



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 #	IL-1609
	District #	IL-17-24

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.)

*Mitigation Bank*

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How many Water Rights are included in the lease application? 1 (# of rights)  
List each water right to be leased instream here: 83571

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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.

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

<b>Term of the Lease:</b> The lease is requested to begin in: <u>month April year 2017</u> and end: <u>month October year 2017</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 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) 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

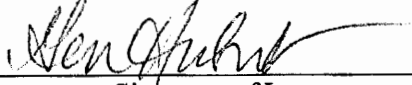
Date: 3/28/17

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Printed name (and title): Abigail Centola, Beneficial Use Technician  
 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): 541-548-6047 \*\*E-mail address: abby@coid.org

SALEM, OR

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

Date: 3/30/17

Printed name (and title): Gen Hubert, Water Leasing Program Manager  
 Business/organization name: Deschutes River Conservancy - Mitigation Bank  
 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**

**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	11	15	S	13	E	18	NW	NE	300		1.7	Irrig	25	

**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.

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

Date: 03/28/17

Printed name (and title): Roger Bulkley Business name, if applicable: \_\_\_\_\_  
Mailing Address (with state and zip): 4074 W Antler Ave., Redmond, OR 97756  
Phone number (include area code): 541-480-6191 \*\*E-mail address: rogerbulkley@outlook.com

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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, Roger Bulkley understand the DRC weed policy and have  
*Print Name*  
been informed about farm deferral and donations.

Signature:  Date: 03/28/17

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

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83571	10/31/1900	11	15 S	13 E	18	NW NE	401		1.53	Irrig	25	

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

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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.

Mary L Melody Hale Date: 3-29-17  
Signature of Lessor

Printed name (and title): Mary Hale - P.O.A. for Darlene Dillon Business name, if applicable: \_\_\_\_\_  
Mailing Address (with state and zip): 490 SW Helmholtz Way, Redmond, OR 97756  
Phone number (include area code): (541) 504-4136 \*\*E-mail address: \_\_\_\_\_

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Instream Leasing Program**

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**Weed Policy**

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*Information and Resources Attached*

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*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, MARY L McLODY NATE understand the DRC weed policy and have  
*Print Name*  
been informed about farm deferral and donations.

Signature: Mary L McLoody Hale Date: 8-29-<sup>14</sup>17

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

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# General Power of Attorney

Notice: This is an important document. Before signing this document, you should know these important facts. By signing this document, you are not giving up any powers or rights to control your finances and property yourself. In addition to your own powers and rights, you may be giving another person, your attorney-in-fact, broad powers to handle your finances and property. (This general power of attorney may give the person whom you designate (your "attorney-in-fact") broad powers to handle your finances and property, which may include powers to encumber, sell or otherwise dispose of any real or personal property without advance notice to you or approval by you. **THE POWERS WILL NOT EXIST WHETHER YOU BECOME DISABLED OR INCAPACITATED.** This document does not authorize anyone to make medical or other health care decisions for you. If you own complex or special assets such as a business, or if there is anything about this form that you do not understand, you should ask a lawyer to explain this form to you before you sign. If you wish to change your general power of attorney, you must complete a new document and revoke this one. You may revoke this document at any time by destroying it, by directing another person to destroy it in your presence or by signing a written and dated statement expressing your intent to revoke this document. If you revoke this document, you should notify your attorney-in-fact and any other person to whom you have given a copy of the form. You also should notify all parties having custody of your assets. These parties have no responsibility to you unless you actually notify them of the revocation. If your attorney-in-fact is your spouse and your marriage is annulled or you are divorced after signing this document, this document is invalid. Since some 3rd parties or some transactions may not permit use of this document, it is advisable to check in advance, if possible, for any special requirements that may be imposed. You should sign this form only if the attorney-in-fact you name is reliable, trustworthy and competent to manage your affairs. This form must be signed by the Principal (the person appointing the attorney-in-fact), witnessed by two persons other than the notary public, and acknowledged by a notary public.

I, DARLEN M DILLON, of 4040 WANDER REDMOND,  
Deschutes County Oregon, as principal, to grant a general power of  
attorney to, do hereby appoint: MARY LOUISE MELODY HALE, of 490 SW HELANDTz  
Way, Redmond, Deschutes County OR,  
my attorney-in-fact to act in my name, place and stead in any way which I myself could do, if I were personally pres-  
ent, with respect to the following matters to the extent that I am permitted by law to act through an agent. The powers  
chosen below shall have the full force and effect given to them by their full enumeration as laid out in the text of the  
Power of Attorney Act of the laws of the State of OREGON

