

Application for a Permit to
Store Water in a Reservoir
 Alternate Review Process (ORS 537.409)

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



Received
 APR 15 2026

Use a separate form for each reservoir

You may use this form for a reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant (may be an individual(s) or organization)

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Name(s) (as it should appear on any permit that may be issued) Dan Joss	Primary Contact (required if applicant is an organization)		
Mailing Address P.O. Box 68	City Port Orford	State OR	Zip 97465
Email Address * jennie@landshorewater.com	Phone 503-928-0976		

Applicant (may be an individual(s) or organization)

Name(s) (as it should appear on any permit that may be issued) KLS LLC	Primary Contact (required if applicant is an organization) Jim Haley		
Mailing Address P.O. Box 68	City Port Orford	State OR	Zip 97465
Email Address * jennie@landshorewater.com	1jmhaley@aol.com		Phone

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

Agent/Business Name Bill Ferber/ BK Water Right Consulting LLC			
Mailing Address P.O. Box 13	City Brush Prairie	State WA	Zip 98606
Email Address * bill@bkwrc.com	Phone 503.910.9212		

* Unless requested otherwise, the Department will send documents and notifications associated with the processing of this application in electronic form (i.e., by email). Please note, the Department will send the applicant the Proposed Final Order by certified mail and any permit that may be issued by standard mail.

By my signature below, I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally store water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.



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

Daniel Joss DANIEL JOSS, MANAGER KLS LLC 4/10/2026
 Applicant Signature Print Name and Title (if Organization) Date

Applicant Signature Print Name and Title (if Organization) Date

SECTION 2: PROPERTY OWNERSHIP AND SIGNATORY AUTHORITY

A. Property Ownership

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

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned **submerged and/or** submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed and used only on federal lands.
- NO, written authorization or an easement is not necessary, because the application is made by or on behalf of a public corporation. ORS 537.211(7). Public corporation is defined in ORS 536.007(7).

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B. Affected Landowners

List the names, mailing addresses, and, if available, email addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, or any lands not owned by the applicant within the proposed place of use, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary.)*

- TAX LOT 3215-00 -04400-00 -KNAPP RANCHES, INC, PO BOX 32, PORT ORFORD, OR 97465
- TAX LOT 3215-29C -00300-00 - KNAPP RANCHES, INC, PO BOX 32, PORT ORFORD, OR 97465
- TAX LOT 3215-29C -00299-00 - CURRY COUNTY, 94235 MOORE ST, SUITE 122, GOLD BEACH, OR 97444
- TAX LOT 3215-00 -06300-00 - CPO LLC, PO BOX 4902, EDWARDS, CO 81632
- TAX LOT 3215-29C -00298-00 - CURRY COUNTY, 94235 MOORE ST, SUITE 122, GOLD BEACH, OR 97444
- TAX LOT 3215-29C -00500-00 - KNAPP RANCHES, INC, PO BOX 32, PORT ORFORD, OR 97465

C. Legal Description

You must provide legal descriptions for all of the following: *(Attach copies)*

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

D. Evidence of Signatory Authority

If the applicant is a public agency, corporation or business, trust, or other organization, you must provide the title or authority of the person signing the application on behalf of the entity in **Section 1**, and you must attach evidence of signatory authority or a signed statement that such authority exists. *(Attach copies)*

SECTION 3: SOURCE OF WATER

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A. Reservoir Name: Irrigation Reservoir 1

B. Proposed Source of Water

Provide the name of the water body from which water will be diverted ("unnamed", if appropriate) and the name of the stream or lake it flows into. Indicate if the source is runoff, seepage, or a spring.

	SOURCE NAME	TRIBUTARY TO
Source 1:	East Well	Unnamed Creek - Frontal Pacific Ocean
Source 2:	West Well	Unnamed Creek - Frontal Pacific Ocean
Source 3:	North Well	Unnamed Creek - Frontal Pacific Ocean

C. The amount of water to be stored is 60 acre-feet.
This can be estimated as length (ft) x width (ft) x depth (ft) ÷ 43,560.

D. The area submerged by the reservoir, when filled, will be 3.2 acres.

E. The maximum height of the structure will be zero feet above streambed or ground surface at the centerline of the crest of the dam. (If excavated only, indicate "zero feet".)

