

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 #	IL-2033
	District #	IL-24-18

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

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? 1 (# of rights)

List each water right to be leased instream here: 94956

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.

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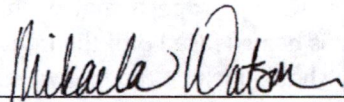
Salem, OR

Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month <u>April</u> year <u>2024</u> and end: month <u>October</u> year <u>2024</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 checked="" 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 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)
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.



Date: 4/23/24

Signature of Co-Lessor

Printed name (and title): Mikaela Watson, Water Rights Project Assistant

Business/Organization name: Central Oregon Irrigation District

Mailing Address (with state and zip): 1055 Lake Ct Redmond, OR 97756

Phone number (include area code): 541-504-7586

**E-mail address: mwatson@coid.org

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Date: _____

Signature of Co-Lessor

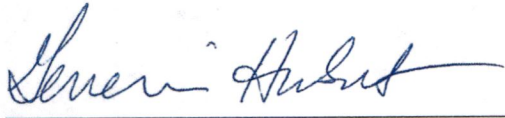
Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

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

See next page for additional signatures.



Date: 04/17/2024

Signature of Lessee

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

Business/organization name: Deschutes River Conservancy

Mailing Address (with state and zip): 700 NW Hill St, Ste 1, Bend, OR 97703

Phone number (include area code): 541-382-4077 **E-mail address: james@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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Salem, OR



BBK
BEST BEST & KRIEGER LLP
ATTORNEYS AT LAW

Josh Newton
Partner
(541) 318-9817
josh.newton@bbklaw.com

March 21, 2024

VIA E-MAIL ONLY: JTALBOTT@COID.ORG

Jessi Talbott
Director of Water Rights
Central Oregon Irrigation District
1055 SW Lake Rd
Redmond, OR 97756

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APR 23 2024

Salem, OR

Re: Central Oregon Irrigation District | Instream Leases and Temporary Transfer Applications

Dear Ms. Talbott,

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon (“Tribe”). Central Oregon Irrigation District (“COID”) has provided the Tribe with certain information concerning several proposed instream leases and temporary transfer applications identified in Appendix A hereto (collectively, the “Applications”), which Applications propose to either (1) lease water for instream purposes, or (2) temporarily transfer the use of a pre-existing water right.

The Tribe has reviewed the information about the Applications provided by COID. The Tribe has not reviewed the Applications themselves, and is instead relying in good faith upon the summary information provided by COID. Based on that information, the Tribe does not object to the Department of Water Resources (“Department”) processing the Applications in accordance with applicable law, and the Department’s customary practice. The Tribe, however, expressly reserves, and does not waive, all rights, claims, and defenses that it may possess in connection with the Applications, including, but not limited to, whether the Applications violate the Treaty of June 25, 1855, with the Tribes of Middle Oregon, 12 Stat. 963, or the Confederated Tribes of the Warm Springs Reservation Water Rights Settlement Agreement, dated November 17, 1997, as amended.

Please let us know if you have any questions.

Sincerely,


Josh Newton
of BEST BEST & KRIEGER LLP

Best Best & Krieger LLP | 360 SW Bond Street, Suite 400, Bend, Oregon 97702
Phone: (541) 382-3011 | Fax: (541) 388-5410 | bbklaw.com

12805.12126\42118533.1

Patron ID	Name	Acres	Term	Exp	Canal	TRSQTL	Mailing Address	City	State	Zip	Agreement #	OWRD #	EFU Zoned
5124	Greig/Allen 2004 Living Trust	0.44	1	2024	PB1	161214NWNE00602	21485 Young Ave	Bend	OR	97703			
5124	Greig/Allen 2004 Living Trust	2.31	1	2024	PB1	161214SWNE00601	21485 Young Ave	Bend	OR	97703			
902523	Walker, Aaron	0.12	1	2024	PB2	141331NWSE00400	3989 NW Xavier Ave	Redmond	OR	97756			
5394	Underwood, Joshua	4.96	1	2024	PB1	161210SWNE00300	7433 SW 77th St	Redmond	OR	97756			
5394	Underwood, Joshua	0.08	1	2024	PB1	161210SWNE00100	7433 SW 77th St	Redmond	OR	97756			
5995	Bolken, Torfinn/Michelle	0.15	1	2024	PB4	141308SESW00100	980 NW 12th St	Terrebonne	OR	97760			
PB Total		8.06											
4415	Elite Soil, LLC	14	1	2024	CO3	171423SW/W01300	62870 Johnson Ranch Rd	Bend	OR	97701			
4415	Elite Soil, LLC	17	1	2021	CO3	171423SW/W01400	62870 Johnson Ranch Rd	Bend	OR	97701			
3219	France, Carol Ann	6.36	1	2024	CO4	151423SWSE00901	5909 S Williams Rd	Powell Butte	OR	97753			
3219	France, Carol Ann	4.3	1	2024	CO4	151423NWSE00901	5909 S Williams Rd	Powell Butte	OR	97753			
4506	Lakin, Sean	0.75	1	2024	CO2	171328NESW00103	62575 Waugh Rd	Bend	OR	97701			
5484	Moe, Donna/Arnold, Terry	0.15	1	2024	CO4	161420SWSE00400	13061 Rosedale Hwy Ste G148	Bakersfield	CA	93314			
5484	Moe, Donna/Arnold, Terry	0.1	1	2024	CO4	161420NWSE00400	13061 Rosedale Hwy Ste G148	Bakersfield	CA	93314			
5484	Moe, Donna/Arnold, Terry	1.14	1	2024	CO4	161420NWSE00400	13061 Rosedale Hwy Ste G148	Bakersfield	CA	93314			
5006	Thomas Living Trust	1.6	1	2024	CO1	171228NWSE003100	2660 NE Hwy 20 Ste 610-225	Bend	OR	97701			
CO Total		45.4											
Lease Total		53.46											

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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 #
94956	10/31/1900	11	16 S	12 E	14	NW NE	602		0.44	IR	31	none
94956	10/31/1900	11	16 S	12 E	14	SW NE	601		2.31	IR	31	IL-1903

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.

he 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.

