



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

Instream Lease Renewal Application

Complete the questions below and include any required attachments Fill in or check boxes as indicated. (N/A = Not Applicable)	Instream Lease <u>IL- 837</u> Renewal Fee included <input type="checkbox"/>
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The undersigned hereby request Instream Lease Number IL-837 be renewed.

Fees: \$110.00 for an instream lease renewal application
 Check enclosed or Fee Charged to customer account Deschutes River Conservancy (Account name)

Term of the Lease: The lease is requested to begin in month <u>April</u> year <u>2014</u> and end month <u>October</u> year <u>2014</u>	
Validity of the Right(s) (check the appropriate box): <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream. <input type="checkbox"/> If the water right(s) have not been used for the last five years, right(s). Documentation describing why the water right(s) is not subject to forfeiture is provided. ORS 540.610(2).	Termination provision (for multiyear leases): The parties to the lease request: <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)

Yes No Conservation Reserve Enhancement Program **CREP**—Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

The undersigned declare:

1. The Lessor(s) agree during the term of this lease, to suspend use of water allowed under the subject water right(s) and under any appurtenant primary or supplemental water right(s) not involved in the lease application; and
2. The Lessor(s) certify that I/we are the holders of the water right(s) involved in this Instream Lease. If not the deeded land owner, I/we have provided documentation demonstrating authorization to pursue the lease application and/or consent from the deeded landowner; and
3. All parties affirm that information provided in this lease application is true and accurate. Circumstances have not changed and all matters involved with or affected by the original instream lease remain as they were when the lease was previously approved. We also acknowledge that the terms and conditions of the original lease, referenced herein, are incorporated by reference in their entirety.

Kristen Wigle
 Signature of Lessor

Date: 3/7/14

Printed name (and title): Kristen Wigle Business name, if applicable: _____

Mailing Address (with state and zip): 65456 Swalley Rd., Bend, OR 97701

Phone number (include area code): 503 388 4051 **E-mail address: kristinwigle@hotmail

Trevor Wigle
 Signature of Lessor Trevor Wigle

Date: 07-MAR-14

Printed name (and title): Trevor Wigle Business name, if applicable: _____

Mailing Address (with state and zip): 65456 Swalley Rd., Bend, OR 97701

Phone number (include area code): _____ **E-mail address: trevor.wigle@gmail

See next page for additional signatures.

Suzanne Butterfield
Signature of Co-Lessor

Date: 3-10-14

Printed name (and title): Suzanne Butterfield
District/organization name: Swalley Irrigation District
Mailing Address (with state and zip): 64672 Cook Ave., Ste. 1, Bend, OR 97701
Phone number (include area code): 541-388-0658 **E-mail address: kathy@swalley.com

Signature of Co-Lessor Date: _____

Printed name (and title): _____
Business/organization name: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

Genevieve Hubert
Signature of Lessee

Date: 3/10/14

Printed name (and title): Genevieve Hubert, Program Manager
Business/organization name: Deschutes River Conservancy
Mailing Address (with state and zip): 700 NW Hill St., Bend, OR 97701
Phone number (include area code): 541-382-4077 ext 16 **E-mail address: gen@deschutesriver.org

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR.**

RD 120485 33

THIS SPACE RESERVED FOR RDER'S USE



After recording return to:
Trevor Wigle
65456 Swalley Road
Bend, OR 97701

Until a change is requested all tax statements shall be sent to the following address:

Trevor Wigle
65456 Swalley Road
Bend, OR 97701

Escrow No. RD120485SN
Title No. 120485
SWD

DESCHUTES COUNTY OFFICIAL RECORDS
NANCY BLANKENSHIP, COUNTY CLERK

2010-04277



\$53.00

01/27/2010 04:06:23 PM

D-D Cnt=1 Str=30 JS
\$10.00 \$11.00 \$15.00 \$10.00 \$5.00

2275

STATUTORY WARRANTY DEED

Christopher Altomare and Denise Altomare, as tenants by the entirety, Grantor(s) hereby convey and warrant to Trevor Wigle and Kristin C. Wigle, as tenants by the entirety, Grantee(s) the following described real property in the County of Deschutes and State of Oregon free of encumbrances except as specifically set forth herein:

EXHIBIT "A"
LEGAL DESCRIPTION

The Southerly 990.00 feet of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Twenty-one (21), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, lying Westerly of the Easterly bank of the Main Swalley Canal.

EXCEPTING THEREFROM the Southerly 660.00 feet of the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Twenty-one (21), Township Sixteen (16) South, Range Twelve (12), East of the Willamette Meridian, Deschutes County, Oregon, lying Westerly of the Easterly bank of the Main Swalley Canal.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:

Account No. 248707 TM 16 12 21 00 00502

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

The true and actual consideration for this conveyance is PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007.

Dated this 19 day of December, 2009.

Christopher Altomare
Denise Altomare
Denise Altomare

See Attached
Notary Certificate
12/18/09
MD

STATE OF CALIFORNIA After recording, return to
AmeriTitle
15 OREGON AVENUE, BEND

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Los Angeles

On 12/18/09
Date

before me, Marsha Jeffer Notary Public
Here Insert Name and Title of the Officer

personally appeared

Christopher Altomare and Denise Altomare
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature

Marsha Jeffer
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Statutory Warranty Deed

Document Date:

12/18/09

Number of Pages:

1

Signer(s) Other Than Named Above: None

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing: _____