



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 #	IL-17-04

12-1573

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 type="checkbox"/> Check enclosed or	
<input checked="" type="checkbox"/> Fee Charged to customer account <u>Deschutes River Cons.</u> (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? 1 (# of rights)

List each water right to be leased instream here: 83571

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: 76714

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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Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month <u>April</u> year <u>2017</u> and end: month <u>October</u> year <u>2017</u> .	
Public use: 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 type="checkbox"/> Navigation	Termination provision (for multiyear leases): The parties to the lease request (choose one): <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)
Additive/Replacing Relationship to other instream water rights: 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.	
Precedent: 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.	
Validity of the rights to be leased: <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) have not been used 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

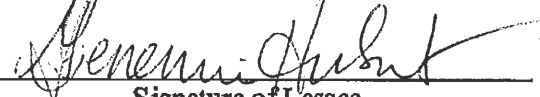
The undersigned declare that the information contained in this application is true and accurate.



 Signature of Co-Lessor

Date: 1/19/17

Printed name (and title): Kelley Hamby, Water Rights Specialist
 Business/Organization name: Central Oregon Irrigation District
 Mailing Address (with state and zip): 1055 SW Lake Ct, Redmond, OR 97756
 Phone number (include area code): 541-548-7585 **E-mail address: khamby@coid.org



 Signature of Lessee

Date: 1/20/17

Printed name (and title): Gen Hubert, Water Leasing Program Manager
 Business/Organization name: Deschutes River Conservancy
 Mailing Address (with state and zip): PO Box 1560, Bend, OR 97709
 Phone number (include area code): 541-382-4077 x16 **E-mail address: gen@deschutesriver.org

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

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

Complete Table 1 (and all water rights) provided for this application. Provide a separate Part 3 for each lease. (Water right interest must be in stream.)

Table 1
Irrigation District or other Water Purveyor Name: Central Oregon Irrigation District

Water Right Priority Date (date of recording) (DDMMYY) (If the water right is not a water right, provide the date of the lease or other instrument that created the water right.)
Certificate number (if applicable) (DDMMYY)
If not applicable, provide the date of the lease or other instrument that created the water right (DDMMYY) (If the water right is not a water right, provide the date of the lease or other instrument that created the water right.)
Any attached certificate or other instrument that created the water right.

Water Right ID	Priority Date (DDMMYY)	1	17	S	14	E	13	NW	SW	300	68	Irrig	4
83571	10/31/1989	1	17	S	14	E	13	NW	SW	300	68	Irrig	4

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 in stream. 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:
- 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.

David Elder Date: 12-1-16
Signature of Lessor

Printed name (and title): David Elder Business name, if applicable: Mink Lake Investment, LLC
Mailing Address (with state and zip): 26245 Horrell Rd, Bend, OR 97701
Phone number (include area code): (541)382-3824 E-mail address: eldergang97630@yahoo.com

David Elder, Mink Lake Investment, LLC
26245 Horrell Rd, Bend, OR 97701
541-382-3824 eldergang97630@yahoo.com
District Instream Lease Application (revised 2/12/2014)

Cert #: 83571
Priority: 10/31/1989
POD: 1
T: 17, R: 14E, Sec 13 NW, SW
Tax lot: 300
Acres: 6.8
Irrig. page 49

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Back to Message COID_Weed_Farm Deferral Ex... 1 / 5

EXHIBIT C

**Deschutes River Conservancy
Instream Leasing Program**

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

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

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

David W. Elder
Mink Lake Investment, LLC
Print Name

Understand the DRC weed policy and have been informed about farm deferral and donations.

