

**CLAIM OF
BENEFICIAL USE
for Reservoir Permits by
CWRE's (not self-certified)**



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

**A fee of \$345 must accompany this form for permits
with priority dates of July 9, 1987, or later.**

Enter the date the priority date of the permit:

4/20/2006

A separate form shall be completed for each permit.

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

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:

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

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

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

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

If you have questions regarding the completion of this form, please call 503-986-0900.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

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**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # R-86576	PERMIT # (IF APPLICABLE) R-14296	PERMIT AMENDMENT # (IF APPLICABLE)
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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Clark M. and Joan D. Firestone		PHONE NO. (503) 407-9118	ADDITIONAL CONTACT No.
ADDRESS 15245 W Perrydale Rd.			
CITY Amity	STATE OR	ZIP 97101	E-MAIL ffarms@nwlinc.com

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

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

PERMIT HOLDER OF RECORD Clark M. and Joan D. Firestone			
ADDRESS 15245 W Perrydale Rd.			
CITY Amity	STATE OR	ZIP 97101	

ADDITIONAL PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

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4. Date of Site Inspection:

11/7/2025

MAR 20 2026

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Ryan Maxson	11/7/2025	Former owner/Tenant

6. County

Polk

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

OWNER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

**SECTION 2
SIGNATURES**

CWRE Statement, Seal and Signature

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



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CWRE NAME William E. McGill		PHONE NO. (503) 510-3026	ADDITIONAL CONTACT NO. (503) 931-0210
ADDRESS 15333 Pletzer Rd. SE			
CITY Turner	STATE OR	ZIP 97392	E-MAIL willmcgill.surveying@gmail.com

Permit Holder(s) of Record Signature or Acknowledgement

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

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

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Clark M. Firestone	owner	3-12-2026
	Joan D. Firestone	owner	3/12/2026

**SECTION 3
CLAIM DESCRIPTION**

1. Reservoir source and, if from surface water, the tributary:

RESERVOIR NAME OR NUMBER	SOURCE	TRIBUTARY
Maxson South Pond (R-14296)	Unnamed Stream	Salt Creek

2. Developed use(s), period of use, and acre foot (af) for each use:

RESERVOIR NAME OR NUMBER	USES	SEASON OR MONTHS WHEN WATER WAS APPROPRIATED FOR STORAGE	VOLUME STORED (AF)
Maxson South Pond (R-14296)	Multiple Purpose	Nov. 1 – Jun. 30	10.9
Total Quantity of Water Stored			10.9

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

The North Pond is filled by runoff and the South Pond is filled by flow through water from the North Pond and surrounding natural drainage.

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

4. Variations:

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

YES NO

(e.g. "The permit allowed the development of three reservoirs. The permit holder only developed one of the reservoirs." or "The permit allowed for the storage of 9 acre feet of water. The reservoir was developed to hold 5.2 acre feet.")

5. Claim Summary:

RESERVOIR NAME OR #	MAXIMUM STORAGE AUTHORIZED BY PERMIT (AF)	MAXIMUM STORAGE DEVELOPED (AF)
Maxson South Pond (R-14296)	10.9	10.9

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**SECTION 4
SYSTEM DESCRIPTION**

Are there multiple reservoirs?

YES NO

If "YES" you will need to copy and complete Sections A through E for each reservoir.

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

Maxson South Pond (R-14296)

A. Reservoir Location

1. Is the reservoir on-channel?

YES NO

2. Provide dam outlet location and/or point of diversion(s).

TWP	RNG	MER	SEC	QQ	GLOT	DLC	MEASURED DISTANCES
6S	5W	WM	17	SWSW		52	260' N and 660' E from SW corner, section 17

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), and Quarter-Quarters (QQ).

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport the water from the point(s) of diversion to the reservoir.

1. Is a pump used?

YES NO

6. Additional notes or comments related to the system:

Permit R-14296 (10.9 AF) and Permit R-14609 (20.0 AF) were both permitted on the existing South Pond constructed under an NRCS program and completed in 2006.

