Application for Instream Lease

Part 1 of 4 - Minimum Requirements Checklist



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 97301-1266 (503) 986-0900

www.oregon.gov/OWRD

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

IL -2045/MP-325 OWRD# Fee-

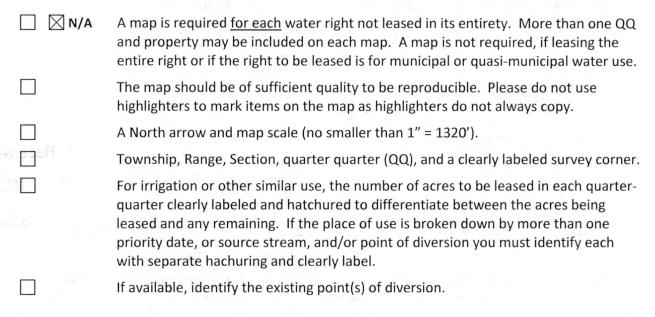
	Pursuant to ORS 537.348(2) and OAR 690-077 MITIGATION PROJECT
	included with this application. (N/A = Not Applicable)
⊠Yes	Part 1 – Completed Minimum Requirements Checklist and Application Fee
	Fees \$\infty\$ \$610.00 for a lease involving four or more landowners or four or more water rights \$410.00 for all other leases
	 ☐ Check enclosed <u>or</u> ☐ Fee Charged to customer account <u>Deschutes River Cons</u> (account name)
∑ Yes	Part 2 – Completed Instream Lease Application Map Checklist.
⊠ Yes	Part 3 – Completed Water Right and Instream Use Information Received by OWRI
	Include a separate Part 3 for each water right MAY 1 0 2024
Yes	Part 4 – Completed Instream Lease Provisions and Signatures
∑ Yes	How many water rights are leased? 6 List them here: 6, 7, 8, 10, 11, 12 Include a separate Part 3 for each water right.
⊠ 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: 2004, 2006, 2007, 2008
☐ 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:)?
Attachments:	
☐Yes ⊠ N/A	Map: Instream Lease map requirements (see Part 2 of this application)
∏Yes ⊠ N/A	Tax Lot Map: If a portion of the water right <i>not included in the lease</i> is appurtenant to lands owned by others, a tax lot map must be included with the lease application. The tax lot map should clearly show the property involved in the lease.
∏Yes ⊠ N/A	Supporting documentation describing why a right (or portion thereof) is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years. This information only needs to be provided if the checkbox has been checked to identify that the water right has not been used in the last five years and is not subject to forfeiture (See Part 4 of 4).
☐Yes ⊠ N/A	If the Lessor (water right holder) is not the deeded landowner - provide one of the following.
	 A notarized statement from the landowner 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
	 Iandowner at the time the water right was conveyed; or Other documentation which provides authority to pursue the lease absent
	consent of the landowner.

Part 2 of 4 – Instream Lease Application Map Checklist

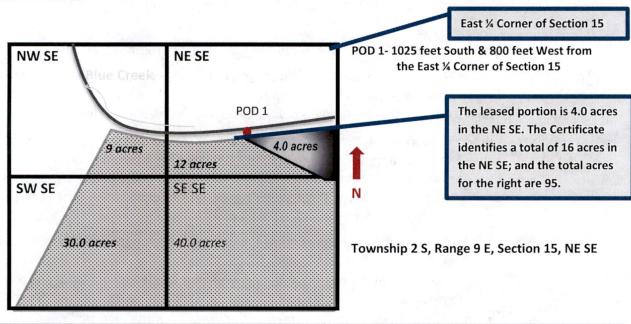
A Map is generally required for each water right not leased in its entirety

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

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



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



Received by OWRD

MAY 10 2024

Water Right Information

Water right # 6

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

If only leasing a portion of the right - complete Table 1 as indicated Entirety - If the entire water right is to be leased, skip to Table 3.

			A CONTRACT OF THE PROPERTY OF											
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)				
					E	XAMPLE								
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1100				
1901		21-S	11-E	30	NE-SW	200		12	IR					
1901		21-S	11-E	30	sw-sw			7	IR					
1901		21-S	11-E	30	SE-SW		Y.	16.5	IR	Received by OWR				
1901		21-S	11-E	30	NW-NW		1 2 2 3	14	IR	MAY 1 0 2024				
(34)			1000				1000			WAI 10 2024				

Total Acres: 49.5

Salem, OR

Table 2

To illustrate the totals for the water right proposed to be leased instream

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

Priority Date P	POD#			conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
1901				April 1 - August 15, max rate, no max AF	0.71	192.93

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

Any additional information about the right: No max duty identified on cert. Calculated max duty w/ max rate & season

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
(TAI)	NO.Y	d hevi	9098	-		
		-		-0		

