



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

Application for District Instream Lease

Part 1 of 4 – Minimum Requirements Checklist

This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization) Complete Parts 1 through 4 and any required attachments	OWRD#	IL-1448
	District#	11.3

Check all items included with this application. (N/A = Not Applicable)

Yes N/A Pooled Lease—a lease with more than one Lessor (Landowner/water right interest holder)

Fee in the amount of:

<input type="checkbox"/> \$450.00 for a lease involving four or more landowners or four or more water rights	Or <input checked="" type="checkbox"/> \$300.00 for all other leases
<input type="checkbox"/> Check enclosed or	
<input checked="" type="checkbox"/> Fee Charged to customer account <u>Deschutes River Conservancy</u> (Account name)	

Part 1 –

Completed Minimum Requirements Checklist

Part 2 – Completed District and Other Party Signature Page

Part 3 – Completed Place of Use and Lessor Signature Page
 (Include a separate Part 3 for each Lessor.)

Part 4 – Completed Water Right and Instream Use Information
 (Include a separate Part 4 for each Water Right.)

How many Water Rights are included in the lease application? 1 (# of rights)

List each water right to be leased instream here: 74197

Yes N/A Other water rights, if any, appurtenant to the lands involved in the lease application and not proposed to be leased instream.

List those other water rights here: 76714 supplemental storage

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: _____)?

Required Attachments:

Yes N/A Instream lease application map(s). More than one QQ and property may be included on each map. A map is not required if an entire right is being leased or if the right is for use of municipal or quasi-municipal water use. The map should include the following:

- A north arrow and map scale (no smaller than 1" = 1320').
- Label township, range, section and quarter-quarter (QQ).
- If an irrigation right, the numbers of acres to be leased in each quarter-quarter identify and hachure/shade to differentiate between the acreage being leased and any remaining. If the place of use has more than one priority date, source stream, and/or point of diversion you must identify each with separate hachuring or shading and label.
- Tax lot lines and numbers must be included on the map and should clearly identify the property(s) involved.

Yes N/A If the Lessor(s) is not the deeded land owner, include one of the following:

- A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation.

Yes N/A If the right has not been used in the last five years; provide supporting documentation indicating why a right (or portion thereof) is not subject to forfeiture.

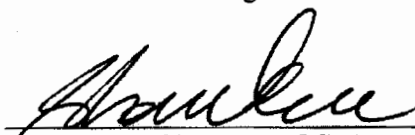
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Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month <u>April</u> year <u>2015</u> and end: month <u>October</u> year <u>2015</u> .	
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <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 type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
Validity of the rights to be leased: <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; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

SIGNATURES

The undersigned declare that the information contained in this application is true and accurate.

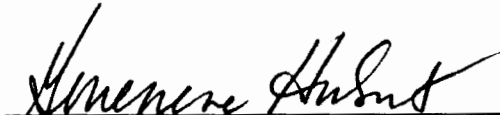

 _____ Date: 3/26/15
 Signature of Co-Lessor

Printed name (and title): Shawn Gerdes, Manager
 Business/Organization name: Arnold Irrigation District
 Mailing Address (with state and zip): 19604 Buck Canyon Rd., Bend, OR 97702
 Phone number (include area code): 541-382-7664 **E-mail address: aidist@bendbroadband.com

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

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See next page for additional signatures.


Signature of Lessee

Date: 3/31/15

Printed name (and title): Gen Hubert, Program Manager

Business/organization name: Deschutes River Conservancy

Mailing Address (with state and zip): PO Box 1560, Bend, OR 97709

Phone number (include area code): 541-382-4077 **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**

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Arnold Irrigation District
Pooled Lease 2015

	Landowner	TRS	QQ	Tax Lot	Acres	Prior Lease	Map	Quit Claim deed	Warranty Deed	Additional Deed
1	Carl Urben	181124	nesw	6100	4.18	1087	Y color	n/a	n/a	
2	Avion Water	181124	sww	1900	0.51	1376	Y	2013-15693	93-14554	
	Avion Water	181221	nese	1101	3.00	1376	Y	2010-24720	2005-80920	
	Avion Water	181221	nwse	300	0.45	1376	Y	2013-11991	2012-030858	
	Avion Water	181317	swnw	2001	0.92	1376	Y	2013-49428	2011-08888	
3	Arnold ID	181208	nenw	1302	0.40	1376	Y	2013-24670	1974 215 519	
	Arnold ID	181124	swne	3300	1.10	1376	Y	2008-22053	94-06991	
	Arnold ID	181222	swnw	1200	0.59	1376	Y	2012-34475	2012-020899	
	Arnold ID	181125	nenw	1600	0.75	1376	Y	2012-42821	2009-46580	
	Arnold ID	181204	sesw	1100	7.60	1376	Y	2014-03462	2013-032565	2013-032564
	Arnold ID	181209	nenw	100	30.00	1376	Y	2014-03462	2013-032565	2013-032564
	Arnold ID	181222	nesw	1600	1.00	n/a	Y color	2014-10791	2014-000385	
	Arnold ID	181125	nenw	9000	0.45	n/a	Y color	2014-31262	2012-043593	
					Total	50.95 acres irrigation				

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Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1. Identify water right(s) proposed to be leased instream.
Provide a separate Table 1 for each Lessor (water right interest holder/landowner).**

Table 1

Irrigation District or other Water Purveyor Name: Carl Urben

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, acre lot gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) and attach additional table (matching Table 1) and attach.

Water Right#	Priority Date	POD#	Reg	Reg	Reg	Q-Q	Use Type	Gov't Lot/DLC#	Acres	Use	Page#	Previous Lease#		
74197	2/1/1905 & 4/25/1905	1	.18	S	11	E	24	NE SW	6100		4.18	IRRIG	3	IL-1087

Any additional information about the right: _____

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

- I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
- I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
- I/We affirm that the information in this application is true and accurate.