C. Gravity Flow Pipe

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

1. Does the system involve a gravity flow pipe?

YES NO

D. Gravity Flow Canal or Ditch

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

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

YES NO

E. Reservoir

1. Does the reservoir require the submittal of as-built plans and specifications?

YES NO

If "YES", answer item 2; items 3 through 8 relating to this section may be deleted.

If "NO", skip items 2; answer items 3 through 8.

2. Complete the table:

HAVE THE DOCUMENTS BEEN SUBMITTED? YES OR NO	WHEN WERE THE DOCUMENTS SUBMITTED?	HAVE THEY BEEN APPROVED BY THE DEPARTMENT?	NUMBER OF ACRE FEET STORED

3. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 4 through 8.

MAXIMUM DEPTH	AVERAGE DEPTH	SURFACE AREA (IN ACRES)	VOLUME (IN ACRE FEET)
7.95'	5.07'	6.1	30.9*

4. Provide reservoir volume calculations:

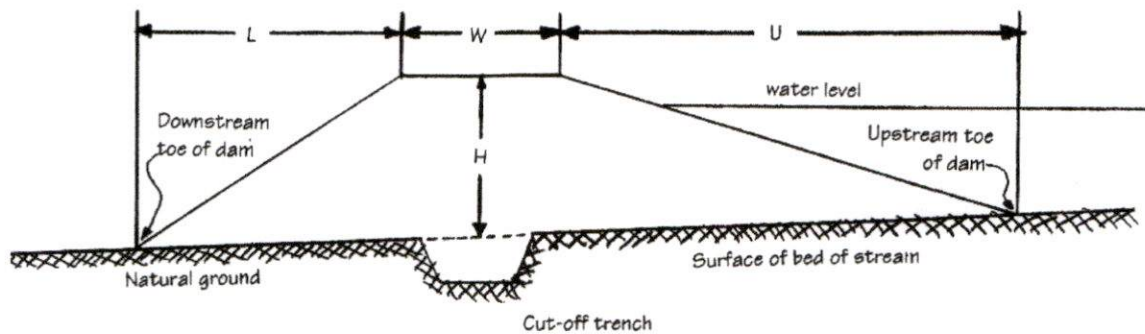
*total volume in S Pond authorized by multiple water rights.

$5.07 \times 6.1 = 30.9 \text{ AF}$

5. Provide the following information concerning the physical characteristics of the dam:

CREST WIDTH (W)	DAM HEIGHT AT CENTERLINE (H)	DISTANCE FROM DOWNSTREAM TOP OF DAM TO DOWNSTREAM TOE (L)	DISTANCE FROM UPSTREAM TOP OF DAM TO UPSTREAM TOE (U)	WATER LEVEL AT INSPECTION	DOWN-STREAM SLOPE	UP-STREAM SLOPE
10'	7.5'	17'	26'	190.5'	3:1	3.7:1

Example Dam Profile *This box may be deleted from the form*



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6. Provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.

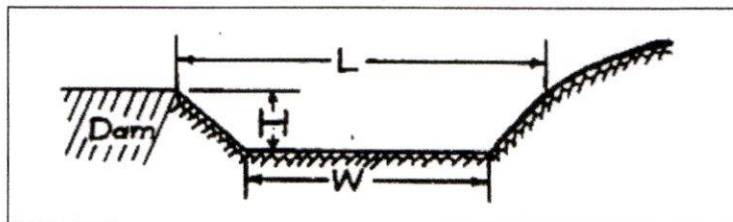
See attached drawing.

7. Describe the outlet works (size and type of the outlet conduit and location):

120' W from the center of the dam is the location of a 36" corrugated steel vertical overflow pipe connected to a 24" corrugated black plastic pipe which carries the water under the dam and outlets at the downstream toe of the dam. There is no operable gate to use this outlet other than for overflow. Two centrifugal pumps sit on top of the dam as an alternative method to outlet water if needed.

8. Describe the emergency spillway (dimensions and location):

BOTTOM WIDTH (W)	TOP WIDTH (L)	SPILLWAY DEPTH (H)
6'	22'	2'



THE EMERGENCY SPILLWAY IS LOCATED AT THE EAST END OF THE DAM.

