

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

# Application for Instream Lease

## Part 1 of 4 - Minimum Requirements Checklist

-	through 4 and include the required attachments r check boxes as indicated. (N/A= Not Applicable)	OWRD# \$4.37					
	Pursuant to ORS 537.348(2) and OAR 690-07	Fee-					
Thack all itams	included with this application. (N/A = Not Applicable)						
⊠Yes	Part 1 – Completed Minimum Requirements Checklist						
	Fees \$450.00 for a lease involving four or mor landowners or four or more water right						
	☐ Check enclosed or ☐ Fee Charged to customer account The Fre	eshwater Trust (account name)					
<b>⊠</b> Yes	Part 2 - Completed Instream Lease Application Map C	Checklist.					
∑ Yes	Part 3 - Completed Water Right and Instream Use Info Include a separate Part 3 for each water righ						
<b>⊠</b> Yes	Part 4 - Completed Instream Lease Provisions and Sig	natures					
☐ Yes 11899, 49087, 5	How many water rights are leased? 11 List them he 3407, 62054, 82198, 91288	re: <u>3012, 3153, 3182, 3192,</u>					
	Include a separate Part 3 for each water righ	t.					
Yes N/A	Other Water Rights, if any, appurtenant to the lands in application and not proposed to be leased instream?  List those other water rights here: Supplemental Certification.						
☐ Yes ⊠ No	Conservation Reserve Enhancement Program (CREP). to be leased part of CREP or another Federal program (	Are some or all of the lands					
Attachments:							
⊠Yes □ N/A	Map: Instream Lease map requirements (see Part 2 of t	his application)					
⊠Yes □ N/A	Tax Lot Map: If a portion of the water right not include to lands owned by others, a tax lot map must be included. The tax lot map should clearly show the property involved	d with the lease application.					
☐Yes ⊠ N/A	Supporting documentation describing why a right (or possible to forfeiture even though the right has not been consecutive years. This information only needs to be probeen checked to identify that the water right has not been and is not subject to forfeiture (See Part 4 of 4).	exercised for five or more ovided if the checkbox has					
☐Yes ⊠ N/A	If the Lessor (water right holder) is not the deeded landowner - provide one of the following.						
	<ul> <li>A notarized statement from the landowner consentitude the recorded deed; or.</li> </ul>	ng to the lease and a copy of					
	<ul> <li>A water right conveyance agreement and a copy of landowner at the time the water right was conveyed</li> </ul>						

of	the landowner.	ovides authority to pur	
48			

## Part 2 of 4 - Instream Lease Application Map Checklist

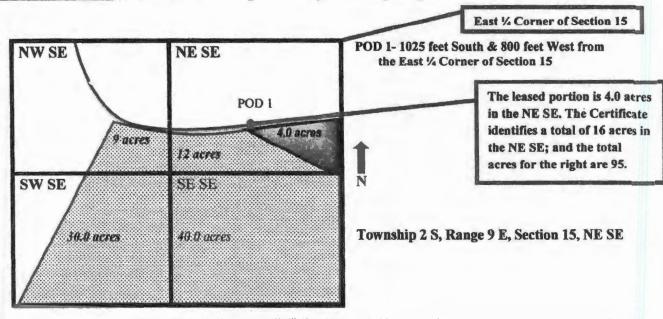
A Map is generally required for each water right not leased in its entirety

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.
- 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)



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

#### Water Right Information

Water right # 3012

#### 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.

Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
			21-18-38	May my	E	XAMPLE				
12/2/1901	3	2-8	9-E	15	NESE	100	47	4.0	IR	IL-1100
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	
12/31/1883		1-N	43-E	30	NW-SE	7100		39.3	IR	
12/31/1883		1-N	43-E	30	SE-SE	8001		39.1	IR	
12/31/1883		1-N	43-E	30	SW-SE	8001		40	IR	

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)

Total Volume (af	Total Rate (cfs)	Other Information (such as conditions/limitations on the right)	Total Acres	Use	POD#	Priority Date
160.9	1.33		160.9	IR		12/31/1883
_		5/				

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/lor unknown you may indicate "unl	ngitude coordinates, or river mile (if known")
	1-N	43-E	33	SW- SW		45.518688, -117.469878	RECEIVED BY OWRD
	-	-		-			ADD

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Please check this how 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

