

Application for a Permit to  
**Store Water in a Reservoir**  
 (Standard Review)



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

You must use this form for any reservoir storing more than 9.2 acre-feet and with a dam more than 10 feet high.

**SECTION 1: APPLICANT INFORMATION AND SIGNATURE**

**Applicant**

NAME		PHONE (HM)	
PHONE (WK)	CELL	FAX	
ADDRESS			
CITY	STATE	ZIP	E-MAIL *

**Organization**

NAME AVIAN LAKE RANCH, LLC / STANLEY V. SHEPHARD		PHONE 541-823-2331	FAX
ADDRESS 80601 DRIVER RD		CELL	
CITY TYGH VALLEY	STATE OR	ZIP 97063	E-MAIL *

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

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AGENT / BUSINESS NAME JOHN A. SHORT / WATER RIGHT SERVICES, LLC		PHONE 541-389-2837	FAX
ADDRESS PO BOX 1830		CELL	
CITY BEND	STATE OR	ZIP 97709	E-MAIL * JOHNSHORT@USA.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 packet.
- I cannot legally store water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- 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.**

<i>Stanley V. Shephard</i>	Stanley V. Shephard	3-5-23
Applicant Signature	Print Name and Title if applicable	Date
<i>Bradley C. Shephard</i>	Bradley C. Shephard	3/5/23
Applicant Signature	Print Name and Title if applicable	Date

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**SECTION 2: PROPERTY OWNERSHIP**

Indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances. (applicant’s property and POU)
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access. (see RCDIC note below)
- NO, 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 irrigation and/or domestic use only (ORS 274.040).
- NO, **because a portion of the water is to be diverted, conveyed, and/or used only on federal lands.**

**Affected Landowners:** List the names and mailing addresses of all the owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

**Rock Creek District Improvement Company ditches are already in place and currently deliver both Storage and Irrigation water to the applicant’s property, the water rights date back to the 1870’s. See Irrigation District information in Section 11 on page 15.**

**Legal Description:** You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. **SEE ATTACHED WASCO COUNTY DEED 2020-002650**

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**SECTION 3: SOURCE OF WATER**

**A. Reservoir Name:** Reservoir #1

**B. Source:** 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, or an unnamed stream or spring.

Source 1: <b>Rock Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 14, SWSE</b>	
Source 2: <b>North Fork Gate Creek</b>	Tributary to: <b>Rock Creek</b>
TRSQQ of POD: <b>T4S R11E, Section 21, SENE</b>	
Source 3: <b>Threemile Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 10, NENE</b>	
Source 4: <b>Runoff</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R12E, Section 24, NENW</b>	

- Is the proposed reservoir in a wetland (as determined by DSL)?  Yes  No  Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir?  Yes  No
- Is the proposed reservoir in-channel of a stream or off-channel:  In-channel (un-named drainages that collect RCDIC tailwater and seasonal runoff – not a live stream)  Off-Channel
- If the reservoir is proposed to be in-channel, is the stream:  Perennial  Intermittent  Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?  
 Yes  No  Don't know
- Is the reservoir in the 100-year floodplain?  Yes  No  Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: Water will be delivered through the ditch system for Rock Creek District Improvement Company and will catch natural overland run-off.

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**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, refer to the map shown on [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0801.

**Upper Columbia - OAR 690-033-0115 thru -0130**

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

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**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes  No The proposed use is for more than one cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T&E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

**SECTION 5: WATER USE**

- a) The use of the impounded water will be: **Irrigation, Livestock, Wildlife, & Recreation**
- b) The amount of water to be stored is: **105.6** acre-feet.
- c) The area submerged by the reservoir, when filled, will be **26.4** acres.

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## SECTION 6: DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 13' feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height=13' 2) width=540' 3) crest width=30' 4) surface area=26.4 acres and 5) preliminary fish passage design. n/a

*Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department's Dam Safety Section prior to storage of water.*

The dam will be (check one):  Earthfill  Concrete  Flash board  Other

If "other," provide the description:

## SECTION 7: PRIMARY OUTLET WORKS

a) Describe the location and the dimensions of the outlet conduit through the dam:

*NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.*

**16" gated galvanized steel outlet pipe through the easterly end of the dam.**

b) How and when will the outlet be operated?

**Outlet valve to be opened to allow passage of water outside of allowed storage season if required and to cycle water as-needed.**

c) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?

n/a

## SECTION 8: EMERGENCY SPILLWAY

a) Describe the location and the dimensions of the spillway channel.

**4' diameter steel overflow pipe through the top of the easterly end of the dam to a 8' wide rock/gravel lined channel that is 3-4' deep.**

b) How will the emergency spillway be designed to prevent erosion?

**Spillway is incised to rock/gravel base. Flows into the reservoir are largely regulated by Rock Creek Irrigation District diversions and can be used for irrigation during the irrigation season, little outflow is expected.**

c) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)

**Using Hazen-Williams pipe capacity formula the output of the pipe is approximately 300 cfs; using Manning's formula spillway capacity is approximately 570 cfs— the overflow pipe and spillway have historically handled flows adequately.**

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## SECTION 9: WATER QUALITY

- a) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**The water will be refreshed by run-off and cycled during the irrigation season as a bulge-in-system. The outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream.**
- b) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**The edge of the reservoir is lined by natural grasses and vegetation, which will serve as a buffer and any contaminated water can be turned out onto farmed fields.**
- c) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Should maintenance or removal of silt be required, water level can be lowered through irrigation to farmed fields. Additionally, the outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream if discharge were to occur.**

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**A. Reservoir Name: Reservoir #2**

