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 attachments Fill in or check boxes as indicated. (N/A= Not Applicable)

OWRD# 1L -2048

Pursuant to ORS 537.348(2) and OAR 690-077

⊠Yes	Part 1 – Completed MinimumRequirements Che	ecklist and Application Fee						
	Fees \$610.00 for a lease involving four or morelandowners or four or more waterrights	\$410.00 for all other leases						
Yes Yes Yes ✓ Xes Xes	Part 2 – Completed Instream Lease Application Part 3 – Completed Water Right and Instream Unclude a separate Part 3 for each wat	se Information er right MAY 2 0 202						
⊠ Yes	Part 4 –Completed Instream Lease Provisions ar	nd Signatures OWRD						
⊠Yes		How many water rights are leased? 2 List them here:83575 83574 Include aseparate Part 3 for each waterright.						
☐ Yes ⊠N/A	Other Water Rights, if any, appurtenant to the application and not proposed to be leased instruction. List those other water rights here:							
☐ Yes ⊠No	Conservation Reserve Enhancement Program (Conservation Program (Co							
Attachments:								
☐Yes ⊠ N/Al	Map: Instream Leasemaprequirements (see Part 2	of this application)						
☐Yes ⊠ N/AT	Tax Lot Map: If a portion of the water right not inclinate lands owned by others, a tax lot map must be inclined that lot map should clearly show the property	cluded with the lease application.						
☐Yes ⊠ N/AS	Supporting documentation describing why a right (subject to forfeiture even though the right has not consecutive years. This information only needs the been checked to identify that the water right has and is not subject to forfeiture (See Part 4 of 4).	ot been exercised for five or more to be provided if the checkbox has						
☐Yes ⊠ N/A	If the Lessor (water right holder) is not the deede following. • A notarized statement from the landowner of the landowner o							
	 the recorded deed; or. A water right conveyance agreement and a clandowner at the time the water right was consent of the landowner. 	conveyed; or						

Part 2 of 4 - Instream Lease Application Map Checklist

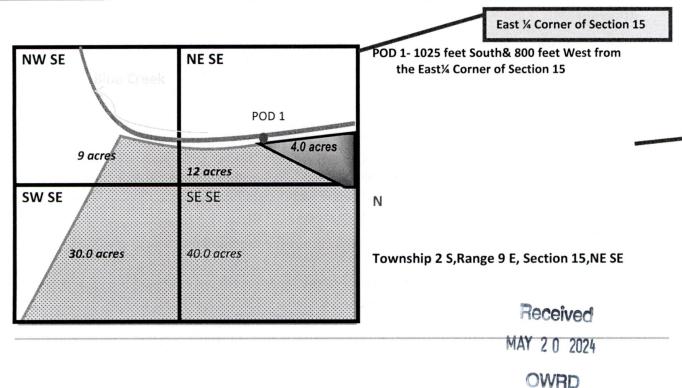
A Map is generally required for each water right not leased in its entirety

The application map (if required) should include all the itemslisted 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.

⊠n/a	A map is required <u>for each</u> water rightnot leased in its entirety. More than one QQ and property may be included on each map. A map is not required, if leasing the entire right or if the right to be leased is for municipal or quasi-municipal water use.
	The map should be of sufficient quality to be reproducible. Please do not use highlighters to mark items on the map as highlighters do not always copy.
	A North arrow and map scale (no smaller than $1'' = 1320'$).
	Township, Range, Section, quarter quarter (QQ), and a clearly labeled survey corner.
	For irrigation or other similar use, the number of acres to be leased in each quarter-quarter clearly labeled and hatchured to differentiate between the acres being leased and any remaining. If the place of use is broken down by more than one priority date, or source stream, and/or point of diversion you must identify each with separate hachuring and clearly label.
	If available, identify the existing point(s) of diversion.

