



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- 980</u> Renewal Fee included <input type="checkbox"/>
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The undersigned hereby request Instream Lease Number IL-980 be renewed.

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

Term of the Lease: The lease is requested to begin in month <u>April</u> year <u>2021</u> and end month <u>October</u> year <u>2025</u>	
Validity of the Right(s) (check the appropriate box): <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream. <input type="checkbox"/> If the water right(s) have not been used for the last five years, right(s). Documentation describing why the water right(s) is not subject to forfeiture is provided. ORS 540.610(2).	Termination provision (for multiyear leases): The parties to the lease request: <input checked="" type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision)

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

The undersigned declare:

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



Sasha Subia For Don Horton

Date: 04/13/2021

Signature of Lessor

Printed name (and title): Don Horton, ED Business name, if applicable: Bend Parks and Rec Dist

Mailing Address (with state and zip): 799 SW Columbia Street, Bend, OR 97702

Phone number (include area code): 541-389-7275 **E-mail address: sasha@bendparksandrec.com

Justin S@bendparksandrec.org

Date: _____

Signature of Lessor

Received by OWRD

Printed name (and title): _____ Business name, if applicable: _____

Mailing Address (with state and zip): _____

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

See next page for additional signatures.

APR 22 2021

Salem, OR

TACS

Kathy Ferguson
Signature of Co-Lessor

Date: 4-14-21

Printed name (and title): Kathy Ferguson, Office Manager
District/organization name: Swalley Irrigation District
Mailing Address (with state and zip): 64672 Cook Ave., Ste 1, Bend, OR 97703
Phone number (include area code): 541-388-0658 **E-mail address: kathy@swalley.com

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

Genevieve Hubert
Signature of Lessee
Date: 4/14/2021

Printed name (and title): Genevieve Hubert, Program Manager
Business/organization name: Deschutes River Conservancy
Mailing Address (with state and zip): 700 NW Hill Street, Ste #1, Bend, OR 97703
Phone number (include area code): 541-382-4077 **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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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: Leases of less than 5 acres, leases with public entities, leases submitted after the due date agreed upon by the District and the DRC and posted by the District, and leases with verified weed complaints are not paid a per acre or per acre-foot rate by the DRC.



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

Received by OWRD

APR 22 2021



Signature: Sasha Sulia Date: 04/13/2021

Salem, OR

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