Signature: David W. Elder Date: 12-1-16

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

Leasing Exhibit C - updated 2016

1

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Business Name Search

[New Search](#) [Printer Friendly](#) **Business Entity Data** 11-14-2016 11:03

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
115145-10	DBC	ACT	OREGON	05-06-1976	05-06-2017	
Entity Name	VALLEY FALLS RANCH, INC.					
Foreign Name						

[New Search](#) [Printer Friendly](#) **Associated Names**

Type	PPB	PRINCIPAL PLACE OF BUSINESS				
Addr 1	26245 HORSELL RD					
Addr 2						
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA	

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT		Start Date	05-03-1993	Resign Date	
Name	DAVID	W	ELDER				
Addr 1	26245 HORSELL RD						
Addr 2							
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA		

Type	MAL	MAILING ADDRESS				
Addr 1	26245 HORSELL RD					
Addr 2						
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA	

Type	PRE	PRESIDENT				Resign Date	
Name	DAVID	W	ELDER				
Addr 1	26245 HORSELL RD						
Addr 2							
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA		

Type	SEC	SECRETARY				Resign Date	
Name	SUSAN	F	ELDER				
Addr 1	26245 HORSELL RD						
Addr 2							
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA		

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Business Name Search

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Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
1019514-99	DLLC	ACT	OREGON	05-12-2014	05-12-2017	
Entity Name	MINK LAKE INVESTMENT, LLC					
Foreign Name						

[New Search](#) [Printer Friendly](#) **Associated Names**

Type	PRINCIPAL PLACE OF BUSINESS					
Addr 1	26245 HORSELL RD					
Addr 2						
CSZ	BEND	OR	97701		Country	UNITED STATES OF AMERICA

Please click here for general information about registered agents and service of process.

Type	AGT REGISTERED AGENT			Start Date	Resign Date
Name	SUSAN	F	ELDER	12-04-2014	
Addr 1	26245 HORSELL RD				
Addr 2					
CSZ	BEND	OR	97701		Country UNITED STATES OF AMERICA

Type	MAL MAILING ADDRESS					
Addr 1	26245 HORSELL RD					
Addr 2						
CSZ	BEND	OR	97701		Country	UNITED STATES OF AMERICA

Type	MEM MEMBER			Resign Date	
Of Record	115145-10	VALLEY FALLS RANCH, INC.			
Addr 1	26245 HORSELL RD				
Addr 2					
CSZ	BEND	OR	97701		Country UNITED STATES OF AMERICA

[New Search](#) [Printer Friendly](#) **Name History**

Business Entity Name	Name Type	Name Status	Start Date	End Date
MINK LAKE INVESTMENT, LLC	EN	CUR	05-12-2014	

Please read before ordering Copies.

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11/14/2016 11:02 AM

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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: Central Oregon Irrigation District

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

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

Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
83571	10/31/1900	1	17 S	13 E	32	NE NW	4200		0.87	Irrig	48	

Any additional information about the right:

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

The undersigned declare:

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

RENE VAN TILBORG René Van Tilborg Date: 11-11-16
Signature of Lessor

Printed name (and title): Theresa Pinette Business name, if applicable: _____
Mailing Address (with state and zip): 22545 Butler Market Rd., Bend, OR 97701
Phone number (include area code): (541)408-4531**E-mail address: _____

THERESA PINETTE T. Pinette Date: 11-11-16
Signature of Lessor

Printed name (and title): René Van Tilborg Business name, if applicable: _____
Mailing Address (with state and zip): 22545 Butler Market Rd., Bend, OR 97701
Phone number (include area code): (541)408-4531**E-mail address: guards1@hotmail.com

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

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EXHIBIT C

**Deschutes River Conservancy
Instream Leasing Program**

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

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

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

I, Rene Van Tilborg understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

RENE VAN TILBORG THERESA PINETTE
Signature: R Van Tilborg T Pinette Date: 11-11-16

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

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

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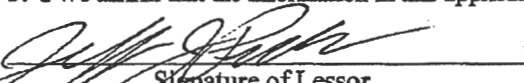
Water Right #	Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
83571	10/31/1900	1	16 S	14 E	17	NW NE	200		1.05	Irrig	40	

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.

