

Application for a Permit to
Store Water in a Reservoir
 Alternate Review (ORS 537.409)



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.oregon.gov/OWRD

You may use this form for any reservoir storing less than 9.2 acre-feet *or* with a dam less than 10 feet high.

Use a separate form for each reservoir

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME SMITH FAMILY TRUST			PHONE (HM)	
PHONE (WK)	CELL (949) 413-8154		FAX	
MAILING ADDRESS 18 BELCOURT DRIVE				
CITY NEWPORT BEACH	STATE CA	ZIP 92660	E-MAIL * CHRISSMITHINTHEWILD@GMAIL.COM	

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Organization

NAME			PHONE	FAX
MAILING ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL *	

Agent – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME COLE CAMPANEROS			PHONE	FAX
MAILING ADDRESS 3854 HOGAN ROAD				CELL (949) 413-1511
CITY OAKLAND	STATE OR	ZIP 97462	E-MAIL * COLESTYLE@GMAIL.COM	

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally store water until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.



I (we) affirm that the information contained in this application is true and accurate.

Applicant Signature

Print Name and Title if applicable

Date

[Handwritten Signature]

Teresa Smith

1.13.2023

Applicant Signature

Print Name and Title if applicable

Date

SECTION 2: SOURCE OF WATER AND LOCATION OF RESERVOIR

Reservoir name:	Smith Family Reservoir				
Source*:	Run-off	Tributary:	Banks Creek		
County:	Douglas				
Quantity:	11.0 Acre-Feet [length x width x depth / 43,560]				
Reservoir Location:	Township (N or S)	Range (E or W)	Section	Quarter-Quarter	Tax Lot #
	T.25S	R.4W	16	NWNE	300
Maximum Height of Dam:	9 feet. If excavated write "zero feet."				

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* Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, an unnamed stream, or spring.

SECTION 3: WATER USE

Indicate the proposed use(s) of the stored water: Multipurpose

NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stock water, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.

SECTION 4: PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (please check appropriate box below then skip to section 5)
 - There are no encumbrances
 - This land is encumbered by easements, right of way, roads of way, roads or other encumbrances
- No (Please check the appropriate box below)
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or easement permitting access.
 - Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

SECTION 5: ENVIRONMENTAL IMPACT

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Channel: Is the Reservoir: in-stream or off channel?

Wetland: Is the project in a wetland? YES NO unknown

Existing: Is this an existing reservoir? YES NO

If YES, how long has it been in place? Unknown years.

Fish Habitat: Is there a fish habitat upstream of the proposed structure? YES NO unknown

If YES, how much? miles.

Existing: Have you been working with other agencies? YES NO

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

SECTION 6: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name:		Address:	
City:	State:	Zip:	

SECTION 7: DESCRIPTION

Provide a short description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

This pond is off channel and no live flow will be appropriated. Run-off only.

If the diversion involves a dam, use this space below for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).

See attached map.

Watermaster Alternate Reservoir Application Review Sheet

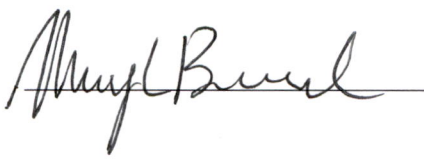
In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the Water Resources Department provides public notice, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

Applicant's Name		
1. Does the proposed reservoir have the potential to injure existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Explain: ISWR not always met . Limit storage to match water availability.		
2. Can conditions be applied to mitigate the potential injury to existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Explain: Limit storage to match water availability.		
3. Is water available for the proposed reservoir? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
4. If yes, during what period? Beginning: Dec End: May Attach a WARS printout at 50% exceedance. If WARS does not cover the proposed location, make a recommendation for a storage season based upon regulation history and your knowledge of the location. (Water Availability for Reservoir Policy found under OAR 690-410-0070(2)(c))		
5. Did you meet with staff from another agency to discuss this application? <input type="checkbox"/> YES <input type="checkbox"/> NO		
Who:	Agency:	Date:
Who:	Agency:	Date:

Watermaster Name: Mary Bureson Assistant Watermaster District # 15

Watermaster Signature:  Date: 1/10/2023

NOTE: This completed form must be returned to the applicant

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
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Applicant(s): Smith Family Trust

Mailing Address: 18 Belcourt Drive

City: Newport Beach

State: CA

Zip Code: 92660

Daytime Phone: 949-413-8154

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A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>T.25s</u>	<u>R.4w</u>	<u>16</u>	<u>NWNE</u>	<u>300</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Douglas

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) Run-off > trib Banks Creek

Estimated quantity of water needed: 11.0
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water: Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other _____

Briefly describe:

Water is needed for multipurpose storage.



Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): LUDO 3.3.075 (16)
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<u>OWRD</u>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<u>JAN 2 3 2023</u>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<u>RECEIVED</u>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

<u>WS 230033</u> <u>PROP ID #'S: R173608, R173600</u> <u>ZONED FG - Farm Grazing</u>	DOUGLAS COUNTY PLANNING DEPARTMENT ROOM 106, JUSTICE BUILDING DOUGLAS COUNTY COURTHOUSE ROSEBURG, OR 97470
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Name: Robin Lambert Title: Planning Technician

Signature: [Handwritten Signature] Phone: 541-440-4289 Date: 1-10-23

Government Entity: Douglas County Planning

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: Chris Smith and Cole Style 355 Banks Creek Road Sutherlin, OR
(949) 413-1511, chrissmithinthewild@gmail.com

Reservoir Name: Unknown Source: Spring/Run-off Volume (AF): 1 acre

Twp Rng Sec QQ: T25S-4W-16 SE/NE Basin Name: Calapooya Creek in-channel
 off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.

This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.

