

Name Joy McEwen S-88392
 By PO Box 291
 Address 9580 Takilma Road
Cave Junction, OR 97523

Application No. S 88392

Permit No. S-55072

Certificate No. _____

Date _____

DENIED _____

MISFILED _____

WITHDRAWN _____

CANCELLED _____

Volume _____

Page _____

Priority APRIL 17, 2017

County JOSEPHINE WM# 14

RELATED FILES

DEVELOPMENT

Date _____

Completion _____

Extended to _____

Final Proof received _____

Proposed Cert. Mailed _____

ASSIGNMENTS

Date

To Whom

Address

FEEES PAID

Date	Amount	Receipt No.
4-17-17	1740 ⁰⁰	123184
10-28-2022	\$ 232.00	139436
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Receipt No.
7/24/17	\$ 232 ⁰⁰	VP045424

REMARKS _____

MAP LOCATION _____

225 4/20/2017



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

October 31, 2022

Joy McEwen
PO Box 291
Cave Junction, OR 97523

On October 28, 2022, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file:

Application S-88392; Permit S-55072

The COBU included a report and map. In the future the Department will review your submittal. 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: <https://www.oregon.gov/owrd/programs/waterrights/ra/pages/default.aspx>.

Customer Service phone: (503) 986-0900

Enclosed is your receipt for the \$230.00 COBU recording fee.

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

Cc: file S-88392

Checklist for Claims of Beneficial Use Received at CSG Counter

Application #: S-88392	WRD Reviewer: Corie L.
Transfer #:	
Date Received: 10/28/2022	
CWRE Name: Evan Malepsy	
Priority Date (s): 4/17/2017	

Fees Required:

- ☒ YES ☐ NO ☐ A fee of \$230 must accompany this form for permits with priority dates of July 9, 1987, or later.
- ☐ YES ☐ NO ☐ A fee of \$230 must accompany this form for any transfers including a water right with a priority date of July 9, 1987, or later.
- Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

Fill in App
or Transfer
Number

Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

Report Review:

- ☒ On form provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of all permittee of transfer holder (OAR 690-014-0100)

MONEY SLIP

DATE: _____ RECEIPT #: _____

RECEIVED FROM: _____ APPLICATION: _____
PAYMENT: _____ TRANSFER: _____

CASH ☐ CHECK # _____ OTHER (IDENTIFY) _____ TOTAL RECEIVED: \$ _____

0001 TREASURY 4170 MISC CASH ACCT _____

0407 COPIES _____ (IDENTIFY) _____

0243 Interest Lease _____ 0244 Min Yearly Right Plan _____ 0245 Core Water _____

0002 TREASURY 0270 WRD OPERATING ACCT _____

MISCELLANEOUS 4611 _____

0407 COPY & TAPE FEES _____

0410 RESEARCH FEES _____

0408 MISC REVENUE (IDENTIFY) _____

0210 DEPOSIT LAB (IDENTIFY) _____

0240 EXTENSION OF TIME _____

WATER RIGHTS _____

0201 SURFACE WATER _____ 0202 _____ 0203 _____

0205 GROUND WATER _____ 0204 _____

0206 TRANSFER _____

WELL CONSTRUCTION _____

0218 WELL DRILL CONSTRUCTION _____ 0219 _____

0220 LANDOWNER'S PERMIT _____ 0221 _____

OTHER (IDENTIFY) _____ 0222 _____

0002 TREASURY 0447 HYDROELECTRIC _____

0223 POWER LICENSE FEE (FVPMW) _____

0224 HYDRO LICENSE FEE (FVPMW) _____

HYDRO APPLICATION _____

SPECIAL INSTRUCTIONS: _____

☐ RETURN TO APPLICANT - LETTER ATTACHED

Groundwater File Review:

- ☐ Pump Test not required (Priority Date prior to December 20, 1988) *If no, include pump test flyer w/acknowledgment letter
- ☐ Pump Test required (Priority Date on or after December 20, 1988)
- ☐ Pump Test submitted
- ☐ Pump Test not submitted

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **139436**

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

INVOICE # _____

RECEIVED FROM: Diggin' Livin' Farm Store, LLC

BY: _____

APPLICATION	S-88392
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # ☒ 5017659 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$230.00

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 46111

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) _____ \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		
WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
LANDOWNER'S PERMIT		0220	\$ _____

0200 OTHER (IDENTIFY) COBU \$230.00

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 (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **139436**

DATED: 10-28-2022 BY: Mindy Carlson

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



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

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

A separate form shall be completed for each permit.

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

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Go to "Resources for Water Right Examiners (CWRE)" Page
<https://www.oregon.gov/OWRD/programs/WaterRights/COBU/Pages/default.aspx>
The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

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

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

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

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

SECTION 1

GENERAL INFORMATION

1. File Information:

APPLICATION # S-88392	PERMIT # S-55072	PERMIT AMENDMENT # NA
---------------------------------	----------------------------	---------------------------------

2. Property Owner (current owner information):

APPLICANT/BUSINESS NAME Joy McEwen		PHONE NO. 541-415-5472	ADDITIONAL CONTACT NO. 541-415-5171
ADDRESS PO Box 291			
CITY Cave Junction	STATE OR	ZIP 97523	E-MAIL joy@digginlivin.com

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

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

PERMIT HOLDER OF RECORD Joy McEwen		
ADDRESS PO Box 291		
CITY Cave Junction	STATE OR	ZIP 97523

ADDITIONAL PERMIT HOLDER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

July 20, 2022

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Eric McEwen	7/20/22	Water System Manager

6. County:

Josephine

7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

OWNER OF RECORD NA		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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SECTION 2
SIGNATURES

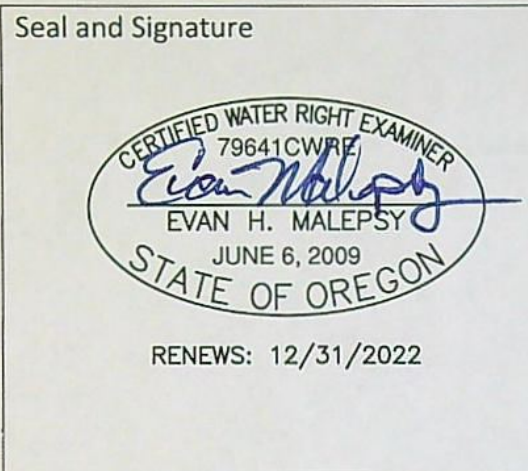
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CWRE Statement, Seal and Signature

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

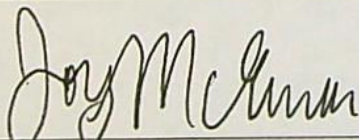


CWRE NAME Evan Malepsy	PHONE NO. 541-621-2868	ADDITIONAL CONTACT NO. None
ADDRESS 52 Pineridge Lane		
CITY Eagle Point	STATE OR	ZIP 97524
E-MAIL emalepsy@roguecivil.com		

Permit Holder of Record Signature or Acknowledgement

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

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

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Joy McEwen	Owner & Permit Holder	9/29/22

SECTION 3 CLAIM DESCRIPTION

1. Point of diversion name or number:

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

2. Point of diversion source and tributary:

POD NAME OR NUMBER	SOURCE	TRIBUTARY
POD 1	Diggs Reservoir	East Fork Illinois River

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

POD NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD 1	Nursery	Grass	Jan 1 – Dec 31	224 GPM
Total Quantity of Water Used				224 GPM

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

The source of water is the Diggs Reservoir. A 15HP pump is located at the point of diversion. Water is pumped from the reservoir via underground mainlines and above ground portable pipes. The water is applied to the place of use with "big gun" type sprinklers that are moved to cover the entire area.