Deceased Date: 11/14/22
 Signature of Lessor

Printed name (and title): Douglas Greig, Greig/Allen Trust Business name, if applicable: none
 Mailing Address (with state and zip): 21485 Young Ave, Bend, OR 97703
 Phone number (include area code): none **E-mail address: none

Connie Allen Greig Date: 3-13-24
 Signature of Lessor

Printed name (and title): Connie Allen Greig, Greig/Allen Trust Business name, if applicable: none
 Mailing Address (with state and zip): 21485 Young Ave, Bend, OR 97703
 Phone number (include area code): 408-314-0411 **E-mail address: connie@joyousfamily.com

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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 #
94956	10/31/1900	11	14	S	13	E	31	NW	SE	400		0.12	IR	14	None

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:

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



Signature of Lessor

Date: 4/3/24

Printed name (and title): Aaron Walker Business name, if applicable: None
 Mailing Address (with state and zip): 3989 NW Xavier Ave, Redmond, OR 97756
 Phone number (include area code): 541-280-7495 **E-mail address: 4tailwalker@gmail.com

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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 #
94956	10/31/1900	11	16	S	12	E	10	SW	NE	100		0.08	IR	30	None
94956	10/31/1900	11	16	S	12	E	10	SW	NE	300		4.96	IR	30	None
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:

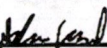
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3. I/We affirm that the information in this application is true and accurate.

Signature of Lessor

Date:

Printed name (and title): Joshua Underwood Business name, if applicable: none
 Mailing Address (with state and zip): 7433 SW 77th St, Redmond, OR 97756
 Phone number (include area code): 503-803-7885 **E-mail address: none

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Signature: 
Joshua Underwood (Apr 4, 2024 10:33 PDT)

Email: joshuaunderwood7433@gmail.com

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.
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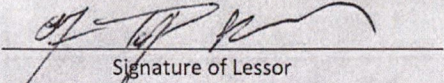
Water Right #	Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
94956	10/31/1900	11	14 S	13 E	09	SE SW	100		0.15	IR	9	None

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:

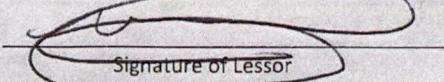
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3. I/We affirm that the information in this application is true and accurate.



 Signature of Lessor

Date: 4/4/24

Printed name (and title): Olaf Torfinn Bolken Business name, if applicable: None
 Mailing Address (with state and zip): 9980 NW 12th St Terrebonne, OR 97760
 Phone number (include area code): 541-771-6712 **E-mail address: bolken4@msn.com



 Signature of Lessor

Date: 4/4/24

Printed name (and title): Michelle Bolken Business name, if applicable: None
 Mailing Address (with state and zip): 9980 NW 12th St Terrebonne, OR 97760
 Phone number (include area code): None **E-mail address: None

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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													
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94956	10/31/1900	1	17 S	14 E	23	SW	SW	1300		14.00	IR	43	IL-1846, IL-1736, IL-1361, IL-1110, IL-908
94956	10/31/1900	1	17 S	14 E	23	SW	SW	1400		17.00	IR	43	IL-1846, IL-1736, IL-908
Any additional information about the right: _____													
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3. I/We affirm that the information in this application is true and accurate.

Rustin Kluge Date: 4/4/24
Signature of Lessor

Printed name (and title): Rustin Kluge Business name, if applicable: Elite Soil LLC
Mailing Address (with state and zip): 62870 Johnson Ranch Rd, Bend, OR 97701
Phone number (include area code): 541-213-4298 **E-mail address: rustin@rubvfarmsusa.com

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Business Name Search

[New Search](#)

[Printer Friendly](#)

Business Entity Data

08-09-2023
13:45

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
1073757-92	DLLC	ACT	OREGON	01-02-2015	01-02-2024	
Entity Name	ELITE SOIL LLC					
Foreign Name						

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Associated Names

APR 23 2024

Type	PPB	PRINCIPAL PLACE OF BUSINESS			Salem, OR
Addr 1	62870 JOHNSON RANCH RD				
Addr 2					
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA

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

Type	AGT	REGISTERED AGENT	Start Date	02-22-2023	Resign Date	
Of Record	757883-99	REGISTERED AGENTS INC				
Addr 1	2355 STATE ST STE 101					
Addr 2						
CSZ	SALEM	OR	97301	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS			
Addr 1	62870 JOHNSON RANCH RD				
Addr 2					
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA

Type	MEM	MEMBER		Resign Date	
Name	RUSTIN	KLUGE			
Addr 1	62870 JOHNSON RANCH RD				
Addr 2					
CSZ	BEND	OR	97701	Country	UNITED STATES OF AMERICA

[New Search](#)

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Name History















Business Entity Name	Name Type	Name Status	Start Date	End Date
ELITE SOIL LLC	EN	CUR	01-02-2015	

Please [read](#) before ordering [Copies](#).

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[Summary History](#)

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	02-22-2023		FI	Agent	
	AGENT RESIGNATION	02-14-2023		FI	Agent	
	REINSTATEMENT AMENDED	08-15-2022		FI		
	ADMINISTRATIVE DISSOLUTION	03-03-2022		SYS		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	12-14-2021		FI	Agent	
	AMENDED ANNUAL REPORT	12-18-2020		FI	Agent	
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	08-17-2020		FI	Agent	
	AMENDED ANNUAL REPORT	12-13-2019		FI	Agent	
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	11-05-2019		FI	Agent	
	AMENDED ANNUAL REPORT	12-10-2018		FI		
	AMENDED ANNUAL REPORT	12-13-2017		FI		
	AMENDED ANNUAL REPORT	11-27-2016		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	07-13-2016		FI	Agent	
	AMENDED ANNUAL REPORT	12-20-2015		FI		
	ARTICLES OF ORGANIZATION	01-02-2015		FI	Agent	

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For comments or suggestions regarding the operation of this site, please contact : corporation.division@sos.oregon.gov

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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

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 #
94956	10/31/1900	1	15 S	14 E	23	NW SE	901		4.30	IR	25	IL-1914, IL-1843
94956	10/31/1900	1	15 S	14 E	23	SW SE	901		6.36	IR	25	IL-1843, IL-1804, IL-1657, IL-1464, IL-1150, IL-651

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:

- 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.

Carol France

Signature of Lessor

Date: 3/29/2024

Printed name (and title): Carol Ann France

Business name, if applicable: n/a

Mailing Address (with state and zip): 5909 S Williams Rd, Powell Butte, OR 97753

Phone number (include area code): 541-550-6084 **E-mail address: caroleafrance@gmail.com

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Salem, OR

Part 3 of 4 – Place of Use – Lessor Information and Signatures

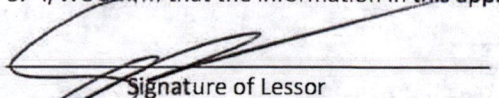
**Complete Table 1 Identify water right(s) proposed to be leased instream
Provide a separate Part 3 for each Lessor (water right interest holder/landowner)**

Table 1

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 #
94956	10/31/1900	1	17 S	13 E	28	NE SW	103		0.75	IR	40	IL-1804, IL-1609
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.