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

 Date: 11-11-16
Signature of Lessor

Printed name (and title): Jeffery Puskas Business name, if applicable: _____
Mailing Address (with state and zip): 13091 SW Powell Butte Hwy., Powell Butte, OR 97753
Phone number (include area code): (951) 852-4505 **E-mail address: puskasjj@yahoo.com

 Date: 11-11-16
Signature of Lessor

Printed name (and title): Donna Puskas Business name, if applicable: _____
Mailing Address (with state and zip): 13091 SW Powell Butte Hwy., Powell Butte, OR 97753
Phone number (include area code): (951) 852-4505 **E-mail address: _____

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I, JEFFERY J. PUSKAS understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

Signature:  Date: 11-11-16

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

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

**Complete Table 1: Identify water right(s) proposed to be leased instream
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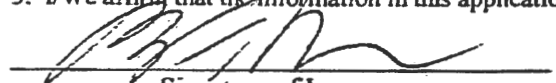
Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
83571	10/31/1900	1	17	S	12	E	13	NW	NE	116		0.50	Irrig	42	

Any additional information about the right: _____

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


Signature of Lessor

Date: 12/6/16

Printed name (and title): Brian Ricker - Agent Business name, if applicable: Ricker Wood, LLC
 Mailing Address (with state and zip): 61117 Riverbluff Trail, Bend, OR 97702
 Phone number (include area code): (541) 330-3971 **E-mail address: ricker@bendbroadand.com

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EXHIBIT C

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Instream Leasing Program**

**Policy Concerning Weeds & Instream Leases
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Information and Resources Attached

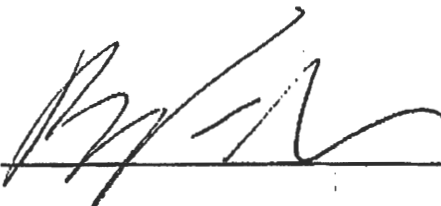
Farm Deferral Notice

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Information and Resources Attached

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I, Brian Ricker understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

Signature:  Date: 12/6/16

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

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Business Name Search

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 Business Entity Data
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Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
898246-93	DLLC	ACT	OREGON	12-03-2012	12-03-2017	
Entity Name RICKER WOOD LLC						
Foreign Name						

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 Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS			
Addr 1	61117 RIVERBLUFF TRAIL				
Addr 2					
CSZ	BEND	OR	97702	Country	UNITED STATES OF AMERICA

Please click here for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	12-03-2012	Resign Date
Name	BRIAN	E	RICKER		
Addr 1	61117 RIVERBLUFF TRAIL				
Addr 2					
CSZ	BEND	OR	97702	Country	UNITED STATES OF AMERICA

Type	MAL	MAILING ADDRESS		
Addr 1	61117 RIVERBLUFF TRAIL			
Addr 2				
CSZ	BEND	OR	97702	Country UNITED STATES OF AMERICA

Type	MGR	MANAGER			Resign Date
Name	BRIAN		RICKER		
Addr 1	61117 RIVERBLUFF TRAIL				
Addr 2					
CSZ	BEND	OR	97702	Country	UNITED STATES OF AMERICA

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 Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
RICKER WOOD LLC	EN	CUR	12-03-2012	

Please read before ordering Copies.

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12/5/2016 2:31 PM

SALEM, OR

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: **Central Oregon Irrigation District**

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

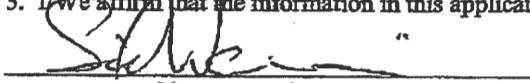
If not enough room below, you may add rows (see instructions) or create a spreadsheet/table (matching Table 1) and attach.
Any attached table should include reference to the Lessor.

Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #	
83571	10/31/1900	1	16	S	14	E	09	SE NE	100		2.0	Irrig	39

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

The undersigned declare:

1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as 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.


Signature of Lessor Date: 12-13-2016

Printed name (and title): Sidney Wavrin - Governor Business name, if applicable: Sunny Dene Ranch, LLC (WA)
Mailing Address (with state and zip): 1675 Boundary Rd., Mabton, WA 98935
Phone number (include area code): (509) 728-8455 **E-mail address: sjwavrin@gmail.com

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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

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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.

