

ASSIGNED

Name Taylor Ranch, Inc.

B
Address HC 64, Box 415
Lakeview, OR 97630

Date filed September 14, 1989

Priority Sept. 19, 1989

Action suspended until C10

Return to applicant

Date of approval SEP 24 1990

CONSTRUCTION

Date for beginning SEP 24 1991

Date for completion OCT 01 1992

Extended to 10-1-2010

Date for application of water OCT 01 1993

Extended to 10-1-2010

PROSECUTION OF WORK

Form "A" filed 11-22-91

Form "B" filed 11-22-91

Form "C" filed 11-22-93

FINAL PROOF

Blank mailed

Proof received

Date certificate issued

Application No. R-70065

Permit No. R11218

Certificate No. _____

Stream Index, Page No. 13-26K

*See file 70064
13.0040.0020.0060.020.030.040.050.060.070.080.090.100.110.120*

See Dam file M-101

ASSIGNMENTS			
Date	To Whom	c/o Cornelius Taylor Address	Volume Page
3/19/01	Taylor Westside Ranch Inc.	HC 64 Box 415, Lakeview, OR 97630 21332 Hwy 395	8 8902

REMARKS

*Plans in flat file 4-9
A-Form 90 sent OCT 7 1991
ccwre 10/29/93
128 cure 11/23/93*

COBU MAP # 0399

R-5

WD Bin D 28.14

FEES PAID

Date	Amount	Receipt No.
9-14-89	\$20000	58967
10-26-90	335.75	68658
1-20-09	350.00	95394
4-20-17	575.00	123215
8-4-17	410.00	124177
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

Note: Address change on front of folder
11/26/91, ZD

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. R-70065, 70066

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Taylor RANCH INC, the holder of Permit No. R-11248, 51079

appropriately the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 30th day of Sept, 1993.

Remarks: NOTE New ADDRESS, TAYLOR RANCH INC
HC 64 Box 415
Lakeview OR 97630

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of Nov, 1993.

Taylor Ranch Inc, by C.F. Taylor HC 64 Box 415 Lakeview, Or.
(Signature of Applicant) (Address) 97630

RECEIVED

NOV 22 1993

WATER RESOURCES DEPT
SALEM, OREGON

MCCARTY Patricia E * WRD

From: MCCARTY Patricia E * WRD
Sent: Thursday, October 04, 2018 1:58 PM
To: kmoore@dunncarney.com
Cc: MCCARTY Patricia E * WRD
Subject: Taylor Westside Ranch, Inc. water permit extensions

Dear Ms. Moore,

A little over a year ago you filed protests to the Proposed Orders on Mr. Taylor's permit extensions. Since that time I have attempted to reach a settlement with your client through working with the watermaster and the agent, Darryl Anderson. There has apparently been no recent activity on the part of your client, or the agent, on this matter. I understand that, at this point, the option for a settlement is low because it's not clear that your client can get access to the water sources to install measuring devices. If a settlement is not possible, the protests will be referred for hearing, unless the request for a hearing is withdrawn. However, I don't have an estimate on when that referral will occur. Unfortunately, there are quite a few cases ahead of these.

Please let me know if Mr. Taylor is still interested in resolving this through settlement or if he would prefer to wait for the case to be referred for hearing.

Sincerely,
Patricia McCarty
Protest Program Coordinator
Oregon Water Resources Department
503-986-0820

Mass Flats

Oregon Water Resources Department
Water Right Services Division

Application for Extension of Time

In the Matter of the Application for an Extension of Time
for Permit R-11248, Water Right Application R-70065
in the name of Taylor Westside Ranch Inc.

-) PROPOSED
-) FINAL
-) ORDER TO DENY

Permit Information

Application:	R-70065
Permit:	R-11248
Basin:	Goose and Summer Lakes / Watermaster District 12
Date of Priority:	September 14, 1989
Source of Water:	An unnamed stream, a tributary of North Fork Cox Creek
Storage Facility:	Taylor Reservoir
Purpose or Use:	Storage for supplemental irrigation under Permit S-51079
Maximum Volume:	993.0 acre feet (AF) each year

Please read this Proposed Final Order in its entirety.

In summary, the Department proposes to:

- Deny an extension of time to complete construction of the water system from October 1, 2010, to October 1, 2018.
- Deny an extension of time to apply water to full beneficial use from October 1, 2010, to October 1, 2018.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

ACRONYM QUICK REFERENCE

Department – Oregon Water Resources Department

PFO – Proposed Final Order

AF – acre-feet

Agent – Darryl Anderson, Anderson Engineering

COBU – Claim of Beneficial Use

AUTHORITY

Generally, see **ORS 537.230** and **OAR Chapter 690 Division 315**.

ORS 537.230(3) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefor; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides that in order to approve an application for an extension of time to complete construction or apply water to full beneficial use, the Department shall make the findings in OAR 690-315-0040(1) including a finding that there is “good cause” to approve the extension. OAR 690-315-0040(2)-(4) contain the factors that the Department must consider to make findings that support a “good cause” determination.

FINDINGS OF FACT

1. On September 24, 1990, Permit R-11248 was issued by the Department. The permit authorizes the storage of up to 993.0 AF of water in Taylor Reservoir from an unnamed stream, a tributary of North Fork Cox Creek, for supplemental irrigation under Permit S-51079. The permit specified actual construction was to begin by September 24, 1991, construction of the water system was to be completed by October 1, 1992, and complete application of water was to be made on or before October 1, 1993.
2. On March 19, 2001, an assignment from Taylor Ranch, Inc., to Taylor Westside Ranch, Inc. was recorded in the records of the Water Resources Department for R-11248.
3. On September 16, 2008, a Claim of Beneficial Use (COBU) was submitted to the Department, describing the completed development of Permit R-11248. On December 3, 2008, the Department sent a letter to Taylor Westside Ranch, Inc. stating that the Department cannot issue a Certificate for Permit R-11248 because the condition requiring

installation of a measuring device has not been complied with, and that an Extension of Time will be necessary to allow for installation of a measuring device.

4. One prior permit extension has been granted for Permit R-11248. The most recent extension resulted in the completion dates for construction being extended from October 1, 1992, to October 1, 2010 and full application of water being extended from October 1, 1993, to October 1, 2010. The Extension Application received in 2009 stated the only remaining work to be accomplished was installation of an in-line flow meter.
5. On April 20, 2017, Darryl Anderson (Agent), agent for Taylor Westside Ranch Inc., submitted an "Application for Extension of Time" to the Department requesting the time to complete construction of the water system be extended from October 1, 2010, to October 1, 2018, and the time to apply water to full beneficial use under the terms of Permit R-11248 be extended from October 1, 2010, to October 1, 2018.
6. On April 25, 2017, notification of the Application for Extension of Time for Permit R-11248 was published in the Department's Public Notice. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

In order to approve an Application for an Extension of Time to complete construction and/or apply water to full beneficial use pursuant to ORS 537.230 or 537.630, or to begin construction, pursuant to ORS 537.248, the Department must make the findings in OAR 690-315-0040(1)(a) – (d).

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

7. On April 20, 2017, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

8. Actual construction of the water system began prior to the September 24, 1991 deadline specified in the permit. The Application states, construction of Taylor reservoir, authorized under Permit R-11248, began in 1991 with construction of diversions and outlet structures.
9. According to the Notice of Beginning Construction (FORM A) submitted to the Department on December 2, 1991, construction of Taylor Reservoir began September 15, 1990.

Based on Findings of Fact (FOF) 8 and 9, the Department has determined the permit holder has complied with the actual construction timeline requirement for beginning of construction of the water works.

Good Cause [OAR 690-315-0040(1)(d)]

The Department must find that there is "good cause" to approve the extension. In making a "good cause" finding, the Department shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

In order to make a finding of "good cause" to approve the extension, the Department shall consider whether the applicant has demonstrated "reasonable diligence" in previous performance under the permit. OAR 690-315-0040(2)(a). In determining "reasonable diligence", the Department shall consider, but is not limited to, the following factors: a) The amount of construction completed within the time allowed in the permit or previous extension; b) The amount of beneficial use made of the water during the permit or previous extension time limits; c) Water right holder conformance with the permit or previous extension conditions; and d) Financial investments made toward developing the beneficial use of water.

Amount of Construction [OAR 690-315-0040(3)(a)]

The amount of construction completed within the time allowed in the previous extension.¹

12. The Application identifies work was accomplished during the original development time being September 24, 1990, to October 1, 1993. The work included construction of reservoir and installation of diversions and outlet structures.

13. The Application that was submitted on September 18, 2008, acknowledged that Permit R-11248 contains the condition requiring installation of an in-line flow meter, weir or other suitable measuring device and that one has not been installed.

12/3/08 ↓
The Department sent a letter to the permit holder informing them that a Certificate cannot be issued for Permit R-11248 because the condition requiring the installation of an in-line flow meter, weir or other suitable measuring device has not been complied with. The permit holder was instructed to submit an Application for Extension of Time and to contact the watermaster to discuss measuring device requirements.

13. The previous Application for Extension of Time, received by the Department on January 20, 2009, identified the only remaining work to be accomplished under Permit R-11248 consisted of installation of an inline flow meter, weir or other suitable measuring device and that it would be installed by June 2009.

14. The Application does not provide evidence of progress made towards completion of construction of the water development, which includes the installation of an in-line flow meter, weir or other suitable measuring device, and application of water to full beneficial use as allowed in the time period specified in the previous extension time period, being October 1, 1993, to October 1, 2010.

¹ "Actual Construction" is defined in OAR 690-315-0020(3)(d)(A) and (B) as physical work performed toward completion of the water system which demonstrates the water right permit holder's good faith and intention to complete the project with reasonable diligence. Actual construction does not include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land or planting crops.

Based on FOF 11 through 14, the Department cannot find evidence of work accomplished towards the complete application of water to beneficial use under Permit R-11248 during the most recent extension of time period, being October 1, 1993, to October 1, 2010. The Department has determined the permit holder has not been diligent in completing construction by not installing an in-line flow meter, weir or other suitable measuring device, or perfecting the water use permit.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

The water right permit holder's conformance with the permit conditions.

15. In a letter dated December 3, 2008, the Department informed the permit holder of the need to install a measuring device as required by the conditions of Permit R-11248 and directed the permit holder to discuss measuring device options with the watermaster.
16. The Department has considered the permit holder's compliance with conditions, and has identified the following concerns: (1) the record does not show that an in-line flow meter, weir or other suitable measuring device has been installed.

Failure to comply with permit conditions constitutes illegal storage of water. In order to legally perfect the storage of water under this permit, the permit holder must demonstrate that all conditions of the permit have been satisfied.

Based on FOF 11 through 16, the Department has determined the permit holder has not complied with all terms and conditions, as required by Permit R-11248, therefore, has not been diligent in developing or perfecting the water use permit.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

The amount of beneficial use made of the water during the permit time limits.

17. The Application states a maximum volume of 993.0 AF of water has been stored in Taylor Reservoir from an unnamed stream, a tributary of North Fork Cox Creek.
18. According to the permit holder delay of full beneficial use of water under Permit R-11248 was due, in part, to confusion over the metering requirements.

Based on FOF 15, the Department has determined that beneficial use of water has not yet been demonstrated under this permit because not all permit conditions were satisfied by October 1, 2010.

Financial Investments to appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

19. The Applications states, from 1990 to 1993, the permit holder has invested about \$40,000, which is about 94 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$2,775 investment is needed for the completion of this project.

20. The Application does not identify any financial investment made in the development of the permit during the previous Extension of Time period, being October 1, 1993, to October 1, 2010.

Based on FOF 20, the Department has determined that no financial investment has been made towards the development of Permit R-11248 during the previous extension of time period, being October 1, 1993, to October 1, 2010.

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Application does not provide evidence that work has been accomplished towards completion of the water system or a financial investment has been made during the previous extension of time period; the permit holder has not demonstrated compliance with permit conditions; and beneficial use of water has not been demonstrated. Based on FOF 11 through 16 and 20, the Department has determined the applicant has not demonstrated reasonable diligence in previous performance under Permit R-11248.

The Market and Present Demands for Water [OAR 690-315-0040(4)(a-f)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

- *(a) The amount of water available to satisfy other affected water rights and scenic waterway flows;*
- *(b) Special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d);*
- *(c) The habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife;*
- *(d) Economic investment in the project to date;*
- *(e) Other economic interests dependent on completion of the project; and*
- *(f) Other factors relevant to the determination of the market and present demands for water and power.*

The amount of water available to satisfy other affected water rights and scenic waterway flows [OAR 690-315-0040(4)(a)]

21. A review of the amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit R-11248; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an Application for a new water right is submitted.

22. Current Water Availability Analysis for Cox Creek, (Tributary of Camp Creek) at the mouth (watershed ID 31300107) show that water is available during the months October through May at the 50% exceedance level.

Special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d) [OAR 690-315-0040(4)(b)]

23. The point of diversion is located on an unnamed stream, a tributary of North Fork Cox Creek, and is not located within a Withdrawn Area.
24. North Fork Cox Creek is not located within or above a state or federal scenic waterway.
25. The point of diversion is in a location listed by the Department of Environmental Quality as a water quality limited stream; North Fork Cox Creek, River Mile 0 to 4.5 is listed under Water Quality Limited for temperature.

The habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(c)]

26. North Fork Cox Creek is located within an area ranked "moderate" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife.

Economic interests dependent on completion of the project [OAR 690-315-0040(4)(d)]

27. The Application states an approximate total of \$40,000 has been invested in the project between September 24, 1990 and October 1, 1993.

Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)]

28. The Application did not identify economic interests other than those of the applicant's that may be dependent on completion of the project.

Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)]

29. No other factors relevant to the determination of the market and present demand for water and power have been identified.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

30. The Application states that income or use of the water project will provide a fair and reasonable return on the investment.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

31. The Application did not identify that the delay in the development of this project was caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

32. The Application did not identify unforeseen events.

Denial of the Extension Will Result in Undue Hardship [OAR 690-315-0040(2)(i)]

33. The Application did state a denial of the extension would result in in the ranching operation being severely impacted.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

34. Based on Findings of Fact 11 through 16 and 20 above, the Department finds that the Applicant has not demonstrated good faith.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

35. As of April 20, 2017, the permit holder states the only remaining work to be completed consists of completing construction of the water system, which includes installation of an in-line flow meter, weir, or other suitable device, and applying water to full beneficial use. The permit holder requested the previous extension of time, which was approved October 6, 2009, to accomplish the installation of an in-line flow meter, weir, or other suitable device.

The Department cannot find that the applicant can complete the project or apply water to full beneficial use within the time requested for the extension because the applicant did not pursue application of the water to its beneficial use with due diligence during the previous Extension of Time period being October 1, 1993, to October 1, 2010.

Good Cause [OAR 690-315-0040(1)(d)]

The Department must find that there is "good cause" to approve the extension. In making a "good cause" finding, the Department shall consider the requirements set forth under OAR 690-315-0040(2).

The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has not shown that good cause exists for an extension of time to complete construction and apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

CONCLUSIONS OF LAW

1. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
2. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
3. The Application established that there has been no construction, no financial invest or reasonable diligence towards development of the permit during the previous Extension of Time period, being October 1, 1993, to October 1, 2010. The permit holder has not shown that good cause exists for an extension of time to complete construction and apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

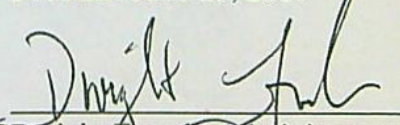
PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Deny the time to complete construction of the water system under Permit R-11248 from October 1, 2010, to October 1, 2018.

Deny the time to apply water to beneficial use under Permit R-11248 from October 1, 2010, to October 1, 2018.

DATED: June 20, 2017


Dwight French, Administrator
Water Right Services Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **August 4, 2017**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

Notice Regarding Service Members: Active duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act. 50 U.S.C. App. §§501-597b. You may contact the Oregon State Bar or the Oregon Military Department for more information. The toll-free telephone number for the Oregon State Bar is: 1 (800) 452-8260. The toll-free telephone number of the Oregon Military Department is: 1 (800) 452-7500. The Internet address for the United States Armed Forces Legal Assistance Legal Services Locator website is: <http://legalassistance.law.af.mil>

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- If you have any questions about statements contained in this document, please contact Jeffrey D. Pierceall at (503) 986-0802.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901
-

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

Application R-70065 Water Resources Department

PERMIT R-11248

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.

6. The embankment shall be kept free of burrowing animals.

7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
HC 64 BOX 415
LAKEVIEW, OREGON 97630

PHONE: (541) 947-2869

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

APPLICATION FILE NUMBER: R-72059

SOURCE OF WATER: AN UNNAMED STREAM AND THE NORTH FORK COX CREEK,
TRIBUTARIES OF COX CREEK

STORAGE FACILITY: TAYLORS RESERVOIR, CONSTRUCTED UNDER PERMIT R-11248

PURPOSE OR USE OF THE STORED WATER: TO BE APPROPRIATED UNDER APPLICATION
S-72060, PERMIT 53024, FOR SUPPLEMENTAL IRRIGATION

VOLUME OF USE: 409.0 ACRE-FEET EACH YEAR

PERIOD OF USE: WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD
OCTOBER 1 THROUGH MAY 31

DATE OF PRIORITY: DECEMBER 3, 1991

The area submerged by the reservoir, when full, will be 210.0 acres and
the maximum depth of water will be 6.5 feet. The maximum height of the
dam shall not exceed 11.0 feet.

DAM LOCATION: NE 1/4 NW 1/4, SECTION 36, T36S, R19E, W.M.; 147 FEET
SOUTH AND 2127 FEET EAST FROM THE NW CORNER OF SECTION 36

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4
NE 1/4 NW 1/4
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SE 1/4 SW 1/4
NW 1/4 SE 1/4
SW 1/4 SE 1/4
SECTION 25

Application R-72059 Water Resources Department

PERMIT R-12119

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The outlet gate shall be cycled at least once each year and shall be fully operational. The embankment and spillway shall be kept clear of brush, debris, and burrowing animals.

The dam shall be constructed, operated, and maintained according to the approved plans and specifications dated August 28, 1990, on file with the Water Resources Department.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place and functional, and the fishway must be approved by Oregon Department of Fish and Wildlife before diversion of any water.

STANDARD CONDITIONS

The storage of water allowed herein is subject to the installation and maintenance of a fully functional conduit/gate assembly having a minimum diameter of 8 inches.

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.

Application R-72059 Water Resources Department

PERMIT R-12119

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.

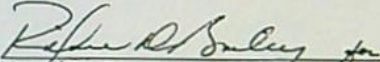
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 1999.

Issued December // , 1996


Martha O. Pagel, Director
Water Resources Department

Application R-72059 Water Resources Department
Basin 13 Volume 7, North Fork Cox Creek
MGMT.CODES 2AD, 2AW, 2BD, 2BW

PERMIT R-12119
District 12

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to use the waters of WHITE ROCK RESERVOIR CONSTRUCTED UNDER PERMIT R-6507, NORTH FORK COX CREEK AND TAYLOR RESERVOIR TO BE CONSTRUCTED UNDER APPLICATION R-70065, PERMIT R-11248, tributaries of COX CREEK, for IRRIGATION OF 30.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 575.3 ACRES.

This Permit is issued approving Application 70066. The date of priority is SEPTEMBER 14, 1989. The use is limited to not more than 0.38 CUBIC FEET PER SECOND FROM WHITE ROCK RESERVOIR FOR PRIMARY IRRIGATION AND 993 ACRE-FEET FROM TAYLOR RESERVOIR FOR SUPPLEMENTAL IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

WHITE ROCK RESERVOIR SE 1/4 SW 1/4, SECTION 26, T 37 S, R 20 E, W.M.;
1310 FEET NORTH AND 1820 FEET EAST FROM SE CORNER, SECTION 27.

UNNAMED TRIBUTARY OF COX CREEK and
TAYLOR RESERVOIR NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.;
147 FEET SOUTH AND 2127 FEET EAST FROM NW CORNER, SECTION 36.

NORTH FORK COX CREEK SE 1/4 SE 1/4, SECTION 26, T 36 S, R 19 E, W.M.;
547 FEET NORTH AND 702 FEET WEST FROM SE CORNER, SECTION 36.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage. This right shall be limited to any deficiency in the available supply of any prior right existing for the same land.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

PRIMARY FROM WHITE ROCK RESERVOIR & SUPPLEMENTAL FROM TAYLOR RESERVOIR

SW 1/4 NW 1/4 0.5 ACRE
NW 1/4 SW 1/4 11.0 ACRES
SECTION 26

SE 1/4 NE 1/4 6.4 ACRES
NE 1/4 SE 1/4 6.8 ACRES
NW 1/4 SE 1/4 2.2 ACRES
SE 1/4 SE 1/4 3.4 ACRES
SECTION 27

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

Application 70066

Water Resources Department

PERMIT 51079

SUPPLEMENTAL FROM TAYLOR RESERVOIR

SE 1/4 SE 1/4 0.8 ACRE
SECTION 21

SW 1/4 SW 1/4 28.9 ACRES
SECTION 22

NW 1/4 SW 1/4 10.2 ACRES
SW 1/4 SW 1/4 40.0 ACRES
SE 1/4 SW 1/4 18.6 ACRES
SECTION 26

NE 1/4 NE 1/4 7.2 ACRES
NW 1/4 NE 1/4 12.0 ACRES
SW 1/4 NE 1/4 30.4 ACRES
SE 1/4 NE 1/4 0.6 ACRE
NW 1/4 NW 1/4 27.1 ACRES
SW 1/4 NW 1/4 10.2 ACRES
SE 1/4 NW 1/4 34.6 ACRES
NE 1/4 SW 1/4 19.5 ACRES
NW 1/4 SW 1/4 2.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NE 1/4 SE 1/4 33.2 ACRES
NW 1/4 SE 1/4 37.6 ACRES
SW 1/4 SE 1/4 23.8 ACRES
SE 1/4 SE 1/4 33.9 ACRES
SECTION 27

NE 1/4 NE 1/4 1.2 ACRES
SECTION 28

NE 1/4 NE 1/4 40.0 ACRES
NW 1/4 NE 1/4 36.0 ACRES
SW 1/4 NE 1/4 38.0 ACRES
SE 1/4 NE 1/4 36.0 ACRES
SECTION 34

NE 1/4 NW 1/4 11.2 ACRES
NW 1/4 NW 1/4 33.5 ACRES
SW 1/4 NW 1/4 5.0 ACRES
SECTION 35

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

This project was considered and approved by the Water Resources Commission on September 21, 1990.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted to the satisfaction of the watermaster.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

This permit is for the beneficial use of water without waste. 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
HCR 64-BOX 415
LAKEVIEW, OREGON 97630

PHONE: (541) 947-2869

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

APPLICATION FILE NUMBER: S-72060

SOURCE OF WATER: TAYLORS RESERVOIR, CONSTRUCTED UNDER PERMIT R-11248 AND ENLARGED UNDER APPLICATION R-72059, PERMIT R-12119, TRIBUTARY TO THE NORTH FORK COX CREEK

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 614.4 ACRES

MAXIMUM RATE/VOLUME ALLOWED: 409.0 ACRE-FEET PER YEAR OF STORED WATER ONLY

PERIOD OF USE: APRIL 1 THROUGH SEPTEMBER 30

DATE OF PRIORITY: DECEMBER 3, 1991

POINT OF DIVERSION LOCATION: NE 1/4 NW 1/4, SECTION 36, T36S, R19E, W.M.; 147 FEET SOUTH & 2127 FEET EAST FROM NW CORNER, SECTION 36

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4	SE 1/4	0.8 ACRE
	SECTION 21	
SW 1/4	SW 1/4	28.9 ACRES
	SECTION 22	
SW 1/4	NW 1/4	0.5 ACRE
NW 1/4	SW 1/4	21.2 ACRES
SW 1/4	SW 1/4	40.0 ACRES
SE 1/4	SW 1/4	18.6 ACRES
	SECTION 26	
NE 1/4	NE 1/4	7.2 ACRES
NW 1/4	NE 1/4	12.0 ACRES
SW 1/4	NE 1/4	30.4 ACRES
SE 1/4	NE 1/4	7.0 ACRES
NW 1/4	NW 1/4	27.1 ACRES
SW 1/4	NW 1/4	10.2 ACRES

Application S-72060 Water Resources Department

PERMIT 53024

ASSIGNED OFFICE FILE NO. 8 90901

SE 1/4 NW 1/4	34.6 ACRES
NE 1/4 SW 1/4	18.5 ACRES
NW 1/4 SW 1/4	2.4 ACRES
SE 1/4 SW 1/4	3.4 ACRES
NE 1/4 SE 1/4	40.0 ACRES
NW 1/4 SE 1/4	39.0 ACRES
SW 1/4 SE 1/4	30.1 ACRES
SE 1/4 SE 1/4	40.0 ACRES

SECTION 27

NE 1/4 NE 1/4	1.2 ACRES
---------------	-----------

SECTION 28

NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	37.0 ACRES
SW 1/4 NE 1/4	38.0 ACRES
SE 1/4 NE 1/4	36.0 ACRES

SECTION 34

NE 1/4 NW 1/4	11.2 ACRES
NW 1/4 NW 1/4	33.5 ACRES
SW 1/4 NW 1/4	5.0 ACRES

SECTION 35

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place and functional, and the fishway must be

approved by Oregon Department of Fish and Wildlife before diversion of any water.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

STANDARD CONDITIONS

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

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.

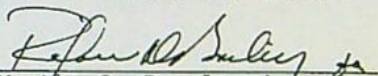
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued December 11, 1996


Martha O. Pagel, Director
Water Resources Department

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 # **124177**

INVOICE # _____

RECEIVED FROM: DUNN CARNEY

APPLICATION R70065

BY: _____

PERMIT _____

TRANSFER _____

CASH: CHECK # 526010 OTHER: (IDENTIFY)

TOTAL REC'D \$ 410.00

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 47235

0407 COPY & TAPE FEES \$ _____
 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	\$ _____

0223 OTHER (IDENTIFY) PROTEST FEES \$ 410.00

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

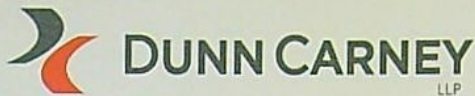
FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR _____
 DESCRIPTION \$ _____

RECEIPT: **124177** DATED: 8-4-17 BY: ACost



RECEIVED
 AUG 04 2017
 OWRD

Payee: Oregon Water Resources Department
 Invoice #: 081703-1
 Inv. Date: 8/3/2017
 Invoice Narrative
 Request Number: 35737
 Check Date: Aug 03/17
 Memo: Fee for protest application
 Invoice Totals: 410.00
 Inv. Total: \$410.00
 Check Number: 526010



Kate L. Moore
Admitted in
Oregon and Washington
kmoore@dunn-carney.com
Direct 503.417.5375

August 4, 2017

Via Hand Delivery

Oregon Water Resources Department
Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266

is weir
measuring
diversion

Re: **Application for an Extension of Time for Permit R-11248 (Application R-70065) in the name of Taylor Westside Ranch, Inc. - Applicant's Protest to Proposed Final Order**

This Protest is filed pursuant to OAR 690-315-0100(1) and 690-315-0060 on behalf of the applicant, Taylor Westside Ranch, Inc., with respect to the above-referenced Proposed Final Order (PFO) issued by the Oregon Water Resources Department. Taylor Westside Ranch, Inc. ("Protestant" or "Applicant") also requests a contested case hearing.

A check in the amount of \$410 is enclosed for the protest filing fee; however, Applicant/Protestant argues that this fee should not be necessary for this protest. OAR 690-315-0060(2)(g) states that the protest must include "[t]he protest fee required under ORS 536.050, if petitioner is other than the water right permit holder." In this case, the petitioner is the water right permit holder.

This firm will be the attorneys of record for Applicant, and I will be the primary contact.

1. Name, Address and Telephone Number of Applicant/Protestant

Taylor Westside Ranch, Inc.
c/o Neil Taylor
21732 Hwy 395
Lakeview, OR 97630
(541) 947-2869

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2. Interest in the PFO

Protestant is the applicant for the proposed water right extension and therefore is directly affected by the PFO.



3. Description of how the PFO would adversely affect Applicant's interest.

Applicant holds multiple related water rights, including **Permit R-11248**, the subject of this protest. Permit R-11248 is for storage in Taylor Reservoir of supplemental irrigation water. Other related water rights for which extensions were also requested include **Permit S-53024** (for supplemental irrigation of 614.4 acres from Taylor Reservoir); **Permit R-12119** (for storage of water in Taylor Reservoir); and **Permit S-51079** (for irrigation of 30.3 acres with water from White Rock Reservoir and supplemental irrigation of 575.3 acres with water from Taylor Reservoir).

As outlined in the application, Applicant has invested significant resources over the years in developing these water rights, including but not limited to the initial construction of the reservoir.

4. Detailed description of how the PFO is in error or deficient and the proposed correction, with citation of legal authority.

Applicant/Protestant provides below a discussion regarding the applicable criteria, identifying the provisions of the PFO that we believe to be in error or deficient, and including citation to legal authority where appropriate. The issues identified below are those reasonably ascertainable at this time, but the Protestant reserves the right to amend the issues as may be determined necessary.

The applicable criteria to review the extension application [OAR 690-315-0040].

OWRD correctly cited the relevant criteria for OWRD's review of an extension application in OAR 690-315-0040. The primary criteria are whether (a) the applicant has submitted a completed application; (b) the applicant began construction of the project within the time required; (c) the applicant can complete the project within the time period requested for the extension; and (d) there is good cause in approving the extension.

The Department confirms that Applicant has satisfied (a) and (b) above; however it raises question regarding the time period requested and whether there is good cause in approving the extension. We believe all four of the criteria weigh in favor of approving the extension and that the PFO is therefore in error.

Applicant can complete the Project within the time period requested [OAR 690-315-0040(1)(c)].

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Water Right Services Division
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The relevant criteria states that the Department shall find "[t]he applicant can complete the project within the time period requested for the extension." OAR 690-315-0040(1)(c). The PFO concludes that the Department "cannot find that the applicant can complete the project or apply water to full beneficial use within the time requested for the extension because [Applicant] did not pursue application of water to its beneficial use with due diligence during the previous Extension of Time period." PFO, pg. 8. This alone is not grounds to conclude that the Applicant cannot complete the project in the requested time period.

Applicant explained in the application that it had scheduled a contractor to install a measurement device at Taylor Reservoir before or during the summer of 2017. This task has now been completed (see attached photograph). Applicant has already engaged a CWRE to assist with the Claim of Beneficial Use. Thus, with the exception of confirmation paperwork, the work has been completed in the requested timeframe. Further demonstrating Applicant's diligence related to its water rights at this point in time, a measuring weir for White Rock Reservoir relevant to related water rights, is currently being constructed and will be installed by September 2017. Applicant is also working with ODFW to design and install a fish screen at the Cox Creek Diversion, also relevant to related water rights. As a result, the PFO is in error by stating that the project cannot be completed within the time period requested for the extension.

There is good cause to approve the extension [OAR 690-315-0040(1)(d)].

The relevant criteria states that the Department shall find, "[t]here is good cause to approve the extension." OAR 690-315-0040(1)(d). The regulations provide criteria for the Department to "consider" in evaluating whether good cause exists. No single criteria is determinative, and the Department's evaluation is not limited to consideration of the listed criteria. OAR 690-315-0040(2). The PFO is deficient in its failure to give consideration to all of the relevant criteria, instead relying on a single factor over all others.

- (a) *The applicant has demonstrated reasonable diligence in previous performance under the permit.*

The regulations provide a list of criteria for the Department to consider in determining "reasonable diligence." OAR 690-315-0040(3). The Department's evaluation is not limited to these factors, nor should any one of these factors alone be determinative. A discussion of the criteria in OAR 690-315-0040(3) demonstrates that the PFO is deficient and in error regarding its evaluation of reasonable diligence.

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The criteria for consideration include (a) the amount of construction completed within the time allowed in the permit or previous extension; (b) the amount of beneficial use made of the water during the permit or previous extension time limits; (c) conformance with the permit or previous extension conditions, and (d) financial investments made toward developing the beneficial water use. The PFO is deficient in that it ignored the Department's findings other than those related to Applicant's failure to complete construction during the prior extension period. While this is a factor for consideration, it is only one among many, including what was done during the original permit time limits.

With the exception of installation of the measurement device, Applicant fully constructed the water system prior to expiration of the time period required by the permit. These efforts were discussed in the extension application, and include construction of Taylor Reservoir and the related diversion works. That the meter was not installed during the first extension period does not negate those earlier substantial efforts, which should be accorded significant weight.

The water was applied to beneficial use prior to the previous extension time period, and has continued to be applied to full beneficial use, as described in the extension application.

Furthermore, the financial investment in constructing the water system was significant (approx. \$40,000), particularly when looked at in comparison to the remaining costs at the time of the application to install the measurement devices (approx. \$2,775). Despite the significant past investments, the PFO only gave weight to the finding that no investment was made during the prior extension period. This is inconsistent with the regulations, which ask that the Department "consider" the "[f]inancial investments made toward developing the beneficial water use," not just those during the extension period. OAR 690-315-0040(3)(d).

Contrary to the PFO, these factors weigh in favor of granting an additional extension.

(b) The cost to appropriate and apply the water to a beneficial purpose.

The Department must also consider the cost to appropriate and apply the water to a beneficial purpose in evaluating whether there is good cause to approve the extension. OAR 690-315-0040(2)(b). As discussed above, the cost that has already been invested into this water right far outweighs the remaining cost, particularly now that the measurement device has been installed. As noted above, the PFO concludes that the investment at the time of the extension application was about \$40,000, which is about 94 percent of the total projected cost for complete development of this project (as noted on page 5 of the PFO). However, the Department singularly focuses on the lack of investment

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Water Right Services Division
August 4, 2017
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during the previous extension period in reaching its conclusions. As discussed herein, Applicant is prepared to make this investment to fully comply with the permit conditions.

(c) The good faith of the appropriator.

The good faith of the appropriator is another factor to be considered in evaluating whether there is good cause to approve the extension. OAR 690-315-0040(2)(c). The Department relies on findings 11-16 and 20 to conclude that Applicant has not demonstrated good faith. These findings again focus solely on Applicant's failure to install the measurement device during the extension period, ignoring its other findings, including findings demonstrating the substantial efforts made to develop this water right prior to that first extension request.

Applicant has additionally demonstrated good faith to complete construction since submittal of its application. In the application, Applicant indicated that it had retained a contractor to construct and install the weir in May 2017; as noted above, that weir has now been installed at the Taylor Reservoir outlet. Also as noted above, Applicant has taken steps to fully comply with the conditions of other related water rights permits.

(d,e) The market for water or power to be supplied and the present demands for water or power to be supplied.

OAR 690-315-0040(4)(a)-(f) provides a list of criteria to be considered by the Department in its evaluation of the market and the present demand for water or power. The only findings in the PFO suggesting any potential concern related to these criteria were that the points of diversion are in a location listed by the Department of Environmental Quality as water quality limited for temperature and that the area is within a Sensitive, Threatened or Endangered Fish Species Area. The Department found no concern with any other water use designations or with water availability, and only a "moderate" ranking for stream flow restoration needs.

Other criteria for consideration of the market and present demands include the economic investment in the project to date, which as discussed above was significant. The Department found that no other economic interests were dependent on completion of the project. However, Applicant relies on this stored water for supplemental irrigation to support its ranching operation. The water is vital for pasture/crop production that is necessary to maintain the cattle operation, which provides the sole source of income for Taylor Westside Ranch. The loss of the ability to use this water would have severe adverse impacts on the ranching operation.

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No additional factors were considered. Contrary to the PFO, the findings above weigh in favor of granting the extension.

- (f) *The income or use that may be required to provide fair and reasonable returns on investment.*

The Department found that income or use of the water project will provide a fair and reasonable return on investment, providing no grounds for denying the application.

- (g) *Whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of right.*

The PFO found that the Application did not identify other governmental requirements as a cause for the delay in the full development of this project. While the need to work with ODFW on the fish screening for compliance with related permits is not the sole cause of past delays, it is among the reasons why Applicant has requested an extension to October 2018. Applicant is currently working with ODFW to design and install the fish screen; given the difficulties of this task, including challenges due to accessibility, construction will likely not be complete until summer or early fall of 2018. Again, this criteria does not justify denial of the extension request.

- (h) *Any unforeseen events over which the water right permit holder had no control and which delayed development under the permit.*

In addition to the explanations provided in the Application for the delays in completing construction, Mr. Neil Taylor who manages Taylor Westside Ranch has had other unforeseen events complicate his ability to comply with the permit conditions. Mr. Taylor had to hire a new full-time ranch employee after discovering the former employee had been failing to complete many of his tasks. Over the last several years, Mr. Taylor, who himself is 87-years old, has been caretaking for his wife through her treatments for breast cancer and other ailments. She just recently moved to a nursing home. Both of these unforeseen life events consumed Mr. Taylor's time and energy, and were a distraction from focusing on his water rights permits.

- (i) *Whether denial of the extension will result in undue hardship to the applicant and that there are no other reasonable alternatives for meeting water use needs.*

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Oregon Water Resources Department
Water Right Services Division
August 4, 2017
Page 7

The Department found that a denial of the extension would result in the ranching operation being severely impacted. It is not evident; however, that the Department has given this finding any weight.

Proposed Correction

Ultimately, the PFO denied the extension request on the basis that the permit holder has not shown good cause for an extension of time. In reaching that conclusion, only certain findings of the PFO were given weight, namely that Applicant failed to make use of the prior extension period to complete construction. However, as explained above, other factors weigh in favor of allowing the relatively short extension that has been requested to complete development of the water right.

Applicant proposes a correction to the PFO, finding that based on full consideration of the criteria, including recent installation of the Taylor Reservoir weir, the permit holder has shown good cause to allow the extension through October 1, 2018. It is likely that this full time period will not be required, but Applicant thought requesting the same date for all of its extension requests would be cleaner (and others require working with ODFW to install a fish screen that will take longer). Although this extension request does not exceed five years, Applicant is willing to work with the Department to establish checkpoints to determine if diligence is being exercised in the perfection of the water use permit.

Conclusion

This protest is filed by Taylor Westside Ranch, Inc. to comply with the requirements of OAR 690-315-0060 and to request a contested case hearing. It is our hope the protest can be resolved through dispute resolution that will not require the need for a hearing. Accordingly, Applicant reserves the right to withdraw the request for hearing.