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

5. Variations:

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

YES

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

The permit allowed 37.0 acres of nursery use. The water user only developed 20.1 acres.

6. Claim Summary:

POD NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD 1	27.5 acre-feet (1/40 CFS per acre)	224 GPM	None	Nursery	37.0	20.1

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SECTION 4

SYSTEM DESCRIPTION

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NO

Are there multiple PODs?

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

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

POD 1

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
40 S	8 W	WM	27	NE/SE			Nursery	1.9	0.0
40 S	8 W	WM	27	SE/SE			Nursery	18.2	0.0
Total Acres Irrigated								20.1	0.0

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion to the place of use.

1. Is a pump used?

YES

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

2. Pump Information:

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Berkeley	B2-1/2TPMS	37F784L867G1	Centrifugal	3"	2.5"

3. Motor Information:

MANUFACTURER	HORSEPOWER
Baldor	15

4. Theoretical Pump Capacity:

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
15	70	5	15	0.50

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5. Provide pump calculations:

See attached calculation.

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6. Measured Pump Capacity (using meter if meter was present and system was operating):

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
Not measured	NA	NA	NA

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

7. Is the distribution system piped?

YES

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

8. Mainline Information:

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
4"	360'	PVC	Buried
3"	810'	PVC	Buried

9. Lateral or Handline Information:

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
3"	2,300'	Galvanized Metal	Above Ground
2"	300'	Polyethylene	Above Ground

10. Sprinkler Information:

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
18mm	70	137	2	2	0.61

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

11. Drip Emitter Information:

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)
None					

12. Drip Tape Information:

DRIPPER SPACING IN INCHES	GPM PER 100 FEET	TOTAL LENGTH OF TAPE	MAXIMUM LENGTH OF TAPE USED	TOTAL TAPE OUTPUT (CFS)	ADDITIONAL INFORMATION
None					

13. Pivot Information:

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
None				

C. Storage

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

NO

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

Complete appropriate table(s), unused table may be deleted.

D. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

E. Gravity Flow Canal or Ditch

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

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

NO

If "NO", items 2 through 4 relating to this section may be deleted.

F. Additional notes or comments related to the system:

Water use began recently and therefor no reports have been prepared or submitted yet. The reports are required to be submitted annually; this will be done after a year of use.

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SECTION 5 CONDITIONS

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

1. Time Limits:

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

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	7/20/2017		
BEGIN CONSTRUCTION (A)	7/20/2022	3/10/2022	Installation of pump and motor, power supply and mainlines
COMPLETE CONSTRUCTION (B)	Not listed	NA	NA
COMPLETE APPLICATION OF WATER (C)	7/20/2022	7/15/2022	Applied water to entire place of use

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

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

NO

If "NO", items a and b relating to this section may be deleted.

3. Measurement Conditions:

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

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

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

b. Has a meter been installed? YES

c. Meter Information

POD NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD 1	McCrometer	22-04042-04	Working	143,600 gal	6/12/2022

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

4. Recording and reporting conditions:

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

If "NO", item b relating to this section may be deleted.

b. Have the reports been submitted?

NO

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

5. Fish Screening:

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

YES

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

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

b. Has the fish screening been installed?

NO

c. When was the fish screening installed?

DATE	BY WHOM
NA	NA

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

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

- Has the self-certification form previously been submitted to the Department? NA

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

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

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

- Has the ODFW approval been previously submitted?

NA

If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at:

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

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

6. By-pass Devices:

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

YES

If "NO", items b and c relating to this section may be deleted.

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

b. Have by-pass devices been installed?

NO

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

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

DESCRIPTION (E.G. "ODFW HAS APPROVED THE BY-PASS DEVICE" OR "NO BY-PASS DEVICE IS NECESSARY BECAUSE THERE IS A DIRECT DIVERSION FROM THE STREAM VIA A PUMP ON RIVER LEFT STREAM BANK WITH FOOT VALVE DESCENDING DIRECTLY INTO NATURAL POOL.") IN ADDITION, YOU MAY ATTACH PHOTOS TO THIS CLAIM.	IF INSTALLED (DATE)	IF INSTALLED, BY WHOM
ODFW has determined that no fish screening or passage devices are required. See attached letter.		

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

- a. Was the water user required to restore the riparian area if it was disturbed? YES
- b. Was a fishway required? NO
- c. Was submittal of a water management and conservation plan required? NO
- d. Other conditions? NO

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

The riparian area was not disturbed during construction.

SECTION 6

ATTACHMENTS

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

ATTACHMENT NAME	DESCRIPTION
COBU Map	Claim of Beneficial Use Map
Pump Calculation	Calculation used to determine pump capacity
Skipper	Sprinkler flow chart from manufacturer
ODFW Letter	ODFW letter regarding fish screening and bypass

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SECTION 7

CLAIM OF BENEFICIAL USE MAP

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

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

On-site inspection along with Google Earth aerial photo dated July 2, 2016 were used to prepare the map.

Map Checklist

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

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

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

CLAIM OF BENEFICIAL USE MAP

APPLICATION: S-88392, PERMIT: S-55072 - PRIORITY DATE 5/17/2017

NURSERY USE

FOR

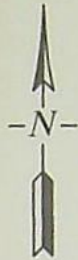
JOY MCEWEN

PO BOX 291

CAVE JUNCTION, OR 97523

SITUATED IN

SECTION 27, TOWNSHIP 40 SOUTH, RANGE 8 WEST, W.M.
JACKSON COUNTY, OREGON



0 200 400
SCALE: 1"=400'

LEGEND

⊕ POD1

POINT OF DIVERSION, PUMP AND
FLOW METER.
1114' NORTH AND 460' WEST OF
SE CORNER SECTION 27



PLACE OF USE
NURSERY

----- 1/4-1/4 SECTION LINE

— — — BURIED PIPE (APPROX.)