SECTION 4: WATER USE

Indicate the proposed use(s) of the stored water: Multipurpose use

NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses, which may include stock water, fish and wildlife, domestic, irrigation, agriculture, fire protection and pollution abatement.

SECTION 5: ENVIRONMENTAL IMPACT

- Is this an existing reservoir?
 Yes No
- Is the reservoir an enlargement of an existing dam/reservoir?
 Yes No
- Is the reservoir in a wetland (as determined by DSL)?
 Yes No Don't know
- Is the reservoir in-channel of a stream or off-channel:
 In-channel Off-Channel
- If the reservoir is proposed to be in-channel, is the stream:
 Perennial Intermittent Ephemeral N/A

Superseded

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 Perennial Intermittent Ephemeral N/A

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Salem, OR

SECTION 5: ENVIRONMENTAL IMPACT, continued

- If the reservoir is proposed to be in-channel, has ODFW determined that native migratory fish are present?
 Yes No Don't know N/A
- Is the reservoir in the 100-year floodplain?
 Yes No Don't know
- If the reservoir is not in the channel of a stream, state how it is to be filled:
The reservoir will only be filled by ground water pumped from up to three wells under Application G 19522 and water collected from artificial impervious surfaces.

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If you have been working with other agencies, indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

ODFW - Janna Guzman, Water Planning Coordinator, Phone: 971-375-7672,
Janna.l.guzman@odfw.oregon.gov - Alt Res reviewer

SECTION 6: WITHIN A DISTRICT

- Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name		Mailing Address	
City	State	Zip	

SECTION 7: DESCRIPTION

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

The reservoir will be excavated only, no dam or retaining structure, and will be filled by ground water pumped via buried lines from up to three wells, Application G 19522, and water collected from artificial impervious surfaces. No live flow surface water will be used to fill the reservoir.

SECTION 7: DESCRIPTION, continued

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

No dam is involved in this project.

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SECTION 8: REMARKS

Use this space to clarify any information you have provided in the application. (*attach additional sheets if necessary*)

This application is one of three applications involved in this project. The three wells listed as water sources are the same wells as those referenced in Application G 19522. A secondary water right application will be submitted to withdraw water from this Alternate Reservoir once the Alternate Reservoir is permitted.

In addition, in assessing the relevance of surface water availability, please refer to the "Groundwater Rights Hydrogeologic Assessment Report" submitted with the Groundwater Permit Application, G-19522.

Watermaster Alternate Reservoir Application Review Sheet

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the Water Resources Department provides public notice, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

Applicant's Name: <u>KLS LLC c/o Jim Haley</u>
1. Does the proposed reservoir have the potential to injure existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Potential for injury to in-stream and out-of-stream water rights in the Elk River and Garrison Lake drainages.
2. Can conditions be applied to mitigate the potential injury to existing water rights? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A Use may be made at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining in-stream flows. Water availability for Elk River (Watershed ID# 70895): November through April. I recommend OWRD develop a water availability basin for the Garrison Lake drainage before determining the fill season. Limit fill season to match availability. Require measuring device.
3. Is water available for the proposed reservoir? <input type="checkbox"/> YES <input type="checkbox"/> NO
4. If yes, during what period? Beginning: _____ End: _____ Attach a WARS printout at 50% exceedance. If WARS does not cover the proposed location, make a recommendation for a storage season based upon regulation history and your knowledge of the location. (Water Availability for Reservoir Policy found under OAR 690-410-0070(2)(c))

Watermaster Name: Scott Cecilian

Watermaster Signature:  Date: 4-3-2026

NOTE: This completed form must be returned to the applicant

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Water Availability Analysis

ELK R > PACIFIC OCEAN - AT MOUTH
SOUTH COAST BASIN

Water Availability as of 4/3/2026

Watershed ID #: 70895 ([Map](#))
Date: 4/3/2026

Exceedance Level:
Time: 3:40 PM

Water Availability

Limiting Watersheds

Complete Water Availability Analysis

Water Availability

Select any Watershed for Details

	Nesting Order	Watershed ID	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Std
Select	1	70895	ELK R> PACIFIC OCEAN- AT MOUTH	Yes	Yes	Yes	Yes	No	No	No	No	No	No	Yes	Yes	Yes

Download Data ([Text - Formatted](#), [Text - Tab Delimited](#), [Excel](#))

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ODFW Alternate Reservoir Application Review Sheet

This portion to be completed by the applicant.