- 1) Is the proposed project and AO¹ off channel? YES NO
 (if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
 (if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
- a. Is there an ODFW-approved fish-passage plan?..... YES NO
- b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

- 4) Would the proposed reservoir pose any other significant detrimental impact to an existing fishery resource?.....
 YES NO

Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

- Any diversion or appropriation of water for storage during the period _____ through _____ poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.) If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

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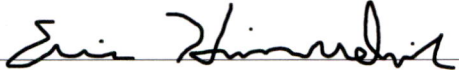
¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 0412 0005 (32)

Went on a site visit on Friday November 4, 2022 around 10 a.m. to take a look at an existing pond ~ 0.25 miles west of Banks Creek. The pond will be used to provide irrigation for a recently constructed blueberry farm located at 355 Banks Creek Road. The pond has a suitable dyke and is out of the Banks Creek floodplain. It is unknown what fish species currently occupy the pond and the pond depth is estimated at about 10 ft at the deepest point. There were two culverts located at the ponds outlet and ODFW staff recommended putting a metal fish screen on both culverts with the mesh size small enough to prevent fish from exiting or entering the pond.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

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ODFW Signature:  Print Name: Eric Himmelreich
ODFW Title: Fish Habitat Biologist Date: 11/4/2022

NOTE: This completed form must be returned to the applicant.

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND ODA

Revised June 24, 2011

Use this menu to identify appropriate conditions to be included in the permit, and indicate the abbreviations on the review form:

fishpass: As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.

fishself: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

fishapprove: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

fishdiv33: If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

fishmay: Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.

b52 Water may be diverted only when Department of Environmental Quality sediment standards are being met.

b5 The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

b51a The period of use has been limited to _____ through _____.

b57 Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.

b58 Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.

futile call: The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

riparian: If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

wq: The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

fence: The stream and its adjacent riparian area shall be fenced to exclude livestock.

blv: Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

Douglas County Official Records
Patricia K. Hitt, County Clerk

2019-006699

04/29/2019 02:42:00 PM

DEED-QCD Cnt=1 Stn=41 DDWILKIN
\$25.00 \$11.00 \$10.00 \$60.00

\$106.00

DOUGLAS COUNTY CLERK

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CERTIFICATE PAGE

**DO NOT REMOVE THIS PAGE FROM ORIGINAL
DOCUMENT**

THIS PAGE MUST BE INCLUDED IF DOCUMENT IS RE-RECORDED

Grantor:
ALAN SMITH and TERESA SMITH
355 Banks Creek Road
Sutherlin, OR 97479

Grantees:
ALAN SMITH and TERESA SMITH,
TTEES

MAIL TAX STATEMENTS TO:
ALAN SMITH and TERESA SMITH
312 Evening Star Lane
Newport Beach, CA 92660

WHEN RECORDED MAIL TO:
PALMIERI, TYLER, WIENER,
WILHELM & WALDRON LLP (RAS)
1900 Main Street, Suite 700
Irvine, California 92614

Parcel No. R17358

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

2

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that ALAN SMITH and TERESA SMITH, husband and wife as community property, hereinafter called grantors, for the consideration hereinafter stated, do hereby remise, release and forever quitclaim unto ALAN SMITH and TERESA SMITH, as Co-Trustees of The Smith Family Trust, established January 13, 1989, hereinafter called grantees, and unto grantees' heirs, successors and assigns, all of the grantor's right, title and interest in that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the City of Sutherlin, County of Douglas, State of Oregon, described as follows, to-wit:

SEE ATTACHED EXHIBIT "A".

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0.

In construing this deed, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this deed shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the grantor has executed this instrument this 26th day of April, 2019.

ALAN SMITH

TERESA SMITH

EXHIBIT "A"

LEGAL DESCRIPTION: Real property in the County of Douglas, State of Oregon, described as follows:

COMMENCING at a point 30.32 chains West of the Southeast corner of the Clinton Sutherlin Donation, running thence South $15 \frac{3}{4}^{\circ}$ East 14.28 chains to a Fir 16 inches in diameter; thence South $33 \frac{1}{4}^{\circ}$ West 2.18 chains; thence South $31 \frac{3}{4}^{\circ}$ West 2.88 chains; thence South $10 \frac{1}{2}^{\circ}$ West 1.73 chains; thence South 6° West 2.18 chains to a Fir 48 inches in diameter; thence following the top of ridge, to-wit: South $42 \frac{1}{2}^{\circ}$ West 1.85 chains; thence South 33° West 2.51 chains; thence South $22 \frac{3}{4}^{\circ}$ West 1.51 chains; thence South $10 \frac{1}{4}^{\circ}$ West 1.39 chains; thence South $36 \frac{1}{2}^{\circ}$ West 3.13 chains, South 48° West 2.06 chains; thence South $6 \frac{1}{2}^{\circ}$ West 1.83 chains; thence South 19° West 2.25 chains; thence South $29 \frac{1}{2}^{\circ}$ West 1.34 chains; thence South $54 \frac{1}{2}^{\circ}$ West 2.47 chains; thence South $49 \frac{3}{4}^{\circ}$ West $\frac{94}{100}$ chains; thence South 49° West 1.54 chains; thence South $68 \frac{3}{4}^{\circ}$ West 1.38 chains; thence South $48 \frac{1}{4}^{\circ}$ West 2.50 chains; thence South 29° West 1.13 chains; thence South $16 \frac{1}{4}^{\circ}$ West 1.58 chains; thence South 41° West 1.55 chains; thence South 43° West 4.64 chains to a Fir 12 inches in diameter; thence South $36 \frac{1}{4}^{\circ}$ West 2.02 chains; thence South $12 \frac{3}{4}^{\circ}$ West 2.60 chains; thence South 26° East 2.65 chains; thence South $18 \frac{1}{4}^{\circ}$ East 2.93 chains, thence South $6 \frac{1}{2}^{\circ}$ West 4.10 chains; thence South 24° West 3.37 chains; thence South $24 \frac{3}{4}^{\circ}$ West 3.48 chains to the Southeast corner of the Northeast quarter of the Southwest quarter of Section 16; thence North on the quarter section line to the South boundary of Clinton Sutherlin Donation land Claim; thence East along said boundary to the place of beginning in Township 25 South, Range 4 West, Willamette Meridian, Douglas County, Oregon.

EXCEPTING THEREFROM that part thereof lying within the right of way of Banks Creek County Road No. 45.

