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 - 2041/MP-323
District# OID Och

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

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 Rive</u>	er Conservancy (Account name)
× Yes	N/A Pooled	_ease-a lease with more than one Lessor (Landowner/	water right interest holder)
\boxtimes	Part 2 - Comp	eted Minimum Requirements Checklist eted District and Other Party Signature Page	Mitigation Project
		eted Place of Use and Lessor Signature Page ude a separate Part 3 for each Lessor.)	
\boxtimes	and the second s	leted Water Right and Instream Use Information	
	(Inc	ude a separate Part 4 for each Water Right.)	
		ter Rights are included in the lease application? $\underline{1}$	
		right to be leased instream here: 82246 (primary)	
Yes	and the same of th	er water rights, if any, appurtenant to the lands inv	olved in the lease application and not
		posed to be leased instream.	
		those other water rights here: 82247 - supplemental	
Yes		nservation Reserve Enhancement Program CREP –	
		sed part of CREP or another Federal program (list h	nere:) ?
-	ed Attachments		and manager, may be included on
Yes		tream lease application map(s). More than one QQ	
		ch map. A map is not required if an entire right is be	
		nicipal or quasi-municipal water use. The map shown and map scale (no smaller than $1'' = 1$)	
		Label township, range, section and quarter-quarter	
		If an irrigation right, the numbers of acres to be lea	
		and hachure/shade to differentiate between the a	
		remaining. If the place of use has more than one p	그는 마다마다 하나요요요 그는 이 바람이 얼굴하다. 그 얼마나님이, 그는 그 그리는 것이 되었다고 있다.
	•	point of diversion you must identify each with sep Tax lot lines and numbers must be included on the property(s) involved.	arate hachuring or shading and label
Yes	N/A Ift	he Lessor(s) is <u>not</u> the deeded land owner, include A notarized statement from the land owner consenting	
	+ 168 8 0 YA	deed; or A water right conveyance agreement and a copy of the time the water right was conveyed; or	e recorded deed for the landowner at the
	alem, OR	Other documentation.	
Yes		he right has not been used in the last five years; pr icating why a right (or portion thereof) is not subje	

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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 April year 2024 at 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 leases): The parties to the lease request (choose one): a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee. b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease. c. The parties would not like to include a Termination Provision.
Additive/Replacing Polationship to other instruments	(See instructions for limitations to this provision) or rights: Instream leases are generally additive to other existing
instream water rights created as a result of instream leases a leases are also generally senior to other instream rights or flows, they generally replace a portion of these junior instruction of you would like this lease to relate to other instream water And attach an explanation of your intent. Precedent: If a right which has been leased is later property.	and transfers and/or allocations of conserved water. Since instream reated through a state agency process or conversion of minimum
have been leased instream; or The water right(s) have not been used for the last five y	e under ORS 540.610(2). Documentation describing why the
SIGNA	TURES
The undersigned declare that the information of	contained in this application is true and accurate.
Printed name (and title): <u>Bruce Scanlon, Manager</u> Business/Organization name: <u>Ochoco Irrigation District</u> Mailing Address (with state and zip): <u>1001 NW Deer Str</u>	eet, Prineville, OR 97754 **E-mail address: ochocoid@crestviewcable.com
Date:	
Signature of Co-Lessor Printed name (and title):	Received by OWRD
Business/organization name: Mailing Address (with state and zip):	MAY 0 8 2024
Phone number (include area code): **E-mail	address: Salem, OR
ee next page for additional signatures.	

7/14/21

District Instream Lease Application

Page 2

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Seven About Date: 05/08/2024

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

Business/organization name: Deschutes River Conservancy

Signature of Lessee

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

Phone number (include area code): <u>541-382-4077</u> **E-mail address: <u>james@deschutesriver.org</u>

Landowners:

Barney	49.8 acres
Davis	20.0 acres
Creations NW	21.1 acres
Lieser	8.4 acres
Molony	8.6 acres
Winship	4.7 acres
Williams	28.0 acres
Total	140.6 acres

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^{**} 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