Very truly yours,

Kate L. Moore

KLM/kah

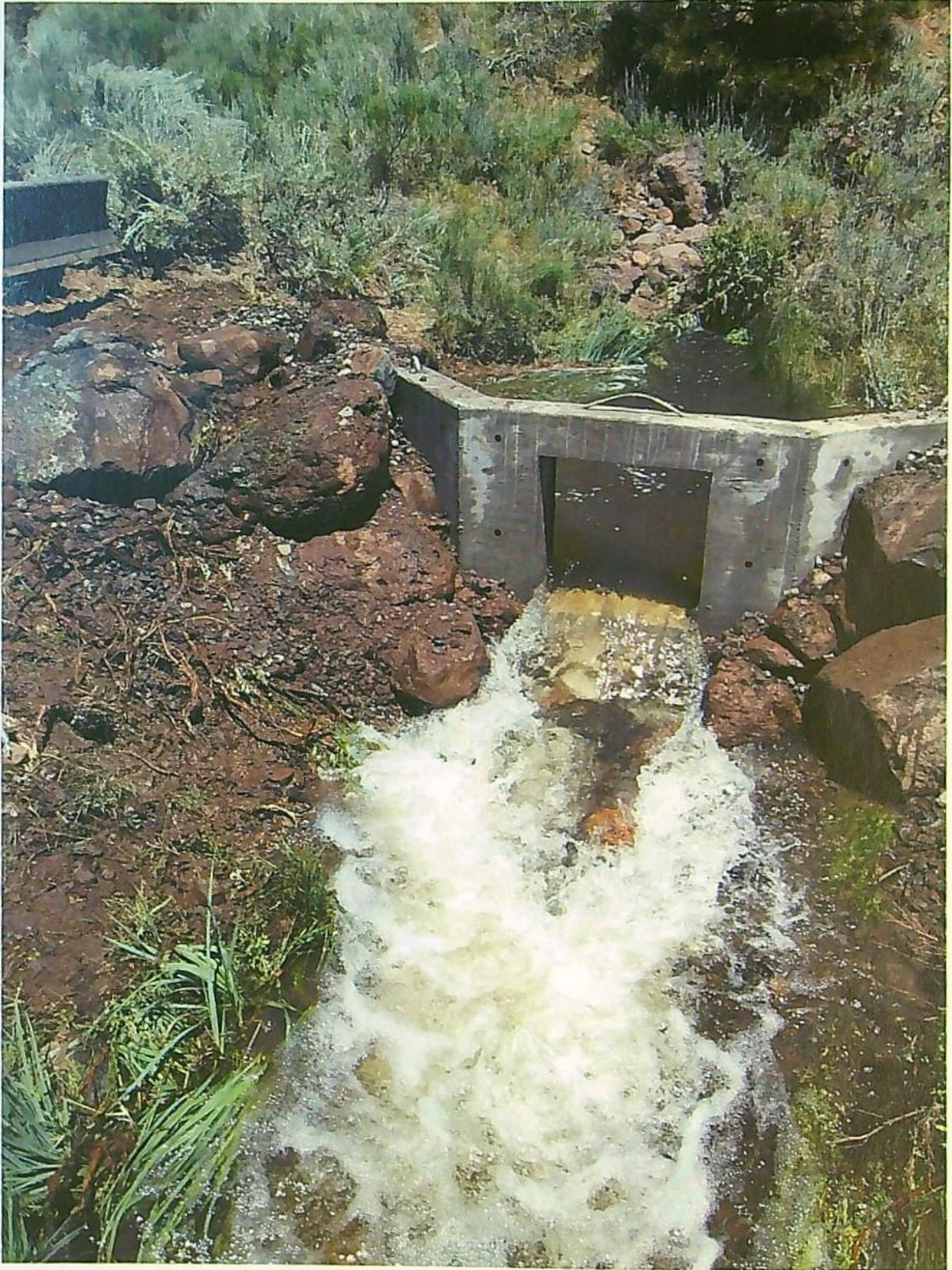
cc: Dave Vandenberg

DCAPDX_2443721_v1

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Taylor Reservoir Outlet Measuring Weir



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Mailing List for Extension PFO Copies

PFO Date: June 20, 2017

Copies Mailed

Application: R-70065

By: SP

Permit: R-11248

On: 6-20-17

Original mailed to Applicant:

Taylor Westside Ranch Inc.
21732 Highway 395
Lakeview, OR 97630

Copies sent to:

1. WRD - App. File R-70065/ Permit R-11248
2. Agents Anderson Engineering & Surveying, Inc.
Darryl Anderson
P.O. Box 28
Lakeview, OR 97630

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 12, Brian Mayer

CASEWORKER: JDP



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

August 14, 2016

Kate L. Moore
Dunn Carney Allen Higgins & Tongue LLP
Suite 1500, 851 SW Sixth Avenue
Portland, OR 97204

Re: Receipt of protests on Applications for Extension of Time for Permits R-11248, R-12119, S-53024 and S-51079 in the name of Taylor Westside Ranch Inc.

Dear Ms. Moore,

The protests on the Proposed Final Orders for the above applications were received on August 4, 2017. Enclosed are receipts #124177 for check #526010, #124178 for check #526011, #124179 for check #526012, and #124180 for check #526013, all in the amount of \$410.00, in payment of the fee to file a protest to each of the Proposed Final Orders on the above applications.

I will review the protests and contact you regarding the concerns raised. The protests request a contested case hearing. I will prepare the referral documents for a hearing. However, in the meantime, if it is possible to resolve the issues raised in the protests a settlement agreement may eliminate the requirement to hold a hearing.

Please contact me directly with any questions.

Sincerely,

Patricia McCarty
Protest Program Coordinator
Water Right Services Division
503-986-0820
patricia.e.mccarty@oregon.gov



PERMIT STATUS REVIEW BY Corey Courchane DATE 9-24-15 FILE # R-70065

1. Per Dwight French, **do not** send "C" DATE NOTICE PACKET if: update appropriate db

no Extension pending _____

no Assignment is pending _____

no Cancellation has been requested _____

NO Dept. has **already sent a certified** 60-Day Compliance letter (date _____, # _____)

Was **60 days notice** allowed? Y N If No, How Much Time? _____

Was mail deliverable as addressed? Y N date _____

If mail returned, online/www check? Y N date _____ successful? Y N

Re-send Cert. Letter? Y N date _____

Send cancellation order Y N

no Claim of beneficial use and final proof map (COBU) have been received by Department

Date information received 9-16-08

amended - update WP-15

2. IF NONE OF THE ABOVE APPLY

Send **certified** "C" date notice packet to permit holder.

"C" DATE 10-1-10 BASIN NUMBER 13 WM # 12

CWRE or AGENT Anderson Engineering + Survey


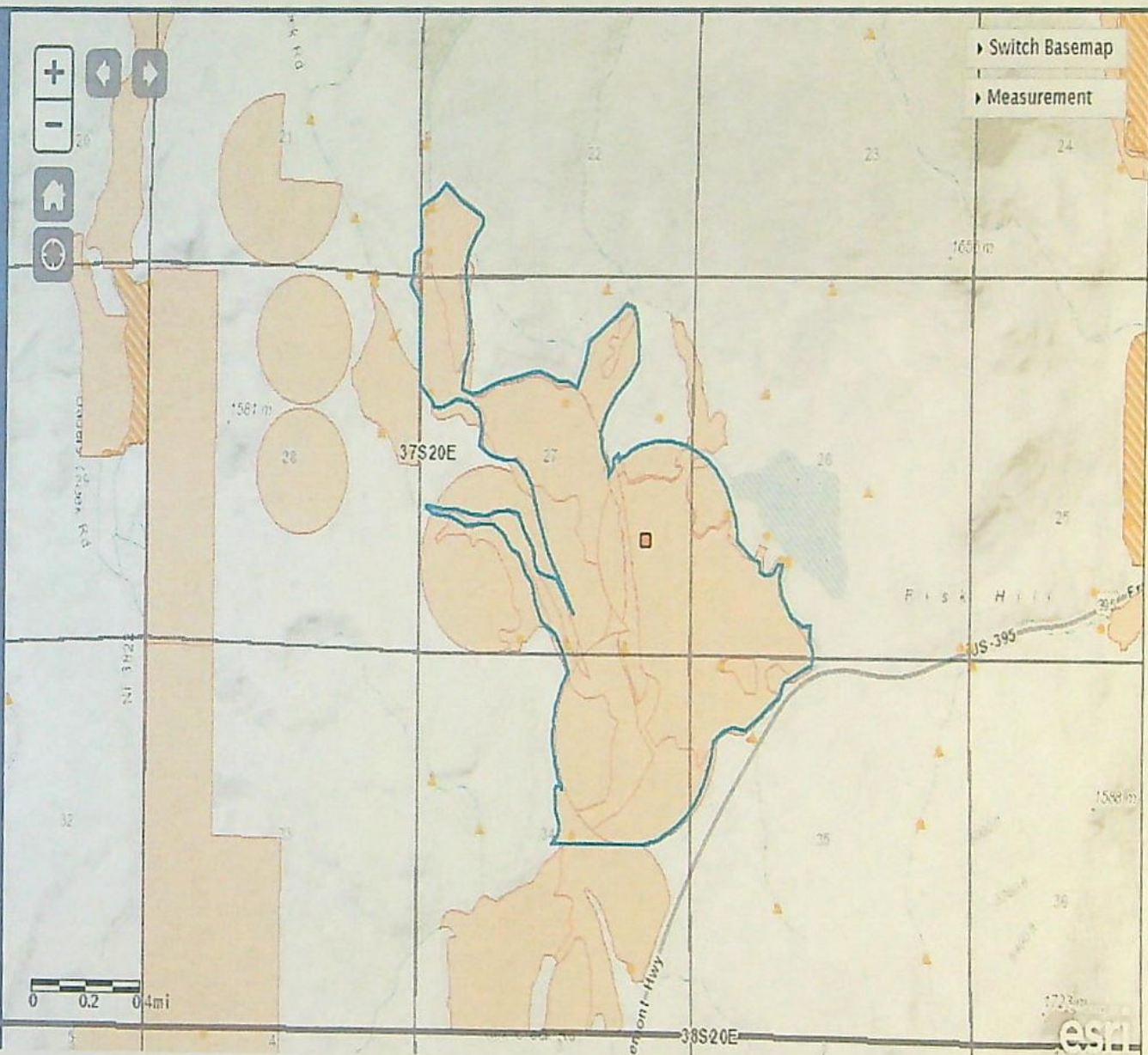
Send letter
9-24-15
cc

3. AOI Yes _____ NO If Yes, name of AOI _____

S:\groups\wr\PERMIT C jdc-date-checklist.doc

Performed extension after COBU submitted due to non-compliance of permit condition

R-70065, S-70066, S-72060

Search			Switch Basemap
Identify Non-Water Right Features			Measurement
Tax Lots			
Identify Tax Lots OR Map			
<input type="radio"/> Off			
<input checked="" type="radio"/> On			
County: Lake			
Taxlot: 37S20E000002400			
Owner: TAYLOR WESTSIDE RANCH INC			
Owner2:			
Owner Address: 21732 HWY 395 LAKEVIEW OR 97630			
Site Address: UNDETERMINED SITUS ADDRESS UNDETERMINED CITY			
Acres: Null			
TRSQQ: WM37.00S20.00E0XXXX			
Effective Date: January 1, 2014			
<p>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.</p> <p>It is recommended to zoom to a detailed extent before inquiry.</p>			
Tools			
Layers			
Print			
Bookmarks			

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

0 500 1,000 2,000 Feet

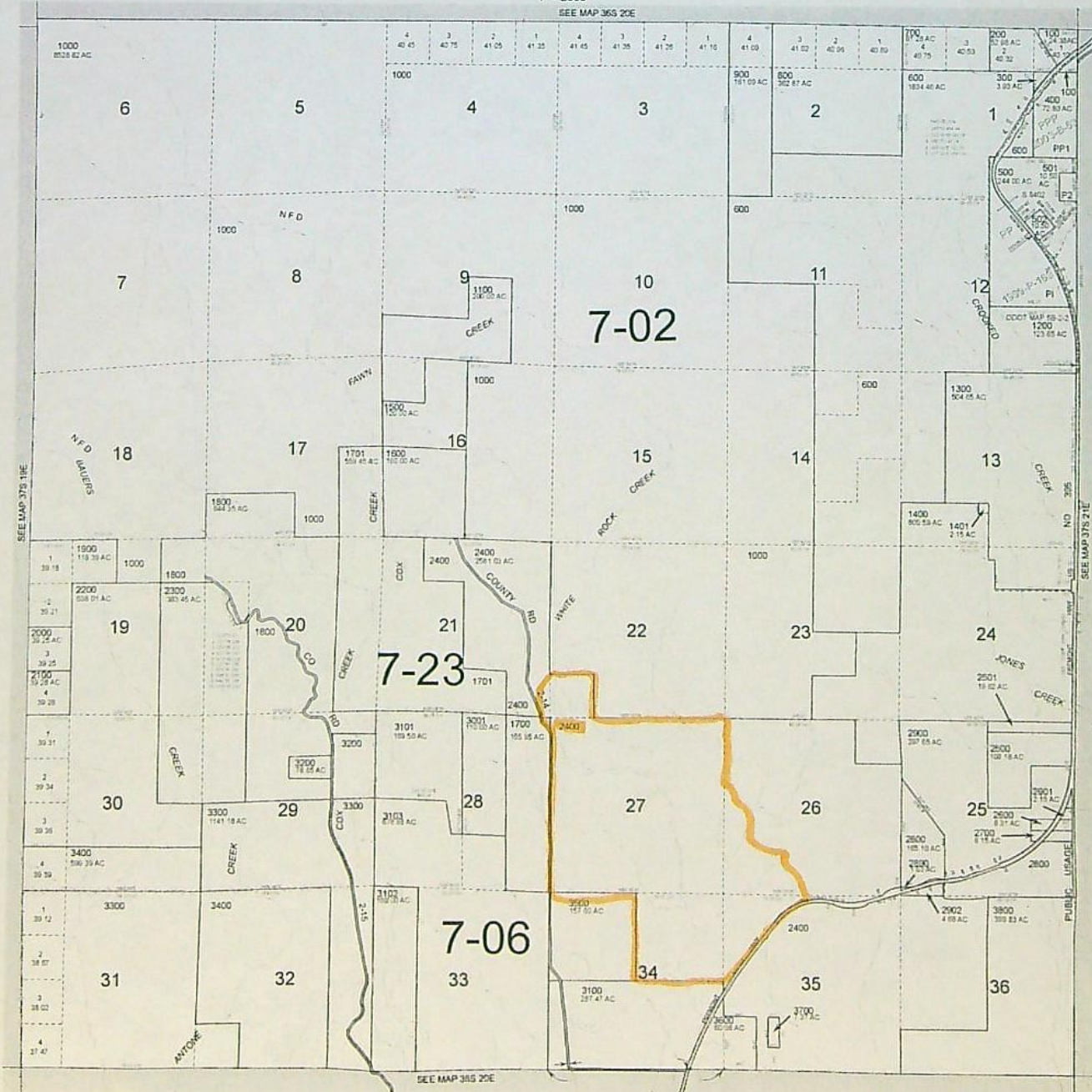
T.37S. R.20E. W.M.
LAKE COUNTY
1" = 2000

SEE MAP 36S 20E

37S20E

LCATDWC - 2014-09-04 10:39

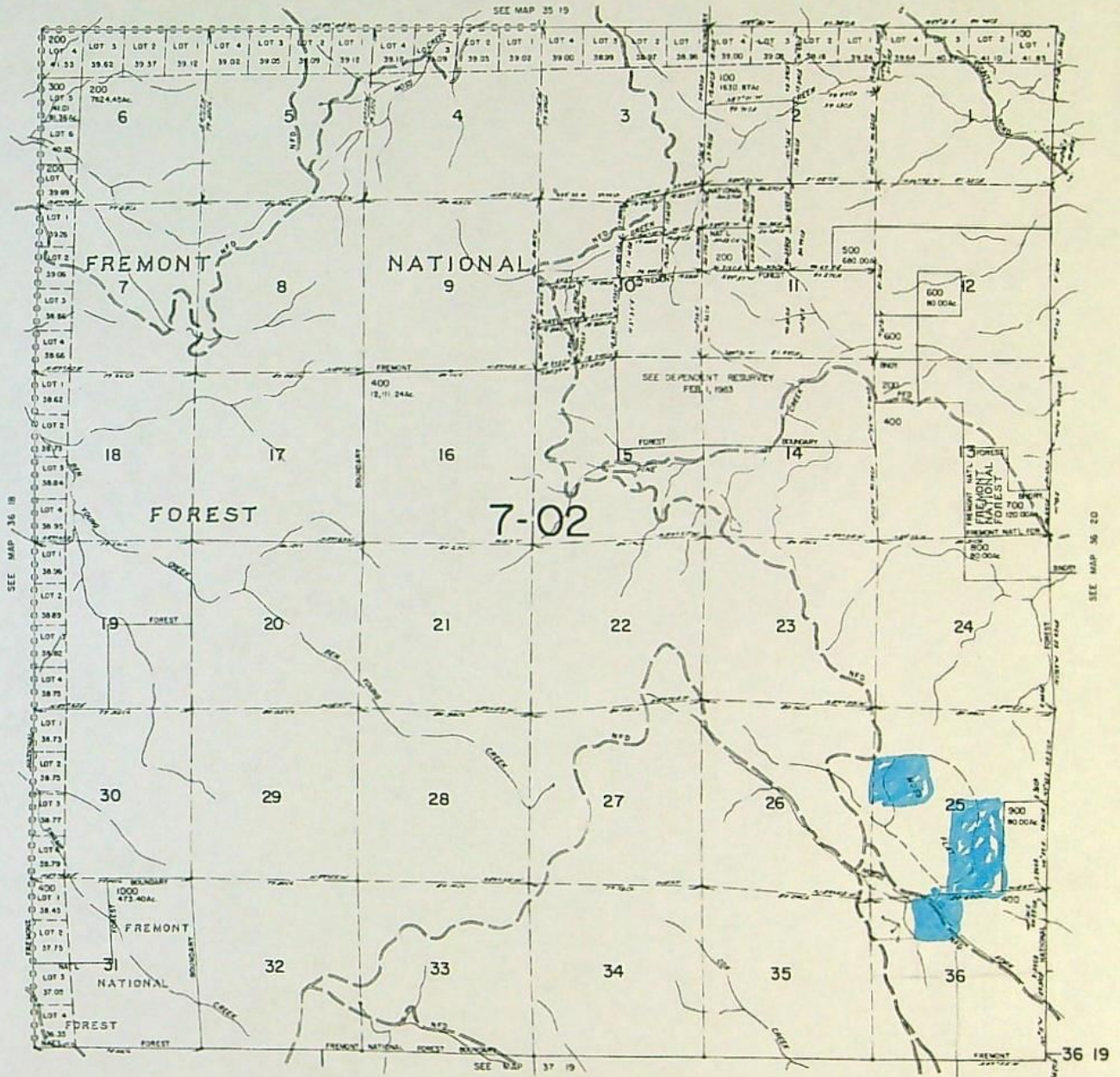
CANCELLED
1301
3000



37S20E

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

T.36S. R.19E. W.M.
LAKE COUNTY
1" = 2000'



Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits

(OAR 690-315-0010 through OAR 690-315-0060)

Application: R-70065 Permit: R-11248 Permit Amendment? No Yes T- pending approved
 Permit Holder's Name: Taylor Westside Ranch, Inc
 Permit Holder's Mailing Address: 21732 Highway 395 Lakernew OR 97630
 email _____
 Phone Number: _____

Agent/CWRE Anderson Engineering
 Drainage Basin: 13 County: Lake Watermaster District: 12 Watermaster: _____
Goose & Sun Lake

Date Permit was issued: Sept 24, 1991 Priority Date: Sept 14, 1989 Date of PN: Apr-25-2017
 Source: An Unnamed Stream, a trib of North Fork Cox Creek
 Use: Storage to be appropriated under Ap. 70060, Per 51079 for Sup Irr.
 "Q": 993.0 AF each year
 Orig "A" Date: Spt 24, 1991 Orig "B" Date: Oct 1, 1992 Orig "C" Date: Oct 1, 1993
 Extension request received: Apr 20, 2017 Last Authorized Date: 2010 "C" Date: 2010
 Request Number (1, 2, 3...): 2 Proposed "B" Date: 2018 Proposed C Date: 2018

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
		Begin construction:
	X	in-line flow meter / weir / or other suitable
X		const under supervision of OR Use Eng./App.Plans/
X		written cert / outlet gate cycled / embankment care /
X		no fill until cutoff inspected

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

- Yes No
- Work was accomplished within the time allowed in the YES permit or NO previous extension
 - Water right permit holder conformed with the permit or previous extension conditions
 - Beneficial use made of the water during the permit or previous extension time limits
 - Permit holder has stored 993 cfs/gpm/af of the total permitted quantity of water on _____ acres
 - Financial investments were made toward developing the beneficial water use.
 - Amount Invested to date: \$ 40,000 Estimated Remaining Cost: \$ 2,775

GW REVIEW: Y N _____
 MITIGATION REVIEW: Y N _____

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Application ___ - ___ Permit ___ - ___ Township ___ Range ___ Section ___

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. _____

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

Yes No

- above a state scenic waterway? Source: OWRD "Areas Above State Scenic Waterways" Map
- within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
- within a critical or limited Ground Water Area? Name of area _____
- within a sensitive, threatened or endangered species area source: "gisdata/dev/projects/salmon/div33map.aml"
- in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list _____
- within an area ranking low/moderate / high/Highest (circle one) for stream flow restoration needs Source: OWRD "Streamflow Restoration Maps (by region) Needs"

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request

No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

5-year Progress Report Checkpoints (Years: _____)

Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

- COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987**
"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."
- COBU Requirement - Surface Water - post July 9, 1987**
"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."
- COBU Requirement - Ground Water - post July 9, 1987**
"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

- No work accomplished during 1st ext period
- as of Sep 16, 2008 (per ext app) only remaining cont was to install metering device.
- No metering device installed

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____ FO Issuance Date: _____

Reviewer's Name: Jaffrey Date: 5-22-17



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

June 20, 2017

TAYLOR WESTSIDE RANCH
21732 HIGHWAY 395
LAKEVIEW, OR 97630

REFERENCE: Application R-70065 / Permit R-12448

Dear Permit Holder:

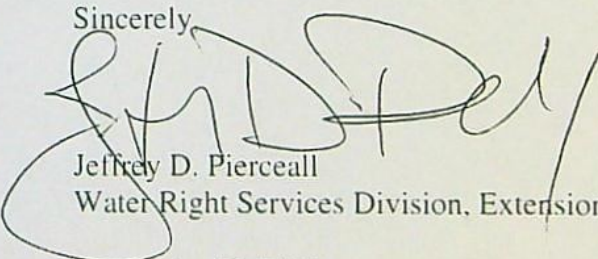
On April 20, 2017, the Water Rights Section received your 2009 written progress report for Permit R-12448. Receipt of the progress report was published on the Department's weekly Public Notice, dated April 24, 2017. The Department did not receive any public comment on the progress report.

After reviewing your Diligence Progress Report, the Department determined that diligence toward completion of the project and compliance with the terms and conditions of the permit and extension is questionable.

Please be aware that the deadline for completion of construction was October 1, 2010, and the deadline for full beneficial use of water under Permit R-12448 is October 1, 2010. Because diligence is questionable, an additional extension of time for Permit R-12448 will likely not be approved by the Department.

If you have any questions, please feel free to contact me by telephone at (503) 986-0827.

Sincerely,



Jeffrey D. Pierceall
Water Right Services Division, Extensions

cc: Appl R-70065
Watermaster District District 8 - Rick Lusk

**Application for Extension of Time for a Water Right Permit
(NON-Municipal/NON Quasi-Municipal water Use)**



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

Criteria for a Permit Extension of Time

The Department can accept requests for an extension of time on permits to (1) complete construction, and/or to (2) apply water to beneficial use.

In order to approve a permit extension request the Department must be able to find:

1) Construction has begun:

A. For Groundwater Permits

Construction of the well began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

B. For Surface Water or Reservoir Permits

Construction of the water system began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

The Department will also confirm that:

- 2) A required fish screen, fish passage or fish by-pass device was installed before or prior to diversion of any water. An exception to the need to confirm installation prior to diversion of any water would be a waiver submitted to the Department from ODFW stating that a fish screen, fish passage or fish by-pass device was not required, provided your permit allows for a waiver.**

If you have questions, please call the Department at (503)-986-0900 and ask to speak with a permit extension specialist.

Instructions are in Attachment A.

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SALEM, OR

- This completed Application for Extension of Time.
- Statutory fee of \$575.
- Signature page (Second page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION
along with the Supporting documents and/ or evidence

\$575 STATUTORY FEE TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301**



GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form**. The correct form is APPLICATION FOR EXTENSION OF TIME FOR MUNICIPAL AND QUASI-MUNICIPAL WATER USE PERMITS, available at the following link:
http://www.oregon.gov/owrd/PUBS/docs/forms/fillable_muni_quasi_ext_app_form_2014.doc
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate APPLICATION FOR EXTENSION OF TIME must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet, INSTRUCTIONS FOR COMPLETING AN APPLICATION FOR EXTENSION OF TIME FOR A WATER RIGHT PERMIT (Attachment A), provides details that will help you answer each item on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at: http://arcweb.sos.state.or.us/pages/rules/oars_600/oar_690/690_315.html
- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 690-315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.
- An Application for an Extension of Time will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

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Reference Materials Needed to Complete this Application:

- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://apps.wrd.state.or.us/apps/wr/wrinfo/> (using the link to the Water Rights Information System (WRIS). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Questions to complete this application for an Extension of Time

Please see the instruction sheet to help you answer these items.

1. Beginning Construction within required deadlines. OAR 690-315-0020(3)(d)

For Groundwater Permits

Has construction of the point of appropriation (well) authorized under this permit begun?

Yes No

Date construction began Month: _____ Day: _____ Year: _____

Details of construction and attach documentation: _____

For Surface/Reservoir Permit

Has construction of the water system begun? Yes No

Date construction began Month: _____ Day: _____ Year: 1991

Details of construction and attach documentation: Taylor Reservoir was constructed in 1991 with diversions and outlet structures to feed irrigation systems for the place of use (Permit S-51079). All construction activities were completed within the time period required by the permit.

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OAR 690-315-0020(3)(A)(e)(A)

2a. Permits typically contain standard or special conditions that must be fully satisfied to lawfully develop and use permitted water. Review the permit subject to this extension to identify which of the conditions listed in the 2nd column are contained within it. Using the extra row labeled "other" to specify any other additional conditions specified in a final order approving a permit amendment or prior extension of time. In the 1st column check the box for each condition (row) identified as relevant. In the 3rd column check "Yes" if you have completed or met the permit condition. Check "No" if the condition is not yet satisfied. In the 4th column, give the date when the condition was satisfied or will be satisfied. Attach any pertinent documentation. Note: a pump test condition does not need to be addressed here however; you must submit the results of the test to the Department for approval prior to certification.

CHART-A

Permit Conditions in this Permit		Have Completed or Met?	Date satisfied/ or will be satisfied
Checkbox	Ground water Check those included on this permit		
<input type="checkbox"/>	Installation of a meter/totalizing flow meter	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of annual water usage report	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of initial static water level measurement	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of annual static water level measurements in the month required	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of Seven consecutive static water level measurements in the month required	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Special well construction standards	<input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of a monitoring plan	<input type="checkbox"/> No	
Surface Water or Reservoir			
<input checked="" type="checkbox"/>	Installation of a meter/ totalizing flow meter/ in-	<input checked="" type="checkbox"/> No	October 2017
<input type="checkbox"/>	Installation a staff gauge	<input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish screen	<input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish by-pass device	<input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish passage	<input type="checkbox"/> No	
<input type="checkbox"/>	Installation of an outlet gate/pipe/ conduit	<input type="checkbox"/> No	
<input checked="" type="checkbox"/>	Submittal of a letter from ODFW that fish screen, fish by-pass device, and or fish passage is not required		2009 – see attached letter from FW
<input type="checkbox"/>	Submit as-built plans and specification		
<input type="checkbox"/>	Submittal of a letter from an engineer prior to storage		
<input checked="" type="checkbox"/>	Other (Specify): Structure built under supervision of engineer, operated according to plans and specifications and engineer approval submitted		92
<input checked="" type="checkbox"/>	Other (Specify): Outlet is cycled yearly		going
<input checked="" type="checkbox"/>	Other (Specify): Structure undergoes regular inspection and maintenance by owner		going
<input checked="" type="checkbox"/>	Other (Specify): Trench inspected by engineer	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	1992
<input checked="" type="checkbox"/>	Other (Specify): No material removed from storage area	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	1992

Should have been checked

← same

2b. If you have NOT complied with Permit conditions, explain the reasons why and indicate a date certain, when you will be in compliance.

The only permit condition that has not been complied with is the installation of a meter. All other permit conditions were complied with prior to the date specified in the permit for complete application of water. The permit holder overlooked the meter requirement. Since being made aware of the meter requirement the permit holder has had difficulty constructing and installing an appropriate meter device. Numerous construction contractors were contacted during Fall 2016, but no one was available to construct or install the weir. A contractor was retained in March 2017, and the weir has now been constructed. The weir has not been installed yet as the weather conditions are still too wet to access the property. The weir will be installed and the final permit condition met no later than October 1, 2017. Once the weir has been installed a Claim of Beneficial Use will be completed to finalize the permit. The permit holder has already obtained a CWRE to complete the Claim.

[OAR 690-315-0020(3)(e)]

3. Provide evidence of physical work made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-B); and if applicable, within the time period of the most recent extension granted (CHART-C). CHART-B (below) must be completed for all Application for Extension of Time requests. Use *chronological order*. (this does NOT include planning, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land, or planting crops)

CHART-B

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
9/24/1990	Date the permit was signed - find date above signature on last page of permit.	
9/24/1991	The permit specified "Actual Construction Work" shall begin ("A-Date")	
1992	Taylor Reservoir Constructed	\$40,000.00
10/1/1993	Date the permit specified complete application of water to the use shall be made- all permits contain this date.	
DATE	WORK ACCOMPLISHED AFTER the date the permit specified complete application of water <i>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
Total Cost for Chart-B		\$40,000.00

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SALEM, OR

* If exact cost is not known, you must provide your best estimate.

4. If this is not your 1st Application for Extension of Time request, fill out CHART-C below in addition to CHART-B above. Use *chronological order*.

CHART-C

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
10/1/1993	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
7/2009	Discussion with ODFW regarding fish passage requirements for Reservoir – letter obtained from ODFW stating no fish passage requirements for Reservoir	
10/1/2010	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	
DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
3/2017	Determination of appropriate measuring device – construction of weir	\$1,225.00
Total Cost of Chart-C		\$1,225.00

* If exact cost is not known, you must provide your best estimate. [OAR 690-315-0020(3)(f)]

5. Cost of project to date: \$41,225.00
(The total combined cost from CHART-B and CHART-C) [OAR 690-315-0020(f)]

[OAR 690-315-0020(3)(e)(B)]

Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

6. For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = _____ cfs (cubic feet per second) or,

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Maximum rate used to date = _____ gpm (gallons per minute) or,

Acre-feet stored to date = 993 AF

7. For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-D

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					If yes, provide the Permit, Certificate, or Transfer No.
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment?	Maximum instantaneous rate used to date from this well -- under this permit only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
Total instantaneous rate from all wells utilized under this permit								

8. Has a Permit Amendment Application been filed? Yes No
If yes, identify Transfer No. T- _____

Has the Permit Amendment been approved? Yes No
If yes, on what date was the Permit Amendment approved? N/A

[OAR 690-315-0020(3)(e)(C)]

9. For Irrigation and Nursery Use Permits Extensions

Provide the total number of acres irrigated to date under this permit.

a) Total acres irrigated to date: _____

b) List by year, the number of acres irrigated each year since permit issuance.

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Year	Acres	Year	Acres	Year	Acres

c) Provide a copy of the application map identifying the acres irrigated.

d) Please specify the number of acres irrigated by each Point of Diversion/Point of Appropriation (POD/POA).

(POD/POA)# _____ Acres _____ (POD/POA) # _____ Acres _____

(POD/POA) # _____ Acres _____ (POD/POA) # _____ Acres _____

[OAR 690-315-0020(3)(i)(j)]

10. In the chart below provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-E

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
June – October 2017	Install weir to comply with measuring permit condition	\$1,500.00
Year: 2018	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$1,500.00

[OAR 690-315-0020(3)(g)]

11. Estimated remaining cost to complete the project: \$1,500.00

(The total cost from CHART-E)

[OAR 690-315-0020(3)(j)]

12. Provide a summary of your plan to complete construction, meeting all permit conditions and apply the water to beneficial use: (List all tasks or steps needed to complete the project, the date when each task will be completed, and the cost associated with each task; attach additional pages if necessary.) The only permit condition that has not been satisfied is the installation of a weir to meet the measuring condition. The reservoir was constructed in 1991-

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1992 along with the necessary outlet structures and diversions to utilize the water. Beneficial use of the water was made prior to the original permit deadline of October 1, 1993. The only permit condition that was not satisfied was the installation of a measuring device. The permit holder has retained a contractor and the weir was constructed in early 2017. Weather conditions have prevented the installation of the weir. As soon as conditions allow, the weir will be installed. This is scheduled for completion in May 2017. Once the weir is installed, a Claim of Beneficial Use will be completed. The permit holder has already retained a CWRE to complete the Claim.

[OAR 690-315-0020(3)(k)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use. *(Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.)*

The only permit condition that still needs to be satisfied is the installation of the weir to meet the measurement condition. The weir is already constructed and the contractor is just waiting for ground conditions to be dry enough to install it. This is expected to happen in May 2017. Once the weir is constructed a Claim of Beneficial Use will need to be completed. The permit holder has already retained a CWRE and this is expected to be completed by Fall 2017. The permit holder will have no trouble completing all the conditions by the requested extension date of October 1, 2018.

[OAR 690-315--0020(3)(l)]

14a. Will a denial of the extension result in undue hardship? *(Describe the hardship and the effects.)* This permit provides storage to facilitate the supplemental irrigation of 575 acres under Permits S-51079. This irrigation is vital for pasture/crop production that is necessary to maintain the cattle operation which provides the sole source of income for the Taylor Westside Ranch. Without this permit the ranching operation would be severely impacted.

14b. Are there any other reasonable alternatives that exist for meeting your water use needs? *(Explain in detail)* There are no other alternatives for storing the water and irrigating the acreage included in this permit. Irrigation is needed to produce quality crops and maintain pasture levels for livestock.

[OAR 690-315-0020(3)(h)]

15. Was the delay in the timely completion of this water development project and/or timely application of water to full beneficial use caused by any additional government requirements, other than the conditions contained within the permit, which significantly delayed the completion and perfection of this right? (Explain in detail, including how much time did this delay the project; list dates.) No

[OAR 690-315-0020(3)(h)]

16. Describe any unforeseen events which contributed to the delay of completion of this project that you had no control over. (Explain in detail what the unforeseen events were and how much time was spent addressing the unforeseen events.) The permit holder completed the construction necessary to beneficially use the water within the permit time frame. However, there was significant confusion regarding the additional requirements. Once the permit holder fully understood the measuring requirement, they did attempt to meet the requirement. However, the permit holder was not able to construct and install the weir themselves, and had difficulty obtaining a contractor to perform the work. Once a contractor was retained the weir structure was built, but cannot be installed until weather conditions allow access to the Reservoir site.

[OAR 690-315-0020(3)(h)]

17. Describe an additional reasons why the construction was not completed, and/or water was not beneficially used within permit time limits. (Provide supporting information for the reason(s) that best fits your circumstances.)

The permit holder completed the necessary construction to beneficially use the water within the permit time frame. However, there was confusion regarding the measurement requirements that delayed completion of this condition.

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[OAR 690-315-0020(3)(m)(n)]

18. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

The permit holder was able to complete the construction necessary to use the water within the time specified under the permit. Water was beneficially used within the required time and has continued to be beneficially used. There was some confusion regarding the measurement requirement and the Claim of Beneficial Use requirements. The permit holder now understands what is necessary to complete the permit conditions and has been attempting to complete the measurement condition since July 2016. However, they have experienced difficulty obtaining a contractor to complete the construction and installation of the weir. Now that the contractor has been retained and the weir constructed, the installation will be complete as soon as weather conditions allow. A CWRE has already been retained to complete the Claim of Beneficial Use once the weir is installed. The permit holder will have no problem completing the work within the requested extension period. Granting this extension will allow the permit holder to continue beneficial use of the water to maintain their ranching operations.

[OAR 690-315-0040(2)(f)]

19. Will the income or use of the water project provide a fair and reasonable return on your investment? (Explain in detail) Yes

[OAR 690-315-0040(4)(d)]

20. Describe in detail if there are other economic interest, beyond those of the permit holder, which are dependent upon the completion of this project. (Who will be effected and how?) N/A

Attach permit, and documentation to the application

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STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM,
a tributary of NORTH FORK COX CREEK, to be appropriated under
Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application
R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of
water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and
the maximum depth of water will be 6.5 feet.

The water user shall install and maintain an in-line flow meter, weir,
or other suitable device for measuring and recording the quantity of
water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

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This project was considered and approved by the Water Resources
Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be
subject to the following conditions:

1. The structure shall be constructed under the supervision of a
registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in
accordance with the approved plans and specifications and with the
design intent.

Application R-70065 Water Resources Department

PERMIT R-11248

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.

6. The embankment shall be kept free of burrowing animals.

7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

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APR 20 2017

SALEM, OR

Application R-70065
Basin 13
R-70065_SCB/JS

Water Resources Department
Volume 1 Cox Creek & Misc.

