

STATE OF OREGON

COUNTY OF BENTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321

confirms the right to store water perfected under the terms of Permit R-15076. 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 FILE NUMBER: R-87981

SOURCE OF WATER: RUNOFF AND AN UNNAMED STREAM, TRIBUTARY TO BOWERS SLOUGH

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 8.36 ACRE-FEET

DATE OF PRIORITY: JUNE 3, 2014

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

USE: MULTIPLE PURPOSE

The dam location is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
10 S	4 W	WM	26	NW SW	230 FEET SOUTH AND 280 FEET EAST FROM W1/4 CORNER, SECTION 26

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
10 S	4 W	WM	26	SW NW
10 S	4 W	WM	26	NW 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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a staff gage that measures the entire range and stage between full reservoir level and dead-pool level in the reservoir.
- B. If the Director notifies the water user to install a staff gage, or other suitable measuring device, the water user shall install such devices within the period stated in the notice. Once installed, the water user shall maintain the devices in good working order and shall allow the watermaster access to the devices.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used, and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user 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 water user 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 water user 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.

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

This right allows an annual appropriation (not to exceed the specified volume). This right 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.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

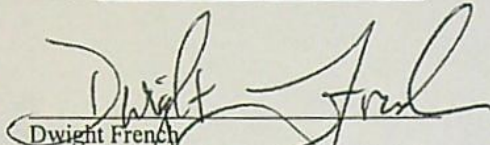
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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.

The right to store water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued OCT 23 2015

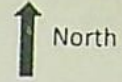

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department



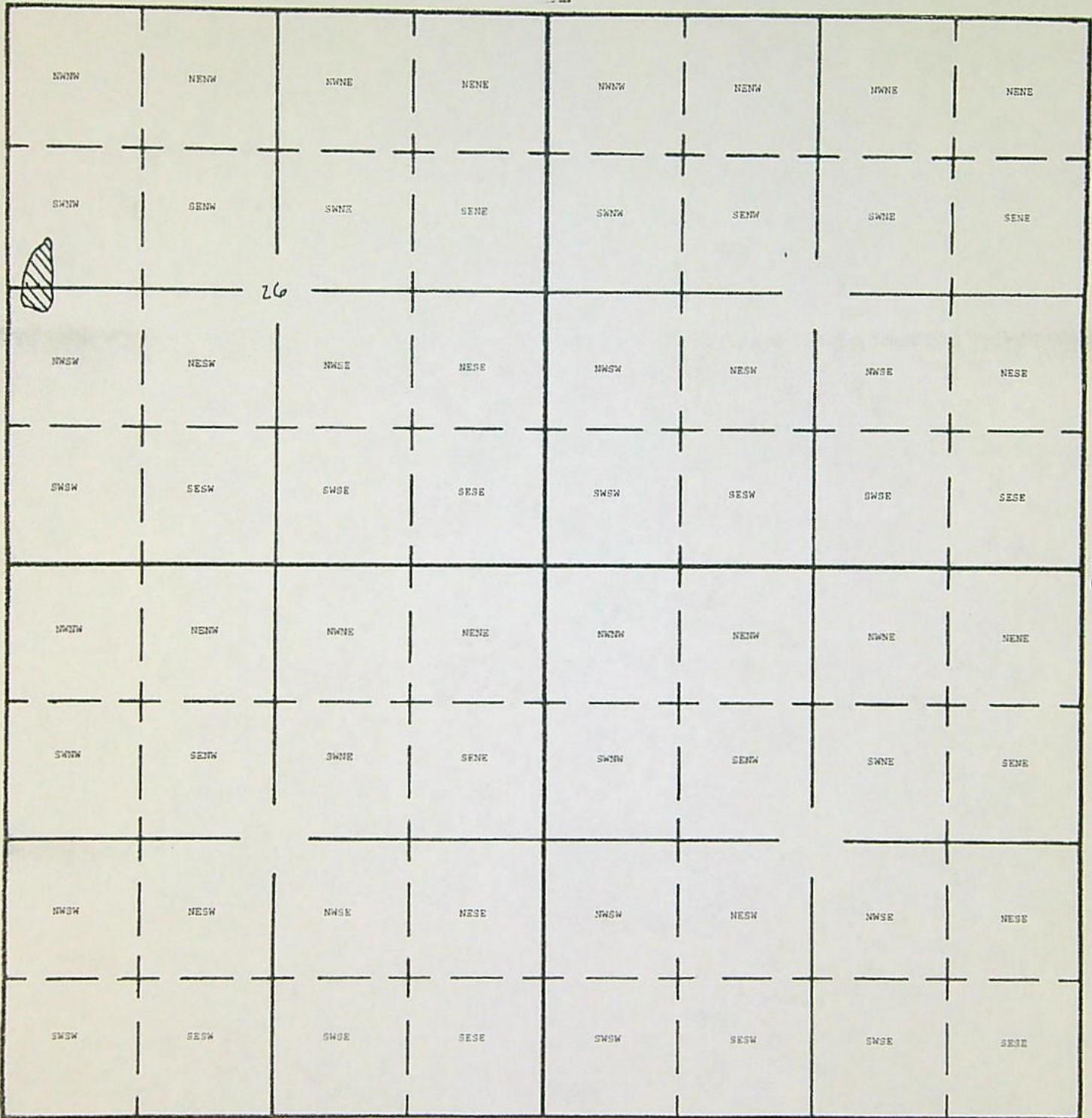
Lakeview Estates Homeowner's Association

1" = 1320'

Tax Lot: 3800



10 South, 4 West, Section 26



RECEIVED BY OWRD

Dam Location: 230 Feet South and 280 Feet East from W1/4 of Section 26

OCT 1 2014

SALEM, OR

R-87981
PERMIT R-15076

RECEIVED BY OWRD

OCT 17 2014

SALEM, OR



Oregon

Keep Growing. Keep Moving.

Water Resources Department

1000 NE Oregon Street

Salem, OR 97331

503-986-0900

Fax: 503-986-0003

DATE MAILED: October 23, 2015

NOTICE OF CERTIFICATE ISSUANCE

The attached certificate confirms the water right established under the terms of a permit issued by this Department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

The certificate is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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 within three months after issuance of the certificate.

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-87981

Permit: R-15076

Certificate: 90830

Permit/Certificate Holder:

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321 ✓

Copies Mailed

by: Connie Vance
(STAFF)

on: OCT 23 2015
(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 16 ✓
- ~~2. Data Center (include copy of map)~~
3. Water Availability ✓
4. Vault ✓
5. File ✓

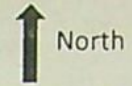
Other persons to receive copies: (include map):

1. Current landowner: 10426C003800
Lakeview Estates LLC
6990 Chakarun Lane, SE ✓
Salem, OR 97306

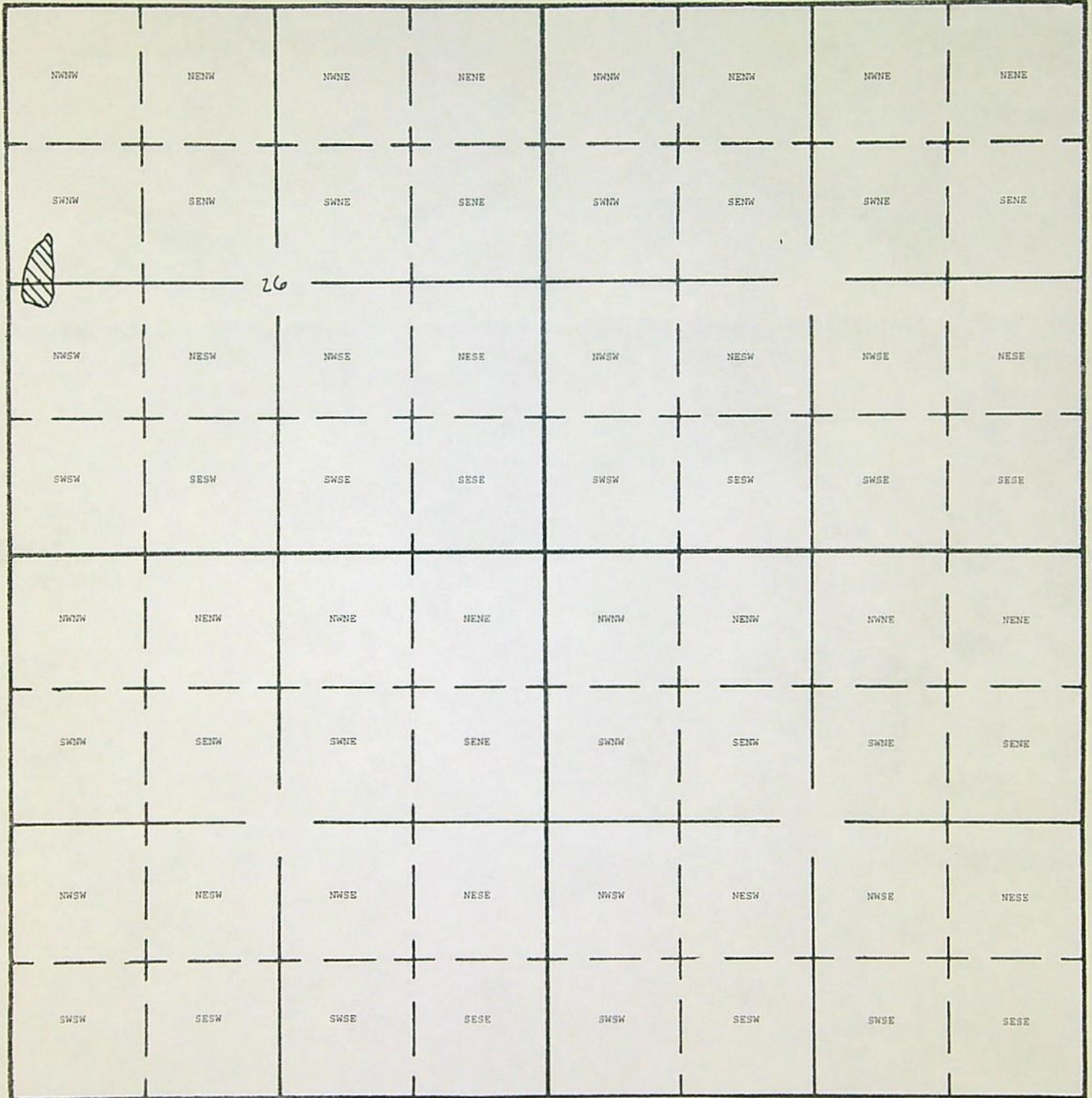
Lakeview Estates Homeowner's Association

1" = 1320'

Tax Lot: 3800



10 South, 4 West, Section 26



South

RECEIVED BY OWRD

Dam Location: 230 Feet South and 280 Feet East from W1/4 of Section 26

JUN 11 2014

SALEM, OR

R-87981
PERMIT R-15076

RECEIVED BY OWRD

OCT 17 2014

SALEM, OR

STATE OF OREGON

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STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 8.36 ACRE-FEET

DATE OF PRIORITY: JUNE 3, 2014

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

USE: MULTIPLE PURPOSE

The dam location is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
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- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used, and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user 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 water user 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 water user 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.

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

This right allows an annual appropriation (not to exceed the specified volume). This right 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.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

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The right to store water for the above purpose is restricted to beneficial use on the lands or place of use described.

Issued _____.

