

File Code: 2720

Date: July 20, 2008

Dwight French  
Water Right Division  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301 97301

Dear Mr. French,

The intent of this letter is to work with the Oregon Water Resources Department in permitting the use of water from National Forest Land for the Goebel Recreation Residence Lot under Special Use Permit from the Forest Service.

Mr. Richard Goebel has recently inherited a recreation residence and has applied for a special use permit that would continue the use for a recreation residence on National Forest Land. This permit is in the process of being prepared and issued.

The Goebel's have requested the authority to use surface water as a domestic water supply to their recreation residence. Several recreation residence owners in this area, also under special use permits with the Forest Service, enjoy the ability to use water under a water right granted to the U.S. Forest Service, and subsequently permitted for their use by your office. It is my desire that Mr. Richard Goebel be granted this same type of use.

Thank you for your attention to this matter, and if you have any questions or concerns I can be reached at: 541-560-3400.

Sincerely,



*for*  
KERWIN S. DEWBERRY  
District Ranger

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**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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## I. APPLICANT INFORMATION

### A. Individuals

Applicant: Richard Goebel  
First Last

Mailing address: PO Box 990  
Shady Cove OR 97539  
City State Zip

Phone: 541 878 2622 n/a  
Home Work Other

\*Fax: 541 878 2622 advise 1st \*E-Mail address: richard@goebel.org

### B. Organizations

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

Name of organization: \_\_\_\_\_

Name and title of person applying: Richard Goebel

Mailing address of organization: \_\_\_\_\_  
 \_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_  
Day Evening

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

\* Optional information

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

Last updated: 2/13/2008

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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: Rogue River Tributary to: Lost Creek Reservoir  
Source 2: n/a Tributary to: n/a  
Source 3: n/a Tributary to: n/a  
Source 4: n/a Tributary to: n/a

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).

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**B. Applications to Use Stored Water** *N/A*

*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 (Please check appropriate box below then skip to section 3 "Water Use")

There are no encumbrances

This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s) )

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.

United States Department of Agriculture, Forest Service, High Cascades Ranger  
District, 47201 Highway 62, Prospect, OR, 97536 (attn: Kerwin S. Dewberry, District  
Ranger)

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### 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:   1
- 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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**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
ROGUE RIVER	domestic	0.005 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
n/a	n/a	<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
n/a	n/a	<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
n/a	n/a	<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: all year → YEAR ROUND  
*(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: n/a  
*(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): \_\_\_\_\_
- Head-gate (give dimensions): \_\_\_\_\_
- Other means (describe): hand operated water hoist bucket - SEE PHOTO

**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): hand operated water hoist bucket

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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 \_\_\_\_\_ Length \_\_\_\_\_

Other (describe) by bucket

**D. Application/Distribution Method**

What equipment will you use to apply water to your place of use? \_\_\_\_\_

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.

This water hoist system has been in use since about 1951. It has been repaired and rebuilt over the years. Conservation is automatically achieved since it is a manually operated system.

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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: diversion is by a single bucket and uptake of fish and other aquatic life has never occurred. If it were to occur, fish or other aquatic life could immediately be returned to the river.

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions: No excavation or clearing of banks is required for this retrieval method

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe: n/a

Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe: n/a

Other: water is retrieved only from a pool at the edge of the river. No adverse effects have ever been observed, nor are they anticipated.

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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: water hoist with bucket pulley was built around 1951

Proposed date construction will be completed: \_\_\_\_\_

Proposed date beneficial water use will begin: \_\_\_\_\_

## 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.*

This application is for use of a very rustic water retrieval system using a 2 1/2 gal bucket running on a pulley system into a pool at the edge of the Rouge River. It has been in use for approximately 57 years. It is operated by hand a few times a day to retrieve a small amount of water for household use. The U.S. Forest Service has encouraged me to apply for this permit. Please refer to enclosed letter from Kerwin Dewberry, District Ranger, Forest Service, United States Department of Agriculture.

## 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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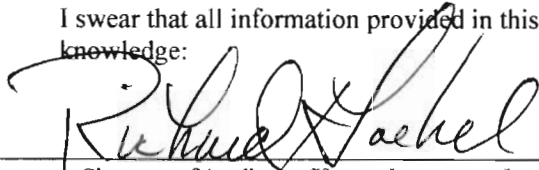


## 9. SIGNATURE

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:



9-12-08

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.
- N/A • 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](http://www.wrd.state.or.us) or call (503) 986-0900.

