

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

Instream Lease Renewal Application

Complete the questions below and include any required attachments Fill in or check boxes as indicated. (N/A= Not Applicable)	Instream Lease <u>IL-- 849</u> Renewal Fee included <input type="checkbox"/>
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The undersigned hereby request Instream Lease Number IL-849 be renewed.

Fees: \$110.00 for an instream lease renewal application
 Check enclosed or Fee Charged to customer account The Freshwater Trust (Account name)

Term of the Lease: The lease is requested to begin in month <u>April</u> year <u>2017</u> and end month <u>Sept</u> year <u>2021</u>	
Validity of the Right(s) (check the appropriate box): <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream. <input type="checkbox"/> If the water right(s) have not been used for the last five years, right(s). Documentation describing why the water right(s) is not subject to forfeiture is provided. ORS 540.610(2).	Termination provision (for multiyear leases): The parties to the lease request: <input checked="" type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)

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

The undersigned declare:

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

Marlene Stanley
Signature of Lessor

Date: 4/20/16

Printed name (and title): Marlene Stanley Business name, if applicable: Stanley Ranch LLC
Mailing Address (with state and zip): PO Box 486, Fossil, OR 97830
Phone number (include area code): 541-763-2234 **E-mail address: marleneqstanley@gmail.com

Signature of Lessor

Date: _____

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

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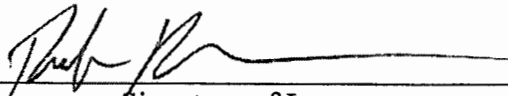
See next page for additional signatures.

Signature of Co-Lessor Date: _____

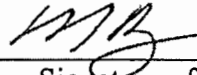
Printed name (and title): _____
District/organization name: _____
Mailing Address (with state and zip): _____
Phone number (include area code): _____ **E-mail address: _____

Signature of Co-Lessor Date: _____

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


Signature of Lessee Date: 4/20/16

Printed name (and title): Rob Kirschner
Business/organization name: The Freshwater Trust
Mailing Address (with state and zip): 700 SW Taylor St., Suite 200
Phone number (include area code): 503-222-9091 **E-mail address: rob@thefreshwatertrust.org


Signature of Lessee Date: 4/20/16

Printed name (and title): Meg Belais
Business/organization name: The Freshwater Trust
Mailing Address (with state and zip): 700 SW Taylor Street, Suite 200
Phone number (include area code): 503-222-9091 **E-mail address: meg@thefreshwatertrust.org

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

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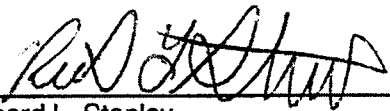
**ASSIGNMENT OF MEMBERSHIP INTEREST
AND
SUBSTITUTE MEMBER ADMISSION AGREEMENT**

RICHARD L. STANLEY is a member of **STANLEY RANCH, LLC**, an Oregon limited liability company (the "Company"). By this assignment of membership interest, **RICHARD L. STANLEY** ("Transferor") assigns all his right, title and interest in and to his membership interest received from the Company to **MARLENE Q. STANLEY** ("Transferee").

Each party agrees to cooperate with the other to execute, acknowledge and deliver such written assignments and other instruments and documents, and to do such other acts and things, as are reasonably necessary and appropriate to accomplish the intent of this Assignment of Membership Interest and Substitute Member Admission Agreement.

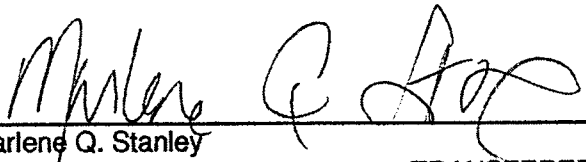
Transferor waives any and all rights to any loans owed to or from the Company as well as any claim to capital accounts.

EXECUTED this 25th day of August, 2015.



