

**CLAIM OF  
BENEFICIAL USE  
for Surface Water Permits  
claiming more than 0.1 cfs**



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

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**A fee of \$230 must accompany this form for permits  
with priority dates of July 9, 1987, or later.**

**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:  
<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Go to "Resources for Water Right Examiners (CWRE)" Page  
<https://www.oregon.gov/OWRD/programs/WaterRights/COBU/Pages/default.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 503-979-9103.

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  
<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

**SECTION 1  
GENERAL INFORMATION**

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**1. File Information:**

APPLICATION # <b>S-89186</b>	PERMIT # <b>S-55404</b>	PERMIT AMENDMENT # <b>T-</b>
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**2. Property Owner (current owner information):**

APPLICANT/BUSINESS NAME <b>JOHN AND PEGGY BLACK</b>		PHONE NO. <b>541.8631845</b>	ADDITIONAL CONTACT NO.	
ADDRESS <b>1229 NORTH OLD PACIFIC HIGHWAY</b>				
CITY <b>MYRTLE CREEK</b>	STATE <b>OR</b>	ZIP <b>97457</b>	E-MAIL <b><u>NANAPEGGY2@HOTMAIL.COM</u></b>	

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 or holder of record (this may, or may not, be the current property owner):**

PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

ADDITIONAL PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

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**4. Date of Site Inspection:**

**OCTOBER 5, 2022**

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
<b>JOHN BLACK</b>	<b>10/5/2022</b>	<b>PERMITTEE</b>

**6. County:**

**DOUGLAS**

**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(5)):**

OWNER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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**SECTION 2  
SIGNATURES**

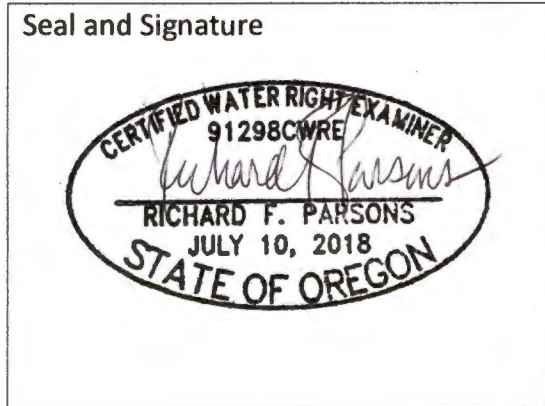
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CWRE Statement, Seal and Signature

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



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CWRE NAME <b>RICK PARSONS</b>		PHONE NO. <b>541.499.0257</b>	ADDITIONAL CONTACT NO. <b>303.667.5067</b>	
ADDRESS <b>1619 MINBAR RD</b>				
CITY <b>MDFORD</b>	STATE <b>OR</b>	ZIP <b>97501</b>	E-MAIL	

Permit Holder of Record Signature or Acknowledgement

***Each permit 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
	<b>JOHN BLACK</b>	<b>OWNER</b>	<b>10/30/2022</b>
	<b>PEGGY BLACK</b>	<b>OWNER</b>	<b>10/30/2022</b>

**SECTION 3  
CLAIM DESCRIPTION**

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**1. Point of diversion name or number:**

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)
POD #1

**2. Point of diversion source and tributary:**

POD NAME OR NUMBER	SOURCE	TRIBUTARY
POD #1	GALESVILLE RESERVOIR	COW CREEK

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

POD NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD #1	IRRIGATION	PASTURE	MAR – OCT	25.6 AF
Total Quantity of Water Used				25.6 AF

**4. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion to the place of use:**

**WATER FROM RIVER PASSES FISH SCREEN INTO 3" LAY FLAT PIPE ~30 FEET TO RIVER BANK THEN INTO 6" UNDERGROUND PVC PIPE ABOUT 300 LATERAL FEET TO A PUMP AND METER AND THEN TO. 3" RISERS AT 6 SEPARATE STATIONS ALONG 800 FEET OF IRRIGATED FIELDS. EACH STATION FEEDS A SET OF 20-3/4" IMPACT SPRINKLERS.**

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).

**5. Variations:**

Was the use developed differently from what was authorized by the permit, or permit amendment final order? If yes, describe below.

YES  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.")

--

**6. Claim Summary:**

POD NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD #1	25.6 AF	49 GPM	11 GPM	IRRIGATION	11.5	11.5

SECTION 4
SYSTEM DESCRIPTION

Are there multiple PODs?

YES NO

If "YES" you will need to copy and complete a separate Section 4 for each POD.

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

[Empty text box for POD Name or Number]

A. Place of Use

1. Is the right for municipal use?

YES NO

If "YES" the table below may be deleted.

Table with 10 columns: TWP, RNG, MER, SEC, QQ, GLOT, DLC, USE, IF IRRIGATION, # PRIMARY ACRES, IF IRRIGATION, # SUPPLEMENTAL ACRES. Rows include data for 29S 5W WM 33 NE NW, NW NW, and SE NW, with a total of 11.50 acres irrigated.

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (Glot), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, Glot, and 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 and apply the water from the point of diversion to the place of use.

1. Is a pump used?

YES NO

If "NO" items 2 through item 6 may be deleted.

2. Pump Information:

Table with 6 columns: MANUFACTURER, MODEL, SERIAL NUMBER, TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE), INTAKE SIZE, DISCHARGE SIZE. Row 1: HONDA, GX120, CCBPT-4340372, CENTRIFUGAL, 3", 3".

3. Motor Information:

Table with 2 columns: MANUFACTURER, HORSEPOWER. Row 1: HONDA, 3.2.