PERMIT R-11248
District 12

MAP TO ACCOMPANY APPLICATION FOR PERMIT TO CONSTRUCT A RESERVOIR
AND APPROPRIATE SURFACE WATER

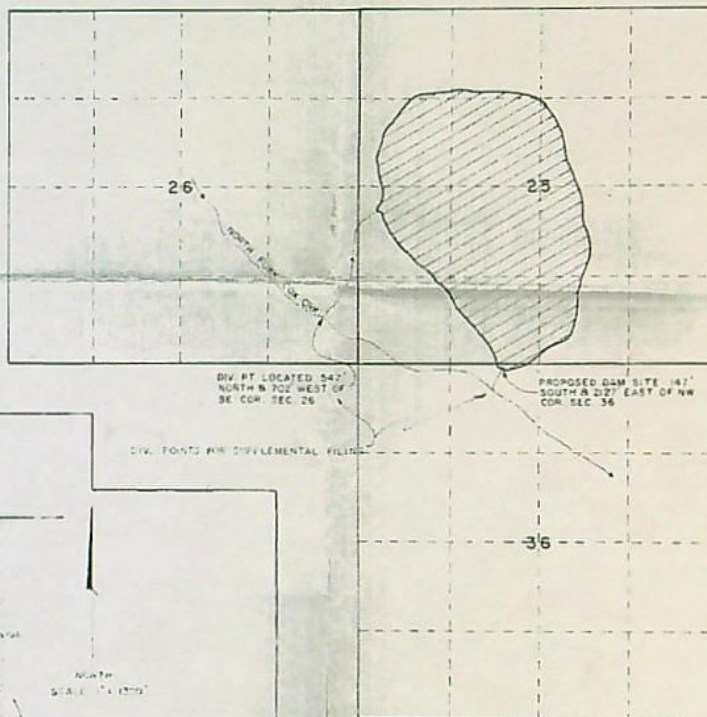
APPLICATION NO. R-70065 & 70066
PERMIT NO. R11218 51079



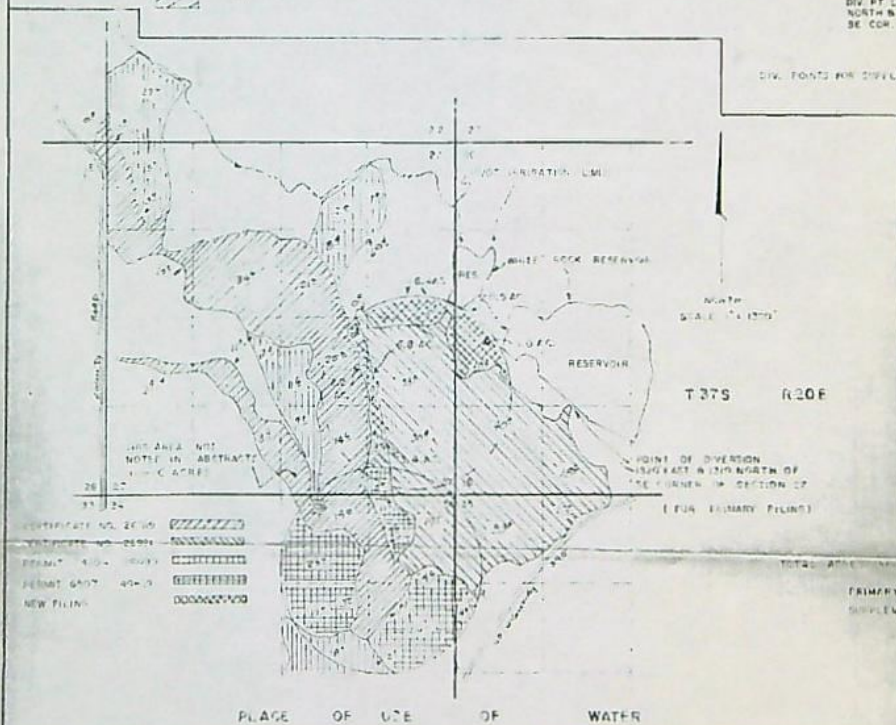
Scale 1" = 1320'

LEGEND

- SECTION SUBDIVISION LINE
- - - EXISTING STREAMS
- ▨ RESERVOIR AREA AT FULL CAPACITY

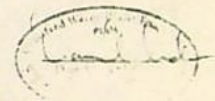


TAYLOR RESERVOIR



T 36S
T 37S

R 19E
R 20E



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APR 20 2017

SALEM, OR

PREPARED FOR:
Taylor Ranch

PREPARED BY:
Anderson Engineering & Surveying
618 So. 1st. St.
Lakeview, OR. 97630
(503) 947-4407
Sept. 1989



Oregon

Theodore R. Kulongoski, Governor

Department of Fish and Wildlife
Klamath Watershed District
High Desert Region
1850 Miller Island Road West
Klamath Falls, Oregon 97603
(541) 883-5732
FAX (541) 883-5521



Dwight French
Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271

July 14, 2009

RE: Permit S-12119, Application S-72059
Permit S-53024, Application S-72060

Dear Mr. French:

The purpose of this letter is to confirm that I have conducted a field review of the diversions under Application # S-72059 and S-72060 and find the following:

Application S-72059, permit S-53024, for the storage of water from an unnamed tributary of North Fork Cox Creek into a reservoir does not need screening at the Point of Diversion where water from Unnamed Tributary of North Cox Creek is diverted into a canal for storage in the reservoir. While fish species can enter the canal and reservoir at the POD, the gradient and design of the diversion allows fish reenter the creek at any time that water is available. Also, bypass devices are not needed at the diversion for this reason, nor are they needed on the face of the reservoir. Water and fish exiting the reservoir are returned to the unnamed tributary of North Fork Cox Creek.

Screening is required at the POD named 76 Cox Creek Diversion, downstream of the reservoir where water is diverted for Permit 51079. The diversion is located in the Northeast corner of Section 17, Township 37S, and Range 20E. The Oregon Department of Fish and Wildlife is willing to work with the landowner on designing and implementing the screen. However it is ultimately the landowners' responsibility to have the screen in place. Additionally, the screen is eligible for the cost-share program through ODFW.

Thank you for the opportunity to comment. Please feel free to contact me if you have any questions.

Sincerely,

Shannon Hurn

Shannon M. Hurn
Assistant District Fish Biologist
Oregon Department of Fish and Wildlife

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SALEM, OR

ROB THORNTON BUILDERS

95983 HILLCREST LN.
LAKEVIEW, OR 97630

Invoice

Date	Invoice #
3/25/2017	3692

Bill To
DARRYL ANDERSON 21547 NEW IDAHO ROAD LAKEVIEW, OR 97630

Taylor Westside Ranch -

P.O. No.	Terms	Project

Description	Qty	Rate	Amount
Wier	0.5	55.00	27.50
Wier	5	55.00	275.00
	7.5	55.00	412.50
	1	55.00	55.00
weir	0	55.00	0.00
weir	0.5	55.00	27.50
weir	0.5	55.00	27.50
	1	55.00	55.00
	1.5	55.00	82.50
pro build		106.50	106.50
concrete		96.00	96.00
weir steel		60.00	60.00
Total Reimbursable Expenses			262.50

already posted

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Total	\$1,225.00
Payments/Credits	\$0.00
Balance Due	\$1,225.00

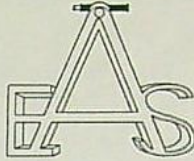
ANDERSON

ENGINEERING & SURVEYING, INC.

TRANSMITTAL LETTER



PO Box 28
17681 Hwy 395
Lakeview, Oregon 97630
541-947-4407
541-947-2321 FAX



*Returned to
App 7-12-16*

Oregon Water Resources Department

725 Summer Street, Suite A

Salem, Oregon 97301

DATE: 7/7/2016	JOB NO: 2016-027
ATTENTION:	
RE: (5) Applications for Extension of Time	

WE ARE SENDING YOU ATTACHED:

PRINTS PLANS

OTHER _____

COPIES	DATE	DESCRIPTION
1		Application R-72059 / Permit R-12119
1		Application S-72060 / Permit 53024
1		Application R-70065 / Permit R-11248
1		Application G-13576 / Permit G-13087
1		Application 70066 / Permit 51079
1		Check # 1149 - \$2,875.00

THESE ARE TRANSMITTED AS CHECKED BELOW:

FOR APPROVAL FOR REVIEW AND COMMENT

AS REQUESTED FOR SIGNATURE

OTHER _____

REMARKS _____

RECEIVED BY OWRD _____

JUL 11 2016 _____

SALEM, OR _____

COPY TO Neil Taylor w/ Attachments

SIGNED Barb Thompson

If enclosures are not as noted, please notify us at once

Application for Extension of Time for a Water Right Permit
(NON-Municipal/NON Quasi-Municipal water Use)



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

Criteria for a Permit Extension of Time

The Department can accept requests for an extension of time on permits to (1) complete construction, and/or to (2) apply water to beneficial use.

In order to approve a permit extension request the Department must be able to find:

1) Construction has begun:

A. For Groundwater Permits

Construction of the well began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

B. For Surface Water or Reservoir Permits

Construction of the water system began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

The Department will also confirm that:

- 2) A required fish screen, fish passage or fish by-pass device was installed before or prior to diversion of any water. An exception to the need to confirm installation prior to diversion of any water would be a waiver submitted to the Department from ODFW stating that a fish screen, fish passage or fish by-pass device was not required, provided your permit allows for a waiver.

If you have questions, please call the Department at (503)-986-0900 and ask to speak with a permit extension specialist.

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SALEM, OR

Instructions are in Attachment A.

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT
A separate extension application must be submitted for each permit as per
OAR 690-315-0020(2).

I, Taylor Westside Ranch, Inc.; Cornelius Taylor

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

21732
ADDRESS

Lakeview
CITY

OR
STATE

97630
ZIP

5419472869
PHONE

E-MAIL ADDRESS

the permit holder of:

Application Number R-70065

Permit Number R-11248

[OAR 690-315-0020(3)(b)]

do hereby request that the time in which to:

- complete construction (of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water), which time now expires on Month:10 Day: 1 Year: 2010, be extended to October 1, 2018, [OAR 690-315-0020(3)(i)]
- N/A (Check this box if the permit does not specify a date by when construction must be completed.)

and/or the time in which to:

- apply water to full beneficial use under the terms and conditions of the permit, which time now expires on Month:10 Day: 1 Year: 2010, be extended to October 1, 2018.
[OAR 690-315-0020(3)(i)]

I am the permit holder, or have written authorization from the permit holder (attached to this Application for Extension of Time), to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

C. J. Taylor
Signature

July 6, 2016
Date

C J Taylor
Printed Name

Pres
Title

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SALEM, OR

Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$575.
- Signature page (Second page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION
along with the Supporting documents and/ or evidence

\$575 STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301



GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form**. The correct form is APPLICATION FOR EXTENSION OF TIME FOR MUNICIPAL AND QUASI-MUNICIPAL WATER USE PERMITS, available at the following link:
http://www.oregon.gov/owrd/PUBS/docs/forms/fillable_muni_quasi_ext_app_form_2014.doc
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate APPLICATION FOR EXTENSION OF TIME must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet, INSTRUCTIONS FOR COMPLETING AN APPLICATION FOR EXTENSION OF TIME FOR A WATER RIGHT PERMIT (Attachment A), provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at:
http://arcweb.sos.state.or.us/pages/rules/oars_600/oar_690/690_315.html
- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).

- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.
- An Application for an Extension of Time will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://apps.wrd.state.or.us/apps/wr/wrinfo/> (using the link to the Water Rights Information System (WRIS). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Questions to complete this application for an Extension of Time

Please see the instruction sheet to help you answer these questions.

1. Beginning Construction within required deadlines. OAR 690-315-0020(3)(d)

For Groundwater Permits

Has construction of the point of appropriation (well) authorized under this permit begun?

Yes No

Date construction began Month: _____ Day: _____ Year: _____

Details of construction and attach documentation: _____

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For Surface/Reservoir Permit

Has construction of the water system begun? Yes No

Date construction began Month: _____ Day: _____ Year: 1991

Details of construction and attach documentation: Taylor Reservoir constructed (permit R-70065) with diversions and outlet structures feeding White Rock Reservoir, which in turn feeds irrigation systems for the place of use (permit S-51079)

OAR 690-315-0020(3)(A)(e)(A)

2. Permits typically contain standard or special conditions that must be fully satisfied to lawfully develop and use permitted water. Review the permit subject to this extension to identify which of the conditions listed in the 2nd column are contained within it. Using the extra row labeled "other" to specify any other additional conditions specified in a final order approving a permit amendment or prior extension of time. In the 1st column check the box for each condition (row) identified as relevant. In the 3rd column check "Yes" if you have completed or met the permit condition. Check "No" if the condition is not yet satisfied. In the 4th column, give the date when the condition was satisfied or will be satisfied. Attach any pertinent documentation. Note: a pump test condition does not need to be addressed here however; you must submit the results of the test to the Department for approval prior to certification.

CHART-A

Permit Conditions in this Permit		Have Completed or Met?	Date satisfied/ or will be satisfied
Checkbox	Ground water Check those included on this permit		
<input type="checkbox"/>	Installation of a meter/totalizing flow meter	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of annual water usage report	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of initial static water level measurement	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of annual static water level measurements in the month required	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of Seven consecutive static water level measurements in the month required	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Special well construction standards	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of a monitoring plan	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Surface Water or Reservoir			
<input checked="" type="checkbox"/>	Installation of a meter/ totalizing flow meter/ in-line meter	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	10/1/2018
<input type="checkbox"/>	Installation a staff gauge	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish screen	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish by-pass device	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Installation of a fish passage	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Installation of an outlet gate/pipe/ conduit	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of a letter from ODFW that fish screen, fish by-pass device, and or fish passage is not required	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submit as-built plans and specification	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	Submittal of a letter from an engineer prior to storage	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input checked="" type="checkbox"/>	Other (Specify): structure built under supervision of engineer, operated according to plans and specifications and engineer approval submitted	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	1992
<input checked="" type="checkbox"/>	Other (Specify): outlet is cycled yearly	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ongoing
<input checked="" type="checkbox"/>	Other (Specify): structure undergoes regular inspection and maintenance by owner	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ongoing
<input checked="" type="checkbox"/>	Other (Specify): trench inspected by engineer	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	1992
<input checked="" type="checkbox"/>	Other (Specify): no material removed from storage area	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	1992

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JUL 11 2016

QAI EM CD

If you have NOT complied with Permit conditions, explain the reasons why and indicate a date certain, when you will be in compliance.

[OAR 690-315-0020(3)(e)]

3. Provide evidence of physical work made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-B); and if applicable, within the time period of the most recent extension granted (CHART-C). CHART-B (below) must be completed for all Application for Extension of Time requests. Use *chronological order*. (this does NOT include planning, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land, or planting crops)

CHART-B

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED <i>and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER</i> <i>List work/actions done during the permitted time period.</i>	COST*
9/24/1990	Date the permit was signed - find date above signature on last page of permit.	
9/24/1991	The permit specified "/Actual Construction Work"	
1992	Taylor Reservoir & diversion to White Rock Reservoir constructed	\$40,000.00
10/1/1993	Date the permit specified complete application of water to the use shall be made- all permits contain this date.	
DATE	WORK ACCOMPLISHED AFTER the date the permit specified complete application of water <i>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	na	
Total Cost for Chart-B		\$40,000.00

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* If exact cost is not known, you must provide your best estimate.

4. If this is not your 1st Application for Extension of Time request, fill out CHART-C below in addition to CHART-B above. Use *chronological order*.

CHART-C

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
	na	
	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	
DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	na	
Total Cost of Chart-C		

* If exact cost is not known, you must provide your best estimate. [OAR 690-315-0020(3)(f)]

5. Cost of project to date: \$40,000.00
 (The total combined cost from CHART-B and CHART-C) [OAR 690-315-0020(f)]

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[OAR 690-315-0020(3)(e)(B)]

Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

6. For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = _____ cfs (cubic feet per second) or,

Maximum rate used to date = _____ gpm (gallons per minute) or,

Acre-feet stored to date = 993 AF

7. For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-D

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					If yes, provide the Permit, Certificate, or Transfer No.
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 8 below)	Maximum instantaneous rate used to date from this well -- under <u>this permit</u> only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	-
Total instantaneous rate from all wells utilized under this permit								

8. If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location.

Has or will a Permit Amendment Application been/be filed? Yes No

If a Permit Amendment Application has been filed: Transfer No. T-na

Well #na Actual location: na Well #na Actual location: na

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[OAR 690-315-0020(3)(e)(C)]

9. Provide the total number of acres irrigated to date under this permit (if applicable). List by year, the number of acres irrigated each year since permit issuance, and provide a copy of the application map identifying the acres irrigated. _____

Total acres irrigated to date: _____

Ground Water Permits: Please specify which wells are being utilized for this irrigation.

Well #na Acresna Well #na Acresna

Well #na Acresna Well #na Acresna

[OAR 690-315-0020(3)(i)(j)]

10. Provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-E

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
10/1/2018	In-Line flow meter installation	\$3,000.00
Year: 2018	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$3,000.00

[OAR 690-315-0020(3)(g)]

11. Estimated remaining cost to complete the project: \$3,000.00
(The total cost from CHART-E)

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[OAR 690-315-0020(3)(h)]

12. Describe the reasons why the construction was not completed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances. Include any additional unforeseen events and/or other governmental regulation or requirements.

Final proof was completed before flow meter could be installed.

[OAR 690-315-0020(3)(k)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

Installation of flow meter will proceed rapidly and only require a minimal amount of time to complete and fulfill requirements of the permit.

[OAR 690-315-0020(3)(m)(n)]

14. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

na

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Attach permit, and documentation to the application.

MAP TO ACCOMPANY APPLICATION FOR PERMIT TO CONSTRUCT A RESERVOIR
AND APPROPRIATE SURFACE WATER

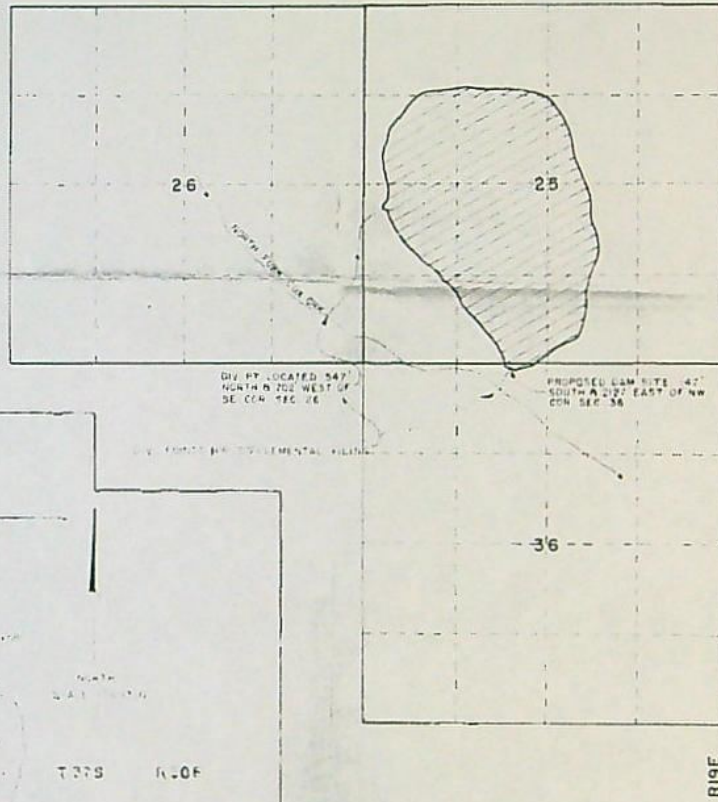
APPLICATION NO. R-70065 & 70066
PERMIT NO. R11218 51079



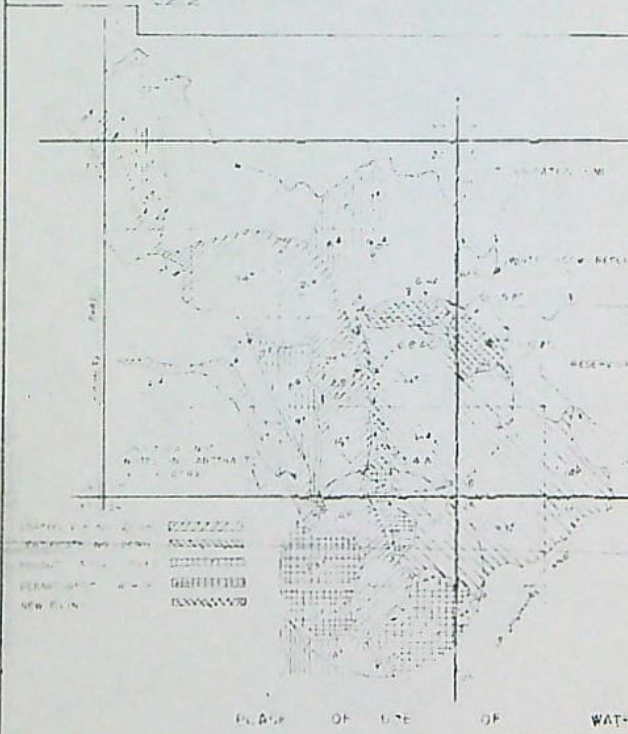
Scale 1" = 1320'

LEGEND

- SECTION SUBDIVISION LINE
- EXISTING STREAM
- RESERVOIR AREA AT FULL CAPACITY



TAYLOR RESERVOIR



- SECTION SUBDIVISION LINE
- EXISTING STREAM
- RESERVOIR AREA AT FULL CAPACITY

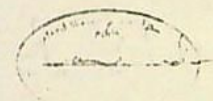
PLEASE OF USE OF WATER

T365
T375
R190
R200

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SALEM, OR

JUL 11 2016



PREPARED FOR:
Taylor Ranch

PREPARED BY:
Anderson Engineering & Surveying
618 So. 1st St.
Lakeview, OR, 97630
(503) 941-4407
Sept. 1989

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

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This project was considered and approved by the Water Resources Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

Application R-70065 Water Resources Department

PERMIT R-11248

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.

6. The embankment shall be kept free of burrowing animals.

7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

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JUL 11 2016

SALEM, OR

Application R-70065 Water Resources Department
Basin 13 Volume 1 Cox Creek & Misc.
R-70065-SCB/JS

PERMIT R-11248
District 12

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits

(OAR 690-315-0010 through OAR 690-315-0060)

Application: R-70065 Permit: 11248 Permit Amendment? No Yes T- pending approved

Permit Holder's Name: Taylor Westside Ranch

Permit Holder's Mailing Address: _____

email _____

Phone Number: _____

Agent/CWRE Anderson Engle

Drainage Basin: 13 County: Lake Watermaster District: 12 Watermaster: _____
Goose & Sun Lakes

Date Permit was issued: 9-24-1990 Priority Date: 9-14-1989 Date of PN: 7-19-2016

Source: unnamed stream, Trib to N. Fork Cox Cr.

Use: Sup Irrigation

"Q": 993.0 AF

Orig "A" Date: 9-24-1991 Orig "B" Date: 10-1-1992 Orig "C" Date: 10-1-1993

Extension request received: 7-11-2016 Last Authorized Date: 10-1-2010 Last Authorized "C" Date: 10-1-2010

Request Number (1, 2, 3...): 2 Proposed "B" Date: 10-1-2018 Proposed C Date: 10-1-2018

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
✓		Begin construction:
	✓	meter
✓		dam cons supervision 1992
✓		outlet cycled yearly reg. inspections
	✓	checkpoint

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

Yes No

- Work was accomplished within the time allowed in the permit or previous extension
- Water right permit holder conformed with the permit or previous extension conditions
- Beneficial use made of the water during the permit or previous extension time limits

GW REVIEW: Y N _____

MITIGATION REVIEW: Y N _____

• Permit holder has beneficially used 993 cfs/gpm/af of the total permitted quantity of water on _____ acres

Financial investments were made toward developing the beneficial water use.

• Amount Invested to date: \$40,000 Estimated Remaining Cost: \$3,000

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Application _____ - _____ Permit _____ - _____ Township _____ Range _____ Section _____

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. _____

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

- | | | | |
|-------------------------------------|-------------------------------------|---|---|
| Yes | No | | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | above a state scenic waterway? | Source: OWRD "Areas Above State Scenic Waterways" Map |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | within a stream segment designated as a federal wild and scenic river? | Source: www.rivers.gov/wildriverslist.html |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | within a critical or limited Ground Water Area? Name of area _____ | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | within a sensitive, threatened or endangered species area | source: "/gisdata/dev/projects/salmon/div33map.aml" |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? | Date added to list _____ |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | within an area ranking low/moderate/high/Highest (circle one) for stream flow restoration needs | Source: OWRD "Streamflow Restoration Maps (by region) |

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request

No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

5-year Progress Report Checkpoints (Years: _____)

Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

- COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987**
"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."
- COBU Requirement - Surface Water - post July 9, 1987**
"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."
- COBU Requirement - Ground Water - post July 9, 1987**
"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____ FO Issuance Date: _____

Reviewer's Name: _____ Date: _____



**Oregon Water Resources Department
Attribute Report**

Report Date: Jul 12, 2016

General:

TRSQQ:	WM36.00S19.00E36SE WM36.00S19.00E36NE WM36.00S19.00E25SE WM36.00S19.00E36SW WM36.00S19.00E36SE WM36.00S19.00E36NWN WM36.00S19.00E36NNE WM36.00S19.00E25SW WM36.00S19.00E25SE
DLC:	-
Latitude:	42.4089373967
Longitude:	-120.4275511922
Buffer (ft):	1000
Elevation (ft):	5708
Basin Name:	Goose & Summer Lakes
County:	Lake
WM District:	12
WM Region:	SOUTH CENTRAL
ODFW Region, District:	High Desert, Klamath District
Irrigation District AOI:	-
Irrigation District, Other:	-
Dams (Permit):	Moss Flat <u>R-11248</u>
Water Rights:	<u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E25</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E25</u> <u>Platcard for WM36.00S19.00E25</u>
Well Logs:	<u>Logs for WM36.00S19.00E36</u> <u>Logs for WM36.00S19.00E36</u> <u>Logs for WM36.00S19.00E25</u> <u>Logs for WM36.00S19.00E36</u> <u>Logs for WM36.00S19.00E36</u> <u>Logs for WM36.00S19.00E36</u>

[Logs for WM36.00S19.00E36](#)
[Logs for WM36.00S19.00E25](#)
[Logs for WM36.00S19.00E25](#)

Rules:

Withdrawn Authority:	-
Groundwater Retriected:	-
GW Retriected Subunit:	-
GW ODEQ Management Area:	-
GW Umatilla Muni Wells (5mile):	-
Rule 4D:	-
Division 33 (Area, Watershed, species):	STATEWIDE, <i>Thomas Creek</i> , Modoc Sucker, Goose Lake Sucker, Redband Trout
Water Quality Limited Pollutant:	North Fork Cox Creek R. Mile: 0 to 4.5 HUC4: 18020001 Pollutant: Temperature Season: NaN Uses: Salmonid fish rearing Status: 303(d) Action: No 2010 action
Is in Deschutes Study Area:	-
Deschutes Zone Impact:	-
Deschutes Zone Overlay:	-
Scenic Water Way:	-

Hydrography:

OWRD Streamcode:	13004000200060020120 - N Fk Cox Cr
Waterbody Name:	-
HUC 10:	1802000102
HUC Watershed:	Thomas Creek
WAB Wshed Order:	6 3
WAB Analysis:	<u>COX CR > CAMP CR - AB BAUERS CR</u> <u>WILLOW CR > CHEWAUCAN R - AT MOUTH</u>
Streamflow:	OWRD Opportunities: Very good ODFW Needs: Moderate Combined Priority: Not a priority
	OWRD Opportunities: Fair ODFW Needs: Moderate

Combined Priority: Not a priority

Gaging Station Data: -

Sources:

General

Oregon Public Land Survey Quarter-quarters. Bureau of Land Management, Oregon Water Resources Department.. n.d. 1:24,000.

Donated Land Claims. Oregon Water Resources Department. January 1, 1995. 1:100,000.

Elevation. ESRI World Elevation. February 2000. 1:121,000.

OWRD Administrative Basins. 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](#)



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

July 12, 2016

Anderson Engineering and Surveying

Barb Thompson

PO Box 28

Lakeview, OR 97630

Reference: App R-72059 (Permit R-12119); App S-72060 (Permit S-53024); App R-70065 (Permit R-11248); App G-13576 (Permit G-13087); and App S-70066 (Permit S-51079)

Dear Barb:

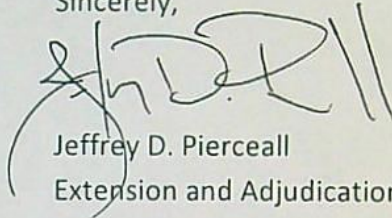
On July 11, 2016, the Department received extension of time applications for the five permits referenced above and a check to cover the fees of \$2,875.

- Permits R-12119; S-53024; R-11248; and S-51079 were all granted previous extensions which included a condition that the permit holder must submit a Progress Report by the date prescribed in their respective Extension Final Orders. The Progress Report is to include information on the work accomplished during the time frame requested. To date, the Department has not received the required Progress Reports for these permits. ***Failure to submit a written progress report may jeopardize continued development of your permit. Furthermore, future extensions are evaluated on past due diligence, and consequently may not be granted.*** I have included with this correspondence a copy of the Progress Report Forms provided to the permit holder with the Final Orders approving the previous extensions. Please complete and return these to the Department.
- Furthermore, the applications submitted for Permits S-53024, S-51079, and G-13087 do not fully answer or provide the required documentation requested in Question #9. Question #9 states "Provide the total number of acres irrigated to date under this permit (if applicable). List by year, the number of acres irrigated each year since permit issuance, and provide a copy of the application map identifying the acres irrigated."
- Additionally, all five of the above referenced permits had previous extensions granted, however the new extension applications do not indicate any work accomplished during the previous extension time period. OAR 690-315-0040 states in part; (2)(a) "In order to make a finding of good cause to approve the extension, the Department shall consider;" "the applicant demonstrated reasonable diligence..." (3)(a) "In determining

reasonable diligence in subsection (2)(a), the Department shall consider, but is not limited to, the following factors:" "The amount of construction completed within the time allowed in the permit or previous extension".

Because the Department has not received the required Progress Reports and the Applications for Extensions of Time do not indicate any work accomplished during the previous extension and are incomplete, I am returning your applications as they will not likely be approved at this time. Please submit the enclosed Progress Report Forms, complete updated applications indicating the work accomplished during the most recent Extension of Time and the additional information requested so the Department may begin processing your request.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey D. Pierceall", written over a circular stamp or mark.

Jeffrey D. Pierceall
Extension and Adjudication Specialist



Oregon

Theodore R. Kulongoski, Governor

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

December 3, 2008

Taylor Westside Ranch, Inc
21732 Highway 395
Lakeview OR 97630

Reference: File R-70065, Permit R-11248
File 70066, Permit 51079

I reviewed the revised Claims of Beneficial Use (COBU) and maps for Permits R-11248 and 51079. The Department is not able to issue proposed certificates for these permits at this time.

Permits R-11248 and 51079 both contain conditions requiring measuring devices be installed. The claims indicate measuring devices are not installed. You will need to request, and get approved, extensions of time for both permits to allow time to install suitable measuring devices.

You should talk with your local Watermaster, Brian Mayer, in Lakeview, about the measuring device requirements for these permits.

The request for extensions of time will have the effect of withdrawing the Claims of Beneficial Use. I presume your certified Water Right Examiner (CWRE) will use the current claims to help prepare the new claims if the extension requests are approved. Therefore, I will outline some of the other issues I found with the claims.

Permit R-11248 allowed the storage of water from an Unnamed Stream, tributary to the North Fork Cox Creek; not the North Fork Cox Creek itself. The unnamed stream must be shown on the map.

Permit 51079 allowed primary irrigation of 30.3 acres from White Rock Reservoirs. The COBU describes 31.8 acres of primary irrigation. The claim and map must show the 30.3 acres which are claimed as primary irrigation.

There is aerial photography available on the Department's website, on the Web Mapping Application (Beta), which seems to indicate more land being irrigated than included on the claim map for Permit 51079. If the extension requests are approved, that additional supplemental land, up to the limit of the permit, can be included.

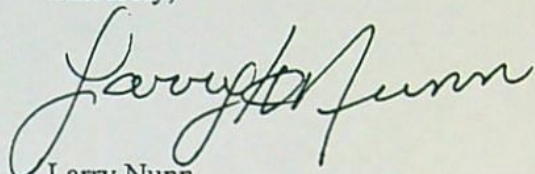
Please submit the requests for extension of time within 90 days. If we do not receive the extension request within the 90 day period, we will begin the process to cancel the permits.

Taylor Westside Ranch, Inc
Reference: File R-70065, Permit R-11248
File 70066, Permit 51079
December 3, 2008

Page 2

If you have any questions, please call me, between 9:00 am and 2:00 pm, at 503-986-0809. If I am not available, please call Gerry Clark at 503-986-0811.

Sincerely,

A handwritten signature in cursive script that reads "Larry Nunn". The signature is written in dark ink and is positioned above the printed name.

Larry Nunn
Natural Resource Specialist

cc: Darryl Anderson, CWRE

**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 # **95394**

INVOICE # _____

RECEIVED FROM: <u>Neil Taylor Ranch</u>	APPLICATION: <u>See below</u>
BY: _____	PERMIT: _____
	TRANSFER: _____

CASH: CHECK:# 5959 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 1400.00

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 <u>46111</u>		
0407 COPY & TAPE FEES	\$	
0410 RESEARCH FEES	\$	
0408 MISC REVENUE: (IDENTIFY) _____	\$	
TC162 DEPOSIT LIAB. (IDENTIFY) _____	\$	
0240 EXTENSION OF TIME <u>R 70065, R70066, R72059, R72066</u>	\$	<u>1400.00</u>
WATER RIGHTS:		
0201 SURFACE WATER	EXAM FEE	RECORD FEE
0203 GROUND WATER	\$	0202 \$
0205 TRANSFER	\$	0204 \$
WELL CONSTRUCTION		
0218 WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
LANDOWNER'S PERMIT	\$	0219 \$
		0220 \$
OTHER (IDENTIFY) _____		

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **95394** DATED: 1/20/09 BY: X. Beck



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

Application for Extension of Time for a Water Right Permit

(Non-Municipal/Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

*A separate extension application must be submitted for each permit as per
 OAR 690-315-0020(2).*

*This application and a summary of review criteria and procedures that are generally applicable to this
 application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>.*

I, Taylor Westside Ranch, Inc.

FIRST NAME OF PERMIT HOLDER

LAST NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

21732 Highway 395

ADDRESS

Lakeview

Oregon

97630

CITY

STATE

ZIP

541-947-2869

PHONE

EMAIL ADDRESS

the permit holder of:

Application Number R - 70065

Permit Number R - 11248

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 SALEM, OREGON

do hereby request that the time in which to:

complete construction (of diversion/appropriation works and/or purchase and installation of the
 equipment necessary to the use of water), which time now expires on October 1, 1993, be
 extended to October 1, 2010,

and/or the time in which to: Add 'c' Date Language @ Postage

apply water to full beneficial use under the terms and conditions of the permit, which time now
 expires on October 1, _____, be extended to October 1, _____.

Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$350.
- Signature page (last page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION

along with the \$350

STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

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SALEM, OREGON



GENERAL TIPS:

- Permit holders of municipal or quasi-municipal water use permits DO NOT use this form. The correct form is *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits*, available at the following link:
http://www1.wrd.state.or.us/pdfs/muni_quasi_ext_app_form_6_20_08.pdf
- Request the reasonable amount of time necessary to fully complete the water construction project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet (Instructions for Filling Out Extension of Time Application for Permits) provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at:
<http://www.wrd.state.or.us/OWRD/LAW/index.shtml> .

- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights and Adjudications Division.
- Once an Application for Extension of Time is received by OWRD, it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- The water right permit. If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (find the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- Documentation which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Answer the Following Questions to Complete this Application for Extension of Time

- [OAR 690-315-0020(3)(d)]
1. Did the actual construction of the water system/well drilling begin within the time specified in the permit? Yes No



TIP: Not all permits specify a date by which construction was to begin.

Date construction began is: 1991

Details of construction:

Taylor Reservoir constructed with diversions and outlet structures feeding White Rock Reservoir, which in turn feeds irrigation systems for the place of use (permit S-51079).

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[OAR 690-315-0020(3)(e)(A)]

2. Permits typically contain standard or special conditions that must be satisfied to lawfully develop and use permitted water. In the development of this water right, have you satisfied the conditions contained in your permit? [yes/no]

A) Describe how you have complied with each condition contained in the original permit [and, if applicable, each condition contained in any order approving a permit amendment and/or a final order approving a prior extension of time]. Include the date when the condition was satisfied.



TIP: The instruction sheet for the Application for Extension of Time provides an explanation of the typical conditions that must be addressed in this question.

CHART-A

Condition No.**	Date Satisfied	Describe How Permit Condition Has Been Satisfied
1	1992	structure was built under engineer's supervision
2	1992	structure was built and is operated according to plans and specifications
3	1992	engineer's approval submitted
4	ongoing	outlet is cycled yearly
5	ongoing	structure undergoes regular inspection and maintenance by owner
6	ongoing	structure undergoes regular inspection and maintenance by owner
7	1992	trench was inspected by engineer
8	1992	no material removed from storage area

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

B) If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

Condition No.**	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied
9	6/09	In-line flow meter installation not completed before the final proof was performed

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

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3. Provide evidence of physical progress made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-C); and if applicable, within the time period of the most recent extension granted (CHART-D).

A) CHART-C (below) must be completed for all Application for Extension of Time requests. *Use chronological order.*

CHART-C

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued - eg. well drilled.</i>	COST*

DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED <i>and</i> PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
9/24/1990	The permit was signed - find date above signature on last page of permit.	
9/24/1991	The permit specified "Actual Construction Work" shall begin ("A-Date") - not all permits contain this date.	
1992	Taylor Reservoir & diversion to White Rock Reservoir constructed	40,000
10/1/1993	The permit specified complete application of water to the use shall be made ("C-Date")- all permits contain this date.	

CHART-C (continued)

DATE	WORK ACCOMPLISHED AFTER "C-DATE" <i>COMPLETE ONLY IF THIS IS YOUR 1st APPLICATION FOR EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	NA	
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	WATER RESOURCES DEPT	
	SALEM, OREGON	
	Total cost for Chart-C	NA

* If exact cost is not known, you must provide your best estimate.

- B) If this is not your 1st Application for Extension of Time request, fill out CHART-D below (in addition to CHART-C above). Use chronological order.

CHART-D

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
10/1/____	"Extended From" date for complete application of water used in the 1st (or the most recent) Application for Extension of Time.	
	NA	
10/1/____	"Extended To" date for complete application of water resulting from the 1st (or the most recent) Application for Extension of Time.	

CHART-D (Continued)

DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
	NA	
Total Cost of Chart-D		NA

* If exact cost is not known, you must provide your best estimate.

4. Cost of project to date: 40,000
(The total combined cost from CHART-C and CHART-D)

[OAR 690-315-0020(3)(f)]

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5. Provide the maximum rate, or duty, of water diverted for beneficial use under this permit, made to date.



TIP: Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet - usually only specified on a reservoir water right). Do not provide daily, monthly or annual water volume totals.

Maximum rate used to date = _____ cfs (cubic feet per second) or,

Maximum rate used to date = _____ gpm (gallons per minute) or,

Acre-feet to date = 993.0 AF

6. Provide the total number of acres irrigated to date under this permit (if applicable).

Total acres irrigated to date: NA

7. Provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-E

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
6/2009	In-line flow meter installation	3,000
Year: 2009	Intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		3,000

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8. Estimated remaining cost to complete the project: 3,000
(The total cost from CHART-E)

9. List the reasons why the project was not constructed, and/or water was not beneficially used within permit time limits. *Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).*

A) The project is of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit.

NA

B) The financial resources needed to develop the project precluded completion of the project within authorized time frames.

