

Application for
District 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

| | | |
|--|------------|----------------|
| This Application to be used for water rights in the name of or conveyed by an Irrigation District (or similar organization) Complete Parts 1 through 4 and any required attachments | OWRD # | 11-1921/MP-288 |
| | District # | TSID2-22 |

Check all items included with this application. (N/A = Not Applicable)

Fee in the amount of:

| | |
|---|---|
| <input checked="" type="checkbox"/> \$610.00 for a lease involving four or more landowners or four or more water rights | Or <input type="checkbox"/> \$410.00 for all other leases |
| <input type="checkbox"/> Check enclosed or <input checked="" type="checkbox"/> Fee Charged to customer account <u>Deschutes River Conservancy</u> (Account name) | |

Yes N/A Pooled Lease—a lease with more than one LESSOR (Landowner/water right interest holder)

Part 1 – Completed Minimum Requirements Checklist

Part 2 – Completed District and Other Party Signature Page

Mitigation Project

Part 3 – Completed Place of Use and Lessor Signature Page
 (Include a separate Part 3 for each Lessor.)

Part 4 – Completed Water Right and Instream Use Information
 (Include a separate Part 4 for each Water Right.)

How many Water Rights are included in the lease application? 4 (# of rights) List each water right to be leased instream here: 95971 (74135), 93680, 93681, 93683

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: _____

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

Required Attachments:

Yes N/A Instream lease application map(s). More than one QQ and property may be included on each map. A map is **not** required if an entire right is being leased or if the right is for use of municipal or quasi-municipal water use. The map should include the following:

- A north arrow and map scale (no smaller than 1" = 1320').
- Label township, range, section and quarter-quarter (QQ).
- If an irrigation right, the numbers of acres to be leased in each quarter-quarter identify and hachure/shade to differentiate between the acreage being leased and any remaining. If the place of use has more than one priority date, source stream, and/or point of diversion you **must identify each with separate hachuring or shading and label.**
- Tax lot lines and numbers must be included on the map and should clearly identify the property(s) involved.

Yes N/A If the Lessor(s) is **not** the deeded land owner, include one of the following:

- A notarized statement from the land owner consenting to the lease and a copy of the recorded deed; or
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation.

Yes N/A If the right has **not** been used in the last five years; provide supporting documentation indicating why a right (or portion thereof) is **not** subject to forfeiture.

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Part 2 of 4 – District and other party Signature

| | |
|---|--|
| Term of the Lease: The lease is requested to begin in: month <u>June</u> year <u>2022</u> and end: month <u>September</u> year <u>2022</u> . | |
| Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332): <input checked="" type="checkbox"/> Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values. <input type="checkbox"/> Recreation <input checked="" type="checkbox"/> Pollution abatement <input type="checkbox"/> Navigation | Termination provision (for multiyear leases): The parties to the lease request (choose one): <input type="checkbox"/> a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. <input type="checkbox"/> b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. <input type="checkbox"/> c. The parties would not like to include a Termination Provision. (See instructions for limitations to this provision) |
| Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases and transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights. If you would like this lease to relate to other instream water rights differently than described above, please check this box. <input type="checkbox"/> And attach an explanation of your intent. | |
| Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction. | |
| Validity of the rights to be leased: <input checked="" type="checkbox"/> The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or <input type="checkbox"/> The water right(s) have not been used for the last five years according to the terms and conditions of the rights. However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right is not subject to forfeiture has been provided. | |

SIGNATURES

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

Marc Thalacker Date: 4/28/2022
 Signature of Co-Lessor

Printed name (and title): Marc Thalacker, District Manager
 Business/Organization name: Three Sisters Irrigation District
 Mailing Address (with state and zip): P.O. Box 2230, Sisters, OR 97759
 Phone number (include area code): 541-549-8815 **E-mail address: manager@tsidweb.org

 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: _____

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See next page for additional signatures.