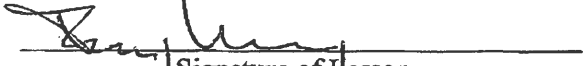
Water Right #	Priority Date	POD #	Dwp	Rng	Sec	O-O	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #		
83571	10/31/1900	1	17	S	14	E	21	SE SE	9200		3.0	Irrig	50	IL-1208

Any additional information about the right: _____


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

The undersigned declare:

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

 Date: 12/17/2016
Signature of Lessor

Printed name (and title): Terry Looney - Manager Business name, if applicable: T&N Alfalfa, LLC
Mailing Address (with state and zip): P.O. Box 1609, Bend, OR 97709
Phone number (include area code): (541) 389-4640 **E-mail address: tjlooney@bendcable.com

 Date: 12/17/16
Signature of Lessor

Printed name (and title): Nancy Breniman - Manager Business name, if applicable: T&N Alfalfa, LLC
Mailing Address (with state and zip): P.O. Box 1609, Bend, OR 97709
Phone number (include area code): (541) 389-4640 **E-mail address: _____

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EXHIBIT C

**Deschutes River Conservancy
Instream Leasing Program**

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

The Deschutes River Conservancy is dedicated to restoring stream flow and improving water quality in the Deschutes Basin; land stewardship is a component of these goals.

Weed Policy

The DRC expects participants in the Leasing Program will continue to exercise agricultural best management practices on lands enrolled in the Program, particularly with respect to the control of noxious and/or nuisance weeds. Failure to control weeds on leased acres may result in exclusion from Program compensation.

Information and Resources Attached

Farm Deferral Notice

Instream leasing is a beneficial use that protects your water right from forfeiture and allows for compensation for this instream use, but please note that it does not automatically protect against loss of farm use special assessment. Exclusive Farm Use (EFU) zoned lands may still require at least minimal use with the intent to make a profit. It is the landowner's responsibility to know their tax assessment status and qualifying uses.

Information and Resources Attached

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

I, Terry Leonard understand the DRC weed policy and have
Print Name
been informed about farm deferral and donations.

Nancy Brennan

Signature: *Terry Leonard* Date: 12/9/2016
Nancy Brennan 12/9/2016

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

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OREGON SECRETARY OF STATE
► Corporation Division

HOME

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referral list business registry/renewal forms/fees notary public

uniform commercial code uniform commercial code search documents & data services

Business Name Search

[New Search](#)

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Business Entity Data

12-08-2016
07:34

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
859998-95	DLLC	ACT	OREGON	05-31-2012	05-31-2017	
Entity Name		T&N ALFALFA LLC				
Foreign Name						

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Associated Names

Type	PRINCIPAL PLACE OF BUSINESS					
Addr 1	25590 ALFALFA MARKET RD					
Addr 2						
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA	

Please click here for general information about registered agents and service of process.

Type	AGT REGISTERED AGENT	Start Date	05-31-2012	Resign Date	
Name	BRENT S KINKADE				
Addr 1	360 SW BOND ST STE 400				
Addr 2					
CSZ	BEND	OR	97702	Country	UNITED STATES OF AMERICA

Type	MGR MANAGER	Resign Date	
Name	NANCY L BRENIMAN		
Addr 1	PO BOX 1609		
Addr 2			
CSZ	BEND	OR	97709
Country	UNITED STATES OF AMERICA		

Type	MGR MANAGER	Resign Date	
Name	TERRY J LOONEY		
Addr 1	PO BOX 1609		
Addr 2			
CSZ	BEND	OR	97709
Country	UNITED STATES OF AMERICA		

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Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
T&N ALFALFA LLC	EN	CUR	05-31-2012	

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12/8/2016 7:34 AM

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) Water Right # 83571

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 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	Acre	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)
10/31/1900	1	Irrig	14.22	Season 1 Rate / Total Volume	0.176	139.41
10/31/1900	1	Irrig	14.22	Season 2 Rate	0.235	
10/31/1900	1	Irrig	14.22	Season 3 Rate	0.310	
12/02/1907	1	Irrig	14.22	Season 3 Rate	0.124	