NA

C) Good faith attempts to comply with permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

NA

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- D) Acts of God or other unforeseen events delayed full development of the water system and use of water within the authorized time frames.

The final proof was completely in haste before the flow meter could be installed.

- [OAR 690-315-0020(3)(k)]
10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2, 3-A, 3-B, 7 and 9 of this Application for Extension of Time, and should also include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

Installation of the flow meter will proceed rapidly and only require a minimal amount of time to complete and fulfill the requirements in the permit.

11. Provide any other information you wish OWRD to consider while evaluating your Extension of Time Application.

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I am the permit holder, or have authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

Signature

C. J. Taylor

Date

1-15-09

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

- ⑨ The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

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SALEM, OREGON

This project was considered and approved by the Water Resources Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

- ① The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
- ② The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

Application R-70065 Water Resources Department

PERMIT R-11248

- ③ No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.
- ④ The outlet gate shall be cycled at least once each year in order to assure smooth operation.
- ⑤ The embankment and spillway shall be kept clear of trees, brush and other debris.
- ⑥ The embankment shall be kept free of burrowing animals.
- ⑦ No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.
- ⑧ A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

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WATER RESOURCES DEPT
SALEM, OREGON

Application R-70065
Basin 13
R-70065.SCB/JS

Water Resources Department
Volume 1 Cox Creek & Misc.

PERMIT R-11248
District 12



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

June 22, 2011

TAYLOR WESTSIDE RANCH
21732 HIGHWAY 395
LAKEVIEW, OR 97630

REFERENCE: Application R-70065 / Permit R-11248

Dear Permit Holder:

On October 6, 2009, the Department issued a Final Order approving an Extension of Time for Permit R-11248. This Final Order included a condition that required the permit holder to submit a written progress report to the Department by October 1, 2009.

This letter is being sent to you because the Department has not yet received the progress report that was due on October 1, 2009.

For your convenience, I have enclosed a **Progress Report Form** for you to fill out and submit. In order to maintain the ability to continue developing water under this permit, you should submit your overdue progress report immediately.

As per your most recent extension, the date by which water must be applied to full beneficial use within the terms and conditions of your permit is October 1, 2010. *Failure to submit a written progress report may jeopardize continued development of your permit beyond October 1, 1993. Furthermore, future extensions are evaluated on past due diligence, and consequently may not be granted.*

If you have any questions concerning this matter, you may contact me by telephone at (503) 986-0827.

Sincerely,

Ann Reece

Extensions

Water Rights Services Division

Enclosure

cc: Application R-70065
Watermaster District 12 – Brian Mayer



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

**Extension of Time
 Progress Report Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: TAYLOR WESTSIDE RANCH

Application R-70065
 Permit R-11248

Report Due no later than October 1, 2009
 DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

Progress Report Form for 2009

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit R-11248

INSERT DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between October 1, 1993 and October 1, 2009	FINANCIAL INVESTMENT

2. Compliance with terms and conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date = _____ (if applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.

Maximum rate used to date = _____ cfs (cubic feet per second)

Maximum rate used to date = _____ gpm (gallons per minute)

Acre-feet stored to date = _____ AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

Signature _____ Date _____

For OWRD use only

Diligence Shown Yes No

Date Public Noticed: _____

Reviewed by: _____

Date: _____



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

February 11, 2010

TAYLOR WESTSIDE RANCH, INC.
21732 HIGHWAY 395
LAKEVIEW, OR 97630

REFERENCE: Application R-70065 / Permit R-11248

Dear Permit Holder:

On October 6, 2009 the Department issued a Final Order approving an Extension of Time for Permit R-11248. This Final Order included a condition that required the permit holder to submit a written progress report to the Department by October 1, 2009. This letter is being sent to you because the Department has not yet received the progress report.

For your convenience, I have enclosed a **Progress Report Form** for 2009. In order to maintain the ability to continue developing water under this permit, you should submit your overdue progress report immediately.

As per your most recent extension, the date by which water must be applied to full beneficial use within the terms and conditions of your permit is October 1, 2010. *Failure to submit a written progress report may jeopardize continued development of your permit beyond October 1, 2010, as future extensions are evaluated on past due diligence, and consequently may not be granted.*

If you have any questions concerning this matter, you may contact me by telephone at (503) 986-0813.

Sincerely,

A handwritten signature in black ink, appearing to be "S. Kudlemyer", written over a horizontal line.

Scott Kudlemyer
Extensions
Water Rights and Adjudications Division

Enclosure

cc:

Application R-70065
Watermaster District 12 – Brian Mayer

Oregon Water Resources Department
Water Rights Division



Water Rights Application
Number R-70065

Final Order
Extension of Time for Permit Number R-11248

Appeal Rights

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file for judicial review, or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

Permit R-11248 was issued by the Department on September 24, 1990. The permit called for completion of construction by October 1, 1992 and complete application of water to beneficial use by October 1, 1993. On January 20, 2009 Taylor Westside Ranch, Inc. submitted to the Department an Application for Extension of Time for Permit R-11248. In accordance with OAR 690-315-0050(2), on August 11, 2009 the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2010 and the time to fully apply water to beneficial use to October 1, 2010. The protest period closed September 25, 2009 in accordance with OAR 690-315-0060(1). No protest was filed.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2009**. *A form will be enclosed with your Final Order.*

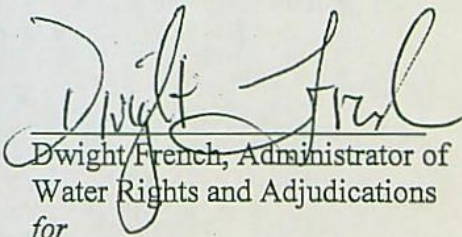
- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

Order

The extension of time for Application R-70065, Permit R-11248, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended to October 1, 2010. The deadline for applying water to full beneficial use is extended to October 1, 2010.

DATED: October 6, 2009


Dwight French, Administrator of
Water Rights and Adjudications
for
Phillip C. Ward, Director

-
- If you have any questions about statements contained in this document, please contact Scott Kudlemyer at (503) 986-0813.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

Note: Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.

FO Date: October 6, 2009, 2009

Copies Mailed

**Application R-70065
Permit R-11248**

By: MS
On: 10/7/09

Original mailed to permit holder

Taylor Westside Ranch, Inc.
21732 Highway 395
Lakeview, OR 97630

Copies sent to:

1. WRD - App. File R-70065/ Permit R-11248
2. WRD - Watermaster District 12, Brian Mayer
- ~~3. WRD - SCR Regional Manager, Kyle Gorman~~
4. WRD - George Robison, Dam Safety
5. Anderson Engineering and Survey, Attn Ryan Conn, PO Box 28 Lakeview, OR 97630
6. WRD - Support Staff, Salem

Fee paid as specified under ORS 536.050 to receive copy:

7. None

Receiving via e-mail (10 AM day of signature date)

8. None

If Progress Reports are included:

Add record to Progress Report tracking sheet.xls Done: by 9/28/09 Date S

CASEWORKER: SBK
Final Order: Permit R-11248

**Oregon Water Resources Department
Water Rights Division**

Application for Extension of Time



In the Matter of the Application for an Extension of Time)
for Permit R-11248, Water Right Application R-70065) PROPOSED FINAL ORDER
in the name of Taylor Westside Ranch, Inc.)

Permit Information

Application File R-70065 Permit R-11248

Basin: 13 – Goose and Summer Lakes / Watermaster District 12
Date of Priority: September 14, 1989

Authorized Use of Water

Source of Water: Unnamed Stream, tributary to North Fork Cox Creek
Purpose of Use: Stored water for Supplemental Irrigation
Maximum Rate: 993.0 Acre-Feet (AF)

**This Extension of Time request is being processed in accordance with Oregon
Administrative Rule Chapter 690, Division 315**

***Please read this Proposed Final Order in its entirety as it contains
additional conditions not included in the original permit.***

This Proposed Final Order applies only to Permit R-11248, water right Application R-70065.
A copy of Permit R-11248 is enclosed as Attachment 1.

Summary of Proposed Final Order for Extension of Time

The Department proposes to:

- Grant an extension of time for complete construction of the water system from October 1, 1992 to October 1, 2010.
- Grant an extension of time to apply water to full beneficial use from October 1, 1993 to October 1, 2010.
- Make the extension subject to certain conditions set forth below.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources
PFO – Proposed Final Order

Units of Measure

cfs – cubic feet per second
gpm – gallons per minute
AF – acre-feet

AUTHORITY

Generally, see ORS 537.230 and OAR Chapter 690 Division 315.

ORS 537.230(3) provide in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0050(6) allows the Department, for extensions exceeding five years, to establish checkpoints to determine if diligence is being exercised in the development and perfection of the water use permit. Intervals between checkpoints will not exceed five year periods.

FINDINGS OF FACT

Background

1. Permit R-11248 was granted by the Department on September 24, 1990 and assigned on March 19, 2001. The permit authorizes storage of up to 993.0 AF of water in Taylor Reservoir, diverted from an unnamed stream, tributary to North Fork Cox Creek, for supplemental irrigation. The permit specified construction of the water system was to be completed by October 1, 1992 and complete application of water was to be made on or before October 1, 1993.
2. The permit holder submitted an "Application for Extension of Time" to the Department on January 20, 2009 requesting the time in which to complete construction of the water system under Permit R-11248 be extended from October 1, 1992 to October 1, 2010. The Application for Extension of Time clearly suggests that the application of water to full beneficial use is not complete. The Department, therefore, determined that the permit holder's intent was to also request the time in which to complete the application of water to full beneficial use under Permit R-11248 be extended from October 1, 1993 to October 1, 2010. This is the first permit extension request for Permit R-11248.
3. Notification of the Application for Extension of Time for Permit R-11248 was published in the Department's Public Notice dated February 3, 2009. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230¹, 537.248² and/or 539.010(5)³.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

4. On January 20, 2009 the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

5. Actual construction of the water system began prior to the September 24, 1991 deadline specified in the permit.

¹ORS 537.230 applies to surface water permits only.

²ORS 537.248 applies to reservoir permits only.

³ORS 539.010(5) applies to surface water and ground water permits.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

6. As of January 20, 2009 the remaining work to be completed consists of installation of an in-line flow meter, and completing construction of the water system and applying water to full beneficial use.
7. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2010 to complete construction of the water system and to accomplish the application of water to beneficial use under the terms and conditions of Permit R-11248 is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

8. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the water system began prior to the September 24, 1991 deadline specified in the permit.
 - b. Work was completed (specified in the Application for an Extension of Time) during the original development time frame under Permit R-11248.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

9. The following beneficial use was made of the water during the permit or previous extension time limits:
 - a. Since the issuance of Permit R-11248 on September 24, 1990 the permit holder has stored 993.0 AF of water diverted from an unnamed stream, tributary to North Fork Cox Creek for supplemental irrigation.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

10. The water right permit holder's conformance with the permit or previous extension conditions.

- a. The Department has considered the permit holder's compliance with conditions, and has identified the following concerns: the record does not show that a meter or other suitable measuring device has been installed..
- b. Failure to comply with permit conditions constitutes illegal storage of water. In order to legally perfect the storage of water under this permit, the permit holder must demonstrate that all conditions of the permit have been satisfied.

Financial Investments [OAR 690-315-0040(3)(d)]

11. Financial investments made toward developing the beneficial water use.

- a. As of January 20, 2009 the permit holder has invested approximately \$40,000 which is approximately 93 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$3000 investment is needed for the completion of this project.

Cost to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b)]

12. As of January 20, 2009 the permit holder has invested approximately \$40,000 which is approximately 93 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$3000 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

13. The Department has found good faith of the appropriator under Permit R-11248.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

14. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].
 - a. The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit R-11248; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined at such time that such application for a new water right is submitted. The point of diversion is located

on an unnamed stream, tributary to North Fork Cox Creek. The unnamed stream is not located within or above any state or federal scenic waterway, is located within an area ranked "moderate" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife.

15. Economic investment in the project to date [OAR 690-315-0040(4)(d)].
 - a. As of January 20, 2009 the permit holder has invested approximately \$40,000
16. Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].
 - a. None have been identified.
17. Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].
 - a. None have been identified.
18. OAR 690-315-0050(6) requires the Department to place a checkpoint condition on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. A "Checkpoint Condition" is specified under Item 1 of the "Conditions" section of this PFO to meet this condition.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

19. Use and income from the permitted water development results in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

20. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

21. Unforeseen events extended the length of time needed to fully develop and perfect Permit R-11248, in that the permit holders scheduled a Final Proof Survey before they had installed the in-line water meter.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230(3).
2. The applicant has submitted a complete extension application form and the fee specified

in ORS 536.050, as required by OAR 690-315-0040(1)(a).

3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Completion of construction and full application of water to beneficial use can be accomplished by October 1, 2010⁴, as required by OAR 690-315-0040(1)(c).
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).
6. As required by OAR 690-315-0050(6) and as described in Finding 18 above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), progress checkpoints in order to ensure future diligence is exercised in the development and perfection of Permit R-11248.

Proposed Order

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

- Extend the time for complete construction of the water system under Permit R-11248 from October 1, 1992 to October 1, 2010.
- Extend the time to apply water to beneficial use under Permit R-11248 from October 1, 1993 to October 1, 2010.

Subject to the following conditions:

⁴Pursuant to ORS 537.230(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use.

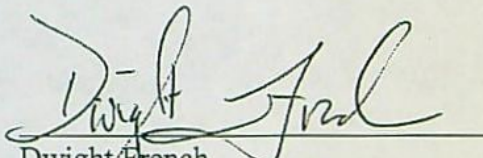
CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2009**. *A form will be enclosed with your Final Order.*

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

DATED: August 11, 2009


Dwight French
Administrator
Water Rights & Adjudications Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **September 25, 2009**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;

- c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
- a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have any questions about statements contained in this document, please contact Scott Kudlemyer at 503-986-0813.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Rights and Adjudications Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901
-

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

Application R-70065 Water Resources Department

PERMIT R-11248

- ok 3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.
4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.
8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

PIERCEALL Jeffrey D * WRD

From: PIERCEALL Jeffrey D * WRD
Sent: Monday, April 03, 2017 12:55 PM
To: 'darryla@andersonengineering.com'
Subject: Taylor Westside Ranch extensions
Attachments: Taylor-letter.pdf

Darryl,

On July 11, 2016, Anderson Eng. submitted five Extension of Time Applications for Taylor Westside Ranches. These five Extension Applications were returned as incomplete with a letter (see attached) indicating what needed to be completed. As of today, the Department has not received new applications or the additional information that had been requested. All of these permits are past their completion dates, and are in danger of being canceled. Please provide updated Extension Applications and the additional information requested by May 3, 2017, or the Department may begin cancellation of these permits.

Jeffrey D. Pierceall
Extension and Adjudication Specialist
Oregon Water Resources Department
503-986-0802

Reference:
G-13576
S-72060
R-70065
R-70066
R-72059



ANDERSON ENGINEERING AND SURVEYING, INC.

PROFESSIONAL ENGINEERS AND LAND SURVEYORS

17681 Hwy. 395, Lakeview, Oregon 97630
(541) 947-4407 Fax (541) 947-2321
www.andersonengineering.com

April 18, 2017

Neil Taylor
Taylor Westside Ranch, Inc.
21732 Hwy 395
Lakeview, OR 97630

RE: Permits R-11248, R-12119, S-51079, S-53024, G-13087

Dear Neil;

We have prepared Extension of Time Applications for Permits R-11248, R-12119, S-51079, S-53024. These are being sent to Oregon Water Resources Department.

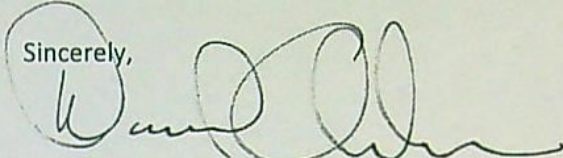
Permit G-13087 is ready to be proofed and a Claim of Beneficial use filed. We will be scheduling this work in May.

Permits R-11248, R-12119, S-51079, and S-53024 all require the installation of measurement devices. Permit S-51079 also requires fish screening at the Cox Creek Diversion. We have been in contact with Rich Kilbane at Oregon Department of Fish and Wildlife (ODFW) regarding the fish screening requirements. The screen is required at the diversion on Cox Creek which diverts water to your fields and White Rock Reservoir. There is still funding available to help with the screen installation, but Mr. Kilbane will need to look at the site. As soon as it is dry enough to inspect the diversion I will meet Mr. Kilbane at the site. We will then design a screen system for the diversion. At that point we can determine the amount of funding ODFW can supply.

Measurement weirs are required at Taylor Reservoir, White Rock Reservoir and the diversion on Cox Creek. We are obtaining pre-fabricated weirs for the reservoirs and they will be installed later this spring, once conditions are dry enough. The weir system at the main diversion on Cox Creek will be incorporated with the fish screen design.

We will update you as the work progresses. Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Darryl Anderson', written in a cursive style.

Darryl Anderson, PE, PLS, CWRE

cc: Jerry Sauter, Oregon Water Resources Department
Rich Kilbane, Oregon Department of Fish and Wildlife
Jeffery Pierceall, Oregon Water Resources Department
Gerald Clark, Oregon Water Resources Department
Brian Mayer, Lake County Watermaster



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

NOTE: For water rights information and useful forms, please see our web site at www.oregon.gov/OWRD

June 7, 2016

Certified mail number 7016 0340 0000 2325 3074
Return receipt requested

TAYLOR RANCH INC.
606 SOUTH G ST
LAKEVIEW, OR 97630

Reference: Application R-70065. Permit R-11248

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 2010.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use that includes a final proof survey map of the development. The map and claim of beneficial use were to have been submitted to our Department within one year of October 1, 2010. The fee for submitting a claim of beneficial use is \$175.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you are not finished with the development of your permit, you need to file an application for an extension of time to complete your development. The fee for filing an extension of time is \$575.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

If you have not submitted either a Claim of Beneficial Use or a request for an extension of time for your permit within 60 days of the date of this letter (August 5, 2016) the Department may issue a Final Order to cancel your permit without further notice. If the Department issues a Final Order to cancel your permit, and you request reconsideration of the final order and reinstatement of your permit, there is a \$450.00 reinstatement fee that is charged in addition to the claim of beneficial use or extension of time fee.

Should you have any questions, please contact Corey Courchane by telephone at 503-986-0825. Jeffrey Pierceall by telephone at 503-986-0802, or myself at the address above or by telephone at 503-986-0817.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosures (1)

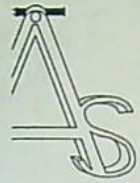
cc: File R-70065
OWRD Watermaster District 12



ANDERSON

ENGINEERING & SURVEYING, INC.

TRANSMITTAL LETTER



PO Box 28
17681 Hwy 395
Lakeview, Oregon 97630
(541) 947-4407
(541) 947-2321 FAX



Water Resources Department
Water Right Permit Extensions
Mer Street NE, Suite A
Oregon 97301

DATE: 1/14/2009	JOB NO: 2008-97
ATTENTION: Larry Nunn	
RE: Taylor Ranch Water Right Time Extensions	

WE ARE SENDING YOU ATTACHED:

- PRINTS PLANS
 OTHER _____

DATE	DESCRIPTION
	Time Extensions - Permit # R11248, S51079, R12119, S53024
	Fee Check

THESE ARE TRANSMITTED AS CHECKED BELOW:

- FOR APPROVAL FOR REVIEW AND COMMENT
 AS REQUESTED FOR SIGNATURE
 OTHER _____

RECEIVED

JAN 20 2009

WATER RESOURCES DEPT
SALEM, OREGON

Call Ryan Conn 541-947-4407 with any questions!!

SIGNED Barb Thompson

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits
(OAR 690-315-0010 through OAR 690-315-0060)

Application: R- 70065 Permit: R- 11248 Permit Amendment? No Yes T- _____ pending approved

Permit Holder's Name: Taylor Westside Ranch

Permit Holder's Mailing Address: 21732 Highway 395 Lakeview, OR 97630

Phone Number: 541-947-2869

POD Location: Township 36 SOUTH Range 19 EAST Section 36 $\frac{1}{4}$ NENW

Drainage Basin: 13 County: Lake Watermaster District: 12 Watermaster: Brian Mayer

Date Permit was issued: 9/24/1990 Priority Date: 9/14/1989 Date of PN: 2/3/2009

Source: Unnamed stream, tributary of North Fork Cox Creek

Use: Supplemental Irrigation

"Q": 993.0 AF each year

Orig "A" Date: 9/24/1991

Orig "B" Date: 10/1/1992

Orig "C" Date: 10/1/1993

Extension request rec'd: 1/20/2009

Last Authorized "B" Date: 10/1/

Last Authorized "C" Date: 10/1/

Request Number (1, 2, 3...): 1

Proposed "B" Date: 10/1/2010

Proposed C Date: 10/1/

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Dam constructed by registered engineer
<input checked="" type="checkbox"/>	<input type="checkbox"/>	No water storage until authorized by Dept
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Outlet gate cycled once a year
<input type="checkbox"/>	<input checked="" type="checkbox"/>	In-flow meter installation
<input type="checkbox"/>	<input type="checkbox"/>	

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

- Yes No
- Work was accomplished within the time allowed in the permit or previous extension
 - Water right permit holder conformed with the permit or previous extension conditions
 - Financial investments were made toward developing the beneficial water use.
 - Amount Invested to date: \$40,000 Estimated Remaining Cost: \$3,000
 - Beneficial use made of the water during the permit or previous extension time limits
 - Permit holder has beneficially used 993.0 cfs gpm af of the total permitted quantity of water on n/a acres

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. Cox Creek Basin

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

Yes No

- above a state scenic waterway? Name _____ Source: OWRD "Areas Above State Scenic Waterways" Map
- within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
- within a sensitive, threatened or endangered species area Source: "/>

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request

No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

5-year Progress Report Checkpoints (Years: 2010)

Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

COBU Requirement - Surface Water - post July 9, 1987

"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

COBU Requirement - Ground Water - post July 9, 1987 *

"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: _____ Date: _____

Mailing List for Extension PFO Copies

PFO Date: August 11, 2009

Copies Mailed

**Application R-70065
Permit R-11248**

By: Ja
On: 8/11/09

Original mailed to Applicant:

✓ Taylor Westside Ranch, Inc.
21732 Highway 395
Lakeview, OR 97630

Copies sent to:

- ✓ 1. WRD - App. File R-70065/ Permit R-11248
- ✓ 2. WRD - Watermaster District 12, Brian Mayer
- ✓ 3. Anderson Engineering and Survey, Attn Ryan Conn, PO Box 28, Lakeview, OR 97630

Fee paid as specified under ORS 536.050 to receive copy:

- 4. None

Receiving via e-mail (10 AM Tuesday of signature date)

- 5. None

CASEWORKER: SBK

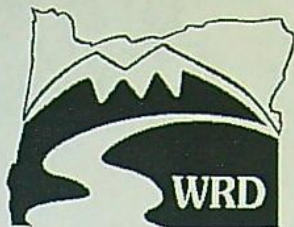
Completion Checklist for Claims of Beneficial Use

REVIEW - REVISED CLAIM

Application # R-70065

Permit # R-11248

Transfer # _____



*PRE
7/1/04*

Date 12/1/08

Reviewer LHN

Map Review:

- Permanent quality map (mylar or linen)
- CWRE stamp and signature
- Disclaimer
- Application & permit #; or transfer #
- North arrow
- Township, range and section
- Appropriate scale (1" = 1320', 1" = 400', or scale of assessor's map)
- Source *Unnamed strm not shown*
- Point(s) of diversion
- Point(s) of diversion (coordinates)
- Conveyances (pump, pipelines, ditches, etc.)
- Place of use (1/4 1/4, DLC, or Gov Lot; if irrigation, # of acres in each subdivision) *GLW OK*

Report Review:

- Application & permit #; or transfer #
- CWRE stamp and signature
- Permittee's signature
- Time limits
- Date of survey *from Eng 9-25-74 amend 5/5/08*
- Type of use
- Extent of use
- Source(s) of water
- Rate and Duty
- Diversion rate for each use
- Description of conveyances system (from POD to POU)
- Diversion works description (pump make, serial model, capacity, and description)
- System capacity
 - Calculated capacity of system
 - OR
 - Measured amount of use
- Permit conditions
 - Fish screening
 - Meter/measuring device
 - Water use reporting
 - Other conditions

*Source is unim strm -
not NF Co+Gr.*

*Permit requires measure
device - none installed
Contact Wm*

Certificate Issuance Processing Checklist

- Map and COBU reviewed
- Conflict check (include copy of plat card printout)
- Check current ownership

Can certificate be processed further?

- Yes
- No

If "No" why? _____

If "Yes":

- Proposed
 - Final
- Certificate # _____

Mailing list:

Proposed:

Final:

CLAIM OF BENEFICIAL USE

The completion of this form is required by OAR 690-014-010(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. Every numbered item must have a response. If any requested information does not apply to the Claim, insert "n/a." Do not delete any section of this form unless directed by the form. The Department may require the submittal of additional information from any water user or authorized agent. A separate form shall be completed for each permit or transfer final order.

I. General Information

1. File Information

Application Number (G, R, S or T)	Permit Number (if applicable)
R-70065	R-11248

2. Property owner (current owner information)

a. Individuals

Name	
Mailing Address	
City/State/Zip	
Phone #	
Fax #	
e-mail address	

b. Businesses/Organizations

Name	Collins Timber Company LLC
Contact Person and Title	
Mailing Address	PO Box 1340
City/State/Zip	Lakeview, OR 97630
Phone	
Fax	
e-mail	

If the current property owner is not the permittee or transfer holder of record, it is recommended that an assignment be filed with the Department.

3. Permittee / Transferee of record (this may not be the current property owner)

c. Individuals

	Individual 1	Individual 2
Name		
Mailing Address		
City/State/Zip		

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d. Businesses/Organizations

Name	Taylor Westside Ranch, Inc.
Contact Person and Title	Neil Taylor, owner
Mailing Address	HC 64 Box 415
City/State/Zip	Lakeview, OR 97630

4. Date of Site Inspection: June 4, 2008

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

Name	Date	Association with the project
Neil Taylor	5/5/08	Owner

6. County:

7. Tax Lot Information:

Tax map number	Tax lot number
36 19	400

8. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(3)):

**Mark "NA" if there are no owners of property not included in this claim

Name	N/A
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

Name	N/A
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

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I. Points of Diversion/Appropriation and Place of Use

For each point of diversion or appropriation, provide the following information. If the claim is for more than one point of diversion/appropriation, copy and complete this section for each point of diversion or appropriation.

1. Provide a general narrative description of the distribution works. This description must trace the water system from the point of diversion or appropriation to and include the place of use:

This permit is for reservoir construction only. Water enters the reservoir from an un-named stream and the north fork of Cox Creek.

2. Point of diversion/appropriation source and, if from surface water, the tributary:

Source	Tributary to
Center of spillway on Dam And 18" Outlet Conduit Diversion – Cox Creek	Cox Creek

4. Point of diversion/appropriation location:

(DLC, Government Lot, 1/4 1/4, Section, Township, Range)	Reference to a recognized public land survey corner by distance and bearing or by coordinates
Diversion	299.0' South and 2812.4' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E
Spillway	40.2' South and 624.1' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E
Outlet	42.2' South and 516.2' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E

5. Actual use(s), period of use, and rate for each use:

Uses	If irrigation, list crop type	Permit Number	Amount for use
Storage		R-11248	993.0

Total Quantity of Water 993 Acre Feet

6. Reservoir Location

DLC	Gov lot	1/4 1/4	Section	Township	Range	Use	# of acres	
		SWNE	25	36S	19E	Storage	10.3	
		NENW	25	36S	19E	Storage	1.3	
		NWNW	25	36S	19E	Storage	0.3	
		SWNW	25	36S	19E	Storage	28.2	
		SENE	25	36S	19E	Storage	41.3	
		NESW	25	36S	19E	Storage	39.0	
		NWSW	25	36S	19E	Storage	24.1	
		SWSW	25	36S	19E	Storage	1.3	
		SESW	25	36S	19E	Storage	34.0	
		NWSE	25	36S	19E	Storage	20.2	
		SWSE	25	36S	19E	Storage	15.2	
		NENW	36	36S	19E	Storage	0.2	

Total Acres Submerged by Reservoir 215.4

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Reservoir Data

1. If the reservoir required the submittal of as-built plans and specifications, complete the table below:

Have the documents been submitted? yes or no	When were the documents submitted	Have they been approved by the Department?
No	NA	NA

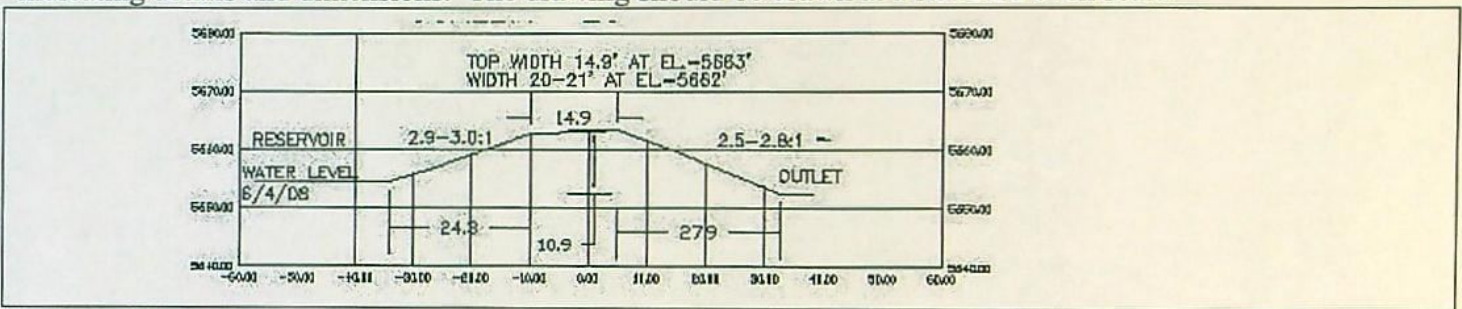
2. Provide reservoir volume calculations in the box below:

Volume calculations were not required under the permit. However, based on the design and construction drawings, the capacity of the reservoir is 1402 acre feet. The permit lists a capacity of 993.0 acre feet.

4. Provide the following information concerning the physical characteristics of the dam:

Crest width (W)	Dam height at centerline (H)	Distance from downstream top of dam to downstream toe (L)	Distance from upstream top of dam to upstream toe (U)	Water level at inspection	Downstream slope	Upstream slope
14.9'	10.9'	27.9'	24.3'	5654.46	2.5-2.8:1	2.9-3.0:1

5. In the box below, provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.



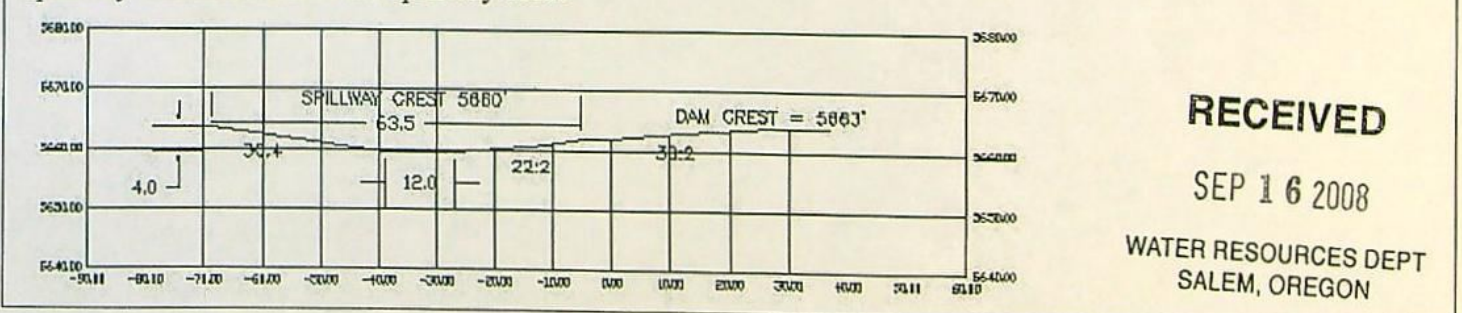
6. Describe the outlet works (size and type of the outlet conduit and location) in the box below:

A 18" outlet conduit is installed near the west abutment of the dam. The conduit is corrugated metal pipe. The pipe discharges into a rip-rapped channel located below the toe of the dam

7. Describe the emergency spillway (dimensions and location) in the box below:

Spillway location	Bottom width (W)	Top width (L)	Spillway depth (H)
40.2' Sn 624.1' W of the S1/4 corner Sec. 25	12.0'	63.5	4.0 Feet

Spillway cross section at the spillway crest



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11. Additional notes or comments related to the system:

Detailed cross sections of the dam can be found in the design drawings, dated August 1990 by Anderson Engineering & Surveying.

III. CONDITIONS

Please pay special attention to this section. All conditions contained in the permit or transfer final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

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

	Dates from permit or transfer final order	Date accomplished	Description of actions taken by water user to comply with the time limits
Begin construction	Sept. 24, 1991		Dam & Reservoir Completed
Complete construction	Oct. 1 1992		Dam & Reservoir Completed
Complete application of water	Oct. 1 1993		Reservoir Filled

4. Measurement, recording, and reporting conditions:

a. Does the permit or transfer final order require the installation of a meter or approved measuring device?
 YES

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

b. Has a meter been installed? **NO**

c. Provide the date the meter was installed:

NA

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? **NO**

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

Name	Title	Approximate date
NA	NA	NA

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

g. Have the reports been submitted? NO

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

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5. Fish Screening and/or By-pass Devices

a. Are any points of diversion required to be screened and/or have a by-pass device to prevent fish from entering the point of diversion? NO

b. Has the fish screening been installed? NA

c. When was the fish screening installed?

Date	By whom
NA	

d. Is the **total** diversion rate of all rights at the point of diversion less than 0.5 cfs? NA

e. If the diversion rate is less than 0.5 cfs, the water user can self certify the fish screen. NA

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

g. If not, is the self-certification form attached to this Claim? NA

h. Has the by-pass device been installed? NA

i. Describe the by-pass device:

When installed	By whom	Approved by ODFW	Description
NA			

7. Other Permit Conditions

IV. Attachments, Conclusions, Map and Signatures

Attachments

If you are attaching any documents to this report, provide a list below:

Attachment name	Description
Map	
Inspection Photos	

Permit and Transfer Final Order Rates and System Rates Comparisons:

Permit	Maximum Storage Acre Feet	Height of Dam	Depth of Water	Area Submerged by reservoir	
R-11248	409.0	NA	6.5' max	199.0	
Measured	1402'	10.9'	NA	215.4	

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Claim of Beneficial Use Map

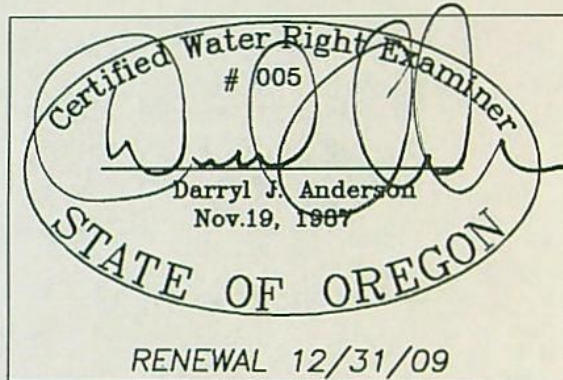
The Claim of Beneficial Use Map must be submitted with this Claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320', 1" = 400', or the original full-size scale of the county assessor map for the location.

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

Survey was made of the reservoir site using real time GPS. Section tie was a 2" aluminum cap located at the South 1/4 of Section 25.

CWRE Statement, Seal and Signature

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



Permit or Transfer Holders Signature or Acknowledgement

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

C. J. Taylor C. J. Taylor 9-12-08
Signature Print or type name Date

Signature Print or type name Date

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SALEM, OREGON

COBU Version 1105

FINAL PROOF SURVEY
CLAIM OF BENEFICIAL USE AND SITE REPORT

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SEP 30 1994

WATER DIVISION
SALEM, OREGON

GENERAL INFORMATION

Permit/Certificate Holder: Taylor Ranch Inc
HC 64 Box 415
Lakeview, OR 97630
Permit R-11248 and 51079

WATER SOURCE

The source of water is from Taylor Reservoir in the Cox Creek drainage within the Goose Lake Basin.

LOCATION OF AREA INVOLVED

Reservoir located in section 25, Township 36 South, Range 19 East. Irrigated area is located in sections 22,26,27,34 and 35, Township 37 South, Range 20 East, Lake County, Oregon.

DIVERSION POINT

An 48" culvert located on the north fork of Cox Creek diverts water into Taylor Reservoir. The reservoir has an 18" outlet pipe in which water is diverted to White Rock Reservoir and to the irrigated area. Also the existing diversion from White Rock Reservoir. Please refer to final proof map for diversion locations.

USE OF WATER

Water is being used to irrigate crop and pasture land.

DESCRIPTION

The irrigation system for irrigating the lands as shown on the attached map is currently in place and perfected under certificates 26919, 26921, and permits 34204, 28099, 6507, and 40829. These allow the use of water from Cox Creek and from White Rock Reservoir. This claim of BENEFICIAL use covers the water from the recently constructed Taylor Reservoir which is used as a supplemental source for these lands.

Taylor reservoir collects water from run-off around the reservoir and from water diverted from the north fork of Cox creek. The diversion point on the North Fork of Cox creek is a 48" culvert with a moveable headgate which can be lowered to block stream flow. The water then is diverted through an 18" culvert and conveyed to the reservoir via ditch. Higher flows above the 18" culvert capacity can overflow the culvert and flow to the reservoir via the conveyance ditch.

SEP 30 1994

WATER RESOURCES DEPT
SALEM, OREGON

Flows of 20 cubic feet per second can be conveyed to the reservoir. From the reservoir flows of up to 25 cubic feet per second can be released through the outlet pipe and conveyed to White Rock Reservoir and the indicated lands through the creek channel and existing diversion works.

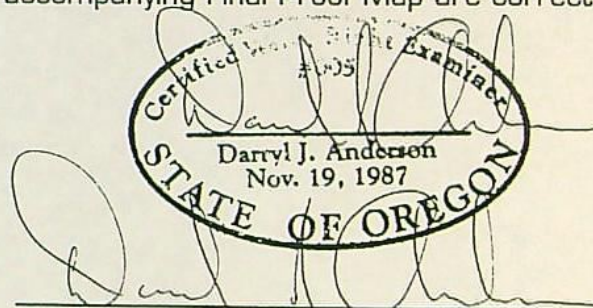
Water is applied directly from conveyance ditches to some of the irrigated lands. (Please refer to attached map) The water can also be conveyed to White Rock Reservoir where it is pumped to the two existing pivot sprinklers (Flows of 1000 gallons per minute per pivot) or diverted into the existing ditches and applied by flood means.

