

**CLAIM OF  
BENEFICIAL USE  
for Reservoir Permits by  
CWRE's (not self-certified)**



**Oregon Water Resources Department**  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

**A fee of \$200 must accompany this form for permits  
with priority dates of July 9, 1987, or later.  
Claims received without the correct fee of \$200 will be returned.**

**A separate form shall be completed for each permit.**

*In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.*

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:  
[http://www.oregon.gov/owrd/pages/wr/cwre\\_info.aspx](http://www.oregon.gov/owrd/pages/wr/cwre_info.aspx)

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:  
[http://www.oregon.gov/owrd/pages/mgmt\\_reimbursement\\_authority.aspx](http://www.oregon.gov/owrd/pages/mgmt_reimbursement_authority.aspx)

**SECTION 1  
GENERAL INFORMATION**

**1. File Information**

|                                 |                                            |                                                  |
|---------------------------------|--------------------------------------------|--------------------------------------------------|
| APPLICATION #<br><b>R-87853</b> | PERMIT # (IF APPLICABLE)<br><b>R-15293</b> | PERMIT AMENDMENT # (IF APPLICABLE)<br><b>N/A</b> |
|---------------------------------|--------------------------------------------|--------------------------------------------------|

2. Property Owner (current owner information)

|                                                                                  |                    |                                  |                        |
|----------------------------------------------------------------------------------|--------------------|----------------------------------|------------------------|
| APPLICANT/BUSINESS NAME<br><b>High Country Ranch Roads and Parks Association</b> |                    | PHONE No.<br><b>541-591-1856</b> | ADDITIONAL CONTACT No. |
| ADDRESS<br><b>PO Box 474</b>                                                     |                    |                                  |                        |
| CITY<br><b>Bly</b>                                                               | STATE<br><b>OR</b> | ZIP<br><b>97622</b>              | E-MAIL                 |

If the current property owner is not the permit holder of record, it is recommended that an assignment be filed with the Department. ***Each permit holder of record must sign this form.***

3. Permit holder of record (this may, or may not, be the current property owner)

|                                                 |       |     |
|-------------------------------------------------|-------|-----|
| PERMIT HOLDER OF RECORD<br><b>Same as above</b> |       |     |
| ADDRESS                                         |       |     |
| CITY                                            | STATE | ZIP |

|                                    |       |     |
|------------------------------------|-------|-----|
| ADDITIONAL PERMIT HOLDER OF RECORD |       |     |
| ADDRESS                            |       |     |
| CITY                               | STATE | ZIP |

4. Date of Site Inspection: **August 1, 2018**

5. Person(s) interviewed and description of their association with the project:

| NAME               | DATE                  | ASSOCIATION WITH THE PROJECT           |
|--------------------|-----------------------|----------------------------------------|
| <b>Keith Hicks</b> | <b>August 1, 2018</b> | <b>President of High Country Ranch</b> |

6. County: **Klamath**

7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

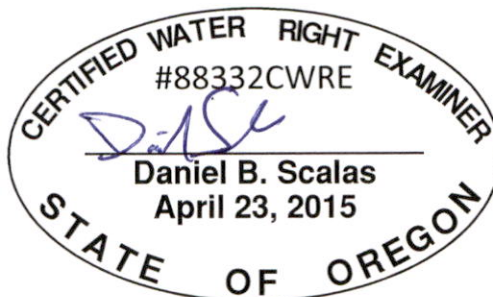
|                                                 |       |     |
|-------------------------------------------------|-------|-----|
| OWNER OF RECORD<br><b>Same as permit holder</b> |       |     |
| ADDRESS                                         |       |     |
| CITY                                            | STATE | ZIP |

Add additional tables for owners of record as needed

## SECTION 2 SIGNATURES

### CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



RENEWAL 06/30/20

|                                       |                                    |                        |                                                |
|---------------------------------------|------------------------------------|------------------------|------------------------------------------------|
| CWRE NAME<br><b>Daniel B. Scalas</b>  | PHONE NO.<br><b>(541) 884-4666</b> | ADDITIONAL CONTACT No. |                                                |
| ADDRESS<br><b>1435 Esplanade Ave.</b> |                                    |                        |                                                |
| CITY<br><b>Klamath Falls</b>          | STATE<br><b>OR</b>                 | ZIP<br><b>97601</b>    | E-MAIL<br><b>dscalas@adkinsengineering.com</b> |

