

Application for Short-Term

Instream Lease

Attachment 5: Pooled Landowner Form

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

-	Agreement Number (assigned by WRD):	
This L	ease Agreement is between:	
(Name	*#1 (Landowner):) Berge, LLC ng address) 65288 Smokey Butte Rd	
(City, S	State, Zip Code) <u>Bend, OR 97701-9087</u> hone number) <u>541-771-4987</u> address)	RECEIVED APK 1 5 2005
	tional landowners, enter landowner information below	WATER RESOURCES DEP SALEM, OREGON
form. T	the numbering associated with this form corresponds to that found on the "Standard In the "Pooled Lease" form and "Pooled Landowner" form(s) are used to provide the saired Instream Lease Application" form. Consequently, the numbering on this form is not the control of the con	me information as the oot always sequential.
1.1	~I~ Ownership and Water Right Information Lessor #1 is the owner, or authorized agent for owner of property loca Range 13, Section 10 and Tax Lot number 102. If the water right appris also appurtenant to lands owned by others, then Attachment 1, (tax property) needs to be included.	ated at: Township 15, purtenant to these lands
1.3	For the lands being leased, list all water rights appurtenant to the lesson there are any supplemental or overlying rights.	or's property. Indicate if
	Certificate No. 76358 & 76714	
1.4	Are some or all of the lands being leased part of a Conservation Reservogram. Yes No	ve Enhancement
1.5	Subject Water Rights. Landowner proposes to lease the water rights attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or at attached). (Crosshatch the area of water rights being leased). Attached map(s) must Township, Range, Section and ¼ ¼, tax lot number, map orientation and scale.	n additional map may be

Tota	al number of acres, if for irrigation, by certificate and priority date: Cert#76358 Oct. 31.
	e-feet of storage, if applicable: 0
Conditions or other limitations, if any: None If you need to enter another leased right, please use the Additional Landowner Water Rights 1.6 Validity of rights. Lessor(s) attests (mark one) that: \[\times \text{ The water has been used over the past five years according to the terms and condition the owner's water right certificate or as an instream water right or \[\text{ The water has not been used over the past five years according to the terms and } \]	
If you need	to enter another leased right, please use the Additional Landowner Water Rights Form.
1.6 Valid	ity 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 owner's 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 owner's 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 November 1, 2005 ... (If there is a conflict between the Pooled District Form and this form, the Pooled District Form will be the official term of the lease.)

~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor/s, Lessee and Trustee declare that, to the best of their knowledge and belief, the information contained in this lease is true, correct and complete. If after the lease is signed, any information is determined to be false, the lease may be modified or terminated. This 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.
 - **Lease.** All Lessors agree to lease the water rights listed in 1.4 for instream use for the term of this Agreement through Lessee to Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077-0077.
- Precedent. If a right which has been leased is later proposed to be leased again or transferred 3.3 to an instream use under ORS 537.348 and OAR 690-077-0070 or OAR 690-077-0075 a

WATEH RESOURCES DEPT SALEM, OREGON 3.2

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.

Suspension of original use. During the period of the lease, the owner agrees to suspend use

of water allowed under the subject water rights and under any water right that is supplemental

3.4

to the subject water rights. In the event that a supplemental water right is not part of this lease, it may be subject to forfeiture. 3.5 Termination provision. For multiyear leases, lessor shall have the option of terminating the lease each year, prior to the lease being exercised (), with 30 day written notice to the Department provided by the Irrigation District, Other Water Purveyor or Lessee (if different than Department). The lessor must contact the Irrigation District, Other Water Purveyor, or Lessee (if different than Department) to indicate their interest in terminating the lease agreement. For multiyear leases, lessor *shall not* have the option of terminating the lease each year, prior to the lease being exercised, with written notice to the Department. 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. Date: 1/10/05 Lessor #1: Berge, LLC For additional Lessors, type in space for signature and date Date: Date: 1/18/2005 Lessee As Needed: Other Attachments Exhibit 5-A: Tax Lot Map of Landowner's Property Exhibit 5-B: Detailed map illustrating lands under subject rights to be leased [Exhibits 5-A and 5-B may be combined into a single map] 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)

Split Season Instream Use Form

Exhibit 5-D:





Additional Water Right Form For Pooled Landowner

Instream Lease

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

~I~

Section 1.1 continued from Pooled Leasing Landowner Form.