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

Table 4

			nstream	Use Created by the	Lease		
River/ Stream N	lame: <u>Pa</u>			utary to <u>Little Desch</u> u			Deschutes River
priority date, PC considering the If not enough ro	DD (if mor right to b oom belov	e than o e leased v, you m	one), Use l. nay add a	e the instream rate, or (if more than one), additional rows (see if Please clearly label a	and a	creage as app ctions) or atta	ropriate
				Proposed Instream		otal instream	Total instream
Priority date 12/31/1901	POD#	Use IR	Acres 49.5	Period April 1 - August 15	_	7 (cfs)	volume (af) 192.93
12/31/1301			43.3	April 1 August 15		0.71	132.33
and/or co the maxin Certificate the irrigation OR Please co As part of its rev	ntact Dep num rate e if leasing tion seaso heck this view proc	oartmen and dut g the en on or the box if yo ess, the	t Staff for cy/volum tire right e authori ou are no Departm	volume and/or instreem assistance. The instead of allowed by the right. The proposed instract period of allowed to the proposed instract sure of the proposent will identify the being leased and instract.	tream nt, as of eam p d use. ed rat appro	rate and voludescribed in Toeriod may be see, volume and private instreas	ame may be up to fable 2 or on your no longer than dinstream period.
				Instream Reach			
and ends at the	cally begine mouth o	ns at the of the so	ource str	diversion (POD) ream: From the through to Lake		oosed Instrear cream use pro	m Point: tected at the POD
OR Please c	n a reach ere is onl	below t	he POD,	ot sure of the propos if possible. (If no rea on the certificate, th	ch is i	dentified or th	ne above box is not
			Addition	nal Instream Inform	ation		
limitations: list	here			gement or injury to o			
						-	
Any additional in	iormation	about t	ne propos	sed instream use: Mit	igatioi	rroject	

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Water Right Information

Water right # 7

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

If only lea complete ☐	t-	Tabl		he entire	water rig	gnt is to	be leased, skip to			
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
					E	XAMPLE				
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100
1900		21-S	11-E	30	NW-NE			24	IR	
1900		21-S	11-E	30	SW-NE			25	IR	Received by OW
1900		21-S	11-E	30	SE-NE	2		39	IR	
1900		21-S	11-E	30	NE-NW			37.5	IR	MAY 1 0 2024

Total Acres: 125.5

Salem, OR

Table 2

To illustrate the totals for the water right proposed to be leased instream

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

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
1900		IR	96.5	April 1 - November 1, max rate, no duty	1.76	750.55

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

Any additional information about the right: No max duty on Cert. Calculated max duty using max rate and season

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
	21-S	11-E	30	-		Caldwell Ditches 4, 5, 6 - No description
	_ 0	HW	Viril 1	001,309	7	

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

Table 4

			Instream	Use Created by t	he Leas	e				
River/ Stream I	Name: Pa	ulina Cr	<u>eek</u> , trib	utary to <u>Little Des</u>	chutes	River Basin: [Deschutes River			
Instream Portio	n: Use Ta	ble 4 to	illustrat	e the instream rat	e, volun	ne and instream	period by			
priority date, Po	OD (if mor	e than o	one), Use	e (if more than one	e), and a	creage as appro	opriate			
considering the	right to b	e leased	d.							
If not enough ro	oom belov	v, you n	nay add a	additional rows (se	ee instru	ctions) or attac	h a spreadsheet			
(matching the b	elow por	tion of T	able 4).	Please clearly labe	el any at	tachments.	The state of the s			
Dulavity, data	DOD #		•	Proposed Instream	m T	Total instream	Total instream			
Priority date 12/30/1900	POD#	Use IR	Acres 125.5	Period April 1-November	1	rate (cfs) 1.76	volume (af) 750.55			
12/30/1300		- III	123.3	April 1 November	-	1.70	730.33			
		A 425		- 30						
Note: If not cert	tain of the	instrea	m rate, v	volume and/or ins	tream p	eriod, see the ir	structions			
and/or co	ontact Dep	partmen	t Staff fo	or assistance. The i	nstream	rate and volur	ne may be up to			
the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your										
Certificate if leasing the entire right. The proposed instream period may be no longer than										
the irrigation season or the authorized period of allowed use.										
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										
As part of its re	view proc	ess, the	Departn	nent will identify t	he appro	opriate instrean	n rate, volume			
and period cons	sidering tr	ie water	right(s)	being leased and	nstream	n benefits.				
				Instream Reach						
Proposed Instre	eam Reac	h:				osed Instream				
				f diversion (POD)	Ins	tream use prote	ected at the POD			
				ream: From the						
	nce with	Little D	eschutes	through to Lake			. "			
Billy Chinook										
				ot sure of the prop						
				if possible. (If no r						
		y one Po	DD listed	on the certificate	the lea	se may be proc	essed to be			
protected at the	POD.)			. Carrier						
			Addition	nal Instream Infor	mation					
Yes N/A	Condition	s to avo	id enlar	gement or injury t	o other	water rights. if	any, or other			
limitations: list				, , , ,			,, ====================================			
Note: The Depa	rtment m	ay ident	ify addit	ional conditions to	preven	t injury and/or	enlargement.			
Any additional in	formation	about tl	he propos	sed instream use: N	Mitigatio	n Project				

