Application for Instream Lease

Part 1 of 4 - Minimum Requirements Checklist



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900 www.oregon.gov/OWRD

Complete Part 1 through 4 and include the required attachments Fill in or check boxes as indicated. (N/A= Not Applicable)

OWRD #	<u> 12-1890</u>
Fee-	

	Pursuant to UKS 537.348(2) and UAK	690-077
Check all items	included with this application. (N/A = Not Applica	able)
∑ Yes	Part 1 – Completed Minimum Requirements Ch	ecklist and Application Fee
	Fees \$610.00 for a lease involving four or more landowners or four or more water rights	
,	☐ Check enclosed <u>or</u>☐ Fee Charged to customer account (account	count name)
		RECEIVED
∑ Yes	Part 2 – Completed Instream Lease Application	Map Checklist. NOV 2 2 2021
∑ Yes	Part 3 – Completed Water Right and Instream L Include a separate Part 3 for each wat	Ise Information
∑ Yes	Part 4 – Completed Instream Lease Provisions a	nd Signatures
⊠ Yes	How many water rights are leased? 3 List then Include a separate Part 3 for each wat	
Yes N/A	Other Water Rights, if any, appurtenant to the application and not proposed to be leased instructed List those other water rights here: Certificates municipal use so "layering" does not apply.	eam?
☐ Yes ⊠ No	Conservation Reserve Enhancement Program (Conservation Program Program (Conservation Program Program (Conservation Program Program Program Program Program (Conservation Program	
Attachments:		
	Map: Instream Lease map requirements (see Par	, ,
∐Yes ⊠ N/A	Tax Lot Map: If a portion of the water right <i>not i</i> lands owned by others, a tax lot map must be income that the tax lot map should clearly show the property	cluded with the lease application.
⊠Yes ☐ N/A	Supporting documentation describing why a right subject to forfeiture even though the right has no consecutive years. This information only needs to been checked to identify that the water right has and is not subject to forfeiture (See Part 4 of 4).	ot been exercised for five or more to be provided if the checkbox has s not been used in the last five years
☐Yes ⊠ N/A	 If the Lessor (water right holder) is not the deeded land. A notarized statement from the landowner constructed deed; or. A water right conveyance agreement and a landowner at the time the water right was on. 	copy of the recorded deed for the

• Other documentation which provides authority to pursue the lease absent consent of the landowner.

<u>Certificates 93716, 93717, and 93718 are for municipal purposes within the City of Cottage Grove (See Attachment A).</u>

RECEIVED
NOV 2 2 2021

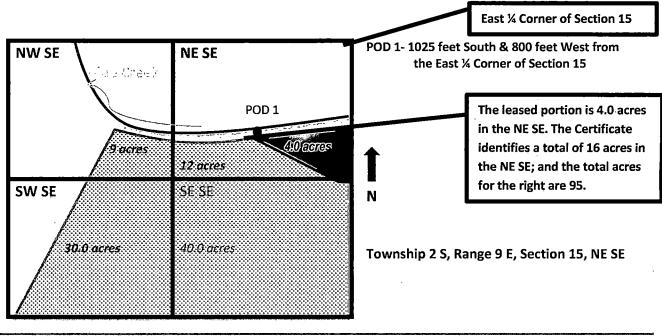
A Map is generally required for each water right not leased in its entirety

The application map (if required) should include all the items listed below and match the existing water right(s) of record. Check all boxes that apply.

This should be a simple map. (See example below). A copy of a final proof survey map with the portion to be leased shaded or hachured in will also suffice.

 \bowtie N/A A map is required for each water right not leased in its entirety. More than one QQ and property may be included on each map. A map is not required, if leasing the entire right or if the right to be leased is for municipal or quasi-municipal water use. The map should be of sufficient quality to be reproducible. Please do not use highlighters to mark items on the map as highlighters do not always copy. A North arrow and map scale (no smaller than 1'' = 1320'). Township, Range, Section, quarter quarter (QQ), and a clearly labeled survey corner. For irrigation or other similar use, the number of acres to be leased in each quarterquarter clearly labeled and hatchured to differentiate between the acres being leased and any remaining. If the place of use is broken down by more than one priority date, or source stream, and/or point of diversion you must identify each with separate hachuring and clearly label. If available, identify the existing point(s) of diversion.