SURVEY TIE

Survey monuments as shown on the attached map and existing records on current certificates concerning this water right.

CERTIFICATION

The final proof survey and inspection of the use as found to be completed under the terms and conditions of the Permit R-11248 and 51079 was completed on September 25, 1994, and the facts contained in this report and accompanying Final Proof Map are correct to the best of my knowledge.

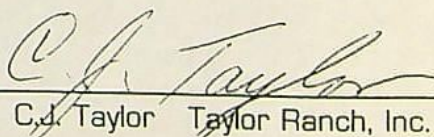

Darryl J. Anderson
Nov. 19, 1987
STATE OF OREGON
Certified Water Right Examiner

9/29/94
Date

Darryl J. Anderson
Certified Water Right Examiner

I, C.J. Taylor of Taylor Ranch, Inc. agree to the findings of the CWRE and do submit this site report and map as our claim of beneficial use of the water as provided under the terms and conditions of Permit R-11248 and 51079.

9-29-94
Date


C.J. Taylor Taylor Ranch, Inc.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

January 27, 2009

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Rights Section has received your application for an extension of time for **APPLICATION FILE # R-70065** (**PERMIT # R-11248**). Your application will be reviewed in the near future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you have questions concerning your extension of time application, please contact Scott Kudlemyer at (503) 986-0813. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's Internet home page at: "www.wrd.state.or.us".

Application # R-70065 Permit # R-11248 ✓

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

◆ **WRIG...**

Money Received on: _____

◆ **Extension Specialist...**

Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

◆ **Jonnine Skaug...**

Publish on Public Notice (initial 30-day comment): Date of notice 1/27/09 JS

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No:

Return file to Extension Specialist after PN



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

April 21, 2017

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: R-70065 (Permit R-11248)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Jeffrey Pierceall at (503) 986-0802. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

Application: R-70065

Permit: R-11248

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

Applicant/Permit
Holder(s)

Taylor Westside Ranch, LLC ✓

21732 Hwy 395

Lakeview, OR 97630

WRIG...Money Received on: 4-20-2017

Extension Specialist ...

Added to tracking spreadsheet

After fee is received and app is added to spreadsheet, route to...

Stacy Phillips...

~~N/A~~ Recent Assignment (Check WRIS for Update)

Publish on Public Notice (initial 30-day comment): Date of notice 4-25-17

Update WRIS Database

In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.

In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No: Return file to Extension Specialist after PN Jeffrey

NOTES:

1 of 4

Prog Report Notice



Water Availability Analysis

COX CR > CAMP CR - AB BAUERS CR
GOOSE & SUMMER LAKE BASIN
Water Availability as of 4/25/2017

Watershed ID #: 31300107 ([Map](#))
Date: 4/25/2017

Exceedance Level: 50%
Time: 1:30 PM

[Water Availability](#)

[Limiting Watersheds](#)

[Complete Water Availability Analysis](#)

Water Availability

Select any Watershed for Details

	Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
Select	1	31300102	THOMAS CR> GOOSE L- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes
Select	2	31300105	CAMP CR> THOMAS CR- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes
Select	3	31300106	COX CR> CAMP CR- AT MOUTH	Yes	Yes	Yes	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes
Select	4	31300107	COX CR> CAMP CR- AB BAUERS CR	Yes	Yes	Yes	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes

Download Data ([Text - Formatted](#), [Text - Tab Delimited](#), [Excel](#))



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

**Extension of Time
 Progress Report Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: TAYLOR WESTSIDE RANCH

Application R-70065
 Permit R-11248

Report Due no later than October 1, 2009

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

Progress Report Form for 2009

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit R-11248

INSERT DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS For the period of time between October 1, 1993 and October 1, 2009	FINANCIAL INVESTMENT
7/2009	obtain letter from ODFW - fish passage not required at Reservoir	-

2. Compliance with terms and conditions of the permit and/or previous extension.

3. Total number of acres irrigated to date= _____ (if applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.

Maximum rate used to date = _____ cfs (cubic feet per second)

Maximum rate used to date = _____ gpm (gallons per minute)

Acre-feet stored to date = 993 AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

Signature G. J. Taylor

Date 4/17/17

<i>For OWRD use only</i>		RECEIVED BY OWRD APR 20 2017
Diligence Shown <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Date Public Noticed: <u>4-28-17</u>	
Reviewed by: <u>[Signature]</u>	Date: <u>4-21-17</u>	

SALEM, OR

Route Slip.....Extension of Time Progress Report

1. Extension Specialist: Progress Report Review

Date Report was Due: 10/1/2010 (= "Deadline Date" for the corresponding ECP work flow record in WRIS)

Date Report Received: 4/20/2017

Report Complete: YES

NO – Send letter requesting missing information.

letter mailed on: _____

2. Support Staff: Publish on the Department's Public Notice

315 320 OAR Division under which Progress Report was required

Publish on Public Notice Date: 4-25-17

Update workflow in WRIS

(Fill in Extension Checkpoint 'Completed Date' in appropriate "ECP" work flow record and

add record for Checkpoint Public Notice ("EPR" or "EP2")

Return file to Jeffrey D. Pierceall.

3. Extension Specialist: Prepare Progress Report Confirmation Letter

See progress report procedures.doc

(date / mail out after 30 day comment period)

Date Confirmation Letter Needed: 6/5/2017

Update Progress Report Worksheet.xls

Send to permit holder + anyone who made comments after 30 day public notice

CC: Watermaster _____

File _____

PUBLIC NOTICE INFORMATION

Permit Holder's Name: Taylor Westside Ranch, LLC Attn:

Application: R-70065

Permit: R-11248

County: Lake

Source: unnamed stream, tributary to the North Fork Cox Creek

Use: Storage to be appropriated for supplemental irrigation



Oregon Water Resources Department Attribute Report

Report Date: Apr 25, 2017

General:

TRSQQ:	WM36.00S19.00E26NESE WM36.00S19.00E35NENE WM36.00S19.00E26SESE WM36.00S19.00E25SWSW WM36.00S19.00E36NWNW WM36.00S19.00E35NWNE WM36.00S19.00E26SWSE
DLC:	-
Latitude:	42.4121693416
Longitude:	-120.4374646367
Buffer (ft):	1000
Elevation (ft):	5790
Basin Name:	Goose & Summer Lakes
Basin Plan:	1-Goose Lake
County:	Lake
WM District:	12
WM Region:	SOUTH CENTRAL
ODFW Region, District:	High Desert, Klamath District
Irrigation District AOI:	-

Irrigation District, Other:	-
Dams (Permit):	-
Water Rights:	<u>Platcard for WM36.00S19.00E26</u> <u>Platcard for WM36.00S19.00E35</u> <u>Platcard for WM36.00S19.00E26</u> <u>Platcard for WM36.00S19.00E25</u> <u>Platcard for WM36.00S19.00E36</u> <u>Platcard for WM36.00S19.00E35</u> <u>Platcard for WM36.00S19.00E26</u>
Well Logs:	<u>Logs for WM36.00S19.00E26</u> <u>Logs for WM36.00S19.00E35</u> <u>Logs for WM36.00S19.00E26</u> <u>Logs for WM36.00S19.00E25</u> <u>Logs for WM36.00S19.00E36</u> <u>Logs for WM36.00S19.00E35</u> <u>Logs for WM36.00S19.00E26</u>

Rules:

Withdrawn Authority:	-
Groundwater Retriected:	-
GW Retriected Subunit:	-
GW ODEQ Management Area:	-
GW Umatilla Muni Wells (5mile):	-
Rule 4D:	-
Division 33 (Area, Watershed, species):	STATEWIDE, <i>Thomas Creek</i>, Modoc Sucker, Goose Lake Sucker, Redband Trout

Water Quality Limited Pollutant:	North Fork Cox Creek R. Mile: 0 to 4.5 HUC4: 18020001 Pollutant: Temperature Season: NaN Uses: Salmonid fish rearing Status: 303(d) Action: No 2010 action
Is in Deschutes Study Area:	-
Deschutes Zone Impact:	-
Deschutes Zone Overlay:	-
Scenic Water Way:	-

Hydrography:

OWRD Streamcode:	13004000200060020120 - N Fk Cox Cr
Waterbody Name:	-
HUC 10:	1802000102
HUC Watershed:	Thomas Creek
WAB Wshed Order:	6
WAB Analysis:	<u>COX CR > CAMP CR - AB BAUERS CR</u>
Streamflow:	OWRD Opportunities: Very good ODFW Needs: Moderate Combined Priority: Not a priority
Gaging Station Data:	-

Sources:

General

Oregon Public Land Survey Quarter-quarters. Bureau of Land Management, Oregon Water Resources Department.. n.d. 1:24,000.

Donated Land Claims. Oregon Water Resources Department. January 1, 1995. 1:100,000.

Elevation. ESRI World Elevation. February 2000. 1:121,000.

OWRD Administrative Basins. 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. October 5, 2016.

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



Oregon

Theodore R. Kulongoski, Governor

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

December 3, 2008

Taylor Westside Ranch, Inc
21732 Highway 395
Lakeview OR 97630

Reference: File R-70065, Permit R-11248
File 70066, Permit 51079

I reviewed the revised Claims of Beneficial Use (COBU) and maps for Permits R-11248 and 51079. The Department is not able to issue proposed certificates for these permits at this time.

Permits R-11248 and 51079 both contain conditions requiring measuring devices be installed. The claims indicate measuring devices are not installed. You will need to request, and get approved, extensions of time for both permits to allow time to install suitable measuring devices.

You should talk with your local Watermaster, Brian Mayer, in Lakeview, about the measuring device requirements for these permits.

The request for extensions of time will have the effect of withdrawing the Claims of Beneficial Use. I presume your certified Water Right Examiner (CWRE) will use the current claims to help prepare the new claims if the extension requests are approved. Therefore, I will outline some of the other issues I found with the claims.

Permit R-11248 allowed the storage of water from an Unnamed Stream, tributary to the North Fork Cox Creek; not the North Fork Cox Creek itself. The unnamed stream must be shown on the map.

Permit 51079 allowed primary irrigation of 30.3 acres from White Rock Reservoirs. The COBU describes 31.8 acres of primary irrigation. The claim and map must show the 30.3 acres which are claimed as primary irrigation.

There is aerial photography available on the Department's website, on the Web Mapping Application (Beta), which seems to indicate more land being irrigated than included on the claim map for Permit 51079. If the extension requests are approved, that additional supplemental land, up to the limit of the permit, can be included.

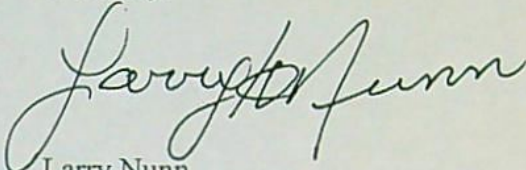
Please submit the requests for extension of time within 90 days. If we do not receive the extension request within the 90 day period, we will begin the process to cancel the permits.

Taylor Westside Ranch, Inc
Reference: File R-70065, Permit R-11248
File 70066, Permit 51079
December 3, 2008

Page 2

If you have any questions, please call me, between 9:00 am and 2:00 pm, at 503-986-0809. If I am not available, please call Gerry Clark at 503-986-0811.

Sincerely,

A handwritten signature in cursive script that reads "Larry Nunn". The signature is written in dark ink and is positioned above the printed name and title.

Larry Nunn
Natural Resource Specialist

cc: Darryl Anderson, CWRE

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TAYLOR WESTSIDE RANCH INC.
21732 HIGHWAY 395
LAKEVIEW OREGON 97630

confirms the right to store the waters of AN UNNAMED STREAM, a tributary of the NORTH FORK COX CREEK, in TAYLOR RESERVOIR, appropriated under Permit 51079, for SUPPLEMENTAL IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-11248. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year under this right is not more than 993.0 acre-feet.

DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
36 S	19 E	WM	36	NE NW		

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
36 S	19 E	WM	25	SW NE		
36 S	19 E	WM	25	NE NW		
36 S	19 E	WM	25	NW NW		
36 S	19 E	WM	25	SW NW		
36 S	19 E	WM	25	SE NW		
36 S	19 E	WM	25	NE SW		
36 S	19 E	WM	25	NW SW		
36 S	19 E	WM	25	SW SW		
36 S	19 E	WM	25	SE SW		
36 S	19 E	WM	25	NW SE		
36 S	19 E	WM	25	SW SE		
36 S	19 E	WM	36	NE NW		

The water user shall maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The structure shall be operated and maintained in accordance with the approved plans, specification and with the design intent.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

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

The outlet gate shall be cycled at least once each year in order to assure smooth operation.

The embankment and spillway shall be kept clear of trees, brush and other debris.

The embankment shall be kept free of burrowing animals.

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 storage of water for future beneficial use of water without waste.

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 right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

The storage 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.

Issued _____.

Phillip C. Ward, Director
Water Resources Department

Mailing List for Certificate Scheduled Mailing Date:

Application: Error! Reference source not found.

Permit: Error! Reference source not found.

Certificate: *****

Permit/Certificate Holder:

TAYLOR WESTSIDE RANCH INC.
21732 HIGHWAY 395
LAKEVIEW OREGON 97630

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

Copies of Final Certificate to be sent to:

1. Watermaster District 12, Brian M. Mayer
2. Data Center (include copy of map)
3. Water Availability
4. Vault
5. File

Other persons to receive copies: (include map):

Darryl J Anderson, CWRE

CLAIM OF BENEFICIAL USE

The completion of this form is required by OAR 690-014-010(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. Every numbered item must have a response. If any requested information does not apply to the Claim, insert "n/a." Do not delete any section of this form unless directed by the form. The Department may require the submittal of additional information from any water user or authorized agent. **A separate form shall be completed for each permit or transfer final order.**

I. General Information

1. File Information

Application Number (G, R, S or T)	Permit Number (if applicable)
R-70065	R-11248

2. Property owner (current owner information)

a. Individuals

Name		
Mailing Address		
City/State/Zip		
Phone #		
Fax #		
e-mail address		

b. Businesses/Organizations

Name	Collins Timber Company LLC
Contact Person and Title	
Mailing Address	PO Box 1340
City/State/Zip	Lakeview, OR 97630
Phone	
Fax	
e-mail	

If the current property owner is not the permittee or transfer holder of record, it is recommended that an assignment be filed with the Department.

3. Permittee / Transferee of record (this may not be the current property owner)

c. Individuals

	Individual 1	Individual 2
Name		
Mailing Address		
City/State/Zip		

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d. Businesses/Organizations

Name	Taylor Westside Ranch, Inc.
Contact Person and Title	Neil Taylor, owner
Mailing Address	HC 64 Box 415
City/State/Zip	Lakeview, OR 97630

4. Date of Site Inspection: June 4, 2008

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

Name	Date	Association with the project
Neil Taylor	5/5/08	Owner

6. County:

7. Tax Lot Information:

Tax map number	Tax lot number
36 19	400

8. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(3)):

**Mark "NA" if there are no owners of property not included in this claim

Name	N/A
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

Name	N/A
Contact Person and Title	
Mailing Address	
City/State/Zip	
Phone #	

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I. Points of Diversion/Appropriation and Place of Use

For each point of diversion or appropriation, provide the following information. If the claim is for more than one point of diversion/appropriation, copy and complete this section for each point of diversion or appropriation.

1. Provide a general narrative description of the distribution works. This description must trace the water system from the point of diversion or appropriation to and include the place of use:

This permit is for reservoir construction only. Water enters the reservoir from an un-named stream and the north fork of Cox Creek.

2. Point of diversion/appropriation source and, if from surface water, the tributary:

Source	Tributary to
Center of spillway on Dam And 18" Outlet Conduit Diversion – Cox Creek	Cox Creek

4. Point of diversion/appropriation location:

(DLC, Government Lot, 1/4 1/4, Section, Township, Range)	Reference to a recognized public land survey corner by distance and bearing or by coordinates
Diversion	299.0' South and 2812.4' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E
Spillway	40.2' South and 624.1' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E
Outlet	42.2' South and 516.2' West of the Sotuh 1/4 corner of Section 25, T 36 S, R19 E

5. Actual use(s), period of use, and rate for each use:

Uses	If irrigation, list crop type	Permit Number	Amount for use
Storage		R-11248	993.0

Total Quantity of Water 993 Acre Feet

6. Reservoir Location

DLC	Gov lot	1/4 1/4	Section	Township	Range	Use	# of acres
		SWNE	25	36S	19E	Storage	10.3
		NENW	25	36S	19E	Storage	1.3
		NWNW	25	36S	19E	Storage	0.3
		SWNW	25	36S	19E	Storage	28.2
		SEnw	25	36S	19E	Storage	41.3
		NESW	25	36S	19E	Storage	39.0
		NWSW	25	36S	19E	Storage	24.1
		SWSW	25	36S	19E	Storage	1.3
		SESW	25	36S	19E	Storage	34.0
		NWSE	25	36S	19E	Storage	20.2
		SWSE	25	36S	19E	Storage	15.2
		NENW	36	36S	19E	Storage	0.2

Total Acres Submerged by Reservoir 215.4

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Reservoir Data

1. If the reservoir required the submittal of as-built plans and specifications, complete the table below:

Have the documents been submitted? yes or no	When were the documents submitted	Have they been approved by the Department?
No	NA	NA

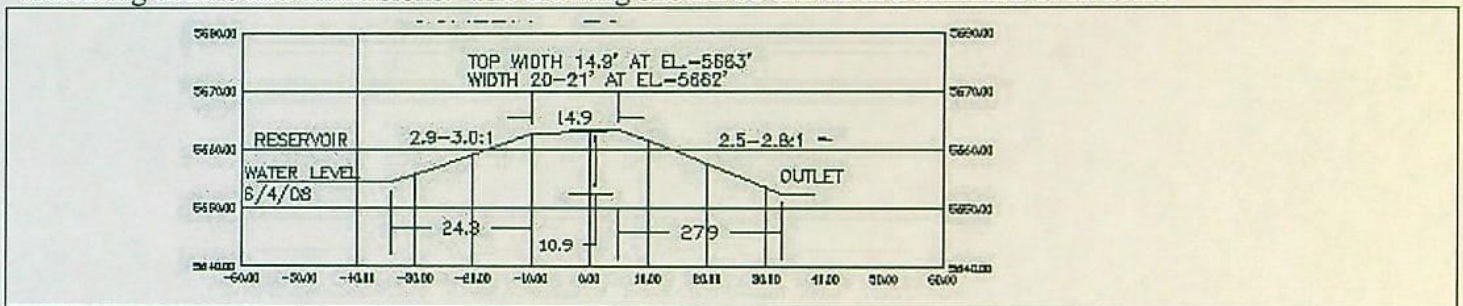
2. Provide reservoir volume calculations in the box below:

Volume calculations were not required under the permit. However, based on the design and construction drawings, the capacity of the reservoir is 1402 acre feet. The permit lists a capacity of 993.0 acre feet.

4. Provide the following information concerning the physical characteristics of the dam:

Crest width (W)	Dam height at centerline (H)	Distance from downstream top of dam to downstream toe (L)	Distance from upstream top of dam to upstream toe (U)	Water level at inspection	Downstream slope	Upstream slope
14.9'	10.9'	27.9'	24.3'	5654.46	2.5-2.8:1	2.9-3.0:1

5. In the box below, provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.



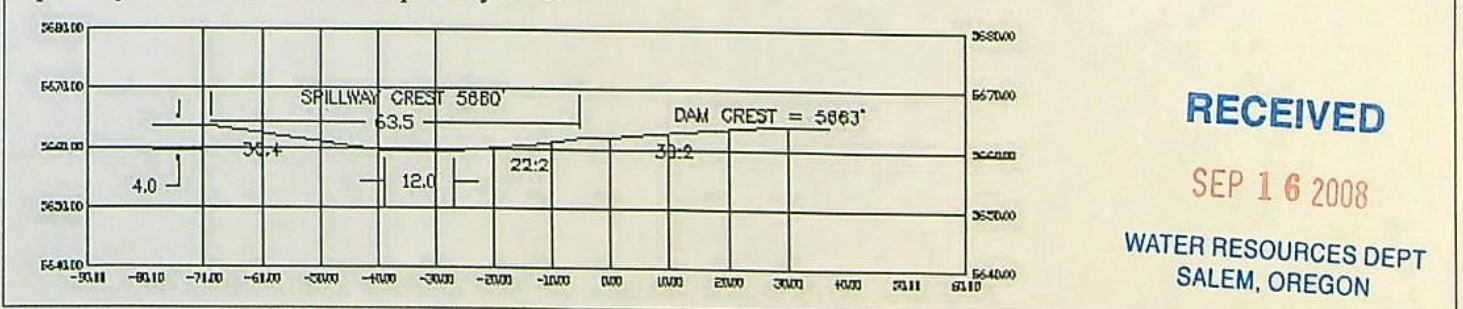
6. Describe the outlet works (size and type of the outlet conduit and location) in the box below:

A 18" outlet conduit is installed near the west abutment of the dam. The conduit is corrugated metal pipe. The pipe discharges into a rip-rapped channel located below the toe of the dam.

7. Describe the emergency spillway (dimensions and location) in the box below:

Spillway location	Bottom width (W)	Top width (L)	Spillway depth (H)
40.2' Sn 624.1' W of the S1/4 corner Sec. 25	12.0'	63.5	4.0 Feet

Spillway cross section at the spillway crest



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

Detailed cross sections of the dam can be found in the design drawings, dated August 1990 by Anderson Engineering & Surveying.

III. CONDITIONS

Please pay special attention to this section. All conditions contained in the permit or transfer final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. **Time Limits:**

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

	Dates from permit or transfer final order	Date accomplished	Description of actions taken by water user to comply with the time limits
Begin construction	Sept. 24, 1991		Dam & Reservoir Completed
Complete construction	Oct. 1 1992		Dam & Reservoir Completed
Complete application of water	Oct. 1 1993		Reservoir Filled

4. **Measurement, recording, and reporting conditions:**

a. Does the permit or transfer final order require the installation of a meter or approved measuring device?
YES

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

b. Has a meter been installed? NO

c. Provide the date the meter was installed:

NA

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? NO

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

Name	Title	Approximate date
NA	NA	NA

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

g. Have the reports been submitted? NO

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

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5. Fish Screening and/or By-pass Devices

a. Are any points of diversion required to be screened and/or have a by-pass device to prevent fish from entering the point of diversion? NO

b. Has the fish screening been installed? NA

c. When was the fish screening installed?

Date	By whom
NA	

d. Is the **total** diversion rate of all rights at the point of diversion less than 0.5 cfs? NA

e. If the diversion rate is less than 0.5 cfs, the water user can self certify the fish screen. NA

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

g. If not, is the self-certification form attached to this Claim? NA

h. Has the by-pass device been installed? NA

i. Describe the by-pass device:

When installed	By whom	Approved by ODFW	Description
NA			

7. Other Permit Conditions

IV. Attachments, Conclusions, Map and Signatures

Attachments

If you are attaching any documents to this report, provide a list below:

Attachment name	Description
Map	
Inspection Photos	

Permit and Transfer Final Order Rates and System Rates Comparisons:

Permit	Maximum Storage Acre Feet	Height of Dam	Depth of Water	Area Submerged by reservoir	
R-11248	409.0	NA	6.5' max	199.0	
Measured	1402'	10.9'	NA	215.4	

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Claim of Beneficial Use Map

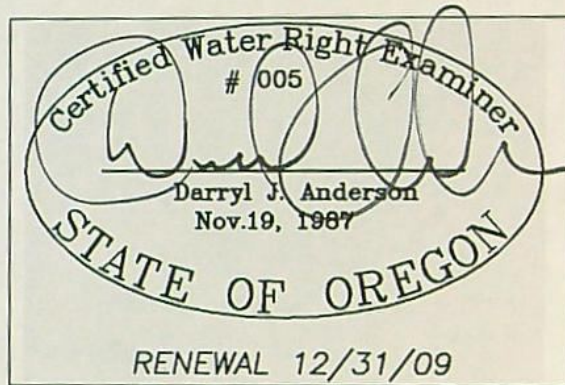
The Claim of Beneficial Use Map must be submitted with this Claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320', 1" = 400', or the original full-size scale of the county assessor map for the location.

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

Survey was made of the reservoir site using real time GPS. Section tie was a 2" aluminum cap located at the South 1/4 of Section 25.

CWRE Statement, Seal and Signature

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



Permit or Transfer Holders Signature or Acknowledgement

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

C.J. Taylor C.J. Taylor 9-12-08
Signature Print or type name Date

Signature Print or type name Date

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COBU Version 1105

Taylor Westside Ranch, Inc.
CLAIM OF BENEFICIAL USE
Inspection Photographs
Permit R-11248

Job: 1994-072
Date: 06/10/2008



TAYLOR RESERVOIR



TAYLOR RESERVOIR



Anderson Engineering & Surveying, Inc.
P.O. Box 28
17681 Hwy 395
Lakeview, Oregon 97630

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Taylor Westside Ranch, Inc.
CLAIM OF BENEFICIAL USE
Inspection Photographs
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OUTLET VALVE STRUCTURE



OUTLET VALVE STRUCTURE

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17681 Hwy 395
Lakeview, Oregon 97630

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Inspection Photographs
Permit R-11248

Job: 1994-072
Date: 06/10/2008



OUTLET



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17681 Hwy 395
Lakeview, Oregon 97630

WATER RESOURCES DEPT
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Taylor Westside Ranch, Inc.
CLAIM OF BENEFICIAL USE
Inspection Photographs
Permit R-11248

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Date: 06/10/2008



SPILLWAY



SPILLWAY

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**WATER RESOURCES DEPT
SALEM, OREGON**



Anderson Engineering & Surveying, Inc.
P.O. Box 28
17681 Hwy 395
Lakeview, Oregon 97630

Taylor Westside Ranch, Inc.
CLAIM OF BENEFICIAL USE
Inspection Photographs
Permit R-11248

Job: 1994-072
Date: 06/10/2008



TAYLOR RESERVOIR DAM



TAYLOR RESERVOIR DAM



Anderson Engineering & Surveying, Inc.
P.O. Box 28
17681 Hwy 395
Lakeview, Oregon 97630

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ANDERSON ENGINEERING AND SURVEYING, INC.

PROFESSIONAL ENGINEERS AND LAND SURVEYORS

17681 Hwy. 395, Lakeview, Oregon 97630

(541) 947-4407 Fax (541) 947-2321

www.andersonengineering.com

September 12, 2008

Jerry Sauter
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

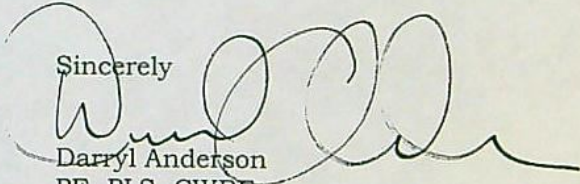
Dear Mr. Sauter:

Enclosed is the final proof survey for the Taylor Ranch. This covers permits for 51079, R-11248 and R-12119.

The original plans prepared for Taylor reservoir and approved by the department indicated reservoir capacity of 1,402 acre feet. Each of the permits issued by the department indicate different volumes of the reservoir; R-11248 shows 993 acre feet, 51079 shows 993 acre feet, and R-12119 shows 409 acre feet. The 1,402 acre feet is the volume depicted in the final proof.

Please review the final proofs and call if there are any questions.

Sincerely



Darryl Anderson
PE, PLS, CWRE

Enclosures

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Theodore R. Kulongoski, Governor

Water Resources Department

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

April 3, 2008

Taylor Westside Ranch, Inc
21732 Hwy 395
Lakeview, Or 97630

REFERENCE: Files R-70065 and 70066

I began to examine the claim of beneficial use submitted for your water use Permits R-11248 and 51079 for storage of water in Taylor Reservoir for supplemental irrigation, and use of water from Taylor Reservoir for supplemental irrigation and White Rock Reservoir for primary irrigation. The claim did not include the required map. Although the routing form from Anderson Engineering said it included a map, the map is not in the file.

Please have your Certified Water Right Examiner send us another copy of the map. Or, if the map is not available, please have him prepare another one.

I reviewed the claim report. There is additional information needed for the report. Each project claim of beneficial use must stand on its own. The claim submitted did not describe the reservoir construction for Taylor Reservoir. Such things as dam height, storage capacity, water depth, and so forth. The claim did not describe the required measuring devices.

The claim did not mention the use of water from Water Rock Reservoir for primary irrigation. Nor did it describe the diversions and conveyance systems used for the supplemental irrigation from Taylor Reservoir. Nor did it describe the required measuring devices.

Please have your CWRE prepare an addendum to the report containing the additional information describing both the primary irrigation, if any, from White Rock Reservoir, the supplemental irrigation from Taylor Reservoir, and the construction of Taylor Reservoir.

If you have any questions, you may call me between 9:00 am and 2:00 pm, at 503-986-0809.

Sincerely,

Larry H. Nunn
Natural Resource Specialist

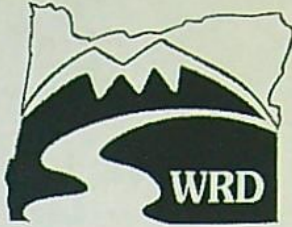
cc: Darryl Anderson, CWRE

Completion Checklist for Claims of Beneficial Use

Application # R-70065 & 70066

Permit # R-11248 & 51079

Transfer # _____



PRE
7/1/04

Date 3/31/08

Reviewer LHN

Map Review:

- Permanent quality map (mylar or linen)
- CWRE stamp and signature
- Disclaimer
- Application & permit #; or transfer #
- North arrow
- Township, range and section
- Appropriate scale (1" = 1320', 1" = 400', or scale of assessor's map)
- Source
- Point(s) of diversion
- Point(s) of diversion (coordinates)
- Conveyances (pump, pipelines, ditches, etc.)
- Place of use (1/4 1/4, DLC, or Gov Lot; if irrigation, # of acres in each subdivision)

No Map

Report Review:

- Application & permit #; or transfer #
- CWRE stamp and signature
- Permittee's signature
- Time limits
- Date of survey
- Type of use *Suppl only*
- Extent of use *see other rights*
- Source(s) of water
- Rate and Duty
- Diversion rate for each use *No Res Capacity*
- Description of conveyances system (from POD to POU)
- Diversion works description (pump make, serial model, capacity, and description)
- System capacity
 - Calculated capacity of system
 - OR
 - Measured amount of use
- Permit conditions
 - Fish screening
 - Meter/measuring device *No Flow meter*
 - Water use reporting
 - Other conditions

*No description of use from
White Rock Res*

Certificate Issuance Processing Checklist

- Map and COBU reviewed
- Conflict check (include copy of plat card printout)
- Check current ownership

Can certificate be processed further?

- Yes
- No

If "No" why? _____

If "Yes":

- Proposed
- Final Certificate # _____

Mailing list:

Proposed:

Final:

APPLICATION PROCESSING OUTLINE

Basin: Goose Lake
 Sub-basin: Thomas
 Fees paid: Examination fee: 2000
 Recording fees: _____
 Total: _____

Application No. R-70065
 Permit No.

RATE AND DUTY _____ for irrigation

1. Check for minimum information (OAR 690-11-020)

- | yes | no | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Name and mailing address of the applicant. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Source of the water. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Quantity of water to be appropriated. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Location of point of diversion to 1/4 1/4 Section. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Nature and place of use. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Name and mailing address of all legal owners of the properties involved. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Signature of the applicant |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Examination fees. |

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

- | yes | no | |
|-------------------------------------|-------------------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Water Resources Commission classification limits or restrictions -- If yes, note: _____ |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | State Engineer's withdrawals -- If yes, note: _____ |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative withdrawals -- If yes, note: _____ |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | If policy statement is unclear check with Resources Management Division. |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Scenic Waterway: _____
___ on ___ up-stream ___ v/in 1/4 mile |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | ___ Notify Parks and Recreation Department |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Out-of-basin diversion |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Need to route to Geology Section due to:
___ well within one mile of a stream
___ well within restricted surface water area
___ wells with request for greater than 5 cfs
___ well is for heating &/or cooling
___ well constructed by land owner
___ well is artesian
___ artificial ground water recharge project
___ ground water area under study |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Within Irrigation District:
___ Notify ___ Need excerpt from District |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Legal description of property |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Ownership statement |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Other parties to Notify: _____ |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Water Resources Commission review if:
___ Request for greater than 5 cfs
___ Dam height greater than 10 feet
___ Storage of more than 9.2 acre-feet
___ Out-of-basin diversion
___ within or above a scenic waterway
___ conditional uses under basin programs
___ requests for larger rate or duty than allowed
___ ground water recharge project
___ other substantial public interest issues
___ requests for review by an agency or person |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Watermaster comment form sent with copy of application and map. |
| <input type="checkbox"/> | <input type="checkbox"/> | Watermaster comments received _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | Hydrographic section comments requested _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | Hydrographic section comments received _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | O. D. F. V. sent copy of application and map (except groundwater) requesting comment _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | O. D. F. V. comments received _____ |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Report from D. E. O. received _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | Publish application information in weekly public notice. |
| <input type="checkbox"/> | <input type="checkbox"/> | Notify other owners of development |
| <input type="checkbox"/> | <input type="checkbox"/> | PROTESTED
filed _____
resolved _____ |

*Map too big to copy
 this map is included*

MEMO;

DATE: August 28, 1990

TO: WATER RIGHTS

FROM: DAM SAFETY

Subject: Application R- 70065

Please include the following conditions in the permit for the above application:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans, specifications, and the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and the applicant receives written authorization from this department.
4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.
8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

RECEIVED

OREGON DEPARTMENT OF FISH AND WILDLIFE FIELD REPORT
FOR WATER RIGHT APPLICATIONS

OCT 18 1989

TO: *Anderson - Lakeview*

Investigation by:

WATER RESOURCES DEPT
SALEM, OREGON

FROM: *Greg Robart - HCD.*

File No. & Amount of water: *70065*

DATE: *Oct 5, 1989.*

993.0 acre feet.

Respond to HCD by: *10-16-89*

APPLICANT: (name and address):

*Taylor Ranch,
606 South G. Street
Lakeview, Or 97630.*

Water Source:

Point of Diversion:

Purpose:



Intake type: (screening needs)

Dam construction: (passage needs)

Headwater reservoir

COMMENTS:

No Comment (This water right is not damaging to fish and wildlife habitat)

A. Fish involved (species, size, age & number - specific anadromous and/or resident fish):

No fish involved

B. Type of habitat (spawning, rearing or migration route):

C. Problems this water diversion will impose (include impact on angler use):

D. Recommendations for limiting, restricting, mitigating, conditioning this permit are: for example, season of use, flow adjustment, metering requirements, erosion, control instream habitat improvement, etc.):

E. Describe stream or watershed or fish habitat enhancement projects completed or currently in progress.

F. Particular significance of this stream or this system?

- Fish species?

- Recreation days?

13.0040.0020.0060.020.120

3pm

PRELIMINARY
SUBJECT TO REVISION

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED
STREAM, a tributary of COX CREEK, to be appropriated under Application
70066, Permit , for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application
R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of
water entitled to be stored each year is not more than 993.0 ACRE-
FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The maximum height of the dam will be 11.0 feet above the stream bed
or ground surface at the centerline. The top width will be 12.0 feet,
slope of upstream face 3:1, slope of downstream face 2:1, and height
of dam above water line when full 4.5 feet. The area submerged by the
reservoir, when full, will be 199.0 acres and the maximum depth of
water will be 6.5 feet.

The area to be submerged by the reservoir is described as follows:

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
Section 25

see WM notes.

~~The storage of water allowed herein is subject to the installation and
maintenance of an outlet pipe, or the provision of other means to
evacuate water when determined necessary by the Water Resources
Director to satisfy prior downstream rights.~~

Actual construction work shall begin on or before , and shall be
completed on or before October 1, 1991. The reservoir shall be
filled, and complete application of the stored water to the use shall
be made on or before October 1, 1992.

This permit is for the storage of water for future beneficial use
without waste. 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 storage of water allowed herein may be made only at times when
sufficient water is available to satisfy all prior rights, including
rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

APPLICATION R-70065
BASIN 13 VOLUME
R-70065.LCJ

WATER RESOURCES DEPARTMENT
DISTRICT 12

PERMIT R-

RECEIVED
Wh #1
OCT 11 1989

WATER RESOURCES DEPT.
SALEM, OREGON

WATER AVAILABILITY REPORT-SURFACE WATER APPLICATION

Name of Applicant Taylor Ranch, Inc. Application Number R-70065

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes X No _____

If yes, please explain.

All land serviced by COX cr have been Adjudicated. Regulation Among various users occurs Annually

2. Has the stream or basin that is the source for this application ever been regulated for minimum streamflows?

Yes _____ No X

If yes, please explain.

3. Do you observe this stream system during regular field work?

Yes X No _____

If yes, what are your observations for the stream.

COX creek is Generally A Rainial Stream, Subject to high flows during Spring runoff. Low flows during mid Summer to Early fall. I have not observed North fork flow & have not been to moss flat.

4. Based on your observations, would there be water available in the quantity and at time needed to supply the development proposed by this application.

Yes X No _____ Don't Know _____

What would you recommend for conditions on a permit, that may be issued approving this application?

See Attachment #1.

5. Any other recommendations you would like to make?

AS Per PARA #1 in ATTACHMENT #1 a mass device may not be needed on North fork COX cr.

Signature [Signature] WM District # 12 Date 10-4-89

RECEIVED

OCT 11 1967

WATER RESOURCES DEPT.
SALEM, OREGON

#4 Attachment #1

As per Application water will be diverted from the North fork Cox Creek into Moss Flat (Taylor Res.) for distribution purposes. I required a properly designed diversion structure with measuring device in the North fork stream channel with a lockable screw headgate in the Diversion Ditch supplying the Res. Approval of Watermaster before construction.

I require a measuring weir below the outlet of the Dam to measure releases.

I require a measuring weir in the Diversion Ditch leading from the main branch of Cox Creek to White Rock Res. located 20' South & 2250' West from the N.E. corner of Sec. 17, Township 37S, Range 20E. (See App. 49722 Permit 37122) Percent of loss factor needs to be calculated between the Dams outlet & diversion to White Rock Res.

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit , for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.
8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

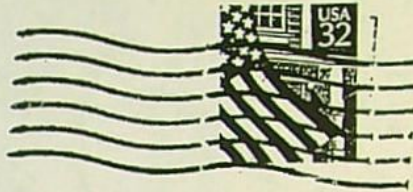
This permit is for the storage of water for future beneficial use without waste. By law, the land use associated with this water use must be in compliance with statewide land use goals and any local acknowledged land-use plan.

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

Issued this date, .