**B. Source:** 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, or an unnamed stream or spring.

Source 1: <b>Rock Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 14, SWSE</b>	
Source 2: <b>North Fork Gate Creek</b>	Tributary to: <b>Rock Creek</b>
TRSQQ of POD: <b>T4S R11E, Section 21, SENE</b>	
Source 3: <b>Threemile Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 10, NENE</b>	
Source 4: <b>Runoff</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R12E, Section 24, NENW</b>	

- Is the proposed reservoir in a wetland (as determined by DSL)?  Yes  No  Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir?  Yes  No
- Is the proposed reservoir in-channel of a stream or off-channel:  In-channel (un-named drainage that collects seasonal runoff- not a live stream)  Off-Channel
- If the reservoir is proposed to be in-channel, is the stream:  Perennial  Intermittent  Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?  Yes  No  Don't know
- Is the reservoir in the 100-year floodplain?  Yes  No  Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: Water will be delivered through the ditch system for Rock Creek District Improvement Company and will catch natural overland run-off.

**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

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[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)

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**Upper Columbia - OAR 690-033-0115 thru -0130**

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements prior to diversion or use of water under any permit issued pursuant to this application.

**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes  No The proposed use is for more than one cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

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**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T&E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

**SECTION 5: WATER USE**

- d) The use of the impounded water will be: Livestock, Wildlife, & Recreation
- e) The amount of water to be stored is: 7.8 acre-feet.
- f) The area submerged by the reservoir, when filled, will be 2.6 acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be 7' feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height=7' 2) width=90' 3) crest width=20' 4) surface area=2.6 acres and 5) preliminary fish passage design. n/a

*Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department's Dam Safety Section prior to storage of water.*

The dam will be (check one):  Earthfill  Concrete  Flash board  Other

If “other,” provide the description:

**SECTION 7: PRIMARY OUTLET WORKS**

- d) Describe the location and the dimensions of the outlet conduit through the dam:  
*NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.*  
**8" gated culvert pipe through the center of the dam if required.**
- e) How and when will the outlet be operated?  
**Outlet valve to be opened to allow passage of water outside of allowed storage season if required and to cycle water as-needed.**
- f) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?  
n/a

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## SECTION 8: EMERGENCY SPILLWAY

- d) Describe the location and the dimensions of the spillway channel.  
**Two 16' diameter culvert pipe through the top of the northerly end of the dam to a 4' wide rock/gravel lined channel that is 2-3' deep.**
- e) How will the emergency spillway be designed to prevent erosion?  
**Spillway will be lined with rock/gravel base and will be vegetated at the top and sides with natural grasses.**
- f) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)  
**Using Hazen-Williams pipe capacity formula the output of the pipes is approximately 40 cfs; using Manning's formula spillway capacity is approximately 185 cfs, currently water is spilled overland on the north side of the dam, no issues have occurred regarding capacity.**

## SECTION 9: WATER QUALITY

- d) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**The water will be refreshed by run-off and cycled as needed. The outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream.**
- e) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**The edge of the reservoir is lined by an irrigated field and natural grasses and vegetation, which will serve as a buffer and any contaminated water can be turned out onto farmed fields.**
- f) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Should maintenance or removal of silt be required, any contaminated water would be turned out on farmed fields. Additionally, the outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream if discharge were to occur.**

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**A. Reservoir Name: Reservoir #3**

**B. Source:** 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, or an unnamed stream or spring.

Source 1: <b>Rock Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 14, SWSE</b>	
Source 2: <b>North Fork Gate Creek</b>	Tributary to: <b>Rock Creek</b>
TRSQQ of POD: <b>T4S R11E, Section 21, SENE</b>	
Source 3: <b>Threemile Creek</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R11E, Section 10, NENE</b>	
Source 4: <b>Runoff</b>	Tributary to: <b>White River</b>
TRSQQ of POD: <b>T4S R12E, Section 24, NENW</b>	

- Is the proposed reservoir in a wetland (as determined by DSL)?  Yes  No  Don't know
- Is the proposed reservoir an enlargement of an existing dam/reservoir?  Yes  No
- Is the proposed reservoir in-channel of a stream or off-channel:  In-channel (un-named drainage that collects RCDIC tailwater & seasonal runoff- not a live stream)  Off-Channel
- If the reservoir is proposed to be in-channel, is the stream:  Perennial  Intermittent  Ephemeral
- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?  
 Yes  No  Don't know
- Is the reservoir in the 100-year floodplain?  Yes  No  Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled: **Reservoir will catch natural overland run-off.**

**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

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**Upper Columbia - OAR 690-033-0115 thru -0130**

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

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If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
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**Lower Columbia - OAR 690-033-0220 thru -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

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Yes  No The proposed use is for more than one cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

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**Statewide - OAR 690-033-0330 thru -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T&E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

**SECTION 5: WATER USE**

- g) The use of the impounded water will be: **Livestock, Wildlife, & Recreation**
- h) The amount of water to be stored is: **5.1** acre-feet.
- i) The area submerged by the reservoir, when filled, will be **1.7** acres.

**SECTION 6: DAM HEIGHT AND COMPOSITION**

The maximum height of the structure will be **10'** feet above streambed or ground surface at the centerline of the crest of the dam.

