

IMPORTANT MESSAGE

FOR Wayne
 DATE 3-10 TIME 10-17 A.M.
 M John Pugh
 OF _____
 PHONE 585-2474
 AREA CODE NUMBER EXTENSION
☐ FAX
☐ MOBILE
 AREA CODE NUMBER TIME TO CALL

TELEPHONED	PLEASE CALL
CAME TO SEE YOU	WILL CALL AGAIN
WANTS TO SEE YOU	RUSH
RETURNED YOUR CALL	WILL FAX TO YOU

MESSAGE R 72484

It was hard for him to understand why they need the secondary agent -

SIGNED Dan

FORM 4005 LITHO IN U.S.A.

2006
 DR TH JULY 6 TIME 4:14 A.M.
 FROM SUE WM OFFICE
 RM CHEVON
 HONE MAP ROGUE VLT MWR
 FAX # 13 MEDFORD
 MOBILE # 13 MEDFORD
 AREA CODE NUMBER TIME TO CALL
 TELEPHONED ☒ PLEASE CALL ☒
 RETURNED YOUR CALL ☐ WILL CALL AGAIN ☐
 CAME TO SEE YOU ☐ RUSH 4 14
 WANTS TO SEE YOU ☐ SPECIAL ATTENTION ☐
 WAITING TO SEE YOU ☐ HOLDING LINE ☐
 MESSAGE Point of Diversion

R 72484 2006 **PHONE CALL**
 FOR WED x FN DATE JULY 5 TIME 455 A.M.
 M R CHEVON HAYNES
 OF PERMIT R 12053
☐ FAX ☐ MOBILE (541) 774 6883
 PHONE (541) 774 6883
 AREA CODE NUMBER EXTENSION
 MESSAGE JACKSON CMTY -
ASST WM CORBU ?
(1) 541 774 6883
 SIGNED EXTWL
 FORM 4003

SKAUG Jonnine L * WRD

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, January 29, 2025 2:10 PM
To: CLARK Gerald E * WRD
Cc: SKAUG Jonnine L * WRD; Bob Neathamer
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Follow Up Flag: Follow up
Flag Status: Completed

Gerry,

Thank you again for your time and discussions this morning!

Respectfully,

*Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869*

From: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>
Sent: Wednesday, January 29, 2025 2:07 PM
To: Nathan Ruf <nathan@neathamer.com>
Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>; Bob Neathamer <bob@neathamer.com>
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Nathan,

Thank you for your time earlier today to discuss the Claim requirements for permit R-12053.

As we discussed, the focus of the Claim should be limited to the reservoirs. You do not need to discuss or describe the other water rights that exist on the lands controlled by Rogue Valley Manor.

Should you have any additional questions, please feel free to contact me.

Have a great afternoon!

Gerry

Gerry Clark
Oregon Water Resources Department
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-979-9103

From: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>
Sent: Tuesday, January 28, 2025 2:12 PM
To: Nathan Ruf <nathan@neathamer.com>

Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>; Bob Neathamer <bob@neathamer.com>
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Great!

I have you on my calendar.

Gerry Clark

Program Analyst, Certificate Section, Water Right Services Division | Phone 503-979-9103

From: Nathan Ruf <nathan@neathamer.com>

Sent: Tuesday, January 28, 2025 2:10 PM

To: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>

Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>; Bob Neathamer <bob@neathamer.com>

Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Tomorrow at 7am works for me!

Respectfully,

Nathan Ruf, CFM

Senior Associate

Neathamer Surveying, Inc.

541-732-2869

From: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>

Sent: Tuesday, January 28, 2025 2:09 PM

To: Nathan Ruf <nathan@neathamer.com>; Bob Neathamer <bob@neathamer.com>

Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>

Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Nathan,

I have a meeting from 8 to 8:30.

I am available between 7:00 and 8:00 as well as after 8:30 (8:30 – 11:00).

Of the times above, is there one that will work for you?

Gerry

Gerry Clark

Oregon Water Resources Department

Program Analyst, Certificate Section, Water Right Services Division

725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-979-9103

From: Nathan Ruf <nathan@neathamer.com>

Sent: Tuesday, January 28, 2025 2:05 PM

To: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>; Bob Neathamer <bob@neathamer.com>

Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>

Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Hi Gerry,

No worries, thank you for the response and additional info!

Do you have time to discuss the project over the phone tomorrow morning at 8am?

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

From: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>
Sent: Tuesday, January 28, 2025 2:00 PM
To: Nathan Ruf <nathan@neathamer.com>; Bob Neathamer <bob@neathamer.com>
Cc: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Nathan,

Sorry for the delayed response.

I have talked this permit over with Jonnine. Below are my comments and responses to your questions:

If the Manor does not intend to claim reservoir 3 (0.2 acre feet), please reference this in the variations section of the Claim. Based on your description, it sounds they have abandoned the reservoir.

Based on your description, it sounds like the Manor utilizes reservoirs 1 (6.1 acre feet) and 2 (2.6 acre feet) for aesthetics under this permit as well as using the reservoirs as a component (bulge) of their delivery system for their irrigation system. This is not a problem as long as the storage in the reservoirs does not exceed the volumes authorized by the permit outside of the irrigation season. If the volume rises above the capacity of the individual reservoirs, that water would be the water they are bulging. The Watermaster would be the best person to talk with to confirm the limits for using a bulge.

As for moving forward, if the water was timely stored and the conditions were timely met, you can certainly move forward with the Claim.

I plan to be available tomorrow (Wednesday) if you have any items that you would like to discuss further.

Have a great afternoon and evening!

Gerry

Gerry Clark
Oregon Water Resources Department
Program Analyst, Certificate Section, Water Right Services Division
725 Summer Street NE, Suite A Salem, OR 97301 | Phone 503-979-9103

From: Nathan Ruf <nathan@neathamer.com>
Sent: Thursday, January 23, 2025 4:19 PM
To: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>

Cc: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Hi Jonnine,

Thanks for reaching out.

I ended up getting a kickback from that address since it was incorrect. I ended up forwarding a copy of the original email to gerald.e.clark@water.oregon.gov which seemed to go through okay.

Sounds good about next week. I will keep an eye out for your response.

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

From: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>
Sent: Thursday, January 23, 2025 4:14 PM
To: Nathan Ruf <nathan@neathamer.com>
Cc: CLARK Gerald E * WRD <Gerald.E.CLARK@water.oregon.gov>
Subject: RE: Rogue Valley Manor - Application R-72484, Permit R-12053

Hi Nathan,

I am not sure if Gerry saw this because his email is different then what you have, but I will set up a time next week to talk to Gerry about this and get back to you.

Thank you,
Jonnine Skaug

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, January 22, 2025 11:10 AM
To: Gerry Clark (<clarkge@wrdd.state.or.us> <clarkge@wrdd.state.or.us>; SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>
Cc: Bob Neathamer <bob@neathamer.com>
Subject: Rogue Valley Manor - Application R-72484, Permit R-12053

Good morning Gerry and Jonnine,

I hope you are both doing well!

This office has been retained by Rogue Valley Manor (a retirement community) to complete a Claim of Beneficial Use application and map for the subject permit (copy attached). The COBU application was prompted by Rogue Valley Manor in response to the attached letter from OWRD dated December 22, 2023. In preparation of the mapping (a preliminary copy is attached for reference) and per correspondence with the facilities manager, it has been brought to our attention that the current use differs from the permit terms. The following is a summary of the existing system and use:

Three reservoirs were originally constructed; however, Reservoir #3 is no longer in use and is not intended to be used for the foreseeable future. The reservoirs were existing prior to the permit issuance in 1996 (the facilities manager believes the reservoirs were originally constructed in 1992 and were originally filled via another water source – possibly on-site wells). Water is diverted from an 18 inch inlet with a fish screen vault in Bear Creek which is diverted by a submersible pump to an inlet in Reservoir #2. A canal (waterfall / creek feature) connects Reservoir #1 to Reservoir #2. Water is then pumped from Reservoir #1 via a 15 inch inlet with a fish screen to a 10 inch irrigation mainline which feeds several smaller distribution pipes ranging in size from 2-1/2 inches to 6 inches, being dispersed for irrigation purposes. There are two booster pumps installed in the delivery system. One of which is used for fire suppression. The original POD was relocated around 2015 due to a construction project for Interstate 5.

Based on topography from our office, the volume calculations for the reservoir capacities exceed those reported on the permit. However, there is a system in place that is able to automatically discharge water from the reservoirs back to Bear Creek via a depth probe that can be set to a desired depth.

The irrigation system is normally running from March to November, and the water level in the reservoirs are consistently maintained throughout the watering season. We do not currently have average volumes used for a typical season/year.

It is the understanding of this office that the permit only allows water to be appropriated during December 1st through March 30th and only for a total volume of 8.9 acre-feet per year.

What your thoughts regarding the project, recommendations on moving forward and options for the client?

Please let me know if you have any questions or need additional information. Thank you!

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

SKAUG Jonnine L * WRD

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, January 22, 2025 11:10 AM
To: Gerry Clark (clarkge@wrdd.state.or.us); SKAUG Jonnine L * WRD
Cc: Bob Neathamer
Subject: Rogue Valley Manor - Application R-72484, Permit R-12053
Attachments: 2025-01-22_COBU map_PRELIM.pdf; OWRD Letter.pdf; Permit R-12053.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Good morning Gerry and Jonnine,

I hope you are both doing well!

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What are your thoughts regarding the project, recommendations on moving forward and options for the client?

Please let me know if you have any questions or need additional information. Thank you!

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

SKAUG Jonnine L * WRD

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, January 8, 2025 10:05 AM
To: SKAUG Jonnine L * WRD
Subject: RE: Application R-72484 (Rogue Valley Manor)
Attachments: COBU_537_409_Reservoir.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Good morning Jonnine,

We are putting the final touches on the Claim of Beneficial Use Map for the subject application and just wanted to make sure we have the correct application form. According to the permit, there is a total of 8.9 acre-feet allowed for storage each year. Does this mean that the Claim of Beneficial Use for Reservoirs storing less than 9.2 acre-feet permitted under ORS 537.409 form can be used? I attached a copy of the form for reference.

Thank you!

Respectfully,

*Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869*

From: SKAUG Jonnine L * WRD <Jonnine.L.SKAUG@water.oregon.gov>
Sent: Tuesday, August 27, 2024 3:39 PM
To: Nathan Ruf <nathan@neathamer.com>
Subject: Application R-72484 (Rogue Valley Manor)

Hi Nathan,

I talked with Gerry a bit ago and we will need a new Claim map to be submitted along with the Claim for the above application. I have attached the Claim form and a copy of the permit.

If you need anything else or have any other questions please let me know.

Thank you,

Jonnine Skaug
Certificate Specialist
Water Rights Services Division
Oregon Water Resources Dept
725 Summer Street NE, Suite A
Salem OR 97301

Phone: 503-979-3943
Fax: 503-986-0901

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Teleworking Monday – Thursday 7am to 5:30pm (in office every other Thursday)

G-13129 & R-72484

↑

Hold action

10/31/24

Tonyas Compliance

SKAUG Jonnine L * WRD

From: MILLER Tonya L * WRD
Sent: Wednesday, July 24, 2024 2:18 PM
To: SKAUG Jonnine L * WRD
Subject: FW: Permit R-12053 (Rogue Valley Manor)
Attachments: Final Proof_G-13414 & R-12053.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Jonnine,
I let Mr. Ruf know I was forwarding you his email. I'm hoping this one will be simple. It looks like they had a 60 Day Letter in December of 2023. Hopefully, the Final Proof will be all that's needed. Let me know if there is anything I can help with.

Thanks,

Tonya L. Miller | Water Rights Support

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: (503) 979-9983 | Fax: (503) 986-0901
Email: Tonya.L.Miller@water.Oregon.gov

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, July 24, 2024 1:07 PM
To: MILLER Tonya L * WRD <tonya.l.miller@water.or>
Subject: FW: Permit R-12053 (Rogue Valley Manor)

You don't often get email from nathan@neathamer.com

Hi Tonya,

I am following up on the inquiry below. Please let r

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

next time I am
in need to
ask Tonya
about these
and any others
I have been
Contacted about
that were here

From: Nathan Ruf
Sent: Wednesday, July 17, 2024 1:13 PM
To: tonya.l.miller@water.oregon.gov
Subject: Permit R-12053 (Rogue Valley Manor)

Hi Tonya,

My name is Nathan Ruf, I work at Neathamer Surveying, Inc. here in Medford, Oregon. We were contacted by the Rogue Valley Manor regarding a notice letter they received from you requesting to complete a COBU and Final

G-13129 1/2 R-72484

↑

Hold action

10/31/24

Tonyas Compliance

SKAUG Jonnine L * WRD

From: MILLER Tonya L * WRD
Sent: Wednesday, July 24, 2024 2:18 PM
To: SKAUG Jonnine L * WRD
Subject: FW: Permit R-12053 (Rogue Valley Manor)
Attachments: Final Proof_G-13414 & R-12053.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

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Thanks,

Tonya L. Miller | Water Rights Support

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: (503) 979-9983 | Fax: (503) 986-0901
Email: Tonya.L.Miller@water.Oregon.gov

From: Nathan Ruf <nathan@neathamer.com>
Sent: Wednesday, July 24, 2024 1:07 PM
To: MILLER Tonya L * WRD <tonya.l.miller@water.oregon.gov>
Subject: FW: Permit R-12053 (Rogue Valley Manor)

You don't often get email from nathan@neathamer.com. [Learn why this is important](#)

Hi Tonya,

I am following up on the inquiry below. Please let me know if you have any questions.

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

From: Nathan Ruf
Sent: Wednesday, July 17, 2024 1:13 PM
To: tonya.l.miller@water.oregon.gov
Subject: Permit R-12053 (Rogue Valley Manor)

Hi Tonya,

My name is Nathan Ruf, I work at Neathamer Surveying, Inc. here in Medford, Oregon. We were contacted by the Rogue Valley Manor regarding a notice letter they received from you requesting to complete a COBU and Final

Proof Map. Going through OWRD's records, I found a Final Proof Map that appears to be associated with the permit in question. Please find a copy of said map attached herein for reference.

I just wanted to touch base to make sure we have a clear understanding of any applications and associated fees required to perfect the water right and to confirm if the found map satisfies the mapping requirement for the associated permit.

Thank you and please let me know if you have any questions or need additional information.

Respectfully,

Nathan Ruf, CFM
Senior Associate
Neathamer Surveying, Inc.
541-732-2869

SKAUG Jonnine L * WRD

From: SKAUG Jonnine L * WRD
Sent: Tuesday, August 27, 2024 3:39 PM
To: nathan@neathamer.com
Subject: Application R-72484 (Rogue Valley Manor)
Attachments: COBU_Form_Reservoir.pdf; Permit for App R-72484.pdf

Hi Nathan,

I talked with Gerry a bit ago and we will need a new Claim map to be submitted along with the Claim for the above application. I have attached the Claim form and a copy of the permit.

If you need anything else or have any other questions please let me know.

Thank you,

Jonnine Skaug
Certificate Specialist
Water Rights Services Division
Oregon Water Resources Dept
725 Summer Street NE, Suite A
Salem OR 97301

Phone: 503-979-3943
Fax: 503-986-0901
www.oregon.gov/OWRD

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WR

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.

R-72484, Permit R-12053
 Rogue Valley Mall
 1200 Mira Ave.
 Medford, OR 97504



9590 9402 4934 9063 7214 13

2. Article Number (Transfer from service label)

7022 3330 0000 2824 9115

PS Form 3811, July 2015 PSN 7530-02-000-9053 TM . 60 D.L

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Nicole Bologna

☐ Agent☐ Addressee

B. Received by (Printed Name)

Nicole Bologna

C. Date of Delivery

12/29/2023

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No**RECEIVED****JAN 02 2024****OWRD**

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt

USPS TRACKING#



9590 9402 4934 9063 7214 13

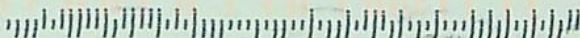


First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box •

Oregon Water Resources Department
725 Summer St. Ne. Suite A
Salem, Or. 97301



Mailing List for 60-Day Letter

Application: R-72484

Permit: R-12053

Permit Holder(s):

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD OR 97504

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? YES

Copies of 60 Day Letter to be sent to Permit Holder(s) and following:

1. Watermaster District #13 (auto email)
2. File

Other persons to receive copies:

- 1.

Copies Mailed

by: TM
(STAFF)

on: 12.27.2023
(DATE)



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301-1266
Phone: 503-986-0900
Fax: 503-986-0904
www.Oregon.gov / OWRD

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

Certified mail number 7022 3330 0000 2824 9115
Return receipt requested

December 22, 2023

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504

Reference: Application R-72484, Permit R-12053

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, 1999.

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, 1999. The fee for submitting a claim of beneficial use is \$230.00. 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 \$780.00. 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 (March 1, 2024) 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 \$610.00 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 me at Tonya.L.Miller@water.oregon.gov, the address above or by telephone at 503-979-9983. Email is the best way to reach me.

Sincerely,

Tonya Miller
Backlog Reduction Caseworker

Enclosures (1)

cc: File
OWRD Watermaster District 13





RESOURCE SHEET

Please visit our Department's website at www.oregon.gov/owrd to locate the following information and forms:

Voluntary Cancellation of a Permit

Whenever the owner of a permit wishes to cancel a permit due to inability to develop the permit or the permit is no longer usable for any reason, the owner may cancel the permit by submitting a form to authorize the cancellation of a permit.

Additional information and links to the forms are available at:

www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/CancelPermit.aspx

- For questions related to Voluntary Cancellation of a Permit, contact Mary Bjork by phone at 503-979-9895 or by email at Mary.F.Bjork@water.oregon.gov

Application for Permit Extension of Time

An Extension of Time is a process in which the Department can approve additional time for a permit holder to perfect the beneficial use of water as authorized by the permit. An Extension of Time may be approved if the permit holder has demonstrated reasonable diligence in developing the beneficial use of water as authorized under the permit and the Department can find good cause to do so. Each Application is reviewed on a case-by-case basis. An Extension of Time may provide the ability for a permit holder to extend their completion of construction date (B-date) and complete application of water date (C-date).

Additional information and links to the forms are available at:

www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Extension.aspx

- For questions related to Extensions of Time, contact Jeffrey Pierceall by phone at 503-979-3213 or by email at Jeffrey.D.Pierceall@water.oregon.gov

Assignments

An Assignment is a formal process to change the name of the holder of an application, permit, limited license, transfer, permit amendment or groundwater registration claim (i.e., non-perfected, non-certificated rights). This process is similar to changing the name on the title of a car. An Assignment ensures that the Department knows who the water right record belongs to and who will be responsible for finalizing the right.

Additional information and links to the forms are available at:

www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx

- For questions related to Assignments, contact Mary Bjork by phone at 503-979-9895 or by email at Mary.F.Bjork@water.oregon.gov



RESOURCE SHEET

Self-Certification Form (for qualifying Alternate Review reservoirs only)

Certain qualifying reservoir permits allow the permit holder to self-certify their reservoir permit. For a reservoir permit to qualify for this process, the reservoir must meet each of the following criteria:

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

Additional information and links to the forms are available at:

www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx

- To locate the Claim form, follow the above link, click on "Forms", and next on "Claims of Beneficial Use for Reservoirs (storing less than 9.2 acre-feet permitted under ORS 537.409)
- For questions related to Self Certification of a qualifying reservoir, please call the staff member identified on the letter you received.

Find a Certified Water Right Examiners (CWRE)

CWREs are engineers, surveyors, and registered geologists who have passed a certification to perform water right related functions including the preparation of Claims of Beneficial Use (COBU). The COBU is both a report that describes the extent to which the use authorized under the permit has been developed and a map that identifies where the use and point of diversion or well is located. In addition, the COBU describes how conditions have been timely complied with.

Additional information and links to the forms are available at:

www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx

- To locate a CWRE, follow the above link and click on "Find a CWRE"
- For questions related to locating a CWRE, contact the Department at 503-986-0900; and then select 2 for Customer Service Staff

Reimbursement Authority Program For Certificates

Reimbursement Authority is a program that provides the Department the ability to enter into a voluntary agreement with an applicant for expedited the processing of the Claim of Beneficial Use. Under such an agreement, the applicant pays the cost for expedited services not otherwise available.

Additional information and links to the forms are available at:

<https://www.oregon.gov/owrd/programs/WaterRights/RA/Pages/Certificate.aspx>

For questions related to expediting the review of your Claim of Beneficial Use through the Reimbursement Authority Program, contact Kerry Kavanagh by phone at 503-979-3208 or by email at

Kerry.L.Kavanagh@water.oregon.gov

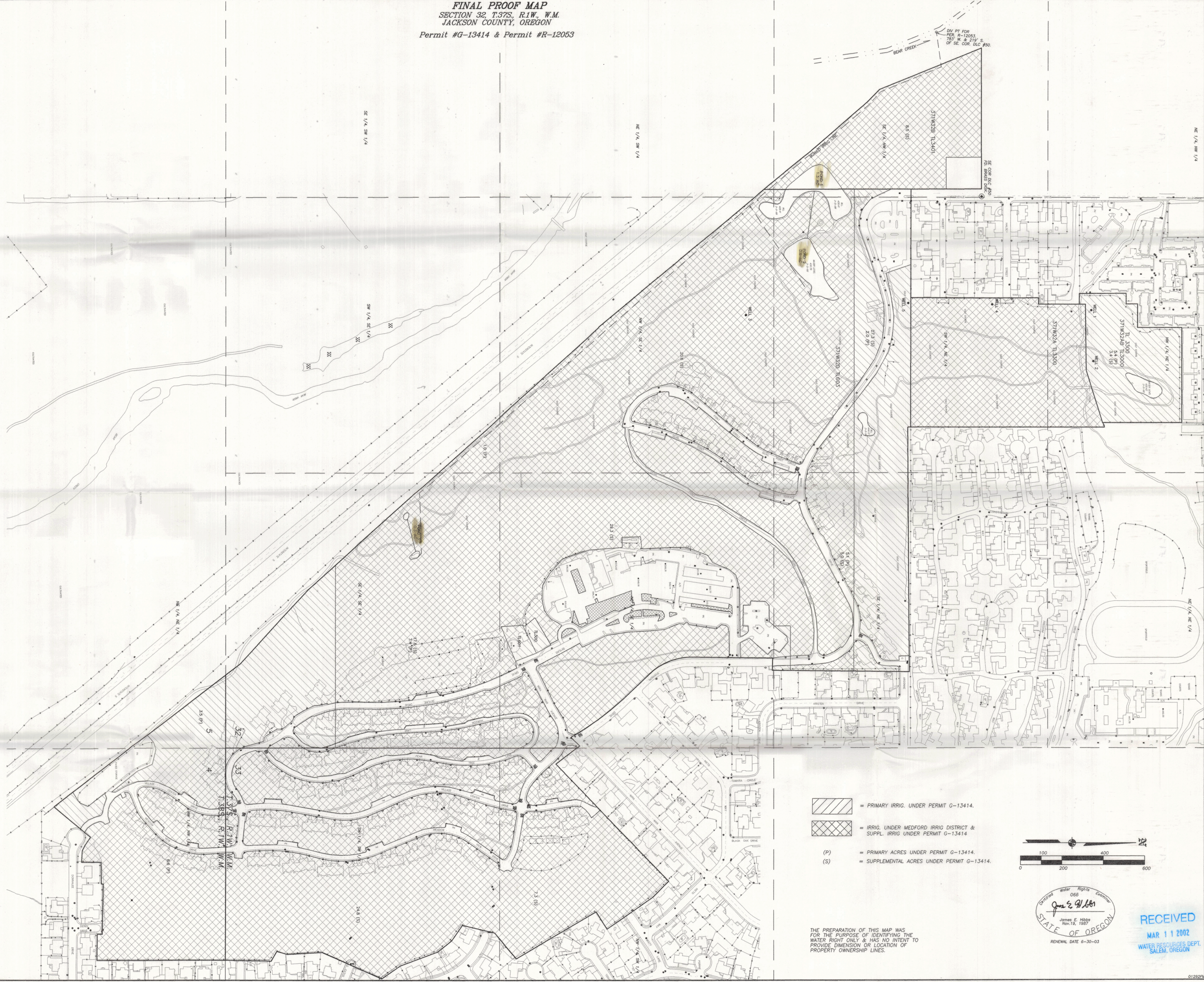
IN THE NAME OF:
ROGUE VALLEY MANOR
1200 MIRA MAR AVENUE
MEDFORD, OR 97504
PH: (541) 857-7070



BY: L.J. FRIAR & ASSOCIATES P.C.
CONSULTING LAND SURVEYORS
816 WEST EIGHTH STREET
MEDFORD, OR 97501
PH: 772-2782

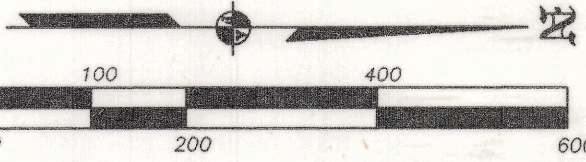
DATE: JANUARY 4, 2002

FINAL PROOF MAP
SECTION 32, T.37S, R.1W, W.M.
JACKSON COUNTY, OREGON
Permit #G-13414 & Permit #R-12053

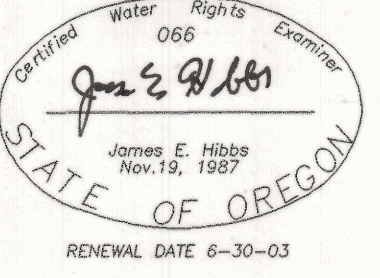
TIES FROM SE COR DLC #50
TO WELL #1 N40°00'45"E 761
TO WELL #2 N55°43'36"E 956
TO WELL #3 N84°21'03"E 523
TO WELL #4 S35°33'58"E 623
TO WELL #5 S29°44'37"E 1271



-  = PRIMARY IRRIG. UNDER PERMIT G-13414.
-  = IRRIG. UNDER MEDFORD IRRIG DISTRICT & SUPPL. IRRIG UNDER PERMIT G-13414
- (P) = PRIMARY ACRES UNDER PERMIT G-13414.
- (S) = SUPPLEMENTAL ACRES UNDER PERMIT G-13414.



THE PREPARATION OF THIS MAP WAS FOR THE PURPOSE OF IDENTIFYING THE WATER RIGHT ONLY & HAS NO INTENT TO PROVIDE DIMENSION OR LOCATION OF PROPERTY OWNERSHIP LINES.



