

**CLAIM OF
BENEFICIAL USE
for Reservoirs storing less than
9.2 acre-feet permitted under
ORS 537.409**



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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**A fee of \$230 must accompany this form.
The Claim will be returned if the fee is not included.**

This form may be completed by the permit holder of record if:

- 1) The permit was issued under the authority of ORS 537.409; and
- 2) No secondary permit exists for the use of water stored in the reservoir; and
- 3) The developed capacity of the reservoir is less than 9.2 acre-feet; and
- 4) The water was stored by the date required in the permit; and

A separate form shall be completed for each permit.

This form must be submitted to the Water Resources Department within one year of storage of water in the reservoir.

Please type or print in dark ink. If the data provided is found to contain errors or omissions, it may be returned. The Department may require the submittal of additional information.

If you have questions regarding the completion of this form, please call 503-979-9103.

**SECTION 1
GENERAL INFORMATION**

File Information:

APPLICATION # R-88906	PERMIT # R-15551
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Applicant Information:

APPLICANT NAME GLOVER REVOCABLE TRUST		PHONE NO. (562) 972-6142	ADDITIONAL CONTACT NO. 310-489-0710
ADDRESS 5737 Melqua Road			
CITY Roseburg	STATE OR	97471	E-MAIL gloverlowellhazel@yahoo.com

**SECTION 2
RESERVOIR INFORMATION**

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Reservoir Dimensions and Capacity:

AVERAGE LENGTH	AVERAGE WIDTH	AVERAGE DEPTH	MAXIMUM CAPACITY IN ACRE-FEET
65 ft.	60 ft.	8 ft.	0.72

To determine capacity in acre-feet use for the above table, use the following calculation:

$$\text{Acre-feet} = \frac{(\text{Average Length})(\text{Average Width})(\text{Average Depth})}{43,560}$$

**SECTION 3
MAP**

Attach a map identifying the reservoir location. If the water right application map accurately reflects the location of the reservoir, you may attach a copy of it. Otherwise, you must submit a map meeting the standards of OAR 690-310-0050, which are attached.

Preparation of the map by a Certified Water Rights Examiner is **not** required for this type of permit, but may be submitted.

**SECTION 4
SIGNATURE**

This Claim of Beneficial Use must be signed by each permit holder of record.

By my signature, I certify that the information contained herein is true and correct to the best of my knowledge.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
<i>Lowell W. Glover</i>	Lowell W. Glover	Property Owner	5-04-23

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STATE OF OREGON
COUNTY OF DOUGLAS
PERMIT TO STORE PUBLIC WATERS

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THIS PERMIT IS HEREBY ISSUED TO
GLOVER REVOCABLE TRUST
5737 MELQUA RD
ROSEBURG OR 97471

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-88906

SOURCE OF WATER: RUNOFF, TRIBUTARY TO UMPQUA RIVER

STORAGE FACILITY: GLOVER POND

MAXIMUM DAM HEIGHT: THE RESERVOIR IS ENTIRELY BELOW GROUND SURFACE; THERE IS NO DAM

MAXIMUM VOLUME: 0.72 ACRE-FOOT

PURPOSE OR USE OF THE STORED WATER: MULTIPURPOSE USE

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: DECEMBER 1 THROUGH JULY 31

DATE OF PRIORITY: DECEMBER 21, 2020

DAM LOCATION/POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
26 S	7 W	WM	13	SE SW	1416 FEET SOUTH AND 472 FEET WEST FROM C1/4 CORNER, SECTION 13

THE AREA TO BE SUBMERGED BY THE RESERVOIR:

Twp	Rng	Mer	Sec	Q-Q
26 S	7 W	WM	13	SE SW

PERMIT SPECIFIC CONDITIONS

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

2. **Water Use Measurement, Recording, and Reporting:**

- A. The Director may require the permittee to install a staff gage that measures the entire range and stage between full reservoir level and dead-pool level in the reservoir. If no dead-pool, the gage must measure the full depth of the reservoir. If the Director notifies the permittee to install a staff gage, the permittee shall install such device within the period stated in the notice. Once installed, the permittee shall maintain the device in good working order and shall allow the watermaster access to the device.
- B. The Director may require the permittee to keep and maintain a record of the volume of water stored and may require the permittee to report water-storage on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.
- C. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

3. **Agricultural Water Quality Management Area Rules:**

The permittee shall comply with basin-specific Agricultural Water Quality Management Area Rules described in Oregon Administrative Rule Chapter 603-095. The permittee shall protect riparian areas, allowing site capable vegetation to establish and grow along streams, while providing the following functions: shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff.