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: Ochoco 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	a	-Q	Tax Lot	Gov't Lot/DLC#	Acres	Use	Page #	Previous Lease #
82246	8/10/1917	Och Fd	15	S	16	E	04	NE	SE	2500		9.4	IR		IL-1977
82246	8/10/1917	Och Fd	15	5	16	E	04	SE	NE	2500		5.1	IR		IL-1977
82246	8/10/1917	Och Fd	15	S	16	E	04	NW	SE	2500		19.9	IR		IL-1977
82246	8/10/1917	Och Fd	15	5	16	E	04	sw	NE	2500		9.6	IR		IL-1977
82246	8/10/1917	Och Fd	15	5	16	E	04	sw	NE	2500		.5	- IR		IL-1977
82246	8/10/1917	Och Fd	15	5	16	E	04	SW	NE	2500		1.3	IR		IL-1977
82246	8/10/1917	Och Fd	15	S	16	E	04	SE	NE	2505		4.0	IR		IL-1977

Any additional information about the right: 49.8 acres IR. POD is Ochoco Feed Canal

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.

Stearns Land Company, LLC

Mawaging Henderste: 4/22/2024

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Printed name (and title): Brian Stearns Barney / Managing Member Business name, if applicable: Stearns Land Company, LLC

Mailing Address (with state and zip): 910 NE Johnson Creek Rd., Prineville, OR 97754

Phone number (include area code): 541-447-1399

**E-mail address: brian@triangleoutfit.com

Salem, OR

MAY 0 8 2024

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)

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	b	

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82246	8/10/1917	Och Fd	14	S	15	E	11	NW	NW	200		5	IR	10	
82246	8/10/1917	Och Fd	14	S	15	E	11	NE	NW	200		5	IR	10	
82246	8/10/1917	Och Fd	14	S	15	E	11	sw	NW	200		5	IR	10	
82246	8/10/1917	Och Fd	14	5	15	E	11	SE	NW	200		5	IR	10	

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.

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3.	I/We affirm th	nat the i	defi	mation i	n this	application	is true	and accurate.

Signature of Lessor	
: : : : : : : : : : : : : : : : : : :	Business name, if applicable: Frances H Davis LTD Partnership
Date: 4-17-24	Business name, if applicable: Frances H Davis LTD Partnership SH1-350-3040
Printed name (and title): Develope Business name, if applicable: Develope Random Resource Rand	werlie, OR 97754
/14/7021 District Instream Lease Application	on Page 4

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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)

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82246	8/10/1917	Och Fd	14	S	15	E	36	ne	ne	1700		5.8	IR	21	1977
82246	8/10/1917	Och Fd	14	S	15	E	36	se	ne	1700		1.0	IR	21	1977
82246	8/10/1917	Och Fd	14	S	15	E	36	nw	ne	1700		1.9	IR	21	1977
82246	8/10/1917	Och Fd	14	5	15	E	36	sw	ne	1700		3.7	IR	21	1977
82246	8/10/1917	Och Fd	14	5	15	E	36	nw	ne	1600	by the second	7.1	IR	21	1977
82246	8/10/1917	Och Fd	14	S	15	E	36	sw	ne	1600		1.6	1R	21	1977

Any additional information about the right: 21.1 acres IR, POD is Ochoco Feed Canal. Previous owner/lessor Sam Stafford

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.

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

Signature of Lessor

Printed name (and title): Hans Thygeson

Business name, if applicable: Creations Northwest, LLC./Reserve at Ochoco Creek

Mailing Address (with state and zip): 735 E Clarendon St. Suite 201, Gladstone, OR 97027