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**SECTION 5
CONDITIONS**

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

1. Time Limits:

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

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	7/20/2006		
BEGIN CONSTRUCTION (A)	N/A	N/A	N/A
COMPLETE CONSTRUCTION (B)	N/A	N/A	N/A
COMPLETE APPLICATION OF WATER (C)	10/1/2010	March 2007	Filled pond with water for Permit R-14296 usage.

* must be within period between permit or any extension final order issuance and the date to completely apply water

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

YES NO

3. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device? YES NO

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

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

b. Has a meter been installed?

YES NO

c. Meter Information

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED

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

d. If a meter has not been installed, has a suitable measuring device been installed and approved by the Department? YES NO

e. If "YES", provide a copy of the letter approving the device, if available. If the letter is not available provide the name and title of the Water Resources Department employee approving the measuring device, and the approximate date of the approval:

NAME	TITLE	APPROXIMATE DATE
Joel Plahn	Watermaster	8/25/2025

f. Measurement Device Description

DEVICE DESCRIPTION	CONDITION (WORKING OR NOT)	DATE INSTALLED
Staff Gage	Working	August 2006

4. Recording and reporting conditions

a. Is the water user required to report the water use to the Department? YES NO

5. Outlet Pipe

a. Is the water user required to install a minimum 8" outlet pipe/conduit? YES NO

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

b. Has the outlet pipe been installed? YES NO

If "YES", items c relating to this section may be deleted.

c. Does the water user have other means to evacuate the reservoir? YES NO

DESCRIBE HOW THE WATER USER PLANS TO EVACUATE THE RESERVOIR	HAS THIS PLAN BEEN APPROVED BY THE DEPARTMENT?	BY WHOM?
Two centrifugal pumps (7.5 HP and 40 HP) are located on top of the dam and are capable of evacuating water from the pond if needed.	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	

6. Fish Screening

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? YES NO*

**See attached ODFW waiver letter.*

7. By-pass Devices

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion? YES NO*

**See attached ODFW waiver letter.*

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

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

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

**SECTION 6
ATTACHMENTS**

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

ATTACHMENT NAME	DESCRIPTION
Photos (x5)	Taken at 11/7/2025 site inspection.
ODFW Letter (1 pg)	Waiver letter for fish screen and passage condition.
Watermaster Emails (2 pgs)	Granting approval for staff gage usage.

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SECTION 7

CLAIM OF BENEFICIAL USE MAP

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

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

Survey method used was aerial photo provided by Vantor, survey GPS.
Source Date: 6/2/2025

Map Checklist

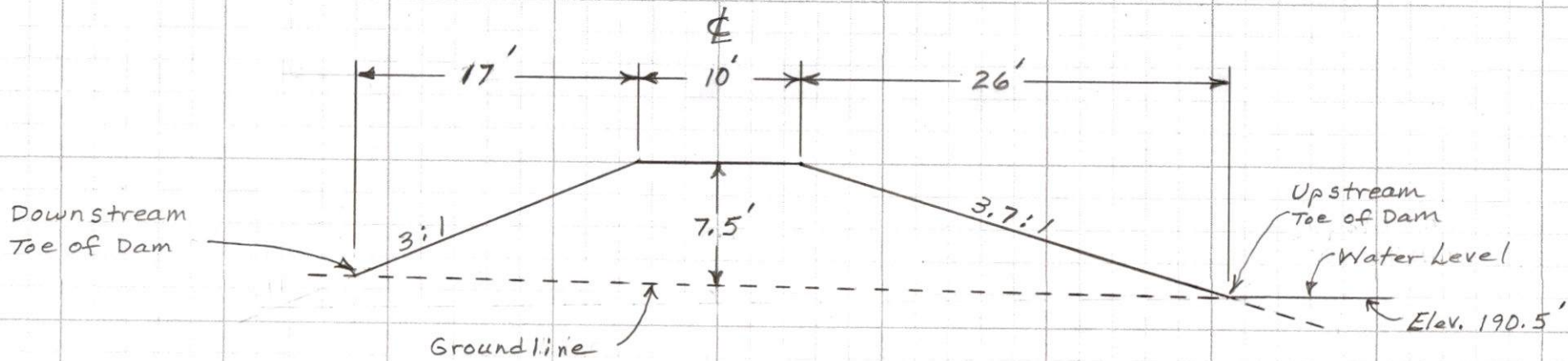
Please be sure that the map you submit includes ALL the items listed below.
(Reminder: Incomplete maps and/or claims may be returned.)