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Water Right Information

Water right # 8

Salem, OR

Table 1

your tax lot r	number(s ersion (Po n below,). Fill in OD) but you may	all app they're add a	licabl e not dditio	e inform number onal row	nation. F ed, you	or examp do not no	ole, if yo eed to ir	ur wate Iclude a	e leased. Also include r right has multiple number. If not eadsheet (matching
If only lea				l -	Ent Tab		he entire	water rig	ght is to	be leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
					E	XAMPLE				
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1100
June 1899		21-S	11-E	19	NE-NW			21	IR	
June 1899		21-S	11-E	19	SW-NW			36.5	IR	Received by OWRE
June 1899	1	21-S	11-E	19	SE-NW			20	IR	
June 1899		21-S	11-E	19	NW-SW			17	IR	MAY 1 0 2024

Total Acres: 94.5

Table 2

To illustrate the totals for the water right proposed to be leased instream

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

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
June 1899		IR	94.5	April 1 - August 1 OR November 1	1.35	575.70
				max rate, no max duty		

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

Any additional information about the right: No max duty on Cert. Calculated max duty using max rate & 4/1-11/1 season

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
	21-S	11-E	19	1000		Caldwell Ditches 8,9,10 - no description given
	-			-		

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

Table 4

			Instream	Use Created by t	he Leas	е	
River/ Stream	Name: Pa	ulina Cr	<u>eek</u> , tribu	utary to <u>Little Des</u>	chutes	River Basin: [Deschutes River
priority date, P considering the If not enough r	OD (if moi right to b oom belov	re than one leased w, you n	one), Use d. nay add a	e the instream rat (if more than on additional rows (se	e), and a	creage as appro	opriate
(matching the I	pelow por	tion of T	Table 4).	Please clearly lab Proposed Instrea		tachments.	Total instream
Priority date	POD#	Use	Acres	Period		rate (cfs)	volume (af)
06/30/1899		IR	94.5	April 1- Nov 1		1.35	575.70
1			- 5		10		
the maxi Certificate the irrigate OR Please of As part of its re	mum rate te if leasin tion seaso theck this view proc	and during the eron or the box if yeers, the	ty/volum ntire right e authori: ou are no Departm	r assistance. The e allowed by the callowed by the callowed by the callowed period of allowed sure of the property will identify the being leased and and allowed leased leased and allowed leased and allowed leased lea	right, as stream wed use oosed ra he appro	described in Ta period may be r te, volume and opriate instrean	ble 2 or on your no longer than instream period.
Dronocod Instr	nam Bass	h. "		mstream Reach	Or Proj	nosed Instream	Point
and ends at th	cally begine mouth	ns at the of the s	ource str	diversion (POD) eam: From the through to Lake	Or Proposed Instream Point: Instream use protected at the POD		
OR Please of protected with	in a reach nere is onl	below t	he POD,	ot sure of the prop if possible. (If no i on the certificate	each is i	dentified or the	e above box is not
			Addition	nal Instream Info	rmation		
Yes N/A		s to avo	oid enlarg	gement or injury	to other	water rights, if	any, or other
Note: The Depa	rtment m	ay iden	tify addit	ional conditions to	o prever	nt injury and/or	enlargement.
Any additional i	nformation	about t	he propos	sed instream use:	Mitigatio	n Project	
	The second of the second						Property of the Control of the Contr

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Water Pight Information: Provide a description of the originating water right to be leased. Also include

Water Right Information

Water right # 10

Salem, OR

Table 1

points of div	number(ersion (P n below,	s). Fill in POD) but you may	all app they're add a	licabl e not dditid	e inforn number onal row	nation. For	or examp	ole, if yo eed to ir	ur wate nclude a	r right has multiple number. If not eadsheet (matching
If only lea	sing a po	rtion of t	he right	Professionary			he entire	water ri	ght is to I	pe leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
						EXAMPLE				
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1100
4/30/1908		21-S	11-E	30	NE-SE			21	IR	
4/30/1908	6	21-S	11-E	30	NW-SE	The same		5.5	IR	
		-	-		-					Received by OWRI
		-	-		-					MAY 1 0 2024

Table 2

To illustrate the totals for the water right proposed to be leased instream

Total Acres: 26.5

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

POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
	IR	26.5	April 1 - December 1, max rate, no duty	0.38	184.66
9	OD#	OD# Use	OD# Use Acres	OD # Use Acres conditions/limitations on the right)	OD # Use Acres conditions/limitations on the right) Rate (cfs)

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

Any additional information about the right: No max duty. Calculated max duty using max rate and season of use.