Carl Urben

Date: 3/22/15

Carl Urben - Signature of Lessor

Printed name (and title): CARL URBEN

Business name, if applicable: _____

Mailing Address (with state and zip): 16935 Green Drake Ct., Sisters, OR 97759

Phone number (include area code): 541-948-9461 **E-mail address: ccurbene@mrn.com

Date: _____

Signature of Lessor

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

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

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181124-NESW-6100 - 4.18 ac - ϕ ac. remaining



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4.18 Ac Instream



Author: Juanita De Jarnett
Organization: Arnold Irrigation District

0 0.035 0.07 0.105 1 mi
Date Created: March 26, 2015

Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: Avion Water Company

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.

Any attached table should include reference to the Lessor.

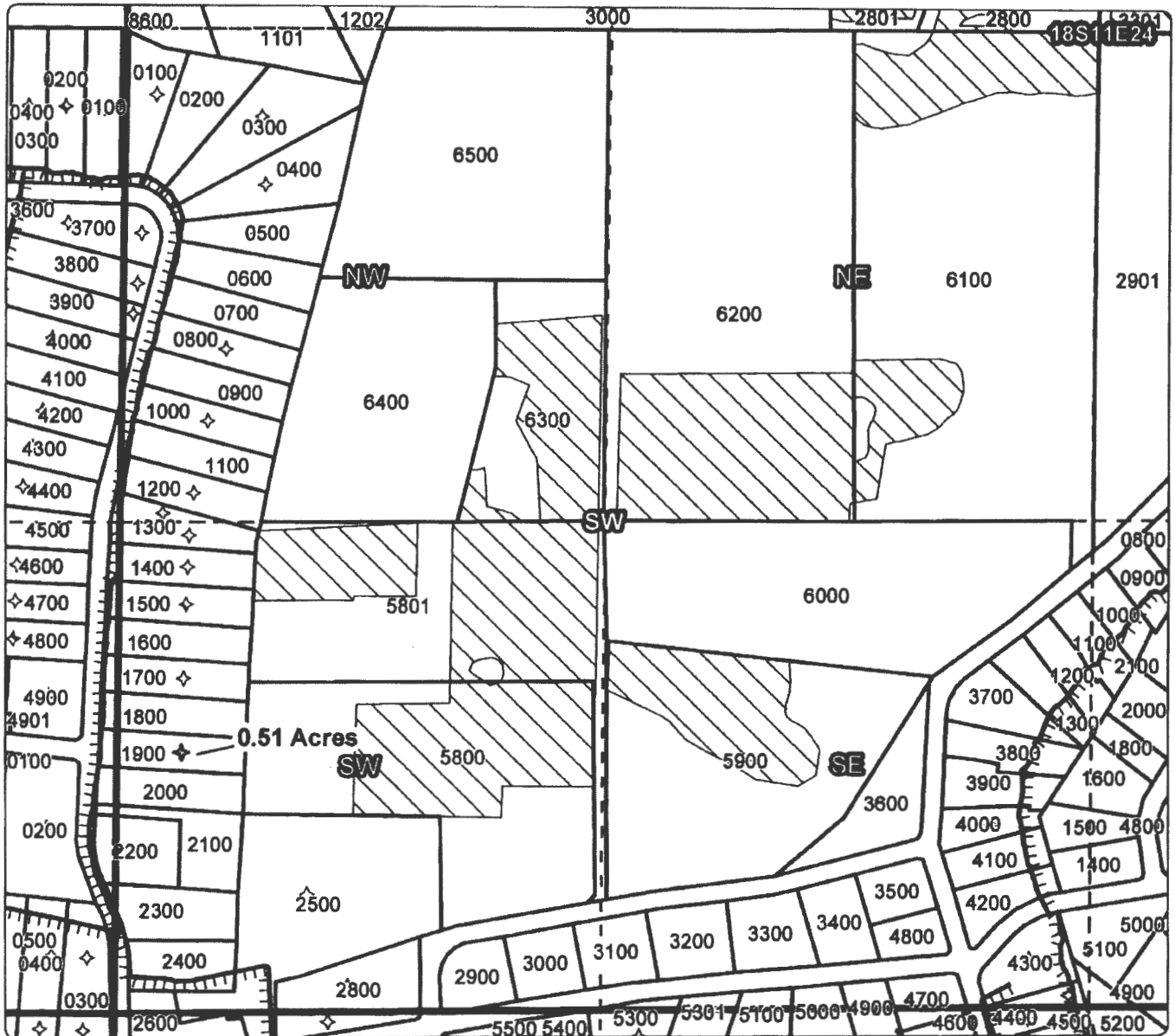
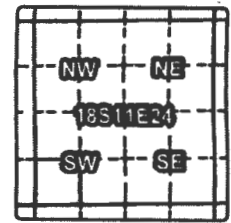
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
74197	02/01/1905 & 04/25/1905	1	18 S	11 E	24	SW SW	1900		0.51	IRR	4	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	21	NE SE	1101		3.00	IRR	16	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	21	NW SE	300		0.45	IRR	16	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	13 E	17	SW NW	2001		0.92	IRR	20	ILK-1376

Any additional information about the right: 4.88 total acres IRRIG

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

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Application for Instream Lease
 Cert #: 74197
 For: Avion Water Company