- - - - - DITCH

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OCT 28 2022

OWRD



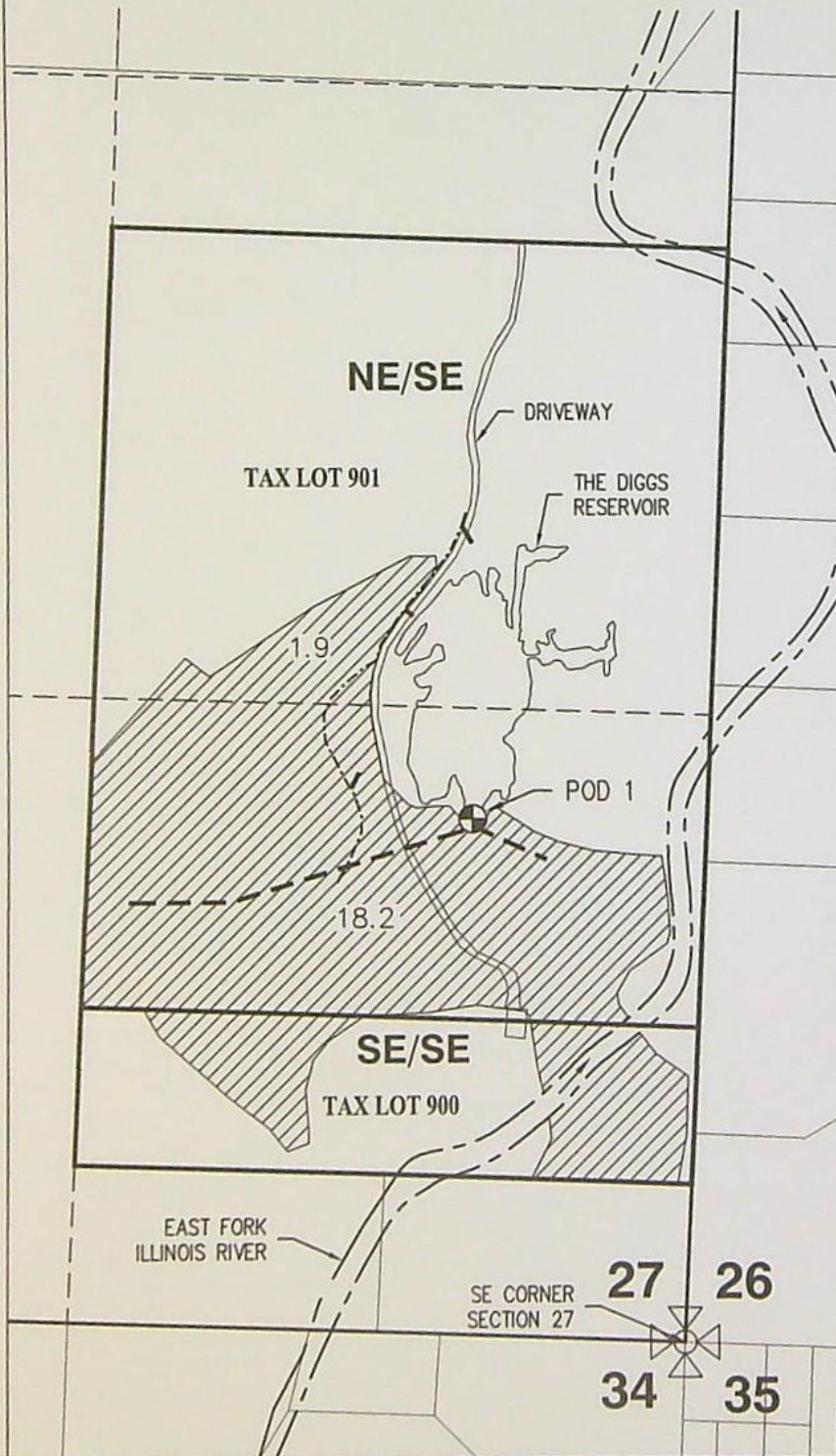
RENEWES: 12/31/2022

This map is not intended to
provide legal dimensions or
locations of property
ownership lines.

EHM-August 10, 2022

ROGUE CIVIL LLC

emalepsy@roguecivil.com 541-621-2868



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OCT 28 2022

OWRD

Pump Capacity Calculation Sheet

using Department designed formula:

$(hp)(\text{efficiency}) / (\text{lift} + \text{psi head}) = \text{capacity in cfs}$

Efficiency:

Centrifugal = 6.61

Turbine = 7.04

Data Entry (fill in underlined blanks)

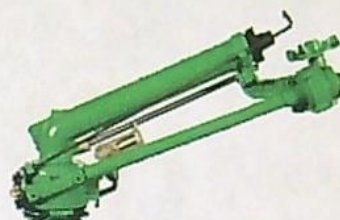
HP = 15
Efficiency = 6.61
Lift = 20
PSI = 70

Results Calculated

$(hp)(\text{efficiency}) = 99.15$
Head based on psi = 177.8
Total dynamic head = 197.8
(head + lift)

Pump Capacity = 0.50 feet per second

Skipper



Nozzles mm (inches)	Pressure		Radius Feet	Flow		Application Rate	
	kg/cm ²	PSI		LPS	GPM	mm/hr	in/hr
12 x 6 mm (15/32 x 15/64)	2	29	72	2.65	42	6.2	0.24
	3	44	82	3.23	51	5.9	0.23
	4	56	92	3.73	59	5.4	0.21
	5	70	102	4.20	66	5.0	0.20
14 x 6 mm (9/16 x 15/64)	2	29	79	3.25	51	6.5	0.26
	3	44	89	4.18	66	6.5	0.26
	4	56	98	4.83	76	6.2	0.24
	5	70	108	5.40	85	5.7	0.22
16 x 6 mm (5/8 x 15/64)	2	29	85	4.28	68	7.2	0.28
	3	44	95	5.25	83	7.1	0.28
	4	56	105	6.07	96	6.8	0.27
	5	70	115	6.77	107	6.3	0.25
18 x 6 mm (45/64 x 15/64)	2	29	92	5.30	84	7.7	0.30
	3	44	102	6.73	106	8.0	0.31
	4	56	112	7.85	124	7.8	0.31
	5	70	121	8.68	137	7.3	0.29
20 x 6 mm (25/32 x 15/64)	2	29	98	5.90	93	7.5	0.30
	3	44	108	8.17	129	8.6	0.34
	4	56	121	9.52	151	8.0	0.31
	5	70	135	10.28	163	7.0	0.28



Oregon

Kate Brown, Governor

Department of Fish and Wildlife

Rogue Watershed District Office

1495 East Gregory Road

Central Point, OR 97502

(541) 826-8774

Fax: (541) 826-8776

www.odfw.com



August 11, 2022

Joy McEwen
PO Box 291
Cave Junction, OR 97523

RECEIVED

OCT 28 2022

OWRD

Dear Joy,

Regarding OWRD water right permits R-15209 and S-55072 (applications R-88215 and S-88392 respectively), ODFW has determined that no dam or artificial obstruction to fish passage exists, and that fish screening and passage devices are not required at this time. Thank you.

Sincerely,

Rich Kilbane
SW Field Coordinator
Fish Screening and Passage Program

(541) 857-2421

Cc: Evan Malepsy, CWRE



STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT, ELECTRONIC PAYMENTS, LOG IN TO [HTTP://WWW.OREGON.GOV/DAS/EGS/FBS/SFMS/PAGES/ACH.ASPX](http://www.oregon.gov/das/EGS/FBS/SFMS/PAGES/ACH.ASPX) ON THE INTERNET. CLICK ON FORMS AND BROCHURES. THEN SELECT DIRECT DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
124789276

WATER RESOURCES DEPARTMENT

(503) 986-0924

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY-	DOCUMENT	AMOUNT
	071017	REV REF RCPT#123184 S88392	690	VP045424	\$232.00
VENDOR NAME			ISSUE DATE		WARRANT AMOUNT
JOY MCEWEN			07/24/17		\$232.00

FOLD ON PERFORATION LINE BELOW  BEFORE DETACHING.

