

STATE OF OREGON
COUNTY OF WASHINGTON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAKESHORE ESTATES HOA
PO BOX 91053
PORTLAND OR 97291-0053

confirms the right to store water perfected under the terms of Permit R-14806. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-87509

SOURCE: WILLOW CREEK, TRIBUTARY TO BEAVERTON CREEK

STORAGE FACILITY: NORTH

PURPOSE or USE: MULTIPLE PURPOSE

MAXIMUM STORAGE VOLUME: 1.16 ACRE FEET

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

DATE OF PRIORITY: AUGUST 5, 2009

DAM LOCATION / POINT OF APPROPRIATION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	1 W	WM	28	SW SW	165 FEET SOUTH AND 520 FEET WEST FROM NE CORNER, SWSW, SECTION 28

The area submerged by this reservoir is as follows:

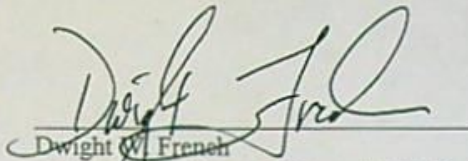
Twp	Rng	Mer	Sec	Q-Q
1 N	1 W	WM	28	SW SW

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

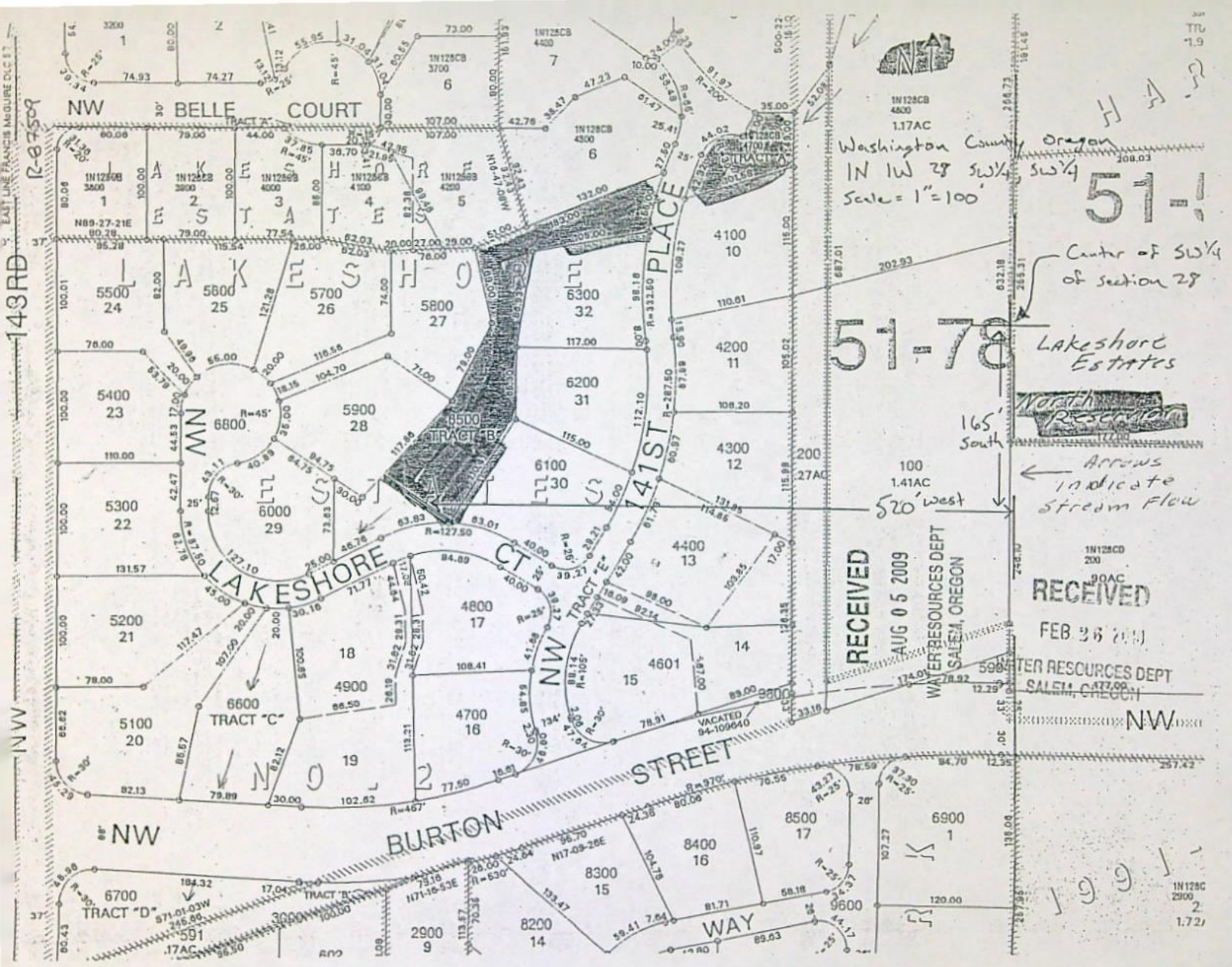
12. The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Issued JUN 04 2010



Dwight W. French
Administrator Water Rights and Adjudications, for
Phillip C. Ward, Director
Water Resources Department







Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

Date Mailed: June 4, 2010

NOTICE OF CERTIFICATE ISSUANCE

Attached are certificates that confirm water rights established under the terms of permits issued by this Department. The water rights are now appurtenant to the specific place where the use was established as described by the certificates. The water rights are limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificates.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the qualifying contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership of the appurtenant place of use. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Gerry Clark at 503-986-0811

Mailing List for Certificate

Scheduled Mailing Date:

Application: R-87509

Permit: R-14806

Certificate: 86325

Permit/Certificate Holder:

LAKESHORE ESTATES HOA ✓
PO BOX 91053
PORTLAND OR 97291-0053

<p>Copies Mailed</p> <p>by <u>Cornie Vance</u> (STAFF)</p> <p>on: <u>JUN 04 2010</u> (DATE)</p>
--

Copies of Final Certificate to be sent to:

1. Watermaster District 18 ✓
2. Data Center (include copy of map) ✓
3. Water Availability ✓
4. Vault ✓
5. File ✓

Other persons to receive copies: (include map):

- 1.

Oregon

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

ADJ & WR

ADDRESS SERVICE REQUESTED

R-87509
LAKESHORE ESTATES HOA
JACK GILLELAND
PO BOX 91053
PORTLAND OR 97291

Issue: PROPOSED
 CERTIFICATE # _____
Rate or Duty: _____

Certificate Checklist for Qualifying Reservoirs Under ORS 537.409 (10) (11)(COBU by Permittee) (Must be less than 9.2 acre feet)

File No.: R87509 Permit No. R14806

Date: 2/26/2010

Reviewer: Connie Vance

Secondary Permit?: YES NO, (If Yes, Self Certification Cannot Be Allowed, COBU For Both Reservoir and Secondary Must Be Performed By a CWRE)

Written Affidavit?: YES NO

Affidavit signed by permittee? YES NO (Must be Signed by Permittee. If no, Assignment may be needed)

Reservoir Dimensions Included YES NO

The Maximum Capacity of the Reservoir in Acre Feet*: 1.16 Permit = 1.16
(If less than permit, issue PROPOSED)

Map Included (Must Identify Location of the Reservoir)* YES NO

Reservoir Name North Reservoir

Township* 1N Range* 1W Section* 28 00* SW SW

Survey Coordinates on Map match Permit? YES NO Differences? _____

WM Dist. 18

* must match final certificate

Application No. R 87509
Permit No. R 14806
Applicant Name Lakeshore Estates HOA

**CLAIM OF BENEFICIAL USE FOR:
RESERVOIRS STORING LESS THAN 9.2 ACRE FEET
AND WITH NO SECONDARY SURFACE WATER STORAGE PERMIT
(permitted through ORS 537.409 Alternate Reservoir Permit Process)**

Note: To receive a certificate of water right, this form should be completed within one year from the date that construction of the reservoir is complete, or within one year from the date that complete application of water for beneficial use is made.

1) Reservoir dimensions:

490' x 50'

2) Maximum capacity of reservoir in acre-feet:

1.16 Acres

3) Attach a map identifying the reservoir location. You may attach a copy of the application map, or submit a map prepared to the standard described on the reverse side of this form (OAR 690-310-0050). Preparation of the map by a Certified Water Rights Examiner is not required for this type of permit.

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

Signature Paul Deland Date 2/18/10

Address Lakeshore Estates HOA
PO Box 91053
Portland, Ore. 97291

If you have questions regarding this form, please contact Water Rights Information at Oregon Water Resources Department 503-986-0801.

