pplication 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# 1L-2038 MP-37

classic states and the states of the states and the states of the states

District # AID 24-05

Fee in t	he amount	of: \$610.00 for a lease involving four or more landowners or four or more water rights	Or ⊠ \$410.00 for all other leases
		☐ Check enclosed <u>or</u> ☐ Fee Charged to customer account <u>Deschutes Ri</u>	ver Conservancy (Account name)
Yes [N/A Poo	led Lease-a lease with more than one Lessor (Landowner	r/water right interest holder)
		ompleted Minimum Requirements Checklist ompleted District and Other Party Signature Page	Received by OW
		ompleted Place of Use and Lessor Signature Page (Include a separate Part 3 for each Lessor.)	MAY 07 2024
	Part 4 – Co	ompleted Water Right and Instream Use Information (Include a separate Part 4 for each Water Right.)	Salem, OR
		Water Rights are included in the lease application? 1 ater right to be leased instream here:74197	(# of rights)
Yes Yes	□ N/A	Other water rights, if any, appurtenant to the lands in proposed to be leased instream. List those other water rights here: 76714 Conservation Reserve Enhancement Program CREP –	
	d Attachm		
Yes	A/N L	Instream lease application map(s). More than one Queach map. A map is not required if an entire right is a municipal or quasi-municipal water use. The map show A north arrow and map scale (no smaller than 1":	peing leased or if the right is for use of build include the following:
		 Label township, range, section and quarter-quarter. If an irrigation right, the numbers of acres to be leaded and hachure/shade to differentiate between the aremaining. If the place of use has more than one 	eased in each quarter-quarter identify acreage being leased and any priority date, source stream, and/or
		 point of diversion you must identify each with se Tax lot lines and numbers must be included on the property(s) involved. 	
Yes	⊠ N/A	 If the Lessor(s) is not the deeded land owner, include A notarized statement from the land owner consenting deed; or A water right conveyance agreement and a copy of the time the water right was conveyed; or Other documentation. 	ng to the lease and a copy of the recorded
Yes	⊠ N/A	If the right has not been used in the last five years; p indicating why a right (or portion thereof) is not subj	

Part 2 of 4 – District and other party Signature

Term of the Lease: The lease is requested to begin in: month April year 2024 a	ad and wouth as 1	
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	Termination provision (for multiyear lea The parties to the lease request (choose a. The option of terminating the lease the full term with written notice to the Lessor(s) and/or Lessee. b. The option of terminating the lease the full term, with consent by all pa c. The parties would not like to include Provision.	one): e prior to expiration of the Department by prior to expiration of arties to the lease. e a Termination
Additive/Replacing Relationship to other instream water instream water rights created as a result of instream leases ar leases are also generally senior to other instream rights cre flows, they generally replace a portion of these junior instream	ated through a state agency process or co area rights.	tive to other existing water. Since instream inversion of minimum
If you would like this lease to relate to other instream wate And attach an explanation of your intent	r rights differently than described above, p	please check this box.
Precedent: If a right which has been leased is later proposed in the proposed of the proposed in the proposed	sed to be leased again or later transferred injury review shall be required. An instream	or become part of an n lease shall not set a
The water right(s) have not been used for the last five year However, the water right(s) is not subject to forfeiture water right is not subject to forfeiture has been provided SIGNATU	d.	cribing why the
The undersigned declare that the information con		ite.
1	(group)	
Signature of Co-Lesson Date: 4/12	2 /24	Received by OW
red name (and title): Juanita Harvey, Office Manager		MAY 07 2024
[1] 1일 발생 : CONTROL : 사이트웨어 전투 12: CONTROL :	-mail address: <u>jharvey@arnoldid.com</u>	Salem, OR
Signature of Co-Lessor Date: Ported name (and title): JOSELE F. WARD	119,2024	
ness/organization name: THUMB LLC ing Address (with state and zip): 20505 MURPHY ie number (include area code): 541-382 - **E-mail add	ROAD BEND, OR 97702 ress: deaneJLWARDCO.COM	
next page for additional signatures.		