RECEIVED
MAR 11 2002
WATER RESOURCES DEPT.
SALEM, OREGON

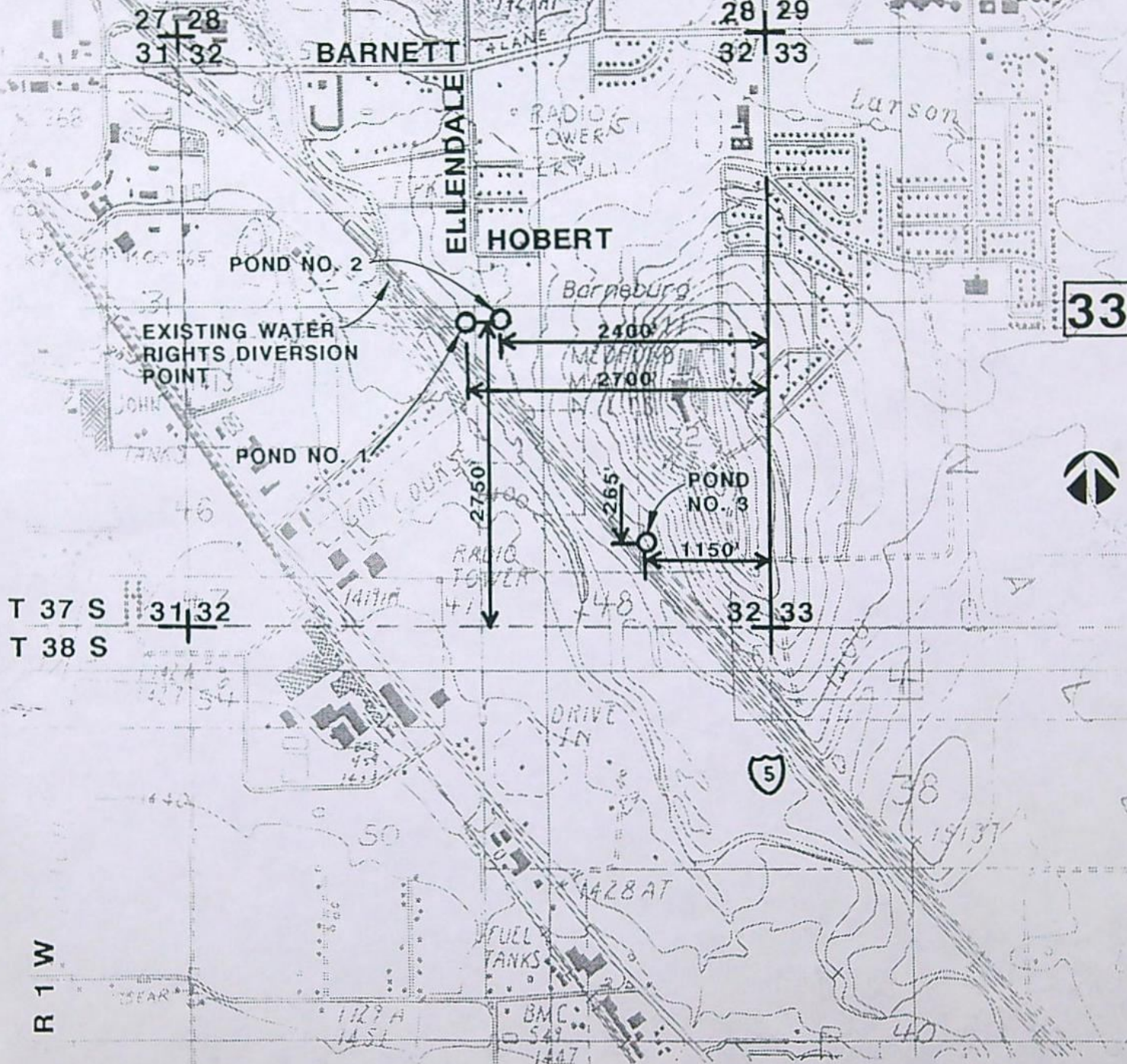
CITY OF MEDFORD

Application No. 72484
Permit No.

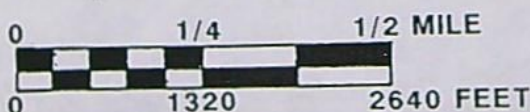
RECEIVED

JUL 31 1992

Rogue Valley
Memorial Hospital
SALEM, OREGON DEPT.



T 37 S
T 38 S



SCALE

NOTE: MAP IS FOR THE INTENDED PURPOSE
OF RESERVOIR APPLICATION AND DOES
NOT INTEND TO DIMENSION PROPERTY OR
OWNERSHIP LINES.

RESERVOIR APPLICATION
ROGUE VALLEY MANOR



STATE OF OREGON
COUNTY OF JACKSON

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OREGON 97504

(541) 773-7411

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: R-72484

SOURCE OF WATER: BEAR CREEK, A TRIBUTARY OF ROGUE RIVER

STORAGE FACILITY: THREE UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: AESTHETICS

VOLUME OF USE: 8.9 ACRE-FEET (AF), EACH YEAR, BEING 6.1 AF IN RESERVOIR #1, 2.6 AF IN RESERVOIR #2, AND 0.2 AF IN RESERVOIR #3

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: DECEMBER 1 THROUGH MARCH 30

DATE OF PRIORITY: JUNE 24, 1992

The area submerged by Reservoir #1, when full, will be 1.3 acres and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #2, when full, will be 0.8 acre and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #3, when full, will be 0.2 acre and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

DAM LOCATION: NE 1/4 SW 1/4, NW 1/4 SE 1/4, SECTION 32, T37S, R1W, W.M.

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

NE 1/4 SW 1/4	RESERVOIR #1
NW 1/4 SE 1/4	RESERVOIR #2
SE 1/4 SE 1/4	RESERVOIR #3
SECTION 32	

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

Measurement recording and reporting conditions:

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

The 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, functional, and 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.

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.

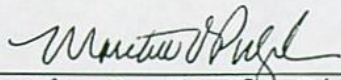
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 October 10, 1996



Martha O. Pagel, Director
Water Resources Department

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number R-72484

Final Order

Application History

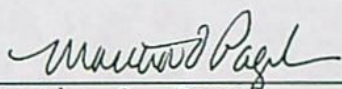
On June 24, 1992, ROGUE VALLEY MANOR submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on July 30, 1996. The protest period closed September 13, 1996, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest.

Order

Application R-72484 therefore is approved as proposed by the Proposed Final Order, and Permit R-12053 is issued as limited by the conditions proposed by the Proposed Final Order.

DATED October 10, 1996



Martha O. Page
Director

Appeal Rights

Under the provisions of ORS 183.484, the applicant may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served.

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OREGON 97504

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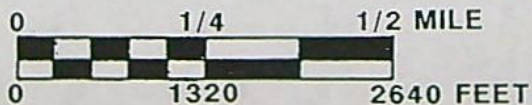
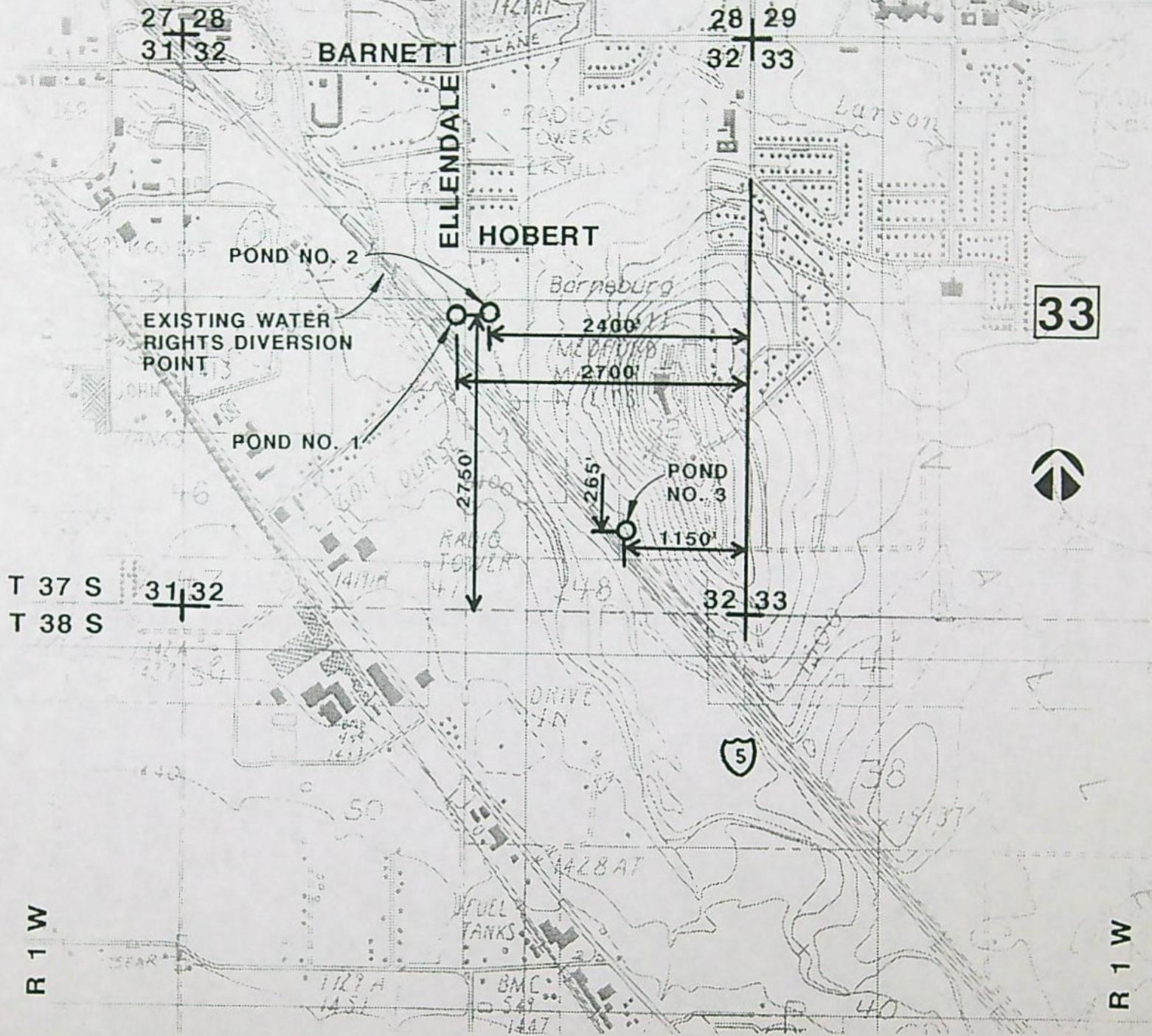
Issued October 10, 1996



Martha O. Pagel, Director
Water Resources Department

CITY OF MEDFORD

Application No. 72484
Permit No.



SCALE

RESERVOIR APPLICATION ROGUE VALLEY MANOR

NOTE: MAP IS FOR THE INTENDED PURPOSE
OF RESERVOIR APPLICATION AND DOES
NOT INTEND TO DIMENSION PROPERTY OR
OWNERSHIP LINES.



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JUN 24 1932

SALEM, OREGON

Application No. 72484
Permit No. 10541

27 28
31 32

28	29
32	33

BARNETT

ELLENDALE

HOBERT

POND NO. 2

EXISTING WATER
RIGHTS DIVERSION
POINT

POND NO. 1

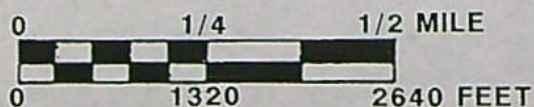
POND
NO. 3

T 37 S 31 32
T 38 S

33

R 1 W

R 1 W



SCALE

NOTE: MAP IS FOR THE INTENDED PURPOSE
OF RESERVOIR APPLICATION AND DOES
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OWNERSHIP LINES.

RESERVOIR APPLICATION ROGUE VALLEY MANOR



TRANSMISSION VERIFICATION REPORT

TIME : 09/17/2009 10:09
 NAME : WRD 1ST FL
 FAX : 5039860901
 TEL : 5039860901
 SER.# : BROJ5J339815

DATE, TIME
 FAX NO./NAME
 DURATION
 PAGE(S)
 RESULT
 MODE

09/17 10:06
 915417746187
 00:03:22
 10
 OK
 STANDARD
 ECM

OREGON WATER RESOURCES DEPARTMENT



State of Oregon
 Water Resources Department
 725 Summer St NE, Ste A
 Salem, OR 97301-1266
 Phone #: (503) 986-0900
 Fax#: (503) 986-0901
www.wrd.state.or.us

FAX TRANSMITTAL

TO: SHAVON H. Your FAX NUMBER: 541 774 6187
 DATE: THU 9-17-2009 PAGES: _____, INCLUDING COVER SHEET
 FROM: H202J3 PHONE: (503) 986-0 804

COMMENTS: FOR YOUR REQUEST, THE FINAL
PROOF MAP IS HERE-- IF NEEDED I WILL
HAVE THIS ENTIRE FILE SCANNED INTO DATABASE.

- WATER RIGHTS**
- Water Rights information
 - Adjudications
 - Hydroelectric

- TECHNICAL SERVICES**
- Hydrographics
 - Ground Water
 - Information Services

- FIELD SERVICES**
- Regional Liaisons
 - Transfers CARE ME
 - Hydrographics UNDERWAY

OREGON WATER RESOURCES DEPARTMENT



State of Oregon
Water Resources Department
725 Summer St NE, Ste A
Salem, OR 97301-1266
Phone #: (503) 986-0900
Fax#: (503) 986-0901
www.wrd.state.or.us

FAX TRANSMITTAL

TO: SHAVON H. ^{Your} FAX NUMBER: 541 774 6187
DATE: THU 9-17-2009 PAGES: _____, INCLUDING COVER SHEET
FROM: Heidi PHONE: (503) 986-0 804

COMMENTS: For Your Request, The Final
PROOF MAP IS HERE-- IF NEEDED I WILL
HAVE THIS ENTIRE FILE SCANNED INTO DATABASE.

WATER RIGHTS

- Water Rights information
- Adjudications
- Hydroelectric
- Certifications / Final Proofs
- Hearings / Contested Cases

FAX: (503) 986-0901

TECHNICAL SERVICES

- Hydrographics
- Ground Water
- Information Services
- GIS/Mapping
- Dam Safety
- Enforcement
- Water Use Reporting

FAX: (503) 986-0902

FIELD SERVICES

- Regional Liaisons
- Transfers
- Hydrographics

NORTHWEST REGION

- District 16 Watermaster

DIRECTOR'S OFFICE

- Water Resources Commission
- Legislation and Rules
- Public Information

ADMINISTRATIVE SERVICES

- Fiscal / Accounting
- Human Resources / Personnel
- Water Development Loan Fund
- Support Services

FAX: (503) 986-0903 or
503-986-0904

Care me
UNDENIABLE,
TCO.
Heidi

Herb Mosgar

From: Shavon Haynes
Sent: Wednesday, September 16, 2009 4:28 PM
To: Herb Mosgar
Subject: COBU for R-12053

Mr. Reliable,

I am working with ODFW on a project and a question about a fish screen came up. I was wondering if you could send me a copy of the COBU and CWRE checklist for R-12053.
You could either fax it to me at 541 774-6187 or scan and email, which ever works best for you.

Thanks,

Shavon L. Haynes
Assistant Watermaster
942 SE 6th Street, Suite E
Grants Pass, Oregon 97526
(541) 471-2886 ext 225
Shavon.L.Haynes@wrд.state.or.us

Water Right Information Query Results											
Contact Information		Documents View all scanned documents									
▼ Current contact information OWNER: ▶ ROGUE VALLEY MANOR 1200 MIRA MAR AVE MEDFORD, OR 97504		▼ Application: R 72484 ▶ Received: 6/24/1992 ▼ Permit: R 12053 document , paper map ▶ Signature: 10/10/1996 <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <div style="text-align: center; border-bottom: 1px solid black; margin-bottom: 5px;">Permit Workflow</div> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">Action</th> <th style="width: 25%;">Date</th> <th style="width: 25%;">Result</th> <th style="width: 25%;">Completed By</th> </tr> </thead> <tbody> <tr> <td>Permit Issued</td> <td>10/10/1996</td> <td></td> <td></td> </tr> </tbody> </table> </div> ▶ View right with Web Mapping		Action	Date	Result	Completed By	Permit Issued	10/10/1996		
Action	Date	Result	Completed By								
Permit Issued	10/10/1996										
Water Right Information											
Status: Non-Cancelled County: Jackson File Folder Location: Salem <u>Watermaster District: 13</u>											
Point(s) of Diversion											
▶ POD 1 - BEAR CREEK/RESERVOIR 1 > ROGUE RIVER											
▶ POD 2 - BEAR CREEK/RESERVOIR 2 > ROGUE RIVER											
▶ POD 3 - BEAR CREEK/RESERVOIR 3 > ROGUE RIVER											
Place(s) of Use Add TRS grouping											
▶ Use - AESTHETICS (Primary); Priority Date: 6/24/1992											
Water Right Genealogy											
..... <i>No genealogy records available for this water right, try the family link below instead.</i>											

[View Water Rights in same Family](#)

[Help understanding and working with the Water Rights Information System](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)



L.J. FRIAR AND ASSOCIATES

CONSULTING LAND SURVEYORS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

LARRY J. FRIAR
JAMES E. HIBBS

RECEIVED

MAR 11 2002

WATER RESOURCES DEPT.
SALEM, OREGON

PHONE/FAX
541-772-2782

CLAIM OF BENEFICIAL USE AND SITE REPORT
Application # R-72484 & Permit # R-12053

INFORMATION: Permittee, Rogue Valley Manor
1200 Mira Mar Avenue
Medford, OR 97504
(541) 857-7777

SOURCES: BEAR CREEK, a tributary of the Pacific Ocean.

DIVERSION: 219' South & 783' West of the SE corner of D.L.C. #50, in the SE 1/4 of the NW 1/4 of Sec. 20, T.37 S., R.1 W., W.M.

STORAGE : Three reservoir 1 is 1.3 acres with an average depth of
FACILITIES 4.7'. with an average depth of 3.25'. Reservoir 3 is
made u acre with an average depth of 1.0'.

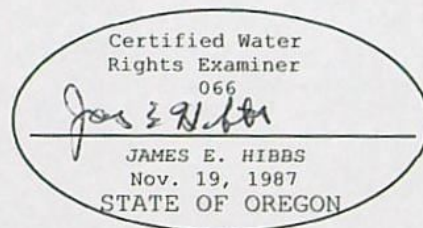
SYSTEM: From t ar Creek, which is also used to transmit
irriga from the Medford Irrigation District, water is
pumped . Water flows through reservoir 3 and returns
to Bea nage pipe. Water in reservoirs 1 & 2 is used
for aesthetics during daylight hours and the irrigation of property under
Permit from the Medford Irrigation District during evening hours.

* * CLAIM OF BENEFICIAL USE FOR IRRIGATION UNDER R-12053: 8.9 ACRE-FEET STORAGE FOR
AESTHETICS PURPOSES. * *

SURVEY TIE: Field measurements from found D.L.C. corner monuments holding a bearing of
NORTH between these monuments.

AREA : Reservoir 1: SE1/4, NW1/4; SW1/4, NE1/4; NW1/4, SE1/4
SUBMERGED Reservoir 2: SW1/4, NE1/4
Reservoir 3: SE1/4, SE1/4

The final proof survey and inspection of the use as found to be completed under the terms
and conditions of Application #R-72484 & Permit #R-12053 was completed by me on January
4, 2002, and the facts contained in this report and final proof map are correct to the
best of my knowledge.



RENEWAL DATE 6-30-03

I, PAUL W. Winterbottom, of the Rogue Valley Manor, agree to the findings of
the CWRE and do hereby submit this site report and map as our Claim of Beneficial Use of
the water as provided under the terms and conditions of Application #R-72484 & Permit #R-
12053.

Paul W. Winterbottom 3-7-2002

For Rogue Valley Manor



L.J. FRIAR AND ASSOCIATES

CONSULTING LAND SURVEYORS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

LARRY J. FRIAR
JAMES E. HIBBS

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MAR 11 2002

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SALEM, OREGON

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Application # R-72484 & Permit # R-12053

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DIVERSION: 219' South & 783' West of the SE corner of D.L.C. #50, in the SE 1/4 of the NW 1/4 of Sec. 20, T.37 S., R.1 W., W.M.

STORAGE : Three unnamed reservoirs. Reservoir 1 is 1.3 acres with an average depth of
FACILITIES 4.7'. Reservoir 2 is 0.8 acre with an average depth of 3.25'. Reservoir 3 is made up of two ponds being 0.2 acre with an average depth of 1.0'.

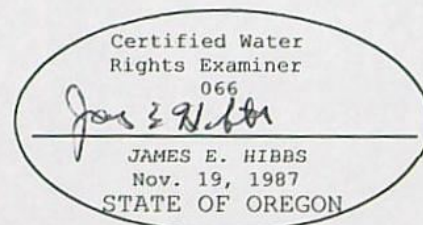
SYSTEM: From the diversion point in Bear Creek, which is also used to transmit irrigation water under Permit from the Medford Irrigation District, water is pumped to the reservoirs 2 & 3. Water flows through reservoir 3 and returns to Bear Creek via a Storm Drainage pipe. Water in reservoirs 1 & 2 is used for aesthetics during daylight hours and the irrigation of property under Permit from the Medford Irrigation District during evening hours.

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Reservoir 3: SE1/4, SE1/4

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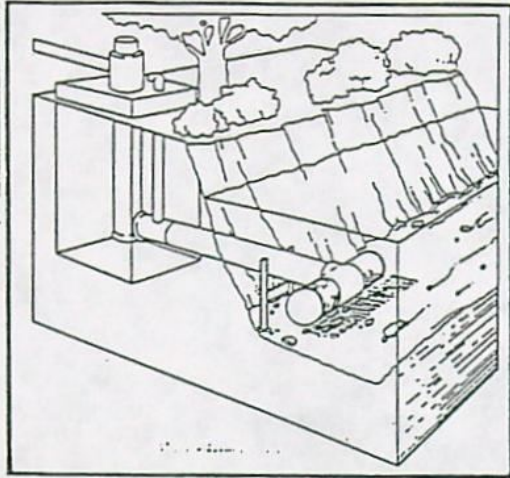


RENEWAL DATE 6-30-03

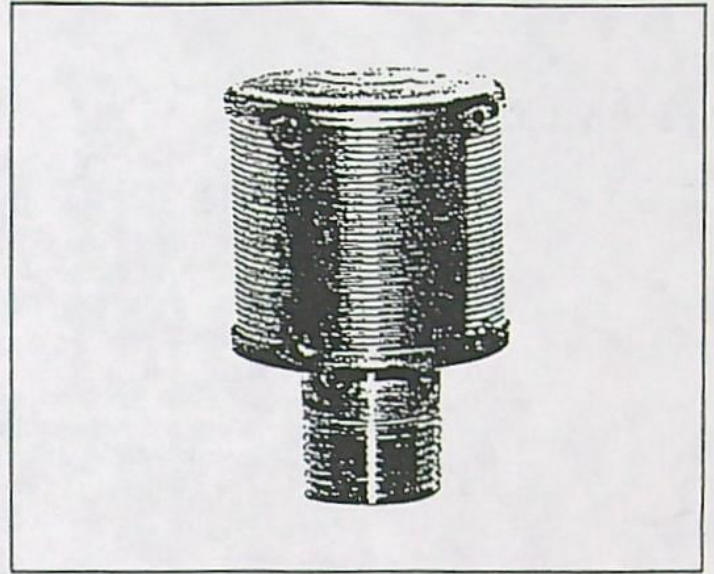
I, PAUL W. Winterbottom, of the Rogue Valley Manor, agree to the findings of the CWRE and do hereby submit this site report and map as our Claim of Beneficial Use of the water as provided under the terms and conditions of Application #R-72484 & Permit #R-12053.

Paul W. Winterbottom 3-7-2002

For Rogue Valley Manor



CYLINDRICAL INTAKE FOR LARGE PUMP



STRAINER FOR SMALL PUMP

SOURCES

Local irrigation supply businesses are usually aware of screen suppliers. ODFW does not endorse any particular manufacturer's product. However the following manufacturers do make pump screening products. Phone them for a local distributor's address and number. Local distributors also usually carry a number of competing products which also may be suitable:

Cook Screen Technologies, Cincinnati, OH 513-771-9192

Custom Technology, Yakima, WA 509-965-3333

Johnson Screens, St. Paul, MN 612-636-3900

Perfection Sprinkler, Ann Arbor, MI 313-761-5110

Plum Creek Manufacturing, Ainsworth, NE 402-387-0347



OREGON DEPARTMENT OF FISH AND WILDLIFE
HABITAT CONSERVATION DIVISION
2501 SW FIRST P.O. BOX 59 PORTLAND 97207

**Requirements
for Small Pump Screens**

In accordance with ORS 469.371, 498.248, and other rules, pump screens must be installed on all pumps where the possibility of game fish ingestion exists. Technical requirements for pump screens of less than 0.5 cfs (225 gpm) are summarized in simplified form below:

1 Screen Construction & Materials

- 1.1 The minimum amount of wetted (submerged) screen surface area required is 1 square inch of screen for each gallon per minute (gpm) of flow. In terms of cubic feet per second (cfs), 3 square feet of screen area are required for cfs). The screen shall be designed so as to uniformly admit water through it, without a disproportionate amount of the water coming through any localized portion of the screen.
- 1.2 The screen mesh shall have 1/8" maximum size holes or slots, measured in their smallest dimension. There is no restriction on the length of slits or slots.
- 1.3 The screen surface shall have a minimum of 40% open area.
- 1.4 The screen material may be wire mesh, perforated plate, or other suitable material.
- 1.5 Any gaps in the screen assembly through which fish might pass shall not exceed 1/8".
- 1.6 There shall be no sharp edges or surfaces exposed which could injure fish. Sharp edges are herein defined as edges of less than .010 inches radius.
- 1.7 Durable material (plastic, stainless steel, brass, etc) is recommended to ensure continued usefulness and ease of maintenance.

2 Larger Screens: For all other screens (i.e. dams, gravity diversions), and for all pump screens larger than 0.5 cfs, contact the ODFW Fish Passage Program at 229-6967 x466 for further information.

3 Self-Certification: ODFW does not usually inspect small pump screens of less than 225 gpm (.5 cfs), but simply furnishes the above screening information to the water right applicant. We then require a certification from the Water Right Applicant that the above criteria have been met. After certification, present this letter to the Oregon State Water Resources Department as evidence of meeting ODFW screening requirements:

Certification: I certify that my small pumped diversion of less than 225 gallons per minute meets the fish screening criteria stated above, and that I will maintain it to comply with regulatory criteria. I also understand that should fish screening standards change that I may be required to modify my installation to meet applicable standards.