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

Mailing List for Certificate

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Permit: R-15076

Certificate: 90830

Permit/Certificate Holder:

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321

Copies Mailed

by: _____
(STAFF)

on: _____
(DATE)

Copies of Final Certificate to be sent to:

1. Watermaster District 16
2. Data Center (include copy of map)
3. Water Availability
4. Vault
5. File

Other persons to receive copies: (include map):

1. Current landowner: 10426C003800
Lakeview Estates LLC
6990 Chakarun Lane, SE
Salem, OR 97306

Certificate Checklist for Qualifying Reservoirs

Under ORS 537.409 (10) (11)(COBU by Permittee)

(Must be less than 9.2 acre feet)

File No.: App R-87981 Permit R-15076

Date: 9-18-15

Reviewer: Machelle Bambergere

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

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 *: 8.36 Permit = 8.36
(If less than permit, issue PROPOSED)

Check Area of Interest YES NO

Identified Party None

Check Current Ownership YES NO (If new owners, indicate name and mailing address below)

105 R4W sec 26 Taxlot 3800
LAKVIEW Estates LLC
6990 CHALKARUN LN, SE
Salem, OR 97306

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

Issue: PROPOSED

CERTIFICATE # 90830

✓ c date ~~8~~ 9-11-2019

Peer Review _____

File Marked _____

Claim Logged _____

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO STORE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321

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

APPLICATION FILE NUMBER: R-87981

SOURCE OF WATER: RUNOFF AND AN UNNAMED STREAM, TRIBUTARY TO BOWERS SLOUGH

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 8.36 ACRE FEET

DATE OF PRIORITY: JUNE 3, 2014

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
10 S	4 W	WM	26	NW SW	230 FEET SOUTH AND 280 FEET EAST FROM W1/4 CORNER, SECTION 26

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
10 S	4 W	WM	26	SW NW
10 S	4 W	WM	26	NW SW

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a staff gage that measures the entire range and stage between full reservoir level and dead-pool level in the reservoir.
- B. If the Director notifies the permittee to install a staff gage, or other suitable measuring device, the permittee shall install such devices within the period stated in the notice. Once installed, the permittee shall maintain the devices in good working order and shall allow the watermaster access to the devices.
- C. 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.
- 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.

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.

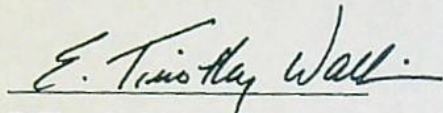
STANDARD CONDITIONS

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 SEPTEMBER 11 2014.



E. Timothy Wallin, Water Rights Program Manager
for Director, Oregon Water Resources Department

[Print Report](#)



Oregon Water Resources Department Attribute Report

Report Date: Sep 18, 2015

General:

TRSQQ:	WM10.00S4.00W26NWSW
DLC:	-
Latitude:	44.6723004501
Longitude:	-123.1521167092
Buffer (ft):	1
Elevation (ft):	303
Basin Name:	Willamette
County:	Benton
WM District:	16
WM Region:	NORTHWEST
ODFW Region, District:	Northwest Region, Mid Willamette District
Irrigation District AOI:	-
Irrigation District, Other:	-
Dams (Permit):	-
Water Rights:	<u>Platcard for WM10.00S4.00W26</u>
Well Logs:	<u>Logs for WM10.00S4.00W26</u>

Rules:

Withdrawn Authority:	-
Groundwater Retriected:	-
GW Retriected Subunit:	-
GW ODEQ Management Area:	-
GW Umatilla Muni Wells (5mile):	-
Rule 4D:	Rules apply

Division 33 (Area, Watershed, species):	LOWER COLUMBIA , <i>Muddy Creek-Willamette River</i> , Oregon Chub, Bull Trout, Pacific Lamprey, Western Brook Lamprey, Chinook Salmon, Steelhead
Water Quality Limited Pollutant:	-
Is in Deschutes Study Area:	-
Deschutes Zone Impact:	-
Deschutes Zone Overlay:	-
Scenic Water Way:	-

Hydrography:

OWRD Streamcode:	-
Waterbody Name:	-
HUC 10:	1709000306
HUC Watershed:	Muddy Creek-Willamette River
WAB Wshed Order:	9
WAB Analysis:	<u>WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174</u>
Streamflow:	OWRD Opportunities: Poor ODFW Needs: Moderate Combined Priority: Not a priority
Gaging Station Data:	-

Sources:

General
<i>wrd_sde.SDE.pls_quarter_quarter</i> . Bureau of Land Management, Oregon Water Resources Department.. n.d. 1:24,000.
<i>Donated Land Claims</i> . Oregon Water Resources Department. January 1, 1995. 1:100,000.
<i>Elevation</i> . ESRI World Elevation. February 2000. 1:121,000.
<i>OWRD Administrative Basins</i> . Oregon Water Resources Department. January 1, 1995.

Oregon Counties. Bureau of Land Management (BLM), Oregon State Office.. January 1, 2008.

OWRD Watermaster Districts. Oregon Water Resources Department. March 31, 2014.

OWRD Regions. Oregon Water Resources Department. January 1, 1995.

ODFW Districts and Regions. Oregon Department of Fish and Wildlife. August 28, 2012.

Water Organizations Oregon Water Resources Department. April 1, 2013. 1:24,000.

Large Dams Inventory. Oregon Water Resources Department. August 12, 2014. 1:24,000.

Rules

Withdrawn Authority Areas. Oregon Water Resources Commission. January 1, 2007.

OWRD Groundwater Restricted Areas. Oregon Water Resources Department. April 1, 2009.

OWRD Groundwater Restricted Areas - Subunits. Oregon Water Resources Department. April 1, 2009.

ODEQ Groundwater Management Areas (GWMAs). Oregon Department of Environmental Quality. April 21, 2008.

Groundwater Umatilla Municipal Wells 5-mile buffer. Oregon Water Resources Department. June 28, 2012.

National Marine Fisheries Service (NMFS) 4(d) Rule. National Marine Fisheries Service. January 1, 2007.

OAR Chapter 690, Division 33 - HUC 10 . Oregon Department of Fish & Wildlife. January 1, 2003.

Oregon Water Quality Assessment 2010. This data set was assembled by the Oregon Department of Environmental Quality, Water Quality Division, Standards and Assessments Section. GIS data prepared by the Watershed Management Section, Drinking Water Program.. August 16, 2013.

Deschutes USGS Groundwater Study Area. Water Resources Commission, U.S. Geological Survey (USGS) Water Resources Division (Portland, OR), Oregon Water Resources Department.. January 1, 2001. 1:100,000.

Deschutes Zones of Impact. Oregon Water Resources Department.. October 25, 2007.

Deschutes Zones Overlay. Oregon Water Resources Department. October 25, 2007.

Oregon State Scenic Waterway areas. Oregon Water Resources Department, Oregon Parks and Recreation Department.. January 1, 2007.

Hydrography

Routed OWRD Streamcodes (conflated to the NHD). Oregon Water Resources Dept.. August 11, 2014.

. Unknown. n.d.

Watershed Boundary Dataset (WBD), 10-digit (watershed). Pacific Northwest Hydrography Framework, U.S. Geological Survey (USGS), National Resources Conservation Service (NRCS).. June 11, 2014. 1:24,000.

Water Availability Basins. Oregon Water Resources Department.. n.d. 1:100,000.

Priority Watersheds for Streamflow Restoration. Oregon Water Resources Dept. and the Oregon Dept. of Fish & Wildlife.. January 15, 2004.

Stream Gage Stations. Oregon Water Resources Department and US Geological Survey. n.d.

[close](#)

[Print Report](#)



Search

Identify Non-Water Right Features

Tax Lots

Identify Tax Lots [QR Map](#)

Off
 On

County: Benton

Taxlot: 10426C003800

Owner1: LAKEVIEW ESTATES LLC

Owner2:

Owner Address: 6990 CHAKARUN LN SE
SALEM OR 97306

Site Address: UNASSIGNED ALBANY 97321

Acres: 7.5

TRSQQ: WM10.0054.00W26XXSW

Effective Date: January 1, 2014

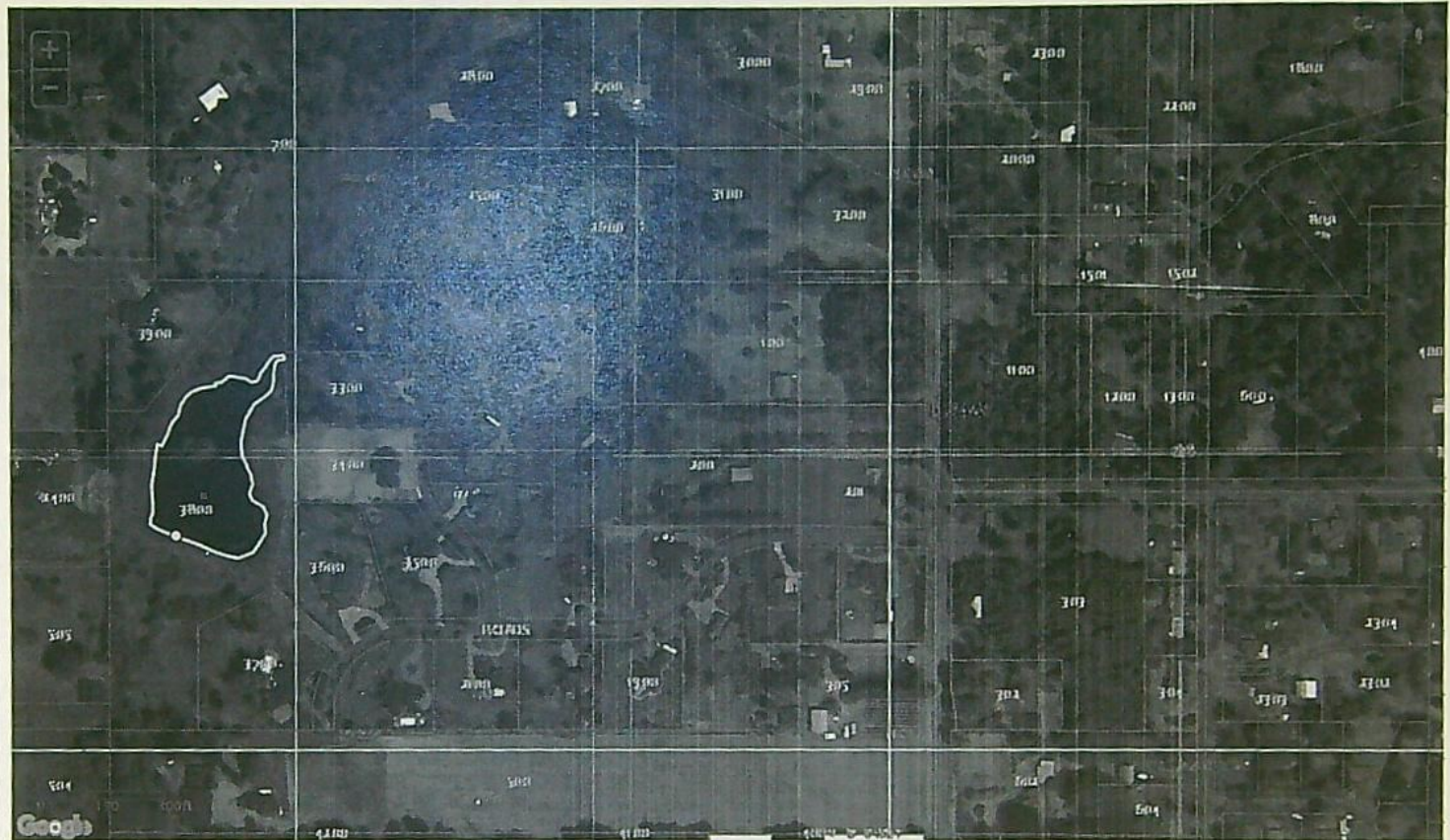
Note: Tax lot information provided here is for general inquiry purposes. It may not be up to date or may not be an official record. Please contact the respective county tax assessor's office for more current and specific information.

It is recommended to zoom to a detailed extent before inquiry.

Tools

Layers

Bookmarks



POD POU Irrigation Districts AOI WR By Time

All Fields Search...