Subject Water Rights. Landowner proposes to lease the water rights shown on the map attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or an additional map may be attached). (Crosshatch the area of water rights being leased).

	T	R	Sect	<i>И</i> И	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
	*(Identi	fy pertine	ent page r	number of			is greater than 1 er certificate)	0 pages; identify	priority date	e if there is
1.	15 S	13 E	10	NE SW	102	1.1	IRRIG	76714	37	2/28/1913
2.										
3.										
4.										
5.								_		
6.								_		
7.										
8.							_			
9.										
10.										

[Attached map(s) must identify property owner, Township, Range, Section and 1/4 1/4, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: Cert #76714 Feb. 28,	1.1
Acres	
Acre-feet of storage, if applicable: 0	



Nov 2004



Application for Short-Term Instream Lease

Attachment 5: Pooled Landowner Form

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

Ο ι .	1 T-1	
	onal Identification by Lessor/Lessee: 208650 te Agreement Number (assigned by WRD):	
This	Lease Agreement is between:	
Less	or #1 (Landowner):	
	ne) Fabricators, Inc	DEOENTED
(Mai	lling address) 4444 22 nd Ave NE	RECEIVED
(City	, State, Zip Code) Salem, OR 97303	A.10 1 F 000F
(Tel	ephone number)	APR 1 5 2005
(Em	ail address)	WATER RESOURCES DEPT
If ad	ditional landowners, enter landowner information below	SALEM, OREGON
	The "Pooled Lease" form and "Pooled Landowner" form(s) are used to provide the sa dard Instream Lease Application" form. Consequently, the numbering on this form is raised.—I~ Ownership and Water Right Information	not always sequential.
1.1	Lessor #1 is the owner, or authorized agent for owner of property local Range 13, Section 10 and Tax Lot number 200. If the water right applies also appurtenant to lands owned by others, then Attachment 1, (tax property) needs to be included.	purtenant to these lands
1.3	For the lands being leased, list all water rights appurtenant to the lessor there are any supplemental or overlying rights.	or's property. Indicate if
	Certificate No. 76358 & 76714	
1.4	Are some or all of the lands being leased part of a Conservation Reservation. Yes No	rve Enhancement
1.5	Subject Water Rights. Landowner proposes to lease the water rights attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or a attached). (Crosshatch the area of water rights being leased). Attached map(s) must Township Range, Section and % % tax lot number, wan orientation and scale	n additional map may be

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WATEH RESOURCES DEPT

-									- Maria		THE OWNER AND
	1		R	Sec	(j. 85)	Tax Lot	Acres	Type of Use	Certificate#	Page(s) #	. Princity*
•	*(Id	lentii	fy perti	nent page	number o			e is greater than ler certificate)	0 pages; identify	priority date	if there is
1.	15	S	13 1	E 10	NE SW	200	6.6	IRRIG	76358	36	10/31/190 0
2.											
3.										_	
4.											
5.											