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: Fiscal Services Section

DATE: June 2, 2017

FROM: Kim French

RE: Request for Refund

APPLICATION: S 88392

RECEIPT #: 123184

Please prepare a refund in the amount of \$232, made payable to:

Name: JOY MCEWEN

Address: PO BOX 291

City: CAVE JUNCTION, OR 97523

46111 0201 RPT 123184 S 88392

These funds are being paid or refunded as a result of (check one):

- ☐ Request for file to be Withdrawn
- ☒ Excess fees were collected for application
- ☐ Protest filing fees
- ☐ Standing fees
- ☐ Permit recording fees – Application denied
- ☐ Other: _____

I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: _____

E. Timothy Wall

Date: 10 JUL 17

Mailing List for FO

Scheduled Mailing Date:

Application: S-88392

Permit: S-55072

Original mailed to Applicant with CBU form:

✓ JOY MCEWEN
PO BOX 291
CAVE JUNCTION OR 97523

Copies Mailed	
by: _____	(STAFF)
on: _____	(DATE)

Copies of FO sent to:

- ✓ File S-88392
- ✓ Water Availability - Hydrographics

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

1.

Copies of Map sent to (remember to reduce copy margins):

- ✓ Watermaster District 14, Kathy A. Smith
- ✓ Region: SW REGION

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE STATE OF OREGON**

In the Matter of Water Rights Application)
S-88392, Josephine County)

**FINAL ORDER
APPROVING THE USE OF
STORED WATER**

Authority

ORS 537.147 establishes the process by which an application to use stored water exclusively may be submitted. OAR Chapter 690, Divisions 310 and 340 implement the statute, and provide the Department's procedures and criteria for evaluating applications to use stored water exclusively.

Findings of Fact

1. On April 17, 2017, JOY MCEWEN submitted an application for a water-use permit pursuant to ORS 537.147.
2. The Department provided public notice of the application in the Department's weekly public notice on April 25, 2017. A 30-day comment period followed.
3. The Department has evaluated the application and any comments received, and finds that no public interest in ORS 537.170(8) would be affected adversely by the proposed use.

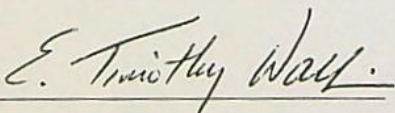
Conclusions of Law

Application S-88392 is consistent with the requirements of ORS 537.147, and OAR Chapter 690.

Now Therefore, it is Ordered:

Application S-88392 is approved, and Permit S-55072 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on July 20 2017.



E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

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 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.

This order was produced by Kim French. If you have any questions about any of the statements contained in this document, I can be reached at 503-986-0816 or Kim.R.French@oregon.gov.

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.

STATE OF OREGON
COUNTY OF JOSEPHINE
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

JOY MCEWEN
PO BOX 291
CAVE JUNCTION OR 97523

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

APPLICATION FILE NUMBER: S-88392

SOURCE OF WATER: DIGGS RESERVOIR, CONSTRUCTED UNDER PERMIT R-15209,
TRIBUTARY TO EAST FORK ILLINOIS RIVER

PURPOSE OR USE: NURSERY USE ON 37.0 ACRES

MAXIMUM VOLUME: 27.5 ACRE-FEET

DATE OF PRIORITY: APRIL 17, 2017

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	8 W	WM	27	SE SE	1390 FEET SOUTH AND 503 FEET WEST FROM THE E ¼ CORNER, SECTION 27

The amount of water used for nursery use under this right, together with the amount secured under any other right existing for the same lands, is limited to 0.15 cubic foot per second per acre and 5.0 acre feet per acre per year. For irrigation of containerized nursery plants, the amount of water diverted under this right, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants, the amount of water diverted under this right, together with the amount secured under any other right existing for the same lands, is limited to one-eightieth of one cubic foot per second and 2.5 acre feet per acre per year. The use of water for nursery use may be made at any time, during the period of allowed use specified above, that the use is beneficial. For irrigation of any other crop, the amount of water diverted under this right, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second and 2.5 acre feet per acre during the irrigation season of each year.

Authorized Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	8 W	WM	27	NE SE	14.5
40 S	8 W	WM	27	SE SE	22.5

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

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The water user shall install, maintain, and operate fish screening and fish passage devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while passage devices provide adequate upstream and downstream passage for fish. The required screen and passage devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or passage devices are not necessary.

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. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.
- 3. 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.
- 4. 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.
- 5. 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.

6. 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.
7. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
8. Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
9. Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued July 20 2017.

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director



Oregon

Kate Brown, 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

June 2, 2017

JOY MCEWEN
PO BOX 291
CAVE JUNCTION OR 97523

REFERENCE: FILE S-88392

Joy Mcewen:

Enclosed please find a check in the amount of \$232. This refund results from excess fees having been collected for the application referenced above.

If you have any questions, please contact Kim French, at 503-986-0816.

Sincerely,

E. Timothy Wallin
Water Rights Program Manager

cc: file

enclosure

WATER RESOURCES DEPARTMENT
REQUEST FOR DISTRIBUTION OF FUNDS

TO: Fiscal Services Section

DATE: June 2, 2017

FROM: Kim French

RE: Request for Refund

APPLICATION: S 88392

RECEIPT #: 123184

Please prepare a refund in the amount of \$232, made payable to:

Name: JOY MCEWEN

Address: PO BOX 291

City: CAVE JUNCTION, OR 97523

These funds are being paid or refunded as a result of (check one):

- ☐ Request for file to be Withdrawn
- ☒ Excess fees were collected for application
- ☐ Protest filing fees
- ☐ Standing fees
- ☐ Permit recording fees – Application denied
- ☐ Other: _____

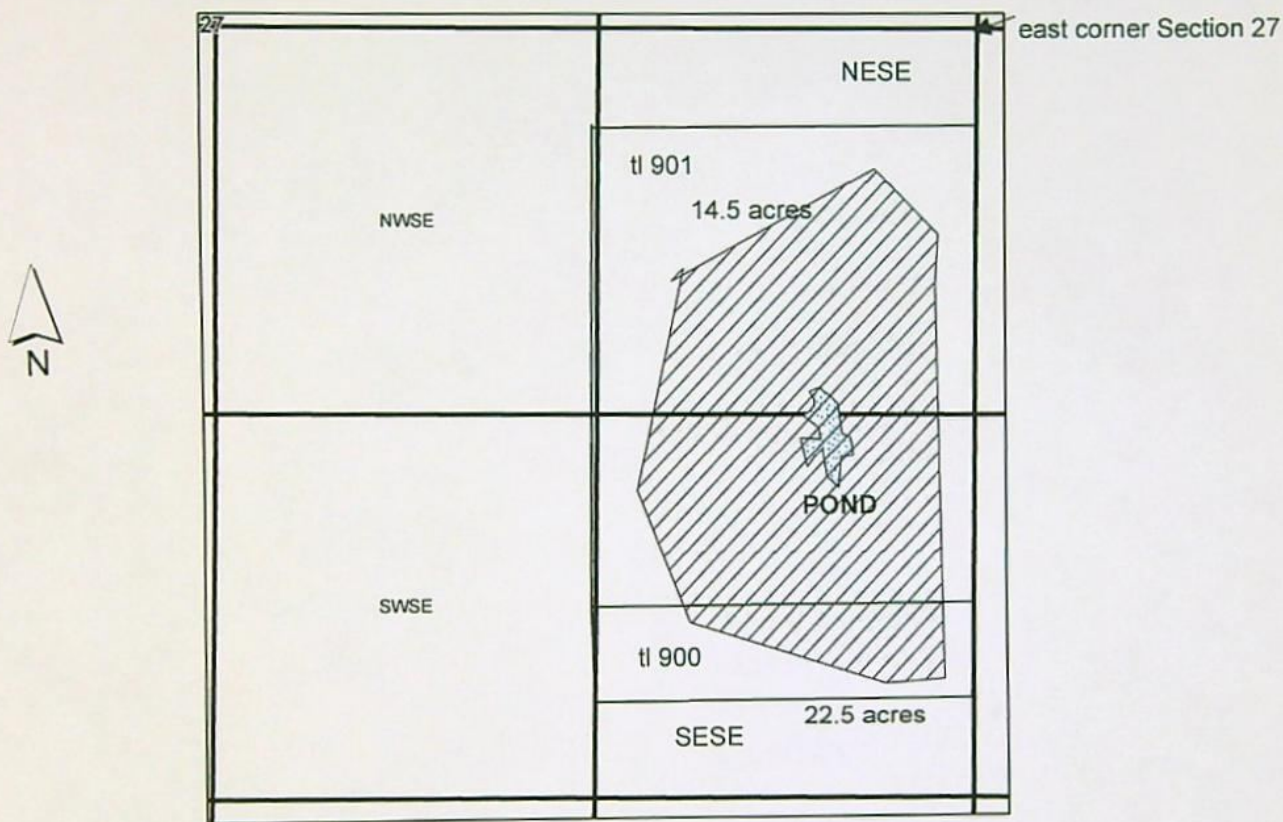
I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: _____