Water Resources Department
William H. Young
Director

**CHANGE OF ADDRESS
REQUEST FOR:
Correspondents,
Publishers and
Businesses**



Name Dream Water Resources Dept.
(For publishers, name of publication)
Address 158 12th Street N.E.
(Include Apt./Suite No.)
City Salem State Or ZIP Code 97310-3739

U.S. G.P.O. 1986-155-110

As soon as you know your new address, mail this card to all the people, businesses, and publications who send you mail. For publications, tape an old address label over name and old address sections and complete new address.

Your Name	Print or Type—Last Name, First Name, Middle Initial <u>Taylor Ranch Inc</u>				
Old Address	No. and Street <u>606 South G Street</u>	Apt./Suite No.	P.O. Box	R.R. No.	Rural Box No.
	City <u>Lakeview, Or.</u>	State	ZIP Code 		
New Address	No. and Street <u>HC 64, Box 415</u>	Apt./Suite No.	P.O. Box	R.R. No.	Rural Box No.
	City <u>Lakeview, OR 97630</u>	State	ZIP Code 		
Sign Here	Signature <u>C.J. Taylor</u>	Date new address in effect <u>5/1/90</u>	Account No. (if any)		

PS Form 3576, Apr. 1986

RECEIVER: Be sure to record the above new address book at home or office



Anderson Engineering & Surveying
Professional Engineers & Land Surveyors

RECEIVED

NOV - 7 1994

WATER RESOURCES DEPT.
SALEM, OREGON

November 3, 1994

Water Resources Department
3850 Portland Road NE
Salem, OR 97310

RE: FINAL PROOF SURVEY APPLICATION 70066/R-70065

Dear Sir/Madam:

We recently submitted a Final Proof Survey for Taylor Ranch, Inc. at Lakeview Oregon. The Final Proof Map accompanying that survey indicated that Taylor Reservoir had the capacity of 1,042 acre feet. This figure was transposed on the drawing and should read 1,402. The 1,402 acre feet capacity was reflected in the approved plans and specifications for the reservoir. This capacity was based on a field survey done by our firm when the dam was constructed.

By this letter we are requesting that the capacity as noted on the Final Proof Survey Map be changed to reflect the correct capacity amount of 1,402 acre feet. If this letter is not enough to certify the change, please let me know and we will forward a corrected map.

Sincerely,

Darryl Anderson
P.E., P.L.S., C.W.R.E.

cc: Neil Taylor

HC 64 Box 24 • P.O. Box 28
Lakeview, Oregon 97630
(503)947-4407
FAX 947-2321

539 SW 7th Street • P.O. Box 419
Redmond, Oregon 97756
(503)923-4307
FAX 923-4308

**ANDERSON
ENGINEERING & SURVEYING**

HC 64 Box 24 539 SW 7th Street
 P.O. Box 28 P.O. Box 419
 LAKEVIEW, OR 97630 REDMOND, OR 97756
 (503) 947-4407 (503) 923-4307
 FAX (503) 947-2321 FAX (503) 923-4308

LETTER OF TRANSMITTAL

TO Water Resources Department
 158 12th Street NE
 Salem, OR 97310

DATE	09/29/94	JOB NO.	94072
ATTENTION	Tom Shook		
RE:	Taylor Final Proof		
RECEIVED			
SEP 30 1994			
WATER RESOURCES DEPT. SALEM, OREGON			

WE ARE SENDING YOU Attached Under separate cover via _____ the following items:

Shop drawings Prints Plans Samples Specifications

Copy of letter Change order _____

COPIES	DATE	NO.	DESCRIPTION
1			Final Proof Survey Report with accompanying map

THESE ARE TRANSMITTED as checked below:

For approval Approved as submitted Resubmit _____ copies for approval

For your use Approved as noted Submit _____ copies for distribution

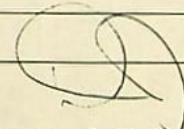
As requested Returned for corrections Return _____ corrected prints

For review and comment _____

FOR BIDS DUE _____ 19 _____ PRINTS RETURNED AFTER LOAN TO US

REMARKS _____

COPY TO Neil Taylor

SIGNED:  Darryl Anderson, C.W.R.E., P.L.S.,P.E.

Neil

August 1, 1994

TAYLOR RANCH INC
HC 64 BOX 415
LAKEVIEW OR 97630

REFERENCE: File 70066 and R-70065

This letter is in regard to your water use Permit 51079 and R-11248. As we pointed out to you in our letter of October 28, 1993, your claim of beneficial use must be received in this office by October 1, 1994.

Oregon Administrative Rule 690-14-190 states: "The claim of beneficial use shall be submitted to the Department within one year after the use was reported..as being complete...Failure to comply with this section shall cause the Director to initiate permit cancellation proceedings as provided by ORS 537.260."

The "claim" consists of a site report and map of the developed use prepared by a Certified Water Right Examiner. A request from the permittee for issuance of a certificate of water right must accompany the claim.

You are hereby notified that unless your claim is received on or before October 1, 1994, your permit will be cancelled without further notice.

If you have questions, please contact Tom Shook, Water Resources Department, at 1-800-624-3199 or 1-503-378-3739.

Sincerely,

A. REED MARBUT
Water Rights/Adjudication Division

ARM/dpc

cc: Watermaster
CWRE

CERTIFIED - RETURN RECEIPT REQUESTED



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

October 28, 1993

TAYLOR RANCH INC
606 SOUTH G STREET
LAKEVIEW OR 97630

REFERENCE: File R-70065 & 70066

The date for the complete application of water to a beneficial use for your water use Permit R-11248 and 51079 was October 1, 1993. To date we have not received notice that your project was completed.

If the project was completed, you should promptly submit the notice of complete application of water. If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. Forms will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before October 1, 1994. A list of certified water right examiners is enclosed for your information.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the permit.

If you have any questions, please contact the Water Rights Section at 378-3739.

TES:jh

Enclosure



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

November 27, 1991

TAYLOR RANCH, INC
HC 64, BOX 415
LAKEVIEW, OR 97630

REFERENCE FILES: R-70065 AND 70066

We have received notice of beginning of construction for permits R-11248 and 51079 from Anderson Engineering and Surveying. We have also been advised that the construction of the reservoir is complete.

Under the terms of permit 51079, adequate irrigation equipment is to be on hand by October 1, 1992. Under both permits, water is to be stored in the Taylor Reservoir and used from White Rock and Taylor Reservoirs and North Fork Cox Creek for irrigation to the fullest extent intended on or before October 1, 1993.

Forms for reporting are enclosed.

Sincerely,

THOMAS E. SHOOK
WATER RIGHT SPECIALIST

cc: Anderson Engineering and Surveying



NOTICE OF BEGINNING OF CONSTRUCTION

I, Taylor Ranch Inc., the holder of Permit No. R-11248 to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the 15th day of September, 1990.

RECEIVED

Remarks:

The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 22 day of Oct, 1991.

Taylor Ranch Inc. by C.F. Taylor

(Signature of Applicant)

HC 64 Box 415 Lakeview, Oregon

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

97630

NOTICE OF COMPLETION OF CONSTRUCTION

I, Taylor Ranch Inc, the holder of Permit No. B-11248

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 18th day of October, 1991.

Remarks: _____

If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-

ment, you should so state in order that our records may not be unnecessarily encumbered.

RECEIVED

DEC - 2 1991

WATER RESOURCES DEPT.

IN WITNESS WHEREOF, I have hereunto set my hand this 22 day of Oct, 1991.

Taylor Ranch Inc by C. J. Tyler HC64 Box 415 Lakeview Oregon
(Signature of Applicant) (Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

97630

NOV 22 1991

WATER RESOURCES DEPT
SALEM, OREGON



Anderson Engineering & Surveying

Professional Engineers & Land Surveyors

November 21, 1991

Howard Daggett
Water Resources Department
3850 Portland Road NE
Salem, OR 97310

RE: Taylor Dam

Dear Howard:

I inspected the Taylor Dam on November 19, 1991. There was about 10" of snow so it was difficult to inspect the structure. However, I did note the following items.

- 1.) Rip rap had been placed on the dam face particularly over the gate control stem.
- 2.) Concrete had been poured around the outlet gate. However, the forms were still in place and should be removed.
- 3.) The trash rack was not in place over the gate. The anchor bolts are in place for the rack on the concrete block. The rack should be placed over the gate before the reservoir fills.

My total inspection review was based on the three separate inspection dates; the inspection before placing outlet conduit, the inspection by you, Neil Taylor and myself in October, and my inspection on November 19.

It appears that Neil has complied with the plans and specifications. Therefore I recommend authorization to store water and use the reservoir.

I will remind Neil to install the trash rack this fall before the reservoir fills.

Sincerely,

Darryl Anderson, P.E., P.L.S.

cc: Neil Taylor

December 2, 1994

DARRYL ANDERSON, CWRE
PO BOX 28
LAKEVIEW OR 97630

REFERENCE: Files R-70065 AND 70066

On SEPTEMBER 30, 1994, we received the Claim of Beneficial Use and map you submitted for Permits R-112248 AND 51079 in the name of TAYLOR RANCH, INC.

On NOVEMBER 7, 1994, we received a letter from you stating that the capacity was transposed in the drawing. This amount should reflect 1,402 ACRE-FEET. I will examine this drawing and claim further and at a later time advise you how to proceed.

If you have any questions, please call the Water Rights Section at 378-3739.

Sincerely,

Dallas S. Miller

DALLAS S. MILLER
Water Rights Specialist

JCB

DSM:tcb

cc: TAYLOR RANCH, INC.
HC 64, BOX 415
LAKEVIEW, OR 97630





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

April 24, 2001

Taylor Westside Ranch, Inc
c/o Cornelius Taylor
HC 64 Box 415
Lakeview, OR 97630

REFERENCE: File R-70065 & S-70066

The assignment of Permit R-11248 & S-51079 from Taylor Ranch Inc, to you has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original is enclosed. Receipt number 43749 & 43750 covering the recording fee of \$175 has been sent to Taylor Ranch.

Sincerely,

DALLAS S. MILLER
Water Rights Specialist

DSM;jh

Enclosure

cc: Watermaster # 12
Data Center, OWRD
Taylor Ranch Inc, 39 North J Street, Lakeview, OR 97630

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 43749

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Taylor Westside Ranch

APPLICATION	
PERMIT	
TRANSFER	

H: CHECK: 21-22 OTHER: (IDENTIFY)

TOTAL REC'D \$ 87.50

0417 WRD MISC CASH ACCT	
ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE	CASH ACCT.	\$
PCA AND OBJECT CLASS	VOUCHER #	

0427 WRD OPERATING ACCT	
0407 MISCELLANEOUS COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$ 87.50
TC162 DEPOSIT LIAB. (IDENTIFY)	\$

PCA # 66011 Assign

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$	0206	\$
0218 WELL DRILL CONSTRUCTOR LANDOWNER'S PERMIT	EXAM FEE	0219	LICENSE FEE
	\$	0220	\$

0437 WELL CONST. START FEE			
0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	

0539 LOTTERY PROCEEDS	
1302 LOTTERY PROCEEDS	\$

0467 HYDRO ACTIVITY		
0233 POWER LICENSE FEE (FWWRD)	LIC NUMBER	\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HRDRO APPLICATION		\$

RECEIPT # _____ DATED: 3-19-01 BY: *[Signature]*

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 43750

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Taylor Ranch

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: 21-455 OTHER: (IDENTIFY)

TOTAL REC'D \$ 87.50

0417 WRD MISC CASH ACCT	
ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE	CASH ACCT.	\$
PCA AND OBJECT CLASS	VOUCHER #	

0427 WRD OPERATING ACCT	
0407 MISCELLANEOUS COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$ 87.50
(New) TC162 DEPOSIT LIAB. (IDENTIFY)	\$

PCA # 66011 Assign

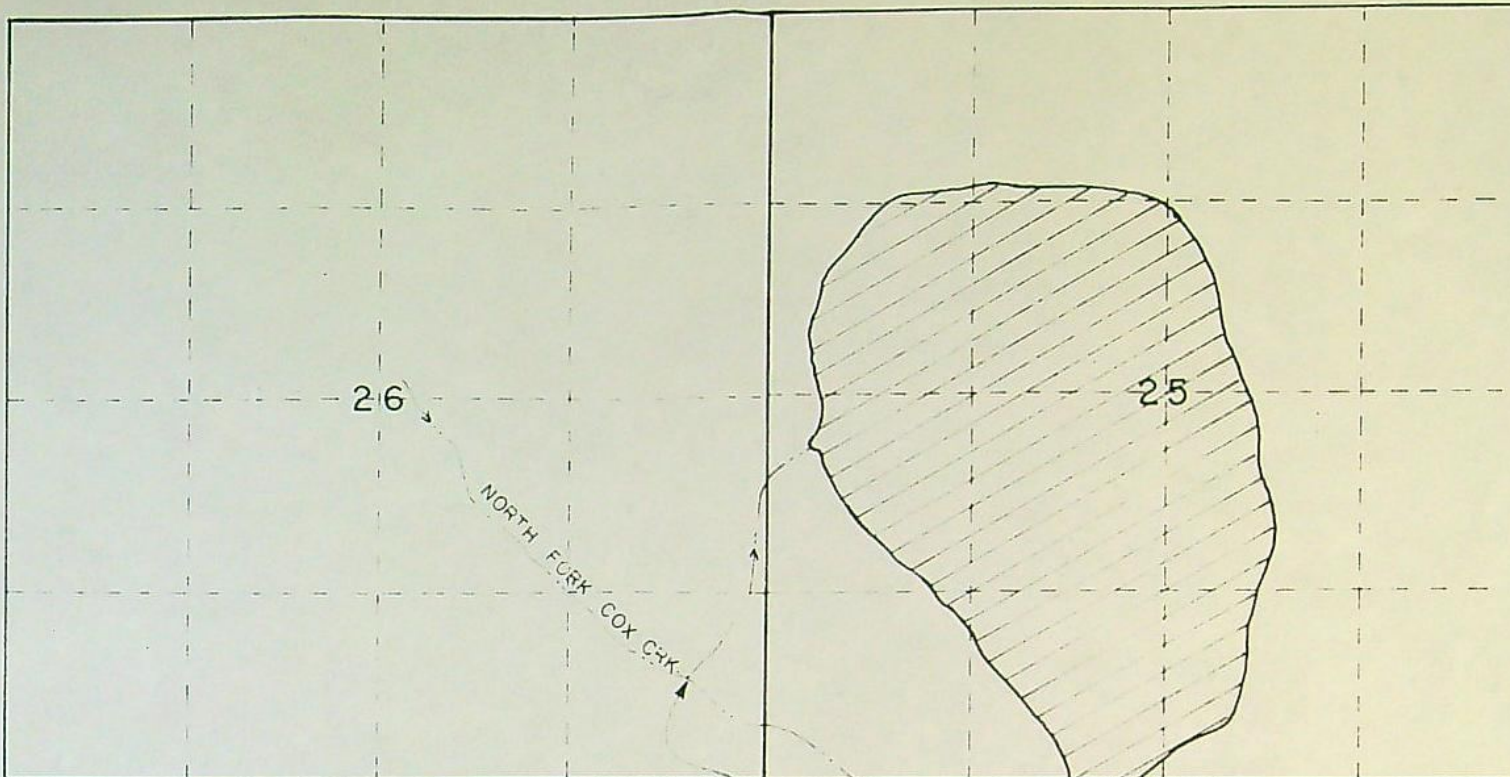
0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
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0218 WELL DRILL CONSTRUCTOR LANDOWNER'S PERMIT	EXAM FEE	0219	LICENSE FEE
	\$	0220	\$

0437 WELL CONST. START FEE			
0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	

0539 LOTTERY PROCEEDS	
1302 LOTTERY PROCEEDS	\$

0467 HYDRO ACTIVITY		
0233 POWER LICENSE FEE (FWWRD)	LIC NUMBER	\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HRDRO APPLICATION		\$

RECEIPT # _____ DATED: 3-19-01 BY: *[Signature]*



26

25

NORTH FORK COX CRK

DIV. PT. LOCATED 547'
NORTH & 702' WEST OF
SE COR. SEC 26

PROPOSED DAM SITE 147'
SOUTH & 2127' EAST OF NW
COR. SEC 36

DIV. POINT FOR SUPPLEMENTAL FILING

36

NORTH
SCALE 1" = 1310'

T 37 S R 10 E

COPY

POINT OF DIVERSION
1613.10' NORTH OF
SECTION 27
(FILING)

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit 51079, for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on September 21, 1990.

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.

3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.

5. The embankment and spillway shall be kept clear of trees, brush and other debris.

6. The embankment shall be kept free of burrowing animals.

7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before SEPTEMBER 24, 1991, and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, SEPTEMBER 24, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director

Application No. 70065
Permit No.

(C) Ground water from alluvial aquifers within the Thomas Creek drainage above the point where Thomas Creek enters Section 15, Township 38S, Range 19E, is classified for domestic and stockwater uses only.

(D) Ground water from any well within 1,000 feet of Thomas Creek, or a tributary, and taking water from an unconfined aquifer is classified for domestic and stockwater uses only. This paragraph only applies to wells within the following areas:

- (i) Sections 28, 29 and 31-35; Township 37S; Range 20E.
- (ii) Sections 10-15, 21-27 and 34-36; Township 38S; Range 19E.
- (iii) Sections 2-11, 14-22 and 28-33; Township 38S; Range 20E.
- (iv) Sections 1-3 and 10-15; Township 39S; Range 19E.
- (v) Sections 3-10, 15-22 and 27-34; Township 39S; Range 20E.

(c) Reservoir Standards. Development of a reservoir may be permitted on any stream in the Goose Lake Subbasin, however, in addition to meeting any other standards required by the Commission, any person proposing development of a reservoir in the subbasin shall give due consideration to:

(A) Alternative sizing of the project to achieve a reasonable economic development of the proposed site,

(B) The potential for use of the reservoir, and any water which is stored and released, for multiple beneficial uses, and

(C) The maintenance of natural flows downstream from the reservoir at levels sufficient to meet instream and out-of-stream needs.

(4) Warner Lakes Subbasin.

(a) Objectives. The objectives of the Commission in managing the surface and ground water resources of the Warner Lakes Subbasin are to:

(A) Avoid additional conflicts over inadequate supplies of water from and protect the remaining instream flows in Deep and Camas, Honey and Snyder, and Twentymile Creeks.

(B) Maintain water levels in Pelican and Crump Lakes.

(b) Classifications. Except as otherwise provided in this subsection, the surface and ground waters of the Warner Lakes Subbasin are classified for agriculture, domestic, fish life, ground water recharge, industrial, instream, irrigation, mining, municipal, pollution abatement, power, recreation and stockwater uses.

(A) Except as provided in paragraphs (C) and (D) of this subsection, surface waters of Deep Creek and tributaries below the point where Deep Creek enters Section 20, Township 40S, Range 22E are classified for any beneficial use of stored water, domestic and stockwater uses.

(c) Promote protection and restoration of the quality of surface and ground water supplies from the effects of past and future mining and waste disposal activities and to protect the public health where contamination has occurred.

(d) Promote the improvement of watershed conditions and facilities needed for enhanced fish and wildlife habitat and recreational opportunities.

(e) Cooperate with other states in the protection of existing users of water from reductions in the quantity or quality of supplies.

(g) Promote the development and use of geothermal resources where development is accomplished in a manner consistent with conservation of the resource and without harming current water right holders.

(h) Encourage the active involvement of basin residents in all decisions affecting the availability and quality of water in the area.

(i) Ensure the perpetual availability of ground water resources by protecting the resource from the demands of future uses where necessary.

(3) Goose Lake Subbasin.

(a) Objectives. The objectives of the Commission in managing the surface and ground water resources of the Goose Lake Subbasin consistent with the provisions of the Goose Lake Compact are to:

(A) Avoid additional conflicts over inadequate supplies of water from and protect the remaining instream flows in Thomas Creek.

(B) Prevent the spread of the contaminated water originating at the uranium mill tailings site near Lakeview through regulation of well construction.

(b) Classifications. Except as otherwise provided in this subsection, the surface and ground waters of the Goose Lake Subbasin are classified for agriculture, domestic, fish life, ground water recharge, industrial, instream, irrigation, mining, municipal, pollution abatement, power, recreation and stockwater uses.

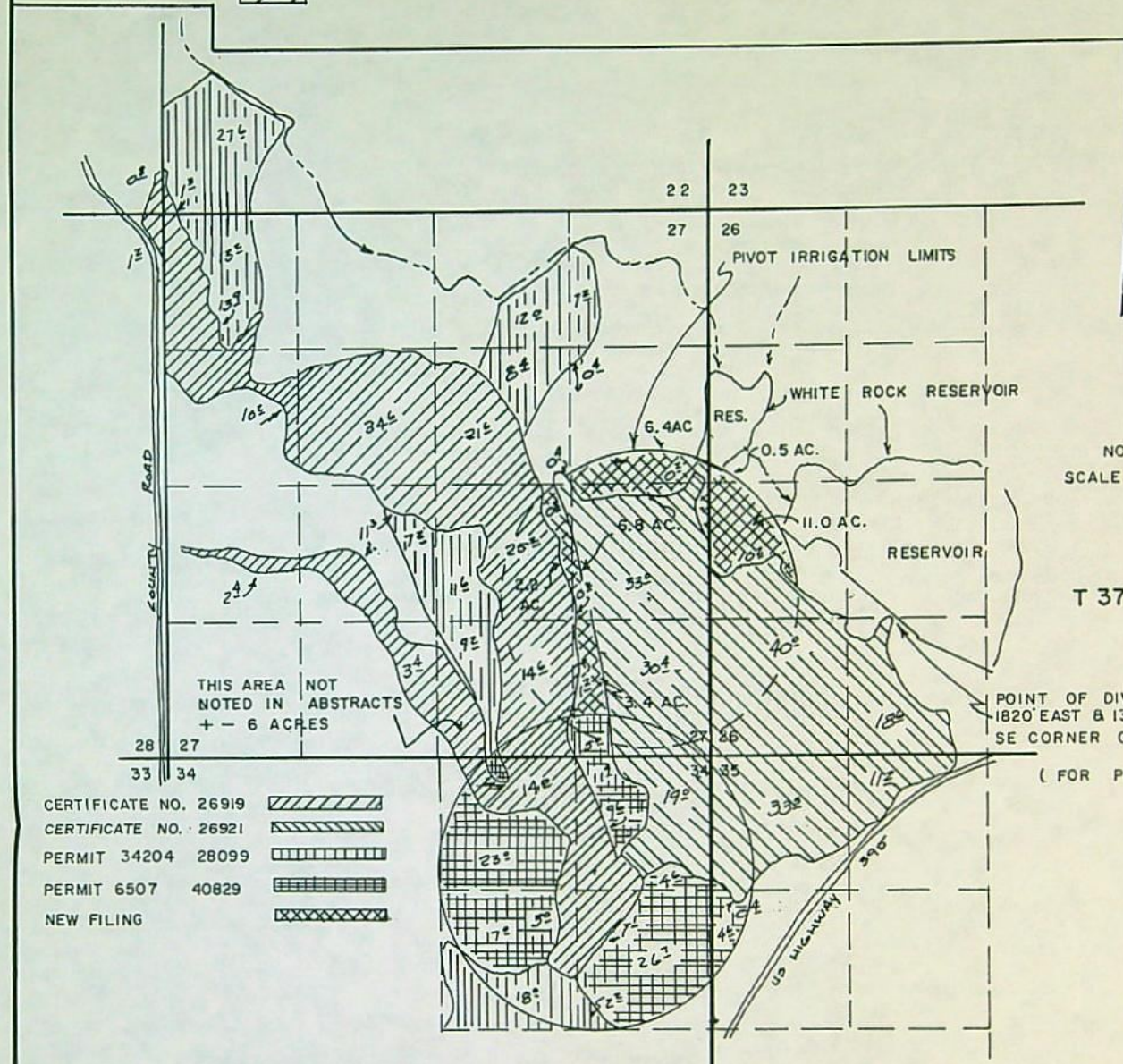
(A) Surface waters of Thomas Creek and tributaries below the point where Thomas Creek enters Section 15, Township 38S, Range 19E, except Cottonwood Creek, are classified for any beneficial use of stored water, domestic and stockwater uses.

(B) Surface waters of Thomas Creek and tributaries above the point where Thomas Creek enters Section 15, Township 38S, Range 19E are classified for any beneficial use of stored water, domestic, instream and stockwater uses.

RESERVOIR AREA AT FULL CAPACITY

DIV. PT. LOCATED
NORTH & 702' WEST
SE COR. SEC. 26

DIV. POINTS FOR SUPPLEMENTAL



NORTH
SCALE 1" = 1320'

T 37S R 20E

THIS AREA NOT
NOTED IN ABSTRACTS
+ - 6 ACRES

POINT OF DIVERSION
1820' EAST & 1310 NORTH OF
SE CORNER OF SECTION 27

(FOR PRIMARY FILING)

- | | |
|-----------------------|--|
| CERTIFICATE NO. 26919 | |
| CERTIFICATE NO. 26921 | |
| PERMIT 34204 28099 | |
| PERMIT 6507 40829 | |
| NEW FILING | |

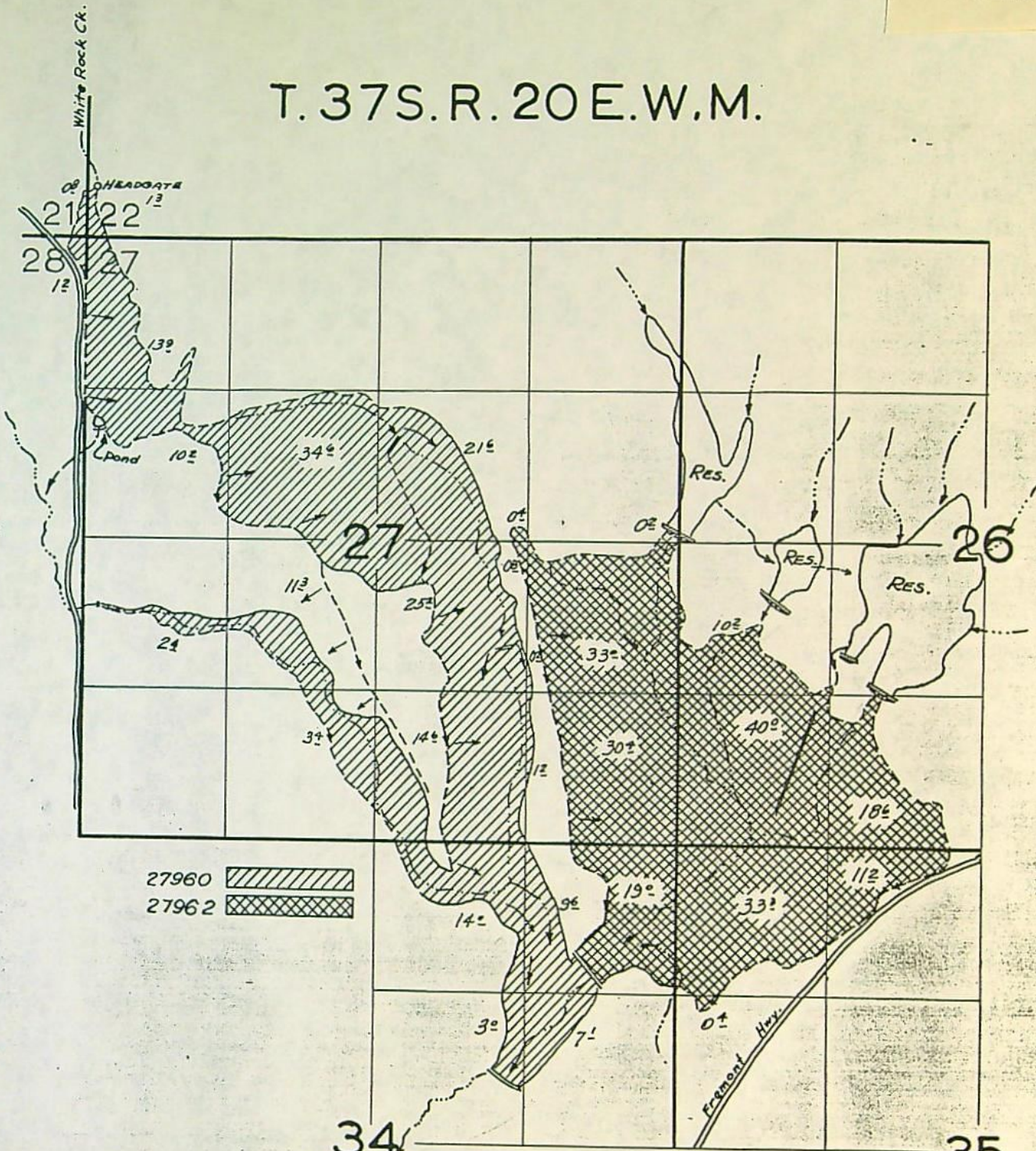
TOTAL ACRES IRRIGATED

PRIMARY 30.1

SUPPLEMENTAL

PLACE OF USE OF WATER

T. 37S. R. 20E. W.M.



27960 
 27962 

34 **FINAL PROOF SURVEY** 35
 UNDER

Application No. 27960 R-27961 Permit No. 22110 R-1481
 27962 22111
 IN NAME OF

CON TAYLOR

Surveyed May 14, 1959, by R. Jackson

November 26, 1991

Darryl Anderson, P.E., P.L.S.
ANDERSON ENGINEERING & SURVEYING
P.O. Box 28
Lakeview, OR 97630

Reference: R-70065 (Moss Flat)

Dear Mr. Anderson:

Thank you for your November 21, 1991 letter certifying the above referenced project was constructed in accordance with the approved plans and specifications.

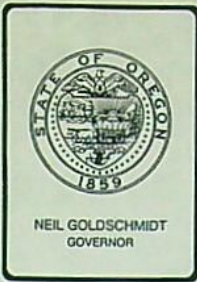
By copy of this letter Mr. Taylor is authorized to store water under the terms of Permit R-11248 as soon as he removes the forms and installs the trash rack on the outlet structure.

Sincerely,

Howard Daggett
Dam Safety Coordinator

COPY: Neil Taylor
Dennis Glender, Watermaster
R-70065





Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8455

November 2, 1990

Darryl Anderson
Anderson Engineering
PO Box 28
Lakeview, Oregon 97630

Dear Darryl:

REFERENCE: File R-70065

The plans and specifications for the Moss Flat Reservoir have been reviewed, approved and permits issued. Copies of the approved plans and specifications have been forwarded to Taylor Ranch, Inc. Because this structure exceeds the size limits for exempt structures, construction must be supervised by an engineer licensed to practice in Oregon. Since your office prepared the plans and specifications, I will assume that you will provide the required supervision and inspection. If this is incorrect, please advise me immediately.

Any deviations from the approved plans will require prior approval from this office. In the event that any deviations become necessary during construction, engineers are available from this office to work with you and are authorized to grant immediate approval.

No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.

On completion please issue this Department certification that all construction was performed in accordance with approved plans and specifications, or submit as constructed drawings showing all changes.

Please advise this office when construction starts so that we may schedule periodic field inspections. We are especially interested in seeing the foundation when the cutoff trench is completed.

Sincerely,

BARRY F. NORRIS
Engineer, Dam Safety

cc: Taylor Ranch, Inc.

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to use the waters of WHITE ROCK RESERVOIR CONSTRUCTED UNDER PERMIT R-6507, NORTH FORK COX CREEK AND TAYLOR RESERVOIR TO BE CONSTRUCTED UNDER APPLICATION R-70065, PERMIT R- , tributaries of COX CREEK, for IRRIGATION OF 30.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 575.3 ACRES.

This Permit is issued approving Application 70066. The date of priority is SEPTEMBER 14, 1989. The use is limited to not more than 0.38 CUBIC FEET PER SECOND from White Rock Reservoir for primary irrigation and 993 acre-feet from Taylor Reservoir for supplemental irrigation, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

WHITE ROCK RESERVOIR SE 1/4 SW 1/4, SECTION 26, T 37 S, R 20 E, W.M.;
1310 FEET NORTH AND 1820 FEET EAST FROM SE CORNER, SECTION 27.

UNNAMED TRIBUTARY OF COX CREEK and
TAYLOR RESERVOIR NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.;
147 FEET SOUTH AND 2127 FEET EAST FROM NW CORNER, SECTION 36.

NORTH FORK COX CREEK SE 1/4 SE 1/4, SECTION 26, T 36 S, R 19 E, W.M.;
547 FEET NORTH AND 702 FEET WEST FROM SE CORNER, SECTION 36.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage. This right shall be limited to any deficiency in the available supply of any prior right existing for the same land.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

PRIMARY FROM WHITE ROCK RESERVOIR & SUPPLEMENTAL FROM TAYLOR RESERVOIR

SW 1/4 NW 1/4 0.5 ACRE
NW 1/4 SW 1/4 11.0 ACRES
SECTION 26

SE 1/4 NE 1/4 6.4 ACRES
NE 1/4 SE 1/4 6.8 ACRES
NW 1/4 SE 1/4 2.2 ACRES
SE 1/4 SE 1/4 3.4 ACRES
SECTION 27

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

SUPPLEMENTAL FROM TAYLOR RESERVOIR

SE 1/4 SE 1/4 0.8 ACRE
SECTION 21

Application 70066

Water Resources Department

PERMIT xxxxx

SW 1/4 SW 1/4 28.9 ACRES
SECTION 22

NW 1/4 SW 1/4 10.2 ACRES
SW 1/4 SW 1/4 40.0 ACRES
SE 1/4 SW 1/4 18.6 ACRES
SECTION 26

NE 1/4 NE 1/4 7.2 ACRES
NW 1/4 NE 1/4 12.0 ACRES
SW 1/4 NE 1/4 30.4 ACRES
SE 1/4 NE 1/4 0.6 ACRE
NW 1/4 NW 1/4 27.1 ACRES
SW 1/4 NW 1/4 10.2 ACRES
SE 1/4 NW 1/4 34.6 ACRES
NE 1/4 SW 1/4 19.5 ACRES
NW 1/4 SW 1/4 2.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NE 1/4 SE 1/4 33.2 ACRES
NW 1/4 SE 1/4 37.6 ACRES
SW 1/4 SE 1/4 23.8 ACRES
SE 1/4 SE 1/4 33.9 ACRES
SECTION 27

NE 1/4 NE 1/4 1.2 ACRES
SECTION 28

NE 1/4 NE 1/4 40.0 ACRES
NW 1/4 NE 1/4 36.0 ACRES
SW 1/4 NE 1/4 38.0 ACRES
SE 1/4 NE 1/4 36.0 ACRES
SECTION 34

NE 1/4 NW 1/4 11.2 ACRES
NW 1/4 NW 1/4 33.5 ACRES
SW 1/4 NW 1/4 5.0 ACRES
SECTION 35

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

This project was considered and approved by the Water Resources Commission on

The water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted to the satisfaction of the watermaster.

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1992. Complete application of the water to the use shall be made on or before October 1, 1993.

This permit is for the beneficial use of water without waste. 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

Application 70066
Basin 13
70066.SCB/JS

Water Resources Department
Volume 1 Cox Creek & Misc.

PERMIT xxxxx
District 12



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

MEMORANDUM

TO: Water Resources Commission

FROM: Director *WJ*

SUBJECT: Agenda Item I, September 21, 1990, Water Resources Commission Meeting

Consideration for Approval of Applications R-70065 and 70066 to Store and Use Water from North Fork Cox Creek, Tributary to Thomas Creek for Irrigation and Supplemental Irrigation, Taylor Ranch, Lake County.

Background:

On September 14, 1989, Taylor Ranch submitted Applications R-70065 and 70066. Application R-70065 (Attachment 1) proposes to store up to 993 acre-feet of water in Taylor Reservoir from an unnamed stream, tributary to North Fork Cox Creek. The structure would be about 11 feet high. Application 70066 (Attachment 2) proposes to use up to 7.95 cfs from Taylor Reservoir and White Rock Reservoir for primary irrigation of 30.34 acres and supplemental irrigation of 575.3 acres. The project is located in the Goose and Summer Lakes Basin (Attachments 3 and 4).

The questions before the Commission are whether the issuance of permits for storage of up to 993 acre-feet of water behind a dam that is 11 feet high and for use of up to 7.95 cfs of water from storage would have a significant adverse effect on the public interest. OAR 690-11-080 (2)(a)(C) specifies that dams greater than 20 feet in height or impounding more than 100 acre-feet of water be referred to the Commission to make a public interest determination under ORS 537.170. OAR 690-11-080 (2)(a)(A) specifies that appropriations for greater than 5.0 cubic feet per second be referred to the Commission for the same reason.

Evaluation:

Taylor Reservoir is an earth-fill dam. The storage would be used to supplement stored water from White Rock Reservoir for irrigation.

The Goose and Summer Lakes Basin Program adopted in August 1988 allows for the development of a reservoir on any stream in the Goose Lake Subbasin, but requires consideration of the following items for reservoir construction:

- 1) The alternative sizing of the project to achieve a reasonable economic development of the proposed site.
- 2) The potential for use of the reservoir and any water which is stored and released for multiple beneficial uses.
- 3) The maintenance of natural flows downstream from the reservoir at levels sufficient to meet instream and out-of-stream needs.

These issues were considered by the applicant and reviewed by staff. Alternative sizing and multiple use were not major considerations. A multiple-purpose larger project would not be feasible because the drainage area is too small. The maintenance of natural flows will not be a factor because flows can be bypassed to meet downstream demand. In addition, the proposed project is located on a stream system that has very low flows in the late summer.

Notice of these applications were provided to the public. The Oregon Department of Fish and Wildlife reviewed the project and submitted a "no comment" response. They concluded that the proposed project was a headwater reservoir and no fish were involved. WaterWatch of Oregon requested information about water availability. This staff report answers their request.

According to the watermaster, Cox Creek has been adjudicated and regulation rarely occurs. The stream has high flows during the spring and low flows during the summer. Flow should be sufficient to fill the reservoir. The reservoir would fill during the winter and early spring months. The watermaster would require that measuring devices be installed to provide for distribution. He would require a measuring device in the North Fork channel with a lockable screw headgate in the diversion ditch supplying the reservoir. Weirs would be needed below the reservoir outlet and in the ditch leading to White Rock Reservoir. The permit will require measuring devices be installed subject to watermaster approval.

According to the information from the watermaster and ODFW, the use of water poses no problems for the stream system or other natural resources in the area. Staff does not believe that this proposal would have a significant adverse effect on the public interest.

The Dam Safety Section has reviewed the plans and the conditions are part of the proposed permit (Attachment 5).

Alternatives:

1. Find that the proposed use of water may have a significant adverse effect on the public interest, and schedule a hearing to assist the Commission in making its determination.
2. Find that the proposed use of water would not have a significant adverse effect on the public interest, and authorize the Director to issue the permits with the appropriate conditions.

Summation:

The proposed storage and use of water is for primary and supplemental irrigation. The applicant would store up to 993 acre-feet of water and use the storage for irrigation. Water is available, and its use should not have a significant adverse effect on the water resources in the basin.

