



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

Expedited Secondary
 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. Applicants

Applicant: Kelly and Barbara Voigt
First Last

Mailing Address: P.O. Box 369

Prairie City OR 97869
City State Zip

Phone: 541-820-4354 541-820-3722 N/A
Home Work Other

*Fax: N/A *Email Address: N/A

B. Organizations

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

Name of Organization: N/A

Name and Title of Person Applying: N/A

Mailing Address or Organization: N/A

N/A N/A N/A
City State Zip

Phone: N/A N/A
Day Evening

*Fax: N/A *Email Address: N/A

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For Department Use		
App. No. <u>S-87700</u> <u>S-87577</u>	Permit No. _____	Date _____

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: Stored water/unnamed pond Tributary to: _____

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).

See attached permit application

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.)

Should be processed as EZ w/ water right & agent!

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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Surface Water/2

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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.

N/A

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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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
Reservoir	Irrigation & Stockwater	3 cfs gpm af
	and Domestic	cfs gpm af
		cfs gpm af
		cfs gpm af

C. Period of Use

Indicate the time of year you propose to use the water:

(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

Domestic + Stockwater = Year Round

Irrigation = 5/1 - 10/31

If you will be applying water to land, indicate the total number of acres where water will be applied or used:

(This number should be consistent with your application map.)

1

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): _____

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): _____

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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 2 inch PVC Length 1000 +/- ft.

other, describe: _____

D. Application/Distribution Method

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

Develop spring. Convey water via gravity pipeline to pond for storage and stockwater. Convey stored water via gravity pipeline to irrigate field.

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.

Storage pond and gravity pipeline to irrigate field is best way to conserve water.

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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:

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions:

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

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

- 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: May 1, 2010

Proposed date construction will be completed: May 1, 2012

Proposed date beneficial water use will begin: May 1, 2012

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

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.

[Empty rectangular box for remarks]

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

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

Kelly D. Voigt - 2-23-11 *Barbara J Voigt 2-23-11*
Kelly D. Voigt *Barbara J Voigt* *2-1-10*
 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:
www.wrd.state.or.us

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I certify that this instrument was received and recorded in the book of records of said county.

KATHY MCKINNON

Grant County Clerk
by Kathy McKinnon Deputy,

DOC#: 20091751D PG 1
RCPT: 91751 23.50
8/18/2009 3:37 PM

After recording return to: (Name, Address, Zip)

Until requested otherwise, send all tax statements to: (Name, Address, Zip)
<u>Kelly Voigt</u>
<u>P.O. Box 369</u>
<u>Prairie City OR 97869</u>

SPACE ABOVE

**WARRANTY DEED
(Corporate Grantor)**

D.R. Johnson Lumber Company, an Oregon Corporation, Grantor, conveys and warrants to Kelly D. Voigt and Barbara J. Voigt, as tenants by the entirety, Grantee, the following described real property free of encumbrances, except as specifically set forth herein situated in Grant County, State of Oregon, described as follows, to-wit:

A tract of land situated in the SW1/4 of Section 7, T.13S., R.33E., W.M., Grant County, Oregon, described as follows:

Beginning the SW Corner of said Section 7, thence north, along the west line of said Section 7, a distance of 1320.00 feet;
thence east, 1345.40 feet;
thence south, 1320.00 feet, more or less, to the south line of said Section 7;
thence west, along the south line of said Section 7, a distance of 1345.40 feet to the place of beginning.
(Portion of Tax Acct. 4-2 13-33 801; Ref. 3379)

Subject to and excepting: - matters of record

12912

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER SECTIONS 2, 3 AND 5 TO 22 OF CHAPTER 424, OREGON LAWS 2007 (BALLOT MEASURE 49 (2007)). THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER SECTIONS 2, 3 AND 5 TO 22 OF CHAPTER 424, OREGON LAWS 2007 (BALLOT MEASURE 49 (2007)).

The true and actual consideration for this conveyance is \$40,000.00. (Here, comply with the requirements of ORS 93.030.)

Dated this 14 day of August, 2009.

