

## Application for

## Instream Lease

Pooled Lease Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

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

	10. 72. 141.00	
Optio	onal Identification by Lessor/Lessee: IL-2008-02	
	e Application Number (assigned by WRD):	10
This	Lease is between:	
Less	or #2: Irrigation District or Other Water Purveyor	
Nam	e Central Oregon Irrigation District	
Maili	ing address 1055 SW Lake Ct	
City,	State, Zip Code Redmond, OR 97756	Array Carre
Telep	phone number <u>541-504-7577</u>	
Emai	l address lauraw@coid.org	
The v	water right to be leased is located in Deschutes County.	
	ee (if different than Oregon Water Resources Departs	
Nana	e Deschutes Water Exchange Mitigation Bank River Co	onservance
Maili	ing address PO Box 1560	$\sigma$
City,	State, Zip Code Bend, OR 97709	
	phone number 541-382-5186	44-17-18-18-18-18-18-18-18-18-18-18-18-18-18-
Emai	l address gen@deschutesriver.org	
Trus	4-4-4 EDIT	
_	on Water Resources Department Summer Street NE, Suite A	
	n, OR 97301-1266	
	986-0900	•
(Sus)		Salet To-Commention
	~l~ Water Right Holder and Water R	ignt information
1.2	Lessor #2 is the (Check one):	
12	☑ Official representative of Central Oregon Irrigation	District the irrigation district
	which conveys water to the subject water rights.	
	Another party with an interest in the subject water	rights representing
	☐ Not applicable.	
1.3	For the water right(s) being leased, list all water rights Indicate if there are any supplemental or overlying rig	
	Certificate No. 83571 & 76714	
	Att and a second	RECEIVED
	Paoled Lease Form	MAR 2 7 2003 SD

1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. ☐ Yes ☐ No						
1.5	Water Rights Proposed to be Leased Instream.  The first right to be leased identified in Section 1.3 is further described as follows:						
	Certificate No.: 83571 Priority date: October 31, 1900 & December 2, 1907 Legal Season of Use: April 1 to November 1  Type of use: Irrig						
	If an irrigation right, total number of acres to be leased: 23.10  Total acre-feet of storage to be leased, if applicable: 0  Maximum rate associated with subject water rights (cfs) being leased:  Priority 10/31/1900: Season 1: 0.288, Season 2: 0.384, Season 3: 0.508  Priority 12/02/1907: Season 3: 0.203  If there is more than one rate associated with a water right, describe below:  Season 1 (cfs) Time period:  Season 2 (cfs) Time period:						
	Season 2 (cfs) Time period: Season 3 (cfs) Time period: Maximum duty associated with subject water rights (ac-ft): 228.35						
	Conditions or other limitations, if any: None						
	If you need to enter another leased right, please use the additional water rights form.						
	~II~ Instream Water Right Information						
2.1	Public use. This lease will increase streamflows that will benefit:  ☐ Conservation, maintenance and enhancement of aquatic and fish life, wildlife, and fish and wildlife habitat ☐ Pollution abatement ☐ Recreation and scenic attraction						
2.2	Instream use created by lease. The instream use to be created is described as follows:  Deschutes  River						
	Deschutes River Tributary to Columbia River in the Deschutes Basin.						
	Describe the point of diversion (POD) and any associated reach(es) of the instream use being created. If possible list the reach by river mile. If no reach is identified, and there is only one POD listed on the certificate, the lease will be processed to be protected at the POD. (If more than one POD is listed on the certificate, then the POD and any associated reach(es) must be identified): POD # 1 to Lake Billy Chinook the mouth of the Deschool Maximum volume in acre-feet: Priority 10/31/1900: 125.91  Rate in cfs: Priority 10/31/1900: Season 1: 0.159, Season 2: 0.212, Season 3: 0.392  (If more than one rate, describe the rate associated within each time period or instream reach.)  Rate in cfs:						
	(Use the section below to indicate a more restrictive period of use than allowed by the water right.) Conditions to prevent injury, if any:						
	<ul> <li>None</li> <li>☐ The instream flow will be allocated on a daily average basis up to the described rate from through</li> </ul>						
	Product Lease Form /2 RECEIVED						
	MAR 2 7 2008						

WATER RESOURCES DEPT.