## **Instream Use Information**

#### Table 4

		I	nstream	Use Created by t	he Lea	se	·
River/ Stream	Name: L	ostine R	liver, trib	outary to Wallowa	River	River Basin:	Grande Ronde
date, POD (if m right to be lease If not enough ro	ore than o ed. oom below	ne), Us	e (if mor	te the instream rate than one), and act dditional rows (see Please clearly laborate	creage a	s appropriate co	
Priority date	POD#	Use	Acres	Proposed Instrea	-	Total instream	Total instream
12/31/1883	rob#	IR	160.9	8/1 - 9/30		rate (cfs) 1.33	volume (af) 160.9
contact I maximum Certification irrigation  OR Please As part of its re	Department in rate and the if leasing is season or check this eview process.	t Staff for duty/vong the end the aut box if yes, the	or assistated under a lice of the control of the co	olume and/or instruction. The instream owed by the right, at the proposed instruction of allowed upon the proposed in the prop	rate an as desc stream p use. losed ra ne appro	d volume may be ribed in Table 2 period may be note, volume and in periate instream	or on your o longer than the instream period.
				Instream Reach			
(POD) and end	pically b	egins a	the sour	oint of diversion ce stream: From egon-Washington		oposed Instream stream use prote	m Point: exted at the POD
OR Please protected within	n a reach l ere is only	below th	e POD,	not sure of the prop if possible. (If no r on the certificate,	each is	identified or the	above box is not
			Additio	nal Instream Info	rmatio	n	
Yes N/A limitations: lis			oid enla	rgement or injur	y to oth	er water rights	s, if any, or other
Note: The Dep	artment m	ay ident	ify addit	ional conditions to	preven	t injury and/or e	enlargement.
Any additional	informatio	n about	the prop	oosed instream use		- RECEIVI	ED BY OWRD

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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

Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
	S. 18 6 18 18		3-4	San 18 5	2 E	KAMPLE				
12/2/1901		2-8	9-E	15	NESE	100	47	4.0	IR	IL-1100.
12/31/1883		1-N	43-E	29	SW-SW	8001		7.6	IR	
		•	-		-					
		•	-		-					
			-		-					

Total Acres: 7.6

#### Table 2

T	o illustra	te the to	tals for t	the water right proposed to be leas	sed instream			
leased. If not er	ough room	n below	, you ma	D, use and acreage as appropriate copy add additional rows (see instruction attachments. (cfs = cubic feet per	ons) or attach	spreadsheet		
Priority Date POD # Use Acres conditions/limitations on the right) Rate (cfs) Volume (af								
12/31/1883		IR	7.6		0.0628	7.6		
Total af from sto	rage, if app	licable:	AF	or N/A				
Any additional in	formation	about the	right:	20	127111			

#### 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/ Measured Distances, latitude/longitude coordinates, or river mile (if Gov't lot unknown you may indicate "unknown")			
	1-N	43-E	33	SW- SW		45.518688, -117.469878	RECEIVED BY OWRD	
	-	-		-				

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Please check this box if you don't know the location of the POD(s) and want the Department to identify the	e
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 SALEM, OR

#### **Instream Use Information**

#### Table 4

Lable 4							
		I	nstream	Use Created by t	he Leas	ie	
River/ Stream N	ame: L	ostine R	liver, trib	outary to Wallowa	River	River Basin:	Grande Ronde
date, POD (if mor right to be leased. If not enough roo	re than o m below	ne), Us	e (if mor	te the instream rate than one), and act dditional rows (see Please clearly labe	ereage a	s appropriate co	
	POD#			Proposed Instrea		Cotal instream	Total instream
Priority date 12/31/1883	FUD#	Use	Acres	Period 8/1 - 9/30	_	rate (cfs) 0.0628	volume (af)
12/31/1003		111	7.0	0/1 - 7/30		0.0020	0.1
Certificate irrigation s  OR Please ch As part of its revi	if leasing eason or neck this neck this	the aut box if	horized pour are not be parting	owed by the right, t. The proposed in period of allowed us tot sure of the prop tent will identify the g leased and instre	stream puse.  osed raine appro	te, volume and i	o longer than the instream period.
Authorities and the second				Instream Reach			+
(POD) and ends	ically b	egins a	the sour	oint of diversion ce stream: From egon-Washington		pposed Instream stream use prote	m Point: ected at the POD
protected within	a reach tree is only	elow th	e POD,	not sure of the propriet possible. (If no red) on the certificate,	each is	identified or the	above box is not
			Additio	nal Instream Info	rmatio	1	
limitations: list l	nere			rgement or injur			

Any additional information about the proposed instream use:	The state of the s

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SALEM, OR

#### 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	0-0	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
The same of the sa		150	N. VAN		The state of the s	CAMPLE	The Control of	1.743.6		
12/2/1901	3	2-8	9-E	15	NESE	100	47	4.0	IR	IL-1100
12/31/1883	1	1-N	43-E	30	NW-NE	7100		29.3	IR	
12/31/1883	1	1-N	43-E	30	SE-NE	7100		20	IR	
12/31/1883	1	1-N	43-E	30	SW-NE	7100		26.8	IR	
		-			-					
			-		- 1					

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)

DD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
	IR	76.1		0.629	76.1
)	D#		D# Use Acres	D# Use Acres conditions/limitations on the right)	D# Use Acres conditions/limitations on the right) Rate (cfs)

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	33	SW- 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.

