

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



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

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

Use a separate form for each reservoir

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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME Christopher J & Pamela D Benson Revocable Trust Dated 10/31/2017		PHONE (HM) 714-488-4344	
PHONE (WK)	CELL 714-488-4344	FAX	
MAILING ADDRESS 1506 Darley Drive			
CITY Roseburg	STATE OR	ZIP 97471	E-MAIL * santa.cjb@gmail.com

Organization

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

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

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

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.)

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By my signature below I confirm that I understand:

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



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

	Christopher J. Benson	3/1/2024
Applicant Signature	Print Name and Title if applicable	Date
	Pamela D. Benson	3/1/2024
Applicant Signature	Print Name and Title if applicable	Date

SECTION 2: SOURCE OF WATER AND LOCATION OF RESERVOIR

Reservoir name:	Benson's Pond				
Source*:	Hillside Run Off	Tributary:	NA		
County:	Douglas				
Quantity:	1.23 Acre-Feet [length x width x depth / 43,560]				
Reservoir Location:	Township (N or S)	Range (E or W)	Section	Quarter-Quarter	Tax Lot #
	T27S	R6W	2	NENE	132
Maximum Height of Dam:	7 feet. If excavated write "zero feet."				

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

SECTION 3: WATER USE

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

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

SECTION 4: PROPERTY OWNERSHIP

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

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

List the names and mailing addresses of all affected landowners:

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SECTION 5: ENVIRONMENTAL IMPACT

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

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

Existing: Is this an existing reservoir? YES NO

If YES, how long has it been in place? 12-13 years.

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

If YES, how much? miles.

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

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

SECTION 6: WITHIN A DISTRICT

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

IRRIGATION DISTRICT NAME		ADDRESS	
CITY	STATE	ZIP	

SECTION 7: DESCRIPTION

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

Simple earthin dam with a 24" culvert. Dam is placed at the base of three hillsides and catches the water where the two channels of water converge.

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

See attached drawing and photo

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Roseburg, OR 97471**



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**Dam width is approximately 20' average
Pond is 190' wide and 7' tall
Culvert is 24" at approx 5' max depth**

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Watermaster Alternate Reservoir Application Review Sheet

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

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

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

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

Watermaster Name: S. Douthit

Watermaster Signature: [Signature] Date: 6/6/2024

NOTE: This completed form must be returned to the applicant

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WATER AVAILABILITY TABLE

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351 Basin: UMPQUA
 Exceedance Level: 50
 Time: 4:41 PM Date: 06/06/2024

Watershed

Nest ID	Number	Stream Name	JAN	FEB	MAR	APR		
MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	STOR
1	368	UMPQUA R > PACIFIC OCEAN - AT MOUTH	YES	YES	YES	YES		
2	73350	UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR	YES	YES	YES	YES		
3	31630301	UMPQUA R > PACIFIC OCEAN - AB WOLF CR	YES	YES	YES	YES		
4	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	YES	NO	NO	NO	NO

LIMITING WATERSHEDS

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351 Basin: UMPQUA
 Exceedance Level: 50
 Time: 4:41 PM Date: 06/06/2024

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Month	Limiting Watershed Available?	Water Stream Name Available	Net Water
			JUN 12 2024
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Monthly values are in cfs.

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

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JAN	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	3,610.0
FEB	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	3,780.0
MAR	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	3,940.0
APR	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	2,520.0
MAY	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	1,470.0
JUN	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	419.0
JUL	351	S UMPQUA R > UMPQUA R - AT MOUTH	NO	-63.3
AUG	351	S UMPQUA R > UMPQUA R - AT MOUTH	NO	-75.5
SEP	351	S UMPQUA R > UMPQUA R - AT MOUTH	NO	-59.1
OCT	31630301	UMPQUA R > PACIFIC OCEAN - AB WOLF CR	NO	-111.0
NOV	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	326.0
DEC	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	3,410.0
ANN	351	S UMPQUA R > UMPQUA R - AT MOUTH	YES	1,170,000

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DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368 Basin: UMPQUA
 Exceedance Level: 50
 Time: 4:41 PM Date: 06/06/2024

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

Monthly values are in cfs.