	Other (describe):
2.3	Term of lease. This lease shall terminate on October 31, 2008
2.4	Flow protection. The Trustee will regulate use of water from the source, subject to prior appropriation and the agency enforcement guidance, to assure the water is delivered to the point of diversion, and through the reach past junior downstream users, so long as flow is sufficient to meet the demand under priority date of the new instream use (see Section 2.2). As part of regulation activities the watermaster or a designee has access to the point of diversion and place of use for the water rights involved in this lease. No party is required to continuously measure the flow of the waterway described in Section 2.2.
	~III~ Other Information
3.1	Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
3.2	Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
3.3	Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.
3.4	Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.
3.5	Termination provision.
	For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:  Written notice to the Department with original signatures;  Consent by all parties to the lease; and/or  Written notice to the Watermaster's office.  For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.
	without consent by all parties to the lease.  RECEIVED

3.6	Modification to prevent injury. Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.
3.7	Fees. Pursuant to ORS 536.050, the following fee is included:
	<ul> <li>         ≥ \$200 for an application with four or more landowners or four or more water rights.     </li> <li>         ≥ \$100 for all other applications.     </li> </ul>
Less	Date:
	ral Oregon Irrigation District
Less	e: Lenenere thebest Date: 03/210/2008
Desc	hutes Water Exchange Mittigation Bank River Conservancy
Othe	r Attachments as Needed:
Attac	chment 1: Tax Lot Map. (See instructions.)
	chment 2: Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. (See instructions.)
Attac	chment 3: Supporting documentation indicating why a right is valid and not subject to
	forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 is checked).

Attachment 4: Split Season Instream Use Form

Attachment 5: Pooled Lease Water Right Holder Form

MAR 2.7 2008
WATER RESOURCES DEPT.
SALEM, OREGON



### Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

	Pursuant to ORS 537.348(2) and OAR 69	0-077
Optio	onal Identification by Lessor/Lessee: 3108	
	e Application Number (assigned by WRD):	
This	Lease is with:	
	or #1 (Water Right Holder):	
	e Doreen Blome Revocable Living Trust	
	ing address 1513 NE 9th St	sie ,=
City,	State, Zip Code Bend, OR 97701	=11172:2 7:02
	phone number 541-312-6969 H. (541) 408 - 4744; W. (	<u>541)</u> 317-3193
If add	ditional water right holders, enter water right holder information	below
Applic	The section numbering associated with this form corresponds to that found cation" form. The "Pooled Lease" form and "Pooled Water Right Holder" formation as the "Standard Instream Lease Application" form. Consequently, the sequential.	orm(s) are used to provide the same
	~I~ Water Right Holder and Water Right I	nformation
1.1	Lessor #1 is the water right holder, or authorized agent for pr 1.5. If the water right appurtenant to these lands is also appu others who are not included in this application, then Attachm included.	rtenant to lands owned by
1.3	For the water right(s) being leased, list all water rights appured and an indicate if there are any supplemental or overlying rights.	enant to the same lands.
	Certificate No. <u>83571 &amp; 76714</u>	
1.4	Are some or all of the lands being leased part of a Conservati Program.  Yes No	on Reserve Enhancement
1.5	Water Right(s) Proposed to be Leased Instream. Water rights shown on the map attached as Exhibit 5-B and d [This information may be included on Exhibit 5-A, or an additional map the area of water rights being leased. Attached map(s) must identify water section and ½½, tax lot number, map orientation and scale.]	escribed as follows: may be attached. Crosshatch
		RECEIVED
	Pooled Water Right Holder Form / 1	MAR 2.7 2003

shall be required, and a prior short term lesse shall not set a precedent for the amount of water to be leased or transferred instream.

WATER RESOURCES DEPT. SALEM, OREGON

		K	Sect		Tax Lot	Acres	Type of Use	Certificate	Page(8)	Priority
	*(Identi	ify pertine	nt page	number o			is greater than er certificate)	10 pages; identif	y priority da	te if there is
1.	14 S	13 E	16	NW SW	257	0.50	Irrigation	83571	12	10/31/190 0
2.		Chica altera	A STATE		A VENT	100 mm 1 mm		Vanis 128		
3.										
4.			1.550	N. ATTER	or resident	A CANADA	Harden Lynn			
5.						The Lend	difference y	100000000	-	

31,		al number of acres, if for irrigation, by certificate and priority date: Cert #83571. Oct.  0.50 acres							
	Cor	aditions or other limitations, if any: None							
		to enter another leased right, please use the Additional Water Right Form for Pooled at Holder.							
1.6	Validity of rights. Lessor(s) attests (mark one) that;								
	$\boxtimes$	The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or							
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).							