#	ID (select)	WRIS	Zoom	Water Right	Water Type	First Name	Last Name	Company	Use Desc.	Priority Date	Supp.	Duty	Rate cfs	Rate cfs Est.	Max Rate cfs	Acre ft	Acre ft l
1	187293	(Details)	Map WR	Permit: R 15076 * MP	ST			LAKEVIEW ESTATES	MULTIPLE PURPOSE	06/03/2014	-					4.18	
2	187294	(Details)	Map WR	Permit: R 15076 * MP	ST			LAKEVIEW ESTATES	MULTIPLE PURPOSE	06/03/2014	-					4.18	
3	187295	(Details)	Map WR	Permit: R 15076 * MP	ST			LAKEVIEW ESTATES	MULTIPLE PURPOSE	06/03/2014	-					4.18	

Search took 0 sec

no conflict

Water Rights Platcard Report

Meridian: Township: Range: Section: Records per Page:

Platcards Maps! [Learn about](#) * [View Map](#)

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ
Select Permit: G 1644 CN		7/19/1960	GROUP DOMESTIC	CN				*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*
Additional Info: RUSSELL H PARKER App: G1798 Permit: G1644																								
Select Permit: G 6092 CN		2/14/1975	GROUP DOMESTIC	CN				*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*	*
Additional Info: JESSIE PARKER App: G6815 Permit: G6092																								
Select Permit: S 37347 CN		5/21/1973	IRRIGATION	CN									8						±5					
Additional Info: HAROLD E MCLAIN App: S50495 Permit: S37347																								
Select Permit: S 40777 CN		9/29/1976	IRRIGATION	CN									8						±5					
Additional Info: HAROLD E MCLAIN App: S54826 Permit: S40777																								
Select Permit: S 54527 *		5/30/2008	IRRIGATION													2.5								
Additional Info: ANN CLAUSSEN App: S87188 Permit: S54527																								
Select App: P 77087 *		1/3/1995	LIVESTOCK																*					
Additional Info: MARK JOHN REED App: P77087																								
Select App: P 79067 *		11/25/1994	LIVESTOCK						*															
Additional Info: OTTO BEHRMANN App: P79067																								
Select Permit: R 14654 *		5/30/2008	MULTIPLE PURPOSE																*					
Additional Info: LARRY CLAUSSEN App: R87187 Permit: R14654																								
Select		7/9/2007																					*	*

Benton County, Oregon

Making Benton County a Better Place to Live

http://www.co.benton.or.us/assess/property_detail.php?id=390682

Printed on Sep 18, 2015 @ 8:17 AM

Benton County Assessor's Office – Property Account Detail

REAL PROPERTY

Account Information

Account #: 390682
 Map/Tax Lot: 10426C003800
 Acreage: 7.54
 Property Class: 100
 Tax Code Area: 0803

LAST CERTIFIED VALUES

Market Land: \$ 0
 Market Structure: \$ 0
 Specially Assessed Land: \$ 0
 Total Real Market Value: \$ 0
 Assessed: \$ 0
 Exemption: \$ 0
 Net Taxable: \$ 0

Situs Address: UNASSIGNED
 ALBANY, OR 97321

Owner Information

Owner: LAKEVIEW ESTATES LLC
 6990 CHAKARUN LN SE SALEM, OR 97306 USA
 Taxpayer: LAKEVIEW ESTATES LLC
 6990 CHAKARUN LN SE SALEM, OR 97306 USA

Improvement Information

RESIDENTIAL DWELLINGS

Dwell Type
Year Built
Room Count
BR Count
Bath Count
Heating
Cooling

SQUARE FOOTAGE CALCULATIONS

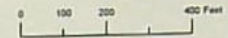
Total Area SF
Main Lvl
2nd Lvl
Upper Lvl
Bsmt
Bsmt Fin
Attic Fin
Total Fin

Sales Information

Sales Date: 09/29/1997 Deed Ref Number: 235538-97 Sale Price: \$ 600,000

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

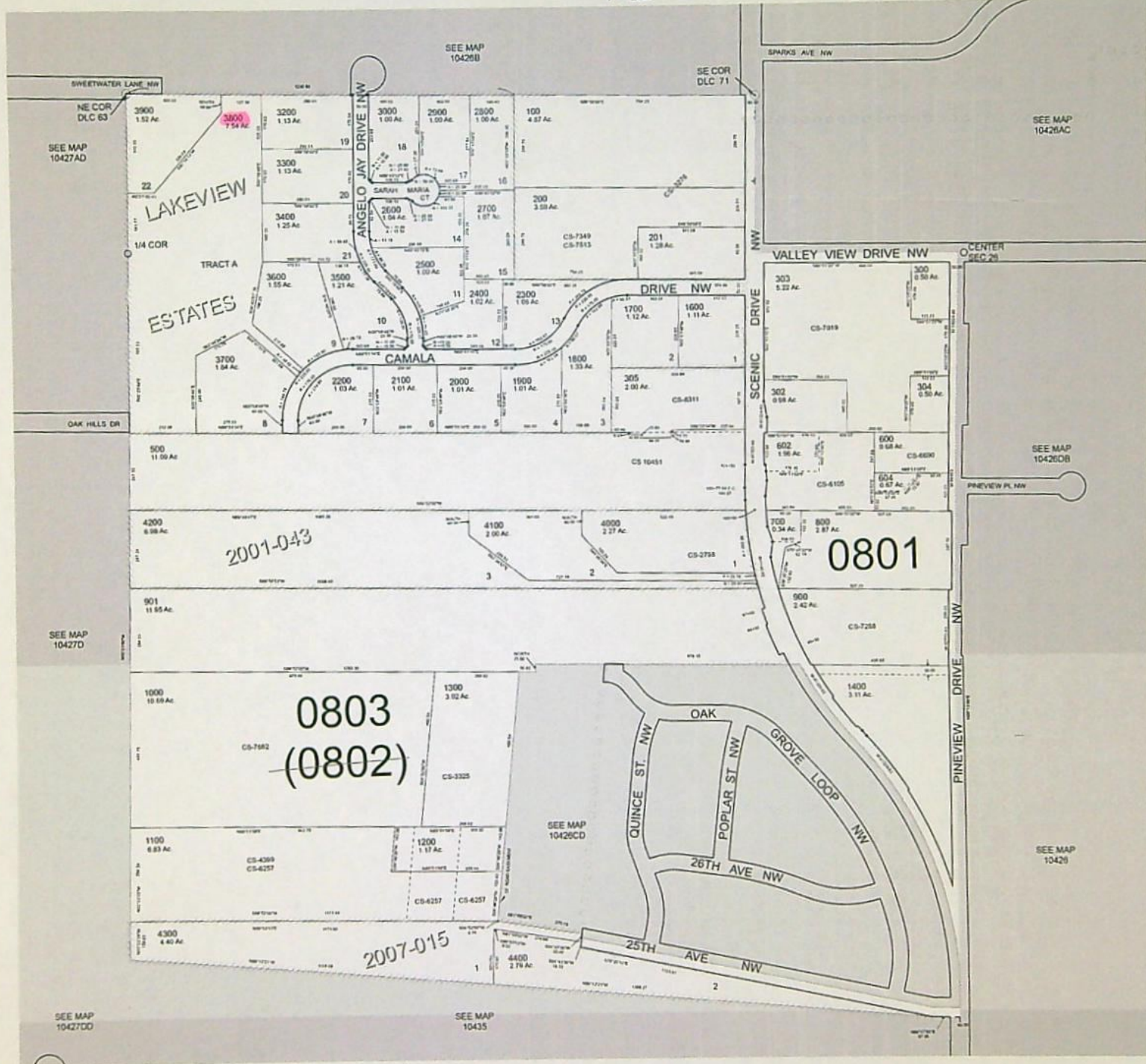
S.W.1/4 SEC.26 T.10S. R.4W. W.M.
BENTON COUNTY
1" = 200'



10426C

REV. 02-02-2011

CANCELLED
603
601
301
400
605
805
801
1101
1102
1201
1500
300
501



10426C



Oregon

John A. Kitzhaber, MD, 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

October 21, 2014

Lakeview Estates Homeowner's Association
PO Box 461
Albany, OR 97321

On October 17, 2014, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application R-87981 Permit R-15076

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:

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.

Your receipt is enclosed.

Cc: file

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

File No.: R-87981

Date: 10/17/2014

Reviewer: Connie Jones

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

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

Reservoir Dimensions Included YES NO ~~partial~~

The Maximum Capacity of the Reservoir in Acre Feet *: 8.36 Permit = 8.36
(If less than permit, issue PROPOSED)

Check Area of Interest YES NO

Identified Party _____

Check Current Ownership YES NO (If new owners, indicate name and mailing address below)

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

Issue: PROPOSED

CERTIFICATE # _____

Peer Review

File Marked

Claim Logged _____

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **113730**

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

INVOICE # _____

RECEIVED FROM: Lakeview Estates
 BY: Homeowners Association

APPLICATION	<u>R-8.7981</u>
PERMIT	
TRANSFER	

CASH: CHECK: # 1638 OTHER: (IDENTIFY)

TOTAL REC'D \$ 175.00

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

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

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE	\$
0203	GROUND WATER	\$	0204		\$
0205	TRANSFER	\$			

WELL CONSTRUCTION

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

0200 OTHER (IDENTIFY) Claim of Beneficial Use # 175.00

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: **113730**

DATED: 10-17-11 BY: Chungate

**CLAIM OF
BENEFICIAL USE**
for Reservoirs storing less than
9.2 acre-feet permitted under
ORS 537.409



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

A fee of \$175 must accompany this form.
The Claim will be returned if the fee is not included.

This form may be completed by the permit holder of record if:

- 1) **The permit was issued under the authority of ORS 537.409.**
- 2) **No secondary permit exists for the use of water stored in the reservoir.**
- 3) **The developed capacity of the reservoir is less than 9.2 acre-feet.**
- 4) **The water was stored by the date required in the permit.**

A separate form shall be completed for each permit.

This form must be submitted to the Water Resources Department within one year of storage of water in the reservoir.

Please type or print in dark ink. If the data provided is found to contain errors or omissions, it may be returned. The Department may require the submittal of additional information.

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

**SECTION 1
GENERAL INFORMATION**

File Information

APPLICATION #	PERMIT #
R-87981	R-15076

Applicant Information

APPLICANT NAME		PHONE NO.	ADDITIONAL CONTACT NO.
Lakeview Estates Homeowners Association		541-924-8876	541-619-6314
ADDRESS			
PO BOX 461			
CITY	STATE	ZIP	E-MAIL
Albany	OR	97321	Rod_L@comcast.net

RECEIVED BY OWRD

OCT 17 2014

SECTION 2
RESERVOIR INFORMATION

The volume of the reservoir was calculated using the following equation

$$v = (\text{surface area in acres})(\text{maximum depth})(0.4)$$

$$8.36 = (2.2 \text{ acres})(9.5)(0.4)$$

Reservoir Dimensions and Capacity

AVERAGE LENGTH	AVERAGE WIDTH	AVERAGE DEPTH	MAXIMUM CAPACITY IN ACRE-FEET
			8.36

To determine capacity in acre-feet use for the above table, use the following calculation:

$$\text{Acre-feet} = \frac{(\text{Average Length})(\text{Average Width})(\text{Average Depth})}{43,560}$$

SECTION 3
MAP

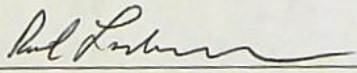
Attach a map identifying the reservoir location. If the water right application map accurately reflects the location of the reservoir, you may attach a copy it. Otherwise, you must submit a map meeting the standards of OAR 690-310-0050, which are attached.

Preparation of the map by a Certified Water Rights Examiner is **not** required for this type of permit, but may be submitted.

SECTION 4
SIGNATURE

This Claim of Beneficial Use must be signed by each permit holder of record.

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

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Rod Laverdure	Landowner	10/15/14

RECEIVED BY OWRD

OCT 17 2014

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

In the Matter of Water Rights Application)
R-87981, Benton 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 JUNE 3, 2014, LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION submitted an application for a permit to store water pursuant to ORS 537.409.
Storage Volume: 8.36 ACRE FEET
Dam Height: 14.3 FEET
Source: RUNOFF AND AN UNNAMED STREAM, TRIBUTARY TO BOWERS SLOUGH
Location: BENTON COUNTY IN SECTION 26, TOWNSHIP 10 SOUTH, RANGE 4 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 JUNE 24, 2014. 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. The Department finds that existing water rights would not be injured by the proposed use.
9. The Department relies on the Oregon Department of Fish and Wildlife's review and recommendations in determining whether a proposed use would pose a significant detrimental impact to existing fishery resources. The Department has determined that, as conditioned, the proposed use will not pose a significant detrimental impact to existing fishery resources.