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

JAN	14,400.00	250.00	14,100.00	0.00
1,000.00	13,100.00			
FEB	15,000.00	258.00	14,700.00	0.00
1,000.00	13,700.00			
MAR	13,500.00	77.20	13,400.00	0.00
1,000.00	12,400.00			
APR	10,400.00	92.00	10,300.00	0.00
1,000.00	9,310.00			
MAY	6,990.00	121.00	6,870.00	0.00
1,000.00	5,870.00			
JUN	3,590.00	199.00	3,390.00	0.00
1,000.00	2,390.00			
JUL	1,860.00	234.00	1,630.00	0.00
750.00	876.00			
AUG	1,340.00	209.00	1,130.00	0.00
750.00	381.00			
SEP	1,290.00	175.00	1,120.00	0.00
750.00	365.00			
OCT	1,690.00	75.30	1,610.00	0.00
1,000.00	615.00			
NOV	5,110.00	132.00	4,980.00	0.00
1,000.00	3,980.00			
DEC	13,900.00	243.00	13,700.00	0.00
1,000.00	12,700.00			
ANN	5,350,000	124,000	5,230,000	0
679,000	4,550,000			

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
Basin: UMPQUA
Time: 4:41 PM
Date: 06/06/2024

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

JAN	180.00	0.00	14.90	7.03	0.23	4.89
1.95	41.40	250.00				
FEB	188.00	0.00	14.90	7.03	0.23	4.89
1.95	41.40	258.00				
MAR	4.68	2.13	14.90	7.03	0.23	4.90
1.95	41.40	77.20				
APR	3.23	18.70	14.60	7.03	0.23	4.89
1.95	41.40	92.00				
MAY	1.80	49.20	14.60	6.65	0.23	4.86
1.95	41.40	121.00				
JUN	0.58	81.40	62.10	6.65	0.23	4.83
1.78	41.40	199.00				
JUL	0.07	117.00	62.10	6.65	0.23	4.81
1.78	41.30	234.00				
AUG	0.02	92.30	62.10	6.56	0.23	4.79
1.77	41.30	209.00				
SEP	0.01	58.00	62.10	6.56	0.23	4.79
1.94	41.30	175.00				
OCT	0.01	5.82	14.60	6.56	0.23	4.81
1.94	41.30	75.30				
NOV	62.70	0.01	14.60	6.65	0.23	4.82
1.94	41.30	132.00				
DEC	174.00	0.00	14.60	6.73	0.23	4.87
1.95	41.40	243.00				

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND

CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
 Basin: UMPQUA
 Time: 4:41 PM
 Date: 06/06/2024

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

Monthly values are in cfs.

No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 368
 Basin: UMPQUA
 Time: 4:41 PM
 Date: 06/06/2024

Application

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

Monthly values are in

cfs.

MF368A	CERTIFICATE	1000.0	1000.0	1000.0	1000.0	1000.0	1000.0	750.0
750.0	750.0	1000.0	1000.00	1000.0				

MAXIMUM		1000.0	1000.0	1000.0	1000.0	1000.0	1000.0	750.0
750.0	750.0	1000.0	1000.0	1000.0				

DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

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UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350

Basin: UMPQUA

Exceedance Level: 50

Time: 4:41 PM

Date: 06/06/2024

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

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

JAN	11,400.00	246.00	11,200.00	0.00
FEB	12,000.00	256.00	11,700.00	0.00
MAR	11,300.00	75.90	11,200.00	0.00
APR	9,080.00	90.60	8,990.00	0.00
MAY	6,250.00	119.00	6,130.00	0.00
JUN	3,270.00	196.00	3,070.00	0.00
JUL	1,720.00	230.00	1,490.00	0.00
AUG	1,260.00	206.00	1,050.00	0.00
SEP	1,230.00	173.00	1,060.00	0.00
OCT	1,560.00	74.00	1,490.00	0.00
NOV	4,060.00	130.00	3,930.00	0.00
DEC	11,400.00	246.00	11,200.00	0.00
ANN	4,480,000	123,000	4,360,000	0

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
 Basin: UMPQUA
 Time: 4:41 PM
 Date: 06/06/2024

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

Monthly values are in cfs.