### ~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 31, 2008. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

### ~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

Pooled Water Right Holder Form / 2

RECEIVED

		be leased or t			in not set a prece	delic for the allount of	
3.4	suspend	use of water	allowed unde	r the subject v		ater right holder agree nder any water right t	
	is supple	emental to the	subject water	r rights.			
3.5	Termin	ation provisi	on				
3.3	For year dur day beg leas enla	multiyear lear with written ing the calend is prior to the un for the was sed until the for argement wou Written notice Consent by all Written notice	ses, the Lesse notice to the lar year. How period of alloter right(s) be ollowing cale ald not occur. to the Depart parties to the to the Water uses, the lesso	Department. vever, if the termed instream eing leased, wandar year, unl The Department with order lease; and/order shall not have	The lease may be rmination request use or after the pater may not be uses the Director of the may also request may also required a signatures; e.	uire:	ne 30-
3.6	Section rights to	2.2 during the use water from	term of this om the same s	lease is not re	asonably expecte ry is found after	am use described in d to cause injury to ot this lease is signed, the	
	lease III	- L-L-139	-	16:10:31 11 12 13 13 14 15 16 16 16 16 16 16 16 16 16 16 16 16 16	iljury.	1 1	
Lesso	or#1:	Jours	Below	-	Date:	2/21/08	
Dore	en Blome				A STATE OF THE STA		_
For a	dditional l	essors, type i	n space for s	ignature and d	ate		
Other	Attachme	ents As Neede	ed:				
	oit 5-A:		lap. (See inst	tructions.)			
	oit 5-B:	Detailed n part of a ri	nap illustratinght is being l	g lands under	n. Exhibits 5-A	be leased; required if and 5-13 may be combined	
Exhil	oit 5-C:					did and not subject to	



forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is

RECEIVED

1/13 0 7 2008

WATER RESOURCES DEPT.
SALEM, OREGON

checked)

Split Season Instream Use Form

Exhibit 5-D:

**FSD** 

MAR 27 2008



## Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

	Pursuant to ORS 537.348(2) and OAR 690-077									
Ontio	onal Identification by Lessor/Lessee: 3267									
	e Application Number (assigned by WRD):									
This	This Lease is with:									
Less	or #1 (Water Right Holder):									
Nam	e Central Oregon Parks and Recreation District									
	ing address PO Box 843									
	State, Zip Code Redmond, OR 97756									
	phone number <u>541-548-7275</u>									
Emai	il address hareh rapidous, not									
If ad	ditional water right holders, enter water right holder information below									
inform	cation" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same nation as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not a sequential.  ~l~ Water Right Holder and Water Right Information									
1.1	Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.									
1.3	For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.									
	Certificate No. 83571 & 76714									
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program.   Yes  No									
1.5	Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:  [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ½ ½, tax lot number, map orientation and scale.]  RECEIVED									

Pooled Water Right Holder Form / 1

	1	R	Sect		Lax Fot	Acres	Type of Use	Certificate "	Pagetsi	Priority
	*(Identi	ify pertine	ent page i	number o			is greater than ler certificate)	10 pages; identify	priority dat	te if there is
1.	14 S	13 E	35	SW SW	800	0.90	Irrigation	83571	18	10/31/190 0
2.						Services				
3.										
4.			1 7 7 7 7 7 3 1	DE P	The state of	Christian .	REPART TERM			
5.				45.5		Tass. no	and because the	trans It was		

31,		al number of acres, if for irrigation, by certificate and priority date: Cert #83571, Oct. 0.90 acres
	Cor	nditions or other limitations, if any: None
		to enter another leased right, please use the Additional Water Right Form for Pooled at Holder.
1.6	Valid	lity of rights. Lessor(s) attests (mark one) that:
	$\boxtimes$	The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).
		~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 31, 2008. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

#### ~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

RECEIVED

shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

Suspension of original use. During the period of the lease, the water right holder agrees to 3.4 suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5	Termination	provision.

