



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

Application for a Permit to Use Surface Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

A. Individuals

Applicant: Larry + Ann Claussen
First Last

Mailing address: 2820 NW Scenic Dr.
Albany OR 97321
City State Zip

Phone: _____ 541 990-6099
Home Work Other

*Fax: 541 928 5228 *E-Mail address: claussen@peak.org

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of organization: _____

Name and title of person applying: _____

Mailing address of organization: _____

City State Zip

Phone: _____
Day Evening

*Fax: _____ *E-Mail address: _____

* Optional information

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

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2. SOURCE AND PROPERTY OWNERSHIP

A. The Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Cloussen pond Tributary to: Willamette River
Source 2: _____ Tributary to: _____
Source 3: _____ Tributary to: _____
Source 4: _____ Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name). applying for.

B. Applications to Use Stored Water

Complete this section if any source listed in item 2A above is stored water.

Do you, or will you, own the reservoir(s) described in item 2A above?

Yes.

No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 2A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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C. Property Ownership

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

Yes (Skip to section 3 "Water Use.")

No (Please check the appropriate box below.)

I have a recorded easement or written authorization permitting access.

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

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

You must provide the legal description of: (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.

List the names and mailing addresses of all affected landowners.

3. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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Oregon Water Resources Department

FORM I
FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

[X] Primary [] Supplemental

If supplemental, please indicate the number of acres that will be irrigated for each type of use.

Primary: 2 1/2 Acres

Secondary: _____ Acres

List the permit or certificate number of the primary water right: No. _____

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

1. Nursery crops + vegetables [X] Full season [] Partial season (from: _____ to _____)

2. _____ [] Full season [] Partial season (from: _____ to _____)

3. _____ [] Full season [] Partial season (from: _____ to _____)

4. _____ [] Full season [] Partial season (from: _____ to _____)

3. Indicate the maximum total number of acre-feet you expect to use in an irrigation season:

2 acre-feet

(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

[X] Daily during daytime hours

[] Daily during nighttime hours

[] Two or three times weekly during daytime

[] Two or three times weekly during nighttime

[] Weekly, during daytime hours

[] Weekly, during nighttime hours

[] Other, explain: _____

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B. Amount of Water

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

Source	Type of use	Amount
Clawson pond	irrigation	<input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
		<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
		<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
		<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

C. Period of Use

Indicate the time of year you propose to use the water: March 1 - October 31
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

D. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 2 1/2 acres
(This number should be consistent with your application map.)

4. WATER MANAGEMENT

A. Diversion

What method will you use to divert water from the source?

Pump (give horsepower and pump type): 1/2 hp electric

Head-gate (give dimensions): _____

Other means (describe): _____

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B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and duty) and you are not wasting water?

Weir

Meter

Periodic Sampling

Other means (describe): pond only holds 2 acre foot,

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C. Transport

How will you transport water to your place of use?

Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? Yes No

Pipe (give diameter and total length):

Diameter 1 1/2" Length 300'

Other (describe) _____

D. Application/Distribution Method

What equipment will you use to apply water to your place of use? irrigation pump

Irrigation or land application method (check all that apply):

- Flood
- High-pressure sprinkler
- Low pressure sprinkler
- Drip
- Water cannons
- Center pivot system
- Hand lines
- Wheel lines
- Siphon tubes or gated pipe with furrows
- Other, describe _____

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open canal

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

Plastic in car yard recycles water back into pond for reuse.

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5. RESOURCE PROTECTION

A. Protection Practices

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

Diversion will be screened to prevent uptake of fish and other aquatic life.

Describe planned actions: Dry ditch - no fish.

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions: Not in a stream or wetland.

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe: Not in a stream or wetland.

Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe: Planted plants on disturbed slopes.

Other: _____

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6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: _____

Proposed date construction will be completed: Completed fall of 2007-1 A.F.

Proposed date beneficial water use will begin: this season To be enlarged fall 2008 to 2 A.F.

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

In 2006 we called Water Resources Dept to see if we needed water rights permit for water collected off plastic in nursery can yard. We received a call back stating that we did not need a permit. In 2007 I met Water Master Mike McCord at the Benton Co water meeting, and he stated I should complete the attached applications. He visited the site in early fall of 2007, The pond will be increased this fall to 2 acre feet, before winter rains come.