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): <u>541-382-4077</u> **E-mail address: <u>james@deschutesriver.org</u>

** 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 by OWRD MAY 07 2024 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: Arnold 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#	Tw	р	Rn	g	Sec	Q	-Q	Tax Lot	Gov't Lot/DLC#	Acres	Use	Page #	Previous Leas
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	19	SE	NE	4404	He	2.73	IRR	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	E	19	NE	SE	4404		7.85	IRR	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	19	sw	SE	4404		5.51	IRR	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	19	SE	SE	4404		19.01	IRR	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	20	NW	sw	4404		16.96	IRR	15	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	Е	20	NE	sw	4404		27.63	IRR	15	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	Е	20	sw	sw	4404		18.86	IRR	15	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	Е	20	SE	sw	4404		0.25	IRR	15	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	Е	20	NW	SE	4404		2.48	IRR	15	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	Е	30	NW	NE	4404		14.30	IRR	19	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	E	30	NE	NE	4404		8.40	IRR	19	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	E	19	sw	SE	4404		1.27	PND	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	19	SE	SE	4404		1.32	PND	14	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	S	12	E	30	NW	NE	4404		2.28	PND	19	IL-1738
74197	02/01/1905 & 04/25/1905	1	18	s	12	E	30	NE	NE	4404		0.30	PND	19	IL-1738

^Pond = PM on maps

Received by OWRD

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.	
Joseph Ward Date: RATE 9 2004	
Signature of Lessor	
Printed name (and title): JOSELE F, WARD	Business name, if applicable: JL Ward Company
Mailing Address (with state and zip): 20505 Murphy Rd., Bend OR 97702	
Phone number (include area code): 541-382-0491 **E-mail address: JODY @ JLWARD	OCO. COM
Date:	
Signature of Lessor	
Printed name (and title): Business name, if applicable: Mailing Address (with state and zip):	
Phone number (include area code): **E-mail address:	
	Received by OWRD
	MAY 0 7 2024
	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 # 74197

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)
02/01/1905	1	IRR	123.98	Season 1 – 3/Total Volume	0.707	1,911.77
04/25/1905	1	IRR	123.98	Season 1 rate	1.724	201
04/25/1905	1	IRR	123.98	Season 2 rate	2.472	5
04/25/1905	1	IRR	123.98	Season 3 rate	3.535	
02/01/1905	1	PND	5.17	Season 1 – 3/Total Volume	0.029	79.72
04/25/1905	1	PND	5.17	Season 1 rate	0.072	
04/25/1905	1	PND	5.17	Season 2 rate	0.103	-
04/25/1905	1	PND	5.17	Season 3 rate	0.147	

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 cr	eated by t	he lease	1	River Basin: Deschutes	River/Stream Name: Desch	nutes River, tributary	to <u>Columbia River</u>		
Proposed Instre	am Reach	:			Or Proposed Instream Point:				
A reach typical	ally begins a	t the POD	and ends	at the mouth of the source	Instream use protected at the POD				
stream: From th	e POD 1 to	the mou	th of the I	Deschutes (IR ac) to LBC (Pond ac)					
OR Please c	heck this b	ox if you	are not	sure of the proposed reach and w	ant water to be protected wi	thin a reach below th	e POD, if possible. If no reach		
				checked, and there is only one PC					
POD.)									
Instream Portio	n: May no	t exceed	the max	imum rate/volume for the right	(identified in Table 2)				
Use the table 3	to illustrate	e the ins	tream rat	te, volume and instream period by	y priority date, POD, Use and	acreage, as appropria	te. If not enough room		
				or create a spreadsheet (clearly la					
Priority date	POD#	Use	Acres	Proposed Instre	eam Period	Instream Rate (cfs)	Total instream volume (af)		
02/01/1905	1	IRR	123.98	Season 1 – 3/Total Volume		0.260	669.12		
04/25/1905	1	IRR	123.98		protected to Mouth of Deschutes	0.608			
04/25/1905	1	IRR	123.98	Season 2 rate Instre	eam for Mitigation	0.868			
04/25/1905	1	IRR	123.98	Season 3 rate	***	1.785 Rece	ived by OWRD		
	121311 95	· ye	1.5%	e and the		11000	vou 5, 5		