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JAN	177.00	0.00	14.90	6.91	0.23	4.00
1.83	41.40	246.00				
FEB	187.00	0.00	14.90	6.91	0.23	4.00
1.83	41.40	256.00				
MAR	4.47	2.13	14.90	6.91	0.23	4.01
1.83	41.40	75.90				
APR	3.08	18.60	14.60	6.91	0.23	4.00
1.83	41.40	90.60				
MAY	1.71	48.50	14.60	6.53	0.23	3.97
1.83	41.40	119.00				
JUN	0.55	79.50	62.10	6.53	0.23	3.94
1.66	41.40	196.00				
JUL	0.06	114.00	62.10	6.53	0.23	3.92
1.66	41.30	230.00				
AUG	0.01	89.90	62.10	6.44	0.23	3.90
1.65	41.30	206.00				
SEP	0.01	57.00	62.10	6.44	0.23	3.91
1.82	41.30	173.00				
OCT	0.00	5.73	14.60	6.44	0.23	3.92
1.82	41.30	74.00				
NOV	62.00	0.01	14.60	6.53	0.23	3.93
1.82	41.30	130.00				
DEC	177.00	0.00	14.60	6.61	0.23	3.98
1.83	41.40	246.00				

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DETAILED REPORT OF RESERVATIONS FOR STORAGE AND

CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
Basin: UMPQUA
Time: 4:41 PM
Date: 06/06/2024

Application

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

Monthly values are in cfs.

No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AB LITTLE MILL CR

Watershed ID #: 73350
Basin: UMPQUA
Time: 4:41 PM
Date: 06/06/2024

Application

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

cfs. Received by OWRD Monthly values are in

JUN 12 2024

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MF367A CERTIFICATE  525.0  525.0  525.0  525.0  525.0  525.0  525.0
525.0  525.0  525.0  525.00  525.0
MF368B CERTIFICATE  1000.0  1000.0  1000.0  1000.0  1000.0  1000.0  750.0
750.0  750.0  1000.0  1000.00  1000.0
IS73350A CERTIFICATE  1700.0  1700.0  1700.0  1700.0  1700.0  1700.0  1000.0
1000.0  1000.0  1560.0  1700.00  1700.0
.....
.....
MAXIMUM              1700.0  1700.0  1700.0  1700.0  1700.0  1700.0  1000.0
1000.0  1000.0  1560.0  1700.0  1700.0
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DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Exceedance Level: 50

Time: 4:41 PM

Date: 06/06/2024

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

JUN 12 2024

Storage is the annual amount at 50% exceedance

in ac-ft.

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JAN          9,950.00      203.00      9,750.00      0.00
  1,700.00      8,050.00
FEB          10,400.00      212.00      10,200.00      0.00
  1,700.00      8,490.00
MAR          10,000.00      33.20      9,970.00      0.00
  1,700.00      8,270.00
APR          8,280.00      45.20      8,230.00      0.00
  1,700.00      6,530.00
MAY          5,810.00      67.90      5,740.00      0.00

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

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Time: 4:41 PM

Date: 06/06/2024

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

Monthly values are in cfs.

JAN	176.00	0.00	13.90	6.65	0.23	3.73
	1.36	1.39	203.00			
FEB	184.00	0.00	13.90	6.65	0.23	3.73
	1.36	1.39	212.00			
MAR	4.17	1.75	13.90	6.65	0.23	3.73
	1.36	1.39	33.20			
APR	2.94	15.30	13.60	6.65	0.23	3.73
	1.36	1.39	45.20			
MAY	1.65	39.80	13.50	6.27	0.23	3.71

	1.36	1.39	67.90				
JUN	0.53		65.20	57.80	6.27	0.23	3.68
	1.36	1.39	136.00				
JUL	0.05		94.10	57.80	6.27	0.23	3.66
	1.36	1.34	165.00				
AUG	0.01		74.30	57.80	6.18	0.23	3.64
	1.35	1.34	145.00				
SEP	0.01		46.60	57.80	6.18	0.23	3.65
	1.35	1.34	117.00				
OCT	0.00		4.68	13.50	6.18	0.23	3.66
	1.35	1.34	31.00				
NOV	64.20		0.01	13.50	6.27	0.23	3.67
	1.35	1.34	90.60				
DEC	175.00		0.00	13.50	6.35	0.23	3.71
	1.36	1.39	202.00				