Richard L. Stanley

TRANSFEROR



Marlene Q. Stanley

TRANSFEEE

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Grantor's Name and Address:

Rick and Marlene Stanley
PO Box 486
Fossil, Oregon 97830

Grantee's Name and Address:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

After recording return to:

Stahancyk, Kent & Hook P.C.
158 NE Greenwood Avenue, Suite 1
Bend, OR 97701

Mail all tax statements to:

Marlene Stanley
PO Box 486
Fossil, Oregon 97830

WHEELER COUNTY, OREGON 2015-0254
D-BSD
Cnt=1 Pgs=4 ALICIAH 09/25/2015 01:35:45 PM
\$20.00 \$11.00 \$20.00 \$10.00 Total:\$61.00



00003518201500002540040046

I, Barbara S. Sitton, County Clerk for Wheeler County,
Oregon certify that the instrument identified herein was
recorded in the Clerk records.

Barbara S. Sitton - County Clerk

BARGAIN AND SALE DEED

(Statutory Form)

Rick Stanley and Marlene Stanley, grantors, convey to Marlene Stanley, grantee, the following real property, situated at 12895 Butte Creek Lane, Fossil, Oregon 97830 in Wheeler County, State of Oregon, described on the attached Exhibit "A."

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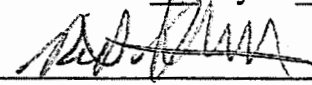
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BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

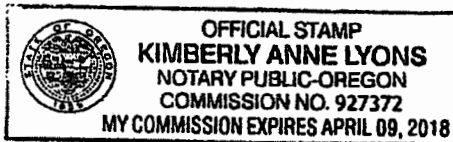
The true and actual consideration for this conveyance is pursuant to the General Judgment of Dissolution of Marriage, filed in Wheeler County, case no. 130007D.

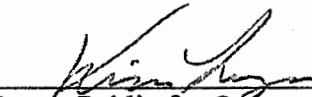
In Witness Whereof, the grantor has executed this instrument this 12 day of August, 2015.


Rick Stanley, Grantor

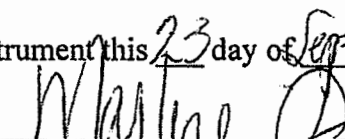
State of Oregon, County of Multnomah) ss.

This instrument was acknowledged before me this 12 day of August, 2015, by Rick Stanley to be his voluntary act and deed.



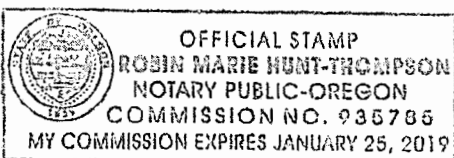

Notary Public for Oregon


In Witness Whereof, the grantor has executed this instrument this 23 day of September, 2015.


Marlene Stanley, Grantor

State of Oregon, County of WHEELER) ss.

This instrument was acknowledged before me this 23 day of September, 2015 by Marlene Stanley to be her voluntary act and deed.




Notary Public for Oregon



50 NE Court, Prineville, OR 97754
 PHONE (541)447-5181 FAX (541)447-3371

STATUS OF RECORD TITLE

Stanley Ranch LLC
 Marlene Stanley
 PO Box 486
 Fossil, OR 97830

January 13, 2016
 Title Number: 83330AM
 Title Officer: Dave Williams
 Fee: \$600.00

We have searched the status of record title as to the following described property:

Located in Wheeler County, Oregon:

TRACT I

TOWNSHIP 6 SOUTH, RANGE 19 EAST W.M.:

- Section 7: Those parts of the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of the John Day River.
- Section 8: NW $\frac{1}{4}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$.
- Section 9: S $\frac{1}{2}$ N $\frac{1}{2}$; S $\frac{1}{2}$.
- Section 10: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
- Section 11: S $\frac{1}{2}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$; S $\frac{1}{2}$.
- Section 12: NW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$ W $\frac{1}{2}$; E $\frac{1}{2}$.
- Section 13: All.
- Section 14: All.
- Section 15: All.
- Section 16: All.
- Section 17: NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ S $\frac{1}{2}$.
- Section 18: That part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ lying South and East of the John Day River; that part of E $\frac{1}{2}$ SE $\frac{1}{4}$ lying North and East of the John Day River.
- Section 21: N $\frac{1}{2}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.
- Section 22: All.
- Section 23: All.
- Section 24: All.
- Section 25: All.
- Section 26: All.
- Section 27: All.
- Section 28: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$.
- Section 33: SE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ E $\frac{1}{2}$.
- Section 34: All.
- Section 35: All.
- Section 36: All.