4. **In-Water Work:**

Any in-water work related to construction, development, or maintenance of the proposed use shall be conducted during the preferred work period of July 1 through August 31, unless an alternate time-period is approved by Oregon Department of Fish and Wildlife.

5. **Off-Channel Stored Water Releases:**

The permittee shall not release polluted water from this off-channel reservoir into waters of the state except when the release is directed by the State Engineer to prevent dam failure.

6. Water Quality:

- A. 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.
 - B. All water use under this permit shall comply with state and federal water quality laws. The permittee shall not violate any state and federal water quality standards, shall not cause pollution of any waters of the state, and shall not place or cause to be placed any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means. The use may be restricted if the quality of source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards.
7. The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe (with a minimum diameter of 8" for any in-channel reservoir). This requirement may be waived if the Department determines other means have been provided to evacuate water when necessary.
 8. The permittee shall pass all live flow outside the storage season described above.
 9. The Director may require the user to measure inflow and outflow, above and below the reservoir respectively, to ensure that live flow is not impeded outside the storage season. Measurement devices and their implementation must be acceptable to the Director, and the Director may require that data be recorded on a specified periodic basis and reported to the Department annually or more frequently.
 10. 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.
 11. This permit allows an annual appropriation (not to exceed the specified volume). This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is to be used for out-of-reservoir purposes, a secondary water right is required. If any additional live flow is to be appropriated to maintain either the water level or a suitable freshwater condition, an additional water right is required.

STANDARD CONDITIONS

1. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
2. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

DEVELOPMENT AND COMPLETION TIMELINE REQUIREMENTS

1. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
2. The permitted volume of water shall be stored within five years of the date of permit issuance. If additional time is needed, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
3. Within one year after storage of water, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
4. The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir capacity is equal to or greater than 9.2 acre-feet.
5. If no secondary permit exists and the reservoir capacity is less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:
 - a. the dimensions of the reservoir;
 - b. the maximum capacity of the reservoir in acre-feet; and
 - c. a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued **FEB 03 2023**

Katherine Ratcliffe

Katherine Ratcliffe
Water Rights Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

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TICOR TITLE

470313031969

Douglas County Official Records Patricia K. Hitt, County Clerk	2013-019099
	11/21/2013 01:09:14 PM
DEED-WD Cnt=1 SIn=1/2 HEDI \$10.00 \$11.00 \$10.00 \$15.00	\$46.00

RECORDING REQUESTED BY:
Ticor Title
940 NW Garden Valley Blvd., Suite 104
Roseburg, OR 97471

GRANTOR:
Glenn E. McElroy, Trustee

GRANTEE:
Lowell W. Glover, Trustee

**AFTER RECORDING RETURN TO AND SEND
TAX STATEMENTS TO:**
Lowell W. Glover, Trustee

5737 Melqua Road
Roseburg, OR 97471

SPACE ABOVE THIS LINE FOR RECORDER'S USE

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STATUTORY WARRANTY DEED

Glenn E. McElroy and Anna M. McElroy, Trustees under the McElroy Loving Trust dated January 31, 1994, Grantor, conveys and warrants to Lowell W. Glover, Trustee of the Lowell W. Glover and Sarah Glover Revocable Trust dated September 12, 2006, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Douglas, State of Oregon:

Beginning at a point from which the section corner to Sections 11, 12, 13 and 14, Township 26 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, bears North 3958.89 feet and West 1878.08 feet, which point is a 5/8 inch iron rod in the east right of way line of the County Road; thence North 63° 12' 05" East 660.00 feet to a 5/8 inch iron rod; thence South 26° 47' 55" East 176.37 feet to a 5/8 inch iron rod; thence South 25° 48' 50" East 159.29 feet to a 5/8 inch iron rod; thence South 64° 11' 10" West 660.00 feet to a 5/8 inch iron rod in the East right of way line of the County Road; thence North 25° 48' 50" West 153.63 feet along the east right of way line of the County Road to a 5/8 inch iron rod; thence North 26° 47' 55" West 170.71 feet long the east right of way line of the County Road to the place of beginning, all lying in Section 13, Township 26 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$329,000.00. (See ORS 93.030)

Subject to and excepting: conditions, restrictions, easements, covenants and rights of way of record

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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McElroy Loving Trust