EXAMPLE MAP (the darker shaded portion representing the portion leased instream)



RECEIVED

NOV 22 2021

Use a separa	ate Part 3	for each w	vater right to	be	leased instream

Water right # 93716

Ta	h	þ	1

Water Right I	nformat	tion: Prov	∕ide a	descr	iption o	of the orig	ginating	water ri	ght to be	e leased. Also include
										r right has multiple
								·		number. If not
•	•	•	-			• •				eadsheet (matching
Table 1). Plea	-							,		, , , , , , , , , , , , , , , , , , ,
If only least			e right	<u> </u>		irety - If the least of the second	ne entire	water ri	ght is to k	pe leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
6-10-10-00					W. 9 . 1 . 11 . 1 . 1 . 1 . 1	EXAMPLE				
12/2/1901	3	2-S	″9-E	15	NE SE	100	47	4.0	SAR AN	L-1100
		-	-		-					
		-	-		-		·			DECENTED
		-	-	,	1					
		1	-		-				·	NOV 2 2 2021
		-	-		-					
						Total A	cres: _			OWRD

Table 2

To illustrate the totals for the water right proposed to be leased instream 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 additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
Total af from stor	age, if appli	cable:	AF or			
Any additional inf	formation a	bout the	right:			

Table 3

Point of Diversion (POD) description: 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(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

	POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
							313.91 feet South and 3277.04 feet East from the NW Corner of
L		21-S	1-E	31	NW-NE		Section 31
		_	-		-		

brack Please check this box if you don't know the location of the POD(s) and want the Department to identify t	:he
location of the POD(s) for the purpose of the instream lease.	

Instream Use Information

Table 4

v			nstream	Use Created by t	he L	ease	
River/ Stream I	Name: <u>La</u>			utary to Row Rive		River Basin:	Willamette
Instream Portio	n: Use Ta	ble 4 to	illustrate	e the instream rat	e, vo	olume and instream	period by
priority date, Po	DD (if mo	re than c	ne), Use	e (if more than on	e), ar	nd acreage as appr	opriate
considering the	right to b	e leased	l.				
If not enough ro	oom belo	w, you m	nav add a	additional rows (s	ee in	structions) or attac	ch a spreadsheet
-			•	Please clearly lab			•
			····	Proposed Instrea	m	Total instream	Total instream
Priority date	POD#	Use	Acres	Period		rate (cfs)	volume (af)
6/12/1909		MU	N/A	Year-Round		2.67	
Note: If not cert	tain of the	a instroa	m rato s	volume and/or ins	troa	m period, see the i	nstructions
						eam rate and volui	
						, as described in Ta	· ·
-			•	•	_	am period may be	
		_	_	zed period of allo		•	no longer than
						d rate, volume and	instream period
						ppropriate instrear	
				being leased and			,
				Instream Reach			
Proposed Instre	eam Reac	h:			Or I	Proposed Instream	Point:
A reach typi	cally begi	ns at the	point of	diversion (POD)		Instream use prote	ected at the POD
and ends at the	e mouth	of the so	ource str	eam: From the			
POD to							
OR Please o	heck this	box if vo	ou are no	ot sure of the prop	oseo	d reach and want w	ater to be
						is identified or the	
						lease may be proc	
protected at the		,			,	rease may be proc	
<u>.</u>	·		Additio	nal Instream Info	rmat	ion	
——————————————————————————————————————	C = d': '						
limitations: list			id eniarg	gement or injury t	to ot	her water rights, if	any, or other
		_					
Note: The Depa	rtment m	ay ident	ity addit	ional conditions to	o pre	vent injury and/or	enlargement.
Any additional in	formation	about th	ne propo	sed instream use:		_	

