

## Application for District Instream Lease

Part 1 of 4 - Minimum Requirements Checklist

|                        | // an Ir  | on to be used for water rights in the name of or conveyed by rigation District (or similar organization)  Parts 1 through 4 and any required attachments  District # 111-16-04                                  | 30 |
|------------------------|-----------|---|----|
|                        | Che       | eck all items included with this application. (N/A = Not Applicable)  |    |
| X Yes                  | N/A P     | cooled Lease-a lease with more than one Lessor (Landowner/water right interest holder)  |    |
| Fee in                 | the amour | nt of: S450.00 for a lease involving four or more laudowners or four or more water rights leases  |    |
|                        |           | ☐ Check enclosed or ☐ Fee Charged to customer account <u>Deschutes River Cons.</u> (Account name)   |    |
| $\boxtimes$            | Part 1-   | Completed Minimum Requirements Checklist  |    |
| $\overline{\boxtimes}$ | _         | Completed District and Other Party Signature Page   |    |
| $\boxtimes$            |           | Completed Place of Use and Lessor Signature Page  |    |
| Manage                 |           | (Include a separate Part 3 for each Lessor.)  |    |
| $\boxtimes$            | Part 4-   | Completed Water Right and Instream Use Information  |    |
|                        |           | (Include a separate Part 4 for each Water Right.)   |    |
| $\boxtimes$            |           | y Water Rights are included in the lease application? 1 (# of rights)   |    |
|                        | -         | water right to be leased instream here: 83571   |    |
| X Yes                  | N/A       | Other water rights, if any, appurtenant to the lands involved in the lease  |    |
|                        |           | application and not proposed to be leased instream.   |    |
| Yes                    | ⊠ No      | List those other water rights here: 76714  Conservation Reserve Enhancement Program CREP – Are some or all of the lands   |    |
| res                    | ₩ 140     | to be leased part of CREP or another Federal program (list here:)?  |    |
| Requir                 | ed Attach |   |    |
| X 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:  |    |
|                        |           | <ul> <li>A north arrow and map scale (no smaller than 1" = 1320").</li> </ul>   |    |
|                        |           | <ul> <li>Label township, range, section and quarter-quarter (QQ).</li> </ul>  |    |
|                        |           | • 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.  |    |
|                        |           | <ul> <li>Tax lot lines and numbers must be included on the map and should clearly<br/>identify the property(s) involved.</li> </ul>   |    |
| M.,                    |           |   |    |
| ≥ Yes                  | ∐ N/A     | <ul> <li>If the Lessor(s) is not the deeded land owner, include one of the following:</li> <li>A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or</li> </ul> |    |
|                        |           | <ul> <li>A water right conveyance agreement and a copy of the recorded deed for the landowner<br/>at the time the water right was conveyed; or</li> </ul>   |    |
|                        | M AI/A    | <ul> <li>Other documentation.</li> <li>If the right has not been used in the last five years; provide supporting</li> </ul>   |    |
| Yes                    | ⊠ N/A     | documentation indicating why a right (or portion thereof) is not subject to forfeiture.   |    |

### Part 2 of 4 - District and other party Signature

| Term of the Lease:                                       |  |
|--|--|
| The lease is requested to begin in: month April year 20  |  |
| Public use: Check the public use(s) this lease will      | Termination provision (for multiyear leases):                  |
| serve (as defined by ORS 537.332):                       | The parties to the lease request (choose one):                 |
| Conservation, maintenance and enhancement of             | a. The option of terminating the lease prior to                |
| aquatic, fish and wildlife, fish and wildlife habitat    | expiration of the full term with written notice to the         |
| and any other ecological values.                         | Department by the Lessor(s) and/or Lessee.                     |
| Recreation   | b. The option of terminating the lease prior to expiration     |
| Pollution abatement                                      | of the full term, with consent by all parties to the           |
| Navigation   | lease.  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  |
|  | stream leases and transfers and/or allocations of conserved    |
|  | or to other instream rights created through a state agency     |
| process or conversion of minimum flows, they generall    |  |
| If you would like this lease to relate to other instream | water rights differently than described above, please check    |
| this box. And attach an explanation of your intent.      | ,                        |
|  | 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              | e transaction.   |
| Validity of the rights to be lensed:                     |  |
| The water right(s) to be leased have been used und       | er the terms and conditions of the right(s) during the last    |
| five years or have been leased instream; or              |  |
| The water right(s) have not been used for the last       | five years according to the terms and conditions of the        |
|  | o forfeiture under ORS 540.610(2). Documentation               |
| describing why the water right is not subject to for     | rfeiture has been provided.                                    |
| SIGNA  | TURES  |
| The undersigned declare that the information             | contained in this application is true and accurate.            |
|  |  |
|  |  |
| Signature of Co-Lessor                                   | Date: 2/2/16   |
| Pour plus  | Date: 2/4/10   |
|  |  |
| Printed name (and title): Kelley Hamby, Water Rig        | hts Specialist   |
| Business/Organization name: Central Oregon Irriga        | tion District  |
| Mailing Address (with state and zip): 1055 SW La         | ke Ct, Redmond, OR 97756                                       |
| Phone number (include area code): 541-548-7585           | **E-mail address: khamby@coid.org                              |
|  |  |
|  | Die  |
| Signature of Co-Lessor                                   | Date:  |
| Digital de la Co-Lessor                                  |  |
| Printed name (and title):                                |  |
| Business/organization name:                              |  |
| Mailing Address (with state and zip):                    |  |
| Phone number (include area code): **E-ma                 | all address:   |
| See next page for additional signatures.                 |  |
|  |  |