**4. Theoretical Pump Capacity:**

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
3.2	65	30'	0'	0.11

**5. Provide pump calculations:**

$$Q = (HP)(EFFICIENCY) / \text{TOTAL DYNAMIC HEAD} = (3.2 * 6.61) / [\text{LIFT (30)} + \text{HEAD } ((65/0.433) * 1.1)] = 0.11 \text{ CFS} / 48.7 \text{ GPM}$$

**6. Measured Pump Capacity:**

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
0 GALS	914000 GALS	12 HRS/WK * 12 WKS	0.0235 CFS AVERAGE (10.6 GPM)

Reminder: For pump calculations use the reference information at the end of this document.

**7. Is the distribution system piped?**

**YES** NO

If "NO" items 8 through item 13 may be deleted.

**8. Mainline Information:**

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3"	30 FT	LAYFLAT PIPE	ABOVE GROUND
6"	300 FT	PVC	BELOW GROUND
3"	800 FT	PVC	BELOW GROUND

**9. Lateral or Handline Information:**

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3/4"	800 FT	STEEL PIPE	ABOVE GROUND

**10. Sprinkler Information:**

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
3/4"	25 - 65	3 - 10	20	20	0.13 CFS - 0.45 CFS

Reminder: For sprinkler output determination use the reference information at the end of this document.

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**11. Drip Emitter Information: N/A**

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)

**12. Drip Tape Information: N/A**

DRIPPER SPACING IN INCHES	GPM PER 100 FEET	TOTAL LENGTH OF TAPE	MAXIMUM LENGTH OF TAPE USED	TOTAL TAPE OUTPUT (CFS)	ADDITIONAL INFORMATION

**13. Pivot Information: N/A**

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)

**C. Storage**

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)?

YES  NO

*If "NO", item 2 and 3 relating to this section may be deleted.*

**D. 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?

YES  NO

**E. 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?

YES  NO

**F. Additional notes or comments related to the system:**

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**SECTION 5  
CONDITIONS**

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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 use 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 permit extension of time:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	10/21/2022		
BEGIN CONSTRUCTION (A)	10/21/2027	MAR 2023	PIPING, LATERALS, SPRINKLERS INSTALLED
COMPLETE CONSTRUCTION (B)	10/21/2027	MAR 2023	
COMPLETE APPLICATION OF WATER (C)	10/21/2027	SUMMER 2023	WATER PUMPED FROM RIVER AND USED OVER FULL EXTENT OF PROPERTY

\* 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)?**

YES  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  NO

*If "NO", items b through f relating to this section may be deleted.*

**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.**

b. Has a meter been installed?

YES  NO

**c. Meter Information**

POD NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD #1	MICROMETER	22-07509-03	WORKING	91400 GALS	MAR 2023

**4. Recording and reporting conditions:**

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

YES  NO

**5. Fish Screening:**

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

YES  NO

*If "NO", items b through e relating to this section may be deleted.*



Reminder: If fish screening devices were required, the COBU map must indicate their location in relation to the point of diversion.

b. Has the fish screening been installed?

YES NO

c. When was the fish screening installed?

DATE	BY WHOM
MAR 2023	JOHN BLACK

Reminder: If the permit was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

d. If the diversion involves a pump and the total diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs) and the permit was issued prior to February 1, 2011:

- Has the self-certification form previously been submitted to the Department? NA YES NO

If not, go to <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx> complete and attach a copy of the 'ODFW Small Pump Screen Self Certification' form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

e. If the diversion does not involve a pump or the total diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted? NA YES NO

If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at: <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

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 NO

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**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>NO</b> |
| b. Was a fishway required?   | YES | <b>NO</b> |
| c. Was submittal of a water management and conservation plan required?           | YES | <b>NO</b> |
| d. Other conditions?   | YES | <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):

**SECTION 6  
ATTACHMENTS**

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

ATTACHMENT NAME	DESCRIPTION
ODFW LETTER	FISH SCREEN APPROVAL

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## 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.

**Based on GPS measurements. GPS position corroborated by review of multiple aerial photos.**

#### 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
- If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- 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 or appropriation
- 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

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# Oregon

Tina Kotek, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

October 11, 2023

John and Peggy Black  
1229 N Old Pacific Hwy  
Myrtle Creek, OR 97457

RE: Application S-89186; Permit S-55404

Dear Permit Holder,

On October 10, 2023, the Department received the Claim of Beneficial Use that you submitted for the above referenced file.

Enclosed you will find your check in the amount of \$230.00. We are returning your claim and check because the check wasn't signed.

If you have any additional questions, please feel free to contact me at 503-986-0801.

Sincerely,

Corie Lovrien  
Customer Service Representative  
Water Right Services Division

cc:

file S-89186

CWRE: Rick Parsons

Enclosures:

Claim and Check (1314)

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(541) 440-6264 Fax  
mlbariles@co.douglas.or.us

1036 SE Douglas, Rm. 300  
Roseburg, Oregon 97470

August 10, 2023

John Black  
1231 Old Pacific Hwy  
Myrtle Creek, OR 97475

Dear John,

Regarding OWRD water right Permit S-55404, ODFW has determined that the fish pump point-of-diversion meets current fish protection criteria, and fish bypass device necessary. Thank you.

Sincerely,



**Josh Kelsey**  
Screens & Passage Coordinator  
Oregon Dept. of Fish and Wildlife  
1495 E. Gregory Rd.  
Central Point, OR 97502  
Office (541)-857-2424  
Cell (541)-944-8557

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