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")	
GHW	21-S	11-E	29	2		Ditch 4 Jointly Owned, no description given	
		_					

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

Table 4

			nstream	Use Created by t	he Leas	е	
River/ Stream I	Name: Pa	ulina Cr	<u>eek</u> , trib	utary to <u>Little Des</u>	chutes	River Basin: [Deschutes River
	OD (if mor	e than o	one), Use	e the instream rat e (if more than one			
				additional rows (se Please clearly lab			h a spreadsheet
Priority date	POD#	Use	Acres	Proposed Instrea Period		rate (cfs)	Total instream volume (af)
04/30/1908		IR	26.5	April 1 - Decembe	r 1	0.38	184.66
and/or co the maxin Certificat the irriga OR Please of As part of its re	ontact Dep mum rate e if leasing tion seaso theck this view proc	partment and dut g the en on or the box if your	t Staff for cy/volum tire right e authori ou are no Departm	volume and/or insor assistance. The e allowed by the reallowed by the reallowed period of allowed period of allowed sure of the propent will identify the being leased and	instream right, as stream wed use losed rai he appro	n rate and volur described in Ta period may be r te, volume and ppriate instrean	me may be up to ble 2 or on your no longer than instream period.
and period cons	nacing ti	ic water	118111(3)		mstream	T belieffes.	
A reach typi and ends at the							
OR Please of protected within	heck this n a reach ere is onl	box if yo below t	ou are no he POD,	ot sure of the prop if possible. (If no r on the certificate	each is i	dentified or the	e above box is not
			Addition	nal Instream Info	mation		
Yes N/A limitations: list			oid enlar	gement or injury t	o other	water rights, if	any, or other
Note: The Depa	rtment m	ay ident	ify addit	ional conditions to	prever	t injury and/or	enlargement.
Any additional in	nformation	about t	he propo	sed instream use:	Mitigatio	n Project	Tana a

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Water Right Information

Water right # 11

Table 1

your tax lot r points of dive enough room	number(s ersion (Po n below,). Fill in a OD) but you may	all app they're add a	licabl e not dditio	e inforn number onal row	nation. For	or examp do not ne	ole, if yo eed to ir	ur wate iclude a	e leased. Also include r right has multiple number. If not eadsheet (matching
Table 1). Plea									1.4.1.4	ha lanced altin to
omplete				onthis so	Tab		he entire	water rig	gnt is to i	be leased, skip to
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
					ı	XAMPLE				
12/2/1901	3	2-5	9-E	15	NE SE	100	47	4.0	IR	IL-1100
1900		21-S	11-E	29	SE-SW			0.5	IR	
1900		21-S	11-E	29	NE-SE		194	12	IR	Received by OWF
1900		21-S	11-E	29	NW-SE	100		14	IR	Sy SWI
1900		21 -S	11-E	29	SW-SE			7.5	IR	MAY 1 0 2024
			-	- 4	- 1	1.3	1			

Total Acres: 34

Salem, OR

Table 2

To illustrate the totals for the water right proposed to be leased instream

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

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
12/31/1900		IR	34	April 1 - August 30, max rate, no duty	0.49	147.73

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

Any additional information about the right: No max duty. Calculated max duty using max rate and season of use.

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	q-q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
TTTT O	21-S	11-E	29	-		Rease Ditch, no description given
A SS	- N -	(3.4.z.=				

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

Table 4

			Instream	Use Created by t	he Leas	e	
River/Stream N	Name: Pa	ulina Cr	<u>eek</u> , trib	utary to <u>Little Des</u>	chutes	River Basin: [Deschutes River
priority date, PC considering the If not enough ro	OD (if mor right to b oom belov	e than o e leased v, you n	one), Use d. nay add a	e the instream rate e (if more than one additional rows (se Please clearly labe	e), and a	creage as appro	opriate
5-540-7				Proposed Instream		Total instream	Total instream
Priority date	POD#	Use	Acres	Period	rate (cfs)		volume (af)
12/31/1900		IR	34	April 1 - August 3	0	0.49	147.73
and/or co the maxin Certificat the irrigat OR Please of As part of its rev	ontact Dep mum rate e if leasing tion seaso heck this view proce	partmer and dut g the en on or the box if yo ess, the	nt Staff for ty/volum ntire right e authori ou are no Departm	volume and/or insor assistance. The ine allowed by the rest. The proposed in zed period of allowed sure of the proposent will identify the being leased and involved.	instrean right, as stream wed use losed ra he appre	n rate and volur described in Ta period may be r te, volume and opriate instrean	me may be up to ble 2 or on your no longer than instream period.
				Instream Reach			
and ends at the POD to Conflue Billy Chinook	cally beging mouth once with	ns at the of the so Little D	ource str	diversion (POD) ream: From the through to Lake	☐ Ins		ected at the POD
protected within	n a reach ere is onl	below t	he POD,	ot sure of the prop if possible. (If no r on the certificate	each is i	dentified or the	above box is not
			Addition	nal Instream Infor	mation		
Yes N/A limitations: list		s to avo	oid enlarg	gement or injury t	o other	water rights, if	any, or other
Note: The Depa	rtment m	ay ident	ify addit	ional conditions to	prever	t injury and/or	enlargement.
Any additional in	formation	about t	he propos	sed instream use: [Mitigatio	n Project	