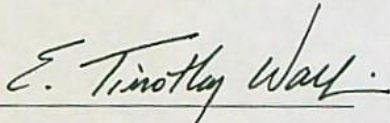
Conclusions of Law

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-87981 is consistent with the requirements of ORS 537.409.

Now Therefore, it is Ordered:

Application R-87981 is approved, and Permit R-15076 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on SEPTEMBER 11 2014.



E. Timothy Wallin, Water Rights Program Manager
for Director, Oregon Water Resources Department

This order was produced by Barbara Park. 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 503-986-0859 or Barbara.J.Park@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.

STATE OF OREGON

COUNTY OF BENTON

PERMIT TO STORE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321

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

APPLICATION FILE NUMBER: R-87981

SOURCE OF WATER: RUNOFF AND AN UNNAMED STREAM, TRIBUTARY TO BOWERS SLOUGH

STORAGE FACILITY: A RESERVOIR

MAXIMUM VOLUME: 8.36 ACRE FEET

DATE OF PRIORITY: JUNE 3, 2014

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
10 S	4 W	WM	26	NW SW	230 FEET SOUTH AND 280 FEET EAST FROM W1/4 CORNER, SECTION 26

The Area To Be Submerged:

Twp	Rng	Mer	Sec	Q-Q
10 S	4 W	WM	26	SW NW
10 S	4 W	WM	26	NW SW

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a staff gage that measures the entire range and stage between full reservoir level and dead-pool level in the reservoir.
- B. If the Director notifies the permittee to install a staff gage, or other suitable measuring device, the permittee shall install such devices within the period stated in the notice. Once installed, the permittee shall maintain the devices in good working order and shall allow the watermaster access to the devices.
- C. 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.
- 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.

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.

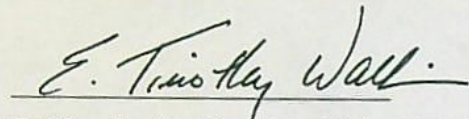
STANDARD CONDITIONS

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 SEPTEMBER 11 2014.

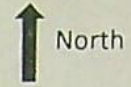


E. Timothy Wallin, Water Rights Program Manager
for Director, Oregon Water Resources Department

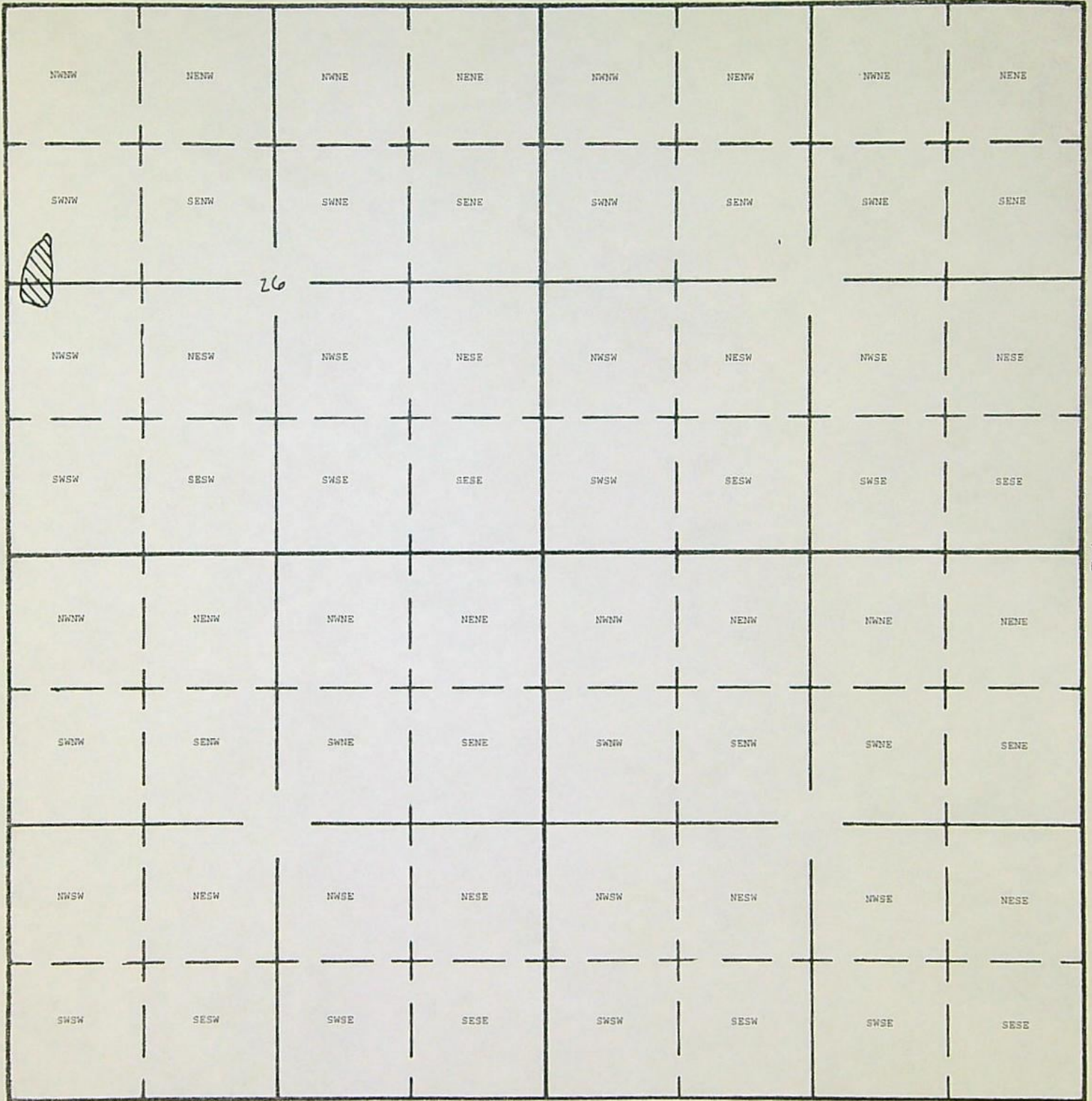
Lakeview Estates Homeowner's Association

1" = 1320'

Tax Lot: 3800



10 South, 4 West, Section 26



RECEIVED BY OWRD

Dam Location: 230 Feet South and 280 Feet East from W1/4 of Section 26

JUN 11 2014

SALEM, OR

R.S. R-87981
PERMIT R-15076

Mailing List for FO

Scheduled Mailing Date:

Application: R-87981

Permit: R-15076

Original mailed to Applicant with CBU form:

LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
PO BOX 461
ALBANY OR 97321

Copies Mailed
by: <u> BW </u>
(STAFF)
on: <u> 9/11/14 </u>
(DATE)

Copies of FO and map sent to:

1. File R-87981
2. Water Availability (Ken Stahr)
3. Watermaster District 16

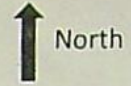
Copies of FO sent to other interested persons (CWRE, Agent, Commenter, etc.):

1. Rod Laverdure 4030 NW Camala Dr. Albany OR 97321

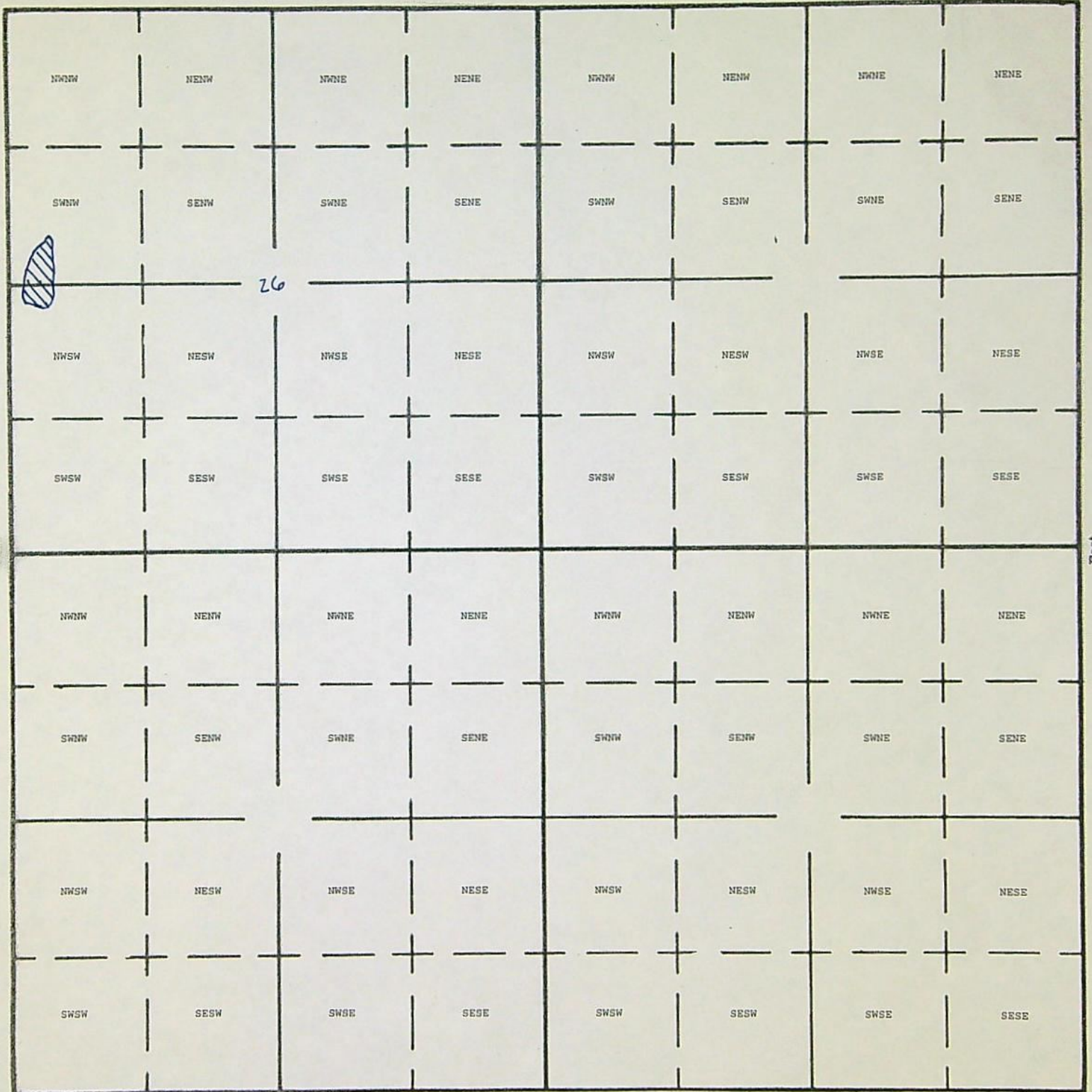
Lakeview Estates Homeowner's Association

1" = 1320'

Tax Lot: 3800



10 South, 4 West, Section 26



RECEIVED BY OWRD

Dam Location: 230 Feet South and 280 Feet East from W1/4 of Section 26

JUN 11 2014

SALEM, OR

R. J. R-87981
PERMIT R-15076

ORS 537.409 ALTERNATE RESERVOIR CHECKLIST

FILE #: R-87981
WM DIST: 16
REGION: WR
WID #: 2 - 30200321
PUBLIC NOTICE: 6/24/2014

Res name: A Reservoir Use: Multipurpose

Volume: 8.36 AF Dam height: zero < 10 ft 14.3 ft

Land use approved not approved being pursued county notified NA

Secondary app necessary Yes, App S- No

Stream withdrawn Yes No

SWW In (may not be allowed) Out or Above

Electronic/written comments? No Yes Comment eval? No Yes

Appropriate Fees Yes No, need: (\$80 base, \$20 per af) OR (\$300 base, \$25 per af, & \$400 recording) OR (\$350 base, \$30 per af, & \$450 recording) 1070