Phone number (include area code): 503-319-5946

**E-mail address: Bob Sanders, Bob@htipllc.com

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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	The second secon						M NORTH MARKET MARK	THE RESIDENCE OF THE PERSONS ASSESSMENTS	AUTOMATICAL		- Salem,	ÖH .	STATE OF THE PERSON NAMED IN COLUMN		announced descriptions approximation
Irrigation District of	r other Water Pury	eyor Name:	Ochoco	Irrig	ation I	Distri	ct	PONTONIA ALDONAS	Actions were and	Alpha semanumisumismos automorm	nematical analysis proposed activisment and a second-	ISSEN SPERMINENT SERVER SERVER SERVER	software screeningsownianees reven	especialistica ethersioninalitatita tria	HONORINA MATERIAL INCOMPRESENTA INCOMPRESENTA (ACTIVADA ACTUAL DE LA CALIFORNIA (ACTUAL DE LA CALIFORNIA ACTUAL DE LA CALIFORNIA (ACTUAL DE LA CAL
	Right, Priority Da		u may	add ı	ows	see	her, and	d any p	reviou or crea	is lease. te a spre	Heceived by	A_CIANHII			
Water Right #	Priority Date	POD#	Tw	'p	Rn	g	Sec	0	-Q	Tax Lot	Gov't l.ot/DLC #	Acres	Use	Fage #	Previous Lease #
82246	8/10/1917	Och Fd	14	S	15	E	25	nw	se	1200	Account National Statement Supplement Supplement	5.0	IR	20	IL-1977
82246	8/10/1917	Och Fd	14		15		25	SW.	se	1200	entralis automonipolis in dispensabilità del successoria successoria del constitución del c	3.4	IR	20	IL-1977
Any additional in	formation about	the right:			-							Carrier Schrodynosisterina Charlesterin			
e undersigned declar 1. I/We agree during supplemental wat 2. I/We certify are the owner and/or hav 3. I/We affirm that the content of the certify are the owner and/or hav 3. I/We affirm that the certify are the certification.	g the term of this le ter right(s); and ne lessor(s) (water re provided docum	right interest entation of a	holder uthoriz on is tru	of the ation ie and	ne wa to pu l accu	ter ri rsue t rate.	ght(s) in the inst	Table 1 eam le	L. fno ase; an	t the deed					
folimina emenagen byggggggg seminibageng anders from membergggress and	re of Lessor	CATALOGUE SONO CATALOGUE C		Date	:	24	1-15	5-2	20:	24	Re	ceived I	by OW	/RD	
Printed name (and Mailing Address (w							icable: , OR 97					MAY 0	8 2024		
Phone number (inc				**E-	mail a				r@gm	ail.com		Salem,	, OR		
Signatu	re of Lessor	SACTORINE REPORTED SECTION AND REALISING		Date	:	_									
Printed name (and Mailing Address (w	title):	Business :						ode): _	*	*E-mail a	address:				

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)

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Ta	h	7

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82246	8/10/1917	Och Fd	14	S	15	E	36	se	ne	1900		2.4	IR	21	1977
82246	8/10/1917	Och Fd	14	S	15	E	36	se	ne	1800		*3.1	IR	21	1977

Any additional information about the right: 8.6 Acres IR, POD is Ochoco Feed Canal. *See pg 2 & 21 of certificiate for POU information

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.

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

1 / are Molay Date: 4/19/24	
Signature of Lessor Printed name (and title): Dave Molony Business name, if applicable:	Received by OWRD
Mailing Address (with state and zip): P.O. Box 1330, Scappoose, OR 97056 Phone number (include area code): 503-804-2652 **E-mail address:	MAY 0 8 2024
Date:	Salem, OR
Signature of Lessor	
Printed name (and title): Business name, if applicable: Mailing Address (with state and zip): Phone number (include area code):	**F-mail address:

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)

	le	

Irrigation District or other Water Purveyor Name: Ochoco Irrigation District

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82246	8/10/1917	Och Fd	14	S	16	E	29	SE	NW	113	an agus air an air suidean ann an daonair a' Colaige Turino Longar ac an air air an an air an	4.7	IR	35	The State of Control o
82246	8/10/1917	Och Fd	14	S	16	E	29	SW	NE	113		0.0	IR	0	
			-					-							

Any additional information about the right: When mapped, 0.7 ac falls in 141629 SWNE. Cert shows all in 141629 SENW and tax map includes full lot in SENW. This shift is on both maps.

