

Application for Instream Lease

Part 1 of 4 - Minimum Requirements Checklist

•	through 4 and include the required attachments	OWRD#	8	-37				
Fill in o	r check boxes as indicated. (N/A= Not Applicable)	Fee-]			
	Pursuant to ORS 537.348(2) and OAR 690-077	7						
heck all items	included with this application. $(N/A = Not Applicable)$							
⊠Yes	Part 1 – Completed Minimum Requirements Checklist a	and Appl	icatio	n Fee				
	Fees \$450.00 for a lease involving four or more landowners or four or more water rights		00.00 f	or all other l	eases			
	☐ Check enclosed or☑ Fee Charged to customer account <u>The Fres</u>	hwater Ti						
⊠ Yes	Part 2 – Completed Instream Lease Application Map Ch	necklist.		RECE	VE			
⊠ Yes	Part 3 – Completed Water Right and Instream Use Infor Include a separate Part 3 for each water right			APR 12				
⊠ Yes	Part 4 - Completed Instream Lease Provisions and Signa	atures		OWI	RD			
□ Yes 1899, 49087, 5	How many water rights are leased? <u>14</u> List them her <u>3407, 62054, 82198, 91010, 91011, 91012, 91288</u>		<u>3153,</u>	<u>3182, 319</u>	<u>2,</u>			
	Include a separate Part 3 for each water right.							
⊠ 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: Supplemental Certificates 81507 and 11642							
☐ 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:)?							
Attachments:								
⊠Yes □ N/A	Map: Instream Lease map requirements (see Part 2 of this	is applica	tion)					
⊠Yes □ N/A	Tax Lot Map: If a portion of the water right not included in the lease is appurtenant to lands owned by others, a tax lot map must be included with the lease application. The tax lot map should clearly show the property involved in the lease.							
□Yes ⊠ N/A	Supporting documentation describing why a right (or portion thereof) is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years. This information only needs to be provided if the checkbox has been checked to identify that the water right has not been used in the last five years and is not subject to forfeiture (See Part 4 of 4).							
□Yes ⊠ N/A	 If the Lessor (water right holder) is not the deeded landow following. A notarized statement from the landowner consenting the recorded deed; or. A water right conveyance agreement and a copy of the landowner at the time the water right was conveyed; 	g to the lone	ease a	nd a copy	of			

• Other documentation which provides authority to pursue the lease absent consent of the landowner.

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Part 2 of 4 – Instream Lease Application Map Checklist

A Map is generally required for each water right not leased in its entirety

The application map (if required) should include all the items listed below and match the existing water right(s) of record. Check all boxes that apply.

This should be a <u>simple</u> map. (See example below). A copy of a final proof survey map with the portion to be leased shaded or hachured in will also suffice.

N/A A map is required <u>for each</u> water right not leased in its entirety. More than one QQ and property may be included on each map. A map is not required, if leasing the entire right or if the right to be leased is for municipal or quasi-municipal water use.

The map should be of sufficient quality to be reproducible. Please do not use highlighters to mark items on the map as highlighters do not always copy.

 \triangle A North arrow and map scale (no smaller than 1" = 1320').

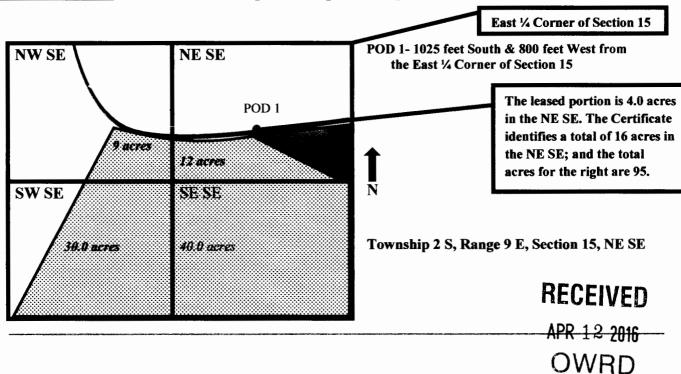
Township, Range, Section, quarter quarter (QQ), and a clearly labeled survey corner.

For irrigation or other similar use, the number of acres to be leased in each quarterquarter clearly labeled and hatchured to differentiate between the acres being leased and any remaining. If the place of use is broken down by more than one priority date, or source stream, and/or point of diversion you must identify each with separate

hachuring and clearly label.

If available, identify the existing point(s) of diversion.

EXAMPLE MAP (the darker shaded portion representing the portion leased instream)



Part 3 of 4 – Water Right and Instream Use Information

Use a separate Part 3 for each water right to be leased instream

Water Right Information

Water right # <u>3012</u>

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

If only less complete T				ht -	Ent Tab	•	the entire	water rig	ght is to	be leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
								1775,771 1784,1		
12/31/1883		1-N	43-E	29	NW-SW	6700		0.3	IR	
12/31/1883		1-N	43-E	29	SW-SW	8001		3.9	IR	
12/31/1883		1-N	43-E	30	NE-SE	8001		38.3	IR	DECEN
12/31/1883		1-N	43-E	30	NW-SE	7100		39.3	IR	RECEIVE
12/31/1883		1-N	43-E	30	SE-SE	8001		39.1	IR	APR 12 20
12/31/1883		1_N	13-E	30	SW-SE	8001		40	IR	ATR 12 ZU

Total Acres: 160.9

Table 2

To illustrate the totals for the water right proposed to be leased instream

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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
12/31/1883		IR	160.9		1.33	160.9
Total af from sto	rage, if ann	licable:	AF	or ⊠ N/A		

Any additional information about the right:

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
				SW-		
	1-N	43-E	33	SW		45.518688, -117.469878
	-	-		-		

Please check this box if you don't know the location of the POD(s) and want the Denartment to identify the Part 3 of 4 cont. - Water Right and Instream Use Information RECEIVED Instream Use Information APR 12 2016 Table 4 OWRD Instream Use Created by the Lease River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde **Instream Portion:** Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments. Proposed Instream Total instream Total instream **Priority date** POD# Use Acres Period rate (cfs) volume (af) 12/31/1883 8/1 - 9/30 160.9 IR 160.9 1.33 Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. **OR** 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. **Instream Reach** Or Proposed Instream Point: **Proposed Instream Reach:** Instream use protected at the POD A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to Grande Ronde River at Oregon-Washington border **OR** 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 certificate, the lease may be processed to be protected at the POD.) **Additional Instream Information**

Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other

Note: The Department may identify additional conditions to prevent injury and/or enlargement.

Any additional information about the proposed instream use:

limitations: list here

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Water Right Information

Water right # 3153

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your tax lot r	number(s ersion (P you may). Fill in a OD) but add	all app they'r itional	olicab e not rows	le informumber	nation. F	or exam lo not ne	ple, if yo	our wate clude a r	e leased. Also include or right has multiple number. If not enough (matching Table 1).
If only lead complete T			he rig	ht -	Ent Tab	•	the entire	water rig	ght is to	be leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
12/31/1883		1-N	43-E	29	SW-SW	8001		7.6	IR	
			-		-					
		-			-					
		-	-		<u>-</u>					
					-					

Total Acres: 7.6

Table 2

	o musii a	te the ti)tais 101	the water right proposed to be lea	scu mstream				
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be									
leased. If not en	nough rooi	m below	, you ma	y add additional rows (see instruction	ons) or attach	spreadsheet			
(matching Tabl	le 2). Pleas	se clearl	y label ar	ny attachments. (cfs = cubic feet per	second and a	f = acre-feet)			
Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)			
12/31/1883 IR 7.6 0.0628 7.6									
Total af from sto									

To illustrate the totals for the water right proposed to be leased instream

Table 3

Point of Diversion (POD) description: 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(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
				SW-		
	1-N	43-E	33	SW		45.518688, -117.469878
	-	-		-		

Please check this box if you don't know the location of the POD(s) and want the Department to identify location of the POD(s) for the purpose of the instream lease.	the

Part 3 of 4 cont. – Water Right and Instream Use Information RECEIVED

Table 4 OWRD Instream Use Created by the Lease River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde **Instream Portion:** Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments. Proposed Instream Total instream Total instream **Priority date** POD# Use Acres **Period** rate (cfs) volume (af) 12/31/1883 IR 7.6 8/1 - 9/30 0.0628 7.6 Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. **OR** Please check this box if you are not sure of the proposed rate, volume and instream period.

period considering the water right(s) being leased and instream benefits. **Instream Reach Or Proposed Instream Point: Proposed Instream Reach:** Instream use protected at the POD A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to Grande Ronde River at Oregon-Washington border **OR** 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 certificate, the lease may be processed to be protected at the POD.) **Additional Instream Information** Yes 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.

