



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

# Application for District Instream Lease

## Part 1 of 4 – Minimum Requirements Checklist

<b>This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization)</b> <b>Complete Parts 1 through 4 and any required attachments</b>	OWRD #	14-1563
	District #	

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

Yes  N/A **Pooled Lease**-a lease with more than one Lessor (Landowner/water right interest holder)  
**Fee in the amount of:**

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

- Part 1 – Completed Minimum Requirements Checklist**
- Part 2 – Completed District and Other Party Signature Page**
- Part 3 – Completed Place of Use and Lessor Signature Page**  
(Include a separate Part 3 for each Lessor.)
- Part 4 – Completed Water Right and Instream Use Information**  
(Include a separate Part 4 for each Water Right.)

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**How many Water Rights are included in the lease application?** 5 (# of rights)

List each water right to be leased instream here: 83381,83383,80578,83728 & PS-4951

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

List those other water rights here: \_\_\_\_\_

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

**Required Attachments:**

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

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

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

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

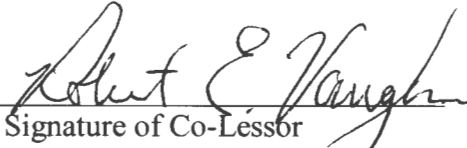
Yes  N/A **If the right has not been used in the last five years**; provide supporting documentation indicating why a right (or portion thereof) is **not** subject to forfeiture.

**Part 2 of 4 – District and other party Signature**

<b>Term of the Lease:</b> The lease is requested to begin in: <b>month</b> <u>June</u> <b>year</b> <u>2016</u> and end: <b>month</b> <u>October</u> <b>year</b> <u>2016</u> .	
<b>Public use:</b> Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input checked="" type="checkbox"/> Navigation	<b>Termination provision (for multiyear leases):</b> <b>The parties to the lease request (choose one):</b> <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
<b>Additive/Replacing Relationship to other instream water rights:</b> Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
<b>Precedent:</b> If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
<b>Validity of the rights to be leased:</b> <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) <b>have not been used</b> for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

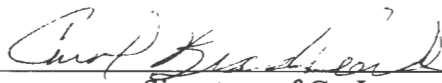
**SIGNATURES**

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


 Date: 3/14/16  
 Signature of Co-Lessor

Printed name (and title): Robert Vaughn  
 Business/Organization name: Co-Lessor #1  
 Mailing Address (with state and zip): 2281 Hillside Dr., Central Point, OR 97502  
 Phone number (include area code): 541-773-4708 \*\*E-mail address: \_\_\_\_\_

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 Date: 6-26-16  
 Signature of Co-Lessor

JUN 30 2016

Printed name (and title): Carol Bradford  
 Business/organization name: Medford Irrigation Dist.  
 Mailing Address (with state and zip): \_\_\_\_\_  
 Phone number (include area code): 541-299-9913 \*\*E-mail address: medi@medfordid.org

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**See next page for additional signatures.**

*Carol Bradford*

Date: 6-22-16

Signature of

Printed name (and title): *Carol Bradford, Manager*

Business/organization name:

Mailing Address (with state and zip): *P.O. Box 70 Jacksonville, OR 97530*

Phone number (include area code):

*541-899-9913*

\*\*E-mail address:

*medid@medfordid.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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Robert E. Vaughn  
Signature of Lessee

Date: 6/17/2016

Printed name (and title): \_\_\_\_\_

Business/organization name: \_\_\_\_\_

Mailing Address (with state and zip): \_\_\_\_\_

Phone number (include area code): \_\_\_\_\_ \*\*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**

See Attachments # 1- A, B & C

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L-#1

Page 3

Signature Pg.