RECEIVED

NOV 2 2 2021

Water Right Information

Water right # <u>93717</u>

Ta	h	e	1

If only comple				the righ	t -	1	t irety - If t le 3.	he entire	water rig	tht is to	be leased,	skip to
Priority Da	ite I	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous	Lease # (if any)
12/2/1901	i j	3 .	2-S	*:- '9-E ₹	15	· NE SE	EXAMPLE 100	47	4.0	ir.	THE PERSON NAMED OF PERSONS ASSESSED.	L-1100 →
			-	-		-						(T)
						-					REC	EIVED
						-			-		NOV S	2 2021
			<u>-</u>			-						
	<u> </u>						Total A	cres: _			Of	WRD
ble 2												
Total rat	* *	volun	ne by p	riority d	late, P	POD, use	e and acr	eage as	appropri	ate co	_	-
Total rat leased. I spreadsl	If not (heet (I e-feet)	volum enougl matchi	ne by p n room ing Tab	oriority d below, ole 2). Pl	late, P you n	POD, use may add clearly la	e and acre	eage as al rows attachm rmation (appropri (see inst ents. (cf	ate co ruction s = cub	nsidering thas) or attac	h second and Total
Total rat leased. I spreadsl af = acre	If not (heet (I e-feet)	volum enough matchi	ne by p n room ing Tab	oriority d below, ole 2). Pl	late, P you n ease o	POD, use may add clearly la	e and acre l addition abel any Other Info	eage as al rows attachm rmation (appropri (see inst ents. (cf	ate co ruction s = cub	nsidering thas) or attachic feet per	h second and Total
Total rat leased. I spreadsl af = acre Priority	If not on the heet (In particular) Date	volum enougl matchi	ne by p n room ing Tab	oriority d n below, ple 2). Pl	Jate, P you n ease o Total Acres	POD, use may add clearly la	e and acre l addition abel any Other Info ditions/lim	eage as al rows attachm rmation (appropri (see inst ents. (cf	ate co ruction s = cub	nsidering thas) or attachic feet per	h second and Total
Total rat leased. I spreadsl af = acre Priority Total af fr	If not on the feet (In the feet) Date To more stornstoness.	volumenoughmatchi	ne by p n room ing Tab D#	use	you n ease o Total Acres	POD, use may add clearly la cone	e and acre l addition abel any Other Info ditions/lim	eage as al rows attachm rmation (appropri (see inst ents. (cf	ate co ruction s = cub	nsidering thas) or attachic feet per	second and
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit	If not on the feet (In the feet) Date To more stornstones	volumenoughmatchi	ne by p n room ing Tab D#	use	you n ease o Total Acres	POD, use may add clearly la cone	e and acre l addition abel any Other Info ditions/lim	eage as al rows attachm rmation (appropri (see inst ents. (cf	ate co ruction s = cub	nsidering thas) or attachic feet per	h second and Total
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3 Point of than one describe	Diverse POD	POI	ne by pon room ing Tab	Use ble: certification below, ple 2). Ple 2). Ple 2. Ple 2. Ple 2. Ple 2. Ple 2. Ple 2. Ple 3. Ple 4. Ple	Total Acres AF on: If ate, thow, yo	cond clearly la cond r N/A	e and acrel addition abel any Other Infoditions/lim D is not despecific Industrial	eage as al rows attachm rmation (itations cooperations cooperations cooperations) is considered.	appropri (see inst ents. (cf such as on the righ d on the nvolved i ws (see i	ate co ruction s = cub t) certific in the	nsidering that ns) or attac pic feet per Total Rate (cfs)	h second and Total Volume (a ere is more be
Total rat leased. I spreadsh af = acre Priority Total af fr Any addit able 3 Point of than one describe spreadsh	Diverse POD	POI	application about the truth of truth of the truth of truth of the truth of truth of the truth of truth of the truth of truth of the truth of truth of the truth of truth of truth of truth of truth of truth of truth	Use ble: escriptice certification below, ple 2). Ple	Total Acres AF or ht:	condition the POI nen the pu may a clearly lack.	e and acre l addition abel any Other Info ditions/lim D is not d specific I add addit abel any a	escribed POD(s) in ional row tances, lat	appropri (see inst ents. (cf such as on the righ d on the nvolved i ws (see i ents.	ate co ruction s = cub t) certific n the nstruc	nsidering that it is not a larger that is not a larger than it is	h second and Total Volume (at ere is more be tach
Total rat leased. I spreadsh af = acre Priority Total af fr Any addit able 3 Point of than one describe	Diverse POD	POI	ne by pon room ing Tab	Use ble: certification below, ple 2). Ple 2). Ple 2. Ple 2. Ple 2. Ple 2. Ple 2. Ple 2. Ple 3. Ple 4. Ple	Total Acres AF or ht:	condition the POI nen the pu may a clearly lack.	e and acre l addition abel any Other Info ditions/lim D is not d specific I add addit abel any	escribed POD(s) in ional row tances, lat	appropri (see inst ents. (cf such as on the righ d on the nvolved i ws (see i ents.	ate co ruction s = cub t) certific n the nstruc	nsidering that one of the control of	h second an Total Volume ere is mon be tach