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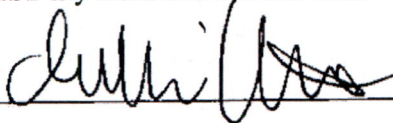
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

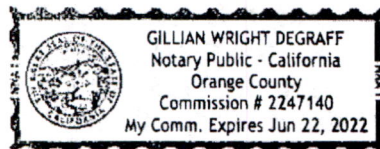
State of California)
County of Orange)

On April 26, 2019, before me, Gillian Wright DeGraff, Notary Public, personally appeared ALAN SMITH, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature 



(Seal)

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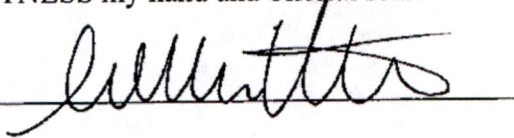
State of California)
County of Orange)

On April 29, 2019, before me, Gillian Wright DeGraff, Notary Public, personally appeared TERESA SMITH, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)

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WATER AVAILABILITY TABLE

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181
Exceedance Level: 50
Time: 7:09 AM
Date: 01/05/2023

Basin: UMPQUA

Watershed

Nest ID	Number	Stream Name	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	STOR	JAN	FEB	MAR	APR
1	368	UMPQUA R > PACIFIC OCEAN - AT MOUTH	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	73350	UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR	YES	YES	YES	YES	YES	NO	YES	YES	YES	YES	YES	YES	YES
3	31630301	UMPQUA R > PACIFIC OCEAN - AB WOLF CR	YES	YES	YES	YES	YES	NO	YES	YES	YES	YES	YES	YES	YES
4	289	CALAPOOYA CR > UMPQUA R - AT MOUTH	YES	YES	NO	NO	NO	NO	YES	YES	YES	YES	YES	YES	YES
5	290	CALAPOOYA CR > UMPQUA R - AB WILLIAMS CR	YES	YES	NO	NO	NO	NO	YES	YES	YES	YES	YES	YES	YES
6	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	YES	NO	NO	NO	NO	YES	YES	YES	YES	YES	YES	YES

LIMITING WATERSHEDS

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181
Exceedance Level: 50
Time: 7:09 AM
Date: 01/05/2023

Basin: UMPQUA

Month	Limiting Watershed Available?	Water Stream Name Available	Net Water Available
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Monthly values are in cfs.

Storage is the annual amount at 50% exceedance

in ac-ft.

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JAN	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	197.0
FEB	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	244.0
MAR	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	210.0
APR	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	142.0
MAY	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	68.1
JUN	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	22.6
JUL	289	CALAPOOYA CR > UMPQUA R - AT MOUTH	NO	-13.2
AUG	289	CALAPOOYA CR > UMPQUA R - AT MOUTH	NO	-11.2
SEP	289	CALAPOOYA CR > UMPQUA R - AT MOUTH	NO	-8.7
OCT	31630301	UMPQUA R > PACIFIC OCEAN - AB WOLF CR	NO	-111.0
NOV	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	51.7
DEC	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	256.0
ANN	71181	CALAPOOYA CR > UMPQUA R - AB OLDHAM CR	YES	71,400

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368

Basin: UMPQUA

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

Month	Natural	Consumptive	Expected	Reserved
Instream		Net		

Requirements	Stream Flow	Water Available	Use and Storage	Stream Flow	Stream Flow
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JAN 23 2023

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Monthly values are in cfs.

Storage is the annual amount at 50% exceedance

in ac-ft.

JAN	14,400.00		250.00	14,200.00	0.00
	1,000.00	13,200.00			
FEB	15,000.00		258.00	14,700.00	0.00
	1,000.00	13,700.00			
MAR	13,500.00		77.10	13,400.00	0.00
	1,000.00	12,400.00			
APR	10,400.00		91.90	10,300.00	0.00
	1,000.00	9,310.00			
MAY	6,990.00		121.00	6,870.00	0.00
	1,000.00	5,870.00			
JUN	3,590.00		199.00	3,390.00	0.00
	1,000.00	2,390.00			
JUL	1,860.00		234.00	1,630.00	0.00
	750.00	876.00			
AUG	1,340.00		209.00	1,130.00	0.00
	750.00	381.00			
SEP	1,290.00		175.00	1,120.00	0.00
	750.00	365.00			
OCT	1,690.00		75.30	1,610.00	0.00
	1,000.00	615.00			
NOV	5,110.00		132.00	4,980.00	0.00
	1,000.00	3,980.00			
DEC	13,900.00		243.00	13,700.00	0.00
	1,000.00	12,700.00			
ANN	5,350,000		124,000	5,230,000	0
	679,000	4,550,000			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
Basin: UMPQUA

Time: 7:09 AM

Date: 01/05/2023

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

Monthly values are in cfs.

JAN	180.00	0.00	14.90	7.03	0.23	4.89
1.95	41.40	250.00				
FEB	187.00	0.00	14.90	7.03	0.23	4.89
1.95	41.40	258.00				
MAR	4.53	2.13	14.90	7.03	0.23	4.89
1.95	41.40	77.10				
APR	3.14	18.70	14.60	7.03	0.23	4.89
1.95	41.40	91.90				
MAY	1.76	49.20	14.60	6.65	0.23	4.86
1.95	41.40	121.00				
JUN	0.57	81.40	62.10	6.65	0.23	4.83
1.78	41.40	199.00				
JUL	0.07	117.00	62.10	6.65	0.23	4.81
1.78	41.30	234.00				
AUG	0.02	92.30	62.10	6.56	0.23	4.78
1.77	41.30	209.00				
SEP	0.01	58.00	62.10	6.56	0.23	4.79
1.94	41.30	175.00				
OCT	0.01	5.82	14.60	6.56	0.23	4.80
1.94	41.30	75.30				
NOV	62.70	0.01	14.60	6.65	0.23	4.81
1.94	41.30	132.00				
DEC	173.00	0.00	14.60	6.73	0.23	4.87
1.95	41.40	243.00				

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND

CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
Basin: UMPQUA

Time: 7:09 AM
Date: 01/05/2023

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Application

Number	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC					

Monthly values are in cfs.