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

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

**Table 1**

**Irrigation District or other Water Purveyor Name: Medford Irrigation District / Robert Vaughn Lessor # 1**

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

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

Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Tw	Rng	Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
P4951	6/18/1920		37	2W	16	N W	SW	2101		3.60	IR		IL -1161
P4951	6/18/1920		37	2W	16	SW	N W	2101		3.99	IR		IL - 1161

**Any additional information about the right:** \_\_\_\_\_

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

The undersigned declare:

*Attachment #1-A*

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

*Robert E. Vaughn*  
Signature of Lessor

Date: 6/14/16

Printed name (and title): Robert Vaughn Business name, if applicable: Co-Lessor #1

Mailing Address (with state and zip): 2281 Hillside Dr., Central Point, OR 97502

Phone number (include area code): 541-773-4708 \*\*E-mail address: \_\_\_\_\_

\_\_\_\_\_  
Signature of Lessor

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

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

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

**Table 1**

**Irrigation District or other Water Purveyor Name: Medford Irrigation District / Robert Vaughn # L-1**

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

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

Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
83383	3/31/1910		37	2W	16	N W	SW	2101		3.60	IR	7	IL -1161
83383	3/31/1910		37	2W	16	SW	N W	2101		3.99	IR	7	IL - 1161
83381	7/23/1909		37	2W	16	SW	N W	2101		3.60	IR	7	IL-1161
83381	7/23/1909		37	2W	16	N W	SW	2101		3.99	IR	7	IL-1161

**Any additional information about the right:** \_\_\_\_\_

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

The undersigned declare:

*Attachment 1-B*

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

*Robert E Vaughn*  
\_\_\_\_\_  
Signature of Lessor

Date: 6/17/2016

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Printed name (and title): Robert Vaughn Business name, if applicable: Co-Lessor #1

Mailing Address (with state and zip): 2281 Hillside Dr., Central Point, OR 97502

Phone number (include area code): 541-773-4708 \*\*E-mail address: \_\_\_\_\_

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Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Lessor

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

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

**Table 1**

**Irrigation District or other Water Purveyor Name: Medford Irrigation District / Robert Vaughn L\* 1**

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

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

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
80578	3/01/1915		37	2W	16	N W	2101		3.60	IR	2	IL -1161
80578	3/01/1915		37	2W	16	SW N W	2101		3.99	IR	2	IL - 1161
83728	6/08/1953		37	2W	16	N W	2101		3.60	IR	5	IL-1161
83728	6/08/1953		37	2W	16	SW N W	2101		3.99	IR	5	IL-1161

**Any additional information about the right:** \_\_\_\_\_

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

The undersigned declare:

**Attachment #1-C**

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

*Robert E. Vaughn*

Date: 6/17/2016

Signature of Lessor

Printed name (and title): Robert Vaughn Business name, if applicable: Co-Lessor #1

Mailing Address (with state and zip): 2281 Hillside Dr., Central Point, OR 97502

Phone number (include area code): 541-773-4708 \*\*E-mail address: \_\_\_\_\_

\_\_\_\_\_  
Date: \_\_\_\_\_

Signature of Lessor

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

<b>Term of the Lease:</b> The lease is requested to begin in: <u>month June year 2016</u> and end: <u>month October year 2016</u> .	
<b>Public use:</b> Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input checked="" type="checkbox"/> Navigation	<b>Termination provision (for multiyear leases):</b> <b>The parties to the lease request (choose one):</b> <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
<b>Additive/Replacing Relationship to other instream water rights:</b> Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
<b>Precedent:</b> If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
<b>Validity of the rights to be leased:</b> <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) <b>have not been used</b> for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

### SIGNATURES

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



Date: 6-21-16

Signature of Co-Lessor

Printed name (and title): Alan DeBoer

Business/Organization name: Foothill Rd., LLC Lessor #2

Mailing Address (with state and zip): P O BOX 249, Ashland, OR 97520

Phone number (include area code): 541-944-1600 \*\*E-mail address: dwallace@tcchevy.com

Date: \_\_\_\_\_

Signature of Co-Lessor

Printed name (and title): \_\_\_\_\_

Business/organization name: \_\_\_\_\_

Mailing Address (with state and zip): \_\_\_\_\_

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

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See next page for additional signatures.