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

Ryan Maxson COBU

Permit R-14296

Scale 1" = 10' vert. & Horz.



Dam Cross Section
(South Pond)

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S Pond from N Pond dam



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S Pond Storage Area and Staff Gage



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irrigation pump @ SPOD



New IR
pump

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S pond
overflow/
outlet pipe

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Oregon

Tina Kotek, Governor

Department of Fish and Wildlife

Northwest Region
17330 SE Evelyn Street
Clackamas, OR 97015-9514
(971) 673-6000
FAX (971) 673-6070

September 8, 2025

Ryan Maxson
8005 Dejong Road
Amity, Oregon 97101



RE: Fish Screening and Passage Requirements for R-15413, R-14296, R-14297, and S-55244

Dear Mr. Maxson,

The Oregon Department of Fish and Wildlife (ODFW) is submitting this letter regarding the fish screening and passage conditions associated with permits R-15413, R-14296, R-14297, and S-55244, located at 8005 Dejong Road. The permits allow the water user to submit evidence in writing that ODFW has determined screens and/or passage devices are not necessary. After assessing the reservoir locations and water source, ODFW has determined that fish screening and passage devices are not necessary for permits R-15413, R-14296, R-14297, and S-55244.

Although ODFW has determined that fish screening and passage devices are not necessary, the permittee shall not stock fish in the associated reservoir without a fish transport permit approved by ODFW. Per ORS 498.222 and OAR 635-007-0600, all persons transporting fish in Oregon need to have a fish transport permit issued by ODFW. As part of the permitting process, the permittee may need to screen the outlet of the reservoir to ensure that fish cannot escape into public waters.

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

Sincerely,

Kevin Stertz
ODFW North Willamette Watershed District Fish Biologist

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CC: Katherine Nordholm, ODFW Fish Screens and Passage Coordinator
Danette Faucera, ODFW Water Policy Coordinator



Grant McGill <grantmcgill.wr@gmail.com>

Maxson: Suitable Measuring Device

1 message

Grant McGill <grantmcgill.wr@gmail.com>

Mon, Aug 25, 2025 at 11:16 AM

To: PLAHN Joel M * WRD <Joel.M.Plahn@water.oregon.gov>

Hi Joel,

We are trying to clean up some permits for Ryan Maxson. There are two ponds and some irrigation out of them. The ponds kept getting enlarged, so there are multiple permits involved with each one. The flow meter/measuring device condition was really inconsistent throughout the permits; some required a flow meter, one required a staff gage, and one didn't require anything. For the out-of-reservoir irrigation (SW permits S-54467, S-55244) he has a flow meter installed. There would be no way to put a flow meter on the storage. Is there any way we could get a letter approving the staff gage as a suitable measuring device for all of these permits?

- R-14296
- R-14297
- R-14609
- R-14610
- R-15413

Let me know, thanks!

--

Grant McGill

503-931-0210

15333 Pletzer Rd. SE, Turner, OR 97392

www.mcgillwaterrights.com

WILL MCGILL SURVEYING LLC

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Grant McGill <grantmcgill.wr@gmail.com>

Maxson: Suitable Measuring Device

PLAHN Joel M * WRD <Joel.M.Plahn@water.oregon.gov>
To: Grant McGill <grantmcgill.wr@gmail.com>
Cc: **PLAHN Joel M * WRD** <Joel.M.PLAHN@water.oregon.gov>

Mon, Aug 25, 2025 at 11:23 AM

Hi,

Yes, one staff gage is a suitable measuring device for Permits R-14296, R-14297, R-14609, R-14610 & R-15413.

Thanks, Joel Plahn

District 22 Watermaster

Cell 503-508-2394



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

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