.....
.....
No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
Basin: UMPQUA
Time: 7:09 AM
Date: 01/05/2023

RECEIVED
JAN 23 2023
OWRD

Application

Number	Status	JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	SEP	OCT	NOV	DEC				

Monthly values are in

cfs.

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.....
MF368A CERTIFICATE 1000.0 1000.0 1000.0 1000.0 1000.0 1000.0 1000.0 750.0
750.0 750.0 1000.0 1000.00 1000.0
.....
.....
MAXIMUM 1000.0 1000.0 1000.0 1000.0 1000.0 1000.0 1000.0 750.0
750.0 750.0 1000.0 1000.0 1000.0

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350

Basin: UMPQUA

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

Month	Natural Instream Requirements	Natural Stream Flow	Consumptive Net Use and Water Storage Available	Expected Stream Flow	Reserved Stream Flow
-------	-------------------------------------	---------------------------	--	----------------------------	----------------------------

Monthly values are in cfs.

Storage is the annual amount at 50% exceedance
in ac-ft.

JAN	11,400.00		246.00	11,200.00	0.00
	1,700.00	9,450.00			
FEB	12,000.00		256.00	11,700.00	0.00
	1,700.00	10,000.00			
MAR	11,300.00		75.70	11,200.00	0.00
	1,700.00	9,520.00			
APR	9,080.00		90.50	8,990.00	0.00
	1,700.00	7,290.00			
MAY	6,250.00		119.00	6,130.00	0.00
	1,700.00	4,430.00			
JUN	3,270.00		196.00	3,070.00	0.00
	1,700.00	1,370.00			
JUL	1,720.00		230.00	1,490.00	0.00
	1,000.00	490.00			
AUG	1,260.00		206.00	1,050.00	0.00
	1,000.00	54.40			
SEP	1,230.00		173.00	1,060.00	0.00
	1,000.00	57.10			
OCT	1,560.00		74.00	1,490.00	0.00
	1,560.00	-74.00			
NOV	4,060.00		130.00	3,930.00	0.00
	1,700.00	2,230.00			
DEC	11,400.00		245.00	11,200.00	0.00

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	1,700.00	9,450.00			
ANN	4,480,000	123,000	4,360,000		0
	1,100,000	3,270,000			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

Monthly values are in cfs.

JAN	177.00	0.00	14.90	6.91	0.23	4.00
1.83	41.40	246.00				
FEB	187.00	0.00	14.90	6.91	0.23	4.00
1.83	41.40	256.00				
MAR	4.32	2.13	14.90	6.91	0.23	4.00
1.83	41.40	75.70				
APR	2.99	18.60	14.60	6.91	0.23	4.00
1.83	41.40	90.50				
MAY	1.67	48.50	14.60	6.53	0.23	3.97
1.83	41.40	119.00				
JUN	0.54	79.50	62.10	6.53	0.23	3.94
1.66	41.40	196.00				
JUL	0.06	114.00	62.10	6.53	0.23	3.92
1.66	41.30	230.00				
AUG	0.01	89.90	62.10	6.44	0.23	3.90
1.65	41.30	206.00				
SEP	0.01	57.00	62.10	6.44	0.23	3.90
1.82	41.30	173.00				
OCT	0.00	5.73	14.60	6.44	0.23	3.92
1.82	41.30	74.00				
NOV	62.00	0.01	14.60	6.53	0.23	3.93
1.82	41.30	130.00				
DEC	177.00	0.00	14.60	6.61	0.23	3.98

1.83 41.40 245.00

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND
CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
Basin: UMPQUA
Time: 7:09 AM
Date: 01/05/2023

Application

Number	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC					

Monthly values are in cfs.

.....
.....
No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
Basin: UMPQUA
Time: 7:09 AM
Date: 01/05/2023

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Application

Number	Status	JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	SEP	OCT	NOV	DEC				

Monthly values are in

cfs.

MF367A	CERTIFICATE	525.0	525.0	525.0	525.0	525.0	525.0	525.0	525.0
MF368B	CERTIFICATE	1000.0	1000.0	1000.0	1000.0	1000.0	1000.0	1000.0	750.0
IS73350A	CERTIFICATE	1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1000.0
MAXIMUM		1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1000.0

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

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Watershed ID #: 31630301

Basin: UMPQUA

JAN 23 2023

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

OWRD

Month	Natural Instream Requirements	Consumptive Net Use and Storage Available	Expected Stream Flow	Reserved Stream Flow
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Monthly values are in cfs.

Storage is the annual amount at 50% exceedance in ac-ft.

JAN	9,950.00	203.00	9,750.00	0.00
FEB	10,400.00	211.00	10,200.00	0.00
MAR	10,000.00	33.00	9,970.00	0.00

	1,700.00		8,270.00			
APR	1,700.00	8,280.00		45.10	8,230.00	0.00
	1,700.00		6,530.00			
MAY	1,700.00	5,810.00		67.90	5,740.00	0.00
	1,700.00		4,040.00			
JUN	1,700.00	3,070.00		136.00	2,930.00	0.00
	1,700.00		1,230.00			
JUL	1,700.00	1,640.00		165.00	1,480.00	0.00
	1,000.00		475.00			
AUG	1,000.00	1,200.00		145.00	1,060.00	0.00
	1,000.00		55.20			
SEP	1,000.00	1,170.00		117.00	1,050.00	0.00
	1,000.00		52.80			
OCT	1,000.00	1,480.00		31.00	1,450.00	0.00
	1,560.00		-111.00			
NOV	1,560.00	3,690.00		90.60	3,600.00	0.00
	1,700.00		1,900.00			
DEC	1,700.00	9,910.00		202.00	9,710.00	0.00
	1,700.00		8,010.00			
ANN	1,100,000	4,010,000		87,000	3,920,000	0
			2,830,000			

 DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Time: 7:09 AM

Date: 01/05/2023

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 Month Storage Irrigation Municipal Industrial Commercial Domestic
 Agriculture Other Total

 Monthly values are in cfs.