App w/in a District boundary No Yes, cc: per http://apps.wrd.state.or.us/apps/gis/wr_irrigation/

If in Umatilla: Confederated Tribes of the Umatilla Indian Reservation, Nixyaawii Governance Center 46411 Timine Way, Pendleton, Oregon 97801

Mail forms to appropriate Interagency Review Team members. Mailed on August 15, 2014

ODFW Contact:
DEQ Contact:
Watermaster: Mike McCord

Water available: year round

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

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

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

was: not may

Assign permit number R- 15076

Remarks:

Completed by Barbara Park on 8/14/2014. Peer review:

Point of Diversion Characteristics

Right:	App: R 87981 *
Name:	LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION

TRSQQ: 10.00S-04.00W-26-NWSW

County: Benton

Basin: Willamette

WM District: 16

WM Region: NW

Withdrawn Area:

WAB: WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174
(30200321)

Priority WAB: WILLAMETTE R @ 14174000 (OWRD: Poor, ODFW: Moderate) (14174000)

Rule 4D: Rules apply

Groundwater Restricted

Area:

Scenic Water Way:

Division 33: LOWER COLUMBIA

Water Quality Limited:

Water Availability Analysis

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174
WILLAMETTE BASIN

Water Availability as of 8/14/2014

Watershed ID #: 30200321 ([Map](#))
Date: 8/14/2014

Exceedance Level: 50%
Time: 8:53 AM

[Download Data](#)

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	182	WILLAMETTE R> COLUMBIA R - AB MOLALLA R	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
3	183	WILLAMETTE R> COLUMBIA R - AB MILL CR AT GAGE 14191000	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
4	30200321	WILLAMETTE R> COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes

Limiting Watersheds

Monthly Streamflow in Cubic Feet per Second
Annual Volume at 50% Exceedance in Acre-Feet

Month	Limiting Watershed ID #	Stream Name	Water Available?	Net Water Available
JAN	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	14,200.00
FEB	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	11,400.00
MAR	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	9,490.00
APR	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	7,790.00
MAY	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	7,110.00
JUN	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	4,760.00
JUL	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	1,720.00
AUG	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	629.00
SEP	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	703.00
OCT	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	1,530.00
NOV	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	6,070.00
DEC	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	17,000.00
ANN	30200321	WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174	Yes	4,960,000.00

Detailed Reports for Watershed ID #181

WILLAMETTE R > COLUMBIA R - AT MOUTH
WILLAMETTE BASIN

Water Availability as of 8/14/2014

Watershed ID #: 181 ([Map](#))
Date: 8/14/2014

Exceedance Level: 50%
Time: 8:53 AM

Water Availability Calculation

Monthly Streamflow in Cubic Feet per Second
Annual Volume 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	2,770.00	48,300.00	0.00	1,500.00	46,800.00
FEB	49,100.00	8,040.00	41,100.00	0.00	1,500.00	39,600.00
MAR	42,400.00	7,600.00	34,800.00	0.00	1,500.00	33,300.00
APR	36,400.00	7,210.00	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	2,430.00	13,400.00	0.00	1,500.00	11,900.00
JUL	7,980.00	2,370.00	5,610.00	0.00	1,500.00	4,110.00
AUG	5,530.00	2,130.00	3,400.00	0.00	1,500.00	1,900.00
SEP	5,740.00	1,760.00	3,980.00	0.00	1,500.00	2,480.00
OCT	8,390.00	736.00	7,650.00	0.00	1,500.00	6,150.00
NOV	24,400.00	1,030.00	23,400.00	0.00	1,500.00	21,900.00
DEC	52,600.00	1,420.00	51,400.00	0.00	1,500.00	49,900.00
ANN	19,700,000.00	2,510,000.00	17,200,000.00	0.00	1,050,000.00	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	1,990.00	0.00	445.00	95.60	7.74	22.30			2,770.00
FEB	7,260.00	0.00	445.00	95.60	7.74	22.30	135.00	78.50	8,040.00
MAR	6,810.00	6.67	445.00	95.60	7.73	22.30	133.00	80.10	7,600.00
APR	6,390.00	44.20	445.00	95.60	7.73	22.30	127.00	80.10	7,210.00
MAY	3,430.00	302.00	441.00	95.60	7.58	22.30	94.80	58.20	4,460.00
JUN	442.00	606.00	1,110.00	95.60	7.43	22.30	85.60	57.10	2,430.00
JUL	14.10	1,030.00	1,110.00	95.10	7.42	22.30	45.80	50.10	2,370.00
AUG	2.05	811.00	1,090.00	95.00	7.42	22.30	45.50	50.00	2,130.00
SEP	0.77	399.00	1,110.00	95.50	7.42	22.30	72.00	53.70	1,780.00
OCT	0.56	28.70	438.00	95.60	7.42	22.30	72.50	70.70	736.00
NOV	274.00	0.00	445.00	95.60	7.72	22.30	112.00	74.40	1,030.00
DEC	638.00	0.00	445.00	95.60	7.74	22.30	136.00	78.50	1,420.00

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 #182

WILLAMETTE R > COLUMBIA R - AB MOLALLA R
WILLAMETTE BASIN

Water Availability as of 8/14/2014

Watershed ID #: 182 (Map)
Date: 8/14/2014

Exceedance Level: 50%
Time: 8:53 AM

Water Availability Calculation

Monthly Streamflow in Cubic Feet per Second
Annual Volume 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	38,500.00	2,290.00	36,200.00	0.00	1,500.00	34,700.00
FEB	37,100.00	7,480.00	29,600.00	0.00	1,500.00	28,100.00
MAR	32,800.00	7,250.00	25,500.00	0.00	1,500.00	24,000.00
APR	28,300.00	6,910.00	21,400.00	0.00	1,500.00	19,900.00
MAY	22,200.00	4,230.00	18,000.00	0.00	1,500.00	16,500.00
JUN	12,500.00	1,980.00	10,500.00	0.00	1,500.00	9,020.00
JUL	6,330.00	1,800.00	4,530.00	0.00	1,500.00	3,030.00
AUG	4,290.00	1,650.00	2,640.00	0.00	1,500.00	1,140.00
SEP	4,420.00	1,400.00	3,020.00	0.00	1,500.00	1,520.00
OCT	6,890.00	750.00	5,040.00	0.00	1,500.00	4,440.00
NOV	19,000.00	883.00	18,100.00	0.00	1,500.00	16,600.00
DEC	40,700.00	965.00	39,700.00	0.00	1,500.00	38,200.00
ANN	15,200,000.00	2,250,000.00	13,000,000.00	0.00	1,090,000.00	11,900,000.00

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	1,530.00	0.00	509.00	80.70	6.65	16.50	87.70	60.10	2,290.00
FEB	6,720.00	0.00	508.00	80.70	6.65	16.50	87.70	59.50	7,480.00
MAR	6,490.00	4.64	509.00	80.70	6.65	16.50	87.90	58.60	7,250.00
APR	6,120.00	30.70	509.00	80.70	6.65	16.50	84.90	58.60	6,910.00
MAY	3,300.00	210.00	505.00	80.70	6.65	16.50	73.00	42.10	4,230.00
JUN	421.00	423.00	917.00	80.70	6.65	16.50	72.00	41.70	1,980.00
JUL	3.95	712.00	913.00	80.20	6.65	16.50	35.00	34.70	1,800.00
AUG	2.00	559.00	913.00	80.10	6.65	16.50	35.00	34.60	1,650.00
SEP	0.72	276.00	916.00	80.70	6.65	16.50	61.50	38.30	1,400.00
OCT	0.38	19.90	508.00	80.70	6.65	16.50	62.30	55.30	750.00
NOV	129.00	0.00	509.00	80.70	6.65	16.50	84.90	57.50	883.00
DEC	205.00	0.00	509.00	80.70	6.65	16.50	87.70	60.10	965.00

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
MF182A	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 #183

WILLAMETTE R > COLUMBIA R - AB MILL CR AT GAGE 14191000
WILLAMETTE BASIN

Water Availability as of 8/14/2014

Watershed ID #: 183 ([Map](#))
Date: 8/14/2014

Exceedance Level: 50%
Time: 8:53 AM

Water Availability Calculation

Monthly Streamflow in Cubic Feet per Second
Annual Volume 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	32,500.00	2,240.00	30,300.00	0.00	1,300.00	29,000.00
FEB	31,500.00	7,430.00	24,100.00	0.00	1,300.00	22,800.00
MAR	28,600.00	7,220.00	21,400.00	0.00	1,300.00	20,100.00
APR	25,700.00	6,870.00	18,800.00	0.00	1,300.00	17,500.00
MAY	21,000.00	4,160.00	16,800.00	0.00	1,300.00	15,500.00
JUN	12,100.00	1,690.00	10,400.00	0.00	1,300.00	9,110.00
JUL	6,070.00	1,450.00	4,620.00	0.00	1,300.00	3,320.00
AUG	4,110.00	1,330.00	2,780.00	0.00	1,300.00	1,480.00
SEP	4,210.00	1,160.00	3,050.00	0.00	1,300.00	1,750.00
OCT	6,410.00	747.00	5,660.00	0.00	1,300.00	4,360.00
NOV	17,000.00	856.00	16,100.00	0.00	1,300.00	14,800.00
DEC	34,700.00	912.00	33,800.00	0.00	1,300.00	32,500.00
ANN	13,500,000.00	2,160,000.00	11,300,000.00	0.00	942,000.00	10,400,000.00

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	1,500.00	0.00	585.00	54.60	3.56	12.60	35.90	45.50	2,240.00
FEB	6,690.00	0.00	585.00	54.60	3.56	12.60	35.90	44.90	7,430.00
MAR	6,480.00	3.34	585.00	54.60	3.56	12.60	37.00	44.50	7,220.00
APR	6,110.00	21.00	585.00	54.60	3.56	12.60	34.50	44.60	6,870.00
MAY	3,300.00	152.00	581.00	54.60	3.56	12.60	33.40	29.80	4,160.00
JUN	420.00	308.00	628.00	54.60	3.56	12.60	33.40	29.80	1,690.00
JUL	3.88	517.00	825.00	54.50	3.56	12.60	5.97	23.40	1,450.00
AUG	1.98	404.00	825.00	54.40	3.56	12.60	5.96	23.30	1,330.00
SEP	0.58	200.00	827.00	54.50	3.56	12.60	31.00	26.90	1,160.00
OCT	0.28	14.50	585.00	54.60	3.56	12.60	33.30	43.90	747.00
NOV	121.00	0.00	585.00	54.60	3.56	12.60	34.80	44.90	856.00
DEC	175.00	0.00	585.00	54.60	3.56	12.60	35.90	45.50	912.00

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
MF183A	APPLICATION	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00
Maximum		1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00	1,300.00

Detailed Reports for Watershed ID #30200321

WILLAMETTE R > COLUMBIA R - AB PERIWINKLE CR AT GAGE 14174
WILLAMETTE BASIN

Water Availability as of 8/14/2014

Watershed ID #: 30200321 (Map)
Date: 8/14/2014

Exceedance Level: 50%
Time: 8:53 AM

Water Availability Calculation

Monthly Streamflow in Cubic Feet per Second
Annual Volume 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	17,300.00	1,370.00	15,900.00	0.00	1,750.00	14,200.00
FEB	17,400.00	4,280.00	13,100.00	0.00	1,750.00	11,400.00
MAR	15,800.00	4,560.00	11,200.00	0.00	1,750.00	9,490.00
APR	13,800.00	4,260.00	9,540.00	0.00	1,750.00	7,790.00
MAY	11,400.00	2,540.00	8,850.00	0.00	1,750.00	7,110.00
JUN	7,370.00	858.00	6,510.00	0.00	1,750.00	4,760.00
JUL	4,130.00	662.00	3,470.00	0.00	1,750.00	1,720.00
AUG	2,980.00	601.00	2,380.00	0.00	1,750.00	629.00
SEP	2,970.00	517.00	2,450.00	0.00	1,750.00	703.00
OCT	3,550.00	269.00	3,280.00	0.00	1,750.00	1,530.00
NOV	8,170.00	353.00	7,820.00	0.00	1,750.00	6,070.00
DEC	19,100.00	375.00	18,700.00	0.00	1,750.00	17,000.00
ANN	7,460,000.00	1,230,000.00	6,230,000.00	0.00	1,270,000.00	4,960,000.00