MAY 07 2024

02/01/1905	1	PND	5.17	Season 1- 3/Total Vo	lume	0.011	27.90
04/25/1905	1	PND	5.17	Season 1 rate	POND acs protected to Lake Billy Chinook	0.025	
04/25/1905	1	PND	5.17	Season 2 rate	NOT mitigation	0.036	
04/25/1905	1	PND	5.17	Season 3 rate		0.074	
identify the app	ropriate i	nstream r	ate, volu	ime and period con	ed rate, volume and instream period. As pasidering the water right(s) being leased and	instream benefits.	
Name of the last o			_	ement or injury to o	other water rights, if any, or other limitation	ons: list here Note: The	Department may identify additional
conditions to preve	ent injury and	d/or enlarge	ement.				
Any additional in	formation	about the	propose	d instream use: All ir	rigation acres for mitigation and protected to t	the mouth of the Desch	nutes, pond acres NOT mitigation,
protected to Lake	Billy Chin	ook				× 40	

MAY 07 2024 Salem, OR

This table will calculate flow rate factors and duty for Arnold Irrigation District Instream Leases

Enter Total Number of Acres to be Leased Instream Here

123.980

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

For Primary Water Right - Certificate 74197

Rate (CFS) associated with				
The rate and duty identified in	this section inc	ludes the 65% transmis	ssion loss.	
Enter Rates by Priority Date on Lease Form	days	Full Rate	February 1, 1905	April 25, 1905
Season 1		2.431	0.707	1.724
Season 2		3.179	0.707	2.472
Season 3*	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	4.242	0.707	3.535
* The rate identified for Seaso right (150.0 CFS) will not be e				
Duty (AF) associated with le	ased right for	Section 1.5 of the Lea	ase Application Form	
Duty (decree) AF/Acre =	15.42	U P	x	
	1,911.77			

Enter Rates by Priority on Lease Form	Date	Full Rate	February 1, 1905		April 25, 1905
Season 1		0.868			0.608
Season 2		1.128	0.260		0.868
Season 3		2.046	0.260		1.785
*S3 = proportioned rate)				100
Volume (AF) leased in	stream for Section	on 2.2 of the Lease Ap	oplication Form		
	# days	AF/Season	Duty (decree) AF/Acre =	5.40	
	(192	669.12			
				LAKE DOWN TO SERVER	

For Supplemental Water Right from Crane Prairie Reservoir - Certificate 76714

Duty Associated with Leased Right for Section 1.5 of the Additional Water Right Form
1,911.77

Volume (AF) leased instream for Section 2.2 of the Additional Water Right Form 381.69

Printed: 04/17/24

Received by OWRD

MAY 07 2024

Salem, OR

updated 10/20/2023

This table will calculate flow rate factors and duty for Arnold Irrigation District Instream Leases

Enter Total Number of Acres to be Leased Instream Here
5.170

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

For Primary Water Right - Certificate 74197

Rate (CFS) associated with				
The rate and duty identified in	n this section in	cludes the 65% transmi	ssion loss.	
Enter Rates by Priority Date on Lease Form	days	Full Rate	February 1, 1905	April 25, 190
Season 1		0.101	0.029	0.072
Season 2		0.133	0.029	0.103
Season 3*		0.177	0.029	0.147
* The rate identified for Seas right (150.0 CFS) will not be	exeeded if all a	cres were being irrigate	ed.	
Duty (AF) associated with I	eased right for	r Section 1.5 of the Lea	ase Application Form	
Duty (decree) AF/Acre =	15.4	2		
	79.7	2		

Enter Rates by Priority Date				,
on Lease Form		Full Rate	February 1, 1905	April 25, 1905
Season 1		0.036	0.011	0.025
Season 2		0.047	0.011	0.036
Season 3		0.085	0.011	0.074
*S3 = proportioned rate	Э	h marks		
Volume (AF) leased in	nstream for Section	on 2.2 of the Lease Ap	oplication Form	
	# days	AF/Season	Duty (decree) AF/Acre =	5.40
		27.90		

For Supplemental Water Right from Crane Prairie Reservoir - Certificate 76714

Duty Associated with Leased Right for Section 1.5 of the Additional Water Right Form 79.72