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JAN	176.00	0.00	13.90	6.65	0.23	3.73
	1.36	1.39	203.00			
FEB	184.00	0.00	13.90	6.65	0.23	3.73
	1.36	1.39	211.00			
MAR	4.03	1.75	13.90	6.65	0.23	3.73

	1.36	1.39	33.00				
APR	2.85		15.30	13.60	6.65	0.23	3.73
	1.36	1.39	45.10				
MAY	1.61		39.80	13.50	6.27	0.23	3.71
	1.36	1.39	67.90				
JUN	0.52		65.20	57.80	6.27	0.23	3.68
	1.36	1.39	136.00				
JUL	0.05		94.10	57.80	6.27	0.23	3.66
	1.36	1.34	165.00				
AUG	0.01		74.30	57.80	6.18	0.23	3.64
	1.35	1.34	145.00				
SEP	0.01		46.60	57.80	6.18	0.23	3.64
	1.35	1.34	117.00				
OCT	0.00		4.68	13.50	6.18	0.23	3.65
	1.35	1.34	31.00				
NOV	64.20		0.01	13.50	6.27	0.23	3.66
	1.35	1.34	90.60				
DEC	175.00		0.00	13.50	6.35	0.23	3.71
	1.36	1.39	202.00				

 DETAILED REPORT OF RESERVATIONS FOR STORAGE AND
 CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Time: 7:09 AM

Date: 01/05/2023

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 Application

Number	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC					

 Monthly values are in cfs.

.....

 No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Time: 7:09 AM

Date: 01/05/2023

Application

Number	Status	JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	SEP	OCT	NOV	DEC				

Monthly values are in

cfs.

MF368C	CERTIFICATE	1000.0	1000.0	1000.0	1000.0	1000.0	1000.0	750.0
750.0	750.0	1000.0	1000.00	1000.0				
IS73350B	CERTIFICATE	1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1000.0
1000.0	1000.0	1560.0	1700.00	1700.0				
MAXIMUM		1700.0	1700.0	1700.0	1700.0	1700.0	1700.0	1000.0
1000.0	1000.0	1560.0	1700.0	1700.0				

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

CALAPOOYA CR > UMPQUA R - AT MOUTH

Watershed ID #: 289

Basin: UMPQUA

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

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Month	Natural	Consumptive	Expected	Reserved
Instream	Stream	Net	Stream	Stream
Requirements	Stream	Use and	Stream	Stream
		Water		

	Flow	Storage	Flow	Flow
	Available			

Monthly values are in cfs.				
Storage is the annual amount at 50% exceedance				
in ac-ft.				
.....				
JAN	638.00	2.45	636.00	0.00
170.00	466.00			
FEB	731.00	2.62	728.00	0.00
170.00	558.00			
MAR	628.00	2.36	626.00	0.00
170.00	456.00			
APR	461.00	3.31	458.00	0.00
170.00	288.00			
MAY	218.00	5.30	213.00	0.00
100.00	113.00			
JUN	130.00	10.50	120.00	0.00
67.00	52.50			
JUL	62.10	13.20	48.90	0.00
62.10	-13.20			
AUG	36.90	11.20	25.70	0.00
36.90	-11.20			
SEP	31.00	8.69	22.30	0.00
31.00	-8.69			
OCT	45.00	1.90	43.10	0.00
50.00	-6.90			
NOV	277.00	1.82	275.00	0.00
170.00	105.00			
DEC	747.00	2.65	744.00	0.00
170.00	574.00			
ANN	240,000	3,990	236,000	0
82,300	157,000			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

CALAPOOYA CR > UMPQUA R - AT MOUTH

Watershed ID #: 289
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

RECEIVED
 JAN 23 2023
 OWRD

 Month Storage Irrigation Municipal Industrial Commercial Domestic
 Agriculture Other Total

Monthly values are in cfs.

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JAN	0.95	0.00	0.90	0.25	0.00	0.16
0.19	0.00	2.45				
FEB	1.12	0.00	0.90	0.25	0.00	0.16
0.19	0.00	2.62				
MAR	0.71	0.16	0.90	0.25	0.00	0.16
0.19	0.00	2.36				
APR	0.46	1.36	0.90	0.25	0.00	0.16
0.19	0.00	3.31				
MAY	0.19	3.61	0.90	0.25	0.00	0.16
0.19	0.00	5.30				
JUN	0.11	5.93	3.84	0.25	0.00	0.16
0.19	0.00	10.50				
JUL	0.04	8.70	3.84	0.25	0.00	0.16
0.19	0.00	13.20				
AUG	0.01	6.79	3.84	0.25	0.00	0.16
0.18	0.00	11.20				
SEP	0.01	4.26	3.84	0.25	0.00	0.16
0.18	0.00	8.69				
OCT	0.00	0.42	0.90	0.25	0.00	0.16
0.18	0.00	1.90				
NOV	0.33	0.01	0.90	0.25	0.00	0.16
0.18	0.00	1.82				
DEC	1.16	0.00	0.90	0.25	0.00	0.16
0.19	0.00	2.65				

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND

CONSUMPTIVE USE

CALAPOOYA CR > UMPQUA R - AT MOUTH

Watershed ID #: 289
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

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Application

Number		JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC						

Monthly values are in cfs.

No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

CALAPOOYA CR > UMPQUA R - AT MOUTH

Watershed ID #: 289
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

RECEIVED
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 GWRD

Application

Number	Status	JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	OCT	NOV	DEC					

Monthly values are in

cfs.

MF288A	CERTIFICATE	12.0	12.0	12.0	12.0	12.0	12.0	12.0
12.0	12.0	12.0	12.00	12.0				
MF289A	CERTIFICATE	100.0	100.0	100.0	100.0	70.0	40.0	12.0
12.0	12.0	50.0	100.00	100.0				
IS88995A	PFO	170.0	170.0	170.0	170.0	100.0	67.0	62.1
36.9	31.0	45.0	170.00	170.0				
MAXIMUM		170.0	170.0	170.0	170.0	100.0	67.0	62.1
36.9	31.0	50.0	170.0	170.0				

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

CALAPOOYA CR > UMPQUA R - AB WILLIAMS CR

Watershed ID #: 290

Basin: UMPQUA

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

Month	Natural Instream Requirements	Natural Stream Flow	Consumptive Net Use and Water Storage Available	Expected Stream Flow	Reserved Stream Flow
-------	-------------------------------------	---------------------------	--	----------------------------	----------------------------

Monthly values are in cfs.