 Date: 2/26/24

Printed name (and title): Sean Lakin Business name, if applicable: none
 Mailing Address (with state and zip): 62575 Waugh Rd, Bend, OR 97701
 Phone number (include area code): 541-610-6565 **E-mail address: hl2bow@yahoo.com

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 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

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.

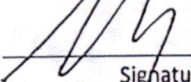
Water Right #	Priority Date	POD #	Twp		Rng		Sec	Q-Q		Tax Lot	Gov't Lot/DLC #	Acres	Use	Page #	Previous Lease #
94956	10/31/1900	1	16	S	14	E	20	NW	NE	400		1.14	IR	34	None
94956	10/31/1900	1	16	S	14	E	20	NW	SE	400		0.10	IR	34	IL-1282, IL-1958
94956	10/31/1900	1	16	S	14	E	20	SW	SE	400		0.15	IR	34	IL-1596, IL-1958

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:

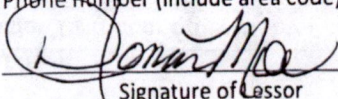
1. I/We agree during the term of this lease to suspend use of water allowed under the water right(s) involved in the lease as well as and any other appurtenant primary or supplemental water right(s); and
2. I/We certify are the lessor(s) (water right interest holder) of the water right(s) in Table 1. 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.


 _____ Date: 3-14-24
 Signature of Lessor
 Printed name (and title): Terry Arnold Business name, if applicable: none
 Mailing Address (with state and zip): 13061 Rosedale Hwy, Ste G148, Bakersfield, CA 93314
 Phone number (include area code): none **E-mail address: none

Received by OWRD

APR 23 2024

Salem, OR


 _____ Date: 3/14/24
 Signature of Lessor
 Printed name (and title): Donna Moe Business name, if applicable: none
 Mailing Address (with state and zip): 13061 Rosedale Hwy, Ste G148, Bakersfield, CA 93314
 Phone number (include area code): 661-303-3411 **E-mail address: donna@bestchemsolutions.com

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 #
94956	10/31/1900	1	17 S	12 E	26	NW SE	3100		1.60	IR	38	IL-1379, IL-1747

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:

- 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.

Kenneth Thomas Date: 4-3-24

Signature of Lessor

Printed name (and title): Kenneth Thomas, Thomas Living Trust Business name, if applicable: none
 Mailing Address (with state and zip): 2660 NE Hwy 20 Ste 610-225, Bend, OR 97701
 Phone number (include area code): 541-480-2547 **E-mail address: kenthomas@bendbroadband.com

Kristin Thomas Date: 4-3-24

Signature of Lessor

Printed name (and title): Kristin Thomas, Thomas Living Trust Business name, if applicable: none
 Mailing Address (with state and zip): 2660 NE Hwy 20 Ste 610-225, Bend, OR 97701
 Phone number (include area code): none **E-mail address: none

Received by OWRD

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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

Use Table 2 to illustrate the totals for the water right proposed to be leased instream (based on Part 3 of 4) Water Right # 94956

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	IR	8.06	Season 1 rate/Total Volume	0.092	76.01
10/31/1900	11	IR	8.06	Season 2 rate	0.125	
10/31/1900	11	IR	8.06	Season 3 rate	0.171	
12/02/1907	11	IR	8.06	Season 3 rate	0.068	
10/31/1900	1	IR	45.4	Season 1 rate/Total Volume	0.562	445.29
10/31/1900	1	IR	45.4	Season 2 rate	0.749	
10/31/1900	1	IR	45.4	Season 3 rate	0.990	
12/02/1907	1	IR	45.4	Season 3 rate	0.397	

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>Deschutes River, tributary to Columbia 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>11&1</u> to <u>Mouth of the Deschutes River</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)
10/31/1900	11	IR	8.06	Season 1 rate/Total Volume	0.055	43.93
10/31/1900	11	IR	8.06	Season 2 rate	0.074	
10/31/1900	11	IR	8.06	Season 3 rate	0.137	

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10/31/1900	1	IR	45.4	Season 1 rate/Total Volume	0.312	247.45
10/31/1900	1	IR	45.4	Season 2 rate	0.416	
10/31/1900	1	IR	45.4	Season 3 rate	0.771	

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 flow allocated on daily average basis up to the described rate from April 1- October 26

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

Any additional information about the proposed instream use: _____

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**This table will calculate flow rate factors and duty for Central Oregon Irrigation District
Instream Leases with water instream under October 31, 1900 priority date only**

Enter Total Number of Acres to be Leased Instream Here from POD #1 (CO Canal)	45.400
---	---------------

POD #1 Starting Point - total acres	25,171.980		
Starting Point - rate	Full Right at POD #1	October 31, 1900	December 2, 1907
	Starting Point - Rate*	Starting Point - Rate	Starting Point - Rate
Season 1	311.542	311.542	
Season 2	415.386	415.386	
Season 3	769.241	549.238	220.003
Start Point - duty*	246,890.000		

*Estimated start point based on changes since issuance of Cert 94956 (issuance March 6, 2020)

Information highlighted with blue font is to be entered on to the Instream Lease Application Form

For Primary Water Right - Certificate 94956 at POD #1

Rate (CFS) associated with leased rights for Section 1.5 of the Lease Application Form				
Enter Rates by season and priority date on Instream Lease Form		Full Rate	October 31, 1900	December 2, 1907
Season 1		0.562	0.562	
Season 2		0.749	0.749	
Season 3		1.387	0.990	0.397
Duty (AF) associated with leased right for Section 1.5 of the Lease Application Form				
Duty (decree) AF/Acre =	9.81	This section shows the prorated amounts by which the water right will be reduced at POD		
	445.29			

Rate (CFS) leased instream for Section 2.2 of the Lease Application Form		Volume (AF) leased instream for Section 2.2 of the Lease Application Form	
Enter Rates by season on Instream Lease Application Form	Full Rate if under October 31, 1900 priority date only	Enter Duty on Instream Lease Application Form	
Season 1	0.312	Duty (decree) AF/Acre = 5.45	
Season 2	0.416	Max volume =	247.45
Season 3	0.771		

Additional Conditions to Prevent Injury for Section 2.2 of the Lease Application Form			
	# days	AF/Season	9.91 AF Duty - 45% = 5.45
Season 1*	56	34.66	Total = 247.45
Season 2	30	24.75	
Season 3	123	188.10	
	Season total =	247.51	
Water protected instream:	April 1 through October 26		

* Note - The number of days that water may be protected instream in Season 1 has been reduced to prevent enlargement of the right.