Applicant Name: Dan Joss

Address: PO Box 68 Port Orford OR. 97465

Phone/Email: 219-670-4224 / jmhaley@aol.com

Reservoir Name: Irrigation Reservoir 1

Source: Well / Groundwater

Basin Name: South Coast

Twp Rng Sec QQ: 32S 15W 29 NESW, NWSW

Volume (AF): 60

in-channel

off-channel

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

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

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

**Based on available information, the proposed use does not appear to involve instream structures that would create or maintain an artificial obstruction. However, if the applicant creates or maintains an artificial obstruction to fish passage for the proposed use, the applicant will need to address Oregon's fish passage laws.*

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

3) If NMF are or were historically present:

a. Is there an ODFW-approved fish-passage plan?..... YES NO

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

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

4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES* NO
*SEE NOTES BELOW

Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)

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

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

- Any diversion or appropriation of water for storage during the period type here through type here poses a significant detrimental impact to existing fishery resources. *(For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.)* If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

The proposed water source for this reservoir is groundwater. Impacts to fishery resources from pumping are identified in the ODFW review for the groundwater portion. In addition, ODFW reviewed available information regarding water quality impairment and determined that if water is released from the reservoir to waters of the state, the proposed use would impair water quality that supports existing fishery resources (e.g., habitat) at or downstream of the Point of Diversion during the critical period of July-September. See water quality condition below.

In addition, Per ORS 498.222 and OAR 635-007-0600, all persons transporting fish in Oregon need to have a fish transport permit issued by the Oregon Department of Fish and Wildlife (ODFW). The permittee shall not stock fish in the reservoir without a fish transport permit approved by ODFW.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?

- NO (explain)
- YES (select from Menu of Conditions on next page)

See applicable conditions selected from "Menu of Conditions" on next page

Janna
Digitally signed
by Janna Guzman
Date: 2026.02.06
12:41:45 -08'00'

ODFW Signature: _____

Print Name: Janna Guzman

ODFW Title: Water Planning Coordinator

Date: 2/6/2026

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

Revised 10/4/12; reformatted 5/12/20

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MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND ODA

Revised May 12, 2020, March 25, 2021

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Use this menu to identify appropriate conditions to be included in the permit:

- Agricultural Water Quality Management Area Rules:** The permittee shall comply with basin-specific Agricultural Water Quality Management Area Rules described in Oregon Administrative Rule Chapter 603-095. The permittee shall protect riparian areas, including through irrigation practices and the management of any livestock, allowing site capable vegetation to establish and grow along streams, while providing the following functions: shade (on perennial and some intermittent streams), bank stability, and infiltration or filtration of overland runoff.
- b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.
- b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.
- b51a** The period of use has been limited to type here through type here.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.
- blv:** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.
- Bypass Flows:** Per 690-410-0070 (2)(c), the following flows shall be bypassed or passed through the reservoir during the filling season:
- 1) When the biologically necessary flows identified below are not available immediately upstream of the impacted area, the permittee shall pass all live flow downstream at a rate equal to the inflow, minus the amount of mitigation water provided upstream, if applicable, and
 - 2) When the biologically necessary flows identified below are available immediately upstream of the impacted area, the permittee shall pass flow downstream at a rate equal to or greater than the biologically necessary flows.
- Once the reservoir has reached the permitted volume, all live flow shall be passed downstream at a rate equal to the inflow.
- The permittee shall quantify and document inflow and outflow and maintain the bypass flows for the life of the permit and subsequent certificate per the approved Bypass Plan. The bypass flow data shall be available upon request by the Oregon Water Resources Department, Oregon Department of Fish and Wildlife, Oregon Department of Environmental Quality, or Oregon Department of Agriculture.
- fence:** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- fishapprove:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishmay:** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.
- fishpass:** As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.
- fishself:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee

shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

- Fish Stocking:** Per ORS 498.222 and OAR 635-007-0600, all persons transporting live fish in Oregon shall have a Fish Transport Permit (FTP) issued by the Oregon Department of Fish and Wildlife (ODFW). The permittee shall not stock fish in the reservoir without an FTP approved by ODFW. As part of the FTP permitting process, the permittee may be required to screen the inlet and outlet of the reservoir to ensure that fish cannot escape into public waters and/or to keep wild fish from entering the reservoir.
- Egress:** Native migratory fish may become trapped or entrained in the reservoir(s) during or after flooding events. Therefore, the permittee shall work with ODFW and obtain, in writing, an ODFW-approved fish passage plan to address egress from the reservoir(s) or other approved methods to keep fish out of the reservoir(s) during flood events (e.g., berm construction around the reservoirs). Approval of the proposed fish passage plan shall be obtained prior to diversion of water. The permittee shall submit proof to ODFW that fish passage (egress) has been implemented per the approved plan prior to diversion of water.
- futile call:** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the type here River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- In-Water Work:** Any in-water work related to construction, development, or maintenance of the proposed use shall be conducted during the preferred work period of type here unless an alternate time period is approved by the Oregon Department of Fish and Wildlife.
- Live Flow:** Once the allocated volume has been stored, permittee shall pass all live flow downstream at a rate equal to inflow, using methods that protect instream water quality.
- Off-Channel Stored Water Releases:** The permittee shall not release polluted water from this off-channel reservoir into waters of the state except when the release is directed by the State Engineer to prevent dam failure.
- On-Channel Reservoir:** The permittee shall design and operate the water storage facility such that all waters within and below the reservoir meet water quality criteria. The permittee shall develop a reservoir operations plan that details how water quality criteria and standards will be met. A Certified Water Rights Examiner shall verify that the reservoir operations are consistent with the plan before a certificate is issued. The reservoir operator shall maintain a copy of the plan and make it available for review upon request.
- riparian:** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.
- Water Quality:** All water use under this permit shall comply with state and federal water quality laws. The permittee shall not violate any state and federal water quality standards, shall not cause pollution of any waters of the state, and shall not place or cause to be placed any wastes in a location where such wastes are likely to escape or be carried into the waters of the state by any means. The use may be restricted if the quality of source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards.
- wq:** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

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Land Use Information Form



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

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NAME KLS LLC			PHONE 219-670-4224		
MAILING ADDRESS 7011 FARNAM ST					
CITY Omaha		STATE NE	ZIP 68132-3355	EMAIL jmhaley@aol.com	

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
32 S	15 W	19	SW NE SE NE	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	19	SE NW	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	19	All SE 1/4	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	19	NE SW SE SW	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	30	All NE 1/4	4400	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	30	NE NW SE NW	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	30	NE SE	4400	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	30	NW SE	4400	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	30	SW SE SE SE	6300	R-2	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	29	All NW 1/4	4400	R-2	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	29	NW SW SW SW	300	EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	29	NW SW	299	R-2	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	29	NW SW NE SW	298	R-2	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
32 S	15 W	29	SW SW SE SW	298	R-2	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation

32 S	15 W	29	SW SW	500	R-2	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
------	------	----	-------	-----	-----	-----------------------------------	--	--	------------

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

Curry County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Exchange of Water
 Allocation of Conserved Water

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

Estimated quantity of water needed: 0.9
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water:
 Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other _____

Briefly describe:

Ground water will be used to irrigate the grounds of proposed golf course.

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____

Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
conditional use permit	3.070 CCZO	<input checked="" type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: Rabiah Lee Title: Assistant

Signature: Rabiah Lee Date: 10/27/2025

Governmental Entity: Curry County Phone: (541) 247-3284

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

PROPERTY DESCRIPTION

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TRACT 1 (Tax Lots 4400 (portion), 300, and 500), approximately 330 acres:

Property in Curry County, Township 32 South, Range 15 West, W.M., Sections 19, 29, and 30, described as follows:

Beginning at the Section corner common to Section 29, 30, 31, and 32, Township 32 South, Range 15 West;

Thence South 89°21'06" East 868.57 feet along the South line of said Section line of said Section 29 to a 5/8" iron rod;