Attach preliminary plans, specifications and supporting information for the dam and impoundment area including 1) dam height=**10'** 2) width=**190'** 3) crest width=**20'** 4) surface area=**1.7 acres** and 5) preliminary fish passage design. **n/a**

*Note: If your dam height is greater than or equal to 10.0' above land surface AND your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved by the Department' Dam Safety Section prior to storage of water.*

The dam will be (check one):  Earthfill  Concrete  Flash board  Other

If “other,” provide the description:

**SECTION 7: PRIMARY OUTLET WORKS**

- g) Describe the location and the dimensions of the outlet conduit through the dam:  
*NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.*  
**8" gated culvert pipe through the center of the dam if required.**
- h) How and when will the outlet be operated?  
**Outlet valve to be opened to allow passage of water outside of allowed storage season if required and to cycle water as-needed.**
- i) If ODFW has determined fish are present in the stream, how do you propose to protect fish through the outlet conduit (the conduit does not constitute fish passage)?  
**n/a**

For Department Use: App. Number: \_\_\_\_\_

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**SECTION 8: EMERGENCY SPILLWAY**

- g) Describe the location and the dimensions of the spillway channel.  
**Two 16' diameter culvert pipe through the top of the northerly end of the dam to a 4' wide rock/gravel lined channel that is 2-3' deep.**
- h) How will the emergency spillway be designed to prevent erosion?  
**Spillway will be lined with rock/gravel base and will be vegetated at the top and sides with natural grasses.**
- i) What is the maximum design flow for the spillway? (Should be able to handle high flow events. 10-year flood events? 50-year flood events?)  
**Using Hazen-Williams pipe capacity formula the output of the pipes is approximately 40 cfs; using Manning's formula spillway capacity is approximately 185 cfs, currently water is spilled overland on the north side of the dam, no issues have occurred regarding capacity.**

**SECTION 9: WATER QUALITY**

- g) Describe how the reservoir will be managed to maintain water quality in the reservoir and downstream.  
**The water will be refreshed by run-off and cycled as needed. The outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream.**
- h) Describe how the perimeter of the reservoir will be buffered to limit nutrient and bacteria contamination.  
**The edge of the reservoir is lined by natural grasses and vegetation, which will serve as a buffer and any contaminated water can be turned out onto farmed fields.**
- i) Describe how annual maintenance of the reservoir will be accomplished without discharging contaminated water instream.  
**Should maintenance or removal of silt be required, any contaminated water would be turned out on farmed fields. Additionally, the outlet and spillway flow to a dry channel that has carried Rock Creek Irrigation District tailwater, not a live stream if discharge were to occur.**

**SECTION 10: PROJECT SCHEDULE (List Month and Year)**

- a) Proposed date construction work will begin: **Upon permit issuance**  
 (Fish passage approval is necessary prior to construction.)
- b) Proposed date construction work will be completed: **Within 5 years of permit issuance**
- c) Proposed date water use will be completed: **Within 5 years of permit issuance**

**SECTION 11: WITHIN A DISTRICT**

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

Irrigation District Name <b>Rock Creek District Improvement Company</b>	Address <b>56270 Smock Rd</b>	
City <b>Wamic</b>	State <b>OR</b>	Zip <b>97063</b>

For Department Use: App. Number: \_\_\_\_\_

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Store Water — Page 15

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**SECTION 12: REMARKS**

Use this space to clarify any information you have provided in the application.

Reservoir #1 Dam and Reservoir are existing and were in place prior to applicant's ownership – historically it has been used as an irrigation bulge for existing water rights and collects runoff and tailwater from Rock Creek Irrigation Ditch system at the NW corner of the reservoir and collects Rock Creek Irrigation District distributions via gated diversions from the south, Reservoir #2 is existing and was constructed in approximately 2005 as a result of building an earthen berm along northerly swing of the adjacent pivot to allow for the pivot wheel to travel, this reservoir collects runoff and tailwater from Rock Creek Irrigation Ditch system. Reservoir #3 is existing was constructed in 2008, this reservoir collects runoff and tailwater from Rock Creek Irrigation Ditch system.

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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.wrd.state.or.us

## 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: THIS FORM IS BEING SUBMITTED FOR THE PORTION OF THE APPLICATION WITH AN ON-SITE SOURCE - BEING RUNOFF FROM AN UN-NAMED DRAINAGE, OTHER SOURCES AND A PORTION OF THE DELIVERY SYSTEM ARE LOCATED ON FEDERAL LAND AND ARE EXEMPT FROM THIS FORM.**

## 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.

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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.wrd.state.or.us

Applicant(s): AVIAN LAKE RANCH, LLC

Mailing Address: 80601 DRIVER RD

City: TYGH VALLEY

State: OR

Zip Code: 97063

Daytime Phone: 541-823-2331

## 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>14 S</u>	<u>12 E</u>	<u>13, 23 &amp; 24</u>	—	<u>4000</u>	<u>A-1(160)</u> <u>EFU</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>RESERVOIR- STORED WATER</u>

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

WASCO COUNTY.

## 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:  Surface Water (name) ROCK CR., N. FK. GATE CR., THREEMILE CR., & RUNOFF

Estimated quantity of water needed: 118.5  
 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 LIVESTOCK, RECREATION & WILDLIFE

Briefly describe:

APPLICATION TO FILL RESERVOIRS WITH WINTER RUN-OFF FOR STORED WATER TO BE USED FOR LIVESTOCK, RECREATION, WILDLIFE AND IRRIGATION.

**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. →

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## 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): 3.210 WCLUDD

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
		<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
		<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.

Name: Dustin Williams Title: Assistant Planner

Signature:  Phone: 541-506-2591 Date: 2-27-23

Government Entity: Wasco 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: \_\_\_\_\_

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**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

**PARCEL 1:**

The East half of the Northeast quarter of Section 23; the North half of Section 24; the South half of the Southeast quarter of Section 13; all in Township 4 South, Range 12 East of the Willamette Meridian, County of Wasco, State of Oregon. EXCEPTING THEREFROM any and all roads.

**PARCEL 2:**

Lots 3, 4 and the East half of the Southwest quarter of Section 18; Lots 1 and 2 of Section 19; all in Township 4 South, Range 13 East of the Willamette Meridian, in the County of Wasco, State of Oregon. EXCEPTING THEREFROM any and all roads.