Signature of Lessee Date: 2/8/16

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

Business/organization name: Deschutes River Conservancy - mitig at on bank

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

Phone number (include area code): 541-382-4077 x16 \*\*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

### Part 3 of 4 - Place of Use - Lessor Information and Signatures

| Provide a separate Part 3 for each Lessor (water right interest holder/landowner)  Table 1  |             |
|---|-------------|
|   |             |
| Irrigation District or other Water Purveyor Name: Central Oregon 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 I   | ase#        |
| 83571 10/31/1900 11 17 S 12 E 11 SW NE 302 18.76 Irrig 42 IL-10   | 7           |
|   |             |
|   |             |
| 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 considerat of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment you si contact your local county assessor. You should contact your County for any weed ordinance and management requirements.  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 appurter 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 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.  Date: | ould<br>ant |
| Phone number (include area code): (541) 480-6000 **E-mail address: gillian@shotguncreek.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:  District Instream Lease Application (revised 2/12/2014)  |             |

### **EXHIBIT C**

## Deschutes River Conservancy 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 nulsance 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: One year and multi-year leases of less than 10 acres, leases with public entitles, leases submitted after the due date, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I. Calum J Cannon understand the DRC weed policy and have

been informed about farm deferral and donations.

Signature: Date: P0// D

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

### Business Registry Business Name Search

| rch  |   |  |  | Busin  | iess   | Entity Data   | ı   | 0  | 1-04-20<br>12:0   |
|--|---|--|--|--|--|---|---|--|---|
| egistry Nbr Entil Typ 430854-97 DLL ntity Name DESC Foreign Name |   |  | tity<br>tus  | Jurisdic   | tion   | Registry Date   | Next<br>Renewal<br>Date   |  | enewal<br>Due?  |
| .97  | DLLC                                    | A  | CT   | OREGO  | NC   | 04-30-2007  | 04-30-2016  |  |   |
| ame D  | ESCHU                                   | res i  | MARK   | ET LLC   |  |   |   |  |   |
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| BEND<br>MEM<br>CALV  | NW NIGH                                 | OR<br>R<br>HTFA  | J C  | CANNON   |  | untry UNITED  | Resign I  | Date   |   |
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Part 3 of 4 – Place of Use – Lessor Information and Signatures

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Complete Table 1 Identify water right(s) proposed to be leased instream

Provide a separate Part 3 for each Lessor (water right interest holder/iandowner)