### Permit Holder's of Record Signature or Acknowledgement

**Each** permit or transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

| SIGNATURE          | PRINT OR TYPE NAME | TITLE        | DATE           |
|--------------------|--------------------|--------------|----------------|
| <i>Keith Hicks</i> | <i>Keith Hicks</i> | <i>Pres.</i> | <i>10-8-08</i> |
|                    |                    |              |                |

### SECTION 3

### CLAIM DESCRIPTION

1. Reservoir source and, if from surface water, the tributary:

| RESERVOIR<br>NAME OR NUMBER | SOURCE          | TRIBUTARY   |
|-----------------------------|-----------------|-------------|
| O'Connors Puddle Reservoir  | Reservoir Creek | Meryl Creek |

2. Developed use(s), period of use, and rate for each use:

| RESERVOIR<br>NAME OR NUMBER    | USES                  | SEASON OR MONTHS<br>WHEN WATER<br>WAS APPROPRIATED<br>FOR STORAGE | VOLUME STORED<br>(AF) |
|--------------------------------|-----------------------|-------------------------------------------------------------------|-----------------------|
| O'Connors Puddle               | Recreation & Wildlife | 1/1 - 1/31, 3/1 - 5/31                                            | 46.1 AF               |
| Total Quantity of Water Stored |                       |                                                                   | 46.1 AF               |

3. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion to the reservoir:

Water is conveyed into O'Connors Puddle Reservoir by means of Reservoir Creek. Reservoir Creek flows into the reservoir at approximately Latitude 42.551720°, Longitude -121.093696°. From that location, water is used to fill the reservoir located in SE1/4 NE1/4, NE1/4 SE1/4, Section 7, & SW1/4 NW1/4, NW1/4 SW1/4, Section 8, T35S, R14E, W.M.

POD 1 is a dam located at NE1/4 SE1/4, Section 7, T35S, R14E, W.M.; 2,750' south and 580' west from the northeast corner, Section 7. A staff gage is located approximately 100' east of POD 1 within the reservoir. The outlet for the reservoir into Reservoir Creek is an 18" CMP conduit located at approximately Latitude 42.549966°, Longitude -121.097792°. The emergency spillway consists of two 25' long 36" CMP conduits at the south end of the reservoir at approximately Latitude 42.547318°, Longitude -121.094557°.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

4. Variations:

Was the use developed differently from what was authorized by the permit, permit amendment final order, or extension final order? If yes, describe below. NO

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

N/A

5. Claim Summary:

| RESERVOIR NAME OR # | MAXIMUM STORAGE AUTHORIZED<br>BY PERMIT (AF) | MAXIMUM STORAGE<br>DEVELOPED (AF) |
|---------------------|----------------------------------------------|-----------------------------------|
| O'Connors Puddle    | 83.4 AF                                      | 218.4 AF                          |

## SECTION 4

### SYSTEM DESCRIPTION

Are there multiple reservoirs?

**NO**

Reservoir Name or Number this section describes (only needed if there is more than one):

**O'Connors Puddle**

#### A. Reservoir Location

1. Is the reservoir on-channel?

**YES**

2. Provide dam outlet location and/or point of diversion(s).

| TWP  | RNG  | MER | SEC | QQ   | GLot | DLC | MEASURED DISTANCES                                          |
|------|------|-----|-----|------|------|-----|-------------------------------------------------------------|
| T35S | R14E | WM  | 7   | NESE |      |     | 2750 feet south and 580 feet west from NE corner, Section 7 |

**Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).**

#### B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport the water from the point(s) of diversion to the reservoir.