Upon completion of this form and map, please mail it to:

Oregon Water Resources Department
725 Summer Street, Suite A
Salem OR 97301-1266

A fee of \$150 must accompany this form. The Claim will be returned if the fee is not included. (ORS 536.050(1)(x))

RECEIVED

FEB 26 2010

**WATER RESOURCES DEPT
SALEM, OREGON**

MAP REQUIREMENTS - OAR 690-310-0050

- (1) Each application shall be accompanied by a map or drawing which shall be considered a part of the application.
- (2) Maps submitted with water use applications shall meet the following criteria:
 - (a) The application map, which is made part of the record, shall be of permanent quality and drawn in ink or otherwise printed in an indelible form with sufficient clarity so as to be easily reproduced;
 - (b) Maps shall be drawn on good-quality paper. If the map is larger than 11 inches by 17 inches, four copies must be submitted or the map must be drawn on tracing linen, tracing vellum or mylar;
 - (c) All maps shall be drawn to a standard, even scale of not less than 4 inches = 1 mile. All maps must include the scale to which the map is drawn and a north directional symbol.
- (3) A platted and recorded subdivision map, deed description survey map or county assessor may be submitted as the application map if all of the required information is clearly shown.
- (4) Each copy of the map shall show clearly each of the following requirements that apply to the proposed appropriation:
 - (a) The location of each diversion point, well, or dam by reference to a recognized public land survey corner. The locations may be shown by distance and bearing or by coordinates (distance north or south and distance east or west from the corner);
 - (b) The location of main canals, ditches, pipelines, or flumes;
 - (c) The location of the place where water is to be used identified by tax lot, township, range, section and nearest quarter-quarter section along with a notation of the acreage of the proposed place of use, if appropriate. The Department also shall accept any locational coordinate information that the applicant may wish to provide, including latitude and longitude as established by a global positioning system. If for irrigation, the area to be irrigated in each quarter-quarter of a section shall be indicated by shading or hatchuring and the number of acres in each quarter-quarter section, donation land claim, government lot or other recognized public land survey lines indicated.

STATE OF OREGON
 COUNTY OF WASHINGTON
 PERMIT TO STORE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

LAKESHORE ESTATES HOA
 PO BOX 91053
 PORTLAND OR 97291-0053

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

APPLICATION FILE NUMBER: R-87509

SOURCE OF WATER: WILLOW CREEK, TRIBUTARY TO BEAVERTON CREEK

STORAGE FACILITY: NORTH

MAXIMUM VOLUME: 1.16 ACRE FEET

DATE OF PRIORITY: AUGUST 5, 2009

WATER MAY BE APPROPRIATED AS FOLLOWS: NOVEMBER 1 THROUGH MAY 31

USE: MULTIPLE PURPOSE

Dam Location/Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	1 W	WM	28	SW SW	165 FEET SOUTH AND 520 FEET WEST FROM NE CORNER, SWSW, SECTION 28

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
1 N	1 W	WM	28	SW SW

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order, and shall allow the watermaster access to the device(s). The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used, and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use, and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative 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.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

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.

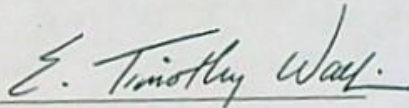
This permit allows an annual appropriation (not to exceed the specified volume). This permit does not provide for the appropriation of water for out-of-reservoir uses, the maintenance of the water level or maintaining a suitable freshwater condition. If any water is to be used for out-of-reservoir purposes, a secondary water right is required. If any additional live flow is to be appropriated to maintain either the water level or a suitable freshwater condition, an additional water right is required.

STANDARD CONDITIONS

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. 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.
3. 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.
4. 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.
5. 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 Chapter 635, Division 415, shall be followed.
6. The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

7. If the volume of the completed reservoir is 9.2 acre feet or more and a dam is used to impound the water, the height of the dam shall be less than 10.0 feet.
8. Construction shall be completed and up to the permitted annual volume of water shall be stored within five years of the date of permit issuance.
9. Within one year after storage of water, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
10. The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir capacity is equal to or greater than 9.2 acre-feet.
11. If no secondary permit exists and the reservoir capacity is less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:
 - a. the dimensions of the reservoir;
 - b. the maximum capacity of the reservoir in acre-feet; and
 - c. a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued DECEMBER 17 2009.



for Phillip C. Ward, Director
Water Resources Department

537.409 Alternate permit application process for qualifying reservoirs; injury to existing users or fishery resources; public interest review; rules. (1) In lieu of the process set forth in ORS 537.140 to 537.211 for applying for a water right permit, an owner of a reservoir may submit an application to the Water Resources Department to issue a water right permit under ORS 537.211 or a certificate under ORS 537.250 according to the process set forth in this section if the reservoir:

(a) Has a storage capacity of less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height;

(b) Does not injure any existing water right;

(c) Does not pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife; and

(d) Is not prohibited under ORS 390.835.

(2) An application for a water right permit for a reservoir under subsection (1) of this section shall provide sufficient information to demonstrate compliance with the criteria set forth in subsection (1) of this section. The application shall:

(a) Include the quantity of water to be stored by the reservoir, a map indicating the location of the reservoir and the source of the water used to fill the reservoir; and

(b) Be accompanied by the fee established in ORS 536.050 (1)(q).

(3) The map required under subsection (2) of this section need not be prepared by a water right examiner certified under ORS 537.798. The map submitted with the application shall comply with standards established by the Water Resources Commission.

(4) Within 60 days after receiving an application under subsection (1) of this section, the Water Resources Department shall provide public notice of the application in the manner the department determines to be the most appropriate.

(5) Within 60 days after the department provides public notice under subsection (4) of this section, 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.

(6) In accordance with rules established by the Water Resources Commission for an expedited public interest review process for applications submitted under this section or in response to a request under subsection (5) of this section, the department shall conduct a public interest review of the reservoir application. 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.

(7) Within 180 days after the department receives an application for a permit under subsection (1) of this section, the department shall issue a final order granting or denying the permit or granting the permit with conditions.

(8) If the department issues an order under subsection (7) of this section denying the permit, the applicant may request a contested case hearing, which shall be conducted in accordance with applicable provisions of ORS chapter 183.

(9) If the department does not find injury or impact under subsection (6) of this section and the department issues a final order under subsection (7) of this section allowing the issuance of a permit, the order shall be subject to judicial review of orders in other than contested cases as provided in ORS chapter 183.

(10) Notwithstanding the requirement for a survey under ORS 537.230 (4), a survey of the appropriation is not required for a reservoir that has a storage capacity of less than 9.2 acre-feet of water. For a reservoir qualifying under this subsection, a permittee shall submit to the department a claim of beneficial use within one year after the date of completion of construction. A claim of beneficial use for a reservoir qualifying under this subsection shall require only a written affidavit signed by the permittee that includes the following:

(a) The dimensions of the reservoir.

(b) The maximum capacity of the reservoir in acre-feet.

(c) A map identifying the location of the reservoir. The map shall comply with standards established by the Water Resources Commission. The map required under this subsection need not be prepared by a water right examiner certified under ORS 537.798.

(11) Any person applying for a secondary permit for the use of stored water from a reservoir qualifying under subsection (10) of this section shall submit a survey prepared by a water right examiner certified under ORS 537.798. The survey required under this subsection shall apply to the storage reservoir and to the secondary use of the water in the reservoir. [1995 c.752 §4; 1997 c.446 §5; 1997 c.502 §2; 1997 c.587 §7; 2005 c.410 §4]



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

March 1, 2010

LAKESHORE ESTATES HOA
c/o JACK GILLELAND
2541 NW 141ST PLACE
PORTLAND OR 97229-7075

On February 26, 2010 the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application R-87509 and R-87510

The COBU included a report and map. The Department hopes to review your submittal within approximately 2-4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:
http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

Customer Service phone: (503) 986-0801

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE STATE OF OREGON

In the Matter of Water Rights Application)
R-87509, Washington County)

FINAL ORDER
APPROVING THE STORAGE OF
SURFACE WATER

Authority

Oregon Revised Statutes (ORS) 537.409 establishes the process by which an application to store waters of the public may be submitted.

Findings of Fact

1. On August 5, 2009, Lakeshore Estates HOA submitted an application for a permit to store water pursuant to ORS 537.409.
Storage Volume: 1.16 ACRE FEET
Dam Height: 4.0 FEET
Source: WILLOW CREEK, TRIBUTARY OF BEAVERTON CREEK
Location: WASHINGTON COUNTY IN SECTION 28, TOWNSHIP 1 NORTH, RANGE 1 WEST, W.M.
2. The required examination fees were paid and minimum application requirements were met.
3. The Department provided public notice of the application in the Department's weekly public notice on August 18, 2009. A 60-day comment period followed.
4. The Department has not received public comment related to the possible issuance of the attached permit.
5. The Department has determined that the proposed source has not been withdrawn from further appropriation.

APPEAL RIGHTS

Appeal to a circuit court: This is a final order in other than a contested case. Any party affected by a final order in other than a contested case issued by the Water Resources Commission or Water Resources Department may appeal the order to the appropriate circuit court (ORS 536.075). A petition for judicial review must be filed within the 60-day time period specified by ORS 183.484 (2).

Petition to the Department for Reconsideration of the Final Order: A person entitled to judicial review of this order may also file a petition for the Department's reconsideration of the order. The petition for reconsideration must be filed with the Department within 60 calendar days after the date of the order. A copy of the petition must also be delivered or mailed to all other persons and agencies requiring notification under statute or rule (OAR 137-004-0080). The petition must set forth the specific grounds for reconsideration, and may be supported by a written argument. The petition may include a request for a stay of the order if the petition complies with the requirements of OAR 137-003-0090 (2). The Department may grant or deny the petition by summary order. If the Department takes no action, the petition is deemed denied as provided by ORS 183.484 (2). A final order remains in effect during reconsideration until stayed or changed. Following reconsideration, the agency must enter a new order, which may be an order affirming the existing order (OAR 137-004-0080). Reconsideration cannot be granted after the filing of a petition for judicial review, unless permitted by the court (OAR 137-004-0080 (6)).