 DETAILED REPORT OF RESERVATIONS FOR STORAGE AND
 CONSUMPTIVE USE

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Received by OWRD

Basin: UMPQUA

JUN 12 2024

Time: 4:41 PM

Date: 06/06/2024

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 Application

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

 Monthly values are in cfs.

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 No Reservations were found for this Water

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

UMPQUA R > PACIFIC OCEAN - AB WOLF CR

Watershed ID #: 31630301

Basin: UMPQUA

Time: 4:41 PM

Date: 06/06/2024

 Application

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

Monthly values are in

cfs.

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

 DETAILED REPORT ON THE WATER AVAILABILITY

CALCULATION

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351

Basin: UMPQUA

Exceedance Level: 50

Time: 4:41 PM

Date: 06/06/2024

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

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Salem, OR

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JUN 12 2024

Salem, OR

Monthly values are in cfs.

Storage is the annual amount at 50% exceedance

in ac-ft.

JAN	4,390.00	182.00	4,210.00	0.00
	595.00	3,610.00		
FEB	4,560.00	189.00	4,370.00	0.00
	595.00	3,780.00		
MAR	4,550.00	18.90	4,530.00	0.00
	595.00	3,940.00		
APR	3,140.00	25.90	3,110.00	0.00
	595.00	2,520.00		
MAY	1,860.00	39.20	1,820.00	0.00
	350.00	1,470.00		
JUN	725.00	70.70	654.00	0.00
	235.00	419.00		
JUL	259.00	87.30	172.00	0.00
	235.00	-63.30		
AUG	146.00	75.50	70.50	0.00
	146.00	-75.50		
SEP	139.00	59.10	79.90	0.00
	139.00	-59.10		
OCT	211.00	17.00	194.00	0.00
	300.00	-106.00		
NOV	972.00	50.90	921.00	0.00
	595.00	326.00		
DEC	4,180.00	174.00	4,010.00	0.00
	595.00	3,410.00		
ANN	1,510,000	59,400	1,450,000	0
	300,000	1,170,000		

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351
 Basin: UMPQUA
 Time: 4:41 PM
 Date: 06/06/2024

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic
Agriculture	Other	Total				

 Monthly values are in cfs.

JAN	167.00	0.00	5.59	5.42	0.00	1.82
0.91	1.34	182.00				
FEB	174.00	0.00	5.59	5.42	0.00	1.82
0.91	1.34	189.00				
MAR	2.70	1.06	5.59	5.42	0.00	1.83
0.91	1.34	18.90				
APR	1.82	9.31	5.26	5.42	0.00	1.82
0.91	1.34	25.90				
MAY	1.07	23.80	5.25	5.04	0.00	1.81
0.91	1.34	39.20				
JUN	0.31	39.00	22.40	5.04	0.00	1.79
0.91	1.34	70.70				
JUL	0.00	55.80	22.40	5.04	0.00	1.78
0.91	1.34	87.30				
AUG	0.00	44.20	22.40	4.95	0.00	1.76
0.91	1.34	75.50				
SEP	0.00	27.80	22.40	4.95	0.00	1.76
0.91	1.34	59.10				
OCT	0.00	2.78	5.25	4.95	0.00	1.76
0.91	1.34	17.00				
NOV	36.60	0.00	5.25	5.04	0.00	1.77
0.91	1.34	50.90				
DEC	159.00	0.00	5.25	5.12	0.00	1.81
0.91	1.34	174.00				

DETAILED REPORT OF RESERVATIONS FOR STORAGE AND
 CONSUMPTIVE USE

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351
 Basin: UMPQUA
 Time: 4:41 PM
 Date: 06/06/2024

Received by OWRD

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 Salem, OR

Application

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

Monthly values are in cfs.