- (a) real estate transactions;
- (b) goods and services transactions;
- (c) bond, share and commodity transactions;
- (d) banking transactions;
- (e) business operating transactions;
- (f) insurance transactions;
- (g) estate transactions;
- (h) claims and litigation;
- (i) personal relationships and affairs;
- (j) benefits from military service;

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- (k) records, reports and statements;
- (l) retirement benefit transactions;
- (m) making gifts to my spouse, children and more remote descendants, and parents;
- (n) tax matters;
- (o) all other matters;
- (p) full and unqualified authority to my attorney-in-fact to delegate any or all of the foregoing powers to any person or persons whom my attorney-in-fact shall select;
- X D.E. (q) unlimited power and authority to cover all of the above situations (a) through (p)

If the attorney-in-fact named above is unable or unwilling to serve, I appoint Travis Smith  
 or SUB N Foster Copple Oregon  
 to be my attorney-in-fact for all purposes hereunder.

To induce any third party to rely upon this power of attorney, I agree that any third party receiving a signed copy of a true and correct copy of this power of attorney may rely upon such copy, and that revocation or termination of this power of attorney shall be ineffective as to such third party until actual notice or knowledge of such revocation or termination shall have been received by such third party. I, for myself and for my heirs, executors, legal representatives and assigns, agree to indemnify and hold harmless any such third party from any and all claims that may arise against such third party by reason of such third party having relied on the provisions of this power of attorney. This power of attorney shall not be effective in the event of my future disability or incapacity. This power of attorney may be revoked by me at any time and is automatically revoked upon my death. My attorney-in-fact shall not be compensated for his or her services, nor shall my attorney-in-fact be liable to me, my estate, heirs, successors, or assigns for acting or refraining from acting under this document, except for willful misconduct or gross negligence.

Dated: OCT 2, 2012

**Signature and Declaration of Principal**

I, Darleen M. Dillon, the principal, sign my name to this power of attorney this 02 day of October 2012 and, being first duly sworn, do declare to the undersigned authority that I sign and execute this instrument as my power of attorney and that I sign it willingly, or willingly direct another to sign for me, that I execute it as my free and voluntary act for the purposes expressed in the power of attorney and that I am eighteen years of age or older, of sound mind and under no constraint or undue influence.

Darleen Dillon  
 Signature of Principal

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**Witness Attestation**

I, AL D CAIN, the first witness, and I, Sylvia G CAIN, the second witness, sign my name to the foregoing power of attorney being first duly sworn and do declare to the undersigned authority that the principal signs and executes this instrument as his/her power of attorney and that he/she signs it willingly, or willingly directs another to sign for him/her, and that I, in the presence and hearing of the principal, sign this power of attorney as witness to the principal's signing and that to the best of my knowledge the principal

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**

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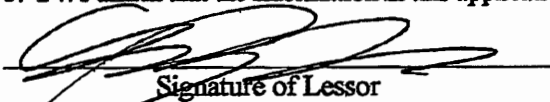
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83571	10/31/1900	1	15	S	15	E	17	NE SW	106		8.4	Irrig	34	IL-1545
83571	10/31/1900	1	15	S	15	E	17	NW SW	106		2.2	Irrig	34	IL-1545
83571	10/31/1900	1	15	S	15	E	17	SE SE	100		11.01	Irrig	34	IL-1464
83571	10/31/1900	1	15	S	15	E	17	SE SW	100		0.45	Irrig	34	IL-1545
83571	10/31/1900	1	15	S	15	E	17	SE SW	106		9.55	Irrig	34	IL-1545
83571	10/31/1900	1	15	S	15	E	17	SW SE	100		15.2	Irrig	34	IL-1545

**Any additional information about the right:**

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

  
Signature of Lessor

Date: 3/17/17

Printed name (and title): Gene Gramzow Business name, if applicable: 818 Powell Butte, LLC

Mailing Address (with state and zip): 21059 Avery Ln, Bend, OR 97702

Phone number (include area code): 970-946-4194 \*\*E-mail address: \_\_\_\_\_

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Instream Leasing Program**

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I, Steve Gramzow understand the DRC weed policy and have  
*Print Name*  
been informed about farm deferral and donations.