As part of its review process, the Department will identify the appropriate instream rate, volume and

Instream Use Information

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Any additional information about the proposed instream use:	Any additional information about the proposed instream use.	
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Water Right Information

Water right # 3182

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments. ☐ If only leasing a portion of the right -Entirety - If the entire water right is to be leased, skip to complete Table 1 as indicated Table 3. Gov't Lot/DLC USE POD# Q-Q Tax Lot **Priority Date** Rng Sec Acres Previous Lease # (if any) Twp NW-NE 7100 29.3 12/31/1883 43-E 30 IR 1-N 12/31/1883 43-E 30 SE-NE 7100 20 IR 1 1-N 12/31/1883 1 1-N 43-E **SW-NE** 7100 26.8 IR

Total Acres: 76.1

Table 2

To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet) Total Total Other Information (such as Total POD# conditions/limitations on the right) Rate (cfs) Volume (af) **Priority Date** Use Acres 12/31/1883 76.1 0.629 76.1 IR Total af from storage, if applicable: _____ AF or ⊠ N/A Any additional information about the right:

Table 3

Point of Diversion (POD) description: 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(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments. DLC/ Measured Distances, latitude/longitude coordinates, or river mile (if POD# Rng Sec Q-Q Gov't lot unknown you may indicate "unknown") Twp SW-43-E 33 SW 45.518688, -117.469878 1-N

Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

Part 3 of 4 cont. – Water Right and Instream Use Information RECEIVED

Instream Use Information

Table 4

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1 able 4									
Instream Use Created by the Lease OWRI									
River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde									
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet									
_			•	Please clearly lab		,	a spreausmeet		
Priority date	POD#	Use	Acres	Proposed Instrea		Total instream rate (cfs)	Total instream volume (af)		
12/31/1883		IR	76.1	8/1 - 9/30		0.629	76.1		
contact D maximum Certificat irrigation	epartment rate and e if leasing season of	t Staff for duty/voing the en the auth	or assista lume alle tire right horized p	olume and/or instrance. The instream owed by the right, t. The proposed in period of allowed	a rate an as desc stream puse.	d volume may be ribed in Table 2 period may be no	or on your o longer than the		
OR 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.									
Instream Reach									
A reach ty (POD) and end	Proposed Instream Reach: A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to Grande Ronde River at Oregon-Washington Or Proposed Instream Point: Instream use protected at the POD								
OR 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 certificate, the lease may be processed to be protected at the POD.)									
			Additio	nal Instream Info	rmatio	n			
☐Yes ☑ N/A limitations: list		ns to av	oid enla	rgement or injur	y to oth	er water rights	, if any, or other		
Note: The Depart	rtment m	ay identi	ify additi	ional conditions to	preven	t injury and/or e	nlargement.		
Any additional i	nformatio	n about	the prop	osed instream use:					

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Water Right Information

Water right # 3192

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments. If only leasing a portion of the right -**Entirety** - If the entire water right is to be leased, skip to complete Table 1 as indicated Table 3. Gov't Lot/DLC POD# **Priority Date** Twp Rng Sec Q-Q Tax Lot Acres USE Previous Lease # (if any) 12/31/1883 1 1-N 43-E 31 NE-NE 8000 1IR 3.0 12/31/1889 2 8000 1-N 43-E 31 NE-NE 17.8 IR 12/31/1889 2 1-N 43-E 31 **NW-NE** 8000 26.6 **IR** 12/31/1889 2 1-N 43-E 31 SE-NE 8000 40 IR

Total Acres: 87.4

Table 2

To illustrate the totals for the water right proposed to be leased instream

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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
1883	1	IR	3.0		0.0248	3.0
1889	2	IR	84.4		0.6976	84.4
				Maria		

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

Any additional information about the right: _____

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
				SW-		
1	1-N	43-E	33	SW		45.518688, -117.469878
				NW-		
2	1-S	43-E	4	SW		45.507108, -117.457714

Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

Part 3 of 4 cont. – Water Right and Instream Use Information RECEIVED

Instream Use Information

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Table 4						OWRE			
Instream Use Created by the Lease									
River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde									
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet									
(matching the below portion of Table 4). Please clearly label any attachments.									
Priority date	POD#	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)			
1883	1	IR	3.0	8/1 - 9/30	0.0248	3.0			
1889	2	IR	84.4	8/1 - 9/30	0.6976	84.4			
Certificat irrigation OR Please As part of its re	maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. OR 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.								
 ✓ A reach ty (POD) and ended the POD to Grander OR ☐ Please 	OR Please check this box if you are not sure of the proposed reach and want water to be								
checked, and the	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 certificate, the lease may be processed to be protected at the POD.)								
			Additio	nal Instream Informat	ion				
☐ Yes ☑ 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.									
						margomont.			
Any additional i	nformatic	n about	the prop	osed instream use:					

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Water Right Information

Water right # 7332

Table 1

I dibit I										
your tax lot n points of dive	number(s ersion (P). Fill in a OD) but t	all app they'r	olicab e not	le inform	nation. F ed, you d	or exam o not ne	ple, if yo	our wate lude a n	leased. Also include or right has multiple number. If not enough matching Table 1).
Please clearly	•				(000 111		,	on opiou		
☑ If only leasing a portion of the right - complete Table 1 as indicated ☐ Entirety - If the entire water right is to be leased, skip to Table 3.										
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
			.6%.			13a 170 170			·	지하는 경기 교육관계 중국 교육
4/12/1924	1	1-N	43-E	30	NE-NW	7100		7.7	IR	
		-	-		-					
		-			-					
		<u>-</u>	<u> </u>							
			<u></u>							
T.L. 2						Total A	Acres:	<u>7.7</u>		

Table 2

Т	To illustrate the totals for the water right proposed to be leased instream										
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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)											
Priority Date	Total Other Information (such as Total Total										
4/12/1924	1	IR	7.7		0.0636	7.7					
Total af from storage, if applicable: AF or N/A											
Any additional information about the right:											

Table 3

than one P	OD lis	ted on t m belo	hé ce w, yo	rtificate, u may a	, then the s dd additio	POD is not described on the certificate or if there is more specific POD(s) involved in the lease must be described. nal rows (see instructions) or attach spreadsheet schments.				
POD # Twp Rng Sec Q-Q Gov't lot unknown you may indicate "unknown") DLC/ Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")										
Clearwater 1-N 43-E 33 SW 45.518688, -117.469878										
Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.										
location	n of the	POD(s)	for th	e purpos	se of the ins	tream lease.				