Signature of Water Diverter

Date

WRD File#

Rogue Valley Manor
1200 Mira Mar Ave.
Medford, OR 97504

March 8, 2002

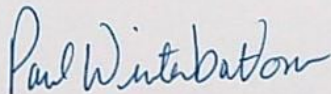
Water Recourses Department
C/O Steve Brown
Commerce Building
158 12 St. NE
Salem, OR 97301-4172

Dear Mr. Brown:

Attached is our Final Proof Survey and map for three aesthetic ponds, per application #R-72484 and Permit # R-12053.

I hope this will complete the process. If there is any further information you need, or further steps we need to take, please contact me.

Sincerely,



Paul Winterbottom, CGCS
Certified Golf Course Superintendent
Office: 541-857-7070
Cellular: 541-944-4317

RECEIVED
MAR 11 2002
WATER RESOURCES DEPT.
SALEM, OREGON



ROGUE VALLEY
MANOR

1200 Mira Mar Avenue
Medford, OR 97504
(541) 857-7777
Fax: (541) 857-7599
Toll-free: (800) 848-7868
E-mail: prs@retirement.org

*Affiliate of Pacific
Retirement Services*



March 7, 1994

RECEIVED

MAR 10 1994

WATER RESOURCES DEPT.
SALEM, OREGON



DEPARTMENT OF
FISH AND
WILDLIFE

Water Rights Section
Water Resources Department
3850 Portland Rd., NE
Salem, OR 97310

RE: Water Right Application #R-72484; Report of Technical Review

Bear Creek is a heavily impacted stream system with struggling populations of fall chinook and coho salmon, summer and winter steelhead and rainbow trout. Winter flows in low water years are often insufficient for returning adult salmonids. Additional winter water withdrawals when flow is below normal will further exacerbate upstream migration problems.

Because one or more species of game fish are present at the described POD, ODFW will require the applicant to provide fish screening pursuant to ORS 498.248. Therefore, ODFW requests WRD add the following condition to those already proposed:

The permittee shall install and maintain a fish screening device as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screen is to be in place and functional prior to diversion of any water.

ODFW also requests the following condition relating to in-channel obstructions be included as a permit condition:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream.

Because the subject diversion is less than 0.5 cfs, ODFW will not request requiring inspection and approval of the fish screening device by ODFW personnel as a condition of the permit. Instead, we request the applicant be given (and required to complete) the attached self-certification form to be returned to WRD as proof of compliance. The reverse side of the form contains information that should ease the task of screening the diversion.

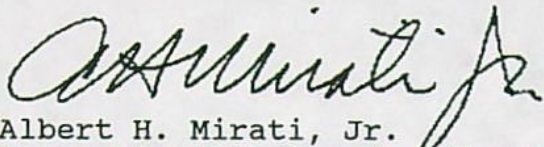


2501 SW First Avenue
PO Box 59
Portland, OR 97207
(503) 229-5400
TDD (503) 229-5459

WR R-72484
March 7, 1994
Page 2

Thank you for the opportunity to comment.

Sincerely,

A handwritten signature in cursive script, appearing to read "A. Mirati Jr.", written in dark ink.

Albert H. Mirati, Jr.
Water Right Review Coordinator

c. WaterWatch of Oregon (public information request)
Evenson, Central Point

FILE: R-72484.TEC

ENVIRONMENTAL MANAGEMENT SERVICES, INC.

1150 Knutson Road · Suite 4 · Medford, Oregon 97504 · Telephone (541) 941-1081

RECEIVED

OCT 01 1999

WATER RESOURCES DEPT.
SALEM, OREGON

September 28, 1999
Project: 6001-000.004

Mr. Dallas Miller
Oregon Water Resources Department
Commerce Building
158 12th Street NE
Salem, Oregon 97310-3739

02480

Re: Notice of Completion of Construction of Reservoir System at the Quail Point Golf Course (Permit Number: R-12053; File Number: R-724840)

Dear Mr. Miller:

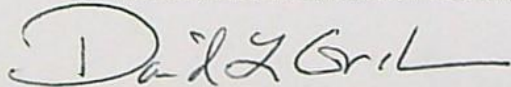
This letter is being submitted on behalf of the Rogue Valley Manor to inform the Oregon Department of Water Resources (OWRD) that the three reservoirs at the Quail Point Golf Course have been constructed and filled. Construction of the reservoirs was completed in accordance with the specifications stipulated in the above referenced water right permit. Water is currently being applied to the beneficial use specified under the permit.

A final proof survey of the water use system will be completed by a Certified Water Rights Examiner and submitted to the OWRD no later than October 1, 2000.

If you have any questions or require additional information regarding the permit, do hesitate to contact us at your convenience.

Sincerely,

ENVIRONMENTAL MANAGEMENT SERVICES, INC.



David L. Graham
Principal Hydrogeologist

cc: Mr. Paul Winterbottom, RVM



Oregon

John A. Kitzhaber, M.D., Governor

December 3, 1999

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD OR 97504

REFERENCE: File R72484
Permit R12053

We have received your notice that complete application of water has been made under your permit .

In order to obtain a certificate of water right, you are required by law to hire a Certified Water Right Examiner (CWRE) to conduct the final proof survey of the completed use **if stored water is 9.2 or more acre feet. If you store less than 9.2 acre-feet and if there is no secondary water right that permits the diversion of water from the reservoir you may be able to prepare your own claim of beneficial use.** Either way, 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, 2000.** A list of Certified Examiners is available upon request by calling the above number, extension 320.

The Department requires that the CWRE has a copy of the permit or transfer order to compile the claim of beneficial use. All permit conditions need to be addressed in the claim and map you submit.

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.

In the meantime, the permit you hold is valid evidence of your right to use the water.

If you have any questions, please contact the Water Rights Section at 378-3739, or toll-free within Oregon 1-800-624-3199.

Sincerely,

DALLAS MILLER
Natural Resource Specialist 2

DM:jh

cc: Watermaster
CWRE
Environmental Mgmt. Services, 1150 Knutson Ste 4, Medford, OR 97504



FILE # R-72484**FO CHECKLIST**

REVIEW DATE: 9/18/96

WEEK # 53

PFO TO FO CONVERSION

INITIALS : JTG

In preparing the FO, you should check the following:

1. Y / ☒ Were comments or protests received in response to the PFO?
2. ☒ If #1 = "Y", from whom were the comments received and when?
3. ☒ Verify names and addresses on the PFO CC list. **ALL** commentors (regardless of comment date), **affected landowners (were they notified?)**, and those who paid the \$10 fee should be listed.
4. ☒ Verify payment of recording fees (circle the appropriate option)
(1) ☒ Issue FO w/permit if fees are paid -- Prepare refund request for excess fees, including **standing fees if no protest is filed and no modifications are being made to the PFO**
(2) Issue FO w/o permit if fees are lacking
5. Y / ☒ Is the file lacking a signed oath of accuracy for the application?
6. Y / ☒ Has ODFW asked for self certification on screening condition?
7. Y / ☒ Is water use prohibited for one or more months of the normal use period?
8. Y / ☒ If # 7 = "Y", is short season letter on file? Note: If short season letter is lacking prepare FO with Draft permit giving applicant 60 days to submit letter.
9. ☒ / N Is further processing possible? If not state reason: _____
10. _____ Notify applicant of additional information or fees required prior to permit issuance (**SEND CERTIFIED LETTER** & use standard wording from M:\T\FO\TOOLS if possible)
11. _____ Assign permit numbers to files with oath, fees, and no protests or other issues

DENIAL FO w/o PERMIT
LARRY JERRYRoute to: (circle one)
☒ FO & PERMIT
JEREMYCOMMENTS
DOUGInitials JTG

Modify FO as needed to:

12. ☒ Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above)
13. ☒ Include or exclude permit conditions and management codes
14. ☒ Correct PFO errors (such as POD or POU location (verify from map), Permit format)

Once FO document is completed:

15. ☒ Save WordPerfect document in M:\T\FO\WEEK 53 & delete duplicates
16. ☒ Print final draft of document and submit to team leader for review
17. ☒ / N Team leader review completed

37 1W 3240

1", 20C

37 1W 32ADA

37 1W 33BC

37 IW 33CB

37 1W -33

4-7

INTERSTATE

EFU

4-3

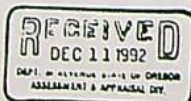
FREEWAY

GC/RRS 4-5

ÉL REY SUB / RENGSHAW SUB

37 1W 320

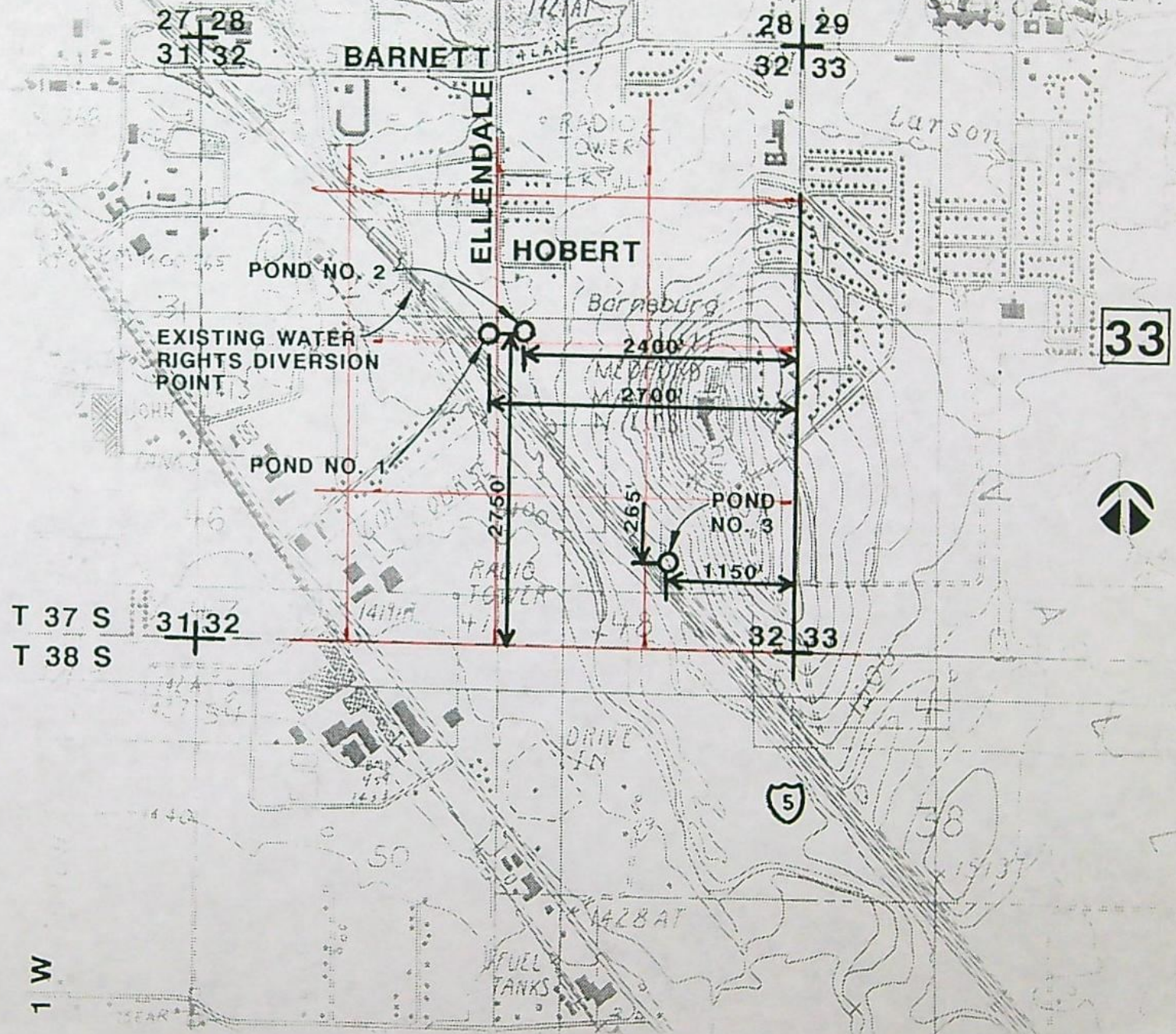
4pp. #R072484
2erm.it # R012053



CITY OF MEDFORD

Application No. 72484

Permit No.



Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number R-72484

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On June 24, 1992, ROGUE VALLEY MANOR submitted an application to the Department for the following water use permit:

- Amount of Water: 8.9 acre-feet, being 6.1 acre-feet in Reservoir #1, 2.6 acre-feet in Reservoir #2, and 0.2 acre-foot in Reservoir #3
- Use of Water: Aesthetics
- Source of Water: Bear Creek, a tributary of Rogue River
- Area of Proposed Use: Jackson County within

NW 1/4 SE 1/4

NE 1/4 SW 1/4

SE 1/4 SE 1/4

SECTION 32

Township 37 South, Range 1 West, W.M.

- Water Delivery System: Water is pumped through 850 feet force main to reservoirs.

The Department mailed the applicant notice of its Technical Review, December 29, 1993, determining that diversion of water for storage may be allowed December 1 through March 31. The 60-day objection period closed March 11, 1994.

No objections were received.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record

- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any comments received

Findings of Fact

The Rogue River Basin Program allows the following use: Storage of water for Aesthetics. The Bear Creek Withdrawal Order may allow storage of water during the period November 1 to March 30 from Bear Creek and its tributaries, 690-515-003 (1) (a).

Senior water rights exist on Bear Creek and on downstream waters.

Bear Creek is above a State Scenic Waterway.

Water is available for further appropriation (at 50 percent exceedance probability) for the period December 1 through March 30.

The Department finds that no more than 8.9 acre feet would be necessary for the proposed use. The amount of water requested, 8.9 acre-feet, is allowable.

The Oregon Department of Fish and Wildlife has advised that one or more species of game fish are present at the described point of diversion.

An interagency team reviewed this proposed use for potential adverse impacts on declining fish populations. This team consisted of representatives from the Oregon Departments of Water Resources (WRD), Environmental Quality, Fish and Wildlife (DFW), and Agriculture. WRD and DFW representatives included both technical and field staff. The interagency team recommended that additional limitations or conditions of use be imposed on this application as follows:

The inlet at the point of diversion shall have a fish screen.

Conclusions of Law

Under the provisions of ORS 537.153, the Department must presume that a proposed use will not impair or be detrimental to the public interest if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the a 50 Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

For these reasons, the required presumption has been established.

Once the required presumption has been established, under the provisions of ORS 537.153(2) it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use will impair or be detrimental to the public interest as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified public interest would be impaired or detrimentally affected.

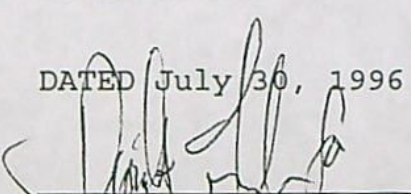
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use will impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount of water necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use will not impair or be detrimental to the public interest as provided in ORS 537.170.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED July 30, 1996


Steven P. Applegate
Administrator
Water Rights and Adjudications Division

Protest Rights

Under the provisions of ORS 537.153(6) or 537.621(7), you have the right to submit a protest against this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050.
- If you are the applicant, a statement of whether or not you are requesting that a contested case hearing be held. If you do not request a hearing, the Department will presume that you do not wish for a hearing to be held.

Your protest must be received in the Water Resources Department no later than September 13, 1996.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

GH

DRAFT

This is not a permit!!!
STATE OF OREGON

DRAFT

COUNTY OF Jackson

DRAFT PERMIT TO STORE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OREGON 97504

(541) 773-7411

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: R-72484

SOURCE OF WATER: BEAR CREEK, A TRIBUTARY OF ROGUE RIVER

STORAGE FACILITY: THREE UNNAMED RESERVOIRS

PURPOSE OR USE OF THE STORED WATER: AESTHETICS

VOLUME OF USE: 8.9 ACRE-FEET, EACH YEAR, BEING 6.1 ACRE-FEET IN
RESERVOIR #1, 2.6 ACRE-FEET IN RESERVOIR #2, AND 0.2
ACRE-FEET IN RESERVOIR #3

WATER MAY BE APPROPRIATED FOR
STORAGE DURING THE PERIOD: DECEMBER 1 THROUGH MARCH 30

DATE OF PRIORITY: JUNE 24, 1992

The area submerged by Reservoir #1, when full, will be 1.3 acres and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #2, when full, will be 0.8 acre and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

The area submerged by Reservoir #3, when full, will be 0.2 acre and the maximum depth of water will be 11.0 feet. The maximum height of the dam shall not exceed 9.0 feet.

DAM LOCATION: NE 1/4 SW 1/4, NW 1/4 SE 1/4, SECTION 32, T37S, R1W, W.M.

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

NE 1/4 SW 1/4	RESERVOIR #1
NW 1/4 SE 1/4	RESERVOIR #2
SE 1/4 SE 1/4	RESERVOIR #3
SECTION 32	

TOWNSHIP 37 SOUTH, RANGE 1 WEST, W.M.

Measurement recording and reporting conditions:

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

The 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, functional, and 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.

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 _____, 199_

DRAFT - THIS IS NOT A PERMIT

Water Resources Department
Director

Application R-72484 Water Resources Department
Basin Rogue Volume 3 BEAR CREEK AND MISC.
GH MGMT.CODE

PERMIT DRAFT
District 14

BEFORE THE STATE ENGINEER OF OREGON

Jackson County

IN THE MATTER OF THE)
ACCEPTANCE OF APPLICATIONS)
FOR PERMITS TO APPROPRIATE)
WATER FROM BEAR CREEK AND)
ANTELOPE CREEK -----)

ORDER

REJECTING CERTAIN FUTURE
APPLICATIONS

Bear Creek and its tributaries are located within Jackson County, Oregon, the principal tributaries: Walker, Emigrant and Neil creeks having their origin high in the western breaks of the Cascade Mountains and flowing in a general westerly direction to their confluence with Bear Creek in Sections 11 and 12, Township 39 South, Range 1 East, W.M. The main channel from its origin at the confluence of Walker and Emigrant creeks flows in a general northwesterly direction through a broadening valley, embracing several thousand acres of farm land and the cities and communities of Ashland, Talent, Phoenix, Medford and Central Point, to its confluence with the Rogue River in the northwest quarter of Section 20, Township 39 South, Range 2 West, W.M.

Antelope Creek and its tributaries are located within Jackson County, Oregon, immediately north of Bear Creek, the main channel having its origin in Township 38 South, Range 2 East, W.M. and flowing in a general northwesterly direction to its confluence with Little Butte Creek in the northwest quarter of Section 9, Township 36 South, Range 1 West, W.M.

Irrigation is the principal beneficial use of water being made from these streams with rights to the use of water being held by the Talent Irrigation District, Medford Irrigation District, Rogue River Valley Irrigation District, and numerous individual users. Rights for the use of the water for domestic, municipal, manufacturing and other purposes exist in a lesser degree.

Information submitted by water users and stream flow records kept by the State Engineer indicate that there is not sufficient water in Bear Creek and Antelope Creek during the major part of the irrigation season to satisfy existing rights.

THEREFORE IT IS HEREBY ORDERED that no more applications for permits be accepted to appropriate water from Bear Creek or any of its tributaries, or Antelope Creek or any of its tributaries for irrigation, unless they are for the construction of reservoirs and the storage of water from November 1 to March 30 and the appropriation of the stored water.

Dated at Salem, Oregon, this 22nd day of January, 1959.

Lewis A. Stanley

LEWIS A. STANLEY
State Engineer

Application No.

2-72484

RECEIVED

JUN 24 1992

WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon

WATER RESOURCES DEPARTMENT

Application for a Permit to Construct a Reservoir

Applicant(s) Rogue Valley Manor

(Please print or type - use dark ink)

Mailing Address: 1200 Mira Mar Avenue

Medford,

City

OR

State

97504

Zip

773-7411

Daytime Phone No.

I (We) make application for a permit to construct a 2.2 acre (see attached reservoir and store
the following described waters of the State of Oregon: Remarks Section)

1. SOURCE OF WATER for the proposed use: Bear Creek,
a tributary of Rogue River.

If not in channel of a stream, state how it is to be filled: The water will be pumped from
Bear Creek through an 850 feet force main to the proposed reservoirs.

2. THE DAM: The maximum height of the structure will be 9.0 feet above stream bed
or ground surface at the centerline.

The dam will be (check one) ☒ earthfill, ☐ concrete, ☐ flashboard, ☐ other.

If "other" give description: _____

Give the location, description, and dimensions of the outlet conduit: The outlet conduit for each
of the three ponds exit through the westernmost dike in each case. The
inlet for each of the outlet conduits consists of a Type III Inlet placed
in the bottom of each pond. (continued in "Remarks" section)

NOTE: All dams across natural stream channels must be provided with an outlet conduit, minimum
diameter of 8", or be of such capacity and location as to pass the normal flow of the stream at any time.

3. THE USE(s) of the impounded water will be: The primary use of the stored water will
be irrigation of the golf course. A secondary use is for visual en-
hancement of the area.

4. **THE AMOUNT OF WATER** to be stored is: 8.9 acre-feet.
The area submerged by the reservoir, when filled, will be 2.2 acres,
and the maximum depth of water will be 11.0 feet.

5. **SPILLWAY DESCRIPTION** (location and dimensions). State whether over or around the dam. All three spillways use OSHD Class 500 rip rap in a 2 foot layer for erosion protection. Each of the spillways is located on the dike embankment due to the layout and surrounding topography. The spillway for the pond No. 2 is the only one expected to be used for anything close to a regular basis. The Pond No. 2 spillway is also lined with PVC and geotextile lining. The primary overflow for Pond No. 3 is an 18 inch ductile iron outlet pipe. The rip rap spillway in Pond No. 3 is not expected to be used except under very rare circumstances.
-
-
-
-

6. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin Immediately

Proposed date construction work will be completed October 1, 1992

Proposed date water use will be completed Continuous Use beginning October 1, 1992

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

7. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

 Applicant XX CWRE Other (Identify in REMARKS section)

- b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant XX CWRE Other (Identify in REMARKS section)

8. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? yes. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

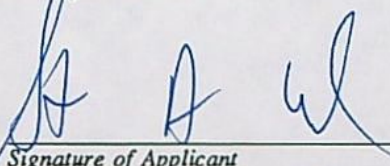
REMARKS: This application includes three separate reservoirs located as shown on the enclosed map. Acreage and capacity for each pond is as follows:

1.) 1.3 acres and 6.1 acre - feet; 2.) 0.8 acres and 2.6 acre - feet; and 3.) 0.1 acres and 0.2 acre - feet. All three reservoirs are lined with a 30-mil PVC lining to prevent leakage and geotextile for protecting the liner.

Outlet Conduits (continued): All of the outlet conduits are ductile iron pressure pipe. Pond Nos. 2 and 3 utilize 8 inch pipe and Pond No. 1 uses 15 inch. Each of the outlet conduits has a gate valve for shut-off.

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge.

NOTE: The permit, when issued, 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. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.



Signature of Applicant

Date

6/11/92

PROJECT MANAGER FOR ROGER VAN DYKE MANION

Date

	S.A.	Cap	Dom Ht	Depth
Pond #1	1.3 acres	6.1 a.f.		
Pond #2	0.8 acre	2.6 a.f.		
Pond #3	0.1 acre	0.2 af		
	<u>2.2</u> acres	<u>8.9</u> a-f		

8. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? yes. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

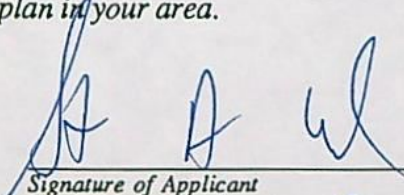
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Signature of Applicant

6/11/92
Date

PROJECT MANAGER FOR ROGUE VALLEY MANOR

Signature of Co-Applicant, if any

Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions 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 24th day of June, 1992, at 8:0 o'clock, A M.

APPLICATION NO: _____

LOCATION.--Lat 42°19'40", long 122°52'10", in NW 1/4 sec.30, T.37 S., R.1 W., Jackson County, Hydrologic Unit 17100308, on left bank 40 ft upstream from Main street Bridge, in Medford, and at mile 9.91.

DRAINAGE AREA.--289 mi².

PERIOD OF RECORD.--March 1915 to June 1920 (no low-flow records), October 1920 to September 1981, December 1983 to 1987. Monthly discharge only for some periods, published in WSP 1318.

REVISED RECORDS.--WSP 1044: 1944. WSP 1448: 1916, 1917(M), 1918-20, 1922, 1924, 1927(M), 1928, 1930. WSP 1568: Drainage area.

GAGE.--Water-stage recorder and concrete control. Datum of gage is 1,341.98 ft above National Geodetic Vertical Datum of 1929. Dec. 31, 1947, to Sept. 23, 1985, at datum 2.00 ft higher. See WSP 1738 for history of changes prior to Dec. 31, 1947.

REMARKS.--Flow partly regulated since 1924 by Emigrant Lake. Numerous diversions for irrigation and municipal use upstream from station.

EXTREMES FOR PERIOD OF RECORD.--Maximum discharge, 14,500 ft³/s Dec. 2, 1962, gage height, 10.04 ft, present datum; maximum gage height, about 13.0 ft Feb. 20, 1927, from floodmarks, present datum, site then in use; no flow at times.