Instream Use Information

Table 4

Instream Use Created by the Lease								
River/ Stream Name: <u>Dinner Creek</u> , tributary to <u>Laying Creek</u> River Basin: <u>Willamette</u>								
Instream Portio	n: Use Ta	ble 4 to	illustrat	e the instream rat	e, volum	e and instrean	n period by	
priority date, PC	DD (if mo	re than c	ne), Use	e (if more than one	e), and a	creage as appr	opriate	
considering the	considering the right to be leased.							
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet								
(matching the below portion of Table 4). Please clearly label any attachments.								
				Proposed Instrea	m T	otal instream	Total instream	
Priority date	POD#	Use	Acres	Period		rate (cfs)	volume (af)	
4/28/1925		MU	N/A	Year-Round		4.0		
Note: If not cert	ain of the	instras	m rate v	volume and/or ins	tream n	eriod see the i	netructions	
				or assistance. The	-			
•				e allowed by the			• •	
			-	t. The proposed in	_		•	
		_	•	zed period of allo	•	•	no longer than	
·				ot sure of the prop			instream period	
				nent will identify t				
				being leased and			,	
				Instream Reach				
Proposed Instre	am Reac	h:			Or Prop	osed Instream	Point:	
A reach typic	cally begi	ns at the	point of	f diversion (POD)	🛛 Inst	ream use prot	ected at the POD	
			-	ream: From the				
POD to								
OR Please c	heck this	box if yo	ou are no	ot sure of the prop	osed rea	ach and want w	vater to be	
		-		• •			e above box is not	
-				on the certificate				
protected at the		•			•	, ,		
		-	Additio	nal Instream Info	rmation			
	^							
Yes N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here								
Note: The Depa	rtment m	ay ident	ify addit	ional conditions to	o preven	t injury and/or	enlargement.	
Any additional in	Any additional information about the proposed instream use:							