Part 3 of 4 cont. – Water Right and Instream Use Interpret

Instream Use Information

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Table 4

	Instream Use Created by the Lease									
River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde										
Instream Porti	Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority									
•		one), Use	e (if mor	e than one), and acreag	e as appropriate co	nsidering the				
right to be lease										
_			•	dditional rows (see ins	,	a spreadsheet				
(matching the below portion of Table 4). Please clearly label any attachments.										
Priority date	POD#	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)				
4/12/1924	100#	IR	7.7	8/1 - 9/30	0.0636	7.7				
				olume and/or instream	• '	,				
	•			nce. The instream rate	•	- 1				
		•		owed by the right, as de		-				
		_	_	The proposed instream criod of allowed use.	m period may be no	o longer than the				
				ot sure of the proposed	roto volumo and i	natroom period				
				ent will identify the ap						
				g leased and instream b						
		••		Instream Reach						
Proposed Instr	eam Rea	ch:		Or	Proposed Instreat	m Point:				
			the po	int of diversion \square	Instream use prote	cted at the POD				
		_	_	ce stream: From						
the POD to Gr	ande Ron	de Rive	r at Ore	gon-Washington						
<u>border</u>										
				ot sure of the proposed						
protected within	a reach l	pelow the	e POD, i	f possible. (If no reach	is identified or the	above box is not				
	•	y one PC	D listed	on the certificate, the l	ease may be proce	ssed to be				
protected at the POD.)										
Additional Instream Information										
☐Yes 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 i	nformatio	n about	the prop	osed instream use:						

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APR 12 2016 **OWRD**

Water Right Information

Water right # <u>11899</u>

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1	Я	hI	e	

Table I													
your tax points o	k lot nu of dive	ımber(s rsion (P). Fill OD)	l in all a but they	pplicab 're not	le infor numbe	mation. Fred, you d	or exam	ple, if yo	our wat clude a	er right ha number. I	Also include as multiple f not enough	
				achment		(see in	struction	s) or alla	cn sprea	asneet	(matening	g Table 1).	
☐ If or	ıly leas		rtion	of the r			Entirety - If the entire water right is to be leased, skip to Table 3.						
Priority	Date	POD#	Tw	p Rn	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous	Lease # (if any)	
			- Constitution			-							
						-							
				- -		-							
				-		-		-					
		l		·		-	Tatal	<u> </u>					
							Total A	acres:					
Table 2				·····		- 4-							
											instream		
												right to be	
												spreadsheet f = acre-feet)	
(match	ing rai) L 2). I	Icasc	Clearly					100	per sec			
Priorit	v Date	POD	#	Use	Total Acres	l .)ther Infor itions/limi	•) F	Total late (cfs)	Total Volume (af)	
									S				
Total af	from st	orage, if	appli	cable:	AF	or N/	Α						
Any add	litional	informat	ion at	out the r	ight:								
Table 3	}												
		rsion (F	OD)	descrir	tion:	f the P	OD is not	describe	ed on the	certifi	cate or if	there is more	
than on	e POD	listed o	n the	certific	ate, the	n the s	pecific Po	DD(s) in	volved i	n the le	ase must l	be described.	
If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.													
(match	ing rac) () () () () () () () () () (lease	Cicarry	DLC			ances, latit	tude/longi	tude cooi	dinates, or r	iver mile (if	
POD#	Twp	Rng	Sec	Q-Q	Gov't	lot un	known you	may indica	te "unkno	wn")			
	1-N	43-E	29	SE-SW		10	80' north	and 2559	' east fro	m SW c	orner sect	on 29	
	-												
			-				on of the l ream lease	, ,	nd want t	he D e pa	artment to	identify the	
IUCa	mon or	uic rol	73) IC	ուսա բա	hase at	mic mist	Carri ICase	•					

Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

Residence of the second of the	Instream Use Created by the Lease									
River/ Stream	River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde									
				te the instream rate	-		,			
date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the										
_	right to be leased.									
	If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet									
(matching the below portion of Table 4). Please clearly label any attachments.										
Priority date	POD#	Use	Acres	Proposed Instreat Period	n '	Fotal instream rate (cfs)	Total instream volume (af)			
1937		IR	11.3	8/1 - 9/30		0.0934	11.3			
NT . TC		• ,		1 1		• • •				
				olume and/or instre	_					
	•			ince. The instream		•	- 1			
		•		owed by the right,			•			
		_	_	t. The proposed ins	_	period may be no	o longer than the			
				period of allowed u						
				ot sure of the prop						
				ent will identify the leased and instrea			rate, volume and			
period consider	ing the wa		i(s) being	Instream Reach	un och					
		_		Instream Keach		17.	D • 4			
Proposed Instr						posed Instream	1			
	-	_	_	int of diversion	ins ins	stream use prote	cted at the POD			
, ,				ce stream: From						
·	ande Ron	de Rive	er at Ore	gon-Washington						
<u>border</u>										
		-		ot sure of the prop			ı			
-				f possible. (If no re			ı			
	-	y one PC	DD listed	on the certificate,	the leas	se may be proce	ssed to be			
protected at the	protected at the POD.)									
Additional Instream Information										
Yes 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 i	nformatio	n about	the prop	osed instream use:						

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Water Right Information

Water right # 49087

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right - complete Table 1 as indicated ☐ Entirety - If the entire water right is to be leased, skip to Table 3.

Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
12/31/1900		1-N	43-E	19	NE-SE	4300		34	IR	
12/31/1900		1-N	43-E	19	NW-SE	4300		15	IR	
12/31/1900		1-N	43-E	19	SE-NE	4300		2.0	IR	
12/31/1900		1-N	43-E	19	SE-SE	4300		10.7	IR	
		-	-		-					

Total Acres: 61.7

Table 2

To illustrate the totals for the water right proposed to be leased instream

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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)			
1900		IR	61.7		0.5184	61.7			
Total af from storage, if applicable: AF or 🔀 N/A									

Any additional information about the right:

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
	1-N	43-E	29	SE-SW		45.533175 ,-117.469878
	_	-		-		

Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

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Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

Instream Use Created by the Lease										
River/ Stream Gande Ronde R		ostine &	Wallow	va Rivers, tributar	y to	River Basin:	Grande Ronde			
Instream Porti	on: Use 7	Table 4 to	o illustra	te the instream rat	e, volun	ne and instream	period by priority			
date, POD (if m	ore than o	one), Use	e (if mor	e than one), and a	creage a	s appropriate co	nsidering the			
right to be lease	d.									
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet										
(matching the below portion of Table 4). Please clearly label any attachments.										
Priority date	POD#	Use	Acres	Proposed Instrea Period	m ′	Fotal instream rate (cfs)	Total instream volume (af)			
12/31/1900		IR	59.7	8/1 - 9/30		0.5184	61.7			
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. OR 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.										
				Instream Reach						
Proposed Instr	eam Rea	ch:			Or Pro	oposed Instream	n Point:			
(POD) and ends	at the m	outh of	the sour	oint of diversion ce stream: From						
	ande Ror	<u>ide Rive</u>	<u>r at Ore</u>	gon-Washington						
border										
protected within checked, and th	OR 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 certificate, the lease may be processed to be protected at the POD.)									
			Additio	nal Instream Info	rmatio	n				
Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here										
Note: The Depart	rtment m	ay identi	ify additi	ional conditions to	preven	t injury and/or e	nlargement.			
Any additional i	nformatio	on about	the prop	osed instream use						

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Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right -Entirety - If the entire water right is to be leased, skip to complete Table 1 as indicated Table 3. Gov't Lot/DLC **Priority Date** POD# Twp Rng Sec Q-Q Tax Lot Acres USE Previous Lease # (if any) SE-SE 12/31/1893 43-E 1-N 32 8900 39.1 IR 43-E SW-SW 12/31/1901 1-N 33 8900 9 IR 12/31/1882 **1-S** 43-E NE-SW 12.3 4 900 IR NW-12/31/1882 **1-S** 43-E 4 NW 900 24.3 IR 12/31/1882 **1-S** 43-E 4 NW-SW900, 1400 36.7 IR 12/31/1882 **1-S** 43-E 4 SE-NW 900 0.7 IR **SE-SW** 12/31/1882 **1-S** 43-E 4 900 21.4 IR

900

3400

12/31/1882 12/31/1882 **1-S** 43-E 4 SW-SW 900 7.1 IR 1400 900 IR 12/31/1882 **1-S** 43-E 5 NE-NE 40.1 43-E **NE-SE** 1400 40 IR 12/31/1882 **1-S** 5 1400 900 IR 12/31/1882 1-S 43-E 5 SE-NE 35.4 12/31/1882 43-E 9 NE-NW 3400 33.2 IR **1-S** 43-E NW-NE 3400 IR 12/31/1882 **1-S** 9 12

NW-NE

SW-NW

1-S

1-S

43-E

43-E

4

9

Total Acres: 351.6

34.3

IR

Table 2

12/31/1896

To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet) Total Other Information (such as Total Total Volume (af) **Priority Date** POD# Use conditions/limitations on the right) Rate (cfs) Acres 12/31/1882 IR 351.6 2.91 351.6