**PARCEL 3:**

The Southeast quarter of the Southeast quarter of Section 8; the North half of the Northwest quarter of Section 16; the Northeast quarter, the Southwest quarter, the West half of the Southeast quarter, the Northeast quarter of the Southeast quarter of Section 17; the Southeast quarter, the Southeast quarter of the Northeast quarter of Section 18; the Northeast quarter, the East half of the Northwest quarter of Section 19; the North half of the Northwest quarter of Section 20; all that part of the Southwest quarter of the Northwest quarter lying Northerly of the White River in Section 16; all in Township 4 South, Range 13 East of the Willamette Meridian, County of Wasco, State of Oregon EXCEPTING THEREFROM any and all roads.

**PARCEL 4:**

Township 4 South, Range 12 East of the Willamette Meridian, Wasco County, State of Oregon, Section 23: the West half of Northeast quarter, the Northwest quarter EXCEPTING THEREFROM the following described tract:

Beginning at a point South 0° 08' 30" West 7932.14 feet from the Section corner common to Sections 10, 11, 14 and 15 in said Township and Range, which point is the intersection of a North-South and an East-West County Road, which intersection is known as "Four Corners"; thence North 0° 08' 30" East 30 feet and South 89° 50' 30" East 30 feet to the true point of beginning of this description; thence North 0° 08' 30" East 100 feet; thence South 56° 09' 30" East 180.3 feet; thence North 89° 50' 30" West 150 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM the following described tract:

Beginning at a point on the centerline of Smock County Road, which point is 7248.1 feet South and 18.7 feet West of the Northwest corner of Section 14 in said Township and Range; thence East 582.08 feet; thence North 566.22 feet; thence North 83° 41' 25" East 1038.93 feet; thence North 1271 feet, more or less, to the intersection of an East-West fence line; thence Westerly along said fence, and extensions thereof 1628.2 feet to the centerline of Smock County Road; thence South along said centerline 1962.4 feet to the point of beginning. ALSO EXCEPTING THEREFROM any and all roads.

**PARCEL 5:**

A parcel of land located in Section 23, Township 4 South, Range 12 East of the Willamette Meridian, said parcel being more particularly described as follows:

Beginning at a point located on the centerline of Smock County Road, said point being 7,248.1 feet South and 18.7 feet West of the Northwest corner of Section 14, Township 4 South, Range 12 East of the Willamette Meridian; thence leaving said road centerline and going East 582.08 feet; thence North 566.22 feet; thence North 83° 41' 25" East 1038.93 feet; thence North 1271 feet, more or less, to the intersection of an East-West fence line; thence Westerly along said fence and extensions thereof 1628.2 feet to the intersection of the centerline of Smock County Road; thence Southerly along said centerline 1962.4 feet to the point of beginning, County of Wasco and State of Oregon.

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## Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

### Include this checklist with the application

**Check that each of the following sections are completed.** The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Dam Height and Composition
- SECTION 7: Primary Outlet Works
- SECTION 8: Emergency Spillway
- SECTION 9: Water Quality
- SECTION 10: Project Schedule
- SECTION 11: Within a District
- SECTION 12: Remarks

#### Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: **\$ 2,978.60**  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.
- Map that includes the following items:

- Map must be prepared by a Certified Water Rights Examiner
- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North directional symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference public-land survey corner on map
- Location of each dam by reference to a recognized public land survey corner (distances north/south and east/west)
- Indicate the area of use by Quarter/Quarter and tax lot identified clearly
- N/A Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- N/A Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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**Please note that a secondary application is required if there are out-of-reservoir uses associated with this application.**

For Department Use: App. Number: \_\_\_\_\_

# Water-Use Permit Application Processing

## 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

## 2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

## 3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives [public notice](#) of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

## 4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

## 5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

## 6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

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Wasco County Official Records	<b>2020-002650</b>
DEED-D	07/10/2020 04:09:00 PM
Stn=3 SEAN	
\$20.00 \$11.00 \$10.00 \$60.00 \$19.00	<b>\$120.00</b>

I, Lisa Gambee, County Clerk for Wasco County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

File No.: 20-158411

<b>Grantor</b>
AVIAN LAKE RANCH LLC
<b>Grantee</b>
AVIAN LAKE RANCH LLC
<b>After recording return to</b>
AVIAN LAKE RANCH LLC
23050 Boones Ferry Rd. NE
Aurora, OR 97002
<b>Until requested, all tax statements shall be sent to</b>
AVIAN LAKE RANCH LLC
23050 Boones Ferry Rd. NE
Aurora, OR 97002
<b>Tax Acct No(s): 19014; 11522; 11523; 10938; 10939</b>

Reserved for Recorder's Use

**STATUTORY BARGAIN AND SALE DEED**

AVIAN LAKE RANCH LLC, an Oregon limited liability company, who acquired title as Avian Lake Ranch, LLC, as to Parcels 1, 2, 3 and 5 Avian Lake Ranch, LLC who acquired title as Avian Lake Ranches, LLC, as to Parcel 4, Grantor, conveys to AVIAN LAKE RANCH LLC, an Oregon limited liability company, Grantee, the real property described in the attached Exhibit A.