Director's Recommendation:

The staff recommends Alternative 2, that the Commission find that the proposed use of water would not have a significant adverse effect on the public interest and authorize the Director to issue the permits.

Attachments:

- 1) Copy of Application R-70065
- 2) Copy of Application 70066
- 3) Copy of location map
- 4) Copy of project map
- 5) Copy of Draft Permits

Jake Szramek
378-3066
August 20, 1990

cc: Taylor Ranch, Applicant
ODFW Portland Office
Watermaster, District 12
WaterWatch

Application No. R. 70065

Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIVED

Application for a Permit to Construct a Reservoir SEP 14 1989

WATER RESOURCES DEPT
SALEM, OREGON

I, Taylor Ranch, Inc.
(Name of Applicant)

of 606 South G Street, Lakeview
(Mailing Address) (City)

State of Oregon, 97630, Phone No. (503) 947-2869
(Zip Code)

do hereby make application for a permit to construct the Taylor reservoir

and to store the unappropriated waters of the State of Oregon, subject to existing rights. (N.F.) ☺

1. The name of the stream from which the reservoir is to be filled is unnamed fork of Cox Creek
tributary to Cox Creek.

2. If not in channel of a stream, state how it is to be filled. Some water will be diverted to
reservoir from the North fork of Cox Creek.

3. The dam will be located in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36,
Township 36, Range 19, W. M.

4. The maximum height will be 11 feet above stream bed or ground surface at the
centerline. The top width will be 12 feet, slope of upstream face 3:1,
slope of downstream face 2:1, and height of dam above water line when full
4.5 feet.

5. The dam will be (check one) earthfill, concrete, flashboard, other.

If "other", give description:

6. Give the location, description, and dimensions of the outlet conduit: An 18" outlet conduit

located through the dam in the center line of the existing stream channel. The
(All dams across natural stream channels must be provided with an outlet conduit, of such capacity and location to pass the normal flow of the stream at any time)
outlet conduit shall be asphalt-coated CMP with anti-seep collars.

PC-NCR
9.15 ☺

Application No. 70065

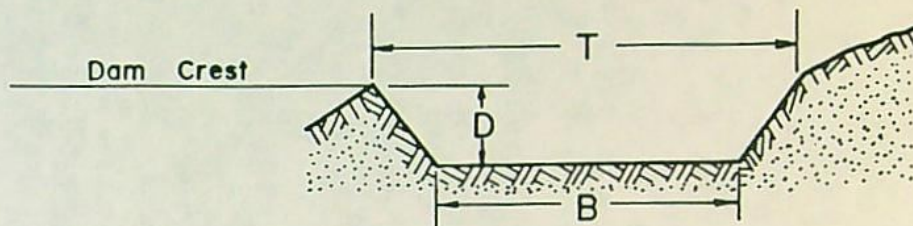
Permit No.

7. The impounded water will be used for... supplemental storage for existing reservoir
and permit #R6507 and 40829

8. The amount of water to be stored is 993 acre feet.

9. The area submerged by the reservoir, when full, will be 199 acres,
and the maximum depth of water will be 6.5 feet.

10. Give the location and dimensions of the spillway around dam (west end)
(State whether over or around dam)



The bottom width of the spillway, *B*, will be 14 feet.

The top width of the spillway, *T*, will be 27.5 feet.

The distance between the crest of the dam and the crest of the spillway, *D*, will be 4.5 feet.
(Must be at least 2 1/2 feet)

If any other type of spillway describe and give dimensions:

.....
.....
.....
.....

11. Construction work will begin on or before October 15, 1989

12. Construction work will be completed and the reservoir filled by April 1, 1991

Remarks: This Reservoir is being constructed to provide additional storage
..... of water to supplement the White Rock Reservoir covered under permit R6507 and
..... 40829. Water will be gathered from the watershed of the unnamed fork of Cox
..... Creek and also diverted to the Reservoir from the North fork of Cox Creek as
..... shown on the map. A 2 acre foot minimum pool will be left in the Reservoir for

fire protection use by Fremont Lumber Company.

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Taylor Ranch Inc.
Signature of Applicant
By C. J. Taylor sec.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this day of, 19.....

Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

14th day of September, 1949, at 3 o'clock P.M.

Application No. 70065

Permit No.....

Application No. 70066

Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED

SEP 14 1989

I, Taylor Ranch, Inc. (Name of Applicant) WATER RESOURCES DEPT.
SALEM, OREGON

of 606 South "G" Street (Mailing Address), Lakeview (City)

State of Oregon (Zip Code) 97630 Phone No. (503) 947-2869 do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

White Rock Reservoir (Primary)
Taylor Reservoir (Supplemental)

1. The source of the proposed appropriation is

located on Cox Creek Watershed, a tributary of Goose Lake
(Primary)

2. The point of diversion is to be located 1310 ft. N. and 1820 ft. E.
(N. or S.) (E. or W.)

from the SE corner of Section 27, T. 37 S., R. 20 E.
(Public Land Survey Corner)

Supplemental diverted at Taylor Reservoir located 147' South and 2127' East
(If there is more than one point of diversion, each must be described)

of the Northwest corner of Section 36, Township 36 South, Range 19 East. Diversion
into Taylor Reservoir located 547' North and 702' West of the SE corner of Section
(Primary) SE SW
26. being within the NE ¼ of the NW ¼ of

Sec. 36 Tp. 36 R. 20 E., W. M. in the county of Lake
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated
PRIMARY RIGHTS	From White	Rock Reservoir	(From Taylor	Reservoir Supplemental)
37	20	26	NW ¼ of SW ¼	11.0 Acres
37	20	26	SW ¼ of NW ¼	.5 "
37	20	27	SE ¼ of SE ¼	3.4 "
37	20	27	NE ¼ of SE ¼	6.8 "
37	20	27	NW ¼ of SE ¼	2.2 "
37	20	27	SE ¼ of NE ¼	6.4 "

PC-0.14 (C) ✓

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated
JPPLEMENTAL	RIGHTS	(From Taylor	Reservoir)	
37	20	21	SE¼ of SE¼	0.8 Acres
37	20	22	SW¼ of SW¼	28.9 " "
37	20	26	NW¼ of SW¼	10.2 " "
37	20	26	SW¼ of SW¼	40.0 " "
37	20	26	SE¼ of SW¼	18.6 " "
37	20	27	NW¼ of NW¼ ✓	27.1 " "
37	20	27	SW¼ of NW¼ ✓	10.2 " "
37	20	27	SE¼ of NW¼ ✓	34.6 " "
37	20	27	NW¼ of SW¼ ✓	2.4 " "
37	20	27	NE¼ of SW¼ ✓	19.5 " "
37	20	27	SE¼ of SW¼ ✓	3.4 " "
37	20	27	NW¼ of NE¼ ✓	12.0 " "
37	20	27	NE¼ of NE¼ ✓	7.2 " "
37	20	27	SW¼ of NE¼ ✓	30.4 " "
37	20	27	NW¼ of SE¼ ✓	37.6 " "
37	20	27	SW¼ of SE¼ ✓	23.8 " "
37	20	27	SE¼ of NE¼ ✓	.6 " "
37	20	27	NE¼ of SE¼ ✓	33.2 " "
37	20	27	SE¼ of SE¼ ✓	33.9 " "
37	20	28	NE¼ of NE¼ ✓	1.2 " "
37	20	34	NE¼ of NE¼ ✓	40.0 " "
37	20	34	NW¼ of NE¼ ✓	36.0 " "
37	20	34	SW¼ of NE¼ ✓	38.0 " "
37	20	34	SE¼ of NE¼ ✓	36.0 " "
37	20	35	NW¼ of NW¼	33.5 " "
37	20	35	NE¼ of NW¼	11.2 " "
37	20	35	SW¼ of NW¼	5.0 " "

Application No. 70064
 Permit No.

WATER RESOURCES DEPT.
 SALEM, OREGON

SEP 14 1989

PREPARED

4. The amount of water which the applicant intends to apply to beneficial use is 7.95 cfs
0.38 CFS Primary 30.3 ac
cubic feet per second 7.57 CFS Supplemental 605.6 ac } from map. Q
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is irrigation.

6.

DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

Supplemental water will be conveyed to White Rock Reservoir and placed on irrigated acres as per Certificates 26919, 26921 and Permits 34204, 28099, 6507 and 40829.

The area noted in the Primary Application is under an existing pivot sprinkler system. Water is pumped from the point of diversion to the pivot through a 12" mainline.

If for domestic use state number of families to be supplied

7. Construction work will begin on or before October 1, 1989

8. Construction work will be completed on or before October 1, 1990

9. The water will be completely applied to the proposed use on or before July 1, 1991

Application No. 70066

Permit No. _____

Remarks:.....
.....
.....
.....
.....
.....
.....

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Taylor Ranch Inc
Signature of Applicant
by C. J. Taylor

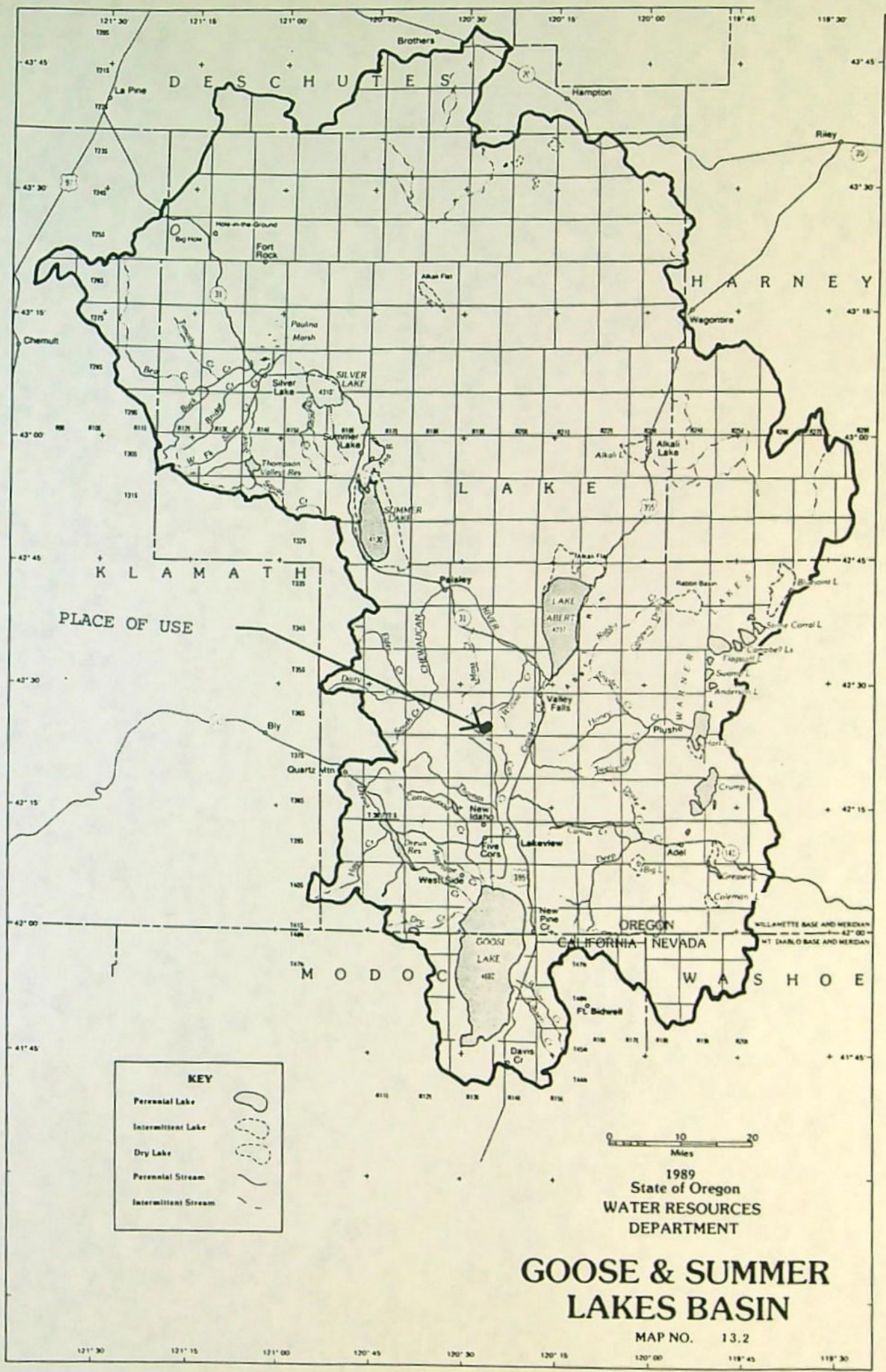
This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....
.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before, 19.....

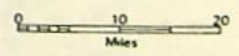
WITNESS my hand this day of....., 19.....
..... Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the
14th day of September, 1989, at 3 o'clock
P.M.
Application No. 70066 Permit No.



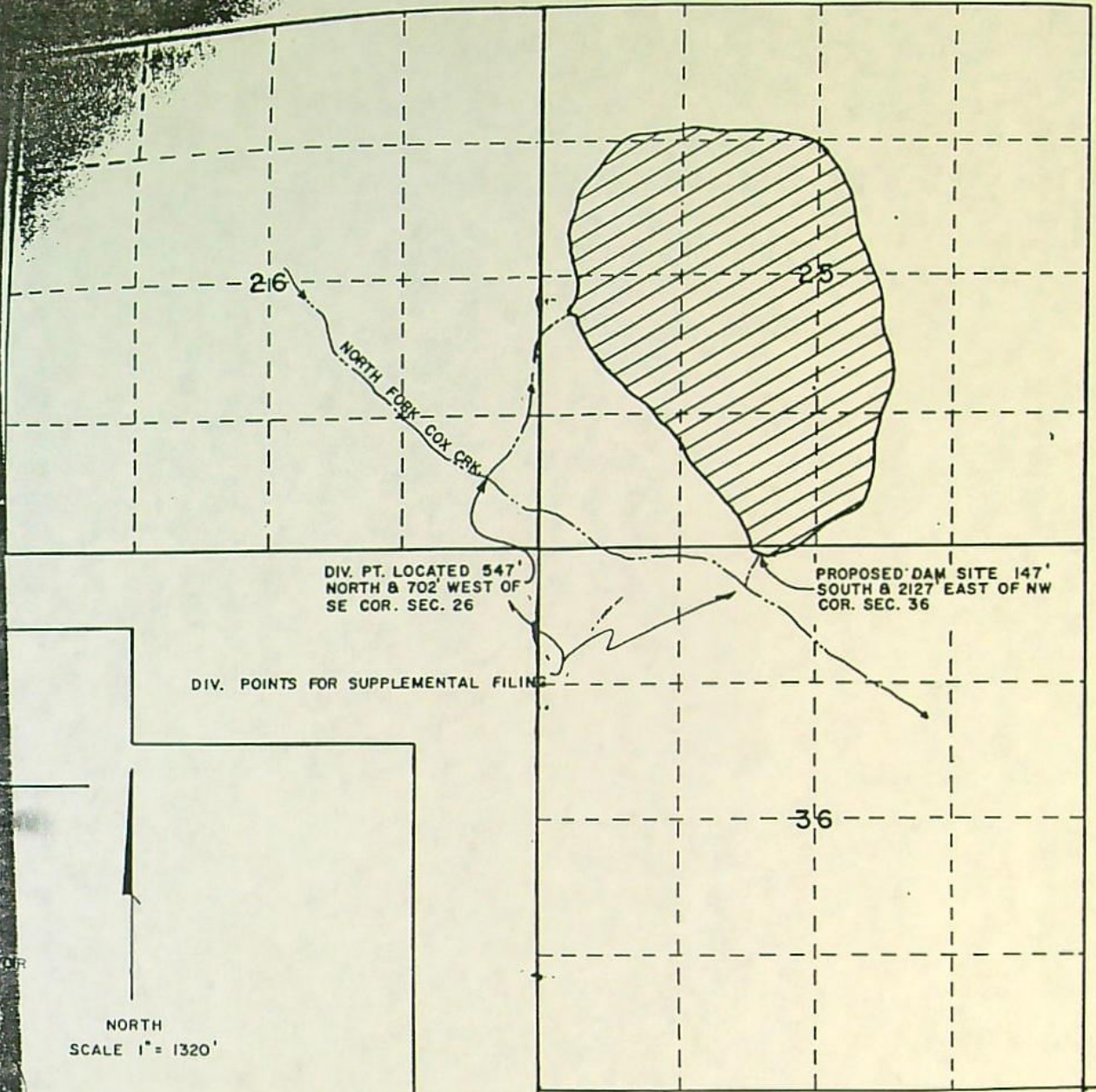
KEY	
Perennial Lake	
Intermittent Lake	
Dry Lake	
Perennial Stream	
Intermittent Stream	



1989
State of Oregon
WATER RESOURCES
DEPARTMENT

GOOSE & SUMMER LAKES BASIN

MAP NO. 13.2



DIV. PT. LOCATED 547'
NORTH & 702' WEST OF
SE COR. SEC. 26

PROPOSED DAM SITE 147'
SOUTH & 2127' EAST OF NW
COR. SEC. 36

DIV. POINTS FOR SUPPLEMENTAL FILING

NORTH
SCALE 1" = 1320'

T 37S R 20E

R 19E
R 20E

POINT OF DIVERSION
820' EAST & 1310' NORTH OF
SE CORNER OF SECTION 27
(FOR PRIMARY FILING)

TOTAL ACRES IRRIGATED THIS FILING

PRIMARY 30.3

STATE OF OREGON

COUNTY OF LAKE

PERMIT TO CONSTRUCT A RESERVOIR AND TO
STORE FOR BENEFICIAL USE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to construct TAYLOR RESERVOIR and store the waters of AN UNNAMED STREAM, a tributary of NORTH FORK COX CREEK, to be appropriated under Application 70066, Permit , for SUPPLEMENTAL IRRIGATION.

This Permit to store waters is issued approving Reservoir Application R-70065. The date of priority is SEPTEMBER 14, 1989. The amount of water entitled to be stored each year is not more than 993.0 ACRE-FEET.

The dam will be located as follows:

NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.

The area submerged by the reservoir, when full, will be 199.0 acres and the maximum depth of water will be 6.5 feet.

The area to be submerged by the reservoir is described as follows:

SW 1/4 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 25

NE 1/4 NW 1/4
SECTION 36
TOWNSHIP 36 SOUTH, RANGE 19 EAST, W.M.

This project was considered and approved by the Water Resources Commission on

The construction, operation and maintenance of the reservoir will be subject to the following conditions:

1. The structure shall be constructed under the supervision of a registered engineer licensed in Oregon.
2. The structure shall be constructed, operated and maintained in accordance with the approved plans and specifications and with the design intent.
3. No water shall be stored until this department receives written certification from the engineer that construction has been completed in accordance with the approved plans and specifications, and written authorization for storage is received from this department.

4. The outlet gate shall be cycled at least once each year in order to assure smooth operation.
5. The embankment and spillway shall be kept clear of trees, brush and other debris.
6. The embankment shall be kept free of burrowing animals.
7. No fill shall be placed until excavation of the cutoff trench has been completed in its entirety and approved by the engineer.
8. A new topographical map and area-capacity curve, prepared by an engineer, must be submitted to this department if earth material is removed from the storage area during construction.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1992. The reservoir shall be filled, and complete application of the stored water to the use shall be made on or before October 1, 1993.

This permit is for the storage of water for future beneficial use without waste. 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 storage of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

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

THIS PERMIT IS HEREBY ISSUED TO

TAYLOR RANCH, INC.
606 SOUTH G STREET
LAKEVIEW, OREGON 97630

503-947-2869

to use the waters of WHITE ROCK RESERVOIR CONSTRUCTED UNDER PERMIT R-6507, NORTH FORK COX CREEK AND TAYLOR RESERVOIR TO BE CONSTRUCTED UNDER APPLICATION R-70065, PERMIT R- , tributaries of COX CREEK, for IRRIGATION OF 30.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 575.3 ACRES.

This Permit is issued approving Application 70066. The date of priority is SEPTEMBER 14, 1989. The use is limited to not more than 0.38 CUBIC FEET PER SECOND from White Rock Reservoir for primary irrigation and 993 acre-feet from Taylor Reservoir for supplemental irrigation, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

WHITE ROCK RESERVOIR SE 1/4 SW 1/4, SECTION 26, T 37 S, R 20 E, W.M.;
1310 FEET NORTH AND 1820 FEET EAST FROM SE CORNER, SECTION 27.

UNNAMED TRIBUTARY OF COX CREEK and
TAYLOR RESERVOIR NE 1/4 NW 1/4, SECTION 36, T 36 S, R 19 E, W.M.;
147 FEET SOUTH AND 2127 FEET EAST FROM NW CORNER, SECTION 36.

NORTH FORK COX CREEK SE 1/4 SE 1/4, SECTION 26, T 36 S, R 19 E, W.M.;
547 FEET NORTH AND 702 FEET WEST FROM SE CORNER, SECTION 36.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage. This right shall be limited to any deficiency in the available supply of any prior right existing for the same land.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

PRIMARY FROM WHITE ROCK RESERVOIR & SUPPLEMENTAL FROM TAYLOR RESERVOIR

SW 1/4 NW 1/4 0.5 ACRE
NW 1/4 SW 1/4 11.0 ACRES
SECTION 26

SE 1/4 NE 1/4 6.4 ACRES
NE 1/4 SE 1/4 6.8 ACRES
NW 1/4 SE 1/4 2.2 ACRES
SE 1/4 SE 1/4 3.4 ACRES
SECTION 27

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

SUPPLEMENTAL FROM TAYLOR RESERVOIR

SE 1/4 SE 1/4 0.8 ACRE
SECTION 21

Application 70066

Water Resources Department

PERMIT xxxxxx

SW 1/4 SW 1/4 28.9 ACRES
SECTION 22

NW 1/4 SW 1/4 10.2 ACRES
SW 1/4 SW 1/4 40.0 ACRES
SE 1/4 SW 1/4 18.6 ACRES
SECTION 26

NE 1/4 NE 1/4 7.2 ACRES
NW 1/4 NE 1/4 12.0 ACRES
SW 1/4 NE 1/4 30.4 ACRES
SE 1/4 NE 1/4 0.6 ACRE
NW 1/4 NW 1/4 27.1 ACRES
SW 1/4 NW 1/4 10.2 ACRES
SE 1/4 NW 1/4 34.6 ACRES
NE 1/4 SW 1/4 19.5 ACRES
NW 1/4 SW 1/4 2.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NE 1/4 SE 1/4 33.2 ACRES
NW 1/4 SE 1/4 37.6 ACRES
SW 1/4 SE 1/4 23.8 ACRES
SE 1/4 SE 1/4 33.9 ACRES
SECTION 27

NE 1/4 NE 1/4 1.2 ACRES
SECTION 28

NE 1/4 NE 1/4 40.0 ACRES
NW 1/4 NE 1/4 36.0 ACRES
SW 1/4 NE 1/4 38.0 ACRES
SE 1/4 NE 1/4 36.0 ACRES
SECTION 34

NE 1/4 NW 1/4 11.2 ACRES
NW 1/4 NW 1/4 33.5 ACRES
SW 1/4 NW 1/4 5.0 ACRES
SECTION 35

TOWNSHIP 37 SOUTH, RANGE 20 EAST, W.M.

This project was considered and approved by the Water Resources Commission on

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

This permit is for the beneficial use of water without waste. 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

Application 70066
Basin 13
70066.SCB/JS

Water Resources Department
Volume 1 Cox Creek & Misc.

PERMIT xxxxx
District 12

**ANDERSON
ENGINEERING & SURVEYING**

618 South 1st Street
P.O. Box 28
LAKEVIEW, OREGON 97630

(503) 947-4407

TO Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

LETTER OF TRANSMITTAL

DATE	April 24, 1990	JOB NO.	8952
ATTENTION			
RE:			
RECEIVED			
APR 26 1990			
WATER RESOURCES DEPT SALEM, OREGON			

> WE ARE SENDING YOU Attached Under separate cover via _____ the following items:

- Shop drawings Prints Plans Samples Specifications
 Copy of letter Change order _____

COPIES	DATE	NO.	DESCRIPTION
1			Memorandum of Understanding between Fremont Sawmill & Taylor Ranch

THESE ARE TRANSMITTED as checked below:

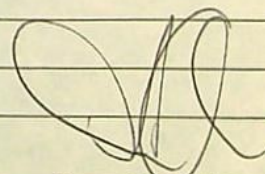
- For approval Approved as submitted Resubmit _____ copies for approval
 For your use Approved as noted Submit _____ copies for distribution
 As requested Returned for corrections Return _____ corrected prints
 For review and comment _____
 FOR BIDS DUE _____ 19 _____ PRINTS RETURNED AFTER LOAN TO US

REMARKS _____

The enclosed information is to be added to the applications submitted by the Taylor Ranch, Inc., 606 South "G" Street, Lakeview, Oregon 97630. The application files are R-70065 and 70066.

If you have any questions, please give me a call.

COPY TO _____

SIGNED:  Darryl Anderson, P.E., P.L.S.

MEMORANDUM OF UNDERSTANDING

WHEREAS, Fremont Sawmill, a division of Ostrander Construction Company, an Oregon corporation, hereafter called "Fremont," has leased to Taylor Ranch, Inc., an Oregon corporation, hereafter called "Taylor," certain real property for the purpose of grazing livestock; and,

WHEREAS, the parties are desirous of making certain improvements to the property, including but not limited to the impounding of water on Moss Flat located in Section 25, Township 36 South, Range 19 East of the Willamette Meridian, which impounding of water would be beneficial in that it would allow utilization of the impounded water later in the grazing season for irrigation and stock watering purposes;

NOW, THEREFORE, IT IS AGREED as follows:

1. Fremont shall apply to the Water Resources Department of the State of Oregon for a permit to divert water from the North Fork of Cox Creek and impound such water along with other water in Moss Flat. Taylor shall apply to the Water Resources Department for a permit to utilize such impounded water for irrigation and stock watering purposes on Taylor's deed land at White Rock.

2. All costs and expenses in connection with these applications, including the improvements necessary to comply therewith, shall be the obligation of Taylor, ~~except Fremont agrees to provide to Taylor those certain pipes and headgates which Fremont now has in its possession with the intent that such~~

B. E.
C. J. T.

~~pipes and headgates shall be utilized as the control structure on the outlet of Moss Flat.~~

3. Upon the termination of the grazing lease between the parties for any reason whatsoever, the improvements and permits contemplated by this Memorandum of Understanding upon the leased premises shall remain with the leased premises, and the ownership thereof shall be solely in Fremont. In this regard, Taylor waives any claim for reimbursement for expenses incurred by Taylor in connection with such improvements and permits.

4. Fremont and Taylor agree to execute any and all documents necessary or desirable to enable the parties to carry out the intent of this Memorandum of Understanding. Fremont authorizes Taylor to make the improvements contemplated by the parties hereto; provided, however, that Fremont reserves the right to cancel Taylor's right to use Moss Flat as a reservoir site upon the termination of the grazing lease agreement between the parties.

5. The parties acknowledge that this Memorandum of Understanding is merely to show the preliminary intent of the parties and that a more formal document is expected to be entered into after the parties have acquired additional information in connection with the proposed project.

DATED this 10 day of April, 1989-1990 ^{B.E. C.J.T.}

FREMONT, SAWMILL:

TAYLOR RANCH, INC.

by _____

by C.J.T.

by _____

by _____

RECEIVED

NOV 13 1989

WATER RESOURCES DEPT.
SALEM, OREGON

WATERWATCH of OREGON, Inc.
Route 2, Box 925
Hillsboro, Oregon 97123

(503) 628-1071

Director
Water Resources Department
3850 Portland RD. NE
Salem, Oregon 97310

Date: November 13, 1989

Gentlemen:

Waterwatch request that information on permit application # 70065 in the name of Taylor Ranch, Inc. be provided as follows:

1. Water availability in cfs for each month of the year in the source below the diversion of the proposed appropriation which provides or could provide public uses (ORS 537.332(4)).
2. The methods, standards, and criteria of how water availability was calculated.
3. The protection now provided for public uses below the diversion in the source of the proposed appropriation.

Sincerely,
Audrey J. Simmons
Audrey J. Simmons

President, Waterwatch,



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

September 25, 1989

Taylor Ranch, Inc.
606 South "G" Street
Lakeview, OR 97630

REFERENCE: Files R-70065 and 70066

We received your application on September 14, 1989, describing the proposed storage of 993 acre-feet of water from unnamed fork of Cox Creek for supplemental storage for existing reservoir under Permit R-6507.

We also received your application describing the proposed use of 7.95 cubic foot per second of water from White Rock Reservoir and Taylor Reservoir for primary irrigation of 30.3 acres and supplemental irrigation of 605.6 acres.

Supporting data and fees in the amount of \$400 were also received. Our Receipts 58967 and 58968 are enclosed. The applications have been assigned file numbers R-70065 and 70066 and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees, can be considered for approval by issuance of a permit following a mandatory 30-day waiting period and after public interest matters are resolved. Applications which require additional information will be returned for correction and/or completion. If you feel that a delay in the processing of the application will cause a hardship, please advise.

If the applications are approved, the use of water will be subject to the Water Resources Commission's Basin Program statements, instream flows, and demands of prior rights during periods of low water.

Sincerely,

STEPHEN C. BROWN
Water Rights Specialist
Applications/Permit Section
SCB:tcb
Enclosures
cc: Darryl J. Anderson, CWRE

Application No. R. 70065

Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT RECEIVED

Application for a Permit to Construct a Reservoir SEP 14 1989

WATER RESOURCES DEPT. SALEM, OREGON

I, Taylor Ranch, Inc.
(Name of Applicant)

of 606 South G Street, Lakeview
(Mailing Address) (City)

State of Oregon, 97630, Phone No. (503) 947-2869
(Zip Code)

do hereby make application for a permit to construct the Taylor reservoir
and to store the unappropriated waters of the State of Oregon, subject to existing rights.

1. The name of the stream from which the reservoir is to be filled is unnamed fork of Cox Creek
tributary to Cox Creek.

2. If not in channel of a stream, state how it is to be filled. Some water will be diverted to
reservoir from the North fork of Cox Creek.

3. The dam will be located in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36,
Township 36, Range 19, W. M.

4. The maximum height will be 11 feet above stream bed or ground surface at the
centerline. The top width will be 12 feet, slope of upstream face 3:1,
slope of downstream face 2:1, and height of dam above water line when full
4.5 feet.

5. The dam will be (check one) earthfill, concrete, flashboard, other.
If "other", give description:

6. Give the location, description, and dimensions of the outlet conduit: An 18" outlet conduit
located through the dam in the center line of the existing stream channel. The
(All dams across natural stream channels must be provided with an outlet conduit, of such capacity and location to pass the normal flow of the stream at any time)
outlet conduit shall be asphalt-coated CMP with anti-seep collars.

PC-NCR
9.15
Zci

Application No. 70065

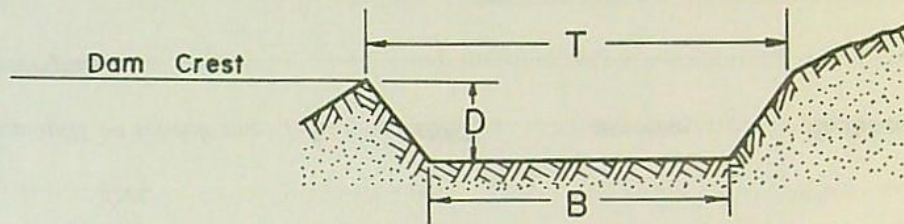
Permit No.

7. The impounded water will be used for supplemental storage for existing reservoir
and permit #R6507 and 40829

8. The amount of water to be stored is 993 acre feet.

9. The area submerged by the reservoir, when full, will be 199 acres,
and the maximum depth of water will be 6.5 feet.

10. Give the location and dimensions of the spillway around dam (west end)
(State whether over or around dam)



The bottom width of the spillway, B, will be 14 feet.

The top width of the spillway, T, will be 27.5 feet.

The distance between the crest of the dam and the crest of the spillway, D, will be 4.5 feet.
(Must be at least 2 1/2 feet)

If any other type of spillway describe and give dimensions:

.....
.....
.....
.....

11. Construction work will begin on or before October 15, 1989.

12. Construction work will be completed and the reservoir filled by April 1, 1991.

Remarks: This Reservoir is being constructed to provide additional storage
of water to supplement the White Rock Reservoir covered under permit R6507 and
40829. Water will be gathered from the watershed of the unnamed fork of Cox
Creek and also diverted to the Reservoir from the North fork of Cox Creek as
shown on the map. A 2 acre foot minimum pool will be left in the Reservoir for

REPRODUCED FROM THE ORIGINAL RECORDS OF THE DIVISION OF ENGINEERING, DEPARTMENT OF TRANSPORTATION AND UTILITIES, STATE OF OREGON

8-10092

fire protection use by Fremont Lumber Company.

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Taylor Ranch Inc
Signature of Applicant
By C. J. Taylor sec.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this day of, 19.....

Water Resources Director

By

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 14th day of September, 1989, at 3 o'clock P.M.

Application No. 70065

Permit No.....

Application No. 70065

Permit No.

**Permit to Construct a Reservoir
and Store for Beneficial Use the Public Waters
of the State of Oregon**

This is to certify that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions. The right herein granted is limited to the construction of

.....
.....
.....
.....
.....
.....

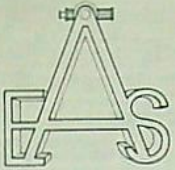
The right hereunder shall be limited to the storage of acre feet.

The priority date of this permit is

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

WITNESS my hand this day of, 19.....

.....
Water Resources Director



Anderson Engineering & Surveying

Professional Engineers & Land Surveyors

Application No. 70065
Permit No.

RECEIVED
SEP 14 1989
WATER RESOURCES DEPT.
SALEM, OREGON

September 13, 1989

Water Resources Department
3850 Portland Road, N.E.
Salem, OR 97310

Dear Sir:

I am enclosing an application for a permit to construct a reservoir for Taylor Ranch, Inc.. The location of the reservoir is at Moss Flat, and the property is owned by Fremont Sawmill. The mill is in agreement with the reservoir construction, but had not completed the written agreement. As soon as I receive the agreement it will be forwarded to Water Resources.

If there are any questions, please give me a call.

Sincerely,

Darryl Anderson
P.E., P.L.S.

Enclosures

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

TAYLOR WESTSIDE RANCH INC.
 TAYLOR, CORNELIUS
 21732 HWY 395
 LAKEVIEW, OR 97630 S-72060



9590 9402 1280 5246 7535 80

2. Article Number (Transfer from service label)

7016 0340 0000 2325 9893

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *C. J. Taylor*

- Agent
 Addressee

B. Received by (Printed Name)

C. J. Taylor

C. Date of Delivery

6-13-16

- D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

RECEIVED

JUN 17 2016

OWRD

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

As soon as you know your new address, mail this card to all the people, businesses, and publications who send you mail.

For publications, tape an old address label over name and old address sections and complete new address.