MAY 1 0 2024 Salem, OR

Part 3 of 4 - Water Right and Instream Use Information

Use a separate Part 3 for each water right to be leased instream

Water Right Information

Water right # 12

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

Table 1). Plea	ase clearl	y label a	iny atta	achm	ents.						
If only lea				t -	Enti Tabl		he entire	water ri	ght is to	be leased, skip to	
Priority Date	POD#	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)	
					E	XAMPLE					
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100	
12/31/1900		21-S	11-E	29	sw-nw			22.5	IR		
12/31/1900		21-S	11-E	29	SE-NW			15.5	IR	Dani- I .	
12/31/1900		21-S	11-E	29	NE-SW			37.5	IR	Received by O	
12/31/1900		21-S	11-E	29	NW-SW			21.0	IR	MAY 1 0 2024	
			1	1						TO LOLI	

Total Acres: 96.5

Salem, OR

Table 2

To illustrate the totals for the water right proposed to be leased instream

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

Priority Date	POD#	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
12/31/1900		IR	96.5	April 1 - August 30, max rate, no duty	1.38	416.05
						Yangi Sana

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

Any additional information about the right: No max duty. Calculated max duty using max rate and season of use.

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD#	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
CHALO	21-S	11-E	29	-		Rease Joint Ditch, no description
CINYO	4.7.4	201906	11.0	-		

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

Table 4

		I	nstream	Use Created by t	he Leas	е					
River/ Stream I	Name: Pa	ulina Cr	<u>eek</u> , tribi	utary to <u>Little Des</u>	chutes	River Basin: D	Deschutes River				
	OD (if mor	e than o	one), Use	the instream rat (if more than one							
				additional rows (se	oo instru	ections) or attac	h a spreadshoot				
	If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.										
Priority date	: NG - NGC - 10 MG NGC : - 12 MG NGC : -						Total instream volume (af)				
1900		IR	125.5	April 1-August 30			416.05				
	175	122				er til					
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. 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.											
				Instream Reach							
and ends at the	cally begir e mouth o	ns at the of the so	ource str	diversion (POD) eam: From the through to Lake		oosed Instream tream use prote	Point: ected at the POD				
protected withi	n a reach ere is only	below tl	ne POD, i	It sure of the prop If possible. (If no r on the certificate	each is i	dentified or the	above box is not				
			Addition	nal Instream Infor	mation						
Yes N/A limitations: list			id enlarg	gement or injury t	o other	water rights, if	any, or other				
Note: The Depa	rtment m	ay ident	ify additi	onal conditions to	prever	nt injury and/or	enlargement.				
Any additional in	formation	about tl	ne propos	sed instream use: [Mitigatio	n Project					

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DLT Paulina Creek Instream Lease Calculations

Primary			Supplemental			Max	Max Total	Max Rate*	Max Total		Certific		Instream			
ertificate Pr	riority So	ource	Cert	Use	Acres	AF/Ac	AF	CFS/Ac	CFS	Start	End	Start	End	Days POD	Tract Prior Leases	
6 12/31/	/1901 Pauli	na Cr	Supplemental see 2004, not limited to 8/15	IR	49.5	3.9	192.93	0.01434	0.71	1-Apr	15-Aug	4/1/2024	8/15/2024	137	IL-422, 494 & 653	
7 12/31/	/1900 Pauli	na Cr	Supplemental see 2004	IR	125.5	5.98	750.55	0.01402	1.76	1-Apr	1-Nov	4/1/2024	11/1/2024	215	IL-421, 494 & 653	
8 6/30/	/1899 Pauli	na Cr	Supplemental see 2008, On Cert - Irrigation from 4/1 to 8/1 or 11/1	IR	94.5	6.09	575.70	0.01429	1.35	1-Apr	1-Nov	4/1/2024	11/1/2024	215	IL-421, 494 & 653	
10 4/30/	/1908 Pauli	na Cr	Supplemental see 2006, though acres aren't listed on 2006, limit 4/1-8/30	IR	26.5	6.97	184.66	0.01434	0.38	1-Apr	1-Dec	4/1/2024	12/1/2024	245	IL-422, 494 & 653	
11 12/31/	/1900 Pauli	na Cr	Supplemental see 2007, IR 4/1-8/30, Dom 1/1-12/31	IR	34	4.34	147.73	0.01441	0.49	1-Apr	30-Aug	4/1/2024	8/30/2024	152	IL-422, 494	
12 12/31/	/1900 Pauli	na Cr	Supplemental see 2006, IR 4/1-8/30	IR	96.5	4.31	416.05	0.01430	1.38	1-Apr	30-Aug	4/1/2024	8/30/2024	152	IL-421, 494 & 653	
	7				426.5		2267.62		6.07							

^{*} all primary rights also for domestic use

No Duty limitation is identified on these certificates.