- 1		1			l		1			
190	0, 6.6	Acres an	d Dece	nber 2,	or irrigation 1907, 6.6 plicable: 0	Acres	ificate and p	oriority date:	Cert#76358	Oct. 31,
	Cor	ditions	or othe	r limita	tions, if ar	y: <u>None</u>				
If y	ou need	to ente	r anothe	er leased	d right, ple	ease use th	e Additiona	l Landowner	Water Right	s Form.
1.6	Valid	lity of r	ights. L	essor(s) attests <u>(r</u>	nark one)	that:			
	\boxtimes							rding to the to ater right or	erms and cor	nditions of
		condition for feith	ions of	the own er ORS	er's water	right certi	ficate, howe	eccording to the court the water the water the supporting of the court in the court	right is not	subject to
				~II~	Instream	Water I	light Infor	mation		
2.3							october 26, 2	005 (If	there is a conf	

~III~ Other Information

- 3.1 Accuracy. The Undersigned Lessor/s, Lessee and Trustee declare that, to the best of their knowledge and belief, the information contained in this lease is true, correct and complete. If after the lease is signed, any information is determined to be false, the lease may be modified or terminated. This 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. All Lessors agree to lease the water rights listed in 1.4 for instream use for the term of this Agreement through Lessee to Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077-0077.
- 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 690-077-0070 or OAR 690-077-0075 a

3.4	Suspension of water a to the subj	y review shall be required, and a prior short term lease shall not set a precedent for at of water to be leased or transferred instream. In of original use. During the period of the lease, the owner agrees to suspend use llowed under the subject water rights and under any water right that is supplemental sect water rights. In the event that a supplemental water right is not part of this ay be subject to forfeiture.
3.5	For n to the Depa differ Purve the le	ion provision. nultiyear leases, lessor shall have the option of terminating the lease each year, prior lease being exercised (
3.6	2.2 during use water	tion to prevent injury. Allocation of water to the instream use described in Section the term of this lease is not reasonably expected to cause injury to other rights to from the same source. If injury is found after this lease is signed, the lease may be or terminated to prevent injury.
Lessor Fabrica	#1: ators, Inc.	Date: 3-18-05
For ad	ditional Le	ssors, type in space for signature and date
Lessee		Date: 4/12/05
Other	Attachment	s As Needed:
Exhibit		Tax Lot Map of Landowner's Property
Exhibit		Detailed map illustrating lands under subject rights to be leased [Exhibits 5-A and 5-B may be combined into a single map]
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

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WATER RESOURCES DEPT SALEM, OREGON

Nov 2004



Additional Water Right Form For Pooled Landowner Instream Lease

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

~I~

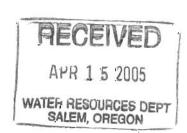
Section 1.1 continued from Pooled Leasing Landowner Form.

Subject Water Rights. Landowner proposes to lease the water rights shown on the map attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or an additional map may be attached). (Crosshatch the area of water rights being leased).

	1	R	Sect	. 23%	Tay Lot	Acres	Type of Use	Certificate#	Page(s) #	Priority (
	*(Identi:	fy pertine	nt page r	umber o	f certificate, more	if certificate than one p	is greater than ler certificate)	0 pages; identify	priority date	e if there is
1.	15 \$	13 E	10	NE SW	300	6.6	IRRIG	76714	37	2/28/1913
2.										
3.										
4.										
5.										
6.										
7.										
8.									. ,	
9.										
10.										

[Attached map(s) must identify property owner, Township, Range, Section and ¼ ¼, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date: Cert #76714	Feb.	28,	1913,
6.6 Acres	_		
Acre-feet of storage, if applicable: 0	-		