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 must be described: POD # _____

Table 3

Instream Use created by the lease	River Basin: <u>Deschutes</u>	River/Stream Name: <u>Deschutes River, tributary to Columbia River</u>				
Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD _____ to <u>Mouth of Deschutes River (RM 0)</u>		Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD				
OR <input type="checkbox"/> 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 water right, the lease may be processed 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 as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach.						
Priority date	POD #	Use	Acre	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
10/31/1900	1	Irrig	14.22	Season 1 Rate / Total Maximum Volume	0.098	77.51
10/31/1900	1	Irrig	14.22	Season 2 Rate	0.130	
10/31/1900	1	Irrig	14.22	Season 3 Rate	0.241	
OR <input type="checkbox"/> 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.						
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>The instream flow will be allocated on a daily average basis up to the described rate from April 1 through October 26.</u>						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: _____					RECEIVED BY OWRD	

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SALEM, OR



Revised: 3/18/2016

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

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

Calculate

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

POD #1	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.176		
Season 2 Rate (CFS)	0.235		
Season 3 Rate (CFS)	0.310	0.124	0.434
Duty (AF)			139.41

POD #11	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.000		
Season 2 Rate (CFS)	0.000		
Season 3 Rate (CFS)	0.000	0.000	0.000
Duty (AF)			0.00

IL-2017-04
 MINK LAKE 6.80
 PINETTE 0.87
 PUSKAS 1.05
 RICKER WOOD 0.50
 SUNNY DENE 2.00
 T & N 3.00

 14.22

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

From POD #1 to Lake Billy Chinook	
Season 1 Rate (CFS)	0.098
Season 2 Rate (CFS)	0.130
Season 3 Rate (CFS)	0.241
Maximum Volume (AF)	77.51

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12/21/2016 10:15 AM

**DESCHUTES COUNTY
SEC.13 T17S R14E**

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SCALE - 1" = 400'

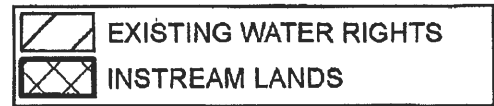
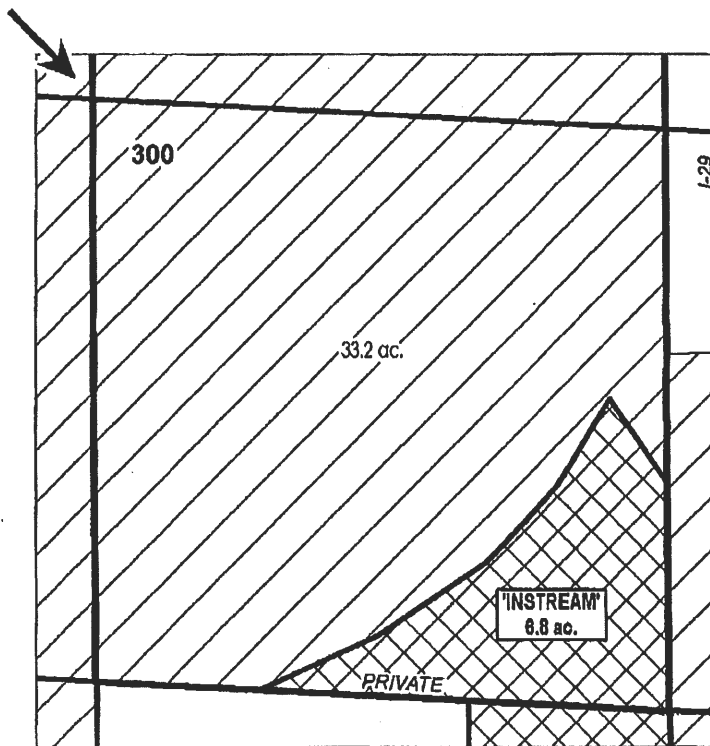
JAN 20 2017