Thence North 0°00'03" West 313.07 feet along the West boundary of that parcel described in Deed Book of Record 19, Page 72 to a 5/8" iron rod marking its Northwest corner;

Thence South 89°21'06" East 160.00 feet to a 5/8" iron rod; Thence North 0°00'30" West 118.85 feet to a 5/8" iron rod;

Thence South 89°21'06" East 293.07 feet to a 5/8" iron rod in the centerline of a 50 foot right of way easement;

Thence North 0°02'56" West 93.53 feet to a 5/8" iron rod; Thence North 89°58'55" West 452.97 feet to a 5/8" iron rod;

Thence North 0°00'35" West 2106.07 feet along the West line of the Curry County land fill parcel to a 5/8" iron rod at its Northwest corner;

Thence South 89°00'149" East 1738.31 feet, more or less, along the East/West centerline of said Section 29 to its intersection with the North/South centerline of Section 29; said intersection being the Center Quarter (C1/4) Corner of Section 29 and marked with a 3/4" Iron pipe;

Thence North 0°01'51" West 1308.66 feet along said North/South centerline to the Center North One Sixteenth (CN1/16) Corner marked with a 5/8" iron rod in concrete;

Thence continuing North along said North/South centerline 75.00 feet to a point 50 feet North of the Centerline of Knapp County Road;

Thence North 88°55'00" West 1761.20 feet along said 50 foot offset to an existing private gravel road, being the westerly extension of said Knapp County Road;

Thence continuing along said offset 199.90 feet along a 150.30 foot radius curve right, through a central angle of 76°13'16" (the long chord of which bears North 51°05'45" West 185.49 feet);

Thence continuing along said offset North 12°51'02" West 302.70 feet;

Thence leaving said offset and private road North 60°54'00" West 375.00 feet;

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Thence North 39°02'00" West 163.60 feet;

Thence Due North 414.00 feet, again crossing said private road to a point 25 feet North of its centerline;

Thence South 78°15'00" West 486.60 feet, more or less, 25 feet offset of said centerline to an existing fence;

Thence North 9°00'00" West 162.50 feet, along said fence;

Thence North 3°00'00" West, along said fence 380.00 feet, more or less, to the topographic toe of slope;

Thence Southwesterly 930.00 feet along said toe of slope;

Thence Northwesterly 1040.00 feet continuing along said toe of slope to its intersection with the toe of slope at the beach Vegetation line;

Thence Due West to the mean high water line of the Pacific Ocean;

Thence Southerly, along said mean high water line 5280.00 feet, more or less, to the North line of Government Lot 1, said Section 30;

Thence South 89°21'06" East along said North line and continuing along the East/West centerline of the Southeast Quarter (SE1/4) of said Section 30, 2400.00 feet to the South One-Sixteenth (S1/16) Corner common to said Section 29 and 30;

Thence South 0°00'00" West 1315.80 feet to the Point of Beginning.

The above described lease area is based on that survey Map # 32-381, recorded January 8, 2007; recorded July 1, 2005 and photographically digitized data long the North boundary, consisting of approximately 330 acres more or less.

TRACT 2 (Tax Lots 298 (portion) and 299), 21.10 acres:

That certain tract of land lying in the Southwest Quarter of Section 29, Township 32 South, Range 15 West of the Willamette Meridian, Curry County, Oregon, described as follows:

Beginning at a point 1043.56 feet North and 870 feet West of the South Quarter (1/4) Corner said Section 29 (said point based on that certain deed recorded in Volume 24, Page 307, Deed Records of Curry County), thence North 00°00'59" West 1073.11 feet to a 5/8" iron rod per CS 32-367;

thence West 435.00 feet to a 5/8" iron rod per said CS 32-367;

thence North 521.62 feet (deed) to a 5/8" iron rod per said CS 32-367;

thence North 89°00'49" West 434.58 feet to a 5/8" iron rod per said CS 32-367;

thence South 00°00'35" East 1100.66 feet to a 5/8" iron rod per said CS 32-367;