E. Timothy Wall

Date: 10 JUL 17

T 40S R8W Southeast Quarter Section 27



1 inch = 660 feet

The appimate center of the pond is located 503 ft west and 1390 ft south from the east corner of Section 27. The area of the pond is 0.7 acres.

RECEIVED BY OWRD

APR 17 2017

SALEM, OR

5-88302

Expedited Secondary Final Order Checklist

Application #: S-88392 Applicant: JOY MCEWEN

Requested Use/Rate/Season NU - 37.0AC - 27.5AF; 4R

Allowed Use/Rate/Season _____ Duty _____

Noticed on 4/25/17 Comment Deadline 5/25/17

Electronic/written comments? ☒ No ☐ Yes Comment eval? ☐ N/A ☐ No ☐ Yes

Were there any comments that raise a public interest described in ORS 537.170(8)? ☒ No ☐ Yes; issue a PFO

Conditions ☒ Medium Totalizing < 100 AF ☒ Large Totalizing ≥ 100 AF
Use "Large" for temp control (including NU), or when the applicant is a government entity

Other Conditions: _____

Is water available and legally stored? ☐ No ☒ Yes Permit #: R-15209

Reservoir Name DIGGS RESERVOIR

Storage contract ☒ NA ☐ BOR ☐ Doug Co ☐ Corp of Eng ☐ needed ☐ obtained # _____

Land use ☒ allowed outright ☐ not allowed ☐ being pursued ☐ county notified ☐ NA

POU conflict ☐ NA ☒ No ☐ No, different sources ☐ No, make up a deficiency in rate ☐ No, existing not at max. rate
☐ Yes _____

Use is supplemental, checked for primary rights w/ diff source ☒ NA ☐ Yes limits _____

App w/in a District boundary ☒ No ☐ Yes, cc: _____

MU or QM ☒ NA ☐ will complete construction within 20 years
☐ Lisa reviewed recommendations _____

Authorized agent specified ☒ NA ☐ Yes _____

Copy to ☒ SWR ☒ WM # 14 ☐ a.l.o. _____
☐ NCR ☐ agent ☐ a.l.o. _____
☐ CWRE

☐ city _____
(w/in 5-mile muni wells)

Application #: S-88392 Applicant: JOY MCEWEN

✓ Fees

Base Fee	Water Amount (Q)		
\$450	<u>20</u> AF up to 20 AF @ \$30/af	=	<u>1600</u>
	<u>7.5</u> AF at \$1 each	=	<u>8</u>
<u>450</u> (base)		+	<u>1608</u> (Q)
		=	<u>1058</u> (total exam fee)

EXAM FEE REQUIRED	<u>1058</u>	RECORDING FEE REQUIRED	\$450
EXAM FEE PAID	<u>- 1290</u>	RECORDING FEE PAID	<u>- 450</u>
STILL OWED	<u>✓ 232 REFUND</u>	STILL OWED	<u>8</u>

✓ App/map meet min. req ☒ Yes ☐ No ☐ ALO info ☐ map ☐ legal
(If no, don't do an FO yet; send a certified letter.)

✓ FO w/ permit # S-55072 ___ FO w/ draft permit; still needed:

- ___ fees
- ___ easement
- ___ contract
- ___ land use

Name: Kim French Date: 6/2/2017

Peer Reviewer: 62

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.



Oregon Water Resources Department
Point of Diversion Characteristics

- [Main](#)
- [Return](#)
- [Help](#)
- [Contact Us](#)

Point of Diversion Characteristics

Right:	App: S 88392 *
Name:	JOY MCEWEN

TRSQQ: 40.00S-08.00W-27-SESE

County: Josephine

Basin: Rogue

WM District: 14

WM Region: SW

Withdrawn Area:

WAB: E FK ILLINOIS R > ILLINOIS R - AB ELDER CR (70979)

Priority WAB: E FK ILLINOIS R ab ELDER CR (OWRD: Very good, ODFW: Highest)
(70979)

Rule 4D:

Groundwater Restricted

Area:

Scenic Water Way: ABOVE The Illinois Scenic Waterway

Division 33: STATEWIDE

Water Quality Limited: Yes

82



Place of Use Conflict Report

The following rights have acreage in the same quarter-quarter as App: S 88392 *

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Acres
CERT.13881.0R *	HYDROPLASS MINING CO	ILLINOIS RIVER (F)			13881	12/31/1880	NC	MI	40.00S-08.00W-27-NESE			
APP. P.74446 *	CHRISTINE M SCHIFFILER		P-74446			12/26/1995	NC	MI	40.00S-08.00W-27-			
								MI	40.00S-08.00W-27-			
								ST	40.00S-08.00W-27-			
								ST	40.00S-08.00W-27-			
APP. P.74564 *	CHRISTINE SCHIFFILER		P-74564			8/9/1994	NC	LV	40.00S-08.00W-27-			
								LV	40.00S-08.00W-27-			
APP. P.78907 *	ROY ROWE		P-78907			12/28/1994	NC	LV	40.00S-08.00W-27-SESE			
								LV	40.00S-08.00W-27-NESE			
PERMIT. R.15209 *	JOY MCEWEN		R-88215	R-15209		4/20/2016	NC	MP	40.00S-08.00W-27-NESE			
								MP	40.00S-08.00W-27-SESE			
CERT.39775.0R *	ROY ROWE		S-39865	S-29673	39775	5/18/1964	NC	ID	40.00S-08.00W-27-SESE			5.0000