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

Date: 4/24/24	
Printed name (and title): David Wiship	. Business name, if applicable:
Mailing Address (with state and zip): 88745 Gentry Rd, Eugene, OR 97402	
Phone number (include area code): **E-mail address: davew@winshipdesigns.com	

(541) 912-7089

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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)

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Water Right #	Priority Date	POD#	Tw	p	Rng		Rng		Rng		Rng		Rng		Rng		Rng Sec Q-Q		l-Q	Tax Lot	Gov't Lot/DLC#	Acres	Use	Page #	Previous Lease #
82246	82246	8/10/1917	Och Feed	14	5	15	E	23	NW	NW	304		1.6	. IR	18										
82246	8/10/1917	Och Feed	14	S	15	E	23	sw	NW	405		10	IR	18	IL-1685/partia										
82246	8/10/1917	Och Feed	14	S	15	E	23	SE	NW	302		4.2	IR	18											
82246	8/10/1917	Och Feed	14	S	15	E	23	NE	SW	302		12.2	IR	18											

Any additional information about the right: 28 acres IR leased instream

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I/We affirm that the information in this application is true and accurate.	
Date: 4-20-24 Signature of Lessor	
Printed name (and title): Walt Williams Business name, if applicable:	Received by OWRD
Mailing Address (with state and zip): P.O. Box 6467, Bend, OR 97708 Phone number (include area code): 541-948 **E-mail address: _wlw 1943@Gwall.cow 7484	MAY 0 8 2024
Date:	Salem, OR
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:	
*	

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 # 82246 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) Volume (af) Other Information (such as conditions/limitations on the right) **Priority Date** POD# Use Rate (cfs) Acres 562.4 1.7575 8/10/1917 Och M IR 140.6 Max rate per acre: 0.0125 cfs/ac, max duty of 4 AF/Ac AF or N/A Total af from storage, if applicable: 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 River/Stream Name: Ochoco Creek, tributary to Crooked River Instream Use created by the lease River Basin: Crooked River Or Proposed Instream Point: **Proposed Instream Reach:** A reach typically begins at the POD and ends at the mouth of the source Instream use protected at the POD stream: From the POD Ochoco Main to Lake Billy Chinook OR 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. **Proposed Instream Period** Instream Rate (cfs) Total instream volume (af) **Priority date** POD# Use Acres 421.8 1.156 8/10/1917 140.6 0.00822 cfs/ac and 3 AF/ac (ave on-farm delivery) Och IR Instream from April 15 through October 15 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 April 15 through Oct 15. Lease to be served at same rate and duty as Ochoco Irrigation District on-farm which can be variable during the season (working with OWRD watermaster and District). Note: The Department may identify additional conditions to prevent injury and/or enlargement. Any additional information about the proposed instream use: Instream as Mitigation Project

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Rate Calculator – OID pooled lease

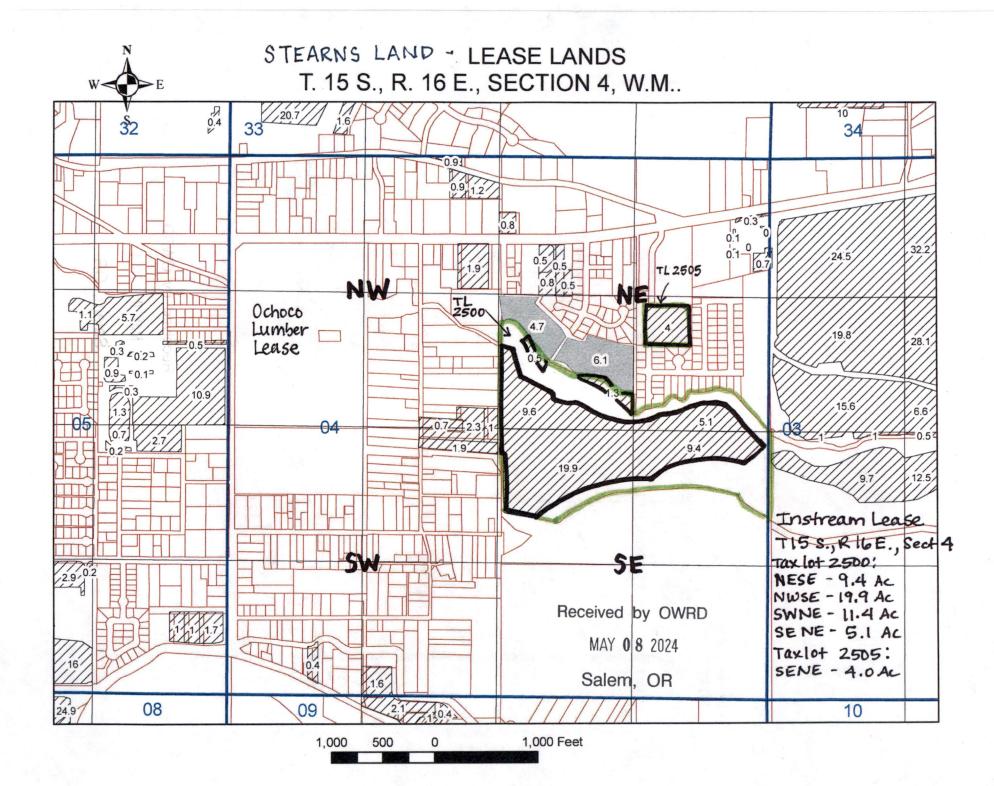
Max rate: 0.0125/ac (140.6*0.0125 = 1.76)