DR Johnson Lumber Company, an Oregon Corporation

By: Valerie A. Johnson Eves
Valerie A. Johnson Eves, President

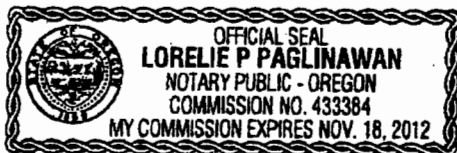
STATE OF Oregon }
County of WASHINGTON } ss.

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This instrument was acknowledged before me on this 14th day of August, 2009 by Valerie A. Johnson Eves as President of DR Johnson Lumber Company, an Oregon Corporation.



Valerie P. Paglinawan
Notary Public for Oregon
My commission expires:

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REV. 11/20/03

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR. 97301-1271
(503) 986-0900
www.wrd.state.or.us

SPRING DESCRIPTION SHEET

- 1. Is the spring on the property owned by the applicant? YES NO
- 2. If not, give name and address of legal owner: N/A
- 3. Have you secured consent of the legal owner of the spring to appropriate water and for construction of your delivery system? YES NO
- 4. If you do not have such consent, do you expect to secure right-of-way through condemnation? YES NO
- 5. What is the maximum flow from the spring in gallons per minute or cubic feet of water per second?
What is the maximum flow? 10+/- gpm
Is flow measured or estimated? MEASURED ESTIMATED
- 6. Does the stream flowing from the spring form a well defined natural channel?
YES NO
- 7. Does the water flow off the lands on which it first arises? YES NO
- 8. Give the name of the stream or other body of water into which the water from the spring flows: N/A
- 9. If the water from the spring sinks or evaporates before reaching other water, give the distance water flows from spring before vanishing: 75+/- ft.
- 10. Remarks: None

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I certify that the information I have provided on this form is accurate, true and correct to the best of my knowledge:

Applicant Kelly D. Voigt Signature _____ Date 2-1-10

Signature Barbara J. Voigt Date 2-1-10
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Oregon Water Resources Department

FORM I
FOR IRRIGATION USE

1. Please indicate whether you are requesting a primary or supplemental water right, as well as the number of acres that will be irrigated for each type. The acreages must match those shown on the map submitted with your application.

[x] Primary: 1.0 Acres

[] Supplemental: Acres (supplemental irrigation can be used only when the primary right is not available, and must match the season of the primary right)

List the permit or certificate number of the primary water right that underlies each supplemental right.

Circle one

Season Allowed

Table with 2 columns: Permit/Certificate #, Season Allowed. Row 1: N/A, empty. Row 2: empty, empty. Row 3: empty, empty. Row 4: empty, empty.

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

4.0 acre-feet (typically 2.5 or 3.0 acre-feet per acre)
(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons)

3. For Limited License applications proposing to use water for irrigation. If for use of stored water, a limited license may be issued for up to one year with a valid contract for stored water per ORS 537.143(9). A limited license may also be issued for irrigation from live flow or groundwater, if the sole purpose is to establish a crop for which no further irrigation will be required after the crop is established per ORS 537.143(6)(a). Please describe the proposed project and indicate if stored water, live flow, or groundwater is to be used. When irrigation is needed to establish a crop, you must justify why more than one year is required.

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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.

Applicant Name: KELLY & BARBARA VOIGT
Mailing Address: P.O. Box 369
City: PRAIRIE CITY State: OR Zip: 97869 Day Phone: 541-820-3722

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:
135	33E	7	SWSW	1001	MUR	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	GRADING
						<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. GRANT COUNTY, OR

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 10 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for 1 household(s)
 Municipal Quasi-municipal Instream Other LIVESTOCK WATERING

Briefly describe: Multi purpose storage

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

S-87577

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

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Kelly + Barb Voigt
13-33 + L1801

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): Art 6.6 GCLDC

Section 18

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:	
<u>NON-Farm dwelling</u>		<input checked="" type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<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.

agricultural use allowed outright in the multiple use Range zone

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non farm dwelling approved by CU-98-35
domestic use associated with dwelling

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Name: Shannon Springer Title: Assistant Planner

Signature: [Signature] Phone: 541-575-1519 Date: 1/26/10

Government Entity: Grant County Planning Department

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.

Receipt for Request for Land Use Information

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Applicant name: _____
City or County: _____ Staff contact: _____
Signature: _____ Phone: _____ Date: _____

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