



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

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WATER RESOURCES DEPT  
 SALEM, OREGON

Application for a Permit to  
**Store Water in  
 a Reservoir**  
 (Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

**Use a separate form for each reservoir**

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, insert "n/a". 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).

**1. APPLICANT INFORMATION**

Applicant: Ann Ingham  
First Last

Mailing Address: 26248 Metolius Meadows Drive

Camp Sherman OR 97730  
City State Zip

Phone: 541-595-2183  
Home Work Other

\*Fax: \_\_\_\_\_ \*Email Address: \_\_\_\_\_  
*\*optional information*

**2. LOCATION AND SOURCE**

- A. Reservoir Name: \_\_\_\_\_
- B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: LAKE CREEK Tributary to: METOLIUS RIVER

**C. Reservoir Location**

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
<u>13S</u>	<u>9E</u>	<u>16</u>	<u>NE SE</u>	<u>200</u>

D. County of Use: JEFFERSON

E. Dam: Maximum height of dam: excavated feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity.  
 List quantity in Acre-Feet: 0.28

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

**3. WATER USE**

Indicate the proposed use(s) of the stored water. 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 including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multipurpose

**For Department Use**  
 App. No. R-87653 Permit No. \_\_\_\_\_ Date \_\_\_\_\_

4. 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 5)

- 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). (Do not check this box if you described your use as "Multipurpose" in #3 above)

List Name and mailing addresses of all affected land owners:

Metolius Meadows Property Owners Association
P.O. Box 120
Camp Sherman, OR 97730

5. ENVIRONMENTAL IMPACT

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A. Channel: is the reservoir In Stream or off channel?

B. Wetland: is the project in a wetland? Yes No Don't know

C. Existing: is this an existing reservoir? Yes No

If yes how long has it been in place? 40+ years

D. Fish Habitat: Is there fish habitat upstream from the proposed structure? Yes No Don't know

If yes, how much? 4.5 miles

E. Partnerships: Have you been working with other agencies? Yes No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

Upper Deschutes Watershed Council 541-382-6103 (Mathias Perle)
Oregon Department of Fish and Wildlife 541-388-6363 (Ted Wise)
District 11 Watermaster (Jeremy Giffin)

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

Handwritten signature: Anne Ingham

Handwritten date: 9/9/2010

Landowner Signature

Date

Before you submit your application be sure you have:

- Answered each question completely.
Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
The map must meet map requirements to be accepted.
Included a land use form or receipt stub signed by a local planning official.
Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$300. In addition, there is a fee of \$25 per acre-foot or fraction thereof. Example: 0.3 AF= \$325; 1.5 AF= \$350; 20.0 AF= \$800; 30.0 AF= \$1050. Plus a permit recording fee of \$400 (this fee is refunded if no permit is issued).

R-87653

see T-11076

# Land Use Information Form



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

Applicant(s): Ann Ingham

Mailing Address: 26248 Metolius Meadows Drive

City: Camp Sherman

State: OR

Zip Code: 97759

Daytime Phone: 541-595-2183

## 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:
<u>13S</u>	<u>9E</u>	<u>16</u>	<u>NW SE</u>	<u>3300</u>	<u>CSRR</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	<u>NE SE</u>	<u>200</u>	<u>CSRR</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>pond</u>
_____	_____	_____	_____	<u>various</u>	<u>CSRR</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>irrigation</u>
_____	_____	_____	_____	_____	_____	<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, and/or used or developed:

Camp Sherman, Jefferson County

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## 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   
  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License   
  Allocation of Conserved Water   
  Exchange of Water

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

Estimated quantity of water needed: 0.052   
 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 pond maintenance

Briefly describe:

Applicant is transferring 0.14 acre of irrigation water to pond maintenance, and applying for recognition of a historic point of diversion for an additional 2.86 acres of irrigation water.

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

See bottom of Page 3. →

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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 uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 343 of the Jefferson County Zoning Ordinance.
- Land uses to be served by the 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:	
		<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
		<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 Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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Name: Jon Skidmore, AICP  
Title:

Title: Planning Director

Signature: [Handwritten Signature]

Phone: 541-475-4462  
Date:

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 3/10/10

Government Entity: Jefferson County

**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.



T 11076

*Ann Ingham*

26248 SW Metolius Meadows Drive  
Camp Sherman, OR 97730  
541-595-2183

April 21, 2010

To: Oregon Water Resources  
Re: Request for Water Right Transfer

Dear Water Resources,

I am writing this letter to you in order to explain why my neighbors and I are requesting a transfer of surface irrigation water rights into pond maintenance water rights. These rights, dating back to 1888, were adjudicated in 1926. At that time, the sitting judge decided that we had so much water in the Metolius River valley we did not need any extra or "carrying" water allocated to convey our water rights through the diversion. Therefore, the only water we have is that which is allocated to the ten of us, with a very small amount for stock watering rights.

In 1991, the Metolius Meadows Development in which we live had to reallocate all of our water rights. The water master at the time could not have foreseen the current salmon restoration project and the impact it would have on our water rights. He assured me that we would always be allowed to have water running through our diversion year round. Therefore, he did not advise me to transfer any Metolius Meadows surface water rights into maintenance water rights for the pond you see in the photos. If I had known about pond maintenance water rights, I would have requested the transfer at that time. We also were not required to install a headgate on our diversion as the unused water flows back into Lake Creek. These decisions have now become a major issue with the salmon restoration project under way.

I have included several photographs to show you that we have diligently used this pond not only for irrigating our properties, but also as the only source of water (from the in-ground trough) for the horses, and as a wildlife area for all the birds, waterfowl, and native wildlife in the area to use freely. The Great Blue Heron visits frequently, as do the otters. The Canada Geese nest nearby and bring their goslings to swim and feed in the pond every spring. We also have four mated pairs of Wood Ducks every spring, along with Hooded Mergansers, Mallards, and Barrow's Goldeneye ducks. Deer have given birth to fawns close to the pond in the willows. We have frequent visits from raccoons, an occasional river mink, muskrat, and beaver.

Last fall we closed off the diversion at Lake Creek and began dredging the pond in preparation for lining it. The diversion has sat empty all winter. As you can see in the photos, some water remained in the pond over the winter. This water is an accumulation of groundwater, rain, and snowmelt over the winter. It appears that we have a water table that is several inches above the bottom of the pond, but not enough to keep the pond filled to the point of flowing through the culvert and down the rest of the canal. It is also not enough water to fill the horse trough, but enough to pose a danger as a muddy pit for the neighbors to walk by in the wintertime.

We have obtained a written approval from our homeowners' board to make the transfer of water for pond maintenance. I have had many conversations with our local Water Master Jeremy Giffin, Mathias Perle of Upper Deschutes Watershed Council, Ted Wise of Oregon Department of Fish and Wildlife, and Michelle Sims, our surveyor. Everyone has been very helpful and supportive of what we are attempting to do. It is everyone's hope that we will be able to keep our diversion full of flowing water year-round. It would be most unfortunate to have to close it off for nine months of the year.

Sincerely,

*Ann Ingham*

Ann Ingham

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