*Carol Bradford*

Date: 6-22-16

Signature of **CO-L #2**

Printed name (and title): *Carol Bradford, Manager*

Business/organization name:

Mailing Address (with state and zip): *P.O. Box 70 Jacksonville, OR 97530*

Phone number (include area code): *541-899-9913*

\*\*E-mail address: *medidemedfordid.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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*Signature Pg #*  
*Page 3 - A*  
*CO-L-2*



Date: 6-21-16

Signature of Lessee

Printed name (and title): Alan DeBoer \_\_\_\_\_

Business/organization name: FOOTHILL RD., LLC \_\_\_\_\_

Mailing Address (with state and zip): P O BOX 249, Ashland, OR 97520 \_\_\_\_\_

Phone number (include area code): 541-944-1600 \_\_\_\_\_ \*\*E-mail address: dwallace@tcchevy.com

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

**Table 1**

**Irrigation District or other Water Purveyor Name: Medford Irrigation District / FOOTHILL RD., LLC**

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

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

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres
83383	3/31/1910		37	1W	16	N W SE	301		3.60
83383	3/31/1910		37	1W	16	N W SE	500		4.50
83383	3/31/1910		37	1W	16	N W SE	700		1.67

**Any additional information about the right Lessor # 2 ATTACHMENT # 2-A Foothill Rd, LLC**

**Farm Deferral Tax Status:** Counties make the determination of whether a property qualifies for the farm use assessment of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment, contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

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



Date: 6-21-16

Signature of Lessor

Printed name (and title): Alan DeBoer -- Lessor # 2 Business name, if applicable: FOOTHILL RD., LLC

Mailing Address (with state and zip): P O BOX 249, Ashland, OR 97520

Phone number (include area code): 541-944-1600 \*\*E-mail address: dwallace@tcchevy.com

Date: \_\_\_\_\_

Signature of Lessor Co -- Lessor

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

Mailing Address (with state and zip): \_\_\_\_\_

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

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*Signature Pg.*  
WR-L # 2 Attch. # 2-A

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

**Table 1**

**Irrigation District or other Water Purveyor Name: Foothill Rd., LLC L # 2**

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

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

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres
See Attachment # L2-B-WR									

**Any additional information about the right Lessor # 2 Foothill Rd., LLC**

**Farm Deferral Tax Status:** Counties make the determination of whether a property qualifies for the farm use assessment. If you have questions regarding the determination of whether the lands have an associated water right which is leased instream. If you have questions regarding the farm use assessment, contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

- I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
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- I/We affirm that the information in this application is true and accurate.

\_\_\_\_\_  
Signature of Lessor Date: \_\_\_\_\_

Printed name (and title): Alan DeBoer, Business name, if applicable: Foothill Rd., LLC  
Mailing Address (with state and zip): P O BOX 249, Ashland, OR 97530 Phone number (include area code): 541-944-1600\*\* E-mail address: dwallace@tcchevy.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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# Attachment # 2-B-WR

Landowner: Foothills Road LLC

T	R	Sect	¼¼	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
*(Identify pertinent page number of certificate, if certificate is greater than 10 pages; identify priority date if there is more than one per certificate)									
1.	37	1W	16	NWS E	301	3.60	IR	P4951	6/18/1920
2.	37	1W	16	NWS E	500	4.50	IR	P4951	6/18/1920
3.	37	1W	16	NWS E	700	1.67	IR	P4951	6/18/1920
4.									
5.									
6.									
7.									
8.									
9.									
10.									

[Attached map(s) must identify water right holder, township, range, section and ¼¼, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: .9.77

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

<b>Term of the Lease:</b> The lease is requested to begin in: <b>month</b> <u>June</u> <b>year</b> <u>2016</u> and end: <b>month</b> <u>October</u> <b>year</b> <u>2016</u> .	
<b>Public use:</b> Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input checked="" type="checkbox"/> Navigation	<b>Termination provision (for multiyear leases):</b> <b>The parties to the lease request (choose one):</b> <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
<b>Additive/Replacing Relationship to other instream water rights:</b> Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
<b>Precedent:</b> If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
<b>Validity of the rights to be leased:</b> <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) <b>have not been used</b> for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

### SIGNATURES

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

Date: \_\_\_\_\_

\_\_\_\_\_  
 Signature of ~~Co-Lessor~~ # 3

Printed name (and title): Michael Naumes  
 Business/Organization name: NAUMES, INC.  
 Mailing Address (with state and zip): P O BOX 996, MEDFORD, OR 97501  
 Phone number (include area code): 541-608-1732 \*\*E-mail address: rboguess@naumes.com