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| •                               | fy Wate  | r Rig  | ht, Prio  | ority Da                                  | ate, poin                                   | t of div                                  | version<br>rtifica<br>see in | n(s) (Pote page                                   | OD), ple<br>number<br>ons) or o           | er, and a                           | se, tax                    | lot, go                  | lease.            |                   | acres to           |
|---------------------------------|--|--|---|---|---|---|------------------------------|---|---|-------------------------------------|----------------------------|--------------------------|-------------------|-------------------|--------------------|
| Water<br>Right #                | Priorit<br>Date                                | - 1 M  | DD#   | Any at                                    | Rng   | able sh                                   |                              |   | referen                                   | Gov't<br>Lot/<br>DLC#               | Acres                      |                          | Jse               | Page #            | Previou<br>s Lease |
| 835<br>71                       | 10/3<br>1/19<br>00                             | 11   | 14  | S   | 13  | E   | 13                           | sw  | NW  | 150<br>0                            | ng nak pawasa pakaba       | 2.5                      | Irrig             | 11                | IL-1<br>273        |
| ***********                     | A filtract net park" A                         | de planter, i formet estas<br>1 1900 M. d'hadrakelande i   |   |   |   |   |                              | ander process and respective                      | **********                                |                                     |                            | lladire w de basierys er |                   |                   |                    |
|                                 | m. If y  | ou ha  | d cont  | estions                                   | regardin                                    | g the f                                   | arm u                        | se asse   | ssment                                    | ciated w<br>you shound<br>and mana  | uld con                    | ntact y                  | our lo            | cal cou           |                    |
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| he und                          | lersign  | gree d   | uring t   |   |   |   |                              |   |   | ter allow<br>rimary o               |                            |                          |                   |                   | s)<br>nt(s); and   |
| • ]                             | lersigne I/We ag involve I/We ce deeded docume | gree ded in the critical contents of the criti | uring the leas<br>are the<br>owner,<br>on of a  | e as we<br>lessor(<br>I/we ha<br>uthoriza | ell as and s) (water ave obter ation to     | d any o<br>or right<br>lined co<br>pursue | intere                       | ppurter<br>st hold<br>from t<br>stream            | nant p<br>er) of the<br>he deed<br>lease; | rimary one water<br>ded land<br>and | r supp<br>right(s<br>owner | olemen<br>s) in T        | ital wa<br>able 1 | ter right. If not | nt(s); and<br>the  |
| • ]                             | lersigne I/We ag involve I/We ce deeded docume | gree ded in the critify land contaction of the critical contaction of the c | uring the least are the owner, on of a that the | e as we<br>lessor(<br>I/we houthorize     | ell as and (s) (water obtained to nation in | d any o<br>or right<br>lined co<br>pursue | intere                       | ppurter<br>st hold<br>from t<br>stream<br>tion is | nant per) of the deed lease; true and     | rimary o<br>ne water<br>led land    | r supp<br>right(s<br>owner | olemen<br>s) in T        | ital wa<br>able 1 | ter right. If not | nt(s); and<br>the  |

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

Signature of Lessor

Mailing Address (with state and zip): 3451 NE Xenolith, Terrebonne, OR 97760

Phone number (include area code): (541) 548-6286 \*\*E-mail address: jpgoodman76@gmail.com

### **EXHIBIT C**

## Deschutes River Conservancy Instream Leasing Program

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

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I, Joinh C. GOODMAN understand the DRC weed policy and have Print Name been informed about farm deferral and donations.

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

Signature:

### 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: Central Oregon Irrigation District

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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 Lesson

| Water Right # | Priority Date | POD# | Twp |   | Ru | 8 | Sec | Q  | •  | Tax Lot | Gov'tLot/DLC# | Acres | Use | Page# | Previous Leas |
|---------------|---------------|------|-----|---|----|---|-----|----|----|---------|---------------|-------|-----|-------|---------------|
| 83571         | 10/31/1900    | 11   | 14  | S | 13 | E | 22  | SW | SW | 1900    |               | 2.85  | Img | 14    | IL-1271       |
|               |               |      |     | - |    |   |     |    |    |         |               |       |     |       |               |
| -             |               |      |     | + |    |   |     |    |    |         |               |       |     |       |               |

### Any additional information about the right:

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3. I/We affirm that the information in this application is true and accurate.

Printed name (and title): Bruce Jones

Business name, if applicable: N/A-

Mailing Address (with state and zip): 4535 Bella Vista Dr., Moorpark, CA 93021 Phone number (include area code): (805) 523-1851

\*\*E-mail address: tabi@roadrumer.com

Signature of Lessor

Printed name (and title): Teresa Jones

Business name, if applicable: N/A

Mailing Address (with state and zip): 4535 Bella Vista Dr. Moorpark, CA 93021

Phone number (include area code): (805) 523-1851

\*\*E-mail address: tabi@roadrunner.com

District Instream Lease Application (revised 2/12/2014)

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

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I, Teresa. D. Jonesunderstand the DRC weed policy and have

been informed about farm deferral and donations.

Signature: Sos osa 10 - Ones Date: 12/29/2015

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

| Complete To       | ble 1 Identify wa  |                            | and to be Income |                  |
|-------------------|--------------------|----------------------------|------------------|------------------|
| Combier 1a        | Die Friderim wa    | rer right(2) hrobi         | iseu io de lease | u-msu-eam>       |
| Provide a cenarat | te Part 3 for each | lessor (water rig          | bicinierest hold | er/landowner     |
| TO THE A SCHALA   | CLARC DIOL CACIL   | FIGOROTIC ALTERNATION TITE | HE THEFT OF HOME | CT/ LAILLE TYLET |

#### Table 1

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|--------------|---------------|------|-----|---|----|---|-----|----|----|------------------|---------------|-------|-------|---------------|
| 83571        | 10/31/1900    | 11   | 16  | S | 12 | E | 13  | NE | NW | 302              | 7.3           | Irrig | 37    | IL-1322       |
|              |               | 11   | 16  | S | 12 | E | 13  | NE | NW | 300              | 6.9           | Irrig | 37    | IL-1322       |
|              |               | 11   | 16  | S | 12 | E | 13  | NW | NE | 200              | 0.70          | Irrig | 37    | IL-1322       |