Storage is the annual amount at 50% exceedance
in ac-ft.

JAN	170.00	523.00	348.00	5.45	518.00	0.00
FEB	170.00	599.00	423.00	5.58	593.00	0.00
MAR	170.00	522.00	347.00	5.31	517.00	0.00
APR	170.00	392.00	216.00	5.80	386.00	0.00
MAY	100.00	191.00	84.20	6.84	184.00	0.00
JUN	67.00	111.00	35.00	9.01	102.00	0.00
JUL	52.00	52.00	-10.50	10.50	41.50	0.00
AUG	30.80	30.80	-9.34	9.34	21.50	0.00
SEP	26.70	26.70	-7.99	7.99	18.70	0.00
OCT	40.50	40.50	-4.95	4.96	35.50	0.00
NOV		246.00		5.00	241.00	0.00

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DEC	170.00	615.00	71.00	5.61	609.00	0.00
ANN	170.00	201,000	439.00	4,920	196,000	0
	80,400		118,000			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

CALAPOOYA CR > UMPQUA R - AB WILLIAMS CR

Watershed ID #: 290
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

Monthly values are in cfs.

JAN	0.73	0.00	4.30	0.20	0.00	0.12
	0.11	0.00	5.45			
FEB	0.85	0.00	4.30	0.20	0.00	0.12
	0.11	0.00	5.58			
MAR	0.50	0.08	4.30	0.20	0.00	0.12
	0.11	0.00	5.31			
APR	0.34	0.74	4.30	0.20	0.00	0.12
	0.11	0.00	5.80			
MAY	0.14	1.97	4.30	0.20	0.00	0.12
	0.11	0.00	6.84			
JUN	0.08	3.22	5.28	0.20	0.00	0.12
	0.11	0.00	9.01			
JUL	0.03	4.73	5.28	0.20	0.00	0.12
	0.11	0.00	10.50			
AUG	0.00	3.63	5.28	0.20	0.00	0.11
	0.11	0.00	9.34			
SEP	0.00	2.28	5.28	0.20	0.00	0.11
	0.11	0.00	7.99			
OCT	0.00	0.23	4.30	0.20	0.00	0.11
	0.11	0.00	4.96			
NOV	0.28	0.00	4.30	0.20	0.00	0.11

	0.11	0.00	5.00				
DEC	0.88	0.00	4.30	0.20	0.00	0.12	
	0.11	0.00	5.61				

CONSUMPTIVE USE

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND

CALAPOOYA CR > UMPQUA R - AB WILLIAMS CR

Watershed ID #: 290
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

Application

Number	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC					

Monthly values are in cfs.

No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

CALAPOOYA CR > UMPQUA R - AB WILLIAMS CR

Watershed ID #: 290
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

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Application

Number	Status	JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	SEP	OCT	NOV	DEC				

cfs.

Monthly values are in

10.0	10.0	30.0	70.00	70.0	70.0	70.0	50.0	25.0	10.0
30.8	26.7	40.5	170.00	170.0	170.0	170.0	100.0	67.0	52.0
30.8	26.7	40.5	170.0	170.0	170.0	170.0	100.0	67.0	52.0

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DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181

Basin: UMPQUA

Exceedance Level: 50

Time: 7:09 AM

Date: 01/05/2023

Month	Instream Requirements	Natural Stream Flow	Consumptive Net Water Available	Use and Storage	Expected Stream Flow	Reserved Stream Flow
-------	-----------------------	---------------------	---------------------------------	-----------------	----------------------	----------------------

Monthly values are in cfs.

in ac-ft.

Storage is the annual amount at 50% exceedance

JAN	120.00	318.00	197.00	1.39	317.00	0.00
FEB	120.00	365.00	244.00	1.43	364.00	0.00
MAR		331.00		1.44	330.00	0.00

	120.00		210.00			
APR	264.00		1.60		262.00	0.00
MAY	140.00		1.92		138.00	0.00
JUN	71.90		2.31		69.60	0.00
JUL	32.10		2.79		29.30	0.00
AUG	18.60		2.33		16.30	0.00
SEP	17.50		1.91		15.60	0.00
OCT	29.00		1.25		27.80	0.00
NOV	173.00		1.26		172.00	0.00
DEC	377.00		1.44		376.00	0.00
ANN	128,000		1,270		127,000	0
	55,900		71,600			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

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Month	Storage Agriculture	Irrigation Other	Municipal Total	Industrial	Commercial	Domestic
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Monthly values are in cfs.

JAN	0.21	0.00	1.00	0.10	0.00	0.05
	0.03	0.00	1.39			
FEB	0.25	0.00	1.00	0.10	0.00	0.05
	0.03	0.00	1.43			
MAR	0.22	0.03	1.00	0.10	0.00	0.05

	0.03	0.00	1.44				
APR	0.17	0.26	1.00	0.10	0.00	0.05	
	0.03	0.00	1.60				
MAY	0.07	0.67	1.00	0.10	0.00	0.05	
	0.03	0.00	1.92				
JUN	0.03	1.10	1.00	0.10	0.00	0.05	
	0.03	0.00	2.31				
JUL	0.01	1.61	1.00	0.10	0.00	0.05	
	0.03	0.00	2.79				
AUG	0.00	1.15	1.00	0.10	0.00	0.05	
	0.03	0.00	2.33				
SEP	0.00	0.73	1.00	0.10	0.00	0.05	
	0.03	0.00	1.91				
OCT	0.00	0.07	1.00	0.10	0.00	0.05	
	0.03	0.00	1.25				
NOV	0.09	0.00	1.00	0.10	0.00	0.05	
	0.03	0.00	1.26				
DEC	0.26	0.00	1.00	0.10	0.00	0.05	
	0.03	0.00	1.44				

 DETAILED REPORT OF RESERVATIONS FOR STORAGE AND
 CONSUMPTIVE USE

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

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 Application

Number	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG
SEP	OCT	NOV	DEC					

 Monthly values are in cfs.