Date: 6-22-16

\_\_\_\_\_  
 Signature of Co-Lessor

Printed name (and title): CAROL BRADFORD, MANAGER\_\_\_\_\_  
 Business/organization name: MEDFORD IRRIGATION DISTRICT\_\_\_\_\_  
 Mailing Address (with state and zip): P O BOX 70, JACKSONVILLE, OR 97530  
 Phone number (include area code): 541-899-9913\_\_\_\_\_  
 \*\*E-mail address: medid@medford.org\_\_\_\_\_

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**See next page for additional signatures.**

**Part 2 of 4 – District and other party Signature**

<b>Term of the Lease:</b> The lease is requested to begin in: <u>month June year 2016</u> and end: <u>month October year 2016</u> .	
<b>Public use:</b> Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input checked="" type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input checked="" type="checkbox"/> Navigation	<b>Termination provision (for multiyear leases):</b> <b>The parties to the lease request (choose one):</b> <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input checked="" type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)
<b>Additive/Replacing Relationship to other instream water rights:</b> Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent.	
<b>Precedent:</b> If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.	
<b>Validity of the rights to be leased:</b> <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) <b>have not been used</b> for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided.	

**SIGNATURES**

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

Michael D. Naumes, Inc.  
 Signature of F -Lessor

Date: 6/22/16

Printed name (and title): Michael Naumes

Business/Organization name: NAUMES, INC.

Mailing Address (with state and zip): P O BOX 996, MEDFORD, OR 97501

Phone number (include area code): 541-608-1732 \*\*E-mail address: rboguess@naumes.com

\_\_\_\_\_  
 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: \_\_\_\_\_

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See next page for additional signatures.



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

# Application for District Instream Lease

## Part 1 of 4 – Minimum Requirements Checklist

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

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

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

Fee in the amount of:

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

Part 1 – Completed Minimum Requirements Checklist

Part 2 – Completed District and Other Party Signature Page

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

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

How many Water Rights are included in the lease application? 5 (# of rights)

List each water right to be leased instream here: 83381,83383,80578,83728 & PS-4951

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

List those other water rights here: \_\_\_\_\_

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

### Required Attachments:

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

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

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

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

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

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

**Table 1**

**Irrigation District or other Water Purveyor Name:** NAUMES, INC. *Attachment 3-B*

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

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

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres
83383	3/31/1910		37	1W	16	N W SE	301		3.60
83383	3/31/1910		37	1W	16	N W SE	500		4.50
83383	3/31/1910		37	1W	16	N W SE	700		1.67

**Any additional information about the right: Co-Lessor # 3**

**Farm Deferral Tax Status:** Counties make the determination of whether a property qualifies for the farm use assessment of whether the lands have an associated water right which is leased instream. If you have questions regarding the contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

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

\_\_\_\_\_ Date: \_\_\_\_\_  
Signature of Lessor

Printed name (and title): Michael Naumes, Business name, if applicable: NAUMES, INC.,  
Mailing Address (with state and zip): P O BOX 996, Medford, OR 97501 Phone number (include area code): 541-608-1732\*\* E-mail address: rbogess@naumes.com

\_\_\_\_\_ Date: \_\_\_\_\_  
Signature of Lessor

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

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\_\_\_\_\_  
Signature of Lessee

Date: \_\_\_\_\_

Printed name (and title): \_\_\_\_\_

Business/organization name: \_\_\_\_\_

Mailing Address (with state and zip) \_\_\_\_\_

Phone number (include area code): \*\*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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**Complete Table 1 Identify water right(s) proposed to be leased instream  
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

**Table 1**

**Irrigation District or other Water Purveyor Name: NAUMES, INC. # 3 Lessor**

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

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

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres

**Any additional information about the right: Co-Lessor # 3 SEE Attachment #3 - A**

**Farm Deferral Tax Status:** Counties make the determination of whether a property qualifies for the farm use assessment of whether the lands have an associated water right which is leased instream. If you have questions regarding the 1 contact your local county assessor. You should contact your County for any weed ordinance and management requirements.