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



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

Water Right I	nformation
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Water right #83575

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. Entirety - If the entire water right is to be leased, skip to Table If only leasing a portion of the right complete Table 1 as indicated 3. Gov't Lot/DLC **Priority Date** POD# Q-Q USE Previous Lease # (if any) Twp Rng Sec Tax Lot Acres EXAMPLE 12/2/1901 2-5 9-E 15 NE SE 100 4.0 IR IL-1100

Total	Acres:	

Table 2

Table 2						
	To illustra	te the t	otals for	the water right proposed to be leas	sed instream	
leased. If not e	nough roc	m belo	w, you m	DD, use and acreage as appropriate ay add additional rows (see instruct early label any attachments. (cfs = c	ions) or attac	h
Total Other Information (such				Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
Total af from stor				N/A		
	age, if appli	cable:	Acres AF or	conditions/limitations on the right)		

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")
	-	-		-		
		-		-		

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

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Instream Use Information

Table 4

	Instream Use Created by the Lease						
River/ Stream Name: DOERNER CREEK, tributary to CALLAHAN CREEK River Basin: UMPQUA							
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased.							
				dditional rows (se			h a spreadsheet
(matching the b	elow por	tion of T	able 4).	Please clearly lab			
Priority date	POD#	Use	Acres	Proposed Instrea Period	m	Total instream rate (cfs)	Total instream volume (af)
7/11/1980	1	IR	5.35	IRRIGATION SEASO	ON	0.07	13.375
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			
Proposed Instream Reach: A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to						Or Proposed Instream Point: Instream use protected at the POD	
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 certificate, the lease may be processed to be protected at the POD.)							
			Additio	nal Instream Info	rmation		
Yes N/AConditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here							
Note: The Department may identify additional conditions to prevent injury and/or enlargement.							
Any additional in	formation	about t	he propo	sed instream use:			
Water Right In	formatio	n					Received
						MA	AY 2 0 2024
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Part 3 of 4 – Water Right and Instream Use Information

Water right #83574

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	2	b	0	-
	•			-

Table 1												
your tax points o room be	lot nu of diver elow, y	umber(s rsion (Po ou may	o). Fill OD) b add	in all appoint they're	olicabl re not al row	le inforr numbe	mation. For	or examp	ole, if yo eed to in	ur wate clude a	r right ha number.	Also include as multiple .If not enough ing Table 1).
		g a porti ble 1 as		the right ated	•	Ent 3.	irety - If th	ne entire v	water rig	ht is to k	e leased,	skip to Table
Priority D	Date	POD#	Tw	p Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous	Lease # (if any)
							EXAMPLE					
12/2/19	01	3	2-:	S 9-E	15	NE SE	100	47	4.0	IR		IL-1100
						-						
						-						
						-						
						-						
				· -					× .			
		l volume	e by p	oriority d	ate, P	OD, use		age as ap	ppropria	te cons	idering th	ne right to be
	heet (matchir					additiona abel any a					n second and
Priority	/ Date	POD	#		Total Acres	1	Other Infor litions/limi) R:	Total ate (cfs)	Total Volume (af)
				2								
Total af f	rom sto	rage, if a	pplica	able:	_ AF or	∐ N/A						
Any addit	tional ir	nformatio	on abo	out the righ	nt:							
Table 3												
than one	e POD rough	listed o	on the	ecertifica	ite, th	en the s addition	specific P nal rows (OD(s)inv	olved in	the lea	se must b	ere is more be described. dsheet
, , ,	-				DLC	:/ Me	easured Dist	ances, latitu			linates, or ri	ver mile (if

MAY 20 2024



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.