**WRD on the web:**  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

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# Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

*NOT REQUIRED*

Applicant Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ Day Phone: \_\_\_\_\_

This application is related to a Measure 37 claim.  Yes  No

### A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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:
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. \_\_\_\_\_

### B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: \_\_\_\_\_  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: \_\_\_\_\_

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

### Receipt for Request for Land Use Information

State of Oregon  
Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266

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Navigation										
<a href="#">Account Sequence</a>	<a href="#">Map TL Sequence</a>	Assessment Year <input type="text" value="2008"/>	<input type="button" value="Print Window"/>		<input type="button" value="Close Window"/>					
<b>Assessment Info for Account 1-050755-0 Map 303E Taxlot 100A1</b> Report For Assessment Purposes Only Created August 22, 2008										
<b>Account Info</b>				<b>Tax Year 2007 Info</b>			<b>Land Info</b>			
Account	1-050755-0			Tax Report	<input type="button" value="Details"/>		Tax Code	59-01		
Map Taxlot	303E 100A1			Tax Code 59-01			Acreage	0.00		
Owner	REVOCABLE TRUST			Tax Type	Due Date	Amount	Zoning			
	GOEBEL LORRAINE TRUSTEE FBO			Advalorem	11/15/07	\$167.44	FR			
	GOEBEL CHARLES JR/LORRAINE			Tax Rate	7.9664		Property Class	801		
	GOEBEL CHARLES A JR TRUSTEE			District Rates	<input type="button" value="Details"/>		Stat Class	111		
Situs Address	57815 HWY 230 PROSPECT/COUNTY R			District Amounts	<input type="button" value="Details"/>		Unit ID	113382-1		
Mailing Address	GOEBEL CHARLES A JR TRUSTEE C/O GOEBEL STEVEN TRUSTEE 1115 CHERRY CREEK RD CLOVERDALE CA, 95425			Tax Rate Sheet	<input type="button" value="Details"/>		Maintenance Area	1		
<input type="checkbox"/> Associated Taxlots 3 Acct							Neighborhood	000		
59-01 R	1-050754-3 303E00 100 ACTIVE						Study Area	01		
59-01 R	1-050756-8 303E00 100 A2 ACTIVE						Account Status	ACTIVE		
59-01 R	1-050757-6 303E00 100 A4 ACTIVE						Tax Status	Assessable		
Appraiser	64						Sub Type	NORMAL		
<b>Sales Data (AS 400)</b>										
<input checked="" type="checkbox"/> <b>Value Summary Detail ( For Assessment Year 2008 - Subject To Change )</b>										
<input checked="" type="checkbox"/> <b>Market Value Summary ( For Assessment Year 2008 - Subject To Change )</b>										
<b>Improvements</b>										
Site	Building #	Code Area	Year Built	Eff Year Built	Stat Class	Description	Type	SqFt	% Complete	<input type="button" value="Details"/> <input type="button" value="Images"/> <input type="button" value="Plans"/>
1		59-01	1930	1930	111	One story	Residence	608	100 %	
<input checked="" type="checkbox"/> <b>Improvement Comments</b>										
<input type="checkbox"/> <b>Account Comments</b>										
>>> 2006-05-05 CONVERSION TO 2005 FACTOR BOOK. POTENTIAL RMV CHANGE ONLY - NO EXCEPTION GENERATED DUE TO THE CONVERSION. BEGINNING YEAR VALUE ADJUSTED TO REFLECT 2005 FACTOR BOOK.										
<input type="checkbox"/> <b>Exemptions / Special Assessments / Notations / Potential Liability</b>										
<b>Notations</b>										
Description	Tax Amount		Year Added		Value Amount					
STATE FIRE PROTECTION			2006							
CONVERSION TO 2005 FACTOR BOOK			2006							
<input type="checkbox"/> <b>Location Map</b>										

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1951

# Bill of Sale

Know All Men by These Presents:

That John T. Barham

the party of the first part, in consideration of the sum of Eighteen hundred (\$1800.00) dollars, current lawful money of the United States of America, to be ~~xxxxxxx~~ paid by Charles A. Goebel and, or, Ethel M. Goebel

the party of the second part, the receipt whereof is hereby acknowledged, do by these presents sell and convey unto the party of the second part, their executors, administrators, and assigns to wit, as follows:-

Three hundred (\$300.00) dollars in cash herewith and five hundred (\$500.00) dollars a year for three (3) years until the total, cash and annual payments amounting to eighteen hundred (\$1800.00) dollars has been paid, at the annual interest rate of five and one half (5-1/2 %) percent, for-  
"Cabin (house) and improvements, furnishings, etcetera, located on Lot 8, Castle Creek, Summer Homesites, Rogue River National Forest (Oregon)."

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To Have and to Hold the same unto the party of the second part, their executors, administrators, and assigns forever.

And I do for their heirs, executors, and administrators, covenant and agree with the party of the second part, their executors, administrators, and assigns, to warrant and defend the sale of the said property, goods, and chattels, unto the party of the second part, their executors, administrators, and assigns, against all and every person and persons whomsoever lawfully claiming or to claim the same.

In Witness Whereof, the party of the first part has executed these presents the 18<sup>th</sup> day of November one thousand nine hundred and fifty-one.

The party of the second part hereby attests to the foregoing in promissory to make the aforementioned payments to the party of the first part.  
John T. Barham  
Charles A. Goebel  
Ethel M. Goebel