The undersigned declare:

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

Michael D. Naumes, Pres.  
Signature of Lessor

Date: 6/22/16

Printed name (and title): Michael Naumes, Business name, if applicable: NAUMES, INC.,  
Mailing Address (with state and zip): P O BOX 996, Medford, OR 97501 Phone number (include area code): 541-608-1732\*\* E-mail address: rbogess@naumes.com

Date: \_\_\_\_\_

Signature of Lessor

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

Mailing Address (with state and zip): \_\_\_\_\_

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

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\_\_\_\_\_  
Signature of Lessee

Date: \_\_\_\_\_

Printed name (and title): \_\_\_\_\_

Business/organization name: \_\_\_\_\_

Mailing Address (with state and zip): \_\_\_\_\_

Phone number (include area code): \_\_\_\_\_ \*\*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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*Carol Bradford*

Date: 6-22-16

Signature of

Printed name (and title): *Carol Bradford, Manager*

Business/organization name:

Mailing Address (with state and zip): *P.O. Box 70 Jacksonville, OR 97530*

Phone number (include area code):

\*\*E-mail address:

*541-899-9913*

*medidemedfordid.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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L#3

Pg. 3-C

Signature Pg.

## Part 4 of 4 – Water Right and Instream Use Information

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

**Table 2**

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

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.

(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)
7/23/1907	8338	Irrig			1/100

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

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

**Table 3**

<b>Instream Use created by the lease</b>	River Basin: <u>Rogue</u>	River/Stream Name: <u>Little Butte Creek</u> , tributary to <u>Rogue River</u>
<b>Proposed Instream Reach:</b> <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to <u>Rogue River</u>		<b>Or Proposed Instream Point:</b> <input type="checkbox"/> Instream use protected at the POD

**OR**  Please check this box if you are not sure of the proposed reach and want water to be protected within a reach. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right to be protected at the POD.)

**Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)**  
Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below)

Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)

**OR**  Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its application, you will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream use.

Yes  N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** \_\_\_\_\_

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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## Part 4 of 4 – Water Right and Instream Use Information

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

**Table 2**

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

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If necessary, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.  
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)
6/18/1920	P4951	S+DP			

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

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

**Table 3**

<b>Instream Use created by the lease</b>	River Basin: <u>ROGUE</u>	River/Stream Name: _____, tributary to _____
<b>Proposed Instream Reach:</b> <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____	<b>Or Proposed Instream Point:</b> <input type="checkbox"/> Instream use protected at the POD	

**OR**  Please check this box if you are not sure of the proposed reach and want water to be protected within a reach. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the POD will be protected at the POD.)

**Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)**  
Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as shown below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below)

Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)

**OR**  Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream use.

Yes  N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** \_\_\_\_\_  
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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## Part 4 of 4 – Water Right and Instream Use Information

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

**Table 2**

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Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If n may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.  
(cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)
3/31/1910	83383	supp.			1/100

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

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

**Table 3**

<b>Instream Use created by the lease</b>	River Basin: <u>ROGUE</u>	River/Stream Name: _____, tributary to _____
<b>Proposed Instream Reach:</b> <input type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to _____		<b>Or Proposed Instream Point:</b> <input type="checkbox"/> Instream use protected at the POD

**OR**  Please check this box if you are not sure of the proposed reach and want water to be protected within a reach. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right to be protected at the POD.)

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Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)

**OR**  Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its i will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instr

Yes  N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** \_\_\_\_\_  
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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## Part 4 of 4 – Water Right and Instream Use Information

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

**Table 2**

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

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

Priority Date	POD #	Use	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)
3/01/1915	80578	Supp.			

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

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

**Table 3**

<b>Instream Use created by the lease</b>	River Basin: <u>ROGUE</u>	River/Stream Name: _____, tributary to _____
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**OR**  Please check this box if you are not sure of the proposed reach and want water to be protected within a reach. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right to be protected at the POD.)

**Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)**

Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below)

Priority date	POD #	Use	Acres	Proposed Instream Period	Instream Rate (cfs)

**OR**  Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its application, you will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream use.