ORS 537.409 does not provide an opportunity to request a contested-case hearing. Appeal rights on this final order approving the application are limited to the above procedures.

6. The proposed reservoir is not prohibited under ORS 390.835.
7. Water is available for the proposed use according to the Department's water-availability model and the watermaster's assessment.
8. Because water is available, the Department finds that existing water rights would not be injured by the proposed use. Should water not be available to senior water rights in the future, this relatively junior allocation would be regulated according to the doctrine of prior appropriation, as manifested in statute and administrative rule.
9. Based upon a review by the Oregon Department of Fish and Wildlife, the Department has determined that, as conditioned, the proposed use will not pose a significant detrimental impact to existing fishery resources.

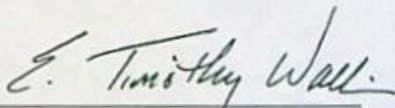
Conclusions of Law

1. Water is available for the proposed use.
2. The proposed use will not injure existing water rights.
3. The proposed use will not pose a significant detrimental impact to existing fishery resources.
4. Application R-87509 is consistent with the requirements of ORS 537.409.

Now Therefore, it is Ordered:

Application R-87509 is approved, and Permit R-14806 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on DECEMBER 17 2009.



for Phillip C. Ward, Director
Water Resources Department

This order was produced by Kerry Kavanagh. If you have any questions about any of the statements contained in this document, I am probably the best person to answer your questions. You may reach me at 503-986-0816 or Kerry.L.Kavanagh@wrdd.state.or.us.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE, Suite A, Salem OR 97301-1266, Fax: 503-986-0901.

Mailing List for FO

Scheduled Mailing Date:

Application: R-87509

Permit: R-14806

Original mailed to Applicant with CBU form:

LAKESHORE ESTATES HOA
PO BOX 91053
PORTLAND OR 97291-0053

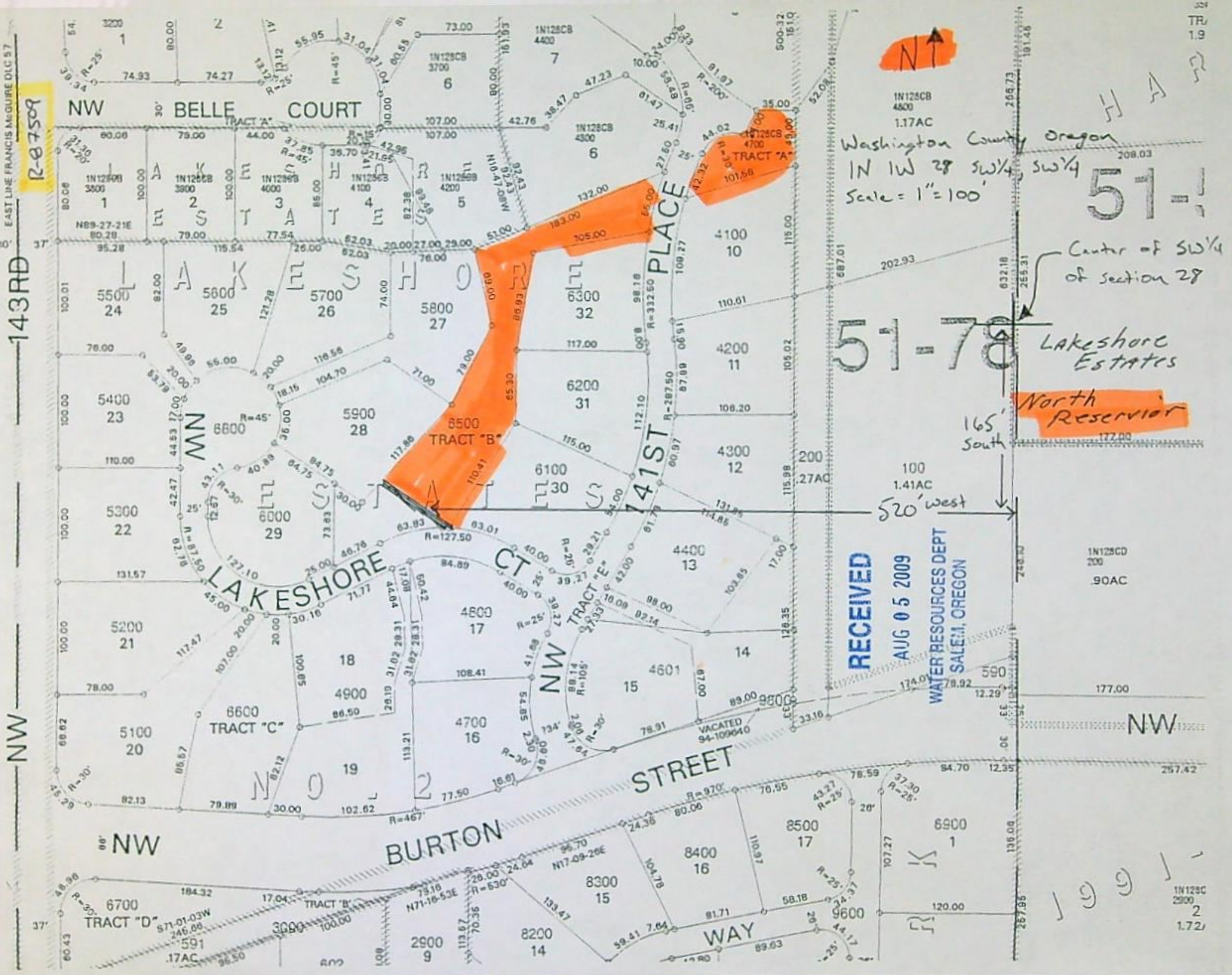
Copies of FO and map sent to:

1. File R-87509
2. Water Availability (Ken Stahr)
3. Watermaster District #18

Copies of FO sent to other interested persons (CWRE, Agent, Commenter, etc.):

- 1.

Copies Mailed	
by:	<u>GS</u> (STAFF)
on:	<u>12/18/09</u> (DATE)



R-87509

143RD

NW

NW BELLE COURT

MN

LAKESHORE CT

BURTON STREET

741ST PLACE

WAY

North Arrow

Washington County Oregon
 NW 28 SW 1/4, SW 1/4
 Scale = 1" = 100'

51-1

Center of SW 1/4 of section 28

51-78

Lakeshore Estates

North Reservoir

165' South

520' West

RECEIVED

AUG 05 2009

WATER RESOURCES DEPT
 SALEM, OREGON

NW

1991

TR 1.9
 1.72
 1.72

ORS 537.409 ALTERNATE RESERVOIR WORKSHEET

FILE #: R-87509
WM DIST: 18
REGION: WR
WID #: 2 - 73545
PUBLIC NOTICE: 8/18/2009

Land Use complete Yes No NA

1.16 AF Appropriate Fees Yes No, need: Paid \$400 recording
($\$80$ base, $\$20$ per af) OR ($\$300$ base, $\$25$ per af, & $\$400$ recording)
 $300 + (\$25 \times 2) = 350$

NORTH RES (1.16 AF)

Secondary app necessary Yes, App S- No

Stream withdrawn Yes No

SWW In (may not be allowed) Out or Above

Mail forms to appropriate Interagency Review Team members. Mailed on September 15, 2009

ODFW Contact: ~~asdfafasf~~ *Danette Faucera*

DEQ Contact: ~~asdfafasf~~ *Sally Puert*

Watermaster: Darrell Hedin

If in Umatilla: Confederated Tribes of the Umatilla Indian Reservation, PO Box 638, Pendleton, Oregon 97801

Water available: November 1 through May 31

Allowed season: JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC

1.16 AF

Measurement Conditions: Small (≤ 9.2 af) | Medium (> 9.2 , but < 100 af) | Large (≥ 100 af or govt. entity, 537.099)
*use staff gage for runoff

Other Conditions: use fishway if ODFW doesn't request screen/by-pass condition _____

WM - if store during storage season - no potential to injure wr
ODFW - 657 - Nov - May; FISHDIV 33