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

## **Instream Use Information**

#### Table 4

		Ir	stream	Use Created by the	Lease						
River/ Stream 1	Name: <u>L</u>	ostine R	<u>iver,</u> trib	utary to Wallowa Ri	ver River Basin:	Grande Ronde					
Instream Porti	on: Use 7	able 4 to	illustra	te the instream rate, v	olume and instream	period by priority					
,		one), Use	e (if more	e than one), and acre-	age as appropriate co	onsidering the					
right to be leased.											
				dditional rows (see in		a spreadsheet					
(matching the b	elow port	ion of Ta	able 4).	Please clearly label a							
Priority date	POD#	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)					
12/31/1883	TOD#	IR	76.1	8/1 - 9/30	0.629	76.1					
				olume and/or instrear							
	-			ince. The instream ra	•						
		-		owed by the right, as		,					
		_	_	t. The proposed instre		o longer than the					
				period of allowed use		• 1					
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 consider	ing the w	ater righ	t(s) bein	g leased and instream	appropriate insueam benefits.	rate, volume and					
r			-(0) 00(	Instream Reach							
Dunnand Insta	Dog	akı			r Proposed Instrea	m Paints					
Proposed Instr			1		Instream use prote						
				oint of diversion   L	_ msucam use prod	celed at the FOD					
, ,				egon-Washington							
border	and No	ilde Kive	at Oic	gon- washington							
	check thi	s hoy if	VOIL STR T	not sure of the propos	ed reach and want w	rater to he					
				if possible. (If no rea							
				on the certificate, th							
protected at the		y one i	JD Hotee	on the continuity th	o rouse may be prove						
			Additio	nal Instream Inforn	nation						
	<del> </del>		***************************************								
☐Yes ☒ N/A limitations: lis		ons to av 	oid enla	rgement or injury t	o other water right	s, if any, or other					
Note: The Depart	artment n	nay ident	ify addit	tional conditions to p	revent injury and/or	enlargement.					
Any additional	informati	on about	the proj	posed 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 lea complete T	ht -	Ent Tab		the entire	water ri	ight 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)
			100	¥ 1.4 7 1.4		XAMPLE				
12/2/1901		2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100
12/31/1883	1	1-N	43-E	31	NE-NE	8000		3.0	1IR	

8000

8000

8000

NE-NE

NW-NE

SE-NE

Total Acres: 87.4

17.8

26.6

40

IR

IR

IR

#### Table 2

12/31/1889

12/31/1889

12/31/1889

## 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

Total af from storage, if applicable: \_\_\_\_AF or 🗵 N/

1-N

1-N

1-N

2

2

43-E

43-E

43-E 31

31

31

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	1-N	43-E	33	SW- SW		45.518688, -117.469878
2	1-5	43-E	4	NW- 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.

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

## **Instream Use Information**

#### Table 4

Table 4							
		I	nstream	Use Created by the	ne Lea	se	
River/ Stream	Name: L	ostine R	<u>iver</u> , trib	outary to Wallowa	River	River Basin:	Grande Ronde
Instream Porti	on: Use	able 4 to	o illustra	te the instream rate	, volur	ne and instream	period by priority
-		one), Us	e (if mor	e than one), and ac	reage a	s appropriate co	onsidering the
right to be lease	ed.						
-				dditional rows (see		,	a spreadsheet
(matching the b	elow port	ion of T	able 4).	Please clearly labe			
Priority date	POD#	Use	Acres	Proposed Instream Period	n	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
irrigation  OR Please As part of its re	check thi	r the aut s box if cess, the	horized you are n Departn	t. The proposed insperiod of allowed upon sure of the proponent will identify the gleased and instream	osed ra	ite, volume and	instream period.
				Instream Reach			
Proposed Inst	ream Rea	ch:			Or Pr	oposed Instrea	m Point:
(POD) and end	ls at the n	nouth of	the sour	oint of diversion ree stream: From egon-Washington	_ In	stream use prote	ected at the POD
OR Please	n a reach here is on	below th	ne POD,	not sure of the prop if possible. (If no r d on the certificate,	each is	identified or the	e above box is not
			Additio	nal Instream Info	rmatio	n	
☐Yes ⊠ N/A limitations: lis			oid enla	argement or injury	y to otl	ner water right	s, if any, or other
Note: The Dep	artment n	nay iden	tify addi	tional conditions to	preve	nt injury and/or	enlargement.
Any additional	informat	on abou	t the pro	posed instream use:	- R	ECEIVED BY	OWRD

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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 - complete Table 1 as indicated	Entirety - If the entire water right is to be leased, skip to Table 3.
	Gov't

Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
			·	Mark a	LA COLOR EX	KAMPLE			100	
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1106
4/12/1924	1	1-N	43-E	30	NE-NW	7100		7.7	IR	
		-			-					
		-	-		-					
		-	-		-					
		-	-		-					

Total Acres: 7.7

#### 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)
4/12/1924	1.	IR	7.7		0.0636	7.7

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-		
Clearwater	1-N	43-E	33	SW		45.518688, -117.469878
	-	-		4		