STATISTICAL SUMMARIES FOR THE PERIOD 1924-1987

[n = number of values used to compute statistics; months are abbreviated; Ann = annual]

Monthly and annual statistics based on mean daily discharge, in cubic feet per second

Month	n	Minimum	(year)	Maximum	(year)	Mean	Standard deviation	Percent of annual runoff
Oct	61	4.7	1932	215	1963	34	31	2.6
Nov	61	8.2	1937	290	1985	63	57	4.6
Dec	62	17	1937	1140	1965	161	218	11.9
Jan	62	13	1937	1080	1965	219	236	16.2
Feb	62	11	1931	873	1958	221	189	14.9
Mar	62	13	1931	787	1957	202	162	14.9
Apr	62	4.9	1931	686	1974	199	138	14.2
May	62	1.5	1931	391	1963	131	96	9.7
Jun	62	2.1	1931	232	1953	73	54	5.2
Jul	62	0.5	1924	95	1971	31	22	2.3
Aug	62	0.4	1924	115	1976	32	27	2.4
Sep	62	0.7	1931	91	1971	35	28	2.5
Ann		8.4	1931	304	1974	115	74	100.0

Flow duration statistics based on mean daily discharge

Discharge, in cubic feet per second, which was equaled or exceeded for indicated percent of time

Month	95	90	85	80	75	70	60	50	40	30	25	20	15	10	5
Oct	5.9	7.8	11	13	16	18	22	25	29	34	37	41	46	54	72
Nov	13	16	20	23	25	27	31	36	43	54	64	75	94	132	220
Dec	17	22	26	30	33	37	47	60	82	121	148	190	228	322	579
Jan	23	31	36	40	45	50	66	87	128	178	213	263	338	513	884
Feb	32	43	50	57	64	73	95	125	166	228	271	325	422	536	682
Mar	33	53	61	71	82	94	112	137	170	213	239	275	317	401	589
Apr	15	29	48	69	85	100	136	171	203	242	264	296	341	422	489
May	6.4	18	28	38	50	60	80	100	124	157	177	202	231	283	391
Jun	4.1	11	15	20	26	31	41	53	68	89	103	119	142	166	206
Jul	2.8	6.0	8.4	11	13	14	17	21	28	37	43	49	57	68	85
Aug	1.3	3.0	6.5	8.6	10	12	15	19	27	40	47	53	62	73	91
Sep	2.2	3.9	6.1	7.8	9.3	12	17	23	32	46	52	57	66	79	97
Ann	5.4	10	14	18	23	28	39	53	72	104	129	160	199	265	407

PFO CHECKLIST

Application #: R 72484 Vol _____ Subbasin _____
 Basin: 15 WAB: _____
 Township _____ Range _____ Section _____ 1/4 1/4 _____

- ☒ 1. Completeness checklist verified? Y / N
- ☒ 2. Indicators that the process should not continue (ie - protest, items missing, letter to file indicating hold, other) Y / N
- ☒ 3. Groundwater review A B C D
 - a. Is second groundwater review necessary? Y / N reason _____
 - b. Is the well located in a groundwater limited area? Y / N
- ☒ 4. SWW Y / N Triage Y / N conditions/restrictions Y / N Screen Inlet
- ☒ 5. Basin Program limitations? Y / N
- ☒ 6. Withdrawal? Y / N season allowed Stored water only
- ☒ 7. Basin Maps have been checked. Y / N The River Mile is _____
- ☒ 8. Water Availability (50% < July 17, 1992 OR 80% [50% storage] > July 17, 1992) NA
 - a. Notify Ken Stahr Y / N (Q, Duty, or Season) _____
- ☒ 9. Rate/Duty/Season _____
- ☒ 10. Use Storage for Aesthetics Period of Allowed Use _____
- ☒ 11. Priority Date(s) June 24, 1992 TR / IR mail date _____
- ☒ 12. B.O.R. project Y / N contract # _____
- ☒ 13. TMDL Basin? Y / N (Tualatin, Yamhill, Pudding) Division 33 Y / N (Abv Bonn > July 17, 92 //// Blw Bonn > April 18, 94 or June 3, 94)
- ☒ 14. Conflicts Y / N Irriga rights exist on same land
- ☒ 15. Objections? Y / N PFO different from IR/TR Y / N
- ☒ 16. Conditions (from IR/TR/ or Additional) Y / N (macro series 4 - 7)
- ☒ 17. Land use approval OK'd needs approval county notified NA
- ☒ 18. SIZE Small (<0.1cfs, <9.2AF), Medium (>0.1 or <15cfs, >9.2 or <100AF) Large (>15 cfs, >100 AF)?
- ☒ 19. Watermaster Dist: (1 2 16 18 - NWR) (3 4 5 - NCR) (6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 - SWR)

(a) Potential Reservoir sites should be identified in the comprehensive land use planning process for possible future development or until alternative methods of meeting water needs have been developed. Immediate consideration should be given to the following sites:

(A) Lake Creek (E 1/2, Section 30, Township 36 South, Range 2 East).

(B) South Fork Little Butte Creek (SE 1/4 SE 1/4, Section 29, Township 36 South, Range 2 East).

(b) All applications for appropriation of water for storage in structures impounding more than 3,000,000 gallons of water shall be reviewed by the Water Policy Review Board prior to approval. During the review the Water Policy Review Board may establish additional minimum flows on the natural flow of the stream to support aquatic life or minimize pollution. Storage projects consistent with the purposes of minimum perennial streamflows shall be encouraged.

(4) Existing Rights

This program does not modify, set aside or alter any existing right to use water or the priority of such use established under existing laws.

Bear Creek Basin

690-515-003

(1) Classifications

(a) No applications for appropriation of water shall be accepted or issued by any state agency except appropriations for beneficial uses involving water legally stored in excess of the amount necessary for existing rights.

(b) Structures or works for the utilization of the waters in accordance with the aforementioned classifications, are also declared to be prejudicial to the public interest unless planned, constructed, and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

(2) Water Quality

Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on condition that any effluents or return flows from such uses shall not significantly interfere with recreational, fish life, or other beneficial uses of water.

(3) Power Development

Rights to use of water for power development purposes granted by any state agency shall be issued only on the condition, as demonstrated by the applicant, that any dams, diversions, generating facility, or return flows shall not significantly interfere with recreational, fish life or other beneficial uses of water.

(4) Storage

Storage & Secondary are OK for water only.

WATER AVAILABILITY TABLE

Basin: ROGUE

Exceedance Level: 50

Water Availability Subbasin: 0102679291000000 (and Nested Subbasins)

Time: 14:03

Date: 06/06/1996

Item #	W.A. Subbasin	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	0100000000000000	YES	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES
2	0102000000000000	YES	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
3	0102600000000000	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES	YES
4	0102670000000000	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES	YES
5	0102679000000000	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES	YES
6	0102679200000000	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES	YES
7	0102679290000000	YES	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES	YES
8	0102679291000000	NO	NO	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	YES

STREAM NAMES

Basin: ROGUE

Water Availability Subbasin: 0102679291000000 (and Nested Subbasins)

Time: 14:03

Date: 06/06/1996

WAB #	Stream Name	Tributary to
0100000000000000	ROGUE R	PACIFIC OCEAN
0102000000000000	ROGUE R	PACIFIC OCEAN
0102600000000000	ROGUE R	PACIFIC OCEAN
0102670000000000	ROGUE R	PACIFIC OCEAN
0102679000000000	ROGUE R	PACIFIC OCEAN
0102679200000000	ROGUE R	PACIFIC OCEAN
0102679290000000	ROGUE R	PACIFIC OCEAN
0102679291000000	BEAR CR	ROGUE R

LIMITING WATER AVAILABILITY SUBBASINS

Water Availability Subbasin: 0102679291000000

Basin: ROGUE

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Limiting Subbasin	Stream Name	Water Available?	Net Water Available
1	0102679291000000	BEAR CR	NO	-68.5
2	0102679291000000	BEAR CR	NO	-84.9
3	0102679291000000	BEAR CR	NO	-64.6
4	0102679291000000	BEAR CR	YES	51.9
5	0102679291000000	BEAR CR	YES	21.9
6	0102670000000000	ROGUE R	NO	-211.0
7	0102670000000000	ROGUE R	NO	-801.0
8	0102670000000000	ROGUE R	NO	-1532.0
9	0102670000000000	ROGUE R	NO	-1428.0
10	0102670000000000	ROGUE R	NO	-280.0
11	0102670000000000	ROGUE R	NO	-1600.0
12	0102679291000000	BEAR CR	NO	-78.3
Stor	0102679291000000	BEAR CR	YES	4420.0

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0100000000000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	13100.00	800.00	12300.00	0.62	12300.00	3500.00	8800.00
2	16900.00	2200.00	14700.00	0.91	14700.00	3500.00	11200.00
3	13900.00	1800.00	12100.00	0.76	12100.00	3500.00	8600.00
4	11700.00	1200.00	10500.00	7.90	10490.00	3500.00	6990.00
5	8190.00	220.00	7970.00	7.88	7960.00	3000.00	4960.00
6	4890.00	420.00	4470.00	2.13	4470.00	2700.00	1770.00
7	2690.00	500.00	2190.00	2.98	2187.00	2000.00	187.00
8	1980.00	450.00	1530.00	2.48	1528.00	2400.00	-872.00
9	1930.00	370.00	1560.00	1.43	1559.00	2400.00	-841.00
10	2420.00	120.00	2300.00	0.41	2300.00	1600.00	700.00
11	5040.00	170.00	4870.00	0.11	4870.00	3500.00	1370.00
12	12300.00	300.00	12000.00	0.43	12000.00	3500.00	8500.00
Stor	5690000	512000	5180000	1680	5180000	2100000	3180000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0100000000000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	-91503D	266A	0	0	0	RESULTANT	
STATUS:	Scenic WW	Cert.					
1	3500.0	935.0	0.0	0.0	0.0	3500.0	X
2	3500.0	935.0	0.0	0.0	0.0	3500.0	X
3	3500.0	935.0	0.0	0.0	0.0	3500.0	X
4	3500.0	935.0	0.0	0.0	0.0	3500.0	X
5	3000.0	935.0	0.0	0.0	0.0	3000.0	X
6	2700.0	935.0	0.0	0.0	0.0	2700.0	X
7	2000.0	935.0	0.0	0.0	0.0	2000.0	X
8	2400.0	935.0	0.0	0.0	0.0	2400.0	X
9	2400.0	935.0	0.0	0.0	0.0	2400.0	X
10	1600.0	935.0	0.0	0.0	0.0	1600.0	X
11	3500.0	935.0	0.0	0.0	0.0	3500.0	X
12	3500.0	935.0	0.0	0.0	0.0	3500.0	X

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102000000000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	6780.00	690.00	6090.00	0.38	6090.00	3500.00	2590.00
2	9190.00	2030.00	7160.00	0.55	7160.00	3500.00	3660.00
3	7520.00	1760.00	5760.00	0.42	5760.00	3500.00	2260.00
4	6680.00	1160.00	5520.00	7.69	5510.00	3500.00	2010.00
5	5320.00	200.00	5120.00	7.51	5110.00	3000.00	2110.00
6	3350.00	420.00	2930.00	1.25	2929.00	2700.00	229.00
7	1920.00	500.00	1420.00	1.65	1418.00	2000.00	-582.00
8	1460.00	440.00	1020.00	1.38	1019.00	2400.00	-1381.00
9	1490.00	360.00	1130.00	0.94	1129.00	1600.00	-471.00
10	1700.00	110.00	1590.00	0.33	1589.70	1600.00	-10.30
11	2660.00	130.00	2530.00	0.07	2530.00	3500.00	-970.00
12	6450.00	180.00	6270.00	0.29	6270.00	3500.00	2770.00
Stor	3270000	478000	2790000	1340	2790000	2050000	936000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102000000000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	-91503A	0	0	0	0	0	RESULTANT
STATUS: Scenic WW							
1	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
2	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
3	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
4	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
5	3000.0	0.0	0.0	0.0	0.0	0.0	3000.0 X
6	2700.0	0.0	0.0	0.0	0.0	0.0	2700.0 X
7	2000.0	0.0	0.0	0.0	0.0	0.0	2000.0 X
8	2400.0	0.0	0.0	0.0	0.0	0.0	2400.0 X
9	1600.0	0.0	0.0	0.0	0.0	0.0	1600.0 X
10	1600.0	0.0	0.0	0.0	0.0	0.0	1600.0 X
11	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
12	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102600000000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	6060.00	790.00	5270.00	0.36	5270.00	3500.00	1770.00
2	8240.00	2160.00	6080.00	0.52	6080.00	3500.00	2580.00
3	6750.00	1850.00	4900.00	0.37	4900.00	3500.00	1400.00
4	6040.00	1170.00	4870.00	7.44	4860.00	3500.00	1360.00
5	4870.00	210.00	4660.00	7.13	4650.00	3000.00	1650.00
6	3060.00	410.00	2650.00	0.74	2649.30	2700.00	-50.70
7	1770.00	490.00	1280.00	0.96	1279.00	2000.00	-721.00
8	1360.00	439.00	921.00	0.80	920.00	2400.00	-1480.00
9	1400.00	360.00	1040.00	0.56	1039.00	2400.00	-1361.00
10	1550.00	110.00	1440.00	0.20	1440.00	1600.00	-160.00
11	2300.00	160.00	2140.00	0.05	2140.00	3500.00	-1360.00
12	5730.00	290.00	5440.00	0.27	5440.00	3500.00	1940.00
Stor	2940000	505000	2440000	1160	2440000	2100000	641000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102600000000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	-91503B	0	0	0	0	0	RESULTANT
STATUS: Scenic WW							
1	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
2	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
3	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
4	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
5	3000.0	0.0	0.0	0.0	0.0	0.0	3000.0 X
6	2700.0	0.0	0.0	0.0	0.0	0.0	2700.0 X
7	2000.0	0.0	0.0	0.0	0.0	0.0	2000.0 X
8	2400.0	0.0	0.0	0.0	0.0	0.0	2400.0 X
9	2400.0	0.0	0.0	0.0	0.0	0.0	2400.0 X
10	1600.0	0.0	0.0	0.0	0.0	0.0	1600.0 X
11	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
12	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102670000000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	5480.00	790.00	4690.00	0.35	4690.00	3500.00	1190.00
2	7460.00	2160.00	5300.00	0.51	5300.00	3500.00	1800.00
3	6130.00	1850.00	4280.00	0.37	4280.00	3500.00	780.00
4	5540.00	1160.00	4380.00	7.43	4373.00	3500.00	873.00
5	4520.00	200.00	4320.00	7.12	4310.00	3000.00	1310.00
6	2880.00	390.00	2490.00	0.73	2489.00	2700.00	-211.00
7	1670.00	470.00	1200.00	0.95	1199.00	2000.00	-801.00
8	1290.00	421.00	869.00	0.80	868.00	2400.00	-1532.00
9	1320.00	347.00	973.00	0.55	972.00	2400.00	-1428.00
10	1430.00	110.00	1320.00	0.20	1320.00	1600.00	-280.00
11	2060.00	160.00	1900.00	0.05	1900.00	3500.00	-1600.00
12	5150.00	290.00	4860.00	0.27	4860.00	3500.00	1360.00
Stor	2690000	500000	2190000	1160	2190000	2100000	438000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102670000000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	-91503C	0	0	0	0	0	RESULTANT
STATUS: Scenic WW							
1	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
2	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
3	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
4	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
5	3000.0	0.0	0.0	0.0	0.0	0.0	3000.0 X
6	2700.0	0.0	0.0	0.0	0.0	0.0	2700.0 X
7	2000.0	0.0	0.0	0.0	0.0	0.0	2000.0 X
8	2400.0	0.0	0.0	0.0	0.0	0.0	2400.0 X
9	2400.0	0.0	0.0	0.0	0.0	0.0	2400.0 X
10	1600.0	0.0	0.0	0.0	0.0	0.0	1600.0 X
11	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X
12	3500.0	0.0	0.0	0.0	0.0	0.0	3500.0 X

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679000000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	4340.00	810.00	3530.00	0.19	3530.00	0.00	3530.00
2	4810.00	1680.00	3130.00	0.26	3130.00	0.00	3130.00
3	4180.00	1390.00	2790.00	0.20	2790.00	0.00	2790.00
4	4460.00	700.00	3760.00	6.75	3750.00	0.00	3750.00
5	4100.00	170.00	3930.00	4.73	3930.00	0.00	3930.00
6	2550.00	350.00	2200.00	0.39	2200.00	0.00	2200.00
7	1580.00	400.00	1180.00	0.50	1180.00	0.00	1180.00
8	1300.00	369.00	931.00	0.42	931.00	0.00	931.00
9	1290.00	311.00	979.00	0.29	979.00	0.00	979.00
10	1360.00	90.00	1270.00	0.10	1270.00	0.00	1270.00
11	2030.00	190.00	1840.00	0.03	1840.00	0.00	1840.00
12	3520.00	280.00	3240.00	0.13	3240.00	0.00	3240.00
Stor	2130000	404000	1720000	838	1720000	0	1720000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679000000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	0	0	0	0	0	0	RESULTANT
STATUS:							
1	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
2	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
3	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
4	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
5	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
6	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
7	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
8	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
9	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
10	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
11	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X
12	0.0	0.0	0.0	0.0	0.0	0.0	0.0 X

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679200000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	4230.00	800.00	3430.00	0.16	3430.00	1200.00	2230.00
2	4690.00	1670.00	3020.00	0.22	3020.00	1200.00	1820.00
3	4090.00	1380.00	2710.00	0.18	2710.00	1200.00	1510.00
4	4410.00	690.00	3720.00	6.72	3710.00	1200.00	2510.00
5	4110.00	150.00	3960.00	4.70	3960.00	1200.00	2760.00
6	2530.00	300.00	2230.00	0.38	2230.00	1200.00	1030.00
7	1560.00	350.00	1210.00	0.49	1209.51	1200.00	9.51
8	1290.00	317.00	973.00	0.41	973.00	1200.00	-227.00
9	1290.00	260.00	1030.00	0.28	1030.00	1200.00	-170.00
10	1370.00	80.00	1290.00	0.09	1289.90	1200.00	89.90
11	2010.00	180.00	1830.00	0.02	1830.00	1200.00	630.00
12	3440.00	260.00	3180.00	0.10	3180.00	1200.00	1980.00
Stor	2100000	385000	1710000	824	1710000	862000	872000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679200000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	268A	0	0	0	0	RESULTANT	
STATUS:	Cert.						
1	1200.0	0.0	0.0	0.0	0.0	1200.0	C
2	1200.0	0.0	0.0	0.0	0.0	1200.0	C
3	1200.0	0.0	0.0	0.0	0.0	1200.0	C
4	1200.0	0.0	0.0	0.0	0.0	1200.0	C
5	1200.0	0.0	0.0	0.0	0.0	1200.0	C
6	1200.0	0.0	0.0	0.0	0.0	1200.0	C
7	1200.0	0.0	0.0	0.0	0.0	1200.0	C
8	1200.0	0.0	0.0	0.0	0.0	1200.0	C
9	1200.0	0.0	0.0	0.0	0.0	1200.0	C
10	1200.0	0.0	0.0	0.0	0.0	1200.0	C
11	1200.0	0.0	0.0	0.0	0.0	1200.0	C
12	1200.0	0.0	0.0	0.0	0.0	1200.0	C

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679290000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	3580.00	700.00	2880.00	0.14	2880.00	1200.00	1680.00
2	3970.00	1560.00	2410.00	0.18	2410.00	1200.00	1210.00
3	3520.00	1310.00	2210.00	0.15	2210.00	1200.00	1010.00
4	3940.00	690.00	3250.00	6.68	3240.00	1200.00	2040.00
5	3870.00	150.00	3720.00	4.63	3720.00	1200.00	2520.00
6	2480.00	340.00	2140.00	0.36	2140.00	1200.00	940.00
7	1550.00	390.00	1160.00	0.48	1159.50	1200.00	-40.50
8	1290.00	355.00	935.00	0.41	935.00	1200.00	-265.00
9	1280.00	306.00	974.00	0.28	974.00	1200.00	-226.00
10	1340.00	80.00	1260.00	0.09	1259.90	1200.00	59.90
11	1800.00	140.00	1660.00	0.02	1660.00	1200.00	460.00
12	2900.00	190.00	2710.00	0.09	2710.00	1200.00	1510.00
Stor	1890000	372000	1520000	808	1510000	862000	684000

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: ROGUE R

> PACIFIC OCEAN

Water Availability Subbasin: 0102679290000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	270A	0	0	0	0	0	RESULTANT
STATUS:	Cert.						
1	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
2	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
3	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
4	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
5	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
6	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
7	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
8	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
9	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
10	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
11	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C
12	1200.0	0.0	0.0	0.0	0.0	0.0	1200.0 C

DETAILED REPORT ON WATER AVAILABILITY

Basin: ROGUE

Stream: BEAR CR

> ROGUE R

Water Availability Subbasin: 0102679291000000

Exceedance Level: 50

Time: 14:03

Date: 06/06/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	216.00	185.00	31.50	0.00	31.50	100.00	-68.50
2	265.00	250.00	15.10	0.00	15.10	100.00	-84.90
3	241.00	206.00	35.40	0.00	35.40	100.00	-64.60
4	182.00	30.00	152.00	0.12	151.90	100.00	51.90
5	168.00	46.00	122.00	0.05	121.90	100.00	21.90
6	101.00	62.00	39.00	0.01	39.00	70.00	-31.00
7	39.50	83.50	-44.00	0.01	-44.00	40.00	-84.00
8	23.60	70.20	-46.60	0.01	-46.60	24.00	-70.60
9	20.30	48.20	-27.90	0.01	-27.90	20.00	-47.90
10	24.10	15.50	8.58	0.00	8.60	24.00	-15.40
11	61.50	55.80	5.70	0.00	5.70	62.00	-56.30
12	153.00	131.00	21.70	0.00	21.70	100.00	-78.30
Stor	89500	70800	25800	14	25800	50300	4420

DETAILED REPORT OF ISWRs

Basin: ROGUE

Stream: BEAR CR

> ROGUE R

Water Availability Subbasin: 0102679291000000

Time: 14:03

Date: 06/06/1996

-----ISWRs-----							
APP # :	70993A	0	0	0	0	0	RESULTANT
STATUS:	App.						
1	100.0	0.0	0.0	0.0	0.0	100.0	A
2	100.0	0.0	0.0	0.0	0.0	100.0	A
3	100.0	0.0	0.0	0.0	0.0	100.0	A
4	100.0	0.0	0.0	0.0	0.0	100.0	A
5	100.0	0.0	0.0	0.0	0.0	100.0	A
6	70.0	0.0	0.0	0.0	0.0	70.0	A
7	40.0	0.0	0.0	0.0	0.0	40.0	A
8	24.0	0.0	0.0	0.0	0.0	24.0	A
9	20.0	0.0	0.0	0.0	0.0	20.0	A
10	24.0	0.0	0.0	0.0	0.0	24.0	A
11	62.0	0.0	0.0	0.0	0.0	62.0	A
12	100.0	0.0	0.0	0.0	0.0	100.0	A

TOWNSHIP <u>37</u> RANGE <u>1W</u> W. M. <u>Card No 2</u> SECTION <u>32</u>																		
NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
MUNICIPAL																		
<div style="display: flex; justify-content: space-between;"> 10/19 6704 53323 </div>																		
<div style="display: flex; justify-content: space-between;"> 6-72484 6-13129 </div>																		

TOWNSHIP <u>37s</u> RANGE <u>1W</u> W. M. <u>Card No 1</u> SECTION <u>32</u>																		
NE				NW				SW				SE				APPLICA- TION NUMBER	PERMIT NUMBER	CERTIFI- CATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
<div style="display: flex; justify-content: space-between;"> DLG 51 DLG 50 DLG 46 DLG 46 DLG 47 DLG 41 DLG 51 DLG 48 </div>																		
<div style="display: flex; justify-content: space-between;"> Lot 4 Lot 2 Lot 3 Lot 7 Lot 1 Lot 5 Lot 6 </div>																		
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT																		
<div style="display: flex; justify-content: space-between;"> 30 51 24 15 762 </div>																		
<div style="display: flex; justify-content: space-between;"> 40 40 38 20 40 20 40 15 30 39 38 38 30 20 10 </div>																		
<div style="display: flex; justify-content: space-between;"> 40 40 38 20 40 20 40 15 30 39 38 38 30 20 10 </div>																		
<div style="display: flex; justify-content: space-between;"> 40 40 38 20 40 20 40 15 30 39 38 38 30 20 10 </div>																		
<div style="display: flex; justify-content: space-between;"> 40 40 38 20 40 20 40 15 30 39 38 38 30 20 10 </div>																		
<div style="display: flex; justify-content: space-between;"> 10 29527 13210 </div>																		
<div style="display: flex; justify-content: space-between;"> 6980 6-891 26386 </div>																		
<div style="display: flex; justify-content: space-between;"> 28535 23915 </div>																		

(SEE BACK OF CARD FOR PLAT OF SECTION)

December 29, 1993

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504

Reference: File R 72484

Hello:

This letter informs you of the current status of your application for a water use permit and accompanies the Satisfactory Report of Technical Review For Water Use Permit(s). We apologize for the delay in transmitting this information and Report to you and for any inconvenience the wait may have caused you.

The enclosed Report of Technical Review is the Department's summary of a specialized analysis of various legal and scientific aspects of your application and proposed water use. We are required by the state of Oregon's administrative rules (in OAR 690-11-160) to conduct this official technical review of each application submitted to the Oregon Water Resources Department for a water use permit. This process was designed to insure that your application receives a fair evaluation and to secure protection of existing water rights and of the public at large.

AS THE RESULT OF OUR TECHNICAL EVALUATION, WE HAVE DETERMINED THAT YOUR APPLICATION SATISFIES THE REQUIREMENTS OF THE TECHNICAL REVIEW.

The Department will now move your application to the next phase of processing. This phase includes a public interest review of your proposed water use. No final action may be taken on your application until the public interest review is completed.

You should also note that the Report of Technical Review describes conditions currently anticipated which may limit the water use proposed in your application.

If you wish to object to any of the analyses contained in the Report, you must submit your objection to the Department in writing within 60 days of the date of mailing of this Report or by the date specified below. Your objection must allege that the technical review is defective and you may also submit evidence which demonstrates that your proposed water use will not impair or be detrimental to the public interest.

Copies of the Report of Technical Review will be distributed to all persons who have filed comments or otherwise expressed an interest in the water use proposed in your application. Interested parties must also submit their objections within the prescribed objection period. Those objections must allege that the technical review is defective and/or that the proposed water use may impair or be detrimental to the public interest.



If an objection contains allegations that the technical review is defective, it must be accompanied by facts which support such allegations. If an objection contains allegations that the proposed water use may impair or be detrimental to the public interest, the objection must specify the particular public interest standards which apply as set out in Oregon Revised Statutes (ORS 537.170(5)) and Oregon Administrative Rules (OAR 690-11-195) and state facts showing how such standards would be violated.

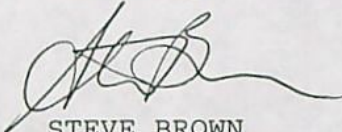
All evidence and objections must be received by our Salem office no later than 5:00 p.m. on or before March 11, 1994 or the Department may presume there is no opposition to any of the analyses set out in the technical review report. Evidence and objections must be addressed and delivered to: Oregon Water Resources Department, Water Rights Section, 3850 Portland Road, Northeast, Salem, Oregon 97310.

If objections and evidence are submitted on or before the above time and date, the Director of the Water Resources Department will evaluate each issue raised in the objections and either accept or deny them. Objectors are encouraged to indicate whether they would be interested in resolving their concerns through alternative dispute resolution.

If any of the objections are denied, the objector will be allowed thirty days to submit a protest to the denial. The protest must meet the standards set forth in OAR 690-02-030 through 080.

If you have any questions, please feel free to telephone me or any of the Department's Water Rights Section staff. My telephone number is 378-3739, in Salem, or you may call toll free from within the state to 1-800-624-3199.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Steve Brown', with a stylized, flowing script.