1. Is a pump used?

**NO**

6. Additional notes or comments related to the system:

N/A

#### C. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

**NO**

#### D. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

**NO**

#### E. Reservoir

1. Does the reservoir require the submittal of as-built plans and specifications?

**NO**

3. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 4 through 8.

| MAXIMUM DEPTH                                                                                                                                                | AVERAGE DEPTH | SURFACE AREA<br>(IN ACRES) | VOLUME<br>(IN ACRE FEET) |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|----------------------------|--------------------------|
| N/A – The reservoir stores more than 9.2 acre-feet of water, the dam is more than 10 feet in height, and as-built plans and specifications are not required. |               |                            |                          |

## SECTION 5

### CONDITIONS

All conditions contained in the permit, permit amendment, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

#### 1. Time Limits:

Permits and any extension final orders contain any or all of the following dates; the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or extension final order:

|                                   | DATE FROM PERMIT | DATE ACCOMPLISHED* | DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS |
|-----------------------------------|------------------|--------------------|---------------------------------------------------------------------------|
| ISSUANCE DATE                     | 1/18/2018        |                    |                                                                           |
| BEGIN CONSTRUCTION (A)            | 1/18/2023        | Prior to 7/1/1994  | Reservoir and dam constructed.                                            |
| COMPLETE CONSTRUCTION (B)         | N/A              | N/A                | N/A                                                                       |
| COMPLETE APPLICATION OF WATER (C) | 1/18/2023        | 1/1/2018           | Full beneficial use of water applied to reservoir.                        |

\* MUST BE WITHIN PERIOD BETWEEN PERMIT OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)?

NO

#### 3. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device?

YES

**Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation.**

b. Has a meter been installed?

NO

#### c. Meter Information

| POD/POA NAME OR # | MANUFACTURER | SERIAL # | CONDITION (WORKING OR NOT) | CURRENT METER READING | DATE INSTALLED |
|-------------------|--------------|----------|----------------------------|-----------------------|----------------|
| N/A               |              |          |                            |                       |                |

*If a meter has been installed, items 6d through 6g relating to this section may be deleted.*

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department?

YES

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

| NAME | TITLE | APPROXIMATE DATE |
|------|-------|------------------|
| N/A  |       |                  |

f. Measurement Device Description

| DEVICE DESCRIPTION | CONDITION<br>(WORKING OR NOT) | DATE INSTALLED |
|--------------------|-------------------------------|----------------|
| Staff gage         | Working                       | 7/25/2018      |

4. Recording and reporting conditions

a. Is the water user required to report the water use to the Department?

YES

b. Have the reports been submitted?

NO

| METHOD OF SUBMITTING REPORT<br>(PAPER OR ELECTRONIC) | WATER USER REPORTING ID |
|------------------------------------------------------|-------------------------|
|                                                      |                         |

If the reports have not been submitted, attach a copy of the reports if available.

5. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion?

NO

6. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

YES

**Reminder: If by-pass devices were required, the COBU map must indicate their location in relation to the point of diversion.**

b. Have by-pass device been installed?

NO

c. Describe the diversion works as related to whether a by-pass device is installed or unnecessary:

(Provide a letter from ODFW indicating the device is approved or is unnecessary. If there is no letter from ODFW, explain whether or not a by-pass device is necessary.)

| DESCRIPTION<br>(E.G. "ODFW HAS APPROVED THE BY-PASS DEVICE" OR "NO BY-PASS DEVICE IS NECESSARY BECAUSE THERE IS A DIRECT DIVERSION FROM THE STREAM VIA A PUMP ON RIVER LEFT STREAM BANK WITH FOOT VALVE DESCENDING DIRECTLY INTO NATURAL POOL.") IN ADDITION, YOU MAY ATTACH PHOTOS TO THIS CLAIM. | IF INSTALLED<br>(DATE) | IF INSTALLED, BY WHOM |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|-----------------------|
| No by-pass device is necessary because the area does not affect the habitat of fish or wildlife species. See Appendix E.                                                                                                                                                                           | N/A                    | N/A                   |

7. Other conditions required by permit, permit amendment final order, or extension final order

a. Was the water user required to restore the riparian area if it was disturbed?

YES

b. Was a fishway required?

YES

- |                                                                                   |           |
|-----------------------------------------------------------------------------------|-----------|
| c. Was submittal of a letter from an engineer required prior to storage of water? | <b>NO</b> |
| d. Was submittal of a water management and conservation plan required?            | <b>NO</b> |
| e. Other conditions?                                                              | <b>NO</b> |

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

- |                                                                                        |
|----------------------------------------------------------------------------------------|
| <p>a. <b>The riparian area was not disturbed.</b></p> <p>b. <b>See Appendix D.</b></p> |
|----------------------------------------------------------------------------------------|

