- Joel Plahn assisted 503-9860349



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 **StoreWater in a Reservoir** (Standard Review)

Standard Review Process (ORS 537): You must use this form for any reservoir storing more than 9.2 acre-feet *and* with a dam more than 10 feet high.

Use a separate form for each reservoir. However, to obtain authorization for multiple reservoirs, multiple forms may be combined into one application if filed at the same time.

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. 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 INFORM	MATION:				
Applicant:	e	Bich	lea		
Mailing Address: 499	30 Enter	ARISE K	Last		
Adlige	······································	<u>State</u>	91	<u>338</u>	
Phone: <u>503 - 623</u> .		Work		Other	
*Fax:	*Ema	il Address:			
 I(We) make application fo the State of Oregon. The n 2. SOURCE OF WATEL a tributary of	ame of the reservoir is	Buhler	Reservior	(
Is the proposed use an enla				and the second of	
If the reservoir is not in ch	annel of a stream, stat	e how it is to be fil	led:		
Raon Run e	F			AUG 1 1 2	2010
					A Constant of the second secon
	Fo	r Department Use			
App. No	Permit N	Io	Date		
Last updated: 12:23:2009	ke Buhles	Storage Water I R WHH	Questi	wr MB 503	-6Z

503-623-2381

3. DAM HEIGHT AND COMPOSITION

The maximum height of the structure will be 17 feet above streambed or ground surface at the centerline of the crest of the dam.

Note: If your dam height is greater than or equal to 10.0' above land surface **AND** your reservoir will store equal to or greater than 9.2 acre-feet, engineered plans and specifications must be approved prior to storage of water.

The dam will be (check one): 🕱 Earthfill C Concrete C Flash board C Other

If "other" give description:

4. PRIMARY OUTLET WORKS

Describe the location and the dimensions of the outlet conduit through the dam:

24" in conneter

NOTE: Most dams across a natural stream channel will need an outlet conduit having a minimum diameter of 8 inches or greater.

5. EMERGENCY SPILLWAY

Describe the location and the dimensions of the spillway channel:

Around Let end of NAM Botton Width 15' Top Width 31.7'

6. THE USE(s) of the impounded water will be:

Mult: Punpose Use

AUG 1 1 2001

7. THE AMOUNT OF WATER to be stored is: The area submerged by the reservoir, when filled, will be _	14,4	_acre-feet. acres.
8. PROJECT SCHEDULE (List Month and Year)	٨	٨
Proposed date construction will begin:	Dis forest	d
Proposed date construction will be completed:	Per another	
Proposed date beneficial water use will begin:		

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) \bigcirc Yes \bigotimes No

9. PROPERTY OWNERSHIP

¥

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

 \swarrow Yes (Please check appropriate box below then skip to section 10)

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))

C 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*	1	and the second s			
	AUG 1	1 2010			
	$= \int_{-\infty}^{\infty} \frac{2^{-2} e^{-2} e^{-2}}{2(2-2)} e^{-2} e^{-$				

* Attach additional sheet(s) if necessary.

10. 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 reservoir location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

11. 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, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

<u>8-09-20</u>10 Applicant: Signature (If more than one applicant, all must sign.,

Before you submit your application be sure to:

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

AUG A 2 2013



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.

Applicant Name:	Jennie	Bucher		
Mailing Address:	4980 5	nterArise	Rd	
City: BALLA	Ks	tate: On Zip:	77338	Day Phone: 503-623-0844

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	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
6 south	Swist	31		300		🔁 Diverted 🔲 Conveyed 🔩 Used	
						Diverted Conveyed Used	
						Diverted Conveyed Used	
						Diverted Conveyed Used	

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

B. Description of Proposed Use

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

Permit to Use or Store Water			Exchange of Water	AUG 1 1 ZUNU
 Allocation of Conserved Wa Permit Amendment or Group 	ter 🗌 Limited W	ater Use License		Alexandro and a second se
Source of water: Reservoir/Pond Estimated quantity of water needed:	□ Ground Water <u>14,4</u> □ cut		ater (name) d _ gallons per minute	🖌 acre-feet
Intended use of water: Irrigation Municipal	Commercial Quasi-municipal	Industrial	Domestic for	_household(s) Acceptose_Use
Briefly describe:			/	<i>v</i>

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





Water Resources Department North Mall Office Building 725 Summer Street NE, Suite A Salem, OR 97301-1266 503-986-0900 FAX 503-986-0904

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdictions where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

AUG 1120.0

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 proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): $\frac{p_{13}}{200}$

Land uses to be served by proposed water uses (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:			
			Obtained		Being pursued
			Denied		Not being pursued
			Obtained		Being pursued
			Denied		Not being pursued
			Obtained		Being pursued
			Denied		Not being pursued
			Obtained		Being pursued
			Denied		Not being pursued
			Obtained		Being pursued
			Denied		Not being pursued

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

The subject reservoir is existing and is identified as an invertoried significant wetland. This has not been never for result expansion.