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
  - Written notice to the Department with original signatures;
  - Consent by all parties to the lease; and/or
  - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.
- Modification to prevent injury. Allocation of water to the instream use described in 3.6 Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Central Oregon Parks and Recreation District

Date: 2/22/08

For additional Lessors, type in space for signature and date

### Other Attachments As Needed:

Exhibit 5-A:

Tax Lot Map. (See instructions.)

Exhibit 5-B:

Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined

into a single map. (See instructions.)

Exhibit 5-C:

Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is

checked)

Exhibit 5-D:

Split Season Instream Use Form



### Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

MAR 27 2003

WATER RESOURCES DEPT, SALEM, OREGON

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

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

	anal Identification by Lessor/Lessee: 350250
Lease	Application Number (assigned by WRD): 1 - 901
This	Lease is with:
	or #1 (Water Right Holder):
	ng address PO Box 42
• •	State, Zip Code Terrebonne, OR 97760
	shone number <u>541-548-7383</u>
Emai	l address
If add	litional water right holders, enter water right holder information below
Appli inform	The section numbering associated with this form converponds to that found on the "Standard Instream Lease ation" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same ation as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not a sequential.
	~I~ Water Right Holder and Water Right Information
1.1	Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
1.3	For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
	Certificate No. 83571 & 76714
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program.   Yes No
1.5	Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:  [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ½ ½, tax lot number, map orientation and scale.]
	Pooled Water Right Holder Form / 1 RECEIVED FSD

	T	R	Sect		Tax Lot	Acres	Type of Use	Certificate #	Page(s)#	Priority*
	*(Identi	ify pertine	nt page n	umber of			e is greater than 1 er certificate)	0 pages; identify	priority date	if there is
1.	14 S	13 E	21	SW NW	502	4.00	Irrigation	83571	13	10/31/190 0
2.			28.	P. CHURTHUR	DIRE TURN	A. A.	ta interior	118		
3.				1.00						
4.			(20.00)	The Car				-		
5.				1000		MAGNE	me dale	anne in	L. 17	

31,	Total number of acres, if for irrigation, by certificate and priority date: <u>Cert #83571, Oct.</u> 1900 - 4.00 acres
	Conditions or other limitations, if any: None
	ou need to enter another leased right, please use the Additional Water Right Form for Pooled er Right Holder.
1.6	Validity of rights. Lessor(s) attests (mark one) that:
	The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
	The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).
	~II~ Instream Water Right Information
2.3	Term of lease. This lease shall terminate on October 31, 2008. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)
	~III~ Other Information
3.1	Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
3.2	Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
3.3	Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

Pooled Water Right Holder Form / 2

RECEIVEL

FSD

MAR 27 2008

water to be leased or transferred instream. 3.4 Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights. Termination provision. 3.5 For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require: Written notice to the Department with original signatures; Consent by all parties to the lease; and/or Written notice to the Watermaster's office. For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease. Modification to prevent injury. Allocation of water to the instream use described in 3.6 Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury. Lessor #1: Jeffrey Hulstein Christine Hulstein For additional Lessors, type in space for signature and date Other Attachments As Needed: Exhibit 5-A: Tax Lot Map. (See instructions.)

shall be required, and a prior short term lease shall not set a precedent for the amount of

Exhibit 5-B:

Detailed map illustrating lands under subject rights to be leased; required if only

part of a right is being leased instream. Exhibits 5-A and 5-B may be combined

into a single map. (See instructions.)