1 YEAR INSTREAM LEASE MAP

Taxlot 1900, 18S11E24SWSW: 0.51 Acres Leased, 0 Acres Remaining

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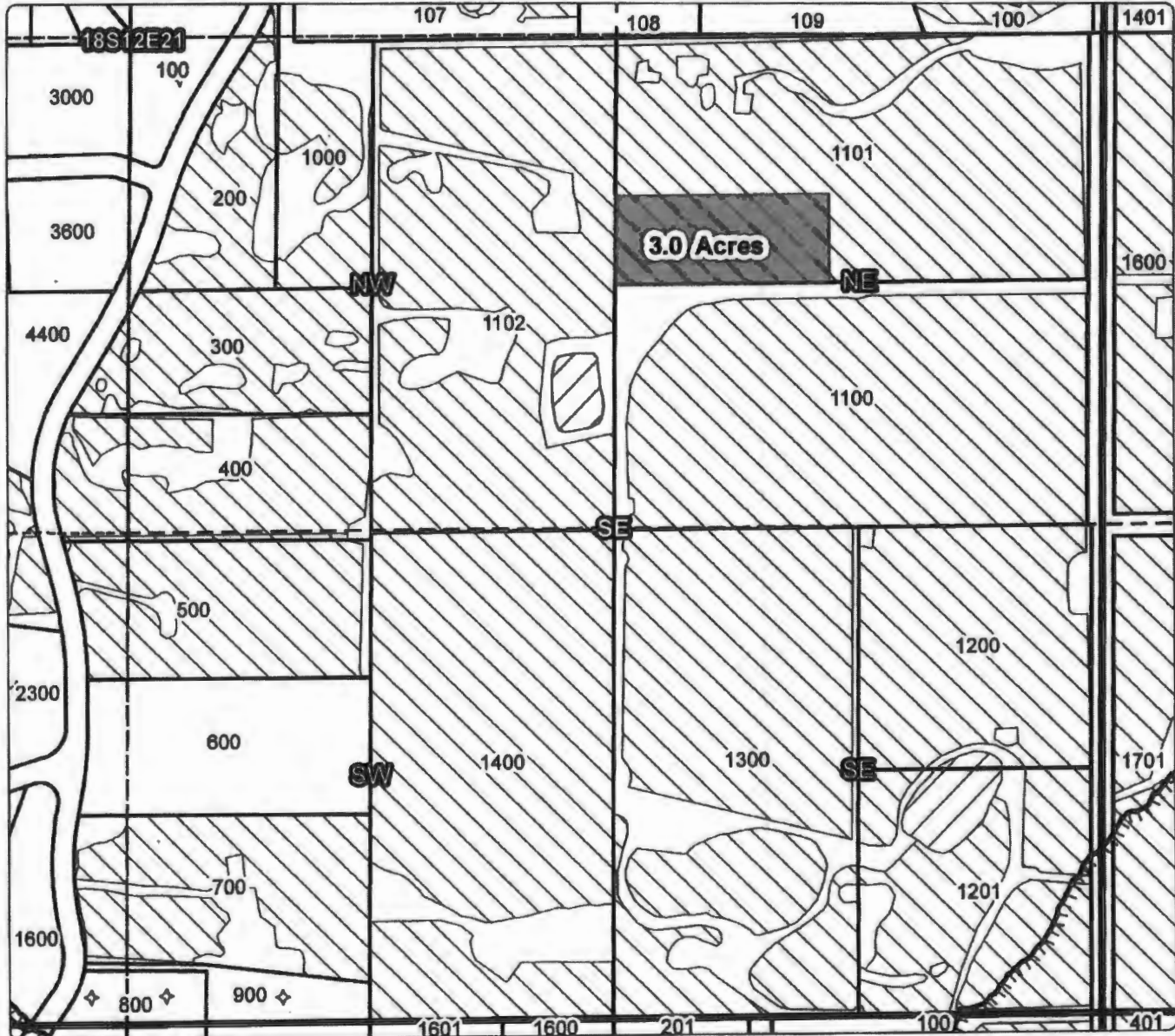
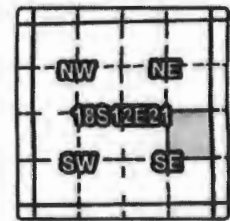
- Point of Diversion
- TTT Canals
- Taxlots
- Lease
- ▨ Primary Water Right
- ▩ Pond Maintenance Right



1 inch = 400 feet
 April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Avion Water Company