### 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:

- 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

| 5. If we arrive that the information in this application is true and accurate.  |
|---|
| Lee Spring Kyn Date: 220  |
| Signature of Lessor  Printed name (and title): Young Kyu Lee Business name, if applicable:  |
| Mailing Address (with state and zip): 3086 NW Fairway Heights Drive, Bend OR 97703  |
| Phone number (include area code): (541) 382-1637 **E-mail address:  |
| Signature of Lessor   |
| Printed name (and title): <u>Jeong Sook Lee</u> Business name, if applicable:   |
| Mailing Address (with state and zip): 3086 NW Fairway Heights Drive, Bend OR 97703  Phone number (include area code): (541) 382-1637  **E-mail address: |
| District Instream Lease Application (revised 2/12/2014)   |

### **EXHIBIT C**

## Deschutes River Conservancy 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:** One year and multi-year leases of less than 10 acres, leases with public entities, leases submitted after the due date, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.

I, YOUNG K. Lee understand the DRC weed policy and have

been informed about farm deferral and donations.

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

Part 3 of 4 – Place of Use – Lessor Information and Signatures
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)
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   |                 | rao a so <sub>1</sub>    |                     |                 | .01 0110                             | 36 22000                          | 01 (111        |                            |                       | Cot no                             | XXXVI/10                 |  | , , , , , , , , , , , , , , , , , , , |  |
|-------------------------------|---|-----------------|--------------------------|---------------------|-----------------|--------------------------------------|-----------------------------------|----------------|----------------------------|-----------------------|------------------------------------|--------------------------|--|---------------------------------------|--|
| Irrigat                       | ion Di  | stric           | t or other               | Water               | Purvey          | or Nan                               | ie: Cer                           | itral O        | regon I                    | rigation              | Distr                              | ct                       | ett Care a st s real                     | Long Stock Stockers                   | purches with their spirit Spirit               |
| 4. 3 photo, \$100 reprint \$2 | water brief brown                                       | er R            | ight, Pri                | ority Da            | ite, poir       | t of di                              | version                           | n(s) (P        | OD), pl                    | ace of u              | se, tax                            | lot, g                   |  | DLC,                                  | acres to                                       |
| If not                        | enous   |                 | be leased                |                     |                 |                                      |                                   |                |                            |                       |                                    |                          |  | natchi                                | ng Table                                       |
| 11 1101                       | Ciloug  | 11 100          | om octov                 | v, your             | ilay add        | 1043                                 |                                   | d attac        |                            | cicate a              | spread                             | 13110017                 | table (1                                 | natoni                                | ing rabic                                      |
|                               |   |                 |                          | Any at              | tached t        | able sl                              |                                   |                |                            | ce to th              | e Less                             | or,                      |  |                                       |  |
| Water<br>Right #              | Prior<br>Dat  |                 | POD#                     | Twp                 | Rng             | Sec                                  |                                   | 5-6            | Tax Lot                    | Gov't<br>Lot/<br>DLC# | Acre                               | s l                      | Jse 1                                    | Page #                                | Previou<br>s Lease                             |
| 835<br>71                     | 10/3<br>1/19<br>00                                      | 11              | 14                       | s                   | 13              | E                                    | 13                                | sw             | NW                         | 140<br>0              | and a first of the second of the   | 2.5                      | Irrig                                    | 11                                    | IL-1<br>273                                    |
| and hadron de bases           | C. Springer S. St. organization of the St. organization | and dead to pe  |                          |                     | -11             | \$100 d 100 hill 1 1 1 1 1 1 1 1 1 1 | o 'yeo ed a g (50 % - 50 1 - 50 m | OCCUPATE ARTIS | 40 Mary 18 Mary 18 Mary 18 | , and the same of     | d was go the regression, some pro- | rangos para salapida     |  |                                       | A1-0-1-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0       |
| *****                         | makan yani anda   | ~~              |                          | 70-A11-26-10-10-10- |                 | Modern & 17 thing sales              | - parance or substitute a         |                |                            | -10,-000 000-01       |                                    | MORNOLAC .               |  | A-0,-0 parents                        |  |
| Anva                          | dditio  | nal i           | nforma                   | ion ab              | out the         | right:                               |                                   | 1              | 1                          |                       | ber group he blacks in             | E vs 1 filosylwysd sw vy | L. T. T.                                 | ***********                           | 1  |
| - Mary of the Parket          | the street, and the                                     | Party Harley To | wednesday were           | i ghilly market by  |                 | CO STORES                            | the same of the state of          | minatio        | on of w                    | hether a              | prope                              | rty qua                  | alifies f                                | or the                                | farm use                                       |
|                               |   |                 | ut consi                 |                     |                 |                                      |                                   |                |                            |                       |                                    | _                        |  |                                       |  |
|                               |   |                 | have que                 |                     | _               | _                                    |                                   |                |                            | •                     |                                    |                          |  |                                       | nty  |