Application for Short-Term

Instream Lease

Attachment 5: Pooled Landowner Form

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

	Agreement Number (assigned by WRD):
This L	ease Agreement is between:
(Name (Maili (City, (Telep	r #1 (Landowner): e) Ania M. Pooler ng address) PO Box 1727 State, Zip Code) Bend, OR 97701 phone number) 382-1399 I address)
If addi	itional landowners, enter landowner information below
form.	The numbering associated with this form corresponds to that found on the "Standard Instream Lease Application" The "Pooled Lease" form and "Pooled Landowner" form(s) are used to provide the same information as the ard Instream Lease Application" form. Consequently, the numbering on this form is not always sequential.
	~I~ Ownership and Water Right Information
1.1	Lessor #1 is the owner, or authorized agent for owner of property located at: Township 17, Range 12, Section 02 and Tax Lot number 707. If the water right appurtenant to these lands is also appurtenant to lands owned by others, then Attachment 1, (tax lot map of lessor's property) needs to be included.
1.3	For the lands being leased, list all water rights appurtenant to the lessor's property. Indicate if there are any supplemental or overlying rights.
	Certificate No. 76358 & 76714
1.4	Are some or all of the lands being leased part of a Conservation Reserve Enhancement Program. Yes No
1.5	Subject Water Rights. Landowner proposes to lease the water rights shown on the map attached as Exhibit 5-B (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 property owner, Township, Range, Section and ¼ ¼, tax lot number, map orientation and scale
	APR 1 5 2005
	WATER RESOURCES DEPT SALEM, OREGON

	Т	R	Sect	<i>44</i>	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
	*(Ident	ify pertine	nt page n	umber of			e is greater than 1 per certificate)	0 pages; identify	priority dat	e if there is
1.	17	12	02	NW SE	707	1.10	IRRIG	76358	61	10/31/190 0
2.										
3.										
4.										
5.										

1900) & De	cember 2, 1907 1.10 Acres
	Acr	re-feet of storage, if applicable: 0
	Cor	nditions or other limitations, if any: None
If yo	u need	to enter another leased right, please use the Additional Landowner Water Rights Form.
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 owner's 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 owner's water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)(_)(include necessary supporting documentation as

Total number of acres, if for irrigation, by certificate and priority date: Cert#76358 Oct. 31

~II~ Instream Water Right Information

Attachment 3).

2.3 Term of lease. This lease shall terminate on November 1, 2005. (If there is a conflict between the Pooled District Form and this form, the Pooled District Form will be the official term of the lease.)

~III~ Other Information

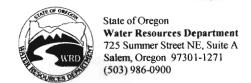
Accuracy. The Undersigned Lessor/s, Lessee and Trustee declare that, to the best of their knowledge and belief, the information contained in this lease is true, correct and complete. If after the lease is signed, any information is determined to be false, the lease may be modified or terminated. This 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.

Lease. All Lessors agree to lease the water rights listed in 1.4 for instream use for the term of this Agreement through Lessee to Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077-0077.

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 690-077-0070 or OAR 690-077-0075 a

APR 1 5 2005

WATER RESOURCES DEPT
SALEM, OREGON



Additional Water Right Form For Pooled Landowner

Instream Lease

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

~**I**~

Section 1.1 continued from Pooled Leasing Landowner Form.

Subject Water Rights. Landowner proposes to lease the water rights shown on the map attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or an additional map may be attached). (Crosshatch the area of water rights being leased).

	T	R	Sect	14.14	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority
	*(Identi	fy pertine	nt page n	umber of				10 pages; identify	y priority dat	e if there is
1.	17 S	12 E	02	NW SE	707	1.10	IRRIG	76714	63	2/28/1913
2.										_
3.										
4.										_
5.						_		-		
6.										
7.										
8.							-			
9.						-		_		
10.			_				-			

[Attached map(s) must identify property owner, Township, Range, Section and 1/4 1/4, tax lot number, map orientation and scale.]

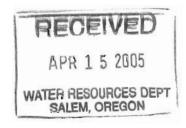
Total number of acres, if for irrigation, by certificate and priority date: Cert #76714 Fel). 28,	1913,
Acres [[O		
Acre-feet of storage, if applicable: 0		



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 owner 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. In the event that a supplemental water right is not part of this lease, it may be subject to forfeiture.