thence continuing South 00°00'35" East 20.63 feet;
thence South 89°24'38" East 365.34 feet;
thence North 19°43'03" East 84.24 feet;
thence North 83°58'01" East 233.00 feet;
thence South 89°24'38" East 58.14 feet;
thence South 12°50'26" East 282.79 feet;
thence South 09°15'49" West 704.12 feet;
thence North 89°40'04" West 175.83 feet;
thence South 02°38'55" West 114.50 feet to a 5/8" iron rod per said CS 32-367;
thence South 00°03'48" West 18.12 feet to a 5/8" iron rod per said CS 32-367;
thence North 90°00'00" East 417.42 feet to a 5/8" iron rod per said CS 32-367;
thence North 00°04'25" West 71.57 feet to a 5/8" iron rod per the Kreiger Subdivision Plat (Sub 1985-04);
thence North 00°02'42" East 450.21 feet to the point of beginning.

Said tract containing 21.10 acres.

Bearings and distances per CS 32-367, Curry County Survey Records.

TRACT 3 (Tax Lot 6300), 67.66 acres:

Government Lot 1, and the Southeast Quarter of the Southeast Quarter of Section 30, Township 32 South, Range 15 West of the Willamette Meridian, Curry County, Oregon.

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**WRITTEN STATEMENT OF SIGNATORY AUTHORITY
FOR
KLS LLC**

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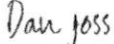
Effective April 10, 2026

The undersigned are Managers and/or Members of **KLS LLC**, a Delaware limited liability company (“**KLS**”). KLS is an applicant for an Oregon Water Resources Department Permit to Store Water in a Reservoir (Alternate Review Process) (the “**Application**”).

All of the undersigned, or any of them, have authority to execute documents, including the Application, on behalf of KLS.

IN WITNESS WHEREOF, the undersigned, have executed this Written Statement of Signatory Authority as of the date first written above.

Signed by:



7980F54E88848F

Daniel Joss

Title: Manager

Signed by:

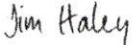


F7F91418675648D

Peter Flory

Title: Manager

Signed by:



F2CAE51E24664D9

James Haley

Title: Manager

April 10, 2026

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Dear ORWD (New application desk),

Thank you for processing our Alternate Reservoir Application. Please find attached a hardcopy of the application (including checks for the recording fee). I submitted an electronic copy as well.

Please note: KLS LLC has an updated address: PO Box 68, Port Orford, OR 97465

In addition, in assessing the relevance of surface water availability, please refer to the "Groundwater Rights Hydrogeologic Assessment Report" submitted with the Groundwater Permit Application, G-19522.

Many thanks,

A handwritten signature in black ink that reads "Daniel Joss". The signature is written in a cursive style with a long horizontal stroke at the end.

Dan

Dan Joss
Manager, KLS LLC

Contact Information (Via Jennie Brinkler)
503-928-0976
jennie@landshorewater.com

Minimum Requirements Checklist

Minimum Requirements (ORS 537.409 and OAR 690-305-0010)

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Include this checklist with the application

Check that each of the following items are included. The application will be returned as incomplete if all required items are not included. Please submit the original application and signatures to the Oregon Water Resources Department. Applicants are encouraged to keep a copy of the completed application. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership and Signatory Authority
- SECTION 3: Source of Water
- SECTION 4: Water Use
- SECTION 5: Environmental Impact
- SECTION 6: Within a District
- SECTION 7: Description
- SECTION 8: Remarks

A COMPLETE APPLICATION INCLUDES THE FOLLOWING ITEMS:

Additional information may be required.

- Completed **Application for a Permit to Store Water in a Reservoir (Alternate Review)** (including Sections 1-8, as described above).
- Completed **Land Use Information Form** with original signature of local planning department. This form must be dated no more than one year prior to application submission.
- Legal Description** of: (1) the property(ies) from which the water is to be diverted, (2) any property(ies) crossed by the proposed ditch, canal or other work, and (3) any property(ies) on which the water is to be used as depicted on the map.
- Evidence of signatory authority** or a signed statement that such authority exists for applications submitted on behalf of an entity (e.g., organization).
- Application Map** that includes all required elements as described in OAR 690-305-0010.
- Application Fees** – Please use the Fee Calculators at apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/ or contact the Customer Service Group at wrd_dl_customerservice@water.oregon.gov or (503) 986-0900.

Total Examination Fee: \$ 3,696.00

Recording Fee: \$ 915.00