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	1,110.00	0.00	176.00	42.00	0.02	5.82	25.40	13.10	1,370.00
FEB	4,020.00	0.00	176.00	42.00	0.02	5.82	25.40	12.50	4,280.00
MAR	4,300.00	1.72	176.00	42.00	0.02	5.82	26.50	12.10	4,560.00
APR	3,990.00	10.60	176.00	42.00	0.02	5.82	26.50	12.10	4,260.00
MAY	2,200.00	79.70	176.00	42.00	0.02	5.82	25.40	12.20	2,540.00
JUN	283.00	161.00	325.00	42.00	0.02	5.82	25.40	12.20	856.00
JUL	3.57	275.00	325.00	42.00	0.01	5.82	2.28	8.22	662.00
AUG	1.42	216.00	325.00	41.90	0.01	5.82	2.28	8.14	601.00
SEP	0.64	107.00	325.00	42.00	0.01	5.82	25.30	11.60	517.00
OCT	0.11	7.62	176.00	42.00	0.02	5.82	25.30	12.50	269.00
NOV	92.40	0.00	176.00	42.00	0.02	5.82	24.30	12.50	353.00
DEC	113.00	0.00	176.00	42.00	0.02	5.82	25.40	13.10	375.00

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
MF184A	APPLICATION	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00
Maximum		1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00	1,750.00

Alternate Reservoir Application Completeness Checklist

This is the checklist used by WRD staff

Application R-87981 County Benton
Priority Date June 3, 2014 Township OS Range 4W Section 26 Taxlot 3800
Use MULTI-USE Caseworker Kim
Amount (AF) 8.36 Watermaster 16

Minimum Requirements (ORS 537.409)

- Completed Watermaster review sheet** signed and dated by Watermaster.
Will the reservoir injure an existing water right? YES NO
If YES, can conditions be applied to mitigate the injury? YES NO **If NO, return the application.**
Did the watermaster determine when water is available for the proposed use? YES NO
The Watermaster review sheet must have been completed within the last 6 months.
If the watermaster determined that water is NOT available, return the application.
- Completed ODFW review sheet** signed and dated by ODFW representative.
Will the reservoir pose a significant detrimental impact to an existing fishery resource? YES NO
If YES, can conditions be applied to mitigate the impact? YES NO **If NO, return the application.**
The ODFW review sheet must have been completed within the last 6 months.
- 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.
- 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:** 8.36
- 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.)
- Provide the legal description** of all the property involved with this application. You may include a copy of your deed land sales contract or title insurance to meet this requirement
- Environmental Impact section completed?**
- Application signed by the landowner(s)?** All parties noted as applicants must sign the application.
Must be an original "wet" signature.
- 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**?** Examination: Base Fee\$ _____ Permit Recording Fee\$ _____
plus\$ _____
plus\$ _____

Total Paid \$ _____ Total Fees \$ _____

Completeness Check by: Scott - CSG Date: _____

Revised 2011-3-3

**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 # **112254**

INVOICE # _____

RECEIVED FROM: Lakewood Estates Home-
Owners Association
BY: _____

APPLICATION	R-87981
PERMIT	
TRANSFER	

CASH: CHECK:# 1626 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 1070.00

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 4/6111

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
\$ <u>620.00</u>	0202	\$ <u>450.00</u>
\$ _____	0204	\$ _____
\$ _____		

WELL CONSTRUCTION

EXAM FEE		LICENSE FEE
\$ _____	0219	\$ _____
	0220	\$ _____

0201 SURFACE WATER
 0203 GROUND WATER
 0205 TRANSFER
 0218 WELL DRILL CONSTRUCTOR
 LANDOWNER'S PERMIT
 _____ 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: **112254** DATED: 6/3/14 BY: Chungate

RECEIVED BY OWRD



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

JUN 11 2014

SALEM, OR

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: Lakeview Estates Homeowner's Association

Mailing Address: PO Box 461

Albany OR 97321

Phone: 541-924-8876 541-619-6314

Fax: _____ E-Mail Address*: Rod-L@COMCAST.NET

* 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.)

2. AGENT INFORMATION

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

Agent: Rod LAVERTURE

Mailing Address: 4030 NW CAMALA DR.

ALBANY OR 97321

Phone: 541-924-8876 541-619-6314

Fax: _____ E-Mail Address*: Rod-L@COMCAST.NET

* 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.)

3. LOCATION AND SOURCE

A. Reservoir Name: A reservoir (no name)

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: Runoff, intermittent stream Tributary to: Bowers Slough

C. County in which diversion occurs: Benton

App. No. <u>R-8788</u>	For Department Use Permit No. _____ Date _____
------------------------	---

D. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
10 South	4 West	26	NWSW & SWNW	3800

E. Dam: Maximum height of dam: 14.3 feet. If excavated, write "zero feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 8.36

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

4. 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 Use

5. PROPERTY OWNERSHIP

Please provide a copy of the recorded deed(s).

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

Yes (please check appropriate box below then skip to section 5)

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

No (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

6. 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? _____? _____ years.
- D. **Fish Habitat:** Is there fish habitat upstream of 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.

7. 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 NA	Address	
City	State	Zip

8. DESCRIPTION

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

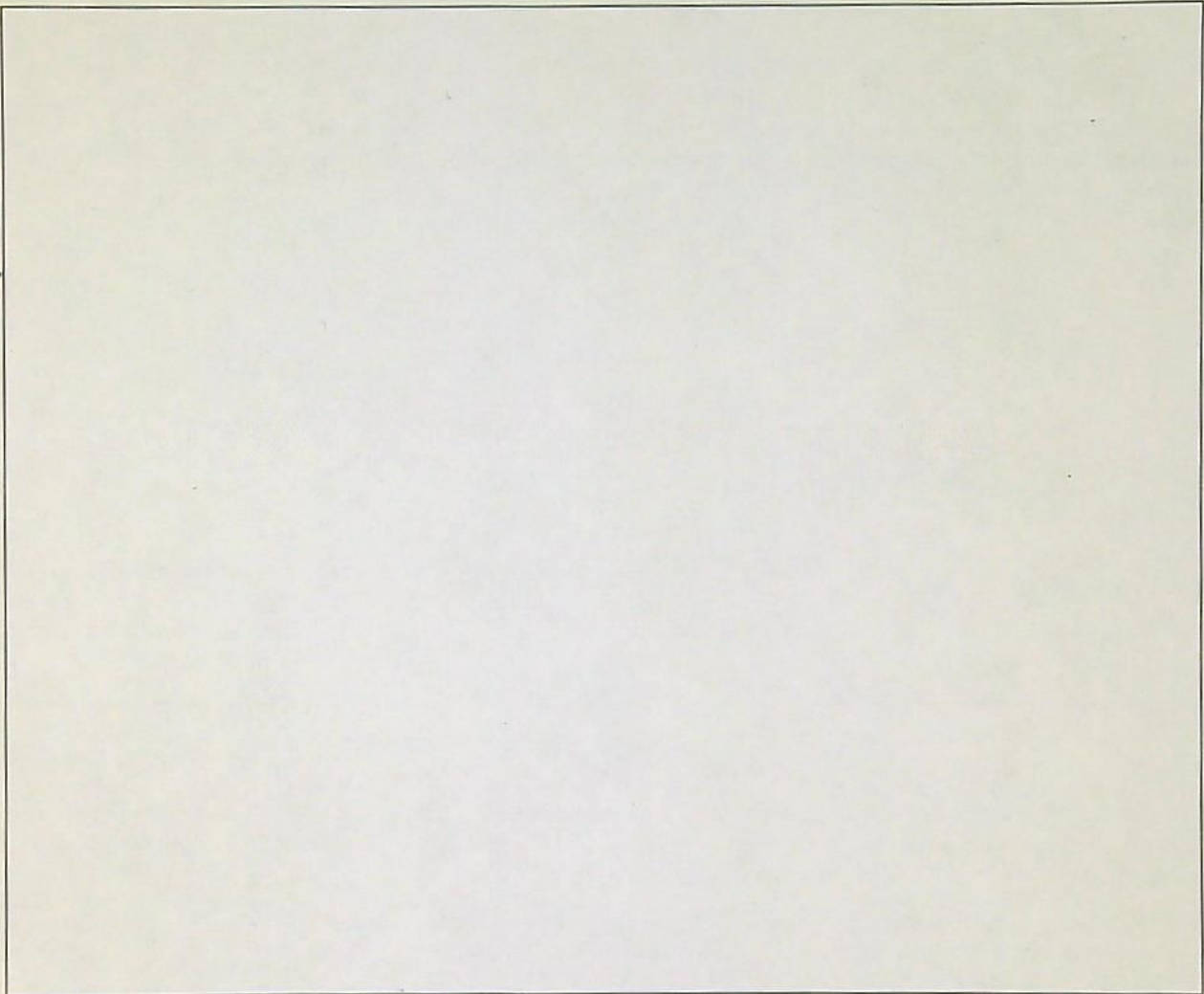
The existing reservoir has a low level gate valve, spillway, and trickle tube. It was constructed in the late 70's. The volume of the reservoir was calculated using the following equation
 $v = (\text{surface area in acres})(\text{maximum depth})(0.4)$
 $8.36 = (2.2 \text{ acres})(9.5)(0.4)$

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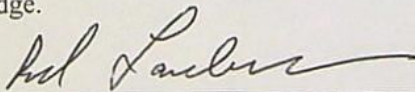
SALEM, OR

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



9. 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

5/7/2014

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.

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).

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.

Application #: R- Applicant's Name: Lakeview Estates Homeowner's Association

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

Explain: Senior water rights downstream of reservoir

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

If YES, which conditions are recommended:

Limit the storage season to November 1 through May 31 of each year

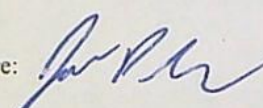
3) Did you meet with staff from another agency to discuss this application? NO YES

Who: Agency: Date:

Who: Agency: Date:

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Watermaster signature:



Date:

3-27-14

JUN 11 2014

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

SALEM, OR

NOTE: This completed form must be returned to the applicant

See Attached ODFW Application Review Sheet

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: Lakeview Estates Homeowner's Association

PO Box 461 Albany OR 97321

Reservoir Name: A reservoir (none) Source: Runoff, intermittent stream Volume (AF): 8.36

Twp Rng Sec QQ: 10S4W26 NWSW & SWNW Basin Name: Willamette in-channel
 off-channel

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

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

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

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

3) If NMF are or were historically present:

- a. Is there an ODFW-approved fish-passage plan?..... YES NO
b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

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

4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO
Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

- Any diversion or appropriation of water for storage during the period _____ 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.) If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

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

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

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

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SALEM, OR

ODFW Signature: _____ Print Name: _____

ODFW Title: _____ Date: _____

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

Revised 10/4/12

R-8788

Use this menu to identify appropriate conditions to be included in the permit, and indicate the abbreviations on the review form:

fishpass: As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.

fishself: The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee 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 level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.

