

Application for a Permit to Use Surface Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME Donald E. Walker & Jackie Pross		PHONE (HOM) 541-997-6343
PHONE (WK)	CELL 541-997-4493	FAX
ADDRESS PO Box 94 82800 Ocean Blvd.		
CITY Westlake	STATE OR	ZIP 97493
E-MAIL *		

Organization Information

NAME		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL *

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME		PHONE	FAX
ADDRESS		CELL	
CITY	STATE	ZIP	E-MAIL *

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

RECEIVED

APR 13 2012

**WATER RESOURCES DEPT
SALEM, OREGON**

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.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- 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 cancelled.
- 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.

RECEIVED

APR 30 2012

**WATER RESOURCES DEP
SALEM, OREGON**

I (we) affirm that the information contained in this application is true and accurate.



 Applicant Signature: Donald E. Walker Print Name and title if applicable: Donald E. Walker Date: 4/13/12
 Applicant Signature: Jackie Pross Print Name and title if applicable: Jackie Pross Date: 4/13/12

Revise	App. No. <u>S-87804</u>	For Department Use Permit No. _____	Date _____
--------	-------------------------	--	------------

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- Yes
 - There are no encumbrances.
 - This land is encumbered by easements, rights of way, roads or other encumbrances.
- No
 - 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 irrigation and/or domestic use only (ORS 274.040).
 - Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (attach additional sheets if necessary).

We own all the property to the lake. No other landowners are affected. Permit to cut across Ocean Blvd has been obtained. Copy enclosed.

RECEIVED

APR 16 2012

WATER RESOURCES DEPT
SALEM, OREGON

SECTION 3: SOURCE OF WATER

A. 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: Siltcoos Lake Tributary to: Siltcoos 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).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in item 3A 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.)

N/A

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
SALEM OREGON

If *all* sources listed in item 3A 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.

SECTION 4: WATER USE

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	USE	PERIOD OF USE	AMOUNT
Ziltans Lake	1 household domestic use	indefinite / year around	7 ² / ₁₀₀₀ <input type="checkbox"/> cfs <input checked="" 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
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:
 Please indicate the number of primary and supplemental acres to be irrigated.
 Primary: _____ Acres Supplemental: _____ Acres
 List the Permit or Certificate number of the underlying primary water right(s):
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season:

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

RECEIVED

APR 16 2012

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
 SALEM, OREGON

WATER RESOURCES DEPT
 SALEM OREGON

WR

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

- Pump (give horsepower and type): *1/2 hp Flint & Walling*
- Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

Underground pipe from house to lake with pump submerged in lake.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

NA

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

Water is to be the primary source for household use. Pump will be submerged in the lake in a protected part of the shoreline. Riparian area will be returned to the way it is. A fish filter will be on the intake.

SECTION 6: RESOURCE PROTECTION

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:

RECEIVED

APR 16 2012

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
SALEM, OREGON

SECTION 7: PROJECT SCHEDULE

Date construction will begin: 9/15/12
Date construction will be completed: 2/30/12
Date beneficial water use will begin: 9/30/12

SECTION 8: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 9: REMARKS

Use this space to clarify any information you have provided in the application.

RECEIVED
APR 16 2012
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
APR 9 6 2012
WATER RESOURCES DEPT
SALEM, OREGON

Land Use



Information Form

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 jurisdiction(s) 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. Please be aware that your application will not be approved without land use approval.

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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying 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.

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 13 2012

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 16 2012

RECEIVED

APR 16 2012

WATER RESOURCES DEPT

Land Use Information Form

WATER RESOURCES DEPT
SALEM, OREGON



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

Applicant: Donald/Jackie Walker/Pross
First Last

Mailing Address: PO Box 94

Westlake OR 97493 Daytime Phone: 541-977-6343
City State Zip

A. Land and Location 82800 Ocean Blvd, Westlake, OR. 97493

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	1/4	Parcel #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use
<u>19</u>	<u>12</u>	<u>34</u>	<u>21</u>	<u>03800</u>		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>residence</u>
						<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	

Lot 14 Block 9, Westlake platted n book 7, pg 2 Lane Co

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Lane County
Westlake, OR.