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**This table will calculate flow rate factors and duty for Central Oregon Irrigation District
Instream Leases with water instream under October 31, 1900 priority date only**

Enter Total Number of Acres to be Leased Instream Here from POD #11 (North Canal)	8.060
---	--------------

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POD #11 Starting Point - total acres	17,152.843		
Starting Point - rate	Full Right at POD #11	October 31, 1900	December 2, 1907
	Starting Point - Rate*	Starting Point - Rate	Starting Point - Rate
Season 1	195.636	195.636	
Season 2	266.888	266.888	
Season 3	509.663	363.899	145.764
Start Point - duty*	161,767.090		

Salem, OR

*Estimated start point based on changes since issuance of Cert 94956 (issuance March 6, 2020)

Information highlighted with blue font is to be entered on to the Instream Lease Application Form

For Primary Water Right - Certificate 94956 at POD #11

Rate (CFS) associated with leased rights for Section 1.5 of the Lease Application Form			
Enter Rates by season and priority date on Instream Lease Form		Full Rate	October 31, 1900 December 2, 1907
Season 1		0.092	0.092
Season 2		0.125	0.125
Season 3		0.239	0.171 0.068
Duty (AF) associated with leased right for Section 1.5 of the Lease Application Form			
Duty (decree) AF/Acre =	9.43	This section shows the prorated amounts by which the water right will be reduced at POD	
	76.01		

Rate (CFS) leased instream for Section 2.2 of the Lease Application Form	Volume (AF) leased instream for Section 2.2 of the Lease Application Form
Enter Rates by season on Instream Lease Application Form	Enter Duty on Instream Lease Application Form
	Full Rate if under October 31, 1900 priority date only
Season 1	0.055
Season 2	0.074
Season 3	0.137
	Duty (decree) AF/Acre = 5.45
	Max volume = 43.93

Additional Conditions to Prevent Injury for Section 2.2 of the Lease Application Form			
	# days	AF/Season	9.91 AF Duty - 45% = 5.45
Season 1*	56	6.11	Total = 43.93
Season 2	30	4.40	
Season 3	123	33.42	
	Season total =	43.93	
Water protected instream:	April 1 through October 26		

* Note - The number of days that water may be protected instream in Season 1 has been reduced to prevent enlargement of the right.

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DESCHUTES COUNTY SEC.14 T16S R12E

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SCALE - 1" = 400'

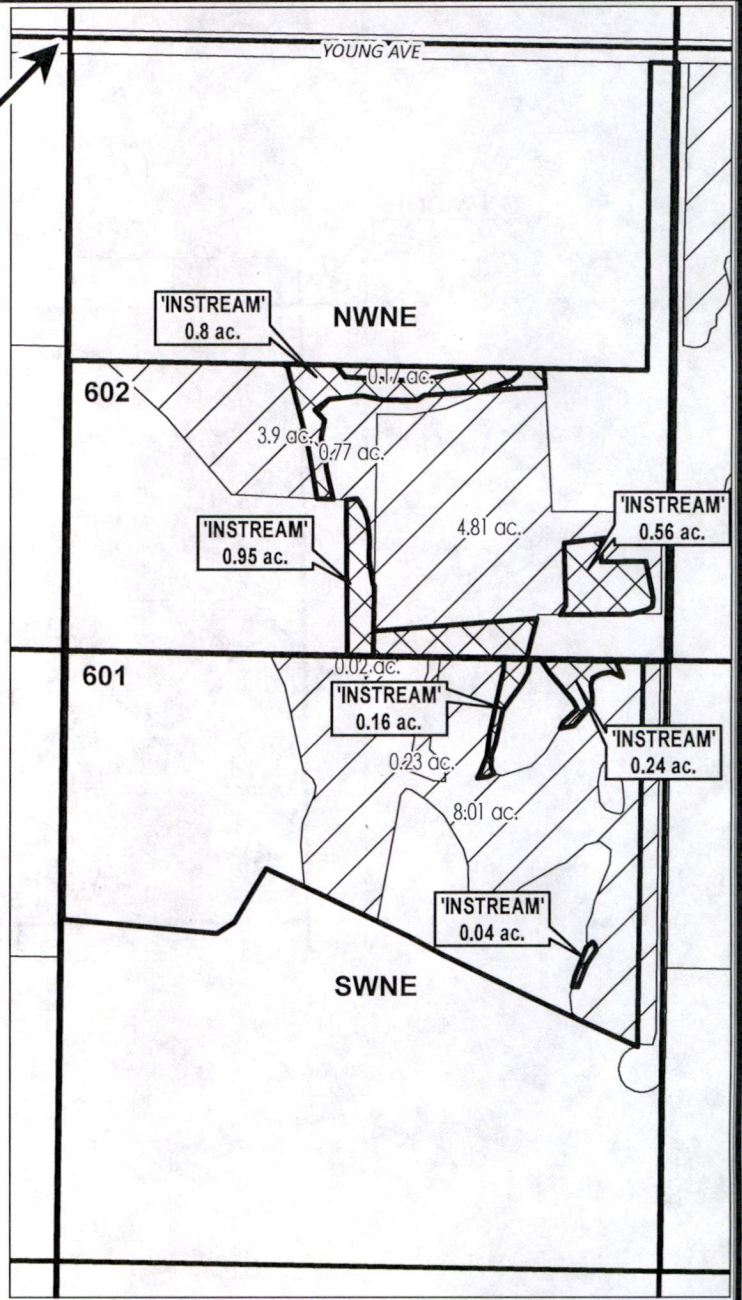
APR 23 2024



Salem, OR



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

N 1/4 COR



	INSTREAM LANDS
	EXISTING WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Greig/Allen 2004 Living Trust

TAXLOTS #: 601, 602

2.75 ACRES

DATE: 3/15/2024

DESCHUTES COUNTY SEC.31 T14S R13E

Received by OWRD

SCALE - 1" = 400'

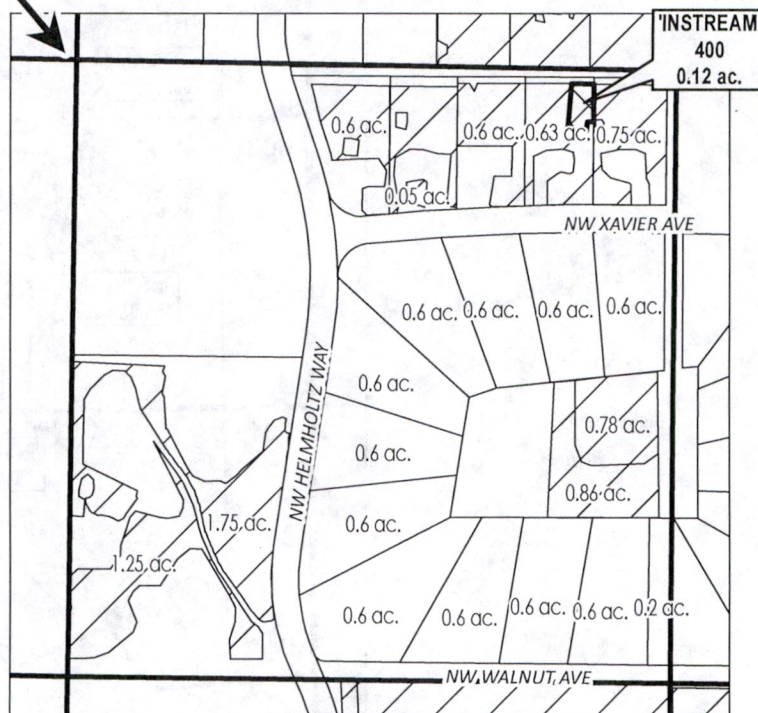
APR 23 2024



Salem, OR

NW 1/4 OF THE SE 1/4

C 1/4 COR



# ac.	PARCELS W/ WATER RIGHTS
	INSTREAM LANDS
	EXISTING WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Walker, Aaron