Duty max: maximum acre feet per acre based on max rate in cfs, season of use

ipplemental Water Right								
Certificate Priority	Source	Supplemental to Primary Right	Acres	AF	CFS	Start	End	Notes
2004 12/31/1899	Paulina Rsvr	Supplemental to Cert 6 & 7	175	1313	2.5	1-Jan	31-Dec	Look up volume 1 pages 6 & 7
2006 12/31/1899	Paulina Rsvr	Supplemental to Cert 10 & 12 (Cert 10 lists Cert 2006 as supplemental)	96.5	724	1.38	1-Jan	31-Dec	IR 4/1-8/30 (supplem), storage 1/1-12/31 (Primary
2007 12/31/1899	Paulina Rsvr	Supplemental to Cert 11	34	256	0.49	1-Jan	31-Dec	
2008 12/31/1899	Paulina Rsvr	Supplemental to Cert 8	94.5	710	1.35	1-Jan	31-Dec	Storage & IR 1/1-12/31
			400	3003	5.72		1.2	

* AF is excess of associated limiting primary rights
(based on cfs max per acre then calculating AF max per acre)

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Part 4 of 4 – Lease Provisions and Party Signatures

	, ,
Term of the Lease (may be from 1 year up to 5 years):	A and and month Neurophysics 2020
The lease is requested to begin in: month April year 202	4 and end: month November year 2028
Note: The begin month is generally the first month of the	e irrigation season and the end month is the last
month in the irrigation season. If not an irrigation right,	this would be the first and last month of your
authorized period of allowed use.	
Public use: Check the public use(s) this lease will serve	Termination provision (for multiyear leases):
(as defined by ORS 537.332):	The parties to the lease request (choose one):
Conservation, maintenance and enhancement of	a. The option of terminating the lease prior to
aquatic, fish and wildlife, fish and wildlife habitat and	expiration of the full term with written notice
any other ecological values.	to the Department by the Lessor(s) and/or
Recreation	Lessee.
Pollution abatement Received by OWRD	b. The option of terminating the lease prior to
Navigation	expiration of the full term, with consent by all
MAY 1 0 2024	parties to the lease.
	c. The parties would not like to include a
Salem, OR	Termination Provision.
	(See instructions for limitations to this provision)
Additive/Replacing Relationship to other instream wate	
other existing instream water rights created as a result of	
conserved water. Since instream leases are also generally	
state agency process or conversion of minimum flows, th	
instream rights.	ey generally replace a portion of these junior
If you would like this lease to relate to other instream wa	ter rights differently, please check this box.
And attach an explanation of your intent.	
Validity of the Right(s) to be leased (check the appropria	
The water right(s) to be leased have been used unde	r the terms and conditions of the right(s) during the
last five years or have been leased instream; or	11 11 11 11 11 11 11 11 11 11 11 11 11
The water right(s) have not been used for the last five	
right(s). However, the water right(s) is not subject to	
describing why the water right(s) is not subject to for	Teiture is provided.
Precedent: If a right which has been leased is later pro	posed 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.
he undersigned declare:	
The Lessor(s) agree during the term of this lease, t	ea suspend use of water allowed under the subject
	or supplemental water right(s) not involved in the
lease application; and	h alday(a) af the a vight(a) dassyih ad in this instructor
2. The Lessor(s) certify that I/we are the water right	
lease application. If not the deeded landowner, I/	
from the deeded landowner; and	e the lease application and/or have obtained consent
	laces application is true and accurate
3. All parties affirm that information provided in this	lease application is true and accurate.
RAS	ate: 5/10/24
Signature of Lessor	
5" 4 " 5 " 6 5	usiness name, if applicable: <u>Deschutes Land Trust</u>
Mailing Address (with state and zip): 210 NW Irving A	
Phone number (include area code): 541-330-0017 *	*E-mail address:
See next page for additional signatures.	

7/1/2021

	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:
Lever Abilit	Date: 05/10/2024
Signature of Lessee	

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

Business/organization name: Deschutes River Conservancy

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

Phone number (include area code): 541-382-4077 **E-mail address: gen@deschutesriver.org

** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR.

MAY 1 0 2024
Salem, OR

. WATER DIVISION No. 2 COUNTY OF ADOK.