STEVE BROWN
Manager
Water Rights Division

Enclosures

Report Date: December 29, 1993

OREGON WATER RESOURCES DEPARTMENT

SATISFACTORY REPORT OF TECHNICAL REVIEW

FOR WATER USE PERMIT(S)

OBJECTIONS TO THE PROPOSED WATER USE AS DESCRIBED BELOW MUST BE RECEIVED IN WRITING BY THE OREGON WATER RESOURCES DEPARTMENT, 3850 PORTLAND ROAD N.E., SALEM, OREGON 97310, BY 5 P.M. ON OR BEFORE: March 11, 1994

1. APPLICATION FILE NUMBER - R 72484
2. MINIMUM APPLICATION INFORMATION

Applicant name/address/county/phone:

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504
JACKSON COUNTY 503-773-7411

Date application received for filing and/or tentative date of priority: 6/24/1992

SOURCE: BEAR CREEK TRIBUTARY TO: ROGUE RIVER

Purpose and/or use: STORAGE FOR IRRIGATION AND RECREATION.

Quantity:	6.1 acre-feet	Reservoir #1
	2.6 acre-feet	Reservoir #2
	0.2 acre-feet	Reservoir #3
	8.9 acre-feet	TOTAL

Point of Diversion Location:
SESW, SECTION 32, T 37 S, R 1 W, W.M.

Place of use:
NESW
NWSE
SESE
Section 32
T 37 S, R 1 W, W.M.

SURFACE WATER AVAILABILITY

Water is likely available in excess of needs for all existing rights 50% of the time during each monthly period proposed by the technical review.

Water availability tables are available in the application file and may be reviewed in the office of the Water Resources Department in Salem.

CONFLICTS WITH OTHER WATER RIGHTS:

There **are** existing rights from this point of diversion. See permit conditions.

There **are** existing water rights appurtenant to the lands described in the application.

REPORT CONCLUSIONS:

Based on the Department's review of water availability and Oregon Administrative Rules, water for storage in the amount of 8.9 ACRE-FEET is likely available for 4 months. Therefore, the Director finds that water is available in sufficient amount and during periods which will reasonably support the proposed use.

THE PROPOSED WATER USE, AS CONDITIONED, SATISFIES THE REQUIREMENTS OF THIS TECHNICAL REVIEW.

This Report of Technical Review sets out the Director's technical analysis of the application. In addition to this technical analysis, the Director will evaluate this application to determine whether the proposed water use might impair or be detrimental to the public interest under the standards set out in ORS 537.170(5) and OAR 690-11-195. Matters relating to public interest in the proposed water use which are raised in objections will be evaluated following the 60-day objection period.

PROPOSED PERMIT CONDITIONS

Application: R 72484

The following conditions will apply to water use under the permit, and will appear in the permit, if issued.

1. Use of water under this permit is subject to all prior rights.
2. Water may be appropriated for storage during the period: December 1 through March 31.
3. Volume of use: 8.9 acre feet.
4. Measurement recording and reporting conditions:
 - A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
 - B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
5. Water use development requirements:
 - A) Begin construction by (one year from issuance of permit).
 - B) Complete construction by October 1, 1995.
 - C) Completely apply the water to beneficial use by

October 1, 1996.

6. Failure to comply with any of the provisions of the permit may result in action including, but not limited to, restrictions on the use, penalties, or cancellation of the permit.
7. The 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.
8. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.
9. The total area proposed to be submerged by the reservoir, when full is 2.2 acres; the proposed maximum depth of water is 11 feet; the maximum height of the dam is 9 feet.
10. The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provisions of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.
11. Use under this permit is limited to the reservoir area. This permit does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition.
12. 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.

Fish District: Upper Rogue

WAB # 0102679211 (2)

Application # R-72484

Applicant Name Rogue Valley Manor

Date: March 12, 1996

AREA

☐ Source Watershed☐ Senior instream water right application to junior out-of-stream application☐ No water availability information

INFORMATION/CONDITIONS

1. Are there water quality concerns related to salmon/steelhead/trout? Y NShould the application be denied? Y NShould the application be restricted? Y N

Jan	Feb	Mar	Apr	May	Jun 1-15	June 16-30	Jul	Aug	Sep 1-15	Sep 16-30	Oct	Nov	Dec

2. Are there adequate flows to protect salmon/steelhead/trout? Y NShould the application be denied? Y NShould the application be restricted? Y N Based on water availability

Jan	Feb	Mar	Apr	May	Jun 1-15	June 16-30	Jul	Aug	Sep 1-15	Sep 16-30	Oct	Nov	Dec

3. Domestic

Should domestic use be conditioned to human consumption? Y N ☐ Based on water availability

4. Fish Screening and Passage

- ☐ A. Requires fish screening and passage, with ODFW certification (applications > 0.5 cfs).
☐ B. Requires fish screening and passage, without ODFW certification (applications < 0.5 cfs).
☒ C. No dam or obstruction without a fishway.

5. Miscellaneous

- Screen inlet
☒ A. Reservoir Filling _____
☐ B. Water Quality Permits _____
☐ C. Return Flow _____
☐ D. Time Limited Water Right _____
☐ E. Other _____

6. Measurement and Reporting

- ☐ A. Small diversions (<0.1 cfs or <9.2 ac/ft. may/may)
☐ B. Medium diversions (0.1 cfs or >9.2 and <1.5 cfs or <100 ac/ft. shall/may)
☐ C. Large diversions (1.5 cfs or >100 ac/ft. shall/shall)

FINDINGS

☐ Permit is proposed for denial prior to interagency team review for fishery concerns.☐ Deny permit due to fishery concerns, except for

- ☐ A. Domestic (which may be limited to human consumption, see above)
☐ B. Livestock
☐ C. Unless water is from storage

☐ Do not condition further due to fishery concerns.☒ Condition permit due to fishery concerns listed above.

72484

UPPER ROGUE

RESERVOIR

DO NOT PROCESS

UNTIL FURTHER NOTICE

off channel, filled by 8" pipe -
need to screen inlet pipe.
~~and limit~~ V.G.

Date: Fri, 17 May 1996 15:50:50 -0700
X-Sender: ricerd@mailhub.wrd.state.or.us
To: Gerald.E.CLARK@wrd.state.or.us
From: ricerd@chetco.wrd.state.or.us (Bob Rice)
Subject: upper rogue reservoirs
Cc: Frenchdw, Vestal.R.GARNER@state.or.us
X-UIDL: 8401325d154eac638ab2b131fa55add5

>Date: Fri, 17 May 1996 15:34:51 -0700
>X-Sender: liverman@eagle.dfw.state.or.us
>To: ricerd@chetco.wrd.state.or.us
>From: liverman@eagle.dfw.state.or.us (Marc Liverman)
>Subject: upper rogue reservoirs
>X-UIDL: 458013d333aefd87c85105808fe49e8d

>
>I spoke with Jerry Vogt, Central Point, this afternoon concerning changes
>that the "Salem Team" would like to make in the reservoir conditions
>proposed by him and Mike Evanson.

>
>To make a long conversation short, I explained that we had not conditioned
>"no fish present" permits anywhere else on the coast. In other cases, we
>(=Ves) found additional information in the file or were able to propose an
>alternative solution that appeared to serve identifiable fish needs yet were
>more practical for the water user and master.

>
>Jerry pointed out that he and Mike relied on old technical reports for flow
>recommendations and what were, in their view, "worst case" development
>scenarios to come up with fish-conservative recommendations.

>
>In the end Jerry approved and concurred with each of the Salem Team's
>recommendations.

>
>Have a good weekend!

>
>
>

Water Right Application Review
Upper Rogue Fish District

Completed by: Mike Evenson

Applicant number: R-72484 Name: Rogue Valley Maroon
(Bear Cr.)

1. Is a minimum by-pass flow needed to provide for fish?

Yes X (Go to question 2)
No _____ (Stop here)

2. Will an existing instream water right address the by-pass flow requirement?

Yes X (Stop here)
No _____ (Go to question 3)

3. What by-pass flow is recommended to provide for fish?

4. What species and what life stages require the by-pass flow to avoid negative impacts if the water right is approved?

<input checked="" type="checkbox"/> Chinook salmon	<input type="checkbox"/> Adults	<input checked="" type="checkbox"/> Eggs and fry	<input checked="" type="checkbox"/> Juveniles
<input checked="" type="checkbox"/> Coho salmon	<input checked="" type="checkbox"/> Adults	<input checked="" type="checkbox"/> Eggs and fry	<input checked="" type="checkbox"/> Juveniles
<input checked="" type="checkbox"/> Steelhead	<input checked="" type="checkbox"/> Adults	<input checked="" type="checkbox"/> Eggs and fry	<input checked="" type="checkbox"/> Juveniles
<input checked="" type="checkbox"/> Resident trout	<input checked="" type="checkbox"/> Adults	<input checked="" type="checkbox"/> Eggs and fry	<input checked="" type="checkbox"/> Juveniles

5. What additional condition(s) should be included in the permit for fishery protection?

a, c (see codes below)

Conditions:

- (a) Require fish screen and fish passage.
- b. Require construction and maintenance of a weir below the point of diversion to measure by-pass flow.
- c. Require annual report to WRD of by-pass and diversion flows.



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QUESTIONS? CALL 800-238-5355 TOLL FREE.

AIRBILL
PACKAGE
TRACKING NUMBER

8930370433

8930370433

RECIPIENT'S COPY

From (Your Name) Please Print Brian McLemore		Date 3/10/94	Your Phone Number (Very Important) (503) 8570721	To (Recipient's Name) Please Print Jake Szranek	Recipient's Phone Number (Very Important) ()
Company RIGUE VALLEY MANDR		Department/Floor No. 2		Company Oregon Water Resource Dept	
Street Address 1200 MIRA MAR AVE		Exact Street Address (We Cannot Deliver to P.O. Boxes or P.O. Zip Codes.) 3850 Portland Rd NE			
City MEDFORD	State OR	ZIP Required 97504	City Salem	State OR	ZIP Required 97310

YOUR INTERNAL BILLING REFERENCE INFORMATION (optional) (First 24 characters will appear on invoice.)

PAYMENT <input type="checkbox"/> Bill Sender <input type="checkbox"/> Bill Recipient's FedEx Acct. No. <input type="checkbox"/> Bill 3rd Party FedEx Acct. No. <input type="checkbox"/> Bill Credit Card				IF HOLD AT FEDEX LOCATION, Print FEDEX Address Here Street Address	
<input type="checkbox"/> Cash <input type="checkbox"/> Check				City	State
				ZIP Required	

4 SERVICES (Check only one box)		5 DELIVERY AND SPECIAL HANDLING (Check services required)		6 PACKAGES		YOUR DECLARED VALUE (See right)		Emp. No.		Date		Federal Express Use					
Priority Overnight (Delivery by next business morning) 11 <input type="checkbox"/> OTHER PACKAGING 16 <input checked="" type="checkbox"/> FEDEX LETTER 12 <input type="checkbox"/> FEDEX PAK 13 <input type="checkbox"/> FEDEX BOX 14 <input type="checkbox"/> FEDEX TUBE		Standard Overnight (Delivery by next business afternoon No Saturday delivery) 51 <input type="checkbox"/> OTHER PACKAGING 56 <input type="checkbox"/> FEDEX LETTER 52 <input type="checkbox"/> FEDEX PAK 53 <input type="checkbox"/> FEDEX BOX 54 <input type="checkbox"/> FEDEX TUBE		Weekday Service 1 <input type="checkbox"/> HOLD AT FEDEX LOCATION WEEKDAY (Fill in Section H) 2 <input type="checkbox"/> DELIVER WEEKDAY Saturday Service 31 <input type="checkbox"/> HOLD AT FEDEX LOCATION SATURDAY (Fill in Section H) 3 <input type="checkbox"/> DELIVER SATURDAY (Extra charge) (Not available to all locations) 9 <input type="checkbox"/> SATURDAY PICK-UP (Extra charge)		Special Handling 4 <input type="checkbox"/> DANGEROUS GOODS (Extra charge) 6 <input type="checkbox"/> DRY ICE Dangerous Goods Shipper's Declaration not required 12 <input type="checkbox"/> HOLIDAY DELIVERY (if offered) (Extra charge)		Freight Service (for packages over 150 lbs.) 70 <input type="checkbox"/> OVERNIGHT FREIGHT 80 <input type="checkbox"/> TWO-DAY FREIGHT		Received At 1 <input type="checkbox"/> Regular Stop 2 <input type="checkbox"/> On-Call Stop 3 <input type="checkbox"/> Drop Box 4 <input type="checkbox"/> B.S.C. 5 <input type="checkbox"/> Station		Received By: X		Date/Time Received		FedEx Employee Number	
Dim Shipment (Chargeable Weight) L x W x H lbs.		Base Charges		Declared Value Charge		Other 1		Other 2		Total Charges		REVISION DATE 12/92 PART #137204 FXEM 12/93 FORMAT #158 158 © 1992-93 FEDEX PRINTED IN U.S.A.					



ROGUE VALLEY MANOR

March 10, 1994

Mr. Jake Szramek
Oregon Water Resources Department
3850 Portland Road NE
Salem, OR 97310

RECEIVED

MAR 11 1994

WATER RESOURCES DEPT.
SALEM, OREGON

Re: Response To Technical Review of the Rogue Valley Manor Reservoir Permit
Application, File R 72484

Dear Mr. Szramek:

In response to the technical review of our permit application (R 72484) to appropriate and store water in the ponds located on the Quail Point Golf Course, we are submitting the following information to clarify our intended use of the ponds.

During the Medford Irrigation District (MID) irrigation season, which usually runs from April 1st through October 31st, reservoirs 1 and 2 are used for in-line storage of irrigation water. This water is either appropriated from Bear Creek under our existing irrigation water right, or is purchased from the City of Medford public water supply. Water from these sources is pumped into the reservoirs during the day, and used the same night for irrigation of the golf course and the Rogue Valley Manor community.

Water use restrictions during the non-irrigation season do not allow appropriation and use of Bear Creek water for irrigation use. It is our understanding that if we wish to irrigate during the off season, the only non-restricted water source is the City of Medford. Water purchased from the City of Medford would pass through the in-line system, and would not be considered stored water, even though it is passing through the ponds.

Based on our meeting with Al Cook, the Regional Watermaster for Jackson and Josephine Counties, and conversations between you and Dan Murphy of EMCON Northwest, Inc. (EMCON), it is our understanding that water appropriation and application under the above conditions does not require a reservoir permit nor a secondary permit from the Water Resources Department to use the water passing through the ponds.

Our intention in filing for a storage permit for reservoirs 1 and 2 was to appropriate water to fill the ponds during the winter months to maintain the aesthetics of the golf course. This condition was approved in the technical review of our application. During the winter months the only water used for irrigation will be water obtained from the City of Medford. Since the water taken

1200 MIRA MAR
MEDFORD, OREGON 97504
(503) 857-7777
FAX (503) 857-7599



from Bear Creek is appropriated for pond storage and is not used for irrigation, it is our understanding that a secondary permit is not required.

We are currently preparing the following information requested in your technical review cover letter, dated December 29, 1993:

1. A map corrected by a Certified Water Rights Examiner identifying the point of diversion from Bear Creek.
2. A legal description of the Rogue Valley Manor property which encompasses the golf course and the reservoirs.
3. Documentation of ownership of the property on which the reservoirs are located.
4. A copy of written authorization or easement permitting access to land not owned by the Manor.

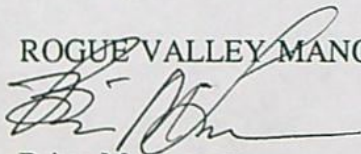
We have not included the following requested information:

1. A secondary permit application for the use of stored waters, based on the reasons cited above.
2. A map showing the location of irrigation areas, based on the reasons cited above.

Thank you for your consideration in this matter and please call me with any questions you might have.

Sincerely,

ROGUE VALLEY MANOR



Brian McLemore
Administrator of
Corporate Development

cc: Al Cook, Regional Watermaster
Dan Murphy, EMCON NW

RECEIVED

MAR 11 1994

WATER RESOURCES DEPT.
SALEM, OREGON

March 11, 1994

Mr. Jake Szramek
Oregon Water Resources Department
3850 Portland Road NE
Salem, OR 97310

Re: Information Requested for the Rogue Valley Manor Reservoir
Permit Application, File R 72484

Dear Mr. Szramek:

Enclosed please find the following information requested in your technical review cover letter dated December 29, 1993:

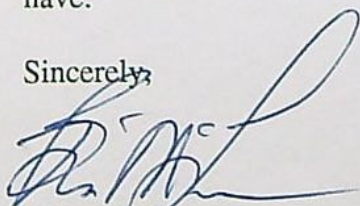
1. Attachment 1 - A map corrected by a Certified Water Rights Examiner identifying the point of diversion from Bear Creek.
2. Attachment 2 - Documentation of ownership of the property on which the reservoirs are located.
3. Attachment 3 - Documentation of ownership of the property on which the reservoirs are located.
4. Attachment 4 - A copy of written authorization or easement permitting access to land not owned by the Manor.

As was discussed in our letter response to the technical review, dated March 10, 1994, the following information has not been included:

1. A secondary permit application for the use of stored waters.
2. A map showing the location of irrigation areas.

Thank you for your consideration in this matter and please call me with any questions you might have.

Sincerely,



Brian McLemore
Administrator of
Corporate Development

cc: Dan Murphy, EMCON NW

1200 MIRA MAR
MEDFORD, OREGON 97504
(503) 857-7777
FAX (503) 857-7599



ROGUE VALLEY MANOR

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MAR 15 1994

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SALEM, OREGON

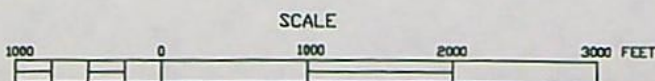
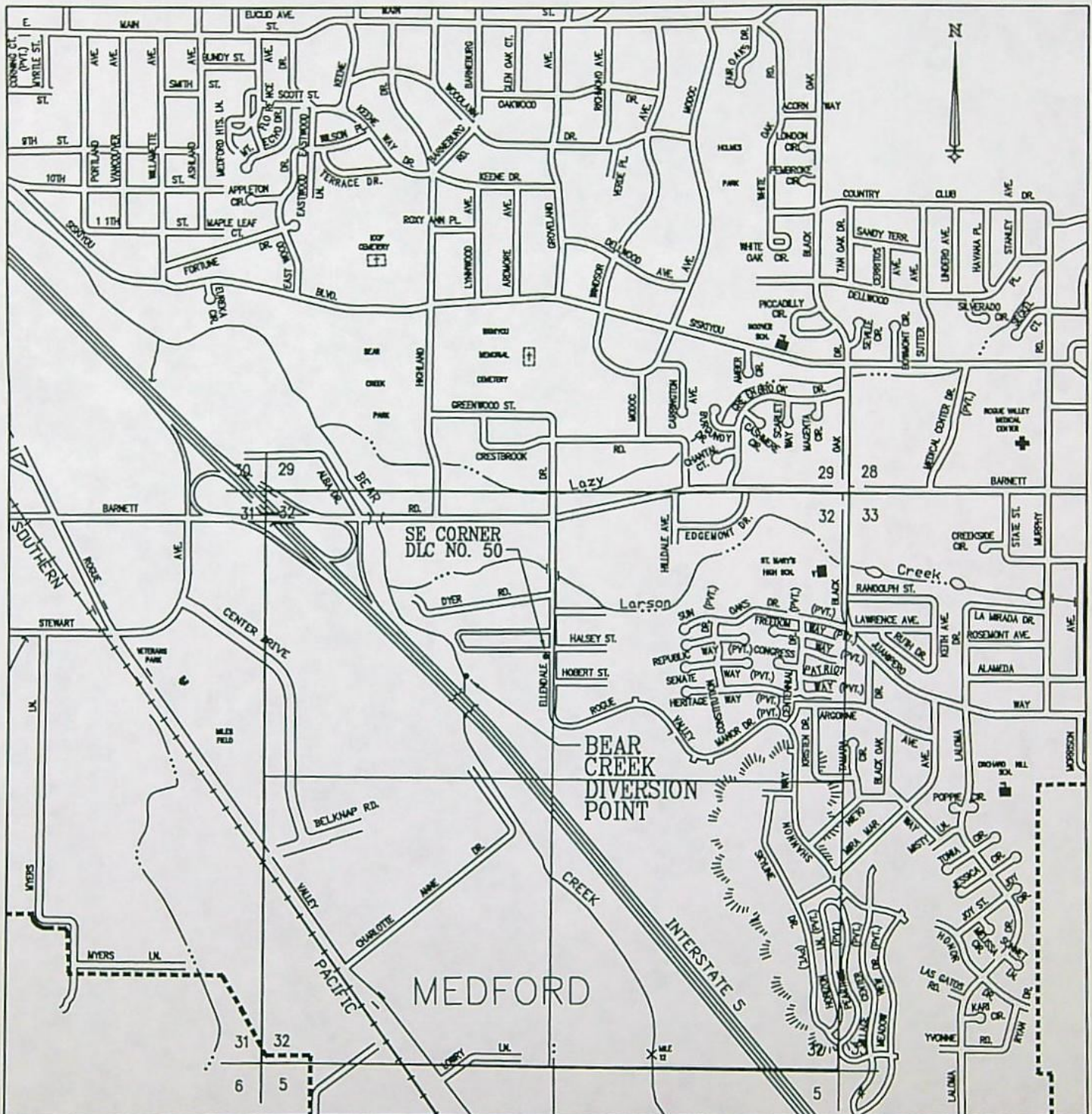
ATTACHMENT 1

**MAP IDENTIFYING THE POINT OF DIVERSION FROM BEAR
CREEK**

RECEIVED

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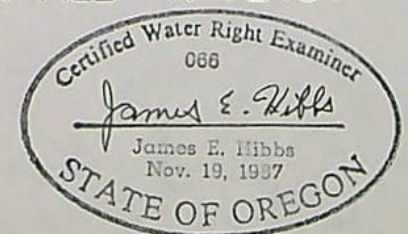
WATER RESOURCES DEPT.
SALEM, OREGON



DIVERSION POINT LOCATED 217 FEET SOUTH AND 785 FEET WEST OF
THE SE CORNER OF DONATION LAND CLAIM NO. 50, T.37 S., R.1 W., W.M.

NOTE: THIS MAP IS INTENDED TO SHOW THE LOCATION OF
THE POINT OF DIVERSION FROM BEAR CREEK ONLY, ALL
OTHER FEATURES SHOWN ARE FOR GENERAL REFERENCE ONLY.

ROGUE VALLEY MANOR
BEAR CREEK DIVERSION POINT
APPLICATION FILE R 72484



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ATTACHMENT 2

**DOCUMENTATION OF OWNERSHIP OF PROPERTY ON WHICH
RESERVOIRS AND WATER CONVEYANCE PIPING IS LOCATED**

**TAX LOT 600: RESERVOIRS
TAX LOT 3601: CONVEYANCE PIPING**

VALUE CHANGE NOTICE

Real Market Value (RMV)	Last Year	This Year
RMV LAND	938380	1116670
RMV IMPROVEMENTS	7687610	8162610
TOTAL REAL MARKET VALUE	8625990	9279280
NET REAL MARKET VALUE	8625990	9279280
Property Taxes	188213.92	174726.99

PROPERTY TAX PAYMENT OPTIONS (See back of statement for instructions and your appeal rights)			
Pay	By	Discount Allowed	Net Amount
In Full	11/15/93	5241.81	169485.18
2/3	11/15/93	2329.69	114154.97
1/3	11/15/93	NONE	58242.33

DELINQUENT TAXES		
Interest included through:	Tax Year	Amount
NOVEMBER 15, 1993		
Real property accounts with an unpaid balance for any tax year marked with an asterisk (*) are subject to foreclosure if not paid on or before May 15. Any payments received on this account MUST be applied to delinquent taxes first.	Total Delinquent Amount	

TOTAL TAXES OWED ON THIS ACCOUNT IF PAID BY NOVEMBER 15 **169,485.18**

Code Area	Account Number					
4-07	1-002183-2					
Oregon Property Tax Year						
7/01/93 TO 6/30/94						
County						
JACKSON			REAL			
Property Description (Map Number)						
Township	Range	Section	1/4	1/16	Tax Lot	Special Interest
37	1W	33			600	
Acres		Property Class			Pull Number	
35.52		701				

MIRA MAR AVE

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504

PLEASE MAKE PAYMENT TO:
JACKSON COUNTY PAYMENT CENTER
P. O. BOX 1569
MEDFORD, OR 97501

** PAYMENT CAN BE MADE AT VALLEY **
** OF THE ROGUE, U.S. NATIONAL, OR. **
** WESTERN BANKS IN JACKSON COUNTY. **

150-550-006 (back)(Rev. 2-83)

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MAR 15 1994

WATER RESOURCES DEPT
SALEM, OREGON

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VALUE CHANGE NOTICE

Real Market Value (RMV)	Last Year	This Year
RMV LAND	817250	1403230
RMV IMPROVEMENTS	2993410	3208490
TOTAL REAL MARKET VALUE	3810660	4611720
NET REAL MARKET VALUE	3810660	4611720
Property Taxes	83146.32	86837.77

Code Area		Account Number				
4-07		1-002175-0				
Oregon Property Tax Year						
7/01/93 TO 6/30/94						
County						
JACKSON		REAL				
Property Description (Map Number)						
Township	Range	Section	1/4	1/16	Tax Lot	Special Interest
37	1W	32	0		600	
Acres		Property Class		Full Number		
55.75		701				

PROPERTY TAX PAYMENT OPTIONS			
(See back of statement for instructions and your appeal rights)			
Pay	By	Discount Allowed	Net Amount
In Full	11/15/93	2605.13	84232.64
2/3	11/15/93	1157.84	56734.01
1/3	11/15/93	NONE	28945.93

DELINQUENT TAXES		
Interest included through:	Tax Year	Amount
NOVEMBER 15, 1993		
Real property accounts with an unpaid balance for any tax year marked with an asterisk (*) are subject to foreclosure if not paid on or before May 15. Any payments received on this account MUST be applied to delinquent taxes first.		Total Delinquent Amount

TOTAL TAXES OWED ON THIS ACCOUNT IF PAID BY NOVEMBER 15
 84,232.64

SHANNON DR

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504

PLEASE MAKE PAYMENT TO:
JACKSON COUNTY PAYMENT CENTER
P. O. BOX 1569
MEDFORD, OR 97501

** PAYMENT CAN BE MADE AT VALLEY **
 ** OF THE ROGUE, U.S. NATIONAL, OR **
 ** WESTERN BANKS IN JACKSON COUNTY. **

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 SALEM, OREGON

VALUE CHANGE NOTICE and PROPERTY TAX STATEMENT

VALUE CHANGE NOTICE

Real Market Value (RMV)	Last Year	This Year
RMV LAND	46240	47580
TOTAL REAL MARKET VALUE	46240	47580
NET REAL MARKET VALUE	46240	47580
Property Taxes	873.09	895.92

Code Area	Account Number					
4-07	1-001634-2					
Oregon Property Tax Year 7/01/93 TO 6/30/94						
County	REAL					
JACKSON						
Property Description (Map Number)						
Township	Range	Section	1/4	1/16	Tax Lot	Special Interest
37	1W	32	B		3601	
Acres	Property Class		Pull Number			
9.60	400					

ELLENDALE DR

ROGUE VALLEY MANOR INC
1200 MIRA MAR AVE
MEDFORD, OR 97504

PROPERTY TAX PAYMENT OPTIONS
(See back of statement for instructions and your appeal rights)

Pay	By	Discount Allowed	Net Amount
In Full	11/15/93	26.88	869.04
2/3	11/15/93	11.95	585.33
1/3	11/15/93	NONE	298.64

DELINQUENT TAXES

Interest included through:	Tax Year	Amount
NOVEMBER 15, 1993		

Real property accounts with an unpaid balance for any tax year marked with an asterisk (*) are subject to foreclosure if not paid on or before May 15. Any payments received on this account MUST be applied to delinquent taxes first.