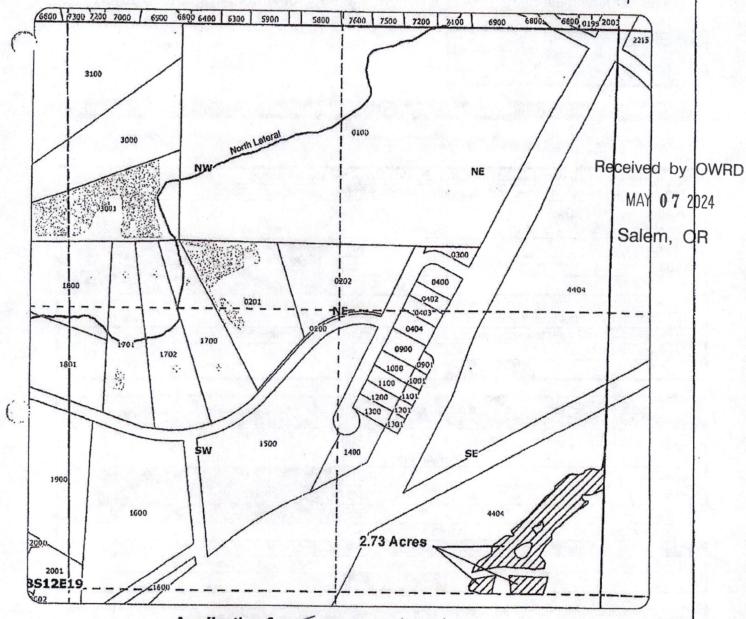
Volume (AF) leased instream for Section 2.2 of the Additional Water Right Form 15.92

Printed: 04/17/24

Received by OWRD

MAY 07 2024

Salem, OR



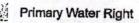
Application for Instream Lease

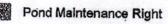
Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197







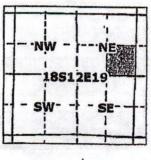




Geo-Spatial Solutions, Inc. www.geospatialsolutions.com

For:
J.L. Ward Company
Taxlot 4404- 2.73 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404- 2.73 Acres
in 18S12E19SENE

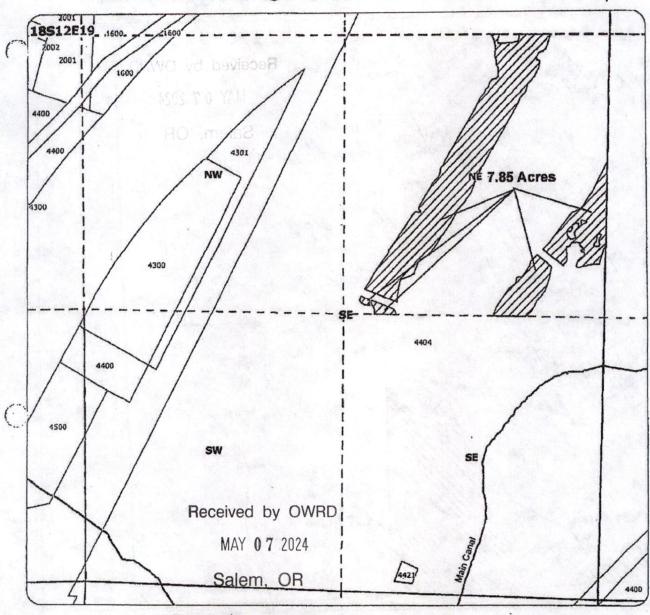
Date Created: December 2010



ÎN

1 inch = 400 feet

80 male 2

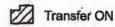


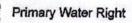
Application for Instream Lease

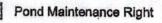
Point of Diversion

Primary: Certificate 74197 Pond Maintenance: Certificate 74197









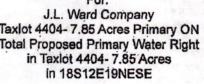


Geo-Spatial Solutions, Inc.