## SECTION 6

### ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

| ATTACHMENT NAME   | DESCRIPTION                                                            |
|-------------------|------------------------------------------------------------------------|
| <b>Appendix A</b> | <b>Copy of Permit R-15293</b>                                          |
| <b>Appendix B</b> | <b>Final Proof Map (paper copy)</b>                                    |
| <b>Appendix C</b> | <b>Final Proof Map on Mylar</b>                                        |
| <b>Appendix D</b> | <b>ODFW Division 33 Application Review Sheet</b>                       |
| <b>Appendix E</b> | <b>Copy of Klamath County Tax Assessors Maps 35 14 7 &amp; 35 14 8</b> |

## SECTION 7

### CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

**The survey methods used for this Claim of Beneficial Use Map includes field measurements and Klamath County Tax Assessors maps 35 14 7 & 35 14 8.**

### Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

**(Reminder: Incomplete maps and/or claims may be returned.)**

- ☒ Map on polyester film.
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ N/A If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ N/A Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

**APPENDIX A**  
**Copy of Permit R-15293**

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STATE OF OREGON

COUNTY OF KLAMATH

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

HIGH COUNTRY RANCH ROADS & PARKS ASSOCIATION  
PO BOX 474  
BLY, OR 97622

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

APPLICATION FILE NUMBER: R-87853

SOURCE OF WATER: RESERVOIR CREEK, A TRIBUTARY OF MERYL CREEK

STORAGE FACILITY: O'CONNORS PUDDLE, AN ENLARGEMENT OF RESERVOIR  
CONSTRUCTED UNDER PERMIT R-5253

PURPOSE OR USE OF THE STORED WATER: RECREATION AND WILDLIFE

MAXIMUM VOLUME: 83.4 ACRE FEET EACH YEAR

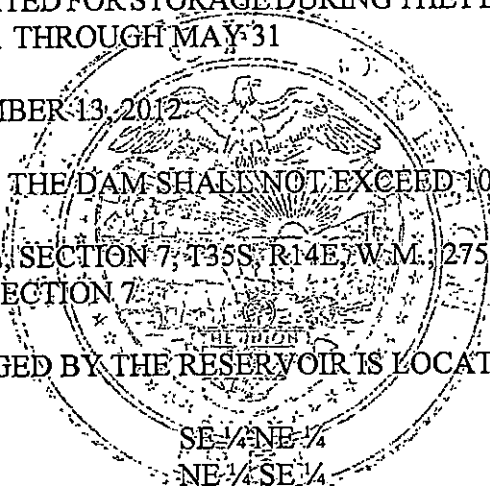
WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: JANUARY 1 THROUGH  
JANUARY 31 AND MARCH 1 THROUGH MAY 31

DATE OF PRIORITY: DECEMBER 13, 2012

THE MAXIMUM HEIGHT OF THE DAM SHALL NOT EXCEED 10.5 FEET.

DAM LOCATION: NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SECTION 7, T35S, R14E, W.M.; 2750 FEET SOUTH AND 580 FEET  
WEST FROM NE CORNER, SECTION 7

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:



SE  $\frac{1}{4}$  NE  $\frac{1}{4}$   
NE  $\frac{1}{4}$  SE  $\frac{1}{4}$   
SECTION 7

SW  $\frac{1}{4}$  NW  $\frac{1}{4}$   
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$   
SECTION 8

TOWNSHIP 35 SOUTH, RANGE 14 EAST, W.M.

Measurement Devices, and Recording/Reporting of Annual Water Storage Conditions:

- A. 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 shall be installed in the reservoir. If no dead-pool, the gage shall measure the full depth of the reservoir. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water stored each month, and shall submit a report which includes water-storage measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

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.

The permittee shall pass all live flow outside the storage season described above.

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.

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.

A fishway to ensure adequate upstream and downstream passage for fish is required for any in-channel obstruction, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission.

The permittee may be required in the future to install, maintain, and operate fish-screening devices to prevent fish from entering the proposed diversion.

### DAM CONDITIONS

Routine maintenance as described 690-020-0250 including, but not limited to, brush and tree removal and mowing or other control of other vegetation on the embankment and spillway; removal of burrowing animals and filling burrows; control of surface erosion; maintenance of freeboard and adequate crest width; ensuring nothing reduces spillway capacity; at least annual cycling of all valves, with lubrication as necessary; and ensuring cracked concrete structures have been properly patched, sealed, caulked or replaced to prevent deterioration.