Signature:  Date: 3/17/17

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

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Leasing Exhibit C – updated 2016

MAR 30 2017

1

SALEM, OR

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HOME SALEM, OR

OREGON SECRETARY OF STATE  
**Corporation Division**



- business information center **business name search** oregon business guide
- referral list business registry/renewal forms/fees notary public
- uniform commercial code uniform commercial code search documents & data services

**Business Name Search**

[New Search](#)

[Printer Friendly](#)

**Business Entity Data**

03-30-2017  
09:23

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
166844-90	DLLC	ACT	OREGON	08-22-2003	08-22-2017	
<b>Entity Name</b> 818 POWELL BUTTE, LLC						
<b>Foreign Name</b>						

[New Search](#)

[Printer Friendly](#)

**Associated Names**

Type	PRINCIPAL PLACE OF BUSINESS					
<b>Addr 1</b>	19645 ROLLER COASTER COURT					
<b>Addr 2</b>						
<b>CSZ</b>	BEND	OR	97702	<b>Country</b>	UNITED STATES OF AMERICA	

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

Type	AGT REGISTERED AGENT	Start Date	08-22-2003	Resign Date
<b>Name</b>	ROBERT A SMEJKAL			
<b>Addr 1</b>	800 WILLAMETTE ST STE 800			
<b>Addr 2</b>				
<b>CSZ</b>	EUGENE	OR	97401	<b>Country</b> UNITED STATES OF AMERICA

Type	MAIL MAILING ADDRESS					
<b>Addr 1</b>	PO BOX 1758					
<b>Addr 2</b>						
<b>CSZ</b>	EUGENE	OR	97440	<b>Country</b>	UNITED STATES OF AMERICA	

Type	MEM MEMBER				Resign Date
<b>Name</b>	EUGENE	W	GRAMZOW		
<b>Addr 1</b>	19645 ROLLER COASTER COURT				
<b>Addr 2</b>					
<b>CSZ</b>	BEND	OR	97702	<b>Country</b>	UNITED STATES OF AMERICA

[New Search](#)

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**Name History**

Business Entity Name	Name	Name	Start Date	End Date
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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  
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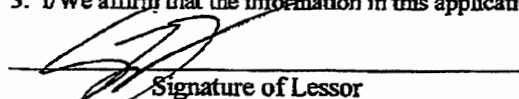
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3. I/We affirm that the information in this application is true and accurate.

  
Signature of Lessor

Date: 3/21/17

Printed name (and title): Sean Lakin Business name, if applicable: \_\_\_\_\_  
Mailing Address (with state and zip): 62575 Waugh Road, Bend, OR 97701  
Phone number (include area code): 541-610-6565 \*\*E-mail address: hl2bow@yahoo.com

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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, Sean Cokin Print Name understand the DRC weed policy and have been informed about farm deferral and donations.

Signature: \_\_\_\_\_ Date: 3/21/17

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

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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.

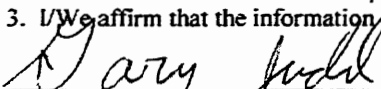
Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
83571	10/31/1900	I	17	S	13	E	20	SE	NW	200		2.50	Pond	46	IL-1377

**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: 12/28/2016

Printed name (and title): Gary Judd - Airport Manager Business name, if applicable: City of Bend (Bend Municipal Airport)

Mailing Address (with state and zip): PO Box 1458, BEnd, OR 97709

Phone number (include area code): (541) 389-0258 \*\*E-mail address: gjudd@bendoregon.gov

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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, Gary Judd understand the DRC weed policy and have  
*Print Name*  
been informed about farm deferral and donations.

Signature: Gary Judd Date: 12/28/2016

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

**Table 3**

<b>Instream Use created by the lease</b>		<b>River Basin:</b> <u>Deschutes</u>		<b>River/Stream Name:</b> <u>Deschutes River, tributary to Columbia River</u>		
<b>Proposed Instream Reach:</b> <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), Pond protected to Lake Billy Chinook</u>				<b>Or Proposed Instream Point:</b> <input type="checkbox"/> Instream use protected at the POD		
<b>OR</b> <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.)						
<b>Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2)</b> 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	Acres	Proposed Instream Period	Instream Rate (cfs)	Total instream volume (af)
10/31/1900	11	Irrig	<u>3.23</u>	Season 1 Rate / Total Maximum Volume	0.022	17.61
10/31/1900	11	Irrig	<u>3.23</u>	Season 2 Rate	0.030	
10/31/1900	11	Irrig	<u>3.23</u>	Season 3 Rate	0.055	
10/31/1900	1	Irrig	47.124	Season 1 Rate / Total Maximum Volume	0.324	256.85
10/31/1900	1	Irrig	47.124	Season 2 Rate	0.432	
10/31/1900	1	Irrig	47.124	Season 3 Rate	0.800	
10/31/1900	1	Pond	2.5	Season 1 Rate / Total Maximum Volume	0.017	13.63
10/31/1900	1	Pond	2.5	Season 2 Rate	0.023	
10/31/1900	1	Pond	2.5	Season 3 Rate	0.042	
<b>OR</b> <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 <b>Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:</b> 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.						
<b>Any additional information about the proposed instream use:</b> <u>As mitigation project (except the 2.5 pond Acres)</u>						

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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**