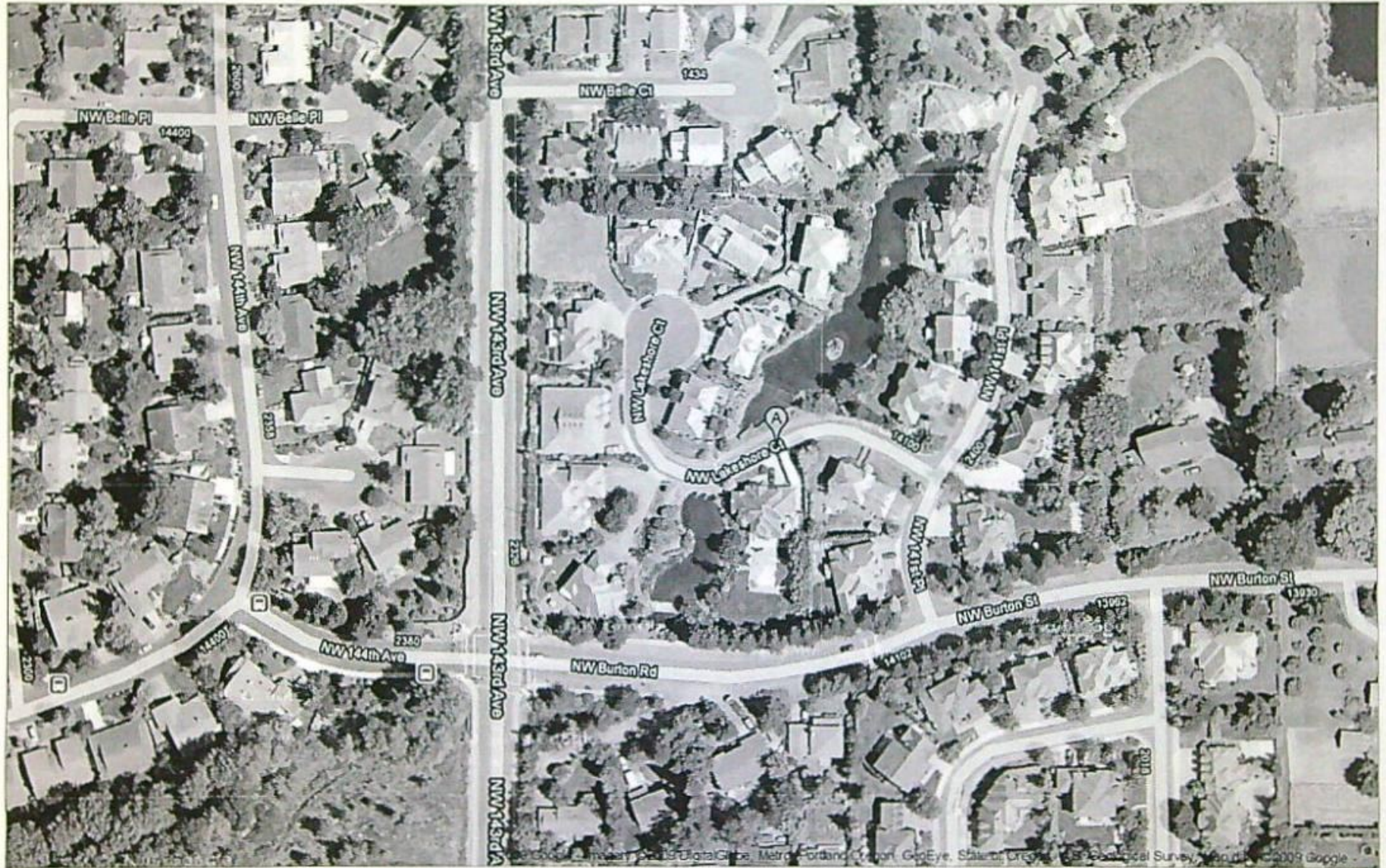
Assign permit number R- 14606

Remarks: Reservoir shown as orange highlighted area
- appears to go under NW 141st Place

Completed by Kerry Kavanagh on 8/28/2009. Peer review: Michele Mc Aleer
michele

Google maps Address

To see all the details that are visible on the screen, use the "Print" link next to the map.

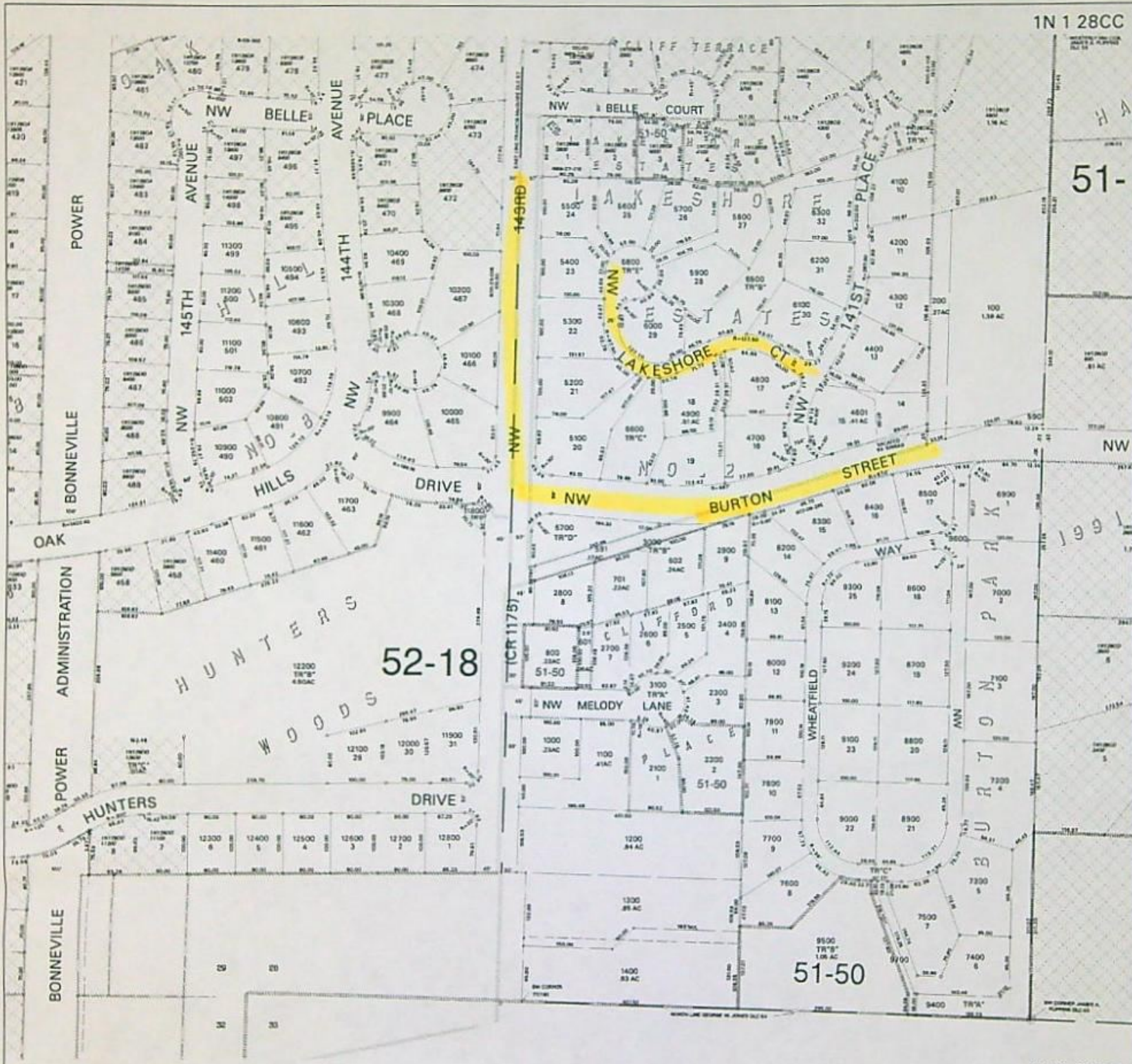


Google maps Address

Loading...

To see all the details that are visible on the screen, use the "Print" link next to the map.





1N 1 28CC

51-

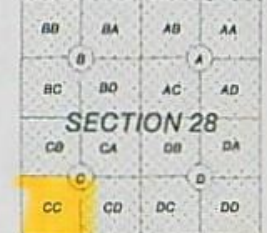
1N 1 28CC



WASHINGTON COUNTY OREGON
SW 1/4 SW 1/4 SECTION 28 T1N R1W W.M.
SCALE 1" = 100'

28	31	32	33	34	35	36	37
1	6	5	4	3	2	1	8
12	7	6	8	10	11	12	7
13	18	17	16	15	14	13	18
24	19	20	21	22	23	24	19
25	30	29	28	27	26	25	30
26	31	32	33	34	35	36	31
1	6	5	4	3	2	1	8

FOR ADDITIONAL MAPS VISIT OUR WEBSITE AT
www.co.washington.or.us



Cancelled Taxlots For: 1N128CC
301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