The true consideration for this conveyance is \$0.00 - To correct vesting only. (Here comply with requirements of ORS 93.030)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

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WFG Title 20-158411 COMM

Executed this 9 day of ~~June~~ <sup>July</sup> 2020. <sup>SCB</sup>

AVIAN LAKE RANCH LLC, an Oregon limited liability company

By: \_\_\_\_\_  
Name: Stanley V. Shephard  
Its: Member

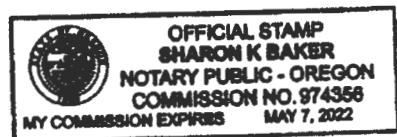
By: Bradley C. Shephard  
Name: Bradley C. Shephard  
Its: Member

STATE OF OREGON  
COUNTY OF Washington

This instrument was acknowledged before me this 9 day of ~~June~~ <sup>July</sup> 2020 by ~~Stanley V. Shephard and~~ <sup>SCB</sup>  
Bradley C. Shephard, as Members, of AVIAN LAKE RANCH LLC, an Oregon limited liability company, on  
behalf of the limited liability company.

SKB

Print Name: Sharon K Baker  
Notary Public for Oregon  
My Commission Expires: 5.7.2022



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Executed this 8 day of July (JTL) 2020.

AVIAN LAKE RANCH LLC, an Oregon limited liability company

By: Stanley V. Shephard  
Name: Stanley V. Shephard  
Its: Member

By: \_\_\_\_\_  
Name: Bradley C. Shephard  
Its: Member

STATE OF OREGON  
COUNTY OF Wasco

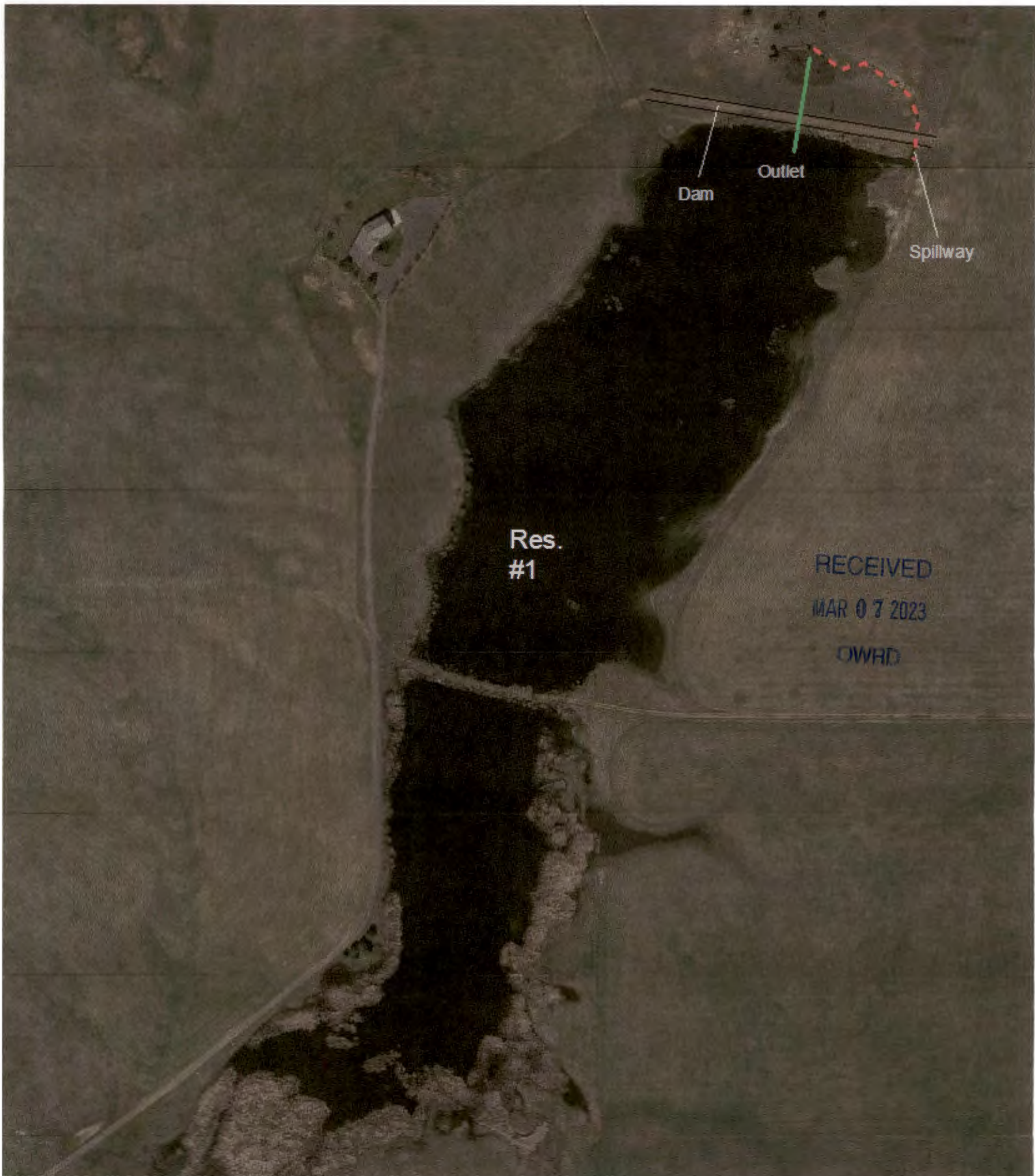
(JTL)

This instrument was acknowledged before me this 8 day of July (JTL) 2020 by Stanley V. Shephard and ~~Bradley C. Shephard~~, as Members, of AVIAN LAKE RANCH LLC, an Oregon limited liability company, on behalf of the limited liability company.