<b>Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4)</b>						<b>Water Right # 83571</b>	
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	Acres	Other Information (such as conditions/limitations on the right)	Rate (cfs)	Volume (af)	
10/31/1900	11	Irrig	3.23	Season 1 Rate / Total Volume	0.037	30.48	
10/31/1900	11	Irrig	3.23	Season 2 Rate	0.050		
10/31/1900	11	Irrig	3.23	Season 3 Rate	0.069		
12/02/1907	11	Irrig	3.23	Season 3 Rate	0.027		
10/31/1900	1	Irrig	47.124	Season 1 Rate / Total Volume	0.583	461.99	
10/31/1900	1	Irrig	47.124	Season 2 Rate	0.777		
10/31/1900	1	Irrig	47.124	Season 3 Rate	1.027		
12/02/1907	1	Irrig	47.124	Season 3 Rate	0.412		
10/31/1900	1	PM	2.5	Season 1 Rate / Total Volume	0.031	24.51	
10/31/1900	1	PM	2.5	Season 2 Rate	0.041		
10/31/1900	1	PM	2.5	Season 3 Rate	0.054		
12/02/1907	1	PM	2.5	Season 3 Rate	0.022		
Total af from storage, if applicable: _____ AF or <input checked="" type="checkbox"/> 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 #							

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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)

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)	0.000		
Season 2 Rate (CFS)	0.000		
Season 3 Rate (CFS)	0.000	0.000	0.000
Duty (AF)			0.00

Name AC  
Bulkeley 1.7  
Hale 1.53  
3.23

POD #11	October 31, 1900	December 2, 1907	Combined
Season 1 Rate (CFS)	0.037		
Season 2 Rate (CFS)	0.050		
Season 3 Rate (CFS)	0.069	0.027	0.096
Duty (AF)			30.48

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 28.

From POD #11 to Lake Billy Chinook	
Season 1 Rate (CFS)	0.022
Season 2 Rate (CFS)	0.030
Season 3 Rate (CFS)	0.055
Maximum Volume (AF)	17.61

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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)

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)	0.583		
Season 2 Rate (CFS)	0.777		
Season 3 Rate (CFS)	1.027	0.412	1.439
Duty (AF)			461.99

Name	Ac
81%	46.81
Lakin	0.314
	<u>47.124</u>

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

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)	0.324
Season 2 Rate (CFS)	0.432
Season 3 Rate (CFS)	0.800
Maximum Volume (AF)	256.85

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Revised: 3/10/2016

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)

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)	0.031		
Season 2 Rate (CFS)	0.041		
Season 3 Rate (CFS)	0.054	0.022	0.076
Duty (AF)			24.51

*Name Ac*

*Bend Airport 2.5*

2.5

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

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 Chinoak	
Season 1 Rate (CFS)	0.017
Season 2 Rate (CFS)	0.023
Season 3 Rate (CFS)	0.042
Maximum Volume (AF)	13.63

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**DESCHUTES COUNTY  
SEC.18 T15S R13E**

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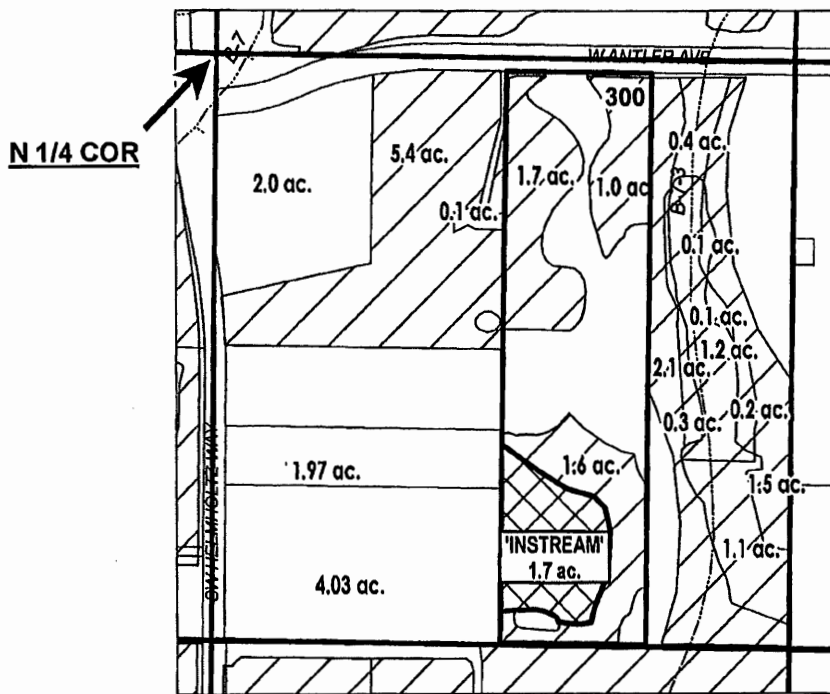
SCALE - 1" = 400'