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

## 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>L</u>	ostine R	<u>iver</u> , trib	utary to Wallowa Rive	River Basin:	Grande Ronde			
				te the instream rate, vo					
,		ne), Use	e (if more	e than one), and acreag	e as appropriate co	onsidering the			
right to be lease									
_			-	dditional rows (see inst	,	a spreadsheet			
(matching the be	elow port	on of Ta	able 4).	Please clearly label any					
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			
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 re	view proc	ess, the	Departm	ent will identify the ap	propriate instream	rate, volume and			
period consider	ing the wa	ater right	t(s) being	g leased and instream b	enefits.				
				Instream Reach		1			
Proposed Instr	eam Rea	ch:		Or	Proposed Instrea	m Point:			
A reach ty	pically b	egins a	t the po	oint of diversion	Instream use prote	ected at the POD			
(POD) and end	s at the m	outh of	the sour	ce stream: From					
	ande Ror	de Rive	r at Ore	gon-Washington					
border									
			,	not sure of the proposed					
*				if possible. (If no reach		i			
1 '		y one PC	DD listed	on the certificate, the	lease may be proce	essed to be			
protected at the	POD.)								
			Additio	nal Instream Informa	tion				
☐Yes ⊠ N/A limitations: lis		ns to av	oid enla	rgement or injury to	other water right	s, if any, or other			
		ay ident	ify addit	ional conditions to pre	vent injury and/or	enlargement.			
Any additional	informati	on about	the prop	oosed instream use:					

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SALEM, OR

#### **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)
			N. 18 . 3.	4	2	KAMPLE				
12/2/1901	3.3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100
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	1R	
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 (i 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, tributary	to	River Basin:	Grande Ronde			
Instream Porti	on: Use 7	able 4 to	illustra	te the instream rate	e, volun	ne and instream	period by priority			
,		one), Use	e (if mor	e than one), and ac	reage a	s appropriate co	nsidering the			
right to be lease	d.									
		- •	•	dditional rows (see		•	a spreadsheet			
(matching the b	elow port	ion of Ta	able 4).	Please clearly labe						
Priority date	POD#	Use	Acres	Proposed Instream	m í	Fotal instream rate (cfs)	Total instream volume (af)			
12/31/1900	100#	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										
1	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 re	view prod	cess, the	Denartm	ent will identify the	ne appro	opriate instream	rate, volume and			
				g leased and instre			,			
				Instream Reach						
Proposed Insti	ream Rea	ch:			Or Pr	oposed Instrea	m Point:			
A reach ty	pically l	egins a	t the po	oint of diversion	☐ Instream use protected at the POD					
(POD) and end	s at the n	outh of	the sour	ce stream: From						
the POD to Gr	ande Ro	nde Rive	er at Ore	egon-Washington						
<u>border</u>			<del></del>							
		,	•	not sure of the prop						
				if possible. (If no r						
		y one Po	OD listed	on the certificate,	the lea	se may be proce	essed to be			
protected at the	POD.)									
			Additio	nal Instream Info	rmatio	n				
Yes N/A	Conditio	ns to av	oid enla	rgement or injur	y to oth	er water rights	s, if any, or other			
limitations: lis						3	, •,			
i			ify addit	tional conditions to	prever	nt injury and/or	enlargement.			
Any additional	informat	on about	the pro	posed instream use						

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SALEM, OR

#### 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)
					E	XAMPLE		1224		
12/2/1901	434	2-8	9-E	15	NE SE	100	47	4.0	IR	IL-1100
12/31/1893		1-N	43-E	32	SE-SE	8900		39.1	IR	
12/31/1901		1-N	43-E	33	SW-SW	8900		9	IR	
12/31/1882		1-5	43-E	4	NE-SW	900		12.3	IR	
12/31/1882		1-S	43-E	4	NW-	900		24.3	IR	
12/31/1882		1-5	43-E	4	NW-SW	900, 1400		36.7	IR	
12/31/1882		1-5	43-E	4	SE-NW	900		0.7	IR	
12/31/1882		1-5	43-E	4	SE-SW	900		21.4	IR	
12/31/1882		1-S	43-E	4	SW-NW	900		34.3	IR	
12/31/1882		1-S	43-E	4	SW-SW	900		7.1	IR	
12/31/1882		1-S	43-E	5	NE-NE	1400 900		40.1	IR	
12/31/1882		1-5	43-E	. 5	NE-SE	1400		40	IR	
12/31/1882		1-\$	43-E	5	SE-NE	1400 900		35.4	IR	
12/31/1882		1-S	43-E	9	NE-NW	3400		33.2	IR	
12/31/1882		1-5	43-E	9	NW-NE	3400		12	IR	
12/31/1896		1-5	43-E	9	NW-NE	3400		6		