RECEIVED

APR 9 6 2012

WATER RESOURCES DEPT
SALEM, OREGON

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) Siltcoos Lake

Estimated quantity of water needed: 7 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

Briefly describe:

We want a permit to use water from Siltcoos Lake for our 2 person household. We own & live on a lakefront lot. 82800 Ocean Blvd. Westlake, OR. 97493

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.

RECEIVED

APR 16 2012

WATER RESOURCES DEPT
SALEM, OREGON

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): Chapter 155 Zoning & Development
- 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
		<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.

RECEIVED
APR 9 6 2012
WATER RESOURCES DEPT
SALEM, OREGON

Name: Fred Hilden Title: City Recorder
 Signature: [Signature] Phone: 541-997-3338 Date: 4/23/2012
 Government Entity: City of Dunes City

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

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

2

RETURN TO CASCADE TITLE CO.



TITLE NO. 0255130 TL
ESCROW NO. FL07-4931
TAX ACCT. NO. 0873065
MAP/TAX LOT NO. 19-12-34-21-03500

Division of Chief Deputy Clerk
Lane County Deeds and Records

2007-075081



\$26.00

00955199200700750810010019

11/05/2007 12:57:37 PM

RPR-DEED Cnt=1 Stn=5 CASHIER 06
\$5.00 \$11.00 \$10.00

WARRANTY DEED -- STATUTORY FORM

JAMES M. JACKSON, Grantor,

conveys and warrants to

DONALD E. WALKER, an unmarried man and JACQUELYN L. PROSS, an unmarried

the following described real property free of encumbrances except as specifically set forth herein:

Lot 14, Black 9 WESTLAKE, as platted and recorded in Book 7, Page 2, Lane County Oregon
Plat Records, in Lane County, Oregon

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES, 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 ORS 197.352.

Except the following encumbrances: Covenants, conditions and restrictions, if any, of record.

The true consideration for this conveyance is \$255,000.00.

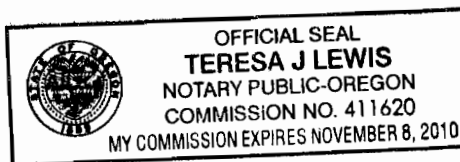
Dated this 2 day of November, 2007.

James M. Jackson
JAMES M. JACKSON

STATE OF OREGON COUNTY OF LANE

SUBSCRIBED AND SWORN TO BEFORE ME BY JAMES M. JACKSON, this 2 day of November, 2007.

Teresa J. Lewis
Notary Public for STATE OF OREGON



JAMES M. JACKSON
PSC 3 BOX 4234
APO, AP 96266
GRANTOR'S NAME AND ADDRESS

Until a change is requested
all tax statements shall be
sent to the following address:
SAME AS GRANTEE

DONALD E. WALKER &
JACQUELYN L. PROSS
PO BOX 94
WESTLAKE, OR 97493
GRANTEE'S NAME AND ADDRESS

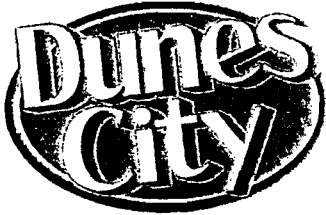
After recording return to:

CASCADE TITLE CO.
811 WILLAMETTE
EUGENE, OR 97401

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
SALEM, OREGON



DUNES CITY • 82877 Spruce St. • Phone: (541) 997-3338
 PO Box 97, Westlake, OR 97493 • Fax: (541) 997-5751
 roads@dunescityor.com

RIGHT-OF-WAY FACILITIES PLACEMENT PERMIT
 (utilities)

PERMIT NUMBER <u>2012021-F</u>	ASSESSOR'S MAP AND TAX LOT NUMBER <u>19-12-34-21-3500</u>
--	---

Property Owner Name: Donald Walker & Jackie Pross Phone: 541-997-6343

Address/Location: 82800 Ocean Blvd Email: _____

RECEIVED

APPLICANT

Utility Company: N/A Phone: _____

Applicant Signature: Jackie Pross Date 4/9/12

APR 30 2012
 WATER RESOURCES DEPT
 SALEM OREGON

Applicant to submit with this placement permit a plat map with a sketch indicating location of the right-of-way, adjacent structures and any existing public facilities such as cable, telephone, electric, etc. and the extent of the proposed use.