Exhibit 5-C:

Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more

consecutive years (required if the second box in Section 1.6 of this form is

checked)

Exhibit 5-D:

Split Season Instream Use Form

MAR 2 7 2008

WATER RESOURCES DEPT. SALEM, OREGO

**FSD** 



# Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

	Pursuant to ORS 537.348(2) and OAR 690-077								
Ontid	onal Identification by Lessor/Lessee: 2487								
	e Application Number (assigned by WRD): 1 L-901								
This	This Lease is with:								
Less	or #1 (Water Right Holder):								
	e Jeremy & Charity Koehler								
	ing address 6775 NW 19th St								
	State, Zip Code Terrebonne, OR 97760								
	phone number <u>541-504-5586</u>								
Emai	il address								
If add	ditional water right holders, enter water right holder information below								
Appli inform	The section numbering associated with this form corresponds to that found on the "Standard Instream Lease cation" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same nation as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not a sequential.								
	~I~ Water Right Holder and Water Right Information								
1.1	Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.								
1.3	For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.								
	Certificate No. 83571 & 76714								
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program.   Yes No								
1.5	Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:  [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range,								
	section and ¼ ¼, tax lot number, map orientation and scale.]								

Pooled Water Right Holder Form / 1

		R	Sect		Lix1+r	Acres	Type of Use	Corblicate (	Pagets)	Priority
	*(Identi	fy pertine	ent page	number o			e is greater than per certificate)	10 pages; identif	y priority da	te if there is
1.	14 S	13 E	20	SE SE	300	6.10	Irrigation	83571	13	10/31/190 0
2.							L internal	E 17		
3.			Marie Sta		1000000					
4.				47-1	1000			1101		
5.				T T		C34G.m	Martin Artis	Walking Trans		

31.		al number of acres, if for irrigation, by certificate and priority date: Cert #83571, Oct. 6.10 acres (Since HB3111 a partition has been done.)
	Con	nditions or other limitations, if any: None
		I to enter another leased right, please use the Additional Water Right Form for Pooled at Holder.
1.6	Valid	lity of rights. Lessor(s) attests (mark one) that:
	⊠	The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).
		~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 31, 2008 . (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

### ~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

Pooled Water Right Holder Form / 2



		equired, and a prior short term lease shall not be leased or transferred instream.	not set a precedent for the amount of
3,4	suspend u	on of original use. During the period of the second water allowed under the subject water nental to the subject water rights.	
3.5	For n year durin days begu lease enlar  W Co W	nultiyear leases, the Lessor(s) shall have the with written notice to the Department. The general teach of the calendar year. However, if the terminal prior to the period of allowed instream used in for the water right(s) being leased, watered until the following calendar year, unless gement would not occur. The Department written notice to the Department with original parties to the lease; and/or written notice to the Watermaster's office. Inultiyear leases, the lessor shall not have the pour consent by all parties to the lease.	e lease may be terminated at any time ination request is received less then 30-e or after the period of allowed use has may not be used under the right(s) the Director determines that may also require: al signatures;
3.6	Section 2. rights to u	tion to prevent injury. Allocation of water 2 during the term of this lease is not reasons water from the same source. If injury is be modified or terminated to prevent injury.	nably expected to cause injury to other s found after this lease is signed, the ry.
	r#1:		Date: < . < O =
Jeren	y Koehler	. 1/1	1 1 2
	rand	1 Kochly	Date: 2.20.08
Chari	ty Koehler		0 / 0
For a	dditional Le	essors, type in space for signature and date	
Other	Attachmen	its As Needed:	
-	oit 5-A:	Tax Lot Map. (See instructions.)	
Exhil	oit 5-B:	Detailed map illustrating lands under sub- part of a right is being leased instream. I into a single map. (See instructions.)	
Exhil	oit 5-C:	Supporting documentation indicating wh forfeiture even though the right has not be consecutive years (required if the second	een exercised for five or more
n 1 "		checked)	DEOFINED
Exhil	oit 5-D:	Split Season Instream Use Form	RECEIVED
			MAR 2 7 2008 WATER RESOURCES DEPT. SALEM, OREGON