| party design designation      | - 4 depts product to Spile                              | Apartmento As   | ould cont                | act you             | r Count         | y for a                              | ny wee                            | ed ordi        | nance a                    | nd man                | ageme                              | nt requ                  | uiremer                                  | its.                                  | halos of sphilips have not all table for the A |
| The unc                       | dersign   | ned d           | leclare:                 |                     |                 |                                      |                                   |                |                            |                       |                                    |                          |  |                                       |  |
|                               |   |                 | during t                 |                     |                 |                                      |                                   |                |                            |                       |                                    |                          |  | _                                     | *  |
|                               |   |                 |                          |                     | -               |                                      |                                   |                | -                          |                       |                                    |                          |  | _                                     | nt(s); and                                     |
|                               |   |                 | y are the                |                     |                 |                                      |                                   |                |                            |                       |                                    |                          |  |                                       |  |
|                               |   |                 | d owner,                 |                     |                 |                                      |                                   |                |                            |                       | owne                               | r and/o                  | or have                                  | provid                                | led  |
|                               |   |                 | ition of a<br>n that the |                     |                 | _                                    |                                   |                |                            |                       | te                                 |                          |  |                                       |  |
| 111                           | 17 WG 6   | A 11/           |                          | 1                   |                 | 1 IIII3 A                            | pprica                            | HOII IS        | 11-1                       | doodia                |                                    |                          |  |                                       |  |
| M                             | Ma  | Sig             | nature of                | Lesson              | LCOR<br>SOC     | CH                                   | FO D                              | ate:           | 151                        | 6                     |                                    |                          |  |                                       |  |
| Printe                        | ed nam  | e (ar           | nd title):               | Margar              | et Good         | lman (                               | Secreta                           | ary) F         | Business                   | name,                 | if appl                            | icable                   | Smith                                    | HILP                                  | roperties                                      |
|                               |   |                 | (with st                 |                     |                 |                                      |                                   |                |                            |                       |                                    |                          |  |                                       |  |
| Phone                         | e num   | ber (i          | include a                | rea cod             | e): <u>(541</u> | )548-0                               | 5286**                            | E-mai          | addres                     | s: <u>jpgo</u>        | odmar                              | 176@2                    | mail.co                                  | om                                    |  |
| WC                            | la  | OH              | f to                     | 108                 | Ma              | _                                    | _ Da                              | ate:           | 15/                        | 6                     |                                    |                          |  |                                       |  |
| Dul-4                         | U   |                 |                          |                     |                 | !                                    | !                                 | famul:         | cable:                     | Chi                   | 11                                 | 11                       | 11 1                                     | mo                                    | 1 Nips (IM                                     |
| Maili                         | ng Ad   | dress           | nd title):  (with st     | ate and             | zip):3          |                                      |                                   |                | MING                       |                       | NOTO                               | 110                      | MAR                                      | 100                                   | V ONL  |
|                               | _   |                 | include a                |                     |                 |                                      | B-mail                            | addres         | ss:                        |                       | 10                                 | 110                      | J. J | مري                                   | 71160  |
|                               | SY  | 1-1             | 548 r                    | 1850                | 0               |                                      |                                   | JA             | Alox                       | ma                    | n76                                | @(                       | zna                                      | il. C                                 | MQ   |

### **EXHIBIT C**

### Deschutes River Conservancy Instream Leasing Program

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

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Wint Name understand the DRC weed policy and have

been informed about farm deferral and donations.

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



### **Business Name Search**

| New Search         | Printer I      | Friendly         | Business     | Entity Data   |                         | 01-08-2016<br>07:46 |
|--------------------|----------------|------------------|--------------|---------------|-------------------------|---------------------|
| Registry Nbr       | Entity<br>Type | Entity<br>Status | Jurisdiction | Registry Date | Next<br>Renewal<br>Date | Renewal<br>Due?     |
| 165013-14          | DBC            | ACT              | OREGON       | 12-10-1982    | 12-10-2016              |                     |
| <b>Entity Name</b> | SMITH H        | ILL PROPE        | ERTIES, INC. |               |                         |                     |
| Foreign<br>Name    |                |                  |              |               |                         |                     |