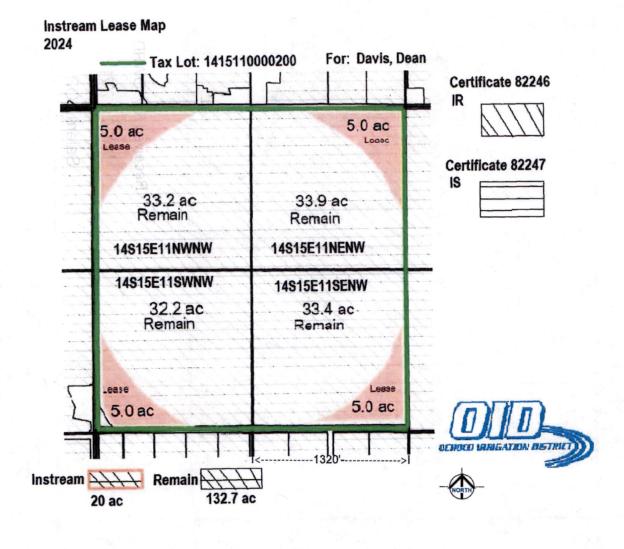
Max duty: 4.0 AF/ac (140.6*4.0 = 562.4)

Pooled District Lea	2024	Table 3				Table 3		Table 2		Table 3			
Mitigation	Acres	IS Rate/Ac	IS Rate			Days	IS AF	Max duty		IS duty			
pooled lease	49.80	0.00822	0.409	1.983471	0.8119	184.00	149.40	4	199.2	3	149.40	Pooled Dist - Barney	IL-1977
pooled lease	20.00	0.00822	0.164	1.983471	0.3261	184.00	60.00	4	80.0	3	60.00	Pooled Dist - Davis	N/A
pooled lease	21.10	0.00822	0.173	1.983471	0.3440	184.00	63.30	4	84.4	3	63.30	Pooled Dist - Creations NW	IL-1977
pooled lease	8.40	0.00822	0.069	1.983471	0.1370	184.00	25.20	4	33.6	3	25.20	Pooled Dist - Lieser	IL-1977
pooled lease	8.60	0.00822	0.071	1.983471	0.1402	184.00	25.80	4	34.4	3	25.80	Pooled Dist - Molony	IL-1977
pooled lease	4.70	0.00822	0.039	1.98347	0.0766	184.00	14.10	4	18.8	3	14.10	Pooled Dist - Winship	NA
pooled lease	28.00	0.00822	0.230	1.983471	0.4565	184.00	84.00	4	112.0	3	84.00	Pooled Dist - Williams	IL-1685
Totals	140.60		1.156	Table	2 rate cfs	1.76	421.80		562.4		421.80		