**FSD** 

MAR 2 7 2008

WATER RESOURCES DEPT. SALEM, OREGON



## Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

	Pursuant to ORS 537.348(2) and OAR	690-077
Ontic	onal Identification by Lessor/Lessee: 793	
	e Application Number (assigned by WRD): 11-901	
This	Lease is with:	
Less	or #1 (Water Right Holder):	
	e Gertrude Morgan Living Trust % Juanita Ryan	
Maili	ing address 3315 N Canal Blvd	
	State, Zip Code Redmond, OR 97756	13/20/20
-	phone number <u>541-548-8517</u>	
Emai	il address	
If add	ditional water right holders, enter water right holder information	on below
Appli	The section numbering associated with this form corresponds to that found cation" form. The "Pooled Lease" form and "Pooled Water Right Holder" nation as the "Standard Instream Lease Application" form. Consequently, is sequential.	form(s) are used to provide the same
	~I~ Water Right Holder and Water Right	Information
1.1	Lessor #1 is the water right holder, or authorized agent for placed 1.5. If the water right appurtenant to these lands is also apportions who are not included in this application, then Attachineluded.	ourtenant to lands owned by
1.3	For the water right(s) being leased, list all water rights appulate and indicate if there are any supplemental or overlying rights.	artenant to the same lands.
	Certificate No. <u>83571 &amp; 76714</u>	
1.4	Are some or all of the lands being leased part of a Conserva Program.  Yes No	ation Reserve Enhancement
1.5	Water Right(s) Proposed to be Leased Instream. Water is water rights shown on the map attached as Exhibit 5-B and [This information may be included on Exhibit 5-A, or an additional may the area of water rights being leased. Attached map(s) must identify we section and ¼ ¼, tax lot number, map orientation and scale.]	described as follows: p may be attached. Crosshatch
	Pooled Water Dight Holder Form / 1	RECEIVED FO

Pooled Water Right Holder Form / 1

	T	R	Sect		Tax Lot	Acres	Type of Use	Certificate #	Page(s)#	Priority*
-	*(Identi	ify pertine	ent page n	umber o			is greater than 1 er certificate)	0 pages; identify	priority date	if there is
1.	14 S	13 E	33	SE SE	2600	1.00	Irrigation	83571	17	10/31/190 0
2.			100	MENT (			1920 13	92.0		
3.										
4.			100	Alley.	1000		the region of the			
5.						COMME	BUSAITA A	Land July William		

31, 1	Tot 900 -	al number of acres, if for irrigation, by certificate and priority date: Cert #83571, Oct. 1.00
	Cor	nditions or other limitations, if any: None
		to enter another leased right, please use the Additional Water Right Form for Pooled at Holder.
1.6	Valid	lity of rights. Lessor(s) attests (mark one) that:
	$\boxtimes$	The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).

### ~II~ Instream Water Right Information

2.3 Term of lease. This lease shall terminate on October 31, 2008. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

#### ~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

Pooled Water Right Holder Form / 2

RECEIVED

	shall be required, and a prior short term lease shall not set a precedent for the amount of
	water to be leased or transferred instream.
3.4	Suspension of original use. During the period of the lease, the water right holder agrees to
	suspend use of water allowed under the subject water rights and under any water right that
	is supplemental to the subject water rights.

3.5 Termination provision. For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require: Written notice to the Department with original signatures; Consent by all parties to the lease; and/or Written notice to the Watermaster's office. For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease. Modification to prevent injury. Allocation of water to the instream use described in 3.6 Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury. Gertrude Morgan Living Trust

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A: Tax Lot Map. (See instructions.)

Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased; required if only

part of a right is being leased instream. Exhibits 5-A and 5-B may be combined

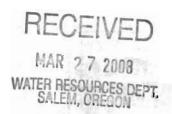
into a single map. (See instructions.)

Exhibit 5-C: Supporting documentation indicating why a right is valid and not subject to

forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is

checked)

Exhibit 5-D: Split Season Instream Use Form



Jan 2007



## Application for

## Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

	Pursuant to ORS 537.348(2) and OAR 690-077							
Optio	nal Identification by Lessor/Lessee: 550700							
	Lease Application Number (assigned by WRD): IL-901							
This I	Lease is with:							
	er #1 (Water Right Holder):							
	ng address 1700 NW Iowa Ave							
	State, Zip Code Bend, OR 97701-1067							
Telep	hone number <u>541-385-6985</u>							
Email	address							
If add	litional water right holders, enter water right holder information below							
Applic inform	The section numbering associated with this form corresponds to that found on the "Standard Instream Lease ation" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same ation as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not sequential.							
	~I~ Water Right Holder and Water Right Information							
1.1	Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.							
1.3	For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.							
	Certificate No. 83571 & 76714							
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program.   Yes No							
1.5	Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:  [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ¼ ¼, tax lot number, map orientation and scale.]  RECEIVED							