SALEM, OR

NW 1/4 OF THE SW 1/4

W 1/4 COR



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: MINK LAKE

TAXLOT #: 300

6.8 ACRES

DATE: 1/9/2017

FILE: I:\TRANSFER\INSTREAM\INSTRM1711YR171413_NWSW

**DESCHUTES COUNTY
SEC.32 T17S R13E**

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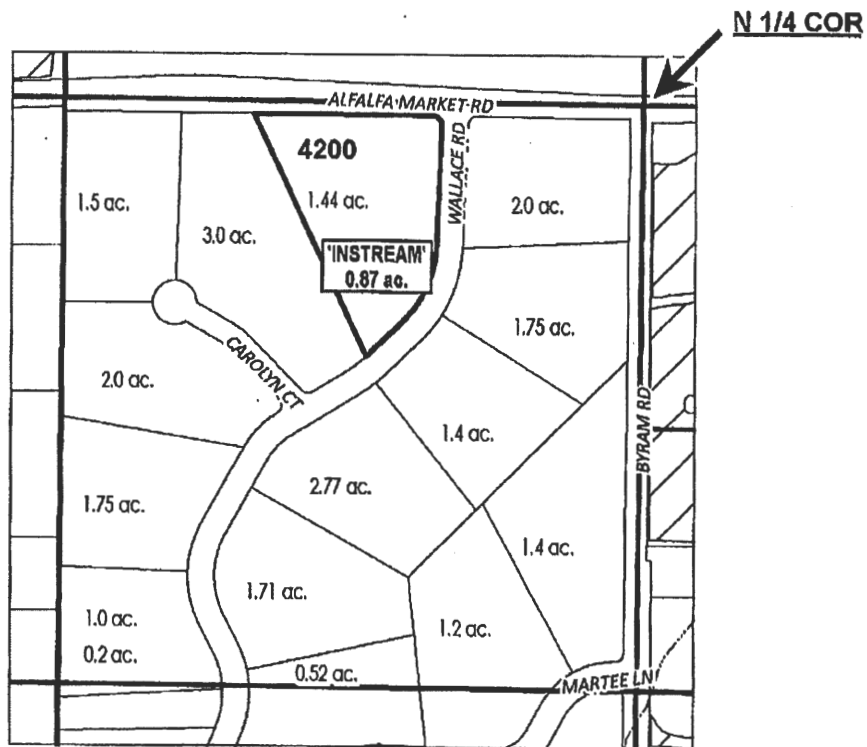
SCALE - 1" = 400'

JAN 20 2017



SALEM, OR

NE 1/4 OF THE NW 1/4



# ac.	INSTREAM PARCELS
# ac.	PARCELS W/ WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: THERESA PINERRE & VAN TILBORG

TAXLOT #: 4200

0.87 ACRES

DATE: 1/10/2017

FILE: I:\TRANSFER\INSTREAM\INSTRM171YR171932_NENW

**CROOK COUNTY
SEC.17 T16S R14E**

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SCALE - 1" = 400'

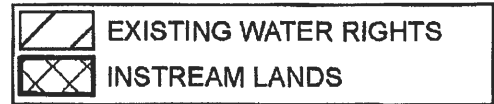
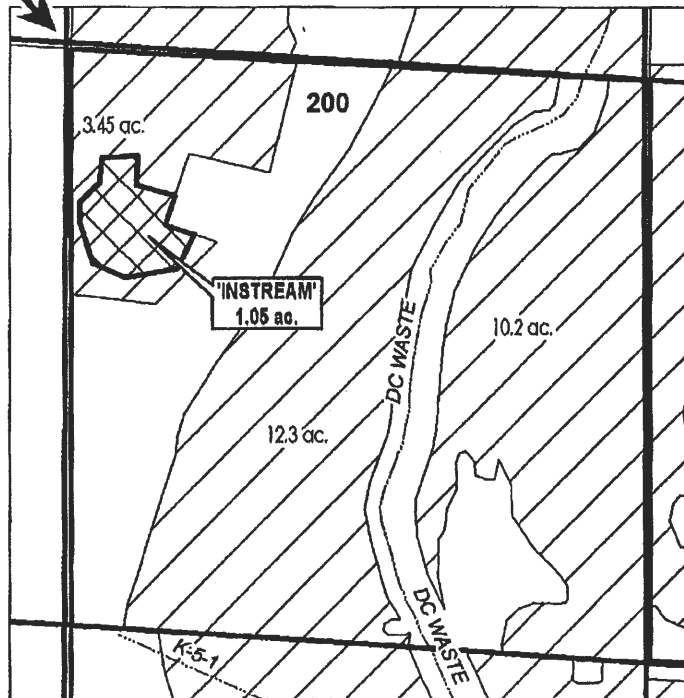
JAN 20 2017