TAXLOTS #: 400

0.12 ACRES

DATE: 11/22/2023

DESCHUTES COUNTY
SEC.10 T16S R12E

SCALE - 1" = 400'

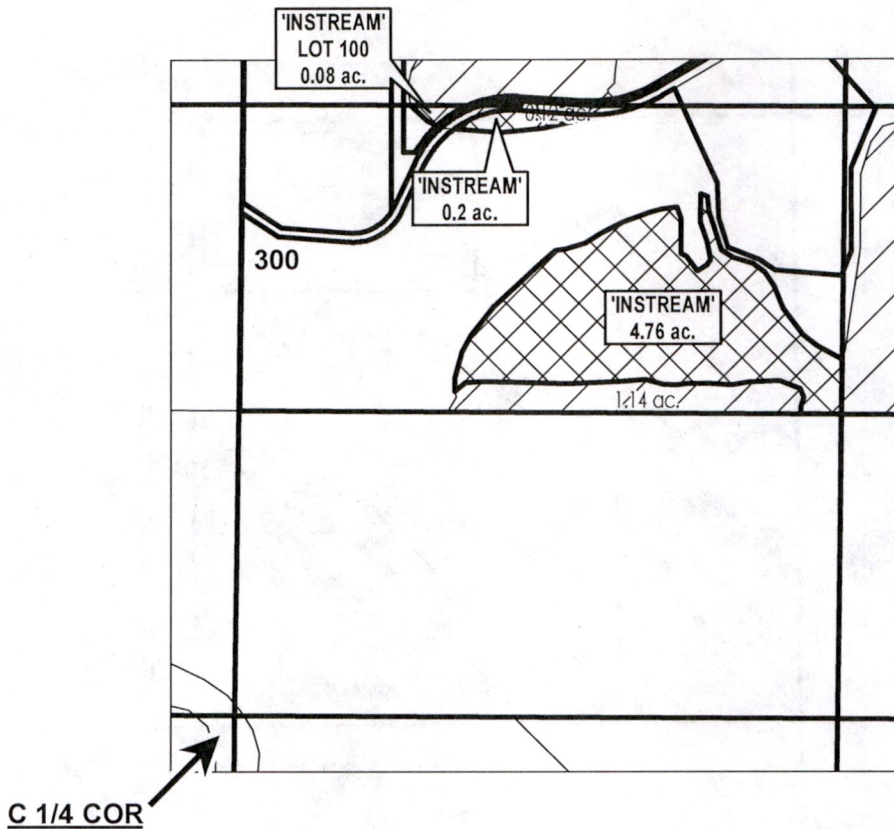


SW 1/4 OF THE NE 1/4

Received by OWRD

APR 23 2024

Salem, OR



	INSTREAM LANDS
	EXISTING WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Underwood, Joshua

TAXLOTS #: 100, 300

5.04 ACRES

DATE: 1/8/2024

DESCHUTES COUNTY
SEC.09 T14S R13E

Received by OWRD

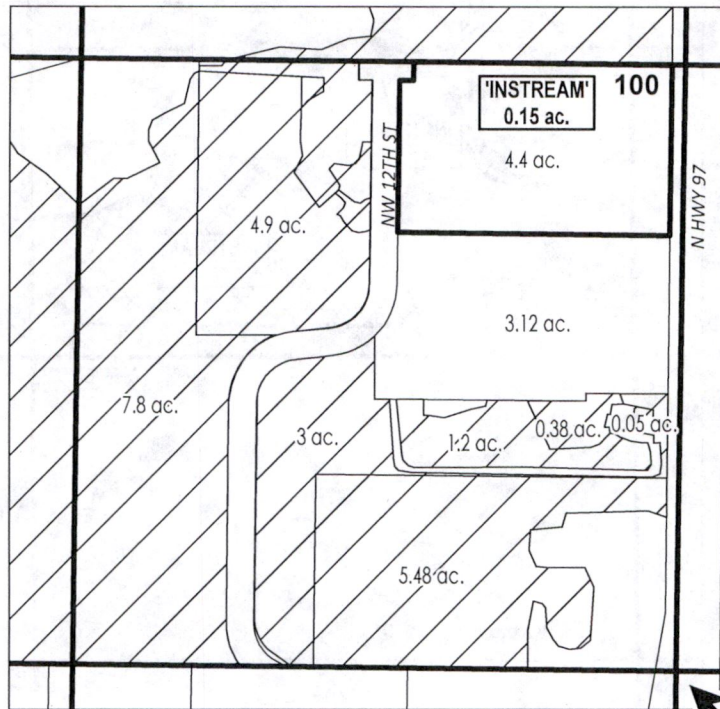
SCALE - 1" = 400'

APR 23 2024


Salem, OR



SE 1/4 OF THE SW 1/4



S 1/4 COR

# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
# ac.	INSTREAM PARCELS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Torfinn and Michelle Bolken Revocable Trust