RECEIVED

NOV 2 2 2021

Water Right Information

Water right # <u>93718</u>

Ta	b	ما	1
1 a			

Table 1). If only			<u>.</u>	f the rigi			tirety - If t	ne entire	water ri	ght is to	be leased, s	skip to
comple	ete Tab	le 1 as	indica	ted		Tab	le 3.					
Priority Da	ate l	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous I	Lease # (if any)
12/2/1901	MAX (III	3 1					EXAMPLE 100	47	4.0	ir `	11 (C) (B)	
12,2,2,0	**************************************	- 1 - N - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1		245-14 [N. 47 14 2		-	1	1		Carried III Course)	
				-		-					REC	EIVED
			-			-	· 				- vov	2 2 2021
			<u> </u>	-		-					110 1	
							Total A	cres: _			VO	WRD
ble 2												
ble 2		To illu	strate	the to	als fo	r the wa	ater right	propos	ed to be	leased	instream	
	te and										-	ne right to b
Total rat		volum	e by p	oriority	late, F	POD, use	e and acr	eage as	appropr	ate con	-	-
Total rat leased. I	If not e	volum enough	e by p	oriority n below	date, f you r	OD, use	e and acre l addition	eage as al rows	appropr (see inst	ate con	sidering th	h į
leased. I	If not o heet (i	volum enough matchi	e by p	oriority n below	date, f you r	OD, use	e and acre l addition	eage as al rows	appropr (see inst	ate con	sidering th	h 🔭
Total rat leased. I spreadsl	If not o heet (i	volum enough matchi	e by p	oriority n below	date, f you r	OD, use	e and acre l addition	eage as al rows attachm	appropr (see inst ents. (cf	ate con	sidering th	h ;
Total rat leased. I spreadsl	If not 6 heet (1 e-feet)	volum enough matchi	e by p roon ng Tal	oriority n below	date, f you r lease	POD, uso may add clearly I	e and acre l addition abel any	eage as al rows attachm	appropri (see instinents, (cf	ate con ructions s = cubi	sidering th s) or attacl c feet per	second and
Total rat leased. I spreadsl af = acre	If not 6 heet (1 e-feet)	volum enough matchi	e by p roon ng Tal	priority on below ble 2). P	date, f you r lease Total	POD, uso may add clearly I	e and acre addition abel any	eage as al rows attachm	appropri (see instinents, (cf	ate con ructions s = cubi	sidering the sidering the side of the side	h second and Total
Total rat leased. I spreadsl af = acre Priority	If not 6 heet (1 e-feet) Date	volum enough matchi POI	ne by property for the by	oriority on below ble 2). P	date, F you r lease Total Acres	POD, uso may add clearly I	e and acro l addition abel any Other Info ditions/lim	eage as al rows attachm	appropri (see instinents, (cf	ate con ructions s = cubi	sidering the sidering the side of the side	h second and Total
Total rat leased. I spreadsl af = acre Priority Total af fr	If not 6 heet (I e-feet) Date	volumenough matchi	e by proon	oriority on below ble 2). P Use	Jate, For the second se	POD, uso nay add clearly I	e and acro l addition abel any Other Info ditions/lim	eage as al rows attachm	appropri (see instinents, (cf	ate con ructions s = cubi	sidering the sidering the side of the side	h second and Total
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit	If not 6 heet (I e-feet) Date	volumenough matchi	e by proon	oriority on below ble 2). P Use	Jate, For the second se	POD, uso nay add clearly I	e and acro l addition abel any Other Info ditions/lim	eage as al rows attachm	appropri (see instinents, (cf	ate con ructions s = cubi	sidering the sidering the side of the side	h second and Total
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3	If not e heet (i e-feet) Date rom sto	POD prage, if	e by proon	Use able:	Total Acres AF oght:	con N/A	e and acro l addition abel any Other Info ditions/lim	eage as al rows attachm rmation (itations o	appropr (see inst ents. (cf (such as on the righ	ate con ructions s = cubi	sidering the sidering the side of the side	h second and Total Volume (a
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3	If not on heet (in heet) Date Tom stotional in heet	POD Prage, if	o #	Use Ble 2). P Use But the right	Total Acres AF oght:	con N/A	e and acre l addition abel any Other Info ditions/lim	eage as al rows attachm rmation (itations constitutions co	appropr (see inst ents. (cf (such as on the righ	ate con ruction: s = cubi	sidering the sidering the sidering the side side side side side side side sid	n second and Total Volume (a
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3 Point of than one describe	If not e heet (i e-feet) Date Diverse POD ed. If n	POD Prage, if Information	on the ugh ro	Use Dut the right ecertific com bel	Total Acres AF on: If ate, tlow, you	con the PO nen the pu may a	e and acre l'addition abel any Other Info ditions/lim D is not d specific i add addit	eage as al rows attachm rmation (itations cooperations cooperations cooperations) in the cooperation of the cooperation (itations cooperations) in the cooperation (itations cooperations) in the cooperation (itations cooperations) in the cooperation (itations) in the cooperati	approprion (see instance) (such as on the right on the nvolved ws (see instance)	ate con ructions s = cubi	sidering the sidering the side of the side	n second and Total Volume (a
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3 Point of than one describe	If not e heet (i e-feet) Date Diverse POD ed. If n	POD Prage, if Information	on the ugh ro	Use Dut the right ecertific com bel	Total Acres AF o on: If ate, tl ow, you	con the PO nen the pu may a	e and acre l addition abel any Other Info ditions/lim D is not d specific i add addit abel any	eage as al rows attachm rmation (itations coordinated POD(s) in itational rowattachm	approprion (see instance) (such as on the right on the nvolved ws (see instance)	certification the leanstruction	sidering the sidering the creat feet per Total Rate (cfs)	rotal Volume (at
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3 Point of than one describe spreadsl	If not e heet (I e-feet) Date on sto tional ir Diverse POD ed. If no heet (I	POD Prage, if Information	application abough rong Tal	Use Use Use Use Use Use Use Use	Total Acres AF o this AF o this are, the this the this pow, ye gease o the part of the this pow, ye gease o the pow.	con the PO nen the ou may a clearly l	e and acre l addition abel any Other Info ditions/lim D is not d specific I add addit abel any a	eage as al rows attachm rmation (itations contains contai	appropr (see inst ents. (cf (such as on the righ d on the nvolved ws (see i ents.	certification the leads to the constructions	sidering the sider	rotal Volume (a
Total rat leased. I spreadsl af = acre Priority Total af fr Any addit able 3 Point of than one describe	If not e heet (i e-feet) Date Diverse POD ed. If n	POD Prage, if Information	on the ugh ro	Use Dut the right ecertific com bel	Total Acres AF o on: If ate, tl ow, you	con the PO nen the ou may a clearly l	e and acre l addition abel any Other Info ditions/lim D is not d specific i add addit abel any	eage as al rows attachm rmation (itations contains contai	appropr (see inst ents. (cf (such as on the righ d on the nvolved ws (see i ents.	certification the leads to the constructions	sidering the sidering the creat feet per Total Rate (cfs)	rotal Volume (at