Pooled Water Right Holder Form 11

MAR 2 7 2008 WATER RESOURCES DEPT. SALEM, OREGON

	1	R	Sect		Lax Lot	Acres	Expe of Ese		Page(s) -:	Priority*
	*(Identi	fy pertine	nt page r	number o	f certificate,	f certificate	e is greater than ber certificate)	10 pages; identify	y priority dat	
1.	15 8	12 E	14	NE SE	201	3.50	Irrigation	83571	21	10/31/190 0
2.		No.	7 - 0	100	30-19 12-10	をかった。	Ham the th			
3.			4.10.0			Su.				
4.			Chall	d diffe.	m et len	ERE WY	Mark At the controll			
5.					1	w pake.		Maria Maria		

	Cor	nditions or other limitations, if any: None								
		to enter another leased right, please use the Additional Water Right Form for Pooled at Holder.								
1.6	Valid	Validity of rights. Lessor(s) attests (mark one) that:								
		The water has been used over the past five years according to the terms and conditions of the water right certificate or as an instream water right or								
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).								
		~II~ Instream Water Right Information								
2.3	Ter	m of lease. This lease shall terminate on October 31, 2008 . (If there is a conflict								

### ~III~ Other Information

between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)

- 3.1 Accuracy. The Undersigned Lessor(s) and Lessee(s) declare that, to the best of their knowledge and belief, the information contained in this application is true, correct and complete. If after the lease order is signed, any information is determined to be false, the lease order may be modified or terminated. The lease only exercises the water rights being leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- 3.3 Precedent. If a right which has been leased is later proposed to be leased again or transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

RECEIVED .

Pooled Water Right Holder Form / 2

shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5 Termination provision.

- For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30-days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that enlargement would not occur. The Department may also require:
  - Written notice to the Department with original signatures;
  - Consent by all parties to the lease; and/or
  - Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.
- 3.6 Modification to prevent injury. Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1:

John Pavijee

Tanlak

Date: 3-4-08

Jill Pavlicek

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A:

Tax Lot Map. (See instructions.)

Exhibit 5-B:

Detailed map illustrating lands under subject rights to be leased; required if only part of a right is being leased instream. Exhibits 5-A and 5-B may be combined

into a single map. (See instructions.)

Exhibit 5-C:

Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years (required if the second box in Section 1.6 of this form is

checked)

Exhibit 5-D:

Split Season Instream Use Form

MAR 2 7 2008
WATER RESOURCES DEPT.
SALEM, OREGON



## Application for Instream Lease

Attachment 5: Pooled Water Right Holder Form

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

### Pursuant to ORS 537,348(2) and OAR 690-077

	Taisaant to Otto 557.540(2) and Ozni 576-077
Optio	onal Identification by Lessor/Lessee: 725925
Leas	e Application Number (assigned by WRD): IC-901
This	Lease is with:
Less	or #1 (Water Right Holder):
	e Huey & Donna Towry
	ing address 5665 SW Obsidian Ave
	State, Zip Code Redmond, OR 97756
	phone number 541-923-5847
	il address
If ad	ditional water right holders, enter water right holder information below
Appli inform	The section numbering associated with this form corresponds to that found on the "Standard Instream Lease cation" form. The "Pooled Lease" form and "Pooled Water Right Holder" form(s) are used to provide the same nation as the "Standard Instream Lease Application" form. Consequently, the numbering on this form is not a sequential.
	~I~ Water Right Holder and Water Right Information
1.1	Lessor #1 is the water right holder, or authorized agent for property described in Section 1.5. If the water right appurtenant to these lands is also appurtenant to lands owned by others who are not included in this application, then Attachment 1 (tax lot map), needs to be included.
1.3	For the water right(s) being leased, list all water rights appurtenant to the same lands. Indicate if there are any supplemental or overlying rights.
	Certificate No. 83571 & 76714
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program.   Yes No
1.5	Water Right(s) Proposed to be Leased Instream. Water right holder proposes to lease the water rights shown on the map attached as Exhibit 5-B and described as follows:  [This information may be included on Exhibit 5-A, or an additional map may be attached. Crosshatch the area of water rights being leased. Attached map(s) must identify water right holder, township, range, section and ¼ ¼, tax lot number, map orientation and scale.]
	RECEIVED
	Paoled Water Right Holder Form / 1