The spillway shall not be altered without written approval from the State Engineer.

Repair or replacement of defective or worn out equipment (including but not limited to gates, valves, and conduits) shall be completed as needed.

The dam shall not be modified to increase water storage or reduce safety of the dam. Any modification that would increase storage shall require a new water right, design by an engineer, and approval by the State Engineer.

No valve shall be installed at the downstream end of the low level conduit, and the low level conduit shall not be operated in a pressurized condition unless approved plans and specifications include specifics for pressurized operations, including an operations manual and special inspections as necessary of pressurized conduits for the dam.

Flashboards shall not be used on this dam.

### STANDARD CONDITIONS

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.

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 decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

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.

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.

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.

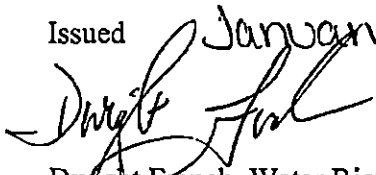
Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

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.

Within one year after storage of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

January 18, 2018

A handwritten signature in black ink, appearing to read "Dwight French", is written over the printed name and title.

Dwight French, Water Right Services Division Administrator  
for Thomas M. Byler, Director

**APPENDIX B**  
**Final Proof Map (paper copy)**

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# CLAIM OF BENEFICIAL USE AND FINAL PROOF MAP

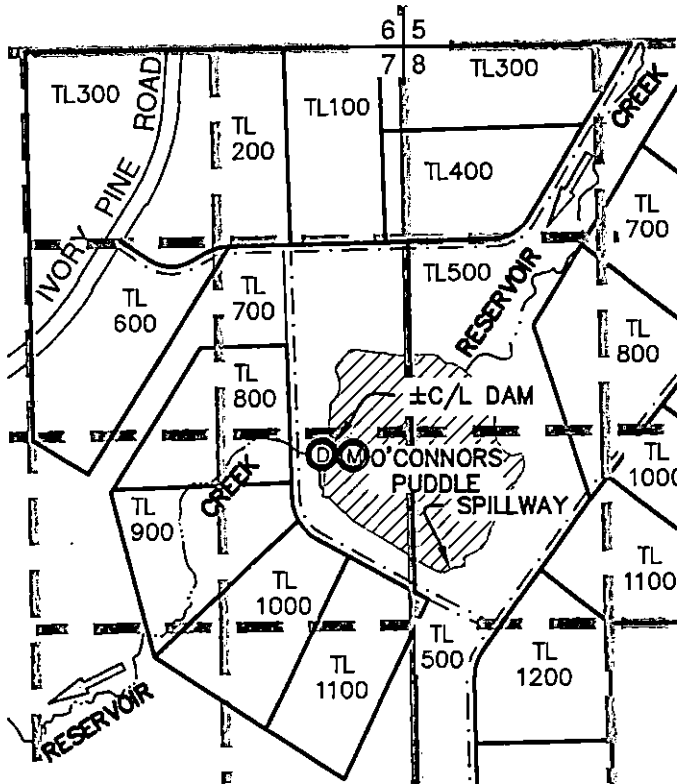
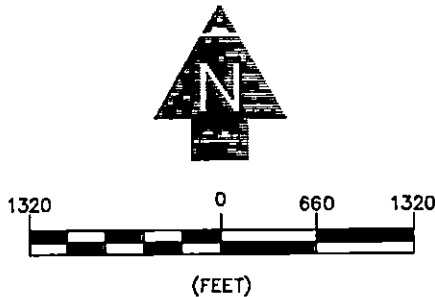
FOR  
HIGH COUNTRY RANCH ROADS  
AND PARKS ASSOCIATION

T35S, R14E SECTIONS 7 & 8 W.M.

KLAMATH COUNTY, OREGON

APPLICATION R-87853

PERMIT R-15293



## NOTES:

1. THIS MAP WAS PREPARED FROM NAIP 2005 AERIAL PHOTOGRAPH, KLAMATH COUNTY TAX MAPS AND OREGON GLO MAPS.
2. THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT ONLY, AND IS NOT INTENDED TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY LINES.
3. A PORTION OF THE STORAGE (11.0af.) IS PERMITTED UNDER CERTIFICATE 85821.
4. PROPOSED USE: RECREATION, FISH AND WILDLIFE.
5. THE DATE OF PRIORITY FOR THIS PERMIT IS JANUARY 18, 2018.