Genevieve Hubert

Date: 4/29/22

Signature of Lessee

Printed name (and title): Genevieve Hubert, Senior Program Manager

Business/organization name: Deschutes River Conservancy

Mailing Address (with state and zip): 700 NW Hill St., Ste 1, Bend, OR 97702

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**

FOR INFO
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DESCHUTES RIVER CONSERVANCY

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| Landowner | Acres | Certificate | Priority | Prior Lease / Transfer |
|--------------------|-------|---------------|----------|------------------------|
| City of Sisters | 64.1 | 93680 | 1880 | IL-1872, 1816, T-11318 |
| City of Sisters | 35.5 | 93681 | 1881 | IL-1816 & T-11318 |
| City of Sisters | 7 | 93683 | 1886 | IL-1816 & T-11318 |
| John Schaad – IR | 148 | 95971 (74135) | 1895 | IL-1872 & 1813 |
| John Schaad – Pond | 0.5 | 95971 (74135) | 1895 | IL-1813 |
| Karan Swaner | 63 | 95971 (74135) | 1895 | IL-1872, 1750, 1671 |
| | | | | |

Sisters acres also leased in IL-1702

| Certificate | Priority | Acres | Instream Rate | Instream Acre-Feet | Instream Dates |
|-------------|--------------------|----------|---------------|--------------------|-------------------|
| 74135 | 1895 IR | 211 | 2.954 | 632.79 | 6/15 through 9/30 |
| 74135 | 1895 Pond | 0.5 | 0.007 | 1.5 | 6/15 through 9/30 |
| 93680 | 1880 | 64.1 | 0.897 | 192.24 | 6/15 through 9/30 |
| 93681 | 1881 | 35.5 | 0.497 | 106.46 | 6/15 through 9/30 |
| 93683 | 1886 | 7 | 0.098 | 20.99 | 6/15 through 9/30 |
| | Totals (incl pond) | 318.1 ac | 4.453cfs | 953.98 AF | |

317.6 acres IR – instream for mitigation project, protected to Madras gage

0.5 acres Pond – instream (NOT migration) to Madras gage

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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: Three Sisters 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 # | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | nw sw | 704 | | 0.3 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | ne sw | 704 | | 18.0 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | sw sw | 704 | | 1.0 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | se sw | 704 | | 8.0 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | nw se | 704 | | 2.4 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | sw se | 704 | | 15.2 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | se se | 704 | | 4.2 | IR | | T-11318/IL1872 | |
| 93680 | 1880 | Main | 15 S | 10 E | 10 | se se | 704 | | 4.2 | IR | | T-11318 | |
| 93680 | 1880 | Main | 15 S | 10 E | 15 | ne ne | 200 | | 10.8 | IR | | T-11318 | |
| 93681 | 1881 | Main | 15 S | 10 E | 15 | ne ne | 200 | | 6.6 | IR | | T-11318 | |
| 93681 | 1881 | Main | 15 S | 10 E | 15 | nw ne | 200 | | 28.9 | IR | | T-11318 | |
| 93683 | 1886 | Main | 15 S | 10 E | 15 | nw ne | 200 | | 7.0 | IR | | T-11318 | |
| Any additional information about the right: Cert- 93680, 1880 priority, 64.1 ac lease (53.1 ac remain); Cert 93681, 1881 priority, 35.5 ac lease; Cert - 93683, 1886 priority, 7 ac lease. Total acres lease: 106.6. Total acres remain 53.1. | | | | | | | | | | | | | |
| 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. | | | | | | | | | | | | | |

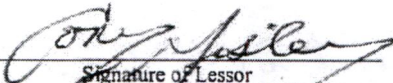
The undersigned declare:

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.