Yes  N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** \_\_\_\_\_

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

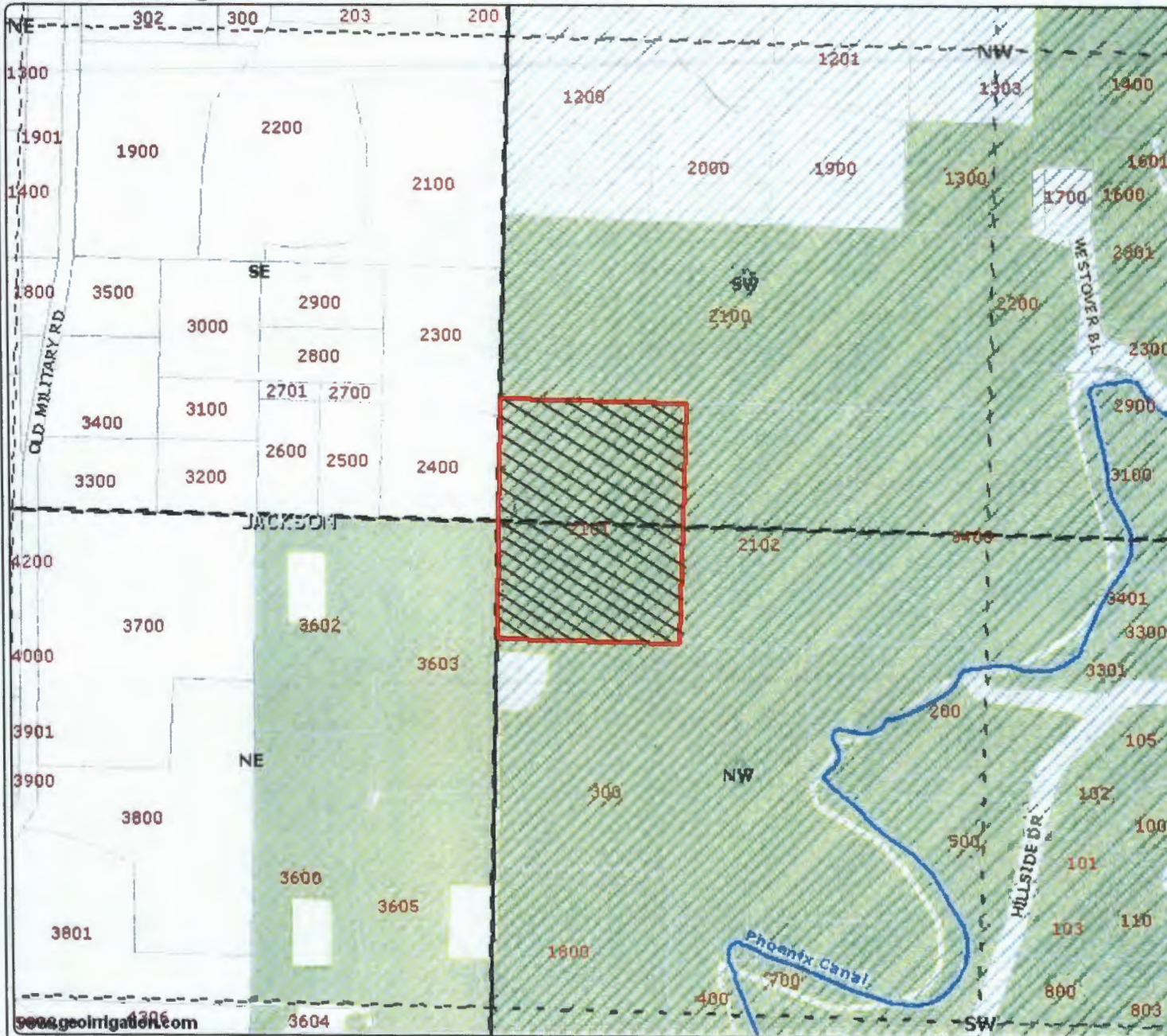
**Any additional information about the proposed instream use:** \_\_\_\_\_

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# Medford Irrigation District



## Authorized Place of Use

372W16B Tax Lot 2101 7.60 ac.

Vaughn L#1

- District Boundary USBR
- County Boundary
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarters Labels
- Lot Labels
- Taxlots
- Canal All
- Canal Piped
- Canal Open
- POU District Primary
- POU Other Primary
- POU District 3111
- Irrigation Ditches JACK CO
- RVCOG Laterals

put in Steam

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SALEM, OR  
Scale 1" = 400'  
Created: 2/14/2011