Jacqueline Terri Lodge  
Print Name:  
Notary Public for Oregon  
My Commission Expires:



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Dam

Outlet

Spillway

Res.  
#1

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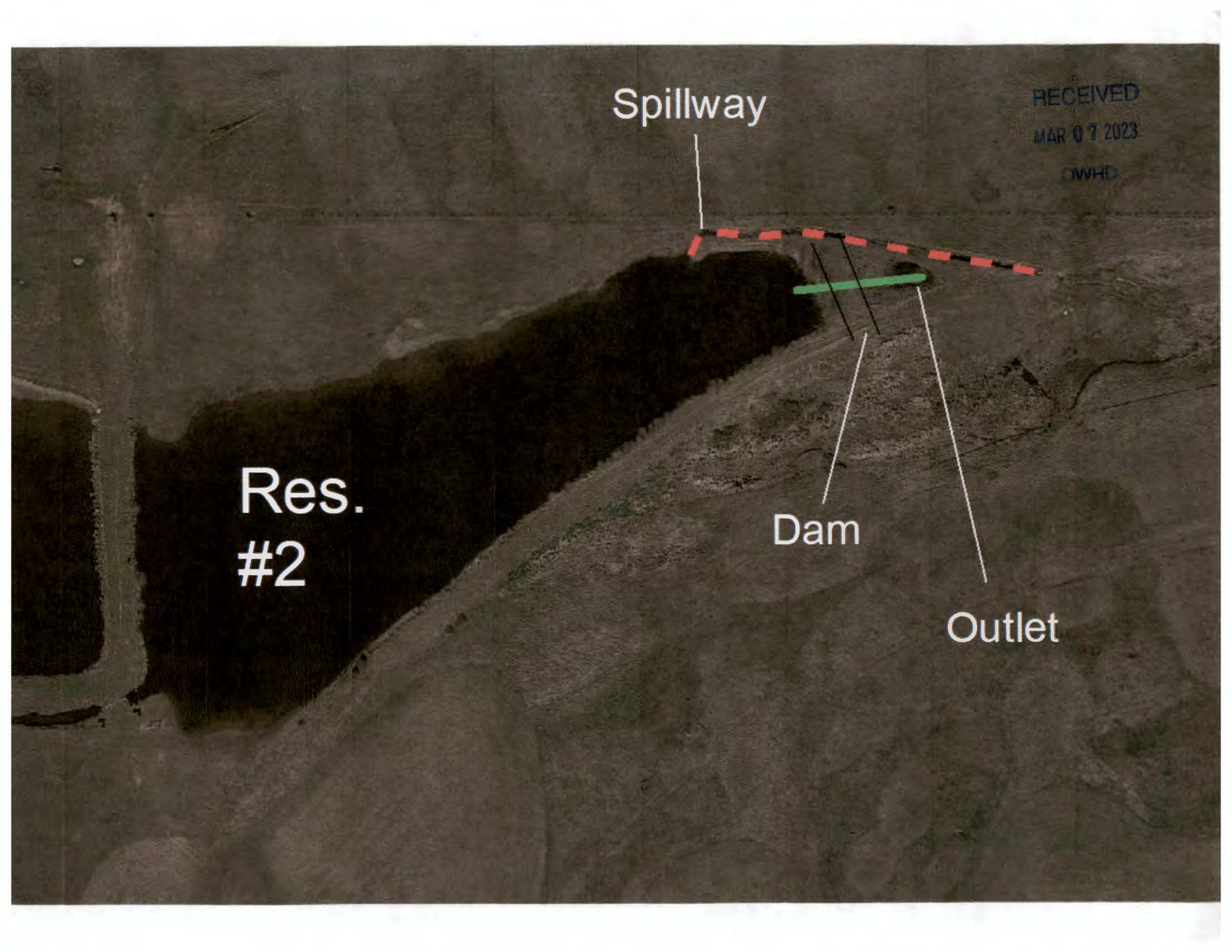
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Spillway