Total Delinquent Amount

PLEASE MAKE PAYMENT TO:
JACKSON COUNTY PAYMENT CENTER
P. O. BOX 1569
MEDFORD, OR 97501

13

TOTAL TAXES OWED ON THIS ACCOUNT IF PAID BY NOVEMBER 15 869.04

** PAYMENT CAN BE MADE AT VALLEY *
** OF THE ROGUE, U.S. NATIONAL, OR. *
** WESTERN BANKS IN JACKSON COUNTY. *

150-503-006 (rev. 5-90)

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MAR 15 1994

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SALEM, OREGON

ATTACHMENT 3

**LEGAL DESCRIPTION OF PROPERTY ON WHICH RESERVOIRS
ARE LOCATED**

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**WATER RESOURCES DEPT.
SALEM, OREGON**

On the Northeastly right of way line of Interstate No. 5, thence along said Northeastly right of way line, North 48 51' 25" West, 7.24 feet, to a 5/8" iron pin; thence North 39 45' 40" West, 978.1 feet, to a 5/8" iron pin on the West line of said Donation Land Claim No. 51, thence along said West line, North 0 05' 30" West, 89.66 feet, to the point of beginning.

EXCEPTING THEREFROM that portion of the above described property deeded to Jackson County, Oregon, being a portion of the road known as Ellendale Drive, by instrument recorded August 30, 1963, in Volume 552, Page 215, Jackson County, Oregon, Deed Records.

1-62260-3 38-1W-04 TAX LOT 1101 7.2 acres
1-62259-8 37-1W-33 TAX LOT 605 8.3 acres

Commencing at the East-Southeast corner of Donation Land Claim No. 51, Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence South 2217.35 feet; thence East 886.95 feet to a 8" diameter by 24" long concrete monument with bronze disk located at the most Southerly corner of Lot 1, Block 12 of MONT CREST SUBDIVISION, UNIT NO. 3 (Recorded) for the true point of beginning; thence South 53 36' 40" West, 193.62 feet; thence South 43 50' West 190.00 feet; thence South 4 10' East, 563.00 feet; thence South 25 25' West 465.00 feet; thence South 11 30' West 231.00 feet; thence South 26 55' East, 35.00 feet; thence South 63 05' West, 407.51 feet to intersect the Northeastly right-of-way line of Interstate Highway No. 5; thence along said Highway line, South 36 05' 10" East 364.23 feet to a lead plug with tack set in concrete (which bears South, 4187.17 feet and East 261.79 feet from the said East-Southeast corner of Donation Land Claim No. 51); thence North 41 24' 24" East 258.02 feet; thence Southeastly along a curve concave to the North radius of 75 feet, a distance of 54.13 feet with a central angle 41 20' 54"; thence South 89 56' 30" East 29.62 feet; thence North 0 3' 30" East 105.00 feet; thence South 89 56' 30" East 102.68 feet; thence North 0 3' 30" East 10 feet; thence South 89 56' 30" East 240.50 feet; thence South 0 03' 30" West, 28.00 feet; thence South 89 56' 30" East 125.00 feet; thence North 0 03' 30" East 677.62 feet; thence North 2 43' 07" East 51.34 feet; thence North 0 03' 30" East 109.03 feet; thence North 56 21' 00" West 52.75 feet; thence North 15 49' 31" East 50.94 feet; thence North 3 40' 00" West 90.02 feet; thence North 3 44' 30" West 79.31 feet; thence North 23 10' 00" East 132.11 feet; thence North 26 10' 59" East 50.07 feet; thence North 23 10' 00" East 133.01 feet; thence North 37 56' 00" West 85.00 feet to the True Point of Beginning.

1-2178-4 37-1W-32-A TAX LOT 3300 11.8 acres

Being a portion of Donation Land Claim No. 51, in Section 32, Township 37 South, Range 1 West of the Willamette Meridian, in the City of Medford, Jackson County, Oregon, and being more particularly described as follows:

Beginning at a point 30 feet East of the Southeast corner of Donation land Claim No. 50 in said Section 32; and running thence North along the East boundary of the County Road, 275.2 feet; thence East, 489.0 feet; thence North, 207.0 feet to the center line of a creek; thence North 89 13' East, 316.0 feet along the center line of said creek; thence following the center line of said Creek in a general course North 72 20' East, 281.78 feet; thence South, 912.47 feet; thence West, 1073.53 feet to the East line of the County Road and 30 feet East of the West line of said Donation Land Claim No. 51; thence North along said East line of the County Road, 340.45 feet to the point of beginning.

SAVE AND EXCEPT that part lying within Park Terrace Subdivision and that part lying within the Amended Plat of Block 3 and Lots 1 and 10, Block 2 of Park Terrace Subdivision, recorded plats of Jackson County, Oregon.

TOGETHER WITH that part of Parkdale Drive vacated by the City of Medford Ordinance No. 8433, as set forth in Volume 536, Page 184, Jackson County, Oregon, Deed records, and further defined in Quitclaim Deeds recorded as Document Nos. 77-08522, 77-05823 and 77-05824, Official Records of Jackson County, Oregon.

1-2175-0 37-1W-32-D TAX LOT 600 43.6 acres
1-2183-2 37-1W-33 TAX LOT 600 42.6 acres
1-2486-2 38-1W-04 TAX LOT 1100 3.6 acres

Commencing at the East-Southeast corner of Donation Land Claim No. 51, Township 37 South, Range 1 West, Willamette Meridian, Jackson County, Oregon; thence along the Southerly boundary of said claim, North 89 51' 40" West, 410.10 feet, to the Northwest corner of the Argonne Way right of way (see Instrument No. 78-07951, Official Records of Jackson County, Oregon), for the true point of beginning; thence along the Westerly end of said way, and to and along the Westerly boundary of CASTLE RIDGE ESTATES (recorded), South 0 04' East, 679.79 feet, to the Northeast corner of the Shannon Drive right of way;

WATER RESOURCES DEPT.
SALEM, OREGON

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thence along the north line end of said drive, south by 3 west, 80.00 feet, to the Northeast corner of tract described in Volume 448 Page 124, Jackson County, Oregon, Deed Records (also being Southeast corner of Tract "B", as described in Volume 498, Page 506, said Deed Records); thence North 0 04' West 90.00 feet, to the Northeast corner of said Tract "B"; thence North 89 51' 40" West, 150.00 feet, to the Northwest corner of said Tract "B"; thence South 0 04' East, 90.00 feet, to a 3/4" iron pin, located at the Southwest corner of said Tract "B"; thence along the Northwestern Boundary of said tract described in Volume 448, Page 124, said Deed Records, as follows: South 81 40' West, 134.00 feet, to a 3/4" iron pin; South 57 40' West, 136.00 feet, to a 3/4" iron pin; South 27 40' West, 140.00 feet, to a 3/4" iron pin, located at the Northerly corner of parcel described in Instrument No. 77-20144, said Official Records; thence South 24 06' 20" West, 151.91 feet, to the Southwest corner of said parcel; thence along the Westerly and Southerly boundary of Tract "A", as described in Volume 498, Page 506, said Deed Records, as follows: South 07 42' 49" West, 227.24 feet; South 01 12' West, 361.76 feet; South 39 35' East, 479.41 feet; North 57 26' 30" East, 150.00 feet, to a 3/4" iron pin, located at the most Westerly corner of tract described in Volume 460, Page 373, said Deed Records; thence South 41 44' 30" East, 60.37 feet, to a 3/4" iron pin, located at an angle point on the Southwesterly boundary of said tract; thence 20.00 feet, more or less, to the Northwesterly corner of that tract described in Volume 590, Page 207, said Deed Records; thence South 60 31' 30" West, 6.00 feet; thence South 07 11' 05" East, 116.30 feet; thence North 64 06' East, 25.17 feet, to the most Southerly corner of said tract described in Volume 590, Page 207, said Deed Records; thence South 16 35' 00" East, 65.41 feet; thence South 70 49' 10" West, 35.29 feet, to the Northwest corner of tract described in Instrument No. 70-11451, said Official Records; thence South 16 35' East, 70.00 feet, to the Southwest corner of said tract; thence North 80 54' East, 177.53 feet, to the Southeast corner of said tract; thence North 01 35' West, 54.21 feet, to a point of curve on the Easterly boundary of said tract; thence 50.79 feet, on the arc of a 370.00 foot radius curve left (the long chord bears North 05 31' West, 50.75 feet), to the Northeast corner of said tract; thence North 70 49' 10" East, 7.22 feet, to the most Easterly corner of said parcel described in Volume 599, Page 121, said Deed Records; thence 295.00 feet, on the arc of a 1402.40 foot radius curve left (the long chord bears North 25 12' 20" West, 294.455 feet), to a 3/4" iron pin, located at the most Northerly corner of said tract described in Volume 460, Page 373, said Deed Records; thence along the Southeasterly boundary of said tract described in Volume 448, Page 124, said Deed Records, as follows: North 62 28' 30" East, 60.12 feet, to a 3/4" iron pin; North 62 58' 10" East, 177.83 feet, to a 3/4" iron pin; 162.60 feet, on the arc of a 542.96 foot radius curve left (the long chord bears North 54 23' 25" East, 161.99 feet), to a 3/4" iron pin; thence North 45 48' 40" East, 18.65 feet, to a 3/4" iron pin, located at the most Easterly corner of said tract; thence along the Southwesterly right of way line of Shannon Drive, 61.44 feet, on the arc of a 1402.40 foot radius curve right (the long chord bears South 31 45' 40" East, 61.44 feet); thence along the Southeasterly right of way line of Mira Mar Avenue, North 45 48' 55" East, 63.21 feet, to a 3/4" iron pin, located on the Westerly boundary of Lot 1, Block 7, MONT CREST SUBDIVISION - UNIT NO. 2 (recorded); thence 12.04 feet, on the arc of a 8.00 foot radius curve left (the long chord bears South 02 42' 58" West, 10.93 feet); thence South 40 23' East, 117.78 feet, to the most Southerly corner of said Lot 1; thence North 45 48' 55" East, 780.98 feet, to the initial point of MONT CREST SUBDIVISION - UNIT NO. 3 (recorded); thence along the Southwesterly boundary of said subdivision, as follows: South 44 11' 05" East, 105.00 feet; South 35 11' 05" East, 270.00 feet; South 54 48' 55" West, 100.00 feet; South 30 00' East, 440.00 feet; South 49 16' 40" West, 160.78 feet; South 07 38' West, 60.69 feet; South 17 04' West, 100.00 feet; South 55 56' East, 90.00 feet, to the most Southerly corner of Lot 1, Block 12, said subdivision; thence along the Westerly boundary of tract described in Instrument No. 78-26068, said Official Records, as follows: South 53 36' 40" West, 193.62 feet; South 43 50' West, 190.00 feet; South 04 10' East, 563.00 feet; South 25 25' West, 465.00 feet; South 11 30' West, 231.00 feet; South 26 55' East, 35.00 feet; South 63 05' West, 407.51 feet, to intersect the Northeasterly right of way line of Interstate Highway No. 5; thence along said highway line, North 36 05' 10" West, 76.59 feet, to a point 220 feet Northeasterly, at right angles from the center line of said highway, at Station 940+00; thence along said highway line, North 39 45' 30" West, 499.86 feet, to a point 220 feet Northeasterly, at right angles from the center line of said highway, at Station 935+00; thence along said highway line, North 43 05' 45" West, 112 feet, more or less, to intersect the East boundary of Donation Land Claim No. 48, said Township and Range; thence Northerly, 500 feet, more or less, to the Northeast corner of said claim; thence Westerly, along the North boundary of said claim, 470 feet, more or less, to intersect the Northeasterly right of way line of said Interstate Highway No. 5;

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less, to a point 150 feet northeasterly, at right angles to the center line of said highway, at station 923+00; thence along said highway line, North 3 25' West, 820.07 feet, to intersect the east boundary of parcel described in Volume 503, Page 5, said Deed Records; thence North 0 05' 35" West, 433.66 feet, to a 5/8" iron pin, located at the Northeast corner of said parcel; thence along the North boundary of said parcel, North 89 55' 50" West, 34.15 feet, to a 5/8" iron pin, located at the Southeast corner of tract described in Instrument No. 68-03150, said Official Records; thence North 0 12' 35" West, 1508.30 feet, to a 5/8" iron pin, located at the Northeast corner of said tract; thence to and along the Southerly boundary of SUN OAKS, PHASES III and IV (recorded), South 89 57' 20" East, 497.446 feet, to the ell corner to said Donation Land Claim No. 51; thence along the Southerly boundary of said claim, South 89 51' 40" East, 795.91 feet, to the true point of beginning.

That portion of the following described parcel in Township 37 South, Range 1 West, Section 32 and Township 38 South, Range 1 West, Section 5 of the Willamette Meridian, lying Northeasterly of the Interstate 5 Freeway as it exists on January 1, 1990:

Donation Land Claim #48, Township Thirty-seven South, Range One West of the Willamette Meridian, and that part of the West Half of Donation Land Claim #38, and Government Lots 2 and 3, in Section Five, Township Thirty-eight South, Range One West of the Willamette Meridian, described as follows:

Beginning at a point 5.37 chains West of the corner common to Sections Thirty-two and Thirty-three, Township Thirty-seven South, Range One West of the Willamette Meridian, and Sections Four and Five, Township Thirty-eight South, Range One West of the Willamette Meridian, thence North 7. 90 chains, thence West 34.25 chains, thence South 7.94 chains, thence continue South along the West line of Donation Land Claim #38, Township Thirty-eight South, Range One West of the Willamette Meridian, 1300.15 feet, thence East 24.35 feet to the point of beginning of the property described in Volume 333, at page 139, Deed Records of Jackson County, thence North parallel with the West line of said Donation Land Claim #38, 316.42 feet, thence North 52 09' East 506.06 feet, thence South 37 51' East 650 feet, thence South 52 09' West 760 feet to intersect the Southwesterly line of the Pacific Highway, thence South 37 51' East along said Southwesterly line of Pacific Highway to the most Easterly corner of the property as described in Volume 275, at page 378, Deed Records of Jackson County, thence South 52 09' West along the Southeasterly line of said property, 300.35 feet to the Northeasterly line of the Southern Pacific Railroad right of way, thence South 35 07' East along said right of way line to the most Westerly corner of the property as described in Volume 333, at page 31, said Deed Records, thence North 50 45' East along the Northwesterly line of said property to the Southwesterly line of the Pacific Highway, thence South 37 51' East along said Southwesterly line of the Pacific Highway, 287.25 feet, more or less, to intersect the West line of Donation Land Claim #40, thence East along the North line of said Claim to the Southwest corner of the property as described in Volume 241, at page 572, said Deed Records, thence North 20 chains, thence West 11.56 chains, thence North 12.10 chains to the point of beginning.

1-2177-6 37-1W-32-D TAX LOT 602 .2 acres

Commencing at the East-Southeast corner of Donation Land Claim No. 51, Township 37 South, Range 1 West, Willamette Meridian, Jackson County, Oregon; thence South, 1901.53 feet; thence West 421.39 feet, to a 3/4" iron pin, located at the most Easterly corner of tract described in Volume 460, Page 373, Jackson County, Oregon, Deed Records; thence 120.00 feet, along the arc of a curve right (which arc has a radius of 1402.40 feet, and a long chord of South 25 06' 10" East, 119.97 feet), to a 3/4" iron pin, for the true point of beginning; thence South 64 06' West, 167.54 feet; thence South 16 35' East, 65.41 feet; thence North 70 49' 10" East, 171.93 feet; thence 85.00 feet, along the arc of a curve left (which arc has a radius of 1402.40 feet, and a long chord of North 20 55' West, 84.99 feet), to the true point of beginning.

1-2179-2 37-1W-32-D TAX LOT 604 .2 acres

Commencing at the east-southeast corner of donation land claim No. 51, township 37 south, range 1 west, Willamette Meridian, Jackson County, Oregon; thence south, 1901.53 feet; thence West, 421.39 feet, to a 3/4" iron pin, located at the most easterly corner of tract described in volume 460, page 373, Jackson County, Oregon, deed records; thence 120.0 feet, along the arc of a curve right (which arc has a radius of 1402.40 feet, and a long chord of south 25 06' 10" east, 119.97 feet), to a 3/4" iron pin located at the point of compound curve;

ATTCHMENT 4

**EASEMENT PERMITTING ACCESS TO LAND ON WHICH PUMP
STATION IS LOCATED**

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SALEM, OREGON**

90-14512

4:25 20.00

IRRIGATION PIPELINE EASEMENT AGREEMENT

Agreement made May 30, 1990 between Jackson County, a political subdivision of the State of Oregon, through its Board of Commissioners, referred to as Grantor, and Rogue Valley Manor, an Oregon non-profit corporation doing business in Jackson County, Oregon, referred to as Grantee.

SECTION ONE RIGHT OF WAY

In consideration of promises made by Grantee to improve the aesthetic and recreational qualities of certain properties adjoining the Bear Creek Greenway, and other valuable consideration, Grantor hereby grants, sells, and conveys to grantee, its successors and assigns, a right of way for the purposes of laying, constructing, operating, inspecting, maintaining, repairing, replacing, relocating, and removing a pipeline 10 inches in diameter for the transportation of irrigation water only. The pipeline shall run through the 15-foot wide strip of land described in Exhibit A, which is attached and incorporated by reference. The location and route of the pipeline will be selected by Grantee, subject to approval by Grantor prior to the start of construction. The strip of land described in Exhibit A is referred to as the premises.

SECTION TWO TERM

The rights granted herein shall be possessed and enjoyed by Grantee, its successors and assigns, so long as the pipeline and its appurtenances shall be operated by Grantee, its successors or assigns.

SECTION THREE ADDITIONAL RIGHTS OF GRANTEE

Grantee shall have the right of ingress and egress to and from the premises for any and all purposes necessary or convenient to the exercise by Grantee of the rights granted herein.

SECTION FOUR RIGHTS OF GRANTOR

Grantor reserves the right to use and enjoy the premises to the fullest possible extent without unreasonable interference with the exercise by Grantee of the rights granted herein.

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90-14512

SECTION FIVE
SURFACE DAMAGE

Grantee agrees to bury all pipelines to a depth that is sufficient to avoid any interference with recreational use of the premises by the public. Grantee agrees to provide security fencing for its pumps, if any, and further agrees that the pumps and fencing will not interfere with the recreational use of the premises by the public. Grantee further agrees to pay any and all damages to trails, landscaping, fences and other recreational amenities that may arise from the construction, maintenance, and operation of such pipeline. The amount of such damages shall be determined by arbitration in Jackson County according to the rules of the American Arbitration Association. The arbitrator shall be an attorney acceptable to Grantor and grantee, or attorney(s) selected according to AAA rules.

SECTION SIX
ASSIGNMENTS

The rights granted herein shall be assignable together or separately and in whole or in part.

SECTION SEVEN
LIABILITY OF GRANTEE

Grantee shall be fully liable for all injuries to persons or damage to property resulting from the construction, maintenance, or operation of its pipeline in the pipeline right of way.

SECTION EIGHT
INDEMNIFICATION OF GRANTOR

Grantee agrees to indemnify grantor against all claims, suits, costs, losses, and expenses that may in any manner result from or arise out of the laying, maintenance, renewal, repair, use, or existence of any pipeline constructed pursuant to this instrument, including the breaking of such pipeline or the leaking of any substance therefrom.

SECTION NINE
DEFAULT BY GRANTEE

This agreement and all rights of Grantee under it shall, at the option of Grantor, terminate on the failure by Grantee to remedy any default in the performance of any term or condition of this instrument within ten days after service of written notice of such breach.

SECTION TEN
WARRANTY OF TITLE

Grantor covenants that it is the owner of the premises and has the right, title, and capacity to grant the right of way granted herein.

2-

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SALEM, OREGON

EXHIBIT "A"

90-14512

An easement 15 feet in width for the construction and maintenance of an irrigation pipeline being Easterly of and coincident with the Easterly right-of-way of Interstate Highway No. 5 across the tract of land described as follows:

Commencing at the Southeast corner of Donation Land Claim no. 50 in Township 37 South, Range 1 West of the Willamette Meridian in Jackson County, Oregon; thence, on the Southerly line of said Claim, South $89^{\circ} 52' 50''$ West 707.44 feet to a 5/8 inch iron pin marking the POINT OF BEGINNING; thence, leaving said Southerly line, South $22^{\circ} 20' 20''$ East 527.44 feet to a point on the Northeasterly right-of-way of Interstate Highway No. 5, said point being on a curve concave to the Southwest having a radius of 5869.58 feet and a central angle of $01^{\circ} 16' 28''$; thence in a Northwesterly direction on the arc of said curve a distance of 130.56 feet (the chord bears North $43^{\circ} 13' 06''$ West 130.56 feet) to the beginning of a spiral curve to the left having the following data, $SP=400'$, $S=2^{\circ} 00'$ and $a=0.25'$; thence in a Northwesterly direction on the arc of said curve a distance of 222.0 feet, more or less, to a point on the centerline of the realigned centerline of Bear Creek, said point being on a curve concave to the Southwest having a radius of 477.465 and a central angle of $11^{\circ} 43' 38''$; thence in a Northwesterly direction on the arc of said curve a distance of 97.73 feet (the chord bears North $16^{\circ} 28' 21''$ West 97.56 feet), more or less, to the end of said curve; thence North $22^{\circ} 20' 10''$ West 125.69 feet to the beginning of a curve to the left having a radius of 477.465 feet and a central angle of $03^{\circ} 29' 59''$; thence on the arc of said curve, a distance of 29.16 feet, more or less, to a point on said Southerly line of Donation Land Claim No. 50; thence on said Southerly line, North $89^{\circ} 52' 50''$ East 134.21 feet, more or less, to the point of beginning.

Jackson County, Oregon
Recorded
OFFICIAL RECORDS

4:25 JUN 11 1990 P.M.

KATHLEEN S. BECKETT
CLERK and RECORDER

Kathleen S. Beckett

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WATER RESOURCES DEPT.
SALEM, OREGON

90-14512

SECTION ELEVEN
EFFECT OF AGREEMENT

This agreement shall be binding upon the heirs, legal representatives, successors and assigns of the parties.

IN WITNESS WHEREOF, the parties have executed this agreement in Medford, Oregon on the day and year written above.

GRANTOR:

GRANTEE:

JACKSON COUNTY BOARD OF COMMISSIONERS

ROGUE VALLEY MANOR

Sue Kupillas
Sue Kupillas, Chair

R. E. McLaughlin
Title: Director of Development

Hank Henry
Hank Henry, Commissioner

Jeff Colden
Jeff Colden, Commissioner

Approved as to form:

Gessie L. Daniels
County Counsel

Before me appeared Sue Kupillas, Hank Henry, and Jeff Colden
Commissioners for Jackson County, Oregon, a political subdivision.
DATED May 30, 1990

Notary for the State of Oregon: Karen S. Smith
My Commission expires: 3/28/93

Before me appeared R. E. McLaughlin, Director of Development for
Rogue Valley Manor Foundation.
DATED May 30, 1990

Notary for the State of Oregon: Karen S. Smith
My Commission expires: 3/28/93

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WATER RESOURCES DEPT
SALEM, OREGON

CITY OF MEDFORD

Application No. 72484
Permit No.