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SALEM, OR

NW 1/4 OF THE NE 1/4



	EXISTING WATER RIGHTS
	INSTREAM LANDS
	PARCELS W/ WATER RIGHTS



**APPLICATION FOR 1 YEAR INSTREAM LEASE**

**NAME: BULKLEY, ROGER**

**TAXLOT #: 300**

**1.7 ACRES**

Date: 3/29/2017

# DESCHUTES COUNTY SEC.18 T15S R13E

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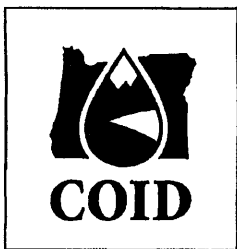
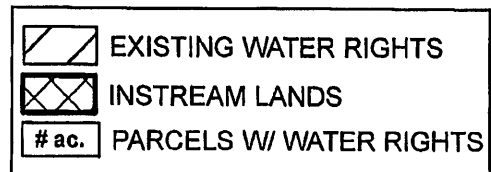
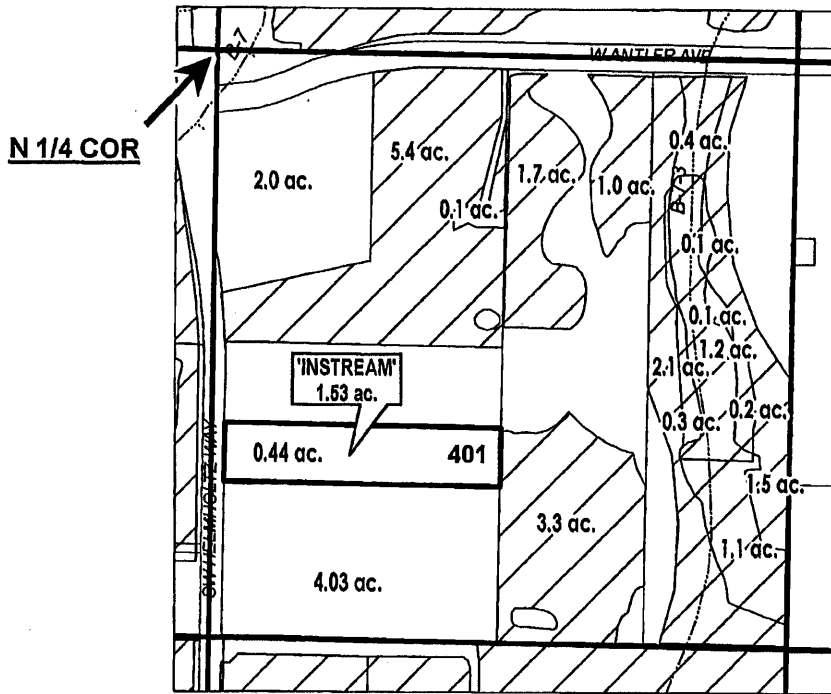
SCALE - 1" = 400'