TAXLOTS #: 100

0.15 ACRES

DATE: 4/3/2024

DESCHUTES COUNTY
SEC.23 T17S R14E

Received by OWRD

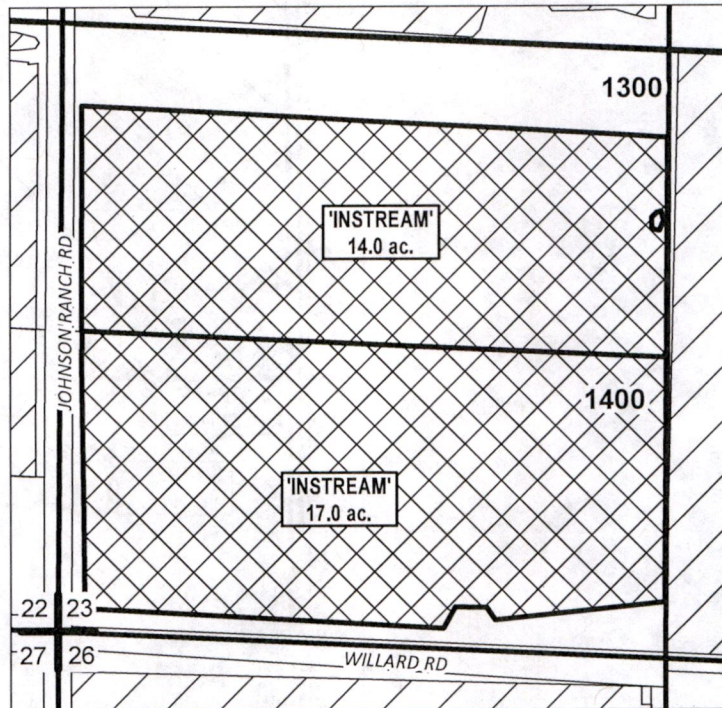
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

APR 23 2024



Salem, OR

SW 1/4 OF THE SW 1/4



	EXISTING WATER RIGHTS
	INSTREAM LANDS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Elite Soil, LLC

TAXLOTS #: 1300, 1400

31.0 ACRES

DATE: 11/20/2023

CROOK COUNTY SEC.23 T15S R14E

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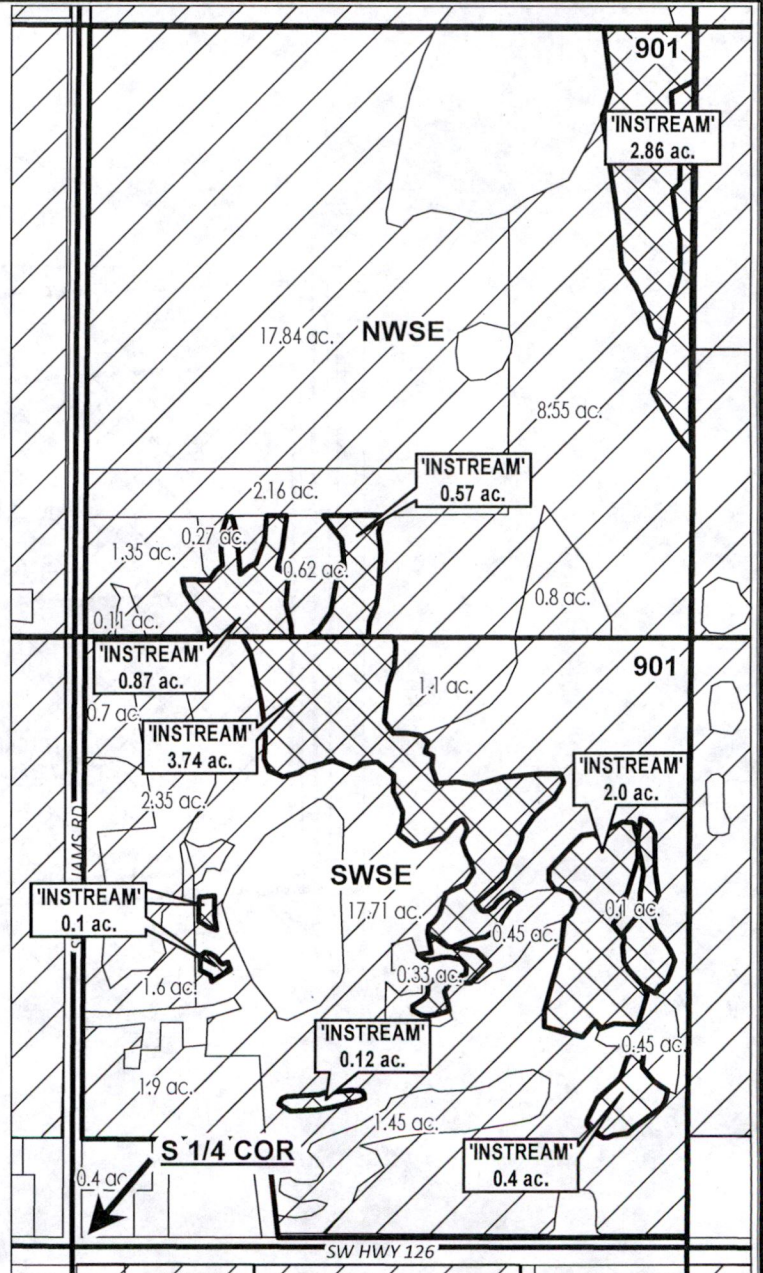
SCALE - 1" = 400'

APR 23 2024

Salem, OR



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



# ac.	PARCELS W/ WATER RIGHTS
	EXISTING WATER RIGHTS
	INSTREAM LANDS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: France, Carol Ann

TAXLOTS #: 901

10.66 ACRES

DATE: 3/15/2024

DESCHUTES COUNTY
SEC.28 T17S R13E

Received by OWRD

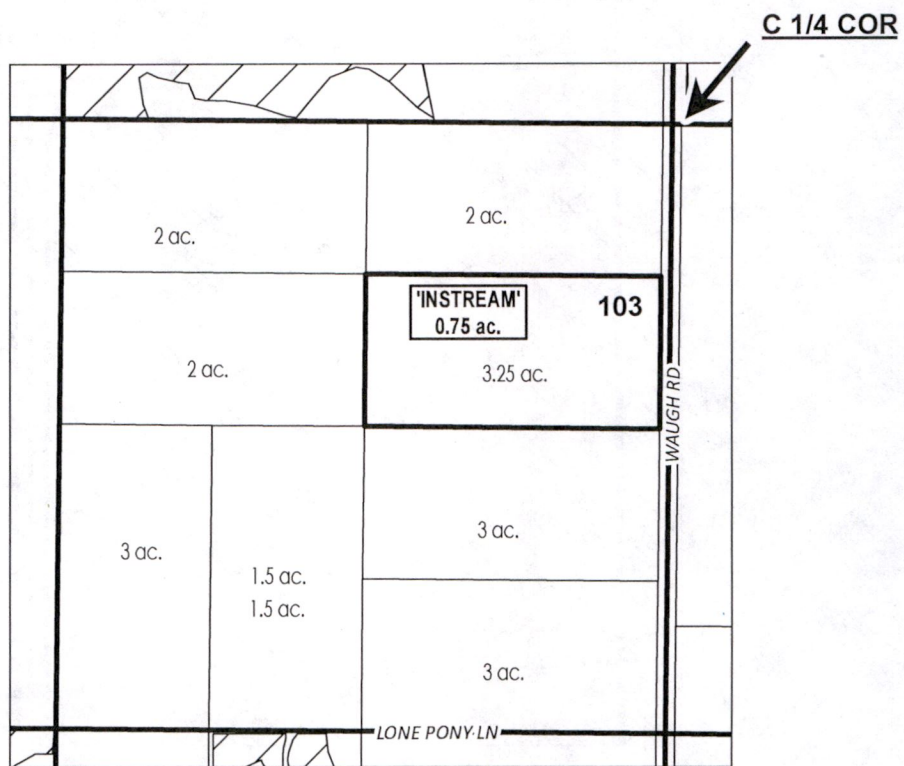
SCALE - 1" = 400'