E-2

Yes No

Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Application S-88392 County JOSEPHINE Priority Date 4-17-17Township 40S Range 8W Section 27Amount 27.5 af Use PURCHASER WM Dist. # 14Applicant Name JOY McEWENReceipt No. 123184 Caseworker Assigned: ☐ Barbe ☒ Kim ☐ Lisa ☐ Scott☒ Contact info: Applicant/Organization Name and Mailing Address☒ Signature (in ink) of all applicants or the applicant's authorized agent (include title or authority if for an organization or corporation).☐ Property ownership: Does the applicant own all the land for the proposed project? (Y) / N

If No:

☐ The affected landowner's name and mailing address must be listed☐ A signed statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.☒ For a SW Application: Source of water must be indicated.☐ If the source is stored water, is the stored water component filled out and does the applicant own the reservoir or include a non-expired agreement for stored water? (ORS 537.400)*NOTE: A surface water application cannot be filed at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application, Exp. Secondary (E2)(ORS 537.147).*☐ If for stored water not under contract, is the source authorized under a permit, certificate, or decree?Permit or Certificate issued? (Y) / N Permit or Certificate # R-5209☒ For a GW Application: Well Development Tables completed and/or a well log report included (if existing)☒ Proposed water use☐ Amount of water from each source in GPM, CFS, or AF☒ Period of use indicated☐ If for supplemental irrigation, primary acreage or underlying permit or certificate number listed
(Primary and Supplemental Irrigation counts as 2 uses)☒ Water Management Section (Estimates if the water system has not been designed)☒ Resource Protection Section (N/A for Groundwater)☒ For all standard reservoir applications: Preliminary plans and specifications including dam height, width, crest width and surface area for each reservoir.☒ Project schedule (If system is already completed, indicate "existing.")

☐ Supplemental data sheets enclosed (if needed)

☐ Form M (Municipal or Quasi-Municipal)

☐ Spring Description Sheet (if source is a spring)

☒ A completed **Land-Use Form** or receipt signed and dated by the appropriate planning department officials. *Please be certain that the Land-Use form lists all lands involved and all uses proposed. Date of signature must be within the past 12 months.*

☒ A **Legal Description** of all the properties involved where water is diverted, crossed, and used. The Legal description includes a metes and bounds or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or applicant may submit a lot book report prepared by a title company. Copies of tax bills are not acceptable.

☒ The proposed source **IS / IS NOT** (circle one) restricted or withdrawn from further appropriation. *NOTE: If it is withdrawn under ORS 538, then return application and fees. If it is withdrawn by other means, accept the application and a negative IR will be issued.*

☒ The **map** must meet all the minimum requirements of OAR 690-310-0050.

☒ Township, Range, Section

☒ Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)

☐ Place of use, 1/4-1/4's and tax lot clearly identified

☐ Even map scale not less than 4" = 1 mile (1" = 1320 ft.); examples: 1" = 100 ft., 1" = 200 ft.

☐ Location of *each* diversion point, well or dam by reference to a recognized public land survey corner. Multiple wells shall be uniquely labeled, and identified on well logs if existing.

☐ Reference corner on map

☐ North Directional Symbol

☐ Number of acres per 1/4-1/4 if for irrigation, nursery, or agriculture

☒ For a standard reservoir application to store ≥ 9.2 acre feet AND having a dam height ≥ 10 feet, map must be prepared by a CWRE

☒ **Fees:**

Base Fee	\$ _____	Permit Recording Fees	\$ _____
1 st CFS @ \$300	\$ _____	Mitigation Fee	\$ _____
____ add'l CFS @ \$300 ea	\$ _____	Rec Fee Total	\$ _____
____ AF up to 20 AF @ \$30 ea	\$ _____	Rec Fee Paid	\$ _____
____ add'l AF @ \$1 ea	\$ _____		
____ add'l <input type="checkbox"/> pod/poa <input type="checkbox"/> use @ _____ ea	\$ _____		
____ add'l res @ \$125 ea	\$ _____		
Exam Fee Total	\$ _____	Total Fees	\$ _____
Exam Fee Paid	\$ _____	Paid	\$ <u>1740</u>
		Amount Due	\$ _____

Reviewed 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 # **123184**

INVOICE # _____

RECEIVED FROM: **JOY C MCEWEN**

APPLICATION **588392**

BY: _____

PERMIT _____

CASH: ☐ CHECK: # **1341** OTHER: (IDENTIFY) ☐

TRANSFER _____

TOTAL REC'D \$ **1740⁰⁰**

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 \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ **1290⁰⁰** 0202 \$ **450⁰⁰**

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ _____

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

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 (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **123184**

DATED: **4-17-17**

BY: **M Cook**

Application for a Permit to Use Surface Water



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

1740

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME <u>Joy McEwen</u>		PHONE (HM) <u>541 592 2899</u>	
PHONE (WK) <u>541 592 5483</u>	CELL <u>541 415 5472</u>	FAX	
ADDRESS <u>PO Box 291 / 9580 Takilma Rd.</u>			
CITY <u>Cave Junction</u>	STATE <u>OR</u>	ZIP <u>97523</u>	E-MAIL * <u>digginlivin@gmail.com</u>

Organization Information

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

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

AGENT / BUSINESS NAME		PHONE		FAX	
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 packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- 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 have not provided my social security number in any of the materials submitted to the Department.

SALEM, OR

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

Joy McEwen
Applicant Signature

Joy McEwen
Print Name and title if applicable

4/5/17
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. _____	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

☒ Yes

☒ There are no encumbrances.

☐ This land is encumbered by easements, rights of way, roads or other encumbrances.

☐ No

☐ 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 irrigation and/or domestic use only (ORS 274.040).

☐ Water is to be diverted, conveyed, and/or used only on federal lands.

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List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: *Permit R 15209 pond* Tributary to: *Illinois River*

Source 2: Tributary to:

Source 3: Tributary to:

Source 4: Tributary to:

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in item 3A above?

☒ Yes.

☐ No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

☐ By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
pond R15209	nursery use	year round	27.5 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 26 Acres 33.0 (fm) Supplemental: _____ Acres

List the Permit or Certificate number of the underlying primary water right(s): _____

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 27.5

- If the use is **municipal** or **quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: _____
- If the use is **mining**, describe what is being mined and the method(s) of extraction: _____

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source? SALEM, OR then moving towards

- ☒ Pump (give horsepower and type): 2 HP, Little Giant 520200 ~~520200~~
 or 10 HP Munro MVIDHS Pump.
- ☐ Other means (describe): _____

☒ Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

I plan to use a large electric pump, PVC piping, and a large storage tank to disperse the water to a irrigation system.

B. Application Method

☒ What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

I plan to use various forms of irrigation systems, both drip, high pressure sprinkler, hoses, and possibly a wheel line in the future.

C. Conservation

☒ Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters. — meter will

A meter will be placed on the pump. Dry land cover cropping will be used to prevent waste, along with a majority of drip irrigation application. I will be using organic practices to prevent damage.

SECTION 6: RESOURCE PROTECTION

☒ In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- ☒ Diversion will be screened to prevent uptake of fish and other aquatic life.
Describe planned actions:

I will be adding a screen to the pump to prevent uptake of fish and other aquatic life.

- ☒ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions:

Excavation or clearing of banks will only be used in emergency situations.

- ☒ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe:

Operating equipment in a water body will be done quickly and efficiently to prevent damage to aquatic life.

- ☒ Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe:

I will prevent erosion by cover cropping and building soil and I only use organic practices and application.