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 Date: 4/27/22
Signature of Lessor
Printed name (and title): Cory Misley, City Mngr Business name, if applicable: City of Sisters
Mailing Address (with state and zip): P.O. Box 39, Sisters, OR 97759
Phone number (include area code): 541-549-6022 **E-mail address: pbertagna@ci.sisters.or.us

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

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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: Three Sisters 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 # | |
| 95971 (74135) | 1895 | Main Canal | 15 S 11 E | 07 | nw se | 600 | | | 30.5 | IR | 13 | 1872 | |
| 95971 (74135) | 1895 | Main | 15 S 11 E | 07 | ne se | 600 | | | 38.5 | IR | 13 | 1872 | |
| 95971 (74135) | 1895 | Main | 15 s 11 e | 07 | sw se | 600 | | | 40 | IR | 13 | 1813 / 1872 | |
| 95971 (74135) | 1895 | Main | 15 s 11 e | 07 | se se | 600 | | | 39 | IR | 13 | 1813 / 1872 | |
| 95971 (74135) | 1895 | Main | 15 s 11 e | 07 | ne se | 600 | | | 0.5 | Pond | 17 | 1813 | |
| Any additional information about the right: 148 acres lease IR, 0.5 acre lease pond, Certificate 95971 supersedes 74135, | | | | | | | | | | | | | |
| 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.

John S. Schaad Date: 3/31/2022
Signature of Lessor

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Printed name (and title): John Schaad Business name, if applicable: _____
Mailing Address (with state and zip): 1170 McLean Blvd., Eugene, OR 97405
Phone number (include area code): 541-344-5217 **E-mail address: jgschaad@gmail.com c. 541-915-4997

APR 29 2022
Salem, OR

John S. Schaad Date: 3/31/2022
Signature of Lessor

JOHN G. SCHAAD

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

Mailing Address (with state and zip): _____ Phone number (include area code): _____ **E-mail address: _____