1 YEAR INSTREAM LEASE MAP

Taxlot 1101, 18S12E21NESE: 3.0 Acres Leased, 14.85 Acres Remaining

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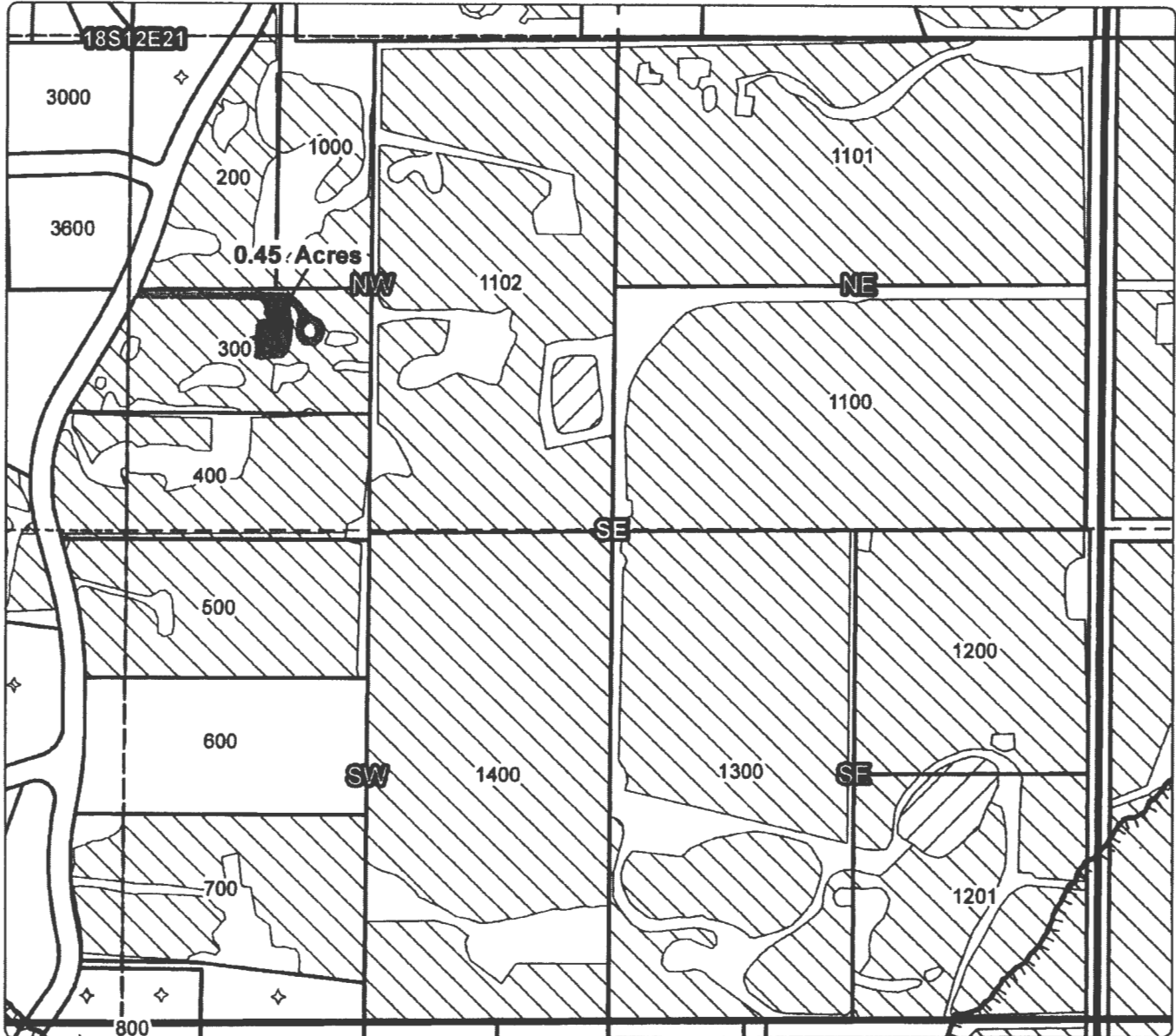
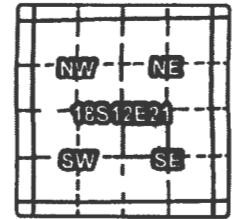
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- Point of Diversion
- ▬ Canals
- ▭ Taxlots
- Lease
- ▨ Primary Water Right
- ▨ Pond Maintenance Right

1 inch = 400 feet
 April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Avion Water Company



1 YEAR INSTREAM LEASE MAP

Taxlot 300, 18S12E21NWSE: 0.45 Acres Leased, 3.8 Acres Remaining

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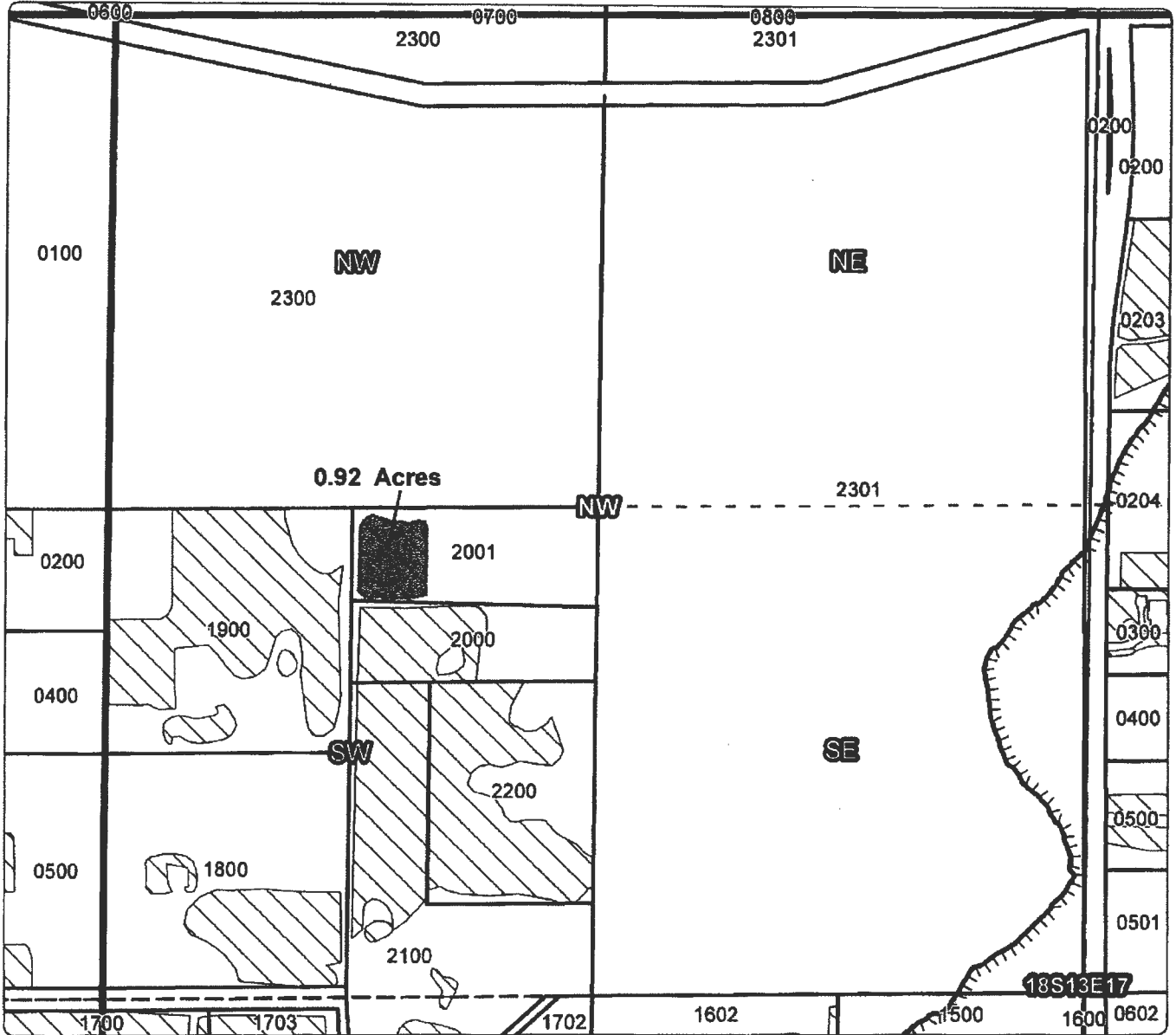
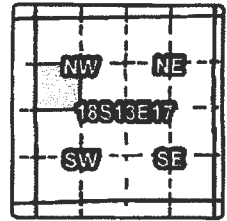
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- Point of Diversion
- TTTT Canals
- Taxlots
- Lease
- ▨ Primary Water Right
- ▧ Pond Maintenance Right