| New Sea   | rch  | Printer Frier                         | adly    | Asso  | ciated  | Na   | mes                          |             |      |
|-----------|------|---------------------------------------|---------|-------|---------|------|------------------------------|-------------|------|
| Туре      | PPB  | PRINCIPAL P<br>BUSINESS               | LACE OF | 7     |         |      |                              |             |      |
| Addr 1    | 3451 | NE XENOLIT                            | HST     |       |         |      |                              |             |      |
| Addr 2    |      |                                       |         |       |         |      |                              |             |      |
| CSZ       | TER  | REBONNEOR                             | 97760   |       | Cou     | ntry | UNITED STA                   | TES OF AME  | RICA |
| lease cli |      | <u>e</u> for general in<br>REGISTERED | AGENT   |       | Start D |      | ts and service<br>06-14-2004 |             | 8    |
| Name      | MAI  | RGARET                                | E GO    | ODMAN |         |      |                              |             |      |
| Addr 1    | 3451 | NE XENOLIT                            | TH ST   |       |         |      |                              |             |      |
| Addr 2    |      |                                       |         |       |         |      |                              |             |      |
| CSZ       | TER  | REBONNEOR                             | 97760   |       | Cou     | ntry | UNITED STA                   | TES OF AME  | RICA |
| Туре      | MAT  | MAILING AI                            | DRESS   |       | . •     |      |                              |             |      |
| Addr 1    | -    | NE XENOLIT                            |         |       |         |      |                              |             |      |
| Addr 2    | 3431 | TIE ZERODI                            |         |       |         |      |                              |             |      |
| CSZ       | TER  | REBONNEOR                             | 97760   |       | Cou     | ntry | UNITED STA                   | TES OF AME  | RICA |
| Туре      | PRE  | PRESIDENT                             |         |       | **      |      |                              | Resign Date |      |
| Name      | JOH  | N                                     | Q GO    | ODMAN |         |      | Also a Alexander             |             |      |
| Addr 1    | 3451 | NE XENOLIT                            | TH ST   |       |         |      |                              |             |      |
| Addr 2    |      |                                       |         |       |         |      |                              |             |      |
| Addr 2    |      |                                       |         |       |         | _    |                              |             |      |

|                       |  |                           |                          | se <u>n separate</u> Pari Andreach      | water_rightsto-be-leased in      | stream ;              |                            |
|-----------------------|--|---------------------------|--------------------------|---|----------------------------------|-----------------------|----------------------------|
| Table 2               |  |                           |                          |   |                                  |                       |                            |
| Use Table 2 to        | illustrat  | e the to                  | tals for                 | the water right proposed to be          | leased instream (based or        | n Part 3 of 4)        | Water Right # <u>83571</u> |
| 1 otal trate and      | volume b   | ургюец                    | y date, P                | OD use and acreage as appropr           | asie considering the right to    | be leased Timot en    | ough room below, you       |
| というかいというというというかんということ | The state of the s | The state of the state of | the second of the second | a spreadsheet (matching Table           | 2 and clearly labeled) and       | attach:               |                            |
|                       |  |                           | at = acre                | feet)                                   |                                  |                       |                            |
| Priority Date         | POD#   | Use                       | Acres                    | Other Information (such as con          | aditions/limitations on the righ |                       | Volume (af)                |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season 1 Rate / Total Volume            |                                  | 0.474                 | 0.474                      |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season 2 Rate                           |                                  | 0.646                 |                            |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season 3 Rate                           |                                  | 0.881                 |                            |
| 12/02/1907            | 11   | Irrig                     | 41.51                    | Season 3 Rate                           |                                  | 0.353                 |                            |
| Total af from stor    |  |                           |                          | r 🛮 N/A                                 |                                  |                       |                            |
| If the POD is no      | t described  | d on the                  | certificate              | or, if there is more than one POD       | listed on the certificate, then  | the specific POD mus  | st be described: POD #     |
| Table 3               |  |                           |                          |   |                                  |                       |                            |
| Instream Use          | created t  | y the le                  | ase                      | River Basin: Deschutes                  | River/Stream Name: De            | schutes River, tribu  | tary to Columbia River     |
| Proposed Inst         | ream Rea   | ach:                      |                          |   | Or Proposed Instream Po          | oint:                 |                            |
|                       |  |                           | POD and                  | ends at the mouth of the source         | Instream use protected           |                       |                            |
| stream: From the      | he POD   | to                        | Lake                     | Billy Chinook                           |                                  | W 120 1 0 D           |                            |
|                       |  |                           |                          | not sure of the proposed reach a        | and want water to be protect     | ted within a reach h  | elow the POD if possible   |
|                       |  |                           |                          | ove box is not checked, and there       |                                  |                       |                            |
|                       | otected at   |                           |                          | ve lox is not onceased, and then        | c is only one i ob listed of     | tuc water right, the  | clease may be processed    |
|                       |  |                           |                          |   |                                  |                       |                            |
|                       |  |                           |                          | maximum rate/volume for the             |                                  |                       |                            |
|                       |  |                           |                          | aie volumeano usu empeno                |                                  |                       |                            |
|                       |  | id fows                   | (See inst                | ructions) or create a spreadsheet       |                                  |                       |                            |
| Priority date         | POD#   | Use                       | Acres                    | Proposed Instre                         |                                  | Instream Rate (cfs)   | Total instream volume (af) |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season I Rate / Total Maximum Vo        | lume                             | 0.285                 | 226.25                     |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season 2 Rate                           |                                  | 0.381                 |                            |
| 10/31/1900            | 11   | Irrig                     | 41.51                    | Season 3 Rate                           |                                  | 0.705                 |                            |
|                       |  |                           |                          | not sure of the proposed rate, vo       |                                  |                       |                            |
| will identify the     | e appropr  | iate inst                 | ream rat                 | e, volume and period considerin         | g the water right(s) being le    | eased and instream    | benefits.                  |
| XYes NA               | Conditio   | ons to a                  | void enla                | argement or injury to other wa          | ater rights, if any, or othe     | r limitations: list h | ere The instream flow will |
| be allocated on       | a daily ar   | verage b                  | asis up t                | to the described rate from April        | 1 through October 26.            |                       |                            |
| Note: The Depart      | ment may i   | dentify ac                | lditional c              | onditions to prevent injury and/or enla | rgement.                         |                       |                            |
| Any additional        | informati  | on <b>ab</b> ou           | t the pro                | posed instream use: _Subm               | it for ground u                  | vater mitig           | ation credit               |