APR 23 2024



Salem, OR

NE 1/4 OF THE SW 1/4



# ac.	PARCELS W/ WATER RIGHTS
# ac.	INSTREAM PARCELS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Lakin, Sean

TAXLOTS #: 103

0.75 ACRES

DATE: 11/21/2023

**CROOK COUNTY
SEC.20 T16S R14E**

SCALE - 1" = 400'



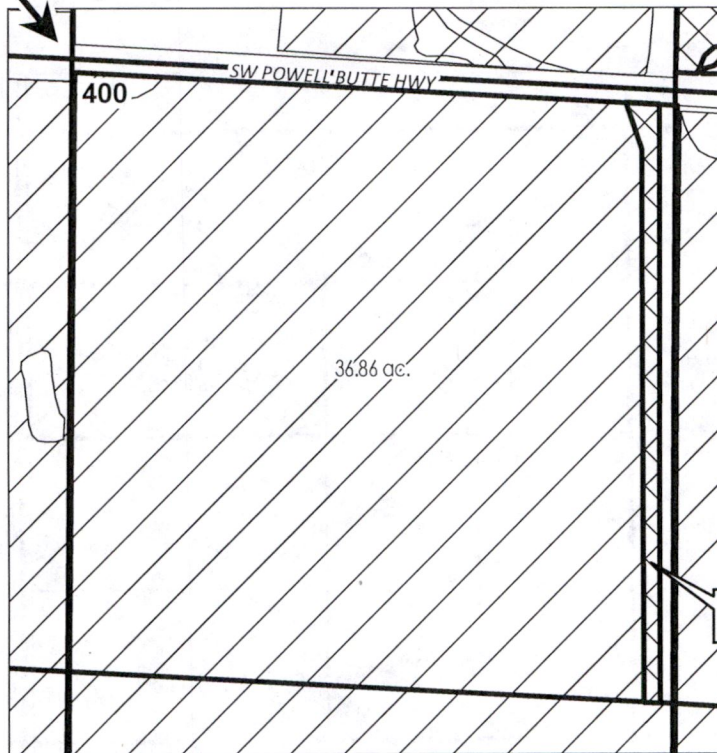
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
Received by OWRD

APR 23 2024

Salem, OR

N 1/4 COR.



	INSTREAM LANDS
	EXISTING WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Moe, Donna/Arnold, Terry

TAXLOTS #: 400

1.14 ACRES

DATE: 1/12/2024

**CROOK COUNTY
SEC.20 T16S R14E**

Received by OWRD

SCALE - 1" = 400'

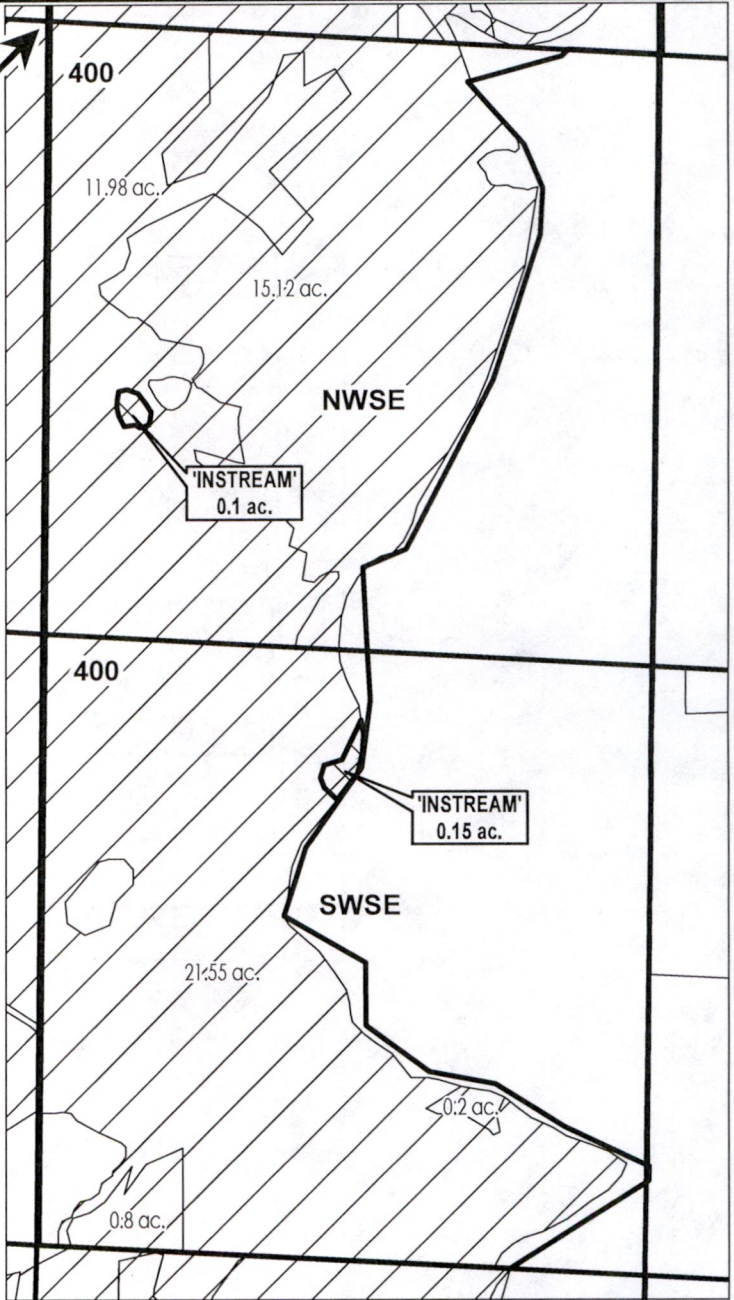
APR 23 2024



Salem, OR



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

C 1/4 COR



	INSTREAM LANDS
	EXISTING WATER RIGHTS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Moe, Donna/Arnold, Terry

TAXLOTS #: 400

0.25 ACRES

DATE: 1/12/2024

DESCHUTES COUNTY
SEC.26 T17S R12E

Received by OWRD

SCALE - 1" = 400'