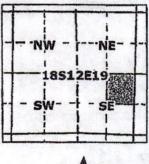
www.geospatialsolutions.com

For:

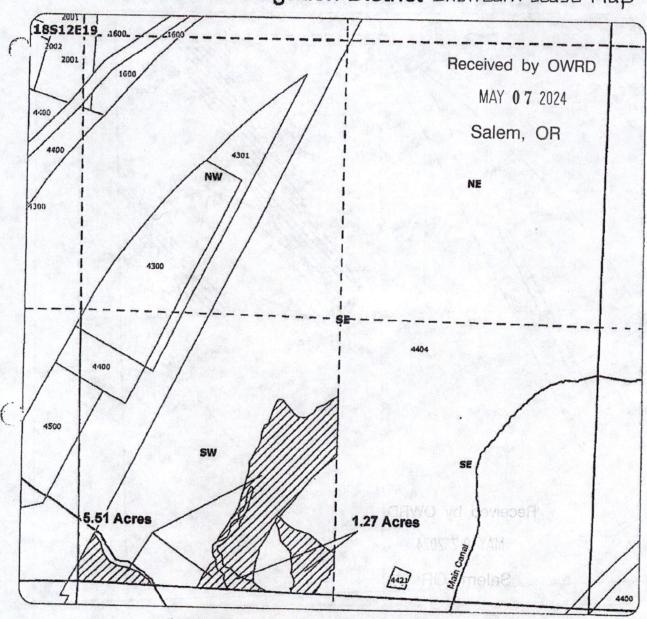
Taxlot 4404- 7.85 Acres Primary ON Total Proposed Primary Water Right in Taxlot 4404-7.85 Acres



Date Created: December 2010







Application for Instream Lease

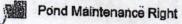
Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197





Primary Water Right

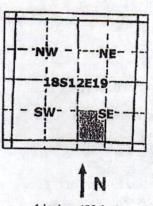


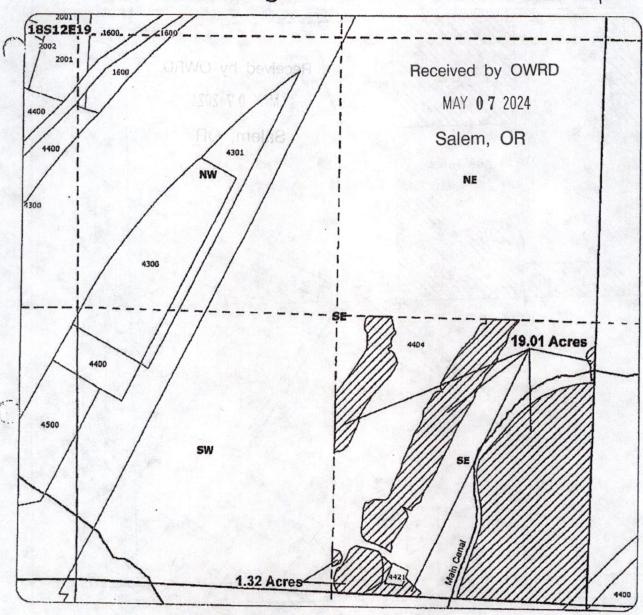


Geo-Spatial Solutions, Inc.

For:
J.L. Ward Company
Taxlot 4404-5.51 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404-5.51 Acres
Taxlot 4404-1.27 Acres PM ON
Total Proposed PM Water Right
in Taxlot 4404-1.27 Acres
in 18S12E19SWSE

Date Created: December 2010





Application for Instream Lease

Point of Diversion Primary: Certificate 74197
Pond Maintenance: Certificate 74197

Canals

Transfer ON

Primary Water Right

Pond Maintenance Right

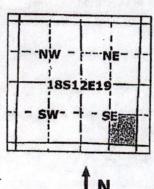


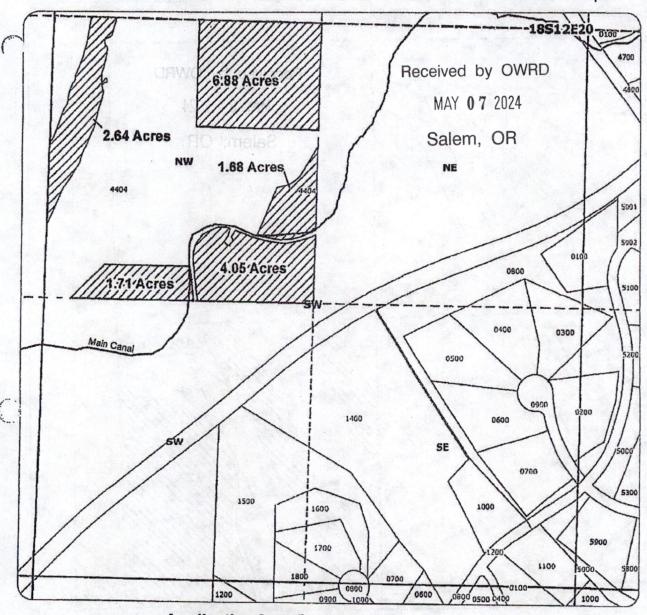
Geo-Spatial Solutions, Inc.