TOWNSHIP 6 SOUTH, RANGE 20 EAST, W.M.:

- Section 7: All.
- Section 8: All.
- Section 9: NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$.
- Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$.
- Section 16: All.
- Section 17: All.

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Section 18: All (fractional).
Section 19: All (fractional).
Section 20: All.
Section 21: All.
Section 22: $W\frac{1}{2}$; $W\frac{1}{2}E\frac{1}{2}$.
Section 26: $N\frac{1}{2}NE\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$.
Section 27: $N\frac{1}{2}NW\frac{1}{4}$; $S\frac{1}{2}N\frac{1}{2}$; $N\frac{1}{2}S\frac{1}{2}$; $S\frac{1}{2}SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 28: All.
Section 29: All.
Section 30: All (fractional).
Section 31: All (fractional).
Section 32: All.
Section 33: All.
Section 34: $W\frac{1}{2}$.

TOWNSHIP 7 SOUTH, RANGE 19 EAST, W.M.:

Section 1: All (fractional).
Section 2: All (fractional).
Section 3: All (fractional).
Section 4: Lot 1; $S\frac{1}{2}NE\frac{1}{4}$; $SE\frac{1}{4}$.
Section 9: $NE\frac{1}{4}$.
Section 10: $N\frac{1}{2}$; $N\frac{1}{2}SW\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$.
Section 11: All.
Section 12: $NW\frac{1}{4}$; $W\frac{1}{2}NE\frac{1}{4}$; $NE\frac{1}{4}NE\frac{1}{4}$; $N\frac{1}{2}SW\frac{1}{4}$; $NW\frac{1}{4}SE\frac{1}{4}$.
Section 14: $NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 15: $E\frac{1}{2}NE\frac{1}{4}$.

TOWNSHIP 7 SOUTH, RANGE 20 EAST, W.M.:

Section 4: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$.
Section 5: All (fractional).
Section 6: All (fractional).
Section 7: Lot 1; $NE\frac{1}{4}NW\frac{1}{4}$; $N\frac{1}{2}NE\frac{1}{4}$.
Section 8: $NW\frac{1}{4}NW\frac{1}{4}$; $E\frac{1}{2}W\frac{1}{2}$; $E\frac{1}{2}$.
Section 9: $W\frac{1}{2}$; $NW\frac{1}{4}NE\frac{1}{4}$; $N\frac{3}{8}$ of the $SE\frac{1}{4}$.
Section 10: $S\frac{1}{2}$.
Section 11: $W\frac{1}{2}SW\frac{1}{4}$.
Section 14: $NW\frac{1}{4}NW\frac{1}{4}$; $S\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}$; $SW\frac{1}{4}SE\frac{1}{4}$.
Section 15: $NE\frac{1}{4}$; $N\frac{1}{2}SE\frac{1}{4}$.
Section 17: $N\frac{1}{2}NE\frac{1}{4}$.
Section 23: $N\frac{1}{2}NW\frac{1}{4}$; $NW\frac{1}{4}NE\frac{1}{4}$.

TRACT II

TOWNSHIP 6 SOUTH RANGE 19 EAST W.M.:

Section 19: That part of the $W\frac{1}{2}SE\frac{1}{4}$ lying East of the John Day River.

Vestee:

Stanley Ranch LLC, an Oregon limited liability company

and dated as of **December 29, 2015** at 7:30 a.m.

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