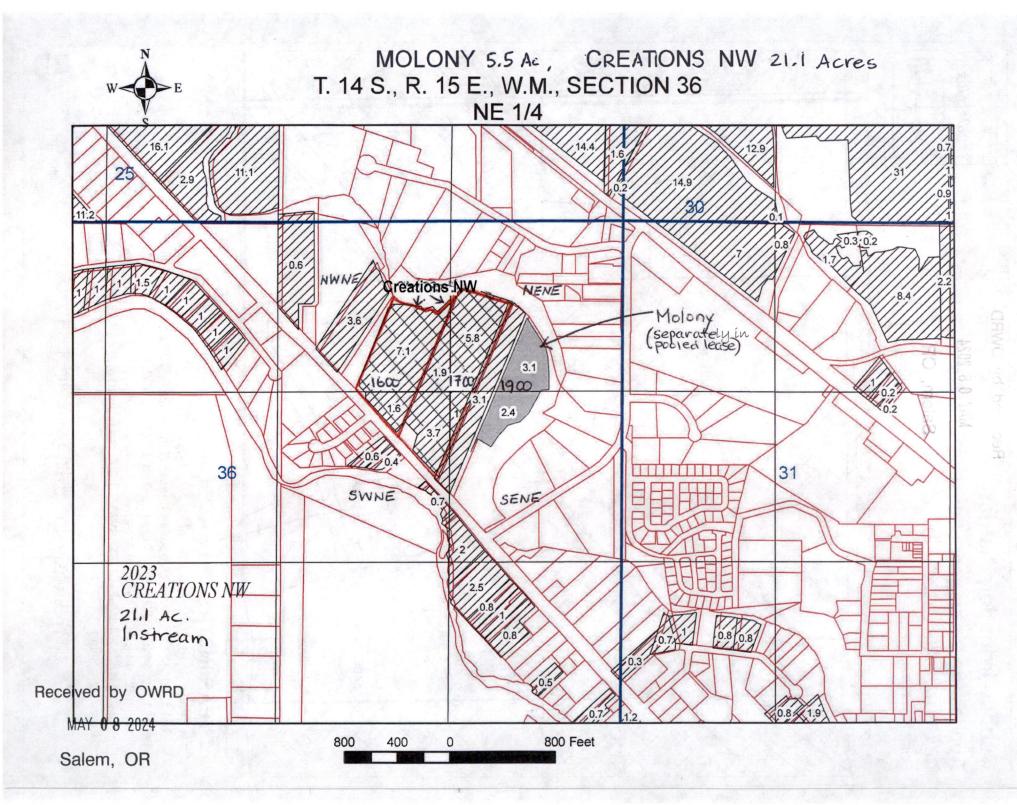
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MAY 0 8 2024 Salem, OR



Ochoco Irrigation District Application for Instream Lease

Cert #: 82246 (IR), 82247 (IS)

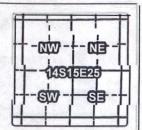
For: Kathleen Lieser

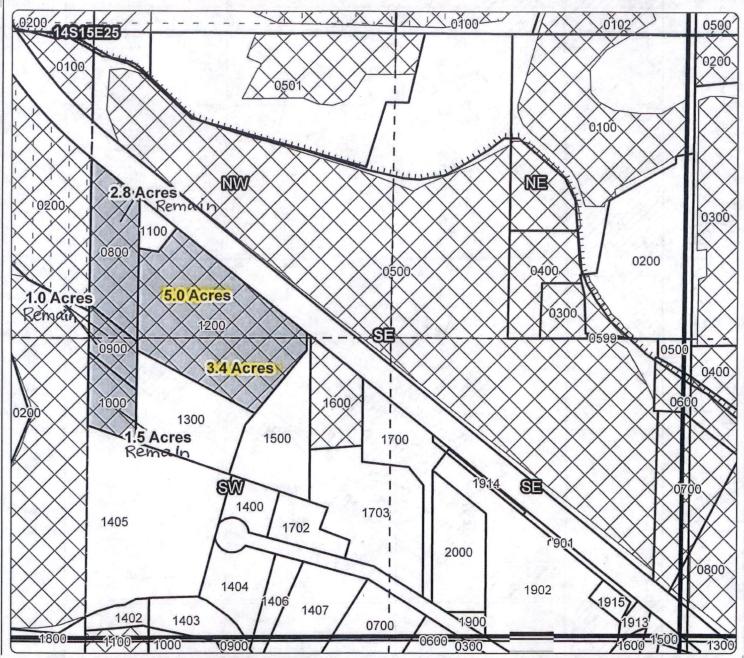
Received by OWRD

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Salem, OR

Tax Lot 1200





1 YEAR INSTREAM LEASE MAP

Taxlot 800, 141525NWSE: 2.8 Acres (82246/82247), Remaining Taxlot 1200, 141525NWSE: 5.0 Acres Leased (82246/82247), 0 Acres Remaining Taxlot 1200, 141525SWSE: 3.4 Acres Leased (82246/82247), 0 Acres Remaining Taxlot 1000, 141525SWSE: 1.5 Acres ... (82246/82247), Taxlot 900, 141525NWSE/141525SWSE: 1.0 Acres Leased (82246/82247),