.....

 No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

CALAPOOYA CR > UMPQUA R - AB OLDHAM CR

Watershed ID #: 71181
 Basin: UMPQUA
 Time: 7:09 AM
 Date: 01/05/2023

Application

Number		Status		JAN	FEB	MAR	APR	MAY	JUN	JUL
AUG	SEP	OCT	NOV	DEC						

Monthly values are in

cfs.

MF290B	CERTIFICATE	70.0	70.0	70.0	70.0	50.0	25.0	10.0		
10.0	10.0	30.0	70.00	70.0						
IS71181A	CERTIFICATE	70.0	70.0	70.0	70.0	50.0	30.0	20.0		
18.6	17.5	29.0	70.00	70.0						
IS88996A	PFO	120.0	120.0	120.0	120.0	70.0	47.0	26.3		
0.0	0.0	29.0	120.00	120.0						
MAXIMUM				120.0	120.0	120.0	120.0	70.0	47.0	26.3
18.6	17.5	30.0	120.0	120.0						

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STATE OF OREGON
COUNTY OF Douglas

CERTIFICATE OF WATER RIGHT (HB - 2153)

THIS CERTIFICATE ISSUED TO

MARK LEAGUE
LEAGUE, MARY ANNE
355 BANKS CREEK RD
SUTHERLIN, OR 97479

confirms the right to store the waters of
RUNOFF, A TRIBUTARY OF BANKS CREEK IN AN UNNAMED RESERVOIR
for LIVESTOCK.

The right to store and use these waters was perfected under Reservoir Application R-75237.
The date of priority is January 1, 1993. The amount of water entitled to be stored and
used each year under this right is not more than 1.3 ACRE-FEET

Located as follows:

NW 1/4 NE 1/4 SECTION 16, TOWNSHIP 25 SOUTH, RANGE 4 WEST WM.

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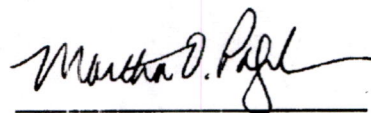
ORS 498.351 and ORS 509.605 through 509.625 provides that no person shall construct an artificial obstruction across a waterway in which anadromous, game or food fish exist unless that person provides a fishway deemed adequate by the Oregon Department of Fish and Wildlife (ODFW). If the subject pond is in-channel and fish are present, the certificate holder is directed to contact the ODFW Fish Passage Program Coordinator, P.O. Box 59, Portland, OR. 97207. If fish presence is in question, the certificate holder should contact the nearest ODFW Fish District office for a determination.

If water is to be diverted from an in-channel pond where fish are present, the certificate holder shall install, maintain and operate fish screening and by-pass devices as required by ORS 498.306 through ORS 498.346 and approved by ODFW. Contact the ODFW Fish Screening Program Coordinator, P.O. Box 59, Portland, OR. 97207. If fish presence is in question, the certificate holder should contact the nearest ODFW Fish District office for a determination.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, with a minimum diameter of 8", or the provision of other means to evacuate water when determined necessary for public safety or to satisfy prior downstream rights as determined by the Water Resources Director.

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

WITNESS the signature of the Water Resources Director, affixed **FEBRUARY 27, 1996**.