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

Availability Basin

DETAILED REPORT OF INSTREAM REQUIREMENTS

S UMPQUA R > UMPQUA R - AT MOUTH

Watershed ID #: 351
Basin: UMPQUA
Time: 4:41 PM
Date: 06/06/2024

Received by OWRD
JUN 12 2024

Application

Salem, OR

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

Monthly values are in

cfs.

.....
.....
MF349A CERTIFICATE 60.0 60.0 60.0 60.0 60.0 60.0 60.0 60.0
60.0 60.0 60.0 60.00 60.0
MF350A CERTIFICATE 350.0 350.0 350.0 350.0 275.0 225.0 150.0
90.0 90.0 300.0 400.00 350.0
MF351A CERTIFICATE 350.0 350.0 350.0 350.0 275.0 225.0 150.0
122.0 122.0 300.0 400.00 350.0
IS89024A PFO 595.0 595.0 595.0 595.0 350.0 235.0 235.0
146.0 139.0 211.0 595.00 595.0
IS89026A PFO 46.5 51.7 40.1 24.4 10.7 7.5 4.4
3.0 1.8 2.5 9.18 38.9
.....
.....
MAXIMUM 595.0 595.0 595.0 595.0 350.0 235.0 235.0
146.0 139.0 300.0 595.0 595.0

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name: <u>Christopher J & Pamela D Benson Revocable Trust</u>		Received
Address: <u>1506 Darley Drive, Roseburg OR. 97471</u>		APR 19 2024
Phone/Email: <u>santa.cjb@gmail.com / 714-488-4344</u>		OWRD
Reservoir Name: <u>Benson's Pond</u>	Received by OWRD	Volume (AF): <u>1.23</u>
Source: <u>Run Off</u>	JUN 12 2024	<input checked="" type="checkbox"/> in-channel
Basin Name: <u>Umpqua</u>	Salem, OR	<input type="checkbox"/> off-channel
Twp Rng Sec QQ: <u>27S 6W 2</u>		

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

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

1) Is the proposed project and AO¹ off channel?..... YES* NO
(if yes then proceed to #4; if no then proceed to #2)

**Based on available information, the proposed use does not appear to involve instream structures that would create or maintain an artificial obstruction. However, if the applicant creates or maintains an artificial obstruction to fish passage for the proposed use, the applicant will need to address Oregon's fish passage laws.*

2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
(if yes then proceed to #3; if no then proceed to #4)

3) If NMF are or were historically present:
a. Is there an ODFW-approved fish-passage plan?..... YES NO
b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

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

4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO
Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)
 Any diversion or appropriation of water for storage during the period June through November poses a significant detrimental impact to existing fishery resources. *(For example, if diversion of water for storage*

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

² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

Applicant Name: Christopher J & Pamela D Benson Revocable Trust ODFW Review Review Date:4/12/2024
during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.) If NMF fish are present at the project site or point

of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.

- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

ESA-listed fish (Coho Salmon), state sensitive species (spring Chinook Salmon, Pacific Lamprey, and Umpqua Chub), and other game fish (winter steelhead and fall Chinook Salmon) are present in the South Umpqua River during the period of impact. Instream flows to fulfill C59955 for aquatic life are not being met partially or wholly during the period of impact. ODFW recommends the following biologically necessary flows be available to protect public uses:

South Umpqua River at the mouth

JAN	__ cfs	APR	__ cfs	JUL	__ cfs	OCT	545.2 cfs
FEB	__ cfs	MAY	__ cfs	AUG	235 cfs	NOV	__ cfs
MAR	__ cfs	JUN	__ cfs	SEP	257.4 cfs	DEC	__ cfs

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Umpqua River at the Mouth

JAN	1961 cfs	APR	1961 cfs	JUL	1154 cfs	OCT	1961 cfs
FEB	1961 cfs	MAY	1961 cfs	AUG	1154 cfs	NOV	1961 cfs
MAR	1961 cfs	JUN	1961 cfs	SEP	1154 cfs	DEC	1961 cfs

Based on parameters assessed by ODFW, instream flows are currently below those essential to support the biological needs of an existing fishery resource during July-November. The proposed use will diminish physical habitat and alter the flow regime to which fish are naturally adapted, negatively affecting their distribution, productivity, and abundance. Therefore, a further reduction in flow or alteration of habitat from the proposed use would impair or be detrimental to an existing fishery resource and/or their habitat without appropriate conditions and/or mitigation.