Instream Use Information

Table 4

	Instream Use Created by the Lease						
River/ Stream f	Name: Pr	ather Cr	eek, trib	utary to <u>Laying C</u>	<u>reek</u>	River Basin:	Willamette
Instream Portio	n: Use Ta	ble 4 to	illustrat	e the instream rat	e, vo	lume and instream	period by
priority date, Po	OD (if mo	re than o	one), Use	e (if more than on	e), an	d acreage as appr	opriate
considering the	right to b	e leased	ł				* • •
If not enough ro	oom belo	w, you m	ay add a	additional rows (se	ee ins	structions) or attac	ch a spreadsheet
(matching the b	elow por	tion of T	able 4).	Please clearly lab	 	·	, , ,
Driority data	POD#	Use	Acres	Proposed Instrea Period	m	Total instream rate (cfs)	Total instream volume (af)
Priority date 6/18/1928	POD#	MU	N/A	Year-Round		4.0	volume (ar)
	-		1.7/				
			=			n period, see the i	
* ** · · · · · · · · · · · · · · · · ·		-		•		eam rate and volui	
			•	,		as described in Ta	•
··· ·		_	_			m period may be	no longer than
				zed period of allo			
						l rate, volume and propriate instrear	
				being leased and			irrate, volume
	•			Instream Reach			
Proposed Instre	eam Reac	h:		/	Or P	Proposed Instream	Point:
— ·			point of	f diversion (POD)	\boxtimes	Instream use prote	ected at the POD
			•	ream: From the			
POD to							
OR Please o	heck this	box if yo	ou are no	ot sure of the prop	osed	reach and want w	ater to be
		•				is identified or the	
checked, and th	ere is on	y one PO	DD listed	on the certificate	, the	lease may be proc	essed to be
protected at the	e POD.)						
Additional Instream Information							
Ves N/A	Condition	s to avo	id enlar	gement or injury t	ta ath	ner water rights, if	any, or other
limitations: list				gement of mjany			any, or ourier
Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional in	nformatio	about t	he propo	sed instream use:		-	
						RECE	VED
	RECE						