RECEIVED AF or N/A Total af from storage, if applicable: Any additional information about the right: APR 12 2016

Table 3 Instream Lease Application (revised 6-17-2015) OWRD

Point of Diversion (POD) description: 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(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments. DLC/ Measured Distances, latitude/longitude coordinates, or river mile (if POD# Sec Gov't lot Twp Rng Q-Q unknown you may indicate "unknown") 9 1-S 43-E SE-NE 45.494134, -117.438922 Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease. Part 3 of 4 cont. – Water Right and Instream Use Information RECEIVED **Instream Use Information** APR 12 2016 **OWRD** Table 4 Instream Use Created by the Lease River/Stream Name: Lostine River, tributary to Wallowa River | River Basin: Grande Ronde **Instream Portion:** Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments. Proposed Instream Total instream Total instream POD# **Period** volume (af) **Priority date** Use rate (cfs) Acres 8/1 - 9/30 2.91 351.6 12/31/1882 IR 350.9 Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. 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. Instream Reach **Proposed Instream Reach:** Or Proposed Instream Point: Instream use protected at the POD A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to Grande Ronde River at Oregon-Washington border **OR** 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 certificate, the lease may be processed to be

Additional Instream Information

protected at the POD.)

Yes 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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OWRD

Water Right Information

Water right # 62054

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right - complete Table 1 as indicated ☐ Entirety - If the entire water right is to be leased, skip to Table 3.

Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
			11 St.							
10/30/1979		1-N	43-E	19	NE-SE	4300		3	IR	
10/30/1979		1-N	43-E	19	SE-NE	4300		3.6	IR	DECEME
10/30/1979		1-N	43-E	20	NE-SW	4300		32.5	IR	RECEIVED
10/30/1979		1-N	43-E	20	NW-SE	4300		5.9	IR	ADD 19 2040
10/30/1979		1-N	43-E	20	NW-SW	4300		37.7	IR	APR 12 2016
										OWRD

Total Acres: 82.7

Table 2

To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet) Total Other Information (such as Total Total Priority Date POD# Use Acres conditions/limitations on the right) Rate (cfs) Volume (after the conditions of the right)

Priority Date POD # Use Acres conditions/limitations on the right) Rate (cfs) Volume (af)

10/30/1979 IR 82.7 0.6835 82.7

Total af from storage, if applicable: _____ AF or \(\sum \ N/A \)

Any additional information about the right: _____

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

	POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
ſ		1-N	43-E	19	SE-NE		3200 feet north and 920 feet west from SE corner, Section 19
		-	_		-		

Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

Instream Use Created by the Lease									
River/ Stream River	Name: <u>V</u>			ibutary to Grande		T"	Grande Ronde		
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased.									
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.									
Priority date	POD#	Use	Acres	Proposed Instrea Period	m	Total instream volume (af)			
10/30/1979		IR	82.7	8/1 - 9/30		rate (cfs) 0.6835	82.7		
contact D maximum Certificat irrigation OR Please As part of its re period consider Proposed Instr A reach ty	epartment rate and re if leasing season or check this view proceeding the water ream Rearpically by	t Staff for duty/voug the enter the authorises, the atter right	or assistation allower allower allower allower are in Departments (s) being the point and the point allower al	olume and/or instruction. The instream owed by the right, t. The proposed instruction of allowed to sure of the proposent will identify the leased and instrement will identify the leased and instrement of diversion of diversion of estream: From	as desc stream juse. Dosed ra ne appro am ben	d volume may be ribed in Table 2 period may be note, volume and it opriate instream efits.	or on your o longer than the instream period. rate, volume and		
the POD to Gr				gon-Washington					
OR Please protected within	OR 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 certificate, the lease may be processed to be protected at the POD.)								
			Additio	nal Instream Info	rmatio	n			
Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here									
Note: The Depa	rtment m	ay identi	ify additi	ional conditions to	preven	t injury and/or e	enlargement.		
Any additional i	nformatio	n about	the prop	osed instream use:					

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Water Right Information

Water right # <u>82198</u>

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments. ☐ If only leasing a portion of the right -**Entirety** - If the entire water right is to be leased, skip to complete Table 1 as indicated Table 3. Gov't Lot/DLC Sec POD# Rng Tax Lot USE Previous Lease # (if any) **Priority Date** Twp Q-Q Acres NW-NE 12/31/1889 43-E 900 IR 1-S 5 1.1

Table 2

To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet) **Total** Total Total Other Information (such as POD# conditions/limitations on the right) Rate (cfs) Volume (af) **Priority Date** Use Acres 0.0091 1889 1.1 1.1 AF or N/A Total af from storage, if applicable: ___ Any additional information about the right:

Total Acres: 1.1

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
				NW-		
	1-S	43-E	4	SW		45.507108, -117.457714
	_	-		-		

☐ Ple	ease check this box if you don't know the location of the POD(s) and want the Department to iden	tify the
loc	cation of the POD(s) for the purpose of the instream lease.	

Part 3 of 4 cont. – Water Right and Instream Use Information

Instream Use Information

Table 4

Instream Use Created by the Lease											
River/ Stream	Name: <u>I</u>	ostine R	liver, trib	outary to Wallowa	River	River Basin:	Grande Ronde				
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority											
date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the											
right to be leased.											
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.											
(matching the b	elow port	ion of T	able 4).								
Priority date	POD#	Use	Acres	Proposed Instrea	Proposed Instream Period Total instream rate (cfs) Total instream volume (af)						
12/31/1889	102 "	IR	1.1	8/1 - 9/30		0.0091	1.1				
				<u> </u>							
				olume and/or instr	-	•					
	-			ince. The instream		•	•				
		-		owed by the right,			•				
Certificate if leasing the entire right. The proposed instream period may be no longer than the											
irrigation season or the authorized period of allowed use. OR Please check this box if you are not sure of the proposed rate, volume and instream period.											
As part of its rev	view proc	ess, the	Departm	ent will identify the	ne annro	opriate instream	rate, volume and				
period consideri	ng the wa	ater righ	t(s) being	g leased and instre	am ben	efits.	,				
				Instream Reach							
Proposed Instr	eam Rea	ch:			Or Pr	oposed Instrea	m Point:				
			t the po	int of diversion	In:	stream use prote	cted at the POD				
	•	_	•	ce stream: From							
the POD to Gra	ande Ror	de Rive	r at Ore	gon-Washington							
<u>border</u>											
OR Please	check this	box if y	ou are n	ot sure of the prop	osed re	ach and want wa	ater to be				
protected within	a reach l	below th	e POD, i	f possible. (If no r	each is	identified or the	above box is not				
checked, and the	ere is only	y one PC	D listed	on the certificate,	the leas	se may be proce	ssed to be				
protected at the	POD.)										
			Addition	nal Instream Info	rmatio	n					
Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here											
Note: The Depa	rtment m	ay identi	ify additi	onal conditions to	preven	t injury and/or e	nlargement.				
Any additional i	nformatio	n about	the prop	osed instream use:							

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Water Right Information

Water right # <u>91010</u>

T			4
- 1	an	P	ı

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.													
☐ If only leasing a portion of the right - complete Table 1 as indicated							Entirety - If the entire water right is to be leased, skip to Table 3.						
Priority 1	Date	POD#	Tw	p Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous	Lease # (if any)	
<u> </u>			75					81.86.94 119.44 4.86.4	+ + 1 + + 1 + 1				
			-	_ -							_ F	RECEIVE	
			<u>-</u>	-		-						APR 12 2016	
			•	-		-							
Total Assess													
Total Acres: Table 2													
To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)													
Priorit	y Date	POD	#	Use	Total Acres		Other Infoi ditions/limi			t) I	Total Rate (cfs)	Total Volume (af)	
Total af						or \square N	/A						
Any add		iniormat	ion ad	out the r	ignt: _								
Table 3 Point of Diversion (POD) description: 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(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.													
POD#	Twp	Rng	Sec	Q-Q	DL0 Gov't		leasured Dis nknown you				rdinates, or	river mile (if	
	1-N	43-E	29	SE-SW			080 feet nor				W corner, S	ection 29	
	-	_			<u> </u>								
	Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.												

Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

1 abie 4										
Instream Use Created by the Lease										
River/ Stream	Name: <u>L</u>	ostine R	<u>iver,</u> trib	outary to Wallowa Rive	River Basin:	Grande Ronde				
Instream Porti	on: Use 7	able 4 to	illustra	te the instream rate, vo	lume and instream	period by priority				
date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the										
right to be leased.										
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet										
(matching the below portion of Table 4). Please clearly label any attachments.										
Priority date POD# Use Acres Period Total instream Total instream Priority date POD# Use Acres Period rate (cfs) volume (af)										
Priority date 12/31/1879	POD#	Use IR	Acres 24	8/1 - 9/30	rate (cfs) 0.1984	volume (af)				
12/31/1881		IR	1	8/1 - 9/30	.0083	1				
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. OR 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.										
				Instream Reach						
Proposed Instr	eam Rea	ch:		Or	Proposed Instream	n Point:				
(POD) and ends	at the m	outh of	the sour	int of diversion ce stream: From gon-Washington	Instream use prote	cted at the POD				
OR Please protected within checked, and the	OR 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 certificate, the lease may be processed to be protected at the POD.)									
			Addition	nal Instream Informa	tion					
Yes N/A limitations: list		ns to av	oid enla	rgement or injury to	other water rights	, if any, or other				
Note: The Depart	rtment m	ay identi	ify additi	ional conditions to prev	vent injury and/or e	enlargement.				
Any additional i	nformatio	on about	the prop	osed instream use:						

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Table 1

your tax lot r points of div	number(s ersion (P you may	s). Fill in a POD) but y add add	all app they'r itional	olicab e not l rows	le infornumber	mation. Fred, you d	or exam lo not ne	ple, if you	our wate clude a r	leased. Also include or right has multiple number. If not enough matching Table 1).
If only less complete T		Entirety - If the entire water right is to be leased, skip to Table 3.								
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
					T.					
		-	-	·						D-0
	<u></u>	-	-		-					RECEIVED
		-	-		-					APR 12 2016
		-	_		-					OWRD
						Total .	Acres:	<u>36</u>		CAALID

Table 2

7	o illustra	te the to	tals for t	the water right proposed to be lea	sed instream	
leased. If not e	nough roo	m below	, you ma	D, use and acreage as appropriate copy add additional rows (see instructions) attachments. (cfs = cubic feet per	ons) or attach	spreadsheet
Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
Total af from sto						

Table 3

than one	e POD nough 1	listed o	n the clow,	certifica you may	te, then th add addit	e specific POD(s) involved in the lease must be described. ional rows (see instructions) or attach spreadsheet ttachments.		
POD#	POD # Twp Rng Sec Q-Q Gov't lot Unknown you may indicate "unknown") DLC/ Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")							
1	1-N	43-E	29	SE-SW		1080 feet north and 2559 feet east from sw corner, section 29		
	-	-		_				
	Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.							

Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

		I ₁	nstream	Use Created by the	e Lease	
River/ Stream	Name: <u>L</u>	ostine R	<u>iver</u> , trib	outary to Wallowa R	iver River Basin:	Grande Ronde
Instream Porti	Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority					
•		one), Use	e (if mor	e than one), and acre	eage as appropriate co	nsidering the
right to be lease						
					nstructions) or attach	a spreadsheet
(matching the b	elow port	ion of Ta	able 4).	Please clearly label		
Priority date	POD#	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)
12/31/1881	100#	IR	36	8/1 - 9/30	0.2975	36
					m period, see the inst	
	•				ate and volume may b	- 1
		•		• •	described in Table 2	•
		_	_	* *	eam period may be no	o longer man the
irrigation season or the authorized period of allowed use. OR Please check this box if you are not sure of the proposed rate, volume and instream period.						
period consider	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.					
	Instream Reach					
Proposed Instr	eam Rea	ch:			or Proposed Instream	n Point:
A reach ty	pically b	egins at	the po	int of diversion	Instream use prote	cted at the POD
(POD) and ends	at the m	outh of	the source	ce stream: From		
the POD to Gr	ande Ror	de Rive	r at Ore	gon-Washington		
<u>border</u>						
		•			sed reach and want wa	
•				•	ch is identified or the	1
•		y one PC	DD listed	on the certificate, the	ne lease may be proce	ssed to be
protected at the	POD.)		***			
			Addition	nal Instream Inform	nation	
Yes 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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Table 1

your tax points or room be	Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.											
☐ If only leasing a portion of the right - complete Table 1 as indicated ☐ Entirety - If the entire water right is to be leased, skip to Table 3.												
Priority	Priority Date POD# Twp Rng Sec Q-Q Tax Lot Gov't Lot/DLC Acres USE Previous Lease # (if an							Lease # (if any)				
		<u> </u>					<u> </u>					
					•	-					RE	CEIVED
			_			-					AP	R 12 2016
Total Acres: OWRD												
Table 2		To illus	strate	the to	tals for	the wa	ater right	propose	d to be	leased	instream	
leased.	If not	enough	room	below,	you ma	ay add	additional	rows (se	e instru	ctions)	or attach	e right to be spreadsheet f = acre-feet)
Priorit	y Date	POD	#	Use	Total Acres		Other Info ditions/limi) F	Total Rate (cfs)	Total Volume (af)
		.,.										
Total af	from st	orage, if	applio	cable: _	AF	or 🔲 N	7/A					
Any add	itional	informat	ion ab	out the	right: _							
Table 3												
Point of Diversion (POD) description: 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(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.												
POD#	Twp	Rng	Sec	Q-Q	DL0 Gov't	lot u	leasured Dis nknown you	may indica	te "unkno	wn")		
1	1-N	43-E	29	SE-SW		1 2		orth and 2	.559 feet	east fr	om sw cori	ner, section
	Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.											

Part 3 of 4 cont. - Water Right and Instream Use Information

Instream Use Information

Table 4

	Instream Use Created by the Lease						
River/ Stream	Name: L	ostine Riv	er, tribut	ary to Wallowa Rive	er River Basin:	Grande Ronde	
					e, volume and instream		
right to be lease		one), Us	e (11 mor	e than one), and a	creage as appropriate co	onsidering the	
•		v von m	av add a	dditional rows (se	e instructions) or attach	a cnreadcheet	
						a spreausnect	
(matching the below portion of Table 4). Please clearly label any attachments. Proposed Instream Total instream Total instream							
Priority date	POD#	Use	Acres	Period	rate (cfs)	volume (af)	
3/27/1901		IR	36.5	8/1 - 9/30	0.3016	36.5	
, .=			<u> </u>				
Note: If not core	oin of the	ingtroor	n roto v	olumo and/ar instr	eam period, see the inst	mustions and/on	
					rate and volume may b		
	-				as described in Table 2	-	
		•			stream period may be n	•	
		-	_	• •		o longer man me	
irrigation season or the authorized period of allowed use. OR Please check this box if you are not sure of the proposed rate, volume and instream period.							
					ne appropriate instream		
				g leased and instre		rate, volume and	
r	8		-(-)	Instream Reach			
Proposed Instr	pam Daa	ch•			Or Proposed Instream	m Point	
			. 41	:	Instream use prote		
		-	-	int of diversion	msucam use prote	cted at the 1 OD	
` '				ce stream: From			
	ande Kon	de Kive	r at Ore	gon-Washington			
border		1 10		0.1			
		-			osed reach and want wa	1	
					each is identified or the		
· · · · · · · · · · · · · · · · · · ·	_	one PC	D listed	on the certificate,	the lease may be proce	ssed to be	
protected at the	POD.)	·····					
			Addition	nal Instream Info	rmation		
Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here							
Note: The Depa	Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional i	Any additional information about the proposed instream use:						

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Water Right Information

Water right # 91288

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

1 10000 010001	, 10001 00	., w		•						
If only lease complete T				ht –		t irety - If le 3.	the entire	water ri	ght is to	be leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
8/11/1922		1-N	43-E	19	NE-SW	4000		3.5	IR	
8/11/1922		1-N	43-E	19	SE-SW	4000		20.4	IR	DECEMEN
8/11/1922		1-N	43-E	19	SW-SE	4300		1.6	IR	RECEIVED

Total Acres: 25.5

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Table 2

To illustrate the totals for the water right proposed to be leased instream

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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
8/11/1922		IR	25.5		0.2108	25.5
Total af from sto	rage, if app	licable: _	AF (or 🖾 N/A	<u></u>	

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
				NW-		
1	1-N	43-E	33	SW		1916 feet north and 223 feet east from sw corner, section 33
	-	-		-		

Please check this box if you don't know the location of the POD(s) and want the Department to identify	the
location of the POD(s) for the purpose of the instream lease.	