1 inch = 400 feet
 April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Avion Water Company



1 YEAR INSTREAM LEASE MAP

Taxlot 2001, 18S13E17SWNW: 0.92 Acres Leased, 0 Acres Remaining

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- Point of Diversion
- ▤ Canals
- ▭ Taxlots
- ▨ Lease
- ▧ Primary Water Right
- ▩ Pond Maintenance Right

1 inch = 400 feet
 April 2014



Part 3 of 4 – Place of Use – Lessor Information and Signatures

**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

Irrigation District or other Water Purveyor Name: Arnold Irrigation District

Specify Water Right, Priority Date, point of diversion(s) (POD), place of use, tax lot, gov't lot/DLC, acres to be leased, original use type, certificate page number, and any previous lease.

**If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.**

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	8	NE NW	1302		0.40	IRR	8	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	11 E	24	SW NE	3300		1.10	IRR	3	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	22	SW NW	1200		0.59	IRR	16	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	11 E	25	NE NW	1600		0.75	IRR	4	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	4	SW SW	1100		7.60	IRR	7	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	9	NE NW	100		30.00	IRR	9	IL-1376
74197	02/01/1905 & 04/25/1905	1	18 S	12 E	22	NE SW	1600		1.00	IRR	16	
74197	02/01/1905 & 04/25/1905	1	18 S	11 E	25	NE NW	9000		0.45	IRR	4	

Any additional information about the right: 41.89 total acres IRRIG- signature on following page

Farm Deferral Tax Status: Counties make the determination of whether a property qualifies for the farm use assessment without consideration of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you should contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

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The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. If not the deeded land owner, I/we have obtained consent from the deeded land owner and/or have provided documentation of authorization to pursue the instream lease; and
3. I/We affirm that the information in this application is true and accurate.

Shawn Gerdes Date: 3/26/15
Signature of Lessor

Printed name (and title): Shawn Gerdes Business name, if applicable: Arnold Irrigation District
Mailing Address (with state and zip): 19604 Buck Canyon Rd., Bend, OR 97702
Phone number (include area code): 541-382-7664 **E-mail address: aidist@bendbroadband.com

Signature of Lessor Date: _____

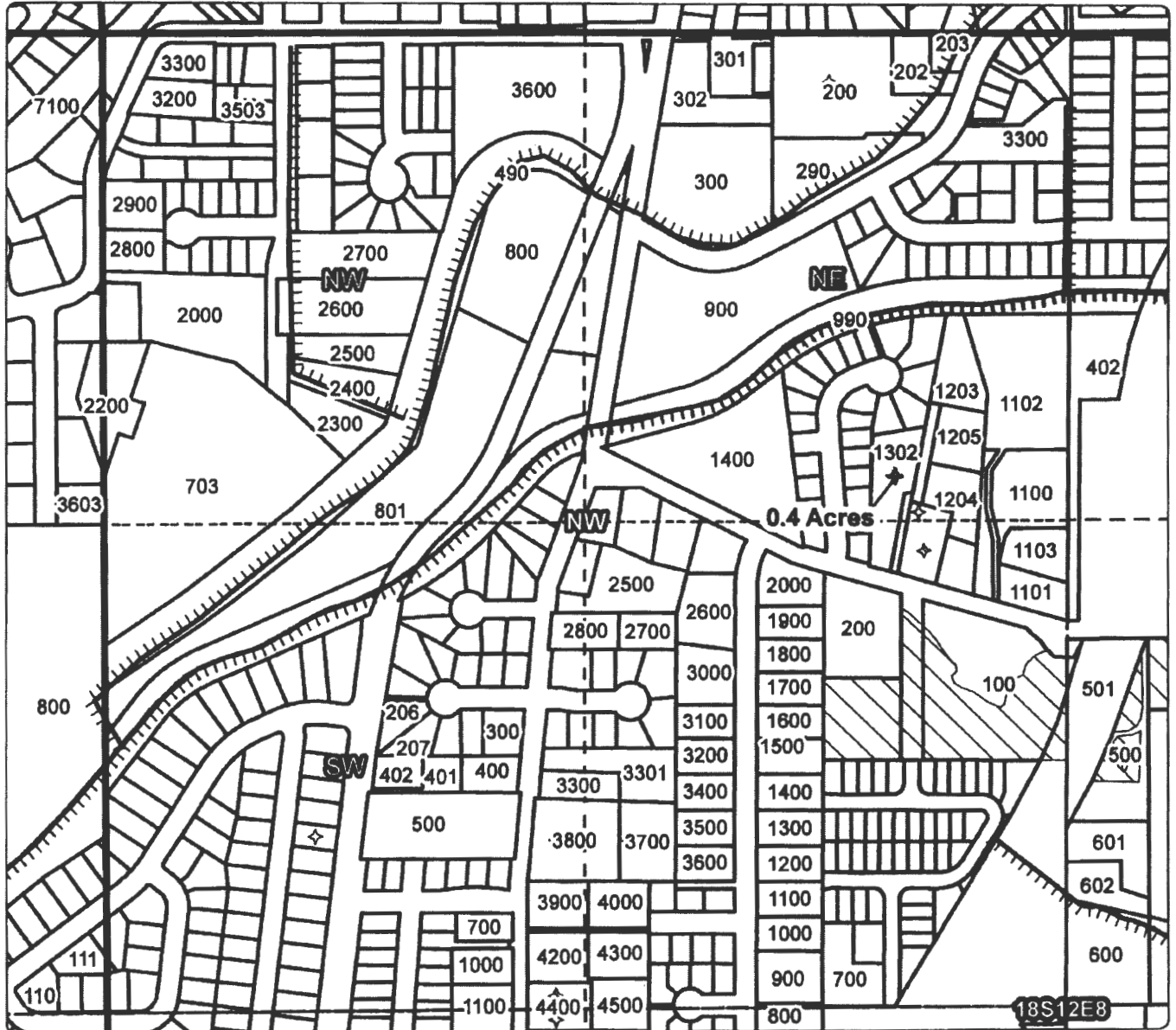
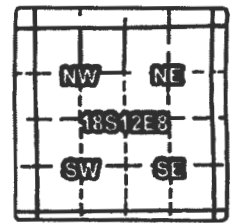
Printed name (and title): _____ Business name, if applicable: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