1170 MCLEAN BLVD.
EUGENE, OR 97405

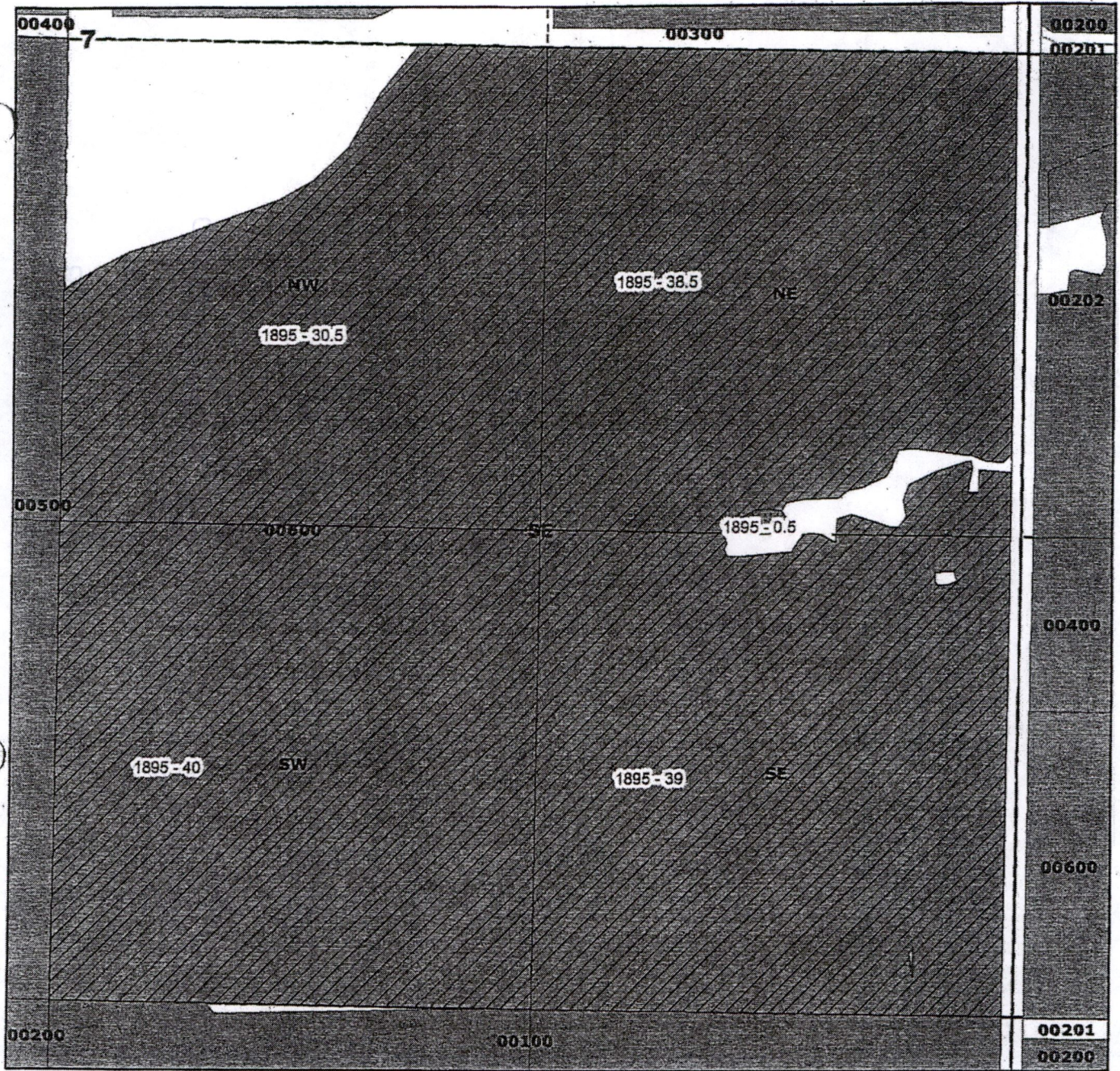
541-344-5217
541-915-4997 cell

jgschaad@gmail.com


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Legend

 Leased Instream - Pond Maintenance

 Leased Instream - Irrigation

Water Rights

Priority_Date


 1887

 1895

 1903

 1904

 Quarter Quarters

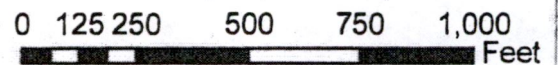
 Taxlots

John Schaad
 148 acres irr instream - 1895 0.5 acre
 pond instream - 1895
 Certificate 95971 supersedes 74135
 T15S R11E Sect 07
 Tax Lot 600
 NESE
 38.5 acres instream - 1895
 0.5 acres instream - 1895 (pond maintenance)
 NWSE
 30.5 acres instream - 1895
 SWSE
 40 acres instream - 1895
 SESE
 39 acres instream - 1895
 Deschutes County

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Three Sisters Irrigation District

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: Three Sisters 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 # |
|---------------|---------------|-------|------|------|-----|-------|---------|-----------------|-------|-----|--------|------------------|
| 95971 (74135) | 1895 | Main | 15 S | 11 E | 04 | nw ne | 101 | | 24.3 | IR | 11 | 1872 & 1813 |
| 95971 (74135) | 1895 | Main | 15 S | 11 E | 04 | sw ne | 101 | | 38.7 | IR | 11 | 1872 |
| | | | | | | | | | | | | |
| | | | | | | | | | | | | |

Any additional information about the right: 63 acres - lease for mitigation credit (1.3 ac in SWNE & 1.7 ac in NWNE are or will be in transfer process. Certificate 95971 supersedes 74135.

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:

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

Karan Swaner
Signature of Lessor

Date: 4/27/22

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

Mailing Address (with state and zip): 18130 Highway 126, Sisters, OR 97759

Phone number (include area code): 541-548-8854 **E-mail address: karanswaner@yahoo.com

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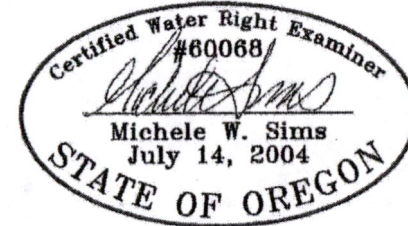
Received by OWRD