3.5	Termina	ation provision.
	For	multiyear leases, lessor shall have the option of terminating the lease each year, prior
	to t	he lease being exercised (), with 30 day written notice to the
	Der	partment provided by the Irrigation District, Other Water Purveyor or Lessee (if
	diff	erent than Department). The lessor must contact the Irrigation District, Other Water
		veyor, or Lessee (if different than Department) to indicate their interest in terminating
		lease agreement.
		multiyear leases, lessor <i>shall not</i> have the option of terminating the lease each year, or to the lease being exercised, with written notice to the Department.
3.6		ation to prevent injury. Allocation of water to the instream use described in Section
		ng the term of this lease is not reasonably expected to cause injury to other rights to
		er from the same source. If injury is found after this lease is signed, the lease may be
	modified	or terminated to prevent injury.
_		elina 1006 Date: Felo 02-05
Lesson		Date: 1 60 02 01
Ania A	1. Pooler	
For ad	ditional L	essors, type in space for signature and date
-	1.0	Date:
Centra	l Oregon	Irrigation District
·	(A 1 41.1-
Lessee		Date: 4/12/05
Desch	utes Reso	urce Conservancy
0:1	A 1 .	4 A NT 1 1
		ents As Needed:
Exhibi		Tax Lot Map of Landowner's Property
Exhibi		Detailed map illustrating lands under subject rights to be leased [Exhibits 5-A and 5-B may be combined into a single map]
Exhibi	t 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)
Exhibi	t 5-D:	Split Season Instream Use Form



WATER RESOURCES DEPT SALEM, OREGON



Application for Short-Term

Instream Lease

Attachment 5: Pooled Landowner Form

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Option	nal Identification by Lessor/Lessee: 785								
	Agreement Number (assigned by WRD):								
This L	This Lease Agreement is between:								
	r #1 (Landowner):								
(Name	e) Scott & Katherine Suderno ng address) 732 SE 6 th St								
-	ng address) 732 SE 6 th St State, Zip Code) Bend, OR 97702								
	hone number) 541-317-0194								
(Emai	l address)								
If addi	itional landowners, enter landowner information below								
form.	the numbering associated with this form corresponds to that found on the "Standard La "Pooled Lease" form and "Pooled Landowner" form(s) are used to provide the saird Instream Lease Application" form. Consequently, the numbering on this form is real.	me information as the not always sequential.							
	~I~ Ownership and Water Right Information	l							
1.1	Lessor #1 is the owner, or authorized agent for owner of property local Range 13, Section 14 and Tax Lot number 601. If the water right applies also appurtenant to lands owned by others, then Attachment 1, (tax property) needs to be included.	purtenant to these lands							
1.3	For the lands being leased, list all water rights appurtenant to the lessor there are any supplemental or overlying rights.	or's property. Indicate if							
	Certificate No. 76358 & 76714								
1.4	Are some or all of the lands being leased part of a Conservation Reservoir Program. Yes No	rve Enhancement							
1.5	Subject Water Rights. Landowner proposes to lease the water rights attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or a attached). (Crosshatch the area of water rights being leased). Attached map(s) must Township, Range, Section and ¼ ¼, tax lot number, map orientation and scale.	n additional map may be							
		APR 1 5 2005							

	Т	R	Sect	171/4	Tay Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
	*(Identi	fy pertine	nt page r	umber of			e is greater than 1 er certificate)	0 pages; identify	priority date	if there is
1.	14 S	13 E	14	SE NE	601	1.5	IRRIG	76358	8	10/31/190 0
2.										
3.										
4.										
5.										

1900		Acres and December 2, 1907, 1.5 Acres
1500	1	e-feet of storage, if applicable: 0
	Cor	aditions or other limitations, if any: None
If yo	u need	to enter another leased right, please use the Additional Landowner Water Rights Form.
1.6	Valid	ity 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 owner's 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 owner's water right certificate, however the water right is not subject to forfeiture under ORS 540.610(2)() (include necessary supporting documentation as

Total number of acres, if for irrigation, by certificate and priority date: Cert#76358, Oct. 31.

~II~ Instream Water Right Information

Attachment 3).

2.3 Term of lease. This lease shall terminate on November 1, 2005. (If there is a conflict between the Pooled District Form and this form, the Pooled District Form will be the official term of the lease.)