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That GEOVER H. CALINELL.

of Rosland, State of Oregon, has a right to the use of the waters of PAULINA CREEK AND PAULINA LAKE, tributary to the Deschatos River, in Crook County, Oregon,

for the purposes of irrigation and domestic use (irrigation from April 1st to August 15th of each year),

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Grook County, and the said decree entered of record at Sulem, in the Order Record of the Board of Control of the State of Oregon, in Volume 1, at page 69; that the priority of the right hereby confirmed dates from 1901;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesuid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.71 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

Twelve acres in NE2 of Sw1: seven acres in Sw2 of Sw2: sixteen and one-half acres in SE2 of Sw2: Sec. 19: fourteen acres in NW2 of NW4, Sec. 30, Tp. 21 S. R. 11 E., W. M., all in Crook County, State of Oregon.

(For supplemental supple 30 5, page 2004)

Received by OWRD

Mittalian de Titte

MAY 1 0 2024

Salem, OR

The right in the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the Board

of Control, affixed this 29th

day

of Movember . 19 11 .

BOARD OF CONTROL

(Seal of Board of Control)

By JOHN F. LEWIS.

Attest:

M. B. Wann.

Recorded in State Record of Water Right Certificates, Volume 1, page 6

The second of the second secon

WATER DIVISION NO 2 COUNTY OF CROOK.

CERTIFICATE OF WATER RIGHT

(For Rights which have been conflicted by the Courts)

This	is is	to	Certify,	That	L.	· C.	CALDWELL,
			5,				

The state of the s

of Rosland State of Oregon, has a right to the use of the waters of PAULINA CHEEK AND PAULINA LAKE, tributary to the Deschutes River, in Crook County, Oregon,

for the purposes of irrigation and domestic use, (Irrigation season: April lat to November lat of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Crook County, and the said decree entered of record at Salem, in the Order Record of the Board of Control of the State of Oregon, in Volume 1, at page 69; that the priority of the right hereby confirmed dates from 1900;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.76 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

Twenty-four acres in NW1 of NE1; twenty-five acres in SW2 of NE1; thirty-nine acres in SE1 of NE1; thirty-seven and one-half acres in NE1 of NE1; thirty-seven and one-half acres in NE1 of NE1; all in section 30, Tp. 21 S. R. 11 E., W. M., Crook County, Oregon.

(Bee certificate recorded in Vol. 3, page 2014)

Received by OWRD

MAY 1 0 2024

Salem, OR

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the Board

of Control, affixed this 29th day

of November

, 19 11.

BOARD OF CONTROL

(Seal of Board of Control!

JOHN He LEWIS, State Engineer, President

Attest:

M. B. Wann,
Secretary

Recorded in State Record of Water Right Certificates, Volume 1, page

WATER DIVISION NO. 2 COUNTY OF CROOK.

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is in Certify, That HUBERT G. CALDWELL,

of Rosland, State of Oregon, has a right to the use of
the waters of PAULINA CREEK AND PAULINA LAKE, tributary to the Deschutes
River, in Crook County, Oregon,

for the purpose of irrigation and domestic use, (Irrigation season: from April 1st to August 1st or November 1st of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Crook County, and the said decree entered of record at Salem, in the Order Record of the Board of Control of the State of Oregon, in Volume 1, at page 69: that the priority of the right hereby confirmed dates from June, 1899;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.35 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put * beneficial use, is as follows:

Twenty-one acres in NE1 of NW1; thirty-six and one-half acres in SW1 of NW1; tenty acres in SE2 of NW1; seventeen acres in NW2; of SW1; all in Sec. 19. Tp. 21 5., R. 11 E., W. M., Crook Bounty, Oregon.

(Bu certificate recorded un Val. 3, page 2028)

Received by OWRD

MAY 1 0 2024

Salem, OR

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the Board

of Control, affixed this 29th

day

of November

. 19 11.

BOARD OF CONTROL

- TOTAL Y

(Seal of Board of Control)

JOHN H. LEWIS, State Engineer, President

Attest:

M. B. Wann,

Recorded in State Record of Water Right Certificates, Volume 1, page 8

WATER DIVISION NO. 2 COUNTY OF CHOCK.

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That E. G. ROURE,

of Crescent, State of Oregon, has a right to the use of the waters of PAULINA CREEK AND PAULINA LAKE, tributary to the Deschutes River, in Crook County, Oregon,

for the purpose of irrigation and domestic use, (Irrigation season: from April 1st to December 1st of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Crook County, and the said decree entered of record at Salem, in the Order Record of the Board of Control of the State of Oregon, in Volume 1, at page 69; that the priority of the right hereby confirmed dates from April, 1908;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.38 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appartenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

Twenty-one (21) acres in NET of SET; five and one-half (52) acres in NWT of SET; Sec. 30, Tp. 21 S., R. 11 E., W. M., in Crook County, Oregon.

For topotomenta's supply Vol. 3, page 2006)

Received by OWRD

MAY 1 0 2024

Salem, OR

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the Board

of Control, affixed this 29th

duy

of November

. 19 11 .