In addition, ODFW reviewed available information (Umpqua Basin Total Maximum Daily Load (TMDL); DEQ) regarding water quality impairment and determined that the proposed use would impair water quality that supports existing fishery resources (e.g., habitat) at or downstream of the Point of Diversion. DEQ has identified water quality impairments for dissolved oxygen, temperature, and biological criteria in the South Umpqua River. Both temperature and dissolved oxygen are related to flow modifications and water withdrawals, and both, when combined with reduced streamflow, can increase stress on aquatic life while a biocriteria impairment is an indicator of the overall biological condition of the waterbody. Consequently, ODFW recommends that because the proposed use, including any releases throughout the year from the reservoir to waters of the state (see "Water Quality" condition below), would impair water quality that supports existing fishery resources (e.g., habitat) at or downstream of the Point of Diversion that the water use also be restricted during June through September.

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Impairment to Fishery Resource	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Water Quantity												
Water Quality												

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?

NO (explain) YES (select from Menu of Conditions on next page)

See applicable conditions selected from "Menu of Conditions" on next page

ODFW recommends the season of use be restricted to coincide with the period December through May or the proposed use be mitigated prior to issuance of a Proposed Final Order for any use outside of this period. Without appropriate mitigation and/or conditions, a further reduction in flow or alteration of habitat from the proposed water use will result in a significant detrimental impact to an existing fishery resource.

Janna Stevens Digitally signed by Janna Stevens
Date: 2024.04.12 07:42:59 -07'00'

ODFW Signature: _____

Print Name: Janna Stevens

ODFW Title: Water Planning Coordinator

Date: 4/12/2024

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

Revised 10/4/12; reformatted 5/12/20

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MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND ODA

Revised May 12, 2020, March 25, 2021

Use this menu to identify appropriate conditions to be included in the permit:

- 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, including through irrigation practices and the management of any livestock, 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.
- b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.
- b5** The water user shall install and maintain adequate treatment facilities meeting Oregon DEQ requirements to remove sediment before returning the water to the stream.
- b51a** The period of use has been limited to December through May.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.
- blv:** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.
- Bypass Flows:** Per 690-410-0070 (2)(c), the following flows shall be bypassed or passed through the reservoir during the filling season:
- 1) When the biologically necessary flows identified below are not available immediately upstream of the impacted area, the permittee shall pass all live flow downstream at a rate equal to the inflow, minus the amount of mitigation water provided upstream, if applicable, and
 - 2) When the biologically necessary flows identified below are available immediately upstream of the impacted area, the permittee shall pass flow downstream at a rate equal to or greater than the biologically necessary flows.
- Once the reservoir has reached the permitted volume, all live flow shall be passed downstream at a rate equal to the inflow.
- The permittee shall quantify and document inflow and outflow and maintain the bypass flows for the life of the permit and subsequent certificate per the approved Bypass Plan. The bypass flow data shall be available upon request by the Oregon Water Resources Department, Oregon Department of Fish and Wildlife, Oregon Department of Environmental Quality, or Oregon Department of Agriculture.
- fence:** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- fishapprove:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishmay:** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.
- fishpass:** As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.
- fishself:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee

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OWRD

Applicant Name: Christopher J & Pamela D Benson Revocable Trust ODFW Review Review Date:4/12/2024

shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

- Fish Stocking:** Per ORS 498.222 and OAR 635-007-0600, all persons transporting live fish in Oregon shall have a Fish Transport Permit (FTP) issued by the Oregon Department of Fish and Wildlife (ODFW). The permittee shall not stock fish in the reservoir without an FTP approved by ODFW. As part of the FTP permitting process, the permittee may be required to screen the inlet and outlet of the reservoir to ensure that fish cannot escape into public waters and/or to keep wild fish from entering the reservoir.
- futile call:** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the type here River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- 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 – Sep 15 unless an alternate time period is approved by the Oregon Department of Fish and Wildlife.
- Live Flow:** Once the allocated volume has been stored, permittee shall pass all live flow downstream at a rate equal to inflow, using methods that protect instream water quality.
- 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.
- On-Channel Reservoir:** The permittee shall design and operate the water storage facility such that all waters within and below the reservoir meet water quality criteria. The permittee shall develop a reservoir operations plan that details how water quality criteria and standards will be met. A Certified Water Rights Examiner shall verify that the reservoir operations are consistent with the plan before a certificate is issued. The reservoir operator shall maintain a copy of the plan and make it available for review upon request.
- riparian:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.
- Water Quality:** 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.
- wq:** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

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Land Use Information Form Salem, OR



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

NAME Christopher J. & Pamela D. Benson Revocable Trust			PHONE 714-488-4344	
MAILING ADDRESS 1506 Darley Drive				
CITY Roseburg	STATE OR	ZIP 97471	EMAIL santa.cjb@gmail.com	

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	XX	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:		Proposed Land Use:	
T27S	R6W	W	NWN W	132	RR-5	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Douglas

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

Source of water: Reservoir/Pond Ground Water Surface Water (name) Runoff

Estimated quantity of water needed: 1.23 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)

Municipal Quasi-Municipal Instream Other _____

Briefly describe:

	Received APR 19 2024
--	---------------------------------------

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the back of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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For Local Government Use Only

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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.

APR 19 2024

Please check the appropriate box below and provide the requested information

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Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 3.8.050.10

Land uses to be served by the proposed water use(s), 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:	
Received by OWRD		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
JUN 12 2024		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
Salem, OR		<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 Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Name: Kathy Wall Title: Senior Planner
 Signature: Kathy Wall Date: 4-16-24
 Governmental Entity: Douglas County Phone: 541-440-4289

Receipt Acknowledging Request for Land Use Information	
Note to Local Government Representative: Please complete this form and return it to the applicant. For new water right applications <u>only</u> , if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.	
Applicant Name: _____	
Staff Name: _____	Title: _____
Staff Signature: _____	Date: _____
Governmental Entity: _____	Phone: _____

SECTION 1 - TO BE FILLED OUT BY APPLICANT (may be filled in electronically using Tab key to move to each field)

1. Applicant Name/Property Owner: Christopher J. Benson and Pamela D. Benson Revocable Trust Dated
 Mailing Address: 1506 Darley Drive Telephone: 714-488-4344
 City: Roseburg State: OR Zip: 97471

2. Property Information:
 County: Douglas Tax Lot Number: 132
 Township: T27S Range: R06W Section: w
 Property Address: 1506 Darley Drive, Roseburg, OR 97471
 Block: Lot: Subdivision Name (if applicable):

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 JUN 12 2024

3. This proposed facility is for:
 An individual, single-family dwelling.
 Other. Describe the type of development, business, or facility and the provided services: Salon, OR

4. Permit or approval being requested:
 On-site construction-installation permit for: New construction Repairs Alterations
 Non-water-carried facility requests (for example, pit privy/vault toilet for camp grounds).
 On-site Authorization Notices for: Replacement of dwelling Bedroom addition
 Other changes in land use involving potential sewer flow increases

Planning

SECTION 2 - TO BE FILLED OUT BY CITY OR COUNTY PLANNING OFFICIAL

5. The proposed facility is located: inside city limits inside UGB outside UGB
 If inside the UGB, the proposed facility is subject to:
 City jurisdiction County jurisdiction Shared city/county jurisdiction

DOUGLAS COUNTY PLANNING DEPARTMENT
 ROOM 106, JUSTICE BUILDING
 DOUGLAS COUNTY COURTHOUSE
 ROSEBURG, OR 97470

6. Property Zoning: 5R Zoning Minimum Parcel Size: 5 acres

7. Is a public notice and hearing required? Yes No Hearing Date: N/A

8. Does the proposed facility comply with all applicable local land use requirements: Yes No
 Comments: LUDO 3.8, 000

9. Planning Official Signature: [Signature]
 Print Name: Reese Carson Title: Planning Tech III
 Telephone No.: 541-440-4289 Date: 12-13-23

* Planning Official Signature: _____
 Print Name: _____ Title: _____
 Telephone No.: _____ Date: Received

* Both city and county planning officials may need to sign if use is within a UGB.