~III~ Other Information

Accuracy. The Undersigned Lessor/s, Lessee and Trustee declare that, to the best of their knowledge and belief, the information contained in this lease is true, correct and complete. If after the lease is signed, any information is determined to be false, the lease may be modified or terminated. This 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.

Lease. All Lessors agree to lease the water rights listed in 1.4 for instream use for the term of this Agreement through Lessee to Trustee, the Oregon Water Resources Department, pursuant to the provisions of ORS 537.348(2) and OAR 690-077-0077.

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- 0070 or OAR 690-077-0075 a

APR 1 5 2005
WATEH RESOURCES DEPT
SALEM, OFFICIAL
TOTAL

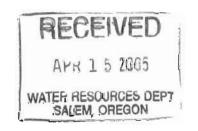
new injury review shall be required, and a prior short term lease shall not set a precedent for the amount of water to be leased or transferred instream.

3.4 Suspension of original use. During the period of the lease, the owner 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. In the event that a supplemental water right is not part of this lease, it may be subject to forfeiture.

3.5	Termin	ation provision.									
	_	multiyear leases, lessor shall h	have the option of	of termina	ting the lease each	vear, prior					
		to the lease being exercised (), with 30 day written notice to the									
		partment provided by the Irriga									
		erent than Department). The le									
		veyor, or Lessee (if different th			_						
		lease agreement.									
		multiyear leases, lessor shall r	not have the opti	on of tern	ninating the lease e	ach vear.					
		or to the lease being exercised,	•		•	uen jeun,					
3.6	Modific	ation to prevent injury. Alloc	cation of water to	o the instr	eam use described	in Section					
		ng the term of this lease is not									
		er from the same source. If inju									
		l or terminated to prevent injur	•	· · · · · · · · · · · · · · · · · · ·	o is signou, the real	o maj oc					
		2 11 -	.,,								
Lesso	r#1: 🗧	Scottet &		Date:	3-17-05						
Scott	Suderno										
For ac	lditional L	essors, type in space for signat	ture and date								
				Date:							
Kathe	rine Sude	mo									
		1									
Logic	- K	Copy - mail	tho	_ Date: _	3/17/05						
	1	(H)	_	.1.1	, ,						
La	see.	orce		91	12/05						
		nts As Needed:									
	it 5-A:	Tax Lot Map of Landowner									
Exhib	it 5-B:	Detailed map illustrating lar may be combined into a single m		t rights to	be leased [Exhibits	5-A and 5-B					
Exhib	it 5-C:	Supporting documentation i	indicating why a	right is v	alid and not subjec	t to					
		forfeiture even though the r									
		consecutive years (required	if the second bo	x in Secti	on 1.6 of this form	is					
		checked)									

Split Season Instream Use Form

Exhibit 5-D:





Additional Water Right Form For Pooled Landowner

Instream Lease

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

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Section 1.1 continued from Pooled Leasing Landowner Form.

Subject Water Rights. Landowner proposes to lease the water rights shown on the map attached as Exhibit 5-B (this information may be included on Exhibit 5-A, or an additional map may be attached). (Crosshatch the area of water rights being leased).

	+ 1	R	Sect	1 1/1	Tax Lot	Acres	Type of Use	Certificate #	Page(s) #	Priority*
	*(Identi	fy pertine	nt page i	number o			e is greater than ler certificate)	0 pages; identify	priority date	e if there is
1.	14 S	13 E	14	SE NE	601	1.5	IRRIG	76714	8	2/28/1913
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

[Attached map(s) must identify property owner, Township, Range, Section and 1/4 1/4, tax lot number, map orientation and scale.]

Total number of acres, if for irrigation, by certificate and priority date:	Cert #76714 Feb. 28, 1913,
1.5 Acres	- C 1.00
Acre-feet of storage, if applicable: 0	