Total Acres: 351.6

#### 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)
12/31/1882		IR	351.6		2.91	351.6

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

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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# Twp Rng Sec Q-Q Gov't lot unknown you may indicate "unknown") 45.494134, -117.438922 9 SE-NE **1-S** 43-E 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 R	iver, trib	outary to Wallowa	River	River Basin:	Grande Ronde			
	ore than o			te the instream rate e than one), and ac	-		period by priority ensidering the			
_			-	dditional rows (see Please clearly labe		,	a spreadsheet			
Priority date	POD#	Use	Acres	Proposed Instrea Period	m '	Total instream rate (cfs)	Total instream volume (af)			
12/31/1882		IR	350.9	8/1 - 9/30		2.91	351.6			
					_					
maximur Certifica irrigatior OR Please As part of its re	n rate and te if leasing season of check this eview production	duty/vong the entrement of the autority box if years, the	dume alletire right horized j you are n Departm	ance. The instream owed by the right, t. The proposed insperiod of allowed upon the sure of the proposent will identify the gleased and instream.	as desc stream p use. oosed ra ne appro	ribed in Table 2 period may be n te, volume and a opriate instream	or on your o longer than the instream period.			
				Instream Reach						
Proposed Inst	ream Rea	ch:			Or Proposed Instream Point:					
(POD) and end	s at the n	nouth of	the sour	oint of diversion ce stream: From egon-Washington	∏ In	stream use prote	ected at the POD			
OR Please protected withi	n a reach iere is onl	below th	ne POD,	not sure of the proping if possible. (If no in the certificate.)	each is	identified or the se may be proce	e above box is not			
F			Additio	nal Instream Info	rmatia		LUDIOWID			
			Addido	nai msu cam luic	matit		<b>2 6</b> 2015			

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

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)
The state of	1.30 000 3	100	The state of the	W. 18.	Line Contract Ed	CAMPLE	2/1-2	7-3 - 1 40		
12/2/1901	3	2-5	9-E	15	NESE	100	47	4.0	IR	IL-1100
10/30/1979		I-N	43-E	19	NE-SE	4300		3	IR	
10/30/1979		1-N	43-E	19	SE-NE	4300		3.6	IR	
10/30/1979		1-N	43-E	20	NE-SW	4300		32.5	IR	
10/30/1979		1-N	43-E	20	NW-SE	4300		5.9	IR	
10/30/1979		1-N	43-E	20	NW-SW	4300		37.7	IR	

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)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
10/30/1979		IR	82.7		0.6835	82.7
otal af from sto	rage, if app	licable:	AF o	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	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
	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.

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

## **Instream Use Information**

<b>Table</b>	4	

		I	nstream	Use Created by t	he Leas		
River/ Stream River	Name: V			ibutary to Grande			Grande Ronde
date, POD (if n right to be lease If not enough re	ore than o ed. oom belov	one), Us v, you n	e (if mor	te the instream rate than one), and acted dditional rows (see Please clearly laborated the control of the contr	ereage as	s appropriate co	
Priority date	POD#	Use	Acres	Proposed Instrea		Total instream	Total instream volume (af)
10/30/1979		IR	82.7	8/1 - 9/30		0.6835	82.7
maximum Certification irrigation OR Please As part of its re	m rate and te if leasing season of check this eview proc	duty/vong the entre the autorities box if eess, the	olume all ntire righ thorized you are r Departn	ance. The instream owed by the right, t. The proposed in period of allowed not sure of the proposent will identify the gleased and instre	as descristream puse.  oosed rather appropries	ribed in Table 2 period may be note, volume and periate instream	or on your to longer than the instream period.
December of Year	D	ala.		Instream Reach	On Day	posed Instrea	- Doints
(POD) and end	ypically b	egins a outh of	the sour	oint of diversion ce stream: From egon-Washington		•	ected at the POD
protected with	n a reach here is onl	below th	he POD,	not sure of the prop if possible. (If no i d on the certificate,	each is	identified or the	e above box is not
			Additio	nal Instream Info	rmatio	1	
☐Yes ⊠ N/A limitations: lis			void enla	rgement or injur	y to oth	er water right	s, if any, or other
Note: The Dep	artment m	ay iden	tify addit	ional conditions to	preven	t injury and/or	enlargement.
Any additional	informatio	on abou	t the pro	posed instream use	·		

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#### Water Right Information

## Water right # <u>82198</u>

#### Table 1

your tax lot r points of diversion below,	number(s) ersion (Po you may	). Fill in OD) but add add	all app they're litional	licab e not rows	le inform	nation. F	or exam	ple, if ye	our wate	leased. Also include er right has multiple number. If not enough (matching Table 1).
Please clearly	y label an	ly attach	ments.					,		
If only less complete T				ht-	Ent Tab		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)
				1 TO 180	E	KAMPLE				
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IE-1180
12/31/1889		1-5	43-E	5	NW-NE	900		1.1	IR	
		•	-		-					
		-	-		-					
		-	-		-					

Total Acres: 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 Other Information (such as Total Total POD# Acres conditions/limitations on the right) **Priority Date** Use Rate (cfs) Volume (af) 1889 0.0091 1.1 1.1 AF or N/A Total af from storage, if applicable: 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# Gov't lot unknown you may indicate "unknown") Twp Rng Q-Q NW-**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

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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

				The second secon			
Instream Use Created by the Lease							
River/ Stream	Name: <u>L</u>	ostine R	<u>iver</u> , trib	utary to Wallowa Rive	River Basin:	Grande Ronde	
	ore than o			te the instream rate, vol e than one), and acreage			
			-	dditional rows (see inst Please clearly label any	,	a spreadsheet	
Priority date	POD#	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)	
12/31/1889		lR	1.1	8/1 - 9/30	0.0091	1.1	
contact D maximum Certificat irrigation OR Please As part of its re	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			
(POD) and end	pically b	egins a outh of	the sour	1 —	Proposed Instreat Instream use prote		
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 limitations: lis		ns to av	oid enla	rgement or injury to o	other water rights	s, if any, or other	
Note: The Depart	artment m	ay ident	ify addit	ional conditions to prev	ent injury and/or	enlargement.	
Any additional	informati	on about	the prop	oosed instream use:			