APR 19 2024

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Douglas County Official Records 2022-004501
Daniel J. Loomis, County Clerk 03/03/2022 08:23:04 AM
DEED-WD Cnt=1 Sln=33 HAJOHNST \$101.00
\$20.00 \$11.00 \$10.00 \$60.00

DOUGLAS COUNTY CLERK



Received by OWRD
JUN 12 2024
Salem, OR

CERTIFICATE PAGE

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

THIS PAGE MUST BE INCLUDED IF DOCUMENT IS RE-RECORDED

RECEIVED Received
MAR 05 2024 APR 19 2024
OWRD OWRD

E-RECORDED simplified

ID: 2022-0045201

County: Douglas, OR

Date: 3/3/22 Time: 8:23:04AM

WARRANTY DEED

TITLE OF DOCUMENT

Christopher J. Benson and Pamela D. Benson, husband and wife, as tenants by the entirety, Grantor, conveys and warrants to Christopher J. Benson and Pamela D. Benson, Trustee of the Christopher J. Benson and Pamela D. Benson Revocable Trust Dated October 31, 2017, Grantee, the following described real property free of encumbrances except as specifically set forth herein, situated in the County of Douglas, State of Oregon:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

Tax Account No.: Property ID No.: R71140; Map ID No.: 27060200107

Prior Recorded Document Reference: **Statutory Warranty Deed: Recorded November 06, 2018; Doc. No. 2018-017940**

- Subject To:
1. Taxes for the Current fiscal year, paid current
 2. Restrictions, Conditions, Covenants, Rights, Rights of Way and Easements now of Record, if any

Encumbrances (if none, so state): All those items of record, if any, as of the date of this deed, and ~~\$242,329.37~~ none.

The true consideration for this conveyance is: OTHER VALUE WAS THE WHOLE CONSIDERATION

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Dated this 21st day of January, 2022. If a corporate grantor, it has caused its name to be signed by order of its Board of Directors.

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.

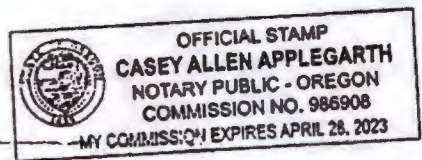
[Signature]
Christopher J. Benson

[Signature]
Pamela D. Benson

STATE OF Oregon
COUNTY OF Douglas ³³

This instrument was acknowledged before me this 21st day of January, 2022, by Christopher J. Benson and Pamela D. Benson.

NOTARY STAMP/SEAL



Before Me: [Signature]
NOTARY PUBLIC- STATE OF Oregon
My Commission Expires: 4/26/23

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EXHIBIT "A"
LEGAL DESCRIPTION

**ALL THAT REAL PROPERTY SITUATED IN THE COUNTY OF DOUGLAS, STATE OF OREGON,
DESCRIBED AS FOLLOWS:**

PARCEL A:

**PARCEL 1 AND PARCEL 2 OF PARTITION PLAT 2015-0001, SURVEYOR'S RECORDS OF
DOUGLAS COUNTY, OREGON, RECORDER'S INSTRUMENT NO. 2015-002559.**

PARCEL B1:

**AN EASEMENT FOR INGRESS AND EGRESS, RECORDED FEBRUARY 4, 1977, IN BOOK 624
AT PAGE 383, AS INSTRUMENT NO. 77-02157.**

PARCEL B2:

**AN EASEMENT FOR INGRESS AND EGRESS, AS SHOWN ON MLP 1991-0049, RECORDED
SEPTEMBER 4, 1991 AS INSTRUMENT NO. 91-013945.**

PARCEL B3:

**AN EASEMENT FOR INGRESS AND EGRESS, RECORDED MARCH 10, 2014 AS INSTRUMENT
NO. 2014-003968.**

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Application Completeness Checklist

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

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

14. Fees: Are the appropriate fees included? Use this fee calculator to determine the application fees:

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

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