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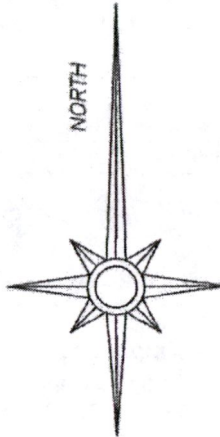
Salem, OR

Application Map Water Rights Transfer Three Sisters Irrigation District

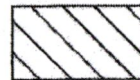
3/15/2019



Renewal date: 6/30/2020



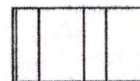
CERTIFICATE 95971 SUPERSEDES 74135



Water off: Certificate 74135 priority date 1895
Permit G11378 and S29312

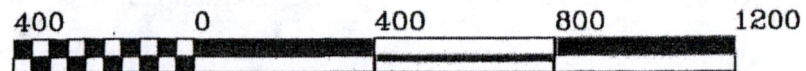


Water on: Certificate 74135 priority date 1895
Permit G11378 and S29312

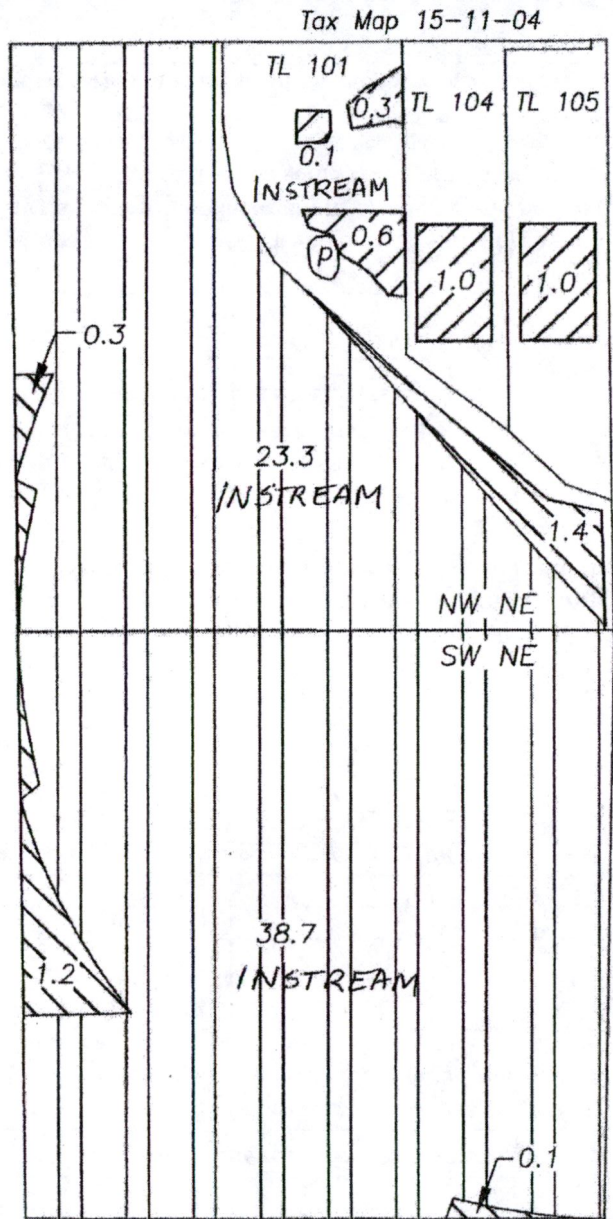


Water to remain {
1.0 AC NWNE } LEASE
23.3 AC NWNE } INSTREAM
38.7 AC SWNE }
63 AC total

This map is for the purpose of identifying the location of the water right. It is not intended to provide legal dimensions or locations of property ownership lines.



graphic scale—feet



Section 16
T13S R9E, W.M. Deschutes Co. OR

Michele W. Sims, Consultant, LLC 14865 Checkrein Sisters, OR 97759 541-408-4777

APR 29 2022

Part 4 of 4 – Water Right and Instream Use Information

Salem, OR Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 95971 (74135)