Res.  
#2

Dam

Outlet



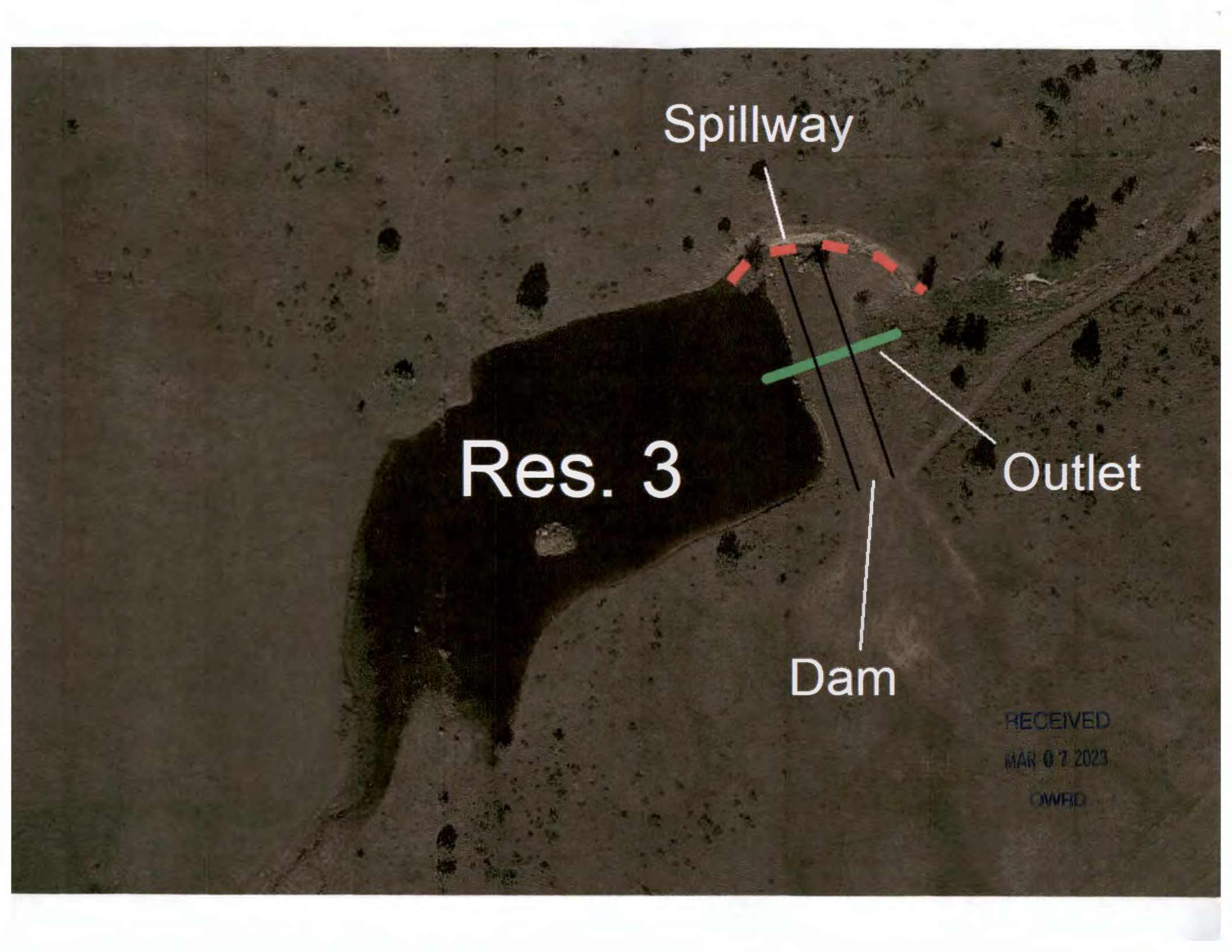
Spillway




Res. 3

Outlet

Dam

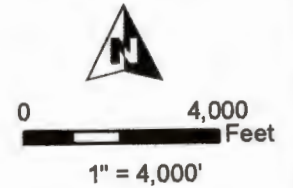
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- ..... RCDIC Pipeline
- Ditch
- Township
-  Application Reservoir POU
-  Section
-  Rock Creek Reservoir



**T4S R11E &  
T4S R12E, WM**  
WASCO COUNTY, OREGON

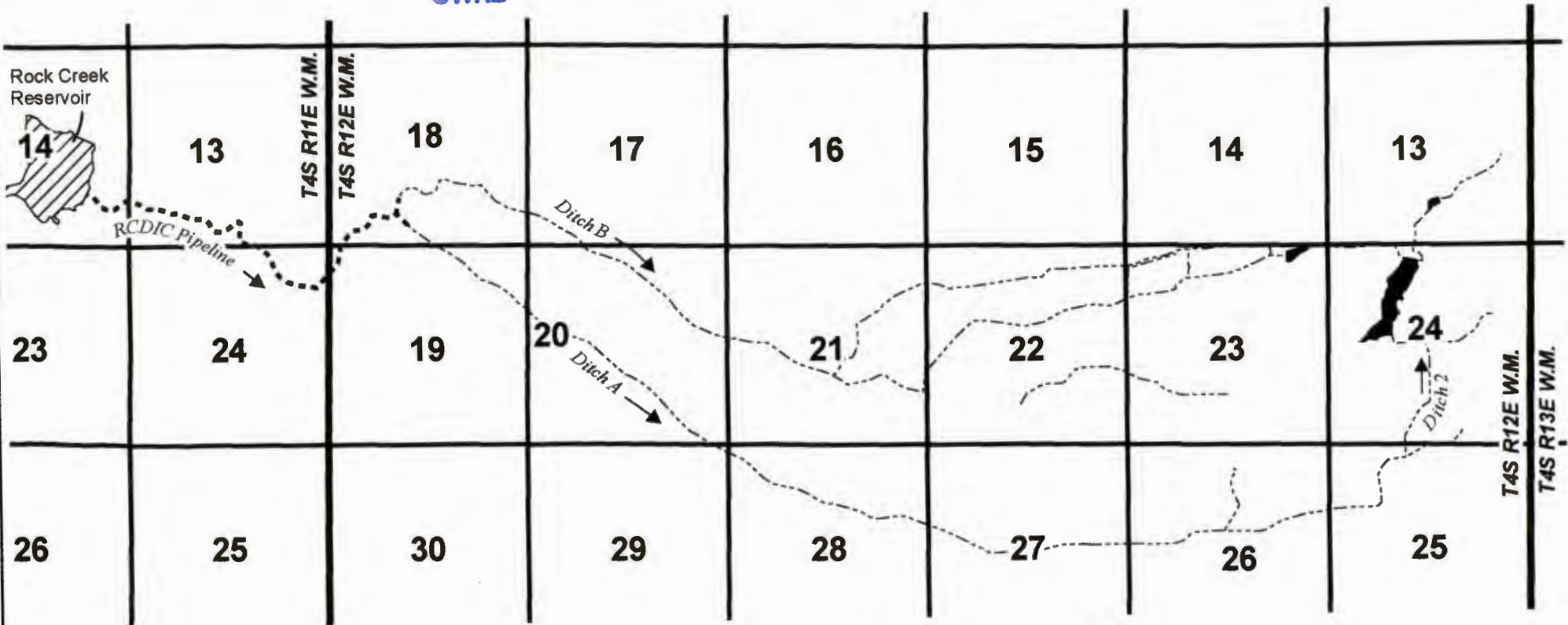


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RENEWAL DATE 12/31/2024



**STANDARD RESERVOIR APPLICATION MAP  
AVIAN LAKES RANCH, LLC**

Date: 1/26/2023

Page 3 of 3

This map is not intended to provide legal dimensions or locations of property ownership lines.