DATED: 11-8-13

Glenn E. McElroy TRUSTEE
Glenn E. McElroy, Trustee

Anna M. McElroy Trustee
Anna M. McElroy, Trustee

State of OREGON

COUNTY of Clatsop

This instrument was acknowledged before me on Nov 8, 2013

by Glenn E. McElroy and Anna M. McElroy, Trustees of the McElroy Loving Trust

Kathleen A. Larew, Notary Public - State of Oregon

My commission expires: 10-1-14

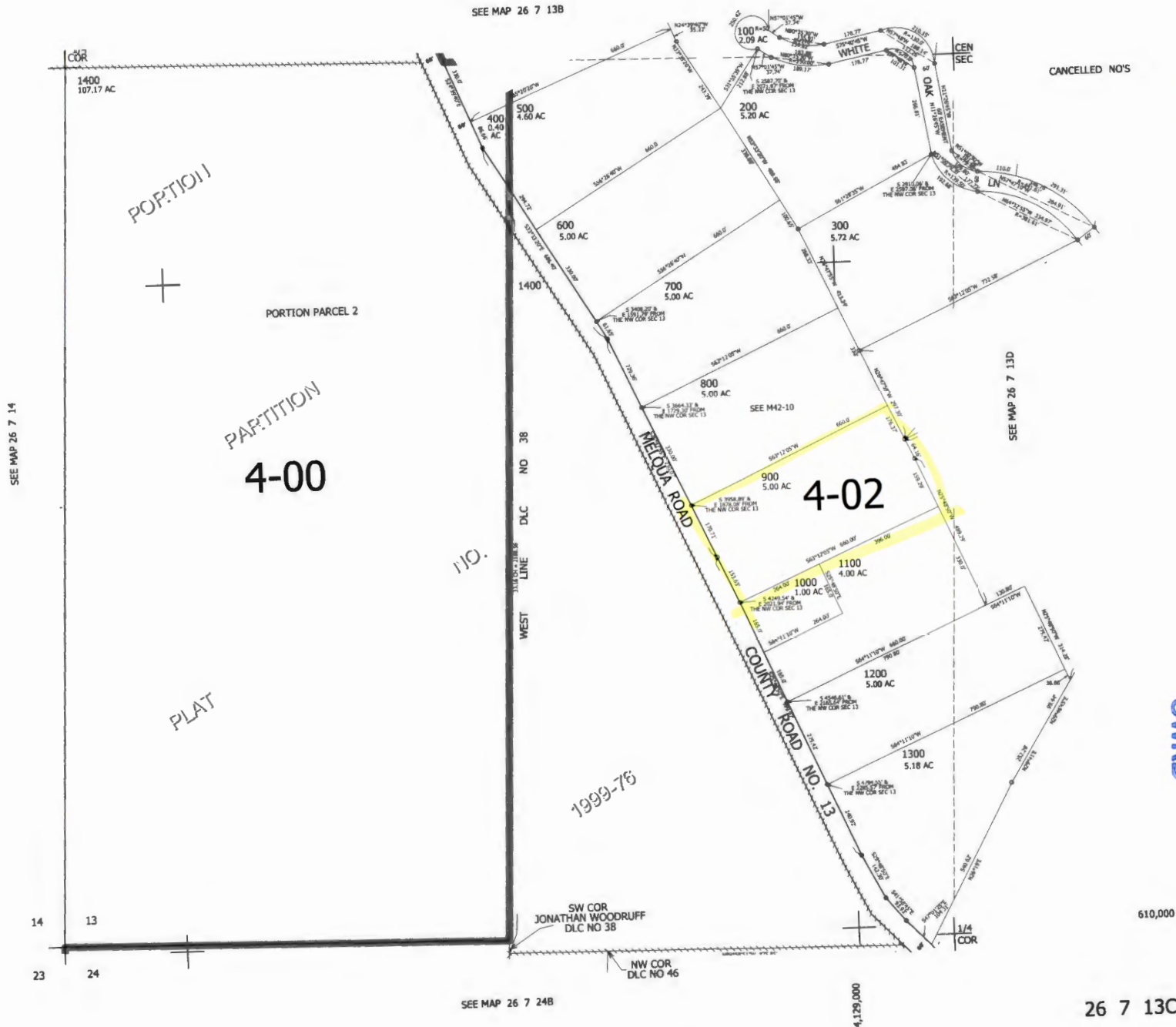


THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

SW1/4 SEC.13 T.26S. R.7W. W.M.
DOUGLAS COUNTY
1" = 200'

REVISED ON
9-23-99

26 7 13C



CANCELLED NO'S

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