AUG 1 1 2010

Name: Jerry Sork Title: Planning Supervisor Signature: Phone: 503-623-9237 Date: 8/6/10 Government Entity: Polk Country

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

<u>AFTER RECORDING RETURN TO</u>: Jennie Ruth Buhler c/o Lane P. Shetterly Attorney at Law P. O. Box 105 Dallas, OR 97338

<u>SEND TAX STATEMENTS TO</u>: Jennie Ruth Buhler 4980 Enterprise Road Dallas, OR 97338



CONSIDERATION: \$0.00

BARGAIN AND SALE DEED

AUG 1 1 2010

Jennie Ruth Buhler, also known as Ruth Buhler, and Maribeth Steward, grantors, convey to Jennie Ruth Buhler and Maribeth Steward, grantees, not as tenants in common, but jointly with right of survivorship, the following described real property, to wit:

Parcel I:

Beginning at an iron pin 1 ½ inches square on the North boundary of the James B. Riggs and wife Donation Land Claim, Not. No. 1907, Claim No. 75 in Township 6 South, Range 5 West of the Willamette Meridian, Polk County, Oregon, said beginning point and pipe is 35.43 chains West of the Northeast corner of said Riggs Donation Land Claim; thence South 33.38 chains; thence North 89°45' West 37.03 chains; thence North 27°20' East 37.69 chains to an iron pipe in the North boundary line of the Riggs D.L.C.; thence East 19.73 chains to the place of beginning.

SAVE AND EXCEPT that portion conveyed to Gordon J. Buhler and J. Ruth Buhler by deed recorded June 5, 1978, in Book 128, Page 469, Book of Records, Polk County, Oregon. ALSO, SAVE AND EXCEPT that portion conveyed to Gordon J. Buhler by deed recorded April 6, 1978, in Book 123, Page 941, Book of Records, Polk County, Oregon. ALSO SAVE AND EXCEPT that portion conveyed to J. Ruth Buhler by deed recorded June 5, 1978, in Book 128, Page 468, Book of Records, Polk County, Oregon. (Tax Lot 300).

Parcel II:

Beginning at a railroad spike in the center of County Road M-3 which is 2353.07 feet South 89°48'56" West of the Northeast corner James B. Riggs Donation Land Claim No. 75 in Township 6 South, Range 5 West, Willamette Meridian, Polk County, Oregon, running thence South 0°41'29" East 790.60 feet to an iron rod; thence North 83°11'24" West 1625.71 feet to a railroad spike in the center of County Road M-3, thence North 27°00'15" East 666.29 feet to an iron rod in an 1 ½" iron pipe which is 3655.24 feet South 89°48'56" West of the Northeast corner of D.L.C. No. 75, thence North 89°48'56" East 1302.17 feet to the point of beginning. (Tax Lot 301).

Bargain and Sale Deed

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930.

There is no consideration for this conveyance.

AUG 1 1 2010

DATED this <u>22nd</u> day of January, 2002.

) ss.

Jeanie Ruth Buhler, also known as Ruth Buhler

manifice Aturned

Maribeth Steward

STATE OF OREGON,

County of Polk.

The foregoing instrument was acknowledged before me this <u>22nd</u> day of January, 2002, by Jennie Ruth Buhler, also known as Ruth Buhler.



NOTARY PUBLIC FOR OREGON My Commission Expires: <u>12/09/04</u>

STATE OF OREGON,)) ss. County of Polk.)

The foregoing instrument was acknowledged before me this 2^{+++} day of January, 2002, by Maribeth Steward.

NOTARY PUBLIC FOR OREGON My Commission Expires: 0 or 2, 2 as

H\L\Buhler\DeedJRBM



Bargain and Sale Deed

Page 2 of 2



AUG 1 1 2010

SALEM OREGON





			STE	EL S	CHE	DULE			
Location	Mark	Size	Quan.	Length	Туре	A	В	G	Total Length
Apron	AI	4	2	5'-6"	2	1-0"	4'-6"		11-0"
	A2	4	1	6'-0"	2	1-0"	5'-0"		6'-0"
	A3	4	2	6'-9"	30	:-0"	9"	4'-0"	11'-6"
-	_A4	4	1	1'-9"	2	1-0"	9"		1-9
	A5	4	1	2-6"	51				2-6"
	A6	4	3	2'-6"	St				7-6"
-	A7	4	4	9"	51				3-0"
Sidewall	51	4	2	2-9"	<u>Şt</u>				5-6" 9-6"
	<u>52</u>	4	2	4-9	2	/-8"	3'-1"		9-6"
*	53	4	2	5-3	2	1-10"	3-5		10-6"
	S4	4	2	5'-6"	2	1-9"	3'-9"		11'-0"
*	55	4	2	5'-9"	2	1-8"	4'-1"		11'-6"
•	56	4	2	8'-0"	2 2	1-9	4'-6"	1'-9" 6"	16-0"
	57	4	2	6'-9"	2	1-9	4'-6"	6	13-0"
	58	4	2	6'-3"	2	i-9"	4'-6"		12-6"
	59	4	2	4-9	2	1-0	3'-9"		9-6"
	\$10	4	1	4'-0"	2	1-10"	2-2		4'-0"
*	S//	4	2	4'-9"	51				9.6"
Headwall	HI	4	2	2-6	51				7-6"
	H2	4	2	6'-0"	St				12'-0"
	H3	4	1	2'-0"	51				2-0"
	H4	4	2	2'-6"	57				5-0

TYPE 2

TYPE 30

BAR BENDS

TABLE OF QUANTITIES					
Concrete	1.57 Cu. Yds. (Class 3000)				
Reinforcing Steel	122 Lbs.				
Total Bar Length	182'-0" (No. 4 bars)				



UPSTREAM ELEVATION







RECEIVED AUG 1 1 2010