## LEGEND

|         |                           |
|---------|---------------------------|
|         | SECTION LINE              |
|         | 1/4 1/4 LINE              |
|         | TAX LOT LINE              |
|         | CANAL/CREEK               |
|         | ROAD EASEMENT LINE        |
|         | FLOW DIRECTION            |
|         | SECTION CORNER            |
| TL 0000 | TAX LOT NUMBER            |
|         | POINT OF DIVERSION        |
|         | SUITABLE MEASURING DEVICE |
|         | RESERVOIR                 |

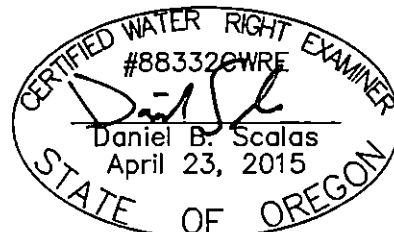
### C/L DAM TIE:

±2,750 SOUTH AND ±580'  
WEST FROM THE NE CORNER OF  
SECTION 7, T35S, R14E W.M.

*Keith Hicks*

OWNER SIGNATURE

OWNER SIGNATURE



RENEWAL 06/30/20

**ADKINS**

CONSULTING  
ENGINEERING, L.L.P.

Engineers ▲ Planners ▲ Surveyors

1435 Esplanade Ave. Klamath Falls, Oregon 97601 · (541) 884-4666 · FAX (541) 884-5335

Oregon · California

9/14/18

COBU

3122-01

**CLAIM OF BENEFICIAL USE  
AND FINAL PROOF MAP**

FOR  
HIGH COUNTRY RANCH  
ROADS AND PARKS ASSOCIATION  
T35S, R14E, SECTIONS 7 & 8 W.M.  
KLAMATH COUNTY, OREGON  
APPLICATION R-87853  
PERMIT R-15293

**APPENDIX C**  
**Final Proof Map on Mylar**

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**APPENDIX D**  
**ODFW Division 33 Application Review Sheet**

# ODFW DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the  
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: R 87853 Applicant's Name: HIGH COUNTRY RANCH ROADS AND PARKS ASSOC

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1) Will the proposed use occur in an area that may affect the essential habitat of sensitive, threatened, or endangered fish species?  
[690-33-330(1)]

☒ NO ☐ YES Species: Status: ☐ Sensitive ☐ Threatened ☐ Endangered

If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page.

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2) Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

3) Will the proposed use result in a LOSS in the essential habitat of THREATENED OR ENDANGERED SPECIES or a NET LOSS in the essential habitat of a SENSITIVE SPECIES? ☐ NO ☐ YES

A) Standard of NET LOSS applies to sensitive species statewide. [690-33-330(2)(b)]

B) Standard of LOSS applies to T or E species outside the Columbia Basin. [690-33-330(2)(a)]

4) Can conditions be applied to mitigate the impact to the essential habitat of a S, T or E species?

☐ NO; skip to question 6. ☐ YES

Which conditions are recommended? (select from Menu of Conditions)

5) If conditions cannot be identified to offset impacts to the essential habitat of S, T or E species, would the proposed use harm the species? ☐ NO ☐ YES [690-33-330(4)]

If YES, please explain:

6) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions)

7) Your recommendation under OAR 690-033-0330 (2): ☐ Approval with conditions  
☐ Approval without conditions  
☐ Denial

ODFW Representative signature:

Date:

WRD Contact: Caseworker: Water Rights Division, 503-986-0900 / Fax 503-986-0901

# ODFW PUBLIC INTEREST REVIEW SHEET

Application #: R 87853 Applicant's Name:

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1) Will the proposed use occur in an area that may affect the habitat of fish or wildlife species?