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SALEM, OR

## 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.

☐ 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)
					E	KAMPLE				
12/2/1901	3. 3.	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1106
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	
8/11/1922		1-N	43-E	19	SW-SE	4300		1.6	IR	
		-	-		-					
		-	-		-					

Total Acres: 25.5

#### 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 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")
1	1-N	43-E	33	NW- 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) an	nd want the Department to identify the
location of the POD(s) for the purpose of the instream lease.	RECEIVED BY OWRD

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

## **Instream Use Information**

#### Table 4

		Ir	istream	Use Created by tl	ne Leas	e	
River/ Stream	Name: L	ostine Riv	er, tribut	ary to Wallowa River		River Basin:	Grande Ronde
	ore than o			te the instream rate e than one), and ac			
~			•	dditional rows (see Please clearly labe		,	a spreadsheet
Priority date	POD#	Use	Acres	Proposed Instream Period		Total instream rate (cfs)	Total instream volume (af)
8/11/1992		IR	25.5	8/1 - 9/30		0.2108	25.5
contact D maximum Certificat irrigation  OR  Please As part of its re	Department of rate and the if leasing season of check this view proof	t Staff for duty/vong the entre authors box if yeers, the	or assistation allower allower tire right horized properties of the properties of th	olume and/or instream owed by the right, a. The proposed instream oeriod of allowed u ot sure of the proposent will identify the g leased and instream	rate and as description production in the street rate and seed rate approximately appr	d volume may be ribed in Table 2 period may be note, volume and opriate instream	oe up to the cor on your o longer than the instream period.
				Instream Reach			
(POD) and end	pically by at the m	egins a nouth of	the sour	oint of diversion ce stream: From egon-Washington		oposed Instrea stream use prote	m Point: ected at the POD
OR Please protected within	n a reach iere is onl	below th	e POD,	not sure of the proping possible. (If no related to the certificate,	each is	identified or the	e above box is not
			Additio	nal Instream Info	rmatio	n	
☐Yes ⊠ N/A limitations: lis		ons to av	oid enla	rgement or injury	y to oth	er water right	s, if any, or other
Note: The Dep	artment n	nay ident	ify addit	ional conditions to	preven	t injury and/or	enlargement.
Any additional	informati	on about	the proj	oosed instream use:			

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SALEM, OR

## 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		016		
Note: The begin month is generally the first month of the in the irrigation season. If not an irrigation right, this work	irrigation season and the end mon	th is the last month		
period of allowed use.	ard be the first and hast month of y	our authorized		
Public use: Check the public use(s) this lease will serve	Termination provision (for m	ultivoor loosos):		
(as defined by ORS 537.332):	The parties to the lease reques	-		
Conservation, maintenance and enhancement of	a. The option of terminating			
aquatic, fish and wildlife, fish and wildlife habitat and	expiration of the full term			
any other ecological values.	the Department by the Les			
Recreation	b. The option of terminating			
Pollution abatement	expiration of the full term			
Navigation	parties to the lease.	,		
	C. The parties would not like	to include a		
	Termination Provision.			
	(See instructions for limitations	to this provision)		
Additive/Replacing Relationship to other instream wa				
other existing instream water rights created as a result of				
conserved water. Since instream leases are also generally				
agency process or conversion of minimum flows, they ge				
rights.				
If you would like this lease to relate to other instream wat	ter rights differently please check	this box		
And attach an explanation of your intent.	ior rights differently, predoc effects	unis ook.		
Validity of the Right(s) to be leased (check the approp	riate hox):			
The water right(s) to be leased have been used under		tht(s) during the last		
five years or have been leased instream; or		,(,		
The water right(s) have not been used for the last five	e years according to the terms and	conditions of the		
right(s). However, the water right(s) is not subject to				
describing why the water right(s) is not subject to for	rfeiture is provided.			
Precedent: If a right which has been leased is later probecome part of an allocation of conserve  An instream lease shall not set a precede	d water project, a new injury re			
The undersigned declare:	1 6 . 11 . 1			
1. The Lessor(s) agree during the term of this lease, to	-	5		
right(s) and under any appurtenant primary or suppl	emental water right(s) not invol	ved in the lease		
application; and				
2. The Lessor(s) certify that I/we are the water right ha				
lease application. If not the deeded landowner, I/we	_			
application that I/we have authorization to pursue the	ne lease application and/or have	obtained consent		
from the deeded landowner; and				
3. All parties affirm that information provided in this l	ease application is true and acci	arate.		
	*/- 0	RECEIVED BY O		
	Date: 4-26-16			
Signature of Lessor		APR 26 2016		
Printed name (and title): Woody Wolfe Busine	ess name, if applicable:	1 2 0 2016		
Mailing Address (with state and zip): 81544 Hwy 82		0		
Phone number (include area code): 541-263-0802		SALEM, OR		
Instrument Lange Application (worked 6.17.2015)		Page 2/		

See next page for additional signatures.