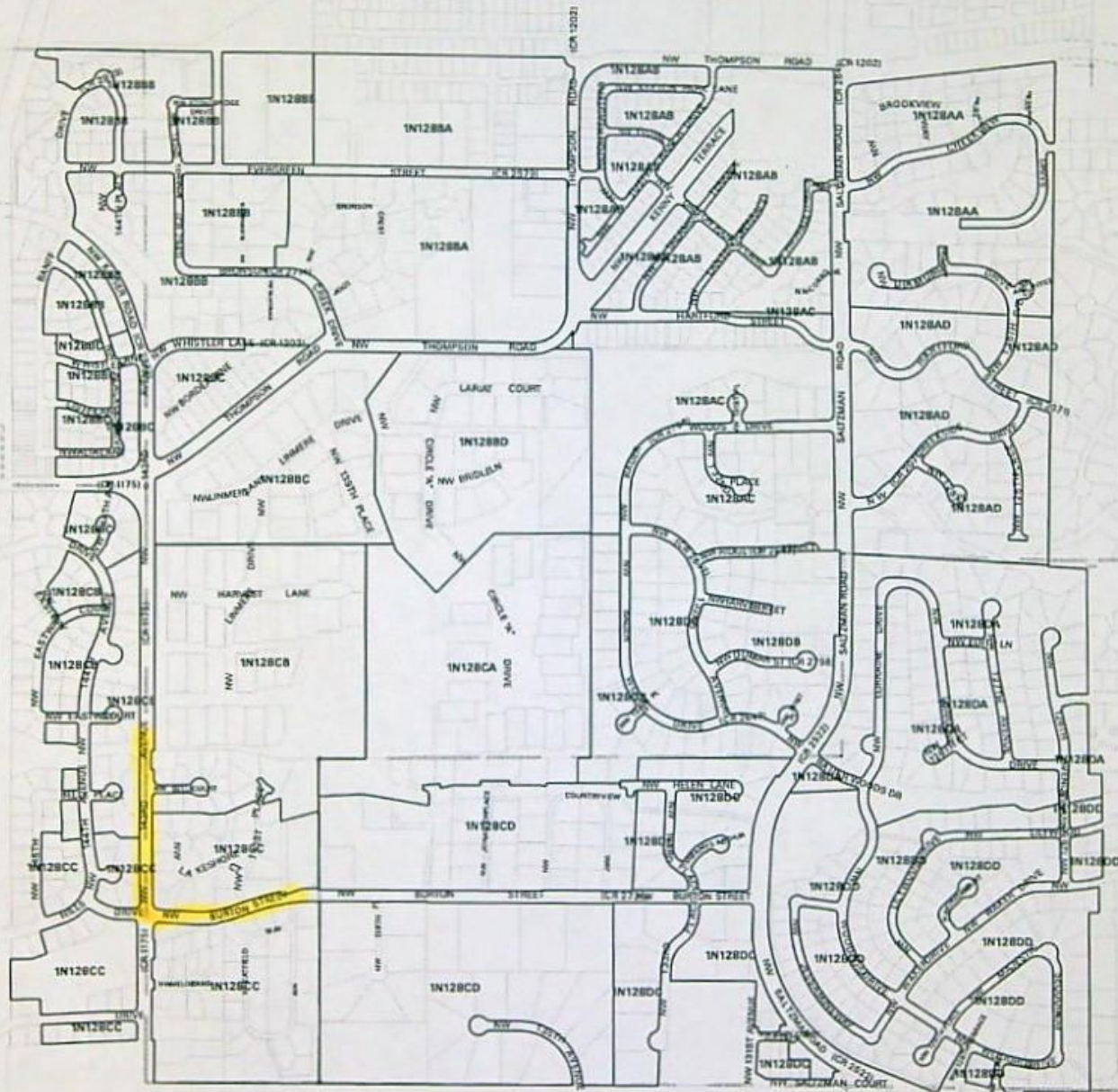


PLOT DATE: June 19, 2009
FOR ASSESSMENT PURPOSES ONLY - DO NOT RELY ON FOR OTHER USE

Map areas delineated by either grey shading or a cross-hatched pattern are for reference only and may not indicate the most current property boundaries. Please consult the appropriate map for the most current information.

1N 1 28CC

1N 1 28CC

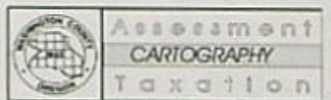


WASHINGTON COUNTY OREGON
SECTION 28 T1N R1W W.M.
SCALE 1" = 400'

36	31	32	33	34	35	36	31
1	6	8	4	3	2	1	8
12	7	8	9	10	11	12	7
13	18	17	16	15	14	13	18
24	19	20	21	22	23	24	19
25	20	28	28	27	26	25	30
36	31	32	33	34	35	36	31
1	6	8	4	3	2	1	8

Cancelled Taxlots For: 1N128

1900-41 2311,2500-A1,2390,800,801,802,803,1300,1400,
1501,1502,1603,1604,2101,2160,2163,2313,2165,2194,
1906,1908,1910,1911,1912,800,1905,1902,1903,1904,
1905,1906,1907,1913,1914,1100,1101,1102,1200,700,
701,702,703,1501,1506,1508,2023,1905,1601,1602,
1603,1604,1605,1700,1800,2000,501,502,501,502,2300,
2301,2302,2303,2304,2305,2306,2308,2309,2310,2311,
2312,2314,2315,2316,2317,2318,2319,2320,2323,2324,
2400,2500,2501,1902,802,603,600,604,100,200,300,
400,1906,1907,400,2700.



PLOT DATE
June 09, 2005
FOR ASSESSMENT PURPOSES
ONLY - DO NOT RELY ON
FOR OTHER USE

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

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 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))

The review of alternate reservoirs is limited to these criteria only.

Date: September 15, 2009
Please return to
WRAD before: October 19, 2009
Water is available: November 1 through May 31

R-87509 (North Reservoir - 1.16 AF)
JOHN JACK GILLELAND
LAKESHORE ESTATES HOA
PO BOX 91053
PORTLAND OR 97291-0053

RECEIVED

SEP 23 2009

WATER RESOURCES DEPT
SALEM, OREGON

1) Does the proposed reservoir have the potential to injure existing water rights? NO / YES

Explain: *If allowed to store water only during storage season.*

2) Can conditions be applied to mitigate the potential injury to existing water rights? NO / YES

If YES, which conditions are recommended:
Must have the capability to pass all inflow during migration season. No maintenance allowed.

3) Did you meet with staff from another agency to discuss this application? NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

Watermaster signature: *[Signature]* Date: *9-21-09*

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816 / Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@wrd.state.or.us

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

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 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.

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.

fishdiv33 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 decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

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.

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 current DEQ requirements to remove sediment before returning the water to the stream.

b51a The period of use has been limited to _____ through _____.

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 and empty 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. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit.

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 _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

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.

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.

fence The stream and its adjacent riparian area shall be fenced to exclude livestock.

b1v 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.

RECEIVED

SEP 23 2009

WATER RESOURCES DEPT
Salem, Oregon

ODFW ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

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 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))

The review of alternate reservoirs is limited to these criteria only.

Date: September 15, 2009
Please return to
WRD before: October 19, 2009
Water is available: November 1 through May 31

R-87509 (North Reservoir - 1.16 AF)
JOHN JACK GILLELAND
LAKESHORE ESTATES HOA
PO BOX 91053
PORTLAND OR 97291-0053

1) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? NO / **YES**

Explain: (For example, list STE species or other existing fishery resources that Willow Creek
Chinook salmon + winter steelhead are present in Beaver潭 Creek + may also use Willow Creek for rearing. Fish use in the unmanaged tributary is unknown, but fish are present in Beaver潭 Creek. The proposed use may negatively impact water quality and downstream instream water rights.

Please check either of the boxes below if appropriate:

Any diversion or appropriation of water for storage during the period June through October poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.)

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 poses a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

2) Can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource? NO / **YES**

If YES, which conditions are recommended: (select from the Menu USDA Nov-May
call ODFW to address vagan's
fish passage laws Fishdiv33; Water should only be diverted to fill the reservoir when DEQ water quality standards and downstream instream water rights are being met. Once the reservoir is full, all live flow should be bypassed in a manner that does not impact fish passage or water quality.

3) Did you meet with staff from another agency to discuss this application?

NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

ODFW Representative Signature: Danette Faucera Date: 11-13-09

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816/ Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@wrdd.state.or.us

Kerry Kavanagh

From: Kerry Kavanagh
Sent: Tuesday, November 10, 2009 11:55 AM
To: Danette Faucera
Cc: Kerry Kavanagh
Subject: Alternate Reservoir Application R-87509 Lakeshore Estates HOA (John Jack Gilleland) - North Reservoir - 1.16 AF
Attachments: R-87509_ODFW-review.rtf

Hi Danette,

We have a new policy which requires us to get comments from Alternate Reservoir reviewers' before we can proceed with a Final Order for an application.

I sent you a review sheet on 9/15/09 for Application R-87509 Lakeshore Estates HOA (John Jack Gilleland). The application proposed the storage of 1.16 AF from Willow Creek, tributary to Beaverton Creek, for multipurpose use.

Please see the link to the application at:

http://apps2.wrd.state.or.us/apps/wr/wrinfo/wr_folder_image.aspx?snp_id=166743

Please complete/return the attached form, or if you have no concerns you can simply reply to this email.

Thanks for your help.

Kerry

Kerry Kavanagh
Application Caseworker
Water Rights Section
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
(503) 986-0816

11/10/2009

Danette Faucera

ODFW ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409). 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 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))

The review of alternate reservoirs is limited to these criteria only.

Date: November 10, 2009
Please return to WRD before: ASAP
Water is available: November 1 through May 31

R-87509 North Reservoir (1.16 AF)
JOHN JACK GILLELAND
LAKESHORE ESTATES HOA
PO BOX 91053
PORTLAND, OR 97291-0053

- 1) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? **NO / YES**
Explain: (For example, list STE species or other existing fishery resources that would be negatively impacted.)

Please check either of the boxes below if appropriate:

- Any diversion or appropriation of water for storage during the period _____ through _____ poses a significant detrimental impact to existing fishery resources. (For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.)
- 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 poses a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

- 2) Can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource? **NO / YES**
If YES, which conditions are recommended: (select from the Menu of Conditions listed on back)

- 3) Did you meet with staff from another agency to discuss this application?

NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

ODFW Representative Signature: _____ Date: _____

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816/ Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@wrdd.state.or.us

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND AG

Revised November 2, 200

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

shself 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 bypass 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 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.

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shdiv33 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 decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

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 bypass 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.

shmay 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.

52 Water may be diverted only when Department of Environmental Quality sediment standards are being met.

5 The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

51a The period of use has been limited to _____ through _____.

57 Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.

58 Before water use may begin under this permit a staff gage that measures the entire range and stage between full reservoir level 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. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit.

title 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 _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

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.

'q 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.

ence The stream and its adjacent riparian area shall be fenced to exclude livestock.

lv 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.

App:R 87509 *

- ▶ Platcard
- ▶ Conflict Report
- ▶ POD Characteristics
- ▼ Water Availability
 - ▼ ROCK_CR > TUALATIN_R - AT MOUTH
 - ▶ POD: 1
- ▶ IR Checklist
- ▶ Digital Map (Applications are not mapped, use POD Locations instead)

Contact Information

▼ **Current contact information**

APPLICANT:
 LAKESHORE ESTATES HOA
 ▶ JOHN JACK GILLELAND
 PO BOX 91053
 PORTLAND, OR 97291-0053

Water Right Information

Status: Non-Cancelled
 County: Washington
 Authority: HB2376
 File Folder Location: Salem

Documents View all scanned documents

▼ **Application: R 87509**

▶ Received: 8/5/2009

Application Workflow			
Action	Date	Result	Completed By
▶ Application Filed	8/5/2009		
Alt-Reservoir Comment Period	10/17/2009		JONNINESKAUG

▶ Unable to view right in new web mapping because this water right is not currently mapped.

Point(s) of Diversion

▼ **POD 1 - WILLOW CREEK > BEAVERTON CREEK**

▼ **Description**

- ▶ T-R-S-QQ: 1.00N-1.00W-28-SW SW
- ▶ Location Description: 165 FEET SOUTH AND 520 FEET WEST FROM NE CORNER, SWSW, SECTION 28

▼ **POD Rate**

Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)
		1.16	1.16

▼ **MULTIPLE PURPOSE (Primary)**

Priority Date	Max Rate (cfs)	Rate (cfs)	Max Volume (af)	Volume (af)	Rate/Acre	Duty	Start Date	End Date	Remarks
8/5/2009			1.16	1.16			1/1	12/31	

▼ **Reservoir**

▼ **NORTH RESERVOIR**

▼ **Dam Location**

- ▶ 165 FEET SOUTH AND 520 FEET WEST FROM NE CORNER, SWSW, SECTION 28

Volume (af)	Dam Height (ft)	Submerged Acres
1.16	4.0	

Place(s) of Use Add TRS grouping

▼ **Use - MULTIPLE PURPOSE (Primary); Priority Date: 8/5/2009**

T-R-S	QQ	DLC	Gov't Lot	Taxlot	Acres	Status	Inchoate Info	Remarks
▶ 1.00N-1.00W-28	SW SW					NC		
Sum of Acres: 0.0								

Water Right Genealogy

-No genealogy records available for this water right, try the family link below instead.

- [View Water Rights in same Family](#)
- [Help understanding and working with the Water Rights Information System](#)
- [Report Errors with Water Right Data](#)
- [Return to WRIS Query](#)

Point of Diversion Characteristics

Right:	App:R 87509 *
Name:	LAKESHORE ESTATES HOA JOHN JACK GILLELAND

TRSQQ: 01.00N-01.00W-28-SWSW [Digital Map of TRSQQ](#)

County: Washington

Basin: Willamette

WM District: 18

WM Region: NW

Withdrawn Area:

WAB: ROCK CR > TUALATIN R - AT MOUTH (73545)

Priority WAB:

Rule 4D: Rules apply

Groundwater Restricted Area:

Scenic Water Way:

Division 33: LOWER COLUMBIA

Water Quality Limited:

Water Availability Analysis

ROCK CR > TUALATIN R - AT MOUTH

WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 73545

Date: 8/28/2009

Exceedance Level: 50%

Time: 8:35 AM

Limiting Watersheds

Limiting Watersheds

Complete Water Availability Analysis

Text

Water Availability

Select any Watershed for Details

	Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
Select	1	181	WILLAMETTE R> COLUMBIA R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Select	2	175	TUALATIN R> WILLAMETTE R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
Select	3	30201006	TUALATIN R> WILLAMETTE R- AT GAGE 14207500	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
Select	4	30201013	TUALATIN R> WILLAMETTE R- AT GAGE 14206500	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
Select	5	73545	ROCK CR> TUALATIN R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes

[Return to Search Page](#) | [Return to Main Menu](#) | [Download Data](#) ([Text - Formatted](#), [Text - Tab Delimited](#), [Excel](#))

Water Availability Analysis

ROCK CR > TUALATIN R - AT MOUTH
WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 73545
Date: 8/28/2009

Exceedance Level:
Time: 8:36 AM

Water Availability

Select any Watershed for Details

Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	181	WILLAMETTE R> COLUMBIA R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
2	175	TUALATIN R> WILLAMETTE R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
3	30201006	TUALATIN R> WILLAMETTE R- AT GAGE 14207500	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
4	30201013	TUALATIN R> WILLAMETTE R- AT GAGE 14206500	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes
5	73545	ROCK CR> TUALATIN R- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	No	Yes	Yes	Yes

Limiting Watersheds

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Limiting Watershed ID #	Stream Name	Water Available?	Net Water Available
JAN	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	263.00
FEB	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	395.00
MAR	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	218.00
APR	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	117.00
MAY	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	28.20
JUN	30201013	TUALATIN R > WILLAMETTE R - AT GAGE 14206500	No	-158.00
JUL	30201013	TUALATIN R > WILLAMETTE R - AT GAGE 14206500	No	-311.00
AUG	30201013	TUALATIN R > WILLAMETTE R - AT GAGE 14206500	No	-333.00
SEP	30201013	TUALATIN R > WILLAMETTE R - AT GAGE 14206500	No	-275.00
OCT	30201013	TUALATIN R > WILLAMETTE R - AT GAGE 14206500	No	-145.00
NOV	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	12.40
DEC	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	259.00
STO	73545	ROCK CR > TUALATIN R - AT MOUTH	Yes	77,100.00

Detailed Reports for Watershed ID #181

WILLAMETTE R > COLUMBIA R - AT MOUTH
WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 181
Date: 8/28/2009

Exceedance Level:
Time: 8:36 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Uses and Storages	Expected Stream Flow	Reserved Stream Flow	Instream Flow Requirement	Net Water Available
JAN	51,100.00	2,720.00	48,400.00	0.00	1,500.00	46,900.00
FEB	49,100.00	8,000.00	41,100.00	0.00	1,500.00	39,600.00
MAR	42,400.00	7,570.00	34,800.00	0.00	1,500.00	33,300.00
APR	36,400.00	7,200.00	29,200.00	0.00	1,500.00	27,700.00
MAY	28,300.00	4,460.00	23,800.00	0.00	1,500.00	22,300.00
JUN	15,800.00	2,610.00	13,200.00	0.00	1,500.00	11,700.00
JUL	7,980.00	2,550.00	5,430.00	0.00	1,500.00	3,930.00
AUG	5,530.00	2,320.00	3,210.00	0.00	1,500.00	1,710.00
SEP	5,740.00	1,950.00	3,790.00	0.00	1,500.00	2,290.00
OCT	8,390.00	746.00	7,640.00	0.00	1,500.00	6,140.00
NOV	24,400.00	1,030.00	23,400.00	0.00	1,500.00	21,900.00
DEC	52,800.00	1,380.00	51,400.00	0.00	1,500.00	49,900.00
STO	19,700,000.00	2,550,000.00	17,200,000.00	0.00	1,090,000.00	16,100,000.00

Detailed Report of Consumptive Uses and Storage

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
JAN	1,930.00	0.00	485.00	99.60	9.49	23.80	131.00	43.70	2,720.00
FEB	7,200.00	0.00	485.00	99.60	9.49	23.80	131.00	43.70	8,000.00
MAR	6,770.00	6.41	485.00	99.60	9.48	23.80	131.00	46.80	7,570.00
APR	6,370.00	42.50	485.00	99.60	9.48	23.80	125.00	46.80	7,200.00
MAY	3,430.00	293.00	481.00	99.60	9.33	23.80	93.70	26.20	4,460.00
JUN	442.00	586.00	1,340.00	99.60	9.18	23.80	82.90	24.90	2,610.00
JUL	14.00	993.00	1,340.00	94.30	9.17	23.80	54.30	24.60	2,550.00
AUG	2.03	780.00	1,340.00	94.30	9.17	22.40	52.60	24.50	2,320.00
SEP	0.75	385.00	1,340.00	99.50	9.17	22.40	68.10	24.80	1,950.00
OCT	0.54	27.70	476.00	99.60	9.17	22.40	71.20	38.60	746.00
NOV	262.00	0.00	485.00	99.60	9.47	23.80	110.00	42.10	1,030.00
DEC	584.00	0.00	485.00	99.60	9.49	23.80	132.00	43.70	1,380.00

Detailed Report of Reservations for Storage and Consumptive Uses

Reserved Streamflow in Cubic Feet per Second

No reservations were found for this watershed.