SECTION 7: PROJECT SCHEDULE

Date construction will begin: 05 / 2017

Date construction will be completed: 06 / 2017

Date beneficial water use will begin: 06 / 2017 when permit issued

NP

SECTION 8: 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 9: REMARKS

Use this space to clarify any information you have provided in the application.

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Land Use

Revised 2/1/2012

Surface Water/7



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

S-88392

Information Form

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NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



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

Applicant: Joy McEwen
First Last
Mailing Address: PO Box 291 / 9580 Takilma Rd. or 4567
Cave Junction OR 97523 WALDO RR
City State Zip Daytime Phone: 541 415 5472

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	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
40S	8W	27	NESE			<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	nursery
						<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:

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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 ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☒ Reservoir/Pond ☐ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 27.5 ☐ 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 nursery

Briefly describe:

I plan to use the water for growing, vegetables, Fruit trees, canabis, Flowers, and cover crop.

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

See bottom of Page 3. →
Surface Water/9

Revised 2/1/2012

WR

5-88392

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 the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Section 65.02.B.14 RLDC
- ☐ Land uses to be served by the 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
RECEIVED BY OWRD		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
APR 17 2017		<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

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.

See Attached Josephine County Planning 700 NW Dimmick Street Suite C Grants Pass, OR 97526	RECEIVED APR 12 2017 JO CO - PLANNING
---	--

Name: Melissa Older Title: Office Manager

Signature:  Phone: 541-474-5423 Date: 04/12/2017

Government Entity: Josephine 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: _____

5-88392

04/06/2017 – 4567 Waldo Road/40-08-27, TL 901 – Joy McEwen

PRODUCTION ONLY – No processing, wholesaling, retailing, laboratory or research activities.

All structures (including greenhouses & shipping containers) require development permits and must meet setbacks.

Fences over 7 feet in height are structures and must meet setbacks. Development and Building Safety permits are required. Other types of fences have different restrictions.

Any use within a riparian corridor will be subject to Site Plan Review.

Any use in a wetland will be subject to clearance by the Oregon Department of State Lands.

Proposed structures located in flood hazard areas require permits and must meet current flood regulations.

Farm uses shall not cause or result in significant adverse impacts for residential and institutional uses authorized in the residential zones.

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5-88392

STATE OF OREGON

COUNTY OF JOSEPHINE

PERMIT TO STORE PUBLIC WATERS

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APR 17 2017

SALEM, OR

THIS PERMIT IS HEREBY ISSUED TO:

JOY MCEWEN
PO BOX 291
CAVE JUNCTION OR 97523

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

APPLICATION FILE NUMBER: R-88215

SOURCE OF WATER: RUNOFF, TRIBUTARY TO EAST FORK ILLINOIS RIVER

STORAGE FACILITY: THE DIGGS RESERVOIR

MAXIMUM VOLUME: 27.5 ACRE-FEET

DATE OF PRIORITY: APRIL 20, 2016

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

USE: MULTIPLE PURPOSE

Dam Location/Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	8 W	WM	27	SE SE	1315 FEET NORTH AND 528 FEET WEST FROM SE CORNER, SECTION 27

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
40 S	8 W	WM	27	NE SE
40 S	8 W	WM	27	SE SE

Measurement devices, and recording/reporting of annual water storage conditions:

- A. Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. If no dead-pool, the gage must measure the full depth of the reservoir. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water stored, and may require the permittee to report water-storage on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.

- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe (with a minimum diameter of 8" for any in-channel reservoir). This requirement may be waived if the Department determines other means have been provided to evacuate water when necessary.

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

The Director may require the user to measure inflow and outflow, above and below the reservoir respectively, to ensure that live flow is not impeded outside the storage season. Measurement devices and their implementation must be acceptable to the Director, and the Director may require that data be recorded on a specified periodic basis and reported to the Department annually or more frequently.

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.

Notwithstanding that ODFW has made a determination that fish screens are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish-screening devices to prevent fish from entering the proposed diversion.

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.

Diversion of water under this permit is contingent on designated scenic waterway flows being met downstream. No appropriate gage currently exists for this scenic waterway, however at the discretion of the Director, the water user may be required to monitor streamflow at a specific location and discontinue diversion when the flows specified below are unmet at the gage. Should the Director require such streamflow monitoring, the location and nature of monitoring is subject to change at the discretion of the Director. Notwithstanding the lack of a gage, the watermaster may regulate diversion under this right if it is determined by the Department that the flows listed below are unmet at the gage.

Illinois Scenic Waterway	
Month	Minimum Flow (cfs)
December	1500
January	1500
February	1500
March	1500
April	1500
May	1500

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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 of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
9. The permitted volume of water shall be stored within five years of the date of permit issuance. If additional time is needed, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
10. Within one year after storage of water, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.
11. 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.
12. 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 Departmental standards.

Issued FEBRUARY 22 2017

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

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SALEM, OR

Property Information



North Latitude
42 3 23.7

West Longitude
123 37 29.1

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SALEM, OR

MAP NUMBER	40082700000901
OWNER NAME	MCEWEN, JOY C
SITUS	4567 WALDO RD
OWNER ADDRESS	PO BOX 291
CITY	CAVE JUNCTION
STATE	OR
ZIP	97523
ZONE	WR
ACRES	50
PROPERTY FLAGS	Fire Hazard Area, Flood Way, 100 yr Flood, Slopes > 15%
IMPROVEMENTS	MOBILE SINGLE WIDE (M2 BEDROOMS) MOBILE SINGLE WIDE MAIN.AREA (1 BEDROOMS) MFD STRUCT/AS GP BLDG MFD STRUCT/AS GP BLDG (M2 BEDROOMS) GENERAL PURPOSE SHED

Josephine County Planning
700 NW Dimmick Street
Suite C
Grants Pass, OR 97526

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After recording return to:
JOY C. MCEWEN
P.O. Box 291
CAVE JUNCTION OR 97523

Until a change is requested all tax statements
shall be sent to the following address:
JOY C. MCEWEN

P.O. Box 291
CAVE JUNCTION OR 97523

File No.: 7151-935118 (CAH)

Date: January 24, 2007

JOSEPHINE COUNTY OFFICIAL RECORDS
GEORGETTE BROWN, COUNTY CLERK

2007-001960



\$30.00

00166668200700019600030033

01/26/2007 03:02:00 PM

DED-WRD Cnt=1 Stn=4 RECEIPTS
\$15.00 \$11.00 \$4.00

STATUTORY WARRANTY DEED

30

CHIEF HIDDEN WOLF, PASTOR OF THE NEW AGE MISSION, AND HIS SUCCESSORS IN OFFICE, a corporation, Grantor, conveys and warrants to **JOY C. MCEWEN**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$385,000.00**. (Here comply with requirements of ORS 93.030)

Page 1 of 3

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APR 17 2017

SALEM, OR

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES, 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 197.352.

Dated this 24 day of JANUARY, 20 07.