Instream Use Information

Table 4

		ı	nstream	Use Created by t	he Lea	se	
River/ Stream I	River/ Stream Name: DOERNER CREEK, tributary to CALLAHAN CREEK River Basin: UMPQUA						
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may addadditional rows (see instructions) or attach a spreadsheet							
(matching the b	elow por	tion of T	able 4).	Please clearly lab			
Priority date	POD#	Use	Acres	Proposed Instrea Period		Total instream rate (cfs)	Total instream volume (af)
7/11/1980	1	storage		No priod in certific	ate		1.102
and/or co the maxin Certificat the irriga OR Please co As part of its re- and period cons	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 Or Proposed Instream Point: Instream use protected at the POD						me may be up to table 2 or on your no longer than linstream period. am rate, volume
the POD to	_	outil of t	ine sour	ce stream. Trom	ı		
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 certificate, the lease may be processed to be protected at the POD.)							
			Additio	nal Instream Info	rmatio	n	
Yes N/AConditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here							
Note: The Depa	rtment n	nay ident	ity addit	ional conditions to	o preve	ent injury and/o 	r enlargement.
Any additional in	formatio	n about tl	he propo	sed instream use:			4
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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):						
The lease is requested to begin in: monthJUNEyear2024a	nd end:monthJUNEyear2029					
Note: The begin month is generally the first month of the	irrigation season and the end month is the last					
month in the irrigation season. If not an irrigation right, t						
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	igotimes 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	b. The option of terminating the lease prior to					
Navigation	expiration of the full term, with consent by all					
	parties to the lease.					
	c. The parties would not like to include a					
	Termination Provision.					
	(See instructions for limitations to this provision)					
Additive/Replacing Relationship to other instream water						
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, the	ey generally replace a portion of these junior					
instream rights.						
If you would like this lease to relate to other instream wat	er rights differently, please check this box.					
And attach an explanation of your intent.						
Validity of the Right(s) to be leased (check the appropria	te box):					
The water right(s) to be leased have been used under	the terms and conditions of the right(s) during the					
last five years or have been leased instream; or						
The water right(s) have not been used for the last five	e years according to the terms and conditions of the					
right(s). However, the water right(s) is not subject to						
describing why the water right(s) is not subject to for	feiture is provided.					

Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.



The undersigned declare:

- 1. The Lessor(s) agree during the term of this lease, to suspend use of water allowed under the subject water right(s) and under any appurtenant primary or supplemental water right(s) not involved in the lease application; and
- 2. The Lessor(s) certify that I/we are the water right holder(s) of the right(s) described in this instream lease application. If not the deeded landowner, I/we have provided documentation with the lease application that I/we have authorization to pursue the lease application and/or have obtained consent from the deeded landowner; and
- 3. All parties affirm that information provided in this lease application is true and accurate.

Clanffr	Date: 5 / 16 / 2024
Signature of Lessor	 y =
Printed name (and title): <u>Kenna Clay Jordan</u> Busine Mailing Address (with state and zip): <u>460 Jordan La</u> Phone number (include area code): <u>541-6731931</u>	ane, Roseburg, Or 97471
See next page for additional signatures.	
Signature of Co-Lessor Printed name (and title): Ann Marie Jordan Business/organization name: Mailing Address (with state and zip): 460 Jordan La Phone number (include area code): 541-673-1931	
Signature of Lessee	Date:
Printed name (and title): Business/organization name: Mailing Address (with state and zip): Phone number (include area code): **E-m	ail address:
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO R	ECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT

T ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR.

STATE OF OREGON

COUNTY OF DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNA CLAY JORDAN 460 JORDAN LANE ROSEBURG OREGON 97470

confirms the right to store water perfected under the terms of Permit R-8544. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-60346

SOURCE: DOERNER CREEK, tributary CALLAHAN CREEK

STORAGE FACILITY: JORDAN RESERVOIR

PURPOSE or USE: STORAGE FOR IRRIGATION, APPROPRIATED UNDER PERMIT 47193

MAXIMUM STORAGE VOLUME: 1.102 ACRE FEET

DATE OF PRIORITY: JULY 11, 1980 FOR 0.2 ACRE-FOOT AND MAY 27, 1981 FOR 0.902 ACRE-FOOT

DAM AND RESERVOIR LOCATION:

Twp	Rng	Mer Sec		Q-Q	
27 S	7 W	WM	4	SE SW	

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CONDITIONS OF USE

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Application R-60346.lhn

Page 1 of 2

Certificate 83574

WITNESS the signature of the Water Resources Director, affixed DEC 2 6 2007

Phillip C Ward, Director Water Resources Department

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MAY 2 0 2024
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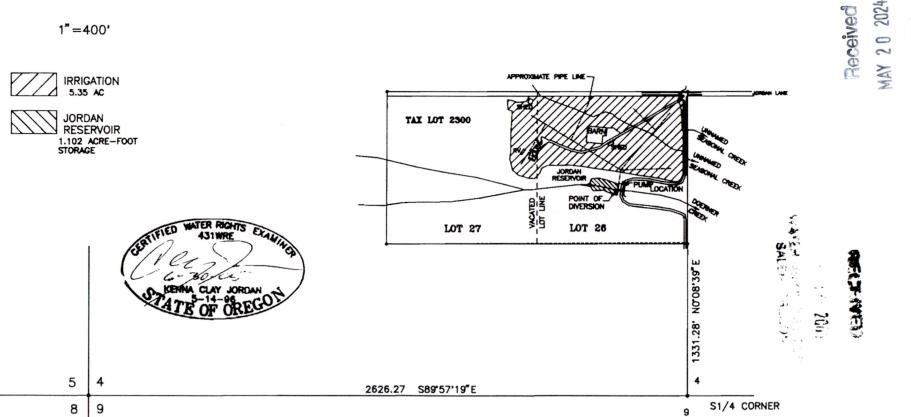
FINAL PROOF MAP IN THE NAME OF KENNA CLAY JORDAN

CLAY KENNA JORDAN } AS INCORRECTLY SWITCHED CLAY JORDAN ON APLICATIONS.

APPLICATION 60347 APPLICATION R-60346 PERMIT 47193 PERMIT R-8544

PROPERTY LOCATION: DOERNER'S ADDITION TO EDEN ORCHARDS

NORTH 1/2 OF SE 1/4 SW 1/4 OF SECTION 4 TOWNSHIP 27 SOUTH, RANGE 7 WEST, W.M. BEING THE NORTH QUARTER OF LOT 26 AND 27 IN THE COUNTY OF DOUGLAS, STATE OF OREGON THE POINT OF DIVERSION IS LOCATED 895 FEET NORTH AND 310 FEET WEST FROM THE S 1/4 CORNER OF SECTION 4, BEING WITHIN THE SE 1/4 SW 1/4 OF SECTION 4, TOWNSHIP 27 SOUTH, RANGE 7 WEST, WM, IN THE COUNTY OF DOUGLÁS. PUMP LOCATION 25 FEET NORTH OF POINT OF DIVERSION.



THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

STATE OF OREGON

COUNTY OF DOUGLAS

Received MAY 2 0 2024

CERTIFICATE OF WATER RIGHT

01000

THIS CERTIFICATE ISSUED TO

KENNA CLAY JORDAN 460 JORDAN LANE ROSEBURG OREGON 97470

confirms the right to use the waters of DOERNER CREEK AND JORDAN RESERVOIR, tributaries of CALLAHAN CREEK for IRRIGATION of 5.35 ACRES.

This right was perfected under Permit 47193. The date of priority is JULY 11, 1980. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.07 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates		
27 S	7 W	WM	4	SE SW	895 FEET NORTH AND 310 FEET WEST FROM S1/4 CORNER,		
					SECTION 4		

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage of water from the reservoir constructed under Permit R-8544.

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
27.S	7 W	WM	4	SE SW	5.35

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

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APPLICATION 60347 APPLICATION R-60346

PERMIT 47193 PERMIT R-8544

PROPERTY LOCATION: DOERNER'S ADDITION TO EDEN ORCHARDS

NORTH

NORTH 1/2 OF SE 1/4 SW 1/4 OF SECTION 4 TOWNSHIP 27 SOUTH, RANGE 7 WEST, W.M. BEING THE NORTH QUARTER OF LOT 26 AND 27 IN THE COUNTY OF DOUGLAS, STATE OF OREGON THE POINT OF DIVERSION IS LOCATED 895 FEET NORTH AND 310 FEET WEST FROM THE S 1/4 CORNER OF SECTION 4, BEING WITHIN THE SE 1/4 SW 1/4 OF SECTION 4, TOWNSHIP 27 SOUTH, RANGE 7 WEST, WM, IN THE COUNTY OF DOUGLAS. PUMP LOCATION 25 FEET NORTH OF POINT

MAY 2 0 2024 Received OWAD 1"=400" APPROXIMATE PIPE LINE-IRRIGATION 5.35 AC **JORDAN** TAX LOT 2300 RESERVOIR 1.102 ACRE-FOOT STORAGE JORDAN RESERVOR POINT OF_ DIVERSION WATER RICHTS EXAMIN LOT 27 LOT 26 ECHAPO NO'08'39" 5 2626.27 S89'57'19"E S1/4 CORNER 8 9

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.