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NW 1/4 OF THE NE 1/4

SALEM, OR



## APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: MARY L. HALE

TAXLOT #: 401

1.53 ACRES

Date: 3/30/2017

# CROOK COUNTY SEC.17 T15S R15E

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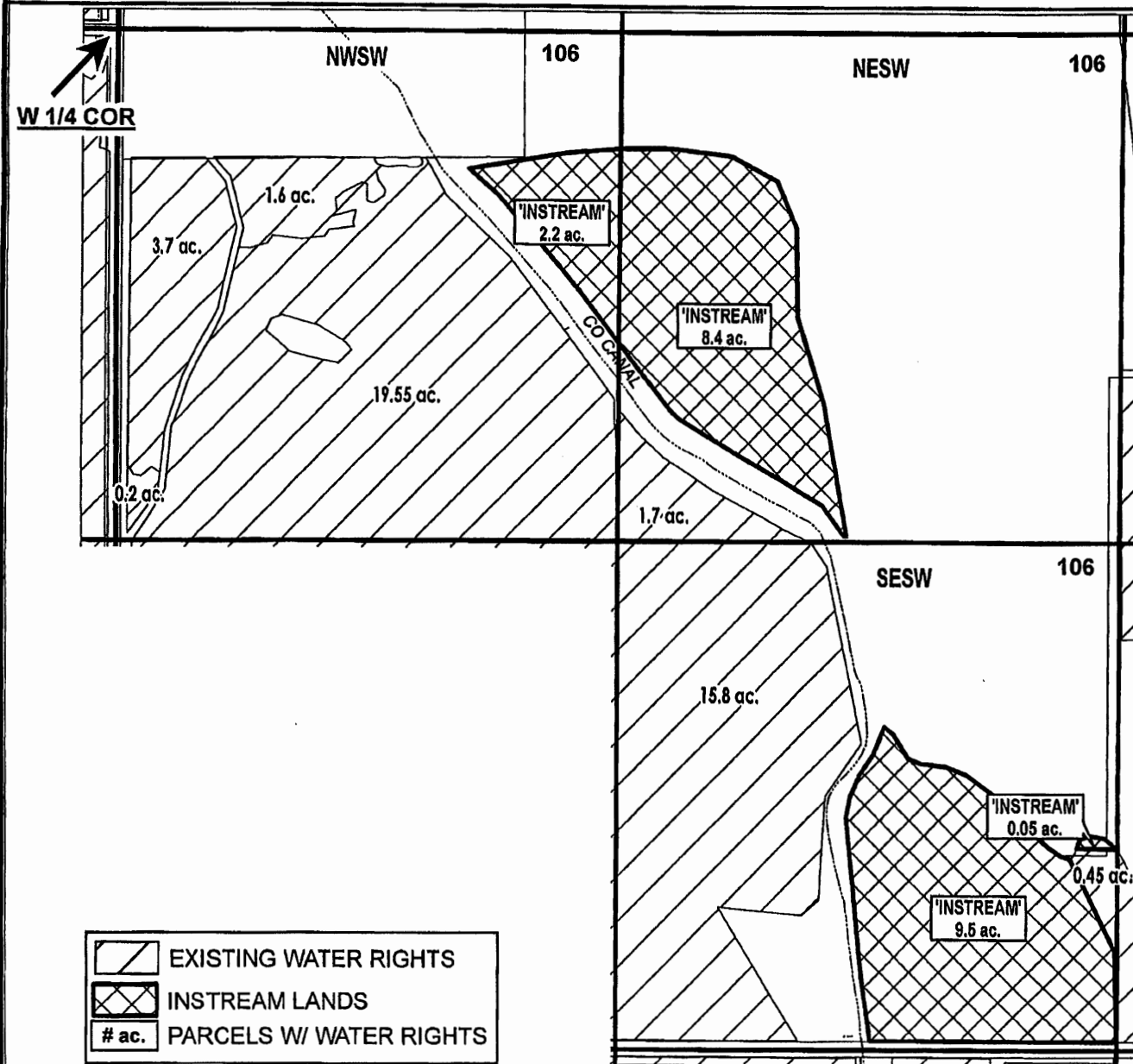
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SCALE - 1" = 400'

SALEM, OR



NW 1/4 OF THE SW 1/4; NE 1/4 OF THE SW 1/4; SE 1/4 OF THE SW 1/4



## APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: 818 POWELL BUTTE

TAXLOT #: 106

20.15 ACRES

Date: 3/16/2017

**CROOK COUNTY  
SEC.17 T15S R15E**

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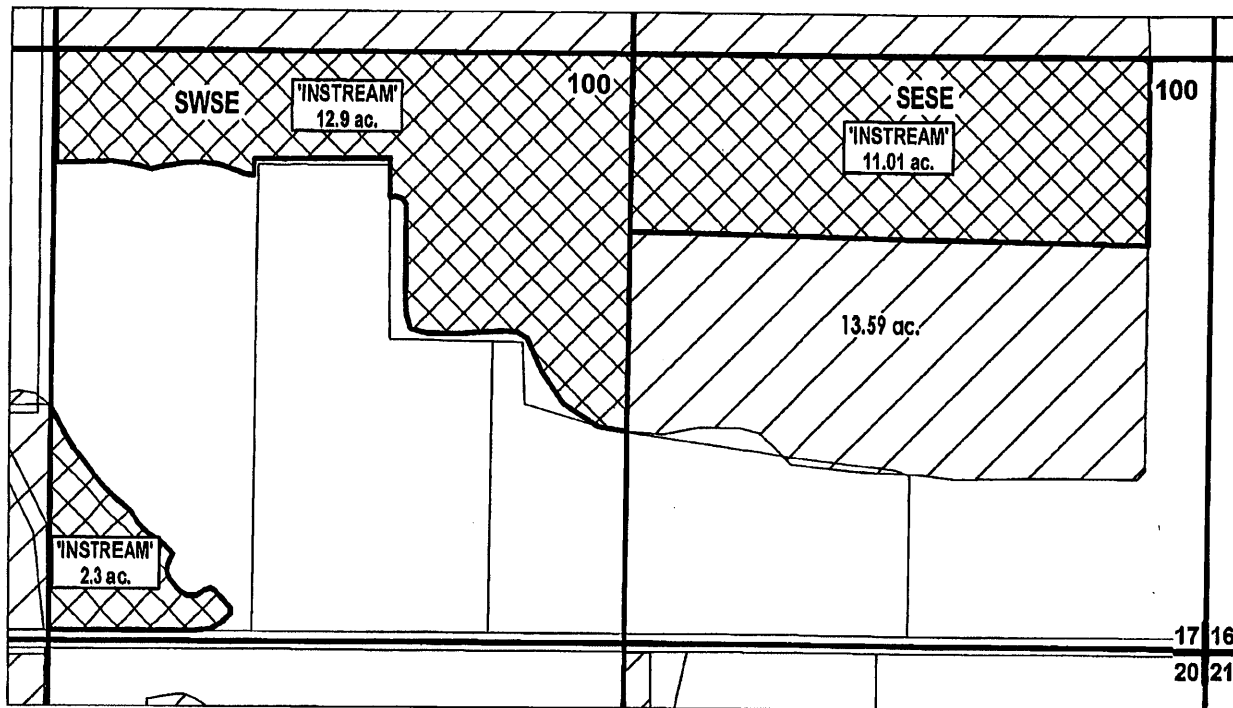
SCALE - 1" = 400'