www.geospatialsolutions.com

For:
J.L. Ward Company
Taxlot 4404-19.01 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404- 19.01 Acres
Taxlot 4404- 1.32 Acres PM ON
Total Proposed PM Water Right
in Taxlot 4404- 1.32 Acres
in 18S12E19SESE

Date Created: December 2010





Application for Instream Lease

Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197



Transfer ON

Primary Water Right

Pond Maintenance Right

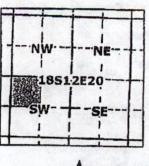


Geo-Spatial Solutions, Inc.

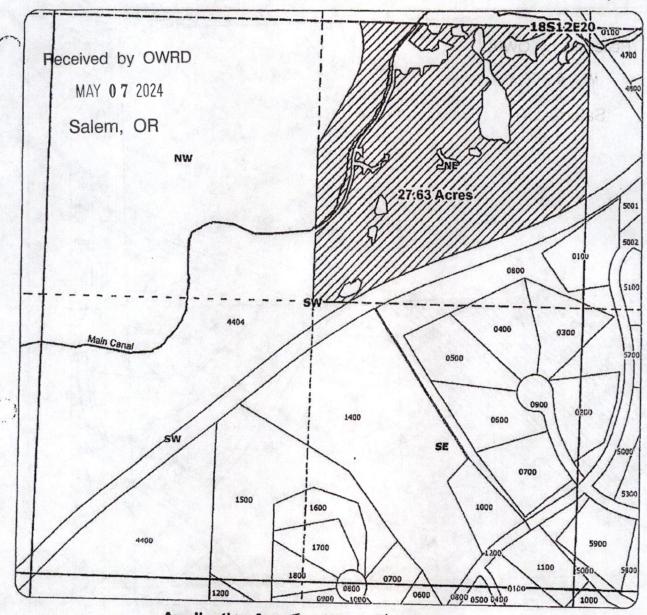
For:
J.L. Ward Company
Taxlot 4404-16.96 Acres Primary ON
Total Proposed Primary Water Right

in Taxlot 4404- 16.96 Acres in 18S12E20NWSW

Date Created: December 2010







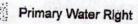
Application for Instream Lease

Point of Diversion

Primary: Certificate 74197 Pond Maintenance: Certificate 74197



Transfer ON



Pond Maintenance Right



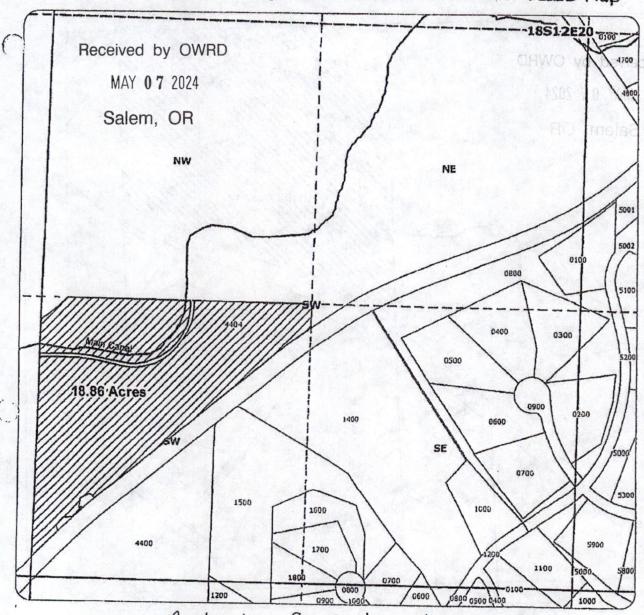
Geo-Spatial Solutions, Inc. www.geospatialsolutions.com

For:

J.L. Ward Company Taxlot 4404- 27.63 Acres Primary ON Total Proposed Primary Water Right in Taxlot 4404- 27.63 Acres in 18S12E20SNESW

Date Created: December 2010





Application for Instream Lease

Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197

~ Canals

Transfer ON

Primary Water Right

Pond Maintenance Right

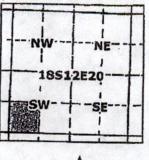
GSS

Geo-Spatial Solutions, Inc.