Any additional information about the right:

Part 3 of 4 cont. – Water Right and Instream Use Information

Instream Use Information

Table 4

Table 4		I	nstream	Use Created by the I			
River/ Stream	River/ Stream Name: Lostine River, tributary to Wallowa River River Basin: Grande Ronde						
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet							
	POD#	Use		Please clearly label an Proposed Instream Period	Total instream	Total instream	
Priority date 8/11/1992	POD#	IR	25.5	8/1 - 9/30	rate (cfs) 0.2108	volume (af) 25.5	
contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. OR 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.							
				Instream Reach		LUMBA	
A reach ty (POD) and end	Proposed Instream Reach: ☐ A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to Grande Ronde River at Oregon-Washington						
OR 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 certificate, the lease may be processed to be protected at the POD.)							
			Additio	nal Instream Informa	tion		
Yes 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	informatio	n about	the prop	oosed instream use:			

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Part 4 of 4 – Lease Provisions and Party Signatures

		•
Term of the Lease (may be from 1 year up to 5 years):		
The lease is requested to begin in: month May year 2016	and end: month September year 2016	
Note: The begin month is generally the first month of the in the irrigation season. If not an irrigation right, this wou period of allowed use.		
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): ☐ Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. ☐ Recreation ☐ Pollution abatement ☐ Navigation	Termination provision (for multiy The parties to the lease request (c) □ a. The option of terminating the expiration of the full term with the Department by the Lessor(□ b. The option of terminating the expiration of the full term, with parties to the lease. □ c. The parties would not like to i Termination Provision. (See instructions for limitations to the	hoose one): lease prior to h written notice to (s) and/or Lessee. lease prior to th consent by all nclude a
Additive/Replacing Relationship to other instream wat		
other existing instream water rights created as a result of inconserved water. Since instream leases are also generally agency process or conversion of minimum flows, they generally agency process or conversion of minimum flows, they generally. If you would like this lease to relate to other instream water And attach an explanation of your intent. Validity of the Right(s) to be leased (check the appropriate years or have been leased instream; or The water right(s) have not been used for the last five right(s). However, the water right(s) is not subject to describing why the water right(s) is not subject to forth	senior to other instream rights created aerally replace a portion of these junion of these junion of these junion of these junion of the rights differently, please check this riate box): the terms and conditions of the right(s) years according to the terms and conditions of the right of the terms and conditions of the input (s). Do feiture under ORS 540.610(2). Do feiture is provided.	through a state r instream box. during the last ditions of the cumentation
become part of an allocation of conserved An instream lease shall not set a preceden		v shall be required.
The undersigned declare: 1. The Lessor(s) agree during the term of this lease, to so right(s) and under any appurtenant primary or supple application; and 2. The Lessor(s) certify that I/we are the water right hole lease application. If not the deeded landowner, I/we application that I/we have authorization to pursue the from the deeded landowner; and 3. All parties affirm that information provided in this lease.	mental water right(s) not involved der(s) of the right(s) described in the have provided documentation with the lease application and/or have obtained to the second secon	in the lease his instream the lease ined consent
	Date: <u>4-5-</u> 1%	RECEIVE
Signature of Lessor Printed name (and title): Woody Wolfe Busines	s name if annlicable:	APR 12 2016

Phone number (include area cour).

Instream Lease Application (revised 6-17-2015)

Phone number (include area code): 541-263-0802

Mailing Address (with state and zip): 81544 Hwy 82, Wallowa, OR 97885

Printed name (and title): Woody Wolfe

4-5-16

**E-mail address:

Business name, if applicable: _____

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See next page for additional signatures.

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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:
Date: 3-31-16
Date. 5
Signature of Lessee
Printed name (and title): Aaron Maxwell, Flow Restoration Project Manager
Business/organization name: The Freshwater Trust
Mailing Address (with state and zip): P.O. Box 351 Enterprise, OR 97828
Phone number (include area code): 541-263-2220 **E-mail address: aaron@thefreshwatertrust.org
Date: 4/8//6 Signature of Lessee
Printed name (and title): Rob Kirschner, Staff Attorney
Business/organization name: The Freshwater Trust
Mailing Address (with state and zip): 65 SW Yamhill St., Suite 200, Portland, OR 97204
Phone number (include area code): 503-222-9091 x 50 **E-mail address:
rob@thefreshwatertrust.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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Helpful Links	If you are unsure or need assistance with your Application Contact us at 503-986-0900 or the Watermaster for your District	
Watermasters in Oregon	http://www.oregon.gov/owrd/docs/watermasterchart.pdf	
Instream Leasing Forms	http://www.oregon.gov/owrd/pages/pubs/forms.aspx#instream	
Fee Schedule	http://www.oregon.gov/owrd/pages/pubs/forms.aspx#fees	
Water Rights Information Query	http://apps.wrd.state.or.us/apps/wr/wrinfo/	
Additional Water Rights Research	http://www.oregon.gov/owrd/Pages/wr/property wr info.aspx	
Water Rights Public Notice	http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21	
OAR: Chapter 690 Division 77	http://www.oregon.gov/owrd/law/docs/law/oar 690 077.pdf	

Application Instructions: Part 1 of 4

Eligible Water Rights: Surface or Storage water rights subject to Instream Lease include:

Certificated rights.

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- 2. Adjudicated rights evidenced by a court decree.
- 3. Permits or transferred rights upon which satisfactory proof has been made.

APR 12 2016

- 4. Conserver's portion of conserved water allocation under ORS 537.445 to 537.500.
- 5. Secondary water rights for the use of stored water.

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6. A Determined Claim in the Upper Klamath Basin determined and established in an order of determination certified by the Water Resources Director under ORS 539.130.

Only valid rights are eligible to be leased to instream use.

- A water right that has not been used for five or more years may no longer be valid under Oregon law. Municipal water rights are the exception.
- > If the Department reasonably suspects the right may no longer be valid, it may require an affidavit attesting to the use, along with supporting documentation, and/or deny the lease as incomplete.
- ➤ If a water right hasn't been used for five or more years, you may also be able to demonstrate that it's not subject to forfeiture if you qualify for one of the provisions under ORS 540.610(2).

Deadline for submission: All Instream Lease Applications have deadlines for submittal. A water right with a seasonal use (such as irrigation) must be submitted prior to July 1; a water right with a year round use (such as industrial use) must be received prior to October 1.

Fee: Include the appropriate fee by check or money order made out to the Oregon Water Resources Department. You may also designate an appropriate customer account, if you have one, from which the fee should be deducted. Generally, the Lessee may have an account already set up with the Department. Applications received without the proper fee will be returned.

Other Water Rights: It is important to provide an inventory of all of the water rights appurtenant to the same lands identified in the lease application. This includes other primary and supplemental rights, even if the rights are still in permit status, and are not included in the lease application. Water rights information can be found via the link above for Water Rights Information Query or the Additional Water Rights Research links above.

Conservation Reserve Enhancement Program (CREP): Indicate if some or all of the lands involved in the lease application are enrolled in the CREP program (or other similar Federal Program). The Department will send a copy of the order approving the lease to the Farm Services Administration

and other associated parties. If lands involved in the lease are enrolled in another Federal Program, please provide the name of that program in the space provided in Part 1 of 4.