Applicant, by signing this permit, understands and agrees that this permit is revocable upon demand by the City Council and that approval of this permit does not authorize the applicant's use of any private properties for any use, including, but not limited to, installation of utilities, water lines, power lines, etc. Furthermore, the applicant, by signing this permit accepts responsibility to locate any existing private and/or public facilities, and hold the City harmless if any damages are incurred.

Applicant, by signing this Right-of-Way Facilities Placement Permit understands that all provisions of Dunes City Ordinances governing this permit will be complied with whether specified herein or not. This permit is subject to existing PUD Franchise Ordinance 170 dated effective July 8, 2004 and all conditions listed therein.

Applicant's Acknowledgement and Signature I, Jackie Pross
 have read and agree to the conditions of this permit, dated: 4/9/12

Fee due upon submission of this permit: **Right-of-Way Facilities Placement Permit - \$75.00 plus a \$25.00 building surcharge fee. The total amount can be included in one check and made payable to Dunes City**

Date to be Completed Aug. 10, 2012 Approved by Road Commission Froy Z Satho

Road Commission Comments: Cut is NOT TO EXCEED 24" wide. PIPE MUST BE PLACED DEPTH @ 36" THROUGH R.O.W. & HALF OF THE STREET MUST BE KEPT OPEN DURING WORK & CUT MUST BE COVERED w/ PLYWOOD UNTIL PAVEMENT IS COMPLETE.

Permit issued by Shed Hill
 City Recorder's Office

Call for Inspection (541-997-3338) Final Inspection Performed _____

By: _____ Date: _____

This permit will expire one-hundred twenty (120) days after date of approval. S-87004

Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- SECTION 1: _____
- SECTION 2: _____
- SECTION 3: _____
- SECTION 4: _____
- SECTION 5: _____
- SECTION 6: _____
- SECTION 7: _____
- SECTION 8: _____
- SECTION 9: _____

RECEIVED

RECEIVED

APR 9 2012

APR 16 2012

WATER RESOURCES DEPT
SALEM, OREGON

WATER RESOURCES DEPT
SALEM, OREGON

- Land Use Information Form - Not signed by local government.
- 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. - Legal description not included with application.
- Fees _____

MAP

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.) - Not identified. 1" = 100' on map
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots : 12^W-34-21-3500 - Need to identify on map.
- Reference corner on map - Not identified on map approx 1/16th cor.
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west) - Need location of point of diversion 1203 465' E approx 1/16th cor.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified - Quarter/Quarter needs to be identified. 21
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other Location of proposed (or existing) home site where water will be used.

S-87804



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

April 17, 2012

Donald Walker and Jackie Pross
P.O. Box 94
Westlake, Oregon 97493

RECEIVED

APR 30 2012

WATER RESOURCES DEPT
SALEM, OREGON

Dear Donald Walker and Jackie Pross:

The Water Resources Department has received your application to use or store water. At this time however, we are unable to accept your application, because the minimum filing requirements are not met according to the Oregon Administrative Rules (OAR 690-310-0040 and 0050).

We are hereby returning the incomplete application and the fees submitted. Please return the application, the required information, and this checklist, so the Department may begin processing your application in a timely manner.

This review is based only on the completeness of your application. Any determination of water availability, compliance with basin plan rules, or any other water related issues has not been made.

Should you have any questions, please do not hesitate to contact Customer Service at the address above or by telephone at 503-986-0817.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Cc: OWRD Fiscal

As per our phone call of 4/25, find corrected form, 2 maps, deed, + facilities placement permit from Dunes City.

Jackie Pross

S-E 7804

Application for a Permit to Use Surface Water



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

RECEIVED

APR 16 2012

**WATER RESOURCES DEPT
SALEM, OREGON**

Water-Use Permit Application Processing

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 (www.oregon.gov/owrd/law.oar). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$300.00 for the applicant and \$600.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

Revised 2/1/2012

S-B 7/2011

Surface Water/1

RECEIVED

APR 30 2012

**WATER RESOURCES DEPT
SALEM, OREGON**

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: source of water requested
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: resource protection
- SECTION 7: project schedule
- SECTION 8: within a district
- SECTION 9: remarks

RECEIVED
APR 16 '2012
WATER RESOURCES DEPT
SALEM, OREGON

Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- 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.
- Fees - Amount enclosed: \$ 1350
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other:

Revised 2/1/2012

S-B 7804

Surface Water/2

RECEIVED
APR 30 '2012
WATER RESOURCES DEPT
SALEM, OREGON