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Arnold Irrigation District Application for Instream Lease

Cert #: 74197

For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 1302, 18S12E8NENW: 0.4 Acres Leased, 0 Acres Remaining

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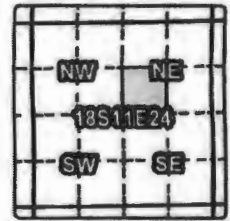
- Point of Diversion
- ▬ Canals
- ▭ Taxlots
- ▬ Lease
- ▭ Primary Water Right
- ▭ Pond Maintenance Right



1 Inch = 400 feet
April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 3300 , 18S11E24SWNE: 1.1 Acres Leased, 0 Acres Remaining

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- Point of Diversion
- TTT Canals
- Taxlots
- Lease
- ▨ Primary Water Right
- ▧ Pond Maintenance Right

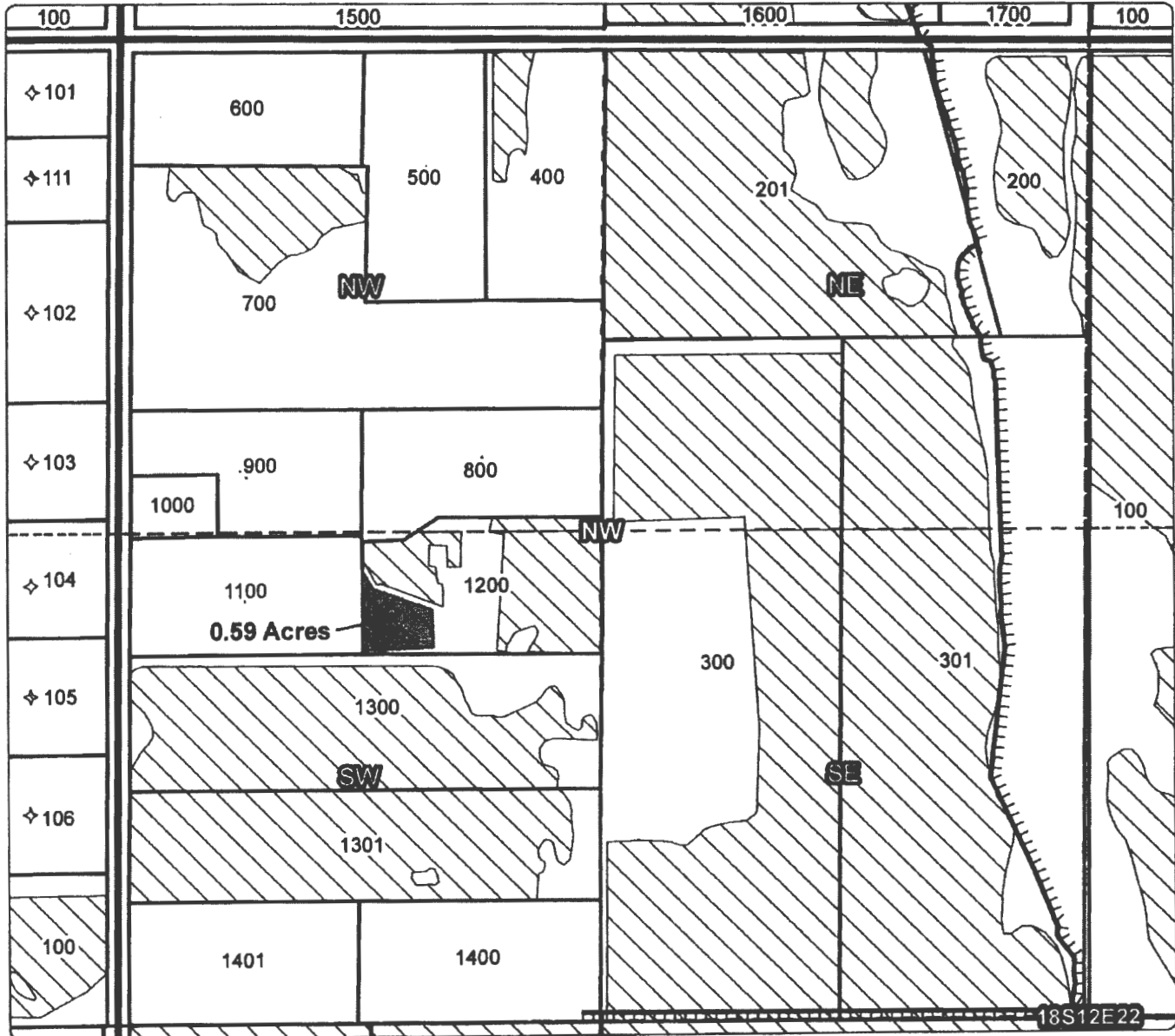
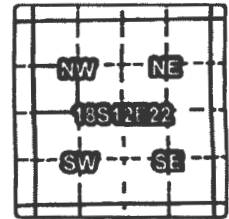
1 inch = 400 feet
 April 2014