27 28
31 32

BARNETT

28 29
32 33

ELLENDALE

HOBERT

POND NO. 2

EXISTING WATER
RIGHTS DIVERSION
POINT

POND NO. 1

POND
NO. 3

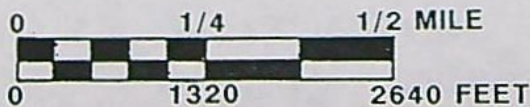
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72484
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SCALE

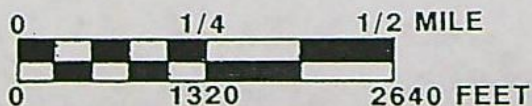
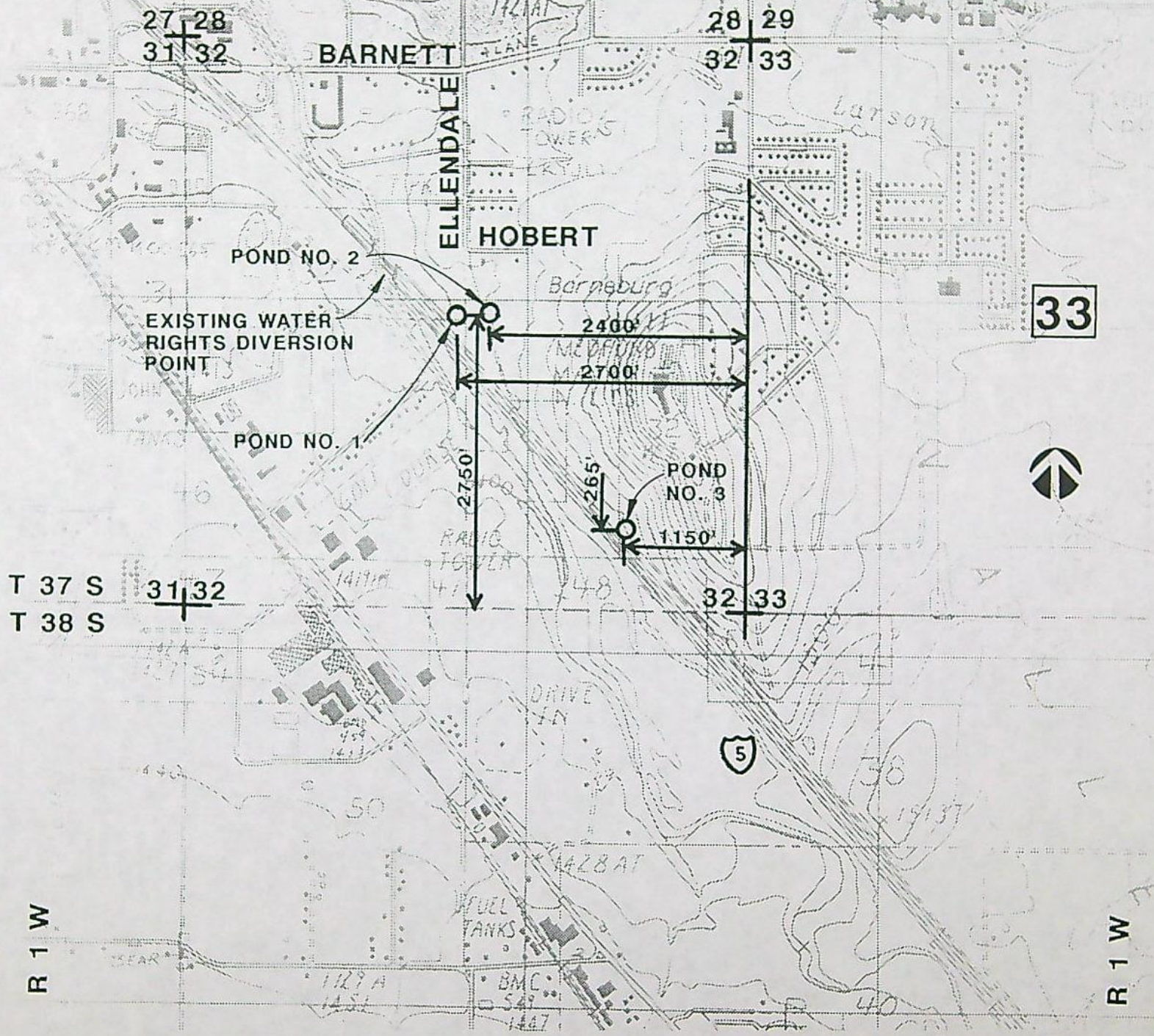
NOTE: MAP IS FOR THE INTENDED PURPOSE
OF RESERVOIR APPLICATION AND DOES
NOT INTEND TO DIMENSION PROPERTY OR
OWNERSHIP LINES.

RESERVOIR APPLICATION
ROGUE VALLEY MANOR



CITY OF MEDFORD

Application No. 72434
Permit No.



SCALE

RESERVOIR APPLICATION ROGUE VALLEY MANOR

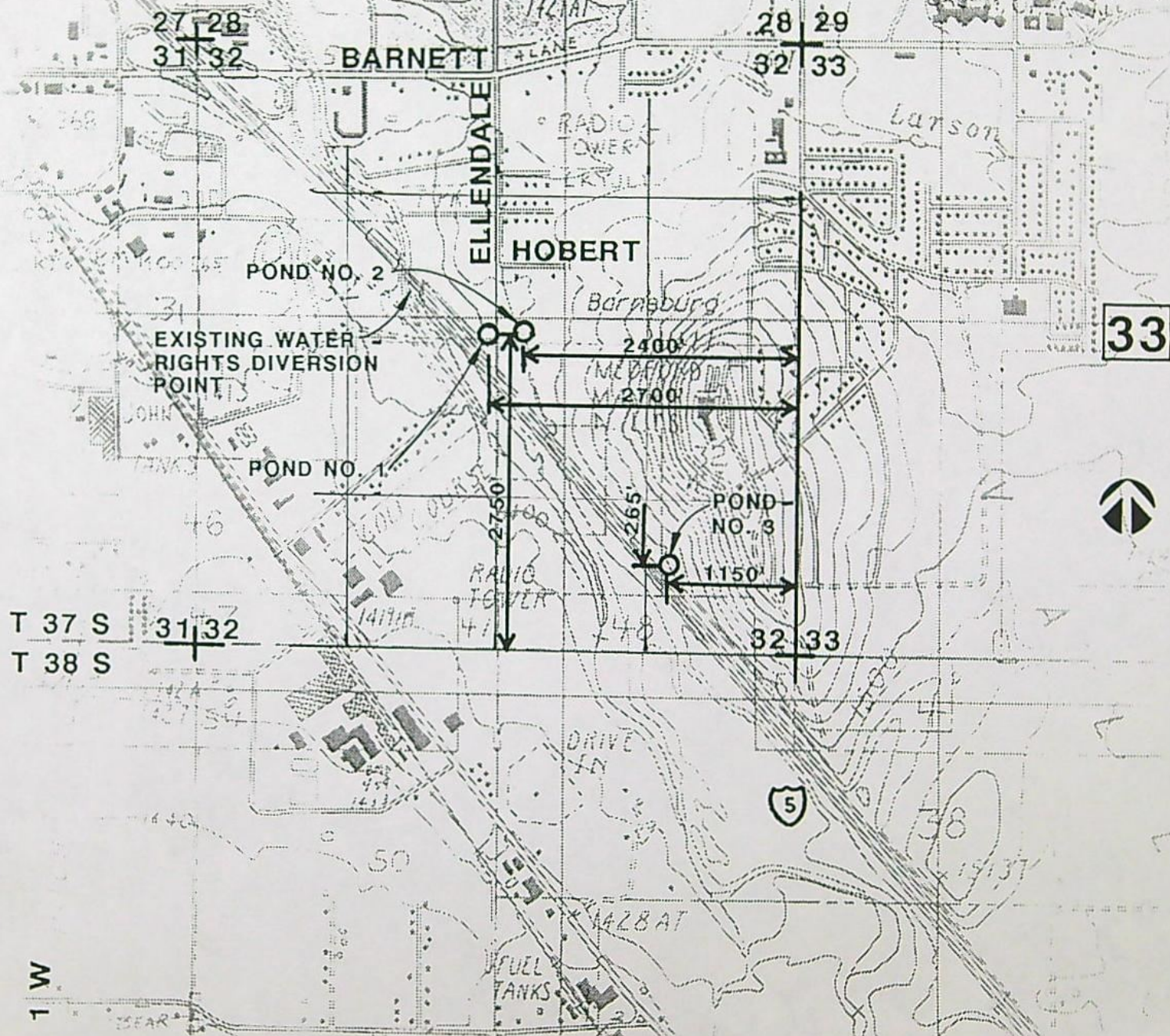
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CITY OF MEDFORD

Application No. 72484

Permit No.





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Company ROQUE VALLEY MANOR		Department/Floor No. 5	
Street Address 1200 MIRA MAR AVE		To (Recipient's Name) Please Print JAKE SZRAMEK	
City REDFORD		State OR	
ZIP Required 97504		Recipient's Phone Number (Very Important) (503) 378-3739	
City Salem		State OR	
ZIP Required 97310		Department/Floor No. Oregon Water Resources Dept	
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Economy Two-Day (Delivery by second business day) 30 <input type="checkbox"/> ECONOMY* *Economy Letter Rate not available Minimum charge One pound Economy rate		Government Overnight (Restricted for authorized users only) 46 <input type="checkbox"/> GOVT LETTER 41 <input type="checkbox"/> GOVT PACKAGE		Freight Service (For packages over 150 lbs.) 70 <input type="checkbox"/> OVERNIGHT FREIGHT** (Confirmed reservation required) 80 <input type="checkbox"/> TWO-DAY FREIGHT** **Declared Value Limit \$500 **Call for delivery schedule		12 <input type="checkbox"/> HOLIDAY DELIVERY (if offered) (Extra charge)		REVISION DATE 12/92 PART #137204 FXEM 12/93 FORMAT #158 158 © 1992-93 FEDEX PRINTED IN U.S.A.							

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WATER RESOURCES DEP.
SALEM, OREGON



72484
Oregon

DEPARTMENT OF
FISH AND
WILDLIFE

February 17, 1994

Water Rights Section
Water Resources Department
3850 Portland Rd., NE
Salem, OR 97310

RE: Instream Water Right Application #s 70249, 70288,
70942 through 70944, 70946 through 70960, 71221
through 71280, 71282 through 71890, and 71921 through
72946; Reports of Technical Review

General Comments

According to OAR 690-77-026 (1), WRD "shall undertake a technical review...and prepare a report." This subsection further lists 8 [(a) - (h)] mandatory criteria which, as a minimum, must be assessed during the technical review. ODFW has concerns with the apparent level of assessment relative to subsection (c):

OAR 690-77-026 (1) (c) --Assessing the proposed instream water right with respect to conditions previously imposed on other instream water rights granted for use of water from the same source.

In the 115 subject reports of technical review, WRD is proposing to condition each application to exempt human and livestock consumption from regulation in favor of these instream rights as follows:

This instream right shall not have priority over human or livestock consumption.

Instream water right certificates in the North Coast basin based on conversion of minimum perennial streamflows generally contain similar conditioning language giving preference to the listed uses.

By rule, WRD's technical review process includes assessing conditions previously imposed on other instream water rights from the same source. If found to be appropriate, WRD may propose that new instream water rights contain the same exemption. There is no requirement that this exemption be automatically included as part of a technical review.



2501 SW First Avenue
PO Box 59
Portland, OR 97207 -
(503) 229-5400
TDD (503) 229-5459

When ODFW reviewed WRD files on some of these applications for documentation of assessments of prior conditions, we found nothing to indicate that any such assessments had been done. - ODFW, therefore, assumes that the required assessments were not done and, therefore, objects to the routine placement of the proposed exemption on any of these applications on the grounds that to do so would be contrary to the public's interest in maintaining fish populations in North Coast basin streams. OAR 690-11-195 (4d).

Specific Comments

Application # 70948

Section 5, Proposed Conditions, is missing from this Report of Technical Review.

Application # 71241

For the month of December:

1. The minimum flow level recommended by ODFW in the North Coast basin Environmental Investigation Report is 88 cfs.
2. The reported estimated average natural flow for December here is 131 cfs.
3. WRD is proposing in the Report of Technical Review to allocate 80 cfs.

ODFW believes the proper amount to be protected during December is 88 cfs.

Application # 71258

Here, the estimated average natural flow is less than the minimum flow recommended by ODFW for the entire year. Because this is the only instance where this has happened to date, the occurrence is suspect. ODFW requests that the water availability analysis for this reach of Miami River be reexamined.

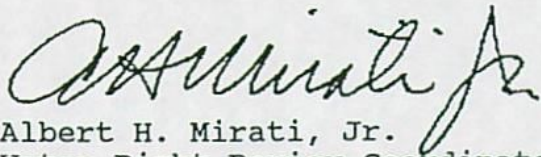
Application # 71280

The recommended flow numbers listed for September through April in the Application Information and Technical Review sections of the Report of Technical Review do not agree. Those listed in the Application Information section are correct.

North Coast Basin IWRs
February 17, 1994
Page 3

Thank you for the opportunity to comment.

Sincerely,

A handwritten signature in cursive script, appearing to read "A. Mirati Jr.", written in dark ink.

Albert H. Mirati, Jr.
Water Right Review Coordinator

c. WaterWatch of Oregon (public information request)
Jill Zarnowitz/Stephanie Burchfield
Penny Harrison, DOJ

FILE: NCOAST.IWR



NEW LAW CREATES SPECIAL WATER RIGHTS PROCESS FOR EXISTING PONDS

November 1993

Oregon Water Resources Department 3850 Portland Rd. NE Salem, OR 97310

WHAT: New legislation regarding ponds (HB 2153)
WHO: Owners of existing ponds without water rights
WHEN: Beginning November 4, 1993

What is the new law?

The "ponds bill" (House Bill 2153) was enacted out of recognition that many existing man-made ponds throughout the state do not have water rights. The owners of these ponds may not have realized that, with few exceptions, a water right is required to store or use water in a reservoir or constructed pond, even very small ones. Prior to HB 2153, Oregon water law required the Water Resources Department to prevent the storage or use of water until a water right permit is obtained. The bill creates a temporary "amnesty" that allows owners of existing ponds to apply for a water right and continue the use of water while a decision is being reached on the application. It also exempts certain existing ponds from water right requirements.

This sheet explains the basic content of this new law and how it will be implemented until the Department has the chance to develop full informational materials, forms, and administrative rules.

Does my existing pond need a water right?

If you have a small, off-channel pond, you may be exempt from the requirement to obtain a water right. Your pond qualifies as exempt if it:

- Was constructed before January 1, 1993
- Stores less than 9.2 acre-feet of water and has a dam less than 10 feet high
- Does not divert water from a natural stream, lake or other on-channel source
- Is located off-channel and outside riparian areas. "Off-channel" is defined narrowly—see below.

If you believe your pond qualifies, you must provide notice to the Water Resources Department by January 1, 1995. The notice must include: a map indicating the location of the reservoir, the amount of water stored, and the source of water used to fill the reservoir. In some cases we may need to ask you for additional information.

"Off-channel" means outside a natural waterway of perceptible extent which, during average water years, seasonally or continuously contains moving water that flows off the property owned by the applicant and has a definite bed and banks which serve to confine the water.

If you have already filed a water right application, simply refer to your application number in a short letter explaining that you believe your reservoir is exempt under this legislation.

My existing pond does need a water right. How do I apply?

If your pond or reservoir was constructed before January 1, 1993 and is not exempt, you need to file a water right application by January 1, 1995. You may then continue to use the water until a decision is reached on your application, provided no senior water rights are injured. HB 2153 does not guarantee that you will receive a water right for your existing pond, but it does assure that you will not be penalized for illegal use, as long as you file your application before the deadline. All applications filed under this legislation will have a priority date of January 1, 1993.

The Water Resources Department is developing rules to fully implement this bill. However, we will accept applications in the interim. You may submit your application on the existing reservoir application forms. Clearly mark your application across the top "HB 2153." In addition to the normal information required, include a statement of when the reservoir was constructed. If the reservoir stores 9.2 acre-feet or more and has a dam 10 or more feet high, a map prepared by a Certified Water Right Examiner will be required before a permit is issued.

We may need to ask you for additional information in order to process your application. In addition, the application procedures may change some once rules are adopted. If you're beginning the application process after May 1994, please check first with the Department for updated information, forms, etc.

What if I do nothing about my existing pond?

As described above, this legislation provides a window of time for you to either notify us about an exempt pond or to file an application if your pond needs a water right. If you do not take the appropriate action before January 1, 1995, your pond will be considered illegal under Oregon water law. The Department may require you to drain the pond and/or pay fines.

FOR MORE INFORMATION
Water Rights Division/HB 2153
Water Resources Department
3850 Portland Road NE, Salem, OR 97310
378-3739 or 1-800-624-3199

March 8, 1993

Jess L. Ricey, CWRE
Westech Engineering, Inc.
3421 25th St. S.E.
Salem, OR 97301

Reference: File R-72484

Dear Mr. Ricey

We are reviewing the application you submitted for Rogue Valley Manor for a water storage permit. The application is incomplete. Before we can process the application further, you need to provide us with additional information, documentation, an additional application and fees.

Please send the following:

- 1 An application for a secondary permit to provide for the use of waters stored in the reservoirs for irrigation. This application will need to be submitted with the required supporting map, land use forms, legal descriptions and fees. The proper application and land use forms are enclosed along with a booklet of instructions.
- 2 In addition to the information presently shown on the map you submitted, it is necessary to locate the point of diversion on Bear Creek by coordinates or by bearing and distance from an established or projected public land survey corner. Also, the location of the acreage to be irrigated must shown along with noting the number of acres to be irrigated in each quarter-quarter section.
- 3 Legal descriptions of the properties upon which the reservoirs will be constructed and place of use of water. These legal descriptions may be copied from the deeds, title insurance policies or sales contracts. We have a legal description of one of the tracts (Tract IV).
- 4 Unless Rogue Valley Manor owns all the lands involved in the proposed development, including pipe-line and/or ditch locations and places of use, copies of written authorization or easements permitting access to land not owned by Rogue Valley Manor are needed

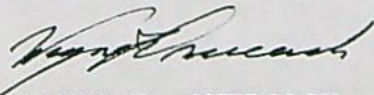


3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

- 5 Documentation of ownership, including names and mailing addresses of all legal owners of all property involved in the proposed development;
- 6 We will need additional information on the intended uses of the stored waters. If it is intended to retain part of the water stored in each reservoirs for visual enhancement and divert the other part of the stored water for irrigation use, the amount to be stored in each reservoir for each use must be stated. If you will advise us of the amounts, we can add the information to the reservoir application upon receipt of your written authorization.
- 7 Advise us if it is proposed to maintain water levels in the reservoirs after their initially filled each year, and if so, how and from what source. Our rules will not allow us to issue permits to use Bear Creek Basin waters for maintaining the reservoirs.
- 8 You need to advise us of the maximum depths of water and maximum height of the dams for each reservoir.
- 9 Will you also advise us of the name of the person who signed the reservoir application.

We will continue our assessment of the application after we have received the above information. If you have any questions you may telephone me at 378-8455, in Salem, or call toll free from within the state, 1-800-624-3199. Send any correspondence and all requested information, documentation, and fees to the following address: Oregon Water Resources Department, Water Rights Section, 3850 Portland Road, Northeast, Salem, Oregon 97310. Please include your application file number (as referenced at the head of this letter) whenever you write or call.

Sincerely,



WAYNE J. OVERCASH
Water Rights Specialist

Enclosures

cc: Rogue Valley Manor

TECHNICAL REVIEW CHECKLIST

Application: R-72484

Review Date: _____

- OK indicates information was completed or adequately addressed.
 N indicates information is needed, or incomplete, or inadequately addressed
 N/A indicates Not Applicable

SUMMARY

<u>U</u>	Completeness <i>application to use stored, oath --</i>
<u>S</u>	Land Use
<u>n/a</u>	GW Interference (if potential interference with surface water, see results of water availability analysis)
<u>U</u>	Conflicts
<u>S</u>	Water Availability
<u>S or U</u>	Satisfactory or Unsatisfactory Conclusions based on information available on the review date above.

in letter 10/92 N
 The applicant has certified that the information provided in the application is an accurate representation of the proposed use and is true and correct to the best of their knowledge.

n/a
 No oath is required because application was filed before June 5, 1992.

S OK
 Application fees:

Examination fee:	\$200
Recording fee:	\$100
TOTAL REQUIRED	\$300
TOTAL SUBMITTED	\$300
AMOUNT DUE prior to issuance of permit	\$ <u>0</u>
AMOUNT OVERPAID	\$ <u>—</u>
refund due applicant	\$ <u>—</u>

OK

Proposed dates of beginning and completion of construction, and complete application of water.

OK

A satisfactory map of the proposed place of water use prepared by a certified water right examiner, unless exempt under OAR 690-14-150(3). *need fix in atlas*

n/a

A CWRE map is not required for applications filed before November 9, 1987.

OK

A written copy of the legal description of the property on which the water is to be used. *need for a pond site*

n/a

A copy of written authorization, contract or easement permitting access to the land or reservoir not owned by the applicant.

n/a

No statement of ownership was required for applications filed before August, 1990.

N

The report from watermaster has been received.

OK

The proposed use is not restricted or prohibited by statute.

OK

The source of water is not withdrawn from appropriation by order of the State Engineer or Water Resources Commission, or legislatively withdrawn under ORS Chapter 538. *Bear Creek only for storage*

OK

for storage
Irrigation and Recreation use(s) is/are classified under the Bear Creek Basin Program, OAR 690 - 515-003. (1)(a) *storage only*

N

The application, map and supporting data are complete and free of defects. *Oath / Map needs P.O.D. coordinates, legal*

Land Use Compatibility:

As expressed by the Planning Department of the city of Medford

n/a

The land uses to be served by proposed water uses (including proposed construction) are allowed or are not regulated by the local comprehensive plan (ordinance section _____).

OK

The land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals which have been obtained.

n/a

The local government was notified, and sent no comment pursuant to the rules at the time; land use was presumed in compliance per such statement printed on the application.

For ground water applications:

✓ n/a

A copy of the constructor's log, if available, for any well already constructed, or required information regarding actual or anticipated construction.

✓ n/a

The report from groundwater section has been received.

For reservoir applications:

✓ OK

Plans, specifications and supporting information for the dam and impoundment area.

under page



WESTECH ENGINEERING, INC.
CONSULTING ENGINEERS & PLANNERS

April 6, 1993

Steve:

Before we respond to this letter from John Pugh, we should wait until Doug Woodcock completes his review of Rogue Valley Manor's G.V. Appl. G-13129.

WJL

Mr. Wayne Overcash
Oregon Water Resources Department
3850 Portland Rd NE
Salem, OR 97310

RE: Rogue Valley Manor
Reservoir Storage Application. File R-72484
J.O. 1586.100.0

Dear Mr. Overcash:

This letter is in response to your March 8, 1993 letter to our office and our subsequent telephone conversation concerning the above named project.

The existing diversion point on Bear Creek is the source of irrigation water during the summer irrigation season and is within the Bear Creek Irrigation District. The reservoirs in question are intended for in-system use for irrigation of the golf course on the Rogue Valley Manor. That is, on a daily basis, water entering each reservoir equals the amount of water leaving the reservoir. At the end of the irrigation season the reservoirs will be left full. During the winter months, the reservoirs will pass inflow resulting from direct rainfall and natural surrounding drainage. The only case in which water may be specifically added to the reservoirs is if the depth falls significantly, whereby a nearby well will be used at less than 5000 gallons per day to maintain the original depth. The Bear Creek source will not be used during the winter non-irrigation months.

After speaking with Bruce Sund, District 14 Watermaster, it is our understanding that for the above conditions and proposed uses, a storage permit is not required. In addition, because a storage permit is not required, the secondary permit for use of stored water is not required either.

Unless we hear otherwise from your office, we are considering this matter resolved and complete as it now stands. As the storage permit is not required, please refund all or a portion of the \$500 fee that was submitted with the application on June 23, 1992.



WESTECH ENGINEERING, INC.
CONSULTING ENGINEERS & PLANNERS

March 11, 1993

RECEIVED
MAR 12 1993
WATER RESOURCES DEPT.
SALEM, OREGON

Mr. Wayne Overcash
Oregon Water Resources Department
3850 Portland Rd NE
Salem, OR 97310

RE: Rogue Valley Manor
Reservoir Storage Application, File R-72484
J.O. 1586.100.0

Dear Mr. Overcash:

This letter is in response to your March 8, 1993 letter to our office and our subsequent telephone conversation concerning the above named project.

The existing diversion point on Bear Creek is the source of irrigation water during the summer irrigation season and is within the Bear Creek Irrigation District. The reservoirs in question are intended for in-system use for irrigation of the golf course on the Rogue Valley Manor. That is, on a daily basis, water entering each reservoir equals the amount of water leaving the reservoir. At the end of the irrigation season the reservoirs will be left full. During the winter months, the reservoirs will pass inflow resulting from direct rainfall and natural surrounding drainage. The only case in which water may be specifically added to the reservoirs is if the depth falls significantly, whereby a nearby well will be used at less than 5000 gallons per day to maintain the original depth. The Bear Creek source will not be used during the winter non-irrigation months.

After speaking with Bruce Sund, District 14 Watermaster, it is our understanding that for the above conditions and proposed uses, a storage permit is not required. In addition, because a storage permit is not required, the secondary permit for use of stored water is not required either.


Unless we hear otherwise from your office, we are considering this matter resolved and complete as it now stands. As the storage permit is not required, please refund all or a portion of the \$300 fee that was submitted with the application on June 23, 1992.

March 11, 1993
Mr. Wayne Overcash
Page 2

If you have any questions or need any additional information please call at 585-2474.

Sincerely,

WESTECH ENGINEERING, INC.



John J. Pugh

cc: ▶ Bruce Sund, Watermaster, District 14
 Water Resources Department
 101 NW A Street
 Grants Pass, OR 97526

 ▶ Brian McLemore, Rogue Valley Manor

March , 1993

John J. Pugh
Westech Engineering, Inc.
3421 25th St. S.E.
Salem, OR 97301:

Draft

Dear Mr. Pugh:

REFERENCE: Our File R-72484, Your File J.O. 1586.100.0
Rogue Valley Manor

Pursuant to your letter of March 11, 1993, advising that the reservoirs are intended for in-system use for irrigation of the golf course and that a storage permit is not required, we are considering it as a request to withdraw from our records the Application R-72484 you submitted for Rogue Valley Manor.

Therefore, the application is to be considered "withdrawn" and will be returned to you at a later date along with a check in the amount of \$100.00 refunding the unearned permit recording fee. The Examination fee of \$200.00 was required to be paid into the State General Fund as an earned fee when the application was filed and is non-refundable.

It may be that the reservoirs in question can be used as bulges in the system (in-system storage) for waters allowed under existing permits during the irrigation season; and, that such a system may be appropriate for proper operation of the golf course. But any existing permits for irrigation purposes that may be appurtenant to the golf course shall not be construed in any sense as providing for storage or holding water in the reservoirs during the non-irrigation season.

The use of water from the well for filling or maintaining the reservoirs is another matter. The use of ground water, even uses exempt from permit requirements, may be regulated if found to be interfering with prior rights or not in compliance with laws or rules. An excerpt (Bear Creek Basin 690-515-003) from the Rogue River Basin Program adopted by the Water Resources Commission is enclosed for your review.

If the proposed use of water from the well has the potential for substantial interference with the nearest surface water source, use of the well may be regulated.

Sincerely,

WAYNE J. OVERCASH
Water Rights Specialist

Enclosure

cc: Bruce Sund, Watermaster District 14

Brian McLeMORE, Rogue Valley Manor

Bear Creek Basin

690-515-003

(1) Classifications

(a) No applications for appropriation of water shall be accepted or issued by any state agency except appropriations for beneficial uses involving water legally stored in excess of the amount necessary for existing rights.

(b) Structures or works for the utilization of the waters in accordance with the aforementioned classifications, are also declared to be prejudicial to the public interest unless planned, constructed, and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

(2) Water Quality

Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on condition that any effluents or return flows from such uses shall not significantly interfere with recreational, fish life, or other beneficial uses of water.

(3) Power Development

Rights to use of water for power development purposes granted by any state agency shall be issued only on the condition, as demonstrated by the applicant, that any dams, diversions, generating facility, or return flows shall not significantly interfere with recreational, fish life or other beneficial uses of water.

(4) Storage

(a) Potential reservoir sites should be identified in the comprehensive land use planning process for possible future development or until alternative methods of meeting water needs have been developed. Immediate consideration should be given to the following sites:

(A) Walker Creek, NE 1/4 Section 12, Township 39 South, Range 1 East, Willamette Meridian.