**WATER RIGHT SERVICES, LLC**  
PO BOX 1830, BEND, OR 97709  
[WWW.OREGONWATER.US](http://WWW.OREGONWATER.US) CCB # 197121  
johnshort@usa.com 541-389-2837

# T4S R11E, WM

WASCO COUNTY, OREGON

### POD Locations:

POD #1 - Rock Creek: 1000' N, 1200' E of S 1/4 Cor Sec 14

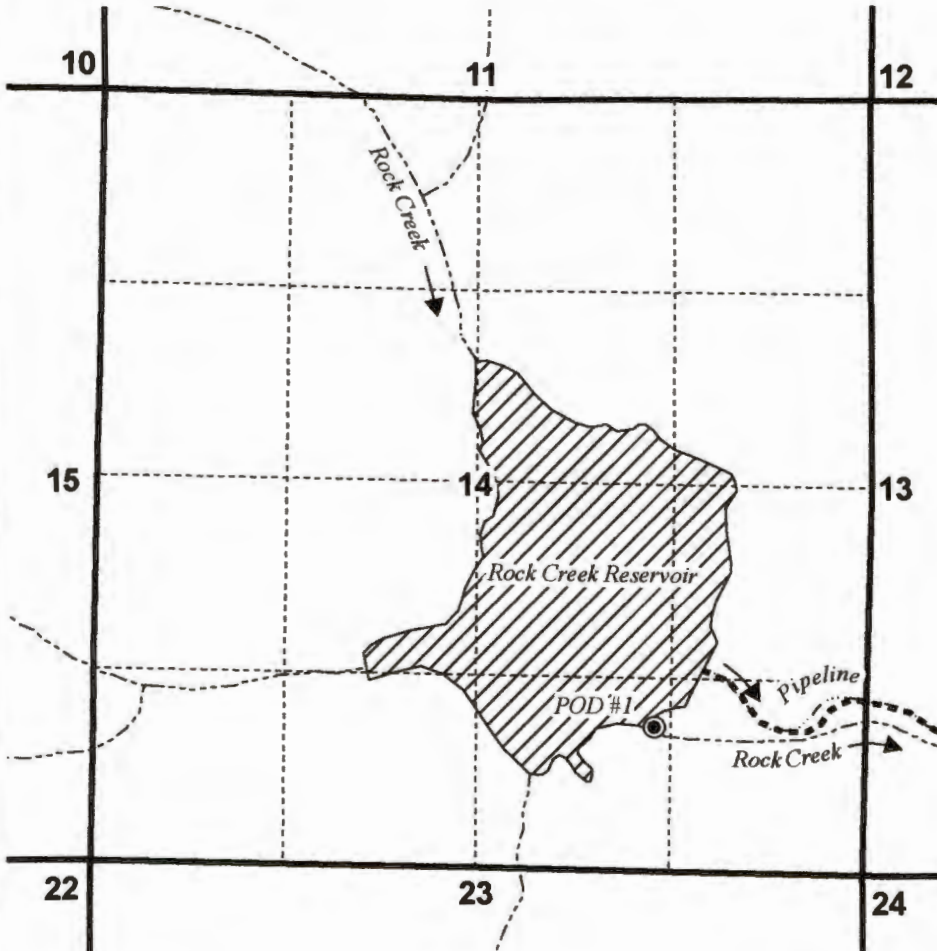
POD #2 Threemile Creek: 726' S, 528' W of NE Cor Sec 10



POD #3 Gate Creek: 1280' N, 1500' E of Cen Cor Sec 21



0 1,320 Feet

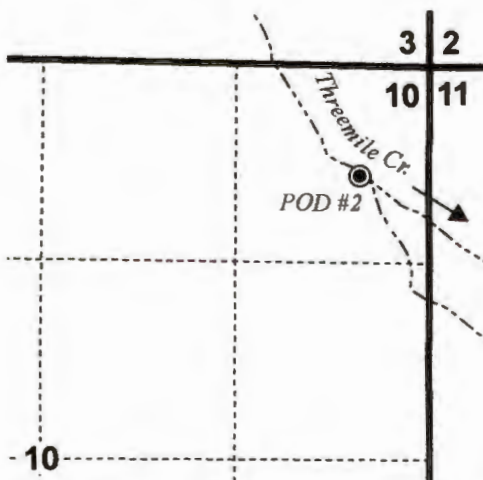
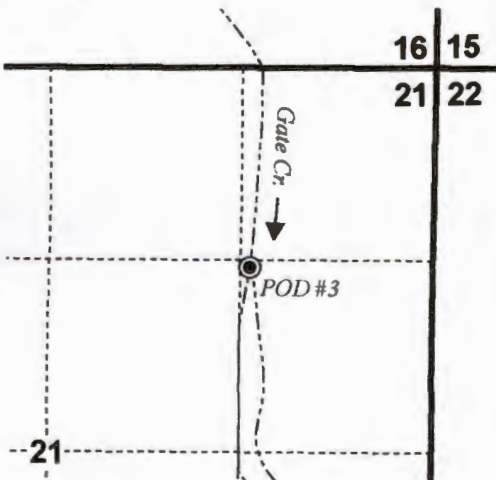
1" = 1,320'



- POD
- - - Pipeline
- - - Creek/Ditch
-  Reservoir
-  Section
- - - Quarter Quarter



RENEWAL DATE 12/31/2024



RECEIVED

MAR 07 2023

OWRD



## STANDARD RESERVOIR APPLICATION MAP AVIAN LAKES RANCH, LLC

Date: 1/26/2023

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This map is not intended to provide legal dimensions or locations of property ownership lines.

## WATER RIGHT SERVICES, LLC

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