Arnold Irrigation District Application for Instream Lease

Cert #: 74197

For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 1200, 18S12E22SWNW: 0.59 Acres Leased, 2.96 Acres Remaining

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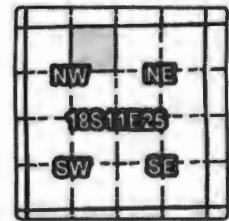
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- ▩ Pond Maintenance Right

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April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 1600, 18S11E25NENW: 0.75 Acres Leased, 0 Acres Remaining

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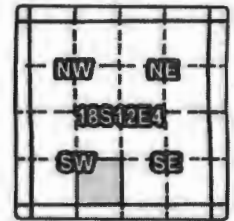
SALEM, OR

- Point of Diversion
- TTT Canals
- Taxlots
- Lease
- ▨ Primary Water Right
- ▧ Pond Maintenance Right

1 inch = 400 feet
 April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 1100 , 18S12E4SESW: 7.60 Acres Leased, 0 Acres Remaining

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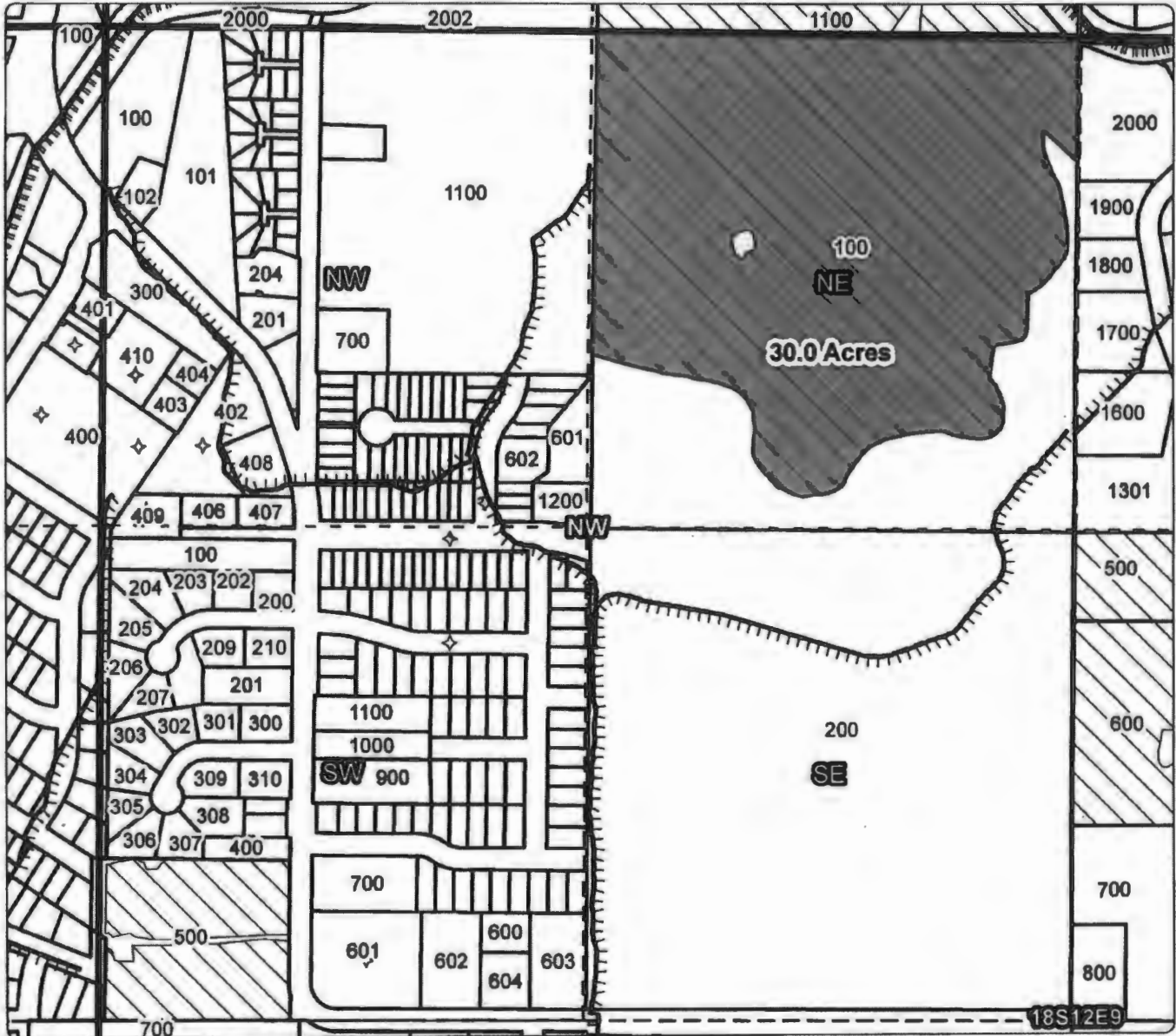
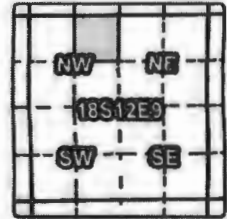
- Point of Diversion
- TTT Canals
- Taxlots
- Lease
- ▨ Primary Water Right
- ▨ Pond Maintenance Right