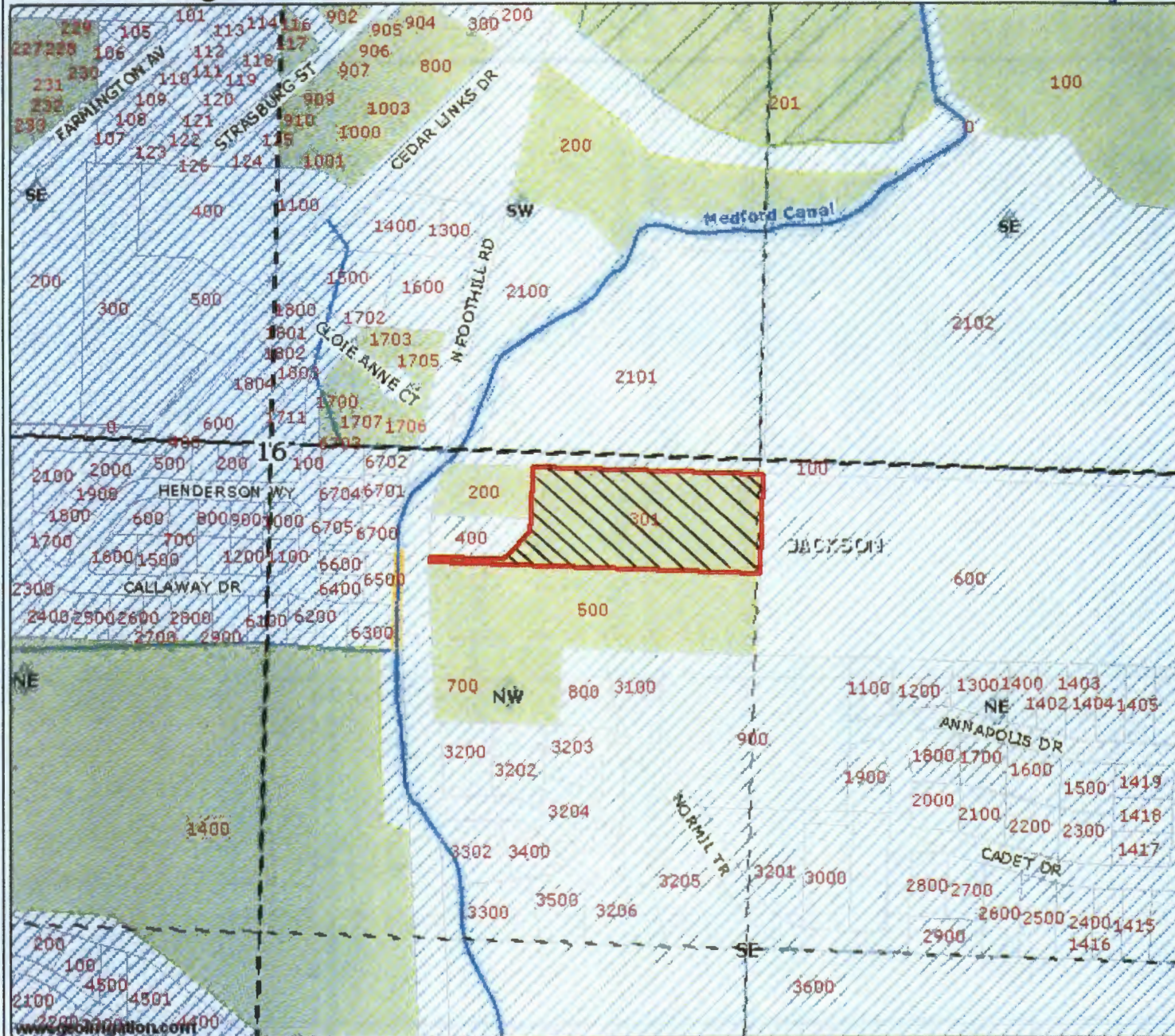
www.geoirrigation.com

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.

# Medford Irrigation District

Pou Foothill Rd., LLC L-#2

Authorized Place of Use  
371W16D tax lot 301 3.6 ac.