SD

	T	R	Sect	Vila	Tax Lot	Acres	Type of Use	Certificate#	Page(s) #	Priority*
	*(Identi	ify pertine	nt page	number of	certificate,	if certificate	e is greater than leer certificate)	0 pages; identify	priority date	
1.	158	12 E	13	NW SE	1403	1.60	Irrigation	83571	21	10/31/190 0
2.	15 S	12 E	13	SW SE	1403	5.50	Irrigation	83571	21	0
3.		1	ter terr	San 3	Acres 1987al	tack under				
4.									-	-
5.				1-18	1	7000000	Marking Sty			

			1 1 1 1 1 1								
_		7	2		1	(T) (1)	E State 19	(France 5)			
31,	1900 -	7.10 ac	res				tificate and	priority date	e: <u>Cert #83571.</u>	Oct.	
	ou need		er anoth			ny: None	ne Addition	al Water Rip	ght Form for P	ooled	
1.6	Validity of rights. Lessor(s) attests (mark one) that:										
	$\boxtimes$										
		The water has <u>not</u> been used over the past five years according to the terms and conditions of the water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as Attachment 3).									
				~II~ I	nstream	Water F	Right Infor	rmation			
2.3		Term of lease. This lease shall terminate on October 31, 2008. (If there is a conflict between the Pooled Lease Form and this form, the Pooled Lease Form will be the official term of the lease.)									
					~!!!~	Other In	tormation				
3.1	kne	owledg mplete.	e and be If after	elief, the	informat se order is	tion contains signed, a	ned in this a ny informat	application is ion is determ	the best of the s true, correct a nined to be fals the water righ	and se, the	

- leased, for the term of the lease. It shall not be construed to overcome any claim that the water right may otherwise be subject to forfeiture for nonuse pursuant to ORS 540.610 during the period of time prior to the execution of the lease.
- 3.2 Lease. Lessor(s) and Lessee(s) agree to lease the water rights listed in Section(s) 1.5 for instream use for the term of this lease through Lessee to the Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077.
- Precedent. If a right which has been leased is later proposed to be leased again or 3.3 transferred to an instream use under ORS 537.348 and OAR 690-077 a new injury review

Pooled Water Right Holder Form / 2

shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 Suspension of original use. During the period of the lease, the water right holder agrees to suspend use of water allowed under the subject water rights and under any water right that is supplemental to the subject water rights.

3.5	Termination provision.
	For multiyear leases, the Lessor(s) shall have the option of terminating the lease each year with written notice to the Department. The lease may be terminated at any time during the calendar year. However, if the termination request is received less then 30 days prior to the period of allowed instream use or after the period of allowed use has begun for the water right(s) being leased, water may not be used under the right(s) leased until the following calendar year, unless the Director determines that
	during the calendar year. However, if the termination request is received le days prior to the period of allowed instream use or after the period of allow begun for the water right(s) being leased, water may not be used under the

- Written notice to the Department with original signatures;
- Consent by all parties to the lease; and/or
- Written notice to the Watermaster's office.
- For multiyear leases, the lessor shall not have the option of terminating the lease, without consent by all parties to the lease.
- 3.6 Modification to prevent injury. Allocation of water to the instream use described in Section 2.2 during the term of this lease is not reasonably expected to cause injury to other rights to use water from the same source. If injury is found after this lease is signed, the lease may be modified or terminated to prevent injury.

Lessor #1: Skeys / www.

Date: 3-6-08

Donna Towry

For additional Lessors, type in space for signature and date

Other Attachments As Needed:

Exhibit 5-A:

Tax Lot Map. (See instructions.)

Exhibit 5-B:

Detailed map illustrating lands under subject rights to be leased; required if only

part of a right is being leased instream. Exhibits 5-A and 5-B may be combined

into a single map. (See instructions.)

Exhibit 5-C:

Supporting documentation indicating why a right is valid and not subject to forfeiture even though the right has not been exercised for five or more

consecutive years (required if the second box in Section 1.6 of this form is

checked)

Exhibit 5-D:

Split Season Instream Use Form

MAR 2 7 2003
WATER RESOURCES DEPT.
SALEM, OREGON