	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	: 4-26-2016
Signature of Lessee	
Printed name (and title): Aaron Maxwell, Flow Restor	ration Project Manager
Business/organization name: The Freshwater Trust	
Mailing Address (with state and zip): P.O. Box 351 En	iterprise, OR 97828
Phone number (include area code): 541-263-2220	**E-mail address: aaron@thefreshwatertrust.org
	Date:
Signature of Lessee	
Printed name (and title): Rob Kirschner, Staff Attorn	•
Business/organization name: The Freshwater Trust	
Mailing Address (with state and zip): 65 SW Yam	
Phone number (include area code): 503-222-9091 rob@thefreshwatertrust.org	× 50 **E-mail address:

\*\* 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:

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

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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.

#### **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 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.

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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 1/80<sup>th</sup> 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.

Certificate Information  Limitations of Certificate		Lease Information			
		Total # of Acres Leased			
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		

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.

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#### **Application Instructions: Part 4 of 4**

Parties to the Lease:

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Lessor:

This is generally the landowner(s) and is referred to as the water right holder. All EM, OR 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.

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.

**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.

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• 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.
- 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.
- 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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# Application for Split Season Instream Lease

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	_ to _7/3	31
The water right will be used for instream use period is from 8/1	to	9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	1.133289.45	*	1.983471	*	92	=	206.75
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.6835	*	1.983471	*	61	=	82.7
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							289.45

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

- (a) Location(s) and type(s) of measuring device(s): McCrometer flow meter at POD pump station
- (b) Frequency of measurement: Continuous throughout irrigation season
- RECE(c) Parties responsible for the respective measurements: TFT, Landowner and Water Master

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### Instructions

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	to 7/31	_
The water right will be used for instream use period is from 8/1	to 9/30	

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
Existing Use	3.968	*	1.983471	*	92	=	724.05
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	1.33	*	1.983471	*	61	=	160.9
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							884.95

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a) Location(s) and type(s) of measuring device(s):	See attached letter
---	---------------------

(b) Frequency of measurement: See attached letter

(c) Parties responsible for the respective measurements: See attached letter

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### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

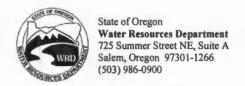
#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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A summary of review criteria and procedures that are generally applicable to these applications is available at <a href="https://www.wrd.state.or.us/OWRD/PUBS/forms.shtml">www.wrd.state.or.us/OWRD/PUBS/forms.shtml</a>.

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1 to 7/31

The water right will be used for instream use period is from 8/1 to 9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	0.199	*	1.983471	*	92	=	36.3
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.0628	*	1.983471	*	61	=	7.6
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							43.9

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a)	Location(s)	and type(s)	of measuring device(s):	See attached letter
	_			

(b) Frequency of measurement: See attached letter

(c) Parties responsible for the respective measurements: See attached latter

## What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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A summary of review criteria and procedures that are generally applicable to these applications is available at <a href="https://www.wrd.state.or.us/OWRD/PUBS/forms.shtml">www.wrd.state.or.us/OWRD/PUBS/forms.shtml</a>.

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	to 7/31
The water right will be used for instream use period is from 2	to 9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
Existing Use	1.87665	*	1.983471	*	92	=	342.45
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.629	*	1.983471	*	61	=	76.1
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							418.55

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

- (a) Location(s) and type(s) of measuring device(s): See attached letter
- (b) Frequency of measurement: See attached letter
- (c) Parties responsible for the respective measurements: See attached letter

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### Instructions

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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A summary of review criteria and procedures that are generally applicable to these applications is available at <a href="https://www.wrd.state.or.us/OWRD/PUBS/forms.shtml">www.wrd.state.or.us/OWRD/PUBS/forms.shtml</a>.

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be us	ed for its existing purpose	from <u>5/1</u> t	0 7/31
The water right will be us	ed for instream use period	is from 8/1	to 9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	2.1553	*	1.983471	*	92	=	393.3
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.7224	*	1.983471	*	61	=	87.4
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							480.7

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a)	Location(s) and type(s) of measuring device(s): See attached letter	
(b)	Frequency of measurement: See attached letter	

-	, , ,		
(	c) Parties responsible for the	respective measurements:	See attached letter

## What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml,

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be us	ed for its existing purpose fro	om 5/1 to 7/	/31
The water right will be us	ed for instream use period is	from <u>8/1</u> to	9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	0.11604	*	1.983471	*	92	=	21.175
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.0636	*	1.983471	*	61	=	7.7
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							28.875

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

- (a) Location(s) and type(s) of measuring device(s): Flume and level logger on lateral NESE of 1N 43E Sec30
- (b) Frequency of measurement: May 1-July 31
- (c) Parties responsible for the respective measurements: TFT, landowner, Water Master

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be u	sed for its existing purpose	e from <u>5/1</u>	to 7/31	
The water right will be u	sed for instream use period	d is from 8/1	to 9/30	