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.

blv: Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: Lakeview Estates Homeowner's Association

PO Box 461 Albany OR 97321

Reservoir Name: _____ Source: Runoff, intermittent stream Volume (AF): 8.36

Twp Rng Sec QQ: 10S4W26 NWSW & SWNW Basin Name: Willamette in-channel
 off-channel

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

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

- 1) Is the proposed project and AO¹ off channel? YES NO
 (if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF² are or were historically present? YES NO
 (if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
- a. Is there an ODFW-approved fish-passage plan? YES NO
- b. Is there an ODFW-approved fish-passage waiver or exemption? YES NO

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

- 4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream? YES NO
 Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.) _____

- Any diversion or appropriation of water for storage during the period _____ 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.) If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

Project is a mile from any stream, river, or slough.

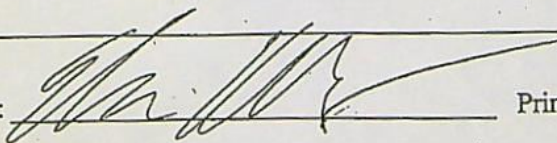
¹ AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

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

R-877B(

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

ODFW Signature: _____



Print Name: Elise Kelley

ODFW Title: District Fish Biologist

Date: 4/17/14

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

Revised 10/4/12

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JUN 11 2014

SALEM, OR

R-87981

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

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: Lakeview Estates Homeowner's Association
First Last

Mailing Address: PO Box 461

Albany OR 97321 Daytime Phone: _____
City State Zip

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:
10 S	4 W	26	NWSW&SWNW	3800		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Benton

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) Runoff, intermittent stream

Estimated quantity of water needed: 8.36 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 Multipurpose Use for Storage

Briefly describe:

Obtain a water right for an existing reservoir which was built sometime in the late 70's

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.

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JUN 11 2014

R-87981

SALEM, OR

JUN 11 2014

For Local Government Use Only

SALEM, OR

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): 10-4-26C-3800 is RR-2. BCC 63.105 has outright permitted uses of farm (including wildlife habitat + flood control) and dwellings. Pond is for scenic + wildlife purposes.
- 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
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Benton Soil & Water Conservation District has an annual native plant sale (non-profit) for enhancing natural areas. www.bentonswcd.org Staff is also available for consultation purposes, free of charge.

Name: Kristin Anderson Title: Associate Planner
 Signature: Kristin Anderson Phone: 541-766-6298 Date: 6/9/2014
 Government Entity: Benton County Community Development Dept.

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: _____

R-87981

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

S.W.1/4 SEC.26 T.10S. R.4W. W.M.
BENTON COUNTY
1" = 200'

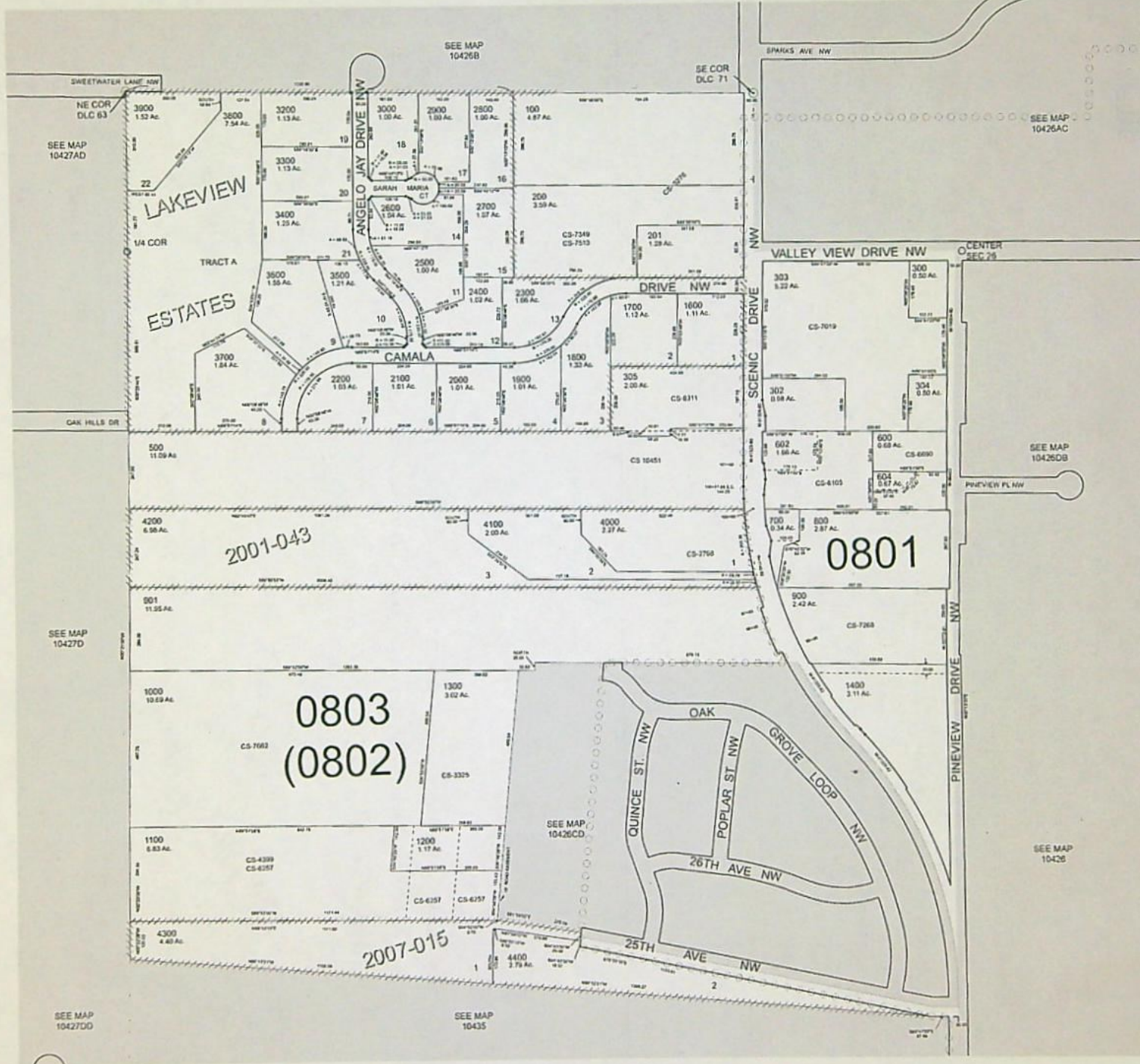


10426C

REV 02-02-2011

CANCELLED:

- 603
- 601
- 301
- 400
- 605
- 805
- 801
- 1101
- 1102
- 1201
- 1500
- 308
- 501



10426C

Legal Description

Lakeview Estates Homeowner's Association

10 South, 4 West, Section 26, Tax Lot 3800, NWSW and SWNW

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JUN 03 2014

SALEM, OR

28781



Oregon

John A. Kitzhaber, MD, 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

Joel Plahn NW Region Assistant Watermaster helped complete this water right application. Please contact Joel Plahn before returning this water right application due to any missing information or discrepancies.

Thank you,

Joel Plahn
503-986-0896 - office
503-508-2394 - cell

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JUN 11 2014

SALEM, OR

PLAHN Joel M

From: G Anderson <andersongl@proaxis.com>
Sent: Friday, March 07, 2014 9:07 AM
To: PLAHN Joel M
Subject: Re: Lakeview Estates

Good Morning Joel,
No questions for now, but we may request some more detailed background history at a later date. The developer (Sam Lapray) should have resolved this issue before selling the properties; we will likely request reimbursement from Lapray for the fee.

Gail

From: [PLAHN Joel M](#)
Sent: Thursday, March 06, 2014 10:24 AM
To: [G Anderson](#)
Subject: RE: Lakeview Estates

Hi Gale,

In order to submit the application for a water right ODFW needs to complete a form for you. I have sent all your information to ODFW and once they complete the form I will mail all the application material to the PO Box. The application fees for the new water right application will be \$1070.00. Please let me know if you have any questions and I will email you before mailing the application to the PO Box.

Thanks, Joel

From: G Anderson [<mailto:andersongl@proaxis.com>]
Sent: Tuesday, March 04, 2014 10:50 AM
To: PLAHN Joel M
Subject: Re: Lakeview Estates

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Hi Joel,
Here's the address:

JUN 11 2014

SALEM, OR

Lakeview Estates Homeowner's Association
PO Box 461
Albany, OR 97321

From: [PLAHN Joel M](#)
Sent: Thursday, February 27, 2014 3:27 PM
To: [G Anderson](#)
Subject: RE: Lakeview Estates

Hi Gail,

Thank you for the information. I will be in contact with you once I know more.

Thanks, Joel Plahn

NW Region Assistant Watermaster
503-986-0896 Office
503-508-2394 Cell
725 Summer St NE, Suite A
Salem, OR 97301

From: G Anderson [<mailto:andersongl@proaxis.com>]
Sent: Thursday, February 27, 2014 11:27 AM
To: joel.m.plahn@state.or.us
Subject: Lakeview Estates

Hello Joel,
I believe the McClain you want to contact regarding the Lakeview Estates pond is Mike McClain. He still lives on the property next to the Lakeview development: 2920 NW Scenic Drive, Albany, OR 97321. The business is Springhill Cellars winery.

Gail Anderson

PLAHN Joel M

From: G Anderson <andersongl@proaxis.com>
Sent: Wednesday, June 04, 2014 3:36 PM
To: PLAHN Joel M
Subject: Re: Oregon Water Resources Lakeview Estates Application R-87981

Hi Joel,
Please call me on my cell. 541-974-6156. Thanks.
Gail Anderson

From: PLAHN Joel M
Sent: Wednesday, June 04, 2014 3:27 PM
To: mailto:andersongl@proaxis.com ; Rod_L@comcast.net
Cc: PLAHN Joel M ; FRENCH-GORSKI Kim R
Subject: Oregon Water Resources Lakeview Estates Application R-87981

Hello Rod,

I was able to talk the folks downstairs into accepting the application for the reservoir although it is missing information. Once you return from your vacation I will need the following.

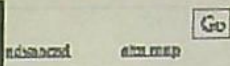
1. Section 5 and Section 6 of the water right application completed.
2. A copy of your original "wet" signature
3. Land Use Form signed by the Benton County Planning Department.

I am in your area frequently doing field work so I can swing by at your convenience to answer any questions you may have or pick up the above documentation. Enjoy the rest of your vacation and Ill talk with you once you return.

Thanks, Joel Plahn

NW Region Assistant Watermaster
503-986-0896 Office
503-508-2394 Cell
725 Summer St NE, Suite A
Salem, OR 97301

R-87981



Water Resources Department

**Permit to Appropriate Surface Water for Storage -
Alternate Reservoir Application**

For Impoundments less than 10 feet in height or storing less than 9.2 acre feet of water.

Today's Date: Tuesday, June 03, 2014

Base Application Fee for Storage of Surface Water.		\$350.00
Proposed Dam Height in feet.	14.3	
Proposed Reservoir volume in Acre Feet.	8.36	\$270.00
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		\$1,070.00

[Return to Fee Calculator Options page](#)

[OWRD Fee Schedule](#)

Fee Calculator Version: B20130709

Superseded



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

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SALEM, OR

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: Lakeview Estates Homeowner's Association
First Last

Mailing Address: PO Box 461

Albany OR 97321
City State Zip

Phone: 541-924-8876 Home 541-619-6314 Work Other

Fax: _____ E-Mail Address*: Rod-L@COMCAST.NET

* 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.)

2. AGENT INFORMATION

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

Agent: Rod LAVERDURE
First Last

Mailing Address: 4030 NW CAMALA DR.

ALBANY OR 97321
City State Zip

Phone: 541-924-8876 Home 541-619-6314 Work Other

Fax: _____ E-Mail Address*: Rod-L@COMCAST.NET

* 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.)

3. LOCATION AND SOURCE

A. Reservoir Name: A reservoir (no name)

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: Runoff, intermittent stream Tributary to: Bowers Slough

C. County in which diversion occurs: Benton

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

JUN 03 2014

D. Reservoir Location

SALEM, OR

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
10 South	4 West	26	NWSW & SWNW	3800

E. Dam: Maximum height of dam: 14.3 feet. If excavated, write "zero feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 8.36

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

4. 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 Use

5. PROPERTY OWNERSHIP

Please provide a copy of the recorded deed(s).