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

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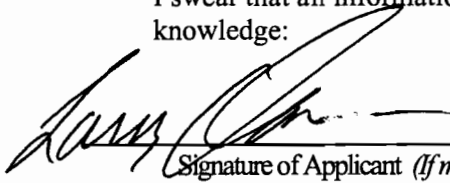

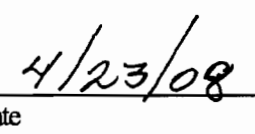
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9. SIGNATURE

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 packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get 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 canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all information provided in this application is true and correct to the best of my knowledge:

  
Signature of Applicant (If more than one applicant, all must sign.) Date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
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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, or used only on federal lands.

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: Larry + Ann Claussen

Address: 2820 NW Scenic Dr

City: Albany State: OR Zip: 97321 Day Phone: 990 6099

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (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 I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
10426000901	RR-2	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
10426004000	RR-2 4100 901	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. Benton County

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multipurpose
Briefly describe: Water is collected from rain + irrigation water that falls on our nursery can yard, greenhouses, buildings + road that comprise approx. 1 acre. All areas are covered with plastic + water drains down slope to pond. Water will be used for nursery irrigation, fish and general farm irrigation.

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water collected from nursery can yard + buildings (source)

E. Quantity

Indicate the estimated quantity of water the use will require:

One CFS GPM Acre-Feet

For Local Government Use Only

The following information must be completed by a planning official from each county and city located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

A. Allowed Use

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 "Approval" below
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
Administrative Review LU-06-002	BCC Section 55.106(2)	<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

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

B. Approval

Please provide printed name and written signature.

Name: Greg Verret Date: 4/24/08
 Title: Interim Director Phone: 541--766-6294
 Signature: 

C. Additional Comments

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.

Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD will presume the land use associated with the proposed water right is compatible with local comprehensive plans. (See attached letter.)

EXHIBIT A

That certain real property situated in the County of Benton, State of Oregon, described as follows:

Beginning at the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 26 in Township 10 South of Range 4 West of Willamette Meridian, Oregon; thence North 16 rods; thence East 2,060 feet, more or less, to the West right of way line of County Road Number 41 as it is established (1968); thence Southerly along the West right of way line 240 feet, more or less, thence West on a line parallel with the North boundary line of said Section, 830 feet, more or less; thence South 25 feet; thence West on a line parallel with the North Section line of said Section 26, 78 rods to the place of beginning.

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Being situated in the County of Benton and State of Oregon, to-wit:

Beginning on the West Section line of Section 26 in Township 10 South, Range 4 West of the Willamette Meridian, Oregon at a point which is North 96 rods from the Southwest corner of said Section 26; thence North 15 rods; thence East 160 rods on a line parallel with the North Section line of said Section; thence South on a line parallel with the East Section line of said Section 15 rods; thence West on a line parallel with the North Section line of said Section 26; 160 rods to the point of beginning.

SAVE AND EXCEPT that portion of the above legal description that lies Easterly of the Westerly line of County Road Number 41.

ALSO EXCEPT that portion conveyed to Benton County by instrument recorded December 1, 1982 as Microfilm No. M-43238-82, Benton County Deed Records.

STATE OF OREGON } ss. 185340
County of Benton }
I hereby certify that the within instrument was received for record.

'95 JAN 30 PM 2 55

AND ASSIGNED No 195092 * 1995

In the microfilm records of said county
Witness My Hand and Seal of County Affixed
DANIEL G. BURK
Director of Records & Elections
By _____ Deputy

40

10 - 4W - 26C / 4000, 4100, 4200

Partition Plat 2001-43 recorded November 1, 2001 as Microfilm No. M-308968-01, Benton County Deed Records created Tax Lots 4000, 4100 and 4200

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Marlene Jacobs
Assistant Planner

Community Development Department

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Corvallis, OR 97333-1139
www.co.benton.or.us

Office: (541) 766-6819 x6394
FAX: (541) 766-6891
marlene.jacobs@co.benton.or.us

request for Land Use Information

Garry + Ann Claussen

representative and returned to the applicant at the time they
led in the application for a water right permit if the local govern-
information while the applicant waits.

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county
obs

Phone: 766-6394

Signature: Marlene Jacobs

Date: 4/23/08

Receipt for Request for Land Use Information

Name of water right applicant: Larry + Ann Claussen

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included in the application for a water right permit if the local government cannot provide the requested land use information while the applicant waits.

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City or County: Benton County

Staff contact: Martene Jacobs Phone: 766-6394

Signature: Martene Jacobs Date: 4/23/08