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SALEM, OR

SW 1/4 OF THE SE 1/4; SE 1/4 OF THE SE 1/4



	EXISTING WATER RIGHTS
	INSTREAM LANDS
	PARCELS W/ WATER RIGHTS



**APPLICATION FOR 1 YEAR INSTREAM LEASE**

NAME: 818 POWELL BUTTE

TAXLOT #: 100

26.21 ACRES

Date: 3/16/2017



**CROOK COUNTY  
SEC.17 T15S R15E**

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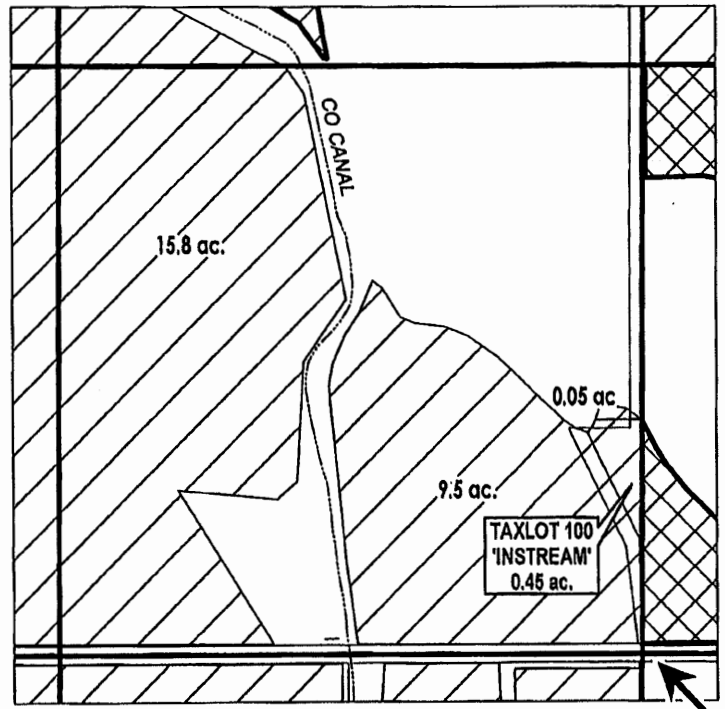
SCALE - 1" = 400'

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SALEM, OR

SE 1/4 OF THE SW 1/4



**S 1/4 COR**

	EXISTING WATER RIGHTS
	INSTREAM LANDS
<b># ac.</b>	PARCELS W/ WATER RIGHTS



**APPLICATION FOR 1 YEAR INSTREAM LEASE**

**NAME: 818 POWELL BUTTE**

**TAXLOT #: 100**

**0.45 ACRES**

Date: 3/16/2017

**DESCHUTES COUNTY  
SEC.28 T17S R13E**

SCALE - 1" = 400'

