60
IR 15.30
IR 5.00

Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Sheehan, Thomas & Mimi
Day, Matt & Lesley
Doherty, Barbara
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Page, John & Carol
Mayer, Harry
Johnson, Ken & Tracy
Anderson, Robert & Bonita
Day, Matt & Lesley
Day, Matt & Lesley
Ahem, Robert & Lisa
Brand, Donald
Hays, Kenneth & Karen
Wilson, Lawrence & Joann, Trustees
Curley, Richard & Beverly
Niebauer, Douglas W.
Hensley, Wayne & Irene
Wegner, Eugene & Sally
Niebauer, Douglas W.
Hensley, Wayne & Irene
Susac, John A.
Susac, John A.
Valverde, Daniel & Jeanette
Martin, William & Dorothy
Henrikson, Terry
Martin, William & Dorothy
Barker, Dennis & Doris
Kasimer, Richard & Carrie
Slano, Vince & Raith
Hoyer, Bruce & Priscilla
Walker, Derald & Linda
Helle, John & Stephanie
Helle, John & Stephanie
Van Scoy, Lance & Alene
Helle, John & Stephanie
Helle, John & Stephanie
Helle, John & Stephanie
Weitzman, Lawrence & Kimberly
Weitzman, Lawrence & Kimberly

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 204
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 205
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 206
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 500

IR 1.00
IR 1.60
IR 4.00
IR 2.40
IR 2.60
IR 14.00
IR 5.00
IR 2.00
IR 2.00
IR 6.00
IR 6.00
IR 2.30
IR 0.80
IR 2.80
IR 0.70
IR 0.20
IR 1.18
IR 1.82
IR 7.00
IR 4.70
IR 6.40
IR 4.30
IR 8.00
IR 2.50
IR 2.50
IR 5.00
IR 5.00
IR 3.00
IR 3.00
IR 11.50
IR 1.50
IR 1.00
IR 3.00
IR 19.00
IR 11.00

Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Sheehan, Thomas & Mimi
Day, Matt & Lesley
Doherty, Barbara
Day, Matt & Lesley
Day, Matt & Lesley
Day, Matt & Lesley
Page, John & Carol
Mayer, Harry
Johnson, Ken & Tracy
Anderson, Robert & Bonita
Day, Matt & Lesley
Day, Matt & Lesley
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Walker, Derald & Linda
Helle, John & Stephanie
Helle, John & Stephanie
Van Scoy, Lance & Alene
Helle, John & Stephanie
Helle, John & Stephanie
Helle, John & Stephanie
Weitzman, Lawrence & Kimberly
Weitzman, Lawrence & Kimberly

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 100
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 204
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 205
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 206
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 500

16-11-25

SEE NEXT PAGE

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16	11	23	SW 1/4 NE 1/4	509	1.5	BYRUM, D & T
16	11	23	NE 1/4 SE 1/4	500	1.0	MOE, L & M
16	11	23	NE 1/4 SE 1/4	521	3.0	WEHDE, B & J
16	11	23	NE 1/4 SE 1/4	522	1.0	MOE, L & M
16	11	23	NW 1/4 SE 1/4	505	2.7	BIOCINI, J
16	11	23	SE 1/4 SE 1/4	510	0.6	BJERK, L & D
16	11	23	SE 1/4 SE 1/4	512	1.0	POAGE, L & G
16	11	24	NW 1/4 SW 1/4	1801	0.9	NIEBAUER, D
16	11	24	SW 1/4 SW 1/4	2001	0.4	BJERK, L & D
16	11	24	NW 1/4 SE 1/4	1403	1.2	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2201	1.3	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2500	1.3	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2600	1.34	HELLE, J & S
16	11	24	SW 1/4 SE 1/4	2700	1.3	HELLE, J & S
16	11	25	NW 1/4 NE 1/4	200	20.0	ANLIKER, M
16	11	25	NW 1/4 NE 1/4	204	0.9	MAYEA, J
16	11	25	SW 1/4 NE 1/4	500	10.0	RUCKS, E
16	11	25	SE 1/4 NE 1/4	501	6.0	SCHUMACHER, W & D
16	11	25	SE 1/4 NE 1/4	502	5.0	NOLAN, J & J
16	11	25	SE 1/4 NE 1/4	503	2.0	TOYEV, R & K
16	11	25	SE 1/4 NE 1/4	504	1.0	PIMENTEL, K & V
16	11	25	NW 1/4 NW 1/4	1300	1.0	VANHOUEWLING, D
16	11	26	NE 1/4 SW 1/4	300	2.0	MASTER, R & J
16	11	26	SE 1/4 SW 1/4	801	3.5	FLANNERY/NAUER
16	11	27	NW 1/4 SW 1/4	302	1.0	MCGINNIS, T & M
16	11	27	NW 1/4 SE 1/4	203	10.0	ROLA, J & S
16	11	33	SE 1/4 NW 1/4	600	3.0	WESSINGER, W & P
16	11	33	SE 1/4 SW 1/4	600	4.0	WESSINGER, W & P
16	11	34	SW 1/4 NE 1/4	906	1.0	LOVISCO, J AND S
16	11	34	NE 1/4 SW 1/4	807	1.0	HATCH, G
16	11	35	NW 1/4 NE 1/4	807	3.7	COOLEY, O & S
16	11	35	NE 1/4 NW 1/4	900	35.0	FLOYD, M & S
16	11	35	NE 1/4 SW 1/4	1900	20.0	SCHLUETER, J & P
16	11	35	NE 1/4 SE 1/4	2000	15.0	TID
16	11	36	SE 1/4 SE 1/4	1501	1.0	CULLMAN, R
16	12	6	NW 1/4 SW 1/4	1800	1.2	BLAKE, G & L
16	12	6	NW 1/4 SW 1/4	1801	8.8	BLAKE, G & L
16	12	7	NE 1/4 NE 1/4	100	21.5	GOBILLE, D & C

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WATER RESOURCES DEPT
SALEM, OREGON

*Estimate book
Property was sold to
by old time permit*