0 Acres Remaining

geo-spatialsolutions

Previously leased by Twin Star L-1412 (2014)

Point of Diversion Canals **Taxlots**

Transfer

Cert 82246

Cert 82247 Cert 82248

Cert 82249

1 inch = 400 feet April 2015



Ochoco Irrigation District NW **Application for Instream Lease** Cert #: 82246 (IR), 82247 (IS) SE For: Dave Molony 1403 1902 0300 0900 1407 0700 0600 1400 1300 0100 1301 1000 0200 0500 0400 0800 0700 0800 0300 ME 1000 1500 0600 1101 1100 1900 06,01 600 1200 0800 3.1 Acres 3200 0900 -2000-1300 1000 4000 2100 2.4 Acres 1900 100 0900 2200 3900 3.1 Acres 2300 SE 2400 1100 1200 2600 2501 2500 3503 3501 2300 0300 9900 70700 14S15E36

1 YEAR INSTREAM LEASE MAP Taxlot 1900, 141536NENE: 3.1 Acres Leased (82246/82247), 0 Acres Remaining Taxlot 1900, 141536SENE: 2.4 Acres Leased (82246/82247), 0 Acres Remaining Taxlot 1800, 141536SENE: *3.1 Acres Leased (82246/82247), 0 Acres Remaining *Denotes that the tax lot acres extend over more than 1 quarter-quarter. See certificate 84426 page 2 and page 21. Received by OWRD

geo-spatialsolutions

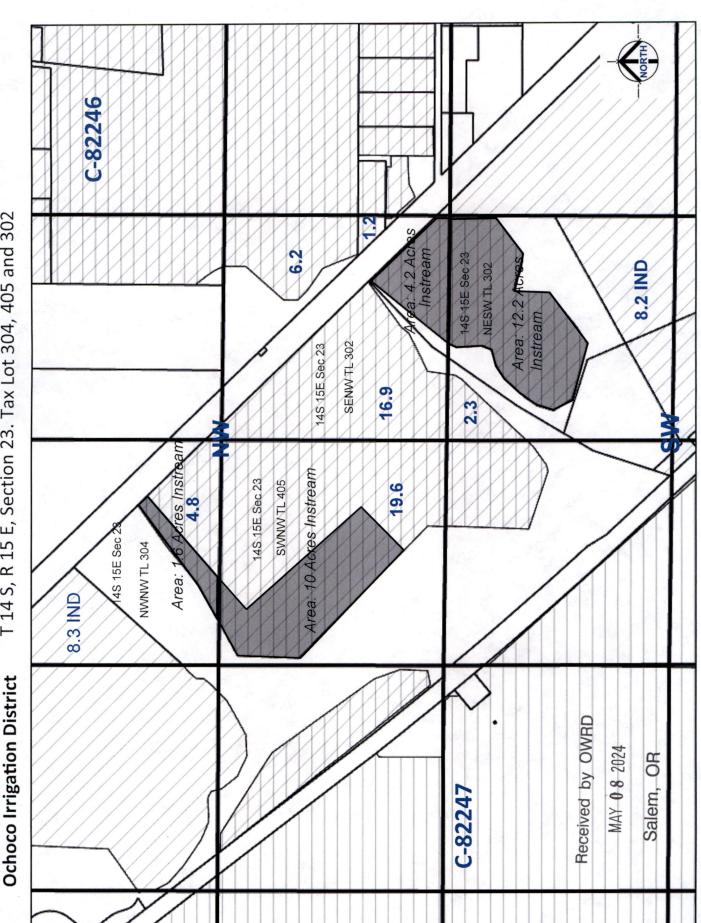
MAY 08 2024

0 Point of Diversion Canals **Taxlots** Transfer Cert 82246 Cert 82247 Cert 82248 Cert 82249

1 inch = 400 feet April 2015



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Crook County GIS