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

Yes (please check appropriate box below then skip to section 5)

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

No (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

JUN 03 2014

6. ENVIRONMENTAL IMPACT

SALEM, OR

- 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? _____ years.
- D. **Fish Habitat:** Is there fish habitat upstream of 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.

7. 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 NA	Address	
City	State	Zip

8. DESCRIPTION

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

The existing reservoir has a low level gate valve, spillway, and trickle tube. It was constructed in the late 70's. The volume of the reservoir was calculated using the following equation
 $v = (\text{surface area in acres})(\text{maximum depth})(0.4)$
 $8.36 = (2.2 \text{ acres})(9.5)(0.4)$

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

[Empty rectangular box for sketches]

9. SIGNATURE

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

Paul Lander

Landowner Signature

5/7/2014

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.

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).

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.

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Application #: R- Applicant's Name: Lakeview Estates Homeowner's Association

JUN 03 2014

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

SALEM, OR

Explain: Senior water rights downstream of reservoir

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

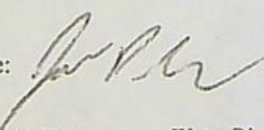
If YES, which conditions are recommended:

Limit the storage season to November 1 through May 31 of each year

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

Who: Agency: Date:

Who: Agency: Date:

Watermaster signature: 

Date: 3-27-14

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

NOTE: This completed form must be returned to the applicant

ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name/Address/Phone/Email: Lakeview Estates Homeowner's Association

PO Box 461 Albany OR 97321

Reservoir Name: _____ Source: Runoff, intermittent stream Volume (AF): 8.36

Twp Rng Sec QQ: 10S4W26 NWSW & SWNW Basin Name: willamette in-channel
 off-channel

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

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

- 1) Is the proposed project and AO¹ off channel? YES NO
 (if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF² are or were historically present?..... YES NO
 (if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
- a. Is there an ODFW-approved fish-passage plan?..... YES NO
- b. Is there an ODFW-approved fish-passage waiver or exemption?..... YES NO

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

- 4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES NO
 Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

- Any diversion or appropriation of water for storage during the period _____ 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.)
 If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

Project is a mile from any stream, river, or slough.

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SALEM, OR

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

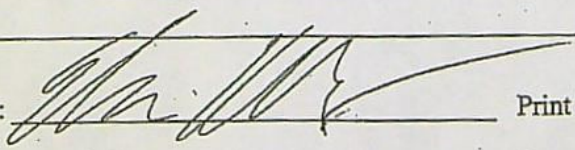
² NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

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If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?
 NO (explain) YES (select from Menu of Conditions on next page)

ODFW Signature: 

Print Name: Elise Kelley

ODFW Title: District Fish Biologist

Date: 4/17/14

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

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

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NOTE TO APPLICANTS

SALEM, OR

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

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

SALEM, OR

Applicant: Lakeview Estates Homeowner's Association
First Last

Mailing Address: PO Box 461

Albany OR 97321 Daytime Phone: _____
City State Zip

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:
10 S	4 W	26	NWSW&SWNW	3800		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Benton

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) Runoff, intermittent stream

Estimated quantity of water needed: 8.36 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 Multipurpose Use for Storage

Briefly describe:

Obtain a water right for an existing reservoir which was built sometime in the late 70's

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. →

JUN 03 2014

SALEM, OR

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): _____.
- 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
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

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: _____

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

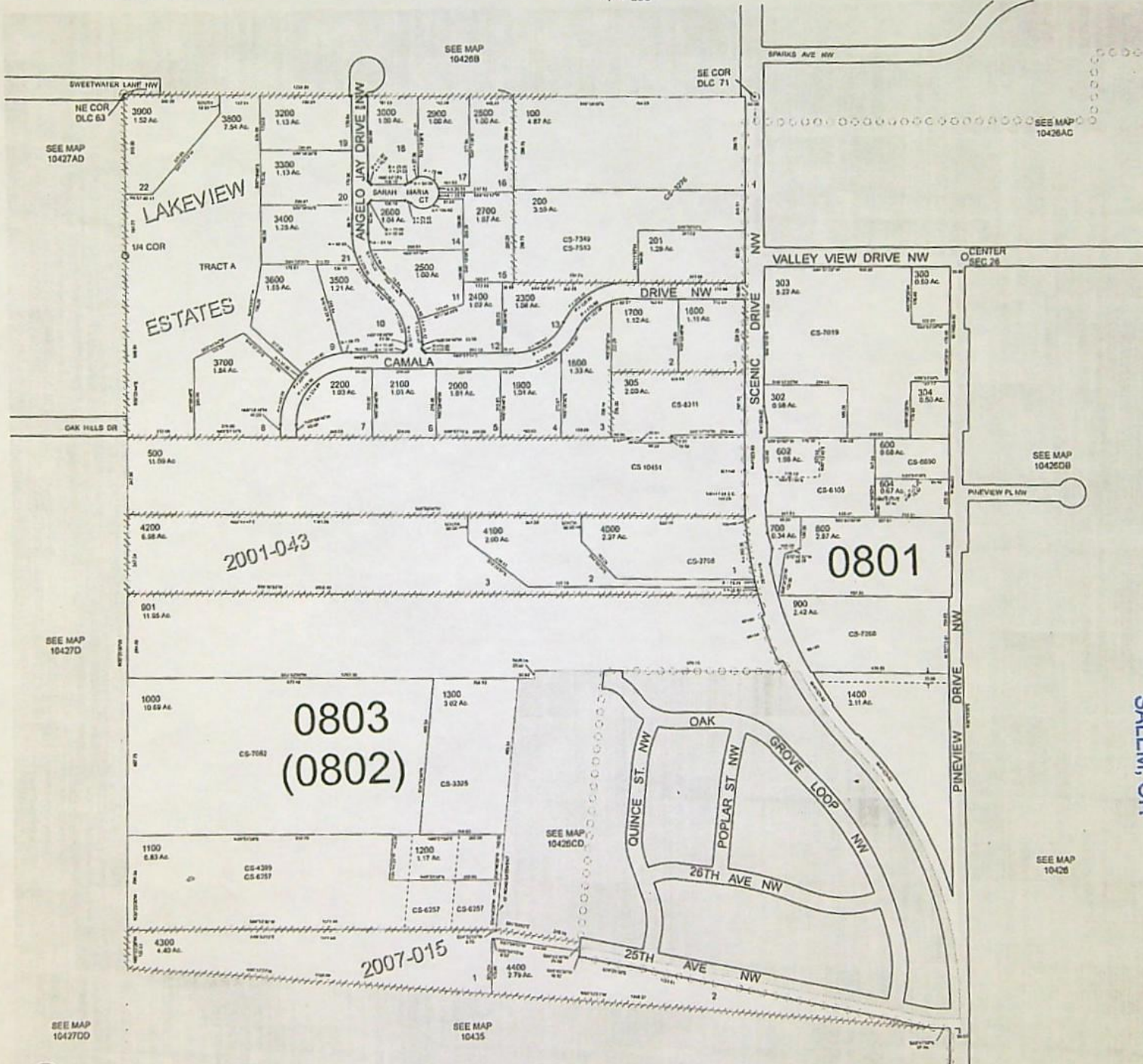
S.W.1/4 SEC.26 T.10S. R.4W. W.M.
BENTON COUNTY
1" = 200'



10426C

REV. 02-02-2011

CANCELLED:
603
601
301
400
605
805
801
1101
1102
1201
1500
300
501



JUN 03 2014
SALEM, OR

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10426C

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Lakeview Estates Homeowner's Association

1" = 1320'

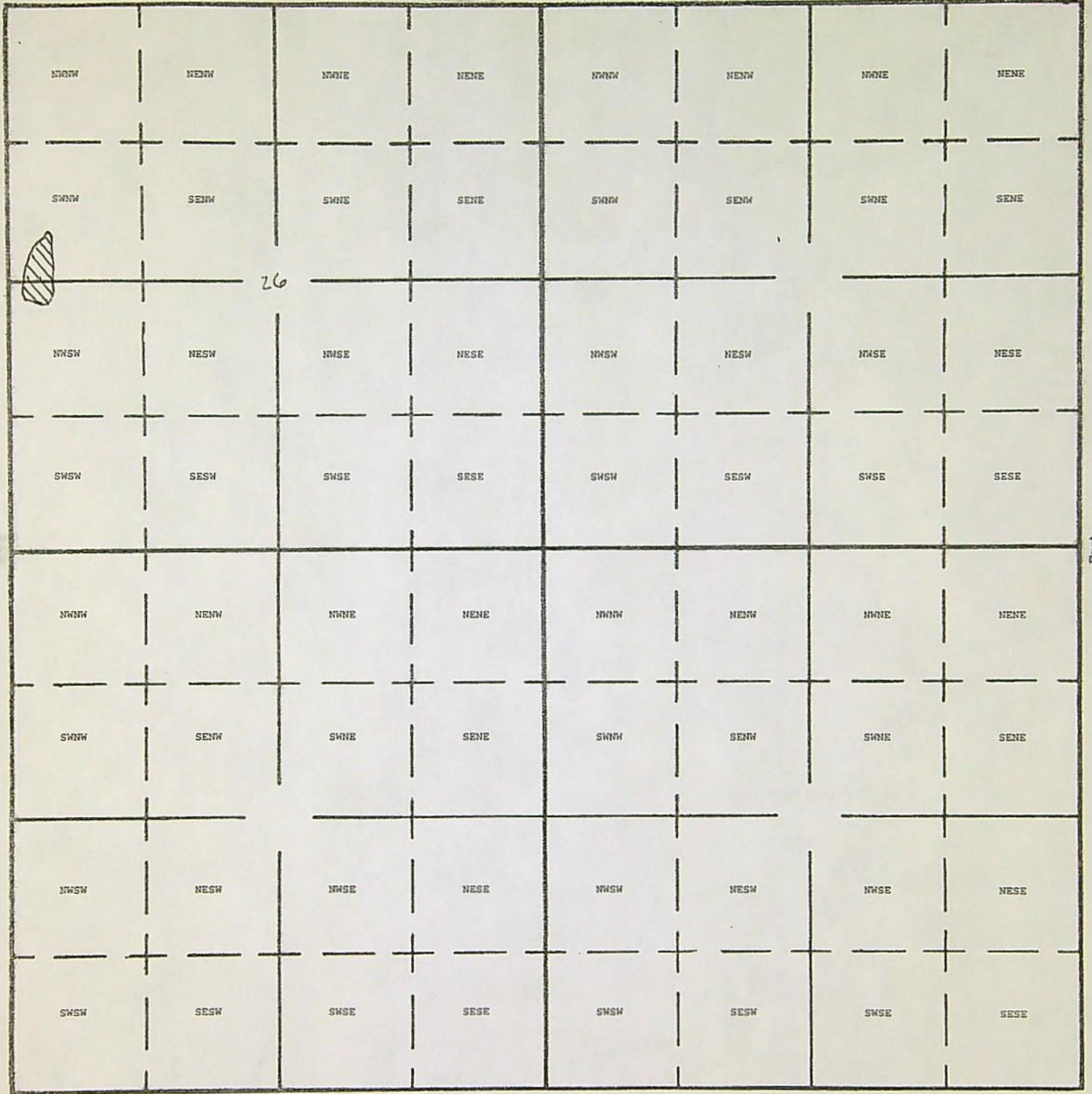
Tax Lot: 3800

10 South, 4 West, Section 26

JUN 03 2014



SALEM, OR



Dam Location: 230 Feet South and 280 Feet East from W1/4 of Section 26



Oregon

John A. Kitzhaber, MD, 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

Joel Plahn NW Region Assistant Watermaster helped complete this water right application. Please contact Joel Plahn before returning this water right application due to any missing information or discrepancies.

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Thank you,

Joel Plahn
503-986-0896 - office
503-508-2394 - cell

JUN 03 2014

SALEM, OR

R-87981