(B) West Fork Ashland Creek (Winburn site), NE 1/4 Section 32, Township 39 South, Range 1 East, Willamette Meridian.

(C) West Fork Ashland Creek (Ranger site), SW 1/4 Section 28, Township 39 South, Range 1 East, Willamette Meridian.

(b) All applications for appropriation of water for storage in structures impounding more than 3,000,000 gallons of water shall be reviewed by the Water Policy Review Board prior to approval. During the review the Water Policy Review Board may establish additional minimum flows on the natural flow of the stream to support aquatic life or minimize pollution. Storage projects consistent with the purposes of minimum perennial streamflows shall be encouraged.

(5) Existing Rights

This program does not modify, set aside or alter any existing right to use water or the priority of such use established under existing laws.



OREGON DEPARTMENT OF FISH AND WILDLIFE
Comments on Water Right Application
R-72484

RECEIVED

AUG - 5 1992

WATER RESOURCES DEPT.
SALEM, OREGON

July 31, 1992

Steve Brown
Water Resources Department
3850 Portland Rd., NE
Salem, OR 97310

Dear Steve;

The Oregon Department of Fish and Wildlife (ODFW) has reviewed the subject water right application and recommends WRD deny the application for the following reasons:

Bear Creek is extremely over-appropriated during the summer and early fall months. Normally, ODFW would recommend or look favorably on storage of winter runoff as a method for getting around periods of non-availability. However, there is considerable evidence that Bear Creek is over-appropriated beyond the usual summer-early fall months. ODFW district personnel have observed that winter steelhead adults returning to Bear Creek each year are suffer from inadequate flows.

At this time, it appears that November and December are the only months where water is available for storage on an average of 8 years in 10. We believe that a water availability analysis will bear this out. If such is the case (that water is available for impounding only 2 months out of the year), ODFW contends this water right to store water is inappropriate.

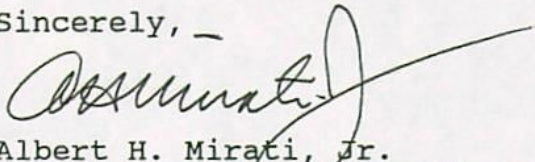
As an alternative to diverting Bear Creek flow for the stated uses, ODFW recommends the applicant look to the Medford Irrigation District for a year-round supply of water.

If the applicant disagrees with this assessment, ODFW recommends referral of this application to the Water Resources Commission for determination of the public interest.

Steve Brown; R-72484
July 31, 1992
Page 2

ODFW hereby requests a copy of the report of technical review
when such is available.

Sincerely, -

A handwritten signature in dark ink, appearing to read "A. Mirati, Jr.", with a long, sweeping horizontal line extending to the right.

Albert H. Mirati, Jr.
Water Right Review Coordinator

c WaterWatch of Oregon (public information request)
MacLeod, Central Point

File: WRD/WR

22. There are serious water quality problems in the Bear Creek Basin.
23. Drainage of land in some areas will bring economic benefit to the state.
24. The drainage of wetlands may be detrimental to the local environment.
25. Control of floods would bring substantial benefits to the state.
26. By action of the State Water Resources Board, the diversion of up to 30 cfs out of Bear Creek for temperature control is allowed during the period February 15 to April 1 of each year.
27. By action of the State Water Resources Board, the city of Talent is allowed to divert up to 1 cfs from Wagner Creek for municipal use during the period November 1 to April 1 of each year.
28. The maximum beneficial use of the waters of Bear Creek Basin will require water storage for domestic, livestock, municipal, irrigation, agricultural use, power development, industrial, mining, pollution abatement, recreation, wildlife and fish life purposes.

NOW THEREFORE BE IT RESOLVED that this Board hereby adopts the following program in accordance with ORS 536.300(2) pertaining to the water resources of the Bear Creek Basin:

- A. No applications for appropriation of water shall be accepted or issued by any state agency except appropriations for beneficial uses involving water legally stored in excess of the amount necessary for existing rights.
- B. Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on condition that any effluents or return flows from such uses shall not significantly interfere with recreational, fish life, or other beneficial uses of water.
- C. Rights to use of water for power development purposes granted by any state agency shall be issued only on the condition, as demonstrated by the applicant, that any dams, diversions, generating facility, or return flows shall not significantly interfere with recreational, fish life or other beneficial uses of water.
- D. Structures or works for the utilization of the waters in accordance with the aforementioned classifications, are also declared to be prejudicial to the public interest unless planned, constructed, and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.
- E. Potential reservoir sites should be identified in the comprehensive land use planning process for possible future development or until alternative methods of meeting water needs have been developed. Immediate consideration should be given to the following sites:
 1. Walker Creek, NE 1/4 Section 12, Township 39 South, Range 1 East, Willamette Meridian.
 2. West Fork Ashland Creek (Winburn site), NE 1/4 Section 32, Township 39 South, Range 1 East, Willamette Meridian.

3. West Fork Ashland Creek (Ranger site), SW 1/4 Section 28, Township 39 South, Range 1 East, Willamette Meridian.

- F. All applications for appropriation of water for storage in structures impounding more than 3,000,000 gallons of water shall be reviewed by the Water Policy Review Board prior to approval. During the review the Water Policy Review Board may establish additional minimum flows on the natural flow of the stream to support aquatic life or minimize pollution. Storage projects consistent with the purposes of minimum perennial streamflows shall be encouraged.
- G. This program does not modify, set aside or alter any existing right to use water or the priority of such use established under existing laws.

APPLEGATE RIVER BASIN

WHEREAS the Water Policy Review Board under the authority of ORS 536.300 has undertaken a study of the Applegate River Basin;

WHEREAS in this study consideration was given to means and methods of augmenting, conserving, and classifying such water resources for existing and contemplated needs and uses of water for domestic, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses, and for pollution abatement as well as other related subjects including drainage, reclamation and flood control; and

WHEREAS as a result of such studies the following findings and conclusions have been reached by this Board:

1. On an annual basis, total quantities of water are sufficient to satisfy all existing and presently contemplated needs and uses of water.
2. There are serious geographical and seasonal deficiencies in water supply.
3. Flows during the summer months are inadequate in many areas to satisfy existing needs.
4. During the summer months sections of many tributaries are dry or nearly dry.
5. For purposes of future beneficial use, water availability on an 80% frequency basis is considered necessary to assure a reasonably reliable water supply.
6. On an 80% basis the waters of Williams Creek, Powell Creek, and Thompson Creek may be fully appropriated under rights of record during the period May through October.
7. On an 80% basis the waters of the Little Applegate River, Humbug Creek, Grays Creek, Jackson Creek and Cheney Creek may be fully appropriated under rights of record during the period June through October.
8. On an 80% basis the waters of the Applegate River, Forest Creek, Slate Creek and Murphy Creek may be fully appropriated under rights of record during the period July through October.
9. Attainment of quantities of water to satisfy all beneficial use requirements will be achieved only through storage.

WaterWatch

O F O R E G O N

RECEIVED

JUL -7 1992

WATER RESOURCES DEPT.
SALEM, OREGON

July 4, 1992

Stephen C. Brown
Water Resources Department
3850 Portland Rd. N. E.
Salem, OR 97310

RE: Application for Permit #R72484, Rogue Valley Manor
Bear Cr. Basin, Jackson Co., 8.9 AF, Irrigation

WaterWatch has reviewed the limited amount of information contained in the public notice of this water right application. Based upon that information, WaterWatch raises the following issues, questions, and concerns:

Is there unappropriated water available for this proposed use? What exceedence level will the Department use when determining water availability?

What effect will this proposed use have on instream flows necessary to protect the public's interest in fish, wildlife, recreation, and a healthy aquatic system?

This water source may suffer from water quality problems. Has the Department consulted with the Department of Environmental Quality to determine the effect this proposed withdrawal will have on water quality?

If this water source provides habitat to native fish during any phase of their life cycle, we request that the Department include conditions requiring the installation and maintenance of fish screening and bypass devices prior to any diversion of water.

Given the importance of surface water sources, and the Department's limited enforcement staff, it only makes sense to require this applicant to measure and record water use. Measurement not only helps the Department carry out its statutory mandate to promote the control of water resources for all beneficial uses, it helps the Department protect the public's interest in assuring the use is within the bounds of the permit. ORS 536.220(1)(a), 537.170(5).

Will this proposed use be compatible with Goal 5 elements of the local comprehensive plan?

It is a high priority of the state to eliminate waste and improve the efficiency of water use. OAR690-410-060(1). Statewide policy also calls upon water users to use and maintain their water systems in a manner consistent with the state's priority. OAR 690-410-060(2)(a). What conditions are proposed for this permit that will carry out and encourage compliance with state policy?

Is this an existing illegal use of water? If so, will the continued use without a permit cause harm to existing water rights and the public interest?

We request a copies of the draft permit and the Department's technical analysis of this application.

Sincerely,

Jim Myron

bc:
WaterWatch of Oregon, Inc. 921 S.W. Morrison, Suite 438 Portland, Oregon 97205 (503) 295-4039

June 29, 1992

ROGUE VALLEY MANOR
1200 MIRA MAR AVE
MEDFORD, OR 97504

REFERENCE: File(s) R-72484

We received your application(s) proposing to use water, along with supporting data and fees. Your receipt is enclosed unless you received it earlier. The application has been assigned the above referenced file number and will be reviewed in detail as time allows. If you need to call or write to us, be sure to reference the file number(s) listed above so we may assist you promptly.

Applications which are received in proper form with required maps, supporting data and fees can be considered for approval by issuance of permits following a mandatory 60-day waiting period and after public interest matters are resolved.

Processing of applications which require additional information will be delayed further. If you feel that a delay in the processing of your application will cause a hardship, please advise in writing.

If the application is approved, the use allowed by the permit will be subject to the Water Resources Commission's Basin Program statements, instream flow requirements, and demands of prior rights.

If you have any questions, please contact the Water Right Section at the telephone number referenced below.

cc: CWRE



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

Land Use Information Form: Permits, Hydroelectric Licenses, Water Uses in
Addition to Classified Uses

RECEIVED

JUN 24 1992

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

Applicant's Name: Rogue Valley Manor
Address: 1200 Mira Mar Ave.
City: Medford State: OR Zip: 97504 Day Phone: 774-7411

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot or Local I.D.#	Plan Designation/Zoning (e.g. Rural Residential/RR-5)	Check All That Apply		
		Water Diverted	Water Conveyed	Water Use
3601 (371W32B)	Urban Residential/SFR-4		✓	✓

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used. City of Medford

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

For Local Government Use Only

Local government planning officials are to complete the remainder of this form. If this form can not be completed while the applicant waits, please sign and detach the receipt as instructed below. Please mail the completed form directly to the Water Resources Department (3850 Portland Rd. NE, Salem, OR, 97310) within 60 days of the date of receipt as shown below. If the form is not completed within 60 days, the Department may take action to approve the water use.

a) Check the appropriate box below and provide requested information.

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

☒ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus any accompanying findings is sufficient.)

Type of Land Use Approvals Needed (e.g.: plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Please check the box that applies:		
		Already Obtained	Already Denied	Being Pursued Satisfactorily
Planned Unit Development	Land Dev. Code Section 10.230-10.245	✓		

(over)

Receipt for Request for Land Use Information

WRD Applicant Name: _____

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government can not provide the above requested land use information while the applicant waits.

City or County: _____

Staff Contact: _____ Phone: _____

Signature: _____ Date of Information Request: _____

(For Local Use Continued)

b) Please provide printed name and written signature.

Name: Mark Gallagher

Title: Senior Planner

Date: 6-18-92

Phone: 770-4475

Signature:

Mark Gallagher

Local governments are invited to express special land use concerns or make recommendations to the Department regarding this proposed use of water below, or on a separate sheet. For additional information call Roberta Jortner or Rick Bastasch at 378-3671.

Additional Comments:

Description of Water Use

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Rogue Valley Manor
 Address: 1200 Mira Mar
Medford, OR 97504
 Phone: 773-7411

RECEIVED

JUN 24 1992

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

WATER RESOURCES DEPT.
SALEM, OREGON

- ☒ Irrigation (crop type, golf course, nursery or greenhouse): Golf Course
- ☐ Livestock (type of livestock, feedlot, slaughterhouse): _____
- ☐ Residential (# units, single or multi-family, # lots if partition or subdivision): _____
- ☐ Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): _____
- ☐ Industrial (i.e., factory, pulp mill, research and development, processing, etc.): _____
- ☐ Institutional (i.e., school, library, etc.): _____
- ☐ Mining (aggregate, metal, open pit, placer, etc.): _____
- ☐ Recreation (park, campsite, pond, etc.): _____
- ☐ Fish and Wildlife (pond, hatchery, etc.): _____
- ☐ Hydropower (dam, reservoir, power generating or transmitting facilities): _____
- ☐ Other (Name and list key characteristics): _____

Indicate sources for the proposed water use below:	Indicate the estimated quantity of water the use will require.
<input checked="" type="checkbox"/> Surface Water Name sources: <u>Bear Creek</u>	_____ Cubic feet per second.
	<u>900</u> Gallons per minute.
	<u>8.9</u> Acre-Feet
<input type="checkbox"/> Reservoir or pond	
<input type="checkbox"/> Ground Water	

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WATER RESOURCES DEPT.
SALEM, OREGON

BEFORE THE MEDFORD PLANNING COMMISSION
STATE OF OREGON, CITY OF MEDFORD

IN THE MATTER OF PLANNING COMMISSION FILE)
PUD-84-3 APPLICATION FOR A PLANNED UNIT DEVELOPMENT)
SUBMITTED BY ROGUE VALLEY MANOR)

ORDER

ORDER granting approval of an application to Rogue Valley Manor for the revision and expansion of a residential Planned Unit Development to be located within the SFR-4 (Single-Family Residential - 4 units per acre), MFR-20 (Multiple-Family Residential - 20 units per acre), and MFR-30 (Multiple-Family Residential - 30 units per acre) zoning districts, as provided for in the City of Medford Land Development Code.

WHEREAS:

1. The Planning Commission has duly accepted the application filed in accordance with the Land Development Code, Section 10.230 Application, Planned Unit Development, and
2. The Medford Planning Commission has duly held public hearings on the matter of an application for the revision and expansion of a residential Planned Unit Development on 195.6 acres of property (proposed) located east of Interstate 5 at the southern terminus of Mira Mar Avenue, within the SFR-4 (Single-Family Residential - 4 units per acre), MFR-20 (Multiple-Family Residential - 20 units per acre), and MFR-30 (Multiple-Family Residential - 30 units per acre) zoning districts, with public hearings a matter of record of the Planning Commission on February 14, February 28, and March 14, 1991.
3. At the public hearings on said application, evidence and recommendations were received and presented by the applicant's representative and Planning Department staff; and
4. At the conclusion of said public hearings, after consideration and discussion, the Medford Planning Commission, upon a motion duly seconded, granted a planned unit development permit and directed staff to prepare a final order with all conditions and findings set forth for the granting of the planned unit development.

THEREFORE LET IT BE HEREBY ORDERED that the application of Rogue Valley Manor stands approved subject to compliance with the conditions stated in the Commission Report dated March 14, 1991.

AND LET IT FURTHER BE OF RECORD, that the action of the Planning Commission in approving this application for a planned unit development is hereafter supported by the following findings:

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FINAL ORDER

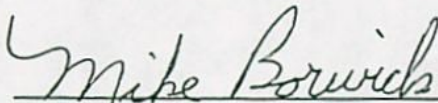
PUD-84-3

1. This project complies with the Land Development Code and all applicable criteria per Section 10.234, and
2. Including the applicant's findings entitled "Application to Amend Rogue Valley Manor Planned Unit Development" - Exhibit "B" dated January 16, 1991 and any additional findings contained in the Commission Report.

BASED UPON THE ABOVE, it is the finding of the Medford City Planning Commission that the planned unit development will not be detrimental to the health, safety, or general welfare of the persons residing or working in the neighborhood of the proposed use or be detrimental or injurious to the property and improvements in the neighborhood or to the general welfare of the City.

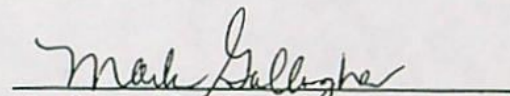
Accepted and approved this 28th day of March, 1991.

CITY OF MEDFORD PLANNING COMMISSION



Mike Borwick, Chair

ATTEST:


Mark Gallagher, Secretary

Title No. 700967

Application No. 7248A
Permit No.

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described in Instrument No. 68-03150, said Official Records;
thence North 0°12'35" West, 1508.30 feet, to a 5/8" iron pin,
located at the Northeast corner of said tract; thence to and along
the Southerly boundary of SUN OAKS, PHASES III AND IV (recorded),
South 89°57'20" East, 497.446 feet, to the ell corner to said
Donation Land Claim No. 51; thence along the Southerly boundary of
said Claim, South 89°51'40" East, 795.91 feet, to the true point
of beginning.
(Tax Lot No. 600, 371W32D; Tax Lot No. 600, 371W33; Tax Lot No.
1100, 381W4 and 381W5)

TRACT IV:

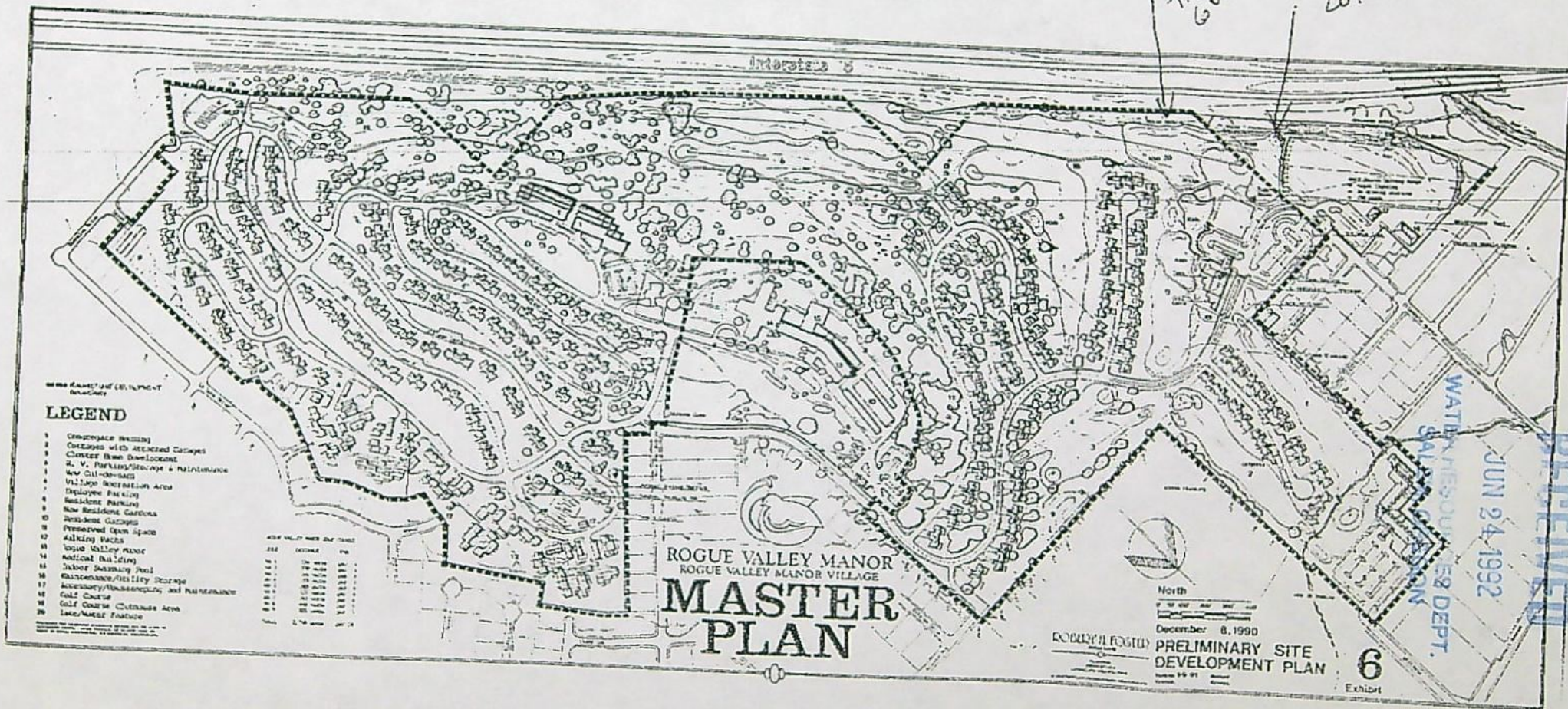
That tract or parcel of land situated in the East half of Section
32, Township 37 South, Range 1 West, Willamette Meridian, Jackson
County, Oregon, more fully described as follows:

Beginning at the Northeast corner of Donation Land Claim No. 46,
Township 37 South, Range 1 West, Willamette Meridian, Jackson
County, Oregon; thence along the West line of Donation Land Claim
No. 51, North 0°12'30" West, 662.40 feet (record 662.30 feet), to
a 5/8" iron bolt in concrete; thence along the South line of PARK
TERRACE SUBDIVISION, and its Easterly projection thereof, South
89°57'20" East (record North 89°56' East), 965.735 feet, to a 5/8"
iron pin; thence South 0°12'30" East, 1508.30 feet, to a 5/8" iron
pin; thence North 89°55'55" West (record West), 337.69 feet, to a
5/8" iron pin on the Northeasterly right-of-way line of Interstate
No. 5; thence along said Northeasterly right-of-way line, North
48°51'05" West, 7.24 feet, to a 5/8" iron pin; thence North
39°45'40" West, 978.01 feet, to a 5/8" iron pin on the West line
of said Donation Land Claim No. 51; thence along said West line,
North 0°05'30" West, 89.66 feet, to the point of beginning.
(Tax Lot No. 603, 371W32D)

EXCEPTING THEREFROM that portion of the above described property
deeded to Jackson County, Oregon, being a portion of the road
known as Ellendale Drive, by instrument recorded August 30, 1963,
in Volume 552, Page 213, Jackson County, Oregon, Deed Records.

TAX lot
371W32D
TAX lot
603

371W32B
TAX
LOT 3601



7938

WESTECH ENGINEERING, INC. • SALEM, OREGON 97302

DATE	INVOICE NO.	DESCRIPTION	INVOICE AMOUNT	DEDUCTION	BALANCE
6/23/92			300.00		
			RECEIVED JUN 24 1992 WATER RESOURCES DEPT. SALEM, OREGON		
CHECK DATE	6/23/92	CHECK NUMBER	7938	TOTALS	300.00

PLEASE DETACH THIS PORTION AND RETAIN FOR YOUR RECORDS.

DATE INITIALS

6/24/92

CS

MINIMUM REQUIREMENTS TO FILE

Name and mailing address
Source of water
Quantity of water
Location of project
Use of water
Signature of applicant
Allowable use by policy
State Engineer withdrawal ?
Legislative withdrawal
Land use approved pending

FIELD OPERATIONS

Application date stamped per money receipt date
Stream Indexed
Stream Code
Scenic Waterway
Findings:
1) Concluded - Scenic-Reg Ack letter
2) Under Study - Scenic-Ack letter
3) Basin 2 - Willamette-Ack letter
Plat Carded and copy made YES NO
Conflicts (well surface) X
Prior ISWR #
Within Irrigation District (name)
Notified
District excerpt received
Entered in Paradox
Prepare six copies of Draft Permit
Send one copy to Data Center

SUPPORT SERVICES

Stamp contents with application number
Mail/Provide copies of draft permits to DEQ, ODFW, PARKS, AND WATERMASTER
Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWRE and file
Place label on file and card
If dam is over 10 feet or storage exceeds 9.2 AC-FT, route file to Dam Safety Section
Notify Irrigation District

FIELD OPERATIONS

Ownership Statement YES NO
Name and address of all owners
Other landowners notified
Legal Description
Need Commission review
Requests greater than 5.0 cfs
Dam height greater than 20 feet
Storage greater than 100 acre-feet
Out of Basin diversion
Groundwater recharge project
Other substantial public interest
GW comments received resolved
ODFW comments received resolved
DEQ comments received resolved
Interest Groups
Water availability received
Objections received resolved
Protest received resolved
Management Codes

EXAMINATION FEE:
RECORDING FEE:

REMARKS:

TOTAL:
REFUND:
DEFICIENT:

Paul Winterbottom

Full

72484

27K

Paul

541-857 7676

Environmental Management Services, Inc.
1150 Knutson Suite 4
Medford, OR 97504



Mr. Dallas Miller
Oregon Water Resources Department
Commerce Building
158 12th Street NE
Salem, Oregon 97310-3739

IMPORTANT MESSAGE

FOR WREG

DATE 1/24 TIME 1:37 A.M.
P.M.

M Dan Murphy

OF _____

PHONE 503-770-6977
AREA CODE NUMBER EXTENSION

☐ FAX
☐ MOBILE 72484
AREA CODE NUMBER TIME TO CALL

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	WILL FAX TO YOU	<input type="checkbox"/>

MESSAGE _____

SIGNED CE

NOTE
Don Murphy
EMCON NW
1150 Knutson
Suite 4 McKeon Dr
97504-4157

Send Surface Packet
-AND New Reservoir
INSTRUCTIONS

Per
1-25-92

IMPORTANT MESSAGE

FOR Jake

DATE 2/25 TIME 9:57 A.M. P.M.

M Dan Murphy

OF Emison NW

PHONE 770-6977
AREA CODE NUMBER EXTENSION

☐ FAX

☐ MOBILE
AREA CODE NUMBER TIME TO CALL

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	RUSH	<input type="checkbox"/>
RETURNED YOUR CALL	<input type="checkbox"/>	WILL FAX TO YOU	<input type="checkbox"/>

MESSAGE

h-72 484

SIGNED CE

7-1-00 jh

72484

Application No.

Permit No.

R012053

ROGUE VALLEY MANOR

1200 MIRA MAR AVE

MEDFORD, OR

97504

Assigned

Address

Beginning construction

OCT 10 1997

Completion of construction

OCT 01 1998

Extended to

Complete application of water

OCT 01 1999

Extended to

NUMBER 87881

Check 300⁰⁰ NO Cash

☒ Surface Application 200
100

☐ Reservoir Application

☐ Ground Water Application

☐ Transfer Application

☐ Power Claim

☐ Hydroelectric Examination

☐ Hydroelectric License

☐ Copying

☐ Assignment

☐ Extension of Time

☐ Other

☐ P-6

☐ Quadrangle

☐ Basin

☐ Protest

☐ Constructors Examination

☐ Constructors License

☐ Adjudication

Needs
use permit
appl. - only
Rec'd. Reservoir
Send receipt
& explanation