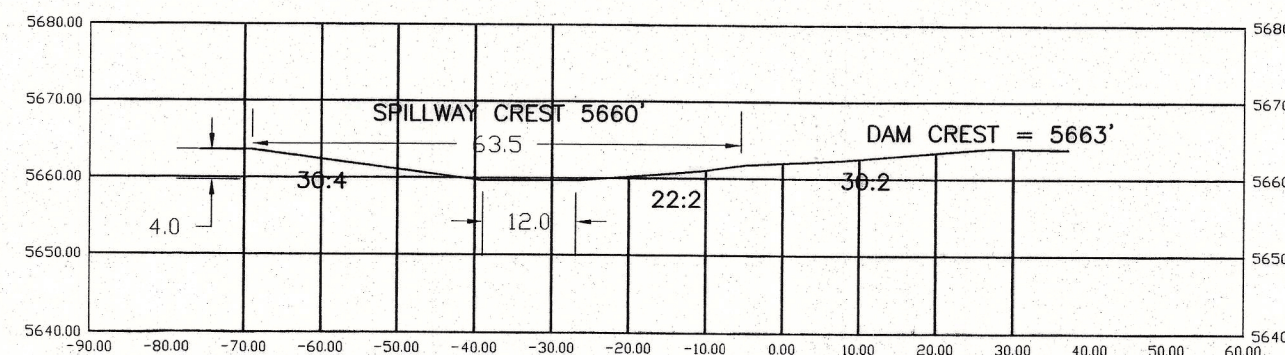
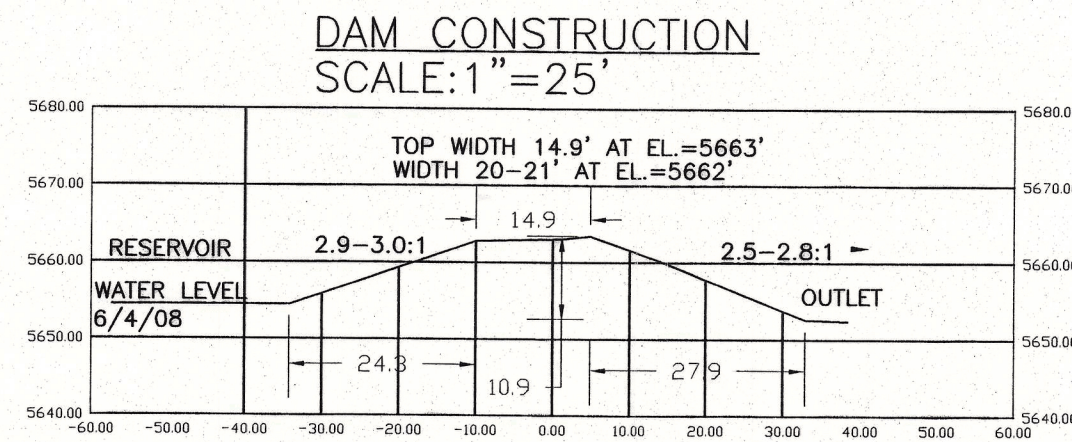
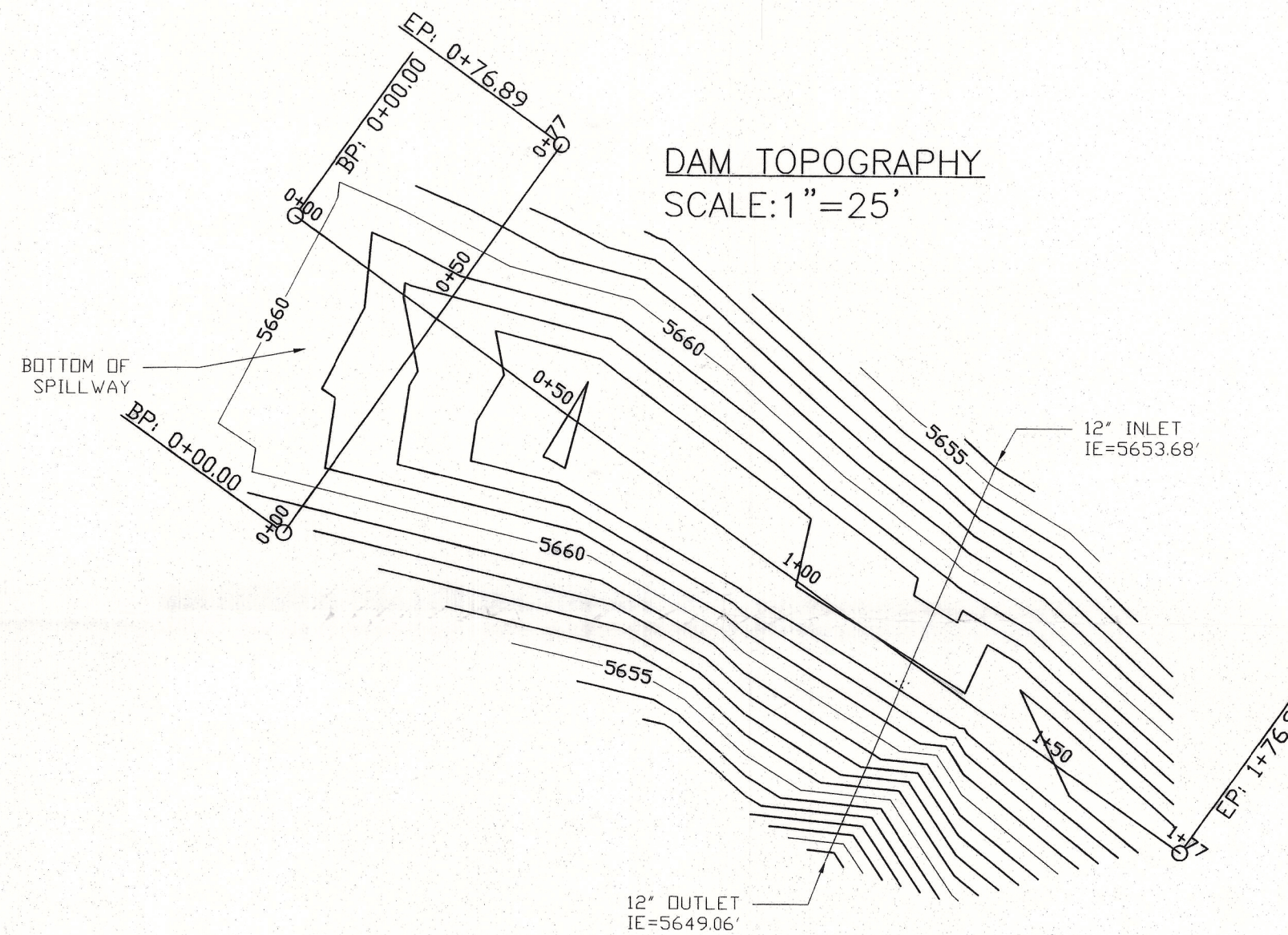
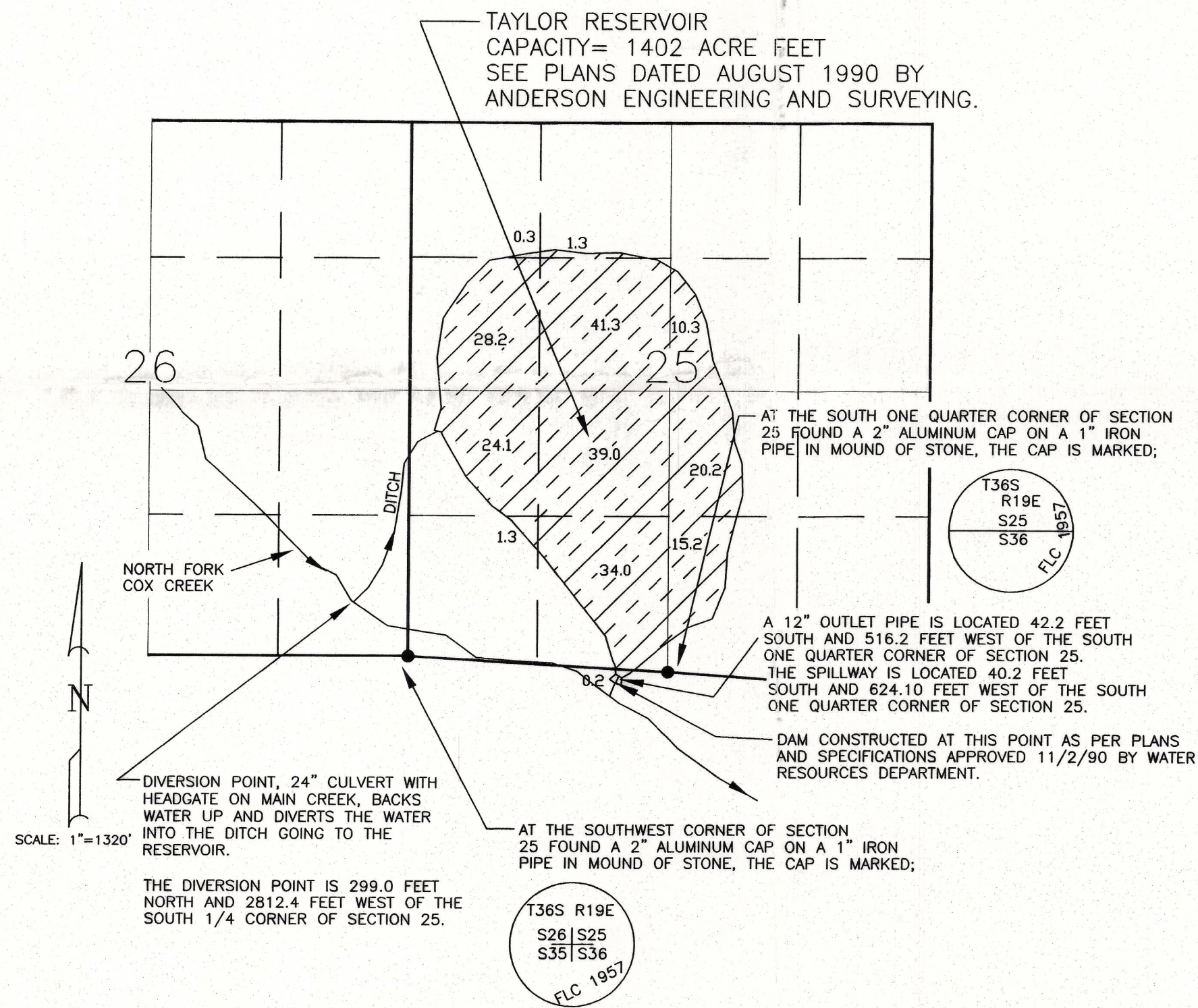
Your Name	Print or Type—Last Name, First Name, Middle Initial <i>Taylor Ranch Inc</i>				
	Old Address	No. and Street <i>606 South G Street</i>	Apt./Suite No.	P.O. Box	R.R. No.
City <i>Lakeview, Or.</i>		State	ZIP Code 		
New Address	No. and Street <i>HC 64, Box 415</i>	Apt./Suite No.	P.O. Box	R.R. No.	Rural Box No.
	City <i>Lakeview, OR 97630</i>	State	ZIP Code 		
Sign Here	Signature <i>C. J. Taylor</i>	Date new address in effect <i>1/1 90</i>		Account No. (if any)	

FINAL PROOF SURVEY

FOR
TAYLOR WESTSIDE RANCH INC.
21732 HIGHWAY 395
LAKEVIEW, OREGON 97630

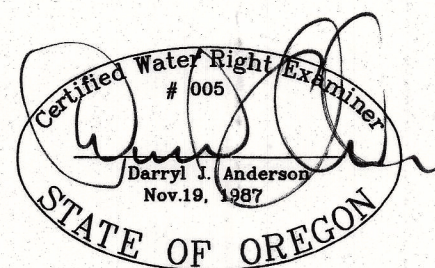
APPLICATION NO. R-70065

PERMIT NO. R-11248



LEGEND

- SECTION LINE
- 1/4 SECTION LINE
- 1/16 SECTION LINE



RENEWAL 12/31/09

RECEIVED

SEP 16 2008

WATER RESOURCES DEPT
 SALEM, OREGON

PREPARED BY:
 TAYLOR RANCH INC.
 NEIL TAYLOR
 21732 HIGHWAY 395
 LAKEVIEW, OREGON 97630
 (541) 947-2869

PREPARED BY:
 ANDERSON ENGINEERING AND SURVEYING
 17681 HWY 395
 P.O. BOX 28
 LAKEVIEW, OREGON 97630
 (541) 947-4407 FAX 947-2321

SEPTEMBER 27, 1994 SHEET 1 OF 1

COBU MAP # 0399

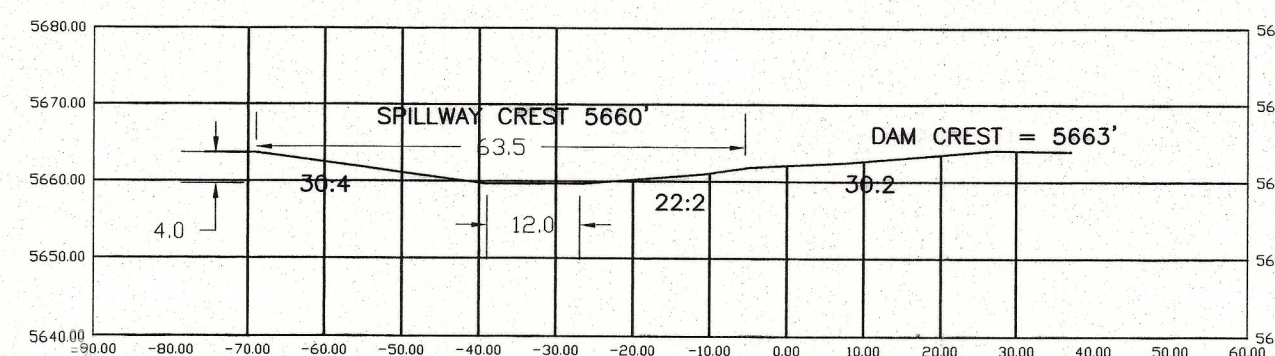
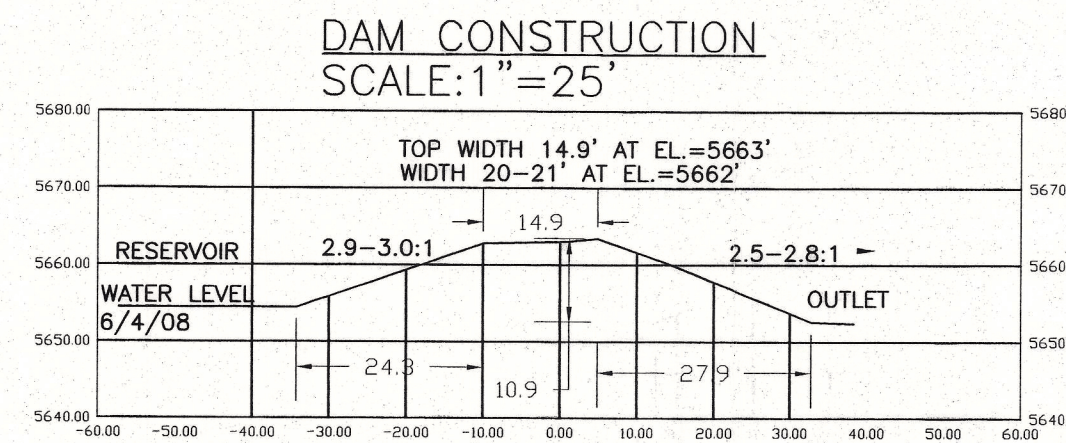
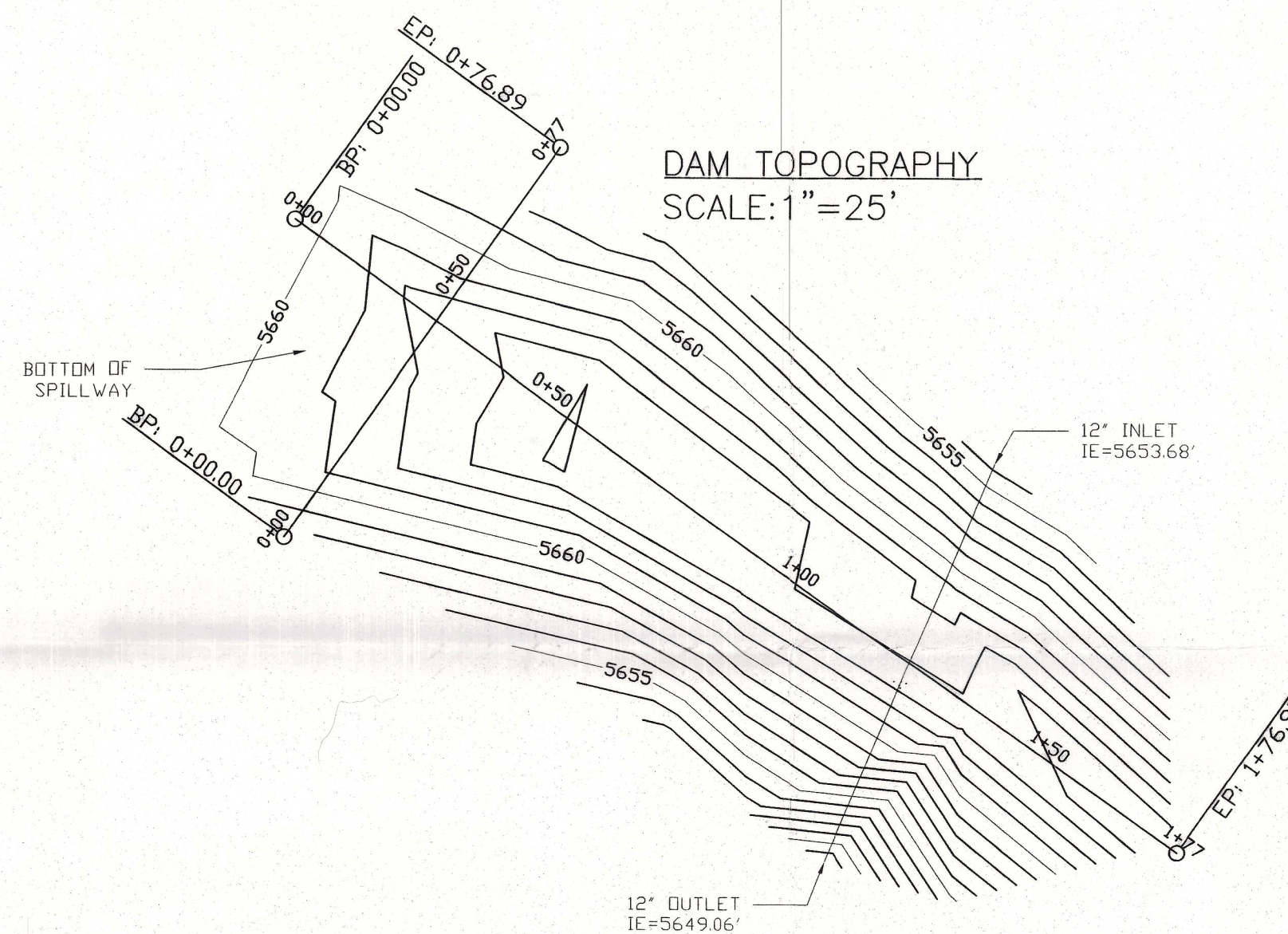
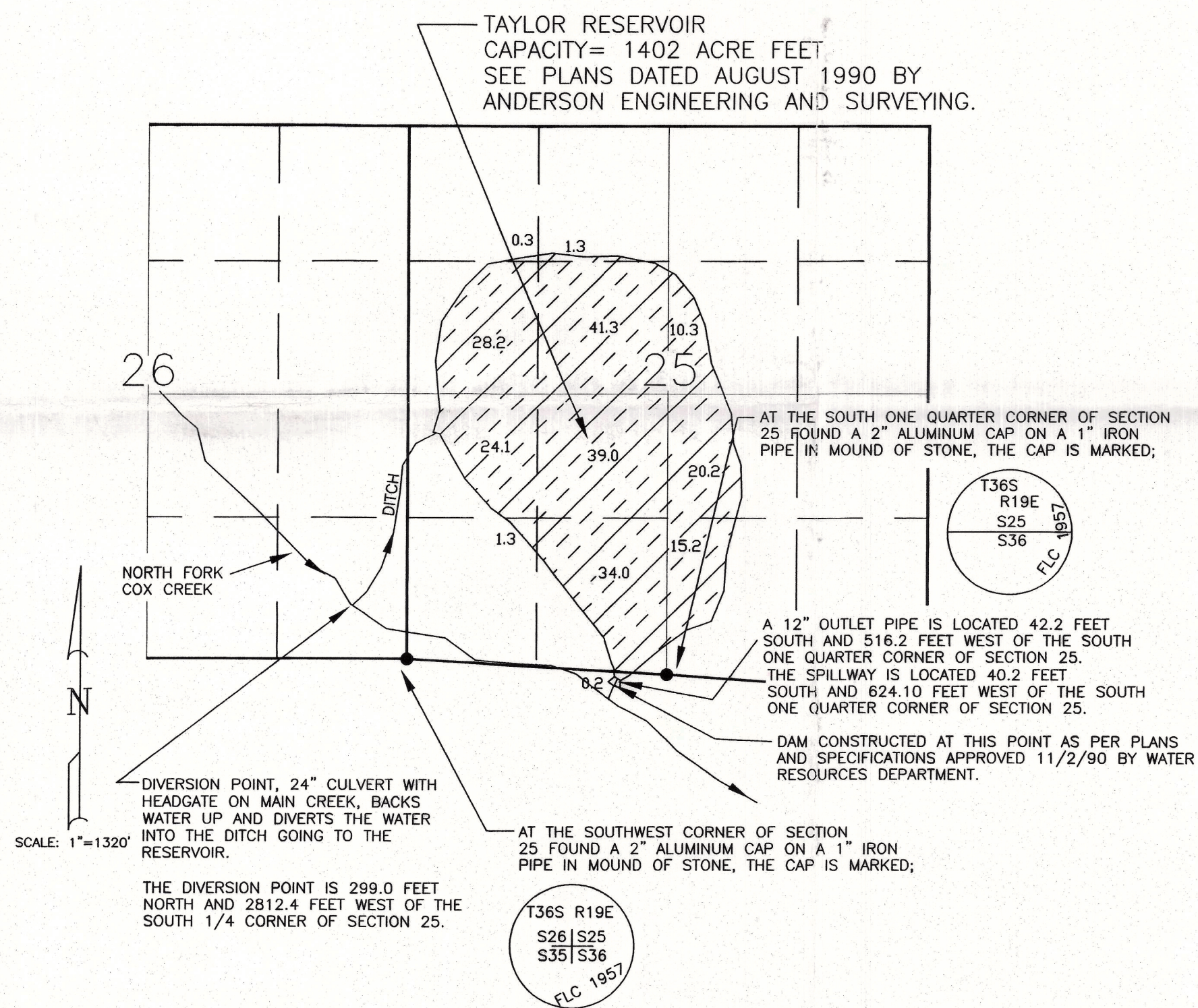
NOTE: PREPARATION OF THIS MAP IS FOR IDENTIFYING PROPOSED WATER RIGHTS ONLY. IT HAS NO INTENT TO PROVIDE LOCATIONS OR DIMENSIONS OF PROPERTY BOUNDARIES.

FINAL PROOF SURVEY

FOR
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21732 HIGHWAY 395
LAKEVIEW, OREGON 97630

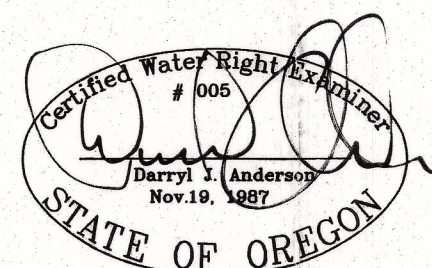
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SEPTEMBER 27, 1994 SHEET 1 OF 1

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COBU MAP # 0399

MAP TO ACCOMPANY APPLICATION FOR PERMIT TO CONSTRUCT A RESERVOIR
AND APPROPRIATE SURFACE WATER

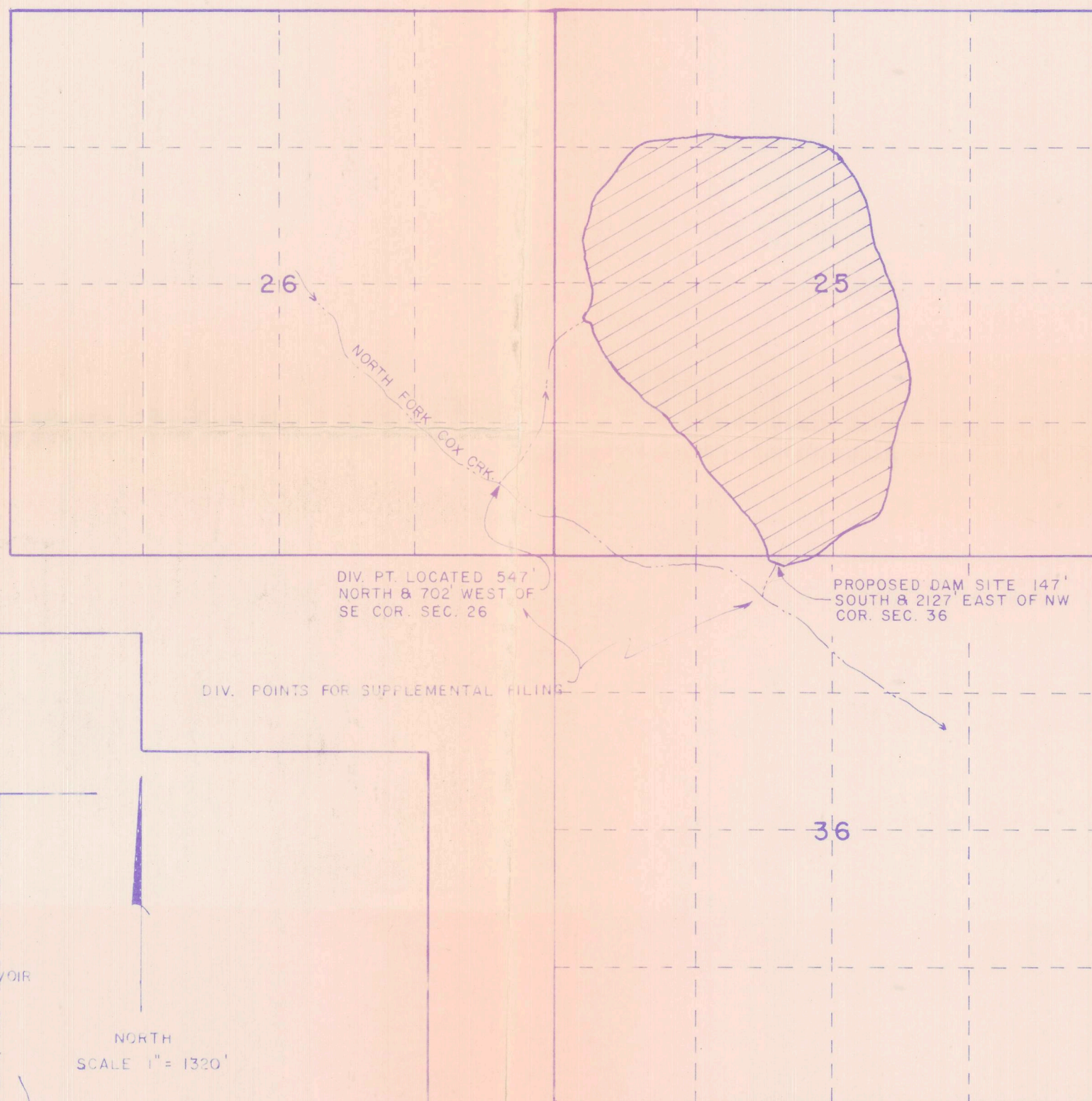
APPLICATION NO. R-70065 & 70066
PERMIT NO. R11248 51079



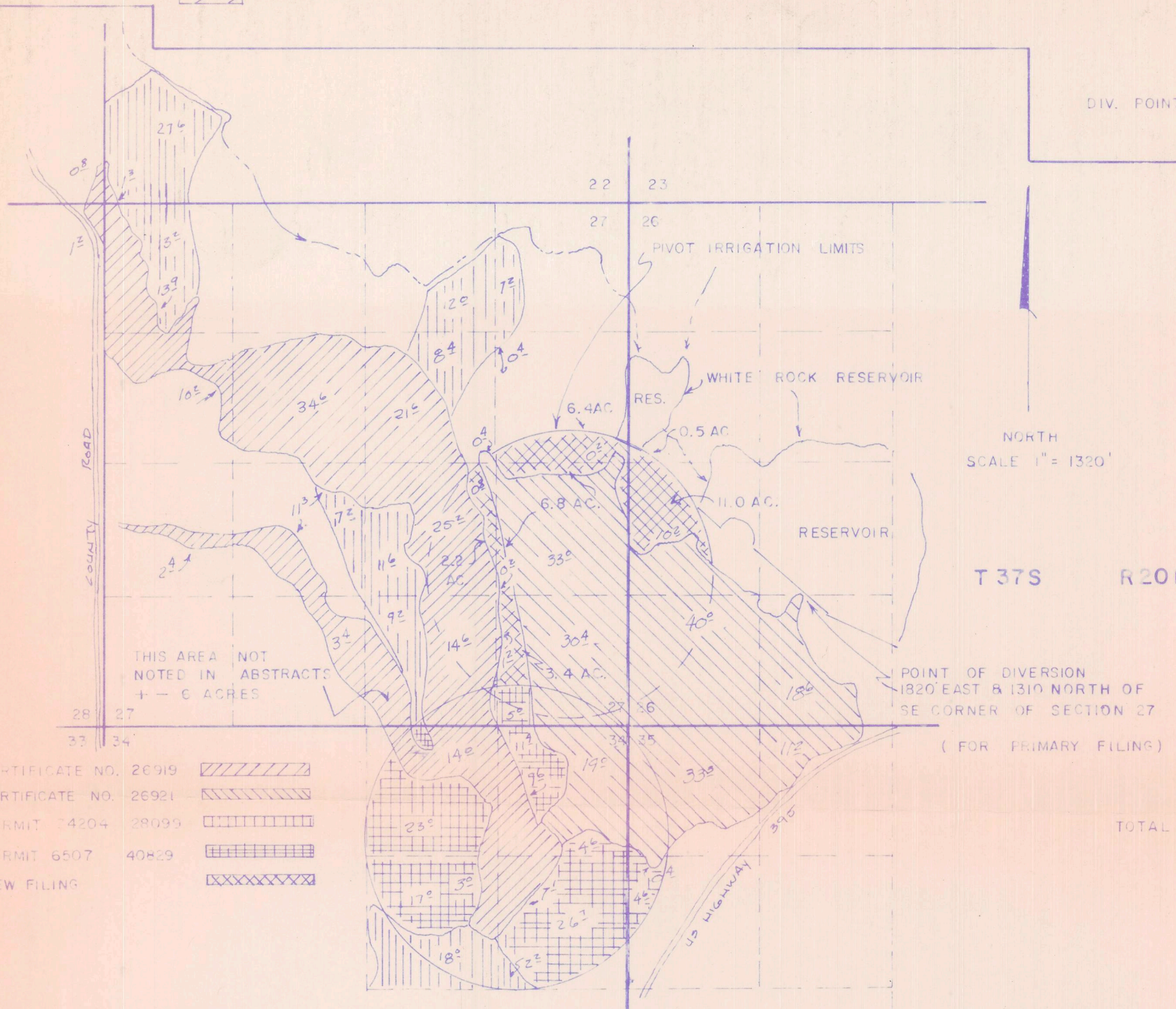
Scale 1" = 1320'

LEGEND

- SECTION SUBDIVISION LINE
- - - EXISTING STREAMS
- ▨ RESERVOIR AREA AT FULL CAPACITY



TAYLOR RESERVOIR



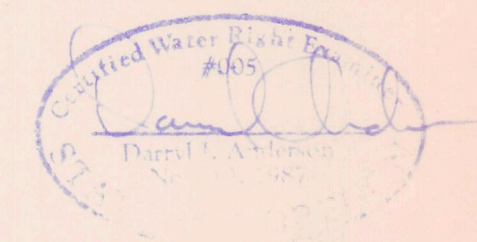
NORTH
SCALE 1" = 1320'

T 37S R 20E

T 36S
T 37S
R 19E
R 20E

- CERTIFICATE NO. 26919
- CERTIFICATE NO. 26921
- PERMIT 74204 28095
- PERMIT 6507 40829
- NEW FILING

TOTAL ACRES IRRIGATED THIS FILING
PRIMARY 30.3
SUPPLEMENTAL 600.6



PREPARED FOR:
Taylor Ranch

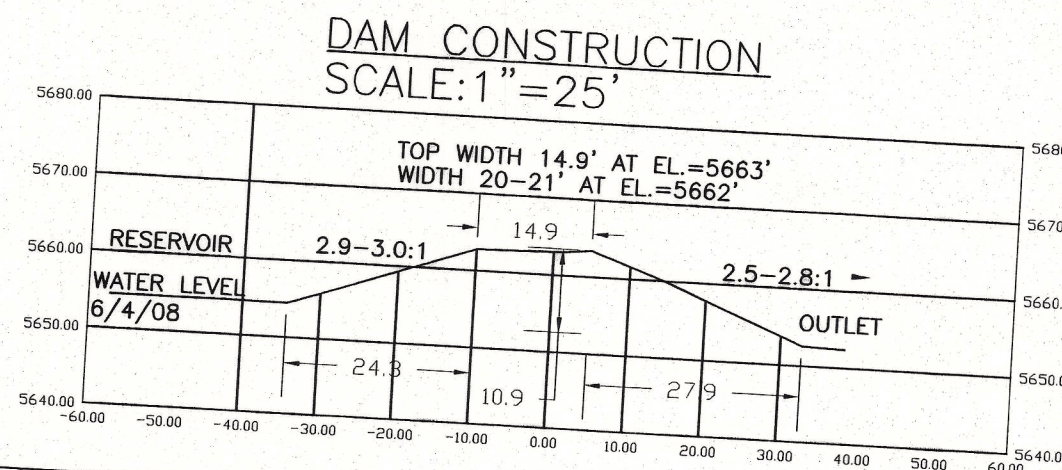
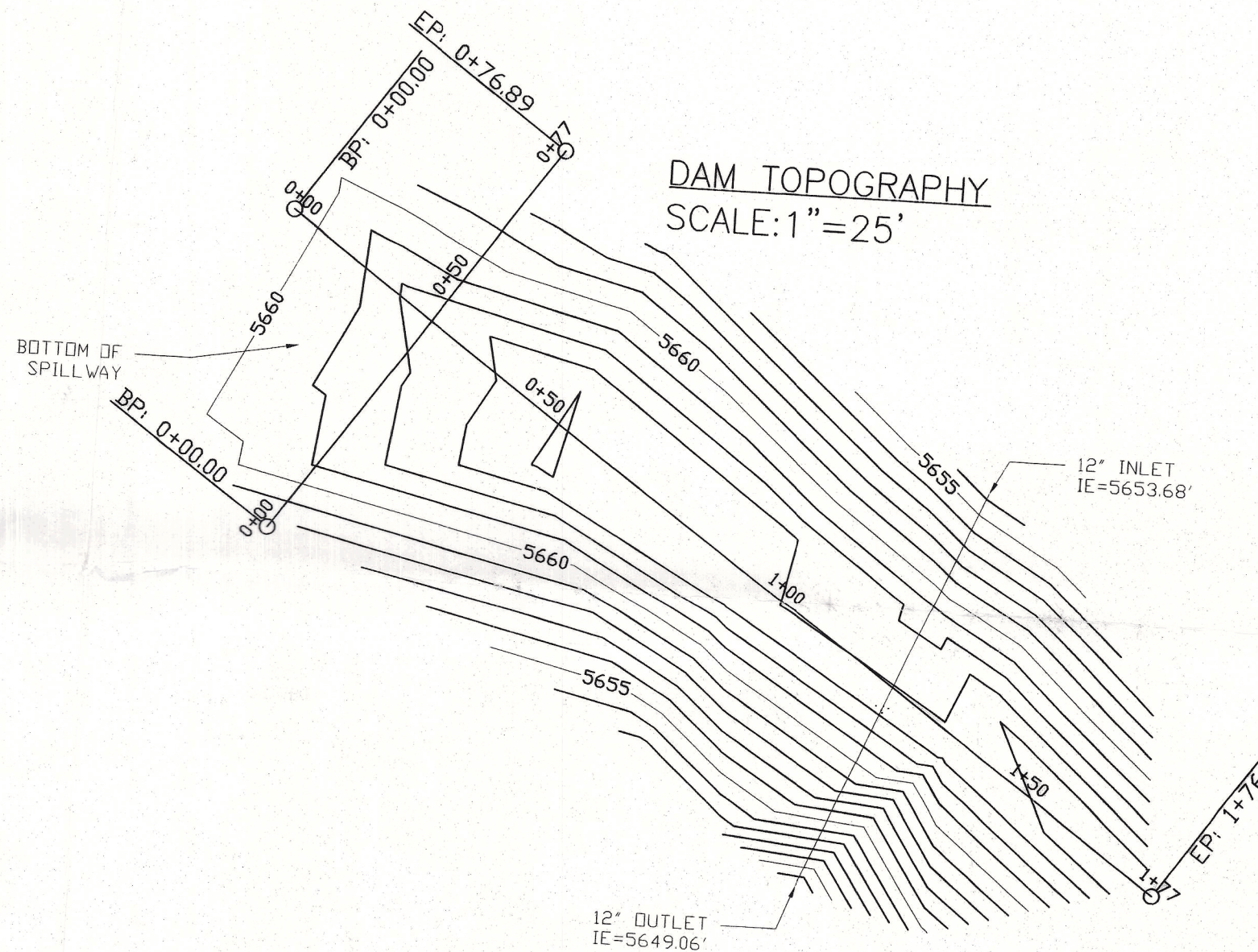
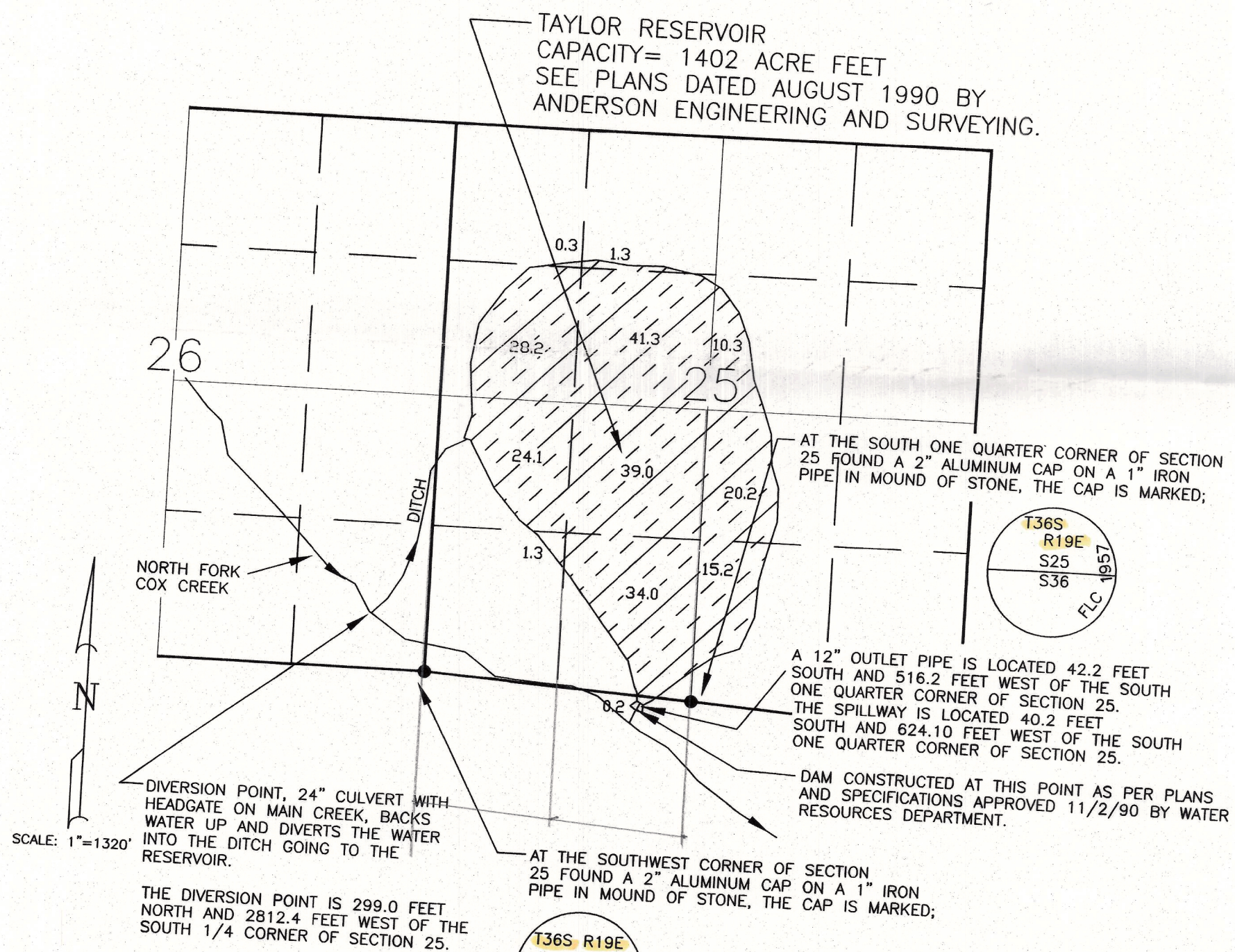
PREPARED BY:
Anderson Engineering & Surveying
618 So. 1st. St.
Lakeview, OR. 97630
(503) 947-4407
Sept. 1989

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FOR
TAYLOR WESTSIDE RANCH INC.
21732 HIGHWAY 395
LAKEVIEW, OREGON 97630

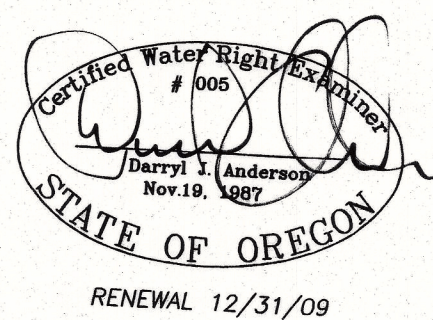
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