- District Boundary USBR
- County Boundary
- Major Roads
- Road Labels
- Township Range
- Sections
- Section Labels
- Quarters
- Quarter Labels
- Quarter Quarters
- Quarter Quarters Labels
- Lot Labels
- Taxlots
- Canal All
- Canal Piped
- Canal Open
- POU District Primary
- POU Other Primary
- POU District 3111
- Irrigation Ditches JACK CO
- RVCOG Laterals

In Stream  
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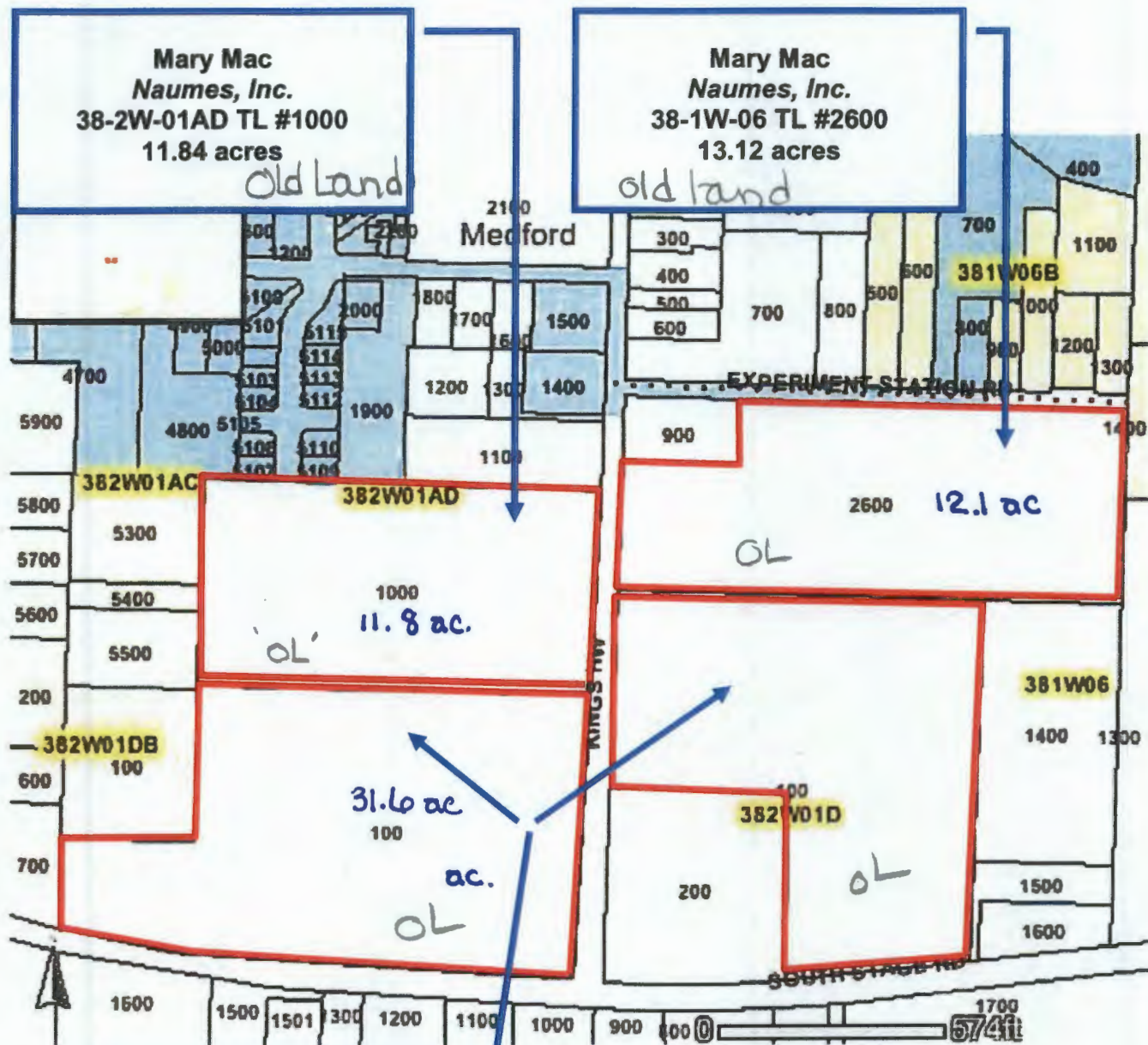
SALEM, OR  
Scale 1" = 400'

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Naumes, Inc. L-#3

# PROPERTY PROFILE

Property Name: **MARY MAC – COUNTY ASSESSOR'S MAP**



Mary Mac  
Naumes, Inc.  
38-2W-01D TL #100  
31.61 acres  
*old land*

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