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add rows (see instructions) or create a spreadsheet (matching Table 2 and clearly labeled) and attach.
(cfs = cubic feet per second and af = acre-feet)

| Priority Date | POD # | Use | Acre | Other Information (such as conditions/limitations on the right) | Rate (cfs) | Volume (af) |
|---------------|-------|------|------|---|------------|-------------|
| 1895 | Main | IR | 211 | Max rate of 0.02 cfs/acre (pre conservation), no max acre-feet | 4.22 | N/A |
| 1895 | Main | Pond | 0.5 | Max rate of 0.02 cfs/ac ,no max AF | 0.010 | N/A |
| | | | | | | |
| | | | | | | |

Total af from storage, if applicable: _____ AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

| | | | | | | |
|--|--------------------------------------|--|-------------|--|----------------------------|-----------------------------------|
| Instream Use created by the lease | River Basin: <u>Deschutes</u> | River/Stream Name: <u>Whychus Creek, tributary to Deschutes River</u> | | | | |
| Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>TSID Main</u> to <u>Madras gage on Deschutes</u> | | Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD | | | | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.) | | | | | | |
| Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach. | | | | | | |
| Priority date | POD # | Use | Acre | Proposed Instream Period | Instream Rate (cfs) | Total instream volume (af) |
| 1895 | Main | IR | 211 | 0.016/ac, Instream 6/15 through 9/30 for MITIGATION (to Madras gage) | 2.954 | 632.79 |
| 1895 | Main | Pond | 0.5 | 0.016/Ac Instream 6/15 through 9/30 NOT MP, to Mouth of Deschutes | 0.007 | 1.5 |
| | | | | | | |
| | | | | | | |

OR 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.

Yes N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** list here Instream from 6/15 through 9/30, limited to 0.016 cfs per acre to account for conserved water rate reduction, only 1895 IR is protected for Mitigation Project, 3.0 AF/ acre
 Note: The Department may identify additional conditions to prevent injury and/or enlargement.

Any additional information about the proposed instream use: 1895 instream for mitigation (211 acres IR, 1895 priority), pond instream but NOT for mitigation

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) **Water Right # 93680**

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) |
|---------------|-------|-----|-------|---|------------|-------------|
| 1880 | Main | IR | 64.1 | Rate limited to 2.028 for 113 acre or 0.01795/acre | 1.147 | N/A |
| | | | | | 0 | |
| | | | | | 0 | |

Total af from storage, if applicable: _____ AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

| Instream Use created by the lease | River Basin: <u>Deschutes</u> | River/Stream Name: <u>Whychus, tributary to Deschutes</u> | | | | |
|--|--|--|-------|--|---------------------|----------------------------|
| Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>TSID Main</u> to <u>Madras gage on Deschutes</u> | Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD | | | | | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.) | | | | | | |
| Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach. | | | | | | |
| Priority date | POD # | Use | Acres | Proposed Instream Period | Instream Rate (cfs) | Total Instream volume (af) |
| 1880 | Main | IR | 64.1 | Instream 6/15 through 9/30 at 0.014/ac, approx 3 AF/ac | 0.897 | 192.24 |
| | | | | Mitigation Project | 0 | |
| | | | | | 0 | |
| | | | | | | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits. | | | | | | |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>Instream from 6/15 through 9/30, approx 3 AF per acre</u> | | | | | | |
| Note: The Department may identify additional conditions to prevent injury and/or enlargement. | | | | | | |
| Any additional information about the proposed instream use: <u>Mitigation Project</u> | | | | Received by OWRD | | |

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 93681

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) |
|---------------|-------|-----|-------|---|------------|-------------|
| 1881 | Main | IR | 35.5 | Instream from 6/15 through 9/30, 0.554 cfs for 35.5 ac | 0.554 | N/A |
| | | | | | 0 | |
| | | | | | 0 | |