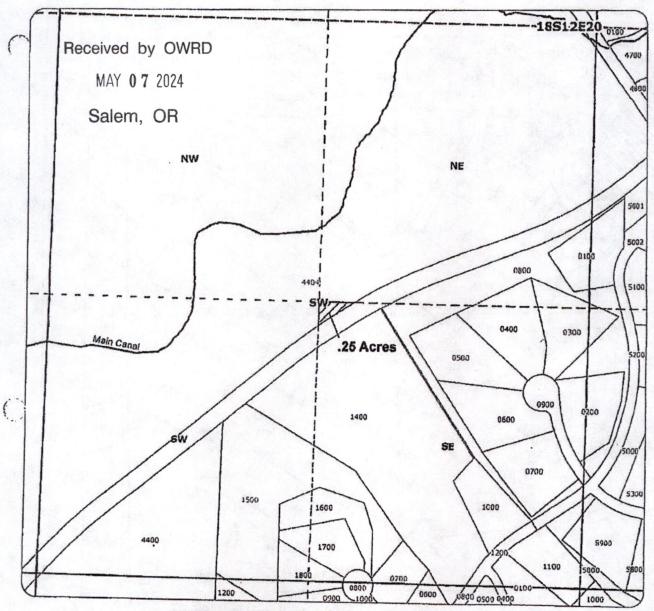
For:

J.L. Ward Company
Taxlot 4404- 18.86 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404- 18.86 Acres
in 18S12E20SWSW

Date Created: December 2010



TN



Application for Instream Lease

Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197



Transfer ON

Primary Water Right

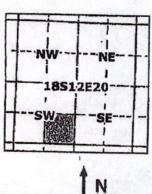
Pond Maintenance Right

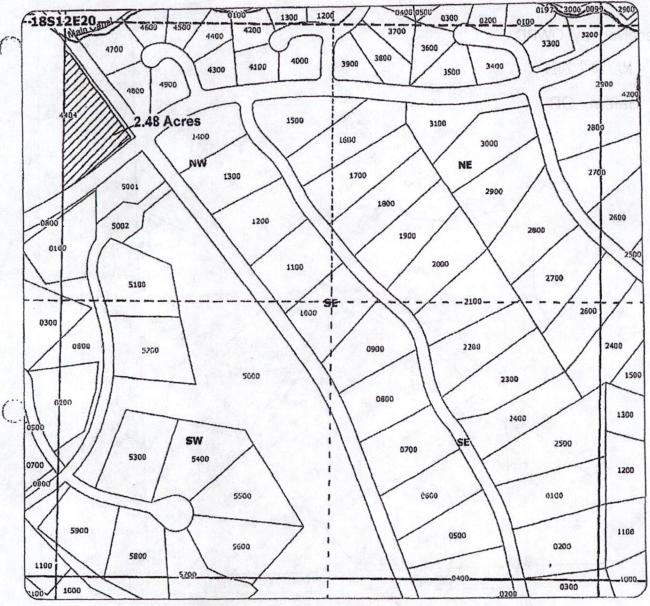


Geo-Spatial Solutions, Inc. www.geospatialsolutions.com

For:
J.L. Ward Company
Taxlot 4404- .25 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404- .25 Acres
in 18S12E20SESW

Date Created: December 2010





Application for Instream Lease

Point of Diversion

Primary: Certificate 74197
Pond Maintenance: Certificate 74197



Transfer ON

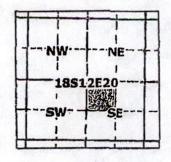
Primary Water Right

Pond Maintenance Right

Geo-Spatial Solutions, Inc.

www.geospatialsolutions.com

For:
J.L. Ward Company
Taxlot 4404- 2.48 Acres Primary ON
Total Proposed Primary Water Right
in Taxlot 4404- 2.48 Acres
in 18S12E20 NWSE