SALEM, OR

NW 1/4 OF THE NE 1/4

N 1/4 COR



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: JEFF & DONNA PUSKAS

TAXLOT #: 200

1.05 ACRES

DATE: 1/10/2017

FILE: I:\TRANSFER\INSTREAM\INSTRM17\1YR\161417_NWNE

DESCHUTES COUNTY
SEC.13 T17S R12E

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SCALE - 1" = 400'

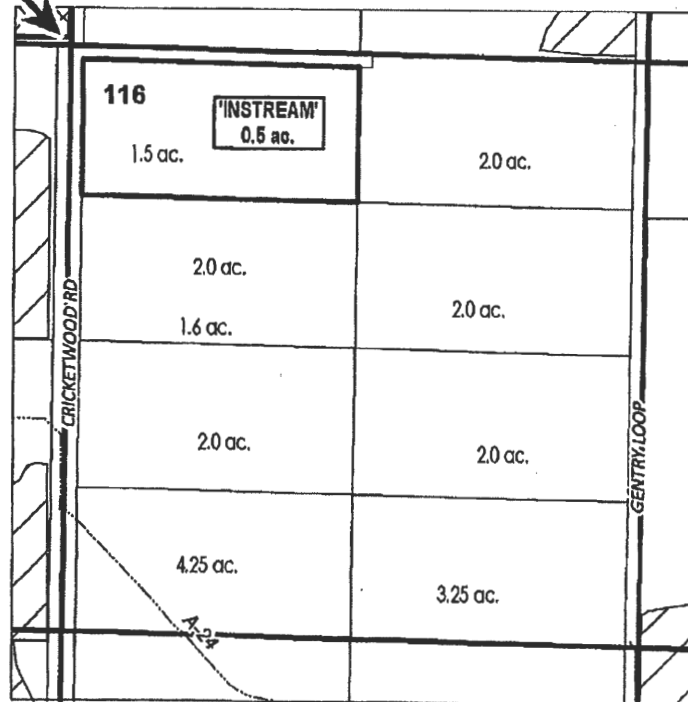
JAN 20 2017



SALEM, OR

NW 1/4 OF THE NE 1/4

N 1/4 COR



ac.

INSTREAM PARCELS

ac.

PARCELS W/ WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: BRIAN & CRISTIN RICKER