BOARD OF CONTROL

(Seal of Board of Control)

By JOHN H. LEWIS. State Engineer, President

Attest:

M. B. Wann,

Recorded in State Record of Water Right Certificates, Volume 1, page 10 .

The special control of the second control of

WATER DIVISION NO. 2 COUNTY OF CLOCK.

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That RLIZABETH V. ARASE,

of Rosland, State of Oregon, has a right to the use of the waters of PAULINA CREEK AND PAULINA LAKE, tributary to the Deschutes River, in Crook County, Oregon,

for the purposes of irrigation and domestic use, (Irrigation season: April 1st to August 30th of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Crook County, and the said decree entered of record at Salem, in the Order Record of the Board of Courtol of the State of Oregon, in Volume 1, at page 69; that the priority of the right hereby confirmed dates from 1900;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount netually beneficially used for said purposes, and shall not exceed 0.49 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is us follows:

One-half $\binom{1}{2}$ acre in SE² of SW¹; twelve (12) acres in NE¹ of SE¹; four-teen (14) acres in NW¹ of SE¹; seven and one-half acres (7½) acres in SW¹ of SE¹; Sec. 29, Tp. 21 S., R. 11 E., W. M., in Crock County, Oregon.

(See centificate recorded in Vol 3, page 2007)

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MAY 1 0 2024

Salem, OR

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described,

WITNESS the seu! and signature of the Board

of Control, affixed this 29th

day

of November

, 1911 .

BOARD OF CONTROL

(Seal of Board of Control)

Br JOHN H. LEWIS, State Engineer, President

Attest:

M. B. Wann, Secretary

Recorded in State Record of Water Right Certificates, Volume 1, page 11

WATER DIVISION NO. 2 COUNTY OF CROOKS

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Couris)

This	ig	to	Certify,	That	D.	F.	REASE.

of Rosland, State of Oregon, has a right to the use of the waters of PAULINA CREEK AND PAULINA LAKE, tributary of the Deschutes River, in Crook County, Oregon,

for the purpose of irrigation and domestic use, (Irrigation season: from April 1st to August 30th of each year)

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Crook County, and the said decree entered of record at Salem, in the Order Record of the Board of Control of the State of Oregon, in Volume 1, at page 69; that the priority of the right hereby confirmed dates from 1900;

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.38 cubic feet per second.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

Twenty-two and one-half $(22\frac{1}{2})$ acres in SW2 of NW2; fifteen and one-half acres $(15\frac{1}{2})$ in SE2 of NW2; thirty-seven and one-half $(37\frac{1}{2})$ sc. es in NE2 of SW4; twenty-one (21) acres in NW2 of SW2; Sec. 29, Tp. 21 S., R. 11 E., W. M., in Crook County, Oregon.

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MAY 1 0 2024

Salem, OR

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the Board

of Control, affixed this 29th

day

of November

. 1911 .

BOARD OF CONTROL

(Seal of Board of Control)

By JOHN H. LEWIS,

State Engineer, President

Attest:

M. B. Wann,

Recorded in State Record of Water Right Certificates, Volume 1, page 12.

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

March 12, 2024

VIA E-MAIL ONLY: GEN@DESCHUTESRIVER.ORG

Genevieve Hubert Senior Program Manager Deschutes River Conservancy 700 NW Hill St., Suite 1 Bend, OR 97703

Re: Deschutes River Conservancy | Instream Leases

Dear Ms. Hubert:

We represent the Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe"). Deschutes River Conservancy ("DRC") has provided the Tribe with information concerning several proposed instream leases identified in **Appendix A** hereto ("Leases"), which Leases propose to lease water for instream purposes. The Tribe has reviewed the Leases and does not object to the Department of Water Resources ("Department") processing the transfers 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 Leases, including, but not limited to, whether the Leases 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,

of BEST BEST & KRIEGER LLP

INI

cc: Kate Fitzpatrick
Robert A. Brunoe
Austin Smith, Jr.
Brad Houslet
Alison K. Toivola, Esq.
Jeremy Giffin, Oregon Water Resources Department
Ann Reece, Oregon Water Resources Department

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Genevieve Hubert March 12, 2024 Page 2

Appendix A

- Lease # 999
- Lease # 1615
- Lease # 1737
- Lease # 668
- Lease # 1100 (697)
- Lease # 898
- Lease # 899
- Lease # 1320 (948)
- Lease # 615
- Lease # 1243
- Lease # 1818
- Lease # 1965
- Lease # 1878
- Lease # L-1742
- Lease # L-1743
- Lease # L-1108
- Lease # L-1975
- Possible new lease contemplated under Certificates numbered 2260, 93805, 93806, and 93807
- Possible new lease contemplated under Certificates numbered 6, 7, 8, 10, 11, and 12
- Possible new lease contemplated from lessor Wanek Ranch, LLC for additional 129.4 acres of her total 368.1 acres (in addition to existing leases L-1742 and L-1743)

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