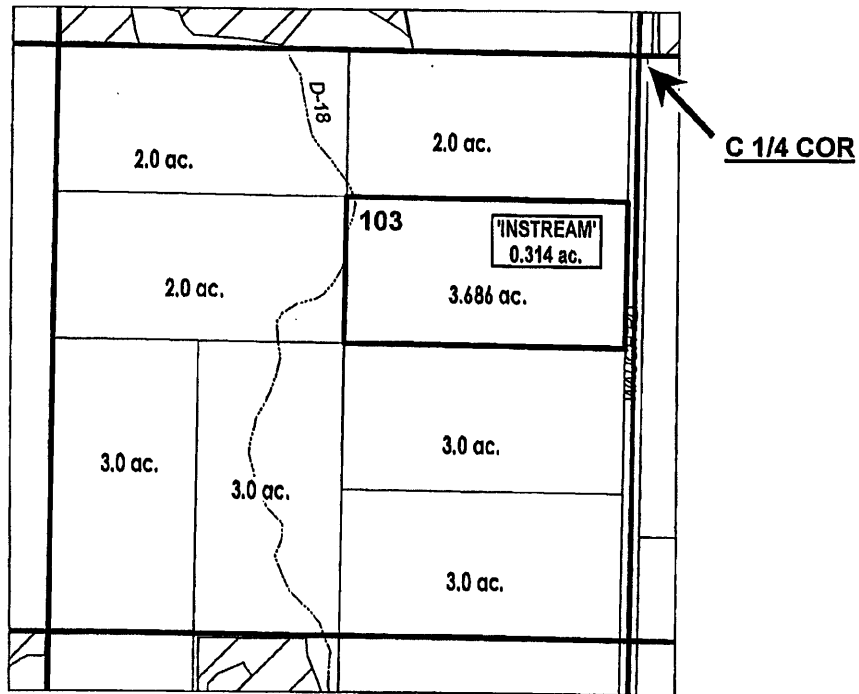





NE 1/4 OF THE SW 1/4

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SALEM, OR



	EXISTING WATER RIGHTS
	INSTREAM LANDS
	PARCELS W/ WATER RIGHTS



**APPLICATION FOR 1 YEAR INSTREAM LEASE**

NAME: SEAN LAKIN

TAXLOT #: 103

0.314 ACRES

Date: 3/22/2017

**DESCHUTES COUNTY  
SEC.20 T17S R13E**

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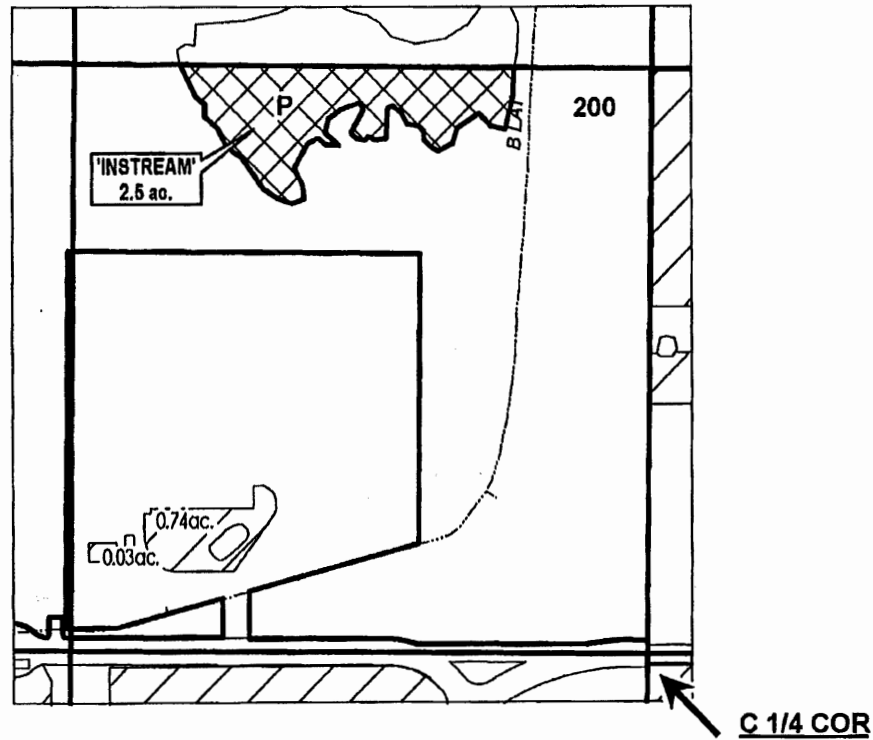
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


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SALEM, OR

SE 1/4 OF THE NW 1/4



-  EXISTING WATER RIGHTS
-  INSTREAM POND
-  POND



**APPLICATION FOR 3 YEAR INSTREAM LEASE**

**NAME: BEND MUNICIPAL AIRPORT**

**TAXLOT #: 200**

**2.5 ACRES POND**

DATE: 1/12/2017

FILE: I:\TRANSFER\INSTREAM\INSTRM171 YR171320\_SENW

**Central Oregon Irrigation District  
IL-2017-24  
Water Right Changes for Instream Maps**

<b>TRS</b>	<b>QQ</b>	<b>AC</b>	<b>OWRD #</b>
151318	NWNE	1.73 ac OFF	T-9836
151318	NWNE	0.27 ac OFF	T-9836
151517	SWSE	0.05 ac OFF	T-10291

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