NOV 2 2 2021

Part 4 of 4 – Lease Provisions and Party Signature:

Term of the Lease (may be from 1 year up to 5 years): The lease is requested to begin in: month January year 20	022 and end: month December year 2026
Note: The begin month is generally the first month of the irrigal irrigation season. If not an irrigation right, this would be the fir use.	rtion season and the end month is the last month in the rst and last month of your authorized period of allowed
Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): ☐ Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. ☐ Recreation ☐ Pollution abatement ☐ Navigation ☐ OWRD	Termination provision (for multiyear leases): The parties to the lease request (choose one): ☑ 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. ☑ b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. ☑ c. The parties would not like to include a
	Termination Provision.
Additive/Replacing Relationship to other instream water right	(See instructions for limitations to this provision)
instream water rights created as a result of instream leases, trainstream leases are also generally senior to other instream right minimum flows, they generally replace a portion of these junior If you would like this lease to relate to other instream wat And attach an explanation of your intent. Validity of the Right(s) to be leased (check the appropria The water right(s) to be leased have been used under last five years or have been leased instream; or The water right(s) have not been used for the last five right(s). However, the water right(s) is not subject to describing why the water right(s) is not subject to forf	te box): the terms and conditions of the forfeiture under ORS 540.610(2). Documentation
93718 are water rights held by a city for reasonable a	
in Attachment A.)	
ecedent: If a right which has been leased is later proposed to be allocation of conserved water project, a new injury precedent on a future transaction.	leased again or later transferred or become part of an review shall be required. An instream lease shall not set a
e undersigned declare:	
	iter right(s) not involved in the lease application; and r(s) of the right(s) described in this instream lease ovided documentation with the lease application that I/we or have obtained consent from the deeded landowner; and
Fay Signature of Lessor	te: 11/12/2021
Printed name (and title): <u>Faye Stewart</u> Business r Mailing Address (with state and zip): <u>400 E Main Stree</u>	
Phone number (include area code): <u>541-942-3349</u> **	E-mail address: pwdirector Oco Hagigious

7/1/2021

See next page for additional signatures.

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

RECEIVED
NOV 2 2 2021
OWRD

^{**} 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

RECEIVED

NOV 2 2 2021

OWRD

Attachment A

Certificates 93716, 93717, and 93718

Application for Instream Lease – City of Cottage Grove

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO CITY OF COTTAGE GROVE 400 MAIN STREET COTTAGE GROVE, OR 97424

confirms the right to use the waters of LAYNG CREEK, a tributary of ROW RIVER for MUNICIPAL WATER SYSTEM.

This right was perfected under Permit S-30. The date of priority is JUNE 12, 1909. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.67 CUBIC FEET PER SECOND (CFS).

The point of diversion is located as follows:

Twj		Rng	Mer	Sec	Q-Q	Measured Distances
21 9	3	1 E	WM	31	NW NE	313.91 FEET SOUTH AND 3277.04 FEET EAST FROM THE NW CORNER OF SECTION 31

RECEIVED

NOV 2 2 2021

A description of the place of use to which this right is appurtenant is as follows:

OWRD

 <u> </u>	. •				·
	MUNI	CIPAL WATER S	YSTEM		
 THE CITY	OF COTTAC	GE GROVE IN LA	NE COUN	TY, OREC	GON

This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a non-completed change in point of diversion approved by an order of the Water Resources Director entered July 21, 2008, at Special Order Volume 75, Page 391, and to describe the point of diversion as authorized under Transfer Application T-337, entered October 26, 1949 at Special Order Volume 6, Page 192, to correctly describe the name of the authorized source and together with Certificate 84168, supersedes Certificate 2385, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. APR 0 5 2018 WITNESS the signature of the Water Resources Director, affixed _

Dwight French, Water Right Services Administrator, for

Thomas M. Byler, Director

Oregon Water Resources Department

RECEIVED NOV 2 2 2021

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO CITY OF COTTAGE GROVE 400 MAIN STREET COTTAGE GROVE, OR 97424

confirms the right to use the waters of DINNER CREEK, a tributary of LAYNG CREEK, for MUNICIPAL SUPPLIES.

This right was perfected under Permit S-6822. The date of priority is APRIL 28, 1925. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.0 CUBIC FEET PER SECOND (CFS).

The point of diversion is located as follows:

	Twp	Rng	Mer	Sec	Q-Q	
ĺ	21 S	1 E	WM	29	NW SE	

A description of the place of use to which this right is appurtenant is as follows:

MUNICIPAL SUPPLIES
THE CITY OF COTTAGE GROVE, LANE COUNTY, OREGON

This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a non-completed change in point of diversion approved by an order of the Water Resources Director entered July 21, 2008, at Special Order Volume 75, Page 391, and to correctly describe the stream the authorized source is tributary to and to correctly describe the authorized place of use, and supersedes Certificate 7787, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

RECEIVED

NOV 2 2 2021

OWRD

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

T-10530-revert-7787.pks

Page I of 2

Certificate 93717.

The right to the use of the water for the above purpose is restricted to be of use described.	eneficial use on the lands or p	lace
WITNESS the signature of the Water Resources Director, affixed	APR 0.5 2018	·
Dwight French, Water Right Services Administrator, for Thomas M. Byler, Director Oregon Water Resources Department		

RECEIVED
NOV 2 2 2021
OWRD

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO CITY OF COTTAGE GROVE 400 MAIN STREET COTTAGE GROVE, OR 97424

confirms the right to use the waters of PRATHER CREEK, a tributary of LAYNG CREEK AND ROW RIVER for MUNICIPAL SUPPLIES.

This right was perfected under Permit S-8582. The date of priority is JUNE 18, 1928. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.0 CUBIC FEET PER SECOND (CFS).

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q
21 S	1 E	WM	30	SW SW

A description of the place of use to which this right is appurtenant is as follows:

MUNICIPAL SUPPLIES
THE CITY OF COTTAGE GROVE, LANE COUNTY, OREGON

This certificate is issued in accordance with OAR 690-380-6010 to describe the water right for a non-completed change in point of diversion approved by an order of the Water Resources Director entered July 21, 2008, at Special Order Volume 75, Page 391, to correctly describe the location of the authorized point of diversion and authorized place of use, and supersedes Certificate 7838, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

RECEIVED

NOV 2 2 2021

OWRD

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.		
WITNESS the signature of the Water Resources Director, affixed	APR 0.5 2018	

Dwight French, Water Right Services Administrator, for

Thomas M. Byler, Director

Oregon Water Resources Department

NOV 2 2 2021

OWRD



RECEIVED

NOV 2 2 2021

OWRD

November 19, 2021

Sarah Henderson Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301

Dear Sarah,

The City of Cottage Grove (City) is the holder of water right Certificates 93716, 93717, and 93718, which allow for the use of up to 2.67cfs, 4.00cfs, and 4.00cfs, respectively, for municipal uses. The City seeks to lease the entirety of all three Certificates instream.

Please find enclosed an Application for an Instream Lease for Certificates 93716, 93717, and 93718, and a check for the application fee of \$410.

If you have any questions regarding the enclosed materials, please contact me at 541-257-9001

Sincerely,

Adam Sussman

Principal Water Resources Consultant

Enclosures: Application for an Instream Lease

Check for application fee in the amount of \$410