MARY JANE WOLF AS ATTORNEY IN FACT
FOR CHIEF HIDDEN WOLF, PASTOR OF
THE NEW AGE MISSION AND HIS
SUCCESSORS IN OFFICE

Mary Jane Wolf for Chief Hidden Wolf, his attorney in fact.
By: MARY JANE WOLF FOR CHIEF
HIDDEN WOLF, HIS ATTORNEY IN
FACT

STATE OF Oregon)
)ss.
County of JOSEPHINE)

On this 24 day JANUARY, 20 07 personally appeared **MARY JANE WOLF**, who being duly sworn (or affirmed), did say that he/she is the attorney in fact for **CHIEF HIDDEN WOLF**, and that he/she executed the foregoing instrument by authority of and in behalf of said principal; and he/she acknowledge said instrument to be the act and deed of said principal.

Carol Holland



Notary Public for Oregon
My commission expires:

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APR 17 2017

SALEM, OR

APN: R332385

Statutory Warranty Deed
- continued

File No.: 7151-935118 (CAH)
Date: 01/24/2007

3

EXHIBIT A

LEGAL DESCRIPTION:

PARCEL 1:

The North Half of the South Half of the Southeast Quarter of the Southeast Quarter; and the North Half of the Southeast Quarter of the Southeast Quarter; and the South Half of the Northeast Quarter of the Southeast Quarter; and the South Half of the North Half of the Northeast Quarter of the Southeast Quarter of Section 27, Township 40 South, Range 8 West, of the Willamette Meridian, Josephine County, Oregon.

Page 3 of 3

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SALEM, OR

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- ☐ SECTION 1: applicant information and signature
- ☐ SECTION 2: property ownership
- ☐ SECTION 3: source of water requested
- ☐ SECTION 4: water use
- ☐ SECTION 5: water management
- ☐ SECTION 6: resource protection
- ☐ SECTION 7: project schedule
- ☐ SECTION 8: within a district
- ☐ SECTION 9: remarks

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Attachments:

- ☒ Land Use Information Form with approval and signature (*must be an original*) or signed receipt - 125
- ☒ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- ☒ Fees - Amount enclosed: \$ 1740.00
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- ☐ Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- ☐ Other:

Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____
- ☐ Land Use Information Form _____
- ☐ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- ☐ Fees _____

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MAP

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
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- ☐ Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- ☐ Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- ☐ Other _____

5-88392

**Oregon Water Resources Department**
Permit to Appropriate Only Stored Water - Expedited Secondary[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Tuesday, April 18, 2017

Base Application Fee.		\$450.00
Acre feet of Stored Water to be diverted.	27.5	\$608.00
Permit Recording Fee. ***		\$450.00
*** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$1,508.00

[OWRD Fee Schedule](#)

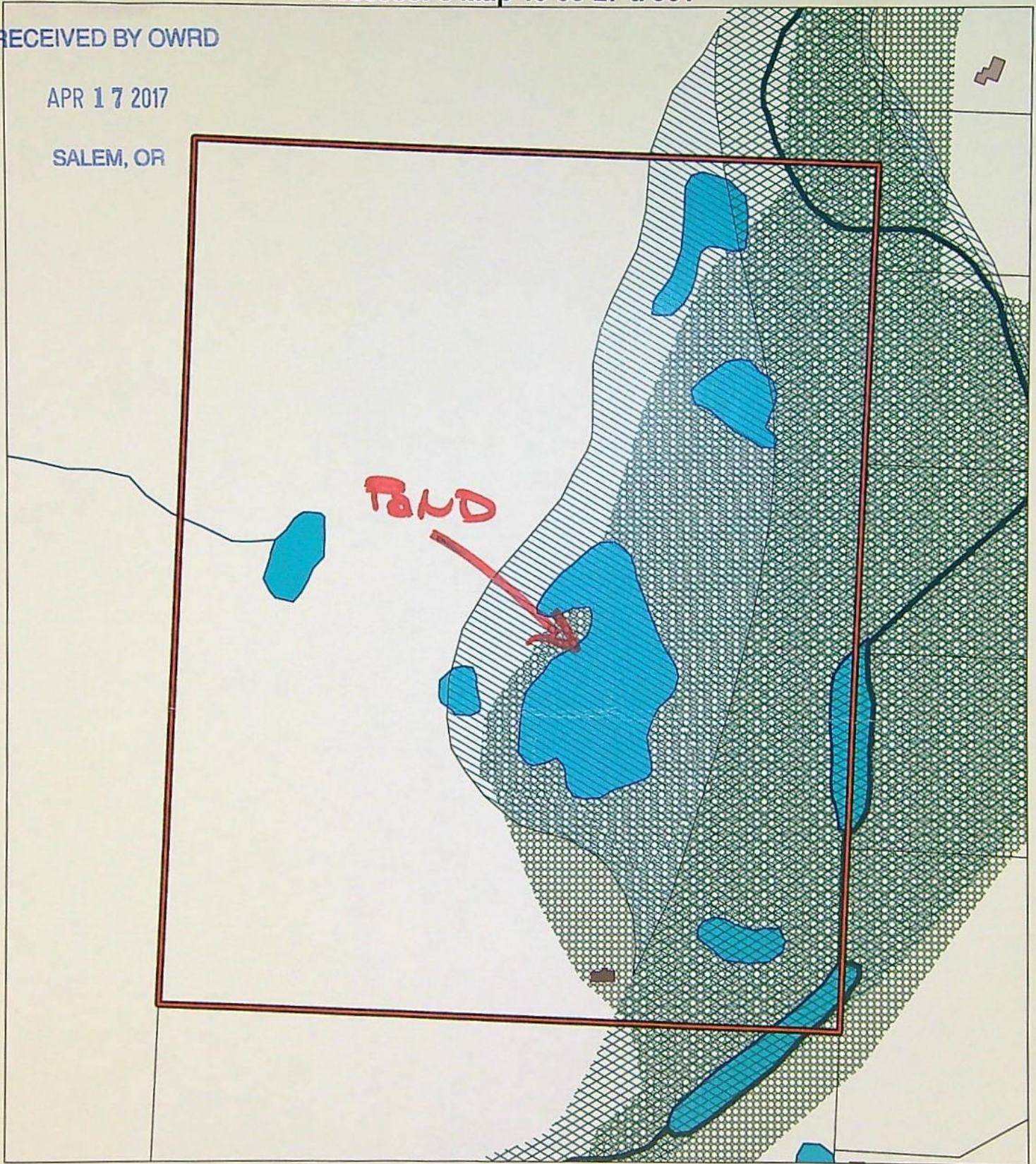
Fee Calculator Version: B20130709

Assessor's Map 40-08-27 tl 901

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APR 17 2017

SALEM, OR



Legend

- FEMA Flood Map
- Floodway
- Floodway Fringe
- Taxlots
- Water (line)
- Class 1
- Class 2
- Water (polygon)
- Water Bodies
- Wetlands (line)
- Wetlands (polygon)

300 0 300 600 Feet

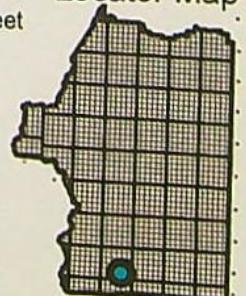
The information on this map is furnished for general interest purposes only. This information is provided without warranties of any kind, express or implied, and it should not be used to support any purchase or other investment. Neither Josephine County, Cave Junction, nor Grants Pass will accept responsibility for any errors or inaccuracies in the depicted information.



Scale
1:3117



Locator Map



Creation date: Wednesday, April 5, 2017 C:\Puma\puma.apr

5-88302