



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

# Instream Lease Renewal Application

Complete the questions below and include any required attachments Fill in or check boxes as indicated. (N/A= Not Applicable)	Instream Lease <u>IL-</u> _____ Renewal Fee included <input type="checkbox"/>
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The undersigned hereby request Instream Lease Number IL-1397 be renewed.

Fees:  \$130.00 for an instream lease renewal application  
 Check enclosed or  Fee Charged to customer account \_\_\_\_\_ (Account name)

<b>Term of the Lease:</b> The lease is requested to begin in month <u>April</u> year <u>2019</u> and end month <u>Sept.</u> year <u>2023</u>	
<b>Validity of the Right(s)</b> (check the appropriate box): <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream. <input type="checkbox"/> If the water right(s) have not been used for the last five years, right(s). Documentation describing why the water right(s) is not subject to forfeiture is provided. ORS 540.610(2).	<b>Termination provision (for multiyear leases):</b> <b>The parties to the lease request:</b> <input checked="" type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)

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

**The undersigned declare:**

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

Jesse Rhinehart  
Signature of Lessor

Date: 6/18/2018

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

Jesse L. Rhinehart  
P.O. Box 469  
Long Creek, OR 97856  
(541) 421-3773  
LC97856@yahoo.com

Melissa Rhinehart  
Signature of Lessor

Date: 6/18/18

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

Melissa A. Rhinehart  
P.O. Box 469  
Long Creek, OR 97856  
(541) 620-1036  
LC97856@yahoo.com

See next page for additional signatures.

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\_\_\_\_\_  
 Signature of Co-Lessor Date: \_\_\_\_\_  
 Printed name (and title): \_\_\_\_\_  
 District/organization name: \_\_\_\_\_  
 Mailing Address (with state and zip): \_\_\_\_\_  
 Phone number (include area code): \_\_\_\_\_ \*\*E-mail address: \_\_\_\_\_

\_\_\_\_\_  
 Signature of Co-Lessor Date: \_\_\_\_\_  
 Printed name (and title): \_\_\_\_\_  
 Business/organization name: \_\_\_\_\_  
 Mailing Address (with state and zip): \_\_\_\_\_  
 Phone number (include area code): \_\_\_\_\_ \*\*E-mail address: \_\_\_\_\_

\_\_\_\_\_  
 Signature of Lessee Date: \_\_\_\_\_  
 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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COPY

**After recording return to: (Name, Address, Zip)**

Jesse L. Rhinehart and Melissa A. Rhinehart  
PO Box 469, Long Creek, OR 97856

**Until requested otherwise, send all tax statements to:**  
Same As Above

**GRANTOR:**

Leon Jay Ball  
PO Box 215, Long Creek, OR 97856

**GRANTEE:**

Jesse L. Rhinehart and Melissa A. Rhinehart  
PO Box 469, Long Creek, OR 97856

ORDER NO: 25375  
TAX ACCOUNT NO. Ref. 39406

I, BRENDA J. PERCY, COUNTY  
CLERK FOR GRANT COUNTY, OR  
CERTIFY THAT THE INSTRUMENT  
IDENTIFIED HEREIN WAS  
RECORDED IN THE COUNTY  
CLERK'S RECORDS.

BRENDA J PERCY, GRANT COUNTY  
CLERK

DOC#: 20170152

PG: 3 \$53.50

1/27/2017 03:23 PM

*Brenda J. Perczy*

Space Above Reserved for Recorder's Use

**STATUTORY WARRANTY DEED**

(Individual Grantor)

Leon Jay Ball, Grantor, conveys and warrants to Jesse L. Rhinehart and Melissa A. Rhinehart, Grantee, the following described real property free of encumbrances, except as specifically set forth herein, situated in Grant County, State of Oregon, to wit:

See Legal Description attached hereto as Exhibit "A"

Subject to and excepting: Covenants, Conditions, Restrictions and Easements of record.

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

The true and actual consideration for this conveyance is \$190,000.00. (Here, comply with the requirements of ORS 93.030.)

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Dated this 26th day of January, 2017

Leon Jay Ball  
Leon Jay Ball

State of Oregon

ss.

County of Grant

The foregoing instrument was acknowledged before me this 26th day of January, 2017 by Leon Jay Ball.

Before me: Sandra Marie Gilson  
Notary Public for Oregon  
My commission expires: June 09, 2018



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**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

Land in the Town of Long Creek, Grant County, Oregon, as follows:

Township 10 South, Range 30 East of the Willamette Meridian, Grant County, Oregon:

Section 9: A tract of land in the SE1/4 of said Section 9, described as follows:

Beginning at the Southwest corner of Block 19 in what is known as Joseph W. Keeney's Townsite of Long Creek, as shown by the plat thereof on file and of record in the office of the county clerk of said County and State in Book "G" of Deeds, at page 519; thence East, along the South boundary of said Block 19 and the South boundary of Eagle Street, 514 feet, more or less, to the Northeast corner of the Willard Gilman, etux, tract as described in a Deed recorded August 21, 1992, as Inst No. 921649, and also being the Southwest corner of Block 18 of the aforesaid Joseph W. Keeney's Townsite of Long Creek, THE TRUE POINT OF BEGINNING of the tract hereinafter described: Thence South, following Gilman's East boundary, 428 feet, (record 430 feet), more or less, to the Southeast corner thereof; thence West, following Gilman's South boundary, 297 feet to a point on said South line; thence, leaving Gilman's South line, North 431 feet, more or less, to a point on Gilman's North boundary, 301 feet West of the point of beginning; thence East, following the North line of the Gilman Tract, and the South line of the aforesaid Block 19 of Joseph W. Keeney's Townsite of Long Creek and the South line of Eagle Street, 301 feet, to the TRUE POINT OF BEGINNING.

Together With:

Land in the Town of Long Creek, Grant County, Oregon:

T10S, R30E, W.M.

Section 9: A parcel of land in the SE1/4.

Being a portion of that certain property described in Deed Instrument No. 20132088, deeds of Grant County, Oregon, described as follows:

Beginning at a 5/8" iron pin at the SW corner of Block 18 of Keeney's Addition to the Town of Long Creek; Thence N89°56'37"W, along the south boundary of Keeney's Addition, 301.00 feet to a 5/8" iron pin and the TRUE POINT OF BEGINNING;  
Thence S00°31'57"E, 429.37 feet;  
Thence West, 47.34 feet;  
Thence N05°45'47"E, 431.74 feet to the point of beginning.

Except that portion conveyed to Sharon Livingston, Trustee of the Sharon Livingston Family Trust Dated October 6, 1992, by Deed recorded December 2, 2015, Document No. 20152578.  
(Tax Acct. 17-1 10-30-9DA TL4201; Ref. 39406)

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