Detailed Report of Instream Flow Requirements

Instream Flow Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF181A	APPLICATION	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
	Maximum	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00

Detailed Reports for Watershed ID #175

TUALATIN R > WILLAMETTE R - AT MOUTH
WILLAMETTE BASIN

Water Availability as of 8/28/2009

S86704C PFO 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40 10.40
 Maximum 250.00 250.00 250.00 250.00 250.00 130.00 100.00 100.00 94.50 100.00 250.00 250.00

Detailed Reports for Watershed ID #30201006

TUALATIN R > WILLAMETTE R - AT GAGE 14207500
 WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 30201006

Exceedance Level: 50%

Date: 8/28/2009

Time: 8:36 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
 Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Uses and Storages	Expected Stream Flow	Reserved Stream Flow	Instream Flow Requirement	Net Water Available
JAN	3,340.00	461.00	2,880.00	0.00	250.00	2,630.00
FEB	3,320.00	521.00	2,800.00	0.00	250.00	2,550.00
MAR	2,350.00	381.00	1,970.00	0.00	250.00	1,720.00
APR	1,380.00	278.00	1,100.00	0.00	250.00	852.00
MAY	596.00	229.00	367.00	0.00	250.00	117.00
JUN	291.00	289.00	1.56	0.00	130.00	-128.00
JUL	147.00	332.00	-185.00	0.00	100.00	-285.00
AUG	90.90	311.00	-220.00	0.00	100.00	-320.00
SEP	104.00	254.00	-150.00	0.00	94.50	-244.00
OCT	116.00	96.90	19.10	0.00	100.00	-80.90
NOV	512.00	207.00	305.00	0.00	250.00	54.60
DEC	2,970.00	441.00	2,530.00	0.00	250.00	2,280.00
STO	913,000.00	229,000.00	718,000.00	0.00	137,000.00	611,000.00

Detailed Report of Consumptive Uses and Storage

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
JAN	343.00	0.00	77.80	2.59	0.11	2.64	22.90	12.20	461.00
FEB	402.00	0.00	77.80	2.59	0.11	2.64	22.90	12.20	521.00
MAR	264.00	0.03	77.80	2.59	0.11	2.64	21.30	12.20	381.00
APR	161.00	0.60	77.80	2.59	0.11	2.64	21.30	12.20	278.00
MAY	56.10	74.90	77.80	2.59	0.11	2.64	3.99	11.20	229.00
JUN	0.00	94.60	177.00	0.50	0.11	2.64	2.97	11.20	289.00
JUL	0.00	135.00	177.00	2.59	0.10	2.64	2.90	11.20	332.00
AUG	0.00	115.00	177.00	2.59	0.10	2.64	2.78	11.20	311.00
SEP	0.00	56.90	177.00	2.59	0.10	2.64	2.84	11.20	254.00
OCT	0.52	0.02	77.80	2.59	0.10	2.64	2.07	11.20	96.90
NOV	106.00	0.00	77.80	2.59	0.10	2.64	6.74	11.20	207.00
DEC	323.00	0.00	77.80	2.59	0.11	2.64	22.90	12.20	441.00

Detailed Report of Reservations for Storage and Consumptive Uses

Reserved Streamflow in Cubic Feet per Second

No reservations were found for this watershed.

Detailed Report of Instream Flow Requirements

Instream Flow Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF173B	CERTIFICATE	30.00	30.00	30.00	30.00	30.00	20.00	20.00	15.00	15.00	30.00	30.00	30.00
MF174B	APPLICATION	30.00	30.00	30.00	30.00	30.00	20.00	20.00	15.00	15.00	30.00	30.00	30.00
MF175B	APPLICATION	250.00	250.00	250.00	250.00	250.00	130.00	40.00	30.00	25.00	90.00	250.00	250.00
IS73538B	CERTIFICATE	100.00	100.00	100.00	100.00	100.00	100.00	100.00	100.00	94.50	100.00	100.00	100.00
S86703A	PFO	2.80	2.80	2.80	2.80	2.80	2.80	2.80	2.80	2.80	2.80	2.80	2.80
S86704B	PFO	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40
Maximum		250.00	250.00	250.00	250.00	250.00	130.00	100.00	100.00	94.50	100.00	250.00	250.00

Detailed Reports for Watershed ID #30201013

TUALATIN R > WILLAMETTE R - AT GAGE 14206500
WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 30201013
Date: 8/28/2009

Exceedance Level:
Time: 8:36 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Uses and Storages	Expected Stream Flow	Reserved Stream Flow	Instream Flow Requirement	Net Water Available
JAN	2,460.00	500.00	1,960.00	0.00	100.00	1,860.00
FEB	3,040.00	563.00	2,480.00	0.00	100.00	2,380.00
MAR	1,980.00	424.00	1,560.00	0.00	100.00	1,460.00
APR	1,130.00	324.00	806.00	0.00	100.00	706.00
MAY	460.00	268.00	192.00	0.00	100.00	91.80
JUN	239.00	297.00	-57.90	0.00	100.00	-158.00
JUL	118.00	329.00	-211.00	0.00	100.00	-311.00
AUG	78.90	312.00	-233.00	0.00	100.00	-333.00
SEP	86.00	267.00	-181.00	0.00	94.50	-275.00
OCT	106.00	151.00	-45.40	0.00	100.00	-145.00
NOV	480.00	258.00	222.00	0.00	100.00	122.00
DEC	2,370.00	483.00	1,890.00	0.00	100.00	1,790.00
STO	751,000.00	251,000.00	544,000.00	0.00	72,100.00	502,000.00

Detailed Report of Consumptive Uses and Storage

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
JAN	333.00	0.00	134.00	2.28	0.11	1.97	16.50	12.00	500.00
FEB	396.00	0.00	134.00	2.28	0.11	1.97	16.50	12.00	563.00
MAR	259.00	0.03	134.00	2.28	0.11	1.97	14.90	12.00	424.00
APR	158.00	0.59	134.00	2.28	0.11	1.97	14.90	12.00	324.00
MAY	55.90	59.60	134.00	2.28	0.11	1.97	3.44	11.00	268.00
JUN	0.00	75.20	204.00	2.28	0.11	1.97	2.53	11.00	297.00
JUL	0.00	107.00	204.00	2.28	0.10	1.97	2.53	11.00	329.00
AUG	0.00	90.70	204.00	2.28	0.10	1.97	2.41	11.00	312.00
SEP	0.00	45.20	204.00	2.28	0.10	1.97	2.46	11.00	267.00
OCT	0.49	0.02	134.00	2.28	0.10	1.97	1.63	11.00	151.00
NOV	106.00	0.00	134.00	2.28	0.10	1.97	2.81	11.00	258.00
DEC	317.00	0.00	134.00	2.28	0.11	1.97	16.50	12.00	483.00

Detailed Report of Reservations for Storage and Consumptive Uses

Reserved Streamflow in Cubic Feet per Second

No reservations were found for this watershed.

Detailed Report of Instream Flow Requirements

Instream Flow Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
IS73538C	CERTIFICATE	100.00	100.00	100.00	100.00	100.00	100.00	100.00	100.00	94.50	100.00	100.00	100.00
IS73539A	CERTIFICATE	75.00	75.00	75.00	75.00	75.00	75.00	75.00	75.00	75.00	75.00	75.00	75.00
IS73540A	CERTIFICATE	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00
IS73541A	CERTIFICATE	30.00	30.00	30.00	30.00	30.00	30.00	30.00	30.00	30.00	30.00	30.00	30.00
S86704A	PFO	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40	10.40
Maximum		100.00	100.00	100.00	100.00	100.00	100.00	100.00	100.00	94.50	100.00	100.00	100.00

Detailed Reports for Watershed ID #73545

ROCK CR > TUALATIN R - AT MOUTH
WILLAMETTE BASIN

Water Availability as of 8/28/2009

Watershed ID #: 73545

Date: 8/28/2009

Exceedance Level:

Time: 8:36 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Uses and Storages	Expected Stream Flow	Reserved Stream Flow	Instream Flow Requirement	Net Water Available
JAN	267.00	1.73	265.00	0.00	2.50	263.00
FEB	400.00	2.11	398.00	0.00	2.50	395.00
MAR	222.00	1.54	220.00	0.00	2.50	218.00
APR	121.00	1.43	120.00	0.00	2.50	117.00
MAY	33.50	2.84	30.70	0.00	2.50	28.20
JUN	17.20	3.52	13.70	0.00	2.50	11.20
JUL	7.56	4.93	2.63	0.00	2.50	0.13
AUG	4.78	4.22	0.56	0.00	2.50	-1.94
SEP	5.62	2.21	3.41	0.00	2.50	0.91
OCT	9.75	0.23	9.52	0.00	2.50	7.02
NOV	15.40	0.50	14.90	0.00	2.50	12.40
DEC	263.00	1.72	261.00	0.00	2.50	259.00
STO	81,500.00	1,630.00	79,900.00	0.00	1,810.00	78,200.00