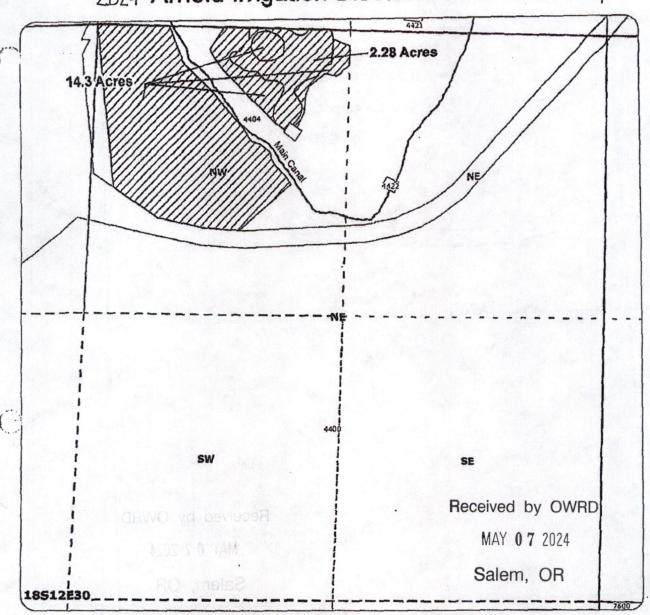


Received by OWRD

IN

Date Created: December 2010

MAY 0.7 2024 1 inch = 400 feet

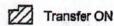


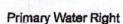
Application for Instream Lease

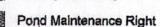
Point of Diversion

Primary: Certificate 74197 Pond Maintenance: Certificate 74197









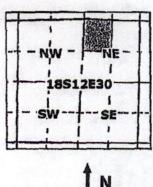


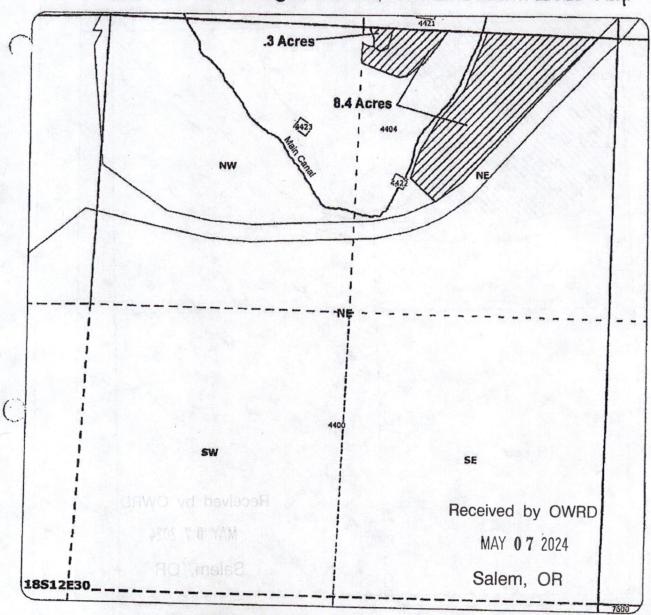
Geo-Spatial Solutions, Inc.

www.geospatialsolutions.com

For: J.L. Ward Company Taxlot 4404-14.3 Acres Primary ON √ Total Proposed Primary Water Right in Taxlot 4404- 14.3 Acres Taxlot 4404- 2.28 Acres PM ON √ Total Proposed PM Water Right in Taxlot 4404- 2.28 Acres in 18S12E30NWNE

Date Created: December 2010





Application for Instream Lease Primary: Certificate 74197

Pond Maintenance: Certificate 74197

Canals

Transfer ON

Primary Water Right

Point of Diversion

Pond Maintenance Right



Geo-Spatial Solutions, Inc. www.geospatialsolutions.com

For:

J.L. Ward Company Taxlot 4404- 8.4 Acres Primary ON Total Proposed Primary Water Right in Taxlot 4404- 8.4 Acres Taxlot 4404- .3 Acres PM ON ✓ Total Proposed PM Water Right in Taxlot 4404- .3 Acres in 18S12E30NENE

Date Created: December 2010