TAXLOT #: 116

0.5 ACRES

DATE: 1/10/2017

FILE: E:\TRANSFER\INSTREAM\INSTRM17\1YR\171213_NWNE

**CROOK COUNTY
SEC.09 T16S R14E**

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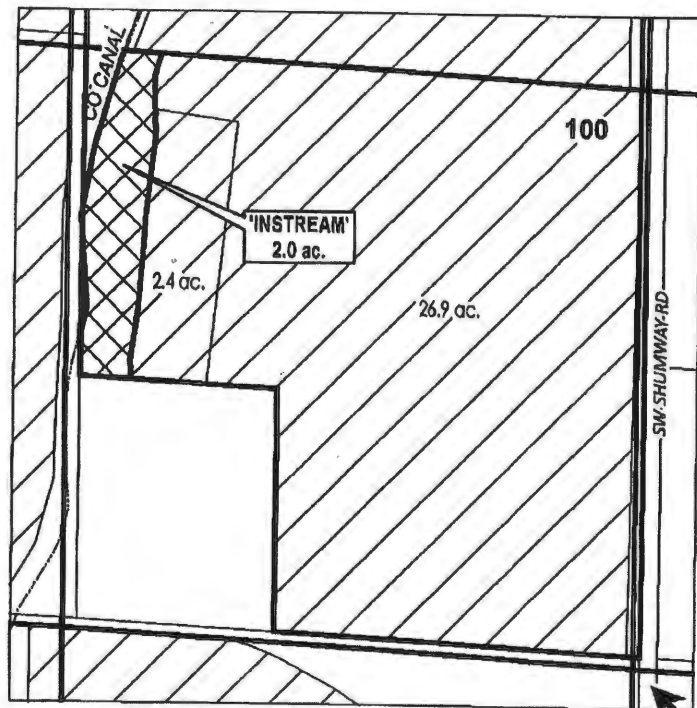
SCALE - 1" = 400'

JAN 20 2017



SALEM, OR

SE 1/4 OF THE NE 1/4



E 1/4 COR

	EXISTING WATER RIGHTS
	INSTREAM LANDS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: SUNNY DENE RANCH, LLC

TAXLOT #: 100

2.0 ACRES

DATE: 12/12/2016

FILE: I:\TRANSFER\INSTREAM\INSTRM171 YR161409_SENE

**DESCHUTES COUNTY
SEC.21 T17S R14E**

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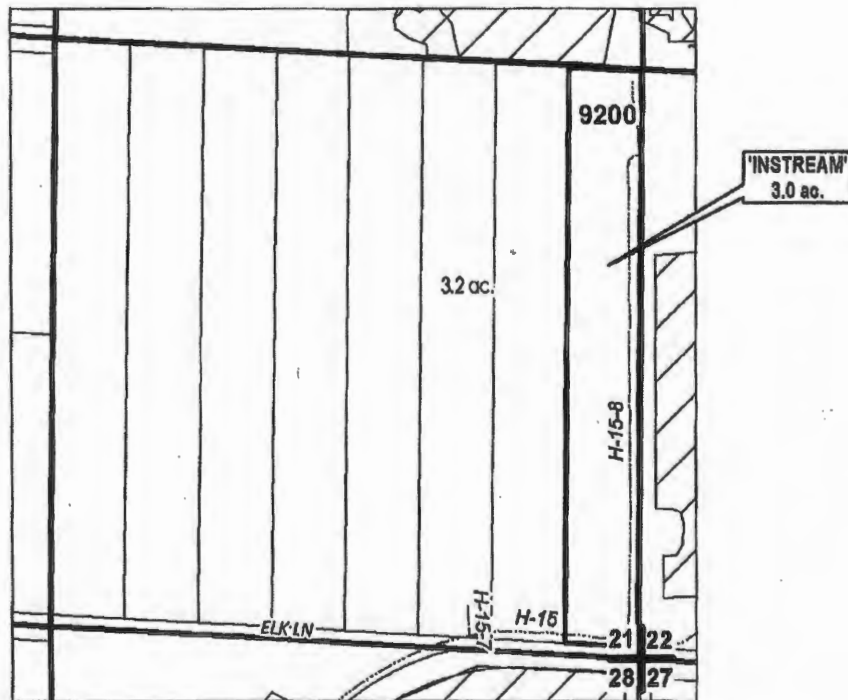
SCALE - 1" = 400'

JAN 20 2017



SALEM, OR

SE 1/4 OF THE SE 1/4



# ac.	INSTREAM PARCELS
# ac.	PARCELS W/ WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: T & N ALFALFA, LLC

TAXLOT #: 9200

3.0 ACRES

DATE: 1/12/2017

FILE I:\TRANSFER\INSTREAM\NSTRM171\YR171421_SESE

Central Oregon Irrigation District			
IL-2017-01			
Water Right Changes for Instream Maps			
TRS	QQ	AC	OWRD #
161417	NWNE	4.50 ac ON	T-10872

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