☒ NO (Sign form and return)

☐ YES Species:

Other:

Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

2) Will the proposed use result in a loss of habitat? ☐ NO ☐ YES

3) Can conditions be applied to mitigate the impact to the loss of habitat? ☐ NO ☐ YES

Which conditions are recommended? (select from Menu of Conditions)

4) If conditions cannot be identified to offset impacts to the habitat, would the proposed use harm the species? ☐ NO ☐ YES

If YES, please explain:

5) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions)

6) Your recommendation: ☐ Approval with conditions  
☒ Approval without conditions  
☐ Denial

ODFW Representative signature: *William Tinniswood* Date: 4-15-2013

WRD Contact: Caseworker: Water Rights Division, 503-986-0900 / Fax 503-986-0901

**APPENDIX E**  
**Copy of Klamath County Tax Assessors Maps**  
**35 14 7 & 35 14 8**

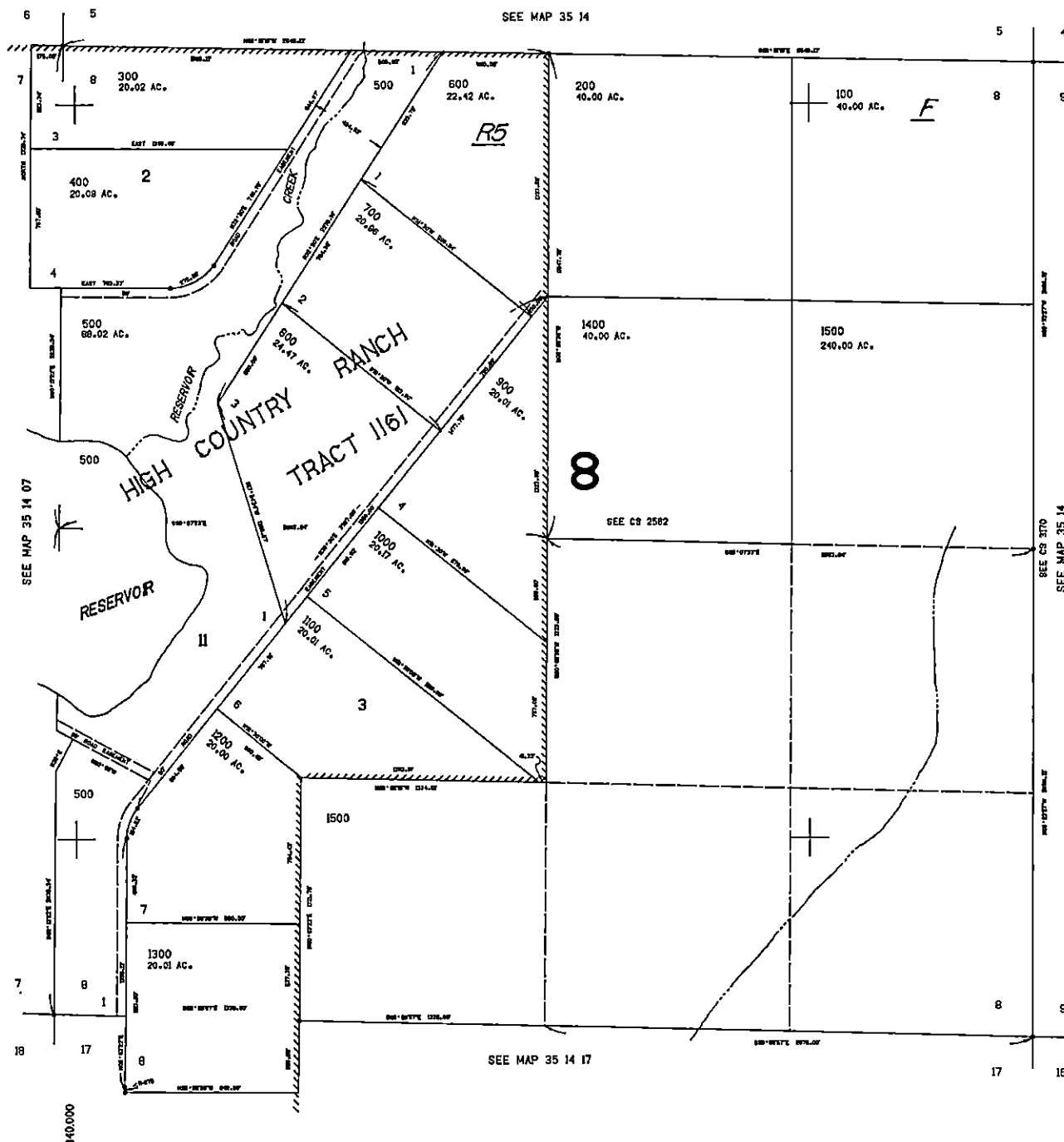
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THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY.