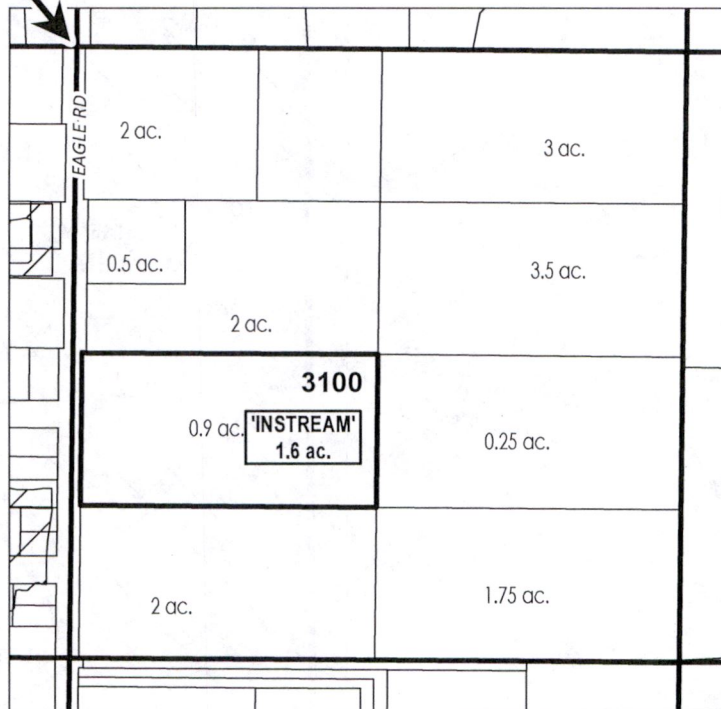
APR 23 2024



Salem, OR

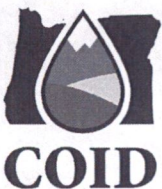
NW 1/4 OF THE SE 1/4

C 1/4 COR



ac. PARCELS W/ WATER RIGHTS

ac. INSTREAM PARCELS



APPLICATION FOR 1 YEAR INSTREAM LEASE

NAME: Thomas Living Trust

TAXLOTS #: 3100

1.6 ACRES

DATE: 11/22/2023

COID Quarter Quarter Balancing Sheet

TRSQQ	Acreage Difference	Transfer #
141303NESW	2.1	POND
141303NWSE	1.9	POND
141303WSE	0.25	T-13298
141303SESW	0.4	POND
141303SESE	0.75	POND
141303SESE	0.6	POND
141303SESE	0.4 ON	T-13298
141303SWSW	4.15	POND
141309NENE	2.55	POND
141310NWSE	8.04	POND
141310NESE	1.2	POND
141310NESW	1.44	POND
141310NENW	2.75	POND
141310NWNW	5.25	POND
141310SWNW	6.08	POND
141310SWNE	2.8	POND
141310SESW	2.75	POND
141313SESW	0.27 OFF	T-13883
141315SESW	0.18 OFF	T-13341
141315SESW	0.19 OFF	T-14134
141316SWNE	4.55 OFF	T-13740, T-13514
141321SWNW	0.20 OFF	T-13740
141322SESW	0.25 OFF	T-13341
141322NWSE	0.55 OFF	T-13589
141327NWSW	6.96 OFF	T-14134, T-14133, T-14069
141327SWSE	0.4	POND
141332SESW	0.1	POND
141332SESW	0.18 OFF	T-13883
141333SWSW	2.04 OFF	T-13514
141419NENW	0.60 ON	T-13514
141419NESE	9.18 ON	T-13514
141419SESE	2.25 ON	T-13514
151201SESE	0.10 OFF	T-13589
151211SESE	0.89 OFF	T-13883
151212SESW	0.4 OFF	T-13341
151213NWSE	0.45	POND
151214NESE	0.6 ON	RIVER DIVERSION #12
151303NWNW	1.0 OFF	T-13740
151303NWSW	1.4 OFF	T-14213, T-14133
151304WNE	1.85 OFF	T-13884, T-13589
151304NESE	0.54 OFF	T-13589, T-14134
151304SWNE	0.29 OFF	T-13883
151304SWSE	4.14 OFF	T-13341
151308NWSE	0.9	POND
151309SWSW	0.4	POND
151309SWSW	3.0 OFF	T-13341
151310NESW	20.0 OFF	INDUSTRIAL
151310NESW	0.20 OFF	T-14134
151317SESE	0.8	POND
151319NWSW	1.2	POND
151331NENW	0.2	POND
151331NENE	0.45	POND
151331NENE	0.35 OFF	T-13341
161211NENW	0.34 ON	T-13514
161211NENE	0.14 OFF	T-13883
161211NENE	0.20 OFF	T-13341
161211NWSW	0.96 OFF	T-25753
161211NWSW	0.28 OFF	T-26255
161211SESE	8.0 ON	SWALLEY
161212SESW	0.90 OFF	T-13883
161212SESW	0.40 OFF	T-13341
161214NWNE	5.0 ON	SWALLEY
161214SWNE	9.0 ON	SWALLEY
161223SESE	0.32 Off	T-13514
161227NESW	0.12 OFF	T-13883
161403SWNW	6.0 ON	T-13883
161403SWNW	3.00N	T-2023-024
161403SWNW	3.55 ON	T-2024-001
171202NWNE	0.53 OFF	T-14134
171202SWNE	0.12 OFF	T-13883
171211NWNE	0.90 ON	T-14213
171214NENW	.21 OFF	T-14284
171214SESW	1.72 ON	T-13342
171215SESW	0.60 ON	T-13341
171223NWSE	7.5 OFF	T-13740
171224SWNW	1.9 OFF	T-13576
171227SESW	7.4 OFF	T-14213
171235SWSE	9.75	POND
171319NWSE	0.55 OFF	T-13589
171320SWSW	0.41 OFF	T-13883
171327NESW	1.0 OFF	T-13884
171328SESW	0.39 OFF	T-13883
171328SESW	0.04 OFF	T-13883
171330NESW	3.17 OFF	T-14134, T-13589, T-13576
171330SESW	1.21 ON	T-13576
171423NWNW	0.55 OFF	T-13341
171427NWSW	6.82 ON	T-14113, T-13884, T-13514, T-13341
181201NWNE	0.10 OFF	T-13576
181202NENE	0.7 OFF	T-13341
181202NENW	0.18 OFF	T-13883
181203NENW	.01 ON	ROUNDING
181210SWNE	0.4	POND
181304NWNE	1.02 OFF	T-14213, T-13883
181304NESW	0.35 OFF	T-13883
181304NESW	0.6	POND
181408SESE	3.5 OFF	T-13884

Received by OWRD

APR 23 2024

Salem, OR