1 inch = 400 feet
 April 2014



Arnold Irrigation District
Application for Instream Lease
 Cert #: 74197
 For: Arnold Irrigation District



1 YEAR INSTREAM LEASE MAP

Taxlot 100, 18S12E9NENW: 30.0 Acres Leased, 0 Acres Remaining

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- Point of Diversion
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- Taxlots
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- ▩ Pond Maintenance Right



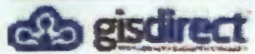
1 inch = 400 feet
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181222-NWSW-01600 - 1.00 ac - 18 ac. remaining



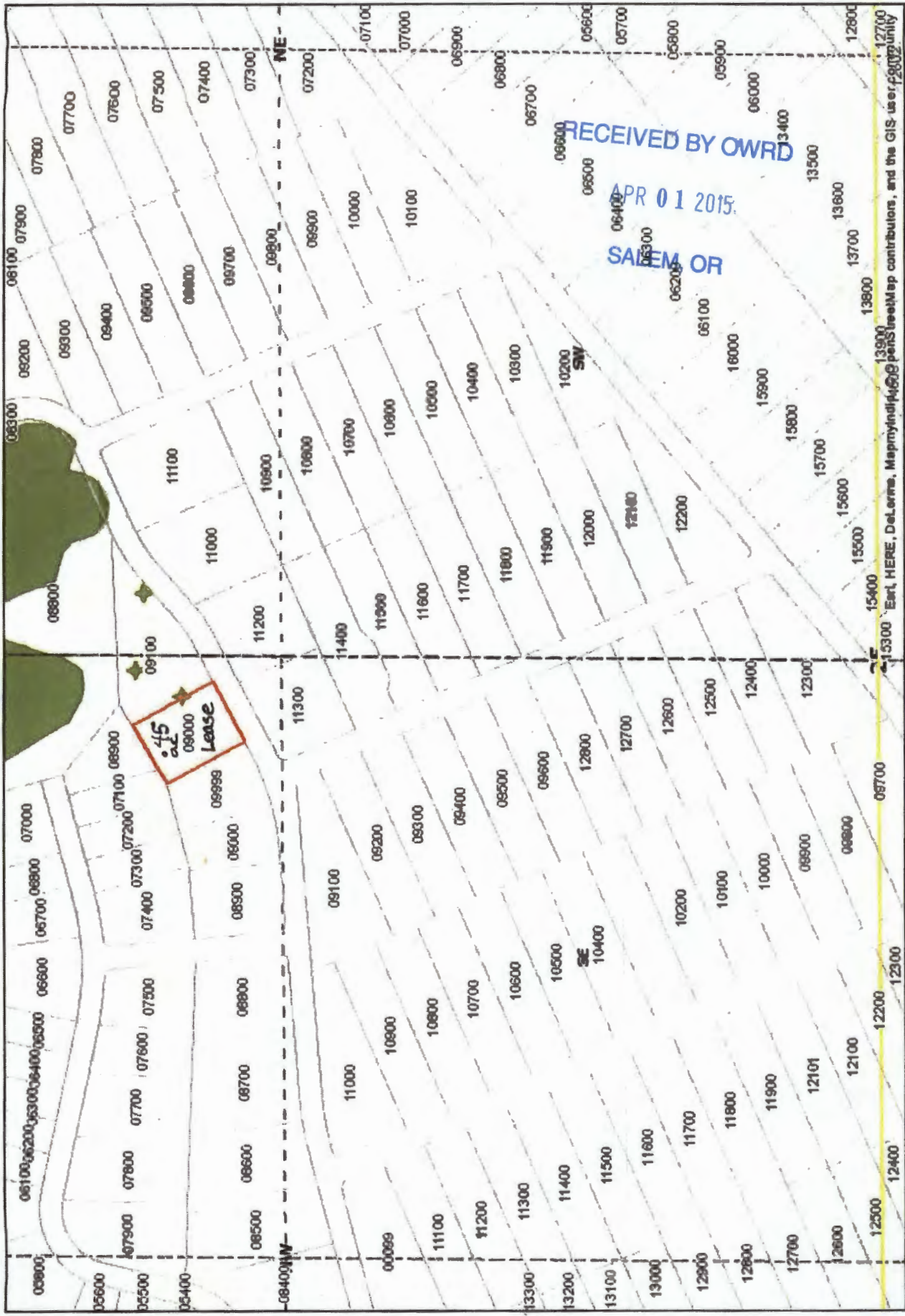
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Author: Juanita De Jarrett
Organization: Arnold Irrigation District

0 0.035 0.07 0.105 0.150 0.200 0.250 0.300 0.350 0.400 0.450 0.500 0.550 0.600 0.650 0.700 0.750 0.800 0.850 0.900 0.950 1.000
Date Created: March 27, 2015

181125-NENW-9000 0.45 ac - ϕ ac. remaining



Author: Juanita De Jarnet
Organization: Arnold Irrigation District



0 0.035 0.07 0.106 mi

Date Created: March 26, 2016

12700
12600
12500
12400
12300
12200
12100
12000
11900
11800
11700
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Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 74197

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
02/01/1905	1	IRR	50.95	Season 1-3 (April 1 - October 31)	0.291	785.65
04/25/1905	1	IRR	50.95	Season 1/Season 2/Season 3	0.708/1.016/1.453	

Total af from storage, if applicable: _____ AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

Instream Use created by the lease	River Basin: <u>Deschutes</u>	River/Stream Name: <u>Deschutes, tributary to Columbia</u>				
Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>1</u> to <u>the mouth of the Deschutes</u>		Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD				
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.						
Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
02/01/1905	1	IRR	50.95	Season 1-3 (April 1 - October 31)	0.102	218.37
04/25/1905	1	IRR	50.95	Season 1/Season 2/Season 3	0.248/0.356/0.508	
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____ Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____						

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