SECTION 08 T.35S. R.14E. W.M.  
KLAMATH COUNTY

1'-400'

35 14 08



321,000

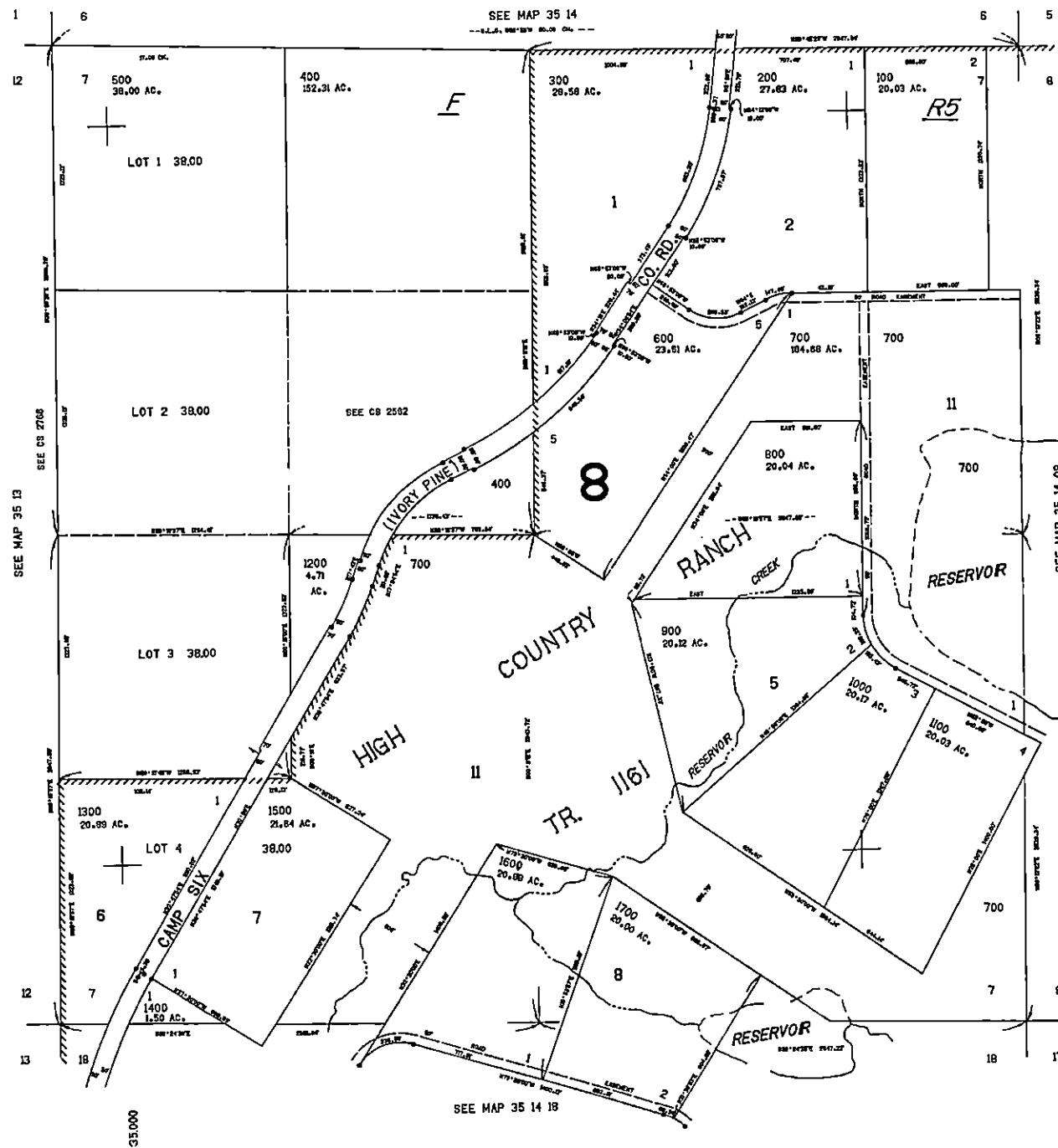
35 14 08

THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY.

SECTION 07 T.35S. R.14E. W.M.  
KLAMATH COUNTY

1"=400'

35 14 07



321001

35 14 07