Detailed Report of Consumptive Uses and Storage

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
JAN	0.76	0.00	0.00	0.00	0.00	0.19	0.79	0.00	1.73
FEB	1.13	0.00	0.00	0.00	0.00	0.19	0.79	0.00	2.11
MAR	0.56	0.01	0.00	0.00	0.00	0.19	0.79	0.00	1.54
APR	0.30	0.15	0.00	0.00	0.00	0.19	0.79	0.00	1.43
MAY	0.01	2.61	0.00	0.00	0.00	0.19	0.03	0.00	2.84
JUN	0.00	3.30	0.00	0.00	0.00	0.19	0.03	0.00	3.52

Alternate Reservoir Application Completeness Checklist

This is the checklist used by WRD staff

Application R 87509 County WASH
Priority Date AUG 5 2009 Township IN Range 1W Section 28 Taxlot 6500
Use MULTI-P Caseworker KERRY K
Amount (AF) 1.160 Watermaster DIST #18

*Minimum Requirements (ORS 537.409)

- Landowner Name, Mailing Address* and Telephone Number.
- Source* and tributary listed. NO WELLS-MUST HAVE GW APP TO USE A WELL AS A SOURCE !!
- Reservoir Location- Township, Range, Section, Quarter Quarter, Taxlot
- Dam height*, if applicable 4
- Total Quantity * of Storage Requested: 1.160 AF
- Proposed Use of the water....Cannot accept application for use of this stored water at the same time (E2)
- Property ownership indicated? * If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: lands not owned by applicant, upon which the source is locatedor..... that are crossed by the diversion works. This includes any roads or rights-of-way.)
- Environmental Impact section completed? Not fatal if omitted
- Application signed by the landowner(s)? All parties noted as applicants must sign the application. Must be an original "wet" signature.
- Completed Land-Use Form * or receipt signed by the appropriate planning department official enclosed? Does the use on land-use form match the proposed use on the application? Must be an original "wet" signature within the last 12 months.
- Acceptable map ** Indicates requirements of standards set forth by the Commission and causes fatal flaw if not provided by the applicant.
 - Reservoir Location - noting Township, Range, Section, 1/4 1/4 and Tax Lot number(s)*
 - Scale of the Map (not less than 1"-1320') **
 - Reference corner on map
 - North Directional Symbol **
 - 1/4's clearly identified
 - Reservoir clearly identified *
 - Dam or POD (If off channel) Location coordinates referenced to a government land survey corner* If no dam, use coordinates to center of reservoir.**
- Fees enclosed*? Base Fee\$ 300

plus\$ 50
plus\$ 400 REL FEE

Total Paid \$ 750

Total Fees \$ 750

Completeness Check by: HLM

Date: AUG 6, 2009



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

Application for a Permit to Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): 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

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

Applicant: Lakeshore Estates H.O.A Jack Gilliland ^{contact}
First Last
 Mailing Address: PO Box 91053
Portland Or. 97291-0053
City State Zip
 Phone: 503 645 3798 N.A.
Home Work Other
 *Fax: _____ *Email Address: JHGilliland@AOL.com
 *optional information

2. LOCATION AND SOURCE

A. Reservoir Name: North
 B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.
 Source: Willow Creek Tributary to: Beaverton Creek

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C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
<u>1N</u>	<u>1W</u>	<u>28</u>	<u>sw 1/4 sw 1/4</u>	<u>6500</u>

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D. County of Use: Washington
 E. Dam: Maximum height of dam: 4 feet. If excavated, write "excavated" or "0 feet".
 F. Quantity: Amount of water to be stored in the reservoir at maximum capacity.
 List quantity in Acre-Feet: 1.16

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) Yes No

3. WATER USE

Indicate the proposed use(s) of the stored water. 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 including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multipurpose

App. No. R-97509 For Department Use Permit No. _____ Date _____

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, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

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 is you described your use as "Multipurpose" in #3 above)

List Name and mailing addresses of all affected land owners:

N.A.

5. ENVIRONMENTAL IMPACT

A. Channel: is the reservoir In Stream or off channel?

B. Wetland: is the project in a wetland? Yes No Don't know

C. Existing: is this an existing reservoir? Yes No

If yes how long has it been in place? 19 years

D. Fish Habitat: Is there fish habitat upstream from the proposed structure? Yes No Don't know

If yes, how much? miles

E. Partnerships: 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.

N.A.

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

Landowner Signature

8/3/09

Date

Before you submit your application be sure you have:

- Answered each question completely.
Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
The map must meet map requirements to be accepted.
Included a land use form or receipt stub signed by a local planning official.
Included a check payable to Oregon Water Resources Department for the appropriate amount.

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FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$300. In addition, there is a fee of \$25 per acre-foot or fraction thereof. Example: 0.3 AF= \$325; 1.5 AF= \$350; 20.0 AF= \$800; 30.0 AF= \$1050. Plus a permit recording fee of \$400 (this fee is refunded if no permit is issued).



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Lakeshore Estates HOA (Contact Jack Gilleland)
 Mailing Address: PO Box 91053
 City: Portland State: Or Zip: 97291-0053 Day Phone: 503 645 3798

This application is related to a Measure 37 claim. Yes No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
<u>1N</u>	<u>1W</u>	<u>28</u>	<u>SWSW</u>	<u>6500</u>	<u>Residential</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Reservoir - North</u>
						<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, or used.

Washington County Portland, Or.

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1.16 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 Aesthetic + wildlife

Briefly describe: This reservoir was permitted in 1988, construction completed in 1989, however due to lack of communications, the 'Claim of Beneficial' Use was never submitted

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

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

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
	87-179-S/FA	<input checked="" type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued

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SALEM, OREGON

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Subdivision and flood plain alteration to construct ponds and enhance wetlands was obtained and approved in 1988 via case file 87-179-S/FA

Name: Dyani Valentine Title: Associate Planner
 Signature: [Signature] Phone: 846-3821 Date: 7-30-09
 Government Entity: Washington County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Alternate Reservoir Application Completeness Checklist

This is the checklist used by WRD staff

Application _____ County Washington
 Priority Date _____ Township W Range W Section 28 Taxlot 6500
 Use _____ Caseworker _____
 Amount (AF) 1.16 Watermaster _____

*Minimum Requirements (ORS 537.409)

- Landowner Name, Mailing Address* and Telephone Number.
- Source* and tributary listed. **NO WELLS-MUST HAVE GW APP TO USE A WELL AS A SOURCE !!**
- Reservoir Location- Township, Range, Section, Quarter Quarter, Taxlot
- Dam height*, if applicable
- Total Quantity * of Storage Requested: _____
- Proposed Use of the water....Cannot accept application for use of this stored water at the same time (E2)
- Property ownership indicated? * If applicant does not own all the land, is the affected landowners name and mailing address listed? (Including: lands not owned by applicant, upon which the source is locatedor..... that are crossed by the diversion works. This includes any roads or rights-of-way.)
- Environmental Impact section completed? *Not fatal if omitted*
- Application signed by the landowner(s)? All parties noted as applicants must sign the application. *Must be an original "wet" signature.*
- Completed Land-Use Form * or receipt signed by the appropriate planning department official enclosed? *Does the use on land-use form match the proposed use on the application? Must be an original "wet" signature within the last 12 months.*
- Acceptable map ** Indicates requirements of standards set forth by the Commission and causes fatal flaw if not provided by the applicant.
 - Reservoir Location - noting Township, Range, Section, 1/4 1/4 and Tax Lot number(s)*
 - Scale of the Map (not less than 1"-1320') **
 - Reference corner on map North Directional Symbol **
 - 1/4,1/4's clearly identified Reservoir clearly identified *
 - Dam or POD (If off channel) Location coordinates referenced to a government land survey corner* If no dam, use coordinates to center of reservoir.**

Fees enclosed*?

Base Fee \$ 300

plus \$ 50

plus \$ 400

Total Paid \$ 750

Total Fees \$ 750

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SALEM, OREGON

Completeness Check by: _____ Date: _____

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **97386**

INVOICE # _____

RECEIVED FROM: Lakeshore Estates
BY: Homeowners ASSOC.

APPLICATION	<u>R 87509</u>
PERMIT	
TRANSFER	

CASH: CHECK: # 898 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 750⁰⁰

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS
0407 COPY & TAPE FEES 4/6/11/4/6/11 \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:
0201 SURFACE WATER ALT. RES. EXAM FEE \$ 350⁰⁰ 0202 RECORD FEE \$ 400⁰⁰
0203 GROUND WATER \$ _____ 0204 \$ _____
0205 TRANSFER \$ _____

WELL CONSTRUCTION
0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ _____ 0219 LICENSE FEE \$ _____
LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____
0231 HYDRO LICENSE FEE (FWWRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **97386**

DATED: 8509 BY: LAG

R 87509

RESERVOIR, ALTERNATE PROCESS ROUTE SLIP

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* L207

POST CARD SENT

WATER RIGHTS SUPPORT

ATTN: WATER RIGHTS

SUPPORT...>>>> Mark contents of file with application number;

Update the WRIS Database

and enter Public Notice Date 8-18-09 Route file to caseworker.

Caseworker:

Brook Geffen 503-986-0808

Jeana Eastman 503-986-0859

Joel Plahn 503-986-0815

Kerry Kavanagh 503-986-0816

Michele McAleer 503-986-0853

Alt Res
FILES

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LAKE
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