### Oregon Water Resources Department Calculator for Certificate 83571 **Central Oregon Irrigation District**

Help

Return

Contact Us

Revised: 6/28/2015

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

Enter Total Number of Acres Involved from POD #1 (CO Canal) Enter Total Number of Acres Involved from POD #11 Calculate (North Canal, also known as PB Canal)

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

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

| POD #11             | October 31, 1900 | December 2, 1907 | Combined |
|---------------------|------------------|------------------|----------|
| Season 1 Rate (CFS) | 0.474            |                  |          |
| Season 2 Rate (CFS) | 0.846            |                  |          |
| Season 3 Rale (CFS) | 0.881            | 0.353            | 1.234    |
| Duly (AF)           |                  |                  | 391.70   |

deschutes mut goodman goodman

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

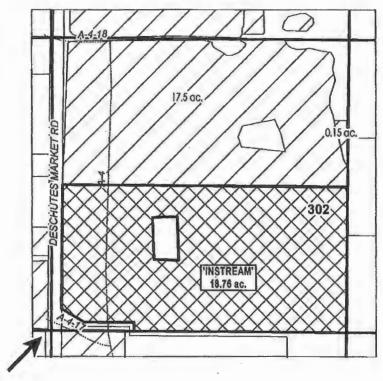
| From POD #11 to Lake B | Illy Chinook |
|------------------------|--------------|
| Season 1 Rate (CFS)    | 0.285        |
| Season 2 Rate (CFS)    | 0.381        |
| Season 3 Rate (CFS)    | 0.705        |
| Maximum Volume (AF)    | 226.25       |

### DESCHUTES COUNTY SEC.11 T17S R12E

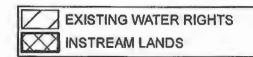
SCALE - 1" = 400'



**SW 1/4 OF THE NE 1/4** 



C 1/4 COR





APPLICATION FOR 3 YEAR INSTREAM LEASE

NAME: DESCHUTES MARKET, LLC

**TAXLOT #: 302** 

**18.76 ACRES** 

DATE: 1/26/2016

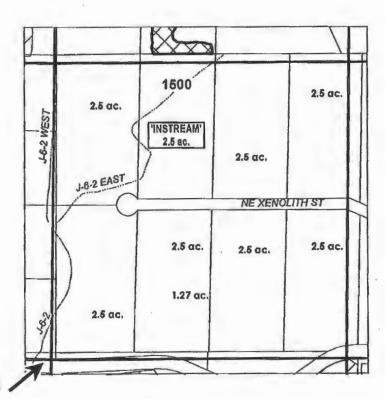
FILE: LITRANSFERUNSTREAMWISTRM (6)11-16-041171211\_SWINS

### DESCHUTES COUNTY SEC.13 T14S R13E

SCALE - 1" = 400'