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	0.27866	*	1.983471	*	92	=	50.85
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.934	*	1.983471	*	61	=	11.3
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							62.15

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

- (a) Location(s) and type(s) of measuring device(s): See attached letter
- (b) Frequency of measurement: See attached letter(c) Parties responsible for the respective measurements: See attached letter

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. **Existing and Instream Use Periods**

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	to 7/31	
The water right will be used for instream use period is from 8/1	to 9/30	

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
Existing Use	1.5215	*	1.983471	*	92	=	277.65
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.5504	*	1.983471	*	61	=	66.6
use if needed		*	1.983471	a)k		=	
use if needed		*	1.983471	*		=	
Total							344.25

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a)	Location(s)	and type(s)	of measuring d	levice(s):	See attached letter	
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(b) Frequency of measurement: See attached letter

(c) Parties responsible for the respective measurements: See attached letter

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

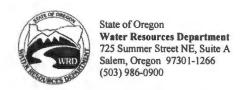
#### Instructions

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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A summary of review criteria and procedures that are generally applicable to these applications is available at <a href="https://www.wrd.state.or.us/OWRD/PUBS/forms.shtml">www.wrd.state.or.us/OWRD/PUBS/forms.shtml</a>.

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used	for its existing purpose from 5/	to 7/31	•
The water right will be used	for instream use period is from	8/1 to 9/30	

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	8.67	*	1.983471	*	92	=	1,582.2
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	2.906	*	1.983471	*	61	=	351.6
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							1,933.8

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a) Location(s) and type(s) of m	neasuring device(s):	See attached letter
(b) Frequency of measurement:	_	

(c) Parties responsible for the respective measurements: See attached letter

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	to 7/	31
The water right will be used for instream use period is from 8/1	_ to	9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	0.0271	*	1.983471	*	92	=	4.95
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Instream Use	0.0091	*	1.983471	*	61	=	1.1
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

(a) Location(s) and type(s) of m	easuring device(s):	See attached letter
(b) Frequency of measurement:	See attached letter	

(c) Parties responsible for the respective measurements: See attached letter

## What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### Instructions

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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

Attachment 4 (Standard Leasing Form). Attachment 5-D (Pooled Leasing Form).

The standard instream water right form or for pooled leases, the appropriate pooled lease forms, pursuant to ORS 537.348(2) and OAR 690-077 must also be filled out before a Split Season Use Instream Lease Application can be processed.

Note: Split season use lease applications must be submitted to the Department two weeks prior to water being used either for the existing purpose or for the proposed instream purpose. (OAR 690-077-0079)

#### 1. Existing and Instream Use Periods

For the water right being leased instream, as described in Section 1.5, include monthly or partial season rate or duty limitations, if appropriate.

This section replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 on the standard or pooled instream leasing forms.

The water right will be used for its existing purpose from 5/1	to 7/3	31
The water right will be used for instream use period is from 8/1	to_	9/30

	Rate (cfs)		Conversion Factor 1 cfs = 1.983471 ac-ft/day		Number of days		Duty (ac-ft)
<b>Existing Use</b>	0.38429	*	1.983471	*	92	=	70.125
use if needed		*	1.983471	**		=	
use if needed		*	1.983471	*		=	
Instream Use	0.2108	*	1.983471	*	61	=	25.5
use if needed		*	1.983471	*		=	
use if needed		*	1.983471	*		=	
Total							

#### 2. Measurement and Reporting

The water right lessor or lessee shall contact the watermaster to determine the necessary measurement and reporting requirements associated with leasing a water right. The holders of the water rights shall measure and report the use of the existing water right and instream water right to the satisfaction of the Director, or provide for third party measurement and reporting to the satisfaction of the Director. Pursuant to ORS 537.332(3), the Department holds instream water rights in trust for the benefit of the people of the State of Oregon.

- (a) Location(s) and type(s) of measuring device(s): Flume and level logger in NESE of 1N 43E Sec30
- (b) Frequency of measurement: May1-July31
- (c) Parties responsible for the respective measurements: TFT, landowner, Water Master

### What Is Split Season Use Instream Leasing?

In 2001, the Legislature authorized the split season use leasing of water rights for instream purposes. Under ORS 537.348(3), all or a portion of an existing water right may be used for the existing use and for instream use during the same year, provided that the uses are not concurrent and that the holders of the water rights measure and report to the Water Resources Department the use of the existing water right and the instream water right.

#### When Do I Use This Form?

The Split Season Instream Use Form is used as an attachment to either the Standard Leasing Form or the Pooled Leasing Form (used primarily by irrigation districts). The Split Season Instream Use Form replaces the "Total volume, Rate in cfs, and Allowed period of use" portions of Section 2.2 in either the Standard Leasing Form or the Pooled Leasing Form.

#### **Instructions**

Prior to filling the form out, contact your local watermaster to determine the necessary measurement and reporting requirements which are case dependent depending on the water right being leased. Click the link below to find your local watermaster:

www.wrd.state.or.us/OWRD/offices.shtml.

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APR 26 2016