Total af from storage, if applicable: _____ AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

| | | | | | | |
|--|--|---|--------------|---|----------------------------|-----------------------------------|
| Instream Use created by the lease | River Basin: <u>Deschutes</u> | River/Stream Name: <u>Whychus Cr, tributary to Deschutes R</u> | | | | |
| Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>TSID Main</u> to <u>Madras Gage on Deschutes</u> | Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD | | | | | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.) | | | | | | |
| Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach. | | | | | | |
| Priority date | POD # | Use | Acres | Proposed Instream Period | Instream Rate (cfs) | Total instream volume (af) |
| 1881 | Main | IR | 35.5 | Instream 6/15 through 9/30, max rate of 0.0140, about 3 AF/Ac | 0.497 | 106.46 |
| | | | | Mitigation Project | 0 | |
| | | | | | 0 | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits. | | | | | | |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>Instream from 6/15 through 9/30 at approx 3 AF/Ac</u> | | | | | | |
| Note: The Department may identify additional conditions to prevent injury and/or enlargement. | | | | | | |
| Any additional information about the proposed instream use: <u>Mitigation Project</u> | | | | | Received by OWRD | |

Part 4 of 4 – Water Right and Instream Use Information

Use a separate Part 4 for each water right to be leased instream

Table 2

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 93683

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) |
|---------------|-------|-----|-------|---|------------|-------------|
| 1886 | Main | IR | 7 | 6/15 through 9/30, rate limited 0.109 for 7 ac | 0.109 | N/A |
| | | | | | | |
| | | | | | | |

Total af from storage, if applicable: _____ AF or N/A

If the POD is not described on the certificate or, if there is more than one POD listed on the certificate, then the specific POD must be described:

Table 3

| | | | | | | |
|---|-------------------------------|--|-------|---|---------------------|----------------------------|
| Instream Use created by the lease | River Basin: <u>Deschutes</u> | River/Stream Name: <u>Whychus Cr, tributary to Deschutes R</u> | | | | |
| Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the POD and ends at the mouth of the source stream: From the POD <u>TSID Main</u> to <u>Madras gage on Deschutes</u> | | Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD | | | | |
| OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. If no reach is identified or the above box is not checked, and there is only one POD listed on the water right, the lease may be processed to be protected at the POD.) | | | | | | |
| Instream Portion: May not exceed the maximum rate/volume for the right (identified in Table 2) | | | | | | |
| Use the table 3 to illustrate the instream rate, volume and instream period by priority date, POD, Use and acreage, as appropriate. If not enough room below, you may add rows (see instructions) or create a spreadsheet (clearly labeled and matching the below portion of Table 3) and attach. | | | | | | |
| Priority date | POD # | Use | Acres | Proposed Instream Period | Instream Rate (cfs) | Total instream volume (af) |
| 1886 | Main | IR | 7 | 6/15 through 9/30, limited to 0.0140 cf/ac and approx 3 AF/Ac Mitigation Project | 0.098 | 20.99 |
| | | | | | | |
| | | | | | | |

OR 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.

Yes N/A **Conditions to avoid enlargement or injury to other water rights, if any, or other limitations:** list here Instream from 6/15 through 9/30, approx 3 AF/ac

Note: The Department may identify additional conditions to prevent injury and/or enlargement.

Any additional information about the proposed instream use: Mitigation Project

Received by OWRD



City of Sisters
Instream Lease Map
 Deschutes County
 T. 15 South, R. 10 East (W.M.)
 Secions 10, 15
 Certificate 93680, 93681, 93683

LEGEND

Place of Use (POU)

- 93680, To be Leased
- 93680, To Remain
- 93681, To be Leased
- 93683, To be Leased

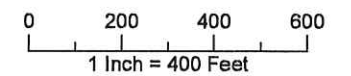
All Other Features

- Tax Lot
- Ditch/Pipeline

Received by OWRD

APR 29 2022

Salem, OR



Date: March 25, 2022
 Data Sources: Deschutes Co GIS, Deschutes River Conservancy