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Application Instructions: Part 2 of 4

Please provide a detailed application map as described in Part 2 of 4. If you're leasing an entire APR 12 2016 right or if the use of water is for municipal or quasi-municipal water use, a map is not required.

Application Instructions: Part 3 of 4

Water Rights Information (Table 1):

Provide a complete description for each water right, or portion thereof, proposed to be leased instream.

Please indicate in Table 1 whether the entire right is involved in the lease or only a portion of the right. Then fill out the rest of the Water Right Information as described in Section 3 of 4.

The priority date, type of use, and other information describing the right will be found on your certificate, which can be viewed online (see the link above for Water Rights Information Query).

For example, the priority date is usually located within the first paragraph or two on your Certificate. In the space provided in the lease application to identify the priority date, please include the day, month, if applicable, and year.

(Note: Descriptions of supplemental rights are required only when these rights are also proposed to be leased.)

Application Calculations: It can sometimes be difficult to determine the rate and volume associated with the right to be leased instream, particularly when only leasing a portion of the right. Please do not hesitate to contact the Department or your local Watermaster if you need assistance.

Things to Note (for Table 2):

- ❖ Acre-feet of storage: This is the quantity of water released from a reservoir to deliver water to the place of use associated with your water right. If a reservoir is not involved, indicate N/A.
- ❖ Maximum total rate: The maximum rate is associated with the right to be leased and should be identified as the total rate of use. For example, for an irrigation right, if 40 acres are being leased instream and the rate per acre limit is described as 1/80 cfs/acre, then the rate would be 0.5 cfs (40 acres * 1/80 cfs/acre). Or if you have an irrigation right where a rate limit per acre is not specified on your certificate, the maximum total rate may be proportioned. For example, an irrigation right for 40 acres that allows the maximum diversion of 1.0 cfs, and you are proposing to lease 10.0 acres. The proportional rate would be 0.25 cfs ((1.0 cfs / 40 ac)*10 ac = 0.25 cfs).
- ❖ Maximum total volume: The maximum volume is generally associated with duty of the right to be leased and should be identified as the total volume that may be used over the irrigation season or period of allowed use. For example, if 40 acres are being leased instream and there is a 4.0 acre-feet per acre duty, the maximum duty would be 160 ac-ft (40 acres * 4.0 ac-ft/ac). If no duty is listed on the certificate or in the decree, then "N/A" should be indicated in the Total Volume column in Table 2.

Basic Calculator (Table 2) (will only work when filling out the application online): If you're still not certain how to fill out Table 2, we have also provided a basic calculator that may be used to calculate certain information associated with your water right. This calculator only works if you're filling out the application online. If you've downloaded the form to your computer, the calculator will not work. Also, this calculator may not work for every water right.

To start, your right should be an irrigation or other similar acreage based right and include a rate per acre and duty per acre limitation. If you have that basic information on your certificate, the below calculator may work for you.

Fill in the numbers in the green shaded boxes with information from your Certificate, specifically the rate per acre (this will be identified as something similar to 1/80th cubic foot per second per acre), and the duty per acre (this will be identified as something similar to 2.5 acre-feet per acre). The formulated boxes will auto-fill the max CFS and total acre feet needed for the rate and volume pieces of Table 2. If your water right is broken down by more than one priority date or point of diversion, for example, you will need to use this table to calculate the maximum rate and volume associated with the acreage for each point of diversion and/or priority date.

You can then take the information provided in the calculator below and use it to fill in Table 2 in Section 3 of 4 of this application.

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Certificate Information		Lease Information	
Limitations of Certificate		Total # of Acres Leased	1
shall be limited to (example: 1/80)	1/80	MaxCFS	0.01
acre feet per acre (example 2.5)	2.5	Total acre feet	2.50

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Instream Use Information (Table 4): This section is best completed in close consultation with the local Watermaster, who will be responsible for making a number of recommendations relating to the reach, amount, timing and duration of the instream use.

A water right used at its maximum rate for the entire season will frequently exceed the total allowable volume (based on the duty). For the instream use, it's allowable to reduce the instream rate and/or reduce the number of days that water may be protected instream within the irrigation season to prevent enlargement or injury to other water rights. Consultation with the Department's local Watermaster (see link above to locate your local Watermaster) can help you determine the appropriate instream rate, volume, timing and location of a proposed instream use.

Also, the Department, as part of its evaluation process, will determine whether any changes are needed to the proposed instream use to prevent injury and/or enlargement or to maximize the instream benefits.

Application Instructions: Part 4 of 4

Parties to the Lease:

Lessor:

This is generally the landowner(s) and is referred to as the water right holder. All water right holders must sign the lease application. The lessor may also be someone that holds interest in the water right or another party that has been granted authorization by the landowner to leases the water right. If the Lessor is not the deeded landowner, additional information must be provided as specified in the application checklist (Minimum Requirements Checklist Part 1 of 4).

Lessee:

Individuals or organizations, which may provide compensation to the Lessor for the leasing of the subject water right instream. The Lessee has the same standing as the Lessor for all purposes regarding management and enforcement of the instream water right.

Co-Lessors:

Irrigation districts or other water purveyors must be a party to the lease to which the subject Lands are attached or fall within the boundaries of an Irrigation District, as defined in ORS Chapters 545, 547, 552, 553, or 554, and should be listed as Co-Lessor.

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If the source of water for the subject lands is stored water, then the owner/operator of the reservoir must also be party to the lease as Co-lessor.

APR 12 2016 OWRD **Please note:** If the water right is in the name of an irrigation district (or other similar organization) or if water is conveyed to the subject lands by an irrigation district, this lease application form may not be used. The District Lease Application Form must be used.

Trustee:

The Trustee is the Oregon Water Resources Department. If a person leases a right to the State without third party involvement, the Department will also be considered the Lessee.

Valid Signatures: All parties must sign the application. For example, if a husband and wife both appear on a deed, both must sign. If there is insufficient space for all parties to sign the lease application, please follow instructions below to unlock the form and add additional signature space for the lessor, co-lessor, and/or lessee as needed. Or you may also attach an additional signature page.

Term of the lease: The term of the instream lease can be no less than one calendar year and no more than five calendar years. However, there is no limit on the number of times that you may renew your lease if the terms have not changed. (See link to Instream Lease Renewal Form above, which also contains additional information on whether a lease may be renewed)

Generally, the first day of the term of the instream lease is the first day the water can be legally used through the last day the water can be legally used (e.g. the irrigation season). For water rights with year-around season of use the term of the lease would run from January 1 through December 31 and through the last year of term of the instream lease.

Termination provision: For multiyear leases, this provision gives the Lessor(s) and any Lessee an opportunity to request or prohibit an Instream Lease to terminate prior to the scheduled termination date. Unless otherwise specified, the Lessee, if there is one, has the same standing as the Lessor for management of the instream lease.

For instream leases submitted as Mitigation Projects in the Deschutes Groundwater Study Area, termination will be required by all parties to the lease and must be submitted to both the Salem and Bend OWRD offices.

Requests to terminate a lease, may be submitted by e-mail from the appropriate parties identified in the Final Order approving the lease application.

Public Use to be served by the lease: Each lease must provide a public benefit. Please check one or more boxes to identify the public use(s) to be served by the new instream use.

Additive/Replacing Nature of Instream Water Rights:

- Water rights that are leased instream generally have senior priority dates. Instream rights created by an instream lease are then additive to other instream rights with senior priority dates created as a result of instream lease, transfer and/or allocation of conserved water.
- If there is an existing junior instream right created as a result of a state agency application process or conversation of minimum flows, the instream right created as a result of a lease will generally replace a portion of that existing right with an earlier (senior) priority date.

• However, applicants may request a different relationship to other instream rights than described above. For example, under certain conditions, if the priority date of the instream right to be created by the lease is junior to an existing instream right (created as a result of a state agency application process or minimum flow conversion), the new instream use could be additive to those existing instream rights. In this example, the applicant may need to submit additional information (such as a letter from ODFW, DEQ, or OPRD) describing the instream benefits of making the rights additive.

Validity of the Rights: The lease applicant must identify whether the right(s) involved in the lease application have been used beneficially in the last five years or are not subject to forfeiture under ORS 540.610(2).