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 69433

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WA. SALEM, OREGON

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

SECTION 16 T.25 S. R. 4 W. W.M. DOUGLAS COUNTY

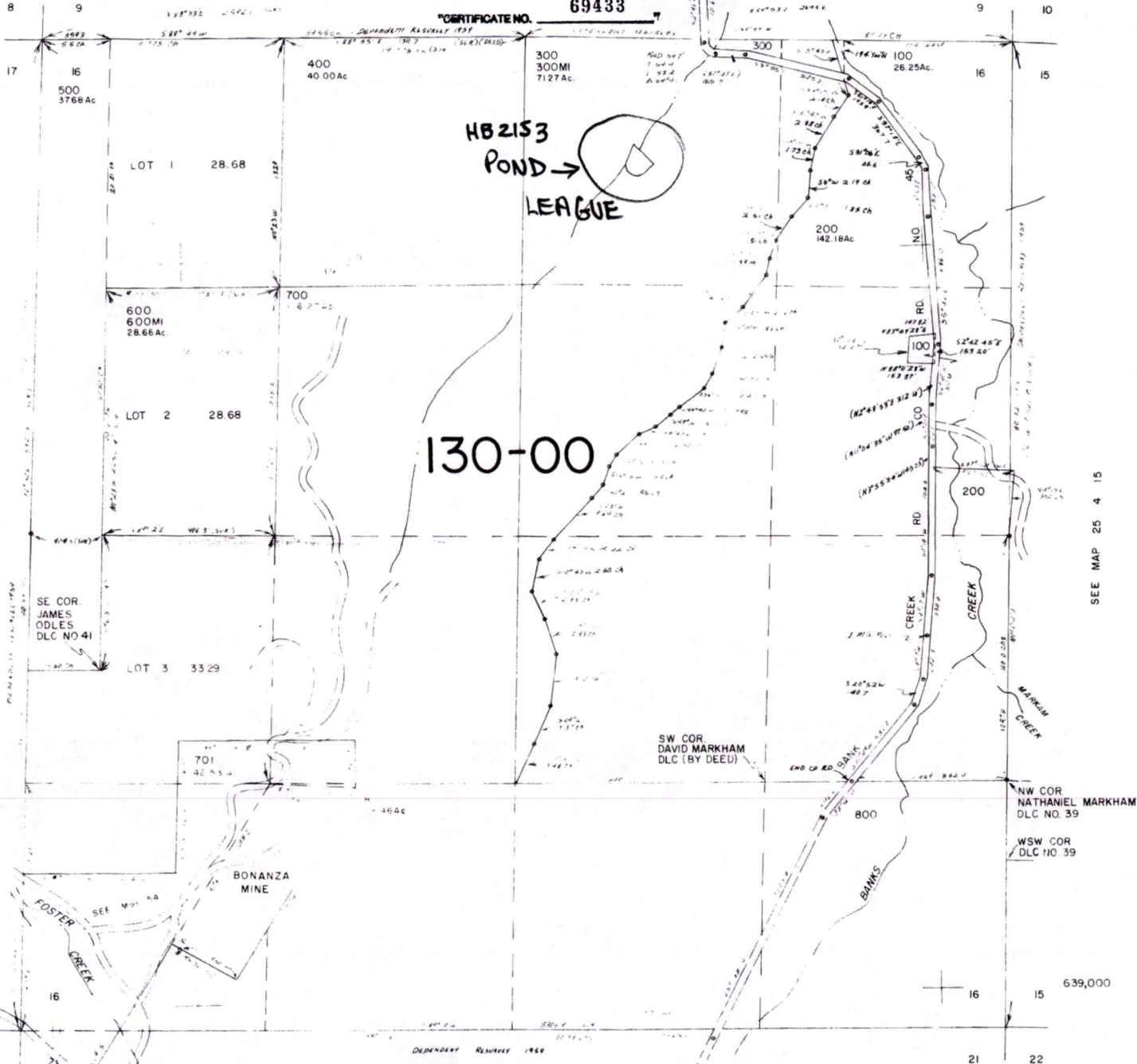
25 4 16

SEE MAP 25 4 9C

1" = 400'

CERTIFICATE NO. 69433

SEE MAP 25 4 9D



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SEE MAP 25 4 21

25 4 16

000



Land Use Planning | (541) 440-4289 | planning@co.douglas.or.us
Code Enforcement | (541) 440-4289 | code.enforcement@co.douglas.or.us
On-Site Wastewater Management | (541) 440-6183 | onsite@co.douglas.or.us

Planning and Sanitation Worksheet

Worksheet Number: 230033

Type: Other Action

Applicant / Owner

Applicant: Smith Family Trust
Address: 18 Belcourt Dr.
City/State/Zip: Newport Beach, CA 92660
Phone: 949-413-8154
Email:

Owner: SMITH FAMILY TRUST
Address: ESTABLISHED 1/13/89 18 BELCOURT DR
City/State/Zip: NEWPORT BEACH, CA 92660,
Phone:
Email:

Site Information

Site Address: 355 BANKS CREEK RD
City/State/Zip: SUTHERLIN, OR 97479,
Proposed Use: Land Use Compatibility Statement

Property ID No: R17368
MTL: 250409D01300
Acreage: 19.66
Improvement/Description: LUCS FOR OWRD

Existing Structures (Number and Type): SFD, Shop, 2 Barns

Planning Department Information

Zoning: FG
Overlays:
Flood Plain: No n/a
Floor Height Above Ground: n/a
Sanitation: N/A
Water: N/A
Access: County Access Permit Not Req'd

Setbacks
Front: 30'
Side: 10'
Rear: 10'
Exterior Side: NA
Height: None Established
Special: n/a
Riparian: Greater than 50'

Sign Code: No Sign Proposed
Parking Spaces Required: n/a
Conditions of Approval:

LUCS for OWRD to use or store water: Run-off water to be routed to trib Banks Creek; no structure authorized through this permit; must meet all requirements and permitting from all applicable agencies.

Refer To: None

Approved By: Robin Lambert
Receipt #: 473

Approval Date:
Expiration Date: 01/10/2024

Sanitation Information

Remarks:
Entity:

Signature/Date:

As, for, or on behalf of, all property owners

[Handwritten Signature]

01/10/2023

1/10/23

Applicant Signature

Date

For impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Tuesday, January 10, 2023

Base Application Fee.		\$480.00
Proposed Dam Height in feet.	9	
Proposed Reservoir volume in Acre Feet.	11.0	\$451.00
	Subtotal:	\$931.00
Permit Recording Fee. ***		\$610.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,541.00

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Application Completeness Checklist

Applicants are encouraged to use this checklist before submitting a complete application to the Department.

1. Landowner name, mailing address and telephone number provided
2. Application signed – All parties noted as applicants must sign the application
3. Source and tributary listed.
4. Reservoir Location. TRSQQ and tax lot provided.
5. Dam height indicated, if applicable
6. Property ownership completed
7. If applicant does not own all the land, is the affected landowner's name and mailing address listed?
8. Environmental impact section completed?
9. **Completed Watermaster review sheet**, signed and dated. Note: Must be completed within last 6 months.
 - Will the reservoir injure an existing water right? YES NO
 - If YES, can conditions be applied to mitigate injury? YES NO
 - If NO, return the application.
10. **Completed ODFW review sheet**, signed and dated. Note: Must be completed within last 6 months.
 - Will the reservoir pose a significant detrimental impact to an existing fishery resource? YES NO
 - If YES, can conditions be applied to mitigate the impact? YES NO N/A
 - If NO, return the application.
11. **Completed Land-Use Form** or receipt signed by the appropriate planning department official enclosed?
Note: Does the use on land-use form match the proposed use on the application? Must be completed within the last 12 months.
12. **Include a copy of a Legal Description** of all the property involved with this application. A copy of a deed, land sales contract, or title insurance to meet this requirement.
13. **Acceptable Map**. Note: Requirements set forth by the Commission; causes fatal flaw if not provided by the applicant.
 - Reservoir Location - noting Township, Range, Section, 1/4 1/4 and Tax Lot number(s)
 - Scale of the Map, even scale such as 1" = 400', 1" = 1000', or 1" = 1320'
 - Reference corner on map
 - North directional symbol
 - ¼'s clearly identified
 - Reservoir clearly identified **
 - Dam location identified, with measured distances from survey corner. If no dam, use coordinates to the center of reservoir.
 - If diverting water from a river or stream to a reservoir located off-channel, include measured distances from survey corner
14. **Fees:** Are the appropriate fees included? Use this fee calculator to determine the application fees:

https://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/Permit_for_AltRes.aspx

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