SW 1/4 OF THE NW 1/4



W 1/4 COR

#ac. INSTREAM PARCELS

#ac. PARCELS W/ WATER RIGHTS



### **APPLICATION FOR 3 YEAR INSTREAM LEASE**

NAME: JOHN & MARGARET GOODMAN LIVING TRUST

**TAXLOT #: 1500** 

2.5 ACRES

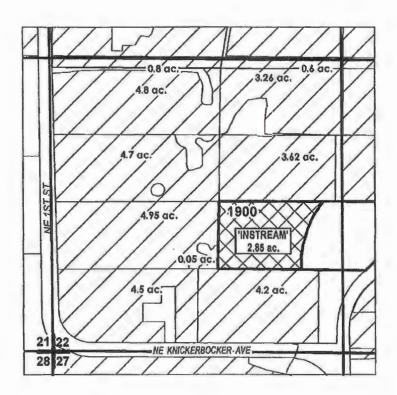
DATE: 1/28/2016 FILE: L'TRANSFERUNSTREANUNSTRM16UL-16-04\141313\_SWAW

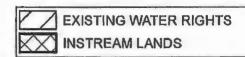
### DESCHUTES COUNTY SEC.22 T14S R13E

SCALE - 1" = 400'



SW 1/4 OF THE SW 1/4







### **APPLICATION FOR 3 YEAR INSTREAM LEASE**

NAME: BRUCE & TERESA JONES

**TAXLOT #: 1900** 

**2.85 ACRES** 

DATE: 1/28/2016 FILE: I.YTRANSFERUNSTREAMUNSTRIMIOUL-18-04/14/1322\_8WSW

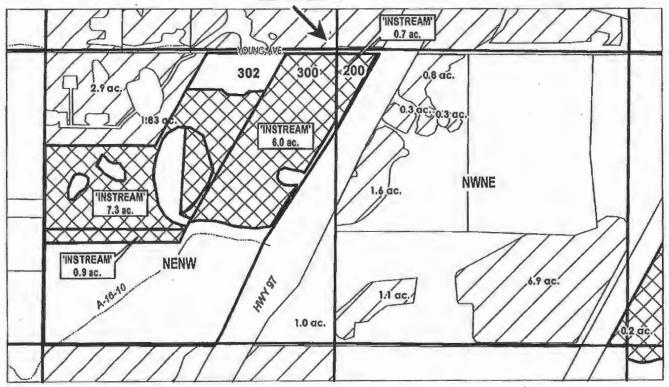
### DESCHUTES COUNTY SEC.13 T16S R12E

SCALE - 1" = 400'



NE 1/4 OF THE NW 1/4, NW 1/4 OF THE NE 1/4

### N 1/4 COR



|       | EXISTING WATER RIGHTS   |
|-------|-------------------------|
| XX    | INSTREAM LANDS          |
| # ac. | PARCELS W/ WATER RIGHTS |



APPLICATION FOR 3 YEAR INSTREAM LEASE

NAME: YOUNG KYU & JEONG SOOK LEE

TAXLOT #: 200, 300, 302

**14.9 ACRES** 

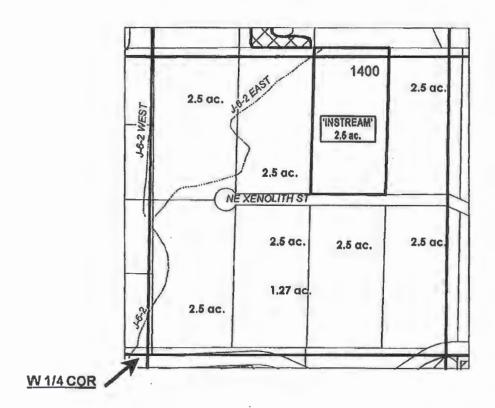
FILE: I:\TRANSFERUNSTREAMUNSTRM16UL-16-04\161213\_NENW

### DESCHUTES COUNTY SEC.13 T14S R13E

SCALE - 1" = 400'



**SW 1/4 OF THE NW 1/4** 



# ac. INSTREAM PARCELS

# ac. PARCELS W/ WATER RIGHTS



### **APPLICATION FOR 3 YEAR INSTREAM LEASE**

NAME: SMITH HILL PROPERTIES, INC

**TAXLOT #: 1400** 

2.5 ACRES

FILE: INTRANSFERVINSTREAMVINSTRM13VL-16-04(141313\_SWNVW\_1400

|        | Central Or    | egon Irrigation Distric | t       |                 |
|--------|---------------|-------------------------|---------|-----------------|
|        |               | IL-2016-04              |         |                 |
| V      | Vater Right C | hanges for Instream N   | laps    |                 |
| TRS    | QQ            | AC                      | OWRD#   |                 |
| 141333 | SWNW          | 1.27 ac ON              | T-10872 |                 |
| 161213 | NENW          | 0.37 ac EXITED          | T-10276 | (loss of right) |
| 161213 | NWNE          | 4.8 ac OFF              | T-10753 |                 |

,