Other General Information:

Watermaster: ORS 540.045(1) – The role of the Watermaster is to regulate the distribution of water among water users from any natural surface or groundwater supply in accordance with the users' existing water rights of record. For an instream lease, the role of the Watermaster generally includes:

- The Watermaster may make a number of recommendations relating to the reach, amount, timing, and duration of the instream use.
- Review factors such as losses, return flow, and consumptive use in determining whether the proposed location of the new use will be allowed.
- Recommend to the Director if and how far the Department can protect the new instream use past the original point of diversion. (In some instances, the new use may need to be broken into reaches of decreasing amounts. The reach below the original point of diversion would be managed like the shepherding of stored water.)
- Identify any conditions to be placed on the new use, which are necessary to prevent or mitigate injury to existing rights.

Abbreviated Process Steps- OARS 690-077-0077

- 1. Upon receipt of the application: Department staff will assign a number to identify the lease application.
- 2. The Application will be noticed in the Department's Weekly Notice; initiating a 21-day comment period. Public comments may be submitted within the 21-day comment period addressing any injury or enlargement concerns.
- 3. Field staff (generally the Watermaster) is requested to produce a written assessment of whether the application meets the requirements to suspend the original use and avoid injury or enlargement.
- 4. A caseworker is assigned the application for review.
- 5. If the Watermaster review indicates that the lease will not result in injury and/or enlargement and no comments are received, the Director may presume that the lease may be approved. However, if the Watermaster review, public comments, or other information indicate that the lease will result in injury and/or enlargement, the Department may modify the lease to prevent the injury and/or enlargement or deny the lease.
- 6. A final order is completed, signed, and a copy sent to the Lessor and co-lessor and Lessee, if applicable.

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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.

Editing the Application Form

To add additional lines to tables within the forms or to copy and paste additional Part 3 pages, please save the application form to your computer. Unlock the document by using one of the following instructions for your Microsoft Word software version:

Microsoft Word 2003

Unlock the document by one of the following:

- Using the Tools menu => click Unprotect Document; OR
- Using the Forms toolbar => click on the Protect/Unprotect icon.
 To relock the document to enable the checkboxes to work, you will need to:
- Using the **Tools** menu => click **Protect Document**; **OR**
- Using the Forms toolbar => click on the Protect/Unprotect icon.

Once the application has been unlocked, you may:

- add additional rows to tables using the Table tools, and
- select and copy the pages of Part 3 and paste as many additional sets of Part 3 pages as needed at the end of the application.

After editing, re-lock the document to enable checkboxes to work.

Microsoft Word 2007

- Unlock the document by clicking the Review tab, then click Protect Document, then click
 Stop Protect
- To relock the document, click Editing Restrictions, then click Allow Only This Type of Editing, select Filling In Forms from the drop-down menu, then check Yes, Start Enforcing Protection.

Microsoft Word 2010

- Unlock the document by clicking the **Review** tab, toggle the **Restrict Editing icon** at the upper right, then click **Stop Protect** at the bottom right. Then uncheck the "**Allow only this type of editing** in the document: **Filling in forms**" in the "Editing restrictions" section on the right-hand list of options.
- To relock the document, check the Editing Restrictions/Allow Only This Type of Editing/Filling In Forms box from the drop-down menu, then check Yes, Start Enforcing Protection. You do not need to assign a password for the editing restrictions.

Other Alternatives:

- Photocopy pages or tables in Part 3 and attach photocopied pages to document in the appropriate location, and manually amend page numbers as necessary (e.g. Page 5 6 of 9 10).
- You may refer to additional attachments that you may include, such as separately produced tables or spreadsheets to convey large numbers of rows of place of use listings, owner/property parcels, etc. If attaching separately produced tables, make sure the table(s) match the ones in the application form and are clearly labeled with the table number and water right number. You may contact the Department at 503-986-0900 and ask for Staff if you have question.

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SWSW SESE **SWSE SESW** SESE TL8900 \ SWSW 53407, 53407, 39.1 Lostin 82198, 53407, NWNW 1.1 NENE 40.1 NWNE NENW WWW NENE NWNE 53407, 24.3 TL900 SWNW SENE SWNE SENW SWNW SENE SWNE 53407, 53407, 53407, 34.3 35.4 0.7 TL1400 53407,40 **NWSW** NESE NWSE SW NWSW NESE NWSE 53407, 53407, 36.7 53407, 7.1 53407, 21.4 SWSW **SWSE** SESE SESV SWSW SESE **SWSE** 53407, 5.5 53407, TL3400 12 NWNW NENE йми́́Е NENW NWNW NENE NWNE 53407,6 53407, 27.7 TL3400 SWNW SENE SWNE SENW SWNW SENE Miles Ditch POD SWINE Westside Orch **NWSW** NESE **NWSE NESW NWSW** NÈSE **NWSE** Wolfe Ranch 2016 Split Season Lease Map 1 Scale 1in=1/4mi Proposed Lease Ground Ditches, canals, flumes RECEIVED Sections **Ephemeral** APR 12 2016 stream names OWRE

NWNE NENW NWNW SWNW SENE SWNE **SENW** SWNW VTL4303 SWNE SWNW SENE 62054, 62054,3 49087,2 62054, TL4300 49087,15 37.7 NWSW NESW NWSW NESE 62054, **NESW** 62054, NWSW 49087,34 NESE 32.5 3.5 TL4000 49087, TL4300 TL4700 SWSW SESE SWSE swsw91284 **SESW SWSW** SESE SWS SESE 1.6 91012, Spring Spring 6.8 7332, 7.7 91011, 91010, 33.2 NWNW **NENE** NWNE NENW NWNW NENE NWNE **NENW** NWNW NENE 3182, 91011, 29.3 11899 TL7.100 33.2 11.3 11899, 11.3 3182. SWNW SENE 26.8 SENW TL6700 SWNW SENE SWNE 91012, **SENW** 3182,20 SWNW SENE 28.1 91010, 3012, 91010, 91012, 91010, 3012, 10.1 NESE 38.3 **NWSE** NWSW 91011, 38.3 NESE NWSE **NESW** NWSW NESĖ 3012, 3012,0.3 39.3 Tulley Hill Ditch POD 3012,3.9 TL800 3012, 3012,3.9 3014 39.1 SWSW SESE 3012,40 SWSE **SESW** SESE 3012,3.9 SWSE **SESW** SWSW 3012, SESE 3153, 39.1 7.6 79891, 3192,3 Clear Water 13.2 79891,15 Ditch. **NWNE NENW** NWNW NENE NWNE **NENW** NWNW 3192, 3192, NENE SENE SWNE SENW TL8000 SENE SWNW SWNE **SENW** SWNW 3192,40 SENE 81644,40 ClearwaternDitch 81644,40 81644,40 NESW NWSW NESE NWSE NESW NWSW NESE 53407,9 TL8900 **SESW** SWSW SESE 53407, SWSW 9 SESE 39.1 82198, 1.1 TL900 53407, 53407, 24.3 40.1 NENE NWNE **NENW** NWNW 53407, NENE NWNE 40.1 53407, NENW 53407, NENE NWNW 35.4 53407, 35.4 Wolfe Ranch 2016 Split Season Lease Map 2 This product is for informational purposes and may not have been prepared for, or be suitable or legal, engineering, or surveying purposes. Users of his information should review or consult the Proposed Lease Ground Ditches, canals, flumes imary data and information sources to ascertai Wolfe Ranch Taxlots Pipelines, etc. he usability of the information This map is not intended to display property lines **Townships** Perennial Disclaimer: This listing is the result of a manual search of the records of the Watermaster's Plat Cards and the WRIS database. The listing has not been field checked. That a right is of record is no guarantee that is has not been abendoned under the conditions of ORS 540.610. The plat card records of listed by the 40.0 acre quarter-yearter is not more than one tax lot, this office has not itemized that water rights for each tox lot - only a survey could accurately depict how much of the water rights are no each tax lot. **Sections** Intermittent or seasonal Quarter quarters **Ephemeral** Scale 1in=1/4mi stream names SL-37